

REGULAR MEETING

Monday, October 7, 1974, 4:00 P.M.

A Regular Meeting of the City-County Council of Indianapolis, Marion County, convened in the Council Chambers of the City-County Building at 7:00 P.M., Monday, October 7, 1974. President Hasbrook in the chair. Councilman West opened the meeting with a prayer, followed by the Pledge of Allegiance.

ROLL CALL

President Hasbrook instructed the Clerk to take the roll. Twenty-eight members being present, he announced a quorum. Present: Mr. Bayt, Mr. Boyd, Mr. Broderick, Mr. Byrum, Mr. Campbell, Mr. Cantwell, Mr. Capliner, Mr. Clark, Mr. Gorham, Mr. Griffith, Mr. Hasbrook, Mr. Hawkins, Mr. Kimbell, Mr. McPherson, Mrs. Miller, Mrs. Noel, Mr. Patterson, Mr. Ruckelshaus, Mr. Schneider, Mr. SerVaas, Mr. Tintera, and Mr. West. Absent: Mr. Brown.

APPROVAL OF JOURNAL

President Hasbrook called for additions or corrections to the Journal for September 23, 1974, as distributed. There being no corrections, the Journal for September 23, 1974, stands approved as distributed.

OFFICIAL COMMUNICATIONS

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

September 25, 1974

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

Ladies and Gentlemen:

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

GENERAL ORDINANCE NO. 71, 1974, amending the Code of Indianapolis, and Marion County, 1970, requiring standards for privately owned buses, prohibiting passing such buses when loading and unloading and fixing penalties for violation of this ordinance.

Respectfully,

RICHARD G. LUGAR
Mayor

October 7, 1974

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

Ladies and Gentlemen:

Pursuant to the laws of the State of Indiana, I caused to be posted in three (3) public places and published in the Indianapolis News and the Indianapolis Commercial on September 27, 1974 and October 3, 1974, a "Notice to Taxpayers", of a public hearing on Proposal Nos. 358, 370 and 371, 1974, to be held on Monday, October 7, 1974, at 7:00, in the Council Chambers, City-County Building.

I also caused to be published in the Indianapolis Commercial and the Indianapolis News on September 27, 1974 and October 7, 1974, G.O. 71, 1974.

Respectfully,

JEAN A. WYTENBACH
City Clerk

INTRODUCTION OF GUESTS

President Hasbrook called for the introduction of guests.

Councilman Hawkins introduced groups from Haughville and Midtown regarding the closing of Fire Station No. 9.

Councilwoman Noel introduced Julia Carson, State Representative.

Councilman Broderick introduced the 19 & 24 Ward Chairman, Mr. Early Jones, AFL-CIO.

PRESENTATION OF PETITIONS

PROPOSAL NO. 394, 1974. Councilman Boyd introduced a Proposal for a Special Resolution, seconded by Councilwoman Noel, said Resolution petitioning the Prosecuting Attorney and the Criminal Court of Marion County to appoint a Special Prosecutor with all necessary and independent powers to conduct an investigation into all alleged abuses concerning criminal justice and law enforcement in Marion County, Indiana. Councilman Griffith moved, seconded by Councilman Kimbell to refer Proposal No. 394, 1974, to the Public Safety Committee. Motion carried.

INTRODUCTION OF PROPOSALS

PROPOSAL NO. 372, 1974. Introduced by Councilman Byrum. The Clerk read the Proposal entitled: "A

Proposal for a General Ordinance further amending the Municipal Code, 1951 of the City of Indianapolis, Indiana, as amended, and more particularly Title 4—Traffic Code, Chapter 7, and Sections thereof, designating preferential streets and controlling several intersections, establishing regulations, providing penalties, and fixing a time when the same shall take effect;” and the President referred it to the Transportation Committee.

PROPOSAL NO. 373, 1974. Introduced by Councilman Byrum. The Clerk read the Proposal entitled: “A Proposal for a General Ordinance amending the “Municipal Code of Indianapolis 1951”, as amended, and more particularly Title 4, Chapter 7, Section 711 thereof, Stopping at Certain Intersection, Three-Way Stops, providing penalties, and fixing a time when the same shall take effect;” and the President referred it to the Transportation Committee.

PROPOSAL NO. 374, 1974. Introduced by Councilman Byrum. The Clerk read the Proposal entitled: “A Proposal for a General Ordinance amending the Municipal Code of Indianapolis 1951, as amended, and more particularly Title 4, Chapter 5 thereof, Turning Movements, by the addition of a new Section 4-513, Authority to Transportation Board to Prohibit Right Turns on Red at Certain Intersections, providing penalties, and fixing a time when the same shall take effect,” and the President referred it to the Transportation Committee.

PROPOSAL NO. 375-387, 1974. Introduced by Councilman Giffin. The Clerk read the Proposal entitled: “A

Proposal for Rezoning Ordinances certified from the Metropolitan Plan Commission on October 3, 1974," and the President referred it to the Committee of Whole to be considered under Special Orders—Final Adoption.

