

JOURNAL OF PROCEEDINGS

of the

# City-County Council

INDIANAPOLIS, INDIANA



CITY-COUNTY COUNCIL

REGULAR MEETING

Monday, January 3, 1972, 6:30 P.M.

The Regular Meeting of the City-County Council of Indianapolis-Marion County convened in the auditorium of the American United Life Insurance Company at 6:44 P.M. on Monday, January 3, 1972.

Mr. SerVaas in the Chair.

Mr. SerVaas acknowledged Mr. Jack Reich, President of American United Life Insurance Company, and expressed the Council's gratitude for providing the auditorium for the Council meeting.

Mr. SerVaas announced that according to law, the twenty-nine City-County Council members have taken their oaths of office and the proper certificates are on file in the office of the County Clerk and with the Clerk of the Council.

The Clerk has received certifications of the election of Councilman Beurt SerVaas as Majority Leader, and Councilman Rozelle Boyd as Minority Leader.

The Council is now ready to do business.

The acting Clerk called the roll.

Present: Mr. Bayt, Mr. Boyd, Mr. Broderick, Mr. Byrum, Mr. Campbell, Mr. Cantwell, Mr. Clark, Mr. Cottingham, Mr. Dowden, Mr. Egenes, Mr. Elmore, Mrs. Gibson, Mr. Giffin, Mr. Gilmer, Mr. Gorham, Mr. Griffith, Mr. Hawkins, Mr. Kimbell, Mr. Leak, Mr. McPherson, Mrs. Miller, Mrs. Noel, Mr. Patterson, Mr. Ruckelshaus, Mr. Schneider, Mr. SerVaas, Mr. West and Mr. Hasbrook.

Absent: Mr. Brown.

Mr. Byrum moved, seconded by Mr. Egenes, to appoint Mr. SerVaas as the temporary chairman of the meeting.

The motion was approved by voice vote.

#### ELECTION OF COUNCIL OFFICERS FOR 1972

The Chairman announced that the first order of business would be the election of officers of the City-County Council of Indianapolis-Marion County for the year 1972.

Chairman SerVaas called for nominations for the office of President.

Mr. Byrum nominated Mr. Thomas C. Hasbrook.

The nomination was seconded by Mr. Gorham.

Mr. Broderick nominated Mr. Rozelle Boyd.

The nomination was seconded by Mr. Cantwell.

Mr. Gorham moved, seconded by Mr. Ruckelshaus, that the nominations be closed. The motion carried by voice vote.

Mr. Hasbrook was elected President by a 19 - 9 roll call vote as follows :

Mr. Hasbrook 19, viz : Mr. Byrum, Mr. Clark, Mr. Cottingham, Mr. Dowden, Mr. Egenes, Mr. Elmore, Mr. Giffin, Mr. Gilmer, Mr. Gorham, Mr. Griffith, Mr. Kimbell, Mr. Leak, Mr. McPherson, Mrs. Miller, Mr. Patterson, Mr. Ruckelshaus, Mr. Schneider, Mr. SerVaas, Mr. West.

Mr. Boyd 9, viz : Mr. Bayt, Mr. Boyd, Mr. Broderick, Mr. Campbell, Mr. Cantwell, Mrs. Gibson, Mr. Hawkins, Mrs. Noel, and Mr. Hasbrook.

Chairman SerVaas asked President Hasbrook to take the Chair.

President Hasbrook called for nominations for the office of Vice-President.

Mr. Cottingham nominated Mr. Beurt SerVaas.

The nomination was seconded by Mr. Gorham.

Mr. Broderick nominated Mr. Henry Bayt.

The nomination was seconded by Mr. Boyd.

Mr. Leak moved, seconded by Mr. Ruckelshaus, that the nominations be closed. The motion carried by voice vote.

Mr. Beurt SerVaas was elected as Vice-President by 19 - 9 roll call vote, as follows:

Mr. SerVaas 19, viz: Mr. Byrum, Mr. Clark, Mr. Cottingham, Mr. Dowden, Mr. Egenes, Mr. Elmore, Mr. Giffin, Mr. Gilmer, Mr. Gorham, Mr. Griffith, Mr. Kimbell, Mr. Leak, Mr. McPherson, Mrs. Miller, Mr. Patterson, Mr. Ruckelshaus, Mr. Schneider, Mr. West, and President Hasbrook.

