

**REGULAR MEETING**

Monday, July 18, 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 July 18, 1966 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, Mr. Moriarty and President Wallace.

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

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

**COMMUNICATIONS FROM THE MAYOR  
AND OTHER OFFICIALS**

July 8, 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:

## SPECIAL RESOLUTION NO. 7

A Special Resolution petitioning the Indiana General Assembly to enact legislation making it illegal to sell, ship or manufacture any refrigerator, icebox or other similar air tight container in the State of Indiana, after the year 1967 unless said equipment contains a magnetic door-latch.

## GENERAL ORDINANCE NO. 69, 1966

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 subsections to Section 4-812, prohibiting parking on certain streets at all times, providing a penalty for the violation of same and fixing a time when said amendment shall take effect.

## APPROPRIATION ORDINANCE NO. 29, 1966

An Ordinance appropriating the sum of Thirty Thousand Dollars (\$30,000.00) from the anticipated, unexpended and unappropriated balance of the General Fund of the Department of Public Parks to certain designated items and funds 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.

## APPROPRIATION ORDINANCE NO. 31, 1966

An Ordinance transferring, reappropriating and reallocating the sum of One Hundred Sixty-three Thousand Nine Hundred Seventy-seven Dollars (\$163,977.00) from a certain specific, designated item and fund in the Fire Department, Board of Public Safety, of the City of Indianapolis to a certain other designated item and fund in the same Department, 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.

Respectfully submitted,

JOHN J. BARTON

Mayor

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**TO THE HONORABLE PRESIDENT AND MEMBERS  
OF THE COMMON COUNCIL OF THE CITY OF INDIANAPOLIS**

Gentlemen:

Pursuant to the laws of the State of Indiana I caused to be published in the Indianapolis News and the Indianapolis Commercial on Friday, July 8, 1966 and again on Friday, July 15, 1966, a 'Notice to Tax-payers' of Appropriation Ordinances No. 32 and No. 33, 1966 to be under consideration at public hearing on July 18, 1966.

Also caused to be published in the Indianapolis News and the Indianapolis Commercial on Friday, July 15, 1966 and to be again published on Friday, July 22, 1966, General Ordinance No. 69, 1966.

Respectfully submitted,

**ANGELINE ALLSTATT,**  
City Clerk

Indianapolis, Indiana, July 18, 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. 35, 1966 appropriating the sum of Sixteen Thousand Dollars (\$16,000.00) from a certain specific, designated item and fund in the Board of Public Safety of the City of Indianapolis, to a certain other designated item and fund in the same Department, 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.

Respectfully submitted,

**DANIEL P. MORIARTY,**  
Councilman

Indianapolis, Indiana, July 18, 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. 77, 1966 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.

Respectfully submitted,

R. THOMAS MCGILL  
Councilman

Indianapolis, Indiana, July 18, 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. 78, 1966 prohibiting bathing and swimming in unguarded and unprotected places, providing a penalty and fixing a time when same shall take effect.

Respectfully submitted,

JAMES L. CUMMINGS  
Councilman

The Council recessed at 7:40 P.M. for Committee Hearings upon motion of Mr. Kuykendal, seconded by by Mr. Deluse.

At that time those present were permitted to be heard on Appropriation Ordinance No. 32 and 33, 1966; Gen-

eral Ordinances No. 70, 71, 72, 73, 74, 75 and 76, 1966, and Special Ordinance No. 3, 1966.

The Council reconvened at 8:35 P.M.

President Wallace called for the reading of the Committee Reports which were read by the Clerk.

COMMITTEE REPORTS

Indianapolis, Ind., July 18, 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 Appropriation Ordinance No. 32, 1966, entitled

APPRORIATING \$1,000.00 from City General Fund to Fund 12 in the Office of Civil Defense

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

DANIEL P. MORIARTY, Chairman  
R. THOMAS MCGILL  
JAMES L. CUMMINGS

Indianapolis, Ind., July 18, 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 Appropriation Ordinance No. 33, 1966, entitled

APPROPRIATING \$22,516.00 out of City General to create two new positions in the office of Air Pollution \$6,650.00 and Fund 72 Equipment \$15,866.00

beg leave to report that we have had said ordinance under consideration, and recommend that the same be held until August 1, 1966 meeting.

