

REGULAR MEETING

Monday, February 4, 1946

7:30 P. M.

The Common Council of the City of Indianapolis met in the Council Chambers at the City Hall, Monday, February 4, 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. Bowers, and seconded by Mr. Dauss.

CORRECTION OF JOURNAL

I move that the Journal of the Common Council for the meeting of November 19, 1945 be corrected as follows:

On page 981 thereof, General Ordinance No. 93, 1945, in section 1, wherever the date of July 1, 1967 appears in said section the same be corrected to read "July 1, 1966", so that the same may correspond with the ordinance as passed by the Common Council and approved by the Mayor, the original of which is on file in the office of the City Clerk.

MAX WHITE,
Councilman.

Which was seconded by Mr. Worley, and adopted by the unanimous voice vote of the Council.

COMMUNICATIONS FROM THE MAYOR

January 24, 1946

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

Gentlemen:

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

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.

GENERAL ORDINANCE NO. 3, 1946

AN ORDINANCE authorizing the Board of Public Works and Sanitation, thru its duly authorized purchasing Agent, to purchase certain equipment to be used by the Street Commissioner and paid for out of funds heretofore appropriated; and fixing a time when the same shall take effect.

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.

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.

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.

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.

Respectfully,

ROBERT H. TYNDALL,

Mayor.

COMMUNICATIONS FROM CITY OFFICIALS

February 4, 1946

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

Gentlemen:

In Re: Appropriation Ordinance No. 2, 1946

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. 2, 1946—Thursday, January 24 and 31, 1946—The Indianapolis Star and The Indianapolis News, that taxpayers would have the right to be heard on the above ordinance at the meeting of the Common Council to be held February 4, 1946 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.

Very truly yours,

FRANK J. NOLL, JR.,

City Clerk.

February 4, 1946

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

Gentlemen:

In Re: General Ordinance No. 101, 1946 and
Special Ordinance No. 16, 1945

I hereby report that pursuant to the laws of the State of Indiana, I caused publication to be inserted in the following newspapers, to-wit:

G. O. No. 101, 1945—Tuesday, January 15 and 22, 1946— The Indianapolis News and Indianapolis Star,
S. O. No. 16, 1945—Wednesday, January 16 and 23, 1946—The Indianapolis Times and Indianapolis Commercial,
and that said ordinances are in full force and effect as of the last date of publication.

Very truly yours,

FRANK J. NOLL, JR.,

City Clerk.

February 4, 1946

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

Gentlemen:

In Re: General Ordinances Nos. 2 and 6, 1946

I hereby report that pursuant to the laws of the State of In-

diana, I caused publication to be inserted in the following newspapers, to-wit:

G. O. No. 2, 1946—Monday, January 28 and February 4, 1946—The Indianapolis Times and The Indianapolis News,

G. O. No. 6, 1946—Friday, February 1 and 8, 1946—West Side Messenger and Indiana Catholic and Record,

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

Very truly yours,

FRANK J. NOLL, JR.,

City Clerk.

February 4, 1946

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

Gentlemen:

In Re: General Ordinances Nos. 10 and 11, 1946

I hereby report that pursuant to the laws of the State of Indiana, I caused "Notice to Interested Citizens" that General Ordinances Nos. 10 and 11, 1946 (Zoning Ordinances) were published on Friday, January 25, 1946 in the Indianapolis Commercial and Indianapolis Times for a hearing on February 4, 1946.

Very truly yours,

FRANK J. NOLL, JR.,

City Clerk.

February 4, 1946

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

Gentlemen:

Attached are copies of Appropriation Ordinance No. 3, 1946, appropriating the sum of \$6360.41 to the Department of Public

Works, Administration, Fund No. 53, Refunds, Awards & Indemnities, to pay a judgement against the City of Indianapolis plus court costs for light furnished by the Indianapolis Power & Light Co.

Yours very truly,

ROY E. HICKMAN,
City Controller.

