

REGULAR MEETING

Monday, October 5, 1942.

7:30 P. M.

The Common Council of the City of Indianapolis met in the Council Chamber at the City Hall, Monday, October 5, 1942, at 7:30 p. m. in regular session. President Bach in the chair.

The Clerk called the roll.

Present: Mr. Campbell, Dr. Hemphill, Mr. Moore, Mr. Moynahan, Mr. Ransom, Mr. Ropkey, Mr. Ross, Mr. Wood, President Bach.

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

COMMUNICATIONS FROM THE MAYOR

September 23, 1942.

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

Gentlemen:

I have this day approved with my signature and delivered to Mr. John M. Layton, City Clerk, the following ordinances:

APPROPRIATION ORDINANCE No. 18, 1942

AN ORDINANCE appropriating certain sums of money, aggregating a total of Five Thousand Dollars (\$5,000), in part from the anticipated, unappropriated and unexpended balance of the Sanitary Maintenance and General Expense Fund as of December 31, 1942, of the Department of Public Sanitation, and in part from a certain unappropriated and unexpended balance of the Department of Public Parks, both departments of the City of Indianapolis, Indiana, and allocating such sums to certain designated funds of said departments as per 1942 budget classification; and fixing a time when the same shall take effect.

GENERAL ORDINANCE No. 63, 1942

AN ORDINANCE authorizing the Board of Public Works and Sanitation and the Board of Health of the City of Indianapolis, Indiana, to purchase, through their duly authorized purchasing agent, certain supplies, material and equipment; and fixing a time when the same shall take effect.

GENERAL ORDINANCE No. 65, 1942

AN ORDINANCE to amend Section 44 of General Ordinance No. 96, 1928, of the City of Indianapolis, as amended by adding thereto subsection (115), and fixing a time when the same shall take effect.

GENERAL ORDINANCE No. 66, 1942

AN ORDINANCE transferring moneys from certain designated funds in the budget of the Street Commissioner in the Department of Public Works of the City of Indianapolis, Indiana, to certain other designated funds in said department as the same appear in the 1942 annual budget for said city; and fixing a time when the same shall take effect.

SPECIAL ORDINANCE No. 3, 1942

AN ORDINANCE authorizing the sale, alienation and conveyance of

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certain land of the City of Indianapolis, and fixing a time when the same shall take effect.

Respectfully,

R. H. SULLIVAN,

Mayor.

COMMUNICATIONS FROM CITY OFFICIALS

October 5, 1942.

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

Gentlemen:

In Re: General Ordinance No. 68, 1942 and
General Ordinance No. 70, 1942

I beg leave to report that in accordance with the laws of the State of Indiana, I caused notice of public hearing to be inserted in the Indianapolis Star and the Indianapolis Commercial that taxpayers would have the right to be heard on the above ordinances at the regular meeting of the Common Council to be held on the 5th day October, 1942, and by posting copy of said notices in the City Hall, Court House and Police Station.

Very truly yours,

JOHN M. LAYTON,

City Clerk.

October 5, 1942.

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

Gentlemen:

Submitted herewith are copies of General Ordinance No. 71, 1942, an ordinance to regulate and to license solicitations for charitable, patriotic, social welfare, benefit, philanthropic and other similar purposes, or which use such an appeal in connection with any sale to the public in the City of Indianapolis; requiring registration of those engaged in solicitations for religious purposes; prohibiting the use of false, deceptive or misleading statements or methods; providing for the creation and functioning of a Charity Solicitations Commission; designating a time when it shall become effective; and providing a penalty.

Very truly yours,

ERNEST C. ROPKEY,
Member.

October 5, 1942.

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

Gentlemen:

Submitted herewith is General Ordinance No. 72, 1942, amending sub-section (a) of Section 4 of General Ordinance No. 31, 1941, eliminating the one and one-half (1½) hour parking restrictions on

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the south side of Moore Avenue between Parker Avenue and Gray Street, and amending sub-section (b) of Section 1 of General Ordinance No. 11, 1941, to read Parker Avenue instead of Christian Street inasmuch as the name of the street has been changed to Parker Avenue.

We respectfully recommend the passage of this ordinance.

Respectfully submitted,

BOARD OF PUBLIC SAFETY,

By L. J. Keach,
President.

October 5, 1942.

**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. 73, 1942, transferring the sum of \$12,879.76 from Park Fund No. 26-B—Other Contractual, W. P. A. to Park Fund No. 26.

