

REGULAR MEETING

Monday, May 1, 1944.

7:30 P. M.

The Common Council of the City of Indianapolis met in the Council Chambers at the City Hall, Monday, May 1, 1944, at 7:30 p. m., in regular session. President Schumacher in the chair.

The Clerk called the roll.

Present: Mr. Brown, Mr. Dauss, Mr. Jordan, Mr. Manly, Dr. Meriwether, Mr. Worley, President Schumacher.

Absent: Mr. Bowers, Mr. Kealing.

The reading of the Journal for the previous meeting was dispensed with on motion of Mr. Manly, and seconded by Mr. Dauss.

COMMUNICATIONS FROM THE MAYOR

April 18, 1944.

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

Gentlemen:

I have this date approved with my signature and delivered to the City Clerk, Mr. Frank J. Noll, Jr., the following ordinances:

GENERAL ORDINANCE No. 23, 1944

AN ORDINANCE regulating parking on certain parts of certain streets in the City of Indianapolis, Indiana, providing a penalty for violation thereof; and fixing a time when the same shall take effect.

GENERAL ORDINANCE No. 25, 1944

AN ORDINANCE authorizing certain departments to purchase, through the duly authorized Purchasing Agent, certain automobiles, to be paid for out of funds heretofore appropriated; and fixing a time when the same shall take effect.

GENERAL ORDINANCE No. 26, 1944

AN ORDINANCE establishing certain passenger and/or loading zones in the City of Indianapolis, pursuant to the provisions of Section 26 of General Ordinance No. 96, 1928, as amended by General Ordinance No. 31, 1931, as amended by General Ordinance No. 58, 1931; and fixing a time when the same shall take effect.

APPROPRIATION ORDINANCE No. 33, 1944

AN ORDINANCE transferring, re-appropriating and reallocating the sum of Nine Thousand Five Hundred Dollars (\$9,500.00) from a certain item under Fund No. 11, Police Department in the Department of Public Safety, to certain other funds in the same division and department, for the purpose of replenishing funds; and fixing a time when the same shall take effect.

APPROPRIATION ORDINANCE No. 34, 1944

AN ORDINANCE transferring, reappropriating, and reallocating the sum of One Thousand Dollars (\$1,000.00) from Fund No. 38,

General Supplies, Department of Public Parks of Indianapolis, to Fund No. 53, Refunds, Awards, and Indemnities under the same Department; and fixing a time when the same shall take effect.

APPROPRIATION ORDINANCE No. 35, 1944

AN ORDINANCE appropriating the sum of Two Hundred Twenty-Three Dollars and Sixteen Cents (\$223.16) from the anticipated, estimated and unappropriated 1944 balance of the General Fund of the Board of Health of the City of Indianapolis, Indiana, to certain funds in the Department of Public Health and Charities for the payment of 1943 bills; and fixing a time when the same shall take effect.

APPROPRIATION ORDINANCE No. 36, 1944

AN ORDINANCE transferring, reappropriating and reallocating the sum of Two Hundred Twenty-Five Dollars (\$225.00) Gas Tax money from a certain item under Fund No. 11, Traffic Engineer, Board of Public Works of the City of Indianapolis, Indiana, to Fund No. 72, Equipment, in the same division and Department, for the purchase of a counter, and fixing a time when the same shall take effect.

APPROPRIATION ORDINANCE No. 37, 1944

AN ORDINANCE appropriating the total sum of One Thousand Four Hundred Sixty-Five Dollars and Eighty-Five Cents (\$1,465.85) from the anticipated, estimated, and unappropriated 1944 balance of the General Fund of the City of Indianapolis and allocating the same to certain funds for the payment of 1943 bills; and fixing a time when the same shall take effect.

APPROPRIATION ORDINANCE No. 38, 1944

AN ORDINANCE appropriating the sum of One Thousand Seven Dollars and Fifty-Seven Cents (\$1,007.57) from the anticipated,

estimated and unappropriated 1944 balance of the General Fund of the City of Indianapolis to Fund No. 72, Equipment, Department of Public Purchase, for the purpose of purchasing one (1) Plymouth Deluxe Sedan automobile for use by the inspector of said Department; and fixing a time when the same shall take effect.

APPROPRIATION ORDINANCE No. 39, 1944

AN ORDINANCE appropriating, transferring, allocating, reappropriating, and reallocating the total sum of Twelve Thousand Ninety-Eight Dollars and Eight Cents (\$12,098.08) effective as of 8:00 a. m., May 11, 1944, to Fund No. 11, Fire Department, etc.

Respectfully,

ROBERT H. TYNDALL,
Mayor.

COMMUNICATIONS FROM CITY OFFICIALS

May 1, 1944.

