

Monday, August 2, 1948
7:30 P. M.

REGULAR MEETING

The Common Council of the City of Indianapolis met in the Council Chamber at the City Hall, Monday, August 2, 1948, at 7:30 P. M. in regular session. President Emhardt in the chair.

The Clerk called the roll.

Present: Mr. Bright, Miss Connor, Mr. Ehlers, Mr. Ross, Mr. Seidensticker, Mr. Wallace, Mr. Wicker, President Emhardt.

Absent: Mr. Jameson.

Mr. Wicker moved that the reading of the Journal for the previous meeting be dispensed with and that the last line on Page 379 of the Journal of proceedings for July 19, 1948, be corrected to read:

72. Equipment -----\$1000.00

The motion was seconded by Mr. Ehlers and passed by a unanimous voice vote of the Council.

COMMUNICATIONS FROM THE MAYOR

July 20, 1948.

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

Gentlemen:

I have this day approved with my signature and delivered to the City Clerk, Mr. Richard Stewart, the following Ordinances:

APPROPRIATION ORDINANCE NO. 12, 1948

AN ORDINANCE appropriating, transferring and reappropriating and reallocating a certain sum (tax levy money) from a certain designated item and fund in the Department of Public Works, Administration, as appropriated under the 1948 Budget (G. O. 98, 1947), to another certain fund in the Department of Public Works, Administration, and fixing a time when the same shall take effect.

APPROPRIATION ORDINANCE NO. 13, 1948.

AN ORDINANCE appropriating, transferring and reappropriating and reallocating as of July 1, 1948, a certain sum (tax levy money) to certain designated items and funds in the Department of Public Safety, as appropriated under the 1948 Budget (G. O. 98, 1947) as hereby amended, and fixing a time when the same shall take effect.

APPROPRIATION ORDINANCE NO. 14, 1948.

AN ORDINANCE appropriating, transferring and reappropriating and reallocating as of July 1, 1948, a certain sum (tax levy money) to certain designated items and funds in the Department of Public Safety, as appropriated under the 1948 Budget (G. O. 998, 1947, as hereby amended, and fixing a time when the same shall take effect.

APPROPRIATION ORDINANCE NO. 15, 1948.

AN ORDINANCE of the City of Indianapolis, Indiana, appropriating the sum of \$426,000.00 from the proceeds of the sale of its Municipal Judgment Funding Bonds of 1948, and fixing a time when the same shall take effect.

SPECIAL ORDINANCE NO. 10, 1948.

AN ORDINANCE authorizing the grant of an easement over certain land owned by the City of Indianapolis, and fixing a time when the same shall take effect.

SPECIAL ORDINANCE NO. 11, 1948.

AN ORDINANCE, authorizing the Board of Public Safety of the City of Indianapolis, Indiana, through its duly authorized Purchasing Agent to sell certain real estate belonging to the City of Indianapolis and fixing a time when the same shall take effect.

GENERAL ORDINANCE NO. 58, 1948.

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

GENERAL ORDINANCE NO. 59, 1948.

AN ORDINANCE authorizing the Board of Aviation Commissioners to purchase through its duly authorized Purchasing Agent, certain equipment to be paid for out of funds of the 1946 Bond Issue heretofore set aside for such purpose for the use of said Board; and fixing a time when the same shall take effect.

GENERAL ORDINANCE NO. 60, 1948.

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

GENERAL ORDINANCE NO. 63, 1948.

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

GENERAL ORDINANCE NO. 64, 1948.

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.

Respectfully,

AL FEENEY,

Mayor.

COMMUNICATIONS FROM CITY OFFICIALS

July 31, 1948.

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

Gentlemen:

In Re: Appropriation Ordinance No. 16, 1948
Appropriation Ordinance No. 17, 1948

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. 16 and 17, 1948, Friday, July 23 and 30, 1948—The Indianapolis Commercial and The Marion County Messenger

that taxpayers would have the right to be heard on the above ordinances at the meeting of the Common Council to be held at 7:30 P. M., August 2, 1948 and by posting copies of said notices in the City Hall, Court House and Police Station in the City of Indianapolis, which notices remained posted for ten days or more prior to date of hearing.

