

REGULAR MEETING

Monday, March 21, 1966, 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, March 21, 1966 at 7:30 P.M.

Vice-President Moriarty in the Chair.

Present: Mr. Brydenthal, Reverend Cummings, Mr. Deluse, Mr. Egenes, Mr. Hasbrook, Mr. Kuykendall and Vice-President Moriarty.

Absent: Mr. McGill and President Wallace who were ill.

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

Vice-President Moriarty called for the reading of Communications from the Mayor and other City Officials.

COMMUNICATIONS FROM THE MAYOR

March 11, 1966

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:

GENERAL ORDINANCE NO. 23, 1966

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. 24, 1966

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

GENERAL ORDINANCE NO. 25, 1966

An Ordinance to create and establish a cumulative building and sinking fund and establishing the purposes of and directing the usage of such funds pursuant to Acts of 1919, Chapter 144, Section 25A, as added by Acts 1961, Chapter 279, Section 7, page 641; 1963, Chapter 397, Section 3, page 1101.

GENERAL ORDINANCE NO. 22, 1966

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

APPROPRIATION ORDINANCE NO. 11, 1966

An Ordinance appropriating, transferring, reappropriating and reallocating the sum of Thirty Seven Thousand Eight Hundred Dollars (\$37,800.00) from a certain designated fund in the Department of Public Safety, Police Department, to another designated fund in the same Department, and fixing a time when same shall take effect.

Respectfully submitted,
JOHN J. BARTON,
Mayor

March 21, 1966]

City of Indianapolis, Ind.

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March 11, 1966

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. 27, 1966

An Ordinance concerning the Fire Department of the City of Indianapolis.

Respectfully submitted,

JOHN J. BARTON
Mayor

COMMUNICATIONS FROM CITY OFFICIALS

Indianapolis, Indiana, March 21, 1966

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

Gentlemen:

Transmitted herewith are twenty-eight copies of Appropriation Ordinance No. 12, 1966, appropriating the sum of Three Hundred Four Thousand Dollars (\$304,000.00) from the anticipated, unexpended and unappropriated balance of the General Fund of the Department of Public Parks to Fund 7—Properties, of the Department of Public Parks, declaring an emergency and fixing a time when the same shall take effect.

Respectfully submitted,

A. O. DELUSE
Councilman

Indianapolis, Indiana, March 21, 1966

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

Gentlemen:

Transmitted herewith are twenty-eight copies of Appropriation Ordinance No. 13, 1966, appropriating the sum of Fifteen Thousand Dollars (\$15,000.00) from the unexpended and unappropriated balance in the City Market Fund to Fund 2—Services Contractual of the Department of Public Safety, City Market, declaring an emergency and fixing a time when the same shall take effect.

Respectfully submitted,

A. O. DELUSE
Councilman

Indianapolis, Indiana, March 21, 1966

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

Gentlemen:

Transmitted herewith are twenty-eight copies of Appropriation Ordinance No. 14, 1966, appropriating the sum of Ninety Three Thousand Dollars (\$93,000.00) from the unexpended and unappropriated balance in the Motor Vehicle Highway Fund to the Department of Public Works, Street Commissioner, Fund 7—Properties, declaring an emergency and fixing a time when the same shall take effect.

Respectfully submitted,

A. O. DELUSE
Councilman

March 21, 1966]

City of Indianapolis, Ind.

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Indianapolis, Indiana, March 21, 1966

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

Gentlemen:

Transmitted herewith are twenty-eight copies of Appropriation Ordinance No. 15, 1966, reappropriating and reallocating the sum of One Thousand Eight Hundred Forty-one Dollars and Fifty Cents (\$1,841.50) from the Department of Public Safety, Commissioner of Buildings, and One Thousand Four Hundred Fifty-one Dollars (\$1,451.00) from the anticipated unexpended and unappropriated balance of the City General Fund and transferring the same to certain funds in the Legal Department, creating the position of Condemnation Attorney in the Legal Department, declaring an emergency and fixing a time when the same shall take effect.

