

REGULAR MEETING

Monday, June 15, 1970, 6:30 P.M.

A regular Meeting of the City-County Council of Indianapolis-Marion County convened in the Council Chambers of the City-County Building at 6:30 P.M. on Monday, June 15, 1970.

President Hasbrook in the Chair.

The Clerk called the roll:

Present: Mr. Boyd, Mr. Broderick, Mr. Brown, Mr. Cottingham, Mr. Egenes, Mr. Forestal, Mr. Gorham, Mr. McPherson, Mr. Moriarty, Mr. SerVaas, Rev. Williams, and President Hasbrook.

Absent: Mr. Leak.

President Hasbrook announced that Mr. Leak was in the hospital.

Mr. McPherson moved, seconded by Mr. Gorham, to dispense with the reading of the Journal of the previous meeting, which was carried by unanimous consent.

President Hasbrook called for the reading of Communications from the Mayor and other City-County Officials.

COMMUNICATIONS FROM THE MAYOR AND
OTHER CITY-COUNTY OFFICIALS

June 2, 1970

TO THE HONORABLE PRESIDENT AND MEMBERS OF THE
CITY-COUNTY COUNCIL OF INDIANAPOLIS-MARION COUNTY,
INDIANA:

Gentlemen:

I have this day approved with my signature and delivered to the
City-Clerk, Marjorie H. O'Laughlin, the following City-County Ordinance:

General Ordinance No. 96, 1970—amending Title 4, Chapter 8,
Section 4-812, parking prohibited at all times.

Respectfully submitted,

RICHARD G. LUGAR
Mayor

June 4, 1970

TO THE HONORABLE PRESIDENT AND MEMBERS OF THE
CITY-COUNTY COUNCIL OF INDIANAPOLIS-MARION COUNTY,
INDIANA

Gentlemen:

I have this day approved with my signature and delivered to the
City Clerk, Marjorie H. O'Laughlin, the following City-County Ordinance:

General Ordinance No. 97, 1970—authorizing the City to make a
temporary loan for the use of the Park General Fund.

Respectfully submitted,

RICHARD G. LUGAR
Mayor

June 15, 1970]

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June 15, 1970

TO THE HONORABLE PRESIDENT AND MEMBERS OF THE
CITY-COUNTY COUNCIL OF INDIANAPOLIS-MARION COUNTY:

Gentlemen:

Pursuant to the laws of the State of Indiana, I caused to be posted in three (3) public places and published in the Indianapolis News and the Indianapolis Commercial on June 4, 1970 and again on June 11, 1970, a "Notice to Taxpayers" of a public hearing on Monday, June 15, 1970, in Room 221 of the City-County Building at 6:30 P.M. on Appropriation Ordinance Nos. 11, 12, 14, 15, 16, and 17, 1970.

Also pursuant to the laws of the State of Indiana, I caused to be published in the aforementioned papers on June 8, 1970, and again on June 15, 1970, General Ordinance No. 96, 1970.

Respectfully submitted,

MARJORIE H. O'LAUGHLIN
City Clerk

June 15, 1970

TO THE HONORABLE PRESIDENT AND MEMBERS OF THE
CITY-COUNTY COUNCIL OF INDIANAPOLIS, MARION COUNTY,
INDIANA:

Gentlemen:

Transmitted herewith are 28 copies of the following City-County Ordinances and Special Resolution:

APPROPRIATION ORDINANCE NO. 13, 1970, transferring \$60,000.00 from the City General Fund to the Department of Public Safety, Administration, for a planning study on law enforcement needs in Marion County and the eventual merger of the City Police and the law enforcement arm of the Sheriff's Department.

REV. ANDREW L. WILLIAMS
Councilman

APPROPRIATION ORDINANCE NO. 19, 1970, transferring \$90,000.00 from funds in the Department of Transportation to certain designated funds of the Department of Transportation, to provide for a partially contributory health insurance plan, and for non-contributory death benefits for employees of said Department.

WILLIAM K. BYRUM
Councilman

GENERAL ORDINANCE NO. 125, 1970, to amend the Municipal Code, Title 4, Chapter 9, Section 4-902, TWO-HOUR PARKING METER ZONES, and Section 4-911, WHEN TIME LIMITS AND CHARGES SHALL BE IN EFFECT.

WILLIAM K. BYRUM
Councilman

APPROPRIATION ORDINANCE NO. 20, 1970, transferring \$3,000 from certain funds of the Department of Administration, Records Division, to certain designated funds in the same department.

JOE T. GORHAM
Councilman

GENERAL ORDINANCE NO. 133, 1970, authorizing an amendment to the City-County Building Lease, dated August 3, 1959.

WILLIAM K. BYRUM
Councilman

GENERAL ORDINANCE NOS. 126-132, 1970, rezoning ordinances certified from Metropolitan Development Commission on June 4, 1970, and introduced to the Committee on Metropolitan Development on June 10, 1970.

HAROLD J. EGENES
Councilman

President Hasbrook called for the Introduction of New Ordinances.

INTRODUCTION OF NEW ORDINANCES

CITY-COUNTY APPROPRIATION ORDINANCE NO. 13, 1970

Introduced by Councilman Williams.

AN ORDINANCE transferring, appropriating, reappropriating and reallocating the sum of Sixty thousand dollars (\$60,000.00) from certain designated appropriations and from the unexpended, unencumbered and unappropriated balance of the City General Fund to the Department of Public Safety, Administration, for a planning study on law enforcement needs in Marion County and the eventual merger of the City Police and the law enforcement arm of the Sheriff's Department.

WHEREAS, an urgent need for planning of long range law enforcement needs of Indianapolis and Marion County has developed since the adoption of the Budget for 1970, City-County Ordinance No. 2, 1969 (County Ordinance No. 11, 1969) as amended, and

WHEREAS, federal funds may be available to supplement and reimburse the consolidated City and County for part of the expense of a study of such needs; and

WHEREAS, there are funds available in the amount of Sixty thousand dollars (\$60,000.00) for emergency needs and a study of long-range planning for law enforcement in Marion County, Indiana;

NOW, THEREFORE, BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

Section 1. That the sum of Sixty thousand dollars (\$60,000.00) be and the same is hereby transferred from the appropriations, shown below under the heading REDUCE, from the unexpended, unappropriated City General Fund, and the same is hereby appropriated to the department shown below under the heading INCREASE as follows, to-wit:

REDUCE

| | |
|-------------------|--------------------|
| City General Fund | \$60,000.00 |
| Total reduction | <u>\$60,000.00</u> |

INCREASE

DEPARTMENT OF PUBLIC SAFETY
OFFICE OF THE DIRECTOR

| | |
|-------------------------|-------------------|
| | City General Fund |
| 2. Services—Contractual | \$60,000.00 |
| Total increase | \$60,000.00 |

Section 2. That this ordinance be in full force and effect from and after its passage, approval by the Mayor, and publication as required by law.

