

REGULAR MEETING

Monday, April 2, 1973, 7:00 P.M.

A Regular Meeting of the City-Council Council of Indianapolis-Marion County convened in the Council Chambers of the City-County Building at 7:00 P.M., Monday, April 2, 1973. President Hasbrook in the Chair. Councilman Giffin introduced Rev. Muhrl Roger, retired minister of Parkview Christian Church, who opened the meeting with prayer, followed by the Pledge of Allegiance.

ROLL CALL

The President instructed the Clerk to take the roll. Twenty-seven members being present, he announced a quorum. The roll call was as follows: *Present:* Mr. Bayt, Mr. Boyd, Mr. Broderick, Mr. Byrum, Mr. Campbell, Mr. Cantwell, Mr. Clark, Mr. Cottingham, Mr. Dowden, Mr. Egenes, Mr. Elmore, Mrs. Gibson, Mr. Giffin, Mr. Gilmer, Mr. Gorham, Mr. Griffith, Mr. Hawkins, Mr. Kimbell, Mr. McPherson, Mrs. Miller, Mrs. Noel, Mr. Patterson, Mr. Schneider, Mr. SerVaas, Mr. Tintera, Mr. West and President Hasbrook. *Absent:* Mr. Brown and Mr. Ruckelshaus.

APPROVAL OF JOURNAL

President Hasbrook called for additions or corrections to the Journal of March 19, 1973, as distributed. There being no corrections, the Journal of March 19, 1973, stands approved as distributed.

OFFICIAL COMMUNICATIONS

President Hasbrook called for reading of communications. The Clerk read the following:

March 20, 1973

TO THE HONORABLE PRESIDENT AND MEMBERS OF THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS-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. Jean A. Wyttenbach, the following city-county ordinances:

FISCAL ORDINANCE NO. 15, 1973, amending the City-County Annual Budget for 1973 and appropriating the sum of \$12,000 for purposes of the annual budget for the Program & Systems Evaluation, Department of Parks & Recreation by reducing the unappropriated Park General Fund.

FISCAL ORDINANCE NO. 14, 1973, amending the City-County Annual Budget for 1973 and appropriating the sum of \$20,000 for purposes of the annual budget for the Recreation Coordination System Proposal, Department of Parks and Recreation by reducing the unappropriated Park General Fund.

FISCAL ORDINANCE NO. 17, 1973, amending the City-County Annual Budget for 1973 (City-County General Ordinance No. 72, 1972, as amended) and appropriating the sum of \$50,000 for certain purposes of the Department of Public Safety, Office of Director, by reducing unappropriated City General Funds.

GENERAL ORDINANCE NO. 17, 1973, amending Chapter 18, Title 7 of the "Code of Indianapolis and Marion County, 1970" by repealing Chapter 18 thereof, which requires licensing with respect to trees, shrubs, vines, plants, etc.

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GENERAL RESOLUTION NO. 2, 1973, requiring the preparation of a Capitol Budget for Indianapolis and Marion County for 1974 with projections thereafter.

SPECIAL RESOLUTION NO. 13, 1973 in memorium Walter C. Blase.

Respectfully,

RICHARD G. LUGAR
Mayor

April 2, 1973

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

Ladies and Gentlemen:

Pursuant to the laws of the State of Indiana, I caused to be posted in three public places and published in the Indianapolis News and the Indianapolis Commercial on March 22, 1973, and March 29, 1973, a "Notice to Taxpayers," of a public hearing on Proposal Nos. 123, 124, 1973, and on March 22, 1973, a "Notice of Public Hearing" on Proposal Nos. 108, 111, 1973, (Rezoning Ordinances), to be held on Monday, April 2, 1973, in the Council Chambers, City-County Building, at 7:00 P.M.

I also caused to be published in the above-mentioned newspapers on March 23, 1973, and March 30, 1973, General Ordinance No. 17, 1973.

Respectfully submitted,

JEAN A. WYTENBACH
Clerk of the City-County Council

PETITIONS, MEMORIALS, SPECIAL RESOLUTIONS AND COUNCIL RESOLUTIONS

President Hasbrook called for presentation of petitions.

PROPOSAL NO. 153, 1973. Councilman Boyd read Proposal No. 153, 1973, and moved, seconded by Councilman Cantwell, to adopt Proposal No. 153, 1973. After discussion, during which Mr. Gary Landau, Corporation

Counsel, spoke in opposition to the Proposal, Proposal No. 153, 1973, *failed* on a roll call vote; *viz:* 8 *Ayes:* Mr. Bayt, Mr. Boyd, Mr. Broderick, Mr. Campbell, Mr. Cantwell, Mrs. Gibson, Mr. Hawkins and Mrs. Noel. 19 *Noes:* Mr. Byrum, Mr. Clark, Mr. Cottingham, Mr. Dowden, Mr. Egenes, Mr. Elmore, Mr. Giffin, Mr. Gilmer, Mr. Gorham, Mr. Griffith, Mr. Kimbell, Mr. McPherson, Mrs. Miller, Mr. Patterson, Mr. Schneider, Mr. SerVaas, Mr. Tintera, Mr. West and President Hasbrook.

