

REGULAR MEETING

Monday, May 21, 1951
6:30 P. M., CST

The Common Council of the City of Indianapolis met in the Council Chamber at the City Hall, Monday, May 21, 1951 at 6:30 P. M., CST, in regular session, President Emhardt in the chair.

The Deputy 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

May 10, 1951

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. 9, 1951

An ordinance appropriating, transferring and reappropriating and reallocating a certain sum (tax levy money) to certain designated items and funds in the Department of Public Hospitals as appropriated under the 1951 Budget (G. O. 63, 1951, as amended), and fixing a time when the same shall take effect.

APPROPRIATION ORDINANCE NO. 10, 1951

An ordinance of the City of Indianapolis, Indiana, appropriating the sum of Five Hundred Thousand Dollars (\$500,000.00), to pay the cost of improvement of certain streets and public places in said city, and fixing a time when the same shall take effect.

APPROPRIATION ORDINANCE NO. 11, 1951

An ordinance of the City of Indianapolis, Indiana, appropriating the sum of One Million Seven Hundred Fifty Thousand Dollars (\$1,750,000.00), to pay the cost of improvement, expansion and modernization of the Weir Cook Municipal Airport, and fixing a time when the same shall take effect.

APPROPRIATION ORDINANCE NO. 12, 1951

An ordinance appropriating the total sum of Eighteen Thousand, Five Hundred Dollars (\$18,500.00) 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 Works, Municipal Garage, and fixing a time when the same shall take effect.

APPROPRIATION ORDINANCE NO. 13, 1951

An ordinance transferring, reappropriating and reallocating the sum of Twenty Thousand Dollars (\$20,000.00) from certain funds and items in the Department of Public Safety, Police Department, to certain other funds and items in the Department of Public Safety, Traffic Engineer, and fixing a time when the same shall take effect.

GENERAL ORDINANCE NO. 29, 1951 AS AMENDED

An ordinance establishing certain passenger and/or loading zones in the City of Indianapolis, pursuant to the provisions of Section 26 of General Ordinance No. 96, 1928, as amended; and fixing a time when the same shall take effect.

GENERAL ORDINANCE NO. 34, 1951

An ordinance of the City of Indianapolis, authorizing the issuance and sale of bonds of said City for the purpose of providing funds to be applied upon the cost of improvement of certain streets and public places in said City, and fixing a time when the same shall take effect.

GENERAL ORDINANCE NO. 35, 1951

An ordinance establishing certain passenger and/or loading zones in the City of Indianapolis, pursuant to the provisions of Section 26 of General Ordinance No. 96, 1928, as amended; and fixing a time when the same shall take effect.

GENERAL ORDINANCE NO. 37, 1951

An ordinance of the City of Indianapolis authorizing the issuance and sale of bonds of said City for the purpose of providing funds to be applied upon the cost of the modernization and the expansion of its Weir Cook Municipal Airport, and fixing a time when the same shall take effect.

GENERAL ORDINANCE NO. 38, 1951

An ordinance making North Meridian Street from the north curb line of New York Street to the south curb line of 38th Street an express highway, prohibiting all left turns thereon, providing a penalty for the violation thereof and fixing a time when the same shall take effect.

GENERAL ORDINANCE NO. 39, 1951

An ordinance repealing an ordinance and certain parts of ordinances, and fixing a time when the same shall take effect.

GENERAL ORDINANCE NO. 40, 1951

An ordinance amending sub-section (c) of Section 45, General Ordinance No. 96, 1928 as amended, and fixing a time when the same shall take effect.

GENERAL ORDINANCE NO. 41, 1951

An ordinance regulating parking of vehicles on certain parts of certain streets in the City of Indianapolis, Indiana, and providing a penalty for the violation thereof, and fixing a time when the same shall take effect.

GENERAL ORDINANCE NO. 42, 1951

An ordinance approving a change in the schedule of taxicab rates to be charged by taxicab companies and fixing a time when the same shall take effect.

GENERAL ORDINANCE NO. 43, 1951

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.

SPECIAL ORDINANCE NO. 2, 1951

An ordinance annexing certain contiguous territory of the City of Indianapolis, and fixing a time when the same shall take effect.

Respectfully,

PHILLIP L. BAYT,
Mayor

COMMUNICATIONS FROM CITY OFFICIALS

May 21, 1951

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

Gentlemen:

In Re: Appropriation Ordinance No. 14, 1951

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

A. O. No. 14, 1951—Friday, May 11 and May 18, 1951—
The Indianapolis Commercial and The Marion County Mail

that taxpayers would have the right to be heard on the above ordinance at the meeting of the Common Council to be held at 6:30 P.M., CST, May 21, 1951 and by posting copies of said notice in the City Hall, Court House and Police Station in the City of Indianapolis, which notices remained posted for ten days or more prior to date of hearing.

Sincerely yours,

RICHARD G. STEWART
City Clerk

May 21, 1951

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

Gentlemen:

In Re: General Ordinance No. 45, 1951

I hereby report that pursuant to the laws of the State of Indiana, I caused to be published on May 11 in The Indianapolis Commercial and the Marion County Messenger "Notice to Interested Citizens" that

G. O. No. 45, 1951 (zoning ordinance) was set for hearing before the Common Council on May 21, 1951.

Sincerely yours,

RICHARD G. STEWART
City Clerk

May 21, 1951

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

Gentlemen:

In Re: General Ordinance No. 46, 1951

I hereby report that pursuant to the laws of the State of Indiana, I caused to be published on May 11, 1951 in The Indianapolis Commercial and The Indianapolis Star "Notice of Public Hearing" that G. O. No. 46, 1951 requesting authority to issue bonds, notes, etc. for Program Reservation No. IND 17-A was set for hearing before the Common Council on May 21, 1951.

Sincerely yours,

RICHARD G. STEWART
City Clerk

May 21, 1951

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

Gentlemen:

In Re: General Ordinance No. 34, 1951 (\$500,000 Bond Issue)

I beg leave to report that pursuant to the laws of the State of Indiana, I caused to be published "Notice to Taxpayers of the filing of petition

May 21, 1951]

City of Indianapolis, Ind.

339

to issue bonds of the City of Indianapolis and notice of determination to issue said bonds" as provided by the adoption of General Ordinance No. 34, 1951, which notice was published in the following newspapers, to-wit:

G. O. No. 34, 1951—Monday, May 14 and 21, 1951—The Indianapolis Commercial and The Indianapolis Star

and by posting copy of said notice in the City Hall, Court House and Police Station in the City of Indianapolis.

