

**CITY-COUNTY COUNCIL  
INDIANAPOLIS, MARION COUNTY, INDIANA  
REGULAR MEETING  
Monday, January 7, 1980**

A Regular Meeting of the City-County Council of Indianapolis, Marion County, Indiana, convened in the Council Chambers of the City-County Building, at 7:13 p.m., Monday, January 7, 1980. President SerVaas in the chair. President SerVaas opened the meeting with a prayer, followed by the Pledge of Allegiance.

**ROLL CALL**

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

*PRESENT: Mr. Boyd, Dr. Borst, Mrs. Brinkman, Mr. Campbell, Mr. Clark, Mr. Cottingham, Mrs. Coughenour, Mr. Dowden, Mr. Durnil, Mr. Gilmer, Mr. Hawkins, Mr. Holmes, Mr. Howard, Mr. Jones, Mrs. Journey, Mr. McGrath, Mr. Miller, Mrs. Nickell, Mr. Page, Mrs. Parker, Mr. Rader, Mr. Rhodes, Mr. Schneider, Mr. SerVaas, Mrs. Stewart, Mr. Strader, Mr. Tintera, Mr. Vollmer, Mr. West*

**SELECTION OF TEMPORARY OFFICERS**

By consent of the Council, Mr. Robert Elrod was appointed temporary chairman of this meeting, and Mrs. Beverly S. Rippy, the temporary secretary. President SerVaas then surrendered the gavel to Mr. Elrod.

**CONFIRMATION OF RULES AND ADOPTION  
OF SPECIAL ORDER OF BUSINESS**

Councillor Clark moved, seconded by Councillor Tintera, the following:

**CITY-COUNTY COUNCIL MOTION**

**Mr. President:**

**I move that the "Rules of the City-County Council" as codified in section 2-32 through 2-124 (inclusive) of the "Code of Indianapolis and Marion County, Indiana", be confirmed and adopted as the Rules of the Third City-County Council, except that the order of business for this first meeting of the Third City-County Council be adopted as distributed.**

**Councillor Clark**

The motion carried by unanimous voice vote.

## ELECTION OF OFFICERS

Mr. Elrod opened the floor for nominations for the office of President. Councillor Miller nominated, seconded by Councillor Tintera, Councillor SerVaas. Councillor Durnil moved, seconded by Councillor Parker, that the nominations be closed. Councillor SerVaas was then elected President of the City-County Council for 1980 by unanimous voice vote. Mr. Elrod then entertained nominations for the office of Vice-President. Councillor Miller nominated Mr. Clark, seconded by Councillor Howard. Councillor Cottingham moved that nominations be closed, seconded by Councillor Dowden. Councillor Clark was then elected by unanimous voice vote, Vice-President of the City-County Council for 1980.

## ELECTION OF CLERK OF THE COUNCIL

Mr. Elrod requested the Clerk to read all petitions for Clerk which, in accordance with the Rules of the Council, were to be filed forty-eight hours prior to the City-County Council meeting. Mrs. Rippy stated that only one petition had been filed. She then read the following:

### **PETITION OF NOMINATION FOR CLERK OF THE CITY—COUNTY COUNCIL**

**The undersigned members of the City-County Council hereby nominate Beverly S. Rippy for the Office of Clerk of the City-County Council for a term of one (1) year.**

**Beurt SerVaas  
Richard Clark  
Stephen R. West  
Gordon G. Gilmer  
Dave P. McGrath  
Donald W. Miller  
Allen Durnil**

Mrs. Rippy was elected Clerk of the City-County Council for the year 1980 by unanimous voice vote.

## CERTIFICATION OF CAUCUS LEADERS

President SerVaas read the following certifications:

### **CERTIFICATION OF ELECTION OF CAUCUS LEADER**

**The undersigned Councilmen having affiliated themselves with the caucus of the Republican Party, hereby certify that by a vote taken at the caucus on the 10th day of December, 1979, Richard F. Clark was elected as caucus leader.**

Beurt SerVaas  
Richard F. Clark  
Philip C. Borst  
Joyce Brinkman  
Paula M. Parker  
William A. Dowden  
Beulah Coughenour  
George B. Tintera  
Allen Durnil  
Stephen R. West

Stanley Strader  
Gordon G. Gilmer  
Wayne E. Rader  
Holley M. Holmes  
Donald W. Miller  
Patricia M. Nickell  
Stuart W. Rhodes  
David N. Jones  
Betty Stewart

The undersigned Councilmen having affiliated themselves with the caucus of the Democratic Party, hereby certify that by a vote taken at the caucus on the 10th day of December, 1979, Rozelle Boyd was elected as caucus leader.

