

REGULAR MEETING

Monday, September 16, 1968, 7:30 P.M.

The regular meeting of the Common Council of the City of Indianapolis convened in the Auditorium of the Holy Angels School at 7:30 P.M. on Monday, September 18, 1968.

President Hasbrook in the Chair.

The Clerk called the roll:

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

Absent: Mr. Moriarty.

Mr. Egenes 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

September 5, 1968

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

Gentlemen:

I have this day approved with my signature and delivered to the City Clerk, Mrs. Marjorie H. O'Laughlin, the following City Ordinances:

GENERAL ORDINANCE NO. 32, 1968, as amended

AN ORDINANCE to amend Section 7-2301 of General Ordinance No. 68, 1967, adding a new chapter 23 to Title 7 of the Municipal Code of Indianapolis, 1951, General Ordinance No. 140, 1951, subject to the penalties provided and fixing a time when the same shall take effect.

GENERAL ORDINANCE NO. 36, 1968

AN ORDINANCE to amend the Municipal Code of Indianapolis, 1951, as amended, more particularly Title 2, Chapter 1, Section 2-105, subsection (2) concerning the number of copies of Council Proceedings required to be published by the City Clerk, and prescribing a time when the ordinance shall take effect.

Respectfully submitted,

RICHARD G. LUGAR
Mayor

September 16, 1968

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, General Ordinance No. 32, 1968, as amended, on September 6, 1968, and again on September 13, 1968.

Respectfully,

MARJORIE H. O'LAUGHLIN
City Clerk

September 16, 1968]

City of Indianapolis, Ind.

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September 16, 1968

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. 37, 1968, amending the Municipal Code of Indianapolis, 1951, as amended, and more particularly Title 8, Chapter 4, Sections 8-406, 8-409, 8-405, 8-404, and 8-403, increasing the amounts of fees charged for certain building permits and fixing a time when the same shall take effect.

WILLIAM A. LEAK
Councilman

September 16, 1968

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. 38, 1968, amending the Municipal Code of Indianapolis, 1951, as amended, more particularly Title 7, Chapter 4, Sections 7-401, 7-402, 7-404, 7-405, 7-406, 7-408, 7-409, 7-410, 7-411, and 7-412, to increase penalties for violation of these sections of the Municipal Code, to increase the fees for licensing and to redefine and revise the term billiard or pool room, and fixing a time when the same shall take effect.

WILLIAM A. LEAK
Councilman

September 16, 1968

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

Gentlemen:

Transmitted herewith are twenty-eight copies of Special Resolution No. 14, 1968, JOINT RESOLUTION OF THE MARION COUNTY COUNCIL AND THE COMMON COUNCIL OF THE CITY OF INDIANAPOLIS, creating a committee to study current personnel policies and benefits available for city and county employees.

WILLIAM A. LEAK
Councilman

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

At this time, those present were permitted to be heard on any complaint that they might have.

The Council reconvened at 9:25 P.M.

President Hasbrook called for the introduction of new ordinances.

INTRODUCTION OF NEW ORDINANCES

GENERAL ORDINANCE NO. 37, 1968

Introduced by Councilman Leak:

AN ORDINANCE to amend Title 8, Chapter 4 of the Municipal Code of Indianapolis, 1951, as amended, particularly Sections 8-406, 8-409, 8-405, 8-404 and 8-403, increasing the amounts of fees charged for certain building permits 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 Section 8-406, of Title 8, Chapter 4, of the Gen-

eral Ordinance No. 140, 1951, as amended, is hereby amended to read as follows:

Section 8-406. **Fees for Plumbing Permits.** For a permit for the installation and inspection of new work, or repairs to plumbing, the fees shall be as follows:

For first fixture	\$4.40
For each additional fixture up to and including 10....	1.20
For each additional fixture over 10.....	.60

Section 2. That Title 8, Chapter 4, Section 8-409 of General Ordinance No. 140, 1951, as amended, is hereby amended to read as follows:

Section 8-409. **Fees for Heating Permits.** The permit fees for new or replacement installation of furnaces, boilers, heating, or combustion equipment shall be as hereinafter specified for BTU output up to 300,000 BTU.

- (1) For New Warm Air Installations.

