

JOURNAL OF PROCEEDINGS

OF THE

Common Council

OF THE

CITY OF INDIANAPOLIS, INDIANA

In Marion County, in the State of Indiana



SPECIAL MEETING

Monday, January 6, 1969, 5:00 P.M.

The Common Council of the City of Indianapolis met in joint session with the Marion County Council, in the Public Assembly Room of the City-County Building, on Monday, January 6, 1969, at 5:00 P.M.

County Council President SerVaas presided.

The City Clerk read the call for the Special Meeting as follows:

December 27, 1968

TO THE MEMBERS OF THE COMMON COUNCIL,
INDIANAPOLIS, INDIANA.

GENTLEMEN:

You are hereby notified that there will be a SPECIAL MEETING of the COMMON COUNCIL, held jointly with the County Council in the Public Auditorium on Monday, January 6, 1969, at 5:00 P.M., the purpose of such SPECIAL MEETING being to review the Community Action Against Poverty program for the last six months.

Respectfully,

THOMAS C. HASBROOK
President, Common Council.

I, Marjorie H. O'Laughlin, Clerk of the Common Council of the City of Indianapolis, Indiana, do hereby certify that I have served the above and foregoing notice to each and every member of the Common Council prior to the time of such SPECIAL MEETING, pursuant to the rules.

In Witness Whereof, I have hereunto affixed my signature and caused the seal of the City of Indianapolis to be affixed.

MARJORIE H. O'LAUGHLIN
City Clerk

SEAL

The City Clerk called the roll.

Present: Mr. Egenes, Mr. Forestal, Mr. Gorham, Mr. Leak, Mr. McPherson, Rev. Williams, and President Hasbrook.

Absent: Mr. Broderick and Mr. Moriarty.

President SerVaas explained that the purpose of the meeting was to review the projected plans for the Community Action Against Poverty program for Marion County and the City of Indianapolis for the coming year.

President SerVaas introduced Mr. John Walls, who gave the Councils an idea as to what has transpired since he took office as President of the Board of the C.A.A.P. program.

Mr. Walls introduced Dr. John Liell, the Director of the C.A.A.P. program. Dr. Liell distributed charts showing the various agencies within C.A.A.P. and their functions, giving the Councilmen a brief recap of the services and the liaison work with the agencies of the County. He discussed the budget of the agency for the coming

year and of the contracts with other service agencies related to the C.A.A.P. program. Mr. Juan Solomon was introduced and concurred with Dr. Liell on the problems facing the continuance of the C.A.A.P. program. There was a brief question and answer session with the Council members and the representatives of the C.A.A.P., on their budget and personnel problems.

On motion of Mr. Leak, seconded by Mr. Byrum, the Council adjourned at 6:30 P.M.

We hereby certify that the above and foregoing is a full, true, and complete record of the proceedings of the Common Council of the City of Indianapolis, held on the 6th day of January, 1969, at 5:00 P.M.

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

Thomas C. Hasbun

President

ATTEST:

Mayaue N. O'Laughlin

(SEAL)

City Clerk

REGULAR MEETING

Monday, January 6, 1969, 7:30 P.M.

The regular meeting of the Common Council of the City of Indianapolis convened in the Council Chambers of the City-County Building at 7:30 P.M. on Monday, January 6, 1969.

President Hasbrook in the chair.

The Clerk called the roll:

Present: Mr. Broderick, Mr. Egenes, Mr. Forestal, Mr. Gorham, Mr. Leak, Mr. Moriarty, Mr. McPherson, Rev. Williams and President Hasbrook.

Mr. Moriarty moved, seconded by Mr. McPherson, to dispense with the reading of the Journal of the previous meeting.

ELECTION OF COUNCIL OFFICERS FOR 1969

President Hasbrook announced the election of officers of the Council for the year 1969.

President Hasbrook asked Mrs. Marjorie O'Laughlin, City Clerk, to take the chair.

Mrs. O'Laughlin called for nominations for the office of President.

Mr. Egenes nominated Mr. Thomas C. Hasbrook for re-election as President.

