

REGULAR MEETING

Monday, January 7, 1946
7:30 P. M.

The Common Council of the City of Indianapolis met in the Council Chambers at the City Hall, Monday, January 7, 1946, at 7:30 P. M., in regular session. President Schumacher in the chair.

The Clerk called the roll.

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

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

COMMUNICATIONS FROM THE MAYOR

January 3, 1946

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 Ordinance:

GENERAL ORDINANCE NO. 1, 1946

AN ORDINANCE providing for the appointment by the Mayor of a representative, for and on behalf of the City of Indianapolis, to negotiate with the proper Federal agency or agencies, now

existing or hereafter created, and to do all things necessary, for the purpose of securing any facilities now or hereafter provided for the housing of Veterans by the Federal Government, by and through any of its agencies, and providing a time when the same shall take effect.

Respectfully,

ROBERT H. TYNDALL,
Mayor.

COMMUNICATIONS FROM CITY OFFICIALS

January 7, 1946

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

Gentlemen:

Attached are copies of Appropriation Ordinance No. 1, 1946, appropriating the sum of \$10,446.76 from the anticipated, estimated, unappropriated 1946 balance of the Park General Fund to the Park Department for new positions.

I respectfully recommend passage of this ordinance.

Yours very truly,

ROY E. HICKMAN,
City Controller

January 5, 1946

Honorable President and Members
Common Council of the
City of Indianapolis

Gentlemen:

Attached hereto are twenty copies of General Ordinance No. 2.

1946, an amendment to G. O. No. 114, 1922, commonly known as the Zoning Ordinance.

Respectfully submitted,

NOBLE P. HOLLISTER,
Director-Secretary,
CITY PLAN COMMISSION

December 19, 1945

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

Gentlemen:

Attached hereto are copies of General Ordinance No. 3, 1945, authorizing the Board of Works & Sanitation, thru its duly appointed purchasing agent, to contract for the following equipment. Req. No. 10841 - 1 Truck Chassis, on which there is to be mounted a Flusher Tank Assembly.

To: International Harvester Co. @ \$4,806.45 net
Req. No. 10839 - 1 Street Flusher Tank Assembly, pump & motor, Suburban No. 6, capacity 1500 gals., to be mounted on a truck chassis furnished by the City of Indianapolis, to be equipped with Tree Spraying and Sewer Cleaning attachments. Painted the city colors.

To: George Little, 3445 N. Capitol Ave., representing the Municipal Supply Co., Manufacturers, South Bend, Indiana @ \$2,752.50 net

Yours very truly,

EDWARD G. HERETH,
Purchasing Agent.

January 7, 1946

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

Gentlemen:

Submitted herewith is General Ordinance No. 4, 1946 amending Section 2, of the General Ordinance No. 5, 1943, being "An Ordinance amending Sections 77 and 78 of General Ordinance 121, 1925, being 'An Ordinance Concerning the Government of the City of Indianapolis, providing penalties for its violation, with stated exceptions, repealing all former ordinances, as amended by General Ordinance No. 46, 1930, and providing for the employment of a Veterinary, the establishment of a place of sale for the sale and gift of certain dogs, the empowering of the Dog Pound Keeper to accept gifts and donations for and on behalf of the Dog Pound, and the creation of an "Emergency Dog Pound Fund" for the purpose of defraying expenses of maintaining the Dog Pound, place of sale and Veterinary expenses, and fixing a time when the same shall take effect.

We respectfully recommend the passage of this ordinance.

Respectfully submitted,

BOARD OF PUBLIC SAFETY
WM. H. REMY, President.

January 7, 1946

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

Gentlemen:

Submitted herewith is General Ordinance No. 5, 1946 establishing a certain passenger and/or loading zone in the City of Indianapolis, to-wit:

"Beginning at a point 55 feet east of the east curb line of N. New Jersey Street and extending east 25 feet on the south side of East Market Street."

"Beginning at a point 53 feet north of the north curb line

of Jackson Place and extending north 25 feet on the west side of McCrea Street.”

We respectfully recommend the passage of this ordinance.

Respectfully submitted,

BOARD OF PUBLIC SAFETY,
WM. H. REMY, President.

