

JOURNAL OF PROCEEDINGS

OF THE

Common Council

OF THE

CITY OF INDIANAPOLIS

In Marion County, in the State of Indiana

SPECIAL MEETING

Monday, January 6, 1930.

The Common Council of the City of Indianapolis met in the Council Chamber, January 6, 1930, at 12:15 noon, Councilman James A. Houck in the chair, acting as temporary chairman, pursuant to the following call:

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

Gentlemen:

You are hereby notified that there will be a Special Meeting of the

Common Council held in the Council Chamber on January 6, at 12:15 noon.

The purpose of such Special Meeting being to elect presiding officers of the Common Council of the City of Indianapolis for the year 1930, who shall serve until noon of the first Monday in January, 1931, and the appointment of the Council standing committees.

Respectfully,

FRED C. GARDNER.
C. A. HILDEBRAND.
MAURICE E. TENNANT.
C. I. WHEATLEY.
LEO F. WELCH.

I, Henry O. Goett, Clerk of the Common Council of the City of Indianapolis, do hereby certify that I have served the above and foregoing notice to each and every member of the Common Council prior to the time of such Special Meeting, pursuant to the rules.

In Witness Whereof, I have hereunto affixed my signature and caused the seal of the City of Indianapolis to be affixed.

HENRY O. GOETT,
City Clerk.

(SEAL.)

Which was read.

Mr. Houck called the meeting to order.

Mr. Welch made a motion to the effect that Mr. Houck act as temporary chairman for the meeting. The motion was seconded by Mr. Morgan and adopted by consent.

The Clerk called the roll.

Present: James A. Houck, Chairman, and eight members, viz.: Fred C. Gardner, George A. Henry, C. A. Hildebrand, Charles C. Morgan, Ernest C. Ropkey, Maurice E. Tennant, Leo F. Welch, Clarence I. Wheatley.

Mr. Houck announced the first business in order to be the election of a presiding officer for the year 1930.

Whereupon Councilman Leo F. Welch placed in nomination the name of Ernest C. Ropkey, which nomination was seconded by Councilman Charles C. Morgan.

Councilman George A. Henry moved that the nominations be closed, which was seconded by Maurice E. Tennant. Carried.

Councilman Leo F. Welch moved that the Clerk be instructed to vote the nine votes of the Council for Councilman Ernest C. Ropkey for President for 1930, which was seconded by Fred C. Gardner. Carried.

Mr. Houck declared Councilman Ernest C. Ropkey elected President of the Common Council of the City of Indianapolis for the year 1930.

Thereupon President Ernest C. Ropkey took the chair.

President Ernest C. Ropkey addressed the members of the Council, thanking them for his election as President of the Council.

President Ernest C. Ropkey announced the next business in order to be the election of a President Pro Tem.

Councilman Charles C. Morgan placed in nomination Councilman C. A. Hildebrand, which was seconded by Councilman Leo F. Welch.

Councilman Charles C. Morgan moved that the nominations be closed, which was seconded by Councilman Fred C. Gardner. Carried.

Councilman Charles C. Morgan moved that the Clerk be instructed to vote nine votes of the Council for Councilman C. A. Hildebrand for President Pro Tem. for the year 1930, which was seconded by Councilman Leo F. Welch. Carried.

President Ernest C. Ropkey then announced the next order of business to be the appointment of the Council Committees. The appointments announced by President Ernest C. Ropkey were as follows:

COMMON COUNCIL

STANDING COMMITTEES FOR 1930

1. *Finance Committee*—James A. Houck, Chairman; Leo F. Welch, Fred C. Gardner, C. A. Hildebrand, Maurice E. Tennant.

2. *Public Works Committee*—C. A. Hildebrand, Chairman; Maurice E. Tennant, Charles C. Morgan, Fred C. Gardner, Leo F. Welch.

3. *Public Safety Committee*—Maurice E. Tennant, Chairman; Clarence I. Wheatley, Leo F. Welch, Charles C. Morgan, Fred C. Gardner.

4. *Public Health and Charities Committee*—Leo F. Welch, Chairman; James A. Houck, George A. Henry, Charles C. Morgan, Maurice E. Tennant.

5. *Parks Committee*—Fred C. Gardner, Chairman; James A. Houck, Clarence I. Wheatley, C. A. Hildebrand, George A. Henry.

6. *Law and Judiciary Committee*—George A. Henry, Chairman; Maurice E. Tennant, Clarence I. Wheatley, C. A. Hildebrand, Charles C. Morgan.

7. *City Welfare Committee*—Clarence I. Wheatley, Chairman; James A. Houck, George A. Henry, C. A. Hildebrand, Fred C. Gardner.

