

# JOURNAL OF PROCEEDINGS

OF THE

## Common Council

OF THE

CITY OF INDIANAPOLIS

In Marion County, in the State of Indiana

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SPECIAL MEETING

Monday, January 5, 1931.

The Common Council of the City of Indianapolis met in the Council Chamber, January 5, 1931, at 12:05 noon, President Ernest C. Ropkey in the chair, 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 Monday, January 5, 1931, at 12:00 o'clock noon, pursuant to the laws of the State of Indiana as contained in Section 10280, Burns R. S. 1926.

The purpose of such Special Meeting being to elect presiding officers of the Common Council of the City of Indianapolis for the year 1931, who shall serve until noon of the first Monday in January 1932.

Respectfully,

ERNEST C. ROPKEY,  
President, Common Council.

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.

President Ropkey called the meeting to order.

The Clerk called the roll.

Present: Mr. Gardner, Mr. Henry, Mr. Houck, Mr. Hildebrand, Mr. Morgan, Mr. Tennant, Mr. Welch, Mr. Wheatley, President Ropkey.

Mr. Houck made a motion to procede with the election of officers for the year 1931, which 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, President Ropkey.

President Ropkey announced the first business in order to be the election of a presiding officer for the year 1931.

Whereupon Councilman Gardner placed in nomination the name of Ernest C. Ropkey, which nomination was seconded by Mr. Houck.

Councilman Hildebrand placed in nomination the name of Clarence I. Wheatley, which nomination was seconded by Mr. Morgan.

Mr. Wheatley made a motion to use the secret ballot in voting for President, which was seconded by Mr. Henry. The Chair ordered a standing vote be taken on the motion and the following vote was cast.

Ayes, 4, viz: Mr. Henry, Mr. Hildebrand, Mr. Morgan, Mr. Wheatley.

Noes, 5, viz: Mr. Gardner, Mr. Houck, Mr. Tennant, Mr. Welch, Mr. Ropkey.

The Chair declared the motion lost.

President Ropkey ordered a roll call vote on the nominees for President. The Clerk called the roll and the vote was as follows:

Mr. Gardner voted for Mr. Ropkey.

Mr. Henry not voting.

Mr. Hildebrand voted for Mr. Wheatley.

Mr. Houck voted for Mr. Ropkey.

Mr. Morgan voted for Mr. Wheatley.

Mr. Tennant voted for Mr. Ropkey.

Mr. Welch voted for Mr. Ropkey.

Mr. Wheatley voted for Mr. Ropkey.

Mr. Ropkey voted for Mr. Wheatley.

The Clerk of the Council, upon the request of the Chair, announced that Mr. Ropkey had received 5 votes and Mr.

Wheatley 3 votes, whereupon the Clerk of the Council declared Mr. Ropkey elected President of the Common Council of the City of Indianapolis for the year 1931.

President Ernest C. Ropkey addressed the members of the Council thanking them for his election as President of the Council and also extending to them an invitation to a dinner to be given by him at the Severin Hotel on Monday, January 19, 1931 at 6:00 p. m., including in his invitation the presence of the newspaper men who attended the Council Meetings. Mr. Ropkey also stated that he expected to have Mayor Sullivan as a guest.

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

Mr. Henry placed in nomination the name of Mr. Hildebrand which was seconded by Mr. Morgan.

Mr. Tennant placed in nomination the name of Mr. Welch, which was seconded by Mr. Houck.

President Ropkey asked for a roll call vote on the nominees for President Pro Tem. The Clerk called the roll and the vote was as follows:

Mr. Gardner voted for Mr. Welch.

Mr. Henry voted for Mr. Hildebrand.

Mr. Hildebrand voted for Mr. Welch.

Mr. Houck voted for Mr. Welch.

Mr. Morgan voted for Mr. Hildebrand.

Mr. Tennant voted for Mr. Welch.

Mr. Welch voted for Mr. Hildebrand.

Mr. Wheatley voted for Mr. Hildebrand.

Mr. Ropkey voted for Mr. Welch.

The Clerk of the Council announced that Mr. Welch had received 5 votes, and Mr. Hildebrand 4 votes.

President Ropkey declared Councilman Leo F. Welch elected President Pro Tem for the year 1931.

On motion of Mr. Houck, seconded by Mr. Tennant, the Common Council adjourned at 12:25 p. m., January 5, 1931.