Respectfully submitted,

A. O. DELUSE
Councilman

Indianapolis, Indiana, March 21, 1966

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

Gentlemen:

Transmitted herewith are twenty-eight copies of Appropriation Ordinance No. 16, 1966, appropriating the sum of Eleven Thousand Nine Hundred Thirty-five Dollars (\$11,935.00) from the anticipated, unexpended and unappropriated balance of the General Fund of the City of Indianapolis to Fund II—Salaries and Wages, Regular, of the Executive Department, and fixing a time when the same shall take effect.

Respectfully submitted,

A. O. DELUSE
Councilman

Indianapolis, Indiana, March 21, 1966

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

Gentlemen:

Transmitted herewith are twenty-eight copies of Appropriation Ordinance No. 17, 1966, reappropriating and reallocating the sum of One Thousand Dollars (\$1,000.00) for a certain specific designated item and fund in the office of the City Clerk of the City of Indianapolis to a certain designated item and fund in the same office created by funds of the 1966 Budget, General Ordinance No. 100, 1965, as amended, declaring an emergency and fixing a time when the same shall take effect.

Respectfully submitted,

A. O. DELUSE
Councilman

Indianapolis, Indiana, March 21, 1966

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

Gentlemen:

Transmitted herewith are twenty-eight copies of Appropriation Ordinance No. 18, 1966, appropriating, transferring, reappropriating and reallocating the sum of Six Thousand Two Hundred Dollars (\$6,200.00) from certain designated funds in the Department of Public Parks to other designated funds in the same department and fixing a time when same shall take effect.

Respectfully submitted,

MAX E. BRYDENTHAL
Councilman

March 21, 1966]

City of Indianapolis, Ind.

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Indianapolis, Indiana, March 21, 1966

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. 30, 1966, authorizing the Board of Public Works, City Civil Engineer, of the City of Indianapolis to purchase through its duly authorized Purchasing Agent, certain equipment and supplies to be paid for out of funds heretofore appropriated or available, and fixing a time when the same shall take effect.

Respectfully submitted,

MAX E. BRYDENTHAL
Councilman

Indianapolis, Indiana, March 21, 1966

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. 31, 1966, authorizing the Board of Public Works, Street Commissioner, 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.

Respectfully submitted,

MAX E. BRYDENTHAL
Councilman

Indianapolis, Indiana, March 21, 1966

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. 32, 1966, amending 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 No. 40 to Section 4-834.1, providing a penalty for the violation of same, and fixing a time when said amendment shall take effect.

Respectfully submitted,

HAROLD J. EGENES
Councilman

Indianapolis, Indiana, March 21, 1966

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. 33, 1966, amending 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 subsection 123 to Section 4-812, and fixing a time when said amendment shall take effect.

Respectfully submitted,

HAROLD J. EGENES
Councilman

March 21, 1966]

City of Indianapolis, Ind.

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Indianapolis, Indiana, March 21, 1966

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. 34, 1966, 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 No. 12 to Section 4-840 prohibiting parking, stopping or standing on certain streets at all times, and fixing a time when the same shall take effect.

Respectfully submitted,

HAROLD J. EGENES
Councilman

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

At that time those present were permitted to be heard on General Ordinances No. 21, No. 28 and No. 29, 1966.

The Council reconvened at 8:18 P.M.

Vice-President Moriarty asked for the reading of Committee Reports by the Clerk.

COMMITTEE REPORTS

Indianapolis, Indiana, March 21, 1966

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

Gentlemen:

We, your Committee on Finance to whom was referred General Ordinance No. 28, 1966, entitled

AUTHORIZING the Municipal Garage to purchase . . . Base bid
for 1,000 tires and 100 tubes -----\$12,000.00

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

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

Indianapolis, Indiana, March 21, 1966

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. 21, 1966, entitled

REQUIRING the Cleveland, Cincinnati, Chicago and St. Louis
Railway Company to install automatic flashing light signals
at the Harding Street crossing.

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

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

Indianapolis, Indiana, March 21, 1966

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. 29, 1966, entitled

AN ORDINANCE prohibiting abandonment of vehicles; restricting the disposition or keeping of wrecked, non-operating, or discarded vehicles on streets or private property; providing for impounding of certain vehicles; and imposing penalties.