INTRODUCTION OF GUESTS

President Hasbrook called for introduction of guests. Councilman Boyd introduced a group of people interested in the revenue-sharing proposal; President Hasbrook introduced former councilman August Huber; Councilwoman Noel introduced her employer, William J. Mooney; Councilman West introduced Precinct Committeeman, Larry DeWester, and Russell Hagerman of the Human Rights Commission; Councilman Cottingham introduced Precinct Committeeman Ed Lang.

INTRODUCTION OF PROPOSALS

PROPOSAL NO. 127, 1973. Introduced by Councilman Byrum. The Clerk read the proposal entitled: "A proposal for a General Ordinance amending Title 4, Chapter 7, Section 711 thereof, STOPPING AT CERTAIN INTERSECTIONS, FOUR-WAY STOPS;" and the President referred it to the Transportation Committee.

PROPOSAL NO. 128, 1973. Introduced by Councilman Kimbell. The Clerk read the proposal entitled: "A proposal for a Fiscal Ordinance amending the CITY-COUNTY ANNUAL BUDGET FOR 1973 and appropriating the sum of Seven hundred dollars (\$700.00) for certain purposes of the Division of Weights and Measures, Department of Public Safety, by reducing certain other appropriations for that office;" and the President referred it to the Public Safety Committee.

PROPOSAL NO. 129, 1973. Introduced by Councilman Byrum. The Clerk read the proposal entitled: "A proposal for a General Ordinance amending Title 4, Chapter 13, Section 1303 (2) TRUCKS ON CERTAIN ROADS RESTRICTED;" and the President referred it to the Transportation Committee.

PROPOSAL NO. 130, 1973. Introduced by Councilman Byrum. The Clerk read the proposal entitled: "A proposal for a General Ordinance amending Title 4, Chapter 6, Section 602 thereof; ONE-WAY STREETS AND ALLEYS;" and the President referred it to the Transportation Committee.

PROPOSAL NO. 131, 1973. Introduced by Councilman Byrum. The Clerk read the proposal entitled: "A proposal for a General Ordinance amending Title 4, Chapter 7, Section 709 thereof, VEHICLES MUST STOP BEFORE ENTERING PREFERENTIAL STREETS;" and the President referred it to the Transportation Committee.

PROPOSAL NO. 132, 1973. Introduced by Councilman Byrum. The Clerk read the proposal entitled: "A proposal for a General Ordinance amending Title 4, Chapter 8, Section 812 thereof, PARKING PROHIBITED AT ALL TIMES ON CERTAIN STREETS;" and the President referred it to the Transportation Committee.

PROPOSAL NO. 133, 1973. Introduced by Councilman Byrum. The Clerk read the proposal entitled: "A proposal for a General Ordinance amending Title 4, Chapter 4, Section 403, thereof, ALTERATION OF PRIMA FACIE SPEED LIMITS;" and the President referred it to the Transportation Committee.

PROPOSAL NOS. 134 through 151, 1973. Introduced by Councilman Egenes. The Clerk read the proposals entitled: "Proposals for Rezoning Ordinances certified from the Metropolitan Plan Commission March 23, 1973." The President referred them to the Committee of the Whole, and ordered them placed on the Agenda under Special Orders—Final Adoption. Public hearing to be held on Proposal No. 136, 1973, on April 23, 1973.

PROPOSAL NO. 152, 1973. Introduced by Councilman Kimbell. The Clerk read the proposal entitled: "A pro-

posal for a Fiscal Ordinance amending the City-County Annual Budget for 1973 and appropriating the sum of Forty-three thousand two hundred fifty dollars (\$43,250.00) for certain purposes of providing an additional Municipal Court for the Alcoholic Safety Action Program, Department of Public Safety, by reducing the Unappropriated City General Fund;" and the President referred it to the Public Safety Committee.

PROPOSAL NO. 154, 1973. Introduced by Councilman Hawkins. The Clerk read the proposal entitled: "A proposal for a General Ordinance amending the Title 4, Chapter 8, Section 812 thereof, PARKING PROHIBITED AT ALL TIMES ON CERTAIN STREETS and Title 4, Chapter 8, Section 834.1 thereof, PARKING, STOPPING OR STANDING PROHIBITED BETWEEN 6:00 A.M. AND 9:00 A.M., INCLUSIVE, 3:00 P.M. AND 6:00 P.M., INCLUSIVE EXCEPT ON SATURDAYS OR SUNDAYS ON CERTAIN DESIGNATED STREETS;" and the President referred it to the Transportation Committee.