I respectfully recommend the passage of this general ordinance.

Yours very truly,

JAMES E. DEERY,
City Controller.

October 5, 1942.

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. 74, 1942, transferring the sum of \$5,500.00 from Board of Public Works, Administration, Gas Tax Fund No. 26 to Board of Public Works, Administration, Gas Tax Fund No. 73.

I respectfully recommend the passage of this ordinance.

Yours very truly,

JAMES E. DEERY,
City Controller.

At this time those present were given an opportunity to be heard on General Ordinance No. 68, 1942, and General Ordinance No. 70, 1942.

Mr. Ross asked for a recess. The motion was seconded by Mr. Moore and the Council recessed at 7:45 p. m.

The Council reconvened at 8:20 with the same members present as before.

COMMITTEE REPORTS

Indianapolis, Ind., October 5, 1942.

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. 67, 1942, entitled:

AN ORDINANCE prohibiting parking on a certain part
of 42nd Street;

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

JOSEPH G. WOOD
ERNEST C. ROPKEY
F. B. RANSOM
HARMON A. CAMPBELL
RALPH F. MOORE

Indianapolis, Ind., October 5, 1942.

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. 68, 1942, entitled:

AN ORDINANCE transferring moneys in the Department of Law budget;

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

ERNEST C. ROPKEY
F. B. RANSOM
JOSEPH G. WOOD
T. A. MOYNAHAN
GUY O. ROSS

Indianapolis, Ind., October 5, 1942.

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. 69, 1942, entitled:

AN ORDINANCE amending, repealing and adding certain sections of General Ordinance No. 121, 1925;

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

JOSEPH G. WOOD
ERNEST C. ROPKEY
F. B. RANSOM
HARMON A. CAMPBELL
RALPH F. MOORE

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

Gentlemen:

The City Plan Commission, at its regular meeting on October 5, 1942, approved and recommended the passage of General Ordinance No. 70, 1942, an ordinance to amend General Ordinance No. 114, 1922.

Very truly yours,

GEORGE F. ROOKER,
Secretary-Engineer,
CITY PLAN COMMISSION.

INTRODUCTION OF GENERAL ORDINANCES

By Councilman Ropkey:

GENERAL ORDINANCE No. 71, 1942

AN ORDINANCE to regulate and to license solicitations for charitable, patriotic, social welfare, benefit, philanthropic, and other similar purposes, or which use such an appeal in connection with any sale to the public in the City of Indianapolis, Indiana; requiring registration of those engaged in solicitations for religious purposes; prohibiting the use of false, deceptive or misleading statements or methods; providing for the creation and functioning of a Charity Solicitations Commission; designating a time when it shall become effective; and providing a penalty.

WHEREAS, the Common Council of the City of Indianapolis, Indiana, has determined that numerous persons, from time to time, have been and are continuing to solicit funds, property and aid in the City of Indianapolis, and to sell items of merchandise, on the representation that such funds, or a part thereof, so derived are to be used for charitable, patriotic, religious, or similar purposes, when in truth and in fact the same are used wholly, or in large part, for the private profit of the individuals promoting such solicitations; that a great variety of frauds and misleading devices are employed in such solicitations; that deliberate imitations of the names, slogans, and familiar devices of well known and worthy charitable and religious organizations are fraudulently used and imposed on the public; that as a result of such pernicious activities, worthy charitable and religious organizations are harmed by the suspicion engendered by these practices; that the residents of this city have in many cases been defrauded and imposed upon for lack of adequate regulation and protection from such practices; that the rapid increase in fraudulent solicitations by persons falsely claiming that they are acting for war or other patriotic purposes has created an emergency making immediate action necessary to prevent such fraudulent solicitations; and, that the public safety, morals, peace, comfort, convenience and general welfare demand the exercise of the police power of this city in the premises, by means of the enactment and enforcement of this ordinance, NOW THEREFORE,