PROPOSAL NO. 388, 1974. Introduced by Councilman Cottingham. The Clerk read the Proposal entitled: "A Proposal for a Fiscal Ordinance amending the City-County Annual Budget for 1974 (City-County Fiscal Ordinance No. 67, 1973, as amended) and appropriating the sum of Six Thousand Dollars (\$6,000.00) for certain purposes of the Juvenile Court by reducing other appropriations of that court;" and the President referred it to the County and Townships Committee.

PROPOSAL NO. 390, 1974. Introduced by Councilman Cottingham. The Clerk read the Proposal entitled: "A Proposal for a General Ordinance decreasing the boundaries of the City of Indianapolis, amending "The Code of Indianapolis and Marion County, 1970" and fixing a time when the same shall be effective;" and the President referred it to the Metropolitan Development Committee.

PROPOSAL NO. 391, 1974. Introduced by Councilman Cottingham. The Clerk read the Proposal entitled: "A proposal for a Fiscal Ordinance amending the City-County Annual Budget for 1974 (City-County General Ordinance No. 67, 1973, as amended) approving certain additional objects of the Community Services Program and authorizing the Mayor to execute an amendment to the grant agreement with the United States of America

to include the projects and activities in Year 4 of the Community Services Program and appropriating the sum of Sixteen thousand dollars (\$16,000.00) for certain purposes of the Sanitary District of the Department of Public Works by reducing the Unappropriated Sanitary District Fund;" and the President referred it to the Public Works Committee.

PROPOSAL NO. 392, 1974. Introduced by Councilman Giffin. The Clerk read the Proposal entitled: 'A Proposal for a Fiscal Ordinance amending the City-County Annual Budget for 1974 (City-County General Ordinance No. 67, 1973, as amended) approving certain additional objects of the Community Services Program and authorizing the Mayor to execute an amendment to the grant agreement with the United States of America to include the projects and activities in Year 4 of the Community Services Program and appropriating the sum of One Hundred thousand dollars (\$100,000.00) for certain purposes of the Department of Metropolitan Development, Division of Code Enforcement, by reducing the Unappropriated County General Fund;" and the President referred it to the Metropolitan Development Committee.

PROPOSAL NO. 393, 1974. Introduced by Councilman Byrum. The Clerk read the Proposal entitled: "A Proposal for a General Ordinance amending the "Municipal Code of Indianapolis, 1951" as amended, and more particularly Title 4, Chapter 7, Section 711 thereof, Stopping at Certain Intersections, Three-Way Stops, providing penalties, and fixing a time when the

same shall take effect," and the President referred it to the Transportation Committee, but it was passed under suspension of rules later in the meeting.

MODIFICATION OF SPECIAL ORDERS

PROPOSAL NOS. 335, 336, and 337, 1974. Councilman McPherson moved, seconded by Councilman Schneider, that Proposals 335, 336, and 337, 1974, be placed on the Agenda under Special Orders—Final Adoption. The motion carried by voice vote.

PROPOSAL NO. 393, 1974. Councilman Schneider moved, seconded by Councilman Giffin, that Proposal 393, 1974, be placed on the Agenda under Special Orders—Final Adoption. The motion carried by voice vote.

SPECIAL ORDERS—PUBLIC HEARING

President Hasbrook called for proposals eligible for public hearing. Members of the public were invited to be heard on proposals eligible for public hearing. The Council recessed to the Committee of the Whole at 7:40 P.M. and reconvened at 7:45 P.M.

PROPOSAL NO. 358, 1974. After public hearing, during which Councilman McPherson spoke in favor of the Proposal, Proposal No. 358, 1974, was passed on the following roll call vote; *viz:* 27 Ayes: Mr. Bayt, Mr. Boyd, Mr. Broderick, Mr. Byrum, Mr. Campbell, Mr. Caplinger, Mr. Clark, Mr. Cottingham, Mr. Dowden, Mr. Elmore, Mrs. Gibson, Mr. Giffin, Mr. Gilmer, Mr. Gorham, Mr.

Griffith, Mr. Hasbrook, Mr. Hawkins, Mr. Kimbell, Mr. McPherson, Mrs. Miller, Mrs. Noel, Mr. Patterson, Mr. Ruckelshaus, Mr. Schneider, Mr. SerVaas, Mr. Tintera and Mr. West. 1 No: Mr. Cantwell.

Proposal No. 358, 1974, was retitled Fiscal Ordinance No. 51, 1974, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 51, 1974

A FISCAL ORDINANCE amending the CITY-COUNTY ANNUAL BUDGET FOR 1974 (City-County Fiscal Ordinance No. 67, 1973, as amended) and appropriating the sum of Seventy-three thousand three hundred eighty-five dollars and fifteen cents (\$73,385.15) for certain purposes of the Flood Control District, Department of Public Works, by reducing the unappropriated Flood Control District 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, the CITY-COUNTY ANNUAL BUDGET FOR 1974, as amended, is hereby further amended by the increases and reductions hereinafter stated to transfer Drainage Fund money to the Flood Control District and appropriate the same for contractual services.

Section 2. Seventy-three thousand three hundred eighty-five dollars and fifteen cents (\$73,385.15) be, and the same is hereby, appropriated for the purposes as shown in Section 3 by reducing the appropriations as shown in Section 4.

