

**CITY-COUNTY COUNCIL  
INDIANAPOLIS, MARION COUNTY, INDIANA  
REGULAR MEETING  
Monday, September 25, 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, September 25, 1978. President SerVaas in the chair. Councilman Richard Clark opened the meeting with a prayer, followed by the Pledge of Allegiance.

**ROLL CALL**

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

*PRESENT: 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. Lyons, Mr. McGrath, Mr. Miller, Mr. Pearce, Mr. Schneider, Mr. SerVaas, Mrs. Stewart, Mr. Tinder, Mr. Tintera, Mr. Vollmer, Mr. Walters and Mr. West.*

*ABSENT: Mr. Bayt and Mr. Patterson.*

**CORRECTION OF JOURNAL**

The Chair called for additions or corrections to the Journal of September 5, 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, September 25, 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**

September 12, 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 September 14, 1978 and September 21, 1978, a NOTICE TO TAXPAYERS on Proposals No. 366 and 391, 1978, and a NOTICE OF PUBLIC HEARING ON ZONING on Proposal No. 380, 1978, for a Public Hearing to be held on Monday, September 25, 1978, at 7:00 p.m., in the City-County Building.

Respectfully,

s/Beverly S. Rippy  
City Clerk

September 13, 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. 92, 1978, amending the City-County Annual Budget for 1978 and appropriating an additional fifty-nine thousand three hundred eighty-three 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.

GENERAL ORDINANCE NO. 88, 1978, repealing the mandatory requirement that any person operating a two-wheeled motorcycle, motor scooter or other vehicle of the same general class must wear on his head a safety crash helmet.

GENERAL ORDINANCE NO. 89, 1978, establishing a weight restriction on a certain portion of Cruft Street.

GENERAL ORDINANCE NO. 90, 1978, establishing the north side of Raymond Street between Shelby Street and Barth Avenue as a one-hour parking meter zone.

Respectfully submitted,

s/William H. Hudnut, III

September 13, 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 and resolution:

**FISCAL ORDINANCE NO. 91, 1978, adopting the City-County Annual Budget for 1979, appropriating amounts necessary to defray expenses for the operation of every facet of government of the Consolidated City of Indianapolis and of Marion County, for the calendar and fiscal year beginning January 1, 1979, and ending December 31, 1979, establishing the method of financing such expenses by allocating anticipated revenues and expenses, and establishing salaries, wages, and compensation rates and limitations with respect to certain employees of the City and County.**

**FISCAL ORDINANCE NO. 93, 1978, levying taxes and fixing the rate of taxation for the purpose of raising revenue to meet the necessary expenses of Indianapolis and Marion County Government and its institutions for the calendar year 1979.**

**SPECIAL RESOLUTION NO. 16, 1978, authorizing and directing the appropriate officers of Marion County to cause to be prepared and executed an appeal to the State Board of Tax Commissioners and the Indiana Local Government Tax Control Board for authority for excess levies for Marion County.**

Respectfully submitted,

s/William H. Hudnut, III

**CERTIFICATE OF RATIFICATION  
OF APPOINTMENT**

I, William H. Hudnut, III, Mayor of the City of Indianapolis, Indiana, have and by these presents do ratify the appointment made by the City-County Council of Indianapolis, Marion County, Indiana, effective the 1st day of February, 1979, of David McVey to the office of a Member Commissioner of the Indianapolis Economic Development Commission, for a term through January 31, 1982 or until his successor is duly appointed.

This ratification of appointment is made in order to bring said appointment into conformity with IC 18-6-4.5 which provides at section (5)(d) thereof, that such commission member shall be appointed by the Mayor upon the nomination of such member by such a City-County Council, rather than be directly appointed as a commission member by such City-County Council as was done by the City-County Council of the City of Indianapolis, Marion County, Indiana, effective as aforesaid.

s/William H. Hudnut, III

**ATTEST:**  
Beverly S. Rippy

**INTRODUCTION OF PROPOSALS**

**PROPOSAL NO. 394, 1978.** Introduced by Councilman Schneider. The Clerk read the proposal entitled: "A Proposal for a General Resolution approving the schedule of charges for the care and maintenance of patients and resident of the Marion County Home and Julietta Convalescent Center as fixed by the County Home Board;" and the President referred it to the County & Townships Committee.

**PROPOSAL NO. 395, 1978.** Introduced by Councilman Tintera. The Clerk read the proposal entitled: "A Proposal for a Special Resolution approving and authorizing certain actions and proceedings with respect to certain proposed economic development bonds;" and the President referred it to the Economic Development Committee.

PROPOSAL NO. 396, 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) transferring and appropriating thirty thousand dollars (\$30,000) in the County General Fund for purposes of the Sheriff's Department and reducing certain other appropriations for that division;" and the President referred it to the Public Safety & Criminal Justice Committee.

PROPOSAL NO. 397, 1978. Introduced by Councilwoman 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 ten thousand five hundred dollars (\$10,500) in the City Market Fund for purposes of the City Market, Department of Public Works, and reducing certain other appropriations for that division;" and the President referred it to the Public Works Committee.

PROPOSAL NO. 398, 1978. Introduced by Councilwoman 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 six hundred thirty-nine thousand one hundred dollars (\$639,100) in the Sanitation General Fund for purposes of the Liquid Waste 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. 399, 1978. Introduced by Councilman West. The Clerk read the proposal entitled: "A Proposal for a General Ordinance amending the "Code of Indianapolis and Marion County" by amending Chapter 20, specifically those provisions dealing with handbill contents to limit the prohibitions to acts which may be constitutionally regulated;" and the President referred it to the Rules & Public Policy Committee.

PROPOSAL NO. 400, 1978. Introduced by Councilman McGrath. The Clerk read the proposal entitled: "A Proposal for a General Ordinance creating a loading zone at 500 North Meridian Street [Amends Code Section 29-331];" and the President referred it to the Transportation Committee.

PROPOSAL NO. 401, 1978. Introduced by Councilman McGrath. The Clerk read the proposal entitled: "A Proposal for a General Ordinance designating the speed limit on Morris Street between Belmont and Washington Street as 35 miles per hour. [Amends Code Section 29-136];" and the President referred it to the Transportation Committee.

PROPOSAL NO. 402, 1978. Introduced by Councilman McGrath. The Clerk read the proposal entitled: "A Proposal for a General Ordinance prohibiting parking at all times on Thompson Road between Meridian Street and Keystone Avenue [Amends Code Section 29-267];" and the President referred it to the Transportation Committee.

PROPOSAL NO. 403, 1978. Introduced by Councilman McGrath. The Clerk read the proposal entitled: "A Proposal for a General Ordinance designating the speed limit on 21st Street between Sherman Drive and Shadeland Avenue as 35 miles per hour. [Amends Code Section 29-136];" and the President referred it to the Transportation Committee.

PROPOSAL NO. 404, 1978. Introduced by Councilman McGrath. The Clerk read the proposal entitled: "A Proposal for a General Ordinance establishing intersection controls at certain intersections and designating the speed limit on a portion of Georgetown Way;" and the President referred it to the Transportation Committee.

PROPOSAL NO. 405, 1978. Introduced by Councilman McGrath. The Clerk read the proposal entitled: "A Proposal for a General Ordinance prohibiting left turns onto 10th Street from Beachway Drive and Vinewood Avenue. [Amends Code Section 29-152];" and the President referred it to the Transportation Committee.

PROPOSAL NO. 406, 1978. Introduced by Councilman McGrath. The Clerk read the proposal entitled: "A Proposal for a General Ordinance amending the "Code of Indianapolis and Marion County" by amending Sec. 22-20(5) provisions dealing with regulating the use of parks for concerts and theatrical performances;" and the President referred it to the Parks & Recreation Committee.

PROPOSALS NOS. 407 - 418, 1978. Introduced by Mr. Durnil. The Clerk read the proposals entitled: "Proposals for Rezoning Ordinances certified from the Metropolitan Plan Commission on September 22, 1978;" and the President referred them to the Committee of the Whole to be heard under Special Orders – Final Adoption.

#### SPECIAL ORDERS – PUBLIC HEARING

PROPOSAL NO. 380, 1978. President SerVaas explained the procedures for public hearings for zonings as provided in Sec. 2-112 of the Code. At 7:30 p.m., Mr. Gilmer was then called upon to begin this public hearing on zoning in regards to property located at 3710 West 86th Street. Councilman Gilmer opened by stating



that the remonstrator was not given the requested continuance at the September 6th meeting of the Metropolitan Plan Commission. The rezoning passed the Commission and the remonstrator was denied sufficient time to settle differences with the petitioner.

