

## REGULAR MEETING CITY-COUNTY COUNCIL

Monday, November 17, 1975, 7:30 P.M.

A Regular Meeting of the City-County Council of Indianapolis, Marion County convened in Council Chambers of the City-County Building at 7:30 p.m., Monday, November 17, 1975. President SerVaas in the chair. Councilman Tinder opened the meeting with a prayer, followed by the Pledge of Allegiance.

### ROLL CALL

President SerVaas instructed the Clerk to take the roll. Twenty-four members being present, he announced a quorum. *Present:* Mr. Bayt, Mr. Boyd, Mr. Campbell, Mrs. Chandler, Mr. Clark, Mr. Cottingham, Mr. Dowden, Mr. Durnil, Mr. Elmore, Mrs. Gibson, Mr. Giffin, Mr. Gilmer, Mr. Gorham, Mr. Griffith, Mr. Hawkins, Mr. Kimbell, Mr. McPherson, Mr. Miller, Mr. Robbins, Mr. Schneider, Mr. SerVaas, Mr. Tinder, Mr. Tintera and Mr. West. *Absent:* Mr. Brown, Mr. Cantwell, Mr. Caplinger, Mr. Patterson and Mr. Ruckelshaus.

### CORRECTION OF JOURNAL

President SerVaas called for additions or corrections to the Journal for November 5, 1975, as distributed. There being no additions or corrections to the minutes of November 5, 1975, the minutes stand approved, as distributed.

**OFFICIAL COMMUNICATIONS**

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

November 11, 1975

Clerk, City County Council  
City-County Building  
Indianapolis, Indiana 46204

Re: Proposed General Ordinance  
No. 386  
Petition of Lucifer's, Inc.  
for annexation to the Fire  
Special Service District  
Date of Hearing: Nov. 17, 1975

Gentlemen:

As the attorneys for Lucifer's Inc., which is the petitioner for annexation in the above referenced ordinance, we wish to advise the Council that our client desires to withdraw this matter from submission, due to the fact that annexation to the fire special district of Indianapolis in no longer being sought.

I trust that this letter will suffice to withdraw the matter, and that there is no necessity for a representative of the petitioner to appear at the Council meeting on November 17th. If such is not the case, please advise the undersigned immediately.

We thank you for your consideration in this matter.

Very truly yours,  
ESKENAZI, MITCHELL,  
YOSHA & HURST

Irwin J. Prince

IJP:smc

November 12, 1975

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

Ladies and Gentlemen:

I have this day approved with my signature and delivered to the Clerk of the City-County Council, Mrs. Jean A. Wyttenbach, the following City-County Ordinances.

**GENERAL ORDINANCE NO. 147, 1975**, amending the Code of Indianapolis and Marion County, Indiana, and more particularly Chapter 29, Traffic and Motor Vehicles; Article III, intersection traffic controls, Section 92, schedule of intersection controls.

**GENERAL ORDINANCE NO. 148, 1975**, amending the Code of Indianapolis' and Marion County, Indiana, and more particularly Chapter 29, Traffic and Motor Vehicles; Article III, intersection traffic controls, Section 92, schedule of intersection controls, thereof, converting an intersection control from a four way stop to an automatic signal.

**GENERAL ORDINANCE NO. 149, \$975**, amending the Code of Indianapolis and Marion County, Indiana, and more particularly Chapter 29, Traffic and Motor Vehicles; Article III, intersection traffic controls, removing an unnecessary traffic signal near a school building, now abandoned.

**GENERAL ORDINANCE NO. 150, 1975**, amending the Code of Indianapolis and Marion County, Indiana, and more particularly Article III, schedule of intersection controls, thereof, establishing controls at intersections in a recently accepted sub-division, establishing regulations, providing penalties and fixing a time when the same shall take effect.

**GENERAL ORDINANCE NO. 151, 1975**, amending the Code of Indianapolis and Marion County, and more particularly Chapter 29, Article III, Section 92, schedule of intersection controls, thereof, establishing controls at several suburban intersections.

**GENERAL ORDINANCE NO. 152, 1975**, amending the Code of Indianapolis and Marion Coutny, Indiana, and more particularly Chapter 29, Division 7, Section 224, trucks on certain streets restricted thereof, restricting certain vehicles from travel on a residential street.

Respectfully,

RICHARD G. LUGAR  
Mayor

RGL/vlw

November 17, 1975

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 published in the Indianapolis News and the Indianapolis Commercial on November 6, 1975, and November 13, 1975, a "Notice of Public Hearing" on Proposals 424, 425, 426, 427, 428, 429, 1975, to be held at 7:00 p.m., in the Council Chambers of the City-County Building.

I also caused to be published in the Indianapolis Commercial and the Indianapolis News on November 17, 1975, and November 24, 1975, General Ordinance Nos. 147, 148, 149, 150, 151, 152, 1975.

Respectfully,

JEAN A. WYTENBACH  
City Clerk

/vlw

## INTRODUCTION OF GUESTS

Councilman Gorham introduced Mr. Dewey Owens, Precinct Committeeman in Perry 61.

## INTRODUCTION OF PROPOSALS

President SerVaas called for Proposals eligible for introduction. The Clerk read the following:

*PROPOSAL NOS. 441-457, 1975.* Introduced by Councilman West. The Clerk read the Proposal entitled: "Proposals for Rezoning Ordinances certified from the Metropolitan Plan Commission on November 10, 1975;" and the President referred them to the Committee of the Whole to be heard under Special Orders — Final Adoption.

*PROPOSAL NO. 458, 1975.* Introduced by Councilman McPherson. The Clerk read the Proposal entitled: "A Proposal for a Fiscal Ordinance amending the City-County Annual Budget for 1975 (City-County Fiscal Ordinance No. 42, 1974) and appropriating an additional Five thousand five hundred dollars (\$5,500) in the Flood Control District Fund for purposes of the Flood Control Division, Department of Public Works, and reducing certain other appropriations for that Division;" and the President referred it to the Public Works Committee.

*PROPOSAL NO. 459, 1975.* Introduced by Councilman McPherson. The Clerk read the Proposal entitled: "A Proposal for a Fiscal Ordinance amending the City-County Annual Budget for 1975 (City-County Fiscal Ordinance No. 42, 1974) and appropriating an additional Forty-eight thousand dollars (\$48,000) in the Sanitary District Fund for purposes of the Sanitation Division, Department of Public Works and reducing certain other appropriations for that Division;" and the President referred it to the Public Works Committee.

*PROPOSAL NO. 460, 1975.* Introduced by Councilman McPherson. The Clerk read the Proposal entitled: "A Proposal for a Fiscal Ordinance amending the City-County Annual Budget for 1975 (City-County Fiscal Ordinance No. 42, 1974) and appropriating an additional Twenty-five thousand dollars (\$25,000) in the Consolidated County Fund for purposes of the Air Pollution Control Division, Department of Public Works, and reducing certain other appropriations for that Division;" and the President referred it to the Public Works Committee.



*PROPOSAL NO. 461, 1975.* Introduced by Councilman Tintera. The Clerk read the Proposal entitled: "A Proposal for a Fiscal Ordinance amending the City-County Annual Budget for 1975 (City-County Fiscal Ordinance No. 42, 1974) and appropriating an additional Eighteen thousand dollars (\$18,000) in the Consolidated County Fund for purposes of the City-County Council and reducing certain other appropriations for that office;" and the President referred it to the Rules and Policy Committee.

