

## REGULAR MEETING

Monday, May 4, 1953

6:30 P.M. CST

The Common Council of the City of Indianapolis met in the Council Chamber at the City Hall, Monday, May 4, 1953, at 6:30 P.M. CST in regular session. President Bright in the chair.

Council Ehlers opened the meeting with prayer.

Present: Mr. Brown, Mr. Ehlers, Mr. Eltzroth, Mr. Emhardt, Mr. Radel, Mr. Schumacher, Mr. Wallace, Mr. Wicker, President Bright.

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

## COMMUNICATIONS FROM THE MAYOR

April 22, 1953

TO THE 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, Mrs. Grace M. Tanner, the following ordinances:

### APPROPRIATION ORDINANCE NO. 8, 1953

An ordinance appropriating and allocating the sum of Thirty Thousand (\$30,000.00) Dollars from the unexpended and unappropriated balance of the Department of Aviation General

Fund of the City of Indianapolis, now in the hands of the City Controller, to a certain designated fund and item in the Department of Aviation, Board of Aviation Commissioners, Weir Cook Municipal Airport, declaring an emergency, and fixing a time when the same shall take effect.

GENERAL ORDINANCE NO. 37, 1953

An ordinance to amend the Municipal Code of Indianapolis, 1951, as adopted by General Ordinance No. 140, 1951, and more particularly Title 4, Chapter 9, Section 4-903, sub-section (9) thereof, by the addition of a provision for one hour parking meters on the west side of Delaware Street from Washington Street to Market Street.

GENERAL ORDINANCE NO. 38, 1953

An ordinance to amend the Municipal Code of Indianapolis, 1951, as adopted by General Ordinance No. 140, 1951, and more particularly Title 4, Chapter 8 thereof, by the addition of Section 4-833 limiting the parking of vehicles on certain streets to one hour between the hours of 9:00 A.M. and 6:00 P.M. except on Sundays and holidays, and fixing a time when the said amendment shall take effect.

GENERAL ORDINANCE NO. 39, 1953

An ordinance to amend the Municipal Code of Indianapolis, 1951, as adopted by General Ordinance No. 140, 1951, and more particularly Title 4, Chapter 8, Section 4-812 thereof, prohibiting the owner, driver or operator of any vehicle from parking, stopping or standing on Sherman Drive at all times between certain designated points, subject to the penalties provided and fixing a time when the said amendment shall take effect.

GENERAL ORDINANCE NO. 40, 1953

An ordinance to amend the Municipal Code of Indianapolis, 1951, as adopted by General Ordinance No. 140, 1951, and more particularly Title 4, Chapter 8, Section 4-817 thereof, prohibiting the owner, driver or operator of any vehicle from parking, stop-

ping, or standing on Morris Street between certain designated points and during certain designated hours, subject to the penalties provided and fixing a time when the said amendment shall take effect.

GENERAL ORDINANCE NO. 41, 1953

An ordinance to amend the Municipal Code of Indianapolis, 1951, as adopted by General Ordinance No. 140, 1951, and more particularly Title 4, Chapter 8. Section 4-819 thereof, prohibiting the owner, driver or operator of any vehicle from parking, stopping or standing on Morris Street between certain designated points and during certain designated hours, subject to the penalties provided and fixing a time when the said amendment shall take effect.

GENERAL ORDINANCE NO. 42, 1953

An ordinance authorizing the Department of Public Safety to purchase, through their duly authorized purchasing agent, certain equipment to be paid for out of funds heretofore appropriated, and fixing a time when the same shall take effect.

GENERAL ORDINANCE NO. 43, 1953

An ordinance authorizing the Department of Public Safety to purchase, through their duly authorized purchasing agent, certain equipment to be paid for out of funds heretofore appropriated, and fixing a time when the same shall take effect.

GENERAL ORDINANCE NO. 44, 1953

An ordinance authorizing the Department of Public Safety to purchase, through their duly authorized purchasing agent, certain equipment to be paid for out of funds heretofore appropriated, and fixing a time when the same shall take effect.

GENERAL ORDINANCE NO. 45, 1953

An ordinance authorizing the Department of Public Safety to purchase, through its duly authorized purchasing agent, cer-

tain equipment to be paid for out of funds heretofore appropriated, and fixing a time when the same shall take effect.

GENERAL ORDINANCE NO. 46, 1953 (As Amended)

An ordinance to amend the Municipal Code of Indianapolis, 1951, as adopted by General Ordinance No. 140, 1951, and more particularly sub-section (3) of Section 9-535 of Chapter 5 of Title 9, and increasing the assessment for the cutting of weeds and other rank vegetation growing upon the real estate in the city, and fixing a time when said amendment shall take effect.

GENERAL ORDINANCE NO. 47, 1953

An ordinance authorizing the Department of Public Safety to purchase, through their duly authorized purchasing agent, certain equipment to be paid for out of funds heretofore appropriated, and fixing a time when the same shall take effect.

GENERAL ORDINANCE NO. 48, 1953 (As Amended)

An ordinance to require The New York Central Railroad Company, as Lessee of the Cleveland, Cincinnati, Chicago and St. Louis Railway Company, to establish, maintain and operate automatic devices at certain street crossings of the tracks of said Company in the City of Indianapolis, Indiana, repealing all ordinances in conflict herewith, and fixing the time when the same shall take effect.

