

REGULAR MEETING

Monday, June 18, 1973, 7:00 p.m.

A Regular Meeting of the City-Council Council of Indianapolis-Marion County convened in the Council Chambers of the City County Building at 7:15 p.m., Monday, June 18, 1973. President Hasbrook in the Chair. Councilman Donald Griffith opened the meeting with prayer, followed by the Pledge of Allegiance.

ROLL CALL

The President instructed the Clerk to take the roll. Twenty-six members being present, he announced a quorum. The roll call was as follows: *Present:* Mr. Boyd, Mr. Broderick, Mr. Brown, Mr. Byrum, Mr. Campbell, Mr. Cantwell, Mr. Clark, Mr. Dowden, Mr. Elmore, Mrs. Gibson, Mr. Giffin, Mr. Gilmer, Mr. Gorham, Mr. Griffith, Mr. Hasbrook, Mr. Hawkins, Mr. Kimbell, Mr. McPherson, Mrs. Miller, Mrs. Noel, Mr. Patterson, Mr. Ruckelshaus, Mr. Schneider, Mr. SerVaas, Mr. Tintera and Mr. West. *Absent:* Mr. Bayt and Mr. Cottingham.

Mr. Egenes, who was attending the Conference of Mayors, was considered present by virtue of his representing the Council at this official meeting.

APPROVAL OF JOURNAL

President Hasbrook called for additions or corrections to the Journal for June 4, 1973, as distributed. There

being no corrections, the Journal of June 4, 1973, stands approved as distributed.

OFFICIAL COMMUNICATIONS

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

June 11, 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. Wytenbach, the following City-County Ordinances:

GENERAL ORDINANCE NO. 28, 1973, declaring the use of certain methods of trapping to be a nuisance, regulating trapping in Marion County and providing penalties for violation thereof.

GENERAL ORDINANCE NO. 29, 1973, amending Title 5, Chapter 10, Section 5-1004 of the "Code of Indianapolis and Marion County, 1970 as amended," establishing additional requirements with respect to automatic sprinkler systems, and requiring their installation in certain buildings.

Respectfully submitted,

RICHARD G. LUGAR
Mayor

June 18, 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 (3) public places and published in the Indianapolis News and the Indianapolis Commercial on June 8, 1973, a "Notice to Taxpayers," of a public hearing on Proposals Nos. 222, 223, 225, 226, 1973, to be heard on Monday, June 18, 1973, in the Council Chambers, City-County Building, at 7:00 P.M.

I also caused to be published in the Indianapolis News and the Indianapolis Commercial on June 8, 1973, and June 19, 1973, General Ordinance Nos. 28, 29, 1973.

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 253, 1937. Introduced by Councilmen Hasbrook, Gilmer and Hawkins. Councilman Gilmer read the proposal for a Special Resolution in memoriam of William S. Sahn, Sr. Councilman Gilmer moved, seconded by Councilman Hawkins, to adopt Proposal No. 253, 1973. The Proposal was adopted by unanimous standing vote. Proposal No. 253, 1973, was retitled Special Resolution No. 18, 1973, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 18, 1973

A PROPOSAL FOR A SPECIAL RESOLUTION: In memoriam William S. Sahn, Sr.

WHEREAS, the late William S. Sahn, Sr., Director of the Catholic Youth Organization for 19 years did direct that organization in an innovative, active and unprecedented manner; and

WHEREAS, William S. Sahn, Sr. served his church, The Immaculate Heart of Mary Catholic Church, faithfully and unselfishly in all areas of its endeavors; and

WHEREAS, William S. Sahn, Sr. served his community and city through his membership on the Community Action Against Poverty Board, the Indianapolis Board of Park Commissioners and Parks and Recreation Board; and

WHEREAS, William S. Sahn, Sr. devoted himself selflessly to the lives of others and leaves his wife Reva C. Sahn, 9 children and thousands of friends whose lives he touched, to mourn his leaving; now, therefore:

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 and loss felt by the entire community upon the death of William S. Sahn, Sr. and does hereby posthumously commend him for his outstanding contributions to his family, his community and his church.

Section 2. The City-County Council does hereby extend to the family of William S. Sahn, Sr. and to his many friends and acquaintances the sympathy and gratitude of the community.

Section 3. The Mayor of the City of Indianapolis is invited to join in this Resolution of memorial by affixing his signature hereto.

Section 4. The Clerk of the City-County Council is instructed to suitably inscribe a copy of this Resolution for delivery to the widow, Mrs. Reva C. Sahn, and the family of William S. Sahn, Sr.

PROPOSAL NO. 257, 1973. Councilman Patterson read Proposal No. 257, 1973. After discussion Councilman Boyd

moved, seconded by Councilman Griffith, to refer the Proposal to the Public Safety Committee on the following roll call vote; *viz:* 13 Ayes: Mr. Boyd, Mr. Broderick, Mr. Campbell, Mr. Cantwell, Mrs. Gibson, Mr. Gilmer, Mr. Hasbrook, Mr. McPherson, Mrs. Noel, Mr. Ruckelshaus, Mr. Schneider, Mr. SerVaas and Mr. West. 12 Noes: Mr. Brown, Mr. Byrum, Mr. Clark, Mr. Dowden, Mr. Elmore, Mr. Giffin, Mr. Gorham, Mr. Griffith, Mr. Kimbell, Mrs. Miller, Mr. Patterson and Mr. Tintera. Councilman Hawkins was out of Chambers when vote was taken.

PROPOSAL NO. 260, 1973. Councilman Dowden moved, seconded by Councilman Kimbell, to Suspend the Rules to allow Mr. Michael Carroll, Director of Metropolitan Development, to testify on the ordinance. The Rules were *suspended* by the following roll call vote; *viz:* 17 Ayes: Mr. Boyd, Mr. Byrum, Mr. Campbell, Mr. Clark, Mr. Dowden, Mr. Elmore, Mrs. Gibson, Mr. Giffin, Mr. Gilmer, Mr. Hasbrook, Mr. McPherson, Mrs. Miller, Mrs. Noel, Mr. Ruckelshaus, Mr. Schneider, Mr. SerVaas, and Mr. West. 5 Noes: Mr. Brown, Mr. Gorham, Mr. Kimbell, Mr. Patterson and Mr. Tintera. Councilmen Broderick, Cantwell and Hawkins were out of Chambers when vote was taken.

After discussion, Proposal No. 260, 1973, as amended, was *passed* by the following roll call vote; *viz:* 15 Ayes: Mr. Boyd, Mr. Brown, Mr. Byrum, Mr. Campbell, Mrs. Gibson, Mr. Gilmer, Mr. Griffith, Mr. Hasbrook, Mr. Hawkins, Mr. Kimbell, Mrs. Miller, Mrs. Noel, Mr. Patterson, Mr. Tintera and Mr. West. 9 Noes: Mr. Clark, Mr. Dowden, Mr. Elmore, Mr. Giffin, Mr. Gorham, Mr. Mc-

Pherson, Mr. Ruckelshaus, Mr. Schneider and Mr. Ser-Vaas. Councilmen Broderick and Cantwell were out of Chambers when vote was taken. Proposal No. 260, 1973, was retitled Special Resolution No. 19, 1973, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 19, 1973

A SPECIAL RESOLUTION recommending a division of the City into communities pursuant to I.C. 1971, 18-4-15.5-2.

