

CITY-COUNTY COUNCIL
INDIANAPOLIS, MARION COUNTY, INDIANA
REGULAR MEETING
Monday, November 20, 1978

A Regular Meeting of the City-County Council of Indianapolis, Marion County, convened in the Council Chambers of the City-County Building at 7:08 p.m., Monday, November 20, 1978. President SerVaas in the chair. Councilman Harold Hawkins opened the meeting with a prayer, followed by the Pledge of Allegiance.

ROLL CALL

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

PRESENT: Mr. Anderson, Mr. Bayt, Mr. Boyd, Mrs. Brinkman, Mr. Cantwell, Mrs. Chambers, Mr. Clark, Mrs. Coughenour, Mr. Dowden, Mr. Durnil, Mr. Gilmer, Mr. Hawkins, Mr. Howard, Mrs. Journey, Mr. Kimbell, Mr. Lyons, Mr. McGrath, Mr. Patterson, Mr. Pearce, Mr. Schneider, Mr. SerVaas, Mrs. Stewart, Mr. Tinder, Mr. Tintera, Mr. Vollmer, Mr. Walters and Mr. West.

ABSENT: Mr. Campbell and Mr. Miller.

Both Mr. Campbell and Mr. Miller were excused; Mr. Campbell for illness and Mr. Miller was out of the country.

CORRECTION OF JOURNAL

The Chair called for additions or corrections to the Journal of November 8, 1978. There being no additions or corrections, the minutes were approved as distributed.

OFFICIAL COMMUNICATIONS

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

**TO THE 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, November 20, 1978, 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

October 31, 1978

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 COMMERCIAL and the Indianapolis NEWS on November 2, 1978 and on November 9, 1978, a copy of CITY-COUNTY GENERAL ORDINANCE NOS. 103, 1978 and 104, 1978.

s/Beverly S. Rippy
City Clerk

November 6, 1978

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 November 9, 1978 and on November 16, 1978, a copy of NOTICE TO TAXPAYERS of a Public Hearing on Proposal Nos. 480 and 498, 1978, to be held on Monday, November 20, 1978, at 7:00 p.m., in the City-County Building.

Respectfully,

s/Beverly S. Rippy
City Clerk

November 8, 1978

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 COMMERCIAL and the Indianapolis NEWS on November 10, 1978 and on November 17, 1978, a copy of a NOTICE OF PUBLIC HEARING ON ZONING on Proposal No. 491, 1978, to be held on Monday, November 20, 1978, at 7:00 p.m., in the City-County Building.

Respectfully,

s/Beverly S. Rippy
City Clerk

November 10, 1978

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. 115, 1978, amending the CITY—COUNTY ANNUAL BUDGET FOR 1978 transferring and appropriating two thousand five hundred dollars in the Consolidated County Fund for purposes of the Weights & Measures Division, Department of Public Safety and reducing certain other appropriations for that division.

GENERAL ORDINANCE NO. 105, 1978, establishing an intersection control at a certain intersection.

GENERAL ORDINANCE NO. 106, 1978, establishing an intersection control at a certain intersection.

GENERAL ORDINANCE NO. 107, 1978, establishing intersection controls at certain intersections.

SPECIAL RESOLUTION NO. 21, 1978, recognizing Hugh Rutledge on his 30th anniversary of reporting Marion County Government.

SPECIAL RESOLUTION NO. 22, 1978, congratulating the Haughville Community Council on its 15th anniversary.

SPECIAL RESOLUTION NO. 23, 1978, approving and authorizing certain actions and proceedings with respect to certain proposed economic development bonds.

Respectfully submitted,

s/William H. Hudnut, III
MAYOR

PRESENTATION OF PETITIONS, MEMORIALS, SPECIAL RESOLUTIONS AND COUNCIL RESOLUTIONS

Councilman Cantwell introduced citizens presenting a petition for a traffic signal at the intersection of Keystone and Walker Avenues, the sight of recent traffic fatalities.

PROPOSAL NO. 518, 1978. Councilman Howard introduced and read this proposal entitled: "A Proposal for a Council Resolution forming an investigatory, non-partisan committee to investigate the Department of Metropolitan Development and its practice of hiring consultants to study consultants;" and the President referred it to the Metropolitan Development Committee.

INTRODUCTION OF GUESTS

Mr. Chambers had all citizens opposed to the proposed cut in CETA money for the Indianapolis Public Schools stand.

Mr. McGrath introduced the following ministers and congregations supporting proposal No. 406, 1978, regulating concerts in City parks: Dr. Greg Dixon, Indianapolis Baptist Temple; Reverend Clinton Hale, Villa Baptist Church; and Reverend Earl Lawson, Southside Baptist Church.

Councilman Howard introduced Dr. Karl Kalp, Superintendent of the Indianapolis Public Schools; Dr. A. D. Pickney, NAACP; Dr. Robert DeFrantz, Indianapolis Public School Board; and Mrs. Billie Breaux, President of the Indianapolis Education Association; all of whom were concerned about the proposed cut of CETA employees for the Indianapolis Public Schools.

[Clerk's Note: At this time the President announced that the Chamber was filled with spectators due to three controversial issues: (1) Rezoning Hearing on Proposal No. 491, 1978; (2) Regulation of concerts in City parks; Proposal No. 406, 1978; and (3) CETA Programs, Proposal No. 471, 1978.]

Mr. Cantwell then moved, seconded by Mr. Howard, to hear Proposal No. 406, 1978, as the first order of business. The motion carried by unanimous voice vote.

Mrs. Chambers moved, seconded by Mr. Howard, to hear Proposal No. 471, 1978, as the second order of business. The motion carried by unanimous voice vote.

INTRODUCTION OF PROPOSALS

PROPOSAL NO. 502, 1978. Introduced by Councilman Miller. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance approving temporary tax anticipation borrowing, authorizing the City of Indianapolis to make temporary loans for the use of the Park District Fund and Consolidated County Fund during the period January 1, 1979 to June 30, 1979, in anticipation of current taxes levied in the year 1978 and collectible in the year 1979;" and the President referred it to the Administration Committee.

PROPOSAL NO. 503, 1978. Introduced by Councilman Miller. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance amending the City-County Annual Budget for 1978 (City-County Fiscal Ordinance No. 70, 1977) transferrin and appropriating an additional two million eight hundred sixty-four thousand four hundred seventy-one dollars (\$2,864,471) in the Manpower General Fund for purposes of the Division of Employment and Training and reducing certain other appropriations for that division and reducing the unappropriated and unencumbered balance in the Manpower General Fund;" and the President referred it to the Administration Committee.

PROPOSAL NO. 504, 1978. Introduced by Mr. Schneider. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance authorizing Marion County to borrow on a temporary loan for the use of the County General Fund during the period January 1, 1979, to June 29, 1979, in anticipation of current taxes levied in the year 1978 and collected in the year 1979, authorizing the issuance of tax anticipation time warrants to evidence such loan; pledging and appropriating the taxes to be received in said fund to the payment of said tax anticipation time warrants including the interest thereon;" and the President referred it to the County & Townships Committee.

PROPOSAL NO. 505, 1978. Introduced by Mr. Schneider. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance amending the City-County Annual Budget for 1978 (City-County Fiscal Ordinance No. 70, 1977) transferring and appropriating eight hundred twenty-two dollars and eight cents (\$822.08) in the 1976 Reassessment Fund for purposes of the Pike Township Assessor and reducing certain other appropriations for that division;" and the President referred it to the County & Townships Committee.

PROPOSAL NO. 506, 1978. Introduced by Mr. Schneider. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance amending the City-County Annual Budget for 1978 (City-County Fiscal Ordinance No. 70, 1977) transferring and appropriating two thousand nine hundred dollars (\$2,900) in the County General Fund for purposes of the Washington Township Assessor and reducing certain other appropriations for that office;" and the President referred it to the County & Townships Committee.

PROPOSAL NO. 507, 1978. Introduced by Mr. Schneider. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance amending the City-County Annual Budget for 1978 (City-County Fiscal Ordinance No. 70, 1977) transferring and appropriating three thousand three hundred forty-eight dollars and sixty-four cents (\$3,348.64) in the County General Fund for purposes of Superior Court Room No. 3 and reducing certain other appropriations for that office;" and the President referred it to the County & Townships Committee.

PROPOSAL NO. 508, 1978. Introduced by Mrs. Chambers. The Clerk read the proposal entitled: "A Proposal for a General Resolution approving a project whereby the Indianapolis-Marion County Building Authority would construct and lease to The Health and Hospital Corporation of Marion County a building to house the Corporation's mosquito control operations;" and the President referred it to the Municipal Corporations Committee.

PROPOSAL NO. 509, 1978. Introduced by Mr. Gilmer. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance amending the City-County Annual Budget for 1978 (City-County Fiscal Ordinance No. 70, 1977) and appropriating an additional twenty-five thousand dollars (\$25,000) in the Park General Fund for purposes of the Department of Parks & Recreation and reducing the unappropriated and unencumbered balance in the Park General Fund and the President referred it to the Parks and Recreation Committee.

PROPOSAL NO. 510, 1978. Introduced by Mrs. Coughenour. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance amending the City-County Annual Budget for 1978 (City-County Fiscal Ordinance No. 70, 1977) and appropriating an additional two hundred forty thousand dollars (\$240,000) in the Sanitation General Fund for purposes of the Department of Public Works and reducing the unappropriated and unencumbered balance in the Sanitation General Fund;" and the President referred it to the Public Works Committee.

PROPOSAL NO. 511, 1978. Introduced by Mr. Schneider. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance amending the City-County Annual Budget for 1978 (City-County Fiscal Ordinance No. 70, 1977) transferring and appropriating twenty thousand dollars (\$20,000) in the County General Fund for purposes of the County Election Board and reducing certain other appropriations for that office;" and the President referred it to the County & Townships Committee.

PROPOSAL NO. 512, 1978. Introduced by Mr. Schneider. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance amending the City-County Annual Budget for 1978 (City-County Fiscal Ordinance No. 70, 1977) transferring and appropriating an additional ninety-seven thousand four hundred thirteen dollars and eighteen cents (\$97,413.18) in the County General Fund for purposes of the County Administrative Office and reducing certain other appropriations for that office;" and the President referred it to the County & Townships Committee.

PROPOSAL NOS. 513 - 517, 1978. Introduced by Mr. Durnil. The Clerk read the proposals entitled: "Proposals for Rezoning Ordinances certified from the Metropolitan Plan Commission on November 16, 1978;" and the President referred it to the Committee of the Whole to be heard under Special Orders—Final Adoption

MODIFICATIONS OF SPECIAL ORDERS

PROPOSAL NOS. 505, 506, and 507, 1978. Mr. Schneider requested consent to hear these proposals under Special Orders—Final Adoption. Consent was given

PROPOSAL NO. 406, 1978. Mr. Anderson reported for the committee chairman. The committee recommended defeat of an amended version of the proposal. Mr. Gilmer, Chairman of the Parks & Recreation Committee, stated that he believed the proposal needed further study by the committee and the Parks Board to produce a satisfactory proposal. He then moved, seconded by Mrs. Journey, to return Proposal No. 406, 1978, to committee for a joint hearing of the Parks Board and the Parks & Recreation Committee. The motion carried by unanimous voice vote. The hearing was set for 6:00 p.m., Thursday, January 18, 1979. Mr. McGrath suggested having the hearing at 6:00 p.m. instead of the usual 4:00 p.m. time in order to provide for greater public attendance.