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

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

Vice-President Moriarty called for first readings of new Ordinances to be introduced.

INTRODUCTION OF NEW ORDINANCES

APPROPRIATION ORDINANCE NO. 12, 1966

Introduced by Councilman Deluse:

AN ORDINANCE appropriating the sum of Three Hundred Four Thousand Dollars (\$304,000.00) from the anticipated, unexpended and unappropriated balance of the General Fund of the Department of Public Parks to a certain designated item and fund in the Department of Public Parks, created by virtue of the 1966 Budget, General Ordinance No. 100, 1965, as amended, declaring an emergency and fixing a time when the same shall take effect.

WHEREAS, certain extraordinary conditions have developed since the adoption of the existing annual budget, so that it is necessary to appropriate more money than was appropriated in the annual budget for the operation of certain functions in the Department of Public Parks, and to meet such extraordinary emergencies;

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

Section 1. That the sum of Three Hundred Four Thousand Dollars (\$304,000.00) from the anticipated, unexpended and unappropriated balance of the General Fund of the Department of Public Parks is hereby set apart and appropriated out of said fund as follows:

DEPARTMENT OF PUBLIC PARKS

REDUCE:	TAX LEVY
Anticipated, unexpended and unappropriated balance of the General Fund of the Department of Public Parks ----	\$304,000.00

and the said amount is transferred therefrom, appropriated and allocated to the following item and fund.

INCREASE:	TAX LEVY
7. PROPERTIES	
71. Buildings, Structures & Improvements -----	\$304,000.00

Section 2. This appropriation is necessary inasmuch as the above amount was forfeited in the 1965 Budget due to the inability to reach agreement on construction of swimming pools.

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

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

APPROPRIATION ORDINANCE NO. 13, 1966

Introduced by Councilman Deluse:

AN ORDINANCE appropriating, transferring and allocating the sum of Fifteen Thousand Dollars (\$15,000.00) from the unexpended and unappropriated balance in the City Market Fund to the Department of Public Safety, City Market, Fund 2—Services—Contractual, declaring an emergency, 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 unexpended and unappropriated balance in the City Market Fund be hereby reduced in the amount of Fifteen Thousand Dollars (\$15,000.00), to-wit:

DEPARTMENT OF PUBLIC SAFETY CITY MARKET

REDUCE:

City Market Fund, the unappropriated and unexpended balance -----\$15,000.00

and said amount is transferred, appropriated and allocated therefrom to the following items and funds:

INCREASE:

MARKET FUND

2. SERVICES—CONTRACTUAL

25. Repairs -----\$14,000.00
26. Other Contractual ----- 1,000.00

\$15,000.00

Section 2. That this appropriation is necessary in order to continue the City Market repair program and to pay for monthly insect and rodent eradication services.

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 Finance.

APPROPRIATION ORDINANCE NO. 14, 1966

Introduced by Councilman Deluse:

AN ORDINANCE appropriating, transferring, and allocating the sum of Ninety Three Thousand Dollars (\$93,000.00) from the un-

expended and unappropriated balance in the Motor Vehicle Highway Fund to the Department of Public Works, Street Commissioner, Fund 7—Properties, No. 72—Equipment, for the purpose of purchasing needed equipment, declaring an emergency and fixing a time when the same shall take effect.

WHEREAS, it is necessary to properly maintain and satisfactorily service the streets and thoroughfares of the City of Indianapolis, and

WHEREAS, there is a need for this addition of four sweepers, two flushers, and three tractors in the Street Commissioner's Department to perform said maintenance and said service,

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

Section 1. That the unexpended and unappropriated balance in the Motor Vehicle Highway Fund be hereby reduced in the amount of Ninety Three Thousand Dollars (\$93,000.00), to-wit:

REDUCE:

M.V.H.

Motor Vehicle Highway Fund of the City of Indianapolis--\$93,000.00 and said amount is transferred, appropriated and allocated therefrom to the following item and fund:

DEPARTMENT OF PUBLIC WORKS
STREET COMMISSIONER

INCREASE:

M.V.H.

7. PROPERTIES

72. Equipment -----\$93,000.00

Section 2. That this appropriation is necessary in order to satisfactorily service the streets in the City of Indianapolis.

