

REGULAR MEETING

Monday, May 3, 1965, 7:30 P.M.

The regular meeting of the Common Council of the City of Indianapolis was held in the Council Chambers of the City-County Building on Monday, May 3, 1965 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. McGill and President Wallace.

Absent: Mr. Moriarty.

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

President Wallace introduced two Boy Scouts and their Scoutmaster to the audience. They were Robert Lather, Roger Bender and Scoutmaster Jim Carson of Troop 422.

President Wallace called for the reading of Communications from the Mayor and other City Officials.

COMMUNICATIONS FROM THE MAYOR

April 26, 1965

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:

SPECIAL ORDINANCE NO. 2, 1965

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

GENERAL ORDINANCE NO. 34, 1965 (As Amended)

An Ordinance to amend the Municipal Code of Indianapolis, 1951, General Ordinance No. 140, 1951, as amended, and more particularly Title 6,, Chapter 10 thereof, by the addition of sections defining a food waste disposer and a garbage incinerator, prohibiting the building of a new dwelling with a kitchen or remodeling of an old kitchen, without having either a food waste disposer or garbage incinerator installed in the dwelling, providing a penalty for the violation of same and fixing a time when said amendment shall take effect.

GENERAL ORDINANCE NO. 37, 1965

An Ordinance authorizing the Board of Public Safety 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.

GENERAL ORDINANCE NO. 38, 1965

An Ordinance authorizing the Board of Public Safety 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.

GENERAL ORDINANCE NO. 39, 1965

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.

GENERAL ORDINANCE NO. 42, 1965

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 4-822, prohibiting parking in excess of one and one-half hours between 7:00 A.M. and 6:00 P.M., except on Sundays on Gray Street between Washington Street and Tenth Street and fixing a time when said amendment shall take effect.

GENERAL ORDINANCE NO. 44, 1965

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 of a subsection of Section 4-820, prohibiting parking, stopping or standing between 4:00 P.M. and 6:00 P.M., except on Saturdays and Sundays and holidays, on Sherman Drive, and fixing a time when said amendment shall take effect.

APPROPRIATION ORDINANCE NO. 6, 1965

An Ordinance adjusting and increasing the annual salaries of the present elected officials of the City of Indianapolis, Indiana, and fixing a time when the same shall take effect.

Respectfully submitted,

JOHN J. BARTON,
Mayor

April 26, 1965

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 Ordinance:

GENERAL ORDINANCE NO. 40, 1965

An Ordinance to amend the Municipal Code of Indianapolis, 1951, General Ordinance No. 140, 1951, as amended, and more particularly Title 4, Chapter 8 thereof, by the addition of a subsection to Section 4-834.1 prohibiting parking, stopping or standing between 6:00 A.M. and 9:00 A.M. inclusive, and 3:00 P.M. and 6:00 P.M. inclusive, except on Saturdays and Sundays, on certain designated streets, providing a penalty for the violation of same and fixing a time when said amendment shall take effect.

Respectfully submitted,

JOHN J. BARTON,
Mayor

April 20, 1965

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 Ordinance:

GENERAL ORDINANCE NO. 55, 1965

An Ordinance of the City of Indianapolis authorizing the execution of an amendment to the lease by and between the Indi-

anapolis-Marion County Building Authority, the City of Indianapolis and the Board of Commissioners of the County of Marion, which lease is dated August 3, 1959.

Respectfully submitted,

JOHN J. BARTON
Mayor

COMMUNICATIONS FROM CITY OFFICIALS

Indianapolis, Indiana, May 3, 1965

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

Gentlemen:

Transmitted herewith are twenty-eight copies of General Ordinance No. 54, 1965, to amend the Municipal Code of Indianapolis, 1951, General Ordinance No. 140, 1951, as amended, and more particularly Title 4, Chapter 6 thereof, by the addition of a subsection to Section 4-602, designating certain streets as one-way streets and prohibiting vehicular movement of traffic in the opposite direction thereon, providing a penalty for the violation of same, and fixing a time when said amendment shall take effect.

Respectfully submitted,

MAX E. BRYDENTHAL
Councilman

Indianapolis, Indiana, May 3, 1965

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

Gentlemen:

Transmitted herewith are twenty-eight copies of General Ordi-

nance No. 55, 1965, 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. (This authorization is covered by Req. No. 4876 and Req. No. 4868.)

Respectfully submitted,

R. THOMAS MCGILL
Councilman

Indianapolis, Indiana, May 3, 1965

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

Gentlemen:

Transmitted herewith are twenty-eight copies of General Ordinance No. 56, 1965, authorizing the Board of Public Safety of the City of Indianapolis, to purchase through its duly authorized Purchasing Agent, certain supplies to be paid for out of funds heretofore appropriated or available, and fixing a time when the same shall take effect. (This authorization is covered by Req. No. 8786.)

Respectfully submitted,

A. O. DELUSE
Councilman

Indianapolis, Indiana, May 3, 1965

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

Gentlemen:

Transmitted herewith are twenty-eight copies of General Ordinance No. 57, 1965, establishing certain passenger and/or loading zone in the City of Indianapolis, pursuant to the provisions of the Municipal

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Code of Indianapolis, 1951, General Ordinance No. 140, 1951, as Amended, and fixing a time when the same shall take effect.

Respectfully submitted,

HAROLD J. EGENES
Councilman

Indianapolis, Indiana, May 3, 1965

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

Gentlemen:

Transmitted herewith are twenty-eight copies of General Ordinance No. 58, 1965, to amend the Municipal Code of Indianapolis, 1951, General Ordinance No. 140, 1951, as amended, and more particularly Title 10, Chapter 10 thereof, by the deletion of certain provisions in Section 10-1022, and fixing a time when the same shall take effect.

Respectfully submitted,

RUFUS C. KUYKENDALL
Councilman

Indianapolis, Indiana, May 3, 1965

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

Gentlemen:

Transmitted herewith are twenty-eight copies of General Ordinance No. 59, 1965, to amend the Municipal Code of Indianapolis, 1951, General Ordinance No. 140, 1951, as amended, and more particularly Title 7, Chapter 15 thereof by the amendment of certain sections, sub-sections and sub-sections therein concerning charitable

solicitations, and fixing a time when the said amendment shall take effect.

Respectfully submitted,

THOMAS C. HASBROOK
Councilman

Indianapolis, Indiana, May 3, 1965

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

Gentlemen:

Transmitted herewith are twenty-eight copies of General Ordinance No. 60, 1965, authorizing the Board of Public Safety of the City of Indianapolis, to purchase through its duly authorized Purchasing Agent, certain supplies to be paid for out of funds heretofore appropriated or available, and fixing a time when the same shall take effect. (This authorization is covered by Req. No. 6085.)

Respectfully submitted,

A. O. DELUSE
Councilman

Indianapolis, Indiana, May 3, 1965

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

Gentlemen:

Transmitted herewith are twenty-eight copies of General Ordinance No. 61, 1965, 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 a subsection to Section 4-926, concerning parking meters in the Central Parking District,

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

Respectfully submitted,

A. O. DELUSE
Councilman

Indianapolis, Indiana, May 3, 1965

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

Gentlemen:

Transmitted herewith are twenty-eight copies of General Ordinance No. 62, 1965, authorizing the City of Indianapolis to make temporary loans in amounts totaling Four Hundred Thirty-Two Thousand Dollars (\$432,000.00) for the use of the Board of Trustees of the Indianapolis Police Pension Fund of the City of Indianapolis, at specified times and in specified amounts, in anticipation of and payable out of the current taxes for the Indianapolis Police Pension Fund actually levied for said fund, and in the course of collection for the fiscal year in which said loan is made payable, to be borrowed at such times and in such amounts as is needed during said period and fixing a time when this ordinance shall take effect.

Respectfully submitted,

R. THOMAS MCGILL
Councilman

Indianapolis, Indiana, May 3, 1965

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

Gentlemen:

Transmitted herewith are twenty-eight copies of General Ordi-

nance No. 63, 1965, authorizing the City of Indianapolis to make temporary loans in the amounts totaling Three Hundred Sixty Thousand Dollars (\$360,000.00), for the use of the Board of Trustees of the Indianapolis Firemen's Pension Fund of the City of Indianapolis, in anticipation of and payable out of the current taxes for the Indianapolis Firemen's Pension Fund actually levied for said fund, and in the course of collection for the fiscal year in which said loan is made payable; to be borrowed at such times and in such amounts as is needed during said period; and fixing a time when said ordinance shall take effect.

Respectfully submitted,

R. THOMAS MCGILL
Councilman

Indianapolis, Indiana, May 3, 1965

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

Gentlemen:

Transmitted herewith are twenty-eight copies of General Ordinance No. 64, 1965, authorizing the City of Indianapolis to make temporary loans for the General Fund of the Department of Public Parks in the amount of Seven Hundred Fourteen Thousand Dollars (\$714,000.00), providing for legal notice and the time when said loan shall mature; and fixing a time when the same shall take effect.

Respectfully submitted,

R. THOMAS MCGILL
Councilman

Indianapolis, Indiana, May 3, 1965

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

Gentlemen:

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Transmitted herewith are twenty-eight copies of General Ordinance No. 65, 1965, authorizing the City Controller of the City of Indianapolis to make Temporary Loans in the amount of Four Million Two Hundred Thousand Dollars (\$4,200,000.00), for the use of the General Fund of the City of Indianapolis, in anticipation of current taxes of the City of Indianapolis, actually levied and in the course of collection for the fiscal year in which said loan is made payable, providing for interest to be charged therefor, providing for legal notice, and the time when said loan shall mature.

Respectfully submitted,

R. THOMAS MCGILL
Councilman

Indianapolis, Indiana, May 3, 1965

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

Gentlemen:

Transmitted herewith are twenty-eight copies of General Ordinance No. 66, 1965, approving the contract with the Indianapolis Power & Light Company.

Respectfully submitted,

R. THOMAS MCGILL
Councilman

Indianapolis, Indiana, May 3, 1965

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

Gentlemen:

Transmitted herewith are twenty-eight copies of General Ordinance No. 67, 1965, transferring, reappropriating and reallocating

the sum of Four Thousand and Fifty Dollars (\$4,050.00) from certain funds in the Office of City Clerk and transferring and reappropriating the same to other certain funds in the same office.

Respectfully submitted,

R. THOMAS McGILL
Councilmen

Indianapolis, Indiana, May 3, 1965

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

Gentlemen:

Transmitted herewith are twenty-eight copies of Special Ordinance No. 5, 1965, to authorize and direct the Mayor and the City Clerk to execute a Deed of conveyance for the property heretofore known as Indianapolis City Hospital to the Health and Hospital Corporation of Marion County, an Indiana Municipal Corporation, pursuant to Section 53, Chapter 287 of the Acts of the Indiana General Assembly of 1951, and fixing a time when the same shall take effect.

Respectfully submitted,

R. THOMAS McGILL
Councilman

April 23, 1965

President Lyndon B. Johnson
The White House
Washington, D.C.

Dear Mr. President:

At the last meeting of the Common Council of the City of Indianapolis, held April 19, 1965, a resolution was passed that a letter be written to the President of the United States thanking you for visiting

Indiana to examine the tornado destruction which struck our state on April 11, 1965.

We in Indianapolis were particularly fortunate in that the storm missed the City. We are, however, greatly concerned with the conditions of our neighboring Hoosiers to the north. We deeply appreciate your consideration for the people of Indiana in taking time from a busy schedule to visit the tornado area and in urging the Federal Government to assist our local authorities with the work of reconstruction.

Respectfully yours,

Common Council of the
City of Indianapolis
Joseph C. Wallace, President

On motion of Mr. Kuykendall, seconded by Mr. Deluse the Council recessed at 7:50 P.M. for Committee Hearings.

At that time those present were permitted to be heard on Appropriation Ordinances No. 8 and No. 11, 1965, together with General Ordinances No. 45, 46, 47, 48, 49, 50, 51 and 52, 1965.

The Council reconvened at 8:55 P.M.

President Wallace asked the Clerk to read Committee Reports.

COMMITTEE REPORTS

Indianapolis, Ind., May 3, 1965

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

Gentlemen:

We, your Committee on Finance to whom was referred Appropriation Ordinance No. 8, 1965, entitled

AN ORDINANCE appropriating, transferring and allocating the sum of \$10,000.00 from the anticipated, unexpended and unappropriated balance of the City General Fund and transferring the same to certain funds in the Department of Finance, City Controller for the Community Action Against Poverty of Greater Indianapolis

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

R. THOMAS MCGILL, Acting Chairman
MAX E. BRYDENTHAL
A. O. DELUSE

Indianapolis, Ind., May 3, 1965

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

Gentlemen:

We, your Committee on Finance to whom was referred Appropriation Ordinance No. 11, 1965, entitled

AN ORDINANCE, appropriating, transferring, reappropriating and reallocating the sum of Six Thousand Dollars (\$6,000.00), from a certain specific, designated item and fund in the Department of Finance, Parking Meter Division, of the City of Indianapolis, to a certain other designated item and fund in the same department, created by virtue of the 1965 Budget, General Ordinance No. 86, 1964, as amended, declaring an emergency and fixing a time when the same shall take effect,

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

R. THOMAS MCGILL, Acting Chairman
MAX E. BRYDENTHAL
A. O. DELUSE

Indianapolis, Ind., May 3, 1965

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. 45, 1965, entitled

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

Police Servi-car with Police Equipment -----	\$11,745.50
11 Silver Motorcycle FL -----	16,846.75
	<hr/>
	\$28,592.25

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

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

Indianapolis, Ind., May 3, 1965

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. 46, 1965, entitled

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

Purchasing Agent, certain supplies to be paid for out of funds heretofore appropriated or available, and fixing a time when the same shall take effect.

1400 Tanks (more or less) Medical Oxygen -----\$3,280.00

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

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

Indianapolis, Ind., May 3, 1965

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. 47, 1965, entitled

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

3 Truck Chassis & Body -----\$5,713.47

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

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

Indianapolis, Ind., May 3, 1965

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. 48, 1965, entitled

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

1 Panel Truck	-----	\$2,357.65
4 Automobiles	-----	4,810.20
		<hr/>
		\$10,767.85

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

ALBERT O. DELUSE, Chairman
HAROLD J. EGENES
RUFUS C. KUYKENDALL
R. THOMAS MCGILL

Indianapolis, Ind., May 3, 1965

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 to General Ordinance No. 49, 1965, entitled

AN ORDINANCE to amend the Municipal Code of Indianapolis, 1951, General Ordinance No. 140, 1951, as amended, and more particularly Title 7, Chapter 10, Sections 7-1001 and 7-1003

thereof fixing certain definitions for said Chapter and requiring licenses for certain junk dealers and peddlers, respectively, 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.

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

Indianapolis, Ind., May 3, 1965

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 General Ordinance No. 50, 1965, entitled

AN ORDINANCE to amend Section 5-2801 of Title 5, Chapter 28, of the Municipal Code of Indianapolis, 1951, 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
JAMES L. CUMMINGS
RUFUS C. KUYKENDALL
DANIEL P. MORIARTY

Indianapolis, Ind., May 3, 1965

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 General Ordinance No. 51, 1965, entitled

AN ORDINANCE to amend Section 9-209 of Title 9, Chapter 2, of the Municipal Code of Indianapolis, 1951, 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
JAMES L. CUMMINGS
RUFUS C. KUYKENDALL,
THOMAS C. HASBROOK

Indianapolis, Ind., May 3, 1965

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. 52, 1965, entitled

AN ORDINANCE to amend the Municipal Code of Indianapolis, 1951, General Ordinance No. 140, 1951, as amended, and more particularly Title 10, Chapter 10, Section 10-1006, sub-section (2) thereof regarding discharging fire arms within the City of Indianapolis, 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.

