

REGULAR MEETING

Monday, June 21, 1971, 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 21, 1971.

President Hasbrook in the Chair.

The Clerk called the roll:

Present: Mr. Boyd, Mr. Broderick, Mr. Brown, Mr. Byrum, Mr. Cottingham, Mr. Egenes, Mr. Forestal, Mr. Gorham, Mr. Leak, Mr. McPherson, Mr. Neal, Mr. Ser-Vaas, Rev. Williams, and President Hasbrook.

Mr. McPherson moved, seconded by Mr. Gorham, to dispense with the reading of the Journal of the previous meeting, which passed unanimously.

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 8, 1971

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

Gentlemen:

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

GENERAL ORDINANCE NO. 87, 1971, to amend the Code, more particularly Title 4, Chapter 8, Section 812 thereof, **Parking Prohibited At All Times On Certain Streets**, and providing penalties.

GENERAL ORDINANCE NO. 88, 1971, to amend the Code, more particularly Title 4, Chapter 7, Section 709 thereof, **Vehicles Must Stop Before Entering Preferential Streets**, and providing penalties.

GENERAL ORDINANCE NO. 89, 1971, to amend the Code, more particularly Title 4, Chapter 10, Section 1001(6) thereof, **Passenger and Material Loading Zones—Permits**, and providing penalties.

GENERAL ORDINANCE NO. 90, 1971, to amend the Code, more particularly Title 4, Chapter 13, Section 1303(2) **Trucks on Certain Roads Restricted**, and providing penalties.

GENERAL ORDINANCE NO. 119, 1971, to amend the Code, Title 7, Section 7-1503 of the Indianapolis & Marion County, 1970, as amended, by City-County General Ordinance No. 80, 1970, by changing the prerequisites for obtaining a taxicab driver's license.

Respectfully submitted,

RICHARD G. LUGAR
Mayor

June 21, 1971

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

Gentlemen:

Pursuant to the laws of the State of Indiana, I caused to be pub-

lished in the Indianapolis News and the Indianapolis Commercial on June 10, and 17, 1971, City-County General Ordinance Nos. 87 - 90 and 119, 1971.

Respectfully submitted,

MARJORIE H. O'LAUGHLIN
City Clerk

ddm

June 21, 1971

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

Gentlemen:

Transmitted herewith are twenty-eight (28) copies of the following city-county ordinances and resolutions:

APPROPRIATION ORDINANCE NO. 28, 1971, transferring \$1,025.00 from certain purposes of the Soil & Water Conservation District, Criminal Court Probation, and Probate Court to certain other purposes of those offices.

APPROPRIATION ORDINANCE NO. 29, 1971, transferring and appropriating \$69,459.52 from certain appropriations for the maintenance of county-owned buildings to certain designated purposes of the Marion County Commissioners and the Marion County Clerk.

APPROPRIATION ORDINANCE NO. 30, 1971, transferring and appropriating \$200.00 from the unappropriated County General Fund to certain expenses of the Center Township Assessor.

DWIGHT L. COTTINGHAM
Councilman

GENERAL ORDINANCE NO. 120, 1971, to amend the Municipal Code, 1951, as amended, and more particularly Title 4,

Chapter 7, Section 709 thereof, **Vehicles Must Stop Before Entering Preferential Street**, and providing penalties.

GENERAL ORDINANCE NO. 121, 1971, to amend the Municipal Code, 1951, as amended, and more particularly Title 4, Chapter 8, Section 812, thereof, **Parking Prohibited At All Times on Certain Streets**, and Section 822, thereof, **Parking Limited to One and One-Half Hours Between 7:00 A.M. and 6:00 P.M., Except on Sundays, and Holidays on Certain Streets**, and providing penalties.

GENERAL ORDINANCE NO. 122, 1971, to amend the Municipal Code of Indianapolis, 1951, as amended, and more particularly Title 4, Chapter 9, Section 902 thereof, **Two Hour Parking Meter Zones**, and providing penalties.

GENERAL ORDINANCE NO. 123, 1971, to amend the Municipal Code of Indianapolis, 1951, as amended, and more particularly Title 4, Chapter 13, Section 1303(2), **Trucks on Certain Roads Restricted**, and providing penalties.

GENERAL ORDINANCE NO. 124, 1971, to amend the Municipal Code of Indianapolis, 1951, as amended, and more particularly Title 4, Chapter 8, Section 812 thereof, **Parking Prohibited At All Times on Certain Streets**, and providing penalties.

WILLIAM K. BYRUM
Councilman

GENERAL ORDINANCE NOS. 125 - 130, 1971, rezoning ordinances certified from the Metropolitan Development Commission on June 17, 1971.

HAROLD J. EGENES
Councilman

GENERAL ORDINANCE NO. 131, 1971, providing for the regulation and licensing of wrecker or towing services within the Consolidated City of Indianapolis.

WILLIAM A. LEAK
Councilman

SPECIAL RESOLUTION NO. 20, 1971, calling for the use of Eastern Daylight Time for conducting public meetings held by the City-County Council during certain periods of the year and requesting other governmental units, offices, business, industries, churches, etc. to adopt and adjust their time schedules accordingly.

WILLIAM A. BROWN
Councilman

SPECIAL RESOLUTION NO. 21, 1971, authorizing the Dept. of Metropolitan Development to file an application with the U.S. Dept. of Housing and Urban Development to enable it to defray the cost for the surveys and plans for an urban renewal project to be known at this time as Highland-Brookside Survey and Planning Area No. 1.

HAROLD J. EGENES
Councilman

SPECIAL RESOLUTION NO. 22, 1971, authorizing the Dept. of Metropolitan Development to apply for an advance of federal funds for the preparation of a general neighborhood renewal plan for the area known as Highland-Brookside Area.

HAROLD J. EGENES
Councilman

SPECIAL RESOLUTION NO. 23, 1971, authorizing submission of the Model Cities Second Action Year Program of the comprehensive City Demonstration Program by the chief executive officer of the City of Indianapolis to the Secretary of the United States Department of Housing and Urban Development.

DONALD R. McPHERSON
Councilman

SPECIAL RESOLUTION NO. 24, 1971, authorizing the reallocation of funds in the Indianapolis Model Cities Program.

DONALD R. McPHERSON
Councilman

SPECIAL RESOLUTION NO. 25, 1971, authorizing implementation of CDA Letter No. 11 by the chief executive officer of the City of Indianapolis.

DONALD R. McPHERSON
Councilman

SPECIAL RESOLUTION NO. 26, 1971, authorizing the issuance of bonds of the Metropolitan Thoroughfare District of the City of Indianapolis in the aggregate principal amount of \$26,600,000.00.

WILLIAM K. BYRUM
Councilman

June 18, 1971

Mrs. Marjorie O'Laughlin
Clerk of City-County Council
for Indianapolis & Marion Co., Inc.
241 City-County Building
Indianapolis, Indiana 46204

Re: Proposed Bond Issue of Metropolitan
Thoroughfare District

Dear Mrs. O'Laughlin:

Please find enclosed forty (40) copies of a proposed Resolution of the City-County Council approving a Bond Issue of the Metropolitan Thoroughfare District of Marion County. This Resolution needs approval of a majority of the Unified Council before we may proceed with the proposed Bond Issue. Such approval may legally be given at the same Council meeting where the Resolution is introduced, if the Council wishes.

All required proceedings for such Special District Bonds as these have been had by the Transportation Board, including the holding of an advertised public hearing and the receipt of a Petition from property owners. It the Council approves this Resolution, the next step is review by the State Board of Tax Commissioners.

Also enclosed with each copy of the Bond Resolution is a report of

1970 nonproperty tax receipts of the Department of Transportation showing that gasoline tax and other receipts may reasonably be expected to be much more than ample for repayment of these Bonds, without ever needing a property tax levy for that purpose.

Respectfully submitted,

Ronald L. Baker
Assistant City Attorney, for
Department of Transportation

President Hasbrook called for the introduction of new ordinances.

NEW ORDINANCES

APPROPRIATION ORDINANCES

CITY-COUNTY APPROPRIATION ORDINANCE NOS. 28 THROUGH 30, 1971

Introduced by Councilman Cottingham:

CITY-COUNTY APPROPRIATION ORDINANCE NO. 28, 1971

AN ORDINANCE transferring and reallocating the sum of One thousand twenty-five dollars (\$1,025.00) in the County General Fund from certain designated purposes of the Soil and Water Conservation District, Criminal Court Probation, and Probate Court to certain other designated purposes of those offices as created by the virtue of the Budget for 1971, City-County General Ordinance No. 173, 1970. as amended, and declaring an emergency.

WHEREAS, an extraordinary condition exists with respect to the Marion County Soil and Water Conservation District in that the funds appropriated for office supplies are insufficient to take care of the educational program of that department; and

WHEREAS, an extraordinary condition exists in the Marion County Criminal Probation Department in that it is necessary to purchase equipment for which no appropriation now exists; and

WHEREAS, an extraordinary condition exists in the Probate Court in that the judge desires to spend an additional Five hundred dollars (\$500.00) for office supplies; and

WHEREAS, the officers in charge of each of said departments believes an emergency exists for the transfer of funds to meet the needs hereinbefore stated; and

WHEREAS, there are available unencumbered and unexpended monies appropriated in other major budget classifications of the respective departments which may be transferred without detriment in sufficient amounts to meet such emergency needs;

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

Section 1. The sum of One thousand twenty-five dollars (\$1,025.00) be, and the same is hereby, transferred from certain designated appropriations shown below under the heading REDUCE; and the same be, and is hereby, appropriated to certain other designated purposes shown below under the heading INCREASE, as follows, to-wit:

REDUCE:	County Fund
County Soil and Water Conservation District	
600. Properties	\$ 250.00
Criminal Court Probation	
200. Operating Expenses	275.00
Probate Court	
100. Services, personal	500.00
TOTAL REDUCTIONS	<u>\$1,025.00</u>
INCREASE:	County Fund
County Soil and Water Conservation District	
200. Operating Expenses	\$ 250.00

	Criminal Court Probation	
600.	Properties	275.00
	Probate Court	
200.	Operating Expenses	500.00
	TOTAL INCREASES	<u><u>\$1,025.00</u></u>

Section 2. This ordinance shall be in full force and effect from and after its adoption.

CITY-COUNTY APPROPRIATION ORDINANCE NO. 29, 1971

AN ORDINANCE transferring, appropriating and reallocating the sum of Sixty-nine thousand four hundred fifty-nine dollars and fifty-two cents (\$69,459.52) in the County General Fund from certain designated appropriations for the maintenance of county-owned buildings to certain designated purposes of the Marion County Commissioners and the Marion County Clerk as created by virtue of the Budget for 1971, City-County General Ordinance No. 173, 1970, as amended and declaring an emergency.

WHEREAS, an extraordinary condition exists in the office of the County Commissioners in that the amount appropriated for change of venue is insufficient to meet the statutory requirements of payments from that account and an emergency exists for the appropriation of additional funds for such purposes; and

WHEREAS, an extraordinary condition exists in the office of the Clerk of Marion County in that the former Magistrates Courts have been, by statute, incorporated in the Municipal Court System thereby requiring additional staff and equipment for the personnel of the County Clerk assigned to such courts an emergency exists for the appropriation of additional funds for such purpose; and

WHEREAS, there are available unencumbered and unexpended monies appropriated for the maintenance of county-owned buildings which may be transferred without detriment in sufficient amounts to meet such emergency needs;

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

Section 1. The sum of Sixty-nine thousand four hundred fifty-nine dollars and fifty-two cents (\$69,459.52) be, and the same is hereby, transferred from certain designated appropriations shown below under the heading REDUCE; and the same be, and is hereby, appropriated to certain other designated purposes shown below under the heading INCREASE, as follows, to-wit:

REDUCE.		County Fund
	Maintenance of County-Owned Buildings	
200.	Operating Expenses	\$69,459.52
	TOTAL REDUCTIONS	<u>\$69,459.52</u>
INCREASE:		County Fund
	County Commissioners	
400.	Current Charges	\$50,000.00
	County Clerk	
100.	Services, personal	13,884.12
600.	Properties	5,575.40
	TOTAL INCREASES	<u>\$69,459.52</u>

Section 2. This ordinance shall be in full force and effect from and after its adoption, publication according to law and approval of the State Board of Tax Commissioners.

