

REGULAR MEETING

Monday, March 19, 1973, 7:00 P.M.

A Regular Meeting of the City-County Council of Indianapolis-Marion County convened in the Council Chambers of the City-County Building at 7:25 P.M., Monday, March 19, 1973. President Hasbrook in the Chair. Councilwoman Gibson opened the meeting with prayer, followed by the Pledge of Allegiance.

ROLL CALL

The President instructed the Clerk to take the roll. Twenty-nine members being present, he announced a quorum. The roll call was as follows: *Present:* Mr. Bayt, Mr. Boyd, Mr. Broderick, 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. SerVaas, Mr. Tintera, Mr. West and President Hasbrook.

APPROVAL OF JOURNAL

President Hasbrook called for additions or corrections to the Journal for March 5, 1973, as distributed. There being no corrections, the Journal of March 5, 1973, stands approved as distributed.

OFFICIAL COMMUNICATIONS

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

March 6, 1973

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

Ladies and Gentlemen:

I have this day approved with my signature and delivered to the Clerk of the City-County Council, Mrs. Jean A. Wyttenbach, the following city-county ordinances and resolutions:

FISCAL ORDINANCE NO. 10, 1973, amending the City-County Annual Budget for 1973 (City-County General Ordinance No. 72, 1972, as amended), and appropriating the sum of \$53,000.00 for certain purposes of C.S.P.—Census Uses Study by reducing the unappropriated City General Fund.

SPECIAL RESOLUTION NO. 9, 1973, commending the Indiana Vocational Technical College.

SPECIAL RESOLUTION NO. 12, 1973, concerning the return of the Prisoners of War from the Vietnam Conflict.

Respectfully,

RICHARD G. LUGAR
Mayor

March 19, 1973

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

Ladies and Gentlemen:

Pursuant to the laws of the State of Indiana, I caused to be posted in three public places and published in the Indianapolis News and the Indianapolis Commercial on March 8, 1973, and March 15, 1973, a "Notice to Taxpayers" of a public hearing on Proposal Nos. 93, 98 and 99, 1973, on March 19, 1973, in the Council Chambers, City-County Building, at 7:00 P.M.

Respectfully submitted,

JEAN A. WYTENBACH
Clerk of the City-County Council

PETITIONS, MEMORIALS, SPECIAL RESOLUTIONS AND COUNCIL RESOLUTIONS

President Hasbrook called for presentation of petitions.

PROPOSAL NO. 120, 1973. Councilman Cottingham read Proposal No. 120, 1973, and moved, seconded by Councilman Giffin, to adopt Proposal No. 120, 1973. The motion to *adopt* was *carried* by unanimous voice vote. Proposal No. 120, 1973, was retitled Special Resolution No. 13, 1973, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 13, 1973

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

Section 1. The City-County Council on behalf of its members and for the City of Indianapolis and Marion County, reverently acknowledges the sorrow of the community upon the death of Walter C. Blase.

Section 2. The City-County Council, saddened by the death of Walter C. Blase, records in memorium his life and service to this community.

Walter C. Blase was born in Indianapolis on July 25, 1903, and was a resident of Speedway. For the past ten years he was a Deputy County Assessor and brought to his job and office of the Assessor a dedication to his work and a compassion and understanding for all those with whom he worked. He was a 45 year member of the Speedway Volunteer Fire Department.

Section 3. The City-County Council does hereby posthumously commend Walter C. Blase for his faithful and productive service to his county and his community, and extends to his wife and family the sympathy and gratitude of the community.

Section 4. The Mayor of the City of Indianapolis is invited to join in this resolution of respect by affixing his signature hereto.

Section 5. The Clerk of the Council is instructed to suitably inscribe a copy of this resolution for delivery to the widow and family of Mr. Walter C. Blase.

INTRODUCTION OF GUESTS

President Hasbrook called for introduction of guests. Councilman West introduced a number of real estate people and distinguished members of the community; President Hasbrook introduced former Councilman Jerry Forestal; Councilman Gilmer introduced Mr. Hagerman and Mr. & Mrs. Russell from the First District; Councilwoman Gibson introduced Mr. Buchanan III and Nellie Grant, who were interested in the equal housing program.

INTRODUCTION OF PROPOSALS

PROPOSALS NOS. 104 through 119, 1973. Introduced by Councilman Egenes. The Clerk read the proposals entitled: "Proposals for Rezoning Ordinances certified from the Metropolitan Plan Commission March 9, 1973." The President referred them to the Committee of the Whole,

and ordered them placed on the Agenda under Special Orders—Final Adoption.

PROPOSAL NO. 121, 1973. Introduced by Councilwoman Noel. The Clerk read the proposal entitled: "A proposal for a General Ordinance amending City-County General Ordinance No. 84, 1970, as amended, to provide further for the humane and more healthy care of an animal or animals;" and the President referred it to the Public Safety Committee.

