

REGULAR MEETING

Monday, October 5, 1964
7:30 P. M.

The regular meeting of the Common Council of the City of Indianapolis was held in the Council Chambers on Monday, October 5, 1964 at 7:30 P.M.

President Wallace in the Chair

The Clerk called the roll:

Present: Mr. Brydenthal, Rev. Cummings, Mr. Deluse, Mr. Egenes, Mr. Hasbrook, Mr. Kuykendall, Mr. Moriarty and President Wallace.

Absent: Mr. McGill, out of the City.

On motion of Mr. Kuykendall, seconded by Mr. Deluse the reading of the minutes of the previous meeting were dispensed with.

President Wallace asked for the reading of Communications from the Mayor and other officials.

COMMUNICATIONS FROM THE MAYOR

Indianapolis, Indiana
September 24, 1964

To the Honorable President and Members of the
Common Council of the City of Indianapolis:

Gentlemen:

I have this day approved with my signature and delivered to the City Clerk, Mrs. Angeline Allstatt, the following City Ordinances:

APPROPRIATION ORDINANCE NO. 15, 1964

AN ORDINANCE, appropriating, transferring, reappropriating and reallocating the sum of Four Thousand Seven Hundred Eighty One Dollars and Fifty-Eight Cents (\$4,781.58), from certain specific, designated items and funds in the Department of Civil Defense of the City of Indianapolis, to certain other designated items and funds in the same department, created by virtue of the 1964 Budget, General Ordinance No. 58, 1963, declaring an emergency and fixing a time when the same shall take effect.

APPROPRIATION ORDINANCE NO. 16, 1964

AN ORDINANCE, appropriating, transferring, reappropriating, and reallocating the sum of Two Hundred Sixty Thousand and NO/100 (\$260,000.00) Dollars, from the unappropriated balance of the Redevelopment District Fund to Fund 73, Properties, Land and Improvements in the Department of Redevelopment.

SPECIAL ORDINANCE NO. 9, 1964, AS AMENDED

AN ORDINANCE annexing certain contiguous territory to the City of Indianapolis, and fixing a time when the same shall take effect.

SPECIAL ORDINANCE NO. 13, 1964

AN ORDINANCE annexing certain contiguous territory to the City of Indianapolis, and fixing a time when the same shall take effect.

GENERAL ORDINANCE NO. 90, 1964

AN ORDINANCE authorizing the Board of Public Works of the City of Indianapolis, to purchase through its duly authorized Purchasing Agent, certain supplies to be paid for out of funds

heretofore appropriated or available, and fixing a time when the same shall take effect.

GENERAL ORDINANCE NO. 92, 1964

AN ORDINANCE to amend the Municipal Code of Indianapolis, 1951, General Ordinance No. 140, 1951, as amended, and more particularly Title 4, Chapter 8 thereof, by the deletion and repeal of certain subsections of Section 4-821, prohibiting parking, stopping or standing on certain streets from 3:00 P.M. to 6:00 P.M., Section 4-821 (a) prohibiting parking, stopping or standing on certain streets from 3:00 P.M. to 6:00 P.M., Section 4-834, prohibiting parking, stopping or standing on certain streets from 6:00 A.M. to 9:00 A.M. and Section 4-834.2 prohibiting parking, stopping or standing on certain streets from 6:00 A.M. to 9:00 A.M. and 3:00 P.M. to 6:00 P.M., and fixing a time when said amendment shall take effect.

GENERAL ORDINANCE NO. 93, 1964

AN ORDINANCE to amend the Municipal Code of Indianapolis, 1951, General Ordinance No. 140, 1951, as amended, and more particularly Title 4, Chapter 8 thereof, by the addition of a subsection to Section 4-821 (a), prohibiting parking, stopping or standing on certain streets from 3:00 P.M. to 6:00 P.M., providing a penalty for the violation of same and fixing a time when said amendment shall take effect.

GENERAL ORDINANCE NO. 94, 1964

AN ORDINANCE to amend the Municipal Code of Indianapolis, 1951, General Ordinance No. 140, 1951, as amended, and more particularly Title 4, Chapter 8 thereof, by the addition of a subsection to Section 4-834, prohibiting parking, stopping or standing on certain streets from 6:00 A.M. to 9:00 A.M., providing a penalty for the violation of same and fixing a time when said amendment shall take effect.

GENERAL ORDINANCE NO. 95, 1964

AN ORDINANCE to amend the Municipal Code of Indianapolis, 1951, General Ordinance No. 140, 1951, as amended, and more

particularly Title 4, Chapter 13 thereof, by the addition of subsections to Section 4-1304, prohibiting trucks on certain streets, providing a penalty for the violation of same and fixing a time when said amendment shall take effect.

GENERAL ORDINANCE NO. 96, 1964

AN ORDINANCE approving a certain agreement and permit granting Jenn Industries Incorporated the right to lay and maintain a sidetrack or switch from the New York Central Railroad Company's Springfield Line over and across East 30th Street approximately 665 feet east of the intersection of the center lines of East 30th Street and Shadeland Avenue according to blue print, attached, in the City of Indianapolis, Indiana.