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

Section 1. Pursuant to I.C. 1971, 18-4-15.5-2, the Council does hereby recommend the division of the Consolidated City into communities, which communities shall have the boundaries and be indicated by the names, as follows, to wit:

1. **PIKE**
Ward: All of Pike Township
2. **CROOKED CREEK**
Ward: Washington Township
Precincts: 4, 8, 13, 14, 19, 20, 23, 24, 25, 36, 37, 38, 47, 48, 50, 51, 60, 62
3. **NORA NORTHSIDE**
Ward: Washington Township
Precincts: 2, 7, 10, 12, 26, 27, 29, 22, 33, 34, 43, 45, 46, 53, 59
4. **BROAD RIPPLE**
Ward: 21
Precincts: 1, 2, 3, 11, 12, 14, 19
5. **TARKINGTON KESSLER**
Ward: 20
Ward: 21 Precincts: 4, 5, 6, 8, 9
Ward: 22 Precincts: 1, 7, 11, 12, 10, 9

6. **KEYSTONE**
Ward: 21 Precincts: 20, 22, 15, 16, 17, 13, 18, 21
Ward 22 Precincts: 4, 6, 14, 13, 5, 8, 2, 3
7. **ALLISONVILLE**
Ward: Washington Township
Precincts: 1, 28, 42, 58, 35, 57
8. **CREEKWOOD**
Ward: Washington Township
Precincts: 3, 9, 11, 6, 15, 54, 37, 55, 41
Ward: 21
Precincts: 10
9. **MILLERSVILLE**
Ward 31 Precincts: 1, 2, 3, 4, 6, 9, 5, 7, 8
Ward: Washington Township
Precincts: 40, 39, 56, 21, 5, 17
10. **DEVON-BRENDON**
Ward: 27 Precincts: 6, 12, 17, 25
Ward: Lawrence Township
Precincts: 7, 15, 19
11. **FALL CREEK VALLEY**
Ward: Lawrence Township
Precincts: 31, 32, 24, 3, 27, 21, 29, 17, 20, 16, 28
12. **DEVINGTON**
Ward: 27 Precincts: 1, 2, 5, 10
Ward: Lawrence Township
Precincts: 15
13. **HIGHLAND**
Ward: 27 Precincts: 27, 4, 11, 26, 7, 3, 8, 24, 9
14. **EASTERN LAWRENCE**
Ward: Lawrence Township Precincts: 1, 30, 13
15. **BELAIR BEACON HEIGHTS**
Ward: 27 Precincts: 13, 16, 18, 22, 20, 14, 19, 23, 15, 21

16. **GREY MEADOWS**
Ward: Wayne Township
Precincts: 3, 34, 21, 22, 26, 44
17. **CHAPEL HILL**
Ward: Wayne Township
Precincts: 10, 11, 4, 45, 33, 35, 36, 23
18. **EAGLEDALE**
Ward: Wayne Township
Precincts: 13, 12, 19, 21, 22, 11, 6, 7, 8, 9, 10, 25, 14, 20, 18
19. **WEST LAKE**
Ward: Wayne Township
Precincts: 44, 42, 32, 29, 8, 9, 7, 12, 13, 15
20. **MARS HILL DREXEL GARDENS**
Ward: Wayne Township
Precincts: 20, 41, 6, 14, 30, 16, 24
21. **MARIAN**
Ward: 29 Precincts: 24, 16, 23, 5, 4, 17, 3, 15, 2, 1
22. **HAUGHVILLE**
Ward: All of Ward 19
23. **WEST WASHINGTON**
Ward: 24 Precincts: 1, 2, 4, 3, 6
24. **WEST INDIANAPOLIS**
Ward: All of Ward 14
Ward: 24 Precincts: 5, 7
25. **NORTHWEST GOLDEN CROWN**
Ward: 6 Precincts: 1, 3
Ward: 5 Precincts: 2, 3, 4, 5, 7
26. **UNITED NORTH WEST**
Ward: 6 Precincts: 4, 5, 2, 7, 8, 9, 6
Ward: All of Ward 7
Ward: 5 Precincts: 8, 6

27. **MIDTOWN**
Ward: 12 Precincts: 1, 4, 8, 5, 6, 2, 3, 7
Ward: All of Ward 11
Ward: 8 Precincts: 5, 4, 3
28. **SOUTHSIDE**
Ward: 15 Precincts: 2
Ward: 13 Precincts: 1, 2, 3, 7
29. **MAPLETON FALL CREEK**
Ward: All of Ward 4
30. **WASHINGTON PARK**
Ward: 23 Precincts: 6, 2, 10
Ward: 3 Precincts: 1
31. **MODEL NEIGHBORHOOD**
Ward: 3 Precincts: 2, 3, 4, 5, 6, 7, 8, 9
Ward: 23 Precincts: 4, 5, 9, 7, 1, 3, 8
Ward: 1 Precincts: 2, 6
Ward 8, Precincts: 1, 2
32. **HIGHLAND BROOKSIDE**
Ward: All of Ward 2
Ward: All of Ward 10
Ward: 9 Precincts: 1, 3, 5
33. **FLETCHER PLACE**
Ward: 15 Precincts: 1
Ward: 16 Precincts: 1, 2, 4, 5, 7, 8, 10, 11
Ward: 30 Precincts: 2, 5, 10
34. **GARFIELD**
Ward: 13 Precincts: 4, 5, 11, 13, 6
Ward: 17 Precincts: 4, 10
Ward: 30 Precincts: 11
35. **FOREST MANOR**
Ward: 1 Precincts: 3, 10, 4, 13, 12, 5, 7, 9
36. **TWIN-AIRE**
Ward: 16 Precincts: 6, 16
Ward: 25 Precincts: 4, 6, 9, 11, 14, 8, 13, 12

37. **BETHEL**
Ward: 17 Precincts: 6, 9, 3, 11, 7, 8, 9
Ward: 30 Precincts: 12
38. **POGUES RUN**
Ward: 28 Precincts: 13, 16, 24, 10, 14, 21
Ward: Lawrence Township
Precincts: 11, 31, 7
39. **EMERSON PLACE**
Ward: 9 Precincts: 1, 2, 13, 11, 10, 16, 12, 15, 4, 6, 9, 7, 8, 14, 17
Ward: 25 Precincts: 3, 5, 7, 10, 1
40. **ARLINGTON**
Ward: 28 Precincts: 1, 2, 3, 21, 5, 6, 7, 8, 12, 20, 25, 28, 4
41. **IRVINGTON**
Ward: 18 Precincts: 1, 2, 3, 4, 5, 6, 7, 9, 10, 12, 13, 14, 15, 8
42. **CO-EX**
Ward: Warren Township Precincts: 3, 13, 28, 12, 29
43. **SHADELAND**
Ward: Warren Township Precincts: 2, 4, 32, 26, 16, 15, 22
44. **NORTH EASTWOOD**
Ward: 28 Precincts: 22, 15, 16, 11, 19, 23, 17
Ward: Warren Township Precincts: 37
45. **WASHINGTON PLACE**
Ward: Warren Township Precincts: 1, 14, 23, 18, 36, 25, 8, 19
46. **EAST CENTRAL WARREN**
Ward: Warren Township Precincts: 6, 30, 27, 10, 17, 35, 9, 21, 20,
24, 3, 4, 5
Ward: 28 Precincts: 18, 26
47. **DECATUR TOWNSHIP**
Ward: Decatur Township
Precincts: 1, 2, 3, 4, 5, 7, 8, 12, 13, 14, 6, 11, 10

48. **SOUTH PERRY**

Ward: Perry Township Precincts: 6, 29, 5, 35, 22, 28, 14, 49, 36, 4

49. **SOUTHERN PLAZA**

Ward: 13 Precincts: 10, 9

Ward: 30 Precincts: 8, 7, 4, 6, 3, 1

50. **LINWOOD**

Ward: Perry Township

Precincts: 15, 30, 34, 45, 44, 48, 43

51. **HILL VALLEY**

Ward: Perry Township Precincts: 27, 33, 56, 26, 37

52. **UNIVERSITY HEIGHTS**

Ward: Perry Township

Precincts: 4, 13, 10, 19, 39, 11, 53, 32, 3

Ward: 30 Precincts: 1, 3, 6, 4, 7, 8

Ward: 26 Precincts: 6, 5, 2, 3, 7, 4, 1

53. **EDGEWOOD**

Ward: Perry Township

Precincts: 7, 8, 9, 17, 18, 21, 25, 38, 40, 45, 46, 41, 51, 54, 52, 47, 55

54. **FRANKLIN**

Ward: Franklin Township

Section 2. The recommendations hereby adopted shall be submitted to the respective Township Community Board of each township for review, recommendation, and possible amendment or re-organization.

Section 3. The Clerk of the Council is directed to transmit this Ordinance indicating the appropriate portions to be considered by the respective Township Community Boards to the respective Township Trustees with the information that by Statute these Boards are to report to the Council on or before September 1, 1973, with respect to the communities to be established in their townships.

INTRODUCTION OF GUESTS

President Hasbrook called for introduction of guests.

Councilman Gilmer introduced officers and members of the Benjamin Harrison Young Republican Club.

INTRODUCTION OF PROPOSALS

PROPOSAL NO. 231, 1973. Introduced by Councilman Giffin. The Clerk read the proposal entitled: "A proposal for a General Resolution approving the annexation and incorporation of additional territory into the Indianapolis Sanitary District" and the President referred it to the Public Works Committee.

PROPOSAL NOS. 232-247, 1973. Introduced by Councilman Byrum. The Clerk read the proposals entitled: "Proposals for Rezoning Ordinances certified from the Metropolitan Plan Commission on June 8, 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. 248, 1973. Introduced by Councilman Kimbell. The Clerk read the proposal entitled: "A proposal for a General Ordinance disannexing certain territory of the City of Indianapolis in order that it may be annexed to the City of Beech Grove;" and the President referred it to the Public Safety Committee.

