

REGULAR MEETING CITY-COUNTY COUNCIL

Monday, December 15, 1975, 7:40 P.M.

A Regular Meeting of the City-County Council of Indianapolis, Marion County convened in Council Chambers of the City-County Building at 7:40 p.m., Monday, December 15, 1975. President SerVaas in the chair. President SerVaas opened the meeting with a prayer, followed at by Pledge of Allegiance.

ROLL CALL

President SerVaas instructed the Clerk to take the roll. Twenty-eight members being present, he announced a quorum. *Present:* Mr. Bayt, Mr. Boyd, Mr. Campbell, Mr. Cantwell, Mr. Caplinger, Mrs. Chandler, Mr. Clark, Mr. Cottingham, Mr. Dowden, Mr. Durnil, Mr. Elmore, Mrs. Gibson, Mr. Giffin, Mr. Gilmer, Mr. Gorham, Mr. Griffith, Mr. Hawkins, Mr. Kimbell, Mr. McPherson, Mr. Miller, Mr. Patterson, Mr. Robbins, Mr. Ruckelshaus, Mr. Schneider, Mr. SerVaas, Mr. Tinder, Mr. Tintera and Mr. West. *Absent:* Mr. Brown.

CORRECTION OF JOURNAL

President SerVaas called for additions or corrections to the Journal for December 1, 1975, as distributed. Mr. Patterson requested that on Page 2, under Introduction of Proposals, Proposal No. 467, 1975, should be amended to read "Introduced by Councilman Patterson." Consent of Council was given for the amendment. There being no further additions of corrections to the minutes of December 1, 1975, the minutes stand approved, as corrected.

OFFICIAL COMMUNICATIONS

President SerVaas called for reading of Communications. The Clerk read the following:

December 5, 1975

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

Ladies and Gentlemen:

I have this day approved with my signature and delivered to the Clerk, Mrs. Jean A. Wytttenbach, the following ordinances.

GENERAL ORDINANCE NO. 155, 1975, amending the Code of Indianapolis and Marion County, Indiana, and more particularly Chapter 29, Article V, Division 1, Section 267, prohibiting certain parking near a school location on a street permanently closed by interstate construction.

GENERAL ORDINANCE NO. 156, 1975, amending the Code of Indianapolis and Marion County, Indiana, and more particularly Chapter 29, Articles III, IV, and V, regulating parking direction of movement, and certain intersection controls near the newly completed on-ramp at I-70 at Capitol Avenue.

GENERAL ORDINANCE NO. 157, 1975, the Metropolitan Development Commission of Marion County, Indiana proposes amendment to said Marion County Council Ordinance No. 8-1957 as amended, and the Dwelling Districts Zoning Ordinance of Marion County, Indiana, Ordinance 66-AO-2 adopted as an amendment thereto, as amended by the adoption of Ordinance 74-AO-3, amending section 2.12 thereof, the D-11 Dwelling District zoning regulations regarding permitted MOBILE DWELLING PROJECTS, accessory use, development standards and requirements therefor and requiring the termination of existing nonconforming mobile dwelling projects within D-11 Dwelling Districts unless brought into conformity with the screening landscaping and lighting development standards of section 2.12 B 7 a., b. and c. within five (5) years and into conformity with the requirements of mobile dwelling skirting attachments of subsection 2.12 B 7 d., respectively, within one (1) year from the effective date of this ordinance.

GENERAL ORDINANCE NO. 158, 1975, determining the compensation of the Mayor and the City-County Council, effective

January 1, 1976, and amending the Code of Indianapolis and Marion County, 1970.

GENERAL ORDINANCE NO. 159, 1975, amending the Code of Indianapolis and Marion County, Indiana, and more particularly Chapter 29, Article III, Section 92, schedule of intersection controls establishing intersection controls in a suburban residential area.

FISCAL ORDINANCE NO. 120, 1975, amending the City-County Annual Budget for 1975 and appropriating an additional \$3,000.00 in the City General Fund for purposes of the Office of the Director, Department of Public Safety, and reducing certain other appropriations for that office.

FISCAL ORDINANCE NO. 121, 1975, amending the City-County Annual Budget for 1975 and appropriating an additional \$455,000.00 in the Transportation Fund for purposes of the Department of Transportation and reducing certain other appropriations for that department.

FISCAL ORDINANCE NO. 122, 1975, amending the City-County Annual Budget for 1975 and appropriating an additional \$82,000.00 in the Transportation Fund for purposes of the Department of Transportation and reducing certain other appropriations for that department.

FISCAL ORDINANCE NO. 123, 1975, amending the City-County Annual Budget for 1975 and appropriating an additional \$5,500.00 in the Flood Control District for purposes of the Flood Control Division, Department of Public Works, and reducing certain other appropriations for that division.

FISCAL ORDINANCE NO. 124, 1975, amending the City-County Annual Budget for 1975 and appropriating an additional \$48,000.00 in the Sanitary District Fund for purposes of the Sanitation Division, Department of Public Works and reducing certain other appropriations for that division.

FISCAL ORDINANCE NO. 125, 1975, amending the City-County Annual Budget for 1975 and appropriating an additional \$25,000.00 in the Consolidated County Fund for purposes of the Air Pollution Control Division, Department of Public Works, and reducing certain other appropriations for that division.

FISCAL ORDINANCE NO. 126, 1975, amending the City-County Annual Budget for 1975 and appropriating an additional \$18,000.00 in the Consolidated County Fund for purposes of the City-County Council and reducing certain other appropriations for that office.

Respectfully,
RICHARD G. LUGAR
Mayor

RGL/vlw

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

Ladies and Gentlemen:

Pursuant to the laws of the State of Indiana, I caused to be published in the Indianapolis Commercial and the Indianapolis News on December 5, 1975, and December 12, 1975, a "Notice to Taxpayers" of a Public Hearing on Proposals 474, 475, 476, 477, and 478, 1975, to be held on Monday, December 15, 1975, at 7:00 p.m., in the Council Chambers of the City-County Building.

I also caused to be published in the Indianapolis News on December 11, and December 18, 1975, and in the Indianapolis Commercial on December 10, and December 17, 1975, General Ordinance Nos. 154, 155, 156, and 157, 1975.

Respectfully,
JEAN A. WYTTEBACH
City Clerk

/vlw

INTRODUCTION OF GUESTS

Councilman Gorham introduced Mrs. Rosemary Vandivier, civic leader from Perry Township.

Councilman Giffin introduced Mr. A. Keith Walters, the newly elected Councilman from Councilmanic District No. 19. Mr. Walters will be succeeding Mr. Giffin on the City-County Council.

Councilman West introduced Mr. Bob Harris, Unit Commissioner for Boy Scout Troop No. 73, of St. Paul's Episcopal Church. The seven members present of Scout Troop No. 73, were as follows:

Mr. Paul Bender
Mr. Adam Bain
Mr. George Billeisen
Mr. Mike Langdon
Mr. Richard Whistler
Mr. Doug Jones
Mr. Mark Thompson

Each of the above mentioned members of Scout Troop No. 73 are working on their Communications Merit Badge a prerequisite to becoming an Eagle Scout.

Councilman Griffith introduced his lovely wife Marilyn.

Councilman Cantwell introduced Mr. Michael Vollmer, the newly elected Councilman to represent Councilmanic District No. 17. Mr. Vollmer will be succeeding Councilman Harry L. Robbins.

SPECIAL ANNOUNCEMENT

President SerVaas announced that all Proposals to be introduced would have to be placed under Modification of Special Orders and passed at the same meeting because of it being the last Council meeting of the year.

INTRODUCTION OF PROPOSALS

President SerVaas called for Proposals eligible for introduction. The Clerk read the following:

PROPOSAL NO. 479, 1975. Introduced by Councilman Robbins. The Clerk read the Proposal entitled: "A Proposal for a General Ordinance amending the Code of

Indianapolis and Marion County, Indiana, 1975, and more particularly Chapter 29, Traffic and Motor Vehicles; changing an intersection control from a two way stop to a four way stop, establishing regulations, providing penalties, and fixing a time when the same shall take effect."

PROPOSAL NOS. 480-482, 1975. Introduced by Councilman West. The Clerk read the Proposal entitled: "A Proposal for Rezoning Ordinances certified from the Metropolitan Plan Commission on December 4, 1975;" and the President referred them to the Committee of the Whole to be heard under Special Orders — Final Adoption.

PROPOSAL NO. 483, 1975. Introduced by Councilman Kimbell. The Clerk read the Proposal entitled: "A Proposal for a General Ordinance amending the "Code of Indianapolis and Marion County, Indiana" to change the designated holidays for employees."

PROPOSAL NO. 484, 1975. Introduced by Councilman Tintera. The Clerk read the Proposal entitled: "A Proposal for a General Ordinance amending the Code of Indianapolis and Marion County, Indiana, and repealing increased compensation for members of the City-County Council."

PROPOSAL NO. 485, 1975. Introduced by Councilman McPherson. The Clerk read the Proposal entitled: "A Proposal for a Fiscal Ordinance amending the City-County Annual Budget for 1975 (City-County Fiscal Ordinance No. 42, 1974) and appropriating an additional Seventy-five thousand dollars (\$75,000) in

the Sanitary District Fund for purposes of the Sanitation Division, Department of Public Works, and reducing certain other appropriations for that Division.”

PROPOSAL NO. 486, 1975. Introduced by Councilman Griffith. The Clerk read the Proposal entitled: “A Proposal for a General Resolution amending City-County General Resolution No. 5, 1975, to modify functional expenditure level and extend operational authority through March 31, 1975.”

MODIFICATION OF SPECIAL ORDERS

President SerVaas called for business eligible to be handled under Modification of Special Orders.

PROPOSAL NO. 479, 1975. Councilman Robbins moved, seconded by Councilman Griffith that Proposal No. 479, 1975, be placed upon the Agenda of this meeting under Special Orders — Final Adoption, and reads as follows:

CITY-COUNTY COUNCIL MOTION

Mr. President:

I move that City-County Council Proposal No. 479, 1975, be placed upon the agenda of this meeting under Special Orders — Final Adoption.

HARRY L. ROBBINS
Councilman

The motion was *passed* on the following roll call vote; viz: 28 Ayes: Mr. Bayt, Mr. Boyd, Mr. Campbell, Mr. Cantwell, Mr. Caplinger, Mrs. Chandler, Mr. Clark, Mr. Cottingham, Mr. Dowden, Mr. Durnil, Mr. Elmore, Mrs. Gibson, Mr. Giffin, Mr. Gilmer, Mr.

