

## REGULAR MEETING

Monday, February 7, 1972, 6:30 P.M.

The Regular Meeting of the City-County Council of Indianapolis-Marion County convened in the auditorium of the American United Life Insurance Company at 6:52 P.M. on Monday, February 7, 1972.

President Hasbrook in the Chair.

The Clerk called the roll.

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

Absent: Mr. Broderick and Mr. SerVaas.

President Hasbrook called for additions or corrections to the Journal.

There being no corrections, the Journal stands approved as distributed.

President Hasbrook called for the reading of Communications.

## OFFICIALS COMMUNICATIONS

January 19, 1972

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. Marjorie H. O'Laughlin, the following city-county ordinances.

FISCAL ORDINANCE NO. 1, 1972, appropriating \$819,182.00 for the Department of Public Safety (ASAP) and reducing the unappropriated City Fund.

FISCAL ORDINANCE NO. 3, 1972, appropriating \$46,500.00 for purposes of the Criminal Court of Marion County, Divisions 3 and 4.

GENERAL ORDINANCE NO. 14, 1972, establishing separate procedures for zoning ordinances.

Respectfully submitted,

RICHARD G. LUGAR  
Mayor

February 7, 1972

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

Ladies and Gentlemen:

Pursuant to the laws of the State of Indiana, I cause to be published twice in the Indianapolis Commercial, and the Indianapolis News, once on January 21, and once on January 28, 1972, a "Notice to Taxpayers", of a Public Hearing on Proposal Nos. 30 and 33, 1972, to be held on Monday, February 7, 1972, in the auditorium of the American United Life Insurance Company at 6:30 P.M.

Respectfully submitted,

MARJORIE H. O'LAUGHLIN  
Clerk of the City-County Council

## MODIFICATION OF SPECIAL ORDERS

Mr. Giffin moved, seconded by Mr. Kimbell, to refer Proposal Nos. 45 through 57, 1972, to the Committee on Metropolitan Development.

The motion carried by unanimous voice vote.

President Hasbrook called for the introduction of proposals.

## INTRODUCTION OF PROPOSALS

### PROPOSAL NO. 43, 1972

Introduced by Councilman Gilmer.

A proposal for a General Ordinance amending Title 4, Chapter 7, Section 709 thereof, **VEHICLES MUST STOP BEFORE ENTERING PREFERENTIAL STREETS.**

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

PROPOSAL NO. 44, 1972

Introduced by Councilman Elmore.

A proposal for a General Ordinance amending Title 4, Chapter 10, Section 1001 thereof, PASSENGER AND MATERIAL LOADING ZONES — PERMITS.

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

PROPOSAL NOS. 45 through 66, 1972

Introduced by Councilman Egenes.

A proposal for Rezoning Ordinances, certified from the Metropolitan Development Commission on January 20, 1972.

Which were read for the first time; Proposal Nos. 45 through 57 were previously referred to the Committee on Metropolitan Development.

PROPOSAL NO. 67, 1972

Introduced by Councilman Egenes.

A proposal for a General Ordinance adopting sign regulations for Marion County, Indiana.

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

PROPOSAL NO. 68, 1972

Introduced by Councilman Ruckelshaus.

A proposal for a Fiscal Ordinance transferring \$35,-100.00 for certain purposes of the County Department of Public Welfare and reducing certain other appropriations for the department.

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

PROPOSAL NO. 70, 1972

Introduced by Councilman McPherson.

A proposal for a General Ordinance to amend Title 7 of "The Code of Indianapolis and Marion County 1970" as amended, to reduce the annual fee for advertising on vehicles from \$50.00 to \$10.00.

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

## PROPOSAL NO. 71, 1972

Introduced by Councilman McPherson.

A proposal for a General Resolution approving the annexation of additional territory into the Indianapolis Sanitary District.

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

## PROPOSAL NOS. 72 through 74, 1972

Introduced by Councilman Egenes.

A proposal for Rezoning Ordinances, certified from the Metropolitan Development Commission on February 3, 1972.

Which were read for the first time and placed on the agenda under Special Orders — Final Adoption.

## PROPOSAL NO. 75, 1972

Introduced by Councilman Kimbell.

A proposal for a General Ordinance enlarging the boundaries of the Police Special Services District of the City of Indianapolis.



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

PROPOSAL NO. 76, 1972

Introduced by Councilman Kimbell.

A proposal for a General Ordinance enlarging the boundaries of the Fire Special Services District of the City of Indianapolis.

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

PROPOSAL NO. 77, 1972

Introduced by Councilmen Boyd, Campbell, Hasbrook, and Ruckelshaus.

A proposal for a Special Ordinance extending the boundaries of the Police Special Services District of the City of Indianapolis.

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

Mr. Schneider moved to have Proposal No. 77, 1972, assigned jointly to the Committee on Public Safety and the Committee on County and Townships.

President Hasbrook requested legal counsel to clarify the Rules of the Council on joint committees.

Mr. Elrod ruled that the Chairman could assign a proposal jointly to committees.

Mr. Schneider restated his motion that Proposal No. 77, 1972, be assigned jointly to the Committees on Public Safety and County and Townships, seconded by Mr. Gilmer.

Mr. Byrum stated that each Councilman has an interest in this matter and requested Mr. Schneider's motion and the second be withdrawn and the ordinance be referred to the Committee of the Whole.

Mr. Gilmer withdrew his second and Mr. Schneider withdrew his motion.

Mr. Byrum moved, seconded by Mr. Schneider, to refer Proposal No. 77, 1972, to the Committee of the Whole.

The motion carried by voice vote.

President Hasbrook set a hearing of the Committee of the Whole at 6:45 P.M. on Monday, February 21, 1972.

#### SPECIAL ORDERS — FINAL ADOPTION OF PROPOSALS

President Hasbrook called for proposals eligible for final action.



After discussion of Proposal No. 31, 1972, Mr. Cantwell moved, seconded by Mr. Hawkins, to table the proposal.

The motion to table failed by voice vote.

Proposal No. 31, 1972, passed on the following roll call vote.

Ayes 20, viz: Mr. Brown, Br. Byrum, Mr. Clark, Mr. Cottingham, Mr. Dowden, Mr. Egenes, Mr. Elmore, Mr. Giffin, Mr. Gilmer, Mr. Gorham, Mr. Griffith, Mr. Kimbell, Mr. McPherson, Mrs. Miller, Mr. Patterson, Mr. Ruckelshaus, Mr. Schneider, Mr. Tintera, Mr. West, and President Hasbrook.

Noes 7, viz: Mr. Bayt, Br. Boyd, Mr. Campbell, Mr. Cantwell, Mrs. Gibson, Mr. Hawkins, and Mrs. Noel.

The proposal was retitled General Resolution No. 1, 1972, and reads as follows :

CITY-COUNTY GENERAL RESOLUTION NO. 1, 1972

CITY-COUNTY COUNCIL PROPOSAL NO. 31, 1972  
INDIANAPOLIS, MARION COUNTY, INDIANA

A PROPOSAL FOR A GENERAL RESOLUTION approving the actions of the Transportation Board with respect to certain capital improvements within the Metropolitan Thoroughfare District.

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

SECTION 1. The actions of the Transportation Board of the City of Indianapolis with respect to certain capital improvements as set forth in "Declaratory Resolution of the Transportation Board of the City of Indianapolis Concerning Capital Improvements for Calendar Year 1972—No. 3," a copy of which is attached hereto, marked Exhibit A in six pages, and incorporated herein by reference, are hereby approved.

SECTION 2. The Transportation Board and Department of Transportation and its Director are authorized to proceed in accordance with law and the terms of said resolution.

SECTION 3. This resolution shall be in full force and effect from and after passage and approval by the mayor.

DECLARATORY RESOLUTION OF THE TRANSPORTATION  
BOARD OF THE CITY OF INDIANAPOLIS CONCERNING  
CAPITAL IMPROVEMENTS FOR CALENDAR YEAR 1972  
No. 3

BE IT RESOLVED by the Transportation Board of the City of Indianapolis, Indiana, acting as the Board for the Metropolitan Thoroughfare District, a special taxing district created by the provisions of Chapter 173 of the Acts of the General Assembly of the State of Indiana for the year 1969, as amended, that it is necessary for the general welfare of the persons within the Metropolitan Thoroughfare District, and will be of public utility and benefit to the property in the Metropolitan Thoroughfare District, to acquire land and right-of-way and to proceed with the construction and improvement thereon of certain thoroughfares within said Metropolitan Thoroughfare District, in accordance with the Schedule attached hereto, all as shown on and in accordance with plans and specifications, and an estimate of the cost of each proposed project as shown on said attached Schedule, which plans, specifications and estimate are on file and open to public inspection in the office of the Department of Transportation in said City, and which said plans, specifications and estimates

are adopted by the Board and made a part of this Resolution as fully and completely as if set out herein. The estimated cost of all of said projects includes all substantial expenses necessary to be incurred in connection with said projects, other than salary cost of city employees, including cost of engineering, land acquisition for right-of-way and actual construction.

BE IT FURTHER RESOLVED that the Director of Transportation is hereby authorized, after final approval of this Resolution by the City-County Council of the City of Indianapolis and of Marion County, Indiana, to acquire land for right-of-way, enter into contracts for engineering and construction, and do such other things as may be necessary in order to carry out and complete the said projects for the year 1972.