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 5th day of January 1931, at 12:05 noon.

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

*Ernest C Ropkey*

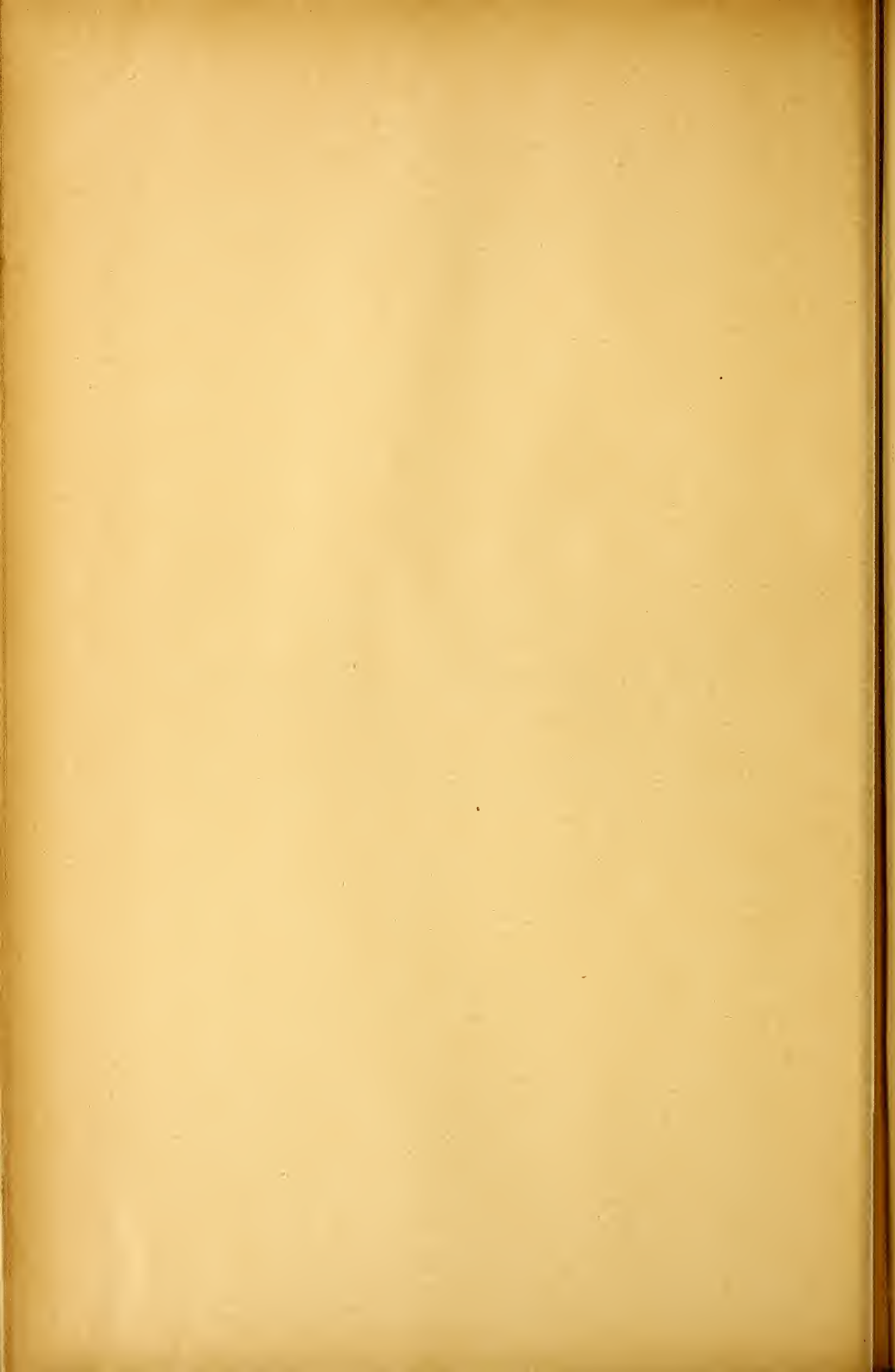
President.

Attest:

*Henry O Goett*

City Clerk.

(SEAL.)





## REGULAR MEETING

Monday, January 5, 1931.

The Common Council of the City of Indianapolis met in the Council Chamber at City Hall, Monday, January 5, 1931, at 7:30 p. m., in regular session, President Ernest C. Ropkey in the chair.