PROPOSAL NO. 249, 1973. Introduced by Councilman Kimbell. The Clerk read the proposal entitled: "A proposal for a General Ordinance disannexing certain territory of the City of Indianapolis in order that it may be annexed to the City of Beech Grove;" and the President referred it to the Public Safety Committee.

PROPOSAL NO. 250, 1973. Introduced by Councilman Kimbell. The Clerk read the proposal entitled: "A proposal for a General Ordinance disannexing certain territory of the City of Indianapolis in order that it may be annexed to the town of Speedway;" and the President referred it to the Public Safety Committee.

PROPOSAL NO. 251, 1973. Introduced by Councilman Kimbell. The Clerk read the proposal entitled: "A proposal for a General Ordinance enlarging the boundaries of the Fire Special Service District and Police Special Service District of the City of Indianapolis and fixing a time when the same shall be effective;" and the President referred it to the Public Safety Committee.

PROPOSAL NO. 252, 1973. Introduced by Councilman Griffith. 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 \$7,800 for certain purposes of the Office of the Warren Township Assessor, by reducing the unappropriated County General Fund;" and the President referred it to the Administration Committee. Public Hearing to be held on July 16, 1973.

PROPOSAL NO. 254, 1973. Introduced by Councilman Ruckelshaus. The Clerk read the proposal entitled: "A proposal for a Fiscal Ordinance amending the City-County Fiscal Ordinance No. 71, 1972, increasing certain appropriations approved for the CSP and the Community Addiction Services Agency;" and the President referred

it to the Community Affairs Committee. Public Hearing to be held on July 16, 1973.

PROPOSAL NO. 255, 1973. Introduced by Councilman Gorham. The Clerk read the proposal entitled: "A proposal for a Fiscal Ordinance amending the City-County Annual Budget for 1973 and transferring the sum of \$55,000 for certain purposes of the Mayor's Office from the CSP Fund for improving the capacity of local government;" and the President referred it to the Administration Committee. Public hearing to be held on July 16, 1973.

PROPOSAL NO. 256, 1973. Introduced by Councilmen Kimbell and Gilmer. The Clerk read the proposal entitled: "A proposal for a General Ordinance enlarging the boundaries of the Fire and Police Special Service Districts of the City of Indianapolis and fixing a time when the same shall be effective;" and the President referred it to the Public Safety Committee.

PROPOSAL NO. 258, 1973. Introduced by Councilman Griffith. The Clerk read the proposal entitled: "A proposal for a Fiscal Ordinance authorizing the Mayor of the City of Indianapolis to execute certain amendments to the grant agreement with the United States of America for the Indianapolis CSP and amending the City-County Annual Budget for 1973 and appropriating the sum of \$36,000 for certain purposes of the Presiding Judge—Municipal Courts by reducing the unappropriated County General Fund;" and the President referred it to the Pub-

lic Safety Committee. Public Hearing to be held on July 16, 1973.

PROPOSAL NO. 259, 1973. Introduced by Councilman Ruckelshaus. The Clerk read the proposal entitled: "A proposal for a Fiscal Ordinance transferring and appropriating the sum of \$18,000 for certain projects and activities of the CSP;" and the President referred it to the Community Affairs Committee. Public Hearing to be held on July 16, 1973.

PROPOSAL NO. 261, 1973. Introduced by Councilman Bayt. The Clerk read the proposal entitled: "A proposal for a Fiscal Ordinance transferring and appropriating the sum of Ninety-Eight Thousand Six Hundred and Forty (\$98,640) Dollars of the Community Services Program and authorizing the Mayor to execute an amendment to the grant agreement with the United States of America to include those projects and activities in Year 3 of the Community Services Program;" and the President referred it to the Community Affairs Committee. Public Hearing to be held on July 16, 1973.

MODIFICATION OF SPECIAL ORDERS

PROPOSAL NO. 164, 1973. Councilman Griffith moved, seconded by Councilman Byrum, to remove Proposal No. 164, 1973, from the table to be heard under Special Orders—Final Adoption. The motion carried by voice vote.

PROPOSAL NO. 198, 1973. Councilman Griffith

moved, seconded by Councilman Kimbell, to remove Proposal No. 198, 1973, from the table to be heard under Special Orders—Final Adoption. The motion carried by voice vote.

SPECIAL ORDERS—PUBLIC HEARING

President Hasbrook called for proposals eligible for public hearing. Members of the public were invited to be heard on proposals eligible for public hearing. The Council recessed to the Committee of the Whole at 9:20 p.m. and reconvened at 9:30 p.m.

During the recess, Proposal Nos. 222, 223, 225 and 226, 1973, were heard.

PROPOSAL NO. 222, 1973. After discussion, Proposal No. 222, 1973, was held for committee hearing by the Community Affairs Committee.

PROPOSAL NO. 223, 1973. After discussion, Proposal No. 223, 1973, was *adopted* on the following roll call vote; *viz:* 25 Ayes: Mr. Boyd, Mr. Broderick, Mr. Brown, Mr. Byrum, Mr. Campbell, Mr. Cantwell, Mr. Clark, Mr. Dowden, Mr. Elmore, Mrs. Gibson, Mr. Giffin, Mr. Gilmer, Mr. Gorham, Mr. Griffith, Mr. Hasbrook, Mr. Hawkins, Mr. Kimbell, Mr. McPherson, Mrs. Miller, Mrs. Noel, Mr. Patterson, Mr. Schneider, Mr. SerVaas, Mr. Tintera and Mr. West. *No Noes.* Councilman Ruckelshaus was out of Chambers when vote was taken. Proposal No. 223, 1973, was retitled Fiscal Ordinance No. 40, 1973, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 40, 1973

A PROPOSAL FOR A FISCAL ORDINANCE amending the CITY-COUNTY ANNUAL BUDGET FOR 1973 (City-County General Ordinance No. 72, 1972, as amended) and appropriating the sum of One hundred thousand dollars (\$100,000.00) for certain purposes of the Department of Public Safety, by reducing the unappropriated City General Fund.

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

Section 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, the CITY-COUNTY ANNUAL BUDGET FOR 1973, as amended, is hereby further amended by the increases and reductions hereinafter stated to provide for payment of a grant to the Police Athletic League of Indianapolis, Inc., by appropriating the funds received from a private endowment for such purposes.

Section 2. The sum of One hundred thousand dollars (\$100,000.00) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the unappropriated City General Fund 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
2. Services—Contractual	\$100,000.00
	<hr/>
TOTAL INCREASES	\$100,000.00

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

	City
	General Fund
Unappropriated City General Fund	\$100,000.00
	<hr/>
TOTAL REDUCTIONS	\$100,000.00

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. 225, 1973. After discussion, Proposal No. 225, 1973, was *adopted* on the following roll call vote; *viz:* 25 Ayes: Mr. Boyd, Mr. Broderick, Mr. Brown, Mr. Byrum, Mr. Campbell, Mr. Clark, Mr. Dowden, Mr. Elmore, Mrs. Gibson, Mr. Giffin, Mr. Gilmer, Mr. Gorham, Mr. Griffith, Mr. Hasbrook, Mr. Hawkins, Mr. Kimbell, Mr. McPherson, Mrs. Miller, Mrs. Noel, Mr. Patterson, Mr. Ruckelshaus, Mr. Schneider, Mr. SerVaas, Mr. Tintera and Mr. West. 1 Noe: Mr. Cantwell. Proposal No. 225, 1973, was retitled Fiscal Ordinance No. 41, 1973, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 41, 1973

A PROPOSAL FOR A FISCAL ORDINANCE authorizing Marion County to borrow on a temporary loan for the use of the County General Fund during the period July 1, 1973 to December 31, 1973, in anticipation of current taxes levied in the year 1972 and collectible in the year 1973; authorizing the issuance of tax anticipation time warrants to evidence such loan; pledging and appropriating the taxes to be received in said Fund to the payment of said tax anticipation time warrants including the interest thereon.