8. *Election Committee*—Charles C. Morgan, Chairman; Leo F. Welch, George A. Henry, James A. Houck, Clarence I. Wheatley.

On motion of Councilman Charles C. Morgan, seconded by Councilman George A. Henry, the Common Council adjourned at 12:30 p. m., January 6, 1930.

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 6th day of January, 1930, at 12:15 noon.

In witness whereof we have hereunto subscribed our

signatures and caused the seal of the City of Indianapolis to be affixed.

Ernest C Popkey

President.

Attest:

Henry O Goett

City Clerk.

(SEAL.)





REGULAR MEETING

Monday, January 6, 1930, 7:30 p. m.

The Common Council of the City of Indianapolis met in the Council Chamber at City Hall, Monday, January 6, 1930, at 7:30 p. m., in regular session, President Ernest C. Ropkey in the chair.

The Clerk called the roll.

Present: Ernest C. Ropkey, President, and eight members, viz.: Fred C. Gardner, George A. Henry, C. A. Hildebrand, James A. Houck, Charles C. Morgan, Maurice E. Tennant, Leo F. Welch, Clarence I. Wheatley.

President Ropkey called on Mayor Reginald H. Sullivan, who addressed the Council with a few brief remarks.

On motion of Mr. Welch, seconded by Mr. Henry, the reading of the Journal for the previous meeting was dispensed with.

COMMUNICATIONS FROM THE MAYOR

December 31, 1929.

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 William A. Boyce, Jr., City Clerk, the following ordinances:

APPROPRIATION ORDINANCE No. 18, 1929

AN ORDINANCE appropriating Six Hundred Dollars (\$600.00) out of the unexpended balance for the year 1929 to the Board of Public Works Administration Fund No. 13 for the payment of expert witness fees in the Pleasant Run Main Sanitary Interceptor Sewer case, and fixing a time when the same shall take effect.

GENERAL ORDINANCE No. 105, 1929

AN ORDINANCE transferring moneys from certain numbered funds and reappropriating the same to other numbered funds of the Department of Public Health and Charities, and fixing a time when the same shall take effect.

GENERAL ORDINANCE No. 108, 1929

AN ORDINANCE authorizing the purchase of a seven-passenger sedan automobile to be used by the Chief of the Police Department of the City of Indianapolis, and fixing a time when the same shall take effect.

Very truly yours,

L. ERT. SLACK,
Mayor.

January 3, 1930.

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 William A. Boyce, Jr., City Clerk, the following ordinance:

SPECIAL ORDINANCE No. 17, 1930

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

Very truly yours,

L. ERT. SLACK,
Mayor.

January 4, 1930.

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

Gentlemen:

I have the honor of presenting to your Honorable Body for consideration the offer of the General Outdoor Advertising Company to construct, erect and maintain a luminous tube electric sign at the Holt entrance of the Municipal Airport.

Recently this company very generously made this offer and it was presented to the Board of Public Works on December 27, 1929, and I wish to call attention to the resolution of such board, a copy of which I herewith enclose, in which the offer was accepted and approved, and a suitable entrance was authorized to be constructed, the plans for which are now under way.

It is suggested to your Honorable Body that the offer of the General Outdoor Advertising Company, being in the nature of a gift or donation to the city, should be accepted and the entrance, which is now known as the north entrance leading from the national road south into the airport area, be named and designated the "Holt Entrance," so as to identify it and distinguish it from the entrance at the east end of the airport area.

A resolution of your Honorable Body following the lines of the Board of Public Works would be sufficient in the premises.

Very truly yours,

L. ERT. SLACK,
Mayor.

December 27, 1929.

WHEREAS, It is deemed advisable to improve and designate the name for the north entrance to the Indianapolis Municipal Airport;

WHEREAS, The General Outdoor Advertising Company have generously proposed and offered to construct, erect and maintain the luminous tube electric sign at said entrance.

THEREFORE, BE IT RESOLVED, By the Board of Public Works, that the north entrance of the Municipal Airport be named and designated Holt Entrance, and that the offer and proposal of the General Outdoor Advertising Company made in their letter to Mayor L. Ert. Slack December 27, 1929, "copy of which is made a part of this resolution," is accepted with full appreciation of this Board, and the Superintendent of the Municipal Airport is authorized and directed to cause to be constructed certain entrance work in accordance with plans prepared by said General Outdoor Advertising Company and said Superintendent, which are approved by this Board.

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Board of Public Works.

January 4, 1930.

