

REGULAR MEETING

Monday, November 5, 1973, 7:00 P.M.

A Regular Meeting of the City-County Council of Indianapolis-Marion County convened in the Council Chambers of the City-County Building at 7:00 p.m., Monday, November 5, 1973. President Hasbrook in the Chair. Councilman Richard Clark opened the meeting with prayer, followed by the Pledge of Allegiance.

ROLL CALL

The President instructed the Clerk to take the roll. Twenty-six members being present, he announced a quorum. The roll call was as follows: *Present:* Mr. Bayt, 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. Hasbrook, Mr. Hawkins, Mr. Kimbell, Mr. McPherson, Mrs. Miller, Mrs. Noel, Mr. Patterson, Mr. Schneider, Mr. SerVaas, Mr. Tintera and Mr. West. *Absent:* Mr. Boyd, Mr. Brown and Mr. Ruckelshaus.

APPROVAL OF JOURNAL

President Hasbrook called for additions or corrections to the Journal for October 15, 1973, as distributed. There being no corrections, the Journal for October 15, 1973, stands approved as distributed.

OFFICIAL COMMUNICATIONS

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

November 5, 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. Wytttenbach, the following City-County Ordinances:

FISCAL ORDINANCE NO. 71, 1973, amending the City-County Annual Budget for 1973 and appropriating the sum of \$85,000 for certain purposes of the Municipal Garage Division, Department of Public Works, by reducing the Unappropriated City General Fund.

FISCAL ORDINANCE NO. 72, 1973, amending the City-County Annual Budget for 1973 and appropriating the sum of \$9,300 for certain purposes of the City Market.

GENERAL ORDINANCE NO. 46, 1973, prohibiting the public possession, sale, loan, or exhibition of certain obscene material, providing for the judicial determination before seizure and adversary proceedings after of motion picture file; and providing penalties and repealing certain ordinances in conflict, and in particular City-County General Ordinance No. 236, 1970.

GENERAL RESOLUTION NO. 12, 1973, approving the annexation and incorporation of additional territory into the Sanitary District.

GENERAL RESOLUTION NO. 13, 1973, approving the annexation and incorporation of additional territory into the Sanitary District.

GENERAL RESOLUTION NO. 14, 1973, approving the annexation and incorporation of additional territory into the Sanitary District.

GENERAL RESOLUTION NO. 15, 1973, approving the annexation and incorporation of additional territory into the Sanitary District.

Respectfully submitted,

RICHARD G. LUGAR
Mayor

November 5, 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 (3) public places and published in the Indianapolis News and the Indianapolis Commercial on October 19, 1973 and on October 26, 1973, a "Notice to Taxpayers", of a public hearing on Proposal Nos. 419, 422, 1973, to be heard on Monday, November 5, 1973, in the Council Chambers, City-County Building, at 7:00 P.M.

I also caused to be published in the Indianapolis News and the Indianapolis Commercial on October 19, 1973 and October 26, 1973, General Ordinance No. 46, 1973, and General Resolution Nos. 12, 13, 14, and 15, 1973.

Respectfully submitted,

JEAN A. WYTTENBACH
Clerk of the City-County Council

**PETITIONS, MEMORIALS, SPECIAL RESOLUTIONS
AND COUNCIL RESOLUTIONS**

President Hasbrook called for presentation of petitions.

PROPOSAL NO. 449, 1973. Introduced by Councilman SerVaas. Councilman SerVaas read the proposal for a Special Resolution concerning the fire in downtown Indianapolis. Councilman SerVaas moved, seconded by Councilman Byrum, to adopt Proposal No. 449, 1973. The proposal was adopted by voice vote, Councilman Cantwell abstaining. Proposal No. 449, 1973, was retitled Special Resolution No. 32, 1973, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 32, 1973

A PROPOSAL FOR A SPECIAL RESOLUTION concerning the fire in downtown Indianapolis.

WHEREAS, our city has this day suffered from the greatest fire in our history as a community; and

WHEREAS, many persons and businesses are now quite literally out on the street with no place to turn; and

WHEREAS, the fires are still burning and great danger exists from burned out structures and weakened walls; and

WHEREAS, the life and welfare of our city must not be impaired by this catastrophe through neglect or inaction by government and local agencies; now, therefore:

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

The Mayor and all components of City and County government, together with officials from those businesses directly affected by the fire, cooperate and work unceasingly together to the end that:

1. Temporary housing will be located for displaced businesses and apartment dwellers;
2. Dangerous structures be immediately leveled to avoid hazardous exposure to workers and pedestrians;
3. And, finally, that immediate steps be taken by business and government to develop new and harmonious structures to replace the burned out area to the end that the rehabilitation and beautification of our city unabated.

