

## SPECIAL MEETING

Monday, April 22, 1974, 7:00 P.M.

A postponed Regular Meeting of the City-County Council of Indianapolis-Marion County convened in the Council Chambers of the City-County Building at 7:15 p.m., Monday, April 22, 1974. President Hasbrook in the Chair. Councilman Dowden opened the meeting with prayer, followed by the Pledge of Allegiance. The Clerk read the call for the Special Meeting as follows:

### NOTICE OF SPECIAL MEETING

You are hereby notified that there will be a **SPECIAL MEETING** of the **CITY-COUNTY COUNCIL** held in the Council Chambers on Monday, April 22, 1974, at 7:00 P.M., the purpose of such **SPECIAL MEETING** being to receive communications from City-County Officials, introduce new proposals, consider for final action any proposals eligible for passage, and to conduct any and all other business requiring the attention of the Council at this time.

Respectfully,

**THOMAS C. HASBROOK**  
President, City-County Council

### ROLL CALL

The President instructed the Clerk to take the roll. Twenty-eight 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. Caplinger, Mr. Clark, Mr. Cottingham, Mr. Dowden, 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. Ruckelshaus, Mr. Schneider, Mr. SerVaas, Mr. Tintera and Mr. West. *Absent:* Mr. Brown.

### APPROVAL OF JOURNAL

President Hasbrook called for additions or corrections to the Journal for April 8, 1974, as distributed. There being no corrections, the Journal for April 8, 1974, stands approved as distributed.

### OFFICIAL COMMUNICATIONS

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

April 9, 1974

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. 15, 1974**, amending the CITY-COUNTY ANNUAL BUDGET FOR 1974 and appropriating the sum of Four hundred seventy-five thousand five hundred seventy-six dollars (\$475,576.00) for certain purposes of the Department of Parks and Recreation by reducing the unappropriated Park District Fund.

**FISCAL ORDINANCE NO. 16, 1974**, amending the CITY-

COUNTY ANNUAL BUDGET FOR 1974 (City-County General Ordinance No. 67, 1973, as amended) approving certain additional projects of the Community Services Program and authorizing the Mayor to execute an amendment to the grant agreement with the United States of America to include those projects and activities in Year 4 of the Community Services Program.

SPECIAL RESOLUTION NO. 13, 1974, honoring those units of the United States Army Reserve and the Fort Benjamin Harrison Transportation Unit who were instrumental in the move of patients and equipment to the new St. Vincent Hospital.

SPECIAL ORDINANCE NO. 1, 1974, authorizing the City of Indianapolis to issue its "Economic Development Water Facilities Revenue Bonds, 1974 Series (Indianapolis Water Company Project) in the principal amount of Twelve Million Dollars (\$12,000,000) and approving and authorizing other action in respect thereto."

Respectfully,

RICHARD G. LUGAR  
Mayor

RGL/jp

April 22, 1974

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 April 11, 1974, and April 18, 1974, a "Notice to Taxpayers" of a public hearing on Proposal No. 122, 1974, to be held on April 22, 1974, in the Council Chambers, City-County Building.

I also caused to be posted in three (3) public places and advertised in the Indianapolis Commercial and the Indianapolis News on April 11, 1974, and April 18, 1974, a "Notice of Special Meeting," to be held on Monday, April 22, 1974, in the Council Chambers, City-County Building, at 7:00 P.M.

Respectfully,

JEAN A. WYTTENBACH  
City-Clerk

JAW/jp

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

*PROPOSAL NO. 146, 1974.* Introduced by Councilman Byrum. Mr. Byrum read a proposal for a Special Resolution commending Mr. Richard Wetzel on his service as Director of Transportation for the City of Indianapolis. Councilman Byrum moved, seconded by Councilman Gorham, to adopt Proposal No. 146, 1974. The motion to adopt carried by unanimous voice vote. Mr. Wetzel was present in the Council Chambers and was presented with the Resolution by Councilman Byrum. Proposal No. 146, 1974, was retitled Special Resolution No. 15, 1974, and reads as follows:

### **CITY-COUNTY SPECIAL RESOLUTION NO. 15, 1974**

A PROPOSAL FOR A SPECIAL RESOLUTION of commendation to Department of Transportation Director, Richard B. Wetzel, Board Chairman of the Transportation Board, on his resignation from the Department of Transportation.

WHEREAS, Richard B. Wetzel, Director of the Department of Transportation, presented his resignation from the Department for acceptance on April 2, 1974; and

WHEREAS, the resignation of Richard B. Wetzel from the Department of Transportation was accepted by the Mayor on April 26, 1974; and

WHEREAS, Richard B. Wetzel has admirably served the Department of Transportation for the past four years and four months; and

WHEREAS, Richard B. Wetzel, as Director of the Department of Transportation, achieved during his tenure the construction of some 28 miles of newly constructed streets and 23.6 miles of residential streets, 48 new bridges and 433 miles of resurfaced streets; and

WHEREAS, Richard B. Wetzel, as Director of the Department of Transportation was caretaker for some 62 million dollars in the operation of the Department throughout the time he served the Department of Transportation; and

WHEREAS, Richard B. Wetzel, as Director of the Department of Transportation was instrumental in obtaining, through wise planning and careful study, approximately 27 million dollars of this total with matching Federal and State funds; now, therefore:

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

Section 1. That the City-County Council does hereby declare its regret on the resignation of Richard B. Wetzel, Director of the Department of Transportation.

Section 2. That the City-County Council does hereby declare its deep appreciation to Richard B. Wetzel for the outstanding manner in which he has served the Department of Transportation as the Director.

Section 3. That the City-County Council does hereby commend Richard B. Wetzel for the manner in which he has managed his difficult task as Director of the Department of Transportation in terms of weighing the many other strong priorities facing local government.

Section 4. The Mayor of the City of Indianapolis is invited to join in the expression of this Resolution by affixing his signature hereto.



Section 5. The Clerk of the City-County Council is instructed to suitably inscribe copies of this Resolution for delivery to Richard B. Wetzel.

*PROPOSAL NO. 127, 1974.* Introduced by Councilman Hasbrook. The Clerk read the proposal for a Council Resolution advising and consenting to the appointment of Alan R. Kimbell as Chairman of the Marion County Criminal Justice Coordinating Council. Councilman Hasbrook moved, seconded by Councilman Griffith, to adopt Proposal No. 127, 1974. The motion carried by unanimous voice vote. Proposal No. 127, 1974, was retitled Special Resolution No. 9, 1974, and reads as follows:

**CITY-COUNTY COUNCIL RESOLUTION NO. 9, 1974**

A PROPOSAL FOR A COUNCIL RESOLUTION advising and consenting to the appointment of Alan R. Kimbell as Chairman of the Marion County Criminal Justice Coordinating Council.

**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 advise and consent to the Mayor's appointment of Alan R. Kimbell as Chairman of the Marion County Criminal Justice Coordinating Council.

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

**INTRODUCTION OF GUESTS**

President Hasbrook called for introduction of guests.

Councilman McPherson introduced Mr. Steve Skelton and members of the Adult Government Class at John Marshall High School.

Councilman Patterson introduced Dr. Warren Dafoe and Reverend Wayne Dafoe of the Eagledale Baptist Church who appeared to express their support for Special Resolution No. 23, 1973, requesting that the Indianapolis Motor Speedway schedule the "500" Mile Race on a day other than Sunday to enable Speedway residents to attend the church of their choice. Councilman Patterson also reiterated his support for this proposal.

President Hasbrook introduced Dr. James Riggs of Indiana Central College and nineteen governmental interns from Indiana Central.

## INTRODUCTION OF PROPOSALS

*PROPOSAL NO. 126, 1974.* Introduced by Councilman McPherson. The Clerk read the proposal entitled: "A proposal for a Fiscal Ordinance amending the CITY-COUNTY ANNUAL BUDGET FOR 1974 (City-County General Ordinance No. 67, 1973, as amended) approving certain additional objects of the Community Services Program and authorizing the Mayor to execute an amendment to the grant agreement with the United States of America to include the projects and activities in Year 4 of the Community Services Program and appropriating the sum of Three hundred fifty thousand dollars (\$350,000) for certain purposes of the Sanitary District and Flood Control District of the Department of Public Works by reducing the Unappropriated Sanitary District Fund and Flood Control District Fund;" and the President referred it to the Public Works Committee.

*PROPOSAL NO. 128-142, 1974.* Introduced by Councilman Giffin. The Clerk read the proposal entitled: "A proposal for rezoning ordinances certified from the Metropolitan Plan Commission on April 19, 1974;" and the President referred it to the Committee of the Whole to be heard under Special Orders—Final Adoption.