Which was read for the first time and referred to the Committee on Public Safety.

CITY-COUNTY APPROPRIATION ORDINANCE NO. 19, 1970

Introduced by Councilman Byrum.

AN ORDINANCE transferring, reappropriating, and reallocating the sum of Ninety Thousand Dollars (\$90,000.00) from certain unencumbered and unexpended funds in the Department of Transportation and transferring the same to certain other designated funds of the Department of Transportation created by virtue of the 1970 Budget, City-County General Ordinance No. 1, 1969, as amended, (General Ordinance No. 34, 1969, as amended), declaring an emergency and fixing a time when the same shall take effect.

WHEREAS, The Director of the Department of Transportation has determined that it is in the best interest of the said Department and the citizens located within this City to provide for a partially contributory health insurance plan, and for non-contributory death benefits for employes of the said Department; and

WHEREAS, there are no funds currently allocated for such purpose

by the 1970 Budget Ordinance to enable the Department of Transportation to provide for such benefits; and

WHEREAS, an emergency exists by reason of the immediate need for such protection for Department of Transportation employes, and there are available certain unexpended and unencumbered monies in the Personal Service Account of the Department of Transportation in sufficient amount to be transferred to the Insurance Account within said Department in order to meet this emergency need;

NOW, THEREFORE, BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND OF MARION COUNTY:

Section 1. That the sum of Ninety Thousand Dollars (\$90,000.00) be and the same is hereby transferred, reallocated and reappropriated from the unexpended and unencumbered balance of the Department of Transportation Account No. 1, Services-Personal, to Account No. 5, Current Charges, as follows, to wit:

REDUCE:

DEPARTMENT OF TRANSPORTATION

| | |
|----------------------|---------------------|
| | Transportation Fund |
| 1. Services-Personal | \$90,000.00 |
| Total Reduction | <u>\$90,000.00</u> |

INCREASE:

DEPARTMENT OF TRANSPORTATION

| | |
|--------------------|---------------------|
| | Transportation Fund |
| 5. Current Charges | \$90,000.00 |
| Total Increase | <u>\$90,000.00</u> |

Section 2. This Ordinance shall be in full force and effect from and after its passage, approval by the Mayor and publication as required by law.

Which was read for the first time and referred to the Committee on Transportation.

CITY-COUNTY APPROPRIATION ORDINANCE NO. 20, 1970

Introduced by Councilman Gorham.

AN ORDINANCE transferring, reappropriating and reallocating the sum of Three Thousand Dollars and no/100 (\$3,000.00) from certain designated appropriations for the expenses of the Department of Administration, Records Division, to other certain designated funds of the Department of Administration, Records Division, as created by virtue of the Budget for 1970, City-County General Ordinance Number 1, 1969, as amended (City General Ordinance No. 34, 1969, as amended), and declaring an emergency.

WHEREAS, the Records Division has requested a transfer of funds to meet an unforeseen increase in the amount of microfilming of records which was not anticipated in the Budget for 1970;

NOW, THEREFORE, BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

Section 1. That the sum of Three Thousand Dollars and no/100 (\$3,000.00) be and the same is hereby transferred from the appropriation shown below for the Department of Administration, Records Division, under the heading REDUCE and the same is hereby re-appropriated to said department and division for the uses and purposes shown below under the heading INCREASE as follows, to-wit:

REDUCE:

| DEPARTMENT OF ADMINISTRATION RECORDS DIVISION | | CITY GENERAL FUND |
|--|--|-------------------|
| 1. Services-Personal | | \$3,000.00 |
| TOTAL REDUCTION | | <u>\$3,000.00</u> |

INCREASE:

| DEPARTMENT OF ADMINISTRATION RECORDS DIVISION | | CITY GENERAL FUND |
|--|--|-------------------|
| 3. Supplies | | \$3,000.00 |
| TOTAL INCREASE | | <u>\$3,000.00</u> |

Section 2. This Ordinance shall be in full force and effect from and after its passage, approval by the Mayor, and publication pursuant to law.

Which was read for the first time and referred to the Committee on Administration.

CITY-COUNTY GENERAL ORDINANCE NO. 125, 1970

Introduced by Councilman Byrum.

AN ORDINANCE to amend the Municipal Code of Indianapolis, 1951, as amended, and more particularly Title 4, Chapter 9, Section 4-902 thereof, TWO-HOUR PARKING METER ZONES, and Section 4-911, WHEN TIME LIMITS AND CHARGES SHALL BE IN EFFECT, providing penalties, and fixing a time when the same shall take effect.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

Section 1. That Title 4, Chapter 9, Section 4-902 thereof, TWO-HOUR PARKING METER ZONES, be, and the same is hereby amended by the addition of the following:

Both sides of Indiana Avenue between Senate and West AND

Section 4-911, WHEN TIME LIMITS AND CHARGES SHALL BE IN EFFECT (24 HOURS), be, and the same is hereby amended by the addition of the following to Subsection 4 thereof:

300 block of Massachusetts Ave. between Delaware and Alabama

Section 2. This amendment shall be subject to the penalties as provided in Title 1, Chapter 6, Section 1-601, of the Municipal Code of Indianapolis 1951, as amended.

Section 3. This Ordinance shall be in full force and effect from and after its passage, approval by the Mayor, and compliance with all laws pertaining thereto.

Which was read for the first time and referred to the Committee on Transportation.

CITY-COUNTY GENERAL ORDINANCE NO. 133, 1970

Introduced by Councilman Byrum.

AN ORDINANCE of the City of Indianapolis authorizing the execution of an amendment to the City-County Building Lease dated August 3, 1959, by and among the Indianapolis-Marion County Building Authority, the City of Indianapolis, and The Board of Commissioners of the County of Marion.

WHEREAS, the Indianapolis-Marion County Building Authority (hereinafter called the "Authority"), the City of Indianapolis, Indiana (hereinafter called the "City"), and The Board of Commissioners of the County of Marion, Indiana (hereinafter called the "County") made and executed the City-County Building Lease dated August 3, 1959; and

WHEREAS, the Authority entered into an Amendment to Lease dated April 20, 1965, with the City and County amending, among other provisions, Section 4.01 of the City-County Building Lease concerning fixed annual rentals; and

WHEREAS, the City-County Building Lease at Section 4.01, as amended, and at Section 4.02, provides that the fixed annual rentals and the additional rentals to be paid by the City and County to the Authority shall be in proportion to the percentage of space allocated to the City and County as set forth in Section 3.02 of such Lease; and

WHEREAS, Section 3.02 of the City-County Building Lease provides that the City and County may, by agreement approved by the Authority, reallocate the space assigned to them in the City-County Building; and

WHEREAS, the City and County desire to amend the City-County Building Lease to adjust the percentage of space allocated to the City and County in such Lease to reflect the space actually being utilized by them as of the date of this Amendment.