SPECIAL RESOLUTION NO. 9, 1964

WHEREAS, the Supreme Court of the United States has heretofore ordered several State Legislative Bodies to reapportion their Legislative Districts, and

WHEREAS, there is now a bill before Congress which seeks to prohibit the Supreme Court of the United States from exercising such authority, and

WHEREAS, in our opinion it would be to the advantage of the City of Indianapolis to have the State of Indiana reapportioned for the election of members of the State Legislature.

Respectfully submitted,

John J. Barton
Mayor

COMMUNICATIONS FROM OFFICIALS

Indianapolis, Indiana
October 5, 1964

To the Honorable President and Members of the
Common Council of the City of Indianapolis, Indiana

October 5, 1964]

City of Indianapolis, Ind.

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Gentlemen:

Pursuant to the laws of the State of Indiana I caused to be published in the Indianapolis News and the Indianapolis Commercial on Friday, September 25, 1964 and again on Friday October 2, 1964 General Ordinance No. 92, 93, 94, 95, and 96, 1964. Said Ordinances will be in full force and effect eight days after last publication.

Also published in the above named papers on the days specified were Appropriation Ordinances No. 17 and No. 18, 1964, also posted in the City Market, the Police Station and the City-County Building were copies of these Ordinances together with "Notice of Hearing" on said above Ordinances to be on October 5, 1964 at the meeting of the Common Council.

Pursuant to the laws regulating Annexation Special Ordinance No. 13, 1964 was published in the above named papers on the dates specified and will be in effect thirty days after last publication.

Also published on Friday September 25, 1964 was Special Ordinance No. 9, 1964 but Superior Court Room 5 issued a Restraining Order prohibiting the Office of the City Clerk to publish said Ordinance on Friday October 2, 1964.

Respectfully,

ANGELINE ALLSTATT
City Clerk

United States Senate
September 29, 1964

Angeline Allstatt, City Clerk
2542 City-County Building
Indianapolis, Indiana

Dear Angie:

Thank you very much for sending me a copy of the Resolution adopted by the Indianapolis City Council at its last meeting.

You know that I believe firmly in reapportionment of the state legislature according to equitable principles. I opposed strongly the Dirksen rider to the foreign aid bill which would have attempted to postpone for two years or more the carrying out of the Supreme Court decisions on legislative reapportionment.

I appreciate very much your providing me with this resolution. Please give my regards to all my friends in the Indianapolis City Government.

Sincerely,

BIRCH BAYH
United States Senator

Indianapolis, Indiana
October 5, 1964

To the Honorable President and Members of the
Common Council of the City of Indianapolis, Indiana

Gentlemen:

Transmitted herewith are twenty-eight copies of Appropriation Ordinance No. 19, 1964, appropriating, transferring, reappropriating and reallocating the sum of Twenty-Five Thousand Dollars (\$25,000.00), from the anticipated, unexpended and unappropriated balance of the Gas Tax Fund of the City of Indianapolis, to a certain designated item and fund in the Department of Public Works, created by virtue of the 1964 Budget, General Ordinance No. 58, 1963, as amended, declaring an emergency and fixing a time when the same shall take effect.

Respectfully submitted,

DANIEL P. MORIARTY,
Councilman

Indianapolis, Indiana
October 5, 1964

To the Honorable President and Members of the
Common Council of the City of Indianapolis, Indiana

Gentlemen:

Transmitted herewith are twenty-eight copies of Appropriation Ordinance No. 20, 1964, appropriating, transferring, reappropriating and reallocating the sum of Three Thousand Dollars (\$3,000.00), from a specific, designated item and fund in the Parking Meter Department, to a certain other designated item and fund in the same department, created by virtue of the 1964 Budget, General Ordinance No. 58, 1963, as amended, declaring an emergency and fixing a time when the same shall take effect.

Respectfully submitted,

DANIEL P. MORIARTY
Councilman

Indianapolis, Indiana
October 5, 1964

To the Honorable President and Members of the
Common Council of the City of Indianapolis, Indiana

Gentlemen:

Transmitted herewith are twenty-eight copies of General Ordinance No. 102, 1964, to amend the Municipal Code of Indianapolis, 1951, General Ordinance No. 140, 1951, as amended, and more particularly Title 4, Chapter 6 thereof by the addition of a subsection to Section 4-602, designating certain streets as one-way Streets and prohibiting vehicular movement in the opposite direction thereon, providing a penalty for the violation of same and fixing a time when said amendment shall take effect.

Respectfully submitted,

HAROLD J. EGENES
Councilman

Indianapolis, Indiana
October 5, 1964

To the Honorable President and Members of the
Common Council of the City of Indianapolis, Indiana

Gentlemen:

Transmitted herewith are twenty-eight copies of General Ordinance No. 103, 1964, to amend the Municipal Code of Indianapolis, 1951, General Ordinance No. 140, 1951, as amended, and more particularly Title 4, Chapter 6 thereof, by the deletion and repeal of a subsection of Section 4-602 thereof, which provided that a certain portion of Twentieth Street be one-way, and fixing a time when the same shall take effect.