Respectfully,

ALEX. M. CLARK,  
Mayor

COMMUNICATIONS FROM CITY OFFICIALS

May 4, 1953

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

Gentlemen:

Appropriation Ordinances Nos. 9 and 10, 1953

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. Nos. 9 and 10, 1953—Thursday, April 23 and 30, 1953—Marion County Mail and The Indianapolis Commercial

that taxpayers would have the right to be heard on the above ordinances at the meeting of the Common Council to be held at 6:30 P.M. CST, May 4, 1953 and by posting copies of said notices at 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.

Very truly yours,

GRACE M. TANNER,  
City Clerk

May 4, 1953

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

Gentlemen:

In Re: General Ordinances Nos. 37, 38, 39, 40, 41 and  
46, 1953, As Amended.

Pursuant to the laws of the State of Indiana, I caused publication to be inserted in the following newspapers, to-wit:

G. O. Nos. 37, 38, 39, 40, 41 and 46, As Amended, 1953—  
Friday, April 24 and May 1, 1953—The Indianapolis Star  
and The Indianapolis Commercial

and that said ordinance is in full force and effect eight days after the last publication date and compliance with any laws pertaining thereto.

Very truly yours,

GRACE M. TANNER,  
City Clerk

May 4, 1953

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

Gentlemen:

In Re: General Ordinance No. 48, 1953, As Amended

Pursuant to the laws of the State of Indiana, I caused publication to be inserted in the following newspapers, to-wit:

G. O. No. 48, 1953, As Amended—Friday, May 1 and 8,  
1953—The Indianapolis Star and The Indianapolis Times

and that said ordinance is in full force and effect eight days after the last publication date and compliance with any laws pertaining thereto.

Very truly yours,

GRACE M. TANNER,  
City Clerk

May 4, 1953

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

Gentlemen:

In Re: General Ordinance No. 54, 1953

Pursuant to the laws of the State of Indiana, I caused to be published on Thursday, April 23, 1953 in the Marion County Mail and the Indianapolis Commercial "Notice to Interested Citizens" and that General Ordinance No. 54, 1953 (Zoning Ordinance) was set for hearing before the Common Council on May 18, 1953.

Very truly yours,

GRACE M. TANNER,  
City Clerk

April 29, 1953

To President and Members of the Common Council  
Gentlemen:

In Re: General Ordinance No. 35, 1953

In compliance with letter signed by Grace M. Tanner, City Clerk, the City Plan Commission, after due public notice, completed a public hearing on the subject ordinance at its meeting April 27, 1953. The resultant roll-call vote of the Commission was 5 "Yes" and 4 "No."

The Commission therefore reports no recommendation as to passage of General Ordinance No. 35, since 6 votes are required for a decision.

NOBLE P. HOLLISTER,  
Executive Secretary,  
City Plan Commission

April 29, 1953

To the President and Members of the Common Council

Gentlemen:

In Re: General Ordinance No. 60, 1953 to establish  
city zoning in recently annexed area, 38th  
Street & Arlington Ave.

Submitted herewith are copies of an ordinance to amend the Zoning Code of the City of Indianapolis to establish original city zoning in the recently annexed area bounded by 38th Street North Drive, Arlington Avenue, 46th Street, and the center line of Graham Avenue produced north from 38th Street North Drive.

The proposed zoning is U1 or Dwelling House, A2 or 4800 Square Feet Area, and H1 or 50 Feet Height.

After due public notice and hearing, the City Plan Commission unan-

imously approved this ordinance at its meeting on April 27, 1953 and therefore recommends and requests that this ordinance be passed.

NOBLE P. HOLLISTER,  
Executive Secretary,  
City Plan Commission

May 4, 1953

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

Gentlemen:

Transmitted herewith are twenty-four (24) copies of General Ordinance No. 58, 1953, to amend Title 3, Chapter 5, Section 3-502, prescribing the personnel of the Gamewell Division.

Very truly yours,

GLENN W. RADEL,  
Councilman

May 4, 1953

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

Gentlemen:

Transmitted herewith are twenty-four (24) copies of General Ordinance No. 59, 1953, to amend Title 4, Chapter 8, Sections 4-817, 4-818, 4-819, 4-820, 4-821 and 4-832, prohibiting parking of vehicles during certain designated hours, by the insertion of the words "Saturdays and" immediately before the word "Sundays" in the title and in the body of each of said sections.

Very truly yours,

GLENN W. RADEL  
Councilman

May 4, 1953

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

Gentlemen:

Transmitted herewith are twenty-four (24) copies of General Ordinance No. 60, 1953, establishing city zoning in recently annexed area, 38th and Arlington Avenue.

The City Plan Commission unanimously approved this ordinance at its meeting on April 27, 1953.

Very truly yours,

J. WESLEY BROWN  
Councilman

April 28, 1953

Ordinance No. 60, 1953, establishing city zoning in recently annexed Common Council of the City of Indianapolis,  
City Hall,  
Indianapolis, Indiana

Gentlemen:

Attached hereto are twenty-four (24) copies of General Ordinance No. 61, 1953 and Petition, which I wish to submit for your consideration and action.