SPECIAL ORDERS — PUBLIC HEARING

President Hasbrook called for proposals eligible for public hearing. Members of the public were invited to be heard on proposals eligible for public hearing. The Council recessed to the Committee of the Whole at 7:25 P.M. to hear the Rezoning Proposals. Mr. Raymond Good, Attorney, spoke in favor of Proposal No. 108, 1973, and distributed literature pertaining to the area involved; Mr. William LeMond, Attorney, spoke in favor of Proposal No. 111, 1973, showing a projected map of the area in-

volved. The Department of Metropolitan Development was represented to answer questions presented by the Councilmen and members of the public. The Council reconvened at 8:05 P.M.

PROPOSAL NO. 108, 1973. Councilman Griffith moved, seconded by Councilman Gorham to amend Proposal No. 108, 1973, by deleting the classification "D-6" in the second line of the second paragraph of Section 1, and inserting in lieu thereof "D-3." For want of a two-thirds vote, the motion to *amend failed* on a roll call vote; *viz:* 15 Ayes: Mr. Byrum, Mr. Clark, Mr. Cottingham, Mr. Dowden, Mr. Egenes, Mr. Elmore, Mr. Giffin, Mr. Gilmer, Mr. Gorham, Mr. Griffith, Mr. Kimbell, Mr. Patterson, Mr. SerVaas, Mr. Tintera and President Hasbrook. 11 Noes: Mr. Bayt, Mr. Boyd, Mr. Broderick, Mr. Campbell, Mr. Cantwell, Mrs. Gibson, Mr. McPherson, Mrs. Miller, Mrs. Noel, Mr. Schneider and Mr. West. Councilman Hawkins was out of Chambers when vote was taken. After further discussion, Proposal No. 108, 1973, was *passed* for want of a two-thirds vote to defeat on a roll call vote; *viz:* 9 Ayes: Mr. Bayt, Mr. Boyd, Mr. Broderick, Mr. Campbell, Mrs. Gibson, Mr. McPherson, Mrs. Noel, Mr. West and President Hasbrook. 16 Noes: Mr. Byrum, Mr. Clark, Mr. Cottingham, Mr. Dowden, Mr. Egenes, Mr. Elmore, Mr. Giffin, Mr. Gilmer, Mr. Gorham, Mr. Griffith, Mr. Kimbell, Mrs. Miller, Mr. Patterson, Mr. Schneider, Mr. SerVaas and Mr. Tintera. Councilmen Cantwell and Hawkins were out of Chambers when vote was taken. Proposal No. 108, 1973, was retitled Rezoning Ordinance No. 50, 1973, and reads as follows:

72-Z-323 — P. O. No. 108, 1973 — R. O. No. 50, 1973—

PERRY TOWNSHIP, COUNCILMANIC DISTRICT #19,
7950 SHERMAN DRIVE, INDIANAPOLIS

Ruth K. & William F. Lebo, Carl F. & Olive D., William H. & Dorothy Z. Kortepeter, Carl E. & Mildred Smock by Yeager Contracting Co., Inc. by Raymond Good, Attorney, 5972 Madison Avenue request rezoning of 13.24 acres, being in A-2 district to D-6 II classification to provide for condominium apartments.

PROPOSAL NO. 111, 1973. After discussion, Proposal No. 111, 1973, was passed on a roll call vote; viz: 27 Ayes: Mr. Bayt, Mr. Boyd, Mr. Broderick, Mr. Byrum, Mr. Campbell, Mr. Cantwell, Mr. Clark, Mr. Cottingham, Mr. Dowden, Mr. Egenes, Mr. Elmore, Mrs. Gibson, Mr. Giffin, Mr. Gilmer, Mr. Gorham, Mr. Griffith, Mr. Hawkins, Mr. Kimbell, Mr. McPherson, Mrs. Miller, Mrs. Noel, Mr. Paterson, Mr. Schneider, Mr. SerVaas, Mr. Tintera, Mr. West and President Hasbrook. No Noes. Proposal No. 111, 1973, was retitled Rezoning Ordinance No. 51, 1973, and reads as follows:

73-Z-8 — P. O. No. 111, 1973 — R. O. No. 51, 1973—

CENTER TOWNSHIP, COUNCILMANIC DISTRICT #21,
102-250 SOUTH WHITE RIVER PARKWAY, WEST DRIVE,
INDIANAPOLIS

William McGinty, Inc. by William F. LeMond, Attorney, 412 Union Federal Building requests rezoning of 10.50 acres, being in I-4-U and R-C districts, to C-5 classification to provide for indoor theatre cocktail lounge uses, outdoor and general entertainment facilities.

PROPOSAL NO. 123, 1973. Councilman McPherson requested that Proposal No. 123, 1973, be held for Committee hearing. President Hasbrook asked for comments from the public and Rev. Charles Colton spoke briefly in

favor of the proposal. Proposal No. 123, 1973, was held for Committee hearing.