Sincerely yours,

RICHARD G. STEWART
City Clerk.

July 31, 1948.

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

Gentlemen:

In Re: General Ordinance No. 66, 1948.

I hereby report that pursuant to the laws of the State of Indiana, I caused to be published on July 23, 1948 in the Indianapolis Commercial and the Marion County Messenger "Notice to Interested

Citizens" that G. O. No. 66, 1948 (Zoning Ordinance) was set for hearing before the Common Council on August 2, 1948.

Sincerely yours,

RICHARD G. STEWART
City Clerk.

July 31, 1948.

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

Gentlemen:

In Re: General Ordinance No. 60, 1948.
General Ordinance No. 63, 1948.

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. 60 and 63, 1948, Friday, July 23 and 30, 1948—The Indianapolis Commercial and The Marion County Mail

and that said ordinances are in full force and effect as of the last date of publication and compliance with laws pertaining thereto.

Sincerely yours,

RICHARD G. STEWART
City Clerk.

July 28, 1948.

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

Gentlemen:

Attached hereto you will find twenty-one copies of General Ordinance No. 69, authorizing the Board of Works to have certain equipment and materials to be appraised by Appraisers appointed by the Judge of Marion Circuit Court for trade-in and sale purposes.

Inasmuch as the appraised valuation will be in excess of \$500.00, this request is in accordance with the Acts of 1931, page No. 13.

Yours very truly,

ALBERT H. LOSCHE,
Purchasing Agent.

July 29, 1948.

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

Gentlemen:

Submitted herewith is General Ordinance No. 70, 1948.

This Ordinance prohibits driving through safety zones in the "mile square," except those located on Washington Street, from Delaware to Blake Street, except Street cars, trolley busses, motor coaches, private and public ambulances in emergencies, funeral processions, and duly authorized parades.

We respectfully request its passage.

Yours very truly,

BOARD OF PUBLIC SAFETY

L. J. KEACH, President.

July 29, 1948.

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

Gentlemen:

Submitted herewith is General Ordinance No. 71, 1948.

This Ordinance designates Blake Street as preferential from New York Street to Indiana Avenue, except Michigan Street.

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We respectfully request its passage.

Yours very truly,

BOARD OF PUBLIC SAFETY

L. J. KEACH, President.

August 2, 1948.

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

Gentlemen:

Attached herewith are Twenty-two copies of General Ordinance No. 72, 1948 pertaining to the re-zoning of the area around 6300 East Washington Street.

I respectfully recommend the passage of this ordinance.

Respectfully yours,

J. PORTER SEIDENSTICKER,
Councilman.

August 2, 1948.

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

Gentlemen:

Attached hereto are copies of General Ordinance No. 73, 1948 pertaining to the re-zoning of area between 15th Street and Nowland Avenue.

Sincerely yours,

JOSEPH A. WICKER,
Councilman.

July 31, 1948.

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

Gentlemen:

Attached hereto are 22 copies of Resolution No. 3, 1948, which approves, confirms and ratifies a certain permit granted by the Board of Public Works of the City of Indianapolis, to Indianapolis Railways, Inc., under date of July 29, 1948.

It is respectfully recommended that this resolution be passed.

Very truly yours,

CITY OF INDIANAPOLIS

BOARD OF PUBLIC WORKS

HENRY MUELLER,

Executive Secretary.

At this time those present were given an opportunity to be heard on Appropriation Ordinances Nos. 16, 17, General Ordinances Nos. 54, 61, 62, 66, 67, 68, Special Ordinances Nos. 12, 13, 1948.

Mr. Ross asked for recess. The motion was seconded by Mr. Ehlers, and the Council recessed at 8:40 P. M.

The Council reconvened at 9:55 P. M., with the same members present as before.

COMMITTEE REPORTS

Indianapolis, Ind., August 2, 1948.

