

REGULAR MEETING

Monday, May 18, 1959, 7:30 P.M.

The Common Council of the City of Indianapolis met in the Council Chambers in the City Hall, Monday, May 18, 1959, at 7:30 P.M., in regular session. President Wallace in the chair.

The Deputy Clerk called the roll.

Present: Mr. Applegate, Mrs. Francis, Mr. Huber, Mr. McGill, Mr. McKinney, Mrs. Pohlmann, Mr. Williamson, President Wallace.

Absent: Mr. Bright.

The reading of the Journal for the previous meeting was dispensed with on motion of Mrs. Francis, seconded by Mr. Williamson.

COMMUNICATIONS FROM THE MAYOR

May 7, 1959

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. Teresa Laffey, the following Ordinances:

APPROPRIATION ORDINANCE NO. 6, 1959

An ordinance appropriating, transferring, reappropriating and

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reallocating the sum of Forty-two Thousand Dollars (\$42,000.00), from a certain designated item and fund in the Department of Public Parks as appropriated under the 1959 Budget, General Ordinance No. 85, 1958, as Amended, to a certain other designated item and fund in the same department, and fixing a time when the same shall take effect.

GENERAL ORDINANCE NO. 38, 1959

An ordinance to amend the Municipal Code of Indianapolis, 1951, General Ordinance No. 140, 1951, as amended, and more particularly Title 4, Chapter 8 thereof, by the addition thereto of subsections to Sections 4-821 prohibiting parking, stopping or standing between the hours of 3:00 P.M. and 6:00 P.M. except on Sundays, Section 821 (a) prohibiting parking, stopping or standing between 3:00 P.M. and 6:00 P.M. except on Saturdays and Sundays, Section 4-834, prohibiting parking, stopping or standing between 6:00 A.M. and 9:00 A.M. except on Saturdays and Sundays, and Section 4-834.1 prohibiting parking, stopping or standing between the hours of 6:00 A.M. to 9:00 A.M. inclusive and 3:00 P.M. to 6:00 P.M. inclusive excepting on Saturdays and Sundays, repealing those subsections or parts of subsections in conflict therewith, and fixing a time when the said amendment shall take effect.

GENERAL ORDINANCE NO. 39, 1959

An ordinance to amend the Municipal Code of Indianapolis, 1951, General Ordinance No. 140, 1951, as Amended, and more particularly Title 10 thereof, by the addition of Chapter 13, Sections 10-1301, 10-1302, and 10-1303, defining Pinball Machines and Exhibitors of same, prohibiting certain uses, designating a penalty for violation thereof, and fixing a time when the same shall take effect.

GENERAL ORDINANCE NO. 41, 1959

An ordinance authorizing the Board of Public Works of the City of Indianapolis to purchase through its duly authorized Purchasing Agent, certain equipment to be paid for out of funds heretofore appropriated or available, and fixing a time when the same shall take effect.

GENERAL ORDINANCE NO. 43, 1959

An ordinance to amend the Municipal Code of Indianapolis, 1951, General Ordinance No. 140, 1951, as amended, and to amend certain General Ordinances in effect prior to the passage of said Municipal Code and not repealed thereby, for the purpose of eliminating the requirement of certain automatic electric bells and automatic flashing light signals at certain railroad and street intersections, repealing those ordinances or parts thereof in conflict therewith and fixing a time when the same shall take effect.

GENERAL ORDINANCE NO. 45, 1959

An ordinance authorizing the Board of Public Works of the City of Indianapolis to purchase through its duly authorized Purchasing Agent, certain equipment to be paid for out of funds heretofore appropriated or available, and fixing a time when the same shall take effect.

Respectfully,

CHARLES H. BOSWELL
Mayor

COMMUNICATIONS FROM CITY OFFICIALS

May 18, 1959

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

Gentlemen:

Pursuant to the laws of the State of Indiana, I caused to be published in the Indianapolis Commercial and the Indianapolis Times Appropriation Ordinance No. 7, 1959 on Friday, May 8 and Friday, May 15th, 1959, that said ordinance would again be brought before the Council on May 18th, and hearing was set for that date.