Section 3. The following additional appropriations are hereby approved:

DEPARTMENT OF PUBLIC WORKS

Flood Control District

	Flood Control District Fund
21. Services Contractual	\$73,385.15
TOTAL INCREASES	\$73,385.15

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

DEPARTMENT OF PUBLIC WORKS

Flood Control District

	Flood Control District Fund
Unappropriated Flood Control District Fund	\$73,385.15
TOTAL REDUCTIONS	\$73,385.15

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

PROPOSAL NO. 370, 1974. After public hearing, Proposal No. 370, 1974, was to be held for the next County & Townships Committee Hearing.

PROPOSAL NO. 371, 1974. After public hearing, Proposal No. 371, 1974, was referred back to the Transportation Committee for further study along with 1975 budgeting.

SPECIAL ORDERS—UNFINISHED BUSINESS

PROPOSAL NO. 286, 1974. Mr. Kimbell moved, seconded by Mr. Tintera, to remove Proposal No. 286, 1974

from the table to consider for adoption. The motion carried by unanimous voice vote. Following discussion, during which Councilman Kimbell spoke in favor of the Proposal, Proposal No. 286, 1974 was *passed* on the following roll call vote; *viz*: 24 *Ayes*: Mr. Bayt, Mr. Broderick, Mr. Byrum, Mr. Campbell, Mr. Caplinger, Mr. Clark, Mr. Cottingham, Mr. Dowden, Mr. Elmore, Mrs. Gibson, Mr. Giffin, Mr. Gilmer, Mr. Gorham, Mr. Griffith, Mr. Hasbrook, Mr. Hawkins, Mr. Kimbell, Mr. McPherson, Mrs. Miller, Mrs. Noel, Mr. Patterson, Mr. Schneider, Mr. SerVaas, and Mr. Tintera. 1 *No*: Mr. West. Mr. Boyd, Mr. Cantwell and Mr. Ruckelhaus did not vote. Proposal No. 286, 1974, was retitled General Ordinance No. 72, 1974 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 72, 1974

A GENERAL ORDINANCE enlarging the boundaries of the Fire Special Service District of the City of Indianapolis, amending "The Code of Indianapolis and Marion County, 1970" and fixing a time when the same shall be effective.

WHEREAS, all of the owners of the real property hereinafter described have petitioned to have said real estate included within the boundaries of the Fire Special Service District of the City of Indianapolis; and

WHEREAS, the Department of Metropolitan Development has made its findings of fact and recommendations with respect to said petition, which findings of fact and recommendations were mailed to the Indianapolis Fire Chief, Warren Township Trustee, and petitioners on June 20, 1974; and

WHEREAS, the Metropolitan Development Commission has recommended approval of the annexation proposed by petitioners; and

WHEREAS, this council, after public hearing, now determines that reasonable and adequate fire protection can be provided within

such expanded area by the City Fire Force and that the extension of such boundaries is in the public interest of the citizens of the Consolidated City of Indianapolis; now, therefore:

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

Section 1. The boundaries of the Fire Special Service District of the City of Indianapolis are hereby extended to include the territory of the Consolidated City which is described in Section 2 of this ordinance.

Section 2. FIRE SPECIAL SERVICE DISTRICT EXTENSION
Part of the Southwest $\frac{1}{4}$ of Section 29; Township 16 North, Range 5 East in Marion County, Indiana, more particularly described as follows:

Beginning at the Intersection of the easterly right-of-way line of Post Road with the northerly right-of-way line of 21st Street; thence running in an easterly direction along the northerly right-of-way line of 21st Street; a distance of 150 feet to a point; thence running in a northerly direction on a line parallel to the west right-of-way line of Post Road a distance of 150 feet to a point; thence running in a westerly direction on a line parallel to the northerly right-of-way line of 21st Street a distance of 150 feet to a point on the easterly right-of-way line of Post Road; thence running in a southerly direction along the easterly right-of-way line of Post Road a distance of 150 feet to the place of beginning.

Except that portion conveyed to the City of Indianapolis by deed recorded as Instrument No. 72-74245, which portion is more particularly described as follows to wit:

A part of the southwest quarter of Section 29, Township 16 North, Range 5 East in Marion County, Indiana, described as follows:

Beginning at a point on the East boundary line of Post Road, North 0 degrees 40 minutes 50 seconds West along the West line of said Quarter Section 175.00 feet and North 89 degrees 22 minutes 49 seconds East, parallel to the South line of said Quarter Section, 40.00 feet from the southwest corner of said Quarter

Section; thence North 89 degrees 22 minutes 49 seconds east, parallel to the South line of said Quarter Section 15.15 feet; thence South 0 degrees 37 minutes 56 seconds East, 105.41 feet; thence South 46 degrees 06 minutes 08 seconds East, 35.08 feet; thence North 89 degrees 22 minutes 49 seconds East, parallel to the South line of said Quarter Section, 109.95 feet; thence South 0 degrees 40 minutes 50 seconds East, parallel to the west line of said Quarter Section, 20.00 feet; thence South 89 degrees 22 minutes 49 seconds West, along the North Boundary line of East 21st Street; 150.00 feet; thence North 0 degrees 40 minutes 50 seconds West, along the East boundary line of Post Road, 150.00 feet to the point of beginning and containing 0.1210 acres, more or less.