Sincerely yours,

RICHARD G. STEWART
City Clerk

May 21, 1951

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

Gentlemen:

In Re: General Ordinance No. 37, 1951 (\$1,750,000.00 Bond Issue)

I beg leave to report that pursuant to the laws of the State of Indiana, I caused to be published "Notice to Taxpayers of the filing of petition to issue bonds of the City of Indianapolis and notice of determination to issue said bonds" as provided by the adoption of General Ordinance No. 37, 1951, which notice was published in the following newspapers, to-wit:

G. O. No. 37, 1951—Monday, May 14 and May 21, 1951—
The Indianapolis Commercial and The Indianapolis News

and by posting copy of said notice in the City Hall, Court House and Police Station in the City of Indianapolis.

Sincerely yours,

RICHARD G. STEWART
City Clerk

May 21, 1951

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

Gentlemen:

In Re: General Ordinances Nos. 38, 40, 41, 43, 1951
Special Ordinance No. 2, 1951

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

G. O. No. 38, 40, 41, 43, 1951 & S. O. No. 2, 1951—Friday,
May 11 and 18, 1951—The Indianapolis Commercial and
The Marion County Messenger

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

Sincerely yours,

RICHARD G. STEWART
City Clerk

May 18, 1951

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

Gentlemen:

Transmitted herewith are twenty-one (21) copies of Appropriation
Ordinance No. 15, 1951, appropriating the sum of Five Thousand
(\$5,000.00) Dollars from the unexpended and unappropriated balance
in the City General Fund to pay the cost of a siren for Mayor's Office
Civil Defense.

I recommend the passage of this ordinance.

PATRICK J. BARTON,
Acting City Controller.

May 21, 1951]

City of Indianapolis, Ind.

341

May 18, 1951

To the Members of the Common Council
of the City of Indianapolis.

Gentlemen:

Transmitted herewith are twenty-one (21) copies of Appropriation Ordinance No. 16, 1951, appropriating and transferring the sum of Five Thousand (\$5,000.00) Dollars from Police Department Fund No. 11 (General Tax Levy) to the Controller's Office Fund No. 62-5 for the Metropolitan Area Study Commission.

I recommend the passage of this ordinance.

PATRICK J. BARTON
Acting City Controller.

May 17, 1951

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

Gentlemen:

In re: General Ordinance No. 51, 1951

At the request of Councilman Wallace, the Legal Department has written a revised ordinance concerning the non-transferability of restaurant licenses. This ordinance, according to Councilman Wallace, would be substituted for General Ordinance No. 36, 1951, the Council having heretofore in its deliberation concluded that there might be a conflict in the various sections of the restaurant ordinance if General Ordinance No. 36 were passed in the form originally introduced before the Council.

In accordance with Mr. Wallace's direction, we submit the new ordinance, and having consulted with the Controller and the Health

Director, each of whom approve the change, this proposed ordinance is submitted for your consideration.

Respectfully submitted,

DEPARTMENT OF LAW

By Michael B. Reddington

City Attorney

May 21, 1951

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

Gentlemen:

We submit herewith General Ordinance No. 52, 1951.

This Ordinance establishes a Loading Zone beginning at the WCL of the first alley west of South Meridian Street and extending fifty-seven (57) feet west on the north side of Georgia Street for the use and occupancy of the American Red Cross Blood Donor Center.

We respectfully request its passage.

Yours very truly,

BOARD OF PUBLIC SAFETY

L. J. Keach, President

May 21, 1951

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

Gentlemen:

We submit herewith General Ordinance No. 53, 1951.

This Ordinance amends General Ordinance No. 72, 1941, Section 1, prohibiting parking on the south side of Raymond Street from Bluff Road to Churchman Avenue.

May 21, 1951]

City of Indianapolis, Ind.

343

We respectfully request its passage.

Yours very truly,

BOARD OF PUBLIC SAFETY
L. J. Keach, President

May 21, 1951

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

Gentlemen:

We submit herewith General Ordinance No. 54, 1951.

This Ordinance makes the intersection of 49th Street and Central Avenue a 4-way stop.

We respectfully request its passage.

Yours very truly,

BOARD OF PUBLIC SAFETY
L. J. Keach, President

May 21, 1951

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

Gentlemen:

We submit herewith General Ordinance No. 55, 1951.

This Ordinance establishes Loading Zones for Green and Son, 762 Massachusetts Avenue and Indiana National Bank, 41 South Pennsylvania Street.

We respectfully request its passage.

Yours very truly,

BOARD OF PUBLIC SAFETY
L. J. Keach, President

May 21, 1951

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

Gentlemen:

Attached hereto are twenty-two copies of General Ordinance No. 56, 1951, which ordinance ratifies, confirms and approves a certain contract heretofore entered into by and between the City of Indianapolis, acting through its Board of Public Works with the approval of its Mayor, and M. H. Rhodes, Incorporated, providing for the purchase and installation, on an installment basis, of 2200 parking meters.

This ordinance also defines the areas within the city where said meters are proposed to be installed.

It is respectfully recommended that this ordinance be passed.

Very truly yours,

BOARD OF PUBLIC WORKS
By Henry Mueller
Executive Secretary

At this time those present were given an opportunity to be heard on Appropriation Ordinance No. 14, General Ordinances Nos. 44, 45, 46, 47, 48, 49, 50, Special Ordinances Nos. 3, 4, Resolution No. 7, 1951.

Mr. Ehlers asked for recess. The motion was seconded by Mr. Ross, and the Council recessed at 7:15 P. M., CST.

The Council reconvened at 8:00 P. M., CST, with the same members present as before.

COMMITTEE REPORTS

Indianapolis, Ind., May 21, 1951

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, 1951, entitled

AN ORDINANCE appropriating \$500,000.00 from the sale of bonds for the cost of improvement of certain streets and public places in said city

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., May 21, 1951

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. 47, 1951, entitled

AN ORDINANCE authorizing the issuance and sale of bonds (\$500,000.00) for the cost of improvement of certain streets and public places in said city

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., May 21, 1951

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. 36, 1951, entitled

AN ORDINANCE amending G. O. No. 74, 1943 prohibiting the assignment or transfer of any restaurant license to any other person, or to any other location

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

JOSEPH C. WALLACE, Chairman
 GUY O. ROSS
 GEORGE S. LUPEAR
 DONALD B. JAMESON

Indianapolis, Ind., May 21, 1951

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. 46, 1951, entitled

AN ORDINANCE authorizing the issuance of bonds, notes, interim certificates for Program Reservation No. IND 17-A

May 21, 1951]

City of Indianapolis, Ind.