*PROPOSAL NO. 143, 1974.* Introduced by Councilman Hasbrook. The Clerk read the proposal entitled: "A proposal for a Special Resolution approving a modification in the budget of the Capital Improvements Board of Managers of Marion County;" and the President referred it to the Rules and Policy Committee.

*PROPOSAL NO. 144, 1974.* Introduced by Councilman West. The Clerk read the proposal entitled: "A proposal for a Special Resolution amending City-County Special Resolution No. 14, 1974;" and the President referred it to the Economic Development Committee.

*PROPOSAL NO. 145, 1974.* Introduced by Councilman Hasbrook. The Clerk read the proposal entitled: "A proposal for a Special Resolution honoring the City-County Council Interns of 1973-1974;" and the President referred it to the Rules and Policy 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. and reconvened at 7:30 p.m. During the recess, Proposal No. 122, 1974, was heard.

*PROPOSAL NO. 122, 1974.* Following discussion, during which Councilman Kimbell spoke in favor of the proposal, Proposal No. 122, 1974, was *passed* on the following roll call vote; *viz:* 27 *Ayes:* Mr. Bayt, Mr. Boyd, Mr. Broderick, Mr. Byrum, Mr. Campbell, Mr. Caplinger, Mr. Clark, Mr. Cottingham, Mr. Dowden, 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. Ruckelshaus, Mr. Schneider, Mr. SerVaas, Mr. Tintera and Mr. West. 1 *Noe:* Mr. Cantwell. Proposal No. 122, 1974, was retitled Fiscal Ordinance No. 17, 1974, and reads as follows:

(*Clerk's Note:* Due to the discovery of a publication omission, action on this Proposal was declared incomplete by General Counsel for the Council.)

CITY-COUNTY FISCAL ORDINANCE NO. 17, 1974

A PROPOSAL FOR A FISCAL ORDINANCE amending the CITY-COUNTY ANNUAL BUDGET FOR 1974 (City-County Fiscal Ordinance No. 67, 1973, as amended) and appropriating the sum of Fifty thousand dollars (\$50,000.00) for certain purposes of the Office of the Director, Department of Public Safety, by reducing the unappropriated City 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, the CITY-COUNTY ANNUAL BUDGET FOR 1974, as amended, is hereby further

amended by the increases and reductions hereinafter stated to provide for certain matching funds for the Crime Impact Program by appropriating the anticipated and committed receipts from the Community Services Program.

Section 2. The sum of Fifty thousand dollars (\$50,000.00) 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 PUBLIC SAFETY  
OFFICE OF THE DIRECTOR

	<b>City General Fund</b>
21. Services Contractual	\$ 50,000.00
<b>TOTAL INCREASES</b>	<b>\$ 50,000.00</b>

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

	<b>City General Fund</b>
Unappropriated City General Fund	\$ 50,000.00
<b>TOTAL REDUCTIONS</b>	<b>\$ 50,000.00</b>

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.

### SPECIAL ORDERS—UNFINISHED BUSINESS

*PROPOSAL NO. 96, 1974.* Following discussion during which Councilman Gorham spoke briefly on the proposal and on motion duly made and seconded and carried by voice vote, Proposal No. 96, 1974, was referred

back to the Administration Committee for further information.

### SPECIAL ORDERS—FINAL ADOPTION

*PROPOSAL NO. 27, 1974.* Councilman Kimbell moved, seconded by Councilman Tintera, to amend Proposal No. 27, 1974, as follows:

#### CITY-COUNTY COUNCIL MOTION

Mr. President:

I move that City-County Council Proposal No. 27, 1974 be amended by striking the proposal as introduced and inserting in lieu thereof the draft entitled "Second Committee Recommendation and Technical Revision."

The motion to amend carried by voice vote. Proposal No. 27, 1974, as amended, *passed* on the following roll call vote; *viz:* 22 Ayes: Mr. Bayt, Mr. Broderick, Mr. Byrum, Mr. Campbell, Mr. Caplinger, Mr. Clark, Mr. Cottingham, Mr. Dowden, Mr. Elmore, Mr. Giffin, Mr. Gilmer, Mr. Gorham, Mr. Griffith, Mr. Hasbrook, Mr. Kimbell, Mr. McPherson, Mrs. Miller, Mr. Patterson, Mr. Schneider, Mr. SerVaas, Mr. Tintera and Mr. West. 6 Noes: Mr. Boyd, Mr. Cantwell, Mrs. Gibson, Mr. Hawkins, Mrs. Noel and Mr. Ruckelshaus. Proposal No. 27, 1974, as amended, was retitled General Ordinance No. 6, 1974, and reads as follows:

#### CITY-COUNTY GENERAL ORDINANCE NO. 6, 1974

A PROPOSAL FOR A GENERAL ORDINANCE prohibiting certain hunting and shooting within the Consolidated City and fixing penalties for the violation thereof.

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

Section 1. It shall be unlawful to hunt game or to shoot at any object with a firearm, bow and arrow, crossbow, or any other projectile weapon except that the owner or lawful tenant of real property, his immediate family and invited guests may hunt and shoot on the property so owned or lawfully possessed.

Section 2. Any person convicted of violation of this ordinance shall be subject to a penalty of fine or imprisonment or both, the fine not to exceed Five hundred dollars (\$500.00) and the imprisonment not to exceed six (6) months.

*PROPOSAL NO. 66, 1974.* Councilman McPherson moved, seconded by Councilman Elmore, to amend Proposal No. 66, 1974, as follows:

CITY-COUNTY COUNCIL MOTION

Mr. President:

I move that City-County Council Proposal No. 66, 1974, be amended as follows:

(a) Section 6 be amended to read as follows:

“An ‘unwholesome environmental condition’ also exists whenever any vegetation exists on private or governmental property in close proximity to any governmental property or governmental right-of-way or easement which because of its location, size, or condition, interferes with the public safety or lawful use of such property, right-of-way or easement, or is in violation of any law of the State of Indiana or any ordinance of the Consolidated City or any regulation of any of their departments or agencies.”

(b) Section 5 be amended to read as follows:

“An ‘unwholesome environmental condition’ exists on private or governmental property whenever any vegetation growing on such property, easement, appurtenant thereto, or **on any strip of land**

between such property and the roadway, is abandoned, neglected, disregarded or not cut, mown, or otherwise removed and which has attained a height of 8" or more, or violates any valid law, ordinance or regulation of the State of Indiana, Marion County, the Consolidated City of Indianapolis, or any departments or agencies thereof."

- (c) Strike Section 7 in its entirety.
- (d) Re-number Section 8 as Section 7; Section 9 as Section 8; Section 10 as Section 9; Section 11 as Section 10; Section 12 as Section 11; Section 13 as Section 12.
- (e) Re-number Section 14 as Section 13 and in Line 5 strike the word "private." In Line 4 of Subsection (a) strike the word "private" and in Line 4 of subsection (b) strike the word "private."
- (f) Re-number Section 15 as Section 14 and strike the word "criminal" in the title of that section.
- (g) Re-number Section 16 as Section 15 and re-number Section 17 as Section 16.

The motion to amend carried by unanimous voice vote. Councilman Schneider moved, seconded by Councilwoman Miller, to further amend Proposal No. 66, 1974, as follows:

#### CITY-COUNTY COUNCIL MOTION

Mr. President:

I move that City-County Council Proposal No. 66, 1974, be further amended as follows:

In Section 5, strike the figure "8" and insert in lieu thereof the figure "12"

The motion to further amend carried by standing



vote. Councilman Dowden moved, seconded by Councilman Ruckelshaus, to further amend Proposal No. 66, 1974, as further amended, as follows:

CITY-COUNTY COUNCIL MOTION

Mr. President:

I move that City-County Council Proposal No. 66, 1974, be further amended as follows:

In Section 6, strike the words "or any regulation of any of its departments or agencies."

The motion to further amend carried by unanimous voice vote. Proposal No. 66, 1974, as further amended, passed on the following roll call vote; viz: 22 Ayes: Mr. Boyd, Mr. Byrum, Mr. Campbell, Mr. Caplinger, Mr. Clark, Mr. Cottingham, Mr. Dowden, Mrs. Gibson, 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. 3 Noes: Mr. Elmore. Mr. Giffin and Mr. Ruckelshaus. Councilmen Bayt, Broderick and Cantwell were out of Chambers when vote was taken. Proposal No. 66, 1974, as further amended, was retitled General Ordinance No. 7, 1974, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 7, 1974

A PROPOSAL FOR A GENERAL ORDINANCE amending and revising City-County General Ordinance No. 95, 1970 (As amended and revised by City-County General Ordinance No. 39, 1972) to establish certain requirements and procedures with respect to the control and removal of unwholesome environmental conditions, providing for abatement of such conditions, creating a lien, and providing penalties with respect to violations.