Very truly yours,

J. WESLEY BROWN  
Councilman

May 4, 1953

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

Gentlemen:

Transmitted herewith are twenty-four (24) copies of Resolution No. 5, 1953, adopting a certain concurrent Resolution of the Board of County Commissioners of Marion County, the County Council of Marion County, and the Common Council of the City of Indianapolis, to create in the City of Indianapolis and Marion County a Building Authority for the purpose of financing, acquiring, constructing, equipping, operating and leasing to governmental units within the territorial boundaries of Marion County, lands or buildings for public or governmental purposes.

Very truly yours,

CARTER W. ELTZROTH  
Councilman

May 1, 1953

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

Gentlemen:

Transmitted herewith are twenty-four (24) copies of Resolution No. 6, 1953, approving, confirming and ratifying a certain permit granted by the Board of Public Works of the City of Indianapolis, by its written order on April 30, 1953, to Indianapolis Railways, Incorporated, under and pursuant to the provisions of the agreement entered into by the City of Indianapolis and Indianapolis Railways Incorporated, dated May 25, 1936, as amended and approved by General Ordinance No. 40, 1936.

Very truly yours,

J. WESLEY BROWN  
Councilman

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

At this time those present were given an opportunity to be heard on Appropriation Ordinances 9 and 10, 1953, General Ordinances Nos. 33, 35, 49, 50, 51, 52, 53, 55, 56, 57, 1953, Special Ordinance No. 8, 1953 and Resolution No. 4, 1953.

The Council reconvened at 7:45 P.M. CST, with the same members present as before.

## COMMITTEE REPORTS

Indianapolis, Ind., May 4, 1953

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. 9, 1953, entitled

AN ORDINANCE abolishing and creating clinic nurse \$2,243.00,  
Fund 11—Transfer \$997.00 Fund 21, Tuberculosis Prevention,  
Public Health and Hospitals,

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

CHARLES P. EHLERS, Chairman  
CARTER W. ELTZROTH  
J. WESLEY BROWN  
GLENN W. RADEL  
JOHN A. SCHUMACHER

Indianapolis, Ind., May 4, 1953

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. 10, 1953, entitled

AN ORDINANCE abolishing and creating certain positions and transferring certain items and funds, Public Health General—School Health, Public Health and Hospitals,

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

CHARLES P. EHLERS, Chairman  
CARTER W. ELTZROTH  
J. WESLEY BROWN  
GLENN W. RADEL  
JOHN A. SCHUMACHER

Indianapolis, Ind., May 4, 1953

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. 33, 1953, entitled

AN ORDINANCE requiring an automatic warning signal at the crossing of the New York Central System, Cleveland Division and East Thirty-fourth Street.

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

J. WESLEY BROWN, Chairman  
JOHN A. SCHUMACHER  
CHARLES P. EHLERS  
CHRISTIAN J. EMHARDT  
JOSEPH A. WICKER

Indianapolis, Ind., May 4, 1953

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. 35, 1953, entitled

AN ORDINANCE repealing General Ordinance No. 123, 1952,

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

CHARLES P. EHLERS, Chairman  
CARTER W. ELTZROTH  
GLENN W. RADEL

Indianapolis, Ind., May 4, 1953

Gentlemen:

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

We, your Committee on Public Safety to whom was referred General Ordinance No. 49, 1953, entitled

AN ORDINANCE prohibiting parking 4 to 6 P.M. Ohio Street,  
north side, from Senate Ave. to West Street,

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

GLENN W. RADEL, Chairman  
CARTER W. ELTZROTH  
CHARLES P. EHLERS  
JOSEPH A. WICKER  
JOSEPH C. WALLACE

Indianapolis, Ind., May 4, 1953

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

Gentlemen:

We, your Committee on Public Safety to whom was referred  
General Ordinance No. 50, 1953, entitled

AN ORDINANCE prohibiting parking on Howard Street between  
certain designated points and during certain designated hours,  
beg leave to report that we have had said ordinance under considera-  
tion, and recommend that the same be passed.

GLENN W. RADEL, Chairman  
CARTER W. ELTZROTH  
CHARLES P. EHLERS  
JOSEPH A. WICKER  
JOSEPH C. WALLACE

Indianapolis, Ind., May 4, 1953

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. 51, 1953, entitled

AN ORDINANCE amending Section 4-911 and creating sub-sec-  
tions 1, 2, 3 and 4—When time limit and charges shall be in  
effect—24 hours a day and 7 days a week—(1) Jackson Place,  
both sides, No. Drive between Illinois and McCrea Streets and  
(2) Jackson Place, north side, between Illinois and McCrea Sts.,  
beg leave to report that we have had said ordinance under considera-  
tion, and recommend that the same be passed.