PROPOSAL NO. 124, 1973. The Council recessed to the Committee of the Whole at 8:10 P.M. to consider Proposal No. 124, 1973. Councilman SerVaas in the Chair. Members of the public were invited to be heard and approximately twenty people spoke in opposition to the Proposal. The Council reconvened at 9:30 P.M. Deputy Mayor David Meeker, Corporation Counsel Gary Landau, Parks and Recreation Director William Spencer and Market Master Frank Murray, spoke in favor of the Proposal. After discussion, during which Councilman Boyd moved, seconded by Councilman Broderick, to amend Proposal No. 80, 1973, and the motion and second were withdrawn. Councilman Schneider moved, seconded by Councilman Gorham, to divide Proposal No. 124, 1973, as follows:

Mr. President:

I move to divide Proposal No. 124, 1973, so as to first consider only the question of funding of the Indianapolis Sports Stadium, by treating Section 1, 2, 3, 4 and Paragraph (e) of Section 5 as one proposal, and the balance of Section 5 and Section 6 as a second proposal.

WILLIAM SCHNEIDER
Councilman

The motion to *divide* the Proposal was *passed* by unanimous voice vote. After discussion, the \$4,400,000.00 funding for the Sports Arena was *passed* on a roll call vote; *viz:* 16 Ayes: Mr. Byrum, Mr. Clark, Mr. Cottingham, Mr. Egenes, Mr. Giffin, Mr. Gilmer, Mr. Gorham, Mr.

Griffith, Mr. Kimbell, Mr. McPherson, Mrs. Miller, Mr. Patterson, Mr. SerVaas, Mr. Tintera, Mr. West and President Hasbrook. 11 Noes: Mr. Bayt, Mr. Boyd, Mr. Broderick, Mr. Campbell, Mr. Cantwell, Mr. Dowden, Mr. Elmore, Mrs. Gibson, Mr. Hawkins, Mrs. Noel and Mr. Schneider. After discussion, the remaining \$13,175,000.00 from the Revenue Sharing Trust Fund allocated to the several funds designated in Section 5, Subsections a, b, c, d and f, was passed on a roll call vote; viz: 25 Ayes: Mr. Boyd, Mr. Broderick, Mr. Byrum, Mr. Campbell, Mr. Clark, Mr. Cottingham, Mr. Dowden, Mr. Egenes, Mr. Elmore, Mrs. Gibson, Mr. Giffin, Mr. Gilmer, Mr. Gorham, Mr. Griffith, Mr. Hawkins, Mr. Kimbell, Mr. McPherson, Mrs. Miller, Mrs. Noel, Mr. Patterson, Mr. Schneider, Mr. SerVaas, Mr. Tintera, Mr. West and President Hasbrook. 2 Noes: Mr. Bayt and Mr. Cantwell. Proposal No. 124, 1973, was retitled Fiscal Ordinance No. 18, 1973, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 18, 1973

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, the CITY-COUNTY ANNUAL BUDGET FOR 1973, as amended, is hereby further amended by the increases and reductions hereinafter stated to provide for additional expenditures for the construction of the Indianapolis Sports Stadium by appropriating the anticipated revenues from allocation of funds distributed under the State and Local Fiscal Assistance Act of 1972.

Section 2. The sum of Four million four hundred thousand dollars (\$4,400,000.00) 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:

Indianapolis Sports Stadium Bond Fund	\$4,400,000.00
TOTAL INCREASES	\$4,400,000.00

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

	Indianapolis Sports Stadium Bond Fund
Unencumbered federal revenue	\$4,400,000.00
TOTAL REDUCTIONS	\$4,400,000.00

Section 5. The sum of Seventeen million five hundred seventy-five thousand dollars (\$17,575,000.00) be, and the same is hereby, appropriated from the Revenue Sharing Trust Fund as hereinafter allocated to the several funds designated to be used only for those priority expenditures stated, to-wit

- (a) Five million seven hundred twenty-five thousand dollars (\$5,725,000) to the **County General Fund** for ordinary and necessary maintenance and operating expenses for public safety, specifically law enforcement;
- (b) Four million dollars (\$4,000,000) to the **Transportation Fund** for ordinary and necessary maintenance and operating expenses for public transportation, namely streets and roads;
- (c) One million six hundred fifty thousand dollars (\$1,650,000) to the **Police Service District Fund** for ordinary and necessary maintenance and operating expenses for public safety, namely law enforcement;
- (d) One million four hundred fifty thousand dollars (\$1,450,000) to the **Fire Service District Fund** for ordinary and necessary

maintenance and operating expenses for public safety, namely fire protection;

- (e) Four million four hundred thousand dollars (\$4,400,000) to the **Indianapolis Sports Stadium Bond Fund** for ordinary and necessary capital expenditures authorized by law in connection with construction of the Indianapolis Sports Stadium; and
- (f) Three hundred fifty thousand dollars (\$350,000) to the **Indianapolis-Marion County Public Library Board Operating Fund**, for ordinary and necessary maintenance and operating expenses for libraries.