Gorham, Mr. Griffith, Mr. Hawkins, Mr. Kimbell, Mr. McPherson, Mr. Miller, Mr. Patterson, Mr. Robbins, Mr. Ruckelshaus, Mr. Schneider, Mr. SerVaas, Mr. Tinder, Mr. Tintera and Mr. West. *No Noes.*

PROPOSAL NO. 483, 1975. Councilman Kimbell moved, seconded by Councilman Giffin that Proposal No. 483, 1975, be placed upon the Agenda of this meeting under Special Orders — Final Adoption, and reads as follows:

CITY-COUNTY COUNCIL MOTION

Mr. President:

I move that City-County Council Proposal No. 483, 1975, be placed upon the agenda of this meeting under Special Orders — Final Adoption.

ALAN R. KIMBELL
Councilman

The motion was *passed* on the following roll call vote; viz: *27 Ayes:* Mr. Bayt, Mr. Boyd, Mr. Campbell, Mr. Cantwell, Mr. Caplinger, Mrs. Chandler, Mr. Clark, Mr. Cottingham, Mr. Dowden, Mr. Durnil, Mr. Elmore, Mrs. Gibson, Mr. Giffin, Mr. Gilmer, Mr. Griffith, Mr. Hawkins, Mr. Kimbell, Mr. McPherson, Mr. Miller, Mr. Patterson, Mr. Robbins, Mr. Ruckelshaus, Mr. Schneider, Mr. SerVaas, Mr. Tinder, Mr. Tintera and Mr. West. *1 No.* Mr. Gorham.

PROPOSAL NO. 484, 1975. Councilman Kimbell moved, seconded by Councilman West, that the rules be suspended and that City-County Council Proposal No. 484, 1975, be placed upon the agenda of this meeting under Special Orders — Final Adoption, and reads as follows:

CITY-COUNTY COUNCIL MOTION

Mr. President:

I move the Rules be suspended and that City-County Council Proposal No. 484, 1975, be placed upon the agenda of this meeting under Special Orders — Final Adoption.

ALAN R. KIMBELL
Councilman

Following further discussion, Councilwoman Chandler moved, seconded by Councilman McPherson that the motion be *Tabled*.

The *motion to table* was *passed* on the following roll call vote; viz: *15 Ayes*: Mr. Bayt, Mr. Boyd, Mr. Campbell, Mr. Cantwell, Mrs. Chandler, Mr. Clark, Mr. Cottingham, Mr. Dowden, Mr. Elmore, Mrs. Gibson, Mr. Griffith, Mr. Hawkins, Mr. Ruckelshaus, Mr. Schneider and Mr. SerVaas. *12 Noes*: Mr. Durnil, Mr. Giffin, Mr. Gilmer, Mr. Gorham, Mr. Kimbell, Mr. McPherson, Mr. Miller, Mr. Patterson, Mr. Robbins, Mr. Tinder, Mr. Tintera and Mr. West. (Mr. Caplinger abstained from voting.)

PROPOSAL NO. 485, 1975. Councilman McPherson moved, seconded by Councilman Robbins that Proposal No. 485, 1975, be placed upon the Agenda of this meeting under Special Orders — Final Adoption, and reads as follows:

CITY-COUNTY COUNCIL MOTION

Mr. President:

I move that City-County Council Proposal No. 485, 1975, be placed upon the agenda of this meeting under Special Orders — Final Adoption.

DONALD R. MCPHERSON
Councilman

The motion was *passed* on the following roll call vote; viz: *22 Ayes*: Mr. Bayt, Mr. Boyd, Mr. Cantwell, Mr. Caplinger, Mrs. Chandler, Mr. Clark, Mr. Cottingham, Mr. Durnil, Mrs. Gibson, Mr. Giffin, Mr. Gilmer, Mr. Griffith, Mr. Hawkins, Mr. Kimbell, Mr. McPherson, Mr. Miller, Mr. Patterson, Mr. Robbins, Mr. SerVaas, Mr. Tinder, Mr. Tintera and Mr. West. *4 Noes*: Mr. Dowden, Mr. Gorham, Mr. Ruckelshaus and Mr. Schneider. (Mr. Campbell and Mr. Elmore abstained from voting.)

PROPOSAL NO. 486, 1975. Councilman Griffith moved, seconded by Councilman Cantwell that Proposal No. 486, 1975, be placed upon the Agenda of this meeting under Special Orders — Final Adoption, and reads as follows:

CITY-COUNTY COUNCIL MOTION

Mr. President:

I move that City-County Council Proposal No. 486, 1975, be placed upon the agenda of this meeting under Special Orders — Final Adoption.

DON N. GRIFFITH
Councilman

The motion was *passed* on the following roll call vote; viz: *21 Ayes*: Mr. Bayt, Mr. Boyd, Mr. Campbell, Mr. Cantwell, Mr. Caplinger, Mrs. Chandler, Mr. Clark, Mr. Cottingham, Mr. Durnil, Mrs. Gibson, Mr. Gilmer, Mr. Griffith, Mr. Hawkins, Mr. Kimbell, Mr. Miller, Mr. Patterson, Mr. Robbins, Mr. SerVaas, Mr. Tinder, Mr. Tintera and Mr. West. *7 Noes*: Mr. Dowden, Mr. Elmore, Mr. Giffin, Mr. Gorham, Mr. McPherson, Mr. Ruckelshaus and Mr. Schneider.

SPECIAL ORDERS — FINAL ADOPTION

By consent of Council, the Proposals just added to the Agenda were heard prior to the remainder of Proposals scheduled for Special Orders — Final Adoption.

PROPOSAL NO. 479, 1975. Following discussion, during which Councilman Robbins spoke regarding the Proposal, *Proposal No. 479, 1975*, was passed on the following roll call vote; viz: 28 Ayes: Mr. Bayt, Mr. Boyd, Mr. Campbell, Mr. Cantwell, Mr. Caplinger, Mrs. Chandler, Mr. Clark, Mr. Cottingham, Mr. Dowden, Mr. Durnil, Mr. Elmore, Mrs. Gibson, Mr. Giffin, Mr. Gilmer, Mr. Gorham, Mr. Griffith, Mr. Hawkins, Mr. Kimbell, Mr. McPherson, Mr. Miller, Mr. Patterson, Mr. Robbins, Mr. Ruckelshaus, Mr. Schneider, Mr. SerVaas, Mr. Tinder, Mr. Tintera and Mr. West. *No Noes.*

Proposal No. 479, 1975, was retitled General Ordinance No. 160, 1975, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 160, 1975

A GENERAL ORDINANCE amending the CODE OF INDIANAPOLIS AND MARION COUNTY, INDIANA, 1975, and more particularly Chapter 29, Traffic and Motor Vehicles; changing an intersection control from a two way stop to a four way stop.

establishing regulations, providing penalties, and fixing a time when the same shall take effect.

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

Section 1. Code of Indianapolis and Marion County, Indiana 1975; Chapter 29, Traffic and Motor Vehicles, Article III, Intersection Traffic Controls; Section 92 Schedule of Intersection Controls, be, and the same is hereby amended by the DELETION of the following, to wit:

Base Map	Intersection	Preferential	Type of Control
No. 24 (pg. 13)	W. North Street & N. Rochester Ave.	N. Rochester Avenue	Stop

Section 2. Code of Indianapolis and Marion County, Indiana, 1975; Chapter 29, Traffic and Motor Vehicles, Article III, Intersection Traffic Controls, Section 92 Schedule of Intersection Controls, be, and the same is hereby amended by the ADDITION of the following, to wit:

Base Map	Intersection	Preferential	Type of Control
No. 24 (pg. 13)	W. North Street & N. Rochester Ave.	(none)	Stop

Section 3. This amendment shall be subject to the penalties as provided in Chapter 1, Section 1-3, of the CODE OF INDIANAPOLIS AND MARION COUNTY, INDIANA, 1975.

Section 4. This Ordinance will be in full force and effect from and after its adoption by the Council, approved by the Mayor, and compliance with all laws pertaining thereto.

PROPOSAL NO. 483, 1975. Following discussion, during which Councilman Kimbell spoke regarding the Proposal, *Proposal No. 483, 1975*, was passed on the following roll call vote; viz: *26 Ayes*: Mr. Bayt, Mr. Boyd, Mr. Campbell, Mr. Caplinger, Mrs. Chandler, Mr. Clark, Mr. Dowden, Mr. Durnil, Mr. Elmore, Mrs. Gibson, Mr. Giffin, Mr. Gilmer, Mr. Gorham, Mr. Griffith, Mr. Hawkins, Mr. Kimbell, Mr. McPherson, Mr. Miller, Mr. Patterson, Mr. Robbins, Mr. Ruckelshaus, Mr. Schneider, Mr. SerVaas, Mr. Tinder, Mr. Tintera and Mr. West. *No Noes.* (Mr. Cantwell and Mr. Cottingham abstained from voting.) Proposal No. 483, 1975, was retitled General Ordinance No. 161, 1975, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 161, 1975

A GENERAL ORDINANCE amending the "Code of Indianapolis and

Marion County, Indiana" to change the designated holidays for employees.

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

SECTION ONE. The "Code of Indianapolis and Marion County, Indiana" be, and is hereby, amended to read as follows, adding the words underlined, to-wit:

Sec. 23-32. Holidays.

(a) Legal holidays, as defined in the statutes of the state and applicable to municipalities and counties, *except Lincoln's Birthday (February 12) and Columbus Day (2nd Monday of October) in the year 1976*, shall be considered holidays for all employees with full pay for such days, with the exception of those who are employed in functions which must necessarily be continued at all times. For such employees, a policy of compensatory leave or overtime for work on holidays shall be determined by the competent authority of each office.

(b) The mayor shall have authority to designate any day as a holiday for employees of the city, during which times all work for the city may be suspended, except for necessary duties which shall continue to be performed by those employees so engaged or by those so directed by the mayor.

(c) Hourly workers shall be paid for holiday time and shall be paid also straight time in addition to holiday time for any and all time authorized for work on holiday, if the employee works a regular workday before and after the holiday.

SECTION TWO. This Ordinance shall be in full force and effect from and after adoption and approval by the Mayor.

PROPOSAL NO. 485, 1975. Following discussion, during which Councilman McPherson spoke regarding the Proposal, *Proposal No. 485, 1975*, was passed on the following roll call vote; viz: 25 Ayes: Mr. Bayt, Mr. Campbell, Mr. Caplinger, Mrs. Chandler, Mr. Clark, Mr. Cottingham, Mr. Dowden, Mr. Durnil, Mr. Elmore, Mrs. Gibson, Mr. Giffin, Mr. Gilmer, Mr. Gorham, Mr. Griffith, Mr. Kimbell, Mr. McPherson, Mr. Miller, Mr. Patterson, Mr. Robbins, Mr. Ruckelshaus, Mr.