J. WESLEY BROWN, Chairman  
JOHN A. SCHUMACHER  
CHARLES P. EHLERS  
CHRISTIAN J. EMHARDT  
JOSEPH A. WICKER

Indianapolis, Ind., May 4, 1953

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. 52, 1953, entitled

AN ORDINANCE making Twentieth Street a one-way street, west bound, from Capitol Avenue to Boulevard Place,

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

GLENN W. RADEL, Chairman  
CARTER W. ELTZROTH  
CHARLES P. EHLERS  
JOSEPH A. WICKER  
JOSEPH C. WALLACE

Indianapolis, Ind., May 4, 1953

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. 53, 1953, entitled

AN ORDINANCE repealing sub-section 2, relating to the parking of vehicles on Tenth Street, 6 to 8 A.M.,

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

GLENN W. RADEL, Chairman  
CARTER W. ELTZROTH  
CHARLES P. EHLERS  
JOSEPH A. WICKER  
JOSEPH C. WALLACE

Indianapolis, Ind., May 4, 1953

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. 55, 1953, entitled

AN ORDINANCE repealing sub-section 17, relating to parking on Tenth Street, 4 to 6 P.M.,

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

GLENN W. RADEL, Chairman  
CARTER W. ELTZROTH  
CHARLES P. EHLERS  
JOSEPH A. WICKER  
JOSEPH C. WALLACE

Indianapolis, Ind., May 4, 1953

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. 56, 1953, entitled

AN ORDINANCE prohibiting parking 7 A.M. to 6 P.M. on North Street, both sides, from Gray St. to Oakland Ave.,

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

GLENN W. RADEL, Chairman  
CARTER W. ELTZROTH  
CHARLES P. EHLERS  
JOSEPH A. WICKER  
JOSEPH C. WALLACE

Indianapolis, Ind., May 4, 1953

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. 57, 1953, entitled

AN ORDINANCE providing for the licensing and regulation of  
taxicabs and for the repeal of existing provisions thereof,

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

GLENN W. RADEL, Chairman  
CARTER W. ELTZROTH  
CHARLES P. EHLERS  
JOSEPH A. WICKER  
JOSEPH C. WALLACE

Indianapolis, Ind., May 4, 1953

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

Gentlemen:

We, your Committee on Parks to whom was referred Special Ordinance No. 8, 1953, entitled

AN ORDINANCE annexing territory known as 2211 Kentucky  
Ave.,

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

CARTER W. ELTZROTH, Chairman  
CHARLES P. EHLERS  
GLENN W. RADEL  
JOSEPH C. WALLACE  
CHRISTIAN J. EMHARDT

Indianapolis, Ind., May 4, 1953

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

Gentlemen:

We, your Committee on Public Works to whom was referred Resolution No. 4, 1953, entitled

A RESOLUTION refusing issuance of new permits or renewals of existing permits for the use of real estate for the deposit of refuse within a certain area.

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

J. WESLEY BROWN, Chairman  
JOHN A. SCHUMACHER  
CHARLES P. EHLERS  
CHRISTIAN J. EMHARDT  
JOSEPH A. WICKER

## INTRODUCTION OF GENERAL ORDINANCES

By Councilman Radel:

### GENERAL ORDINANCE NO. 58, 1953

AN ORDINANCE to amend the Municipal Code of Indianapolis, 1951, as adopted by General Ordinance No. 140, 1951, and more particularly Title 3, Chapter 5, Section 3-502, prescribing the personnel of the Gamewell Division, and fixing a time when the said amendment shall take effect.

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

Section 1. That Title 3, Chapter 5, Section 3-502 of the Municipal Code of Indianapolis, 1951, as adopted by General Ordinance No.

140, 1951, and as amended, be and the same is hereby amended to read as follows, to wit:

"3-502. Personnel of division. Said board shall assign or appoint, with the approval of the mayor, a superintendent, as the head of said division, who shall execute a fidelity bond, as required by this code, or any later ordinances. He shall keep complete records of all alarms and calls, tests and work performed for the fire and police forces, and report same to the board, and shall direct and oversee all employees and the work of the division; all as required by said board. In addition thereto, said board may assign or appoint, with the approval of the mayor, and shall prescribe the duties of such other assistants and employees as may be from time to time needed, and the compensation and number of all such personnel shall be as fixed in each annual budget, or otherwise. Such personnel may be either civilians, or chosen in whole or in part from members of the fire department, who shall be transferred by the mayor and said board under the conditions and compensation therefor prescribed in the annual budget of the city, or otherwise as fixed by said board. The chief of the fire department may be authorized by the board to act for it in the control of said division, subject to the board's approval of all his acts."

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

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

By Councilman Radel:

GENERAL ORDINANCE NO. 59, 1953

AN ORDINANCE to amend the Municipal Code of Indianapolis, 1951, as adopted by General Ordinance No. 140, 1951, and more particularly Title 4, Chapter 8, Sections 4-817, 4-818, 4-819, 4-820, 4-821 and 4-832, prohibiting the parking of vehicles during certain designated hours, by adding an exception to said prohibited

parking, and fixing a time when the said amendment shall take effect.

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

Section 1. That Title 4, Chapter 8, Sections 4-817, 4-818, 4-819, 4-820, 4-821 and 4-832 be and the same are hereby amended by the insertion of the words "Saturdays and" immediately before the word "Sundays" in the title and in the body of each of said sections.

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

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

By Councilman Brown:

GENERAL ORDINANCE NO. 60, 1953

AN ORDINANCE to amend Section 11-103 (a) of Title 11, Chapter 1 of the Municipal Code of Indianapolis, 1951, said Title 11, Chapter 1 being commonly known as the Zoning Code of the City of Indianapolis, Indiana, and fixing a time when the same shall take effect.