Lula Journey  
Harold Hawkins  
Edgar Campbell  
David J. Page

Michael Vollmer  
Rozelle Boyd  
Glenn L. Howard

[Clerk's Note: Following the certification of the caucus leaders, Dr. SerVaas resumed presiding at the meeting.]

## REPORT OF THE COMMITTEE ON COMMITTEES

President SerVaas announced that committee assignments had been made for all committees for 1980 by the Committee on Committees. President SerVaas submitted the following list of committees, which are subject to changes made by the caucus leaders:

Economic Development: Mr. Tintera, Chairman, Mr. Rhodes, Mr. Jones, Mr. Gilmer, Mr. Boyd, Mr. West

Metropolitan Development: Mr. Durnil, Chairman, Mrs. Parker, Mrs. Journey, Mr. Schneider, Mr. Jones, Mr. Rader

County & Townships: Mr. Schneider, Chairman, Mr. Rhodes, Mrs. Brinkman, Mr. Howard, Mr. Cottingham

Transportation: Mr. McGrath, Chairman, Mrs. Stewart, Mr. Rader, Mr. Jones, Mr. Page, Mr. Strader

Public Works: Mrs. Coughenour, Chairman, Mr. Vollmer, Mr. Miller, Mrs. Nickell, Mrs. Stewart

Parks and Recreation: Mr. Gilmer, Chairman, Mr. Clark, Mr. Rader, Mrs. Nickell, Mr. Campbell, Mr. Holmes, Mrs. Journey

Rules & Public Policy: Mr. Cottingham, Chairman, Mrs. Coughenour, Mr. Page, Mr. Durnil, Mr. Clark, Mr. Boyd, Dr. SerVaas

Community Affairs: Mr. Dowden, Chairman, Dr. Borst, Mr. Strader, Mr. Howard, Mrs. Stewart, Mr. Holmes

Administration: Mr. Miller, Chairman, Mr. McGrath, Mr. Hawkins, Mr. Dowden, Mr. Tintera

Municipal Corporations: Mrs. Parker, Chairman, Mr. Vollmer, Dr. Borst, Mr. Strader, Mrs. Brinkman  
Public Safety and Criminal Justice: Mr. West, Chairman, Mr. Holmes, Mr. Hawkins, Mr. Campbell, Dr. Borst, Mr. Rhodes

## OFFICIAL COMMUNICATIONS

The Chair called for the reading of Official Communications. The Clerk read the following:

**TO ALL MEMBERS OF THE CITY—COUNTY COUNCIL  
OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA:**

**Ladies and Gentlemen:**

You are hereby notified that there will be a **REGULAR MEETING** of the City-County Council held in the City-County Building, in the Council Chambers, on Monday, January 7, 1980, at 7:00 p.m. The purpose of such **MEETING** being to conduct any and all business that may properly come before the regular meeting of the Council.

Respectfully,

s/Beurt SerVaas, President  
City-County Council

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

**Ladies and Gentlemen:**

Pursuant to the laws of the State of Indiana, I caused to be published in the Indianapolis **NEWS** and the Indianapolis **COMMERCIAL** on December 21, 1979, and on December 28, 1979, a correction to the previous publication of **CITY—COUNTY GENERAL ORDINANCE NO. 125, 1979.**

Respectfully,

s/Beverly S. Rippy  
City Clerk

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

**Ladies and Gentlemen:**

Pursuant to the laws of the State of Indiana, I caused to be published in The Indianapolis **NEWS** and The Indianapolis **COMMERCIAL** on Decemver 27, 1979, and January 3, 1980 a copy of **NOTICE TO TAXPAYERS of a Public Hearing on Proposal Nos. 603, and 607, 1979, to be held on Monday, January 7, 1980, at 7:00 p.m. in the City-County Building.**

Respectfully,  
s/Beverly S. Rippy  
City Clerk

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

Ladies and Gentlemen:

I have this day approved with my signature and delivered to the Clerk of the City-County Council, Mrs. Beverly S. Rippy, the following ordinance:

**FISCAL ORDINANCE NO. 154, 1979**, amending the City-County Annual Budget for 1979 and appropriating an additional one million ninety-eight thousand dollars in the Sanitation General Fund for purposes of the Department of Public Works, Sanitary (Liquid Waste) Division and reducing the unappropriated and unencumbered balance in the Sanitation General Fund.

