

REGULAR MEETING

Monday, May 19, 1969

The regular meeting of the Common Council of the City of Indianapolis convened in the Auditorium of John Marshall High School at 7:30 P.M. on Monday, May 19, 1969.

President Hasbrook in the chair.

The Clerk called the roll.

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

Absent: Rev. Williams.

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

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

COMMUNICATIONS FROM THE MAYOR AND
OTHER CITY OFFICIALS

May 7, 1969

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 city ordinances:

APPROPRIATION ORDINANCE NO. 4, 1969

An Ordinance transferring, reappropriating and reallocating the sum of Thirty Thousand Dollars (\$30,000.00) from the unexpended and unappropriated balance in the City General Fund and transferring the same to a certain designated item and fund in the Legal Department, created by virtue of the 1969 Budget, General Ordinance No. 34, 1968, as amended, declaring an emergency and fixing a time when the same shall take effect.

GENERAL ORDINANCE NO. 14, 1969

An Ordinance to amend the Municipal Code of Indianapolis, 1951, General Ordinance No. 140, 1951, as amended, and more particularly Title 6, Chapter 4, Section 6-401, to authorize deposit of waste in certain refuse sacks, providing a penalty and fixing a time when the same shall take effect.

GENERAL ORDINANCE NO. 15, 1969, AS AMENDED

An Ordinance authorizing the City of Indianapolis to make secured Permanent Loans in amounts totaling \$650,000 for the use of the General Fund of the City of Indianapolis for the purpose of financing purchase of fully equipped police patrol vehicles and to make agreements granting purchase money security interests; providing for the interest to be charged therefor; empowering the Controller to issue certificates of obligation to evidence such loan at such time and amount and for the duration as needed, secured by purchase money security interests in police patrol vehicles, 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.

Respectfully submitted,

RICHARD G. LUGAR
Mayor

May 9, 1969

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 City Ordinances:

SPECIAL ORDINANCE NO. 6, 1969

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

SPECIAL ORDINANCE NO. 7, 1969

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

May 19, 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, Appropriation Ordinances No. 5, No. 6, and No. 7, 1969, on May 8, 1969, and again on May 15, 1969.

Also, pursuant to the laws of the State of Indiana, I caused to be published in the Indianapolis News and the Indianapolis Commercial, General Ordinance No. 12, 1969, as amended, on May 2, 1969 and again

on May 9, 1969, and also General Ordinance No. 14, 1969, on May 12, 1969, and again on May 19, 1969.

Respectfully submitted,

MARJORIE H. O'LAUGHLIN
City Clerk

May 19, 1969

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

Gentlemen:

Transmitted herewith are 28 copies of Appropriation Ordinance No. 8, 1969, transferring, reappropriating and reallocating the sum of \$6,000.00 from the anticipated, unexpended, unencumbered and unappropriated General Fund of the City of Indianapolis and transferring same to a certain designated item and fund in the Department of Public Safety, Fire Department, created by virtue of the 1969 Budget, General Ordinance No. 34, 1968 as amended, declaring an emergency and fixing a time when the same shall take effect.

WILLIAM A. LEAK
Councilman

May 19, 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. 17, 1969, amending the Municipal Code of Indianapolis, General Ordinance No. 140, 1951, as amended, by adding thereto a new Chapter 13, providing a procedure to obtain licenses to maintain encroachments against City properties, rights, possessions or things, adopting fees therefor, prescribing a penalty for violation thereof, and fixing a time when the same shall take effect.

WILLIAM A. LEAK
Councilman

May 19, 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. 18, 1969, authorizing the City of Indianapolis to make temporary loans for the use of the General Fund, Park General Fund, Police Pension Fund, and Firemen's Pension Fund of the City of Indianapolis, during the period July 1, 1969 to December 31, 1969, in anticipation of current taxes of the City of Indianapolis levied in the year 1968 and collectible in the year 1969; authorizing the issuance of tax anticipation time warrants to evidence such loans, fixing the maturity date thereof and maximum interest rate thereon; pledging and appropriating the taxes to be received in said funds to the payment of said tax anticipation time warrants including the interest thereon; and fixing the time when this ordinance shall take effect.

WILLIAM A. LEAK
Councilman

May 19, 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. 19, 1969, amending the Municipal Code of Indianapolis, 1951, General Ordinance No. 140, 1951, as amended, by addition of a new and additional section, 10-531(a) to prohibit debt adjustment for hire except by certain classes of persons; declaring a nuisance, providing penalties therefor, and fixing a time when the same shall take effect.

WILLIAM A. LEAK
Councilman

May 19, 1969

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

Gentlemen:

Transmitted herewith are twenty-eight (28) copies of General Ordinance No. 20, 1969, which places the responsibility for the implementation of the "Abandoned Vehicle Act" with the Board of Public Works and amends the Municipal Code of Indianapolis, General Ordinance No. 140, 1951, as amended, and more particularly Title 10, Chapter 5 by adding new and additional sections 10-533 through 10-538 and Title 2, Chapter 9, Section 2-901 which provides for procedures for the Board of Public Works in the implementation of the "Abandoned Vehicle Act"; repealing General Ordinance No. 98, 1967 and General Ordinance No. 29, 1966, which are in conflict with the "Abandoned Vehicle Act" Sections 10-1210, 10-1211, 10-1212, 10-1213, 10-1214, 10-1215, 10-1216 and 10-1217), and fixing a time when same shall take effect.

WILLIAM A. LEAK
Councilman

May 19, 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. 21, 1969, amending the Municipal Code of Indianapolis, General Ordinance No. 140, 1951, as amended, and more particularly Title 5, by adding thereto a new chapter, Chapter 30, placing concurrent jurisdiction with the Bureau of Fire Prevention and Bureau of Buildings for the enforcement of violations of the Municipal Code which create or result in immediate fire hazards, and establishing a manner of enforcement, including the immediate condemnation of any offending premises with appeal to the Board of Public Safety, and fixing a time when the same shall take effect.

THOMAS C. HASBROOK
Councilman

May 19, 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. 22, 1969, amending the Municipal Code of Indianapolis, General Ordinance No. 140, 1951, as amended and more particularly Title 8, Chapter 5 by adding thereto a new section, Section 8-505, which provides for the submission of plans for the erection, alteration or remodeling of all apartment houses, tenements condominiums, co-operatives or other multiple-family dwelling housing units or structures to the Bureau of Fire Prevention for examination as to their adequacy for fire prevention services, systems and equipment to see that they meet the minimum requirements of the National Fire Codes promulgated by the National Fire Protection Association, and fixing a time when the same shall take effect.