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

Section 1. That Section 11-103 (a) of Title 11, Chapter 1 of the Municipal Code of Indianapolis, 1951, said Title 11, Chapter 1 being commonly known as the Zoning Code of the City of Indianapolis, Indiana, and in particular that the district or zone map or plats which are made a part of said Chapter 1 by reference, be and the same are hereby amended, supplemented and extended as to the U1 or Dwelling House District, the A2 or 4800 Square Feet Area District, and the H1 or 50 Feet Height District so as to include the following described territory, to-wit:

Beginning at a point, said point being the intersection of the north property line of 38th Street North Drive extended and the east right-of-way line of Arlington Avenue; thence west on and along the north property line of 38th Street North Drive to the west line of the east half of the southeast quarter of Section 15, Township 16 North, Range 4 East in Marion County, Indiana; thence north on and along the west line of the east half of said southeast quarter section and the west line of the east half of the northeast quarter of said Section 15 to the south right-of-way line of 46th Street; thence east on and along the south right-of-way line of 46th Street to the east right-of-way line of Arlington Avenue; thence south on and along the east right-of-way line of Arlington Avenue to the place of beginning.

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

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

By Councilman Brown:

GENERAL ORDINANCE NO. 61, 1953

AN ORDINANCE to amend Section 11-103 (a) of Title 11, Chapter 1 of the Municipal Code of the City of Indianapolis, Indiana, 1951, said Title 11, Chapter 1 being commonly known as the Zoning Code of the City of Indianapolis, Indiana, and fixing a time when the same shall take effect.

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

Section 1. That Section 11-103 (a) of Title 11, Chapter 1, of the Municipal Code of the City of Indianapolis, Indiana, 1951, said Title 11, Chapter 1 being known as the Zoning Code of the City of Indianapolis, Indiana, and in particular, that the District or Zone map and plats which are made a part of said Chapter 1 by reference, be and the same are hereby amended, supplemented and extended as to A3

or 2400 Square Feet Area District so as to include the following described territory, to-wit:

Lots Nos. 575 to 583 inclusive, and Lots Nos. 595 to 607 inclusive, in Montrose, an Addition to the City of Indianapolis, the plat of which is recorded in Plat Book 14, at pages 127 and 128 in the Office of the Recorder of Marion County, Indiana.

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

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

## INTRODUCTION OF RESOLUTIONS

By Councilman Eltzroth:

### RESOLUTION NO. 5, 1953

A RESOLUTION adopting a certain concurrent Resolution of the Board of County Commissioners of Marion County, the County Council of Marion County and the Common Council of the City of Indianapolis in joint meeting April 7, 1953, to create in the city of Indianapolis and Marion County a Building Authority for the purpose of financing, acquiring, constructing, equipping, operating and leasing to governmental units within the territorial boundaries of Marion County, lands or buildings for public or governmental purposes and designating the name and title of said Building Authority;

WHEREAS the Board of County Commissioners of Marion County, the County Council of Marion County and the Common Council of the City of Indianapolis, met in joint session in the Marion County Court House at Indianapolis, April 7, 1953 at 7:30 o'clock P.M., with a quorum of each of said bodies in attendance;

AND WHEREAS a public hearing was conducted at said time and place concerning the creation of a building authority in the City

of Indianapolis and Marion County, as is more particularly set out in a certain Concurrent Resolution hereinafter set out;

AND WHEREAS after public hearing said Concurrent Resolution was moved, seconded and carried by the unanimous vote of all the members of the said bodies in meeting assembled;

AND WHEREAS it is in the best interests of the City of Indianapolis that said Concurrent Resolution be adopted by the Common Council for and in behalf of the City of Indianapolis:

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

That the aforesaid Concurrent Resolution which is in the words and figures, to-wit:

#### CONCURRENT RESOLUTION

WHEREAS, pursuant to an act enacted by the General Assembly of the State of Indiana in 1953 and approved on the 3rd day of March, 1953, entitled "An Act concerning the creation of building authorities of the various counties of the State and the financing, acquiring, constructing, equipping, operating and leasing of land or buildings by such authorities for public and governmental purposes and declaring an emergency," the Board of Commissioners of Marion County, the County Council of Marion County and the Common Council of the City of Indianapolis, agreed to hold a public hearing on and consider the creation of a building authority for such purposes, and

WHEREAS, notice of such agreement was given to the Hon. Roy T. Combs, Auditor of Marion County, pursuant to said act.

WHEREAS, notice of such hearing fixing the time thereof as April 7, 1953, at 7:30 P.M., and the place thereof as the County Court House in Marion County, Indiana, was duly advertised in compliance with the provisions of said act, and

WHEREAS, the Board of Commissioners of Marion County, the County Council of Marion County and the Common Council of the City of Indianapolis, met in joint session on said date at

said hour pursuant to such notice, and after hearing all interested citizens and taxpayers appearing, did agree upon a concurrent resolution to be separately adopted by said bodies; now therefore,

BE IT RESOLVED:

1. That there is a need for a building authority to be created in the City of Indianapolis, and Marion County for the purpose of financing, acquiring, constructing, equipping, operating and leasing to the governmental units within the territorial boundaries of the County, lands or buildings for public or governmental purposes.

2. Upon the separate adoption of this concurrent resolution by The Board of Commissioners of the County of Marion, Marion County Council, and Common Council of the City of Indianapolis, the building authority shall be created.