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

President Wallace asked for introduction of New Ordinances which were read by the Clerk for the first time.

INTRODUCTION OF NEW ORDINANCES

GENERAL ORDINANCE NO. 54, 1965

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 6, thereof, by the addition of a subsection to Section 4-602, designating certain streets as one-way streets and prohibiting vehicular movement in the opposite direction thereon, providing a penalty for the violation of same, and fixing a time when said amendment shall take effect.

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

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

No.	Street	From	To	Direction Traffic Shall Move
161.	New York Street	Harding Street	White River Pkwy., W. Drive	East

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. 55, 1965

Introduced by Councilman McGill:

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.

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

Section 1. That the Board of Public Works of the City of Indianapolis, be and the same is hereby authorized and empowered to purchase through its duly-authorized Purchasing Agent, the hereinafter designated equipment to be used by the Department as indicated. 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 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 PUBLIC WORKS CIVIL ENGINEERING

Req. No. 4876—2 only ¼ ton Pickup Trucks -----	\$4,563.14
Req. No. 4868—1 Two ton Truck -----	\$4,297.95

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.

GENERAL ORDINANCE NO. 56, 1965

Introduced by Councilman Deluse:

AN ORDINANCE authorizing the Board of Public Safety of the City

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

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

Section 1. That the Board of Public Safety of the City of Indianapolis be and the same is hereby authorized and empowered to purchase through its duly authorized Purchasing Agent, the hereinafter designated supplies to be used by the Department as indicated. Said supplies are 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 supplies shall not exceed the sum of money heretofore appropriated or available for the use of said Board.

BOARD OF PUBLIC SAFETY
POLICE DEPARTMENT

Req. No. 8786—Red Flares (160 Gross) -----\$4,360.00

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 Safety.

GENERAL ORDINANCE NO. 57, 1965

Introduced by Councilman Egenes.

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.

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

Section 1. That for the purpose of providing the owners or occupants of certain premises fronting on certain streets in the City of Indianapolis, with ingress and egress for passengers, materials and merchandise coming to or going from such premises, such owners or occupants having complied with the provisions of the Municipal Code of Indianapolis, 1951, General Ordinance No. 140, 1951, as amended, Section 4-1001, and the Board of Public Safety, after due investigation, having recommended the establishment of the same, the following passenger and/or loading zone be and the same is, hereby established in the City of Indianapolis, to-wit:

Beginning at a point in the Northwest curb line of Kentucky Avenue, 160 feet Southwest of the intersecting South curb line of Washington Street, as presently established, and extending Southwest a distance of 175 feet, for the use and occupancy of the Sheraton-Lincoln Hotel, 117 West Washington Street.

Section 2. That said loading zone is hereby declared to be subject to all existing traffic and parking regulations, and to any later ordinances and regulations as may be applicable.

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

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

GENERAL ORDINANCE NO. 58, 1965

Introduced by Councilman Kuykendall:

AN ORDINANCE to amend the Municipal Code of Indianapolis, 1951, General Ordinance No. 140, 1951, as amended, and more particularly Title 10, Chapter 10 thereof, by the deletion of certain provisions in Section 10-1022.

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

Section 1. That Title 10, Chapter 10, Section 10-1022 of the Municipal Code of Indianapolis, 1951, General Ordinance No. 140, 1951, as amended, which reads as follows:

10-1022. Keeping and frequenting dives.—(1) Any unlicensed place where alcoholic, malt or vinous liquors, or narcotics, are kept, sold, dispensed, or disposed of, and where men and women, or minors, are permitted to come and drink, or to obtain alcoholic, malt or vinous liquors, or to use, or obtain narcotics, either in the place or room where such liquors or narcotics are kept, sold, dispensed or disposed of, or in a place of business or other place connected therewith, or in a place not directly connected with such place, but where such liquors, or narcotics, are kept, sold, dispensed, delivered, or disposed of for any such purposes; or any place where men and women, or minors, drink intoxicants, or use narcotics, or commit, or aid and abet others therein to commit any acts of immorality in any such place; or any place where men or women, or minors, loiter, or idle away their time, without visible means of support and do not do any work; shall, in each of such instances, be known as a "dive."

(2) It shall be unlawful for any person to keep or maintain such a place; and it shall also be unlawful for any person to go to or frequent any such place, to engage in, or to aid and abet other persons to engage in any of the purposes aforesaid, or for any person without visible means of support, or who does not do any work, to go to any such place for the purpose of loitering, or idling away his time, or for any person at such place to commit or aid and abet others in committing any acts of immorality.

(3) Any person convicted of violating any provision of this section shall be fined or imprisoned, or both, as provided in the general penalty section of this chapter.

be amended to read as follows:

10-1022. Keeping and frequenting dives.—(1) Any unlicensed place where alcoholic, malt or vinous liquors, or narcotics, are kept, sold, dispensed, or disposed of, and where men and women, or minors, are permitted to come and drink, or to obtain alcoholic, malt or vinous liquors, or to use, or obtain narcotics, either in the place or room where such liquors or narcotics are kept, sold, dis-

pensed or disposed of, or in a place of business or other place connected therewith, or in a place not directly connected with such place, but where such liquors, or narcotics, are kept, sold, dispensed, delivered, or disposed of for any such purposes; or any place where men and women, or minors, drink intoxicants, or use narcotics, or commit, or aid and abet others therein to commit any acts of immorality in any such place; shall, in each of such instances, be known as a "dive."

(2) It shall be unlawful for any person to keep or maintain such a place; and it shall also be unlawful for any person to go to or frequent any such place, to engage in, or to aid and abet other persons to engage in any of the purposes aforesaid, or for any person at such place to commit or aid and abet others in committing any acts of immorality.

(3) Any person convicted of violating any provision of this section shall be fined or imprisoned, or both, as provided in the general penalty section of this chapter.

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 Laws & Judiciary.

GENERAL ORDINANCE NO. 59, 1965

Introduced by Councilman Hasbrook.

AN ORDINANCE to amend the Municipal Code of Indianapolis, 1951, General Ordinance No. 140, 1951, as amended, and more particularly Title 7, Chapter 15 thereof by the amendment of certain sections, subsections, and sub-subsections therein concerning charitable solicitations, 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 7, Chapter 15, Section 7-1505, subsection 2, sub-subsection 3 of the Municipal Code of Indianapolis, 1951, General Ordinance No. 140, 1951, as amended, which reads as follows:

(3) That the cost of raising the funds will be reasonable. Any cost in excess of twenty-five percent of the gross amount collected shall be considered to be unreasonable, unless special facts are presented showing that peculiar reasons make a cost higher than twenty-five percent reasonable in the particular case.

be amended to read as follows:

(3) That the cost of raising funds shall be reasonable. Any cost in excess of fifteen percent of any direct solicitation shall be considered to be unreasonable. The cost of any solicitation, promotion, show, or charitable solicitation by any manner of means shall not in any case exceed sixty percent; and provided further, that whether or not the cost of any charitable solicitation is excessive shall be in the sole discretion of the charity solicitations commission and subject to said commission's approval.

Section 2. That Title 7, Chapter 15, Section 7-1505, subsection 2, sub-subsection 15 of the Municipal Code of Indianapolis, 1951, General Ordinance No. 140, 1951, as amended, which reads as follows:

(15) That in the event such solicitation is to be conducted by means of boxes or receptacles maintained in public locations, each box or receptacle shall have plainly marked thereon, the name and address of the sponsoring organization, and that all such containers will be sealed and handled in such a manner that their contents will be properly accounted for.

be amended by the addition thereto at the end thereof of the following:

All such boxes or receptacles shall be sealed, tamper-proof and shall be submitted to the charity solicitations commission for approval prior to their use in any public location; and provided further, that the charity solicitations commission shall in its sole discretion determine whether or not a box or receptacle so submitted to them is sufficiently tamper-proof and sealed, and approval of said commission shall be required before any such box or receptacle is placed in any public location.

Section 3. That Title 7, Chapter 15, Section 7-1505, Subsection 2, of the Municipal Code of Indianapolis, 1951, General Ordinance No. 140, 1951, as amended, be amended by the addition thereto of the following sub-subsection as follows:

(18) No solicitation of any kind shall be made by any person, agent, employee, member, officer, or representative who is paid either directly or indirectly any salary, commission, or any money or goods whatsoever for soliciting or raising funds.

Section 4. That Title 7, Chapter 15, Section 7-1505, Subsection 2, of the Municipal Code of Indianapolis, 1951, General Ordinance No. 140, 1951, as amended, be amended by the addition thereto of the following sub-subsection, as follows:

(19) That no part of the solicitation is conducted by any lottery or other device prohibited by law.

Section 5. That Title 7, Chapter 15, Section 7-1506, of the Municipal Code of Indianapolis, 1951, General Ordinance No. 140, 1951, as amended, which reads as follows:

7-1506. **License issuance and fee, non-transferable.** Upon receipt of such report and a written notification of approval from the charity solicitations commission, and upon receipt from the applicant of an issuance fee of three dollars, the city controller shall issue a license to such applicant for the period designated in such notification. Any license approved and issued under the provisions of this chapter shall be non-transferable; Provided, however, That this shall not prevent any licensee from using any number of qualified solicitors and representatives which shall be reported to the commission and be subject to its approval.

be amended to read as follows:

7-1506. **License issuance and fee, non-transferable.** Upon receipt of such report and a written notification of approval from the charity solicitations commission, and upon receipt from the applicant of an issuance fee of ten dollars, the city controller shall issue a license to such applicant for the period designated in such notification from the charity solicitations commission. Any license approved and issued under the provisions of this chapter shall be

non-transferable; provided, however, that this shall not prevent any licensee from using any number of qualified solicitors and representatives whose names and addresses shall be reported to the Commission, each of whom shall be subject to said commission's approval; provided, however, that no such solicitor or representative be paid in any way for the solicitation of funds either directly or indirectly.

Section 6. That Title 7, Chapter 15, Section 7-1508 of the Municipal Code of Indianapolis, 1951, General Ordinance No. 140, 1951, as amended, which reads as follows:

7-1508. License duration and renewal.—The charity solicitations commission shall determine from the application, and from such facts as may be developed in connection therewith, the term of such license; Provided, That such term shall not exceed three calendar months; and the commission shall certify to the city controller the term for which he shall issue such license; and Provided, further, That the commission, upon the receipt of such further application, information or reports as it may deem necessary to safeguard the interests of the public and carry out the purposes of this chapter, may thereupon recommend and the controller may renew and extend such license for successive additional terms, each of not to exceed three months.

be amended by the addition thereto at the end thereof of the following:

Provided, however, that in the sole discretion of the charity solicitations commission, organizations conducting charitable solicitations by use of the United States Mail may be granted a license, the term of which shall be for a maximum period of one year and shall be limited specifically to the use of the United States Mail for charitable solicitations.

Section 7. That Title 7, Chapter 15, Section 7-1514 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:

3. Provided, however, that any religious solicitation shall be limited in its scope and geographical area so as to include only the

members of the specific congregation of said religious organization and the neighborhood of the given church, except in such instances as can be shown to the commission that such solicitation in all of Indianapolis will benefit the entire community, and such Commission shall in its reasonable discretion decide the reasonable limitations of such solicitations.

Section 8. That Title 7, Chapter 15, Section 7-1515 of the Municipal Code of Indianapolis, 1951, General Ordinance No. 140, 1951, as amended which reads as follows:

7-1515. Upon receipt of application, the charity solicitations commission shall issue a certificate of registration. Upon receipt of such application, the charity solicitations commission shall forthwith issue to the applicant, without charge or fee, a certificate of registration. The certificate shall remain in force and effect for a period of three months after the issuance thereof, and may be renewed upon the expiration of this period upon the filing of a new application as provided therefor in this chapter. Certificates of registration shall bear the name and address of the person by whom the solicitation is to be made, the number of the certificate, the date issued, and a statement that the certificate does not constitute an endorsement by the city, or by any of its departments or officers, of the purpose, or of the person conducting the solicitation. All persons to whom such certificates of registration have been issued shall furnish credentials to their agents, employees and solicitors, such credentials to conform to the requirements as hereinbefore specified therefor, and a copy of such credentials shall be filed with the charity solicitations commission at the time of the filing of the application for a certificate of registration under which the solicitation is being conducted, and such person shall, upon demand, present these credentials and this copy of the certificate to any person solicited, or to any representative of the commission, or to any police officer of the city; Provided, however, That none of such provisions relating to religious solicitations shall apply to any established church or religious organization or association, organized and operated exclusively for religious purposes and not operated for pecuniary profit of any person, if the solicitations by such established church or religious organization or association are conducted solely among the members thereof by other members or officers thereof, voluntarily and without remuneration for making such solicitations, or if the solicitations are in the form of collections or contributions, for the use and

benefit of any persons, made and received at the regular assemblies or services of any such established church or religious organization or association.

be amended by the addition thereto at the end thereof of the following:

And provided further, that none of the provisions of this chapter shall be applicable to any organization chartered by the State of Indiana to raise or solicit funds.

Section 9. 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 City Welfare.

GENERAL ORDINANCE NO. 60, 1965

Introduced by Councilman Deluse.

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

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

Section 1. That the Board of Public Safety of the City of Indianapolis be and the same is hereby authorized and empowered to purchase through its duly authorized Purchasing Agent, the hereinafter designated supplies to be used by the Department as indicated. Said supplies are 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 supplies shall not exceed the sum of money heretofore appropriated or available for the use of said Board.

BOARD OF PUBLIC SAFETY
FIRE DEPARTMENT

Req. No. 6085—60,000 gals. (more or less
Regular Gasoline -----\$10,902.00

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 Safety

GENERAL ORDINANCE NO. 61, 1965

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 9, thereof, by the addition of a subsection to Section 4-926, concerning parking meters in the Central Parking District, 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 4-926, 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:

- (c) Provided, however, that so much of Title 4, Chapter 9 of said Municipal Code which now sets forth the daily time period during which it shall be illegal to park at a certain location in the Central Parking District without depositing such meter fee as above set forth, shall remain in full force and effect.

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, 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. 62, 1965

Introduced by Councilman McGill:

AN ORDINANCE authorizing the City of Indianapolis to make temporary loans in amounts totaling Four Hundred Thirty Two Thousand Dollars (\$432,000.00), for the use of the Board of Trustees of the Indianapolis Police Pension Fund of the City of Indianapolis, at specified times and in specified amounts, in anticipation of and payable out of the current taxes for the Indianapolis Police Pension Fund actually levied for said fund, and in the course of collection for the fiscal year in which said loan is made payable; to be borrowed at such times and in such amounts as is needed during said period and fixing a time when this ordinance shall take effect.

