

REGULAR MEETING

Monday, August 2, 1943.  
7:30 P. M.

The Common Council of the City of Indianapolis met in the Council Chamber at the City Hall, Monday, August 2, 1943, at 7:30 p. m., in regular session. President Schumacher in the chair.

The Clerk called the roll.

Present: Mr. Bowers, Mr. Dauss, Mr. Jordan, Mr. Kealing, Mr. Manly, Dr. Meriwether, Mr. Sullivan, Mr. Worley, President Schumacher.

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

COMMUNICATIONS FROM THE MAYOR

July 22, 1943.

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

## GENERAL ORDINANCE No. 48, 1943

AN ORDINANCE approving an order of the Board of Public Safety of the City of Indianapolis abolishing a taxicab stand heretofore established on Ohio Street, pursuant to Section 9 of General Ordinance No. 87, 1935, as amended; and fixing a time when the same shall take effect.

## GENERAL ORDINANCE No. 49, 1943

AN ORDINANCE prohibiting and regulating parking on certain streets 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. 50, 1943

AN ORDINANCE approving an order of the Board of Public Safety of the City of Indianapolis eliminating automatic signals now located at 21st Street and Northwestern Avenue and fixing a time when the same shall take effect.

## GENERAL ORDINANCE No. 51, 1943

AN ORDINANCE amending Section 44 of General Ordinance No. 98, 1928, as amended, by making North New Jersey Street preferential at certain points, and fixing a time when the same shall take effect.

## GENERAL ORDINANCE No. 52, 1943

AN ORDINANCE approving an order of the Board of Public Safety of the City of Indianapolis to establish a taxicab stand at a designated point on Market Street in said City, pursuant to Section 9 of General Ordinance No. 87, 1935, as amended; and fixing a time when the same shall take effect.

APPROPRIATION ORDINANCE No. 24, 1943

AN ORDINANCE appropriating the sum of Four Thousand Two Hundred Twenty-Two Dollars and Twenty Cents (\$4,222.20) from the anticipated, unexpended and unappropriated 1943 balance of the General Fund of the City of Indianapolis to Fund No. 51, Insurance and Premiums, Administration, Department of Public Works, and fixing a time when the same shall take effect.

APPROPRIATION ORDINANCE No. 33, 1943

AN ORDINANCE appropriating the sum of One Thousand Five Hundred Sixty Dollars (\$1,560.00) from the anticipated, unexpended and unappropriated 1943 balance of the General Fund of the City of Indianapolis and allocating the same as of July 1, 1943, to certain items in Fund No. 11, of the Dog Pound in the Department of Public Safety, of the 1943 budget; and amending General Ordinance No. 61, 1942, as amended, beginning as of July 1, 1943, and for the remainder of the current year, regarding the 1943 Budget for said Fund No. 11 of said Dog Pound in said Department; and fixing a time when this ordinance shall take effect.

RESOLUTION No. 4, 1943

WHEREAS, it is the duty of the Common Council of the City of Indianapolis to review and pass the proposed Budget for the Calendar year of 1944; and

Respectfully,

ROBERT H. TYNDALL,  
Mayor.

July 28, 1943.

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, Frank J. Noll, Jr., the following ordinance:

GENERAL ORDINANCE No. 54, 1943

AN ORDINANCE amending Sections 1 and 2 of General Ordinance No. 25, 1943, relating to the purchase and supply of personal equipment, such as uniforms, supplies, etc., for members of the Indianapolis Police and Fire Departments, etc., and providing for the payment of certain monthly allowances at designated periods by the City Controller, and fixing a time when this ordinance shall take effect.

Respectfully,

ROBERT H. TYNDALL.

Mayor.

COMMUNICATIONS FROM CITY OFFICIALS

August 2, 1943.

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

**Gentlemen:**

In Re: A. O. Nos. 34, 35 and 36, 1943

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

A. O. Nos. 34, 35 and 36, 1943—Friday, July 23, 1943—The Indianapolis Times and The Indianapolis News.

that taxpayers would have the right to be heard on the above ordinances at the regular meeting of the Common Council to be held, August 2, 1943, 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 more than 10 days prior to the date of hearing.

Sincerely,

FRANK J. NOLL, JR.,  
City Clerk.

August 2, 1943.