Respectfully submitted,

s/William H. Hudnut, III  
Mayor

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

Ladies and Gentlemen:

I have this day approved with my signature and delivered to the Clerk of the City-County Council, Mrs. Beverly S. Rippy, the following ordinances and resolutions:

**FISCAL ORDINANCE NO. 158, 1979**, amending the City-County Annual Budget for 1979 transferring and appropriating six thousand dollars in the Consolidated County Fund for purposes of Code Enforcement Division, Department of Metropolitan Development and reducing certain other appropriations for that division.

**GENERAL ORDINANCE NO. 131, 1979**, establishing intersection controls at certain intersections.

**GENERAL ORDINANCE NO. 133, 1979**, amending the Code of Indianapolis and Marion County by amending Chapter 13, Article 1 concerning the control, deposit, removal and disposal of solid wastes, and repealing Chapter 13, Article II concerning private refuse dumps.

**GENERAL ORDINANCE NO. 134, 1979**, establishing intersection controls at certain intersections.

**GENERAL ORDINANCE NO. 135, 1979**, establishing intersection controls at certain intersections.

**GENERAL ORDINANCE NO. 136, 1979**, amending the Code of Indianapolis and Marion County, Indiana, by adding a new Article IV to Chapter 14, prohibiting certain hazardous conditions at construction sites, requiring bonds, providing for enforcement thereof and penalties for violation.

**GENERAL ORDINANCE NO. 137, 1979**, amending the Code of Indianapolis and Marion County, Indiana, specifically, "Section 23-25, Leave allowances generally," provides for thirty-day transition period.

**SPECIAL ORDINANCE NO. 46, 1979**, authorizing the City of Indianapolis to issue its "Economic Development Revenue Bonds, series 1979 (Allied Grocers of Indiana, Inc. Project)" in the principal amount of two million dollars and approving and authorizing other actions in respect thereto.

**SPECIAL ORDINANCE NO. 47, 1979**, authorizing the City of Indianapolis to issue its "Economic Development Revenue Bonds, series 1979 (Technicarbon Company, Inc. Project)" in the principal amount of one million three hundred thousand dollars and approving and authorizing other actions in respect thereto.

**GENERAL RESOLUTION NO. 16, 1979**, approving the agreement between the City of Indianapolis and the Ben Davis Conservancy District for sewage transportation and treatment services and recommending Council action.

**SPECIAL RESOLUTION NO. 48, 1979**, approving and authorizing certain actions and proceedings with respect to certain proposed economic development bonds.

**SPECIAL RESOLUTION NO. 49, 1979**, approving and authorizing certain actions and proceedings with respect to certain proposed economic development bonds.

**SPECIAL RESOLUTION NO. 50, 1979**, changing the name of Northwestern Avenue north of 38th Street to "Michigan Road."

Respectfully submitted,

s/William H. Hudnut, III  
Mayor

## CORRECTION OF JOURNAL

The Chair called for additions or corrections to the Journal of December 10, 1979. There being no additions or corrections, the minutes of December 10, 1979, were approved, as distributed.

## INTRODUCTION OF GUESTS

Mr. Clark introduced members of the Lowell Civic League, and its president, Ms. Cathy Hamilton, present for the public hearing on Proposal No. 603, 1979. President SerVaas introduced the Boy Scouts from the second district. Councillor Vollmer introduced Mr. Doug McKuin, owner of the Record Co. Councillor Howard introduced former Councillor Max Lyons. Councillor Parker introduced her former classmate, Mr. Mike Young. Councillor Jones introduced the Decatur Township Assessor, Mr. Charles L. Coleman.