Respectfully submitted,

RUFUS C. KUYKENDALL
Councilman

Indianapolis, Indiana
October 5, 1964

To the Honorable President and Members of the
Common Council of the City of Indianapolis, Indiana

Gentlemen:

Transmitted herewith are twenty-eight copies of General Ordinance No. 104, 1964, to amend the Municipal Code of Indianapolis, 1951, General Ordinance No. 140, 1951, as amended, and more particularly Title 4, Chapter 5 thereof, by the deletion and repeal of a subsection thereto Section 4-506, prohibiting left turns at Illinois Street and Washington Street, and fixing a time when the same shall take effect.

Respectfully submitted,

HAROLD J. EGENES
Councilman

Indianapolis, Indiana
October 5, 1964

To the Honorable President and Members of the
Common Council of the City of Indianapolis, Indiana

Gentlemen:

Transmitted herewith are twenty-eight copies of General Ordinance No. 105, 1964, fixing the Annual Salaries, payable from the General Fund, for Officers of the City of Indianapolis to be elected for the term commencing January 1, 1968, and naming the time when the same shall take effect.

Respectfully submitted,

THOMAS HASBROOK
Councilman

Indianapolis, Indiana
October 5, 1964

To the Honorable President and Members of the
Common Council of the City of Indianapolis, Indiana

Gentlemen:

Transmitted herewith are twenty-eight copies of Special Resolution No. 10, 1964, proposes to develop and administer a low-rent housing project or projects to consist of approximately 3000 dwelling units.

Respectfully submitted,

JAMES L. CUMMINGS
Councilman

On motion of Mr. Deluse, seconded by Mr. Brydenthal
the Council recessed at 8:00 P.M. for Committee hearings

on Appropriation Ordinances No. 17 and 18, 1964 and General Ordinances No. 97, 98, 99, 100 and 101, 1964.

The Council reconvened at 8:30 P.M.

President Wallace asked the Clerk to read the Committee reports.

COMMITTEE REPORTS

Indianapolis, Indiana
October 5, 1964

To the President and Members of the Common
Council of the City of Indianapolis, Indiana

Gentlemen:

We, your Committee on Finance to whom was referred Appropriation Ordinance No. 17, 1964, entitled

AN ORDINANCE, appropriating, transferring, reappropriating and reallocating the sum of SIX HUNDRED AND NO/100 (\$600.00) DOLLARS, from certain specific, designated items and funds of the Board of Zoning Appeals, to certain other designated items and funds in the same department, created by virtue of the 1964 Budget, General Ordinance No. 58, 1963, declaring an emergency and fixing a time when the same shall take effect.

beg leave to report that we have had said ordinance under consideration, and recommend that the same be passed,

D. P. MORIARTY, Chairman
JAMES L. CUMMINGS
MAX E. BRYDENTHAL
A. O. DELUSE

October 5, 1964]

City of Indianapolis, Ind.

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Indianapolis, Indiana
October 5, 1964

To the Honorable President and Members of the
Common Council of the City of Indianapolis, Indiana

Gentlemen:

We, your Committee on Finance to whom was referred Appropriation Ordinance No. 18, 1964, entitled

AN ORDINANCE, appropriating, transferring, reappropriating and reallocating the sum of Twenty Thousand Dollars (\$20,000.00) from a certain designated item and fund in the Department of Public Parks, as appropriated under the 1964 Budget, General Ordinance No. 58, 1963, as amended and reappropriating the same to another designated item and fund in the same department, declaring an emergency and fixing a time when the same shall take effect.

beg leave to report that we have had said ordinance under consideration, and recommend that the same be held for further study.

DANIEL P. MORIARTY, Chairman

Indianapolis, Indiana
October 5, 1964

To the President and Members of the Common
Council of the City of Indianapolis, Indiana

Gentlemen:

We, your Committee on Finance to whom was referred General Ordinance No. 99, 1964, entitled

AN ORDINANCE authorizing the City Controller, Barrett Law Department, of the City of Indianapolis to purchase through its duly authorized Purchasing Agent, certain equipment to be paid for out of funds heretofore appropriated or available, and fixing a time when the same shall take effect

beg leave to report that we have had said ordinance under consideration, and recommend that the same be passed.

D. P. MORIARTY, Chairman
JAMES L. CUMMINGS
MAX E. BRYDENTHAL
A. O. DELUSE

Indianapolis, Indiana
October 5, 1964

To the President and Members of the Common
Council of the City of Indianapolis, Indiana

Gentlemen:

We, your Committee on Works to whom was referred General Ordinance No. 97, 1964, entitled

AN ORDINANCE to amend the Municipal Code of Indianapolis, 1951, General Ordinance No. 140, 1951, as amended, and more particularly Title 4, Chapter 6 thereof, by the addition of a subsection to Section 4-602, prohibiting movement of vehicles in the opposite direction to designated one-way streets, therein created, providing a penalty for the violation of same and fixing a time when said amendment shall take effect.

beg leave to report that we have had said ordinance under consideration, and recommend that the same be passed.

