

REGULAR MEETING

Monday, June 16, 1969

The regular meeting of the Common Council of the City of Indianapolis convened in the Council Chambers in the City-County Building at 7:30 P.M. on Monday, June 16, 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, Rev. Williams, and President Hasbrook.

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

June 3, 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. 8, 1969

An Ordinance transferring, reappropriating and reallocating the sum of Six Thousand Dollars (\$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.

GENERAL ORDINANCE NO. 17, 1969

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.

GENERAL ORDINANCE NO. 18, 1969

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.

GENERAL ORDINANCE NO. 20, 1969

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.

SPECIAL ORDINANCE NO. 8, 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

June 11, 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 Ordinance:

APPROPRIATION ORDINANCE NO. 5, 1969, AS AMENDED

An Ordinance transferring, reappropriating and reallocating the sum of Fifty-eight Thousand Three Hundred Seventy and no/ 100 (\$58,370.00) 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.

Respectfully submitted,

RICHARD G. LUGAR
Mayor

June 16, 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 on June 5, 1969, and again on June 12, 1969, a "Notice to Taxpayers" of public hearings on Appropriation Ordinance Nos. 9, 10, and 11, 1969; said hearings to be held in the City Council Chambers on June 16, 1969, at 7:30 P.M.

I also caused to be published in the Indianapolis News and the Indianapolis Commercial, on the same dates, General Ordinance No. 20, 1969, and Special Ordinance No. 8, 1969.

Respectfully,

MARJORIE H. O'LAUGHLIN
City Clerk

June 16, 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 Appropriation Ordinance No. 12, 1969, transferring, reappropriating and re-allocating the sum of One Hundred Two Thousand, One Hundred Dollars (\$102,100.00) from unexpended, unencumbered and unappropriated funds in the City General Fund and transferring the same to certain designated funds of the Bureau of Air Pollution Control, Department of Finance, Department of Public Works—Assessment Bureau, and Department of Public Safety—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.

WILLIAM A. LEAK
Councilman

June 16, 1969

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

Gentlemen:

Transmitted herewith are twenty-eight copies of Appropriation Ordinance No. 13, 1969, transferring, reappropriating and reallocating the sum of \$487,000.00 from unneeded appropriations of the Motor Vehicle Highway Tax Fund and transferring the same to certain designated funds of the Department of Public Works—Administration and Street Commissioner, 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

CENTRAL LABOR COUNCIL OF MARION COUNTY
AFL-CIO

June 16, 1969

Members of the City Council:

I regret that I am unable to be here in person tonight. In order to join with those who are fighting for the people against the commercial pro-raters, the Marion County AFL-CIO commends the Common Council of the City of Indianapolis on their passage of the ordinance outlawing such business practices.

Over the years many "horror cases" have been brought to our attention concerning those who take advantage of people who, for one reason or another, have themselves head over heels in debt. Indianapolis is fortunate in having an organization to not only help these people in paying off their just debts but, at the same time, help them to learn money management and self discipline in order to free themselves from such practices in the future.

We cannot state strongly enough our stand to outlaw the commercial pro-raters. Again accept our commendation and thanks in your passage of this ordinance.

Sincerely and fraternally,

MAX E. BRYDENTHAL, President
Marion County Central Labor Council AFL-CIO

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

At that time, General Ordinance No. 10, 1969, passed in Council on April 7, 1969, raising the limit of public liability insurance required to secure a taxi license, was discussed.

The Council agreed to instruct the Board of Safety to withhold enforcement of the Ordinance, until a study was made of its effect.

Also, General Ordinance No. 19, 1969, which was passed on June 2, and recalled to second reading, was discussed, and action withheld pending further study.

The public was allowed to be heard on other matters on the agenda.

The Council reconvened at 10:15 P.M.

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

COMMITTEE REPORTS

Indianapolis, Ind., June 16, 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. 9, 1969, entitled

AN ORDINANCE appropriating the sum of Six Hundred Fifty Thousand Dollars (\$650,000.00) to pay the costs of purchasing fully equipped police patrol vehicles.