*PROPOSAL NO. 462, 1975.* Introduced by Councilman Kimbell. The Clerk read the Proposal entitled: "A Proposal for a Fiscal Ordinance amending the City-County Annual Budget for 1975 (City-County Fiscal Ordinance No. 42, 1974) and appropriating an additional Three thousand dollars (\$3,000) in the City General Fund for purposes of the Office of the Director, Department of Public Safety, and reducing certain other appropriations for that office;" and the President referred it to the Public Safety and Criminal Justice Committee.

*PROPOSAL NO. 463, 1975.* Introduced by Councilman Kimbell. The Clerk read the Proposal entitled: "A Proposal for a General Ordinance enlarging the boundaries of the Fire Special Service District of the City of Indianapolis, amending the "Code of Indianapolis and Marion County, Indiana," and fixing a time when the same shall be effective;" and the President referred it to the Public Safety and Criminal Justice Committee.

## MODIFICATIONS OF SPECIAL ORDERS

President SerVaas called for any business that might be handled under Modifications of Special Orders.

*PROPOSAL NO. 27, 1975.* Councilman Tintera moved, seconded by Councilman Kimbell that Proposal No. 27, 1975, be advanced upon the Agenda and placed under Special Orders — Final Adoption, and reads as follows:

### CITY-COUNTY COUNCIL MOTION

Mr. President:

I move that Proposal No. 27, 1975, be placed upon the Agenda under Special Orders — Final Adoption.

GEORGE TINTERA  
Councilman

The motion was carried by a unanimous voice vote.

## SPECIAL ORDERS — PUBLIC HEARING

President SerVaas called for Proposals eligible for public hearing. Members of the public were invited to be heard on Proposals eligible for public hearing.

*PROPOSAL NO. 424, 1975.* The Council recessed to the Committee of the Whole at 7:43 p.m., and reconvened at 7:44 p.m. After public hearing, and following discussion, during which Councilman Clark and Mr. Fred L. Armstrong, Director, Department of Administration, spoke regarding the Proposal, *proposal No. 424, 1975*, was *passed* on the following roll call vote;

viz: 17 Ayes: Mr. Boyd, Mr. Campbell, Mrs. Chandler, Mr. Clark, Mr. Cottingham, Mr. Elmore, Mrs. Gibson, Mr. Gilmer, Mr. Griffith, Mr. Hawkins, Mr. Kimbell, Mr. Miller, Mr. Robbins, Mr. Schneider, Mr. SerVaas, Mr. Tinder and Mr. Tintera. 6 Noes: Mr. Dowden, Mr. Durnil, Mr. Giffin, Mr. Gorham, Mr. McPherson and Mr. West. (Mr. Bayt was out of Council Chambers when the roll call vote was taken.) Proposal No. 424, 1975, was retitled Fiscal Ordinance No. 109, 1975, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 109, 1975

A FISCAL ORDINANCE amending the CITY-COUNTY ANNUAL BUDGET FOR 1975 (City-County Fiscal Ordinance No. 42, 1974) and appropriating an additional Four thousand seven hundred dollars (\$4,700.00) in the Consolidated County Fund for purposes of the Legal Division, Department of Adrainistration, and reducing the unappropriated and unencumbered balance in the Consolidated County Fund.

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

Section 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 4 of the City-County Annual Budget for 1975 be, and is hereby, amended by the increases and reductions hereinafter stated for the purposes of meeting obligations for F.I.C.A. taxes.

Section 2. The sum of Four thousand seven hundred dollars (\$4,700) be, and the same is hereby, appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

Section 3. The following additional appropriations are hereby approved:

DEPARTMENT OF ADMINISTRATION

Legal Division	CONSOLIDATED COUNTY FUND
25. Current Obligations	<u>\$4,700.00</u>
TOTAL INCREASES	\$4,700.00



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

**CONSOLIDATED  
COUNTY FUND**

Unappropriated & Unencumbered	
Consolidated County Fund	<u>\$4,700.00</u>
<b>TOTAL REDUCTIONS</b>	<b>\$4,700.00</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.

*PROPOSAL NO. 425, 1975.* The Council recessed to the Committee of the Whole at 7:45 p.m., and reconvened at 7:46 p.m. After public hearing, and following discussion, during which Councilman Kimbell spoke regarding the Proposal, *Proposal No. 425, 1975*, was *passed* on the following roll call vote; viz: *23 Ayes*: Mr. Boyd, Mr. Campbell, Mrs. Chandler, Mr. Clark, Mr. Cottingham, Mr. Dowden, Mr. Durnil, Mr. Elmore, Mrs. Gibson, Mr. Giffin, Mr. Gilmer, Mr. Gorham, Mr. Griffith, Mr. Hawkins, Mr. Kimbell, Mr. McPherson, Mr. Miller, Mr. Robbins, Mr. Schneider, Mr. SerVaas, Mr. Tinder, Mr. Tintera and Mr. West. *No Noes.* (Mr. Bayt was out of Council Chambers when the roll call vote was taken.) Proposal No. 425, 1975, was retitled Fiscal Ordinance No. 110, 1975, and reads as follows:

CITY—COUNTY FISCAL ORDINANCE NO. 110, 1975

A FISCAL ORDINANCE amending the CITY-COUNTY ANNUAL BUDGET FOR 1975 (City-County Fiscal Ordinance No. 42, 1974) and appropriating an additional Nineteen thousand two hundred dollars (\$19,200.00) in the City General Fund for purposes of the Office of the Director of the Department of Public Safety, and reducing the unappropriated and unencumbered balance in the 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, Section 4 of the City-County Annual Budget for 1975 be, and is hereby, amended by the increases and reductions hereinafter stated for the purposes of adjusting and reallocating expenditures pursuant to the Comprehensive Employment and Training Act of 1973.

Section 2. The sum of Nineteen thousand two hundred dollars (\$19,200.00) be, and the same is hereby, appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

Section 3. The following additional appropriations are hereby approved:

**DEPARTMENT OF PUBLIC SAFETY**

Office of the Director	CITY GENERAL FUND
10. Personal Services	\$17,500.00
24. Current Charges	500.00
25. Current Obligations	<u>1,200.00</u>
TOTAL INCREASES	\$19,200.00

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

	CITY GENERAL FUND
Unappropriated and Unencumbered City General Fund	<u>\$19,200.00</u>
TOTAL REDUCTIONS	\$19,200.00

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

*PROPOSAL NO. 426, 1975.* The Council recessed to the Committee of the Whole at 7:47 p.m., and reconvened at 7:55 p.m. After public hearing, and following discussion, during which Councilman Clark and Mr. Gene McFadden, Administrator for the Division of

Community Services spoke regarding the Proposal, *Proposal No. 426, 1975, failed for lack of a Statutory Majority on the following roll call vote; viz: 12 Ayes: Mr. Boyd, Mrs. Chandler, Mr. Clark, Mr. Cottingham, Mrs. Gibson, Mr. Gilmer, Mr. Griffith, Mr. Hawkins, Mr. Kimbell, Mr. Robbins, Mr. Tinder and Mr. Tintera. 11 Noes: Mr. Campbell, Mr. Dowden, Mr. Durnil, Mr. Elmore, Mr. Giffin, Mr. Gorham, Mr. McPherson, Mr. Miller, Mr. Schneider, Mr. SerVaas and Mr. West. (Mr. Bayt was out of Council Chambers when the roll call vote was taken.)*

(Clerk's Note: Due to considerable debate of Council and a request for reconsideration by Councilman Hawkins, President SerVaas consented to lay Proposal No. 426, 1975, upon the table for further consideration at a later opportunity in the Council meeting.)

