

**CITY-COUNTY COUNCIL  
INDIANAPOLIS, MARION COUNTY, INDIANA  
REGULAR MEETING  
Monday, August 13, 1979**

A Regular Meeting of the City-County Council of Indianapolis, Marion County, convened in the Council Chambers of the City-County Building at 7:21 p.m., Monday, August 13, 1979, President SerVaas in the chair. Councillor Coughenour opened the meeting with a prayer, followed by the Pledge of Allegiance.

**ROLL CALL**

President SerVaas instructed the Clerk to take the roll. Twenty-eight members being present, he announced a quorum. The roll was as follows:

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

**ABSENT:** *Mr. Page*

**OFFICIAL COMMUNICATIONS**

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

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

**Ladies and Gentlemen:**

**You are hereby notified that there will be a REGULAR MEETING of the City-County Council held in the City-County Building, in the Council Chambers, on Monday, August 13, 1979, at 7:00 p.m. The purpose of such MEETING being to conduct any and all business that may properly come before the regular meeting of the Council.**

**Respectfully,**

**s/Beurt SerVaas, President  
City-County Council**

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

Ladies and Gentlemen:

Pursuant to the laws of the State of Indiana, I caused to be published in the Indianapolis NEWS and the Indianapolis COMMERCIAL on August 2, 1979, and August 9, 1979, a copy of NOTICE TO TAXPAYERS of a Public Hearing on Proposal Nos. 251, and 361 1979 to be held on Monday, August 13, 1979 at 7:00 p.m. in the City-County Building.

Respectfully,

s/Beverly S. Rippy  
City Clerk

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

Ladies and Gentlemen:

I have this day approved with my signature and delivered to the Clerk of the City-County Council, Mrs. Beverly S. Rippy, the following ordinances and resolutions:

**FISCAL ORDINANCE NO. 82, 1979, amending the CITY—COUNTY ANNUAL BUDGET FOR 1979 and appropriating an additional seven hundred ninety-seven thousand dollars in the Community Development Fund for purposes of the Department of Metropolitan Development, Division of Community Development and reducing the unappropriated and unencumbered balance in the Community Development Fund.**

**FISCAL ORDINANCE NO. 84, 1979, amending the CITY—COUNTY ANNUAL BUDGET FOR 1979 and appropriation an additional five hundred thousand dollars in the City General Fund for purposes of the Department of Administration, Division of Central Equipment Management and reducing the unappropriated and encumbered balance in the City General Fund.**

**FISCAL ORDINANCE NO. 85, 1979, amending the CITY—COUNTY ANNUAL BUDGET FOR 1979 and appropriating an additional one hundred fifty-nine thousand four hundred forty-two dollars in the City General Fund for purposes of the Department of Administration, Central Equipment and Management Division and reducing the unappropriated and unencumbered balance in the City General Fund.**

**FISCAL ORDINANCE NO. 98, 1979, amending the CITY—COUNTY ANNUAL BUDGET FOR 1979 and appropriating an additional five million four hundred ninety-one thousand dollars in the Arterial Road and Street Fund for purposes of the Department of Transportation and reducing the unappropriated and unencumbered balance in the Arterial Road and Street Fund.**

**FISCAL ORDINANCE NO. 99, 1979, amending the CITY—COUNTY ANNUAL BUDGET FOR 1979 and appropriating an additional three million three hundred fifty thousand four hundred dollars in the Transportation Fund for purposes of the Department of Transportation and reducing the unappropriated and unencumbered balance in the Transportation Fund.**

**FISCAL ORDINANCE NO. 101, 1979, amending the CITY—COUNTY ANNUAL BUDGET FOR 1979 transferring and appropriating one hundred ten thousand dollars in the Park General Fund for purposes in the Department of Parks and Recreation and reducing certain other appropriations for that division.**

FISCAL ORDINANCE NO. 102, 1979, amending the CITY-COUNTY ANNUAL BUDGET FOR 1979 transferring and appropriating one hundred fourteen thousand four hundred forty-two dollars in the Park General Fund for purposes of the Department of Parks and Recreation and reducing certain other appropriations for that division.

GENERAL ORDINANCE NO. 69, 1979, amending the Code of Indianapolis and Marion County, 1975, Chapter 8, by amending Articles II and V, concerning fees for permits, listings, registration, license, examinations and investigations, and fees for annual sign inspections.

GENERAL ORDINANCE NO. 70, 1979, establishing intersection controls at certain intersections.

GENERAL ORDINANCE NO. 71, 1979, prohibiting parking on Georgetown Road between West 16th Street and 30th Street.

GENERAL ORDINANCE NO. 72, 1979, repealing parking restrictions on certain portions of Kenwood Avenue.

GENERAL ORDINANCE NO. 73, 1979, establishing angle parking on Maryland Street for "Police Parking Only."

GENERAL ORDINANCE NO. 74, 1979, amending Chapter 29 of the Code of Indianapolis and Marion County, Indiana, to remove parking meters from the 1400 block of North Senate Avenue.