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. 16, 1948, entitled

AN ORDINANCE appropriating, transferring and reappropriating and reallocating as of August 1, 1948, \$1800.00 (tax monies) to Funds 13, 33, 32, 34, and 38 in the Department of Public Safety, as appropriated under the 1948 Budget (G. O. No. 98, 1947) as hereby amended

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

JOSEPH A. WICKER, Chairman
JOSEPH C. WALLACE
GUY O. ROSS
MARY C. CONNER

Indianapolis, Ind., August 2, 1948.

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. 17, 1948, entitled

AN ORDINANCE appropriating, transferring, reappropriating and reallocating \$2,000.00 (tax levy money) from Fund 11 in the Department of Public Safety, Police Department, as appropriated under the 1948 Budget (G. O. 98, 1947) to Fund 45 in the Department of Public Works, Garage

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

JOSEPH A. WICKER, Chairman
JOSEPH C. WALLACE
GUY O. ROSS
MARY C. CONNER

Indianapolis, Ind., August 2, 1948.

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

Gentlemen:

We, your Committee on Works to whom was referred General Ordinance No. 67, 1948, entitled

AN ORDINANCE ratifying and approving a certain contract by and between the City of Indianapolis, Indiana and Pierce and Gruber, Structural Engineers, entered into May 27, 1948, and concerning the employment of said Structural Engineers to perform certain professional services in connection with a Bridge to be constructed over Pleasant Run at Arlington Avenue in the City of Indianapolis

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

JOSEPH C. WALLACE, Chairman
GUY O. ROSS
J. PORTER SEIDENSTICKER
JOSEPH E. BRIGHT

Indianapolis, Ind., August 2, 1948.

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

Gentlemen:

We, your Committee on Safety to whom was referred General Ordinance No. 61, 1948, entitled

AN ORDINANCE approving the action of the Board of Public Safety and the Controller of the City of Indianapolis, with reference to the issuance of taxicab licenses to Two Star Cab Company, Rhoads Cab Company, Civic Services Corp., and Safety Cab, Inc.

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

GUY O. ROSS, Chairman
JOSEPH C. WALLACE
CHARLES P. EHLERS
JOSEPH E. BRIGHT

Indianapolis, Ind., August 2, 1948.

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

Gentlemen:

We, your Committee on Safety to whom was referred General Ordinance No. 62, 1948, entitled

AN ORDINANCE to amend section 2 of General Ordinance No. 87, 1935 as amended by General Ordinance No. 80, 1947, entitled, "An Ordinance concerning taxicabs" approved May 20, 1935 increasing the number to 500

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

GUY O. ROSS, Chairman
JOSEPH A. WICKER
JOSEPH C. WALLACE
CHARLES P. EHLERS
JOSEPH E. BRIGHT

Indianapolis, Ind., August 2, 1948.

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

Gentlemen:

We, your Committee on Safety to whom was referred General Ordinance No. 68, 1948, entitled

AN ORDINANCE amending Section 45 of General Ordinance No. 96, 1928, as amended to include parts of Prospect and Morris Streets as one way streets in the City of Indianapolis, Indiana

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

GUY O. ROSS, Chairman
 JOSEPH A. WICKER
 JOSEPH C. WALLACE
 CHARLES P. EHLERS
 JOSEPH E. BRIGHT

Indianapolis, Ind., August 2, 1948.

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. 54, 1948, entitled

AN ORDINANCE to amend General Ordinance No. 114, 1922, (as amended), commonly known as the Zoning Ordinance (Maple Crest Addition)

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

J. PORTER SEIDENSTICKER,
 Chairman
 MARY C. CONNOR
 JOSEPH A. WICKER
 CHARLES P. EHLERS

Indianapolis, Ind., August 2, 1948.