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

Section 1. General Ordinance No. 95, 1970 (As revised and amended by General Ordinance No. 39, 1972) be, and is hereby, revised and amended to read as follows, to wit:

Sec. 1 The Department of Public Works is authorized and directed to establish and maintain an Office of Environmental Enforcement whose powers and duties shall include but not be limited to determining and causing to be abated any public Nuisance which constitutes an "unwholesome environmental condition" as hereinafter defined.

Sec. 2. As used in this ordinance, the following terms shall have the following meanings:

- (a) "Private property" means all real estate within the Consolidated City of Indianapolis, except real estate that is owned, leased, controlled, or occupied by the United States, the State of Indiana, Marion County, the Consolidated City of Indianapolis, or any departments or agencies thereof.
- (b) "Governmental property" means real estate which is owned, leased, controlled, or occupied by the United States, the State of Indiana, Marion County, the Consolidated City of Indianapolis, or any departments or agencies thereof.
- (c) "Excluded property" means private or governmental property which is neither within the pre-consolidation limits of the City of Indianapolis nor included in a platted subdivision, the cultivated portion of land used for commercial or domestic agriculture or horticulture, a natural or developed wooded area, or land subject to federal government programs or subsidy because of retirement from agricultural production.
- (d) "Owner" shall be presumed to be any one or more of the following:
  - 1. The owner or owners in fee simple of a parcel of real estate including the life tenant or tenants if any; or
  - 2. The record owner or owners as reflected by the most current

records in the Township Assessor's Office of the Township in which the real estate is located; or

3. The purchaser or purchasers of real estate under any contract for the conditional sale thereof.
- (e) "Occupant" means the person, firm, partnership, association, corporation, business trust, joint stock company, unincorporated organization, religious or charitable organization, or any owner, person, persons, or entities who are from time to time in possession or exercising dominion and control over any house or other structure located on private property.

### **Sec. 3 Governmental Property—Duty of Government Departments and Agencies**

Each department or agency of the United States, the State of Indiana, Marion County, and the Consolidated City of Indianapolis shall regularly and adequately remove or cause to be removed from governmental property any public nuisance or "unwholesome environmental condition" as that term is hereinafter defined.

### **Sec. 4 Private Property—Duty of All Property Owners**

All owners, lessees, or occupants, or other persons in control of any private property in Marion County shall regularly and adequately remove or cause to be removed from such property any public nuisance or "unwholesome environmental condition" as that term is hereinafter defined.

Sec. 5. An "unwholesome environmental condition" exists on private or governmental property whenever any vegetation growing on such property, or easement, appurtenant thereto, is abandoned, neglected, disregarded or not cut, mown, or otherwise removed and which has attained a height of 12" or more, or violates any valid law, ordinance, or regulation of the State of Indiana, Marion County, the Consolidated City of Indianapolis, or any departments or agencies thereof.

Sec. 6. An "unwholesome environmental condition" also exists whenever any vegetation exists on private property in close proximity to any governmental property or governmental right-of-way or ease-

ment which because of its location, size or condition, interferes with the public safety or lawful use of such property, right-of-way or easement, or is in violation of any law of the State of Indiana or any ordinance of the Consolidated City. Specifically, the owner, or person in control of any lot or parcel of land in the city, upon which any tree, shrub, vine, or plant may be standing adjacent to any public way, shall trim or cause to be trimmed either at the property line or to a clear height of at least eight (8) feet above the surface of such public way, all branches thereof which overhang any portion of such public way, or which obstruct or interfere with the passage of light from any street lighting system, and shall not plant or maintain any thereof so close to any property line as to obstruct thereby the vision of travelers along the streets. The city, or its contractual agent, may enter upon any such private premises to do such trimming, as it determines to be necessary, or to remove any such obstruction herein prohibited. Said owner shall, remove from such tree, shrub, vine or plant, all dead, decayed, unsightly, broken or dangerous limbs and branches that overhang, or are close to the public way; and when any such tree, shrub, vine, or plant is dead, the owner shall completely remove the same.

Sec. 7. An "unwholesome environmental condition" exists whenever any private property, governmental property, right-of-way, or easement is abandoned, neglected, or disregarded so as to permit the same to become a health hazard or nuisance, with an accumulation of litter or waste thereon, including but not solely limited to waste paper, rags, cans, bottles, boxes, lumber, metal, garbage, disused or inoperable motor vehicles, trailers, or any other machinery, appliances, or furniture thereon, unless specifically authorized under existing laws and regulations.

Sec. 8. Any "unwholesome environmental condition" is hereby declared a public nuisance; and the Consolidated City may proceed against such nuisance in accordance with the remedies provided in this ordinance, by initiation of a criminal action in any court of competent jurisdiction, or by pursuance of any other remedy authorized by law.

**Sec. 9. Responsibility for Causing Abatement of an "Unwholesome Environmental Condition"**

The Director of the Department of Public Works or his delegate (hereinafter referred to as "responsible party") upon determining the existence of an "unwholesome environmental condition," shall cause appropriate action to be taken for the abatement of such condition.

#### Sec. 10 Preliminary Notice of Violation

If the "unwholesome environmental condition" exists upon private or governmental property which is occupied, the responsible party may give a preliminary notice to the owner or occupant thereof, either verbally, or by posting the notice on such property. Such preliminary notice shall state the nature of the alleged "unwholesome environmental condition," the action deemed necessary to correct the condition, and fix a date not sooner than two calendar weeks thereafter, when the property will be re-inspected to determine if compliance has been effected. If upon re-inspection in accordance with the preliminary notice it is determined that the "unwholesome environmental condition" has been corrected, the owner or occupant shall not be liable for any charges by reason of the preliminary notice procedure.

#### Sec. 11. Formal Notice of Violation

If the "unwholesome environmental condition" is not corrected as a result of the preliminary notice, or no preliminary notice is given, or the condition exists on a vacant lot or unoccupied improved Real Estate, the responsible party shall give the owner or owners written notice of the existence of such condition. Such notice shall be given by certified mail, return receipt requested, directed to the owner at his or her last and usual place of residence as determined either by resort to the most recent edition of Polk's City or Suburban Directory or the records in the appropriate Township Assessor's Office. The notice shall state the nature of the "unwholesome environmental condition," describe the real estate upon which the condition exists, demand the abatement of the condition and set a date not sooner than two calendar weeks after the date of such notice, when the property will be reinspected to ascertain if abatement has been effected. If the certified mail is not returned within thirty (30) calendar days or if the address of the owner is unknown and can not be ascertained upon due diligence, it shall be sufficient to give notice to any offending owner by publication, once in a newspaper of general circulation in Marion County, State of Indiana. The owner or owners shall have ten (10) calendar days from the date of such published notice to abate the offending condition.

#### Section 12. Failure To Abate After Notice

If, upon re-inspection of the offending real estate and after the elapse of the ten (10) day notice period, it is determined by the responsible



party that abatement has not occurred, the responsible party, or its contractual agent, shall enter upon such private or governmental property and abate the offending condition.

Sec. 13 For its services rendered to any owner or owners in the enforcement of this ordinance, the owner or owners shall pay to the Department of Public Works of the City of Indianapolis, or the Treasurer of Marion County the following fees and charges:

- (1) Eight Dollars (\$8.00) for each inspection to determine compliance with the provisions of this ordinance.
- (2) Eight Dollars (\$8.00) for determining private property ownership.
- (3) Any out-of-pocket costs for publication of notice pursuant to Section 11.
- (4) Ten Dollars (\$10.00) for services performed in perfecting a lien.
- (5) Three Dollars (\$3.00) for each time a First Class letter is mailed to an owner or owners.
- (6) Five Dollars (\$5.00) for preparing and sending a Certified letter.
- (7) Ten Dollars (\$10.00) per man hour, or fraction thereof, for services rendered in the abatement of an "unwholesome environmental condition."
- (8) Fifteen Dollars (\$15.00) per machine hour or fraction thereof for the use of each piece of equipment used for abating an "unwholesome environmental condition."

Sec. 14 Lien:

From and after the effective date of the first performance by the responsible party of any act or service for any owner or owners in connection with the enforcement of this ordinance, the Department of Public Works of the City of Indianapolis shall have a lien upon the offending private property to the full extent of the value of the act or acts performed, or the services rendered or both, in accordance with the fee schedule set forth in Section 13 hereof. Such liens shall be perfected in the manner following:

- (a) By the adoption by the Board of the Department of Public Works at any regular or special meeting thereof of an Assessment Resolution which shall give the name of the owner or owners, a description of the offending private property and the amount of the charges being assessed; and
- (b) The certification of such Assessment Resolution to the Auditor of Marion County who by Special Assessment, shall cause the amount thereof to be placed on a tax duplicate for the offending private property subject to collection as in the nature of an additional or supplemental real property tax.
- (c) Contemporaneously with certification of the Assessment Resolution to the County Auditor, the responsible party may additionally elect to render a written statement of the amount due to each offending owner.