WHEREAS, a proposed amendment to the City-County Building Lease has been submitted to the City, the County and the Authority;

NOW, THEREFORE, BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS, INDIANA:

Section 1. The City-County Council hereby approves in all respects the Amendment to Lease in the form attached hereto as "Exhibit A" and made a part hereof.

Section 2. The Mayor of the City of Indianapolis be, and he hereby is, authorized and directed to execute the Amendment to Lease in the form attached hereto as "Exhibit A", and that the City Clerk is hereby authorized and directed to attest the Amendment to Lease and to affix thereto the seal of the City.

Section 3. This ordinance shall be in full force and effect immediately upon its passage and signing by the Mayor.

AMENDMENT TO LEASE

Between

INDIANAPOLIS-MARION COUNTY BUILDING AUTHORITY,

LESSOR,

And

CITY OF INDIANAPOLIS, INDIANA, AND THE BOARD OF COMMISSIONERS OF THE COUNTY OF MARION, INDIANA,

LESSEES

WHEREAS, the Indianapolis-Marion County Building Authority (hereinafter called the "Authority"), a body corporate and politic organized and existing under Chapter 54 of the Acts of the Indiana General Assembly for the year 1953, as amended, entered

into a City-County Building Lease dated August 3, 1959, with the City of Indianapolis, Indiana (hereinafter called the "City") and The Board of Commissioners of the County of Marion, Indiana (hereinafter called the "County"); and

WHEREAS, the Authority entered into an Amendment to Lease dated April 20, 1965, with the City and County amending, among other provisions, Section 4.01 of the City-County Building Lease concerning fixed annual rentals; and

WHEREAS, the City-County Building Lease at Section 4.01, as amended, and at Section 4.02 provides that the fixed annual rentals and the additional rentals to be paid by the City and County to the Authority shall be in proportion to the percentage of space allocated to the City and County as set forth in Section 3.02 of such Lease; and

WHEREAS, Section 3.02 of the City-County Building Lease provides that the City and County may, by agreement approved by the Authority, reallocate the space assigned to them in the City-County Building; and

WHEREAS, the City and County desire to amend the City-County Building Lease to adjust the percentage of space allocated to the City and County in such Lease to reflect the space actually being utilized by them as of the date of this Amendment;

NOW, THEREFORE, it is agreed by the Authority, the City and the County that the City-County Building Lease dated August 3, 1959, as amended by the Amendment to Lease dated April 20, 1965, shall be further amended as follows:

1. Section 3.02 of the City-County Building Lease dated August 3, 1959, is hereby amended to read as follows:

"Section 3.02. Allocation of Space. Until June 30, 1971, the space in the City-County Building to be occupied by the City and County (excluding the common area) shall be allocated as follows:

| Lessee | Square Feet Occupied | Percentage of Total |
|--------|----------------------|---------------------|
| City | 228,185.3 | 40.518% |
| County | 334,984.7 | 59.482% |

Beginning on July 1, 1971, and thereafter until readjusted, the space in the City-County Building to be occupied by the City and County (excluding the common area) shall be allocated as follows:

| Lessee | Square Feet Occupied | Percentage of Total |
|--------|----------------------|---------------------|
| City | 211,065 | 41.902% |
| County | 292.646 | 58.098% |

The City and County severally accept the allocations of space as herein provided. Floor diagrams showing specifically the space allocated on each floor of the City-County Building to the City and the County, respectively, is attached hereto as "Exhibit A" and made a part hereof.

During the term of this Lease, the City and County may, from time to time by agreement approved by the Authority, reallocate the space assigned to them. Whenever any such adjustment of space is made, the liability of the City and the County for the rentals provided in Sections 4.01 and 4.02 shall likewise be adjusted ratably to reflect the change in the amounts of space allocated to them.

Parking space in the parking garage on the premises shall be allocated to the City and the County in the same proportion as the percentage of space herein allocated to them in the City-County Building without added rental charge to the Lessees.

Subject to the rules and regulations which the Authority may promulgate from time to time, the City and the County shall have use without additional charge of the public common area of the City-County Building."

2. Section 4.01 of the City-County Building Lease dated August 3, 1959, is hereby amended to read as follows:

"Section 4.01. Fixed Annual Rentals. Until June 30, 1971, the fixed annual rentals to be paid by the City and the County, respectively, for use of the space, equipment and furniture allocated to and provided for each, including the area to be used in common, in the City-County Building shall be as follows:

| Lessee | Fixed Annual Rental |
|--------|---------------------|
| City | \$648,288.00 |
| County | \$951,712.00 |

Beginning on July 1, 1971, such fixed annual rentals shall be as follows:

| Lessee | Fixed Annual Rental |
|--------|---------------------|
| City | \$670,432.00 |
| County | \$929,568.00 |

The fixed annual rentals herein provided for are in proportion to the percentage of space allocated to the City and the County, respectively, as set forth in Section 3.02 hereof. The fixed annual rentals shall be payable in advance by the City and the County, respectively, in equal semi-annual installments, figured on the basis of the yearly rate applicable to such governmental unit, on the thirtieth days of June and December of each year during the term of this Lease. The last semi-annual installment payable by the City and the County, respectively, shall be pro-rated, on the basis of the yearly rate applicable to such governmental unit, from the date of such installment is due to the date of the expiration of this Lease.

All fixed rentals payable under the terms of this Lease shall be paid by the City and the County to the bank selected by the Authority, as trustee, or to such other bank or trust company as may from time to time act as successor trustee under the trust indenture providing for the issuance of the Governmental Building Refunding Bonds dated May 1, 1965. All payments so made by the City and the County shall be considered as payment to the Authority of the fixed annual rentals payable hereunder."

3. It is hereby further agreed that all other provisions of the City-County Building Lease dated August 3, 1959, as amended, shall remain as set forth in such Lease and the amendment thereto.