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

Gentlemen:

We, your Committee on Health to whom was referred General Ordinance No. 66, 1948, entitled

AN ORDINANCE to amend General Ordinance No. 114, 1922, (as amended), commonly known as the Zoning Ordinance of the City of Indianapolis (bounded by Westfield Boulevard, White River and Monon Railroad)

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

J. PORTER SEIDENSTICKER,
Chairman
MARY C. CONNOR
JOSEPH A. WICKER
CHARLES P. EHLERS

Indianapolis, Ind., August 2, 1948.

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 Special Ordinance No. 12, 1948, entitled

AN ORDINANCE annexing certain contiguous territory to the City of Indianapolis (northeast corner of Lowell and Kitley Avenues)

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

MARY C. CONNOR, Chairman
GUY O. ROSS
JOSEPH C. WALLACE
JOSEPH E. BRIGHT

Indianapolis, Ind., August 2, 1948.

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 Special Ordinance No. 13, 1948, entitled

AN ORDINANCE annexing certain contiguous territory to the City of Indianapolis (east of Emerson Avenue, south of East 16th Street)

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

MARY C. CONNOR, Chairman
GUY O. ROSS
JOSEPH C. WALLACE
JOSEPH E. BRIGHT

INTRODUCTION OF GENERAL ORDINANCES

By the Purchasing Agent:

GENERAL ORDINANCE NO. 69, 1948

AN ORDINANCE authorizing and empowering the Board of Public Works of the City of Indianapolis, Indiana, to have certain equipment and material appraised by appraisers appointed by the Judge of the Marion Circuit Court, and to trade or sell the same for not less than the appraised value 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. The Board of Public Works is hereby authorized to petition the Judge of Marion County Circuit Court to appoint three (3) disinterested free-holders of the City of Indianapolis to appraise the following property and materials:

- (a) Adnum Black Top Paver. Serial No. 1465, 1947 Model. Located at 1712 South West Street.
- (b) Good Roads Champion Aggregate Spreader, Model No. 10, Serial No. A-728, with truck attachment. Located at 1712 South West Street.
- (c) Power Operated Street Sweeping Broom Machine No. 25330, W-298 Series. Model No. 108. Make: Littleford Manufacturing Co. Located at 1134 Shelby Street.

- (d) Estimated 75 Tons (more or less) Second Hand Steel to be removed from Bridges at Canal and College Avenue.

Section 2. The Board of Public Works, by and through its Purchasing Agent, be and the same is hereby authorized to sell the above described equipment and materials after advertising for bids according to law, to the highest bidder for a sum not less than the appraisal authorized in Section 1 hereof.

Section 3. 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 Works.

By the Board of Safety:

GENERAL ORDINANCE NO. 70, 1948.

AN ORDINANCE amending Section 21, Article V, of General Ordinance No. 96, 1928, as amended by G. O. No. 10, 1943, 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 21, Article V, of General Ordinance No. 96, 1928, as amended by G. O. No. 10, 1943, be and the same is hereby amended to read as follows:

"Section 21. DRIVING THROUGH SAFETY ZONES. (a) It shall be unlawful for the operator of any vehicle, except street cars, trolley busses, motor coaches, private and public ambulances in emergencies, funeral processions and duly authorized parades, at any time to drive the same over, through or at the left of any safety zone located within that area of the central part of Indianapolis, Indiana, commonly known as the "Mile Square" and which is bounded on the North by North Street, on the west by West Street, on the south by South Street, and

on the east by East Street, except those safety zones located on Washington Street from Delaware Street to Blake Street."

Section 2. This ordinance shall be in full force and effect from and after its passage, approval by the Mayor and publication according to law.

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

By the Board of Safety:

GENERAL ORDINANCE NO. 71, 1948.

AN ORDINANCE amending Section 44 of G. O. 96, 1928, as amended, to include certain preferential streets 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 Section 44 of G. O. 96, 1928, as amended, be and the same is hereby amended to include and establish the following parts of certain streets, by the City of Indianapolis, designated herein as preferential streets.

- (a) Blake Street from the north curb line of New York Street to the south curb line of Michigan Street and from the north curb line of Michigan Street to the south curb line of Indiana Avenue.

Section 2. This ordinance shall be in full force and effect from and after 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 Safety.

