

REGULAR MEETING

Monday, April 4, 1927, 7:30 p. m.

The Common Council of the City of Indianapolis met in the Council Chamber, Monday, April 4, 1927, at 7:30 p. m., in regular session, President Claude E. Negley in the chair.

The Clerk called the roll.

Present: Hon. Claude E. Negley, President, and seven members, viz.: Boynton J. Moore, O. Ray Albertson, Walter R. Dorsett, Edward B. Raub, Millard W. Ferguson, Otis E. Bartholomew and Austin H. Todd.

Absent: Robert E. Springsteen.

On motion of Mr. Dorsett, seconded by Mr. Bartholomew, the reading of the minutes of the previous meeting was dispensed with.

COMMUNICATIONS FROM THE MAYOR

Indianapolis, Ind., March 28, 1927.

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

Gentlemen—I have this day approved with my signature and delivered to Wm. A. Boyce, Jr., City Clerk, General Ordinance No. 85, 1926.

AN ORDINANCE, for the transfer of "The World War Memorial Fund" under the control of the Board of Public Works of the City of Indianapolis, Indiana, in the sum of Two Hundred Forty-Two Thousand Five Hundred Thirty-Two Dollars and Fifty-One Cents (\$242,532.51) with any accumulated interest thereon, to the World War Memorial Bond Fund under the control of the Board of Sinking Fund Commissioners of said city and fixing a time when the same shall take effect.

Very truly yours,

J. L. DUVALL,

Mayor.

COMMUNICATIONS FROM CITY OFFICERS

Indianapolis, Ind., March 28, 1927.

*To the Honorable John L. Duvall, Mayor, and the Members of the
Common Council of the City of Indianapolis:*

Gentlemen—I present herewith my report of the audit of the Cornelia Cole Fairbanks Memorial Fund for the calendar year, 1926. Said audit was made on March 28th, 1927, at a meeting with Mr. Frank D. Stalnaker, Hilton U. Brown and Arthur C. Thomas being present. Mr. Thomas was authorized to act in my place as it was impossible for me to attend.

This fund had its beginning under the will of the late Charles Warren Fairbanks, who left to the City of Indianapolis \$50,000 as a memorial to his wife, Cornelia Cole Fairbanks. See record of Probate Court of Marion County, Indiana, for June 19, 1918, will record, beginning at page 509). The terms of the bequest as set out in his will, were accepted in an ordinance of the Common Council of the City of Indianapolis, as recorded in the Journal of the Council for 1920, at page 274, and as authorized by the General Assembly of the State of Indiana, March 14, 1919, Page 610, of the Acts of 1919.

Trustees to administer the fund were appointed in accordance with the terms of the will as follows:

Frank D. Stalnaker and Hilton U. Brown, appointed by the Governor of the State of Indiana;

Edward B. Raub and Fred Hoke, appointed by the Supreme Court of the State of Indiana;

Wallace O. Lee and Elmer W. Stout, appointed by the Mayor of the City of Indianapolis;

Samuel D. Ashby selected as the seventh member of the board of trustees by the six appointed as above.

The will requires that the bequest shall be securely invested at compound interest for a period of five hundred years, interest and income to accumulate for periods of fifty years, with the right to the City of Indianapolis to use, at the end of each fifty years, the increase of principal for the promotion of the intellectual, moral and physical well-being of the worthy poor, for the benefit of labor, art, science and public charity, for parks and play-grounds for the use of the public.

The Board has invested the funds of the Memorial in United States Liberty Bonds, and the same are kept in a safety box at the Indiana National Bank, accessible only to two or more members of the Board.

The fund has grown from \$50,000 to \$62,750 par value in bonds, (of which \$50,000 are registered), and \$325.10 is cash.

The trustees and officers serve without pay. No expense of

administration has been incurred during the year, and the transactions relate to collection of interest due on investments and the purchase of additional securities therewith.

Respectfully submitted,

W. C. BUSER,

City Controller.

FINANCIAL STATEMENT

of the

CORNELIA COLE FAIRBANKS MEMORIAL FUND

for the

YEAR ENDING DECEMBER 31, 1926

Receipts, 1926

Balance in bank January 1, 1926 -----		\$ 174.17
Jan. 12, interest coupons cashed -----	\$ 23.37	
Apr. 15, interest on registered bonds ----	1,062.50	
Apr. 19, interest coupons cashed -----	217.75	
Oct. 15, interest on registered bonds ----	1,062.50	
Nov. 19, interest coupons cashed -----	251.91	
Total receipts -----		<u>2,618.03</u>
		<u>\$2,792.20</u>

Expenditures 1926

Apr. 20, paid for \$1400 value 4th 4¼		
U. S. Liberty bonds -----	\$1,442.41	
Oct. 25, paid for \$1,000 par value 4th		
4¼ U. S. Liberty bonds -----	1,024.69	
Total expenditures -----		<u>2,467.10</u>
Balance in Bank December 31, 1926 -----		\$ 325.10

