

REGULAR MEETING

Monday, July 17, 1950  
6:30 P. M., CST

The Common Council of the City of Indianapolis met in the Council Chamber at the City Hall, Monday, July 17, 1950, at 6:30 P. M., CST, in regular session. President Emhardt in the chair.

The Clerk called the roll.

Present: Mr. Ehlers, Mr. Jameson, Mr. Lupear, Mr. Ross, Mr. Seidensticker, Mr. Wallace, Mr. Wicker, President Emhardt.

Absent: Mr. Bright.

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

COMMUNICATIONS FROM THE MAYOR

July 6, 1950

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:

APPROPRIATION ORDINANCE NO. 11, 1950

An ordinance appropriating, transferring, reappropriating and

reallocating certain sums (Tax Levy) from a certain designated item and fund in the City Plan Commission, of the City of Indianapolis, as appropriated under the 1950 Budget (G. O. 54, 1949, as amended) to a certain other item in the same fund, fixing a time when the same shall take effect.

APPROPRIATION ORDINANCE NO. 12, 1950

An Ordinance appropriating the total sum of Ten Thousand Dollars (\$10,000.00), from the unexpended and unappropriated balance of the Gasoline Tax Fund, now in the hands of the City Controller, to certain funds of the Board of Public Works, Street Commissioners Department, and fixing a time when the same shall take effect.

GENERAL ORDINANCE NO. 26, 1950, AS AMENDED

An Ordinance prohibiting the sale of contraceptive devices in the nature of prophylactic rubber goods by means of vending machines; prohibiting the advertising or display of such goods; regulating the sale of said goods through professional channels and providing a penalty for violation, and fixing a time when the same shall take effect.

GENERAL ORDINANCE NO. 42, 1950

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. 43, 1950

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

GENERAL ORDINANCE NO. 44, 1950

An Ordinance authorizing the Board of Public Works 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. 45, 1950

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. 46, 1950

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. 47, 1950

An Ordinance to amend Section 44 of General Ordinance No. 96-1928, as amended, to establish certain parts of certain streets as preferential streets in the City of Indianapolis, and fixing a time when the same shall take effect.

Respectfully yours,  
AL FEENEY, Mayor

July 17, 1950

TO THE HONORABLE PRESIDENT AND MEMBERS OF THE  
COMMON COUNCIL OF THE CITY OF INDIANAPOLIS

Gentlemen:

On July 13, 1950, Resolution No. 4, passed by the Common Council on July 5, 1950, was certified to me by the City Clerk.

It is the opinion of the City Legal Department that this resolution is not properly before the Mayor for action by him.

Accordingly, I herewith return this resolution to the Common Council without my signature.

Respectfully yours,  
AL FEENEY, Mayor

## COMMUNICATIONS FROM CITY OFFICIALS

July 15, 1950

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

Gentlemen:

In Re: General Ordinances Nos. 26, As Amended & 47, 1950  
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. 26, As Amended & 47, 1950—Friday, July  
7 and 14, 1950—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

July 14, 1950

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

Gentlemen:

Transmitted herewith are 21 copies of Appropriation Ordinance  
No. 13, 1950, appropriating the total sum of Ten Thousand Dollars  
(\$10,000.00) from the unexpended and unappropriated balance of  
the Gasoline Tax Fund, now in the hands of the City Controller to  
certain Funds of the Department of Public Parks, and fixing a time  
when the same shall take effect.

I recommend the passage of this ordinance.

PHILLIP L. BAYT, City Controller

July 17, 1950]

City of Indianapolis, Ind.

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July 14, 1950

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

Gentlemen:

Transmitted herewith are twenty-one copies of Appropriation Ordinance No. 14, 1950, appropriating the total sum of Seventy-Five Thousand (\$75,000.00) Dollars from the unexpended and unappropriated balance of the Gasoline Tax Fund, now in the hands of the City Controller, to certain funds of the Board of Public Works, and fixing a time when the same shall take effect.

I recommend the passage of this ordinance.

PHILLIP L. BAYT, City Controller.