PROPOSAL NO. 122, 1973. Introduced by Councilman West. The Clerk read the proposal entitled: "A proposal for a Special Resolution approving and ratifying certain leases with respect to the Indianapolis Indoor Sports Stadium." The President referred it to the Committee of the Whole, and ordered it placed on the Agenda under Special Orders—Final Adoption.

PROPOSAL NO. 123, 1973. Introduced by Councilman McPherson. The Clerk read the proposal entitled "A proposal for a Fiscal Ordinance amending the CITY-COUNTY ANNUAL BUDGET FOR 1973 and appropriating the sum of Two hundred thousand dollars (\$200,000.00) for certain purposes of the Department of Public Works, specifically for the architectural and engineering services for the Market Square Plan, by transferring from the unappropriated City General Fund the receipts of a special grant from the Lilly Endowment, Inc., made available to the City for the express purpose of preserving and developing the historic and culturally important City Market which is a part of the City's history;" and the

President referred it to the Public Works Committee. Public hearing will be held on April 2, 1973.

PROPOSAL NO. 124, 1973. Introduced by Councilmen McPherson and West. The Clerk read the proposal entitled: "A proposal for a Fiscal Ordinance amending the CITY-COUNTY ANNUAL BUDGET FOR 1973 and appropriating the sum of Four million four hundred thousand dollars (\$4,400,000.00) from the Federal Revenue Sharing Trust Fund to certain other designated Funds;" and the President referred it to the Committee of the Whole. Public hearing to be held on April 2, 1973.

PROPOSAL NO. 125, 1973. Introduced by Councilman Cottingham. The Clerk read the proposal entitled: "A proposal for a Fiscal Ordinance amending the CITY-COUNTY ANNUAL BUDGET FOR 1973 and appropriating the sum of One hundred dollars (\$100.00) for certain purposes of Superior Court Room No. 2, by reducing certain other appropriations for that Department;" and the President referred it to the County and Townships Committee.

PROPOSAL NO. 126, 1973. Introduced by Councilman Patterson. The Clerk read the proposal entitled: "A proposal for a Fiscal Ordinance amending City-County Fiscal Ordinance No. 90, 1972, changing the operating agency with respect to a certain appropriation from the CSP Fund and authorizing the Mayor to execute an amendment with the United States of America for the CSP, Year 3:" and the President referred it to the Municipal Corporations Committee.

MODIFICATION OF SPECIAL ORDERS

PROPOSAL NO. 59, 1973. Councilman Egenes moved, seconded by Councilman Byrum, to place Proposal No. 59, 1973, under Special Orders—Final Adoption. The motion was *carried* by unanimous voice vote.

SPECIAL ORDERS—PUBLIC HEARING

President Hasbrook called for proposals eligible for public hearing. Members of the public were invited to be heard on proposals eligible for public hearing.

PROPOSAL NO. 93, 1973. After discussion, Proposal No. 93, 1973 was passed on a roll call vote; *viz:* 25 Ayes: Mr. Bayt, Mr. Boyd, Mr. Brown, Mr. Byrum, Mr. Cantwell, Mr. Clark, Mr. Cottingham, Mr. Dowden, Mr. Egenes, Mr. Elmore, Mrs. Gibson, Mr. Giffin, Mr. Gilmer, Mr. Gorham, Mr. Griffith, Mr. Kimbell, Mr. McPherson, Mrs. Miller, Mrs. Noel, Mr. Patterson, Mr. Schneider, Mr. SerVaas, Mr. Tintera, Mr. West and President Hasbrook. 3 Noes: Mr. Broderick, Mr. Campbell and Mr. Ruckelshaus. Councilman Hawkins was out of Chambers when vote was taken. Proposal No. 93, 1973, was retitled Fiscal Ordinance No. 13, 1973, and reads as follows:

CITY COUNTY FISCAL ORDINANCE NO. 13, 1973

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

Section 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, the CITY-COUNTY ANNUAL BUDGET FOR 1973, as amended, is hereby further amended by the increases and reductions hereinafter stated to provide for

the hiring of a mortician to expedite release of Coroner's cases by appropriating certain amounts in the unappropriated County General Fund.

