

REGULAR MEETING

Monday, October 20 1969

The regular meeting of the Common Council of the City of Indianapolis convened in the City Council Chambers of the City-County Building at 7:30 P.M. on Monday, October 20, 1969.

President Hasbrook in the chair.

The Clerk called the roll.

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

Absent: Mr. Forestal and Mr. Moriarty.

Mr. Gorham moved, seconded by Mr. McPherson, 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

October 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. 17, 1969

An Ordinance transferring, reappropriating, and reallocating the sum of Thirty-five Thousand Dollars (\$35,000) from the unexpended, unencumbered, and unappropriated balance in the City Market Fund and transferring the same to certain designated funds of the Department of Public Safety—City Market, 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.

APPROPRIATION ORDINANCE NO. 18, 1969

An Ordinance transferring, reappropriating, and reallocating the sum of Twenty-five Hundred Dollars (\$2,500.00) from a certain fund in the Department of Public Safety, Police Department, and transferring the same to a certain designated item and fund in the said Department of Public Safety, Police Department, all of said funds and items created by virtue of and appropriated in the 1969 Budget, General Ordinance No. 34, 1968, as amended, declaring an emergency and fixing a time when the same shall take effect.

SPECIAL ORDINANCE NO. 13, 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

October 20, 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 Indianapolis Commercial on October 9, 1969 and again on October 16, 1969, a "Notice to Taxpayers" of a public hearing on Appropriation Ordinance No. 19, 1969, to be held on Monday, October 20, 1969, in Room 221, City-County Building at 7:30 P.M.

Also, pursuant to the laws of the State of Indiana, I caused to be published in the aforementioned papers on October 8, 1969, and again on October 15, 1969, Special Ordinance No. 13, 1969.

Respectfully submitted,

MARJORIE H. O'LAUGHLIN
City Clerk

October 20, 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. 20, 1969, transferring, reappropriating and reallocating the sum of Ten Thousand Dollars (\$10,000.00) from certain designated items in the City General Fund for the Department of Public Safety—Fire Department to other certain designated items and funds in the Department of Public Safety—Fire Department created by virtue of the 1969 Budget, General Ordinance No. 34, 1969, as amended, declaring an emergency and fixing a time when the same shall take effect.

Respectfully submitted,

WILLIAM A. LEAK
Councilman

October 20, 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. 21, 1969, transferring, reappropriating and reallocating the sum of Ninety Thousand Dollars (\$90,000.00) 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.

Respectfully submitted,

WILLIAM A. LEAK
Councilman

October 20, 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. 22, 1969, appropriating the sum of Ten Million Dollars (\$10,000,000); Nine Million Dollars (\$9,000,000) to be applied on the cost of construction and reconstruction and otherwise improving residential streets in the City of Indianapolis and One Million Dollars (\$1,000,000) to be applied on the cost of construction and reconstruction and otherwise improving fire houses in said City, together with the incidental expenses to be incurred in connection therewith and on account of the issuance of bonds therefor, and fixing a time when the same shall take effect.

Respectfully submitted,

WILLIAM A. LEAK
Councilman

October 20, 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. 38, 1969, an Ordinance to amend the Municipal Code of Indianapolis, 1951, General Ordinance No. 140, 1951, as amended, and more particularly Title 7, Chapter 6, Section 7-605, to provide a twelve-month period for validity of amusement vending machine and distributor's licenses beginning on July 1, instead of January 1.

Respectfully submitted,

HAROLD J. EGENES
Councilman

October 20, 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. 39, 1969, prohibiting switching movements at specified places during designated rush-hours, defining terms, prescribing penalties and fixing a time when the same shall take effect.

Respectfully submitted,

WILLIAM A. LEAK
Councilman

October 20, 1969

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

Gentlemen:

Transmitted herewith are 28 copies of General Ordinance No. 40, 1969, prohibiting switching movements at specified places during designated rush hours, defining terms, prescribing penalties and fixing a time when the same shall take effect.

Respectfully submitted,

WILLIAM A. LEAK
Councilman

October 20, 1969

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

Gentlemen:

Transmitted herewith are 28 copies of General Ordinance No. 41, 1969, authorizing the issuance and sale of bonds of said City for the purpose of providing funds to be applied on the cost of construction and reconstruction and otherwise improving residential streets in the City of Indianapolis, and for the construction and reconstruction and otherwise improving fire houses in said City, together with the incidental expenses to be incurred in connection therewith and on account of the issuance of bonds therefor.

Respectfully submitted,

WILLIAM A. LEAK
Councilman

October 20, 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. 42,

1969, to amend the Municipal Code of the City of Indianapolis, General Ordinance No. 140, 1951, as amended, and more particularly Title 4, Chapter 11, to provide for the removal and storage of vehicles which are parked or left standing in violation of this Code, authorizing the Board of Public Safety or its successor to contract with private firms or individuals for such removal and storage, establishing maximum fees for such contractual services and setting standards for contracting parties, providing penalties, and fixing a time when the same shall take effect.

Respectfully submitted,

WILLIAM A. LEAK
Councilman

October 20, 1969

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

Gentlemen:

Transmitted herewith are twenty-eight copies of General Ordinance No. 43, 1969, to amend the Municipal Code of the City of Indianapolis, General Ordinance No. 140, 1951, as amended, and more particularly Title 7 thereof by adding thereto an additional chapter, Chapter 26, to provide for the licensing and regulating of vehicle wrecker or towing services, requiring insurance policies to protect the general public, providing for investigation and supervision by the Police Department, setting forth duties of licensees, and prescribing penalties for the violation of its provisions, and fixing a time when the same shall take effect.

Respectfully submitted,

WILLIAM A. LEAK
Councilman

October 20, 1969

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

Gentlemen:

Transmitted herewith are 28 copies of Special Ordinance No. 15, 1969, providing for the annexing of certain contiguous territory to the City of Indianapolis, and fixing a time when the same shall take effect.

Respectfully submitted,

DONALD R. McPHERSON
Councilman

October 20, 1969

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

Gentlemen:

Transmitted herewith are 28 copies of Special Ordinance No. 16, 1969, providing for change of name of a portion of the Raymond Street Expressway to "Airport Expressway."

Respectfully submitted,

HAROLD J. EGENES
Councilman

October 20, 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. 21, 1969, a resolution to authorize the City of Indianapolis as model cities demonstration agency to accept obligations of Task Force "R",

Incorporated under a certain contract with the U.S. Office of Education, Department of Health, Education and Welfare.

Respectfully submitted,

DONALD R. McPHERSON
Councilman

On motion of Mr. Egenes, seconded by Mr. Gorham, the Council recessed for Committee Hearings at 7:43 P.M.

The Council reconvened at 8:20 P.M.

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

COMMITTEE REPORTS

Indianapolis, Ind., October 20, 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. 19, 1969,

. . . transferring \$259,750 from certain designated appropriations for the Department of Civil Defense, Human Rights, Public Purchase, Public Works, and Public Safety, and from the unexpended balance in the City General Fund and transferring the same to certain funds of the Department of Civil Defense, Finance, Public Works, and Public Safety.