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

Gentlemen:

On the 31st day of December, 1928, pursuant to Resolution No. 8, 1928, adopted by the Common Council, the city entered into a written contract with Messrs. Fred C. Gause and John W. Holtzman, attorneys, whereby they became counsel for the City of Indianapolis in relation to the Citizens Gas Company and the litigation involving rights, title and interest of the city therein at a salary of \$7,500.00 each per year.

By the terms of the resolution and the contract it is provided: "that if said matters are not finally disposed of at the end of the year 1929 said employment may be continued subject to the approval of the governing body of the City of Indianapolis, until all matters aforesaid are finally closed, at the same rate of compensation, to be computed and paid each year or part thereof until the close of the said services, etc."

The Mayor and Controller are authorized to execute the contract subject to the approval of the said governing body, namely, the City Council. The litigation is still pending in the United States District

Court at Indianapolis and the counsel employed are engaged in that litigation and handling the situation in a most acceptable manner. It is quite necessary that the employment should be extended under the terms of the resolution and original contract.

Therefore, the Honorable Sterling R. Holt, present City Controller, and myself have executed an extension of the contract for a period of one year beginning January 1, 1930, and I have the honor to herewith enclose and present such original contract with the extension so executed for the approval of your Honorable Body.

It is needless to state or outline the importance of this litigation in which the City of Indianapolis has a very great interest in protecting its rights and ownership of the Citizens Gas Company, and we do not hesitate to approve and request of your Honorable Body approval of the extension of this contract with the counsel of the city who are now and for some time have been engaged in this litigation.

Respectfully submitted,

L. ERT. SLACK,
Mayor.

COMMUNICATIONS FROM CITY OFFICIALS

January 6, 1930.

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

Gentlemen:

Attached please find copies of General Ordinance No. 1, 1930, authorizing the City Controller of the City of Indianapolis to make a temporary loan in the sum of Seven Hundred Thousand (\$700,000.00) Dollars in the anticipation of current revenues of such city actually levied and in course of collection for the fiscal year in which loan is made payable out of the current revenues of said city for the year 1930.

I respectfully recommend the passage of this ordinance.

Yours very truly,

STERLING R. HOLT,
City Controller.

January 6, 1930.

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

Gentlemen:

Attached please find copies of General Ordinance No. 2, 1930, authorizing the City of Indianapolis, Indiana, to make a temporary loan or loans in the sum of One Hundred Seventy-five Thousand (\$175,000.00) Dollars for the use of the Board of Health of the City of Indianapolis.

I respectfully recommend the passage of this ordinance.

Yours very truly,

STERLING R. HOLT,
City Controller.

January 4, 1930.

Hon. Sterling R. Holt, City Controller, Indianapolis, Indiana:

Dear Mr. Holt:

Acting under instructions of the Board of Health, I am handing you herewith fifteen copies of an ordinance providing for a temporary loan in the sum of \$175,000.00 for the use of the Board of Health of the City of Indianapolis, in anticipation of its current revenues and payable out of the current revenues of said Board of Health for the year 1930.

The Board of Health respectfully requests that you present this ordinance to the Common Council with recommendation for its early passage.

Respectfully yours,

B. HOWARD CAUGHRAN,
Attorney for Board of Health.

January 6, 1930.

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

Gentlemen:

Attached please find copies of General Ordinance No. 3, 1930, creating the office of Captain of License Inspection in the Police Department

under the Department of Public Safety, defining the power and duty thereof, fixing the salary thereof, and appropriating the sum of Thirty-three Hundred (\$3,300.00) Dollars for the payment of said salary.

I respectfully recommend the passage of this ordinance.

Yours very truly,

STERLING R. HOLT,
City Controller.

January 6, 1930.

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

Gentlemen:

We are submitting herewith fifteen copies of an ordinance creating the office of Captain of License Inspection in the Police Department, under the Department of Public Safety, defining the power and duty thereof and appropriating the sum of Thirty-three Hundred (\$3,300.00) Dollars as salary for such position, and respectfully recommend the passage of this ordinance.

Very truly yours,

BOARD OF PUBLIC SAFETY.

By C. R. MYERS,
President.

January 6, 1930.

Sterling R. Holt, City Controller, City of Indianapolis:

Dear Sir:

The Board of Safety respectfully requests you to prepare an ordinance to present to the Common Council, creating the office of Captain of License Inspection in the Police Department, under the Department of Public Safety, defining the power and duty thereof and appropriating the sum of Thirty-three Hundred (\$3,300.00) Dollars as salary for such position.

Very truly yours,

BOARD OF PUBLIC SAFETY.

By C. R. MYERS,
President.

January 6, 1930.

