

REGULAR MEETING

Monday, October 7, 1946

7:30 P. M.

The Common Council of the City of Indianapolis met in the Council Chamber at the City Hall, Monday, October 7, at 7:30 P. M., in regular session. Vice-President Kealing in the chair.

The Clerk called the roll.

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

Absent: Mr. Bowers, President Schumacher.

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

COMMUNICATIONS FROM THE MAYOR

September 25, 1946.

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

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. 106, 1946.

AN ORDINANCE establishing a certain passenger and/or loading zone 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. 107, 1946.

AN ORDINANCE providing vacation, sick leave and holiday pay for all hourly employees of the City of Indianapolis; and fixing a time when the same shall take effect.

GENERAL ORDINANCE NO. 108, 1946.

AN ORDINANCE amending Section 44 of General Ordinance No. 98, 1928, so as to make a certain part of Highland Avenue a preferential Street in the City of Indianapolis; And fixing a time when the same shall take effect.

GENERAL ORDINANCE NO. 109, 1946.

AN ORDINANCE establishing a certain passenger and/or loading zone 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. 110, 1946.

AN ORDINANCE legalizing the parking of vehicles at a forty-five (45°) degree angle on a certain part of South Capitol Avenue in the City of Indianapolis; and fixing a time when the same shall take effect.

GENERAL ORDINANCE NO. 111, 1946.

AN ORDINANCE regulating parking on a certain part of South Capitol Avenue in the City of Indianapolis; repealing all ordinances, or parts of ordinances in conflict herewith; providing a penalty for violation hereof; and providing a time when the same shall take effect.

GENERAL ORDINANCE NO. 112, 1946.

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. 27, 1946.

AN ORDINANCE transferring, reappropriating and reallocating the sum of One Thousand and Fifty (\$1,050.00) Dollars from a certain Item and Fund in the Weights and Measures Division of the Department of Public Safety to a certain Item in the Division of Barrett Law of the Department of Finance; And fixing a time when the same shall take effect.

APPROPRIATION ORDINANCE NO. 29, 1946.

AN ORDINANCE appropriating the sum of Thirty Thousand (\$30,000.00) Dollars from the U. S. Cadet Nursing Corps Gift Fund No. 11, City Hospital Department of Public Health and Hospitals, to the Department of Public Health and Hospitals General Fund; Then appropriating the said sum of Thirty Thousand (\$30,000.00) Dollars from the anticipated, estimated and unappropriated 1946 balance of said Department of Public Health and Hospitals General Fund to Fund No. 31, Food, City Hospital Division of the Department of Public Health and Hospitals; And fixing a time when the same shall take effect.

APPROPRIATION ORDINANCE NO. 30, 1946.

AN ORDINANCE transferring, reappropriating and reallocating the sum of Three Thousand Five Hundred Seventy-seven Dollars and Sixty Cents (\$3,577.60) (Gas Tax) from certain Items and Funds in the Street Commissioner Division of the Department of Public Works to another designated Item and Fund in the same Division and Department; And fixing a time when the same shall take effect.

APPROPRIATION ORDINANCE NO. 31, 1946.

AN ORDINANCE transferring, reappropriating and reallocating the sum of Fifty Thousand Five Hundred (\$50,500.00) Dollars from Fund No. 11, Salaries and Wages, Regular, City Hospital, Division of the Department of Public Health and Hospitals, 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. 32, 1946.

AN ORDINANCE transferring, reappropriating and reallocating the

total sum of Nine Thousand Three Hundred Ninety-nine (\$9,399.00) Dollars from certain Items and Funds in the Street Commissioner Division of the Department of Public Works to other Items and Funds in the same Division and Department; And fixing a time when the same shall take effect.

SPECIAL ORDINANCE NO. 9, 1946.

AN ORDINANCE amending the 2nd paragraph of Section 1 of Special Ordinance No. 13, 1918, relating to the sale of certain real estate formerly owned by the City of Indianapolis, for the purpose of correcting a defective description; And fixing a time when the same shall take effect.

Respectfully,

ROBERT H. TYNDALL,
Mayor

COMMUNICATIONS FROM CITY OFFICIALS

October 7, 1946.

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

Gentlemen:

In Re: Appropriation Ordinances Nos. 33, 34, 35, 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. Nos. 33, 34, 35, 1946—Friday, September 20 and 27, 1946—Indianapolis Commercial and Marion County Mail,

that taxpayers would have the right to be heard on the above ordinances at the meeting of the Common Council to be held October 7, 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 for hearing.

Very truly yours,

FRANK J. NOLL, JR.,

City Clerk

October 7, 1946.

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

Gentlemen:

In Re: General Ordinances Nos. 108, 111, and 112, 1946

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. Nos. 108 and 111, 1946—Tuesday, October 1 and 8, 1946—The Indianapolis Commercial and The Indianapolis Times,

G. O. No. 112, 1946—Friday, October 4 and 11, 1946—The Indianapolis Commercial and Marion County Mail,

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

October 7, 1946.

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

Gentlemen:

I have this day received and placed on file in my office petitions for the issuance of bonds for the City of Indianapolis to pay its share to construct a "Grade Separation Structure" at the inter-

section of Shelby Street and the Belt Railroad tracks; said petition in five counterparts containing a total of 111 signatures as owners of real estate within the boundaries of the City of Indianapolis.

Very truly yours,

FRANK J. NOLL, JR.,

City Clerk

Said petition was duly accepted by the Common Council and Vice-President Kealing instructed the City Clerk to refer the above petition to the Marion County Auditor for verification of property owners.

October 7, 1946.

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

Gentlemen:

Attached are copies of Appropriation Ordinances No. 36, 1946, appropriating \$5,000.00 in the Weir-Cook Airport.

Yours very truly,

ROY E. HICKMAN,

City Controller

October 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. 37, 1946, reappropriating \$7,500.00 in the Fire Department.

Yours very truly,

ROY E. HICKMAN,

City Controller

October 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. 38, 1946,
reappropriating \$400.00 in the Department of Public Safety, Adm.

Yours very truly,

ROY E. HICKMAN,
City Controller

October 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. 39, 1946,
reappropriating \$8,782.00 in the Park Department.

Yours very truly,

ROY E. HICKMAN,
City Controller

October 7, 1946.

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

Gentlemen:

Attached are copies of Appropriation Ordinances No. 40, 1946,
authorizing the Board of Aviation Commissioners to expend \$18,000
F.W.A. monies received from the Federal Government.