February 4, 1946

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

Gentlemen:

Attached are copies of Appropriation Ordinance No. 4, 1946, appropriating the sum of \$3500.00 from the Aviation General Fund to Weir Cook Airport, Fund No. 72, Equipment.

Yours very truly,

ROY E. HICKMAN,
City Controller.

February 4, 1946

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

Gentlemen:

Attached are copies of Appropriation Ordinance No. 5, 1946, reappropriating the sum of \$10, 466.76 from various items in Fund 12 to various items in Fund 11 and 12 for the Park Department.

Yours very truly,

ROY E. HICKMAN,
City Controller.

February 4, 1946]

City of Indianapolis, Ind.

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February 4, 1946

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

Gentlemen:

Attached are copies of General Ordinance No. 12, 1946, amending the 1946 budget for the City Hospital to provide that emergency employess be paid at prevailing wages.

Yours very truly,

ROY E. HICKMAN,
City Controller.

February 4, 1946

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

Gentlemen:

We submit herewith 20 copies of Special Ordinance No. 2, 1946, entitled

AN ORDINANCE to repeal Special Ordinance No. 15, 1945, and fixing a time when the same shall take effect.

The City Plan Commission, at its regular meeting February 4, 1946, unanimously passed a motion to introduce this ordinance, believing that the small triangular tract of land at the southern point of the intersection of Virginia Avenue and South East Street, now owned by the City of Indianapolis, should not be sold, but should be retained as a part of the right-of-way of one or both of those major thoroughfares, to maintain good visibility for the benefit of traffic.

NOBLE P. HOLLISTER,
Secretary,
CITY PLAN COMMISSION

At this time those present were given an opportunity to be heard on Appropriation Ordinance No. 2, 1946, General Ordinance No. 102, 1945 and General Ordinances Nos. 4, 7, 8, 9, 10, 11, 1946.

Mr. Bowers asked for recess. The motion was seconded by Mr. Kealing, and the Council recessed a 8:05 P. M.

The Council reconvened at 9:15 P. M., with the same members present as before.

COMMITTEE REPORTS

February 4, 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 Appropriation Ordinance No. 2, 1946, entitled

AN ORDINANCE appropriating the sum of \$10,000.00 from the 1946 General Fund to Fund No. 13, Department of Law, for the purpose of employing special counsel, etc.,

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

HERMAN E. BOWERS, Chairman.

R. C. DAUSS

LUCIAN B. MERIWETHER

A. ROSS MANLY

February 4, 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 considera-
tion 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 21, 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. 4, 1946, entitled

AN ORDINANCE concerning Dog Pound,

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

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

February 4, 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 General Ordinance No. 7, 1946, entitled

AN ORDINANCE concerning parking meters,

beg leave to report that we have had said ordinance under consideration, and recommend that the same be stricken from the files and that the contract therein proposed be not approved.

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

February 4, 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. 8, 1946, entitled

AN ORDINANCE prohibiting parking at anytime upon certain parts of certain streets, also preferential streets,

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

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

February 4, 1946

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, 1946, entitled

AN ORDINANCE ratifying and approving a certain contract for
the Town of Woodruff Place,

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

EDWARD R. KEALING, Chairman
HERMAN E. BOWERS
R. C. DAUSS
WILLIAM A. BROWN
MAX WHITE

February 4, 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. 10, 1946, entitled

AN ORDINANCE to amend 1922 Zoning Ordinance (Kessler Blvd.
and Corporation Line),

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

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

February 4, 1946

Mr. Otto H. Worley, Chairman
Committee on Law & Judiciary,
Common Council,
City of Indianapolis.

Dear Sir:

This is to advise that the City Plan Commission, at its regular meeting of February 4th, has voted to disapprove General Ordinance No. 11, 1946, an ordinance to repeal General Ordinance No. 101, 1945.

Respectfully yours,

NOBLE P. HOLLISTER,
Director-Secretary.

