

REGULAR MEETING

Monday, August 3, 1970, 6:30 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 6:30 P.M. on Monday, August 3, 1970.

President Hasbrook in the chair.

The Clerk called the roll:

Present: Mr. Boyd, Mr. Broderick, Mr. Brown, Mr. Byrum, Mr. Cottingham, Mr. Egenes, Mr. Gorham, Mr. Leak, Mr. McPherson, Mr. Moriarty, Mr. SerVaas, and President Hasbrook.

Absent: Mr. Forestal and Rev. Williams.

Mr. Moriarty moved, seconded by Mr. Gorham, to dispense with the reading of the Journal of the previous meeting.

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

COMMUNICATIONS FROM THE MAYOR AND OTHER CITY-COUNTY OFFICIALS

July 22, 1970

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

Gentlemen:

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

APPROPRIATION ORDINANCE NO. 15, 1970, transferring \$2,700.00 from the Dept. of Public Safety to other designated funds.

APPROPRIATION ORDINANCE NO. 20, 1970, transferring \$3,000.00 from certain funds of the Dept. of Administration, Records Division, to designated funds in the same department.

APPROPRIATION ORDINANCE NO. 22, 1970, as amended, transferring \$4,500,000.00 from certain funds in the Dept. of Transportation and transferring the same to other funds of the Dept. of Transportation.

APPROPRIATION ORDINANCE NO. 23, 1970, as amended, transferring \$6,909,752.60 from the unexpended funds in the Dept. of Transportation to other Contractual.

GENERAL ORDINANCE NO. 133, 1970, authorizing an amendment to a lease between Indianapolis and the Marion County Building Authority.

GENERAL ORDINANCE NO. 134, 1970, providing for removal of improper construction upon the right of way of streets and roadways.

SPECIAL RESOLUTION NO. 23, 1970, a resolution registering with the Governor the City-County Council's opposition to livestock feed lots in Boone County.

Respectfully submitted,

RICHARD G. LUGAR
Mayor

August 3, 1970]

Indianapolis, Marion Co., Ind.

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August 3, 1970

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

Gentlemen:

Pursuant to the laws of the State of Indiana, I caused to be posted in three public places and published in the Indianapolis News and in the Indianapolis Commercial on July 23, 1970 and again on July 30, 1970, a "Notice to Taxpayers" of a public hearing to be held on Monday, August 3, 1970 in Room 221 of the City-County Building at 6:30 P.M. on Appropriation Ordinance Nos. 25-33, 1970.

Also pursuant to the laws of the State of Indiana, I caused to be published in the aforementioned papers, General Ordinance No. 134, 1970, on July 23, 1970 and again on July 30, 1970.

Respectfully submitted,

MARJORIE H. O'LAUGHLIN
City Clerk

August 3, 1970

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

Gentlemen:

Transmitted herewith are 28 copies of the following City-County Ordinances:

GENERAL ORDINANCE NOS. 161-164, 1970, rezoning ordinances certified from Metropolitan Development on July 20, 1970.

HAROLD J. EGENES
Councilman

GENERAL ORDINANCE NO. 165, 1970, an ordinance to amend

the City of Indianapolis License Code, 1970, City-County General Ordinance No. 80, 1970, by adding an additional chapter 22 providing for the licensing of Theatres and Concert Halls.

DONALD R. McPHERSON
Councilman

GENERAL ORDINANCE NO. 166, 1970, to amend the Municipal Code Title 4, Chapter 7, Section 711, STOPPING AT CERTAIN INTERSECTIONS—Four-Way Stops, and Section 709, VEHICLES MUST STOP BEFORE ENTERING PREFERENTIAL STREETS.

WILLIAM K. BYRUM
Councilman

GENERAL ORDINANCE NO. 167, 1970, an ordinance to amend the Municipal Code of Indianapolis, 1951, Title 4, Chapter 6, Section 602, ONE-WAY STREETS AND ALLEYS.

WILLIAM K. BYRUM
Councilman

GENERAL ORDINANCE NO. 168, 1970, an ordinance to amend the Municipal Code of Indianapolis, 1951, as amended, Title 4, Chapter 5, and Section 512 thereof, LEFT TURNS PROHIBITED AT CERTAIN INTERSECTIONS.

WILLIAM K. BYRUM
Councilman

GENERAL ORDINANCE NO. 170, 1970, an ordinance regulating the use of the Eagle Creek Reservoir for boating and fishing, prohibiting swimming, establishing a penalty for violation and providing for an effective date.