July 17, 1950

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

Gentlemen:

Attached hereto are 21 copies of Appropriation Ordinance No. 15, 1950 appropriating the total sum of \$60,000.00 from the unexpended and unappropriated balance of the general fund of the City of Indianapolis in the hands of the City Controller, to the City General Sinking Fund—Bonds and Interest Maturities in the Department of Finance, and fixing a time when the same shall take effect.

I recommend the passage of this ordinance.

PHILLIP L. BAYT, City Controller.

July 14, 1950

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

Gentlemen:

Attached hereto are twenty-one (21) copies of General Ordinance No. 52, 1950, to authorize the Board of Public Works— Public Buildings to purchase and install an Elevator to replace south elevator in City Hall Building.

It is respectfully recommended that this Ordinance be passed.

Very truly yours,

Executive Secretary  
Henry Mueller  
BOARD OF PUBLIC WORKS

July 14, 1950

Honorable President and  
Members of the Common Council  
City of Indianapolis

Gentlemen:

We submit herewith General Ordinance No. 53, 1950.

This Ordinance eliminates parking on the south side of Astor Street from the WCL of White River Boulevard to the ECL of Koehne Street.

We respectfully recommend its passage.

Yours very truly,

BOARD OF PUBLIC SAFETY  
L. J. Keach, President

July 17, 1950]

City of Indianapolis, Ind.

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July 14, 1950

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

Gentlemen:

We submit herewith General Ordinance No. 54, 1950.

This Ordinance establishes as preferential East 34th Street from the ECL of Central Avenue to the WCL of College Avenue, and from the ECL of College Avenue to the WCL of Fall Creek Boulevard; also Holmes Avenue from the NCL of West Washington to the NCL of Vermont Street and NCL of Turner Street.

We respectfully recommend its passage.

Yours very truly,

BOARD OF PUBLIC SAFETY  
L. J. Keach, President

July 14, 1950

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

Gentlemen:

We submit herewith General Ordinance No. 55, 1950.

This Ordinance makes New York Street preferential from the WCL of White River Parkway, West Drive to the ECL of Lynn Street.

We respectfully recommend its passage.

Yours very truly,

BOARD OF PUBLIC SAFETY  
L. J. Keach, President

July 14, 1950

Honorable President and  
Members of the Common Council  
Indianapolis, Indiana

Gentlemen:

We submit herewith General Ordinance No. 56, 1950.

This Ordinance establishes Loading Zones for M. J. Freije, 1008 West 16th Street for the use of Davis Cleaners, Fall Creek Cleaning Company, 2060 North Illinois Street, Home Outfitting Company, 424 Massachusetts Avenue and G. C. Murphy Company, 6261 College Avenue.

We respectfully recommend its passage.

Yours very truly,

BOARD OF PUBLIC SAFETY  
L. J. Keach, President

July 14, 1950

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

Gentlemen:

The Board of Public Works on July 13, 1950, approved Petition of Indianapolis Railways, Incorporated, to use for the operation of trackless trolley cars the following streets and parts of streets in the City of Indianapolis, Indiana:

Dearborn Street from Washington Street to Moore Street; Moore Street from Dearborn Street to Gray Street; Gray Street from Moore Street to Washington Street

This petition was granted for the purpose of giving petitioner a loop turn around on its East Washington Street line.



Attached hereto are twenty-two (22) copies of Resolution No. 13, 1950, which approves and confirms the permit hereto issued by the Board of Public Works pursuant to the terms of a certain agreement dated May 25, 1936, between the City of Indianapolis and Indianapolis Railways, Inc. and incorporated in General Ordinance No. 40, 1936. It is respectfully recommended that this Resolution be passed.

Very truly yours,

Executive Secretary  
Henry Mueller  
BOARD OF PUBLIC WORKS

At this time those present were given an opportunity to be heard on General Ordinance Nos. 48, 49, 50, 51, Special Ordinance Nos. 5, 6, 1950.

Mr. Ross asked for recess. The motion was seconded by Mr. Ehlers, and the Council recessed at 6:45 P. M., CST.