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

Gentlemen:

In Re: Appropriation Ordinance No. 40, 1944

I beg leave to report that pursuant to the laws of the State of Indiana, I caused "Notice to Taxpayers of Public Hearing" to be inserted in the following newspapers, to-wit:

A. O. No. 40, 1944—Friday, April 21, 1944—The Indianapolis Times and The Indianapolis Star

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that taxpayers would have the right to be heard on the above ordinances at the regular meeting of the Common Council to be held May 1, 1944, and by posting copies of said notices in the City Hall, Court House, Police Station in the City of Indianapolis, which notices remained posted for more than 10 days prior to the date of hearing.

Sincerely,

FRANK J. NOLL, JR.,
City Clerk.

May 1, 1944.

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

Gentlemen:

In Re: General Ordinance No. 20, 1944

General Ordinance No. 22, 1944

I beg leave to report that pursuant to the laws of the State of Indiana, I caused publication to be inserted in the following newspapers:

G. O. No. 20, 1944—Wednesday, April 12, and April 19, 1944—
The Indianapolis Star and The Indianapolis Commercial

G. O. No. 22, 1944—Friday, April 14, and April 21, 1944—
The Marion County Mail and The Marion County Messenger

and that said ordinances are now in full force and effect as of the last date of publication.

Sincerely,

FRANK J. NOLL, JR.,
City Clerk

May 1, 1944.

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

Gentlemen:

Attached are copies of General Ordinance No. 30, 1944.

I sincerely recommend the passage of this ordinance.

Respectfully,

WM. A. BROWN,
Councilman.

May 1, 1944.

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

Gentlemen:

In Re: General Ordinance No. 31, 1944

Because of an error in the description of streets involved in General Ordinance No. 22, 1944, an ordinance prohibiting parking on certain parts of Massachusetts Avenue and other streets in the City of Indianapolis, I am introducing another ordinance.

I recommend the passage of this ordinance.

Respectfully,

CARSON C. JORDAN,
Councilman.

At this time those present were given an opportunity to be heard on Appropriation Ordinances Nos. 32 and 40,

1944, General Ordinances Nos. 21, 24, 27, 28 and 29, 1944, and Resolution No. 3, 1944.

Mr. Manly asked for recess. The motion was seconded by Mr. Jordan and the Council recessed at 7:35 p. m.

The Council reconvened at 7:45 p. m., with the same members present as before.

COMMITTEE REPORTS

Indianapolis, Ind., May 1, 1944.

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. 32, 1944, entitled:

AN ORDINANCE amending General Ordinance No. 62, 1943, as amended, beginning as of May 1, 1944, to provide and create a Restaurant Inspection Division under the 1944 budget classifications of the Department of Public Health and Charities; appropriating the total sum of Thirteen Thousand One Hundred Eighty-Eight Dollars and Thirty-Three Cents (\$13,188.33) from the anticipated, estimated and unappropriated 1944 balance of the General Fund of the Board of Health therefor, beginning as of May 1, 1944; and providing a time when this ordinance shall take effect;

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

R. C. DAUSS
LUCIAN B. MERIWETHER
ROSS MANLY

Indianapolis, Ind., May 1, 1944.

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 Appropriation Ordinance No. 40, 1944, entitled:

AN ORDINANCE appropriating the sum of Twenty-Five Hundred Dollars (\$2,500.00) from the anticipated, estimated and unappropriated 1944 balance of the General Fund of the Board of Health of the City of Indianapolis, Indiana, to Fund No. 53, Refunds, Awards and Indemnities, Administration, City Hospital, Board of Public Health and Charities; 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 held for further consideration.

LUCIAN B. MERIWETHER, Chairman
ROSS MANLY
OTTO H. WORLEY

Indianapolis, Ind., May 1, 1944.

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 General Ordinance No. 21, 1944, entitled:

AN ORDINANCE authorizing and directing the revision, codification, and publication of all existing ordinances of the City of Indianapolis, Indiana, and providing

for the employment of lawyers to prepare the same, and appropriating the sum of Six Thousand Three Hundred Dollars (\$6,800.00) to defray the expense thereof;

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

R. C. DAUSS
LUCIAN B. MERIWETHER,
ROSS MANLY

Indianapolis, Ind., May 1, 1944.

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. 24, 1944, entitled:

AN ORDINANCE amending Sections 1, 3, 7, 10, 13, 16, 18 and 20, and adding a new section to be known as Section 16a of General Ordinance No. 47, 1941, generally known as Milk Ordinance, and Section 3a of General Ordinance No. 47, 1941, as amended by General Ordinance No. 9, 1943, and repealing all previous ordinances or parts of ordinances in conflict therewith, and fixing a time when same shall take effect;

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

LUCIAN B. MERIWETHER, Chairman
ROSS MANLY
O. H. WORLEY
WM. A. BROWN

Indianapolis, Ind., May 1, 1944.

