

REGULAR MEETING

Monday, February 21, 1949.

7:30 P. M.

The Common Council of the City of Indianapolis met in the Council Chamber at the City Hall, Monday, February 21, 1949, 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. Jameson, Mr. Ross, Mr. Seidensticker, Mr. Wallace, Mr. Wicker, President Emhardt.

The reading of the Journal for the previous meeting was dispensed with on motion of Mr. Ross, seconded by Mr. Ehlers.

COMMUNICATIONS FROM THE MAYOR

February 8, 1949

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 G. Stewart, the following Ordinances:

GENERAL ORDINANCE NO. 2, 1949

An ordinance to amend General Ordinance No. 9, 1925 (as amended), known as the Official Thoroughfare Plan of the City of Indianapolis, and fixing a time when the same shall take effect.

GENERAL ORDINANCE NO. 3, 1949 (As Amended)

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. 5, 1949 (Switch Permit)

An ordinance approving a certain agreement and permit granting the Glidden Company the right to lay and maintain a sidetrack or switch across Gent Street and two sidetracks or switches across 18th Street according to blue print attached, in the City of Indianapolis, Indiana.

Respectfully,

AL FEENEY, Mayor

AF:ms

February 9, 1949

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 G. Stewart, the following ordinance:

GENERAL ORDINANCE NO. 81, 1948 (As Amended)

An ordinance prohibiting the running of dogs at large except when attached to a leash and providing penalties for the violation thereof and fixing a time when the same shall take effect.

Respectfully,

AL FEENEY, Mayor.

AF:ms

## COMMUNICATIONS FROM CITY OFFICIALS

February 19, 1949

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

Gentlemen:

In Re: General Ordinance No. 6, 1949

I hereby report that pursuant to the laws of the State of Indiana, I caused to be published on February 11, 1949 in the Marion County Mail and The Marion County Messenger "Notice to Interested Citizens" that G. O. No. 6, 1949 (Zoning Ordinance) was set for hearing before the Common Council on February 21, 1949.

Sincerely yours,

RICHARD G. STEWART  
City Clerk

February 19, 1949

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

Gentlemen:

In Re: Appropriation Ordinances Nos. 1, 2, 3, 4, & 5, 1949

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 newspaper, to-wit:

A. O. Nos. 1, 2, 3, 4, 5, 1949—Friday, February 11 and  
18, 1949—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., February 21, 1949 and by posting copies of said notice in the City Hall,

Court House and Police Station in the City of Indianapolis, which notice remained posted for ten days or more prior to date of hearing.

Sincerely yours,

RICHARD G. STEWART  
City Clerk

February 19, 1949

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

Gentlemen:

In Re: General Ordinance No. 81, 1948, As Amended  
General Ordinance No. 2, 1949

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

G. O. No. 81, 1948, As Amended—Friday, February 11  
and 18, 1949—The Indianapolis Commercial and The  
Indianapolis Star

G. O. No. 2, 1949—Friday, February 11 and 18, 1949—  
The Indianapolis Commercial and The Marion County  
Messenger

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

February 11, 1949

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

Gentlemen:

We submit herewith General Ordinance No. 11, 1949.

February 21, 1949]

City of Indianapolis, Ind.

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This Ordinance restricts parking between the hours of 4 p. m. and 6 p. m. on the north side of Vermont Street from the WCL of Indiana Avenue to the east bank of the Canal.

We respectfully request its passage.

Yours very truly,

BOARD OF PUBLIC SAFETY

L. J. Keach, President

LJK:ah

February 11, 1949

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

Gentlemen:

We submit herewith General Ordinance No. 12, 1949.  
This Ordinance provides for Loading Zone applications,

- No. 376 Brass and Copper Sales Company,  
437 South Illinois Street
- No. 378 Altum Company  
647 East 11th Street
- No. 379 Indianapolis Belting and Supply Company  
36 South Capitol Avenue
- No. 383 W. H. Rodebeck Company  
15 East Maryland Street.

We respectfully recommend its passage.

Yours very truly,

BOARD OF PUBLIC SAFETY

L. J. Keach, President

LJK:ah

February 16, 1949

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

Gentlemen:

Transmitted herewith are 22 copies of General Ordinance No. 13, 1949 with reference to a temporary loan in the amount of Seventy-five Thousand (\$75,000.00) Dollars for the use of the Board of Trustees of the Indianapolis Police Pension Fund of the City of Indianapolis.