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 Finance.

APPROPRIATION ORDINANCE NO. 15, 1966

Introduced by Councilman Deluse:

AN ORDINANCE transferring, reappropriating and reallocating the sum of One Thousand Eight Hundred Forty One Dollars and Fifty Cents (\$1,841.50) from the Department of Public Safety, Commissioner of Buildings, and One Thousand Four Hundred Fifty One Dollars (\$1,451.00) from the anticipated, unexpended and unappropriated balance of the City General Fund and transferring the same to certain funds in the Legal Department, creating the position of Condemnation Attorney in the Legal Department, declaring an emergency and fixing a time when the same shall take effect.

WHEREAS, certain extraordinary conditions have developed since the adoption of the existing annual budget; and

WHEREAS, the City of Indianapolis as a result of recent state and federal legislation has an increased need for legal advice in connection with the great increase in the condemnation and demolition of unsafe buildings and structures and the collection and foreclosure of liens resulting therefrom; and

WHEREAS, there now exists under the Department of Public Safety, Commissioner of Buildings, the position of Condemnation Expeditor, which position does not adequately provide for the increased legal services required;

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

Section 1. That there is hereby created and established in the Legal Department effective April 1, 1966 a position to be known as Condemnation Attorney.

Section 2. That there is hereby appropriated the sum of Three Thousand Two Hundred Ninety Two Dollars and Fifty Cents (\$3,-

292.50) as compensation and salary for the position of Condemnation Attorney in the Legal Department. To furnish such salary, General Ordinance No. 100, 1965, the City's Annual Budget for 1966, is amended as follows:

REDUCE:	TAX LEVY
The unexpended and unappropriated City General Fund, anticipated balance -----	\$1,451.00

DEPARTMENT OF PUBLIC SAFETY
COMMISSIONER OF BUILDINGS

1. SERVICES—PERSONAL	
11. Salaries and Wages, Regular	
1 Condemnation Expediter -----	\$1,841.50

and said amounts are transferred therefrom, appropriated and allocated to the following item and fund, to-wit:

LEGAL DEPARTMENT

INCREASE:	TAX LEVY
1. SERVICES—PERSONAL	
11. Salaries and Wages, Regular	
1 Condemnation Attorney -----	\$3,292.50

Section 3. That the above transfer and appropriation is an emergency matter due to the greatly increased condemnation and demolition program of the City of Indianapolis.

Section 4. That this ordinance shall be in full force and effect after its passage, approval by the Mayor, and compliance with all requirements for additional appropriations.

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

APPROPRIATION ORDINANCE NO. 16, 1966

Introduced by Councilman Deluse:

AN ORDINANCE appropriating, transferring, reappropriating and reallocating the sum of Eleven Thousand Nine Hundred Thirty-Five Dollars (\$11,935.00) from the anticipated, unexpended and unappropriated balance of the General Fund of the City of Indianapolis to Fund 11—Salaries and Wages, Regular, of the Executive Department, Office of the Mayor, 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. There is hereby provided the sum of Eleven Thousand Nine Hundred Thirty-Five Dollars (\$11,935.00) as compensation and salary for the positions of Annexation Administrator and Clerk II. To furnish such salary General Ordinance No. 100, 1965, the City's Annual Budget for 1966, is amended as follows:

DECREASE:	TAX LEVY
Unexpended and unappropriated City General Fund	
Anticipated Balance -----	\$11,935.00

EXECUTIVE DEPARTMENT
OFFICE OF THE MAYOR

INCREASE:	TAX LEVY
1. SERVICES—PERSONAL	
11. Salaries and Wages, Regular	
1 Annexation Administrator -----	\$7,750.00
1 Clerk II -----	4,185.00
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	\$11,935.00

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

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

APPROPRIATION ORDINANCE NO. 17, 1966

By Councilman Deluse:

AN ORDINANCE transferring, reappropriating and reallocating the sum of One Thousand Dollars (\$1,000.00) for a certain specific designated item and fund in the Office of the City Clerk of the City of Indianapolis, to a certain designated item and fund in the same office created by funds of the 1966 Budget, General Ordinance No. 100, 1965, as Amended, declaring an emergency and fixing a time when the same shall take effect.