Yours very truly,

ROY E. HICKMAN,
City Controller

October 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. 41, 1946,
reappropriating \$3,500.00 in the Department of Law.

Yours very truly,

ROY E. HICKMAN,

City Controller

October 7, 1946.

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

Gentlemen:

Attached hereto are copies of Appropriation Ordinance No. 42,
1946, appropriating the \$25,000 heretofore advanced to City of In-
dianapolis by the Federal Works Agency Bureau of Community
Facilities to the Board of Public Works for the employment of a
competent Engineer to draw plans and specifications for the con-
struction of a storm sewer in the Broad Ripple Area of the City of
Indianapolis.

The Board of Public Works and Sanitation respectfully recom-
mends the passage of this ordinance.

Very truly yours,

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

October 5, 1946.

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

Gentlemen:

Attached hereto are copies of General Ordinance No. 114, 1946,
that the Common Council for and on behalf of the Civil City of

Indianapolis elects to become a participant in the Public Employees' Retirement Fund of Indiana.

Very truly yours,

JOHN A. SCHUMACHER,
Councilman

October 7, 1946.

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

Gentlemen:

Attached hereto are copies of General Ordinance No. 115, 1946, concerning Fair Employment Practices.

I respectfully recommend the passage of this ordinance.

Very truly yours,

LUCIAN B. MERIWETHER,
Councilman

October 7, 1946.

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

Gentlemen:

Attached hereto are copies of General Ordinance No. 116, 1946, approving the acts of the Board of Public Works and Sanitation in accepting the bid of M. H. Rhodes, Inc. for the furnishing and installing of 2000, more or less, parking meters in downtown Indianapolis, and fixing a time when the same shall take effect.

The Board of Public Works and Sanitation respectfully requests the passage of this ordinance.

Very truly yours,

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

P. S. Attached also is a copy of the report of the Indianapolis Technical Societies Council Committee on Parking Meters to the Board of Public Works and Sanitation dated September 4, 1946.

September 4, 1946.

Board of Public Works & Sanitation
City Hall
Indianapolis, Indiana.

Gentlemen:

In answer to a request from Mr. James S. Watson, of August 2nd, we are reporting as follows on the parking meters:

For some time, the City of Indianapolis has been in the process of deciding whether or not to install parking meters. Should it be decided to install parking meters, the problem of the kind to be used must be decided.

Since the choice of a meter is an engineering problem, it was decided to delegate this phase of the work to a committee of engineers to be chosen by the Indianapolis Technical Societies Council. The Engineering Council chose Mr. M. E. Bechtold, Mr. R. M. Langsenkamp and Mrs. D. J. Angus. Mr. Bechtold was chosen to be chairman of the committee.

The committee met at the City Hall at 7:00 P. M. on August 26th. Sample meters known as the Mark Time, Mi Co, Miller, Park-O-Meter, Dual, and Kar Park were available for inspection and test. These meters were operated, disassembled and carefully inspected. The literature and reports on the meters and their uses were studied.

This was followed by inviting the engineering representatives of the makers of the meters in, one at a time, to permit them to explain their instruments, and to enable the committee to ask questions. This lasted until midnight, at which time the meeting adjourned.

The committee again met at 5:30 P. M. on September 3rd and discussed the result of the previous meeting. They again operated, disassembled and studied the meters and made the decisions covered by this report.

GENERAL

In order to arrive at a decision, it was first necessary to eliminate those things from consideration that tend to cloud the issue, but which actually are of minor importance. For instance, comparisons were submitted showing the relative unit earning power of

one type or kind as against another. This comparison is valueless for the reason that it largely depends on the location and the density of distribution of the instruments on the streets and not on the type or kind.

Statements that motorists prefer one kind to another carry little weight for the reason that motorists are going to park where there is a parking space and use the meter which the city has determined is the best suited to the purpose. Small differences in the ease of tampering carry little weight when it is realized that the losses from this source can be only a small percentage of the total income.

Many other similar things were weighed and eliminated, leaving a clear way to decide which instrument had the greatest share of those things which, from an engineering standpoint, indicate it would be the best buy, considering first cost and probable maintenance.

HAND-OPERATED vs. AUTOMATIC METERS

Hand-operated meters are those in which the operator inserts a coin and then turns a handle, winding the spring that operates the meter mechanism. The automatic meters are those which contain a power spring which is wound every few days by a city employee, and which furnishes the power to operate the mechanism. The customer simply inserts a coin, but handles no levers.

Knowing the characteristics of the hand-operated instruments and the automatic instruments, together with the problems to be met by the City in the use of these instruments, this Committee recommends the use of the hand-operated meters.

CHOICE OF HAND-OPERATED METERS

Three makes of hand-operated meters have been carefully studied to determine which one will best meet the needs of the City of Indianapolis. After carefully going into the various details of design and construction of the instruments, together with the problems to be met by the City in the use of these instruments, this Committee recommends the purchase of the Mark-Time Meter.

While the price quoted the City for the Mark-Time meter is \$58.00, which is \$7.50 more expensive than the lowest quotation received, we believe that the additional money paid for this instrument

will be recovered during its life on account of its more nearly fitting the situation existing here in Indianapolis.

If the Mark-time meter is purchased, it is recommended that Plexiglass, or its equal, be used in the window and that a plate carrying full operating instructions to be installed on the case.

Respectfully submitted,

INDIANAPOLIS TECHNICAL SOCIETIES
COUNCIL COMMITTEE ON PARKING METERS

M. E. BECHTOLD,

Chairman

R. M. LANGSENKAMP,

Member

D. J. ANGUS,

Member

October 7, 1946.

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

Gentlemen:

Attached hereto are twenty copies of General Ordinance No. 117, 1946, an amendment to General Ordinance No. 114, 199 (as amended), commonly known as the Zoning Ordinance.

Respectfully submitted,

NOBLE P. HOLLISTER, Secretary.
CITY PLAN COMMISSION.

October 4th, 1946.

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

Gentlemen:

Submitted herewith is General Ordinance No. 118, 1946, prohibiting parking upon a certain part of North Kealing Avenue in the City of Indianapolis, Indiana; providing a penalty for the vio-

lation thereof; And fixing a time when the same shall take effect.

We respectfully recommend the passage of this ordinance.

Very truly yours,

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

October 4th, 1946.

