

REGULAR MEETING

Monday, December 21, 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, December 21, 1964, at 7:30 P.M.

President Wallace in the Chair.

The Clerk called the roll:

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

Absent: Mr. McGill who is ill.

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

President Wallace called for Communications from the Mayor, also other City Officials.

COMMUNICATION FROM THE MAYOR

December 8, 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. 21, 1964

AN ORDINANCE, appropriating, transferring, reappropriating and reallocating the sum of Six Hundred Dollars (\$600.00), from a certain specific, designated item and fund in the Office of the City Clerk of the City of Indianapolis, 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. 22, 1964

AN ORDINANCE appropriating, transferring, reappropriating and reallocating the sum of Three Hundred Dollars (\$300.00), from a certain specific, designated item and fund in the Department of Law, 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.

APPROPRIATION ORDINANCE NO. 23, 1964

AN ORDINANCE appropriating, transferring, reappropriating and reallocating the sum of Six Thousand Dollars (\$6,000.00), from certain specific, designated items and funds in the Department of Public Works, Municipal Garage, 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.

RESOLUTION NO. 14

RESOLUTION APPROVING-APPLICATION FOR PRELIMINARY
LOAN FOR LOW-RENT PUBLIC HOUSING

WHEREAS, it is the policy of this locality to eliminate substandard and other inadequate housing, to prevent the spread of slums and blight, and to realize as soon as feasible the goal of a decent home in a suitable living environment for all of its citizens; and

WHEREAS, under the provisions of the United States Housing Act of 1937, as amended, the Public Housing Administration is authorized to provide financial assistance to local public housing agencies for undertaking and carrying out preliminary planning of this goal; and

WHEREAS, the Act provides that there shall be local determination of need for low-rent housing to meet needs not being adequately met and that the Public Housing Administration shall not make any contract with a public housing agency for preliminary loans for surveys and planning in respect to any low-rent housing projects unless the governing body of the locality involved has by resolution approved the application of the public housing agency for such preliminary loans; and

WHEREAS, the Housing Authority of the City of Indianapolis, Indiana, (herein called the "Local Authority") is a public housing agency and is applying to the Public Housing Administration for a preliminary loan to cover the costs of surveys and planning in connection with the development of low-rent housing;

Respectfully Submitted,

JOHN J. BARTON
Mayor

COMMUNICATIONS FROM CITY OFFICIALS

Indianapolis, Indiana

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

Gentlemen:

Pursuant to the laws of the State of Indiana I posted 'Notices to Taxpayers' of Public Hearings of Appropriation Ordinances No. 24 and No. 25, 1964 and the proposed Bond Issue for the Public Housing Authority in the Market House, the Police Station and the City County Building, ten days prior to the hearing on December 21, 1964.

Also caused to be advertised in the Indianapolis Commercial and the Indianapolis News on the 11th day of December, 1964 and the 18th and 19th of December, 1964 the above Ordinances and the Resolution.

Respectfully submitted,

ANGELINE ALLSTATT
City Clerk

Indianapolis, Indiana
December 21, 1964

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

Gentlemen:

Transmitted herewith are twenty-eight copies of General Ordinance No. 131, 1964, to amend the Municipal Code of Indianapolis, 1951, General Ordinance No. 140, 1951, as amended, and more particularly Title 5, Chapter 29 thereof, by the addition of sections providing for a contract for fire protection and fire service between the City of Indianapolis, Indiana and persons, firms, corporations and other municipalities and governmental units outside of the corporate limits of the City of Indianapolis, from giving such fire protection and fire service to any person, firm, corporation, municipality or governmental unit outside of the corporate limits of the City of Indianapolis, which does not have in existence such a contract for fire protection, beginning January 1, 1965, and fixing a time when said amendment shall take effect.

Respectfully submitted,

A. O. DELUSE
Councilman

Indianapolis, Indiana
December 21, 1964

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

Gentlemen:

Transmitted herewith are twenty-eight copies of General Ordinance No. 132, 1964, to amend the Municipal Code of Indianapolis, 1951, General Ordinance No. 140, 1951, as amended, and more particularly Title 8 thereof, by the addition of Chapter 15 thereto; providing for the licensing of wrecking operations, providing a penalty for

the violation of same, and fixing a time when said amendment shall take effect.

Respectfully submitted,

MAX E. BRYDENTHAL
Councilman

Indianapolis, Indiana
December 21, 1964

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

Gentlemen:

Transmitted herewith are twenty-eight copies of General Ordinance No. 133, 1964, to amend the Municipal Code of Indianapolis, 1951, General Ordinance No. 140, 1951, as amended, and more particularly Title 8, Chapter 3, thereof, by the addition of a subsection to Section 8-302, prohibiting building or altering buildings or structures without posting surety bond, providing a penalty for the violation of same, and fixing a time when said amendment shall take effect.

Respectfully submitted,

MAX E. BRYDENTHAL
Councilman

Indianapolis, Indiana
December 21, 1964

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

Gentlemen:

Transmitted herewith are twenty-eight copies of General Ordinance No. 134, 1964, 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 any time

providing a penalty for the violation of same and fixing a time when said amendment shall take effect.

Respectfully submitted,

MAX E. BRYDENTHAL
Councilman

Indianapolis, Indiana
December 21, 1964

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

Gentlemen:

Transmitted herewith are twenty-eight copies of General Ordinance No. 135, 1964, to amend the Municipal Code of Indianapolis, 1951, General Ordinance No. 140, 1951, as amended, and more particularly Title 4, Chapter 9 thereof, by the addition of subsections to Section 4-902, establishing 2 hour parking meter zones, providing a penalty for the violation of same and fixing a time when said amendment shall take effect.

Respectfully submitted,

MAX E. BRYDENTHAL
Councilman

Indianapolis, Indiana
December 21, 1964

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

Gentlemen:

Transmitted herewith are twenty-eight copies of General Ordinance No. 136, 1964, 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 any time,

providing a penalty for the violation of same and fixing a time when said amendment shall take effect.

Respectfully submitted,

ALBERT O. DELUSE
Councilman

Indianapolis, Indiana
December 21, 1964

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

Gentlemen:

Transmitted herewith are twenty-eight copies of General Ordinance No. 137, 1964, to amend the Municipal Code of Indianapolis, 1951, General Ordinance No. 140, 1951, as amended, and more particularly Title 4, Chapter 9 thereof, by the deletion and repeal of subsections to Section 4-911, providing for parking meters on certain streets for 24 hours per day, 7 days a week, and fixing a time when said amendment shall take effect.

Respectfully submitted,

DANIEL P. MORIARTY
Councilman

Indianapolis, Indiana
December 21, 1964

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

Gentlemen:

Transmitted herewith are twenty-eight copies of General Ordinance No. 138, 1964, to amend the Municipal Code of Indianapolis, 1951, General Ordinance No. 140, 1951, as amended, and more particularly Title 8, Chapter 4, thereof, by the amendment of Sections 8-401 and 8-402, providing for license and permit fees for construction and

other work, providing a penalty for the violation of same, and fixing a time when said amendment shall take effect.

Respectfully submitted,

MAX E. BRYDENTHAL
Councilman

Indianapolis, Indiana
December 21, 1964

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

Gentlemen:

Transmitted herewith are twenty-eight copies of General Ordinance No. 139, 1964, authorizing the Department of Finance, City Controller of the City of Indianapolis, to purchase through its duly authorized Purchasing Agent, certain equipment to be paid for out of funds to be derived from the use of said equipment, and fixing a time when the same shall take effect.

Respectfully submitted,

DANIED P. MORIARTY
Councilman

Indianapolis, Indiana
December 21, 1964

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

Gentlemen:

Transmitted herewith are twenty-eight copies of General Ordinance No. 140, 1964, to amend the Municipal Code of Indianapolis, 1951, General Ordinance No. 140, 1951, as amended, and more particularly Title 4, Chapter 12 thereof, by the amendment of Section 4-1205, providing five (5) days rather than seventy-two (72) hours in which

traffic violators may compromise violations at the Traffic Violations Bureau and fixing a time when said amendment shall take effect.

