

REGULAR MEETING

Monday, March 2, 1942.

7:30 P. M.

The Common Council of the City of Indianapolis met in the Council Chamber at the City Hall, Monday, March 2, 1942, at 7:30 p. m. in regular session. President Deluse in the chair.

The Clerk called the roll.

Present: Ollie A. Bach, Harmon A. Campbell, Dr. Walter E. Hemphill, F. B. Ransom, Ernest C. Ropkey, Joseph G. Wood, President Deluse.

Absent: Ralph F. Moore, Guy O. Ross.

The reading of the Journal for the previous meeting was dispensed with on motion of Mr. Bach, seconded by Dr. Hemphill.

COMMUNICATIONS FROM THE MAYOR

February 17, 1942.

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

Gentlemen:

I have this day approved with my signature and delivered to Mr. John M. Layton, City Clerk, the following ordinances:

## APPROPRIATION ORDINANCE No. 2, 1942

AN ORDINANCE appropriating the sum of Eight Hundred Dollars (\$800.00) from the 1942 anticipated unexpended and unappropriated balance of the Sanitary Maintenance Fund of the Department of Sanitation of the City of Indianapolis, Indiana, to a certain designated fund in said department of said city; and fixing a time when the same shall take effect.

## GENERAL ORDINANCE No. 3, 1942

AN ORDINANCE approving a change in the schedule of taxicab rates by the Red Cab, Inc., and the United Taxi Company, Inc.; and fixing a time when the same shall take effect.

## GENERAL ORDINANCE No. 5, 1942

as amended

AN ORDINANCE to amend Section 25 of General Ordinance No. 96, 1928, of the City of Indianapolis, Indiana, as amended, by adding thereto a sub-section (12), and providing a time when the same shall take effect.

Respectfully,

R. H. SULLIVAN,  
Mayor.

## COMMUNICATIONS FROM CITY OFFICIALS

March 2, 1942.

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

Gentlemen:

In Re: Appropriation Ordinance No. 3, 1942

I beg leave to report that in accordance with the laws of the State of Indiana, I caused notice of publication to be inserted in

March 2, 1942]

City of Indianapolis, Ind.

87

the Indianapolis Star and the Indianapolis Commercial on February 20th, 1942, that taxpayers would have the right to be heard on the above ordinance at the regular meeting of the Common Council, to be held on the 2nd day of March, 1942, and by posting copy of said notice in the City Hall, Court House and Police Station.

Very truly yours,

JOHN M. LAYTON,  
City Clerk.

March 2, 1942.

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

Gentlemen:

I herewith enclose copies of a General Ordinance which the statute, Acts of 1933, chapter 233, requires to be passed by the Common Council on or before the first day of April of each year in which elections for city officials are held.

The above statute fixes the maximum amount of the annual salaries for certain enumerated elective and appointive officials of the city and the amounts of such salaries so fixed by ordinance remain effective during the ensuing four years term, commencing January 1, 1943, and cannot be changed during that term. The enclosed ordinance covers such officials who are enumerated in the above statute.

By an act of 1941 the salary of the County Treasurer, acting ex officio as City Treasurer, has been eliminated on and after January 1, 1942, so the salary fixed for such officer is payable only for the year 1943. All the others continue during their service for the next four years. Under the above statute the maximum sums thus enacted can be fixed by the Common Council at any amount not less than 80% of such maximum amounts.

The salaries and compensations of all other officials and employees must be fixed annually by the Mayor and approved by the Common Council at the time of the adoption of the annual budget. The Attorney General has recently ruled that after the adoption

of the annual budget the Common Council possesses no power to increase any salary or compensation so fixed, except in a case where a lump sum has been appropriated for an entire group of employees, without indicating the number or rate of pay therefor.

Respectfully yours,

DEPARTMENT OF LAW.

By Edward H. Knight,  
Corporation Counsel.

March 2, 1942.

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

Gentlemen:

I am enclosing herewith copies of General Ordinance No. 17, 1942, an ordinance to amend General Ordinance No. 114, 1922, commonly known as the zoning ordinance of the City of Indianapolis, and fixing a time when the same shall take effect.

Very truly yours,

OLLIE A. BACH,  
Member.

At this time those present were given an opportunity to be heard on Appropriation Ordinance No. 3, 1942.

Mr. Wood asked for a recess. The motion was seconded by Mr. Bach and the Council recessed at 7:50 p. m.

The Council reconvened at 9:50 p. m. with the same members present as before.

COMMITTEE REPORTS

Indianapolis, Ind., March 2, 1942.

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. 3, 1942, entitled:

AN ORDINANCE appropriating added sums of money (\$34,-326.45) from the unexpended and unappropriated balance of certain Department of Public Health and Charities funds, apportioning the same to certain designated funds and fixing an effective date;

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

ERNEST C. ROPKEY, Chairman  
F. B. RANSOM  
JOSEPH G. WOOD  
OLLIE A. BACH

Indianapolis, Ind., March 2, 1942.

