

## REGULAR MEETING

Monday, August 1, 1927, 7:30 P. M.

The Common Council of the City of Indianapolis met in regular session in the Council Chamber at 7:30 P. M., Monday, August 1, 1927, President Claude E. Negley in the chair.

The Clerk called the roll.

Present: Hon. Claude E. Negley, President, and eight members, viz.: O. Ray Albertson, O. E. Bartholomew, W. R. Dorsett, M. W. Ferguson, B. J. Moore, Edward B. Raub, Robert E. Springsteen, Dr. A. H. Todd.

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

## COMMUNICATIONS FROM MAYOR

July 25, 1927.

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

Gentlemen—I have today approved with my signature and delivered to Wm. A. Boyce, Jr., City Clerk, General Ordinance No. 53, 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 in said ordinance; 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.

AN ORDINANCE, authorizing the City Controller, of the City of Indianapolis, to make a temporary loan or loans of Seven Hundred Thousand (\$700,000.00) Dollars in anticipation of current revenues of such city actually levied and in course of collection for the fiscal year in which such loan or loans are made, and payable out of the current revenues of said city for the year of 1927; authorizing the

rate of interest to be charged therefor, providing for legal notice, appropriating the sum of Seven Hundred Ten Thousand (\$710,000.-00) Dollars for the payment of the bonds, and fixing a time when the same shall take effect.

Yours very truly,

JOHN L. DUVALL,

Mayor.

July 25, 1927.

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

Gentlemen—I have today approved with my signature and delivered to Wm. A. Boyce, Jr., City Clerk, General Ordinance No. 15, 1927.

AN ORDINANCE, authorizing the sale of One Thousand Seven Hundred (1700) bonds of One Thousand (\$1,000.00) Dollars each of the city of Indianapolis, payable from the Sinking Fund of said city or as may be required by law for the purpose of procuring money to be used for the purpose of constructing two (2) new ward buildings, each four stories in height; one new service building; one power plant building, tunnels, drains, driveways, sidewalks, machinery, engine and for general improvement furnishings and equipment, and for the payment for labor and architectural service, on land owned or acquired by the city for hospital purposes; Providing for legal notice and for the time and manner of advertising sales of bonds and all receipts of bids for the same, together with the mode and terms of sale, appropriating the proceeds of said sale of said bonds to the Department of Health and Charities of said city and fixing the time when the same shall take effect.

GENERAL ORDINANCE NO. 47, 1927

AN ORDINANCE, providing for the purchase of two new Stutz Police Patrol Wagons for the Indianapolis Police Department under the Department of Public Safety and declaring a time when the same shall take effect.

Yours very truly,

JOHN L. DUVALL,

Mayor.

July 25, 1927.

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

Gentlemen—I have today approved with my signature and delivered to Wm. A. Boyce, Jr., City Clerk, Special Ordinance No. 5, 1927.

AN ORDINANCE, to annex to the city of Indianapolis, In the State of Indiana, certain territory continuous thereto and fixing a time when the same shall take effect.

SPECIAL ORDINANCE NO. 9, 1927

AN ORDINANCE, authorizing the alienation, transfer and conveyance of real estate by the Board of Park Commissioners of the Department of Public Parks, to the State of Indiana, for the use of Indiana University, without appraisalment or the giving of notice and fixing a time when the same shall take effect.

Yours very truly,

JOHN L. DUVALL,

Mayor.

COMMUNICATIONS FROM CITY OFFICERS

August, 1, 1927.

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

Gentlemen—Attached please find copies of a General Ordinance authorizing the City of Indianapolis to make a temporary loan or loans for the use and benefit of the Board of Health of the City of Indianapolis for the sum of One Hundred Twenty-five Thousand (\$125,000.00) Dollars.

I respectfully recommend that this ordinance be passed.

Yours,

W. C. BUSER,

City Controller.

July 29, 1927.

Members of the Common Council,  
City of Indianapolis:

Before taking final action on Ordinance No. 46 pertaining to "Hopper" closet installations we wish to offer for your consideration the opinions of the three leading authorities on the Sanitary Laws of the State of Indiana and also the City of Indianapolis.

Trusting you will finally kill this unsanitary measure. We remain.

Yours respectfully,

Indianapolis Merchant

Plumbers Association.

G. T. WATSON, Sec'y.

GTW:MW

August, 1, 1927.