JAMES L. CUMMINGS, Chairman
MAX E. BRYDENTHAL
RUFUS C. KUYKENDALL

Indianapolis, Indiana
October 5, 1964

To the President and Members of the Common
Council of the City of Indianapolis, Indiana

Gentlemen:

We, your Committee on Works to whom was referred General Ordinance No. 98, 1964, entitled

AN ORDINANCE to amend the Municipal Code of Indianapolis, 1951, General Ordinance No. 140, 1951, as amended, and more particularly Title 4, Chapter 8 thereof, by the addition of a section thereto, prohibiting parking on certain streets between the hours of 10:00 o'clock A.M., and 2:00 o'clock P.M., for longer than a period of 1½ hour parking, providing a penalty for the violation of same and fixing a time when said ordinance shall take effect.

beg leave to report that we have had said ordinance under consideration, and recommend that the same be passed.

JAMES L. CUMMINGS, Chairman
MAX E. BRYDENTHAL
RUFUS C. KUYKENDALL

Indianapolis, Indiana
October 5, 1964

To the President and Members of the Common
Council of the City of Indianapolis, Indiana

Gentlemen:

We, your Committee on Works to whom was referred General Ordinance No. 100, 1964, entitled

AN ORDINANCE authorizing the Board of Public Works of the City of Indianapolis, to purchase through its duly authorized Purchasing Agent, certain supplies to be paid for out of funds heretofore appropriated or available, and fixing a time when the same shall take effect.

beg leave to report that we have had said ordinance under consideration, and recommend that the same be passed.

MAX E. BRYDENTHAL
JAMES L. CUMMINGS
T. C. HASBROOK

Indianapolis, Indiana
October 5, 1964

To the President and Members of the Common Council
of the City of Indianapolis, Indiana

Gentlemen:

We, your Committee on Finance to whom was referred General Ordinance No. 101, 1964, entitled

AN ORDINANCE to amend the Municipal Code of Indianapolis, 1951, General Ordinance No. 140, 1951, as amended, and more particularly Title 4, Chapter 8 thereof, by the addition of a subsection to Section 4-812, prohibiting parking on certain streets at all times, providing a penalty for the violation of same and fixing a time when said amendment shall take effect.

beg leave to report that we have had said ordinance under consideration, and recommend that the same be passed.

DANIEL P. MORIARTY, Chairman
JAMES L. CUMMINGS
MAX E. BRYDENTHAL
A. O. DELUSE

INTRODUCTION OF NEW ORDINANCES
APPROPRIATION ORDINANCE NO. 19,1964

Introduced by Councilman Moriarty.

AN ORDINANCE, appropriating, transferring, reappropriating and

reallocating the sum of Twenty-Five Thousand Dollars (\$25,000.00) from the anticipated, unexpended and unappropriated balance of the Gas Tax Fund of the City of Indianapolis, to a certain designated item and fund in the Department of Public Works, created by virtue of the 1964 Budget, General Ordinance No. 58, 1963, as amended, declaring an emergency and fixing a time when the same shall take effect.

WHEREAS, certain extraordinary conditions have developed since the adoption of the existing annual budget, so that it is necessary to appropriate more money than was appropriated in the Annual Budget of the Department of Public Works, to meet such extraordinary emergencies.

NOW, THEREFORE, BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF INDIANAPOLIS, INDIANA:

Section 1. That the sum of Twenty-Five Thousand Dollars (\$25,000.00), from the 1964 anticipated and unexpended balance of the Gas Tax Fund of the City of Indianapolis, is hereby set apart and appropriated out of said funds as follows, to-wit:

REDUCE	GAS TAX
1964 anticipated, unexpended and unappropriated	
balance of the Gas Tax Fund of the City of	
Indianapolis	\$25,000.00

and the same is hereby transferred therefrom, appropriated and re-allocated to the following designated item and fund in the Department of Public Works.

DEPARTMENT OF PUBLIC WORKS

INCREASE	GAS TAX
7. PROPERTIES	
73. Right of Way Properties	\$25,000.00

Section 2. The said appropriation is necessary because of an existing emergency, the need to purchase property at East 10th Street and Rural, for the purpose of eliminating the jog at that intersection.

Section 3. This ordinance shall be in full force and effect from and after its passage, approval by the Mayor, and compliance with all laws pertaining thereto.

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

INTRODUCTION OF GENERAL ORDINANCES APPROPRIATION ORDINANCE NO. 20, 1964

Introduced by Councilman Moriarty.

AN ORDINANCE, appropriating, transferring, reappropriating and reallocating the sum of Three Thousand Dollars (\$3,000.00), from a certain specific, designated item and fund in the Department of Finance, Parking Meter Division, to a certain other designated item and fund in the same department, created by virtue of the 1964 Budget, General Ordinance No. 58, 1963, declaring an emergency and fixing a time when the same shall take effect.

WHEREAS, certain extraordinary conditions have developed since the adoption of the existing Annual Budget, and certain monies appropriated for certain accounts of the Department of Finance, Parking Meter Division, are insufficient to meet current needs of the Department, and

WHEREAS, certain existing appropriations for said department now have unobligated balances which will not be needed for the purpose for which appropriated.

NOW, THEREFORE, BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF INDIANAPOLIS, INDIANA:

Section 1. That a certain item and fund specifically budgeted in the Department of Finance, Parking Meter Division, be and the same is hereby reduced in the following amount, to-wit:

DEPARTMENT OF FINANCE
PARKING METER DIVISION

REDUCE PARKING METER FUND

6. PROPERTIES

72. Equipment \$3,000.00

and said amount is transferred therefrom, reappropriated and reallocated to the following item and fund.