CITY-COUNTY APPROPRIATION ORDINANCE NO. 30, 1971

AN ORDINANCE transferring and appropriating the sum of Two hundred dollars (\$200.00) in the County General Fund from the unappropriated County General Fund to certain designated expenses of the Center Township Assessor as created by virtue of the Budget for 1971, City-County General Ordinance No. 173, 1970, as amended, and declaring an emergency.

WHEREAS, an extraordinary emergency exists in the office of the Center Township Assessor in that no appropriation was made for the payment of postage on return mail; and

WHEREAS, an emergency exists in that the Center Township Assessor is obligated to pay such return postage; and

WHEREAS, there are available unappropriated monies in the

County General Fund which may be appropriated without detriment in sufficient amounts to meet such emergency needs;

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

Section 1. The sum of Two hundred dollars (\$200.00) be, and the same is hereby, transferred from certain designated appropriations shown below under the heading REDUCE; and the same be, and is hereby, appropriated to certain other designated purposes shown below under the heading INCREASE, as follows, to-wit:

REDUCE:	County Fund
Unappropriated County General Fund	\$200.00
	<hr/>
TOTAL REDUCTIONS	<u>\$200.00</u>

INCREASE:	
Center Township Assessor	
200. Other operating expenses	\$200.00
	<hr/>
TOTAL INCREASES	<u>\$200.00</u>

Section 2. This ordinance shall be in full force and effect from and after its adoption, publication according to law and approval of the State Board of Tax Commissioners.

Which were read for the first time and referred to the Committee on County and Townships.

GENERAL ORDINANCES

CITY-COUNTY GENERAL ORDINANCE
NOS. 120 THROUGH 124, 1971

Introduced by Councilman Byrum:

CITY-COUNTY GENERAL ORDINANCE NO. 120, 1971

AN ORDINANCE to amend the Municipal Code of Indianapolis 1951,

as amended, and more particularly Title 4, Chapter 7, Section 709 thereof, **VEHICLES MUST STOP BEFORE ENTERING PREFERENTIAL STREETS**, 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 7, Section 709 thereof, **VEHICLES MUST STOP BEFORE ENTERING PREFERENTIAL STREETS**, be, and the same is hereby, amended by the addition of the following:

Preferential

Madison Avenue
Stover Avenue
Lawrence Avenue
Markwood Avenue
Mills Avenue
Surrey Court
Surrey Court

Stop

Mills Street
Camden Street
Stanley Avenue
Camden Street
Camden Street
Surrey Drive
Griffin Road

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.

CITY-COUNTY GENERAL ORDINANCE NO. 121, 1971

AN ORDINANCE to amend the Municipal Code of Indianapolis 1951, as amended, and more particularly Title 4, Chapter 8, Section 812 thereof, PARKING PROHIBITED AT ALL TIMES ON CERTAIN STREETS, and Section 822 thereof, PARKING LIMITED TO ONE AND ONE-HALF HOURS BETWEEN 7:00 A.M. AND 6:00 P.M., EXCEPT ON SUNDAYS, AND HOLIDAYS ON CERTAIN STREETS, 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 8, Section 812 thereof, PARKING PROHIBITED AT ALL TIMES ON CERTAIN STREETS, be, and the same is hereby amended by the addition of the following:

Street	Side	From	To
North Street	South	East Street	College Avenue

Section 2. That Title 4, Chapter 8, Section 822 thereof, PARKING LIMITED TO ONE AND ONE-HALF HOURS BETWEEN 7:00 A.M. AND 6:00 P.M., EXCEPT ON SUNDAYS AND HOLIDAYS ON CERTAIN STREETS, be, and the same is hereby amended by the deletion of the following:

Street	Side	From	To
North Street	South	East Street	College Avenue

Section 3. 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 4. 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.

CITY-COUNTY GENERAL ORDINANCE NO. 122, 1971

AN ORDINANCE to amend the Municipal Code of Indianapolis 1951, as amended, and more particularly Title 4, Chapter 9, Section 902 thereof, TWO HOUR PARKING METER ZONES, 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 902 thereof, TWO

HOUR PARKING METER ZONES, be, and the same is hereby amended by the addition of the following:

Street	Side	From	To
Wabash Street	South	Pennsylvania	Delaware

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.

CITY-COUNTY GENERAL ORDINANCE NO. 123, 1971

AN ORDINANCE to amend the Municipal Code of Indianapolis 1951, as amended, and more particularly Title 4, Chapter 13, Section 1303(2), TRUCKS ON CERTAIN ROADS RESTRICTED, 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 13, Section 1303(2), TRUCKS ON CERTAIN ROADS RESTRICTED, be, and the same is hereby, amended by the addition of the following:

Street	From	To
Lyons Avenue	Mooreville Rd.	Kentucky Avenue

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.

CITY-COUNTY GENERAL ORDINANCE NO. 124, 1971

AN ORDINANCE to amend the Municipal Code of Indianapolis 1951, as amended, and more particularly Title 4, Chapter 8, Section 812 thereof, PARKING PROHIBITED AT ALL TIMES ON CERTAIN STREETS, 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 8, Section 812 thereof, PARKING PROHIBITED AT ALL TIMES ON CERTAIN STREETS, be, and the same is hereby, amended by the deletion of the following:

Street	Side	From	To
Montcalm St.	West	Stadium Dr.	20th Street

Section 2. That Title 4, Chapter 8, Section 812 thereof, PARKING PROHIBITED AT ALL TIMES ON CERTAIN STREETS, be, and the same is hereby, amended by the addition of the following:

Street	Side	From	To
Montcalm St.	West	Stadium Dr.	14th Street
Montcalm St.	West	18th Street	20th Street

Section 3. 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 4. 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 were read for the first time and referred to the Committee on Transportation.

GENERAL ORDINANCE NOS. 125-130, 1971

Introduced by Councilman Egenes:

G.O. NO. 125, 1971—

71-Z-74 George W. Evrard, et ux by William F. LeMond, Attorney, 412 Union Federal Bldg. requests rezoning of 1.07 acres, being in D-3 district, to C-3 classification to provide for the construction of a White Hen Pantry Market and related convenience marketing facilities. Located 9842 East 21st Street, Indianapolis, Warren Township.

G.O. NO. 126, 1971—

71-Z-76 Foxworthy Auto Sales, Inc. by John C. Ruckelshaus, Attorney, 129 East Market Street, No. 1111, requests rezoning of 0.82 acre, being in I-3-U district, to C-5 classification to provide for construction of an addition to building. Located 3219 West Washington Street, Indianapolis, Wayne Township.

G.O. NO. 127, 1971—

71-Z-79 Indiana Bell Telephone Co., Inc. by Richard L. Besore, Attorney, 240 North Meridian St. and Joseph A. & Delphia J. Peavey, request rezoning of 2.58 acres, being in I-1-U district, to C-S classification to permit an orderly development of the telephone business complex, with off street parking and storage facilities. Located 2750 East 55th St., 2755 & 2817 55th Place, Indianapolis, Washington Township.

G.O. NO. 128, 1971—

71-Z-80 Mary M. Hastings, et al by Shell Oil Company, 450 North Meridian St. request rezoning of 0.12 acre, being in D-9 district, to C-4 classification to permit off street parking in connection with proposed service station to the west. Located 2702 North Pennsylvania St., Indianapolis, Center Township.

G.O. NO. 129, 1971—

71-Z-82 Bourbon Street, East by Charles Pechette, 120 East

Market St. No. 1106, requests rezoning of 20.67 acres, being in A-2 district, to D-6 II classification to provide for the construction of an apartment complex. Located south of East 46th Street, east of Post Road, Indianapolis, Lawrence Township (4400 block North Post Road).

G.O. NO. 130, 1971—

71-Z-83 L. G. Braswell, et al by Michael S. Wolff, 5638 Professional Circle request rezoning of 7.18 acres, being in D-4 & A-2 districts, to C-3 classification to permit commercial development. Located 2625 South Lynhurst Drive, Indianapolis, Wayne Township.

Which were read for the first time and referred to the Committee on Metropolitan Development.

CITY-COUNTY GENERAL ORDINANCE NO. 131, 1971

Introduced by Councilman Leak:

AN ORDINANCE PROVIDING FOR THE REGULATION
AND LICENSING OF WRECKER OR TOWING SERVICES
WITHIN THE CONSOLIDATED CITY OF INDIANAPOLIS

WHEREAS, the Consolidated City of Indianapolis has the power "to fix the rates to be charged for the towing of property by any vehicle held out to the public use for hire within the area of the Consolidated City of Indianapolis and not operated over a fixed route; to require indemnity bonds issued by surety companies of indemnity insurance policies to be filed by the owner or operator of such vehicle for the protection of any person against loss by injury to person or property; and to make all needful regulations with respect to the operation of such vehicles."; and,

WHEREAS, it is desirable, necessary and in the public interest and safety that wrecker or towing services in the Consolidated City of Indianapolis be so regulated,

NOW, THEREFORE, BE IT ORDAINED BY THE CITY-COUNTY

COUNCIL OF THE CITY OF INDIANAPOLIS AND OF MARION
COUNTY, INDIANA:

CHAPTER 1

WRECKERS AND OTHER TOWING VEHICLES

Subchapter 1. General Services District
Article 1. Wrecker Licensing Board

Section 1. Created; membership; term of office and compensation of members.

There is hereby created a wrecker licensing board. Said board shall consist of the Director of the Department of Public Safety, or his designated representative; and the Controller of the Consolidated City of Indianapolis, or his designated representative; two citizens who are residents of the Consolidated City of Indianapolis, to be appointed by the Director of the Department of Public Safety one of which is presently in wrecker business and, one (1) member shall be from the Indianapolis Police Department; all members shall serve without compensation for a term of four (4) years, or until their successors are appointed.

Section 2. Secretary

A member of the Indianapolis Police Department shall be designated as secretary of the wrecker licensing board and shall serve as the custodian of its records.

Section 3. Jurisdiction of Board

The wrecker licensing board shall have exclusive jurisdiction of the licensing and regulation of wreckers and shall constitute the sole administrative agency for the administration of all laws and ordinances relating to the licensing and regulation of wreckers.

The wrecker licensing board shall make such bylaws, rules and regulations not inconsistent with law as it deems appropriate for the conduct of its business, copies of which shall be filed with the secretary of the board, and with the clerk of the City-County Council.

(a) There is hereby imposed upon said board the authority,

power and duty to adopt, promulgate and enforce such rules and regulations to carry out the provisions of which the board deems necessary for the proper and safe operation of any wrecker service; provided, however, said rules and regulations shall not conflict with any laws of the State of Indiana, or any ordinance of the Consolidated City of Indianapolis, nor shall said rules and regulation exceed the limits of authority granted to said board by this ordinance.

(b) There is hereby imposed upon said board the authority, power and duty to license all persons who may engage in activity or business of providing wrecker service to the residents of the Consolidated City of Indianapolis and to require a permit for each wrecker operated by licensee.

The board shall have the authority, power and duty to adopt, promulgate and enforce such rules and regulations to carry out the provisions of this ordinance which the board deems necessary for the proper and safe operation of any wrecker service; provided, said rules and regulations shall not conflict with the ordinances of the Consolidated City of Indianapolis, nor shall said rules and regulations exceed the limits of authority granted to said board in this ordinance.

(c) The board shall fix and hold a public hearing with respect to the rules and regulations to be adopted as provided in (b) above, or any proposed amendments to said rules and regulations. Said rules and regulations, or any amendments thereto, shall be approved by the City-Corporation Counsel as to legality, and the same shall then be filed with the secretary of the wrecker licensing board and the clerk of the City-County Council. After said rules and regulations, or any amendments, thereto, of the board have been so adopted in the manner herein provided, said rules and regulations shall have the force and effect of law.

Section 4. Wrecker Inspectors

Members of the Indianapolis Police Department, when designated by the Chief of Police, shall have the authority to inspect wreckers pursuant to this ordinance and in conformity with any rules and regulations promulgated thereto.

Section 5. Chief of Police to Advise the Board

The Chief of Police of the Indianapolis Police Department shall,

in his official capacity, advise the board, when requested. concerning those matters of public Safety and proper traffic control.

ARTICLE II. REGULATION OF WRECKERS
DIVISION 1. GENERALLY

Section 1. Definitions

The following words and phrases, when used in this article, shall have the meanings respectively ascribed to them by this section:

(a) **Wrecker Licensing Board.** The wrecker licensing board provided for in this ordinance and hereinafter referred to as "board".