I recommend the passage of this ordinance.

PHILLIP L. BAYT.

February 17, 1949

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

Gentlemen:

Submitted herewith are twenty-one (21) copies of General Ordinance No. 14, 1949, requesting Switch Permit for the New York, Chicago & St. Louis Railroad Company across 20th Street.

It is respectfully recommended that this ordinance be passed.

Very truly yours,

HENRY MUELLER  
Executive Secretary

BOARD OF PUBLIC WORKS

HM:sk Encl.

February 18, 1949

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

Gentlemen:

Attached hereto, please find 22 copies of General Ordinance Num-

ber 15, authorizing the Board of Public Safety, through its duly appointed Purchasing Agent to purchase the following:

Req. No. 7484—14 Harley-Davidson Model 74 Police Motor Cycles	\$10,505.50
Req. 7483—14 1949 Harley-Davidson Side Cars Net cost	2,971.60
Req. No. 7485—3 Harley-Davidson GA Servi-cars	2,650.15
Req. No. 11476—14,000 Feet of Conductor cable	2,373.60
Req. No. 11493—7 Multi Dial Traffic Controllers	2,975.00

All in accordance with the bids heretofore submitted and opened in public by the Board of Public Safety and the award being made to the lowest and best bidder.

I recommend that this Ordinance be passed.

Respectfully submitted,

ALBERT H. LOSCHE, Purchasing Agent

AHL:hsy

February 21, 1949

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

Gentlemen:

We submit herewith General Ordinance No. 16, 1949.

This Ordinance provides for a Loading Zone for the Colonial Baking Company, 2456 Winthrop Avenue.

We respectfully request its passage.

Yours very truly,

BOARD OF PUBLIC SAFETY

L. J. Keach, President

LJK:ah

February 21, 1949

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

Gentlemen:

We submit herewith General Ordinance No. 17, 1949.

This Ordinance provides for time limit parking on both sides of St. Clair Street from the ECL of Meridian Street to the WCL of Pennsylvania Street, and is intended to make the services of the Indianapolis Public Library available to more people.

We respectfully request its passage.

Yours very truly,

BOARD OF PUBLIC SAFETY

L. J. Keach, President

LJK:ah

February 11, 1949

Richard Stewart, City Clerk  
City Hall  
Indianapolis, Indiana

Dear Mr. Stewart:

I am attaching hereto twenty-one (21) copies of Special Ordinance No. 2, 1949, changing the name of White River Parkway, North Drive, in Washington Township, to Arden Drive.

I respectfully recommend the passage of this ordinance.

Yours very truly,

JOSEPH A. WICKER

JAW.CGS

At this time those present were given an opportunity



to be heard on Appropriation Ordinances Nos. 1, 2, 3, 4, 5, General Ordinances Nos. 6, 7, 8, 9, 10, Special Ordinance No. 1, 1949.

Mr. Ross asked for recess. The motion was seconded by Mr. Ehlers, and the Council recessed at 8:50 P. M.

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

### COMMITTEE REPORTS

Indianapolis, Ind., February 21, 1949

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. 1, 1949, entitled

AN ORDINANCE appropriating and allocating the sum of \$19,000.00 to Funds 11, 12, & 26 in the Department of Re-development

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  
J. PORTER SEIDENSTICKER  
MARY C. CONNOR

Indianapolis, Ind., February 21, 1949

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 Appro-

priation Ordinance No. 2, 1949, entitled

AN ORDINANCE appropriating the sum of \$9,000.00 out of the Airport General Fund to Controller's Special Account 12-P-124 and authorizing the repayment of the \$9,000.00 unused amount advanced by the Federal Works Agency for preliminary studies and plans at the airport

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  
 J. PORTER SEIDENSTICKER  
 MARY C. CONNOR

Indianapolis, Ind., February 21, 1949

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. 3, 1949, entitled

AN ORDINANCE transferring, reappropriating and reallocating the sum of \$1170.00 from Fund No. 12 to Fund No. 11 in the Department of Public Parks

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

JOSEPH A. WICKER, Chairman  
 JOSEPH C. WALLACE  
 GUY O. ROSS  
 J. PORTER SEIDENSTICKER  
 MARY C. CONNOR

Indianapolis, Ind., February 21, 1949

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. 4, 1949, entitled

AN ORDINANCE appropriating, transferring and reappropriating the sum of \$4,059.58 to Funds 22, 32, & 72 in the Department of Public Health and Hospitals