Section 6. The City Controller is authorized and directed to transfer and disburse from the Revenue Sharing Trust Fund the sums heretofore allocated at such times and in such amounts as monies are available therefor and as the financial status of the various funds are such that the monies are needed.

Section 7. This ordinance shall be in full force and effect from and after adoption, following public hearing, approval by the Mayor and approval by the State Board of Tax Commissioners.

President Hasbrook called a two minute recess at 10:31 P.M. The Council reconvened at 10:40 P.M. President Hasbrook in the Chair.

SPECIAL ORDERS—UNFINISHED BUSINESS

PROPOSAL NO. 455, 1972. After discussion, Proposal No. 455, 1972, was *stricken* on a roll call vote; *viz:* 23 *Ayes:* Mr. Bayt, Mr. Boyd, Mr. Broderick, Mr. Byrum, Mr. Campbell, Mr. Clark, Mr. Cottingham, Mr. Dowden, Mr. Egenes, Mr. Elmore, Mr. Giffin, Mr. Gilmer, Mr. Gorham, Mr. Griffith, Mr. Hawkins, Mr. Kimbell, Mr. McPherson, Mrs. Miller, Mr. Patterson, Mr. Schneider, Mr. SerVaas, Mr. West and President Hasbrook. *1 No:* Mrs. Noel. Councilmen Cantwell, Tintera and Councilwoman Gibson were out of Chambers when vote was taken.

SPECIAL ORDERS—FINAL ADOPTION

PROPOSAL NO. 125, 1973. After discussion, Proposal No. 125, 1973, was *passed* on a roll call vote; *viz:* 26 *Ayes:* Mr. Bayt, Mr. Boyd, Mr. Broderick, Mr. Byrum, Mr. Campbell, Mr. Clark, Mr. Cottingham, Mr. Dowden, Mr. Egenes, Mr. Elmore, Mrs. Gibson, Mr. Giffin, Mr. Gilmer, Mr. Gorham, Mr. Griffith, Mr. Hawkins, Mr. Kimbell, Mr. McPherson, Mrs. Miller, Mrs. Noel, Mr. Patterson, Mr. Schneider, Mr. SerVaas, Mr. Tintera, Mr. West and President Hasbrook. *No Noes.* Councilman Cantwell was out of Chambers when vote was taken. Proposal No. 125, 1973, was retitled Fiscal Ordinance No. 19, 1973, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 19, 1973

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, the CITY-COUNTY ANNUAL BUDGET FOR 1973, as amended, is hereby further amended by the increases and reductions hereinafter stated to provide for the expenses of maintenance and rental equipment, by reducing certain other appropriations for that Court.

Section 2. The sum of One hundred dollars (\$100.00) 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 NO. 2		County General Fund
200	Services Contractual	\$ 100.00
TOTAL INCREASES		\$ 100.00

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

SUPERIOR COURT ROOM NO. 2

	County General Fund
100 Personal Service	\$ 100.00
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TOTAL REDUCTIONS	\$ 100.00

Section 5. This ordinance shall be in full force and effect from and after adoption.

PROPOSAL NO. 126, 1973. After discussion, Proposal No. 126, 1973, was passed on a roll call vote; viz: 24 Ayes: Mr. Bayt, Mr. Boyd, Mr. Broderick, Mr. Byrum, Mr. Campbell, Mr. Clark, Mr. Cottingham, Mr. Dowden, Mr. Egenes, Mr. Elmore, Mrs. Gibson, Mr. Giffin, Mr. Gilmer, Mr. Gorham, Mr. Griffith, Mr. Hawkins, Mr. Kimbell, Mrs. Miller, Mrs. Noel, Mr. Patterson, Mr. SerVaas, Mr. Tintera, Mr. West and President Hasbrook. 2 Noes: Mr. McPherson and Mr. Schneider. Councilman Cantwell was out of Chambers when vote was taken. Proposal No. 126, 1973, was retitled Fiscal Ordinance No. 20, 1973, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 20, 1973

WHEREAS, the City of Indianapolis has entered into a Grant Agreement with the United States dated August 24, 1970, under which the United States agreed to assist the city in carrying out its comprehensive city demonstration program (Program) and certain projects and activities listed in the Grant Budget of the Grant Agreement; and

WHEREAS, the City-County Council by City-County Fiscal Ordinance No. 91, 1972, approved certain programs and the operating agencies for such programs; and

WHEREAS, the Council is now requested to authorize a substantial change in the undertakings under said program by changing the operating agency for a certain program; now, therefore:

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

Section 1. That City-County Fiscal Ordinance No. 91, 1972, be amended by striking in Section 1, line 31 (a), the words "Sycamores, Inc." and inserting in lieu thereof, "Flanner House of Indianapolis."