By Councilman Seidensticker:

GENERAL ORDINANCE NO. 72, 1948.

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 the U3 or Business District, the A3 or 2400 square feet Area District and the H1 or 50 feet Height District be and the same is hereby amended, supplemented and extended so as to include the following described real territory:

Beginning at a point, said point being in the center line of East Washington Street as now located in the City of Indianapolis and four hundred twenty-one and eight one-hundredths (421.08) feet southwest of the intersection of said center line and the east line of the southwest $\frac{1}{4}$ of Section 2, Township 16 North, Range 4 East, in Marion County, Indiana; thence south on and along a line parallel to the said east line of said southwest quarter to the north property line of the P. C. C. & St. L. R. R. (Pennsylvania Railroad); thence southwesterly on and along said north property line of said railroad a distance of nine hundred nine and forty-six one-hundredths (909.46) feet, more or less, to the west line of the east $\frac{1}{2}$ of the southwest $\frac{1}{4}$ of said Section 2; thence north on and along said west line of said east $\frac{1}{2}$ of said southwest quarter to the center line of East Washington Street; thence northeasterly on and along said center line of East Washington Street 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 Health.

By Councilman Wicker:

GENERAL ORDINANCE NO. 73, 1948.

AN ORDINANCE to amend General Ordinance No. 114, 1922 (as amended), commonly known as the Zoning Ordinance of 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 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 U4 or First Industrial District; A3 or 2400 Square Feet Area District, H1 or 50 Feet Height District so as to include the following described territory, to-wit:

Lots numbered Nine (9), Ten (10), Eleven (11), Twelve (12), Twenty-one (21), Twenty-two (22), Twenty-three (23), and Twenty-four (24) in M. C. Lingenfelter's Sub-Division (recorded in Plat Book 13, Page 69), of Vajene Sixth Addition to the City of Indianapolis, recorded in Plat Book 3, Page 184, of the records of the Recorder's office of Marion County, Indiana.

Section 2. This ordinance shall be in full force and effect from and after its passage, approval by the Mayor and publication according to law.

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

INTRODUCTION OF RESOLUTIONS

By the Board of Works:

RESOLUTION NO. 3, 1948.

A RESOLUTION approving, confirming and ratifying a certain permit granted by the Board of Public Works of the City of Indianapolis by its written order on July 29, 1948, to Indianapolis Railways, Incorporated, under and pursuant to the provisions of the agreement entered into by the City of Indianapolis and Indianapolis Railways, Incorporated, dated May 25, 1936, as amended and approved by General Ordinance No. 40, 1936:

WHEREAS, in the agreement between the City of Indianapolis and Indianapolis Railways, Incorporated, dated May 25, 1936, amended and approved by General Ordinance No. 40, 1936, said city granted

to Indianapolis Railways, Incorporated, subject to the terms and conditions therein set forth, the right to erect and maintain poles, feeder lines, trolley wires and other structures necessary to the operation of trackless trolley cars on certain streets and parts of streets named and designed in said agreement, together with such other streets and parts of streets as may from time to time by the Board of Public Works by its written orders be permitted to be used by Indianapolis Railways, Incorporated, for the operation of trackless trolley cars, subject to approval of such permits by the Common Council, and to use such streets and parts of streets for transportation of passengers by means of trackless trolley cars; and

WHEREAS, pursuant to said provisions contained in said agreement, as amended and approved by said General Ordinance No. 40, 1936, for the use of additional streets and parts of streets by Indianapolis Railways, Incorporated, for said trackless trolley operation, under the terms and conditions of said agreement, the Board of Public Works did on July 29, 1948, subject to approval by the Common Council, by written order grant to Indianapolis Railways, Incorporated, the following permit contained in the following order, to-wit:

ORDER BY THE
BOARD OF PUBLIC WORKS
OF THE CITY OF INDIANAPOLIS
ENTERED JULY 29, 1948.