This Council hereby designates its Standing Committee on Economic Development, headed by Councilman Stephen R. West, to avail itself to the Mayor and the affected sector of our private economy directly damaged by this catastrophe so that the Council may be continually advised of events and developments. A special meeting of this Council will be called to meet any emergency needs of the burned out area, should urgent measures be required.

PROPOSAL NO. 448, 1973. Introduced by Councilman Gilmer. Councilman Gilmer read the proposal for a Council Resolution appointing Oren Eugene Miller as a member of the Board of Parks and Recreation. Councilman Gilmer moved, seconded by Councilman Tintera, to adopt Proposal No. 448, 1973. The proposal was adopted by unanimous voice vote. Proposal No. 448, 1973, was retitled Council Resolution No. 15, 1973, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 15, 1973

A PROPOSAL FOR A COUNCIL RESOLUTION appointing Oren Eugene Miller as a member of the Board of Parks and Recreation.

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

Section 1. The City-County Council does hereby appoint Oren Eugene Miller as a member of the Board of the Department of Parks and Recreation to serve at the pleasure of the Council for a term ending December 31, 1973.

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

At this point Mr. SerVaas was excused from the Chambers.

INTRODUCTION OF GUESTS

Councilman Gilmer introduced Mr. Ron Giles and his son Steve.

INTRODUCTION OF PROPOSALS

PROPOSAL NO. 434, 1973. Introduced by Councilman Kimbell. The Clerk read the proposal entitled: "A proposal for a General Ordinance enlarging the boundaries of the Fire Special Service District and Police Special Service District of the City of Indianapolis, amending "The Code of Indianapolis and Marion County, 1970," and fixing a time when the same shall be effective;" and the President referred it to the Public Safety Committee.

PROPOSAL NO. 435, 1973. Introduced by Councilman Kimbell. The Clerk read the proposal entitled: "A proposal for a General Ordinance enlarging the boundaries of the Fire Special Service District of the City of Indianapolis, amending "The Code of Indianapolis and Marion County, 1970," and fixing a time when the same shall be effective;" and the President referred it to the Public Safety Committee.

PROPOSAL NO. 436, 1973. Introduced by Councilman Kimbell. The Clerk read the proposal entitled: "A proposal for a General Ordinance enlarging the boundaries of the Fire Special Service District of the City of Indianapolis, amending "The Code of Indianapolis and Marion County, 1970," and fixing a time when the same shall be effective;" and the President referred it to the Public Safety Committee.

PROPOSAL NO. 437, 1973. Introduced by Councilman Kimbell. The Clerk read the proposal entitled: "A proposal for a General Ordinance enlarging the boundaries of the Fire Special Service District of the City of Indianapolis, amending "The Code of Indianapolis and Marion County, 1970," and fixing a time when the same shall be effective;" and the President referred it to the Public Safety Committee.

PROPOSAL NO. 438, 1973. Introduced by Councilman Kimbell. The Clerk read the proposal entitled: "A proposal for a General Ordinance enlarging the boundaries of the Fire Special Service District of the City of Indianapolis, amending "The Code of Indianapolis and Marion County, 1970," and fixing a time when the same shall be effective;" and the President referred it to the Public Safety Committee.

PROPOSAL NO. 439, 1973. Introduced by Councilman Kimbell. The Clerk read the proposal entitled: "A proposal for a General Ordinance enlarging the boundaries of the Fire Special Service District of the City of Indianapolis, amending "The Code of Indianapolis and Marion

County, 1970," and fixing a time when the same shall be effective;" and the President referred it to the Public Safety Committee.

PROPOSAL NO. 440, 1973. Introduced by Councilman Kimbell. The Clerk read the proposal entitled: "A proposal for a General Ordinance enlarging the boundaries of the Fire Special Service District of the City of Indianapolis, amending "The Code of Indianapolis and Marion County, 1970," and fixing a time when the same shall be effective;" and the President referred it to the Public Safety Committee.

PROPOSAL NO. 441, 1973. Introduced by Councilman Kimbell. The Clerk read the proposal entitled: "A proposal for a General Ordinance enlarging the boundaries of the Fire Special Service District of the City of Indianapolis, amending "The Code of Indianapolis and Marion County, 1970," and fixing a time when the same shall be effective;" and the President referred it to the Public Safety Committee.