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  
J. PORTER SEIDENSTICKER  
MARY C. CONNOR

Indianapolis, Ind., February 21, 1949

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. 5, 1949, entitled

AN ORDINANCE transferring the sum of \$4,811.87 from the unexpended general fund in the Department of Public Health and Hospitals to Funds 21, 25, 35, 36, & 41 in the same department

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  
J. PORTER SEIDENSTICKER  
MARY C. CONNOR

Indianapolis, Ind., February 21, 1949

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. 8, 1949, entitled

AN ORDINANCE authorizing the Board of Public Safety and  
the Board of Public Works, to have 6 used trucks, 6 autos,  
2 side cars, 14 motorcycles, and 3 tricycles appraised to trade  
or sell the same for not less than the appraised value thereof

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

JOSEPH C. WALLACE, Chairman  
GUY O. ROSS  
MARY C. CONNOR  
JOS. E. BRIGHT  
DONALD B. JAMESON

Indianapolis, Ind., February 21, 1949

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  
Special Ordinance No. 1, 1949, entitled

AN ORDINANCE annexing certain contiguous territory to the  
City (Hoosier Airport)

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

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

Indianapolis, Ind., February 21, 1949

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. 9, 1949, entitled

AN ORDINANCE making Audubon Road preferential at its intersection of Julian Avenue and making four-way stops at the intersection of 25th Street and North Sherman Drive and at the intersection of 34th Street and Sherman Drive

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  
CHAS. P. EHLERS  
JOS. E. BRIGHT

Indianapolis, Ind., February 21, 1949

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. 6, 1949, entitled

AN ORDINANCE to amend General Ordinance No. 114, 1922 (as amended) commonly known as the Zoning Ordinance (N. E. corner of 52nd & Ralston)

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  
JOS. A. WICKER  
CHAS. P. EHLERS  
DONALD B. JAMESON

Indianapolis, Ind., February 21, 1949

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

Gentlemen:

We, your Committee on City Welfare to whom was referred General Ordinance No. 10, 1949, entitled

AN ORDINANCE regulating and licensing public shuffle board tables in the City of Indianapolis, declaring a penalty for the violation thereof

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

DONALD B. JAMESON, Chairman  
CHAS. P. EHLERS  
MARY C. CONNOR  
J. PORTER SEIDENSTICKER  
GUY O. ROSS

February 21, 1949

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

Gentlemen:

We, your Committee on Elections to whom was referred General Ordinance No. 7, 1949, entitled

AN ORDINANCE regulating and prohibiting parking on Fall Creek Boulevard, North Drive; providing a penalty for the violation thereof; repealing Sec. 2 of G. O. 121, 1947

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

JOS. E. BRIGHT, Chairman  
CHAS. P. EHLERS  
JOSEPH C. WALLACE  
J. PORTER SEIDENSTICKER  
JOS. A. WICKER

INTRODUCTION OF GENERAL ORDINANCES

By the Board of Public Safety:

GENERAL ORDINANCE NO. 11, 1949

AN ORDINANCE prohibiting parking on certain parts of certain Streets in the City of Indianapolis during certain hours; regulating the parking of vehicles upon certain other streets of said city; 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 at any time between the hours of 4:00 o'clock P. M. and 6:00 o'clock P. M. upon a certain part of a certain street in the City of Indianapolis, described as follows, to-wit:

- (a) On the north side of Vermont Street from the west curb line of Indiana Avenue to the east bank of the canal.

Section 2. Any person violating any provision of this ordinance shall upon conviction be fined in any sum not exceeding \$300.00 to which may be added imprisonment not exceeding 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 for the first time and referred to the Committee on Public Safety.

By the Board of Public Safety:

GENERAL ORDINANCE NO. 12, 1949

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.