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

WILLIAM A. LEAK, Chairman
REV. ANDREW L. WILLIAMS
DONALD R. McPHERSON

Indianapolis, Ind., June 16, 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. 10, 1969, entitled

AN ORDINANCE transferring, reappropriating and reallocating the sum of Thirty-three Thousand Dollars (\$33,000.00) 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 passed.

WILLIAM A. LEAK, Chairman
DONALD R. McPHERSON
REV. ANDREW L. WILLIAMS

Indianapolis, Ind., June 16, 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. 11, 1969, entitled

AN ORDINANCE transferring, reappropriating and reallocating the sum of Sixty Thousand and no/100 Dollars (\$60,000.00) from unexpended and unappropriated funds in the Park Department General Fund and transferring the same to a certain designated fund 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 defeated.

WILLIAM A. LEAK, Chairman
REV. ANDREW L. WILLIAMS
DONALD R. McPHERSON

Indianapolis, Ind., June 16, 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 Ordinance 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
REV. ANDREW L. WILLIAMS
DONALD R. McPHERSON

Indianapolis, Ind., June 16, 1969

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

Gentlemen:

We, your Committee on Health to whom was referred General Ordinance 24, 1969, entitled

AN ORDINANCE to amend Title 10, Chapter 6 of the Municipal Code of Indianapolis, 1951, General Ordinance No. 140, 1951, as amended, Section 10-601 to extend the time of curfew and to clarify the time standard, providing a penalty, 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.

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

Indianapolis, Ind., June 16, 1969

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

Gentlemen:

We, your Committee on Public Works to whom was referred General Ordinance No. 26, 1969, entitled

AN ORDINANCE to amend Title 7, Chapter 1, Section 7-106, Subsections 1 and 2, of the Municipal Code of Indianapolis, 1951, General Ordinance No. 140, 1951, as amended by increasing the amount of fee charged by the City Controller for issuing all licenses except city dog tags, to two dollars (\$2.00) and fixing a time when the ordinance shall take effect.

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

DONALD R. McPHERSON, Chairman
JOE T. GORHAM
REV. ANDREW L. WILLIAMS

Indianapolis, Ind., June 16, 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 General Ordinance No. 19, 1969, entitled

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.

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

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

Indianapolis, Ind., June 16, 1969

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

Gentlemen:

We, your Committee on Law & Judiciary to whom was referred General Ordinance No. 23, 1969, entitled

AN ORDINANCE to amend General Ordinance No. 109, 1967, Article 1, Section 1.3, Paragraphs 28 and 29, and Article 2, section 2.1, to simplify the definition of multichamber incinerators and to extend city control of air pollution ten (10) miles beyond the boundaries of the City of Indianapolis, but not beyond the limits of Marion County, 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.

LAWRENCE F. BRODERICK, Chairman
REV. ANDREW L. WILLIAMS
WILLIAM A. LEAK
JEROME E. FORESTAL

President Hasbrook called for the Introduction of New Ordinances.

INTRODUCTION OF NEW ORDINANCES
APPROPRIATION ORDINANCES

APPROPRIATION ORDINANCE NO. 12, 1969

Introduced by Councilman Leak:

AN ORDINANCE transferring, reappropriating and reallocating the sum of One Hundred Two Thousand, One Hundred Dollars (\$102,100.00) from unexpended, unencumbered and unappropriated funds in the City General Fund and transferring the same to certain designated funds of the Bureau of Air Pollution Control, Department of Finance, Department of Public Works—Assessment Bureau, and Department of Public Safety—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.

