

## REGULAR MEETING

Monday, August 5, 1974

A Regular Meeting of the City-County Council of Indianapolis, Marion County, convened in the Council Chambers of the City-County Building at 7:10 p.m., Monday, August 5, 1974, President Hasbrook in the Chair. Councilman Tintera opened with the prayer, followed by the Pledge of Allegiance.

## ROLL CALL

President Hasbrook instructed the Clerk to take the roll. Twenty-nine members being present, he announced a quorum. The roll call was as follows: *Present:* Mr. Bayt, Mr. Boyd, Mr. Broderick, Mr. Brown, 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.

## APPROVAL OF JOURNAL

President Hasbrook deferred approval of the journal of the meeting of July 29, 1974, until the August 19, 1974 Council meeting because of lack of sufficient time for completion.

**OFFICIAL COMMUNICATIONS**

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

July 31, 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.

**GENERAL ORDINANCE NO. 30, 1974**, amending Title 4, Chapter 7, Section 709 thereof, **VEHICLES MUST STOP BEFORE ENTERING PREFERENTIAL STREETS.**

**GENERAL ORDINANCE NO. 32, 1974**, amending Title 4, Chapter 13, Section 1303 thereof, **TRUCKS ON CERTAIN ROADS RESTRICTED (2) TRUCKS PROHIBITED (Oxford St.)**

**GENERAL ORDINANCE NO. 33, 1974**, amending Title 4, Chapter 7, Section 709 thereof, **VEHICLES MUST STOP BEFORE ENTERING PREFERENTIAL STREETS.**

**GENERAL ORDINANCE NO. 34, 1974**, amending Title 4, Chapter 8, Section 812, **PARKING PROHIBITED AT ALL TIMES ON CERTAIN STREETS.**

**GENERAL ORDINANCE NO. 35, 1974**, amending Chapters 11, 12 and 13 of Title 7 of the Code of Indianapolis and Marion County 1970, extending the time during which certain property must be held after notification of police.

**GENERAL ORDINANCE NO. 36, 1974**, amending Title 5, Chapter 17, Section 5-1702 of the Code of Indianapolis and Marion

County, 1970 repealing a certain provision restricting self-service stations.

**GENERAL ORDINANCE NO. 37, 1974**, amending Title 4, Chapter 4, Section 403 thereof, **ALTERATION OF PRIMÁ FACIE SPEED LIMITS.**

**GENERAL ORDINANCE NO. 40, 1974**, amending Title 4, Chapter 13, Section 1303 **TRUCKS ON CERTAIN ROADS RESTRICTED (2).**

Respectfully,

**RICHARD G. LUGAR**  
Mayor

August 5, 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 August 8, 1974 and August 15, 1974, a "Notice to Taxpayers", of a public hearing on Proposal Nos. 219 and 289, 1974, to be held on Monday, August 19, 1974, at 7:00 P.M., in the Council Chambers, City-County Building.

I also caused to be published in the Indianapolis Commercial on August 2, 1974, and August 9, 1974, and in the Indianapolis News on August 3, 1974, and August 10, 1974, G.O. Nos. 30, 31, 32, 33, 34, 35, 36, 37, and 40, 1974.

Respectfully

**JEAN A. WYTTENBACH**  
City Clerk

## INTRODUCTION OF PROPOSALS

*PROPOSAL NO. 299, 1974.* Introduced by Councilman Byrum. The Clerk read the proposal entitled: "A proposal for a General Ordinance further amending the Municipal Code, 1951, of the City of Indianapolis, Indiana, as amended, and more particularly Title 4, Traffic Code, Chapter 7, Section 709 thereof, **VEHICLES MUST STOP BEFORE ENTERING PREFERENTIAL STEETS**, establishing regulations, providing penalties, and fixing a time when the same shall be effective;" and the President referred it to the Transportation Committee.