Section 3. Title 1, Chapter 3 of the Code of Indianapolis and Marion County, 1970, is hereby amended to include an additional section appropriately numbered and titled by the Clerk, containing the descriptions in Section 2 of this ordinance as expansion of the Fire Special Service District as provided in Section 1.

SPECIAL ORDERS—FINAL ADOPTION

PROPOSAL NO. 351, 1974. Proposal No. 351, 1974 was referred to committee on motion of Mr. SerVaas, seconded by Mr. Giffin and carried by voice vote. The next Metropolitan Development Committee meeting will be held on *October 16, 1974, at 4:00 P.M.*

PROPOSAL NO. 359, 1974. Following discussion, during which Councilman Cottingham spoke in favor of the Proposal, Proposal No. 359, 1974 was *passed* on the following roll call vote; *viz:* 23 *Ayes:* Mr. Bayt, Mr. Byrum, Mr. Campbell, Mr. Caplinger, Mr. Clark, Mr. Cottingham, Mr. Dowden, Mr. Elmore, Mrs. Gibson, Mr. Giffin, Mr. Gilmer, Mr. Gorham, Mr. Griffith, Mr. Hasbrook, Mr. Kimbell, Mr. McPherson, Mrs. Miller, Mr. Patterson, Mr. Ruckelshaus, Mr. Schneider, Mr. SerVaas,

Mr. Tintera and Mr. West. 2 Noes: Mr. Boyd and Mrs. Noel. Mr. Broderick, Mr. Cantwell, and Mr. Hawkins did not vote. Proposal No. 359, 1974, was retitled Fiscal Ordinance No. 52, 1974, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 52, 1974

A FISCAL ORDINANCE amending the CITY-COUNTY ANNUAL BUDGET FOR 1974 (City-County Fiscal Ordinance No. 67, 1973, as amended) and appropriating the sum of Seven hundred dollars (\$700.00) for certain purposes of the Lawrence Township Assessor by 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, the CITY-COUNTY ANNUAL BUDGET FOR 1974, as amended, is hereby further amended by the increases and reductions hereinafter stated to pay for employees provided under contract with temporary help service by transferring a part of the appropriation for personal services.

Section 2. The sum of seven hundred dollars (\$700.00) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the appropriations as shown in Section 4.

Section 3. The following additional appropriations are hereby approved:

LAWRENCE TOWNSHIP ASSESSOR

	County
	General Fund
21. Services Contractual	\$700.00
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TOTAL INCREASES	\$700.00

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

LAWRENCE TOWNSHIP ASSESSOR

	County General Fund
10. Personal Services	\$700.00
TOTAL REDUCTIONS	<hr/> \$700.00

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

PROPOSAL NO. 360, 1974. Following discussion, during which Councilman SerVaas spoke in favor of the Proposal, Proposal No. 360, 1974, was *passed* on the following roll call vote; *viz:* 20 Ayes: Mr. Boyd, Mr. Byrum, Mr. Caplinger, Mr. Clark, Mr. Dowden, Mr. Elmore, Mrs. Gibson, Mr. Giffin, Mr. Gilmer, Mr. Griffith, Mr. Hasbrook, Mr. Kimbell, Mr. McPherson, Mrs. Noel, Mr. Patterson, Mr. Ruckelshaus, Mr. Schneider, Mr. SerVaas, Mr. Tintera, and Mr. West. Mr. Bayt, Mr. Broderick, Mr. Campbell, Mr. Cantwell, Mr. Cottingham, Mr. Gorham, Mr. Hawkins, and Mrs. Miller did not vote. Proposal No. 360, 1974, was retitled Council Resolution No. 21, 1974, and reads as followso:

CITY-COUNTY COUNCIL RESOLUTION NO. 21, 1974

A COUNCIL RESOLUTION approving and appointing certain members to the Emergency Ambulance Service Advisory Board.

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

Section 1. The City-County Council does hereby, in all respects, approve and appoint the following members to fill unexpired terms

on the Emergency Ambulance Service Advisory Board for the specified periods of time or at the pleasure of the Council:

BOARD MEMBER

TERM

Dr. John Seulzer

September 1, 1974-April 1, 1975

(Representative of the Marion
County Medical Society)

Mrs. Al Stanfield

September 1, 1974-April 1, 1975

(Member of the Public-At-Large)

Section 2. This Resolution shall be in full force and effect from and after its adoption.