WHEREAS, the Board of Air Pollution Control has determined that the Bureau must move its laboratory to a location from the City-County Building and provide it with additional supplies and equipment, and

WHEREAS, providing radio equipped vehicles for the nine air pollution control inspectors will improve their efficiency, and

WHEREAS, a federal grant of Seventy-three Thousand, One Hundred Dollars (\$73,100.00) has been approved to provide the necessary funds for the above, and

WHEREAS, a staff of qualified summer interns making a survey of all businesses and business locations in the City of Indianapolis will provide excellent data that will markedly increase the City's non-property tax licensing and loading zone incomes, and

WHEREAS, the Assessment Bureau of the Department of Public Works has been ordered by the Board of Public Works to compile a list of all property owners in four school districts with the intent of levying assessments, to build sidewalks in those districts, and the Assessment Bureau do not have an adequate budget for the supplies necessary to carry out such a survey, and

WHEREAS, the Department of Public Safety—Administration has expended virtually all of its Refunds, Awards and Indemnities Fund in paying Workmen's Compensation claims in less than one-half the year has emergency needs for a similar amount to pay anticipated claims for the balance of the year.

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

Section 1. That the sum of One Hundred Two Thousand, One Hundred Dollars (\$102,100.00) be and the same is hereby transferred from the unexpended, unencumbered and unappropriated balance of the City General Fund, and appropriated to various funds in the Bureau of Air Pollution Control, Department of Finance, Department

of Public Works—Assessment Bureau, and Department of Public Safety—Administration as follows, to-wit:

REDUCE:

The anticipated, unexpended, unencumbered and un-appropriated balance of the City General Fund ----- \$102,100.00

INCREASE:

BUREAU OF AIR POLLUTION CONTROL

1. SERVICES—PERSONAL	TAX LEVY
11. Salaries & Wages—Regular -----	\$ 382.00
2. SERVICES—CONTRACTUAL	
21. Communication & Transportation -----	500.00
22. Heat, Light & Power -----	500.00
25. Repairs -----	500.00
26. Other Contractual -----	28,300.00
3. SUPPLIES	
32. Garage and Motor -----	2,500.00
36. Office Supplies -----	300.00
37. General Supplies -----	3,100.00
5. CURRENT CHARGES	
55. Subscriptions & Dues -----	200.00
7. PROPERTIES	
72. Equipment -----	36,818.00
Total Increase—Air Pollution -----	<u>\$ 73,100.00</u>

(New Total—Bureau of Air Pollution Control \$216,285.00)

DEPARTMENT OF FINANCE
City Controller

1. SERVICES—PERSONAL	
11. Salaries & Wages -----	<u>\$ 20,000.00</u>

(New Total—City Controller \$734,255.00)

DEPARTMENT OF PUBLIC WORKS

Assessment Bureau

3. SUPPLIES

36. Office Supplies -----\$ 3,000.00
 (New Total—Assessment Bureau \$26,575.00)

DEPARTMENT OF PUBLIC SAFETY

Administration

5. CURRENT CHARGES

53. Refunds, Awards & Indemnities -----\$ 6,000.00

(New Total—Department of Public Safety—
 Administration \$316,125.00)

TOTAL—ALL INCREASES -----\$102,100.00

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.

APPROPRIATION ORDINANCE NO. 13, 1969

Introduced by Councilman Leak:

AN ORDINANCE transferring, reappropriating and reallocating the sum of Four Hundred Eighty-seven Thousand Dollars (\$487,000.00) from unneeded appropriations of the Motor Vehicle Highway Tax Fund and transferring the same to certain designated funds of the Department of Public Works—Administration and Street Commissioner, 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 Board of Public Works, in carrying out the duties entrusted to them, have determined that additional Supplies are needed

for the Street Commissioner's operation and additional Contractual Funds needed for street resurfacing and reconstruction project, and

WHEREAS, there are excess funds provided in the Salaries & Wages budget of the Street Commissioner available for appropriation for other purposes.