*PROPOSAL NO. 300, 1974.* Introduced by Councilman Byrum. The Clerk read the proposal entitled: "A proposal for a General Ordinance further amending the Municipal Code, 1951, of the City of Indianapolis, Indiana, as amended, and more particularly Title 4, Traffic Code, Chapter 7, and Section 709 thereof, **VEHICLES MUST STOP BEFORE ENTERING PREFERENTIAL STREETS**, establishing regulations, providing penalties, and fixing a time when the same shall take effect;" and the President referred it to the Transportation Committee.

*PROPOSAL NO. 301, 1974.* Introduced by Councilman Byrum. The Clerk read the proposal entitled: "A proposal for a General Ordinance further amending the Municipal Code, 1951, of the City of Indianapolis, Indiana, as amended, and more particularly Title 4, Traffic Code, Chapter 8, Section 812 thereof, **PARKING PROHIBITED**

AT ALL TIMES ON CERTAIN STREETS, establishing regulations, providing penalties, and fixing a time when the same shall take effect;" and the President referred it to the Transportation Committee.

*PROPOSAL NO. 302, 1974.* Introduced by Councilman Byrum. The Clerk read the proposal entitled: "A proposal for a General Ordinance further amending the Municipal Code, 1951, of the City of Indianapolis, Indiana, as amended and more particularly Title 4, Traffic Code, Chapter 13, Section 1303. (2) thereof, TRUCKS ON CERTAIN ROADS RESTRICTED (2) TRUCKS PROHIBITED . . . in excess of 10,000 pounds . . . establishing regulations, providing penalties, and fixing a time when the same shall take effect;" and the President referred it to the Transportation Committee.

*PROPOSAL NO. 303, 1974.* Introduced by Councilman Byrum. The Clerk read the proposal entitled: "A proposal for a General Ordinance further amending the Municipal Code, 1951, of the City of Indianapolis, Indiana, as amended, and more particularly Title 4, Traffic Code, Chapter 4, and Section 403 thereof, ALTERATION OF PRIMA FACIE SPEED LIMITS, establishing regulations, providing penalties, and fixing a time when the same shall take effect;" and the President referred it to the Transportation Committee.

*PROPOSAL NO. 304, 1974.* Introduced by Councilman Byrum. The Clerk read the proposal entitled: "A proposal for a General Ordinance further amending the Municipal Code, 1951, of the City of Indianapolis, Indiana,

as amended and more particularly Title 4, Traffic Code, Chapter 7, Section 709 thereof, VEHICLES MUST STOP BEFORE ENTERING PREFERENTIAL STREETS, establishing regulations, providing penalties, and fixing a time when the same shall take effect;" and the President referred it to the Transportation Committee.

*PROPOSAL NO. 305, 1974.* Introduced by Councilman SerVaas. The Clerk read the proposal entitled: "A proposal for a Fiscal Ordinance adopting the City-County Annual Budget for 1975, appropriating all amounts necessary to defray expenses for the operation of every facet of consolidated government of the City of Indianapolis and of Marion County for the calendar and fiscal year beginning January 1, 1975 and ending December 31, 1975 and allocating receipts and establishing the method of financing such expenses;" and the President referred it to the Committee of the Whole for hearing September 9, 1974.

*PROPOSAL NO. 306, 1974.* Introduced by Councilman SerVaas. The Clerk read the proposal entitled: "A proposal for a Fiscal Ordinance fixing the salaries of all officers, deputies, assistants and employees, whose salaries are paid from any county fund, except those excluded by I.C. 1971, 17-1-24-18.1 and fixing the number of deputies, assistants and employees of each such office, department, commission, and agency for the calendar year 1975;" and the President referred it to the Committee of the Whole for hearing September 9, 1974 [preliminary meetings held by County and Townships Committee].

*PROPOSAL NO. 307, 1974.* Introduced by Councilman Patterson. The Clerk read the proposal entitled: "A proposal for a Fiscal Ordinance amending the City-County Annual Budget for 1974 and 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;" and the President referred it to the Municipal Corporations Committee.