GRAVITY FURNACES

Coal	\$ 7.00
Gas	7.00
Oil	10.00
Stoker	10.00

FORCED AIR

Coal	\$10.00
Gas	10.00
Oil	12.00
Stoker	12.00

- (2) For Conversion or Existing Furnaces.

GRAVITY

Gas	\$5.00
Oil	6.00
Stoker	7.00

FORCED AIR WHERE NOT EXISTING

Gas	\$8.00
Oil	9.00
Stoker	9.00
Coal	5.00

- (3) Complete replacement of the Central Heating System, excluding duct work shall be the same as for new installation.
- (4) For Steam or Hot Water.
- | | |
|------------------|---------|
| Coal fired | \$ 7.00 |
| Gas fired | 7.00 |
| Oil fired | 10.00 |
| Stoker Fed | 10.00 |
- (5) For New, replacement, or conversion to any heating system which will produce more than 300,000 BTU the heating permit fee shall be based on the cost of the heating installation at the rate of \$3.00 per one thousand dollars (\$1,000.00) of cost, or fraction thereof.
- (6) **City Steam.** The fee shall be \$3.00 for each one thousand dollars of cost of installing the heating system.
- (7) **Unit Heaters and Space Heater.** The fees for unit heaters and space heaters shall be \$7.00 per unit.
- (8) **Electric Heating System.** The heating permit fee for any type of electric heating system shall be charged at the rate of \$3.00 for each 50,000 BTU, or fraction thereof, supplied to the structure.
- (9) Maximum Heating Permit shall be \$100.00.

Section 3. That Title 8, Chapter 4, Section 8-405 of General Ordinance No. 140, 1951, as amended, is hereby amended to read as follows:

Section 8-405. FEES FOR ELECTRICAL PERMITS. (1) Wiring for Branch Circuits (Roughing-in).

1 Circuit	\$ 6.00
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For Each Additional Circuit To and Including 10, Add__	1.20
10 Circuits -----	16.80
For Each Additional Circuit More Than 10, Add -----	.60

Provided, however, for signs, chargers, small heaters, etc., which are attached to the lighting service, the table above shall apply, and provided further, that if heaters, chargers, transformers, etc., are attached to other than lighting service, they shall be subject to the power schedule hereinafter set out.

A 3 wire circuit is considered the same as two 2 wire circuits.

(2) Fixtures and Lamp Receptacles.

1 to 20 -----	\$6.00
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More than 20, \$6.00 plus 20 cents for each additional piece

Fluorescent. Each standard tube section considered one (1) piece.

(3) Drop Cords. (Where the job consists of drop cords only.)

1 to 30 -----	\$6.00
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More than \$6.00 plus 20 cents for each additional drop

(4) Wiring and Fixtures. (Where wiring, fixtures, receptacles and drop cords are ready at the same time)

1 Circuit -----	\$7.00
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More than 1 circuit, the regular wiring fee, plus one-half the fixture fee to apply.

Provided, however, that a 3 wire circuit shall be considered the same as two 2 wire circuits.

(5) Motors, Generators, Etc. (Or feeders for same, if entire installation is not complete)

¼ Horse Power to 1 Horse Power -----	\$ 5.00
Over 1 Horse Power to and including 10 Horse Power--	6.00
Over 10 Horse Power to and including 20 Horse Power--	8.00
Over 20 Horse Power to and including 50 Horse Power--	10.00
Over 50 Horse Power -----	12.00

Each additional motor, device, or machine covered by the same inspection, as follows:

Not over 1 Horse Power -----	\$4.00
Over 1 Horse Power to and including 10 Horse Power --	5.00
Over 10 Horse Power to and including 20 Horse Power --	6.00
Over 20 Horse Power to and including 50 Horse Power --	7.00
Over 50 Horse Power -----	8.00

Provided, however, that whenever horse power is referred to in this paragraph, the same shall be construed as horse power or kilowatt as the case may be.

(6) **Stoves, Welders, Rectifiers, Transformers, Switchboards, and Miscellaneous Devices.** Apply Motor Schedule.

(7) **Reinspection Fees.** (To apply to reinspection of old work, when requested by contractors and owners, also reinspection made necessary by defects)

1 Circuit ----- \$6.00

To which add \$1.00 for each additional circuit up to
and including 10 (10 Circuits—\$15.00)

To which add 60 cents for each additional circuit, more than 10

(8) **Minimum Fee for Heaters and Ranges.**

More than 660 Watts ----- \$6.00

(9) **Service Only.**

2 Wire Service ----- \$6.00

3 Wire Service ----- 7.00

4 Wire Service ----- 8.00

No charge for service when job consists of circuits or connected load.