(b) **Cruising.** The driving of a wrecker on the streets, alleys or public places of the Consolidated City of Indianapolis in a fashion or manner calculated for the purpose of soliciting business.

(d) **Driver.** Any person driving a wrecker upon the streets and roads of the Consolidated City of Indianapolis.

(e) **License.** A license issued by the wrecker licensing board authorizing the holder thereof to engage in the business of providing wrecker or towing service within the Consolidated City of Indianapolis.

(f) **Permit.** A permit required and issued by the wrecker licensing board to a licensee for each wrecker operated by licensee under the authority of a license.

(g) **Rate Card.** A card issued by the wrecker licensing board for display in each wrecker, which contains the rates or charges then in force.

(h) **Wrecker.** A public motor vehicle constructed on a truck chassis with lifting devices operated by mechanical power and employed or used for the purpose of towing, transporting, conveying or removing any and all kinds of vehicles which are unable to be, or actually are not, operated under their power.

Section 2. Purpose and Intent of Ordinance.

It is hereby declared to be the purpose and intent of this ordinance to regulate all wreckers, towing services and wrecker services doing

business with the general public within the Consolidated City of Indianapolis. The provisions of this ordinance shall not apply to a wrecker service located outside the Consolidated City of Indianapolis and which occasionally passes through or delivers vehicles within the Consolidated City of Indianapolis. Nor is it intended that the provisions of this ordinance shall be applicable to a wrecker service operating pursuant to authority granted by the Public Service Commission of Indiana and operating outside the Consolidated City of Indianapolis.

It is further provided that it is not the intent of the ordinance to regulate those wrecker services that are serving commercial establishments and the trucking industry with wrecker units that are 2½ tons and larger.

Section 3. Equipment and Maintenance of Vehicles.

(a) **Inspection; rules and regulations of board.** Prior to the time any license shall become effective and a permit issued under the provisions of this article, an inspection shall be made or caused to be made by the board of each wrecker to be operated by licensee to determine if such wrecker meets the requirements of this ordinance and complies with all state laws, city ordinances and any rules and regulations adopted by the board pursuant hereto. The rules and regulations adopted by the board shall be promulgated to provide safe transportation of any vehicle to be towed or conveyed by the wrecker and shall specify such safety equipment and regulatory devices as the board shall deem necessary therefor. If, upon inspection, the board determines that a wrecker has met all the standards established by the board, the board may issue a permit as hereinafter provided.

In causing an inspection to be made, the board, by rule or regulation, may require a wrecker to be inspected by an agency or garage approved by the board, and may require the licensee to exhibit and file with the board a certificate from said agency or garage that said wrecker has been inspected and meets all lawful requirements.

(b) **Periodic inspections.** Upon the issuance of a license and permit, the board shall inspect or cause to be inspected each wrecker of the licensee at least once every year thereafter to insure the continued maintenance of the wrecker in compliance with the applicable laws and rules and regulations adopted by the board. If any wrecker shall fail to meet the requirements as set out by the board, then the

board may direct that said wrecker be removed from service and, upon failure of the licensee to so remove it, said failure shall be grounds for the revocation or suspension of the license.

(c.) **Equipment.** Each wrecker shall be equipped with and have available at all times all of the equipment which the board may reasonably require by its rules and regulations.

At the time of application for a license, the board shall furnish to the applicant, in writing, a list of such equipment as the board deems minimum requirements, and the licensee shall carry and have available at all time, and in good working order, such minimum equipment until a new list is furnished the licensee by the board. The board may furnish such new or revised list of such equipment from time to time as it deems necessary and each licensee, after being furnished same, shall comply therewith.

Section 4. Designation of company name; numbering of vehicles.

Each wrecker shall bear, on the outside of or near each front door in painted letters or decals not less than four inches nor more than seven inches in height, the name of the company. The board, by the rule or regulation, may provide for the numbering of each and, if so provided by rule or regulation of the board, the number assigned to each wrecker shall also be painted on the outside of each front door in letters not less than four inches and not more than seven inches in height.

Section 5. Rates and charges—Display of rate card.

Every wrecker operated under this article shall have a rate card, setting forth the authorized rates and charges, displayed in such place as to be in full view of anyone wishing to inspect same.

Section 6. Receipts.

The driver of any wrecker shall, render to such operator or owner, a receipt for the amount charged, either by a mechanically printed receipt or by a specially prepared receipt on which shall be the name of the licensee, amount of charges and date of transaction.

Section 7. Driver's Manifests.

Every licensee shall maintain or cause to be maintained a daily

manifest upon which is recorded all vehicles transported or towed each day, showing the time and place of origin and destination of each trip and the amount of charge or rate. Every licensee shall retain and preserve all manifests in a safe place for at least the calendar year next preceding the current calendar year, and such manifests shall be made available to the wrecker licensing board at all times.

Section 8. Board authorized to require other records of licensee.

Each licensee shall maintain or cause to be maintained such records as the wrecker licensing board may, by rule and regulation, require for the purpose of enforcing the provisions of this article.

Section 9. Accident Report.

All accidents arising from or in connection with the operation of wreckers which result in death or injury to any person or damage to any property in an amount exceeding the sum of one hundred dollars shall be reported within twenty-four hours from the time of occurrence to the police department on a form to be furnished by such department. Any wrecker involved in said accident must be inspected by a wrecker inspector before it resumes operation.

Section 10. Wishes of vehicle owners, vehicle operators and police to be followed:

The driver of the wrecker shall tow, transport or convey the vehicle to be towed to any place designated by the owner of such vehicle. It shall be unlawful for the owner, driver or operator of a wrecker, or an agent, employee or representative of the owner or driver of a wrecker, at the scene of an accident, to compel or otherwise coerce or insist upon any owner of a vehicle to sign a work order or agreement at the scene of the place from which the vehicle is to be transported for any repairs to be made on such vehicle. The driver of the wrecker shall in all cases, before moving the vehicle to be towed, ask of the owner or operator of said vehicle the place to which he desires the vehicle to be taken, and shall so transport said vehicle to such place upon the towing charges being paid or secured, otherwise the vehicle shall be towed or transported to the wrecker operator's storage lot. If the vehicle to be transported is involved in an accident and the owner or operator thereof is unable to give any instructions in his own behalf, the driver of the wrecker shall transport the wrecked vehicle to the location or facility designated as his

place of storage in his application for a license, or any supplement thereto, and it will be presumed and considered prima facie evidence that the owner or operator of said vehicle consents to and desires that his vehicle be transported to such place or facility.

If the owner or operator of a vehicle is not available and a wrecker has been summoned by an Indianapolis police officer as a result of a parking violation, abandoned vehicle, stolen vehicle, or an automobile of an arrested owner or operator, then the vehicle to be transported or removed shall be taken to the lot of the wrecker firm that tows said vehicle.

Section 11. Prohibited acts.

It is hereby declared that the following acts shall be prohibited, and the license and permit of any person doing any such acts may be revoked, suspended or not renewed:

(a) For the owner or driver of any wrecker to proceed with his wrecker to any place where an accident has occurred unless so summoned by the owner or operator, or the police to proceed to the scene of said accident.

(b) For any licensee or person to intercept or respond to any telephone, radio, or other communication or call for wrecker service made or directed to another licensee.

(c) For the owner, operator or driver of any wrecker to go to the place of a wreck by reason of information received by short-wave or police radio, provided that this shall not apply to communication solely by and between the licensee's place of business and his wrecker relating to calls legally received by him and directed to him by the owner or operator of the vehicle to be towed, or by the police.

(d) For the owner or driver of any wrecker to drive along any street or bridge and solicit towing work, to engage in cruising, or to wait for employment by standing upon any public street or upon any public or private property, without first obtaining consent of the owner, in writing.

(e) For the owner or driver of any wrecker to pay, in the form of a gratuity, any person not involved in an accident for information as to the location of the accident.

(f) For any person, licensee, or driver to violate any of the provisions of this ordinance, the laws of the State of Indiana, or rules and regulations of the board adopted pursuant to the provisions of this article.

Section 12. Acts declared unlawful.

It is hereby declared to be unlawful for any person to knowingly or willfully summon a wrecker or to report that a wrecker is needed, when such person knows that the services of a wrecker are not needed.

It is hereby declared to be unlawful for any person to operate a wrecker service or a wrecker within the Consolidated City of Indianapolis without a license issued by the board pursuant to the provisions of this ordinance.

Anyone violating any of the provisions of this section shall, upon conviction, be guilty of a misdemeanor and subject to a fine of not more than \$500.00 or 180 days in jail or both. If any person operates a wrecker or attempts to operate a wrecker without a license within the Consolidated City of Indianapolis, each separate trip or to offer to make a trip shall be deemed a separate violation.

Section 13. Wrecker driver to clean streets when removing wrecked vehicle.

Whenever any driver of a wrecker removes a motor vehicle from the scene of an accident on the public streets or thoroughfares within the Consolidated City of Indianapolis, it shall be the duty of such driver to simultaneously remove and carry away from the public streets, alleys or thoroughfares at and about the scene of such accident or collision all glass, metal and debris which may have been cast upon the public streets, alleys or thoroughfares as a result of such accident or collision.

Section 14. Contract authorized.

The Consolidated City of Indianapolis is hereby authorized to contract with any licensee or combination of licensees for the towing, transporting or otherwise removing of:

(a) Any vehicle left parked unattended in one place or upon any alley, street, highway or thoroughfare within the Consolidated

City of Indianapolis for a period which would be in violation of the ordinances of this city; or the laws of the State of Indiana.

(b) Any vehicle left parked on any alley, street, highway or thoroughfare within the Consolidated City of Indianapolis without a current registration plate;

(c) Any vehicle which the Indianapolis Police Department believes to be stolen in order to provide for the custody, protection and safekeeping of said vehicle until reclaimed by the true owner thereof;

(d) Any vehicle involved in an accident for which the Indianapolis Police Department is responsible for the safe removal.

Said contracts shall be let in accordance with the established procedures and shall be subject to the provisions of this article, the laws of the Consolidated City of Indianapolis and the State of Indiana and the rules and regulations adopted by the board. Said contracts shall be approved by the Director of the Department of Public Safety, and the Mayor is authorized to execute said contract on behalf of the Consolidated City of Indianapolis.

Section 15. Transporting motor vehicles from within to outside the Consolidated City of Indianapolis.

Whenever it is deemed necessary and desirable that a wrecker or wrecker service located outside of the Consolidated City of Indianapolis be permitted to pick up and tow, transport or otherwise convey a vehicle from a point within to a point outside of the Consolidated City of Indianapolis, the board, by rules and regulations, may authorize said wrecker or wrecker service to so transport a motor vehicle and grant to said wrecker or wrecker service special permission; provided, that the board shall not have the authority to grant permission to wreckers or wrecker services located in surrounding counties to continually transport vehicles from a point within to a point outside of the Consolidated City of Indianapolis.

Section 16. Employees.

No person shall be permitted to work a "wrecker firm" in a capacity where such person would operate a wrecker or respond to a location where a wrecker is needed without such person being previously authorized to do so and classified as a "wrecker agent"

by the Chief of Police. Each person so classified will be issued an Identification Card which must be carried when performing duties of a "wrecker agent".

(1) A licensee shall not employ a wrecker agent, as defined in Sub-Section —, until such person has filed an application for a Permit and Identification Card by the Chief of Police.

(2) No permit shall be issued if the person applying has been convicted of a felony. It shall be unlawful for any person to falsify an application for the permit.

(3) No Wrecker Firm Licensee or employee of a Wrecker Firm Licensee or Wrecker Agent, unless otherwise permitted by law, shall carry a firearm on his person or in a vehicle while in any public place or on any public street in the Consolidated City of Indianapolis.

Section 12. Identification Card.

A licensee shall be classified a "wrecker agent" as defined in Sub-Section — and issued an identification card so stating by the Chief of Police without need of an additional permit under that section. A licensee shall be required to carry such identification card whenever performing tasks associated with the wrecker firm.

(1) Identification Cards issued to a licensee or his employees shall be returned to the Chief of Police immediately upon suspension, revocation of a license or any cessation of the business operation. The responsibility for the return of such Identification Cards, rests with the Wrecker Firm Licensee.

(2) No person shall carry on his person, use or display or have in his possession, an Identification Card, required under Sub-Section — or — which contains any false or fictitious information.

(3) No Identification Card of License issued pursuant to the provisions of this City Ordinance is transferable.