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

Section 1. LICENSE NECESSARY. That the aforesaid preamble is here incorporated by this reference thereto and accordingly, it shall be unlawful for any person, firm, organization, co-partnership, company, society, association or corporation, or for any agent, member, officer or representative thereof, (each and all whereof are hereinafter included under the word "person", which shall also include all genders, and the plural number), directly or indirectly, to solicit money, donations of money or property or financial assistance of any kind, or to sell, or offer to sell any article, tag, service, emblem, publication, ticket, magazine, membership, book, card, chance, advertisement, advertising space, subscription, commodity, or anything else of value, on the plea or the representation that such sale or solicitation, or that all or any part of the proceeds, are for a charitable,

social service, welfare, benefit, benevolent, civic, fraternal, patriotic or philanthropic purpose, or that all or any part of the proceeds are for the benefit, use or welfare of the organization, or the cause under whose name, or in whose behalf, such solicitation is conducted, either on the streets, or the premises of any office or business, or by house to house canvass, or in any other place, either public or private, in the City of Indianapolis, by means of telephone, telegraph, messenger, personal solicitation, mail, radio, or public announcement, or in any other way than those just enumerated, unless such person shall have first been duly licensed, as provided in this ordinance: PROVIDED, however, That the provisions of this section shall not apply to solicitations by or in behalf of any established organization, society, association or corporation, which is organized and operated exclusively for philanthropic, benevolent, fraternal, charitable, religious, or reformatory purposes, and which is not operated for pecuniary profit and where no part of the proceeds or net earnings thereof inures to the benefit of any person, in his individual capacity, and where such solicitations are conducted among and are limited to the members thereof, by other members or officers thereof, so serving voluntarily and without remuneration; or where such solicitations from any persons may be in the form of collections or contributions from any person at the regular assembly or services of any church, religious organization or association, society, lodge, benevolent order or fraternity or similar organization, or of any branch thereof; and PROVIDED further, however, That this ordinance shall not apply to any other solicitations for any other purposes specifically permitted by law.

Section 2. CHARITY SOLICITATIONS COMMISSION CREATED.

There is hereby created for the administration of the matters regulated and controlled by this ordinance, a Charity Solicitations Commission, which shall be composed of six members, who shall serve without remuneration for such services, and who shall be appointed by the Mayor. In the beginning, the members of such Commission shall be appointed to serve as follows: two for one year, two for two years, and two for three years. At the expiration of their respective terms, there shall be appointed annually two members who shall serve for a term of three years. Any vacancies occurring shall be filled in the same manner as provided for in the original appointment. The Commission shall provide for and elect its own officers, including a secretary; determine the time and place of its meetings; and

shall, except as herein otherwise provided, have power to adopt such rules and regulations as in its own judgment shall be necessary for the conduct of its business and the proper administration of this ordinance. The Commission shall maintain an office either in the City Hall, or in such place as it may designate, and keep therein all its official records.

Section 3. APPLICATION.

Application for a license to solicit for any cause whatever, as provided in Section 1 of this ordinance, shall be sworn to by or in behalf of the applicant, and addressed to the Secretary of the Charity Solicitations Commission, and shall contain such pertinent data as the Commission may prescribe, including the following information, or in lieu thereof, a statement of the reason why such information cannot be furnished:

- (a) Name and address of the organization applying for a license.
- (b) Names and addresses of its principal officers and management.
- (c) Such information as may be necessary to describe the character of the organization under whose auspices the solicitation will be conducted. This should include such information as will be necessary to indicate the nature and type of the organization from a corporate, financial, organizational and civic standpoint.
- (d) The names and addresses of any other organizations or associations with which the applicant may be affiliated.
- (e) The purpose for which such solicitation is to be made.
- (f) The total amount of funds proposed to be raised.
- (g) The use or disposition to be made of any receipts therefrom.
- (h) A specific statement supported by reasons, and if available, figures, showing the need for such solicitation.

(i) The name and address of the person or persons who will be connected with, or in charge of organizing, conducting, managing, supervising or promoting the solicitation.

(j) The name of the person or persons by whom the receipts or funds of such solicitation shall be handled or disbursed.

(k) A full and complete description of the method or methods to be used in conducting the solicitation.

(l) The time when such solicitations shall be made, giving the proposed dates for the beginning and ending of such solicitation.

(m) The total amount of any wages, fees, commissions, expenses, costs, or emoluments proposed to be expended or paid to or for all persons in connection with such solicitation; together with the manner in which the same are to be expended or paid, and the names of the several persons who are to be so paid, and the amount to be paid each such person.

(n) A financial statement for the last preceding fiscal year, or any lesser period, if not existing that long, showing any funds collected for any purposes set out in Section 1 hereof, by the organization or persons seeking a license for any such solicitation; said statement giving the amount of money so raised, together with the cost of raising it, and final distribution thereof.