PROPOSAL NO. 368, 1974. Following discussion, during which Councilman Giffin and West spoke in favor of the Proposal, Proposal No. 368, 1974, was *passed* on the following roll call vote; *viz:* 16 *Ayes:* Mr. Bayt, Mr. Boyd, Mr. Broderick, Mr. Byrum, Mr. Campbell, Mr. Caplinger, Mr. Gibson, Mr. Griffith, Mr. Hasbrook, Mr. Hawkins, Mr. Kimbell, Mrs. Noel, Mr. Patterson, Mr. SerVaas, Mr. Tintera, and Mr. West. 11 *Noes:* Mr. Clark, Mr. Cottingham, Mr. Dowden, Mr. Elmore, Mr. Giffin, Mr. Gilmer, Mr. Gorham, Mr. McPherson, Mrs. Miller, Mr. Ruckelshaus, and Mr. Schneider. Mr. Cantwell did not vote. Proposal No. 368, 1974, was retitled Fiscal Ordinance No. 53, 1974 and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 53, 1974

A FISCAL ORDINANCE amending the CITY-COUNTY ANNUAL BUDGET FOR 1974 (City-County Fiscal Ordinance No. 67, 1973, as amended) and approving certain additional projects of the Community Services and authorizing the Mayor to execute an amendment to the grant agreement with the United States of America to include those projects and activities in Year 4 of the Community Services Program.

WHEREAS, by grant agreement executed August 24, 1970, between the United States of America and the City of Indianapolis, the

City of Indianapolis became a participant in and receives federal assistance for carrying out the Comprehensive Program under Title 1 of the Demonstration Cities and Metropolitan Development Act of 1966; and

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

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

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

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

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

Activity Category	Contracting Agency	General Description	Amount
Housing	Greater Indianapolis Housing Development Corporation	Limitations Model Neighborhood Area I Community Improvement	\$142,659.10

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

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

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

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

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

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

PROPOSAL NO. 369, 1974. Following discussion, during which Councilman Byrum spoke in favor of the Proposal, Proposal No. 369, 1974, was passed on the following roll call vote; viz: 27 Ayes: Mr. Bayt, Mr. Boyd, Mr. Broderick, Mr. Byrum, Mr. Campbell, Mr. Caplinger, Mr. Clark, Mr. Cottingham, Mr. Dowden, Mr. Elmore, Mrs. Gibson, Mr. Giffin, Mr. Gilmer, Mr. Gorham, Mr. Griffith, Mr. Hasbrook, Mr. Hawkins, Mr. Kimbell, Mr. McPherson, Mrs. Miller, Mrs. Noel, Mr. Patterson, Mr. Ruckelshaus, Mr. Schneider, Mr. SerVaas, Mr. Tintera,

and Mr. West. Mr. Cantwell did not vote. Proposal No. 369, 1974, was retitled Fiscal Ordinance No. 54, 1974 and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 54, 1974

A FISCAL ORDINANCE amending the CITY-COUNTY ANNUAL BUDGET FOR 1974 (City-County Fiscal Ordinance No. 67, 1973, as amended) and appropriating the sum of One million one hundred thousand dollars (\$1,100,000) for certain purposes of the Department of Transportation by reducing other appropriations of 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, the CITY-COUNTY ANNUAL BUDGET FOR 1974, as amended, is hereby further amended by the increases and reductions hereinafter stated.

Section 2. The sum of One million one hundred thousand dollars (\$1,100,000) be, and the same is hereby, appropriated for the purposes as shown in Section 3 by reducing the appropriations as shown in Section 4.

Section 3. The following additional appropriations are hereby approved:

DEPARTMENT OF TRANSPORTATION

	Transportation Fund
21 Services Contractual	\$ 520,000.00
23 Materials	580,000.00
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TOTAL INCREASES	\$1,100,000.00

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

DEPARTMENT OF TRANSPORTATION

	Fund
	Transportation
24 Current Charges	\$ 900,000.00
50 Properties	200,000.00
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TOTAL REDUCTIONS	\$1,100,000.00

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

PROPOSAL NO. 335, 336, and 337, 1974. Following discussion, during which Councilman McPherson spoke in favor of Proposal Nos. 335, 336, and 337, 1974, said Proposals were *passed* on the following roll call vote; *viz:* 25 *Ayes:* Mr. Bayt, Mr. Boyd, Mr. Broderick, Mr. Byrum, Mr. Campbell, Mr. Caplinger, Mr. Clark, Mr. Cottingham, Mr. Dowden, Mr. Elmore, Mr. Giffin, Mr. Gilmer, Mr. Gorham, Mr. Griffith, Mr. Hasbrook, Mr. Kimbell, Mr. McPherson, Mrs. Miller, Mrs. Noel, Mr. Patterson, Mr. Ruckelshaus, Mr. Schneider, Mr. SerVaas, Mr. Tintera, and Mr. West. Mr. Cantwell, Mrs. Gibson, and Mr. Hawkins did not vote. Proposal Nos. 335, 336, and 337, 1974 were retitled General Resolution Nos. 13, 14, and 15, 1974 and read as follows:

CITY-COUNTY GENERAL RESOLUTION NO. 13, 1974

A PROPOSAL FOR A GENERAL RESOLUTION approving the annexation and incorporation of additional territory into the Indianapolis Sanitary District.

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

Section 1. The Board of Public Works having on August 19, 1974, adopted "BOARD OF PUBLIC WORKS RESOLUTION NO.

2133—1974, CONFIRMING INCORPORATION OF ADDITIONAL TERRITORY TO THE SANITARY DISTRICT OF THE CITY OF INDIANAPOLIS", the annexation and incorporation of the additional territory described in that resolution into the Sanitary District is hereby approved and the said territory described as follows is incorporated into the Sanitary District of the City of Indianapolis, to-wit:

A part of the East half of the Northwest Quarter of Section 28, Township 16 North Range 5 East, being more particularly described as follows:

Sheffield Woods, Section One, the plat of which is recorded under Instrument Number 72055531 in the Office of the Recorder of Marion County, Indiana.