The Clerk called the roll.

Present: Ernest C. Ropkey and six members, viz: George A. Henry, James A. Houck, C. A. Hildebrand, Charles C. Morgan, Leo F. Welch, Clarence I. Wheatley.

Absent: Maurice E. Tennant, Fred C. Gardner.

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

## COMMUNICATIONS FROM THE MAYOR

*To the Honorable 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 Henry O. Goett, City Clerk, the following ordinances:

## GENERAL ORDINANCE NO. 100, 1930.

AN ORDINANCE, to amend Section 641 of General Ordinance 121, 1925, entitled "An Ordinance concerning the government of the City of Indianapolis, providing penalties for its violation, and, with stated exceptions, repealing all former ordinances," and fixing a time when the same shall take effect.

## GENERAL ORDINANCE No. 101, 1930.

AN ORDINANCE appropriating money from the cash balance which the Board of Sanitary Commissioners will have on hand on January 1, 1931, in its Sanitary Maintenance and General Expense Fund and transferring said money so appropriated to certain numbered funds, and fixing the time when the same shall take effect.

## GENERAL ORDINANCE No. 103, 1930.

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

## GENERAL ORDINANCE No. 104, 1930

## AMENDED

AN ORDINANCE transferring moneys from certain numbered and designated funds of the City of Indianapolis, Indiana, and reap-

propriating and reapportioning the same to other numbered and designated funds of said city of Indianapolis, Indiana, and fixing a time when the same shall take effect.

GENERAL ORDINANCE No. 105, 1930

AN ORDINANCE transferring moneys from a certain numbered and designated fund of the Municipal Garage, and reappropriating and reapportioning the same to other numbered and designated funds of said Municipal Garage of the City of Indianapolis, and fixing a time when the same shall take effect.

GENERAL ORDINANCE No. 106, 1930

AN ORDINANCE transferring moneys from a certain numbered and designated funds of said City of Indianapolis, Indiana, and reappropriating and reapportioning the same to other numbered and designated funds of said City of Indianapolis, Indiana, and fixing a time when the same shall take effect.

GENERAL ORDINANCE No. 107, 1930

AN ORDINANCE transferring certain numbered and designated funds and reappropriating and reapportioning the same to other numbered and designated department fund of the City of Indianapolis, and fixing a time when the same shall take effect.

## GENERAL ORDINANCE No. 108, 1930

AN ORDINANCE transferring moneys from a certain numbered and designated fund of the Department of Public Works of the City of Indianapolis, and reappropriating and reapportioning the same to another numbered and designated fund of said Department of Public Works of the City of Indianapolis, and fixing a time when the same shall take effect.

## GENERAL ORDINANCE No. 111, 1930

AN ORDINANCE transferring moneys from certain numbered funds and reappropriating the same to other numbered funds and fixing a time when the same shall take effect.

## APPROPRIATION ORDINANCE No. 19, 1930

AN ORDINANCE appropriating the sum of Five Thousand Four Hundred Eighty-Five Dollars and Forty-One Cents (\$5,485.41) from the unexpended and unappropriated cash balance remaining in the Board of Health General Fund of the Department of Public Health and Charities on January 1, 1930, to certain items of the budget of said department for the year 1930, and fixing a time when the same shall take effect.

## APPROPRIATION ORDINANCE No. 20, 1930

AN ORDINANCE appropriating the sum of Six Thousand Three Hundred Sixty five Dollars (\$6,365.00) of the estimated unappropriated and unexpended balance remaining in the Tuberculosis Fund of the Department of Public Health and Charities

on January 1, 1930, to certain items of the budget of said Department for the year 1930, and fixing a time when the same shall take effect.

APPROPRIATION ORDINANCE No. 21, 1930

AN ORDINANCE appropriating the sum of One Thousand Seventy-Eight Dollars and Ninety-four Cents (\$1,078.94) from the unexpended cash balance in the General Fund January 1, 1930, to the several executive departments of the City of Indianapolis, Indiana, and fixing a time when the same shall take effect.

Very truly yours,

R. H. SULLIVAN,  
Mayor.

COMMUNICATIONS FROM CITY OFFICIALS

January 5, 1931.

*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, 1931, authorizing the City Controller to make a temporary loan or loans in the amount of \$750,000.00 for the use and benefit of the City of Indianapolis general fund.