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., October 20, 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 Special Ordinance No. 14, 1969

. . . authorizing the Board of Public Works of the City of Indianapolis to sell certain tracts of real estate belonging to the City of Indianapolis.

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

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

Indianapolis, Ind., October 20, 1969

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

Gentlemen:

We, your Committee on Public Safety to whom was referred Special Resolution No. 20, 1969

. . . resolving that a second amended application be filed requesting an additional \$49,200 Relocation Payment by the Department of Housing and Urban Development.

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

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

Indianapolis, Ind., October 20, 1969

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

Gentlemen:

We, your Committee on Public Health to whom was referred General Ordinance No. 37, 1969

. . . to amend General Ordinance No. 109, 1967, as amended, Article 1, Section 1.3, to clarify the meaning of the words "trade wastes," by addition of a new paragraph numbered (51).

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

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

President Hasbrook called for the Introduction of New Ordinances.

INTRODUCTION OF NEW ORDINANCES

APPROPRIATION ORDINANCES

APPROPRIATION ORDINANCE NO. 20, 1969

Introduced by Councilman Leak:

AN ORDINANCE transferring, reappropriating and reallocating the

sum of Ten Thousand Dollars (\$10,000.00) from certain designated items in the City General Fund for the Department of Public Safety—Fire Department to other certain designated items and funds 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, certain emergencies have arisen since the adoption of the budget for 1969 that require the expenditure of additional funds, and

WHEREAS, there are unnecessary funds appropriated which may be transferred.

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

Section 1. That the sum of Ten Thousand Dollars (\$10,000.00) be and the same is hereby transferred from the appropriations shown below under the heading REDUCE, and the same is hereby appropriated to the departments shown below under the heading INCREASE, as follows, to-wit:

<u>REDUCE:</u>	<u>TAX LEVY</u>
DEPARTMENT OF PUBLIC SAFETY	
Fire Department	
4. MATERIALS	
41. Building Materials -----	\$ 5,000.00
7. PROPERTIES	
72. Equipment -----	5,000.00
TOTAL REDUCTIONS -----	<u><u>\$10,000.00</u></u>

INCREASE:

DEPARTMENT OF PUBLIC SAFETY
Fire Department

2. SERVICES—CONTRACTUAL

22. Heat, Light and Power -----	\$ 7,000.00
25. Repairs -----	3,000.00
	<hr/>
TOTAL INCREASES -----	<u>\$10,000.00</u>

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. 21, 1969

Introduced by Councilman Leak:

AN ORDINANCE transferring, reappropriating and reallocating the sum of Ninety Thousand Dollars (\$90,000.00) 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 has determined that additional contractual funds are needed for street resurfacing and reconstruction projects, and

WHEREAS, additional funds are needed to cover necessary emergency operations in the Street Commissioner's Department, 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 Ninety Thousand Dollars (\$90,000.00) 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 payment of contractual services as follows, to-wit:

REDUCE:MVH TAX

DEPARTMENT OF PUBLIC WORKS
Street Commissioner

1. SERVICES—PERSONAL

11. Salaries and Wages—Regular -----\$20,000.00

6. CURRENT OBLIGATIONS

62. Social Security -----\$20,000.00

7. PROPERTIES

72. Equipment -----\$50,000.00

TOTAL REDUCTIONS -----\$90,000.00

INCREASE:

DEPARTMENT OF PUBLIC WORKS
Administration

2. SERVICES—CONTRACTUAL

26. Other Contractual -----\$80,000.00

DEPARTMENT OF PUBLIC WORKS
Street Commissioner

2. SERVICES—CONTRACTUAL

25. Repairs -----\$ 5,000.00

3. SUPPLIES

32. Garage & Motor ----- 5,000.00

TOTAL INCREASES -----\$90,000.00

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.

APPROPRIATION ORDINANCE NO. 22, 1969

Introduced by Councilman Leak:

AN ORDINANCE of the City of Indianapolis, Indiana, appropriating the sum of Ten Million Dollars (\$10,000,000); Nine Million Dollars (\$9,000,000) to be applied on the cost of construction and reconstruction and otherwise improving residential streets in the City of Indianapolis, and One Million Dollars (\$1,000,000) to be applied on the cost of construction and reconstruction and otherwise improving fire houses in said City, together with the incidental expenses to be incurred in connection therewith and on account of the issuance of bonds therefor.

WHEREAS, the Board of Public Works of the City of Indianapolis has found that it would be for the best interests of said City, and its citizens to provide for the construction and reconstruction and otherwise improving of residential streets in the City of Indianapolis at a cost not exceeding Nine Million Dollars (\$9,000,000), and said Board of Public Works and the Board of Public Safety

have found that it would be for the best interests of said City and its citizens to provide for the construction and reconstruction and otherwise improving of fire houses in said City at a cost not exceeding One Million Dollars (\$1,000,000), the costs of said projects to include the incidental expenses necessary to be incurred in connection therewith and on account of the issuance of bonds therefor; and

WHEREAS, a request for an appropriation in the amount of Ten Million Dollars (\$10,000,000) for said purpose has been filed, which request has been approved by the City Controller with the recommendation that the funds necessary to cover such appropriation be obtained by the issuance and sale of general obligation bonds of the City; and

WHEREAS, a petition has been filed under the provisions of Sec. 64-1910 Burns Statutes, 1961 Replacement, by more than fifty (50) owners of taxable real estate in the City of Indianapolis, requesting the Common Council to issue bonds in an amount not exceeding Ten Million Dollars (\$10,000,000) for the purpose of procuring funds for the following: Nine Million Dollars (\$9,000,000) for the construction and reconstruction and otherwise improving residential streets in the City of Indianapolis, and One Million Dollars (\$1,000,000) for the construction and reconstruction and otherwise improving fire houses in said City, together with the incidental expenses in connection therewith and on account of the issuance of bonds therefor; and

WHEREAS, the Council now finds that said projects are necessary and will be of general benefit to the City and its citizens; and

WHEREAS, the Council now finds that the City has no funds available or provided for in the existing budgets and tax levies which may be applied on said projects, making it necessary to authorize the issuance of bonds of the City in order to procure the funds to be furnished by the City, and that an extraordinary emergency exists for the making of the additional appropriation hereinafter set out; now therefore,

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

Section 1. That the sum of Ten Million Dollars (\$10,000,000) be

and the same is hereby appropriated for the following purposes: Nine Million Dollars (\$9,000,000) for the construction and reconstruction and otherwise improving residential streets in the City of Indianapolis, and One Million Dollars (\$1,000,000) for the construction and reconstruction and otherwise improving fire houses in said City, which appropriation shall include the incidental expenses to be incurred in connection with such projects and the issuance of bonds on account thereof. Funds to meet said appropriation shall be provided from the proceeds of bonds of the City designed "Municipal Bonds of 1969," in the amount of Ten Million Dollars (\$10,000,000) heretofore authorized to be issued for application on the cost of said projects.