#### Sec. 15 Criminal Penalty

The failure of any person, officer or agents of a corporation, in charge or control of the said property to remove any "unwholesome environmental condition" shall be a misdemeanor and upon conviction may be punished by a fine not exceeding Five Hundred Dollars (\$500.00) to which may be added imprisonment not exceeding ninety (90) days.

Sec. 16 The provisions of this Ordinance are declared to be severable and if any section, subsection, sentence, clause or phrase of this Ordinance shall for any reason be held to be invalid or unconstitutional, such decision shall not affect the validity of the remaining sections, subsections, sentences, clauses and phrases of this Ordinance, but they shall remain in effect, it being the legislative intent that this Ordinance shall stand notwithstanding the invalidity of any part.

Sec. 17 This ordinance shall be in full force and effect from and after its adoption, approval by the Mayor, and publication according to law. Upon the effective date of this Ordinance the Sections of General Ordinance #95, 1970, and General Ordinance #39, 1972, as amended or repealed by this ordinance shall no longer be in effect except that the adoption of this ordinance, shall not effect any proceeding for collection of charges as assessed under General Ordinance #95, 1970, and General Ordinance #39, 1972, which charges shall be collected in accordance with the provisions of those ordinances as in effect at the time of assessment.

*PROPOSAL NO. 84, 1974.* Councilman Gorham moved, seconded by Councilman Griffith, to amend Proposal No. 84, 1974, as follows:

Mr. President:

I move that City-County Council Proposal No. 84, 1974, be amended by striking the proposal as introduced and inserting in lieu thereof the draft entitled "Committee Recommendation and Technical Revision."

The motion to amend carried by voice vote. Following additional discussion during which Councilman Dowden spoke in opposition to the proposal and Councilman Clark requested permission to abstain from vote due to conflict of interest, which was given by consent, Proposal No. 84, 1974, as amended, *failed* for lack of a statutory majority on the following roll call vote; *viz*: 14 Ayes: Mr. Boyd, Mr. Byrum, Mr. Caplinger, Mr. Cottingham, Mr. Gilmer, Mr. Gorham, Mr. Griffith, Mr. Hasbrook, Mr. Kimbell, Mrs. Noel, Mr. Patterson, Mr. SerVaas, Mr. Tintera and Mr. West. 10 Noes: Mr. Cantwell, Mr. Dowden, Mr. Elmore, Mrs. Gibson, Mr. Giffin, Mr. Hawkins, Mr. McPherson, Mrs. Miller, Mr. Ruckelshaus and Mr. Schneider. Councilmen Bayt, Broderick and Campbell were out of Chambers when vote was taken.

(*Clerk's note*: This proposal was reconsidered later in the meeting.)

*PROPOSAL NO. 93, 1974.* Councilman Bryam moved, seconded by Councilman Gorham, to amend Proposal No. 93, 1974, as follows:

Mr. President:

I move that City-County Council Proposal No. 93, 1974, be amended by striking line 17.

The motion to amend carried by voice vote. Councilman Byrum moved, seconded by Councilman Gorham, that Proposal Nos. 93 as amended & 110-120, 1974, be considered on the same vote. The motion carried by consent. Proposal Nos. 93 and 110-120, 1974, *passed* on the following roll call vote; *viz*: 25 *Ayes*: Mr. Boyd, Mr. Broderick, Mr. Byrum, Mr. Caplinger, Mr. Clark, Mr. Cottingham, Mr. Dowden, 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. Ruckelshaus, Mr. Schneider, Mr. SerVaas, Mr. Tintera and Mr. West. *No Noes*. Councilmen Bayt, Campbell and Cantwell were out of Chambers when vote was taken. Proposal Nos. 93 and 110-120, 1974, were retitled General Ordinance Nos. 9 and 12-22, 1974, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 9, 1974

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, 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:

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

Street	Side	From	To	District
Whittier Place	West	16th Street	17th Street	15
Naab Road	Both	Dugan Drive	86th Street	1
Dugan Drive	Both	Harcourt Rd.	Township Line Rd.	1

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 its adoption by the Council, approval by the Mayor, and compliance with all laws pertaining thereto.

CITY-COUNTY GENERAL ORDINANCE NO. 12, 1974

A PROPOSAL FOR A GENERAL ORDINANCE amending the "Municipal Code of Indianapolis 1951," as amended, and more particularly Title 4, Chapter 5, Section 512 thereof, LEFT TURNS PROHIBITED AT CERTAIN INTERSECTIONS, 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:

Section 1. Title 4, Chapter 5, Section 512 thereof, LEFT TURNS PROHIBITED AT CERTAIN INTERSECTIONS is hereby, amended by the ADDITION of the following:

Vehicle Traveling Upon	Direction Vehicle Traveling	Intersection Street or Place	Direction of Turn Which Is Prohibited	District
South Street	East Bound	Virginia Avenue and East St.	Left (northbound) onto Virginia Avenue.	21

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 its adoption by the Council, approval by the Mayor, and compliance with all laws pertaining thereto.



## CITY-COUNTY GENERAL ORDINANCE NO. 13, 1974

A PROPOSAL FOR A GENERAL ORDINANCE amending the "Municipal Code of Indianapolis 1951," as amended, and more particularly Title 4, Chapter 4, Section 403 thereof, ALTERATION OF PRIMA FACIE SPEED LIMITS, 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:

Section 1, Title 4, Chapter 4, Section 403 thereof, ALTERATION OF PRIMA FACIE SPEED LIMITS is hereby, amended by the ADDITION of the following:

Street	From	To	Speed Limit Desig- nated	District
Hanna Ave.	Southeastern Ave.	Churchman Ave.	40 MPH	13

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 its adoption by the Council, approval by the Mayor, and compliance with all laws pertaining thereto.

## CITY-COUNTY GENERAL ORDINANCE NO. 14, 1971

A PROPOSAL FOR A GENERAL ORDINANCE amending the "Municipal Code of Indianapolis 1951," as amended, and more particularly Title 4, Chapter 13, Section 1303(3) thereof, TRUCKS ON CERTAIN ROADS RESTRICTED—10-TON, 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:

Section 1. Title 4, Chapter 13, Section 1303(3) thereof, TRUCKS ON CERTAIN ROADS RESTRICTED—10-TON is hereby, amended by the DELETION of the following:

Zionsville Road from 86th Street to 79th Street District 1.

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 its adoption by the Council, approval by the Mayor, and compliance with all laws pertaining thereto.

CITY-COUNTY GENERAL ORDINANCE NO. 15, 1974

A PROPOSAL FOR A GENERAL ORDINANCE amending the "Municipal Code of Indianapolis 1951," as amended, and more particularly Title 4, Chapter 7, Section 709 thereof, VEHICLES MUST STOP BEFORE ENTERING PREFERENTIAL STREETS, providing penalties, and fixing a time when the same shall take effect.

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

Section 1. Title 4, Chapter 7, Section 709 thereof, VEHICLES MUST STOP BEFORE ENTERING PREFERENTIAL STREETS is hereby, amended by the ADDITION of the following:

Preferential	Stop	District
Mellwood Drive-Buffalo Drive	Rahke Road	25
Mellwood Drive	Beachview Lane	25

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 its adoption by the Council, approval by the Mayor, and compliance with all laws pertaining thereto.

CITY-COUNTY GENERAL ORDINANCE NO. 16, 1974

A PROPOSAL FOR A GENERAL ORDINANCE amending the "Mu-

unicipal Code of Indianapolis 1951," as amended, and more particularly Title 4, Chapter 8, Section 818 thereof, PARKING, STOPPING OR STANDING PROHIBITED BETWEEN 7:00 A.M. and 9:00 A.M. EXCEPT ON SATURDAYS, SUNDAYS AND HOLIDAYS, ON CERTAIN STREETS and Chapter 8, Section 839 thereof, PARKING, STOPPING, AND STANDING PROHIBITED BETWEEN 3:00 P.M. AND 4:00 P.M., EXCEPT ON SATURDAYS, SUNDAYS AND HOLIDAYS, ON CERTAIN 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:

Section 1. Title 4, Chapter 8, Section 818 thereof, PARKING, STOPPING OR STANDING PROHIBITED BETWEEN 7:00 A.M. and 9:00 A.M., EXCEPT ON SATURDAYS, SUNDAYS AND HOLIDAYS, ON CERTAIN STREETS be, and the same is hereby, amended by the ADDITION of the following:

Street	Side	From	To	District
Lexington Avenue	South	State Street	155 ft. east	22

Section 2. Title 4, Chapter 8, Section 839 thereof, PARKING, STOPPING OR STANDING PROHIBITED BETWEEN 3:00 P.M. and 4:00 P.M., EXCEPT ON SATURDAYS, SUNDAYS AND HOLIDAYS, ON CERTAIN STREETS be, and the same is hereby, amended by the ADDITION of the following:

Lexington Avenue	South	State Street	155 ft. east	22
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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 its adoption by the Council, approval by the Mayor, and compliance with all laws pertaining thereto.