Section 4. That Title 8, Chapter 4, Section 8-404 of General Ordinance No. 140, 1951, as amended, is hereby amended to read as follows:

Section 8-404. FEES FOR ELEVATORS. (1) The rules and regulations of the Elevator Safety subdivision of the Indiana Division of Labor as stated in the 1953-54 edition of the Labor Laws of Indiana,

two copies of which shall be filed with this Ordinance in the office of the City Clerk, and are to be kept there for public inspection, are hereby incorporated into this Chapter of the City Building Code and are made parts thereof, by this reference thereto, as fully as though recopied herein.

(2) Fees for New Construction.

For Each New Elevator or Moving Stairway -----\$11.00
 For Each New Dumbwaiter ----- 4.40

(3) Fees for Alteration or Relocation.

For Each Elevator, Moving Stairway or Dumbwaiter -- 2.40
 For Cost up to \$500.00
 For each additional \$500.00 Cost or fraction thereof -- 1.40

Section 5. That Title 8, Chapter 4, Section 8-403 of General Ordinance No. 140, 1951, as amended, is hereby amended to read as follows:

Section 8-403. SIGNS—FEES FOR NEW ERECTIONS. The fees to be charged for the erection of all signs, or advertising displays shall be as follows:

(1) Ground Sign Boards.

From 25 to 100 square feet in area, or any area under
 25 square feet if illuminated -----\$11.00
 From 100 to 200 square feet area ----- 16.50
 For each and every 100 square feet, or fraction thereof,
 over 200 square feet ----- 2.40

(2) Roof Signs.

Up to and including 250 square feet in area -----\$11.00
 For each and every 100 square feet, or fraction thereof,
 over 250 square feet ----- 2.50

(3) Wall Bulletins and Wall Signs.

From 16 square feet up to and including 200 square feet
 In area, or any area under 16 square feet if illuminated \$6.60

For each and every 100 square feet, or fraction thereof, over
200 square feet, or over 16 square feet if illuminated ---- 2.40

(4) **Projecting Signs.**

From 20 square feet, up to and including 50 square feet in
area, or any size under 20 square feet if illuminated -- 6.60

For each and every 50 square feet, or fraction thereof, over
the first 50 square feet, or over the first 20 square feet,
if illuminated ----- 4.40

(5) **Banners.**

For each 100 square feet, or fraction thereof -----\$2.40

The area of two or more advertising displays, when their com-
bined areas are less than the minimum for their class, shall
not be added or included in one permit, but a separate permit
shall be taken for each such display. Each face shall be cal-
culated in determining total fee.

Any sign or advertising display that shall be taken down tempo-
rarily from its fastenings or supports, for repair or replacement in
any manner, shall be considered as a new sign or display, and an
erection permit shall be required, as for a new installation, before
such sign or advertising display shall be re-erected. Signs cannot
be wired with BX, but must be wired with conduit.

Section 6. This Ordinance shall be effective from and after its
passage, approval by the Mayor and compliance with all laws per-
taining thereto.

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

GENERAL ORDINANCE NO. 38, 1968

Introduced by Councilman Leak:

AN ORDINANCE to amend the Municipal Code of Indianapolis, 1951,
General Ordinance 140, 1951, as amended, and more particularly

Title 7, Chapter 4, Sections 7-401, 7-402, 7-404, 7-405, 7-406, 7-407, 7-408, 7-409, 7-410, 7-411 and 7-412, to increase penalties for violation of these sections of the Municipal Code, to increase the fees for licensing and to redefine and revise the term billiard or pool room, 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 4, Sections 7-401, 7-402, 7-404, 7-405, 7-406, 7-407, 7-408, 7-409, 7-410, 7-411 and 7-412 of the Municipal Code of Indianapolis, 1951, General Ordinance 140, 1951, as amended, be and the same are hereby amended to read as follows, to wit:

7-401. Definitions. Pool table. The term "pool table" as used in this chapter shall mean and include all tables of any size the tops of which are surrounded by an elastic ledge or cushions, coin operated or otherwise, on which a game is or may be played where balls are impelled by stick or cue including all forms of the game commonly known as POOL or BILLIARDS.