WHEREAS, the Auditor of Marion County has filed with the Mayor of the Consolidated City an estimate and statement showing the amount of money, in addition to the funds already available, which will be necessary to defray the current expenses and to pay the obligations of the County General Fund pending the receipt of current revenues actually levied and now in process of collection, and the

Mayor did, make and enter of record a finding, and said Auditor and Mayor have requested the City-County Council to authorize temporary borrowing the procure the funds necessary for use by the County General Fund and to pay the incidental expenses necessary to be incurred in connection with the issuance and sale of Tax Anticipation Warrants; and

WHEREAS, the City-County Council now finds that the request should be granted, and that the City-County Council should authorize the making of a loan and the issuance of Tax Anticipation Warrants of the County to evidence the same; now, therefore:

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

Section 1. That the Auditor of Marion County and Mayor of the Consolidated City of Indianapolis are authorized to borrow on a temporary loan against current revenues actually levied and in process of collection for the County General Fund, for and on behalf of said County, for the purpose of procuring the funds immediately and temporarily necessary for use for expenditures from the County General Fund to be paid from said County General Fund prior to the actual receipt of taxes levied and now in process of collection for County General Fund, and the amount required by the payment of incidental expenses incurred in connection with the issuance of the Tax Anticipation Warrants evidencing said loan, and to that end to issue and sell the Tax Anticipation Warrants of the County in the manner provided for by the Statute.

Section 2. That the maximum amount of said loan and the Tax Anticipation Warrants issued to evidence the same shall not exceed Five Million Dollars (\$5,000,000.00).

Said Tax Anticipation Warrants shall be dated as of date of delivery thereof to the purchaser and shall bear interest at a rate or rates not exceeding the maximum rate provided by law, and shall mature and be payable on the 28th day of December, 1973; and the amount of Five Million Dollars (\$5,000,000.00) of the taxes now in process of collection for the County General Fund in the year 1973 together with such amount of said taxes as is necessary to pay the interest on said warrants, is hereby appropriated and pledged for the purpose of paying said tax anticipation warrants together with the interest thereon when due, deductions to be made from the semi-annual settlement of

said taxes in amounts herein before indicated to the total amount of said warrants coming due on the date of such settlements, with accrued interest thereon.

Section 3. Said tax anticipation time warrants shall be issued in substantially the following form (all Blanks, including the appropriate amounts, dates, statutory citations, and other data, to be properly completed prior to the execution and delivery thereof):

STATE OF INDIANA, COUNTY OF MARION

No. ----- \$-----

MARION COUNTY GENERAL FUND
TAX ANTICIPATION WARRANT

For value received, the County of Marion in the State of Indiana promises to pay to the bearer the sum of \$----- Dollars on the ----- day of -----, 19-----, with interest thereon at the rate of ----- per cent (-----) per annum from the date hereof, to the date of maturity, which interest is payable on the maturity date hereof.

Both principal and interest of this warrant are payable in lawful money of the United States of America at the Office of the Treasurer of Marion County, in the City of Indianapolis, Indiana. This warrant is one of an issue aggregating ----- and is issued pursuant to and in accordance with City-County Fiscal Ordinance No. -----, 1973, duly adopted by the City-County Council of the City of Indianapolis and of Marion County, Indiana, on the ----- day of -----, 19-----, and in strict conformity with an Act of the General Assembly of the State of Indiana, entitled "An Act Concerning County Business", in force April 27, 1899, and the Acts amendatory thereof and supplemental thereto, particularly Chapter 247 of the Acts of 1933 and Public Law No. 134, 1972.

All acts, conditions and things to be done precedent to and in the execution, issuance and delivery of this warrant have been done and performed in regular and due form as provided by law, and this warrant is within every limit of indebtedness prescribed by the constitution and the laws in the State of Indiana. Sufficient receipts from

taxation for the County General Fund of Marion County from levies actually made and now in process of collection for the current year as may be necessary are hereby irrevocably pledged to the punctual payment of the principal and interest of this warrant according to its terms.

IN WITNESS WHEREOF, the Mayor of the Consolidated City of Indianapolis, County of Marion, has caused this warrant to be issued and signed in the name of the County, attested by its duly elected, qualified and acting County Auditor, and the Seal of the County to be hereunto affixed, as of _____ day of _____, 19_____.

THE COUNTY OF MARION, INDIANA
By _____
Mayor of the City of Indianapolis

ATTEST:

AUDITOR OF MARION COUNTY
SEAL:

Section 4. This ordinance shall be in full force and effect from and after adoption.

PROPOSAL NO. 226, 1973. After discussion, Proposal No. 226, 1973, was passed on the following roll call vote; viz: 25 Ayes: Mr. Boyd, Mr. Broderick, Mr. Brown, Mr. Byrum, Mr. Campbell, Mr. Clark, Mr. Dowden, Mr. Elmore, Mrs. Gibson, Mr. Giffin, Mr. Gilmer, Mr. Gorham, Mr. Griffith, Mr. Hasbrook, Mr. Hawkins, Mr. Kimbell, Mr. McPherson, Mrs. Miller, Mrs. Noel, Mr. Patterson, Mr. Ruckelshaus, Mr. Schneider, Mr. SerVaas, Mr. Tintera and Mr. West. 1 Noe: Mr. Cantwell. Proposal No. 226, 1973, was retitled Fiscal Ordinance No. 42, 1973, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 42, 1973

A PROPOSAL FOR A FISCAL ORDINANCE approving temporary

tax anticipation borrowing, authorizing the City of Indianapolis to make a temporary loan for the use of the Park General Fund and Sanitary Maintenance and General Expense Fund during the period July 1, 1973 to December 31, 1973, in anticipation of current taxes levied in the year 1972 and collectible in the year 1973, authorizing the issuance of tax anticipation time warrants to evidence such loans; pledging and appropriating the taxes to be received in said Funds to the payment of said tax anticipation time warrants including the interest thereon; ratifying, approving and confirming the proceedings had and action taken by the Police Special Service District Council and the Fire Special Service District Council in authorizing the making of temporary loans and the issuance of tax anticipation time warrants to evidence such loans for the Consolidated City Police Force Account, Police Pension Fund; Consolidated City Fire Force Account and the Firemen's Pension Fund; and fixing the time when this ordinance shall take effect.

WHEREAS, the Controller has represented and the City-County Council now finds that there will be insufficient funds in the Park General Fund to meet the current expenses of the Department of Public Parks payable from said Fund prior to the December 1973 distribution of taxes levied for said Fund; and

WHEREAS, the December 1973 distribution of taxes to be collected for said Park General Fund will amount to more than One Million Five Hundred Thousand Dollars (\$1,500,000) and the interest cost of making a temporary loan for said Park General Fund; and

WHEREAS, the Board of Public Works of the City of Indianapolis has authorized the making of a temporary loan and the issuance of tax anticipation time warrants to evidence such loan for the Sanitary Maintenance and General Expense Fund in the amount of Two Million Four Hundred Thousand Dollars (\$2,400,000), payable from the December 1973 distribution of taxes levied for said Fund; and

WHEREAS, the Special Service District Council of the Police Special Service District has authorized the making of temporary loans and the issuance of tax anticipation time warrants to evidence such loans for the Consolidated City Police Force Account in the amount of Five Million Four Hundred Thousand Dollars (\$5,400,000), payable from the December 1973 distribution of taxes levied for said Ac-

count, and the Police Pension Fund in the amount of Nine Hundred Thousand Dollars (\$900,000), payable from the December 1973 distribution of taxes levied for said Fund; and

WHEREAS, the Special Service District Council of the Fire Special Service District has authorized the making of temporary loans and the issuance of tax anticipation time warrants to evidence such loans for the Consolidated City Fire Force Account in the amount of Four Million Dollars (\$4,000,000), payable from the December 1973 distribution of taxes levied for said Account, and the Firemen's Pension Fund in the amount of Nine Hundred Thousand Dollars (\$900,000), payable from the December 1973 distribution of taxes levied for said Fund; and

WHEREAS, a necessity exists for the making of temporary loans for said Funds and Accounts in anticipation of current revenues for said Funds and Accounts actually levied and in course of collection for the year 1973; Now, therefore:

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

Section 1. The City of Indianapolis is authorized to borrow on a temporary loan for the use and benefit of the Park General Fund in said City in the amount of One Million Five Hundred Thousand Dollars (\$1,500,000) in anticipation of current tax revenues actually levied and in course of collection for said Fund for the year 1973, which loan shall be evidenced by tax anticipation time warrants bearing interest at a rate or rates per annum not to exceed the maximum rate provided by law, the exact rate or rates of interest to be determined by competitive bidding at advertised public sale as hereinafter provided, and said warrants to be substantially in the form set forth in Section 4. Said warrants shall be dated as of the date or dates of delivery of said warrants and the interest accruing on the warrants to the date of maturity shall be added to and included in the face value of the warrants. Said warrants shall mature and be payable on December 28, 1973. Said warrants including interest shall be payable from the Park General Fund, and there is hereby appropriated and pledged to the payment of said warrants including interest a sufficient amount of the current revenues to be received in said Park General Fund from the December 1973 distribution of taxes for said Park General Fund, viz. One Million Five Hundred Thousand Dollars (\$1,500,000), to the Park General Fund 1973 Budget Fund No. 651—

Payment of Temporary Loans (hereby created) for the payment of the principal of the warrants evidencing such temporary loan, and to the Park General Fund 1973 Budget Fund No. 611—Interest (Temporary Loans) the amount of interest on said principal computed from the date or dates of said warrants to the date of maturity at the interest rate or rates bid by the successful bidder or bidders for said warrants.