Sec. 2. This Ordinance shall be in full force and effect from and after its passage and signing by the Mayor.

Passed and adopted by the Common Council of the City of Indianapolis on the _____ day of _____, 1969.

Presiding Officer

Attest:

City Clerk

Presented by me to the Mayor of the City of Indianapolis on the _____ day of _____, 1969, at the hour of _____ M.

City Clerk

This ordinance approved and signed by me on the _____ day of _____, 1969, at the hour of _____ M.

Mayor

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

GENERAL ORDINANCES

GENERAL ORDINANCE NO. 38, 1969

Introduced by Councilman Egenes:

AN ORDINANCE to amend the Municipal Code of Indianapolis, 1951, General Ordinance No. 140, 1951, as amended, and more particularly Title 7, Chapter 6, Section 7-605, to provide a twelve-month period for validity of amusement vending machine and distributor's licenses beginning on July 1, instead of January 1.

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

Section 1. That Title 7, Chapter 6, Section 7-605, as last amended, be amended to read as follows:

7-605. LICENSE FEES. The license year for an amusement vending machine and for a distributor's license shall be from July 1 to June 30. All license fees shall be on an annual basis, which fees shall be as follows:

Amusement Vending Machine_____	\$5.00 per annum
Distributor's License _____	\$500.00 per annum

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

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

GENERAL ORDINANCE NO. 39, 1969

Introduced by Councilman Leak:

AN ORDINANCE, prohibiting switching movements at specified places during designated rush hours, defining terms, prescribing penalties 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. It shall be unlawful for the conductor of any railroad train, or freight car, or locomotive to engage in the activity generally known as "switching" in any manner that would in any way obstruct or prevent the free use by automobiles and other motor vehicles of the intersection of Churchman Street and Keystone Avenue, between the hours of 7 and 8 A.M. and between the hours of 3 and 5 P.M., according to the official time system in effect for the City of Indianapolis: PROVIDED, that this Section shall not apply to any railroad train which has its air hose connected and pressurized PROVIDED further that this action shall not apply on a Saturday, Sunday, or holiday, or to any conductor of a railroad train which is compelled to stop by any cause beyond the control of himself or any superior officer. For the purposes of this section the term "switching" shall mean the activity whereby freight cars not then a part of any through train are sorted out and moved to local destinations for any purpose.

Section 2. Any person who violates any provision of this ordinance shall upon conviction be fined in the amount of Three Hundred Dollars (\$300.00) to which may be added imprisonment not exceeding one hundred and eighty (180) days.

Section 3. 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, and publication as provided by law.

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

GENERAL ORDINANCE NO. 40, 1969

Introduced by Councilman Leak:

AN ORDINANCE, prohibiting switching movements at specified places during designated rush hours, defining terms, prescribing penalties 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. It shall be unlawful for the conductor of any railroad train, or freight car, or locomotive to engage in the activity generally known as "switching" in any manner that would in any way obstruct or prevent the free use by automobiles and other motor vehicles of the intersection of Bates Street and Minnesota Street, between the hours of 7 and 8 A.M. and between the hours of 3 and 5 P.M., according to the official time system in effect for the City of Indianapolis: PROVIDED, that this Section shall not apply to any railroad train which has its air hose connected and pressurized; PROVIDED, further that this section shall not apply on a Saturday, Sunday, or holiday, or to any conductor of a railroad train which is compelled to stop by any cause beyond the control of himself or any superior officer. For the purposes of this section the term "switching" shall mean the activity whereby freight cars not then a part of any through train are sorted out and moved to local destinations for any purpose.

Section 2. Any person who violates any provision of this ordinance shall upon conviction be fined in the amount of Three Hundred Dollars (\$300.00) to which may be added imprisonment not exceeding one hundred and eighty (180) days.

Section 3. 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, and publication as provided by law.

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

GENERAL ORDINANCE NO. 41, 1969

Introduced by Councilman Leak:

AN ORDINANCE of the City of Indianapolis, Indiana, authorizing the issuance and sale of bonds of said City for the purpose of providing funds to be applied on the cost of construction and reconstruction and otherwise improving residential streets in the City of Indianapolis, and for the construction and reconstruc-

tion and otherwise improving fire houses in said City, together with the incidental expenses to be incurred in connection therewith and on account of the issuance of bonds therefor.

WHEREAS, the Board of Public Works of the City of Indianapolis has found that it would be for the best interests of said City and its citizens to provide for the construction and reconstruction and otherwise improving of residential streets in the City of Indianapolis at a cost not exceeding Nine Million Dollars (\$9,000,000), and said Board of Public Works and the Board of Public Safety have found that it would be for the best interests of said City and its citizens to provide for the construction and reconstruction and otherwise improving of fire houses in said City at a cost not exceeding One Million Dollars (\$1,000,000), the costs of said projects to include the incidental expenses necessary to be incurred in connection therewith and on account of the issuance of bonds therefor; and

WHEREAS, a request for an appropriation in the amount of Ten Million Dollars (\$10,000,000) for said purposes has been filed, which request has been approved by the City Controller with the recommendation that the funds necessary to cover such appropriation be obtained by the issuance and sale of general obligation bonds of the City; and

WHEREAS, a petition has been filed under the provisions of Sec. 64-1910 Burns Statutes, 1961 Replacement, by more than fifty (50) owners of taxable real estate in the City of Indianapolis, requesting the Common Council to issue bonds in an amount not exceeding Ten Million Dollars (\$10,000,000) for the purpose of procuring funds for the following: Nine Million Dollars (\$9,000,000) for the construction and reconstruction and otherwise improving residential streets in the City of Indianapolis, and One Million Dollars (\$1,000,000) for the construction and reconstruction and otherwise improving fire houses in said City, together with the incidental expenses in connection therewith and on account of the issuance of bonds therefor; and

WHEREAS, the Council now finds that said projects are necessary and will be of general benefit to the City and its citizens; now therefore,

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

Section 1. That the City of Indianapolis (hereinafter sometimes referred to as the "City"), proceed with the construction and reconstruction and otherwise improving residential streets in the City of Indianapolis, and the construction and reconstruction and otherwise improving fire houses in said City.