Section 2. The sum of Twenty-six hundred forty dollars (\$2,640.00) 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

| COUNTY CORONER | | County |
|-----------------|-------------------|--------------|
| | | General Fund |
| 100 | Services Personal | \$2,640.00 |
| TOTAL INCREASES | | \$2,640.00 |

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

| | | County |
|------------------|------------------------------------|--------------|
| | | General Fund |
| | Unappropriated County General Fund | \$2,640.00 |
| TOTAL REDUCTIONS | | \$2,640.00 |

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

PROPOSAL NO. 98, 1973. After discussion, during which Mr. William Spencer, Director of the Department of Parks and Recreation spoke briefly on the proposal, Proposal No. 98, 1973, was *passed* on a roll call vote; *viz*: 21 Ayes: Mr. Bayt, Mr. Boyd, Mr. Brown, Mr. Byrum, Mr. Clark, Mr. Cottingham, Mr. Egenes, Mrs. Gibson, Mr. Gilmer, Mr. Gorham, Mr. Griffith, Mr. Hawkins, Mr. Kimbell Mr. McPherson, Mrs. Noel, Mr. Patterson, Mr. Ruckelshaus, Mr. SerVaas, Mr. Tintera, Mr West and

President Hasbrook. 8 Noes: Mr. Broderick, Mr. Campbell, Mr. Cantwell, Mr. Dowden, Mr. Elmore, Mr. Giffin, Mrs. Miller and Mr. Schneider. Proposal No. 98, 1973, was retitled Fiscal Ordinance No. 14, 1973, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 14, 1973

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

Section 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, the CITY-COUNTY ANNUAL BUDGET FOR 1973, as amended, is hereby further amended by the increases and reductions hereinafter stated to provide for the annual budget for the Recreation Coordination System Proposal, Department of Parks and Recreation, by appropriating the anticipated and allocated receipts from a contract with the Community Services Program.

Section 2. The sum of Twenty thousand dollars (\$20,000.00) be, and the same is hereby, appropriated for the purposes shown in Section 3 by reducing the appropriation as shown in Section 4.

Section 3. The following additional appropriations are hereby approved

DEPARTMENT OF PARKS AND RECREATION
Recreation Coordination Systems Proposal

| | Park | General Fund |
|-------------------------|------|--------------|
| 1. Services Personnel | \$ | 12,265.00 |
| 2. Services Contractual | | \$3,575.00 |
| 3. Supplies | | \$2,056.00 |
| 4. Current Charges | | \$1,386.00 |
| 5. Current Obligations | | \$718.00 |
| | | <hr/> |
| TOTAL INCREASES | | \$ 20,000.00 |

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

| | |
|----------------------------------|---------------------|
| | Park |
| | General Fund |
| Unappropriated Park General Fund | \$ 20,000.00 |
| | <hr/> |
| TOTAL REDUCTIONS | \$ 20,000.00 |

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

PROPOSAL NO. 99, 1973. After discussion, during which Mr. William Spencer and Mr. Fred Armstrong, City Controller, spoke briefly on the proposal, Proposal No. 99, 1973, was *passed* on a roll call vote; *viz: 21 Ayes:* Mr. Bayt, Mr. Boyd, Mr. Broderick, Mr. Brown, Mr. Byrum, Mr. Clark, Mr. Egenes, Mrs. Gibson, Mr. Giffin, Mr. Gilmer, Mr. Gorham, Mr. Griffith, Mr. Hawkins, Mr. Kimbell, Mr. McPherson, Mrs. Noel, Mr. Patterson, Mr. SerVaas, Mr. Tintera, Mr. West and President Hasbrook. *8 Noes:* Mr. Campbell, Mr. Cantwell, Mr. Cottingham, Mr. Dowden, Mr. Elmore, Mrs. Miller, Mr. Ruckelshaus and Mr. Schneider. Proposal No. 99, 1973, was retitled Fiscal Ordinance No. 15, 1973, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 15, 1973

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

Section 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, the CITY-COUNTY ANNUAL BUDGET FOR 1973, as amended, is hereby further amended by the increases and reductions hereinafter stated to provide for the annual budget for the Program and Systems Evaluation, Department of Parks and Recreation, by appropriating the anticipated and allocated receipts from a contract with the Community Services Program.

Section 2. The sum of Twelve Thousand Dollars (\$12,000.00)

be, and the same is hereby, appropriated for the purposes shown in Section 3 by reducing the appropriation as shown in Section 4.

Section 3. The following additional appropriations are hereby approved

DEPARTMENT OF PARKS AND RECREATION
Program and Systems Evaluation

| | Park General Fund |
|-----------------------|----------------------|
| 1. Services Personnel | \$ 12,000.00 |
| | <hr/> |
| TOTAL INCREASES | \$ 12,000.00 |

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

| | Park General Fund |
|----------------------------------|----------------------|
| Unappropriated Park General Fund | \$ 12,000.00 |
| | <hr/> |
| TOTAL REDUCTIONS | \$ 12,000.00 |

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

SPECIAL ORDERS—FINAL ADOPTION

PROPOSAL NO. 122, 1973. Councilman West read Proposal No. 122, 1973, and moved, seconded by Councilman SerVaas to adopt the proposal. After discussion, Councilman Cantwell, moved, seconded by Councilman Bayt, to table Proposal No. 122, 1973, until the next meeting of the Council on April 2, 1973. The motion to *table failed* on a roll call vote: *viz*: 8 Ayes: Mr. Bayt, Mr. Boyd, Mr. Broderick, Mr. Campbell, Mr. Cantwell, Mrs. Gibson, Mr. Hawkins and Mrs. Noel. 20 Noes: Mr. Byrum, Mr. 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. Servaas, Mr. Tintera, Mr. West and President Hasbrook. Councilman Brown abstaining.