*PROPOSAL NO. 308, 1974.* Introduced by Councilman Griffith. The Clerk read the proposal entitled: "A proposal for a Fiscal Ordinance amending the City-County Annual Budget for 1974 and 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;" and the President referred it to the Community Affairs Committee.

*PROPOSAL NO. 309, 1974.* Introduced by Councilman Griffith. The Clerk read the proposal entitled: "A proposal for a Fiscal Ordinance amending the City-County Annual Budget for 1974 and 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;" and the President referred it to the Community Affairs Committee.

### **MODIFICATIONS OF SPECIAL ORDERS**

After a brief explanation, Councilman West moved that Proposal Nos. 287 and 288, 1974 be placed on the Agenda for Final Adoption. The motion was duly seconded and carried by unanimous voice vote.

### **SPECIAL ORDERS—PUBLIC HEARING**

Mr. John Walls, Chairman of the Board, Indianapolis Public Transportation Corporation, gave a report on the first year of operation of the IPTC.

### **SPECIAL ORDERS—FINAL ADOPTION**

*PROPOSAL NO. 287, 1974.* After discussion, Councilman West moved, seconded by Councilman Boyd, to amend Proposal No. 287, 1974, by striking the proposal as introduced and inserting in lieu thereof, Proposal No. 287, 1974, As Amended. The motion carried on the following roll call vote; *viz: 16 Ayes.* Mr. Bayt, Mrs. Boyd, Mr. Broderick, Mr. Brown, Mr. Campbell, Mr. Cantwell, Mr. Clark, Mrs. Gibson, Mr. Gorham, Mr. Hasbrook, Mr. Hawkins, Mr. Kimbell, Mrs. Noel, Mr. Patterson, Mr. Tintera, and Mr. West. *13 Noes.* Mr. Byrum, Mr. Caplinger, Mr. Cottingham, Mr. Dowden, Mr. Elmore, Mr. Giffin, Mr. Gilmer, Mr. Griffith, Mr. McPherson, Mrs. Miller, Mr. Ruckelshaus, Mr. Schneider, Mr. Ser-Vaas.

After further discussion, Councilman West moved, seconded by Councilman Boyd, that Proposal No. 287, 1974, be adopted as amended. The proposal was defeated

on the following roll call vote; *viz*: 13 *Ayes*. Mr. Bayt, Mr. Boyd, Mr. Broderick, Mr. Brown, Mr. Campbell, Mr. Cantwell, Mr. Clark, Mrs. Gibson, Mr. Hasbrook, Mr. Hawkins, Mrs. Noel, Mr. Tintera, and Mr. West. 16 *Noes*. Mr. Byrum, Mr. Caplinger, Mr. Cottingham, Mr. Dowden, Mr. Elmore, Mr. Giffin, Mr. Gilmer, Mr. Gorham, Mr. Griffith, Mr. Kimbell, Mr. McPherson, Mrs. Miller, Mr. Patterson, Mr. Ruckelshaus, Mr. Schneider, Mr. SerVaas.

*PROPOSAL NO. 288, 1974.* After discussion, Councilman West, seconded by Councilman Clark, moved to amend Proposal No. 288, 1974, by striking in Section 1, Line 9 the figures \$56,000.00 and inserting in lieu thereof the figures "\$58,000.00." The motion to amend carried on the following roll call vote; *viz*: 19 *Ayes*. Mr. Bayt, Mr. Boyd, Mr. Broderick, Mr. Brown, Mr. Byrum, Mr. Campbell, Mr. Cantwell, Mr. Clark, Mrs. Gibson, Mr. Gorham, Mr. Griffith, Mr. Hasbrook, Mr. Hawkins, Mr. Kimbell, Mrs. Noel, Mr. Patterson, Mr. SerVaas, Mr. Tintera, and Mr. West. 10 *Noes*. Mr. Caplinger, Mr. Cottingham, Mr. Dowden, Mr. Elmore, Mr. Giffin, Mr. Gilmer, Mr. McPherson, Mr. Ruckelshaus, and Mr. Schneider.