CITY PLAN COMMISSION

February 4, 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. 11, 1946, entitled

AN ORDINANCE to repeal G. O. No. 101, 1945, (38th & Ill. Sts.),

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

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

INTRODUCTION OF APPROPRIATION ORDINANCES
By the City Controller:

APPROPRIATION ORDINANCE NO. 3, 1946

AN ORDINANCE appropriating the sum of Six Thousand Three Hundred Sixty Dollars and Forty-One Cents (\$6,360.41) from

the anticipated, estimated and unappropriated 1946 balance of the General Fund of the City of Indianapolis to Fund No. 53, refunds, Department of Public Works Administration to pay a judgement against the City in favor of the Indianapolis Power and Light Company; 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 sum of Six Thousand Three Hundred Sixty Dollars and Forty-One Cents (\$6,360.41) be and the same is hereby appropriated from the anticipated, estimated and unappropriated 1946 balance of the General Fund of the City of Indianapolis to Fund No. 53, Refunds, Awards and Indemnities, Department of Public Works Administration, to pay a judgement for delinquent light bills prior to 1943 in favor of the Power and Light Company.

Section 2. This Ordinance shall be in full force and effect upon 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.

By the City Controller:

APPROPRIATION ORDINANCE NO. 4, 1946

AN ORDINANCE APPROPRIATING the sum of Thirty-Five Hundred (\$3500.00) Dollars from the anticipated, estimated and unappropriated 1946 balance of the Aviation General Fund to the Weir Cook Airport Fund No. 72, equipment, 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 sum of Thirty-Five Hundred (\$3500.00) Dollars be and the same is hereby appropriated from the anticipated, estimated and unappropriated 1946 balance of the Aviation General Fund to the Weir Cook Airport Fund No. 72, equipment.

Section 2. This Ordinance shall be in full force and effect upon

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.

By the City Controller:

APPROPRIATION ORDINANCE NO. 5, 1946

AN ORDINANCE transferring, reappropriating and reallocating the total sum of Ten Thousand Four Hundred Sixty-Six Dollars and Seventy-Six cents (\$10,466.76) from certain items under Fund No. 12, in certain divisions of the Department of Public Parks to certain other items, funds and divisions in the same Department, 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 total sum of Ten Thousand Four Hundred Sixty-Six Dollars and Seventy-Six cents (\$10,466.76) now held in the 1946 budget under the following items and divisions of the Department of Public Parks, in the respective amounts indicated, to-wit:

Fund No. 12 — Salaries and Wages, Temporary

Division of Horticulture—Nursery	
15 Park Laborers @ 75c per hours (cut to 4 months)	\$ 4,290.00
Division of Horticulture—Greenhouse	
14 Park Laborers @ 75c per hour (cut to 4 months)	\$ 4,004.00
Division of Maintenance—Area Assignment	
13 Community Center Attendants @ 65c per hour (cut to 10 positions)	\$ 2,172.76
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TOTAL	\$10,466.76

be and the same is hereby transferred, reappropriated and reallocated, in the respective amounts hereinafter indicated, to the following items, funds and divisions in the same Department and the 1946 budget is amended to conform therewith, as changed hereby to-wit:

Fund No. 11 — Salaries and Wages, Regular

Division of Maintenance—Area Assignment.

9 Playfield Custodians (increased from 8) @ \$160.00 per month	\$ 960.00
3 Park Superintendents 2 (increased from 2) @ \$2,460.00 per year	\$ 2,460.00
16 Park Maintenance Men (increased from 15) @ \$140.00 per month	\$ 1,680.00

Division of Planning and Construction

1 Landscape Architect (increased to full time) @ \$3,060.00	\$ 1,530.00
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Division of Recreation

11 Community Center Asst. Supervisors (increased from 10) @ \$1,800.00	\$ 1,800.00
11 Night Playground Supervisors (increased from 10) @ \$10.00 per month (2½ months)	\$ 275.00