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

Section 1. That the sum of Four Hundred Eighty-seven Thousand Dollars (\$487,000.00) be and the same is hereby transferred from the Motor Vehicle Highway Tax Fund of the Department of Public Works—Street Commissioner, and appropriated to be used for the purchase of supplies and the payment of contractual services as follows, to-wit:

REDUCE:

DEPARTMENT OF PUBLIC WORKS
Street Commissioner

1. SERVICES—PERSONAL	MVH Tax
11. Salaries & Wages—Regular -----	\$77,000.00
12. Salaries & Wages—Temporary -----	410,000.00
	<hr/>
(New Total—Services—Personal \$1,435,615.00)	
Total Reduction -----	<u>\$487,000.00</u>

INCREASE:

DEPARTMENT OF PUBLIC WORKS
Administration

2. SERVICES—CONTRACTUAL	
26. Other Contractual -----	\$425,000.00
	<hr/>
(New Total—Other Contractual \$1,800,220.00)	

DEPARTMENT OF PUBLIC WORKS
Street Commissioner

2. SERVICES—CONTRACTUAL

26. Other Contractual	\$ 2,000.00
-----------------------------	-------------

(New Total—Other Contractual \$6,220.00)

3. SUPPLIES

32. Garage & Motor	\$ 10,000.00
--------------------------	--------------

37A. Snow Removal	50,000.00
-------------------------	-----------

(New Total—Supplies \$248,600.00)

TOTAL INCREASES	\$487,000.00
-----------------------	--------------

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.

ORDINANCES ON SECOND READING

Mr. Gorham moved, seconded by Mr. McPherson, to consider General Ordinance No. 24, 1969, out of the regular order of business.

The motion passed by unanimous voice vote.

Mr. Gorham called for a second reading of General Ordinance No. 24, 1969.

The Clerk read the Ordinance for the second time.

Mr. Egenes moved, seconded by Mr. Moriarty, to amend General Ordinance No. 24, 1969, as follows:

Indianapolis, Ind., June 16, 1969

Mr. President:

I move that General Ordinance No. 24, 1969 be amended by striking out "Eastern Standard Time."

HAROLD J. EGENES, Councilman

The motion to amend passed by the following roll call vote:

Ayes 6, viz: Mr. Broderick, Mr. Egenes, Mr. Leak, Mr. McPherson, Mr. Moriarty, and Rev. Williams.

Noes 3, viz: Mr. Forestal, Mr. Gorham, and President Hasbrook.

On motion of Mr. Gorham, seconded by Mr. Forestal, General Ordinance No. 24, 1969, as amended, 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 9, viz: Mr. Broderick, Mr. Egenes, Mr. Forestal, Mr. Gorham, Mr. Leak, Mr. McPherson, Mr. Moriarty, Rev. Williams, and President Hasbrook.

Mr. Leak called for a second reading of Appropriation Ordinance No. 9, 1969.

The Clerk read the Ordinance for the second time.

On motion of Mr. Leak, seconded by Mr. Gorham, Appropriation Ordinance No. 9, 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. Egenes, Mr. Forestal, Mr. Gorham, Mr. Leak, Mr. McPherson, Rev. Williams, and President Hasbrook.

Noes 2, viz: Mr. Broderick, Mr. Moriarty.

Mr. Leak called for a second reading of Appropriation Ordinance No. 10, 1969.

The Clerk read the Ordinance for the second time.

Mr. Leak moved, seconded by Mr. Gorham, to amend Appropriation Ordinance No. 10, 1969, as follows:

Indianapolis, Ind., June 16, 1969

Mr. President:

I move that Appropriation Ordinance No. 10, 1969, be amended by striking out In the title "\$33,000.00." In the 1st paragraph "additional police." In the 2nd paragraph, strike out the entire paragraph. In Section 1. "\$33,000.00." In REDUCE "\$33,000.00." In INCREASE —SERVICES PERSONAL "\$19,300.00," and "3,283,795.00." In