January 7, 1946

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

Gentlemen:

Submitted herewith is General Ordinance No. 6, 1946 prohibiting parking between certain designated hours of every day of the week excepting Sunday and holidays on certain parts of certain designated streets in the City of Indianapolis, to-wit:

- (a) On Meridian Street, between Washington Street and the Circle.
- (b) On Meridian Street, between Ohio Street and the Circle.
- (c) On the west side of Meridian Street between Ohio Street and Miami Street.

We respectfully recommend the passage of this ordinance.

Respectfully submitted,

BOARD OF PUBLIC SAFETY,
WM. H. REMY, President.

January 7, 1946

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

Gentlemen:

Attached please find copies of General Ordinance No. 7, 1946,

approving the proposal for the installation of 1440, more or less, parking meters in the downtown area of the City of Indianapolis, as submitted by the MacNick Company and Magee-Hale Park-O-Meter Company, of Oklahoma City, Oklahoma.

The Board of Public Works and Sanitations respectfully recommends the passage of this ordinance, and requests that the same be passed.

Respectfully submitted,

BOARD OF PUBLIC WORKS AND SANITATION,
OTTO T. FERGER, Executive Secretary.

January 7, 1946

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

On behalf of the Board of Park Commissioners, I, as Director, am submitting herewith twenty copies of Special Ordinance No. 1, 1946, authorizing the sale of certain lighting equipment no longer needed by said Board.

I recommend passage of the aforementioned ordinance.

Respectfully submitted,

BOARD OF PARK COMMISSIONERS
PAUL V. BROWN, Director.

SPECIAL COMMUNICATION

At this time the Clerk submitted to the Council for its consideration a written petition of Will Johnson, filed by his attorney, Frank R. Beckwith, December 20, 1945, petitioning the Council to investigate alleged irregularities in the issuance of taxicab licenses, said petition being as follows, to-wit:

(H. I.)

The original of said petition now remains on file and on record in the office of the City Clerk, copies of which were furnished to each member of the Council.

At this time those present were given an opportunity to be heard on Appropriation Ordinance No. 88, 1945, General Ordinances No. 98, 101, 102, 1945, and Resolution No. 1, 1946.

Mr. Bowers asked for recess. The motion was seconded by Mr. Worley, and the Council recessed at 8:00 P. M.

The Council reconvened at 8:30 P. M., with the same members present as before.

COMMITTEE REPORTS

January 7, 1946

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. 88, 1945, entitled

AN ORDINANCE amending the 1946 Budget to create positions and fix salaries for the Missouri Street Public Health Center,

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
OTTO H. WORLEY
WM. A. BROWN

January 7, 1946

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. 98, 1945, entitled

AN ORDINANCE approving the removal of Pennsylvania Railroad warning signals,

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

A. ROSS MANLY, Chairman
R. C. DAUSS
LUCIAN B. MERIWETHER
OTTO H. WORLEY
WILLIAM A. BROWN

January 7, 1946

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

Gentlemen:

We, your Committee on Law & Judiciary, to whom was referred General Ordinance No. 101, 1945, entitled

AN ORDINANCE amending Zoning Ordinance (38th & Illinois),

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

January 7, 1946

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. 102, 1945, entitled

AN ORDINANCE authorizing an additional 50 taxicab licenses, beg leave to report that we have had said ordinance under consideration, and recommend that the same be held for further consideration.

R. C. DAUSS, Chairman
EDWARD R. KEALING
HERMAN E. BOWERS
OTTO H. WORLEY
MAX WHITE

January 7, 1946

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 Resolution No. 1, 1946, entitled

A RESOLUTION concerning rates and fares of the Indianapolis Railways, Inc.

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

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

INTRODUCTION OF APPROPRIATION ORDINANCES

By the City Controller:

APPROPRIATION ORDINANCE NO. 1, 1946

AN ORDINANCE amending the 1946 Budget so as to provide for certain additional items under certain divisions of the Department of Public Parks; Appropriating the total sum of Ten

Thousand, Four Hundred Sixty-Six Dollars and Seventy-Six Cents (\$10,466.76) from the estimated, anticipated and unappropriated 1946 balance of the Park General Fund of the City of Indianapolis to provide therefor; 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 following Divisions in the 1946 Budget for the Department of Public Parks of the City of Indianapolis be and the same are hereby amended so as to include the respective items hereinafter specified, at the respective salaries indicated; and the total sum of Ten Thousand, Four Hundred, Sixty-Six Dollars and Seventy-Six Cents (\$10,466.76), required to effect such change, is hereby appropriated from the estimated, anticipated and unappropriated 1946 balance of the Park General Fund of the City of Indianapolis, and allocated to and amongst said items, in the respective amounts herein indicated, to-wit:

Fund No. 11, Salaries & Wages, Regular		
Division of Planning & Construction		
1 Landscape Architect (to be increased from half-time to full time)	@ \$3060	\$1530.00
Division of Recreation		
1 Community Center Assistant Supervisor @ \$1800 (for Lockfield Gardens (making total of 11)		\$1800.00
1 Night Playground Supervisor (Broad Ripple) 2½ mos. @ \$110 per mo. (making 11)		\$ 275.00
Division of Maintenance-Area Assignment		
1 Park Superintendent 2 (Broad Ripple) (making 8)		\$2460.00
1 Playfield Custodian (Marrott Park) (making 9) 6 mos. @ \$160 per mo.		\$ 960.00
1 Park Maintenance Man (Broad Ripple) (making 16) @ \$140 mo.		\$1680.00
		<hr/>
TOTAL FUND NO. 11		\$8705.00
Fund No. 12, Salaries & Wages, Temporary		
Division of Maintenance-Area Assignment		
2 Park Maintenance Men, 26 wks. @ 77 cents per hr. (for Broad Ripple) (making 32)		\$1761.76
		<hr/>
TOTAL FUND NO. 12		\$1761.76
TOTAL ADDITIONAL APPROPRIATION		\$10466.76

Section 2. This Ordinance shall be in full force and effect when its passage, approval by the Mayor, and compliance with all law pertaining thereto.

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

INTRODUCTION OF GENERAL ORDINANCES

By the City Plan Commission:

GENERAL ORDINANCE NO. 2, 1946

AN ORDINANCE to amend General Ordinance No. 114, 1922 (as amended), 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 U1 or Dwelling House District, the A1 or 7500 square feet Area District and the H1 or 50 feet Height District be and the same is hereby amended, supplemented and extended so as to include the following described territory:

Parcel 1. Beginning at the intersection of the east right-of-way line of the Chicago, Indianapolis and Louisville Railroad Company and the north property line of East 56th Street; thence north on and along the east right-of-way line of said railroad company to its intersection with the south property line of Kessler Boulevard; thence east on and along the south property line of Kessler Boulevard, a distance of three hundred sixty-six and seventy-one hundredths (366.71) feet more or less to the west line of the Oakridge subdivision as recorded in plat book 26, page 100, in the office of the Recorder of Marion County, Indiana; thence south on and along the west line of said Oakridge subdivision and the corporation line of the City of Indianapolis a distance of six hundred ten (610) feet more or less to the south line of said Oakridge sub-division; thence east on and along the south line of said Oakridge sub-division and the corporation line of the City of Indianapolis a distance of six hundred sixty (660) feet

more or less to a west line of the Maple Lawn sub-division as recorded in plat book 20, page 9, in the office of said Recorder of Marion County, Indiana; thence south on and along a west line of said Maple Lawn subdivision and the corporation line of the City of Indianapolis, a distance of one thousand eighty-eight and seventy-five one-hundredths (1088.75) feet more or less to the northeast corner of Lot 311 in said Maple Lawn subdivision; thence west on and along the north line of Lot 311 in said Maple Lawn subdivision and the corporation line of the City of Indianapolis a distance of one hundred twenty-nine and twenty-one one-hundredths (129.21) feet more or less to a west line of said Maple Lawn subdivision; thence south on and along a west line of said Maple Lawn subdivision and the corporation line of the City of Indianapolis a distance of nine hundred nine and eighty-one one hundredths (909.81) feet more or less to the north property line of East 56th Street; thence west on and along the north property line of East 56th Street to the point of beginning.

Parcel 2. Beginning at the intersection of the east property line of Keystone Avenue and the north property line of Kessler Boulevard; thence north on and along the east property line of Keystone Avenue and the Corporation line of the City of Indianapolis a distance of five hundred and thirty (530) feet; thence east on and along the corporation line of the City of Indianapolis a distance of four hundred and twenty (420) feet; thence south on and along the corporation line of the City of Indianapolis a distance of five hundred and thirty (530) feet to the north property line of Kessler Boulevard; thence west on and along the north property line of Kessler Boulevard to the point of beginning.