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

Gentlemen:

Attached please find copies of Appropriation Ordinance No. 1, 1930, appropriating the sum of Seven Thousand Five Hundred (\$7,500.00) Dollars to several numbered funds in the Department of Public Health and Charities, for the purpose of continuing their efforts to prevent the further spread of spinal meningitis.

I respectfully recommend the passage of this ordinance under suspension of rules.

Yours very truly,

STERLING R. HOLT,
City Controller.

January 6, 1930.

Hon. Sterling R. Holt, City Controller, Indianapolis, Indiana:

Dear Sir:

Attached hereto you will find fifteen copies of Appropriation Ordinance No. 1, 1930, appropriating to the Department of Public Health and Charities the sum of Seven Thousand Five Hundred (\$7,500.00) Dollars, to be used by the Board of Health in its efforts to control and prevent the further spread of a disease known as spinal meningitis within the corporate limits of the City of Indianapolis. The Board of Health respectfully requests that you present this ordinance to the Common Council with recommendation that the same be passed.

Very truly yours,

B. HOWARD CAUGHRAN,
Attorney for Board of Health.

INTRODUCTION OF GENERAL ORDINANCE

By City Controller:

GENERAL ORDINANCE No. 1, 1930

AN ORDINANCE, authorizing the City Controller of the City of Indianapolis to make a temporary loan or loans in the sum of Seven Hundred Thousand (\$700,000.00) Dollars in the 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 payable out of the current revenues of said city for the year 1930, authorizing the rate of interest to be charged therefor, providing for legal notice, appropriating the sum of Seven Hundred Fifteen Thousand (\$715,000.00) Dollars for the payment of the bonds and interest thereon and fixing a time when the same shall take effect.

WHEREAS, The said city will be and continue to be until the 15th day of May, 1930, without sufficient funds to meet current expenses for municipal purposes, and

WHEREAS, The first semi-annual installment of taxes for the year 1930, and collectible on or about the 15th day of May, 1930, will amount to more than Seven Hundred Fifteen Thousand (\$715,000.00) Dollars. NOW, THEREFORE, BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF INDIANAPOLIS, INDIANA:

Section 1. The City Controller is hereby authorized and empowered to negotiate a temporary loan or loans in anticipation of the current revenues of said city actually levied and in course of collection for the fiscal year of 1930 not to exceed the total sum of Seven Hundred Thousand (\$700,000.00) Dollars, for a period not to exceed the time fixed in this ordinance, at a rate of interest not to exceed six (6%) per cent. The City Controller is further authorized and empowered to negotiate such loan or loans in the following amounts: Two Hundred Fifty Thousand (\$250,000.00) Dollars on January 14, 1930, to run for a period not to exceed one hundred twenty-one (121) days thereafter at a rate of interest not to exceed six (6%) per cent, and Two Hundred Fifty Thousand (\$250,000.00) Dollars on February 28, 1930, to run for a period not to exceed seventy-seven (77) days thereafter, at a rate of interest of not to exceed six (6%) per cent, and Two Hundred

Thousand (\$200,000.00) Dollars on March 31, 1930, to run for a period not to exceed forty-five (45) days thereafter at a rate of interest not to exceed six (6%) per cent; the sale date of said bonds or other evidence of indebtedness shall not be later than January 14, 1930; after the publication of the notice of the determination thereof to issue bonds, warrants or other evidence of indebtedness for such temporary loan or loans as provided for by law and this ordinance; said loan or loans shall be let to the lowest and best bidder after the determination to issue the same has been published by at least one publication, one day, in one newspaper in the City of Indianapolis. The Mayor and City Controller are hereby authorized and directed to execute the proper obligations of the City of Indianapolis for the above mentioned amount; and to the payment of such obligations, the faith of the city is hereby irrevocably pledged.

Sec. 2. The sum of Seven Hundred Fifteen Thousand (\$715,000.00) Dollars is hereby appropriated to Fund No. 6, Office of the City Controller.

Sec. 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 City Controller:

GENERAL ORDINANCE No. 2, 1930

AN ORDINANCE authorizing the City of Indianapolis, Indiana, to make a temporary loan or loans in the sum of One Hundred Seventy-five Thousand (\$175,000.00) Dollars, 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 1930, 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 19th day of December, 1929, adopted the following resolution, spread of record, and made a part of the records of said Board:

"RESOLUTION No. —, 1929

WHEREAS, The Board of Health of the City of Indianapolis, Indiana, on the 15th day of January, 1930, will be and continue to be, until the 15th day of May, 1930, without sufficient funds to meet its payroll and other current expenses for general Board of Health purposes; and,

WHEREAS, The said payroll and other current expenses for said period will amount to approximately One Hundred Seventy-five Thousand (\$175,000.00) Dollars; and,