CITY-COUNTY BUILDING SPACE ALLOCATION

| <u>UNIT A—COURTS WING</u> | | | <u>UNIT B—TOWER</u> | | |
|---------------------------|-------------|---------------|---------------------|-------------|---------------|
| <u>Floor</u> | <u>City</u> | <u>County</u> | <u>Floor</u> | <u>City</u> | <u>County</u> |
| 5th | | 17,069 | 27th | 388 | |
| 4th | | 17,069 | 25th | 10,928 | |
| 3rd | | 17,069 | 24th | 10,928 | |
| 2nd | | 17,209 | 23rd | 10,928 | |
| 1st | 1,179 | 12,033 | 22nd | 10,928 | |
| Ground | 2,312 | 8,035 | 21st | 10,928 | |
| Basement | 3,214 | 6,903 | 20th | 10,928 | |
| Tunnel | | 4,021 | 19th | 3,434 | 7,494 |
| | | | 18th | 2,519 | 8,409 |
| TOTAL | 6,705 | 99,408 | 17th | | 10,928 |
| | | | 16th | 1,458 | 8,620 |
| | | | 15th | | 10,928 |
| | | | 14th | | 10,928 |
| | | | 13th | | 10,928 |
| | | | 12th | | 10,928 |
| | | | 11th | | 10,928 |
| | | | 10th | | 10,928 |
| | | | 9th | | 10,928 |
| | | | 8th | | 10,928 |
| | | | 7th | | 9,223 |
| | | | 6th | 916 | 9,511 |
| | | | 5th | 780 | 9,770 |
| | | | 4th | | 10,750 |
| | | | 3rd | | 1,789 |
| | | | 2nd | 4,538 | 2,130 |
| | | | 1st | | 1,802 |
| | | | Ground | 1,700 | 8,971 |
| | | | Basement | 2,552 | |
| TOTAL | 120,507 | 16,417 | TOTAL | 83,853 | 176,821 |

UNIT C—POLICE WING

| <u>Floor</u> | <u>City</u> | <u>County</u> |
|--------------|-------------|---------------|
| 6th | | 16,417 |
| 5th | 18,544 | |
| 4th | 18,549 | |
| 3rd | 18,539 | |
| 2nd | 18,598 | |
| 1st | 12,724 | |
| Ground | 16,932 | |
| Basement | 14,532 | |
| Garage | 2,089 | |
| TOTAL | 120,507 | 16,417 |

SUMMARY

| | <u>CITY</u> | <u>COUNTY</u> |
|--------------------|-------------|---------------|
| Unit A—Courts Wing | 6,705 | 99,408 |
| Unit B—Tower | 83,853 | 176,821 |
| Unit C—Police Wing | 120,507 | 16,417 |
| TOTAL | 211,065 | 292,646 |

| | SQ. FT. | % |
|--------|---------|---------|
| CITY | 211,065 | 41.902 |
| COUNTY | 292,646 | 58.098 |
| TOTAL | 503,711 | 100.000 |

Which was read for the first time and referred to the Committee on Administration.

CITY-COUNTY GENERAL ORDINANCES

CITY COUNTY GENERAL ORDINANCE NOS. 126-132, 1970

Introduced by Councilman Egenes on June 10, 1970, at the regular meeting of the Committee on Metropolitan Development.

G.O. 126, 1970—70-Z-74

American Mobilehome Park Corp., Philip Caito, Jr., et al by William F. LeMond, Attorney, 412 Union Federal Building request rezoning of 72.29 acres, being in A-2 district, to D-11 classification to provide for the development of a Mobile Home Park. Located between 56th Street and 59th Street, projected, on the east side of German Church Road in Lawrence Township.

G.O. 127, 1970—70-Z-77

Thomas M. Reeves, 7103 Indian Lake Blvd. West Drive, by Wm. A. Schmadeke, Schmadeke-Vanarsdall Construction, Inc. request rezoning of 1.56 acres, being in D-3 district, to C-3 classification to provide for commercial use. Located on the northwest corner of Arlington Ave. & 25th St. in Indianapolis, Warren Township (2500 North Arlington Avenue).

G.O. 128, 1970—70-Z-78

Thomas M. Reeves, 7103 Indian Lake Blvd. West Drive, by Wm. A. Schmadeke, Schmadeke-Vanarsdall Construction, Inc. request rezoning of 4.64 acres, being in D-3 district, to 1-2-S classification to provide for light industry. Located on the north side of East 25th St., east & west sides of Bolton Ave. in Indianapolis, Warren Township (5850-5950 East 25th Street).

G.O. 129, 1970—70-Z-84

Robert C. & Virginia L. Weber, et al by Ethan Jackson, 528 Turtle Creek, North Dr. by Richard Besore, Attorney, request rezoning of 7.20 acres, being in A-2 district, to D-6 11 classification to provide for a multi-family apartment complex. Located on the east side of Madison Ave., 1030' north of Marion-Johnson County Line Road in Indianapolis, Perry Township (8800 block Madison Avenue).

G.O. 130, 1970—70-Z-85

Robert C. & Virginia L. Weber, et al by Ethan Jackson, 528 Turtle Creek, North Dr. by Richard Besore, Attorney, request rezoning of 1.23 acres, being in A-2 district, to C-3 classification to provide for an office complex. Located on the east side of Madison Ave., 1080' north of Marion-Johnson County Line Road in Indianapolis, Perry Township (8800 block Madison Avenue).

G.O. 131, 1970—70-Z-86

William S. Gray by Michael J. Kias, Attorney, 3037 South Meridian St. requests rezoning of 1.00 acre, being in A-2 district, to C-3 classification to provide for a restaurant, service indoors and/or carry out. Located on the west side of South Meridian St., 600' north of Stop 11 Road to Indianapolis, Perry Township (7624-28 South Meridian Street).

G.O. 132, 1970—70-Z-91

Abbie C. Holman by James G. Strawbridge, Attorney, 300 Bankers Trust Bldg. requests rezoning of 40.00 acres, being in A-2 district, to C-S classification to provide for out-patient and resident care for severely handicapped; extended care for preoperative, post-operative and diagnostic purposes and for doctor and dental office space. Located on the south side of East 86th Street, west side of Payne Road in Indianapolis, Pike Township (3900-4100 blocks West 86th Street).

ORDINANCES ON SECOND READING

Mr. Cottingham called for second reading of City-County Appropriation Ordinance No. 11, 1970.

The Clerk read the ordinance for the second time.

Mr. Cottingham moved, seconded by Mr. Byrum, for the adoption of City-County Appropriation Ordinance No. 11, 1970.

Mr. Brown requested a recess, which was granted by the Council at 6:55 P.M.

The Council reconvened at 7:10 P.M.