The nomination was seconded by Rev. Williams.

Mr. Moriarty moved that the nominations be closed and the Clerk be instructed to cast a unanimous ballot for Mr. Thomas C. Hasbrook, for President. The motion was seconded by Mr. Gorham.

Mrs. O'Laughlin called for a voice vote and the motion passed unanimously. Mrs. O'Laughlin instructed Mrs. Wytttenbach, Deputy Clerk, to cast a unanimous ballot for Mr. Thomas C. Hasbrook for President.

Mrs. O'Laughlin asked President Hasbrook to resume the chair.

President Hasbrook called for nominations for the office of Vice-President.

Mr. Leak nominated Mr. Harold J. Egenes for re-election as Vice-President.

The nomination was seconded by Rev. Williams.

Mr. McPherson moved, seconded by Mr. Gorham, that the nominations be closed and the Clerk be instructed to cast a unanimous ballot for Mr. Harold J. Egenes for Vice-President.

President Hasbrook called for a voice vote and the

motion was passed unanimously. President Hasbrook instructed Mrs. O'Laughlin to cast a unanimous ballot for Mr. Harold J. Egenes for Vice-President.

President Hasbrook announced the appointment of Standing Committees for 1969, as follows:

FINANCE — William A. Leak, Chairman; Harold J. Egenes, Joe T. Gorham, Donald R. McPherson, Andrew L. Williams.

PUBLIC WORKS — Donald R. McPherson, Chairman; Jerome Forestal, Joe T. Gorham, Daniel P. Moriarty, Andrew L. Williams.

PUBLIC SAFETY — Harold J. Egenes, Chairman; Lawrence F. Broderick, William A. Leak, Donald R. McPherson, Daniel P. Moriarty.

PUBLIC HEALTH — Joe T. Gorham, Chairman; Lawrence F. Broderick, Harold J. Egenes, Donald R. McPherson, Daniel P. Moriarty.

PUBLIC PARKS — Andrew L. Williams, Chairman; Lawrence F. Broderick, Jerome Forestal, Joe T. Gorham, William A. Leak.

LAWS & JUDICIARY — Lawrence F. Broderick, Chairman; Harold J. Egenes, Jerome Forestal, William A. Leak, Andrew L. Williams.

WELFARE — Jerome Forestal, Chairman; Harold J. Egenes, Joe T. Gorham, Daniel P. Moriarty, Andrew L. Williams.

ELECTIONS — Daniel P. Moriarty, Chairman; Lawrence F. Broderick, Harold J. Egenes, William A. Leak, Donald R. McPherson.

President Hasbrook announced that the Council needed two appointees to the Board of the Mass Transportation Authority.

Mr. Leak moved that Mr. Egenes and Mr. Forestal be reappointed to the Board. Mr. Moriarty seconded the motion, and it was passed by a unanimous voice vote.

Mr. Egenes made a motion to re-appoint Mr. Richard B. DeMars to the Metropolitan Plan Commission. Mr. Gorham seconded, and the motion was passed by unanimous voice vote.

President Hasbrook introduced Mr. DeMars, who presented a report on his activities in connection with the Metropolitan Plan Commission for the past year. He also outlined plans for the coming year.

President Hasbrook called for the reading of communications from the Mayor and other City officials.

COMMUNICATIONS FROM CITY OFFICIALS

December 17, 1968

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. Marjorie H. O'Laughlin, the following Special Ordinance:

SPECIAL ORDINANCE NO. 7, 1968

AN ORDINANCE annexing certain contiguous territory to the

City of Indianapolis, and fixing a time when the same shall take effect.

Respectfully submitted,

RICHARD G. LUGAR
Mayor

January 6, 1969

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, Special Ordinance No. 7, 1968, on December 19, 1968, and again on December 26, 1968.