WHEREAS, at a prior date the City Council passed its resolution creating a library for the City Council, and

WHEREAS, said library has heretofore not been completely equipped,

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

Section 1. That a certain item and fund specifically budgeted in the office of the City Clerk, be, and the same is hereby, reduced in the following amount, to-wit:

OFFICE OF THE CITY CLERK

REDUCE	TAX LEVY
2. Services—Contractual	
24. Printing and Advertising -----	\$1,000.00

and said amount is transferred therefore, reappropriated and re-allocated to the following item and fund:

INCREASE	TAX LEVY
7. Properties	
72. Equipment -----	\$1,000.00

Section 2. The above appropriation is necessary because of an emergency to properly equip the City Council library.

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 Finance.

APPROPRIATION ORDINANCE NO. 18, 1966

Introduced by Councilman Brydenthal.

AN ORDINANCE appropriating, transferring, reappropriating and reallocating the sum of Six Thousand Two Hundred Dollars (\$6,200.00) from certain designated funds in the Department of Public Parks to other designated funds in the same department, and fixing a time when same shall take effect.

WHEREAS, the Department of Public Parks now employs a Superintendent of Recreation, and

WHEREAS, said Superintendent is to be given the additional duties and responsibilities of supervising Yard Parks, and

WHEREAS, said additional duties and responsibilities will require expending additional time, effort and resourcefulness, and

WHEREAS, the position of Director of Recreation and Yard Parks has been created within the Department of Public Parks,

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

Section 1. That the sum of Six Thousand Two Hundred Dollars (\$6,200.00) now held in the following items and funds in the Department of Public Parks, according to the 1966 Budget, General Ordinance No. 100, 1965, be and the same is hereby reduced as follows:

DEPARTMENT OF PUBLIC PARKS

REDUCE:	TAX LEVY
1. SERVICES—PERSONAL	
11. Salaries and Wages, Regular -----	\$2,700.00
>Delete title of Supr. Division of Recreation and adjust amount for anticipated vacancies \$2,700.00)	
2. SERVICES—CONTRACTUAL	
25. Repairs -----	1,000.00
3. SUPPLIES	
31. Fuel and Ice -----	2,500.00
	<hr/>
	\$6,200.00

and said amount is transferred therefrom, appropriated and allocated to the following items and funds:

INCREASE:	TAX LEVY
1. SERVICES—PERSONAL	
11. Salaries and Wages, Regular -----	\$2,200.00
(Establish a Director of Recreation and Yard Parks @ \$10,090.00)	
2. SERVICES—CONTRACTUAL	
24. Printing and Advertising -----	2,000.00
3. SUPPLIES	
36. Office Supplies -----	2,000.00
	<hr/>
	\$6,200.00

Section 2. This transfer and reappropriation is for the purpose of establishing the Yard Parks Program.

Section 3. This ordinance shall be retroactive to February 3, 1966.

Section 4. 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. 30, 1966

Introduced by Councilman Brydenthal.

AN ORDINANCE authorizing the Board of Public Works of the City of Indianapolis to purchase through its duly authorized Purchasing Agent, certain equipment and 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 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 and supplies to be used by the Department as indicated. Said equipment and 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 equipment and supplies shall not exceed the sum of money heretofore appropriated or available for the use of said Board.

BOARD OF PUBLIC WORKS CITY CIVIL ENGINEER

Reqn. No. R-5026—Base Bid for 100 Tons (more or less)	
Concrete Joint Sealer	\$6,500.00
Reqn. No. R-5033—2 only—2 Ton Dump Trucks	8,012.00
Reqn. No. R-5044—Pressure Grouting Gun	8,050.00

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 Works.

GENERAL ORDINANCE NO. 31, 1966

Introduced by Councilman Brydenthal:

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 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
Street Commissioner

Reqn. No. R-10,994—Snow Plow -----\$5,484.00

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 Works.

GENERAL ORDINANCE NO. 32, 1966

Introduced by Councilman Egenes:

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

larly 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, 3:00 P.M. to 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.

