

REGULAR MEETING

Monday, April 6, 1931.

7:30 P. M.

The Common Council of the City of Indianapolis met in the Council Chamber at City Hall, Monday, April 6, 1931, at 7:30 p. m., in regular session. President Ernest C. Ropkey took the chair.

The Clerk called the roll.

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

Absent: Fred C. Gardner.

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

COMMUNICATIONS FROM THE MAYOR

March 20, 1931.

*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. 26, 1931

AN ORDINANCE authorizing the Board of Public Safety, through its duly authorized agent, to purchase six thousand (6000) feet of two and one-half inch (2½") High Pressure Fire Hose and twenty-five hundred (2500) feet of one and one-half inch (1½") High Pressure Fire Hose for use at and in connection with the Fire Department of the City of Indianapolis, and fixing a time when the same shall take effect.

## GENERAL ORDINANCE NO. 29, 1931

AN ORDINANCE transferring Fourteen Thousand Dollars (\$14,000.00) from Department of Public Parks Fund No. 12, Services Temporary, and reappropriating the same to certain other numbered funds and fixing a time when the same shall take effect.

## APPROPRIATION ORDINANCE NO. 7, 1931

AN ORDINANCE appropriating money from the cash balance which the Board of Sanitary Commissioners has on hand 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.

## APPROPRIATION ORDINANCE NO. 8, 1931

AN ORDINANCE appropriating the sum of Sixty-eight Thousand Three Hundred Two Dollars and Eight Cents (\$68,302.08) from the unexpended and unappropriated balance of the General Fund for the year 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,

REGINALD H. SULLIVAN,

Mayor.

COMMUNICATIONS FROM CITY OFFICIALS

April 6, 1931.

*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. 10, 1931, appropriating the sum of Four Hundred and Fifty (\$450.00) Dollars from the unappropriated and unexpended balance of the General Fund for the year 1931, to Municipal Airport Fund No. 51—Insurance.

I respectfully recommend the passage of this ordinance.

Yours very truly,

WM. L. ELDER,  
City Controller.

April 6, 1931.

*Wm. L. Elder, City Controller,  
Board of Works,*

*City.*

Dear Sir:

The Board of Works is desirous of indemnifying the city from loss and liability occasioned by the operation of the Municipal Airport, but upon examination of the budget, find that the insurance appropriation is inadequate for this purpose.

The Board has caused to be made, a survey and find that the cost of the premium of this insurance will be \$450.00.

In conjunction therewith, the Board now requests that you cause to be prepared an ordinance appropriating the said sum of \$450.00 from the estimated unexpended balance of 1931 placing the same in No. 51, Board of Public Works office administration and submit 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 truly,

ERNEST F. FRICK,  
Sec. Board of Public Works.  
March 17, 1931.

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

Gentlemen:

We are submitting herewith an ordinance amending certain sections of General Ordinance No. 121, 1925, otherwise known as the Municipal Code of the City of Indianapolis of 1925, and respectfully recommend the passage of same.

Respectfully submitted,

BOARD OF PUBLIC SAFETY,  
WALTER O. LEWIS,  
Executive Secretary.

April 6, 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. 33, 1931, transferring moneys from certain numbered funds of the Department

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of Public Safety and reappropriating the same to other numbered funds of said Department of Public Safety.

I respectfully recommend the passage of this ordinance.

Yours very truly,

WM. L. ELDER,  
City Controller.

March 24, 1931.

*Wm. L. Elder, City Controller, City of Indianapolis:*

Dear Sir:

We are attaching hereto copy of a resolution, adopted by the Board of Safety relative to the duties and salary of the Surgeon for the Police and Fire Departments.

Pursuant thereto, we are respectfully requesting you to prepare an ordinance to present to the Common Council asking for the transfer of sufficient funds from Fund No. 11—Salaries—Assistant Surgeon, under the Department of Public Safety, to that of Surgeon, under the Department of Public Safety, in order to meet the increase in salary of the surgeon for the remainder of the year.

Respectfully submitted,

BOARD OF PUBLIC SAFETY,  
WALTER O. LEWIS,  
Executive Secretary.

WHEREAS, Dr. F. T. Dowd, Surgeon for the Police and Fire Departments, has agreed to attempt to perform the duties of both Surgeon and Assistant Surgeon, temporarily, at a salary of Two Hundred (\$200.00) Dollars per month,

THEREFORE, the Board of Public Safety authorizes Dr. Dowd to perform such service at said salary and recommends to the Common Council that sufficient funds be transferred for that purpose from the salary of the Assistant Surgeon of the Police and Fire Departments for the balance of the year 1931.

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*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. 34, 1931, transferring to the City Civil Engineer Gasoline Fund the sum of Twenty-five Thousand (\$25,000.00) Dollars out of the Gasoline Tax Fund, now unappropriated, for the repair and maintenance of improved streets, public thoroughfares and bridges, and for labor, material, supplies and equipment necessary thereto.

I respectfully recommend the passage of this ordinance.

Yours very truly,

WM. L. ELDER,  
City Controller.

April 6, 1931.

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

Gentlemen:

Attached hereto you will find copies of General Ordinance No. 36, 1931, for the purchase of a Short Wave Radio Transmitter which is to be installed in the new Police Radio Tower when completed. The

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ordinance calls for an appropriation of \$5200.00 which is the estimated expenditure of the Transmitter.

The purchase requisition for this Transmitter has been duly advertised by Newspaper insertions and competitive bids being mailed to all licensed manufacturers, and the award to be made to the lowest and best bidder by the combined selection of the Board of Safety, the Police Radio Superintendent and this Department.

It is essential that no delay be made in the Radio hook-up when the Radio department moves from its present location to its new quarters, and for this reason it is respectfully recommended that this ordinance be passed by your Honorable Board.

Respectfully submitted,

ALBERT H. LOSCHE,  
Purchasing Agent.

April 6, 1931.

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

Gentlemen:

I am herewith enclosing fourteen copies of a General Ordinance to abolish the taxicab stand on the northwest segment of Monument Circle. This is made necessary by the change in the bus stand on Monument Circle which was made some time ago.

Very truly yours,

HERBERT M. SPENCER,  
Assistant City Attorney.

Mr. Welch asked for a recess. The motion was made and seconded by Mr. Wheatley, and the Council recessed at 8:40 p. m.

The Council reconvened from its recess at 10:35 p. m., with the same members present as before.

### COMMITTEE REPORTS

Indianapolis, Ind., April 6, 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. 28, 1931, entitled Regulation and Licensing of Taxicabs, beg leave to report that we have had said ordinance under consideration, and recommend that the same be passed as amended.

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

Indianapolis, Ind., April 6, 1931.

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

Gentlemen:

We, your Committee on Public Health, to whom was referred General Ordinance No. 30, 1931, entitled Regulation of Milk Deliveries, beg leave to report that we have had said ordinance under consideration, and recommend that the same be stricken from files.

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



Indianapolis, Ind., April 6, 1931.

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

Gentlemen:

We, your Committee on Law and Judiciary, to whom was referred Special Ordinance No. 3, 1931, entitled Accepting in trust bequests to City by Susan W. Butler, beg leave to report that we have had said ordinance under consideration, and recommend that the same be passed.