Section 2. Said tax anticipation time warrants shall be executed in the name of the City of Indianapolis by the Mayor of said City, countersigned by the Controller of said City, the corporate seal of said City to be affixed thereto and attested by the Clerk of the Council. Said warrants shall be payable at the office of the Marion County Treasurer, ex officio Treasurer of the City of Indianapolis.

Section 2. Said tax anticipation time warrants shall be issued in substantially the following form (all blanks, including the appropriate amounts, dates, statutory citations, and other data, to be properly completed prior to the execution and delivery thereof):

No. ----- Principal and Interest \$-----

CITY OF INDIANAPOLIS
TAX ANTICIPATION TIME WARRANT
PARK GENERAL FUND

On the ----- day of -----, 19----, the City of Indianapolis, in Marion County, Indiana, promises to pay to the bearer, at the office of the Marion County Treasurer, ex officio Treasurer of the City of Indianapolis, the sum of ----- including ----- interest on the principal amount of this warrant from the date hereof to maturity, payable out of and from taxes levied in the year 19----, and payable in the year 19----, which said taxes are now in course of collection for the Park General Fund of the City of Indianapolis, with which to pay general current, operating expenses of -----

This Tax Anticipation Time Warrant is one of a series of warrants aggregating a sum of -----, exclusive of interest added thereto to maturity, evidencing a temporary loan in anticipation of taxes levied and in course of collection for the Park General Fund of Said City.

Said temporary loan was authorized by Fiscal Ordinance No. ----, 197--, duly adopted by the City-County Council of the City of Indianapolis and of Marion County, Indiana, at (a) meetings(s) thereof duly and legally convened and held on the ----- day of -----, 19----, for the purpose of providing funds for the Park General Fund of said City of Indianapolis, in compliance with The Indiana Code of 1971, Title 18 and particularly Article 1, Chapter 4 thereof.

The consideration of said warrant is a loan made to the City of Indianapolis in anticipation of taxes levied for the Park General Fund of said City for the year 19----, payable in the year -----, and said taxes so levied are hereby specifically appropriated and pledged to the payment of said Tax Anticipation Time Warrants.

It is hereby certified and recited that all acts, conditions and things required to be done precedent to the authorization, preparation, complete execution, and delivery of said warrants have been done and performed as provided by law.

Section 4. The Controller is hereby authorized and directed to have said tax anticipation time warrants prepared, and the Mayor, Controller, and Clerk are hereby authorized and directed to execute said tax anticipation time warrants in the manner and substantially the form hereinbefore provided. The Controller shall sell said warrants at public sale. Prior to the sale of said warrants, the Controller shall cause to be published a notice of sale once each week for two consecutive weeks in two newspapers of general circulation, printed in the English language and published in the City of Indianapolis, as provided by law. All bids for said warrants shall be sealed and shall be presented to the Controller at his office, and all bids shall name the rate of interest for said warrants, or portion thereof bid for. Said warrants, or portion thereof bid for, shall be awarded to the bidder or bidders therefor submitting the lowest interest rate or rates. In the event two bidders submit the same interest rate for all or a portion of the warrants, such warrants shall be awarded to the bidder submitting the greatest premium. Any premium bid shall be used solely for the repayment of the principal of and interest on the warrants. No bid for less than par shall be considered, and the Controller shall have the right to reject any and all bids. The proper officers of the City are authorized to deliver the time warrants to the purchaser or purchasers thereof upon receipt from such purchaser or purchasers of the agreed purchase price. The warrants may all be delivered at one time or in parcels from time to time, pursuant to any agreements or understandings with re-

spect to said delivery by and between the Controller and the purchaser or purchasers of the warrants.

Section 5. The proceedings had and action taken by the Board of Public Works of the City of Indianapolis in authorizing the making of a temporary loan and the issuance of tax anticipation time warrants to evidence such loan for the Sanitary Maintenance and General Expense Fund in the amount of Two Million Four Hundred Thousand Dollars (\$2,400,000), payable from the December 1973 distribution of taxes levied for said Fund, are hereby ratified, approved and confirmed and to the extent as may be required by law, shall be deemed to be proceedings had and action taken by this City-County Council, and are incorporated herein by reference.

Section 6. The proceedings had and action taken by the Special Service District Council of the Police Special Service District in authorizing the making of temporary loans and the issuance of tax anticipation time warrants to evidence such loans for the Consolidated City Police Force Account in the amount of Five Million Four Hundred Thousand Dollars (\$5,400,000), payable from the December 1973 distribution of taxes levied for said Account, and the Police Pension Fund in the amount of Nine Hundred Thousand Dollars (\$900,000), payable from the December 1973 distribution of taxes levied for said Fund, are hereby ratified, approved and confirmed, and to the extent as may be required by law, shall be deemed to be proceedings had and action taken by this City-County Council, and are incorporated herein by reference.

Section 7. The proceedings had and action taken by the Special Service District Council of the Fire Special Service District in authorizing the making of temporary loans and the issuance of tax anticipation time warrants to evidence such loans for the Consolidated City Fire Force Account in the amount of Four Million Dollars (\$4,000,000), payable from the December 1973 distribution of taxes levied for said Account, and Firemen's Pension Fund in the amount of Nine Hundred Thousand Dollars (\$900,000), payable from the December 1973 distribution of taxes levied for said Fund, are hereby ratified, approved and confirmed, and to the extent as may be required by law, shall be deemed to be proceedings had and action taken by this City-County Council, and are incorporated herein by reference.

Section 8. This ordinance shall be in full force and effect from and after its adoption and compliance with all laws pertaining thereto.

SPECIAL ORDERS—FINAL ADOPTION

PROPOSAL NO. 220, 1973. Councilman Kimbell moved, seconded by Councilman Byrum, to *amend* Proposal No. 220, 1973, as follows:

CITY-COUNTY COUNCIL MOTION

Mr. President:

I move that City-County Council Proposal No. 220, 1973, be amended as follows:

By striking in Section 1, line 13, all of clause "(4)".

ALAN KIMBELL
Councilman

The motion to amend was carried by unanimous voice vote. Proposal No. 220, 1973, as amended, was *passed* on a roll call vote; *viz*: 21 Ayes: Mr. Boyd, Mr. Brown, Mr. Byrum, Mr. Cantwell, Mr. Clark, Mr. Dowden, Mr. Elmore, Mrs. Gibson, Mr. Giffin, Mr. Gilmer, Mr. Griffith, Mr. Hasbrook, Mr. Hawkins, Mr. Kimbell, Mrs. Miller, Mrs. Noel, Mr. Patterson, Mr. Schneider, Mr. SerVaas, Mr. Tintera and Mr. West. 4 Noes: Mr. Broderick, Mr. Campbell, Mr. McPherson and Mr. Ruckelshaus. Councilman Gorham was out of Chambers when vote was taken. Proposal No. 220, 1973, was retitled General Ordinance No. 30, 1973, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 30, 1973

A PROPOSAL FOR A GENERAL ORDINANCE to control the noise created by certain motor vehicles and other devices using internal combustion engines, prohibiting use of vehicles equipped so as to be capable of creating loud noises and establishing penalties for violation.

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

Section 1. It is unlawful for any person to operate any motor vehicle or other machine powered by an internal combustion engine which is not equipped with a muffler or similar noise abatement device which will effectively reduce and prevent loud or explosive noises therefrom. With respect to the following vehicles and equipment, said muffling or noise abatement device shall at least be sufficient to eliminate noise emission from said motor vehicle or equipment by the guidelines set forth in the following A scale in decibels. Such measurements shall be made at least fifty (50) feet from the motor vehicle, device or equipment in question.