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

Section 1. That Title 4, Chapter 8, Section 4-834.1 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:

	Street	Side of Street	From	To
40.	Concord Street	West	10th Street	16th Street

Section 2. This amendment shall be subject to the penalties as provided in Title 4, Chapter 8, Section 4-831, of the Municipal Code of Indianapolis, Indiana, 1951, as amended.

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

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

GENERAL ORDINANCE NO. 33, 1966

Introduced by Councilman Egenes:

AN ORDINANCE to amend the Municipal Code of Indianapolis, 1951, General Ordinance No. 140, 1951, as amended, and more particularly Title 4, Chapter 8, thereof, by the deletion and repeal of a certain subsection to Section 4-812, which prohibits parking at any time on certain streets, and fixing a time when said amendment shall take effect.

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

Section 1. That Title 4, Chapter 8, Section 4-812, of the Municipal Code of Indianapolis, 1951, General Ordinance No. 140, 1951, as amended, be amended by the deletion and repeal of the following subsection, as follows:

Street	Side of Street	From	To
123. Morris St.	Both	Kentucky Ave.	Belt R.R.

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 Works.

GENERAL ORDINANCE NO. 34, 1966

Introduced by Councilman Egenes:

AN ORDINANCE to amend the Municipal Code of Indianapolis, 1951, General Ordinance No. 140, 1951, as amended, and more particularly Title 4, Chapter 8, thereof, by the addition of a subsection No. 12 to Section 4-840 prohibiting parking, stopping or standing on certain streets at all times, 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 Title 4, Chapter 8, Section 4-840 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:

Street	Side	From	To	Time
12. Morris Street	Both	Kentucky Avenue	Indianapolis Underpass Union Railroad	At all times

Section 2. This amendment shall be subject to the penalties as provided in Title 4, Chapter 8, Section 4-831, of the Municipal Code of Indianapolis, Indiana, 1951, as amended.

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

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

ORDINANCES ON SECOND READING

Mr. Brydenthal called for a second reading of General Ordinance No. 28, 1966.

The Clerk read the Ordinance for a second time.

Upon motion of Mr. Brydenthal, seconded by Mr. Deluse, General Ordinance No. 28, 1966 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 7, viz: Mr. Brydenthal, Reverend Cummings, Mr. Deluse, Mr. Egenes, Mr. Hasbrook, Mr. Kuykendall and Vice-President Moriarty.

Mr. Deluse called for a second reading of General Ordinance No. 21, 1966.

The Clerk read the Ordinance for a second time.

Upon motion of Mr. Deluse, seconded by Mr. Kuykendall, General Ordinance No. 21, 1966 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 7, viz: Mr. Brydenthal, Reverend Cummings, Mr. Deluse, Mr. Egenes, Mr. Hasbrook, Mr. Kuykendall and Vice-President Moriarty.

Mr. Deluse called for a second reading of General Ordinance No. 29, 1966.

The Clerk read the Ordinance for a second time.

Upon motion of Mr. Deluse, seconded by Mr. Brydenthal, General Ordinance No. 29, 1966 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 7, viz: Mr. Brydenthal, Reverend Cummings, Mr. Deluse, Mr. Egenes, Mr. Hasbrook, Mr. Kuykendall and Vice-President Moriarty.

Vice-President Moriarty asked for any new business, then asked if there was any old business.

Mr. Brydenthal, acting chairman of the Finance Committee, called for consideration of General Ordinance No. 26, 1966, and asked for a second reading of the Ordinance and submitted the following committee report.

Indianapolis, Indiana, March 21, 1966

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

Gentlemen:

We, your Committee on Finance to whom was referred General Ordinance No. 26, 1966, entitled

AN ORDINANCE to prohibit, possession, sale, printing, exhibition or distribution of obscene literature, pictures or other material in the City of Indianapolis, Marion County, Indiana.

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

MAX E. BRYDENTHAL,
Acting Chairman
A. O. DELUSE
DANIEL P. MORIARTY

The Clerk read the Ordinance for a second time.

Mr. Hasbrook moved that General Ordinance No. 26, 1966 be amended as follows:

The Clerk read the Amendment.