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

Section 1. That for the purpose of providing the owners or occupants of certain premises fronting on certain public streets in the city of Indianapolis, with ingress and egress for passengers, materials and merchandise coming to or going from such premises, such owner or occupants having complied with the provisions of Section 26 of General Ordinance No. 96-1928, as amended, and the Board of Public Safety, after due investigation having recommended the establishment of the same, the following passenger and/or loading zone be and the same is hereby established in the City of Indianapolis, to-wit:

- (a) A loading zone beginning at the north building line of 437 South Illinois Street and extending 50 ft. south along the curb line on the east side of South Illinois Street for the use and benefit of the Brass & Copper Sales Co., 437 South Illinois Street.
- (b) A loading zone beginning at the west building line of 647 East 11th Street and extending 25 ft. east on the south side of East 11th Street, for the use and benefit of the Altum Company, 647 E. 11th Street.
- (c) A loading zone beginning at the south building line of 36 South Capitol and extending 50 ft. north on the west side of South Capitol Avenue for the use and benefit of the Indianapolis Belting Co., 36 South Capitol Avenue.
- (d) A loading zone beginning at a point 50 ft. east of the east curb line of South Meridian Street and extending 25 ft. east on the south curb line of East Maryland Street, for the use and benefit of The W. H. Rodebeck Co., 15 E. Maryland Street.

Section 2. 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 Parks.



By the City Controller:

GENERAL ORDINANCE NO. 13, 1949

AN ORDINANCE authorizing the City of Indianapolis, to make a temporary loan in the amount of Seventy-Five Thousand (\$75,000.00) Dollars for the use of the Board of Trustees of the Indianapolis Police Pension Fund of the City of Indianapolis, in anticipation of and payable out of the current taxes for the Indianapolis Police Pension Fund actually levied for said fund, and in the course of collection for the fiscal year in which said loan is made payable; and fixing a time when the same shall take effect.

WHEREAS, on the 10th day of February, 1949, the Board of Trustees of the Indianapolis Police Pension Fund of the City of Indianapolis, Indiana, has, by resolution duly adopted determined to make a temporary loan in the sum of Seventy-Five Thousand (\$75,000.00) Dollars, principal amount, without considering the interest thereon to be added thereto in a sum not to exceed Five Hundred Dollars and No (\$500.00) Cents in anticipation of and payable out of current taxes for the Police Pension Fund actually levied, and in the course of collection for the fiscal year in which this loan is made payable, and has requested the Common Council of the City of Indianapolis to authorize such temporary loan; and

WHEREAS, the Board of Trustees of the Indianapolis Police Pension Fund of the City of Indianapolis is now and will continue to be until on or about the 30th day of June, 1949, without sufficient funds to meet the payment of pensions and benefits to retired members and dependents of deceased members and other death benefits, and for other necessary current and incidental expenses of the year 1949, as provided in the annual budget of 1949, payable out of the Police Pension Fund; and

WHEREAS, the first semi-annual installment of taxes levied by the City of Indianapolis, for the use of the Police Pension Fund for the year 1949, will amount to more than One Hundred Thousand (\$100,000.00) Dollars, NOW THEREFORE

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

Section 1. That the City Controller of the City of Indianapolis is

hereby authorized and empowered to negotiate for and obtain a temporary loan in the year 1949, for the use and benefit of the Board of Trustees of the Indianapolis Police Pension Fund of the City of Indianapolis, Indiana, in anticipation of the current taxes for said Police Pension Fund actually levied in the year 1948, and in the course of collection in the fiscal year 1949, for the use of the Police Pension Fund, not to exceed the sum of Seventy-Five Thousand (\$75,000.00) Dollars, without considering the interest thereon to be added thereto, for a period not to exceed the time hereinafter fixed in this ordinance, at a rate of interest not to exceed four per cent (4%) per annum, the rate of interest to be fixed by the lowest interest bid for said loans. Said loan shall run for a period not exceeding One Hundred Twenty (120) days. The City Controller is authorized to make sale of said time warrants after a notice thereof shall have been published once each week for two consecutive weeks in two newspapers of general circulation, printed in English language and published in the City of Indianapolis, and said sale to be not less than ten (10) days after the last publication of said notice. Said time warrants are to be signed by the Mayor of the City of Indianapolis, and the City Controller, countersigned by the president of the Board of Trustees of the Indianapolis Police Pension Fund of the City of Indianapolis, and attested by the City Clerk, and the seal of the City of Indianapolis to be attached thereto, and said time warrants shall be payable at the office of the City Treasurer of the City of Indianapolis, and to the payment of said time warrants the current revenues and taxes levied in the year 1948, and payable in the year 1949, for the Police Pension Fund of the City of Indianapolis, are hereby irrevocably appropriated and pledged.