INCREASE PARKING METER FUND

4. MATERIALS

43. Repair Parts \$3,000.00

Section 2. This appropriation is necessary in order to convert Meters in the mile square area to a straight two (2) hour time limit.

Section 3. This ordinance shall be in full force and effect from and after its passage, approval by the Mayor, and publication as by law required.

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

GENERAL ORDINANCE NO. 102, 1964

Introduced by Councilman Egenes.

AN ORDINANCE to amend the Municipal Code of Indianapolis, 1951, General Ordinance No. 140, 1951, as amended, and more particularly Title 4, Chapter 6 thereof, by the addition of a subsection to Section 4-602, designating certain streets as one-way streets and prohibiting vehicular movement in the opposite direction thereon, providing a penalty for the violation of same and fixing a time when said amendment shall take effect.

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF INDIANAPOLIS, INDIANA:

Section 1. That Title 4, Chapter 6, Section 4-602 of the Municipal Code of Indianapolis, 1951, General Ordinance No. 140, 1951, as amended, be amended by the addition thereto of the following subsection, as follows:

NO.	STREET	FROM	TO	DIRECTION TRAFFIC SHALL MOVE
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164	Kentucky Avenue	Intersection of Illinois Street & Washington Street	Intersection of Capitol Ave. and Maryland St.	Southwest
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Section 2. This amendment shall be subject to the penalties as provided in Title 1, Chapter 6, Section 1-601 of the Municipal Code of Indianapolis, Indiana, 1951, as amended.

Section 3. This ordinance shall be in full force and effect from and after its passage, approval by the Mayor, compliance with all laws pertaining thereto and publication by law.

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

GENERAL ORDINANCE NO. 103, 1964

Introduced by Councilman Kuykendall.

AN ORDINANCE to amend the Municipal Code of Indianapolis, 1951, General Ordinance No. 140, 1951, as amended, and more particularly Title 4, Chapter 6 thereof, by the deletion and repeal of a subsection of Section 4-602 thereof, which provided that a certain portion of Twentieth Street be one-way, and fixing a time when said amendment shall take effect.

BE IT ORDAINED BY THE COMMON COUNCIL
OF THE CITY OF INDIANAPOLIS, INDIANA:

Section 1. That Title 4, Chapter 6, Section 4-602 of the Municipal

Code of Indianapolis, 1951, General Ordinance No. 140, 1951, as amended, be amended by the deletion and repeal of the following subsection thereof, as follows:

NO.	STREETS & ALLEYS	FROM	DIRECTION TO TRAFFIC SHALL MOVE
66	Twentieth Street	Capitol Avenue	Boulevard Pl. West

Section 2. This ordinance shall be in full force and effect from and after its passage, approval by the Mayor, compliance with all laws pertaining thereto and publication, as required by law.

Which was read for the first time and referred to the Committee on Law & Judiciary.

GENERAL ORDINANCE NO. 104, 1964

Introduced by Councilman Egenes.

AN ORDINANCE to amend the Municipal Code of Indianapolis, 1951, General Ordinance No. 140, 1951, as amended, and more particularly Title 4, Chapter 5, thereof, by the deletion and repeal of a subsection thereof of Section 4-506, prohibiting left turns at Illinois Street and Washington Street, and fixing a time when said amendment shall take effect.

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF INDIANAPOLIS, INDIANA:

Section 1. That Title 4, Chapter 5, Section 4-506 of the Municipal Code of Indianapolis, 1951, General Ordinance No. 140, 1951, as amended, be amended by the deletion and repeal of the following subsection thereof, as follows:

No.	
3	Illinois Street and Washington Street.

Section 2. This ordinance shall be in full force and effect from and after its passage, approval by the Mayor, compliance with all laws pertaining thereto and publication, as required by law.

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

GENERAL ORDINANCE NO. 105, 1964

Introduced by Councilman Hasbrook.

AN ORDINANCE fixing the Annual Salaries, payable from the General Fund, for Officers of the City of Indianapolis to be elected for the term commencing January 1, 1968, and naming the time when the same shall take effect.

WHEREAS, it is provided by Chapter 107, Section 6 of the Acts of 1959 of the General Assembly of the State of Indiana, that the Common Council April 1st of the year 1967 in which elections for selection of city officers are held, shall fix the annual salaries of such elected officers as provided for in said Act, which salaries shall not be changed during their respective terms of office, and

WHEREAS, said Section 6 of Chapter 107 of the Acts of 1959 of the General Assembly of the State of Indiana, further provides that such ordinance must be twice published in a newspaper of general circulation, the first of which publications must not be less than thirty days prior to the date of final passage of this ordinance, and

WHEREAS, it is a good time to comply with said statute.

