

**CITY-COUNTY COUNCIL
INDIANAPOLIS, MARION COUNTY, INDIANA
REGULAR MEETING
Monday, April 10, 1978**

A Regular Meeting of the City-County Council of Indianapolis, Marion County, convened in the Council Chambers of the City-County Building at 7:15 p.m., Monday, April 10, 1978, President SerVaas in the chair. Councilman Harold Hawkins opened the meeting with a prayer followed by the Pledge of Allegiance. Mrs. Beverly Rippy, City Clerk, then swore in the newly elected representative of the 12th district, Councilwoman Betty Stewart.

ROLL CALL

President SerVaas instructed the Clerk to take the roll. Twenty-nine members being present, he announced a quorum.

PRESENT: *Mr. Anderson, Mr. Bayt, Mr. Boyd, Mrs. Brinkman, Mr. Campbell, Mr. Cantwell, Mrs. Chambers, Mr. Clark, Mrs. Coughenour, Mr. Dowden, Mr. Durnil, Mr. Gilmer, Mr. Hawkins, Mr. Howard, Mrs. Journey, Mr. Kimbell, Mr. McGrath, Mr. Miller, Mr. Patterson, Mr. Pearce, Mr. Rippel, Mr. Schneider, Mr. SerVaas, Mrs. Stewart, Mr. Tinder, Mr. Tintera, Mr. Vollmer, Mr. Walters and Mr. West.*

CORRECTION OF JOURNAL

The Chair called for additions or corrections to the Journal of March 13, 1978. There being no additions or corrections, the minutes were approved as distributed.

OFFICIAL COMMUNICATIONS

The Chair called for reading of Official Communications. The Clerk read the following:

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

Ladies and Gentlemen:

You are hereby notified that there will be a **REGULAR MEETING** of the City-County Council held in the City-County Building, in the Council Chambers on Monday, April 10, 1978, at 7:00 p.m., the purpose of such **MEETING** being to conduct any and all business that may properly come before the regular meeting of the Council.

Respectfully,

s/Beurt SerVaas, President
City-County Council

March 28, 1978

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

Ladies and Gentlemen:

Pursuant to the laws of the State of Indiana, I caused to be published in the Indianapolis COMMERCIAL and the Indianapolis NEWS on March 30, 1978 and April 6, 1978, a NOTICE TO TAXPAYERS on Proposals No. 143, 144, 145, and 146, 1978, for a Public Hearing to be held on Monday, April 10, 1978, at 7:00 p.m., in the City-County Building.

Respectfully,

s/Beverly S. Rippy
City Clerk

March 31, 1978

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

Ladies and Gentlemen:

I have this day approved with my signature and delivered to the Clerk of the City-County Council, Mrs. Beverly S. Rippy, the following ordinances:

FISCAL ORDINANCE NO. 22, 1978, amending the City-County Annual Budget for 1978 and appropriating an additional ten thousand seven hundred dollars in the Consolidated County Fund for purposes of the Personnel Division, Department of Administration, and reducing the unappropriated and unencumbered balance in the Consolidated County Fund.

FISCAL ORDINANCE NO. 23, 1978, amending the City-County Annual Budget for 1978 and appropriating an additional one million six hundred thirteen thousand four hundred eighty-five dollars in the City General Fund for purposes of the Department of Public Works, Administrative Division, and reducing the unappropriated and unencumbered balance in the City General Fund.

FISCAL ORDINANCE NO. 25, 1978, amending the City-County Annual Budget for 1978 and appropriating an additional thirty-six thousand one hundred sixty-five dollars in the County General Fund for purposes of the County Sheriff and reducing the unappropriated and unencumbered balance in the County General Fund.

FISCAL ORDINANCE NO. 33, 1978, amending the City-County Annual Budget for 1978 and appropriating an additional one hundred twenty-seven thousand eight hundred seventy dollars in the Redevelopment General Fund for purposes of Urban Renewal Division, Department of Metropolitan Development, and reducing the unappropriated and unencumbered balance in the Redevelopment General Fund.

FISCAL ORDINANCE NO. 34, 1978, amending the City-County Annual Budget for 1978 and appropriating an additional one million eight thousand nine hundred forty-six dollars in the Park General Fund for purposes of the Department of Parks and Recreation and reducing the unappropriated and unencumbered balance in the Park General Fund.

FISCAL ORDINANCE NO. 35, 1978, amending the City-County Annual Budget for 1978 and appropriating an additional seven hundred fifty thousand dollars in the Park General Fund for purposes of the Department of Parks and recreation and reducing the unappropriated and unencumbered balance in the Park General Fund.

FISCAL ORDINANCE NO. 36, 1978, amending the City-County Annual Budget for 1978 and appropriating an additional nineteen thousand six hundred seventy-eight dollars in the Park General Fund for purposes of the Department of Parks and Recreation and reducing the unappropriated and unencumbered balance in the Park General Fund.

FISCAL ORDINANCE NO. 37, 1978, amending the City-County Annual Budget for 1978 and appropriating an additional six hundred twenty-eight thousand seven hundred thirty-two dollars in the Transportation General Fund for purposes of the Department of Transportation and reducing the unappropriated and unencumbered balance in the Transportation General Fund.