Schneider, Mr. SerVaas, Mr. Tinder, Mr. Tintera and Mr. West. *No. Noes.* (Mr. Boyd, Mr. Cantwell and Mr. Hawkins abstained from voting.) Proposal No. 485, 1975, was retitled Fiscal Ordinance No. 127, 1975, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 127, 1975

A FISCAL ORDINANCE amending the CITY-COUNTY ANNUAL BUDGET FOR 1975 (City-County Fiscal Ordinance No. 42, 1974) and appropriating an additional Seventy-five thousand dollars (\$75,000.00) in the Sanitary District Fund for purposes of the Sanitation Division, Department of Public Works, and reducing certain other appropriations for that Division.

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

Section 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 4 of the City-County Annual Budget for 1975 be, and is hereby, amended by the increases and reductions hereinafter stated for the purposes of meeting increased wage costs.

Section 2. The sum of Seventy-five thousand dollars (\$75,000.00) 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:

DEPARTMENT OF PUBLIC WORKS
Sanitation Division

	SANITARY DISTRICT FUND
10. Services Personal	\$75,000.00
TOTAL INCREASES	<u>\$75,000.00</u>

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

DEPARTMENT OF PUBLIC WORKS
Sanitation Division

**SANITARY DISTRICT
FUND**

21. Services Contractual	\$75,000.00
TOTAL REDUCTIONS	\$75,000.00

Section 5. This Ordinance shall be in full force and effect from and after adoption and approval by the Mayor.

PROPOSAL NO. 486, 1975. Following discussion, during which Councilman Griffith spoke regarding the Proposal, *Proposal No. 486, 1975*, was passed on the following roll call vote; viz: *19 Ayes:* Mr. Bayt, Mr. Boyd, Mr. Campbell, Mr. Cantwell, Mr. Caplinger, Mrs. Chandler, Mr. Cottingham, Mr. Durnil, Mrs. Gibson, Mr. Gilmer, Mr. Griffith, Mr. Hawkins, Mr. Kimbell, Mr. Patterson, Mr. Robbins, Mr. SerVaas, Mr. Tinder, Mr. Tintera and Mr. West. *8 Noes:* Mr. Clark, Mr. Dowden, Mr. Giffin, Mr. Gorham, Mr. McPherson, Mr. Miller, Mr. Ruckelshaus and Mr. Schneider. (Mr. Elmore abstained from voting.) Proposal No. 486, 1975, was retitled General Resolution No. 17, 1975, and reads as follows:

CITY-COUNTY GENERAL RESOLUTION NO. 17, 1975

A GENERAL RESOLUTION amending the City-County General Resolution No. 5, 1975, to modify functional expenditure level and extend operational authority through March 31, 1976.

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

Section 1. The authorization and approval of functional expenditures of a Title 1 grant, pursuant to the Housing and Community Development Act of 1974 as established by Section 2 of City-County General Resolution No. 5, 1975, is hereby amended to extend such authorization through March 31, 1976, in accordance with the following reallocations:

HUMAN RESOURCES	ORIGINAL	ADDITION	AMENDED
HEALTH SERVICES	942,000	+292,842	1,234,842
MULTI-SERVICE CENTERS	660,000	+233,000	893,000
LEGAL SERVICES	124,000	+37,500	161,500
SENIOR CITIZENS	258,000	+96,750	354,750
DAY CARE	245,000	+50,000	295,000
YOUTH SERVICES		+27,700	27,700
TOTALS	<u>2,229,000</u>	<u>+737,792</u>	<u>2,966,792</u>
HOUSING HISTORIC PRESER-VATION	ORIGINAL	REDUCTION	AMENDED
	50,000		50,000
SPOT DEMOLITION	910,000	-88,500	821,500
RELOCATION	553,000	-136,162	416,838
REHABILI-TATION	1,106,000	-463,700	642,300
HOUSING ASSISTANCE TO DEVELOPERS	275,000	-20,157	254,843
HOUSING COUNSELING	388,000	-119,773	268,227
PK-2	372,000		372,000
HOUSING REVOLVING FUND	200,000	-50,000	150,000
TOTALS	<u>3,854,000</u>	<u>-878,292</u>	<u>2,975,708</u>

	ORIGINAL	ADDITION	AMENDED
ADMINIS— TRATION	522,000	+140,500	662,500
TOTALS	522,000	+140,500	662,500

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

SPECIAL ORDERS—PUBLIC HEARING

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

PROPOSAL NO. 474, 1975. The Council recessed to the Committee of the Whole at 7:17 p.m., and reconvened at 7:18 p.m. After public hearing, and following discussion, during which Councilman Tintera spoke regarding the Proposal, Councilman Boyd moved, seconded by Councilman Clark to amend Proposal No. 474, 1975, as follows:

CITY-COUNTY COUNCIL MOTION

Mr. President:

I move that City-County Council Proposal No. 474, 1975, be amended as follows:

By striking Line 5 in Section 3 and making the corresponding changes throughout the proposal, (thus eliminating the \$25,000 Bicentennial Project).

ROZELLE BOYD,
Councilman

The motion to amend was carried by a unanimous voice vote.

Following further discussion, *Proposal No. 474, 1975, as amended, was passed on the following roll call*

vote; viz: *24 Ayes:* Mr. Boyd, Mr. Campbell, Mr. Cantwell, Mr. Caplinger, Mrs. Chandler, Mr. Clark, Mr. Cottingham, Mr. Durnil, Mr. Elmore, Mrs. Gibson, Mr. Giffin, Mr. Gilmer, Mr. Hawkins, Mr. Kimbell, Mr. McPherson, Mr. Miller, Mr. Patterson, Mr. Robbins, Mr. Ruckelshaus, Mr. Schneider, Mr. SerVaas, Mr. Tinder, Mr. Tintera and Mr. West. *2 Noes:* Mr. Gorham and Mr. Griffith. (Mr. Bayt and Mr. Dowden abstained from voting.) Proposal No. 474, 1975, as amended, was retitled Fiscal Ordinance No. 128, 1975, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 128, 1975

A FISCAL ORDINANCE amending the CITY-COUNTY ANNUAL BUDGET FOR 1975 (City-County Fiscal Ordinance No. 42, 1974) and appropriating an additional Five thousand dollars (\$5,000) in the Consolidated County Fund for purposes of the City-County Council and reducing the unappropriated and unencumbered balance in the Consolidated County 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, Section 4 of the City-County Annual Budget for 1975 be, and is hereby, amended by the increases and reductions hereinafter stated to cover costs of certain advertising of transportation ordinances.

Section 2. The sum of Five thousand dollars (\$5,000) be, and the same is hereby, appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

Section 3. The following additional appropriations are hereby approved:

CITY-COUNTY COUNCIL	CONSOLIDATED COUNTY FUND
21. Services Contractual	\$5,000.00
TOTAL INCREASES	\$5,000.00

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

CONSOLIDATED COUNTY FUND	
Unappropriated and Unencumbered Consolidated County Fund	\$5,000.00
TOTAL REDUCTIONS	\$5,000.00

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.

At this point, Councilman Giffin was excused and left Council Chambers.

PROPOSAL NOS. 475, 476, 477 and 478, 1975. By consent, public hearing was held on Proposal Nos. 475, 476, 477 and 478, 1975, together. The Council recessed to the Committee of the Whole at 8:30 p.m., and reconvened at 8:31 p.m.

PROPOSAL NO. 475, 1975. After public hearing, and following discussion, Councilman Kimbell moved, seconded by Councilman Robbins to amend Proposal No. 475, 1975, as follows:

CITY-COUNTY COUNCIL MOTION

Mr. President:

I move that City-County Council Proposal No. 475, 1975, be amended as follows:

- a) In the Title and in Section 2, lines 1 and 2, change the amount from Ninety-seven thousand seven hundred twenty-three dollars and thirty-one cents (\$97,723.31) to One hundred two thousand seven hundred twenty-three dollars and thirty-one cents (\$102,723.31).
- b) In Section 3, in lines 6 and 7, change the amount from Twelve thousand dollars (\$12,000) to Seventeen thousand dollars (\$17,000)

- c) In Section 3, line 40, change the total to One hundred two thousand seven hundred twenty-three dollars and thirty-one cents (\$102,723.31).

ALAN R. KIMBELL
Councilman

After a ruling that the amendment was not in order for action at this meeting, Councilman Kimbell withdrew his motion to amend Proposal No. 475, 1975, as above mentioned.

Following further discussion, Councilman Kimbell moved, seconded by Councilman Griffith to amend Proposal No. 475, 1975, as follows:

CITY-COUNTY COUNCIL MOTION

Mr. President:

I move that City-County Council Proposal No. 475, 1975, be amended as follows:

- a) In Section 3, line 14, change the amount to three thousand three hundred dollars (\$3,300) and strike line 15 in its entirety.
- b) In Section 4, line 2, delete the colon (:) and insert a comma (,) and the words "which shall be returned to the County General Fund".

ALAN KIMBELL
Councilman

The motion to amend was carried by a unanimous voice vote.

PROPOSAL NO. 476, 1975. After public hearing, and following discussion, Councilman Cottingham moved, seconded by Councilman West to amend Proposal No. 476, 1975, as follows:

CITY-COUNTY COUNCIL MOTION

Mr. President:

I move that City-County Council Proposal No. 476, 1975, be amended as follows:

(a) In section 3, after line 2, add:

County Administrative Office

25. Current Charges	<u>\$3,500.00</u>
	\$3,500.00

(b) In section 3, lines 16 and 17, strike the figures "\$7,000" and insert in lieu thereof the figures "\$2,000".

(c) In section 3, line 53, change the total to "67,309.00"

(d) In section 4, line 2, delete the colon (:), and add a comma (,), followed by the words "which shall be returned to the County General Fund."

(e) In section 4, strike lines 15 through 19 entirely.

(f) In section 4, line 36, change the total to "\$108,624.00".

DWIGHT COTTINGHAM
Councilman

The motion to amend was carried by a unanimous voice vote.

Following considerable discussion, Councilman Cottingham moved, seconded by Councilman West to further amend Proposal No. 476, 1975, as amended, as follows:

CITY-COUNTY COUNCIL MOTION

Mr. President:

I move that City-County Council Proposal No. 476, 1975, be amended as follows:

In Section 4, delete line 13 entirely and change the amount in line 14 to fifteen thousand dollars (\$15,000) and change the total in line 36 to One hundred six thousand eight hundred twenty-four dollars (\$106,824.00).