Statement of Assets December 31, 1926

	Par. Val.	Total paid including Accrd. Int.	Mkt. Value Jan. 12, 1927
1922			
Jan. 4, US Regd. Bonds, 5-10,000	\$50,000	\$48,812.23	\$51,750.00
Jun. 16, 1,000 4th 4¼ -----	1,000	1,009.35	1,035.00
Jun. 19, 1,250 4th 4¼ -----	1,250	1,264.07	1,293.75
1923			
Jan. 15, 1,100 4th 4¼ -----	1,100	1,098.50	1,138.50
Apr. 20, 1,000 4th 4¼ -----	1,000	980.24	1,035.00
Oct. 18, 1,000 4th 4¼ -----	1,000	978.45	1,035.00
1924			
Apr. 16, 1,000 4th 4¼ -----	1,000	1,001.42	1,035.00
Oct. 17, 1,100 2nd 4¼ -----	1,100	1,136.57	1,108.58
1925			
Jan. 7, 600 4th 4¼ -----	600	617.21	621.00
Apr. 16, 1,100 4th 4¼ -----	1,100	1,124.33	1,138.50

Oct. 19, 1,200 4th 4 ¼ -----	1,200	1,229.12	1,242.00
1926			
Apr. 20, 1,400 4th 4 ¼ -----	1,400	1,442.41	1,449.00
Oct. 19, 1,000 4th 4 ¼ -----	1,000	1,024.69	1,035.00
		<u> </u>	<u> </u>
	\$62.750	\$61,718.59	\$64,916.33

Indianapolis, Ind., April 4, 1927.

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

Gentlemen—I have been requested by the City Clerk to hand you the attached General Ordinance transferring the sum of Four Hundred (\$400.00) Dollars from Fund No. 24, Printing and Advertising and reappropriating the same to Fund No. 12, a new fund to be known as Temporary Salaries and Wages.

I respectfully recommend the passage of this ordinance.

Yours,

W. C. BUSER,

City Controller.

Indianapolis, Ind., April 1, 1927.

Mr. Wm. C. Buser, City Controller, City of Indianapolis, Indiana:

Dear Sir—I am sending you herewith thirteen copies of a proposed transfer ordinance transferring the sum of \$400.00 from fund No. 24, Printing and Advertising, and reappropriating the same to fund No. 12, a new fund to be known as Temporary Salaries and Wages, and ask that you recommend the same to the City Council as fiscal agent of the city.

This transfer is absolutely necessary in order that I may comply with my duty under the statute regarding the examination of petitions which may be presented to me in accordance with the law. At the present time if any petition were presented to me I would be unable to carry out my duty under the law because of lack of funds to employ temporary help which would be required for such an examination.

In order, therefore, to comply with my duty under the law, I find it necessary to ask that you recommend the above mentioned transfer ordinance.

Yours very truly,

(Signed) WM. A. BOYCE, Jr.,

City Clerk.

Indianapolis, Ind., April 4, 1927.

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

Gentlemen—It is anticipated that a petition for an election on the question of adopting the city manager form of government will be filed with us not later than April 11th. The state law specifically sets out that the city clerk shall, in five days' time, examine the petition and certify the same to the Council at the next regular meeting.

General Ordinance No. 25 introduced by the City Controller tonight calls for a transfer of \$400.00 from fund No. 24, Printing and Advertising, to fund No. 12, Temporary Salary and Wages. This will provide my office with sufficient funds to employ a temporary force of examiners, in order to comply with the law. I am asking therefor, that the Council suspend the rules and pass this ordinance tonight, so I may comply with my duty under the law.

Yours very truly,

WM. A. BOYCE, Jr.,

City Clerk.

Indianapolis, Ind., April 4, 1927.

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

Gentlemen—I have been requested by the Board of Public Safety to hand you the attached General Ordinance transferring the sum of \$2,500.00 from the Fire Department Fund No. 44, General Materials and reappropriating the same to the following funds: Fire Department Fund No. 33, Garage and Motor Supplies, \$1,000.00, Fire Department Fund No. 41, Building Materials, \$1,500.00.

I respectfully recommend the passage of this ordinance.

Yours,

W. C. BUSER,

City Controller.

Indianapolis, Ind., April 2, 1927.

Mr. Wm. C. Buser, City Controller, City of Indianapolis, Indiana:

Dear Sir—We respectfully submit the attached ordinance, transferring and reappropriating certain funds under the Depart-

ment of Public Safety, for your approval and transmission to the Common Council with your recommendation for its passage.

Yours very truly,

CLAUDE C. McCOY,

Executive Secretary,

Board of Public Safety.

Indianapolis, Ind., April 4, 1927.

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

Gentlemen—I have been requested by the Board of Public Safety to hand you the attached General Ordinance transferring the sum of One Thousand Five Hundred (\$1,500.00) Dollars from the Police Department Fund No. 33, Garage and Motor Supplies and reappropriating same as follows: Five Hundred (\$500.00) Dollars to Police Department Fund No. 26, Other Contractual Services and One Thousand (\$1,000) Dollars to Police Department Fund No. 45, Repair Parts.

I respectfully recommend the passage of this ordinance.

Yours,

W. C. BUSER,

City Controller.

Indianapolis, Ind., April 4, 1927.

Mr. Wm. C. Buser, City Controller, City of Indianapolis, Indiana:

Dear Sir—We respectfully submit the attached ordinance, transferring and reappropriating certain funds under the Department of Public Safety, for your approval and transmission to the Common Council with your recommendation for its passage.