CITY-COUNTY GENERAL ORDINANCE NO. 17, 1974

A PROPOSAL FOR A GENERAL ORDINANCE amending the "Mu-

municipal Code of Indianapolis 1951," as amended, and more particularly Title 4, Chapter 7, Section 709 thereof, VEHICLES MUST STOP BEFORE ENTERING PREFERENTIAL STREETS, providing penalties, and fixing a time when the same shall take effect.

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

Section 1. Title 4, Chapter 7, Section 709 thereof, VEHICLES MUST STOP BEFORE ENTERING PREFERENTIAL STREETS is hereby, amended by the ADDITION of the following:

Preferential	Stop	District
W. 56th Street	Reed Road	1
W. 56th Street	Dandy Trail	1
W. 56th Street	East Service Road (Eagle Creek Park)	1
W. 56th Street	West Service Road (Eagle Creek Park)	1
W. 56th Street	Sunnyhill Road	1
W. 56th Street	Potters Pike	1
W. 56th Street	Golf Course Drive	1
W. 56th Street	South Entrance—Eagle Creek Park	1

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 its adoption by the Council, approval by the Mayor, and compliance with all laws pertaining thereto.

CITY-COUNTY GENERAL ORDINANCE NO. 18, 1974

A PROPOSAL FOR A GENERAL ORDINANCE amending the "Municipal Code of Indianapolis 1951," as amended, and more particularly Title 4, Chapter 7, Section 709 thereof, VEHICLES MUST STOP BEFORE ENTERING PREFERENTIAL STREETS and Title 4, Chapter 7, Section 711 thereof, STOPPING AT CERTAIN INTERSECTIONS, FOUR WAY STOPS. 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:

Section 1. Title 4, Chapter 7, Section 709 thereof, VEHICLES MUST STOP BEFORE ENTERING PREFERENTIAL STREETS is hereby, amended by the ADDITION of the following:

Preferential	Stop	District
State Avenue	Kelly Street	23

Section 2. Title 4, Chapter 7, Section 711 thereof, STOPPING AT CERTAIN INTERSECTIONS, FOUR-WAY STOPS is hereby, amended by the ADDITION of the following:

State Avenue and Bradbury Street	District 23
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Section 3. Title 4, Chapter 7, Section 711 thereof, STOPPING AT CERTAIN INTERSECTIONS, FOUR-WAY STOPS is hereby amended by the DELETION of the following:

State Avenue and Kelly Street	District 23
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Section 4. 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 5. This Ordinance shall be in full force and effect from and after its adoption by the Council, approval by the Mayor, and compliance with all laws pertaining thereto.

CITY-COUNTY GENERAL ORDINANCE NO. 19, 1974

A PROPOSAL FOR A GENERAL ORDINANCE amending the "Municipal Code of Indianapolis 1951," as amended, and more particularly Title 4, Chapter 4, Section 403 thereof, ALTERATION OF PRIMA FACIE SPEED LIMITS and Chapter 8, Section 812 thereof, PARKING PROHIBITED AT ALL TIMES ON CERTAIN STREETS; providing penalties, and fixing a time when the same shall take effect.

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



Section 1. Title 4, Chapter 4, Section 403 thereof, ALTERATION OF PRIMA FACIE SPEED LIMITS be, and the same is hereby, amended by the ADDITION of the following:

Street	From	To	Speed	District
Post Road	Washington Street	Pendleton Pike	40 MPH	5-13
Emerson Avenue	Raymond Street	I-465 (south leg)	40 MPH	5-13

Section 2. 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
Post Road	Both	Washington Street	Pendleton Pike	5-13
Emerson Avenue	Both	Raymond Street	I-465 (south leg)	5-13

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.

CITY-COUNTY GENERAL ORDINANCE NO. 20, 1974

A PROPOSAL FOR A GENERAL ORDINANCE amending the "Municipal Code of Indianapolis 1951," as amended, and more particularly Title 4, Chapter 7, Section 709 thereof, VEHICLES MUST STOP BEFORE ENTERING PREFERENTIAL STREETS; and Chapter 7, Section 710 thereof, VEHICLES MUST STOP AT CERTAIN INTERSECTIONS, FOUR-WAY STOPS, 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:

Section 1. Title 4, Chapter 7, Section 709 thereof, VEHICLES MUST STOP BEFORE ENTERING PREFERENTIAL STREETS be, and the same is hereby, amended by the DELETION of the following:

Preferential	Stop	District
Olney Street	20th Street	15
Talbott Street	Court Street	16
Wabash Street	Talbott Street	16

Section 2. Title 4, Chapter 7, Section 710 thereof, VEHICLES MUST STOP AT CERTAIN INTERSECTIONS, FOUR-WAY STOPS, be, and the same is hereby amended by the ADDITION of the following:

Olney Street and 20th Street	District 15
Talbott Street and Court Street	District 16
Wabash Street and Talbott Street	District 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.

#### CITY-COUNTY GENERAL ORDINANCE NO. 21, 1974

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, 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:

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

Streets	Side	From	To	District
DeQuincy Street	West	University Avenue	Penn Central RR	14

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.

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

CITY-COUNTY GENERAL ORDINANCE NO. 22, 1974

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; and Title 4, Chapter 7, Section 709, thereof, VEHICLES MUST STOP BEFORE ENTERING PREFERENTIAL STREETS; and Title 4, Chapter 7, Section 711, thereof, STOPPING AT CERTAIN INTERSECTIONS, FOUR-WAY STOPS; and Title 4, Chapter 8, Section 811, thereof, PARKING PROHIBITED AT ALL TIMES ON ALLEYS AND STREETS OF CERTAIN WIDTHS, 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:

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

Street	From	To	Direction	District
Allegheny	Meridian	Illinois	West	16
Pierson	Michigan	Vermont	South	16

Section 2. Title 4, Chapter 7, Section 709, thereof, VEHICLES MUST STOP BEFORE ENTERING PREFERENTIAL STREETS is hereby, amended by the ADDITION of the following:

Preferential	Stop	District
Illinois Street	Allegheny Street	16
Vermont Street	Pierson Street	16

Section 3. Title 4, Chapter 7, Section 711, thereof, STOPPING AT CERTAIN INTERSECTIONS, FOUR-WAY STOPS is hereby, amended by the ADDITION of the following:

Allegheny Street and Pierson Street                      District 16

Section 4. Title 4, Chapter 8, Section 811, thereof, PARKING PROHIBITED AT ALL TIMES ON ALLEYS, AND STREETS OF CERTAIN WIDTHS is hereby, amended by the ADDITION of the following:

Street	Side	From	To	District
Allegheny	Both	Meridian	Illinois	16
Pierson	Both	Michigan	Vermont	16

Section 5. 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 6. This Ordinance shall be in full force and effect from and after its adoption by the Council, approval by the Mayor, and compliance with all laws pertaining thereto.

*PROPOSAL NO. 109, 1974.* Following brief discussion, Proposal No. 109, 1974, *passed* on the following roll call vote; *viz:* 18 Ayes: Mr. Byrum, Mr. Caplinger, Mr. Clark, Mr. Cottingham, Mr. Dowden, Mr. Giffin, Mr. Gilmer, Mr. Gorham, Mr. Griffith, Mr. Hasbrook, Mr. Kimbell, Mr. McPherson, Mrs. Miller, Mr. Patterson, Mr. Schneider, Mr. SerVaas, Mr. Tintera and Mr. West. 8 Noes: Mr. Boyd, Mr. Broderick, Mr. Campbell, Mr. Cantwell, Mr. Elmore, Mrs. Gibson, Mr. Hawkins and Mrs. Noel. Councilmen Bayt and Ruckelshaus were out of Chambers when vote was taken. Proposal No. 109, 1974, was retitled General Ordinance No. 11, 1974, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 11, 1974

A PROPOSAL FOR A GENERAL ORDINANCE amending the "Municipal Code of Indianapolis 1951," as amended, and more particularly Title 4, Chapter 9, Section 912 thereof, CHARGES FOR PARKING, 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:

Section 1. Title 4, Chapter 9, Section 912 thereof, CHARGES FOR PARKING, is hereby, amended by the ADDITION of the following:

The general rule in all area to which this Traffic Code shall be applicable, subject only to such specific exceptions as are set out elsewhere in this code, shall be that the charge for parking in any parking meter zone or space where a parking meter has been installed and is in operation shall be at the rate of five cents (5c) for each half-hour or fraction thereof, for the maximum period of time applicable to each meter location.