Section 2. The Mayor is hereby authorized to execute amendments to the program to change the designation of the operating agency for the Home for Low Verbals, sponsored by the Health and Hospital Corporation, from "Sycamores, Inc." to "Flanner House of Indianapolis."

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

PROPOSAL NO. 209, 1972. After discussion, Proposal No. 209, 1972, was *stricken* on a roll vote; *viz:* 17 Ayes: Mr. Byrum, Mr. Clark, Mr. Cottingham, Mr. Dowden, Mr. Egenes, Mr. Elmore, Mr. Giffin, Mr. Gilmer, Mr. Gorham, Mr. Griffith, Mr. Kimbell, Mrs. Miller, Mr. Patterson, Mr. SerVaas, Mr. Tintera, Mr. West and President Hasbrook. 9 Noes: Mr. Bayt, Mr. Boyd, Mr. Broderick, Mr. Campbell, Mrs. Gibson, Mr. Hawkins, Mr. McPherson, Mrs. Noel and Mr. Schneider. Councilman Cantwell was out of Chambers when vote was taken.

PROPOSAL NO. 80, 1973. After discussion, Councilman Griffith moved, seconded by Councilman Cottingham, to establish a 30 second limit for debate. The motion *failed* on a roll call vote; *viz:* 9 Ayes: Mr. Campbell, Mr. Cottingham, Mr. Giffin, Mr. Gilmer, Mr. Griffith, Mr. Kimbell, Mrs. Miller, Mr. Patterson and Mr. SerVaas. 18

Noes: Mr. Bayt, Mr. Boyd, Mr. Broderick, Mr. Byrum, Mr. Cantwell, Mr. Clark, Mr. Dowden, Mr. Egenes, Mr. Elmore, Mrs. Gibson, Mr. Gorham, Mr. Hawkins, Mr. McPherson, Mrs. Noel, Mr. Schneider, Mr. Tintera, Mr. West and President Hasbrook. Councilman SerVaas moved, seconded by Councilman McPherson, to amend Proposal No. 80, 1973, as follows:

Mr. President:

I move that City-County Proposal No. 80, 1973, be amended as follows:

“In Section 3, strike Lines 4, 6, 7, 8, and 9 in their entirety, and in Line 5 strike the figure \$8,550.00 and insert in lieu thereof the figure \$68,847.00; renumber Section 5 as Section 6 and insert an additional section to be numbered 5 and to read as follows:

“The appropriation herein made shall be used solely for the Equal Housing Opportunity Program as proposed by the Human Rights Commission to be conducted and implemented under a joint contract with the Indianapolis Board of Realtors and Indianapolis Real Estate Brokers Association so that 70% is contracted with the former and 30% with the latter.”

BEURT SERVAAS
Councilman

The motion to *amend failed* by voice vote. Councilman Boyd moved, seconded by Councilwoman Noel to adopt Proposal No. 80, 1973. Proposal No. 80, 1973, was *passed* on a roll call vote; *viz:* 16 Ayes: Mr. Bayt, Mr. Boyd, Mr. Broderick, Mr. Byrum, Mr. Campbell, Mr. Cantwell, Mr. Egenes, Mrs. Gibson, Mr. Griffith, Mr. Hawkins, Mr. Kimbell, Mrs. Noel, Mr. SerVaas, Mr. Tintera, Mr. West and President Hasbrook. 11 Noes: Mr. Clark, Mr. Cottingham, Mr. Dowden, Mr. Elmore, Mr.

Giffin, Mr. Gilmer, Mr. Gorham, Mr. McPherson, Mrs. Miller, Mr. Patterson and Mr. Schneider. Proposal No. 80, 1973, was retitled Fiscal Ordinance No. 21, 1973, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 21, 1973

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, the CITY-COUNTY ANNUAL BUDGET FOR 1973, as amended, is hereby further amended by the increases and reductions hereinafter stated to provide for the annual budget for the Equal Housing Opportunity Program, Human Rights Commission, Department of Administration, by transferring from the Unappropriated City General Fund the committed and anticipated receipts from federal funding of said project.

Section 2. The sum of sixty-eight thousand, eight hundred forty-seven dollars (\$68,847.00) 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:

DEPARTMENT OF ADMINISTRATION

Human Rights Commission

	City General Fund
1. Services Personal	\$ 39,814.00
2. Services Contractual	8,550.00
3. Supplies	3,100.00
4. Current Charges	9,994.00
5. Current Obligations	2,542.00
7. Properties	4,847.00
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TOTAL INCREASES	\$ 68,847.00

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

	City General Fund
Unappropriated City General Fund	\$ 68,847.00
TOTAL REDUCTIONS	\$ 68,847.00

Section 5. This Ordinance shall be in full force and effect from and after adoption, following public hearing, approval by the Mayor, and approval by the State Board of Tax Commissioners.