GENERAL ORDINANCE NO. 75, 1979, amending the Code of Indianapolis and Marion County, Indiana, by repealing Section 123-43, 23-44, 23-45, 23-46, 23-47, 23-48, and 23-48.1

GENERAL ORDINANCE NO. 76, 1979, amending the Code of Indianapolis and Marion County, Indiana, by amending Section 17-68(c) to change the title of an Act reference therein.

GENERAL ORDINANCE NO. 77, 1979, replacing the Code of Indianapolis, Sections 4-129, 4-130 and 4-131, Air Pollution Control, Division 5 fees, with mandated language by the Clean Air Act as amended in August, 1977.

GENERAL ORDINANCE NO. 78, 1979, amending Section 17-1/2-3 and Section 17 1/2-5 of the Code of Indianapolis and Marion County, Indiana, by the addition of provisions concerning the enforcement and regulation of litter violations.

GENERAL ORDINANCE NO. 79, 1979, amending City-County General Ordinance No. 85, 1978, increasing the salary of the Captain of the Pike Township Fire Department pursuant to IC 17-4-28.

GENERAL ORDINANCE NO. 80, 1979, amending City-County General Ordinance No. 85, 1978, authorizing additional employees for the Center Township Trustee, financed by Anti-Recession Funds.

GENERAL ORDINANCE NO. 82, 1979, amending City-County General Ordinance No. 85, 1978, to increase the salaries authorized for the Washington Township Fire Department personnel.

GENERAL ORDINANCE NO. 83, 1979, fixing the salaries to be paid all elected and appointed officers and employees of the various townships in Marion County, Indiana, pursuant to IC 17-4-28.

GENERAL RESOLUTION NO. 8, 1979, giving Council approval and authority to the Capital Improvement Board of Managers to exercise an option for purchase of certain real estate commonly known as the "Mall Block"; amends the Capital Improvement Board of Managers of Marion County, Budget for 1979.

**SPECIAL RESOLUTION NO. 27, 1979, approving and authorizing certain actions and proceedings with respect to certain proposed economic development bonds.**

**SPECIAL RESOLUTION NO. 28, 1979, approving and authorizing certain actions and proceedings with respect to certain proposed economic development bonds.**

**SPECIAL RESOLUTION NO. 29, 1979, approving and authorizing certain actions and proceedings with respect to certain proposed economic development bonds.**

**SPECIAL RESOLUTION NO. 30, 1979, approving and authorizing certain actions and proceedings with respect to certain proposed economic development bonds.**

**Respectfully submitted,**

**s/William H. Hudnut, III  
Mayor**

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

**Ladies and Gentlemen:**

**I have this day approved with my signature and delivered to the Clerk of the City-County Council, Mrs. Beverly S. Rippy, the following ordinance:**

**FISCAL ORDINANCE NO. 100, 1979, amending the CITY—COUNTY ANNUAL BUDGET FOR 1979 and appropriating an additional seventy thousand dollars in the Consolidated County Fund for purposes of the Department of Administration, Division of Human Rights Commission and reducing the unappropriated and unencumbered balance in the Consolidated County Fund.**

**Respectfully submitted,**

**s/William H. Hudnut, III  
Mayor**

**PRESENTATION OF PETITIONS, MEMORIALS, SPECIAL RESOLUTIONS, AND COUNCIL RESOLUTIONS**

**PROPOSAL NO. 407, 1979. Councillor Gilmer moved the following:**

**CITY—COUNTY COUNCIL MOTION**

**Mr. President:**

**I move that the Rules of the Council on preparation, initiation, and introduction of Proposals be suspended and the attached material be introduced as Proposal No. 407, 1979, without being in proper form.**

**Councillor Gilmer**

The motion was adopted by consent of the Council. Councillor Gilmer then moved, seconded by Councillor Tinder that this proposal be heard at this time. Consent was given by the Council. Councillor Gilmer read the Proposal entitled: "A Proposal for a General Resolution authorizing the City of Indianapolis to participate in the Urban Park and Recreation Recovery Program and receive grants

therefor as provided in the Urban Park and Recreation Recovery Act of 1978 and designating and authorizing the Mayor as the appropriate officer of the City of Indianapolis to make application under said federal statute." Councillor Gilmer stated that this proposal would enable the rebuilding of the pool in Broad Ripple Park, which is in need of repair. After discussion, during which Mr. David Frick, Deputy Mayor, was asked to speak, Councillor Clark moved to send this Proposal to the Parks and Recreation Committee for consideration, seconded by Councillor Stewart. The motion failed on a voice vote. Councillor Gilmer then moved, seconded by Councillor Boyd, to adopt Proposal No. 407, 1979, the motion carried and the proposal was adopted on the following roll call vote; viz:

16 AYES: *Mr. Boyd, Mrs. Brinkman, Mr. Gilmer, Mr. Hawkins, Mr. Howard Mrs. Journey, Mr. Kimbell, Mr. Miller, Mr. Parker, Mr. Patterson, Mr. Pearce, Mr. SerVaas, Mr. Tinder, Mr. Tintera, Mr. Vollmer, Mr. West*

11 NOES: *Mr. Anderson, Mr. Campbell, Mr. Cantwell, Mr. Clark, Mr. Dowden, Mr. Durnil, Mr. Lyons, Mr. McGrath, Mr. Schneider, Mrs. Stewart, Mr. Walters*

2 NOT VOTING: *Mrs. Coughenour, and Mr. Page*

Proposal No. 407, 1979 was retitled GENERAL RESOLUTION NO. 7, 1979 and reads as follows:

**CITY-COUNTY GENERAL RESOLUTION NO. 7, 1979**

**A GENERAL RESOLUTION** authorizing the City of Indianapolis to participate in the Urban Park and Recreation Recovery Program and receive grants therefore as provided in the Urban Park and Recreation Recovery Act of 1978 and designating and authorizing the Mayor as the appropriate officer of the City of Indianapolis to make application under said federal statute.

**WHEREAS**, the Urban Park and Recreation Recovery Act of 1978 provides for certain federal grants to units of local government to assist in the revitalization of their recreation systems; and

**WHEREAS**, the City-County Council, as the governing body of the City of Indianapolis, determines that it is in the best interest of the City that application under said Act be made for federal grants for which it may be eligible, thereunder; now, therefore:

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

**SECTION 1.** The appropriate Departments of the City are authorized to undertake the planning and preparation of an application for funds available to the City under the provisions of the Urban Parks and Recreation Recovery Act of 1978.

**SECTION 2.** The Mayor of the City of Indianapolis is designated and authorized as the appropriate local official to submit and certify said application as required in said Act and the regulations applicable thereto.

**SECTION 3.** The expenditure of any funds received pursuant to an application submitted in accordance with Section 2, above, will be subject to action taken by the City-County Council in the form of a Fiscal Ordinance appropriating said funds to the appropriate City Department and Fund.

PROPOSAL NO. 408, 1979. Councillor Howard moved the following:

**CITY—COUNTY COUNCIL MOTION**

**Mr. President:**

**I move that the Rules of the Council on preparation, initiation, and introduction of Proposals be suspended and the attached material be introduced as Proposal No. 408, 1979, without being in proper form.**

**Councillor Howard**

Councillor Howard stated that this proposal would appropriate an additional \$22,130 in the County General Fund for purposes of Marion Superior Court, Civil Division. Councillor Howard's motion to suspend the Rules of the Council and introduce this proposal failed on the following roll call vote; viz:

*10 AYES: Mr. Boyd, Mr. Campbell, Mr. Cantwell, Mr. Hawkins, Mr. Howard, Mrs. Journey, Mr. Pearce, Mr. Tinder, Mr. Vollmer, Mr. Walters*

*17 NOES: Mr. Anderson, Mrs. Brinkman, Mr. Clark, Mrs. Coughenour, Mr. Dowden, Mr. Durnil, Mr. Gilmer, Mr. Kimbell, Mr. Lyons, Mr. McGrath, Mr. Miller, Ms. Parker, Mr. Patterson, Mr. Schneider, Mr. SerVaas, Mrs. Stewart, Mr. West*

*2 NOT VOTING: Mr. Page and Mr. Tintera*

PROPOSAL NOS. 394-404, 1979. Due to public interest and consent of the Council, these rezoning ordinance proposals were heard at this time. Councillor Hawkins moved the following:

**CITY—COUNTY COUNCIL MOTION**

**Mr. President:**

**I move that the City-County Council do hold a further public hearing of Proposal No. 404, 1979, entitled: "A Proposal for a REZONING ORDINANCE as certified by the Metropolitan Development Commission as Docket No. 79-Z-117 that the Council do hereby schedule the same for a public hearing before the Full City-County Council at its next regular meeting on August 27, 1979, at 7:00 p.m., or as soon thereafter as the same may be heard; and that the Clerk be and is hereby instructed to cause the legal notices of such hearings to be given.**

**Councillor Hawkins**

Councillor Cantwell seconded the motion which carried by a unanimous voice vote, citizens interested in this proposal were then invited to stand.

The Council took no action on Proposal Nos. 394-403, 1979, and they were retitled REZONING ORDINANCE NOS. 97-106, 1979, and read as follows:

**REZONING ORDINANCE NO. 97, 1979 79-Z-210 WARREN TOWNSHIP  
COUNCILMANIC DISTRICT NO. 13  
11401 & 11501 EAST 10th STREET, INDIANAPOLIS**  
American Fletcher National Bank requests rezoning of approximately 45.00 acres being in D-6 district, to D-5 classification, to provide for residential use by platting.