- (1) Any motor vehicle with a manufacturers gross vehicle weight rating of seven thousand (7000) pounds or more;
 - (a) 88dB(A) for vehicles traveling 35 mph or less; or
 - (b) 90dB(A) for vehicles traveling over 35 mph.
- (2) Any motorcycle, motorbike, mini-cycle or other motor driven cycle:
 - (a) 82dB(A) for vehicles traveling 35 mph or less; or
 - (b) 86dB(A) for vehicles traveling over 35 mph.
- (3) Any other motor vehicle:
 - (a) 76dB(A) for vehicles traveling 35 mph or less; or
 - (b) 82dB(A) for vehicles traveling over 35 mph.
- (4) Any other equipment or device powered by an internal combustion engine shall not exceed 86dB(A).

Section 2. All noise limits described in this Ordinance shall apply to the total noise from a motor vehicle, or other internal combustion powered devices or equipment, including other vehicles, devices or equipment attached thereto.

Section 3. It shall be unlawful for any person to possess or to operate any motor vehicle or machine powered by an internal combustion engine with "straight pipes", "baffles", "muffler cutouts", "by-

pass", or any other similar type of exhaust system constructed so that the exhaust bypasses or, without structural alteration can be operated to bypas the required muffler, muffling device or adequate noise abatement equipment which meets the noise limit standards described herein.

Section 4. This Ordinance shall not apply to persons who are entrants or participants in a scheduled race or sporting event which involves the use of racing motor vehicles or equipment powered by internal combustion engines while involved in such activities nor to owners or operators of internal combustion powered equipment or devices used in the construction, demolition, or similar labor or maintenance trades.

Section 5. Any person violating this Ordinance shall, upon conviction thereof, be fined a sum of not to exceed one thousand dollars (\$1,000.00), to which may be added imprisonment not to exceed six (6) months.

Section 6. This ordinance shall be in full force and effect from and after July 1, 1973.

PROPOSAL NO. 228, 1973. Councilman Kimbell moved, seconded by Mr. Broderick, to *amend* Proposal No. 228, 1973, as follows:

CITY-COUNTY COUNCIL MOTION

Mr. President:

I move that City-County Council Proposal No. 228, 1973, be amended as follows:

In Section 10, line 10, strike the words "and conditions of employment".

ALAN KIMBELL
Councilman

Councilman West moved, seconded by Councilman

Clark, to table Proposal No. 228, 1973, as amended. The motion *failed* on a voice vote.

After discussion, Proposal No. 228, 1973, as amended, was *adopted* on the following roll call vote; *viz*: 21 Ayes: Mr. Boyd, Mr. Broderick, Mr. Brown, Mr. Campbell, Mr. Cantwell, Mr. Dowden, Mr. Elmore, Mrs. Gibson, Mr. Giffin, Mr. Gilmer, Mr. Hasbrook, Mr. Hawkins, Mr. Kimbell, Mr. McPherson, Mrs. Miller, Mrs. Noel, Mr. Patterson, Mr. Ruckelshaus, Mr. Schneider, Mr. SerVaas and Mr. Tintera. 5 Noes: Mr. Byrum, Mr. Clark, Mr. Gorham, Mr. Griffith and Mr. West. Proposal No. 228, 1973, was retitled General Ordinance No. 31, 1973, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 31, 1973

A PROPOSAL FOR A GENERAL ORDINANCE regulating the procedure for settlement of disputes concerning wages or rates of pay and other terms and conditions of employment of members and employees of the Indianapolis Police Force and Indianapolis Fire Force.

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

Section 1. This ordinance may be cited as the Police and Fire Force Arbitration Ordinance.

Section 2. The protection of the public health, safety and welfare demands that the members of the Police Force and Fire Force not be accorded the right to strike or engage in any work stoppage or slowdown. This necessary prohibition does not, however, require the denial to such municipal employees of other well recognized rights of labor such as the right to organize, to be represented by a labor organization of their choice, and the right to bargain collectively concerning wages, rates of pay and other terms and conditions of employment. Members of the Police Force may be represented by the Fraternal

Order of Police. Members of the Fire Force may be represented by the Indianapolis Fire-Fighters Association, Local 416, A.F.L.-C.I.O.

It is hereby declared to be the public policy of the Consolidated City to accord to the members of the Police Force and Fire Force all the rights and privileges heretofore established by statute, but they shall not have the right to strike or engage in any work stoppage or slowdown. To provide for the exercise of these rights, a method of abritration of disputes is hereby established.

Section 3. As used in this act the following terms shall, unless the context requires a different interpretation, have the following meanings:

(a) The term "police force" shall mean the Indianapolis police force established pursuant to the laws of this state;

(b) The term "fire force" shall mean the Indianapolis Fire Force established pursuant to the laws of this state.

(c) The term "director" shall be the Director of the Department of Public Safety of the Consolidated City of Indianapolis, who is hereby designated the bargaining agent for said City and for its Police Special Service District and Fire Special Service District. Section 4.

(a) The members of the police force shall have the right to bargain collectively with the city and to be represented by the Fraternal Order of Police in such collective bargaining as to wages, rates of pay, hours, working conditions and all other terms and conditions of employment.

(b) The members of the fire force shall have the right to bargain collectively with the city and to be represented by a labor organization in such collective bargaining as to wages, rates of pay, hours, working conditions and all other terms and conditions of employment.

Section 5.

(a) The Fraternal Order of Police shall be recognized by the city as the sole and exclusive bargaining agent for all the members

of the police force unless and until recognition of such labor organization is withdrawn by vote of a majority of the members of the Police Force.

(b) The Indianapolis Fire Fighters Association, Local 416, A.F.L.-C.I.O. shall be recognized by the city as the sole and exclusive bargaining agent for all of the members of the fire force unless and until recognition of such labor organization is withdrawn by vote of a majority of the fire-fighters.

Section 6. It shall be the obligation of the city, its Police Special Service District and Fire Special Service District, acting through the director and his designated representative, to meet and bargain in good faith with the representative or representatives of the bargaining agent within ten (10) days after receipt of written notice from said bargaining agent of the request for a meeting for collective bargaining purposes. This obligation shall include the duty to cause any agreement resulting from negotiations to be reduced to a written contract, provided that no such contract shall exceed the term of one (1) year and all such contracts shall be for a calendar year.

Section 7. In the event that the bargaining agent and the director are unable, within thirty (30) days from and including the date of their first meeting, to reach an agreement on a contract, any and all unresolved issues shall be submitted to arbitration.

Section 8. Within five (5) days from the expiration of the thirty (30) days period referred to in Section 7 hereof, the bargaining agent and the director shall each select and name one (1) arbitrator and shall immediately thereafter notify each other in writing of the name and address of the person so selected. The two (2) arbitrators so selected and named shall, within ten (10) days from and after the expiration of the five (5) days period hereinbefore mentioned, agree upon and select and name a third arbitrator. If on the expiration of the period allowed therefor the arbitrators are unable to agree upon the selection of the third arbitrator, the American Arbitration Association shall select him upon request in writing from either the bargaining agent or the director. The arbitrator, whether selected as a result of agreement between the two (2) arbitrators previously selected or selected by the American Arbitration Association, shall act as chairman of the arbitration board.

Section 9. The arbitration board shall, acting through its chairman, call a hearing to be held within ten (10) days after the date of

the appointment of the chairman, and shall, acting through its chairman, give at least seven (7) days notice in writing to each of the other two (2) arbitrators, the bargaining agent and the director of the time and place of such hearing. The hearing shall be informal, and the rules of evidence prevailing in judicial proceedings shall not be binding. Any and all documentary evidence and other data seemed relevant by the arbitrators may be received in evidence. The arbitrators shall have the power to administer oaths and to require by subpoena the attendance and testimony of witnesses, the production of books, records and other evidence relative or pertinent to the issues presented to them for determination.

The hearing conducted by the arbitrators shall be concluded within twenty (20) days of the time of commencement, and within ten (10) days after the conclusion of the hearings, the arbitrators shall make written findings and a written opinion upon the issues presented, a copy of which shall be mailed or otherwise delivered to the bargaining agent or its attorney or other designated representative and the director. A majority decision of the arbitrators shall be binding upon both the bargaining agent and the city.

Section 10. The arbitrators shall conduct the hearings and render their decision upon the basis of a prompt, peaceful and just settlement of wage or hour disputes between the members of the police force and fire force, as the case may be, and the city. The factors, among others, to be given weight by the arbitrators in arriving at a decision shall include:

(a) Comparison of wages or hourly conditions of employment of the police force and/or fire force with wage rate or hourly conditions of employment maintained for the same or similar work of employees exhibiting like or similar skills under the same or similar working conditions in the local area.

(b) Interest and welfare of the public.

(c) Comparison of peculiarities of employment in regard to other trades or professions, specifically:

- (1) Hazards of employment;
- (2) Physical qualifications;
- (3) Educational qualifications;
- (4) Mental qualifications;
- (5) Job training and skills.