DONALD R. McPHERSON
Councilman

SPECIAL RESOLUTION NO. 24, 1970, a resolution authorizing the Mayor of the Consolidated City of Indianapolis-Marion County, to execute a grant agreement with the United States of

America and to do all things necessary in order to carry out the Program including the submission of such reports, certifications and other material as the Secretary of Housing and Urban Development shall require.

DONALD R. McPHERSON
Councilman

President Hasbrook called for the Introduction of New Ordinances.

NEW ORDINANCES

CITY-COUNTY GENERAL ORDINANCES

CITY-COUNTY GENERAL ORDINANCE NOS. 161 THROUGH 164, 1970

Introduced by Councilman Egenes :

GENERAL ORDINANCE No. 161 (70-Z-123), 1970—Hubert S. Orme by Indianapolis Gospel Assembly Church by Claude Hutcheson & Jack L. Ross, 1516 North Delaware St. request rezoning of 10.00 acres, being in A-2 district, to SU-1 classification to provide for church uses. Located on the northeast corner of Bluff Road and Edgewood Avenue in Indianapolis, Perry Township (5900 block Bluff Road).

GENERAL ORDINANCE No. 162 (70-Z-124), 1970—Jack R. & Beni Ensley by John Grayson, Attorney, 111 Monument Circle request rezoning of 13.98 acres, being in SU district, to D-7 classification to provide for a multi-family residential community. Located on the east side of New Coffman Road, south of West 59th St. in Indianapolis, Pike Township (4700 block West 59th Street).

GENERAL ORDINANCE No. 163 (70-Z-125), 1970—Charles E. & Barbara C. Watkins, 5117 East Washington St. request rezoning of 0.61 acre, being in D-8 district, to C-1 classification to provide for future expansion of existing business. Located on the south

side of East Washington St., west of Spencer Ave. in Indianapolis, Warren Township (5117 East Washington Street).

GENERAL ORDINANCE No. 164 (70-AO-3), 1970—The Metropolitan Development Commission of Marion County, Indiana, proposes amendment to said Marion County Council Ordinance No. 8-1957, as amended, and all zoning ordinances adopted as parts thereof, by the adoption of Ordinance 70-AO-3, the REGIONAL CENTER ZONING ORDINANCE of Indianapolis, Marion County, Indiana, setting forth additional standards and requirements applicable to land located within the REGIONAL CENTER of Indianapolis, Marion County, Indiana, as said REGIONAL CENTER area is delineated and designated in said Ordinance and REGIONAL CENTER ZONING MAP (which map is a part of said Ordinance and incorporated therein by reference) in accordance with the REGIONAL CENTER PLAN FOR INDIANAPOLIS, MARION COUNTY, INDIANA, adopted July 1, 1970 by said Metropolitan Development Commission's Resolution 70-CPS-R-2, as a segment or amendment of the official Comprehensive or Master Plan of Marion County, Indiana.

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

CITY-COUNTY GENERAL ORDINANCE NO. 165, 1970

Introduced by Councilman McPherson:

AN ORDINANCE to amend the City of Indianapolis License Code, 1970, City-County General Ordinance No. 80, 1970, by adding thereto an additional chapter, Chapter 22, providing for the licensing of Theatres and Concert Halls, providing penalties and fixing a time when the same shall take effect.

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

Section 1. That The City of Indianapolis License Code, 1970, City-County General Ordinance No. 80, 1970, is hereby, amended by the addition of the following:

CHAPTER 22
CONCERT HALLS AND THEATRES

7-2201. License required.—It shall be unlawful for any person to maintain or operate a concert hall or a theatre in the city in which individuals appear as performers, or in which motion pictures, television or other entertainment is shown on a screen, without first obtaining a license from the controller. Applications for a license shall state, in addition to the other information required by this code and the controller, the character of the performances to be given or the nature of the movies to be shown.

7-2202. License fee.—The annual license fee for the operation of each concert hall or theatre shall be two hundred fifty dollars (\$250.00).

7-2203. Throwing missiles or creating odor.—It shall be unlawful for any person to cause any substance to be propelled through the air or to cause an offensive odor in any theatre or concert hall.

7-2204. Smoking in theatres.—It shall be unlawful for any person to smoke, light a match or cause a spark or flame in any concert hall or theatre or for any licensee to permit any person to smoke while within the licensed premises except in specifically designated areas where smoking is permitted by determination of the Bureau of Fire Prevention of the Department of Public Safety.