Councilman Schneider stated that while he would vote to pass Proposal No. 122, 1973, he would vote against the Proposal allocating \$4,400,000.00 for the financing of the arena. He said he was not opposed to the lease between the Market Square Associates and the City of Indianapolis, Department of Public Works, but his concern was the financial arrangements of the arena. After further discussion, Proposal No. 122, 1973, was passed on a roll call vote; viz: 21 Ayes: Mr. Byrum, Mr. Clark, Mr. Cottingham, Mr. Dowden, Mr. Egenes, Mr. Elmore, Mrs. Gibson, Mr. Giffin, Mr. Gilmer, Mr. Gorham, Mr. Griffith, Mr. Kimbell, Mr. McPherson, Mrs. Miller, Mr. Patterson, Mr. Ruckelshaus, Mr. Schneider, Mr. SerVaas, Mr. Tintera, Mr. West and President Hasbrook. 7 Noes: Mr. Bayt, Mr. Boyd, Mr. Broderick, Mr. Campbell, Mr. Cantwell, Mr. Hawkins and Mrs. Noel. Councilman Brown abstaining. Proposal No. 122, 1973, was retitled Special Resolution No. 14, 1973, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 14, 1973

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

Section 1. The City-County Council does hereby ratify and approve the Ground Lease and Arena Lease heretofore negotiated between Market Square Associates and the City of Indianapolis Department of Public Works, a copy of which lease is attached hereto,

made a part hereof, and marked "Exhibits A-1, and A-2," the essential terms of which provide for a base rental of the arena for the minimum sum of Three hundred sixty thousand dollars (\$360,000.00) per annum for a term of forty (40) years, and a rental of One hundred fifty thousand dollars (\$150,000.00) per annum for the ground rent on the garage site, for a term of forty (40) years, and for additional rental sums based on gross revenues.

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

PROPOSAL NO. 59, 1973. After discussion, Proposal No. 59, 1973, was passed on a roll call vote; viz: 22 Ayes: Mr. Bayt, Mr. Boyd, Mr. Broderick, Mr. Brown, Mr. Byrum, Mr. Campbell, Mr. Cantwell, Mr. Clark, Mr. Cottingham, Mr. Egenes, Mrs. Gibson, Mr. Giffin, Mr. Gilmer, Mr. Griffith, Mr. Kimbell, Mrs. Miller, Mrs. Noel, Mr. Patterson, Mr. SerVaas, Mr. Tintera, Mr. West and President Hasbrook. 4 Noes: Mr. Dowden, Mr. Elmore, Mr. McPherson and Mr. Schneider. Councilmen Gorham, Hawkins and Ruckelshaus were out of Chambers when vote was taken. Proposal No. 59, 1973, was retitled General Resolution No. 1, 1973, and reads as follows:

CITY-COUNTY GENERAL RESOLUTION NO. 1, 1973

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

Section 1. The Department of Metropolitan Development is required to submit a "Capital Budget" for all capital expenditures of city and county government whose budget is adopted by the Council. The said "Capital Budget" shall be prepared for 1974 and contain projected 1975 capital expenditures and shall be submitted to the Council no later than July 16, 1973.

Section 2. All officials and employees of the Consolidated City and of Marion County are directed to cooperate fully with the De-

partment of Metropolitan Development in preparation of said capital budget and to provide all information necessary and helpful in its preparation.

Section 3. The Director of the Department of Metropolitan Development is instructed to report regularly to the Council on the progress of this project and difficulties or lack of cooperation so that the Council may take appropriate action to enforce this resolution.

Section 4. The Clerk is directed to send a copy of this ordinance to the chief official of each unit of government listed in the 1973 Council Budget.

PROPOSAL NO. 46, 1973. Councilman Gilmer moved, seconded by Councilman Dowden to amend Proposal No. 46, 1973, as follows:

CITY-COUNTY COUNCIL MOTION

Mr. President:

I move that City-County Council Proposal No. 46, 1973, be amended as follows:

Strike the Proposal as pending, and insert in lieu thereof, a revised Proposal marked **SECOND COMMITTEE RECOMMENDATION**.