(o) A full statement of the character and extent of the charitable, welfare, patriotic, philanthropic, or other similar work being done, or which has previously been done, by the applicant organization within the City of Indianapolis.

(p) A statement to the effect that if a license is granted, it will not be used or represented in any way as an endorsement by the City of Indianapolis, or by any department or officer thereof.

(q) Such other information as may reasonably be required by the Charity Solicitations Commission in order to afford facts for its investigation of the applicant and to deter-

mine the kind, character and legitimacy of the proposed solicitation; the honesty and integrity of those conducting the solicitation or handling the funds; the character, methods of operation, integrity and legitimacy of the organization, for or by whom, or in whose name such solicitation is to be conducted; and from such facts to determine whether such proposed solicitation and those who will conduct it, meet the standards and qualifications required by this ordinance; all to the end that any fraudulent or deceptive practices, inimical to the public welfare, may be prevented.

Section 4. CONDITIONS OF LICENSING AND LICENSE FEE.

INVESTIGATION: CONDITIONS OF APPROVAL OF APPLICATION:

CERTIFICATION TO THE CITY CONTROLLER.

Upon receipt of any application, as provided in Section 3 hereof, the Charity Solicitations Commission shall make, or cause to be made, a careful investigation of all facts so submitted and also such further investigation as the Commission shall deem necessary, so as to enable it to determine the nature and character of the proposed solicitation, and of the organization in charge thereof and the representatives of such organizations who shall conduct the same, or in whose name the solicitation shall be conducted, and whether all requirements of this ordinance, as to such applications, have been complied with.

Upon request, the applicant shall make available for inspection by the Commission, or any person designated by them for such purpose, any or all of the applicant's books, records and papers at any reasonable time before the application is granted, during the time the license is in effect, or after it has expired.

The Commission shall approve such application, and shall certify such fact in writing to the City Controller of the City of Indianapolis, PROVIDED a majority of the Commission shall find it to be true and correct, insofar as they may be pertinent to the application in question, that all of the following facts or conditions, surrounding the applicant and organization, its agents or solicitors, and the conduct of the proposed solicitation itself, have been and will be complied with:

(a) That all of the statements made in the application are true.

(b) That a proper and reasonable portion of the proceeds derived from such solicitation, as hereinafter defined in this section, will be used for a charitable, social service, welfare, benefit, benevolent, civic, fraternal, patriotic, or philanthropic purpose, as provided in Section 1 hereof.

(c) That the cost of raising the funds will be reasonable. Any cost in excess of twenty-five per cent of the gross amount collected shall be considered to be unreasonable unless special facts are presented showing that peculiar reasons make a cost higher than twenty-five per cent reasonable in the particular case.

(d) That the applicant has not engaged in any fraudulent transaction or enterprise.

(e) That the solicitation is prompted solely by a desire to finance the particular cause described in the application, and will not be conducted primarily for private profit.

(f) That the applicant organization is conducted honestly and on a businesslike basis.

(g) That proper records of income and disbursements are, and will be maintained in such manner that they can be readily inspected by qualified or authorized persons.

(h) That proper reports and records of finances and activities, and of all funds received and disbursed are regularly made, and are available to the governing body of the applicant organization.

(i) That no monies of the organization are on loan, directly or indirectly, to any officer, director, trustee, or employee thereof, unless such fact, with full particulars, is properly set out in such application.

(j) That the particular work for which such organization has been organized, or for which such solicitation will be conducted, has been, and will be, faithfully performed at all times.

(k) That the officers, employees, agents, and representatives of such organization are reputable, responsible persons and are citizens of the United States, and are of good moral character and business integrity.

(l) That the organization has exercised reasonable care in the selection of persons of good moral character and business integrity who will manage, supervise or conduct such solicitation, or who will in any way handle the proceeds.

(m) That the organization is maintaining, or will maintain, a satisfactory system of accounting, or of reporting on funds donated or received.

(n) That such solicitation will not use a charity or patriotic appeal as a means of also selling private merchandise or promoting personal or commercial interests which are apart from the organization for which such solicitation is authorized.

(o) That in the event such solicitation is to be conducted by means of boxes or receptacles maintained in public locations, each such box or receptacle shall have plainly marked thereon the name and address of the sponsoring organization, and that all such containers will be sealed and handled in such a manner that their contents will be properly accounted for.