I respectfully recommend the passage of this ordinance.

Yours very truly,

WM. L. ELDER,  
City Controller.

January 5, 1931.

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

Gentlemen:

Attached herewith please find copies of General Ordinance No. 2, 1931, authorizing the City of Indianapolis, Indiana, to make a temporary loan in the sum of One Hundred Seventy-five Thousand (\$175,000.00) Dollars for the use and benefit of the Board of Health of said City of Indianapolis.

I respectfully recommend the passage of this ordinance.

Yours very truly,

WM. L. ELDER,  
City Controller.

January 5, 1931.

*Mr. William L. Elder, City Controller, City Hall, Indianapolis, Indiana:*

Dear Sir:

Acting under instructions of the Board of Health, I am handing you herewith a General Ordinance authorizing the City of Indianapolis to make a temporary loan in the sum of One Hundred Seventy-five Thousand (\$175,000.00) Dollars for the use of the Board of Health of said city, in anticipation of its current revenues, and payable out of the current revenues of said Board of Health for the

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year 1931; authorizing the rate of interest to be charged therefor, providing for legal notice, and fixing a time when the same shall take effect.

The Board of Health respectfully asks that you transmit this ordinance to the Common Council, with recommendation for its passage.

Very truly yours,

H. G. MORGAN,  
Secretary.

January 2, 1931.

*Mr. Henry Goett, City Clerk, City:*

Dear Sir:

I am enclosing herewith copies of switch permit, approved by the Board of Public Works, granting the Standard Paving Company the right to lay and maintain a sidetrack or switch across Burdsal Parkway Blvd., with the request that you present the same to the Common Council at the next meeting, with the recommendation of the Board of Public Works that the same be passed.

Yours very truly,

ERNEST F. FRICK,  
Secretary, Board of Public Works.

December 30th, 1930.

*Mr. A. H. Moore, City Engineer, Indianapolis, Indiana:*

Dear Sir:

The Board of Park Commissioners at its meeting December 18th, 1930, took the following action on petition of the Standard Paving Company for permit to lay switch across Burdsal Parkway at Montcalm Street:

Commissioner Joseph moves that the Standard Paving Company be granted permit to lay a switch track across Burdsal Parkway at Montcalm Street, off the Indiana Union Railway track which now crosses Burdsal Parkway at that point, subject to the condition, however, that the switch track agreement is passed and approved by the City Council, and that in the use of the track the Standard Paving Company will not permit railroad cars to be parked south of the building line on Burdsal Parkway at any time.

Motion seconded and unanimously carried.

Yours very truly,

DEPARTMENT OF PUBLIC PARKS.

Mary E. Griffin,  
Secretary.

January 5, 1931.

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

Gentlemen:

I submit herewith 14 copies of Special Ordinance No. 1, 1931,



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changing the name of a certain street in this city. This ordinance is submitted at the request of the United States Post Office Department to avoid conflict in mail delivery. A copy of said request is attached hereto.

I respectfully recommend the passage of said ordinance.

Very truly yours,

H. B. STEEG,  
Secretary-Engineer,  
CITY PLAN COMMISSION.

UNITED STATES POST OFFICE  
INDIANAPOLIS, INDIANA

January 3, 1931.

*City Plan Commission, City Hall, Indianapolis, Indiana:*

Honorable Sirs:

This office respectfully petitions that you change, by city ordinance, the name of Thompson STREET (Broad Ripple) to Thompson PLACE (Broad Ripple) this city.

Much confusion exists in the delivery of United States Mail to patrons of this office residing on Thompson Street (Broad Ripple) and Thompson Street (University Heights) because of the duplication of street names and numbers.

Respectfully yours,

/s/ ROBT. H. BRYSON,  
Postmaster.  
/s/ M.

At this time, Mr. Tennant entered the Council Chamber and was counted present.

President Ropkey announced to the members of the Council that all Standing Committees and other Special Committees would remain the same as they were during the year 1930, viz:

#### COMMON COUNCIL

#### STANDING COMMITTEES FOR 1931

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.

#### SPECIAL COMMITTEES FOR 1931

9. *Traffic Committee*—Clarence I. Wheatley, Chairman; Leo F. Welch, Maurice E. Tennant.