Mr. Bayt 9, viz: Mr. Bayt, Mr. Boyd, Mr. Broderick, Mr. Campbell, Mr. Cantwell, Mrs. Gibson, Mr. Hawkins, Mrs. Noel, and Mr. SerVaas.

Mr. Cantwell made a motion to change the rules to allow the appointment of the Clerk to be a four year term rather than a one year term.

Legal counsel read Chapter 173, Section 305 of the Acts of Indiana 1969, which provides that the term of the Clerk is for one year.

Mr. Cantwell withdrew his motion.

President Hasbrook stated that two petitions had been filed in the Clerk's office, according to the council rules, for the nominations for a Clerk of the Council.

Mr. Giffin nominated Mrs. Majorie H. O'Laughlin as Clerk of the Council.

The nomination was seconded by Mr. Gorham.

Mr. Cantwell nominated Mrs. Angeline Allstatt as Clerk of the Council.

The nomination was seconded by Mr. Broderick.

President Hasbrook stated that all persons eligible had been nominated and that the nominations were closed.

Mrs. O'Laughlin was elected as the Clerk of the Council by a 20-8 roll call vote as follows:

Mrs. O'Laughlin 20, viz: Mr. Byrum, Mr. Clark, Mr. Cottingham, Mr. Dowden, Mr. Egenes, Mr. Elmore, Mr. Giffin, Mr. Gilmer, Mr. Gorham, Mr. Griffith, Mr. Kimbell, Mr. Leak, Mr. McPherson, Mrs. Miller, Mr. Patterson, Mr. Ruckelshaus, Mr. Schneider, Mr. SerVaas, Mr. West, and President Hasbrook.

Mrs. Allstatt 8, viz: Mr. Bayt, Mr. Boyd, Mr. Broderick, Mr. Campbell, Mr. Cantwell, Mrs. Gibson, Mr. Hawkins, and Mrs. Noel.

Mr. SerVaas moved, seconded by Mr. Byrum, to adopt the Special Order of Business, as distributed to all councilmen prior to the meeting.

The motion carried by unanimous voice vote.

The Chair declared a recess for a brief meeting of the Committee on Committees, and the Rules and Policy Committee at 7:03 P.M.

The Council reconvened at 7:16 P.M.

### COMMITTEE REPORTS

Mr. SerVaas read the report of the Committee on Committees.

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

Gentlemen:

We, your COMMITTEE ON COMMITTEES submit our recommendations for appointments to Standing Committees of the City-County Council for the year 1972, for your review and consideration, (as distributed).

THOMAS C. HASBROOK

BEURT SERVAAS

President Hasbrook requested approval of the report of the Committee on Committees.

Approval was given by unanimous voice vote.

PERMANENT COMMITTEES FOR 1972

RULES AND POLICY

- Mr. Beurt Servaas, Chairman
- Mr. William A. Leak
- Mr. Roger Brown
- Mr. Thomas C. Hasbrook
- Mr. William G. Schneider
- Mr. Rozelle Boyd
- Mr. Lawrence F. Broderick

COMMITTEES ON COMMITTEES

- Mr. Thomas C. Hasbrook
- Mr. Beurt SerVaas
- Mr. Rozelle Boyd

STANDING COMMITTEES FOR 1972

ADMINISTRATION

- Mr. Joe T. Gorham, Chairman
- Mr. Richard F. Clark
- Mr. William A. Dowden
- Mr. William Leak
- Mrs. Henri Gibson

TRANSPORTATION

- Mr. William K. Byrum, Chairman
- Mr. A. Clark Elmore
- Mr. Gordon G. Gilmer
- Mr. Joe T. Gorham
- Mr. Henry Bayt