*Merchant Plumbers Association:*

Gentlemen—In answer to your letter asking our views on the proposed "Hopper Ordinance" now pending before the City Council, we as practical Plumbing Inspectors will say.

"That we have not seen such an installation for over thirty years and we are strongly opposed to the passage of this measure as it is strictly against all laws of "Modern Sanitation" and will absolutely be a menace to Public Health."

Yours respectfully,

JOSEPH H. SWAIN,

WM. C. PAUL,

City Plumbing Inspectors.

July 29, 1927.

*Merchant's Plumbing Association,  
Indianapolis, Indiana:*

Gentlemen—In answer to your inquiry relative to my opinion in regard to the hopper ordinance now pending before the City Council, please accept the following:

Personally I do not believe that the hopper ordinance should be passed as it is not in keeping with modern up to date sanitary plumbing.

Where sewer and water is available there is adequate sanitary plumbing equipment to take care of sewage disposal in a proper manner.

Respectfully yours,

H. G. MORGAN.

July 21, 1927.

*Mr. Bert Westover,  
Commissioner of Buildings,  
City Hall,  
Indianapolis, Indiana:*

*Dear Mr. Westover:*

On the afternoon of July 21 this department attended a public hearing held by city officials and taxpayers discussing the merits of proposed General Ordinance No. 46, 1927, concerning the legalizing of the installation of hopper toilets.

Section 2 of this proposed ordinance states that "installations hereinbefore provided for shall not be governed by the Plumbing Code of the city of Indianapolis." In this connection, however, we would call your attention to the Indiana Housing Law, Acts of 1913, Chapter 149, Section 36 on page 12, under which Section it is stated that under certain conditions the hopper toilet is prohibited.

We would also call your attention to the State Plumbing Rules and Regulations adopted by the Administrative Building Council of Indiana May 26, 1925 according to an Act of the General Assembly approved March 3, 1923, Article 7, Section 84, page 17, provides that "long hopper toilets or similar appliances shall not hereafter be installed."

Please note that both these quotations refer to certain classes of buildings. This fact was called to the attention of the Hearing Committee at the above mentioned public hearing.

Very truly yours,

A. E. WERT,

A. E. Wert, Director,

Division of Housing & Sanitation.

July 29, 1927.

*Indianapolis Merchants Plumbers Asso.,  
401 Castle Hall Building,  
City.*

Gentlemen—Complying with your request on the ideas of this Department relative to the Hopper Toilet we would like to state the following:

From the installations that we have seen we are of the opinion that it is a very unsanitary substitute for a toilet. The State Housing Law forbids such equipment for tenements. The Administrative Building Council also prohibits this type of toilet and would therefore make this new ordinance unconstitutional.

Trusting that your efforts will be rewarded in the defeat of this ordinance, we are,

Yours very truly,

BUREAU OF BUILDINGS

BERT J. WESTOVER.

Bert J. Westover,

Commissioner of Bldgs.

BJW:K

## REPORTS FROM STANDING COMMITTEES

Indianapolis, Indiana, August 1, 1927.

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

Gentlemen—We, your Special Committee to Investigate Switch on Dorman St., General Ordinance No. 45, beg leave to report that we have had said ordinance under consideration, and recommend that Committee be given more time.

WALTER R. DORSETT, Chairman.  
M. W. FERGUSON.  
O. E. BARTHOLOMEW.

Indianapolis, Indiana, August 1, 1927.

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

Gentlemen—We, your Committee on Public Works to whom was referred Resolution No. 20, 1927, beg leave to report that we have had said ordinance under consideration, and recommend that the same be stricken from the files.

E. B. RAUB, Chairman.  
A. H. TODD.  
BOYNTON J. MOORE.  
O. RAY ALBERTSON.  
R. E. SPRINGSTEEN.

Indianapolis, Indiana, August 1, 1927.

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

Gentlemen—We, your Committee on Safety, to whom was referred General Ordinance No. 75, 1927, entitled Transfere various funds, beg leave to report that we have had said ordinance under consideration, and recommend that the same be stricken from the files.

O. E. BARTHOLOMEW, Chairman.  
A. H. TODD.  
E. B. RAUB.  
M. W. FERGUSON.

Indianapolis, Indiana, August 1, 1927.