347

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

JOSEPH C. WALLACE, Chairman
GUY O. ROSS
GEORGE S. LUPEAR

Indianapolis, Ind., May 21, 1951

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. 50, 1951, entitled

AN ORDINANCE authorizing the Board of Works to purchase a Ford cab and chassis truck for Street Commissioner

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

JOSEPH C. WALLACE, Chairman
GUY O. ROSS
GEORGE S. LUPEAR
DONALD B. JAMESON

Indianapolis, Ind., May 21, 1951

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 Resolution No. 7, 1951, entitled

A RESOLUTION authorizing Indianapolis Railways, Inc. to use parts of certain streets in the city for the operation of trackless trolleys in conjunction with the new one-way streets

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

JOSEPH C. WALLACE, Chairman
GUY O. ROSS
GEORGE S. LUPEAR
DONALD B. JAMESON

Indianapolis, Ind., May 21, 1951

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. 48, 1951, entitled

AN ORDINANCE prohibiting parking at any time on the south side of Naomi Street from Shelby St. to the first alley east of Shelby

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

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

Indianapolis, Ind., May 21, 1951

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. 45, 1951, entitled

AN ORDINANCE amending G. O. No. 104, 1950 (zoning—Gent Ave., Stadium Drive, Speedway Ave. & a meandering line from Hiawatha and Stadium Drive to Speedway Ave.)

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

CHARLES P. EHLERS

DONALD B. JAMESON

Indianapolis, Ind., May 21, 1951

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. 3, 1951, entitled

AN ORDINANCE annexing certain contiguous territory to the city (2700 block on Madison; bounded by Madison and Brill and lying between Southern and Troy)

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

CHARLES P. EHLERS

DONALD B. JAMESON

Indianapolis, Ind., May 21, 1951

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. 4, 1951, entitled

AN ORDINANCE annexing certain contiguous territory to the city
(52nd St., Frazee Home Place, Malott Park Addition)

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
CHARLES P. EHLERS
DONALD B. JAMESON

INTRODUCTION OF APPROPRIATION ORDINANCES

By the Acting City Controller:

APPROPRIATION ORDINANCE NO. 15, 1951

AN ORDINANCE appropriating the total sum of Five Thousand Dollars (\$5,000.00) 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 Executive Department, Office of the Mayor, 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 the City of Indianapolis has no air raid devices to warn the general public and there are not sufficient funds now appropriated for such devices.

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

Section 1. That the total sum of Five Thousand Dollars (\$5,000.00) 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 Executive Department, Office of the Mayor, according to the 1951 budget (G. O. 63, 1950, as amended) in the fund and amount as herein specified to-wit:

EXECUTIVE DEPARTMENT

OFFICE OF THE MAYOR

DIRECTOR OF CIVIL DEFENSE

	Tax Levy
7. PROPERTIES	
72. Equipment -----	\$5,000.00

Section 2. The above transfer and appropriation is necessary because of an existing emergency due to the lack of necessary funds to purchase air raid devices, and which were not anticipated in the 1951 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.

By the Acting City Controller:

APPROPRIATION ORDINANCE NO. 16, 1951

AN ORDINANCE appropriating, transferring, reappropriating and reallocating a certain sum (tax levy money) from a certain designated item and fund in the Department of Public Safety, as appropriated under the 1951 Budget (G. O. No. 63, 1950, as amended), to a certain other item and fund in the office of the City Controller, and fixing a time when the same shall take effect.

WHEREAS, there is an extraordinary emergency existing for the transferring, reappropriating and reallocating of a certain fund in the Department of Public Safety to the office of City Controller.

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

Section 1. That the total sum of Five Thousand Dollars (\$5,000.00) now held in the following item and fund of the Department of Public Safety, according to the 1951 Budget (G. O. 63, 1950, as amended), Classification to-wit:

DEPARTMENT OF PUBLIC SAFETY
POLICE DEPARTMENT

Tax Levy

1. SERVICES—PERSONAL

11. Salaries and Wages, Regular-----\$5,000.00

be and the same is hereby reduced and transferred therefrom, reappropriated and reallocated to the following designated item and fund.

DEPARTMENT OF FINANCE
CITY CONTROLLER

Tax Levy

6. CURRENT OBLIGATIONS

62-5 Metropolitan Area Study Commission-----\$5,000.00
(Hereby created)

Section 2. 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 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 City Attorney:

GENERAL ORDINANCE NO. 51, 1951

AN ORDINANCE amending Section 1 of General Ordinance No. 88, 1945, thereby making restaurant licenses non-transferable, and fixing an effective date.

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

Section 1. That Section 1 of General Ordinance No. 88, 1945 is hereby amended to read as follows:

“Section 1. That Section 2 of General Ordinance No. 74, 1943, be and the same is hereby amended to include the following which is hereby added to said section.

Licenses Non-Transferable: No license, or permit issued for the operation of any restaurant, as herein defined, shall be assigned and transferred to any other person, or to any other location; but a new license must be obtained by any new operator or owner of any such business, or if the location thereof be changed, the old license and permit must be surrendered, and a new license and permit shall be obtained and the fees therefor must be paid. No refund shall be granted for any unexpired period of the former license.”

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. 52, 1951

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 and 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 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 zone be and the same is hereby established in the City of Indianapolis, to-wit:

A loading zone beginning at the west curb line of the first alley west of South Meridian Street and extending fifty seven (57) feet west, on the north side of Georgia Street, for the use and occupancy of the American Red Cross Blood Donor Center.

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. 53, 1951

AN ORDINANCE amending General Ordinance No. 72, 1941, Section 1 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. That Section 1 of General Ordinance No. 72, 1941, be amended to read as follows, to-wit:

“South side of Raymond Street from Bluff Road to Churchman 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.

By the Board of Public Safety:

GENERAL ORDINANCE NO 54, 1951

AN ORDINANCE to amend Section 44 of General Ordinance No. 96-1928, of the City of Indianapolis as amended, designating a certain intersection at which the operator of any vehicle approaching the same shall stop his vehicle, 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. That the operator of any vehicle approaching the following intersection, to-wit:

Intersection of 49th Street and Central Avenue,

shall bring his vehicle to a full and complete stop at such place where the roadway upon which he is traveling meets the prolongation of the nearest property line of such other roadway forming the above described intersection.

The Board of Public Safety is hereby authorized and required to place and maintain or cause to be placed and maintained appropriate signs or markers bearing the word “STOP” to be located in such a position and to be provided with letters of such size as to be legible to the operator of a vehicle at least 100 feet from such place where such operator is required by the provisions of this section to stop.

Section 2. Any person violating any provision of Section 1 of this ordinance, shall upon conviction be fined in any sum not exceed-

ing Three Hundred Dollars (\$300.00) to which may be added imprisonment not exceeding one hundred and eighty (180) days.

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

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

By the Board of Public Safety:

GENERAL ORDINANCE NO. 55, 1951

AN ORDINANCE establishing certain passenger and/or loading zones in the City of Indianapolis, pursuant to the provisions of Section 26 of General Ordinance No. 96, 1928, as amended; and fixing a time when the same shall take effect.