The Council reconvened at 7:05 P. M., CST, with the same members present as before.

## COMMITTEE REPORTS

Indianapolis, Ind., July 17, 1950

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. 48, 1950, entitled

AN ORDINANCE expressly repealing General Ordinance

No. 142, 1947 relating to a proposed "Municipal Code of Indianapolis, 1947".

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  
GEORGE S. LUPEAR

Indianapolis, Ind., July 17, 1950

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. 49, 1950, entitled

AN ORDINANCE establishing a preferential street (Elm  
Street from Pine Street to Shelby Street)

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

Indianapolis, Ind., July 17, 1950

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. 50, 1950, entitled

AN ORDINANCE prohibiting parking between 4:00 P.M. and 6:00 P.M. on the east side of South East Street from East Washington Street to the Railroad Elevation.

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

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

Indianapolis, Ind., July 17, 1950

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. 51, 1950, entitled

AN ORDINANCE making Bellefontaine Street preferential at its intersection with East 11th Street

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

Indianapolis, Ind., July 17, 1950

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 Special Ordinance No. 5, 1950, entitled

AN ORDINANCE amending Special Ordinance No. 4, 1950 to correct an error in description of territory annexed to the City

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

J. PORTER SEIDENSTICKER

Chairman

GEORGE S. LUPEAR

JOSEPH A. WICKER

CHAS. P. EHLERS

DONALD B. JAMESON

## INTRODUCTION OF APPROPRIATION ORDINANCES

By the City Controller:

### APPROPRIATION ORDINANCE NO. 13, 1950

AN ORDINANCE appropriating the total sum of Ten Thousand Dollars, (\$10,000.00) from the unexpended and unappropriated balance of the Gasoline Tax Fund, now in the hands of the City Controller to certain funds of the Department of Public Parks and fixing a time when the same shall take effect.

WHEREAS, there is now in the hands of the City Controller in the Gasoline Tax Fund, certain monies which are unappropriated and unexpended and are available for the use of the City of Indianapolis for certain purposes, and

WHEREAS, an emergency exists by reason of the fact that funds heretofore appropriated under the 1950 Budget (G. O. 54, 1949, as amended) are inadequate for the purpose of boulevard construction, reconstruction, repair and maintenance in said city, including all other purposes incidental thereto.

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

Section 1. That the total sum of Ten Thousand Dollars, (\$10,000.00) from the unexpended and unappropriated balance of the

Gasoline Tax Fund now in the hands of the City Controller be and the same is hereby appropriated and allocated to the following designated funds of the Department of Public Parks, according to the 1950 Budget (G. O. 54, 1949, as amended) Classification in the amount as herein specified to-wit:

DEPARTMENT OF PUBLIC PARKS

1. SERVICES—PERSONAL	Gas Tax
12. Salaries and Wages, Temporary-----	\$ 5,000.00
4. MATERIALS	
43. Boulevard Materials -----	2,000.00
7. PROPERTIES	
72. Equipment -----	3,000.00
	Total-----\$10,000.00

Section 2. That all monies hereby appropriated as "Gasoline Tax" Funds, shall be used only for the purposes authorized by law.

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 City Controller:

APPROPRIATION ORDINANCE NO. 14, 1950

AN ORDINANCE appropriating the total sum of Seventy-Five Thousand Dollars (\$75,000.00), from the unexpended and unappropriated balance of the Gasoline Tax Fund, now in the hands of the City Controller, to certain funds of the Board of Public Works, and fixing a time when the same shall take effect.

WHEREAS, there is now in the hands of the City Controller in the Gasoline Tax Fund, certain monies which are unappropriated and

unexpended and are available for the use of the City of Indianapolis for certain purposes and

WHEREAS, an emergency exists by reason of the fact that funds heretofore appropriated under the 1950 budget (G. O. No. 54, 1949, as amended) are inadequate for the purpose of construction, reconstruction, repair and maintenance of streets in said city, including all other purposes incidental thereto.