WHEREAS, on the 15th day of April, 1965, the Board of Trustees of the Indianapolis Police Pension Fund of the City of Indianapolis, Indiana, has by resolution duly adopted, determined to make a temporary loan in the sum of Four Hundred Thirty Two Thousand Dollars (\$432,000.00), principal amount, without considering the interest thereon to be added thereto in anticipation of and payable out of current taxes for the Police Pension Fund actually levied, and in the course of collection for the fiscal year in which this loan is made payable and has requested the Common Council of the City of Indianapolis to authorize such temporary loan; and

WHEREAS, The Board of Trustees of the Indianapolis Police Pension Fund of the City of Indianapolis will be without sufficient funds and will not without a temporary loan, have sufficient monies to meet the payment of pensions and benefits to retired members and dependents of deceased members and other death benefits, and for necessary current and incidental expenses for the year 1965, as provided in the annual budget of 1965, prepared in 1964, for the carrying on of the functions of said fund, beyond the 1st day of August, 1965.

WHEREAS, the second semi-annual installment of taxes levied by the City of Indianapolis for the use of the Police Pension Fund for the year 1965 will amount to more than Four Hundred Thirty Two Thousand Dollars (\$432,000.00), plus the interest cost for borrowing such funds.

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

Section 1. That the City Controller of the City of Indianapolis is hereby authorized and empowered to negotiate in the year 1965, a temporary loan for the use and benefit of the Board of Trustees of the Police Pension Fund of the City of Indianapolis, Indiana, in anticipation of the current taxes for said Police Pension Fund actually levied in the year 1964, and in the course of collection in the fiscal year 1965, for the use of the Police Pension Fund, not to exceed the sum of Four Hundred Thirty Two Thousand Dollars (\$432,000.00); without considering the interest thereon to be added to the loan, for a period not to exceed the time hereinafter fixed in this ordinance, at a rate of interest not to exceed four per cent (4%) per annum, the rate of interest to be fixed by the lowest interest bid for said loan. The City Controller and City Treasurer may from time to time during said period issue time warrants for the total amount of funds needed, but shall not be authorized during all of said period to borrow in excess of Four Hundred Thirty Two Thousand Dollars (\$432,000.00), total amount of said Temporary Loan. The City Controller is authorized to make sale of time warrants for the total maximum amount of said temporary loan after a notice thereof shall have been published once each week for two consecutive weeks in two newspapers of general circulation, printed in the English language and published in the City of Indianapolis, and said sale to be not less than ten (10) days after the first publication, and not less than five (5) days after the second publication of said notice. Time warrants are to be signed by the Mayor of the City of Indianapolis, countersigned by the City Controller, attested by the City Clerk, and the seal of the City of Indianapolis to be attached thereto, and said time warrants of said loan shall be payable at the office of the City Treasurer of the City of Indianapolis, and to the payment of said time warrants with the interest thereon the current revenues and taxes levied in the year 1964, and payable in the year 1965, for the Police Pension Fund of the City of Indianapolis, are hereby irrevocably appropriated and pledged. The form of said warrant shall be as follows: (H.I.)

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

CITY OF INDIANAPOLIS TAX ANTICIPATION TIME WARRANTS (POLICE PENSION FUND)

On the...day of..., 19..., the City of Indianapolis, in Marion County, Indiana, promises to pay to the Bearer, at the Office of the Marion County Treasurer, Ex Officio Treasurer of the City of Indianapolis, the sum of...including interest on the principal amount of this warrant from the date hereof to maturity, payable out of and from taxes levied in the year 19..., and payable in the year 19..., which said taxes are now in the course of collection for the Police Pension Fund. of the City of Indianapolis, with which to pay general, current, operating expenses of the Board of Trustees of the Police Pension Fund. This warrant may be prepaid on and after..., 19..., and prior to maturity at the principal amount hereof plus accrued interest to the date of prepayment.

This Tax Anticipation Warrant is one of a series of warrants of a total authorized issue in the principal amount of...exclusive of interest added thereto to maturity, evidencing a temporary loan in anticipation of the taxes levied and in the course of collection for the Police Pension Fund of said City.

Said temporary loan was authorized by an ordinance duly adopted by the Common Council of the City of Indianapolis, at a meeting thereof duly and legally convened and held on the ...day of..., 19..., for the purpose of providing funds for the Police Pension Fund of said City of Indianapolis, in compliance with the Acts of 1953, Chapter 34, of the General Assembly of the State of Indiana, and all Acts amendatory thereof and supplemental thereto, and an Act entitled "An Act Concerning Municipal Corporation," approved March 6, 1905, and all Acts amendatory thereof and supplemental thereto.

The consideration of said warrants is a loan made to the Board of Trustees of the Police Pension Fund of the City of Indianapolis, in anticipation of taxes levied for the Police Pension Fund of said City for the year 19..., payable in the year 19..., and said taxes so levied are hereby specifically appropriated and pledged to the payment of said tax anticipation Time warrants.

It is hereby certified and recited that all acts, conditions and things required to be done precedent to the authorization, preparation, com-

plete execution, and delivery of said warrants have been done and performed as provided by law.

IN WITNESS WHEREOF, the Board of Trustees of the Police Pension Fund of the City of Indianapolis has caused this warrant to be signed in the corporate name of the City of Indianapolis by its Mayor, and attested by the Clerk of the City of Indianapolis, the Corporate Seal of said City hereunto affixed, and countersigned by the Controller of the City of Indianapolis.

Dated this ___ day of _____, 19___.

CITY OF INDIANAPOLIS

By _____
Mayor of the City of Indianapolis

ATTEST: _____
Clerk of the City of Indianapolis

Countersigned: _____
Controller of the City of Indianapolis

Section 2. The Lender shall make available to the Indianapolis Police Pension Fund, the following specific sums on the dates indicated.

August 2, 1965	_____	\$216,000.00
October 1, 1965	_____	\$216,000.00

The Indianapolis Police Pension Fund shall upon issuing a time warrant for said amount of cash funds herein specified, be entitled to borrow the amount set out in said warrant, the total of said warrants for such period not however, to exceed the sum of Four Hundred Thirty Two Thousand Dollars (\$432,000.00). Said loans may be repaid on or after November 1, 1965, but not beyond December 31, 1965. The said City Controller is empowered and authorized to fix the loan and maturity dates and to insert the computed interest on all such warrants.

Section 3. That for the repayment of the principal amount of the temporary loan herein authorized by this ordinance there is hereby appropriated to Police Pension Fund No. 63—(hereby created)—

—The payment of Temporary loans, out of the current revenues and taxes for the year 1964, payable in the year 1965, for the Police Pension Fund of the City of Indianapolis, the sum of Four Hundred Thirty-Two Thousand Dollars (\$432,000.00); and for the payment of interest thereon there is hereby payable out of the amount appropriate to Police Pension Fund No. 61—Interest on Temporary Loans, either out of said appropriation fund or out of the above designated revenues and taxes, or both, the sum of not to exceed the interest bid by the successful bidder.

Section 4. This ordinance shall be in full force and effect from and after its passage, approval by the Mayor, and compliance with all laws pertaining thereto.

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

GENERAL ORDINANCE NO. 63, 1965

Introduced by Councilman McGill:

AN ORDINANCE authorizing the City of Indianapolis to make temporary loans in the amounts totaling Three Hundred Sixty Thousand (\$360,000.00) Dollars, for the use of the Board of Trustees of the Indianapolis Firemen's Pension Fund of the City of Indianapolis, in anticipation of and payable out of the current taxes for the Indianapolis Firemen's Pension Fund actually levied for said fund, and in the course of collection for the fiscal year in which said loan is made payable; to be borrowed at such times and in such amounts as is needed during said period; and fixing a time when this ordinance shall take effect.

WHEREAS, on the 1st day of April, 1965, the Board of Trustees of the Indianapolis Firemen's Pension Fund of the City of Indianapolis, Indiana, has, by resolution adopted, determined to make a temporary loan in the sum of Three Hundred Sixty Thousand Dollars (\$360,000.00), principal amount, without considering the interest thereon to be added thereto in anticipation of and payable out of current taxes for the Firemen's Pension Fund actually levied, and in the course of collection for the fiscal year in which this loan

is made payable, and has requested the Common Council of the City of Indianapolis to authorize such temporary loan; and

WHEREAS, the Board of Trustees of the Indianapolis Firemen's Pension Fund of the City of Indianapolis will be without sufficient funds at this time and will not without a temporary loan, have sufficient monies to meet the payment of pensions and benefits to retired members and dependents of deceased members and other death benefits, and for other necessary current and incidental expenses of the year 1965, as provided in the annual budget for the carrying on of the functions of said fund, beyond the 1st day of July, 1965.

WHEREAS, the second semi-annual installment of taxes levied by the City of Indianapolis for the use of the Firemen's Pension Fund for the year 1965, will amount to more than Three Hundred Sixty Thousand (\$360,000.00) Dollars, plus the interest cost for borrowing such funds.

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

Section 1. That the City Controller of the City of Indianapolis is hereby authorized and empowered to negotiate in the year 1965, temporary loan for the use and benefit of the Board of Trustees of the Firemen's Pension Fund of the City of Indianapolis, Indiana, in anticipation of the current taxes for said Firemen's Pension Fund actually levied in the year 1964, and in the course of collection in the fiscal year 1965, for the use of the Firemen's Pension Fund, not to exceed the sum of Three Hundred Sixty Thousand Dollars (\$360,000.00); without considering the interest thereon to be added to the loan; for a period not to exceed the time hereinafter fixed in this ordinance, at a rate of interest not to exceed four per cent (4%) per annum, the rate of interest to be fixed by the lowest interest bid for said loan. The City Controller and the City Treasurer may from time to time during said period issue warrants for amounts needed as required, but shall not be authorized during all of said period to borrow in excess of Three Hundred Sixty Thousand (\$360,000.00), Dollars, the total amount of said loan. The City Controller is authorized to make sale of time warrants for temporary loan after a notice for the total loan amount thereof shall have been published once each week for two consecutive weeks in two newspapers of general circulation, printed in the English language and published

in the City of Indianapolis, and said sale to be not less than ten (10) days after the first and not less than five (5) days after the second publication of said notices. Said time warrants are to be signed by the Mayor of the City of Indianapolis, and countersigned by the City Controller and attested by the City Clerk, and the seal of the City of Indianapolis to be attached thereto, and said time warrants of said loan shall be payable at the office of the City Treasurer of the City of Indianapolis, and to the payment of said time warrants with the interest thereon the current revenues and taxes levied in the year 1964 and payable in the year 1965, for the Firemen's Pension Fund of the City of Indianapolis, are hereby irrevocably appropriated and pledged. The form of such warrant shall be as follows: (H.I.)

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

CITY OF INDIANAPOLIS TAX ANTICIPATION TIME WARRANT
(FIREMEN'S PENSION FUND)

On the-----day of -----, 19----, the City of Indianapolis in Marion County, Indiana, promises to pay to the bearer, at the Office of the Marion County Treasurer, ex officio Treasurer of the City of Indianapolis, the sum of-----, including interest on the principal amount of this warrant from the date hereof to maturity, payable out of and from taxes levied for the year 19----, and payable in the year 19---- which said taxes are now in the course of collection for the Firemen's Pension Fund of the City of Indianapolis, with which to pay general, current, operating expenses of the Board of Trustees of the Firemen's Pension Fund. This warrant may be prepaid on and after-----, 19---- and prior to maturity at the principal amount hereof plus accrued interest to the date of prepayment.

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

Said temporary loan was authorized by an ordinance duly adopted by the Common Council of the City of Indianapolis, at a meeting thereof duly and legally convened and held on the----day of-----, 19----, for the purpose of providing funds for the Firemen's Pension Fund of said City of Indianapolis in compliance with an Act of the

General Assembly of the State of Indiana entitled "An Act Concerning Firemen's Pension Funds and Firemen's Pensions in certain cities, creating a board of trustees of the Firemen's Pension Funds of such cities and prescribing their rights, powers and duties," approved March 2, 1937, and all Acts amendatory thereof and supplemental thereto, including an Act of 1939 approved February 23, 1939, and Chapter 129 of the Acts of 1905.

The consideration of said warrants is a loan made to the City of Indianapolis in anticipation of taxes levied for the Firemen's Pension Fund of said City for the year 19____, payable in the year 19____, and said taxes so levied are hereby specifically appropriated and pledged to the payment of said Tax Anticipation Time Warrants.

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

IN WITNESS WHEREOF, the Board of Trustees of the Firemen's Pension Fund of the City of Indianapolis has caused this warrant to be signed in the corporate name of the City of Indianapolis by its Mayor, and attested by the Clerk of the City of Indianapolis, the Corporate seal of said City hereunto affixed, and countersigned by the Controller of the City of Indianapolis.

Dated this____day of_____, 19_____.

CITY OF INDIANAPOLIS

By _____
Mayor of the City of Indianapolis

ATTEST:_____
Clerk of the City of Indianapolis

Countersigned:_____
Controller of the City of Indianapolis

Section 2. The Lender shall make available to the Indianapolis Firemen's Pension Fund, the following specific sums on the date indicated:

July 1, 1965 -----	\$180,000.00
October 1, 1965 -----	\$180,000.00

The Board of Trustees of the Firemen's Pension Fund of the City of Indianapolis shall upon issuing of a time warrant for said amount of funds herein specified, be entitled to borrow the amount set out in said warrant, the total of said warrants for such period not however to exceed the sum of Three Hundred Sixty Thousand Dollars. Said loans may be repaid on and after November 1, 1965, and not beyond December 31, 1965. The City Controller is hereby empowered to insert the interest as computed and the loan and maturity dates for such warrants.

Section 3. That for the repayment of the principal amount of the temporary loan herein authorized by this ordinance there is hereby appropriated to Firemen's Pension Fund No. 63—Payment of Temporary Loans (hereby created), out of the current revenues and taxes, for the year 1964, payable in the year 1965, for the Firemen's Pension Fund of the City of Indianapolis, the sum of Three Hundred Sixty Thousand Dollars (\$360,000.00); and for the payment of interest thereon there is hereby payable out of the amount appropriated to Firemen's Pension Fund No. 61—Interest on Temporary Loans, either out of said appropriated fund or out of the above designated revenues, and taxes, or both, the sum of not to exceed the amount of interest bid by the successful bidder.

Section 4. This ordinance shall be in full force and effect from and after its passage, approval by the Mayor, and compliance with all laws pertaining thereto.

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

GENERAL ORDINANCE NO. 64, 1965

Introduced by Councilman McGill:

AN ORDINANCE authorizing the City of Indianapolis to make temporary loans for the General Fund of the Department of Public Parks in the amounts totaling Seven Hundred Fourteen Thousand Dollars (\$714,000.00), at specified times and for specified amounts, for the

purpose of carrying on the functions of said department, said loan to be made in anticipation of and payable out of the current taxes of said Department of Public Parks actually levied for the General Fund of the Department of Public Parks and in the course of collection for the fiscal year in which said loan is made payable; to be borrowed at such times and in such amounts as is needed during said period; providing for the interest to be charged therefor; providing for legal notice of temporary loan sale and the time when the said loan shall mature; and fixing a time when this ordinance shall take effect.