Yours very truly,

(Signed) CLAUDE C. McCOY,

Executive Secretary,

Board of Public Safety.

REPORTS FROM STANDING COMMITTEES

Indianapolis, Ind., April 4, 1927.

Gentlemen—We, your Committee on Finance, to whom was referred General Ordinance No. 13, 1927, beg leave to report that we have had said ordinance under consideration, and recommend that the same be returned and pro-rated.

O. RAY ALBERTSON,

Chairman.

Indianapolis, Ind., April 4, 1927.

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

Gentlemen—We, your Committee on Law and Judiciary, to whom was referred General Ordinance No. 13, 1927, beg leave to report that we have had said ordinance under consideration, and recommend that the same be passed.

E. B. RAUB,

Chairman.

O. E. BARTHOLOMEW,
M. W. FERGUSON,
BOYNTON J. MOORE.

Indianapolis, Ind., April 5, 1927.

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

Gentlemen—We, your Committee on Works, to whom was referred Resolution No. 11, 1927, beg leave to report that we have had said ordinance under consideration, and recommend that the same be passed.

BOYNTON J. MOORE, Chairman.
O. RAY ALBERTSON,

Indianapolis, Ind., April 4, 1927.

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

Gentlemen—We, your Committee on Works, to whom was referred Resolution No. 8, 1927, beg leave to report that we have had said ordinance under consideration, and recommend that the same be passed.

E. B. RAUB, Chairman,
BOYNTON J. MOORE,
A. H. TODD.

Indianapolis, Ind., April 4, 1927.

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

Gentlemen—We, your Committee on Works, to whom was referred General Ordinance No. 18, 1927, beg leave to report that we have had said ordinance under consideration, and recommend that the same be passed.

E. B. RAUB, Chairman,
BOYNTON J. MOORE,

Indianapolis, Ind., April 4, 1927.

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

Gentlemen—We, your committee on Works, to whom was referred General Ordinance No. 10, 1927, beg leave to report that we have had said ordinance under consideration, and recommend that the same be passed.

E. B. RAUB, Chairman.
BOYNTON J. MOORE.

INTRODUCTION OF GENERAL AND SPECIAL ORDINANCES

By the City Controller:

GENERAL ORDINANCE NO. 25, 1927

AN ORDINANCE, creating Fund No. 12, "Temporary Salaries and Wages," in the City Clerk Department, and transferring the sum of Four Hundred Dollars (\$400.00) from Fund No. 24 in the City Clerk's Department and reappropriating the same to said Fund No. 12, "Temporary Salaries and Wages," and declaring a time when the same shall take effect.

Be it Ordained by the Common Council of the City of Indianapolis, Ind.:

Section 1. That there is hereby created in the City Clerk's Department a fund to be known as Fund No. 12, "Temporary Salaries and Wages."

Section 2. That there be and is now hereby transferred from Fund No. 24, Department of City Clerk, the sum of Four Hundred Dollars (\$400.00) and the same is hereby reappropriated to Fund No. 12, "Temporary Salaries and Wages," in the Department of City Clerk.

Section 3. Whereas, an emergency exists for the immediate transfer of the above mentioned sum, this ordinance shall be in full

force and effect immediately upon its passage and approval by the mayor.

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

By the City Controller:

GENERAL ORDINANCE NO. 26, 1927

AN ORDINANCE, transferring and reappropriating certain funds under the Department of Public Safety and declaring a time when same shall take effect.

Be it Ordained by the Common Council of the City of Indianapolis, Ind.:

Section 1. That there be and is hereby transferred from the Fire Department Fund No. 44, General Materials, under the Department of Public Safety, the sum of Two Thousand Five Hundred (\$2,500.00) Dollars and that the same be and is hereby reappropriated as follows:

One Thousand (\$1,000.00) Dollars to Fire Department Fund No. 33, Garage and Motor Supplies;

One Thousand Five Hundred (\$1,500.00) Dollars to Fire Department Fund No. 41, Building Materials, under the Department of Public Safety.

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

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

By the City Controller:

GENERAL ORDINANCE NO. 27, 1927

AN ORDINANCE, transferring and reappropriating certain funds under the Department of Public Safety and declaring a time when the same shall take effect:

Be it Ordained by the Common Council of the City of Indianapolis, Ind.:

Section 1. That there be and is hereby transferred from the Police Department Fund No. 33, Garage and Motor Supplies, under the Department of Public Safety, the sum of One Thousand Five Hundred (\$1,500.00) Dollars and that the same be and is hereby reappropriated as follows:

Five Hundred (\$500.00) Dollars to Police Department Fund No. 26, Other Contractual Services.

On Thousand (\$1,000.00) Dollars to Police Department Fund No. 45, Repair Parts, all under the Department of Public Safety.

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

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

By Mr. Dorsett:

GENERAL ORDINANCE NO. 28, 1927

AN ORDINANCE making Thirty-Fourth Street, between Meridian Street and Crown Hill, a stop street for all motor vehicles between the hours of eight A. M. and six P. M.; requiring the Board of Public Safety to erect stop signs along the same; providing a penalty and fixing a time when the same shall take effect.