(4) An applicant for a "wrecker agent" permit shall pay to the wrecker licensing board, an amount to be set by the board, which will cover the cost of processing the application and the issuance of the permit.

Section 13. Disposition of fees.

The wrecker licensing board shall remit to the controller all fees or other revenues derived from the license or permit fees collected under the provisions of this article, and the controller shall maintain an account thereof. Said fees shall be remitted as required by the controller, and the amounts so collected shall be used to defray the expenses of the wrecker licensing board and to the payment of the salaries of the police officers who are designated as wrecker inspectors. Payments therefrom shall be upon requisition or voucher executed by person or persons authorized by the controller.

DIVISION 2. LICENSE TO ENGAGE IN THE BUSINESS OF PROVIDING WRECKER OR TOWING SERVICE.**Section 1. Required.**

No person shall engage in the business of operating a wrecker or providing wrecker or towing service for the towing, transporting, conveying or removing of a vehicle from one point to another within the Consolidated City of Indianapolis without first obtaining and keeping in force a license from the wrecker licensing board.

Section 2. Application for license.

Any person desiring to engage in the business of furnishing wrecker or towing services from and after the effective date of this ordinance shall make application to the wrecker licensing board, which application shall be upon blank forms to be adopted and provided by said board. Said application must contain all the information required by said form and must be verified under oath. The form to be adopted and provided by the board shall contain:

(a) The full name and address of the person, firm or corporation desiring to obtain a license and whether he be the owner, lessee or bailee of the proposed wrecker and towing operation.

(b) If available, a description of each wrecker, including the make, model, year of manufacture, Indiana State license number for the current year, motor and chassis number, and the length of time each wrecker has been in use. No license authorized hereunder shall be issued or become effective until the proposed licensee has furnished

the board a record identifying each wrecker to be used in the proposed wrecker of towing operation.

(c) If a licensee intends to use the wrecker of another person or licensee on a part-time or full-time basis, this fact must also be stated and must include such information as the board may reasonably require.

(d) The location and description of the place and premises from which it is intended to operate a wrecker or towing services.

(e) Furnish the names and addresses of at least two references as to the applicant's financial responsibility.

(f) A statement by the applicant that he is at least twenty-one (21) years of age; of good moral character, and that he is ready, willing and able to comply with all the provisions of this chapter, the laws of the Consolidated City of Indianapolis and the State of Indiana and the rules and regulations of the board.

(g) A certification by the applicant that he is an equal opportunity employer and that he will comply with the applicable Federal Wage and Hour Regulations.

(h) A certification that the applicant will list with the board the names, home addresses and ages of all employees, including replacements and additions, to be used or employed by the applicant in the business of operating a wrecker or towing service, with the exception of part time or emergency employees whose names will be furnished once a month.

(i) A statement setting forth the describing the available space where an applicant intends to properly accommodate and protect all motor vehicles to be towed, transported, conveyed or otherwise removed, as provided by an ordinance of the Consolidated City of Indianapolis.

(j) A certification that the applicant intends to comply with the rates and charges as herein provided and as may be adopted by the board.

(k) A certification that the applicant will take out and maintain in

full force and effect such policies of insurance as hereinafter provided.

(1) Such other and further information as the wrecker licensing board may by its rules and regulations deem appropriate for the safe and proper operation of any wrecker service within the area of the Consolidated City of Indianapolis.

Section 3. Issuance.

If the board finds, upon examination, that the applicant is capable, willing and has qualified to furnish wrecker service and to conform to the provisions of this article and the rules and regulations promulgated by the board, then the board shall grant and issue to said applicant a license to operate a wrecker or wrecker service; otherwise, the application shall be denied. Said license shall state the name and address of the licensee, the number of wreckers authorized upon such license, the date of issuance, and such other information as the board may desire.

Section 4. Term of licenses—Transferability.

A license issued by the board to any person permitting said person to operate a wrecker or wrecker service as provided in this article shall be issued for a period of four (4) years at a fee of \$200.00, subject to the provisions of this article and the rules and regulations adopted by the board. A license granted hereunder may be sold, assigned, mortgaged or otherwise transferred after permission is obtained from the board. Otherwise, it shall expire immediately upon the licensee terminating the wrecker service or upon revocation by the board. A current license shall be prominently and conspicuously displayed at all times upon the premises from which the licensee operates a wrecker or wrecker service.

Section 5. Indemnity bond or liability insurance required.

No license shall be issued, become effective or continued in full force and effect unless there is in full force and effect an indemnity bond secured by the licensee and inuring to the benefit of any person who shall be injured or who shall sustain damage to property caused by the licensee, his servants, agents or employees. Said bond shall have as its limits an amount no less than \$100,000.00 for bodily injury to any one person, an amount no less than \$300,000.00 for in-

juries to more than one person which are sustained in the same accident and an amount no less than \$50,000.00 for property damage resulting from any one accident. Said bond shall be executed in favor of the Consolidated City of Indianapolis and shall have as a surety thereon a surety company authorized to do business in the state.

The board may, by rule and regulation, allow a licensee to take out, maintain in full force and effect, and file, in lieu of a bond, a liability insurance policy issued by an insurance company authorized to do business in the state. Said policy of insurance shall conform to all provisions of this section relating to bonds and shall include a provision that, in the event of cancellation, the board shall be notified at least thirty (30) days prior to the date of such cancellation.

In addition to the foregoing, the applicant for a license prior to the issuance and effective date thereof, shall take out and maintain, during the term of a license, a policy of garage keeper's legal liability insurance covering fire, theft, explosion and collision in an amount no less than \$25,000.00

Section 6. Public hearings.

(a) Prior to the issuance of any license provided for in this article, the board shall hold a public hearing for the applicant after giving to the applicant notice as to the time and place of said hearing. The board is hereby empowered to make all such necessary rules and regulations which the board considers necessary for said hearing.

(b) No action to suspend, to revoke or to cancel any license shall be taken by the board until the licensee has been furnished with a statement of the charges and a notice of the time and place of the public hearing to be held thereon. The furnishing of such notice and the reasons for the board's proposed action shall be given to said licensee at least fifteen (15) days prior to the date of hearing. If, upon such hearing, the board finds the charges against the licensee to be true, it may suspend or revoke the license of the licensee and the permits issued for each wrecker as hereinafter provided.

(c) Upon the failure of the board to renew any license of a licensee, said licensee may appeal the decision of the board and, by simple written request addressed to the board, ask for and request a public

hearing as to the reasons for the board's failure to renew the license. The board shall then grant to the licensee a public hearing and shall fix a time and place within thirty (30) days for said hearing and shall so notify the licensee. It shall be incumbent upon the board to substantiate the reasons for its failure to renew the license of the licensee in accordance with the applicable provisions of this article.

Section 7. Suspension and revocation.

The wrecker licensing board is authorized and empowered to refuse to grant, suspend, revoke or refuse to renew any license applied for or granted to any person under the provisions of this article for any of the following reasons:

(a) If the applicant therefor, or the holder thereof, obtains said license by fraud or misrepresentation.

(b) If the applicant therefor, or the holder thereof, shall violate any provision of this article, or shall violate any provision of this Code, or other ordinances of the Consolidated City of Indianapolis, or laws of the State of Indiana, the violations of which reflect unfavorably on the fitness of the applicant therefor, or the holder of said license, to offer wrecker service.

(c) If the applicant thereof or the holder thereof operates or shall operate a wrecker business or any part thereof at a location not specified in the application for said license.

(d) If the applicant thereof, or the holder thereof, shall fail to provide capable, qualified, prompt or courteous wrecker service to the residents of this city.

(e) If the applicant therefor, or the holder thereof, shall fail to take out and maintain in full force and effect, during the period for which the license has been issued, the indemnity bonds or policies of insurance for the specified amounts and under the terms and conditions as required by this article.

(f) If the applicant thereof, or the holder thereof, shall be or become financially irresponsible or shall at any time declare bankruptcy, whether voluntary or involuntary.

No action to suspend or revoke a license shall be taken, except upon public hearing, as provided for in Section 6 of this Division 2.

DIVISION 3. PERMITS

Section 1. Required.

No licensee shall engage in the business of operating a wrecker for the towing, transporting, conveying or removing of a vehicle from one point to another within the Consolidated City of Indianapolis without first obtaining and keeping in force a permit from the wrecker licensing board for each wrecker operated by the licensee.

Section 2. Issuance.

If the board finds, upon examination, that a wrecker of the licensee conforms to the provisions of this article and the rules and regulations promulgated by the board, then the board shall grant and issue to said licensee a permit for each wrecker of the licensee which meets the requirements of this article and otherwise qualifies for a permit; otherwise, the permit shall be denied. Said permit shall state the name and address of the licensee, the date of issuance, and such other information as the board may desire.

Section 3. Term of permits—Transferability.

A permit issued by the board to any licensee permitting said licensee to operate the wrecker for which the permit was issued, as provided in this article, shall be issued for a period of one (1) year, or any part thereof, or until revoked or suspended by the board, and at a fee of \$25.00 for each wrecker so operated by the licensee. A permit granted hereunder may be sold, assigned, mortgaged or otherwise transferred from one licensee to another after permission to do so is obtained from the Board. Otherwise, it shall expire immediately upon the licensee terminating the wrecker service, or on revocation by the board. A permit may be transferable from one wrecker of the licensee to another wrecker of the licensee in accordance with the rules of the board, whenever a wrecker is taken out of service or exchanged for another. A permit issued by the board shall be subject to the provisions of this article and the rules and regulations of the board and shall be prominently displayed at all times in the wrecker of the licensee for which it was issued.

Section 4. Public Hearings.

(a) It shall not be considered mandatory under the provisions of this article that the board hold a public hearing prior to the issuance of any permit, as provided for in this division. The board, however, may by rule and regulation set and hold a public hearing for the issuance of any permit, as provided for in this division. The board, however, may by rule and regulation set and hold a public hearing for the issuance of all permits provided for herein, and is further empowered to make all such rules and regulations which the board considers necessary for said hearing.

(b) Upon the suspension or revocation of any permit granted under the provisions of this article, the board shall so notify the licensee that a permit has been suspended, and the reasons therefor. The licensee may then request a public hearing before the board by a simple written request addressed to the board and, upon receiving such request, the board shall set a time and place for a public hearing to be held thereon within thirty (30) days from the receipt of said request. The request by the licensee for a public hearing shall not stay or suspend the action of the board in revoking or suspending a permit of the licensee.

DIVISION 4. DRIVERS AND EMPLOYEES

Section 1. Generally.

Each wrecker shall be driven by a competent driver licensed by the State of Indiana. Each driver shall possess such requirements, qualifications and training as the board deems necessary for the proper and safe operation of a wrecker on the streets and thoroughfares within the Consolidated City of Indianapolis.

No licensee shall permit any of its wreckers, drivers, agents, servants or employees to engage, while operating a wrecker or wrecker service, in activities or practices contrary to the public safety or welfare, or contrary to the proper discharge of his duties in the course of his employment. Each licensee shall be responsible for its employees complying with the provisions of this article and with the provisions of the laws of the Consolidated City of Indianapolis, the State of Indiana, and the United States, which reflect on the fitness of said drivers, agents or employees to be employed in the operation of a wrecker service, and repeated violations by the employees of the licensee shall be cause for revocation of the license of the licensee.

Section 2. Prohibited acts of drivers and employees.

Any person employed or acting as a driver of a wrecker, or employees of a wrecker service, is hereby forbidden to commit or cause to be committed any of the following prohibited acts:

(a) To fail to comply with all reasonable and lawful requests of the owner or operator of the vehicle to be towed as to destination.

(b) To remove or transport any vehicle which has been involved in an automobile accident occurring immediately prior to such removal without first notifying the Indianapolis Police Department and receiving permission from a police officer on the scene.

(c) To remove or transport any vehicle, the owner of which is in violation of any law of the Consolidated City of Indianapolis or the State of Indiana, except through the explicit instructions of an Indianapolis Police Officer.

(d) To disregard the instructions of any Indianapolis police officer during the transporting of the vehicle to its destination.

(e) To wait for employment by standing upon any public street or upon any city, state or private property, without first obtaining the consent of the owner of said private property, in writing, or permission, in writing, from the board to stand on the street or public property.

(f) To interfere with the orderly flow of traffic along the public thoroughfares, except upon the direction of the Indianapolis Police Department.