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

Gentlemen:

Submitted herewith is General Ordinance No. 119, 1946, establishing a certain passenger and/or loading zone for the Marion County Juvenile Court, in the City of Indianapolis, Indiana; And fixing a time when the same shall take effect.

We respectfully recommend the passage of this ordinance.

Very truly yours,

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

October 4th, 1946.

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

Gentlemen:

Submitted herewith is General Ordinance No. 120, 1946, prohibiting parking on a certain part of Oliver Avenue in the City of Indianapolis; Providing a penalty for violation thereof; And fixing a time when the same shall take effect.

We respectfully recommend the passage of this ordinance.

Very truly yours,

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

October 4th, 1946.

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

Gentlemen:

Submitted herewith is General Ordinance No. 121, 1946, to amend Section 44 of General Ordinance No. 96-1928, as amended, to make a certain part of 25th Street preferential in the City of Indianapolis; And fixing a time when the same shall take effect.

We respectfully recommend the passage of this ordinance.

Very truly yours,

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

October 7, 1946.

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

Gentlemen:

Attached hereto are copies of Resolution No. 7, 1946, concerning discrimination, etc.

I respectfully recommend the passage of this resolution.

Very truly yours,

LUCIAN B. MERIWETHER,
Councilman

October 7, 1946.

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

Gentlemen:

Attached are copies of Resolution No. 8, 1946, appealing from the decision of the Marion County Tax Board to the State Board of Tax

Commissioner for the purpose of restoring the reduction made by the Marion County Tax Board and increasing the city's tax rate and levy sufficiently to permit such restoration in the 1947 budget of the Board of Public Works and Sanitation.

The Board of Public Works and Sanitation respectfully requests the adoption of this resolution.

Very truly yours,

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

At this time those present were given an opportunity to be heard on Appropriation Ordinances No. 33, 34, 35, 1946, and General Ordinances Nos. 73, 113, 1946.

Mr. Worley asked for recess. The motion was seconded by Mr. Manly, and the Council recessed at 7:55 P. M.

The Council reconvened at 8:15 P. M., with the same members present as before.

COMMITTEE REPORTS

Indianapolis, Ind. October 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 Appropriation Ordinance No. 33, 1946, entitled

AN ORDINANCE transferring \$2,325.00 in the Board of Air Pollution Control,

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

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

Indianapolis, Ind. October 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 Appropriation Ordinance No. 34, 1946, entitled

AN ORDINANCE transferring \$75.00 from Fund 72 to Fund No. 21,
Office of the Mayor,

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

EDWARD R. KEALING
R. C. DAUSS
LUCIAN B. MERIWETHER
A. ROSS MANLY

Indianapolis, Ind. October 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 Appropriation Ordinance No. 35, 1946, entitled

AN ORDINANCE appropriating \$26,000.00 to Fund No. 26, Gas Tax, Other Contractual, Department of Public Works, for the purpose of resurfacing Virginia Avenue from Maryland Street to and thru Fountain Square,

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

EDWARD R. KEALING
R. C. DAUSS
LUCIAN B. MERIWETHER
A. ROSS MANLY

Indianapolis, Ind. October 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 General Ordinance No. 73, 1946, entitled

AN ORDINANCE prohibiting discrimination,

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

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

Indianapolis, Ind. October 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. 113, 1946, entitled

AN ORDINANCE abolishing loading zone at 130 S. Penn. St. and establishing a loading zone at West Merrill and Illinois Sts.,

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

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

INTRODUCTION OF APPROPRIATION ORDINANCES

By the City Controller:

APPROPRIATION ORDINANCE NO. 36, 1946.

AN ORDINANCE appropriating the sum of Five Thousand (\$5,000.-00) Dollars from the anticipated, estimated and unappropriated 1946 balance of the Aviation General Fund to Fund No. 26, Other Contractual, Weir Cook Airport, for the purpose of securing a master plan and model; 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 Five Thousand (\$5,000.00) Dollars be and the same is hereby appropriated from the anticipated, estimated and unappropriated 1946 balance of the Aviation General Fund to Fund No. 26, Other Contractual, Weir Cook Airport, for the purpose of securing a master plan and model.

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. 37, 1946.

AN ORDINANCE transferring, reappropriating and reallocating the sum of Seventy-five Hundred (\$7,500.00) Dollars from a certain item under Fund No. 11—Salaries and Wages, Regular, Fire Department of Public Safety, to Fund No. 72, Equipment in the same division and 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 sum of Seventy-five Hundred (\$7,500.00) Dollars, now held in the following item under Fund No. 11, Salaries and Wages, Regular, Fire Department division of the Department of Public Safety, to-wit:

339 Privates @ \$2,400 -----\$7,500.00

be and the same is hereby transferred, reappropriated and reallocated to Fund No. 72, Equipment, in the same division and Department.

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 Public Works.

By the City Controller:

APPROPRIATION ORDINANCE NO. 38, 1946.

AN ORDINANCE transferring, reappropriating and reallocating the sum of Four Hundred (\$400.00) Dollars from certain designated Funds in the Administration Division of the Department of Public Safety to other Funds in the same Division and 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 sum of Four Hundred (\$400.00) Dollars now held under the following Items and Funds in the Administration Division of the Department of Public Safety in the respective amounts indicated, to-wit:

REDUCE:

Fund No. 21, Communication & Transportation -----	\$200.00
Fund No. 53-A, Refunds, Awards & Indemnities -----	\$200.00
	\$400.00

be and the same is hereby transferred, reappropriated and reallocated to the following Items and Funds in the same Division and Department, in the amounts designated, to-wit:

APPROPRIATE TO:

Fund No. 36, Office Supplies -----	\$200.00
Fund No. 72, Equipment -----	\$200.00
	\$400.00

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 Public Safety.

By the City Controller:

APPROPRIATION ORDINANCE NO. 39, 1946.