President Hasbrook called for the question and Appropriation Ordinance No. 11, 1970, passed on the following roll call vote:

Ayes 12, viz: Mr. Boyd, Mr. Broderick, Mr. Brown, Mr. Byrum, Mr. Cottingham, Mr. Egenes, Mr. Forestal, Mr. McPherson, Mr. Moriarty, Mr. SerVaas, Rev. Williams, and President Hasbrook.

Noes 1, viz: Mr. Gorham.

Mr. Cottingham called for a second reading of City-County Appropriation Ordinance No. 10, 1970.

The Clerk read the ordinance for the second time.

Mr. Cottingham moved, seconded by Mr. Byrum, to amend City-County Appropriation Ordinance No. 10, 1970, as follows:

Indianapolis, Ind., June 15, 1970

Mr. President:

I move that Appropriation Ordinance No. 10 1970 be amended by

striking out in line two of the title, the words "Sixty four"; in line three of the title, the figures, "\$64"; in section 1, line one, the words "Sixty four"; in line two of Section 1, the figures "\$64"; in line 8, page two, the figures, "40,000.00"; in line 17, page 2, the figures "52,-860.67"; and in line 18, page 2, the figures, "64,346.67". and inserting in lieu thereof the following: in line two of the title, the words "fifty four"; in line three of the title, the figures "\$54"; in Section 1, line one, the words "Fifty four"; in line two, Section 1, the figures "\$54"; in line 8, page two, the figures "30,000.00"; in line 17, page 2, the figures "42,860.67"; and in line 18, page 2, the figures, "54,346.67."

DWIGHT COTTINGHAM
Councilman

The motion to amend passed by unanimous voice vote.

Mr. Cottingham moved, seconded by Mr. Byrum, for the adoption of City-County Appropriation Ordinance No. 10, 1970, as amended.

The ordinance failed for want of a two-thirds majority on the following roll call vote :

Ayes 8, viz: Mr. Byrum, Mr. Cottingham, Mr. Egenes, Mr. Gorham, Mr. McPherson, Mr. SerVaas, Rev. Williams, and President Hasbrook.

Noes 5 viz: Mr. Boyd, Mr. Broderick, Mr. Brown, Mr. Forestal, Mr. Moriarty.

Mr. Egenes reported that the Committee on Metropolitan Development recommended passage of City-County Appropriation Ordinance No. 16, 1970, City-County General Ordinance No. 94, 1970, and City-County General Ordinance Nos. 127, 128, and 132, 1970; denial of City-County General Ordinance Nos. 111, 119, and 126; and

that City-County General Ordinance Nos. 76, 129, 130, and 131, 1970, be held.

Mr. Egenes called for second reading of City-County General Ordinance Nos. 126 through 132, 1970.

The Clerk read the ordinances for the second time.

On motion of Mr. Egenes, seconded by Mr. Byrum, City-County General Ordinance Nos. 127, 128, and 132, 1970, passed on the following roll call vote:

Ayes 13, viz: Mr. Boyd, Mr. Broderick, Mr. Brown, Mr. Byrum, Mr. Cottingham, Mr. Egenes, Mr. Forestal, Mr. Gorham, Mr. McPherson, Mr. Moriarty, Mr. SerVaas, Rev. Williams, and President Hasbrook.

Mr. Egenes moved, seconded by Mr. Gorham, that City-County General Ordinance Nos. 111, 119, and 126, 1970, be placed upon their passage.

The ordinances failed on the following roll call vote:

Noes 13, viz: Mr. Boyd, Mr. Broderick, Mr. Brown, Mr. Byrum, Mr. Cottingham, Mr. Egenes, Mr. Forestal, Mr. Gorham, Mr. McPherson, Mr. Moriarty, Mr. Ser Vaas, Rev. Williams, and President Hasbrook.

Mr. Egenes call for second reading of City-County Appropriation Ordinance No. 16, 1970.

The Clerk read the ordinance for the second time.

On motion of Mr. Egenes, seconded by Mr. Byrum,

the following roll call was taken on City-County Appropriation Ordinance No. 16, 1970.

Ayes 8, viz: Mr. Byrum, Mr. Cottingham, Mr. Egenes, Mr. Gorham, Mr. McPherson, Mr. SerVaas, Rev. Williams, and President Hasbrook.

Noes 5, viz: Mr. Boyd, Mr. Broderick, Mr. Brown, Mr. Forestal, Mr. Moriarty.

The ordinance failed to pass for want of a two-thirds majority.

Mr. Egenes called for second reading of City-County General Ordinance No. 94, 1970.

The Clerk read the ordinance for the second time.

Mr. Egenes moved, seconded by Mr. Byrum, to amend the ordinance, according to the copy distributed to all Councilmen.

The motion to amend passed by unanimous voice vote.

Mr. Gorham moved, seconded by Rev. Williams to further amend City-County General Ordinance No. 94, 1970 as follows:

Indianapolis, Ind., June 15, 1970

Mr. President:

I move that General Ordinance No. 94, 1970, be amended by

adding on page 3 subsection "D" an additional paragraph numbered (6), to read as follows: "(6) To assist individual homeowners in the rehabilitation and renovation of their property for rental purposes."

JOE T. GORHAM
Councilman

The motion to further amend passed by unanimous voice vote.

Mr. Byrum moved, seconded by Mr. Egenes, to further amend City-County General Ordinance No. 94, 1970 as follows:

Indianapolis, Ind., June 15, 1970

Mr. President:

I move that General Ordinance No. 94, 1970, be amended by striking out word "not" appearing after "shall" and before the word "he" on line 5 of Section 8, page 5.

WILLIAM K. BYRUM
Councilman

The motion to further amend passed by unanimous voice vote.

Mr. Egenes moved, seconded by Mr. Byrum, for the passage of City-County General Ordinance No. 94, 1970, as amended, which reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 94, 1970
(AS AMENDED)

AN ORDINANCE providing for the incorporation of a quasi-public corporation to be known as the Greater Indianapolis Housing

Development Corporation, providing for the selection of its Board of Directors and defining its powers and duties.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA:

Section 1. A not-for-profit corporation shall be organized in accordance with the provisions of this Ordinance under Chapter 246 of the Indiana Acts of 1921, as amended, the name of which shall be "Greater Indianapolis Housing Development Corporation". Such corporation shall be a quasi-public corporation of both the consolidated City of Indianapolis and the County of Marion, within the meaning of Chapter 229 of the Acts of 1957, as amended, and the territorial jurisdiction of such corporation shall be deemed coextensive both with the territorial jurisdiction of the consolidated city and the territorial jurisdiction of the County of Marion.

Section 2. Such corporation shall carry out its activities within its territorial jurisdiction as defined herein, and shall be organized and operated for the following specific purposes.