(g) To engage in cruising, except in those places and under circumstances which the board, by rule and regulation, may permit and allow.

(h) To invite or permit loitering within or near his wrecker.

(i) To solicit or attempt to divert prospective patrons of another wrecker or to solicit or divert prospective patrons from a given repair garage to any other repair garage.

(j) To solicit, demand or receive from any person any pay, commission or emolument whatever, except the proper fare for transporting the vehicle in accordance with the legal schedule of rates and charges.

(k) To fail to comply with any of the provisions of this article, the rules and regulations of the board, or to fail to comply with the laws of the Consolidated City of Indianapolis the State of Indiana, or the United States.

(l) To transport a vehicle other than by the most direct safe route and without delay from the point of pick-up to the assigned destination.

(m) To proceed to any accident scene, unless requested to do so by the Indianapolis Police Department or an individual involved in the accident.

DIVISION 5. EMERGENCY WRECKER SERVICE

Section 1. Declaration of emergency.

In order to regulate, facilitate and provide for the proper and orderly flow of traffic upon the alleys, streets, highways and thoroughfares within the Consolidated City of Indianapolis, including the regulation and control of parking, and in the interest of public safety, the following acts or circumstances are hereby declared to constitute an emergency situation requiring the immediate removal of said vehicle from the alley, street, highway or thoroughfare:

(a) When a vehicle is parked, stopped or standing in violation of any regulation or ordinance of this city now or hereafter in effect.

(b) When a vehicle is parked, stopped or standing so as to obstruct the orderly flow of traffic.

(c) When a vehicle is so disabled by a wreck, by collision or by accident so as to constitute an obstruction to traffic and its immediate removal or storage for safe keeping is necessary in the interest of public safety and protection of property.

Section 2. Definition.

Emergency wrecker Service is defined as the removal of motor vehicles from the alleys, streets, highways or thoroughfares within the Consolidated City of Indianapolis when said vehicle constitutes an emergency situation as declared in Section 1.

Section 3. License required.

No person shall engage in the business of providing emergency wrecker service without first obtaining and keeping in force a license for emergency wrecker service from the wrecker licensing board. Those persons licensed by the board to provide emergency wrecker service shall not be required to obtain a license as provided in Division 2 of this Article. All provisions of this article shall apply where applicable to a person holding a license to provide emergency wrecker service.

Section 4. Application for license.

In addition to the information required in Division 2 of this article on an application for a license, any person desiring to engage in the business of furnishing emergency wrecker service from and after the date of this ordinance shall certify to the board the following information:

(a) That the applicant is capable of, and will provide twenty-four (24) hour emergency service, including holidays, and that he will have at all times a minimum of six wreckers with crews on duty, or available, at all times in any twenty-four (24) hour period.

(b) That each wrecker of the applicant will be equipped with a two-way electronic communication facility legally authorized and in operation between each wrecker and the applicants headquarters or principal place of business during the entire twenty-four (24) hours of each day.

Section 5. Issuance of license.

If the board finds, upon application, that the applicant is capable, willing and has qualified to furnish emergency wrecker service and can conform to the provisions of this article and the rules promulgated by the wrecker licensing board, then the board shall grant and issue to said applicant a license to provide emergency wrecker

service; otherwise, the application shall be denied. Said license shall provide such information as the board may, by rule and regulation, desire..

Section 6. Term of license—Transferability.

A license issued by the board to any person permitting said person to provide emergency wrecker service shall be issued for a period of four (4) years at a fee of \$100.00, subject to the provisions of this article and the rules and regulations adopted by the board. A license granted hereunder shall not be sold, assigned, mortgaged or otherwise transferred, and shall expire immediately upon the licensee terminating the emergency wrecker service, or upon revocation by the board. However, the board may issue a new emergency wrecker service license to a purchaser of a wrecker service that has an emergency wrecker service license. A current license shall be prominently and conspicuously displayed at all times upon the premises from which the licensee operates a wrecker or wrecker service.

Section 7. Indemnity bond or liability insurance required.

No license to provide emergency wrecker service shall be issued become effective, or continue in full force and effect, unless there is in full force and effect an indemnity bond or policy of liability insurance which conforms to the provisions of Section — relating to bond or liability insurance.

Section 8. Public Hearings.

Any license issued by the board permitting a person to operate an emergency wrecker service shall be issued, suspended, revoked, cancelled, or renewed, subject to the provisions of Section — relating to public hearings.

Section 9. Zones.

In order to provide for the immediate removal of those vehicles interrupting the proper and orderly flow of traffic and thereby constituting an emergency situation, the wrecker licensing board is authorized and directed to divide the territory of the city into zones for emergency wrecker service, which zones shall be established in a manner which best serves the traffic and safety needs of the

community and as near as possible divides the emergency wrecker business equitably among those persons licensed to provide emergency wrecker service. To each zone the board shall assign at least one licensee who is especially licensed to give emergency wrecker service.

(a) **Present zones established.**

The wrecker zones presently established by the Indianapolis Police Department shall be the first emergency wrecker zones authorized by this article and shall continue temporarily as emergency wrecker zones with those operators presently assigned to each zone continuing in the zones to which they are now assigned; provided, that within four years from the effective date of this ordinance the board shall review the present zones and assign emergency wrecker licensees to such zones, but no zones shall be finally established, or licensees assigned to zones, until after a public hearing has been held by the board relative to the establishment of said zones and the assignment of licensees thereto. The board shall set a time and place for said public hearing and shall publish in a newspaper of general circulation in this city the time, date and place of such public hearing and a description of the matters to be considered at least 10 days prior to said hearing.

(b) **Method of altering zones.**

The board shall require the emergency wrecker service licensees to report all calls which they make to the board, giving the date, the time, the name of the owner of the vehicle transported and the license number. At least once each year, the board shall review the efficiency and suitability of the emergency wrecker zones which have been established and shall, by regulation, make such changes as the traffic control in the city, the welfare of the public and the safety of the motoring public shall require. Such changes shall be made only after a public hearing. The board shall establish the time and date for a public hearing and shall publish in a newspaper of general circulation in this city notice of the proposed public hearing, giving the time and place of said hearing at least 10 days prior to said hearing.

The board, on its own motion, or any licensee or emergency wrecker service licensee, may change the established emergency wrecker service zones or the licensees assigned to such zones; however, before making any such change, the board shall hold a public

hearing on such petition after having published notice, as herein-before required, and shall keep a record of the proceedings of such hearing and, within thirty (30) days after the date of said hearing, the board shall render its decision on the petition, or the petition shall be considered denied. No such hearing shall be held on a petition for a change in zones or licensees, without giving due notice of the time and place of said hearing to all wrecker service licensees who may be affected by said change.

Section 10. Prohibited acts of emergency wrecker service licensees.

It is hereby declared that the following acts shall be prohibited and the license or emergency license of any person doing any such acts may be revoked, suspended or not renewed:

(a) For any persons licensed to provide emergency wrecker service, their agents, servants or employees, to violate any of the provisions of this article, or the rules and regulations of the board adopted pursuant to the provisions of this article, or to violate any of the laws of the State of Indiana or the Consolidated City of Indianapolis.

(b) For any person licensed to provide emergency wrecker service to answer an emergency wrecker service call outside the zone to which he is assigned unless specifically requested by an officer of the Indianapolis Police Department or Marion County Sheriff.

(c) For any person licensed to provide emergency wrecker service to tow, transport or otherwise remove any vehicle constituting an emergency situation from location outside the zone to which he is assigned.

The wrecker licensing board is hereby authorized to revoke or suspend the license of said licensee for the violation of any act or acts declared by this article to be prohibited.

Section 11. Emergency wrecker service limited to emergency wrecker licensees.

Only those persons licensed to provide emergency wrecker service shall transport, tow or convey any vehicle constituting an emergency situation as defined herein, and only upon the explicit instructions of

a police officer. The board, however, may by rules and regulations, authorize such other licensees to provide emergency wrecker service at those times, to the extent and under those circumstances as it shall by its rules and regulations, provide.

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

SPECIAL RESOLUTIONS

CITY-COUNTY SPECIAL RESOLUTION NO. 20, 1971

Introduced by Councilman Brown:

A RESOLUTION calling for the use of Eastern Daylight Time for conducting public meetings held by the City-County Council of the City of Indianapolis and of Marion County during certain periods of the year and requesting other governmental units, offices, business, industries, churches, and other organizations to adopt and adjust their time schedules accordingly.

WHEREAS, the City of Indianapolis is now operated on Eastern Standard Time, and,

WHEREAS, other large cities operating on Eastern Standard Time, during a certain period of the year, advance their official clocks an hour and observe Eastern Daylight Time.

WHEREAS, it is the opinion of this council that the vast majority of the citizens of Indianapolis, governmental units, offices, business, industries, churches, and other organizations that the establishment of a time most favorable and satisfactory for the good of the general public and to conform to the time in other large eastern cities shall be such as will advance one hour from Eastern Standard Time commencing the 27th of June, 1971 and remaining until two o'clock A.M. of the last Sunday in October, 1971, and that in order to avoid confusion and to promote the orderly conduct of business they advance their clocks by one hour during this period and each year the starting time to be the last Sunday in April.

NOW, THEREFORE, BE IT RESOLVED, BY THE CITY-COUNTY

COUNCIL OF THE CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

1. That the City-County Council hereby establishes and standardizes a time schedule to conduct and hold its public meetings by which time shall coincide with Eastern Standard Time or such time as shall be one hour advanced from Eastern Standard Time.

2. That the City-County Council hereby requests, urges, and recommends that all other governmental units, offices, businesses and industries adjust, establish and standardize their daily affairs, work and business time schedules accordingly.

3. That nothing in this resolution shall be construed as to be in contravention of any state or federal law or duly authorized order of the Interstate Commerce Commission with respect to time, but that such standardization of time is made solely for the purpose of making a uniform schedule of time by which a vast majority of the citizens prefer to exercise their inherent rights to conduct their daily affairs, work and business schedules, In belief that the health, safety, moral and economic public welfare shall be benefited thereby.

4. That this resolution shall be in full force and effect from and after its passage and adoption by the City-County Council and approval by the Mayor.

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

CITY-COUNTY SPECIAL RESOLUTION NOS. 21 AND 22, 1971

Introduced by Councilman Egenes:

CITY-COUNTY COUNCIL SPECIAL RESOLUTION NO. 21, 1971

A SPECIAL RESOLUTION authorizing the Department of Metropolitan Development to file an application with the United States Department of Housing and Urban Development to enable it to defray the cost for the surveys and plans for an urban renewal project to be known at this time as Highland-Brookside Survey and Planning Area No. 1.

WHEREAS, under Title I of the Housing Act of 1949, as amended, (herein referred to as "Title I"), the Secretary of Housing and Urban Development is authorized to extend financial assistance to local public agencies in the elimination and prevention of the spread of their slums and urban blight through the planning and undertaking of urban renewal projects; and,

WHEREAS, it is desirable and in the public interest that the Department of Metropolitan Development, by and through its Division of Urban Renewal (herein referred to as "Department"), make surveys and prepare plans, presently estimated to cost approximately Five Hundred Seven Thousand, Eight Hundred Twenty-Eight dollars (\$507,828.00), in order to undertake and carry out in an urban renewal project of the character contemplated by Section 110 (c) of the City of Indianapolis, County of Marion, and State of Indiana, which is referred to as Highland-Brookside Area #1 Survey and Planning is generally described as follows:

An area within the City of Indianapolis lies within the following Sections of Marion County, Sections 29-31-32 all within Township 16 North, Range 4 East, more particularly described as follows, to-wit:

Beginning at a point on the east right-of-way line of North Sherman Drive and the north right-of-way line of Massachusetts Avenue, said point being the beginning point of this description. Running thence south on and along the east right-of-way line of Sherman Drive to its intersection with the south right-of-way line of vacated 19th Street (also known as the south right-of-way line of the I.N.C. and T. railroad spur). Thence west on and along the south right-of-way line of vacated 19th Street to its intersection with the south right-of-way line of Brookside Parkway North Drive. Continuing thence west and southwest on and along the south right-of-way line of Brookside Parkway North Drive to its intersection with the south right-of-way line of Brookside Avenue thence southwest on and along the south right-of-way line of Brookside Avenue to the west right-of-way line of Newman Street, thence North and Northwest on and along the west right-of-way line of Newman Street, to its intersection with the north right-of-way line of Massachusetts Avenue. Thence northeast on and along the north right-of-way line of Massachusetts Avenue to its intersection with the east right-of-way line of Sherman Drive and the place of beginning of this description.