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

Section 1. That for the purpose of providing the owners and 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 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 thirty (30) feet north of the south building line of 762 Massachusetts Avenue and extending twenty-five (25) feet north on the west side of Massachusetts Avenue, for the use and occupancy of Green & Son, 762 Massachusetts Avenue.
- (b) A loading zone beginning at a point at the south building line of 41 S. Pennsylvania Street and extending

fifty (50) feet north on the east side of South Pennsylvania Street, for the use and occupancy of the Indiana National Bank, 41 South Pennsylvania 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 Law and Judiciary.

By the Board of Public Works:

GENERAL ORDINANCE NO. 56, 1951

AN ORDINANCE ratifying, confirming and approving a certain contract by and between The City of Indianapolis and M. H. Rhodes, Incorporated, providing for the purchase and installation of certain Parking Meters in said city; supplementing General Ordinance No. 59, 1950; providing for the operation, regulation, maintenance and repair of certain parking meters; establishing, defining and regulating the use of certain parking meter zones, rate, charges, collection and disposition of fees; providing a penalty for violation hereof; and fixing a time when the same shall take effect.

WHEREAS, pursuant to authority duly granted by this Common Council under the terms of General Ordinance No. 59, 1950, the Board of Public Works duly advertised for and received bids for the sale to said City of approximately 2,000 parking meters more or less, to be installed in and along certain streets in the City of Indianapolis, and

WHEREAS, after due consideration of all the bids so received, the Board of Public Works, with the approval of the Mayor, has entered into a certain contract for the purchase, on an installment basis, and installation of approximately 2,200 parking meters in and along certain streets in said city, which streets are hereinafter more particularly described, and

WHEREAS, before said contract shall become effective and binding upon the City, the same must be first approved by this Common Council;

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

Section 1. The certain contract, dated April 26, 1951, by and between the City of Indianapolis and M. H. Rhodes, Incorporated, in the words and figures as follows, to-wit:

AGREEMENT

This agreement made between M. H. Rhodes, Incorporated, a corporation organized and existing under the laws of the State of Delaware, with its principal office located at 30 Bartholomew Avenue, Hartford, Connecticut (hereinafter called the "Company"), party of the first part, and the City of Indianapolis, party of the second part, witnesseth:

WHEREAS, the Company has duly filed its proposal 71-C51, dated March 19, 1951, for the selling, furnishing and maintaining of Mark-Time Hurricane Model "FL" Parking Meters, which proposal has been duly and by proper legal action accepted by the City:

NOW, THEREFORE, it is hereby mutually agreed by and between the parties hereto as follows:

1. QUANTITY AND PRICE

The city agrees to buy and the Company agrees to sell and pay all transportation costs and to deliver to said City in accordance with the specifications set forth on Page 7 hereof Twenty-two Hundred (2200) of said Mark-Time Parking Meters as instructed on the order sheet attached hereto at Fifty-six Dollars and Five Cents (\$56.05) per meter installed.

Items Furnished Shall Include:

- a. A supply of spare parts sufficient for one year.
- b. Sealed coin box collection system with one extra coin box per meter and necessary carrying cases.
- c. Guarantee against defects in workmanship and material for a period of one (1) year.
- d. Six timing units with each 100 meters purchased.
- e. Two sets of keys with each 100 meters purchased.
- f. One timer case with each 100 meters purchased.
- g. One complete meter with each 100 meters purchased.

In the event the Company becomes liable at any time for taxes of any kind levied on the meters at any time covering a period prior to the transfer of title of the meters to the City, the Company shall pay the taxes and the City shall immediately reimburse the Company in full for such payments from the gross receipts prior to the division of net revenue.

2. SPECIFICATIONS

There is attached hereto and made a part hereof mechanical specifications for the Mark-Time Parking Meters intended to be furnished under this contract.

3. MAINTENANCE

The Company agrees to maintain said meters for a period of one year at no cost as hereinafter set forth. Said maintenance shall consist of the following services.

- A. Any meter or any meter part which cannot be readily repaired by the City's service employee shall be forwarded by the City to the Company at 30 Bartholomew Avenue, Hartford 6, Connecticut. Such returned parts shall promptly be put in good order and repaired by the Company without charge, or if necessary shall be replaced without charge by the Company.
- B. The City agrees to employ a meter maintenance man whose qualifications are satisfactory to the Company. A qualified instructor will be provided to train such city-appointed maintenance man to service properly all meters installed under this contract. Should his performance of duty be unsatisfactory to the Company, the City agrees upon receipt of due notice in writing from the Company, to replace the meter maintenance man without delay. A qualified Installation Supervisor will then be provided to train a satisfactory replacement for the local meter maintenance man so removed.

It is expressly understood that the aforesaid free maintenance shall not be intended to include repair or replacement of meters or

meter parts damaged through accident, malicious mischief, or Acts of God; and the City expressly agrees to reimburse the Company for repair or replacement of meters so damaged, nor is the Company to be charged for any labor costs incurred by the City in connection with the removal or replacement of meters or meter parts.

4. PAYMENT

Unless purchase is made on a cash basis, payment shall be solely from receipts derived from the operation of the meters, and there shall be no obligation on the part of the City to pay for the meters from any other source. The City agrees to pay monthly to the Company an amount equal to Fifty per centum (50%) of the gross receipts for the preceding month from all parking meters so installed. Such payment shall commence on the 10th day of each succeeding month. Payment shall be continued in the above manner until the total of such remittances or cash payments shall equal the total purchase price of all the meters which shall be delivered under this contract.

5. PARKING METER FUND

The City agrees to maintain adequate records of all receipts collected from the operation of said parking meters and to keep books of account thereof. The City further agrees to permit the Company, at all reasonable times, to have access to the said books and records for the purpose of checking and auditing the receipts from the operation of said meters until the full purchase price shall have been paid.

6. GUARANTEE ALLOWANCE

The Company warrants Mark Time Meters against any and all defects in workmanship and material for a period of one (1) year from the date of completed installation and will at its own expense replace any and all parts which may prove defective upon the return of the defective parts to the Company within the designated period.

7. TITLE

The Company shall retain title to the meters and the posts on which they are installed until the meters have been fully paid for. The Company agrees that if the City so desires, it will promptly

execute and deliver at its own expense a bill of sale for the meters upon receipt of payment in full for the meters ordered by the City.

8. SHIPMENT

The Company will make shipment of the new Mark-Time Parking Meters within sixty (60) days from the date of the contract or the date of receipt of the attached order form specifying the number of meters to be delivered, whichever is later, provided, however, that if the Company is unable to secure necessary materials or skilled labor essential to the manufacture of meters by reason of prevailing economic conditions or government restrictions or any unavoidable cause beyond the control of the Company, then such time shall be extended by the period of such unavoidable delays.