WHEREAS, on the 15th day of April, 1965, the Board of Park Commissioners of the City of Indianapolis, Indiana, has by resolution adopted, determined to make a temporary loan in the sum of Seven Hundred Fourteen Thousand Dollars (\$714,000.00), principal amount, without considering the interest thereon to be added thereto in anticipation of and payable out of current taxes for the Department of Public Parks actually levied, and in the course of collection for the fiscal year in which this loan is made payable, and has requested the Common Council of the City of Indianapolis to authorize such temporary loan; and

WHEREAS, the Department of Public Parks of the City of Indianapolis will be without sufficient funds and will not without a temporary loan, have sufficient monies to meet payrolls and current expenses for the year 1965, as provided in the annual budget of 1965, prepared in 1964, for the carrying on of the functions of said Department, beyond the 1st day of July, 1965, and

WHEREAS, the second semi-annual installment of taxes levied by the City of Indianapolis for the general purposes of the Department of Public Parks for the year 1964, and payable in 1965 will amount to more than Seven Hundred Fourteen Thousand Dollars (\$714,000.00); plus interest costs for borrowing such funds.

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

Section 1. That the City Controller of the City of Indianapolis, is hereby authorized and empowered to negotiate in the year 1965, a Temporary Loan for the use of the Department of Public Parks of said City, in anticipation of the current taxes of said Department actually levied in the year 1964, and in the course of collection in the

year 1965, for the use of the General Fund of said Department not to exceed the sum of Seven Hundred Fourteen Thousand Dollars (\$714,000.00), without considering the interest thereon to be added to the loan, for a period of not to exceed the time hereinafter fixed in this ordinance, at a rate of interest not to exceed four per cent (4%) per annum, the rate of interest to be fixed by the lowest interest bid for said loan. The City Controller may from time to time during said period issue warrants for the specific amount of funds needed but shall not be authorized during all of said period ending December 31st, 1965, to borrow in excess of Seven Hundred Fourteen Thousand Dollars (\$714,000.00), the total authorized maximum amount of said Temporary Loan. The City Controller is authorized to make sale of time warrants for said temporary loan after a notice thereof shall have been published by the City Controller once each week for two consecutive weeks in two newspapers of general circulation printed in the English language and published in the City of Indianapolis, and said sale shall not be less than ten days after the first publication of said notice and not less than five days after the second publication. Said time warrants are to be signed by the Mayor of the City of Indianapolis, and countersigned by the City Controller, and attested by the City Clerk, the seal of the City of Indianapolis, to be attached thereto, and said time warrants of said loan shall be payable at office of the City Treasurer of the City of Indianapolis; and to the payment of said time warrants the current revenues and taxes levied in the year 1964, payable in the year 1965, for the General Fund of the Department of Public Parks of the City of Indianapolis, are hereby irrevocably appropriated and pledged. The form of said warrant shall be as follows: (H.I.)

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

CITY OF INDIANAPOLIS TAX ANTICIPATION TIME WARRANT
(PARK GENERAL FUND)

On the _____ day of _____, 19____, the City of Indianapolis in Marion County, Indiana, promises to pay the bearer, at the office of the Marion County Treasurer, Ex Officio Treasurer of the City of Indianapolis, the sum of _____, including interest on the principal amount of this warrant from the date hereof to maturity, payable out of and from taxes levied for the year 19____, and payable in the year 19____, which said taxes are now in the course of collection for the Board of Park Commissioners of the City of Indianapolis, with which to pay general, current, operating expenses of the Department of Public Parks. This warrant may be

prepaid on and after-----, 19---- and prior to maturity at the principal amount hereof plus accrued interest to the date of prepayment.

This Tax Anticipation Warrant is one of a series of warrants aggregating a sum of-----, exclusive of interest added thereto to maturity, evidencing a Temporary Loan in anticipation of the taxes levied and in the course of collection for the Park General Fund for the use and benefit of the Department of Public Parks of said City.

Said Temporary Loan was authorized by an ordinance duly adopted by the Common Council of the City of Indianapolis, at a meeting thereof duly and legally convened and held on the----day of-----, 19----, for the purpose of providing funds for the Department of Public Parks of the said City of Indianapolis, in compliance with the Acts of 1919, Chapter 144, of the State of Indiana, and all Acts amendatory thereof and supplemental thereto including an Act of 1933, Chapter 110, and in compliance with an Act entitled "An Act Concerning Municipal Corporations," approved March 6, 1905, and all Acts amendatory thereof and supplemental thereto, including Chapter 279 of the Acts of 1961, and Chapter 397 of the Acts of 1963.

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

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

IN WITNESS WHEREOF, the Board of Park Commissioners of the City of Indianapolis has caused this warrant to be signed in the corporate name of the City of Indianapolis by its Mayor, and attested by the Clerk of the City of Indianapolis, the Corporate Seal of said City hereunto affixed, and countersigned by the Controller of the City of Indianapolis.

Dated this-----day of-----, 19-----.

CITY OF INDIANAPOLIS

By _____
Mayor of the City of Indianapolis

ATTEST:

Clerk, City of Indianapolis

Countersigned:
Controller, City of Indianapolis

Section 2. The Lender shall make available to the General Fund of the Department of Public Parks, the following specific sums on the dates indicated:

July 1, 1965 -----\$357,000.00
October 1, 1965 -----\$357,000.00

for its Park Department and its Board of Park Commissioners. The City of Indianapolis shall upon issuing of a time warrant for the amount of cash funds herein specified, be entitled to borrow for said Department of Public Parks the amount set out in said warrant, the total of all said warrants for such period not however to exceed the sum of Seven Hundred Fourteen Thousand Dollars (\$714,000.00). Said loans may be paid on or after November 1, 1965 and not beyond December 31, 1965. The City Controller is authorized to fix on all warrants the loan and maturity dates and to compute the interest due.

Section 3. That for the repayment of the principal amount of the temporary loan herein authorized by this ordinance there is hereby appropriated out of the above designated current revenues and taxes levied in the year 1964, payable in the year 1965, to the following 1965 Budget items of the Department of Public Parks.

Administration Fund No. 63 (Hereby Created)

Payment on Temporary Loans -----\$714,000.00

and out of said revenues and taxes as above set out for the payment of interest thereon the following designated sum is hereby appropriated to:

Administration Fund No. 61

Interest on Temporary Loans----- (Interest in the amount bid by the successful bidder.)

Section 4. This ordinance shall be in full force and effect from and after its passage, approval by the Mayor, and compliance with all laws pertaining thereto.

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

GENERAL ORDINANCE NO. 65, 1965

Introduced by Councilman McGill:

AN ORDINANCE authorizing the City of Indianapolis to make Temporary Loans in amounts totaling Four Million Two Hundred Thousand Dollars (\$4,200,000.00), for the use of the General Fund of the City of Indianapolis at specified times and for specified amounts, during the six months period beginning July 1, 1965 and ending no later than December 31, 1965, in anticipation of current taxes of the City of Indianapolis actually levied and in the course of collection for the fiscal year in which said loan is made payable; providing for the interest to be charged therefor; empowering the controller to issue tax anticipation warrants to evidence such loan at such time and amount and for such duration as needed, providing for the legal notice of sale, and the time when said loan shall mature; and fixing a time when this ordinance shall take effect.

WHEREAS: the City of Indianapolis will be without sufficient funds to meet current expenses for the year 1965 for municipal purposes provided in the annual budget of 1965, prepared in 1964, beyond the 1st day of July, 1965; and

WHEREAS, the second semi-annual installment of taxes for the year 1965 will amount to more than Four Million Two Hundred Thousand Dollars (\$4,200,000.00); plus the interest cost for borrowing such funds for temporary loans as provided herein, and will be settled to the City by the Treasurer in November and December 1965, and until that time the absence of cash funds will exist;

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

Section 1. That the City Controller is hereby authorized and empowered in the year 1965 to negotiate a temporary loan for and in behalf of the City of Indianapolis, in anticipation of the current taxes for the general fund of the City of Indianapolis actually levied in the year 1964 and in the course of collection in the fiscal year 1965, not to exceed the sum of Four Million Two Hundred Thousand Dollars (\$4,200,000.00), without considering the interest thereon to be added thereto, for a period not to exceed the time hereinafter fixed in this ordinance, at a rate of interest not to exceed four per cent (4%) per annum, the rate of interest to be fixed by the lowest interest bid for said loan. Said loan shall run for the periods set out in Section 2 of this ordinance. The City Controller is authorized to make sale of time warrants for said temporary loan after notice of the sale of such warrants not exceeding Four Million Two Hundred Thousand Dollars (\$4,200,000.00), shall have been published by the City Controller once each week for two consecutive weeks in two newspapers of general circulation, printed in the English language and published in the City of Indianapolis; said sale is to be not less than ten (10) days after the first publication nor less than five (5) days after the second publication of said notice. Said time warrants are to be signed by the Mayor of the City of Indianapolis, and the City Controller, and attested by the City Clerk, and the seal of the City of Indianapolis to be attached thereto, and said warrants shall be payable at the office of the City Treasurer in the City of Indianapolis, Indiana, and to the payment of said time warrants the current revenues and taxes levied in the year 1964, payable in the year 1965, for the General Fund of the City of Indianapolis, are hereby irrevocably appropriated and pledged, as is also the interest charge therefor. The form of such warrant shall be as follows: (H.I.)

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

CITY OF INDIANAPOLIS TAX ANTICIPATION TIME WARRANTS (GENERAL FUND)

On the-----day of-----, 19----, the City of Indianapolis, in Marion County, Indiana, promises to pay to the bearer at the office of the Marion County Treasurer, Ex Officio Treasurer, of the City of Indianapolis, the sum of-----,

including interest on the principal amount of this warrant from the date hereof to maturity, payable out of and from taxes levied in the year 19____, and payable in the year 19____, which said taxes are now in course of collection for the General Fund of the City of Indianapolis, with which to pay general current, operating expenses of said City. This warrant may be prepaid on and after_____ 19____, and prior to maturity at the principal amount hereof plus accrued interest to the date of prepayment.

This tax anticipation warrant is one of a series of warrants aggregating a sum of _____ exclusive of interest added thereto to maturity, evidencing a Temporary Loan in anticipation of the taxes levied and in course of collection for the General Fund of said City.

Said temporary loan was authorized by an ordinance duly adopted by the Common Council of the City of Indianapolis, at a meeting thereof duly and legally convened and held on the____day of_____, 19____, for the purpose of providing funds for the General Fund of said City of Indianapolis, in compliance with an Act of the General Assembly of the State of Indiana entitled "An Act Concerning Municipal Corporations," approved March 6, 1905, and all Acts amendatory thereof and supplemental thereto.

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

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

IN WITNESS WHEREOF, THE CITY OF INDIANAPOLIS has caused this warrant to be signed in its corporate name by its Mayor and attested by the Clerk of the City of Indianapolis, the Corporate Seal of said City hereunto affixed, and countersigned by the Controller of the City of Indianapolis.

Dated this_____day of_____, 19_____.

CITY OF INDIANAPOLIS

By _____
 Mayor of the City of Indianapolis

ATTEST:

 Clerk of the City of Indianapolis
 Countersigned:

 Controller of the City of Indianapolis

Section 2. The Lender shall make available to the General Fund of the City of Indianapolis, the following specific sums on the dates indicated:

July 1, 1965	_____	\$2,100,000.00
August 26, 1965	_____	1,200,000.00
October 1, 1965	_____	900,000.00

The City Controller shall upon issuing of a time warrant for the amount of cash funds herein specified, be entitled to borrow for said City the amount set out in said warrant, the total of each such warrant and for the combined total of all said warrants for such period not however to exceed the sum of Four Million Two Hundred Thousand Dollars (\$4,200,000.00). Said loans may be repaid on and after November 1, 1965, and not beyond December 31, 1965. Said City Controller on each warrant shall be authorized to fix the loan and maturity dates, and compute the interest due, in accordance with this ordinance.

Section 3. For the repayment of the principal amount of the temporary loan on the warrants herein authorized by this ordinance there is hereby appropriated to the City Controller's 1965 Budget Fund No. 63—Payment of Temporary Loans (hereby created), out of the current revenues and taxes levied in the year 1964, payable in the year 1965, for the General Fund of the City of Indianapolis, a sum not in excess of Four Million Two Hundred Thousand Dollars (\$4,200,000.00), (i.e.), the exact amount borrowed under such warrants and for the payment of interest thereon there is hereby appropriated to the City Controller's 1963 Budget Fund No. 64—

Interest on Temporary Loans, out of the above designated revenues and taxes, the amount of interest bid by and payable to the successful bidder.

Section 5. This ordinance shall be in full force and effect from and after its passage, approval by the Mayor, and compliance with all laws pertaining thereto.

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

GENERAL ORDINANCE NO. 66, 1965

Introduced by Councilman McGill.

AN ORDINANCE approving, ratifying and confirming the contract entered into on the 28th day of April, 1965, by and between the Indianapolis Power & Light Company, a corporation organized and existing under the laws of the State of Indiana, and the City of Indianapolis, Indiana, acting by and through its Metropolitan Board of Park Commissioners, with the approval of its Mayor, for lighting all boulevards, parkways, parks, bridges, buildings and all other public properties and for the furnishing and supplying of all electric current for light and power for all public buildings, public equipment and other public places, all under the jurisdiction and control of the Metropolitan Board of Park Commissioners; and fixing a time when the same shall take effect.

WHEREAS, heretofore, to wit, on the 28th day of April, 1965, the City of Indianapolis, by and through its Metropolitan Board of Park Commissioners, with the approval of its Mayor, entered into the following contract and agreement with the Indianapolis Power & Light Company, an Indiana corporation, to wit:

PUBLIC LIGHTING CONTRACT
(H. I.)

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

Section 1. That the foregoing contract and agreement made and entered into by and between the Indianapolis Power & Light Company, an Indiana corporation, and the City of Indianapolis, Indiana, by and through its Metropolitan Board of Park Commissioners, on the 28th day of April, 1965, be and the same in all respects hereby is approved, ratified and confirmed.

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

PUBLIC LIGHTING CONTRACT

THIS MEMORANDUM OF AGREEMENT, made and entered into this 28th day of April, 1965, by and between the Indianapolis Power & Light Company, a corporation organized and existing under the laws of the State of Indiana, hereinafter called the COMPANY and the CITY OF INDIANAPOLIS, County of Marion, State of Indiana, hereinafter called the CITY, by and through its Metropolitan Board of Park Commissioners, hereinafter called the BOARD, under and by virtue of an Act of the General Assembly of the State of Indiana, entitled "An Act Concerning Municipal Corporations," approved March 6, 1965, and all acts supplemental or amendatory thereto.

WITNESSETH:

1. AGREEMENT

That the Company, in consideration of the payment of the several sums of money as hereinafter set forth, hereby covenants and agrees to furnish and supply said City of Indianapolis, in its corporate capacity, with electric service of the kind and character and with electric lights of the number, kind and standard hereinafter specified, and with such additional electric lights of the number, kind and standard which may be hereafter ordered installed by the Board, and to furnish and supply current for light and power for all public buildings, public equipment and other public places, all under the jurisdiction and control of the Metropolitan Board of Park Commissioners, including maintenance, as specified herein, upon the conditions and stipulations and subject to the limitations hereinafter set forth; and the City, on its part, expressly covenants and agrees that it will not use light or power for the above purposes from any other source during the term of this contract.

2. COMPANY TO FURNISH EQUIPMENT

That the Company shall furnish, for use in the performance of this contract, all the necessary materials, labor, plant, machinery and appliances, except such equipment is now or hereafter may be owned by the City, and construct, operate and maintain the same in such parks, parkways, boulevards, subways and other public places in the park system in such manner as the Board may from time to time direct during the life of this contract; provided, however, that the number of lights to be operated and maintained by the Company shall not be at any time less than that shown and set forth in the specifications attached hereto, marked "Exhibit A" and, by reference, made a part of this contract the same as if incorporated herein.

