

REGULAR MEETING

December 2, 1940

7:30 P. M.

The Common Council of the City of Indianapolis met in the Council Chamber at the City Hall, Monday, December 2, 1940, at 7:30 P. M. in regular session. President Joseph G. Wood in the chair.

The Clerk called the roll.

Present: Ollie A. Bach, Harmon A. Campbell, Albert O. Deluse, Dr. Walter E. Hemphill, Ralph F. Moore, F. B. Ransom, Ernest C. Ropkey, Guy O. Ross, President Joseph G. Wood.

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

COMMUNICATIONS FROM THE MAYOR

November 19, 1940.

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

Gentlemen:

I have this day approved with my signature and delivered to Mr. John M. Layton, City Clerk, the following resolution and ordinances:

RESOLUTION No. 4, 1940

A RESOLUTION approving, confirming and ratifying a certain permit granted by the Board of Public Works and Sanitation of the City of Indianapolis by its written order entered on the 6th day of September, 1940, to Indianapolis Railways, Incorporated, under and pursuant to the provisions of the agreement entered into by the City of Indianapolis and Indianapolis Rail-

ways, Incorporated, dated May 25, 1936, as amended and approved by General Ordinance No. 40, 1936.

GENERAL ORDINANCE No. 97, 1940

AN ORDINANCE to amend Sections 3, 5, 6, 7, 9, 10, 14 and 17 of General Ordinance No. 100, 1929, entitled "An Ordinance concerning billiard rooms, providing for licensing of the same, providing penalties for the violation thereof, repealing all ordinances in conflict therewith, and fixing a time when the same shall take effect.

GENERAL ORDINANCE No. 99, 1940

AN ORDINANCE prohibiting parking on certain parts of certain streets in the City of Indianapolis; limiting parking on certain parts of certain other streets in said city; providing a penalty for the violation thereof; and fixing a time when the same shall take effect.

GENERAL ORDINANCE No. 101, 1940

AN ORDINANCE authorizing the Board of Public Safety of the City of Indianapolis, through its duly authorized purchasing agent, to purchase two (2) De Luxe Auto Coupes for the Fire Department, suitable for use by said department as Battalion Chiefs' cars; and fixing a time when the same shall take effect.

GENERAL ORDINANCE No. 104, 1940

AN ORDINANCE approving a certain agreement and permit granting the Pennsylvania Railroad Company the right to lay and maintain a sidetrack or switch from P. R. R. switching track along the west side of Kentucky Avenue, connecting with former Indianapolis Railway track in Henry Street, and operate over this track from west end of Henry Street, according to blue print attached, in the City of Indianapolis, Indiana.

GENERAL ORDINANCE No. 105, 1940

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 its existing track, across Yandes Street, Columbia Avenue and Martindale Avenue, and operate over said track in East Twenty-first Street, as now vacated, according to blue print attached, in the City of Indianapolis, Indiana.

Respectfully,

R. H. SULLIVAN,
Mayor.

COMMUNICATIONS FROM CITY OFFICIALS

November 22, 1940.

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

Gentlemen:

As required by Section 48-1410, Burns Revised Statutes of 1933, I submit the following report:

On October 21, 1940, in conformity with General Ordinance No. 78, 1940, passed by the Common Council on the 2nd day of September, 1940, and signed by the Mayor on the 3rd day of September, 1940, I sold \$23,000.00 City of Indianapolis Bridge Bonds of 1940 to the Indianapolis Bond and Share Corporation, Indianapolis, on their bid of par, accrued interest from date of bonds to date of delivery plus a premium of \$54.00. Said bonds to bear interest at the rate of 1 1/4 %. On November 1, 1940, the bonds were delivered to the Treasurer for delivery to the Indianapolis Bond and Share Corporation. A check in the amount of \$23,077.96 was received and deposited to the credit of the city.

On October 28, 1940, in conformity with General Ordinance No. 74, 1940, passed by the Common Council on the 2nd day of September, 1940, and signed by the Mayor on the 3rd day of September, 1940, I sold \$125,000.00 City of Indianapolis Building and Equipment Bonds of 1940 to the Fletcher Trust Company, Indianapolis, on their bid of par, accrued interest from date of bonds to date of delivery plus a premium of \$1,709.00. Said bonds to bear interest at the rate of 1 1/2 %. On November 19, 1940, the bonds were delivered to the Treasurer for delivery to the Fletcher Trust Company. A check in the amount of \$126,959.00 was received and deposited to the credit of the city.