If the purchaser does not notify the company as to type of meters desired, timing and hours of operation at the time the proposal is accepted by the City, shipment and installation of the meters shall be made within sixty (60) days from date such information is received instead of from date of contract.

9. INSTALLATION

The Company will at its expense, install, in the places designated by the City, the meters covered by this contract, under the supervision of the City.

10. SELLER'S GUARANTEE

The Company warrants Mark-Time Meters against any and all defects in workmanship and material for a period of one(1) year from the date of completed installation and will at its own expense replace any and all parts which may prove defective upon return of the defective parts to the Company within the designated period.

11. ORDINANCE AND RESOLUTION ENFORCEMENT

The City agrees to enact, and unless restrained by order of a court of competent jurisdiction, to enforce in good faith all ordinances and resolutions for the installation and operation of said parking meters and those providing for the collection of fees for parking

opposite said meters installed in said City until all parking meters installed under this contract have been fully paid for, or until the contract has been terminated as provided herein.

12. LEGAL COUNSEL

The Company shall have the option to furnish legal counsel and if such option is exercised, the City shall accept such counsel as associate counsel in any suit brought against the City to prevent the installation or the operation of said parking meters. The Company shall pay the legal fees of the legal counsel it names.

13. PRICE LIST OF PARTS

The spare parts price list attached to and made a part of the proposal of said Company No. 71-C51, dated March 19, 1951, is by this reference thereto herein incorporated and made a part of this agreement as though herein fully set forth. The prices therein set forth shall be subject to change by the Company at any time after one year from the date of this contract.

14. CHANGES AND ALTERATION OF CONTRACT

No agent of the Company except its duly elected officers shall have the power or authorization to alter or change in any manner the terms or conditions of this agreement, and no other representations or agreements, oral or written, implied or expressed have been made by either party.

15. PATENTS

The Company agrees and reserves the right to defend any suit for patent infringement resulting from the use by the City of the aforesaid meters or parts thereof as installed by the company.

16. CONTRACT

This instrument, together with the documents mentioned in Section 1 and 13, form the contract and are as fully a part of the contract as if herein repeated.

May 21, 1951

City of Indianapolis, Ind.

363

IN WITNESS WHEREOF, the parties have caused this instrument to be executed in triplicate on the — day of —, 1951.

CITY OF INDIANAPOLIS

By _____

ITS BOARD OF PUBLIC WORKS

ATTEST:

Executive Secretary

APPROVED this — day of —, 1951.

Acting Mayor

M. H. RHODES, INCORPORATED

SEAL

E. H. Rhodes
Executive Vice President

ATTEST:

IND. & CIV. LIB. IND. P.S.

ORDER SHEET

No. of Meters
of Each Type:

Type of Meters:
(Such as 5c for 60 minutes, or
1c for 12 min.—5c for 60 min.)

_____ To be installed
by City

_____ To be installed by Company

PIPE REQUIREMENTS

For Dirt Installation:

_____ 60" lengths

For Sidewalk Installations:

_____ 50" lengths

May 21, 1951]

City of Indianapolis, Ind.

365

For Basement Installations:

_____40" lengths

HOURS OF OPERATION: (Such as 9:00 A. M. to 6:00 P. M.
Sundays and Holidays Excepted)

Please check preference:

— Locks in upper (Serviceman's) and lower (Collector's) compart-
ment operated by separate keys

— Both Locks operated by the same key.

Date

CITY OF INDIANAPOLIS

By

Title

SHIPPING ADDRESS:

IND. U. LAW LIB. INDIANAPOLIS

SPARE PARTS

The following spare parts will be furnished with each one hundred Mark-Time Hurrigan Parking meters ordered:

100	H48A	Magic links
12	W82A	Keeper
6	V6B	Coin window
2	W71A	Retaining washer
4	Z94B	Coin window self tapping screw
8	V5A	Dial window
2	S73A	Dial window retaining spring
2	L59B	Cam lock lever
4	K13A5	Handle assembly
8	Z95A	Lock cam shoulder screws
4	H41B1C	Coin carrier assembly
6	S87B	Coin carrier spring
12	S83A	Coin carrier spring pawl
2	S85A	Coin carrier spring lever
4	S79B	Release spring
2	X32B1	Coin guide assembly
6	Z90A	Screw, short self tapping
4	Z93A	Screw, long self tapping
2	Z109C	Screw
4	D913M	Red violation dial
2	(Specify)	Time dial
1	Z98C	Tapered Meter mounting nut
1	Z97A	Meter mounting bolt
1	C19C1A	Top lid for coin box
1	S59B	Coin box handle
1	L62A1	Cam lock lever assembly
4	Winding levers for single-coin meters	
2	Ratchet assemblies for multiple-coin meters	
2	Counterbalance assemblies for multiple-coin meters	
2	S98A	Springs for multiple-coin meters
2	X37B	Trash guard
2	X38B1	Cover assembly

is now fully ratified, confirmed and approved, and the Board of Public Works is hereby authorized and directed to carry out all of the provisions therein contained.

Section 2. That, as used in this ordinance, the following words, when the context does not otherwise indicate, shall have the meaning to-wit:

The words "Parking Meter" shall mean and include any mechanical device or meter, operated either manually or automatically, and which is not inconsistent with the provisions of this ordinance, which is placed or erected for the regulation of parking of vehicles upon the public streets and places of the city by authority of this ordinance.

The word "vehicle" shall mean any conveyance upon or by which any person or property is designed to be transported in any manner upon a street or highway, except on rails or fixed tracks.

The words "street," or "highway," shall include all public places.

The word "person" shall include any individual, firm, or corporation; and the masculine gender shall include the feminine and neuter genders; and the singular number shall include the plural number, in all instances when the context does not otherwise expressly indicate.

The words "park" or "parking" shall mean the standing of a vehicle, whether occupied or not, otherwise than temporarily for the purpose of and while actually engaged in loading or unloading passengers or merchandise.

The phrase "parking space," in the various parking meter zones, shall mean the space or the section of the street adjacent to the curb, painted and indicated by lines painted, or otherwise durably marked on the surface of the pavement, adjacent or adjoining the parking meters, in which space vehicles must be parked.

