

SPECIAL MEETING

Monday, November 27, 19..
7:30 P. M.

The Common Council of the City of Indianapolis met in the Council Chambers at the City Hall, Monday, November 27, 1944, at 7:30 p. m., with President Schumacher in the chair, pursuant to the following call:

To the Members of the Common Council,
Indianapolis, Indiana.

Gentlemen:

You are hereby notified that there will be a SPECIAL MEETING of the COMMON COUNCIL held in the Council Chamber on Monday, November 27, 1944, at 7:30 p. m., the purpose of such SPECIAL MEETING being to receive communications from the Mayor and other city officials; receive committee reports; receive ordinances and resolutions for introduction; consider on second and third reading and final passage the following ordinances:

Appropriation Ordinances Nos. 83, 101 and 103, 1944;

General Ordinances Nos. 39, 73, 74, 75, 85, 86, 87, 88, 89, 90, 91, 1944.

Special Ordinance No. 2, 1944;

and all other matters pertaining thereto.

Respectfully,

JOHN A. SCHUMACHER,
President, Common Council.

I, Frank J. Noll, Jr., Clerk of the Common Council of the City of Indianapolis, Indiana, do hereby certify that I have served the above and foregoing notice to each and every member of the Common

Council prior to the time of such SPECIAL MEETING, pursuant to the rules.

In Witness Whereof, I have hereunto affixed my signature and caused the seal of the City of Indianapolis to be affixed.

FRANK J. NOLL, JR.,
City Clerk.

SEAL

Which was read.

President Schumacher called the meeting to order.

The Clerk called the roll.

Present: Br. Bowers, Mr. Brown, Mr. Dauss, Mr. Kealing, Mr. Manly, Dr. Meriwether, Mr. Worley, President Schumacher.

Absent: Mr. Jordan.

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

COMMUNICATIONS FROM THE MAYOR

November 22, 1944.

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, Mr. Frank J. Noll, Jr., the following ordinances:

GENERAL ORDINANCE No. 83, 1944

AN ORDINANCE to amend General Ordinance No. 114, 1922 (as amended), commonly known as the Zoning Ordinance; and fixing a time when the same shall take effect.

APPROPRIATION ORDINANCE No. 102, 1944

AN ORDINANCE appropriating the sum of Five Hundred Dollars (\$500.00) from the anticipated, estimated and unappropriated 1944 balance of the General Fund of the City of Indianapolis, Indiana, to Fund No. 24, Printing and Advertising, City Clerk; and fixing a time when the same shall take effect.

APPROPRIATION ORDINANCE No. 98, 1944

AN ORDINANCE transferring, reappropriating and reallocating the total sum of Nine Hundred Dollars (\$900.00) from certain funds under Street Commissioner in the Department of Public Works to Fund No. 25, Repairs, under the same division in the same Department; and fixing a time when the same shall take effect.

APPROPRIATION ORDINANCE No. 99, 1944

AN ORDINANCE transferring, reappropriating and reallocating the total sum of Fifty-Five Hundred Dollars (\$5,500.00) from certain funds under Isolation Hospital in the Department of Public Health and Charities of the City of Indianapolis to certain other items and funds in the same division and department; and fixing a time when the same shall take effect.

APPROPRIATION ORDINANCE No. 100, 1944

AN ORDINANCE appropriating the total sum of Two Thousand One Hundred Twenty-Five Dollars (\$2,125.00) from the anticipated, estimated and unappropriated 1944 balance of the General Fund of the City of Indianapolis to certain funds under Municipal Dog Pound, in the Department of Public Safety of Indianapolis, Indiana; and fixing a time when the same shall take effect.

Respectfully,

ROBERT H. TYNDALL,
Mayor.

COMMUNICATIONS FROM CITY OFFICIALS

November 27, 1944.

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

Gentlemen:

In re: Appropriation Ordinance No. 103, 1944

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

A. O. No. 103, 1944—Friday, November 17, 1944—The Indianapolis Times and The Indianapolis Commercial;

that taxpayers would have the right to be heard on the above ordinance at the meeting of the Common Council to be held November 27, 1944, and by posting copies of said notices in the City Hall, Court House and Police Station in the City of Indianapolis, which notices remained posted for ten days or more prior to date of hearing.

Sincerely,

FRANK J. NOLL, JR.,
City Clerk.

November 27, 1944.

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

Gentlemen:

Submitted herewith are 18 copies of Resolution No. 4, 1944.

Sincerely,

HERMAN E. BOWERS
OTTO H. WORLEY
ROSS MANLY
R. C. DAUSS
WM. A. BROWN
EDWARD R. KEALING
LUCIAN B. MERIWETHER
Councilmen.

At this time those present were given an opportunity to be heard on Appropriation Ordinances Nos. 83, 101, 103, 1944, General Ordinances Nos. 39, 73, 74, 75, 85, 86, 87, 88, 89, 90, 91, 1944, and Special Ordinance No. 2, 1944.

Mr. Bowers asked for a recess. The motion was seconded by Mr. Kealing. The Council recessed at 7:50 p. m.