GORDON GILMER
Councilman

The motion to *amend* was *carried* by unanimous voice vote. After discussion, Proposal No. 46, 1973, as amended, was *passed* on a roll call vote; *viz*: 27 *Ayes*: Mr. Boyd, Mr. Broderick, 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. Kim-

bell, Mr. McPherson, Mrs. Miller, Mr. Patterson, Mr. Ruckelshaus, Mr. Schneider, Mr. SerVaas, Mr. Tintera, Mr. West and President Hasbrook. *No* Noes. Councilman Bayt and Councilwoman Noel were out of Chambers when vote was taken. Proposal No. 46, 1973, was retitled General Ordinance No. 17, 1973, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 17- 1973

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

Section 1. Title 7 of the CODE OF INDIANAPOLIS AND MARION COUNTY, 1970, be and is hereby amended, by repealing Chapter 18 in its entirety.

Section 2. This ordinance shall be in full force and effect from and after passage and approval by the Mayor.

PROPOSAL NO. 86, 1973. After discussion, Proposal No. 86, 1973, was *passed* on a roll call vote; *viz:* 26 *Ayes:* Mr. Broderick, 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. SerVaas, Mr. Tintera, Mr. West and President Hasbrook. 2 *Noes:* Mr. Boyd and Mr. Cantwell. Councilman Bayt was out of Chambers when vote was taken. Proposal No. 86, 1973, was retitled Fiscal Ordinance No. 16, 1973, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 16, 1973

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

Section 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, the CITY-COUNTY ANNUAL BUDGET FOR 1973, as amended, is hereby further amended by the increases and reductions hereinafter stated to provide for the trading of weapons for Deputy Sheriffs by reducing certain other appropriations for the Jail.

Section 2. The sum of Thirteen thousand five hundred dollars (\$13,500.00) 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:

MARION COUNTY JAIL

| | County General Fund |
|-----------------|------------------------|
| 300 Supplies | \$ 13,500.00 |
| | <hr/> |
| TOTAL INCREASES | \$ 13,500.00 |

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

MARION COUNTY JAIL

| | County General Fund |
|-----------------------|------------------------|
| 100 Services Personal | \$ 13,500.00 |
| | <hr/> |
| TOTAL REDUCTIONS | \$ 13,500.00 |

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

PROPOSAL NO. 96, 1973. After discussion, Proposal No. 96, 1973, was passed on a roll call vote; viz: 28 Ayes: Mr. Bayt, Mr. Boyd, Mr. Broderick, 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. SerVaas, Mr. Tintera, Mr. West and President Hasbrook. No Noes. Councilman Cantwell was out of Chambers when vote was taken. Proposal No. 46, 1973, was retitled General Resolution No. 2, 1973, and reads as follows:

CITY-COUNTY GENERAL RESOLUTION NO. 2, 1973

WHEREAS, the Department of Public Works of the City of Indianapolis is subject to the provisions of Title 18, Article 4, Chapter 5, Section 3 of the Indiana Code, 1971, (formerly known as Chapter 173, Section 503 of the Acts of 1969) and particularly that provision thereof which prohibits said department from issuing any special taxing district bonds without the prior approval by resolution of the City-County Council; and

WHEREAS, the Board of Public Works has adopted Resolution No. 2080, 1972, Declaratory Resolution on the 6th day of November, 1972; and

WHEREAS, the Board of Public Works has on the 20th day of February, 1973, pursuant to public notice held a public hearing to determine the public utility and benefit of the several projects set forth in Resolution No. 2080, 1972, Declaratory Resolution; and

WHEREAS, the Board of Public Works has on the 20th day of February, 1973, adopted Resolution No. 2088, 1973, Confirming Preliminary Bond and Preliminary Appropriation Resolution wherein the Board determined to issue and sell bonds in an amount not to exceed Thirteen million six hundred nine thousand six hundred ten dollars (\$13,609,610.00) for the purpose of procuring funds to pay the cost of the following projects:

46th to 56th Street Storm Relief Sewer, Division I and Division II.

Fall Creek-Meridian Hills Interceptor Sewer, Williams Creek Extension.

Lick Creek Interceptor Sewer Extension, Section #4.

West Marion County Interceptor Sewer, Extension #10.

Renovation of Heating Systems at Southwest Sewage Treatment Plant #1.

WHEREAS, said Department now wishes to continue with all steps necessary to the approval and sale of said bond issue and as a part thereof seeks the approval by resolution of the City-County Council; and

WHEREAS, the City-County Council has been informed of the uses and purposes to which the proceeds from such bond issue will be applied; and

WHEREAS, said City-County Council is satisfied that the issuance of said bonds is in the public interest and ought to be approved; now, therefore:

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

Section 1. That the proposed bond issue of the Department of Public Works in an amount not to exceed Thirteen million six hundred nine thousand six hundred ten dollars (\$13,609,610.00) and designated for the purposes set forth in the preamble of this Resolution, be and it is hereby approved.