**DANIEL P. MORIARTY, Chairman**

Indianapolis, Ind., July 18, 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 Special Ordinance No. 3, 1966, entitled

ANNEXING 3 lots in Hilds addition Southeast corner of Troy Avenue and Keystone Avenue, Perry Township

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

**DANIEL P. MORIARTY, Chairman**  
**R. THOMAS McGILL**  
**JAMES L. CUMMINGS**

Indianapolis, Ind., July 18, 1966

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

Gentlemen:

We, your Committee on Works to whom was referred General Ordinance No. 70, 1966, entitled

DELETING parking between 7:00 A.M. and 9:00 A.M. . . . South West Street east side from Morris Street to Wisconsin Street

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

R. THOMAS MCGILL, Chairman  
JAMES L. CUMMINGS  
MAX E. BRYDENTHAL

Indianapolis, Ind., July 18, 1966

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

Gentlemen:

We, your Committee on Works to whom was referred General Ordinance No. 71, 1966, entitled

PROHIBITING parking between 6:30 A.M. and 9:00 A.M. . . .  
South West Street east side from Morris Street to Wisconsin  
Street

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

R. THOMAS MCGILL, Chairman  
JAMES L. CUMMINGS  
MAX E. BRYDENTHAL

Indianapolis, Ind., July 18, 1966

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

Gentlemen:

We, your Committee on Works to whom was referred General Ordinance No. 72, 1966, entitled

PROHIBITING parking east side of South West Street from  
3:00 to 6:00 P.M.

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

R. THOMAS MCGILL, Chairman  
JAMES L. CUMMINGS  
MAX E. BRYDENTHAL

Indianapolis, Ind., July 18, 1966

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

Gentlemen:

We, your Committee on Works to whom was referred General Ordinance No. 73, 1966, entitled

PROHIBITING parking on both sides of Caven Street from Madison Avenue to Pennsylvania Railroad at all times

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

R. THOMAS MCGILL, Chairman  
JAMES L. CUMMINGS  
MAX E. BRYDENTHAL

Indianapolis, Ind., July 18, 1966

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

Gentlemen:

We, your Committee on Works to whom was referred General Ordinance No. 74, 1966, entitled

PROHIBITING parking between 7:00 A.M. to 6:00 P.M. on . . .  
West side South Alabama Street from Merrill Street to McCarty  
Street



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

R. THOMAS McGILL, Chairman  
JAMES L. CUMMINGS  
MAX E. BRYDENTHAL

Indianapolis, Ind., July 18, 1966

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. 75, 1966, entitled

PROHIBITING parking at all times on . . . West side Ritter Avenue between Pleasant Run South Drive and St. Clair Street

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

HAROLD J. EGENES, Chairman  
R. THOMAS McGILL  
RUFUS C. KUYKENDALL

President Wallace called for Introduction and first reading of new Ordinances.

### INTRODUCTION OF NEW ORDINANCES

#### APPROPRIATION ORDINANCE NO. 35, 1966

Introduced by Councilman Moriarty

AN ORDINANCE transferring, reappropriating and reallocating the sum of Sixteen Thousand Dollars (\$16,000.00) from a certain specific, designated item and fund in the Board of Public Safety

of the City of Indianapolis, to a certain other designated item and fund in the same Department, 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, the City of Indianapolis has by prior ordinance adopted a 56 hour work week for its Fire Department, and

WHEREAS, it is necessary to provide for the clothing of the new men to be added in implementation of said work schedule.

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 Board of Public Safety be and the same is hereby reduced in the following amount, to-wit:

BOARD OF PUBLIC SAFETY  
Fire Department

REDUCE:	TAX LEVY
1. SERVICES—PERSONNEL	
11. Salaries and Wages, Regular	
Anticipated Vacancies -----	\$16,000.00

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

INCREASE:	
5. CURRENT CHARGES	
54. Clothing & Equipment Allowance -----	\$16,000.00

Section 2. The above appropriation is of an emergency nature due to the necessity for providing uniforms and fire clothes for 73 new men.

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

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

Introduced by Councilman McGill:

GENERAL ORDINANCE NO. 77, 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.

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 supplies to be used by the Department as indicated. The 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 WORKS  
Civil Engineering

Reqn. No. R-9870—Base Bid for 3,000 cu. yds.  
(more or less) Concrete -----\$12,000.00

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. 78, 1966

Introduced by Councilman Cummings:

AN ORDINANCE, prohibiting bathing and swimming in unguarded and unprotected places.