TOTAL INCREASE "\$33,000.00" and NEW TOTAL—PARK DEPARTMENT \$5,452,145.00"

and inserting in lieu thereof the following: In the title substitute "\$28,590.00." In the 1st paragraph "full time." For the 2nd paragraph—"WHEREAS: The Security and Safety division of the Metropolitan Park Department needs an additional appropriation for personal services to increase the hourly rate of Park Rangers to Two Dollars and Seventy Cents (\$2.70) per hour and Park Ranger Supervisors to Three Dollars (\$3.00) per hour and to correct the authorized strength of such division from six full-time and eight part-time rangers to ten full-time rangers and two full-time ranger supervisors, and for additional equipment necessary for operation of the division, and". Section 1. "\$28,590.00"; in REDUCE "\$28,590.00"; in INCREASE—SERVICES PERSONAL "\$14,890.00"; in TOTAL INCREASE "\$28,590.00"; in NEW TOTAL PARK DEPARTMENT \$5,447,735.00".

WILLIAM A. LEAK, Councilman

The motion to amend was passed by unanimous voice vote.

On motion of Mr. Leak, seconded by Mr. Gorham, Appropriation Ordinance No. 10, 1969, as amended, 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 5, viz: Mr. Egenes, Mr. Gorham, Mr. Leak, Rev. Williams, and President Hasbrook.

Noes 4, viz Mr. Broderick, Mr. Forestal, Mr. McPherson, and Mr. Moriarty.

Mr. Leak moved, seconded by Mr. Gorham, to strike Appropriation Ordinance No. 11, 1969.

The motion to strike passed on the following roll call vote:

Ayes 9, viz: Mr. Broderick, Mr. Egenes, Mr. Forestal, Mr. Gorham, Mr. Leak, Mr. McPherson, Mr. Moriarty, Rev. Williams, and President Hasbrook.

Mr. McPherson called for a second reading of General Ordinance No. 26, 1969.

The Clerk read the Ordinance for the second time.

On motion of Mr. McPherson, seconded by Rev. Williams, General Ordinance No. 26, 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 9, viz: Mr. Broderick, Mr. Egenes, Mr. Forestal, Mr. Gorham, Mr. Leak, Mr. McPherson, Mr. Moriarty, Rev. Williams, and President Hasbrook.

Mr. Leak called for a second reading of Special Ordinance No. 9, 1969.

The Clerk read the Ordinance for the second time.

On motion of Mr. Leak, seconded by Mr. Egenes,

Special Ordinance No. 9, 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 9, viz: Mr. Broderick, Mr. Egenes, Mr. Forestal, Mr. Gorham, Mr. Leak, Mr. McPherson, Mr. Moriarty, Rev. Williams, and President Hasbrook.

OLD BUSINESS

Mr. Broderick requested a report on tow-in contracts from Mr. Leak's meeting with the Board of Public Safety. Mr. Leak gave a report on what had transpired since the last meeting.

NEW BUSINESS

Mr. McPherson moved, seconded by Rev. Williams, to adopt Special Resolution No. 12, 1969, which was read as follows:

SPECIAL RESOLUTION NO. 12, 1969

WHEREAS, Section 117 of the Housing Act of 1949, as amended, authorizes the Secretary of the Department of Housing and Urban Development to make grants to municipalities and counties to assist them in carrying out programs of concentrated code enforcement in deteriorated or deteriorating areas in which such enforcement, together with certain public improvements to be provided by the locality, may be expected to arrest the decline of the area; and

WHEREAS, it had been previously found and determined by this

body in its Resolution No. 10, 1968, that there exists in this locality certain deteriorated or deteriorating areas for which a program of concentrated code enforcement, combined with certain public improvements, could be expected to arrest the decline of the area; and

WHEREAS, it was recognized in said Resolution No. 10, 1968, that the grant of funds pursuant to Section 117 would impose certain obligations and responsibilities upon the City of Indianapolis, Indiana, among which was the obligation to assure that any persons who may be displaced as a result of the code enforcement and public improvement programs would be relocated into decent, safe and sanitary housing in accordance with the regulations of the Department of Housing and Urban Development; and