Yours very truly,

JAMES E. DEERY, City Controller.

PROOF OF POSTING OF NOTICE OF DETERMINATION TO ISSUE BONDS

STATE OF INDIANA }
COUNTY OF MARION } SS:

John M. Layton, being first duly sworn, upon his oath deposes and says:

That he did, on the 20th day of November, 1940, post in three public places in the City of Indianapolis a copy of the attached notice of hearing on additional appropriation; that the said notice was posted in the following places:

1. In a corridor of the Police Headquarters Building.
2. Bulletin Board at City Hall.
3. South door of Marion County Courthouse.

JOHN M. LAYTON,
City Clerk.

Subscribed and sworn to before me this 20th day of November, 1940.

ANNA F. HAMMERBECK,
Notary Public.

My commission expires:
4-15-42

NOTICE TO TAXPAYERS
OF HEARING ON ADDITIONAL APPROPRIATION
CITY OF INDIANAPOLIS

The taxpayers of the City of Indianapolis are hereby notified that the common council of said city will on December 2, 1940, hold a public hearing on the matter of an additional appropriation in the amount of \$57,000 to provide for the payment of the principal of outstanding bonds of the city which mature and are payable on January 1, 1941. Said appropriation is in addition to all existing appropriations and items provided for in the existing budget, and is made necessary by reason of the fact that sufficient provision was not made for the payment of said maturing bonds and no funds are available for the payment of the same. Funds to meet such appropriation will be provided for by the issuance of refunding bonds heretofore authorized by the common council.

Said public hearing will be held at the Council Chambers in the City Hall on the above named date, at the hour of seven-thirty

o'clock P. M., at which time all taxpayers may appear and be heard on the question of the necessity for said additional appropriation.

Dated this 20th day of November, 1940.

CITY OF INDIANAPOLIS,

By John M. Layton,
City Clerk.

December 2, 1940.

To the Honorable President and
Member of the Common Council of
City of Indianapolis, Indiana.
Gentlemen:

Submitted herewith is General Ordinance No. 107, 1940, establishing the following "loading zones," and we respectfully recommend its passage:

18 foot zone in front of 122-24 South Senate Avenue
for the Kiefer-Stewart Company;

18 foot zone on the north side of East Maryland
Street immediately west of South Pennsylvania Street in
front of the side entrance of premises occupied by the
Baldwin Piano Sales Company.

Respectfully submitted,

BOARD OF PUBLIC SAFETY,
By L. J. Keach,
President.

December 2, 1940.

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

Gentlemen:

Attached please find copies of General Ordinance No. 108, 1940, authorizing the City Controller of the City of Indianapolis to make a temporary loan in the sum of Seven Hundred Fifty Thousand Dol-

lars (\$750,000.00) in anticipation of the current taxes for the General Fund of the City of Indianapolis actually levied in the year 1940 and in the course of collection in the year 1941.

I respectfully recommend the passage of this ordinance.

Yours very truly,

JAMES E. DEERY,
City Controller.

December 2, 1940.

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

Gentlemen:

Attached please find copies of General Ordinance No. 109, 1940, authorizing the City of Indianapolis to make a temporary loan in the year 1941 in the sum of One Hundred Twenty-five Thousand Dollars (\$125,000.00) for the use of the Board of Health of said city, in anticipation of and payable out of current taxes of said Board of Health actually levied for general Board of Health purposes and in the course of collection for the fiscal year in which said loan is made payable.

I respectfully recommend the passage of this ordinance.

Yours very truly,

JAMES E. DEERY,
City Controller.

December 2, 1940.

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

Gentlemen:

Attached please find copies of General Ordinance No. 110, 1940, authorizing the City Controller of the City of Indianapolis to make a temporary loan in the sum of Seventy Thousand Dollars (\$70,-

000.00) for the use of the Board of Trustees of the Firemen's Pension Fund of said city, in anticipation of and payable out of the current taxes for the Firemen's Pension Fund actually levied for said fund and in the course of collection for the fiscal year in which said loan is made payable.

I respectfully recommend the passage of this ordinance.

Yours very truly,

JAMES E. DEERY,
City Controller.

December 2, 1940.