## PRESENTATION OF PETITIONS, MEMORIALS, SPECIAL RESOLUTIONS, AND COUNCIL RESOLUTIONS

PROPOSAL NO. 40, 1980. Councillor Cottingham read the proposal entitled "A Proposal for a SPECIAL RESOLUTION in memoriam: Harry Andrews." Councillor Cottingham moved, seconded by Councillor Brinkman for adoption of this special resolution. Proposal No. 40, 1980, was then adopted by unanimous voice vote and was retitled SPECIAL RESOLUTION NO. 1, 1980, and reads as follows:

### CITY—COUNTY SPECIAL RESOLUTION NO. 1, 1980

**A SPECIAL RESOLUTION in memoriam: Harry Andrews**

**WHEREAS, Harry Andrews was the Farm Director of WIBC radio station for twenty-seven years, producing the Town & County Program broadcast from his farm Bunion Acres, ten hours every week; and**

**WHEREAS, Harry Andrews was the recipient of the Midwest Farm Broadcaster of the Year by the Federal Land Bank of Louisville, Farm Bureau's Good Neighbor Award for four consecutive years, listed in both the Midwest and World Agricultural Who's Who; and a honorary member of the Future Farmers of America, Indiana and Illinois associations; now therefore:**

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

**SECTION 1. The City-County Council extends its deepest sympathy at the loss of this outstanding citizen, and appreciation for the benefit which has accrued to the citizens of this community and throughout the state because of the public service of Harry Andrews through his broadcasting career.**

**SECTION 2. The Mayor is invited to join in the expression of this resolution by affixing his signature hereto.**

## INTRODUCTION OF PROPOSALS

PROPOSAL NO. 1, 1980. Introduced by President SerVaas. The Clerk read the proposal entitled: "A Proposal for a Council Resolution approving a schedule of regular council meetings for the year 1980;" and the President, by consent of the Council, referred it to be heard under New Business.

PROPOSAL NO. 2, 1980. Introduced by Councillor Clark. The Clerk read the proposal entitled: "A Proposal for a Council Resolution approving the appointment of certain persons by the Mayor to fulfill the offices of Deputy Mayors and Department Directors during the period from January 1, 1980, to December 31, 1980;" and the President assigned these appointments to their respective committees.

PROPOSAL NO. 3, 1980. Introduced by Councillor Miller. The Clerk read the proposal entitled: "A Proposal for a Council Resolution appointing Charles Gynn as the Executive Director of the Human Rights Commission;" and the President referred it to the Administration Committee.

PROPOSAL NO. 4, 1980. Introduced by Councillor Clark. The Clerk read the proposal entitled: "A Proposal for a General Ordinance amending the Code of Indianapolis and Marion County, Indiana, by amending Sections 16-50, 16-51, and 16-52, dealing with procedures before the Human Rights Commission;" and the President referred it to the Administration Committee.

PROPOSAL NOS. 5-11, 1980. Introduced by Councillor Miller. The Clerk read the proposals entitled: "Proposals for Council Resolutions authorizing the allocation of Public Service Employment expenditures from federal grants for various community projects pursuant to the Comprehensive Employment and Training Act of 1973, as amended;" the President referred each of these proposals to the Administration Committee.

PROPOSAL NO. 12, 1980. Introduced by Councillor Miller. The Clerk read the proposal entitled: "A Proposal for a General Ordinance amending the Code of Indianapolis and Marion County by amending Section 17-6 and deleting Section 17-31 (6) to streamline the licensing procedures;" and the President referred it to the Administration Committee.

PROPOSAL NO. 13, 1980. Introduced by Councillor Boyd. The Clerk read the proposal entitled: "A Proposal for a General Ordinance requiring a license permit and surety bond for certain events having public attendance;" and the President referred it to the Administration Committee.

PROPOSAL NO. 14, 1980. Introduced by Councillor Schneider. The Clerk read the proposal entitled: "A Proposal for a General Ordinance amending City-County General Ordinance No. 83, 1979, authorizing changes in the personnel compensation schedule of the Center Township Trustee's Office;" and the President referred it to the County & Townships Committee.

PROPOSAL NO. 15, 1980. Introduced by Councillor Schneider. The Clerk read the proposal entitled: "A Proposal for a General Ordinance amending City-County General Ordinance No. 83, 1979 authorizing changes in the personnel compensation schedule of the Decatur Township Trustee's Office;" and the President referred it to the County & Townships Committee.



PROPOSAL NO. 16, 1980. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance amending the City-County Annual Budget for 1980 (City-County Fiscal Ordinance No. 106, 1979) authorizing changes in the personnel compensation schedule (Section 3.02) of the Guardian Home;" and the President referred it to the Community Affairs Committee.