THOMAS C. HASBROOK
Councilman

May 19, 1969

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

Gentlemen:

Transmitted herewith are 28 copies of Special Resolution No. 9, 1969, entitled "Resolution of Governing Body of Locality Approving Undertaking of Surveys and Plans for an Urban Renewal Project and Filing of an Amended Application."

DONALD R. McPHERSON
Councilman

May 19, 1969

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

Gentlemen:

Transmitted herewith are twenty-eight copies of Special Resolution No. 10, 1969, to amend Title 9, Chapter 9 of the Municipal Code of Indianapolis, 1951, General Ordinance No. 140, 1951, as amended, by adding a new and additional section, Section 9-916, to prohibit a crossing of indicated line three (3) feet from the curb of any parade or procession route, prescribing a penalty, declaring an emergency and fixing a time when the same will take effect.

HAROLD J. EGENES
Councilman

On motion of Mr. Gorham, seconded by Mr. Egenes, the Council recessed for Committee Hearings at 8:15 P.M.

During the recess, those present were allowed to be heard on Appropriation Ordinances No. 5, No. 6, No. 7, 1969, and Special Ordinance No. 4, 1969.

The Council reconvened at 9:40 P.M.

President Hasbrook called for the reading of Committee Reports by the Clerk.

COMMITTEE REPORTS

Indianapolis, Ind., May 19, 1969

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. 5, 1969, entitled

AN ORDINANCE transferring, reappropriating and reallocating the

sum of Ninety-one Thousand Three Hundred Seventy and no/100 (\$91,370.00) Dollars from unexpended and unappropriated funds in the Park Department General Fund and transferring the same to certain designated funds of the Park Department, created by virtue of the 1969 Budget, General Ordinance No. 34, 1968, 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 held for further study.

WILLIAM A. LEAK, Chairman

Indianapolis, Ind., May 19, 1969

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

Gentlemen:

We, your Committee on Welfare to whom was referred Appropriation Ordinance No. 6, 1969, entitled

AN ORDINANCE transferring, reappropriating and reallocating the sum of Eight Hundred Dollars (\$800.00) from the Department of Redevelopment District General Fund unexpended and unappropriated balance, to a certain designated item and fund in the same Department, created by virtue of the 1969 Budget, General Ordinance No. 34, 1968, 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.

JEROME E. FORESTAL, Chairman
HAROLD J. EGENES
DANIEL P. MORIARTY

Indianapolis, Ind., May 19, 1969

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. 7, 1969, entitled

AN ORDINANCE transferring, reappropriating and reallocating a total of Fourteen Thousand Five Hundred Dollars (\$14,500.00) from the unexpended and unappropriated balance in the City General Fund and transferring Four Thousand Five Hundred Dollars (\$4,500.00) to a certain designated item and fund in the Executive Department, Office of the Mayor, Office of Civil Defense, created by virtue of the 1969 Budget, General Ordinance No. 34, 1968, as amended, and the sum of \$10,000.00 to a certain designated item and fund in the Board of Public Works, Administration, created by virtue of the 1969 Budget, General Ordinance No. 34, 1968, 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.

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

Indianapolis, Ind., May 19, 1969

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 Special Ordinance No. 4, 1969, entitled

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

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

DANIEL P. MORIARTY, Chairman
HAROLD J. EGENES
WILLIAM A. LEAK

Indianapolis, Ind., May 19, 1969

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

Gentlemen:

We, your Committee on Finance to whom was referred Special Resolution No. 9, 1969, entitled

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

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

WILLIAM A. LEAK, Chairman
HAROLD J. EGENES

President Hasbrook called for the Introduction of New Ordinances.

INTRODUCTION OF NEW ORDINANCES

APPROPRIATION ORDINANCES

APPROPRIATION ORDINANCE NO. 8, 1969

Introduced by Councilman Leak:

AN ORDINANCE transferring, reappropriating and reallocating the sum of Six Thousand Dollars (\$6,000), from the anticipated, un-

expended, unencumbered and unappropriated General Fund of the City of Indianapolis and transferring same to a certain designated item and fund in the Department of Public Safety, Fire Department, created by virtue of the 1969 Budget, General Ordinance No. 34, 1968 as amended, declaring an emergency and fixing a time when the same shall take effect.

WHEREAS, the Common Council of the City of Indianapolis approved the sale of certain lands, located at 16th Street and Roosevelt and used for Fire Station No. 2, to the State Highway Department for right-of-way for Interstate No. 70, and

WHEREAS, the City of Indianapolis will receive Ninety-one Thousand Dollars (\$91,000) from the sale of such land, and

WHEREAS, the Fire Department will have to vacate such land one hundred eighty (180) days after the receipt of such Ninety-one Thousand Dollars (\$91,000), and

WHEREAS, the Fire Department and the Board of Public Safety have deemed it necessary to replace Fire Station No. 2, and

WHEREAS, the Fire Department and the Board of Public Safety have recommended that land be purchased at the intersection of 42nd Street and Mitthoeffer Road, and,

WHEREAS, no funds were appropriated to either the Board of Public Safety or the Fire Department for the acquisition of land.

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

Section 1. That there be and hereby is transferred, reappropriated and reallocated from and out of the General Fund of the City of Indianapolis, the sum of Six Thousand Dollars (\$6,000), said funds to be used for the acquisition of land by the Indianapolis Fire Department at the intersection of 42nd Street and Mitthoeffer Road.

REDUCE

The anticipated, unappropriated, unencumbered
and unexpended General Fund -----\$ 6,000

INCREASE:

DEPARTMENT OF PUBLIC SAFETY—FIRE DEPARTMENT

7. PROPERTIES

73. Land -----\$ 6,000

New Total—Land -----\$ 6,000

NEW TOTAL—FIRE DEPARTMENT -----\$7,312,040

TOTAL INCREASE -----\$ 6,000

Section 2. 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.

GENERAL ORDINANCES

GENERAL ORDINANCE NO. 17, 1969

Introduced by Councilman Leak:

AN ORDINANCE to amend Title 9, of the Municipal Code of Indianapolis, 1951, as amended, by adding thereto a new Chapter 13, providing a procedure to obtain licenses to maintain encroachments against City properties, rights, possessions or things adopting fees therefor, prescribing a penalty for violation thereof, and fixing a time when the same shall take effect.

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

Section 1. That Title 9 of the General Ordinance No. 140, 1951, as amended is hereby amended by adding thereto a new Chapter, Chapter 13, as follows:

"CHAPTER 13

Section 13-100. Jurisdiction. Jurisdiction for licensing of any encroachments against any real, personal or mixed properties, rights, possessions or things owned or controlled by the Municipal City of Indianapolis, is hereby vested in the Board of Public Works.