(p) That the applicant organization has not failed or refused to properly report any previous solicitation or donations or funds, or to make any report, or to provide any information, as provided for in this ordinance, and as required or requested thereunder by the Charity Solicitations Commission.

(q) That the methods, or any part of them, to be used in the conduct of the proposed solicitation will not be misleading or deceptive, or conducive to misunderstanding on the part of the public or those solicited as to the purposes for which such solicitation is being conducted, or as to the manner in which any funds obtained will be distributed.

(r) The Commission shall file in its office and serve upon each applicant, either in person or by mail, a written statement of its findings and decisions.

Section 5. LICENSE ISSUANCE AND FEE. NON-TRANSFERABLE.

Upon receipt of a written notification of approval from the Charity Solicitations Commission, as provided in Section 4 above, and upon receipt from the applicant of an issuance fee of Three Dollars (\$3.00), the City Controller shall issue a license to such applicant for the period designated in such notification. Any license approved and issued under the provisions of this ordinance shall be non-transferable; PROVIDED, however, That this shall not prevent any licensee from using any number of solicitors and representatives as shall be reported to the Commission.

Section 6. SOLICITORS' CREDENTIALS.

Each solicitor or agent representing any licensee under the provisions of this ordinance shall be provided with proper credentials or an identification card, the form of which shall be approved by the Charity Solicitations Commission, which card or credentials shall show clearly the name of the licensee, the number of the license issued, the name or number and address of the solicitor, the expiration date of the license, and prominently thereon shall appear the words: "SOLICITOR'S IDENTIFICATION, This Is Not An Endorsement." No person shall solicit under a license granted by the provisions of this ordinance without a copy of such credentials in his possession. Said credentials must be shown, upon request, to all persons solicited, and to any representative of the Commission or to any police officer of the City of Indianapolis.

Section 7. LICENSE DURATION AND RENEWAL.

The Charity Solicitations Commission shall determine from the application, and from such facts as may be developed in connection with such application, the period for which such license shall be approved and granted, provided that such period shall not exceed three (3) calendar months; and the commission shall certify to the City Controller the period for which said Controller shall issue such license: PROVIDED, however, That the Commission, upon the receipt of such further application, information or reports as it may deem necessary to safeguard the interests of the public and carry out the purposes of this ordinance, may renew and extend such license for successive additional periods of not to exceed three (3) months.

Section 8. REQUIRING REPORTS.

The Charity Solicitations Commission may require from any licensee hereunder any reports or information at any time and at such intervals as in the discretion of the commission shall be necessary for the successful administration of the provisions of this ordinance and the protection of the public in the City of Indianapolis.

Section 9. WRITTEN RECEIPTS REQUIRED.

Any person receiving money or anything having a value of one dollar (\$1.00) or more from any contributor as a result of a solicitation made pursuant to a license granted under this ordinance, shall give to the contributor a written receipt signed by the solicitor, and showing plainly the name and license number of the organization under whose name and sponsorship the solicitation is conducted, the date, and the amount received: PROVIDED, however, That this section shall not apply to any contributions collected by means of a closed box or receptacle used in solicitation with the written approval of the Commission, where it is impractical to determine the source or amount of such contributions.

Section 10. KEEPING OF BOOKS AND RECORDS.

No license shall be granted to any applicant unless the person or organization involved shall demonstrate to the satisfaction of the Commission that a proper system of accounting is maintained whereby all receipts and disbursements of any kind are entered upon the books or records of the treasurer or other financial officer of such person or organization.

Section 11. REVOCATION OR SUSPENSION OF LICENSE.

If, upon receipt of written information, or upon its own investigation, the Charity Solicitations Commission shall find that any agent or representative of the licensee is misrepresenting or making untrue statements in conducting the solicitation; or has made untrue statements in the application; or that the organization, or its solicitors, agents, officers, or representatives, have violated any of the provisions of this ordinance, or of any other ordinances, or statute;

or if any conditions or practices are found which would have prevented licensing in the first place; or that in any other way the solicitation has been conducted, or is being conducted in a manner that is deceptive, misleading, or dishonest, and not in conformity with the intent and purpose of this ordinance; or if it is represented in any way that any license granted hereunder is an endorsement of such solicitation; then the Charity Solicitations Commission shall certify such fact to the Mayor of the City of Indianapolis, who shall proceed to conduct a hearing, as provided for generally by statute, and he may therefore revoke or suspend such license in the manner provided by law in such cases. The Mayor shall certify his action to the holder of the license, the Commission, and the Chief of Police.