Provided, however, in the area bounded by East Street on the east, South Street on the south, West Street on the west, and Interstate Route No. 65 on the north, the charge for parking in any parking meter zone or space where a parking meter has been installed and is in operation shall be at the rate of ten cents (10c) for each half-hour or fraction thereof, for the maximum period of time applicable to each meter location.

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 its adoption by the Council, approval by the Mayor, and compliance with all laws pertaining thereto.

*PROPOSAL NO. 94, 1974.* Following discussion during which Councilman Griffith requested to abstain from vote which was denied by voice vote, Proposal No. 94, 1974, passed on the following roll call vote; viz: 18 Ayes: Mr. Boyd, Mr. Broderick, Mr. Campbell, Mr. Caplinger, Mr. Cottingham, Mr. Dowden, Mr. Elmore, Mrs. Gibson, Mr. Gorham, Mr. Hasbrook, Mr. Hawkins, Mr. Kimbell, Mr. McPherson, Mrs. Miller, Mrs. Noel, Mr. Schneider, Mr. SerVaas and Mr. Tintera. 8 Noes: Mr. Byrum, Mr.



Cantwell, Mr. Clark, Mr. Giffin, Mr. Gilmer, Mr. Griffith, Mr. Patterson and Mr. West. Councilmen Bayt and Ruckelshaus were out of Chambers when vote was taken. Proposal No. 94, 1974, was retitled General Ordinance No. 10, 1974, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 10, 1974

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.

WHEREAS, all of the owners of the real property hereinafter described have petitioned to have said real estate included within the boundaries of the Fire Special Service District of the City of Indianapolis; and

WHEREAS, the Department of Metropolitan Development has made its findings of fact and recommendations with respect to said petition, which findings of fact and recommendations were mailed to the Indianapolis Fire Chief, Washington Township Trustee and petitioners on March 8, 1974.

WHEREAS, the Metropolitan Development Commission has recommended approval of the annexation proposed by petitioners; and

WHEREAS, this council after public hearing now determines that reasonable and adequate fire protection can be provided within such expanded area by the City Fire Force and that the extension of such boundaries is in the public interest of the citizens of the Consolidated City of Indianapolis; now, therefore:

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

Section 1. The boundaries of the Fire Special Service District of the City of Indianapolis are hereby extended to include the territory of the Consolidated City which is described in Section 2 of this ordinance.

Section 2. Fire Special Service District Extension

Part of Block "A" in CREEKWOOD HOMES—FIRST SECTION, an Addition to the City of Indianapolis, as per plat thereof, recorded in Plat Book 28, page 335, in the office of the Recorder of Marion County, Indiana, more particularly described as follows:

Beginning on the North line of Block "A" in Creekwood Homes—First Section, the plat of which is recorded in Plat Book 28, page 335 in the Marion County Recorder's Office, 103.00 feet North 90 degrees 00 minutes 00 seconds West (assumed bearing) of the Northeast corner thereof; thence North 90 degrees 00 minutes 00 seconds West on and along said North line 121.08 feet to the beginning of a tangent curve to the left, the radius point of which bears South 00 degrees 00 minutes 00 seconds 50.00 feet from said point; thence Southwesterly on and along said lot line and curve 10.07 feet to a point that bears north 11 degrees 13 minutes 45 seconds West 50.00 feet from the radius point aforesaid (said point also being on the East right-of-way line of Keystone Avenue as now located per right-of-way grant description recorded in Town Lot Record 1811, page 324, in the office of the Marion County Recorder); thence South 42 degrees 24 minutes 10 seconds West on and along said East right-of-way line 37.30 feet; thence South 00 degrees 18 minutes 30 seconds West on and along said East right-of-way line 81.50 feet to a point that is 185.00 feet North 00 degrees 18 minutes 30 seconds East (measured along the East right-of-way line aforesaid) from the South line of said Block "A"; thence South 90 degrees 00 minutes 00 seconds East parallel with said South line 155.81 feet to a point that is 103.00 feet West of the East line of said Block "A"; thence North 00 degrees 18 minutes 30 seconds East parallel with the East line aforesaid 110.00 feet to the Beginning Point.

Section 3. Title 1, Chapter 3 of the Code of Indianapolis and Marion County, 1970, is hereby amended to include an additional section, appropriately numbered and titled by the Clerk, containing the descriptions in Section 2 of this ordinance as expansion of the Fire Special Service District as provided in Section 1.

Section 4. This ordinance shall be in full force and effect from and after passage, approval by the Mayor and publication according to law.

*PROPOSAL NO. 95, 1974.* Councilman Tintera moved, seconded by Councilman Griffith, to table Proposal No. 95, 1974. The motion to table carried by voice vote.

Councilwoman Gibson moved, seconded by Councilman Hawkins, to reconsider Proposal No. 84, 1974, on the basis she did not have adequate information on the proposal at the time of the original vote and wished to change her vote. The motion to reconsider *passed* on the following roll call vote; *viz*: 19 Ayes: Mr. Boyd, Mr. Broderick, Mr. Byrum, Mr. Campbell, Mr. Cantwell, Mr. Caplinger, Mr. Cottingham, Mrs. Gibson, Mr. Giffin, Mr. Gilmer, Mr. Gorham, Mr. Griffith, Mr. Hasbrook, Mr. Hawkins, Mr. Kimbell, Mrs. Noel, Mr. Patterson, Mr. SerVaas and Mr. Tintera. 6 Noes: Mr. Dowden, Mr. Elmore, Mr. McPherson, Mrs. Miller, Mr. Schneider and Mr. West. Councilmen Bayt, Clark and Ruckelshaus were out of Chambers when vote was taken.

*PROPOSAL NO. 84, 1974.* Following brief discussion, Proposal No. 84, 1974, *passed* on the following roll call vote; *viz* 17 Ayes Mr. Boyd, Mr. Broderick, Mr. Byrum, Mr. Campbell, Mr. Cantwell, Mr. Cottingham, Mrs. Gibson, Mr. Gilmer, Mr. Gorham, Mr. Griffith, Mr. Hasbrook, Mr. Hawkins, Mr. Kimbell, Mrs. Noel, Mr. Patterson, Mr. SerVaas and Mr. West. 8 Noes Mr. Caplinger, Mr. Dowden, Mr. Elmore, Mr. Giffin, Mr. McPherson, Mrs. Miller, Mr. Schneider and Mr. Tintera. Councilmen Bayt, Clark and Ruckelshaus were out of Chambers when vote was taken. Proposal No. 84, 1974, was retitled General Ordinance No. 8, 1974, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 8, 1974

A PROPOSAL FOR A GENERAL ORDINANCE amending Chapter 2, Title 2, of the Code of Indianapolis and Marion County, 1970 and 1971, "transferring the administration of the Metropolitan Man-

power Commission, the Mayor's Youth Commission and Community Services Program from the Office of the Mayor to the Department of Administration, City of Indianapolis.

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

Section 1. Chapter 2, Title 2, of the "Code of Indianapolis and Marion County, 1970," is hereby amended to read as follows:

Section 2-470. Metropolitan Manpower Commission and Manpower Commissioner. There is hereby transferred from the Office of the Mayor to the Department of Administration, the Metropolitan Manpower Commission and the position of Manpower Commissioner. The function of the Commission and the duties of the Commissioner shall be to assist the Director of the Department of Administration, City of Indianapolis, in the development and utilization of manpower programs. The Manpower Commissioner shall be appointed by and serve at the pleasure of the Mayor, but the Commissioner will be responsible for his duties to the Director of the Department of Administration.

Section 2. It is further ordained that the following sections of the Code:

- Section 2-204
- Section 2-205
- Section 2-449
- Section 2-452
- Section 2-459

be redesignated respectively as:

- Section 2-471
- Section 2-472
- Section 2-473
- Section 2-474
- Section 2-475

Section 3. Chapter 2, Title 2 of the Code of Indianapolis and Marion County, 1971, is hereby amended to read as follows:

Section 2-476. Youth Commission. There is hereby transferred from the Office of the Mayor to the Department of Administration the Youth Commission. The Youth Commission is designed to develop and utilize youth related programs to the fullest possible extent. The Commission shall be composed of thirty-three (33) members of whom at least eleven (11) shall be young persons under the age of 21 years.