GEORGE A. HENRY, Chairman.  
MAURICE E. TENNANT.  
CHAS. C. MORGAN.  
C. I. WHEATLEY.

Indianapolis, Ind., April 6, 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 Appropriation Ordinance No. 9, 1931, entitled Appropriation of \$2,842.07 from unappropriated balance of 1930 to various City Funds, 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.

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Indianapolis, Ind., April 6, 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. 5, 1931, entitled Licensing of Taxicabs, beg leave to report that we have had said ordinance under consideration, and recommend that the same be stricken from files.

J. A. HOUCK, Chairman.

C. A. HILDEBRAND.

MAURICE E. TENNANT.

## INTRODUCTION OF APPROPRIATION ORDINANCES

By City Controller:

### APPROPRIATION ORDINANCE NO. 10, 1931

AN ORDINANCE appropriating the sum of Four Hundred Fifty Dollars (\$450.00) from the estimated unappropriated balance of the General Fund for the year 1931 to the Municipal Airport Fund No. 51, "Insurance," 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 there be and is hereby appropriated out of the estimated unappropriated balance of the General Fund for the year 1931 the sum of Four Hundred Fifty Dollars (\$450.00), and the entire sum appropriated and transferred to the Municipal Airport Fund No. 51, "Insurance," for the payment of items properly coming within such fund.

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

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

### INTRODUCTION OF GENERAL ORDINANCES

By Board of Public Safety:

#### GENERAL ORDINANCE NO. 32, 1931

AN ORDINANCE to amend Section D-124 of section 865 of General Ordinance No. 121, 1925, otherwise known as the Municipal Code of the City of Indianapolis of 1925, and section F-117 of said section 865 of said ordinance, and fixing a time when the same shall take effect.

WHEREAS, the said sections of said ordinance at the time of their passage by this council were passed upon the general police power of the City of Indianapolis; and

WHEREAS, the Indiana General Assembly of 1929 passed an act entitled "An Act authorizing the common councils of certain cities to regulate, examine and license building contractors, electrical contractors and plumbing contractors and the building construction industry, and to provide that the building construction industry in any city which does not provide by ordinance for the regulation, examination and licensing of building contractors shall be carried on in compliance with the rules and regulations of the administrative building council of Indiana," approved March 16, 1929, provided specific authority for such regulation, examination and licensing of such contractors.

Therefore, for the purpose of reenacting said sections D-124 and F-117 of said ordinance,

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

Section 1. That Section D-124 of section 865 of General Ordinance No. 121, 1925, otherwise known as the Municipal Code of Indianapolis of 1925, be and the same is hereby enacted to read as follows:

“Section D-124 Board of Electrical Examiners.

(a) In order to safeguard life, health and property through safe electrical installation, every person, firm or corporation engaged in or offering to engage in the business of electrical work or installation in the City of Indianapolis shall hereafter be required to submit evidence that they are qualified therefor to so engage and shall be registered and licensed as hereinafter provided, and it shall be unlawful for any person, firm or corporation to engage in or offer to engage in the business of electrical work or installation in the City of Indianapolis, unless such person, firm or corporation has been duly registered and licensed under the provisions of this ordinance.

To carry out this provision there is hereby created a Board for the examination and licensing of Master Electricians, as hereinafter defined, to be known as ‘Board of Electrical Examiners,’ which Board shall consist of five (5) members, to be constituted and appointed as follows:

The Commissioner of Buildings of the City of Indianapolis and the Electrical Engineer shall each be a member of said board, ex-officio; the Commissioner of Buildings of the City of Indianapolis shall appoint as the third member of said board some master electrician of good moral character of the City of Indianapolis, and these three members shall appoint two additional members, one of whom shall be a registered architect, and one registered electrical engineer under the laws of Indiana, all of the City of Indianapolis.

(b) The term 'master electrician' as used in this section is defined to mean and include any person, firm or corporation engaged in the business of, or holding themselves out to the public as engaged in the business of installing or repairing or contracting to install or repair wires, conductors and equipment, used within buildings for the transmission of electric current for electric light, heat, power or signaling purposes covered by the Building Code of the City of Indianapolis, together with the fittings for the same necessary for the protection of such wires, conductors and equipment.

(c) The salary of the members of said board, other than the member who is the Commissioner of Buildings and Electrical Engineer of the Bureau of Buildings of the City of Indianapolis, shall be sixty (\$60.00) dollars per year, or at the rate of five (\$5.00) dollars per month, and said board shall have a right to employ some competent person not a member of the board as secretary at the compensation not in excess of twenty (\$20.00) dollars per month.

(d) Said Board of Electrical Examiners shall meet at the office of the Commissioner of Buildings of the City of Indianapolis, or at such other place in the City Hall as may be assigned to them. Said board shall meet at least once a month at such time as may be fixed by said board, and when necessary for the efficient discharge of its duties said board may adjourn from time to time, and may hold special meetings upon the call of the chairman or of two members of said board. The majority of said board shall constitute a quorum, and it shall require the affirmative vote of a majority of said members to take any action at any regular or special meeting of said board.

(e) No person shall be entitled to receive a license as a master electrician, as provided in this section, unless he possesses a fair knowledge of the laws of the State of Indiana and of the ordinances of the City of Indianapolis controlling the repair and installation of wires, conductors or equipment used within

buildings for the transmission of electric current for electric light, heat, power or signalling purposes covered by this code.

(f) No firm or corporation shall be entitled to receive a license as a master electrician as provided in this section unless, if a firm, some member thereof, or if a corporation, some officer or duly authorized representative thereof, shall possess the qualifications required in this section for master electrician, and apply for and secure a license as master electrician under this section in the name of such firm or corporation.

(g) Said Board of Electrical Examiners shall have power to adopt all necessary rules and regulations for the conduct of its own business and the examination of applicants for license as master electrician. Said board shall keep, or cause to be kept, proper records showing the names and addresses of all persons making application for license as master electrician, and to whom said board authorizes licenses to be issued.

(h) Said Board of Electrical Examiners shall issue its certificate signed by each member of said board, or a majority thereof, to each applicant for license as a master electrician complying with the requirements of this section. Said certificate shall be directed to the Controller of the City of Indianapolis and said Controller upon the receipt of such certificate shall issue a license to such person, firm or corporation, as the case may be, for a period of one year; or the remainder of the calendar year, after the date of the issuing of such license. All licenses and renewals of the same shall expire on the 31st day of December each year. No license shall be issued by the Controller to any person, firm or corporation as a master electrician except as provided in this section, and such license so issued shall be evidence in court of the business for which it is issued.

(i) Each applicant before taking examination shall pay to the Controller of said city the sum of fifteen (\$15.00) dollars as the preliminary fee for the examination as master electrician

and file the receipt of the Controller with the Secretary of said board for such payment. If the applicant is found to be qualified and is given a certificate as provided for in paragraph (h) of this section then he shall be entitled, upon the further payment to said Controller of ten (\$10.00) dollars and the execution of a bond as provided for in this section, to receive a license from the Controller as a master electrician as provided in this part.

(j) Each person, firm or corporation applying for the license required by this section shall, before being granted a license by the Controller, make, execute and deliver to the Controller a bond in the sum of three thousand (\$3,000.00) dollars, payable to the City of Indianapolis, such bond to be made for the use and benefit of the owner or any party in interest in the property where said master electrician furnishes any material, or performs any service, against loss or damage which may arise by reason of the work done or material furnished being in violation of the requirements of any law of the State of Indiana or any ordinance of the City of Indianapolis controlling such work. Such bond shall be executed by each applicant with any recognized and responsible surety company authorized to do business in Marion County, Indiana, as surety thereon.