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

PROPOSAL NO. 83, 1973. After discussion, Proposal No. 83, 1973, was *passed* on a roll call vote; *viz:* 24 Ayes: Mr. Bayt, Mr. Brown, Mr. Byrum, Mr. Campbell, Mr. Clark, Mr. Dowden, Mr. Egenes, Mr. Elmore, Mrs. Gibson, Mr. Giffin, Mr. Gilmer, Mr. Griffith, Mr. Hawkins, Mr. Kimbell, Mr. McPherson, Mrs. Miller, Mrs. Noel, Mr. Patterson, Mr. Ruckelshaus, Mr. Schneider, Mr. SerVaas, Mr. Tintera, Mr. West and President Hasbrook. 3 Noes: Mr. Boyd, Mr. Cantwell and Mr. Gorham. Councilmen Brod-

erick and Cottingham were out of Chambers when vote was taken. Proposal No. 83, 1973, was retitled Fiscal Ordinance No. 17, 1973, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 17, 1973

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

Section 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, the CITY-COUNTY ANNUAL BUDGET FOR 1973, as amended, is hereby further amended by the increases and reductions hereinafter stated to provide for payment of awards and rewards fo information on criminal activities by appropriating the anticipated receipts from a contract with the Community Services Program.

Section 2. The sum of Fifty thousand dollars (\$50,000.000) be, and the same is hereby, appropriated for the purpose as shown in Section 3 by reducing the appropriations as shown in Section 4.

Section 3. The following additional appropriations are hereby approved:

DEPARTMENT OF PUBLIC SAFETY
Office of the Director

| | |
|--------------------|----------------------|
| | City General Fund |
| 5. Current Charges | \$ 50,000.00 |
| | <hr/> |
| TOTAL INCREASES | \$ 50,000.00 |

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

| | |
|----------------------------------|----------------------|
| | City General Fund |
| Unappropriated City General Fund | \$ 50,000.00 |
| | <hr/> |
| TOTAL REDUCTIONS | \$ 50,000.00 |

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

RECEIVED MAR 21 1973

PROPOSAL NO. 80, 1973. After discussion, Councilman Boyd moved, seconded by Councilman Campbell, to adopt Proposal No. 80, 1973. Councilman Griffith moved, seconded by Councilman Ruckelshaus, to table Councilman Boyd's motion to adopt. The motion to *table* Councilman Boyd's motion *carried* on a roll call vote; *viz:* 15 Ayes: Mr. Byrum, Mr. Clark, Mr. Cottingham, Mr. Dowden, Mr. Elmore, Mr. Giffin, Mr. Gilmer, Mr. Gorham, Mr. Griffith, Mr. McPherson, Mrs. Miller, Mr. Patterson, Mr. Ruckelshaus, Mr. Schneider and Mr. SerVaas. 14 Noes: Mr. Bayt, Mr. Boyd, Mr. Broderick, Mr. Brown, Mr. Campbell, Mr. Cantwell, Mr. Egenes, Mrs. Gibson, Mr. Hawkins, Mr. Kimbell, Mrs. Noel, Mr. Tintera, Mr. West and President Hasbrook.

After further discussion, Councilman Boyd moved, seconded by Councilman Bayt, to give the public an opportunity to speak on Proposal No. 80, 1973, at this time. After an indecisive voice vote, the motion *failed* on a roll call vote; *viz:* 13 Ayes: Mr. Bayt, Mr. Boyd, Mr. Broderick, Mr. Brown, Mr. Campbell, Mr. Cantwell, Mr. Egenes, Mrs. Gibson, Mr. Hawkins, Mrs. Noel, Mr. Tintera, Mr. West and President Hasbrook. 16 Noes: Mr. Byrum, Mr. Clark, Mr. Cottingham, Mr. Dowden, Mr. Elmore, Mr. Giffin, Mr. Gilmer, Mr. Gorham, Mr. Griffith, Mr. Kimbell, Mr. McPherson, Mrs. Miller, Mr. Patterson, Mr. Ruckelshaus, Mr. Schneider and Mr. SerVaas. President Hasbrook announced that Proposal No. 80, 1973, is still in Committee with no recommendation to Council.

Councilman Hawkins requested and was granted permission to leave the Chambers at 9:15 P.M.