Section 2-477. Co-chairmen of the Youth Commission. The Chairmanship of the Commission will be shared by two individuals; one to be appointed by and serve at the pleasure of the Mayor and the other a youth under the age of 21 to be selected democratically at a youth conference sponsored by the Mayor annually in February. The Co-chairmen and the Commission shall be responsible for their duties to the Director of the Department of Administration, City of Indianapolis.

Section 4. It is further ordained that the following sections of the Code:

Section 2-207  
Section 2-209  
Section 2-210

be redesignated respectively as:

Section 2-477  
Section 2-478  
Section 2-479

Section 5. There is hereby added to the Code of Indianapolis and Marion County, 1970, the following sections:

Section 2-480. **Community Services Program.** The Community Services Program is hereby transferred from the Office of the Mayor to the Department of Administration. The Director of the Community Services Program shall be appointed by and serve at the pleasure of the Mayor. The Director of the Program shall be responsible in his duties to the Director of the Department of Administration, City of Indianapolis.

Section 2-481. **Fiscal Matters.** All Fiscal matters and funds appropriated and unexpended for the Metropolitan Manpower



Commission, The Youth Commission and Community Services Program are hereby transferred to the Department of Administration to be administered at the direction of the Director of the Department of Administration, City of Indianapolis.

Section 6. This Ordinance shall be in full force and effect from and after its passage, approval by the Mayor, and publication as provided by law.

*PROPOSAL NO. 124, 1974.* Councilman Schneider moved, seconded by Councilman Cottingham, to strike Proposal No. 124, 1974. Councilwoman Noel pointed out a quorum was not present at the meeting of the Council Committee hearing this proposal. Councilwoman Miller raised the question if a Council Committee does not have a quorum present for a meeting is it proper to bring a proposal before the Council. Legal Counsel for the City-County Council stated a quorum must be present to report a proposal for consideration by the Council. Following additional discussion, Councilman Boyd moved, seconded by Councilwoman Noel, to table Councilman Schneider's motion to strike. The motion *carried* on the following roll call vote; *viz:* 17 *Ayes:* Mr. Boyd, Mr. Broderick, Mr. Byrum, Mr. Cantwell, Mrs. Gibson, Mr. Gilmer, Mr. Gorham, Mr. Griffith, Mr. Hasbrook, Mr. Hawkins, Mr. Kimbell, Mrs. Miller, Mrs. Noel, Mr. Patterson, Mr. SerVaas, Mr. Tintera and Mr. West. 9 *Noes:* Mr. Caplinger, Mr. Clark, Mr. Cottingham, Mr. Dowden, Mr. Elmore, Mr. Giffin, Mr. McPherson, Mr. Ruckelshaus and Mr. Schneider. Councilmen Bayt and Campbell were out of Chambers when vote was taken. On motion duly made and seconded and carried by voice vote, Proposal No. 124, 1974, was tabled.

*PROPOSAL NO. 125, 1974.* Proposal No. 125, 1974, passed on the following roll call vote; *viz:* 19 Ayes: Mr. Byrum, Mr. Caplinger, Mr. Clark, Mr. Cottingham, Mr. Dowden, Mr. Elmore, Mr. Giffin, Mr. Gilmer, Mr. Gorham, Mr. Griffith, Mr. Hasbrook, Mr. Kimbell, Mr. McPherson, Mrs. Miller, Mr. Patterson, Mr. Schneider, Mr. SerVaas, Mr. Tintera and Mr. West. 7 Noes: Mr. Boyd, Mr. Broderick, Mr. Campbell, Mr. Cantwell, Mrs. Gibson, Mr. Hawkins and Mrs. Noel. Councilmen Bayt and Ruckelshaus were out of Chambers when vote was taken. Proposal No. 125, 1974, was retitled Fiscal Ordinance No. 18, 1974, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 18, 1974

A PROPOSAL FOR A FISCAL ORDINANCE amending the CITY-COUNTY ANNUAL BUDGET FOR 1974 (City-County Fiscal Ordinance No. 67, 1973, as amended) and appropriating the sum of Nine thousand eighty dollars (\$9,080.00) for certain purposes of the Legal Division, Department of Administration, by 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, the CITY-COUNTY ANNUAL BUDGET FOR 1974, as amended, is hereby further amended by the increases and reductions hereinafter stated to provide for certain additional personnel for the legal division by reducing certain other appropriations for that division.

Section 2. The sum of Nine thousand eighty dollars (\$9,080.00) 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  
LEGAL DIVISION

	<b>Consolidated County Fund</b>
10 Services Personal	\$ 9,080.00
	<hr/>
TOTAL INCREASES	\$ 9,080.00

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

DEPARTMENT OF ADMINISTRATION  
LEGAL DIVISION

	<b>Consolidated County Fund</b>
21 Services Contractual	\$ 9,080.00
	<hr/>
TOTAL REDUCTIONS	\$ 9,080.00

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

*PROPOSAL NOS. 128-142, 1974.* No action was taken on Proposal Nos. 128-142, 1974. Proposal Nos. 128-142, 1974, were retitled Rezoning Ordinance Nos. 57-71, 1974, and read as follows:

R.O. #57, 1974-74-Z-1

WARREN TOWNSHIP, COUNCILMANIC DISTRICT #14,  
411 SOUTH RITTER AVENUE, INDIANAPOLIS

Robert D. & Mary E. Pritchard by William F. LeMond, Attorney,  
412 Union Federal Building, request rezoning of 1.00 acre, being  
in D-5 district, to C-7 classification to provide for the expansion  
of storage area, for existing lumber yard.

R.O. #58, 1974-74-Z-4

PIKE TOWNSHIP, COUNCILMANIC DISTRICT #1,  
7710 NORTH MICHIGAN ROAD, INDIANAPOLIS

Philip R. Correll, Executor of the Estate of Edith Fortner by Alex L. Rogers, Attorney, 312 Union Federal Building, request rezoning of 0.45 acre, being in D-5 district, to C-3 classification to provide for a gift and yarn shop.

**R.O. #59, 1974—74-Z-30**

PIKE TOWNSHIP, COUNCILMANIC DISTRICT #1,  
7970 NORTH TOWNSHIP LINE ROAD, INDIANAPOLIS

Mutual Service Apartment Complex, Inc. & Joseph G. Wood, Jr. by James L. Tuohy, Attorney, One Indiana Square #1930 request rezoning of 10.00 acres, being in D-6 district to D-6 II classification to provide for luxury apartments and townhouses.

**R.O. #60, 1974—74-Z-32**

PERRY TOWNSHIP, COUNCILMANIC DISTRICT #24,  
1620 EAST EDGEWOOD AVENUE, INDIANAPOLIS

Donald & Mary Ann Shine by Raymond Good & Vernon E. Bert-ram, Attorneys, 5970 Madison Avenue request rezoning of 0.40 acre, being in D-1 district, to C-1 classification to provide for the expansion of professional building and parking lot.

**R.O. #61, 1974—74-Z-33**

PERRY TOWNSHIP, COUNCILMANIC DISTRICT #24,  
4402 EAST SOUTHPORT ROAD, INDIANAPOLIS

Harry A. & Laura Hamilton by James L. Tuohy, Attorney, One Indiana Square #1930 request rezoning of 6.64 acres, being in A-2 district, to C-6 classification to provide for a motel and restaurant.

**R.O. #62, 1974—74-Z-36**

PIKE TOWNSHIP, COUNCILMANIC DISTRICT #1,  
5731 GEORGETOWN ROAD, INDIANAPOLIS

56th & Georgetown Road Investors by Bamberger & Feibleman by James W. Beatty, Attorney, 500 Union Federal Building, request rezoning of 3.30 acres, being in D-7 district, to C-3 classification to provide for a shopping center.

**R.O. #63, 1974—74-Z-38**

CENTER TOWNSHIP, COUNCILMANIC DISTRICT #16,  
1819 WEST 16TH STREET, INDIANAPOLIS

Ted T. Skroch & W. W. Grainger, Inc. by Charles E. Wilson, Attorney, 111 Monument Circle request rezoning of 1.56 acres, being in C-5 district, to C-7 classification to provide for a warehouse and wholesale office.

**R.O. #64, 1974—74-Z-39**

WASHINGTON TOWNSHIP, COUNCILMANIC DISTRICT #2,  
1001 EAST 86TH STREET, INDIANAPOLIS

Arthur C. & Gladys V. Crews by Bruce A. Cordingley, Attorney, 111 Monument Circle 10th Floor, request rezoning of 0.58 acre, being in D-3 district, to C-1 classification to provide for an office building.