Respectfully submitted,

JAMES L. CUMMINGS
Councilman

Indianapolis, Indiana
December 21, 1964

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

Gentlemen:

Transmitted herewith are twenty-eight copies of General Ordinance No. 141, 1964, to amend the Municipal Code of Indianapolis, 1951, General Ordinance No. 140, 1951, as amended, and more particularly Title 4, Chapter 11 thereof, by the addition of a subsection to Section 4-1101, providing authority for impounding vehicles which have had two or more unpaid parking violations, and fixing a time when said amendment shall take effect.

Respectfully submitted,

DANIEL P. MORIARTY
Councilman

Indianapolis, Indiana
December 21, 1964

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

Gentlemen:

Transmitted herewith are twenty-eight copies of General Ordinance No. 142, 1964, authorizing the Board of Flood Control of the City of Indianapolis to purchase through its duly authorized Purchasing Agent, certain equipment to be paid for out of funds here-

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

Respectfully submitted,

JAMES L. CUMMINGS
Councilman

Indianapolis, Indiana
December 21, 1964

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

Gentlemen:

Transmitted herewith are twenty-eight copies of Special Ordinance No. 16, 1964, annexing certain contiguous territory to the City of Indianapolis, and fixing a time when the same shall take effect.

Respectfully submitted,

RUFUS C. KUYKENDALL
Councilman

Indianapolis, Indiana
December 21, 1964

To the Members of the Common Council of the
City of Indianapolis, Indiana.

Gentlemen:

Transmitted herewith are twenty-eight copies of Special Resolution No. 15, 1964, whereas in the year of 1964, Miss Kathy Ellis of the Riviera Swim Team, was a member of the United States Olympic Team, she brought honor and recognition to our City by her outstanding performance.

Respectfully submitted,

MAX E. BRYDENTHAL
Councilman

Indianapolis, Indiana
December 21, 1964

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

Gentlemen:

Transmitted herewith are twenty-eight copies of Special Resolution No. 16, 1964 for approval to be given the Housing Authority to sell bonds for the financing of the development and operation of low cost housing rentals.

Said 'Notice to Taxpayers' were advertised in the Indianapolis News and the Indianapolis Commercial on Friday, December 11, 1964 and Friday, December 18, 1964.

Respectfully submitted

MAX E. BRYDENTHAL
Councilman

Indianapolis, Indiana
December 21, 1964

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

Gentlemen:

Transmitted herewith are twenty-eight copies of Special Resolution No. 17, 1964, for approval by the Common Council to clarify and unanimously approve all Special Resolutions passed by the Common Council pertaining to the Housing Authority during 1964.

Respectfully submitted

MAX E. BRYDENTHAL
Councilman

On motion of Mr. Kuykendall, seconded by Mr. Brydenthal, the Council recessed at 7:55 P.M. for Committee hearings.

At that time those present were permitted to be heard on Appropriation Ordinances No. 24, 1964 and No. 25, 1964. Also General Ordinances No. 120, No. 122, No. 123, No. 124, No. 125, No. 126, No. 127, No. 128, No. 129 and No. 130, 1964, together with Special Ordinance No. 15, 1964.

The Council reconvened at 9:10 P.M.

President Wallace asked the Clerk to read the Committee reports.

COMMITTEE REPORTS

Indianapolis, Indiana
December 21, 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 Appropriating Ordinance No. 24, 1964, entitled

AN ORDINANCE appropriating, transferring, reappropriating and reallocating the sum of Twenty-Two Thousand Six Hundred and No/100 (\$22,610.00) DOLLARS, from certain designated items and funds in the Complaint Division to certain designated funds in the Complaint and Information Division of the Executive Department, 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.

DANIEL P. MORARITY, Chairman
JAMES L. CUMMINGS
ALBERT O. DELUSE

Indianapolis, Indiana
December 21, 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 Appropriating Ordinance No. 25, 1964, entitled

AN ORDINANCE, transferring, reappropriating and reallocating the sum of Eleven Thousand (\$11,000.00) DOLLARS from the Department of public safety, Police Department to the Executive Department, Office of the Mayor to provide for the compensation of the Administrative Assistant to the Mayor.

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

Indianapolis, Indiana
December 21, 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. 128, 1964, entitled

AN ORDINANCE to repeal General Ordinance No. 14, 1964 which establishes in the Government of the City of Indianapolis the position of Director of Public Safety.

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
ALBERT O. DELUSE

Indianapolis, Indiana
December 21, 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. 129, 1964, entitled

AN ORDINANCE creating and establishing in the Government of the City of Indianapolis the position of Administrative Assistant to the Mayor.

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
ALBERT O. DELUSE

Indianapolis, Indiana
December 21, 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. 130, 1964, entitled

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

larly Title 12, Chapter 4, Section 12-401, thereof by changing the name of the Complaint Division and by creating the office of Complaint and Information Director 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
ALBERT O. DELUSE

Indianapolis, Indiana
December 21, 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 Special Ordinance No. 14, 1964, entitled

AN ORDINANCE annexing certain contiguous territory to the City of Indianapolis, 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 brought up without recommendation.

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

Indianapolis, Indiana
December 21, 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. 123, 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 deletion and repeal of a subsection of Section 4-825.1, prohibiting parking for longer than one and one-half hour on certain portions of certain streets as listed below and fixing a time when the said amendment 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, Chairman
RUFUS C. KUYKENDALL
T. O. HASBROOK

Indianapolis, Indiana
December 21, 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. 125, 1964, entitled

AN ORDINANCE authorizing the Board of Public Works 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.

MAX E. BRYDENTHAL, Chairman
RUFUS C. KUYKENDALL
T. O. HASBROOK

Indianapolis, Indiana
December 21, 1964

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

Gentlemen:

We, your Committee on Safety to whom was referred General
Ordinance No. 120, 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 19, thereof, by the addition of a
subsection to Section 4-1903, prohibiting parking on certain
streets during any snow emergency 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 consider-
ation, and recommend that the same be passed.

ALBERT O. DELUSE, Chairman
DANIEL P. MORIARTY
RUFUS C. KUYKENDALL

Indianapolis, Indiana
December 21, 1964

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

Gentlemen:

We, your Committee on Safety to whom was referred General
Ordinance No. 126, 1964, entitled

AN ORDINANCE authorizing the Board of Public Safety of the City
of Indianapolis to purchase through its duly authorized Pur-
chasing 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.

ALBERT O. DELUSE, Chairman
DANIEL P. MORIARTY
RUFUS C. KUYKENDALL

Indianapolis, Indiana
December 21, 1964

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

Gentlemen:

We, your Committee on Safety to whom was referred General Ordinance No. 127, 1964, entitled

AN ORDINANCE authorizing the Board of Public Safety of the City of Indianapolis to purchase through its duly authorized Purchasing Agent, certain Uniform Ensembles 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.

ALBERT O. DELUSE, Chairman
DANIEL P. MORIARTY
RUFUS C. KUYKENDALL

Indianapolis, Indiana
December 21, 1964

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

Gentlemen:

We, your Committee on Health to whom was referred General Ordinance No. 122, 1964, entitled

AN ORDINANCE to amend Chapter 10 of Title 6 of the Municipal Code of Indianapolis, 1951, General Ordinance No. 140, 1951.

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

JAMES L. CUMMINGS, Chairman
ALBERT O. DELUSE
T. O. HASBROOK
HAROLD J. EGENES

Indianapolis, Indiana
December 21, 1964

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

Gentlemen:

We, your Committee on Welfare to whom was referred Special Ordinance No. 15, 1964, entitled

AN ORDINANCE, naming a certain street in the City of Indianapolis. beg leave to report that we have had said ordinance under consideration, and recommend that the same be passed.

THOMAS C. HASBROOK, Chairman
MAX E. BRYDENTHAL
HAROLD J. EGENES
A. O. DELUSE

Indianapolis, Indiana
December 21, 1964

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

Gentlemen:

We, your Committee on Elections to whom was referred General Ordinance No. 124, 1964, entitled

AN ORDINANCE establishing a certain passenger and/or loading zone in the City of Indianapolis, pursuant to the provisions of the Municipal Code of Indianapolis, 1951, General Ordinance No. 140, 1951, as amended, 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.

HAROLD J. EGENES, Chairman
RUFUS C. KUYKENDALL
A. O. DELUSE

INTRODUCTION OF NEW ORDINANCES

GENERAL ORDINANCE NO. 131, 1964

Introduced by Councilman Deluse.