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. 7, 1942, entitled:

AN ORDINANCE requiring the inspection of moving picture films providing a penalty for the violation thereof, defining certain duties of the Fire Prevention Bureau and fixing a time when the same shall take effect;

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

JOSEPH G. WOOD, Chairman  
ERNEST C. ROPKEY  
F. B. RANSOM  
HARMON A. CAMPBELL

Indianapolis, Ind., March 2, 1942.

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

Gentlemen:

We, your Committee on Public Works, to whom was referred General Ordinance No. 9, 1942, entitled:

AN ORDINANCE ratifying, confirming and approving contract with the three airlines;

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

F. B. RANSOM, Chairman  
ERNEST C. ROPKEY  
JOSEPH G. WOOD  
DR. WALTER E. HEMPHILL  
HARMON A. CAMPBELL

Indianapolis, Ind., March 2, 1942.

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. 10, 1942, entitled;

AN ORDINANCE to repeal General Ordinance No. 31, 1939; beg leave to report that we have had said ordinance under consideration, and recommend that the same be passed.

JOSEPH G. WOOD, Chairman  
ERNEST C. ROPKEY  
F. B. RANSOM  
HARMON A. CAMPBELL

Indianapolis, Ind., March 2, 1942.

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. 11, 1942, entitled:

AN ORDINANCE abolishing certain positions in the nursing staff in the Flower Mission Hospital;

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

OLLIE A. BACH, Chairman  
JOSEPH G. WOOD  
WALTER E. HEMPHILL  
HARMON A. CAMPBELL

Indianapolis, Ind., March 2, 1942.

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. 12, 1942, entitled;

AN ORDINANCE establishing and providing for nurse hire at the Flower Mission Hospital;

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

OLLIE A. BACH, Chairman  
JOSEPH G. WOOD  
WALTER E. HEMPHILL  
HARMON A. CAMPBELL

Indianapolis, Ind., March 2, 1942.

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. 13, 1942, entitled:

AN ORDINANCE to amend sub-sections "B" and "C" and "D" of Section 38 of General Ordinance No. 96, 1928, and Section 2 of General Ordinance No. 84, 1941;

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

JOSEPH G. WOOD, Chairman  
ERNEST C. ROPKEY  
F. B. RANSOM

Indianapolis, Ind., March 2, 1942.

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. 14, 1942, entitled:



AN ORDINANCE to amend Section 44 of General Ordinance No. 96, 1928;

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

JOSEPH G. WOOD, Chairman  
ERNEST C. ROPKEY  
F. B. RANSOM

Indianapolis, Ind., March 2, 1942.

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. 15, 1942, entitled:

AN ORDINANCE to amend Section 865 of General Ordinance No. 121, 1925;

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

JOSEPH G. WOOD, Chairman  
ERNEST C. ROPKEY  
F. B. RANSOM  
HARMON A. CAMPBELL

## INTRODUCTION OF GENERAL ORDINANCES

By the Department of Law:

GENERAL ORDINANCE No. 16, 1942

AN ORDINANCE fixing the annual salaries for certain officers 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. Pursuant to the provisions of Chapter 233 of the Acts of 1933 of the General Assembly of the State of Indiana, as amended, the following annual salaries are hereby fixed for the following officers of the City of Indianapolis, effective for the term commencing January 1, 1943:

Mayor .....	\$6,000.00
Controller' .....	3,600.00
Deputy Controller .....	3,000.00
City Clerk .....	2,400.00
County Treasurer ex officio City Treasurer.....	1,600.00
(For year 1943 only; none on and after January 1, 1944.)	
Corporation Counsel .....	4,500.00
City Attorney .....	3,600.00
City Engineer .....	4,500.00
President of Board of Public Safety.....	2,500.00
Two (2) Members of Board of Public Safety, (each) .....	900.00
President of Board of Public Works and Sanitation	3,000.00
Three (3) Members of Board of Public Works and Sanitation, (each) .....	2,100.00
City Purchasing Agent .....	3,600.00
Nine (9) Members of the Common Council, (each)	600.00
County Auditor, for Service to Civil City.....	600.00

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

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

By Councilman Bach:

**GENERAL ORDINANCE No. 17, 1942**

AN ORDINANCE to Amend General Ordinance No. 114, 1922, commonly known as the Zoning Ordinance 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 General Ordinance No. 114, 1922, commonly known as the Zoning Ordinance of the City of Indianapolis, be and it is hereby amended, supplemented and extended as to the U-3 or Business District, the A-3 or 2400 square feet Area District and the H-2 or 80 foot Height District so as to include the following described territory:

Beginning at a point on the north property line of the first alley north of Raymond Street, said point being one hundred thirty feet (130') west of the west property line of Meridian Street; thence west on and along the north property line of the first alley north of Raymond Street to the west property line of the first alley east of Bluff Avenue; thence northeastwardly on and along the west property line of the first alley east of Bluff Avenue to a point on the south property line of Regent Street; thence westwardly on and along the south property line of Regent Street to the east property line of Bluff Avenue; thence northeastwardly on and along the east property line of Bluff Avenue to a point five feet (5') north of the south line of Lot One in Barger Heirs Addition, as recorded in land record VV, page 403, in the office of the Recorder of Marion County; thence east and parallel to the south line of the said Lot One to a point one hundred thirty feet (130') west of the west property line of Meridian Street; thence south and parallel to the west property line of Meridian Street to the point or place of beginning.

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 the first time and referred to the City Plan Commission.

**ORDINANCES ON SECOND READING**

Mr. Ropkey called for Appropriation Ordinance No. 3, 1942, for second reading. It was read a second time.

On motion of Mr. Ropkey, seconded by Mr. Wood, Appropriation Ordinance No. 3, 1942, was ordered engrossed, read a third time and placed upon its passage.

Appropriation Ordinance No. 3, 1942, was read a third time by the Clerk and passed by the following roll call vote:

Ayes, 7, viz: Mr. Bach, Mr. Campbell, Dr. Hemphill, Mr. Ransom, Mr. Ropkey, Mr. Wood, President Deluse.

Mr. Bach called for General Ordinance No. 7, 1942, for second reading. It was read a second time.

Mr. Bach made a motion that General Ordinance No. 7, 1942, be stricken from the files. The motion was seconded by Mr. Wood and passed by the following roll call vote:

Ayes, 7, viz: Mr. Bach, Mr. Campbell, Dr. Hemphill, Mr. Ransom, Mr. Ropkey, Mr. Wood, President Deluse.

Dr. Hemphill called for General Ordinance No. 10, 1942, for second reading. It was read a second time.

On motion of Dr. Hemphill, second by Mr. Bach, General Ordinance No. 10, 1942, was ordered engrossed, read a third time and placed upon its passage.

General Ordinance No. 10, 1942, was read a third time by the Clerk and passed by the following roll call vote:

Ayes, 7, viz: Mr. Bach, Mr. Campbell, Dr. Hemphill, Mr. Ransom, Mr. Ropkey, Mr. Wood, President Deluse.

Mr. Bach called for General Ordinance No. 11, 1942, for second reading. It was read a second time.

On motion of Mr. Bach, seconded by Mr. Ransom, General Ordinance No. 11, 1942, was ordered engrossed, read a third time and placed upon its passage.

General Ordinance No. 11, 1942, was read a third time by the Clerk and passed by the following roll call vote:

Ayes, 7, viz: Mr. Bach, Mr. Campbell, Dr. Hemphill, Mr. Ransom, Mr. Ropkey, Mr. Wood, President Deluse.

Mr. Bach called for General Ordinance No. 12, 1942, for second reading. It was read a second time.

On motion of Mr. Bach, seconded by Mr. Wood, General Ordinance No. 12, 1942, was ordered engrossed, read a third time and placed upon its passage.

General Ordinance No. 12, 1942, was read a third time by the Clerk and passed by the following roll call vote:

Ayes, 7, viz: Mr. Bach, Mr. Campbell, Dr. Hemphill, Mr. Ransom, Mr. Ropkey, Mr. Wood, President Deluse.

Mr. Wood called for General Ordinance No. 13, 1942, for second reading. It was read a second time.

Mr. Wood presented the following written motion to amend General Ordinance No. 13, 1942:

Indianapolis, Ind., March 2, 1942.

Mr. President:

I move to amend General Ordinance No. 13, 1942, as introduced, to read as follows:

GENERAL ORDINANCE No. 13, 1942

AN ORDINANCE to amend sub-sections (b), (c) and (d) of Section 38 of General Ordinance No. 96, 1928, as amended, of the City

of Indianapolis, Indiana; to repeal sub-section (e) of Section 10 of General Ordinance No. 96, 1928, as amended; to amend Section 2 of General Ordinance No. 84, 1941, of said city; 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 sub-section (b) of Section 38 of General Ordinance No. 96, 1928, as amended, of the City of Indianapolis, Indiana, be and the same is hereby amended to read as follows:

- (b) The operator of a vehicle intending to turn to the left at an intersection or into a driveway shall approach the point of turning in that portion of the right half of the roadway nearest the center line thereof, and after entering the intersection the left turn shall be made so as to leave the intersection to the right of the center line of the roadway being entered. Upon streets laned for traffic and upon one-way streets, a left turn shall be made from the left lane of traffic: Provided, that the driver of a vehicle within an intersection intending to turn to the left shall yield the right-of-way to any vehicle approaching from the opposite direction which is within the intersection or so close thereto as to constitute an immediate hazard, but said driver, having so yielded and having given notice of his intention to make such left turn by extending his arm in a horizontal position as required by law, may make such left turn and the drivers of all other vehicles approaching the intersection from said opposite direction shall yield the right-of-way to the vehicle making the left turn.