DWIGHT COTTINGHAM,
Councilman

The motion to further amend Proposal No. 476, 1975, as amended, was carried by a unanimous voice vote.

PROPOSAL NO. 477, 1975. After public hearing, and following discussion, Councilman Cottingham moved, seconded by Councilman Clark to amend Proposal No. 477, 1975, as follows:

CITY-COUNTY COUNCIL MOTION

Mr. President:

I move that City-County Council Proposal No. 477, 1975, be amended as follows:

In Section 4 at the end of the second line, strike the colon (:) and insert a comma (,) followed by the words "which shall be returned to the County General Fund."

DWIGHT COTTINGHAM
Councilman

The motion to amend was carried by a unanimous voice vote.

The President asked for consent of the Council in order for one roll call vote to be taken on Proposal Nos. 475, 476, 477 and 478, 1975, as amended.

The request was carried by a unanimous voice vote.

Proposal No. 475, 1975, as amended, No. 476, 1975, as amended, No. 477, 1975, as amended, and No. 478, 1975, were passed on the following roll call vote; viz: 25 Ayes: Mr. Bayt, Mr. Boyd, Mr. Campbell, Mr. Cantwell, Mr. Caplinger, Mrs. Chandler, Mr. Clark, Mr. Cottingham, Mr. Durnil, Mr. Elmore, Mrs. Gibson, Mr. Gilmer, Mr. Griffith, Mr. Hawkins, Mr. Kimbell, Mr.

McPherson, Mr. Miller, Mr. Patterson, Mr. Robbins, Mr. Ruckelshaus, Mr. Schneider, Mr. SerVaas, Mr. Tinder, Mr. Tintera and Mr. West. 1 No. Mr. Gorham. (Mr. Dowden abstained from voting.) Proposal No. 475, 1975, as amended, No. 476, 1975, as amended, No. 477, 1975, as amended and No. 478, 1975, were retitled Fiscal Ordinance Nos. 129, 130, 131 and 132, 1975, respectively, and read as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 129, 1975

A FISCAL ORDINANCE amending the CITY-COUNTY ANNUAL BUDGET FOR 1975 (City-County Fiscal Ordinance No. 42, 1974) and appropriating an additional Ninety-seven thousand seven hundred twenty-three dollars and thirty-one cents (\$97,723.31) in the County General Fund for purposes of various county departments and reducing certain other appropriations for certain county departments.

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

Section 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 5 of the City-County Annual Budget for 1975 be, and is hereby, amended by the increases and reductions hereinafter stated for the purposes of making certain budget adjustments for county departments.

Section 2. The sum of Ninety-seven thousand seven hundred twenty-three dollars and thirty-one cents (\$97,723.31) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

Section 3. The following additional appropriations are hereby approved:

MARION COUNTY SHERIFF — CIVIL DIVISION (28)

SUB-TOTAL

10. Services Personal	11,000.00	\$11,000.00
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MARION COUNTY PROSECUTOR (25)

10. Services Personal	12,000.00	\$12,000.00
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MARION COUNTY JUVENILE CENTER (19)

21. Services Contractual	4,450.00	
50. Properties	1,050.00	
		\$5,500.00

PRESIDING JUDGE MUNICIPAL COURT (47)

21. Services Contractual	6,438.31	
22. Supplies	9,500.00	
24. Current Charges	3,300.00	
64. Capital Projects- Current Charges	1,200.00	
		\$20,438.31

CRIMINAL COURT I (51)

24. Current Charges	4,100.00	
		\$4,100.00

CRIMINAL COURT II (52)

21. Services Contractual	1,800.00	
24. Current Charges	500.00	
		\$2,300.00

CRIMINAL COURT III (41)

10. Services Personal	13,658.00	
22. Supplies	6,500.00	
24. Current Charges	4,500.00	
50. Properties	1,000.00	
		\$25,658.00

CRIMINAL COURT IV (42)

21. Services Personal	4,000.00	
22. Supplies	2,000.00	
24. Current Charges	6,000.00	
50. Properties	500.00	
		\$12,500.00

CRIMINAL COURT PROBATION

10. Services Personal	4,227.00	
		\$4,227.00

TOTAL INCREASES	\$97,723.31
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Section 4. The said additional appropriations are funded by the following reductions, and shall be returned to the County General Fund.

MARION COUNTY JAIL (18)

10. Services Personal	5,924.00	
21. Services Contractual	3,642.00	
22. Supplies	9,557.00	
23. Materials	1,167.00	
24. Current Charges	21,339.00	
50. Properties	1,646.00	
		\$43,275.00

MARION COUNTY SHERIFF — CIVIL DIVISION (28)

24. Current Charges	1,350.00	
		\$1,350.00

MARION COUNTY JUVENILE COURT (53)

10. Services Personal	48,000.00	
		\$48,000.00

MARION COUNTY JUVENILE CENTER (19)

22. Supplies	3,000.00	
		\$3,000.00

PRESIDING JUDGE — MUNICIPAL COURTS (47)

10. Services Personal	110,000.00	
25. Current Obligations	5,700.00	
		\$115,700.00

CRIMINAL COURT I (51)

10. Services Personal	14,000.00	
21. Services Contractual	1,500.00	
		\$15,500.00

CRIMINAL COURT II (52)

10. Services Personal	1,500.00	
		\$1,500.00

CRIMINAL COURT PROBATION (64)

21. Services Contractual	1,750.00	
		\$1,750.00

TOTAL DECREASES		\$230,075.00
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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.

CITY-COUNTY FISCAL ORDINANCE NO. 130, 1975

A FISCAL ORDINANCE amending the CITY-COUNTY ANNUAL BUDGET FOR 1975 (City-County Fiscal Ordinance No. 42, 1974) and appropriating an additional One hundred six thousand eight hundred twenty-four dollars (\$106,824.00) in the County General Fund for purposes of various county departments and reducing certain other appropriations for certain county departments.

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

Section 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 5 of the City-County Annual Budget for 1975 be, and is hereby, amended by the increases and reductions hereinafter stated for the purposes of making certain budget adjustments for county departments.

Section 2. The sum of One hundred six thousand eight hundred twenty-four dollars (\$106,824) be, and the same is hereby, appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

Section 3. The following additional appropriations are hereby approved:

COUNTY ADMINISTRATIVE OFFICE

25. Current Charges	\$3,500.00	
		\$3,500.00

COUNTY AUDITOR (2)

21. Services Contractual	2,500.00	
22. Supplies	250.00	
24. Current Charges	150.00	
50. Properties	2,100.00	
		\$5,000.00

COUNTY CLERK (7)

50. Properties	21,000.00	
		\$21,000.00

ELECTION BOARD (14)

22. Supplies	15,000.00	
		\$15,000.00

COUNTY RECORDER (26)

10. Services Personal	2,000.00	
		\$2,000.00

LAWRENCE TOWNSHIP ASSESSOR (20)

50. Properties	324.00	
		\$324.00

CIRCUIT COURT (50)

21. Services Contractual	1,300.00	
22. Supplies	750.00	
50. Properties	250.00	
		\$2,300.00

SUPERIOR COURT I (66)

10. Services Personal	7,500.00	
21. Services Contractual	200.00	
22. Supplies	160.00	
24. Current Charges	3,000.00	
50. Properties	75.00	
		\$10,935.00

SUPERIOR COURT 2 (67)

22. Supplies	150.00	
50. Properties	1,250.00	
		\$1,400.00

SUPERIOR COURT 3 (68)

10. Services Personal	1,500.00	
22. Supplies	100.00	
24. Current Charges	100.00	
50. Properties	300.00	
		\$2,000.00

SUPERIOR COURT 5 (70)

21. Services Contractual	100.00	
22. Supplies	1,000.00	
24. Current Charges	100.00	
		\$1,200.00

SUPERIOR COURT 6 (76)

21. Services Contractual	50.00	
22. Supplies	100.00	

50. Properties	2,500.00	
		<u>\$2,650.00</u>

TOTAL INCREASES		\$67,309.00
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Section 4. The said additional appropriations are funded by the following reductions, which shall be returned to the County General Fund.

COUNTY AUDITOR (2)

10. Services Personal	5,000.00	
		\$5,000.00

COUNTY CLERK (7)

21. Services Contractual	12,000.00	
22. Supplies	20,000.00	
24. Current Charges	5,000.00	
		\$37,000.00

COUNTY ELECTION BOARD (14)

10. Services Personal	15,000.00	
		\$15,000.00

FRANKLIN TOWNSHIP ASSESSOR (15)

10. Services Personal	7,000.00	
		\$7,000.00

LAWRENCE TOWNSHIP ASSESSOR (20)

21. Services Contractual	324.00	
		\$324.00

PROBATE COURT (63)

10. Services Personal	34,800.00	
21. Services Contractual	1,200.00	
22. Supplies	1,100.00	
24. Current Charges	600.00	
50. Properties	1,400.00	
		\$39,100.00

SUPERIOR COURT 2 (67)

10. Services Personal	3,400.00	
		\$3,400.00

TOTAL DECREASES		<u>\$106,824.00</u>
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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.

CITY-COUNTY FISCAL ORDINANCE NO. 131, 1975

A FISCAL ORDINANCE amending the CITY-COUNTY ANNUAL BUDGET FOR 1975 (City-County Fiscal Ordinance No. 42, 1974) and appropriating an additional Twenty-two thousand five hundred sixteen dollars (\$22,516.00) in the County General Fund for purposes of various county departments' Central Data Processing Charges and reducing certain other appropriations for certain county departments' Central Data Processing charges.

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

Section 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 5 of the City-County Annual Budget for 1975 be, and is hereby, amended by the increases and reductions hereinafter stated for the purposes of making certain budget adjustments for county departments.

Section 2. The sum of Twenty-two thousand five hundred sixteen dollars (\$22,516.00) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

Section 3. The following additional appropriations are hereby approved:

DECATUR TOWNSHIP ASSESSOR

21. Services Contractual	535.00	535.00
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FRANKLIN TOWNSHIP ASSESSOR

21. Services Contractual	300.00	300.00
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LAWRENCE TOWNSHIP ASSESSOR

21. Services Contractual	634.00	634.00
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PERRY TOWNSHIP ASSESSOR

21. Services Contractual	2,509.00	2,509.00
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PIKE TOWNSHIP ASSESSOR

21. Services Contractual	1,518.00	
		1,518.00

COUNTY RECORDER

21. Services Contractual	2,000.00	
		2,000.00

COUNTY TREASURER

21. Services Contractual	12,730.00	
		12,730.00

WARREN TOWNSHIP ASSESSOR

21. Services Contractual	1,294.00	
		1,294.00

WASHINGTON TOWNSHIP ASSESSOR

21. Services Contractual	871.00	
		871.00

WAYNE TOWNSHIP ASSESSOR

21. Services Contractual	125.00	
		125.00

TOTAL INCREASES		\$22,516.00
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Section 4. The said additional appropriations are funded by the following reductions, which shall be returned to the County General Fund.