Notices were also posted in the Court House, Police Station and City Hall, ten days prior to the above date.

Very truly yours

CITY OF INDIANAPOLIS
TERESA F. LAFFEY
City Clerk

May 18, 1959

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

Gentlemen:

Pursuant to the laws of the State of Indiana, I caused to be published in the Indianapolis Commercial and the Indianapolis Times, on Saturday, May 9, 1959, General Ordinances Nos. 38 and 39, 1959.

Said ordinances will be in full force and effect eight days after date of publication, and compliance with any laws pertaining thereto.

Very truly yours,

CITY OF INDIANAPOLIS
TERESA F. LAFFEY,
City Clerk

May 18, 1959

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

Gentlemen:

Transmitted herewith are twenty-eight copies of Appropriation Ordinance No. 8, 1959, appropriating the sum of Three Thousand Dollars (\$3,000.00), from the 1959 balance of the General Fund of the

City of Indianapolis, to a certain designated fund and item in the Department of Public Safety, Bureau of Air Pollution Prevention, and fixing a time when the same shall take effect.

Respectfully submitted,

WM. H. WILLIAMSON
Councilman

May 18, 1959

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

Gentlemen:

Transmitted herewith are twenty-eight copies of General Ordinance No. 47, 1959, to amend the Municipal Code of Indianapolis, 1951, General Ordinance No. 140, 1951, as amended, and more particularly Title 4, Chapter 1, thereof, by amending Section 3-115, increasing the parking limit for parking at the City Market from 45 minutes to one hour, and changing the area, so restricted from the area in the City Market to the areas at the City Market, and fixing a time when the same shall take effect.

Respectfully submitted,

R. THOMAS McGILL,
Councilman

May 18, 1959

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

Gentlemen:

Transmitted herewith are twenty-eight copies of General Ordinance No. 48, 1959, to amend the Municipal Code of Indianapolis, 1951, as adopted by General Ordinance No. 140, 1951, as Amended,

and more particularly Title 4, Chapter 8, Section 4-840 thereof, by the addition thereto of sub-sections 3 and 4, prohibiting parking on the East Side of Hudson Street from New York to Ohio Street, from 8:00 A.M. to 9:00 A.M., and from 3:00 P.M. to 4:00 P.M., Monday through Friday inclusive, and fixing a time when the same shall take effect.

Respectfully submitted,

R. A. McKINNEY
Councilman

May 18, 1959

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

Gentlemen:

Attached hereto are twenty-eight copies of Special Ordinance No. 12, 1959, annexing contiguous territory to the City of Indianapolis, Indiana, within the area bounded by West Thirty-fourth Street, Moller Road and East of High School Road.

Respectfully submitted,

WM. H. WILLIAMSON
Councilman

At this time those present were given an opportunity to be heard on Appropriation Ordinance No. 7, 1959, General Ordinances Nos. 42, 9, 46, 1959, and Special Ordinance No. 11, 1959.

Mrs. Francis asked for recess. The motion was seconded by Mr. Williamson and the Council recessed at 7:45 P.M.

The Council reconvened at 8:00 P.M., with the same members present as before.

COMMITTEE REPORTS

Indianapolis, Ind., May 18, 1959

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

Gentlemen:

We, your Committee on Finance to whom was referred Appropriation Ordinance No. 7, 1959, entitled

AN ORDINANCE transferring the sum of \$5000.00 from Fund 42 to Fund 45 in the Department of Public Works, Street Commissioner,

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

WM. H. WILLIAMSON, Chairman
R. THOMAS McGILL
R. A. MCKINNEY
MARY M. FRANCIS
AUGUST C. HUBER

Indianapolis, Ind., May 18, 1959

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. 11, 1959, entitled

AN ORDINANCE authorizing the sale of certain real estate under the jurisdiction of the Board of Works,

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

R. THOMAS McGILL, Chairman
WM. H. WILLIAMSON
AUGUST C. HUBER
CHARLES W. APPLGATE
GLADYS C. POHLMANN

Indianapolis, Ind., May 18, 1959

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 General Ordinance No. 9, 1959, entitled