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

Gentlemen—We, your Committee on Board of Safety, to whom was referred General Ordinance No. 52, 1927, beg leave to report that

we have had said ordinance under consideration, and recommend that the same be not passed.

R. E. SPRINGSTEEN, Chairman.  
O. E. BARTHOLOMEW.  
A. H. TODD.  
O. RAY ALBERTSON.

Indianapolis, Indiana, August 1, 1927.

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

Gentlemen—We, your Committee on Public Health and Charities to whom was referred General Ordinance No. 54, 1927, entitled Amending Zoning Ordinance, beg leave to report that we have had said ordinance under consideration, and recommend more time be given the Committee.

A. H. TODD, Chairman.  
M. W. FERGUSON.  
WALTER R. DORSETT.  
BOYNTON J. MOORE.

Indianapolis, Indiana, August 1, 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 General Ordinance No. 70, 1927, beg leave to report that we have had said ordinance under consideration, and recommend that the same be not passed.

ROBT. E. SPRINGSTEEN, Chairman.  
O. RAY ALBERTSON.  
BOYNTON J. MOORE.  
O. E. BARTHOLOMEW.

Indianapolis, Indiana, August 1, 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 General Ordinance No. 74, 1927, beg leave to report that we have had said ordinance under consideration, and recommend that the same be not passed.

ROBT. E. SPRINGSTEEN, Chairman.  
O. RAY ALBERTSON.  
O. E. BARTHOLOMEW.  
E. B. RAUB.

Indianapolis, Indiana, August 1, 1927.

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

Gentlemen—We, your Committee on Special Committee, to whom was referred General Ordinance No. 76, 1927, entitled Bond issue \$415,000 for Gamewell, beg leave to report that we have had said ordinance under consideration, and recommend that more time be given Committee.

A. H. TODD, Chairman.  
O. E. BARTHOLOMEW.  
WALTER R. DORSETT.  
BOYNTON J. MOORE.  
M. W. FERGUSON.

INTRODUCTION OF GENERAL ORDINANCES  
By City Comptroller:

GENERAL ORDINANCE NO. 78, 1927

AN ORDINANCE, authorizing the City of Indianapolis, to make a Temporary Loan or Loans, for the use of the Board of Health of the City of Indianapolis, Indiana, in anticipation of its current revenues and payable out of the current revenues of said Board of Health for the year, 1927, authorizing the rate of interest to be charged therefor, providing for legal notice and fixing a time when the same shall take effect.

WHEREAS, the Board of Health of the City of Indianapolis, Indiana, on the 22nd day of August, 1927, will be and continue to be until the 15th day of December, 1927, without sufficient funds to pay its salary pay roll and other current expenses for Board of Health purposes, and

WHEREAS, the said current expenses and said pay rolls for said period will amount to approximately One Hundred and Twenty Five Thousand (\$125,000.00) Dollars, and

WHEREAS, the second semi-annual installment of taxes levied by the City of Indianapolis, for general Board of Health purposes, for the year 1926, and collectible on or before the 7th day of November, 1927, will amount to more than One Hundred and Fifty Thousand (\$150,000.00) Dollars,

NOW THEREFORE, be it resolved by the Board of Health of the City of Indianapolis, Indiana, that an ordinance be prepared and presented to the Common Council of the City of Indianapolis, Indiana, for passage for the making of a temporary loan or loans by the City of Indianapolis, for the total sum of One Hundred and Twenty Five Thousand (\$125,000.00) Dollars for the use of said Board of Health, for said purpose, at a rate of interest not to exceed six (6%) per cent per annum, and for a period not exceeding five months from the



date of such temporary loan or loans to be made in anticipation of the current revenues of the said Board of Health and collectible in the year 1927; Said loan or loans to bear interest at said rate, as herein stated from the time each parcel of said loan or loans are checked out for the use of the Board of Health, and

BE IT FURTHER RESOLVED, by said Board of Health, that there be and hereby is appropriated out of the current revenues of said Board of Health for the year 1927, for the purpose of paying said loan or loans and interest thereon as the same become due, the sum of One Hundred and Twenty Eight Thousand, One Hundred and Twenty Five (\$128,125.00) Dollars. NOW THEREFORE