PROPOSAL NO. 548, 1973. After discussion, Proposal No. 548, 1973, was *stricken* on a voice vote.

PROPOSAL NO. 136, 1973. Councilman Byrum moved, seconded by Councilman Egenes, to hold a public hearing on Proposal No. 136, 1973, at the next meeting of the Council. The motion was *carried* by voice vote.

PROPOSAL NOS. 134, 135, 137 through 151, 1973. No action was taken on Proposal Nos. 134, 135, 137 through 151, 1973. Proposal Nos. 134, 135, 137 through 151, 1973, were retitled Rezoning Ordinance Nos. 52 through 68, 1973, and read as follows:

72-Z-235 — P. O. No. 134, 1973 — R. O. No. 52, 1973—

WARREN TOWNSHIP, COUNCILMANIC DISTRICT #12,
3255 ARGYLE COURT, INDIANAPOLIS

Jenn Industries, Inc. by John Wood, Atty., 500 Union Federal Building requests rezoning of 16.85 acres, being in A-2, C-4 and I-2-S districts, to C1S classification to permit commercial use.

72-Z-290 — P. O. No. 135, 1973 — R. O. No. 53, 1973—

PERRY TOWNSHIP, COUNCILMANIC DISTRICT #25,
5302 CORDES DRIVE, INDIANAPOLIS

Henry M. Coombs & F. Robert Lively, 5330 Madison Avenue by Henry M. Coombs, Attorney, request rezoning of 3.84 acres, being in D-3 district, to SU-1 classification to provide for church use.

73-Z-15 — P. O. No. 137, 1973 — R. O. No. 54, 1973—

PIKE TOWNSHIP, COUNCILMANIC DISTRICT # 1,
7800 NORTH MICHIGAN ROAD, INDIANAPOLIS

Charles E. James, M.D. by Henry Y. Dein, Attorney, One Indiana Square #2050 requests rezoning of 1.40 acres, being in A-2 district, to C-1 classification to permit construction of professional offices.

73-Z-24 — P. O. No. 138, 1973 — R. O. No. 55, 1973—

FRANKLIN TOWNSHIP, COUNCILMANIC DISTRICT #13,
5150 ELMWOOD, BEECH GROVE, INDIANA

Eddelman & Wolff Investments by Richard L. Brown, Attorney, 156 East Market St., #400 request rezoning of 10.86 acres, being in D-3 district, to C-6 classification to provide for commercial use.

73-Z-44 — P. O. No. 139, 1973 — R. O. No. 56, 1973—

WARREN TOWNSHIP, COUNCILMANIC DISTRICT #12,
2801 NORTH SHADELAND AVENUE, INDIANAPOLIS

Phillip & Edna M. Irwin and John M. & Lottie Young & Joseph & Jo Ann Irwin by Thomas Michael Quinn, Jr., Attorney, 120 East Market St., Suite 715 request rezoning of 2.82 acres, being in I-2-S district, to C-6 classification to provide for a motel.

73-Z-45 — P. O. No. 140, 1973 — R. N. No. 57, 1973—

WARREN TOWNSHIP, COUNCILMANIC DISTRICT #12,
2701 NORTH SHADELAND AVENUE, INDIANAPOLIS

Phillip & Edna M. Irwin, Joseph & Jo Ann Irwin & John M. &

Lottie Young by Thomas Michael Quinn, Jr., Attorney, 120 East Market St., Suite 715 request rezoning of 7.18 acres, being in I-2-S district, to C-3 classification to provide for commercial use.

73-Z-46 — P. O. No. 141, 1973 — R. O. No. 58, 1973—

WAYNE TOWNSHIP, COUNCILMANIC DISTRICT # 19,
8500 WEST WASHINGTON STREET, INDIANAPOLIS

Mary Ann Seneff by James A. Buck, Attorney, One Indiana Square #2235 requests rezoning of 5.64 acres, being in A-2 & D-3 districts, to C-1 classification to permit construction of a branch bank.

73-Z-47 — P. O. No. 142, 1973 — R. O. No. 59, 1973—

LAWRENCE TOWNSHIP, COUNCILMANIC DISTRICT #3,
6202 SUNNYSIDE ROAD, INDIANAPOLIS

H. Allen Dale, 241 East 12th St. requests rezoning of 3.84 acres, being in SU & PK-1 districts, to D-1 classification to provide for a single-family residence.

73-Z-49 — P. O. No. 143, 1973 — R. O. No. 60, 1973—

WARREN TOWNSHIP, COUNCILMANIC DISTRICT #13,
10001 EAST WASHINGTON STREET, INDIANAPOLIS

Leland C. & Alice L. Spurlin & Paul D. & Mary L. Kleine, et al by William F. LeMond, Attorney, 412 Union Federal Bldg. request rezoning of 9.56 acres, being in A-2 district, to C-4 classification to provide for a commercial development.