PROPOSAL NOS. 104 through 119, 1973. Councilman Griffith moved, seconded by Councilman Byrum, to hold a public hearing on Proposal No. 108, 1973, on April 2, 1973. The motion was carried by voice vote. Councilman Bayt moved, seconded by Councilman Boyd, to hold a public hearing on Proposal No. 111, 1973, on April 2, 1973. The motion was carried by voice vote. President Hasbrook stated that opposing parties would have fifteen minutes each to speak on the above proposals. No action was taken on Proposal Nos. 104 through 107, 109, 110 and 112 through 119. Proposal Nos. 104, 105, 106, 107, 109, 110, 112, 113, 114, 115, 116, 117, 118 and 119, were retitled Rezoning Ordinance Nos. 36 through 49, 1973, and read as follows:

72-Z-213 — P. O. No. 104, 1973 — R. O. No. 36, 1973—

WARREN TOWNSHIP, COUNCILMANIC DISTRICT #13,
2501 SOUTH BOLTON AVENUE, INDIANAPOLIS

Hart Development Corporation by William F. LeMond, Attorney, 412 Union Federal Building requests rezoning of 3.80 acres, being in A-2 district, to D-6 II classification to permit garden apartments.

72-Z-214 — P. O. No. 105, 1973 — R. O. No. 37, 1973—

WARREN TOWNSHIP, COUNCILMANIC DISTRICT #13,
5944 SOUTHEASTERN AVENUE, INDIANAPOLIS

Hart Development Corporation by William F. LeMond, Attorney, 412 Union Federal Building requests rezoning of 22.58 acres, being in A-2 & D-2 districts, to C-4 classification to permit a retail shopping center.

72-Z-215 — P. O. No. 106, 1973 — R. O. No. 38, 1973—

WARREN TOWNSHIP, COUNCILMANIC DISTRICT #13,
5902 SOUTHEASTERN AVENUE, INDIANAPOLIS

Hart Development Corporation by William F. LeMond, Attorney,

412 Union Federal Building requests rezoning of 2.56 acres, being in D-2 district, to C-1 classification to permit an office park.

72-Z-322 — P. O. No. 107, 1973 — R. O. No. 39, 1973—

CENTER TOWNSHIP COUNCILMANIC DISTRICT #15,
3606-20 EAST 10TH STREET, INDIANAPOLIS

10th Kealing Corporation by Joseph Rothbard, Vice-Pres., by Barry Z. Wallack, Attorney, One Indiana Square #2130 requests rezoning of 0.67 acre, being in C-2 district, to C-3 classification to permit the collection and sale of clothing and salvage material.

73-Z-5 — P. O. No. 109, 1973 — R. O. No. 40, 1973—

WARREN TOWNSHIP, COUNCILMANIC DISTRICT #12,
8010 EAST 21ST STREET, INDIANAPOLIS

Justus Development Company by Charles G. Castor, Attorney, One Indiana Square #2050 requests rezoning of 1.12 acres, being in A-2 district, to C-3 classification to provide for commercial use.

73-Z-6 — P. O. No. 110, 1973 — R. O. No. 41, 1973—

WARREN TOWNSHIP, COUNCILMANIC DISTRICT #12,
2201 NORTH FRANKLIN ROAD, INDIANAPOLIS

Justus Development Company by Charles G. Castor, Attorney, One Indiana Square #2050 requests rezoning of 3.59 acres, being in A-2 district, to C-1 classification to permit construction of an office building and day care center.

73-Z-13 — P. O. No. 112, 1973 — R. O. No. 42, 1973—

DECATUR TOWNSHIP, COUNCILMANIC DISTRICT #19,
4801 WEST TROY AVENUE, INDIANAPOLIS

Cloverleaf Developers, Inc. by J. C. Burris, Attorney, 600 Circle Tower requests rezoning of 53.87 acres, being in D-5 district, to D-6 II classification to provide for the construction of apartments and quadplexes.

73-Z-14 — P. O. No. 113, 1973 — R. O. No. 43, 1973—

DECATUR TOWNSHIP, COUNCILMANIC DISTRICT #19,
4803 WEST TROY AVENUE, INDIANAPOLIS

Cloverleaf Developers, Inc. by J. C. Burris, Attorney, 600 Circle Tower requests rezoning of 2.21 acres, being in D-5 district, to C-3 classification to provide for the construction of retail stores.

73-Z-19 — P. O. No. 114, 1973 — R. O. No. 44, 1973—

WAYNE TOWNSHIP, COUNCILMANIC DISTRICT #1,
8130 CRAWFORDSVILLE ROAD, INDIANAPOLIS

American Fletcher National Bank and Berenice M. Worrell by James L. Tuohy, One Indiana Square #1930 request rezoning of 6.37 acres, being in A-2 district, to C-1 classification to construct a branch bank.