AN ORDINANCE transferring, reappropriating and reallocating the total sum of Eight Thousand Seven Hundred Eighty-Two (\$8,782.00) Dollars from certain items, Funds and Divisions in the Department of Public Parks to certain other Funds 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 Eight Thousand Seven Hundred Eighty-Two (\$8,782.00) Dollars now held in the amounts indicated under the following items, Funds and Divisions of the Department of Public Parks, to-wit:

REDUCE:

Fund No. 11, Salaries & Wages, Regular	
Division of Administration, Office	
1 Asst. Finance Officer	\$ 640.00
Division of Planning & Construction	
1 Park Sanitary Engineer (entire position)	3,060.00
1 Detail Draftsman	1,118.00
Division of Recreation	
4 Community Center Supervisors	1,025.00
Division of Horticulture, Nursery	
2 Watchmen (one position out)	1,859.00
Division of Maintenance-Area Assignment	
1 Janitress (entire position)	1,080.00
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Total Reduction Fund No. 11	\$8,782.00

be and the same is hereby transferred, reappropriated and reallocated in the respective amounts designated to the following Funds in same Department, to-wit:

APPROPRIATE TO:

Fund No. 21, Communication & Transportation ..	\$1,200.00
Fund No. 22, Electricity, Gas & Water	2,000.00
Fund No. 32, Fuel	2,000.00
Fund No. 45, Repair Parts	2,000.00
Fund No. 53, Refunds, Awards & Indemnities ----	800.00
Fund No. 64, Taxes	782.00
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Total Appropriation	\$8,782.00

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 Parks.

By the City Controller:

APPROPRIATION ORDINANCE NO. 40, 1946.

AN ORDINANCE authorizing the expenditure of Eighteen Thousand

Dollars (\$18,000.00) F.W.A. monies received from the Federal Government for the Weir Cook Airport for the purpose of having plans and specifications drawn for a new Administration Building and connected facilities, etc.,-----the fee to be a sum equal to five (5%) per cent of the cost of the project and payable in installments according to contract as the work progresses; 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 Aviation Commissioners be and the same is hereby authorized and empowered to expend the sum of Eighteen Thousand (\$18,000.00) Dollars F.W.A. monies heretofore received from the Federal Government for Weir Cook Airport for the drawing of plans and specifications of a new Administration Building and connected facilities, etc. at Weir Cook Airport,-----the fee to be a sum equal to five (5%) per cent of the cost of the project and payable in installments according to contract as the work progresses.

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 Parks.

By the City Controller:

APPROPRIATION ORDINANCE NO. 41, 1946.

AN ORDINANCE transferring, reappropriating and reallocating the total sum of Thirty Five Hundred (\$3,500.00) Dollars from a Fund in the Department of Law to certain designated Funds 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 Thirty Five Hundred (\$3,500.-00) Dollars now held in the following Fund in the Department of Law:

REDUCE:

Fund No. 13, Other Compensations	
(Funds appropriated to this by A. O. 7, 1946 --	\$3,500.00
	<hr/>
Total Reduction -----	\$3,500.00

be and the same is hereby transferred, reappropriated and reallocated to the following Funds of the same Department in the respective amounts indicated, to-wit:

APPROPRIATE TO:

Fund No. 13-A, Other Compensations	
(For employment, of special consultants and accountants and expenses in connection with utility maters.) -----	\$2,500.00
Fund No. 21, Communication & Transportation	300.00
Fund No. 24, Printing and Advertising -----	700.00
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Total Appropriation -----	\$3,500.00

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

By the Board of Public Works and Sanitation:

APPROPRIATION ORDINANCE NO. 42, 1946.

AN ORDINANCE appropriating the \$25,000.00 heretofore advanced to the City of Indianapolis, by the Federal Works Agency Bureau of Community Facilities to the Board of Public Works for the employment of a competent Engineer to draw plans and specifications for the construction of a storm sewer in the Broad Ripple Area of the City of Indianapolis, and authorizing said Board of Public Works to enter into a written contract for such employment; 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 Twenty-five Thousand (\$25,000.00) Dollars which was heretofore advanced to the City of Indianapolis by the Federal Works Agency Bureau of Community Facilities, be and the same is hereby appropriated to the Board of Public Works for the employment of a competent Engineer to draw plans and specifications for the construction of a storm sewer in the Broad Ripple Area of said City, and said Board of Public Works is hereby authorized and empowered to contract in writing for such employment.

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 Public Safety.

INTRODUCTION OF GENERAL ORDINANCES

By Councilman Schumacher:

GENERAL ORDINANCE NO. 114, 1946.

AN ORDINANCE electing to become a participant in the Employees' Retirement Fund of Indiana for certain specified employees of the City of Indianapolis, Indiana.

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

WHEREAS, pursuant to the action taken by this Council the preliminary survey of the Civil City of Indianapolis was made by the Board of Trustees of the Public Employees' Retirement Fund, which Board has reported that the estimated cost of membership in the Fund for the first five (5) years would be not to exceed the following:

Average semi-annual payments for prior employment \$ _____
Average cost of Membership service ----- \$ _____

Section 1. Therefore be it ordained that the Common Council for and on behalf of the Civil City of the City of Indianapolis, Indiana hereby elects to become a participant in the Public Employees' Retirement Fund of Indiana, as provided by Chapter 340, of the Acts of the (1945) General Assembly of the State of Indiana, said membership to be effective as of January 1, 1947.

Section 2. All employees who have been employed by the Civil City of the City of Indianapolis for a period of ten (10) years or more are hereby designated as those employees who are to become members of the Fund.

Section 3. This ordinance shall be in full force and effect upon passage and approval by the Mayor for all intents and purposes except that active membership shall begin on the 1st day of January, 1947.

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

By Councilman Meriwether:

GENERAL ORDINANCE NO. 115, 1946.

AN ORDINANCE prohibiting any department of the City of Indianapolis, any city official, his agent or employee, for or on behalf of said City, any person, firm, or corporation procuring any contract, license, privilege or franchise from the City of Indianapolis, with reference to such employment pertaining thereto, to discriminate against any person in the matter of employment because of race, color, creed, national origin, or ancestry; 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. Whereas, the practice of denying employment against properly qualified persons by reason of race, creed, color, national origin, or ancestry, is contrary to the principle of freedom and equality of opportunity, and the denial by some employers and associations of employees of employment opportunities to such

persons solely because of their race, creed color, national origin, or ancestry deprives large segments of the population of the state of the earnings which are necessary to maintain a just and decent standard of living; and, Whereas, it is the policy of the State that opportunity to obtain employment without discrimination because of race, color, creed, national origin, or ancestry be protected as a right and privilege of citizens of the State of Indiana; and, Whereas, it is the public policy of the State to encourage all of its citizens to engage in gainful employment, regardless of race, creed, color, national origin, or ancestry, and to encourage the full utilization of the productive resources of the State to the benefit of the State, the family and to all the people of the State, the City of Indianapolis enacts this ordinance to be known as the Fair Employment Practices Ordinance.