COOPERATIVE EXTENSION SERVICE

21. Services Contractual	7,499.00	
		7,499.00

COUNTY AUDITOR

21. Services Contractual	21,734.00	
		21,734.00

CENTER TOWNSHIP ASSESSOR

21. Services Contractual	4,280.00	
		4,280.00

COUNTY CLERK

21. Services Contractual	13,062.00	
		13,062.00

COUNTY ASSESSOR

21. Services Contractual	258.00	
		258.00

VOTERS REGISTRATION

21. Services Contractual	16,090.00	
		16,090.00

TOTAL REDUCTIONS	\$62,923.00
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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.

CITY-COUNTY FISCAL ORDINANCE NO. 132, 1975

A FISCAL ORDINANCE amending the CITY-COUNTY ANNUAL BUDGET FOR 1975 (City-County Fiscal Ordinance No. 42, 1974) and appropriating an additional One hundred ninety-two thousand eight hundred ninety-four dollars (\$192,894.00) in the County General Fund for the purposes of various county departments' Central Data Processing charges and reducing certain other appropriations for certain county departments' Central Data Processing charges.

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

Section 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 5 of the City-County Annual Budget for 1975 be, and is hereby, amended by the increases and reductions hereinafter stated for the purposes of making certain budget adjustments for county departments.

Section 2. The sum of One hundred ninety-two thousand eight hundred ninety-four dollars (\$192,894.00) be, and the same is hereby, appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

Section 3. The following additional appropriations are hereby approved:

PRESIDING JUDGE — MUNICIPAL COURTS (47)

21. Services Contractual	192,894.00	
		192,894.00
TOTAL INCREASES		\$192,894.00

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

COUNTY PROSECUTOR (25)

21. Services Contractual	7,059.00	
		7,059.00

COUNTY SHERIFF — CIVIL DIVISION (28)

21. Services Contractual	4,187.00	
		4,187.00

UNAPPROPRIATED AND UNENCUMBERED**COUNTY GENERAL****FUND**

181,648.00

181,648.00**TOTAL REDUCTIONS****\$192,894.00**

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.

SPECIAL ORDERS — UNFINISHED BUSINESS

President SerVaas called for Proposals eligible to be heard under Special Orders — Unfinished Business.

PROPOSAL NO. 363, 1975. Following discussion, during which Councilman Elmore spoke regarding the Proposal, Councilman Griffith moved, seconded by Councilman Gorham, the Previous Question.

The motion was carried by a unanimous voice vote.

Councilman Elmore requested a two minute rebuttal period in which to summarize his presentation of Proposal No. 363, 1975.

Councilman Griffith then consented to yield the floor on his motion for Previous Question on the main motion in order for Councilman Elmore to finish his presentation.

Councilman Elmore moved, seconded by Councilman Bayt to amend Proposal No. 363, 1975, as follows:

CITY-COUNTY COUNCIL MOTION

Mr. President:

I move that City-County Council Proposal No. 363, 1975, be amended as follows:

In section 1, line 1, after the figures "812" add the words and figures "and 834"

A. CLARK ELMORE
Councilman

The motion to amend was carried by a unanimous voice vote.

The Question being previously called on the main motion, *Proposal No. 363, 1975, as amended, failed to pass for want of a Statutory Majority* on the following roll call vote; viz: *14 Ayes*: Mr. Bayt, Mr. Boyd, Mr. Campbell, Mr. Cantwell, Mr. Caplinger, Mrs. Chandler, Mr. Dowden, Mr. Elmore, Mrs. Gibson, Mr. Gorham, Mr. Hawkins, Mr. Ruckelshaus, Mr. Schneider and Mr. Tinder. *13 Noes*: Mr. Clark, Mr. Cottingham, Mr. Durnil, Mr. Gilmer, Mr. Griffith, Mr. Kimbell, Mr. McPherson, Mr. Miller, Mr. Patterson, Mr. Robbins, Mr. SerVaas, Mr. Tintera and Mr. West.

PROPOSAL NO. 86, 1975. Councilman Dowden moved that Proposal No. 86, 1975, be removed from the table and be placed upon the Agenda for further action. There was no second to the motion.

A Point of Order was raised and legal opinion of Council Parliamentarian requested as to whether the motion for reconsideration was in order. The Chair, after consultation with the Parliamentarian, ruled the

motion out of order due to the fact that Proposal No. 86, 1975, had not been readvertised for public hearing.

PROPOSAL NO. 399, 1975. By consent, Proposal No. 399, 1975, was considered later in the meeting with the companion Proposal No. 482, 1975.

At this point, President SerVaas appointed Councilman Bayt Sergeant At Arms and asked him to recall all Councilmen not presently in Council Chambers.

Councilman Ruckelshaus was excused and left Council Chambers.

PROPOSAL NO. 409, 1975, As Amended. Following discussion, during which Councilman Griffith spoke regarding the Proposal, Councilman Patterson moved, seconded by Councilman Griffith to further amend Proposal No. 409, 1975, as amended, as follows:

CITY-COUNTY COUNCIL MOTION

Mr. President:

I move that City-County Council Proposal No. 409, 1975, be amended by adding after Section 2, a new section numbered 2A, to read as follows:

This City-County Council has no intention of supplementing or financing the agency and/or projects approved herein by use of revenues from any local tax regardless of source. At anytime that knowledge is received that the state or federal financing of this agency or project is, or will be, reduced or eliminated, the supervisor or the city controller, or both, are directed to notify the City-County Council in writing of such proposed loss of revenue.

JACK PATTERSON
Councilman

The motion to amend Proposal No. 409, 1975, as amended, was passed on the following roll call vote; viz: 20 Ayes: Mr. Bayt, Mr. Boyd, Mr. Campbell, Mr.

Caplinger, Mrs. Chandler, Mr. Clark, Mr. Dowden, Mr. Durnil, Mrs. Gibson, Mr. Gilmer, Mr. Griffith, Mr. Hawkins, Mr. Kimbell, Mr. Miller, Mr. Patterson, Mr. Robins, Mr. Schneider, Mr. SerVaas, Mr. Tinder and Mr. Tintera. 3 Noes: Mr. Cottingham, Mr. McPherson, and Mr. West. (Mr. Cantwell, Mr. Elmore and Mr. Gorham abstained from voting.)

After considerable debate, Councilman Griffith moved, seconded by Councilman Patterson, the Previous Question on the main motion.

The *Previous Question on the main motion* was passed on the following roll call vote; viz: 16 Ayes: Mr. Bayt, Mr. Boyd, Mr. Campbell, Mr. Cantwell, Mr. Caplinger, Mrs. Chandler, Mr. Cottingham, Mrs. Gibson, Mr. Gilmer, Mr. Griffith, Mr. Hawkins, Mr. Kimbell, Mr. Patterson, Mr. Robbins, Mr. SerVaas and Mr. Tinder. 10 Noes: Mr. Clark, Mr. Dowden, Mr. Durnil, Mr. Elmore, Mr. Gorham, Mr. McPherson, Mr. Miller, Mr. Schneider, Mr. Tintera and Mr. West.

The Question being called on the adoption of Proposal No. 409, 1975, as amended, *Proposal No. 409, 1975, as amended*, was passed on the following roll call vote; viz: 16 Ayes: Mr. Bayt, Mr. Boyd, Mr. Campbell, Mr. Cantwell, Mr. Caplinger, Mrs. Chandler, Mr. Cottingham, Mrs. Gibson, Mr. Griffith, Mr. Hawkins, Mr. Kimbell, Mr. Patterson, Mr. Robbins, Mr. SerVaas, Mr. Tinder and Mr. West. 10 Noes: Mr. Clark, Mr. Dowden, Mr. Durnil, Mr. Elmore, Mr. Gilmer, Mr. Gorham, Mr. McPherson, Mr. Miller, Mr. Schneider and Mr. Tintera. Proposal No. 409, 1975, as amended,

was retitled General Ordinance No. 162, 1975, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 162, 1975

A GENERAL ORDINANCE amending City-County General Ordinance No. 57, 1974, to change the salaries and number of personnel authorized for the County Department of Public Welfare.

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

Section 1. Section 7 of City-County General Ordinance No. 57, 1974, be and the same is hereby amended to change the salaries and number of personnel approved for the County Department of Public Welfare by approving the following additional personnel and their compensation.

Number	Position	Salary	3 Month Total
3	Supervisor C-5	\$1,012	9,108
5	Caseworker C-1	884	13,260
3	Caseworker C-1	884	7,956
1	Nutritionist	1,012	3,036
3	Clerk-Typist III	518	4,662

Section 2. The Council recommends that Housing counseling, drivers, and Chore & Housekeeping training be contracted out, rather than provided by the Marion County Department of Public Welfare.

Section 2a. This City-County Council has no intention of supplementing or financing the agency and/or projects approved herein by use of revenues from any local tax, regardless of source. At any time that knowledge is received that the state or federal financing of this agency or project is, or will be, reduced or eliminated, the supervisor or the city controller, or both, are directed to notify the City-County Council in writing of such proposed loss of revenue.

Section 3. This Ordinance shall be in full force and effect from and after adoption.

SPECIAL ORDERS — FINAL ADOPTION

President SerVaas called for additional Proposals eligible for consideration under Special Orders — Final Adoption.

PROPOSAL NO. 440, 1975. By consent, Proposal 440, 1975, was *Stricken* by voice vote.

PROPOSAL NO. 463, 1975. By consent, Proposal No. 463, 1975, was *Stricken* by voice vote.