**REZONING ORDINANCE NO. 98, 1979 79-Z-50 PERRY TOWNSHIP  
COUNCILMANIC DISTRICT NO. 25  
3910 EAST SOUTHPORT ROAD, INDIANAPOLIS**  
E & F Realty Co., 6900 S. Gray Road, requests rezoning of 1.61 acres, being in A-2 district, to C-3 classification, to provide for development and construction of a commercial establishment.

**REZONING ORDINANCE NO. 99, 1979 79-Z-77 PIKE TOWNSHIP  
COUNCILMANIC DISTRICT NO. 1  
6865 TOWNSHIP LINE ROAD, INDIANAPOLIS**  
Community Inter-Faith Housing, Inc., 2401 N. Central Avenue, requests rezoning of 4.49 acres, being in A-2 district, to SU-7 classification, to provide for building of apartments for physically handicapped persons.

**REZONING ORDINANCE NO. 100, 1979 79-Z-89 FRANKLIN TOWNSHIP  
COUNCILMANIC DISTRICT NO. 13  
9101 INDIAN CREEK ROAD, SOUTH, INDIANAPOLIS**  
Paul D. Rouse, 810 Summit Crest Drive, requests rezoning of 22.04 acres, being in F district (forestry), to D-S classification, to provide for residential use by platting.

**REZONING ORDINANCE NO. 101, 1979 79-Z-99 PIKE TOWNSHIP  
COUNCILMANIC DISTRICT NO. 1  
6702 ZIONSVILLE ROAD, INDIANAPOLIS**  
The Indiana National Bank, Trustee, requests rezoning of 44.90 acres, being in A-2 district, to D-3 classification, to provide for residential use by platting.

**REZONING ORDINANCE NO. 102, 1979 79-Z-100 DECATUR TOWNSHIP  
COUNCILMANIC DISTRICT NO. 19  
5011 KENTUCKY AVENUE, INDIANAPOLIS**  
Citizens By-Products Company, 2020 N. Meridian Street, requests rezoning of 0.3836 acre, being in SI-18 & C-3 districts, to SU-42 classification, to provide for construction of a Gas Regulating Station.

**REZONING ORDINANCE NO. 103, 1979 79-Z-101 FRANKLIN TOWNSHIP  
COUNCILMANIC DISTRICT NO. 13  
6428 EAST THOMPSON ROAD, INDIANAPOLIS**  
Alan E. & Shirley A. Retherford, 8130 Knapp Road, requests rezoning of 10.00 acres, being A-2 district, to SU-1 classification, to provide for a church.

**REZONING ORDINANCE NO. 104, 1979 79-Z-102 WASHINGTON TOWNSHIP  
COUNCILMANIC DISTRICT NO. 1  
849 WEST 96th STREET, INDIANAPOLIS**  
Northwest Assembly of God, 849 West 96th Street, requests rezoning of 0.75 acre, being in D-S & SU-10 districts, to SU-1 classification, to provide from construction of an addition to existing church.

**REZONING ORDINANCE NO. 105 79-Z-105 DECATUR TOWNSHIP  
COUNCILMANIC DISTRICT NO. 19  
4904 SOUTH HIGH SCHOOL ROAD, INDIANAPOLIS**  
George Key & David L. Williamson request rezoning of 1.30 acres, being in D-3 district to a C-1 classification, to permit office use.

**REZONING ORDINANCE NO. 106, 1979 79-Z-107 LAWRENCE TOWNSHIP  
COUNCILMANIC DISTRICT NO. 3  
10902 FOX ROAD (Parcels 7 & 9), INDIANAPOLIS  
8302 OAKLANDON ROAD (Parcel 10), INDIANAPOLIS**

**The Shorewood Corporation requests rezoning of 515.90 acres, being in D-3 district to a Planned Unit Development (D-P), to provide for single-family, multi-family and community development in accordance with the preliminary plans on file.**

PROPOSAL NO. 239, 1979. Councillor Boyd moved that this proposal be heard at this time. Consent of the Council was given. After discussion, Mr. Boyd moved, seconded by Councillor Howard, to strike said proposal. The motion carried, and Proposal No. 239, 1979 was stricken on the following roll call vote; viz:

*17 AYES: Mr. Anderson, Mr. Boyd, Mr. Campbell, Mr. Durnil, Mr. Gilmer, Mr. Hawkins, Mrs. Journey, Mr. Kimbell, Miss Parker, Mr. Patterson, Mr. Pearce, Mrs. Stewart, Mr. Tinder, Mr. Tintera, Mr. Vollmer, Mr. Walters, and Mr. West*

*8 NOES: Mr. Clark, Mrs. Coughenour, Mr. Dowden, Mr. Lyons, Mr. McGrath, Mr. Miller, Mr. Schneider, Mr. SerVaas*

*4 NOT VOTING: Mrs. Brinkman, Mr. Cantwell, Mr. Howard, and Mr. Page*

#### INTRODUCTION OF GUESTS

Councillor Tinder introduced members of his family that were present. Councillor Miller introduced the Republican Candidate At Large for Council, Mr. Phil Borst, Councillor Pearce introduced the Democratic Candidate At Large for Council, Ms. Pat Essel.