*Be It Ordained by the Common Council of the City of Indianapolis, Indiana:*

Section 1. That the City Controller be and is hereby authorized and empowered to negotiate a Temporary Loan or Loans for the use of the Board of Health of the City of Indianapolis, Indiana, in anticipation of current revenues of said Board of Health for the year 1927, said Loan or Loans to be made for the total sum not to exceed One Hundred and Twenty Five Thousand (\$125,000.00) Dollars, and payable out of the current revenues of said Board at a rate of interest not to exceed six (6%) per cent per annum and for and during a period not exceeding five (5) months from the date thereof; Said Loan or Loans to be available and subject to check by said City for the use of said Board of Health, as follows:

Seventy Five Thousand (\$75,000.00) Dollars at the time said loan or loans is or are awarded, and Fifty Thousand (\$50,000.00) Dollars thirty days thereafter. Said loan or loans bearing interest not exceeding the rate as herein provided from the dates said money is subject to check. After the publication of the herein determination to issue such temporary loan or loans, and as provided in Section 2, of this ordinance, said loan or loans shall be left to the lowest bidder at competitive bidding on the annual rate of interest under conditions prescribed in notice of the same, which shall be published for at least one day in at least one daily newspaper of general circulation of said City; The Mayor and City Controller are hereby authorized and directed to execute the proper obligations of said City for the amount or amounts so borrowed, which shall also be counter-signed by the president of the Board of Health, and to the payment of said obligations the faith of the City of Indianapolis, is hereby irrevocably pledged.

Section 2. The Mayor, City Controller and Corporation Counsel are hereby authorized and directed to publish notice of the determination herein made, to issue the bonds or other evidence of indebtedness for such temporary loan or loans as required by law.

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 Finance.

By Mr. Bartholomew:

## GENERAL ORDINANCE NO. 79, 1927

AN ORDINANCE, amending Sections 3, 4, 5 and 6 of General Ordinance No. 49, 1926, by providing incinerators, fixing a penalty, declaring an emergency and fixing a time when the same shall take effect.

*Be It Ordained by the Common Council of the City of Indianapolis, Indiana:*

Section 3. Any person, firm, corporation or association who shall violate any provision of this ordinance shall upon conviction of for the first offense be subject to a fine of not less than \$100, nor more than \$200, and for the second or any subsequent offense be subject to a fine of not less than \$100, nor more than \$200, to which may be added imprisonment in the Marion County Jail for not less than thirty days nor more than sixty days.

Section 4. All ordinances or parts of ordinances which may be in conflict with this ordinance are, insofar as they so conflict, hereby repealed.

Section 5. If any section or any part of any section of this ordinance shall be declared unconstitutional by a court of competent jurisdiction then the remainder shall not be affected thereby and such other provisions shall continue in full force and effect:

Section 6. WHEREAS, an emergency has been declared to exist, this ordinance shall be in full force and effect from and after its passage.

"Be and the same is now hereby amended to read as follows:"

Section 3. That any person, firm, corporation or association who shall dispose of garbage or refuse on any private or public dump within the City of Indianapolis, Marion County, Indiana, shall hereafter use an incinerator for the same.

Section 4. Any person, firm, Corporation or Association who shall violate any provision of this ordinance shall upon conviction for the first offense be subject to a fine of not less than \$100, nor more than \$200, and for the second or any subsequent offense be subject to a fine of not less than \$100, or more than \$200, to which may be added imprisonment in the Marion County Jail for not less than thirty days nor more than sixty days.

Section 5. All ordinances or parts of ordinances which may be in conflict with this ordinance are hereby repealed. If any section or any part of any section of this ordinance shall be declared unconstitutional by a court of competent jurisdiction, then the legality of this ordinance shall not be effected thereby and such other provision shall continue in full force and effect.

Section 6. WHEREAS, an emergency has been declared to exist 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 Health.

GENERAL ORDINANCE NO. 80, 1927

AN ORDINANCE, providing for bond to be furnished by all taxicab companies operating the same on and over the Streets and thoroughfares of the City of Indianapolis, providing for the advertising of the same, fixing a penalty, repealing all ordinances in conflict thereto, declaring an emergency 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 any person, firm, corporation or individual operating one or more motor vehicles for hire over the streets of the City of Indianapolis, shall hereafter give bond in the sum of Fifteen Thousand (\$15,000.00) Dollars, to the City of Indianapolis, Marion County, Indiana.