ECONOMIC DEVELOPMENT

- Mr. Stephen R. West, Chairman
- Mr. Richard F. Clark
- Mr. William A. Dowden
- Mr. A. Clark Elmore
- Mr. Kenneth N. Giffin
- Mr. Alan R. Kimbell
- Mr. Rozelle Boyd

COMMUNITY AFFAIRS  
(Welfare, Noble School, Grants)

- Mr. John C. Ruckelshaus, Chairman
- Mr. William A. Leak
- Mr. Dwight L. Cottingham
- Mr. A. Clark Elmore,
- Mr. Donald N. Griffith
- Mrs. Beverley Miller
- Mrs. Artricia Mae Noel
- Mr. Paul F. Cantwell

MUNICIPAL CORPORATIONS	COUNTY AND TOWNSHIPS
Mr. Jack F. Patterson, Chairman	Mr. Dwight L. Cottingham, Chrm.
Mr. Harold J. Egenes	Mr. Donald R. McPherson
Mr. John C. Ruckelshaus	Mr. Donald N. Griffith
Mr. Stephen R. West	Mr. William G. Schneider
Mr. Henry Bayt	Mr. Harold Hawkins
PUBLIC SAFETY	METROPOLITAN DEVELOPMENT
Mr. William A. Leak, Chairman	Mr. Harold J. Egenes, Chairman
Mr. Alan R. Kimbell,	Mr. William K. Byrum
Mr. Roger Brown	Mr. Richard F. Clark
Mr. Donald N. Griffith	Mr. Kenneth N. Giffin
Mrs. Beverley Miller	Mr. Jack F. Patterson
Mr. Edgar T. Campbell	Mr. Lawrence F. Broderick
	Mrs. Artricia Mae Noel
PUBLIC WORKS	PARKS AND RECREATION
Mr. Donald R. McPherson, Chrm.	Mr. Gordon G. Gilmer, Chairman
Mr. Kenneth N. Giffin	Mr. Roger Brown
Mr. John C. Ruckelshaus	Mr. William A. Dowden
Mr. William G. Schneider	Mrs. Beverley Miller
Mr. Paul F. Cantwell	Mr. Harold Hawkins

Mr. SerVaas read the majority report of the Rules and Policy Committee, as follows :

January 3, 1972

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

Gentlemen:

We, your Majority members of the Committee on Rules and Policy, recommend the following appointments as Council Staff Officers for the year 1972:

1. Assistant Clerk — Jean A. Wyttenbach

BEURT SERVAAS, Chairman

Mr. SerVaas announced that there also was a minority report from the committee, which he read as follows:

January 3, 1972

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

Gentlemen:

We, your Minority members of the Committee on Rules and Policy, recommend the following appointment as Council Staff Officer for the year 1972:

1. Assistant Clerk — Angeline Allstatt

ROZELLE BOYD

President Hasbrook announced that the question was on the substitution of the minority report for the majority report.

The move for substitution failed by a vote of 8 ayes and 20 naves.

President Hasbrook stated that the question was now on the approval of the majority report.

The majority report was approved by a vote of 23 ayes and 5 naves.

Mr. Cantwell made a motion that the members of each standing committee appoint their own chairmen.

Mr. Griffith called for the reading of the rules; they were read by Mr. Elrod.

The motion was ruled out of order.

Mr. SerVaas announced that in reading the majority report of the committee on Rules and Policy, he had inadvertently omitted the recommendation of Robert G. Elrod for General Counsel.

He stated that the minority also wished to report a recommendation for that position, and offered to let Mr. Boyd make their report.

Mr. Boyd declined, stating that he saw no reason to deviate from the previous procedure.

Mr. SerVaas announced that the minority report recommended Mark Bell for General Counsel.

President Hasbrook called for the question which was

for substitution of the minority report for the majority report.

The move for substitution failed by a vote of 8 ayes and 20 naves.

President Hasbrook called for a vote on approval of the majority report.

The report was approved by a vote of 21 ayes and 4 nays, with three councilmen not voting.

President Hasbrook called for the reading of communications from the Mayor and other City-County Officials.