Section 2. This resolution shall be in full force and effect upon its adoption and approval by the Mayor.

CITY-COUNTY GENERAL RESOLUTION NO. 14, 1974

A GENERAL RESOLUTION APPROVING THE ANNEXATION and incorporation of additional territory into the Indianapolis Sanitary District.

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

Section 1. The Board of Public Works having on August 19, 1974, adopted "BOARD OF PUBLIC WORKS RESOLUTION NO. 2134—1974, CONFIRMING INCORPORATION OF ADDITIONAL TERRITORY TO THE SANITARY DISTRICT OF THE CITY OF INDIANAPOLIS", the annexation and incorporation of the additional territory described in that resolution into the Sanitary District is hereby approved and the said territory described as follows is incorporated into the Sanitary District of the City of Indianapolis, to-wit:

A part of the Northeast Quarter of Section 12, Township 14 North, Range 3 East in Marion County, Indiana, being more particularly described as follows:

Banta's Southwood Addition, Section One, the plat of which is recorded in Plat Book 27, Page 77 and; Banta's Southwood Addition, Section Three the plat of which is recorded in Plat Book 28, Page 77 and; Banta's Southwood Addition, Section Four, a recorded survey, the plat of which is recorded in Deed Record 1428, Page 203, all in the Office of the Recorder of Marion County, Indiana and;

Commencing at the Southeast corner of the Northeast Quarter of Section 12, Township 14 North, Range 3 E, and running westerly along the south line thereof, a distance of 2068.27 feet to a point; thence North and parallel to the East line of said Quarter Section a distance of 63.00 feet to the point of beginning, said point being located on the West Right-of-Way line of Buck Creek Parkway; thence continuing North along said line a distance of 748.80 feet; thence West and parallel to the South line of said quarter section a distance of 221.65 feet; thence South a distance of 520.8 feet; thence Easterly a distance of 72.56 feet; thence South 26°30'00" West a distance of 235.00 feet to the point of beginning, containing in all 3.08 acres, more or less.

Section 2. This resolution shall be in full force and effect upon its adoption and approval by the Mayor.

CITY-COUNTY GENERAL RESOLUTION NO. 15, 1974

A GENERAL RESOLUTION APPROVING THE ANNEXATION and incorporation of additional territory into the Indianapolis Sanitary District.

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

Section 1. The Board of Public Works having on August 19, 1974, adopted "BOARD OF PUBLIC WORKS RESOLUTION NO. 2135—1974, CONFIRMING INCORPORATION OF ADDITIONAL TERRITORY TO THE SANITARY DISTRICT OF THE CITY OF INDIANAPOLIS", the annexation and incorporation of the additional territory described in that resolution into the Sanitary District is hereby approved and the said territory described as follows is incorporated into the Sanitary District of the City of Indianapolis, to-wit:

A part of the Northeast Quarter of the Southeast Quarter of Section 6, Township 14, Range 4 East, in Marion County, Indiana, being more particularly described as follows:
Lots numbered 288 through 329, inclusive, in Elder's Fifth Edgewood Addition, the plat of which is recorded in Plat Book 21, Page 150 in the Office of the Recorder of Marion County, Indiana.

Section 2. This resolution shall be in full force and effect upon its adoption and approval by the Mayor.

PROPOSAL NO. 357, 1974. Following discussion, during which Councilman McPherson spoke in favor of Proposal No. 357, 1974, Mr. McPherson moved, seconded by Mr. Byrum to *amend* Proposal No. 357, 1974, and reads as follows:

MOTION TO AMEND

Mr. Chairman:

I move that City-County Proposal No. 357 be amended by striking out Section 3, line 11, the figures \$65,000 inserting in lieu thereof, \$68,000.

Donald R. McPherson
Councilman

The motion was *passed* on the following roll call vote; *viz:* 24 Ayes: Mr. Boyd, Mr. Byrum, Mr. Campbell, Mr. Caplinger, Mr. Clark, Mr. Cottingham, Mr. Dowden, Mr. Elmore, Mrs. Gibson, Mr. Giffin, Mr. Gilmer, Mr. Gorham, Mr. Griffith, Mr. Hasbrook, Mr. Hawkins, Mr. Kimbell, Mr. McPherson, Mrs. Miller, Mrs. Noel, Mr. Patterson, Mr. Schneider, Mr. SerVaas, Mr. Tintera, and Mr. West. Mr. Bayt, Mr. Broderick, Mr. Cantwell, and Mr. Ruckelshaus did not vote.