Section 12. REPORT REQUIRED FROM LICENSE HOLDER.

It shall be the duty of all persons issued a license under this ordinance to furnish to the Charity Solicitations Commission within thirty (30) days after the solicitation has been completed, a detailed report and financial statement showing the amount raised by the solicitation, the amount expended in collecting such funds, including a detailed report of the wages, fees, commissions, and expenses paid to any person in connection with such solicitation, and the disposition of the balance of the funds collected by the solicitation: PROVIDED, however, That the Charity Solicitations Commission may extend the time for the filing of the report required by this section for one or more additional periods of thirty (30) days, upon a showing that the filing of the report within the time specified will work unnecessary hardship on the licensee. The licensee shall make available to the Charity Solicitations Commission, or to any person designated in writing by the Charity Solicitations Commission as their representative for such purpose, all books, records, and papers whereby the accuracy of the report required by this section may be checked.

Section 13. RELIGIOUS SOLICITATIONS—REGISTRATION AND CERTIFICATE REQUIRED — CREDENTIALS FOR SOLICITORS.

No person shall solicit contributions for any religious purpose within the City of Indianapolis without a certificate from the Charity Solicitations Commission. Application for a certificate shall be made to the Charity Solicitations Commission upon forms provided by the Commission. Such application shall be sworn to, or affirmed, and

shall contain the following information, or in lieu thereof, a statement of the reason or reasons why such information cannot be furnished:

(a) The name and address or headquarters of the person applying for the permit.

(b) If applicant is not an individual, the names and addresses of the applicant's principal officers and managers and a copy of the resolution, if any, authorizing such solicitation, certified to as a true and correct copy of the original by the officer having charge of applicant's records.

(c) The nature, name, or type of the religious organization sponsoring or conducting such solicitation.

(d) The names and addresses of any organizations or associations with which such religious organization is affiliated, if any.

(e) The purpose for which such solicitation is to be made, the total amount of funds proposed to be raised thereby, and the use or disposition to be made of any receipts therefrom.

(f) A specific statement, supported by reasons and, if available, figures, showing the need for the contributions to be solicited.

(g) The name and address of the person or persons by whom the receipts of such solicitations shall be disbursed.

(h) The name and address of the person or persons who will be in direct charge of conducting the solicitation and the names of all promoters connected or to be connected with the proposed solicitation.

(i) An outline of the method or methods to be used in conducting the solicitation.

(j) The time when such solicitations shall be made, giving the preferred dates for the beginning and ending of such solicitation.

- (k) The estimated cost of the solicitation.
- (l) The amount of any wages, fees, commissions, expenses or emoluments to be expended or paid to any person in connection with such solicitations, and the names and address of all such persons.
- (m) A financial statement for the last preceding fiscal year of any funds collected for religious purposes by the applicant, said statement giving the amount of money so raised, together with the cost of raising it, and final distribution thereof.
- (n) A full statement of the character and extent of the religious work being done by the applicant within the City of Indianapolis.
- (o) A statement to the effect that if a license is granted, it will not be used or represented in any way as an endorsement by the City of Indianapolis, or by any department or officer thereof.
- (p) Such other information as may be submitted to the Charity Solicitations Commission in order for them to determine the kind and character of the proposed solicitation.

If, while any application is pending, or during the term of any certificate granted thereon, there is any change in fact, policy, or method that would alter the information given in the application, the applicant shall notify the Charity Solicitations Commission in writing thereof within twenty-four hours after such change.

Upon receipt of such application, the Charity Solicitations Commission shall forthwith issue to the applicant a certificate of registration. The certificate shall remain in force and effect for a period of three (3) months after the issuance thereof, and may be renewed upon the expiration of this period upon the filing of a new application as provided for in this section. Certificates of registration shall bear the name and address of the person by whom the solicitation is to be made, the number of the certificate, the date issued, and a statement that the certificate does not constitute an endorsement by the City of Indianapolis, or by any of its departments or officers, of the purpose or of the person conducting the solicitation. All per-

sons to whom such certificates of registration have been issued shall furnish credentials to their agents and solicitors, such credentials to conform to the requirements specified for credentials in Section 6 of this ordinance, and a copy of such credentials shall be filed with the Charity Solicitations Commission at the time of the filing of the application for a certificate. No person shall solicit for any religious cause without having such credentials in his possession, together with a copy of the certificate of registration under which the solicitation is being conducted, and such person shall, upon demand, present these credentials and this copy of the certificate to any person solicited or to any representative of the Commission, or to any police officer of the City of Indianapolis: PROVIDED, however, That the provisions of this section shall not apply to any established church or religious organization or association, organized and operated exclusively for religious purposes and not operated for pecuniary profit of any person, if the solicitations by such established church or religious organization or association are conducted among the members thereof by other members or officers thereof, voluntarily and without remuneration for making such solicitations, or if the solicitations are in the form of collections or contributions from any persons at the regular assemblies or services of any such established church or religious organization or association.