AN ORDINANCE to amend the Municipal Code of Indianapolis, 1951, General Ordinance No. 140, 1951, as amended, and more particularly Title 5, Chapter 29 thereof, by the addition of sections providing for a contract for fire protection and fire service between the City of Indianapolis, Indiana, and persons, firms, corporations and other municipalities and governmental units outside of the corporate limits of the City of Indianapolis and prohibiting the Fire Department of the City of Indianapolis, from giving such fire protection and fire service to any person, firm, corporation, municipality or governmental unit outside of the corporate limits of the City of Indianapolis, which does not have in existence such a contract for fire protection, beginning January 1, 1965, 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 5, Chapter 29 of the Municipal Code of Indianapolis, 1951, General Ordinance No. 140, 1951, as amended, be amended by the addition of the following sections, as follows:

5-2913 FIRE PROTECTION CONTRACT AND SERVICE

The Board of Public Safety of the City of Indianapolis, with the approval of the Mayor of said City shall have the power to enter into contract with any firm, person, corporation, municipality or other governmental unit which is situated at a place not within the corporate boundaries of the City of Indianapolis, but within the County of Marion, and which is desirous of contracting with the City of Indianapolis for the use and services of the City of Indianapolis' Fire Department.

(a) That the details of said contract or contracts shall be specified by said Board of Public Safety but each said contract must incorporate substantially the following provisions:

(1) That the City of Indianapolis may furnish on a calendar year basis, pursuant only to contract, so much of its fire fighting service and apparatus as may be reasonably necessary upon the request of any person, firm, corporation or municipality, or governmental unit when a fire exists at the premises or within the boundaries of said person, firm, corporation, municipality or governmental unit, but that the fire department of the City of Indianapolis shall not provide service at any time when the same would endanger or cripple its own services to the citizens of the City of Indianapolis.

(2) That when any person, firm, corporation, municipality or governmental unit calls upon the Fire Department of the City of Indianapolis, under said contract, they shall pay to the City of Indianapolis for those fire-fighting services and apparatus which may be reasonably available, and which are sent, the following amount

(i) For each engine, truck or fire apparatus other than a vehicular equipment of a supervising unit, \$100 for the first hour or fraction thereof, and \$75 per hour or fraction thereof, for all time after the first hour.

(ii) For each piece of vehicular equipment of a supervisory unit, \$50 for each hour or fraction thereof

(iii) The time for which such charge shall be made shall be computed from the time each piece of fire apparatus or vehicular equipment of a supervisory unit

leaves its quarters or fire station. to the time of its official return thereto.

(3) That any person, firm, corporation, municipal corporation or governmental unit contracting with said City for such fire-fighting service shall file with the City Controller a bond approved by the Controller of said City conditioned to pay all charges for services rendered and to keep and save harmless the City of Indianapolis from whatsoever which the City of Indianapolis may suffer or which may accrue against, be charged to or be recovered from the City of Indianapolis or any of its officials or firemen, or any pension, medical bills or other bills which may accrue by reason or account of the injuries to firemen or other persons or property in the performance of said service during the time said fire apparatus or vehicular equipment as of a supervisory unit leaves quarters at the fire station to the time of its official return thereto. Such bond shall be in the amount of \$250,000; in lieu of such bond, public liability insurance insuring the City of Indianapolis for the above for the amount of \$250,000 may be furnished, subject to the approval of the City Controller and in addition thereto, a bond of \$2000 shall likewise be furnished to pay for any service rendered by the City of Indianapolis, in addition to said insurance.

5-2914 **No fire protection and service outside of the corporate boundaries of the City of Indianapolis unless done pursuant to contract, or in extreme emergency, by order of the Mayor, after January 1, 1965.** No fire apparatus or other vehicular equipment of the fire department of the City of Indianapolis shall be sent to, go to, or assist in the fighting of fires, or other emergencies outside of the corporate boundaries of the City of Indianapolis, as such boundaries exist at the time of any such fire or emergency, unless the person, firm, corporation, municipality or governmental unit upon whose premises said fire or emergency exists, or in the case of governmental unit or municipality or within the boundaries of said governmental unit or municipality, shall have prior thereto entered into such contract for fire protection and service of the fire department of the City of Indianapolis and posted bond, or insurance and a bond in lieu thereof, as provided above in Section 5-2913.

5-2915 In the case of dire emergency, the City of Indianapolis Fire Department, under the express order of the Fire Chief of said City, or in his absence, the Acting Fire Chief of said City, may send fire-fighting service and apparatus and vehicular equipment of a supervising unit to any person, firm, corporation, municipality or governmental unit outside of the corporate boundaries of the City of Indianapolis, whether or not said fire or other emergency exists on the premises or within the boundaries of a person, firm, corporation, municipality or governmental unit which has entered into the contract above provided for in Section 5-2913. Any such service rendered due to such order of the Fire Chief or Acting Fire Chief, shall be performed at the same monetary rate for fire apparatus and fire service and equipment contract above provided for in Section 5-2913, and all amounts due to and the use of such fire apparatus, shall be due and payable within ten (10) days after such fire-fighting services and apparatus are furnished by said City of Indianapolis. In the event there is no contract as provided for between the person, firm, corporation, municipality or governmental unit, and the City of Indianapolis for fire-fighting service, the Fire Chief or the Acting Fire Chief of the City of Indianapolis shall only honor a request which is made to him by a Township Trustee, or the Mayor of a municipality outside the corporate boundaries of the City of Indianapolis, or the president of the Town Board of a town outside of the City of Indianapolis, and such Fire Chief or Acting Fire Chief, shall apprise the person so requesting such service that the rendering of such service shall obligate said person, firm, corporation, municipality or governmental unit, the same as if they had previously entered into a contract for fire protection and service as provided for above in Section 5-2913.

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 Safety.

GENERAL ORDINANCE NO. 132, 1964

Introduced by Councilman Brydenthall.

AN ORDINANCE to amend the Municipal Code of Indianapolis, 1951, General Ordinance No. 140, 1951, as amended, and more particularly Title 8 thereof, by the addition of Chapter 15 thereto; providing for the licensing of wrecking operations, 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 8, of the Municipal Code of Indianapolis, 1951, General Ordinance No. 140, 1951, as amended, be amended by the addition thereto of the following Chapter 15, as follows:

CHAPTER 15—WRECKING OPERATIONS:

- 8-1501 Wrecking Operations—Wrecking operations shall include demolishing, disassembling, dismantling, dismembering, razing and removing of buildings or structures.
- 8-1502 Wrecking Permits—A wrecking permit shall be obtained before the removal of all buildings and structures except for one-story frame buildings of not more than five hundred (500) square feet floor area. No permit will be issued for wrecking buildings and structures unless the application is signed by the owner of the property and verified by affidavit authorizing the wrecking contractor to secure permit for the demolition of the building or structure referred to in statements contained in the application.
- 8-1503 License Required—No person, partnership, firm or corporation shall contract to wreck or engage in the business of wrecking buildings or other structures without a license from the Bureau of Buildings of the City of Indianapolis authorizing the holder thereof to carry on or engage in such business.
- 8-1504 Issuance of License—The Commissioner of the Bureau of Buildings of the City of Indianapolis is hereby empowered

to issue licenses to wreck or demolish buildings and other structures.