(k) Each person, firm or corporation applying for the license as master electrician, as provided in this section, shall have the right without further examination to obtain a license each year thereafter from said Controller upon the payment to the Controller of a license fee of five (\$5.00) dollars, and the execution of a bond with security as herein required.

(l) Any person shall have the right to appear before the Board of Electrical Examiners for permission to do electrical wiring for himself to the extent of the permission granted him in writing by said board as herein provided. Said permission shall definitely state what the person may do, and in no case shall such permission be construed to exclude the installation permit required by this Code.

(m) The above and foregoing provisions of this section shall not apply to or govern electrical work done by any person, firm or corporation under the direction of a designated employee employed in whole or in part for such work, provided, however, that the owner of any such plant or building desiring to do such electrical work through his, their or its regular employees shall join with such employee, or employees, in an application to the Board of Electrical Examiners for a permit and license therefor. Such employee shall appear in person before said board and shall pass an examination the same as for a master electrician and after said board is satisfied that such employee joining such person, firm or corporation, in such application is qualified to do electrical work as provided in this section and as described in paragraph (e) hereof, said board shall issue such permit to such person, firm or corporation for said employee, so joining in said application, and upon presentation of such permit to the Controller of said city, such person, firm or corporation shall be entitled to receive a second grade license for said employee, to do electrical work on the premises of said person, firm or corporation upon the payment of the fee of five (\$5.00) dollars per year without the execution of any bond. The work done under such license shall be limited to the employee named in such license and to the building or buildings owned by said person, firm or corporation, but not for any building under construction; and said board shall keep a proper record showing the name and address of each person, firm or corporation to whom such permit and second grade license is granted. If an employee named in any license issued to any person, firm or corporation under this paragraph shall for any reason cease to be an employee of such person, firm or corporation, then all rights under such licenses shall cease, and said person, firm or corporation shall be required to make a new application to said Board of Electrical Examiners, the same as if he, they or it had never been granted any permit or license by such board.

(n) This section shall not apply to telephone companies, telegraph companies, electric light, heat and power companies,



or electric railway companies or to any employees thereof operating under franchises or under the laws of the State of Indiana, in the installation and maintenance, removal or repair of their wires, conductors, apparatus and equipment used in connection with their business or plant. This section shall not apply to the manufacturers of electrical apparatus in conducting tests of apparatus of their own manufacture.

(o) Any person, firm or corporation granted a license as master electrician, or a renewal thereof, in accordance with the provisions of this section, shall display the same in a conspicuous place in the place of business of such person, firm or corporation.

(p) No permit or license, or renewal thereof, granted under the provisions of this section shall be assignable or transferable, and every such license, or renewal of the same, shall specify the name of the person, firm or corporation to whom it is issued, and if issued to a firm the name of the member of such firm qualifying as such master electrician, and if issued to a corporation the name of the officer or representative of such corporation qualifying as such master electrician. If a member of the firm or an officer or representative of a corporation named in the permit or license, or renewal thereof, qualifying as such master electrician shall cease to be a member of such firm or shall cease to be the officer or representative of such corporation, then and in that event all rights of such firm or such corporation under such permit or license or renewal thereof, shall cease and said firm or corporation shall be required to make a new application to said Board of Electrical Examiners as provided in this section the same as if it had never been granted any permit or license by such board.

(q) The Board of Electrical Examiners shall have power, with the approval of the Board of Public Safety, for cause of any violation of the Building Code by any master electrician, to whom a license has been granted. Violation of any of the provisions of this Code shall be sufficient cause for the suspension or revocation of such license.

(r) Said board shall not have the power to create any expense unless the money therefor has been duly appropriated by the Common Council of said city. Any expense incurred by said board, including the salary of members and the compensation of the Secretary shall be paid on voucher approved by the Commissioner of Buildings.

(s) The provisions of the foregoing sections, including all sub-sections thereof shall not operate to suspend or revoke the license of any person or persons which was heretofore granted by said Board of Electrical Examiners pursuant to section D-124 of the Municipal Code of the City of Indianapolis of 1925."

Sec. 2. That section F-117 of section 865 of General Ordinance No. 121, 1925, otherwise known as the Municipal Code of Indianapolis of 1925, be amended to read as follows:

"Section F-117. Licensing of Plumbers.

(a) In order to safeguard life, health and property through sanitary plumbing, any person, firm or corporation practicing or offering to practice plumbing, either as an employer or employee in the City of Indianapolis shall hereafter be required to submit evidence that he or they are qualified so to practice and shall be registered and licensed as hereinafter provided, and it shall be unlawful for any person, firm or corporation to practice or offer to practice plumbing in the City of Indianapolis unless such person, firm or corporation has been duly registered and licensed under the provisions of this ordinance.

(b) To carry out the provisions of the above paragraph there is hereby created a BOARD OF EXAMINERS OF PLUMBERS herein called the 'Board' for the registration and licensing of 'Plumbers.'

(c) Said board shall consist of five members. The Commissioner of Buildings and the Secretary of the Board of Health and Charities shall be members of said Board ex-officio. These

two members, as provided herein, shall appoint as members of said board three additional members, two of whom shall be employers of not less than five years' experience in the business of plumbing and one shall be an employee of like experience, all of whom reside at the time of their appointment and shall have resided in the City of Indianapolis for a period of at least five years prior to their appointment. After the appointment on said first board, no plumber shall be eligible for appointment on said board unless he be a registered and licensed plumber. The term of office of the three appointive members, first appointed under the provisions of this ordinance shall be at the pleasure of the appointing members.

(d) The Commissioner of Buildings and the Secretary of the Board of Health and Charities shall serve on the board without any additional compensation. The three appointive members of said board shall severally be paid sixty (\$60.00) dollars per year, or at the rate of five (\$5.00) dollars per month, and said board shall have the authority to employ some competent person not a member of the board as secretary at the compensation not in excess of twenty (\$20.00) per month.

(e) Within thirty (30) days after this ordinance goes into effect, the members of said board shall meet at the office of the Commissioner of Buildings, or at such other place in the City Hall as may be assigned them, and organize by the election of a chairman and the selection of secretary, each of whom shall hold office for one year. Annually thereafter the board shall organize in a similar manner. The board shall adopt and have an official seal which shall be affixed to all certificates of registration granted, and shall make all By-Laws and Rules not inconsistent with law, needed in performing its duty.

(f) The board shall hold a meeting within thirty (30) days after its members are first appointed, and thereafter shall hold meetings at least once each month at such time as the By-Laws may provide. Special meetings may be held at such time as the

By-Laws of the board may provide. Notice of all meetings shall be given in such manner as the By-Laws may provide. Three members of the board shall constitute a quorum for the transaction of all business except as otherwise provided.