Respectfully,

s/William H. Hudnut, III
Mayor

PRESENTATION OF PETITIONS, MEMORIALS, SPECIAL RESOLUTIONS AND COUNCIL RESOLUTIONS

PROPOSAL NO. 149, 1978. Councilman Durnil introduced and read this proposal naming certain sections of West 16th Street and Crawfordsville Road, Hulman Memorial Way. He explained the name change was a tribute to Tony Hulman and not a legal change. Mr. Cantwell moved, seconded by Mr. Howard, to send the proposal to the Transportation Committee. The motion failed on the following roll call vote; viz:

6 AYES: Mr. Bayt, Mr. Campbell, Mr. Cantwell, Mr. Howard, Mrs. Journey and Mr. Walters.

22 NOES: Mr. Anderson, Mr. Boyd, Mrs. Brinkman, Mrs. Chambers, Mr. Clark, Mrs. Coughenour, Mr. Dowden, Mr. Durnil, Mr. Gilmer, Mr. Hawkins, Mr. Kimbell, Mr. McGrath, Mr. Miller, Mr. Patterson, Mr. Pearce, Mr. Rippel, Mr. Schneider, Mr. SerVaas, Mr. Tinder, Mr. Tintera, Mr. Vollmer and Mr. West.

1 NOT VOTING: Mrs. Stewart.

Proposal No. 149, 1978, was retitled SPECIAL RESOLUTION NO. 7, 1978, after being adopted by unanimous voice vote, and reads as follows:

CITY—COUNTY SPECIAL RESOLUTION NO. 7, 1978

A SPECIAL RESOLUTION similar in effect to a resolution to be concurrently adopted by the Town of Speedway, Indiana, honoring Anton J. "Tony" Hulman, Jr. by designating a portion of West 16th Street and a portion of Crawfordsville Road as "Hulman Memorial Way."

WHEREAS, Anton "Tony" Hulman, Jr. was born in Terre Haute, Indiana, on February 11, 1901, the son of Anton Hulman, Sr. and Grace Smith Hulman; and,

WHEREAS, after enlarging and diversifying the family wholesale grocery business and becoming successfully involved in other business enterprises, Mr. Hulman purchased the Indianapolis Motor Speedway Corporation on November 14, 1945; and,

WHEREAS, as owner and Chairman of the Board of the Indianapolis Motor Speedway Corporation, Mr. Hulman enlarged and modernized the physical facilities of the track and improved the management and operation of the 500 Mile Race; and,

WHEREAS, Mr. Hulman's contribution to the sport of motor racing and his expenditure of time and investment of money in the 500 Mile Racetrack have contributed greatly to the welfare of the residents of the City of Indianapolis and the Town of Speedway; and

WHEREAS, Mr. Hulman gave freely of his time talents and financial resources to many public enterprises; and

WHEREAS, Mr. Anton "Tony" Hulman remained keenly involved and interested in civic and community affairs throughout his life; and

WHEREAS, citizens of the City of Indianapolis and the Town of Speedway, being saddened to learn of the death of Anton "Tony" Hulman, Jr. on October 27, 1977, have demonstrated a widespread interest in giving recognition to the legacy of Mr. Hulman by designating streets near the Indianapolis Motor Speedway as "Hulman Memorial Way"; now, therefore:

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

SECTION 1. Appreciation is expressed for the uniquely valuable contribution made to the City of Indianapolis and to the Town of Speedway by Mr. Anton "Tony" Hulman, Jr.

SECTION 2. That portion of West 16th Street lying between Lafayette Road and the East corporate boundary of the Town of Speedway, together with that portion of West 16th Street lying between the East corporate boundary of the Town of Speedway and Crawfordsville Road and that part of Crawfordsville Road lying between West 16th Street and High School Road within the Town of Speedway shall, in addition to the regular legal names, also be known as "Hulman Memorial Way."

SECTION 3. The Indianapolis Department of Transportation is directed to erect and maintain appropriate signs, the design of which is subject to approval both by the Mayor of Indianapolis and the Town Board of Speedway. A public ceremony drawing attention to the designation shall be held on or before the date of the 1978 500 Mile Race.

SECTION 4. This resolution becomes effective upon compliance with IC 18-4-5-2 and the adoption of a like or similar resolution by the Board of the Town of Speedway.

SECTION 5. Nothing in this resolution shall be construed as changing the legal name of any part of 16th Street or of Crawfordsville Road.

SECTION 6. The Clerk is directed to present this resolution to the Mayor for his assent and provide copies of the resolution to Mrs. Anton Hulman, Jr., the Town Board of Speedway, 500 Festival Associates, Inc. and the President of the Indianapolis Motor Speedway Corporation.

INTRODUCTION OF PROPOSALS

PROPOSAL NO. 150, 1978. Introduced by Mr. Durnil. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance amending the City-County Annual Budget for 1978 (City-County Fiscal Ordinance No. 70, 1977) and appropriating and transferring an additional four hundred one thousand six hundred sixty-three dollars (\$401,663) in the Redevelopment General Fund for purposes of Urban Renewal Division, Department of Metropolitan Development

and reducing certain other appropriations for that division and the unappropriated and unencumbered balance in the Redevelopment General Fund;” and the President referred it to the Metropolitan Development Committee.

PROPOSAL NO. 151, 1978. Introduced by Mr. Durnil. The Clerk read the proposal entitled: “A Proposal for a Fiscal Ordinance amending the City-County Annual Budget for 1978 (City-County Fiscal Ordinance No. 70, 1977) and appropriating an additional one hundred eighty-nine thousand six hundred twelve dollars (\$189,612) in the Consolidated County Fund for purposes of Planning & Zoning Division, Department of Metropolitan Development and reducing the unappropriated and unencumbered balance in the Consolidated County Fund;” and the President referred it to the Metropolitan Development Committee.

PROPOSAL NO. 152, 1978. Introduced by Mr. Clark. The Clerk read the proposal entitled: “A Proposal for a Fiscal Ordinance authorizing the issuance and sale of bonds of the City for the purpose of procuring funds to be applied to the costs of acquiring interests in real estate, constructing and equipping a multi-purpose stadium and sports facility, and related improvements of real estate, to be available for general public use, in the general area bounded by Indiana University—Purdue University at Indianapolis, Military Park, Market Street, and White River; together with expenses incidental to all of the foregoing, including expenses in connection with the issuance of bonds;” and the President referred it to the Public Works Committee.