PROPOSAL NO. 442, 1973. Introduced by Councilman Kimbell. The Clerk read the proposal entitled: "A proposal for a General Ordinance enlarging the boundaries of the Fire Special Service District of the City of Indianapolis, amending "The Code of Indianapolis and Marion County, 1970," and fixing a time when the same shall be effective;" and the President referred it to the Public Safety Committee.

PROPOSAL NO. 443, 1973. Introduced by Councilman

Gorham. 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 Nine thousand one hundred twenty dollars (\$9,120.00) for certain purposes of the CSP Census Use Study, Department of Administration, by reducing certain other appropriations for that office;" and the President referred it to the Administration Committee.

PROPOSAL NO. 444, 1973. Introduced by Councilman Cottingham. 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 Sixty-three thousand six hundred dollars (\$63,600.00) for certain purposes of the Marion County Jail by reducing certain other appropriations of that department;" and the President referred it to the County and Townships Committee.

PROPOSAL NO. 445, 1973. Introduced by Councilman Cottingham. 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 Twelve hundred dollars (\$1,200.00) for certain purposes of the Juvenile Court by reducing certain other appropriations for that office;" and the President referred it to the County and Townships Committee.

PROPOSAL NO. 446, 1973. Introduced by Councilmen Elmore and Gorham. The Clerk read the proposal entitled: "A proposal for a General Ordinance establishing procedures for the allocation of income received from the

sale, lease, or rental of real property by any agency of consolidated government;" and the President referred it to the Administration Committee.

PROPOSAL NO. 447, 1973. Introduced by Councilman Gorham. The Clerk read the proposal entitled: "A proposal for a Fiscal Ordinance approving temporary tax anticipation borrowing, authorizing the City of Indianapolis to make a temporary loan for the use of the Park District Fund and Sanitary Maintenance and General Expense Fund during the period Jan. 1, 1974 to June 30, 1974 in anticipation of current taxes levied in the year 1973 and collectible in the year 1974 authorizing the issuance of tax anticipation time warrants to evidence such loans; pledging and appropriating the taxes to be received in said Funds to the payment of said tax anticipation time warrants including the interest thereon; ratifying, approving and confirming the proceedings had and action taken by the P.S.S.D. Council and the F.S.S.D. Council in authorizing the making of temporary loans and the issuance of tax anticipation time warrants to evidence such loans for the Consolidated City Fire Force Account, and the Firemen's Pension Fund; and fixing the time when this ordinance shall take effect;" and the President referred it to the Administration Committee.

MODIFICATION OF SPECIAL ORDERS

PROPOSAL NOS. 363, 364, 406 and 415, 1973. Councilman Byrum moved, seconded by Councilman Kimbell, to consider Proposal Nos. 363, 364, 406 and 415, 1973, un-

der Special Orders—Final Adoption. The motion carried by voice vote.

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 and the Council recessed to the Committee of the Whole at 7:25 p.m. and reconvened at 7:35 p.m.

During the recess Proposal Nos. 419 and 422, 1973, were heard.

PROPOSAL NO. 419, 1973. Councilman Gilmer moved, seconded by Councilman Gorham, to hold Proposal No. 419, 1973, for additional committee consideration by the Parks and Recreation Committee. The motion carried by voice vote.

PROPOSAL NO. 422, 1973. After discussion, Proposal No. 422, 1973, *passed* on the following roll call vote; *viz:* 25 *Ayes:* Mr. Bayt, 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. Hasbrook, Mr. Hawkins, Mr. Kimbell, Mr. McPherson, Mrs. Miller, Mrs. Noel, Mr. Patterson, Mr. Schneider, Mr. Tintera and Mr. West. *No Noes.* Proposal No. 422, 1973, was retitled Fiscal Ordinance No. 73, 1973, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 73, 1973

A PROPOSAL FOR A FISCAL ORDINANCE amending the CITY-

COUNTY ANNUAL BUDGET FOR 1973 (City-County General Ordinance No. 72, 1972, as amended) and appropriating the sum of Four Hundred Dollars and No Cents (\$400.00) for certain purposes of the Board of Review by reducing certain appropriations of the Inheritance Tax Department.

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 assistance in processing mortgage exemption by the Board of Review by reducing certain appropriations for the Inheritance Tax Department.