The Council reconvened at 8:45 p. m., with the same members present as before.

COMMITTEE REPORTS

Indianapolis, Ind., November 27, 1944.

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

Gentlemen:

We, your Committee on Law and Judiciary, to whom was referred Appropriation Ordinance No. 83, 1944, entitled:

AN ORDINANCE appropriating the sum of Fifteen Thousand Dollars (\$15,000.00) from the anticipated, estimated and unappropriated 1944 balance of the General Fund of the City of Indianapolis, to Fund No. 26, Other Contractual, Administration, Department of Public Sanitation of said City for preliminary funds to be used in Sewer Survey advocated by the Post War Planning Committee; 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.

OTTO H. WORLEY, Chairman
WM. A. BROWN
HERMAN E. BOWERS
EDWARD R. KEALING
LUCIAN B. MERIWETHER

Indianapolis, Ind., November 27, 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. 101, 1944, entitled:

AN ORDINANCE appropriating the sum of \$21,000.00
from Board of Health General Fund to Fund No. 26,
Other Contractual, Administration, Department of
Public Health and Charities of the City of Indianap-
olis, Indiana, for the purpose of providing necessary
funds, to be used in conjunction with Federal Funds
then supplied, to erect and equip a medical center in
connection with Flanner House in the City of Indi-
anapolis;

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

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

Indianapolis, Ind., November 27, 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 Appro-
priation Ordinance No. 103, 1944, entitled:

AN ORDINANCE appropriating the sum of \$2,900.00 to Fund 26, Other Contractual, Office of the Mayor, for the purpose of paying Fred Telford for services rendered to and ending November 30, 1944;

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

HERMAN E. BOWERS, Chairman
EDWARD R. KEALING
R. C. DAUSS
LUCIAN B. MERIWETHER

Indianapolis, Ind., November 27, 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. 87, 1944, entitled:

AN ORDINANCE authorizing the City of Indianapolis to make a temporary loan in the sum of \$70,000.00 for the use of the Board of Trustees of the Firemen's Pension Fund of said City;

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

HERMAN E. BOWERS, Chairman
EDWARD R. KEALING
R. C. DAUSS
LUCIAN B. MERIWETHER
ROSS MANLY

Indianapolis, Ind., November 27, 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. 88, 1944, entitled:

AN ORDINANCE authorizing the City Controller of the
City of Indianapolis to make a temporary loan in the
sum of \$750,000.00;

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

HERMAN E. BOWERS, Chairman
EDWARD R. KEALING
R. C. DAUSS
LUCIAN B. MERIWETHER
ROSS MANLY

Indianapolis, Ind., November 27, 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. 89, 1944, entitled:

AN ORDINANCE authorizing the City of Indianapolis to
make a temporary loan in the year 1945 for the use
of the Department of Public Health and Charities as

follows: \$125,000.00 for Department of Health General Fund; \$25,000.00 for the School Health Fund; \$20,000.00 for the Tuberculosis Fund;

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

EDWARD R. KEALING, Chairman
HERMAN E. BOWERS
R. C. DAUSS
WM. A. BROWN

Indianapolis, Ind., November 27, 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. 90, 1944, entitled:

AN ORDINANCE amending Section 44 of General Ordinance No. 96, 1928, as amended, to certain parts of East 19th Street preferential;

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

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

Indianapolis, Ind., November 27, 1944.

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

Gentlemen:

We, your Committee on Election, to whom was referred General Ordinance No. 91, 1944, entitled:

AN ORDINANCE providing for the issuance without charge, excepting for postage, of certified copies of birth certificates to be used in connection with the filing for Veterans's benefits by Veterans.

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

WM. A. BROWN, Chairman
R. C. DAUSS
HERMAN E. BOWERS
ROSS MANLY

Indianapolis, Ind., November 27, 1944.

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

Gentlemen:

We, your Committee on Law and Judiciary, to whom was referred Special Ordinance No. 2, 1944, entitled:

AN ORDINANCE approving, ratifying and confirming the sales of certain tracts of real estate heretofore authorized and directed to be sold;

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

OTTO H. WORLEY, Chairman
WM. A. BROWN
HERMAN E. BOWERS
EDWARD R. KEALING
LUCIAN B. MERIWETHER

INTRODUCTION OF RESOLUTIONS

By Councilman Schumacher, Kealing, Dauss, Brown, Meriwether, Manly, Worley and Bowers.