(g) The board shall keep a record of its proceedings and a register of all applicants for registration showing for each the date of application, name, age, education and other qualifications, place of business and place of residence and whether the applicant was rejected, or a certificate of registration granted and the date of such action. The board shall have jurisdiction over and to examine all persons desiring to engage in the practice of plumbing, either as employer or employee, in the City of Indianapolis, with the power of examining all persons applying for a license as such employer or employee, to determine their fitness and qualifications for conducting the trade, calling or business of plumbing, and to issue a certificate of registration to all such persons who shall have submitted to and passed a satisfactory examination before such board, and shall be by it determined to be qualified for engaging in, carrying on or conducting the trade, calling or business of plumbing.

(h) Every person who shall desire to practice the business of plumbing in the City of Indianapolis, shall comply with the following requirements: Each applicant before taking the examination shall pay to the Controller the sum of five (\$5.00) dollars as the preliminary fee for the examination and file the receipt of the Controller with the Secretary of the board for such payment. If the applicant is found to be qualified the board shall issue to said applicant a certificate of registration directed to the Controller of the City of Indianapolis, and said Controller upon the receipt of such certificate of registration and further payment of five (\$5.00) dollars shall grant a license to such person, as named in the certificate of registration for a period of one (1) year, or the remainder of the calendar year, after the date of the granting of such license. All licenses and renewal of the same shall expire on the 31st day

of December of each year and renewal shall be made on or before January 31st of the following year. No license shall be granted by the Controller to any person except as provided in this ordinance and such license so granted shall be evidence in court of the business for which it is granted. Every firm or corporation who shall desire to practice the business of plumbing, as provided in this ordinance, shall comply with the following requirements, if a firm, some member thereof, or if a corporation, some officer or duly authorized representative thereof, shall apply for a license in the name of such firm or corporation.

(i) Application for examination for a license as a plumber will be received by the Secretary of the board, who will furnish the applicant at the time of the examination with a list of questions which must be answered in writing. The applicant shall state on oath, in his own handwriting, that he is the party directly interested in the license, giving his full name and address, street and number and his term of residence in the city. The examination shall be of such a character as to test the fitness and qualifications of the applicant for the trade, business or calling of plumber, who must have a standing of at least seventy (70) percent in his examination to be entitled to a license.

Falsehood or fraud in the examination shall be sufficient cause for a refusal of his certificate, together with the dismissal of his application. Upon failure to pass the required examination, another will not be granted until after the expiration of three months from date of examination.

(j) The Board shall have the power to suspend or revoke any license, or renewal thereof, granted by the said board for any fraud or deceit in obtaining a license or of gross negligence, incompetence or misconduct in the practice of plumbing. Any person may prefer charges of such fraud, deceit, negligence, incompetence or misconduct against any plumber; such charges

shall be in writing and sworn to by the complainant and submitted to the board. A time and place for such hearing shall be fixed by the board. A copy of the charges, together with a notice of the time and place of hearing shall be legally served on the accused at least thirty (30) days before the date fixed for the hearing. At said hearing the accused shall have the right to appear personally and by counsel and to cross-examine witnesses against him and to produce evidence and witnesses in his defense. If, after said hearing four or more members of the board vote in favor of finding the accused guilty of any fraud or deceit in obtaining a license, of gross negligence, incompetence or misconduct in the practice of plumbing the board shall suspend or revoke the license of the accused. The decision of the board shall be subject to review in the Marion Circuit Court of Marion County, such appeals to be taken within six (6) months after the day in which the order was made by the board. The board may reissue a license to any person whose license has been suspended or revoked, provided four (4) or more members of the board vote in favor of such reissue.

(k) Any person, firm or corporation applying for a license as an 'Employer' as required by this ordinance shall, before being granted a license by the Controller, make, execute and deliver to the Controller a bond in the sum of three thousand (\$3,000.00) dollars, payable to the City of Indianapolis; such bond to be made for the use and benefit of the owner or any party in interest in the property where said employer furnishes any material, or performs any service, against loss or damage which may arise by reason of the work done or material furnished being in violation of the requirements of any law of the State of Indiana or any ordinance of the City of Indianapolis controlling such work. Such bond shall be executed by each applicant with any recognized and responsible surety company authorized to do business in the State of Indiana, as surety thereon.

(l) An employee is not required to give a bond unless he

or they assume the same responsibility as provided herein for an employer.

(m) Any person, firm or corporation having been duly licensed as a 'Plumber' as provided in this ordinance, shall have the right without further examination to obtain a license each year thereafter from said Controller upon the payment to the Controller of a license fee of five (\$5.00) dollars, and the execution of a bond with security as herein required.

(n) Any person, firm or corporation may appear before the 'Board' for permission to do plumbing work on property owned or leased by said individual, firm or corporation to the extent of the permission granted in writing by the board.

(o) Any person, firm or corporation granted a license as a plumber or a renewal thereof, in accordance with the provisions of this ordinance, shall display the same in a conspicuous place in the place of business of such person, firm or corporation engaged in the business of plumbing as an employer.

(p) No permit or license, or renewal thereof, granted under the provisions of this ordinance shall be assignable or transferable and every such license, or renewal of the same, shall specify the name of the person, firm or corporation to whom it is issued, and whether an employer or an employee, and if issued to a firm the name of the member of such firm qualifying as a plumber. If a member of the firm or any officer or representative of a corporation named in the permit or license, or renewal thereof, qualifying as a plumber shall cease to be a member of such firm or shall cease to be the officer or representative of such corporation, then and in that event all rights of such firm or such corporation under such permit or license, or renewal thereof, shall cease and said firm or corporation shall be required to make a new application to said Board of Plumber Examiners as provided in this part the same as if it had never been granted any permit or license by such board.

(q) Said board shall not have the power to create any expense unless the money therefor has been duly appropriated by the Common Council of said city. Any expense incurred by said board including the salary of the appointive members and the compensation of the Secretary shall be paid on voucher approved by the President and Secretary of the board.

(r) A plumber shall be construed to include any person, firm or corporation engaged in the installation either directly or indirectly of water supply distribution pipes, the fixtures and fixture traps or other apparatus for bringing in the water supply and removing liquid and water carried wastes within buildings or on any premises within the City of Indianapolis or engaged in the repairs to the same for which a permit is required.

(s) The provisions of the foregoing sections, including all sub-sections thereof shall not operate to suspend or revoke the license of any person or persons which was heretofore granted by said Board of Examiners of Plumbers pursuant to section F-117 of the Municipal Code of the City of Indianapolis of 1925."

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

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

By City Controller:

GENERAL ORDINANCE NO. 33, 1931

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.



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

Section 1. That the sum of Fifteen Hundred Dollars (\$1500.00) now in Department of Public Safety, Police Department Fund No. 11, Services—Personal, Detective Sergeants, be and the same is hereby transferred and reappropriated to Department of Public Safety, Administration Fund No. 26, Services—Other Contractual.

Sec. 2. That the sum of Thirteen Hundred and Fifty Dollars (\$1350.00) now in Department of Public Safety, Administration Fund No. 11, Services—Personal, Assistant Surgeon, be and the same is hereby transferred, thereby abolishing the office of Assistant Surgeon of the Board of Public Safety, and reappropriated to Department of Public Safety, Administration Fund No. 11, Services—Personal, Surgeon, and thereby increasing the salary of said Surgeon to Twenty-four Hundred (\$2400.00) Dollars per year.

Sec. 3. This ordinance shall take effect from and after its passage and publication according to law.