*PROPOSAL NO. 427, 1975.* Following discussion, during which Councilman Clark reiterated the Administration Committee's recommendation to Strike Proposal No. 427, 1975, Councilman Clark moved, seconded by Councilman Kimbell that the Committee recommendation be followed and that *Proposal No. 427, 1975, be Stricken.*

The motion to strike was carried by a unanimous voice vote.

*PROPOSAL NO. 428, 1975.* Following discussion, during which Councilman Kimbell spoke regarding the Proposal, Councilman Kimbell moved, seconded by Councilman Clark that Proposal No. 428, 1975, be referred back to the Public Safety and Criminal Justice Committee.

The motion was carried by a unanimous voice vote.

*PROPOSAL NO. 429, 1975.* The Council recessed to the Committee of the Whole at 8:10 p.m., and reconvened at 8:12 p.m. After public hearing, and following discussion, during which Councilman Cottingham spoke regarding the Proposal, Councilman Cottingham moved, seconded by Councilman Miller to amend Proposal No. 429, 1975, as follows:

CITY-COUNTY COUNCIL MOTION

Mr. President:

I move that City-County Council Proposal No. 429, 1975, be amended to delete the Criminal Court program as follows:

- (a) In the Title, and in Section 2, lines 1 and 2, strike the words and figures "four thousand five hundred fifteen dollars and forty-three cents (\$4,515.43)" and insert in lieu thereof the words and figures "five hundred ninety-one dollars and fifty-three cents (\$591.53)";
- (b) In the Title, strike the words "and Criminal Court, Division IV,";
- (c) In Section 3, strike lines 5 and 6;
- (d) In section 3, change the amount in Line 8 to \$17.62, in line 10 to \$31.91, and in line 11 to \$591.53;
- (e) In section 4, change the amounts in lines 5 and 6 to \$591.53;

DWIGHT L. COTTINGHAM  
Councilman

The motion to amend was carried by a unanimous voice vote.

Following further discussion, *Proposal No. 429, 1975, as amended*, was passed on the following roll call vote; viz: 22 Ayes: Mr. Bayt, Mr. Boyd, Mr. Campbell, Mrs. Chandler, Mr. Cottingham, Mr. Dowden, Mr. Durnil, Mr. Elmore, Mrs. Gibson, Mr. Giffin, Mr.

Gilmer, Mr. Griffith, Mr. Hawkins, Mr. Kimbell, Mr. McPherson, Mr. Miller, Mr. Robbins, Mr. Schneider, Mr. SerVaas, Mr. Tinder, Mr. Tintera and Mr. West. 1 No. Mr. Gorham. (Mr. Clark abstained from voting.) Proposal No. 112, 1975, as amended, was retitled Fiscal Ordinance No. 112, 1975, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 112, 1975

A FISCAL ORDINANCE amending the CITY-COUNTY ANNUAL BUDGET FOR 1975 (City-County Fiscal Ordinance No. 42, 1974) and appropriating an additional five hundred ninety-one dollars and fifty-three cents (\$591.53) in the County General Fund for purposes of Superior Court Room 5 and Criminal Court, County Auditor, and County Commissioners, and reducing the unappropriated and unencumbered balance in the County General Fund.

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

Section 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 4 of the City-County Annual Budget for 1975 be, and is hereby, amended by the increases and reductions hereinafter stated for the purposes of employing additional personnel under contracts as part of the CETA federal program.

Section 2. The sum of Five hundred ninety-one dollars and fifty-three cents (\$591.53) be, and the same is hereby, appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

Section 3. The following additional appropriations are hereby approved:

SUPERIOR COURT ROOM 5	COUNTY GENERAL FUND
10. Services Personal	542.00
<b>COUNTY AUDITOR</b>	
24. Current Charges	17.62
<b>COUNTY COMMISSIONERS</b>	
25. Current Obligations	<u>31.91</u>
TOTAL INCREASES	\$591.53



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

<b>COUNTY GENERAL FUND</b>	
Unappropriated and Unencumbered COUNTY GENERAL FUND	<u>\$591.53</u>
TOTAL REDUCTIONS	\$591.53

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

### **SPECIAL ORDERS — UNFINISHED BUSINESS**

President SerVaas called for Proposals eligible to be heard under Special Orders — Unfinished Business.

*PROPOSAL NO. 386, 1975.* Following discussion, during which Councilman Kimbell spoke regarding the Proposal, Councilman Kimbell moved, seconded by Councilman Griffith that *Proposal No. 386, 1975*, be *Striken*.

The motion to strike was carried by a unanimous voice vote.

*PROPOSAL NO. 399, 1975.* Following discussion, during which Councilman Griffith spoke regarding the Proposal, Councilman Griffith moved, seconded by Councilman Giffin that *Proposal No. 399, 1975*, be *postponed* until the next meeting of Council scheduled to be held on December 1, 1975, in accordance with a request by William Byrum Attorney for the Petitioner, who had waived the Statutory limitations upon Council action.

The motion to postpone was carried by a unanimous voice vote.

*PROPOSAL NO. 407, 1975.* Following discussion, during which Councilman Kimbell and Mr. Russell Wurster, owner of the Bowling Alley requesting alcohol licensing, spoke regarding the Proposal, Councilman Kimbell moved, seconded by Councilman Tintera to amend Proposal No. 407, 1975, as follows:

CITY-COUNTY COUNCIL MOTION

Mr. President:

I move that City-County Council Proposal No. 407, 1975, be amended as follows:

By changing the reference in Section 3 from the "Code of Indianapolis and Marion County, 1970," to "Code of Indianapolis and Marion County, Indiana."

ALAN R. KIMBELL  
Councilman

The motion to amend was carried by a unanimous voice vote.

Following considerable debate, *Proposal No. 407, 1975, as amended*, was passed on the following roll call vote; viz: 15 Ayes: Mr. Bayt, Mr. Campbell, Mr. Clark, Mr. Dowden, Mr. Elmore, Mrs. Gibson, Mr. Giffin, Mr. Gilmer, Mr. Gorham, Mr. Hawkins, Mr. Kimbell, Mr. McPherson, Mr. Schneider, Mr. SerVaas and Mr. Tintera. 8 Noes: Mr. Boyd, Mrs. Chandler, Mr. Durnil, Mr. Griffith, Mr. Miller, Mr. Robbins, Mr. Tinder and Mr. West. (Mr. Cottingham abstained from voting.) Proposal No. 407, 1975, as amended, was retitled General Ordinance No. 153, 1975, and reads as follows:

## CITY-COUNTY GENERAL ORDINANCE NO. 153, 1975

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, Pike Township Trustee, and petitioners on September 19, 1975.

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 the southeast quarter and a part of the southwest quarter of Section 29, Township 17 North, Range 3 East of the Second Principal Meridian in Marion County, more particularly described as follows, to-wit:

Commencing at the intersection of the south line of the aforementioned half-section with the center line of U.S. #421; running thence northwesterly on an along said center line a distance of 1741.68 feet to the point of beginning of the real estate described herein; continuing thence along said center line a distance of 300.00 feet; thence deflecting to the left 90 degrees 00 minutes a distance of 493.02 feet; thence deflecting to the right 20 degrees 30 minutes a distance of 101.2 feet to a point on the east line of the Indianapolis and Northwestern Traction Company's abandoned right-of-way; thence deflecting to the left 110

degrees, 28 minutes on and along said east line a distance of 336.66 feet; thence on deflecting to the left 90 degrees 20 minutes a distance of 588.03 feet to the point of beginning; containing in all 4.096 acres, more or less, all in the County of Marion and State of Indiana.