Respectfully submitted,

MARJORIE H. O'LAUGHLIN
City Clerk

January 6, 1969

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

Gentlemen:

Transmitted herewith are 28 copies of General Ordinance No. 1, 1969, to withdraw authority for the transfer of powers by the City of Indianapolis to the Mass Transportation Authority of Greater Indianapolis and to terminate a certain inter-governmental agreement between the City of Indianapolis and the Mass Transportation Authority of Greater Indianapolis entered into pursuant to General

Ordinance No. 14, 1968, and fixing a time when the same will take effect.

DANIEL P. MORIARTY
Councilman

The Council adjourned for Committee hearings at 8:00 P.M.

At that time, those present were permitted to be heard on General Ordinance No. 44, 1968.

Council reconvened at 8:10 P.M.

President Hasbrook called for committee reports, to be read by the Clerk.

REPORTS FROM STANDING COMMITTEES

Indianapolis, Ind., January 6, 1969

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. 43, 1968, entitled

AN ORDINANCE to amend the Municipal Code of Indianapolis, 1951, General Ordinance No. 140, 1951, as amended, and more particularly Title 7, Chapter 4, to increase penalties for violation of these sections of the Municipal Code, to increase the fees for licensing, to redefine and revise the term billiard or pool room to repeal Sections 7-411 and 7-412 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, as amended.

HAROLD J. EGENES, Chairman
DONALD R. McPHERSON
WILLIAM A. LEAK

Indianapolis, Ind., January 6, 1969

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. 44, 1968, entitled

AN ORDINANCE to amend the Municipal Code of Indianapolis, 1951, General Ordinance No. 140, 1951, as amended, and more particularly Title 7, Chapter 6, Section 7-601 to exclude coin operated pool tables from this section which pertains to coin operated amusement devices.

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

HAROLD J. EGENES, Chairman
DONALD R. McPHERSON
WILLIAM A. LEAK

President Hasbrook called for the introduction of new ordinances.

NEW ORDINANCES

GENERAL ORDINANCE 1, 1969

Introduced by Councilman Moriarty:

AN ORDINANCE to withdraw authority for the transfer of powers

by the City of Indianapolis to the Mass Transportation Authority of Greater Indianapolis and to terminate a certain inter-governmental agreement between the City of Indianapolis and the Mass Transportation Authority of Greater Indianapolis entered into pursuant to General Ordinance No. 14, 1968.

WHEREAS, the City of Indianapolis entered into inter-governmental agreement with the Mass Transportation Authority of Greater Indianapolis pursuant to authority granted by General Ordinance No. 14, 1968; and

WHEREAS, such agreement may by its terms be terminated by the City of Indianapolis on three (3) months written notice to the Mass Transportation Authority of Greater Indianapolis.

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

Section 1. The City of Indianapolis shall rescind its transfer of power to the Mass Transportation Authority of Greater Indianapolis, and the Mayor and the Clerk of the City of Indianapolis are authorized to give notice to the Mass Transportation Authority of Greater Indianapolis that the City of Indianapolis will terminate the inter-governmental agreement entered into between said City and said Authority on April 16, 1968, such notice of termination to be effective three (3) months after the date of such notice.

Section 2. 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.

ORDINANCES ON SECOND READING

Mr. Egenes called for a second reading of General Ordinance No. 43, 1968.

The Clerk read the ordinance for the second time.

Mr. Egenes moved, seconded by Mr. Leak, to amend General Ordinance No. 43, 1968, as follows:

Indianapolis, Ind., January 6, 1969

Mr. President:

I move that General Ordinance No. 43, 1968 be amended by adding immediately after Section 7-401, as follows:

POOL ROOM. The term "pool or billiard room" as used in this chapter shall mean and include any room, public place, or place of public accommodation located within the City of Indianapolis wherein there is located two (2) or more pool or billiard tables for which a license is required by the terms of this chapter.

HAROLD J. EGENES, Councilman

The motion passed by unanimous vote.

Mr. Egenes moved, seconded by Mr. McPherson, to further amend General Ordinance No. 43, 1968, as follows:

Indianapolis, Ind., January 6, 1969

Mr. President:

I move that General Ordinance No. 43, 1968 be amended by adding to the the end of Section 7-404, the following: "The applicant or permit holder may appeal any denial or revocation by said Board to the Mayor within fifteen (15) days after the Board's finding. Upon appeal from the Board's finding, the decision of the Mayor shall be final."