(a) To provide technical services, and other consultative services, and assistance at reasonable fees, to assist profit and nonprofit sponsors of housing construction or rehabilitation for low and moderate income occupancy in the development and management of such housing.

(b) To serve as interim sponsor-developer/mortgagor of new or rehabilitated housing units until conveyance to appropriate permanent sponsor-mortgagors, or as permanent sponsor-developer/mortgagor of such housing until such conveyance occurs, with emphasis upon facilitating homeownership by persons and families of low and moderate income.

(c) To administer a separately incorporated, private, not-for-profit and non-stock, tax exempt revolving loan fund, tentatively named the Indianapolis Housing Loan Fund, Inc., which will:

(1) promote relief of the poor, distressed and underprivileged; lessen the burdens of government; and promote social welfare pro-

grams to lessen neighborhood tensions, eliminate prejudice and discrimination, and combat community deterioration;

(2) provide low-rate, short-term project development loans to private profit and nonprofit sponsors of housing units constructed, remodeled or rehabilitated, for sale or rental to persons and families of lower income;

(3) provide low-rate, short-term property acquisition loans to finance the acquisition of both land for new housing construction and of properties for housing rehabilitation, all for sale or rental to persons and families of lower income;

(4) serve as a short-term land bank to hold land and properties acquired through gift, option or purchase from any person, firm, corporation, governmental entity or municipal corporation, or any department or agency thereof, until conveyance to sponsor-developer/mortgagors for new housing construction or housing rehabilitation;

(5) provide low-rate, short-term special purpose loans to promote the special purpose programs set forth in subsection (d) of this section.

(d) To implement special purpose programs, for which separate funding may be solicited, and which may be on a joint venture basis with other private and public organizations, to:

(1) Promote innovative attempts by local private industry and lenders to construct, remodel and rehabilitate and finance housing of high durability and low cost for occupancy by low and moderate income persons and families, through utilization of industrialized, volume construction techniques and new materials.

(2) Promote the formation of local neighborhood organizations, coalitions or corporations to support local community planning and design efforts for better land use, increased analysis and resolution of local housing needs and problems, and concerted public-private participation in community renewal and development.

(3) Promote the establishment of local housing sponsor and development corporations.

(4) Promote innovative education and training programs in residential housing construction and management skills for sponsors of low and moderate income housing, and for other persons now unskilled or semi-skilled, presently unemployed or underemployed, with initial emphasis on expanding employment opportunities in the home-building and construction industries.

(5) Promote responsible entrepreneurship and ownership and ownership opportunities in the contracting and subcontracting residential housing construction industry, with initial emphasis upon developing proprietorship, partnership and small business corporation ventures in inner-city areas, owned and operated by local residents, related to the construction industry, as this relates specifically to the remodeling and rehabilitation of existing structures.

(6) To assist individual homeowners in the rehabilitation and renovation of their property for rental purposes.

Section 3. The membership of the corporation shall be composed of and shall be identical to its board of directors, which board of directors shall govern the business and affairs of the corporation and shall consist of 27 members composed of four divisions designated in the manner herein described.

Section 4. Division 1 shall be designated as "Public Directors" and shall consist of eight persons. The Public Directors shall be the following:

- (a) The Mayor of the consolidated City of Indianapolis, or his designated representative.
- (b) The Director of the Department of Metropolitan Development of the consolidated City of Indianapolis.
- (c) One of the Commissioners of the Division of Housing appointed pursuant to Section 805 of the Consolidated First Class Cities and Counties Act, selected by such Board of Commissioners.
- (d) One of the Commissioners of the Metropolitan Development Commission created under Section 808 of the Consolidated

First Class Cities and Counties Act, selected by such Commission.

- (e) One of the Commissioners of the Board of School Commissioners of the City of Indianapolis, selected by such Board.
- (f) Two members of the City-County Council created under the Consolidated First Class Cities and Counties Act, selected by such Council.
- (g) The Director of the Indianapolis City Demonstration Agency (Model Cities).

Section 5. Division 2 shall be designated as "Sponsor Directors" and shall consist of ten persons selected from professional, business, financial and industrial firms doing business in Marion County. Such Sponsor Directors shall be nominated by a selection committee composed of the Mayor of the consolidated City of Indianapolis, the President of the Indianapolis Chamber of Commerce and the President of the Greater Indianapolis Progress Committee.

Section 6. Division 3 shall be designated as "Community Directors" and shall consist of eight persons selected from the general community of the consolidated City of Indianapolis and Marion County. The initial Community Directors shall be nominated by the incorporators appointed by the City-County Council pursuant to this ordinance. In making such nominations the incorporators shall consult with and solicit recommendations from representative neighborhood associations and organizations in various parts of the consolidated city and county which are concerned with programs of housing in their communities, including federations or groups of such associations, and from other organizations whose primary purposes and functions include improvement of housing and related environmental conditions for low or moderate income persons in all or any portion of the consolidated city and county. At least one of the initial Community Directors shall reside in each of the five service districts within Marion County established by the Department of Metropolitan Development. After the selection of initial Community Directors upon nomination by the incorporators, Community Directors thereafter shall be nominated in such manner as shall be provided and set forth in the by-laws of the corporation from time to time.

Section 7. Division 4 shall consist of one person who shall be designated as the "Managing Director". The Managing Director shall also be the executive vice president of the corporation and its principal staff officer. The initial Managing Director shall be nominated by the Director of the Department of Metropolitan Development, and thereafter the Managing Director shall be nominated by the other members of the Board of Directors of the corporation.

Section 8. Sponsor Directors, Community Directors and the Managing Director shall be deemed elected to the Board of Directors of the corporation upon approval of their nomination by appropriate resolution of the City-County Council. Approval of the Public Directors by the City-County Council shall be required, and such directors shall be deemed elected upon their selection or designation by the specified public official or agency as designated in Section 4.

Section 9. The term of office of all members of the first Board of Directors shall expire on June 30, 1971; provided, that each Public Director who is a public official shall be deemed re-elected for an additional term or terms of office so long as he continues to hold such public office, or until his resignation or replacement by the public official or body responsible for his selection. The Managing Director shall continue to serve in such capacity at the pleasure of the Board of Directors, or for such term not to exceed three (3) years as he shall be nominated by the Board of Directors, or until his resignation or removal in accordance with the provisions of the by-laws of the corporation. After the expiration of the terms of the first Board of Directors, Sponsor Directors and Community Directors shall be elected for such terms and in such manner as shall be designated by the by-laws of the corporation, which terms may expire at different times but which shall not continue for more than three years.