- 8-1505 Application shall be made on a form furnished for that purpose and shall be accompanied by satisfactory proof that the applicant has been engaged in the business of wrecking buildings or structures for a period of three (3) years in a supervisory capacity. The Commissioner shall also require each new applicant for a wrecking contractor's license to pass a written examination establishing in a manner satisfactory to the Commissioner that the applicant has the necessary knowledge of the ordinance provisions relating to wrecking, the principles and practices of wrecking operations and the obligations of a licensed wrecking contractor. The Commissioner shall refuse to issue such license if he finds the applicant is not fit or qualified or is not a suitable person to engage in wrecking operations.
- 8-1506 Wrecking Contractor's Licenses shall be classified as follows: (A) Class A License authorizes the holder thereof to wreck all types of buildings and structures including wood frame, masonry, steel frame, and reinforced concrete buildings and structures of unlimited height. (B) Class B License authorizes the holder thereof to wreck wood frame and solid masonry buildings and structures not exceeding three (3) stories of thirty-five (35) feet in height.
- 8-1507 Bond and Insurance. No wrecking contractor's license shall be issued until the applicant has delivered a surety bond in the amount of Thirty Thousand (\$30,000.00) Dollars, with such surety or sureties as are approved by the City Controller, conditioned on the faithful performance of the provisions of this and other applicable laws and ordinances, and saving and protecting the City of Indianapolis harmless from any and all damages to private property and to pay for any and all damages to public property that may arise from the use of any of its streets, alleys, boulevards or other public places in the wrecking of buildings and other structures. Provided further, that the applicant shall also file with the Commissioner of Buildings, a public liability and property damage insurance policy naming the applicant and the City of Indianapolis as the assured and providing for the payment of any liability imposed by law on such applicant and/or the City of Indianapolis to the extent of not less than

Fifty Thousand (\$50,000.00) Dollars, for injury to or death of any one person, and not less than One Hundred Thousand (\$100,000.00) Dollars, for injuries to or death of more than one person and for damage to property in the amount of not less than Twenty-five Thousand (\$25,000.00) Dollars; And provided further, that the applicant submits a satisfactory insurance policy with evidence to the effect that he is covered by workmen's compensation insurance covering any and all wrecking operations. Such policies of insurance shall expire concurrently with the wrecking contractor's license, namely, December 31st of each year, and new insurance policies shall be obtained and produced when making application for the annual renewal of the license. The policies of insurance shall contain a provision for a continuing liability thereunder to the full amount thereof, notwithstanding any recovery thereon. Any insurance company whose policy or policies have been so filed pursuant to this section shall file written notice in the office of the Commissioner of Buildings of its intention to terminate and cancel such policy or policies and give notice thereof to the licensee, whereupon the Commissioner of Buildings shall cause the wrecking contractor's license of the person, firm, partnership, or corporation affected thereby to become null and void until such time as new policies of insurance as prescribed in this section are presented to the Bureau of Buildings. Every license issued under the provisions of this ordinance shall expire December 31st of the year issued.

8-1508 License Revocation. Any person, partnership, firm or corporation duly licensed as a wrecking contractor who fails to comply with any notice of the Bureau of Buildings relative to wrecking operations which are contrary to the provisions of this ordinance and/or rules and regulations lawfully promulgated thereunder, of the department, in the demolition of buildings and structures and the storing and disposing of the material secured thereby, the building official shall notify the person or senior officer in charge of such firm, partnership or corporation to appear before him at a stated time and show cause why his license should not be suspended or revoked. The notice to appear shall be in writing and shall be sent by registered mail to the address shown upon the records of the Bureau. After such hearing, the building official may suspend or revoke any such wrecking contractor's license if he is not satisfied that the defects

complained of will be promptly remedied. Also he may suspend or revoke any such license if the person or senior officer of the partnership, firm or corporation, or his authorized agent does not appear for such hearing.

- 8-1509 The Building Commissioner may suspend or revoke the license of any wrecking contractor who does not comply with the requirements of this section. Every license issued under the terms of this ordinance shall state the location of the main office and storage yard or yards of the licensee. The license issued under the terms of this ordinance shall authorize the licensee to engage in the wrecking of buildings, or other structures.
- 8-1510 The wrecking, removal or demolition of any building or structure shall be carried on or executed only by the person, partnership, firm or corporation to whom the permit for such wrecking has been issued and no person, partnership, firm or corporation shall conduct or carry on wrecking operations under a wrecking permit issued to some other person, partnership, firm or corporation.
- 8-1511 No permit for the wrecking, dismembering, disassembling and dismantling of any building or other structure shall be issued except to a person, partnership, firm or corporation licensed under the provisions of this ordinance, provided that a permit may be issued for the wrecking of a minor building or structure, as hereinbefore defined nor to the wrecking or removal of fifty (50) per cent or less of any building or structure incidental to or necessary in connection with the repair, alteration or enlargement of such building or structure.
- 8-1512 Fences or Barricades. Fences or barricades shall be required for buildings and structures adjacent to street and alley lines. For buildings not exceeding twenty-two (22) feet high such fence shall not be less than seven (7) feet from the building. For buildings exceeding twenty-two (22) feet in height the fence shall not be less than nine (9) feet from the building. These fences or barricades shall not be less than six (6) feet in height, and shall be built of three-quarter ($\frac{3}{4}$) inch boards laid tight together and securely fastened to four (4) inch by four (4) inch uprights, set not over four (4) feet apart with two (2) inch by six (6) inch bracing and

girts. The posts shall be securely set and braced to prevent buckling or overturning.

- 8-1513 The fence shall be continued past each end of the building a distance equal to the required distance from the face of the building and returned back to the property line at each end, but no such fence shall extend beyond the lot line of the property upon which the building is located without the consent of the adjoining owner. Wherever the fence cannot be continued past the end of the building the required distance, a sidewalk cover, or other effective protection shall be provided to guard the public from falling materials. These fences may be omitted where the building is not over thirty-five (35) feet high and is set back twenty (20) feet from the street or alley line.
- 8-1514 For buildings over thirty-five (35) feet in height similar fences may be used if fifteen (15) feet or more from the building except that the boards on such fence shall be nominal two (2) inch plank. Fences shall also be provided at each alternate story unless the fence is at least twenty-five (25) feet from the building. In the storage of material, erection of fences or barricades, care shall be taken to leave fire hydrants easily accessible.
- 8-1515 Sidewalk Bridges. Bridges or sidewalk covers shall be provided over all sidewalks or alleys in all cases where it is not permissible to use a fence as required. The cover or bridge for sidewalks, streets or alleys shall not be less than eight (8) feet wide overall and the inner edge shall be located not less than seven (7) feet from the exterior wall of the building. The frame of the bridge shall be designed to carry at least one hundred fifty (150) pounds per square foot and the top deck shall be designed to carry not less than two hundred fifty (250) pounds per square foot. Nominal two (2) inch planking shall not span more than three (3) feet. The roof of the bridge shall be made water-tight and suitable provision shall be made for lighting the walk under the bridge by means of at least fifty (50) watt electric lights placed twelve (12) feet on center. The clear ceiling height above the sidewalk under the bridge shall not be less than eight (8) feet six (6) inches except the lower ends of knee braces which shall be located not less than six (6) feet six (6) inches above the sidewalk.

- 8-1516 The inner wall of the bridge shall be sheathed with nominal two (2) inch plank from the sidewalk to the top of the bridge. A substantial two (2) inch plank barricade not less than four (4) feet high shall be provided on the outer edge of the roof, well braced posts shall be knee braced in both directions by two (2) by six (6) pieces at an angle of forty-five (45) degrees, or other equally effective methods. Posts may be set directly on concrete sidewalks, but should there be no concrete sidewalks, suitable mud sills and stringers shall be provided for posts and a temporary tight two (2) inch plank sidewalk for full width of bridge provided for its full length. There shall be no handrails or other obstruction on the outer edge of the bridge. Where desired, an iron or structural steel bridge may be constructed in place of the wooden bridge herein specified, but such steel bridge shall be of equivalent strength and dimension and shall be subject to the approval of the Department in each case.
- 8-1517 Fans. In wrecking or extensively remodeling buildings over thirty-five (35) feet high fans shall be provided at each alternate story level in addition to fences and bridges required herein. Such fans shall project from the side of the building not less than six (6) feet, and shall be designed for a live load of one hundred (100) pounds per square foot for a distance of five (5) feet out from the wall line. The lookouts or supports shall be not less than two (2) by twelve (12) joists spiked together and spaced not over eight (8) feet on center, cantilevered on the wall and anchored to beams, girders or joists of building with steel cables or bolts of sufficient strength to withstand the maximum load which can be applied to the fan outside of the building. The entire area of the fan shall be floored with two (2) inch plank laid tight, and solid plank guardrail three (3) feet in height shall be provided on outer edge and ends of the fan rigidly braced and secured to lookouts.
- 8-1518 Before a permit is issued for the wrecking of any building, such application for permit shall be referred to the Department of Health for examination of the premises to determine whether or not rodent extermination procedures are necessary. The applicant must also receive letters from the Indianapolis Power and Light Company, the Indianapolis Water Company, the Citizens Gas & Coke Utility and the Indiana

Bell Telephone Company, indicating that their respective services have been removed and properly capped or sealed. After obtaining the letters from the various utilities and Board of Health, as well as the permission of the Department of Public Works or any such other city departments required for occupancy of any public property, the wrecker shall proceed to erect all required protections and shall then notify the Department to inspect the same before proceeding with the wrecking operations.