AN ORDINANCE pertaining to unlawful noises,

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

R. A. MCKINNEY, Chairman
R. THOMAS McGILL
WM. H. WILLIAMSON
GLADYS C. POHLMANN

Indianapolis, Ind., May 18, 1959

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

Gentlemen:

We, your Committee on Public Parks to whom was referred General Ordinance No. 46, 1959, entitled

AN ORDINANCE authorizing the purchase of 5 Servi-car Motorcycles and 5 2-Way Transistorized Radios for use by the Police Department,

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

AUGUST C. HUBER, Chairman
R. A. McKINNEY
R. THOMAS MCGILL
GLADYS C. POHLMANN
CHARLES W. APPLGATE

Indianapolis, Ind., May 18, 1959

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

Gentlemen:

We, your Committee on Election to whom was referred General Ordinance No. 42, 1959, entitled

AN ORDINANCE creating a loading zone for Charles Walker Company, 929 E. Westfield Boulevard,

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

GLADYS C. POHLMANN, Chairman
MARY M. FRANCIS
R. A. McKINNEY
R. THOMAS MCGILL

INTRODUCTION OF APPROPRIATION ORDINANCE

By Councilman Williamson:

APPROPRIATION ORDINANCE NO. 8, 1959

AN ORDINANCE appropriating the sum of Three Thousand Dol-

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CLERK OF CITY

lars (\$3,000.00), from the 1959 balance of the General Fund of the City of Indianapolis, to a certain designated fund and item in the Department of Public Safety, Bureau of Air Pollution Prevention, created by virtue of the 1959 Budget, General Ordinance No. 85, 1958, as Amended, declaring an emergency, and fixing a time when the same shall take effect.

WHEREAS: Certain extraordinary conditions have developed since the adoption of the existing annual budget, so that it is now necessary to appropriate more money than was appropriated in the annual budget for the operation of certain functions of the Department of Public Safety, Bureau of Air Pollution Prevention, and to meet such extraordinary emergencies:

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

Section 1. That the sum of Three Thousand Dollars (\$3,000.00), from the 1959 balance of the General Fund of the City of Indianapolis, is hereby set apart and appropriated out of said fund as follows, to-wit:

REDUCE:

| | |
|---|------------|
| 1959 balance of the General Fund of the City of Indianapolis ----- | \$3,000.00 |
|---|------------|

and the said amount is hereby transferred therefrom, reappropriated and reallocated to the following designated item and fund:

DEPARTMENT OF PUBLIC SAFETY
BUREAU OF AIR POLLUTION PREVENTION

INCREASE:

Tax Levy

2. SERVICES—CONTRACTUAL

| | |
|--|------------|
| 21. Communication and Transportation ----- | \$3,000.00 |
|--|------------|

Section 2. The above appropriation is necessary because of an existing emergency requiring additional funds to satisfy the gasoline mileage claims by the smoke inspectors, the Common Council having reduced the amount and suggested that if more be needed an addition appropriation would be made.

Section 3. This ordinance 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 Finance.

INTRODUCTION OF GENERAL ORDINANCES

By Councilman McGill:

GENERAL ORDINANCE NO. 47, 1959

AN ORDINANCE to amend the Municipal Code of Indianapolis, 1951, General Ordinance No. 140, 1951, as amended, and more particularly Title 4, Chapter 1, thereof, by amending Section 3-115, increasing the parking limit for parking at the City Market from 45 minutes to one hour, and changing the area, so restricted from the area in the City Market to the areas at the City Market, and fixing a time when the said amendment shall take effect.

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

Section 1. That Title 3, Chapter 1, Section 3-115, of the Municipal Code of Indianapolis 1951, as amended, be amended to read as follows:

Section 3-115. Parking limited to 1 hour in the City Market parking areas between 6:00 o'clock A.M. and 9:00 o'clock P.M. on days when the City Market is open for business. It shall be unlawful for the owner, driver or operator of any vehicle to park or to stop such vehicle, or to permit the same to be parked or to stand for a longer period of time than 1 hour, between the hours of 6:00 o'clock A.M. and 9:00 o'clock P.M., on any day when the City Market is open for public business, in the areas of the City Market reserved for free parking and designated as City Market Parking Areas.