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

By City Engineer:

GENERAL ORDINANCE NO. 34, 1931

AN ORDINANCE appropriating and transferring to the City Civil Engineer Gasoline Tax Fund the sum of Twenty-five Thousand Dollars (\$25,000) out of the Gasoline Tax Fund, now unappropriated, for the repair and maintenance of improved streets, public thoroughfares and bridges, and for labor, material, supplies and equipment necessary thereto, 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 sum of Twenty-five Thousand Dollars (\$25,000) of the Gasoline Tax Fund, which sum is now unappropriated, be and the same is hereby appropriated and transferred to the City Civil Engineer Gasoline Fund, Special, for the repair and maintenance of improved streets, public thoroughfares and bridges, and for labor, material, supplies and equipment necessary thereto.

Sec. 2. 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 Legal Department:

GENERAL ORDINANCE NO. 35, 1931

AN ORDINANCE abolishing the taxicab stand heretofore established in the northwest segment of Monument Circle, 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 taxicab stand heretofore established in the northwest segment of Monument Circle be and the same is hereby abolished.

Sec. 2. This ordinance shall take effect from and after its passage and publication according to law.

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

By City Purchasing Agent:

GENERAL ORDINANCE NO. 36, 1931

AN ORDINANCE authorizing the purchase by the Board of Public Safety, or its duly authorized agent, of one (1) Short Wave Radio Transmitter to operate on Police Frequency Assignments, at the Police Radio Station, for the sum of approximately Five Thousand Two Hundred Dollars (\$5,200), 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 Board of Public Safety of the City of Indianapolis, through its duly authorized agent, be and it is hereby authorized to purchase one (1) Short Wave Radio Transmitter to operate on Police Frequency Assignments, complete with one (1) set of tubes, one (1) crystal, and necessary relays for automatic remote operation and interlocking, ready to set up for operation, less speech input equipment and less installation; said radio transmitter to be bought only after competitive bids have been advertised therefor according to law, and purchase to be made from the lowest and best bidder or bidders, and the total cost thereof shall not exceed Five Thousand Two Hundred Dollars (\$5,200).

Sec. 2. That said purchase price for said radio transmitter shall be paid out of the funds heretofore appropriated to the Department of Public Safety of the City of Indianapolis (Police Radio) for the year 1931.

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

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

## ORDINANCES ON SECOND READING

Mr. Henry made a motion to strike General Ordinance No. 5, 1931, from the files. The motion was seconded by Mr. Morgan and passed by unanimous vote.

Mr. Tennant called for General Ordinance No. 28, 1931, for second reading. It was read a second time.

Mr. Tennant presented the following written motion to amend General Ordinance No. 28, 1931:

Indianapolis, Ind., April 6, 1931.

*Mr. President:*

I move that General Ordinance No. 28, 1931, be amended to read as follows, to-wit:

MAURICE E. TENNANT.  
Councilman.

GENERAL ORDINANCE NO. 28, 1931  
(AS AMENDED)

AN ORDINANCE concerning taxicabs, providing for the regulation and licensing of the same, providing penalties for the violation thereof, repealing all ordinances in conflict therewith, and fixing a time when the same shall take effect.

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

Section 1. DEFINITION. A taxicab, for the purposes of this ordinance, shall be deemed to mean a motor vehicle while being used for the performance of a contract for the transportation of a passenger,

or passengers, for hire, to and from points chosen or designated by the passenger, or passengers, and running over any available route between such points, but not at the time being operated over or along a definite, advertised, announced or substantially fixed route from, to or between definite or substantially fixed terminals, locations or districts, or according to substantially fixed or announced times or intervals of arrival or departure.

Sec. 2. LICENSES FOR VEHICLES. No person shall engage in the business of operating a taxicab, or taxicabs, upon the streets of the City of Indianapolis without first obtaining a license from the City Controller to engage in such business, all as hereinafter provided.

Sec. 3. APPLICATIONS FOR LICENSES. Application for a license to operate a taxicab, or taxicabs, shall be in writing, verified by the applicant or his duly authorized agent, and shall be filed in duplicate with the City Controller. Such application shall state the following facts: (1) The name of the applicant; if a partnership, the name and address of all the partners; if a corporation, the name and address of the officers and directors thereof; (2) the address of the principal place of business of such applicant; (3) the experience, if any, the applicant has had in such business; (4) the number of taxicabs the applicant desires to operate; (5) the seating capacity of each taxicab according to the manufacturer's rating; the type, or types, of motor cars to be used; (6) the horse power, name of manufacturer, state license number of each taxicab, and the length of time such taxicab, or taxicabs, have been in use; (7) a statement of the financial responsibility of the applicant; (8) a statement of the reserve fund, if any, which has been established as a fund to pay claims for damages to property as the result of the operation of such taxicab, or taxicabs; (9) a statement of the general color scheme which has been heretofore used by said applicant, or is to be used by such applicant; (10) a statement of the names and addresses of all taxicab drivers, driving cabs in the operation of such business.

Sec. 4. ISSUANCE OF LICENSES. Whenever such licensee shall file such application with the City Controller of the City of Indianapolis, the City Controller shall, thereupon, issue a license to such applicant, to operate such taxicab, or taxicabs, on the streets of the City of Indianapolis, subject to the provisions of this ordinance and to all amendments thereto, upon the payment of a license fee of Thirty Dollars (\$30.00) a year for each taxicab to be operated under the terms and conditions of such license, and upon the filing of a liability contract of insurance providing for indemnification as hereinafter provided in Section . . . . hereof. All licenses issued on or after August 1st of each year hereafter the fee therefor shall be Fifteen Dollars (\$15.00). All licenses shall expire on December 31st of each year.

Sec. 5. NAME OF LICENSEE ON DOOR. Every vehicle licensed under the provisions of this ordinance shall have the name of the licensee thereof plainly painted in letters at least two inches in height in the center of the main panel of said vehicle.

Sec. 6. LICENSE PLATES. ADDITIONAL LICENSES. TRANSFER OF LICENSES. (a) At the time such license is issued the City Controller shall also deliver to such licensee for each taxicab requested in such application, a metal plate, not exceeding six (6) inches in diameter, which shall bear the license number of the vehicle, which plate shall be affixed to each taxicab in a conspicuous part thereof. The design of such plate shall be uniform for each calendar year, and shall be changed each year.

(b) At the time of the delivery of such license plate or plates, the City Controller shall note upon the application and the duplicate of such application, after the list of vehicles for which license plates are requested, in a space to be provided for such purpose, after each vehicle for which a plate is requested, one of the numbers of such license plates so delivered, and shall return the duplicate application to such licensee with such plates. Such licensee shall cause such license plate or plates to be affixed in a conspicuous place on such taxicab or taxicabs in accordance with the notation so made by said City Controller.

(c) Such license plates may be transferred to another cab operated by said licensee upon filing with the City Controller an application for such transfer, setting forth the following: (1) the name and address of the applicant; (2) the seating capacity; (3) the type of motor car; (4) the horse power, name of manufacturer, and state license number of such taxicab from which applicant seeks to transfer such license plate, and (5) the seating capacity; (6) the type of motor car; (7) the horsepower, name of manufacturer, and state license number of the taxicab to which applicant seeks to transfer such license plate, and upon the payment of the sum of One Dollar (\$1.00) as a filing fee therefor. The City Controller shall make a note of such transfer upon the original license, and shall give such applicant a receipt therefor, showing that such license plate has been transferred, and the taxicab to which such license plate has been transferred.