HAROLD J. EGENES, Councilman

The amendment was adopted by unanimous consent.

Mr. Egenes moved, seconded by Mr. Gorham, to further amend General Ordinance No. 43, 1968, as follows:

Indianapolis, Ind., January 6, 1969

Mr. President:

I move that General Ordinance No. 43, 1968 be amended by inserting the words "or billiard" between the words "pool" and "table" or "room" wherever either the term "pool table" or "pool room" appears in such ordinance, including, but not limited to the following:

(on page 1) line 1 in the amended section 7-401; lines 1, 4, 8, 10 and 13 in the amended section 7-402(1);

(on page 2) lines 2, 6 and 9 in the amended section 7-402(2); line 1 in the amended section 7-403; lines 2, 4, 9, and 12 in the amended section 7-403(2), and line 2 in the amended section 7-404;

(on page 3) lines 4, 5, 7, 15 and 18 of amended section 7-404; lines 2, 4, 6, 7, 9, 10, 13, 14 and 15 of amended section 7-405;

(on page 4) line 2 of amended section 7-406 and line 4 of the amendment of section 7-406 dated December 16, 1968; lines 2, 5, 6, 7 and 9 of amended section 7-407; lines 2 and 3 of amended section 7-408, lines 1 and 7 of amended section 7-409.

I further move that General Ordinance 43, 1968, be amended by inserting the word "daytime" at the end of line 2 of amended section 7-406 after the word "the" and before the word "hours."

HAROLD J. EGENES, Councilman

The amendment passed by unanimous vote of those present.

Mr. Gorham moved, seconded by Mr. Forestal, to further amend General Ordinance No. 43, 1968, as follows:

Indianapolis, Ind., January 6, 1969

Mr. President:

I move that General Ordinance No. 43, 1968 be amended by striking out the period (.) at the end of paragraph 7-406 in Section 1 and inserting in lieu thereof the following: "or at any other time when unaccompanied by a parent or guardian of such under-age person, and without having first filed with the licensee or its manager a dated and signed written consent by a parent or guardian of such person, the file being permanently maintained in the poolroom and made available to inspecting officers."

JOE T. GORHAM, Councilman

The motion failed on the following roll call vote:

Ayes 3, viz: Mr. Gorham, Mr. Leak, and President Hasbrook.

Noes 6, viz: Mr. Broderick, Mr. Egenes, Mr. Forestal, Mr. Pherson, Mr. Moriarty, and Rev. Williams.

Mr. Egenes moved, seconded by Mr. Leak, that General Ordinance No. 43, 1968, as amended, be ordered engrossed, read a third time and placed upon its passage.

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

Ayes 5, viz: Mr. Egenes, Mr. Leak, Mr. McPherson, Rev. Williams and President Hasbrook.

Noes 4, viz: Mr. Broderick, Mr. Forestal, Mr. Gorham, and Mr. Moriarty.

Mr. Egenes called for a second reading of General Ordinance No. 44, 1968.

The Clerk read the Ordinance for a second time.

Mr. Egenes moved, seconded by Mr. Leak, that General Ordinance No. 44, 1968 be ordered engrossed, read a third time and placed upon its passage.

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

Ayes 5, viz: Mr. Egenes, Mr. Leak, Mr. McPherson, Rev. Williams, and President Hasbrook.

Noes 4, viz: Mr. Broderick, Mr. Forestal, Mr. Gorham, and Mr. Moriarty.

There being no further business, on motion of Mr. Leak, seconded by Mr. Gorham, Council adjourned at 9:07 P.M.

We hereby certify that the above and foregoing is a full, true and complete record of the proceedings of the Common Council of the City of Indianapolis, held on the 6th day of January, 1969, 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.

Thomas C. Hasbun

ATTEST:

President

Margaret H. O'Sullivan

(SEAL)

City Clerk