73-Z-32 — P. O. No. 115, 1973 — R. O. No. 45, 1973—

WASHINGTON TOWNSHIP, COUNCILMANIC DISTRICT #2,
2805 EAST-NORTH COUNTY LINE ROAD, INDIANAPOLIS

Mildred M. Max by Wilson S. Stober, Attorney, 810 Fletcher Trust Building requests rezoning of 0.98 acre, being in A-2 district, to C-1 classification to permit construction of a two-story professional building.

73-Z-37 — P. O. No. 116, 1973 — R. O. No. 46, 1973—

PERRY TOWNSHIP, COUNCILMANIC DISTRICT #25,
5002 SOUTH STATE ROAD #37, INDIANAPOLIS

Carol Grube Buck by Wilson S. Stober, Attorney, 810 Fletcher Trust Bldg. requests rezoning of 5.41 acres, being in I-3-S district, to C-4 classification to provide for a gasoline service station, family motel and restaurant.

73-Z-38 — P. O. No. 117, 1973 — R. O. No. 47, 1973—

PIKE TOWNSHIP, COUNCILMANIC DISTRICT #1,
8361 LAFAYETTE ROAD, INDIANAPOLIS

Macali Corporation by Philip A. Nicely, Attorney, 1100 First Federal Bldg. requests rezoning of 59.14 acres, being in A-2 district, to D-2 classification to provide for residential use by platting.

73-Z-40 — P. O. No. 118, 1973 — R. O. No. 48, 1973—

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WASHINGTON TOWNSHIP, COUNCILMANIC DISTRICT #2,
802 EAST 86TH STREET, INDIANAPOLIS

Georgia R. Unversaw by Bloor Redding, Agent, 8 East Ohio Street requests rezoning of 0.66 acre, being in D-2 district, to C-1 classification to convert residence into commercial use.

73-Z-56 — P. O. No. 119, 1973 — R. O. No. 49, 1973—

PIKE TOWNSHIP, COUNCILMANIC DISTRICT #8,
4900 WEST 38TH STREET, INDIANAPOLIS

Norman E. Wiese by Charles G. Castor, One Indiana Square #2050 requests rezoning of 13.77 acres, being in C-1 district, to C-5 classification to permit operation of an automobile dealership.

UNFINISHED BUSINESS

PROPOSAL NO. 209, 1973. Councilman Boyd moved, seconded by Councilman Bayt, to have Proposal No. 209, 1973, placed on the agenda under Special Orders—Final Adoption at the next meeting of the Council. The motion was *carried* by voice vote.

PROPOSAL NO. 101, 1973. Councilman Griffith moved, seconded by Councilman Bayt, to strike Proposal No. 101, 1973. The motion to *strike* was *carried* by voice vote.

NEW BUSINESS

PROPOSAL NO. 124, 1973. Councilman Boyd moved, seconded by Councilman Schneider, to delete the \$4,400,-000.00 from Proposal No. 124, 1973, and make it a separate proposal for the next meeting of the Council. After an indecisive voice vote, the motion *failed* on a roll call vote; *viz:* 13 Ayes: Mr. Bayt, Mr. Boyd, Mr. Broderick,

Mr. Campbell, Mr. Dowden, Mr. Egenes, Mr. Elmore, Mrs. Gibson, Mr. Kimbell, Mr. McPherson, Mrs. Noel, Mr. Schneider and Mr. West. 14 Noes: Mr. Brown, Mr. Byrum, Mr. Clark, Mr. Cottingham, Mr. Giffin, Mr. Gilmer, Mr. Gorham, Mr. Griffith, Mrs. Miller, Mr. Patterson, Mr. Ruckelshaus, Mr. SerVaas, Mr. Tintera and President Hasbrook. Councilman Cantwell was out of Chambers when vote was taken.

ANNOUNCEMENTS

Councilwoman Noel introduced Julia Carson, member of the House of Representatives.

President Hasbrook announced that the Committee on Committees' nominations for the Human Rights Commission were Roosevelt Jones and Larne Spearman.

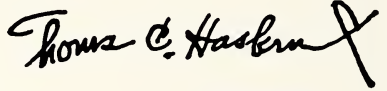
Council Patterson announced a Municipal Corporation Committee meeting on Thursday, March 22, 1973, at 4:00 P.M.

ADJOURNMENT

Upon motion made and seconded, the meeting adjourned at 9:28 P.M.

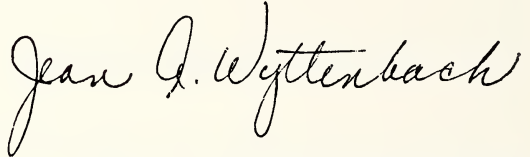
We hereby certify that the above and foregoing is a full, true and complete record of the proceedings of the City-County Council of Indianapolis-Marion County held on the 19th day of March, 1973.

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



President

ATTEST



Clerk of the City-County Council

(SEAL)