Section 2. The sum of Four Hundred Dollars and No Cents (\$400.00) 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:

BOARD OF REVIEW

	County General Fund
100 Services—Personal	\$ 400.00
	<hr/>
TOTAL INCREASES	\$ 400.00

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

INHERITANCE TAX DEPARTMENT

	County General Fund
300 Supplies	\$ 400.00
	<hr/>
TOTAL REDUCTIONS	\$ 400.00

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

SPECIAL ORDERS—UNFINISHED BUSINESS

PROPOSAL NO. 347, 1973. After discussion, Proposal No. 347, 1973, *passed* on the following roll call vote; *viz:* 25 Ayes: Mr. Bayt, 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. Hasbrook, Mr. Hawkins, Mr. Kimbell, Mr. McPherson, Mrs. Miller, Mrs. Noel, Mr. Patterson, Mr. Schneider, Mr. Tintera and Mr. West. No Noes. Proposal No. 347, 1973, was retitled Rezoning Ordinance No. 202, 1973, and reads as follows:

73-Z-185 — P. O. No. 347, 1973 — R. O. No. 202, 1973—

PIKE TOWNSHIP, COUNCILMANIC DISTRICT #1,
6402 WEST 46TH STREET, INDIANAPOLIS

Clarke and Rebecca Orders by Charles G. Castor, Attorney, One Indiana Square #2050 request rezoning of 43.52 acres, being in A-2 & D-3 districts, to D-6 II classification to permit apartments.

SPECIAL ORDERS—FINAL ADOPTION

PROPOSAL NO. 329, 1973. After discussion, Proposal No. 329, 1973, *passed* on the following roll call vote; *viz:* 24 Ayes: Mr. Bayt, 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. Hasbrook, Mr. Hawkins, Mr. Kimbell, Mr. McPherson, Mrs. Miller, Mrs. Noel, Mr. Patterson, Mr. Schneider, Mr. Tintera and Mr. West.

1 Noe: Mr. Cantwell. Proposal No. 329, 1973, was retitled General Resolution No. 17, 1973, and reads as follows:

CITY-COUNTY GENERAL RESOLUTION NO. 17, 1973

A PROPOSAL FOR A GENERAL RESOLUTION approving certain amendments to the 1973 calendar year budget of the Capital Improvement Board of Marion County.

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

WHEREAS, said Capital Improvement Board of Marion County has submitted certain amendments and revisions of its budget for the calendar year 1973; 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 for the Capital Improvement Board for 1973 is hereby amended and approved in accordance with the proposals adopted by the Capital Improvement Board of Managers which are detailed in their proposal which is attached to this Resolution and marked Exhibit "A".

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

PROPOSAL NO. 418, 1973. After discussion, Proposal No. 418, 1973, passed on the following roll call vote; viz: 24 Ayes: Mr. Bayt, 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. Hasbrook, Mr. Hawkins, Mr. Kimbell, Mr. McPherson, Mrs. Miller, Mrs. Noel, Mr.

Patterson, Mr. Schneider, Mr. Tintera and Mr. West. 1 Noe: Mr. Cantwell. Proposal No. 418, 1973, was retitled Fiscal Ordinance No. 74, 1973, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 74, 1973

A PROPOSAL FOR A FISCAL ORDINANCE amending the CITY-COUNTY ANNUAL BUDGET FOR 1973 (City-County General Ordinance No. 72, 1972, as amended) and appropriating the sum of Sixteen Thousand Dollars and No Cents (\$16,000.00) for certain purposes of the Presiding Judge—Municipal Court by reducing certain other appropriations for that office.

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 unanticipated expenses with respect to increased usage of the Uniform Traffic ticket and other operational expenses in the Municipal Courts by reducing certain appropriations for the Presiding Judge—Municipal Courts.

Section 2. The sum of Sixteen Thousand Dollars and No Cents (\$16,000.00) 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:

PRESIDING JUDGE—MUNICIPAL COURT

	County General Fund
200 Services—Contractual	\$ 2,000.00
300 Supplies	\$ 8,000.00
700 Properties	\$ 6,000.00
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TOTAL INCREASES	\$ 16,000.00

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

PRESIDING JUDGE—MUNICIPAL COURT

	County General Fund
100 Services—Personal	\$ 15,000.00
500 Current Charges	\$ 1,000.00
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TOTAL REDUCTIONS	\$ 16,000.00