(d) Additional license plates for additional cabs shall be issued to any such licensee upon filing with the City Controller an application for an additional license plate, which application shall set out: (1) the name and address of the applicant; (2) the seating capacity of the taxicab for which an additional license plate is requested; (3) the type of motor car; (4) the horsepower, name of manufacturer, and state license number of such taxicab; (5) the length of time such taxicab has been in use, and the payment of the sum of Thirty Dollars (\$30.00) therefor; provided, that any additional license plate issued on or after the 1st day of August of each year hereafter, the fee shall be Fifteen Dollars (\$15.00).

(e) It shall be unlawful for any person, firm or corporation to drive or operate a taxicab upon the streets of the City of Indianapolis without a license plate affixed thereto in a conspicuous place thereon; and it shall further be unlawful for any person, firm or corporation to drive or operate a taxicab upon the streets of the City of Indianapolis without the license plate affixed thereto as designated upon such license, receipt of application for transfer of license plate, or application for additional license plate issued by the City Controller of said city under the terms of this section.

Sec. 7. REGISTER OF LICENSED VEHICLES. The City Controller shall keep a register of the name of each person owning or operating a vehicle licensed under this ordinance, together with the license number and the description, make, and necessary dimensions of such vehicle. Such record shall be open to the inspection of the public at all reasonable times, and shall be public records.

Sec. 8. DRIVERS' LICENSES: APPLICATION FOR. Every person driving a taxicab must be licensed as such by the City Controller. Each applicant for a driver's license must:

- (a) Be of the age of twenty-one (21) years or over.
- (b) Be of sound physique, with good eyesight, and not subject to epilepsy, vertigo, heart trouble or any other infirmity of body or mind which might render him unfit for the safe operation of a taxicab, and furnish a certificate of a reputable licensed physician to that effect.
- (c) Be able to read and write the English language.
- (d) Be licensed as a chauffeur under the provisions of the laws of this state.
- (e) Be clean in dress and person and not be addicted to the use of intoxicating liquors.
- (f) Shall not have been convicted of a felony or of pandering within three (3) years next preceding the date of application.
- (g) Produce, on forms to be provided by the City Controller, affidavits of his good character from two (2) reputable citizens of the city who have known him personally and observed his conduct during one (1) year next preceding the date of his application.
- (h) Fill out, upon a blank form to be provided by the City Controller, a statement giving his full name, residence, places of residence for one (1) year previous to moving to his present address,



age, color, height, color of eyes and hair, place of birth, length of time he has resided in the city, whether a citizen of the United States, places of previous employment, whether married or single, whether he has ever been convicted of a felony or misdemeanor, and if so, what felony or misdemeanor, court where convicted and date thereof, whether he has previously been licensed as a driver or chauffeur, and serial number thereof, and if so, whether his license has ever been revoked and for what cause; which statement must be signed and sworn to by the applicant and filed with the City Controller as a permanent record. If any false statement is made by the applicant for a license, the City Controller shall refuse to issue a license to such applicant. Said applicant shall be sworn to before a notary public or other officer authorized to administer oaths.

Sec. 9. PHOTOGRAPH OF THE DRIVER. Each applicant for a driver's license must file with his application two (2) recent photographs of himself, of a size which may be easily attached to his license, one of which shall be attached to the license when issued, the other shall be filed with the application with the City Controller. The photograph shall be so attached to the license that it cannot be removed and another photograph substituted without detection. Each licensed driver shall, upon demand of an inspector of licenses, a policeman or a passenger, exhibit his license and photograph for inspection. Where the application for a license is denied, the photograph shall be returned to the applicant.

Sec. 10. FORM AND TERMS OF DRIVERS' LICENSES. Upon satisfactory fulfillment of the foregoing requirements, there shall be issued to the applicant a license by the City Controller, which shall be in such form as to contain the photograph and signature of the licensee and blank spaces upon which a record may be made of any arrest or of a serious complaint against him. Any licensee who defaces, removes or obliterates any official entry made upon his license, shall be punished by the revocation of his license, Drivers' licenses shall be issued as of January 1st in each and every year and shall be valid to and including the 31st day of January next succeeding. Such license shall be renewed each year upon filing an application

therefor, setting forth the statements required in the original application for license.

Sec. 11. DRIVER'S BADGE. There shall be delivered by the City Controller to each licensed driver a metal badge, of such form and style as the City Controller may prescribe, with his license number thereon, which must, under penalty of revocation of the license, be constantly and conspicuously displayed on the outside of the driver's coat when he is engaged in his employment. Such licensed driver shall pay the sum of Two Dollars (\$2.00) therefor.

Sec. 12. FEES FOR DRIVERS' LICENSES. The following license fees shall be paid for drivers' licenses: For each original license, Two Dollars (\$2.00); for each renewal thereof, Two Dollars (\$2.00).

Sec. 13. REVOCATION OF LICENSES. All taxicab drivers' licenses issued under the provisions of this ordinance may be suspended or revoked by the Mayor or the City Controller for cause, in the manner and form as by law provided. The suspension or revocation of such driver's chauffeur license by the State of Indiana, the conviction of any such driver of a felony or of pandering, shall automatically revoke the license issued under the terms of this ordinance. Such license shall also be revoked upon proof that any statements made in such application are false. Such driver must thereupon make a new application and conform to all requirements set forth herein.

Sec. 14. RECORD OF DRIVERS' LICENSES. There shall be kept by the City Controller a complete record of each license issued to a driver, and of all renewals, suspensions, and revocations thereof, which record shall be kept on file with the original application of the driver for a license.

Sec. 15. It shall be unlawful for any person to drive or operate a taxicab upon the streets of the City of Indianapolis unless said person has procured a license as a taxicab driver in conformity with the provisions of this ordinance, or while such taxicab driver's license

has been suspended or revoked; it shall further be unlawful for any person to drive or operate a taxicab upon the streets of such city without the driver's badge required in Section 11 hereof conspicuously displayed upon his coat.

Sec. 16. Every licensed taxicab driver shall cause to be displayed upon a card within the portion of the taxicab occupied by the passenger or passengers, a photograph of such driver identical with the photograph required by Section 9 hereof, and with the name of such driver and his license number inscribed thereon. Such card shall be placed in a position so that any person seated in the rear seat of such cab may easily observe such card.

Sec. 17. TAXICAB STANDS. (a) The Board of Public Safety, subject to the approval by an ordinance passed by the Common Council, is hereby authorized to locate, designate and establish all taxicab stands and call boxes within the City of Indianapolis, and the board shall further designate the number of taxicabs that shall be allowed to stand at any of the places designated and shall provide a metal sign, which shall be attached to a post or stanchion adjacent to said stand, and on which sign shall be placed the number of vehicles allowed on that particular stand.