WHEREAS, the Metropolitan Development Commission of Marion County, Indiana by its Resolution No. 31, 1971, approved the filing of an application with the Department of Housing and Urban Development for an advance of funds for the cost of said surveys and plans; and,

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

1. That the proposed Urban Renewal Area described above is a deteriorated and deteriorating area appropriate for an urban renewal project and that the undertaking by the Department of surveys and plans for an urban renewal project of the character contemplated by Section 110 (c) of Title I in the proposed Urban Renewal Area is hereby approved; that said survey and planning activity shall be known as "Highland-Brookside Survey and Planning Area No. 1."

2. That the financial assistance available under Title I is needed to enable the Department to finance the planning and undertaking of the proposed Project.

3. That it is cognizant of the conditions that are imposed in the undertaking and carrying out of urban renewal projects with Federal financial assistance under Title I, including those relating to (a) the relocation of site occupants, (b) the provision of local grants-in-aid, (c) the prohibition of discrimination because of race, color, creed, or national origin, and (d) the requirement that the locality present to the Secretary of Housing and Urban Development, as a prerequisite to approval of the application described below, a Workable Program for Community Improvement, as set forth in Section 110 (c) of Title I, for utilizing appropriate public and private resources to eliminate and prevent the development or spread of slums and urban blight.

4. That it is the sense of the body (a) that a feasible method for the relocation of individuals and families displaced from the Urban Renewal Area, in conformity with Title I, can be prepared, and (b) that the local grants-in-aid can and will be provided in an amount which will be not less than one-third of the Net Project Cost of the Project and which, together with the Federal capital grant, will be generally equal to the difference between Gross Project Cost and the proceeds or value of the project land sold, leased, or retained for use in accordance with the urban renewal plan.

5. That the filing of an application by the Department for an advance of funds from the United States of America to enable it to defray the cost of the surveys and plans for an urban renewal project in the proposed Urban Renewal Area described above is hereby approved.

6. That this resolution be in full force and effect from and after its passage.

CITY-COUNTY COUNCIL SPECIAL RESOLUTION NO. 22, 1971

A SPECIAL RESOLUTION to authorize the Department of Metropolitan Development to apply for an advance of Federal funds for the preparation of a general neighborhood renewal plan for the area known as Highland-Brookside Area.

WHEREAS, under Title I of the Housing Act of 1949, as amended, the Secretary of Housing and Urban Development may make advances of funds to local public agencies for the preparation of General Neighborhood Renewal Plans for areas defined in Section 102 (d) of such Title where the interest of sound community planning makes it desirable that the urban renewal activities proposed for the areas be planned in their entirety; and,

WHEREAS, Title VI of the Civil Rights Act of 1964 prohibits discrimination on the basis of race, color or national origin under any program or activity receiving Federal financial assistance and Executive Order 11063 prohibits discrimination on the basis of race, color, creed, or national origin in sale, lease or other disposition of residential property (including land intended for residential use) or in the use of occupancy thereof; and

WHEREAS, it is desirable and in the public interest that the Department of Metropolitan Development ("Department"), by and through its Division of Urban Renewal, prepare a General Neighborhood Renewal Plan, presently estimated to cost Two Hundred Eighty-Six Thousand, Two Hundred Fifty dollars (\$286,250.00), in that certain area, herein designated a General Neighborhood Renewal Area, located in the City of Indianapolis, County of Marion and State of Indiana, and described as follows:

The description appearing in Exhibit A, attached hereto and made a part hereof.

EXHIBIT "A"

Highland-Brookside (GNRA)

Beginning at a point on the east property line of the Monon Railroad and N.Y.C. St. Louis Railroad property and the North right-of-way line of Massachusetts Avenue, proceed Northeastwardly along the North right-of-way line of Massachusetts Avenue to where it intersects with the East right-of-way line of North Sherman Drive. Then proceed South along the East right-of-way line of Sherman Drive to the intersection of East 10th Street. Thence proceed West along the North right-of-way line along 10th Street to where it intersects with the West property line of the Indianapolis Union Railroad property. Thence proceed South along the West property line of the Indianapolis Union Railroad property to where it intersects with the North property line of the Pennsylvania Railroad property. Thence proceed West along the North property line of the Pennsylvania Railroad property to where it intersects with the East right-of-way line of the Interstate Highway I-70. Then proceed North along the East right-of-way line of the Interstate Highway I-70 to where it intersects with the East property line of the Monon Railroad and the NYC and St. Louis Railroad property. Thence proceed North along the East property line of the Monon Railroad and N.Y.C. and St. Louis Railroad property to where it intersects with the North right-of-way line of Massachusetts Avenue and the point of Beginning.

WHEREAS, the Metropolitan Development Commission of Marion County, Indiana, by its Resolution No. 33, 1971, a copy of which has been furnished this Council, approved the filing of said application.

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

1. That the proposed General Neighborhood Renewal Area described above, is an area consisting of an urban renewal area or areas which is of such size that the urban renewal activities in the urban renewal area or areas may have to be initiated in stages, consistent with the capacity and resources of the Department over an estimated period of not more than 8 years.

2. That the undertaking by the Department of the preparation of a General Neighborhood Renewal Area described above is hereby approved.

3. That it is cognizant of the intention of the Department to undertake an urban renewal project promptly upon completion of the General Neighborhood Renewal Plan and the preparation of an urban renewal plan for such project, which project shall embrace at least 10 percent of the urban renewal area or areas within the General Neighborhood Renewal Area and shall be of the character contemplated by Section 110 (c) of Title I.

4. That it is cognizant of the conditions that are imposed in the undertaking and carrying out of urban renewal projects with Federal financial assistance under Title I, including those relating to (a) a feasible method of relocation, (b) the provision of necessary local grants-in-aid, and (c) the prohibition of discrimination because of race, color, creed, or national origin; as well as the requirements of Section 102 (d) of Title I that a General Neighborhood Renewal plan conform to the locality's general plan and Workable Program for Community Improvement.

5. That it is the intention of this body that the General Neighborhood Renewal Plan will be used to the fullest extent feasible as a guide for the provision of public improvements in the General Neighborhood Renewal Area and that the Plan will be considered in formulating codes and other regulatory measures affecting property in such area and in undertaking other local governmental activities pertaining to the development, redevelopment, and rehabilitation of the area.

6: That the filing of an application by the Department for an advance of funds from the United States to enable it to defray the cost of preparing a General Neighborhood Renewal Plan for the proposed General Neighborhood Renewal Area described above is hereby approved.

Which were read for the first time and referred to the Committee on Metropolitan Development.

CITY-COUNTY SPECIAL RESOLUTION NOS. 23-25, 1971

Introduced by Councilman McPherson:

CITY-COUNTY SPECIAL RESOLUTION NO. 23, 1971

A RESOLUTION authorizing submission of the Model Cities Second Action Year Program of the comprehensive City Demonstration Program by the chief executive officer of the City of Indianapolis to the Secretary of The United States Department of Housing and Urban Development.

WHEREAS, the City of Indianapolis has prepared and submitted a comprehensive city demonstration program, and

WHEREAS, the City-County Council finds that the program is necessary and desirable in order to improve the living conditions of people living in the model neighborhood, and

WHEREAS, the City-County Council desires that as part of the comprehensive city demonstration program to the Model Cities Second Year Action Program be submitted to the Secretary of Housing and Urban Development (herein called the Secretary) for funding under Title I of the Demonstration Cities and Metropolitan Development Act of 1966.

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

Section 1. That the Mayor, Richard G. Lugar, or his successor is authorized to submit to the Secretary of the United States Department of Housing and Urban Development the Model Cities Second Year Action Program and such supporting and collateral material as shall be necessary.

Section 2. This resolution shall be in full force and effect from and after its adoption.

CITY-COUNTY SPECIAL RESOLUTION NO. 24, 1971,

A RESOLUTION authorizing reallocation of funds in the Indianapolis Model Cities Program.

WHEREAS, the City of Indianapolis has executed a Grant Agree-

ment with the United States dated August 26, 1970, under which the United States agreed to assist the city in carrying out its comprehensive city demonstration program (Indianapolis Model Cities Program) and certain projects and activities listed in the Grant Budget of the Grant Agreement.

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

Section 1. The Program is hereby amended to include the material attached hereto and made a part hereof.

Section 2. The addition, deletion, or substantial change in the undertakings listed below are hereby approved and set forth in greater detail in the material attached hereto and made a part hereof.

Project Title	\$ Change	Remarks
B—Housing Rehabilitation	- 14,925	Replaced by Proj. BC (Deletion)
C—Housing Counseling	- 7,357	Replaced by Proj. BC (Deletion)
CD—Child Development Services	+135,194	New Project & sponsor for most day care activities formerly in Project GG. (Addition)
CE—Child Development Coordination	+107,320	Direct Contract for activity formerly under Project GG. (Addition)
CV—Cultural Education & Enrichment	+ 12,000	New Project for Summer 1971 (Addition)
E—Economic Development	- 296,045	Surplus due to delayed implementation of Opportunity Bank; restore in Second Action Year. (Substantial Change)
GC—Girls Summer Activities	+ 21,423	New Project for Summer 1971 (Addition)

GG—Model Schools	— 308,883	Transfer Day Care to CE & CD (250,000); 50,000 surplus due to delayed implementation. (Deletion)
HH—Drug Abuse	+ 5,885	To extend Project through July & August. (Substantial Change)
JJ—Project Transition	+ 17,873	As Above
K—Off-Street Parking	— 45,750	Surplus due to delayed implementation. (Substantial Change)
NS—Pilot Multi-Service Center Operation	+ 26,990	New Project (Addition)
O—Homemakers	— 30,000	Eliminated (Never Begun) (Deletion)
R—Summer Camp	+ 36,000	Expand Project to cover Summer 1971 (Substantial Change)
RL—Relocation	— 181,849	Reduced relocation activity; reduced % eligible for Additional Relocation Payments. (Substantial Change)
SY—Parks & Recreation Employment	+ 342,641	New Project for Summer 1971 (Addition)
SQ—Summer Camp & Scouting	+ 46,944	As Above
NF—Construct Recreation & Service Center	+ 350,000	New Project; Advance on Second Action Year (Addition)
MP—Youth Market	+ 50,000	New Project for Summer 1971 (Addition)
A—Non-Profit Housing	+ 200,000	New Project (Addition)
NN—Manpower	+ 150,000	New Project (Addition)
Program Administration	+ 103,091	Extend through August (Substantial Change)

Section 3. This resolution shall be in full force and effect from and after its adoption and approval by the Mayor.

CITY-COUNTY SPECIAL RESOLUTION NO. 25, 1971

A RESOLUTION authorizing implementation of CDA Letter No. 11 by the chief executive officer of the City of Indianapolis.

WHEREAS, the City-County Council by resolution adopted April 6, 1970, approved a comprehensive city demonstration program (hereafter referred to as the Program) for the Model Neighborhood as described therein and the City of Indianapolis has entered into a grant agreement with the United States of America to carry out the Program; and

WHEREAS, the Demonstration Cities and Metropolitan Development Act of 1966 (P. L. 89-754 hereinafter referred to as the Act) requires that a Program should provide "maximum opportunities for employing residents of the area in all phases of the program, and enlarged opportunities for work and training" and should achieve "marked progress in reducing . . . underemployment and enforced idleness"; and

WHEREAS, the Department of Housing and Urban Development has issued CDA Letter No. 11, dated November 1970, which sets forth policy requirements implementing the Act applying to all employment, including construction work, generated by components of the Program and supported in whole or in part by supplemental grants under section 105 of the Act or other financial assistance provided by the Department of Housing and Urban Development; and

WHEREAS, the City of Indianapolis, in order to improve the living and economic conditions of people living in the model neighborhood, finds it necessary and desirable with respect to all employment, public and private, generated by components of the Program, to improve and expand the recruitment, training and hiring opportunities for residents of the Model Neighborhood through preferential recruitment, hiring and training systems.

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

Section 1. The City of Indianapolis hereby adopts the policy requirements of the Department of Housing and Urban Development set forth in CDA Letter No. 11 that maximum employment opportunities and enlarged opportunities for work and training be assured to all residents of the Model Neighborhood.