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

Gentlemen:

In Re: G. O. 34, G. O. 39, G. O. 40, and G. O. 41, 1943

I beg leave to report pursuant to the laws of the State of Indiana, I caused publication to be inserted in the following newspapers:

G. O. No. 34, 1943—Monday, July 12 and July 19, 1943—The Indianapolis Times and The Indianapolis News.

G. O. No. 39, 1943—Wednesday, July 14 and July 21, 1943—The Indianapolis Commercial and The Indianapolis News.

G. O. No. 40, 1943—Wednesday, July 14, and July 21, 1943—The Indianapolis Times and The Indianapolis Star.

G. O. No. 41, 1943—Wednesday, July 14, and July 21, 1943—The Indianapolis Times and The Indianapolis Star.

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

Sincerely

FRANK J. NOLL, JR.,  
City Clerk.

August 2, 1943]

City of Indianapolis, Ind.

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August 2, 1943.

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

Gentlemen:

Attached are copies of Appropriation Ordinance No. 37, 1943, amending the 1943 budget of the Board of Flood Control, increasing the hourly wages of certain employees as of May 31, 1943. This is in accordance with a Resolution of the Board of Flood Control.

I respectfully recommend the passage of this ordinance.

Yours very truly,

ROY E. HICKMAN,  
City Controller.

August 2, 1943.

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

Gentlemen:

Attached are copies of Appropriation Ordinance No. 38, 1943, transferring the sum of \$1,000.00 from Fund No. 11 of the Police Department to Fund No. 34.

I respectfully recommend the passage of this ordinance.

Yours very truly,

ROY E. HICKMAN,  
City Controller.

August 2, 1943.

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

Gentlemen:

Attached are copies of Appropriation Ordinance No. 39, 1943, reappropriating the sum of \$1,500.00 from Fund No. 11 of the Board of Health and Charities, City Hospital, Dispensary, Medical Technician Asst. to Fund No. 11, Laboratory, City Hospital, Medical Technicians.

I respectfully recommend the passage of this ordinance.

Yours very truly,

ROY E. HICKMAN,  
City Controller.



August 2, 1943]

City of Indianapolis, Ind.

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August 2, 1943.

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

Gentlemen:

Attached are copies of Appropriation Ordinance No. 40, 1943, regarding the 1943 budget of the Municipal Airport, creating hourly wage rates for the employees.

I respectfully recommend the passage of this ordinance.

Yours very truly,

ROY E. HICKMAN,  
City Controller.

August 2, 1943.

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

Gentlemen:

Attached are copies of Appropriation Ordinance No. 41, 1943, transferring the sum of \$2,450.00 from Fund No. 11 and Fund No. 33

of the Board of Public Safety, Police Department, to Fund No. 45, Fund No. 72, and Fund No. 31.

I respectfully recommend the passage of this ordinance.

Yours very truly,

ROY E. HICKMAN,  
City Controller.

August 2, 1943.

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

Gentlemen:

Attached are copies of Appropriation Ordinance No. 42, 1943, appropriating the sum of \$800.00 to Fund No. 11 of the Police Department, from the 1943 estimated, anticipated balance of the City General Fund.

I respectfully recommend the passage of this ordinance.

Yours very truly,

ROY E. HICKMAN,  
City Controller.

August 2, 1943]

City of Indianapolis, Ind.

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August 2, 1943.

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

Gentlemen:

Attached herewith are 18 copies of General Ordinance No. 56, 1943, together with blueprints relative to a proposed Switch Permit for the Glidden Company across Gent and Eighteenth Street.

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

Very truly yours,

**BOARD OF PUBLIC WORKS AND SANITATION,**

OTTO ABSHIER,  
Executive Secretary.

August 2, 1943.

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

Gentlemen:

Submitted herewith is General Ordinance No. 57, 1943, limiting parking to one and one-half hours, between the hours of 7:00 a. m. and 6:00 p. m., on Henry Street between Division and Harding Streets.

We respectfully recommend the passage of this ordinance.

Respectfully submitted,

BOARD OF PUBLIC SAFETY,

By WM. H. REMY,  
President.

August 2, 1943.

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

Gentlemen:

Attached are copies of General Ordinance No. 58, 1943, prohibiting parking on the south side of Iowa Street, and fixing a penalty for the violation thereof.

I respectfully recommend the passage of this ordinance.

Yours very truly,

A. ROSS MANLY  
Councilman

August 2, 1943.

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

Gentlemen:

Attached are copies of General Ordinance No. 59, 1943, regulating the sale by auction of automotive vehicles.

I respectfully recommend the passage of this ordinance.

Yours very truly,

R. C. DAUSS,  
Councilman.

July 27, 1943.