Section 13-101. Encroachment Defined. For the purposes of the Ordinance, the word "Encroachment" shall mean and include any unprivileged trespass or intrusion by an animate object or objects on or upon the real, personal or mixed properties, possessions, rights or things owned or controlled by the City of Indianapolis; provided, however, that if one or more encroaching objects are attached to and form a part of the same structure or thing, taken collectively, they shall be considered as only one (1) encroachment.

Section 13-102. General Prohibition Against Encroachments. No person, firm or corporation shall maintain any encroachment against any real, personal or mixed properties, rights, possessions or things owned or controlled by the Municipal City of Indianapolis without first having received a written license so to do from the Board of Public Works in accordance with the provisions of this Ordinance.

Section 13-103. Procedure to Obtain Licenses. Any person, firm or corporation who hereafter shall desire to maintain an encroachment against any properties, real, personal, mixed or rights, possessions or things, owned or controlled by the Municipal City of Indianapolis shall file his, her, their or its petition with such Board of Public Works, on such forms as it may prescribe, requesting of such Board that it issue a license permitting such encroachment, specifically identifying the property or properties, rights, possessions or things, affected and outlining the circumstances giving rise to the need for such licenses.

Upon the filing of a petition, the Board of Public Works shall cause an investigation of the request and of the circumstances enumerated in said petition to be made. Upon receipt of the report of such investigation, the Board of Public Works shall proceed to act promptly upon such petition and either grant or deny the same.

Any license granted may be for a determinate term, unless it involves title to real estate, in which event, it shall be irrevocable so

long as the annual licensing fees, hereinafter provided for, are paid; Provided, however, if the encroaching object or objects are ever ruled, removed or withdrawn the right to an irrevocable license to encroach shall expire by operation of law. In granting any license hereunder the Board of Public Works may attach such reasonable conditions to such grant as it determines to be in the interest of the public health, safety and welfare.

Within thirty (30) days after any action of the Board of Public Works in granting, or refusing to grant any petition hereunder, any person, firm or corporation, including the City's Corporation Counsel, acting for and on behalf of the City, may take an appeal of such action to the Common Council of the City of Indianapolis, where the petition shall be heard *de novo*. Any such appeal shall be perfected by written notice delivered to the City Clerk within such thirty (30) day period.

Section 13-104. Application and Licensing Fees. All such petitions to maintain an encroachment shall be accompanied by an application fee of One Hundred Dollars (\$100.00). In the event action upon any petition is favorable, such application fee shall be retained by said Board of Public Works as and for the first annual fee. All licenses granted hereunder which may be renewed on an annual basis shall be reissued on payment of an annual license fee of Twenty-five Dollars (\$25.00). All licenses, unless granted for a lesser determinate period, shall be for a term of twelve months dating from the date of their issuance. In the event of unfavorable action on any petition Fifty Dollars (\$50.00) of the application fee that be refunded with the remainder being retained and applied to defer the administrative expense incurred in investigating and processing the petition.

In any case in which a license to encroach is granted and the title to a single-family residential dwelling-house is directly involved, 50% of the initial application fee shall be applied toward future renewal fees.

Section 13-105. Penalty. Any person, firm or corporation violating any of the provisions of this ordinance, on conviction thereof shall be fined for each separate offense in the sum of One Hundred Dollars (\$100.00).

Section 13-106. Enforcement. In addition to, and not by way of

limitation of, any other provision of this ordinance, the Board of Public Works is hereby authorized and empowered, in behalf of the City of Indianapolis, to enforce this ordinance by any appropriate remedy, at law or in equity, or both, in order to effectively and affirmatively preclude any violations hereof."

Section 2. This Ordinance shall be in 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 Public Works.

GENERAL ORDINANCE NO. 18, 1969

Introduced by Councilman Leak:

AN ORDINANCE authorizing the City of Indianapolis to make temporary loans for the use of the General Fund, Park General Fund, Police Pension Fund, and Firemen's Pension Fund of the City of Indianapolis during the period July 1, 1969, to December 31, 1969, in anticipation of current taxes of the City of Indianapolis levied in the year 1968 and collectible in the year 1969; authorizing the issuance of tax anticipation time warrants to evidence such loans, fixing the maturity date thereof and maximum interest rate thereon; pledging and appropriating the taxes to be received in said funds to the payment of said tax anticipation time warrants including the interest thereon; and fixing the time when this ordinance shall take effect.

WHEREAS, the City Controller has represented and the Common Council now finds that there will be insufficient funds in the General Fund of the City to meet the current expenses of the City payable from said fund prior to the June, 1969 distribution of taxes levied for said fund; and

WHEREAS, the December 1969 distribution of taxes collected for said General Fund will amount to more than Six Million Dollars (\$6,000,000.00) and the interest cost of making a temporary loan for said General Fund; and

WHEREAS, the Board of Park Commissioners of the City of Indianapolis has represented and the Council now finds that there will be insufficient funds in the Park General Fund of the City to meet the current expenses of the Department of Public Parks of the City payable from said fund prior to the December, 1969 distribution of taxes levied for said fund; and

WHEREAS, the December 1969 distribution of taxes collected for said Park General Fund will amount to more than One Million Two Hundred Thousand Dollars (\$1,200,000.00) and the interest cost of making a temporary loan for said Park General Fund; and

WHEREAS, the Board of Trustees of the Indianapolis Police Pension Fund of the City of Indianapolis has represented and the Council now finds that there will be insufficient funds in the Police Pension Fund of the City to meet the current expenses for the payment of pensions and benefits to retired members and dependents of deceased members and other death benefits payable from said fund prior to the December 1969 distribution of taxes levied for said fund; and

WHEREAS, the December 1969 distribution of taxes collected for said Police Pension Fund will amount to more than Five Hundred Ten Thousand Dollars (\$510,000.00) and the interest cost of making a temporary loan for said Police Pension Fund; and

WHEREAS, the Board of Trustees of the Indianapolis Firemen's Pension Fund of the City of Indianapolis has represented and the Council now finds that there will be insufficient funds in the Firemen's Pension Fund of the City to meet the current expenses for the payment of pensions and benefits to retired members and dependents of deceased members and other death benefits payable from said fund prior to the December 1969 distribution of taxes levied for said fund; and

WHEREAS, the December 1969 distribution of taxes collected for said Firemen's Pension Fund will amount to more than Eight Hundred Twenty-five Thousand Dollars (\$825,000.00) and the interest cost of making a temporary loan for said Firemen's Pension Fund; and