Section 2. It shall be unlawful for any department of the City of Indianapolis, its representative contracting agent, or any city official, his agent or employee, for or on behalf of the City of Indianapolis, or any private employer performing work within the City of Indianapolis involving any public work of the City of Indianapolis, any holder of any license, privilege, or franchise granted by the City of Indianapolis, relative to employment pertaining thereto, to refuse to employ or to discharge any person otherwise qualified on account of race, color, creed, national origin, or ancestry; to discriminate for the same reasons in regard to tenure, wages, terms, or conditions of employment; to deny promotion or increase in compensation or any other benefit solely for these reasons; to publish offer of employment based on such discrimination; to adopt or enforce any rule or employment policy which discriminates between employees on account race, color, religion, national origin, or ancestry; to seek such information as to any employee as a condition of employment; to penalize any employee or discriminate in the selection of personnel for training solely on the basis of race, color, religion, national origin, or ancestry.

Section 3. All contracting agencies of the City of Indianapolis, city officials thereof, or any department or representative of any department thereof, shall include in all contracts, licenses, privileges, or franchises hereafter negotiated by them a provision obligating the contractors, licensees, grantees of any privileges or franchises, not to discriminate against any employee or applicant for employment because of race, color, creed, national origin, or ancestry, and shall

require them to include a similar provision in all subcontracts pertaining thereto.

Section 4. Any contracting agent of the City of Indianapolis, any representative of any department of the City of Indianapolis, or any City official of the City of Indianapolis, who enters into any contract or grants any license, privilege, or franchise for or on behalf of the City of Indianapolis, or, who by virtue of his official capacity as such contracting agent, representative, or official allows, permits, or authorizes any contract to be entered into or license, privilege or franchise to be granted by or on behalf of the City of Indianapolis in violation of Section 3 of this Ordinance, shall be guilty of a misdemeanor, and shall be punished by a fine in a sum not less than one hundred (\$100.00) dollars nor more than three hundred (\$300.00) dollars for each separate violation.

Section 5. Any person, firm, or corporation violating any of the provisions of Section 2 of this Ordinance, shall be guilty of a misdemeanor, and shall be punished by a fine in a sum not less than one hundred (\$100.00) dollars nor more than three hundred (\$300.00) dollars for each separate violation.

Section 6. If any part of this ordinance shall be declared invalid, the balance shall remain in full force and effect.

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

By the Board of Public Works and Sanitation:

GENERAL ORDINANCE NO. 116, 1946.

AN ORDINANCE approving the acts of the Board of Public Works and Sanitation in accepting a bid for furnishing and installing 2,000, more or less, parking meters in the downtown area of the City of Indianapolis, Indiana, approving a contract therefor with M. H. Rhodes, Inc., a corporation organized and exist- under the laws of the State of _____, and fixing a time when the same shall take effect.

WHEREAS, the Board of Public Works and Sanitation of Indianapolis contemplates the installation and purchase of 2,000, more

or less, parking meters in the downtown area of the City of Indianapolis, by granting a revokable permit to the aforementioned contractor to furnish and install 2,000, more or less, parking meters, in and along the streets of the downtown business area of said city; and

WHEREAS, the Board of Public Works and Sanitation of said City, advertising for bids for furnishing and installing 2,000, more or less, parking meters, accepted the bid of M. H. Rhodes, Inc., a corporation, said bid being the lowest and best bid so submitted; and

WHEREAS, the Board of Public Works and Sanitation has tentatively awarded the contract for furnishing and installing 2,000, more or less, parking meters to the said M. H. Rhodes, Inc., as aforesaid, subject to the approval of the Common Council of the City of Indianapolis, which contract reads as follows, to-wit:
Contract For Furnishing and Installing 2,000, More or Less,

**Parking Meters in the Downtown Area of
The City of Indianapolis, Indiana.**

This Contract made and entered into, on this 2nd day of October, 1946, by and between M. H. Rhodes, Inc., a corporation, organized under the laws of the State of _____, with its principle office located at 30 Bartholomew Ave., Hartford, Conn., engaged in the manufacture, installation and distribution of parking meters and equipment, hereinafter referred to as the "Contractor," and the City of Indianapolis, Indiana, acting by and through its Board of Public Works and Sanitation, hereinafter referred to as the "City,"

WITNESSETH that,

WHEREAS, City is desirous and does hereby grant a revokable permit to the Contractor to furnish and install 2,000, more or less, parking meters in and along the streets of the downtown business area of the City of Indianapolis and Contractor hereby accepts said Revokable permit and agrees to furnish and install said parking meters, as aforesaid, on the terms and conditions hereinafter more particularly set forth.

Article 1. Scope of Work. The Contractor shall perform everything required to be performed and shall provide and furnish all of

the equipment, labor, materials, necessary tools, expendible equipment, and all utility and transportation services required to perform and complete in a workman like manner all of the work required to furnish and install 2,000, more or less, parking meters in the downtown area of the City of Indianapolis, Marion County, Indiana, all in accordance with the specifications, attached to Contractor's proposal, which specifications are hereby incorporated and made a part of this contract by reference.

Article 2. The Contract Price. The City shall pay to the Contractor for the performance of this contract, subject to any additions or deductions provided herein as follows:

1. The City agrees to pay Contractor, in regular monthly installments, on a basis of not to exceed 50% of the preceeding month's total gross receipts collected from the use and operation of said parking meters, after they are installed, until an amount equal to the full purchase price and the cost of installation of all of the meters, so furnished and installed, has been paid, at which time the Contractor shall execute a bill of sale conveying title in and to all parking meters, so furnished and installed, to the City, free and clear of all liens and encumbrances of every nature and kind. The first monthly installment shall be made on the 15th day of the month following the date of installation of all meters so ordered by the City and shall be made thereafter on the 15th day of each succeeding month until the Contractor has received the full purchase price and cost of installation of each meter so installed, or until this contract is cancelled by the City under Section 2 under Article 2.

2. The City reserves the right to cancel this contract by Resolution of its Board of Public Works and Sanitation, by mailing a certified copy of such Resolution by registered mail to the Contractor, within 15 days, after a period of twelve (12) months of operation of all parking meters so furnished and installed by said Contractor, without any further financial obligation upon the part of the City, and without giving any cause whatsoever to said Contractor for its cancellation of this contract.