3. That said building authority shall be designated as the "Indianapolis-Marion County Building Authority."

4. That upon the separate adoption of this concurrent resolution by said bodies, a copy of this concurrent resolution, certified by the affidavits of the County Auditor and City Clerk, showing the date of adoption of said resolution by said three bodies, shall be filed in the office of the Recorder of the County for recording in the miscellaneous records.

be and the same is hereby adopted as the resolution of the Common Council of the City of Indianapolis.

This Resolution shall be in full force and effect from and after its passage and approval by the Mayor, and the City Clerk is directed to file in the Office of the Recorder of Marion County a certified copy hereof showing the date of its adoption and approval.

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

By Councilman Brown:

RESOLUTION NO. 6, 1953

A RESOLUTION, approving, confirming, and ratifying a certain permit granted by the Board of Public Works of the City of Indianapolis by its written order on April 30, 1953, to Indianapolis Railways, Incorporated, under and pursuant to the provisions of the agreement entered into by the City of Indianapolis and Indianapolis Railways, Incorporated, dated May 25, 1936, as amended and approved by General Ordinance No. 40, 1936:

WHEREAS, in the agreement between the City of Indianapolis and Indianapolis Railways, Incorporated, dated May 25, 1936, amended and approved by General Ordinance No. 40, 1936, said city granted to Indianapolis Railways, Incorporated, subject to the terms and conditions therein set forth, the right to erect and maintain poles, feeder lines, trolley wires and other structures necessary to the operation of trackless trolley cars on certain streets and parts of streets named and designated in said agreement, together with such other streets and parts of streets as may from time to time by the Board of Public Works by its written orders be permitted to be used by Indianapolis Railways, Incorporated, for the operation of trackless trolley cars, subject to approval of such permits by the Common Council, and to use such streets and parts of streets for transportation of passengers by means of trackless trolley cars; and

WHEREAS, pursuant to said provisions contained in said agreement, as amended and approved by said General Ordinance No. 40, 1936, for the use of additional streets and parts of streets by Indianapolis Railways, Incorporated, for said trackless trolley operation, under the terms and conditions of said agreement, the Board of Public Works did on April 30, 1953, subject to approval by the Common Council, by written order grant to Indianapolis Railways, Incorporated, the following permit contained in the following order, to-wit:

ORDER BY THE  
BOARD OF PUBLIC WORKS  
OF  
THE CITY OF INDIANAPOLIS

ENTERED APRIL 30, 1953

RE: PETITION OF INDIANAPOLIS RAILWAYS,

INCORPORATED FOR APPROVAL OF USE OF  
CERTAIN STREETS FOR TRACKLESS TROL-  
LEY OPERATION (NEW YORK STREET AND  
HIGHLAND AVENUE)

BE IT REMEMBERED, That on April 30, 1953, the Board of Public Works of the City of Indianapolis, Indiana, considered the Petition of Indianapolis Railways, Incorporated, heretofore filed with the Board in the above entitled matter requesting the Board to authorize and approve the use of certain parts of East New York Street and of Highland Avenue in the City of Indianapolis for the operation of trackless trolley cars, to enable petitioner to make a necessary change in the route used by its trackless trolley cars in returning from the business district of said city to petitioner's Highland Avenue station, required by the proposed construction of a portion of Pogue's Run interceptor sewer in that portion of Dorman Street now used as a part of said route.

The Board having made its analysis and investigation of the facts alleged and of the requests contained in said petition, and being duly advised in the premises, now finds that it is in the public interest to authorize the petitioner to use the aforesaid additional parts of said streets for the operation of said trackless trolley cars and said petition should be granted.

IT IS THEREFORE HEREBY ORDERED, That the Board of Public Works of the City of Indianapolis hereby authorizes and approves the use of the following additional parts of streets for the operation by petitioner of trackless trolley cars and service:

New York Street from Dorman Street to Highland Avenue;

Highland Avenue from New York Street to Michigan Street.

and it is further authorized and permitted, for the purpose of such trackless trolley operation, to erect such poles, overhead wires and switches, and other structures on said streets as are necessary or desirable for such operation, said construction and said operation of trackless trolley cars to be made and done under and pursuant to the terms and provisions of said agreement between the City of Indian-

apolis and Indianapolis Railways, Incorporated, dated May 25, 1936, and approved with amendments by General Ordinance No. 40, 1936, of the City of Indianapolis; Provided, however, that no portion of said street shall be used for said construction or for said trackless trolley operation unless and until said use is approved by the Common Council of the City of Indianapolis, as required under the terms of said contract.

BOARD OF PUBLIC WORKS OF  
THE CITY OF INDIANAPOLIS

Signed By—Richard K. Munter  
Thomas M. Quinn  
Otto H. Worley  
George Cafouros

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

That the Common Council does hereby in all things approve, confirm and ratify the permit granted on April 30, 1953, by the Board of Public Works to Indianapolis Railways, Incorporated, as contained in said order; Provided, that the use by Indianapolis Railways, Incorporated, of the portion of the streets covered by said permit for the aforesaid purpose shall in all things be subject to, and in accordance with, all of the terms, conditions and provisions of the aforesaid agreement between the City of Indianapolis and Indianapolis Railways, Incorporated, dated May 25, 1936, as the same is amended and approved in said General Ordinance No. 40, 1936.