PROPOSAL NO. 153, 1978. Introduced by Mr. Clark. The Clerk read the proposal entitled: “A Proposal for a Fiscal Ordinance appropriating the sum of four million dollars (\$4,000,000) for the purpose of providing funds to be applied to the costs of acquiring interests in real estate, constructing and equipping a multi-purpose stadium and sports facility, and related improvements of real estate, to be available for general public use, in the general area bounded by Indiana University—Purdue University at Indianapolis, Military Park, Market Street, and White River, together with expenses incidental to all of the foregoing, including expenses in connection with the issuance of bonds;” and the President referred it to the Public Works Committee.

PROPOSAL NO. 154, 1978. Introduced by Mr. Clark, The Clerk read the proposal entitled: “A Proposal for a Fiscal Ordinance appropriating the sum of two million five hundred thousand dollars (\$2,500,000) for the purpose of providing funds to be applied to the costs of acquiring interests in real estate, constructing and equipping a multi-purpose stadium and sports facility, and related improvements of real estate, to be available for general public use, in the general

area bounded by Indiana University—Purdue University at Indianapolis, Military Park, Market Street, and White River; together with expenses in connection with the issuance of bonds;” and the President referred it to the Public Works Committee.

After the introduction of Proposal Nos. 152, 153, and 154, 1978, Mayor Hudnut gave a brief presentation explaining the Administration’s viewpoint of the proposed tennis and sports stadium. The presentation included an architectural map of the facility in downtown Indianapolis. Mayor Hudnut encouraged thoughtful consideration of the proposals because he saw the new stadium as a way to enhance the City’s image and a way to counteract urban disinvestment. The new facility would also increase the tax base of Center Township.

PROPOSAL NO. 155, 1978. Introduced by Mrs. Coughenour. The Clerk read the proposal entitled: “A Proposal for a Fiscal Ordinance amending the City-County Annual Budget for 1978 (City-County Fiscal Ordinance No. 70, 1977) transferring and appropriating fifteen thousand dollars (\$15,000) in the Flood Control Fund for purposes of the Flood Control Division, Department of Public Works and reducing certain other appropriations for that division;” and the President referred it to the Public Works Committee.

PROPOSAL NO. 156, 1978. Introduced by Mrs. Coughenour, Mr. McGrath, and Mr. Miller. The Clerk read the proposal entitled: “A Proposal for a General Ordinance closing E. Elbert Street at its intersection with South East Street (U.S. 31);” and the President referred it to the Transportation Committee.

PROPOSAL NO. 157, 1978. Introduced by Mr. Rippel. The Clerk read the proposal entitled: “A Proposal for Fiscal Ordinance amending the City-County Annual Budget for 1978 (City-County Fiscal Ordinance No. 70, 1977) and appropriating an additional one million eight hundred twenty-four thousand six hundred eighteen dollars (\$1,824,618) in the Transportation Fund for purposes of the Department of Transportation and reducing the unappropriated and unencumbered balance in the Transportation Fund;” and the President referred it to the Transportation Committee.

PROPOSAL NO. 158, 1978. Introduced by Mr. Rippel. The Clerk read the proposal entitled: “A Proposal for a Fiscal Ordinance amending the City-County Annual Budget for 1978 (City-County Fiscal Ordinance No. 70, 1977) and appropriating an additional one hundred twenty thousand nine hundred sixteen dollars (\$120,916) in the Transportation Fund for purposes of the Department of Transportation and reducing the unappropriated and unencumbered balance in the Transportation Fund;” and the President referred it to the Transportation Committee.

PROPOSAL NO. 159, 1978. Introduced by Councilman West. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance amending the City-County Annual Budget for 1978 (City-County Fiscal Ordinance No. 70, 1977) and appropriating an additional forty-three thousand seven hundred ninety-nine dollars (\$43,799) in the County General Fund for purposes of the Marion County Sheriff and reducing the unappropriated and unencumbered balance in the County General Fund;" and the President referred it to the Public Safety & Criminal Justice Committee.

PROPOSAL NO. 160, 1978. Introduced by Councilman West. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance amending the City-County Annual Budget for 1978 (City-County Fiscal Ordinance No. 70, 1977) and appropriating an additional three hundred fifty-four thousand six hundred ten dollars (\$354,610) in the Crime Control Fund for purposes of the Marion County Sheriff and reducing the unappropriated and unencumbered balance in the Crime Control Fund;" and the President referred it to the Public Safety & Criminal Justice Committee.

PROPOSAL NO. 161, 1978. Introduced by Councilman West. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance amending the City-County Annual Budget for 1978 (City-County Fiscal Ordinance No. 70, 1977) and appropriating an additional two thousand four hundred seventeen dollars (\$2,417) in the Marion County General Fund for purposes of the County Sheriff and reducing the unappropriated and unencumbered balance in the County General Fund;" and the President referred it to the Public Safety & Criminal Justice Committee.

PROPOSAL NO. 162, 1978. Introduced by Councilman West. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance amending the City-County Annual Budget for 1978 (City-County Fiscal Ordinance No. 70, 1977) and appropriating an additional one thousand sixty-two dollars (\$1,062) in the County General Fund for purposes of the Marion County Prosecutor and reducing the unappropriated and unencumbered balance in the County General Fund;" and the President referred it to the Public Safety & Criminal Justice Committee.

PROPOSAL NO. 163, 1978. Introduced by Councilman West. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance amending the City-County Annual Budget for 1978 (City-County Fiscal Ordinance No. 70, 1978) transferring and appropriating seven thousand dollars (\$7,000) in the Consolidated County Fund for purposes of the Dog Pound Division, Department of Public Safety and reducing certain other appropriations for that division;" and the President referred it to the Public Safety & Criminal Justice Committee.