3. TERM OF CONTRACT:

That the contract term of this agreement for lighting the parks, parkways, boulevards and other public places in the park system, as herein provided, shall begin at 12:00 o'clock noon on the 1st day of July, 1965, and continue for and during the term of five (5) years, ending at 12:00 o'clock noon on the 1st day of July, 1970.

4. WORK IN PARKS, PARKWAYS AND BOULEVARDS— MOVING POLES:

The work of construction, reconstruction or repair of any part of the Company's plant and equipment located in any part of the parks, parkways, boulevards and other public places, including the cutting into and repair of parkways, boulevards and pavement, and the location or relocation of plant, lines, lamps, poles, conduits and all other equipment in the public parks, parkways, boulevards, public places and buildings, shall be done under the supervision and subject to the approval of the Board.

The Board reserves the right to order changes from time to time in the location of any part of the park lighting system or other equipment described in said specifications, whenever such equipment is obstructing public improvements proposed by the City. The Company agrees that it will move, upon written direction of the Board, a maximum of ten (10) light standards, and five (5) overhead light poles (with equipment) each year during the term of this contract without making any charge for such changes.

In case the Company shall neglect or refuse to obey such orders of the Board with respect to moving standards or poles without charge, the Board is hereby authorized to perform such work and charge the costs thereof to the Company and deduct the same from any moneys due or which may become due to the Company.

All other changes in location of portions of the park lighting system or other equipment described in the specifications and located in parks, parkways, boulevards or other public places necessitated by proposed public improvements shall be made by the Company at the expense of the City. Such expense shall be estimated in advance by the Company upon the basis set out in Section 6 of said specifications.

No standards, poles, guy stubs or other portion of the park lighting system now located in parks, parkways, boulevards or other public places or which may hereafter be located therein with the approval or at the direction of the Board, shall be relocated to suit the convenience of any private person, except upon written order of the Board, The expense of such change or relocation shall be estimated in advance by the Company, subject to the approval of the Board; and the Board, in the order directing the change, shall determine and fix the portion of such expense that the person requesting such change shall pay to the Company as a condition precedent to the same. The Company agrees that it will, as nearly as possible, restore, or cause to be restored, all parks, parkways, boulevards and other public places to the same condition after the completion of any of its work as they were before being disturbed; that it will at all times make, or cause to be made, any and all repairs to the pavement of any park, parkway, boulevard or other public place which may be necessary by reason of the same having been excavated or disturbed by the Company in the prosecution of its work; that it will not, except upon emergencies, make cuts into the drives, walks or lawn areas of any park, or cut into any parkway, boulevard or other public place without having first (a) filed maps, plans and specifications with the Board showing the work contemplated, (b) obtained the written consent, approval and permit of the Board thereto and (c) paid the permit fees required by ordinance. In the event the Company shall make cuts into the drives, walks or lawn areas of any park, or cut into any parkway, boulevard or other public place for emergency repairs, the Company shall, within twenty-four (24) hours or by the next business day thereafter, secure a regular permit from the Board covering such work and pay the

permit fees provided by law.

5. PROTECTION ON WORK:

That the Company shall not at any time open or encumber any more or any park, parkway, boulevard or other public place than shall be necessary to enable it to perform the work of laying its wires, conduits, cables and other appurtenances with proper economy and efficiency. Any opening or encumbrance of any such park, parkway, boulevard or other public place shall not be permitted to remain for a longer period than may be necessary in the judgment of the Board; and the Company shall effectually guard all such openings and encumbrances with barricades and lights to protect accidents or injury to any person by reason thereof.

6. CITY RESERVES RIGHTS IN STREETS:

That the City reserves to itself all rights and powers which are now and may hereafter be vested in its Common Council, Metropolitan Board of Park Commissioners or other boards or officers concerning the regulation or the use of its parks, parkways, boulevards or other public places, to prevent obstruction, damaging or encumbering the same; to regulate and protect sewers; to control the digging into and excavating such parks, parkways, boulevards or other public places and to prohibit injury to the same, and reserves full right to exercise any and all of its police powers at any time. Nothing contained herein shall be so construed as to in any way abridge any of such powers.

7. COMPANY TO CONFORM TO ORDINANCES:

That the Company shall, in all operations connected with the work of construction or the lighting herein contemplated and specified, or in furnishing current or light hereunder, and in all other matters, conform to and obey all city ordinances or laws controlling or limiting in any way the actions of those engaged upon the work or affecting the materials used. The Company shall take all necessary precautions for the protection of life and property.

8. CONTRACT SUBJECT TO LAWS AND ORDINANCES:

That this contract, in all matters not herein specified, shall be

subject to the provisions of the Acts of the General Assembly of the State of Indiana and the Ordinances of the City of Indianapolis and Marion County, Indiana, so far as they are applicable hereto.

9. LIABILITY

The Company shall and hereby agrees to indemnify and save harmless the City, its officers and employees, from and against all loss, damage and expense resulting from or caused by the negligence of the Company in the construction, repair and maintenance of its property and system, or any part thereof, used in connection with supplying electric energy in the performance of this contract, but the Company shall not be liable to the City or to third persons, by reason of any covenant or promise herein made, for damages resulting from injuries to or death of any person, or for damage to or destruction of any property, when the Company's only connection with such injury, death, damage or destruction, or with the event or events resulting in such injury, death, damage or destruction, is established by proof that such injury, death, damage or destruction, or the event or events resulting in injury, death, damage, or destruction, was caused by, contributed to, or resulted from the failure for any reason or cause of any lamp or lamps in any part of the park lighting system to be illuminated.

10. SPECIFICATIONS:

This contract is based upon the detailed specifications which are set forth or referred to in "Exhibit A" attached hereto and, by reference, made a part hereof.

11. RATES FOR SERVICE

The City shall pay to the Company as full compensation for service supplied, as specified herein and in the specifications hereinbefore referred to, sums of money at the rates set forth in "Exhibit B" attached hereto and, by reference, made a part of this contract the same as if incorporated herein.

12. BILLS PAYABLE

The rates or sums due the Company for performing service according to the terms of this contract and at the prices set forth in

"Exhibit B" shall be due and payable in monthly installments. The amount to be paid for service for any one month shall be due upon presentation of bill therefor and shall be payable within thirty (30) days from date thereof. It is further agreed and stipulated that all forfeitures accruing and due the City for any reason, from time to time, under this contract, shall first be deducted from the sum to be paid by the City. Bills will be rendered monthly, by the Company to the Board, for services supplied under this contract. Prices quoted in "Exhibit B" are net and are subject to a three per cent (3%) collection charge when not paid to the Company within thirty (30) days after date of bill.

13. ARBITRATION:

In the event any disagreement or controversy shall arise or is in dispute under and respecting the interpretation of this contract, or any provisions contained herein, such disagreement or controversy shall be referred, upon written request of either party and notice thereof presented to the other party, to a Board of Arbitration consisting of three (3) competent disinterested persons appointed in the following manner:

One member of the Board of Arbitration shall be named by the Board; one member of the Board of Arbitration shall be named by the Company, and the two so named shall name the third member of said Board of Arbitration. The members named by the Board and Company shall acknowledge their appointment in writing, and copies of the acknowledgements shall be presented to each party within fifteen (15) days after date written request for arbitration was presented. In the event that the two members of the Board of Arbitration selected by the Company and the Board, as hereinabove provided, do not within a period of ten (10) days after their appointment, jointly agree upon and name the third member of said Board of Arbitration, then and in that event such a third member of the Board of Arbitration, upon written application of either party hereto, shall be appointed by the Chairman of the Public Service Commission of Indiana, who shall also fix the compensation to be paid to the member of said Board so appointed for any services performed, and the appointment so made and compensation so fixed shall be binding upon both parties. The Board of Arbitration so constituted shall have submitted to it all the facts and testimony with regard to such disagreement or controversy. After full hearing, at which all parties interested shall have the right to be present and heard, the

majority decision of the Board of Arbitration shall be final and conclusive and binding upon the City and the Company, and said parties shall abide by such decision and perform the conditions thereof as if the same were incorporated in and made a part of this contract. The expense of such arbitration, including the services of such third Arbitrator, shall be borne by the party requesting it, except in those cases where the Arbitrators decide in favor of the party making the request, whereupon such expense shall be equally divided between the City and the Company, but each party shall pay for the services of its own appointee at all times. Any expense chargeable to the City for such arbitration shall be paid from any funds available therefor.

14. SUBJECT TO PUBLIC SERVICE COMMISSION OF INDIANA:

This contract, including the rates and service fixed herein and all amendments, modifications and additions thereto and all ordinances passed by the City of Indianapolis, concerning the subject matter of such rates, shall be subject in all respects, where so provided by law, to the rules and regulations and orders of the Public Service Commission of Indiana, or any other body established by law succeeding to the power now or hereafter exercised by said Commission.

15. ASSIGNMENT:

Neither party shall assign, transfer or sublet any of the rights, powers and privileges granted by the terms of this contract without the written consent of the other party; but it shall be otherwise binding upon and inure to the benefit of the parties, their successors and assigns.

16. EXECUTION:

The execution of this contract by the officers of Indianapolis Power & Light Company has been authorized and the City of Indianapolis has authorized the execution of the same by and through its said Metropolitan Board of Park Commissioners by proper action and approval of its Mayor and Common Council.

IN WITNESS WHEREOF, the parties have hereunto set their hands as of the day, month and year first above-written.

INDIANAPOLIS POWER & LIGHT
COMPANY

By W. T. Richards, Its Vice President

ATTEST:

Robert E. Jones, Its Assistant Secretary

CITY OF INDIANAPOLIS, INDIANA
By C. T. H. Watkins

Its Metropolitan Board of Park
Commissioners

ATTEST:

Nellie Clapp Its Secretary

John J. Barton, Mayor of City of Indianapolis

EXHIBIT A

SPECIFICATIONS

1. PARK LIGHTING SYSTEM:

The presently installed quantity, size and type of lights, as shown on Exhibits 1 and 2 attached hereto and, by reference, made a part of these specifications, is to constitute the lighting system upon which the contract is based, and said Exhibits 1 and 2 shall be the basis on which payment shall be made under the contract to the Company, until additions or retirements have been made as hereinafter provided.

2. DISCONTINUANCE OF SERVICE:

The Board shall have the right to discontinue at any time the use of any lamp or lamps served under the contract after not less than thirty (30) days' advance written notice to the Company of its intention to discontinue any such lamp or lamps; provided, however, that the total number of lumens produced and lamps in service shall never in any contract year be fewer than ninety-eight per cent (98%) of the number of lumens produced and lamps in service on the effective

date of the contract, or on the last preceding anniversary date of the contract, whichever number is greater; and provided further, that in the event any part of the lighting system is transferred to the jurisdiction and control of the Board of Public Works or any other governmental board, the reduction of lumens produced and lamps in service caused by said transfer shall be deducted from the number of lumens produced and lamps in service on the effective date of the contract and for the then current contract year.

3. ADDITIONAL LIGHTS:

a. The Company shall promptly erect and place in operation such number of additional lights on wood poles and supplied from overhead circuits, known as overhead lights, to be and remain at all times the property of the Company, similar to those described in Exhibit B attached to and, by reference, made part of the contract, as the Board may from time to time order and locate in writing; provided, however, that the Board shall not require additional lights or extensions during the last year of the contract term, unless the Company shall consent thereto.

In ordering additional overhead lights and extensions, due consideration shall be given to the method in which the lighting circuits are laid out and to the character, size and type of lights being used on the circuits and in the district involved.

b. The Company shall promptly erect and place in operation such number of additional lights on metal poles and supplied from underground circuits, known as standards, to be and remain at all times the property of the Company, similar to those described in Exhibit B attached to and, by reference, made a part of the contract, as the Board may from time to time order and locate in writing; provided, however, that no additional standards or underground extensions shall be required of the Company during the last three (3) years of the contract without the consent of the Company, which consent shall not be withheld by the Company without just cause.

4. LAMPS AND ACCESSORIES:

Lighting shall be by means of incandescent, fluorescent, mercury vapor or such other type of lamp as may be mutually selected and approved by the Board and Company. Such lamps shall be placed on, supported on or suspended from poles or standards with suitable brackets or mast arms, and the wires supplying electrical energy

thereto may be placed either overhead or underground.

The lamps to be furnished shall be of standard types, mutually selected and approved by the Board and the Company, and, when operated at the amperage, voltage and wattage specified by the manufacturer, the light output of each lamp shall not be less than the amount specified and guaranteed by the manufacturer.

The lamps shall conform at all times to the highest standard of the best American lamps manufactured.

Globes, reflectors, housing and other accessories shall be of the best grade of the respective types.

5. CONTROL OF LIGHTING:

All lamps installed under and pursuant to the terms and conditions of the contract shall be lighted on an average of approximately four thousand one hundred (4,100) hours per year, i.e., during the hours of darkness, from approximately fifteen (15) minutes after sunset to approximately fifteen (15) minutes before sunrise, it being understood, however, that the control of such lighting may, at the Company's option, be by manual operation or by any approved mechanical or electrical device selected by the Company.

6. CHANGES IN LOCATIONS OF LIGHTS AND SIZE OF LAMPS:

Upon written order of the Board, the Company will change the size and/or type of lamps in any standards or overhead pendants, and the appurtenance necessary to be changed in connection therewith, subject to the minimum lumen guarantee contained in Section 2 hereof, and the Company will also, upon written order of the Board, relocate any lights, including equipment pertaining thereto, located in the parks, parkways, boulevards, bridges or other public places; provided, however, that for all such changes of lamps and relocation of lights or other equipment, the Company shall be reimbursed by the City for the total cost of labor, material and other costs necessary to accomplish such changes and relocations, plus a percentage of the labor, material and other costs for engineering and overhead, except that there will be no charge for the number of relocations which the Company agrees to make without expense to the City in paragraph 4 of the contract. The Board may require detailed statements of relocation costs, etc., with statements as to the correctness thereof, sworn to by an authorized representative of the Company.

7. MAINTENANCE AND OPERATION:

Prices quoted for operating standards and overhead lights cover only normal operating and maintenance requirements, which are defined as follows:

Company will furnish necessary electrical energy for operating such standards and overhead lights; will furnish lamp renewals whenever necessary; will paint each light standard at least once every five years from date of last painting; will furnish labor and material for emergency repairs necessary to maintain service; will clean globes and glassware at least twice each year; will replace or repair any defective material as soon as practicable, and will restore lights and equipment to normal operating conditions in case of trouble or accident.

The annual charge per light specified in Exhibit B, attached to and, by reference, made a part of the contract, includes all breakage of glassware, lamps or other lighting equipment used in supplying lights. The City upon its part agrees that it will enact and enforce all reasonable ordinances for the protection of the property of the Company against trespass thereon or destruction thereof.

To accomplish the requirements of maintenance and operation and carry out all provisions of the contract, the Company will furnish a skilled operating organization to provide service in an adequate and reasonable manner.

8. OUTAGES:

The Company shall establish and maintain an efficient system of patrol for inspecting all lamps furnished and maintained under the contract. Any lamp which fails to burn properly shall be promptly put in order or replaced.

Any broken globes or reflectors shall be replaced as soon as practicable after the breakage is discovered.