Sec. 2. For the purpose of providing the Nine Million Dollars (\$9,000,000) in funds to be applied on said street projects and the incidental expenses necessary to be incurred in connection therewith and the One Million Dollars (\$1,000,000) in funds to be applied on said fire house projects and the incidental expenses necessary to be incurred in connection therewith, the City shall make a loan in the amount of Ten Million Dollars (\$10,000,000). In order to procure said loan, the City Controller is hereby authorized and directed to have prepared and to issue and sell the negotiable general obligation bonds of the City, to be designated as "Municipal Bonds of 1969," in the aggregate principal amount of Ten Million Dollars (\$10,000,000), which bonds shall be issued in the denomination of Five Thousand Dollars (\$5,000), shall be numbered consecutively from 1 upwards, shall be dated as of the first day of the month in which said bonds are sold, and shall bear interest at a rate or rates not exceeding six and one-half per cent ($6\frac{1}{2}\%$) per annum (the exact rate or rates to be determined by bidding), which interest shall be payable on July 1, 1971, and semi-annually thereafter on January 1 and July 1 of each year, and shall be evidenced by coupons attached to said bonds. Both bonds and interest coupons shall be payable at the office of the Treasurer of Marion County, ex officio Treasurer of the City of Indianapolis, in the City of Indianapolis, Indiana, in lawful money of the United States of America. The bonds shall mature serially on January 1 in the years and amounts as follows:

<u>Year</u>	<u>Amount</u>	<u>Year</u>	<u>Amount</u>	<u>Year</u>	<u>Amount</u>
1972	\$ 25,000	1978	\$400,000	1985	\$600,000
1973	300,000	1979	425,000	1986	625,000
1974	300,000	1980	450,000	1987	650,000
1975	325,000	1981	475,000	1988	700,000
1976	350,000	1982	500,000	1989	725,000
1977	375,000	1983	550,000	1990	800,000
		1984	575,000	1991	850,000

Said bonds shall be signed in the name of the City of Indianapolis by the Mayor, countersigned by the City Controller, and attested by the City Clerk, who shall affix the seal of the City to each of said bonds. The interest coupons attached to said bonds shall be executed with the facsimile signatures of the Mayor and City Controller, and said officials, by the signing of said bonds, shall adopt as and for their own proper signatures their facsimile signatures appearing on said coupons. Said bonds shall, in the hands of bona fide holders, have all of the qualities of negotiable instruments.

Sec. 3. The form and tenor of said bonds and the interest coupons to be attached thereto shall be substantially as follows (all blanks to be properly completed prior to the printing of the bonds):

UNITED STATES OF AMERICA

State of Indiana County of Marion

No.-----

\$5,000

CITY OF INDIANAPOLIS
MUNICIPAL BOND OF 1969

The City of Indianapolis, in Marion County, Indiana, for value received, hereby acknowledges itself indebted and promises to pay to the bearer hereof the principal amount of

FIVE THOUSAND DOLLARS

on January 1, 19-----, and to pay interest thereon from the date hereof until the principal is paid, at the rate of-----per cent (-----%) per annum, payable on July 1, 1971, and semi-annually thereafter on January 1 and July 1 in each year, upon presentation and surrender of the annexed coupons as they severally become due.

Both principal and interest of this bond are payable in lawful money of the United States of America at the office of the Treasurer of Marion County, ex officio Treasurer of the City of Indianapolis, in the City of Indianapolis, Indiana.

This bond is one of an authorized issue of two thousand (2,000) bonds of the City of Indianapolis, of like date, denomination, tenor

and effect, except as to interest rates and dates of maturity, aggregating Ten Million Dollars (\$10,000,000), numbered consecutively from 1 upwards, issued pursuant to an ordinance adopted by the Common Council of said City on-----, 1969, entitled "An Ordinance of the City of Indianapolis, Indiana, authorizing the issuance and sale of bonds of said City for the purpose of providing funds to be applied on the cost of construction and reconstruction and otherwise improving residential streets in the City of Indianapolis, and for the construction and reconstruction and otherwise improving fire houses in said City, together with the incidental expenses to be incurred in connection therewith and on account of the issuance of bonds therefor," and 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 Chapter 119 of the Acts of 1937.

It is hereby certified and recited that all acts, conditions and things required to be done precedent to and in the execution, issuance and delivery of this bond have been done and performed in regular and due form as provided by law; that this bond and said total issue of bonds is within every limit of indebtedness prescribed by the constitution and laws of the State of Indiana, and that the full faith and credit of the City of Indianapolis, together with all of its taxable property, both real and personal, are hereby irrevocably pledged to the punctual payment of the principal and interest of this bond according to its terms.

IN WITNESS WHEREOF, the City of Indianapolis, in Marion County, Indiana, by ordinance of its Common Council, has caused this bond to be signed in its corporate name by its Mayor, countersigned by its City Controller, its corporate seal to be hereunto affixed and attested by its City Clerk, and the interest coupons hereto attached to be executed by placing thereon the facsimile signatures of said Mayor and City Controller, as of the first day of-----, 1969.

CITY OF INDIANAPOLIS

By -----
Mayor

Countersigned:

City Controller

Attest:

City Clerk

(Interest Coupon)

Coupon No.----- \$-----

On-----1, 19-----

the City of Indianapolis, Indiana, will pay to bearer at the office of the Treasurer of Marion County, ex officio Treasurer of the City of Indianapolis, in the City of Indianapolis, Indiana, the amount shown hereon in lawful money of the United States of America, being the interest then due on its Municipal Bond of 1969, dated -----1, 1969, No.-----

CITY OF INDIANAPOLIS

By----- (Facsimile)

Mayor

----- (Facsimile)

City Controller

Sec. 4. As soon as can be done after the passage of this ordinance, the City Clerk shall give notice of the filing of the petition for and determination to issue bonds. Said notice shall be published once each week for two weeks in The Indianapolis News and The Indianapolis Commercial, newspapers of general circulation published in the City of Indianapolis, and said notice shall also be posted in three public places in the City, as provided by Sec. 64-1910 and Sec. 64-1915 Burns Statutes, 1961 Replacement.

In the event a remonstrance shall be filed by the owners of taxable real estate under the provisions of Sec. 64-1910 Burns Statutes, 1961 Replacement, then no further steps towards the issuance of said bonds shall be taken unless and until the Common Council shall have determined that such remonstrance is insufficient. In the event an objecting petition or petitions are filed by taxpayers under the provisions of Sec. 64-1915 Burns Statutes, 1961 Replacement, then no further steps towards the issuance of said bonds shall be taken unless and until the State Board of Tax Commissioners shall issue its order

approving the issuance of said bonds. In the event it shall be determined by the State Board of Tax Commissioners, or otherwise, that the whole amount of the bonds herein authorized shall not be issued, then the City Controller shall be authorized to advertise and sell a lesser amount of bonds, and the bonds not issued and sold shall be the bonds of the longest maturity or maturities.

Sec. 5. Prior to the sale of said bonds the City Controller shall cause to be published a notice of such sale once each week for two weeks in The Indianapolis News and The Indianapolis Commercial. Said notice or a summary thereof, may, in the discretion of the City Controller, be published one time in The Bond Buyer, a financial journal published in the City and State of New York. The date fixed for the sale shall not be earlier than seven (7) days after the last of the publications in the Indianapolis newspapers. Said bond sale notice shall state the time and place of sale, the purpose for which the bonds are being issued, the total amount thereof, the maximum rate of interest thereon, the time and place of payment, the terms and conditions on which bids will be received and the sale made, and such other information as the City Controller shall deem necessary.