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

Gentlemen:

Attached hereto you will find 18 copies of General Ordinance No. 60, authorizing the Board of Public Works and Sanitation, through its duly appointed Purchasing Agent to contract for material and services as hereinafter set out. The cost of this material and services to be paid for out of sums of money heretofore appropriated for the use of said Board.

Yours very truly,

DEPARTMENT OF PUBLIC PURCHASE,

EDWARD G. HERETH,  
Purchasing Agent.

At this time those present were given an opportunity to be heard on Appropriation Ordinances Nos. 34, 35, and 36, 1943.

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

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

## COMMITTEE REPORTS

Indianapolis, Ind., August 2, 1943.

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

Gentlemen:

We, your Committee on Public Health, to whom was referred Appropriation Ordinance No. 34, 1943, entitled:

AN ORDINANCE transferring moneys from a certain designated fund in the Flower Mission of the Department of Public Health and Charities of the City of Indianapolis, Indiana, to a certain other designated

fund in said division as the same appear in the 1943 annual budget for said city; and fixing a time when the same shall take effect;

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

LUCIAN B. MERIWETHER, Chairman  
EDWARD R. KEALING  
ROSS MANLY  
O. H. WORLEY  
WILLIE B. SULLIVAN

Indianapolis, Ind., August 2, 1943.

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, 1943, entitled:

AN ORDINANCE amending General Ordinance No. 61, 1942,, relating to the 1943 budget for Fund 11 in the Department of Law, to create an additional Assistant City Attorney at a designated salary for the remainder of 1943, beginning as of August 11, 1943; and



transferring and reallocating certain amounts of money from designated items in said Fund 11 in order to provide therefor; and fixing a time when this ordinance shall take effect.

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

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

Indianapolis, Ind., August 2, 1943.

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

Gentlemen:

We, your Committee on Public Works, to whom was referred Appropriation Ordinance No. 36, 1943, entitled:

AN ORDINANCE appropriating the sum of Fourteen Thousand Five Hundred Dollars (\$14,500.00) from the anticipated, unexpended and unappropriated 1943 balance of the General Fund of the City of Indianapolis

to Fund No. 72, Equipment, Street Commissioner, Department of Public Works, for the purpose of purchasing certain equipment; and fixing a time when the same shall take effect;

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

EDWARD R. KEALING, Chairman  
HERMAN E. BOWERS  
R. C. DAUSS  
WILLIE B. SULLIVAN  
CARSON C. JORDAN

Indianapolis, Ind., August 2, 1943.

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

Gentlemen:

We, your Committee on Parks, to whom was referred General Ordinance No. 55, 1943, entitled:

AN ORDINANCE establishing certain passenger and/or loading zones in the City of Indianapolis, pursuant

to the provisions of Section 26 of General Ordinance No. 96, 1928, as amended; and fixing a time when the same shall take effect.

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

ROSS MANLY, Chairman  
R. C. DAUSS  
LUCIAN B. MERIWETHER  
O. H. WORLEY  
WILLIE B. SULLIVAN

## INTRODUCTION OF APPROPRIATION ORDINANCES

By the City Controller:

### APPROPRIATION ORDINANCE No. 37, 1943

AN ORDINANCE amending Fund No. 12 of General Ordinance No. 61, 1942, relating to the 1943 Budget for the Board of Flood Control; providing for increased hourly wages of certain employees therein beginning as of May 31, 1943; and fixing a time when this ordinance shall take effect.

WHEREAS, an extraordinary emergency exists in the operation of this department under the present hourly wage budget, which was set up in 1942 for the year 1943, in that this department of the City is now faced with a real shortage in the manpower necessary to operate same due to considerably higher wages for similar services paid in war industries, as well as to the increased living costs; and

WHEREAS, in order to meet this situation, the Board of Flood Commissioners duly adopted a resolution to increase the hourly wage scales of certain employees in this department, which are provided for this department under Fund No. 12 of the 1943 budget, as set out in General Ordinance No. 61, 1942; and

WHEREAS, there exists under certain items of said Fund No. 12 in said Department a probable excess which will be available and is sufficient for said increases without increasing or affecting the current tax levies; NOW, THEREFORE,

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

Section 1. That, beginning as of May 31, 1943, Fund No. 12, Board of Flood Control department of the 1943 budget, as set out in General Ordinance No. 61, 1942, which reads as follows, to-wit:

12—SALARIES & WAGES—TEMPORARY

52 wks. Superintendent .....	@ \$45.00	\$2,340.00
2,340 hrs. Dragline Operator .....	@ 1.00	2,340.00
2,080 hrs. Truck Driver .....	@ .60	1,248.00
16,800 hrs. Laborers .....	@ .50	8,400.00
2,496 hrs. Motor Truck Mechanic.....	@ .80	1,996.80
		<hr/>
		\$16,324.80

Unexpended balance at May 31, 1943.....\$12,525.55

Be and the same is hereby mended to read as follows, beginning as of May 31, 1943, and covering from that date to December 31, 1943, to-wit:

## 12—SALARIES &amp; WAGES—TEMPORARY

Superintendent .....	@ \$45.00	\$1,395.00
Dragline Operator, 1,040 hrs.....	@ 1.35	1,404.00
Truck Drivers, 2,160 hrs. ....	@ .65	1,404.00
Laborers, 10,240 hrs.....	@ .60	6,144.00
Motor Truck Mechanic, 1,488 hrs.....	@ 1.00	1,488.00
Riprapper and Cement Finisher, 920 hrs.....	@ .75	690.00
		<hr/>
		\$12,525.00

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 the first time and referred to the Committee on Finance.

By the City Controller: ' /

## APPROPRIATION ORDINANCE No. 38, 1943

AN ORDINANCE transferring a certain sum of money from a certain designated fund in the Department of Public Safety, Police

Department, to a certain other fund of said Department, as per 1943 budget classification; 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 money hereinafter designated in the following fund of the Department of Public Safety, Police Department, to-wit:

DEPARTMENT OF PUBLIC SAFETY  
POLICE DEPARTMENT

FUND 11—SALARIES AND WAGES—REGULAR

Patrolmen .....\$1,000.00

be and the same is hereby transferred therefrom and reallocated and reappropriated to the following designated fund of said Department in the amount indicated, to-wit:

DEPARTMENT OF PUBLIC SAFETY  
POLICE DEPARTMENT

FUND 34—Institutional and Medical.....\$1,000.00

Section 2. This ordinance shall be in full force and effect from and after its passage, approval by the Mayor, and compliance with all requirements of law appertaining thereto.

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

By the City Controller:

APPROPRIATION ORDINANCE No. 39, 1943

AN ORDINANCE transferring moneys from a certain, designated fund in the Board of Health and Charities, City Hospital, Dispensary, Medical Technician Asst. (Laboratory) to a certain other designated fund in said Department, City Hospital, Laboratory, Medical Technicians, etc., as the same appear in the 1943 annual budget for said City; and fixing a time when the same shall take effect.

WHEREAS, there exists an extraordinary emergency for the transfer of money from a certain fund in the 1943 budget for the Board of Health and Charities of the City of Indianapolis to another fund in said department, which funds are hereinafter designated; NOW, THEREFORE,

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

Section 1. That the sum of money hereinafter designated, now in the Board of Health and Charities, City Hospital, Dispensary, Fund No. 11, as set out in General Ordinance No. 61, 1942, relating to the 1943 budget for said department, to-wit:

## DISPENSARY

## FUND 11—SALARIES AND WAGES—REGULAR

Medical Technician Asst. (Laboratory).....\$1,500.00

be and the same is hereby transferred therefrom, reappropriated and reallocated to Fund No. 11, Medical Technicians—Maximum \$1,800.00, Laboratory, City Hospital of said Board of Health and Charities.

Section 2. This ordinance shall be in full force and effect after its passage, approval by the Mayor and compliance with all laws in relation thereto.

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

By the City Controller:

## APPROPRIATION ORDINANCE No. 40, 1943

AN ORDINANCE amending General Ordinance No. 61, 1942, beginning as of May 11, 1943, regarding certain designated Funds under the Municipal Airport division of the Board of Public Works and Sanitation 1943 budget classification by reducing, transferring, reallocating, consolidating and reappropriating certain designated monies therein, abolishing certain designated salaries thereunder and substituting therefor an hourly wage basis for certain designated services; and fixing a time when this ordinance shall take effect.