Mr. Richard L. Besore, attorney for the petitioner, stated that aSU-20 classification was the normal classification received by Indiana Bell Telephone for Electronic Switching Stations. The zoning petition was passed by the Commission on a vote of 7 to 0. The remonstrator contends that the subject property should be zoned heavily commercial; otherwise, the zoning will have a detrimental effect on his property. Mr. John Jameson, Independent Appraiser, testified for the petitioner that the switching station would have no detrimental effect on the remonstrator's property. (The petitioner had 8 minutes and 45 seconds remaining for rebuttal).

The attorney for the remonstrator, Mr. Robert Dalrymple, explained that all adjoining properties to the land at 3710 West 86th Street were commercially zoned C-4 or C-5, and that a SU-20 classification would adversely effect the value of his client's property. He then introduced the remonstrator, Mr. Gastineau, the property owner, who contended that the trend in that area was toward more commercialization and once the property is zoned, it cannot be rezoned for a higher use.

After questions from the Council, Mr. Besore concluded by stating the Station would be a heavy tax producing source, and that Indiana Bell had no alternative but to request a SU-20 classification. In his conclusion, Mr. Dalrymple requested defeat of the proposal. Mr. Gilmer summarized by stating that he believed the area should be commercially zoned and questioned the necessity of Indiana Bell's Electronic Switching Station being located in such a prominent location. He then moved for the defeat of this proposal.

President SerVaas explained that a "aye" vote sustained the Metropolitan Plan Commission's decision and a "no" vote defeated the proposal. Proposal No. 380, 1978, was then adopted on the following roll call vote; viz:

14 AYES: Mr. Boyd, Mr. Campbell, Mr. Cantwell, Mr. Durnil, Mr. Howard, Mr. Kimbell, Mr. Lyons, Mr. McGrath, Mr. Miller, Mr. Pearce, Mr. Tintera, Mr. Vollmer, Mr. Walters and Mr. West.

11 NOES: Mr. Anderson, Mrs. Brinkman, Mr. Clark, Mrs. Coughenour, Mr. Dowden, Mr. Gilmer, Mr. Hawkins, Mr. Schneider, Mr. SerVaas, Mrs. Stewart and Mr. Tinder.

2 NOT VOTING: Mrs. Chambers and Mrs. Journey.

Proposal No. 380, 1978, was then retitled REZONING ORDINANCE NO. 151, 1978, and reads as follows:

**REZONING ORDINANCE NO. 151, 1978 78-Z-107 PIKE TOWNSHIP  
COUNCILMANIC DISTRICT NO. 1  
3710 WEST 86TH STREET, INDIANAPOLIS  
C & W Manhattan Associates of Indiana, Inc. by Indiana Bell Telephone Company,  
Inc. 240 North Meridian Street requests rezoning of 1.38 acres, being in D-2 district,  
to SU-20 classification to construct and operate a telephone exchange office.**

PROPOSAL NO. 102, 1978. Mr. West stated that the \$500 appropriated in this proposal had been merged into another proposal. Proposal No. 102, 1978, was then stricken by unanimous voice vote.

PROPOSAL NO. 282, 1978. Mr. West reported from the Public Safety & Criminal Justice Committee that the appropriations in this proposal were for a feasibility study to identify which computer software items would result in the most compatibility among the Criminal Justice agencies data processing systems. The Council recessed to a Committee of the Whole at 8:18 p.m. for public hearing, and reconvened at 8:19 p.m. Following motion made by Mr. West and seconded by Mr. Howard, Proposal No. 282, 1978, was adopted on the following roll call vote; viz:

*25 AYES: Mr. Anderson, Mr. Boyd, Mrs. Brinkman, Mr. Campbell, Mr. Cantwell, Mrs. Chambers, Mr. Clark, Mrs. Coughenour, Mr. Durnil, Mr. Gilmer, Mr. Hawkins, Mr. Howard, Mr. Kimbell, Mr. Lyons, Mr. McGrath, Mr. Miller, Mr. Pearce, Mr. Schneider, Mr. SerVaas, Mrs. Stewart, Mr. Tinder, Mr. Tintera, Mr. Vollmer, Mr. Walters and Mr. West.*

*NO NOES.*

*2 NOT VOTING: Mr. Dowden and Mrs. Journey.*

Proposal No. 282, 1978, was retitled FISCAL ORDINANCE NO. 94, 1978, and reads as follows:

**CITY—COUNTY FISCAL ORDINANCE NO. 94, 1978**

**A FISCAL ORDINANCE amending the CITY—COUNTY ANNUAL BUDGET FOR 1978 (City-County Fiscal Ordinance No. 70, 1977) and appropriating an additional thirty thousand dollars (\$30,000) in the Crime Control Fund for purposes of Municipal Court and reducing the unappropriated and unencumbered balance in the Crime Control 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 2.04 of the City-County Annual Budget for 1978, be, and is hereby, amended by the increases and reductions hereinafter stated for the purposes of evaluating the extent and manner in which the data base of the Marion County criminal justice system may be made common to its different components.

SECTION 2. The sum of thirty thousand dollars (\$30,000) 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:

	PRESIDING JUDGE	
	MUNICIPAL COURT	
32.	Contractual Services	CRIME CONTROL FUND
		<u>\$30,000</u>
	TOTAL INCREASES	\$30,000

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

Unappropriated and unencumbered	
Crime Control Fund	<u>\$30,000</u>
TOTAL REDUCTIONS	\$30,000

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 Auditor, 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. 340, 1978. Mr. Miller, Chairman of the Administration Committee reported that the Committee recommended striking this proposal. Mr. Tintera then expressed his opposition to the striking of this proposal on the basis of the success of the pilot program used in the Department of Transportation. Mr. West also stated his support of a drug and alcohol abuse program for City employees and read some statistics provided by the National Council on Alcoholism. Mr. McGrath stated that \$16,500 provided a very token effort, and he was therefore opposed to the adoption of this proposal. Mr. Hawkins concurred. Mr. Clark then moved, seconded by Mr. Howard, to strike Proposal No. 340, 1978. The motion carried on the following roll call vote; viz:

15 AYES: Mr. Anderson, Mr. Boyd, Mr. Clark, Mr. Durnil, Mr. Gilmer, Mr. Hawkins, Mr. Howard, Mr. Lyons, Mr. McGrath, Mr. Miller, Mr. Pearce, Mr. Schneider, Mrs. Stewart, Mr. Tinder and Mr. Walters.

10 NOES: Mrs. Brinkman, Mr. Campbell, Mr. Cantwell, Mrs. Chambers, Mrs. Coughenour, Mr. Kimbell, Mr. SerVaas, Mr. Tintera, Mr. Vollmer and Mr. West.

2 NOT VOTING: Mr. Dowden and Mrs. Journey.

PROPOSAL NO. 342, 1978. By consent, Proposal No. 342, 1978, was postponed until the Council meeting of October 23, 1978. Mr. Schneider recommended postponement due the failure of County Home administrators to attend the County & Townships meeting during which this proposal was to be discussed.



PROPOSAL NO. 344, 1978. After a brief committee report, the Council recessed to a Committee of the Whole at 8:29 p.m. for public hearing, and reconvened at 8:30 p.m. Mr. West moved, seconded by Mr. Clark, for its adoption. The proposal was adopted on the following roll call vote; viz:

23 AYES: Mr. Anderson, Mr. Boyd, Mrs. Brinkman, Mr. Campbell, Mrs. Chambers, Mr. Clark, Mrs. Coughenour, Mr. Dowden, Mr. Durnil, Mr. Hawkins, Mr. Howard, Mr. Kimbell, Mr. Lyons, Mr. McGrath, Mr. Miller, Mr. Pearce, Mr. Schneider, Mr. SerVaas, Mrs. Stewart, Mr. Tinder, Mr. Tintera, Mr. Vollmer and Mr. Walters.  
NO NOES.

4 NOT VOTING: Mr. Cantwell, Mr. Gilmer, Mrs. Journey and Mr. West.

Proposal No. 344, 1978, was retitled FISCAL ORDINANCE NO. 96, 1978, and reads as follows:

**CITY-COUNTY FISCAL ORDINANCE NO. 96, 1978**

A FISCAL ORDINANCE amending the CITY-COUNTY ANNUAL BUDGET FOR 1978 (City-County Fiscal Ordinance No. 70, 1977) and appropriating an additional thirty-eight thousand seven hundred ninety dollars and ninety-seven cents (\$38,790.97) in the County General Fund for purposes of the Community Corrections Center, Marion County Sheriff's Department, 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 the operational budget of the Community Corrections Center, Sheriff's Department, through December 31, 1978, financed from grants and Title XX reimbursements.