All bids for said bonds shall be sealed and shall be presented to the City Controller at his office, and said Controller shall continue to receive all bids offered until the hour named on the day fixed in the bond sale notice, at which time and place he shall open and consider said bids. Bidders for said bonds shall be required to name the rate or rates of interest which the bonds are to bear, not exceeding six and one-half per cent ($6\frac{1}{2}\%$) per annum, and such interest rate or rates shall be in multiples of one-eighth ($\frac{1}{8}$) or one-tenth ($\frac{1}{10}$) of one per cent (1%), and not more than four (4) different interest rates shall be named by each bidder. All bonds maturing on the same date shall bear the same single rate of interest, and the interest due on any bond on any interest payment date shall be represented by a single interest coupon. The difference between the highest and lowest rate specified in a bid shall not exceed one and one-half per cent ($1\frac{1}{2}\%$). The Controller shall award the bonds to the highest responsible and qualified bidder. The highest bidder shall be the one who offers the lowest net interest cost to the City, to be determined by computing the total interest on all of the bonds to their maturities and deducting therefrom the premium bid, if any. No bid for less than the par value of said bonds, including accrued interest at the rate or rates named to the date of delivery, will be

considered. The Controller shall have full right to reject any and all bids. In the event no acceptable bid is received at the time fixed in said notice for the sale of said bonds, the Controller shall be authorized to continue to receive bids from day to day thereafter for a period of not to exceed thirty (30) days, without readvertising, but during such continuation no bid shall be accepted which is lower than the highest bid received at the time fixed for such sale in the bond sale notice.

Prior to the delivery of said bonds the City Controller shall be authorized to obtain a legal opinion as to the validity of said bonds from Ice Miller Donadio & Ryan, bond counsel of Indianapolis, and to furnish such opinion to the purchaser of said bonds. The cost of said opinion shall be considered a part of the cost of said project, and shall be paid out of the proceeds of said bonds.

Sec. 6. The City Controller is hereby authorized and directed to have said bonds and coupons prepared, and the Mayor, City Controller and City Clerk are hereby authorized and directed to execute said bonds and the interest coupons to be attached thereto in the form and manner herein provided. After said bonds shall have been properly executed, the City Controller shall deliver the same to the Treasurer of Marion County, ex officio Treasurer of the City of Indianapolis, and shall take his receipt therefor, and upon the consummation of the sale of said bonds the City Controller shall then certify to the Treasurer the amount which the purchaser is to pay for the same; thereupon, the Treasurer shall be authorized to receive from the purchaser the amount so certified by the Controller and to deliver the bonds to such purchaser.

Sec. 7. This ordinance shall be in full force and effect immediately upon its passage and signing by the Mayor.

Passed and adopted by the Common Council of the City of Indianapolis on the-----day of-----, 1969.

Presiding Officer

Attest:

City Clerk

Presented by me to the Mayor of the City of Indianapolis on the _____ day of _____, 1969, at the hour of _____ M.

City Clerk

This ordinance approved and signed by me on the _____ day of _____, 1969, at the hour of _____ M.

Mayor

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

GENERAL ORDINANCE NO. 42, 1969

Introduced by Councilman Leak:

AN ORDINANCE to amend the Municipal Code of the City of Indianapolis, General Ordinance No. 140, 1951, as amended, and more particularly Title 4, Chapter 11, to provide for the removal and storage of vehicles which are parked or left standing in violation of this Code, authorizing the Board of Public Safety or its successor to contract with private firms or individuals for such removal and storage, establishing maximum fees for such contractual services and setting standards for contracting parties, providing penalties, 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 4, Chapter 11, Section 4-1101, of the Municipal Code of Indianapolis, 1951, be amended to read as follows:

4-1101. Definitions. For the purpose of this Chapter, the following terms shall have the following meanings:

- (a) "Vehicle" means any motor vehicle, automobile, motorcycle,

truck, trailer, semi-trailer, truck-tractor, bus, housecar or motor bicycle.

(b) "Person" means all natural persons, firms, partnerships, and corporations.

(c) "Officer" means any regular member of the Indianapolis Police Department.

(d) "Wrecker" means any person engaged in the business, or offering the services of a vehicle wrecker or towing service, whereby vehicles are towed or otherwise removed by the use of a truck or other vehicle particularly adapted for such purpose.

SECTION 2. That Title 4, Chapter 11, Section 4-1102, of the Municipal Code of Indianapolis, 1951, be amended to read as follows:

4-1102. Certain Vehicles Declared a Public Nuisance. Any vehicle parked or left standing unattended upon any public street or public place in the City of Indianapolis in violation of any of the provisions of this Code, or of any statute of the State of Indiana or of the traffic code of the Mass Transportation Authority of Greater Indianapolis, or any vehicle known to have been stolen or wrecked and left standing on any street or public place or any vehicle the operator of which is unable to move such vehicle by reason of his incapacity from injury or arrest or any vehicle which has been involved in four (4) or more violations of traffic ordinances of this City for which notices of traffic violations have been issued pursuant to Title 4, Chapter 12 of this code and which said notices of traffic violations have not been paid, presented for compromise payment, or slated into court pursuant to Title 4, Chapter 12, Section 4-1205, or Section 4-1207, are hereby declared to be a public nuisance.

SECTION 3. That Title 4, Chapter 11, Section 4-1103, of the Municipal Code of Indianapolis, 1951, be amended to read as follows:

4-1103. Removal of Nuisance Vehicles. Any officer, upon discovering a vehicle parked or left standing so as to constitute a public nuisance pursuant to the provisions of the foregoing section of this code, shall cause the same to be removed to an authorized storage place where the same shall be impounded and detained as hereinafter provided. Such vehicles shall be released only upon order of the

Chief of Police, or of the Board of Public Safety or its successor, or upon an order of the Judge of any Court having jurisdiction over said vehicle.

SECTION 4. That Title 4, Chapter 11, Section 4-1104, of the Municipal Code of Indianapolis, 1951, be amended to read as follows:

4-1104. Wrecker Contracts. The Board of Public Safety or its successor is hereby directed to seek contracts through the City Purchasing Agent from persons owning or operating wrecker services for the purpose of entering into contracts with such wreckers for the removal, impounding and storage of vehicles subject to the provisions of this Chapter. To be eligible for a tow-in contract with the City a wrecker must have not less than ten (10) radio-equipped wrecker trucks having power-operated winch, ground and tow sling, a fire extinguisher and sufficient equipment to remove debris from an accident scene. Every bid shall be accompanied by a standard policy of public liability insurance payable to the City of Indianapolis for the use and benefit of all persons, other than wrecker employees, who may suffer loss or damage to property, personal injury or death as a result of the operation of such contract wrecker trucks upon the public streets, said policy shall have limits of not less than Twenty-five Thousand Dollars (\$25,000.00) for each such injury or death of any one person and not less than a total of Fifty Thousand Dollars (\$50,000.00) for injury or death of more than one person and not less than Ten Thousand Dollars (\$10,000.00) for damage to the property of other persons

SECTION 5. That Title 4, Chapter 11, Section 4-1105, of the Municipal Code of Indianapolis, 1951, be amended to read as follows:

4-1105. Towing and Storage Charges. Any wrecker who shall be awarded a contract pursuant to the provisions of this Chapter will be entitled to receive from the owner or agent of the owner of any vehicle impounded a reasonable compensation for vehicle removal and storage prior to releasing such vehicle. The fee for towing or removing a vehicle pursuant to this Chapter shall not exceed the initial sum of Ten Dollars (\$10.00), to which may be added storage charges not to exceed Two Dollars (\$2.00) per day, or fraction thereof, to commence after the day that such vehicle is impounded and an additional charge not to exceed the sum of Ten Dollars (\$10.00) if the use of dollies was necessary in removing such vehicle. Such

maximum amounts shall not apply with respect to trucks or vehicles with a load capacity of one (1) ton or more. If the Board of Public Safety or its successor shall determine that any contract wrecker has collected or attempted to collect towing or service charges in excess of the maximum herein provided then said Board or its successor shall cancel such contract and immediately seek bids from other persons for a replacement contract.