WHEREAS, it is deemed to be in the interest of economy and flexibility that certain designated salaries under Fund Nos. 11 and 12 of the Municipal Airport, Board of Public Works and Sanitation classification of the 1943 budget, as set out in General Ordinance No. 61, 1942, be abolished beginning as of May 11, 1943, and an hourly wage basis be substituted therefor, and

WHEREAS, such will make no appropriation of additional monies necessary,—there being an unexpended balance in the funds concerned as of May 10, 1943, of Twenty-Five Thousand Nine Hundred and Fifty-Nine Dollars and Twenty-One Cents (\$25,959.21) which amount is sufficient to cover the proposed re-arrangement and changes; NOW, THEREFORE,

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

Section 1. That the sum of Twenty-Five Thousand Nine Hundred Fifty-Nine Dollars and Twenty-One Cents (\$25,959.21) which sum is the total unexpended balance, as of May 10, 1943, in Fund Nos. 11 and 12, Municipal Airport division of the Board of Public Works and Sanitation of Indianapolis classification of the 1943 budget, as set out in General Ordinance No. 61, 1942, be and the same is hereby transferred, reallocated and reappropriated as of May 11, 1943, to Fund No. 11, (as hereinafter amended), Municipal Airport, Board of Public Works and Sanitation classification of the 1943 budget, which said fund in said General Ordinance No. 61, 1942, be and the same is hereby amended, as of May 11, 1943, to read as follows, to-wit:

BOARD OF PUBLIC WORKS AND SANITATION  
MUNICIPAL AIRPORT

## 1. SERVICES—PERSONAL

## Fund 11—SALARIES AND WAGES—REGULAR

	Maximum Hours 5-11 to 12-31-43	Maximum Rate Per Hour	1943 Appro- priation 5-11 to 12-31-43
Superintendent .....	Salary @ \$3,500.00		\$2,236.06
Secretary-Auditor .....	Salary @ 1,800.00		1,150.00
2 Ass't Supts.....	3,600 total	@ \$1.00	ea. 3,000.00
Electrician and Maintenance Man....	1,800	@ 1.00	1,800.00
Chief Registrar .....	1,800	@ .84	1,500.00
4 Ass't Registrars .....	7,200 total	@ .72	ea. 5,000.00
7 Guards .....	12,600 total	@ .72	ea. 7,000.00
3 Field Men .....	5,400 total	@ .62½	ea. 3,273.15
1 Chief Porter .....	1,800	@ .67½	1,000.00
Total (Unexpended Balance as of May 10, 1943).....			\$25,959.21
Expended Balance up to and Including May 10, 1943....			9,488.79
Total Appropriation 1943.....			\$35,448.00

Section 2. This ordinance will be in full force and effect from and after its passage, approval by the Mayor and compliance with all laws appertaining thereto.

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

By the City Controller:

APPROPRIATION ORDINANCE No. 41, 1943

AN ORDINANCE transferring certain moneys from designated funds within the current budget of the Police Department, Department of Public Safety of the City of Indianapolis, and re-appropriating and reallocating same to other designated funds in said 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 respective sums of money hereinafter designated in the respective funds of the Police Department of the Department of Public Safety of the City of Indianapolis, to-wit:

DEPARTMENT OF PUBLIC SAFETY  
POLICE DEPARTMENT

Fund No. 33—Garage and Motor.....	\$2,000.00
Fund No. 11—Salaries and Wages, Regular Patrolmen.....	450.00
	<hr/>
Total .....	\$2,450.00

be and the same is hereby transferred therefrom, reappropriated and reallocated to the following designated funds of said Department, in the respective amounts as designated, to-wit:

DEPARTMENT OF PUBLIC SAFETY  
POLICE DEPARTMENT

Fund No. 45—Repair Parts .....	\$1,000.00
Fund No. 72—Equipment .....	1,000.00
Fund No. 31—Food .....	450.00
Total .....	\$2,450.00

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 appertaining thereto.

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

By the City Controller:

APPROPRIATION ORDINANCE No. 42, 1943

AN ORDINANCE appropriating the sum of Eight Hundred Dollars (\$800.00) from the anticipated, unappropriated and unexpended 1943 balance of the General Fund of the City of Indianapolis and allocating the same to a certain designated fund in the Police Department of the Department of Public Safety of said City; and fixing a time when the same shall take effect.

WHEREAS, an extraordinary emergency now exists for funds to pay the salaries of an additional car washer and an additional car greaser in the Department of Public Safety, Police Department,

for the remainder of the current year, beginning as of September 1, 1943, made necessary by reason of the extra war demands upon equipment, etc.; NOW, THEREFORE,

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

Section 1. That the sum of Eight Hundred Dollars (\$800.00) be and the same is hereby appropriated from the anticipated, unappropriated and unexpended 1943 balance of the General Fund of the City of Indianapolis and allocated to the following items of the following designated Fund of said City according to the 1943 budget classification, beginning as of September 1, 1943, to-wit:

DEPARTMENT OF PUBLIC SAFETY  
POLICE DEPARTMENT

1. SERVICES—PERSONAL

Fund No. 11—SALARIES AND WAGES—REGULAR

1 Car Washer (Additional and hereby created).....	\$400.00
(At the rate of \$1,200.00 per year)	
1 Car Greaser (Additional and hereby created).....	400.00
(At the rate of \$1,200.00 per year)	
	_____
	\$800.00

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 relating thereto.