WHEREAS, The first semi-annual installment of taxes levied by the said City of Indianapolis for general Board of Health purposes for the year 1930, and collectible on or before the 5th day of May, 1930, will amount to more than One Hundred Seventy-nine Thousand Three Hundred and Seventy-five (\$179,375.00) 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 said City of Indianapolis, Indiana, for the total principal sum of One Hundred Seventy-five Thousand (\$175,000.00) Dollars for the use of the Board of Health for said purposes, at a rate of interest not to exceed six per cent (6%) per annum and for a period not to exceed five months from the date of such temporary loan or loans to be made in anticipation of the current revenues of said Board of Health, collectible in the year 1930; each parcel of said loan or loans to bear interest at a rate as herein provided from the time same is checked out for the use of said Board of Health; and,

BE IT FURTHER RESOLVED by the said Board of Health that there be and is hereby appropriated out of the current revenues of said Board of Health for the year 1930, for the purpose of paying said loan or loans together with interest thereon after the same become due, the sum of One Hundred Seventy-nine Thousand Three Hundred Seventy-five (\$179,375.00) Dollars."

AND, WHEREAS, A temporary loan in the sum of One Hundred Seventy-five Thousand (\$175,000.00) Dollars, for the use of the Board of Health in anticipation of the current revenues of said Board collectible in the year 1930, is necessary for the purpose of meeting the

payroll and other necessary current expenses of said Board. NOW, THEREFORE, BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF INDIANAPOLIS, INDIANA:

Section 1. The City Controller be and he 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 1930, actually levied and in the course of collection, said loan or loans not to exceed a total sum of One Hundred Seventy-five Thousand (\$175,000.00) Dollars, and payable out of the current revenues of said Board of Health, at a rate of interest not to exceed six per cent per annum and for a period not exceeding the period set out in this ordinance. Said loan or loans shall be let to the lowest and best bidder or bidders at competitive bidding on the annual rate of interest under conditions prescribed in the notice of same, which notice shall be published for at least one day in at least one daily newspaper of general circulation published in said City of Indianapolis, Indiana. The Mayor and City Controller are hereby authorized and directed to execute the proper obligations of the City of Indianapolis for the amount or amounts so delivered, which obligations shall also be countersigned by the President of the Board of Health of said city. To the payment of such obligations the faith of the City of Indianapolis, Indiana, is hereby irrevocably pledged.

Sec. 2. One Hundred Thousand (\$100,000.00) Dollars of said temporary loan shall be borrowed by said city so as to be available for the use of said Board of Health on the 15th day of January, 1930, and shall run for a period not to exceed five months thereafter; the remaining Seventy-five Thousand (\$75,000.00) Dollars of said temporary loan shall be borrowed by said city so as to be available for the use of the said Board of Health on February 28, 1930, and shall run for a period not to exceed four months thereafter. Each of said installments shall bear interest from the date the same is available for the use of said Board of Health and a rate of interest not to exceed that herein provided.

Sec. 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 Health and Charities.

By City Controller:

GENERAL ORDINANCE No. 3, 1930.

AN ORDINANCE creating the office of Captain of License Inspection in the Police Department under the Department of Public Safety in the city of Indianapolis, Indiana, defining the power and duty thereof, fixing the salary thereof, appropriating the sum of Thirty-three Hundred (\$3,300.00) Dollars for the payment of said salary, 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. In order to enforce General Ordinance No. 100, 1929, it is necessary that the office of Captain of License Inspection in the Police Department under the Department of Public Safety be and it is hereby created and an emergency now exists for the creation of said office and the appointment thereunder and the appropriation of certain moneys therefor.

Sec. 2. That there be and is hereby created and authorized the office of Captain of License Inspection in the Police Department under the Department of Public Safety of the City of Indianapolis.

Sec. 3. That the salary of the Captain of License Inspection be and is hereby fixed in the sum of Thirty-three Hundred (\$3,300.00) Dollars per annum, payable at the rate of Two Hundred Seventy-five (\$275.00) Dollars per month, and there is hereby appropriated to the Department of Public Safety Police Fund No. 11, "Salaries and Wages, Regular," out of any unappropriated funds of the City of Indianapolis for the year 1930 the sum of Thirty-three Hundred (\$3,300.00) Dollars, for the purpose of paying the salary of said Captain of License Inspection heretofore authorized.

Sec. 4. It shall be the duty of said Captain of License Inspection to investigate all applications for licenses and report his findings to the City Controller and to enforce the collection of all license fees required by statute or ordinance. He shall investigate all complaints and at intervals shall inspect all billiard rooms within the city and make reports of his inspections and any violations of any law of the State or ordinances of the City of Indianapolis to the City Controller.