#### INTRODUCTION OF PROPOSALS

PROPOSAL NO. 382, 1979. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a General Ordinance amending the Code of Indianapolis and Marion County, by amending Section 20-10 to establish definite guidelines for the use of police officers in the detention and search of suspicious persons;" and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 383, 1979. Introduced by Councillor Parker. The Clerk read the proposal entitled: "A Proposal for a General Resolution reviewing and modifying the operation and maintenance budget and tax levies for the Indianapolis Airport Authority District of Indianapolis, Indiana, and establishing the appropriations for the purposes of defraying the expenses and all outstanding claims and obligations of said Municipal Corporation for the fiscal year beginning January 1, 1980 and ending December 31, 1980, and fixing a time when this resolution shall take effect;" and the President referred it to the Municipal Corporations Committee.



PROPOSAL NO. 384, 1979. Introduced by Councillor Parker. The Clerk read the proposal entitled: "A Proposal for a General Resolution reviewing and modifying and approving the operating budget of the Capital Improvements Board of Managers of Marion County, Indiana, and establishing the appropriations for the purpose of defraying the expenses and all outstanding claims and obligations of the said Board of Managers for the fiscal year beginning January 1, 1980, and ending December 31, 1980 and fixing a time when this resolution shall take effect;" and the President referred it to the Municipal Corporations Committee.

PROPOSAL NO. 385, 1979. Introduced by Councillor Parker. The Clerk read the proposal entitled: "A Proposal for a General Resolution reviewing and modifying the operating and maintenance budget for tax levies of the Health and Hospital Corporation of Marion County, Indiana, and establishing the appropriations for the purpose of defraying the expenses and all outstanding claims and obligations of said Municipal Corporation for the fiscal year beginning January 1, 1980, and ending December 31, 1980, and fixing a time when this resolution shall take effect;" and the President referred it to the Municipal Corporations Committee.

PROPOSAL NO. 386, 1979. Introduced by Councillor Parker. The Clerk read the proposal entitled: "A Proposal for a General Resolution reviewing and modifying the operating and maintenance budget and tax levies of the Indianapolis-Marion County Public Library Board of Marion County, Indiana, and establishing the appropriations for the fiscal year beginning January 1, 1980 and ending December 31, 1980;" and the President referred it to the Municipal Corporations Committee.

PROPOSAL NO. 387, 1979. Introduced by Councillor McGrath. The Clerk read the proposal entitled: "A Proposal for a General Ordinance amending the Code of Indianapolis-Marion County, Indiana, section 29-271 prohibiting parking on portions of Ohio Street;" and the President referred it to the Transportation Committee.

PROPOSAL NO. 388, 1979. Introduced by Councillor McGrath. The Clerk read the proposal entitled: "A Proposal for a General Ordinance amending the Code Sec. 29-267, prohibiting parking on a portion of Ritter Avenue;" and the President referred it to the Transportation Committee.

PROPOSAL NO. 389, 1979. Introduced by Councillor McGrath. The Clerk read the proposal entitled: "A Proposal for a General Ordinance amending the Code Section 29-224, prohibiting trucks on certain portions of Hartman Drive;" and the President referred it to the Transportation Committee.

PROPOSAL NO. 390, 1979. Introduced by Councillor McGrath. The Clerk read the proposal entitled: "A Proposal for a General Ordinance amending the Code Section 29-267, prohibiting parking on a portion of Twenty-eighth Street;" and the President referred it to the Transportation Committee.

PROPOSAL NO. 391, 1979. Introduced by Councillor McGrath. The Clerk read the proposal entitled: "A Proposal for a General Ordinance amending the Code Section 29-331, establishing a loading zone on Lewis Street;" and the President referred it to the Transportation Committee.

PROPOSAL NO. 392, 1979. Introduced by President SerVaas. The Clerk read the proposal entitled: "A Proposal for a General Ordinance amending the Code of Indianapolis and Marion County, Indiana Sections 29-92, establishing intersection controls at certain intersections;" and the President referred it to the Transportation Committee.

PROPOSAL NO. 393, 1979. Introduced by Councillor McGrath. The Clerk read the proposal entitled: "A Proposal for a General Ordinance amending the Code of Marion County and Indianapolis, section 29-92, changing intersection controls at several intersections;" and the President referred it to the Transportation Committee.

PROPOSAL NOS. 394-404, 1979. Introduced by Councillor Durnil. The Clerk read the proposals entitled: "Proposals for Rezoning Ordinances certified from the Metropolitan Plan Commission on August 2, 1979;" Proposal Nos. 394-403, 1979 were heard under Presentation of Petitions, Memorials, Special Resolutions, and Council Resolutions. Proposal No. 404, 1979 was held for a public hearing at the next session of the Council.

PROPOSAL NO. 405, 1979. Introduced by Councillor Tintera. The Clerk read the proposal entitled: "A Proposal for a Special Resolution authorizing certain actions and proceedings with respect to certain proposed economic development bonds;" and the President referred it to the Economic Development Committee.