Section 2. That for the repayment of the principal amount of the temporary loan herein authorized by this ordinance there is hereby appropriated to Police Pension Fund No. 57—Payment of Temporary Loans (hereby created) out of the current revenues and taxes for the year 1948, payable in the year 1949, for the Police Pension Fund of the City of Indianapolis, the sum of Seventy-Five Thousand (\$75,000.00) Dollars; and for the payment of the interest thereon there is hereby appropriated to Police Pension Fund No. 58—Interest on Temporary Loans (hereby created) out of the above designated revenues and taxes the sum of Five Hundred Dollars and No (\$500.00) Cents.

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 Finance.

By the Board of Public Works:

GENERAL ORDINANCE NO. 14, 1949

SWITCH PERMIT

AN ORDINANCE approving a certain agreement and permit granting

The New York, Chicago and St. Louis Railroad Company

the right to lay and maintain a sidetrack or switch from main tracks across 20th Street to serve proposed loading platform, according to blue print attached, in the City of Indianapolis, Indiana.

WHEREAS, heretofore, to-wit: on the 16th day of February, 1949

The New York, Chicago and St. Louis Railroad Company filed his petition before the Board of Public Works of the City of Indianapolis, as follows:

PETITION

To Board of Public Works,  
City of Indianapolis.

Gentlemen:

Permission is hereby requested for new sidetrack across 20th Street to serve property between 19th and 20th Streets east of the railroad and west of Alvord Street.

NOW, THEREFORE, This agreement made and entered into this 16th day of February, 1949, by and between

The New York, Chicago and St. Louis Railroad 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, 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 the north street line to the south street line of 20th Street in the

IND. C. LAW LIB. INDIANAPOLIS

City of Indianapolis, which is more specifically described as follows:

beginning at the point of intersection between the center line of said sidetrack and the north street line of 20th Street, said point being one hundred forty-three (143) feet, more or less, west of Alvord Street; thence southerly along center line of said sidetrack to the south street line of 20th Street to a point one hundred thirty-eight (138) feet, more or less, west of Alvord Street and being of sufficient width each side of above described center line to properly maintain a sidetrack owned by the New York, Chicago and St. Louis Railroad Company who

hereby covenants and fully binds himself, his successors, legal representatives and assigns, that, in consideration of the grant of the privileges and authority herein given, he 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 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, 20th Street 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 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

20th Street

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 16th day of February, 1949.

R. F. MILLER

Ass't. Supv'r. B. & B.  
Party of the First Part

Witness:

CITY OF INDIANAPOLIS

By MARTIN McDERMOTT, President  
STANLEY S. FEEZLE  
CARL N. ANGST  
EDWARD A. GARDNER

As BOARD OF PUBLIC WORKS

Party of the Second Part.

Approved by me

AL FEENEY, as Mayor.

Feb. 17, 1949.

AND, WHEREAS, Said agreement and permit has been submitted by the Board of Public Works 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            , 19

-----  
Mayor

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

By the Purchasing Agent:

GENERAL ORDINANCE NO. 15, 1949

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.

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

Section 1. That the Board of Public Safety of the City of Indianapolis be and it is hereby authorized and empowered to purchase, through its duly authorized Purchasing Agent, the hereinafter equipment to be used by the department as indicated. The said equipment is to be purchased from the lowest and best bidder, or bidders, whose bids have been received and opened in public by said Board after advertisement thereof, as provided by law and the total cost of said equipment shall not exceed the sum of money heretofore appropriated for the use of said Board.

BOARD OF PUBLIC SAFETY

Req. No. 7484—14 Harley-Davidson Model 74 Police Motor Cycles	\$10,505.50
Req. No. 7483—14—1949 Harley-Davidson Side Cars Net cost	2,971.60

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Req. No. 7485— 3 Harley-Davidson Ga Servi-cars	2,650.15
Req. No. 11476—14,000 Feet of Conductor Cable	2,373.60
Req. No. 11493—7 Multi Dial Traffic Controllers	2,975.00

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

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

By the Board of Public Safety:

GENERAL ORDINANCE NO. 16, 1949

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.