Be it Ordained by the Common Council of the City of Indianapolis, Ind.:

Section 1. It shall be unlawful for any vehicles to cross Thirty-Fourth Street between Meridian Street and Crown Hill in the City of Indianapolis between the hours of eight A. M. and six P. M. without first coming to a stop.

Section 2. Any person found guilty of violating this Ordinance shall be fined in any sum not to exceed twenty-five (\$25.00) dollars to which may be added one day in the Marion County Jail.

Section 3. This Ordinance shall be in full force and effect from and after its passage.

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

By Mr. Dorsett:

GENERAL ORDINANCE NO. 29, 1927

AN ORDINANCE, prohibiting the dredging of streams with'n one thousand (1,000) feet of any bridge, viaduct or aqueduct in the City of Indianapolis providing a penalty for the same, repealing all Ordinances or parts of Ordinances in conflict therewith and fixing a time when the same shall take effect.

Be it Ordained by the Common Council of the City of Indianapolis, Ind.:

Section 1. It shall be unlawful for any person or persons, firm partnership or corporation to dredge or excavate for gravel, any stream or creek within the City of Indianapolis, within One Thousand (1,000) feet of any bridge, viaduct or aqueduct within the City of Indianapolis, Indiana.

Section 2. Any person, persons, firm, partnership or corporation found guilty of violating any section of this Ordinance shall be fined in any sum not to exceed Five Hundred (\$500.00) Dollars, to which shall be added thirty (30) days imprisonment in the Marion County Jail.

Section 3. All Ordinances or parts thereof in direct conflict with this Ordinance shall hereafter be held null and void.

Section 4. This Ordinance shall be in full force and effect from and after its passage.

Which was read a first time and referred to the Committee on Law and Judiciary.

By Mr. Moore:

GENERAL ORDINANCE NO. 30, 1927

AN ORDINANCE prohibiting the construction of any amusement or entertainment house, picture shows, or theater within five hundred (500) feet of any permanent church building or church property now situated in the City of Indianapolis, providing a penalty and fixing a time when the same shall take effect.

Be it Ordained by the Common Council of the City of Indianapolis, Ind.:

Section 1. It shall be unlawful for any person or persons, individual, corporation or partnership to erect within five hundred (500) feet of any permanent church building or church property, a theater, picture show or other amusement or entertainment house.

Section 2. Any person, firm or individual found guilty of the same, shall be fined fifty (\$50.00) Dollars to which may be added imprisonment in the Marion County jail not to exceed thirty (30) days. Each and every day shall constitute a separate offence.

Section 3. This ordinance shall be in full force and effect from and after its passage.

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

By Mr. Moore:

GENERAL ORDINANCE NO. 31, 1927

AN ORDINANCE to amend General Ordinance No. 114, 1922, entitled, "An ordinance dividing the City of Indianapolis into districts for the purpose of regulating and restricting the location of trades, callings, industries, commercial enterprises and the location of buildings designed for specified uses; of classifying, regulating and determining the area of front, rear and side yards and other open spaces about buildings; of regulating and

determining the use and intensity of use of land and lot areas within such city; creating a board of zoning appeals, defining certain terms used in said ordinances; providing a penalty for its violation and designating the time when the same shall take effect," and fixing the time when the same shall take effect.

Be it Ordained by the Common Council of the City of Indianapolis, Ind.:

Section 1. That the U3 or business district as established by General Ordinance No. 114, 1922, and amendments thereto, be and the same is hereby amended, supplemented and changed so as to include the following described territory:

A. Beginning on the West property line of Meridian street at its intersection with the North property line of Twenty-Seventh street; thence North with the West property line of Meridian street a distance of eighty-four feet; thence West and parallel to the North property line of Twenty-Seventh street a distance of one hundred thirty-five feet; then South and parallel to the West property line of Meridian street a distance of eighty-four feet to the intersection of the North property line of Twenty-Seventh street thence East to the point or place of beginning,

Section 2. This ordinance shall go into effect upon its passage and approval by the Mayor.

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

By Mr. Bartholomew:

GENERAL ORDINANCE NO. 32, 1927

AN ORDINANCE to establish daylight saving time in the City of Indianapolis, declaring that Central Standard Time shall hereafter be advanced one hour for the purpose of daylight saving.

Be it Ordained by the Common Council of the City of Indianapolis, Ind.:

Section 1. That Central Standard Time shall hereafter be the official time within the City of Indianapolis, for the transaction of all City, Official and Private business, except that at 2:00 o'clock a. m., from the first Sunday in May of this year official time for the City of Indianapolis shall be advanced one hour and at 2:00 o'clock a. m., from the first Sunday in May of this year official time for the shall by the retarding of one hour be returned to Central Standard Time; that at 2:00 o'clock a. m. on the first Sunday in May until 2:00 o'clock a. m. of the last Sunday in October of each year thereafter such official time shall be observed; and all legal or official proceedings of the Common Council shall be regulated thereby and when by any ordinance, resolution or action of any municipal officer or body an act must be performed at or within a prescribed time it shall be so performed according to such official time.

Section 2. All clocks, watches or other time-pieces in or upon public buildings, maintained at the expense of the City of Indianapolis, shall be set and run according to the official time as provided in Section 1 hereof, and it is hereby made the duty of the officer or person having control of such building and premises to see that the said clocks, watches or other time-pieces are set or run in accordance with the official time as provided by this ordinance.