BE IT FURTHER RESOLVED that the total sum of Ten Million Five Hundred Sixty-three Thousand Five Hundred Dollars (\$10,563,500.00) from the Transportation Fund of the City of Indianapolis, and Five Million Nine Hundred Forty-four Thousand Eight Hundred Dollars (\$5,944,800.00) from the Cumulative Bridge Fund of Marion County should be appropriated for use of the Department of Transportation in carrying out and completing the said projects in the calendar year 1972, such appropriation to be made as soon as feasible after final approval of this Resolution by the City-County Council.

Road Project Description	Design	Right-of-Way	Construction	Tot. Est. Expend. in 1972
Arlington Ave. from 46th to 56th		50,000	975,000	1,025,000
Brightwood Area #5			214,000	214,000
Crown Hill Area #1			344,000	344,000

Road Project Description	Design	Right-of-Way	Construction	Tot. Est. Expend. in 1972
Fall Creek Pkwy. S. Dr. from Del. St. to State Rd. 37 at Allisonville Rd.	30,000			30,000
Fall Creek Pkwy. N. Dr. from Central to 38th St.	70,000	20,000	1,300,000	1,390,000
Georgetown Rd. from 37th to Lafayette Rd.			350,000	350,000
Holt Rd. from 10th to 16th	25,200			25,200
Keystone Ave. from Stop 8 to Thompson Rd.		40,000	318,000	358,000
Keystone Rural System from Brookside Pkwy. to 25th St.	100,000			100,000
Lafayette Rd. from 34th to 37th		30,000	210,000	240,000
E. Market St. from Alabama to New Jersey St.	25,000			25,000
Neeld Ditch @ Lynhurst & Washington			111,000	111,000
Post Rd. from 10th to 21st.		100,000	759,000	859,000
Post Rd. from Washington to 10th St.		30,000	962,000	992,000

Road Project Description	Design	Right-of-Way	Construction	Tot. Est. Expend. in 1972
S. River Rd. from Keystone to 79th St.		20,000	76,000	96,000
Rural St. from Kessler to 62nd			254,400	254,400
Sargent Rd. between 80th & 86th Sts.			18,900	18,900
Shelby-Dorman Conn. 10th to 17th	38,000			38,000
Sherman Dr. from 38th to 46th		20,000		20,000
Southport Rd. from McFarland Rd. to Emerson Avenue	12,000			12,000
Thompson Rd. from Meridian to Cordes	3,000			3,000
Tibbs Ave from Southport to Banta			90,000	90,000
Troy, Sherman & Churchman Intersection			245,000	245,000
Walker Ave. from State to Keystone		20,000	204,000	224,000
West Leg Connection to I-65 from 9th to 11th		250,000	344,000	594,000

Road Project Description	Design	Right-of-Way	Construction	Tot. Est. Expend. in 1972
West Leg Distr. System from Maryland to South ("A" & "B")	25,000	100,000	550,000	675,000
R-70			1,047,000	1,047,000
W. 10th St.—White River Bridge to Wilson St.			145,000	145,000
E. 38th St. from Shadeland to I-465		300,000	327,000	627,000
E. 38th St. from I-465 to Post Rd.		50,000	361,000	411,000

Total     \$10,563,500

Bridge Project Description	Design	Right-of-Way	Construction	Tot. Est. Expend. in 1972
Acton Road over Wildcat Run			\$ 101,800	\$ 101,800
Arlington Ave. over Penn Central			475,000	475,000
Bridgeport Rd. over Shilo Creek			41,400	41,400



Bridge Project Description	Design	Right-of-Way	Construction	Tot. Est. Expend. in 1972
Country Club Rd. over Cox Ditch			49,000	49,000
County Line Rd. over Dry Branch			47,700	47,700
County Line Rd. over Little Pleasant Run			190,000	190,000
County Line Rd. over Steele Ditch			77,000	77,000
South East St. over Pleasant Run			25,000	25,000
Emerson Ave. (S) over Little Buck Creek			118,000	118,000
Fall Creek Underpass @ L & N RR	18,000	15,000	250,000	283,000
Flynn Rd. over North Creek	3,000	3,000	25,000	31,000
High School Rd. at 52nd St.			31,600	31,600
High School Rd. over Little Dollar Hide Creek			99,500	99,500
High School Rd. over Mud Run High School Rd. over Dry Run			286,000	286,000
Lynhurst Dr. S. of Jackson	2,500	2,000	25,000	29,500

Bridge Project Description	Design	Right-of-Way	Construction	Tot. Est. Expend. in 1972
Moller Rd. & 46th St. over Falcon Creek			100,000	100,000
Mills Rd. West of Mann Rd.	3,000	2,000	35,000	40,000
Mitthoeffler Rd. over Mitthoeffler Ditch	3,000	5,000	60,000	68,000
Muesing Rd. at B & O RR			56,600	56,600
New York St. over White River			1,300,000	1,300,000
Raymond St. (E) over Penn Central R.R. & Bean Creek		100,000	2,100,000	2,200,000
Sargent Rd. South of 80th St.			23,000	23,000
Sloan Rd. over Bean Cr.	5,000	5,000	55,000	65,000
W. 10th St. over White Lick Creek	5,000			5,000
W. 10th St. over No Name Ditch (Wayne #40)	3,000			3,000
W. 21st St. over Woodhaven Creek	2,000			2,000
W. 21st St. over Union Creek	2,000			2,000

Bridge Project Description	Design	Right-of-Way	Construction	Tot. Est. Expend. in 1972
42nd St. over Steele Ditch			143,100	143,100
65th St. over Strange Creek		5,000	43,600	48,600
71st St. over Blue Creek	3,000			3,000

Total    \$5,944,800

Proposal No. 32, 1972, passed on the following roll call vote:

Ayes 27, viz: Mr. Bayt, Mr. Boyd, Mr. Brown, Mr. Byrum, Mr. Campbell, Mr. Cantwell, Mr. Clark, Mr. Cottingham, Mr. Dowden, Mr. Egenes, Mr. Elmore, Mrs. Gibson, Mr. Giffin, Mr. Gilmer, Mr. Gorham, Mr. Griffith, Mr. Hawkins, Mr. Kimbell, Mr. McPherson, Mrs. Miller, Mrs. Noel, Mr. Patterson, Mr. Ruckelshaus, Mr. Schneider, Mr. Tintera, Mr. West, and President Hasbrook.

The proposal was retitled Fiscal Ordinance No. 5, 1972, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 5, 1972

CITY-COUNTY COUNCIL PROPOSAL NO. 32, 1972  
INDIANAPOLIS, MARION COUNTY, INDIANA

A PROPOSAL FOR A FISCAL ORDINANCE amending the CITY-COUNTY ANNUAL BUDGET FOR 1972 (City-County General

Ordinance No. 192, 1971, as amended) and transferring and appropriating the sum of One thousand four hundred ninety dollars, (\$1,490.00) for certain purposes of the Prosecuting Attorney and Pike Township Assessor and reducing the certain other appropriations for those officers.

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

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 1972, as amended, is hereby further amended by the increases and reductions hereinafter stated for the purposes of providing certain additional equipment for the Prosecuting Attorney and the statutory salary for the Pike Township Assessor.

SECTION 2. The sum of One thousand four hundred ninety dollars, (\$1,490.00) 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:

PIKE TOWNSHIP ASSESSOR

	County Fund
100 Services personal .....	\$ 1,100.00

PROSECUTING ATTORNEY

400 Current Charges .....	<u>390.00</u>
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TOTAL INCREASES .....	\$ 1,490.00
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SECTION 4. The said additional appropriations are funded by the following reductions:

PIKE TOWNSHIP ASSESSOR

County Fund

200 Operating Expenses .....\$ 1,100.00

PROSECUTING ATTORNEY

100 Services Personal ..... 390.00

TOTAL REDUCTIONS .....\$ 1,490.00

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

Proposal No. 29, 1972, was passed on the following roll call vote:

Ayes 26, viz: Mr. Bayt, Mr. Boyd, Mr. Brown, Mr. Byrum, Mr. Campbell, Mr. Clark, Mr. Cottingham, Mr. Dowden, Mr. Egenes, Mr. Elmore, Mrs. Gibson, Mr. Giffin, Mr. Gilmer, Mr. Gorham, Mr. Griffith, Mr. Hawkins, Mr. Kimbell, Mr. McPherson, Mrs. Miller, Mrs. Noel, Mr. Patterson, Mr. Ruckelshaus, Mr. Schneider, Mr. Tintera, Mr. West, and President Hasbrook.

Noes 1, viz: Mr. Cantwell.

The proposal was retitled Fiscal Ordinance No. 6, 1972, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 6, 1972  
CITY-COUNTY COUNCIL PROPOSAL NO. 29, 1972  
INDIANAPOLIS, MARION COUNTY, INDIANA

A PROPOSAL FOR A FISCAL ORDINANCE amending the CITY-

COUNTY ANNUAL BUDGET FOR 1972 (City-County General Ordinance No. 192, 1971, as amended) and transferring and appropriating the sum of Eighteen thousand dollars (\$18,000.00) for certain purposes of the City-County Council and reducing the certain other appropriations for that office.