[Clerk's Note: The Chair called a two minute recess at 7:32 p.m. in order to clear the Chambers. The Council reconvened at 7:40 p.m.]

PROPOSAL NO. 471, 1978. Mrs. Stewart gave the committee report in place of Mr. Miller, Administration Committee chairman. She stated that each item would be considered individually concerning proposed CETA positions.

The Urban League – This organization strives to improve the housing, health, and welfare of Blacks. Mrs. Stewart moved, seconded by Mr. Howard, the committee recommendation of "do pass". The motion carried by unanimous voice vote.

Poor Peoples Action Council – PPAC works in eight Indianapolis neighborhoods to help with community problems. The committee had no recommendation. Mrs. Brinkman moved, seconded by Mr. Howard, the adoption of this organization. The motion carried by unanimous voice vote.

Indianapolis Public Schools

Career Counseling, Tech 300, Title II – The purpose of the program is to help students identify personal goals. Mrs. Stewart moved, seconded by Mr. Howard, the committee recommendation of accepting the program. The motion carried by unanimous voice vote.

Tech 300, Title IV – This program is an expansion of Tech 300, Title II. Mrs. Stewart moved, seconded by Mr. Tintera, the adoption of the program. The motion carried by unanimous voice vote.

Special Projects, Project CLASS – Established to provide counseling for participants in establishing goals, work habits, and resolving personal problems in order that participants might be employed in an unsubsidized job. Mr. McGrath moved, seconded by Mrs. Stewart, the adoption of the committee report of striking.

Mr. West then moved, seconded by Mr. Howard, to substitute a "do pass" recommendation for the motion on the floor. The motion carried by unanimous voice vote.

Special Projects – A program which provides tutors and teacher aids to work on a one-to-one basis with students. Mrs. Stewart moved, seconded by Mr. McGrath, the committee recommendation "to strike". Mrs. Chambers moved, seconded by Mr. Tintera, to substitute a "do pass" motion. At the request of Mr. Clark, Superintendent Karl Kalp stated that participants in the program must have two years of high school training and must be working toward a high school diploma. The "do pass" motion was adopted by voice vote.

Dial-A-Ride – Coordinates transportation for the elderly and handicapped. Mrs. Stewart moved, seconded by Mrs. Chambers, the "do pass" committee recommendation. The motion carried by unanimous voice vote.

National Association for Human Development – Trainees are taught basic skills such as nutrition and health education and then are placed in public service jobs. Mrs. Stewart moved, seconded by Mrs. Chambers, the committee recommendation of "do pass". The motion carried by unanimous voice vote.

Community Action Against Poverty

Youth Administration – Administers an after-school program for youths and a summer recreational program. The Administration Committee took no action. Mr. Schneider moved, seconded by Mr. Clark, to have the program remain in committee. Mr. Hawkins moved, seconded by Mr. Howard, to bring the program to the floor to be heard by the Committee of the Whole. Mr. Schneider and Mr. Clark withdrew their motion. Mr. Hawkins motion failed on the following roll call vote; viz:

10 AYES: Mr. Bayt, Mr. Boyd, Mr. Cantwell, Mrs. Chambers, Mr. Hawkins, Mr. Howard, Mrs. Journey, Mr. Pearce, Mr. Vollmer and Mr. Walters.

17 NOES: Mr. Anderson, Mrs. Brinkman, Mr. Clark, Mrs. Coughenour, Mr. Dowden, Mr. Durnil, Mr. Gilmer, Mr. Kimbell, Mr. Lyons, Mr. McGrath, Mr. Patterson, Mr. Schneider, Mr. SerVaas, Mrs. Stewart, Mr. Tinder, Mr. Tintera and Mr. West.

Opportunity for Veterans – A counseling and supportive services program for veterans. Deputy Mayor Slash stated that the program had alot of referrals because of its long-time standing in the community. Mrs. Stewart moved, seconded by Mr.

Howard, the committee recommendation of "do pass". The motion carried by unanimous voice vote.

Legal Service Organization — Provides legal services for poor people: children's rights; legislative support for poor people. Mr. Schneider moved, seconded by Mr. McGrath to strike. (The committee had no recommendation). Mr. Howard urged the defeat of Mr. Schneider's motion. The LSO was stricken on the following roll call vote; viz:

16 AYES: *Mr. Anderson, Mrs. Brinkman, Mr. Clark, Mrs. Coughenour, Mr. Dowden, Mr. Durnil, Mr. Gilmer, Mr. Kimbell, Mr. Lyons, Mr. McGrath, Mr. Patterson, Mr. Schneider, Mr. SerVaas, Mrs. Stewart, Mr. Tinder and Mr. Tintera.*

11 NOES: *Mr. Bayt, Mr. Boyd, Mr. Cantwell, Mrs. Chambers, Mr. Hawkins, Mr. Howard, Mrs. Journey, Mr. Pearce, Mr. Vollmer, Mr. Walters and Mr. West.*

Association for a Loan Free Education — Assists low income individuals in obtaining financial aid for higher education. Mrs. Stewart moved, seconded by Mr. Howard, the committee recommendation of "do pass". The motion carried on the following roll call vote; viz:

18 AYES: *Mr. Boyd, Mrs. Brinkman, Mr. Cantwell, Mrs. Chambers, Mr. Durnil, Mr. Gilmer, Mr. Hawkins, Mr. Howard, Mrs. Journey, Mr. Kimbell, Mr. Patterson, Mr. Pearce, Mr. SerVaas, Mrs. Stewart, Mr. Tinder, Mr. Vollmer, Mr. Walters and Mr. West.*

8 NCES: *Mr. Anderson, Mr. Clark, Mrs. Coughenour, Mr. Dowden, Mr. Lyons, Mr. McGrath, Mr. Schneider and Mr. Tintera.*

1 NOT VOTING: *Mr. Bayt.*

Associated Migrant Opportunities Service — Assists farm workers in food, shelter and job placement in emergency situations. Mrs. Stewart moved, seconded by Mr. Howard, the acceptance of the program as recommended by the committee. Mr. Kimbell voiced his opposition to the program. AMOS was stricken on the following roll call vote; viz:

7 AYES: *Mr. Boyd, Mr. Cantwell, Mr. Hawkins, Mr. Howard, Mrs. Journey, Mr. Pearce, and Mr. Vollmer.*

18 NOES: *Mr. Anderson, Mrs. Brinkman, Mrs. Chambers, Mr. Clark, Mrs. Coughenour, Mr. Dowden, Mr. Durnil, Mr. Gilmer, Mr. Kimbell, Mr. Lyons, Mr. McGrath, Mr. Patterson, Mr. Schneider, Mrs. Stewart, Mr. Tinder, Mr. Tintera and Mr. West.*

2 NOT VOTING: *Mr. Bayt and Mr. Walters.*

Citizens Action Coalition – CAC is a consumer organization attempting to educate the public in terms of public utilities and government. Mrs. Stewart moved, seconded by Mrs. Journey, to accept the committee recommendation of “do pass”. Mr. Durnil moved, seconded by Mr. Schneider, to strike this proposal which he believed to be a CETA lobby operation. In response to a question posed by Mrs. Chambers, Deputy Mayor Slash stated that any lobbying concerning CETA was prohibited. Mr. Vollmer stated his support of the program. The motion to strike then carried by a voice vote.

Cathedral High School – The school requested slots for three clerical, two maintenance, three kitchen, three janitorial, two receptionists, and five security personnel. Mrs. Stewart moved, seconded by Mr. Tintera, the adoption of the program. The motion carried by voice vote.

Mr. Tintera moved, seconded by Mrs. Brinkman, to adopt Proposal No. 471, 1978, As Amended. The motion carried on the following roll call vote; viz:

22 AYES: *Mr. Anderson, Mr. Boyd, Mrs. Brinkman, Mr. Cantwell, Mrs. Chambers, Mr. Clark, Mr. Durnil, Mr. Gilmer, Mr. Hawkins, Mr. Howard, Mrs. Journey, Mr. Kimbell, Mr. Lyons, Mr. Patterson, Mr. Pearce, Mr. SerVaas, Mrs. Stewart, Mr. Tinder, Mr. Tintera, Mr. Vollmer, Mr. Walters and Mr. West.*

1 NO: *Mr. Schneider.*

3 NOT VOTING: *Mr. Bayt, Mrs. Coughenour and Mr. Dowden.*

Proposal No. 471, 1978, As Amended, was retitled COUNCIL RESOLUTION NO. 21, 1978, and reads as follows:

CITY—COUNTY COUNCIL RESOLUTION NO. 21, 1978

A COUNCIL RESOLUTION authorizing the allocation of public service employment expenditures from federal grants pursuant to the Comprehensive Employment and Training Act of 1973, as amended.

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

SECTION 1. From the amounts appropriated by City-County Fiscal Ordinance No. 8 and No. 57, 1978, the City-County Council hereby authorizes and approves the allocation of such appropriations for the following programs, to wit:

COMPREHENSIVE EMPLOYMENT AND TRAINING ACT

- Indianapolis Urban League
- Poor Peoples Action Council — Title IV and Special
- Indianapolis Public Schools
 - a. Career Counseling, Tech 300 —Title II
 - b. Tech 300 — Title IV
 - c. Special Projects, Project Class
 - d. Other Special Projects

Dial-a-Ride
National Association for Human Development
Opportunity for Veterans
Association for Loan Free Education
Cathedral High School

SECTION 2. The appropriate departments and agencies of the Consolidated City are authorized to take such actions as are necessary to effect the programs and purposes approved in Section 1.

[Clerk's Note: The Council recessed at 8:26 p.m. for five minutes to clear the Chambers. Councilman Bayt left the meeting at this time due to health reasons. The Council reconvened at 8:39 p.m.]

SPECIAL ORDERS – PUBLIC HEARING

PROPOSAL NO. 491, 1978. This proposal concerned the rezoning of 8.7 acres at 5901 Kentucky Avenue from A-2 to I-1-S zoning to permit light industrial. As the councilman who called this proposal for hearing, Mr. Walters was allotted two minutes for comments. He stated that the parties had not attempted to compromise, and that he wished to remain neutral in the proceedings.

As provided in Sec. 2-211 of the Code, the petitioner was permitted twenty minutes to present his case. Mr. William LeMond, Attorney, represented the petitioners, Mr. Robert Deerwester and Dorothy Lannan. Mr. LeMond stated that the remonstrators' major opposition was to Mr. Deerwester's inability to get proper variances. He then explained that Mr. Deerwester owned less than 15 percent of the total property to be rezoned. Mrs. Dorothy Lannan owns more than 50 percent of the property. Mr. LeMond explained that Mr. Deerwester began Soundtel Systems in his home as storage of electronic components. Originally the variance was not approved, then upheld in trial court, and then reversed in appeals court. He also stated that the Comprehensive Land Mass Plan recommended designating that area for light industrial. Mr. Herman Strakis and Mrs. Betty Helmuth spoke in favor of the rezoning as a means of increasing the tax base for Decatur Township. The time keeper, Mr. Vollmer, stated the petitioner had five minutes and fifteen seconds remaining for rebuttal.

Mr. Frank Ottee, Attorney, represented the remonstrators – the property owners in the immediate area. The remonstrators were also allotted twenty minutes for their presentation. Mr. Ottee began by stating that rezoning would provide two corners ideal for fast food chains which the neighbors opposed. Mr. Ottee stated that in 1974 began an addition to his home without a building permit. When he attempted to get a variance, it was denied. Later, he was fined in contempt of

of court. Eighteen homes would be directly affected by the rezoning. Mr. Mackel of the area stated that it caused illegal crossing of the centerline of Kentucky Avenue. The remonstrators had nine minutes and twenty seconds remaining for rebuttal.