Section 3. Title 1, Chapter 3 of the Code of Indianapolis and Marion County, Indiana, 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.

### SPECIAL ORDERS — FINAL ADOPTION

President SerVaas called for Proposals eligible to be heard under Special Orders — Final Adoption.

*PROPOSAL NO. 63, 1975.* Following discussion, during which Councilman Kimbell spoke regarding the Proposal, Councilman Kimbell moved, seconded by Councilman Tinder, that *Proposal No. 63, 1975*, be *Stricken*.

The motion to strike was carried by a unanimous voice vote.

*PROPOSAL NO. 420, 1975.* Following discussion, during which Councilman Cottingham spoke regarding the Proposal, Proposal No. 420, 1975, was *passed* on the following roll call vote; viz: *21 Ayes:* Mr. Bayt, Mr. Boyd, Mrs. Chandler, Mr. Clark, Mr. Cottingham, Mr. Dowden, Mr. Elmore, Mrs. Gibson, Mr. Giffin, Mr. Gorham, Mr. Griffith, Mr. Hawkins, Mr. Kimbell, Mr. McPherson, Mr. Miller, Mr. Robbins, Mr. Schneider, Mr. SerVaas, Mr. Tinder, Mr. Tintera and Mr. West. *No Noes.* (Mr. Campbell, Mr. Durnil and Mr. Gilmer

abstained from voting.) Proposal No. 420, 1975, was retitled Fiscal Ordinance No. 113, 1975, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE 113, 1975

A FISCAL ORDINANCE amending the CITY-COUNTY ANNUAL BUDGET FOR 1975 (City-County Fiscal Ordinance No. 42, 1974) and appropriating an additional Twelve thousand dollars (\$12,000) in the County General Fund for purposes of Central Data Processing and reducing certain other appropriations for that agency.

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

Section 1. To provide for expenses the necessity for which has arisen since the adoption of the annual budget, Section 5 of the City-County Annual Budget for 1975 be, and is hereby, amended by the increases and reductions hereinafter stated.

Section 2. The sum of Twelve thousand dollars (\$12,000) 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:

CENTRAL DATA PROCESSING	COUNTY GENERAL FUND
22. Supplies	<u>\$12,000.00</u>
TOTAL INCREASES	\$12,000.00

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

CENTRAL DATA PROCESSING	COUNTY GENERAL FUND
21. Services Contractual	<u>\$12,000.00</u>
TOTAL REDUCTIONS	\$12,000.00

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



*PROPOSAL NO. 432, 1975.* Following discussion, during which Councilman Clark spoke regarding the Proposal, Councilman McPherson moved, seconded by Councilman Gorham that Proposal No. 432, 1975, be referred back to the Administration Committee for further consideration. Motion carried.

*The motion to refer Proposal No. 432, 1975, back to Committee failed to pass* on the following roll call vote; viz; 5 ayes: Mr. Dowden, Mr. Giffin, Mr. Gorham, Mr. McPherson and Mr. Schneider. 17 Noes: Mr. Bayt, Mr. Boyd, Mr. Campbell, Mrs. Chandler, Mr. Clark, Mr. Cottingham, Mr. Durnil, Mrs. Gibson, Mr. Griffith, Mr. Hawkins, Mr. Kimbell, Mr. Miller, Mr. Robbins, Mr. SerVaas, Mr. Tinder, Mr. Tintera and Mr. West. (Mr. Elmore and Mr. Gilmer abstained from voting.)

Councilman Clark then asked consent of Council for a technical typographical error to be corrected in the Proposal, and that Proposal No. 432, 1975, be amended as follows:

CITY-COUNTY COUNCIL MOTION

Mr. President:

I move that City-County Council Proposal No. 432, 1975, be amended as follows:

- a) In Section 4, Line 6, strike the figures "6,918.00" and insert in lieu thereof the figures "6,968.00".
- b) In Section 4, Line 7, strike the figures "20,918.00" and insert in lieu thereof the figures "\$20,160".

RICHARD F. CLARK  
Councilman

Consent was granted for the amendment by a unanimous voice vote.

Following further discussion, *Proposal No. 432, 1975, as amended*, was passed on the following roll call vote; viz: *17 Ayes*: Mr. Bayt, Mr. Boyd, Mr. Campbell, Mrs. Chandler, Mr. Clark, Mr. Cottingham, Mr. Durnil, Mrs. Gibson, Mr. Gilmer, Mr. Griffith, Mr. Kimbell, Mr. Miller, Mr. Robbins, Mr. SerVaas, Mr. Tinder, Mr. Tintera and Mr. West. *6 Noes*: Mr. Dowden, Mr. Elmore, Mr. Giffin, Mr. Gorham, Mr. McPherson and Mr. Schneider. (Mr. Hawkins abstained from voting.) Proposal No. 432, 1975, as amended, was retitled Fiscal Ordinance No. 114, 1975, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 114, 1975

A FISCAL ORDINANCE amending the CITY-COUNTY ANNUAL BUDGET FOR 1975 (City-County Fiscal Ordinance No. 42, 1974) and appropriating an additional Twenty thousand one hundred sixty dollars (\$20,160) in the Community Services Program Fund for purposes of the Community Services Division, Department of Administration, and 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, Section 4 of the City-County Annual Budget for 1975 be, and is hereby, amended by the increases and reductions hereinafter stated for the purposes of reallocation of expenditures.

Section 2. The sum of Twenty thousand one hundred sixty dollars (\$20,160) 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**

<b>Community Services Division</b>	<b>COMMUNITY SERVICES PROGRAM FUND</b>
10. Services Personal	\$20,010.00
24. Current Charges	150.00
<b>TOTAL INCREASES</b>	<b>\$20,160.00</b>

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

**DEPARTMENT OF ADMINISTRATION**

<b>Community Services Division</b>	<b>COMMUNITY SERVICES PROGRAM FUND</b>
21. Services Contractual	\$13,192.00
22. Supplies	6,968.00
<b>TOTAL REDUCTIONS</b>	<b>\$20,160.00</b>

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

*PROPOSAL NO. 433, 1975.* Following discussion, during which Councilman Clark spoke regarding the Proposal, *Proposal No. 433, 1975*, was passed on the following roll call vote; viz: *22 Ayes*: Mr. Bayt, Mr. Boyd, Mr. Campbell, Mrs. Chandler, Mr. Clark, Mr. Cottingham, Mr. Dowden, Mr. Durnil, Mr. Elmore, Mrs. Gibson, Mr. Giffin, Mr. Gilmer, Mr. Griffith, Mr. Hawkins, Mr. McPherson, Mr. Miller, Mr. Robbins, Mr. Schneider, Mr. SerVaas, Mr. Tinder, Mr. Tintera and Mr. West. *No Noes.* (Mr. Gorham and Mr. Kimbell abstained from voting.) Proposal No. 433, 1975, was retitled Fiscal Ordinance No. 115, 1975, and reads as follows:

## CITY-COUNTY FISCAL ORDINANCE NO. 115, 1975

A FISCAL ORDINANCE amending the CITY-COUNTY ANNUAL BUDGET FOR 1975 (City-County Fiscal Ordinance No. 42, 1974) and appropriating an additional Three thousand dollars (\$3,000.00) in the City General Fund for purposes of the Office of the Mayor and reducing certain other appropriations for that office.