Section 2. The City pledges its cooperation and assistance in the development of the Resident Employment Plan and directs all other officials, departments, boards, agencies or commissions having responsibilities with respect to the Program to likewise cooperate to such end and to exercise their functions and powers in active support and participation with the City Demonstration Agency in developing and preparing the Resident Employment Plan.

Section 3. The City stands ready to consider and take appropriate action upon proposals and measures designed to effectuate the policy requirement of CDA Letter No. 11, including the incorporation of appropriate provisions in all contracts between the City and operating agencies.

Section 4. This resolution shall be in full force and effect from and after its adoption and approval by the Mayor.

Which were read for the first time and referred to the Committee on Metropolitan Development.

CITY-COUNTY SPECIAL RESOLUTION NO. 26, 1971

Introduced by Councilman Byrum:

RESOLUTION OF THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND OF MARION COUNTY

WHEREAS, the Transportation Board of the City of Indianapolis has, after notice and hearing as provided by law, determined that it is necessary and will be of public utility and benefit and for the best interest of the citizens and property in the Metropolitan Thoroughfare District, which District includes all of the property and territory in Marion County, to acquire land and rights-of-way and to undertake projects of construction and operation of thoroughfares within said Metropolitan Thoroughfare District, as follows:

NORTH EMERSON AVENUE

Ladywood Drive to 39th Street
39th Street to 34th Street
I-70 to 21st Street
21st Street to 16th Street

SOUTH EMERSON AVENUE

Subway Avenue to I-465

HOLT ROAD

Washington Street to 10th Street

SOUTH KEYSTONE AVENUE

Pleasant Run to Bean Creek
I-465 to Thompson Road

NORTH POST ROAD

Pendleton Pike to 30th Street
30th Street to 25th Street
25th Street to 21st Street

EAST RAYMOND STREET

I-65 to Sherman Drive
Emerson Avenue to Southeastern

THOMPSON ROAD

East Street to Madison Avenue

EAST 30TH STREET

Hawthorne Lane to Shadeland Avenue

EAST 10TH STREET

College Avenue to Brookside Avenue

and to pay all expenses necessary to be incurred in connection with the proceedings and all of said projects; and has heretofore estimated that the cost of such proposed acquisitions, projects, and the incidental expenses necessary to be incurred in connection therewith, including the issuance of bonds, will be in the amount of Twenty-six Million Six Hundred Thousand Dollars (\$26,600,000); and

WHEREAS, a petition has been filed under the provisions of Sec. 64-1910 Burns' Statutes, 1961 Replacement Volume, by more than fifty (50) owners of taxable real estate located in the Metropolitan Thoroughfare District, requesting the Transportation Board to issue bonds of said Metropolitan Thoroughfare District in an

amount not exceeding Twenty-six Million Six Hundred Thousand Dollars (\$26,600,000) for the purpose of procuring funds to be applied on the cost of the projects, including the expenses in connection with said projects and the issuance of said bonds, which petition the said Board found to be sufficient under the provisions of said Act; and

WHEREAS, the Transportation Board of the City of Indianapolis has adopted a resolution authorizing the issuance of bonds of the Metropolitan Thoroughfare District of the City of Indianapolis, as a special taxing district, including all of the territory of Marion County, to be designated as "Metropolitan Thoroughfare District Bonds of 1971," in the aggregate principal amount of Twenty-six Million Six Hundred Thousand Dollars (\$26,600,000), and to bear interest at a rate or rates not exceeding seven per cent (7%) per annum (the exact rate or rates to be determined by bidding); and

WHEREAS, the Transportation Board of the City of Indianapolis has requested the approval of the City-County Council of the issuance of said special taxing district bonds pursuant to IC 1971, 18-4-5-3, and the City-County Council now finds that the issuance of said bonds should be approved; now therefore,

BE IT RESOLVED by the City-County Council of the City of Indianapolis and of Marion County that the issuance of bonds of the Metropolitan Thoroughfare District of the City of Indianapolis, designated as "Metropolitan Thoroughfare District Bonds of 1971," in the aggregate principal amount of Twenty-six Million Six Hundred Thousand Dollars (\$26,600,000), be and the same is hereby approved.

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

ORDINANCES ON SECOND READING

President Hasbrook called for the ordinances in the Metropolitan Development Committee out of regular order of business.

Mr. Egenes gave a report on the Metropolitan Development Committee recommendations.

Mr. Egenes called for second reading of General Ordinance Nos. 97, 102, 111, 112, 113, 116 and 117. Mr. Gorham requested a separate roll call for General Ordinance No. 103.

The Clerk read the ordinances for the second time.

After discussion and on motion of Mr. Egenes, seconded by Mr. Brown, General Ordinance Nos. 97, 102, 111, 112, 113, 116 and 117, 1971, passed on the following roll call vote:

Ayes 14, viz: Mr. Boyd, Mr. Broderick, Mr. Brown, Mr. Byrum, Mr. Cottingham, Mr. Egenes, Mr. Forestal, Mr. Gorham, Mr. Leak, Mr. McPherson, Mr. Neal, Mr. SerVaas, Rev. Williams, and President Hasbrook.

Mr. Egenes called for second reading of General Ordinance No. 103, 1971.

The Clerk read the ordinance for the second time.

On motion of Mr. Egenes, seconded by Mr. Byrum, General Ordinance No. 103, 1971, passed on the following roll call vote:

Ayes 10, viz: Mr. Boyd, Mr. Broderick, Mr. Brown, Mr. Byrum, Mr. Cottingham, Mr. Egenes, Mr. Forestal, Mr. McPherson, Mr. SerVaas and President Hasbrook.

Noes 4, viz: Mr. Gorham, Mr. Leak, Mr. Neal and Rev. Williams.

Mr. Egenes called for a second reading of General Ordinance Nos. 114, 115 and 118, 1971.

The Clerk read the ordinances for the second time.

On motion of Mr. Egenes, seconded by Mr. Cottingham, General Ordinance Nos. 114, 115 and 118, 1971, passed on the following roll call:

Ayes 14, viz: Mr. Boyd, Mr. Broderick, Mr. Brown, Mr. Byrum, Mr. Cottingham, Mr. Egenes, Mr. Forestal, Mr. Gorham, Mr. Leak, Mr. McPherson, Mr. Neal, Mr. SerVaas, Rev. Williams, and President Hasbrook.

Mr. Egenes called for a second reading of General Ordinance No. 96, 1971.

The Clerk read the ordinance for the second time.

Mr. Egenes moved, seconded by Mr. Cottingham, for the passage of General Ordinance No. 96, 1971. The ordinance was denied on the following roll call:

Ayes 6, viz: Mr. Broderick, Mr. Brown, Mr. Cottingham, Mr. Egenes, Mr. McPherson and Mr. SerVaas.

Noes 8, viz: Mr. Boyd, Mr. Byrum, Mr. Forestal, Mr. Gorham, Mr. Leak, Mr. Neal, Rev. Williams and President Hasbrook.

Mr. Egenes called for second reading of General Ordinance No. 99, 1971.

The Clerk read the ordinance for the second time.

Mr. Egenes moved, seconded by Mr. Byrum, to amend General Ordinance No. 99, 1971 by striking out the words "and D-3".

The motion to amend was carried on the following roll call vote:

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

Noes 6, viz: Mr. Boyd, Mr. Broderick, Mr. Brown, Mr. Forestal, Mr. McPherson and Mr. SerVaas.

On motion of Mr. Egenes, seconded by Mr. Byrum, General Ordinance No. 99, 1971, as amended, passed on the following roll call:

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

Noes 6, viz: Mr. Boyd, Mr. Broderick, Mr. Brown, Mr. Forestal, Mr. McPherson and Mr. SerVaas.

Mr. Egenes called for a second reading of General Ordinance No. 100, 1971.

The Clerk read the ordinance for the second time.

Mr. Byrum moved, seconded by Rev. Williams, to allow the attorneys for the petitioner and remonstrators ten minutes each to speak on the ordinance.

The motion carried by an 8-6 show of hands.

The Council recessed at 7:40 P.M.

The Council reconvened after hearings at 8:05 P.M.

Mr. Egenes moved, seconded by Mr. Brown, for denial of General Ordinance No. 100, 1971.

The motion to deny was carried 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. Leak, Mr. McPherson, Mr. Neal, Mr. SerVaas and President Hasbrook.

Noes 1, viz: Rev. Williams.

President Hasbrook called a 5 minute recess at 8:05 P.M., reconvening at 8:10 P.M.

Mr. Egenes called for a second reading of General Ordinance No. 101, 1971.

The Clerk read the ordinance for the second time.

Mr. Egenes moved, seconded by Mr. Cottingham, to deny General Ordinance No. 101, 1971.

On motion of Mr. Egenes, seconded by Mr. Cottingham, General Ordinance No. 101, 1971, was denied on the following roll call vote:

Ayes 14, viz: Mr. Boyd, Mr. Broderick, Mr. Brown, Mr. Byrum, Mr. Cottingham, Mr. Egenes, Mr. Forestal, Mr. Gorham, Mr. Leak, Mr. McPherson, Mr. Neal, Mr. SerVaas, Rev. Williams, and President Hasbrook.

Mr. Egenes called for a second reading of General Ordinance No. 110, 1971.

The Clerk read the ordinance for the second time.

After discussion, Mr. Egenes moved, seconded by Mr. Gorham, for passage of General Ordinance No. 110, 1971.

The motion was denied on the following roll call vote:

Ayes 5, viz: Mr. Cottingham, Mr. Egenes, Mr. Gorham, Mr. McPherson, and Rev. Williams.

Noes 9, viz: Mr. Boyd, Mr. Broderick, Mr. Brown, Mr. Byrum, Mr. Forestal, Mr. Leak, Mr. Neal, Mr. SerVaas and President Hasbrook.

Mr. Egenes called for a second reading of General Ordinance No. 98, 1971.

The Clerk read the ordinance for the second time.

Mr. Egenes moved, seconded by Mr. Gorham, to deny General Ordinance No. 98, 1971.

The ordinance was denied on the following roll call vote:

Ayes 12, viz: Mr. Boyd, Mr. Brown, Mr. Byrum, Mr. Cottingham, Mr. Egenes, Mr. Forestal, Mr. Gorham, Mr. Leak, Mr. McPherson, Mr. Neal, Mr. SerVaas and President Hasbrook.

Noes 2, viz: Mr. Broderick and Rev. Williams.

Mr. Egenes called for a second reading of Special Resolution No. 18, 1971.

The Clerk read the Resolution for the second time.

On motion of Mr. Egenes, seconded by Mr. Byrum, Special Resolution No. 18, 1971, passed on the following roll call vote:

Ayes 14, viz: Mr. Boyd, Mr. Broderick, Mr. Brown, Mr. Byrum, Mr. Cottingham, Mr. Egenes, Mr. Forestal, Mr. Gorham, Mr. Leak, Mr. McPherson, Mr. Neal, Mr. SerVaas, Rev. Williams, and President Hasbrook.

Mr. Egenes called for a second reading of Special Resolution No. 19, 1971.

The Clerk read the Resolution for the second time.

Mr. Egenes moved, seconded by Mr. Byrum, to amend Special Resolution No. 19, 1971, as per the copy distributed, which reads as follows:

CITY-COUNTY COUNCIL SPECIAL RESOLUTION NO. 19, 1971,
AS AMENDED

A SPECIAL RESOLUTION authorizing the Department of Metropolitan Development to file an application with the United States Department of Housing and Urban Development to enable it to defray the cost for the surveys and plans for an urban renewal project to be known at this time as the Civic Center Urban Renewal Project Survey and Planning Area.