Council discussion followed, during which time the notification process of area residents of possible rezoning was questioned.

During the rebuttal period, the petitioner stated that Mr. Deerwester went through three years of litigation and paid all fines. The remonstrators were incorrect in stating that fast food restaurants would be built because a I-1-S classification does not allow for them. As having the lowest per capita tax revenue, Decatur Township could use the tax base the business would provide.

In his final statement, Mr. Ottee stated that this hearing was the last opportunity for the desire of the neighborhood to be accomplished.

Mr. Walters stated in closing, that he wanted all Council members to vote their consciences, and he requested consent to abstain. Mrs. Brinkman moved, seconded by Mr. West, to require Mr. Walters to vote. The motion carried by voice vote.

The Chair explained that 20 "no" votes were required to override the ruling of the Metropolitan Plan Commission. The Commission was upheld on the following roll call vote; viz:

9 AYES: Mr. Boyd, Mr. Cantwell, Mr. Dowden, Mr. Hawkins, Mr. Howard, Mrs. Journey, Mr. Pearce, Mr. Vollmer and Mr. Walters.

18 NOES: Mr. Anderson, Mrs. Brinkman, Mrs. Chambers, Mr. Clark, Mrs. Coughenour, Mr. Dowden, Mr. Durnil, Mr. Gilmer, Mr. Kimbell, Mr. Lyons, Mr. McGrath, Mr. Patterson, Mr. Schneider, Mr. SerVaas, Mrs. Stewart, Mr. Tinder, Mr. Tintera and Mr. West.

Proposal No. 491, 1978, was retitled REZONING ORDINANCE NO. 179, 1978, and reads as follows:

**REZONING ORDINANCE NO. 179, 1978. 78-Z-167 DECATUR TOWNSHIP
COUNCILMANIC DISTRICT NO. 19
5901 KENTUCKY AVENUE, INDIANAPOLIS
Dorothy C. Lannan, Robert Deerwester, et. al. by William F. LeMond, Attorney, 600
Union Federal Building, request rezoning of 8.70 acres, being in A-2 district, to I-1-S
classification to permit light industrial development.**

[Clerk's Note: The Council recessed at 9:51 p.m. and reconvened at 10:00 p.m.]

PROPOSAL NO. 439, 1978. Mr. Durnil explained that the City had received continuing grants from UMTA for several years and this proposal combined those grants. The Council recessed to a Committee of the Whole at 10:01 p.m. for public hearing and reconvened at 10:02 p.m. Following discussion, Proposal No. 439, 1978, was adopted on the following roll call vote; viz:

19 AYES: Mr. Anderson, Mr. Boyd, Mr. Cantwell, Mrs. Chambers, Mr. Clark, Mr. Dowden, Mr. Durnil, Mr. Gilmer, Mr. Hawkins, Mrs. Journey, Mr. Patterson, Mr. Pearce, Mr. Schneider, Mr. SerVaas, Mrs. Stewart, Mr. Tinder, Mr. Tintera, Mr. Vollmer and Mr. West.

NO NOES.

7 NOT VOTING: Mrs. Brinkman, Mrs. Coughenour, Mr. Howard, Mr. Kimbell, Mr. Lyons, Mr. McGrath and Mr. Walters.

Proposal No. 439, 1978, was retitled FISCAL ORDINANCE NO. 119, 1978, and reads as follows:

CITY—COUNTY FISCAL ORDINANCE NO. 119, 1978

A FISCAL ORDINANCE amending the CITY—COUNTY ANNUAL BUDGET FOR 1978 (City-County Fiscal Ordinance No. 70, 1977) and appropriating an additional two hundred twenty-three thousand dollars (\$223,000) in the Consolidated County Fund for purposes of the Division of Planning and Zoning, Department of Metropolitan Development 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 COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.03 of the City-County Annual Budget for 1978, be, and is hereby, amended by the increases and reductions hereinafter stated for the purposes of consolidation grants to Metro.

SECTION 2. The sum of two hundred twenty-three thousand dollars (\$223,000) 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:

DIVISION OF PLANNING & ZONING	CONSOLIDATED
DEPARTMENT OF	COUNTY FUND
METROPOLITAN DEVELOPMENT	
21. Contractual Services	\$223,000
TOTAL INCREASES	\$223,000

SECTION 4. The said additional appropriations are funded by the following reductions:
CONSOLIDATED COUNTY FUND

Unappropriated and unencumbered	
Consolidated County Fund	\$223,000
TOTAL REDUCTIONS	\$223,000

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 18-4-5-2.

PROPOSAL NO. 478, 1978. At the request of Mr. Durnil, consent was given to advance Proposal No. 478, 1978, on the agenda. This proposal allocates CETA positions for three Community Action Against Poverty programs: (1) Weatherization, (2) HEAT, which helps low income families meet their heating bills, and (3) Garden, formerly the "Mayor's Garden Project" which is requesting to be funded by CETA for the first time. The Garden Project assists low income families in raising and canning food. Mr. Gilmer then moved, seconded by Mr. Schneider, to delete the Garden Project from Proposal No. 478, 1978. Mr. Vollmer voice his objection to the motion. Mr. Gilmer stated that the program would be given to the Cooperative Extension. The motion to amend passed on the following roll call vote; viz:

17 AYES: Mr. Anderson, Mrs. Brinkman, Mr. Clark, Mrs. Coughenour, Mr. Dowden, Mr. Durnil, Mr. Gilmer, Mr. Lyons, Mr. McGrath, Mr. Patterson, Mr. Schneider, Mr. SerVaas, Mrs. Stewart, Mr. Tinder, Mr. Tintera, Mr. Vollmer and Mr. West.

6 NOES: Mr. Cantwell, Mr. Hawkins, Mr. Howard, Mrs. Journey, Mr. Pearce and Mr. Walters.

3 NOT VOTING: Mr. Boyd, Mrs. Chambers and Mr. Kimbell.

Proposal No. 478, 1978, As Amended, was then adopted on the following roll call vote; viz:

19 AYES: Mr. Boyd, Mrs. Brinkman, Mr. Cantwell, Mrs. Chambers, Mr. Clark, Mr. Durnil, Mr. Gilmer, Mr. Hawkins, Mr. Howard, Mrs. Journey, Mr. Kimbell, Mr. Pearce, Mr. SerVaas, Mrs. Stewart, Mr. Tinder, Mr. Tintera, Mr. Vollmer, Mr. Walters and Mr. West.

7 NOES: Mr. Anderson, Mrs. Coughenour, Mr. Dowden, Mr. Lyons, Mr. McGrath, Mr. Patterson, and Mr. Schneider.

Proposal No. 478, 1978, As Amended, was retitled COUNCIL RESOLUTION NO. 20, 1978, and reads as follows:

CITY—COUNTY COUNCIL RESOLUTION NO. 20, 1978

A COUNCIL RESOLUTION authorizing the allocation of public service employment expenditures from federal grants pursuant to the Comprehensive Employment and Training Act of 1973, as amended.

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

SECTION 1. From the amounts appropriated by City-County Fiscal Ordinance No. 8

and No. 57, 1978, the City-County Council hereby authorizes and approves the allocation of such appropriations for the following programs, to wit:

COMPREHENSIVE EMPLOYMENT AND TRAINING ACT

- Community Action Against Poverty of Greater Indianapolis
 - a. Weatherization
 - b. Heat

SECTION 2. The appropriate departments and agencies of the Consolidated City are authorized to take such actions as are necessary to effect the programs and purposes approved in Section 1.

PROPOSAL NO. 442, 1978. Mr. Anderson reported that in keeping with the intent of the Skiles Test trust fund to develop a park, two buildings which are nuisances must be demolished first. The Council recessed to a Committee of the Whole at 10:10 p.m. for public hearing, and reconvened at 10:11 p.m. Following a brief discussion, Proposal No. 442, 1978, was adopted on the following roll call vote; viz:

22 AYES: Mr. Anderson, Mr. Boyd, Mrs. Brinkman, Mr. Clark, Mrs. Coughenour, Mr. Dowden, Mr. Durnil, Mr. Gilmer, Mr. Howard, Mrs. Journey, Mr. Kimbell, Mr. Lyons, Mr. McGrath, Mr. Patterson, Mr. Pearce, Mr. Schneider, Mr. SerVaas, Mrs. Stewart, Mr. Tinder, Mr. Tintera, Mr. Vollmer and Mr. West.

NO NOES.

4 NOT VOTING: Mr. Cantwell, Mrs. Chambers, Mr. Hawkins and Mr. Walters.

Proposal No. 442, 1978, was retitled FISCAL ORDINANCE NO. 120, 1978, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 120, 1978

A FISCAL ORDINANCE amending the CITY-COUNTY ANNUAL BUDGET FOR 1978 (City-County Fiscal Ordinance No. 70, 1977) and appropriating an additional seven thousand five hundred dollars (\$7,500) in the Park General Fund for purposes of the Department of Parks and Recreation and reducing the unappropriated and unencumbered balance in the Park 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 1.03 of the City-County Annual Budget for 1978, be, and is hereby, amended by the increases and reductions hereinafter stated for the purposes of developing the Skiles Test property.

SECTION 2. The sum of seven thousand five hundred dollars (\$7,500) 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	
PARKS & RECREATION	PARK GENERAL FUND
21. Contractual Services	\$7,500
TOTAL INCREASES	\$7,500

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

PARK GENERAL FUND

Unappropriated and unencumbered

Park General Fund \$7,500
TOTAL REDUCTIONS \$7,500

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 18-4-5-2.

PROPOSAL NO. 441, 1978. Consent was given to hear the proposal at this time. The proposal is a transfer for the continuation of the R-70 Washington Project. Proposal No. 441, 1978, was adopted on the following roll call vote; viz:

24 AYES: Mr. Anderson, Mr. Boyd, Mrs. Brinkman, Mr. Cantwell, Mrs. Chambers, Mr. Clark, Mrs. Coughenour, Mr. Durnil, Mr. Gilmer, Mr. Hawkins, Mr. Howard, Mrs. Journey, Mr. Kimbell, Mr. Lyons, Mr. McGrath, Mr. Patterson, Mr. Pearce, Mr. Schneider, Mr. SerVaas, Mrs. Stewart, Mr. Tinder, Mr. Tintera, Mr. Vollmer and Mr. West.

NO NOES.

2 NOT VOTING: Mr. Dowden and Mr. Walters.

Proposal No. 441, 1978, was retitled FISCAL ORDINANCE NO. 134, 1978, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 134, 1978

A FISCAL ORDINANCE amending the CITY-COUNTY ANNUAL BUDGET FOR 1978 (City-County Fiscal Ordinance No. 70, 1977) transferring and appropriating forty-five thousand dollars (\$45,000) in the Park General Fund for purposes of the Department of Parks & 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 1.03 of the City-County Annual Budget for 1978, be, and is hereby, amended by the increases and reductions hereinafter stated for the purposes of realignment of R-70 project expenditures.