(b) Owners of any property may apply to the Board of Public Safety for the establishment of a public stand adjacent to their premises, stating in said application the number of taxicabs they desire to come on said stand. With the filing of said application, said applicant shall also file a receipt secured from the City Controller for the sum of Five Dollars (\$5.00) for an investigation fee. Such Board of Public Safety shall thereupon cause an investigation to be made by a police officer connected with the Traffic Department of the Indianapolis Police Department of such Board of Public Safety, who shall proceed to inquire into the necessity of the establishment of such taxicab stand as requested by such applicant, and such officer shall proceed at once to make such investigation and shall report his findings in writing to the Board of Public Safety, and said

board shall thereupon transmit such written request of said applicant to the Common Council, together with the written report of such officer and the recommendation of the Board of Public Safety as to whether or not such taxicab stand should be established. Upon request thereof, the Common Council will, after public hearing, proceed, in its discretion, to grant or reject said request, and upon said request being granted, will proceed to establish such taxicab stand, by ordinance, conforming in all respects to the requirements of law and of the rules of the Common Council.

(c) Upon the establishment of such taxicab stand as set out in the preceding sub-section, the Board of Public Safety shall cause such applicant to be notified of the action of such Common Council thereon; and such Board of Public Safety shall cause markers to be permanently located at the two ends of such stand as established by said Common Council, and cause said zone to be otherwise marked and designated as said Board of Public Safety may determine, and such markers shall be of metal and shall be of uniform design throughout the city: Provided, however, That said Board of Public Safety shall not affix said markers or cause such stand to be marked and designated, until the person requesting the establishment of such stand shall present said Board of Public Safety with a receipt showing that he has paid the City Controller of the City of Indianapolis the sum of Twenty-five Dollars (\$25.00) for the first year's rental for such markers; provided, however, that in the event that such payment shall be made at any time within the calendar year the rental up and to December 31st of the first year shall be the sum of Twenty-five Dollars (\$25.00); and the rental for each year thereafter shall be the sum of Twenty-five Dollars (\$25.00); this annual rental for such standards shall be used to defray the expense of erecting such standards and for keeping the same in repair and painted, and for properly marking and designating such taxicab stands. Such rentals so paid shall be kept by the City Controller in a separate fund for such purpose; any balance remaining in said fund shall revert to the General Fund at the end of any year. In the event said applicant shall fail to pay said rental when the same becomes due, the City Controller shall notify the Board of Public

Safety, who shall cause the said markers to be removed until said rental is paid.

(d) No taxicab stand shall be established which is within twenty-five (25) feet of a street intersection, and no stand shall be established which shall conflict with any safety zone or bus line heretofore established, or at any place where parking is prohibited or may hereafter be prohibited.

Sec. 18. Only taxicabs in such numbers as is set forth on the metal sign may remain at the taxicab stand while waiting for employment, and only in single file, pointed in accordance with the traffic regulations. No taxicab standing at the head of any such line shall refuse to carry any orderly person applying for a taxicab who agrees to pay the proper fare, but this shall not prevent any person from selecting any taxicab he may desire on the stand, whether it be at the head of the line or not. As the taxicabs leave the line with passengers, those behind shall move up, and any taxicab seeking a space on the stand shall approach the same only from the rear of the stand and shall stop as near as possible to the last cab already in line. No taxicab shall stand at the curb within fifteen (15) feet of the entrance of any building adjacent to a stand located and designated by the board in accordance with the preceding section, which shall be determined by measuring fifteen (15) feet on each side of the point of the curb opposite the middle of the entrance to the adjacent building. No taxicab shall stand within five (5) feet of any crosswalk, unless for receiving or discharging passengers.

The Mayor may suspend or revoke the license of any taxicab driver who shall stand in front of the entrance of any building within the prohibited space after the passengers desiring to leave have alighted, or who shall attempt to stand in said prohibited space waiting for passengers, or who shall violate any of the other provisions of this section.

Sec. 19. CRUISING AND SOLICITING. No taxicab while awaiting employment by passengers shall stand on any public street or

place other than at or upon a stand, designated or established in accordance with this ordinance, nor shall any driver of such taxicab seek employment by repeatedly and persistently driving his taxicab to and fro in a short space before, or by otherwise interfering with the proper and orderly access to or egress from any theater, hall, hotel, public resort, railway station, or other place of public gathering; but any driver may solicit employment by driving through any public street or place without stops, other than those due to obstruction of traffic, and at such speed as not to interfere or impede traffic, and may pass and repass before any theater, hall, hotel, public resort, railway station, or other place of public gathering: Provided, That after passing such public place, he shall not turn and repass until he shall have gone a distance of two (2) blocks upon the streets and highways of the city, and no person shall solicit passengers for a taxicab except the driver thereof when sitting upon the driver's seat of his vehicle. No person shall be allowed to ride on the box with the driver.

It shall be unlawful for the driver of any taxicab to wear any cap or uniform similar in color or design to caps or uniforms which are now or may hereafter be adopted as the official cap or uniform for the members of the police or fire department of the City of Indianapolis.

It shall be unlawful for any taxicab driver to drive said taxicab with more persons therein than the seating capacity according to the manufacturer's rating as shown by the license for such taxicab.

Sec. 20. TAXIMETERS. It shall be unlawful for any person to own or operate any taxicab unless said taxicab is equipped with a practical standard fare register device or taximeter, in good and workable condition, designed to mechanically measure the distance traveled, to record the time said vehicle is waiting, and upon which said record there shall be indicated by means of figures or designs the fare to be charged.

(a) It shall be the duty of every person owning or operating a taxicab, as in this section described, to keep the taximeter thereon

in a good and workable condition, and at the beginning of every employment to set said taximeter in the usual way so that it will register and compute on a mileage basis, while said vehicle is running, and a time basis while waiting and while the service is being rendered, the fare to be charged. And said taximeter shall be so placed that the face thereof, where the fare is registered, will be plainly visible to the passengers within said vehicle.

(b) **INSPECTION.** No license shall be issued for a taxicab until the taximeter attached thereto shall have been inspected and found correct by an inspector of the Bureau of Weights and Measures of this city and found to be accurate; which inspector shall cause a seal to be attached thereto, and it shall be unlawful for any person except such inspector to remove said seal from said meter.

(c) Such inspector of Weights and Measures may reinspect any meter of any such taxicab at any time; and, in the event that such meter does not register correctly, shall direct the driver or person in charge of said taxicab to remove said meter from said cab, and such driver, or person in charge of said cab, shall not operate said cab with such defective meter for hire upon the streets of this city until a meter shall be placed in said taxicab which shall register correctly upon inspection and test of such inspector of Weights and Measures.

(d) **ILLUMINATION OF DIAL.** After sundown the face of every taximeter shall be illuminated by a suitable light, so arranged as to throw a continuous, steady light thereon.

(e) **CASE TO BE SEALED.** No person shall use or permit to be used, or drive for hire, a taxicab equipped with a taximeter the case of which is unsealed and not having its cover and gear intact.

(f) **FALSE SIGNAL.** No driver of a taxicab equipped with a taximeter or other similar device, while carrying passengers or under employment, shall display the signal affixed to such taximeter or other similar device in such position as to denote such vehicle is not em-

ployed, or in such position as to denote that he is employed at a rate of fare different from that to which he is entitled under the provisions of this ordinance.

(g) UNAPPROVED TAXIMETER. No person shall drive a taxicab for hire to which is attached a taximeter that has not been duly inspected and approved.

(h) TAMPERING WITH METER. No driver or operator of any taxicab shall permit any person to ride thereon or therein, without the consent of the owner thereof, when the flag is up or toward a vertical position, and no person shall tamper with, break or mutilate any taximeter or seal of the Bureau of Weights and Measures.