PROPOSAL NO. 164, 1978. Introduced by Councilman West. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance amending the City-County Annual Budget for 1978 (City-County Fiscal Ordinance No. 70, 1977) and appropriating an additional thirty-four thousand nine hundred forty-nine dollars (\$34,949) in the Crime Control Fund for purposes of Municipal Court and reducing the unappropriated and unencumbered balance in the Crime Control Fund;" and the President referred it to the Public Safety & Criminal Justice Committee.

PROPOSAL NO. 165, 1978. Introduced by Councilman West. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance amending the City-County Annual Budget for 1978 (City-County Fiscal Ordinance No. 70, 1977) to reclassify the salaries and number of employees of the Juvenile Court and Center;" and the President referred it to the Public Safety & Criminal Justice Committee.

PROPOSAL NO. 166, 1978. Introduced by Councilman Rippel. The Clerk read the proposal entitled: "A Proposal for a Council Resolution appointing a member of the Human Rights Commission;" and the President referred it to the Administration Committee.

PROPOSAL NO. 167, 1978. Introduced by Councilman Miller. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance amending the City-County Annual Budget for 1978 (City-County Fiscal Ordinance No. 70, 1977) and appropriating an additional seven hundred twenty-four thousand one hundred dollars (\$724,100) in the Community Services Programs Fund for purposes of the Community Services Division of the Department of Administration and reducing the unappropriated and unencumbered balance in the Community Services Programs Fund;" and the President referred it to the Administration Committee.

PROPOSAL NO. 168, 1978. Introduced by Councilman Schneider. The Clerk read the proposal entitled: "A Proposal for a General Ordinance amending City-County General Ordinance No. 61, 1977, authorizing additional employees for the Center Township Trustee financed by CETA grants;" and the President referred it to the County & Townships Committee.

PROPOSAL NOS. 169 - 177, 1978. Introduced by Councilman Durnil. The Clerk read the proposals entitled: "Proposals for Rezoning Ordinances certified from the Metropolitan Plan Commission on April 6, 1978;" and the President referred them to the Committee of the Whole to be heard under Special Orders - Final Adoption.

PROPOSAL NO. 178, 1978. Councilman Howard introduced and read this proposal recommending the defeat of Proposal No. 152, 1978, if the City Legal Department determines that the incorporated towns in Marion County are not required to participate in the tax burden for the bonds of the construction of the sports facility. Mr. Clark moved, seconded by Mrs. Coughenour, to send the proposal to the Public Works Committee. Mr. Howard consented and the motion carried by voice vote. At the request of Mr. Cantwell, Legal Division will also determine whether the Council members from the incorporated towns will vote on the bond proposals. Mr. West asked why the bond issue was of the city and not of the county.

SPECIAL ORDERS – PUBLIC HEARING

PROPOSAL NO. 106, 1978. Since Mr. West, Chairman of the Public Safety & Criminal Justice Committee, had cast the dissenting committee vote, Mr. Tinder presented the committee report. He explained this proposal appropriated \$26,600 for the expansion of the Maywood Municipal Court into a full-time court for the purpose of environmental cases. Discussion ensued during which Mr. Schneider stated his opposition to the court, and Mr. Clark, Mr. Vollmer and Mr. Pearce expressed their support. The Council recessed to a Committee of the Whole at 8:10 p.m., for public hearing, and reconvened at 8:11 p.m. After motion duly made and seconded, Proposal No. 106, 1978, was adopted on the following roll call vote; viz:

22 AYES: Mr. Bayt, Mr. Boyd, Mr. Campbell, Mrs. Chambers, Mr. Clark, Mr. Durnil, Mr. Gilmer, Mr. Hawkins, Mr. Howard, Mrs. Journey, Mr. Kimbell, Mr. McGrath, Mr. Miller, Mr. Patterson, Mr. Pearce, Mr. SerVaas, Mrs. Stewart, Mr. Tinder, Mr. Tintera, Mr. Vollmer, Mr. Walters and Mr. West.

4 NOES: Mr. Anderson, Mr. Dowden, Mr. Rippel and Mr. Schneider.

3 NOT VOTING: Mrs. Brinkman, Mr. Cantwell, and Mrs. Coughenour.

Proposal No. 106, 1978, was retitled FISCAL ORDINANCE NO. 38, 1978, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 38, 1978

A FISCAL ORDINANCE amending the CITY-COUNTY ANNUAL BUDGET FOR 1978 (City-County Fiscal Ordinance No. 70, 1977) and appropriating an additional twenty-six thousand six hundred dollars (\$26,600) in the County General Fund for purposes of the Municipal Courts and reducing the unappropriated and unencumbered balance in the County General Fund.

**BE IT ORDAINED BY THE CITY—COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:**

SECTION 1. To provide for expenditures, the necessity for which has arisen since the adoption of the annual budget, Section 2.03 of the City-County Annual Budget for 1978, be, and is hereby, amended by the increases and reductions hereinafter stated for the purposes of converting a part-time court to full-time status to handle environmental cases financed from federal counter-cyclical funds.

SECTION 2. The sum of twenty-six thousand six hundred dollars (\$26,600) be, and the same is hereby, appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

	MUNICIPAL COURTS	COUNTY GENERAL FUND
10.	Personal Services	\$ 19,145
21.	Contractual Services	1,273
22.	Supplies	1,563
50.	Properties	<u>4,619</u>
	TOTAL INCREASES	\$ 26,600

SECTION 4. The said additional appropriations are funded by the following reductions:

	COUNTY GENERAL FUND
Unappropriated and unencumbered County General Fund	<u>\$ 26,600</u>
TOTAL REDUCTIONS	\$ 26,600

SECTION 5. Section 2.02, Paragraph (c) County Judicial Departments, Category (6) Municipal Courts, line 6 Court Reporters, be and is hereby amended by changing the figure "13" to "14" in the column entitled "Maximum Number" and changing the figure "158,708" to "171,420" in the column entitled "Maximum Per Classification." Section 2.02 is further amended by increasing the total personal services appropriation of the Presiding Judge of the Municipal Court from \$1,215,940 to \$1,242,540.