PROPOSAL NO. 406, 1979. Introduced by Councillor Coughenour. The Clerk read the proposal entitled: "A Proposal for a Council Resolution appointing Tom Hale to the Board of Public Works;" and the President referred it to the Public Works Committee.

## SPECIAL ORDERS – PUBLIC HEARING

PROPOSAL NO. 351, 1979. Councillor Schneider moved, seconded by Councillor Dowden, to postpone this proposal indefinitely. The motion was granted by the consent of the Council.

PROPOSAL NO. 361, 1979. Councillor West moved, seconded by Councillor Tintera, to postpone this proposal until the meeting of the Council on September 10, 1979. Consent was given.

## SPECIAL ORDERS – FINAL ADOPTION

PROPOSAL NO. 286, 1979. Councillor Dowden moved, seconded by Councillor Schneider to send this proposal back to the Community Affairs Committee for further discussion. The motion carried by a unanimous voice vote.

PROPOSAL NO. 280, 1979. Councillor Miller reported that this proposal approves increased rates and charges for cable television services supplied by Indianapolis Cablevision Co., Ltd. After discussion, during which Mr. Elrod spoke concerning the legal aspects of the proposal, Councillor Walters moved, seconded by Councillor Howard to table Proposal No. 280, 1979. The motion to table failed on the following roll call vote; viz:

*12 AYES: Mr. Campbell, Mr. Cantwell, Mr. Howard, Mrs. Journey, Mr. Kimbell, Miss Parker, Mr. Pearce, Mr. Tinder, Mr. Tintera, Mr. Vollmer, Mr. Walters, Mr. West*

*16 NOES: Mr. Anderson, Mr. Boyd, Mrs. Brinkman, Mr. Clark, Mrs. Coughenour, Mr. Dowden, Mr. Durnil, Mr. Gilmer, Mr. Hawkins, Mr. Lyons, Mr. McGrath, Mr. Miller, Mr. Patterson, Mr. Schneider, Mr. SerVaas, and Mrs. Stewart*

*1 NOT VOTING: Mr. Page*

Councillor Hawkins then moved, seconded by Councillor Stewart, to adopt Proposal No. 280, 1979. The proposal was then adopted on the following roll call vote; viz:

*18 AYES: Mr. Anderson, Mr. Boyd, Mrs. Brinkman, Mr. Clark, Mrs. Coughenour, Mr. Dowden, Mr. Durnil, Mr. Gilmer, Mr. Hawkins, Mr. Lyons, Mr. McGrath, Mr. Miller, Miss Parker, Mr. Patterson, Mr. Schneider, Mr. SerVaas, Mrs. Stewart, Mr. West*

*10 NOES: Mr. Campbell, Mr. Cantwell, Mr. Howard, Mrs. Journey, Mr. Kimbell, Mr. Pearce, Mr. Tinder, Mr. Tintera, Mr. Vollmer, Mr. Walters*

*1 NOT VOTING: Mr. Page*

Proposal No. 280, 1979 was retitled GENERAL RESOLUTION NO. 9, 1979, and reads as follows:

**CITY—COUNTY GENERAL RESOLUTION NO. 9, 1979**

**A GENERAL RESOLUTION approving an amended schedule of rates and charges for cable television services furnished to residents of the Consolidated City by Indianapolis Cablevision Co., Ltd.**

**WHEREAS, Indianapolis Cablevision Co., Ltd., has petitioned the City-County Council for increases in the rates of charges for services within the Consolidated City to be provided pursuant to an agreement made by the Board of Commissioners of Marion County, Indiana, dated May 19, 1979; and**

**WHEREAS, the City-County Council has considered such request; now, therefore:**

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

**SECTION 1. The schedule of rates and charges set forth in Schedule A is hereby approved.**

**SECTION 2. This resolution shall be in full force and effect from and after adoption and approval by the Mayor.**

PROPOSAL NO. 350, 1979. Councillor Miller stated that this proposal appoints James Eibel to the Marion County Data Processing Board. After brief discussion, Councillor Miller moved, seconded by Councillor Gilmer to adopt said proposal. The motion carried by a unanimous voice vote. Proposal No. 350, 1979 was retitled COUNCIL RESOLUTION NO. 19, 1979, and reads as follows:

**CITY—COUNTY COUNCIL RESOLUTION NO. 19, 1979**

**A COUNCIL RESOLUTION appointing James Eibel to the Marion County Data Processing Board.**

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

**SECTION 1. As a member of the Marion County Data Processing Board, the Council appoints:**

**JAMES EIBEL**

**SECTION 2. The foregoing appointment shall be for a term of two years beginning August 13, 1979 and ending August 13, 1981, at the pleasure of the Council and until a successor is appointed.**