WHEREAS, under Title I of the Housing Act of 1949, as amended, (herein referred to as "Title I"), the Secretary of Housing and Urban Development is authorized to extend financial assistance to local public agencies in the elimination and prevention of the spread of their slums and urban blight through the planning and undertaking of urban renewal projects; and,

WHEREAS, it is desirable and in the public interest that the Department of Metropolitan Development, by and through its Division of Urban Renewal (herein referred to as "Department"), make surveys and prepare plans, presently estimated to cost approximately One Hundred Ninety-Nine Thousand Two Hundred dollars (\$199,200.00), in order to undertake and carry out an urban renewal project of the character contemplated by Section 110 (c) of the City of Indianapolis, County of Marion, and State of Indiana, which is referred to as Civic Center Urban Renewal Project Survey and Planning Area and is generally described as follows:

Beginning at a point on the north right-of-way line of West Washington Street at its intersection with the east right-of-way line of California Street. Said point being the beginning point of this description. Thence south on and along the east right-of-way line of California Street to the north right-of-way line of West Maryland Street. Thence east on and along the north right-of-way line of West Maryland Street to the east right-of-way line of South Missouri Street. Thence south on and along the east right-of-way line of South Missouri Street to the north right-of-way line of the P.C.C. and St. Louis Railroad. Thence west on and along the north right-of-way line of the P.C.C. and St. Louis Railroad to the east right-of-way line of White River Parkway, West Drive. Thence north and northwest on and along east right-of-way line of White River Parkway, West Drive to the north line of West Washington Street. Thence

east on and along the north right-of-way line of West Washington Street to the east bank of White River. Thence south and southeast on and along the east bank of White River to the north right-of-way line of Maryland Street. Thence east on and along the north right-of-way line of Maryland Street to the west right-of-way line of Blackford Street. Thence north on and along the west right-of-way line of Blackford Street to the north right-of-way line of West Washington Street. Thence east on and along the north right-of-way line of West Washington Street to the place of beginning.

WHEREAS, the Metropolitan Development Commission of Marion County, Indiana by its Resolution No. 32, 1971, and later amended by its Resolution No. 37, 1971, approved the filing of an application with the Department of Housing and Urban Development for an advance of funds for the cost of said surveys and plans; and,

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

1. That the proposed Urban Renewal Area described above is a deteriorated and deteriorating area appropriate for an urban renewal project and that the undertaking by the Department of surveys and plans for an urban renewal project of the character contemplated by Section 110 (c) of Title I in the proposed Urban Renewal Area is hereby approved; that said survey and planning activity shall be known as "Civic Center Urban Renewal Project Survey and Planning Area."

2. That the financial assistance available under Title I is needed to enable the Department to finance the planning and undertaking of the proposed Project.

3. That it is cognizant of the conditions that are imposed in the undertaking and carrying out of urban renewal projects with Federal financial assistance under Title I, including those relating to (a) the relocation of site occupants, (b) the provision of local grants-in-aid, (c) the prohibition of discrimination because of race, color, creed, or national origin, and (d) the requirement that the locality present to the Secretary of Housing and Urban Development, as a prerequisite to approval of the application described below, a Workable Program for Community Improvement, as set forth in Section 110 (c) of Title

I, for utilizing appropriate public and private resources to eliminate and prevent the development or spread of slums and urban blight.

4. That it is the sense of this body (a) that a feasible method for the relocation of individuals and families displaced from the Urban Renewal Area, in conformity with Title I, can be prepared, and (b) that the local grants-in-aid can and will be provided in an amount which will be not less than one-third of the Net Project Cost of the Project and which, together with the Federal capital grant, will be generally equal to the difference between Gross Project Cost and the proceeds or value of the project land sold, leased, or retained for use in accordance with the urban renewal plan.

5. That the filing of an application by the Department for an advance of funds from the United States of America to enable it to defray the cost of the surveys and plans for an urban renewal project in the proposed Urban Renewal Area described above is hereby approved.

6. That this resolution be in full force and effect from and after its passage and approved by the Mayor.

The motion to amend passed by unanimous voice vote:

Mr. Egenes moved, seconded by Mr. Byrum, for the adoption of Special Resolution No. 19, 1971, as amended.

The resolution was adopted on the following roll call vote:

Ayes 14, viz: Mr. Boyd, Mr. Broderick, Mr. Brown, Mr. Byrum, Mr. Cottingham, Mr. Egenes, Mr. Forestal, Mr. Gorham, Mr. Leak, Mr. McPherson, Mr. Neal, Mr. SerVaas, Rev. Williams, and President Hasbrook.

President Hasbrook stated that the Council would return to the regular order of business.

Mr. Leak called for second reading of Special Ordinance No. 8, 1971.

The Clerk read the ordinance for the second time.

On motion of Mr. Leak, seconded by Rev. Williams, the ordinance passed on the following roll call vote:

Ayes 14, viz: Mr. Boyd, Mr. Broderick, Mr. Brown, Mr. Byrum, Mr. Cottingham, Mr. Egenes, Mr. Forestal, Mr. Gorham, Mr. Leak, Mr. McPherson, Mr. Neal, Mr. SerVaas, Rev. Williams, and President Hasbrook.

Mr. Leak called for a second reading of Special Ordinance No. 9, 1971.

The Clerk read the ordinance for the second time.

On motion of Mr. Leak, seconded by Rev. Williams, Special Ordinance No. 9, 1971, passed on the following roll call vote:

Ayes 14, viz: Mr. Boyd, Mr. Broderick, Mr. Brown, Mr. Byrum, Mr. Cottingham, Mr. Egenes, Mr. Forestal, Mr. Gorham, Mr. Leak, Mr. McPherson, Mr. Neal, Mr. SerVaas, Rev. Williams, and President Hasbrook.

Mr. Leak called for a second reading of General Ordinance No. 108, 1971.

The Clerk read the ordinance for the second time.

Mr. Byrum requested permission to abstain from voting on this ordinance, which was granted by the chair.

Mr. Leak moved, seconded by Mr. Neal, to amend General Ordinance No. 108, 1971, as per the copy distributed.

The motion to amend passed by unanimous voice vote.

Mr. Cottingham moved, seconded by Mr. Egenes, to further amend General Ordinance No. 108, 1971, as amended, by the following:

Indianapolis, Ind., June 21, 1971

Mr. President:

I move that City-County General Ordinance No. 108, 1971, As Amended, be further amended by striking out all of sections 5 and 6.

DWIGHT L. COTTINGHAM, Councilman

After discussion, Mr. Cottingham withdrew his motion and Mr. Egenes withdrew his second to the motion.

Mr. Egenes moved, seconded by Mr. Gorham, to further amend General Ordinance No. 108, 1971, as amended by the following:

Indianapolis, Ind., June 21, 1971

Mr. President:

I move that City-County General Ordinance No. 108, 1971, As Amended, be amended by striking out the word "stop" where it appears in line 2 of Subsection 1 of Section 5, on page 2, and deleting Section 6, and inserting in lieu thereof the following: the word "slow" in line 2 of Subsection 1 of Section 5, on page 2, and renumbering sections 7, 8, 9 and 10 as Sections 6, 7, 8 and 9.

HAROLD J. EGENES, Councilman

Mr. Gorham moved, seconded by Mr. SerVaas to amend Mr. Egenes' amendment as follows:

Indianapolis, Ind., June 21, 1971

Mr. President:

I move that Mr. Egenes's amendment to General Ordinance No. 108, 1971, As Amended, be further amended by allowing Sec. 6 to remain, but deleting from Sec. 6, Line 4, the words "come to a complete stop" and inserting in lieu thereof the following: the word "slow".

JOE T. GORHAM, Councilman

The motion to amend the amendment failed by voice vote.

Mr. Egenes' motion to further amend failed on a show of hands of 6 ayes and 7 noes.

Mr. Leak moved, seconded by Mr. Neal, to further amend General Ordinance No. 108, 1971, as amended, by the following:

Indianapolis, Ind., June 21, 1971

Mr. President:

I move that City-County General Ordinance No. 108, 1971, As Amended, be amended by striking out in line 2 of Section 7 the following: "for the driver or operator of any motor vehicle" and in line 3 of Section 7 "their products" and inserting in line 3 of Section 7 after "or" the following: "other products from a motor vehicle unless said vehicle is legally parked or".

WILLIAM LEAK, Councilman

The motion to amend passed by unanimous voice vote.

Mr. Leak moved, seconded by Rev. Williams, to further amend General Ordinance No. 108, 1971, as amended, as follows:

Indianapolis, Ind., June 21, 1971

Mr. President:

I move that City-County General Ordinance No. 108, 1971, As Amended, be amended by striking out in line 2 of Section 8 the following: "for the driver or operator of any motor vehicle," and in line 3 Section 8 the following: "later than 10:00 p.m." and inserting in line 3 of Section 8 after "products" the following: "from a motor vehicle between 10:00 p.m. and 6:00 a.m.

WILLIAM LEAK, Councilman

The motion to amend passed by unanimous voice vote.

The Council recessed at 9:35 P.M., reconvening at 9:40 P.M.

Mr. McPherson moved, seconded by Mr. Gorham, to table General Ordinance No. 108, 1971, as amended.

The motion to table passed on the following roll call vote:

Ayes 9, viz: Mr. Boyd, Mr. Broderick, Mr. Brown, Mr. Egenes, Mr. Forestal, Mr. Gorham, Mr. McPherson, Mr. SerVaas and Rev. Williams.

Noes 4, viz: Mr. Cottingham, Mr. Leak, Mr. Neal, and President Hasbrook.

1 abstention: Mr. Byrum.

Mr. Byrum called for a second reading of General Ordinance No. 95, 1971.

The Clerk read the ordinance for the second time.

On motion of Mr. Byrum, seconded by Mr. Gorham, General Ordinance No. 95, 1971, passed on the following roll call vote:

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

Noes 1, viz: Mr. Boyd.

Mr. Byrum called for a second reading of General Ordinance No. 104, 1971.

The Clerk read the ordinance for the second time.

On motion of Mr. Byrum, seconded by Mr. Gorham, General Ordinance No. 104, 1971 passed on the following roll call vote:

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

Noes 1, viz: Mr. Boyd.

Mr. Byrum called for a second reading of General Ordinance No. 105, 1971.

The Clerk read the ordinance for the second time.

On motion of Mr. Byrum, seconded by Mr. Gorham, General Ordinance No. 105, 1971 passed on the following roll call vote:

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

Noes 1, viz: Mr. Boyd.

Mr. Byrum called for a second reading of General Ordinance No. 106, 1971.

The Clerk read the ordinance for the second time.

On motion of Mr. Byrum, seconded by Mr. Egenes, General Ordinance No. 106, 1971 passed on the following roll call vote:

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

Noes 1, viz: Mr. Boyd.

Mr. Byrum called for a second reading of General Ordinance No. 107, 1971.

The Clerk read the ordinance for the second time.

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

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

Noes 1, viz: Mr. Boyd.

Mr. Cottingham moved, seconded by Mr. Brown, to table Appropriation Ordinance No. 25, 1971.

The motion to table passed by unanimous voice vote.

NEW BUSINESS

Mr. Byrum called for a second reading of Special Resolution No. 26, 1971.

The Clerk read the resolution for the second time.

On motion of Mr. Byrum, seconded by Mr. Gorham, Special Resolution No. 26, 1971, passed on the following roll call vote:

Ayes 14, viz: Mr. Boyd, Mr. Broderick, Mr. Brown, Mr. Byrum, Mr. Cottingham, Mr. Egenes, Mr. Forestal, Mr. Gorham, Mr. Leak, Mr. McPherson, Mr. Neal, Mr. SerVaas, Rev. Williams, and President Hasbrook.

Mr. Byrum read Special Resolution No. 27, 1971, as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 27, 1971

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

That the Council approves all actions heretofore taken by the Transportation Board of said City, in connection with the proposed Bond Issue of the Metropolitan Thoroughfare District, and particularly the Bond Resolution of the Transportation Board approved June 16, 1971.

After discussion and on motion of Mr. Byrum, seconded by Mr. Gorham, Special Resolution No. 27, 1971, passed by unanimous voice vote.

With consent of the Council, Mr. McPherson called for a second reading of Special Resolution No. 24, 1971.

The Clerk read the resolution for the second time.

Mr. McPherson moved, seconded by Rev. Williams, to amend Special Resolution No. 24, 1971, as follows:

Indianapolis, Ind., June 21, 1971

Mr. President:

I move that City-County Special Resolution No. 24, 1971 be amended by striking out the numbers "1971" in line 4 and inserting in lieu thereof the following: "1970".

DONALD R. McPHERSON, Councilman

The motion to amend passed by unanimous voice vote.

Mr. McPherson moved, seconded by Rev. Williams, for the adoption of Special Resolution No. 24, 1971, as amended.

The resolution was adopted on the following roll call vote:

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

1 abstention: Mr. Forestal.

President Hasbrook announced that a Special Meeting of the City-County Council will be held on July 7, 1971, at 6:30 P.M., due to the fact that July 5, 1971 is a National Holiday.

Rev. Williams moved, seconded by Mr. Gorham, to adjourn at 10:12 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 21st day of June 1971, 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.



ATTEST:

President



(SEAL)

City Clerk