Following further discussion, Proposal No. 357, 1974 as amended, was *passed* on the following roll call vote; *viz*: 24 Ayes: Mr. Boyd, Mr. Byrum, Mr. Campbell, Mr. Caplinger, Mr. Clark, Mr. Cottingham, Mr. Dowden, Mr. Elmore, Mr. Gibson, Mr. Giffin, Mr. Gilmer, Mr. Gorham, Mr. Griffith, Mr. Hasbrook, Mr. Hawkins, Mr. Kimbell, Mrs. Miller, Mrs. Noel, Mr. Patterson, Mr. Schneider, Mr. SerVaas, Mr. Tintera, and Mr. West. Mr. Broderick, Mr. Cantwell, Mr. McPherson, and Mr. Ruskelshaus did not vote. Proposal No. 357, 1974 was retitled Fiscal Ordinance No. 55, 1974 and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 55, 1974

A FISCAL ORDINANCE amending the CITY-COUNTY ANNUAL BUDGET FOR 1974 (City-County Fiscal Ordinance No. 67, 1973, as amended) and appropriating the sum of Six hundred thirty-two thousand dollars (\$632,000.00) for certain purposes of Sanitation and Municipal Garage Divisions of the Department of Public Works by reducing other appropriations for those divisions:

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 1974, as amended, is hereby further amended by the increases and reductions hereinafter stated to meet the current obligations of those accounts for which the existing appropriation is depleted.

Section 2. The sum of Six hundred thirty-two thousand dollars (\$632,000.00) be, and the same is hereby, appropriated for the purposes as shown in Section 3 by reducing the appropriations as shown in Section 4.

Section 3. The following additional appropriations are hereby approved:

DEPARTMENT OF PUBLIC WORKS
Sanitary District

	Sanitary District Fund
10 Services Personal	\$360,000.00
21 Contractual Services	77,000.00
23 Materials	95,000.00
TOTAL INCREASES	\$532,000.00

MUNICIPAL GARAGE DIVISION

	City General Fund
21 Contractual Services	\$ 15,000.00
22 Supplies	68,000.00
23 Materials	17,000.00
TOTAL INCREASES	\$100,000.00

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

DEPARTMENT OF PUBLIC WORKS
Sanitary District

	Sanitary District Fund
22 Supplies	\$416,000.00
24 Current Charges	10,000.00
50 Capital Outlay	106,000.00
TOTAL REDUCTIONS	\$532,000.00

MUNICIPAL GARAGE DIVISION

50 Capital Outlay	\$100,000.00
TOTAL REDUCTIONS	\$100,000.00

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

PROPOSAL NO. 393, 1974. Following discussion, during which Councilman McPherson spoke in favor of the Proposal, Proposal No. 393, 1974, was passed on the fol-

lowing roll call vote; viz: 23 Ayes: Mr. Bayt, Mr. Byrum, Mr. Campbell, Mr. Caplinger, Mr. Clark, Mr. Cottingham, Mr. Dowden, Mr. Elmore, Mrs. Gibson, Mr. Giffin, Mr. Gilmer, Mr. Gorham, Mr. Griffith, Mr. Hasbrook, Mr. Hawkins, Mr. Kimbell, Mrs. Miller, Mrs. Noel, Mr. Patterson, Mr. Schneider, Mr. SerVaas, Mr. Tintera, and Mr. West. Mr. Boyd, Mr. Broderick, Mr. Cantwell, Mr. Pherson, and Mr. Ruckelshaus did not vote. Proposal No. 393, 1974, was retitled General Ordinance No. 73, 1974 and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 73, 1974

A GENERAL ORDINANCE amending the "Municipal Code of Indianapolis, 1951" as amended, and more particularly Title 4, Chapter 7, Section 711 thereof, STOPPING AT CERTAIN INTERSECTIONS, THREE-WAY STOPS, providing penalties, and fixing a time when the same shall take effect.

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

Section 1. Title 4, Chapter 7, Section 711 thereof, STOPPING AT CERTAIN INTERSECTIONS, FOUR-WAY STOPS, is hereby amended by the addition of the following:

NAME OF INTERSECTION

East 38th Street and North County Line Road East

DISTRICT

Section 2. This amendment shall be subject to the penalties as provided in Title 1, Chapter 1-601 of the Municipal Code of Indianapolis, 1951, as amended.

Section 3. This Ordinance shall be in full force and effect from and after its adoption by the Council, approval by the Mayor, and compliance with all laws pertaining thereto.

PROPOSAL NOS. 375-387, 1974. Mr. Griffith moved, seconded by Mr. Gorham that Proposal No. 375, 1974, a rezoning ordinance, be scheduled for a public hearing at the next Council meeting on October 24, 1974. Motion carried by voice vote.

No action was taken on Proposals Nos. 376 through 387, 1974, which were retitled Rezoning Ordinance Nos. 163 to 174, 1974 and read as follows:

R.O. #163, 1974—74-Z-142

LAWRENCE TOWNSHIP, COUNCILMANIC DISTRICT #3,
7851 EAST 42ND STREET, INDIANAPOLIS

Lake County Trust, by James R. Nickels, Attorney, One Indiana Square, #2050, requests rezoning of 10.64 acres, being in D-7 district, to C-4 classification to provide for commercial development.

R.O. #164, 1974—74-Z-156

PERRY TOWNSHIP, COUNCILMANIC DISTRICT #25,
3830 EAST SOUTHPORT ROAD, INDIANAPOLIS

Indianapolis Baptist Schools, Inc. by Dr. Gregory Dixon, President, 2635 South East Street, requests rezoning of 7.00 acres, being in A-2 district, to SU-2 classification to provide for six portable units to existing school.