PROPOSAL NO. 356, 1979. Councillor Durnil reported for the Metropolitan Development Committee that this proposal transfers \$3,410 in the Historic Preservation Fund, the proposal received a "do pass" recommendation from the committee. After discussion, Councillor Durnil moved, seconded by Councillor Miller, to adopt said proposal. The proposal was then adopted on the following roll call vote; viz:

23 AYES: Mr. Anderson, Mr. Boyd, Mrs. Brinkman, Mr. Campbell, Mr. Clark, Mrs. Coughenour, Mr. Durnil, Mr. Hawkins, Mr. Howard, Mrs. Journey, Mr. Kimbell, Mr. Mc Grath, Mr. Miller, Miss Parker, Mr. Patterson, Mr. Pearce, Mr. Schneider, Mr. SerVaas, Mrs. Stewart, Mr. Tinder, Mr. Vollmer, Mr. Walters, Mr. West

NO NOES

6 NOT VOTING: Mr. Cantwell, Mr. Dowden, Mr. Gilmer, Mr. Lyons, Mr. Page, and Mr. Tintera

Proposal No. 356, 1979 was retitled FISCAL ORDINANCE NO. 104, 1979 and reads as follows:

**CITY—COUNTY FISCAL ORDINANCE NO. 104, 1979**

A FISCAL ORDINANCE amending the CITY—COUNTY ANNUAL BUDGET FOR 1979 (City-County Fiscal Ordinance No. 91, 1978) transferring and appropriating Three thousand four hundred and ten dollars (\$3,410) in the Historic Preservation Fund for purposes of the Historic Preservation division, Department of Metropolitan Development and reducing certain other appropriations for that division.

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

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.03 of the City-County Annual Budget for 1979, be, and is hereby, amended by the increases and reductions hereinafter stated for the purposes of offsetting budget deficits.

SECTION 2. The sum of three thousand four hundred ten dollars (\$3,410) be, and the same is hereby, transferred for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:  
DEPARTMENT OF METROPOLITAN HISTORIC PRESERVATION FUND  
DEVELOPMENT, HISTORIC PRESERVATION COMMISSION

22. Supplies	\$1,000
24. Current Charges	<u>2,410</u>
TOTAL INCREASES	3,410

SECTION 4. The said increased appropriation is funded by the following reductions:  
DEPARTMENT OF METROPOLITAN HISTORIC PRESERVATION FUND  
DEVELOPMENT, HISTORIC PRESERVATION COMMISSION

10. Personal Services	\$3,410
TOTAL REDUCTIONS	<u>3,410</u>

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

PROPOSAL NO. 357, 1979. Councillor Durnil stated that this proposal transfers \$27,000 in the budget of the Building Division, to extend the computer system to inspection activities. After discussion, Councillor Miller moved, seconded by Councillor Coughenour, for adoption of this proposal. The proposal was adopted on the following roll call vote; viz:

24 Ayes: Mr. Anderson, Mr. Boyd, Mrs. Brinkman, Mr. Campbell, Mr. Clark, Mrs. Coughenour, Mr. Dowden, Mr. Durnil, Mr. Howard, Mrs. Journey, Mr. Kimbell, Mr. McGrath, Mr. Miller, Ms. Parker, Mr. Patterson, Mr. Pearce, Mr. Schneider, Mr. SerVaas, Mrs. Stewart, Mr. Tinder, Mr. Tintera, Mr. Vollmer, Mr. Walters, and Mr. West.

NO NOES

5 NOT VOTING: Mr. Cantwell, Mr. Gilmer, Mr. Hawkins, Mr. Lyons, and Mr. Page.

Proposal No. 357, 1979 was retitled FISCAL ORDINANCE NO. 105, 1979, and reads as follows:

**CITY—COUNTY FISCAL ORDINANCE NO. 105, 1979**

A FISCAL ORDINANCE amending the CITY—COUNTY ANNUAL BUDGET FOR 1979 (City-County Fiscal Ordinance No. 91, 1978) transferring and appropriating Twenty-seven thousand dollars (\$27,000) in the Consolidated County Fund for purposes of the Building Division, Department of Metropolitan Development and reducing certain other appropriations for that division.

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

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.03 of the City-County Annual Budget for 1979, be, and is hereby, amended by the increases and reductions hereinafter stated for the purposes of extending the present computer system over the inspection section of the division.

SECTION 2. The sum of Twenty-seven thousand dollars (\$27,000) be, and the same is hereby, transferred for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

METROPOLITAN DEVELOPMENT		CONSOLIDATED COUNTY FUND
BUILDING DIVISION		
21.	Contractual Services	<u>\$27,000</u>
	TOTAL INCREASES	\$27,000

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

METROPOLITAN DEVELOPMENT		CONSOLIDATED COUNTY FUND
BUILDING DIVISION		
10.	Personal Services	\$15,000
24.	Current Charges	<u>12,000</u>
	TOTAL REDUCTIONS	\$27,000