WHEREAS, Title VI of the Civil Rights Act of 1964, and the regulations of the Department of Housing and Urban Development effectuating that Title, provide that no person shall, on the grounds of race, color, or national origin, be excluded from participation in, be denied the benefits of, or be subjected to discrimination in the undertaking and carrying out of any program or activity receiving Federal financial assistance under Title I of the Housing Act of 1949, as amended; and

WHEREAS, said Resolution No. 10, 1969, authorized and directed the Mayor of the City of Indianapolis to execute and file an application with the Department of Housing and Urban Development for a code enforcement or grant of two-thirds (2/3) of the cost of undertaking and carrying out said code enforcement program, known as Project E 1, which is also referred to as the Mapleton-Fall Creek Area, the estimated total cost being \$1,368,232; and

WHEREAS, of said \$1,368,232 estimated total cost of said code enforcement program, the following was and is being paid by the United States Department of Housing and Urban Development: \$912,154 as its two-thirds of said total estimated cost; \$9,000 for relocation payments; and \$150,000 for Rehabilitation Grants, or a total of \$1,071,154; and

WHEREAS, it has now developed that in order to complete the entire code enforcement Project No. E 1, an additional \$116,279 Rehabilitation Grants would be required to be paid by the De-

partment of Housing and Urban Development out of the same estimated total cost of \$1,368,232; and

WHEREAS, said additional rehabilitation grants are found necessary to complete said code enforcement program.

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

1. That an amended application be filed with the Department of Housing and Urban Development on behalf of the City of Indianapolis, Indiana, for a revised code enforcement grant under Section 117 of the Housing Act of 1949, as amended of two-thirds of the cost of undertaking and carrying out a code enforcement program, which cost is estimated to be \$1,368,232, in the Mapleton-Fall Creek Enforcement Area, and that the Mayor of the City of Indianapolis, Indiana, is hereby authorized and directed to execute and file such amended application, to provide such additional information and furnish such documents as may be required by the Department of Housing and Urban Development, to execute such contract or contracts as may be necessary for the grant applied for, to execute and file requisitions for funds, and to act as the authorized representative of the City of Indianapolis, Indiana, in the accomplishment of the code enforcement program. That said amended application contain therein a request for an additional \$116,279 Rehabilitation Grants bringing such grants to a total of \$266,279, which would make a total payment by the Department of Housing and Urban Development of \$1,187,433 of the total estimated cost of \$1,368,232.

2. That during the period of the contract for the code enforcement grant the City of Indianapolis, Indiana, will maintain a level of expenditures for code enforcement activities, exclusive of expenditures in any federally assisted code enforcement or Title I urban renewal project area that is not less than the average yearly expenditure for such activity throughout the locality for the two full fiscal years immediately preceding the filing of the application.

3. That the locality has a program for and will provide in a timely manner all necessary public improvements for the code enforcement area.

4. That there exists in the locality an adequate amount of decent,

safe, and sanitary housing which is available to persons displaced as a result of the code enforcement and related public improvements programs, at prices which are within their financial means and which are not generally less desirable in regard to public utilities and public and commercial facilities than the dwellings of the displaced individuals and families, and it is the sense of this body that such displacees, if any, will be relocated in accordance with applicable regulations of the Department of Housing and Urban Development.

5. That the United States of America and the Secretary of the Department of Housing and Urban Development be, and they hereby are, assured of full compliance by the City of Indianapolis, Indiana, with regulations of the Department of Housing and Urban Development effectuating Title VI of the Civil Rights Act of 1964.

The motion passed on the following roll call vote:

Ayes 9, viz: Mr. Broderick, Mr. Egenes, Mr. Forestal, Mr. Gorham, Mr. Leak, Mr. McPherson, Mr. Moriarty, Rev. Williams, and President Hasbrook.