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

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 1972, as amended, is hereby further amended by the increases and reductions hereinafter stated for the purpose of providing certain staff services for the Council by employment rather than contract.

SECTION 2. The sum of Eighteen thousand dollars (\$18,000.00) 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:

CITY-COUNTY COUNCIL

	City Fund
1. Services personal .....	<u>\$ 18,000.00</u>
TOTAL INCREASES .....	\$ 18,000.00

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

CITY-COUNTY COUNCIL

	City Fund
2. Services Contractual .....	<u>\$ 18,000.00</u>
TOTAL REDUCTIONS .....	\$ 18,000.00



SECTION 5. This Ordinance shall be in full force and effect from and after its adoption, and approval by the mayor.

Mr. Egenes moved, seconded by Mr. Giffin, to amend Proposal No. 42, 1972, as redrafted and distributed and to further amend the proposal as follows:

Indianapolis, Ind., February 7, 1972

Mr. President:

I move that City-County Proposal No. 42, 1972, be amended by striking out paragraphs B, D and H of Section 5 and changing the designations of the remaining paragraphs as follows:

C as B

E as C

F as D and

G as E.

HAROLD J. EGENES  
Councilman

The motion to amend passed by unanimous voice vote.

After discussion, the proposal, as amended, passed on the following roll call vote:

Ayes 27, viz: Mr. Bayt, Mr. Boyd, Mr. Brown, Mr. Byrum, Mr. Campbell, Mr. Cantwell, Mr. Clark, Mr. Cottingham, Mr. Dowden, Mr. Egenes, Mr. Elmore, Mrs. Gibson, Mr. Giffin, Mr. Gilmer, Mr. Gorham, Mr. Griffith, Mr. Hawkins, Mr. Kimbell, Mr. McPherson, Mrs. Miller,

Mrs. Noel, Mr. Patterson, Mr. Ruckelshaus, Mr. Schneider, Mr. Tintera, Mr. West, and President Hasbrook.

The proposal was retitled General Resolution No. 2, 1972, and reads as follows:

CITY-COUNTY GENERAL RESOLUTION NO. 2, 1972

AMENDED DRAFT

CITY-COUNTY COUNCIL PROPOSAL NO. 42, 1972  
INDIANAPOLIS, MARION COUNTY, INDIANA:

A PROPOSAL FOR A GENERAL RESOLUTION CREATING THE  
MARION COUNTY CRIMINAL JUSTICE COORDINATING  
COUNCIL.

WHEREAS, the City of Indianapolis and the County of Marion, as in the case of other major urban centers, face serious problems in the areas of crime control, the maintenance of public safety, and the coordination of the criminal justice system; and

WHEREAS, the City of Indianapolis and the County of Marion must deal with these problems by planning coordinated efforts of all agencies involved with the criminal justice system and by developing new methods for the prevention of delinquency and crime and speeding up "due process of law" by lifting some of the burden placed upon our existing judicial system; and

WHEREAS, the Federal Government through the passage of the Federal Omnibus Crime Control and Safe Streets Act of 1968 and the establishment of the Law Enforcement Assistance Administration has made substantial funds available to local governments for improvement in the crime control and criminal justice areas; and

WHEREAS, a need was felt for improved coordination of the criminal justice system by encouraging coordination of the activities of all agencies which contribute to the prevention and reduction of delinquency and crime; and

WHEREAS, Criminal Justice Coordinating Councils with staffs have already been established in several other urban centers to assist the mayors, city governments, county governments, and criminal justice agencies; and

WHEREAS, the purpose of such Council will be to engage itself in the planning of future criminal justice requirements and to coordinate the efforts of all criminal justice agencies in Marion County with one another as well as with the agencies throughout the counties surrounding Marion County;

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

SECTION 1. There is hereby established a Marion County Criminal Justice Coordinating Council, hereinafter designated as the Council, which shall begin operation when authorized by the Mayor.

The Mayor with the advice and consent of the City-County Council shall appoint the Chairman of the Marion County Criminal Justice Coordinating Council, who shall be a resident of the County having experience and background in criminal justice.

SECTION 2. The Council shall be composed of the following members:

- A. The Sheriff of Marion County.
- B. The Director of the Department of Public Safety
- C. The Chief of Police of the Indianapolis Police Department
- D. The Presiding Judge of the Marion County Municipal Courts
- E. The Presiding Judge of the Marion County Criminal Courts

- F. The Judge of the Marion County Juvenile Court
- G. The President of the City-County Council
- H. The Chairman of the Public Safety Committee of the City-County Council.
- I. The Marion County Prosecutor
- J. The Chief Trial Deputy for the Marion County Prosecutor's Office.
- K. The Chief Probation Officer of the Marion County Probation Department
- L. The President of the Board of County Commissioners
- M. The Liaison Officer of the Police Liaison Team, who shall be the Secretary of the Council.

SECTION 3. The following shall be advisory members to the Council:

- A. The Chief of Police of the Beech Grove Police Department
- B. A Representative of the State Police
- C. The Chief of Police of the Lawrence Police Department
- D. The Chief of Police of the Speedway Police Department
- E. The Director of Region V of the Indiana Criminal Justice Planning Agency. Advisory members shall be appointed by the Council.

SECTION 4. It shall be the responsibility of the Council to determine the needs and problems of their particular offices and agencies and to suggest answers and help find solutions to these needs and problems.

SECTION 5. The Council shall also be charged with the following duties and responsibilities:

- A. To confer with appropriate city, county, regional and Federal agencies concerned with the administration of criminal justice for the purpose of improving crime control programs and policies;
- B. To advise the criminal justice agencies on improved policies and programs;
- C. To prepare and publish such reports and sponsor such conferences as appropriate;
- D. To appoint and direct subcommittees or task forces as appropriate to carry out the responsibilities of the Council, membership on such task forces or subcommittees to include but not be limited to members of the Council;
- E. To submit to the Mayor and the City-County Council an annual report on Council activities for the year.

SECTION 6. All city and county agencies of government and officials thereof shall furnish the Council with information as is necessary to carry out the purpose and responsibilities of the Council, provided however, that no agency will be required to furnish information that is defined as being privileged under applicable laws.

SECTION 7. This resolution shall be in full force and effect after its passage, and approval by the Mayor.

After discussion, Proposal No. 11, 1972, passed on the following roll call vote:

Ayes 25, viz: Mr. Bayt, Mr. Boyd, Mr. Brown, Mr. Byrum, Mr. Campbell, Mr. Cantwell, Mr. Clark, Mr. Cottingham, Mr. Dowden, Mr. Egenes, Mr. Elmore, Mrs.

Gibson, Mr. Giffin, Mr. Gorham, Mr. Griffith, Mr. Hawkins, Mr. Kimbell, Mr. McPherson, Mrs. Miller, Mrs. Noel, Mr. Patterson, Mr. Ruckelshaus, Mr. Schneider, Mr. Tintera, and President Hasbrook.

Noes 1, viz: Mr. Gilmer.

1 Abstention: Mr. West.

The proposal was retitled General Ordinance No. 16, 1972, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 16, 1972

71-Z-230 Richard A. & Florence M. West by Charles T. Gleason, Attorney, One Indiana Square #1930 request P. O. No. 11, 1972 rezoning of 33.00 acres, being in A-2 district, to D-7 classification to provide for the development of an apartment complex. Located at the southwest corner of 52nd and Georgetown Road, Indianapolis, Pike Township.

After discussion, Proposal Nos. 23 through 28, 1972, passed on the following roll call vote:

Ayes 27, viz: Mr. Bayt, Mr. Boyd, Mr. Brown, Mr. Byrum, Mr. Campbell, Mr. Cantwell, Mr. Clark, Mr. Cottingham, Mr. Dowden, Mr. Egenes, Mr. Elmore, Mrs. Gibson, Mr. Giffin, Mr. Gilmer, Mr. Gorham, Mr. Griffith, Mr. Hawkins, Mr. Kimbell, Mr. McPherson, Mrs. Miller, Mrs. Noel, Mr. Patterson, Mr. Ruckelshaus, Mr. Schneider, Mr. Tintera, Mr. West, and President Hasbrook.