BE IT REMEMBERED that on July 29, 1948, the Board of Public Works of the City of Indianapolis, Indiana, considered the matter of the proposed use for the operation of trackless trolley cars by Indianapolis Railways, Incorporated, of the following part of a public street in the City of Indianapolis, Indiana, to-wit:

East Michigan Street, between Alabama Street and
Pennsylvania Street,

under and pursuant to the terms of the agreement entered into on May 25, 1936, between the City of Indianapolis, by and through this Board, and Indianapolis Railways, Incorporated, and approved, with amendments, in General Ordinance No. 40, 1936; and it appearing

that the Board of Public Safety and the City Traffic Engineer of the City of Indianapolis, Indiana, and Indianapolis Railways, Incorporated are in accord with the proposed use of said part of East Michigan Street for said trackless trolley car operation, in connection with a proposed rerouting of the existing Central Avenue trackless trolley line of Indianapolis Railways, Incorporated, and the Board being duly advised in the premises;

IT IS HEREBY ORDERED that Indianapolis Railways, Incorporated, be, and hereby is, authorized and permitted to use said portion of said street for the operation of said trackless trolley cars, and is further authorized and permitted for the purpose of such trackless trolley car operation to erect poles, overhead wires and switches, and other structures on said street and to connect the same with existing overhead trackless trolley wires and structures, said construction and said operation of trackless trolley cars on said portion of said street to be made and done under and pursuant to the terms and provisions of said agreement between the City of Indianapolis and Indianapolis Railways, Incorporated, entered into on May 25, 1936, and approved with amendments, by General Ordinance No. 40, 1936, of the City of Indianapolis; provided, however, that said portion of said street shall not be used for said construction or said trackless trolley operation unless and until said use is approved by the Common Council of the City of Indianapolis, as required under the terms of said contract.

Dated July 29, 1948.

BOARD OF PUBLIC WORKS
OF THE CITY OF INDIANAPOLIS.

STANLEY S. FEEZLE,
MARTIN McDERMOTT,
BYRON P. HOLLETT.

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

That the Common Council does hereby in all things approve, confirm and ratify the permit granted on July 29, 1948, by the Board of Public Works to Indianapolis Railways, Incorporated, as contained in said order; Provided, that the use by Indianapolis Railways, Incorporated, of the portion of the street covered by said permit for the aforesaid purpose shall in all things be subject to, and in accordance

with, all of the terms, conditions and provisions of the aforesaid agreement between the City of Indianapolis and Indianapolis Railways, Incorporated, dated May 25, 1936, as the same is amended and approved in said General Ordinance No. 40, 1936.

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

ORDINANCES ON SECOND READING

Mr. Wicker called for Appropriation Ordinance No. 16, 1948 for second reading. It was read a second time.

On motion of Mr. Wicker, seconded by Mr. Ehlers, Appropriation Ordinance No. 16, 1948 was ordered engrossed, read a third time and placed upon its passage.

Appropriation Ordinance No. 16, 1948 was read a third time by the Clerk and passed by the following roll call vote:

Ayes 7, viz: Mr. Bright, Miss Connor, Mr. Ehlers, Mr. Ross, Mr. Wallace, Mr. Wicker, President Emhardt.

Noes 1, viz: Mr. Seidensticker.

Mr. Wicker called for Appropriation Ordinance No. 17, 1948 for second reading. It was read a second time.

On motion of Mr. Wicker, seconded by Miss Connor, Appropriation Ordinance No. 17, 1948 was ordered engrossed, read a third time and placed upon its passage.

Appropriation Ordinance No. 17, 1948 was read a third time by the Clerk and passed by the following roll call vote:

Ayes 7, viz: Mr. Bright, Miss Connor, Mr. Ehlers, Mr. Ross, Mr. Wallace, Mr. Wicker, President Emhardt.

Noes 1, viz: Mr. Seidensticker.

Mr. Wallace called for General Ordinance No. 67, 1948 for second reading. It was read a second time.

On motion of Mr. Wallace, seconded by Miss Connor, General Ordinance No. 67, 1948, was ordered engrossed, read a third time and placed upon its passage.