8-1519 All roof structures, all signs and other exterior appurtenances shall be removed before wrecking operations are started.

8-1520 The wrecking company, or person who secures the permit for the razing of the structure, will be held responsible for the compliance with these regulations and other laws and ordinances covering this subject. He will also be held responsible and liable for the acts of subcontractors or other persons who do any work of removal or destruction in the wrecking of the building. The methods to be used in wrecking shall not involve undue hazards to the public or unnecessary danger to the workmen and shall be in accordance with good practice. All persons actively engaged in wrecking operations on the job site shall wear a safety hard hat. Crane, back hoe, bulldozer, high loader, ball, clam-bucket, chain, cable and other similar mechanical devices shall not be used to wreck buildings or structures except in individual cases wherein detailed plans and proposed procedures are submitted with the application for wrecking permit and are approved by the building official. Suitable provision shall be made for the disposal of materials which are accumulated during the wrecking operations. No part of the structure shall be overloaded by excessive storage of materials or debris. Chutes, scaffolds, derricks and hoists shall be strong and substantial and safe for the purpose for which they are intended. Materials which in their removal would cause any excessive amount of dust shall be well wet down to prevent the creation of a nuisance. No open fires or other sources of flame except necessary cutting torches will be permitted on the inside of the building which is being wrecked, nor in close proximity to flammable materials outside of the building, and every precaution shall be taken to prevent the possibility of fire.

Blasting and use of explosives shall be done only by a person licensed by the Fire Department to perform such work.

The licensed wrecking contractor or a competent supervisory employee in his employ shall be present at the site while wrecking operations are in progress.

8-1521 The requirements of this Chapter are designated as the minimum necessary for average conditions and in the case of unusual or dangerous situations, adequate provision shall be made and every precaution taken to protect the safety of the public and workmen. All abandoned basements or cellars and holes shall be filled to grade, and all excess materials, rubbish and debris shall not be permitted to remain on the premises above grade. The Fire Department shall be notified before removing standpipes, sprinklers, or fire protection water supplies.

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, as required by law.

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

GENERAL ORDINANCE NO. 133, 1964

Introduced by Councilman Brydenthal.

A ORDINANCE to amend the Municipal Code of Indianapolis, 1951,

General Ordinance No. 140, 1951, as amended, and more particularly Title 8, Chapter 3, thereof, by the addition of a subsection to Section 8-302, prohibiting building or altering buildings or structures without posting surety bond, 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 8, Chapter 3, Section 8-302, of the Municipal Code of Indianapolis, 1951, General Ordinance No. 140, 1951, as amended, be amended by the addition thereto of the following subsections, as follows:

NO.

- 6 No person, firm or corporation shall build or alter any building, install or repair any building within the incorporated areas of Marion County without executing a surety bond in the penal sum of One Thousand (\$1000.00) Dollars, payable to the City of Indianapolis and conditioned that the principal will perform all services or contracts for services according to the regulations, ordinances and statutes governing the same. All funds received from the foregoing bonds shall be used by the City Controller, City of Indianapolis, to reimburse the persons, firms or corporations upon whose premises the violation occurred which gave rise to the action upon the aforesaid bond.
- 7 The surety bond referred to in the foregoing section shall run for a term of one (1) year beginning on the first day of January of each year and shall be approved by and deposited with the Building Commissioner's Office of the City of Indianapolis, failure to file such bond when due shall be grounds for revocation by the City Building Commissioner, of all permits issued by the said Commissioner to the person, firm or corporation of whom said bond is required. Provided, however, that the foregoing section shall not apply to any person who performs such services upon his own premises, a building permit is the only requirement.
- 8 The Surety Bond referred to shall apply to all Builders or Contractors performing work which exceeds the cost of One Hundred (\$100.00) Dollars, this will include buildings, new homes, additions, alternations, siding, roofing, garages, carports, etc.

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 Parks

GENERAL ORDINANCE NO. 134, 1964.

Introduced by Councilman Brydenthal.

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 any time 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 8, Section 4-812 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	SIDE	FROM	TO
430	West Michigan Street	Both	Blake Street	White River Parkway, East Drive

Section 2. This amendment shall be subject to the penalties as provided in Title 4, Chapter 8, Section 4-812 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 as required by law.

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

GENERAL ORDINANCE NO. 135, 1964.

Introduced by Councilman Brydenthal.

AN ORDINANCE to amend the Municipal Code of Indianapolis, 1951,

General Ordinance No. 140, 1951, as amended, and more particularly Title 4, Chapter 9 thereof, by the addition of sub-sections to Section 4-902, establishing 2 hour parking meter zones, 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 9, Section 4-902 of the Municipal Code of Indianapolis, 1951, General Ordinance No. 140, 1951, as amended, be amended by the addition thereto, of the following subsections, as follows:

NO.

- 53 Both sides of Pennsylvania Street between St. Clair and 16th Streets. All side streets between Meridian and Pennsylvania Streets, which are both sides of East 9th Street, South side of St. Joseph Street, North side of East 11th Street and the South side of East 14th Street only
- 54 Both sides of the 100 block of West Fall Creek Parkway North Drive, and both sides of the 2500 block of North Illinois Street and North Capitol Avenue.
- 55 The General Hospital Off-Street Parking Lot that is located between the North side of the Hospital and the South side of West 10th Street.
- 56 The East side of the 1800 block of North Capitol Avenue.

Section 2. This amendment shall be subject to the penalties as provided in Title 4, Chapter 9, Section 4-920 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 as required by law.

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

GENERAL ORDINANCE NO. 136, 1964.

Introduced by Councilman Deluse.

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 any time, 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 8, Section 4-812 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	SIDE	FROM	TO
428	Rural	West	Keystone Way	Pruitt Street
429	West 10th	South	Wilson Street	White River Parkway

Section 2. This amendment shall be subject to the penalties as provided in Title 4, Chapter 8, Section 4-831 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 as required by law.

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

GENERAL ORDINANCE NO. 137, 1964

Introduced by Councilman Moriarty.

AN ORDINANCE to amend the Municipal Code of Indianapolis, 1951,

General Ordinance No. 140, 1951, as amended, and more particularly Title 4, Chapter 9 thereof, by the deletion and repeal of subsections to Section 4-911 providing for parking meters on certain streets for 24 hours per day, 7 days a week, 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 9, Section 4-911 of the Municipal Code of Indianapolis, 1951, General Ordinance No. 140, 1951, as amended, be amended by the deletion and repeal thereof, of the following subsections, as follows:

NO.

- 4 (1) Both sides of Jackson Place, North Drive,
between Illinois Street and McCrea Street.
- 4 (2) The North side of Jackson Place, South Drive,
between Illinois Street and McCrea 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 Finance.

GENERAL ORDINANCE NO. 138, 1964.

Introduced by Councilman Brydenthall.

AN ORDINANCE to amend the Municipal Code of Indianapolis, 1951, General Ordinance No. 140, 1951, as amended, and more particularly Title 8, Chapter 4, thereof, by the amendment of Sections 8-401 and 8-402, providing for license and permit fees for construction and other work, 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 8, Chapter 4, Sections 8-401 and 8-402, of the Municipal Code of Indianapolis, 1951, General Ordinance No. 140, 1951, as amended, be amended to read as follows:

8-401 Fee Paid to City Controller — (1) All fees for permits which are required to be paid by any section of this chapter, or elsewhere in this title and Municipal Code, shall be paid to the City Controller when such permits are issued by him, with the approval thereof by the Building Commissioner. (2) The square footage as required hereinafter shall be measured to include the total floor area of the building, measured from outside to outside of enclosing walls and omitting basement areas devoted exclusively to utility purposes.

8-402 Fee for New Construction, Additions, Alterations and Repairs — Fees for the issuance of the permits provided for by this title, shall be in the amounts now or hereafter prescribed. Such fees for various kinds of construction work, and inspections, shall be as follows:

(1) Industrial Buildings, Supermarkets, Public Garages, etc. The permit fee for new structures or additions to existing structures, whereby ground area is increased, shall be seventy-five cents (75c) for each 100 square feet or fraction thereof. Minimum fee shall be forty dollars (\$40.00).