SECTION 6. This Ordinance shall be in full force and effect upon adoption and compliance with IC 18-4-5-2.

PROPOSAL NO. 109, 1978. Mr. Miller reported that the Administration Committee heard this proposal on March 16, 1978, and presented before Council without recommendation. He then moved, seconded by Mr. McGrath, to amend the proposal by deleting the East Tenth Street Commercial Plan Study and its funding of \$20,000. Mr. Miller believed the East Corridor Study was sufficient. At Mrs. Brinkman's request, Mr. Robert Cross, Director of Community Services, called Mr. Thomas Creasser, to speak about the East Tenth Street Commercial Plan Study. Mr. Creasser stated this was the first such plan in the City which addressed the housing and industry situation. After discussion, Mr. Miller's amendment was adopted on the following roll call vote; viz:

15 AYES: Mr. Anderson, Mr. Clark, Mrs. Coughenour, Mr. Dowden, Mr. Durnil, Mr. Gilmer, Mr. Kimbell, Mr. McGrath, Mr. Miller, Mr. Patterson, Mr. Rippel, Mr. Schneider, Mr. SerVaas, Mrs. Stewart and Mr. Tinder.

14 NOES: Mr. Bayt, Mr. Boyd, Mrs. Brinkman, Mr. Campbell, Mr. Cantwell, Mrs. Chambers, Mr. Hawkins, Mr. Howard, Mrs. Journey, Mr. Pearce, Mr. Tintera, Mr. Vollmer, Mr. Walters and Mr. West.

Mr. McGrath then moved, seconded by Mr. Miller, to amend Proposal No. 109, 1978, by deleting Housing Project Improvements funding of \$383,000. Mr. Fred Thomas, Director of Housing Authority, explained that the funding was for use throughout all fourteen housing projects for painting, shrubbery, and repairing playground equipment. The original use of the money, providing security and lighting in the Beechwood and Hawthorne projects, would be financed through different grants. Following discussion, Mr. McGrath's amendment failed on a voice vote.

Mr. West moved, seconded by Mrs. Brinkman, to reduce the East Tenth Street Commercial Plan Study to \$18,000, instead of deleting it totally. The motion carried on the following roll call vote; viz:

5 AYES: Mr. Bayt, Mrs. Brinkman, Mr. Campbell, Mr. Cantwell, Mrs. Chambers, Mr. Howard, Mrs. Journey, Mr. Kimbell, Mr. Patterson, Mr. Pearce, Mr. SerVaas, Mr. Tintera, Mr. Vollmer, Mr. Walters and Mr. West.

4 NOES: Mr. Anderson, Mr. Boyd, Mr. Clark, Mrs. Coughenour, Mr. Dowden, Mr. Durnil, Mr. Gilmer, Mr. Hawkins, Mr. McGrath, Mr. Miller, Mr. Rippel, Mr. Schneider, Mrs. Stewart and Mr. Tinder.

The Council recessed to a Committee of the Whole at 8:39 p.m., for public hearing during which Mr. John McLane asked why a systems approach could not be used for public housing. Mr. Thomas, Director of Housing Authority, replied that Indianapolis was a demonstration city for total participatory public housing. The Council reconvened at 8:42 p.m. Following discussion, Proposal No. 109, 1978, As Amended, was adopted on the following roll call vote; viz:

23 AYES: Mr. Anderson, Mr. Bayt, Mr. Boyd, Mrs. Brinkman, Mr. Campbell, Mr. Cantwell, Mrs. Chambers, Mr. Clark, Mr. Durnil, Mr. Gilmer, Mr. Hawkins, Mr. Howard, Mrs. Journey, Mr. Kimbell, Mr. Patterson, Mr. Pearce, Mr. SerVaas, Mrs. Stewart, Mr. Tinder, Mr. Tintera, Mr. Vollmer, Mr. Walters and Mr. West.

5 NOES: Mrs. Coughenour, Mr. Dowden, Mr. McGrath, Mr. Miller, Mr. Rippel and Mr. Schneider.

Proposal No. 109, 1978, As Amended, was retitled FISCAL ORDINANCE NO. 39, 1978, and reads as follows:

CITY—COUNTY FISCAL ORDINANCE NO. 39, 1978

A FISCAL ORDINANCE amending the CITY—COUNTY ANNUAL BUDGET FOR 1978 (City-County Fiscal Ordinance No. 70, 1977) and appropriating an additional six hundred two thousand nine hundred four dollars (\$602,904) in the Community Services Program Fund for purposes of Community Services Division, Department of Administration, and reducing the unappropriated and unencumbered balance in the Community Services Program Fund.

**BE IT ORDAINED BY THE CITY—COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:**

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.03 of the City-County Annual Budget for 1978, be, and is hereby, amended by the increases and reductions hereinafter stated for the purposes of reallocation of revenues and unencumbered balances to 1978 programs.

SECTION 2. The sum of six hundred two thousand nine hundred four dollars (\$604,904) be, and the same is hereby, appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

DEPARTMENT OF ADMINISTRATION	COMMUNITY SERVICES
COMMUNITY SERVICES DIVISION	PROGRAM FUND

21. Contractual Services	\$ 602,904
TOTAL INCREASES	\$ 602,904

SECTION 4. The said additional appropriations are funded by the following reductions:

	COMMUNITY SERVICES PROGRAM FUND
Unappropriated and unencumbered	
Community Services Program Fund	\$ 602,904
TOTAL REDUCTIONS	\$ 602,904

SECTION 5. This Ordinance shall be in full force and effect upon adoption and compliance with IC 18-4-5-2.