The City's Police Department will report to the Company, as soon as practicable, all outages observed or known by the members of said Department. The Company shall maintain a record of all outages observed or known, stating the number and locations of any lights extinguished or not burning, and the time when each light was reported extinguished or not burning and the time the light was relighted. Said record shall also state the cause, if known, of each said light being extinguished or failing to burn.

To adjust the cost of lighting service to the City for outages which occur each month during the term of the contract, the Company shall credit on its monthly statement to the City for such lighting service a sum equal to two and two-tenths cents (2.2¢) per light for each light in service during said month.

When by reason of any order or requirement of the Federal Government, or other duly authorized authority, the use of electric current for street and park lighting is limited or prohibited, or street and park lighting is prohibited in toto or for any given number of lamps, then no payment shall be made by the City of Indianapolis for such lamps as are not burning during the period of the order. If the order of the government, or other authority, limits and restricts lighting during certain hours of the night, the payment under the contract shall be adjusted upon a basis to be agreed upon by the City and the Company, or determined by the Public Service Commission of Indiana.

9. JOINT USE OF POLES AND CONDUITS:

The Company, in order to avoid multiplicity of poles and conduits, so far as it is safe and practicable and not in conflict with any restriction of any governmental authority or order of the Public Service Commission of Indiana, shall, upon written request of the Board, permit joint use of all or any of its poles and conduits, in any park, parkway, boulevard, bridge or other public place, by the City for street signs and traffic signal control circuits, or by other public utility companies, upon terms mutually agreeable to those affected.

No advertisements or material of any kind shall be permitted on standards, poles, globes and fixtures or any part of any standard or pole owned by the Board or the Company, except such as may be in the opinion of the Board be necessary for safety and traffic control.

The City shall have the right to place and remove street signs on any standard or pole at any time during the life of the contract. The placing and removal of said signs shall be done at the City's expense.

Attachments to the standards, poles and fixtures of the Company shall be made and maintained by the City, at its own expense, in accordance with standard specifications of the Company for doing such work, and such attachments shall be made in such manner as will neither conflict with the use of said standards, poles and fixtures by

the Company nor interfere with the working or use of its wires thereon and/or from time to time placed thereon. The City shall, at its own expense, upon not less than thirty (30) days' advance written notice from the Company, change, alter, improve, repair, renew or remove said attachments in such manner as the Company may direct.

The City shall indemnify and save harmless the Company against any and all damage or loss that may result to the equipment and/or property owned or used by the Company and from and against any and all legal and other expense, claims, costs, losses, suits or judgments for damages or injuries resulting to persons or property by reason of the use or maintenance of City's attachments to the standards, poles or fixtures of the Company, or by reason of negligent acts or omissions of the agents or employees of the City, while engaged in the work of placing, maintaining or renewing attachments on or removing attachments from said standards, poles or fixtures.

In the event it is necessary to replace a pole or poles upon which the City has made attachments under the contract, because of street improvement, or because the pole is deteriorated, or because the load on said pole or poles has become greater than is safe for the pole to support, the City shall, at its own expense, transfer the attachments from the old to the new pole or poles within ten (10) days after being requested, in writing, to do so by the Company.

Use of Company's conduits by the City, as hereinabove set out, shall conform to the standard specifications of the Company for such use, and the use thereof by the City shall not interfere with the use of said conduits by the Company.

The installation and maintenance of any and all traffic signal control circuits in Company's conduits shall be at City's expense.

In the event it is necessary or desirable, in the opinion of the Company, for the City to remove, replace, repair or relocate any equipment installed by the City in Company's conduits, said equipment shall be removed, replaced, repaired or relocated by the City, at its own expense, within thirty (30) days after being requested, in writing, to do so by the Company.

10. SCREENING OF LIGHTS:

Where the screening of lights is deemed necessary by the Board, the Board may, by written order, require the Company to provide and

install screens, provided the Company is compensated in advance for the installed cost of such screens. The City agrees that it shall indemnify and save harmless the Company from any and all claims, demands, losses, suits or judgments for damages or injuries resulting to persons or property by reason of the installation or use of such screens as may be ordered by the Board.

11. SPACE AND EQUIPMENT ON CITY PROPERTY:

When the requirements of the City, or demands on the Company, require space in City buildings or on City property for the installation of transformation equipment, the City will furnish, exclusively for the Company's equipment, subject to special agreements approved by the Board, suitable space to meet the Company's requirements as to location, size and accessibility.

When the transformers and other facilities and equipment required to furnish and supply current for light and power for public buildings, public equipment and other public places are mounted on wood poles, the Company will install, own and maintain the necessary transformers, protective equipment and other facilities and equipment and make the connections to the City's service outlets.

When the transformers and other facilities and equipment are to be placed at ground level, the City shall install the necessary concrete pads and fencing and the Company will furnish, install, own, and maintain the transformers, protective equipment and other facilities and equipment and make the connections to the City's service outlets.

When an underground transformer vault installation is required, the City shall furnish and install the necessary walls and ventilating grating to provide a suitable transformer vault. The Company will furnish, install, own and maintain the necessary transformers, protective equipment and other facilities and equipment, and the City shall install, own and maintain all high voltage cables, conduit and transformer connections between the Company's high voltage lines and the secondary low voltage lines.

When an underground transformer vault installation is required to supply current for customers other than public buildings, public equipment or other public places, the Company shall provide all necessary partition walls and shall furnish, install and maintain all necessary vault equipment, including all primary and secondary lines and connections within the vault, all at Company's expense.

The Company shall supply one meter for each public building installation, except where more than one department occupies a building. In such event a meter must be connected to the wiring for each department, if the Board, in writing, so requires.

The Company shall supply electric service to public buildings for heat, light and power for the twenty-four (24) hours of each and every day during the term of the contract.

12. IMPROVEMENTS IN SERVICE:

The Board shall have the right to require the Company to make use of any apparatus, appliances or devices that are an advancement or improvement in connection with the art or service of street and park lighting over the existing facilities as now or newly installed according to the contract and in use during any part of the term of the contract, whether in the way of economy, increased illumination, safety, improved appearance or otherwise. The Company shall, at the Board's request or as the Company becomes informed thereof, furnish it with detailed information concerning any such apparatus, appliances or devices, including the cost of installation, operation and maintenance, operating characteristics and any other data requested.

The Company shall be entitled to adjust the compensation from the Board so as to properly reflect, during the remaining term of the contract, any increase or decrease in the investment required and any change in operating expenses caused by the new installations or replacements.

The net increase or decrease in the investment and the change in the cost of operation and maintenance shall constitute the basis for the determination of the rates and charges thereafter to be paid by the Board to the Company for the improved or modified service; and the modifications or changes in the rates and charges set forth in Exhibit B attached to the contract, including the addition of any new rate or change, by reason of the improved or modified services, shall be incorporated therein by an amendment or modification of the contract approved by the Public Service Commission of Indiana, or any other body established by law succeeding to the powers now or hereafter exercised by said Commission.

In cases of new additional installations, comparisons will be made with existing facilities and equipment. In cases of replacements, the comparison will be made with the facilities and equipment replaced.

In the cases of replacements, the Board shall and hereby agrees to pay to the Company the original cost of the facilities and equipment replaced less depreciation, plus the cost of removing the facilities and equipment to Company's storeroom, minus any salvage value of the facilities and equipment so replaced. The amount to be paid by the Board to the Company shall be due upon presentation of a bill therefor and shall be payable within thirty (30) days from date thereof.

13. ELECTROLYSIS:

Reasonable provision shall be made and maintained by the Company to protect the pipes, conduits and other property in the parks, parkways, boulevards or other public places, belonging to the City or to any other public utility or any abutting property owners or occupants, from electrolysis caused by current or currents of electricity of the Company.

14. STANDARD OF PERFORMANCE, TESTS AND PENALTIES:

The voltage and amperage supplied to each lamp shall be such as to maintain the lamps according to the standard requirements of the manufacturers.

The Board may at any time request the Company to make tests as to the voltage and/or current supplied to any lamp or group of lamps and the appurtenances thereto, in the presence of a representative of the City; and the next following working day after the making of such tests, the Company shall report to the City the results of such tests.

In case of a dispute between the Board and the Company as to the accuracy of any meter or other instrument used in making tests or measurements of the Company's service, said instrument may be tested either in the City's laboratory, in the presence of a representative of the Company, or in the Company's laboratory, in the presence of a representative of the City, at the option of the Board, or the Board and the Company may agree to have such instruments tested by an outside laboratory of recognized standing.

The City shall indemnify and hold the Company harmless from all injuries and damages to persons or property by reason of said inspections or tests, except such injuries or damages as may be caused by the negligence of the Company.

Whenever tests made by the Company show that the volts or am-

peres supplied to any lamp or group of lamps or the appurtenances thereto have caused the light output to be more than five per cent (5%) below the standard for said lamp or lamps for a continuous period of one-half hour in any night, as evidenced by the readings of graphic recording voltmeters, ammeters or other devices, then and in that event the Company shall deduct from its bill a sum equal to ten cents (10¢) per night for each lamp tested.

The deductions to be made for low amperage or voltage, under the provisions of this section, are not to be treated as a penalty but as liquidated damages for failure to perform the contract.

15. VOLTAGE AND CHARACTER OF SERVICE:

The Company shall specify the voltage and character of the electric service to be supplied, and it may, at any time thereafter, change the characteristics of the service if it deems such change necessary to safeguard a regular and interrupted supply of electricity or to better the conduct of its business. It is agreed, however, that the Company will give the City reasonable notice of such contemplated change, and the City will adapt its apparatus accordingly.

16. TAXES AND ASSESSMENTS:

Any extra expense incurred by the Company in the performance of the contract, due to any future laws or ordinances, or due to any existing or future special tax or sales tax levied on the Company by the United States Government, State of Indiana, or any division or divisions thereof, for service supplied under the contract, shall be assumed by the City, providing such assumption is not contrary to law; and any reduction in expense which may affect the Company in the performance of the contract by reason of any of the conditions stated above shall be credited to the City under the contract.

17. PERFORMANCE BOND:

The Company, at the time of signing the contract, shall furnish a bond in the sum of Fifty Thousand Dollars (\$50,000.00) with surety to the approval and satisfaction of the Board, conditioned that the Company shall perform the contract according to the terms thereof and according to these specifications. Said bond shall extend for the full term of the contract, but the Company shall furnish and deliver a new bond whenever the surety or sureties on the bond then existing shall be deemed by the Board to be insufficient and unsatisfactory.

EXHIBIT 1

(Exhibit as of Dec. 1, 1964)

(To Be Revised July 1, 1965)

CITY OWNED ORNAMENTAL EQUIPMENT

12-FT. SINGLE STANDARDS 6,000 LUMEN

Size and Type	Lamps	Location	From	To
12' Single 6,000 L	1	Brookville Road and Sherman Dr.		
" " "	9	Garfield Drive	Shelby	Raymond
<hr/>				
Total	10			

12-FT. SINGLE STANDARDS 4,000 LUMEN

Size and Type	Lamps	Location	From	To
12' Single 4,000 L	12	Brookville Road	Sherman	Washington
" " "	17	Garfield Drive	Shelby	Raymond
" " "	4	Irving Circle		
<hr/>				
Total	33			

10½-FT. SINGLE STANDARDS 2,500 LUMEN

Size and Type	Lamps	Location	From	To
10½' Sgl. 2,500 L	83	Brookside Parkway, N. Dr.	Brookside Ave.	Olney
" " "	32	Camp Sullivan		
" " "	4	Fletcher Triangle		
" " "	6	Morris Square		
" " "	3	Noble Place		
" " "	1	North Garfield Drive and East Garfield Drive		

Size and Type	Lamps	Location	From	To
10½' Sgl. 2,500 L	44	Rhodus Park		
" " "	10	University Park		
<hr/>				
Total 183				

EXHIBIT 2

(Exhibit as of Dec. 1, 1964)

(To Be Revised July 1, 1965)

COMPANY OWNED ORNAMENTAL EQUIPMENT

15,000 LUMEN METAL POLES

Size and Type	Lamps	Location	From	To
Metal Pole, 15,000 L	2	Evanston	Fall Creek	42nd Street
" " "	26	Fall Creek Parkway, N. Dr.	New Jersey	30th Street
" " "	67	Fall Creek Parkway, N. Dr.	38th Street	Keystone
" " "	13	Fall Creek Parkway	Capitol	Meridian
" " "	2	Keystone, North and South of Fall Creek Parkway		
" " "	2	Pleasant Run Parkway, N. Dr., 1st East and 1st West of Madison Avenue		
<hr/>				
Total 112				

10,000 LUMEN METAL POLES

Size and Type	Lamps	Location	From	To
Metal Pole, 10,000 L	111	Burdsal Parkway	White River Pkwy.	Fall Creek Pkwy.
" " "	129	(Fall Creek Parkway, N. Dr.	Burdsal Pkwy.	New Jersey
" " "		(Fall Creek Parkway, N. Dr.	30th Street	38th Street
" " "	6	Fall Creek Parkway N. Dr., North and South of 46th Street		

Size and Type	Lamps	Location	From	To
Metal Pole, 10,000 L	25	Fall Creek Parkway, E. Dr.	10th Street	16th Street
" " "	14	Garfield Park Garden Area		
" " "	81	Kessler Boulevard	College Avenue	Parker
" " "	35	Kessler Boulevard	Meridian	Crows Nest Dr.
" " "	2	Madison and Pleasant Run Parkway		
" " "	8	Park Building Parking Area		
" " "	39	White River Parkway, E. Dr.	30th Street	38th Street

Total 450

6,000 LUMEN METAL POLES

Size and Type	Lamps	Location	From	To
Metal Pole, 6,000 L	91	Brookside Park		
" " "	15	Christian Park		
" " "	7	Coffin Golf Course		
" " "	41	Cold Spring Road	30th Street	38th Street
" " "	51	Cold Spring Road	Road 52	30th Street
" " "	8	Spades Park		
" " "	25	Douglas Park		
" " "	2	Ellenberger Park		
" " "	5	Ellenberger Parkway, East & West		
" " "		Drives	St. Clair	10th Street
" " "	29	Fall Creek Parkway, S. Dr.	Capitol	Central
" " "	2	Finch Park		
" " "	152	Garfield Park		
" " "	2	Jefferson Bridge Over Pogues Run		
" " "	2	Kessler Bridge Over Canal		

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Size and Type	Lamps	Location	From	To
Metal Pole, 6,000 L	16	Kessler Boulevard	Meridian	Central
" " "	74	Pleasant Run Parkway, N. Dr.	Bluff	Prospect
" " "	42	Pleasant Run Parkway, S. Dr.	Meridian	Keystone
" " "	131	Pleasant Run Parkway, N. Dr.	English	Arlington
" " "	2	Pleasant Run Parkway, N. Dr.	Bridge East of	Ritter
" " "	45	Pleasant Run Parkway, S. Dr.	English	Penn. & B&O RR
" " "	21	Pleasant Run Parkway, S. Dr.	Michigan	Emerson
" " "	10	Pleasant Run Parkway, S. Dr.	Arlington	Kitley
" " "	2	Michigan Street Bridge over	Pleasant Run	
" " "	24	Riverside Park		
" " "	66	Riverview Drive	College	Kessler
" " "	10	Sutherland	College	Guilford
" " "	26	University Park		
" " "	70	Washington Park		
" " "	81	White River Parkway, W. Dr.	Cold Spring Road	38th Street
" " "	2	White River Parkway, North and South of	30th Street	
" " "	8	Willard Park		
" " "	7	30th Street	Cold Spring Road	White River Pkwy.
Total		1,069		

4,000 LUMEN METAL POLES

Size and Type	Lamps	Location	From	To
Metal Pole, 4,000 L	14	Ellenberger Park		
" " "	7	Ellenberger Pky., E. & W. Drives	St. Clair	10th Street
" " "	57	Pleasant Run Parkway, S. Dr.	Raymond	Keystone
" " "	15	Pleasant Run Parkway	English	Sherman

Size and Type
 Metal Pole, 4,000 L
 " " "
 " " "

Lamps Location
 31 Pleasant Run Parkway
 11 30th Street
 81 Pleasant Run Parkway, N. Dr.