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

Section 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 4 of the City-County Annual Budget for 1975 be, and is hereby, amended by the increases and reductions hereinafter stated for the purposes of the Office of the Mayor.

Section 2. The sum of Three thousand dollars (\$3,000.00) 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:

OFFICE OF THE MAYOR	CITY GENERAL FUND
21. Services Contractual	<u>\$3,000.00</u>
TOTAL INCREASES	\$3,000.00

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

OFFICE OF THE MAYOR	CITY GENERAL FUND
22. Supplies	\$1,000.00
24. Current Charges	<u>\$2,000.00</u>
TOTAL REDUCTIONS	\$3,000.00

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

*PROPOSAL NO. 434, 1975.* Following discussion, during which Councilman Cottingham spoke regarding the Proposal, *Proposal No. 434, 1975*, was passed on the following roll call vote; viz: *17 Ayes*: Mr. Bayt, Mr. Boyd, Mr. Clark, Mr. Cottingham, Mr. Dowden, Mr.

Durnil, Mr. Elmore, Mrs. Gibson, Mr. Giffin, Mr. Gilmer, Mr. Hawkins, Mr. Miller, Mr. Robbins, Mr. Schneider, Mr. SerVaas, Mr. Tinder and Mr. Tintera. 4 Noes: Mrs. Chandler, Mr. Griffith, Mr. McPherson and Mr. West. (Mr. Gorham and Mr. Kimbell abstained from voting.) Proposal No. 434, 1975, was retitled Fiscal Ordinance No. 116, 1975, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 116, 1975

A FISCAL ORDINANCE amending the CITY-COUNTY ANNUAL BUDGET FOR 1975 (City-County Fiscal Ordinance No. 42, 1974) and appropriating an additional One thousand dollars (\$1,000.00) in the County General Fund for purposes of the Decatur Township Assessor and reducing certain other appropriations for that office.

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

Section 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 5 of the City-County Annual Budget for 1975 be, and is hereby, amended by the increases and reductions hereinafter stated for the purposes of purchasing an electric typewriter, small calculators, and file cabinets.

Section 2. The sum of One thousand dollars (\$1,000.00) 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:

DECATUR TOWNSHIP ASSESSOR	COUNTY GENERAL FUND
50. Properties	<u>\$1,000.00</u>
TOTAL INCREASES	\$1,000.00

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

DECATUR TOWNSHIP ASSESSOR	COUNTY GENERAL FUND
10. Personal Services	<u>\$1,000.00</u>
TOTAL REDUCTIONS	\$1,000.00



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

*PROPOSAL NO. 435, 1975.* Following discussion, during which Councilman West spoke regarding the Proposal, *Proposal No. 435, 1975*, was passed on the following roll call vote; viz: *22 Ayes*: Mr. Bayt, Mr. Boyd, Mr. Campbell, Mrs. Chandler, Mr. Clark, Mr. Cottingham, Mr. Durnil, Mrs. Gibson, Mr. Giffin, Mr. Gilmer, Mr. Gorham, Mr. Griffith, Mr. Hawkins, Mr. Kimbell, Mr. McPherson, Mr. Miller, Mr. Robbins, Mr. Schneider, Mr. SerVaas, Mr. Tinder, Mr. Tintera and Mr. West. *No Noes.* (Mr. Dowden and Mr. Elmore Abstained from voting.) Proposal No. 435, 1975, was retitled Fiscal Ordinance No. 117, 1975, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 117, 1975

A FISCAL ORDINANCE amending the CITY-COUNTY ANNUAL BUDGET FOR 1975 (City-County Fiscal Ordinance No. 42, 1974) and appropriating an additional Twenty-four thousand three hundred dollars (\$24,300) in the Consolidated County Fund for purposes of the Department of Metropolitan Development, Division of Buildings, and 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, Section 4 of the City-County Annual Budget for 1975 be, and is hereby, amended by the increases and reductions hereinafter stated for the purposes of adjusting certain budget accounts for the Division of Buildings.

Section 2. The sum of Twenty-four thousand three hundred dollars (\$24,300) 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 METROPOLITAN DEVELOPMENT**

<b>Division of Buildings</b>	<b>CONSOLIDATED COUNTY FUND</b>
22. Supplies	\$7,000.00
23. Materials	300.00
24. Current Charges	12,000.00
50. Properties	<u>5,000.00</u>
<b>TOTAL INCREASES</b>	<b>\$24,300.00</b>

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

**DEPARTMENT OF METROPOLITAN DEVELOPMENT**

<b>Division of Buildings</b>	<b>CONSOLIDATED COUNTY FUND</b>
10. Personal Services	<u>\$24,300.00</u>
<b>TOTAL REDUCTIONS</b>	<b>\$24,300.00</b>

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

*PROPOSAL NO. 436, 1975.* Following discussion, during which Councilman Gilmer spoke regarding the Proposal, *Proposal No. 436, 1975*, was passed on the following roll call vote; viz: *22 Ayes*: Mr. Bayt, Mr. Boyd, Mr. Campbell, Mrs. Chandler, Mr. Clark, Mr. Cottingham, Mr. Durnil, Mrs. Gibson, Mr. Giffin, Mr. Gilmer, Mr. Gorham, Mr. Griffith, Mr. Hawkins, Mr. Kimbell, Mr. McPherson, Mr. Miller, Mr. Robbins, Mr. Schneider, Mr. SerVaas, Mr. Tinder, Mr. Tintera and Mr. West. *No Noes.* (Mr. Dowden and Mr. Elmore abstained from voting.) Proposal No. 436, 1975, was retitled Fiscal Ordinance No. 118, 1975, and reads as follows:

## CITY-COUNTY FISCAL ORDINANCE NO. 118, 1975

A FISCAL ORDINANCE amending the CITY-COUNTY ANNUAL BUDGET FOR 1975 (City-County Fiscal Ordinance No. 42, 1974) and appropriating an additional One hundred fifteen thousand dollars (\$115,000.00) in the Park District Fund for purposes of the Department of Parks and Recreation and reducing certain other appropriations for that Department.

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

Section 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 4 of the City-County Annual Budget for 1975 be, and is hereby, amended by the increases and reductions hereinafter stated for the purposes of paying ordinary operating expenses and to complete obligations under C.S.P. and C.D. contracts.