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

Gentlemen:

Attached please find copies of General Ordinance No. 111, 1940, authorizing the City of Indianapolis to make a temporary loan in the year 1941 in the sum of Twenty-five Thousand Dollars (\$25,000.00) for the use of the Board of Health of said city, in anticipation of and payable out of the current taxes of the Board of Health actually levied for the School Health Fund of said board and in course of collection for the fiscal year in which said loan is made payable.

I respectfully recommend the passage of this ordinance.

Yours very truly,

JAMES E. DEERY,
City Controller.

December 2, 1940.

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

Gentlemen:

Attached please find copies of General Ordinance No. 112, 1940, authorizing the City of Indianapolis to make a temporary loan in

the year 1941 in the sum of Fifteen Thousand Dollars (\$15,000.00) for the use of the Board of Health of said city in anticipation of and payable out of the current taxes of said Board of Health actually levied for the Tuberculosis Fund of said board and in the course of collection for the fiscal year in which said loan is made payable.

I respectfully recommend the passage of this ordinance.

Yours very truly,

JAMES E. DEERY,
City Controller.

November 29, 1940.

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

Gentlemen:

Attached hereto are twenty copies of General Ordinance No. 113, 1940, an ordinance to amend General Ordinance No. 114, 1922, commonly known as the Zoning Ordinance.

Very truly yours,

GEORGE F. ROOKER,
Secretary-Engineer,
CITY PLAN COMMISSION.

At this time those present were given an opportunity to be heard on Appropriation Ordinance No. 14, 1940.

Mr. Moore made a motion that the Council recess. The motion was seconded by Mr. Ross, and the Council recessed at 8:00 P. M.

The Council reconvened at 9:25 P. M. with the same members present as before.

COMMITTEE REPORTS

Indianapolis, Ind., December 2, 1940.

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. 14, 1940, entitled:

Appropriating the sum of \$57,000.00 for refunding certain outstanding bonds;

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

ERNEST C. ROPKEY, Chairman
F. B. RANSOM
GUY O. ROSS
OLLIE A. BACH
ALBERT O. DELUSE

Indianapolis, Ind., December 2, 1940.

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. 69, 1940, entitled:

Amending Sec. 9 of G. O. 87, 1935, as amended
(Taxi stands);

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

ALBERT O. DELUSE, Chairman
ERNEST C. ROPKEY
F. B. RANSOM
HARMON A. CAMPBELL
RALPH F. MOORE

Indianapolis, Ind., December 2, 1940.

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. 96, 1940, entitled:

Repealing G. O. 11, 1933; 23, 1933; 34, 1933, and
9, 1936—Licensing Poultry Dealers;

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

ALBERT O. DELUSE, Chairman *
ERNEST C. ROPKEY
F. B. RANSOM
HARMON A. CAMPBELL
RALPH F. MOORE

Indianapolis, Ind., December 2, 1940.

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. 102, 1940, entitled:

Limiting parking to 30 minutes in downtown loop
on Louisiana St., McCrea and Jackson Place;

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

ALBERT O. DELUSE, Chairman
ERNEST C. ROPKEY
F. B. RANSOM
HARMON A. CAMPBELL
RALPH F. MOORE

Indianapolis, Ind., December 2, 1940.

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. 103, 1940, entitled:

Amending Sec. 44 of G. O. 96, 1928, by adding Fort
Wayne Ave. and Central Ave. as "thru" streets;

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

ALBERT O. DELUSE, Chairman
ERNEST C. ROPKEY
F. B. RANSOM
HARMON A. CAMPBELL
RALPH F. MOORE

Indianapolis, Ind., December 2, 1940.

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. 7, 1940, entitled:

Annexing one tier of lots on the east side of Emerson
Avenue between 16th and 21st Streets;

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

F. B. RANSOM, Chairman
ERNEST C. ROPKEY
ALBERT O. DELUSE
HARMON A. CAMPBELL
DR. WALTER E. HEMPHILL

Indianapolis, Ind., December 2, 1940.