Indianapolis, Ind., March 21, 1966

Mr. President:

I move that General Ordinance No. 26, 1966 be amended by striking out the entire provision thereof, and inserting in lieu thereof the following: the attached General Ordinance No. 26, 1966.

THOMAS C. HASBROOK, Councilman

GENERAL ORDINANCE NO. 26, 1966

AN ORDINANCE to prohibit possession, sale, exhibition or distribution of obscene literature, pictures, or other material in the City of Indianapolis, Marion County, Indiana, to children under the age of 18 years.

WHEREAS: The sale of such obscene periodicals, films, etc., has increased materially in the last few years.

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

Section 1.1—Obscenity Defined. A thing is obscene if, considered as a whole, its predominant appeal is to prurient interest, that is, a shameful or morbid interest in nudity, sex or excretion, and if it goes substantially beyond customary limits of candor in description or representation of such matters. A thing is obscene even though the obscenity is latent, as in the case of undeveloped photographs.

Section 1.2—Children Under 18 Years. It shall be unlawful for any person, firm or corporation with knowledge of the nature or content thereof to exhibit, sell, offer to sell, give away, circulate, or distribute or attempt to distribute to any person under the age of 18 years any obscene book, magazine, pamphlet, paper, writing, card, advertisement, circular, print, picture, photograph, motion picture, film, play, image, instrument statue drawing or other material.

Section 1.3—Interpretation and Admissibility of Evidence. In any prosecution for an offense under this Section evidence shall be admissible to show:

(1) The character of the audience for which the material was designed or to which it was directed.

(2) What the predominant appeal of the material would be for children under 18 years and what effect if any, it would probably have on the behavior of such children under 18 years.

(3) The artistic, literary, scientific, educational or other merits of the material, or absence thereof;

(4) The degree, if any, of public acceptance of the material in this State;

(5) Appeal to prurient interest, or absence thereof, in advertising or other promotion of the material;

(6) Purpose of the author, creator, publisher or disseminator.

Section 1.4—Prima Facie Evidence. The creation, purchase, procurement or possession of a mold, engraved plate or other embodiment of obscenity specially adapted for reproducing multiple copies, or the possession of more than 3 copies of obscene material shall be prima facie evidence of an intent to disseminate.

Section 1.5—Defenses—It shall be an affirmative defense to a prosecution brought for violation of this Ordinance that the dissemination:

(1) Was to institutions or individuals having scientific or other special justification for possession of such material.

Section 1.6—Penalty. Any person, firm or corporation who violates the provisions of Section 1.2 of this Ordinance shall be guilty

of a misdemeanor and upon conviction thereof shall be fined not less than One Hundred (\$100.00) Dollars nor more than Five Hundred (\$500.00) Dollars.

Section 1.7—Repeal. Section 10-905 of the Municipal Code, 1951, General Ordinance No. 140, 1951, is hereby expressly repealed.

Section 1.8—Validity and Separability. Should any section, paragraph, sentence or word of this Ordinance be declared for any reason to be invalid, such invalidity shall not affect the validity or enforceability of any other section, paragraph, sentence or word.

Section 1.9—Effective Date. This Ordinance shall be in full force and effect from and after its passage and approval and publication as provided by law.

The motion to amend was seconded by Mr. Egenes and passed on the following roll call:

Ayes 7, viz: Mr. Brydenthal, Reverend Cummings, Mr. Deluse, Mr. Egenes, Mr. Hasbrook, Mr. Kuykendall and Vice-President Moriarty.

Mr. Brydenthal moved, seconded by Mr. Deluse, that General Ordinance No. 21, 1966, as amended, be ordered engrossed, read a third time and placed upon its passage.

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

Ayes 7, viz: Mr. Brydenthal, Reverend Cummings, Mr. Deluse, Mr. Egenes, Mr. Hasbrook, Mr. Kuykendall and Vice-President Moriarty.

On motion of Mr. Kuydendall, seconded by Mr. Brydenthall, the Council adjourned at 9:17 P.M. by unanimous voice vote.

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 21st day of March, 1966 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.

Daniel P. Moriarty

ATTEST:

Vice-President

Angeline Allstatt

(SEAL)

City Clerk