Sec. 5. This ordinance shall be in full force and effect from and after its publication according to law.

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

INTRODUCTION OF RESOLUTION

By Mayor L. Ert. Slack:

RESOLUTION No. 1, 1930

WHEREAS, Pursuant to Resolution No. 8, 1928, of the Common Council of the City of Indianapolis, the Mayor and Controller of the City of Indianapolis entered into a contract with John W. Holtzman and Fred C. Gause, employing them as special attorneys for the City of Indianapolis in relation to all legal questions and proceedings in connection with the franchise and contract of the Citizens Gas Company of Indianapolis with the said city; and,

WHEREAS, Said contract expired on the 31st day of December, 1929; and,

WHEREAS, Pursuant to Resolution No. 8, 1928, the said contract so expiring has been extended by L. Ert. Slack, Mayor, and Sterling R. Holt, Controller, subject to the approval of the Common Council of the City of Indianapolis; and,

WHEREAS, The litigation arising out of the contract and franchise of the Citizens Gas Company of Indianapolis with said city is still in the United States Court and has not been fully determined nor decided, and it is necessary for the best interests of the City of Indianapolis to continue and carry on said litigation until it is finally determined and settled; and,

WHEREAS, The Common Council has heretofore appropriated the moneys necessary for the payments to said special counsel for the year 1930. Now, therefore, be it

RESOLVED, By the Common Council of the City of Indianapolis, Indiana:

Section 1. That the extension and continuation of the contract by and between the said City of Indianapolis and John W. Holtzman and Fred C. Gause as special counsel for said city in relation to all legal questions and proceedings arising out of or connected with the contract between said city and the Citizens Gas Company of Indianapolis, is hereby approved and ratified, a copy of which said contract and extension is attached hereto.

Sec. 2. That the compensation and payment for the services of said John W. Holtzman and Fred C. Gause, special counsel, be made pursuant to the terms of the original contract, and said payments are hereby ratified and approved.

This agreement witnesseth that the City of Indianapolis, Indiana, by the Mayor of said city, and Sterling R. Holt, its Comptroller, and in pursuance to a resolution of the City Council thereof, passed on the 21st day of December, 1928, authorizing the same to be done, does hereby employ John W. Holtzman and Fred C. Gause as special attorneys for said city in relation to all legal questions and proceedings now existing or which may hereafter exist arising out of or connected with the contract with and the franchise held by the Citizens Gas Company of Indianapolis, or the incorporators thereof, and in which said city is interested, or which may affect the rights of said city.

The legal services to be performed by said attorneys are to include counsel and advice, any negotiations in relation to said subject-matter, drafting of any proposed new acts or amendments to existing laws and appearing for and representing said city, or any officer or board thereof in any litigation that may be brought either against said city or any officer or board thereof, or that may be brought on behalf of said city or any such officer or board, as well as in any litigation in which such city may be interested, although not a party, that relates to the aforesaid subject-matter.

It is understood that said attorneys shall not have the power to bind said city by any act or contract in relation to the subject-matter, without the express authority of said city, except in matters relating to practice and procedure in actions in court.

In consideration for such services said city agrees to pay to said attorneys the sum of \$7,500.00 each for the first year or part thereof

after the beginning of employment, the same to be paid monthly in equal installments, it being understood that the minimum payment hereunder is \$7,500.00 to each of said attorneys, and provided that if said employment is terminated by the completion of their services, or otherwise, before the expiration of the year 1929, then the balance remaining unpaid of said sum shall be then paid to said attorneys.

That said employment may be continued, subject to the approval of the governing body of said city, and subject also to an appropriation being made therefor each year thereafter, until all matters aforesaid are finally closed, and for all services performed after the end of the year 1929 said city shall pay each of said attorneys at the same, or such other rate, then agreed upon by them and the governing body of said city, so long as such services are performed.

The foregoing employment is to begin on January 1, 1929, and to continue, as above provided, until all questions relating to the subject-matter in which said city is interested are settled and disposed of. Said special counsel shall act as special assistants to and in co-operation with the legal department of said city.

In Witness Whereof, this contract is executed by said city by and through L. Ert. Slack, the Mayor, and Sterling R. Holt, its Comptroller, and by said John W. Holtzman and Fred C. Gause, this 31st day of December, 1928.

CITY OF INDIANAPOLIS.

By L. ERT. SLACK,

Mayor.

STERLING R. HOLT,

Comptroller.

JOHN W. HOLTZMAN.

FRED C. GAUSE.

Attest:

WILLIAM A. BOYCE, JR.,

City Clerk.