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

PROPOSAL NO. 420, 1973. After discussion, Proposal No. 420, 1973, passed on the following roll call vote; viz: 24 Ayes: Mr. Bayt, 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. Hasbrook, Mr. Hawkins, Mr. Kimbell, Mr. McPherson, Mrs. Miller, Mrs. Noel, Mr. Patterson, Mr. Schneider, Mr. Tintera and Mr. West. 1 Noe: Mr. Cantwell. Proposal No. 420, 1973, was retitled Fiscal Ordinance No. 75, 1973, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 75, 1973

A PROPOSAL FOR A FISCAL ORDINANCE amending the CITY-COUNTY ANNUAL BUDGET FOR 1973 (City-County General Ordinance No. 72, 1972, as amended) and appropriating the sum of Twenty Three Thousand, Four Hundred Sixty Three Dollars and No Cents (\$23,463.00) for certain purposes of the County Jail by reducing certain other appropriations for that Department.

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 additional supplies required for the County Jail by reducing certain other appropriations for that department.

Section 2. The sum of Twenty Three Thousand, Four Hundred Sixty Three Dollars and No Cents (\$23,463.00) 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:

MARION COUNTY JAIL

	County General Fund
300 Supplies	\$ 23,463.00
	<hr/>
TOTAL INCREASES	\$ 23,463.00

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

MARION COUNTY JAIL

	County General Fund
100 Services—Personal	\$ 23,463.00
	<hr/>
TOTAL REDUCTIONS	\$ 23,463.00

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

PROPOSAL NO. 421, 1973. After discussion, Proposal No. 421, 1973, passed on the following roll call vote; viz: 22 Ayes: Mr. Bayt, Mr. Byrum, Mr. Clark, Mr. Cottingham, Mr. Dodwen, Mr. Egenes, Mr. Elmore, Mrs. Gibson, Mr. Giffin, Mr. Gilmer, Mr. Gorham, Mr. Griffith, Mr. Has-

brook, Mr. Hawkins, Mr. Kimbell, Mr. McPherson, Mrs. Miller, Mrs. Noel, Mr. Patterson, Mr. Schneider, Mr. Tintera and Mr. West. 3 Noes: Mr. Broderick, Mr. Campbell and Mr. Cantwell. Proposal No. 421, 1973, was retitled Fiscal Ordinance No. 76, 1973, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 76, 1973

A PROPOSAL FOR A FISCAL ORDINANCE amending the CITY-COUNTY ANNUAL BUDGET FOR 1973 (City-County General Ordinance No. 72, 1972, as amended) and appropriating the sum of Twelve Thousand Dollars and No Cents (\$12,000.00) for certain purposes of the County Clerk by reducing certain other appropriations for that office.

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 for additional rental of office equipment to handle the increased record keeping for the Criminal and Municipal Courts by certain other appropriations for the County Clerk's Office.

Section 2. The sum of Twelve Thousand Dollars and No Cents (\$12,000.00) 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:

COUNTY CLERK

	County General Fund
500 Current Charges	\$ 12,000.00
	<hr/>
TOTAL INCREASES	\$ 12,000.00

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

COUNTY CLERK

	County General Fund
300 Supplies	\$ 12,000.00
TOTAL REDUCTIONS	<hr/> \$ 12,000.00

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

PROPOSAL NO. 423, 1973. After discussion, Proposal No. 423, 1973, passed on the following roll call vote; viz: 25 Ayes: Mr. Bayt, 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. Hasbrook, Mr. Hawkins, Mr. Kimbell, Mr. McPherson, Mrs. Miller, Mrs. Noel, Mr. Patterson, Mr. Schneider, Mr. Tintera and Mr. West. No Noes. Proposal No. 423, 1973, was retitled Council Resolution No. 14, 1973, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 14, 1973

A PROPOSAL FOR A COUNCIL RESOLUTION approving and appointing Fred L. Armstrong, Director of the Department of Administration as proposed by the Mayor.

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

Section 1. The Mayor having proposed to the council in writing the appointment of Fred L. Armstrong as Director of the Department of Administration, such proposed appointment is approved as set forth in Section 2 for a term ending December 31, 1973, or at the pleasure of the Mayor.

Section 2. The City-County Council does hereby in all respects approve the appointment of Fred L. Armstrong as Director of the Department of Administration.

Section 3. This Resolution shall be in full force and effect from and after its adoption.