10. *Airport Committee*—Leo F. Welch, Chairman; Ernest C. Ropkey, Maurice E. Tennant.

11. *Employment Committee*—Leo F. Welch, Chairman; James A. Houck, George A. Henry, Charles C. Morgan, Maurice E. Tennant.

Mr. Welch asked for a recess. The motion was made and seconded by Mr. Houck, and the Council recessed at 7:45 p. m.

The Council reconvened from its recess at 8:00 p. m., with the same members present as before.

## COMMITTEE REPORTS

Indianapolis, Ind., January 5, 1931

*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. 91, 1930, entitled "Amending Section 15 of General Ordinance 121, 1925, Junk Dealers License," beg leave to report that we have had said ordinance under consideration, and recommend that the same be stricken from the files.

LEO F. WELCH, Chairman.  
GEO. A. HENRY.  
MAURICE E. TENNANT.  
CHAS. C. MORGAN.  
J. A. HOUCK.

Indianapolis, Ind., January 5, 1931

*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. 109, 1930, entitled "Flasher Light Signal, C. C. C. & St. L. Ry. Co.," beg leave to report that we have had said ordinance under consideration, and recommend that the same be passed.

MAURICE E. TENNANT, Chairman.  
CHAS. C. MORGAN.  
C. I. WHEATLEY.  
LEO F. WELCH.

Indianapolis, Ind., January 5, 1931

*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. 110, 1930, entitled "Transfer of Funds—Sanitary Commission," beg leave to report that we have had said ordinance under consideration, and recommend that the same be passed.

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

## INTRODUCTION OF GENERAL AND SPECIAL ORDINANCES

By City Controller:

### GENERAL ORDINANCE No. 1, 1931

AN ORDINANCE authorizing the City Controller of the City of Indianapolis to make a temporary loan or loans in the sum of Seven Hundred Fifty Thousand Dollars (\$750,000.00) 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 1931, authorizing the rate of interest to be

charged therefor, providing for legal notice, appropriating the sum of Seven Hundred Sixty-six Thousand Seventy-one Dollars and Forty-three Cents (\$766,071.43) 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, 1931, without sufficient funds to meet current expenses for municipal purposes, and

WHEREAS, the first semi-annual installment of taxes for the year 1931, and collectible on or about the 15th of May, 1931, will amount to more than Seven Hundred Sixty Six Thousand Seventy-one Dollars and Forty-three Cents. (\$766,071.43). 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 1931 not to exceed the total sum of Seven Hundred Fifty Thousand Dollars, (\$750,000.00) for a period not to exceed the time fixed in this ordinance at a rate of interest not to exceed six percent (6%). The City Controller is further authorized to negotiate such loan or loans in the following amounts: Two Hundred Fifty Thousand Dollars (\$250,000.00) on January 14, 1931, to run for a period not to exceed one hundred twenty (120) days thereafter, at a rate of interest not to exceed six percent (6%); Two Hundred Fifty Thousand Dollars (\$250,000.00) on February 28, 1931, to run for a period not to exceed seventy-five (75) days thereafter,

at a rate of interest not to exceed six percent (6%); Two Hundred Fifty Thousand Dollars (\$250,000.00) on March 31, 1931, to run for a period not to exceed forty-four (44) days thereafter, at a rate of interest not to exceed six percent (6%) or in his option to negotiate such loan or loans in the total sum of Seven Hundred Fifty Thousand Dollars (\$750,000.00) to run for a period not to exceed one hundred twenty days thereafter, at a rate of interest not to exceed six percent (6%). The sale date of said bonds or other evidence of indebtedness shall be not later than January 14, 1931 and after the publication of notice of determination thereof to issue bonds, warrants or other evidence of indebtedness for such temporary loan as provided for by law and this ordinance; said loan 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 obligation, the faith of the city is hereby irrevocably pledged.

Sec. 2. The sum of Seven Hundred Sixty-six Thousand, Seventy-one Dollars and Forty-three Cents (\$766,071.43) is hereby appropriated to Fund No. 63, office of the City Controller.