Section 14. INVESTIGATION OF AFFAIRS OF PERSONS SOLICITING FOR RELIGIOUS PURPOSES AND PERSONS EXEMPT FROM LICENSE AND CERTIFICATE REQUIREMENTS — PUBLICATION OF FINDINGS.

The Charity Solicitations Commission is authorized to investigate the affairs of any person or organization soliciting for religious purposes, under a certificate issued under Section 13, and the affairs of any organization specifically enumerated and exempted from the requirements of a license under the first proviso of Section 1, or exempted from the requirements of a certificate under Section 13, and to make public its written findings in order that the public may be fully informed as to the status and affairs of any of said persons. Said church or religious organization or association shall make available to the Charity Solicitations Commission, or to any representative designated in writing by the Commission for such specific purpose, all books, records, or other information requested and reasonably necessary to enable the Commission fully and fairly to inform the public of all facts necessary to a full understanding by the public of the

work and methods of operation of such persons: PROVIDED, however, That before the public release of any findings under this section, the Charity Solicitations Commission must first serve a copy of said findings upon the one so investigated and at the time of the release of their findings they must also release a copy of any written statement such one may file with the Commission in explanation, denial, or confirmation of said findings.

Section 15. PENALTIES.

Any person violating any of the provisions of this ordinance, or filing, or causing to be filed, an application for a license, permit, or certificate under this ordinance, containing false and fraudulent statements, shall, upon conviction thereof, be assessed a penalty of not less than twenty-five dollars (\$25.00), nor more than one hundred dollars (\$100.00), or shall be imprisoned for not more than ninety (90) days, or may be punished by both such fine and imprisonment.

Section 16. CONSTITUTIONALITY AND SEPARABILITY.

It is the intention of the Common Council that each separate provision of this ordinance shall be deemed independent of all the other provisions herein, and if any section, or provision hereof shall be declared unconstitutional, then the remainder of this ordinance shall be in full force and effect the same as though such provisions had not been a part hereof.

Section 17. REPEAL OF CONFLICTING ORDINANCES.

General Ordinance No. 13, 1934, as either amended or supplemented, is hereby expressly repealed; and generally all ordinances or parts of ordinances in conflict herewith are hereby repealed.

Section 18. EFFECTIVE DATE.

This ordinance shall be in full force and effect from and after its passage by the Common Council and approval by the Mayor, and publication and notice thereof as required by law.

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

By the Board of Public Safety:

GENERAL ORDINANCE No. 72, 1942

AN ORDINANCE to amend sub-section (a) of Section 4 of General Ordinance No. 31, 1941, and sub-section (b) of Section 1 of General Ordinance No. 11, 1941, of the City of Indianapolis, Indiana; and fixing a time when the same shall take effect.

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

Section 1. That sub-section (a) of Section 4 of General Ordinance No. 31, 1941, be and the same is hereby amended to read as follows:

- (a) On the south side of Moore Avenue from the east curb line of Rural Street to the west curb line of Parker Avenue and from the east curb line of Gray Street to west curb line of Dearborn Street.

Section 2. That sub-section (b) of Section 1 of General Ordinance No. 11, 1941, be and the same is hereby amended to read as follows:

- (b) On the west side of Parker Avenue from the south curb line of Washington Street to the north curb line of Moore Avenue.

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

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

By the City Controller:

GENERAL ORDINANCE No. 73, 1942

AN ORDINANCE transferring a certain sum of money from a certain designated fund in the Department of Public Parks of the City of Indianapolis, Indiana, to a certain other fund of said department as per 1942 budget classification; and fixing a time when the same shall take effect.