Section 2. Any person, firm or corporation, partnership or association who shall violate any provision of the ordinances shall upon conviction be fined in any sum not to exceed Two Hundred (\$200.00) Dollars, to which may be imprisonment in the Marion County Jail, not to exceed sixty (60) days either or both.

Section 3. All ordinances or parts of ordinances which may be in conflict with this ordinance are hereby now repealed.

Section 4. WHEREAS, an emergency has been declared to exist, 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. Moore:

GENERAL ORDINANCE NO. 81, 1927

AN ORDINANCE, to amend Paragraph F, of Section 3 of General Ordinance No. 17, 1927, an ordinance to regulate traffic in the streets, alleys and public places of the City of Indianapolis, defining violations thereof, repealing all ordinances in conflict therewith, declaring a penalty and designating a time when the same shall take effect.

*Be It Ordained by the Common Council of the City of Indianapolis, Indiana:*

Section 1. That Paragraph F, of Section 3 of the above entitled ordinance is hereby amended to read as follows:

Section 3. (f) All vehicles, city and interurban cars and public busses approaching and of the following named streets and avenues shall come to a complete stop before continuing into or across same: North Capitol avenue from Washington street to Westfield boulevard; Meridian street from Troy avenue to the Canal; East New York street from Delaware street to Dorman street; Marlow avenue from Dorman street to Arsenal; East New York street from Arsenal to Emerson avenue; East Michigan street from Big Rour Railroad tracks to Emerson avenue; Washington street from City limits east to city limits west; Maple Road boulevard from Northwestern avenue to Fall Creek; Fall Creek Boulevard north; Washington boulevard from Fall Creek to Canal; Delaware street from Washington street north to Thirty-second street; Burdsal Parkway from Northwestern avenue to East Riverside drive; Northwestern avenue from Fifteenth street to the city limits; Kentucky avenue from Washington street to the city limits; Clifton street from Roach street to Thirty-sixth street; Indiana avenue from Ohio street to Sixteenth street; Sixteenth street from Sugar Grove to White River parkway; Virginia avenue from Washington street to Prospect street; Madison avenue from South street to the city limits; Twenty-ninth street from Capitol avenue to East Riverside drive; Pleasant Run boulevard from Meridian street east to Prospect street; Morris street from Madison avenue to west city limits; Prospect street from Fountain Square east to Keystone avenue; Twenty-fifth street from Delaware east to Sherman drive; Thirtieth street from city limits west to city limits east; on Central avenue from Thirty-fourth street north to city limits; State street from Michigan street to Naomi street. The above named streets and avenues as set out in this sub-section (f) are hereby declared to be preferential streets for the purpose of regulating traffic upon or crossing over same.

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

By Dr. Todd:

#### GENERAL ORDINANCE NO. 82, 1927

AN ORDINANCE, to abolish the Board of Zoning Appeals, declaring an emergency and fixing a time when the same shall take effect.

WHEREAS, the Board of Zoning Appeals is no longer of benefit or use to the taxpayers of the City of Indianapolis, and

WHEREAS, the said Board of Zoning Appeals has violated and misused its office, and

WHEREAS, the same was created illegally by an ordinance of the Common Council, the same being General Ordinance No. 45, 1926, and

WHEREAS, there has been numerous requests to the Common Council to abolish the same, NOW THEREFORE

*Be It Ordained by the Common Council of the City of Indianapolis, Indiana:*

Section 1. That the Board of Zoning Appeals of the City of Indianapolis, Indiana, is now abolished.

Section 2. The City Plan Commission as now established by law is hereby and herewith reinvested with all the authority, rights and privileges of the City Board of Zoning Appeals.

Section 3. That this ordinance shall be in full force and effect from and after its passage and signature of the Mayor.

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

By Mr. Moore:

GENERAL ORDINANCE NO. 83, 1927

AN ORDINANCE, to direct the Indianapolis Water Company to comply with an order of the Board of Public Works ordering the Indianapolis Water Company to install a water main on East Twenty-First Street from Sherman Drive to the City limits, prescribing penalty for each days violation of the same, and designing a time when the same shall take effect.

*Be It Ordained by the Common Council of the City of Indianapolis, Indiana:*

Section 1. That the Indianapolis Water Company be ordered, and the said Indianapolis Water Company is hereby ordered, to comply with an order of the Board of Public Works of the City of Indianapolis issued on the 30th day of January, 1925, ordering the said Water Company to install its water main on East Twenty-first street from Sherman Drive to the city limits and to fully complete said extension of said water main on or before the first day of October, 1927.