Parcel 3. Beginning at a point on the center line of Graham Avenue, said point being one thousand three hundred thirty-five and eighty-four one-hundredths (1335.84) feet south of the center line of East 16th Street and on the corporation line of the City of Indianapolis; thence east on and along the corporation line of the City of Indianapolis a distance of three hundred thirty-two (332) feet; thence north on and along the corporation line of the City of Indianapolis and parallel to the center line of Graham Avenue a distance of six hundred fifty-five and five-tenths (655.5) feet; thence

west on and along the corporation line of the City of Indianapolis a distance of three hundred thirty-two (332) feet to the center line of Graham Avenue; thence south on and along the center line of Graham Avenue to the point 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 for the first time and referred to the Committee on Law & Judiciary.

By the Purchasing Agent:

GENERAL ORDINANCE NO. 3, 1946

AN ORDINANCE authorizing the Board of Public Works and Sanitation, through its duly authorized purchasing agent, to purchase certain equipment to be used by the Street Commissioner and paid out of funds heretofore appropriated; 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 Board of Public Works and Sanitation of the City of Indianapolis, through its duly authorized purchasing agent, be and the same is hereby authorized and empowered to purchase the following equipment to be used by the Street Commissioner, such equipment to be purchased from the lowest and best bidder, or bidders, whose bids have heretofore been received and opened in public by said Board after advertisement therefor, and the total cost of such equipment shall not exceed the sums of money hereinafter set out, to be paid out of funds heretofore appropriated for the use of said Board; to-wit:

Req. No. 10841 - 1 Truck Chassis, on which there is to be mounted a Flusher Tank Assembly.

To International Harvester @ \$4,806.45 net

Req. No. 10839 - 1 Street Flusher Tank Assembly, pump & Motor, Surburban No. 6, capacity

1500 gals., to be mounted on a truck chassis furnished by the City of Indianapolis, to be equipped with Tree Spraying and Sewer Cleaning attachments. Painted the city colors.

To: George Little, 3445 N. Capitol Ave., representing the Municipal Supply Co., Manufacturers, South Bend, Indiana @ \$2,752.50 net

Section 2. This Ordinance shall be in full force and effect when its passage and approval by the Mayor.

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

By the Board of Public Safety:

GENERAL ORDINANCE NO. 4, 1945

AN ORDINANCE amending Section 2, of the General Ordinance No. 5, 1943, being "An Ordinance amending Sections 77 and 78 of General Ordinance 121, 1925, being 'An Ordinance Concerning the government of the City of Indianapolis, providing penalties for its violation, with stated exceptions, repealing all former ordinances,' as amended by General Ordinance No. 46, 1930, and providing for the employment of a Veterinary, the establishment of a place of sale for the sale and gift of certain dogs, the empowering of the Dog Pound Keeper to accept gifts and donations for and on behalf of the Dog Pound, and the creation of an 'Emergency Dog Pound Fund' for the purpose of defraying expenses of maintaining the Dog Pound, place of sale and Veterinary expenses, 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 Section 78 of General Ordinance 121, 1925, being "An Ordinance concerning the government of the City of Indianapolis, providing penalties for its violation, with stated exceptions, repealing all former Ordinances," as amended by Section 2, of General Ordinance No. 46, 1930, as amended by General Ordinance No. 5, 1943, be amended to read as follows:

Section 78. That gifts, donations and benevolences to the Dog Pound may be accepted by the Pound Keeper for and on behalf of the Dog Pound and all monies received under the provisions of this ordinance, whether by donation, sale or otherwise, shall be paid to the City controller on the first day of the week succeeding the one which such monies were received. Provided, however that all purchase monies received for dogs sold to residents or non-residents of said City, exclusive of the license fee, and all gifts and donations of monies which constitute a special fund to be known as the "Emergency Dog Pound Fund," are to be used by the Board of Safety in defraying the maintenance expenses of said Dog Pound, including said Veterinary and place of sale expense. The City Controller shall weekly make due settlement for all monies received under the provisions of this ordinance with the City Treasurer.

Section 2. This Ordinance shall be in full force and effect from and after its passage, approval by the Mayor and publication as by law required.