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

Section 1. That for the purpose of providing the owners or occupants of certain premises fronting on certain public streets in the City of Indianapolis, with ingress and egress for passengers, materials and merchandise coming to or going from such premises, such owner or occupants having complied with the provisions of Section 26 of General Ordinance No. 96-1928, as amended, and the Board of Public Safety, after due investigation having recommended the establishment of the same, the following passenger and/or loading zone be and the same is hereby established in the City of Indianapolis, to-wit:

- (a) A loading zone beginning at the north building line of 2456 Winthrop Avenue and extending south 25 feet along the west curb line of said Winthrop Avenue, for the use and benefit of the Colonial Baking Company, 2456 Winthrop Avenue.

Section 2. 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 Elections.

By the Board of Public Safety:

GENERAL ORDINANCE NO. 17, 1949

AN ORDINANCE amending Section 31 of G. O. 96, 1928, as amended by General Ordinance No. 61, 1936, 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 31, paragraph a. of G. O. 96-1928, as amended be and the same is hereby further amended by adding a certain part of a certain street, to-wit:

Both sides of St. Clair Street from the east curb line of Meridian to the west curb line of Pennsylvania 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 Public Safety.

INTRODUCTION OF SPECIAL ORDINANCES

By Councilman Wicker:

SPECIAL ORDINANCE NO. 2, 1949

AN ORDINANCE changing the name of a certain street 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 White River Parkway, North Drive, a public

street, as shown on the plat of Arden Re-Subdivision, as recorded in Plat Book 24 at pages 521 to 523, in the Recorder's Office of Marion County, Indiana, the same being in Section 25, Township 17 North, Range 3, in Washington Township, Marion County, Indiana, from the West property line of College Avenue to the East property line of North Meridian Street, as shown on said plat, shall hereafter be known and designated as Arden Drive.

Section 2. 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 Public Parks.

#### ORDINANCES ON SECOND READING

Mr. Wicker called for Appropriation Ordinance No. 1, 1949 for second reading. It was read a second time.

On motion of Mr. Wicker, seconded by Mr. Seidensticker, Appropriation Ordinance No. 1, 1949 was ordered engrossed, read a third time and placed upon its passage.

Appropriation Ordinance No. 1, 1949 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. Jameson, Mr. Seidensticker, Mr. Wallace, Mr. Wicker.

Noes 2, viz: Mr. Ross, President Emhardt.

Mr. Wicker called for Appropriation Ordinance No. 2, 1949 for second reading. It was read a second time.

On motion of Mr. Wicker, seconded by Mr. Ehlers,

Appropriation Ordinance No. 2, 1949 was ordered engrossed, read a third time and placed upon its passage.

Appropriation Ordinance No. 2, 1949 was read a third time by the Clerk and passed by the following roll call vote:

Ayes 9, viz: Mr. Bright, Miss Connor, Mr. Ehlers, Mr. Jameson, Mr. Ross, Mr. Seidensticker, Mr. Wallace, Mr. Wicker, President Emhardt.

Mr. Wicker called for Appropriation Ordinance No. 3, 1949 for second reading. It was read a second time.

Mr. Wicker presented the following motion to amend Appropriation Ordinance No. 3, 1949:

Indianapolis, Ind., February 21, 1949

Mr. President:

I move that Appropriation Ordinance No. 3, 1949, be amended by striking out Section 1 and inserting in lieu thereof the following:

“Section 1. That the total sum of \$1170.00 now held in the following item and fund of the Department of Public Parks according to the 1949 budget G. O. 74, 1948, Classification, to-wit:

1. SERVICES PERSONAL

- |                                   |           |
|-----------------------------------|-----------|
| 12. Salaries and Wages, Temporary |           |
| Division of Maintenance Shop      |           |
| Sheet Metal Worker                | \$1170.00 |

be and the same is hereby reduced and transferred therefrom, reappropriated and reallocated to the following designated funds in the same Department in the amounts specified.

1. SERVICES PERSONAL

11. Salaries and Wages, regular

Technical Staff	
Dept. Planning Engineer (11 mos.)	\$450.00
Div. of Maintenance	
Brookside Shop	
Electrician Supervisor (11 mos.)	180.00
Supervisor. Park Plumbers (11 mos.)	300.00
Boulevard and Garage Crew	
Garage foreman (11 mos.)	240.00
	<hr/>
Total Increase	\$1170.00

The above transfer and reappropriation is necessary because of an existing emergency. There are sufficient funds by virtue of the above reduction in said budget to meet this appropriation and said appropriation will not result in any increase in the total original budget.