SECTION 6. That Title 4, Chapter 11, Section 4-1106 of the Municipal Code of Indianapolis, 1951, be amended to read as follows:

4-1106. Limit of Liability. Neither the City nor the contract wrecker shall be liable for any loss or damage which may occur to any vehicle which is removed pursuant to the provisions of this Chapter provided, however, that such contract wrecker shall have sole responsibility for any articles of personal property which may be contained in any vehicle at the time of its removal. Such articles of personal property shall not be held by the contract wrecker in lieu of the service charges authorized herein but shall be returned by him or his agents to the owner thereof upon sufficient identification and proof of ownership. The officer directing the removal of a vehicle shall verify what personal property is contained in it prior to its removal and list such articles for his own records and reports and furnish a copy thereof to the wrecker truck operator.

SECTION 7. That Title 4, Chapter 11, Section 4-1107, of the Municipal Code of Indianapolis, 1951, be amended to read as follows:

4-1107. Penalty. Any person whose vehicle is towed in, impounded and stored pursuant to the provisions of this Chapter, in addition to and independent of the payment of all the costs and charges which may be incurred by the tow in and storage, shall be punished separately for any such particular offenses and violations committed by him in each such instance.

SECTION 8. Sections 4-1108 and 4-1109 of Title 4, Chapter 11, of the Municipal Code of Indianapolis, 1951, and General Ordinance No. 141, 1964, as amended, are hereby specifically repealed.

SECTION 9. This Ordinance shall be in full force and effect from and after its passage, approval by the Mayor and publication according to law.

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

GENERAL ORDINANCE NO. 43, 1969

Introduced by Councilman Leak:

AN ORDINANCE to amend the Municipal Code of the City of Indianapolis, General Ordinance No. 140, 1951, as amended, and more particularly Title 7 thereof by adding thereto an additional chapter, Chapter 26, to provide for the licensing and regulating of vehicle wrecker or towing services, requiring insurance policies to protect the general public, providing for investigation and supervision by the Police Department, setting forth duties of licensees, and prescribing penalties for the violation of its provisions, 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 7, Chapter 26, Section 7-2601, of the Municipal Code of Indianapolis, 1951, read as follows:

7-2601. Definitions. For the purposes of this Chapter, the following terms shall have the following meanings:

(a) "Person" means all natural persons, firms, partnerships, and corporations.

(b) "Officer" means any regular member of the Indianapolis Police Department.

(c) "Wrecker" means any person engaged in the business, or offering the services of a vehicle wrecker or towing service, whereby vehicles are towed or otherwise removed by the use of a truck or other vehicle particularly adapted for such purpose.

SECTION 2. That Title 7, Chapter 26, Section 7-2602, of the Municipal Code of Indianapolis, 1951 read as follows:

7-2602. License Required. No wrecker shall engage in business or offer wrecker service within the City without first obtaining a permit from the Board of Public Safety or its successor and licenses from the City Controller.

SECTION 3. That Title 7, Chapter 26, Section 7-2603, of the Municipal Code of Indianapolis, 1951, read as follows:

7-2603. Application for Permit. Applications for a permit to operate a wrecker service within the City shall be made to the Board of Public Safety or its successor upon such forms as it shall prescribe and shall state:

1. The name, home address, and proposed business address of the applicant.

2. The location, description and hourly availability of the tow trucks owned or operated by the applicant and the number thereof to be licensed.

3. Such other information as the Board of Public Safety or its successor shall find reasonably necessary to effectuate the purposes of this Chapter. Said application shall be filed at least ten (10) days prior to the time of granting of such permit.

SECTION 4. That Title 7, Chapter 26, Section 7-2604, of the Municipal Code of Indianapolis, 1951, read as follows:

7-2604. Investigation, Rejection, Notification, Appeal. Said Board or its successor, before issuing a permit, shall, within two (2) days after receipt of an application, cause an investigation to be made by the City Police Department of the applicant and of his proposed operation. The Board or its successor shall, subsequent to such investigation, issue a permit hereunder when it finds:

1. That the public convenience and necessity will be properly served by the proposed wrecker service for which application has been submitted;

2. That the insurance policies as required by this Chapter have been submitted and are in order;

3. That the requirements of this Chapter and all other provisions of the City Code and applicable law have been met.

If an application be rejected, the applicant for such permit shall be notified in writing of the reasons for rejection and shall have the right to appeal to the Mayor, who shall have the power, after full hearing to confirm the rejection, or order such permit to be issued and the license issued by the Controller. In case of appeal, the applicant shall, within ten (10) days after receiving notice of rejection, file in the office of the Board of Public Safety or its successor in writing, a notice of his intention to appeal. Said appeal shall be set for hearing by the Mayor within ten (10) days after said notice is filed with the Board or its successor.

SECTION 5. That Title 7, Chapter 26, Section 7-2605, of the Municipal Code of Indianapolis, 1951, read as follows:

7-2605. Liability Insurance or Bond. Before a permit for the operation of a wrecker service shall be issued or renewed, the applicant shall post or maintain with the Board of Public Safety or its successor either an indemnity bond or a policy of public liability insurance which shall be conditioned to be payable for the use, benefit and indemnity of all persons, other than employees of the permittee, who may suffer loss or damage to personal property or personal injury or death resulting from the operation of the applicant's wrecker trucks upon the public streets of the City and such policies shall have limits in the sum of not less than Twenty-five Thousand Dollars (\$25,000.00) for each personal injury or death of any one person in any accident or collision and of not less than a total of Fifty Thousand Dollars (\$50,000.00) for such injuries or deaths of more than one person arising out of any one accident or collision, and of not less than Ten Thousand Dollars (\$10,000.00) for damage to the property of each person or persons in any one instance. Such policy or policies shall provide coverage for all of the applicant's employees and vehicles.

SECTION 6. That Title 7, Chapter 26, Section 7-2606, of the Municipal Code of Indianapolis, 1951, read as follows:

7-2606. License Fee. Every person to whom a permit is granted, shall thereupon obtain from the City Controller a wrecker operator's license and individual licenses for each wrecker truck that is to be used in said business. The annual fee for a wrecker operator's li-

cense shall be the sum of Seventy-five Dollars (\$75.00) and the license fee for each wrecker truck shall be the sum of Ten Dollars (\$10.00). The City Controller shall issue a license insignia which shall be affixed to the right front windshield of each wrecker truck used in such business.