Section 2. Any person, firm or corporation violating the provisions of this ordinance shall be subject to the penalties as provided in Title 4, Chapter 8, Section 8-431, and Title 4, Chapter 11,

Section 4-1102 of the Municipal Code of Indianapolis, 1951, as amended.

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.

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

By Councilman McKinney:

GENERAL ORDINANCE NO. 48, 1959

AN ORDINANCE to amend the Municipal Code of Indianapolis, 1951, as adopted by General Ordinance No. 140, 1951, as amended, and more particularly Title 4, Chapter 8, Section 4-840 thereof, by the addition thereto of subsections 3 and 4, prohibiting the parking of vehicles on certain streets, on certain days, at certain times, and fixing a time when the said amendment shall take effect.

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

Section 1. That Title 4, Chapter 8, Section 4-840 of the Municipal Code of Indianapolis, 1951, as amended, be amended by the addition thereto of subsections 3 and 4 as follows:

| | Street | Side of Street | From | To | Time | Day |
|----|--------|-------------------|--------------|----------|---------------------|------------------------------------|
| 3. | Hudson | East | New York St. | Ohio St. | 8 A.M. to 9 A.M. | Monday thru Friday inclusive |
| 4. | Hudson | East | New York St. | Ohio St. | 3 P.M. to 4 P.M. | Monday thru Friday inclusive |

all subject to the penalties as provided in Title 4, Chapter 8, Section 4-831 of the Municipal Code of Indianapolis, Indiana, 1951, as amended.

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.

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

INTRODUCTION OF SPECIAL ORDINANCE

By Councilman Williamson:

SPECIAL ORDINANCE NO. 12, 1959

AN ORDINANCE annexing certain contiguous territory of 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, Indiana, and described as follows, to-wit:

Beginning at the intersection of the South right of way line of West 34th Street and the West right of way line of Moller Road; thence North upon and along the West incorporation line of the City of Indianapolis and the West right of way line of Moller Road, to the North line of Section 24 Township 16 North of Range 2 East; thence East upon and along the said North line of Section 24 and the North incorporation line of the City of Indianapolis to the intersection with the East right of way line of Moller Road; thence North upon and along the East right of way line of Moller Road a distance of 661.03 feet to a point; thence West and parallel with the South line of Section 13 Township 16 North of Range 2 East to a point 879.80 feet East of the West line of the Southeast Quarter of the said Section 13; thence North and parallel with the West line of the Southeast Quarter

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of the said Section 13, to a point 552.13 feet South of the North line of the South Half of the said Section 13; thence West and parallel with the North line of the South Half of the said Section 13 to the intersection with the West right of way line of High School Road; thence South upon and along the West right of way line of High School Road to a point 661.03 feet North of the South line of the said Section 13 extended west; thence East and parallel with the South line of the said Section 13 to the East line of the Southwest Quarter of the said Section 13; thence South upon and along the East line of the Southwest Quarter of the said Section 13 and the East line of the Northwest Quarter of the said Section 24, to the Northeast corner of the Southeast Quarter of the Northwest Quarter of the said Section 24; thence West upon and along the North line of the Southeast Quarter of the Northwest Quarter of the said Section 24 to the Northwest corner of the Southeast Quarter of the Northwest Quarter of the said Section 24; thence South upon and along the West line of the Southeast Quarter of the Northwest Quarter and the West line of the East Half of the Southwest Quarter of the said Section 24, to a point 662.0 feet more or less North of the South line of the said Section 24 (the said point being on the North incorporation line of the City of Speedway, Indiana); thence East upon and along the North incorporation line of the City of Speedway, to the West line of the Southeast Quarter of the said Section 24; thence South upon and along the West line of the Southeast Quarter of the said Section 24 and the East incorporation line of the City of Speedway, to the Southwest corner of the Southeast Quarter of the said Section 24; thence East upon and along the South line of the Southeast Quarter of the said Section 24, to the Southeast corner of the West Half of the West Half of the Southeast Quarter of the said Section 24; thence North upon and along the East line of the West Half of the West Half of the Southeast Quarter, of the said Section 24, to the intersection with the South right of way line of West 34th Street; thence East upon and along the South right of way line of West 34th Street, to the place of beginning containing 358 acres more or less.