Section 10. Any vacancy occurring in the Board of Directors shall be filled, if at all, for the unexpired term thereof in the same manner as set forth herein for the nomination and election of directors, except that any vacancy in the office of a Community Director shall be filled by a majority vote of the remaining members of the Board of Directors for the unexpired portion of his term of office and until a successor is elected in the manner prescribed in the by-laws.

Section 11. The Board of Directors shall be authorized to appoint from among its membership an Executive Committee to consist of five members, one of which shall be a Sponsor Director approved by the Indianapolis Chamber of Commerce, and one of which shall be approved by the City-County Council, with such powers as may be provided in the articles of incorporation, by-laws or resolution establishing such committee.

Section 12. No money or property received or held by the corporation shall ever inure, directly or indirectly, to the private benefit of any member, director or officer of the corporation, or any other person whomsoever, except for reasonable compensation for services actually rendered to the corporation.

Section 13. The corporation established pursuant to this ordinance shall continue to exist until dissolved in accordance with the procedure prescribed by law. Dissolution proceedings may be initiated by a resolution adopted by the Board of Directors and approved by the City-County Council, or by resolution adopted by the City-County Council directing that the corporation be dissolved. In the event of dissolution all funds and assets of the corporation remaining after payment of its debts and obligations shall be disposed of in accordance with any requirements of the law under which the corporation is incorporated, and in accordance with provisions contained in the articles of incorporation.

Section 14. The corporation organized pursuant to this ordinance shall be authorized to receive and expend such amounts as may be appropriated from time to time by the City-County Council to carry out any of its purposes and functions, and to receive from any person, firm, association, corporation, or governmental agency by grant, gift, devise, bequest or otherwise any money or property, absolutely or in trust, either the principal or income from which may be used in accordance with the terms of any such grant or gift in furtherance of any of the purposes and functions of the corporation as set forth herein. The corporation shall also be authorized to employ for the purpose of carrying out any of its purposes and functions such personnel as may be assigned to it from time to time by any department or agency of the consolidated city or county.

Section 15. The corporation organized hereunder shall cooperate and engage in joint or cooperative projects to the maximum feasible

extent, within the scope of the purposes of the corporation set forth in Section 2, with any not-for-profit corporation organized for substantially similar purposes or carrying out functions or programs similar to those of the Greater Indianapolis Housing Development Corporation, and which is operating in the consolidated City of Indianapolis and Marion County.

Section 16. The corporation shall submit to the Mayor of the City of Indianapolis and to the City-County Council an annual report of its activities, including its receipts and expenditures, for each calendar year. Such report shall be submitted not later than April 30 of the following calendar year and shall be made available to the public.

Section 17. Upon adoption of this ordinance, the City-County Council shall appoint five persons as incorporators, each of whom shall be a resident of Marion County and a member of the Mayor's Task Force on Housing and Relocation. The incorporators shall prepare articles of incorporation in appropriate form for filing with the Secretary of State of Indiana under the Acts of 1921, Chapter 246, which articles of incorporation shall include all provisions required by this ordinance and such other provisions as may be necessary or appropriate for the governance and regulation of the affairs and business of the corporation. The incorporators shall submit such articles of incorporation together with the names of all persons selected or nominated to the first Board of Directors, other than Public Directors, to the City-County Council for its approval. Upon approval of the articles of incorporation and members of the first Board of Directors by the City-County Council, the incorporators shall execute and file such articles of incorporation with the Secretary of State of Indiana in the manner provided by law. The fees required by law in connection with the organization of such corporation shall be paid from funds appropriated to the Department of Metropolitan Development.

Section 18. Any proposed amendment to the articles of incorporation, approved by the Board of Directors and members of the corporation in such manner as may be prescribed by law, shall be approved by resolution of the City-County Council prior to submission of any such amendment to the Secretary of State of Indiana.

The Ordinance, as amended, passed on the following roll call vote:

Ayes 13, viz: Mr. Boyd, Mr. Broderick, Mr. Brown, Mr. Byrum, Mr. Cottingham, Mr. Egenes, Mr. Forestal, Mr. Gorham, Mr. McPherson, Mr. Moriarty, Mr. SerVaas, Rev. Williams, President Hasbrook.

Mr. Egenes moved, seconded by Mr. Byrum, for the adoption of City-County Special Resolution No. 21, 1970, which reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 21, 1970

A RESOLUTION appointing incorporators for the Greater Indianapolis Housing Development Corporation.

WHEREAS, the City-County Council has enacted General Ordinance No. 94, 1970, providing for the incorporation of the Greater Indianapolis Housing Development Corporation as a quasi-public corporation, and

WHEREAS, such ordinance provides that the City-County Council shall appoint five persons as incorporators for such corporation, each of whom shall be a resident of Marion County and a member of the Mayor's Task Force on Housing and Relocation;

NOW THEREFORE BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA:

Section 1. The City-County Council hereby appoints the following persons as incorporators for the Greater Indianapolis Housing Development Corporation, each of whom is a resident of Marion County, Indiana, and a member of the Mayor's Task Force on Housing and Relocation:

| <u>Name</u> | <u>Residence Address</u> |
|------------------------|----------------------------|
| 1. Worth Barnett | 8021 Lieber Road |
| 2. Don B. Fisher | 5339 East 62nd Street |
| 3. Nellie M. Gustafson | 6848 North Delaware Street |
| 4. Wayne C. Ponader | 6536 Wyman Court |
| 5. John Wood | 4811 Park Avenue |

Section 2. This resolution shall be effective upon approval of General Ordinance No. 94, 1970, by the Mayor of the City of Indianapolis.

The Resolution was adopted by unanimous voice vote.

Mr. Byrum called for second reading of City-County General Ordinance No. 107, 1970.

The Clerk read the ordinance for the second time.

On motion of Mr. Byrum, seconded by Mr. Cottingham, the ordinance passed on the following roll call vote:

Ayes 13, viz: Mr. Boyd, Mr. Broderick, Mr. Brown, Mr. Byrum, Mr. Cottingham, Mr. Egenes, Mr. Forestal, Mr. Gorham, Mr. McPherson, Mr. Moriarty, Mr. SerVaas, Rev. Williams, and President Hasbrook.

Mr. Byrum called for second reading of City-County Appropriation Ordinance No. 14, 1970.

The Clerk read the ordinance for the second time.

At the request of Mr. Brown, the Council recessed at 8:20 P.M.

The Council reconvened at 8:35 P.M.

On motion of Mr. Byrum, seconded by Mr. Gorham, City-County Appropriation Ordinance No. 14, 1970, passed on the following roll call vote:

Ayes 10, viz: Mr. Byrum, Mr. Cottingham, Mr. Egenes, Mr. Forestal, Mr. Gorham, Mr. McPherson, Mr.