**R.O. #65, 1974—74-Z-43**

LAWRENCE TOWNSHIP, COUNCILMANIC DISTRICT #5,  
4201 NORTH FRANKLIN ROAD, INDIANAPOLIS

David J. Swain Associates by James W. Beatty, Attorney, 500 Union Federal Bldg. request rezoning of 1.38 acres, being in D-7 district, to C-3 classification to provide for a retail convenience center.

**R.O. #66, 1974—74-Z-47**

PERRY TOWNSHIP, COUNCILMANIC DISTRICT #25,  
780 WEST COUNTY LINE ROAD, SOUTH, INDIANAPOLIS

Tippecanoe Development Co., Inc. by Raymond Good, Attorney, 5972 Madison Ave. requests rezoning of 26.84 acres, being in A-2 district, to D-3 classification to provide for residential use by platting.

**R.O. #67, 1974—74-Z-49**

WASHINGTON TOWNSHIP, COUNCILMANIC DISTRICT #3,  
5531 EAST 82ND STREET, INDIANAPOLIS

J. V. Brunson, et al by Alig & Associates, Inc. by Raymond O. Lee, Vice-President, 211 North Delaware Street request rezoning of 11.14 acres, being in A-2 district, to C-1 classification to provide for an office park.



R.O. #68, 1974—74-Z-50

WASHINGTON TOWNSHIP, COUNCILMANIC DISTRICT #3,  
5505 EAST 82ND STREET, INDIANAPOLIS

J. V. Brunson, et al by Alig & Associates, Inc. by Raymond O. Lee, Vice-President, 211 North Delaware Street request rezoning of 7.49 acres, being in A-2 district, to C-3 classification to provide for retail sales buildings.

R.O. #69, 1974—74-Z-51

PIKE TOWNSHIP, COUNCILMANIC DISTRICT #1,  
6201 GEORGETOWN ROAD, INDIANAPOLIS

Jonathon Group, Inc. by William F. LeMond, Attorney, 412 Union Federal Building requests rezoning of 40.80 acres, being in A-2 district, to D-6 II classification to provide for apartments and condominiums.

R.O. #70, 1974—74-Z-52

WAYNE TOWNSHIP, COUNCILMANIC DISTRICT #8,  
3750 GUION ROAD, INDIANAPOLIS

Claramae Haywood, et al by Charles G. Castor, Attorney, One Indiana Square #2050 request rezoning of 7.44 acres, being in D-9 district, to C-S classification to provide for an office complex, with related restaurant and apothecary facilities.

R.O. #71, 1974—74-Z-93

WAYNE TOWNSHIP, COUNCILMANIC DISTRICT #17,  
718 OLIN AVENUE, INDIANAPOLIS

Metropolitan Development Commission, Division of Planning & Zoning by F. Ross Vogelgesang, Administrator, 2041 City-County Building, requests rezoning of 5.37 acres, being in PK-1 district, to I-3-U classification to permit industrial use.

### **SPECIAL ORDERS—NEW BUSINESS**

Councilman Byrum moved, seconded by Councilman Clark, for a resolution to approve the contract of the Indianapolis Bar Association for legal services for the

poor. Councilman Griffith raised a point of order of whether the motion by Councilman Byrum was in order. Councilman Griffith moved, seconded by Councilman Cantwell, to appeal the ruling of the Chair. The ruling of the Chair was *sustained* on the following roll call vote; *viz: 15 Ayes:* Mr. Byrum, Mr. Campbell, Mr. Caplinger, Mr. Clark, Mr. Dowden, Mr. Elmore, Mrs. Gibson, Mr. Gilmer, Mr. Hasbrook, Mr. McPherson, Mrs. Miller, Mr. Patterson, Mr. Ruckelshaus, Mr. Schneider and Mr. SerVaas. *10 Noes:* Mr. Boyd, Mr. Cantwell, Mr. Cottingham, Mr. Gorham, Mr. Griffith, Mr. Hawkins, Mr. Kimbell, Mrs. Noel, Mr. Tintera and Mr. West. Councilmen Bayt, Broderick and Giffin were out of Chambers when vote was taken.

Councilman Kimbell moved, seconded by Councilman Gorham, to recommit the LSO Resolution to the Community Affairs Committee. Councilman Hawkins moved, seconded by Councilman Clark, to table Councilman Kimbell's motion. The motion to table *failed* by voice vote. The motion to recommit *failed* on the following roll call vote; *viz: 12 Ayes:* Mr. Boyd, Mr. Broderick, Mr. Cantwell, Mr. Cottingham, Mr. Gilmer, Mr. Gorham, Mr. Griffith, Mr. Kimbell, Mrs. Noel, Mr. Patterson, Mr. Tintera and Mr. West. *14 Noes:* Mr. Byrum, Mr. Campbell, Mr. Caplinger, Mr. Clark, Mr. Dowden, Mr. Elmore, Mrs. Gibson, Mr. Hasbrook, Mr. Hawkins, Mr. McPherson, Mrs. Miller, Mr. Ruckelshaus, Mr. Schneider and Mr. SerVaas. Councilmen Bayt and Giffin were out of Chambers when vote was taken.

Councilman West moved, seconded by Councilman Tintera, to recommit the LSO Resolution to the Public

Safety Committee. The motion to recommit carried on the following roll call vote; *viz*: 14 Ayes: Mr. Boyd, Mr. Broderick, Mr. Campbell, Mr. Cantwell, Mrs. Gibson, Mr. Gilmer, Mr. Gorham, Mr. Griffith, Mr. Hawkins, Mr. Kimbell, Mrs. Noel, Mr. Patterson, Mr. Tintera and Mr. West. 12 Noes: Mr. Byrum, Mr. Caplinger, Mr. Clark, Mr. Cottingham, Mr. Dowden, Mr. Elmore, Mr. Hasbrook, Mr. McPherson, Mrs. Miller, Mr. Ruckelshaus, Mr. Schneider and Mr. SerVaas. Councilmen Bayt and Giffin were out of Chambers when vote was taken.

Councilman SerVaas moved, seconded by Councilman Gilmer, that the following persons be designated to represent the City-County Council at meetings related to Council business and that transportation, hotel rooms and registration fees be paid. The motion carried by voice vote.

Councilwoman Noel at the U. S. Conference of Mayors, June 22-26, 1974.

Councilman Griffith and Council Research Director Chuck Gebuhr at the Conference of Local Legislators, May 17-18, 1974.

Councilman Byrum at the New York Conference on Public Transportation

Councilman SerVaas moved, seconded by Councilman Byrum, for the approval of the appointments to the Emergency Ambulance Service Advisory Board as follows:

**EMERGENCY AMBULANCE SERVICE ADVISORY BOARD**

- Private Ambulance Service Provider (one)  
Jack Herider—AID Ambulance Service
- City-County Council Members (two)  
Jack Patterson  
William Schneider
- Physician employed full-time in an emergency room of a private hospital (one)  
Dr. Henry Bach—Methodist Hospital
- Member of the Greater Indianapolis Helicopter Committee (one)  
Chief Robert Chaplin—Indianapolis Fire Department
- Members of the Public-at-Large (two)  
George Dirks  
Dr. Brooks Fortune
- Representative of the Greater Indianapolis Hospital Association (one)  
Allen Hicks, President, Community Hospital
- Members of an organized Volunteer Fire Association in this County, which provides emergency ambulance service in this county (three)  
Gene Stofer  
Jim Aulby  
Elbert Elder
- Representative of General Hospital  
Dr. Carl Martz
- Representative of the Marion County Medical Society  
Art Loftin

The motion carried by voice vote.

### ANNOUNCEMENTS

The following Committee Meetings were scheduled:


Parks and Recreation	April 23, 1974	4:00 p.m.
Public Safety	May 3, 1974	4:00 p.m.

**ADJOURNMENT**

Upon motion by Councilman Gorham, seconded by Councilman Tintera, the meeting adjourned at 9.25 p.m.

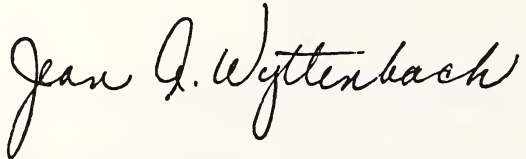
We hereby certify that the above and foregoing is a full, true and complete record of the proceedings of the City-County Council of Indianapolis-Marion County held at its Special Meeting on the 22nd day of April, 1974.

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



*President*

ATTEST



(SEAL)

*Clerk of the City-County Council*