SECTION 2. The sum of thirty-eight thousand seven hundred ninety dollars and ninety-seven cents (\$38,790.97) 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:

	COUNTY SHERIFF	COUNTY GENERAL FUND
10.	Personal Services	\$36,374.97
21.	Contractual Services	190.00
22.	Supplies	25.00
25.	Current Obligations	2,201.00
	TOTAL INCREASES	<u>\$38,790.97</u>

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

Unappropriated and unencumbered	
County General Fund	<u>\$38,790.97</u>
TOTAL REDUCTIONS	<u>\$38,790.97</u>

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 Auditor 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. 345, 1978. Mr. West explained the money appropriated in this proposal was to train probation officers in methods for working with emotionally disturbed children. The Council recessed to a Committee of the Whole at 8:31 p.m. for public hearing, and reconvened at 8:32 p.m. Proposal No. 345, 1978, was then adopted on the following roll call vote; viz:

20 AYES: Mr. Boyd, Mrs. Brinkman, Mr. Campbell, Mr. Cantwell, Mrs. Chambers, Mr. Clark, Mrs. Coughenour, Mr. Durnil, Mr. Hawkins, Mr. Howard, Mr. Kimbell, Mr. Lyons, Mr. McGrath, Mr. Pearce, Mr. SerVaas, Mrs. Stewart, Mr. Tinder, Mr. Tintera, Mr. Walters and Mr. West.

3 NOES: Mr. Anderson, Mr. Dowden and Mr. Schneider.

4 NOT VOTING: Mr. Gilmer, Mrs. Journey, Mr. Miller and Mr. Vollmer.

Proposal No. 345, 1978, was retitled FISCAL ORDINANCE NO. 97, 1978, and reads as follows:

**CITY-COUNTY FISCAL ORDINANCE NO. 97, 1978**

**A FISCAL ORDINANCE** amending the CITY-COUNTY ANNUAL BUDGET FOR 1978 (City-County Fiscal Ordinance No. 70, 1977) and appropriating an additional nine thousand three hundred two dollars and ninety-one cents (\$9,302.91) in the Crime Control Fund for purposes of the Juvenile Court and Center and reducing the unappropriated and unencumbered balance in the Crime Control 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 2.04 of the City-County Annual Budget for 1978, be, and is hereby, amended by the increases and reductions hereinafter stated for the purposes of an intensified probation program conducted by the Juvenile Court.

**SECTION 2.** The sum of nine thousand three hundred two dollars and ninety-one cents (\$9,302.91) 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:

JUVENILE COURT & CENTER		CRIME CONTROL FUND
31. Personal Services		<u>\$9,302.91</u>
TOTAL INCREASES		\$9,302.91

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

Unappropriated and unencumbered	CRIME CONTROL FUND
Crime Control Fund	<u>\$9,302.91</u>
TOTAL DECREASES	\$9,302.91

**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 Auditor, 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. 366, 1978. Mr. Schneider moved, seconded by Mr. Howard, to strike this proposal. The motion carried by unanimous voice vote.

PROPOSAL NO. 391, 1978. Councilman McGrath explained that Indianapolis City Policemen were parking in front of meters on Virginia Avenue without authorization and without charge. The meters could be blocked out at the rate of \$1.00 per day per meter. Mr. Durnil believed that the City should not pay for the Police to park their private cars and therefore requested a transfer of funds from the Indianapolis Police Department to the Parking Meter Fund. The Council recessed to a Committee of the Whole at 8:37 p.m. for public hearing, and reconvened at 8:38 p.m. At the request of Mr. Kimbell, Mr. McPherson, Administrative Aide to the Mayor, stated that the Mayor did not sanction the transfer. Proposal No. 391, 1978, then failed for a lack of a statutory majority on the following roll call vote; viz:

12 AYES: Mr. Campbell, Mr. Clark, Mr. Dowden, Mr. Durnil, Mr. Lyons, Mr. McGrath, Mr. Miller, Mr. Pearce, Mr. SerVaas, Mrs. Stewart, Mr. Tintera and Mr. Walters.

13 NOES: Mr. Anderson, Mr. Boyd, Mrs. Brinkman, Mr. Cantwell, Mrs. Chambers, Mrs. Coughenour, Mr. Gilmer, Mr. Hawkins, Mr. Howard, Mr. Kimbell, Mr. Schneider, Mr. Tinder and Mr. West.

2 NOT VOTING: Mrs. Journey and Mr. Vollmer.

PROPOSAL NO. 327, 1978. Mr. West reported that no additional monies are appropriated, just a change to coincide with the data processing method used by the auditor. He then moved, seconded by Mr. Howard, to amend Proposal No. 327, in section 1, line 19, by deleting the figure "20,000" and inserting in lieu thereof the figure "24,400". The motion carried by unanimous voice vote. Proposal No. 327, 1978, As Amended, was adopted on the following roll call vote; viz:

24 AYES: Mr. Anderson, Mr. Boyd, Mr. Campbell, Mr. Cantwell, Mr. Clark, Mrs. Coughenour, Mr. Dowden, Mr. Durnil, Mr. Gilmer, Mr. Hawkins, Mr. Howard, Mr. Kimbell, Mr. Lyons, Mr. McGrath, Mr. Miller, Mr. Pearce, Mr. Schneider, Mr. SerVaas, Mrs. Stewart, Mr. Tinder, Mr. Tintera, Mr. Vollmer, Mr. Walters and Mr. West.

NO NOES.

3 NOT VOTING: Mrs. Brinkman, Mrs. Chambers and Mrs. Journey.

Proposal No. 327, 1978, As Amended, was retitled FISCAL ORDINANCE NO. 99, 1978, and reads as follows:

CITY—COUNTY FISCAL ORDINANCE NO. 99, 1978

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.

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

SECTION 1. Section 2.02(c)(4) of City-County Fiscal Ordinance No. 70, 1977, be, and is hereby, amended by inserting the words and figures underlined and deleting the words and figures crosshatched, so as to read as follows, to wit:

PERSONNEL	(4) JUVENILE COURT AND CENTER		MAXIMUM PER CLASSIFICATION
	NUMBER	MAXIMUM SALARY	
Referees	6	12,000	72,000
Court Reporters	6	13,501	81,006
Bailiffs	8	10,584	67,314
Administrators	2	19,830	38,975
Asst. Administrators	4	18,042	55,764
Managers	13	16,624	<del>118,548</del> <u>189,038</u>
Asst. Managers	17	12,984	<del>169,179</del> <u>174,572</u>
Secretaries	6	9,724	46,915
Clerk-Typists	27	8,211	180,604
Household	11	8,619	<del>118,399</del> <u>86,526</u>
Nurses	4	9,555	<del>123,773</del> <u>35,252</u>
Probation	65	15,236	648,687
Child Care Workers	60	11,815	<del>144,290</del> <u>464,028</u>
Professional Staff	7	18,947	99,425
Maintenance	14	8,033	89,061
Misc. Temporary			24,000
Maintenance (CETA)	3	7,288	21,863
Clerk-Typist (CETA)	4	7,651	28,198
Child Care (CETA)	4	7,560	30,240
Household (CETA)	2	6,946	13,892
Probation (CETA)	3	9,028	26,643
Overtime			7,500
	<u>266</u>		

The official responsible for hiring and fixing salaries for this office shall limit the number of personnel or the salaries or both so that the total salaries paid shall not exceed the amount of the total personal services appropriation of \$2,393,448.

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

PROPOSAL NO. 371, 1978. This proposal authorizes a \$9,000 transfer in the Prosecutor's budget for extradition and a hard match for a LEAA grant. Following brief discussion, Mr. West moved, seconded by Mr. Tintera, its adoption. The motion carried on the following roll call vote; viz:

19 AYES: Mr. Boyd, Mr. Campbell, Mr. Clark, Mrs. Coughenour, Mr. Dowden, Mr. Durnil, Mr. Hawkins, Mr. Howard, Mr. Lyons, Mr. McGrath, Mr. Pearce, Mr. Schneider, Mr. SerVaas, Mrs. Stewart, Mr. Tinder, Mr. Tintera, Mr. Vollmer, Mr. Walters and Mr. West.

NO NOES.

8 NOT VOTING: Mr. Anderson, Mrs. Brinkman, Mr. Cantwell, Mrs. Chambers, Mr. Gilmer, Mrs. Journey, Mr. Kimbell, and Mr. Miller.



Proposal No. 371, 1978, was retitled FISCAL ORDINANCE NO. 100, 1978, and reads as follows:

**CITY-COUNTY FISCAL ORDINANCE NO. 100, 1978**

A FISCAL ORDINANCE amending the CITY-COUNTY ANNUAL BUDGET FOR 1978 (City-County Fiscal Ordinance No. 70, 1977) transferring and appropriating an additional nine thousand dollars (\$9,000) in the County General Fund for purposes of the Marion County Prosecutor and reducing certain other appropriations for the Marion County Prosecutor.

**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 reducing appropriations for hard match and increasing appropriations for extradition.