Pool Room. The term "pool room" as used in this chapter shall mean and include any room, public place, or place of public accommodation within the City of Indianapolis wherein there is located two (2) or more pool tables.

7-402. License Required. (1) Each and every pool table which is located in a public place or place of public accommodation within the City of Indianapolis shall have a license issued therefor as provided in this chapter. Every person, partnership or corporation that owns, possesses or is otherwise in control of any pool table which is located in a public place or place of public accommodation shall annually make application for and obtain a license for each pool table from the City Controller. It shall be unlawful for any person, partnership or corporation to display, to permit or allow in his place of business, public place, or place of public accommodation, the presence of a pool table which does not have affixed thereto a valid license tag, disc or insignia as issued by the City Controller; provided however, that the provisions of this Chapter shall not apply to private residences, churches, schools, apartment recreation rooms or to bona fide social clubs regularly operated as such for their members.

(2) Every person, partnership, or corporation desiring to open or maintain a pool room shall make application to the Board of Public Safety of the City of Indianapolis for a permit therefor, which application shall be in the form prescribed herein. Said application shall be filed at least fifteen (15) days prior to the time of granting such permit. It shall be unlawful for any person, partnership or corporation to operate or maintain a pool room without first obtaining a permit therefor from said Board. If such permit is issued by the Board, it shall entitle the applicant to obtain a license for such room from the City Controller.

7-404. Investigation, rejection, revocation, notification—Said Board of Public Safety, before issuing a permit for a pool room shall cause an investigation to be made into the character of the applicant or applicants, and the character of the general manager of said pool room and of the physical condition of the pool room itself. If after such investigation, said Board determines that any of the persons named in the application are not of good moral character, or that any of said persons have previously been connected with any pool room where the license has been revoked, or where any of the provisions of law applicable to pool rooms have been violated, or if the billiard room sought to be licensed does not comply in every way with the regulations, ordinances and laws applicable thereto then said Board shall reject said application. If an application be rejected, the applicant applying for such permit, shall be notified in writing of the reasons for rejection and shall have the right to request of and obtain from said Board a full hearing within thirty (30) days of the date of rejection. Said Board of Public Safety shall have the authority at any time to conduct a full hearing upon fifteen (15) days written notice to the permit holder for the purpose of determining whether a pool room is being operated in conformity with this chapter and other provisions of law. If said Board shall determine at such hearing that the pool room is being operated unlawfully or that any of the provisions of this chapter are being violated therein, or that the permit holder or holders are not of good moral character then said Board shall revoke the permit then existing.

7-405. Inspection.—Said Board of Public Safety may delegate to one or more police officers of the City of Indianapolis the duty of inspecting pool rooms. Such officers shall obtain information pertaining to the character of all applicants for permits, the physical condition of the place in which a pool room is located or is to be located and all other information required by said Board. All other

departments of the City of Indianapolis are hereby directed to assist in cooperating with the Board of Public Safety and the police officers delegated the duty of inspection. Such inspectors shall investigate all complaints and at intervals inspect all pool rooms within the City of Indianapolis and make a report of such inspection and of all violations of this chapter in writing to said Board. Such inspectors shall also have the duty to inspect all pool tables for which a license is required by this chapter to determine whether a current valid license insignia is affixed thereto. It shall be unlawful for any person to deny to such inspectors admittance to any pool room or to any room or part of a building wherein there is located a pool table which is subject to the provisions of this chapter.

7-406. Hours.—It shall be unlawful for any person to operate a pool room between the hours of 12:00 o'clock midnight and 5:00 o'clock A.M., or to harbor or permit any person or persons to be or remain in any such pool room any day of the week between such hours. This section, however, shall not be construed to prevent the licensee or his regular employees from performing necessary work in the premises.

7-407. Persons Prohibited.—It shall be unlawful for any person who has not reached the age of eighteen (18) years to be present in a pool room unless accompanied by a parent or court appointed legal guardian, and it shall be unlawful for the operator of any pool room to allow any person under the age of eighteen (18) years to remain in a pool room, unless accompanied by a parent or court appointed legal guardian, for any purpose. It shall further be unlawful for any person, partnership or corporation operating any pool room to permit any intoxicated person to be present in said pool room.