PROPOSAL NO. 115, 1978. Mr. Dumil reported for the Metropolitan Development Committee stating of the \$65,000 appropriated in this proposal \$20,000 were 1977 roll-over funds and \$45,000 were from Indiana State Manpower Division. The money was for education programs. Mr. Miller moved, seconded by Mr. McGrath, to amend Proposal No. 115, 1978, by reducing the \$65,000 to \$63,000 to correspond with the companion proposal, Proposal No. 109, 1978. The motion carried by unanimous voice vote. The Council recessed to a Committee of the Whole at 8:51 p.m., for public hearing and reconvened at 8:52 p.m. Following public hearing and discussion, Proposal No. 115, 1978, As Amended, was adopted on the following roll call vote; viz:

20 AYES: Mr. Anderson, Mr. Bayt, Mrs. Brinkman, Mr. Campbell, Mr. Cantwell, Mrs. Chambers, Mr. Durnil, Mr. Gilmer, Mr. Howard, Mrs. Journey, Mr. Kimball, Mr. Patterson, Mr. Pearce, Mr. SerVaas, Mrs. Stewart, Mr. Tinder, Mr. Tintera, Mr. Vollmer, Mr. Walters and Mr. West.

5 NOES: Mrs. Coughenour, Mr. McGrath, Mr. Miller, Mr. Rippel and Mr. Schneider.

4 NOT VOTING: Mr. Boyd, Mr. Clark, Mr. Dowden and Mr. Hawkins.

Proposal No. 115, 1978, As Amended, was retitled FISCAL ORDINANCE NO. 40 1978, and reads as follows:

CITY—COUNTY FISCAL ORDINANCE NO. 40, 1978

A FISCAL ORDINANCE amending the CITY—COUNTY ANNUAL BUDGET FOR 1978 (City-County Fiscal Ordinance No. 70, 1977) and appropriating an additional sixty-three thousand dollars (\$63,000) in the Consolidated County Fund for the purposes of Planning & Zoning, Department of Metropolitan Development, and reducing the unappropriated and unencumbered balance in the Consolidated County Fund.

**BE IT ORDAINED BY THE CITY—COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:**

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.03 of the City-County Annual Budget for 1978, be, and is hereby, amended by the increases and reductions hereinafter stated for the purposes of educational programs of Planning and Zoning Division financed by grants.

SECTION 2. The sum of sixty-three thousand dollars (\$63,000) be, and the same is hereby, appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

DEPARTMENT OF METROPOLITAN DEVELOPMENT	
PLANNING & ZONING DIVISION	
	CONSOLIDATED COUNTY FUND
21. Contractual Services	\$ 63,000
TOTAL INCREASES	\$ 63,000

SECTION 4. The said additional appropriations are funded by the following reductions:

CONSOLIDATED COUNTY FUND	
Unappropriated and unencumbered	
Consolidated County Fund	\$ 63,000
TOTAL REDUCTIONS	\$ 63,000

SECTION 5. The City-County Council has no intention of supplementing or financing the agency and/or projects approved herein by use of revenues from any local tax regardless of source. At anytime that knowledge is received that the state or federal financing of this agency or project is, or will be, reduced or eliminated, the supervisor or the City Controller, or both, are directed to notify the the City-County Council in writing of such proposed loss of revenue.

SECTION 6. This Ordinance shall be in full force and effect upon adoption and compliance with IC 18-4-5-2.

PROPOSAL NO. 116, 1978. Mr. Durnil reported that this proposal financed certain projects for the Department of Metropolitan Development. He then moved the following:

CITY—COUNTY COUNCIL MOTION

Mr. President:

I moved to amend Proposal No. 116, 1978, as follows

Delete the words and/or figures "thirty-eight thousand three hundred sixty-three dollars (\$338,363)" wherever they appear throughout the proposal and insert in lieu thereof the words and/or figures "one hundred eighty-eight thousand three hundred sixty-three dollars (\$188,363)".

Delete the Hillside Gardens Rehabilitation Program from Proposal No. 116, 1978, and prepare a new Proposal No. 180, 1978, to include this program.

s/Allen Durnil

The motion carried by unanimous voice vote. Following discussion, Proposal No. 116, 1978, As Amended, was adopted on the following roll call vote; viz:

22 AYES: Mr. Anderson, Mr. Bayt, Mr. Boyd, Mrs. Brinkman, Mr. Campbell, Mr. Cantwell, Mrs. Chambers, Mr. Clark, Mr. Dumil, Mr. Gilmer, Mr. Howard, Mrs. Journey, Mr. Kimbell, Mr. Patterson, Mr. Pearce, Mr. SerVaas, Mrs. Stewart, Mr. Tinder, Mr. Tintera, Mr. Vollmer, Mr. Walters and Mr. West.

5 NOES: Mrs. Coughenour, Mr. Dowden, Mr. McGrath, Mr. Miller, and Mr. Schneider.

2 NOT VOTING: Mr. Hawkins and Mr. Rippel.

Proposal No. 116, 1978, As Amended, was retitled FISCAL ORDINANCE NO. 41 1978, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 41, 1978

A FISCAL ORDINANCE amending the CITY-COUNTY ANNUAL BUDGET FOR 1978 (City-County Fiscal Ordinance No. 70, 1977) and appropriating an additional one hundred eighty-eight thousand three hundred sixty-three dollars (\$188,363) in the Redevelopment General Fund for purposes of Urban Renewal Division, Department of Metropolitan Development, and reducing the unappropriated and unencumbered balance in the Redevelopment General Fund.

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

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.03 of the City-County Annual Budget for 1978, be, and is hereby, amended by the increases and reductions hereinafter stated for the purpose of Community Development Block Grant programs.