PROPOSAL NO. 466, 1975. Following discussion, during which Councilman Clark spoke regarding the Proposal, *Proposal No. 466, 1975*, was *passed* on the following roll call vote; viz: *21 Ayes*: Mr. Bayt, Mr. Boyd, Mrs. Chandler, Mr. Clark, Mr. Cottingham, Mr. Durnil, Mrs. Gibson, Mr. Gorham, Mr. Griffith, Mr. Hawkins, Mr. Kimbell, Mr. McPherson, Mr. Miller, Mr. Patterson, Mr. Robbins, Mr. Schneider, Mr. SerVaas, Mr. Tinder, Mr. Tintera and Mr. West. *No Noes*: (Mr. Campbell, Mr. Cantwell, Mr. Caplinger, Mr. Dowden and Mr. Elmore abstained from voting.) Proposal No. 466, 1975, was retitled Fiscal Ordinance No. 133, 1975, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 133, 1975

A FISCAL ORDINANCE approving temporary tax anticipation borrowing, authorizing the City of Indianapolis to make temporary loans for the use of the Park District Fund, and Sanitary Maintenance and General Expense Fund during the period January 1, 1976 to June 30, 1976, in anticipation of current taxes levied in the year 1975 and collectible in the year 1976, authorizing the issuance of tax anticipation time warrants to evidence such loans; pledging and appropriating the taxes to be received in said Fund 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 Fire Force Account, and the Firemen's Pension Fund; and fixing a 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 District Fund

to meet the current expenses of the Department of Parks and Recreation payable from said Fund prior to the June, 1976 distribution of taxes levied for said Fund; and

WHEREAS, the June, 1976 distribution of taxes to be collected for said Park District Fund will amount to more than Two million four hundred thousand dollars (\$2,400,000) and the interest cost of making a temporary loan for said Park District 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 One million nine hundred thousand dollars (\$1,900,000), payable from the June, 1976 distribution of taxes levied for such 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 Seven million dollars (\$7,000,000) payable from the June, 1976 distribution of taxes levied for said account and the Policemen's Pension Fund in the amount of One million two hundred thousand dollars (\$1,200,000), payable from the June, 1976 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 seven hundred thousand dollars (\$4,700,000.00) payable from the June, 1976 distribution of taxes levied for said account and the Firemen's Pension Fund in the amount of One million one hundred thousand dollars (\$1,100,000); 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 1976; 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 District Fund of said City in the amount of Two million four hundred thousand dollars (\$2,400,000) in anticipation of current tax revenues actually levied and in course of collection for said Fund for the year 1976, which loan shall be evidenced by tax anticipation time warrants bearing interest at regular 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 June 29 1976. Said warrants, including interest shall be payable from the Park District 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 District Fund from the June, 1976 distribution of taxes for said Park District Fund viz Two million four hundred thousand dollars (\$2,400,000) to the Park District Fund, 1976 Budget Pseudo Code No. 000927 — Payment of Temporary Loans (hereby created) for the payment of the principal of the warrants evidencing such temporary loan, and the Park District Fund 1976 Budget Fund No. 092, Character 25 — Interest (Temporary Loans) and 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 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 3. Said tax anticipation time warrants shall be issued in substantially the following form (all blanks, including the appropriate amounts, date, 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 WARRANTS

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____, which said taxes are now in course of collection for the _____ of the City of Indianapolis, with which to pay general current, operation expenses of _____

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

Said temporary loan was authorized by Fiscal Ordinance No. _____, duly adopted by the City-County Council of the City of Indianapolis and of Marion County, Indiana, at (a) meeting(s) thereof duly and legally convened and held on the _____ day of _____, 19____, for the purpose of providing funds for the _____ 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 _____ 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 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 understanding with respect 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 One million nine hundred thousand dollars (\$1,900,000), payable from the June, 1976 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 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 Seven million dollars (\$7,000,000), payable from the June, 1976 distribution of taxes levied for said Account, and the Police Pension Fund in the amount of One million two hundred thousand dollars (1,200,000) payable from the June 1976 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 seven hundred thousand dollars (\$4,700,000) payable from the June, 1976 distribution of taxes levied for said Account, and Firemen's Pension Fund in the amount of One million one hundred thousand dollars (\$1,100,000) payable from the June 1976 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 the 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.

PROPOSAL NO. 467, 1975. Following discussion, during which Councilman Tintera spoke regarding the Proposal, Councilman Tintera moved, seconded by Councilman Kimbell that Proposal No. 467, 1975, be *Stricken.*

The motion to strike was carried by a unanimous voice vote.

PROPOSAL NO. 468, 1975. Following discussion, during which Councilman Gorham spoke regarding the Proposal, *Proposal No. 468, 1975*, was passed on the following roll call vote; viz: *21 Ayes*: Mr. Boyd, Mr. Campbell, Mr. Cantwell, Mrs. Chandler, Mr. Clark, Mr. Durnil, Mr. Elmore, Mrs. Gibson, Mr. Gilmer, Mr. Gorham, Mr. Griffith, Mr. Hawkins, Mr. Kimbell, Mr. McPherson, Mr. Miller, Mr. Patterson, Mr. Robbins, Mr. Schneider, Mr. Tinder, Mr. Tintera and Mr. West. *No. Noes.* (Mr. Bayt, Mr. Caplinger, Mr. Cottingham, Mr. Dowden and Mr. SerVaas abstained from voting.) Proposal No. 468, 1975, was retitled General Ordinance No. 163, 1975, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 163, 1975

A GENERAL ORDINANCE amending the *CODE OF INDIANAPOLIS AND MARION COUNTY, INDIANA, 1975*, and more particularly Chapter 29, Traffic and Motor Vehicles; authorizing the removal of an automatic traffic signal from an offset intersection (treated as two separate intersections) where necessary warrants no longer exist, controlling the intersection with stationary two way stop signs, establishing regulations, providing penalties, and fixing a time when the same shall take effect.

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

SECTION 1. Code of Indianapolis and Marion County, Indiana 1975; Chapter 29, Traffic and Motor Vehicles, Article III, Intersection Traffic Controls; Section 92 Schedule of Intersection Controls, be, and the same is hereby amended by the DELETION of the following, to wit:

BASE MAP	INTER-SECTION	PREF-ENTIAL	TYPE OF CONTROL
No. 25 (page 23)	N. Pennsylvania & E. St. Joseph Street	None	Signal

No. 25 N. Pennsylvania
 Street None

SECTION 2. Code of Indianapolis and Marion County, Indiana, 1975: Chapter 29, Traffic and Motor Vehicles, Article III, Intersection Traffic Controls, Section 92 Schedule of Intersection Controls, be, and the same is hereby amended by the ADDITION of the following, to wit:

BASE MAP	INTER-SECTION	PREF-ENTIAL	TYPE OF CONTROL
No. 25 (page 23)	N. Pennsylvania Street & E. St. Joseph St. (eastbound)	N. Penn. St.	Stop
No. 25	N. Pennsylvania Street & E. St. Joseph Street (westbound)	N. Penn. St.	Stop

SECTION 3. This amendment shall be subject to the penalties as provided in Chapter 1, Section 1-8, of the *CODE OF INDIANAPOLIS AND MARION COUNTY, INDIANA, 1975.*

SECTION 4. This Ordinance will be in full force and effect from and after its adoption by the Council, approval by the Mayor, and compliance with all laws pertaining thereto.

PROPOSAL NO. 472, 1975. Following discussion, during which Councilman Griffith spoke regarding the Proposal, Councilman Griffith moved, seconded by Councilman Patterson, to amend Proposal No. 472, 1975, as follows:

CITY-COUNTY COUNCIL MOTION

Mr. President:

I move that City-County Council Proposal No. 472, 1975, be amended by incorporating therein the 1976 Community Development Program recommendations as "Exhibit A" in accordance with the four (4) pages attached hereto.

"EXHIBIT A"**1976 COMMUNITY DEVELOPMENT PROGRAM**

The intent of this document is to summarize the process employed by the Community Development Task Force to formulate recommendations for program priorities and funding allocations. Transmitted with this narrative are recommendations for the 1976 Community Development Program.

The foundation of the Community Development Program Process was constructed during the summer of 1974 marking the commencement of the first year planning process for community development. The advisory process for the planning, programming and budgeting of Community Development Block Grant funds is ongoing; thus, the 1976 process mirrored that of the first program year.

Housing continues to be the primary thrust of the program. The city's overall housing strategy, subarea plans, capital budget, and first year community development programs were the substantive base upon which the Task Force formulated its decisions. With this base in place the task force reassessed the needs of the city and the possible effect of the first year programs. In light of these assessments the task force elected to maintain programmatic (city wide), target-specific, and first year program. New programs were given a low priority.

Three Task Force Committees reviewed proposals and developed recommendations for the 1976 program. They are the Programmatic (city wide) Committee, Community Services Committee and the Target Area Committee.

The Programmatic (city wide) Committee was responsible for defining programs intended for city wide implementation in the areas of transportation, public safety, public works, housing, and parks and recreation. The committee reviewed program proposals from each of the appropriate operating agencies and received technical staff assistance in formulating their recommendations. The committee used the housing strategy document prepared by the technical staff as its guide for formulating funding recommendations.

The Target Area Committee was responsible for establishing priorities for target area programs, identifying the components of each target area program and computing gross program cost. The performance of each of these functions was done with close collaboration from each of the city's operating agencies.

The Community Services Committee developed program recommendations for Day Care, Senior Citizens programs, Multi-Service Centers, Health Centers, Legal Services and Youth Programs. The committee

recommendations were made with input from operating agencies, specific service providers and the C.D. technical staff. Technical staff reports were developed for each of the functional areas considered by the committee.

The final recommendations for program priorities and funding levels were presented and adopted at the December 4th meeting of the Community Development Task Force. These advisory recommendations were reviewed by the Mayor in formulating the recommended expenditure levels for the 1976 Community Development Program.

**MAYOR'S
RECOMMENDED COMMUNITY DEVELOPMENT EXPENDITURES
December 11, 1975**

1. Housing

A) Programmatic	
1) Rehabilitation	\$274,220
2) Counseling	245,000
3) Relocation	325,000
4) Spot Demolition	820,000
5) Redevelopment	330,000
6) Housing Assistance to Developers	125,000
7) Historic Preservation	100,000
	<u>\$2,219,220</u>
B) Target Area.	
1) Rehabilitation	
a) BT/MK	\$160,000
b) UNWA	175,000
c) Near Westside	140,000
	<u>475,000</u>
2) Counseling	
a) BT/MK	40,000
b) UNWA	25,000
c) Near Westside	25,000
	<u>90,000</u>
3) Relocation	
a) UNWA	30,000
b) Near Westside	25,000
	<u>55,000</u>
4) Redevelopment	
a) Concord	619,000
	<u>\$1,239,000</u>
TOTAL HOUSING	<u>\$3,458,220</u>

Program Components

2. Residential Street Resurfacing

A) Programmatic	\$1,968,740
B) Target Areas	
1) Concord	50,000
2) UNWA	125,000
3) Near Westside	70,000
Total Target Area	\$245,000
Total Resurfacing	2,213,740

3. Parks and Recreation

A) Programmatic	\$868,740
B) Target Areas	
1) BT/MK	69,000
2) Concord	80,000
3) UNWA	10,000
Total Target Area	\$159,000
Total Parks and Recreation	1,027,740

4. Public Works

A) Programmatic	\$295,000
B) Target Areas	
Total Public Works	\$295,000

5. Public Safety

A) Programmatic	\$200,000
B) Target Areas	
1) BT/MK	50,000
2) Concord	10,000
3) UNWA	30,000
Total Target Area	\$90,000
Total Public Safety	\$290,000

6. Human Resources

A) Programmatic	\$1,598,000
1) Health	
2) Multi-Service	1,099,375

3) Senior Citizens	542,000
4) Day Care	200,000
5) Youth	110,625
6) Legal Services	150,000
	<hr/>
	\$3,700,000
7) Program Administration	640,300
8) Health and Hospital (Public Health)	530,000
9) Welfare (AFDC)	838,000
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TOTAL	\$12,993,000

The motion to amend was carried by a unanimous voice vote.