JOSEPH A. WICKER, Councilman

The motion was seconded by Mr. Ross and passed by the following roll call vote:

Ayes 9, viz: Mr. Bright, Miss Connor, Mr. Ehlers, Mr. Jameson, Mr. Ross, Mr. Seidensticker, Mr. Wallace, Mr. Wicker, President Emhardt.

On motion of Mr. Wicker, seconded by Mr. Ehlers, Appropriation Ordinance No. 3, 1949, As Amended, was ordered engrossed, read a third time and placed upon its passage.

Appropriation Ordinance No. 3, 1949, As Amended, was read a third time by the Clerk and passed by the following roll call vote:

Ayes 9, viz: Mr. Bright, Miss Connor, Mr. Ehlers, Mr.

Jameson, Mr. Ross, Mr. Seidensticker, Mr. Wallace, Mr. Wicker, President Emhardt.

Mr. Wicker called for Appropriation Ordinance No. 4, 1949 for second reading. It was read a second time.

On motion of Mr. Wicker, seconded by Mr. Ehlers, Appropriation Ordinance No. 4, 1949 was ordered engrossed, read a third time and placed upon its passage.

Appropriation Ordinance No. 4, 1949 was read a third time by the Clerk and passed by the following roll call vote:

Ayes 9, viz: Mr. Bright, Miss Connor, Mr. Ehlers, Mr. Jameson, Mr. Ross, Mr. Seidensticker, Mr. Wallace, Mr. Wicker, President Emhardt.

Mr. Wicker called for Appropriation Ordinance No. 5, 1949 for second reading. It was read a second time.

On motion of Mr. Wicker, seconded by Mr. Ehlers, Appropriation Ordinance No. 5, 1949 was ordered engrossed, read a third time and placed upon its passage.

Appropriation Ordinance No. 5, 1949 was read a third time by the Clerk and passed by the following roll call vote:

Ayes 9, viz: Mr. Bright, Miss Connor, Mr. Ehlers, Mr. Jameson, Mr. Ross, Mr. Seidensticker, Mr. Wallace, Mr. Wicker, President Emhardt.

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Mr. Wallace called for General Ordinance No. 8, 1949 for second reading. It was read a second time.

On motion of Mr. Wallace, seconded by Mr. Seidensticker, General Ordinance No. 8, 1949 was ordered engrossed, read a third time and placed upon its passage.

General Ordinance No. 8, 1949 was read a third time by the Clerk and passed by the following roll call vote:

Ayes 9, viz: Mr. Bright, Miss Connor, Mr. Ehlers, Mr. Jameson, Mr. Ross, Mr. Seidensticker, Mr. Wallace, Mr. Wicker, President Emhardt.

Mr. Wallace called for Special Ordinance No. 1, 1949 for second reading. It was read a second time.

On motion of Mr. Wallace, seconded by Mr. Seidensticker, Special Ordinance No. 1, 1949 was ordered engrossed, read a third time and placed upon its passage.

Special Ordinance No. 1, 1949 was read a third time by the Clerk and passed by the following roll call vote:

Ayes 9, viz: Mr. Bright, Miss Connor, Mr. Ehlers, Mr. Jameson, Mr. Ross, Mr. Seidensticker, Mr. Wallace, Mr. Wicker, President Emhardt.

Mr. Ross called for General Ordinance No. 9, 1949 for second reading. It was read a second time.

On motion of Mr. Ross, seconded by Mr. Ehlers, General Ordinance No. 9, 1949 was ordered engrossed, read a

third time and placed upon its passage.

General Ordinance No. 9, 1949 was read a third time by the Clerk and passed by the following roll call vote:

Ayes 9, viz: Mr. Bright, Miss Connor, Mr. Ehlers, Mr. Jameson, Mr. Ross, Mr. Seidensticker, Mr. Wallace, Mr. Wicker, President Emhardt.

Mr. Seidensticker called for General Ordinance No. 6, 1949 for second reading. It was read a second time.

On motion of Mr. Seidensticker, seconded by Mr. Ehlers, General Ordinance No. 6, 1949 was ordered engrossed, read a third time and placed upon its passage.