(2) Public Buildings, Schools, Churches and similar Buildings for non-profit organizations:

The permit fee for new structures or additions to existing structures, whereby ground area is increased, shall be fifty cents (50c) for each 100 square feet, or fraction thereof. Minimum fee shall be twenty dollars (\$20.00).

(3) Structural Alterations or Additions above First Floor and where cost exceed One Hundred Dollars (\$100.00).

The permit fee for making structural alterations where cost exceeds One Hundred Dollars (\$100.00) or making additions only above the first floor of any building or structure shall be based on the cost of doing such work at the rate of Four Dollars (\$4.00) per thousand dollars of cost or fraction thereof. Minimum fee shall be ten dollars (\$10.00).

(4) Other buildings — The permit fee for all other new buildings whereby ground area covered is increased, shall be One Dollar (\$1.00) for each 100 square feet or fraction thereof.

Minimum fee for private accessory building \$4.00
 Minimum fee for One and Two Unit Dwellings \$10.00
 Minimum fee for Commercial Buildings \$40.00
 Minimum fee Multiple Residential Buildings \$40.00
 Minimum fees for other not otherwise shown \$40.00

(5) Where the square footage cannot be figured the permit fee shall be based on an estimated cost of construction at the rate of \$4.00 per one thousand dollars of cost, or fraction thereof.

(6) (7) (8) and (9) remain unchanged.

(10) Wrecking. The permit fee to wreck any structure shall be as follows:

For garages and similar accessory buildings—\$10.00
 For one and two unit houses—\$15.00
 For Apartment up to eight units—\$50.00
 For Apartment over eight units—\$75.00
 For each additional story in height add—\$5.00

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

GENERAL ORDINANCE NO. 139, 1964

Introduced by Councilman Moriarty.

AN ORDINANCE authorizing the Department of Finance, City Controller of the City of Indianapolis, to purchase through its duly authorized Purchasing Agent, certain equipment to be paid for out of funds to be derived from the use of said equipment, and fixing a time when the same shall take effect.

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

Section 1. That the Department of Finance, City Controller, of the City of Indianapolis, Indiana, be and the same is hereby empowered and authorized to contract for purchase and to purchase, through its duly authorized Purchasing Agent, one hundred (100) Vandal Proof Meters for the Parking Meter Department on a division of income plan, to-wit: that the price of said equipment shall be paid for by dividing on an equitable basis the income from said parking meters when in place, a certain portion going to the supplier of the equipment, and a certain portion going to the Parking Meter Fund. Said equipment is to be purchased from the lowest and best bidder, or bidders, whose bids have been received and opened in public by said Department after advertisement thereof, as provided by law, and the total cost of said equipment shall not exceed the sum of money heretofore appropriated or available for the use of said Department.

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

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

GENERAL ORDINANCE NO. 140,1964

Introduced by Councilman Cummings.

AN ORDINANCE to amend the Municipal Code of Indianapolis, 1951, General Ordinance No. 140, 1951, as amended, and more particularly Title 4, Chapter 12 thereof, by the amendment of Section 4-1205, providing five (5) days rather than seventy-two (72) hours in which traffic violators may compromise violations at the Traffic Violations Bureau 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 12, Section 4-1205 of the Municipal Code of Indianapolis, 1951, General Ordinance No. 140, 1951, as amended, be amended after the words ". . . (7) the date of the violation." to read as follows:

The copy of the notice served upon the violator, or his representative, or the owner of the vehicle, shall also state that the violator, or such other person, shall appear in person, or by attorney or agent, with his license or permit to drive or operate motor vehicles, issued by the State of Indiana, at the office of the traffic bureau within five days of the hour of twelve o'clock noon, eastern standard time, or other standard time prescribed by law, of the date of such violation appearing upon such notice, and the violator so appearing shall have the privileges accorded in this chapter; Provided, however, That if said period of five days shall expire upon a Sunday or a legal holiday, then said period of time in which such violator must appear shall be extended twenty-four additional hours. No notice of any traffic violation shall be served upon a violator, if such violation shall have resulted in or contributed to the occurrence of personal injuries or damage to property, or have occurred while in the commission of a felony, but in such event the officer shall proceed to make an arrest for the violation, as now provided by law therefor.

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 as required by law.

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

GENERAL ORDINANCE NO. 141, 1964

Introduced by Councilman Moriarty.

AN ORDINANCE to amend the Municipal Code of Indianapolis, 1951, General Ordinance No. 140, 1951, as amended, and more particularly Title 4, Chapter 11 thereof, by the addition of a subsection to Section 4-1101, providing authority for impounding vehicles which have had two or more unpaid parking violations, 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 11, Section 4-1101 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:

(A) Any vehicle which has been involved in two or more violations of traffic ordinances of this City for which notices of traffic violations have been issued pursuant to Title 4, Chapter 12 of this Code and which said notices of traffic violations have not been paid, presented for compromise payment, or slated into court pursuant to Title 4, Chapter 12, Section 4-1205 or Section 4-1207, is hereby declared a public nuisance, and any police officer discovering any such vehicle may, independent of any penalties and remedies for such previous violations, and failure to compromise or appear therefore, may remove such vehicle or cause such vehicle to be removed, to any place of impoundment as provided in this Chapter 11, where the same shall be impounded and detained as set forth in Section 4-1101 above, and as set forth hereinafter in this Chapter, and said vehicle shall be released only as provided in Section 4-1101 above.

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 Safety.

GENERAL ORDINANCE NO. 142, 1964

Introduced by Councilman Cummings.

AN ORDINANCE authorizing the Board of Flood Control 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.

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

Section 1. That the Board of Flood Control of the City of Indianapolis be and the same is hereby authorized and empowered to

purchase through its duly authorized Purchasing Agent, the herein-after designated equipment to be used by the Department as indicated. The said equipment to be purchased from the lowest and best bidder, or bidders, whose bids have been received and opened in public by said Board after advertisement therefor, as provided by law, and the total cost of said equipment shall not exceed the sum of money heretofore appropriated or available for the use of said Board.

BOARD OF FLOOD CONTROL

Req. No. 6799.....1 only Dump Truck.....\$3,169.50

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

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

SPECIAL ORDINANCE NO. 16, 1964

Introduced by Councilman Kuykendall.

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

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

Section 1. That the City of Indianapolis, Indiana, be and the same is hereby extended so as to include the following described territory, which is hereby annexed to and made a part of the territory constituting the City of Indianapolis, Indiana, and described as follows, to-wit:

Lots Numbered 2 and 181 in Sunset Park, an Addition to the City of Indianapolis, being the Sub-Division of the part of the west half of the North East quarter of Section numbered 13, in Township 15 North, of Range 2 East of the Second Principal

Meridian, in Marion County, Indiana, the plat of which addition appears of record in the office of the Recorder of Marion County, Indiana, in Plat Book 21 at page 150 thereof, including a triangular section of Morris Street and described as follows, to-wit:

Beginning at a point at the present corporation line of the City of Indianapolis on the South line of U. S. 40, 887 feet West of the East line of the West half of the Northeast quarter of Section 13, Township 15 North, Range 2 East; thence South on and along the West line of Lots Numbered 2 and 181 in said Sunset Park Addition, being the East line of Waldemer Avenue, to the Southwest corner of said Lot 181; thence East on and along the South line of said Lot 181, 127 feet to the East line of said Lot; thence North on and along the East line of said Lot 181, 50 feet to the North line of said Lot 181; thence West on and along the North line of said Lot 181, 75 feet to a point where said line intersects the East line of Lot 2 in Sunset Park Addition; thence North on and along said East line of said Lot 2 to a point at the present corporation's limits of the City of Indianapolis on the South line of said U. S. 40; thence in a Southwesterly direction on and along said South line of U. S. 40 being the present corporation's line of the City of Indianapolis to the place of beginning.

Section 2. This ordinance shall be in full force and effect from and after its passage, approval by the Mayor, and publication according to law.

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

SPECIAL RESOLUTION NO. 15, 1964

Introduced by Councilman Brydenthal.