PROPOSAL NOS. 424-433, 1973. No action was taken on Proposal Nos. 424-433, 1973. Proposal Nos. 424-433, 1973, were retitled Rezoning Ordinance Nos. 203-212, 1973, and read as follows:

73-Z-109 — P. O. No. 424, 1973 — R. O. No. 203, 1973—

WARREN TOWNSHIP, COUNCILMANIC DISTRICT # 13,
11775 EAST 38TH STREET, INDIANAPOLIS

Sumerset Development Company by Henry Y. Dein, Attorney, One Indiana Square #2050 requests rezoning of 21.00 acres, being in A-2 district, to D-6 II classification to permit the development of an apartment complex.

73-Z-110 — P. O. No. 425, 1973 — R. O. No. 204, 1973—

WARREN TOWNSHIP, COUNCILMANIC DISTRICT # 13,
11901 EAST 38TH STREET, INDIANAPOLIS

Sumerset Development Company by Henry Y. Dein, Attorney, One Indiana Square #2050 requests rezoning of 15.50 acres, being in A-2 district, to C-3 classification to permit commercial development.

73-Z-230 — P. O. No. 426, 1973 — R. O. No. 205, 1973—

CENTER TOWNSHIP, COUNCILMANIC DISTRICT #20,
2024 SOUTH BLUFF ROAD, INDIANAPOLIS

Sam Wolkoff by James W. Beatty, Attorney, 500 Union Federal Bldg. requests rezoning of 14.20 acres, being in I-3-U district, to C-7 classification to permit the operation of scrap metal, junk or salvage storage, including auto wrecking.

73-Z-242 — P. O. No. 427, 1973 — R. O. No. 206, 1973—

WASHINGTON TOWNSHIP, COUNCILMANIC DISTRICT #4,
7002 GRAHAM ROAD, INDIANAPOLIS

Clifford R. Wright by John L. Price, Attorney, 15 East Washington Street #719 requests rezoning of 4.62 acres, being in I-2-S district, to C-3 classification to permit a restaurant and offices.

73-Z-251 — P. O. No. 428, 1973 — R. O. No. 207, 1973—

CENTER TOWNSHIP, COUNCILMANIC DISTRICT #22,
1728 EAST NEW YORK STREET, INDIANAPOLIS

Samuel & Simon Brill by Charles S. Boehm, Agent, 45 North Pennsylvania St. request rezoning of 0.63 acre, being in D-8 district, to C-3 classification to permit commercial use of existing grounds and building.

73-Z-254 — P. O. No. 429, 1973 — R. O. No. 208, 1973—

FRANKLIN TOWNSHIP, COUNCILMANIC DISTRICT #13,
5102 PACIFIC STREET, BEECH GROVE, INDIANA

Prospect Investment Corp. by William F. LeMond, Attorney, 412 Union Federal Bldg. requests rezoning of 1.34 acres, being in D-4 district, to C-3 classification to permit construction of a restaurant.

73-Z-180 — P. O. No. 430, 1973 — R. O. No. 209, 1973—

WAYNE TOWNSHIP, COUNCILMANIC DISTRICT #1,
5520 WEST 10TH STREET, INDIANAPOLIS

Gene B. Glick Company, Inc. by James W. Beatty, Attorney, 500 Union Federal Bldg. request rezoning of 1.77 acres, being in D-7 district, to C-1 classification to permit the construction of professional office buildings.

73-Z-258 — P. O. No. 431, 1973 — R. O. No. 210, 1973—

FRANKLIN TOWNSHIP, COUNCILMANIC DISTRICT #13,
5302 VICTORY DRIVE, INDIANAPOLIS

Horizon Development Co. by Ivan Chalfie, partner by James R. Nickels, Attorney, One Indiana Square #2050 request rezoning of 7.42 acres, being in D-4 district, to C-4 classification to permit commercial development.

73-Z-274 — P. O. No. 432, 1973 — R. O. No. 211, 1973—

PIKE TOWNSHIP, COUNCILMANIC DISTRICT #1,
3850 WEST 56TH STREET, INDIANAPOLIS

Metropolitan Development Commission, 2041 City-County Building, Indianapolis, Indiana requests rezoning of 16.10 acres, being in I-1-S district, to SU-18 classification to permit and electrical substation and communication tower.