The proposals were retitled General Ordinance Nos. 17 through 22, 1972, and read as follows:

CITY-COUNTY GENERAL ORDINANCE NOS. 17 - 22, 1972  
PROPOSAL NOS. 23 through 28, 1972

- 71-Z-229      The Metropolitan School District of Perry Town-  
G. O. No. 17, 1972      ship by Charles E. Orme, President Board of Edu-  
                                 cation, 1130 East Epler Avenue by Henry Y. Dein,  
                                 Attorney, One Indiana Square #2050 requests rezoning of 40.01 acres, being in D-4 district, to SU-2 classification to provide for a high school. Located southeast corner of new Stop 11 Road and Rahke Road (8000-8200 Rahke Road), Indianapolis, Perry Township.
- 71-Z-235      Indiana National Bank, Trustee by East Twenty-  
G. O. No. 18, 1972      First Street Development Co. by James T. Bisesi,  
                                 General Partner, 8742 Bel-Air Drive request rezoning of 41.50 acres, being in D-7 & A-2 districts, to D-4 classification to provide for residential use by platting. Located 9300-9500 blocks of East 46th Street, Indianapolis, Lawrence Township.
- 71-Z-239      Paul W. Stewart & Edmund R. Martin by John  
G. O. No. 19, 1972      Eastwood, Agent, 3939 Meadows Drive by Charles G. Castor, Attorney, One Indiana Square #2050 requests rezoning of 6.89 acres, being in A-2 district, to C-2 classification to permit construction of offices and other C-2 uses. Located on the south side of the 7700 block of East 42nd Street, Indianapolis, Lawrence Township.
- 71-Z-239-A      Merchants National Bank & Trust Co., Co-Guardian  
G. O. No. 20, 1972      of the Estate of Clarence R. Martin by John Eastwood, Agent, 3939 Meadows Drive by Charles G. Castor, Attorney, One Indiana Square #2050 requests rezoning of 8.76 acres, being in D-5 district, to C-3 classification to permit commercial development. Located at the northwest corner of East 38th Street and Franklin Road, Indianapolis, Lawrence Township.

71-Z-239-B Merchants National Bank & Trust Co., Co-Guardian  
 G. O. No. 21, 1972 of the Estate of Clarence R. Martin, Paul W. Stewart and Edmund W. Martin by John Eastwood, Agent, 3939 Meadows Drive by Charles G. Castor, Attorney, One Indiana Square #2050 requests rezoning of 10.96 acres, being in A-2 and D-5 districts, to C-2 classification to permit construction of offices and other C-2 uses. Located at the northeast corner of East 38th Street and I-465, Indianapolis, Lawrence Township.

71-Z-239-C Merchants National Bank & Trust Co., Co-Guardian  
 G. O. No. 22, 1972 of the Estate of Clarence R. Martin, Paul W. Stewart and Edmund W. Martin by John Eastwood, Agent, 3939 Meadows Drive by Charles G. Castor, Attorney, One Indiana Square #2050 requests rezoning of 47.99 acres, being in A-2 district, to D-7 classification for the development of an apartment complex. Located between Franklin Road and I-465, north of East 38th Street, Indianapolis, Lawrence Township.

Mr. Egenes moved, seconded by Mr. Byrum, to amend Proposal No. 41, 1972, as redrafted and distributed.

The motion to amend passed by voice vote.

Mr. Gorham moved, seconded by Mr. Giffin, to further amend Proposal No. 41, 1972, as follows:

Indianapolis, Ind., February 7, 1972

Mr. President:

I move that City-County Proposal No. 41, 1972, be amended by striking out of section 6-1103, the word "may" and inserting in lieu thereof the word "shall"; and by adding in section 6-1116 an additional sentence, as follows:

"Provided, that, prior ordinances shall remain in force with respect to any property which is presently subject to any legal proceedings for the enforcement of any ordinance otherwise repealed by this section."

JOE T. GORHAM  
Councilman

The motion passed by unanimous voice vote.

After discussion, Proposal No. 41, 1972, as amended, passed on the following roll call vote :

Ayes 23, viz: Mr. Bayt, Mr. Boyd, Mr. Brown, Mr. Byrum, Mr. Campbell, Mr. Cantwell, Mr. Clark, Mr. Cottingham, Mr. Dowden, Mr. Egenes, Mrs. Gibson, Mr. Giffin, Mr. Gilmer, Mr. Griffith, Mr. Hawkins, Mr. Kimbell, Mr. McPherson, Mrs. Miller, Mrs. Noel, Mr. Patterson, Mr. Tintera, Mr. West, and President Hasbrook.

Noes 4, viz: Mr. Elmore, Mr. Gorham, Mr. Ruckelshaus, and Mr. Schneider.

The proposal was retitled General Ordinance No. 23, 1972, and reads as follows :

CITY-COUNTY GENERAL ORDINANCE NO. 23, 1972

(As further amended by the Metropolitan Development Committee  
on January 26, 1972)

CITY-COUNTY COUNCIL PROPOSAL NO. 41, 1972  
INDIANAPOLIS, MARION COUNTY, INDIANA

A PROPOSAL FOR A GENERAL ORDINANCE adopting a Hazardous Building Code for Indianapolis and Marion County by adding Chapter 11 of Title 6 of the Code of Indianapolis and Marion

County, 1970, repealing other ordinances in conflict, and establishing an effective date.

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

Section 1. The Code of Indianapolis and Marion County, 1970, is amended by adding thereto Chapter 11 of Title 6, which reads as follows:

TITLE 6

CHAPTER 11

6-1101. Purpose — The purpose of this ordinance is to compel the making safe of buildings which are a danger to the health, welfare, or safety of the community.

6-1102. Definitions — The following terms, as used in this ordinance, shall have these meanings:

- (A) Department of Metropolitan Development: "Department of Metropolitan Development" shall mean that governmental unit which was created and given powers by the provisions of the Acts of 1969, Chapter 173, Sections 801 to 814.
- (B) Division of Code Enforcement: "Division of Code Enforcement" shall mean that unit of government which was created and given power by the provisions of the Acts of 1969, Chapter 173, section 807.
- (C) Hazardous Building: "Hazardous Building" shall mean any building, structure, improvement on real estate, or any part thereof, that:
  - (1) is in an impaired structural condition or state, which renders it unsafe or dangerous to any person or property; or

- (2) is a fire hazard; or
  - (3) is a hazard to the public health; or
  - (4) is a public nuisance; or
  - (5) does not comply with the provision of any ordinance, state law, or federal law applicable in the Consolidated City of Indianapolis and Marion County, establishing standards for building condition or maintenance, the violation of which would be dangerous to any person or property.
- (D) Opening: "Opening" shall mean any aperture in a hazardous building including, (by way of example and not of limitation) windows (with or without glass), doorways (with or without doors), delivery chutes, and vents.
- (E) Person: "Person" shall mean any entity capable of holding an interest in real estate, including (by way of example and not of limitation) individuals and corporations.
- (F) Securing: "Securing" shall mean to continuously prevent access to the interior of the building by accomplishing and maintaining the construction work described in section 6-1104 of this ordinance.
- (G) Substantial Property Interest: "Substantial Property Interest" shall mean generally, any right in real estate susceptible of being affected in a substantial way by actions authorized by this ordinance. It would include a fee interest (such as joint tenancy, tenancy in common, tenancy by entireties and sole ownership), a life estate, or a possessory interest (including leasehold or license).

The interest reflected by a mortgage, land sale contract or lien shall not be deemed a substantial property interest unless the mortgage, land sale contract, or lien:



- (1) is recorded in the office of the county recorder; or
- (2) is a lien arising by operation of law; or
- (3) is the subject of written information received by the Division of Code Enforcement about the mortgage, land sale contract, or lien, which includes the name and address of the holder of such interest.

The phrase "substantial property interest" would not include, ordinarily, an easement, profit or future interest (such as remainder, reversion, or executory interest).

6-1103. Issuance of Orders Relative to Hazardous Buildings — The Division of Code Enforcement may issue an order relative to any hazardous building in the Consolidated City of Indianapolis and Marion County requiring such specific action as is necessary to make it safe for persons or other property. The order shall be issued to:

- (1) any person who has a property interest in the hazardous building that would allow the person to take the action required by the order; or
- (2) any person who has a substantial property interest in the hazardous building.

The ordered action may include (by way of example and not of limitation) one or more of the following:

- (1) securing of the hazardous building
- (2) exterminating of vermin in and about the hazardous building
- (3) correcting any dangerous exterior condition of the hazardous building.



The securing of a hazardous building may not be ordered, however, unless it is an unoccupied building and the interior is accessible to individuals, as, for example, through a broken window or an unlocked door.

6-1104. Standards for Securing — The standards set forth in this section shall be followed in complying with an order which requires the securing of a hazardous building. All openings shall be secured by using the methods and materials specified by this section except openings which are either:

- (1) less than one square foot in area; or
- (2) so located that they are both more than twenty feet above ground level and not accessible from a structure such, for example, as a fire escape

The method of securing openings shall be as follows:

- (A) Plywood, covered with a weather proofing substance such as exterior paint or varnish, similar in color to the exterior of the building, and cut to the inside dimension of the exterior of the opening shall be placed in all openings in such a way that no portion of the plywood extends outside the existing frame. The plywood shall be placed against any existing exterior window slide trim or a furring strip. If there is no slide trim or furring strip, an equivalent block must be installed. The slide trim, furring strip, or block must be sufficient to prevent the plywood from being pushed inward. Such plywood shall be fixed in the opening by means of braces which shall be placed on the interior of the building perpendicular to the longest side of the opening. One brace shall be required for each two feet, or portion thereof, of distance along the longest side of the opening. The braces shall extend across the entire opening at least eight inches (8") past the inside measurement of the frame of the interior of the building. The plywood shall be anchored to the braces with no less than one (1) carriage bolt per foot of brace. The round head of the bolt shall be on the exterior side of the plywood.