Section 2. This amendment shall be subject to the penalties as provided in Title 1, Chapter 6, Section 1-601 of the Code of Indianapolis and Marion County, 1970, as amended.

Section 3. This Ordinance shall be in full force and effect from and after its passage, approval by the Mayor, and publication pursuant to law.

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

CITY-COUNTY GENERAL ORDINANCE NO. 166, 1970

Introduced by Councilman Byrum.

AN ORDINANCE to amend the Municipal Code of Indianapolis, 1951, as amended, and more particularly Title 4, Chapter 7, Section 711, STOPPING AT CERTAIN INTERSECTIONS—Four Way Stops, and Section 709, VEHICLES MUST STOP BEFORE ENTERING PREFERENTIAL STREETS, providing penalties, and fixing a time when the same shall take effect.

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

Section 1. That Title 4, Chapter 7, Section 711 thereof, STOPPING AT CERTAIN INTERSECTIONS—Four Way Stops, be, and the same is hereby amended by the deletion of the following:

56th Street and Knollton Road and Section 709, VEHICLES MUST STOP BEFORE ENTERING PREFERENTIAL STREETS, be, and the same is hereby amended by the addition of the following:

Preferential
Knollton Road

Stop
56th Street

Section 2. This amendment shall be subject to the penalties as provided in Title 1, Chapter 6, Section 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 passage, approval by the Mayor, and compliance with all laws pertaining thereto.

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

CITY-COUNTY GENERAL ORDINANCE NO. 167, 1970

Introduced by Councilman Byrum.

AN ORDINANCE to amend the Municipal Code of Indianapolis, 1951, as amended, and more particularly Title 4, Chapter 6, Section 602 thereof, ONE-WAY STREETS AND ALLEYS, providing penalties, and fixing a time when the same shall take effect.

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

Section 1. That Title 4, Chapter 6, Section 602 thereof, ONE-WAY STREETS AND ALLEYS, be, and the same is hereby amended by the deletion of the following:

<u>Street</u>	<u>From</u>	<u>To</u>	<u>Direction</u>
Northwestern Ave.	Sixteenth St.	Fifteenth St.	South

Section 2. This amendment shall be subject to the penalties as provided in Title 1, Chapter 6, Section 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 passage, approval by the Mayor, and compliance with all laws pertaining thereto.

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

CITY-COUNTY GENERAL ORDINANCE NO. 168, 1970

Introduced by Councilman Byrum.

AN ORDINANCE to amend the Municipal Code of Indianapolis, 1951, as amended, and more particularly Title 4, Chapter 5, and Section 512 thereof, LEFT TURNS PROHIBITED AT CERTAIN INTERSECTIONS, providing penalties, and fixing a time when the same shall take effect.

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

Section 1. That Title 4, Chapter 5, TURNING MOVEMENTS, be, and the same is hereby amended by the addition of the following new section:

Section 513. ALL TRAFFIC MUST TURN RIGHT

<u>Vehicle Traveling Upon</u>	<u>Direction</u>	<u>Intersecting Street or Place</u>
Northwestern Ave.	North	16th St.

Section 2. That Title 4, Chapter 5, Section 512 thereof, LEFT TURNS PROHIBITED AT CERTAIN INTERSECTIONS, be, and the same is hereby amended by the addition of the following:

<u>Vehicle Traveling Upon</u>	<u>Direction</u>	<u>Intersecting Street or Place</u>	<u>Direction of Turn Prohibited</u>
Northwestern Ave.	North	16th St.	Left (westbound)

Section 3. This amendment shall be subject to the penalties as provided in Title 1, Chapter 6, Section 1-601 of the Municipal Code of Indianapolis 1951, as amended.

Section 4. This Ordinance shall be in full force and effect from and after its passage, approval by the Mayor, and compliance with all laws pertaining thereto.

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

CITY-COUNTY GENERAL ORDINANCE NO. 170, 1970

Introduced by Councilman McPherson.

AN ORDINANCE regulating the use of the Eagle Creek Reservoir for boating and fishing, prohibiting swimming, establishing a penalty for violation thereof, and providing for an effective date.

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

Section 1. Use. The use of the surface of the Eagle Creek Reservoir will be opened to the public on July 1, 1970. Until otherwise provided, the surface of the reservoir shall be used solely for boating and fishing; swimming and wading are prohibited. Ice skating and other winter sports activities will be permitted on the surface, but only at such times and places as shall be determined in the discretion of the Department of Parks and Recreation of the City of Indianapolis.

Section 2. Boating and Boat Launching.