WHEREAS, in the year of 1964, Miss Kathy Ellis of the Riviera Swim Team, was a member of the United States Olympic Team, competing in Tokyo, Japan, and

WHEREAS, she brought honor and recognition to our city by her outstanding performance, and

WHEREAS, she is the first Indianapolis swimmer to win four Olympic Medals in the history of our city:

GOLD MEDAL	400 Meter Freestyle Relay
GOLD MEDAL	400 Meter Medley Relay
BRONZE MEDAL	100 Meter Freestyle
BRONZE MEDAL	100 Meter Butterfly

NOW THEREFORE BE IT RESOLVED BY THE COMMON COUNCIL OF THE CITY OF INDIANAPOLIS:

That in grateful appreciation, the Common Council of the City of Indianapolis, Indiana, does hereby commend

MISS KATHY ELLIS

representing the fine youth of our city, for her outstanding achievements and her excellent team spirit and fine sportsmanship.

ALSO, her outstanding coach, Mr. Eugene Lee, for his demonstrated and masterful ability and knowledge of the sport and for imparting that knowledge to those under his tutelage, and

ALSO, to the management of the "Riviera Club" for their dedicated effort, ability, perseverance and determination in providing the best facilities and accommodations for swimming for more than thirty years, and all other tangible effects in the successful operation of the Riviera Swimming Team.

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

Adopted by the Common Council of the City of Indianapolis this 21st day of December, 1964.

JOSEPH C. WALLACE, President

MAX E. BRYDENTHAL	THOMAS C. HASBROOK
REV. JAMES L. CUMMINGS	RUFUS C. KUYKENDALL
ALBERT O. DELUSE	R. THOMAS MCGILL
HAROLD J. EGENES	DANIEL P. MORIARTY

ATTEST:

ANGELINE ALLSTATT, City Clerk

And the Mayor of the City of Indianapolis, Indiana joins with the Common Council in the above and foregoing Special Resolution.

JOHN J. BARTON, Mayor
City of Indianapolis

SPECIAL RESOLUTION NO. 16, 1964

Introduced by Councilman Brydenthal.

A RESOLUTION OF THE CITY OF INDIANAPOLIS, INDIANA,
APPROVING THE ISSUANCE OF BONDS, NOTES, INTERIM
CERTIFICATES, DEBENTURES OR OTHER EVIDENCES OF
INDEBTEDNESS BY THE HOUSING AUTHORITY OF THE
CITY OF INDIANAPOLIS

WHEREAS, the Housing Authority of the City of Indianapolis, Indiana (herein called the "Authority") is a body corporate and politic, organized and existing under and by virtue of the Housing Authorities Act of Indiana (herein called the "Act"), and

WHEREAS, the Authority is desirous of issuing Bonds, Notes, Interim Certificates, Debentures and other evidences of indebtedness (herein collectively referred to as "Bonds") for the purpose of obtaining funds for the financing of the development and operation of low-rent public housing projects, and

WHEREAS, a notice that a public hearing to consider the advisability of approving the issuance of said Bonds would be held on the 21st day of December, 1964, at 7:30 P.M., in the Council Chamber at the City-County Building in the City of Indianapolis, Indiana, was published in the Indianapolis Commercial, a newspaper of general circulation in the City of Indianapolis, Indiana, on December 11 and December 18, 1964, and

WHEREAS, a public hearing was held at the date, time and place above mentioned, and

WHEREAS, the Common Council of the City of Indianapolis, Indiana, believing and having found that the issuance of such evidences of indebtedness aforesaid would be in the best public interest, wishes and desires to approve the issuance of Bonds, Notes, Interim Certificates, Debentures and other evidences of indebtedness by said Authority as provided in Section 48-8114, Burns' Indiana Statutes Annotated;

NOW, THEREFORE, BE IT RESOLVED by the Common Council of the City of Indianapolis, Indiana, as follows:

Section 1. That the issuance, sale and delivery by the Housing Authority of the City of Indianapolis, Indiana, of bonds, notes, interim certificates, debentures and other evidences of indebtedness, for the purpose of financing the corporate purposes of said Authority, including but not limited to, the construction and operation of low-rent housing projects, is hereby authorized and approved. Such obligations and evidences of indebtedness shall be in such amounts and in such form as may be from time to time authorized by resolution of said Authority.

Section 2. This Resolution shall be in full force and effect from and after its passage.

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

SPECIAL RESOLUTION NO. 17, 1964

Introduced by Councilman Brydenthall.

RESOLUTION RATIFYING, CONFIRMING, APPROVING
AND READOPTING RESOLUTIONS PERTAINING TO
THE HOUSING AUTHORITY OF THE CITY OF
INDIANAPOLIS, INDIANA

WHEREAS, the Public Housing Administration of the Federal Government having raised some questions on the procedure as to the validity of certain resolutions pertaining to the Housing Author-

ity of the City of Indianapolis, Indiana, which have been considered and voted upon by the Common Council since March 23, 1964,

NOW THEREFORE, BE IT RESOLVED:

1. That all Resolutions, of whatsoever nature, pertaining to the Housing Authority of the City of Indianapolis, Indiana, which were considered and voted upon by the Common Council of the City of Indianapolis on or after March 23, 1964, be and are hereby ratified, confirmed, approved and readopted.

2. That this Resolution shall take effect immediately.

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

ORDINANCES ON SECOND READING

Mr. Moriarty called for second reading of Appropriation Ordinance No. 24, 1964. The Clerk read the Ordinance for a second time.

Mr. Moriarty moved, seconded by Mr. Deluse that Appropriation Ordinance No. 24, 1964 be 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:

Aye 6 viz: Mr. Brydenthal, Rev. Cummings, Mr. Deluse, Mr. Egenes, Mr. Moriarty and President Wallace.

Noes 2 viz: Mr. Hasbrook and Mr. Kuykendall.

Mr. Moriarty called for Appropriation Ordinance No. 25, 1964 to be read a second time. The ordinance was read by the Clerk.

Mr. Moriarty moved that Appropriation Ordinance No. 25, 1964 be engrossed, read a third time and placed upon its passage. The motion was seconded by Mr. Brydenthal. After the Ordinance was read a third time by the Clerk it passed on the following roll call:

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

Noes 1 viz: Mr. Kuykendall.

Mr. Moriarty called for General Ordinance No. 128, 1964 be read a second time. The Clerk read the Ordinance a second time.

Mr. Moriarty moved, seconded by Mr. Brydenthal that General Ordinance No. 128, 1964 be engrossed, read a third time and placed upon its passage. The Clerk read the Ordinance a third time and it passed on the following roll call:

Ayes 8 viz: Mr. Brydenthal, 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. 129, 1964 which was read by the Clerk.

Mr. Moriarty moved that General Ordinance No. 129, 1964, be ordered engrossed, read a third time and placed upon its passage. Mr. Deluse seconded the motion. The Clerk read the Ordinance for a third time and it passed on the following roll call:

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

Noes 1 viz: Mr. Kuykendall.

Mr. Moriarty asked for a second reading of General Ordinance No. 130, 1964. The Clerk read the Ordinance.

On motion of Mr. Moriarty, seconded by Mr. Deluse, General Ordinance No. 130, 1964 was ordered engrossed, read a third time and placed upon its passage. After the ordinance was read a third time it passed on the following roll call:

Ayes 6 viz: Mr. Brydenthal, Rev. Cummings, Mr. Deluse, Mr. Egenes, Mr. Moriarty and President Wallace.

Noes 2 viz: Mr. Hasbrook and Mr. Kuykendall.

Mr. Moriarty called for second reading of Special Ordinance No. 14, 1964. The Clerk read the Ordinance a second time.

Mr. Brydenthal made a motion that Special Ordinance No. 14, 1964 be stricken from the records. The motion was seconded by Mr. Deluse and it passed on the following roll call:

Ayes 6 viz: Mr. Brydenthal, Rev. Cummings, Mr. Deluse, Mr. Egenes, Mr. Hasbrook, and President Wallace.

Noes 2 viz: Mr. Kuykendall and Mr. Moriarty.

Mr. Brydenthal called for General Ordinance No. 123, 1964 to be read a second time. The Clerk read the ordinance for a second time.