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

Section 1. That the total sum of Seventy-Five Thousand Dollars (\$75,000.00), from the unexpended and unappropriated balance of the Gasoline Tax Fund now in the hands of the City Controller be and the same is hereby appropriated and allocated to the following designated funds of the Department of Public Works according to the 1950 budget (G. O. No. 54, 1949, as amended) Classifications in the amounts as hereinafter specified, to-wit:

DEPARTMENT OF PUBLIC WORKS  
ADMINISTRATION

2. SERVICES—CONTRACTUAL	Gas Tax
26. Other contractual—Special Fund .....	\$75,000.00

Section 2. That all monies hereby appropriated as "Gasoline Tax" Funds, shall be used only for the purposes authorized by law.

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 City Controller:

APPROPRIATION ORDINANCE NO. 15, 1950

AN ORDINANCE appropriating the total sum of Sixty Thousand Dollars, (\$60,000.00), from the unexpended and unappropriated

balance of the General Fund of the City of Indianapolis, now in the hands of the City Controller, to the City General Sinking Fund —Bonds and Interests Maturities in the Department of Finance, and fixing a time when the same shall take effect.

WHEREAS, there is now in the hands of the City Controller in the City General Fund (Tax Levy) certain monies which are unappropriated and unexpended, and are available for the use of the City of Indianapolis, and

WHEREAS, an emergency exists by reason of the fact that certain bonds and coupons have been presented for payment which were not anticipated in the 1950 Budget, and that there are no funds appropriated under the 1950 Budget (G. O. No. 54, 1949, as amended) for this purpose.

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

Section 1. That the total sum of Sixty Thousand Dollars (\$60,000.00) now in the unexpended and unappropriated balance of the General Fund (Tax Levy) now in the hands of the City Controller be and the same is hereby appropriated, transferred and allocated to the following designated fund of the Department of Finance according to the 1950 Budget (G. O. 54, 1949, as amended) in the amount as herein specified to-wit:

DEPARTMENT OF FINANCE  
CITY GENERAL SINKING FUND

Bond and Interests Maturities ----- \$60,000.00

Section 2. The above transfer and appropriation is necessary because of an existing emergency due to the lack of necessary funds to meet the payment of bonds and coupons which have been presented for payment and which were not anticipated in the 1950 Budget.

Section 3. 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 Finance.

## INTRODUCTION OF GENERAL ORDINANCES

By the Board of Public Works:

## GENERAL ORDINANCE NO. 52, 1950

AN ORDINANCE authorizing the Board of Public Works to purchase through their 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 Works of the City of Indianapolis be and they are hereby authorized and empowered to purchase, through their 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 therefor, as provided by law and the total cost of said equipment shall not exceed the sum of money heretofore appropriated for use of said Board.

## BOARD OF PUBLIC WORKS—PUBLIC BUILDINGS

Elevator (Purchase and installation of) to replace  
south elevator in City Hall Building -----\$42,256.00

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 Works.

By the Board of Public Safety:

## GENERAL ORDINANCE NO. 53, 1950

AN ORDINANCE regulating parking of vehicles on certain parts of a certain street in the City of Indianapolis, Indiana, and 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, upon a certain part of a certain street in the City of Indianapolis, Indiana, described as follows:

The South side of Astor Street from the West curb line of White River Boulevard to the East curb line of Koehne Street.

Section 2. Any person violating the provisions 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. 54, 1950**

AN ORDINANCE to amend Section 44 of General Ordinance No. 96-1928, as amended to establish certain parts of certain streets as preferential streets in the City of Indianapolis.

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

Section 1. That Section 44 of General Ordinance No. 96-1928, as amended, be and the same is hereby further amended by adding thereto the following subsections:

East 34th Street from the East curb line of Central Avenue to the West curb line of College Avenue, and from the East curb line of College Avenue to the West curb line of Fall Creek Boulevard.

Holmes Avenue from the North curb line of West Washington Street to the North curb line of Vermont Street and the North curb line of Turner 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.