Moriarty, Mr. SerVaas, Rev. Williams, and President Hasbrook.

Noes 3, viz: Mr. Boyd, Mr. Broderick, Mr. Brown.

Mr. McPherson called for second reading of City-County Appropriation Ordinance No. 17, 1970.

The Clerk read the ordinance for the second time.

Mr. McPherson moved, seconded by Mr. Egenes, to amend City-County Appropriation Ordinance No. 17, 1970, as follows:

June 15, 1970

Mr. President:

I move that City-County Appropriation Ordinance No. 17, 1970, be amended as follows:

1. Change the title to effect a reduction in amount to Eleven Thousand Eight Hundred Fifty Dollars (\$11,850.00).
2. In Line 4 of the first "Whereas" clause, change \$11,200 to \$10,350.00.

In Line 5 of the same clause, change \$3,550 to \$1,500.00.
3. In Line 2 of the second "Whereas" clause, change \$6,720 to \$6,530 and \$8,402 to \$7,805.00.
4. In Lines 1 and 2 of Section 1, change the words and figures from Fourteen Thousand Seven Hundred Fifty Dollars (\$14,750.00) to Eleven Thousand Eight Hundred Fifty Dollars (\$11,850.00).
5. Under the headings "Reduce" and "Increase" reflect the same changes in figures from \$14,750 to \$11,850.00.

DONALD R. McPHERSON
Councilman

The amendment passed by unanimous voice vote.

On motion of Mr. McPherson, seconded by Mr. Gorham, City-County Appropriation Ordinance No. 17, 1970, as amended, passed on the following roll call vote:

Ayes 13, viz: Mr. Boyd, Mr. Broderick, Mr. Brown, Mr. Byrum, Mr. Cottingham, Mr. Egenes, Mr. Forestal, Mr. Gorham, Mr. McPherson, Mr. Moriarty, Mr. Servaas, Rev. Williams, and President Hasbrook.

Mr. McPherson called for second reading of City-County General Ordinance No. 80, 1970.

The Clerk read the ordinance for the second time.

Mr. McPherson moved, seconded by Mr. Gorham, to amend City-County General Ordinance No. 80, 1970, to include all revised chapters distributed to the Councilmen, excepting Chapter 22 (Concert Halls and Theaters).

The motion to amend passed by unanimous voice vote.

Mr. McPherson moved, seconded by Mr. Byrum, to further amend City-County General Ordinance No. 80, 1970, as follows:

Indianapolis, Ind., June 15, 1970

Mr. President:

I move that City-County General Ordinance No. 80, 1970, be amended by striking out in Chapter 23 Section 7-2305 all the provisions as now written and in Chapter 23 Section 7-2306 all the provi-

sions as now written and in the appendix under Magazine Solicitors the figure \$25.00 and inserting in lieu thereof the following: in Section 7-2305 "Reserved for Magazine Solicitors" and in Section 7-2306 "Reserved for Magazine Solicitors" and in the appendix "No fee".

DONALD R. McPHERSON
Councilman

The motion to further amend the ordinance passed by unanimous voice vote.

On motion of Mr. McPherson, seconded by Mr. SerVaas, City-County General Ordinance No. 80, 1970, as amended, passed on the following roll call vote:

Ayes 10, viz: Mr. Boyd, Mr. Brown, Mr. Byrum, Mr. Egenes, Mr. Forestal, Mr. Gorham, Mr. McPherson, Mr. SerVaas, Rev. Williams, and President Hasbrook.

Noes 3, viz: Mr. Broderick, Mr. Cottingham, Mr. Moriarty.

NEW BUSINESS

President Hasbrook relinquished the chair to Mr. SerVaas.

Mr. Hasbrook requested the Clerk to read City-County Special Resolution No. 20, 1970.

The Clerk read the Resolution as follows:

SPECIAL RESOLUTION NO. 20, 1970

WHEREAS, the Penn Central Transportation Company has filed a notice with the Interstate Commerce Commission indicating an intent to discontinue passenger trains No. 3 "The Penn Texas" and

No. 30, "The Spirit of St. Louis", both of which provide rail passenger service between Indianapolis and New York, St. Louis, Cincinnati, and Chicago, and

WHEREAS, this rail passenger service is essential to the stability, growth, and development of the City of Indianapolis, and

WHEREAS, the City of Indianapolis is presently constructing a civic auditorium which will house numerous out-of-state conventioners from the cities named and points in between, and

WHEREAS, there are numerous elderly, young, and handicapped persons who cannot drive an automobile and who therefore rely on rail transportation, and

WHEREAS, the Penn Central Transportation Company through its heavy use of grade level crossings over nearly two hundred streets in the City of Indianapolis causes disruption, inconvenience, and sometimes serious problems to the citizens of Indianapolis, it therefore has an obligation to not only maintain the existing number of rail passenger trains between New York, Cincinnati, St. Louis, and Chicago, but further, to improve the quality of the equipment, service and personnel, to use modern methods of promotion and advertising and to develop modern rail passenger service between the points named.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE CONSOLIDATED CITY OF INDIANAPOLIS, MARION COUNTY, INDIANA:

That the City-County Council of the City of Indianapolis, Marion County, Indiana, hereby petitions the Interstate Commerce Commission to require the Penn Central Transportation Company to both continue passenger trains No. 3 and No. 30 and improve its rail passenger facilities so as to properly serve the growing City of Greater Indianapolis with a population of eight hundred thousand people.

Mr. SerVaas moved, seconded by Mr. Gorham, to amend the Resolution as follows:

Indianapolis, Ind., June 15, 1970

Mr. President:

I move that Special Resolution No. 20, 1970, be amended by inserting the following: on the last line, after the word "people", the words and punctuation ", until other remedies are available."

Beurt SerVaas
Councilman

Mr. Hasbrook moved, seconded by Mr. Gorham, for the adoption of City-County Special Resolution No. 20, 1970, as amended.

The Resolution, as amended, passed by unanimous voice vote.

Mr. Gorham moved, seconded by Rev. Williams, for adjournment.

The Council adjourned at 9:55 P.M.

We hereby certify that the above and foregoing is a full, true and complete record of the proceedings of the City-County Council of Indianapolis and Marion County, held on the 15th day of June, 1970, at 6:30 P.M.

In Witness Whereof, we have hereunto subscribed our signatures and caused the Seal of the City of Indianapolis to be affixed.

Thomas C. Hasbrook

ATTEST:

President

Maryanne N. O'Laughlin

(SEAL)

City Clerk