Which was read the first time and referred to the Committee on Law and Judiciary.

## INTRODUCTION OF GENERAL ORDINANCES

By the Board of Public Works:

## SWITCH PERMIT

## GENERAL ORDINANCE No. 56, 1943

AN ORDINANCE approving a certain agreement and permit granting The Glidden Company the right to lay and maintain a side-track or switch from across Gent and Eighteenth Streets, according to blue print attached, in the City of Indianapolis, Indiana.

WHEREAS, heretofore, to-wit: on the 12th day of July, 1943, The Glidden Company filed its petition before the Board of Public Works and Sanitation of the City of Indianapolis, as follows:

## PETITION

To Board of Public Works and Sanitation,  
City of Indianapolis.

Gentlemen:

Application is made for a permit to construct a switch from the tracks of the Indianapolis Union Railway, beginning on Gent Street and crossing Eighteenth Street to our plant and to repair the present track and to pave the roadways as specifically set out in the blue print attached hereto and according to the instructions of the City Civil Engineer. The entire cost of this work shall be paid by The Glidden Company.

NOW, THEREFORE, This agreement made and entered into this 30th day of July, 1943, by and between The Glidden Company of the City of Indianapolis, County of Marion, State of Indiana, party of the first part, and the City of Indianapolis, by and through its Board of Public Works and Sanitation, party of the second part.

WITNESSETH: That the party of the first part, being desirous of securing a permit for a right of way for a sidetrack or switch from a point on the West line of Gent Avenue approximately 75 feet South of the South line of Eighteenth Street thence in a Northerly direction to the North line of Eighteenth Street in the City of Indianapolis, which is more specifically described as follows: Reference is hereby made to a blue print hereto attached which is hereby made part hereof. Said blue print shows the exact location of said switch, hereby covenants and fully binds itself, its successors, legal representatives and assigns, that, in consideration of the grant of the privileges and authority herein given, it will lay, construct, maintain and pay all costs and expenses either now or hereafter connected with said track upon the terms and conditions hereinafter set forth, to-wit:

(1) They shall be so laid, maintained, improved and kept in repair as to be safe for persons on foot, in vehicles or otherwise, and shall, at all times, be subject to the orders of the Board of Public Works and Sanitation of the City of Indianapolis, and to all laws and ordinances, adopted and enacted pursuant to the police powers of said city.

(2) Said track and switch shall be laid upon such grade as shall be established by said Board, and shall be put down under its supervision and to its satisfaction and approval. Said track shall be raised or lowered to conform to any grade which may, from time to time, be hereafter established, whenever so ordered, in writing, by said Board, and shall be made to conform in all respects with any ordinance passed by the Common' Council, or with any resolution or resolutions made by said Board, for the elevation or depression of said track, or tracks; provided further that all the costs thereof shall be paid by the said party of the first part, who hereby waives any division of such costs as now or hereafter provided by any statute, or otherwise.

(3) The crossing where said track intersects said Gent and Eighteenth Streets shall, at all times, be kept improved and in repair and free from obstructions or defects of any kind. No car

or cars shall be permitted to obstruct such crossing or to be thereon except for such time as may be absolutely necessary in moving them back and forth, and they shall be at no time stopped or detained thereon in such manner as to obstruct public travel.

(4) Said party of the first part agrees, upon the written order of said Board, made for any cause affecting the interest of the City or the public welfare, to take up and remove said track, and upon said party's failure so to do, upon such notification in writing, of ten (10) days, to promptly pay the cost of having the same done, and the party of the first part hereby releases all claims for damages whatsoever that may arise by reason of such removal; and in removing said track or causing the same to be done, said Board shall in no wise become a trespasser. Said notice shall fix a day for hearing before said Board where objections to such removal may be heard; but the decision of said Board shall be final and conclusive on the party of the first part who hereby expressly waives any right to have such exercise of discretion reviewed by any court.