SECTION 2. The sum of one hundred eighty-eight thousand three hundred sixty-three dollars (\$188,363) be, and the same is hereby, appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

DEPARTMENT OF METROPOLITAN DEVELOPMENT	
URBAN RENEWAL DIVISION	REDEVELOPMENT GENERAL FUND
21. Contractual Services	\$ 188,363
TOTAL INCREASES	\$ 188,363

SECTION 4. The said additional appropriations are funded by the following reductions:

REDEVELOPMENT GENERAL FUND	
Unappropriated and unencumbered Redevelopment General Fund	\$ 188,363
TOTAL REDUCTIONS	\$ 188,363

SECTION 5. The City-County Council has no intention of supplementing or financing the agency and/or projects approved herein by use of revenues from any local tax regardless of source. At anytime that knowledge is received that the state or federal financing of this agency or project is, or will be, reduced or eliminated, the supervisor or the City Controller, or both, are directed to notify the City-County Council in writing of such proposed loss of revenue.

SECTION 6. This Ordinance shall be in full force and effect upon adoption and compliance with IC 18-4-5-2.

PROPOSAL NO. 143, 1978. Mr. Rippel reported from the Transportation Committee that this proposal provided \$500,000 for chuck hole repairs from counter-cyclical funds. At the request of Mr. Howard and Mr. Cantwell, Mr. SerVaas will find out how much money is in the counter-cyclical fund account. The Council recessed to a Committee of Whole at 8:59 p.m. for public hearing and reconvened at 9:00 p.m. Following discussion, the proposal was adopted on the following roll call vote; viz:

28 AYES: Mr. Anderson, Mr. Boyd, Mrs. Brinkman, Mr. Campbell, Mr. Cantwell, Mrs. Chambers, Mr. Clark, Mrs. Coughenour, Mr. Dowden, Mr. Durnil, Mr. Gilmer, Mr. Hawkins, Mr. Howard, Mrs. Journey, Mr. Kimbell, Mr. McGrath, Mr. Miller, Mr. Patterson, Mr. Pearce, Mr. Rippel, Mr. Schneider, Mr. SerVaas, Mr. Stewart, Mr. Tinder, Mr. Tintera, Mr. Vollmer, Mr. Walters and Mr. West.

NO NOES.

1 NOT VOTING: Mr. Bayt.

Proposal No. 143, 1978, was retitled FISCAL ORDINANCE NO. 42, 1978, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 42, 1978

A FISCAL ORDINANCE amending the CITY-COUNTY ANNUAL BUDGET FOR 1978 (City-County Fiscal Ordinance No. 70, 1977) and appropriating an additional five hundred thousand dollars (\$500,000) in the Transportation General Fund for purposes of the Department of Transportation and reducing the unappropriated and unencumbered balance in the Transportation General Fund.

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

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.03 of the City-County Annual Budget for 1978, be, and is hereby, amended by the increases and reductions hereinafter stated for the purposes of street repairs financed from federal counter-cyclical funds.

SECTION 2. The sum of five hundred thousand dollars (\$500,000) be, and the same is hereby, appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

DEPARTMENT OF TRANSPORTATION		TRANSPORTATION GENERAL FUND
21. Contractual Services		\$ 500,000
TOTAL INCREASES		\$ 500,000

SECTION 4. The said additional appropriations are funded by the following reductions:

		TRANSPORTATION GENERAL FUND
Unappropriated and unencumbered		
Transportation General Fund		\$ 500,000
TOTAL REDUCTIONS		\$ 500,000

SECTION 5. This Ordinance shall be in full force and effect upon adoption and compliance with IC 18-4-5-2.

PROPOSAL NOS. 144, 145 and 146, 1978. By consent, these proposals were postponed until the Council meeting on April 24, 1978.

SPECIAL ORDERS – UNFINISHED BUSINESS

PROPOSAL NO. 485, 1977. Mr. Tinder reported for the Rules & Public Policy Committee stating the basic purpose of this proposal was to establish business-like norms for all city and county employees. Mr. West moved to amend Proposal No. 485, 1977, by deleting the Committee Recommendations version and substituting therefor, Committee Recommendations, Revision I. Mr. Gilmer moved, seconded by Mr. Durnil, to strike the proposal. The motion to strike carried on the following roll call vote; viz:

19 AYES: *Mr. Anderson, Mr. Bayt, Mrs. Brinkman, Mr. Campbell, Mr. Cantwell, Mrs. Chambers, Mrs. Coughenour, Mr. Dowden, Mr. Durnil, Mr. Gilmer, Mrs. Journey, Mr. McGrath, Mr. Miller, Mr. Patterson, Mr. Pearce, Mr. Rippel, Mr. Schneider, Mrs. Stewart and Mr. Walters.*

10 NOES: *Mr. Boyd, Mr. Clark, Mr. Hawkins, Mr. Howard, Mr. Kimbell, Mr. SerVaas, Mr. Tinder, Mr. Tintera, Mr. Vollmer and Mr. West.*

PROPOSAL NO. 89, 1978. This proposal failed to pass for lack of a majority at the March 27, 1978, Council meeting. Mr. Schneider brought it before the Council. The proposal provided a grant for Judge Endsley to attend the National Judicial College in Reno. The proposal was defeated on the following roll call vote; viz:

14 AYES: *Mr. Bayt, Mr. Boyd, Mr. Campbell, Mr. Cantwell, Mr. Hawkins, Mr. Howard, Mrs. Journey, Mr. Pearce, Mr. Schneider, Mr. SerVaas, Mr. Tinder, Mr. Vollmer, Mr. Walters and Mr. West.*

15 NOES: *Mr. Anderson, Mrs. Brinkman, Mrs. Chambers, Mr. Clark, Mrs. Coughenour, Mr. Dowden, Mr. Durnil, Mr. Gilmer, Mr. Kimbell, Mr. McGrath, Mr. Miller, Mr. Patterson, Mr. Rippel, Mrs. Stewart and Mr. Tintera.*

SPECIAL ORDERS – FINAL ADOPTION

PROPOSAL NOS. 169 – 177, 1978. No action was taken on Proposals Nos. 169–177, 1978, and they were retitled REZONING ORDINANCES NOS. 45–53, 1978, and read as follows:

REZONING ORDINANCE NO. 45, 1978. 78-Z-7 WARREN TOWNSHIP
COUNCILMANIC DISTRICT NO. 5
5255 EAST 38th STREET, INDIANAPOLIS
Kelquinn Realty Company by Henry Y. Dein, Attorney, One Indiana Square No. 1650
requests rezoning of 0.71 acre, being in D-4 district, to C-3 classification to permit an
amusement center.