SECTION 2. The sum of forty-five thousand dollars (\$45,000) be, and the same is hereby, transferred for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

DEPARTMENT OF	
PARKS & RECREATION	
50. Properties	PARK GENERAL FUND
	<u>\$45,000</u>
TOTAL INCREASES	<u>\$45,000</u>

SECTION 4. The said increased appropriation is funded by the following reductions:

DEPARTMENT OF	
PARKS & RECREATION	
21. Contractual Services	PARK GENERAL FUND
	<u>\$45,000</u>
TOTAL REDUCTIONS	<u>\$45,000</u>

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 18-4-5-2.

PROPOSAL NO. 445, 1978. Mrs. Coughenour presented the committee report and moved the following amendment which was adopted by unanimous voice vote:

CITY—COUNTY COUNCIL MOTION

Mr. President:

I move to amend Proposal No. 445, 1978, as follows:

In Section 1, line 3, after the word "projects" delete the words "in the Castleton area" and insert in lieu thereof the words "contributory to the Broad Ripple Lift Station."

s/Beulah Coughenour

Mr. McPherson, Mayor's Administrative Assistant, stated that the new interceptor will allow for building in the Broad Ripple area which is now prohibited. Following discussion, Proposal No. 445, 1978, As Amended, was adopted on the following roll call vote; viz:

25 AYES: Mr. Anderson, Mr. Boyd, Mrs. Brinkman, Mr. Cantwell, Mrs. Chambers, Mr. Clark, Mrs. Coughenour, Mr. Dowden, Mr. Gilmer, Mr. Hawkins, Mr. Howard, Mrs. Journey, Mr. Kimbell, Mr. Lyons, Mr. McGrath, Mr. Patterson, Mr. Pearce, Mr. Schneider, Mr. SerVaas, Mrs. Stewart, Mr. Tinder, Mr. Tintera, Mr. Vollmer, Mr. Walters and Mr. West.

NO NOES.

1 NOT VOTING: Mr. Durnil.

Proposal No. 445, 1978, As Amended, was retitled FISCAL ORDINANCE NO. 121, 1978, and reads as follows:

CITY—COUNTY FISCAL ORDINANCE NO. 121, 1978

A FISCAL ORDINANCE amending the CITY—COUNTY ANNUAL BUDGET FOR 1978 (City-County Fiscal Ordinance No. 70, 1977) and appropriating an additional three million fifty thousand seven hundred sixty-one dollars (\$3,050,761) in the Sanitation General Fund for purposes of the Sanitation Division, Department of Public Works and reducing certain other appropriations for that division and the unappropriated and unencumbered balance in the Sanitation 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 1.03 of the City-County Annual Budget for 1978, be, and is hereby, amended by the increases and reductions hereinafter stated for the purposes of additional sewer projects contributory to the Broad Ripple Lift Station.

SECTION 2. The sum of three million fifty thousand seven hundred sixty-one dollars (\$3,050,761) be, and the same is hereby, appropriated for the purposes as shown in Section 3 by reducing the appropriations and the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

SANITATION DIVISION		
DEPARTMENT OF		
PUBLIC WORKS		SANITATION GENERAL FUND
21. Contractual Services		\$ 50,761
50. Properties		<u>3,000,000</u>
TOTAL INCREASES		<u>\$3,050,761</u>

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

SANITATION DIVISION		
DEPARTMENT OF		
PUBLIC WORKS		SANITATION GENERAL FUND
21. Contractual Services		\$ 750,000
50. Properties		250,000
Unappropriated and unencumbered		<u>2,050,761</u>
TOTAL REDUCTIONS		<u>\$3,050,761</u>

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 18-4-5-2.

PROPOSAL NO. 480, 1978. Mr. West reported that the \$62,965.51 appropriated in this proposal was an extension of a LEAA grant for the Careers in Crime Interception Program. The Council recessed to a Committee of the Whole at 10:30 p.m. and reconvened at 10:31 p.m. Following public hearing, Proposal No. 480, 1978, was adopted on the following roll call vote; viz:

22 AYES: Mr. Anderson, Mr. Boyd, Mrs. Brinkman, Mrs. Chambers, Mr. Clark, Mrs. Coughenour, Mr. Gilmer, Mr. Hawkins, Mr. Howard, Mrs. Journey, Mr. Kimbell, Mr. Lyons, Mr. McGrath, Mr. Patterson, Mr. Pearce, Mr. SerVaas, Mrs. Stewart, Mr. Tinder, Mr. Tintera, Mr. Vollmer, Mr. Walters and Mr. West.

NO NOES.

4 NOT VOTING: Mr. Cantwell, Mr. Dowden, Mr. Durnil and Mr. Schneider.

Proposal No. 480, 1978, was retitled FISCAL ORDINANCE NO. 122, 1978, and reads as follows:

CITY—COUNTY FISCAL ORDINANCE NO. 122, 1978

A FISCAL ORDINANCE amending the CITY—COUNTY ANNUAL BUDGET FOR 1978 (City-County Fiscal Ordinance No. 70, 1977) and appropriating an additional sixty-two thousand nine hundred sixty-five dollars and fifty-one cents (\$62,965.51) in the County General Fund for purposes of the Marion County Prosecutor 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 OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 2.03 of the City-County Annual Budget for 1978, be, and is hereby, amended by the increases and reductions hereinafter stated for the purposes of Careers in Crime Interception Project financed by Federal Grant No. 49DF-05-0049.

SECTION 2. The sum of sixty-two thousand nine hundred sixty-five dollars and fifty-one cents (\$62,965.51) 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:

MARION COUNTY		COUNTY GENERAL FUND
PROSECUTOR		
31. Personnel		\$61,465.51
33. Travel		500.00
35. Operating Expenses		<u>1,000.00</u>
TOTAL INCREASES		\$62,965.51

SECTION 4. The said additional appropriations are funded by the following reductions:
COUNTY GENERAL FUND

Unappropriated and unencumbered		
County General Fund		<u>\$62,965.51</u>
TOTAL REDUCTIONS		\$62,965.51

SECTION 5. The City-County Council has no intention of supplementing or financing the agency and/or projects approved herein by use of revenues from any local tax regardless of source. At anytime that knowledge is received that the state or federal financing of this agency or project is, or will be, reduced or eliminated, the supervisor or the Auditor, or both, are directed to notify the City-County Council in writing of such proposed loss of revenue.

SECTION 6. This ordinance shall be in full force and effect upon adoption and compliance with IC 18-4-5-2.

PROPOSAL NO. 498, 1978. As reported by Mrs. Coughenour, the appropriation funds additional CETA security personnel for the City Market. The Council recessed to a Committee of the Whole at 10:32 p.m. for public hearing and reconvened at 10:33 p.m. The proposal was then adopted on the following roll call vote; viz:

25 AYES: Mr. Anderson, Mr. Boyd, Mrs. Brinkman, Mrs. Chambers, Mr. Clark, Mrs. Coughenour, Mr. Dowden, Mr. Durnil, Mr. Gilmer, Mr. Hawkins, Mr. Howard, Mrs. Journey, Mr. Kimbell, Mr. Lyons, Mr. McGrath, Mr. Patterson, Mr. Pearce, Mr. Schneider, Mr. SerVaas, Mrs. Stewart, Mr. Tinder, Mr. Tintera, Mr. Vollmer, Mr. Walters and Mr. West.

NO NOES.

1 NOT VOTING: Mr. Cantwell.

Proposal No. 498, 1978, was retitled FISCAL ORDINANCE NO. 123, 1978, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 123, 1978

A FISCAL ORDINANCE amending the CITY-COUNTY ANNUAL BUDGET FOR 1978 (City-County Fiscal Ordinance No. 70, 1977) and appropriating an additional twenty-five thousand four hundred twenty-four dollars (\$25,424) in the City Market Fund for purposes of the City Market and reducing the unappropriated and unencumbered balance in the City Market 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 1.03 of the City-County Annual Budget for 1978, be, and is hereby, amended by the increases and reductions hereinafter stated for the purposes of additional security personnel to be financed by a CETA grant.

SECTION 2. The sum of twenty-five thousand four hundred twenty-four dollars (\$25,424) 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 WORKS	
CITY MARKET DIVISION	CITY MARKET FUND
10. Personal Services	\$23,886
25. Current Obligations	<u>1,538</u>
TOTAL INCREASES	\$25,424

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

CITY MARKET FUND	
Unappropriated and unencumbered	
City Market Fund	<u>\$25,424</u>
TOTAL DECREASES	\$25,424

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 18-4-5-2.

SPECIAL ORDERS – FINAL ADOPTION

PROPOSAL NO. 477, 1978. After a motion made by Mr. Tintera, seconded by Mrs. Brinkman, this proposal for a economic development bond for Westside Christian Retirement Village, Inc. was returned to committee by unanimous voice vote.

PROPOSAL NO. 481, 1978. Mr. West presented the committee report on this proposal transferring \$5,000 for pauper attorney fees in the budget of Criminal Court I. The proposal was adopted on the following roll call vote; viz:

23 AYES: Mr. Anderson, Mr. Boyd, Mrs. Brinkman, Mr. Clark, Mrs. Coughenour, Mr. Dowden, Mr. Durnil, Mr. Gilmer, Mr. Hawkins, Mr. Howard, Mrs. Journey, Mr. Kimbell, Mr. Lyons, Mr. McGrath, Mr. Patterson, Mr. Pearce, Mr. Schneider, Mr. SerVaas, Mrs. Stewart, Mr. Tinder, Mr. Tintera, Mr. Vollmer and Mr. West.

NO NOES.

3 NOT VOTING: Mr. Cantwell, Mrs. Chambers and Mr. Walters.

Proposal No. 481, 1978, was retitled FISCAL ORDINANCE NO. 124, 1978, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 124, 1978

A FISCAL ORDINANCE amending the CITY-COUNTY ANNUAL BUDGET FOR 1978 (City-County Fiscal Ordinance No. 70, 1977) transferring and appropriating five thousand dollars (\$5,000) in the County General Fund for purposes of Criminal Court, Division One 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 2.03 of the City-County Annual Budget for 1978, be, and is hereby, amended by the increases and reductions hereinafter stated for the purposes of additional funds needed for pauper attorney appeal fees.

SECTION 2. The sum of five thousand dollars (\$5,000) be, and the same is hereby, transferred for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

CRIMINAL COURT	
DIVISION ONE	COUNTY GENERAL FUND
10. Personal Services	\$5,000
TOTAL INCREASES	\$5,000

SECTION 4. The said increased appropriation is funded by the following reductions:

CRIMINAL COURT	
DIVISION ONE	COUNTY GENERAL FUND
24. Current Charges	\$5,000
TOTAL REDUCTIONS	\$5,000

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 18-4-5-2.

PROPOSAL NO. 487, 1978. This proposal transfers funds for equipment rental and extradition expenses. Following a brief discussion, Proposal No. 487, 1978, was adopted on the following roll call vote; viz:

22 AYES: Mr. Anderson, Mr. Boyd, Mrs. Brinkman, Mr. Cantwell, Mrs. Chambers, Mrs. Coughenour, Mr. Dowden, Mr. Durnil, Mr. Gilmer, Mr. Howard, Mrs. Journey, Mr. Lyons, Mr. McGrath, Mr. Patterson, Mr. Pearce, Mr. Schneider, Mr. SerVaas, Mrs. Stewart, Mr. Tinder, Mr. Tintera, Mr. Vollmer and Mr. West.

NO NOES.