(5) The party of the first part agrees to pave between the rails of said track and for eighteen inches on both sides thereof, to the entire satisfaction of the second party, and in case said tracks and pavement or either thereof shall be or become out of repair or in need of being reconstructed, or become in any way defective (of which fact the said Board shall be the exclusive judge), it shall be the duty of the said party of the first part to promptly repair, reconstruct, or remove same, failing in which, after notification in writing of ten (10) days, said Board may do or cause the same to be done at the expense of the said party of the first part and for which expense and cost the said party of the first part shall be liable.

(6) The said party of the first part herein binds himself to hold said party of the second part and said city harmless from any and all claims for damages growing out of the existence, maintenance or use of said track, and to pay any judgment, with costs, that may on that account be rendered against the said party or said city, and also to pay all necessary expenses that may be incurred by said city in defending against any such claims.

(7) Any violation of any of the provisions of this instrument by said party of the first part, or by any one for it or at its instance or with its permission, shall operate as an immediate and absolute



forfeiture of the privileges and authority given or granted by this permit, provided, however, that the same may be terminated by said Board as hereinbefore set forth.

Said party of the second part by virtue of the provisions of an act of the General Assembly of the State of Indiana, entitled "An act concerning municipal corporations," approved March 6, 1905, and of all acts amendatory thereof or supplemental thereto, and in consideration of the things hereinbefore set forth and upon the terms and provisions stipulated, hereby grants and duly permits said party of the first part to exercise the right, privilege and authority to lay and maintain an additional sidetrack or switch across Gent and Eighteenth Streets in the City of Indianapolis, all as shown by the drawing attached hereto, filed herewith and for greater certainty marked "Exhibit A."

IN WITNESS WHEREOF, We have hereunto set our hands this 30th day of July, 1943.

THE GLIDDEN COMPANY,  
Feed Mill Division

By: P. Turner,  
General Manager

Party of the First Part.

Witness:  
Amelia Uhl

CITY OF INDIANAPOLIS,

By Harmon A. Campbell, President  
Walter E. Hemphill  
Gideon W. Blain

As Board of Public Works and Sanitation,  
Party of the Second Part.

Approved by me

ROBERT H. TYNDALL,  
as Mayor.

AND, WHEREAS, Said agreement and permit has been submitted by the Board of Public Works and Sanitation to the Common Council of the City of Indianapolis, for its consideration and action, now, therefore,

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

Section 1. That such agreement and permit above set forth be, and the same is hereby in all things confirmed and approved.

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

Attest:

.....  
Clerk of the Common Council

.....  
President of the Common Council.

Approved by me, this.....day of....., 194.....

.....  
Mayor.

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

By the Board of Public Safety:

GENERAL ORDINANCE No. 57, 1943

AN ORDINANCE prohibiting parking on certain parts of certain streets in the City of Indianapolis during certain hours; 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. It shall be unlawful for the operator of any vehicle to park the same, or suffer, permit or allow the same to be parked, for a longer period of time than one and one-half (1½) hours between the hours of 7:00 a. m. and 6:00 p. m. every day, excepting Sundays and holidays, on the south side of Henry Street from the west curb line of Division Street to the east curb line of Harding Street.

Section 2. Any person violating any provision of this ordinance shall, upon conviction, be fined in any sum, not exceeding three hundred dollars (\$300.00) to which may be added imprisonment not exceeding one hundred eighty (180) days.

Section 3. 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 the first time and referred to the Committee on City Welfare.

By Councilman Manly:

GENERAL ORDINANCE No. 58, 1943

AN ORDINANCE prohibiting the parking of vehicles on a certain street of the City of Indianapolis, 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. It shall be unlawful for the operator of any vehicle to park the same on, or suffer, permit or allow the same to be parked on the south side of Iowa Street, beginning at East Street and extending east to the Boulevard, at any time.

Section 2. Any person violating this ordinance shall, upon conviction, be fined in any sum not exceeding Three Hundred Dollars (\$300.00), to which may be added imprisonment not exceeding one hundred eighty (180) days.

Section 3. 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 the first time and referred to the Committee on Election.

By Councilman Dauss :

GENERAL ORDINANCE No. 59, 1943

AN ORDINANCE regulating the sale by auction of automotive vehicles, 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 any person, firm or corporation to sell, dispose of, or offer for sale, in the City of Indianapolis, at public auction, or cause or permit to be sold, disposed of, or offered for sale, in the City of Indianapolis, at public auction, any automobile, automobile truck, motorcycle or any other automotive vehicle, whether the same shall be their own property or whether they sell the same as agents or employees of others; provided, however, that this section shall not apply to judicial sales or sales by or on behalf of executors or administrators or to the sale at public auction of the stock on hand of any person, firm, or corporation that shall for the period of eighteen (18) months next preceding such sale, have been continuously in business in the City of Indianapolis as a retail or wholesale merchant of automobiles, automobile trucks, motorcycles or other automotive vehicles; provided further, that such sale at public auction of the stock on hand of such merchant or merchants shall be held on successive days, Sundays and legal holidays excepted, and shall not continue for more than thirty (30) days in all within the period of one (1) year.