## COMMUNICATIONS FROM THE MAYOR AND OTHER CITY-COUNTY OFFICIALS

December 21, 1971

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

Gentlemen:

I have this day approved with my signature and delivered to the City Clerk, Mrs. Marjorie H. O'Laughlin, the following city-county ordinances and resolutions:

SPECIAL ORDINANCE NO. 12, 1971, extending the boundaries of the Fire Special Service District.

SPECIAL ORDINANCE NO. 13, 1971, extending the boundaries of the Fire Special Service District.

SPECIAL ORDINANCE NO. 14, 1971, extending the boundaries of the Police Special Service District.

SPECIAL ORDINANCE NO. 15, 1971, extending the boundaries of the Fire Special Service District.

SPECIAL ORDINANCE NO. 16, 1971, extending the boundaries of the Police Special Service District.

SPECIAL ORDINANCE NO. 17, 1971, extending the boundaries of the Police Special Service District.

GENERAL ORDINANCE NO. 275, 1971, to amend the Municipal Code of Indianapolis, 1951, Title 4, Chapter 7, Section 711, STOPPING AT CERTAIN INTERSECTIONS FOUR-WAY STOPS.

GENERAL ORDINANCE NO. 294, 1971, an ordinance for the rates and charges of the sewerage system and defining the power and duties of the Department of Public Works.

SPECIAL RESOLUTION NO. 31, 1971, approving annexation of additional territory into the Indianapolis Sanitary District.

SPECIAL RESOLUTION NO. 46, 1971, a resolution authorizing the Mayor of the Consolidated City of Indianapolis, Marion County, Indiana, to execute an amendment to the grant agreement with the United States of America for the Indianapolis Model Cities Program and Planned Variation Extension thereof (Community Services Program).

Respectfully submitted,

RICHARD G. LUGAR  
Mayor

January 3, 1972

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

Gentlemen:

Pursuant to the laws of the State of Indiana, I caused to be published twice, in the Indianapolis Commercial, and the Indianapolis News, once on December 23, and once on December 30, 1971, the following ordinances and resolution:

SPECIAL ORDINANCE NOS. 12, 13, 14, 15, 16, and 17, 1971

GENERAL ORDINANCES NOS. 273, 275 and 294, 1971

SPECIAL RESOLUTION NO. 31, 1971

Respectfully submitted,

MARJORIE H. O'LAUGHLIN,  
City Clerk

Mr. SerVaas recognized a former Council member,  
Mr. August Huber.

## INTRODUCTION OF PROPOSALS

PROPOSAL NOS. 1 through 14, 1972

Introduced by Councilman Egenes.

Rezoning ordinances certified from the Metropolitan  
Development Commission on December 17, 1972.

Which were read for the first time and referred to the Committee on Metropolitan Development.

PROPOSAL NO. 16, 1972

Introduced by President Hasbrook.

A PROPOSAL FOR A GENERAL ORDINANCE amending "The Code of Indianapolis and Marion County, 1970", as amended, Title 2, Chapter 2, concerning the Office of the Mayor and creating the position of a second Deputy Mayor.

Which were read for the first time and referred to the Committee on Administration.

PROPOSAL NO. 17, 1972

Introduced by Councilman Leak.

A PROPOSAL FOR A FISCAL ORDINANCE amending the CITY-COUNTY ANNUAL BUDGET FOR 1972 (City-County General Ordinance No. 192, 1971, as amended) and appropriating the sum of Eight hundred nineteen thousand one hundred eighty-two dollars (\$819,182.00) for the Department of Public Safety, Alcohol Safety Action Project and reducing the unappropriated City Fund.

Which was read for the first time and referred to the Committee on Public Safety.

PROPOSAL NO. 18, 1972

Introduced by Councilman Cottingham.

A PROPOSAL FOR A FISCAL ORDINANCE amending the CITY-COUNTY ANNUAL BUDGET FOR 1972 (City-County General Ordinance No. 192, 1971, as amended) and appropriating the sum of One hundred seventy-three thousand six hundred forty-four dollars (\$173,644.00) for certain purposes of the County Prosecuting Attorney, Presiding Judge Municipal Courts, and Central Data Processing, and reducing the unappropriated County Fund.