R.O. #165, 1974—74-Z-157

WARREN TOWNSHIP, COUNCILMANIC DISTRICT #12,
5840 EAST 16TH STREET, INDIANAPOLIS

Calvary Temple Assembly of God, Inc. by Rev. Edwin G. Barg by Michael Dugan, Attorney, 11th Floor Peoples Bank Building requests rezoning of 3.03 acres, being in D-5 district, to SU-1 classification to provide for church expansion.

R.O. #166, 1974—74-Z-162

PERRY TOWNSHIP, COUNCILMANIC DISTRICT #25,
8620 SHELBY STREET, INDIANAPOLIS

Frank B. and Dorothy J. Dowden by The Glorious Church of God by Wayne V. Grace, Secretary, 9300 South Morgantown Road, Greenwood, Indiana requests rezoning of 9.49 acres, being in A-2 district to SU-1 classification for church facilities.

R.O. #167, 1974—74-Z-163

PERRY TOWNSHIP, COUNCILMANIC DISTRICT #25,
7950 SOUTH SHERMAN DRIVE, INDIANAPOLIS

Yeager Contracting Co., Inc. by Robert K. Yeager, Pres., 100 Carefree Court, Greenwood, Indiana requests rezoning of 13.24 acres, being in D-6 district, to D-3 classification to provide for residential use by platting.

R.O. #168, 1974—74-Z-165

WASHINGTON TOWNSHIP, COUNCILMANIC DISTRICT #3,
8802 ALLISONVILLE ROAD, INDIANAPOLIS

Oxford Development Corp., by William F. LeMond, Attorney, 412 Union Federal Building, requests rezoning of 4.02 acres, being in D-6 11 districts, to D-9 classification to provide apartments.

R.O. #169, 1974—74-Z-166

WASHINGTON TOWNSHIP, COUNCILMANIC DISTRICT #3,
9010 ALLISONVILLE ROAD, INDIANAPOLIS

Oxford Development Corp., by William F. LeMond, Attorney, 412 Union Federal Building requests rezoning of 36.79 acres, being in D-9 and D-6 II districts, to D-7 classification to provide for apartment development.

R.O. #170, 1974—74-Z-167

PIKE TOWNSHIP, COUNCILMANIC DISTRICT #1,
5701 WEST 86TH STREET, INDIANAPOLIS

Park 100 Development Company by Philip A. Nicely, Attorney, 1100 First Federal Building, requests rezoning of 1.83 acres, being in 1-2-S district, to C-1 classification to provide for office buildings.

R.O. #171, 1974—74-Z-168

WASHINGTON TOWNSHIP, COUNCILMANIC DISTRICT #7,
5212 CARROLLTON AVENUE, INDIANAPOLIS

Earl B. and Malba S. Githens, 5818 North College Avenue, request rezoning of 0.44 acres, being in D-5 district, to C-1 classification to provide for office building.

R.O. #172, 1974—74-Z-170

PIKE TOWNSHIP, COUNCILMANIC DISTRICT #2,
3049 WEST 71ST STREET, INDIANAPOLIS

Mary Leola Hoff by Halbert W. Kunz, Attorney, 320 North Meridian Street, request rezoning of 0.48 acres, being in A-2 district, to C-3 classification to permit a music studio.

R.O. #173, 1974—74-Z-171

PERRY TOWNSHIP, COUNCILMANIC DISTRICT #25,
4525 HARDING STREET (REAR) INDIANAPOLIS

Otto L. Jr., & Sophronia Keeler, and Claude Herriman by Phillip H. Minton, Attorney, 900 Circle Tower Building, request rezoning of 2.00 acres, being in 1-3-S district, to C-2 classification to permit a motel.

R.O. #174, 1974—74-Z-172

PIKE TOWNSHIP, COUNCILMANIC DISTRICT #1,
4700 NORTH HIGH SCHOOL ROAD, INDIANAPOLIS

Edward Rose of Indiana by James R. Nickels, Attorney, One Indiana Square #2050, request rezoning of 2.53 acres, being in D-6 11 district, to D-3 classification to permit residential use by platting.

ANNOUNCEMENTS

1. Metropolitan Development Committee Meeting—
Wednesday, *October 17, 1974* at 4:00 P.M.
2. Public Safety Committee Meeting to be held at the
Dog Pound, Monday, *October 14, 1974* at 4:00 P.M.


3. Transportation Committee Meeting to be held *October 16, 1974 at 4:00 P.M.*, in Room 260. Mr. Byrum requested that Councilmen who wished to express their views on the delegation of authority on traffic ordinances, should attend this meeting.

ADJOURNMENT

Upon motion duly made by Councilman Gorham, seconded by Councilman Tintera, the meeting adjourned at 9:15 P.M.

We hereby certify that the above and foregoing is a full, true and complete record of the proceedings of the City-County Council of Indianapolis-Marion County held at its Regular Meeting on the 7th day of October, 1974.

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



ATTEST:

President



(SEAL)

Clerk of the City-County Council