Fund No. 12 — Salaries and Wages, Temporary

Division of Maintenance—Area Assignment

32 Park Maintenance Men (increased from 30) @ 77c per hour, 26 weeks	\$ 1,761.76
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TOTAL	\$10,466.76
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Section 2. 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 GENERAL ORDINANCES

By the City Controller:

GENERAL ORDINANCE NO. 12, 1946

AN ORDINANCE amending a certain item under Fund No. 11, Administration, City Hospital, Department of Public Health and Hospitals, in the 1946 Budget; 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 item in the 1946 Budget, under Fund No. 11, (salaries and wages), Administration, City Hospital, Department of Public Health and Hospitals, to-wit:

“Plasterer, Bricklayer, Cement Finisher and necessary emergency help at \$1.00 per hour. Max. \$7,500.00”

be and the same is hereby amended to read as follows:

“Plasterer, Bricklayer, Cement Finisher and necessary emergency help at **prevailing wage scale** \$7,500.00.”

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 Public Health.

INTRODUCTION OF SPECIAL ORDINANCES By the City Plan Commission:

SPECIAL ORDINANCE NO. 2, 1946

AN ORDINANCE to repeal Special Ordinance No. 15, 1945, 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 Special Ordinance No. 15, 1945, passed by the Common Council of the City of Indianapolis, Indiana, on January 1, 1946 be and is hereby repealed.

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 Public Safety.

ORDINANCES ON SECOND READING

Mr. Bowers called for Appropriation Ordinance No. 2, 1946, for second reading. It was read a second time.

Mr. Bowers presented the following motion to amend Appropriation Ordinance No. 2, 1946:

February 4, 1946

Mr. President:

I move that Appropriation Ordinance No. 2, 1946 be amended as follows:

By inserting after the word "accountants" where said word appears in the preamble and Section 1 thereof the following words: "and for the payment of other expenses."

HERMAN E. BOWERS,

Councilman

The motion was seconded by Mr. Manly, 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.

On motion of Mr Bowers, seconded by Mr Dauss, Appropriation Ordinance No. 2, 1946 (As Amended), was ordered engrossed, read a third time and placed upon its passage.

Appropriation Ordinance No. 2, 1946 (As Amended), 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.

Mr. Kealing called for General Ordinance No. 4, 1946, for second reading. It was read a second time.

Mr. Kealing moved that General Ordinance No. 4, 1946, be stricken from the files. Which was seconded by Mr. White and carried 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 General Ordinance No. 7, 1946, for second reading. It was read a second time.

Mr. Bowers moved that General Ordinance No. 7, 1946, be stricken from the files. Which was seconded by Mr. Kealing and carried 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. Dauss called for General Ordinance No. 8, 1946, for second reading. It was read a second time.

On motion of Mr. Dauss, seconded by Mr. Bowers, General Ordinance No. 8, 1946, was ordered engrossed, read a third time and placed upon its passage.

General Ordinance No. 8, 1946, 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. Manly called for General Ordinance No. 10, 1946, for second reading. It was read a second time.

On motion of Mr. Manly, seconded by Mr. Dauss, General Ordinance No. 10, 1946, was ordered engrossed, read a third time and placed upon its passage.

General Ordinance No. 10, 1946, 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. 11, 1946, for second reading. It was read a second time.

Mr. Worley moved that General Ordinance No. 11, 1946, be stricken from the files. Which was seconded by Mr. Manly and carried by the following roll call vote:

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

Noes 1, viz: Mr. Brown.

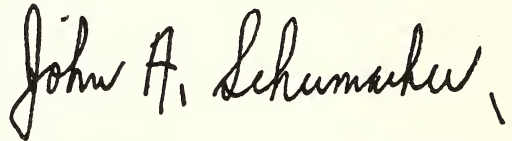
On motion of Mr. Manly, seconded by Mr. Bowers, the Common Council adjourned at 9:45 P. M.

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 4th day of February, 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:

A handwritten signature in cursive script that reads "John A. Schumaker".

President

A handwritten signature in cursive script that reads "Frank J. Holly".

City Clerk

(SEAL)