NOW, THEREFORE, BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF INDIANAPOLIS, INDIANA

Section 1. Pursuant to the provisions of Chapter 107 of the Acts of 1959 of the General Assembly of the State of Indiana, the following annual salaries, payable from the General Fund, are hereby fixed for the following elective officers of the City of Indianapolis, Indiana, effective for the term commencing January 1, 1968 and continuing during their elective term of office:

Mayor	\$18,000.00
Plus an expense allowance of \$2,000.00	
City Clerk	7,200.00
Common Council Members (9) each	2,400.00

Section 2. It is further provided that the Mayor shall hold no major office in his political party, except for the office of Mayor and delegate to state or national convention. He shall not serve as either county or district chairman of a political party since such office detracts from his responsibilities as Mayor of all of the citizens of the City of Indianapolis. In addition, should the Mayor seek political office other than the office of Mayor, he should remove himself from the city payroll on a prorata basis for whatever time he shall be away from his office over and beyond the normal vacation allowance for all city employees.

Section 3. The Clerk is ordered and directed to publish this ordinance twice in a newspaper of general circulation in the English language, in this city, the first of which publications shall be at least thirty days prior to the date of the passage of this ordinance.

Section 4. This ordinance shall be in full force and effect from and after its publication, passage and approval by the Mayor and the salaries named in this ordinance shall be effective on and after January 1, 1968.

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

INTRODUCTION OF SPECIAL RESOLUTION

SPECIAL RESOLUTION NO. 10, 1964

Introduced by Councilman Cummings.

RESOLUTION AUTHORIZING EXECUTION
OF A COOPERATION AGREEMENT

WHEREAS, the Housing Authority of the City of Indianapolis, Indiana, proposes to develop and administer a low-rent housing project or projects to consist of approximately 3000 dwelling units, and

WHEREAS, the City of Indianapolis, desires to enter into a Cooperation Agreement with the Housing Authority of the City of Indianapolis, Indiana, in connection with such project,
NOW THEREFORE, BE IT RESOLVED:

1. That the City of Indianapolis shall enter into a Cooperation Agreement with the Housing Authority of the City of Indianapolis, Indiana, in substantially the attached form.
2. That the Mayor be and he is hereby authorized and directed to execute said Cooperation Agreement, in quadruplicate, in behalf of said City and the Clerk is hereby authorized and directed to affix the corporate seal of said City thereon and to attest the same.
3. That this Resolution shall take effect immediately.

COOPERATION AGREEMENT

THIS AGREEMENT, entered into this 5th day of October, 1964, by and between the Housing Authority of the City of Indianapolis, Indiana, (herein called the "Local Authority") and the City of Indianapolis (herein called the "City").

WITNESSETH:

In consideration of the mutual covenants hereinafter set forth, the parties hereto do agree as follows:

1. Whenever used in this agreement:
 - (A) The term "Project" shall mean any low-rent housing hereafter developed as an entity by the Local Authority with financial assistance of the Public Housing Administration (herein called the "PHA"); excluding, however, any low-rent housing project covered by any contract for loans and annual contributions entered into between the Local Authority and the PHA, or its predecessor agencies, prior to the date of this agreement.

(B) The term "Taxing Body" shall mean the State or any political subdivision or taxing unit thereof in which a Project is situated and which would have authority to assess or levy real or personal property taxes or to certify such taxes to a taxing body or public officer to be levied for its use and benefit with respect to a project if it were not exempt from taxation.

(C) The term "Shelter Rent" shall mean the total of all charges to all tenants of a project for dwelling rents and non-dwelling rents (excluding all other income of such Project), less the cost of the Local Authority of all dwelling and non-dwelling utilities.

(D) The term "Slum" shall mean any area where dwellings predominate which, by reason of dilapidation, overcrowding, faulty arrangement or design, lack of ventilation, light or sanitation facilities, or any combination of these factors, are detrimental to safety, health, or morals.

2. The Local Authority shall endeavor (a) to secure a contract or contracts with the PHA for loans and annual contributions covering one or more Projects comprising approximately 3000 units of low-rent housing and (b) to develop and administer such Project or Projects, each of which shall be located within the corporate limits of the City. The obligations of the parties hereto shall apply to each such Project.

3. (a) Under the constitution and statutes of the State of Indiana, all Projects are exempt from all real and personal property taxes levied or imposed by any Taxing Body. With respect to any Project, so long as either (i) such Project is owned by a public body or governmental agency and is used for low-rent housing purposes, or (ii) any contract between the Local Authority and the PHA for loans or annual contributions, or both, in connection with such Project remains in force and effect, or (iii) any bonds issued in connection with such Project or any monies due to the PHA in connection with such Project remain unpaid, whichever period is the longest, the City agrees that it will not levy or impose any real or personal property taxes upon such Project or upon the Local Authority with respect thereto. During such period, the Local Authority shall make annual payments (herein called "Payments in Lieu of Taxes") in lieu of such taxes and in payment for the Public Services and facilities furnished from time to time without other cost or charge for or with respect to such Project.

(b) Each such annual Payment in Lieu of Taxes shall be made after the end of the fiscal year established for such Project, and shall be in an amount equal to either (i) ten percent (10%) of the Shelter Rent charged by the Local Authority in respect to such Project during such fiscal year or (ii) the amount permitted to be paid by applicable state law in effect on the date such payment is made, whichever amount is the lower.