7-408. License Fee.—Every person, partnership or corporation to whom a permit is granted by the Board of Public Safety for the operation of a pool room shall, upon obtaining such permit, obtain a license and pay an annual fee therefor to the City Controller in the sum of Twenty-five Dollars (\$25.00) for the operation of said pool room. Any person, partnership or corporation that is the owner or possessor of a pool table which must be licensed pursuant to the provisions of this chapter, shall obtain a license for each of said pool tables and pay an annual fee therefor to the City Controller, which fee shall be based on the number of pool tables located within a particular public place or place of public accommodation. Said fee schedule shall be as follows: For the first table, One Hundred

Dollars (\$100.00). For the second table, Fifty Dollars (\$50.00), and for each additional table Twenty-five Dollars (\$25.00).

7-409. Gambling, etc., Forbidden.—There shall not be permitted any form of gambling, or immoral conduct in any pool room or in any room in which a pool table is located, whether or not said room is divided by a partition, or in any other room or rooms in which access may be had directly from the room or rooms in which the pool table or tables are located.

7-410. Sanitation.—All pool rooms shall be kept in a clean, healthful and sanitary condition at all times and the Board of Public Safety shall have the power to determine if such room or rooms are so kept and for such purpose, when desired, have the assistance of the City Commissioner of Buildings and the Health and Hospital Corporation of Marion County, or its successor. If said Board of Public Safety shall determine that an unsanitary condition exists within a pool room it shall have the power to suspend the pool room permit for such premises until such sanitary condition is rectified.

7-411. Confiscation.—Any pool table which is subject to the provisions of this chapter and to which is not fastened a valid current license insignia shall be subject to seizure and confiscation by the City Controller, his appointee or any city police officer. Upon seizure and confiscation of a pool table it shall be delivered to the police property room or other place duly designated by the City Controller and there to be held for use as evidence on the trial of any person for violation of the provisions of this chapter if an arrest is made in conjunction with such seizure, and further until the licensee fee therefor is paid.

7-412. Penalty.—Any person or corporation 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.

Section 2. 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 Finance.

SPECIAL RESOLUTION NO. 14, 1968

Introduced by Councilman Leak:

JOINT RESOLUTION OF THE MARION COUNTY COUNCIL
AND
THE COMMON COUNCIL OF THE CITY OF INDIANAPOLIS

WHEREAS, The Marion County Council and the Common Council of the City of Indianapolis recognize that it is mutually desirable that certain aspects of personnel policy with respect to city and county employees be coordinated; and

WHEREAS, both councils are desirous of obtaining information concerning possible employee benefit programs;

BE IT RESOLVED, jointly and severally by the Marion County Council and the Common Council of the City of Indianapolis;

1. That the councils jointly undertake a survey of the current personnel policies and benefits available for city and county employees, and investigate the personnel policies of businesses in the community and the extent of benefits which may be available for city and county employees;
2. That such investigation and survey be supervised by joint committee which shall consist of three members, one member appointed by each council and one member appointed by the Mayor of the City of Indianapolis;
3. That the costs of such survey be funded by the respective councils in the proportion to the total number of employees of the city and county included in the survey;
4. That the proper city and county officials be requested to include and appropriate items in their 1970 budget estimates to fund the projected costs of any employee benefits which the joint committee may recommend.

Regularly adopted by the Marion County Council this_____day of September, 1968.

President
Marion County Council

ATTEST:

Auditor of Marion County

Regularly adopted by the Common Council of the City of Indianapolis, this_____day of_____, 1968.

President
Common Council of City of Indianapolis

ATTEST:

City Clerk

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

OLD BUSINESS

The Council made the following appointments to the Human Rights Commission:

Dr. Joseph Taylor, Rev. Melvin Girton, Father Joseph Wade, Mr. Earl Johnson.

NEW BUSINESS

Mr. Leak moved for the adoption of Special Resolution No. 14, 1968, seconded by Rev. Williams.

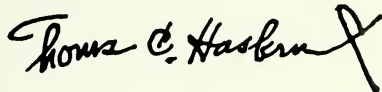
The motion was passed on the following roll call vote:

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

On motion of Mr. Egenes, seconded by Mr. Leak, the Council adjourned at 9:35 P.M. by unanimous vote.

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 September, 1968, at 7:30 P.M.

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



President

ATTEST:



(SEAL)

City Clerk