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. 8, 1940, entitled:

Annexing land on the east side of Emerson Avenue
from 12th Street to a point north of 13th Street and
land at the northwest corner of Ritter Avenue and
10th Street;

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

F. B. RANSOM, Chairman
ERNEST C. ROPKEY
ALBERT O. DELUSE
WALTER E. HEMPHILL
HARMON A. CAMPBELL

INTRODUCTION OF GENERAL ORDINANCES

GENERAL ORDINANCE No. 107, 1940

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
by General Ordinance No. 31, 1931, as amended by General
Ordinance No. 58, 1931, 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
tenants of certain premises fronting on certain public streets of the
City of Indianapolis with ingress and egress for passengers, materials
and merchandise coming to or going from such premises, such owners
or tenants having complied with the provisions of Section 26 of

General Ordinance No. 96, 1928, as amended by General Ordinance No. 31, 1931, as amended by General Ordinance No. 58, 1931, relative to the establishment of passenger and/or loading zones, at the places hereinafter set out, and the Board of Public Safety having caused investigation to be made thereof and having recommended the establishment, pursuant to the terms of the aforesaid ordinance, the following passenger and/or loading zones be and the same are hereby established in the City of Indianapolis, to-wit:

(1) An 18 foot zone in front of 122-24 South Senate Avenue, said premises being occupied by Kiefer-Stewart Company.

(2) An 18 foot zone on the north side of East Maryland Street, immediately west of South Pennsylvania Street, in front of the side entrance of premises occupied by the Baldwin Piano Sales Company.

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

By the Department of Public Safety:

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

By the City Controller:

GENERAL ORDINANCE No. 108, 1940

AN ORDINANCE authorizing the city controller of the City of Indianapolis to make a temporary loan in the sum of Seven Hundred Fifty Thousand Dollars (\$750,000) in anticipation of current taxes of the City of Indianapolis actually levied and in the course of collection for the fiscal year in which said loan is made payable; providing for the interest to be charged therefor; providing for legal notice and the time when said loan shall mature; and fixing a time when the same shall take effect.

WHEREAS, the City of Indianapolis is now and will continue to be until the 15th day of May, 1941, without sufficient funds to meet current expenses for the year 1941 for municipal purposes; and

WHEREAS, the first semiannual installment of taxes for the year 1941 will amount to more than Seven Hundred Fifty Thousand Dollars (\$750,000); NOW, THEREFORE,

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

Section 1. That the city controller is hereby authorized and empowered in the year 1941 to negotiate a temporary loan in anticipation of the current taxes for the general fund of the City of Indianapolis actually levied in the year 1940 and in the course of collection in the fiscal year 1941, not to exceed the sum of Seven Hundred Fifty Thousand Dollars (\$750,000) 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 six percent (6%) per annum, the rate of interest to be fixed by the lowest bidder bidding for said loan on an interest basis. Said loan shall run for a period not to exceed one hundred forty (140) days. The city controller is authorized to make sale of said time warrants, after a notice thereof shall have been published by the city controller once each week for two consecutive weeks in two newspapers of general circulation, printed in the English language and published in the City of Indianapolis, and said sale to be not less than (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, and attached by the city clerk of the City of Indianapolis, the seal of the City of Indianapolis to be attached thereto, and said time warrants are to be payable at the office of the city treasurer in the City of Indianapolis, Indiana; and to the payment of said time warrants the current revenues and taxes levied in the year 1940, payable in the year 1941, for the general fund of the City of Indianapolis, are hereby irrevocably appropriated and pledged.

Section 2. For the repayment of the principal amount of the temporary loan herein authorized by this ordinance, there is hereby appropriated to the city controller's 1941 Budget Fund No. 63—Payment of Temporary Loans (hereby established) out of the current revenues and taxes levied for the year 1940, payable in the year 1941, for the general fund of the City of Indianapolis, the sum of Seven Hundred Fifty Thousand Dollars (\$750,000;) and for the payment of the interest thereon there is hereby appropriated to the city controller's 1941 Budget Fund No. 61-2—Interest on Temporary Loans, out of the above designated revenues and taxes the sum of Three Thousand Dollars (\$3,000).

Section 3. 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.

By the City Controller:

GENERAL ORDINANCE No. 109, 1940

AN ORDINANCE authorizing the City of Indianapolis to make a temporary loan in the year 1941 in the sum of One Hundred Twenty-five Thousand Dollars (\$125,000) for the use of the Board of Health of said city, in anticipation of and payable out of current taxes of said Board of Health actually levied for general Board of Health purposes and in the course of collection for the fiscal year in which said loan is made payable; providing for the interest to be charged therefor; providing for legal notice and the time when said loan shall mature; and fixing a time when the same shall take effect.