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

By the Board of Public Safety:

GENERAL ORDINANCE NO. 5, 1946

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; 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, for the purpose of providing the owners and occupants of certain premises fronting on certain public streets of the City of Indianapolis with ingress and egress for passengers, materials and merchandise coming to or going from such premises, such owners or occupants having complied with all provisions of ordinances relating thereto, and the Board of Public Safety having caused investigation to be made thereof and having recommended the establishment of same, the following passenger and/or loading zones

be and the same are hereby established in the City of Indianapolis, to-wit:

"Beginning at a point 55 feet east of the east curb line of N. New Jersey Street and extending east 25 feet on the south side of East Market Street."

"Beginning at a point 53 feet north of the north curb line of Jackson Place and extending north 25 feet on the west side of McCrea Street."

Section 2. This Ordinance shall be in full force and effect when its passage and approval by the Mayor.

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

By the Board of Public Safety:

GENERAL ORDINANCE NO. 6, 1946

AN ORDINANCE prohibiting parking between certain designated hours of every day of the week excepting Sunday and holidays on certain parts of certain designated streets in the City of Indianapolis; 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. It shall be unlawful for the operator of any vehicle to park the same or suffer, permit or allow the same to be parked between the hours of 4:30 p. m. and 6:00 p. m. of every day of the week excepting Sunday and legal holidays on the following designated parts of certain streets in the City of Indianapolis, to-wit:

- (a) On Meridian Street, between Washington Street and the Circle.
- (b) On Meridian Street, between Ohio Street and the Circle.
- (c) On the west side of Meridian Street between Ohio Street and Miami Street.

Section 2. Any person violating any provision of this Ordinance shall upon conviction, be fined in any sum not exceeding three

hundred (\$300.00) dollars, 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 for the first time and referred to the Committee on City Welfare.

By the Board of Public Works and Sanitation:

GENERAL ORDINANCE NO. 7, 1946

AN ORDINANCE approving the proposal for furnishing and installing 1440 more or less parking meter devices from the Macnick Company and MaGee-Hale Park-O-Meter Company of Oklahoma City, Oklahoma—the payment for which is to be made from the anticipated gross receipts, by regular installments of monthly amounts not to exceed (75%) seventy-five per cent of the gross receipts collected from such devices for the previous month; authorizing the City Controller to set aside, in a special fund, seventy-five (75%) per cent of all such receipts, and from which at such regularly monthly intervals, the City Controller shall make such monthly installment payments to the aforementioned companies until the full purchase price and cost of installation is paid in full; earmarking and setting aside the monthly installments aforesaid, from the estimated and anticipated receipts from said devices, for the purpose of making such installment payments; and fixing a time when the same shall take effect.

WHEREAS, the Board of Public Works and Sanitation, after legal advertisement therefor, has received, opened in public, and duly accepted the bid of Fifty-Nine Dollars and Fifty Cents (\$59.50) per meter, including cost of installation and a coin register and the proposal as submitted by the Macnick Company and McGee-Hale Park-O-Meter Company to furnish and install 1440 parking meter devices, more or less, in the City of Indianapolis, Indiana, the entire cost of which, including installation to be for in regular monthly installments from gross receipts as and when realized and collected from the use and operation of such devices, so installed, on a basis of not to exceed seventy-five (75%) per cent of the preceding month's total gross receipts

for any single installment (25% to be retained for and used by the City for its own purpose)—all pursuant to said Board of Public Works and Sanitation's Miscellaneous Resolution No. 490, Confirmatory Resolution No. 492 as amended and Miscellaneous Resolution No. 495, and in accordance with the plans and specifications heretofore adopted by said Board,

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

Section 1. That the Acts of the Board of Public Works and Sanitation with respect to the acceptance of the bid and proposal for furnishing and installing 1440 more or less parking meter devices by Macnick Company and McGee-Hale Park-O-Meter Company, at Fifty-Nine Dollars and Fifty Cents (\$59.50) per meter, including a coin register—the cost of which is to be paid for in regular monthly installments from the total gross receipts, as and when realized and collected from the use and operation of such devices, after said devices are so furnished and installed by said companies, on a basis of not to exceed seventy-five (75%) per cent of the preceding month's total gross receipts so collected from such devices (25% to be retained and used by the City for its own purpose) until the entire purchase price and cost of installation is paid, or up to the time this acceptance is cancelled by said Board of Public Works and Sanitation, be and the same is hereby approved and the Board of Public Works and Sanitation is hereby authorized and empowered to award and enter into a written contract therefor on such basis with said Macnick Company and McGee-Hale Park-O-Meter Company, in accordance with the terms and conditions of the aforementioned resolutions, specifications, bids and proposals, for and on behalf of the City of Indianapolis: Provided, however, that the Board of Public Works and Sanitation may, at any time within ninety (90) days after said devices are completely installed, take the necessary steps as required by law, elect to pay cash for the purchase price and cost of the installation of said devices so installed, or any unpaid balance due thereon.