3. The City shall furnish the necessary personnel to supervise the operation and use of all parking meters, after they are

installed, and take all steps necessary to collect the gross receipts or charges realized from the use and operation of said meters, and retain not less than 50% of all gross receipts or charges so collected for its own use and purpose.

4. The City agrees to maintain in a separate fund all receipts collected from the operation of said parking meters and to keep separate books of account thereof. The City further agrees to permit the contractor, at all reasonable times, to have access to the said books and records for the purpose of checking and auditing the receipts from the operation of said meters until the full purchase price shall have been paid.

5. If the City does not notify the Contractor as to type of meters desired, timing and hours of operation at the time the contract is executed by the City, shipment and installation of the meters shall be made within thirty days from date is received instead of from date of contract.

Article 3. Contractor Agrees as follows:

1. To furnish and install 2,000 more or less, parking meters at locations in the City of Indianapolis as designated and determined by the City.

2. Pay all transportation and freight charges in connection with the shipping of any and all parking meters to the City, and assume all damages, to any and all meters resulting from handling, shipping, hauling, fire, theft, storm or from any other cause, up to the time said meters are completely installed.

3. To furnish and install single coin or one penny and one nickle combination meters, at a price of Fifty-eight (\$58.00) Dollars per meter. And all other types of meters at a price of Sixty-two Dollars and Fifty Cents (\$62.50).

4. Contractor agrees to maintain all meters so installed for a period of twelve (12) months at its expense. Said maintenance shall consist of the following services:

(a) The Contractor agrees to furnish one complete parking meter, six timer mechanism, 3 coin box carrying cases, one

timer case, 2 sets of keys with each 100 meters ordered, and 2 coin boxes per meter, for the purposes of maintenance and not as part of the original or any subsequent installation.

- (b) Any meter or any meter part which cannot be readily repaired by the City's service employee shall be forwarded by the City to the Contractor at 30 Bartholomew Ave., Hartford, Conn., transportation charges prepaid. Such returned parts shall be promptly put in good order and repaired by the Contractor, or shall be replaced by the Contractor if necessary, and such parts or replacements shall be returned to the City, transportation charges prepaid.

It is expressly understood that the aforesaid free maintenance shall not be intended to include repair or replacement of meters or meter parts damaged through accident, malicious mischief or Acts of God, and the City expressly agrees to reimburse the Contractor for repair or replacement of meters so damaged; nor is the Contractor to be charged for any labor costs incurred by the City in connection with the removal or replacement of meters or meter parts.

5. The Contractor agrees and reserves the right to defend any suit for patent infringement resulting from the use by the City of the aforesaid meters or parts thereof as installed by the Contractor.

6. To divide the meters, so ordered by the City under this Agreement into three equal Lots, and designated as Lots 1, 2 and 3, for the purpose of furnishing the City with a separate set and type of keys for locking and unlocking the door to the coin box of the meters in each of such Lots, so divided; that the keys furnished for Lot 1 shall not be capable of locking or unlocking the aforementioned doors of the meters contained in Lots 2 and 3 and vice versa.

Upon receiving notice of cancellation of this contract from the City, Contractor agrees to remove the meters so furnished and installed at its own expense within thirty (30) days from receipt of said notice of cancellation, and repair any damage to streets or sidewalks occasioned by the installation and removal of any and all parking meters.

7. Contractor reserves the right to employ a local independent contractor, acceptable to the City for the purpose of completely installing any and all parking meters, and grants the City Civil Engineer the right to approve or disapprove any and all installations so made by Contractor or its agents.

8. Contractor agrees to supervise the installation of said parking meters and shall train and instruct City's employees in the operation of the metered system and servicing of the equipment, all of which service is to be rendered without any additional charge to the City.

9. Contractor warrants each meter so furnished and installed against defective workmanship and material for a period of five (5) years after the date of installation and agrees that they will relace any meter or parts that may prove to be defective within the said five (5) year period, without any cost or charge to the City.

10. Contractor agrees to furnish a suitable performance bond as well as a bond covering public liability, property damage and workmans compensation.

11. Pay for moving old sidewalks and replacement of new cement sidewalks, when ordered removed and replaced by the City of its City Civil Engineer, in connection with the installation of any of said parking meters, at a cost not to exceed Forty (40c) Cents per square foot, four (4) inches thick.

12. In the event the City should desire to purchase additional meters, or parts therefor, within one (1) year, the following unit price will apply as set forth in Contractor's list price sheet attached to its proposal which list price sheet is hereby incorporated by reference.

13. Contractor further agrees to start work within thirty (30) consecutive calendar days from date of receiving notice that the Common Council of the City of Indianapolis has ratified, or authorized, or approved this agreement and to fully complete the installation of 2,000, more or less, parking meters, aforesaid, within ninety (90) consecutive calendar days from date of receiving the aforementioned notice, and the information required under Section 3 of Article 2 above.

And the Contractor further agrees to pay the City the sum of One Hundred (\$100.00) Dollars per day for each day thereafter, Sundays and Holidays excluded, that the work remains in-completed, which sum is agreed upon as the proper measure of liquidated damages, which the City shall be damaged by the failure of the Contractor to complete the work at the time stipulated and this sum is not to be construed as in any sense a penalty.

The Contractor shall hold and save the City harmless against any and all patent infringement claims and suits. The time for the completion of the work of installing the aforementioned meters within the City shall be extended by the actual period of any delay occasioned by strikes, litigation, or any restrictions enforced by the Federal Government or any agency thereof.

14. It is further agreed by the parties hereto that this contract shall not have any force and effect, until the Common Council of the City of Indianapolis, Indiana, ratifies, or authorized, or approves this contract by an Ordinance or Resolution.

Article 4. It Is Further understood by and between the parties hereto that this contract is hereby executed by M. H. Rhodes, Inc., a corporation as Contractor, by M. H. Rhodes, its president, and D. H. Foster, its treasurer, and witnessed by E. M. Sanderson, its secretary, as authorized by its Board of Directors on the _____ day of _____, 1946, and the City of Indianapolis, Indiana, by and through its Board of Public Works and Sanitation, witnessed by its executive secretary and approved by the Mayor and the Common Council of the City of Indianapolis.

IN WITNESS HEREOF: The parties hereunto have set their hands and seals as of the day and year first above written.

M.H. RHODES, INC.,

President

ATTEST:

Treasurer

CONTRACTOR

Secretary

City of Indianapolis By and
Through Its Board of Public
Works and Sanitation.