WHEREAS, the Board of Health of the City of Indianapolis, Indiana, is now, and will continue to be until the 15th day of May, 1941, without sufficient funds to meet payroll and current expenses of the year 1941 necessary for the carrying on of the functions of said board and payable out of the general fund of the said Board of Health; and

WHEREAS, the first semi-annual installment of taxes levied by the City of Indianapolis for general Board of Health purposes for the year 1941 will amount to more than One Hundred Twenty-five Thousand Dollars (\$125,000); 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 in the year 1941 to negotiate a temporary loan for the use of the Board of Health of said City of Indianapolis, Indiana, in anticipation of the current taxes of said Board of Health actually levied for general Board of Health purposes in the year 1940 and in the course of collection in the fiscal year 1941,

not to exceed the sum of One Hundred Twenty-five Thousand Dollars (\$125,000), 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 six percent (6%) per annum; the rate of interest to be fixed by the lowest bidder bidding for said loan on an interest rate basis. Said loan shall run for a period not to exceed one hundred forty (140) days. The city controller is authorized to make sale of said time warrants after a notice thereof shall have been published by the city controller, once each week for two consecutive weeks in two newspapers of general circulation, printed in the English language and published in the City of Indianapolis, and said sale shall 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 Health, and attested by the city clerk of the City of Indianapolis, 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, Indiana; and to the payment of said time warrants the current revenues and taxes levied in the year 1940, payable in the year 1941, for the general purposes of the Board of Health 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 the Board of Health 1941 Budget Fund No. 63—Payment of Temporary Loans (hereby established,) out of the current revenues and taxes levied in the year 1940, payable in the year 1941, for the general purposes of the Board of Health of the City of Indianapolis, the sum of One Hundred Twenty-five Thousand Dollars (\$125,000); and for the payment of the interest thereon, there is hereby appropriated to the Board of Health 1941 Budget Fund No. 61—Interest, out of the above designated revenues and taxes the sum of Eight Hundred Dollars (\$800.00).

Section 3. 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.

By the City Controller:

GENERAL ORDINANCE No. 110, 1940

AN ORDINANCE authorizing the City controller of the City of Indianapolis to make a temporary loan in the sum of Seventy Thousand Dollars (\$70,000) for the use of the Board of Trustees of the Firemen's Pension Fund of said city, in anticipation of and payable out of the current taxes for the Firemen's 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, heretofore on the 30th day of November, 1940, the Board of Trustees of the Firemen's Pension Fund of the City of Indianapolis, Indiana, has, by resolution duly adopted, determined to make a temporary loan in the sum of Seventy Thousand Dollars (\$70,000) principal amount, without considering the interest thereon to be added thereto in a sum not to exceed the sum of Four Hundred Dollars (\$400.00), in anticipation of and payable out of the current taxes for the Firemen's Pension Fund actually levied and in the course of collection for the fiscal year in which said 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 Firemen's Pension Fund of the City of Indianapolis, Indiana, is now and will continue to be until on or about the 15th day of May, 1941, without sufficient funds to meet the payments 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 1941, payable out of the Firemen's Pension Fund; and

WHEREAS, the first annual installment of taxes levied by the City of Indianapolis for the use of the Firemen's Pension Fund for the year 1941 will amount to more than Seventy Thousand Four Hundred Dollars (\$70,400); 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 a temporary loan for the use and benefit of the Board of Trustees of the Firemen's Pension Fund of the City of Indianapolis, Indiana, in anticipation of the current taxes for said Firemen's Pension Fund actually levied

in the year 1940 and in the course of collection in the fiscal year 1941 for the use of the Firemen's Pension Fund, not to exceed the sum of Seventy Thousand Dollars (\$70,000), 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 six percent (6%) per annum, the rate of interest to be fixed by the lowest bidder bidding for said loan on an interest rate basis. Said loan shall run for a period not to exceed one hundred forty (140) 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 the 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 Firemen's 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, Indiana; and to the payment of said time warrants the current revenues and taxes levied in the year 1940, payable in the year 1941, for the Firemen's 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 the Fire Pension Fund No. 63—Payment of Temporary Loans (hereby created) out of the current revenues and taxes in the year 1940, payable in the year 1941, for the Firemen's Pension Fund of the City of Indianapolis, the sum of Seventy Thousand Dollars (\$70,000); and for the payment of the interest thereon there is hereby appropriated to Fire Pension Fund No. 61—Interest on Temporary Loans, out of the above designated revenues and taxes, the sum of Four Hundred Dollars (\$400.00).

Section 3. 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.