Section 2. The sum of One hundred fifteen thousand dollars (\$115,000.00) 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 approved:

DEPARTMENT OF PARKS & RECREATION	PARK DISTRICT FUND
22. Supplies	\$75,000.00
23. Materials	40,000.00
	<hr/>
TOTAL INCREASES	\$115,000.00

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

DEPARTMENT OF PARKS & RECREATION	PARK DISTRICT FUND
21. Contractual Services	\$10,000.00
24. Current Charges	10,000.00
25. Current Obligations	85,000.00
50. Properties	10,000.00
	<hr/>
TOTAL REDUCTIONS	\$115,000.00

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

*PROPOSAL NO. 437, 1975.* Following discussion, during which Councilman Clark spoke regarding the Proposal, *Proposal No. 437, 1975*, was passed on the following roll call vote; viz: *18 ayes:* Mr. Bayt, Mr. Boyd, Mr. Campbell, Mrs. Chandler, Mr. Clark, Mr. Cottingham, Mr. Durnil, Mrs. Gibson, Mr. Gilmer, Mr. Griffith, Mr. Hawkins, Mr. Kimbell, Mr. Miller, Mr. Robbins, Mr. SerVaas, Mr. Tinder, Mr. Tintera and Mr. West. *6 Noes:* Mr. Dowden, Mr. Elmore, Mr. Giffin, Mr. Gorham, Mr. McPherson and Mr. Schneider. Proposal No. 437, 1975, was retitled Fiscal Ordinance No. 119, 1975, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 119, 1975

A FISCAL ORDINANCE amending the CITY-COUNTY ANNUAL BUDGET FOR 1975 (City-County Fiscal Ordinance No. 42, 1974) and appropriating an additional Two million three hundred twenty thousand dollars (\$2,320,000.00) in the Manpower federal Programs Fund for purposes of the Manpower Division, Department of Administration.

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, Section 4 of the City-County Annual Budget for 1975 be, and is hereby, amended by the increases and reductions hereinafter stated for the purposes of implementing the Manpower Division's Fiscal Year 1976 plans and to meet expenses through December 31, 1975.

Section 2. The sum of Two million three hundred twenty thousand dollars 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**

<b>Manpower Division</b>	<b>MANPOWER FEDERAL PROGRAMS FUND</b>
10. Services Personal	\$2,300,000.00
22. Supplies	<u>20,000.00</u>
TOTAL INCREASES	\$2,320,000.00

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

**DEPARTMENT OF ADMINISTRATION**

<b>Manpower Division</b>	<b>MANPOWER FEDERAL PROGRAMS FUND</b>
21. Contractual Services	\$2,300,000.00
24. Current Charges	15,000.00
50. Properties	<u>5,000.00</u>
TOTAL REDUCTIONS	\$2,320,000.00

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

*PROPOSAL NO. 439, 1975.* Following discussion, during which Councilman Kimbell spoke regarding the Proposal, *Proposal No. 439, 1975*, was passed on the following roll call vote; viz: *23 Ayes*: Mr. Bayt, Mr. Boyd, Mr. Campbell, Mrs. Chandler, Mr. Clark, Mr. Cottingham, Mr. Dowden, Mr. Durnil, Mr. Elmore, Mrs. Gibson, Mr. Gilmer, Mr. Gorham, Mr. Griffith, Mr. Hawkins, Mr. Kimbell, Mr. McPherson, Mr. Miller, Mr. Robbins, Mr. Schneider, Mr. SerVaas, Mr. Tinder, Mr. Tintera and Mr. West. *No Noes.* (Mr. Giffin abstained from voting.) Proposal No. 439, 1975, was retitled General Ordinance No. 154, 1975, as follows:



CITY-COUNTY GENERAL ORDINANCE NO. 154, 1975

A GENERAL ORDINANCE authorizing the Department of Public Safety to process and dispose of certain abandoned vehicles pursuant to I.C. 1971, 9-9-1.5, and providing for a cost of sale fee for same; (adding Sec. 29-390 to the "Code of Indianapolis and Marion County, Indiana.")

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

Section 1. The "Code of Indianapolis and Marion County, Indiana" be, and is hereby, amended to add the following additional section:

Sec. 29-390. DISPOSAL OF VEHICLES BY DEPARTMENT OF PUBLIC SAFETY. In recognition of the continuing public policy of this Consolidated City to remove the blight of abandoned or junk vehicles from the City Streets and for the efficient disposition of those vehicles which come into the City's possession through violation of law by the vehicle operator, the Department of Public Safety is hereby authorized to dispose of all such vehicles pursuant to applicable law; and provided, further, that such Department is hereby authorized to assess a fee at the discretion of the Director for the cost of the sale at public auction of such vehicles, and the proceeds from the collection of such fees shall be deposited in the Department of Public Safety's Junk Vehicle Fund, as administered by the City Controller for the administration of such disposal system, pursuant to I.C. 1971, 9-9-1.5, as amended.

*PROPOSAL NO. 457, 1975.* Following discussion, during which Councilman West spoke regarding the Proposal, Councilman West moved, seconded by Councilman Tintera that Proposal No. 457, 1975, be held for a Public Hearing before the full City-County Council at its next meeting scheduled to be held on December 1, 1975, and reads as follows:

CITY-COUNTY COUNCIL MOTION

Mr. President:

I move that the City-County Council do hold a further public hearing on Proposal No. 457, 1975, entitled "A Proposal for a REZONING ORDINANCE" as certified by the Metropolitan Development Commission as Docket No. 74-A0-3, that the Council do hereby schedule the same for a public hearing before the full City-County Council at its next regular meeting on December 1, 1975, 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 hearing to be given.

STEPHEN R. WEST  
City-County Councilman

The motion was carried by a unanimous voice vote.

*PROPOSAL NOS. 441-456, 1975.* No action was taken on Proposal Nos. 441-456, 1975, and Proposal Nos. 441-456, 1975, were retitled Rezoning Ordinance Nos. 103-118, 1975, respectively, and read as follows:

R. O. #103, 1975 75-Z-93

CENTER TOWNSHIP, COUNCILMANIC DISTRICT #23, 2209-2225  
SOUTH KEYSTONE AVENUE, INDIANAPOLIS

Donald & Alleen Rullman, Woodrow & Hazel Williams, et al by J. Scott Barratt, 120 East Market St. #933 request rezoning of 1.00 acre, being in D-5 district, to C-4 classification to permit commercial use.

R.O. #104, 1975 75-Z-97

WAYNE TOWNSHIP, COUNCILMANIC DISTRICT #18, 4050  
WEST WASHINGTON STREET, INDIANAPOLIS

Clyde E. & Bonnie Reach, 630 South Lyons St. by David B. Hughes, Attorney, 130 East Washington St. #800 requests rezoning of 0.44 acre, being in D-5 district, to C-5 classification to permit commercial development.

R. O. #105, 1975 75-Z-99

LAWRENCE TOWNSHIP, COUNCILMANIC DISTRICT #3, 5990  
EAST 71ST STREET, INDIANAPOLIS

Charles G. Castor by James R. Nickels, Attorney, One Indiana Square #2050 requests rezoning of 2.62 acres, being in D-2 district, to C-3 classification to permit a commercial development.

R. O. #106, 1975 75-Z-112

WAYNE TOWNSHIP, COUNCILMANIC DISTRICT #8, 3443  
GUION ROAD, INDIANAPOLIS

Gene B. Glick, Inc. by James W. Beatty, Attorney, 500 Union Federal Bldg. requests rezoning of 26.33 acres, being in A-2 district, to D-6 II classification to permit multi-family dwellings.

R. O. #107, 1975 75-Z-117

LAWRENCE TOWNSHIP, COUNCILMANIC DISTRICT #2, 6075 EAST 91ST STREET, INDIANAPOLIS

East Forty-Ninth Street Christian Church, 1801 East Forty-Ninth Street by Steven R. Hall, Trustee requests rezoning of 10 acres, being in D-2 district, to SU-1 classification to permit a church.