A. Only boats (sail or power) twenty (20) feet in length or less, with ten (10) horsepower or less, rated motors, and without

operable toilet facilities, will be permitted on the surface of the reservoir.

B. All boats shall be launched solely from launching ramps designated and approved by the Department of Parks and Recreation.

C. No power boat shall be operated on the surface of the reservoir at a speed of greater than five (5) miles per hour.

D. No boat shall be launched from any launching facility unless (1) the boat contains at least one Coast Guard approved life preserver for each occupant; (2) it displays a State registration number if required; and (3) it is under the operation and control of an individual sixteen (16) years of age or older.

E. No boating activity of any kind shall be permitted within five hundred (500) yards of the dam.

Section 3. Fishing. After July 1, 1970, fishing will be permitted in the Eagle Creek Reservoir, but subject to all applicable State laws regulating fishing. Although fishing may be permitted at any place on the surface of the reservoir, except within five hundred (500) yards of the dam, the Department of Parks and Recreation of the City of Indianapolis, in its discretion, may prohibit fishing from the reservoir banks in various designated places, when necessary for the public health, safety and general welfare. Netting, seining, trapping and trout line fishing are specifically prohibited.

Section 4. General Rules and Regulations. The following general rules and regulations shall apply to all users of the reservoir and to its surrounding environs:

- a. The possession or consumption of alcoholic beverages is prohibited;
- b. Hunting is prohibited;
- c. The possession or use of fire-arms, knives and archery equipment is prohibited;
- d. Camping, night camping, open fires, littering, and damaging trees, shrubs or other growing things is prohibited;
- e. Horseback riding is prohibited except on designated bridle paths;

- f. Riding or driving vehicles of any kind or description is prohibited except where specifically designated.

The Director of the Department of Parks and Recreation of the City of Indianapolis may promulgate and post such other reasonable rules and regulations governing the use of said reservoir and its adjacent areas as may be consistent with the public health, safety and general welfare.

Section 5. Penalty. Violation of any provision of this ordinance shall constitute a misdemeanor and any person convicted of any violation hereof may be punished by a fine of not exceeding Five Hundred Dollars (\$500.00) or by imprisonment of not to exceed ninety (90) days, or by both fine and imprisonment.

Section 6. Effective Date. This ordinance shall be in full force and effect on and after its passage, approval by the Mayor and publication as provided by law.

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

CITY-COUNTY SPECIAL RESOLUTION NO. 24, 1970

Introduced by Councilman McPherson.

A RESOLUTION authorizing the Mayor of the Consolidated City of Indianapolis, Marion County, Indiana, to execute a grant agreement with the United States of America and to do all things necessary in order to carry out the Program including the submission of such reports, certifications and other material as the Secretary of Housing and Urban Development shall require.

WHEREAS, the Consolidated City of Indianapolis desires to carry out a comprehensive City Demonstration program (herein referred to as the "Program", attached hereto and made a part hereof) with Federal financial assistance under Title I of the Demonstration Cities and Metropolitan Development Act of 1966 (herein called "Act").

WHEREAS, the Act requires local governing body approval of the Program as a condition for eligibility for assistance;

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

Section 1. The Program, including the projects and activities set forth in the grant agreement, is hereby approved.

Section 2. The Mayor is authorized to execute a grant agreement with the United States of America and to do all things necessary in order to carry out the Program including the submission of such reports, certifications and other material as the Secretary of Housing and Urban Development shall require.

Section 3. That 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 Program and assures the necessary non-Federal share of the cost of Program Administration.

Section 4. The Controller or his successor or 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 5. That this Resolution shall be in full force and effect from and after its passage and approval by the Mayor.

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

ORDINANCES ON SECOND READING

Mr. McPherson reported that the Committee on Parks and Recreation recommended passage of Appropriation Ordinance No. 32, 1970.

Mr. McPherson called for a second reading of Appropriation Ordinance No. 32, 1970.

The Clerk read the Ordinance for the second time.

After discussion and on motion of Mr. McPherson, seconded by Mr. Cottingham, Appropriation Ordinance No. 32, 1970, passed on the following roll call vote :

Ayes 12, viz: Mr. Boyd, Mr. Broderick, Mr. Brown, Mr. Byrum, Mr. Cottingham, Mr. Egenes, Mr. Gorham, Mr. Leak, Mr. McPherson, Mr. Moriarty, Mr. SerVaas, and President Hasbrook.

Mr. Cottingham called for a second reading of City-County Appropriation Ordinance No. 25, 1970.