By the City Controller:

GENERAL ORDINANCE No. 111, 1940

AN ORDINANCE authorizing the City of Indianapolis to make a temporary loan in the year 1941 in the sum of Twenty-five Thousand Dollars (\$25,000) for the use of the Board of Health of said city, in anticipation of and payable out of the current taxes of the Board of Health actually levied for the School Health Fund of said board and in course of collection for the fiscal year in which said loan is made payable; providing for the interest to be charged therefor; providing legal notice and the time when said loan shall mature; and fixing a time when the same shall take effect.

WHEREAS, the Board of Health of the City of Indianapolis, Indiana, is now, and will continue to be until the 15th day of May, 1941, without sufficient funds to meet the payroll and necessary current expenses of the year 1941, payable out of the School Health Fund of said Board of Health; and

WHEREAS, the first semi-annual installment of taxes levied by the City of Indianapolis for the School Health Fund for the year 1941 will amount to more than Twenty-five Thousand Dollars (\$25,000); 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 in the year 1941 to negotiate a temporary loan for use of the Board of Health of the City of Indianapolis, Indiana, in anticipation of the current taxes of said Board of Health actually levied in the year 1940 and in the course of collection in the fiscal year 1941 for the School Health Fund, not to exceed the sum of Twenty-five Thousand Dollars (\$25,000), 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 six per cent (6%) per annum, the rate of interest to be fixed by the lowest bidder bidding for said loan on an interest rate basis. Said loan shall run for a period not exceeding one hundred forty (140) days. The city controller is authorized to make sale of said time warrants after a notice thereof shall have been published by the city controller once each week for two consecutive weeks in two newspapers of general circulation, printed in the English language and published in the City of Indianapolis, and sale to be made 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 Health, and attested by the city clerk of the City of Indianapolis, 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 in the City of Indianapolis, Indiana; and to the payment of said time warrants the current revenues and taxes levied in the year 1940, payable in the year 1941, for the School Health Fund of the Board of Health 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 herewith authorized by this ordinance, there is hereby appropriated to School Health Fund No. 63—Payment of Temporary Loans (hereby established), out of the current revenues and taxes levied in the year 1940, payable in the year 1941, for the School Health Fund of the Board of Health of the City of Indianapolis, the sum of Twenty-five Thousand Dollars (\$25,000); and for the payment of the interest thereon, there is hereby appropriated to School Health Fund No. 61—Interest on Temporary Loans, out of the above designated revenues and taxes the sum of Two Hundred Dollars (\$200.00).

Section 3. 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.

By the City Controller:

GENERAL ORDINANCE No. 112, 1940

AN ORDINANCE authorizing the City of Indianapolis to make a temporary loan in the year 1941, in the sum of Fifteen Thousand Dollars (\$15,000) for the use of the Board of Health of said city in anticipation of and payable out of the current taxes of said Board of Health actually levied for the Tuberculosis Fund of said board and in the course of collection for the fiscal year in which said loan is made payable; providing for the interest to be charged therefor; providing for legal notice and the time when said loan shall mature; and fixing a time when the same shall take effect.

WHEREAS, the Board of Health of the City of Indianapolis, Indiana, is now, and will continue to be until the 15th day of May, 1941, without sufficient funds to meet payroll and necessary current expenses for the year 1941, payable out of the Tuberculosis Fund of said Board of Health; and

WHEREAS, the first semi-annual installment of taxes levied by the City of Indianapolis for the year 1941 will amount to more than Fifteen Thousand Dollars (\$15,000), 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 in the year 1941 to negotiate a temporary loan for use of the Board of Health of said City of Indianapolis, Indiana, in anticipation of the current taxes of said Board of Health actually levied in the year 1940 and in the course of collection in the fiscal year 1941 for the Tuberculosis Fund, not to exceed the sum of Fifteen Thousand Dollars (\$15,000), 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 six per cent (6%) per annum, the rate of interest to be fixed by the lowest bidder bidding for said loan on an interest rate basis. Said loan shall run for a period not to exceed one hundred forty (140) days. The city controller is authorized to make sale of said time warrants after a notice thereof shall have been published by the city controller once each week for two consecutive weeks in two newspapers of general circulation, printed in the 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 Health, and attested by the city clerk of the City of Indianapolis, 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, Indiana; and to the payment of said time warrants the current revenues and taxes levied in the year 1940, payable in the year 1941, for the Tuberculosis Fund of the Board of Health 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 authorized by this ordinance, there is hereby appropriated to Tuberculosis Fund No. 63—Payments of Temporary Loans (hereby established), out of the current revenues and taxes

levied in the year 1940, payable in the year 1941, for the Tuberculosis Fund of the Board of Health of the City of Indianapolis, the sum of Fifteen Thousand Dollars (\$15,000); and for the payment of the interest thereon, there is hereby appropriated to Tuberculosis Fund No. 61—Interest on Temporary Loans, out of the above designated revenues and taxes, the sum of One Hundred Dollars (\$100.00).