After further discussion, Proposal No. 288, 1974, As Amended, passed on the following roll call vote; *viz*: 18 *Ayes*. Mr. Bayt, Mr. Boyd, Mr. Broderick, Mr. Brown, Mr. Campbell, Mr. Cantwell, Mr. Caplinger, Mrs. Gibson, Mr. Griffith, Mr. Hasbrook, Mr. Hawkins, Mr. Kimbell, Mrs. Noel, Mr. Patterson, Mr. SerVaas, Mr. Tintera, and Mr. West. 11 *Noes*. Mr. Byrum, Mr. Cottingham, Mr. Dowden, Mr. Elmore, Mr. Giffin, Mr. Gilmer, Mr. Gor-

ham, Mr. McPherson, Mrs. Miller, Mr. Ruckelshaus, Mr. Schneider. Proposal No. 288, 1974 was retitled Fiscal Ordinance No. 36, 1974 and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 36, 1974

A FISCAL ORDINANCE amending the CITY-COUNTY ANNUAL BUDGET FOR 1974 (City-County Fiscal Ordinance No. 67, 1973, as amended) and approving certain additional projects of the Community Services 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.

WHEREAS, by grant agreement executed August 24, 1970, between the United States of America and the City of Indianapolis, the City of Indianapolis became a participant in and receives federal assistance for carrying out the Comprehensive Program under Title 1 of the Demonstration Cities and Metropolitan Development Act of 1966; and

WHEREAS, the City-County Council by its adoption of General Resolution No. 3, 1973, authorized the submission of the proposed 1973 program amendments for Action Year 4 to the Secretary of Housing and Urban Development; and

WHEREAS, the proposed Action Year 4 amendments to the Comprehensive Year Program are described and set forth in a revised budget grant submitted to the secretary (copies of which dated April 19, 1973 are on file with the Clerk of the Council and incorporated herein by reference) and have now been submitted to this Council for appropriate action upon the appropriations therefore; and

WHEREAS, the City-County Council determines to approve the projects and activities as hereinafter defined and to appropriate the funds for the same, all in accordance with this ordinance; now, therefore,

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

Section 1. Section 8 of the CITY-COUNTY ANNUAL BUDGET FOR 1974 is hereby amended to approve additional activities and programs of the Community Services Program relating to Economic Development as proposed in the Action Year 4 amendment to the Comprehensive Year Program set forth in the revised grant budget submitted to the Secretary of Housing and Urban Development and to such end that the following activities and programs are added after Line 9 of Section 8 of the CITY-COUNTY ANNUAL BUDGET OF 1974, to wit:

Activity Category	Contracting Agency	General Description Limitations	Amount
Economic Development	Community Services Program-Operations	u/c Contractors' Advisory Council, Inc.	\$58,000.00

Section 2. The programs and activities approved in Section 1 shall be subject to all the terms and conditions imposed by Section 8 of the CITY-COUNTY ANNUAL BUDGET FOR 1974.

Section 3. The Mayor is authorized to accept the revised grant budget as it pertained to these activities approved in Section 1 and to execute an amendment to the Community Services Program grant agreement to that effect.

Section 4. The Mayor is authorized to do all things necessary to carry out the Comprehensive Program in accordance with this ordinance, including the submission of such reports, certification, and other material as the Secretary shall require.

Section 5. The Controller or his successor or his delegate may do all things required to be done in order to obtain payment of the grant, including, but not limited to, the selection of a commercial bank to receive payment vouchers, the submission of signature specimens, and the filing of requests for payment.

Section 6. The City-County Council assumes full responsibility for assuring that all grant funds will be used in an economical and efficient manner in carrying out the Comprehensive Program, as amended, and assures the necessary non-federal share of the costs of program administration.

Section 7. This Ordinance will be in full force and effect from and after its adoption and approval by the Mayor.

There being no further business, upon motion made and duly seconded, the meeting of the City-County Council adjourned at 8:14 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 29th day of July, 1974.

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



ATTEST:

*President*

(SEAL)

*Clerk of the City-County Council*