RESOLUTION No. 4, 1944

Whereas, Because of inquiry from the legal profession, and requests from the judiciary of this city and county, it is the opinion of the Common Council that there is urgent need for a revision and codification of the City Ordinances, and that in fact such need is manifest almost daily; and

Whereas, It has been the intention of this Council, in connection with such revision and codification, to seek information from various cities and from other sources relative to ordinances which may be desirable for Indianapolis, particularly such ordinances as would increase the revenue of the city; and to the extent that the same may be necessary, to seek additional legislative authority for such purpose; and

Whereas, Only a few weeks remain before the legislature convenes, immediate consideration should be given by the Council to such matter of new legislative authority; and

Whereas, Whatever may be finally prepared, to be of any force or effect, must be the official product of the Common Council, acting in its legislative capacity, and that anything done by others in connection therewith could be only so much information and advice; and

Whereas, The Mayor, some months ago, after vetoing an ordinance passed by the Council, appropriating funds for preparing the needed revision and codification of city ordinances, publicly stated that such revision and codification could and would be undertaken and pushed to an early conclusion by the city legal department; Now, Therefore,

Be It Resolved, by the Common Council of the City of Indianapolis, that for the purpose of enabling the Council to promptly proceed with consideration of the matters aforesaid, the Mayor be and is hereby requested to submit to the Common Council forthwith, a statement of work actually done up to this time in revising and codi-

fyng the City Ordinances, and of the present status of the work, and of the date when the completed revision and codification of the City Ordinances will be submitted to the Common Council for its information and consideration.

Which was read for the first time and referred to the Committee of the Whole.

ORDINANCES ON SECOND READING

Mr. Bowers called for Appropriation Ordinance No. 103, 1944, for second reading. It was read a second time.

On motion of Mr. Bowers, seconded by Mr. Dauss, Appropriation Ordinance No. 103, 1944, was ordered engrossed, read a third time, and placed upon its passage.

Appropriation Ordinance No. 103, 1944, was read a third time by the Clerk and passed by the following roll call vote

Ayes, 5, viz: Mr. Bowers, Mr. Dauss, Mr. Kealing, Dr. Meriwether, President Schumacher.

Noes, 3, viz: Mr. Brown, Mr. Manly, Mr. Worley.

Mr. Bowers called for General Ordinance No. 87, 1944, for second reading. It was read a second time.

On motion of Mr. Bowers, seconded by Mr. Manly, General Ordinance No. 87, 1944, was ordered engrossed, read a third time, and placed upon its passage.

General Ordinance No. 87, 1944, was read a third time by the Clerk and passed by the following roll call vote:

Ayes, 8, viz: Mr. Bowers, Mr. Brown, Mr. Dauss, Mr. Kealing, Mr. Manly, Dr. Meriwether, Mr. Worley, President Schumacher.

Mr. Bowers called for General Ordinance No. 88, 1944, for second reading. It was read a second time.

On motion of Mr. Bowers, seconded by Mr. Dauss, General Ordinance No. 88, 1944, was ordered engrossed, read a third time, and placed upon its passage.

General Ordinance No. 88, 1944, was read a third time by the Clerk and passed by the following roll call vote:

Ayes, 8, viz: Mr. Bowers, Mr. Brown, Mr. Dauss, Mr. Kealing, Mr. Manly, Dr. Meriwether, Mr. Worley, President Schumacher.

Mr. Kealing called for General Ordinance No. 89, 1944, for second reading. It was read a second time.

On motion of Mr. Kealing, seconded by Mr. Bowers, General Ordinance No. 89, 1944, was ordered engrossed, read a third time, and placed upon its passage.

General Ordinance No. 89, 1944, was read a third time by the Clerk and passed by the following roll call vote:

Ayes, 8, viz: Mr. Bowers, Mr. Brown, Mr. Dauss, Mr. Kealing, Mr. Manly, Dr. Meriwether, Mr. Worley, President Schumacher.

Dr. Meriwether called for General Ordinance No. 90, 1944, for second reading. It was read a second time.

On motion of Dr. Meriwether, seconded by Mr. Manly, General Ordinance No. 90, 1944, was ordered engrossed, read a third time, and placed upon its passage.

General Ordinance No. 90, 1944, was read a third time by the Clerk and passed by the following roll call vote:

Ayes, 8, viz: Mr. Bowers, Mr. Brown, Mr. Dauss, Mr. Kealing, Mr. Manly, Dr. Meriwether, Mr. Worley, President Schumacher.

Mr. Brown called for General Ordinance No. 91, 1944, for second reading. It was read a second time.

On motion of Mr. Brown, seconded by Mr. Bowers, General Ordinance No. 91, 1944, was ordered engrossed, read a third time, and placed upon its passage.

General Ordinance No. 91, 1944, was read a third time by the Clerk and passed by the following roll call vote:

Ayes, 8, viz: Mr. Bowers, Mr. Brown, Mr. Dauss, Mr. Kealing, Mr. Manly, Dr. Meriwether, Mr. Worley, President Schumacher.

Mr. Worley called for Special Ordinance No. 2, 1944, for second reading. It was read a second time.

On motion of Mr. Worley, seconded by Mr. Manly, Special Ordinance No. 2, 1944, was ordered engrossed, read a third time, and placed upon its passage.

Special Ordinance No. 2, 1944, was read a third time by the Clerk and passed by the following roll call vote:

Ayes, 8, viz: Mr. Bowers, Mr. Brown, Mr. Dauss, Mr. Kealing, Mr. Manly, Dr. Meriwether, Mr. Worley, President Schumacher.

On motion of Mr. Manly, seconded by Mr. Dauss, the Common Council adjourned at 9:00 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 27th day of November, 1944, 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.

Attest:



President.



City Clerk.

(SEAL)