WHEREAS, a necessity exists for the making of temporary loans for said funds in anticipation of current revenues for said funds

actually levied and in course of collection for the year 1969; now therefore,

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

Section 1. That the City of Indianapolis make a temporary loan for the use and benefit of the General Fund of said City in the amount of Six Million Dollars (\$6,000,000.00) in anticipation of current tax revenues actually levied and in course of collection for said fund for the year 1969, which loan shall be evidenced by tax anticipation time warrants bearing interest at a rate not to exceed four per cent (4%) per annum, the exact rate of interest to be determined by competitive bidding at advertised public sale as hereinafter provided, and said warrants to be substantially in the form hereinafter provided. Said warrants shall be dated as of the date or dates of delivery of said warrants and the interest accruing on the warrants to the date of maturity shall be added to and included in the face value of the warrants. Said warrants shall mature and be payable on December 31, 1969; provided, however, that said warrants may be prepaid on and after November 1, 1969, at the principal amount of the loan evidenced thereby together with the accrued interest from the date or dates of the warrants to the date or dates of prepayment. Said warrants including interest shall be payable from the General Fund, and there is hereby appropriated and pledged to the payment of said warrants including interest a sufficient amount of the current revenues to be received in said General Fund from the December 1969 distribution of taxes for said General Fund, viz: Six Million Dollars (\$6,000,000.00), to the City Controller's 1969 Budget Fund No. 64—payment of Temporary Loans (hereby created) for the payment of the principal of the warrants evidencing such temporary loan, and to the City Controller's 1969 Budget Fund No. 61—Interest (Temporary Loans) the amount of interest on said principal computed from the date or dates of said warrants to the date of maturity or prepayment at the interest rate bid by the successful bidder or bidders for said warrants.

Sec. 2. That the City of Indianapolis make a temporary loan for the use and benefit of the Park General Fund of said City in the amount of One Million Two Hundred Thousand Dollars (\$1,200,000) in anticipation of current tax revenues actually levied and in course of collection for said fund for the year 1969, which loan shall be evidenced by tax anticipation time warrants bearing interest at a rate

not to exceed four per cent (4%) per annum, the exact rate of interest to be determined by competitive bidding at advertised public sale as hereinafter provided, and said warrants to be substantially in the form hereinafter provided. Said warrants shall be dated as of the date or dates of delivery of said warrants and the interest accruing on the warrants to the date of maturity shall be added to and included in the face value of the warrants. Said warrants shall mature and be payable on December 31, 1969; provided, however, that said warrants may be prepaid on and after November 1, 1969, at the principal amount of the loan evidenced thereby together with the accrued interest from the date or dates of the warrants to the date or dates of prepayment. Said warrants including interest shall be payable from the Park General Fund, and there is hereby appropriated and pledged to the payment of said warrants including interest a sufficient amount of the current revenues to be received in said Park General Fund from the December 1969 distribution of taxes for said Park General Fund, viz. One Million Two Hundred Thousand Dollars (\$1,200,000.00) to the Park General Fund Budget No. 65—Payment of Temporary Loans (hereby created) for the payment of the principal of the warrants evidencing such temporary loan, and to the Park General Fund 1969 Budget Fund No. 61—Interest (Temporary Loans) the amount of interest on said principal computed from the date or dates of said warrants to the date of maturity or prepayment at the interest rate bid by the successful bidder or bidders for said warrants.

Sec. 3. That the City of Indianapolis make a temporary loan for the use and benefit of the Police Pension Fund of said City in the amount of Five Hundred Ten Thousand Dollars (\$510,000.00) in anticipation of current tax revenues actually levied and in course of collection for said fund for the year 1969, which loan shall be evidenced by tax anticipation time warrants bearing interest at a rate not to exceed four per cent (4%) per annum, the exact rate of interest to be determined by competitive bidding at advertised public sale as hereinafter provided, and said warrants to be substantially in the form hereinafter provided. Said warrants shall be dated as of the date or dates of delivery of said warrants and the interest accruing on the warrants to the date of maturity shall be added to and included in the face value of the warrants. Said warrants shall mature and be payable on December 31, 1969; provided, however, that said warrants may be prepaid on and after November 1, 1969, at the principal amount of the loan evidenced thereby together with the accrued interest from the date or dates of the war-

rants to the date or dates of prepayment. Said warrants including interest shall be payable from the Police Pension Fund, and there is hereby appropriated and pledged to the payment of said warrants including interest at sufficient amount of the current revenues to be received in said Police Pension Fund from the December, 1969 distribution of taxes for said Police Pension Fund, viz. Five Hundred Ten Thousand Dollars (\$510,000.00), to the Police Pension Fund Budget Fund No. 64—Payment of Temporary Loans (hereby created) for the payment of the principal of the warrants evidencing such temporary loan, and to the Police Pension Fund 1969 Budget Fund No. 61—Interest (Temporary Loans) the amount of interest on said principal computed from the date or dates of said warrants to the date of maturity or prepayment at the interest rate bid by the successful bidder or bidders for said warrants.

Sec. 4. That the City of Indianapolis make a temporary loan for the use and benefit of the Firemen's Pension Fund of said City in the amount of Eight Hundred Twenty-five Thousand Dollars (\$825,000.00) in anticipation of current tax revenues actually levied and in course of collection for said fund for the year 1969, which loan shall be evidenced by tax anticipation time warrants bearing interest at a rate not to exceed four per cent (4%) per annum, the exact rate of interest to be determined by competitive bidding at advertised public sale as hereinafter provided, and said warrants to be substantially in the form hereinafter provided. Said warrants shall be dated as of the date or dates of delivery of said warrants and the interest accruing on the warrants to the date of maturity shall be added to and included in the face value of the warrants. Said warrants shall mature and be payable on December 31, 1969; provided, however, that said warrants may be prepaid on and after November 1, 1969, at the principal amount of the loan evidenced thereby together with the accrued interest from the date or dates of the warrants to the date or dates of prepayment. Said warrants including interest shall be payable from the Firemen's Pension Fund, and there is hereby appropriated and pledged to the payment of said warrants including interest a sufficient amount of the current revenues to be received in said Firemen's Pension Fund from the December 1969 distribution of taxes for said Firemen's Pension Fund, viz. Eight Hundred Twenty-five Thousand Dollars (\$825,000.00), to the Firemen's Pension Fund Budget No. 64—Payment of Temporary Loans (hereby created) for the payment of the principal of the warrants evidencing such temporary loan, and to the Firemen's Pension Fund 1969 Budget Fund No. 61—Interest (Temporary Loans)

the amount of interest on said principal computed from the date or dates of said warrants to the date of maturity or prepayment at the interest rate bid by the successful bidder or bidders for said warrants.