Section 2. Any person, firm, or corporation violating any provision of this ordinance shall, upon conviction, be fined any sum not

exceeding One Hundred Dollars (\$100), or imprisoned for any period not exceeding ninety (90) days, or both.

Section 3. This ordinance shall be in full force and effect upon passage and approval by the Mayor and publication according to law.

Which was read the first time and referred to the Committee on Law and Judiciary.

By the Purchasing Agent:

GENERAL ORDINANCE No. 60, 1943

AN ORDINANCE authorizing the Board of Public Works and Sanitation of the City of Indianapolis, through its duly authorized purchasing agent, to contract for the cleaning of the interior of the City Hall; the same to be paid for out of funds heretofore appropriated for the use of said Board; and fixing a time when the same shall take effect.

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

Section 1. That the Board of Public Works and Sanitation of Indianapolis be and the same is hereby authorized and empowered to contract, through its duly appointed Purchasing Agent, for the

cleaning of the entire interior of the City Hall, as per specifications on file in the office of the Purchasing Department; said contract to be awarded to the lowest and best bidder, and the total cost to be paid from funds heretofore appropriated for the use of said Board, and not to exceed Three Thousand Five Hundred Forty-Five Dollars (\$3,545.00).

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

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

#### ORDINANCES ON SECOND READING

Dr. Meriwether called for Appropriation Ordinance No. 34, 1943, for second reading. It was read a second time.

On motion of Dr. Meriwether, seconded by Mr. Jordan, Appropriation Ordinance No. 34, 1943, was ordered engrossed, read a third time, and placed upon its passage.

Appropriation Ordinance No. 34, 1943, was read a third time by the Clerk and passed by the following roll call vote:

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

Mr. Bowers called for Appropriation Ordinance No. 35, 1943, for second reading. It was read a second time.

On motion of Mr. Bowers, seconded by Mr. Worley, Appropriation Ordinance No. 35, 1943, was ordered engrossed, read a third time, and placed upon its passage.

Appropriation Ordinance No. 35, 1943, was read a third time by the Clerk and passed by the following roll call vote:

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

#### MISCELLANEOUS BUSINESS

Mr. Kealing requested that the rules be suspended for further consideration and passage of General Ordinance No.



56, 1943. The motion was seconded by Mr. Dauss and passed by the following roll call vote:

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

The Council reverted to previous order of business.

## COMMITTEE REPORT

Indianapolis, Ind., August 2, 1943.

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

**Gentlemen:**

We, your Committee on Public Works, to whom was referred General Ordinance No. 56, 1943, entitled:

### SWITCH PERMIT

AN ORDINANCE approving a certain agreement and permit granting The Glidden Company the right to lay and maintain a sidewalk or switch from across Gent and Eighteenth Streets.

beg leave to report that we have had said Ordinance under consideration, and recommend that the same be passed under suspension of rules.

EDWARD R. KEALING, Chairman  
HERMAN E. BOWERS  
R. C. DAUSS  
WILLIE B. SULLIVAN  
CARSON C. JORDAN

#### ORDINANCES ON SECOND READING

Mr. Kealing called for General Ordinance No. 56, 1943, for second reading. It was read a second time.

On motion of Mr. Kealing, seconded by Mr. Dauss, General Ordinance No. 56, 1943, was ordered engrossed, read a third time, and placed upon its passage.

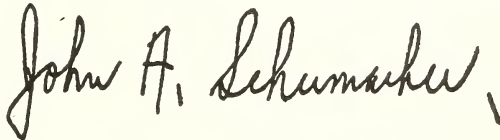
General Ordinance No. 56, 1943, was read a third time by the Clerk and passed by the following roll call vote:

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

On motion of Mr. Bowers, seconded by Mr. Kealing, the Common Council adjourned at 9:00 p. m.

We hereby certify that the above and foregoing is a full, true, and complete record of the proceedings of the Common Council of the City of Indianapolis, held on the 2nd day of August, 1943, 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.



President.

Attest:



City Clerk.

(SEAL)