Which was read for the first time and referred to the Committee on County and Townships.

PROPOSAL NO. 19, 1972

Introduced by Councilman Gorham.

A PROPOSAL FOR A FISCAL ORDINANCE amending the CITY-COUNTY ANNUAL BUDGET FOR 1972 (City-County General Ordinance No. 192, 1971, as amended) and appropriating the sum of Forty-six thousand five hundred dollars (\$46,500.00) for the Office of the Mayor, and reducing the unappropriated City-Fund.

Which was read for the first time and referred to the Committee on Administration.

PROPOSAL NO. 20, 1972

Introduced by Councilman Cottingham.

A PROPOSAL FOR A FISCAL ORDINANCE amending the CITY-COUNTY ANNUAL BUDGET FOR 1972 (City-County General Ordinance No. 192, 1971, as amended) and appropriating and transferring the sum of Eight thousand five hundred dollars (\$8,500.00) for certain purposes of the Criminal Court of Marion County Divisions 3 and 4.

Which was read for the first time and referred to the Committee on County and Townships.

President Hasbrook recessed the Council at 7:30 P.M., reconvening at 7:37 P.M.

### PRESENTATION OF PETITIONS

Mr. SerVaas requested the Clerk to read a letter from the Mayor and Proposal No. 15, 1972.

The Clerk read the letter and proposal, by title, as follows:

December 29, 1971

Mr. Thomas C. Hasbrook  
President  
City-County Council  
241 City-County Building  
Indianapolis, Indiana 46204

Dear Mr. President:

I would like to request your approval of the following appointments:

John W. Walls, Deputy Mayor  
David O. Meeker, Director of Metropolitan Development  
Owen Meharg, Director of Administration  
William I. Spencer, Director of Parks and Recreation  
John Sweezy, Director of Public Works  
Richard B. Wetzal, Director of Transportation

Sincerely,

RICHARD G. LUGAR  
Mayor

CITY-COUNTY COUNCIL PROPOSAL NO. 15, 1972

A PROPOSAL FOR A COUNCIL RESOLUTION approving and appointing the deputy mayor and certain department directors as proposed by the Mayor.

Mr. SerVaas moved, seconded by Mr. Byrum, to amend the proposal by deleting the words, "Deputy Mayor" in line 15 and inserting the words "Director of Metropolitan Development" instead.

Mr. Schneider requested a point of law on the Council confirming the appointment of the Director of Metropolitan Development by the Mayor, rather than the Metropolitan Development Commission.

Mr. Elrod cited the 1971 repeal of Section 809(8) of the Acts of 1969, removing the power of the Commission to appoint the Director of Metropolitan Development and placing the appointment under the Mayor's control.

Mr. SerVaas moved, seconded by Mr. McPherson, for the passage of Proposal No. 15, 1972, as amended.

The motion carried by unanimous voice vote. The proposal, renamed City-County Special Resolution No. 1, 1972, reads as follows:

COUNCIL RESOLUTION NO. 1, 1972

CITY-COUNTY COUNCIL PROPOSAL NO 15, 1972, AS AMENDED  
INDIANAPOLIS, MARION COUNTY, INDIANA

A PROPOSAL FOR A COUNCIL RESOLUTION approving and appointing the deputy mayor and certain department directors as proposed by the Mayor.

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

SECTION 1. The mayor having proposed to the council in writing the appointment of certain persons as deputy mayors and directors, such proposed appointments are approved as set forth in Section 2 for terms of one (1) year at the pleasure of the mayor.

SECTION 2. The City-County Council does hereby in all respects approve the appointment of the following persons for the respective positions indicated:

John W. Walls, Senior Deputy Mayor

David O. Meeker, Director of the Department of Metropolitan Development

Owen H. Meharg, Director of the Department of Administration

William I. Spencer, Director of the Department of Parks & Recreation

John W. Sweezy, Director of the Department of Public Works

Richard B. Wetzel, Director of the Department of Transportation

SECTION 3. This resolution shall be in full force and effect from and after its adoption.

Mr. Boyd requested permission of the Council for a group, "Concerned Citizens Committee" to address the Council.