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

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

By City Controller:

GENERAL ORDINANCE No. 2, 1931

AN ORDINANCE authorizing the City of Indianapolis, Indiana, to

make a temporary loan in the sum of One Hundred Seventy Five Thousand Dollars (\$175,000.00) for the use of the Board of Health of said city, in anticipation of its current revenues, and payable out of the current revenues of said Board of Health for the year 1931; 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 December 29, 1930, adopted the following resolution:

RESOLUTION No. 10, 1930

WHEREAS, the Board of Health of the City of Indianapolis, Indiana, from the 15th day of January to the 15th day of May, 1931, will be without sufficient funds with which to meet its payroll and other current expenses necessary for the proper carrying on of the functions of said Board; and,

WHEREAS, the said payroll and other necessary 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 Board of Health purposes in the year 1931, and collectible on or before the 4th day of May, 1931, will amount to more than One Hundred Seventy-Nine Thousand Three Hundred 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 City Controller and to the Common Council of said city, for passage, providing for the making of a temporary loan or loans by said city for the total principal sum of One Hundred Seventy-Five Thousand (\$175,000.00) Dollars, for the use of the Board of Health for the aforesaid purposes, at a rate of interest not to exceed six per cent. 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 1931; each part of said loan or loans is to bear interest only from the date the same is available for the use of the Board of Health; and

BE IT FURTHER RESOLVED by said Board of Health that there be and is hereby appropriated out of the current revenues of said Board of Health for the year 1931, for the purpose of repaying said temporary loan or loans, with interest thereon after the same become due, the sum of One Hundred Seventy Nine Thousand Three Hundred Seventy-five (\$179,375.00) Dollars. NOW, THEREFORE,

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

Section 1. That the City Controller be and 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 1931, 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. Said temporary loan may be made in either of the following ways, in the discretion of the City Controller: The entire sum of \$175,000.00 may be borrowed for a period of 120 days beginning with January 14, 1931, and ending with May 14, 1931 or \$100,000.00 thereof may be borrowed for a period of 120 days beginning with January 14 and ending with May 14, 1931, and the remaining \$75,000.00 thereof for a period of 75 days beginning with February 28 and ending with May 14, 1931. In either event, said loan or loans shall mature and be made payable on May 14, 1931, and each installment thereof shall bear interest only from the time the same is made available for the use of the Board of Health.

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

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

#### SWITCH PERMIT

By Board of Works:

GENERAL ORDINANCE No. 3, 1931

AN ORDINANCE approving a certain agreement and permit granting the Standard Paving Company the right to lay and maintain a sidetrack or switch across Burdsal Blvd. according to blue print attached, in the City of Indianapolis, Indiana.

WHEREAS, heretofore, to wit: on the 30th day of December, 1930, the Standard Paving Company filed his petition before the Board of Public Works of the City of Indianapolis, as follows:

PETITION

*To Board of Public Works, City of Indianapolis:*  
Gentlemen:

We hereby request the privilege of building one railroad switch track across Burdsal Blvd. connecting with the tracks of the Belt Railroad Division of The Indianapolis Union Railway Company; the proposed switch track to cross Burdsal Blvd. at grade at Montcalm St.; all as shown on blue print hereto attached, marked "Exhibit A" and made a part of this petition.

STANDARD PAVING COMPANY.  
By Harvey A. Tutewiler, Pres.

NOW, THEREFORE, This agreement made and entered into this .....day of 1931, by and between the Standard Paving Company of the City of Indianapolis, County of Marion, State of Indiana, party of the first part, and the City of Indianapolis, by and through its Board of Public Works, party of the second part.

WITNESSETH: That the party of the first part, being desirous

of securing a permit for a right of way for a sidetrack or switch from the south property line of Burdsal Blvd. to the north property line of said Blvd. in the City of Indianapolis, which is more specifically described as follows:

(SEE BLUE PRINT ATTACHED)

hereby covenants and fully binds himself, his successors, legal representatives and assigns, that, in consideration of the grant of the privileges and authority herein given, he will lay, construct, maintain and pay all costs and expenses either now or hereafter connected with said track upon the terms and conditions hereinafter set forth, to-wit:

(1) They shall be so laid, maintained, improved and kept in repair as to be safe for persons on foot, in vehicles or otherwise, and shall, at all times, be subject to the orders of the Board of Public Works of the City of Indianapolis, and to all laws and ordinances, adopted and enacted pursuant to the police powers of said city.