PROPOSAL NO. 17, 1980. Introduced by Councillor Schneider. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance amending the City-County Annual Budget for 1980 (City-County Fiscal Ordinance No. 106, 1979) authorizing changes in the personnel compensation schedule (Section 2.03) of the Decatur and Franklin Township Assessors' Offices;" and the President referred it to the County & Townships Committee.

PROPOSAL NO. 18, 1980. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance amending the City-County Annual Budget for 1980 (City-County Fiscal Ordinance No. 106, 1979) authorizing changes in the personnel compensation schedule (Section 2.03) of the Cooperative Extension Office;" and the President referred it to the Community Affairs Committee.

PROPOSAL NO. 19, 1980. Introduced by Councillor Schneider. The Clerk read the proposal entitled: "A Proposal for a General Ordinance amending the City-County General Ordinance No. 83, 1979, authorizing changes in the personnel schedule of the Perry Township Trustee's Office;" and the President referred it to the County & Townships Committee.

PROPOSAL NO. 20, 1980. Introduced by Councillor Tintera. The Clerk read the proposal entitled: "A Proposal for a Special Resolution approving and authorizing certain actions and proceedings with respect to certain proposed economic development bonds;" and the President referred it to the Economic Development Committee.

PROPOSAL NO. 21, 1980. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a General Ordinance amending the Code of Indianapolis and Marion County by amending Sec. 20-44 which deals with obscene conduct;" and the President referred it to the Public Safety & Criminal Justice Committee.

PROPOSAL NO. 22, 1980. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance amending the City-County Annual Budget for 1980 (City-County Fiscal Ordinance No. 106, 1979) and appropriating an additional Ten thousand five hundred dollars (\$10,500) in the County General Fund for purposes of the Superior Court, Civil Division, Room 5, and reducing certain other appropriations for the Marion County Sheriff;" and the President referred it to the Public Safety & Criminal Justice Committee.

PROPOSAL NO. 23, 1980. Introduced by Councillor Howard. The Clerk read the proposal entitled: "A Proposal for a Special Resolution recommending that the Governor and the Legislature of the State of Indiana name a portion of the interstate expressway located in Marion County, 'Martin Luther King, Jr., Expressway';" and the President referred it to the Transportation Committee.

PROPOSAL NO. 24, 1980. Introduced by Councillor Rhodes. The Clerk read the proposal entitled: "A Proposal for a General Ordinance establishing intersection controls at certain intersections [Amends Code Section 29-92];" and the President referred it to the Transportation Committee.

PROPOSAL NO. 25, 1980. Introduced by Councillor Page. The Clerk read the proposal entitled: "A Proposal for a General Ordinance changing a certain street from one-way to two-way traffic.[Amends Code Section 29-166];" and the President referred it to the Transportation Committee.

PROPOSAL NO. 26, 1980. Introduced by Councillor Durnil. The Clerk read the proposal entitled: "A Proposal for a Rezoning Ordinance certified from the Metropolitan Development Commission on December 20, 1979;" and the President referred it to the Committee of the Whole to be heard under New Business.

PROPOSAL NOS. 27-30, 1980. Introduced by Councillor Durnil. The Clerk read the proposals entitled: "Proposals for Rezoning Ordinances certified from the Metropolitan Development Commission on December 20, 1979;" and the President referred them to the Committee of the Whole to be heard under New Business.

PROPOSAL NOS. 31-38, 1980. Introduced by Councillor Durnil. The Clerk read the proposal entitled: "Proposals for Rezoning Ordinances certified from the Metropolitan Development Commission on January 3, 1980." Councillor Jones then moved, seconded by Councillor Parker, the following:

## CITY—COUNTY COUNCIL MOTION

**Mr. President:**

I move that the City-County Council do hold a further public hearing of Proposal Nos. 31, and 32, 1980, entitled: "Proposals for REZONING ORDINANCES" as certified from the Metropolitan Development Commission as Docket Nos. 79-Z-163, and 79-Z-164, respectively; that the Council do hereby schedule the same for a public hearing before the full City-County Council at its next regular meeting on January 21, 1980, at 7:00 p.m. or as soon thereafter as the same may be heard; and that the Clerk be and is hereby instructed to cause the proper legal notices of such hearings to be given.

**Councillor Jones**

The motion carried by unanimous voice vote. President SerVaas then referred Proposal Nos. 33-38, 1980 to the Committee of the Whole to be heard under New Business.