Section 2. That said Indianapolis Water Company, for failure to comply with the provisions of this order, shall pay to the City of Indianapolis the penal sum of Fifty (\$50) Dollars per day for each day's delay in the completion of said work on or before the first day of October, 1927.

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

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

By Mr. Moore:

GENERAL ORDINANCE NO. 84, 1927

AN ORDINANCE, to repeal General Ordinance 15, 1927, an ordinance "authorizing the sale of One Thousand Seven Hundred (1700) bonds of One Thousand (\$1000.00) Dollars each of the City of

Indianapolis, payable from the sinking fund of said City or as may be required by law for the purpose of procuring money to be used for the purpose of constructing two (2) new ward buildings, each four stories in height; One new service building; One power plant building, tunnels, drains, driveways, sidewalks, machinery, engine and for general improvement, furnishings and equipment, and for the payment for labor and architectural services, on land owned or acquired by the City for hospital purposes; Providing for legal notice and for the time and manner of advertising sales of bonds and all receipts of bids for the same, together with the mode and terms of sale, appropriating the proceeds of said sale, of said bonds to the Department of Health and Charities of said City and fixing the time when the same shall take effect," and designating a time when the same shall take effect.

*Be It Ordained by the Common Council of the City of Indianapolis, Indiana:*

Section 1. WHEREAS, there is some question as to the legality of the provisions of General Ordinance 15, 1927, and inasmuch as the date of the bonds provided for in said ordinance is set at May 1, 1927, which is two and one half (2½) months prior to the passage of the ordinance, AND WHEREAS

The Board of Health of the City of Indianapolis failed to provide the Common Council with accurate data from which it secured its estimate of One Million Seven Hundred Thousand (\$1,700,000.00) Dollars, therefore General Ordinance 15, 1927, is herewith and hereby in all things repealed, rescinded and made void.

Section 2. WHEREAS, an emergency exists for the immediate enactment of this ordinance to protect the public welfare and taxpayers of the City, this ordinance shall be in full force and effect from and after its passage.

Which was read a first time and referred to a special committee consisting of Mr. Moore, chairman; Mr. Dorsett, Mr. Ferguson, Mr. Todd, Mr. Bartholomew.

#### SPECIAL ORDINANCE NO. 10, 1927

AN ORDINANCE, changing the name of Cornell avenue between Fifty-ninth (59th) street and Sixty-fourth (64th) street, in the City of Indianapolis, to Winthrop Avenue, and fixing a time when the same shall take effect.

WHEREAS, there has been numerous petitions before the Common Council of the City of Indianapolis, Indiana, asking that the name of Cornell Avenue, beginning where the same intersects and crosses Fifty-ninth (59th) Street and extending to Sixty-fourth (64th) Street in the City of Indianapolis, be changed to Winthrop Avenue, and

WHEREAS, a majority of the residents along said thoroughfare have petitioned said Common Council, NOW THEREFORE

*Be It Ordained by the Common Council of the City of Indianapolis, Indiana:*

Section 1. That the street name, Cornell Avenue, between Fifty ninth (59th) and Sixty-fourth (64th) Streets be and the same is hereby changed to Winthrop Avenue.

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 Public Works.

SPECIAL ORDINANCE NO. 11, 1927

AN ORDINANCE, annexing certain territory to the City of Indianapolis, Indiana, defining a part of the boundary line of said city, and fixing the time when the same shall take effect.

*Be It Ordained by the Common Council of the City of Indianapolis, Indiana:*

Section 1. That the City of Indianapolis be and the same is hereby extended so as to include the following described territory, all of which is hereby annexed to and made a part of the territory constituting and forming the city of Indianapolis, in Marion County, Indiana:

Beginning at the east line of White River, also the present corporation line, with its intersection with the north line of Kessler Blvd.; thence in a southwestwardly direction on and along the north property line of Kessler Blvd., to the west property line of Cooper Ave., also the west line of Kessler Blvd.; thence south along the west property line of Kessler Blvd., to its intersection with the center line of 17th St., and the present corporation line; thence east 50 ft. to the center line of Kessler Blvd.; thence north along the center line of Kessler Blvd., to the center line of 20th St.; thence east and north along and on the present corporation line to the point or place of beginning.