Section 3. Parking Meter Zones are hereby created and established, according to the fixed period of time allowed for parking therein, and parking meters purchased under said contract dated April 26, 1951, shall be installed and operated, in and along the following streets in the City of Indianapolis, to-wit:

- (a) Both sides of Indiana Avenue from New York Street to Ohio Street.
- Both sides of Kentucky Avenue from Washington Street to Georgia Street.
- Both sides of Virginia Avenue from Maryland Street to the intersection of Alabama Street.
- Both sides of Vermont Street from Capitol Avenue to Illinois Street.
- Both sides of Capitol Avenue from Vermont Street to Washington Street.
- South side of Market Street from Capitol Avenue to Illinois Street.
- Both sides of Market Street from Delaware Street to Alabama Street.
- Both sides of New York Street from Indiana Avenue to Illinois Street.
- Both sides of Ohio Street from Capitol Avenue to Illinois Street.
- Both sides of New York Street from Pennsylvania Street to Alabama Street.
- North side of Ohio Street from Delaware Street to Hudson Street.
- Both sides of Alabama Street from New York Street to Washington Street.
- West side of Alabama Street from New York Street to Massachusetts Avenue.
- West side of Alabama Street from Washington Street to Pearl Street.
- Both sides of Delaware Street from New York Street to Vermont Street.
- Both sides of Maryland Street from Senate Avenue to Illinois Street.
- Both sides of Georgia Street from Senate Avenue to Illinois Street.

Both sides of Georgia Street from Meridian Street to Delaware Street.

Both sides of Meridian Street from Georgia Street south to the Union Station Underpass.

Both sides of Pennsylvania Street from Maryland Street south to the Belt Railroad Underpass.

Both sides of 34th Street from Capitol Avenue to Meridian Street.

Both sides of Illinois Street from 33rd to 35th Street.

Both sides of 38th Street from Kenwood Avenue to Meridian Street.

Both sides of Illinois Street from 37th Street to 39th Street.

Both sides of 39th Street from Illinois Street to Meridian Street.

South side of 39th Street from Kenwood Avenue to Illinois Street.

Both sides of Illinois Street from 29th Street to 31st Street.

Both sides of 30th Street from Kenwood Avenue to Meridian Street.

Both sides of 38th Street from Broadway Avenue to Carrollton Avenue.

Both sides of College Avenue from Watson Road to 39th Street.

South side of 37th Street from College Avenue to a point 150 feet southwest thereof.

Both sides of Broadripple Avenue (63rd St.) from College Avenue to Winthrop Avenue.

South side of Westfield Boulevard from College Avenue to Guilford Avenue.

Both sides of Westfield Boulevard from Guilford Avenue to Winthrop Avenue.

Both sides of College Avenue from 62nd Street to Broadripple Avenue (63rd Street).

West side of Carrollton Avenue from 62nd Street to Broadripple Avenue (63rd Street).

West side of Guilford Avenue from 62nd Street to Broadripple Avenue (63rd Street).

Both sides of Guilford Avenue from Broadripple Avenue (63rd Street) to Westfield Boulevard.

West side of Winthrop Avenue from Broadripple Avenue (63rd Street) to Westfield Boulevard.

(b) Both sides of Senate Avenue from Washington Street to Michigan Street.

Both sides of Capitol Avenue from Vermont Street to St. Clair Street.

Both sides of Illinois Street from North Street to St. Clair Street.

Both sides of Illinois Street from South Street north to the Union Station Overhead.

West side of Meridian Street from South Street north to the Union Station Overpass.

Both sides of Meridian Street from North Street to St. Clair Street.

Both sides of Pennsylvania Street from North Street to St. Clair Street.

Both sides of Pennsylvania Street from South Street north to the Railroad Underpass.

Both sides of Delaware Street from Vermont Street to St. Clair Street.

Both sides of Alabama Street from Vermont Street to St. Clair Street.

West side of New Jersey Street from South Street to Louisiana Street.

Both sides of New Jersey Street from Pearl Street to New York Street.

East side of New Jersey Street from New York Street to Vermont Street.

Both sides of New Jersey Street from Vermont Street to St. Clair Street.

Both sides of East Street from South Street north to the Belt Railroad Underpass.

West side of East Street from the Belt Railroad Underpass to Washington Street.

Both sides of East Street from Washington Street to St. Clair Street.

Both sides of Massachusetts Avenue from Michigan Street to Cornell Avenue.

Both sides of Virginia Avenue from McCarty Street northwest to the Belt Railroad Underpass.

Both sides of Indiana Avenue from New York Street to Vermont Street.

Northwest side of Fort Wayne Avenue from Pennsylvania Street to St. Clair Street.

South side of St. Clair Street from Meridian Street to Fort Wayne Avenue.

Both sides of North Street from Alabama Street to East Street.

Both sides of Michigan Street from Delaware Street to Alabama Street.

Both sides of Michigan Street from Senate Avenue to Illinois Street.

Both sides of Vermont Street from Senate Avenue to Capitol Avenue.

Northside of Vermont Street from Alabama Street to New Jersey Street.

Both sides of Vermont Street from New Jersey Street to East Street.

Both sides of New York Street from Senate Avenue to Capitol Avenue.

IND. & LAW LIB. INDIANAPOLIS.

Both sides of Ohio Street from Senate Avenue to Capitol Avenue.

Both sides of Ohio Street from Alabama Street to East Street.

Both sides of Market Street from Alabama Street to East Street.

Section 4. The maximum time during which any vehicle may remain continuously parked in any one parking meter zone or parking space therein established under this ordinance shall be as follows:

(a) One hour for all zones located within the streets listed in sub-paragraph (a) of Section 3 above.

(b) Two hours for all zones located within the streets listed in sub-paragraph (b) of Section 3 above.

Section 5. (a) That the actual location of parking meters within the above described zones shall be determined by the Board of Public Safety and the Traffic Engineer, with due allowance for clearance of alley and street intersections and of fire hydrants, reserved loading zones and other necessary prohibitions and restrictions to parking at various places.

(b) That parallel-to-curb parking shall be had throughout the entire parking meter areas, with a minimum of 22 feet provided for each interior parking space, and 18 feet for each end parking space.

(c) That the time limits for parking in the respective zones and locations and the rates of charges therefor as herein or hereafter fixed and permitted, shall be in effect wherever meters are installed, between the hours of 8:00 o'clock A. M. and 6:00 o'clock P. M., Central Standard Time daily, except on Sundays and officially designated holidays, and further excepting in those zones or locations where parking is now prohibited entirely or where parking is prohibited during certain hours of the day.

(d) That the actual number of meters required for the various parking zones shall be determined by the Board of Public Works after due investigation and recommendation by the City Traffic Engineer and by the Board of Public Safety.

(e) The charge for parking in any zone or space where a parking

meter has been installed shall be at the rate of one cent for each twelve minutes or parking in such space.

Section 6. That when parking spaces are indicated by painted, or otherwise durably marked lines upon the surface of the streets, and when parking meters are installed adjacent to and adjoining said respective parking spaces, no vehicle shall remain parked continuously in the same space, after depositing the amount of money as herein required, for a period longer than is designated on said adjacent parking meter; or shall be permitted to remain in such space after such initial time period has expired.