R. O. #108, 1975 75-Z-118

PIKE TOWNSHIP, COUNCILMANIC DISTRICT #1, 8905 NORTH ZIONSVILLE ROAD, INDIANAPOLIS

Indianapolis Water Company, 1220 Waterway Boulevard by Wilson S. Stober, Attorney, 810 Fletcher Trust Building requests rezoning of 1.26 acres, being in I-3-S and I-4-S districts, to SU-39 classification to permit a tank for distribution of water to the public.

R. O. #109, 1975 75-Z-119

PERRY TOWNSHIP, COUNCILMANIC DISTRICT #25, 6204 SOUTH HARDING STREET, INDIANAPOLIS

Shirley Dye and Judy Packard, 3829 Hilton Drive by Lynn E. Jackson, Attorney, 431 East Hanna Avenue request rezoning of 1.38 acres, being in A-2 district, to I-2-S classification to permit the storage and display of plastic pipe.

R. O. #110, 1975 75-Z-121

WAYNE TOWNSHIP, COUNCILMANIC DISTRICT #17, 3471 SANDY SPRING LANE, INDIANAPOLIS

St. Andrew Presbyterian Church, Inc. by Ray Vinnenberg, Pres., Board of Trustees, 3535 Kessler Blvd. N. Dr. requests rezoning of 2.49 acres, being in SU district, to D-2 classification to permit residential use.

R. O. #111, 1975 75-Z-124

CENTER TOWNSHIP, COUNCILMANIC DISTRICT #20, 2350 SOUTH MERIDIAN STREET, INDIANAPOLIS

First Friendship Church by Reverend Howard Burt, 1909 South East Street requests rezoning of 3.41 acres, being in D-6 district, to SU-1 classification to permit a church & parsonage.

## R. O. #112, 1975 75-Z-125

CENTER TOWNSHIP, COUNCILMANIC DISTRICT #9, 2908 NORTH MERIDIAN ST. & 2911 NORTH ILLINOIS ST., INDIANAPOLIS

Indianapolis Life Insurance Co., 2960 North Meridian St. by Carl T. Reis, Attorney, 1000 Merchants Bank Bldg. requests rezoning of 1.70 acres, being in D-9 district, to C-2 classification to permit the expansion of existing facilities.

## R. O. #113, 1975 75-Z-136

WASHINGTON TOWNSHIP, COUNCILMANIC DISTRICT #2, 1401 WEST 73RD STREET, INDIANAPOLIS

Benjamin F. Stapleton, Trustee for Margaret Cannon by Ben J. Weaver, Attorney, 600 Union Federal Bldg. requests rezoning of 20.17 acres, being in D-6 district, to SU-2 classification for church purposes.

## R. O. #114, 1975 75-Z-137

LAWRENCE TOWNSHIP, COUNCILMANIC DISTRICT #3, 9400 MUD CREEK ROAD, INDIANAPOLIS

The Shorewood Corporation by Hayes F. O'Brian, Secretary, 100 Clarendon Drive, Noblesville, Indiana 46060 requests rezoning of 64.50 acres, being in A-2 district, to D-S classification to permit residential use by platting.

## R. O. #115, 1975 75-Z-138

PIKE TOWNSHIP, COUNCILMANIC DISTRICT #1, 4941 WEST 59TH STREET, INDIANAPOLIS

Gene B. Glick Company by Bamberger & Feibleman by James W. Beatty, Attorney, 500 Union Federal Bldg. requests rezoning of 20.98 acres, being in A-2 district, to D-6 II classification to permit apartments.

## R. O. #116, 1975 75-Z-139

PIKE TOWNSHIP, COUNCILMANIC DISTRICT #1, 4900 WEST 56TH STREET, INDIANAPOLIS

Donald A. & Beni Ensley Moore by Bamberger & Feibleman by James W. Beatty, Attorney, 500 Union Federal Bldg. requests rezoning of 20.98 acres, being in A-2 district, to SU-3 classification to permit a golf course.

R. O. #117, 1975 75-Z-141

WAYNE TOWNSHIP, COUNCILMANIC DISTRICT #20, 3245  
WEST MORRIS STREET, INDIANAPOLIS

J. B. & Bonnie M. McKinney by Larry S. Pugh, Attorney, 8243 East  
Washington St. requests rezoning of 0.19 acre, being in D-5 district, to  
C-1 classification to permit office use.

R. O. #118, 1975 75-Z-146

WAYNE TOWNSHIP, COUNCILMANIC DISTRICT #19, 5819  
FORTUNE CIRCLE WEST, INDIANAPOLIS

Park Fletcher, Inc. by Red Roof Inc. by James R. Nickels, Attorney, One  
Indiana Square #2050 requests rezoning of 2.00 acres, being in I-3-S  
district, to C-2 classification to permit a motel.

*PROPOSAL NO. 27, 1975.* Following discussion,  
during which Councilman Tintera spoke regarding the  
Proposal, Councilman Tintera moved, seconded by  
Councilman Kimbell to amend Proposal No. 27, 1975, as  
follows:

CITY-COUNTY COUNCIL MOTION

Mr. President:

I move that Proposal No. 27, 1975, be amended by striking the proposal  
as introduced, and substituting, in lieu thereof, Proposal No. 27, 1975, As  
Amended.

GEORGE B. TINTERA  
Councilman

The motion to amend was carried by a unanimous  
voice vote.

Councilman Griffith then moved, seconded by  
Councilman Clark to further amend Proposal No. 27,  
1975, as amended, as follows:



## CITY-COUNTY COUNCIL MOTION

**Mr. President:**

I move that City-County Council Proposal No. 27, 1975, be amended as follows:

- a) In Section 2, Line 17, after the word "and" add the following: beginning in 1977, fifteen dollars (\$15) for each meeting of a standing City-County Council committee, up to three meetings per month, but not more than one meeting of each committee.
- (b) renumbering the following line numbers correspondingly.

DONALD N. GRIFFITH  
Councilman

Councilman Boyd moved, seconded by Councilman Hawkins to further amend Councilman Griffith's motion by substituting the following:

## CITY-COUNTY COUNCIL MOTION

**Mr. President:**

I move that Proposal No. 27, 1975 be amended as follows:

- a) That Section 3 be renumbered as Section 4, and that a new Section 3 be added, to read as follows:

Section 3. Additionally, each Councilperson shall be paid fifty dollars (\$50) for attendance at one meeting of each assigned committee per month, with a maximum of One hundred fifty dollars (\$150) per month.

ROZELLE BOYD  
Councilman

Councilman Boyd's *motion to further amend Proposal No. 27, 1975, as amended, was defeated on the following roll call vote; viz: 8 Ayes: Mr. Bayt, Mr. Boyd, Mr. Campbell, Mrs. Chandler, Mr. Clark, Mrs. Gibson, Mr. Gilmer and Mr. Hawkins. 16 Noes: Mr. Cotting-*

ham, Mr. Dowden, Mr. Durnil, Mr. Elmore, Mr. Giffin, Mr. Gorham, Mr. Griffith, Mr. Kimbell, Mr. McPherson, Mr. Miller, Mr. Robbins, Mr. Schneider, Mr. SerVaas, Mr. Tinder, Mr. Tintera and Mr. West.

The *motion of Councilman Griffith to amend Proposal No. 27, 1975, as amended, was defeated* on the following roll call vote; viz: *11 Ayes:* Mr. Bayt, Mr. Boyd, Mr. Campbell, Mrs. Chandler, Mr. Clark, Mr. Dowden, Mrs. Gibson, Mr. Giffin, Mr. Gilmer, Mr. Griffith and Mr. Robbins. *13 Noes:* Mr. Cottingham, Mr. Durnil, Mr. Elmore, Mr. Gorham, Mr. Hawkins, Mr. Kimbell, Mr. McPherson, Mr. Miller, Mr. Schneider, Mr. SerVaas, Mr. Tinder, Mr. Tintera and Mr. West.