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

ORDINANCES ON SECOND READING

Mr. Ehlers called for Appropriation Ordinance No. 9, 1953 for second reading. It was read a second time.

On motion of Mr. Ehlers, seconded by Mr. Radel, Ap-

appropriation Ordinance No. 9, 1953 was ordered engrossed, read a third time and placed upon its passage.

Appropriation Ordinance No. 9, 1953 was read a third time by the Clerk and passed by the following roll call vote:

Ayes 9, viz: Mr. Brown, Mr. Ehlers, Mr. Eltzroth, Mr. Emhardt, Mr. Radel, Mr. Schumacher, Mr. Wallace, Mr. Wicker, President Bright.

Mr. Ehlers called for Appropriation Ordinance No. 10, 1953 for second reading. It was read a second time.

On motion of Mr. Ehlers, seconded by Mr. Radel, Appropriation Ordinance No. 10, 1953 was ordered engrossed, read a third time and placed upon its passage.

Appropriation Ordinance No. 10, 1953 was read a third time by the Clerk and and passed by the following roll call vote:

Ayes 9, viz: Mr. Brown, Mr. Ehlers, Mr. Eltzroth, Mr. Emhardt, Mr. Radel, Mr. Schumacher, Mr. Wallace, Mr. Wicker, President Bright.

Mr. Radel called for General Ordinance No. 49, 1953 for second reading. It was read a second time.

On motion of Mr. Radel, seconded by Mr. Eltzroth, General Ordinance No. 49, 1953 was ordered engrossed, read a third time and placed upon its passage.

General Ordinance No. 49, 1953 was read a third time by the Clerk and passed by the following roll call vote:

Ayes 9, viz: Mr. Brown, Mr. Ehlers, Mr. Eltzroth, Mr. Emhardt, Mr. Radel, Mr. Schumacher, Mr. Wallace, Mr. Wicker, President Bright.

Mr. Radel called for General Ordinance No. 50, 1953 for second reading. It was read a second time.

On motion of Mr. Radel, seconded by Mr. Ehlers, General Ordinance No. 50, 1953 was ordered engrossed, read a third time and placed upon its passage.

General Ordinance No. 50, 1953 was read a third time by the Clerk and passed by the following roll call vote:

Ayes 9, viz: Mr. Brown, Mr. Ehlers, Mr. Eltzroth, Mr. Emhardt, Mr. Radel, Mr. Schumacher, Mr. Wallace, Mr. Wicker, President Bright.

Mr. Brown called for General Ordinance No. 51, 1953 for second reading. It was read a second time.

On motion of Mr. Brown, seconded by Mr. Eltzroth, General Ordinance No. 51, 1953 was ordered engrossed, read a third time and placed upon its passage.

General Ordinance No. 51, 1953 was read a third time by the Clerk and passed by the following roll call vote:

Ayes 9, viz: Mr. Brown, Mr. Ehlers, Mr. Eltzroth, Mr.

Emhardt, Mr. Radel, Mr. Schumacher, Mr. Wallace, Mr. Wicker, President Bright.

Mr. Radel called for General Ordinance No. 52, 1953 for second reading. It was read a second time.

On motion of Mr. Radel, seconded by Mr. Wicker, General Ordinance No. 52, 1953 was ordered engrossed, read a third time and placed upon its passage.

General Ordinance No. 52, 1953 was read a third time by the Clerk and passed by the following roll call vote:

Ayes 9, viz: Mr. Brown, Mr. Ehlers, Mr. Eltzroth, Mr. Emhardt, Mr. Radel, Mr. Schumacher, Mr. Wallace, Mr. Wicker, President Bright.

Mr. Radel called for General Ordinance No. 56, 1953 for second reading. It was read a second time.

On motion of Mr. Radel, seconded by Mr. Ehlers, General Ordinance No. 56, 1953 was ordered engrossed, read a third time and placed upon its passage.

General Ordinance No. 56, 1953 was read a third time by the Clerk and passed by the following roll call vote:

Ayes 9, viz: Mr. Brown, Mr. Ehlers, Mr. Eltzroth, Mr. Emhardt, Mr. Radel, Mr. Schumacher, Mr. Wallace, Mr. Wicker, President Bright.

Mr. Eltzroth called for Special Ordinance No. 8, 1953 for second reading. It was read a second time.

On motion of Mr. Eltzroth, seconded by Mr. Radel, Special Ordinance No. 8, 1953 was ordered engrossed, read a third time and placed upon its passage.

Special Ordinance No. 8, 1953 was read a third time by the Clerk and passed by the following roll call vote:

Ayes 9, viz: Mr. Brown, Mr. Ehlers, Mr. Eltzroth, Mr. Emhardt, Mr. Radel, Mr. Schumacher, Mr. Wallace, Mr. Wicker, President Bright.

### MISCELLANEOUS BUSINESS

The Council reverted to the previous order of business.

Mr. Eltzroth moved that the rules be suspended for further consideration and passage of Resolution No. 5, 1953.

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

Ayes 9, viz: Mr. Brown, Mr. Ehlers, Mr. Eltzroth, Mr. Emhardt, Mr. Radel, Mr. Schumacher, Mr. Wallace, Mr. Wicker, President Bright.