Section 7. That such parking meters shall be placed upon the curb, alongside of, or adjoining or adjacent to and near the front end of the individual parking places to be designated as herein provided; and each said parking meter shall be so placed on the curb as to show or display a signal thereon, or other device, plainly indicating that such parking space is or is not then in use, and also showing when any previous payment for use has expired.

That each said parking meter shall be so adjusted and operated as to display a signal thereon indicating the period of time permitted for legal parking within the adjacent parking space, upon the deposit of either a five-cent, or a one-cent coin of the United States of America in said meter, according as such particular period of time appears on the face of said meter, or as it may be hereafter prescribed and so indicated thereon by any ordinance of the City of Indianapolis, Indiana.

That each meter, of whatever type shall clearly indicate at the time of depositing such coin, the specified limit in minutes of the parking time period thereby allowed and shall register the allotted time on its dial, or otherwise, and the indicator or hand on such dial shall continue operation until the expiration of the time fixed by said schedules and ordinances relating to such particular parking space in the street adjacent to said meter, whereupon it shall clearly indicate by the mechanical operation of its dial, or otherwise, that the lawful parking period as so allotted and paid for has expired.

Section 8. That when any vehicle, during the time provided herein, shall be parked in any parking space so controlled by a parking meter,

the driver or other occupant of such vehicle, or someone for him, upon entering the said parking space shall immediately deposit a five-cent coin, or one or more one-cent coins of the United States of America, as may be there specified, in the parking meter alongside of or adjacent to said parking space, and shall do such other things as the directions for the operation of the parking meter may require, and the said parking space may then be used by such vehicle for not exceeding the period of time designated on the face of the meter adjacent to that part of the street in which said parking space is located and so paid for, and the using of such parking space by any other vehicle after the expiration of such time limit so paid for, without depositing the required coin in said parking meter shall be a violation of this ordinance and be punishable as provided in Section 9 of this ordinance.

That, if any vehicle shall remain parked within said parking space for a continuous period beyond the parking time limit fixed by this ordinance for such parking space, and so paid for initially and the parking meter shall display a sign indicating "expired" or "illegal" parking, or if any vehicle continues in the same parking space longer than the limit prescribed therefore, even if another coin be then deposited, then and in either such event, such vehicle shall be considered as parking overtime and beyond the time as fixed now or hereafter by ordinance for such parking space, and the parking of any vehicle beyond such specified period of time, as now or hereafter fixed by ordinance, in any such parking space in the street so controlled by a parking meter, shall be construed as a violation of this ordinance and be punishable as hereinafter set out in Section 9 of this ordinance.

Section 9. That whenever a member of the Police Department of the City of Indianapolis, or other persons charged with the enforcement of this ordinance, shall find that any provision of this ordinance is being or has been violated by the owner or operator of any vehicle, such officer or person shall notify in writing such owner or operator thereof of such violation. Such notice shall be made by a paper prepared in triplicate and each notice shall be serially numbered and show the specific violation charged, the state license number of such vehicle, and the owner's name, or the name of such person operating the vehicle, if the same can be ascertained by the license certificate displayed on the vehicle or is otherwise ascertained, and shall be signed by such officer or person, stating thereon his badge number; that one copy of such notice shall be presented to the owner or operator of such vehicle, if present, and in case such owner or such operator

shall not be found in possession, or in charge of such vehicle, the posting of a copy of such notice, or the attachment thereof in a conspicuous place on such vehicle, shall be deemed sufficient notice of such violation.

That it shall be the duty of such officer or other person serving such notice to file one of the triplicate copies thereof in the office of the City Police Traffic Bureau at the close of the day's work, and he shall retain the third copy.

That the owner or operator of such vehicle who has been so notified of a violation of any provision of this ordinance, as herein provided, may within seventy-two hours after having been so notified, report to or appear at the office of the Police Headquarters Traffic Department of the City of Indianapolis, Indiana, and may plead guilty in writing to the charge of such violation and pay the penalty or fine prescribed in this section; and the acceptance of such plea and fine shall be deemed complete satisfaction for the violation and the violator shall be given a receipt which so states.

That if said owner or operator of such vehicle shall so admit and plead guilty in writing to have violated any provision of this ordinance, he shall thereupon pay to the Traffic Department Clerk, at Police-Headquarters, the sum of Two Dollars (\$2.00), or such other sum as may be hereafter prescribed by ordinance.

That whenever any person has been issued a notice, as provided in this section, for the violation of any provisions of this ordinance and shall fail or refuse to report or appear within seventy-two hours after service of such notice, to or at the office of the Traffic Department at Police Headquarters, or having appeared shall fail or refuse to plead guilty to such charge and pay the penalty or fine prescribed therefor, then it shall be the duty of the officer or other authorized person issuing such notice to file or cause to be filed in the municipal court an affidavit charging such person with the violation or violations specified in such notice, whereupon a summons shall be caused to issue to and be served upon such person to appear in said municipal court at a certain day and hour to answer said charge and stand trial for the same, and it shall further be the duty of such officer or other authorized person serving such notice to be present and assist in the prosecution of such charge; and upon conviction in said munic-

ipal court, or in any court of competent jurisdiction, such person shall be assessed with a penalty in any sum not exceeding one hundred dollars (\$100.00), to which may be added imprisonment in jail for not to exceed thirty days, for each offense with which he may be so charged.

That all penalties, fines or forfeitures collected upon conviction, or pleas of guilty, or upon forfeiture of bail, from or for any person charged with the violation of any provisions of this ordinance, shall be paid to and accounted for by the City of Indianapolis, as is now or may be hereafter provided by law.

That in case the owner or operator of any such vehicle upon receiving notice of any violation as herein provided, reports to or appears at the office of the Traffic Department at Police Headquarters within seventy-two hours, after the date and time set out in said notice and pleads guilty and pays said penalty of two dollars (\$2.00), then and in that case, the name of such owner or operators shall not be added to the records of traffic violators, or be so reported, unless otherwise required by law.

Section 10. (a) The duties of and the responsibility for the operation, maintenance, upkeep and repair of parking meters and equipment, herein authorized, including the collecting of the coin cylinders or boxes, or other such devices, from the parking meters and the delivery of the same to the City Controller, or to his duly authorized agent, shall be and the same are hereby vested in the Board of Public Works, which board shall take all reasonable precautions for the safe handling of said monies so collected and transported under its direction and control, including the adequate bonding of such personnel as shall be engaged in such handling of said monies, if so deemed necessary or desirable by said Board. A report of all monies so collected shall be filed with the city controller at the end of each calendar month, or within ten days thereafter, and all such monies shall be delivered to the controller for verification.