Following further discussion, Councilman West moved, seconded by Councilman Tintera to amend Proposal No. 27, 1975, as amended, as follows:

CITY-COUNTY COUNCIL MOTION

Mr. President:

I move that City-County Council Proposal No. 27, 1975, be amended as follows:

- a) Strike Line 17 of Section 2, and insert in lieu thereof the following: meeting, except the Council may, by separate resolution, authorize the fifty dollars (\$50) per diem per meeting fee to be paid to a member representing the Council on a specific Council assignment.
- b) Renumber the remaining line numbers in Section 2 correspondingly.

STEPHEN R. WEST  
Councilman

The motion to amend was carried by a unanimous voice vote.

Councilman Gilmer moved, seconded by Councilman Bayt to amend Proposal No. 27, 1975, as amended, as follows:

CITY-COUNTY COUNCIL MOTION

Mr. President:

I move that Proposal No. 27, 1975, as amended, be further amended by adding remuneration in the amount of \$25 per Committee Meeting, not to exceed \$75 per month.

GORDAN G. GILMER  
Councilman

*The motion to amend was defeated on the following roll call vote; viz: 12 Ayes: Mr. Bayt, Mr. Boyd, Mr. Campbell, Mrs. Chandler, Mr. Clark, Mr. Dowden, Mrs. Gibson, Mr. Gilmer, Mr. Griffith, Mr. Hawkins, Mr. Robbins and Mr. Schneider. 12 Noes: Mr. Cottingham, Mr. Durnil, Mr. Elmore, Mr. Giffin, Mr. Gorham, Mr. Kimbell, Mr. McPherson, Mr. Miller, Mr. SerVaas, Mr. Tinder, Mr. Tintera and Mr. West.*

Following considerable debate, Councilman Tintera moved, seconded by Councilman Gilmer the Previous Question on the main motion. Motion carried.

Councilman Griffith requested a five minute recess of Council. The President gave consent and Council recessed at 9:55 p.m., and reconvened at 10:00 p.m.

The Question being called on the adoption of Proposal No. 27, 1975, as amended, *Proposal No. 27, 1975, as amended, failed to pass for want of a Statutory*

*Majority*, fifteen votes being required for its passage. The Proposal failed on the following roll call vote; viz: *12 Ayes*: Mrs. Chandler, Mr. Cottingham, Mr. Durnil, Mr. Giffin, Mr. Griffith, Mr. Kimbell, Mr. McPherson, Mr. Miller, Mr. SerVaas, Mr. Tinder, Mr. Tintera and Mr. West. *10 Noes*: Mr. Bayt, Mr. Boyd, Mr. Campbell, Mr. Clark, Mr. Dowden, Mr. Elmore, Mr. Gilmer, Mr. Hawkins, Mr. Robbins and Mr. Schneider. (Mrs. Gibson and Mr. Gorham abstained from voting.)

*PROPOSAL NO. 426, 1975.* Councilman Bayt moved, seconded by Councilman Hawkins for reconsideration of Proposal No. 426, 1975.

A Point of Order was raised and legal opinion of Council Parliamentarian requested as to whether the motion for reconsideration was in order. The Chair after consultation with the Parliamentarian, ruled the motion was in order.

Councilman McPherson appealed the ruling of the Chair, seconded by Councilman Hawkins.

The Chair stated the question. Shall the decision of the Chair be the decision of the Council. The decision of the Chair was sustained on the following roll call vote; viz: *14 Ayes*: Mr. Bayt, Mr. Boyd, Mr. Campbell, Mrs. Chandler, Mr. Clark, Mrs. Gibson, Mr. Gilmer, Mr. Griffith, Mr. Hawkins, Mr. Kimbell, Mr. Robbins, Mr. SerVaas, Mr. Tinder and Mr. Tintera. *7 Noes*: Mr. Durnil, Mr. Giffin, Mr. Gorham, Mr. McPherson, Mr. Miller, Mr. Schneider and Mr. West (Mr. Cottingham, Mr. Dowden and Mr. Elmore abstained from voting.)

Following further discussion, the *motion to reconsider Proposal No. 426, 1975*, was passed on the following roll call vote; viz: 13 Ayes: Mr. Bayt, Mr. Boyd, Mr. Campbell, Mrs. Chandler, Mr. Clark, Mrs. Gibson, Mr. Gilmer, Mr. Griffith, Mr. Hawkins, Mr. Kimbell, Mr. Robbins, Mr. SerVaas and Mr. Tinder. 11 Noes: Mr. Cottingham, Mr. Dowden, Mr. Durnil, Mr. Elmore, Mr. Giffin, Mr. Gorham, Mr. McPherson, Mr. Miller, Mr. Schneider, Mr. Tintera and Mr. West.

After considerable debate, Councilman Griffith moved, seconded by Councilman Hawkins the Previous Question on the main motion. Motion carried.

The Question being called on the adoption of Proposal No. 426, 1975, *Proposal No. 426, 1975*, was passed on the following roll call vote; viz: 15 Ayes: Mr. Bayt, Mr. Boyd, Mr. Campbell, Mrs. Chandler, Mr. Clark, Mr. Cottingham, Mrs. Gibson, Mr. Gilmer, Mr. Griffith, Mr. Hawkins, Mr. Kimbell, Mr. Robbins, Mr. SerVaas, Mr. Tinder and Mr. Tintera. 9 Noes: Mr. Dowden, Mr. Durnil, Mr. Elmore, Mr. Giffin, Mr. Gorham, Mr. McPherson, Mr. Miller, Mr. Schneider and Mr. West. Proposal No. 426, 1975, was retitled Fiscal Ordinance No. 111, 1975, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 111, 1975

- A FISCAL ORDINANCE amending the CITY-COUNTY ANNUAL BUDGET FOR 1975 (City-County Fiscal Ordinance No. 42, 1974) and appropriating an additional Forty-two thousand five hundred dollars (\$42,500.00) in the Community Services Program Fund for purposes of the Community Services Division, Department of Administration, and reducing the unappropriated and unencumbered balance in the Community Services Program 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, Section 4 of the City-County Annual Budget for 1975 be, and is hereby, amended by the increases and reductions hereinafter stated for the purposes of appropriating additional funds received for urgent needs from the Secretary's Discretionary Fund, established by the Housing and Community Development Act of 1974.

Section 2. The sum of Forty-two thousand five hundred dollars be, and the same is hereby, appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

Section 3. The following additional appropriations are hereby approved:

**DEPARTMENT OF ADMINISTRATION**

Community Services Division	<b>COMMUNITY SERVICES PROGRAM FUND</b>
21. Services Contractual	<u>\$42,500.00</u>
TOTAL INCREASES	\$42,500.00

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

Unappropriated and Unencumbered Community Services Program Fund	<b>COMMUNITY SERVICES PROGRAM FUND</b>
	<u>\$42,500.00</u>
TOTAL REDUCTIONS	\$42,500.00

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

**ADJOURNMENT**

Upon motion duly made by Councilman Kimbell, seconded by Councilman Clark, the meeting adjourned at 10:20 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 17th, day of November, 1975.

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*