(d) The lawful limits existing as to the revenues of the Police Special Service District and Fire Special Service District, as the case may be, and if the matter concerns wages, rates of pay or any expenditures of city funds, and is to be decided after August 15, with respect to the current or next calendar year, the limitations existing by reason of the appropriations adopted for that calendar year.

(e) Parity of wages and conditions of employment between the Police Force and Fire Force.

Section 11. Fees and necessary expenses of arbitration shall be borne equally by the bargaining agent and the city.

Section 12. Any agreements actually negotiated between the bargaining agent and the director either before, or within thirty (30) days after arbitration, shall constitute the collective bargaining contract governing members of the police force or fire force, as the case may be, and said city for the period stated therein, provided that such period shall not exceed one (1) year and shall be for a calendar year.

Section 13. Whenever wages, rates of pay, or any other matter requiring appropriation of money by the Police Special Service District Council or Fire Special Service District Council are included as matter of collective bargaining conducted under the provisions of this ordinance, it is the obligation of the bargaining agent to serve written notice of request for collective bargaining on the director and president of said Council on or before July 1st of the year preceding the contract period which is the subject of the collective bargaining procedure.

Section 14. If any provision of this ordinance, or application thereof to any person or circumstance, is held unconstitutional or otherwise invalid, the remaining provisions of this ordinance and the application of such provisions to other persons or circumstances, other than those to which it is held invalid, shall not be affected thereby.

Section 15. This ordinance shall be in full force and effect with respect to the police force from and after adoption and separate approval by the Police Special Service District Council and with respect to the fire force from and after adoption and separate approval by the Fire Special Service District Council, and publication according to law.

PROPOSAL NO. 229, 1973. After discussion, Proposal No. 229, 1973, was *adopted* on the following roll call vote; *viz:* 16 Ayes: Mr. Boyd, Mr. Brown, Mr. Byrum, Mr. Cantwell, Mr. Clark, Mr. Elmore, Mr. Gilmer, Mr. Griffith, Mr. Hasbrook, Mr. Hawkins, Mr. Kimbell, Mrs. Noel, Mr. Patterson, Mr. SerVaas, Mr. Tintera and Mr. West. 7 Noes: Mr. Broderick, Mr. Campbell, Mr. Dowden, Mr. Giffin, Mr. McPherson, Mrs. Miller and Mr. Schneider. Councilwoman Gibson and Councilmen Gorham and Ruckelshaus were out of Chambers when vote was taken. Proposal No. 229, 1973, was retitled Council Resolution No. 9, 1973, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 9, 1973

A PROPOSAL FOR A COUNCIL RESOLUTION approving appointments by the Judges of the Municipal Court for the operation of an Alcoholic Rehabilitation Program under contract with Alcoholic Rehabilitation Center, Inc.

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

Section 1. Pursuant to Engross Senate Bill No. 123, adopted by the 1973 Indiana General Assembly, the Judges of the Municipal Court of Marion County have established an Alcoholic Rehabilitation Program under private contract with the Alcoholic Rehabilitation Center, Inc., and have appointed, subject to approval by this Council, the following personnel for said program at the salary indicated, to-wit:

Name	Position	Salary (yearly)
Arthur D. Pratt	Executive Vice President (Part Time)	\$ 5,000.00
Charles Klanke	Program Director (Full Time)	12,000.00
Kash Henry	Ass't. Executive Vice President (Full Time)	11,500.00

Not Yet Appointed	Two Full Time Counselors	@	8,500.00 each
			8,500.00
Helen Chaney	Part Time Counselor		3,000.00
Not Yet Appointed	Part Time Counselor		3,000.00
Not Yet Appointed	Medical Director (Part Time)		4,000.00
Mrs. Charles Klanke	Nurse		6,000.00
Alton Chaney	Manager, Park Hotel		6,000.00
Norris Culp	Accountant-Record Keeper (Part Time)		3,000.00
Team of Doctors from I.U. Medical School (Dr. Carlton Nordschau in charge)			9,900.00

Section 2. The appointment of the above named persons for the Alcoholic Rehabilitation Program are hereby approved.

PROPOSAL NOS. 232 through 247, 1973. No action was taken on Proposal Nos. 232 through 247, 1973. Proposal Nos. 232 through 247, 1973, were retitled Rezoning Ordinance Nos. 101 through 116, 1973, and read as follows:

73-Z-67 — P.O. No. 232, 1973 — R.O. No. 101, 1973—

PIKE TOWNSHIP, COUNCILMANIC DISTRICT #1,
9140 NORTH MICHIGAN ROAD, INDIANAPOLIS

Sam and Jeanette Light by Robert Bruner, Attorney, 4310 East 10th Street request rezoning of 1.30 acres, being in D-2 district, to C-3 classification to provide for the construction of a retail florist and craft shop, with storage of materials.

73-Z-72 — P.O. No. 233, 1973 — R.O. No. 102, 1973—

PIKE TOWNSHIP, COUNCILMANIC DISTRICT #1,
4401 WEST 86TH STREET, INDIANAPOLIS

Beatrice K. Zucker by Charles T. Gleason, Attorney, One Indiana Square #1930 requests rezoning of 59.14 acres, being in A-2 district, to I-2-S classification to permit light industrial use.

73-Z-114 — P.O. No. 234, 1973 — R.O. No. 103, 1973—

WASHINGTON TOWNSHIP, COUNCILMANIC DISTRICT #1,

9202 NORTH MERIDIAN STREET, INDIANAPOLIS

Ben A. Winston, Percy & Hilda Simmons, et al by Thomas & Associates, Inc. by Herbert J. Backer, Attorney, 1350 Consolidated Building and Robert Lowe, Attorney, One Indiana Square #2465 request rezoning of 17.11 acres, being in D-2 district, to C-1 classification to provide for commercial offices.

73-Z-115 — P.O. No. 235, 1973 — R.O. No. 104, 1973—

LAWRENCE TOWNSHIP, COUNCILMANIC DISTRICT #3,
6250 SUNNYSIDE ROAD, INDIANAPOLIS

E. Allen & Judith S. Dale, 7220 North Layman Avenue request rezoning of 8.09 acres, being in SU district, to D-2 classification to permit residential use by platting.

73-Z-118 — P.O. No. 236, 1973 — R.O. No. 105, 1973—

LAWRENCE TOWNSHIP, COUNCILMANIC DISTRICT #3,
6402 EAST 82ND STREET, INDIANAPOLIS

The Indiana National Bank, Trustee by John G. Held, Vice-Pres. by Charles G. Castor, Attorney, One Indiana Square #2050 requests rezoning of 44.22 acres, being in D-6, D-6 II & D-7 districts, to C-4 classification to permit commercial offices.

73-Z-125 — P.O. No. 237, 1973 — R.O. No. 106, 1973—

WARREN TOWNSHIP, COUNCILMANIC DISTRICT #14,
550 SOUTH AUDUBON ROAD, INDIANAPOLIS

Local 98, U.A.W. by Arthur Beck, President by James R. Nickels, Attorney, One Indiana Square #2050 requests rezoning of 2.22 acres, being in D-5 district, to C-1 classification to permit commercial development.

73-Z-126 — P.O. No. 238, 1973 — R.O. No. 107, 1973—

PERRY TOWNSHIP, COUNCILMANIC DISTRICT #25,
1906 EAST STOP 11 ROAD & 7916 MADISON AVENUE,
INDIANAPOLIS

H. Dale & Louie N. Hendricks & E. Ray & Mary E. Flannagan by Henry M. Coombs, Attorney, 5330 Madison Ave. request rezoning of 1.83 acres, being in A-2 district, to C-1 classification to provide for a branch bank.

73-Z-128 — P.O. No. 239, 1973 — R.O. No. 108, 1973—

PIKE TOWNSHIP, COUNCILMANIC DISTRICT #1,
4702 WEST 72ND STREET, INDIANAPOLIS

Salem Lutheran Church by John P. Kaitschuk, Pastor and President and Louise Bowden, Secretary request rezoning of 0.80 acre, being in D-3 district, to SU-1 classification to construct church class rooms and meeting rooms.

73-Z-129 — P. O. No. 240, 1973 — R.O. No. 109, 1973—

PIKE TOWNSHIP, COUNCILMANIC DISTRICT #1,
4650 WEST 62ND STREET, INDIANAPOLIS

Howard W. Sams & Co., Inc. by Philip A. Nicely, Attorney, 1100 First Federal Bldg. requests rezoning of 55.10 acres, being in A-2 district, to I-2-S classification to permit the development of an industrial park.