Section 3. All persons residing within the corporate limits of the City of Indianapolis and all persons, firms or corporations doing business within said City are hereby requested to set and run any and all clocks, watches or other time-pieces under their control (within the City) in accordance with the official time as provided by Section 1 of this ordinance.

Section 4. This ordinance shall be in full force and effect on and after its passage.

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

By Mr. Raub:

SPECIAL ORDINANCE NO. 5, 1927

AN ORDINANCE to annex to the City of Indianapolis in the State of Indiana certain territory contiguous thereto and fixing a time when the same shall take effect.

Be it Ordained by the Common Council of the City of Indianapolis, Ind.:

Section 1. That the following described territory in Marion County, in the State of Indiana, contiguous to said city be and the same is hereby annexed to and made a part of the City of Indianapolis, to-wit:

AN ORDINANCE to annex to the City of Indianapolis in the State Chicago, Indianapolis & Louisville (Monon) Railway Company fifty feet south of the south line of the northwest quarter of Section six (6) in Township sixteen (16) north, of Range four (4) east; thence east upon and along a line parallel to and fifty feet south of the south line of said northwest quarter to a point in the east line of the west half of said section; thence north upon and along said east line and the corporation line of said City of Indianapolis to the north line of said section; thence west in a straight line upon and along said north line (being the center line of 63rd Street) six hundred fifty-seven and four-tenths (657.4) feet to a point, thence in a northwesterly direction upon and along the center line of said 63rd street one hundred seventy-eight and six-tenths (178.6) feet to a point; thence south on a line parallel to the east line of the northwest quarter of said section six (6) (being the east line of the Edward A. Huffman property) four hundred eighty-one (481) feet

to a point; thence west on a line parallel to the north line of said Section six (6), (being the south line of said Huffman property) four hundred fifty-three (453) feet to a point; then north on a line parallel to the east line of the northwest quarter of said section six (6) (being the west line of said Huffman property) three hundred eighty-nine (389) feet, more or less, to the corporation line of said City of Indianapolis, being the north line of said Section six (6); thence west upon and along the north line of said section six (6) and an extension thereof, being the corporation line of said City of Indianapolis, to the east line of the right-of-way of said Chicago, Indianapolis & Louisville Railway Company; thence south upon and along said east line of said right-of-way, being the corporation line of said city of Indianapolis, to the place of beginning.

Section 2. This ordinance shall be in full force and effect from and after its passage and publication for two consecutive weeks in a daily newspaper of general circulation printed and published in said City of Indianapolis, as by statute required.

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

By Mr. Albertson:

Mr. President: I offer the following resolution and move its adoption:

RESOLUTION NO. 12, 1927

WHEREAS, the City of Indianapolis has been ordered by order of Harry N. Styner, First Deputy State Fire Marshal of the Indiana State Fire Marshal Department, dated April 1st, 1927, to vacate the two story brick hospital building known as Old City Hospital, and to discontinue the use of same for hospital purposes within 90 days of the date of said order, and to remove said building and all rubbish and debris resulting from such removal within twelve months from said date, and

WHEREAS, a committee of physicians, "acting in accordance with a letter from Mr. Wm. Boyce, City Clerk, directing them to make a survey for the members of the City Council of the City of Indianapolis, as to the proposed ordinance for a bond issue of \$1,700,000.00 for additional buildings at the Indianapolis City Hospital," has reported "after making a complete survey of the entire hospital, as well as a minute inspection of the old structure condemned by the State Fire Marshal's office, they arrived at the following conclusions: (1) They are unanimous in the opinion that these buildings should be vacated and torn down because they are at the present time a fire hazard and a menace to life and health. They believe that the City Board of Health is acting wisely in recommending that these buildings not only be replaced but that there be sufficient additions to meet the immediate demands for the hospitalization of the poor of the city. (2) On further investigation, they recommend the erection of a service building to do away with the inefficient care of patients and personnel at the present time, leaving that part of the service building which is of concrete con-

struction for future use. (3) They also recommend the erection of a new power house as an absolute necessity to meet the demands of this program for power, heat and light. (4) They agree whole-heartedly in the proposed plan of construction as outlined by the President of the Board of Health to carry out this proposed plan of construction to the best interests of the tax payers of the City of Indianapolis, firmly believing that the city will receive full value for each dollar spent."

WHEREAS, the Common Council of the City of Indianapolis likewise believe that immediate steps should be taken to comply with the order of the State Fire Marshal, and to provide adequate accommodation for the hospitalization of the poor of the City of Indianapolis, but at the same time takes the stand that they have been elected by the citizens of the City of Indianapolis to see to it that the city does receive full value for each dollar spent, and with all due respect for the reputable medical men who composed the aforesaid committee, and with proper reverence for their "firm belief," it is incumbent upon the Common Council of the City of Indianapolis to provide for the issuance of bonds of said city to pay for said improvements, and to take every precaution to know that the city will receive full value for every dollar spent.