The foregoing agreement by and between the City of Indianapolis and John W. Holtzman and Fred C. Gause, dated December 31, 1928, employing the said John W. Holtzman and Fred C. Gause as special counsel for

said city in relation to all legal questions and proceedings arising out of or connected with the contract between said city and the Citizens Gas Company of Indianapolis, is hereby extended and continued for one year beginning January 1, 1930, subject to all the terms and conditions thereof, and subject to the approval of the Common Council of said city.

Dated this 3rd day of January, 1930.

CITY OF INDIANAPOLIS.

By L. ERT. SLACK,

Mayor.

STERLING R. HOLT,

Controller.

.....
FRED C. GAUSE.

Attest:

.....
City Clerk.

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

Mr. Welch made a motion that the rules be suspended as to the time of filing of copies of ordinances, and that Appropriation Ordinance No. 1, 1930, be received and considered by the Council. The motion was seconded by Mr. Morgan and passed by the following roll call vote:

Ayes, 9, viz.: Mr. Gardner, Mr. Henry, Mr. Hildebrand, Mr. Houck, Mr. Morgan, Mr. Tennant, Mr. Welch, Mr. Wheatley, Mr. Ropkey.

INTRODUCTION OF APPROPRIATION ORDINANCE

By City Controller:

APPROPRIATION ORDINANCE No. 1, 1930.

AN ORDINANCE appropriating the sum of Seven Thousand Five Hundred (\$7,500.00) Dollars from the unappropriated balance of the General Fund for the year 1930, to the Department of Public Health and Charities, declaring an emergency, and fixing a time when said ordinance shall take effect.

WHEREAS, The Common Council of the City of Indianapolis, Indiana, at the request of the Board of Health, on the 23rd day of December, 1929, by Resolution No. 8, 1929, appropriated the sum of Five Thousand (\$5,000.00) Dollars from Controller's Fund 2-26 (reserve for contingencies) for the use of the Board of Health in its efforts to control and eradicate a disease known as spinal meningitis within the corporate limits of the City of Indianapolis; and,

WHEREAS, Only One Thousand Nine Hundred Sixty-seven Dollars and Eighteen Cents (\$1,967.18) of the amount so appropriated was actually expended for the purposes aforesaid during the fiscal year 1929, resulting in the reversion of the balance of said appropriation to the General Fund at the end of said fiscal year; and,

WHEREAS, The Board of Health, under authority of the aforesaid resolution, contracted debts and obligations in the further sum of approximately Fourteen Hundred Fifty (\$1,450.00) Dollars for the aforesaid purposes, which debts and obligations should be paid, but were not and could be paid out of the aforesaid appropriation before it reverted by operation of law as aforesaid; and,

WHEREAS, The Board of Health, by its Resolution No. 1, 1930, duly adopted and spread of record, resolved that an extraordinary emergency still exists for the appropriation of a further sum of Seven Thousand Five Hundred (\$7,500.00) Dollars to the Department of Public Health and Charities, to be used by said Board of Health in its efforts to control, prevent the spread of, and eradicate the disease

known as spinal meningitis in the City of Indianapolis, Indiana.
THEREFORE BE IT ORDAINED BY THE COMMON COUNCIL
OF THE CITY OF INDIANAPOLIS, INDIANA:

Section 1. That an extraordinary emergency exists by reason of the existence and threatened spread of a disease known as spinal meningitis within the corporate limits of the City of Indianapolis, requiring the expenditure by the Board of Health of sums of money not provided for in the budget of the Department of Public Health and Charities for the year 1930.

Sec. 2. That there be and hereby is appropriated out of the unappropriated balance in the General Fund for the year 1930 and transferred to the various numbered funds of the Department of Public Health and Charities, the total sum of Seven Thousand Five Hundred (\$7,500.00) Dollars, in amounts as follows:

To Board of Health General Fund No. 11.....	\$1,000.00
To Board of Health General Fund No. 317.....	2,250.00
To Board of Health General Fund No. 343.....	400.00
To Board of Health General Fund No. 321.....	350.00
To City Hospital General Fund No. 343.....	2,800.00
To City Hospital Training School Fund No. 12.....	700.00

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

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

Mr. Hildebrand asked for a recess of ten minutes. The motion was seconded by Mr. Welch, and the Council recessed at 8:30 p. m.

The Council reconvened from its recess at 8:45, with the same members present as before.

COMMITTEE REPORTS

Indianapolis, Ind., January 6, 1930.

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. 1, 1930, entitled "Temporary Loan of \$700,000," beg leave to report that we have had said ordinance under consideration, and recommend that the same be passed under suspension of rules.