Where the inside dimension of the opening exceeds 26 square feet in area, additional exterior support shall be provided by placing continuous pieces of nominal 2" by 4" framing grade lumber on the outside of the plywood in such manner that every carriage bolt used in the opening passes through and joins such a piece of nominal 2" by 4", the plywood and the interior brace. The round head of the bolt shall be on the outside of such pieces of nominal 2" by 4" lumber which gives exterior support. The pieces of nominal 2" by 4" framing grade lumber shall be covered with a weather proofing substance such as exterior paint or varnish, similar in color to the exterior of the building.

In the case of the one ground level door, which is most exposed to view from a public street the following method of securing shall be used. The door shall be placed in good repair (to include but not be limited to: closing any openings in the door, repairing hinges on door, and providing for an adequate closure to the opening), and the door shall be locked by the use of no less than two (2) hasp locks and padlocks to be located equidistant from the top and bottom casing, and each other. If no door exists, or if it is impractical to repair the existing door, such opening shall be secured in the manner described in this paragraph substituting, however, a piece of plywood for the door.

(B) The materials used to secure all openings shall meet the following specifications:

- (1) plywood — shall be no less than (1/2") one-half inch exterior grade
- (2) braces — shall be no less than nominal 2" by 4" framing grade lumber
- (3) bolts — shall be no less than (3/8") three-eighths inch carriage bolts.

The Division of Code Enforcement may allow the use of other materials and methods of securing openings, including the use of

existing doors, if it is shown that, as related to the particular circumstances, the objectives of the ordinance would be met by the use of such materials and methods.

6-1105. Method of Giving Notice — Orders issued in accordance with section 6-1103, 6-1107, or 6-1108 (except where otherwise specifically provided in one of such sections) shall be served in all cases as follows:

- (1) sending a copy of the order by registered or certified mail to the residence or place of business or employment of the person to be notified with return receipt requested; or
- (2) delivering a copy of the order personally to the person to be notified; or
- (3) leaving a copy of the order at the dwelling house or usual place of abode of the person to be notified and sending a copy of the order by first class United States mail to his last known address; or
- (4) leaving a copy of the order at the usual place of business or employment of the person to be notified with some person of suitable age and discretion whose usual duties or activities include prompt communication of such information to the person being notified, and sending a copy of the order by first class United States mail to the last known address of the person to be notified.

In the event service cannot be obtained by a means described above after reasonable effort, service may be made by publication. In the case where service may be made by publication, a notice of the order shall be published on three days in a newspaper which is published in the Consolidated City of Indianapolis and Marion County which is authorized by law to publish notices. Publications may be on consecutive days.

When service is made by any of the means described in this section except by mailing or by publication, the person making service

shall make an affidavit stating that he has made the service, the manner in which made, to whom the order was issued, the nature of the order, and the date of service. The affidavit shall be placed on file in the Division of Code Enforcement.

The time when service of the order is deemed made is as follows:

- (1) in case of personal delivery, or the case of leaving at home or place of business, the date when the copy of the order is delivered to the person or left at his home or place of business.
- (2) in the case of sending by registered or certified mail, the date shown on the return receipt, or if no date is shown, the date when the return receipt is received by the Division of Code Enforcement.
- (3) in the case of publication, the date of the third day that publication was made.

6-1106. Content of Order — Any order (except for an order which rescinds previously issued order, the content of which is prescribed by section 6-1108) shall contain the following information:

- (1) the name of the person to whom the order is issued;
- (2) the legal description or address of the property that is the subject of the order;
- (3) the action which the order requires to be accomplished;
- (4) the period of time in which the action is required to be accomplished, which period shall not include the day when service of the order is made, but shall begin to run the first day following the day of service;
- (5) a statement indicating that:
  - a. a hearing regarding the order will be held;

- b. the exact time and place of the hearing;
  - c. the person to whom the order was issued has a right to appear at the hearing with or without legal counsel and present evidence, cross examine opposing witnesses, and make argument;
  - d. the examiner will, irrespective of whether the person to whom the order was issued does or does not appear, take action at the hearing to affirm, rescind or modify the order.
- (6) a statement indicating what action can be taken by the Division of Code Enforcement in accordance with sections 6-1110, 6-1112, 6-1113 and 6-1114, if the order is not complied with;
  - (7) the name, address, and telephone number of the Division of Code Enforcement.

The order shall allow a sufficient period of time as determined by the Division of Code Enforcement in which to accomplish the required action. In no case shall compliance with an order be required in less than four calendar days.

If service of the order is by publication, the published notice of the order shall include the following information:

- (1) the name of the person to whom the order is issued;
- (2) the legal description or address of the property that is the subject of the order;
- (3) the nature of the order and a brief statement of what action is required by the order;
- (4) a statement that the exact terms of the order may be obtained from the Division of Code Enforcement;



- (5) the period of time in which the action is required to be accomplished, which period shall not include the third day of publication of notice of the order, but shall begin to run the first day following the third day of publication;
- (6) a statement indicating that a hearing regarding the order will be held at which the person to whom the order is issued has a right to appear with or without counsel and present evidence and make argument;
- (7) the exact time and place of the hearing;
- (8) a statement briefly indicating what action can be taken by the Division of Code Enforcement if the order is not complied with;
- (9) the name, address, and telephone number of the Division of Code Enforcement.

The order shall allow a sufficient period of time as determined by the Division of Code Enforcement in which to accomplish the required action. In no case shall compliance with an order be required in less than four calendar days.

6-1107. Issuance of Order Which Modifies the Previously Issued Order — The Division of Code Enforcement may issue an order which modifies an order previously issued to that person. The order shall be served in accordance with section 6-1105. If however, the service of the previously issued order was by publication, it shall be sufficient to serve the subsequent order by publication unless the Division of Code Enforcement has received information in writing that would enable it to make service in accordance with section 6-1105 by a method other than publication.

If a person to whom an order has been issued requests a period of time to accomplish the required action beyond that time stated in the order, the Division of Code Enforcement may, as a condition for issuing an order which modifies the earlier order to allow the additional time period, require that the person post a cash performance bond to



be forfeited in the event that the ordered action is not completed within the additional time period allowed. The amount of such bond shall be equal to 100% of the value of the services and materials required to accomplish the ordered action.

6-1108. Issuance of Order Which Rescinds the Previously Issued Order — The Division of Code Enforcement may issue an order which rescinds an order previously issued to that person. Any person who has been issued an order shall be notified about its rescision in accordance with section 6-1105 by means of a written order which shall include the following information:

- (1) the name of the person to whom the order of rescision is issued;
- (2) the legal description or address of the property that is the subject of the order being rescinded;
- (3) the substance of order being rescinded;
- (4) a statement that the order is being rescinded;
- (5) the name, address, and telephone number of the Division of Code Enforcement.

If service of the order of rescision is by publication, the publication shall include the information required above.

If the service of the order being rescinded was by publication, it shall be sufficient to serve the order of rescision by publication unless the Division of Code Enforcement has received information in writing that would enable it to make service in accordance with section 6-1105 by a method other than publication.

6-1109. Hearing Relative to Order — A hearing shall be held to determine the propriety of any order issued in accordance with section 6-1103 or 6-1107.

This hearing shall be held on a business day no earlier than four calendar days after notice of the order is served. The four calendar day period shall not include the day when service of the order is made, but shall begin to run the first day following the day of service. The day on which the hearing is held shall be included in the four calendar day period.

The hearing shall be conducted by an examiner appointed by the Director of the Department of Metropolitan Development.

The person to whom the order was issued, or any person having a substantial property interest in the hazardous building which is the subject of the order may appear in person or by counsel at the hearing. Such person shall have the opportunity to present evidence, cross examine opposing witnesses, and make argument.

At the conclusion of the hearing the examiner shall, irrespective of whether such person does or does not appear at the hearing, make findings and take action to either:

- (1) affirm the order, or
- (2) rescind the order, or
- (3) modify the order, provided, however, that unless the person to whom the order was issued, or counsel for such person, is present at the hearing, the examiner shall have authority only to modify the order in such manner as to make it less stringent.

If a person to whom an order has been issued requests a period of time to accomplish the required action beyond that time stated in the order, the examiner may, as a condition for modifying the order to allow the additional time period, require that the person post a cash performance bond to be forfeited in the event that the ordered action is not completed within the additional time period allowed. The amount of such bond shall be equal to 100% of the value of the services and materials required to accomplish the ordered action.

The record of the findings made and action taken by the examiner at the hearing shall be available to the public upon request. No provision in this ordinance shall be construed to require affirmative action by the Division of Code Enforcement or the examiner to give notice of the findings made and action taken by the examiner at the hearing to the person to whom the order was issued, or any other person.

6-1110. Authorization to Have Ordered Work Performed by a Contractor If Order Not Complied With — The Division of Code Enforcement may cause the action required by an order to be performed by a contractor if the following has occurred:

- (1) an order has been issued to each person having a substantial property interest in the hazardous building; and
- (2) service of the order as provided by section 6-1105 has been made on each person having a substantial property interest in the hazardous building which is the subject of the order; and
- (3) each of the orders have been affirmed or modified at hearing in such manner that all persons having a substantial property interest in the hazardous building which is the subject of each of the orders are currently subject to an order requiring the accomplishment of substantially identical action; and
- (4) the order, as affirmed or modified at hearing, has not been complied with, or, having once been complied with, is not now being complied with; and
- (5) at least 48 hours have elapsed since the time the order was affirmed or modified at the hearing by the examiner.