WHEREAS, there exists in a certain fund of the Department of Public Parks, under the jurisdiction of the Board of Park Commissioners, a probable excess therein not needed and which will be available for use in a certain other fund of said department, and such transfer and reallocation will not increase or affect the current tax levies, and an extraordinary emergency exists for such transfer and reallocation of such money to maintain proper and efficient government in the public welfare; NOW, THEREFORE,

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

Section 1. That the sum of money hereinafter designated in the following (tax levy) fund of the Department of Public Parks, to-wit:

DEPARTMENT OF PUBLIC PARKS
SERVICES—CONTRACTUAL

(Tax Levy)

Fund No. 26-B. Other Contractual, WPA.....\$12,879.76

be and the same is hereby transferred therefrom and reallocated to the following designated (tax levy) fund of said department in the amount indicated, to-wit:

DEPARTMENT OF PUBLIC PARKS
SERVICES—CONTRACTUAL

(Tax Levy)

Fund No. 26. Other Contractual.....\$12,879.76

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

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

By the City Controller:

GENERAL ORDINANCE No. 74, 1942

AN ORDINANCE transferring a certain sum of money from a certain designated fund in the budget of the Board of Public Works and Sanitation of the City of Indianapolis, Indiana, to a certain other fund of the Department of Public Works as per 1942 budget classification, and fixing a time when the same shall take effect.

WHEREAS, there exists in a certain administration fund of the Department of Public Works, under jurisdiction of the Board of Public Works and Sanitation, a probable excess therein not needed and which will be available for use in a certain other fund of said department to be hereby created for the purchase of land in pursuance to Acquisition Resolution No. 1, 1942, adopted by said board on October 2, 1942, and such transfer and reallocation for such purpose will not increase or affect the current tax levies, and an extraordinary emergency exists

for such transfer and reallocation of such money to maintain proper and efficient government in the public welfare; NOW, THEREFORE,

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

Section 1. That the sum of money hereinafter designated in the following (gas tax) fund of the Department of Public Works, Administration, to-wit:

DEPARTMENT OF PUBLIC WORKS
ADMINISTRATION

	Gas Tax
Fund No. 26. Other Contractual (Special Fund).....	\$5,500.00

be and the same is hereby transferred therefrom and reallocated to the following designated (gas tax) fund of said department in the amount indicated, which said fund is hereby created and established, to-wit:

DEPARTMENT OF PUBLIC WORKS
ADMINISTRATION

	Gas Tax
Fund No. 73. Land.....	\$5,500.00

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

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

ORDINANCES ON SECOND READING

Mr. Wood called for General Ordinance No. 67, 1942, for second reading. It was read a second time.

On motion of Mr. Wood, seconded by Mr. Ropkey, General Ordinance No. 67, 1942, was ordered engrossed, read a third time and placed upon its passage.

General Ordinance No. 67, 1942, was read a third time by the Clerk and passed by the following roll call vote:

Ayes, 9, viz: Mr. Campbell, Dr. Hemphill, Mr. Moore, Mr. Moynahan, Mr. Ransom, Mr. Ropkey, Mr. Ross, Mr. Wood, President Bach.

Mr. Ropkey called for General Ordinance No. 68, 1942, for second reading. It was read a second time.

On motion of Mr. Ropkey, seconded by Mr. Ransom, General Ordinance No. 68, 1942, was ordered engrossed, read a third time and placed upon its passage.

General Ordinance No. 68, 1942, was read a third time by the Clerk and passed by the following roll call vote:

Ayes, 9, viz: Mr. Campbell, Dr. Hemphill, Mr. Moore, Mr. Moynahan, Mr. Ransom, Mr. Ropkey, Mr. Ross, Mr. Wood, President Bach.

Mr. Campbell called for General Ordinance No. 70, 1942, for second reading. It was read a second time.

On motion of Mr. Campbell, seconded by Mr. Moore, General Ordinance No. 70, 1942, was ordered engrossed, read a third time and placed upon its passage.

General Ordinance No. 70, 1942, was read a third time by the Clerk and passed by the following roll call vote:

Ayes, 9, viz: Mr. Campbell, Dr. Hemphill, Mr. Moore, Mr. Moynahan, Mr. Ransom, Mr. Ropkey, Mr. Ross, Mr. Wood, President Bach.

General Ordinance No. 69, 1942, was held for further consideration by the Committee to which it was referred.

On motion of Mr. Moore, seconded by Mr. Moynahan, the Common Council adjourned at 8:40 p. m.

Ollie A. Bach

Attest:

President.

John M. Layton

City Clerk.

(SEAL)