(b) That the duties of and the responsibility for the enforcement of the provisions of this ordinance pertaining to such parking of vehicles shall be vested in the Board of Public Safety.

(c) Upon receipt of such reports and parking meter coin cylinders or boxes, or other such devices, the City Controller, or his duly

authorized Agent, shall count the funds, and deposit the monies with the City Treasurer to be credited to a special fund as provided under the terms of General Ordinance No. 59, 1950, and said fund shall be expended only for the purposes and in the manner and method provided in said General Ordinance No. 59, 1950.

(d) The Board of Public Works is hereby authorized, if it deems it to be in the best interests of the public, to contract for the services of any reliable bonded express or messenger agency of established reputation to collect the coin cylinders or boxes, or other such devices, from the parking meters and to open the same and count the coins contained therein, and to deliver all the coins so contained and counted to the City Controller for deposit by him in the Special Fund, or to perform any parts of such services.

Section 11. That it shall be unlawful for any person, not so authorized by the city, to deface, injure, tamper with, open, or wilfully break, destroy, or impair the usefulness of any parking meter installed under the terms of this ordinance.

Section 12. That it shall be unlawful for any person to deposit, or cause to be deposited, in any parking meter any slug, device, or substitute for a genuine five-cent coin, or one-cent coin of the United States.

Section 13. That any person, firm or corporation, who shall violate any of the provisions of this ordinance, for which no specific penalty is herein otherwise provided, upon conviction therefor, and for each such offense, shall be assessed a penalty, or fine, in a sum not exceeding Three Hundred (\$300.00) Dollars, or by imprisonment in jail for not more than ninety (90) days, or by both such fine and imprisonment.

Section 14. That whenever a person is arrested for the violation of any section of this ordinance, for which no specific penalty is provided, and such person is not immediately taken before the municipal court, the arresting officer shall prepare in triplicate a written notice for such person to appear in court, containing the name and address of such person, the license number of his vehicle, if any, the offense charged, and the time when such person shall appear in said court, which time so specified in such notice shall not be more than three days after such arrest.

That if the arrested person gives his written promise to appear in said court by signing in triplicate the written notice prepared by such arresting officer, he shall be temporarily released from custody and the original of said notice shall be retained by said officer and a copy thereof delivered to the person arrested, and the third copy shall be delivered to the clerk of the municipal court for such further proceedings as may be provided by law.

Section 15. That if any section, or provision, or parts thereof, of this ordinance shall be adjudged invalid or unconstitutional, and if the portions remaining shall be capable of enforcement, such invalidity or unconstitutionality shall not affect the validity of the ordinance as a whole, or of any other section, or provision, or part thereof.

Section 16. This ordinance shall be deemed to be supplemental to the terms and provisions of General Ordinance No. 59, 1950.

Section 17. All ordinances or parts of ordinances in conflict herewith, are hereby repealed, **EXCEPTING**, however, all ordinances which regulate traffic on streets where parking is prohibited entirely, or on streets where parking in all or portions thereof is prohibited between certain hours of the day, or upon certain occasions indicated by posted notices thereof.

Section 18. This ordinance shall be in full force and effect from and after its passage and approval by the Mayor, excepting those parts hereof providing for a penalty for any violations of this ordinance, which parts shall be in full force and effect only after the due publication of this ordinance, as required by law.

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

ORDINANCES ON SECOND READING

Mr. Wicker called for Appropriation Ordinance No. 14, 1951 for second reading. It was read a second time.

On motion of Mr. Wicker, seconded by Mr. Seidensticker, Appropriation Ordinance No. 14, 1951 was ordered engrossed, read a third time and placed upon its passage.

Appropriation Ordinance No. 14, 1951 was read a third time by the Deputy 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. Wicker called for General Ordinance No. 47, 1951 for second reading. It was read a second time.

On motion of Mr. Wicker, seconded by Mr. Seidensticker, General Ordinance No. 47, 1951 was ordered engrossed, read a third time and placed upon its passage.

General Ordinance No. 47, 1951 was read a third time by the Deputy 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. Wallace made a motion that General Ordinance No. 36, 1951 be stricken from the files. The motion was seconded by Mr. Ehlers and carried 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. Wallace called for General Ordinance No. 46, 1951 for second reading. It was read a second time.

On motion of Mr. Wallace, seconded by Mr. Seidensticker, General Ordinance No. 46, 1951 was ordered engrossed, read a third time and placed upon its passage.

General Ordinance No. 46, 1951 was read a third time by the Deputy Clerk and passed by the following roll call vote:

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

Noes 1, viz: Mr. Jameson.

Mr. Wallace called for General Ordinance No. 50, 1951 for second reading. It was read a second time.

On motion of Mr. Wallace, seconded by Mr. Seidensticker, General Ordinance No. 50, 1951 was ordered engrossed, read a third time and placed upon its passage.

General Ordinance No. 50, 1951 was read a third time by the Deputy 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. Wallace called for Resolution No. 7, 1951 for second reading. It was read a second time.

On motion of Mr. Wallace, seconded by Mr. Seidensticker, Resolution No. 7, 1951 was ordered engrossed, read a third time and placed upon its passage.

Resolution No. 7, 1951 was read a third time by the Deputy 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. 48, 1951 for second reading. It was read a second time.

On motion of Mr. Ross, seconded by Mr. Ehlers, General Ordinance No. 48, 1951 was ordered engrossed, read a third time and placed upon its passage.

General Ordinance No. 48, 1951 was read a third time by the Deputy 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 General Ordinance No. 45, 1951 for second reading. It was read a second time.

On motion of Mr. Seidensticker, seconded by Mr. Lupear, General Ordinance No. 45, 1951 was ordered engrossed, read a third time and placed upon its passage.

General Ordinance No. 45, 1951 was read a third time by the Deputy 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. 3, 1951 for second reading. It was read a second time.

On motion of Mr. Seidensticker, seconded by Mr. Ehlers, Special Ordinance No. 3, 1951 was ordered engrossed, read a third time and placed upon its passage.

Special Ordinance No. 3, 1951 was read a third time by the Deputy 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. 4, 1951 for second reading. It was read a second time.

On motion of Mr. Seidensticker, seconded by Mr. Lupear, Special Ordinance No. 4, 1951 was ordered engrossed, read a third time and placed upon its passage.

Special Ordinance No. 4, 1951 was read a third time by the Deputy 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.

On motion of Mr. Ehlers, seconded by Mr. Wallace, the Common Council adjourned at 8:30 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 21st day of May, 1951, 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.

Christian J. Lenhardt

President.

ATTEST:

Richard G. Stewart

City Clerk.

(SEAL)