The Clerk read the Ordinance for the second time.

On motion of Mr. Cottingham, seconded by Mr. Brown, Appropriation Ordinance No. 25, 1970, passed on the following roll call vote :

Ayes 12, viz: Mr. Boyd, Mr. Broderick, Mr. Brown, Mr. Byrum, Mr. Cottingham, Mr. Egenes, Mr. Gorham, Mr. Leak, Mr. McPherson, Mr. Moriarty, Mr. SerVaas, and President Hasbrook.

Mr. Cottingham called for a second reading of City-County Appropriation Ordinance No. 26, 1970.

The Clerk read the Ordinance for the second time.

On motion of Mr. Cottingham, seconded by Mr. McPherson, Appropriation Ordinance No. 26, 1970, passed on the following roll call vote :

Ayes 12, viz: Mr. Boyd, Mr. Broderick, Mr. Brown, Mr. Byrum, Mr. Cottingham, Mr. Egenes, Mr. Gorham, Mr. Leak, Mr. McPherson, Mr. Moriarty, Mr. SerVaas, and President Hasbrook.

Mr. Cottingham called for a second reading of City-County Appropriation Ordinance No. 27, 1970.

The Clerk read the Ordinance for the second time.

On motion of Mr. Cottingham, seconded by Mr. Gorham, Appropriation Ordinance No. 27, 1970 passed on the following roll call vote:

Ayes 12, viz: Mr. Boyd, Mr. Broderick, Mr. Brown, Mr. Byrum, Mr. Cottingham, Mr. Egenes, Mr. Gorham, Mr. Leak, Mr. McPherson, Mr. Moriarty, Mr. SerVaas, and President Hasbrook.

Mr. Cottingham called for a second reading of City-County Appropriation Ordinance No. 28, 1970.

The Clerk read the ordinance for the second time.

On motion of Mr. Cottingham, seconded by Mr. Gorham, Appropriation Ordinance No. 28, 1970, passed on the following roll call vote:

Ayes 12, viz: Mr. Boyd, Mr. Broderick, Mr. Brown, Mr. Byrum, Mr. Cottingham, Mr. Egenes, Mr. Gorham, Mr. Leak, Mr. McPherson, Mr. Moriarty, Mr. SerVaas, and President Hasbrook.

Mr. Cottingham called for a second reading of City-County Appropriation Ordinance No. 29, 1970.

The Clerk read the ordinance for the second time.

On motion of Mr. Cottingham, seconded by Mr. Gorham, Appropriation Ordinance No. 29, 1970, passed on the following roll call vote:

Ayes 12, viz: Mr. Boyd, Mr. Broderick, Mr. Brown, Mr. Byrum, Mr. Cottingham, Mr. Egenes, Mr. Gorham, Mr. Leak, Mr. McPherson, Mr. Moriarty, Mr. SerVaas, and President Hasbrook.

Mr. Cottingham called for a second reading of City-County Appropriation Ordinance No. 30, 1970.

The Clerk read the ordinance for the second time.

On motion of Mr. Cottingham, seconded by Mr. Gorham, Appropriation Ordinance No. 30, 1970, passed on the following roll call vote.

Ayes 12, viz: Mr. Boyd, Mr. Broderick, Mr. Brown, Mr. Byrum, Mr. Cottingham, Mr. Egenes, Mr. Gorham, Mr. Leak, Mr. McPherson, Mr. Moriarty, Mr. SerVaas, and President Hasbrook.

Mr. Cottingham called for a second reading of City-County Appropriation Ordinance No. 31, 1970.

The Clerk read the ordinance for the second time.

Mr. SerVaas moved, seconded by Mr. Byrum, that a maximum per diem on mileage be set for all City-County employees. The motion passed by unanimous voice vote.

On motion of Mr. Cottingham, seconded by Mr.

Egenes, Appropriation Ordinance No. 31, 1970, passed on the following roll call vote:

Ayes 12, viz: Mr. Boyd, Mr. Broderick, Mr. Brown, Mr. Byrum, Mr. Cottingham, Mr. Egenes, Mr. Gorham, Mr. Leak, Mr. McPherson, Mr. Moriarty, Mr. SerVaas, and President Hasbrook.

Mr. Cottingham called for a second reading of City-County Appropriation Ordinance No. 33, 1970.

The Clerk read the ordinance for the second time.

Mr. Cottingham moved, seconded by Mr. Egenes, for the adoption of Appropriation Ordinance No. 33, 1970.