Sec. 5. Said tax anticipation warrants shall be executed in the name of the City of Indianapolis by the Mayor of said City, countersigned by the City Controller of said City, the corporate seal of said City to be affixed thereto and attested by the City Clerk. Said warrants shall be payable at the office of the Marion County Treasurer, ex officio Treasurer of the City of Indianapolis.

Sec. 6. Said tax anticipation time warrants shall be issued in substantially the following form (all blanks, including the appropriate fund, amounts, dates, statutory citations, and other data, to be properly completed prior to the execution and delivery thereof):

No.----- Principal & Interest \$-----

CITY OF INDIANAPOLIS
TAX ANTICIPATION TIME WARRANT

(-----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----- Fund of the City of Indianapolis, with which to pay general current, operating expenses of----- 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 course of collection for

the-----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 duly and legally convened and held on the-----day of-----, 19----, for the purpose of providing funds for the-----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, including particularly -----

The consideration of said warrant is a loan made to the City of Indianapolis in anticipation of taxes levied for the-----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 have 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: Richard G. Lugar, Mayor of the
City of Indianapolis

ATTEST:

Clerk of the City of Indianapolis

COUNTERSIGNED:

Controller of the City of Indianapolis

Sec. 7. The City Controller is hereby authorized and directed to have said tax anticipation time warrants prepared, and the Mayor, City Controller, and City Clerk are hereby authorized and directed to execute said tax anticipation time warrants in the manner and substantially the form hereinbefore provided. The City Controller shall sell said warrants at public sale. Prior to the sale of said warrants, the City Controller shall cause to be published a notice of sale 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, as provided by law. All bids for said warrants shall be sealed and be presented to the City Controller at his office, and all bids shall name a separate rate of interest for each issue of warrants of each fund. The warrants of each fund shall be awarded to the bidder therefor submitting the lowest interest rates. In the event two bidders submit the same interest rate, the warrants shall be awarded to the bidder submitting the greatest premium. Any premium bid shall be used solely for the repayment of the principal of and interest on the warrants of the particular issue. No bid for less than par shall be considered, and the City Controller shall have the right to reject any and all bids. The proper officers of the City are authorized to deliver the time warrants to the purchasers thereof upon receipt from such purchasers of the agreed purchase price. In the discretion of the City Controller, the warrants of each issue may be delivered as a single parcel at one time or in parcels from time to time, pursuant to any agreement or understanding with respect to said delivery by and between the Controller and the purchaser or purchasers of the warrants.

Sec. 8. 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. 19, 1969

Introduced by Councilman Leak:

AN ORDINANCE to amend Title 10, Chapter 5 of the Municipal Code of Indianapolis, 1951, General Ordinance No. 140, 1951, as

amended, by addition of a new and additional section, 10-531(a) to prohibit debt adjustment for hire except by certain classes of persons; declaring a nuisance, providing penalties therefor, and fixing a time when the same shall take effect.

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

Section 1. That the Municipal Code of Indianapolis, 1951, General Ordinance No. 140, 1951, as amended, Title 10, Chapter 5, to be further amended by addition of a new section to be numbered Section 10-531(a) to read as follows:

(1) The furnishing of advice or services for money or anything of value to a debtor in connection with (1) a plan pursuant to which the debtor deposits funds for the purpose of distributing them among his creditors, or (2) a plan by which the debtor seeks an adjustment, compromise, extension, composition or other disposition of his debts, by any person, other than by (A) an attorney duly admitted to practice law in this state, (B) a corporation exempt under section 501 (c) (3) or 501 (c) (4) of the Internal Revenue Code of the United States of America, or (5) an exempt creditor, as hereinafter defined, who furnishes such advice or services incidental to the collection of his debt is hereby declared to be a nuisance prohibited. An exempt creditor is a creditor to whom the debtor is indebted for a debt other than compensation for the aforesaid advice or services in connection with any plan enumerated in (1) or (2) above. Provided, however, that all provisions of this Ordinance pertain to advice or services rendered for the purpose of adjusting, distributing, compromising, extending or otherwise disposing of debts incurred as a result of the debtor having purchased, leased or otherwise legally obtained goods or services for use primarily for personal, family or household purposes.

(2.) Persons violating this ordinance may be punished by a fine in any sum not to exceed \$250.00.

Section 2. This Ordinance shall be in full force and effect upon 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 Welfare.

GENERAL ORDINANCE NO. 20, 1969

Introduced by Councilman Leak:

AN ORDINANCE to amend the Municipal Code of Indianapolis, 1951, General Ordinance No. 140, 1951, as amended, and more particularly Title 2, Chapter 9, Section 2-901, to name the Department of Public Works as the local agency having responsibility for removal, storage and disposal of abandoned vehicles under "The Abandoned Vehicle Act," effective March 15, 1969, and also to amend Title 10, Chapter 5 thereof, by adding new and additional Sections 10-533 to 10-538 establishing procedures as authorized by said Act; repealing General Ordinance No. 98, 1967 and General Ordinance No. 29, 1966 (Sections 10-1210, 10-1211, 10-1212, 10-1213, 10-1214, 10-1215, 10-1216, and 10-1217), and fixing a time when said ordinance shall take effect.

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

Section 1. That the Municipal Code of Indianapolis, 1951, General Ordinance No. 140, 1951, as amended, and more particularly Title 2 Chapter 9, Section 2-901, be amended to read as follows:

2-901. Head and General Duties. The Board of Public Works now consists of four members, who perform many important duties prescribed by law. All city property, which is not placed under control of any other department, is controlled and maintained by said board. All improvements and maintenance of public bridges, streets and places, the opening and vacating of public streets, separation of railroad grades; the enactment and maintenance of the Municipal Garage, contracts for the lighting of all public streets, water service, and numerous other matters and duties are under the jurisdiction of such department, except as may be otherwise provided by statutes. An executive secretary is in charge of all records of such board. This board performs all executive duties not conferred by ordinance or law upon other executive departments, including but not limited to local responsibility for removal, storage and disposal of abandoned vehicles as provided by statute and other provisions of the code.

Section 2. That the Municipal Code of Indianapolis, 1951, General Ordinance No. 140, 1951, as amended, and more particularly Title 10, Chapter 5, be amended by adding thereto new and additional sections numbered 10-533, 10-534, 10-535, 10-536, 10-537 and 10-538 to read as follows:

10-533. Abandoned Vehicles Definition. The words "vehicle," "abandoned," "public premises," "private premises," and "person," shall have the meaning and interpretation as these words are defined in the "Abandoned Vehicle Act," Chapter 374 of the Acts of 1969.