SECTION 2. The sum of nine thousand dollars (\$9,000) be, and the same is hereby, appropriated for the purposes as shown in Section 3 by reducing the appropriations as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

MARION COUNTY PROSECUTOR	COUNTY GENERAL FUND
22. Supplies	\$1,000
24. Current Charges	<u>8,000</u>
<b>TOTAL INCREASES</b>	<b>\$9,000</b>

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

MARION COUNTY PROSECUTOR	COUNTY GENERAL FUND
21. Services Contractual	<u>\$9,000</u>
<b>TOTAL REDUCTIONS</b>	<b>\$9,000</b>

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

PROPOSAL NO. 390, 1978. As reported by the Chairman of the Public Safety & Criminal Justice Committee, Mr. West, the monies appropriated are for repairs at the Juvenile Center necessitated by flood damage. Following a brief discussion, Proposal No. 390, 1978, was adopted on the following roll call vote; viz:

25 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, Mr. Lyons, Mr. McGrath, Mr. Miller, Mr. Pearce, Mr. Schneider, Mr. SerVaas, Mrs. Stewart, Mr. Tinder, Mr. Tintera, Mr. Vollmer, Mr. Walters and Mr. West.

NO NOES.

2 NOT VOTING: Mrs. Journey and Mr. Kimbell.

Proposal No. 390, 1978, was retitled FISCAL ORDINANCE NO. 101, 1978, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 101, 1978

A FISCAL ORDINANCE amending the CITY-COUNTY ANNUAL BUDGET FOR 1978 (City-County Fiscal Ordinance No. 70, 1977) transferring and appropriating forty-two thousand dollars (\$42,000) in the County General Fund for purposes of the Juvenile Court Division, Department No. 53, and reducing certain other appropriations for that division.

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 repair of flood damage, matching LEAA grants, food, medical supplies and household goods.

SECTION 2. The sum of forty-two thousand dollars (\$42,000) be, and the same is hereby, transferred for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

	JUVENILE COURT	COUNTY GENERAL FUND
21.	Contractual Services	\$23,500
22.	Supplies	18,500
	TOTAL INCREASES	\$42,000

SECTION 4. The said increased appropriation is funded by the following reductions:

	JUVENILE COURT	COUNTY GENERAL FUND
10.	Personal Services	\$42,000
	TOTAL REDUCTIONS	\$42,000

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

PROPOSAL NO. 341, 1978. Following a brief committee report from County & Townships Committee Chairman, Mr. Schneider, this proposal transferring \$1,500 in the budget of Superior Court Room No. 3 was adopted on the following roll call vote; viz:

23 AYES: Mr. Boyd, Mrs. Brinkman, Mr. Campbell, Mrs. Chambers, Mr. Clark, Mrs. Coughenour, Mr. Dowden, Mr. Durnil, Mr. Gilmer, Mr. Hawkins, Mr. Howard, Mr. Lyons, Mr. McGrath, Mr. Miller, Mr. Pearce, Mr. Schneider, Mr. SerVaas, Mrs. Stewart, Mr. Tinder, Mr. Tintera, Mr. Vollmer, Mr. Walters and Mr. West.

NO NOES.

4 NOT VOTING: Mr. Anderson, Mr. Cantwell, Mrs. Journey and Mr. Kimbell.

Proposal No. 341, 1978, was retitled FISCAL ORDINANCE NO. 102, 1978, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 102, 1978

A FISCAL ORDINANCE amending the CITY-COUNTY ANNUAL BUDGET FOR 1978 (City-County Fiscal Ordinance No. 70, 1977) transferring and appropriating an additional one thousand five hundred dollars (\$1,500) in the County General Fund for purposes of Superior Court, Room 3, and reducing certain other appropriations for that court.

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 additional postage and general office supplies.

SECTION 2. The sum of one thousand five hundred dollars (\$1,500) be, and the same is hereby, appropriated for the purposes as shown in Section 3 by reducing the appropriations as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

	SUPERIOR COURT ROOM 3	COUNTY GENERAL FUND
21.	Contractual Services	\$ 500
22.	Current Charges	<u>1,000</u>
	TOTAL INCREASES	\$1,500

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

	SUPERIOR COURT ROOM 3	COUNTY GENERAL FUND
10.	Personal Services	<u>\$1,500</u>
	TOTAL REDUCTIONS	\$1,500

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

PROPOSAL NO. 367, 1978. Mr. Schneider moved, seconded by Mr. Boyd, this transfer in Marion County Court Administration's budget to be used for the hiring of personnel to bring court records up to date. The proposal was adopted on the following roll call vote; viz:

24 AYES: Mr. Anderson, Mr. Boyd, Mrs. Brinkman, Mr. Campbell, Mr. Cantwell, Mrs. Chambers, Mr. Clark, Mrs. Coughenour, Mr. Durnil, Mr. Gilmer, Mr. Hawkins, Mr. Howard, Mr. Lyons, Mr. McGrath, Mr. Miller, Mr. Pearce, Mr. Schneider, Mr. SerVaas, Mrs. Stewart, Mr. Tinder, Mr. Tintera, Mr. Vollmer, Mr. Walters and Mr. West.

NO NOES.

3 NOT VOTING: Mr. Dowden, Mrs. Journey and Mr. Kimbell.

Proposal No. 367, 1978, was retitled FISCAL ORDINANCE NO. 103, 1978, and reads as follows:

CITY—COUNTY FISCAL ORDINANCE NO. 103, 1978

A FISCAL ORDINANCE amending the CITY—COUNTY ANNUAL BUDGET FOR 1978 (City-County Fiscal Ordinance No. 70, 1977) transferring and appropriating one thousand two hundred fifty dollars (\$1,250) in the County General Fund for purposes of County Court Administration and reducing certain other appropriations for that division.

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 hiring students to work on old child custody files.

SECTION 2. The sum of one thousand two hundred fifty dollars (\$1,250) be, and the same is hereby, transferred for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:  
COUNTY COURT ADMINISTRATION COUNTY GENERAL FUND  
10. Personal Services \$1,250  
TOTAL INCREASES \$1,250

SECTION 4. The said increased appropriation is funded by the following reductions:  
COUNTY COURT ADMINISTRATION COUNTY GENERAL FUND  
21. Contractual Services \$1,250  
TOTAL REDUCTIONS \$1,250

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

PROPOSAL NO. 368, 1978. Following a brief discussion, this proposal authorizing a transfer of \$1,000 in the Recorder's budget, was adopted on the following roll call vote; viz:

23 AYES: Mr. Anderson, Mr. Boyd, Mrs. Brinkman, Mr. Campbell, Mrs. Chambers, Mr. Clark, Mrs. Coughenour, Mr. Durnil, Mr. Gilmer, Mr. Hawkins, Mr. Howard, Mr. Kimbell, Mr. Lyons, Mr. McGrath, Mr. Miller, Mr. Schneider, Mr. SerVaas, Mrs. Stewart, Mr. Tinder, Mr. Tintera, Mr. Vollmer, Mr. Walters and Mr. West.  
1 NO: Mr. Dowden.

3 NOT VOTING: Mr. Cantwell, Mrs. Journey and Mr. Pearce.

Proposal No. 368, 1978, was retitled FISCAL ORDINANCE NO. 104, 1978, and reads as follows:

**CITY-COUNTY FISCAL ORDINANCE NO. 104, 1978**

A FISCAL ORDINANCE amending the CITY-COUNTY ANNUAL BUDGET FOR 1978 (City-County Fiscal Ordinance No. 70, 1977) transferring and appropriating one thousand dollars (\$1,000) in the County General Fund for purposes of Marion County Recorder's Office and reducing certain other appropriations for that division.

**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 paying service contracts.

SECTION 2. The sum of one thousand dollars (\$1,000) be, and the same is hereby, transferred for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:  
MARION COUNTY RECORDER COUNTY GENERAL FUND  
21. Contractual Services \$1,000  
TOTAL INCREASES \$1,000



SECTION 4. The said increased appropriation is funded by the following reductions:

MARION COUNTY RECORDER	COUNTY GENERAL FUND
50. Properties	<u>\$1,000</u>
TOTAL REDUCTIONS	\$1,000

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

PROPOSAL NO. 369, 1978. Mr. Schneider reported that this proposal added a clerk to the Lawrence Township Assessor's Office. He then moved, seconded by Mr. Kimbell, the following amendment:

CITY-COUNTY COUNCIL MOTION

Mr. President:

I move to amend Proposal No. 369, 1978, in Section 1, line 7, by deleting the number "5" in the "Maximum Number" column and inserting in lieu thereof the number "6" and thereby changing the total from "7" to "8".

s/William Schneider

The motion carried by unanimous voice vote. Proposal No. 369, 1978, As Amended, was then adopted on the following roll call vote; viz:

22 AYES: Mr. Anderson, Mr. Boyd, Mrs. Brinkman, Mr. Campbell, Mrs. Chambers, Mr. Clark, Mr. Dowden, Mr. Durnil, Mr. Gilmer, Mr. Hawkins, Mr. Howard, Mr. Kimbell, Mr. Lyons, Mr. McGrath, Mr. Miller, Mr. Schneider, Mr. SerVaas, Mrs. Stewart, Mr. Tinder, Mr. Tintera, Mr. Walters and Mr. West.

