

*Amended - adopted 5/5/69*  
*Sec. I - definitions*  
*1. a. discriminate*  
*Sec. III - add new paragraph 4.*  
Page 158

*also see page 195*  
*also see page*  
Record Book 14, pages  
147-149, 210-211, 220  
~~147-149~~

Adopted July 8, 1968

*Amendment adopted May 5, 1969*  
*" " August 4, 1969*

ORDINANCE NO. 11-68

AN ORDINANCE TO CREATE A MAYOR'S COMMISSION ON HUMAN RELATIONS AS AUTHORIZED UNDER SECTION 6, PARAGRAPH f, INDIANA CIVIL RIGHTS ACTS 1961, CHAPTER 208; ACTS 1963, CHAPTER 173; ACTS 1965, CHAPTER 214; ACTS 1967, CHAPTER 276

Section I - Definitions

1. The following words, when used herein, shall, for the purpose of this ordinance, have the meanings respectively ascribed to them in this section.

a. Discriminate - any difference in the treatment of a person, including exclusion or segregation, because of race, religious creed, color, national origin, or ancestry.

b. Commission - The Commission on Human Relations.

c. Public Accommodations - Any place which is open to, accepts or solicits the patronage of the general public or offers goods or services to the general public, but does not include any place of a distinctly private or personal nature, or any place which is a bona fide private club where the accommodations, facilities and services are restricted to the members of such club and their guests.

d. Complainant - Person signing the complaint alleging discrimination.

e. Respondent - A person against whom a complaint for a violation of this ordinance has been filed.

Section II - Purpose

1. BE IT ORDAINED BY THE COMMON COUNCIL OF WEST LAFAYETTE, TIPPECANOE COUNTY, INDIANA

An ordinance to provide all of its citizens equal opportunity for: (a) Employment, (b) Public Accommodations, (c) Housing.

2. This ordinance is designed to prevent prejudice, intolerance, bigotry, disorder and discrimination. The City of West Lafayette will encourage and attempt to bring about mutual self-respect and understanding of each other by all groups in the City and help guarantee equal rights to all citizens as afforded by the ordinances of West Lafayette, the laws of the State of Indiana and the Constitution of the United States.

Section III - Creation of Commission

1. There is hereby created in the office of the Mayor, a Commission on Human Relations. It shall consist of seven members, serving without compensation and broadly representative of the religious, racial, ethnic, economic, business and/or political groups in the City of West Lafayette, Indiana.

2. The members of the Commission shall be appointed by the Mayor with the advice and majority consent of the Common Council within ninety (90) days from the effective date of this ordinance. Of the seven members first appointed, three shall be appointed for one year, two for two years and two for three years; thereafter, each appointment to the Commission shall be for a term of three years. In the event of the death or resignation of any member, his successor shall be appointed to serve for the unexpired period for which such

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member had been appointed. Members of the Commission may be removed by the Mayor with the majority consent of the Common Council.

3. The Commission shall elect from the Commission members, once each year, a Chairman, Vice Chairman and Secretary. The Commission shall hold one regular meeting each month and such special meetings as the Chairman may deem necessary. All meetings will be open public meetings, conducted at the City Hall, West Lafayette, Indiana. All meetings will be conducted between the hours of 9:00 A.M. and 8:00 P.M.

Section IV - Duties and Powers of the Commission

1. To receive, investigate and seek to adjust all complaints of discrimination. Require all complaints, before the commission to be signed, properly verified and filed by the individual who alleges the discrimination against him or her within thirty (30) days after the alleged discriminatory act is committed.

2. To make such investigations and studies in any field of human relations in West Lafayette as in the judgment of the Commission need aid in effectuating its general purposes.

3. To investigate incidents of diversion and conflict based upon discrimination because of race, color, religion, national origin or ancestry and seek to correct the same by recommending to appropriate agencies, either public or private, such actions as may be considered necessary or helpful in eliminating such discrimination.

4. To conduct and recommend such educational and other programs as, in the judgment of the Commission, will increase good will among the citizens of West Lafayette and assume equal opportunities in all phases of community life.

5. To investigate complaints of racial, religious and ethnic group tensions, prejudice, intolerance, bigotry and disorder and practices of discrimination against any person because of race, color, religion, natural origin or ancestry by any individual, firm, company, agency, corporation or association and to develop programs and techniques designed to bring about the elimination of such discrimination.

6. To take the testimony of any person or persons under oath and to require the production of any evidence relating to any matter under investigation before the Commission.

7. To recommend to the Mayor and Common Council of West Lafayette, Indiana, legislation to aid in carrying out the purposes of this ordinance.

8. To submit an annual report to the Mayor and the Common Council of West Lafayette, Indiana and a briefing on any and all matters before the Commission whenever so requested by the Mayor and/or the Common Council.