73-AO-4 — P. O. No. 433, 1973 — R. O. No. 212, 1973—

The Metropolitan Development Commission of Marion County, Indiana proposes amendment to said Marion County Council Ordinance No. 8-1957, as amended, and the COMPREHENSIVE ZONING MAPS OF MARION COUNTY, INDIANA, adopted as an amendment thereto by Ordinance 70-AO-4, by the adoption of Ordinance 73-AO-4, AMENDING THE COMPREHENSIVE ZONING MAPS OF MARION COUNTY, INDIANA, updating said MAPS to include subsequent rezonings (which MAPS are a part of said ordinance and incorporated therein by reference).

PROPOSAL NO. 363, 1973. After discussion, Proposal No. 363, 1973, passed on the following roll call vote; viz: 24 Ayes: Mr. Bayt, 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. Hasbrook, Mr. Hawkins, Mr. Kimbell, Mr. McPherson, Mrs. Miller, Mrs. Noel, Mr. Patterson, Mr. Schneider, Mr. Tintera and Mr. West. No Noes. Councilman Cantwell was out of Chambers when vote was taken. Proposal No. 363, 1973, was re-titled General Ordinance No. 48, 1973, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 48, 1973

A PROPOSAL FOR A GENERAL ORDINANCE amending the "Municipal Code of Indianapolis 1951," as amended, and more particularly Title 4, Chapter 6, Section 602 thereof, ONE WAY STREETS AND ALLEYS, providing penalties, and fixing a time when the same shall take effect.

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

Section 1. Title 4, Chapter 6, Section 602 thereof, ONE-WAY STREETS AND ALLEYS be, and the same is hereby, amended by the DELETION of the following:

Street	From	To	Direction	District
W. 11th Street	Capitol Avenue	Illinois Street	East	16

Section 2. Title 4, Chapter 6, Section 602 thereof, ONE-WAY STREETS AND ALLEYS be, and the same is hereby amended by the ADDITION of the following:

Street	From	To	Direction	District
W. 10th Street	W. 11th Street	Senate Avenue	East	9-16
W. 11th Street	W. 10th Street	Senate Avenue	West	9-16
W. Michigan St.	Blake Street	White River Pkwy., W. Dr.	West	16
N. Alabama St.	Michigan St.	Washington Street	South	21-16
N. New Jersey St.	Washington St.	Michigan Street	North	21-16

Section 3. This amendment shall be subject to the penalties as provided in Title 1, Chapter 1-601, of the Municipal Code of Indianapolis 1951, as amended.

Section 4. This Ordinance shall be in full force and effect from and after its passage, approval by the Mayor, and compliance with all laws pertaining thereto.

PROPOSAL NO. 364, 1973. After discussion, Proposal No. 364, 1973, passed on the following roll call vote; viz: 23 Ayes: Mr. Bayt, Mr. Broderick, Mr. Byrum, Mr. Campbell, Mr. Cottingham, Mr. Dowden, Mr. Egenes, Mr. Elmore, Mrs. Gibson, Mr. Giffin, Mr. Gilmer, Mr. Gorham, Mr. Griffith, Mr. Hasbrook, Mr. Hawkins, Mr. Kimbell, Mr. McPherson, Mrs. Miller, Mrs. Noel, Mr. Patterson, Mr. Schneider, Mr. Tintera and Mr. West. No Noes. Councilmen Cantwell and Clark were out of Chambers when vote was taken. Proposal No. 364, 1973, was re-

titled General Ordinance No. 49, 1973, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 49, 1973

A PROPOSAL FOR A GENERAL ORDINANCE amending the "Municipal Code of Indianapolis 1951," as amended, and more particularly Title 4, Chapter 7, Section 708.1 thereof, VEHICLES MUST STOP BEFORE CROSSING RAILROAD TRACTS, providing penalties, and fixing a time when the same shall take effect.

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

Section 1. Title 4, Chapter 7, Section 708.1 thereof, VEHICLES MUST STOP BEFORE CROSSING RAILROAD TRACTS, is hereby amended by the ADDITION of the following:

Streets	Railroad	District
E. 65th Street	Monon Railroad	7
Coil Street	Monon Railroad	7

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

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

PROPOSAL NO. 406, 1973. After discussion, Proposal No. 406, 1973, passed on the following roll call vote; viz: 24 Ayes: Mr. Bayt, 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. Hasbrook, Mr. Hawkins, Mr. Kimbell, Mr. McPherson, Mrs. Miller, Mrs. Noel, Mr. Patterson, Mr. Schneider, Mr. Tintera and Mr. West.