Section 2. That, for the purpose of expediting the terms of such purpose, as described in the preceding Section hereof, seventy-five (75%) per cent of all receipts realized and collected from the use and operation of said devices shall be paid into a Special "Parking Meter Fund,"—from which Special Fund the City Controller shall, at regular monthly intervals, pay to the Macnick

Company and the MaGee-Hale Park-O-Meter Company installments on the entire purchase price and cost of installation, in amounts equal to seventy-five (75%) per cent of the preceding month's total receipts collected from the use and operation of said devices so installed, until the entire cost of installation and purchase price is paid in full; and for the purpose of enabling the said City Controller to make such installment payments and pay for the entire cost of said parking devices in such fashion, there is hereby set aside seventy-five (75%) per cent of all estimated and anticipated receipts, realized and collected from the use of said parking meters, to be to the aforementioned companies by the City Controller from monthly gross receipts on the basis heretofore provided by this and the preceding sections until the full purchase price and cost of installation is paid in full, or until said contract is cancelled by said City, it being however the intention of this Common Council that this setting aside shall attach only to seventy-five (75%) per cent of the gross monthly receipts so collected, and that twenty-five (25%) per cent of such monthly receipts so collected shall not be affected hereby but shall be for the use and purpose of the City of Indianapolis, as provided by law.

Section 3. This Ordinance shall be in full force and effect when 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 Finance.

INTRODUCTION OF SPECIAL ORDINANCES

By the Board of Park Commissioners:

SPECIAL ORDINANCE NO. 1, 1946

AN ORDINANCE authorizing the sale of certain lighting equipment no longer needed for Park purposes; and fixing a time when the same shall take effect.

WHEREAS: The Board of Park Commissioners of the City of Indianapolis has determined that the hereinafter described lighting equipment is no longer needed for Park purposes under Miscel-

laneous Resolution No. 1, 1945 adopted by said Board on December 20, 1945, and that it would be to the best interests of said City to dispose of said equipment by sale, NOW, THEREFORE,

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

Section 1. That the Board of Park Commissioners of the City of Indianapolis be and the same is hereby authorized and empowered to sell, alienate and convey for cash, for not less than the appraised value thereof, which value, is to be hereafter determined by appraisers appointed by the Judge of the Circuit Court of Marion County, Indiana, as required by law, the following lighting equipment belonging to the City of Indianapolis, to-wit:

ITEM	LOCATION	DESCRIPTION
1	Fall Creek Boulevard - North Drive - Capitol Avenue to 30th Street.	54 - 10½ Ft. Cast Iron Columns, 2,500 Lumen Complete with 8 x 16 Ball Globes, Safety Coils, Connecting Cables, Conduit and Appurtenances.
2	Fall Creek Boulevard - North Drive - Capitol Avenue to 30th Street.	4 - 6 Ft. Metal Columns (Safety Newels), 2,500 Lumen Complete with 8 x 16 Ball Globes, Safety Coils, Connecting Cables, Conduit and Appurtenances.
3	Fall Creek Boulevard - North Drive - Capitol Avenue to 30th Street.	2 - 12 Ft. Metal Columns, 4,000 Lumen Complete with 8 x 16 Ball Globes, Safety Coils, Connecting Cables, Conduit and Appurtenances.
4	Fall Creek Boulevard - North Drive - Capitol Avenue to 30th Street.	4 - 12 Ft. Metal Columns, 6,000 Lumen Complete with 8 x 16 Ball Globes, Safety Coils, Connecting Cables, Conduit and Appurtenances.
5	Pleasant Run Parkway	74 - 10½ Ft. Cast Iron Columns,