4 NOT VOTING: Mr. Clark, Mr. Hawkins, Mr. Kimbell and Mr. Walters.

Proposal No. 487, 1978, was retitled FISCAL ORDINANCE NO. 125, 1978, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 125, 1978

A FISCAL ORDINANCE amending the CITY-COUNTY ANNUAL BUDGET FOR 1978 (City-County Fiscal Ordinance No. 70, 1977) transferring and appropriating six thousand three hundred eighty-one dollars and fifty cents (\$6,381.50) in the County General Fund for purposes of the Marion County Prosecutor 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 2.03 of the City-County Annual Budget for 1978, be, and is hereby, amended by the increases and reductions hereinafter stated for the purposes of necessary additional funds for equipment rental and extradition expense.

SECTION 2. The sum of six thousand three hundred eighty-one dollars and fifty cents (\$6,381.50) be, and the same is hereby, transferred for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

MARION COUNTY PROSECUTOR	COUNTY GENERAL FUND
24. Current Charges	\$6,381.50
TOTAL INCREASES	\$6,381.50

SECTION 4. The said increased appropriation is funded by the following reductions:

MARION COUNTY PROSECUTOR	COUNTY GENERAL FUND
10. Personal Services	\$1,500.00
21. Contractual Services	4,800.00
50. Properties	81.50
TOTAL DECREASES	\$6,381.50

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 18-4-5-2.

PROPOSAL NO. 501, 1978. Mr. Tintera stated that this proposal finalizes a previous inducement resolution for Consolidated Freightways economic development bonds. He then moved, seconded by Mr. Howard, the following amendment which passed by unanimous voice vote:

CITY—COUNTY COUNCIL MOTION

Mr. President:

I move to amend Proposal No. 501, 1978, as follows:

In the first "WHEREAS" clause, delete "October 20" and insert in lieu thereof "October 19".

In the fifth "WHEREAS" clause insert the number "17" after the word "November".

s/George B. Tintera

After motion duly made and seconded, Proposal No. 501, 1978, As Amended, was adopted on the following roll call vote; viz:

22 AYES: Mr. Anderson, Mrs. Brinkman, Mrs. Chambers, Mr. Clark, Mr. Dowden, Mr. Durnil, Mr. Gilmer, Mr. Hawkins, Mr. Howard, Mrs. Journey, Mr. Kimbell, Mr. Lyons, Mr. McGrath, Mr. Patterson, Mr. Pearce, Mr. Schneider, Mr. SerVaas, Mrs. Stewart, Mr. Tinder, Mr. Tintera, Mr. Vollmer and Mr. West.

NO NOES.

4 NOT VOTING: Mr. Boyd, Mr. Cantwell, Mrs. Coughenour and Mr. Walters.

Proposal No. 501, 1978, As Amended, was retitled SPECIAL ORDINANCE NO. 6, 1978, and reads as follows:

CITY—COUNTY SPECIAL ORDINANCE NO. 6, 1978

A SPECIAL ORDINANCE approving and adopting, as revised, the Installment Sale Agreement, Installment Purchase Guaranty Agreement, and Official Statement relating to the issuance of its "Industrial Development Revenue Bonds (Consolidated Freightways Corporation of Delaware Project), Series A" in the principal amount of one million dollars (\$1,000,000).

WHEREAS, the Indianapolis Economic Development Commission, after a public hearing conducted on October 13, 1978, adopted a resolution on October 19, 1978, which resolution has been previously transmitted hereto, finding that the financing of certain economic development facilities for sale to Consolidated Freightways Corporation of Delaware complies with the purposes and provisions of Indiana Code 18-6-4.5 and that such financing will be of benefit to the health and welfare of the City of Indianapolis and its citizens; and

WHEREAS, the Indianapolis Economic Development Commission has approved the final forms of Installment Sale Agreement, Trust Indenture, Installment Purchase Guaranty Agreement, Underwriting Agreement, and Preliminary Official Statement by resolution adopted prior in time on this date, which resolution has been transmitted hereto; and

WHEREAS, the City-County Council of the City of Indianapolis and of Marion County, Indiana, passed a Special Ordinance No. 5, 1978, on October 23, 1978, among other things, approving the final forms of the Installment Sale Agreement, Trust Indenture, Installment Purchase Guaranty Agreement, Underwriting Agreement, Preliminary Official Statement, and Official Statement, thereby complying with the procedures outlined in Indiana Code 18-6-4.5 for the issuance of economic development bonds of the City of Indianapolis; and

WHEREAS, the Installment Sale Agreement, Installment Purchase Guaranty Agreement, and Official Statement have since been revised, and it is necessary for the purposes of complying with Indiana Code 18-6-4.5, that the Indianapolis Economic Development Commission and the City-County Council of the City of Indianapolis and of Marion County, Indiana, approve the final forms of the Installment Sale Agreement, Installment Purchase Guaranty Agreement, and Official Statement as revised; and

WHEREAS, the Indianapolis Economic Development Commission has adopted a resolution on November 17, 1978, which resolution has been previously transmitted hereto, and which approves the final forms of the Installment Sale Agreement, as revised, the Installment Purchase Guaranty Agreement, as revised, and Official Statement, as revised, which together with the Trust Indenture, Underwriting Agreement and Preliminary Official Statement previously approved, being hereafter referred to collectively as the "Financing Agreement" referred to in Indiana Code 18-6-4.5; now, therefore:

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

SECTION 1. The final forms of the Installment Sale Agreement, Installment Purchase Guaranty Agreement, and Official Statement, as revised, approved by the Indianapolis Economic Development Commission are hereby approved and such documents together with the Trust Indenture, Underwriting Agreement, and Preliminary Official Statement previously approved by this Council (hereinafter collectively referred to as the "Financing Agreement" referred to in Indiana Code 18-6-4.5) shall be incorporated herein by reference and shall be inserted in the minutes of the City-County Council and kept on file by the Clerk of the Council.

SECTION 2. The Mayor and City Clerk are authorized and directed to execute the Installment Sale Agreement, Installment Purchase Agreement, and Official Statement, as revised, approved herein on behalf of the City of Indianapolis and any other document

which may be necessary or desirable to consummate the transaction, and to make any changes which the Mayor and City Clerk deems necessary and desirable to carry out the purposes of this ordinance.

SECTION 3. The provisions of the ordinance shall constitute a contract binding between the City of Indianapolis and the holders of the Industrial Development Revenue Bonds (Consolidated Freightways Corporation of Delaware Project), Series A and after the issuance of said Bonds, this ordinance adversely affect the right of such holder so long as any of said Bonds or the interest thereon remain unpaid.

SECTION 4. This ordinance shall be in full force and effect from and after compliance with procedure required by Indiana Code 18-4-5-2.

PROPOSAL NOS. 474, 463, 473, and 475, 1978. Consent was given to hear these proposals as a whole. Mr. Schneider explained that all these proposals were heard in the County & Townships Committee. The proposals consisted of transfers for the Decatur Township Assessor, Washington Township Assessor, Cooperative Extension, and the Marion County Home, consecutively. Following a brief discussion, the proposals were adopted on the following roll call vote; viz:

21 AYES: Mr. Anderson, Mrs. Brinkman, Mrs. Chambers, Mr. Clark, Mr. Dowden, Mr. Durnil, Mr. Gilmer, Mr. Hawkins, Mr. Howard, Mrs. Journey, Mr. Kimbell, Mr. Lyons, Mr. McGrath, Mr. Pearce, Mr. Schneider, Mr. SerVaas, Mrs. Stewart, Mr. Tinder, Mr. Tintera, Mr. Vollmer and Mr. West.

1 NO: Mr. Cantwell.

4 NOT VOTING: Mr. Boyd, Mrs. Coughenour, Mr. Patterson and Mr. Walters.

Proposal Nos. 474, 463, 473, and 475, 1978, were retitled, consecutively, FISCAL ORDINANCE NOS. 126, 127, 128, and 129, 1978, and read as follows:

CITY—COUNTY FISCAL ORDINANCE NO. 126, 1978

A FISCAL ORDINANCE amending the CITY—COUNTY ANNUAL BUDGET FOR 1978 (City-County Fiscal Ordinance No. 70, 1977) transferring and appropriating one hundred dollars (\$100) 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 2.03 of the City-County Annual Budget for 1978, be, and is hereby, amended by the increases and reductions hereinafter stated for the purpose of purchasing a new typewriter.

SECTION 2. The sum of one hundred dollars (\$100) be, and the same is hereby, transferred for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

DECATUR TOWNSHIP		COUNTY GENERAL FUND
ASSESSOR		
50.	Properties	<u>\$100</u>
	TOTAL INCREASES	<u>\$100</u>

SECTION 4. The said increased appropriation is funded by the following reductions:
DECATUR TOWNSHIP

ASSESSOR	COUNTY GENERAL FUND
21. Contractual Services	<u>\$100</u>
TOTAL REDUCTIONS	<u>\$100</u>

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 18-4-5-2.

CITY—COUNTY FISCAL ORDINANCE NO. 127, 1978

A FISCAL ORDINANCE amending the CITY—COUNTY ANNUAL BUDGET FOR 1978 (City-County Fiscal Ordinance No. 70, 1977) transferring and appropriating one thousand one hundred ninety dollars (\$1,190) in the County General Fund for purposes of the Washington Township Assessor's Office 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 2.03 of the City-County Annual Budget for 1978, be, and is hereby, amended by the increases and reductions hereinafter stated for the purposes of replacing worn out file cabinets and chairs.

SECTION 2. The sum of one thousand one hundred ninety dollars (\$1,190) be, and the same is hereby, transferred for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

WASHINGTON TOWNSHIP	ASSESSOR	COUNTY GENERAL FUND
50. Properties		<u>\$1,190</u>
TOTAL INCREASES		<u>\$1,190</u>

SECTION 4. The said increased appropriation is funded by the following reductions:
WASHINGTON TOWNSHIP

ASSESSOR	COUNTY GENERAL FUND
10. Personal Services	<u>\$1,190</u>
TOTAL REDUCTIONS	<u>\$1,190</u>

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 18-4-5-2.

CITY—COUNTY FISCAL ORDINANCE NO. 128, 1978

A FISCAL ORDINANCE amending the CITY—COUNTY ANNUAL BUDGET FOR 1978 (City-County Fiscal Ordinance No. 70, 1977) transferring and appropriating two thousand two hundred fifty dollars (\$2,250) in the County General Fund for purposes of the Marion County Cooperative Extension Service 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 2.03 of the City-County Annual Budget for 1978, be, and is hereby, amended by the increases and reductions hereinafter stated for the purposes of an increase in insurance for program activities and the purchase of a new piece of offset equipment to complement a previously purchased piece.

SECTION 2. The sum of two thousand two hundred fifty dollars (\$2,250) be, and the same is hereby, transferred for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

MARION COUNTY COOPERATIVE

	EXTENSION SERVICE	COUNTY GENERAL FUND
24.	Current Charges	\$ 250
50.	Properties	<u>2,000</u>
	TOTAL INCREASES	<u>\$2,250</u>

SECTION 4. The said increased appropriation is funded by the following reductions:

MARION COUNTY COOPERATIVE

	EXTENSION SERVICE	COUNTY GENERAL FUND
21.	Contractual Services	<u>\$2,250</u>
	TOTAL REDUCTIONS	<u>\$2,250</u>

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 18-4-5-2.

CITY—COUNTY FISCAL ORDINANCE NO. 129, 1978

A FISCAL ORDINANCE amending the CITY—COUNTY ANNUAL BUDGET FOR 1978 (City-County Fiscal Ordinance No. 70, 1977) transferring and appropriating sixteen thousand four hundred dollars (\$16,400) in the County General Fund for purposes of the Marion County Home 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 2.03 of the City-County Annual Budget for 1978, be, and is hereby, amended by the increases and reductions hereinafter stated for the purposes of additional funds for telephone costs, electrical current, and other contractual services which currently have insufficient balances for 1978.