From To
 Arlington 10th Street
 Cold Spring Road White River
 Bluff Prospect

Total 216

OVERHEAD PENDANT 10,000 LUMEN

Size and Type
 Overhead, 10,000 L
 " "

Lamps Location
 8 Kessler Boulevard
 6 Kessler Boulevard

From To
 College Carvel
 Meridian Spring Mill

Total 14

OVERHEAD PENDANT 6,000 LUMEN

Size and Type
 Overhead, 6,000 L
 " "
 " "
 " "
 " "
 " "
 " "
 " "
 " "
 " "
 " "
 " "

Lamps Location
 21 Arden Drive
 1 Arnolda Park
 3 Belmont Park
 13 Broad Ripple Park
 1 College and Riverview Drive
 6 Douglas Park
 2 Lentz Playground
 2 McCarty Place
 1 Oak Hill Playground
 1 Pleasant Run Parkway and Southeastern
 4 Riverview Drive
 1 29th Street, West of East Riverside Drive

From To
 Meridian College
 Kessler College

Size and Type	Lamps	Location	From	To
Overhead, 6,000 L	3	21st Street and School Street		
" "	1	Kessler Blvd. & Lieber Road		
" "	1	Cold Springs Road South of 38th St.		

Total 61

400 WATT MERCURY VAPOR OVERHEAD

Size and Type	Lamps	Location	From	To
Overhead, 400W Mer. Vap:	14	18th Street	White River	Riverside Dr.
" " " "			Parkway, E. Dr.	
" " " "	1	30th Street, First east of Cold Springs Road		
" " " "	1	South Grove Parking Lot		
" " " "	1	East Riverside Drive North of 18th Street		
" " " "	1	29th Street East of White River Parkway, East Drive		

Total 18

400 WATT MERCURY VAPOR METAL POLES

Size and Type	Lamps	Location	From	To
Metal Pole, 400W Mer. Vap.	15	Boulevard Place	52nd Street	49th Street
" " " " "	56	Brookside Parkway, S. Dr.	Jefferson	Sherman Drive
" " " " "	7	Hampton Drive	Crown Street	Sunset Avenue
" " " " "	13	Hampton Drive	44th Street	Sunset Avenue
" " " " "	28	Kessler Boulevard	Parker	S.R. 37A
" " " " "	29	Pleasant Run Parkway, N. Dr.	Keystone Avenue	English Avenue
" " " " "	4	South Grove Parking Lot		
" " " " "	20	Sunset Ave.	Hampton Drive	49th Street
" " " " "	7	Parking area, west side of Sunset Avenue, north and south of 46th St.		

Size and Type	Lamps	Location	From	To
Metal Pole, 400W Mer. Vap.	40	White River Parkway, West Drive and East Drive, north and south of 38th Street		
" " " " "	67	White River Parkway, E. Dr.	18th Street	30th Street
" " " " "	5	30th Street and Cold Spring Road		
" " " " "	15	49th Street	Boulevard Place	Sunset Avenue

Total 306

175 WATT MERCURY VAPOR OVERHEAD

Size and Type	Lamps	Location	From	To
Overhead, 175W Mer. Vap.	44	North Eastway Park		
" " " " "	1	Playground Area west of Auburn at 36th Street		

Total 45

175 WATT MERCURY VAPOR METAL POLES

Size and Type	Lamps	Location	From	To
Metal Pole, 175W Mer. Vap.	10	North Eastway Park		
" " " " "	5	Highland Park		
" " " " "	3	Indianola Park		

Total 18

157 WATT FLUORESCENT UNDERPASS

Size and Type	Lamps	Location	From	To
Underpass, 157W Fluor	2	Pleasant Run Parkway at Beecher		

Total 2

EXHIBIT B

RATES FOR SERVICE

The City of Indianapolis, by and through its Metropolitan Board of Park Commissioners, shall pay, and the Company shall receive, as full compensation for service supplied as specified herein, sums of money as follows:

PART I

PRICES FOR FURNISHING CURRENT, OPERATING
AND MAINTAINING EXISTING LAMPS IN SERVICE
PRIOR TO JULY 1, 1965, AND OWNED BY THE
CITY AS SHOWN IN EXHIBIT 1 ATTACHED TO
SPECIFICATIONS

The prices quoted below are net per year for an average of approximately 4,100 burning hours.

1. Single-lamp standard, 12 ft. in height, including one (1) 6,000 lumen incandescent lamp with necessary fixtures and glassware and supplied from underground circuits:

Forty-six and 00/100 dollars (\$46.00) net per year.

2. Single-lamp standard, 12 ft. in height, including one (1) 4,000 lumen incandescent lamp with necessary fixtures and glassware and supplied from underground circuits:

Forty and 00/100 dollars (\$40.00) net per year.

3. Single-lamp standard, 10 ft. in height, including one (1) 2,500 lumen incandescent lamp with necessary fixtures and glassware and supplied from underground circuits:

Fifty-eight and 00/100 dollars (\$58.00) net per year.

PART II

PRICES FOR FURNISHING, OPERATING AND
MAINTAINING EXISTING LAMPS IN SERVICE

PRIOR TO JULY 1, 1965, AND OWNED BY THE
COMPANY AS SHOWN IN EXHIBIT 2, ATTACHED

TO SPECIFICATIONS

The prices quoted below are net per year for an average of approximately 4,100 burning hours:

1. Single 10,000 lumen incandescent lamp with necessary fixtures and glassware suspended from a wood pole and supplied from overhead circuits:

Seventy-three and 50/100 dollars (\$73.50) net per year.

2. Single 6,000 lumen incandescent lamp with necessary fixtures and glassware suspended from a wood pole and supplied from overhead circuits:

Forty-eight and 00/100 dollars (\$48.00) net per year.

3. Single 15,000 lumen incandescent lamp with necessary fixtures and glassware supported by a metal pole and supplied from underground circuits:

One hundred and 50/100 dollars (\$100.50) net per year.

4. Single 10,000 lumen incandescent lamp with necessary fixtures and glassware supported by a metal pole and supplied from underground circuits:

Ninety and 00/100 dollars (\$90.00) net per year.

5. Single 6,000 lumen incandescent lamp with necessary fixtures and glassware supported by a metal pole and supplied from underground circuits:

Seventy-four and 00/100 dollars (\$74.00) net per year.

6. Single 4,000 lumen incandescent lamp with necessary fixtures and glassware supported by a metal pole and supplied from underground circuits:

Fifty-seven and 50/100 dollars (\$57.50) net per year.

7. Single 400 watt mercury vapor lamp with necessary fixtures and glassware suspended from a wood pole and supplied from overhead circuits:

Seventy-six and 00/100 dollars (\$76.00) net per year.

8. Single 400 watt mercury vapor lamp with necessary fixtures and glassware supported by a metal pole and supplied from underground circuits:

Ninety-two and 00/100 dollars (\$92.00) net per year.

9. Single 175 watt mercury vapor lamp with necessary fixtures and glassware suspended from a wood pole and supplied from overhead circuits.

Forty-eight and 00/100 Dollars (\$48.00) net per year.

10. Single 175 watt mercury vapor lamp with necessary fixtures and glassware supported by a metal pole and supplied from underground circuits:

Seventy-two and 50/100 dollars (\$72.50) net per year.

11. Special 157 watt fluorescent underpass fixture supplied from distribution circuits:

Seventy-one and 50/100 dollars (\$71.50) net per year.

12. All prices quoted above (covering service supplied to lighting standards or poles from underground circuits) are based on the supplying of one hundred (100) feet of connecting cable per such standard or pole. For any increase or decrease in the total average length of connecting cable supplied above or below an average of one hundred (100) feet per standard or pole there shall be an additional charge or a credit of:

Twelve cents (\$.12) net per foot per year of such excess or deficiency.

PART III

PRICES FOR FURNISHING, ERECTING, OPERATING
AND MAINTAINING LAMPS INSTALLED AFTER
JULY 1, 1965, AND OWNED BY THE COMPANY.

The prices quoted below are net per year for an average of approximately 4,100 burning hours:

1. Single 400 watt mercury vapor lamp with necessary fixtures and glassware suspended from a wood pole and supplied from overhead circuits:

Eighty-one and 00/100 dollars (\$81.00) net per year.

2. Single 400 watt mercury vapor lamp with necessary fixtures and glassware supported by a metal pole and supplied from underground circuits.

One hundred and 00/100 dollars (\$100.00) net per year.
circuits:

3. Single 175 watt mercury vapor lamp with necessary fixtures and glassware suspended from a wood pole and supplied from overhead circuits:

Forty-eight and 00/100 dollars (\$48.00) net per year.

4. Single 175 watt mercury vapor lamp with necessary fixtures and glassware supported by a metal pole and supplied from underground circuits:

Seventy-six and 00/100 dollars (\$76.00) net per year.

5. Special 157 watt fluorescent underpass fixture supplied from distribution circuits:

Seventy-nine and 50/100 dollars (\$79.50) net per year.

6. All prices quoted above (covering service supplied to lighting standards or poles from underground circuits) are based on the

supplying of one hundred (100) feet of connecting cable per such standard or pole. For any increase or decrease in the total average length of connecting cable supplied above or below an average of one hundred (100) feet per standard or pole, there shall be an additional charge or a credit of:

Twenty-two cents (\$.22) net per foot per year of such excess or deficiency.

PART IV.

PRICES FOR ALL OTHER ELECTRICAL ENERGY SUPPLIED OR TO BE SUPPLIED UNDER THE CON- TRACT AND NOT COVERED UNDER THE ABOVE PRICES

1. The prices for electrical energy furnished to subway lights, bridge lights, traffic lights or other special lighting equipment, now or hereafter owned, installed, and maintained by the City and not included in prices quoted above, the kilowatt-hours for which may be obtained from meter readings or estimated from manufacturer's guaranteed rating and hours of use, and for metered electrical energy for light and/or power in public buildings, structures and grounds around the same, and for any other public places.

RATE (per each meter used)

The rates for the classes of service enumerated in this item No. 1 shall be in accordance with the Company's applicable schedules of rates which are on file with and approved by the Public Service Commission of Indiana.

MINIMUM CHARGE (per each meter used)

See Company's applicable schedule of rates.

2. Optional flat rate unmetered service for the supply of energy only, 24 hours per day or less at the option of the City, for traffic signals and/or safety lighting fixtures. All equipment including fixtures, supporting structures and electrical apparatus that is beyond the point of supply to be owned, operated and maintained by the City.

Twenty-five cents (\$.25) per year per watt burning, based upon the average of the watts burning throughout the operating cycle of the fixture under consideration and with the further condition that for billing purposes no lamp will be considered as having a rating less than 60 watts.

Minimum bill fifteen and 00/100 dollars (\$15.00) per year for each fixture.

SUBJECT TO PUBLIC SERVICE COMMISSION OF INDIANA

It is hereby specified that if, during the proposed contract term, the Public Service Commission of Indiana changes the above rates, then the substituted, amended or revised rates shall apply instead of the rates set out above.

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

GENERAL ORDINANCE NO. 67, 1965

Introduced by Councilman McGill.

AN ORDINANCE, abolishing a certain position and reducing the Appropriation for another position in the office of the City Clerk and creating a new position in said Department, and fixing a time when it shall take effect.

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

Section 1. That the following position that was created and established under General Ordinance No. 86, 1964, as amended (Budget Ordinance of the City of Indianapolis for 1965), in the office of City Clerk, is hereby abolished and eliminated as of June 2, 1965.

I. SERVICES—PERSONAL

- 11. Salaries and Wages—Regular
 - Position of Deputy City Clerk -----\$5,460.00
 - (Abolished as of June 2, 1965)

Section 2. That the following position is created and established in the office of City Clerk as of June 2, 1965.

I. SERVICES—PERSONAL

11. Salaries and Wages—Regular
 Administrative Assistant and Chief Deputy Clerk --\$7,020.00

Section 3. That the following items specifically budgeted in the Office of the City Clerk, be and the same are hereby reduced, and changes in said office staff are made as herein provided.

OFFICE OF THE CITY CLERK

REDUCE

I. SERVICES—PERSONAL

11. Salaries and Wages—Regular
 Deputy City Clerk -----\$3,150.00

(The unexpended balance from June 2, 1965 to December 31, 1965 of Deputy City Clerk)

11. Clerk-Typist (Part-time) ----- 900.00

and said amounts of Three Thousand One Hundred Fifty Dollars (\$3,150.00) and Nine Hundred Dollars (\$900.00) are hereby transferred, reappropriated and reallocated to the Office of the City Clerk, effective as of June 2, 1965.

OFFICE OF THE CITY CLERK

INCREASE

I. SERVICES—PERSONAL

11. Salaries and Wages—Regular
 Administrative Assistant and Chief Deputy Clerk --\$4,050.00

Salary from June 2, 1965 to December 31, 1965.

Section 4. This Ordinance constitutes an inter-item realignment of salary funds and does not raise the existing budget.

Section 5. This Ordinance shall be in full force and effect from and after its passage, approval by the Mayor and is to become effective as of June 2, 1965.

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

SPECIAL ORDINANCE NO. 5, 1965

Introduced by Councilman McGill.

AN ORDINANCE to authorize and direct the Mayor and the City Clerk to execute a Deed of conveyance for the property heretofore known as Indianapolis City Hospital to the Health and Hospital Corporation of Marion County, an Indiana Municipal Corporation, pursuant to Section 53, Chapter 287 of the Acts of the Indiana General Assembly of 1951.

WHEREAS, the City of Indianapolis, an Indiana Municipal Corporation, for many years owned and operated the Indianapolis City Hospital, and

WHEREAS, the General Assembly of the State of Indiana in the year 1951 created and established the Health and Hospital Corporation of Marion County, Indiana, an Indiana Municipal Corporation for the purpose, amongst other things, of providing and maintaining health and hospital services in the County of Marion, State of Indiana, and

WHEREAS, by virtue of Section 53, Chap. 287 of the Acts of 1951, the Indianapolis City Hospital was transferred to the Health and Hospital Corporation of Marion County, Indiana, an Indiana Municipal Corporation, by legislative action, and

WHEREAS, the legislative action authorized and directed, amongst other things, the City of Indianapolis, to do, undertake, and complete all actions necessary to effectuate the transfer of title to the property involved in said statute, to the Health and Hospital Corporation of Marion County, and the intent and purport of this ordinance is to comply with the legislative intent and mandate, and

to further clear the title to the real estate involved for the benefit of the Health and Hospital Corporation of Marion County, Indiana, an Indiana Municipal Corporation,

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

Section 1. That the legislative intent and mandate of Section 53, Chap. 287 of the Acts of 1951 of the Indiana General Assembly was to transfer and convey the operation and maintenance of the Indianapolis City Hospital to the Health and Hospital Corporation of Marion County, Indiana, an Indiana Municipal Corporation, and pursuant thereto the said hospital facilities have at all times since been operated and maintained by the said Health and Hospital Corporation of Marion County as the Indianapolis General Hospital and subsequently as Marion County General Hospital.