10-534. Abandonment of Vehicles Prohibited. It shall be unlawful for any person to abandon any vehicle on public or private premises within the City or to leave any vehicle at any place within the City for such time and under circumstances which would reasonably make such vehicle appear to have been abandoned. No person shall leave any partially dismantled, non-operating, wreck or junked vehicle on any public or private premises within the City.

10-535. Procedures. In order to make feasible and adequate arrangements for the implementation of the provisions of the "Abandoned Motor Vehicle Act," the Board of Public Works shall have the responsibility for removal, storage and disposal of abandoned vehicles, and may contract on an annual basis with private firms or individuals engaged in such businesses to provide the equipment, storage areas, facilities and other services necessary for the accomplishments of the purposes of said act. Any such contract or contracts shall be subject to the approval of the Mayor.

10-536. Appraisal Board Duties. The City Controller, the President or Director of the Board of Public Works and the Purchasing Agent, as members of the Appraisal Board created by the Act, may establish a schedule of appraisal values for abandoned vehicles. Such Appraisal Board may designate or appoint members of the City Police Department or other City employees to assist in making appraisals through the application of such a schedule.

10-537. Sale of Certain Vehicles. The Board of Public Works shall establish convenient times and places for the public sale

of all abandoned vehicles having an appraised value in excess of Two Hundred Dollars (\$200.00) and shall authorize the conduct of such public sale. The City Controller shall provide such of his employees as shall be necessary for the collection of all sale proceeds and shall issue a certificate of sale to the purchaser of each vehicle upon receipt of the amount bid. He shall charge the sum of \$5.00 in addition to the bid price as a fee for issuance of said certificate, all of said moneys to be placed by him in the "junk vehicle fund."

10-538. Penalties. Any person violating the provisions of Section 10-534 of this Code shall be deemed guilty of a misdemeanor and upon conviction thereof shall be fined in an amount not exceeding One Hundred Dollars (\$100.00), or be imprisoned in jail for a period not exceeding thirty (30) days, or be both so fined and imprisoned. Each day such violation is committed or permitted to continue shall constitute a separate offense and shall be punishable as such hereunder.

Section 3. That General Ordinance No. 98, 1967, and General Ordinance No. 29, 1966, amending the Municipal Code of Indianapolis, 1951 General Ordinance No. 140, 1951, as amended, by amending Sections 10-1210, 10-1211, 10-1212, 10-1213, 10-1214, 10-1215, 10-1216 and 10-1217 to Title 10, Chapter 12 thereof, providing for the removal and disposal of junk automobiles be and the same are hereby repealed.

Section 4. 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 Public Works.

GENERAL ORDINANCE NO. 21, 1969

Introduced by Councilman Hasbrook:

AN ORDINANCE to Amend Title 5, of the Municipal Code of Indianapolis, 1951, as amended, by adding thereto a new Chapter 30, granting certain powers to the Bureau of Fire Prevention for the enforcement of the Fire Code and Fire Safety Regulations, for the enforcement of other Municipal Code violations

which result in an immediate fire hazard, and fixing a time when the same shall take effect.

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

Section 1. That Title 5 of the General Ordinance No. 140, 1951, as amended, is hereby amended by adding thereto a new chapter, Chapter 30, as follows:

“Section 5-3001. Enforcement of Fire Code and Fire Safety Regulations. The Bureau of Fire Prevention shall have exclusive jurisdiction for the enforcement of all fire code rules and fire safety regulations included within Title 5 of the General Ordinance No. 140, 1951, as amended. Such Bureau of Fire Prevention shall have concurrent jurisdiction with the Bureau of Buildings and the City Building Commissioner for the enforcement of any other violation of the General Ordinance No. 140, 1951, as amended, whenever (1) it has actual knowledge of such violation and (2) such other violation creates or results in an immediate fire hazard which endangers life, property, the public safety or the general welfare.”

“Section 5-3002. Manner of Enforcement. Whenever the Bureau of Fire Prevention discovers any violation of the City of Indianapolis Municipal Code, General Ordinance No. 140, 1951, as amended, which is within its jurisdiction as specified in Section 5-3001 hereof, it shall forthwith proceed to remedy such violation by any one or more of the following procedures:

- (a) By written notice posted on the premises, structure or other offending object and delivered to the owner, occupant or other violator, which posted and delivered notice shall specify the nature of the violation and demand compliance with the ordinance or ordinances violated within not more than seventy-two (72) hours from the time of the posting of delivery of such notice, whichever shall first occur;
- (b) By the immediate condemnation of the whole or any part of the offending premises, structure or other object and removal of occupants, pending compliance with the ordinance or ordinances being violated, or

- (c) By any other appropriate remedy or procedure now or hereafter provided for by any applicable law, statute or ordinance."

Within ten (10) days after any enforcement other than by the Bureau of Fire Prevention pursuant to the provisions of this Ordinance, any person, firm or corporation aggrieved may take an appeal of such action to the Board of Public Safety. Any such appeal shall be perfected by written notice delivered to the Board of Public Safety within such ten (10) day period.

Any appeal taken shall be docketed for hearing by such Board at its next regularly scheduled meeting.

If such Board of Public Safety shall find that the action taken by the Bureau of Fire Prevention was lawful, it shall uphold the action of the Bureau; otherwise, it shall void the action of the Bureau of Fire Prevention and direct such Bureau to rescind its action.

The appeal to the Board of Public Safety provided for herein shall be a condition precedent to any other legal action taken by any aggrieved person, firm or corporation, either at law or in equity.

Section 2. This Ordinance shall be in 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 Public Safety.

GENERAL ORDINANCE NO. 22, 1969

Introduced by Councilman Hasbrook:

AN ORDINANCE to Amend Chapter 5 of Title 8 of the Municipal Code of Indianapolis, 1951, as amended, by adding thereto a new section requiring the submission of building plans for apartment houses to the Bureau of Fire Prevention so that adequacy of fire preventive measures may be checked, and fixing a time when the same shall take effect.