SECTION 2. The sum of sixteen thousand four hundred dollars (\$16,400) be, and the same is hereby, transferred for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

	MARION COUNTY HOME	COUNTY GENERAL FUND
21.	Contractual Services	<u>\$16,400</u>
	TOTAL INCREASES	<u>\$16,400</u>

SECTION 4. The said increased appropriation is funded by the following reductions:

	MARION COUNTY HOME	COUNTY GENERAL FUND
22.	Supplies	<u>\$11,000</u>
50.	Properties	<u>5,400</u>
	TOTAL REDUCTIONS	<u>\$16,400</u>

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 18-4-5-2.

PROPOSAL NOS. 482, 483, 484, and 485, 1978. Consent was given to hear these proposals as a whole. Mr. McGrath stated that the proposals were routine traffic controls recommended by the Department of Transportation. He then moved the adoption of following amendments to Proposal Nos. 484 and 485, 1978. Both were adopted by unanimous voice vote.

CITY—COUNTY COUNCIL MOTION

Mr. President:

I move to amend Proposal No. 484, 1978, in Part II, line 3, under the heading "PREFERENTIAL" by deleting "Hartman Drive" and inserting in lieu thereof the word "none".

I move to amend Proposal No. 485, 1978, by deleting the word "establishing" in the first line of the title and inserting in lieu thereof the word "removing".

s/David P. McGrath

The proposals were adopted on the following roll call vote; viz:

21 AYES: Mr. Anderson, Mrs. Brinkman, Mrs. Chambers, Mrs. Coughenour, Mr. Dowden, Mr. Durnil, Mr. Gilmer, Mr. Hawkins, Mr. Howard, Mrs. Journey, Mr. Lyons, Mr. McGrath, Mr. Pearce, Mr. Schneider, Mr. SerVaas, Mrs. Stewart, Mr. Tinder, Mr. Tintera, Mr. Vollmer, Mr. Walters and Mr. West.

NO NOES.

5 NOT VOTING: Mr. Boyd, Mr. Cantwell, Mr. Clark, Mr. Kimbell, and Mr. Patterson.

Proposal Nos. 482, 483, 484, As Amended, and 485, As Amended, 1978, were retitled, consecutively, GENERAL ORDINANCE NOS. 108-111, 1978, and read as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 108, 1978

A GENERAL ORDINANCE removing an intersection control at a certain intersection and establishing a portion of Talbot Street as one way. [Amends Code Section 29-92 and 29-166].

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

PART I

Chapter 29 of the CODE OF INDIANAPOLIS AND MARION COUNTY, specifically "Sec. 29-92. Schedule of intersection controls," be, and the same is hereby amended by the deletion of the following, to wit:

BASE MAP	INTERSECTION	PREFERENTIAL	CONTROL
No 25, Pg 8	Court Street & Talbot Street	None	Stop

PART II

Chapter 29 of the CODE OF INDIANAPOLIS AND MARION COUNTY, specifically "Sec. 29-166. One-way streets and alleys designated," be, and the same is hereby amended by the deletion of the following, to wit:

NORTHBOUND

Talbot Street from Washington Street to Market Street

PART III

Chapter 29 of the CODE OF INDIANAPOLIS AND MARION COUNTY, specifically "Sec. 29-166. One-way streets and alleys designated," be, and the same is hereby amended by the addition of the following, to wit:

NORTHBOUND

Talbot Street from Court Street to Market Street

PART IV

Violations of this ordinance shall be subject to those penalties now provided in the "Code of Indianapolis and Marion County" for violations of the section amended by this ordinance.

PART V

This ordinance shall be in full force and effect from and after its adoption and compliance with IC 18-4-5-2.

CITY—COUNTY GENERAL ORDINANCE NO. 109, 1978

A GENERAL ORDINANCE changing an intersection control at a certain intersection [Amends Code Section 29-92].

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

PART I

Chapter 29 of the "Code of Indianapolis and Marion County," specifically "Sec. 29-92. Schedule of intersection controls," be, and the same is hereby amended by the deletion of the following, to wit:

BASE MAP	INTERSECTION	PREFERENTIAL	TYPE OF CONTROL
No 18, pg 13	Oxford Street & E. 36th Street	E. 36th Street	Stop

PART II

Chapter 29 of the "Code of Indianapolis and Marion County," specifically "Sec. 29-92. Schedule of intersection controls," be, and the same is hereby amended by the addition of the following, to wit:

BASE MAP	INTERSECTION	PREFERENTIAL	TYPE OF CONTROL
No 18, pg 13	Oxford Street & E. 36th Street	None	Stop

PART III

Violations of this ordinance shall be subject to those penalties now provided in the "Code of Indianapolis and Marion County" for violations of the sections amended by this ordinance.

PART IV

This ordinance shall be in full force and effect from and after its adoption and compliance with IC 18-4-5-2.

CITY—COUNTY GENERAL ORDINANCE NO. 110, 1978

A GENERAL ORDINANCE establishing intersection controls at certain intersections [Amends Code Section 29-92].

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

PART I

Chapter 29 of the "Code of Indianapolis and Marion County," specifically "Sec. 29-92. Schedule of intersection controls," be, and the same is hereby amended by the deletion of the following, to wit:

BASE MAP	INTERSECTION	PREFERENTIAL	TYPE OF CONTROL
No 20, pg 5	39th Street Hartman Drive	None	None
No 20, pg 5	Kercheval Drive 39th Street, W. B.	None	None
No 20, pg 8	Sadlier Drive 39th Street, E. B.	None	None

PART II

Chapter 29 of the "Code of Indianapolis and Marion County," specifically "Sec. 29-92. Schedule of intersection controls," be, and the same is hereby amended by the

addition of the following, to wit:

BASE MAP	INTERSECTION	PREFERENTIAL	TYPE OF CONTROL
No 20, pg 5	39th Street & Hartman Drive	None	Stop
No 20, pg 5	Kercheval Drive & 39th Street, W.B.	Kercheval Drive	Stop
No 20, pg 8	Sadlier Drive & 39th Street, E. B.	Sadlier Drive	Stop

PART III

Violations of this ordinance shall be subject to those penalties now provided in the "Code of Indianapolis and Marion County" for violations of the sections amended by this ordinance.

PART IV

This ordinance shall be in full force and effect from and after its adoption and compliance with IC 18-4-5-2.

CITY—COUNTY GENERAL ORDINANCE NO. 111, 1978

A GENERAL ORDINANCE removing a portion of the west side of College Avenue and Fairfield Avenue as a one-hour parking meter zone. [Amends Code Section 29-283].

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

PART I

Chapter 29 of the "Code of Indianapolis and Marion County," specifically "Sec. 29-283. Parking meter zones designated," be, and the same is hereby amended by the deletion of the following, to wit:

College Avenue, on the west side, from a point 126 feet south of the south end of the curved curbing at the southwest corner of Fairfield Avenue to a point 166 feet north of the north end of the curved curbing at the northwest corner of Fairfield Avenue

PART II

Violations of this ordinance shall be subject to those penalties now provided in the "Code of Indianapolis and Marion County" for violations of the section amended by this ordinance.

PART III

This ordinance shall be in full force and effect from and after its adoption and compliance with IC 18-4-5-2.

PROPOSAL NO. 486, 1978. As reported by Mr. McGrath, this proposal transfers \$52,000 for street resurfacing. Following a brief discussion, Proposal No. 486, 1978, was adopted on the following roll call vote; viz:

21 AYES: Mrs. Brinkman, Mrs. Chambers, Mr. Clark, Mrs. Coughenour, Mr. Dowden, Mr. Durnil, Mr. Gilmer, Mr. Hawkins, Mr. Howard, Mrs. Journey, Mr. Lyons, Mr. McGrath, Mr. Pearce, Mr. Schneider, Mr. SerVaas, Mrs. Stewart, Mr. Tinder, Mr. Tintera, Mr. Vollmer, Mr. Walters and Mr. West.

NO NOES.

5 NOT VOTING: Mr. Anderson, Mr. Boyd, Mr. Cantwell, Mr. Kimbell, and Mr. Patterson.

Proposal No. 486, 1978, was retitled FISCAL ORDINANCE NO. 130, 1978, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 130, 1978

A FISCAL ORDINANCE amending the CITY-COUNTY ANNUAL BUDGET FOR 1978 (City-County Fiscal Ordinance No. 70, 1977) transferring and appropriating fifty-two thousand dollars (\$52,000) in the Transportation General Fund for purposes of the Department of Transportation 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 1.03 of the City-County Annual Budget for 1978, be, and is hereby, amended by the increases and reductions hereinafter stated for the purposes of resurfacing streets.

SECTION 2. The sum of fifty-two thousand dollars (\$52,000) be, and the same is hereby, transferred for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

DEPARTMENT OF TRANSPORTATION	TRANSPORTATION GENERAL FUND
21. Contractual Services	\$52,000
TOTAL INCREASES	\$52,000

SECTION 4. The said increased appropriation is funded by the following reductions:

DEPARTMENT OF TRANSPORTATION	TRANSPORTATION GENERAL FUND
10. Personal Services	\$52,000
TOTAL REDUCTIONS	\$52,000

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 18-4-5-2.

PROPOSAL NO. 499, 1978. This proposal transfers money in the Transportation General Fund for purposes of purchasing additional snow removal equipment. After discussion, the proposal was adopted on the following roll call vote; viz:

24 AYES: Mr. Anderson, Mr. Boyd, Mrs. Brinkman, Mrs. Chambers, Mr. Clark, Mrs. Coughenour, Mr. Dowden, Mr. Durnil, Mr. Gilmer, Mr. Hawkins, Mr. Howard, Mrs. Journey, Mr. Lyons, Mr. McGrath, Mr. Patterson, Mr. Pearce, Mr. Schneider, Mr. SerVaas, Mrs. Stewart, Mr. Tinder, Mr. Tintera, Mr. Vollmer, Mr. Walters and Mr. West.

NO NOES.

2 NOT VOTING: Mr. Cantwell and Mr. Kimbell.

Proposal No. 499, 1978, was retitled FISCAL ORDINANCE NO. 131, 1978, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 131, 1978

A FISCAL ORDINANCE amending the CITY-COUNTY ANNUAL BUDGET FOR 1978 (City-County Fiscal Ordinance No. 70, 1977) transferring and appropriating one hundred seventy-five thousand dollars (\$175,000) in the Transportation General Fund for purposes of Department of Transportation 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 1.03 of the City-County Annual Budget for 1978, be, and is hereby, amended by the increases and reductions hereinafter stated for the purposes of snow removal equipment.

SECTION 2. The sum of one hundred seventy-five thousand dollars (\$175,000) be, and the same is hereby, transferred for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

DEPARTMENT OF TRANSPORTATION		TRANSPORTATION GENERAL FUND
50.	Properties	<u>\$175,000</u>
	TOTAL INCREASES	\$175,000

SECTION 4. The said increased appropriation is funded by the following reductions:

DEPARTMENT OF TRANSPORTATION		TRANSPORTATION GENERAL FUND
24.	Current Charges	\$160,000
25.	Current Obligations	<u>15,000</u>
	TOTAL REDUCTIONS	\$175,000

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 18-4-5-2.