General Ordinance No. 67, 1948 was read a third time by the Clerk and passed by the following roll call vote:

Ayes 8, viz: Mr. Bright, Miss Connor, Mr. Ehlers, Mr. Ross, Mr. Seidensticker, Mr. Wallace, Mr. Wicker, President Emhardt.

Mr. Ross called for General Ordinance No. 61, 1948 for second reading. It was read a second time.

Mr. Ross moved that General Ordinance No. 61, 1948 be stricken from the files. Which was seconded by Mr. Seidensticker and carried by the following roll call vote:

Ayes 5, viz: Mr. Bright, Mr. Ross, Mr. Seidensticker, Mr. Wallace, President Emhardt.

Noes 3, viz: Miss Connor, Mr. Ehlers, Mr. Wicker.

Mr. Ross moved that General Ordinance No. 62, 1948 be held for further consideration. Which was seconded by Mr. Seidensticker and carried by the unanimous voice vote of the Council.

Mr. Ross called for General Ordinance No. 68, 1948 for second reading. It was read a second time.

On motion of Mr. Ross, seconded by Mr. Ehlers, General Ordinance No. 68, 1948 was ordered engrossed, read a third time and placed upon its passage.

General Ordinance No. 68, 1948 was read a third time by the Clerk and passed by the following roll call vote:

Ayes 8, viz: Mr. Bright, Miss Connor, Mr. Ehlers, Mr. Ross, Mr. Seidensticker, Mr. Wallace, Mr. Wicker, President Emhardt.

Mr. Seidensticker moved that General Ordinance No. 54, 1948 be stricken from the files. Which was seconded by Mr. Ehlers and carried by the following roll call vote:

Ayes 8, viz: Mr. Bright, Miss Connor, Mr. Ehlers, Mr. Ross, Mr. Seidensticker, Mr. Wallace, Mr. Wicker, President Emhardt.

Mr. Seidensticker called for General Ordinance No. 66, 1948 for second reading. It was read a second time.

On motion of Mr. Seidensticker, seconded by Mr. Ehlers, General Ordinance No. 66, 1948 was ordered engrossed, read a third time and placed upon its passage.

General Ordinance No. 66, 1948 was read a third time by the Clerk and passed by the following roll call vote:

Ayes 8, viz: Mr. Bright, Miss Connor, Mr. Ehlers, Mr. Ross, Mr. Seidensticker, Mr. Wallace, Mr. Wicker, President Emhardt.

Miss Connor called for Special Ordinance No. 12, 1948 for second reading. It was read a second time.

On motion of Miss Connor, seconded by Mr. Seidensticker, Special Ordinance No. 12, 1948 was ordered engrossed, read a third time and placed upon its passage.

Special Ordinance No. 12, 1948 was read a third time by the Clerk and passed by the following roll call vote:

Ayes 8, viz: Mr. Bright, Miss Connor, Mr. Ehlers, Mr. Ross, Mr. Seidensticker, Mr. Wallace, Mr. Wicker, President Emhardt.

Miss Connor called for Special Ordinance No. 13, 1948 for second reading. It was read a second time.

On motion of Miss Connor, seconded by Mr. Ehlers, Special Ordinance No. 13, 1948 was ordered engrossed, read a third time and placed upon its passage.

Special Ordinance No. 13, 1948 was read a third time by the Clerk and passed by the following roll call vote:

Ayes 6, viz: Mr. Bright, Miss Connor, Mr. Ross, Mr. Seidensticker, Mr. Wallace, Mr. Emhardt.

Noes 2, viz: Mr. Ehlers, Mr. Wicker.

On motion of Mr. Wicker, seconded by Miss Connor, the Common Council adjourned at 10:20 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 2nd day of August, 1948, 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.

August 2, 1948]

City of Indianapolis, Ind.

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Christian J. Eschardt

President.

ATTEST:

Richard L. Stewart

City Clerk.

(SEAL)

August 2, 1948]

City of Indianapolis, Ind.

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