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

Section 1. Whoever bathes or swims in any canal, race, stream, pit, pond or other body of water or watercourse within the limits of said city, or at any point without such limits within view of the inhabitants thereof, or within the area the city is given jurisdiction over in such instances and which is unguarded by lifeguard, on conviction shall be fined in any sum not exceeding twenty-five dollars.

Section II. The provisions of Section I, hereof shall not apply to pools of Indianapolis Park Department or of Clubs, or other private beaches or pools which are guarded by life guards nor private swimming pools maintained on the grounds of private residence.

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

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

ORDINANCES ON SECOND READING

Mr. Moriarty called for a second reading of Appropriation Ordinance No. 32, 1966.

The Clerk read the Ordinance for a second time.

Upon motion of Mr. Moriarty, seconded by Mr. Deluse, Appropriation Ordinance No. 32, 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 8, viz: Mr. Brydenthal, Reverend Cummings,

Mr. Deluse, Mr. Egenes, Mr. Kuykendall, Mr. McGill, Mr. Moriarty and President Wallace.

Noes 1, viz: Mr. Hasbrook.

Mr. Moriarty called for a second reading of Special Ordinance No. 3, 1966.

The Clerk read the Ordinance for a second time.

Upon motion of Mr. Moriarty, seconded by Mr. Deluse, Special Ordinance No. 3, 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 9, viz: Mr. Brydenthal, Reverend Cummings, Mr. Deluse, Mr. Egenes, Mr. Hasbrook, Mr. Kuykendall, Mr. McGill, Mr. Moriarty and President Wallace.

Mr. McGill called for a second reading of General Ordinance No. 70, 1966.

The Clerk read the Ordinance for a second time.

Upon motion of Mr. McGill, seconded by Mr. Kuykendall, General Ordinance No. 70, 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 following roll call:

Ayes 9, viz: Mr. Brydenthal, Rev. Cummings, Mr. Deluse, Mr. Egenes, Mr. Hasbrook, Mr. Kuykendall, Mr. McGill, Mr. Moriarty and President Wallace.

Mr. McGill called for a second reading of General Ordinance No. 71, 1966.

The Clerk read the Ordinance for a second time.

Upon motion of Mr. McGill, seconded by Mr. Brydenthal, General Ordinance No. 71, 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 9, viz: Mr. Brydenthal, Rev. Cummings, Mr. Deluse, Mr. Egenes, Mr. Hasbrook, Mr. Kuykendall, Mr. McGill, Mr. Moriarty, and President Wallace.

Mr. McGill called for a second reading of General Ordinance No. 72, 1966.

The Clerk read the Ordinance for a second time.

Upon motion of Mr. McGill, seconded by Mr. Brydenthal, General Ordinance No. 72, 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 9, viz: Mr. Brydenthal, Rev. Cummings, Mr.

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

Mr. McGill called for a second reading of General Ordinance No. 73, 1966.

The Clerk read the Ordinance for a second time.

Upon motion of Mr. McGill, seconded by Mr. Brydenthall, General Ordinance No. 73, 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 9, viz: Mr. Brydenthall, Rev. Cummings, Mr. Deluse, Mr. Egenes, Mr. Hasbrook, Mr. Kuykendall, Mr. McGill, Mr. Moriarty and President Wallace.

Mr. Egenes called for a second reading of General Ordinance No. 75, 1966.

The Clerk read the Ordinance for a second time.

Upon motion of Mr. Egenes, seconded by Mr. Hasbrook, General Ordinance No. 75, 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 9, viz: Mr. Brydenthall, Reverend Cummings, Mr. Deluse, Mr. Egenes, Mr. Hasbrook, Mr. Kuykendall, Mr. McGill, Mr. Moriarty and President Wallace.

Mr. Wallace called for any old business.

Mr. Moriarty made a motion to take General Ordinance No. 48, 1966 off the table.

The motion was seconded by Mr. Brydenthal and passed on the following roll call:

Ayes 9, viz: Mr. Brydenthal, Reverend Cummings, Mr. Deluse, Mr. Eugenes, Mr. Hasbrook, Mr. Kuykendall, Mr. McGill, Mr. Moriarty and President Wallace.

Mr. Moriarty called for a second reading of General Ordinance No. 48, 1966.

The Clerk read the Ordinance for a second time.

Mr. Brydenthal submitted and read an Amendment as follows and moved its adoption, seconded by Mr. McGill.