PROPOSAL NO. 453, 1978. Mr. McGrath moved, seconded by Mr. Howard, to amend this proposal by the substitution of "Proposal No. 453, 1978, Committee Recommendations". The motion carried by unanimous voice vote. This proposal removing parking meters under Market Square Arena then passed on the following roll call vote; viz:

21 AYES: Mr. Anderson, Mr. Boyd, Mrs. Brinkman, Mrs. Chambers, Mr. Clark, Mrs. Coughenour, Mr. Dowden, Mr. Durnil, Mr. Gilmer, Mr. Hawkins, Mr. Howard, Mrs. Journey, Mr. McGrath, Mr. Pearce, Mr. Schneider, Mr. SerVaas, Mrs. Stewart, Mr. Tinder, Mr. Tintera, Mr. Walters and Mr. West.

2 NOES: Mr. Kimbell and Mr. Lyons.

3 NOT VOTING: Mr. Cantwell, Mr. Patterson and Mr. Vollmer.

Proposal No. 453, 1978, was retitled GENERAL ORDINANCE NO. 112, 1978, and reads as follows:

CITY—COUNTY GENERAL ORDINANCE NO. 112, 1978

A GENERAL ORDINANCE authorizing installation of parking meters under Market Square Arena [Amends Code Sections 29-268 and 29-283].

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

PART I

Chapter 29 of the "Code of Indianapolis and Marion County," specifically "Sec. 29-268. Stopping, standing or parking prohibited at all times on certain designated

streets," be, and the same is hereby amended by the deletion of the following, to wit:
Market Street, on both sides, from
Pennsylvania Street to Pine Street

PART II

Chapter 29 of the "Code of Indianapolis and Marion County," specifically "Sec. 29-268. Stopping, standing or parking prohibited at all times on certain designated streets," be, and the same is hereby amended by the addition of the following, to wit:

Market Street, on both sides, from
Pennsylvania Street to Alabama Street

Market Street, on both sides, from
New Jersey Street to Pine Street

PART III

Chapter 29 of the "Code of Indianapolis and Marion County," specifically "Sec. 29-283. Parking meter zones designated," be, and the same is hereby amended by the deletion of the following, to wit:

FIFTEEN MINUTES

East Market Street, a portion 230 feet in length, on the south side from a point 114 feet east of North Alabama Street to a point 114 feet west of New Jersey Street between 9:00 a.m. and 6:00 p.m.

TWO HOURS

Market Street, on both sides, from Alabama Street to East Street.

PART IV

Chapter 29 of the "Code of Indianapolis and Marion County," specifically "Sec. 29-283. Parking meter zones designated," be, and the same is hereby amended by the addition of the following, to wit:

THIRTY MINUTES

Market Street, on both sides from Alabama Street to New Jersey Street.

PART V

Violations of this ordinance shall be subject to those penalties now provided in the "Code of Indianapolis and Marion County" for violations of the sections amended by this ordinance.

PART VI

This ordinance shall be in full force and effect from and its adoption and compliance with IC 18-4-5-2.

PROPOSAL NO. 280, 1978. Mr. Durnil reported that the Metropolitan Development Committee recommended striking this proposal. During discussion, Mr. Durnil stated that the money originally had been designated for the Concord Neighborhood, which had shrunk in service area size and no longer met the requirement for receiving Community Development funds. He then moved, seconded by Mr. Schneider, the committee recommendation to strike. The motion carried on the following roll call vote; viz:

16 AYES: Mr. Anderson, Mrs. Chambers, Mr. Clark, Mrs. Coughenour, Mr. Dowden, Mr. Durnil, Mr. Gilmer, Mr. Kimbell, Mr. Lyons, Mr. McGrath, Mr. Patterson, Mr. Schneider, Mr. SerVaas, Mrs. Stewart, Mr. Tinder, and Mr. West.

9 NOES: Mr. Boyd, Mrs. Brinkman, Mr. Cantwell, Mr. Hawkins, Mr. Howard, Mrs. Journey, Mr. Pearce, Mr. Vollmer, and Mr. Walters.
 1 NOT VOTING: Mr. Tintera.

PROPOSAL NO. 440, 1978. This proposal transfers \$125,000 in the budget of Urban Renewal for purchasing repossessed properties from HUD. Following a short discussion, Proposal No. 440, 1978, was adopted on the following roll call vote; viz:

20 AYES: Mr. Anderson, Mr. Boyd, Mrs. Brinkman, Mrs. Chambers, Mr. Clark, Mrs. Coughenour, Mr. Durnil, Mr. Gilmer, Mr. Hawkins, Mr. Howard, Mr. Lyons, Mr. McGrath, Mr. Patterson, Mr. Pearce, Mrs. Stewart, Mr. Tinder, Mr. Tintera, Mr. Vollmer, Mr. Walters and Mr. West.
 1 NO: Mr. Schneider.
 5 NOT VOTING: Mr. Cantwell, Mr. Dowden, Mrs. Journey, Mr. Kimbell, and Mr. SerVaas.

Proposal No. 440, 1978, was retitled FISCAL ORDINANCE NO. 132, 1978, and reads as follows:

CITY—COUNTY FISCAL ORDINANCE NO. 132, 1978

A FISCAL ORDINANCE amending the CITY—COUNTY ANNUAL BUDGET FOR 1978 (City-County Fiscal Ordinance No. 70, 1977) transferring and appropriating one hundred twenty-five thousand dollars (\$125,000) in the Redevelopment General Fund for purposes of Urban Renewal Division, Department of Metropolitan Development 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 1.03 of the City-County Annual Budget for 1978, be, and is hereby, amended by the increases and reductions hereinafter stated for the purposes of rehabilitation of houses purchased in 1978.

SECTION 2. The sum of one hundred twenty-five thousand dollars (\$125,000) be, and the same is hereby, transferred for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

URBAN RENEWAL DIVISION		
DEPARTMENT OF		REDEVELOPMENT
METROPOLITAN DEVELOPMENT		GENERAL FUND
50.	Properties	<u>\$125,000</u>
	TOTAL INCREASES	\$125,000

SECTION 4. The said increased appropriation is funded by the following reductions:

URBAN RENEWAL DIVISION		
DEPARTMENT OF		REDEVELOPMENT
METROPOLITAN DEVELOPMENT		GENERAL FUND
21.	Contractual Services	<u>\$125,000</u>
	TOTAL REDUCTIONS	\$125,000

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 18-4-5-2.

PROPOSAL NO. 479, 1978. Mrs. Chambers stated that the proposal had been heard in committee although a quorum was not in attendance. The proposal would therefore be heard at the Council meeting of December 11, 1978.

PROPOSAL NO. 436, 1978. Mrs. Stewart reported that the transfer in the budget of the Legal Division was to meet payroll expenses. The proposal was adopted on the following roll call vote; viz:

23 AYES: Mr. Anderson, Mr. Boyd, Mrs. Brinkman, Mr. Clark, Mrs. Coughenour, Mr. Dowden, Mr. Durnil, Mr. Gilmer, Mr. Hawkins, Mr. Howard, Mrs. Journey, Mr. Lyons, Mr. McGrath, Mr. Patterson, Mr. Pearce, Mr. Schneider, Mr. SerVaas, Mrs. Stewart, Mr. Tinder, Mr. Tintera, Mr. Vollmer, Mr. Walters and Mr. West.

NO NOES.

3 NOT VOTING: Mr. Cantwell, Mrs. Chambers and Mr. Kimbell.

Proposal No. 436, 1978, was retitled FISCAL ORDINANCE NO. 133, 1978, and reads as follows:

CITY—COUNTY FISCAL ORDINANCE NO. 133, 1978

A FISCAL ORDINANCE amending the CITY—COUNTY ANNUAL BUDGET FOR 1978 (City-County Fiscal Ordinance No. 70, 1977) transferring and appropriating fourteen thousand three hundred dollars (\$14,300) in the Consolidated County Fund for purposes of the Legal 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 1.03 of the City-County Annual Budget for 1978, be, and is hereby, amended by the increases and reductions hereinafter stated for the purposes of unforeseen personnel expenditures resulting from extraordinary litigation.

SECTION 2. The sum of fourteen thousand three hundred dollars (\$14,300) be, and the same is hereby, transferred for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

CITY LEGAL DIVISION	CONSOLIDATED
DEPARTMENT OF ADMINISTRATION	COUNTY FUND
10. Personal Services	\$14,300
TOTAL INCREASES	\$14,300

SECTION 4. The said increased appropriation is funded by the following reductions:

CITY LEGAL DIVISION	CONSOLIDATED
DEPARTMENT OF ADMINISTRATION	COUNTY FUND
21. Contractual Services	\$ 8,000
22. Supplies	2,000
50. Properties	4,300
TOTAL REDUCTIONS	\$14,300

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 18-4-5-2.

PROPOSAL NO. 454, 1978. Mrs. Chambers stated that the Administration and Municipal Corporations Committees met jointly and discussed the formulation of a proposal promulgating taxicab standards. The committees anticipate the completion of such a proposal within sixty days.

PROPOSAL NO. 470, 1978. Mr. West reported that the Public Safety & Criminal Justice Committee was currently investigating the Citizens Complaint Office, and another meeting was scheduled to further discuss the matter.

PROPOSAL NO. 301, 1978. As reported by Mr. Tinder, this proposal promulgating standards to be applied by the Ethics Board, was tabled in committee with the recommendation that the Council staff amend the proposal and report to the committee.

PROPOSAL NO. 399, 1978. Mr. Tinder moved, seconded by Mr. Tintera, the adoption of this proposal repealing the portion of the Code concerning handbill distribution which could be unconstitutional. The motion carried on the following roll call vote; viz:

26 AYES: Mr. Anderson, Mr. Boyd, Mrs. Brinkman, Mr. Cantwell, Mrs. Chambers, Mr. Clark, Mrs. Coughenour, Mr. Dowden, Mr. Durnil, Mr. Gilmer, Mr. Hawkins, Mr. Howard, Mrs. Journey, Mr. Kimbell, Mr. Lyons, Mr. McGrath, Mr. Patterson, Mr. Pearce, Mr. Schneider, Mr. SerVaas, Mrs. Stewart, Mr. Tinder, Mr. Tintera, Mr. Vollmer, Mr. Walters and Mr. West.

NO NOES.

Proposal No. 399, 1978, was retitled GENERAL ORDINANCE NO. 113, 1978, and reads as follows:

CITY—COUNTY GENERAL ORDINANCE NO. 113, 1978

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County" by amending Chapter 20, specifically those provisions dealing with handbill contents to limit the prohibitions to acts which may be constitutionally regulated.

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

SECTION 1. Chapter 20 of the "Code of Indianapolis and Marion County" is hereby amended by deleting Article VIII which reads as follows:

Article VIII: Advertising

Sec. 20-193. Unlawful Handbill Contents.

It shall be unlawful for any person, directly or indirectly, to post, distribute, or sell in the city, or to keep for such purposes, or to aid or abet any other person therein, any sign or any handbill which is of the following nature.

(1) May reasonably tend to incite riot or other public disorder, or advocates treason or disloyalty to or the overthrow of the government of the United States or of the State, or of the public institutions thereof, by means of violence; or urges any unlawful conduct or encourages or tends to encourage a breach of the public peace, safety, welfare or good order of the community;

(2) Contains blasphemous, profane, lewd, obscene, libelous or scurrilous language.

Sec. 20-194. Handbill to Contain the Names and Addresses of Printer and Sponsor.