Contracts for ordered work in an amount less than or equal to four thousand dollars (\$4,000) shall be awarded without public bid to a contractor duly qualified under the laws of the State of Indiana and any applicable municipal ordinances who has met the insurance requirement of section 6-1111. In all instances it shall be the duty of the Division of Public Purchase to secure information as to the market

prices, reasonable values, and cost of supplies, materials, and services to be purchased or contracted for by obtaining three bids for the required work. The contract may thereupon be awarded to the lowest and best qualified bidder.

Contracts for ordered work in an amount in excess of four thousand dollars (\$4,000) shall be awarded to a contractor duly qualified under the laws of the State of Indiana and any applicable municipal ordinances, who has met the insurance requirement of section 6-1111, at public bid in compliance with the public bid procedures as set out in Ind. Stat. Anno. Sec. 48-7005 (Burns).

6-1111. Liability Insurance — Any contractor who submits a bid pursuant to section 6-1110 or performs work pursuant to sections 6-1110 and 6-1112, shall post and maintain with the Division of Public Purchase a certificate evidencing a public liability and property damage insurance policy naming the applicant and the City of Indianapolis as the insured, indemnifying and saving the City of Indianapolis, its officers, agents, and employees harmless from any and all loss, costs, damages, or expenses, and providing for the payment of any liability imposed by law on such applicant or the City of Indianapolis which may result from or arise out of any acts performed in connection with a contract authorized by sections 6-1110 and 6-1112. Such policy must be approved by the City of Indianapolis Corporation Counsel.

This policy shall be in the amount of not less than one hundred thousand dollars (\$100,000.00) for personal injury, including death, to any one person, and not less than three hundred thousand dollars (\$300,000.00) for injuries, including death, to more than one person, and shall be in the amount of not less than fifty thousand dollars (\$50,000.00) for damage to property.

The policy must contain a provision requiring the insurance company, in the event it intends to terminate or cancel such policy, to file written notice, at least ten days prior to any such action, in the office of the Division of Public Purchase, of this intention. If such notice is filed, or in any event, if the policy is terminated or canceled, said contractor will be ineligible to bid upon contracts authorized by section 6-1110 until such time as a certificate evidencing a new policy of insurance as prescribed in this section is posted with the Division of Public Purchase and approved by the City of Indianapolis Corporation Counsel.

The contractor shall also post with the Division of Public Purchase a certificate evidencing that the applicant is covered by workmen's compensation insurance relative to injuries which result from or arise out of any acts performed in connection with a contract authorized by sections 6-1110 and 6-1112. Such policy must be approved by the City of Indianapolis Corporation Counsel.

6-1112. Method of Collecting Cost of Having Work Performed by a Contractor — The Division of Code Enforcement, acting by and through the City of Indianapolis, shall have a good and valid mechanics' lien for the expense incurred by a contractor in performing pursuant to sections 6-1110, 6-1111, and 6-1112 work required by an order which has been affirmed or modified at hearing by the examiner. Such contractor shall file a notice of mechanics' lien in accordance with Ind. Stat. Anno. Sec 43-703 (Burns), (I.C. 1971, 32-8-3-3), which notice shall include:

- (1) a copy of the order as affirmed or modified at the hearing by the examiner, and
- (2) a statement that a contract has been entered into between the Division of Code Enforcement, acting by and through the City of Indianapolis, and the contractor pursuant to sections 6-1110, 6-1111, and 6-1112, and the name of the contractor.

The amount of the lien shall be the amount due the contractor under the contract which obligates the contractor to perform the work required by an order as affirmed or modified by the examiner at the hearing. The lien shall be effective and perfected and shall be recorded, have the extent, effect and status and be enforced in accordance with state legislation entitling persons performing labor or furnishing materials for the repair of buildings to have a mechanics' lien on realty, which legislation is currently found in Ind. Stat. Anno. Sec. 43-701 to 43-717 (Burns), (I.C. 1971, 32-8-3-1 to 32-8-3-17.).

The Division of Code Enforcement, acting by and through the City of Indianapolis, shall obtain this good and valid mechanics' lien by assignment from such contractor.

The contract between the Division of Code Enforcement, acting by



and through the City of Indianapolis, and such contractor shall contain, but not be limited to, the following terms and conditions:

- (1) The contractor shall perform the work within a period of ten calendar days, from the time the contract is awarded, unless permission is otherwise given by the Division of Code Enforcement;
- (2) The contractor, in his relationship with the Division of Code Enforcement, acting by and through the City of Indianapolis, shall be an independent contractor and shall not be a servant agent;
- (3) The contractor shall meet all of the provisions of any municipal ordinances or state law or regulation which limit or condition his privilege to accomplish the required work;
- (4) The contractor shall record a good and valid mechanics' lien within the prescribed period of time and shall promptly thereafter assign such good and valid mechanics' lien to the Division of Code Enforcement, acting by and through the City of Indianapolis;
- (5) The Division of Code Enforcement, acting by and through the City of Indianapolis, is obligated to pay the contract price to the contractor if the work is properly performed and all the terms and conditions of the contract are met. If the work is not properly performed or if all of the terms and conditions of the contract are not met, there shall be no such obligation to pay for any work performed. In such event, even though the Division of Code Enforcement, acting by and through the City of Indianapolis, does not pay the contractor, the contractor shall promptly release any lien the contractor may have relative to the real estate which was obtained in connection with work performed under a contract entered into between the contractor and the Division of Code Enforcement, acting by and through the City of Indianapolis, pursuant to sections 6-1110 and 6-1112.



- (6) The contract shall make no effort to collect the contract price other than from the Division of Code Enforcement, acting by and through the City of Indianapolis.
- (7) The contractor shall produce all available records and other evidence obtainable or possessed by him which may be required to prove any action by the Division of Code Enforcement, acting by and through the City of Indianapolis, to enforce the lien.
- (8) The Division of Code Enforcement, acting by and through the City of Indianapolis, may, after the contract is awarded, delete a specific portion of the work from the contract which has not been yet accomplished. If a specific portion of the work is deleted, the contractor shall not receive any compensation attributable to the deleted work.

6-1113. Civil Action — The Division of Code Enforcement, acting by and through the City of Indianapolis, may initiate a civil action in a court of competent jurisdiction to restrain any person from violating the provisions of an order.

The court may grant such injunctive relief if the following is shown:

- (1) an order was properly issued to the person; and
- (2) service of the order, as provided by section 6-1105, was made on the person; and
- (3) the person has a property interest in the hazardous building that is the subject of the order that would allow the person to take the action required by the order; and
- (4) the examiner has taken action at a hearing either to affirm or modify the order; and

- (5) no order has been issued by the Division of Code Enforcement and no action has been taken by the examiner subsequent to the action taken by the examiner at the hearing to affirm or modify the order; and
- (6) the building which is the subject of the order is a hazardous building; and
- (7) the order, as affirmed or modified at hearing, has not been complied with, or, having once been complied with, is not now being complied with.

6-1114. Misdemeanor Penalties — The Division of Code Enforcement, acting by and through the City of Indianapolis, may cause to have initiated an action in which the imposition of misdemeanor penalties is requested in a court of competent jurisdiction relative to any person who does not comply with an order. The court shall find any person guilty of a misdemeanor if the following is shown:

- (1) an order was properly issued to the person; and
- (2) service of the order, as provided by section 6-1105, was made on the person; and
- (3) the person has a property interest in the hazardous building that is the subject of the order that would allow the person to take the action required by the order; and
- (4) the examiner has taken action at a hearing either to affirm or modify the order; and
- (5) no order has been issued by the Division of Code Enforcement and no action has been taken by the examiner subsequent to the action taken by the examiner at the hearing to affirm or modify the order; and
- (6) the building which is the subject of the order is a hazardous building; and

- (7) the order, as affirmed or modified at hearing, has not been complied with, or, having once been complied with, is not now being complied with.

Upon conviction, the person shall be punished by a fine not to exceed \$1,000 or imprisonment not to exceed six months, or both.

6-1115. Power to Demolish Under State Law or Other Municipal Ordinances Not Limited by Compliance with Orders — Compliance with an order issued in accordance with sections 6-1103 or 6-1107, including securing in the manner prescribed by section 6-1104, shall not limit the power of any governmental unit to take action to have a hazardous building demolished, if the condition of the hazardous building justifies demolition under any state law or municipal ordinance applicable to the Consolidated City of Indianapolis and Marion County.

6-1116. Repeal of Previous Ordinance — All ordinances and parts of ordinances in conflict herewith are hereby repealed.

Provided that, prior ordinances shall remain in force with respect to any property presently subject to any legal proceedings for the enforcement of any ordinance otherwise repealed by this section.

6-1117. Severability — If any provision of this ordinance or the application thereof to any person or circumstance is invalid, such invalidity shall not affect the other provisions or applications of this ordinance, which can be given effect without the invalid provision or application, and to this end, the provisions of this ordinance are declared to be severable.

Section 2. This ordinance shall be in full force and effect upon its adoption, approval by the Mayor, and publication according to law.

After discussion, Proposal No. 34, 1972, passed on the following roll call vote:

Ayes 27, viz: Mr. Bayt, Mr. Boyd, Mr. Brown, Mr.