REZONING ORDINANCE NO. 46, 1978. 78-Z-18 CENTER TOWNSHIP
COUNCILMANIC DISTRICT NO. 21
550 LORD STREET, INDIANAPOLIS
Richard & Theda Hunt by Paul G. Roland, Attorney, 120 East Market St. request
rezoning of 1.86 acres, being in I-4-U and R-C districts, to C-7 classification to permit
the construction of a facility to operate the Indianapolis Yellow Cab Company.

REZONING ORDINANCE NO. 47, 1978. 78-Z-22 WAYNE TOWNSHIP
COUNCILMANIC DISTRICT NO. 18
4731 WEST 16TH STREET, INDIANAPOLIS
Anthony J. Jerman by William F. LeMond, Attorney, 600 Union Federal Building
requests rezoning of 1.47 acres, being in I-4-U district, to C-3 classification to permit an
indoor restaurant.

REZONING ORDINANCE NO. 48, 1978. 78-Z-23 WAYNE TOWNSHIP
COUNCILMANIC DISTRICT NO. 20
3758 WEST MORRIS STREET, INDIANAPOLIS
AGA Corp. by James G. Graham, President, requests rezoning of 3.42 acres, being in C-7
and D-5 districts, to C-7 classification to permit commercial development.

REZONING ORDINANCE NO. 49, 1978. 78-Z-24 LAWRENCE TOWNSHIP
COUNCILMANIC DISTRICT NO. 3
8155 OAKLANDON ROAD, INDIANAPOLIS
Lynn and Mary Joan Crawford, 8045 Oaklandon Road by Carl L. Peters, Attorney, 230
East Ohio St. Suite No. 300 request rezoning of 20.00 acres, being in A-2 district, to D-1
classification to permit residential use by platting.

REZONING ORDINANCE NO. 50, 1978. 78-Z-25 FRANKLIN TOWNSHIP
COUNCILMANIC DISTRICT NO. 13
6620 SHELBYVILLE ROAD, INDIANAPOLIS
Howard & Florence White by Franklin Township Community School Corp., Marion
County, Indiana, 6141 South Franklin Road by Robert L. Mason, Superintendent by
John A. Kitley, Attorney, 380 Main Street, Beech Grove, IN requests rezoning of 5.00
acres, being in A-2 district, to SU-2 classification to permit school use.

REZONING ORDINANCE NO. 51, 1978. 78-Z-32 WASHINGTON TOWNSHIP
COUNCILMANIC DISTRICT NO. 2
9125 NORTH COLLEGE AVENUE, INDIANAPOLIS
Faith Missionary Church, Inc., 6200 Carrollton Avenue by Jack C. Brown, Attorney,
701 Chamber of Commerce Bldg. requests rezoning of 5.26 acres, being in A-2 district to
SU-1 classification to permit church use.

REZONING ORDINANCE NO. 52, 1978. 78-Z-33 PERRY TOWNSHIP
COUNCILMANIC DISTRICT NO. 25
3402 EAST SOUTH COUNTY LINE ROAD, INDIANAPOLIS
Camille and Lillian Bodenreider by Thomas Michael Quinn, Jr., Attorney, 120 East
Market St No. 715 request rezoning of 65.69 acres, being in A-2 district, to D-3
classification to permit residential use by platting.

REZONING ORDINANCE NO. 53, 1978. 78-Z-34 PERRY TOWNSHIP
COUNCILMANIC DISTRICT NO. 25
3202 EAST SOUTH COUNTY LINE ROAD, INDIANAPOLIS
Camille and Lillian Bodenreider by Thomas Michael Quinn, Jr., Attorney, 120 East
Market St. No. 715 request rezoning of 15.73 acres, being in A-2 district, to D-6 II
classification to permit multi-family attached dwelling.

PROPOSAL NO. 179, 1978. Mr. Clark introduced this proposal appointing Mr McGrath to the County Board of Tax Adjustment. Following motion duly made and seconded, the proposal was adopted by voice vote. Proposal No. 179, 1978 was retitled COUNCIL RESOLUTION NO. 10, 1978, and reads as follows:

CITY—COUNTY COUNCIL RESOLUTION NO. 10, 1978

A COUNCIL RESOLUTION appointing a member of the County Board of Tax Adjustment.

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

SECTION 1. The Council appoints David McGrath as a member of the Marion County Board of Tax Adjustment for the current year 1978, with term ending April 15, 1979.

UNFINISHED BUSINESS

PROPOSAL NO. 136, 1978. Since the engine companies had been restored, the motion was duly made and seconded to strike Proposal No. 136, 1978. The motion carried by unanimous voice vote.

ANNOUNCEMENTS AND ADJOURNMENT

There being no further business, and upon motion duly made and seconded, the meeting adjourned at 9:20 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—Marion County held at its Regular Meeting on the 10th day of April, 1978.

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

ATTEST:

President

Brent Swobas
Dorothy P. Gandy

Clerk of the City-County Council

(SEAL)