9. If the majority of the members of the Commission are of the opinion that the efforts of the Commission cannot settle a complaint by education, persuasion, conciliation and/or common sense, the Commission shall notify all interested parties, by registered mail, not less than ten (10) days prior to the date set for a formal hearing. All persons notified will appear at the time and place designated and may or may not be represented by counsel. The Commission will take all testimony under oath. The respondent shall have the right to file an answer to the complaint, testify in his own behalf, call witnesses, examine and cross-examine witnesses and plea and argue his case. When all information has been furnished to the Commission and the complainant and respondent have been heard, the Commission will decide a just arrangement and so inform both parties as to its findings, recommendations and action to be taken by each and/or both parties. In the event either party, claimant or respondent fails or refuses to comply with the order

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of the Commission, the fact of said refusal, together with the verified complaint and the entire records of its proceedings, shall be presented to the City Attorney of West Lafayette, Indiana for study and/or prosecution. If, in the opinion of the City Attorney, any ordinance of the City of West Lafayette, Laws of the State of Indiana, or the Constitution of the United States have been violated he will take appropriate action.

10. The Commission shall have the power to levy a fine of any amount, not to exceed one hundred dollars (\$100.00) for any and all persons not appearing for the formal hearings after they have been notified in the proper manner.

Section V. This ordinance shall be in full force and effect after its final passage and approval and signature of the Mayor of the City of West Lafayette, Indiana.

Finally adopted and passed this 8th day of July, 1968, by the Common Council of the City of West Lafayette, Indiana.

*James R. Williamson*  
\_\_\_\_\_  
Presiding Officer

ATTEST:

*Russel Harshbarger*  
\_\_\_\_\_  
City Clerk - Treas.  
Clerk-Treasurer

Presented by me to the Mayor of the City of West Lafayette, Indiana, for his approval and signature, this 8th. day of July, 1968.

*Russel Harshbarger*  
\_\_\_\_\_  
City Clerk - Treas.  
Clerk-Treasurer

Approved and signed by the Mayor of the City of West Lafayette, Indiana, this 8th day of July, 1968.

*James R. Williamson*  
\_\_\_\_\_  
Mayor

ATTEST:

*Russel Harshbarger*  
\_\_\_\_\_  
City Clerk - Treas.  
Clerk-Treasurer

AMENDMENT TO ORDINANCE No. 11-68

AN ORDINANCE TO CREATE A MAYOR'S COMMISSION ON HUMAN RELATIONS AS AUTHORIZED UNDER SECTION 6, PARAGRAPH f, INDIANA CIVIL RIGHTS ACTS 1961, CHAPTER 208; ACTS 1963, CHAPTER 173; ACTS 1965, CHAPTER 214; ACTS 1967, CHAPTER 276

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

Sec. 1. - Definitions

1. a. Discriminate - Any difference in the treatment of a person, including exclusion or segregation because of race, religious creed, color, national origin or ancestry as pertains to employment, public accommodations and/or housing occurring in the corporate limits of West Lafayette, Indiana.

Sec. III - Creation of Commission

4. All continuations and adjournments will be open public meetings conducted at the City Hall, West Lafayette, Indiana, or within the corporate limits of the City of West Lafayette, Indiana.

Passed and adopted by the Common Council of the City of West Lafayette, Indiana, this 5th day of May, 1969.

James R. Williamson  
Presiding Officer

ATTEST: Russell Harshbarger  
Clerk-Treasurer

Presented by me to the Mayor of the City of West Lafayette, Indiana, for his approval and signature this 5th day of May, 1969

Russell Harshbarger  
Clerk-Treasurer

Approved and signed by me, the Mayor of the City of West Lafayette, Indiana, this 5th day of May, 1969.

James R. Williamson  
Mayor

ATTEST: Russell Harshbarger  
Clerk-Treasurer

Adopted August 4, 1969

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AMENDMENT TO ORDINANCE NO. 11-68

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

Section I - Definitions

- 1.a. Discriminate - Any difference in the treatment of a person, including exclusion or segregation because of race, religious creed, color, national origin or ancestry as pertains to employment, public accomodation, housing and/or EDUCATION occurring in the corporate limits of West Lafayette, Indiana.

Section II - Purpose

- 1. BE IT ORDAINED BY THE COMMON COUNCIL OF WEST LAFAYETTE, TIPPECANOE COUNTY, INDIANA

An ordinance to provide all of its citizens equal opportunity for: (a) Employment, (b) Public Accomodations, (c) Housing, (d) EDUCATION.

Section IV - Duties and Powers of the Commission

- 1. To receive, investigate and seek to adjust all complaints of discrimination. Require all complaints, before the commission to be signed, properly verified and filed by the individual who alleges the discrimination against him or her within NINETY (90) days after the alleged discriminatory act is committed.

Passed and adopted by the Common Council of the City of West Lafayette, Indiana, this 4th day of August, 1969.

*James R. Williamson*  
\_\_\_\_\_  
Presiding Officer

ATTEST: *Russell Harschbarger*  
\_\_\_\_\_  
City Clerk-Treasurer

Presented by me to the Mayor of the City of West Lafayette, Indiana, for his approval and signature this 4th day of August, 1969.

*Russell Harschbarger*  
\_\_\_\_\_  
City Clerk-Treasurer

Approved and signed by me, the Mayor of the City of West Lafayette, Indiana, this 4th day of August, 1969.

*James R. Williamson*  
\_\_\_\_\_  
Mayor

ATTEST: *Russell Harschbarger*  
\_\_\_\_\_  
City Clerk-Treasurer