2 NOES: Mr. Cantwell and Mrs. Coughenour.

3 NOT VOTING: Mrs. Journey, Mr. Pearce and Mr. Vollmer.

Proposal No. 369, 1978, as Amended, was retitled FISCAL ORDINANCE NO. 105, 1978, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 105, 1978

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 Lawrence Township Assessor.

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

SECTION 1. Section 2.02(e)(4) of City-County Fiscal Ordinance No. 70, 1977, be, and is hereby amended by inserting the words and figures underlined and deleting the words and figures crosshatched so as to read as follows, to wit:

(4) LAWRENCE TOWNSHIP ASSESSOR

Personnel Classification	Maximum Number	Maximum Salary	Maximum Per Classification
Deputies	<u>6</u>	<u>10,915</u>	<u>42,137</u>
Clerk	<u>1/ 2</u>	8,270	8,270
Temporary Help	<u><del>1</del> 8</u>		8,000

The official responsible for hiring and fixing salaries for this office shall limit the number of personnel or the salaries or both so that the total salaries paid shall not exceed the amount of the total services appropriation of \$57,291.

**SECTION 2.** This ordinance shall be in full force and effect after adoption and compliance with IC 18-4-5-2.

PROPOSAL NO. 323, 1978. Mrs. Chambers reported for the Municipal Corporations Committee that this proposal increased the budget of the Indiana Convention Bureau by one percent. The \$50,000 increase would be used for activities which would increase the probability of booking more conventions. Following discussion, Proposal No. 323, 1978, was adopted on the following roll call vote; viz:

23 AYES: Mr. Anderson, Mr. Boyd, Mrs. Brinkman, Mr. Campbell, Mrs. Chambers, Mr. Clark, Mrs. Coughenour, Mr. Dowden, Mr. Durnil, Mr. Gilmer, Mr. Kimbell, Mr. Lyons, Mr. McGrath, Mr. Miller, Mr. Pearce, Mr. Schneider, Mr. SerVaas, Mrs. Stewart, Mr. Tinder, Mr. Tintera, Mr. Vollmer, Mr. Walters and Mr. West.

NO NOES.

4 NOT VOTING: Mr. Cantwell, Mr. Hawkins, Mr. Howard and Mrs. Journey.

Proposal No. 323, 1978, was retitled GENERAL RESOLUTION NO. 9, 1978, and reads as follows:

**CITY-COUNTY GENERAL RESOLUTION NO. 9, 1978**

A GENERAL RESOLUTION approving certain amendments to the 1978 calendar year budget of the Capital Improvements Board of Marion County.

WHEREAS, by statute, the City-County Council is the reviewing authority for the approval of the budget of the Capital Improvements Board of Managers of Marion County, Indiana; and,

WHEREAS, said Capital Improvements Board of Marion County has submitted certain amendments and revisions of its budget for the calendar year 1978; and,

WHEREAS, the City-County Council has reviewed and considered the proposed amendments and changes in the budget; now, therefore:

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

**SECTION 1.** The calendar year budget, as amended, for the Capital Improvements Board for 1978 is hereby amended and approved in accordance with the proposals adopted by the Capital Improvements Board of Managers which are detailed as follows:

Budget Appropriations	1978 Approved Budget	Increase (Decrease)	1978 Amended Budget
Operating Fund			
Services, Personal	\$1,211,850	\$	\$1,211,850
Services, Contractual	680,800	50,000	730,800
Parts, Supplies & Repairs	138,550		138,550
Employee Benefits	151,050		151,050
Miscellaneous	7,000		7,000
Insurance	182,750		182,750
Properties	90,275		90,275
Interest	51,260		51,260
Union Station Feasibility Study	7,500		7,500
Reserve	30,000		30,000
Total Operating Fund	\$2,551,035	\$ 50,000	\$2,601,035
Bond Fund	1,196,375		1,196,375
Total Budget Appropriations	\$3,747,410	\$ 50,000	\$3,797,410

<u>Revenues</u>	1978 Approved Budget	Increase (Decrease)	1978 Amended Budget
Rental Income	\$ 575,200	\$	\$ 575,200
Food Service & Concessions	392,600		392,600
Labor Reimbursements	229,000		229,000
Equipment Rental & Sale of Supplies	80,000		80,000
Miscellaneous Income	134,300		134,300
Hotel-Motel Receipts	1,939,825		1,939,825
Cigarette Tax Revenues	350,000		350,000
Interest Bond Fund	50,000		50,000
Total Revenues	\$3,750,925	\$	\$3,750,925

SECTION 2. This Resolution shall be in full force and effect from and after its adoption.

PROPOSAL NO. 372, 1978. Commending the Clean City Program for its positive influence, but not wishing to create another commission, Mrs. Coughenour moved, seconded by Mrs. Brinkman, to strike Proposal No. 372, 1978. The motion carried by voice vote.

PROPOSAL NO. 286, 1978. Mr. McGrath moved to amend this proposal which changes speed limits on portions of West 16th Street and Connarroe Road, as follows:

CITY-COUNTY COUNCIL MOTION

Mr. President:

I move to amend Proposal No. 286, 1978, In part II, line 4, by deleting the "40" and inserting in lieu thereof the figure "35" so that lines 3 and 4 of that part read as follows:

West 16th Street  
35 m.p.h. between Northwestern Avenue and Lafayette Road

s/David McGrath

The amendment was adopted by unanimous voice vote. Proposal No. 286, 1978, As Amended, was then adopted on the following roll call vote; viz:

22 AYES: *Mr. Boyd, Mr. Campbell, Mrs. Chambers, Mr. Clark, Mrs. Coughenour, Mr. Dowden, Mr. Durnil, Mr. Gilmer, Mr. Hawkins, Mr. Howard, Mr. Kimbell, Mr. McGrath, Mr. Miller, Mr. Pearce, Mr. Schneider, Mr. SerVaas, Mrs. Stewart, Mr. Tinder, Mr. Tintera, Mr. Vollmer, Mr. Walters and Mr. West.*

1 NO: *Mr. Cantwell.*

4 NOT VOTING: *Mr. Anderson, Mrs. Brinkman, Mrs. Journey, and Mr. Lyons.*

Proposal No. 286, 1978, As Amended, was retitled GENERAL ORDINANCE NO. 91, 1978, and reads as follows:

**CITY—COUNTY GENERAL ORDINANCE NO. 91, 1978**

**A GENERAL ORDINANCE altering prima facie speed limits on a certain section of West 16th Street and Connarroe Road [Amends Code Section 29-136].**

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

**PART I**

Chapter 29 of the "Code of Indianapolis and Marion County," specifically "Sec. 29-136. Alteration of prima facie speed limits," be, and the same is hereby amended by the deletion of the following, to wit:

**West 16th Street**

**30 m.p.h. between Northwestern Avenue and Montcalm**

**Connarroe Road**

**40 m.p.h. between 79th Street and 86th Street**

**PART II**

Chapter 29 of the "Code of Indianapolis and Marion County," specifically "Sec. 29-136. Alteration of prima facie speed limits," be, and the same is hereby amended by the addition of the following, to wit:

**West 16th Street**

**35 m.p.h. between Northwestern Avenue and Lafayette Road**

**Cannarroe Road**

**30 m.p.h. between 79th Street and 86th Street**

**PART III**

Violations of this ordinance shall be subject to those penalties now provided in the "Code of Indianapolis and Marion County" for violations of the section amended by this ordinance.

**PART IV**

This ordinance shall be in full force and effect from and after its adoption and compliance with IC 18-4-5-2.

PROPOSAL NO. 392, 1978. Mr. McGrath reported from the Transportation Committee that this bond issue was for restoration of three projects deleted from the 1976 bond issue. The projects, 86th Street from Meridian to Westfield Boulevard and Westfield Boulevard to Keystone Avenue, 56th Street from I-465 West to Emerson Way, are anticipated being completed by 1980 or 1981. Following discussion, Proposal No. 392, 1978, was adopted on the following roll call vote; viz:



22 AYES: Mr. Anderson, Mrs. Brinkman, Mr. Campbell, Mrs. Chambers, Mrs. Coughenour, Mr. Dowden, Mr. Durnil, Mr. Gilmer, Mr. Hawkins, Mr. Howard, Mr. Kimbell, Mr. Lyons, Mr. McGrath, Mr. Miller, Mr. Pearce, Mr. Schneider, Mr. SerVaas, Mrs. Stewart, Mr. Tinder, Mr. Tintera, Mr. Vollmer and Mr. Walters.