SECTION 7. That Title 7, Chapter 26, Section 7-2607, of the Municipal Code of Indianapolis, 1951, read as follows:

7-2607. Duties of Licensees. Wrecker licenses issued pursuant to the provisions of this Chapter shall be subject to the following conditions:

1. A wrecker operator shall keep and maintain towing equipment and vehicles which are adequate to perform the service of towing other vehicles in a reasonably workmanlike manner.

2. No wrecker shall intercept Indianapolis Police Department communications by radio either in or about any wrecker truck or in any garage or facility from which such wrecker trucks are dispatched unless specifically permitted by authorization of the Board of Public Safety or its successor.

3. No wrecker shall follow up and answer police radio calls or in any way interfere with police officers answering such police radio calls or proceed to the scene of any vehicle accident unless specifically summoned by the owner or operator of a vehicle involved or by an officer.

SECTION 8. That Title 7, Chapter 26, Section 7-2608, of the Municipal Code of Indianapolis, 1951, read as follows:

7-2608. Revocation of Permit and License. The Board of Public Safety or its successor shall revoke a wrecker operator's permit after notice to the permit holder and having hearing thereon to determine that one or more of the following violations have occurred:

1. That the permit was procured by fraudulent conduct or false statement of material fact at the time application was made for permit and such fact would have constituted just cause for refusal to issue said license.

2. That the permittee or wrecker operator contrary to the provisions of this Chapter monitored the police radio communications to obtain information as to the location of the scene of an accident or disabled vehicle.

3. That the permittee or wrecker operator or his employees proceeded with a wrecker truck to the scene of an auto accident without being first summoned by the owner or operator of one of the vehicles involved or by an officer.

4. That the permittee has violated any of the requirements of this Chapter or other pertinent portions of the City Code.

SECTION 9. That Title 7, Chapter 26, Section 7-2609, of the Municipal Code of Indianapolis, 1951, shall read as follows:

7-2609. Penalties. Any person who shall violate any of the provisions of this Chapter, upon conviction thereof, shall be fined not less than Three Hundred Dollars (\$300.00), or imprisoned not less than thirty (30) days, or both, in addition to the revocation or suspension of any permit or license issued hereunder.

SECTION 10. This Ordinance shall be in full force and effect from and after its passage, approval by the Mayor and publication according to law.

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

SPECIAL ORDINANCES

SPECIAL ORDINANCE NO. 15, 1969

Introduced by Councilman McPherson:

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

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

Section 1. That the City of Indianapolis, Indiana, be and the same is hereby extended so as to include the following described territory which is hereby annexed to and made a part of the territory constituting the City of Indianapolis, said territory being a part of the Southwest and the Southeast Quarters of Section 17, Township 16 North, Range 5 East, in Marion County, Indiana, being more particularly described as follows, to-wit:

The entire West half of the East half of the Southwest Quarter of Section 17, Township 16 North, Range 5 East EXCEPT that part of 42nd Street already within the corporation limits of the City of Indianapolis; containing 42.25 acres, more or less.

ALSO:

A part of the Southwest Quarter of the Southeast Quarter of Section 17, Township 16 North, Range 5 East in Marion County, Indiana, more particularly described as follows:

Beginning at a point 828.07 feet East of the Southwest corner of the Southeast Quarter of said Section 17; thence North $00^{\circ} 34' 00''$ West, 675 feet to a point; thence South $89^{\circ} 33' 13''$ West, 167.27 feet to a point; thence South $00^{\circ} 19' 34''$ East, 328.00 feet to a point; thence South $89^{\circ} 33' 33''$ West, 139.34 feet to a point; thence South $00^{\circ} 00' 00''$, 9.50 feet to a point; thence South $89^{\circ} 13' 13''$ West, 519.33 feet to a point on the West line of the said Southeast Quarter; thence South $00^{\circ} 34' 00''$ East, 337.50 feet to the Southwest corner of the Southeast Quarter of said Section 17, thence East on and along the South line of said Quarter Section to the place of beginning, containing approximately 7.63 acres.

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

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

SPECIAL ORDINANCE NO. 16, 1969

Introduced by Councilman Egenes:

AN ORDINANCE providing for change of name of a portion of the Raymond Street Expressway to "Airport Expressway."

WHEREAS, The Indiana General Assembly Acts of 1955, ch. 283, sec. 20 confers upon the Metropolitan Plan Commission of Marion County, Indiana, exclusive jurisdiction over the naming of streets and roads throughout Marion County, exclusive of areas within the corporate limits of cities and towns, and

WHEREAS, such Acts of 1955, ch. 283, sec. 20 provides that the authority for naming streets within a city shall be guided by and comply with all recommendations of the said Metropolitan Plan Commission in connection therewith, and

WHEREAS, the Metropolitan Plan Commission of Marion County, Indiana, has, by resolution adopted September 10, 1969, attached herewith, recommended to the Common Council of the City of Indianapolis, Indiana, that a portion of the Raymond Street Expressway now located within the corporate limits of the City of Indianapolis, Indiana, be designated as the "Airport Expressway."

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

Section 1. That "Airport Expressway" shall henceforth be the name designated to the portion of the Raymond Street Expressway now located within the City of Indianapolis, hereinafter described as:

Beginning at the existing west right-of-way line of South High School Road at the intersection of South High School Road and the main entrance to the Indianapolis Weir Cook Municipal Airport, and extending in an easterly direction for a distance of approximately 1.3 miles to the west right-of-way line of Interstate Route 70, as said Expressway, street and interstate Route are now located.

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

and after its passage, approval by the Mayor, and compliance with all laws pertaining thereto.

METROPOLITAN PLAN COMMISSION
RESOLUTION 69-ST-R-2

METROPOLITAN PLAN COMMISSION RESOLUTION ESTABLISHING THE NAME OF A CERTAIN STREET IN THE UNINCORPORATED AREA OF MARION COUNTY—
THE AIRPORT EXPRESSWAY
AND RECOMMENDING TO THE COMMON COUNCIL
OF THE CITY OF INDIANAPOLIS
THE NAMING OF THE AIRPORT EXPRESSWAY
WITHIN THE CORPORATE LIMITS
OF THE CITY OF INDIANAPOLIS

WHEREAS section 20 of Chapter 283 of the Acts of the Indiana General Assembly for 1955, as amended by Chapter 380 of the Acts of the Indiana General Assembly for 1959, confers upon the Metropolitan Plan Commission of Marion County, Indiana, exclusive jurisdiction over the numbering or renumbering and naming or renaming of streets throughout Marion County, Indiana, exclusive of areas within the corporate limits of cities or towns therein; and

WHEREAS said section 20 of Chapter 283 of the Acts of the Indiana General Assembly for 1955 provides that, within any city or town within Marion County, the board, body or official thereof having jurisdiction over the naming of streets shall be guided by and shall comply with all recommendations of the Metropolitan Plan Commission in connection therewith,

NOW, THEREFORE, BE IT RESOLVED that the Metropolitan Plan Commission hereby recommends to the Common Council of the City of Indianapolis that the name of that portion of the Expressway now constructed and located within the corporate limits of the City of Indianapolis, as hereinafter described, be established, re-established or designated as the AIRPORT EXPRESSWAY:

Beginning at the existing west right-of-way line of South High

School Road at the intersection of South High School Road and the main entrance to the Indianapolis Weir Cook Municipal Airport, and extending in an easterly direction for a distance of approximately 1.3 miles to the west right-of-way line of Interstate Route 70, as said Expressway, street and Interstate Route are now located.