73-Z-130 — P.O. No. 241, 1973 — R.O. No. 110, 1973—

WARREN TOWNSHIP, COUNCILMANIC DISTRICT #13,
9045 EAST 30TH STREET, INDIANAPOLIS

Marilyn J. & Clif Chalfant by Philip A. Nicely, Attorney, 1100 First Federal Bldg. requests rezoning of 0.76 acre, being in SU district, to C-3 classification to permit a branch bank or other commercial use.

73-Z-132 — P.O. No. 242, 1973 — R.O. No. 111, 1973—

LAWRENCE TOWNSHIP, COUNCILMANIC DISTRICT #3,
4320 SELLERS STREET, INDIANAPOLIS

U. C. & Helen Henry by Kraner Properties, Inc. by David A. Jester, Attorney, 914 Circle Tower Bldg. request rezoning of 2.16 acres, being in I-2-S district, to C-2 classification to permit construction of a motel.

73-Z-133 — P. O. No. 243, 1973 — R.O. No. 112, 1973—

PERRY TOWNSHIP, COUNCILMANIC DISTRICT #25,
7516-7524 MADISON AVENUE, INDIANAPOLIS

Rosa M. Gedig, Freda Wright & Louis R. Pickart, et ux by William F. LeMond, Attorney, 412 Union Federal Building request rezoning of 2.50 acres, being in A-2 district, to C-1 classification to permit construction of a mortuary.

73-Z-135 — P. O. No. 244, 1973 — R.O. No. 113, 1973—

PERRY TOWNSHIP, COUNCILMANIC DISTRICT #25,
5911 SOUTH HARDING STREET, INDIANAPOLIS

Sherley G. & Dorothy Eads by David E. Schnorr, Attorney, 600 Union Federal Bldg. requests rezoning of 2.16 acres, being in A-1 district, to I-2-S classification to permit light manufacturing and warehousing.

73-Z-171 — P. O. No. 245, 1973 — R.O. No. 114, 1973—

PIKE TOWNSHIP, COUNCILMANIC DISTRICT #1,
7201 NEW AUGUSTA ROAD, INDIANAPOLIS

The Metropolitan Development Commission, 2041 City-County Bldg., Indianapolis, Indiana proposes rezoning 1.00 acre, being in A-2 & C-7 districts to C-7 classification to provide for a lumber yard.

73-AO-2 — P.O. No. 246, 1973 — R.O. No. 115, 1973—

The Metropolitan Development Commission of Marion County, Indiana, proposes amendment to said Marion County Council Ordinance No. 8-1957 and the INDUSTRIAL ZONING ORDINANCE of Marion County, Indiana (Ordinance 63-AO-4) as amended, by the adoption of Ordinance 73-AO-2, amending the "Industrial Park" special exception definition of section 2.11, A4 of said INDUSTRIAL ZONING ORDINANCE of Marion County, Indiana.

73-AO-3 — P.O. No. 247, 1973 — R.O. No. 116, 1973—

The Metropolitan Development Commission of Marion County, Indiana, proposes amendment to said Marion County Council Ordinance No. 8-1957 and the HOSPITAL DISTRICTS ZONING ORDINANCE of Marion County, Indiana (Ordinance 68-AO-8) as amended, by the adoption of Ordinance 73-AO-3, amending the notice requirements of Chapter I of said HOSPITAL DISTRICTS ZONING ORDINANCE of Marion County, Indiana.

PROPOSAL NO. 164, 1973. Councilman Griffith moved, seconded by Councilman McPherson, to amend Proposal No. 164, 1973, as follows:

CITY-COUNTY COUNCIL MOTION

Mr. President:

I move that City-County Council Proposal No. 164, 1973, be placed upon the agenda of this meeting under Special Orders—Final Adoption.

DON N. GRIFFITH
Councilman

The motion to amend was carried by unanimous voice vote. Proposal No. 164, 1973, as amended, was *passed* on the following roll call vote; *viz*: 25 *Ayes*: Mr. Boyd, Mr. Broderick, Mr. Brown, Mr. Byrum, Mr. Campbell, Mr. Cantwell, Mr. Clark, Mr. Dowden, Mr. Elmore, Mrs. Gibson, Mr. Giffin, Mr. Gilmer, Mr. Griffith, Mr. Hasbrook, Mr. Hawkins, Mr. Kimbell, Mr. McPherson, Mrs. Miller, Mrs. Noel, Mr. Patterson, Mr. Ruckelshaus, Mr. Schneider, Mr. SerVaas, Mr. Tintera and Mr. West. *No Noes*. Councilman Gorham was out of Chambers when vote was taken. Proposal No. 164, 1973, was retitled Fiscal Ordinance No. 43, 1973, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 43, 1973

A FISCAL ORDINANCE amending the CITY-COUNTY ANNUAL BUDGET FOR 1973 (City-County General Ordinance No. 72, 1972, as amended) and appropriating the sum of One thousand six hundred thirty dollars (\$1,630.00) for certain purposes of the Prosecuting Attorney by reducing certain other appropriations for that office.

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 for rental of office machines for the Prosecuting Attorney, by reducing certain other appropriations for that office.

Section 2. The sum of One thousand six hundred thirty dollars (\$1,630.00) 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:

PROSECUTING ATTORNEY

	County General Fund
500 Current Charges	\$ 1,630.00
	<hr/>
TOTAL INCREASES	\$ 1,630.00

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

PROSECUTING ATTORNEY

	County General Fund
100 Services Personal	\$ 1,630.00
	<hr/>
TOTAL REDUCTIONS	\$ 1,630.00

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

PROPOSAL NO. 198, 1973. After discussion, Proposal No. 198, 1973, was adopted on the following roll call vote; viz: 24 Ayes: Mr. Boyd, Mr. Broderick, Mr. Brown, Mr. Campbell, Mr. Cantwell, Mr. Clark, Mr. Dowden, Mr. Elmore, Mrs. Gibson, Mr. Giffin, Mr. Gilmer, Mr. Griffith,

Mr. Hasbrook, Mr. Hawkins, Mr. Kimbell, Mr. McPherson, Mrs. Miller, Mrs. Noel, Mr. Patterson, Mr. Ruckelshaus, Mr. Schneider, Mr. SerVaas, Mr. Tintera and Mr. West. 1 Noe: Mr. Byrum. Proposal No. 198, 1973, was retitled Fiscal Ordinance No. 44, 1973, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 44, 1973

A FISCAL ORDINANCE amending the CITY-COUNTY ANNUAL BUDGET FOR 1973 (City-County General Ordinance No. 72, 1972, as amended) and appropriating the sum of Twenty thousand dollars (\$20,000.00) for certain purposes of the Marion County Home by reducing certain other appropriations for that agency.

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 purchase of fuel oil for the County Home, necessitated by discontinuance of gas service, by transferring certain other appropriations of that agency.

Section 2. The sum of Twenty thousand dollars (\$20,000.00) 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:

COUNTY HOME

	County General Fund
300 Supplies	\$ 20,000.00
	<hr/>
TOTAL INCREASES	\$ 20,000.00

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

COUNTY HOME

	County General Fund
100 Services Personal	\$ 20,000.00
TOTAL REDUCTIONS	\$ 20,000.00

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

OLD BUSINESS

Proposal No. 175, 1973, was defeated by a roll call vote of 1 Aye and 18 Noes on June 4, 1973. Mr. Bayt requested that Proposal No. 175, 1973, which was reintroduced as Proposal No. 261, 1973, and referred to the Committee on Community Affairs to be reconsidered at the next meeting.

NEW BUSINESS

Mr. Kimbell moved, seconded by Mr. Giffin, to cancel the regular meeting of July 2 and Set a Special Meeting for July 30, 1973.

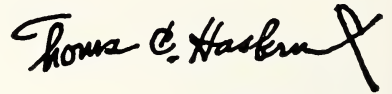
ADJOURNMENT

Upon motion made by Councilman Kimbell, seconded by Councilman Giffin, the meeting adjourned at 9:45 p.m.

We hereby certify that the above and foregoing is a full, true and complete record of the proceedings of the

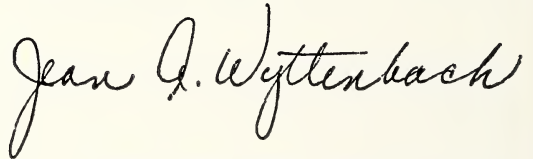
City-County Council of Indianapolis-Marion County held on the 18th of June, 1973.

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)