73-Z-50 — P. O. No. 144, 1973 — R. O. No. 61, 1973—

WARREN TOWNSHIP, COUNCILMANIC DISTRICT #13,
10405 EAST WASHINGTON STREET, INDIANAPOLIS

Walter E. & Emily McClellan by Richard M. Orr, Attorney, 1201 First Federal Bldg. request rezoning of 3.02 acres, being in A-2 district, to C-4 classification to provide for the construction of retail stores.

73-Z-51 — P. O. No. 145, 1973 — R. O. No. 62, 1973—

WARREN TOWNSHIP, COUNCILMANIC DISTRICT #13,
10419 EAST WASHINGTON STREET, INDIANAPOLIS

Albert M. Izor, Lee & Martha K. Skaggs, Harlin V. & Ruth A. Hutchison by Richard M. Orr, Attorney, 1201 First Federal Bldg. request rezoning of 6.00 acres, being in A-2 district, to C-4 classification to provide for construction of retail stores.

73-Z-53 — P. O. No. 146, 1973 — R. O. No. 63, 1973—

PIKE TOWNSHIP, COUNCILMANIC DISTRICT # 1,
4321 LAFAYETTE ROAD, INDIANAPOLIS

Speedway Auto Parts, Inc. by Chester Turner, Pres., 3635 West 16th Street requests rezoning of 0.74 acre, being in A-2 district to C-4 classification to provide for construction of a one-story building for retail sales room, offices and storage of auto parts.

73-Z-55 — P. O. No. 147, 1973 — R. O. No. 64, 1973—

CENTER TOWNSHIP, COUNCILMANIC DISTRICT #20,
2765 SOUTH EAST STREET, INDIANAPOLIS

Indianapolis Baptist Temple by Charles G. Castor, Attorney, One Indiana Square #2050 requests rezoning of 17.00 acres, being in D-5 district, to C-2 classification to provide for the construction of a high-rise retirement home and junior college.

73-Z-59 — P. O. No. 148, 1973 — R. O. No. 65, 1973—

PIKE TOWNSHIP, COUNCILMANIC DISTRICT # 1,
3919 LAFAYETTE ROAD, INDIANAPOLIS

American Inn Management, Inc. by Charles T. Gleason, Attorney, One Indiana Square #1930 requests rezoning of 18.03 acres, being in A-2 district, to C-4 classification to provide for retail sales—an addition to Lafayette Square.

73-Z-62 — P. O. No. 149, 1973 — R. O. No. 66, 1973—

PERRY TOWNSHIP, COUNCILMANIC DISTRICT #25,
6402 SOUTH MERIDIAN STREET, INDIANAPOLIS

R. J. Realty, Inc. by Michael J. Kias, Attorney, 3045 South Meridian St. requests rezoning of 19.62 acres, being in A-2 district, to D-3 classification to provide for residential use by platting.

73-Z-63 — P. O. No. 150, 1973 — R. O. No. 67, 1973—

DECATUR TOWNSHIP, COUNCILMANIC DISTRICT #19,
6324 KENTUCKY AVENUE, INDIANAPOLIS

Damar Home, Inc. by James A. Aschleman, President by Robert J. Bremer, Attorney, 810 Fletcher Trust Bldg. requests rezoning of 5.60 acres, being in I-2-S district, to SU-7 classification to provide additional accommodations to existing home for retarded children and to bring zoning into conformity.

73-Z-64 — P. O. No. 151, 1973 — R. O. No. 68, 1973—

DECATUR TOWNSHIP, COUNCILMANIC DISTRICT #19,
6150 MOORESVILLE ROAD, INDIANAPOLIS

Francis E. Thomason, Trustee, 6125 Mooresville Road requests rezoning of 14.56 acres, being in D-3 and C-4 districts, to C-4 classification to provide for the construction of a shopping center.

ANNOUNCEMENTS

Councilman Egenes moved, seconded by Councilman Kimbell, to hold a Special Council Meeting on Monday, April 23, 1973, in lieu of the Regular Meeting scheduled for April 16, 1973. The motion was *carried* by voice vote.

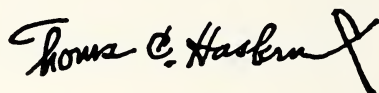
President Hasbrook announced that a special meeting for Councilmen was set for Monday, April 9, 1973, at 4:00 P.M., to familiarize the councilmen with the FAMIS accounting system being implemented into the City's finance division.

ADJOURNMENT

Upon motion made and seconded, the meeting adjourned at 11:55 P.M.


We hereby certify that the above and foregoing is a full, true and complete record of the proceedings of the City-County Council of Indianapolis-Marion County held on the 2nd day of April, 1973.

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



President

ATTEST



Clerk of the City-County Council

(SEAL)