BE IT THEREFORE RESOLVED, by the Common Council of the City of Indianapolis, that this Council has determined and does hereby determine to comply with the order of the State Fire Marshal respecting the vacation and removal of the "Old Hospital Building" of the City Hospital of said City, and has determined and does hereby determine to erect such new building or buildings as may hereafter be decided and determined by this Council, and for the purpose of obtaining sound technical advice as to the amount of money required for such improvements,

BE IT FURTHER RESOLVED, that this Council proceed at once to select by vote a competent architect to make an estimate of the amount of money required for such improvements; that such estimate be itemized so as to reveal approximately how much each of said proposed buildings would cost, together with all incidental and executive expenses pertaining thereto; and

BE IT FURTHER RESOLVED that when such architect shall have submitted his report and the same shall have been approved by this council, that a resolution of determination will be presented to this Council to give notice to the taxpayers of the determination of this Council to issue bonds in such sum as may hereafter be determined; that said resolution will authorize the proper legal officer to advertise for bids, and to prepare plans and specifications for said improvements; that said plans and specifications shall be submitted to this Council for its approval and also all bids thereon; that when said Council shall have approved the accepted bid, this Council will, at the proper time and in the proper manner, authorize the issuance of bonds in an amount sufficient to pay for the erection of such improvements and expenses incidental thereto.

Which was read a first time and referred to a Special

Committee consisting of Mr. Moore, Chairman; Messrs. Dorsett, Bartholomew, Ferguson and Todd.

By Mr. Albertson:

RESOLUTION NO. 13, 1927

WHEREAS, there is some question as to the validity of the occupation tax of \$15.00 for keeping, maintaining or operating a gasoline pump as provided for in Section 13 of Municipal Ordinance No. 476, and,

WHEREAS, the Standard Oil Company of Indiana has deposited with the Comptroller of the City of Indianapolis the sum of Three Thousand, Four Hundred and Sixty-Five Dollars (\$3,465.00) representing a tax of \$15.00 for each gasoline pump operated by it in the City of Indianapolis, with the understanding that in the event Section 13 of Municipal Ordinance No. 476 shall be found invalid the aforesaid amount of Three Thousand, Four Hundred and Sixty-Five Dollars (\$3,465.00) will be refunded to Standard Oil Company of Indiana.

NOW THEREFORE, Be it resolved by the Common Council of the City of Indianapolis that said payment of Three Thousand, Four Hundred and Sixty-Five Dollars (\$3,465.00) is accepted by the City of Indianapolis with the understanding that if Section 13 of Municipal Ordinance No. 476 is later determined to be invalid, the City of Indianapolis will refund to Standard Oil Company of Indiana the amount of Three Thousand, Four Hundred and Sixty-Five Dollars (\$3,465.00).

Which was read a first time and referred to the Committee on Law and Judiciary.

By Mr. Albertson:

RESOLUTION NO. 14, 1927

WHEREAS it is highly desirable to perfect the communication between different sections of the City and to reduce the congested traffic and minimize the hazards and perils incidental to motor transportation by relieving such congestion; and

WHEREAS it is highly desirable to carry out these purposes by the erection of a bridge over Fall Creek in the City of Indianapolis Marion County, State of Indiana, connecting Thirty-Eighth Street, over said Fall Creek, opening the same to traffic, relieving the congestion and minimizing the hazards and perils incidental to motor transportation over the Fair Grounds Bridge, and thus perfecting the communication between that section of the City which lies on the west bank of Fall Creek and the section which lies east of Fall Creek; and

WHEREAS it would further minimize the dangers of travel on the highways of this city, if said proposed bridge were so constructed as to eliminate the hazards and perils of the railroad cross-

ing of the east bank of said Fall Creek near said Thirty-Eighth Street;

BE IT RESOLVED by the Common Council of the City of Indianapolis, that the proper legal officer be and said proper legal officer is hereby ordered and directed to prepare plans and specifications for the construction of such bridge over Fall Creek at Thirty-Eighth Street, and make an estimate of the cost of such construction and submit said plans, specifications and estimates to this council for its approval; that said bridge be so designed by said proper legal officer to eliminate the railroad crossing on the east bank of Fall Creek, and that said bridge be of a width corresponding to the present width of Thirty-Eighth Street on the east side of said Fall Creek; and

BE IT FURTHER RESOLVED, that when such plans, specifications and estimates have been presented to and approved by this Council, that this Council give notice of its determination to issue bonds of the City of Indianapolis, in amount sufficient to pay the cost of the construction of said bridge according to such plans, specifications and estimate as approved by this Council, to the taxpayers of said City of Indianapolis, in order that proper appeal may be made to the State Tax Board thereof; and

BE IT FURTHER RESOLVED, that at the proper time and in the proper manner, the proper legal officer advertise for bids for the construction of said Bridge and he is hereby ordered and directed so to do, and that such bids be submitted to and approved by said council, and that said council shall have the power to ratify or reject such bid or bids as may be selected by said proper legal officer, and

BE IT FURTHER RESOLVED, that at the proper time and in the proper manner, this Council will pass an ordinance authorizing the issuance of bonds for such construction of said bridge, and expenses incidental thereto, according to the specifications, plans and estimate approved by said Council.

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

By Dr. Todd:

RESOLUTION NO. 15, 1927

WHEREAS, there was deposited with the City Comptroller the first day of March, 1927, the sum of One Hundred Thirty-Three Thousand Six Hundred Sixty Dollars Seventy-Eight Cents (\$133,660.78) which amount was for the city's share for the Gasoline Tax.