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

Section 1. That Chapter 5 of Title 8 of the General Ordinance No. 140, 1951, as amended, is hereby amended, by adding thereto a new section, Section 8-505, as follows:

“Section 8-505. Submission of Building Plans for Apartments to Bureau of Fire Prevention. Plans for the erection, alteration or remodeling of all apartment houses, tenements, condominiums, co-operatives or other multiple-family dwelling houses, units or structures, designed individually or collectively to provide shelter or housing for four (4) or more families, shall be submitted to the Bureau of Fire Prevention for examination as to adequacy of fire prevention services, systems and equipment, including, but not limited to, fire hydrants, fire extinguishers, fire exits, fire escapes, fire sprinkling system and fire alarm system. If the plans submitted do not meet the minimum requirements for fire prevention apparatus as specified by the NATIONAL FIRE CODES promulgated by the NATIONAL FIRE PROTECTION ASSOCIATION, a multi-volume publication, as amended from time to time, an up-to-date copy of which shall be available during normal business hours in the office of the Bureau of Fire Prevention, such bureau shall NOT approve such plans.

Approval of all plans for the erection, alteration or remodeling of all apartment houses, tenements, condominiums, co-operatives or other multiple-family dwelling houses, units or structures, designed individually or collectively to provide shelter or housing for four or more families, by the Bureau of Fire Prevention, shall be a condition precedent to the issuance of any building permit by the office of the Bureau of Buildings or the City Building Commissioner.”

Section 2. This Ordinance shall be in 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 Public Safety.

SPECIAL RESOLUTIONS

SPECIAL RESOLUTION NO. 9, 1969

Introduced by Councilman McPherson:

RESOLUTION of Governing Body of locality approving undertaking of surveys and plans for an Urban Renewal Project and filing of an amended application.

WHEREAS, under Title I of the Housing Act of 1949, as amended (herein referred to as "Title 1"), the Secretary of Housing and Urban Development is authorized to extend financial assistance to local public agencies in the elimination and prevention of the spread of their slums and urban blight through the planning and undertaking of urban renewal projects; and

WHEREAS, by and through Special Resolution No. 4, 1967, the Common Council of the City of Indianapolis found it desirable and in the public interest that the Indianapolis Redevelopment Commission make surveys and prepare plans, then estimated to cost approximately two hundred ninety thousand, five hundred thirty-one dollars (\$290,531.00), in order to undertake and carry out an urban renewal project of the character contemplated by Section 110(c) of Title I, in that area area proposed as an Urban Renewal Area, situated in the City of Indianapolis, County of Marion, and State of Indiana, which is generally described as follows:

Beginning at the point of intersection of the West line of Keystone Avenue with the North line of 30th Street, thence Eastwardly along the North line of 30th Street to its intersection with the East line of the first alley West of Dearborn Street; thence Southwardly along the East line of said first alley West of Dearborn Street and its prolongation to its intersection with the South line of 25th Street; thence Westwardly along the South line of 25th Street to its intersection with the West line of Keystone Avenue; thence Northwardly along the West line of Keystone Avenue to its intersection with the North line of 30th Street, the point of beginning.

and in said Special Resolution No. 4, 1967 this Common Council approved the filing by the Indianapolis Redevelopment Commission of its application for said advance of \$290,531.00 to defray the cost of said surveys and plans; and

WHEREAS, said application of the Indianapolis Redevelopment Commission for said advance of funds in the amount of two hundred and ninety thousand, five hundred thirty-one dollars (\$291,531.00)

was subsequently approved by the United States Department of Housing and Urban Development, and the period for carrying out survey and plan work was to be completed by May 31, 1969; and

WHEREAS, it has been determined that said survey and planning work cannot be completed by May 31, 1969 and also cannot be completed without an additional advance of seventy-one thousand, five hundred forty-seven dollars (\$71,547.00), making a total advance of three hundred sixty-two thousand, seventy-eight dollars (\$362,078.00), to complete said survey and plans on said Urban Renewal Area; and

WHEREAS, it is desirable and in the public interest that the Indianapolis Redevelopment Commission complete said survey and plans now estimated to cost an additional seventy-one thousand, five hundred forty-seven dollars (\$71,547.00) and that additional time be permitted to complete said work.

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

Sec. 1. That the proposed Urban Renewal Area described above is a slum, blighted, deteriorated, or deteriorating area appropriate for an urban renewal project and that the undertaking by the Indianapolis Redevelopment Commission of surveys and plans for an urban renewal project of the character contemplated by Section 110(c) of Title I in the proposed Urban Renewal Area is hereby approved.

Sec. 2. That the financial assistance available under Title I is needed to enable the Indianapolis Redevelopment Commission to finance the planning and undertaking of the proposed Project.

Sec. 3. That it is cognizant of the conditions that are imposed in the undertaking and carrying out of urban renewal projects with Federal financial assistance under Title I, including those relating to (a) the relocation of site occupants; (b) the provision of local grants-in-aid; (c) the prohibition of discrimination because of race, color, creed, or national origin with respect to housing, facilities related to residential use, and all public facilities within a project area; public facilities proposed as noncash local grants-in-aid; and employment; and (d) the requirement that the locality present to the Secretary of Housing and Urban Development, as a prerequisite to approval of the application described below, a workable program for community improvement, as set forth in Section 101(c) of Title I, for utilizing

appropriate public and private resources to eliminate and prevent the development or spread of slums and urban blight.

Sec. 4. That it is the sense of this body (a) that a feasible method for the relocation of families displaced from the Urban Renewal Area, in conformity with Title I, can be prepared, and (b) that the local grants-in-aid can and will be provided in an amount which will be not less than one-third of the Net Project Cost of the Project and which, together with the Federal capital grant, will be generally equal to the difference between Gross Project Cost and the proceeds or value of project land sold, leased, or retained for use in accordance with the urban renewal plan.

Sec. 5. That the filing of an amended application by the Indianapolis Redevelopment Commission for an extension of time to November 30, 1969 and an additional advance of funds from the United States of America to enable it to defray the cost of the surveys and plans for an urban renewal project in the proposed Urban Renewal Area described above is hereby approved.

Sec. 6. This Resolution will take effect immediately upon 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.

SPECIAL RESOLUTION NO. 10, 1969

Introduced by Councilman Egenes:

A RESOLUTION to recommend that the Mass Transportation Authority of Greater Indianapolis amend Title 9, Chapter 9 of the Municipal Code of Indianapolis, 1951, General Ordinance No. 140, 1951, as amended, by adding a new and additional section thereto numbered Section 9-916, to prohibit crossing of indicated line three (3) feet from the curb of any parade or procession route, prescribing a penalty, declaring an emergency and fixing a time when the same shall take effect.

WHEREAS, unauthorized persons may travel along parade routes interfering with the progress of parades and enjoyment of spectators; and

WHEREAS, the Mass Transportation Authority of Greater Indianapolis has been delegated responsibility for regulating traffic.