By the Board of Public Safety:

GENERAL ORDINANCE NO. 55, 1950

AN ORDINANCE to amend Section 44 of General Ordinance No. 96-1928, as amended to establish certain parts of certain streets as preferential streets in the City of Indianapolis.

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

Section 1. That Section 44 of General Ordinance No. 96-1928, as amended, be and the same is hereby further amended by adding thereto the following subsection.

New York Street from the West curb line of White River Parkway, West Drive, to the East curb line of Lynn 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 Parks.

By the Board of Public Safety:

GENERAL ORDINANCE NO. 56, 1950

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, material and merchandise coming to or going from such premises, such owners 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 zones be and the same are hereby established in the city of Indianapolis, to-wit:

- (a) A loading zone beginning at a point 15 feet east of the west building line of the A & E Liquor Store, 1008 W. 16th Street and extending east on the north side of W. 16th Street for a distance of 25 feet, for the use and occupancy of the Davis Cleaners, 1008 W. 16th Street.
- (b) A loading zone beginning at the south building line of 2060 N. Illinois Street and extending 25 feet north on the west side of Illinois Street, for the use and occupancy of Fall Creek Cleaning Company, 2060 N. Illinois St.
- (c) A loading zone beginning at the west building line of 424 Massachusetts Avenue, and extending 25 feet east on the north side of Massachusetts Avenue, for the use and occupancy of the Home Outfitting Company, 424 Massachusetts Avenue.
- (d) A loading zone beginning at the south building line of 6261 College Avenue and extending 25 feet north on the

east side of College Avenue, for the use and occupancy of the G. C. Murphy Company, 6261 College 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 Public Safety.

## INTRODUCTION OF RESOLUTIONS

By the Board of Public Works:

### RESOLUTION NO. 13, 1950

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 13, 1950, 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 designated 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 13, 1950, 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 13, 1950

BE IT REMEMBERED THAT on July 13, 1950, the Board of Public Works of the City of Indianapolis, Indiana, considered the petition of Indianapolis Railways, Incorporated, for an order of the Board authorizing petitioner to use for the operation of trackless trolley cars the following streets and parts of streets in the City of Indianapolis, Indiana:

Dearborn Street from Washington Street to Moore Street; Moore Street from Dearborn Street to Gray Street; Gray Street from Moore Street to Washington Street

under and pursuant to the terms of the agreement dated 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, in which petition it appears that petitioner desires to use said streets for the operation of trackless trolley cars, for the purpose of turning back a portion of the trackless trolley cars operated upon its East Washington Street line; and the Board being duly advised in the premises now finds that it is in the public interest to permit the use of said streets for the operation of trackless trolley cars for said purpose.

IT IS THEREFORE HEREBY ORDERED That Indianapolis Railways, Incorporated be, and hereby is, authorized and permitted to use for the operation of trackless trolleys the following streets and parts of streets in the City of Indianapolis, Indiana:

Dearborn Street from Washington Street to Moore Street; Moore Street from Dearborn Street to Gray

Street; Gray Street from Moore Street to Washington Street,

and is further authorized and permitted, for the purpose of such trackless trolley operation, to erect such poles, overhead wires and switches, and other structures on said streets as are necessary or desirable for such operation, said construction and said operation of trackless trolley cars 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, dated May 25, 1936, and approved with amendments by General Ordinance No. 40, 1936, of the City of Indianapolis; Provided, however, that no portion of said street shall be used for said construction or for 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 13, 1950.

BOARD OF PUBLIC WORKS OF THE  
CITY OF INDIANAPOLIS

By signed/ Edward A. Gardner  
signed/ Carl N. Angst  
signed/ Martin McDermott  
signed/ Stanley S. Feezle

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 13, 1950, 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 Public Works.

## ORDINANCES ON SECOND READING

Mr. Wicker called for General Ordinance No. 48, 1950 for second reading. It was read a second time.

On motion of Mr. Wicker, seconded by Mr. Lupear, General Ordinance No. 48, 1950 was ordered engrossed, read a third time and placed upon its passage.