WHEREAS, there is a balance from 1926, of Three Thousand Ninety-Four Dollars Forty-Four Cents (\$3,094.44) which amount is likewise available for street repair.

WHEREAS, an emergency exists in that the public streets of the City of Indianapolis are in need of immediate repair, therefore, be it

Resolved by the Common Council of the City of Indianapolis, Indiana:

That the sum of One Hundred Thirty-Six Thousand, Seven Hundred Fifty-Five Dollars Twenty-two Cents (\$136,755.22) which amount represents the city's share of the Gasoline Tax, is hereby directed to be used by the Board of Public Works of the City of Indianapolis, for the immediate repair of streets, within the corporate limits of said city, all as provided by Section 10183, Burns R. S. 1926.

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

CALL FOR ORDINANCES ON SECOND READING

Mr. Bartholomew moved to suspend the rules for the consideration of General Ordinance No. 25, 1927. It was seconded by Dr. Todd and failed of adoption by the following vote:

Ayes, 6, viz.: Messrs. Albertson, Bartholomew, Ferguson, Moore, Todd and President Negley.

Noes, 1, viz.: Mr. Dorsett.

Not voting, Mr. Raub.

Mr. Albertson called for Resolution No. 11, 1927, for second reading. It was read the second time. On motion of Mr. Albertson, seconded by Mr. Dorsett, Resolution No. 11, 1927, was adopted by the following vote:

Ayes, 6, viz.: Messrs. Albertson, Bartholomew, Dorsett, Ferguson, Moore, and Dr. Todd.

Noes, 2, viz.: Mr. Raub and President Negley.

Dr. Todd called for Resolution No. 9, 1927, for second reading. It was read the second time.

On motion of Mr. Albertson, seconded by Mr. Bartholomew, Resolution No. 9 was stricken from the files by the following vote:

Ayes, 8, viz.: Messrs. Albertson, Bartholomew, Dorsett, Ferguson, Moore, Raub, Todd, and President Negley.

Mr. Bartholomew called for Resolution No. 7, 1927,

for second reading. It was read a second time. On motion of Mr. Bartholomew, seconded by Mr. Dorsett, Resolution No. 7, 1927, was adopted by the following vote:

Ayes, 7, viz.: Messrs. Albertson, Bartholomew, Dorsett, Ferguson, Moore, Todd and President Negley.

Noes, 1, viz.: Mr. Raub.

On motion of Mr. Moore, seconded by Mr. Albertson, Common Council recessed at 8:25 p. m. and reconvened at 8:35 p. m., with the same members present as before.

On order of President Negley, the Common Council reverted to the previous order of business, namely, "Reports from Committees."

REPORT FROM COMMITTEES

Indianapolis, Ind., April 4, 1927.

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

Gentlemen—We, your Special Committee to whom was referred General Ordinance No. 12, 1927, entitled Bonds for Professional Bondsmen, beg leave to report that we have had said ordinance under consideration, and recommend that the same be passed after being amended.

B. J. MOORE, Chairman,
O. RAY ALBERTSON,
WALTER R. DORSETT,
O. E. BARTHOLOMEW,
M. W. FERGUSON.

Indianapolis, Ind., April 4, 1927.

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 Resolution No. 7, 1927, entitled Investigation Civil Service Committee, beg leave to report that we have had said resolution under consideration, and recommend that the same be passed.

A. H. TODD, Chairman,
O. E. BARTHOLOMEW,
O. RAY ALBERTSON,
M. W. FERGUSON.

Indianapolis, Ind., April 4, 1927.

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. 14, 1927, entitled Bond Issue for Market House, beg leave to report that we have had said ordinance under consideration, and recommend that the same be passed.

A. H. TODD, Chairman.

Indianapolis, Ind., April 4, 1927.

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. 14, 1927, entitled Bond Issue for City Hospital, beg leave to report that we have had said ordinance under consideration, and recommend that the same be passed.

A. H. TODD, Chairman,
E. B. RAUB.

Mr. Dorsett called for General Ordinance No. 10, 1927, for second reading. It was read the second time. Mr. Moore presented the following letter from the Building Commissioner, requesting the passage of General Ordinance No. 10, 1927.

On motion of Mr. Dorsett, seconded by Mr. Moore, General Ordinance No. 10, 1927, was ordered engrossed, read a third time and placed upon its passage. General Ordinance No. 10, 1927, was read a third time and passed by the following vote:

Ayes, 7, viz.: Messrs. Bartholomew, Dorsett, Ferguson, Moore, Raub, Todd, and President Negley.

Noes, 1, viz.: Mr. Albertson.

Dr. Todd called for General Ordinance No. 14, 1927, for second reading. It was read a second time. On motion of Mr. Dorsett, seconded by Mr. Bartholomew, it was ordered stricken from the files by the following vote:

Ayes, 6, viz.: Messrs. Albertson, Bartholomew, Dorsett, Ferguson, Moore, and President Negley.

Noes, 2, viz.: Messrs. Raub and Todd.

Dr. Todd called for General Ordinance No. 15, 1927,

for second reading. It was read a second time. Dr. Todd made a motion to engross General Ordinance No. 15 for a third reading. It failed by want of a second.