Indianapolis, Ind., June 20, 1966

Mr. President:

I move that General Ordinance No. 48, 1966 be amended by striking out Section 10. The phrase "\$50.00 nor more than \$500.00 to which may be added imprisonment not exceeding one hundred eighty days; and upon conviction his license shall thereupon be revoked. Each day a violation continues shall constitute a separate offense."

and inserting in lieu thereof the following:

Section 10. The phrase "\$10.00 nor more than \$500.00 to which may be added imprisonment not exceeding ninety days; and upon



conviction his license may be revoked or suspended for a specific period of time at the discretion of the court."

MAX E. BRYDENTHAL, Councilman

The Amendment passed on the following roll call:

Ayes 6, viz: Mr. Brydenthal, Reverend Cummings, Mr. Egenes, Mr. Hasbrook, Mr. Moriarty and President Wallace.

Noes 3, viz: Mr. Deluse, Mr. Kuykendall and Mr. McGill.

Mr. Hasbrook submitted the following Amendment which was read by the Council's Legal Counsel, P. G. "Jerry" Roland.

Indianapolis, Ind., July 18, 1966

Mr. President:

I move that General Ordinance No. 48, 1966 be amended by inserting after the word "place" in Section 4, Line 4, the following: Provided, however, in the case of a multistory parking building the applicant shall pay \$1.00 for each space on the level containing the greatest number of parking stalls only.

THOMAS C. HASBROOK, Councilman

Mr. Hasbrook moved its adoption and Mr. Egenes seconded the motion.

The motion failed to pass on the following roll call:

Ayes 4, viz: Reverend Cummins, Mr. Egenes, Mr. Hasbrook and President Wallace.

Noes 5, viz: Mr. Brydenthall, Mr. Deluse, Mr. Kuykendall, Mr. McGill and Mr. Moriarty.

Mr. Hasbrook submitted the following Amendment which was read by Mr. Egenes.

Indianapolis, Ind., July 18, 1966

Mr. President:

I move that General Ordinance No. 48, 1966 be amended by striking out and inserting in lieu thereof the following: after the word "material" in Section 9, the word "brick."

THOMAS C. HASBROOK, Councilman

Mr. Hasbrook moved its adoption and the motion was seconded by Mr. Egenes and passed on the following roll call:

Ayes 5, viz: Mr. Brydenthall, Mr. Egenes, Mr. Hasbrook, Mr. Moriarty and President Wallace.

Noes 3, viz: Mr. Deluse, Mr. Kuykendall and Mr. McGill.

Reverend Cummings was absent from the Council Chambers when this vote was taken.

Mr. Hasbrook proposed the following Amendment which Mr. Egenes read.

Indianapolis, Ind., July 18, 1966

Mr. President:

I move that General Ordinance No. 48, 1966 be amended by striking out in Section 3, Line 8, the word "each" where it appears following the phrase "(b) the name and address of" and the phrase "employed or otherwise" where it appears following the word person.

and inserting in lieu thereof the following:

in Section 3, Line 8, the word "the" following the phrase "(b) the name and address of" and following the word "person" insert the phrase "in charge of employees" before the word engaged.

THOMAS C. HASBROOK, Councilman

Mr. Hasbrook moved its adoption and the motion was seconded by Mr. Egenes and passed on the following roll call:

Ayes 6, viz: Mr. Brydenthal, Reverend Cummings, Mr. Egenes, Mr. Hasbrook, Mr. Moriarty and President Wallace.

Noes 3, viz: Mr. Deluse, Mr. Kuykendall and Mr. McGill.

Mr. Moriarty moved that General Ordinance No. 48, 1966 be engrossed, read a third time and placed upon its passage. The motion was seconded by Mr. Brydenthal.

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

Ayes 2, viz: Mr. Brydenthal, Mr. Moriarty.

Noes 7, viz: Reverend Cummings, Mr. Deluse, Mr. Egenes, Mr. Hasbrook, Mr. Kuykendall, Mr. McGill and President Wallace.

Mr. Moriarty announced that he was resigning from the Special Licenses Committee to which he was appointed, as Chairman, by the President of the Council last year.

Upon motion of Mr. McGill, seconded by Mr. Kuken-dall, the Council adjourned at 9:17 P.M.

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 18th day of July, 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.

*Joseph C. Wallace*

ATTEST:

*President*

*Angeline Allstatt*

(SEAL)

*City Clerk*