ATTEST:

Executive Secretary

President

APPROVED:

Vice President

Mayor

Member

President of the
Common Council

Member
CITY

Attest:

City Clerk

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

Section 1. That the preamble to this ordinance is hereby incorporated into and made a part of this ordinance by this reference thereto.

Section 2. That the acts of the Board of Public Works and Sanitation as set out in the preamble of this ordinance are hereby approved, confirmed and ratified.

Section 3. That the contract entered into by the M. H. Rhodes, Inc; aforesaid, with the Board of Public Works and Sanitation of the City of Indianapolis is hereby approved.

Section 4. This ordinance shall be in full force and effect from and after its passage and approval by the Mayor.

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

By the City Plan Commission:

GENERAL ORDINANCE NO. 117, 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 General Ordinance No. 114, 1922 (as amended) commonly known as the Zoning Ordinance of the City of Indianapolis, Indiana, be and the same is hereby amended, supplemented and extended as to the U1 or Dwelling House District, A2 or 4800 Square Feet Area District and H1 or 50 feet Height District, so as to include the following described territory, to-wit:

Beginning at a point in the west property line of Cold Springs Road, said Cold Spring Road being formerly known as West

Riverside Drive, said point of beginning being located at the intersection of said west property line of Cold Spring Road and the north line of Woollings Gold Coast Addition, an addition to the City of Indianapolis, Indiana, as recorded in Plat Book 24 at Page 534 in the office of the Recorder of Marion County, Indiana, said point being located one hundred eighty-seven and seventy-three hundredths (187.73) feet north of the north property line of West Twenty-third Street; thence west on and along the north property line of said Woollings Gold Coast Addition to the east property line of Warman Avenue; thence south on and along the east line of Warman Avenue a distance of seven hundred sixty-six and ninety-five hundredths (766.95) feet to a point, said point being the southwest corner of Lot 61 in Woollings Gold Coast Addition; thence east a distance of eight hundred forty-one and twenty-six hundredths (841.26) feet to a point in the west property line of Cold Spring Road, said point being the southeast corner of Lot 13 in Woollings Gold Coast Addition; thence north on and along the said west property line of Cold Spring Road to the place of beginning.

Section 2. This ordinance shall be in full force and effect from and after its passage, approval of 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 Safety:

GENERAL ORDINANCE NO. 118, 1946.

AN ORDINANCE prohibiting parking upon a certain part of North Kealing Avenue in the City of Indianapolis, Indiana; providing a penalty for the 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 owner or operator

of any vehicle to park the same or to suffer, permit or allow the same to be parked at anytime upon the following described part of North Kealing Avenue in the City of Indianapolis, Indiana, to-wit:

“On North Kealing Avenue from East Tenth Street to the first alley North.”

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 Law & Judiciary.

By the Board of Public Safety:

GENERAL ORDINANCE NO. 119, 1946.

AN ORDINANCE establishing a certain passenger and/or loading zone for the Marion County Juvenile Court, in the City of Indianapolis, Indiana; 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 Marion County Juvenile Court, at 148 E. Market Street, in the City of Indianapolis with ingress and egress for passengers, materials and merchandise coming to or going from such premises,—said Juvenile Court having complied with all provisions of Law relating to same and the Board of Public Safety, after due investigation, having recommended the establishment thereof, the following passenger and/or loading zone be and the same is hereby established at the following location in the City of Indianapolis, Indiana, for the Marion Juvenile Court, to-wit:

“Beginning at a point 102 feet west of the west property line of Delaware Street and extending west 39 feet on the North side of East Market Street.”

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 Election.

By the Board of Public Safety:

GENERAL ORDINANCE NO. 120, 1946.

AN ORDINANCE prohibiting parking on a certain part of Oliver Avenue 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. That it shall be unlawful for the owner or 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 Oliver Avenue in the City of Indianapolis, Indiana, to-wit:

“On the north side of Oliver Avenue from the west curb line of White River Parkway to the east curb line of Drover 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 Safety:

GENERAL ORDINANCE NO. 121, 1946.

AN ORDINANCE to amend Section 44 of General Ordinance No. 96-1928, as amended, to make a certain part of 25th Street

preferential in 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 Section 44 of General Ordinance No. 96-1928, as amended, be and the same is hereby amended so as to include the following part of 25th Street as a preferential Street in the City of Indianapolis, Indiana, to-wit:

“From the west curb line of Northwestern Avenue to the east curb line of Harding Street.”

Section 2. 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 Parks.

By Councilman Meriwether:

INTRODUCTION OF RESOLUTIONS

RESOLUTION NO. 7, 1946.

Be it herewith resolved that the Common Council of the City of Indianapolis go on record as favoring both the spirit of this resolution as set forth.

We take cognizance of the fact that our Nation recently has come out of a terrible war which has brought forth world-wide maladjustment which is being felt in every community in this country. Realizing the imperfections and problems of our republican government rooted in the democratic idea, we strongly adhere to the principle of freedom of equal opportunity should be available for all people.

We, therefore, call upon the citizenry of Indianapolis to realize that they have a part in making the democratic ideal a reality, for inequalities and injustices of all sorts are the greatest enemies of our ideology.

We reaffirm the Declaration of Independence and the Constitution of these United States, as a municipal law making body, make plea to the citizens of Indianapolis that they too, reaffirm their be-

lief and strive for the eradication of religious intolerance, racial discrimination and segregation, and all forms of bigotry which are incompatible to the American idea of democracy.

That good citizenship truly can manifest itself for the good of the total community only when all of its citizens receive equal treatment. That employment, recreational, and educational facilities should be open for use by all citizens without barriers or reservations.

Be it further resolved that the Common Council of the City of Indianapolis in the above unreservedly believes that the removal of all barriers in our City which hinder any group of citizens from the full enjoyment of their rights and privileges as American citizens is contrary to the fundamental principles of our democratic ideology and should be eliminated. Whereas, other cities have moved forward in rapid strides to root out intolerance, discrimination, segregation, and bigotry; we therefore urge that Indianapolis should take its place on the roll of those cities which are working for decency and true Americanism.

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

By the Board of Public Works and Sanitation:

RESOLUTION NO. 8, 1946.