General Ordinance No. 6, 1949 was read a third time by the Clerk and passed by the following roll call vote:

Ayes 9, viz: Mr. Bright, Miss Connor, Mr. Ehlers, Mr. Jameson, Mr. Ross, Mr. Seidensticker, Mr. Wallace, Mr. Wicker, President Emhardt.

Mr. Jameson called for General Ordinance No. 10, 1949 for second reading. It was read a second time.

Mr. Jameson presented the following motion to amend General Ordinance No. 10, 1949:

Indianapolis, Ind., Feb. 21, 1949

Mr. President:

I move that General Ordinance No. 10, 1949, be amended to read as follows:

## GENERAL ORDINANCE NO. 10, 1949, as amended.

AN ORDINANCE regulating and licensing public shuffle board tables in the City of Indianapolis, declaring 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 any person, firm or corporation to maintain and operate a public shuffle board table for hire or in any place as a business attraction within the City of Indianapolis without having first procured from the City Controller a license therefor as provided by this ordinance.

Section 2. The license fee for maintaining and operating a public shuffle board table shall be Five Dollars (\$5.00) per table per calendar year or fraction thereof.

Section 3. Any person, firm or corporation maintaining or operating a public shuffle board table without having first procured a license as herein provided, upon conviction, shall be fined in a sum not less than Five Dollars (\$5.00) nor more than One Hundred Dollars (\$100.00).

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

DONALD JAMESON, Councilman

The motion was seconded by Mr. Ehlers and passed by the following roll call vote:

Ayes 9, viz: Mr. Bright, Miss Connor, Mr. Ehlers, Mr. Jameson, Mr. Ross, Mr. Seidensticker, Mr. Wallace, Mr. Wicker, President Emhardt.

On motion of Mr. Jameson, seconded by Mr. Bright, General Ordinance No. 10, 1949, As Amended, was or-



dered engrossed, read a third time and placed upon its passage.

General Ordinance No. 10, 1949, As Amended, was read a third time by the Clerk and passed by the following roll call vote:

Ayes 9, viz: Mr. Bright, Miss Connor, Mr. Ehlers, Mr. Jameson, Mr. Ross, Mr. Seidensticker, Mr. Wallace, Mr. Wicker, President Emhardt.

Mr. Bright moved that General Ordinance No. 7, 1949 be stricken from the files. Which was seconded by Mr. Ehlers and carried by the following roll call vote:

Ayes 9, viz: Mr. Bright, Miss Connor, Mr. Ehlers, Mr. Jameson, Mr. Ross, Mr. Seidensticker, Mr. Wallace, Mr. Wicker, President Emhardt.

#### MISCELLANEOUS BUSINESS

The Council reverted to the previous order of business.

Mr. Wicker moved that the rules be suspended for further consideration and passage of General Ordinance No. 13, 1949.

The motion was seconded by Mr. Seidensticker and carried by the following roll call vote:

Ayes 9, viz: Mr. Bright, Miss Connor, Mr. Ehlers, Mr.

Jameson, Mr. Ross, Mr. Seidensticker, Mr. Wallace, Mr. Wicker, President Emhardt.

The rules were suspended.

### COMMITTEE REPORT

Indianapolis, Ind., February 21, 1949

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

Gentlemen:

We, your Committee on Finance to whom was referred General Ordinance No. 13, 1949, entitled

AN ORDINANCE authorizing the City of Indianapolis, to make a temporary loan in the amount of \$75,000.00 for Police Pension Fund

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

JOSEPH A. WICKER, Chairman  
JOSEPH C. WALLACE  
GUY O. ROSS  
J. PORTER SEIDENSTICKER  
MARY C. CONNOR

### ORDINANCE ON SECOND READING

Mr. Wicker called for General Ordinance No. 13, 1949 for second reading. It was read a second time.

On motion of Mr. Wicker, seconded by Mr. Ross, General Ordinance No. 13, 1949 was ordered engrossed. read a third time and placed upon its passage.

General Ordinance No. 13, 1949 was read a third time by the Clerk and passed by the following roll call vote.

Ayes 9, viz: Mr. Bright, Miss Connor, Mr. Ehlers, Mr. Jameson, Mr. Ross, Mr. Seidensticker, Mr. Wallace, Mr. Wicker, President Emhardt.

On motion of Mr. Ross, seconded by Mr. Seidensticker, 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 21st day of February, 1949, 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:



(SEAL)

*City Clerk.*