Councilman Schneider moved, seconded by Councilman McPherson to further amend Proposal No. 472, 1975, as amended, as follows:

CITY-COUNTY COUNCIL MOTION

Mr. President:

I move that City-County Council Proposal No. 472, 1975, be amended as follows:

In Exhibit A, page 4, item 6, the amount of \$2,700,000 be removed and the amount be broken down as follows:

Add: \$1,200,000 to item 2 - Residential Street Resurfacing

Add: \$500,000 to item 3 - Parks & Recreation

Add: \$500,000 to item 4 - Public Works

Add: \$500,000 to item 5 - Public Safety

BILL SCHNEIDER,
Councilman

After further discussion, Councilman Cantwell moved, seconded by Councilman Campbell the Previous Question on Councilman Schneider's amendment.

The *Previous Question on the amendment* was passed on the following roll call vote; viz: 19 Ayes: Mr. Bayt, Mr. Boyd, Mr. Campbell, Mr. Cantwell, Mr. Caplinger, Mrs. Chandler, Mr. Durnil, Mrs. Gibson, Mr. Gilmer, Mr. Griffith, Mr. Hawkins, Mr. Kimbell, Mr. McPherson, Mr. Patterson, Mr. Robbins, Mr. SerVaas, Mr. Tinder, Mr. Tintera and Mr. West. 6 Noes: Mr. Clark, Mr. Cottingham, Mr. Dowden, Mr. Gorham, Mr. Miller and Mr. Schneider. (Mr. Elmore abstained from voting.)

The *Question being called on the amendment, Councilman Schneider's amendment failed to pass* on the following roll call vote; viz: 8 Ayes: Mr. Dowden, Mr. Elmore, Mrs. Gibson, Mr. Gorham, Mr. McPherson, Mr. Miller, Mr. Schneider and Mr. SerVaas. 17 Noes: Mr. Bayt, Mr. Boyd, Mr. Campbell, Mr. Cantwell, Mr. Caplinger, Mrs. Chandler, Mr. Cottingham, Mr. Durnil, Mr. Gilmer, Mr. Griffith, Mr. Hawkins, Mr. Kimbell, Mr. Patterson, Mr. Robbins, Mr. Tinder, Mr. Tintera and Mr. West. (Mr. Clark abstained from voting.)

Councilman Griffith then moved, seconded by Councilwoman Chandler and Previous Question on the main motion.

The *Previous Question on the main motion* was passed on the following roll call vote; viz: 19 Ayes: Mr. Bayt, Mr. Boyd, Mr. Campbell, Mr. Cantwell, Mr. Caplinger, Mrs. Chandler, Mr. Cottingham, Mr. Durnil, Mrs. Gibson, Mr. Gilmer, Mr. Hawkins, Mr. Kimbell, Mr. McPherson, Mr. Patterson, Mr. Robbins, Mr. SerVaas, Mr. Tinder, Mr. Tintera and Mr. West. 4 Noes: Mr. Clark, Mr. Gorham, Mr. Miller and Mr.

Schneider, (Mr. Dowden, Mr. Elmore and Mr. Griffith abstained from voting.)

The Question being called on the adoption of Proposal No. 472, 1975, as amended, *Proposal No. 472, 1975, as amended*, was *passed* on the following roll call vote; viz: 19 Ayes: Mr. Bayt, Mr. Boyd, Mr. Campbell, Mr. Cantwell, Mr. Caplinger, Mrs. Chandler, Mr. Cottingham, Mr. Durnil, Mrs. Gibson, Mr. Gilmer, Mr. Griffith, Mr. Hawkins, Mr. Kimbell, Mr. Patterson, Mr. Robbins, Mr. SerVaas, Mr. Tinder, Mr. Tintera and Mr. West. 7 Noes: Mr. Clark, Mr. Dowden, Mr. Elmore, Mr. Gorham, Mr. McPherson, Mr. Miller and Mr. Schneider. Proposal No. 472, 1975, as amended, was retitled General Resolution No. 18, 1975, and reads as follows:

CITY-COUNTY GENERAL RESOLUTION NO. 18, 1975

A GENERAL RESOLUTION authorizing the City of Indianapolis to participate in the Community Development Program and receive grants therefor as provided in the Housing and Community Development Act of 1974 and designating and authorizing the Mayor as the appropriate officer of the City of Indianapolis to make application under said federal statute.

WHEREAS, the Federal Housing and Community Development Act of 1974, specifically Title 1 thereof, provides for certain federal grants to units of local government to assist in the development of viable urban communities; and

WHEREAS, the City of Indianapolis has participated in certain other federal grant programs which are replaced by the provisions of Title 1 of the said Housing and Community Development Act of 1974; and

WHEREAS, the City-County Council authorized application under said Act for the 1975 entitlement grant, pursuant to Title 1 of said Act; and

WHEREAS, the City-County Council, as the governing body of the City of Indianapolis, determines that it is in the best interest of the City that application, under Title 1 of said Act, be made for federal grants to which the City is entitled, thereunder; now, therefore:

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

Section 1. The appropriate departments of the City are authorized to undertake the planning and preparation of an application for 1976 funds available to the City under the provisions of Title 1 of the Housing and Community Development Act of 1974.

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

Section 3. The Mayor is authorized to submit the application as proposed in Exhibit A.

“EXHIBIT A”

1976 COMMUNITY DEVELOPMENT PROGRAM

The intent of this document is to summarize the process employed by the Community Development Task Force to formulate recommendations for program priorities and funding allocations. Transmitted with this narrative are recommendations for the 1976 Community Development Program.

The foundation of the Community Development Program Process was constructed during the summer of 1974 marking the commencement of the first year planning process for community development. The advisory process for the planning, programming and budgeting of Community Development Block Grant funds is ongoing; thus, the 1976 process mirrored that of the first program year.

Housing continues to be the primary thrust of the program. The city's overall housing strategy, subarea plans, capital budget, and first year community development programs were the substantive base upon which the Task Force formulated its decisions. With this base in place the task force reassessed the needs of the city and the possible effect of the first year programs. In light of these assessments the task force elected to maintain programmatic (city wide), target-specific, and first year program commitments as categories of expenditures for the 1976 program. New programs were given a low priority.

Three Task Force Committees reviewed proposals and developed recommendations for the 1976 program. They are the Programmatic (city wide) Committee, Community Services Committee and the Target Area Committee.

The Programmatic (city wide) Committee was responsible for defining programs intended for city wide implementation in the areas of

transportation, public safety, public works, housing, and parks and recreation. The committee reviewed program proposals from each of the appropriate operating agencies and received technical staff assistance in formulating their recommendations. The committee used the housing strategy document prepared by the technical staff as its guide for formulating funding recommendations.

The Target Area Committee was responsible for establishing priorities for target area programs, identifying the components of each target area program and computing gross program cost. The performance of each of these functions was done with close collaboration from each of the city's operating agencies.

The Community Services Committee developed program recommendations for Day Care, Senior Citizens programs, Multi-Service Centers, Health Centers, Legal Services and Youth Programs. The committee recommendations were made with input from operating agencies, specific service providers and the C.D. technical staff. Technical staff reports were developed for each of the functional areas considered by the committee.

The final recommendations for program priorities and funding levels were presented and adopted at the December 4th meeting of the Community Development Task Force. These advisory recommendations were reviewed by the Mayor in formulating the recommended expenditure levels for the 1976 Community Development Program.

MAYOR'S
RECOMMENDED COMMUNITY DEVELOPMENT EXPENDITURES
December 11, 1975

1. Housing

A) Programmatic

1) Rehabilitation	\$274,220
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6) Housing Assistance to Developers	125,000
7) Historic Preservation	100,000
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\$2,219,220

B) Target Area

1) Rehabilitation

a) BT/MK	\$160,000
b) UNWA	175,000
c) Near Westside	140,000
	<hr/>

475,000

2) Counseling	
a) BT/MK	40,000
b) UNWA	25,000
c) Near Westside	25,000
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	90,000
3) Relocation	
a) UNWA	30,000
b) Near Westside	25,000
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4) Redevelopment	
a) Concord	619,000
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TOTAL HOUSING	\$3,458,220

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Total Target Area	\$245,000
Total Resurfacing	2,213,740

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Total Target Area	\$159,000
Total Parks and Recreation	1,027,740

4. Public Works

A) Programmatic	\$295,000
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Total Public Works	\$295,000

5. Public Safety

A) Programmatic	\$200,000
B) Target Areas	
1) BT/MK	50,000
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Total Target Area	\$90,000
Total Public Safety	\$290,000

6. Human Resources

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1) Health	
2) Multi-Service	1,099,375
3) Senior Citizens	542,000
4) Day Care	200,000
5) Youth	110,625
6) Legal Services	150,000
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	\$3,700,000

7) Program Administration

640,300

**8) Health and Hospital
(Public Health)**

530,000

9) Welfare (AFDC)

838,000

TOTAL

\$12,993,000

PROPOSAL NO. 473, 1975. Following discussion, during which Councilman Clark spoke regarding the Proposal, Councilman Patterson moved, seconded by Councilman Gilmer to amend Proposal No. 473, 1975, as follows:

Mr. President:

I move that City-County Council Proposal No. 473, 1975, be amended by adding after Section 4, a new section numbered 4A, to read as follows:

This City-County Council has no intention of supplementing or financing the agency and/or projects approved herein by use of revenues from any local tax regardless of source. At anytime that knowledge is received that the state or federal financing of this agency or project is, or will be, reduced or eliminated, the supervisor or the city controller, or both, are directed to notify the City-County Council in writing of such proposed loss of revenue.