It shall be unlawful for any person to distribute any handbill in any place, under any circumstances, which does not have printed on the cover, front or back thereof, the names and addresses of the following:

(1) The person who printed, wrote, compiled or manufactured the handbill;

(2) The person who caused the handbill to be distributed, provided, however, in the case of a fictitious person or club, in addition to the fictitious name, the true names and addresses of the owners, managers or agents of the person sponsoring said handbill shall also appear on the handbill.

Sec. 20-195. Owner of Premises Not to Permit Its Use for Unlawful Advertising.

It shall be unlawful for the owner, lessee or occupant of any premise to permit any person, whether licensed or acting under the terms of this article or otherwise, to attach to any building structure or fixture located upon the premises or to deposit or keep upon, or to distribute from his premises, any poster or handbill containing any matter prohibited by the terms of this article, this Code or by State or Federal law.

Sec. 20-196. Construction of this Article with Other Laws.

This article shall not be deemed to repeal, amend or modify any provision of this Code or other city ordinance prohibiting, regulating, or licensing any person using the public streets or places for any private business or enterprise.

SECTION 2. Article I of Chapter 20 of the "Code of Indianapolis and Marion County," is hereby amended by adding a new Section 20-19 to read as follows:

Sec. 20-19. Illegal Handbill Contents.

It shall be unlawful for any person to post or distribute any handbill which:

(1) is obscene;

(2) is libelous; or

(3) advocates unlawful and violent actions if there is a clear and present danger that such unlawful and violent actions will ensue.

SECTION 3. Should any provision (section, paragraph, sentence, clause, or any other portion) of this ordinance be declared by a court of competent jurisdiction to be invalid for any reason, the remaining provisions shall not be affected, if and only if such remaining provisions can, without the invalid provision or provisions, be given the effect intended by the council in adopting this ordinance. To this end the provisions of this ordinance are severable.

SECTION 4. This ordinance shall be in effect from and after its passage by the council and compliance with IC 18-4-5-2.

PROPOSAL NOS. 446 and 447, 1978. By unanimous voice vote, these proposals were tabled until the December 11th meeting.

PROPOSAL NO. 444, 1978. This proposal transfers \$1,500 in the City Market budget. After motion duly made and seconded, the proposal was adopted on the following roll call vote; viz:

24 AYES: Mr. Anderson, Mr. Boyd, Mrs. Brinkman, Mrs. Chambers, Mr. Clark, Mrs. Coughenour, Mr. Dowden, Mr. Durnil, Mr. Gilmer, Mr. Hawkins, Mr. Howard, Mrs. Journey, Mr. Kimbell, Mr. Lyons, Mr. McGrath, Mr. Pearce, Mr. Schneider, Mr. SerVaas, Mrs. Stewart, Mr. Tinder, Mr. Tintera, Mr. Vollmer, Mr. Walters and Mr. West.

NO NOES.

2 NOT VOTING: Mr. Cantwell and Mr. Patterson.

Proposal No. 444, 1978, was retitled FISCAL ORDINANCE NO. 135, 1978, and reads as follows:

CITY—COUNTY FISCAL ORDINANCE NO. 135, 1978

A FISCAL ORDINANCE amending the CITY—COUNTY ANNUAL BUDGET FOR 1978 (City-County Fiscal Ordinance No. 70, 1977) transferring and appropriating one thousand five hundred dollars (\$1,500) in the City Market Fund for purposes of the City Market Division, Department of Public Works 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 1.03 of the City-County Annual Budget for 1978, be, and is hereby, amended by the increases and reductions hereinafter stated for the purposes of additional supplies.

SECTION 2. The sum of one thousand five hundred dollars (\$1,500) be, and the same is hereby, transferred for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

CITY MARKET DIVISION	
DEPARTMENT OF PUBLIC WORKS	
	CITY MARKET FUND
22. Supplies	<u>\$1,500</u>
TOTAL INCREASES	<u>\$1,500</u>

SECTION 4. The said increased appropriation is funded by the following reductions:

CITY MARKET DIVISION	
DEPARTMENT OF PUBLIC WORKS	
	CITY MARKET FUND
50. Properties	<u>\$1,500</u>
TOTAL REDUCTIONS	<u>\$1,500</u>

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 18-4-5-2.

PROPOSAL NOS. 513 — 517, 1978. By consent, Proposal Nos. 513-517, 1978, were adopted, and they were retitled REZONING ORDINANCE NOS. 174-178, 1978, and read as follows:

**REZONING ORDINANCE NO. 174, 1978. 78-Z-141 PERRY TOWNSHIP
COUNCILMANIC DISTRICT NO. 25
1102 WEST SOUTH COUNTY LINE ROAD, INDIANAPOLIS**
Eugene and Marilyn Duran, 500 South Polk Street, Greenwood, Indiana request rezoning of 64.10 acres, being in A-2 district, to D-3 classification to permit residential development by platting.

**REZONING ORDINANCE NO. 175, 1978. 78-Z-168 WARREN TOWNSHIP
COUNCILMANIC DISTRICT NO. 13
1030 NORTH MITHOEFFER ROAD, INDIANAPOLIS**
Ralph & Ray Smith and Warren Lichner by William F. LeMond, Attorney, 600 Union Federal Building request rezoning of 0.50 acre, being in D-2 district, to C-1 classification to permit commercial use.

**REZONING ORDINANCE NO. 176, 1978. 78-Z-178 WARREN TOWNSHIP
COUNCILMANIC DISTRICT NO. 14
5436 BROOKVILLE ROAD, INDIANAPOLIS**
Kenneth H. & Joan Dellen by Wilson S. Stober, Attorney, 810 Fletcher Trust Building request rezoning of 1.40 acres, being in D-5 district, to C-3 classification to permit commercial use.

**REZONING ORDINANCE NO. 177, 1978. 78-Z-180 WARREN TOWNSHIP
COUNCILMANIC DISTRICT NO. 13
602 SOUTH FRANKLIN ROAD, INDIANAPOLIS**
Calvary Temple Assembly of God, 5840 East 10th Street by Mark E. Bell, Attorney, 220 Merchants Bank Building requests rezoning of 12.00 acres, being in D-6 district, to SU-1 classification to permit church uses.

**REZONING ORDINANCE NO. 178, 1978. 78-Z-184 WAYNE TOWNSHIP
COUNCILMANIC DISTRICT NO. 19
7075 WEST WASHINGTON STREET, INDIANAPOLIS**
Leo Shapiro by LePaul Oil Co., Inc. P. O. Box 78, Troy, Ohio by Michael C. Cook, Attorney, 909 Merchants Bank Building requests rezoning of 2.65 acres, being in I-3-U district, to C-5 classification to permit the construction of a gasoline service station.

PROPOSAL NOS. 505, 506, and 507, 1978. Mr. Schneider advised the Council that action was required on these proposals in order to meet the auditor's purchase order cut-off date. All three were transfers in the budgets of the Pike and Washington Township Assessors, and Superior Court No. 3. Consent was given to vote on these proposals as a whole. They were then adopted on the following roll call vote; viz:

25 AYES: Mr. Anderson, Mr. Boyd, Mrs. Brinkman, Mr. Cantwell, Mrs. Chambers, Mr. Clark, Mrs. Coughenour, Mr. Dowden, Mr. Durnil, Mr. Gilmer, Mr. Hawkins, Mr. Howard, Mrs. Journey, Mr. Kimbell, Mr. Lyons, Mr. McGrath, Mr. Patterson, Mr. Pearce, Mr. Schneider, Mr. SerVaas, Mrs. Stewart, Mr. Tinder, Mr. Tintera, Mr. Vollmer, and Mr. Walters.

1 NO: Mr. West.

Proposal Nos. 505, 506, and 507, 1978, were retitled FISCAL ORDINANCE NOS. 116, 117, and 118, 1978, and read as follows:

CITY—COUNTY FISCAL ORDINANCE NO. 116, 1978

A FISCAL ORDINANCE amending the CITY—COUNTY ANNUAL BUDGET FOR 1978 (City-County Fiscal Ordinance No. 70, 1977) transferring and appropriating eight hundred twenty-two dollars and eight cents (\$822.08) in the 1976 Reassessment Fund for purposes of the Pike Township Assessor 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, the City-County Annual Budget for 1978, be, and is hereby, amended by the increases and reductions hereinafter stated for the purpose of purchasing a new typewriter.

SECTION 2. The sum of eight hundred twenty-two dollars and eight cents (\$822.08) be, and the same is hereby, transferred for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

PIKE		1976
TOWNSHIP ASSESSOR		REASSESSMENT FUND
50. Properties		<u>\$822.08</u>
TOTAL INCREASES		<u>\$822.08</u>

SECTION 4. The said increased appropriation is funded by the following reductions:

PIKE		1976
TOWNSHIP ASSESSOR		REASSESSMENT FUND
22. Supplies		<u>\$822.08</u>
TOTAL DECREASES		<u>\$822.08</u>

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 18-4-5-2.

CITY—COUNTY FISCAL ORDINANCE NO. 117, 1978

A FISCAL ORDINANCE amending the CITY—COUNTY ANNUAL BUDGET FOR 1978 (City-County Fiscal Ordinance No. 70, 1977) transferring and appropriating two thousand nine hundred dollars (\$2,900) in the County General Fund for purposes of the Washington 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 2.03 of the City-County Annual Budget for 1978, be, and is hereby, amended by the increases and reductions hereinafter stated for the purposes of remodeling the office to meet demands brought about by reassessment.

SECTION 2. The sum of two thousand nine hundred dollars (\$2,900) be, and the same is hereby, transferred for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

WASHINGTON		COUNTY
TOWNSHIP ASSESSOR		GENERAL FUND
21. Contractual Services		<u>\$2,900</u>
TOTAL INCREASES		<u>\$2,900</u>

SECTION 4. The said increased appropriation is funded by the following reductions:

WASHINGTON TOWNSHIP ASSESSOR	COUNTY GENERAL FUND
10. Personal Services	\$2,900
TOTAL DECREASES	\$2,900

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 18-4-5-2.

CITY-COUNTY FISCAL ORDINANCE NO. 118, 1978

A FISCAL ORDINANCE amending the CITY-COUNTY ANNUAL BUDGET FOR 1978 (City-County Fiscal Ordinance No. 70, 1977) transferring and appropriating three thousand three hundred forty-eight dollars and sixty-four cents (\$3,348.64) in the County General Fund for purposes of Superior Court Room No. 3 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 2.03 of the City-County Annual Budget for 1978, be, and is hereby, amended by the increases and reductions hereinafter stated for the purposes of purchasing needed postage, recording tapes and file cabinets.

SECTION 2. The sum of three thousand three hundred forty-eight dollars and sixty-four cents (\$3,348.64) be, and the same is hereby, transferred for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

SUPERIOR COURT ROOM NO. 3	COUNTY GENERAL FUND
21. Contractual Services	\$1,000.00
22. Supplies	348.64
50. Properties	<u>2,000.00</u>
TOTAL INCREASES	\$3,348.64

SECTION 4. The said increased appropriations are funded by the following reductions:

SUPERIOR COURT ROOM NO. 3	COUNTY GENERAL FUND
10. Personal Services	\$3,000.00
24. Current Charges	<u>348.64</u>
TOTAL DECREASES	\$3,348.64

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 18-4-5-2.

ANNOUNCEMENTS AND ADJOURNMENT

There being no further business, and upon motion duly made and seconded, the meeting adjourned at 11:13 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 20th day of November, 1978.

In Witness Whereof, we 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)