On motion of Mr. Bartholomew, seconded by Mr. Raub, the Council voted to defer action on General Ordinance No. 15, 1927, until the next regular meeting and to invite the members of the Board of Health to be present at that meeting to explain to the Council their plans.

The above motion was passed by the following vote:

Ayes, 6, viz.: Messrs. Bartholomew, Dorsett, Ferguson, Moore, Raub, and President Negley.

Noes, 2, viz.: Messrs. Albertson and Todd.

Mr. Albertson presented the following written motion, seconded by Mr. Moore, and moved its adoption:

We respectfully submit for your approval and passage, section to amend sub-section of section A-226 of the 1926 Building Code, covering reinspection fee for inspection of advertising displays, other than street signs.

The present section as existing covers inspection fee for all advertising displays, with the exception of Outdoor Advertising and Bill Boards.

Outdoor Advertising and Bill Boards in the City of Indianapolis should be subject to inspection to assure the City Administration of the Physical Condition of these displays and to require necessary repairs being made when such structures are found to be in an unsafe or dangerous condition.

The attached proposal is presented to cover all phases of Advertising Displays as now covered in section A-226 and in addition to cover all Outdoor Advertising and Bill Boards.

Trusting this proposal will receive your immediate approval, we are,

Very truly yours,

BERT J. WESTON,

Building Commissioner.

Indianapolis, Ind., April 4, 1927.

Mr. President:

I move that Robert Frost Daggett, 922 Continental Bank Build-

ing, be selected as an advisory architect by this Council to report on the request for \$1,700,000 for new hospital buildings.

O. R. ALBERTSON.

President Negley declared Mr. Albertson's motion out of order. Mr. Albertson appealed from the ruling of the chair to the Council and the chair was not sustained on the following vote:

Ayes, 3, viz.: Messrs. Ferguson, Raub, and Todd.

Noes, 4, viz.: Messrs. Albertson, Bartholomew, Dorsett and Moore.

Mr. Albertson again moved the adoption of his previous motion, which failed by the following vote:

Ayes, 4, viz.: Messrs. Albertson, Bartholomew, Dorsett, and Moore.

Noes, 4, viz.: Messrs. Ferguson, Raub, Todd, and President Negley.

Mr. Moore called for Ordinance No. 12, 1927, for second reading. It was read the second time, Mr. Moore moved to amend General Ordinance No. 12, 1927, by striking out the words and figures \$25,000.00 and \$100.00 where they appear in the ordinance and inserting in lieu thereof the following: \$15,000.00 and \$50.00. Motion seconded by Mr. Bartholomew and adopted by the following vote:

Ayes, 7, viz.: Messrs. Albertson, Bartholomew, Dorsett, Ferguson, Moore, Raub, and President Negley.

Noes 1, viz.: Dr. Todd.

On motion of Mr. Moore, seconded by Mr. Raub, General Ordinance No. 12, 1927, as amended, was ordered engrossed, read a third time and placed upon its passage.

General Ordinance No. 12, 1927, was read a third time and passed by the following vote:

Ayes, 8, viz.: Messrs. Albertson, Bartholomew, Dor-

sett, Ferguson, Moore, Raub, Todd, and President Negley.

Mr. Bartholomew called for General Ordinance No. 13 for second reading. It was read a second time.

On motion of Mr. Bartholomew, seconded by Mr. Moore, General Ordinance No. 13, 1927, was ordered engrossed, read a third time and placed upon its passage.

General Ordinance No. 13, 1927, was read a third time and passed by the following vote:

Ayes, 8, viz.: Messrs. Albertson, Bartholomew, Dorsett, Ferguson, Moore, Raub, Todd, and President Negley.

Mr. Dorsett called for Resolution No. 10, 1927. It was read a second time. Mr. Raub, to whose committee this Resolution had been referred, moved that further action on this resolution be deferred until a public hearing could be had on call of the President of the Council, at which time members of the Board of Works and City Controller should be invited to be present. Mr. Raub's motion, seconded by Mr. Albertson, was passed by the following vote:

Ayes, 8, viz.: Messrs. Albertson, Bartholomew, Dorsett, Ferguson, Moore, Raub, Todd, and President Negley.

NEW BUSINESS

A general discussion was had on the matter of appropriating gasoline tax money for the repair of streets.

On motion of Mr. Albertson, seconded by Mr. Raub, the Common Council voted for deferring action on the gasoline tax money until the next regular meeting, at which time members of the Board of Works, the City Engineer and Street Commissioner should be invited to attend the meeting and bring data on the balance re-

maining in the fund, together with their recommendation for expenditures of the 1927 fund.

The above motion carried by the following vote:

Ayes, 8, viz.: Messrs. Albertson, Bartholomew, Dorsett, Ferguson, Moore, Raub, Todd and President Negley.

On motion of Mr. Moore, seconded by Dr. Todd, the Common Council of the City of Indianapolis adjourned at 9:50 o'clock p. m.

We hereby certify that the above and foregoing is a full, true and complete record of the proceedings of the Common Council of the City of Indianapolis, Indiana, held on the 4th day of April, 1927.

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

Claude E. Negley

Attest:

President.

William A. Boyce

City Clerk

(SEAL)