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

Section 1. That the Mass Transportation Authority of Greater Indianapolis be requested to amend Title 9, Chapter 9 of the General Ordinance No. 140, 1951, as amended, by adding thereto a new and additional section, Section 9-916, to read as follows:

Section 9-916. Upon establishment of the route along which a parade or procession shall be permitted to proceed along any street or public way, the permittee may indicate a line three (3) feet from each curb along such route beyond which no spectator shall pass during the time limited for the parade or procession. Such line may be painted upon the street or public way with water soluble paint or may be indicated by rope barriers affixed to removable standards.

At all times after the first unit of a parade or procession shall have arrived within one (1) block of any point along the designated route and until the passage of such point by the last scheduled unit, no person, animal or vehicle other than those scheduled as participants in such parade or procession shall be lawfully within the area between lines indicated three (3) feet from parallel curbs along the parade route except in an emergency and at the direction of a police officer.

Any person unlawfully within the designated area between parallel lines during the period limited for the parade or procession as here specified, upon conviction, shall be fined not more than ten dollars (\$10.00).

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

ORDINANCES ON SECOND READING

Mr. Forestal called for a second reading of Appropriation Ordinance No. 6, 1969.

The Clerk read the Ordinance for the second time.

On motion of Mr. Forestal, seconded by Mr. Gorham, Appropriation Ordinance No. 6, 1969, was ordered engrossed, read a third time and placed upon its passage.

After third reading the Ordinance passed on the following roll call vote:

Ayes 8, viz: Mr. Broderick, Mr. Egenes, Mr. Forestal, Mr. Gorham, Mr. Leak, Mr. McPherson, Mr. Moriarty, and President Hasbrook.

Mr. Leak called for a second reading of Appropriation Ordinance No. 7, 1969.

The Clerk read the Ordinance for the second time.

On motion of Mr. Leak, seconded by Mr. Gorham, Appropriation Ordinance No. 7, 1969, was ordered engrossed, read a third time and placed upon its passage.

After third reading the Ordinance passed on the following roll call vote:

Ayes 8, viz: Mr. Broderick, Mr. Egenes, Mr. Forestal, Mr. Gorham, Mr. Leak, Mr. McPherson, Mr. Moriarty, and President Hasbrook.

Mr. Moriarty called for a second reading of Special Ordinance No. 4, 1969.

The Clerk read the Ordinance for the second time.

On motion of Mr. Moriarty, seconded by Mr. Egenes, Special Ordinance No. 4, 1969, was ordered engrossed, read a third time and placed upon its passage.

After third reading the Ordinance passed on the following roll call vote:

Ayes 7, viz: Mr. Broderick, Mr. Egenes, Mr. Forestal, Mr. Leak, Mr. McPherson, Mr. Moriarty, and President Hasbrook.

Noes 1, viz: Mr. Gorham.

NEW BUSINESS

Mr. Egenes moved, seconded by Mr. Leak, to adopt Special Resolution No. 10, 1969.

Mr. Gorham moved, seconded by Mr. McPherson, to amend Special Resolution No. 10, 1969, as follows:

Indianapolis, Ind., May 19, 1969

Mr. President:

I move that Special Resolution No. 10, 1969 be amended by striking out the last paragraph.

JOE T. GORHAM, Councilman

The motion to amend failed to pass on the following roll call vote:

Ayes 3, viz: Mr. Egenes, Mr. Gorham, and Mr. McPherson.

Noes 5, viz: Mr. Broderick, Mr. Forestal, Mr. Leak, Mr. Moriarty, and President Hasbrook.

President Hasbrook called for a roll call vote on Mr. Egenes' motion. The vote was as follows:

Ayes 7, viz: Mr. Broderick, Mr. Egenes, Mr. Forestal, Mr. Leak, Mr. McPherson, Mr. Moriarty, and President Hasbrook.

Noes 1, viz: Mr. Gorham.

Mr. Gorham moved, seconded by Mr. McPherson, to adopt Special Resolution No. 11, 1969, which was read as follows:

SPECIAL RESOLUTION NO. 11, 1969

WHEREAS, the planning of traffic control and safety is of utmost importance to the City of Indianapolis, and

WHEREAS, the Mass Transportation Authority and the City of Indianapolis have entered into a contract agreement authorizing the MTA to administer the City's traffic planning and control function, and

WHEREAS, traffic problems related to safety considerations, traffic congestion and convenience to motorists within the city need thorough study and priority attention, and

WHEREAS, intersections of streets and railroads frequently create lengthy tie-up of automobile traffic detrimental to both the citizens of this community and to the railroad companies, and

WHEREAS, the solution to rail-street intersection problems may necessitate construction of bridges or other by-passing of rail or street facilities, and

WHEREAS, it is incumbent upon the community to follow an adequate priority plan to accomplish grade separation or by-pass proposals within the financial means available to the community;

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

That the Mass Transportation Authority be requested to create within its structure an active committee to study railroad crossings needing grade separation or other by-passing provisions, and

That priority for these intersections be rated in order of existing and potential traffic hazards, and

That an estimate of individual and total costs to provide these facilities be provided to the Common Council and the Mayor of Indianapolis, and

That funds be incorporated in the 1970 MTA budget to begin work on this program within the framework of the suggested priorities.

The motion passed on the following roll call vote:

Ayes 8, viz: Mr. Broderick, Mr. Egenes, Mr. Forestal, Mr. Gorham, Mr. Leak, Mr. McPherson, Mr. Moriarty, and President Hasbrook.

Mr. Leak moved, seconded by Mr. Egenes, to suspend the rules in order to consider Special Resolution No. 9, 1969.

The motion for a suspension of rules passed on the following roll call vote:

Ayes 8, viz: Mr. Broderick, Mr. Egenes, Mr. Forestal, Mr. Gorham, Mr. Leak, Mr. McPherson, Mr. Moriarty, and President Hasbrook.

Mr. Leak moved, seconded by Mr. Egenes, to adopt Special Resolution No. 9, 1969.

The motion passed on the following roll call vote:

Ayes 8, viz: Mr. Broderick, Mr. Egenes, Mr. Forestal, Mr. Gorham, Mr. Leak, Mr. McPherson, Mr. Moriarty, and President Hasbrook.

President Hasbrook announced that there would be a Regular Meeting of the Council on Monday, June 2, 1969, at 7:30 P.M. in the Council Chambers in the City-County Building.

On motion of Mr. Moriarty, seconded by Mr. Gorham, the Council adjourned at 10:20 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 19th day of May, 1969.

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



President

ATTEST:



(SEAL)

City Clerk