(c) The City shall distribute the Payments in Lieu of Taxes among the Taxing Bodies in the proportion which the real property taxes which would have been paid to each Taxing Body for such year if the Project were not exempt from taxation bears to the total real property taxes which would have been paid to all of the Taxing Bodies for such year if the Project were not exempt from taxation; *Provided, however*, That no payment for any year shall be made to any Taxing Body in excess of the amount of the real property taxes which would have been paid to such Taxing Body for such year if the Project were not exempt from taxation.

(d) Upon failure of the Local Authority to make any Payment in Lieu of Taxes, no lien against any Project or assets of the Local Authority shall attach, nor shall any interest or penalties accrue or attach on account thereof.

4. The City agrees that, subsequent to the date of initiation (as defined in the United States Housing Act of 1937, as amended) of each Project and within five years after the completion thereof, or such further period as may be approved by the PHA, there has been or will be elimination (as approved by the PHA) by demolition, condemnation, effective closing, or compulsory repair or improvement, of unsafe or insanitary dwelling units situated in the locality or metropolitan area in which such Project is located, substantially equal in number to the number of newly constructed dwelling units provided by such Project; *Provided*, That, where more than one family is living in an unsafe or insanitary dwelling unit, the elimination of such unit shall count as the elimination of units equal to the number of families accommodated therein; and *Provided*, further, That this paragraph 4 shall not apply in the case of (i) any Project developed on the site of a Slum cleared subsequent to July 15, 1949, and that the dwelling units eliminated by the clearance of the site of such Project shall not be counted as elimination for any other Project or any other low-rent housing project, or (ii) any Project located in a rural nonfarm area.

5. During the period commencing with the date of the acquisition of any part of the site or sites of any Project and continuing so long as either (i) such Project is owned by a public body or governmental agency and is used for low-rent housing purposes, or (ii) any contract between the Local Authority and the PHA for loans or annual contributions, or both, in connection with such Project remains in force and effect, or (iii) any bonds issued in connection with such Project or any monies due to the PHA in connection with such Project remain unpaid, whichever period is the longest, the City without cost or charge to the Local Authority or the tenants of such Project (other than the Payments in Lieu of Taxes) shall:

(A) Furnish or cause to be furnished to the Local Authority and the tenants of such Project public services and facilities of the same character and to the same extent as are furnished from time to time without cost or charge to other dwellings and inhabitants in the City;

(B) Vacate such streets, roads, and alleys within the area of such Project as may be necessary in the development thereof, and convey without charge to the Local Authority such interest as the City may have in such vacated areas; and, in so far as it is lawfully able to do so without cost or expense to the Local Authority or to the City, cause to be removed from such vacated areas, in so far as it may be necessary, all public or private utility lines and equipment;

(C) In so far as the City may lawfully do so, (i) grant such deviations from the building code of the City as are reasonable and necessary to promote economy and efficiency in the development and administration of such Project, and at the same time safeguard health and safety, and (ii) make such changes in any zoning of the site and surrounding territory of such Project as are reasonable and necessary for the development and protection of such Project and the surrounding territory;

(D) Accept grants of easements necessary for the development of such Project; and

(E) Cooperate with the Local Authority by such other lawful action or ways as the City and the Local Authority may find necessary in connection with the development and administration of such Project.

6. In respect to any Project the City further agrees that within a

reasonable time after receipt of a written request therefor from the Local Authority:

(A) It will accept the dedication of all interior streets, roads, alleys, and adjacent sidewalks within the area of such Project, together with all storm and sanitary sewer mains in such dedicated areas, after the Local Authority, at its own expense, has completed the grading, improvement, paving, and installation thereof in accordance with specifications acceptable to the Municipality;

(B) It will accept necessary dedications of land for, and will grade, improve, pave, and provide sidewalks for, all streets bounding such Project or necessary to provide adequate access thereto (in consideration whereof the Local Authority shall pay to the City such amount as would be assessed against the Project site for such work if such site were privately owned); and

(C) It will provide, or cause to be provided, water mains, and storm and sanitary sewer mains, leading to such Project and serving the bounding streets thereof (in consideration whereof the Local Authority shall pay to the City such amount as would be assessed against the Project site for such work if such site were privately owned).

7. If by reason of the City's failure or refusal to furnish or cause to be furnished any public services or facilities which it has agreed hereunder to furnish or to cause to be furnished to the Local Authority or to the tenants of any Project, the Local Authority incurs any expense to obtain such services or facilities then the Local Authority may deduct the amount of such expense from any Payments in Lieu of Taxes due or to become due to the City in respect to any Project or any other low-rent housing projects.

8. No Cooperation Agreement heretofore entered into between the City and the Local Authority shall be construed to apply to any Project covered by this Agreement.

9. So long as any contract between the Local Authority and the PHA for loans (including preliminary loans) or annual contributions, or both, in connection with any Project remains in force and effect, or so long as any bonds issued in connection with any Projects or any monies due to the PHA in connection with any Project remain unpaid, this Agreement shall not be abrogated, changed or modified without the consent of the PHA. The privileges and obligations of

the City hereunder shall remain in full force and effect with respect to each Project so long as the beneficial title to such Project is held by the Local Authority or by any other public body or governmental agency, including the PHA, authorized by law to engage in the development or administration of low-rent housing projects. If at any time the beneficial title to, or possession of, any Project is held by such other public body or governmental agency, including the PHA, the provisions hereof shall inure to the benefit of and may be enforced by, such other public body or governmental agency, including the PHA.