Byrum, Mr. Campbell, Mr. Cantwell, Mr. Clark, Mr. Cottingham, Mr. Dowden, Mr. Egenes, Mr. Elmore, Mrs. Gibson, Mr. Giffin, Mr. Gilmer, Mr. Gorham, Mr. Griffith, Mr. Hawkins, Mr. Kimbell, Mr. McPherson, Mrs. Miller, Mrs. Noel, Mr. Patterson, Mr. Ruckelshaus, Mr. Schneider, Mr. Tintera, Mr. West, and President Hasbrook.

The proposal was retitled Special Ordinance No. 1, 1972, and reads as follows :

CITY-COUNTY SPECIAL ORDINANCE NO. 1, 1972

CITY-COUNTY COUNCIL PROPOSAL NO. 34, 1972  
INDIANAPOLIS, MARION COUNTY, INDIANA

A PROPOSAL FOR A SPECIAL ORDINANCE establishing the name for a certain roadway in Marion County.

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

SECTION 1. In accordance with the recommendation of the Metropolitan Development Commission, the newly constructed frontage road extending from HAGUE ROAD where closed by the limited access fence on the south side of I-69 (at approximately 9200 north) running northeast parallel with I-69 to County Line Road (96th Street) be, and is hereby, designated and named "HAGUE ROAD NORTHEAST".

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

After discussion, Proposal No. 36, 1972, passed on the following roll call vote :

Ayes 27, viz: Mr. Bayt, Mr. Boyd, Mr. Brown, Mr. Byrum, Mr. Campbell, Mr. Cantwell, Mr. Clark, Mr. Cottingham, Mr. Dowden, Mr. Egenes, Mr. Elmore, Mrs. Gibson, Mr. Giffin, Mr. Gilmer, Mr. Gorham, Mr. Griffith, Mr. Hawkins, Mr. Kimbell, Mr. McPherson, Mrs. Miller, Mrs. Noel, Mr. Patterson, Mr. Ruckelshaus, Mr. Schneider, Mr. Tintera, Mr. West, and President Hasbrook.

The proposal was retitled General Resolution No. 3, 1972, and reads as follows:

CITY-COUNTY GENERAL RESOLUTION NO. 3, 1972

CITY-COUNTY COUNCIL PROPOSAL NO. 36, 1972  
INDIANAPOLIS, MARION COUNTY, INDIANA

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 November 15, 1971, adopted "BOARD OF PUBLIC WORKS RESOLUTION NO. 2050-1971, 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 Southwest Quarter of Section 33, Township 17 North, Range 4 East in Washington Township, Marion County, Indiana, being more particularly described as follows:



Beginning at the Northeast corner of said Quarter Section, thence West upon and along the Northline of said Quarter Section and the centerline of 65th Street E., 1445 feet more or less to the East right-of-way line of Nickel Plate Railroad, thence Southwesterly along said right-of-way line to a point 923.58 feet South of the North line of said Quarter Section; thence East parallel to said North line, to a point 632 feet West of the East line of said Quarter Section; thence South 333.38 feet to a point; thence 240 feet East to a point 392 feet West of the said East line; thence North to a point 1043.58 feet South of said North Line; thence East 392 feet to the East Line of said Quarter Section; thence North to the point of beginning.

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

After discussion, Proposal No. 37, 1972, passed on the following roll call vote :

Ayes 27, viz: Mr. Bayt, Mr. Boyd, Mr. Brown, Mr. Byrum, Mr. Campbell, Mr. Cantwell, Mr. Clark, Mr. Cottingham, Mr. Dowden, Mr. Egenes, Mr. Elmore, Mrs. Gibson, Mr. Giffin, Mr. Gilmer, Mr. Gorham, Mr. Griffith, Mr. Hawkins, Mr. Kimbell, Mr. McPherson, Mrs. Miller, Mrs. Noel, Mr. Patterson, Mr. Ruckelshaus, Mr. Schneider, Mr. Tintera, Mr. West, and President Hasbrook.

The proposal was retitled General Resolution No. 4, 1972, and reads as follows :

CITY-COUNTY GENERAL RESOLUTION NO. 4, 1972

CITY-COUNTY COUNCIL PROPOSAL NO. 37, 1972  
INDIANAPOLIS, MARION COUNTY, INDIANA



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 November 15, 1971, adopted "BOARD OF PUBLIC WORKS RESOLUTION NO. 2049-1971, 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:

Part of the Southwest Quarter of Section 4, Township 15 North, Range 2 East in Marion County, Indiana, more particularly described as follows:

Beginning on the South line of the said Quarter Section, South 89 degrees 59 minutes 51 seconds East 1625.00 feet from the Southwest corner of the said Quarter Section; thence North 01 degree 03 minutes 10 seconds East Parallel with the West line of the said Quarter Section 841.30 feet; thence South 89 degrees 15 minutes 18 seconds West 728.24 feet; thence South 01 degree 02 minutes 10 seconds West parallel with the West line of the said Quarter Section 0.52 feet; thence South 89 degrees 53 minutes 10 seconds West 180.98 feet; thence North 21 degrees 27 minutes 50 seconds West 395.32 feet; thence North 01 degree 34 minutes 10 seconds East 246.40 feet; thence North 86 degrees 12 minutes 50 seconds West 171.00 feet; thence North 01 degree 03 minutes 10 seconds East parallel with the said West line 236.15 feet; thence North 87 degrees 32 minutes 24 seconds West 396.05 feet to the said West line; thence North 01 degree 03 minutes 10 seconds East along the said West line 959.82 feet to the Northwest corner of the said Quarter Section; thence North 89 degrees 58 minutes 08 seconds East along the said North line 2545.63 feet to a point which lies South 89 degrees 58 minutes 08 seconds West 107.25 feet from the Northeast corner

of the said Quarter Section; thence South 01 degree 06 minutes 35 seconds West parallel with the East line of the said Quarter Section 2323.00 feet to a point which lies North 01 degree 06 minutes 35 seconds East 348.00 feet from the South line of the said Quarter Section; thence North 89 degrees 59 minutes 51 seconds West parallel with the South line of the said Quarter Section 400.00 feet; thence South 01 degree 06 minutes 35 seconds West parallel with the East line of the said Quarter Section 348.00 feet to the South line of the said Quarter Section; thence North 89 degrees 59 minutes 51 seconds West along the said South line 517.95 feet to the point of beginning, containing 110.556 acres, more or less.

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

After discussion, Proposal No. 38, 1972, passed on the following roll call vote :

Ayes 27, viz: Mr. Bayt, Mr. Boyd, Mr. Brown, Mr. Byrum, Mr. Campbell, Mr. Cantwell, Mr. Clark, Mr. Cottingham, Mr. Dowden, Mr. Egenes, Mr. Elmore, Mrs. Gibson, Mr. Giffin, Mr. Gilmer, Mr. Gorham, Mr. Griffith, Mr. Hawkins, Mr. Kimbell, Mr. McPherson, Mrs. Miller, Mrs. Noel, Mr. Patterson, Mr. Ruckelshaus, Mr. Schneider, Mr. Tintera, Mr. West, and President Hasbrook.

The proposal was retitled General Resolution No. 5, 1972, and reads as follows :

CITY-COUNTY GENERAL RESOLUTION NO. 5, 1972

CITY-COUNTY COUNCIL PROPOSAL NO. 38, 1972  
INDIANAPOLIS, MARION COUNTY, INDIANA

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 November 15, 1971, adopted "BOARD OF PUBLIC WORKS RESOLUTION NO. 2048-1971, 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:

Part of the East one-half of Section 36, Township 15 North, Range 2 East and part of the Southwest one quarter of Section 31, Township 15 North, Range 3 East in Decatur Township, Marion County, Indiana and being more particularly described as follows:

Lots numbered one thru thirty-eight, both inclusive in Cloverleaf Village, Section one, a Subdivision, as recorded under Instrument No. 69-28302 and lots numbered 39 thru 70, both inclusive in Cloverleaf Village, Section Two, a Subdivision as recorded under Instrument Number 70-36506 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.

After discussion, Proposal No. 22, 1972, passed on the following roll call vote:

Ayes 26, viz: Mr. Bayt, Mr. Boyd, Mr. Brown, Mr. Byrum, Mr. Campbell, Mr. Clark, Mr. Cottingham, Mr. Dowden, Mr. Egenes, Mr. Elmore, Mrs. Gibson, Mr. Giffin, Mr. Gilmer, Mr. Gorham, Mr. Griffith, Mr. Hawkins, Mr. Kimbell, Mr. McPherson, Mrs. Miller, Mrs. Noel, Mr. Patterson, Mr. Ruckelshaus, Mr. Schneider, Mr. Tintera, Mr. West, and President Hasbrook.

Noes 1, viz: Mr. Cantwell.

The proposal was retitled General Ordinance No. 24, 1972, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 24, 1972

CITY-COUNTY COUNCIL PROPOSAL NO. 22, 1972  
INDIANAPOLIS, MARION COUNTY, INDIANA

A PROPOSAL FOR A GENERAL ORDINANCE amending 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.