(2) Said track and switch shall be laid upon such grade as shall be established by said Board, and shall be put down under its supervision and to its satisfaction and approval. Said track shall be raised or lowered to conform to any grade which may, from time to time, be hereafter established, whenever so ordered, in writing, by said Board, and shall be made to conform in all respects with any ordinance passed by the Common Council, or with any resolution or resolutions made by said Board, for the elevation or depression of said track, or tracks; provided further that all the costs thereof shall be paid by the said party of the first part, who hereby waives any division of such costs as now or hereafter provided by any statute, or otherwise.

(3) The crossing where said track intersects, Burdsal Blvd. shall, at all times, be kept improved and in repair and free from obstructions or defects of any kind. No car or cars shall be permitted to obstruct such crossing or to be thereon except for such time as may be absolutely necessary in moving them back and forth, and they shall be at no time stopped or detained thereon in such manner as to obstruct public travel.

(4) Said party of the first part agrees, upon the written order of said Board, made for any cause affecting the interest of the City or the public welfare, to take up and remove said track, and upon said party's failure so to do, upon such notification in writing, of ten (10) days, to promptly pay the cost of having the same done, and the party of the first part hereby releases all claims for damages whatsoever that may arise by reason of such removal; and in removing said track or causing the same to be done, said Board shall in no wise become a trespasser. Said notice shall fix a day for hearing before said Board where objections to such removal may be heard; but the decision of said Board shall be final and conclusive on the party of the first part who hereby expressly waives any right to have such exercise of discretion reviewed by any court.

(5) The party of the first part agrees to pave between the rails of said track and for eighteen inches on both sides thereof, to the entire satisfaction of the second party, and in case said tracks and pavement or either thereof shall be or become out of repair or in need of being reconstructed, or become in any way defective (of which fact the said Board shall be the exclusive judge), it shall be the duty of the said party of the first part to promptly repair, reconstruct, or remove same, failing in which, after notification in writing of ten (10) days, said Board may do or cause the same to be done at the expense of the said party of the first part and for which expense and cost the said party of the first part shall be liable.

(6) The said party of the first part herein binds himself to hold

said party of the second part and said city harmless from any and all claims for damages growing out of the existence, maintenance or use of said track, and to pay any judgement, with costs, that may on that account be rendered against the said party or said city, and also to pay all necessary expenses that may be incurred by said city in defending against any such claims.

(7) Any violation of any of the provisions of this instrument by said party of the first part, or by any one for it or at its instance or with its permission, shall operate as an immediate and absolute forfeiture of the privileges and authority given or granted by this permit, provided, however, that the same may be terminated by said Board as hereinbefore set forth.

Said party of the second part by virtue of the provisions of an act of the General Assembly of the State of Indiana, entitled "An act concerning municipal corporations," approved March 6, 1905, and of all acts amendatory thereof or supplemental thereto, and in consideration of the things hereinbefore set forth and upon the terms and provisions stipulated, hereby grants and duly permits said party of the first part to exercise the right, privilege and authority to lay and maintain an additional sidetrack or switch across..... in the City of Indianapolis, all as shown by the drawing attached hereto, filed herewith and for greater certainty marked "Exhibit A."

IN WITNESS WHEREOF, We have hereunto set our hands this .....day of....., 1931.

(SEAL)

STANDARD PAVING COMPANY.

By Harvey A. Tutewiler, Pres.

Party of the First Part.

Witness: LUCY JACOBS, Notary Public.

CITY OF INDIANAPOLIS

By E. KIRK McKINNEY, President.

LOUIS C. BRANDT.

CHAS. O. BRITTON.

As BOARD OF PUBLIC WORKS,  
Party of the Second Part.

Approved by me

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as Mayor.

AND, WHEREAS, Said agreement and permit has been submitted by the Board of Public Works to the Common Council of the City of Indianapolis, for its consideration and action, NOW, THEREFORE,

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

Section 1. That such agreement and permit above set forth be, and the same is hereby in all things confirmed and approved.

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

Attest:

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Clerk of the Common Council

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President of the Common Council

Approved by me, this                      day of                      , 193

.....  
Mayor

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

By City Plan Commission:

SPECIAL ORDINANCE No. 1, 1931

AN ORDINANCE changing the name of a certain street in the City of Indianapolis 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 the name of Thompson Street from the east line of College Avenue to the west line of Bellefontaine Street is hereby changed to and hereafter shall be designated as Thompson Place.