J. A. HOUCK, Chairman.
FRED C. GARDNER.
LEO F. WELCH.
MAURICE E. TENNANT.
CARL A. HILDEBRAND.

Indianapolis, January 6, 1930.

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. 2, 1930, entitled "Temporary Loan of \$175,000," beg leave to report that we have had said ordinance under consideration, and recommend that the same be passed under suspension of rules.

LEO F. WELCH, Chairman.
MAURICE E. TENNANT.
GEORGE A. HENRY.
CHARLES C. MORGAN.
J. A. HOUCK.

ORDINANCES ON SECOND READING

Mr. Houck called for General Ordinance No. 1, 1930, for second reading. It was read a second time.

On motion of Mr. Houck, seconded by Mr. Hildebrand, the rules were suspended for consideration and passage of General Ordinance No. 1, 1930, by the following roll call vote:

Ayes, 9, viz.: Mr. Gardner, Mr. Henry, Mr. Hildebrand, Mr. Houck, Mr. Morgan, Mr. Tennant, Mr. Welch, Mr. Wheatley, President Ropkey.

On motion of Mr. Houck, seconded by Mr. Morgan, General Ordinance No. 1, 1930, was ordered engrossed, read a third time and placed upon its passage.

General Ordinance No. 1, 1930, was read a third time by the Clerk, and passed by the following roll call vote:

Ayes, 9, viz.: Mr. Gardner, Mr. Henry, Mr. Hildebrand, Mr. Houck, Mr. Morgan, Mr. Tennant, Mr. Welch, Mr. Wheatley, President Ropkey.

Mr. Welch called for General Ordinance No. 2, 1930, for second reading. It was read a second time.

Mr. Welch asked for suspension of the rules for consideration and passage of General Ordinance No. 2, 1930. The motion was seconded by Mr. Tennant, and passed by the following roll call vote:

Ayes, 9, viz.: Mr. Gardner, Mr. Henry, Mr. Hildebrand, Mr. Houck, Mr. Morgan, Mr. Tennant, Mr. Welch, Mr. Wheatley, President Ropkey.

On motion of Mr. Welch, seconded by Mr. Gardner, General Ordinance No. 2, 1930, was ordered engrossed, read a third time and placed upon its passage.

General Ordinance No. 2, 1930, was read a third time by the Clerk and passed by the following roll call vote:

Ayes, 9, viz.: Mr. Gardner, Mr. Henry, Mr. Hildebrand, Mr. Houck, Mr. Morgan, Mr. Tennant, Mr. Welch, Mr. Wheatley, President Ropkey.

MISCELLANEOUS BUSINESS

Councilman Maurice E. Tennant nominated Councilman Fred C. Gardner for appointment by the Council to the City Planning Commission, which was seconded by Councilman George A. Henry. Councilman Henry moved that the nominations be closed, which was seconded by Councilman Maurice E. Tennant.

President Ernest C. Ropkey then put the nomination of Councilman Fred C. Gardner to an aye and no vote. Carried.

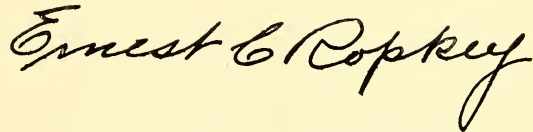
President Ernest C. Ropkey declared Councilman Fred C. Gardner duly appointed to the City Planning Commission.

Motion made by Mr. Welch to empower President Ernest C. Ropkey to refer to various committees of the present Council certain suggestions offered by the old Council, which were embodied in a resolution and adopted by the old Council in their meeting on December 16, 1929, for the guidance of the present Council in their future deliberations. The motion was seconded by Mr. Henry and adopted by unanimous vote.

On motion by Mr. Henry, seconded by Mr. Wheatley, the Common Council adjourned at 9:24 p. m.

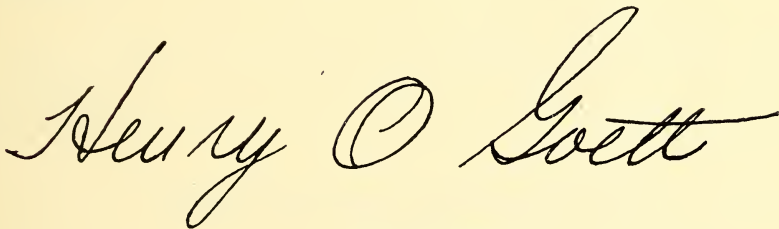
We hereby certify that the above and foregoing is a full, true and complete record of the proceedings of the Common Council of the City of Indianapolis, held on the 6th day of January, 1930, at 7:30 p. m.

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



President.

Attest:



City Clerk.

(SEAL.)