ITEM	LOCATION	DESCRIPTION
	North Drive - From Meridian Street to Prospect Street.	2,500 Lumen Complete with 8 x 16 Ball Globes, Safety Coils, Connecting Cables, Conduit and Appurtenances.
6	Pleasant Run Parkway - North Drive - From Meridian Street to Prospect Street.	40 - 12 Ft. Metal Columns, 4,000 Lumen Complete with 8 x 16 Ball Globes, Safety Coils, Connecting Cables, Conduit and Appurtenances.
7	Pleasant Run Parkway - North Drive - From Meridian Street to Prospect Street.	34 - 12 Ft. Metal Columns, 6,000 Lumen Complete with 8 x 16 Ball Globes, Safety Coils, Connecting Cables, Conduit and Appurtenances.
8	Pleasant Run Parkway - North Drive - From Meridian Street to Prospect Street.	6 - 6 Ft. Metal Columns (Safety Newals), 2,500 Lumen Complete with 8 x 16 Ball Globes, Safety Coils, Connecting Cables, Conduit and Appurtenances.
9	Pleasant Run Parkway - South Drive - Raymond to Shelby.	33 - 10½ Ft. Cast Iron Columns, 2,500 Lumen Complete with 8 x 16 Ball Globes, Safety Coils, Connecting Cables, Conduit and Appurtenances.
10	Pleasant Run Parkway - South Drive - Raymond to Shelby.	1 - 13 Ft. Concrete Column, 2,500 Lumen Complete with 8 x 16 Ball Globes, Safety Coils, Connecting Cables, Conduit and Appurtenances.

That such equipment shall be sold at public or private sale, upon such notice, or notices, as the Board of Park Commissioners may determine, and the Bill of Sale shall be executed by the Mayor in the name of the City of Indianapolis, and attested by the City Clerk, with the seal of the City affixed.

Section 2. This Ordinance shall be in full force and effect upon its passage and approval by the Mayor.

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

ORDINANCES ON SECOND READING

Dr. Meriwether called for Appropriation Ordinance No. 88, 1945, for second reading. It was read a second time.

On motion of Dr. Meriwether, seconded by Mr. Dauss, Appropriation Ordinance No. 88, 1945, was ordered engrossed, read a third time, and placed upon its passage.

Appropriation Ordinance No. 88, 1945, was read a third time by the Clerk and passed by the following roll call vote:

Ayes 9, viz: Mr. Bowers, Mr. Brown, Mr. Dauss, Mr. Kealing, Mr. Manly, Dr. Meriwether, Mr. White, Mr. Worley, President Schumacher.

Mr. Worley called for General Ordinance No. 101, 1945, for second reading. It was read a second time.

On motion of Mr. Worley, seconded by Mr. Kealing, General Ordinance No. 101, 1945, was ordered engrossed, read a third time, and placed upon its passage.

General Ordinance No. 101, 1945, was read a third time by the Clerk and passed by the following roll call vote:

Ayes 9, viz: Mr. Bowers, Mr. Brown, Mr. Dauss, Mr. Kealing, Mr. Manly, Dr. Meriwether, Mr. White, Mr. Worley, President Schumacher.

Mr. Bowers called for Resolution No. 1, 1946, for second reading. It was read a second time.

On motion of Mr. Bowers, seconded by Mr. Manly, Resolution No. 1, 1946, was ordered engrossed, read a third time and placed upon its passage.

Resolution No. 1, 1946, 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. Manly, Dr. Meriwether, Mr. White, Mr. Worley, President Schumacher.

Not voting: Mr. Kealing.

NEW BUSINESS

At this time Mr. Dauss called for consideration of the matters alleged in the petition of Will Johnson.

Councilman Dauss, seconded by Councilman Bowers, moved that the President of the Council fix a time for full consideration and hearing upon such charges so alleged, which motion was unanimously adopted.

Thereupon President Schumacher referred said petition to Committee of the Whole for consideration of all the matters alleged therein and for the submission of evidence pertaining thereto at a meeting in the Council Chamber, Monday, January 14, 1946, at 7:30 P. M.

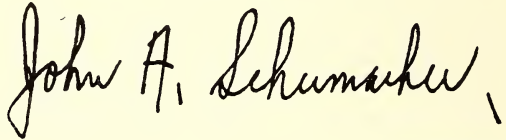
President Schumacher further directed the City Clerk to issue subpoenas for such witnesses as may be requested.

On motion of Mr. Dauss, seconded by Mr. Kealing, 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 7th day of January, 1946, 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)