The rules were suspended.

### COMMITTEE REPORT

Indianapolis, Ind., May 4, 1953

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

Gentlemen:

We, your Committee on Parks to whom was referred Resolution No. 5, 1953, entitled

A RESOLUTION adopting concurrent resolution, city-county building, by the City Council

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

CARTER W. ELTZROTH, Chairman  
CHARLES P. EHLERS  
GLENN W. RADEL  
JOSEPH C. WALLACE  
CHRISTIAN J. EMHARDT

### RESOLUTION ON SECOND READING

Mr. Eltzroth called for Resolution No. 5, 1953 for second reading. It was read a second time.

On motion of Mr. Eltzroth, seconded by Mr. Radel, Resolution No. 5, 1953 was ordered engrossed, read a third time and placed upon its passage.

Resolution No. 5, 1953 was read a third time by the Clerk and passed by the following roll call vote:

Ayes 9, viz: Mr. Brown, Mr. Ehlers, Mr. Eltzroth, Mr. Emhardt, Mr. Radel, Mr. Schumacher, Mr. Wallace, Mr. Wicker, President Bright.

### SPECIAL ORDER OF BUSINESS

Mr. Wallace made a motion that out of respect and sympathy the following Special Resolution be unanimously adopted by the Common Council and that the City Clerk be instructed to send a copy of the Resolution to the family of Sergeant Ray Whobrey:

SPECIAL RESOLUTION

A RESOLUTION on the death of Sergeant Ray Whobrey.

WHEREAS, Sergeant Ray Whobrey served for many years as a member of the Indianapolis Police Force with great distinction and merit and was a credit to the City of Indianapolis and its law enforcement body; and

WHEREAS, Sergeant Whobrey recently met death in line of duty and while enforcing the laws of the City of Indianapolis and the State of Indiana, in a fearless manner; and

WHEREAS, the City of Indianapolis and its Police Force have, in the death of Sergeant Ray Whobrey lost an efficient and loyal officer.

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

That the Common Council does hereby declare its deep regret at the untimely death of Sergeant Ray Whobrey in line of duty as a trusted Police Officer of the City, and does further convey to the family of Sergeant Whobrey the sympathy and condolences of this Council and of the City of Indianapolis and instructs the City Clerk to send a copy of this Special Resolution to the family of Sergeant Whobrey.

The motion was seconded by Mr. Eltzroth and unani- mously adopted by the Council.

NEW BUSINESS

President Bright made a motion that the Council select Mr. P. Waldo Ross to serve as Trustee of the Indianapolis-Marion County Building Authority for a term of one year.

The motion was seconded by Mr. Brown. Mr. Radel

moved that the nominations be closed, which was seconded by Mr. Ehlers.

On motion of Mr. Emhardt, seconded by Mr. Radel, the Clerk was instructed to cast the unanimously vote of the Council for Mr. Ross. Vote carried.

\* \* \* \* \*

Councilman Brown presented the following motion:

Inasmuch as the Pennsylvania Railroad has named one of its trains the "Indianapolis Limited," I move that the Corporation Counsel and City Clerk form a letter complimenting and thanking the Pennsylvania Railroad for marking the progress of Indianapolis by the progress of its own Company and for honoring Indianapolis by carrying its name on this train throughout the eastern half of the United States.

The motion was seconded by Mr. Eltzroth and carried by a unanimous vote of the Council.

\* \* \* \* \*

In accordance with provisions of General Ordinance No. 9, 1953, creating and establishing a Commission of Human Rights of the City of Indianapolis, the following appointments were made:

Mr. Ehlers nominated *Mr. Earl Hopping*, which was seconded by Mr. Brown.

Mr. Radel nominated *Mr. Charles Wilds*, which was seconded by Mr. Ehlers.

Mr. Eltzroth nominated *Dr. Russell A. Lane*, which was seconded by Mr. Radel.

Mr. Brown nominated *Mr. LeRoy T. Waggoner*, which was seconded by Mr. Eltzroth.

Mr. Wallace nominated *Mr. James E. Rocap, Jr.*, which was seconded by Mr. Brown.

Mr. Schumacher nominated *Mr. Samuel D. Nelson*, which was seconded by Mr. Eltzroth.

Mr. Ehlers moved that all nominations be closed. The motion was seconded by Mr. Brown.

On motion of Mr. Ehlers, seconded by Mr. Radel, the Clerk was instructed to cast a unanimous vote for all names presented, and notify each that he had been duly appointed a member of the Human Rights Commission.

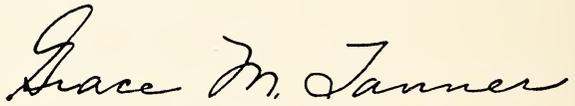
On motion of Mr. Ehlers, seconded by Mr. Eltzroth, the Common Council adjourned at 8:30 P.M. CST.

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 4th day of May, 1953, 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.

A large, flowing handwritten signature in black ink that reads "Jos. E. Bright". The signature is written in a cursive style with long, sweeping loops.

ATTEST:

*President.*A handwritten signature in black ink that reads "Grace M. Tanner". The signature is written in a cursive style with a prominent initial "G".

(SEAL)

*City Clerk.*