General Ordinance No. 48, 1950 was read a third time by the Clerk and passed by the following roll call vote:

Ayes 8, viz: Mr. Ehlers, Mr. Jameson, Mr. Lupear, Mr. Ross, Mr. Seidensticker, Mr. Wallace, Mr. Wicker, President Emhardt.

Mr. Ross called for General Ordinance No. 49, 1950 for second reading. It was read a second time.

On motion of Mr. Ross, seconded by Mr. Ehlers, General Ordinance No. 49, 1950 was ordered engrossed, read a third time and placed upon its passage.

General Ordinance No. 49, 1950 was read a third time by the Clerk and passed by the following roll call vote:

Ayes 8, viz: Mr. Ehlers, Mr. Jameson, Mr. Lupear, Mr. Ross, Mr. Seidensticker, Mr. Wallace, Mr. Wicker, President Emhardt.

Mr. Ross called for General Ordinance No. 50, 1950 for second reading. It was read a second time.

Mr. Wallace presented the following motion to amend General Ordinance No. 50, 1950:

Indianapolis, Ind., July 17, 1950

Mr. President:

I move that General Ordinance No. 50, 1950 be amended by striking out Lines 6, 7, and 8 in Section 1 and inserting in lieu thereof the following:

“East side of South East Street from the south curb line of East Washington Street to the north line of the first Railroad Elevation south of Washington Street.”

JOSEPH C. WALLACE,  
Councilman

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

Ayes 7, viz: Mr. Ehlers, Mr. Jameson, Mr. Lupear, Mr. Seidensticker, Mr. Wallace, Mr. Wicker, President Emhardt.

Noes 1, viz: Mr. Ross.

On motion of Mr. Ross, seconded by Mr. Ehlers, General Ordinance No. 50, 1950, As Amended was ordered engrossed, read a third time and placed upon its passage.

General Ordinance No. 50, 1950, As Amended was read a third time by the Clerk and passed by the following roll call vote:

Ayes 8, viz: Mr. Ehlers, Mr. Jameson, Mr. Lupear, Mr. Ross, Mr. Seidensticker, Mr. Wallace, Mr. Wicker, President Emhardt.



Mr. Ross called for General Ordinance No. 51, 1950 for second reading. It was read a second time.

On motion of Mr. Ross, seconded by Mr. Seidensticker, General Ordinance No. 51, 1950 was ordered engrossed, read a third time and placed upon its passage.

General Ordinance No. 51, 1950 was read a third time by the Clerk and passed by the following roll call vote:

Ayes 8, viz: Mr. Ehlers, Mr. Jameson, Mr. Lupear, Mr. Ross, Mr. Seidensticker, Mr. Wallace, Mr. Wicker, President Emhardt.

Mr. Seidensticker called for Special Ordinance No. 5, 1950 for second reading. It was read a second time.

On motion of Mr. Seidensticker, seconded by Mr. Lupear, Special Ordinance No. 5, 1950 was ordered engrossed, read a third time and placed upon its passage.

Special Ordinance No. 5, 1950 was read a third time by the Clerk and passed by the following roll call vote:

Ayes 8, viz: Mr. Ehlers, Mr. Jameson, Mr. Lupear, Mr. Ross, Mr. Seidensticker, Mr. Wallace, Mr. Wicker, President Emhardt.

#### MISCELLANEOUS BUSINESS

Mr. Wicker made a motion that the Clerk be instructed to send to the Legal Department and to other Department heads submitting ordinances to the Council a written request asking that all transmittal letters accompanying ordinances be submitted in an original and nine

(9) copies so that they may be referred to the Council members along with the ordinances in order that they may have as ready reference any and all detailed information submitted in regard to each ordinance.

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

On motion of Mr. Ross, seconded by Mr. Seidensticker, the Common Council adjourned at 7:30 P. M., CST.

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 17th day of July, 1950, at 6:30 P. M., CST.

In Witness Whereof, we have hereunto subscribed our signatures and caused the seal of the City of Indianapolis to be affixed.



ATTEST:

*President.*



(SEAL)

*City Clerk.*

July 17, 1950]

City of Indianapolis, Ind.

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