1 NO: Mr. Cantwell.

4 NOT VOTING: Mr. Boyd, Mr. Clark, Mrs. Journey and Mr. West.

Proposal No. 392, 1978, was retitled GENERAL RESOLUTION NO. 10, 1978, and reads as follows:

**CITY—COUNTY GENERAL RESOLUTION NO. 10, 1978**

**A GENERAL RESOLUTION** approving the issuance of Metropolitan Thoroughfare District Bonds in the amount of five million seven hundred thousand dollars.

WHEREAS, the Transportation Board of the City of Indianapolis has, after notice and hearing as provided by law, determined it is necessary and will be of public utility and benefit and for the best interest of 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, reconstruction and operation of thoroughfares within said Metropolitan Thoroughfare District, as follows:

1. **EAST 56TH STREET**  
From Emerson Way to I-465
2. **EAST 86TH STREET**  
From Meridian Street to Westfield Boulevard
3. **EAST 86TH STREET**  
From Westfield Boulevard to Keystone 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 five million seven hundred thousand dollars (\$5,700,000); and

WHEREAS, a petition has been filed under the provisions of Section 1 of Public Law 47 of the Acts of the General Assembly of the State of Indiana for the year 1975 (now Title 6, Article 1.1, Chapter 20, Section 3, of the Indiana Metropolitan Thoroughfare District, requesting the Transportation Board to issue bonds of said Metropolitan Thoroughfare District in an amount not exceeding five million seven hundred thousand dollars (\$5,700,000) for the purposes of procuring funds to be applied on the cost of the above projects and certain other 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 on September 6, 1978, 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 "City of Indianapolis Metropolitan Thoroughfare District Bonds of 1978, First Issue", in the aggregate principal amount of five million seven hundred thousand dollars (\$5,700,000), and to bear interest at a rate or rates not exceeding seven percent (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, INDIANA:

SECTION 1. The issuance of the bonds of the Metropolitan Thoroughfare District of the City of Indianapolis, designated as "City of Indianapolis Metropolitan Thoroughfare District Bonds of 1978, First Issue", in the aggregate principal amount of five million seven hundred thousand dollars (\$5,700,000), be, and the same is hereby, approved.  
SECTION 2. All actions heretofore taken by the Transportation Board of said City, in connection with the issuance of the aforesaid bonds of the Metropolitan Thoroughfare District, and particularly its Declaratory Resolution adopted on May 3, 1978, and its Confirmatory Resolution thereon, adopted on July 19, 1978, and all projects approved by said Board in its said Confirmatory Resolution, be, and they all hereby are, approved.

PROPOSAL NO. 370, 1978. Parks & Recreation Committee Chairman, Mr. Gilmer, stated that this proposal authorized a \$86,000 transfer in the Parks & Recreation budget from the initial \$300,000 antirecessionary money provided for storm damage. He then moved, seconded by Mr. Howard, its adoption. The motion carried on the following roll call vote; viz:

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

1 NO: Mr. Schneider.

3 NOT VOTING: Mr. Dowden, Mrs. Journey and Mr. Miller.

Proposal No. 370, 1978, was retitled FISCAL ORDINANCE NO. 106, 1978, and reads as follows:

CITY—COUNTY FISCAL ORDINANCE NO. 106, 1978

A FISCAL ORDINANCE amending the CITY—COUNTY ANNUAL BUDGET FOR 1978 (City-County Fiscal Ordinance No. 70, 1977) transferring and appropriating eighty-six thousand dollars (\$86,000) in the Park General Fund for purposes of the Administration Division of the Parks & Recreation Department and reducing certain other appropriations for that division.

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 supplies and materials due to storm damage.

SECTION 2. The sum of eighty-six thousand dollars (\$86,000) be, and the same is hereby, transferred for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

PARKS & RECREATION		PARK GENERAL FUND
DEPARTMENT		
22.	Supplies	\$35,000
23.	Materials	<u>51,000</u>
TOTAL INCREASES		<u>\$86,000</u>

SECTION 4. The said increased appropriation is funded by the following reductions:

PARKS & RECREATION		PARK GENERAL FUND
DEPARTMENT		
21.	Contractual Services	<u>\$86,000</u>
TOTAL REDUCTIONS		<u>\$86,000</u>

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

PROPOSAL NO. 318, 1978. Mr. Miller explained that the proposal changed certain aspects of the taximeter inspection portion of the Code, with the major amendment being the reduction of inspections from four times to three times a year. Part of the justification for the reduction in inspections is the limited personnel. During discussion Mr. Campbell stated his belief that inspections should be done quarterly. Following motion duly made and seconded, Proposal No. 318, 1978, was adopted on the following roll call vote; viz:

19 AYES: *Mr. Anderson, Mr. Boyd, Mrs. Brinkman, Mrs. Chambers, Mrs. Coughenour, Mr. Dowden, Mr. Durnil, Mr. Gilmer, Mr. Hawkins, Mr. Kimbell, Mr. Lyons, Mr. McGrath, Mr. Miller, Mr. Schneider, Mr. SerVaas, Mrs. Stewart, Mr. Tinder, Mr. Tintera and Mr. West.*

6 NOES: *Mr. Campbell, Mr. Clark, Mr. Howard, Mr. Pearce, Mr. Vollmer and Mr. Walters.*

2 NOT VOTING: *Mr. Cantwell and Mrs. Journey*

Proposal No. 318, 1978, was retitled GENERAL ORDINANCE NO. 92, 1978, and reads as follows:

**CITY-COUNTY GENERAL ORDINANCE NO. 92, 1978**

A GENERAL ORDINANCE amending Chapter 17 of Article XIX of the "Code of Indianapolis and Marion County" to delete certain provisions and add new provisions pertaining to inspections of taximeters by the city controller and weights and measures inspector.

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

SECTION 1. The "Code of Indianapolis and Marion County" be, and is hereby amended, by inserting the words italicized and deleting the words crosshatched so as to read as follows:

**Sec. 17-643. Taximeters and their inspection.**

(a) Every taxicab operated within the city shall be equipped with a taximeter or standard fare register device approved by the controller, which shall be designed to measure the time in operation, the distance traveled and correctly indicate the fare to be charged. If the meter is found to be operating properly and accurately when inspected ~~at least three (3) times annually~~ at least three (3) times annually by the controller, with the assistance of the inspector of weights and measures some time during the months of April, July and November of each year, a seal shall be attached thereto by the inspector. If any meter is found not to be functioning properly, it shall either be replaced or repaired and reinspected before the cab is placed back in operation.

(b) All taximeters required by subsection (a) shall be illuminated between sunset and sunrise so as to be easily and clearly readable at all times by passengers.

(c) All taximeters required by subsection (a) shall be in an enclosed case, and it shall be unlawful for any person other than an inspector authorized by the controller to remove or tamper with the seal placed on any meter in accordance with the provisions of this section, or to tamper with the meter or case unless he is repairing it and the meter will be reinspected after repair.

(d) It shall be unlawful for any person to operate a taxicab for hire while the meter is not in operation or at a rate of fare other than prescribed by this article. It shall also be unlawful for any person to operate a taxicab so as to indicate that it is occupied by a passenger for hire when it is not.

**SECTION 2.** The "Code of Indianapolis and Marion County," be, and is hereby amended by inserting the words italicized and deleting the words crosshatched so as to read as follows:

**Sec. 17-644. Inspections.**

Each taxicab licensed under the provisions of this article shall be inspected ~~at least three (3) times annually~~ at least three (3) times annually some time during the months of April, July and November of each year at a duly licensed inspection station as provided by the Indiana Vehicle Inspection Act of 1967, as amended (Indiana Code, section 9-8-11-1 et seq.).

PROPOSAL NO. 365, 1978. Mr. Miller stated that this proposal updates the current procedures to comply with federal regulations. He then moved the following amendments:

**CITY-COUNTY COUNCIL MOTION**

**Mr. President:**

I move to amend Proposal No. 365, 1978, by inserting the version entitled "Committee Recommendations" in lieu of the introduced version.

The Committee Recommendations version contains the following changes:

1. Correction of typographical errors on pages 3, 5 and 8.
2. Section 10, Sec. 23-32 of the Code:
  - a. Delete crosshatching of designated holidays.
  - b. Strike subsections (a) and (b), and reletter the subsections consecutively.
  - c. In the new subsection (b) "Days celebrated as holidays", insertion of a last sentence which reads as follows: "When any holiday occurs on Saturday, the Friday preceding shall be designated as the legal holiday."
3. Section 15, Sec. 23-61(a), in line 8, delete the words "appointed by the mayor" and insert in lieu thereof the words "consisting of a deputy mayor, personnel administrator and the Director of the Department of Administration".
4. Section 18, the effective date is designated as November 1, 1978.