President Hasbrook stated that the Council must recess to the Committee of the Whole.

Mr. Boyd moved, seconded by Mr. Byrum, to recess to the Committee of the Whole.

A standing vote was taken as follows: Ayes 14; Noes 13; 1 not voting.

The Council recessed at 7:45 P.M., reconvening at 7:50 P.M.

### NEW BUSINESS

Mr. Boyd moved, seconded by Mrs. Noel, that the Democratic appointments to be made by the Council be made by the minority members and the Republican appointments be made by the majority members.

Mr. Cantwell stated that the basis for their request was that the majority should see that there are minority rights.

Mr. Byrum moved, seconded by Mr. Ruckelshaus, to table the motion.

The motion to table was carried by voice vote.

Mr. Boyd questioned the Chair as to whether this motion was tabled until the last item was taken care of.

The Chair ruled that the motion was tabled until a motion passed to remove it from the table.

Mr. Boyd stated that the minority members were serving no purpose on the Council, and saw no reason to remain in the meeting.

The minority members left the Chambers without permission of the Presiding officer or the Council.

Mr. SerVaas moved, seconded by Mr. Gorham, to appoint the following:

Jack Patterson, as the Council liason to the Board of Trustees of the Health and Hospital Corporation;

Steve West, Community Director-at-large of the Greater Indianapolis Housing Development Corporation;

Clark Elmore, as Governmental Director to the Greater Indianapolis Housing Development Corporation;

*Marion County Alcoholic Beverage Board*

Harry K. Wick

*Board of Transportation*

Shirley R. Green

Charles Pechette

*Metropolitan Development Commission*

Dr. Gene E. Sease

Robert H. Eichholtz

Allen Durnil

*Zoning Variance Board*

Division I            Mrs. Patricia Miller  
                              Frank J. Russell

Division II            Kash Holliday  
                              Kenneth W. Carr

Division III           Thomas N. Swift  
                              Elton Thompson

*Board of Parks and Recreation*

William S. Sahn  
William O. Brockman

*Board of Public Safety*

George Cafouros  
Rev. William Hudnut III

*Board of Public Works*

Paul E. Burkley

Wendell Vandivier

*Board of Model Cities*

David Allison

Jane Heiskell

Rev. Tipton Britner

*Mayor's Youth Commission and Community-at-Large**Under 21*

Nikki Sanders

Jeff Ludlow

Cynthia Conlen

Hugh Diehl

*Community-at-Large*

Theodore A. Jackson

Steve Scott

Richard Link

The motion carried by a 20 to 0 voice vote.

## ANNOUNCEMENTS

President Hasbrook announced that the next Regular Meeting would be held on January 17, 1972, at 6:30 P.M., and a Special Meeting will be held for the Police Special Service District Council at 5:30 P.M., on January 17, 1972.

Mr. Gorham announced that the Committee on Administration would meet at 5:00 P.M. in Room 221 on January 12, 1972.

Mr. Cottingham announced a meeting of the County and Townships Committee to be held on January 10, 1972, at 7:00 P.M. in Room 260.

Mr. Byrum announced that a meeting of the Transportation Committee would be held on January 5, 1972, at 4:00 P.M. in Room 221.

Mr. Egenes announced that the Metropolitan Development Commission would meet in Room 221, on January 12, 1972, at 4:00 P.M.

Mr. Leak announced that the Public Safety Committee would meet at 2:30 P.M. on January 10, 1972, in Room 221.

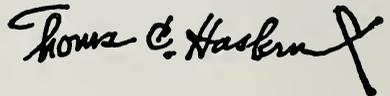
Mr. Byrum stated for the record that the minority members left the Chambers without permission of the

Chair in violation of the Rules of the Council and of state statute and should be censured.

There being no further business, on motion of Mr. Leak, seconded by Mr. Gorham, the Council adjourned at 8:03 P.M.

We hereby certify that the above and foregoing is a full, true and complete record of the proceedings of the City-County Council of Indianapolis-Marion County held on the 3rd day of January, 1972, at 6:30 P.M.

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*