No Noes. Councilman Cantwell was out of Chambers when vote was taken. Proposal No. 406, 1973, was retitled General Ordinance No. 50, 1973, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 50, 1973

A PROPOSAL FOR A GENERAL ORDINANCE amending the "Municipal Code of Indianapolis 1951," as amended, and more particularly Title 4, Chapter 8, Section 812 thereof, PARKING PROHIBITED AT ALL TIMES ON CERTAIN STREETS and Section 841(a) PARKING LIMITED TO TWO HOURS BETWEEN 7:00 A.M. AND 6:00 P.M. INCLUSIVE EXCEPT ON SATURDAYS AND SUNDAYS ON CERTAIN DESIGNATED STREETS, providing penalties, and fixing a time when the same shall take effect.

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

Section 1. Title 4, Chapter 8, Section 812 thereof, PARKING PROHIBITED AT ALL TIMES ON CERTAIN STREETS be, and the same is hereby, amended by the ADDITION of the following:

Street	Side	From	To	District
E. 9th Street	South	Kealing Street	Sherman Drive	15

Section 2. Title 4, Chapter 8, Section 641(a) thereof, PARKING LIMITED TO TWO HOURS BETWEEN 7:00 A.M. AND 6:00 P.M. INCLUSIVE EXCEPT ON SATURDAYS AND SUNDAYS ON CERTAIN DESIGNATED STREETS be, and the same is hereby, amended by the ADDITION of the following:

Street	Side	From	To	District
E. 9th Street	North	Kealing Street	Sherman Drive	15

Section 3. This amendment shall be subject to the penalties as provided in Title 1, Chapter 1-601, of the Municipal Code of Indianapolis 1951, as amended.

Section 4. This Ordinance shall be in full force and effect from

and after its passage, approval by the Mayor, and compliance with all laws pertaining thereto.

PROPOSAL NO. 415, 1973. After discussion, Proposal No. 415, 1973, *passed* on the following roll call vote; *viz:* 22 Ayes: Mr. Bayt, Mr. Broderick, Mr. Byrum, Mr. Campbell, Mr. Clark, Mr. Dowden, Mr. Egenes, Mr. Elmore, Mrs. Gibson, Mr. Giffin, Mr. Gilmer, Mr. Gorham, Mr. Griffith, Mr. Hasbrook, Mr. Hawkins, Mr. Kimbell, Mr. McPherson, Mrs. Miller, Mrs. Noel, Mr. Patterson, Mr. Schneider and Mr. Tintera. 1 Noe: Mr. West. Councilmen Cantwell and Cottingham were out of Chambers when vote was taken. Proposal No. 415, 1973, was retitled Fiscal Ordinance No. 77, 1973, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 77, 1973

A PROPOSAL FOR A FISCAL ORDINANCE amending the CITY-COUNTY ANNUAL BUDGET FOR 1973 (City-County General Ordinance No. 72, 1972, as amended) and appropriating the sum of Ninety-Five Thousand Dollars and No Cents (\$95,000.00) for certain purposes of the Department of Transportation by reducing certain other appropriations for that department.

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 maintenance expenditures for Division #1 of the Department of Transportation by reducing certain other appropriations for that department.

Section 2. The sum of Ninety-Five Thousand Dollars and No Cents (\$95,000.00) 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:

DEPARTMENT OF TRANSPORTATION

	Transportation Fund
2. Services—Contractual	\$ 95,000.00
	<hr/>
TOTAL INCREASES	\$ 95,000.00

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

DEPARTMENT OF TRANSPORTATION

	Transportation Fund
1. Services—Personal	\$ 95,000.00
	<hr/>
TOTAL REDUCTIONS	\$ 95,000.00

Section 5. This Ordinance shall be in full force and effect from and after adoption and approval by the Mayor.

ANNOUNCEMENTS

President Hasbrook announced that the Rules and Policy Committee approved \$1,000.00 for councilmen wishing to attend the Baltimore Conference for Councilmen.

The following committee meetings were announced:

Community Affairs Committee—3:15 p.m., Tuesday,
November 13, 1973, Room 221

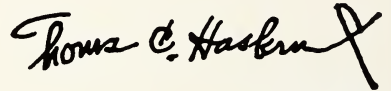
Public Works Committee—3:00 p.m., Tuesday, No-
vember 13, 1973, Room 242

ADJOURNMENT

Upon motion made by Councilman Griffith, seconded by Councilman Gorham, the meeting adjourned at 8:05 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 5th day of November, 1973.

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



President

ATTEST:



(SEAL)

Clerk of the City-County Council