WHEREAS, the 1947 budget for the Board of Public Works and Sanitation, of the City of Indianapolis, Indiana, originally requested, among other levies, Four Hundred Thousand (\$400,000.00) Dollars in Fund 26 Tax Levy and One Hundred Thousand (\$100,000.00) Dollars in Fund 26 Gas, Tax; and

WHEREAS, the City Council reduced the former fund to One Hundred Fifty Thousand (\$150,000.00) Dollars and increased the latter fund to One Hundred Seventy-five Thousand (\$175,000.00) Dollars; and

WHEREAS, subsequently, said Budget, as passed by the Council, was submitted to the Marion County Tax Adjustment Board and further reduced Fund 26 Tax Levy by Twenty-seven Thousand Five Hundred (\$27,500.00) Dollars; and

WHEREAS, said Board of Public Works has the maintenance and repair of five hundred and fifty (550) miles of improved streets and four hundred (400) miles of unimproved streets; and

WHEREAS, said Board of Public Works will be precluded from performing its duties in keeping the city streets in a safe condition for the public unless the aforementioned Fund 26 Tax Levy is restored to the amount originally requested; and

WHEREAS, the 1947 Budget for the Board of Public Safety of the City of Indianapolis, Indiana, originally requested among other Items Two Million Forty-nine Thousand Five Hundred Eighty-three Dollars and Seventy-Five Cents (\$2,049,583.75) in Fund 11 Tax Levy; and

WHEREAS, the City Council reduced said Fund 11 to One Million Seven Hundred Seventy-three Thousand Five Hundred Eighty-five (\$1,773,585.00) which total included an amount of Fifty-three Thousand One Hundred Seventy-five (\$53,175.00) Dollars for the employment of Twenty-four (24) private or probationary fireman at annua salary of Two Thousand One Hundred (\$2,100.-00) Dollars each and one signal operator at annual salary of Two Thousand Seven Hundred Seventy-five (\$2,775.00) Dollars; and

WHEREAS, the aforementioned Budget, as passed by the Common Council of said city, was submitted to the Marion County Tax Adjustment Board and further reduced to One Million Seven Hundred Twenty Thousand Four Hundred and Ten (\$1,720,410.00) Dollars; and

WHEREAS, unless the aforementioned budget is restored to One Million Seven Hundred Seventy-three Thousand Five Hundred Eighty-Five Dollars said Safety will be precluded from meeting the minimum requirements of the National Board of Fire Underwriters in manning its fire department, and will be unable to employ Twenty-four (24) probationary firemen and one signal operator; and

WHEREAS, in order to meet the minimum requirements of the National Board of Fire Underwriters, said Board requests that the reduction, aforesaid, made by the Marion County Tax Board be restored and the City's tax rate and levy be increased sufficiently to permit such restoration.

NOW, THEREFORE, be it resolved by the Common Council of the City of Indianapolis, Indiana, that the Honorable Robert H. Tyndall, Mayor of the City of Indianapolis, be and he is hereby

authorized to take an appeal from the decision of the Marion County Tax Board to the State Board of Tax Commissioner for the purpose of restoring the tax levy and rate as fixed by the Common Council.

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

ORDINANCES ON SECOND READING

Mr. Manly called for Appropriation Ordinance No. 33, 1946, for second reading. It was read a second time.

On motion of Mr. Manly, seconded by Mr. Dauss, Appropriation Ordinance No. 33, 1946, was ordered engrossed, read a third time and placed upon its passage.

Appropriation Ordinance No. 33, 1946, was read a third time by the Clerk and passed by the following roll call vote:

Ayes 7, viz: Mr. Brown, Mr. Dauss, Mr. Kealing, Mr. Manly, Dr. Meriwether, Mr. White, Mr. Worley.

Mr. Dauss called for Appropriation Ordinance No. 34, 1946, for second reading. It was read a second time.

On motion of Mr. Dauss, seconded by Mr. Worley, Appropriation Ordinance No. 34, 1946, was ordered engrossed, read a third time and placed upon its passage.

Appropriation Ordinance No. 34, 1946, was read a third time by the Clerk and passed by the following roll call vote:

Ayes 7, viz: Mr. Brown, Mr. Dauss, Mr. Kealing, Mr. Manly, Dr. Meriwether, Mr. White, Mr. Worley.

Mr. Dauss called for Appropriation Ordinance No. 35, 1946, for second reading. It was read a second time.

On motion of Mr. Dauss, seconded by Mr. Manly, Appropriation Ordinance No. 35, 1946, was ordered engrossed, read a third time and placed upon its passage.

Appropriation Ordinance No. 35, 1946, was read a third time by Clerk and passed by the following roll call vote:

Ayes 7, viz: Mr. Brown, Mr. Dauss, Mr. Kealing, Mr. Manly, Dr. Meriwether, Mr. White, Mr. Worley.

Dr. Meriwether called for General Ordinance No. 73, 1946, for second reading. It was read a second time.

Dr. Meriwether moved that General Ordinance No. 73, 1946, be stricken from the files. Which was seconded by Mr. Worley and carried by the following roll call vote:

Ayes 7, viz: Mr. Brown, Mr. Dauss, Mr. Kealing, Mr. Manly, Dr. Meriwether, Mr. White, Mr. Worley.

Mr. Dauss called for General Ordinance No. 113, 1946, for second reading. It was read a second time.

On motion of Mr. Dauss, seconded by Mr. Worley, General Ordinance No. 113, 1946, was ordered engrossed, read a third time and placed upon its passage.

General Ordinance No. 113, 1946, was read a third time by the Clerk and passed by the following roll call vote:

Ayes 7, viz: Mr. Brown, Mr. Dauss, Mr. Kealing, Mr. Manly, Dr. Meriwether, Mr. White, Mr. Worley.

MISCELLANEOUS BUSINESS

The Council reverted to the previous order of business.

Mr. Dauss made a motion to suspend the rules for further consideration and passage of Resolution No. 8, 1946, which was seconded by Dr. Meriwether.

The motion failed to pass by the following roll call vote:

Ayes 4, viz: Mr. Dauss, Mr. Kealing, Dr. Meriwether, Mr. Worley.

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

Said motion not receiving the required number of votes for suspension of the rules, the rules were not suspended.

On motion of Mr. Worley, seconded by Mr. White, the Common Council adjourned at 8:40 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 October, 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.

October 7, 1946]

City of Indianapolis, Ind.

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ATTEST:

EDW. R. KEALING,

Vice-President

A handwritten signature in cursive script, reading "Frank J. Noll". The signature is written in dark ink and is positioned above the printed name "Frank J. Noll".

City Clerk

(SEAL)

October 7, 1946]

City of Indianapolis, Ind.

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