The ordinance passed on the following roll call vote:

Ayes 12, viz: Mr. Boyd, Mr. Broderick, Mr. Brown, Mr. Byrum, Mr. Cottingham, Mr. Egenes, Mr. Gorham, Mr. Leak, Mr. McPherson, Mr. Moriarty, Mr. SerVaas, and President Hasbrook.

Mr. Egenes moved, seconded by Mr. Byrum, to remove City-County General Ordinance No. 137, 1970 from the table.

The motion passed by unanimous voice vote.

Mr. Egenes moved, seconded by Mr. Byrum, for the adoption of General Ordinance No. 137, 1970.

The ordinance failed, on the following roll call vote:

Ayes 3, viz: Mr. Brown, Mr. Byrum, Mr. Moriarty.

Noes 7, viz: Mr. Cottingham, Mr. Egenes, Mr. Gor-

ham, Mr. Leak, Mr. McPherson, Mr. SerVaas and President Hasbrook.

Mr. Boyd and Mr. Broderick abstained with permission from the Council.

Mr. Byrum called for second reading of City-County General Ordinance No. 158, 1970.

The Clerk read the ordinance for the second time.

On motion of Mr. Byrum, seconded by Mr. Egenes, City-County General Ordinance No. 158, 1970, passed on the following roll call vote :

Ayes 12, viz: Mr. Boyd, Mr. Broderick, Mr. Brown, Mr. Byrum, Mr. Cottingham, Mr. Egenes, Mr. Gorham, Mr. Leak, Mr. McPherson, Mr. Moriarty, Mr. SerVaas, and President Hasbrook.

NEW BUSINESS

President Hasbrook announced that Mr. Leak had just become a new grandfather.

Mr. McPherson moved for the adoption of City-County Special Resolution No. 24, 1970, seconded by Mr. Boyd.

The motion passed on the following roll call vote :

Ayes 11, viz: Mr. Boyd, Mr. Broderick, Mr. Brown, Mr. Byrum, Mr. Cottingham, Mr. Egenes, Mr. Leak, Mr. McPherson, Mr. Moriarty, Mr. SerVaas, and President Hasbrook.

Noes 1, viz: Mr. Gorham.

Mr. Byrum moved for the adoption of City-County Special Resolution No. 25, 1970, seconded by Mr. Gorham, which reads as follows :

CITY-COUNTY SPECIAL RESOLUTION NO. 25, 1970

A RESOLUTION petitioning the City and Township Boards of School Commissioners to join in the efforts of the City-County Council in confining any increase in the cost of local school and civil government and the resultant tax consequences which flow therefrom to limits consistant with those followed by the City and County Councils in the previous two (2) years.

WHEREAS, the County Council, the City Council, and the City-County Council have not increased the property tax rates for civil government of Indianapolis and of Marion County for the budget years 1969 and 1970; and

WHEREAS, the City-County Council is committed to preventing any increase in the 1971 tax levy for civil government; and

WHEREAS, the City-County Council is concerned by the action of the State Board of Tax Commissioners in increasing the statutory limitation, thereby authorizing enormous increases in the property taxes levied by various school districts in Marion County; and

WHEREAS, the City-County Council earnestly solicits the efforts of the School Boards of Marion County to resist proposals to raise property tax levies for schools; and

WHEREAS, the City-County Council recognizes that it is not within the purview of their authority to control the school tax levies and recognizes that each school board must bear sole responsibility for the tax rates in their respective school district; and

WHEREAS, any increase in the property tax increases the burden upon persons on fixed incomes and is a significant deterrent to the efforts of the community to attract new business and industry and is adverse to the interests of the general public.

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

That the City-County Council petitions each School Board within Marion County to join with them in their efforts to prevent increases in the 1971 property tax levies in Indianapolis and Marion County.

The Resolution passed on the following roll call vote:

Ayes 10, viz: Mr. Broderick, Mr. Brown, Mr. Byrum, Mr. Egenes, Mr. Gorham, Mr. Leak, Mr. McPherson, Mr. Moriarty, Mr. SerVaas, and President Hasbrook.

Noes, 1, viz: Mr. Boyd.

Mr. Cottingham abstained, with permission of the Council.

On motion of Mr. Leak, seconded by Mr. Gorham, the Council adjourned at 7:55 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 and Marion County, held on the 3rd day of August, 1970, at 6:30 P.M.

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

Howe C. Hasbrouk

President

ATTEST:

Maryanne N. O'Leary

(SEAL)

City Clerk