Section 2. That in order to clear the chain of title to the real estate of the Indianapolis General Hospital subsequently known as Marion County General Hospital as it is now operated by the Health and Hospital Corporation of Marion County, Indiana and to forever erase, release and discharge any cloud or defect in title in favor of the City of Indianapolis, Indiana, an Indiana Municipal Corporation, pursuant to the aforesaid actions of the Indiana General Assembly of 1951, the Mayor and City Clerk of the City of Indianapolis are hereby authorized and directed to execute a Deed conveying the interest of the City of Indianapolis, if any, to the subject real estate, to the Health and Hospital Corporation of Marion County, Indiana, an Indiana Municipal Corporation, a copy of said proposed Deed of Conveyance being attached hereto, made a part hereof and incorporated by reference in its entirety as fully as if the same were herein repeated in full, the copy of said Deed being marked for identification purposes as Exhibit "A" hereto.

Section 3. That upon the passage of this ordinance and the effective date thereof, the Mayor and the City Clerk shall execute and deliver the original copy of the said Deed to the Health and Hospital Corporation of Marion County, Indiana, an Indiana Municipal Corporation.

Section 4. This ordinance shall be in full force and effect from and after its passage, approval by the Mayor, and compliance with all laws pertaining thereto.

Exhibit "A"

DEED

This indenture witnesseth that the City of Indianapolis, a Municipal Corporation, of Marion County in the State of Indiana, transfers, assigns, quit claims, and conveys to the Health and Hospital Corporation of Marion County, Indiana, an Indiana Municipal Corporation, the following described real estate in Marion County, State of Indiana, to-wit:

A part of the northeast quarter of Section 3, Township 15 North, Range 3 East in Marion County, State of Indiana, being also a part of Outlot 158 of the Donation Lands of the City of Indianapolis.

Part of Lots 1, 2, and 3 in Elliott's Subdivision and a part of Lot 1 and Lots 2 through 12 and 66 through 86 in Samuel J. Patterson's Addition as per plat thereof in Plat Book 2, page 46 in the Office of the Recorder of Marion County, Indiana, together with part of vacated Hiawatha Street and vacated Coe Street, and vacated Maxwell Street, and all alleys being heretofore vacated and included within the described tract, the same being more particularly described as follows:

Beginning at the intersection of the west line of Locke Street as now established and the south line of that portion of Coe Street now vacated, vacation proceedings of which are recorded in Deed Record 452, page 235, said point being 32.00 feet north of the south line of Coe Street as platted and established and now vacated; thence west along and with the southerly line of the aforesaid vacated portion of Coe Street and 32.00 feet north of the south line thereof and parallel to said south line a distance of 718.20 feet to a point in the westwardly line of Maxwell Street now vacated; thence southwardly along and with the said westwardly line of Maxwell Street 98.55 feet to a point in the southerly line of that portion of Coe Street as shown on the aforesaid vacation proceedings, said point being 37.00 feet north of the south line of Coe Street as platted and now vacated; thence westwardly along and with the south line of said vacated portion and parallel to the south line of vacated Coe Street and 37.00 feet distant north therefrom a distance of 225.00 feet to a point in the east line of Wilson

Street as the same is now established; thence northwardly deflecting right $90^{\circ}47'$ along and with the aforesaid east line of Wilson Street a distance of 437.70 feet to an assumed south line of Fall Creek Boulevard, South Drive, otherwise known as West 10th Street; thence northeastwardly deflecting right $85^{\circ}47'$ along and with the assumed south line 225.12 feet; thence continue northeastwardly along said assumed south line and deflecting left $15^{\circ}25'$ a distance of 740.71 feet; thence southeastwardly and southwardly on a curve to the right having a radius of 51.23 feet a distance of 99.61 feet to a point in the west line of Locke Street as the same is now established; thence southwardly along and with said westwardly line 577.02 feet to the place of beginning.

Also a part of the northeast quarter of Section 3, Township 15 North, Range 3 East in Marion County, State of Indiana, being also Lots 137 through 142 in Samuel J. Patterson's Addition as per plat thereof in Plat Book 2, page 46 in the Office of the Recorder of Marion County, Indiana;

Also a part of Lots 1 and 2, and 9 through 14, and Lot 3, 4, through 8, and 15 through 21 in Fall Creek Parkway Addition as per plat thereof in Plat Book 18, page 155 in the Office of the Recorder of Marion County, Indiana.

A part of vacated Coe Street and a part of vacated Barnhill Street and all vacated alleys and other areas located within the within described tract, the above being more particularly described as follows:

Beginning at the point of intersection of the west line of Wilson Street as the same is now established and the south line of Coe Street, now vacated, run thence westwardly along and with the southerly line of aforesaid vacated Coe Street a measured distance of 597.60 feet to the point of intersection of said vacated Coe Street and the eastwardly property line of vacated Caldwell Street, said point being the southeastwardly corner of a tract of land conveyed to the Health and Hospital Corporation of Marion County, Indiana by the City of Indianapolis by and through its Board of Park Commissioners, dated December 23, 1964; thence northwardly deflecting right $90^{\circ}27'$ along and with the eastwardly line of vacated Caldwell Street and the eastwardly line of the aforesaid tract of land and said

line projected northwardly a distance of 461.90 feet to the assumed south line of Fall Creek Boulevard, South Drive, also known as West 10th Street; thence eastwardly deflecting right 88°20' along and with said assumed south line 597.80 feet to the point of intersection with said line and the west line of Wilson Street as the same is now established; thence southwardly along and with said west line of Wilson Street a distance of 474.60 feet to the place of beginning.

Also lots 8 and 9 in William Y. Wiley's Subdivision of Square 6 in Lawrenceburg and the Upper Mississippi Railroad Company's Subdivision of Outlot 158 of the Donation Lands of the City of Indianapolis, the plat of which is recorded in Plat Book 1, pages 287 and 288 in the Office of the Recorder of Marion County, Indiana.

Subject to all legal highways, rights of way, easements and restrictions of record as well as any and all encumbrances thereon.

The within deed is hereby executed by the Mayor of the City of Indianapolis and attested to by the Clerk of the City of Indianapolis pursuant to Special Ordinance No. 5, 1965 of the Common Council of the City of Indianapolis, duly passed by said body on the ---- day of -----, 1965, in accordance with and pursuant to the directive of the Acts of the Indiana General Assembly of 1951, Chapter 287, Section 53 thereof, the same also being Burns Indiana Statutes Annotated 35-950.

In witness whereof, the said City of Indianapolis, an Indiana Municipal Corporation, has hereunto caused its hand and seal to be affixed by the Mayor and City Clerk, respectively, this ---- day of -----, 1965.

CITY OF INDIANAPOLIS
An Indiana Municipal Corporation

By John J. Barton, Mayor

S E A L

Attest:

By Angeline Allstatt, City Clerk

STATE OF INDIANA, COUNTY OF MARION, ss:

Before me, a notary public in and for said County and State, personally appeared John J. Barton and Angeline Allstatt, Mayor and City Clerk, respectively, of the City of Indianapolis, an Indiana Municipal Corporation, who, in their official capacity as such, acknowledged the execution of the above and foregoing Deed as their voluntary act and deed, for and on behalf of said City, pursuant to authority of the City Council of the City of Indianapolis, and in accordance with the Statutes of the State of Indiana, this -- day of -----, 1965.

Notary Public

My Commission Expires:

This instrument prepared by Stanley Talesnick, Assistant City Attorney.

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

Mr. McGill called for a second reading of Appropriation Ordinance No. 8, 1965.

The Clerk read the Ordinance for a second time.

Mr. McGill moved, seconded by Mr. Brydenthal, the Ordinance be amended as follows:

Indianapolis, Ind., May 3, 1965

Mr. President:

I move that Appropriation Ordinance No. 8, 1965, be amended by inserting a new Section 3 providing as follows:

Section 3. That no funds shall be spent under the provisions of this

ordinance until Community Action Against Poverty of Greater Indianapolis, Inc., has agreed with the City of Indianapolis that (1) it will furnish to the Common Council of the City of Indianapolis a complete accounting as to the expenditure of the funds granted at the end of one year; (2) it will return to the City of Indianapolis any funds which are not expended in the event of a dissolution of the corporation; and (3) it will expend the funds for projects located or oriented within the City of Indianapolis.

And that Appropriation Ordinance No. 8, 1965 be further amended by changing the designation of Section 3 to Section 4.

R. THOMAS McGILL, Councilman

President Wallace called for a roll call on the Amendment which passed as follows:

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

Mr. McGill moved that Appropriation Ordinance No. 8, 1965, be ordered engrossed, read a third time and placed upon its passage. The motion was seconded by Mr. Kuykendall.

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

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

Mr. McGill called for a second reading of Appropriation Ordinance No. 11, 1965.

The Clerk read the Ordinance for a second time.

On motion of Mr. McGill, seconded by Mr. Deluse, Appropriation Ordinance No. 11, 1965 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, Reverend Cummings, Mr. Deluse, Mr. Egenes, Mr. Hasbrook, Mr. Kuykendall, Mr. McGill and President Wallace.

Mr. Deluse called for a second reading of General Ordinance No. 45, 1965.

The Clerk read the Ordinance for a second time.

On motion of Mr. Deluse, seconded by Mr. McGill, General Ordinance No. 45, 1965 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, Reverend Cummings, Mr. Deluse, Mr. Egenes, Mr. Hasbrook, Mr. Kuykendall, Mr. McGill and President Wallace.

Mr. Deluse called for a second reading of General Ordinance No. 46, 1965.

The Clerk read the Ordinance for a second time.

On motion of Mr. Deluse, seconded by Mr. Brydenthal, General Ordinance No. 46, 1965 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, Reverend Cummings, Mr. Deluse, Mr. Egenes, Mr. Hasbrook, Mr. Kuykendall, Mr. McGill and President Wallace.

Mr. Deluse called for a second reading of General Ordinance No. 47, 1965.

The Clerk read the Ordinance for a second time.

On motion of Mr. Deluse, seconded by Mr. McGill, General Ordinance No. 47, 1965 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, Reverend Cummings, Mr. Deluse, Mr. Egenes, Mr. Hasbrook, Mr. Kuykendall, Mr. McGill and President Wallace.

Mr. Deluse called for a second reading of General Ordinance No. 48, 1965.

The Clerk read the Ordinance for a second time.

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

General Ordinance No. 48, 1965 was ordered engrossed, read for 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, Reverend Cummings, Mr. Deluse, Mr. Egenes, Mr. Hasbrook, Mr. Kuykendall, Mr. McGill and President Wallace.

Mr. Brydenthal called for a second reading of General Ordinance No. 49, 1965.

The Clerk read the Ordinance for a second time.

On motion of Mr. Brydenthal, seconded by Mr. Kuykendall, General Ordinance No. 49, 1965 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, Reverend Cummings, Mr. Deluse, Mr. Egenes, Mr. Hasbrook, Mr. Kuykendall, Mr. McGill and President Wallace.

Mr. Brydenthal called for a second reading of General Ordinance No. 50, 1965.

The Clerk read the Ordinance for a second time.

On motion of Mr. Brydenthal, seconded by Mr. Kuykendall, General Ordinance No. 50, 1965 was ordered en-

grossed, 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, Reverend Cummings, Mr. Deluse, Mr. Egenes, Mr. Hasbrook, Mr. Kuykendall, Mr. McGill and President Wallace.

Mr. Brydenthal called for a second reading of General Ordinance No. 51, 1965.

The Clerk read the Ordinance for a second time.

On motion of Mr. Brydenthal, seconded by Mr. Deluse, General Ordinance No. 51, 1965 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, Reverend Cummings, Mr. Deluse, Mr. Egenes, Mr. Hasbrook, Mr. Kuykendall, Mr. McGill and President Wallace.

Mr. Egenes called for a second reading of General Ordinance No. 52, 1965.

The Clerk read the Ordinance for a second time.

On motion of Mr. Egenes, seconded by Mr. Hasbrook, General Ordinance No. 52, 1965 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, Reverend Cummings, Mr. Deluse, Mr. Egenes, Mr. Hasbrook, Mr. Kuykendall, Mr. McGill and President Wallace.

Mr. Kuykendall asked for a second reading of General Ordinance No. 119, 1964.

The Clerk read the Ordinance for a second time.

Mr. Kuykendall moved, seconded by Mr. Brydenthal, that General Ordinance No. 119, 1964 be stricken from the files.

The Clerk called the roll and the motion passed on the following roll call:

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

President Wallace announced he wished to present a Resolution on the death of former Councilman Roscoe C. McKinney.

President Wallace read the Resolution as follows:

SPECIAL RESOLUTION — 1965

A SPECIAL RESOLUTION OF THE INDIANAPOLIS CITY
COUNCIL ON THE DEATH OF ROSCOE A. McKINNEY

WHEREAS, Roscoe A. McKinney ably served as a member of the Common Council of the City of Indianapolis, Indiana, for two terms as Councilman from the First District; and

WHEREAS, during his entire tenure as a member of the Common Council, Roscoe A. McKinney was Chairman of the Committee on Public Safety and Aviation of the City Council, rendering a great service to the Council and the public in such capacity; and

WHEREAS, Roscoe A. McKinney served with great distinction as a member of the Fire Department of the City of Indianapolis for thirty-eight years, rising to the rank of Chief; and

WHEREAS, the City of Indianapolis has, in the death of Roscoe A. McKinnely, lost a loyal and faithful citizen and public servant.

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

That the Common Council does hereby declare its deep regret at the passing of Roscoe A. McKinney and does further convey to the family of Roscoe A. McKinney the sympathy and condolences of the Common Council and the City of Indianapolis, and instructs the City Clerk to spread a copy of this Resolution in the Journal of the Common Council and to send a copy of this Special Resolution to the family of Roscoe A. McKinney.

Adopted by the Common Council of the City of Indianapolis, Indiana, this 3rd day of May, 1965.

Joseph C. Wallace, President Common Council, City of Indianapolis, Indiana

Attest:

Angeline Allstatt, City Clerk

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

President Wallace called for a voice vote on the Resolution and it passed unanimously.

Mr. Brydenthal moved that the Common Council hold a Public Hearing on the Inner Loop before June 15, 1965. Reverend Cummings seconded the motion.

President Wallace called for a voice vote on the motion and the motion passed.

Mr. McGill moved the City Council appoint Mr. Smith Cheatam as Trustee of the Redevelopment Commission. Mr. Brydenthal seconded the motion and it passed unanimously on a voice vote.

The Council adjourned at 9:35 P.M. on motion of Mr. Kuykendall, seconded by Mr. Deluse.

We hereby certify the above and foregoing is a full and complete record of the proceedings of the Common Council of the City of Indianapolis held on the 3rd day of May, 1965 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

ATTEST:

President

Angeline Allstatt

(SEAL)

City Clerk