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

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

By Mr. Albertson:

SPECIAL ORDINANCE NO. 21, 1927

Resolution to Permit Improvement of Forty-ninth Street Within the City of Indianapolis, Indiana.

WHEREAS, the Board of County Commissioners have determined that

"A roadway, the continuation of 49th Street, City of Indianapolis, Indiana, beginning at the Monon Railroad as the Western terminus and running East to Keystone Avenue, a paved highway, as an eastern terminus of said roadway, the total being less than three miles to wit: Approximately 1 ½ miles."

It is a public utility and should be improved by paving same, and

WHEREAS, a contract has been let for the improvement of said roadway and bonds ordered to be sold to take care of cost of same by the County Commissioners of Marion County, Indiana, and

WHEREAS, it is found that part of said roadway (a distance of about two blocks) runs within the city limits of Indianapolis, Indiana, and that it is necessary for the Common Council to give its permission for the building of said roadway within the city limits of Indianapolis, Indiana.

THEREFORE, be it resolved: That the Common Council of the City of Indianapolis, Indiana, in session this \_\_\_\_\_ day of August, 1927, does hereby permit the Board of County Commissioners of Marion County to improve by paving, the roadway which is a continuation of 49th Street, City of Indianapolis, Indiana, beginning at the Monon Railroad as a western terminus and running East to Keystone Avenue, a paved highway as an Eastern terminus of said roadway, the total being less than three miles to-wit: Approximately 1 ½ miles, which roadway runs for a short distance within the city limits of Indianapolis, Indiana.

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

Mr. Albertson made a motion to have a public hearing at 1:30, August 11, in the Council Chamber on Special Ordinance No. 11.

The motion was seconded by Mr. Springsteen, and passed by the following vote:

Ayes, 5; viz: Mr. Albertson, Mr. Ferguson, Mr. Raub, Mr. Springsteen, Pres. Negley.

Noes, 4, viz: Mr. Bartholomew, Mr. Dorsett, Mr. Moore, Dr. Todd.

#### ORDINANCES ON SECOND READING

Mr. Dorsett called for General Ordinance 75, 1927, for second reading. It was read a second time.



Mr. Dorsett made a motion to strike General Ordinance 75, 1927, from the files. The motion was seconded by Mr Bartholomew and carried by the following vote:

Ayes, 7: Mr. Bartholomew, Mr. Dorsett, Mr. Ferguson, Mr. Raub, Mr. Springsteen, Dr. Todd, Pres. Negley.

Noes, 2, viz: Mr. Albertson, Mr. Moore.

Mr. Springsteen made a motion that General Ordinances 52, 70, and 74, 1927, be stricken from the files. The motion was seconded by Mr. Bartholomew and carried by the following roll call vote:

Ayes, 9; viz: Mr. Albertson, Mr. Bartholomew, Mr. Dorsett, Mr. Ferguson, Mr. Moore, Mr. Raub, Mr. Springsteen, Dr. Todd, Pres. Negley.

Mr. Dorsett called for Resolution 20, 1927, for second reading. It was read a second time.

On motion of Mr. Raub, seconded by Dr. Todd, Resolution 20, 1927, was ordered stricken from the files.

#### UNFINISHED BUSINESS

Mr. Raub made a motion to suspend the rules for the consideration of General Ordinance 84, 1927. The motion was seconded by Dr. Todd, and carried by the following roll call vote:

Ayes, 9, viz: Pres. Negley, Albertson, Moore, Todd, Dorsett, Mr. Ferguson, Mr. Moore, Mr. Raub, Mr. Springsteen.

Mr. Raub called for General Ordinance 84, 1927, for second eading. It was read a second time.

On motion of Mr. Raub, seconded by Dr. Todd, General Ordinance 84, 1927, was ordered engrossed, read a third time and place upon its passage.

General Ordinance 84, 1927, was read a third time by the Clerk, and passed by the following vote:

Ayes, 9, viz: Mr. Albertson, Mr. Bartholomew, Mr. Dosestt, Mr. Ferguson, Mr. Moore, Mr. Raub, Mr. Springsteen, Dr. Todd, Pres. Negley.

On motion of Dr. Todd, seconded by Mr. Raub, the Common Council of the City of Indianapolis adjourned at 9:20 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 1st day of August, 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)