In Witness Whereof the City and the Local Authority have respectively signed this Agreement and caused their seals to be affixed and attested as of the day and year first above written.

CITY OF INDIANAPOLIS, INDIANA

(SEAL)

By

John J. Barton, Mayor

ATTEST:

Angeline Allstatt, City Clerk

HOUSING AUTHORITY OF THE
CITY OF INDIANAPOLIS, INDIANA

(SEAL)

By

Robert A. Efroymsen, Chairman

ATTEST:

Angeline Allstatt

ORDINANCES ON SECOND READING

Mr. Moriarty asked that Appropriation Ordinance No. 17, 1964 be read a second time, which Ordinance was read by the Clerk.

On motion of Mr. Moriarty, seconded by Mr. Deluse Appropriation Ordinance No. 17, 1964 was ordered engrossed, read a third time and placed upon its passage. After the Clerk read the Ordinance for a third time it passed on the following roll call vote:

Ayes 8 viz: Mr. Brydenthall, Rev. Cummings, Mr. Deluse, Mr. Egenes, Mr. Hasbrook, Mr. Kuykendall, Mr. Moriarty and President Wallace.

Mr. Moriarty called for a second reading of General Ordinance No. 99, 1964, which was read by the Clerk.

On motion of Mr. Moriarty, seconded by Mr. Kuykendall General Ordinance No. 99, 1964 was ordered engrossed, read a third time and placed upon its passage.

The Clerk read the Ordinance for a third time and it passed on the following roll call vote:

Ayes 8 viz: Mr. Brydenthall, Rev. Cummings, Mr. Deluse, Mr. Egenes, Mr. Hasbrook, Mr. Kuykendall, Mr. Moriarty and President Wallace.

Mr. Moriarty asked for a second reading of General Ordinance No. 101, 1964, it was read by the Clerk.

On motion of Mr. Moriarty, seconded by Mr. Brydenthall General Ordinance No. 101, 1964 was ordered engrossed, read a third time and placed upon its passage. After a third reading it passed on the following roll call vote:

Ayes 8 viz: Mr. Brydenthall, Rev. Cummings, Mr. Deluse,

Mr. Egenes, Mr. Hasbrook, Mr. Kuykendall, Mr. Morarity and President Wallace.

Reverend Cummings called for a second reading of General Ordinance No. 97, 1964. The Clerk read the Ordinance for a second time.

On motion of Rev. Cummings, seconded by Mr. Kuykendall General Ordinance No. 97, 1964 was ordered engrossed, read a third time and placed upon its passage. After the third reading the Ordinance passed on the following roll call vote:

Ayes 8 viz: Mr. Brydenthal, Rev. Cummings, Mr. Deluse, Mr. Egenes, Mr. Hasbrook, Mr. Kuykendall, Mr. Morarity and President Wallace.

Reverend Cummings called for a second reading of General Ordinance No. 98, 1964. The Clerk read the Ordinance.

On motion of Rev. Cummings, seconded by Mr. Brydenthal General Ordinance No. 98, 1964 was ordered engrossed, read a third time and placed upon its passage. The Clerk read the Ordinance for third time and it passed on the following roll call vote:

Ayes 8 viz: Mr. Brydenthal, Rev. Cummings, Mr. Deluse, Mr. Egenes, Mr. Hasbrook, Mr. Kuykendall, Mr. Moriarty and President Wallace.

Reverend Cummings called for a second reading of General Ordinance No. 100, 1964. The Clerk read the Ordinance for a second time.

On motion of Rev. Cummings, seconded by Mr. Kuykendall General Ordinance No. 100, 1964 was ordered engrossed, read a third time and placed upon its passage. After the Clerk read the Ordinance it passed on the following roll call vote:

Ayes 8 viz: Mr. Brydenthal, Rev. Cummings, Mr. Deluse, Mr. Egenes, Mr. Hasbrook, Mr. Kuykendall, Mr. Moriarty and President Wallace.

Rev. Cummings moved that Special Resolution No. 10, 1964 be considered for passage. Mr. Brydenthal seconded the motion.

President Wallace asked the Clerk to read the Resolution again.

On motion of Rev. Cummings, seconded by Mr. Deluse, Special Resolution No. 10, 1964 passed on the following roll call vote:

Ayes 7 viz: Mr. Brydenthal, Rev. Cummings, Mr. Deluse, Mr. Egenes, Mr. Kuykendall, Mr. Moriarty and President Wallace.

Noes 1 viz: Mr. Hasbrook.

Mr. Kuykendall made a motion, seconded by Mr. Deluse the Council adjourn. The Council adjourned at 9:05 P.M.

We hereby certify that the above and foregoing is a full, true and complete record of the proceedings of the Common Council of the City of Indianapolis held on the 5th day of October, 1964.

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

ATTEST:

Joseph C. Wallace

President

(SEAL)

Angeline Allstatt

City Clerk