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.

ORDINANCES ON SECOND READING

Mr. Williamson called for Appropriation Ordinance No. 7, 1959, for second reading. It was read a second time.

On motion of Mr. Williamson, seconded by Mrs. Francis, Appropriation Ordinance No. 7, 1959, was ordered engrossed, read a third time and placed upon its passage.

Appropriation Ordinance No. 7, 1959, was read a third time by the Clerk and passed by the following roll call vote:

Ayes 8, viz: Mr. Applegate, Mrs. Francis, Mr. Huber, Mr. McGill, Mr. McKinney, Mrs. Pohlmann, Mr. Williamson, President Wallace.

Mr. McKinney called for General Ordinance No. 9, 1959, for second reading. It was read a second time.

Mr. Williamson presented the following written motion to amend General Ordinance No. 9, 1959, to-wit:

Indianapolis, Ind., May 18, 1959

Mr. President:

I move that General Ordinance No. 9, 1959 be amended by striking out Numerical paragraph (16) of Section 1 thereof and inserting in lieu thereof the following: (16) Pile Drivers, Hammers, etc. The operation between the hours of ten o'clock P.M. and seven o'clock A.M. of any pile driver, steam shovel, pneumatic hammer, derrick, steam or electric hoist, or other appliance, the use of which is attended

by loud or unusual noise, except when being operated by a public utility in connection with emergency repairs of such utility.

WM. H. WILLIAMSON, Councilman

Which was seconded by Mrs. Francis and passed by the following roll call vote:

Ayes 8, viz: Mr. Applegate, Mrs. Francis, Mr. Huber, Mr. McGill, Mr. McKinney, Mrs. Pohlmann, Mr. Williamson, President Wallace.

On motion of Mr. McKinney, seconded by Mr. Williamson, General Ordinance No. 9, 1959, As Amended, was ordered engrossed, read a third time and placed upon its passage.

General Ordinance No. 9, 1959, As Amended, was read a third time by the Clerk and passed by the following roll call vote:

Ayes 8, viz: Mr. Applegate, Mrs. Francis, Mr. Huber, Mr. McGill, Mr. McKinney, Mrs. Pohlmann, Mr. Williamson, President Wallace.

Mr. Huber called for General Ordinance No. 46, 1959, for second reading. It was read a second time.

On motion of Mr. Huber, seconded by Mrs. Francis, General Ordinance No. 46, 1959, was ordered engrossed, read a third time and placed upon its passage.

General Ordinance No. 46, 1959, was read a third time by the Clerk and passed by the following roll call vote:

Ayes 8, viz: Mr. Applegate, Mrs. Francis, Mr. Huber, Mr. McGill, Mr. McKinney, Mrs. Pohlmann, Mr. Williamson, President Wallace.

Mrs. Pohlmann called for General Ordinance No. 42, 1959, for second reading. It was read a second time.

On motion of Mrs. Pohlmann, seconded by Mr. McGill, General Ordinance No. 42, 1959, was ordered engrossed, read a third time and placed upon its passage.

General Ordinance No. 42, 1959, was read a third time by the Clerk and passed by the following roll call vote:

Ayes 8, viz: Mr. Applegate, Mrs. Francis, Mr. Huber, Mr. McGill, Mr. McKinney, Mrs. Pohlmann, Mr. Williamson, President Wallace.

On motion of Mrs. Francis, seconded by Mr. Huber, the Common Council adjourned at 8:15 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 18th day of May, 1959.

In Witness Whereof, we have hereunto subscribed our

signatures and caused the seal of the City of Indianapolis to be affixed.

Joseph C. Wallace

ATTEST:

President.

Teresa J. Kasper

(SEAL)

City Clerk

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City of Indianapolis, Ind.

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