Section 3. 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.

By the City Plan Commission:

GENERAL ORDINANCE No. 113, 1940

AN ORDINANCE to amend General Ordinance No. 114, 1922, commonly known as the Zoning Ordinance.

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

Section 1. That the U-1 or Residential District, the AA or 15,000 sq. ft. Area District, the H-1 or 50 ft. Height District, be and the same is hereby amended, supplemented, and extended so as to include the following described territory:

Beginning at a point on the north property line of W. 40th Street, said point being at the intersection of the east property line of the first alley west of Illinois Street; thence north along the east line of said alley and the said east property line extended to a point 130' south of the south property line of 41st Street; thence east and parallel to the south property line of 41st Street to a point 115' west of the west property line of Illinois Street; thence north and parallel to the west property line of Illinois Street to a point 130' north of the north property line of 41st Street; thence west parallel to the north property line of 41st Street to a point 150' east of the east property line of Capitol Avenue; thence north and parallel to the east property line of Capitol Avenue to a point 147.65' south of the south property line of 43rd Street; thence east to a point 147.69' south of the south property line of 43rd

Street and 280' west of the west property line of Illinois Street; thence north and 280' west of the west property line of Illinois Street to a point on the north property line of 43rd Street; thence west to a point in the center line of vacated Kenwood Avenue; thence north on the center line of said vacated Kenwood Avenue a distance of 131' to a point; thence east and parallel to the north property line of 43rd Street to a point 99' west of the west property line of Illinois Street; thence north parallel to the west property line of Illinois Street to a point on the north property line of Berkley Road; thence east to a point 95' west of the west property line of Illinois Street; thence north parallel to the west property line of Illinois Street to a point on the north property line of 44th Street; thence east to a point 84' west of the west property line of Illinois Street; thence north parallel to the west property line of Illinois Street a distance of 130.25' to a point; thence east 13' to a point; thence north parallel to the west property line of Illinois Street to a point on the north property line of Buckingham Drive; thence west to a point 140' west of the west property line of Illinois Street; thence north and 140' west of the west property line of Illinois Street and continuing along the center line of the vacated alley west of Illinois Street and on a line 139.5' west of the west property line of Illinois Street to a point on the north property line of the first alley south of 56th Street; thence east along the said north property line to the west property line of Illinois Street; thence north to a point 90' south of the south property line of 56th Street; thence east and parallel to the south property line of 56th Street to a point 120' east of the east property line of Illinois Street; thence north and parallel to the east property line of Illinois Street to the south property line of Westfield Blvd.; thence northeast along the south property line of Westfield Blvd. to a point 484' north of the north property line of Kessler Blvd.; thence southeastwardly to a point 81.15 ft. west of the west property line of Washington Blvd.; thence southwestwardly to a point on the north property line of Kessler Blvd., said point being 200' west of the west property line of Washington Blvd.; thence east on and along the north property line of Kessler Blvd. to a point 150' west of the west property line of Washington Blvd.; thence south parallel to and 150' west of the west property line of Washington Blvd. to a point 503.50' north of the north property line of 58th Street;