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

PROPOSAL NO. 353, 1979. Councillor Tintera requested that Proposal No. 353, 1979 be advanced on the agenda, and heard at this time. Due to budget hearings, this proposal had not been acted upon in the Economic Development Committee to which it was assigned. Therefore, the Council recessed to a Committee of the Whole to hear the proposal at 8:45 p.m. and reconvened at 8:46 p.m. The proposal was recommended by the Committee of the Whole by a unanimous voice vote. The proposal was then adopted by the Council by the following roll call vote; viz:

22 AYES: Mr. Anderson, Mrs. Brinkman, Mr. Campbell, Mr. Clark, Mrs. Coughenour, Mr. Durnil, Mr. Howard, Mrs. Journey, Mr. Kimbell, Mr. McGrath, Mr. Miller, Miss Parker, Mr. Patterson, Mr. Pearce, Mr. Schneider, Mr. SerVaas, Mrs. Stewart, Mr. Tinder, Mr. Tintera, Mr. Vollmer, Mr. Walters and Mr. West.  
NO NOES

7 NOT VOTING: Mr. Boyd, Mr. Cantwell, Mr. Dowden, Mr. Gilmer, Mr. Hawkins, Mr. Lyons, Mr. Page

Proposal No. 353, 1979 was retitled SPECIAL RESOLUTION NO. 31, 1979 and reads as follows:

**CITY—COUNTY SPECIAL RESOLUTION NO. 31, 1979**

A SPECIAL RESOLUTION approving and authorizing certain actions and proceedings with respect to certain proposed economic development bonds.

WHEREAS, the City of Indianapolis, Indiana (The "City") is authorized by IC 18-6-4.5 (the "Act") to issue revenue bonds for the financing of economic development facilities, the funds from said financing to be used for the acquisition, construction and equipping of said facilities either directly or by loan to a company and said facilities to be either owned by or leased or sold to a company; and

WHEREAS, Technicarbon Company, Inc., (the "Company") has advised the Indianapolis Economic Development Commission and the City that it proposes that the City acquire, construct and equip certain economic development facilities and sell or lease the same to the Company or that the City loan the proceeds of such a financing to the Company for such purposes, said economic development facility to be an approximately 28,800 square foot manufacturing facility for the production and distribution of carbon paper products and the machinery and equipment to be installed therein, to be located at Park 100, 82nd Street and Woodland Avenue, Indianapolis, Indiana, on an approximate 3.59 acre tract of land within the City of Indianapolis (the "Project"); and

WHEREAS, the diversification of economic development and increase in job opportunities (29 new jobs added) to be achieved by the acquisition, construction and equipping of the Project, will be of public benefit to the health, safety and general welfare of the City and its citizens; and

WHEREAS, having received the advice of the Indianapolis Economic Development Commission, it would appear that the financing of the Project would be of public benefit to the health, safety and general welfare of the City and its citizens; and

WHEREAS, the acquisition and construction of the facilities will not have an adverse competitive effect on any similar facility already constructed or operating in or about Indianapolis, Indiana; now, therefore:

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

SECTION 1. The City-County Council finds, determines, ratifies and confirms that the promotion of diversification of economic development and job opportunities in and near Indianapolis, Indiana, and in Marion County, is desirable to preserve the health, safety and general welfare of the citizens of the City of Indianapolis; and that it is in the public interest that the Indianapolis Economic Development Commission and said City take such action as it lawfully may to encourage diversification of industry and promotion of job opportunities in and near said City.

SECTION 2. The City-County Council further finds, determines, ratifies, and confirms that the issuance and sale of revenue bonds of the City in an approximate amount of \$1,300,000 under the Act for the acquisition, construction, and equipping of the Project and the sale or leasing of the Project to the Company or the loaning of the proceeds of such a financing to the Company for such purposes will service the public purposes referred to above, in accordance with the Act.

SECTION 3. In order to induce the Company to proceed with the acquisition, construction, and equipping of the Project, the City-County Council hereby finds, determines, ratifies, and confirms that (i) it will take or cause to be taken such actions pursuant to the Act as may be required to implement the aforesaid financing, or as it may deem appropriate in pursuance thereof; provided that all of the foregoing shall be mutually acceptable to the City and the Company; (ii) it will adopt such ordinances and resolutions and authorize the execution and delivery of such instruments and the taking of such action as may be necessary and advisable for the authorization, issuance and sale of said economic development bonds.

SECTION 4. All costs of the Project incurred after the passage of this resolution, including reimbursement or repayment to the Company of moneys expended by the Company for application fees, planning, engineering, interest paid during construction underwriting expenses, attorney and bond Counsel fees, acquisition, construction and equipping of the Project will be permitted to be included as part of the bond issue to finance said Project, and the City will thereafter either lease the same to the Company or loan the proceeds of such financing to the Company for the same purposes or sell the same to the Company.

#### ANNOUNCEMENTS AND ADJOURNMENT

There being no further business, and upon motion duly made and seconded, the meeting adjourned at 8:47 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, Indiana, held at its Regular Meeting on the 13th day of August, 1979.

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

ATTEST:



President



Clerk of the City-County Council

(SEAL)