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. 27, 1944, entitled:

AN ORDINANCE ratifying, congrming and approving a
certain lease agreement made and entered into on the
21st day of March, 1944, by and between the City of
Indianapolis, acting by and through its Board of Pub-
lic Works and Sanitation, with the approval of its
Mayor, as Lessor, and American Airlines, Inc., etc.;

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

R. C. DAUSS

WM. A. BROWN

CARSON C. JORDAN

Indianapolis, Ind., May 1, 1944.

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

Gentlemen:

We, your Committee on Parks, to whom was referred General
Ordinance No. 28, 1944, entitled:

AN ORDINANCE ratifying, confirming and approving a
certain lease agreement made and entered into on the
21st day of March, 1944, by and between the City of

Indianapolis, acting by and through its Board of Public Works and Sanitation, with the approval of its Mayor, as Lessor, and Transcontinental Western Air, Inc., etc.;

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

ROSS MANLY, Chairman

R. C. DAUSS

LUCIAN B. MERIWETHER

O. H. WORLEY

WM. A. BROWN

Indianapolis, Ind., May 1, 1944.

**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. 29, 1944, entitled:

AN ORDINANCE ratifying, confirming and approving a certain lease agreement made and entered into on the 21st day of March, 1944, by and between the City of Indianapolis, acting by and through its Board of Public Works and Sanitation, with the approval of its Mayor, as Lessor, and Eastern Air Lines, Inc., etc.;

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

R. C. DAUSS, Chairman

O. H. WORLEY

CARSON C. JORDAN

Indianapolis, Ind., May 1, 1944.

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

Gentlemen:

We, your Committee on Law and Judiciary, to whom was referred Resolution No. 3, 1944, entitled:

A RESOLUTION recommending the construction of a swimming pool at Washington Park in the City of Indianapolis, Indiana, as one of the post-war planning projects;

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

OTTO H. WORLEY, Chairman

WM. A. BROWN

LUCIAN B. MERIWETHER

INTRODUCTION OF GENERAL ORDINANCES

By Councilman Brown:

GENERAL ORDINANCE No. 30, 1944

AN ORDINANCE prohibiting parking on a certain part of West Sixteenth Street in the City of Indianapolis, Indiana; providing a penalty for violation thereof; 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 it shall be unlawful for the operator of any vehicle to park the same or suffer, permit or allow the same to be parked at any time upon the following described part of West Sixteenth Street, in the City of Indianapolis, Indiana, to-wit:

- (a) On the north side of West Sixteenth Street between the Emrichsville Bridge and Gent Avenue.

Section 2. Any person violating any provision of this ordinance shall, upon conviction, be fined in any sum not exceeding Three Hundred Dollars (\$300.00), to which may be added imprisonment not exceeding One Hundred Eighty (180) days.

Section 3. This ordinance shall be in full force and effect upon its passage, approval by the Mayor, and publication according to law.

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

By Councilman Jordan:

GENERAL ORDINANCE No. 31, 1944

AN ORDINANCE prohibiting parking on certain parts of certain streets in the City of Indianapolis; repealing all ordinances in conflict therewith; providing a penalty for violation thereof; 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 it shall be unlawful for the operator of any vehicle to park the same, or suffer, permit or allow the same to be parked at any time upon certain parts of certain streets in the City of Indianapolis, Indiana, described as follows:

(a) On the north side of Massachusetts Avenue from the north curb line of Tenth Street to the Belt Railway Company crossing east of Sherman Drive.

(b) On the south side of Massachusetts Avenue from the north curb line of Tenth Street to the west curb line of Station Street; and from the east curb line of Sherman Drive to the Belt Railway Company crossing east of Sherman Drive.

(c) On the west side of Oriental Street from the south curb line of Washington Street to the curb line of Southeastern Avenue.

Section 2. All ordinances or parts of ordinances in conflict herewith are hereby repealed.

Section 3. Any person violating any provision of this ordinance shall, upon conviction, be fined in any sum not exceeding Three Hundred Dollars (\$300.00), to which may be added imprisonment not exceeding One Hundred Eighty (180) days.

Section 4. This ordinance shall be in full force and effect upon its passage, approval by the Mayor, and publication according to law.

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

On motion of Mr. Manly, seconded by Mr. Dauss, the Council adjourned at 7:45 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 1st day of May, 1944, at 7.30 p. m.

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

John A. Schumaker

President.

Attest:

Frank J. Holly

City Clerk.

(SEAL)