thence east to a point 136.78' west of the west property line of Washington Blvd.; thence south to a point on the north property line of 56th Street, said point being 137.5' west of the west property line of Washington Blvd; thence east on and along the north property line of 56th Street to a point 135' west of the west property line of Washington Blvd.; thence south parallel to and 135' west of the west property line of Washington Blvd. to a point 307.3' south of the south property line of 56th Street; thence west to a point 140' west of the west property line of Washington Blvd.; thence south parallel to and 140' west of the west property line of Washington Blvd. to a point in the north property line of 55th Street; thence continuing south on the center line of the first alley west of Washington Blvd. to a point 126.8' north of the north property line of 51st Street; thence west to a point 165' west of the west property line of Washington Blvd.; thence south parallel to and 165' west of the west property line of Washington Blvd. a distance of 126.8' to a point in the north property line of 51st Street; thence continuing south on the center line of the first alley west of Washington Blvd. to a point 150.7' north of the north property line of 49th Street; thence east to a point 150' west of the west property line of Washington Blvd.; thence south parallel to and 150' west of the west property line of Washington Blvd. to a point in the south property line of 46th Street; thence west on and along the south property line of 46th Street to the center line of the first vacated alley east of Delaware Street; thence south on and along the said vacated alley to the south property line of Hampton Drive; thence west on and along the south property line of Hampton Drive to a point 300.4' west of the west property line of Washington Blvd.; thence south to a point on the north property line of 40th Street 300' west of the west property line of Washington Blvd.; thence west to the east property line of the first alley west of Illinois Street the point or place of beginning.

Except the lots and lands now zoned U-3 or Business.

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 City Plan Commission.

ORDINANCES ON SECOND READING

Mr. Ropkey called for Appropriation Ordinance No. 14, 1940, for second reading. It was read a second time.

On motion of Mr. Ropkey, seconded by Mr. Bach, Appropriation Ordinance No. 14, 1940, was ordered engrossed, read a third time and placed upon its passage.

Appropriation Ordinance No. 14, 1940, was read a third time by the Clerk and passed by the following roll call vote:

Ayes, 9, viz: Mr. Bach, Mr. Campbell, Mr. Deluse, Dr. Hemphill, Mr. Moore, Mr. Ransom, Mr. Ropkey, Mr. Ross, President Wood.

Mr. Deluse called for General Ordinance No. 103, 1940, for second reading. It was read a second time.

On motion of Mr. Deluse, seconded by Mr. Moore, General Ordinance No. 103, 1940, was ordered engrossed, read a third time and placed upon its passage.

General Ordinance No. 103, 1940, was read a third time by the Clerk and passed by the following roll call vote:

Ayes, 9, viz: Mr. Bach, Mr. Campbell, Mr. Deluse, Dr. Hemphill, Mr. Moore, Mr. Ransom, Mr. Ropkey, Mr. Ross, President Wood.

Mr. Ransom called for Special Ordinance No. 7, 1940, for second reading. It was read a second time.

On motion of Mr. Ransom, seconded by Mr. Deluse, Special Ordinance No. 7, 1940, was ordered engrossed, read a third time and placed upon its passage.

Special Ordinance No. 7, 1940, was read a third time by the Clerk and passed by the following roll call vote:

Ayes, 9, viz: Mr. Bach, Mr. Campbell, Mr. Deluse, Dr. Hemphill, Mr. Moore, Mr. Ransom, Mr. Ropkey, Mr. Ross, President Wood.

Mr. Ransom called for Special Ordinance No. 8, 1940, for second reading. It was read a second time.

Mr. Ransom presented the following written motion to be considered by the Council concerning Special Ordinance No. 8, 1940:

MOTION

Mr. President:

I move that Section 1, of Special Ordinance No. 8, 1940, be amended by inserting the following figure "820.97" in place of "1001.58" in line 42, after the word "of" and immediately before the word "feet."

F. B. Ransom,
Councilman

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

Ayes, 9, viz: Mr. Bach, Mr. Campbell, Mr. Deluse, Dr. Hemphill, Mr. Moore, Mr. Ransom, Mr. Ropkey, Mr. Ross, President Wood.

On motion of Mr. Ransom, seconded by Mr. Moore, Special Ordinance No. 8, 1940, as amended, was ordered engrossed, read a third time and placed upon its passage.

Special Ordinance No. 8, 1940, as amended was read a third time by the Clerk and passed by the following roll call vote:

Ayes, 9, viz: Mr. Bach, Mr. Campbell, Mr. Deluse, Dr. Hemphill, Mr. Moore, Mr. Ransom, Mr. Ropkey, Mr. Ross, President Wood.

General Ordinances Nos. 69, 96, and 102, 1940, were held for further consideration by the Committees to which they were referred.

On motion of Mr. Moore, seconded by Mr. Ross, the Common Council adjourned at 9:40 P. M.


We hereby certify that the above and foregoing is a full, true and complete record of the proceedings of the Common Council of the City of Indianapolis, held on the 2nd day of December, 1940, 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.



Attest:

President.



(SEAL)

City Clerk