BE IT FURTHER RESOLVED by the Metropolitan Plan Commission of Marion County, Indiana, that the name of that portion of the Expressway, now constructed or to be constructed, and located within the unincorporated area of Marion County, as hereinafter described, is hereby established, re-established, or designated as the

AIRPORT EXPRESSWAY:

Beginning at said west right-of-way line of Interstate Route 70 and continuing in an easterly direction for a distance of approximately 1.8 miles, to and terminating at a point approximately 1145 feet east of Tibbs Avenue at the point adjoining Raymond Street, as said Interstate Route and streets are now located.

BE IT FURTHER RESOLVED that an emergency exists for the passage of this RESOLUTION and that the same shall be in full force and effect from and after this date.

C. L. WHISTLER
FRANK P. LLOYD
WM. A. BROWN
R. B. DeMARS
C. O. ALIG, JR.
D. O. MEEKER, JR.

The Metropolitan Plan Commission of
Marion County, Indiana

Date September 10, 1969

Attest: R. B. DeMARS, Secretary, Metropolitan
Plan Commission of Marion County, Indiana

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

SPECIAL RESOLUTIONS

SPECIAL RESOLUTION NO. 21, 1969

Introduced by Councilman McPherson:

A RESOLUTION to authorize the City of Indianapolis as model cities demonstration agency to accept obligations of Task Force "R," Incorporated under a certain contract with the U.S. Office of Education, Department of Health, Education and Welfare.

WHEREAS, a contract to conduct an "educational facilities charrette" has been awarded by the U.S. Office of Education, Department of Health, Education and Welfare, to Task Force "R" Incorporated, 1135½ East 38th Street, Indianapolis, Indiana, in the amount of \$10,000.00 (Contract OEG-0-9-190023-4517 (OSS)) in June, 1969; and

WHEREAS, the administration and management of an "educational facilities charrette" is more appropriately the responsibility of the City of Indianapolis; and

WHEREAS, the Board of Directors of Task Force "R" Incorporated has consented to assign its rights under (OEG-0-9-190023-4517 (OSS)) to the City of Indianapolis, as city, demonstration agency under the Model Cities Program,

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

Section I. The City of Indianapolis, as city demonstration agency in the model cities program and as assignee under a contract between the U.S. Office of Education, Department of Health, Education and Welfare and Task Force "R," incorporated (OEG-0-9-19—23-4517 (OSS)) is hereby authorized to conduct the program called for in such Contract.

Section II. The Mayor of the City of Indianapolis is hereby authorized to accept assignment of the said contract and is further authorized to execute amendments to said contract, provided such

amendments do not increase the monetary obligation of the City of Indianapolis beyond that of Task Force "R," Incorporated.

Section III. The Mayor is hereby authorized and directed to impress and attest the official seal on the necessary counterparts of said contract and any amendments thereto, and to forward such counterparts to the U.S. Office of Education, Department of Health, Education and Welfare for execution on behalf of the Government, together with such other documents relative to the approval and execution thereof, including this Resolution.

The Mayor of the City of Indianapolis, is further authorized to file requisitions, together with necessary supporting documents, with the Government, as grant funds are required requesting payments to be made on account of the grant provided for in said contract, and do and perform all other things and acts required to be done or performed consistent with federal guidelines under which the City Demonstration Agency operates in order to obtain and disburse such payments.

Section IV. The City of Indianapolis hereby gives its assurance that the necessary non-federal share of the cost of the "educational facilities charrette" undertaken pursuant to said contract as modified, will be duly provided.

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

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

ORDINANCES ON SECOND READING

Mr. Leak called for a second reading of Appropriation Ordinance No. 19, 1969.

The Clerk read the Ordinance for the second time.

Mr. Leak moved, seconded by Mr. Gorham, to amend Appropriation Ordinance No. 19, 1969, as follows:

Indianapolis, Ind., October 20, 1969

Mr. President:

I move that Appropriation Ordinance No. 19, 1969 be amended by changing the following items, all in the portion of Section 1 of the Ordinance, headed REDUCE APPROPRIATIONS in Department of Public Works—Municipal Garage: Change \$8,500 to \$7,000, and \$17,500 to \$15,800, and the total of \$26,000 to \$22,800; also, in the line labeled "Total Reductions in Appropriations, change to \$162,950 to \$159,750; in the line labeled "Reduce unappropriated City General Fund, change \$96,800 to \$100,000.

WILLIAM A. LEAK, Councilman

The motion to amend passed by unanimous voice vote:

On motion of Mr. Leak, seconded by Mr. Gorham, Appropriation Ordinance No. 19, 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 7, viz: Mr. Broderick, Mr. Egenes, Mr. Gorham, Mr. Leak, Mr. McPherson, Rev. Williams, and President Hasbrook.

Mr. Gorham called for a second reading of General Ordinance No. 37, 1969.

The Clerk read the Ordinance for the second time.

On motion of Mr. Gorham, seconded by Mr. Egenes, General Ordinance No. 37, 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. Gorham, Mr. Leak, Mr. McPherson, Rev. Williams, and President Hasbrook.

Mr. McPherson called for a second reading of Special Ordinance No. 14, 1969.

The Clerk read the Ordinance for the second time.

On motion of Mr. McPherson, seconded by Mr. Gorham, Special Ordinance No. 14, 1969, was ordered engrossed, read a third time and placed upon its passage.

Mr. Broderick asked for consent to abstain from voting.

Council consented by unanimous voice vote.

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

Ayes 6, viz: Mr. Egenes, Mr. Gorham, Mr. Leak, Mr. McPherson, Rev. Williams, and President Hasbrook.

Mr. Egenes called for a second reading of Special Resolution No. 20, 1969.

The Clerk read the Resolution for the second time.

On motion of Mr. Egenes, seconded by Rev. Williams, Special Resolution No. 20, 1969, was ordered engrossed, read a third time and placed upon its passage.

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

Ayes 7, viz: Mr. Broderick, Mr. Egenes, Mr. Gorham, Mr. Leak, Mr. McPherson, Rev. Williams, and President Hasbrook.

On motion of Mr. Broderick, seconded by Mr. Gorham, the Council adjourned at 8:40 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 20th day of October, 1969.

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

Thomas C. Hasbun

ATTEST:

President

Maryanne N. O'Sullivan

(SEAL)

City Clerk