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

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



## ORDINANCES ON SECOND READING

Mr. Welch made a motion that General Ordinance No. 91, 1930, be stricken from the files. The motion was seconded by Mr. Houck and passed by the following roll call vote:

Ayes, 8, viz: Mr. Henry, Mr. Hildebrand, Mr. Houck, Mr. Morgan, Mr. Tennant, Mr. Welch, Mr. Wheatley, President Ropkey.

President Ropkey ordered General Ordinance No. 91, 1930 stricken from the files.

Mr. Tennant called for General Ordinance No. 109, 1930, for second reading. It was read a second time.

On motion of Mr. Tennant, seconded by Mr. Welch, General Ordinance No. 109, 1930, was ordered engrossed, read a third time and placed upon its passage.

General Ordinance No. 109, 1930, was read a third time by the Clerk and passed by the following roll call vote:

Ayes, 8, viz: Mr. Henry, Mr. Hildebrand, Mr. Houck, Mr. Morgan, Mr. Tennant, Mr. Welch, Mr. Wheatley, President Ropkey.

Mr. Houck called for General Ordinance No. 110, 1930, for second reading. It was read a second time.

On motion of Mr. Houck, seconded by Mr. Morgan, General Ordinance No. 110, 1930, was ordered engrossed, read a third time and placed upon its passage.

General Ordinance No. 110, 1930, was read a third time by the Clerk and passed by the following roll call vote:

Ayes, 8, viz: Mr. Henry, Mr. Hildebrand, Mr. Houck, Mr. Morgan, Mr. Tennant, Mr. Welch, Mr. Wheatley, President Ropkey.

Mr. Houck asked for suspension of the rules for further consideration and passage of General Ordinance No.1, 1931. The motion was seconded by Mr. Morgan and passed by the following roll call vote:

Ayes, 8, viz: Mr. Henry, Mr. Hildebrand, Mr. Houck, Mr. Morgan, Mr. Tennant, Mr. Welch, Mr. Wheatley, President Ropkey.

The rules were suspended.

The Council reverted to a previous order of business.

## COMMITTEE REPORT

Indianapolis, Ind., January 5, 1931

*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, 1931, entitled "Temporary Loan \$750,000," beg leave to report that we have had said ordinance under consideration, and recommend that the same be passed under suspension of the rules.

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

## ORDINANCES ON SECOND READING

Mr. Houck called for General Ordinance No. 1, 1931, for second reading. It was read a second time.

On motion of Mr. Houck, seconded by Mr. Morgan, General Ordinance No. 1, 1931, was ordered engrossed, read a third time and placed upon its passage.

General Ordinance No. 1, 1931, was read a third time by the Clerk and passed by the following roll call vote:

Ayes, 8, viz: Mr. Henry, Mr. Hildebrand, Mr. Houck, Mr. Morgan, Mr. Tennant, Mr. Welch, Mr. Wheatley, President Ropkey.

Mr. Houck asked for suspension of the rules for further consideration and passage of General Ordinance No. 2, 1931. The motion was seconded by Mr. Morgan and passed by the following roll call vote:

Ayes, 8, viz: Mr. Henry, Mr. Hildebrand, Mr. Houck, Mr. Morgan, Mr. Tennant, Mr. Welch, Mr. Wheatley, President Ropkey.

The rules were suspended.

The Council reverted to a previous order of business.

## COMMITTEE REPORT

Indianapolis, Ind., January 5, 1931

*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. 2, 1931, entitled "Temporary Loan \$175,000," beg leave

to report that we have had said ordinance under consideration, and recommend that the same be passed under suspension of the rules.

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

### ORDINANCES ON SECOND READING

Mr. Houck called for General Ordinance No. 2, 1931, for second reading. It was read a second time.

On motion of Mr. Houck, seconded by Mr. Welch, General Ordinance No. 2, 1931, was ordered engrossed, read a third time and placed upon its passage.

General Ordinance No. 2, 1931, was read a third time by the Clerk and passed by the following roll call vote:

Ayes, 8, viz: Mr. Henry, Mr. Hildebrand, Mr. Houck, Mr. Morgan, Mr. Tennant, Mr. Welch, Mr. Wheatley, President Ropkey.

On motion of Mr. Henry, seconded by Mr. Wheatley, the Common Council adjourned at 8:15 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 5th day of January, 1931, 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.

*Ernest C Ropkey*

President.

Attest:

*Henry O Gott*

City Clerk.

(SEAL.)