PROPOSAL NO. 39, 1980. Introduced by Councillor Durnil. The Clerk read the Proposal entitled: "A Proposal for a General Resolution authorizing the City of Indianapolis to participate in the Urban Development Action Grant and receive grants as provided by Section 110 of the Housing and Community Development Act of 1977 and designating and authorizing the Mayor as the appropriate officer of the City of Indianapolis to make application under said federal statute;" and the President referred it to the Metropolitan Development Committee.

PROPOSAL NO. 40, 1980. This proposal was read and adopted in Presentation of Petitions, Memorials, Special Resolutions, and Council Resolutions.

PROPOSAL NO. 41, 1980. Councillor Brinkman moved the following:

## CITY—COUNTY COUNCIL MOTION

**Mr. President:**

I move that the Rules of the Council on preparation, initiation, and introduction of proposals be suspended and the attached material be introduced as Proposal No. 41, 1980, although not timely submitted under the Rules.

**Councillor Brinkman**

Council consent was given. The Clerk read the proposal entitled: "A Proposal for a General Ordinance amending the City-County General Ordinance No. 83, 1979 authorizing changes in the personnel compensation schedule of the Pike Township Trustee's Office;" and the President referred it to the County & Townships Committee.

## MODIFICATION OF SPECIAL ORDERS

PROPOSAL NO. 607, 1980. Councillor Gilmer moved, seconded by Councillor Tintera, for a rejection of this proposal, sending it back to the Metropolitan Development Commission for further public hearing due to improper notification, with the request that the Rules on rehearing and the filing fee be waived to permit immediate re-docketing and rehearing as soon as proper notices could be given. The motion to reject Proposal No. 607, 1979, and send it back to the Metropolitan Development Commission, carried by the following roll call vote; viz:

29 AYES: *Mr. Boyd, Dr. Borst, Mrs. Brinkman, Mr. Campbell, Mr. Clark, Mr. Cottingham, Mrs. Coughenour, Mr. Dowden, Mr. Durnil, Mr. Gilmer, Mr. Hawkins, Mr. Holmes, Mr. Howard, Mrs. Journey, Mr. McGrath, Mr. Miller, Mrs. Nickell, Mr. Miller, Mr. Page, Mrs. Parker, Mr. Rader, Mr. Rhodes, Mr. Schneider, Mr. SerVaas, Mrs. Stewart, Mr. Strader, Mr. Tintera, Mr. Vollmer, Mr. West*

NO NOES

## SPECIAL ORDERS – PUBLIC HEARING

PROPOSAL NO. 603, 1979. President SerVaas introduced the petitioner, Dr. Cristie, his attorney Mr. Nickels, and the remonstrator Ms. Cathy Hamilton. He instructed them that Councillor Clark would have two minutes for opening statements. Immediately following, Mr. Nickels would have up to twenty minutes to present his arguments. Cathy Hamilton, representing the Lowell Civic League, the remonstrators, would also have up to twenty minutes. Public comment was then reserved, permitting two minutes per person. Each councillor would then have two minutes each, with Councillor Clark having five minutes to close. The petitioners' rebuttal and the remonstrators' rebuttal would then take place with the council vote on Proposal No. 603, 1979, completing the public hearing. The Council recessed to a Committee of the Whole at 7:50 p.m. Mr. Nickels, with the aid of an overhead projector, described the area of the proposed site in reference to the neighborhood represented by the members of the Lowell Civic League. Mr. Nickels stated that his client proposed that commercial development in the form of small shops and private business be established. Mr. Nickels reserved twelve minutes for his rebuttal. At 8:06 p.m., Cathy Hamilton, representing the Lowell Civic League then spoke explaining that the league opposes any commercial zoning north of Troy Avenue, and the rezoning of this area to commercial use would encourage further commercial development closer to their neighborhood. Ms. Hamilton made reference to the staff report which supported the argument that

there was insufficient water, sewer, and drainage facilities. Ms. Hamilton also reserved twelve minutes for rebuttal. Mr. R. V. Utter, a resident of the area since 1938 spoke in opposition to the rezoning. Mr. Clark closed by stating that the quality of the neighborhood should be upheld, and that in his opinion, rezoning of this area would lead to a more extensive concentration of commercialism detrimental to the existing neighborhood, in an area that is primarily residential. Councillor Clark also pointed out that the integrity of the comprehensive plan and staff report of the Metropolitan Development Commission must be upheld to preserve the credibility of the commission. The remainder of the petitioners' and the remonstrators' rebuttal was used for questions and debate. President SerVaas then instructed the Council to vote on Proposal No. 603, 1979, with the understanding that a negative two-thirds vote by the Council would overturn the vote of the commission. Proposal No. 603, 1979, was defeated on the following roll call vote; viz:

5 AYES: Mrs. Coughenour, Mrs. Journey, Mr. McGrath, Mr. Schneider, Mr. Vollmer

24 NOES: Mr. Boyd, Dr. Borst, Mrs. Brinkman, Mr. Campbell, Mr. Clark, Mr. Cottingham, Mr. Dowden, Mr. Durnil, Mr. Gilmer, Mr. Hawkins, Mr. Holmes, Mr. Howard, Mr. Jones, Mr. Miller, Mrs. Nickell, Mr. Page, Mrs. Parker, Mr. Rader, Mr. Rhodes, Mr. SerVaas, Mrs. Stewart, Mr. Strader, Mr. Tintera, Mr. West

#### NEW BUSINESS

PROPOSAL NO. 1, 1980. President SerVaas stated that this proposal approves a new schedule of regular council meetings for the calendar year 1980. After brief discussion, President SerVaas moved, seconded by Councillor Rhodes to adopt Proposal No. 1, 1980. The proposal was then adopted by unanimous voice vote. Proposal No. 1, 1980, was retitled COUNCIL RESOLUTION NO. 1, 1980, and reads as follows:

##### **CITY—COUNTY COUNCIL RESOLUTION NO. 1, 1980**

**A COUNCIL RESOLUTION approving a schedule of regular council meetings for the year 1980.**

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

**SECTION 1. The City-County Council hereby approves the following schedule for regular meetings for the year 1980:**

( 1 ) January 7, 1979	7:00 p.m.	(12) July 7, 1980	7:00 p.m.
( 2 ) January 21, 1980	7:00 p.m.	(13) July 28, 1980	7:00 p.m.
( 3 ) February 19, 1980	7:00 p.m.	(14) August 18, 1980	7:00 p.m.
( 4 ) March 3, 1980	7:00 p.m.	(15) September 8, 1980	7:00 p.m.
( 5 ) March 24, 1980	7:00 p.m.	(16) September 22, 1980	7:00 p.m.
( 6 ) April 7, 1980	7:00 p.m.	(17) October 6, 1980	7:00 p.m.
( 7 ) April 21, 1980	7:00 p.m.	(18) October 20, 1980	7:00 p.m.
( 8 ) May 7, 1980	7:00 p.m.	(19) November 5, 1980	7:00 p.m.
( 9 ) May 19, 1980	7:00 p.m.	(20) November 24, 1980	7:00 p.m.
(10) June 2, 1980	7:00 p.m.	(21) December 15, 1980	7:00 p.m.
(11) June 16, 1980	7:00 p.m.		

PROPOSAL NO. 26, 1980. No action was taken on this proposal, it was retitled REZONING ORDINANCE NO. 1, 1980, and reads as follows:

**REZONING ORDINANCE NO. 1, 1980 79-Z-127 WAYNE TOWNSHIP  
COUNCILMANIC DISTRICT NO. 19**

**4835 WEST RAYMOND STREET, INDIANAPOLIS**

Shepco Development Corporation requests rezoning of 7.00 acres, being in SU (special Use) district, to I-2-S (industrial) classification to provide for an industrial warehouse with related office space.

PROPOSAL NOS. 27-30, 1980. No action was taken on these proposals, they were retitled REZONING ORDINANCE NOS. 2-5, 1980, respectively, and read as follows:

**REZONING ORDINANCE NO. 2, 1980 79-Z-173 WARREN TOWNSHIP  
COUNCILMANIC DISTRICT NO. 12**

**3745-49 NORTH KITLEY AVENUE, INDIANAPOLIS**

Kitley Realty and Equipment, Inc. requests rezoning of 3 50 acres, being in D-3 district, to C-ID classification to conform zoning to existing painting contractor business established by variance of use.

**REZONING ORDINANCE NO. 3, 1980 79-Z-174 LAWRENCE TOWNSHIP  
COUNCILMANIC DISTRICT NO. 3**

**12130 PENDLETON PIKE INDIANAPOLIS**

Stanley P. and Carol Jensen request rezoning of 4.57 acres, b in D-5 district, to SU-1 classification for church use.