CITY—COUNTY COUNCIL MOTION

Mr. President:

I move to amend Proposal No. 365, 1978, Committee Recommendations, as follows:

In Section 10, after line 19, insert a new subsection (b) as follows:

(b) The mayor shall have authority to designate any day as a holiday for employees of the city, during which times all work for the city may be suspended, except for necessary duties which shall continue to be performed by those employees so engaged or by those so directed by the mayor.

Renumber subsections b, c, d, e and f to subsections c, d, e, f, and g.

s/Donald Miller

A vote was not taken on the amendments. Mr. West expressed his opinion that Council should have control over the creation of holidays. Due to the complex amending and in order to provide time for Councilmanic perusal, Mr. Schneider moved, seconded by Mr. Boyd, to table Proposal No. 365, 1978, to the meeting of October 9, 1978. The motion carried by voice vote.

PROPOSAL NO. 387, 1978. The Administration Committee report was presented by Mr. Miller, who stated that the licensing activities which are repealed in this ordinance are either sufficiently regulated or the activity regulated is no longer prevalent. He then moved its adoption. Proposal No. 387, 1978, was adopted on the following roll call vote; viz:

21 AYES: Mr. Anderson, Mrs. Brinkman, Mr. Campbell, Mrs. Chambers, Mr. Clark, Mrs. Coughenour, Mr. Dowden, Mr. Durnil, Mr. Gilmer, Mr. Hawkins, Mr. Kimbell, Mr. Lyons, Mr. McGrath, Mr. Miller, Mr. Pearce, Mr. Schneider, Mr. SerVaas, Mrs. Stewart, Mr. Tinder, Mr. Tintera and Mr. Vollmer.

NO NOES.

6 NOT VOTING: Mr. Boyd, Mr. Cantwell, Mr. Howard, Mrs. Journey, Mr. Walters, and Mr. West.

Proposal No. 387, 1978, was retitled GENERAL ORDINANCE NO. 93, 1978, and reads as follows:

CITY—COUNTY GENERAL ORDINANCE NO. 93, 1978

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County," repealing licensing requirements for dealers in coal, coke and other solid fuels; street action photographers; lumber and millwork dealers; and, vault cleaners.

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

**SECTION 1.** Article V of Chapter 17 of the "Code of Indianapolis and Marion County" be, and is hereby repealed.

**SECTION 2.** Article VIII of Chapter 17 of the "Code of Indianapolis and Marion County" be, and is hereby repealed.

**SECTION 3.** Article XII of Chapter 17 of the "Code of Indianapolis and Marion County" be, and is hereby repealed.

**SECTION 4.** Article XXIII of Chapter 17 of the "Code of Indianapolis and Marion County" be, and is hereby repealed.

**SECTION 5.** This ordinance shall be in effect from and after its passage by the Council and compliance with IC 18-4-5-2.

PROPOSAL NO. 216, 1978. Mr. Tinder reported for the Rules & Public Policy Committee. The creation of an internal audit division will assist the City's independent auditor and the State Board of Accounts. He then moved the following amendment which basically changes the proposal by stating that no more than 65% of the employees may be of one party:

**CITY—COUNTY COUNCIL MOTION**

**Mr. President:**

I move to amend Proposal No. 216, 1978, by deleting the introduced version and substituting therefor the version entitled: "Proposal No. 216, 1978, Committee Recommendations".

s/John G. Tinder

The motion carried by unanimous voice vote. Proposal No. 216, 1978, As Amended, was then adopted on the following roll call vote; viz:

23 AYES: Mr. Anderson, Mrs. Brinkman, Mr. Campbell, Mrs. Chambers, Mr. Clark, Mrs. Coughenour, Mr. Dowden, Mr. Durnil, Mr. Gilmer, Mr. Hawkins, Mr. Howard, Mr. Kimbell, Mr. Lyons, Mr. McGrath, Mr. Miller, Mr. Pearce, Mr. SerVaas, Mrs. Stewart, Mr. Tinder, Mr. Tintera, Mr. Vollmer, Mr. Walters, and Mr. West.

NO NOES.

4 NOT VOTING: Mr. Boyd, Mr. Cantwell, Mrs. Journey and Mr. Schneider.

Proposal No. 216, 1978, As Amended, was retitled GENERAL ORDINANCE NO. 94, 1978, and reads as follows:

**CITY—COUNTY GENERAL ORDINANCE NO. 94, 1978**

A GENERAL ORDINANCE amending Article III, Chapter 2 of the "Code of Indianapolis and Marion County," by adding a new Section 2-145, creating a division of internal audit.

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

**SECTION 1.** Chapter 2 of the "Code of Indianapolis and Marion County," is hereby amended by adding a new Section 2-145 to read as follows:

**Sec. 2-145.** Division of internal audit.

(a) There is hereby established a division of internal audit for the purpose of investigating and auditing all operations of all departments of the city. This division shall be responsible directly to the Mayor.

When the position of manager of the division becomes vacant, a new manager shall be appointed by the Mayor with the approval of the City-County Council. All other vacancies in the division shall be filled by the manager. The employees of this division shall be selected and qualified on the basis of professional qualifications without regard to political affiliation, and may be dismissed only for good cause relating to the performance of their duties. No more than sixty-five (65) percent of the employess may be members of one polcitical party.

(b) The division of internal audit shall have full authority to audit any department, division, or other area of the city as deemed necessary by the manager of the division. The division shall provide reports of all audits to the Mayor and the President of the City-County Council. Such reports shall be of public record.

**SECTION 2.** This ordinance shall be in full force and effect following its passage and compliance with IC 18-4-5-2.

PROPOSAL NO. 346, 1978. Mr. Tinder moved, seconded by Mr. Howard, to amend the dog curbing proposal by adopting the committee recommendations version. The motion carried by voice vote. Mr. Tintera then moved, seconded by Mr. Gilmer, to strike the proposal on the basis that the ordinance will be unenforceable. The motion failed on the following roll call vote; viz:

*8 AYES: Mrs. Brinkman, Mrs. Coughenour, Mr. Dowden, Mr. Durnil, Mr. Gilmer, Mr. Hawkins, Mr. Miller and Mr. Tintera.*

*18 NOES: Mr. Anderson, Mr. Boyd, Mr. Campbell, Mr. Cantwell, Mrs. Chambers, Mr. Clark, Mr. Howard, Mr. Kimbell, Mr. Lyons, Mr. McGrath, Mr. Pearce, Mr. Schneider, Mr. SerVaas, Mrs. Stewart, Mr. Tinder, Mr. Vollmer, Mr. Walters and Mr. West.*

*1 NOT VOTING: Mrs. Journey.*

Mr. West then moved to amend the proposal by deleting the word "knowingly" from lines 1 of subsections (a) and (d). After Mr. Tinder explained the constitutionality of the proposal would be questioned if that word were to be deleted, the motion to amend failed on a voice vote.

Mrs. Chambers then moved, seconded by Mr. Hawkins, to amend Proposal No. 346, 1978, by inserting the words "and/or cats" where appropriate. The motion carried on a voice vote.

Mr. West then moved, seconded by Mr. Campbell, to send the proposal back to the committee for further study. The motion failed on a voice vote.

In answer to a question from Mr. West, Mr. Robert Elrod, General Counsel, stated that a policeman cannot issue a ticket for violation of this ordinance unless the animal is seen in the act by the policeman. This proposal is under the jurisdiction of the City prosecutor's office. Mr. Dowden also commented that Health & Hospital Corporation might have some control over the violators of this ordinance. Following discussion, Proposal No. 346, 1978, As Amended, was adopted on the following roll call vote; viz:

21 AYES: Mr. Anderson, Mr. Boyd, Mr. Campbell, Mr. Cantwell, Mrs. Chambers, Mr. Clark, Mr. Dowden, Mr. Durnil, Mr. Hawkins, Mr. Howard, Mr. Kimbell, Mr. Lyons, Mr. McGrath, Mr. Pearce, Mr. Schneider, Mr. SerVaas, Mrs. Stewart, Mr. Tinder, Mr. Vollmer, Mr. Walters and Mr. West.

5 NOES: Mrs. Brinkman, Mrs. Coughenour, Mr. Gilmer, Mr. Miller and Mr. Tintera.

1 NOT VOTING: Mrs. Journey.

Proposal No. 346, 1978, As Amended, was then retitled GENERAL ORDINANCE NO. 95, 1978, and reads as follows:

**CITY-COUNTY GENERAL ORDINANCE NO. 95, 1978**

**A GENERAL ORDINANCE** amending Article I, Chapter 6 of the "Code of Indianapolis and Marion County," by adding a new section 6-38, providing dog and/or cat curbing regulations.

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

**SECTION 1.** Chapter 6 of the "Code of Indianapolis and Marion County," be and is hereby amended by adding a new section 6-38 to read as follows:

**Sec. 6-38.** Dog and/or cat curbing regulations.

(a) No person shall knowingly allow, except as provided in subsection b of this section, his dog and/or cat to defecate on a public street or byway or any municipally owned or public land or buildings, or private property, without permission of the land owner.