(i) VIOLATIONS. Any person violating any of the provisions of this section shall, upon conviction thereof, be fined in any sum not exceeding Fifty Dollars (\$50.00) for each offense.

Sec. 21. RATES OF FARE. No person, firm or corporation, owning, operating or controlling any motor vehicle operated as a taxicab within the limits of the city shall charge to exceed a schedule of rates posted in each taxicab. Each licensee shall cause a schedule of rates charged for the use of such taxicab to be posted in a conspicuous place therein in plain view of a passenger seated in the rear seat thereof.

Waiting time shall include the time when the taxicab is not in motion, beginning with the arrival at the place to which it has been called, or the time consumed while standing at the direction of the passenger, but no charge shall be made for time lost for inefficiency of the taxicab or the operator, or time consumed by premature response to a call.

If demanded by the passenger, the driver in charge of a taxicab shall deliver to the person paying for the hiring of the same at the time of such payment a receipt therefor in legible type or writing containing the name of the owner, the city license number or the driver's city license number, or the taximeter number, and any items



for which a charge is made, the total amount paid, and the date of payment.

Sec. 22. PASSENGER MAY DEMAND NAME OF DRIVER. Every driver of such vehicle, upon being requested so to do, by any person who is, or has been, or is about to become a passenger in such vehicle, shall give to such person his name, his license number, and the license number of such vehicle.

Sec. 23. DUTY TO CONVEY. It shall be unlawful for any driver licensed under the provisions of this ordinance to refuse to convey any person to the place of his destination who applies to him for carriage, or who, having undertaken to convey any passenger, shall omit or neglect so to do: Provided, That such passenger is in such condition of health and cleanliness that his carriage in such vehicle would not be a violation of any law or ordinance or rule of the Board of Public Safety or of the Board of Health.

Sec. 24. OVERCHARGE. No person shall charge or attempt to charge any passenger a greater rate of fare than the schedule of rates posted in such taxicab.

Sec. 25. RECORD OF CALLS. All taxicabs operated according to the provisions of this ordinance shall keep a daily record of all calls made and passengers transported, the time and place when and where the passenger was secured and the place where the passenger was taken, and the number and sex of passengers, which record shall be kept by the licensee at the place of business stated in such license, and shall be open to inspection of any police officer at all times.

Sec. 26. BOND OR INSURANCE. It shall hereafter be unlawful for any person, firm or corporation to operate or cause to be operated upon any public street within the City of Indianapolis, Indiana, a taxicab, as above defined, unless there shall have first been filed with the City Controller a liability contract of insurance in a solvent and responsible company, authorized to do business in the State of Indiana, which shall provide for the indemnification of such

person, firm or corporation against loss or expense from claims for damages, as well as the payment of any final judgment that may be rendered by a court of competent jurisdiction, against any said person, firm or corporation on account of bodily injury or death, accidentally suffered or alleged to have been suffered by any person, or persons, other than employees of said person, firm or corporation, by reason of the ownership, maintenance or use of said taxicab as a commercial vehicle for the transportation of persons for hire in said city, in a sum not exceeding Five Thousand Dollars (\$5,000.00) for injury to or death of any one person; and subject to the same limit for each additional person injured or killed: Provided, however, That the total liability of said contract of insurance, for the loss on account of any one accident resulting in bodily injuries or death to more than one person shall be not less than Ten Thousand Dollars (\$10,000.00).

Sec. 27. It shall be the duty of every person, firm or corporation to keep such contract of insurance in force during the full period of time for which he, they or it may be operating said taxicabs upon the streets of said City of Indianapolis, and in case said contract of insurance is cancelled, or otherwise terminated, they shall immediately notify the City Controller, and if said policy of insurance is cancelled, or otherwise terminated, such taxicab shall not be operated in said city until a bond or policy of insurance meeting the requirements of this section shall have been filed with the City Controller.

Sec. 28. If the bond or contract of insurance complies with the provisions of Section 26 of this ordinance, and the applicant has paid the license fee herein required, or which may hereafter be required by any city ordinance, the City Controller shall thereupon issue to said applicant therefor a certificate for each taxicab covered by said bond or contract of insurance, setting forth that the holder thereof has complied with this ordinance, which certificate shall be numbered serially and shall contain the trade name of the vehicle, the motor or serial number, type of body, state license number and date of the expiration of said bond or contract of insurance. It shall be the duty of the person, firm or corporation receiving such certificate to securely

fasten the same to said taxicab so that it will be visible to passengers riding therein.

Sec. 29. Any license issued under the provisions of Sections 2, 3 and 4 hereof shall be revoked by the City Controller, if at any time it shall be shown that a judgment has been rendered in a court of competent jurisdiction of the State of Indiana against such licensee, and the time has elapsed for perfecting an appeal therefrom to the Supreme Court or Appellate Court of the State of Indiana, or if such appeal has been taken, that such Supreme or Appellate Court has decided against such licensee, and the time for requesting a rehearing thereon has elapsed, and such rehearing has been finally denied, and that such judgment has been in all things finally determined. Before revoking such license, the City Controller shall give ten (10) days' notice by mail to the address of licensee shown on the license application; and if within said ten (10) days such licensee shall show said judgment to have been satisfied, the City Controller shall not revoke such license.

Sec. 30. Any person violating any of the provisions of this ordinance, for which no penalty is specifically provided, upon conviction shall be fined in any sum not exceeding One Hundred Dollars (\$100.00), to which may be added imprisonment not exceeding thirty (30) days.

Sec. 31. In the event that any section or sub-section of this ordinance shall be declared to be unconstitutional, by any court of competent jurisdiction, such action shall not affect the validity of the remainder of this ordinance.

Sec. 32. All ordinances or parts of ordinances in conflict herewith are hereby repealed.

Sec. 33. This ordinance shall be in full force and effect from and after its passage, approval by the Mayor and publication as by law required.

The motion was seconded by Mr. Henry 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. Tennant, seconded by Mr. Welch, General Ordinance No. 28, 1931, as amended, was ordered engrossed, read a third time and placed upon its passage.

General Ordinance No. 28, 1931, as amended, 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. Welch made a motion to strike General Ordinance No. 30, 1931, from the files. The motion was seconded by Mr. Houck and passed by unanimous vote.

Mr. Houck called for Appropriation Ordinance No. 9, 1931, for second reading. It was read a second time.

On motion of Mr. Houck, seconded by Mr. Morgan, Appropriation Ordinance No. 9, 1931, was ordered engrossed, read a third time and placed upon its passage.

Appropriation Ordinance No. 9, 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. Henry called for Special Ordinance No. 3, 1931, for second reading. It was read a second time.

On motion of Mr. Henry, seconded by Mr. Morgan, Special Ordinance No. 3, 1931, was ordered engrossed, read a third time and placed upon its passage.

Special Ordinance No. 3, 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.

#### MISCELLANEOUS BUSINESS

Mr. Tennant announced that the Committee on Public Safety was not ready to report on General Ordinance No. 31, 1931, and asked for further time for consideration of said ordinance which was granted.

On motion of Mr. Henry, seconded by Mr. Morgan, the Common Council adjourned at 10:45 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 April, 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. Goett*

City Clerk.

(SEAL.)