Section 2. That sub-section (c) of Section 38 of General Ordinance No. 96, 1928, as amended, of the City of Indianapolis, Indiana, be and the same is hereby amended to read as follows:

- (c) The Board of Public Safety is hereby authorized to cause markers, buttons or signs to be placed within or adjacent to intersections and thereby require and direct that a different course from that specified in sub-section (b) of this section be traveled by vehicles turning at an intersection, and when mark-

ers, buttons or signs are so placed no driver of a vehicle shall turn a vehicle at an intersection other than as directed and required by such markers, buttons or signs.

Section 3. That sub-section (d) of Section 38 of General Ordinance No. 96, 1928, as amended, of the City of Indianapolis, Indiana, be and the same is hereby amended to read as follows:

- (d) The operator of a vehicle intending to turn at an intersection where traffic is controlled by signals or by a police officer, shall enter such intersection only upon the green "GO" signal or green directional arrow unless otherwise directed by a police officer.

Section 4. That sub-section (e) of Section 10 of General Ordinance No. 96, 1928 as amended, of the City of Indianapolis, Indiana, be and the same is hereby repealed.

Section 5. That Section 2 of General Ordinance No. 84, 1941, of the City of Indianapolis, Indiana, be and the same is hereby amended to read as follows:

Section 2. It shall be unlawful for the operator of any vehicle to park the same or suffer, permit or allow the same to be parked for a longer period than thirty (30) minutes at any time, on the south side of Jackson Place, North Drive, and on the north side of Jackson Place, South Drive, and that it shall be unlawful to park any vehicle on such places in any other manner than parallel with the curb of the sidewalk dividing said North and South Drives of Jackson Place, with such vehicles headed in the direction of traffic, and with the curb-side wheels of the vehicle within six inches of the curb.

Section 6. This ordinance shall be in full force and effect from and after its passage, approval by the Mayor, and publication according to law.

JOSEPH G. WOOD.

The motion was second by Mr. Ropkey and passed by the following roll call vote:

Ayes, 7, viz: Mr. Bach, Mr. Campbell, Dr. Hemphill, Mr. Ransom, Mr. Ropkey, Mr. Wood, President Deluse.

On motion of Mr. Wood, seconded by Mr. Ropkey, General Ordinance No. 13, 1942, as amended was ordered engrossed, read a third time and placed upon its passage.

General Ordinance No. 13, 1942, as amended was read a third time by the Clerk and passed by the following roll call vote:

Ayes, 7, viz: Mr. Bach, Mr. Campbell, Dr. Hemphill, Mr. Ransom, Mr. Ropkey, Mr. Wood, President Deluse.

Mr. Wood called for General Ordinance No. 14, 1942, for second reading. It was read a second time.

On motion of Mr. Wood, seconded by Mr. Campbell, General Ordinance No. 14, 1942, was ordered engrossed, read a third time and placed upon its passage.

General Ordinance No. 14, 1942, was read a third time by the Clerk and passed by the following roll call vote:

Ayes, 7, viz: Mr. Bach, Mr. Campbell, Dr. Hemphill, Mr. Ransom, Mr. Ropkey, Mr. Wood, President Deluse.

Mr. Wood called for General Ordinance No. 15, 1942, for second reading. It was read a second time.

On motion of Mr. Wood, seconded by Mr. Ransom, General Ordinance No. 15, 1942, was ordered engrossed, read a third time and placed upon its passage.

General Ordinance No. 15, 1942, was read a third time by the Clerk and passed by the following roll call vote:



Ayes, 7, viz: Mr. Bach, Mr. Campbell, Dr. Hemphill, Mr. Ransom, Mr. Ropkey, Mr. Wood, President Deluse.

General Ordinance No. 8, 1942, and General Ordinance No. 9, 1942, were held for further consideration by the committees to which they were referred.

MISCELLANEOUS BUSINESS

Mr. Wood presented the following written Resolution expressing sympathy to Councilman Ralph F. Moore in his recent bereavement:

RESOLUTION

Be it resolved by the Common Council of the City of Indianapolis that it extends to Councilman Ralph F. Moore its sincere sympathy over the recent death of his beloved Mother, and that the Clerk be directed to transmit a copy of this resolution to Mr. Moore.

JOSEPH G. WOOD,  
Member.

The motion was unanimously adopted by the Council. On motion of Mr. Wood, seconded by Mr. Ropkey, the Common Council adjourned at 10:10 p. m.



President.

Attest:



City Clerk.

(SEAL)