(b) An owner of a guide dog may permit said dog to relieve itself on ground situated outside of pedestrian

or vehicular traffic ways. The definition of a guide dog as used in this subsection shall be any animal serving a blind person in an auxillary ocular (eye) capacity.

(c) If a dog and/or cat shall relieve itself as contemplated in subsection (a), the owner of said dog and/or cat shall remove any solid evidence of such relief to a waste container, or shall otherwise dispose of such evidence of relief in a matter inoffensive to reasonable public sensibilities.

(d) No person shall knowingly allow his dog and/or cat to disperse waste material placed for public or private collection on any public street or byway or any municipally owned or public land or building or private property.

(e) Any violation of this section constitutes a public nuisance and may be punished by a fine of \$25.00.

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



PROPOSAL NO. 389, 1978. Mrs. Coughenour explained the purpose for a sewer permit fee was to cover the cost of the paper work. She then moved, seconded by Mr. Clark, to amend the proposal in line 6 by establishing the amount of the fee to \$15.00. The motion carried by unanimous voice vote. After motion duly made and seconded, Proposal No. 389, 1978, As Amended, was adopted on the following roll call vote; viz:

22 AYES: Mr. Anderson, Mr. Boyd, Mrs. Brinkman, Mr. Campbell, Mr. Cantwell, Mrs. Chambers, Mr. Clark, Mrs. Coughenour, Mr. Durnil, Mr. Gilmer, Mr. Hawkins, Mr. Kimbell, Mr. McGrath, Mr. Miller, Mr. Pearce, Mr. SerVaas, Mrs. Stewart, Mr. Tinder, Mr. Tintera, Mr. Vollmer, Mr. Walters and Mr. West.

3 NOES: Mr. Dowden, Mr. Lyons and Mr. Schneider.

2 NOT VOTING: Mr. Howard and Mrs. Journey.

Proposal No. 389, 1978, As Amended, was retitled GENERAL ORDINANCE NO. 96, 1978, and reads as follows:

**CITY—COUNTY GENERAL ORDINANCE NO. 96, 1978**

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County" by amending Section 27-12 to provide for a sewer connection permit fee.

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

SECTION 1. Section 27-12(a) of the "Code of Indianapolis and Marion County" is hereby amended by inserting the words underlined as follows:

Sec. 27-12(a).

A connection permit shall be secured from the Director by the owner of the property or by his authorized agent before connecting any building sewer to a City sewer; altering or repairing said building sewer, the connection to the City sewer or the City sewer. There shall be charged for a permit a fee of fifteen dollars (\$15.00). The board may revise the amount of such fee, but not more than once in each calendar year.

SECTION 2. This ordinance shall be in effect from and after its passage by the Council and compliance with IC 18-4-5-2.

PROPOSAL NOS. 407 — 418, 1978. At the request of Mr. Gilmer, consent was given to hold Proposal No. 413, 1978, for public hearing at the meeting of October 9, 1978. No action was taken on the remaining proposals and they were retitled REZONING ORDINANCES NOS. 140 — 150, 1978, and reads as follows:

**REZONING ORDINANCE NO. 140, 1978 78-Z-117 PIKE TOWNSHIP COUNCILMANIC DISTRICT NO. 1**

**3660 WEST 86TH STREET, INDIANAPOLIS**

Theodore Lach by Thomas Michael Quinn, Jr., Attorney, 120 East Market St. No. 715 requests rezoning of 1.03 acres, being in D-2 district, to C-5 classification to permit commercial development.

REZONING ORDINANCE NO. 141, 1978. 78-Z-131 LAWRENCE TOWNSHIP  
COUNCILMANIC DISTRICT NO. 3  
6246 SUNNYSIDE ROAD, INDIANAPOLIS  
Presbyterian Housing Program, Inc. 5621 Elmwood Drive by Paul F. Kortepeter,  
Attorney, One Indiana Square No. 2250 requests rezoning of 6.39 acres, being in D-2  
& PK-1 districts, to C-1 classification to permit residential care facility for the elderly.

REZONING ORDINANCE NO. 142, 1978. 78-Z-132 PERRY TOWNSHIP  
COUNCILMANIC DISTRICT NO. 25  
1510 EAST STOP 12 ROAD, INDIANAPOLIS  
Frank D. and George M. Bixler, Jr. by Thomas N. Olvey, Attorney, 144 North Delaware  
ST. request rezoning of 14.00 acres, being in A-2 district, to C-4 classification to permit  
commercial use.

REZONING ORDINANCE NO. 143, 1978. 78-Z-133 CENTER TOWNSHIP  
COUNCILMANIC DISTRICT NO. 20  
1102 RIVER AVENUE, INDIANAPOLIS  
Indianapolis Power & Light Company, 25 Monument Circle by Robert C. Crews II,  
Attorney, requests rezoning of 0.96 acre, being in D-5 district, to I-3-& classification  
to permit construction of parking facility for employees.

REZONING ORDINANCE NO. 144, 1978. 78-Z-136 WAYNE TOWNSHIP  
COUNCILMANIC DISTRICT NO. 17  
3145 WEST 16TH STREET, INDIANAPOLIS  
Burger Chef Systems, Inc. by Richard C. Kraege, Attorney, 777 Chamber of Commerce  
Building requests rezoning of 1.00 acre, being in D-5 district, to I-3-U classification  
to permit construction of parking facility for employees.

REZONING ORDINANCE NO. 145, 1978. 78-Z-139 WAYNE TOWNSHIP  
COUNCILMANIC DISTRICT NO. 18  
101 NORTH ROENA STREET, INDIANAPOLIS  
Edwin J. and M. Josephine Ristow by Godby Brothers, Inc., President, 104 North  
Roena Street request rezoning of 3.50 acres, being in A district, to C-ID classification  
to permit a heating and air conditioning contractor.

REZONING ORDINANCE NO. 146, 1978. 78-Z-140 B PIKE TOWNSHIP  
COUNCILMANIC DISTRICT NO. 1  
7720 TRADERS LANE, INDIANAPOLIS  
Mermar Development Corp. by Mervyn Y. Posner, President for Christian Meeting  
Corp. by J. Gregory Hundley, 6535 East 82nd Street request rezoning of 2.43 acres,  
being in D-6 district, to D-2 classification to permit three dwellings.

REZONING ORDINANCE NO. 147, 1978. 78-Z-171 WARREN TOWNSHIP  
COUNCILMANIC DISTRICT NO. 14  
6801 E. 21ST STREET, INDIANAPOLIS  
Metropolitan Development Commission by Bruce C. Brown, Administrator, Division of  
Planning & Zoning, Metropolitan Development Department, 2021 City-County Building,  
requests rezoning of 0.70 acre, being in D-4 & SU districts, to SU-1 classification to  
permit church uses (to correct mapping error in 172-A-56).

REZONING ORDINANCE NO. 148, 1978. 78-Z-172 WARREN TOWNSHIP  
COUNCILMANIC DISTRICT NO. 14  
6801 E. 21ST STREET, INDIANAPOLIS  
Metropolitan Development Commission by Bruce C. Brown, Administrator, Division of  
Planning & Zoning, Metropolitan Development Department, 2021 City-County Building,  
requests rezoning of 1.00 acre, being in SU district, to D-4 classification to permit  
single family dwelling (to correct mapping error in 172-A-56).

REZONING ORDINANCE NO. 149, 1978. 78-Z-173 CENTER TOWNSHIP  
COUNCILMANIC DISTRICT NO. 23  
2496 CHURCHMAN AVENUE, INDIANAPOLIS

Metropolitan Development Commission by Bruce C. Brown, Administrator, Division of Planning & Zoning, Metropolitan Development Department, 2021 City-County Building, requests rezoning of 1.97 acres, being in SU-20 district, to C-3 classification to reflect the current use of the property.

REZONING ORDINANCE NO. 150, 1978. 78-Z-174 PERRY TOWNSHIP  
COUNCILMANIC DISTRICT NO. 24  
4420 S. EMERSON AVENUE, INDIANAPOLIS

Metropolitan Development Commission by Bruce C. Brown, Administrator, Division of Planning & Zoning, Metropolitan Development Department, 2021 City-County Building, requests rezoning of 0.50 acres, being in SU-20 district, to C-4 classification to reflect the current use of the property.

### ANNOUNCEMENTS AND ADJOURNMENT

The Chair requested to be notified before the next Council meeting of all Council members planning to attend the National League of Cities Conference November 26 through 29.

Mr. Tinder announced that the collective bargaining proposals, Proposals Nos. 376 and 377, 1978, would be discussed at the Rules & Public Policy Committee Meeting of October 2.

There being no further business and upon motion duly made and seconded, the meeting adjourned at 10:03 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 25th day of September, 1978.

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

ATTEST:

  
President

  
Clerk of the City-County Council