**REZONING ORDINANCE NO. 4, 1980 79-Z-175 FRANKLIN TOWNSHIP  
COUNCILMANIC DISTRICT NO. 13**

**5210 PAPPAS DRIVE, INDIANAPOLIS**

Carson City, Indiana by James C. Hilligoss, V.P., 2500 Glick St., Lafayette, Indiana requests rezoning of 11.83 acres, being in D-6 II district, to D-4 classification, to permit residential use by platting.

**REZONING ORDINANCE NO. 5, 1980. 79-Z-191 (79-DP-5) LAWRENCE TWP.  
COUNCILMANIC DISTRICT NO. 3**

**12002 EAST 86TH STREET (Parcel No. 11) and 12402 EAST 86TH STREET (Parcel No. 12), INDIANAPOLIS**

The Shorewood Corporation requests rezoning of 554.00 acres, being in Special Use (SU) district, to DP classification, to provide for community development as a Planned Unit Development.

[Clerk's Note: Proposal Nos. 31, and 32, 1980 were held out for public hearing during Introduction of Proposals.]

PROPOSAL NOS. 33-38, 1980. No action was taken on these proposals, they were retitled REZONING ORDINANCE NOS. 6-11, 1980, and read as follows:

**REZONING ORDINANCE NO. 6, 1980 79-Z-176 PIKE TOWNSHIP  
COUNCILMANIC DISTRICT NO. 1  
6450 GATEWAY DRIVE, INDIANAPOLIS**  
Gateway Corporation requests rezoning of 7.00 acres, being in C-S district, to C-5 classification, to provide for the construction of a multi-purpose recreational center.

**REZONING ORDINANCE NO. 7, 1980 79-Z-183 WASHINGTON TOWNSHIP  
COUNCILMANIC DISTRICT NO. 2  
8150 DEAN ROAD, INDIANAPOLIS**  
Lake Clearwater Development Corporation requests rezoning of 178.00 acres, being in D-3 district, to D-7 classification to provide for multi-family residential use.

**REZONING ORDINANCE NO. 8, 1980 79-Z-185 CENTER TOWNSHIP  
COUNCILMANIC DISTRICT NO. 9  
1301 WEST 38TH STREET, INDIANAPOLIS**  
Woodstock Club requests rezoning of 51.78 acres, being in D-1 district, to SU-34 classification to provide for country club facilities and conform zoning to proper classification.

**REZONING ORDINANCE NO. 9, 1980 79-Z-186 PERRY TOWNSHIP  
COUNCILMANIC DISTRICT NO. 25  
7750 LAKE ROAD, INDIANAPOLIS**  
Patricia Kopetsky, et al request rezoning of 73.29 acres, being in A-2 district, to SU-23 classification to provide for removal of topsoil and extraction of gravel and sand.

**REZONING ORDINANCE NO. 10, 1980 79-Z-187 PIKE TOWNSHIP  
COUNCILMANIC DISTRICT NO. 1  
6481 ZIONSVILLE ROAD, INDIANAPOLIS**  
David L. Milam requests rezoning of 16.39 acres, being in D-1 district, to D-2 classification to provide for residential use by platting.

**REZONING ORDINANCE NO. 11, 1980 79-Z-190 CENTER TOWNSHIP  
COUNCILMANIC DISTRICT NO. 23  
1115 EAST McDOUGAL STREET, INDIANAPOLIS**  
Stanley D. Halcomb, 618 Redfern Drive, Beech Grove, IN requests rezoning of 0.27 acre, being in D-5 district, to SU-34 classification to relocate a model railroad club to property in a new one-story building.

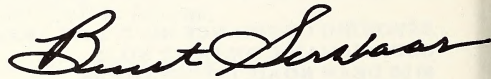
## ANNOUNCEMENTS AND ADJOURNMENT

There being no further business, and upon motion duly made and seconded, the meeting adjourned at 8:45 p.m.

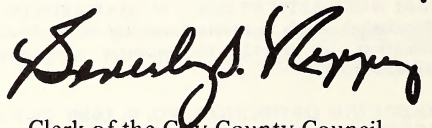
We hereby certify that the above and foregoing is a full, true, and complete record of the proceedings of the City-County Council of Indianapolis-Marion County, held at its Regular Meeting on the 7th day of January, 1980.

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

ATTEST:



President



Clerk of the City-County Council

(SEAL)