On motion of Mr. Brydenthal, seconded by Mr. Deluse, General Ordinance No. 123, 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:

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

Mr. Brydenthal asked for a second reading of General Ordinance No. 125, 1964. The Clerk read the Ordinance a second time.

Upon motion of Mr. Brydenthal, seconded by Mr. Kuykendall, General Ordinance No. 125, 1964 was ordered engrossed, read a third time and placed upon its passage. After being read a third time it passed on the following roll call:

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

Mr. Deluse called for a second reading of General Ordinance No. 120, 1964. The Clerk read the Ordinance for a second time.

On motion of Mr. Deluse, seconded by Mr. Kuykendall,

General Ordinance No. 120, 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:

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

Noes 1 viz: Mr. Moriarty.

Mr. Deluse called for a second reading of General Ordinance No. 126, 1964. The Clerk read the Ordinance for a second time.

Mr. Deluse moved that General Ordinance No. 126, 1964 be ordered engrossed, read a third time and placed upon its passage. The motion was seconded by Mr. Kuykendall. After the ordinance was read a third time by the Clerk it passed on the following roll call:

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

Mr. Deluse asked for a second reading of General Ordinance No. 127, 1964. The Clerk read the Ordinance for a second time.

On motion of Mr. Deluse, seconded by Mr. Brydenthal, General Ordinance No. 127, 1964 was ordered engrossed, read a third time and placed upon its passage. After being read a third time it passed on the following roll call:

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

Rev. Cummings asked for a second reading of General Ordinance No. 122, 1964. The Clerk read the Ordinance for a second time.

Upon motion of Rev. Cummings, seconded by Mr. Kuykendall, General Ordinance No. 122, 1964 was ordered engrossed, read a third time and placed upon its passage. After being read a third time it passed on the following roll call:

Ayes 6 viz: Mr. Brydenthal, Rev. Cummings, Mr. Deluse, Mr. Egenes, Mr. Kuykendall and Mr. Moriarty.

Noes 2 viz: Mr. Hasbrook and President Wallace.

Mr. Hasbrook asked that Special Ordinance No. 15, 1964 be read a second time. The Clerk read the Ordinance for a second time.

On motion of Mr. Hasbrook, seconded by Mr. Brydenthal Special Ordinance No. 15, 1964 was ordered engrossed, read a third time and placed upon its passage. After being read a third time by the Clerk it passed on the following roll call:

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

Mr. Egenes called for a second reading of General Ordinance No. 124, 1964. The Clerk read the Ordinance a second time.

Upon motion of Mr. Egenes, seconded by Rev. Cummings General Ordinance No. 124, 1964 was ordered engrossed, read a third time and placed upon its passage. After being read a third time by the Clerk it passed on the following roll call:

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

Mr. Brydenthal asked that the Council consider Special Resolution No. 15, 1964. The Clerk read the Special Resolution.

Mr. Brydenthal moved, seconded by Mr. Deluse, that the rules be suspended to consider said Resolution. The motion passed on the following roll call:

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

Mr. Brydenthal presented the Committee report which was read by the Clerk.

Indianapolis, Indiana

December 21, 1964

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

Gentlemen:

We, your Committee on Parks to whom was referred Special Resolution No. 15, 1964, entitled

WHEREAS, in the year of 1964, Miss Kathy Ellis of the Riviera Swim Team, was a member of the United States Olympic Team, competing in Tokyo, Japan, and

WHEREAS, she brought honor and recognition to our city by her outstanding performance, and

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

Max E. Brydenthal, Chairman
James L. Cummings
Daniel P. Moriarty

Mr. Kuykendall moved, seconded by Mr. Brydenthal, that Special Resolution No. 15, 1964 be engrossed, read a third time and placed upon its passage under suspension of rules.

After being read by the Clerk a third time it passed on the following roll call under suspension of rules.

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

Mr. Brydenthal moved that the rules be suspended so the Council could consider Special Resolution No. 16, 1964. The motion was seconded by Mr. Moriarty. The Clerk read the Special Resolution and the motion passed on the following roll call:

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

President Wallace called for a Committee report on Special Resolution No. 16, 1964. Mr. Moriarty presented the Committee report which was read by the Clerk.

Indianapolis, Indiana
December 21, 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 Special Resolution No. 16, 1964, entitled

A Resolution of the City of Indianapolis, Indiana, approving the issuance of Bonds, Notes, Interim Certificates, Debentures or other evidences of Indebtedness by the Housing Authority of the City of Indianapolis.

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

Mr. Brydenthal moved that Special Resolution No. 16, 1964 be engrossed, read a third time and placed upon its passage under suspension of rules. The motion was seconded by Mr. Kuykendall.

The Clerk read the Resolution and it passed under suspension of rules on the following roll call:

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

Mr. Brydenthal asked for suspension of rules to consider Special Resolution No. 17, 1964. The Clerk read Special Resolution No. 17, 1964 again.

Mr. Kuykendall made a motion to suspend the rules so that Special Resolution No. 17, 1964 could be considered. Rev. Cummings seconded the motion and it passed on the following roll call:

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

Mr. Moriarty presented the Committee report which was read by the Clerk.

Indianapolis, Indiana
December 21, 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 Special Resolution No. 17, 1964, entitled

RESOLUTION ratifying, confirming, approving and re-adopting resolutions pertaining to the Housing Authority of the City of Indianapolis, Indiana

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

Daniel P. Moriarty, Chairman
A. O. Deluse
James L. Cummings
Max E. Brydenthal

Mr. Kuykendall moved, seconded by Mr. Brydenthal that Special Resolution No. 17, 1964 be engrossed, read again and placed upon its passage under suspension of rules. After being read for a third time by the Clerk the Resolution passed under suspension of rules on the following roll call:

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

Mr. Brydenthal asked for suspension of rules to again consider Special Resolution No. 10, 1964 which was passed on October 5, 1964. Mr. Brydenthal asked for a reading of the Special Resolution which was read by the Clerk.

SPECIAL RESOLUTION NO. 10, 1964

RESOLUTION AUTHORIZING EXECUTION
OF A COOPERATION AGREEMENT

WHEREAS, the Housing Authority of the City of In-

dianapolis, 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 nondwelling rents (excluding all other income of such Project), less the cost to the Local Authority of all dwelling and nondwelling utilities.

(d) The term "Slum" shall mean any area where dwellings predominate which, by reason of dilapida-

tion, 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 Projects (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 Project 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

By
John J. Barton, Mayor

(SEAL)

Attest:

Angeline Allstatt, City Clerk

HOUSING AUTHORITY OF THE
CITY OF INDIANAPOLIS
INDIANA

By
Robert A. Efrogmson, Chairman

(SEAL)

Attest:

Mr. Brydenthall moved that the rules be suspended, Mr. Kuykendall seconded, so Special Resolution No. 10, 1964 could again be considered for re-passage. The motion passed on the following roll call:

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

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

President Wallace assigned the Special Resolution to the Finance Committee. Mr. Moriarty presented the Committee report which was read by the Clerk.

Indianapolis, Indiana
December 21, 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 Special Resolution No. 10, 1964, entitled

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 units, and

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

Daniel P. Moriarty, Chairman
Max E. Brydenthal
James L. Cummings
A. O. Deluse

Mr. Brydenthal moved that the Resolution be engrossed, read a third time and placed upon its passage under suspension of rules. The Motion was seconded by Rev. Cummings and after being read a third time the Resolution passed on the following roll call vote under suspension of rules.

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

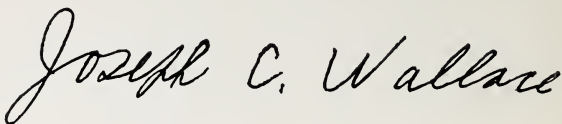
Mr. Brydenthal brought the requested increase of the bus fares, asked by the Transit Company, to the attention of members of the Council.

The members suggested it should be referred to the Legal Department.

Upon motion of Mr. Kuykendall, seconded by Mr. Deluse the Council adjourned at 10:15 P.M.

We hereby certify that the above is a full and true and complete record of the proceedings of the Common Council of the City of Indianapolis held on the 21st day of December, 1964 at 7:30 P.M.

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



JOSEPH C. WALLACE
President

ATTEST:



ANGELINE ALLSTATT
City Clerk

(SEAL)