JACK PATTERSON,
Councilman

Parliamentarian ruled this to be unnecessary and the motion was withdrawn.

Following further discussion, *Proposal No. 473, 1975*, was *passed* on the following roll call vote; viz: *20 Ayes*: Mr. Bayt, Mr. Boyd, Mr. Campbell, Mr. Cantwell, Mrs. Chandler, Mr. Clark, Mr. Cottingham, Mr. Durnil, Mrs. Gibson, Mr. Gilmer, Mr. Griffith, Mr. Hawkins, Mr. Kimbell, Mr. Miller, Mr. Patterson, Mr. Robbins, Mr. SerVaas, Mr. Tinder, Mr. Tintera and Mr. West. *3 Noes*: Mr. Elmore, Mr. Gorham and Mr. Schneider. (Mr. Dowden and Mr. McPherson abstained from voting and Mr. Caplinger was out of Council Chambers when the vote count was taken.) *Proposal No. 473, 1975*, was retitled *Fiscal Ordinance No. 134, 1975*, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE No. 134, 1975

- A FISCAL ORDINANCE amending the CITY-COUNTY ANNUAL BUDGET FOR 1975 (City-County Fiscal Ordinance No. 42, 1974) and appropriating an additional Thirty-four thousand dollars (\$34,000.00) in the Community Services Program Fund for purposes of the Community Services Division, Department of Administration, and reducing certain other appropriations for that division.

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

Section 1. To provide for the expenditures, the necessity for which has arisen since the adoption of the annual budget, Section 4 of the City-County Annual Budget for 1975 be, and is hereby, amended by the increases and reductions hereinafter stated.

Section 2. The sum of Thirty-four thousand dollars (\$34,000.00) 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:

DEPARTMENT OF ADMINISTRATION Community Services Division	C.S.P. FUND
24. Current Charges	\$34,000.00
	<hr/>
TOTAL INCREASES	\$34,000.00

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

DEPARTMENT OF ADMINISTRATION Community Services Division	C.S.P. FUND
21. Services Contractual	\$34,000.00
	<hr/>
TOTAL REDUCTIONS	\$34,000.00

Section 5. This ordinance shall be in full force and effect from and after adoption and approval by the Mayor.

PROPOSAL NOS. 399 and 482, 1975. Following discussion, during which Councilman Gilmer spoke regarding the Proposals, Councilman Gilmer moved, seconded by Councilman Patterson that Proposal Nos. 399 and 482, 1975, be held for a Public Hearing before the full City-County Council at its next scheduled

meeting to be held on January 12, 1975, and reads as follows:

CITY-COUNTY COUNCIL MOTION

Mr. President:

I move that the City-County Council do hold, a further public hearing of Proposal No. 399, 1975, entitled "A Proposal for a REZONING ORDINANCE" as certified by the Metropolitan Development Commission as Docket No. 75-Z-86 that the Council do hereby schedule the same for a public hearing before the full City-County Council at its next regular meeting on January 12, 1976, at 7:00 PM, or as soon thereafter as the same may be heard; and that the Clerk be and is hereby instructed to cause the proper legal notices of such hearings to be given.

GORDON G. GILMER
Councilman

CITY-COUNTY COUNCIL MOTION

Mr. President:

I move that the City-County Council do hold, a further public hearing of Proposal No. 482, 1975, entitled "A Proposal for a REZONING ORDINANCE" as certified by the Metropolitan Development Commission as Docket No. 75-Z-184 that the Council do hereby schedule the same for a public hearing before the full City-County Council at its next regular meeting on January 12, 1976, at 7:00 PM, or as soon thereafter as the same may be heard; and that the Clerk be and is hereby instructed to cause the proper legal notices of such hearings to be given.

GORDON G. GILMER
Councilman

The motion for a Public Hearing was carried by a unanimous voice vote.

President SerVaas ruled that the Proposals would be limited to a 15 or 20 minute speaking time, per side.

PROPOSAL NOS. 480 & 481, 1975. No action was taken on Proposal Nos. 480 & 481, 1975. The above mentioned Proposals were retitled Rezoning Ordinance Nos. 122 & 123, 1975, respectively and read as follows:

REZONING ORDINANCE NOS. 122-123, 1975

R.O. #122, 1975 75-Z-151

LAWRENCE TOWNSHIP, COUNCILMANIC DISTRICT #3,
6801 EAST 82ND STREET, INDIANAPOLIS

Radnor Castleton Corp., Oris Hinshaw, et al by William F. LeMond, Attorney, 412 Union Federal Bldg. request rezoning of 7.75 acres, being in A-2 district, to C-4 classification to permit commercial development.

R.O. #123, 1975 75-Z-153

WASHINGTON TOWNSHIP, COUNCILMANIC DISTRICT #7,
2103 EAST 46TH STREET, INDIANAPOLIS

Richard H. & Anna M. Ernsting, 3819 East 57th Street request rezoning of 0.12 acre, being in D-5 district, to C-1 classification to permit an office.

UNFINISHED BUSINESS

President SerVaas called for any Proposals eligible to be heard under Unfinished Business.

PROPOSAL NO. 438, 1975. Following discussion, during which Councilman Tintera spoke regarding the Proposal, Councilman Tintera moved, seconded by Councilman Kimbell to amend Proposal No. 438, 1975, as follows:

CITY-COUNTY COUNCIL MOTION

Mr. President:

I move that City-County Council Proposal No. 438, 1975, be amended as follows:

a) By adding a new Section 2-384 as follows:

The limitations of this Article shall not be deemed to restrict any public official from complying with any valid order or judgement of a court of competent jurisdiction directing the payment of public funds not appropriated. Whenever the City Controller or County Auditor is directed to make such payment, such official shall notify the Clerk of the Council of such order, prior to compliance, if at all possible.

b) By adding a new clause (c) in definition of Public Fund in Section 2-380 to read as follows:

c) Direct federal grant for capital equipment to be purchased for a total cost not exceeding One thousand dollars (\$1,000.00)

c) Section 2-383 be amended by changing "shall" in line 36 to the word "may".

GEORGE B. TINTERA
Councilman

The motion to amend was carried by voice vote.

Following further discussion, *Proposal No. 438, 1975, as amended*, was passed on the following roll call vote; viz: 18 Ayes: Mr. Clark, Mr. Cottingham, Mr. Dowden, Mr. Durnil, Mrs. Gibson, Mr. Gilmer, Mr. Gorham, Mr. Griffith, Mr. Kimbell, Mr. McPherson, Mr. Miller, Mr. Patterson, Mr. Robbins, Mr. Schneider, Mr. SerVaas, Mr. Tinder, Mr. Tintera and Mr. West. 6 Noes: Mr. Bayt, Mr. Boyd, Mr. Campbell, Mr. Cantwell, Mrs. Chandler and Mr. Hawkins. (Mr. Elmore abstained from voting and Mr. Caplinger was out of Chambers when the vote count was taken.) Proposal No. 438, 1975, as amended, was retitled General Ordinance No. 165, 1975, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 165, 1975

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana," specifically Chapter 2 by adopting a new

Article X requiring certain financial procedures and prohibiting any expenditure of public funds without appropriations.

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

SECTION ONE. The "Code of Indianapolis and Marion County, Indiana" be amended by adding a new Article X in Chapter 2 to read as follows, to-wit:

ARTICLE X - FINANCES

Division 1. [reserved]

Division 2. Appropriations

Sec. 2-380. *Definitions.* As used in this division, the following terms shall have the meanings ascribed to them in this section:

Pay or Payment shall mean the act of disbursing money to any person or firm other than intergovernmental fund settlements. *Public Fund* shall mean and include any and all money in possession of the City or County for any purpose except the following:

- (a) Money received gratuitously from private persons for designated payments not directly affecting governmental operation.
- (b) Money received from non-governmental sources and held in trust for specified uses.
- (c) Direct federal grant for capital equipment to be purchased for a total cost not exceeding one thousand dollars (\$1,000.00).

Distribution - The act of transferring receipts among funds or taxing units as required or permitted by law without appropriation.

Sec. 2-381. *Unlawful Disbursements.* It shall be unlawful for the City Controller or County Auditor to pay any money from any public fund except pursuant to an appropriation by the Council, regardless of the source of such fund. Provided, however, this prohibition shall not apply to distribution by the County Auditor, County Treasurer, or City Controller in the process of collection and distribution of taxes or other revenues.

Sec. 2-382. *Appropriations Required.* Pursuant to I.C. 1971, 5-19-1-3 and I.C. 1971, 18-4-4-4, the Council requires that as a condition of approval of the acceptance of any grant, whether from the state or federal government or from a private source, which anticipates or requires any city or county action, the amounts provided from such sources shall not be spent unless appropriations therefor are adopted by ordinance.

Sec. 2-383. *Penalty.* Any official of the city or county who pays, or causes the payment of, any money of the city or county or any grant money received by the city or county, without an appropriation having been approved for such expenditure, shall be subject to the penalties provided in Sections 1-8 of the Code and in addition, such action may constitute grounds for removal or impeachment as provided by law.

Sec. 2-384. The limitations of this Article shall not be deemed to restrict any public official from complying with any valid order or judgement of a court or competent jurisdiction directing the payment of public funds not appropriated. Whenever the City Controller or County Auditor is directed to make such payment, such official shall notify the Clerk of the Council of such order, prior to compliance, if at all possible.

SECTION TWO. This Ordinance shall be in full force and effect from and after January 1, 1976.

PROCEDURES FOR ADOPTION:

1. Signature by Mayor or passage over veto.
2. Publication in newspaper after adoption.

ANNOUNCEMENTS

President SerVaas announced a change in Council meeting dates and requested a motion from the floor in order to make the change official.

Councilman Kimbell moved, seconded by Councilman McPherson that the Council establish and call the first regular meeting for the City-County Council in January, 1975, for the 12th day of January at 7:00 p.m., in the City-County Council Chambers of the City-County Building, and reads as follows:

CITY-COUNTY COUNCIL MOTION

Mr. President:

I move that this Council establish and call the first regular meeting for the City-County Council in January, 1976, for the 12th day of January at 7:00

p.m. in the City-County Council Chambers of the City-County Building.

ALAN R. KIMBELL
Councilman

ADJOURNMENT

Upon motion duly made by Councilman Kimbell, seconded by Councilman McPherson, the meeting adjourned at 10:45 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 at its Regular Meeting on the 15th day of December, 1975.

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



ATTEST:

President



(SEAL)

Clerk of the City-County Council