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

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

Streets	From	To	Direction
Windsor Street	10th Street	12th Street	Southbound
Sterling Street	10th Street	12th Street	Northbound
Tecumseh Street	10th Street	12th Street	Southbound
Harlan Street	Prospect Ave.	Pleasant Run Pkwy., N. Drive	Southbound
Villa Ave.	Prospect Ave.	Pleasant Run Pkwy., N. Drive	Northbound

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. 58 through 66, 1972, passed on the following roll call vote:

Ayes 26, viz: Mr. Bayt, Mr. Boyd, Mr. Brown, Mr. Byrum, Mr. Campbell, Mr. Cantwell, Mr. Clark, Mr. Cottingham, Mr. Dowden, Mr. Egenes, Mr. Elmore, Mrs. Gibson, Mr. Giffin, Mr. Gilmer, Mr. Gorham, Mr. Griffith, Mr. Hawkins, Mr. Kimbell, Mrs. Miller, Mrs. Noel, Mr. Patterson, Mr. Ruckelshaus, Mr. Schneider, Mr. Tintera, Mr. West, and President Hasbrook.

Noes 1, viz: Mr. McPherson.



The proposals were retitled Rezoning Ordinance Nos. 1 through 9, 1972, and read as follows:

CITY-COUNTY REZONING ORDINANCES NOS. 1 - 9, 1972  
PROPOSAL NOS. 58 through 66, 1972

- 71-Z-240 Thelma M. Williams by William F. LeMond, At-  
P. O. No. 58, 1972 torney, 412 Union Federal Bldg. requests rezoning  
R. O. No. 1, 1972 of 6.00 acres, being in A-2 district, to I-3-S classifica-  
tion to provide for continued use of industrial  
buildings. Located 4848 West Minnesota Street,  
Indianapolis, Wayne Township.
- 72-Z-4 T & W Corporation by Noble E. Taylor, Pres., 638  
P. O. No. 59, 1972 South Lyon Ave. by R. A. Lewis, Agent, 324  
R. O. No. 2, 1972 Southmore St., Plainfield, Indiana requests rezoning  
of 0.92 acre, being in SU district, to D-4 classifica-  
tion to provide for residential use. Located  
4132 West Vandalia St., Indianapolis, Wayne Town-  
ship.
- 72-Z-5 Indiana National Bank, Executor by Linton G. Cox,  
P. O. No. 60, 1972 Trust Officer and Indiana Bell Telephone Co., Inc.  
R. O. No. 3, 1972 by Richard L. Besore, Atty., 240 North Meridian  
St. requests rezoning of 0.70 acre, being in D-5  
district, to C-4 classification to provide for the ex-  
pansion of existing telephone exchange facility.  
Located 5017 & 5027 East 38th St. & 3768 North  
Bancroft St., Indianapolis, Center Township.
- 72-Z-6 Elmer W. & Caroline Askren by Willis D. Taylor,  
P. O. No. 61, 1972 M. D., 710 East 73rd St., by Philip E. Tracy, Atty.,  
R. O. No. 4, 1972 1130 Circle Tower Bldg. requests rezoning of 7.74  
acres, being in A-2 district, to C-1 classification to  
permit the construction of a medical clinic. Located  
on the north side of 7300-7400 blocks of East 21st  
St., Indianapolis, Warren Township.
- 72-Z-7 Robert S. & Nattie R. Davis by Willis D. Taylor,  
P. O. No. 62, 1972 M. D., 710 East 73rd St. by Philip E. Tracy, Atty.,  
R. O. No. 5, 1972 1130 Circle Tower Bldg. requests rezoning of 5.30



acres, being in D-5 district, to C-1 classification to permit construction of a medical clinic. Located 3840 W. Oliver Ave., Indianapolis, Wayne Township.

72-Z-8 Clifford R. Wright & Abby E. Wright, et al by William F. LeMond, Atty., 412 Union Federal Bldg. P. O. No. 63, 1972 request rezoning of 10.82 acres, being in D-3 district, to D-6 II classification to provide for the development of a garden apartment project. Located R. O. No. 6, 1972 4300 block north side of Millersville Road, Indianapolis, Washington Township.

72-Z-11 Carl R. Tracy by Charles T. Gleason, Atty., One P. O. No. 64, 1972 Indiana Square #1930 requests rezoning of 0.27 R. O. No. 7, 1972 acre, being in C-3 district, to C-5 classification to provide for commercial use. Located 3860 Georgetown Road, Indianapolis, Pike Township

72-Z-12 Indianapolis Power & Light Co. by Marcus E. P. O. No. 65, 1972 Woods, Assistant Secy. by John R. Hodowal, Atty., R. O. No. 8, 1972 25 Monument Circle, requests rezoning of 0.22 acre, being in D-5 district, to SU-18 classification to permit the expansion of existing electrical substation facilities. Located 3387 North Station St., Indianapolis, Center Township.

72-Z-14 Joseph & Wanda Kilies, R. R. 3, Box 159A, Noblesville, Indiana by James A. Schmidt, Atty., 3000 P. O. No. 66, 1972 Meadows Parkway #219 requests rezoning of 0.40 R. O. No. 9, 1972 acre, being in D-5 district, to C-2 classification to permit expansion of existing office building. Located 4002-4012 North Keystone Ave., Indianapolis, Washington Township.

Proposal Nos. 72 through 74, 1972, passed on the following roll call vote:

Ayes 26, viz: Mr. Bayt, Mr. Boyd, Mr. Brown, Mr.

Byrum, Mr. Campbell, Mr. Cantwell, Mr. Clark, Mr. Cottingham, Mr. Dowden, Mr. Egenes, Mr. Elmore, Mrs. Gibson, Mr. Giffin, Mr. Gilmer, Mr. Gorham, Mr. Griffith, Mr. Hawkins, Mr. Kimbell, Mrs. Miller, Mrs. Noel, Mr. Patterson, Mr. Ruckelshaus, Mr. Schneider, Mr. Tintera, Mr. West, and President Hasbrook.

Noes 1, viz: Mr. McPherson.

The proposals were retitled Rezoning Ordinance Nos. 10, 11, and 12, 1972, and read as follows :

CITY-COUNTY REZONING ORDINANCES NOS. 10, 11 and 12, 1972  
PROPOSAL NOS. 72, 73, and 74, 1972

71-Z-228      The Metropolitan Development Commission, 2041  
Prop. No. 72, 1972 City-County Building proposes rezoning 20.06 acres,  
R. O. No. 10, 1972 being in A-2 district, to C-1 classification to provide  
for commercial use. Located between East 71st and  
75th Streets, Shadeland Avenue and I-465, Indian-  
apolis, Lawrence Township.

71-Z-241      L. Robert Lowe, Jr. & Thomas Ellis by Sydney L.  
Prop. No. 73, 1972 Steele, Attorney, One Indiana Square #2465 re-  
R. O. No. 11, 1972 quests rezoning of 0.92 acre, being in D-3 district,  
to C-1 classification to permit construction of an  
office building. Located 4905 East 56th Street, Indi-  
anapolis, Washington Township.

72-Z-21      Paul and Elvira Thomas by Mark Gray, Attorney,  
Prop. No. 74, 1972 11 North Pennsylvania St. #600, requests rezoning  
R. O. No. 12, 1972 of 0.39 acre, being in D-5 district, to C-7 classifica-  
tion to permit open-air sales of Mobile Homes.  
Located 3912-3914 West Washington Street, Indi-  
anapolis, Wayne Township.

### OLD BUSINESS

Mr. West requested a report on the Sesquicentennial Commission. Mr. McPherson replied that it would be completed and available soon.

President Hasbrook announced that budget books for the new councilmen were now available in the Clerk's office.

### NEW BUSINESS

Mr. West placed the following names in nomination for appointment to the Human Rights Commission, seconded by Mr. Gorham.

#### HUMAN RIGHTS COMMISSION MEMBERS

January 1, 1972 — December 31, 1974	District
Rev. Laurence T. Hosie (D)	11
Mr. Wesley Groshans (R)	4
Mrs. E. H. Lamkin, Jr. (R)	7
January 1, 1972 — December 31, 1973	
Mrs. Ramona Lee (D)	19
Mr. Harry Durlfinger (D)	3
Mrs. Raymond Bacon (I)	6

Mrs. Gibson moved, seconded by Mrs. Noel, to table the motion until February 21, 1972.

The motion to table failed by voice vote.

Mr. West's motion carried by voice vote.

President Hasbrook asked the Clerk to read the report from the Committee on Committees.

Indianapolis, Indiana, February 7, 1972

To the Members of the City-County Council of the  
City of Indianapolis, Indiana

Ladies and Gentlemen:

Your Committee on Committees recommends the appointment of Councilman George B. Tintera to the committees on Administration, Community Affairs, and Public Safety.

THOMAS C. HASBROOK  
Chairman

The Council approved the report by voice vote.

There being no further business, on motion of Mr. Ruckelshaus, seconded by Mr. Gorham, the meeting adjourned at 8:22 P.M.

We hereby certify that the above and foregoing is a full, true and complete record of the proceedings of the City-County Council of Indianapolis-Marion County held on the 7th day of February, 1972, at 6:30 P.M.

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

*Thomas C. Hasbun*

ATTEST

*President*

*Maryanne N. O'Laughlin*

(SEAL)

*Clerk of the City-County Council*