Mr. McPherson moved, seconded by Rev. Williams, to adopt Special Resolution No. 13, 1969, which was read as follows:

SPECIAL RESOLUTION NO. 13, 1969

WHEREAS, under Title I of the Housing Act of 1949, as amended, it is necessary for a community to submit to the Secretary of the Department of Housing and Urban Development a request for re-certification of its Workable Program for Community Improvement in order to remain eligible for financial assistance from the United States of America for low rent public housing projects, urban renewal projects, certain mortgage insurance programs, and other financial assistance from the Department of Housing and Urban Development for which a certified Workable Program for Community Improvement is a prerequisite, and

WHEREAS, recent studies have indicated a continued spread of blight within the City of Indianapolis; and

WHEREAS, an effective plan of action by the City of Indianapolis is necessary to prevent the spread of further blight and to attempt to eliminate slums and blight; and

WHEREAS, it would be in the best interests of the City of Indianapolis to remain eligible for federal financial assistance from the Department of Housing and Urban Development; and

WHEREAS, there previously has been prepared and presented to the Department of Housing and Urban Development a Workable Program for Community Improvement for the City of Indianapolis; and

WHEREAS, it is now necessary and in the public interest that an application for Workable Program recertification be submitted to the Department of Housing and Urban Development.

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

Section 1. That steps by the various agencies, boards and departments of the City of Indianapolis to prevent the spread of further blight and to attempt to eliminate slums and blight are hereby authorized and approved.

That it is the intent of the Common Council that appropriate public and private resources be utilized to eliminate and prevent slums and blight in our City.

That the Common Council of the City of Indianapolis does hereby approve the biennial application for Workable Program recertification for the City of Indianapolis and approves its filing with the Department of Housing and Urban Development.

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

The motion passed on the following roll call vote:

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

Noes 1, viz: Mr. Gorham.

Mr. Egenes moved, seconded by Mr. Gorham, to adopt Special Resolution No. 14, 1969, which was read as follows:

SPECIAL RESOLUTION NO. 14, 1969

WHEREAS, There exists in the City of Indianapolis and County of Marion, many locations where railway tracks cross streets and roadways used by automobiles, without grade separation; and

WHEREAS, The daily number of railway cars and daily number of automobiles using said crossings are both increasing each year, thereby creating a problem in minimizing the inconvenience and delay to the motoring public on account of obstruction of such crossings by railway cars; and

WHEREAS, There is a need for continuing observation of the problem by local government.

WHEREAS, The Board of Directors of the Mass Transportation Authority has adopted a resolution appointing a Special Committee in whose work the Common Council of the City of Indianapolis is vitally concerned.

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

Section 1. That the following persons who were appointed by the Board of the Mass Transportation Authority of Greater Indianapolis until December 31, 1969, as a Special Committee for the purpose of (1) meeting with representatives of railway companies and railway shippers doing business in Marion County, Indiana, (2) bringing to the

attention of such railway companies and shippers the locations and times where substantial problems exist because of obstructed crossings, and discussing changes in schedules of railway work in order to alleviate such problems, and (3) recommending to the Board any Ordinances which may be needed or helpful in alleviating the said problems, to-wit:

Gary L. Booher, MTA Board Member

William Leak, City Councilman

Sam Macer, United South Side Community Organization

Lee Eads, Sheriff of Marion County or his designate

Ralph Lumpkin, Deputy Chief, Indianapolis Police Department, or his designate

are hereby appointed a Special Committee of the Common Council for the above-named purposes.

Section 2. This resolution shall be in full force and effect from and after its passage, approval by the Mayor, and publication as provided by law.

The motion passed by voice vote, 8 ayes, with Mr. Moriarty dissenting.

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

On motion of Mr. Gorham, seconded by Rev. Williams, the Council adjourned at 11:25 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 16th day of June, 1969.

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

Thomas C. Haslam

ATTEST:

President

Maryanne N. O'Laughlin

(SEAL)

City Clerk