

REGULAR MEETING

Monday, January 16, 1933.

7:30 P. M.

The Common Council of the City of Indianapolis met in the Council Chamber at City Hall, Monday, January 16, 1933, at 7:30 p. m., in regular session. Vice President Leo F. Welch in the chair.

The Clerk called the roll.

Present: Leo F. Welch, Vice President, and six members, viz: Fred C. Gardner, George A. Henry, Carl A. Hildebrand, James A. Houck, Chas. C. Morgan, Clarence I. Wheatley.

Absent: Maurice E. Tennant, Ernest C. Ropkey.

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

COMMUNICATIONS FROM THE MAYOR

January 4, 1933.

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

Gentlemen:

I have this day approved with my signature, and delivered to Henry O. Goett, City Clerk, the following ordinances:

GENERAL ORDINANCE NO. 101, 1932

AN ORDINANCE to require the New York Central Railroad Company to establish, maintain and operate a standard flash light signal and bell at the crossings of its tracks and Tibbs Avenue and West Tenth Street in the City of Indianapolis, providing penalties for a violation of this ordinance, repealing Sections 663 and 664 of an ordinance entitled "AN ORDINANCE concerning the government of the City of Indianapolis, providing penalties for its violation and, with stated exceptions, repealing all former ordinances," ordained January 4, 1926, and being sections 663 and 664 of the Municipal Code of Indianapolis, 1925, and fixing a time when the same shall take effect.

## GENERAL ORDINANCE NO. 1, 1933

AN ORDINANCE authorizing the City Controller of the City of Indianapolis to make a temporary loan or loans in the sum of Six Hundred Fifty Thousand Dollars (\$650,000.00) in the anticipation of current revenues of such city actually levied and in the 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 such year, authorizing the rate of interest to be charged therefor, providing for legal notice, appropriating the sum of Six Hundred Fifty-nine Thousand Two Hundred Five Dollars and Forty-eight Cents (\$659,205.48) for the payment of the bonds and interest thereon and fixing a time when the same shall take effect.

## GENERAL ORDINANCE NO. 2, 1933

AN ORDINANCE authorizing the City of Indianapolis, Indiana, to make a temporary loan or loans in the aggregate 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 and payable out of the current revenues of said Board of Health collectible in the year 1933 for general Board of Health purposes; authorizing the rate of interest to be charged therefor, providing for legal notice, and fixing a time when the same shall take effect.

## GENERAL ORDINANCE NO. 3, 1933

AN ORDINANCE authorizing the City of Indianapolis to make a temporary loan or loans in the total principal sum of Twelve Thousand Five Hundred (\$12,500.00) Dollars for the use of the Board of Health of said city, in anticipation of the current revenues and payable from the Tuberculosis Fund of said Board of Health for the year 1933; authorizing the rate of interest to be charged therefor; providing for legal notice, and fixing a time when the same shall take effect.

## GENERAL ORDINANCE NO. 4, 1933

AN ORDINANCE authorizing the City of Indianapolis to make a temporary loan or loans in the principal sum of Twelve Thousand Five Hundred (\$12,500.00) Dollars for the use of the Board of Health of said city, in anticipation of the current revenues of and payable from the School Health Fund of said Board

of Health for the year 1933; authorizing the rate of interest to be charged therefor; providing for legal notice; and fixing a time when the same shall take effect.

Respectfully,

REGINALD H. SULLIVAN,  
Mayor.

COMMUNICATIONS FROM CITY OFFICIALS

January 16, 1933.

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

Gentlemen:

I have been requested to present for your consideration, General Ordinance No. 5, 1933. An ordinance defining taxi-cabs, regulating the fares thereof, repealing ordinances or parts of ordinances in conflict therewith.

Very truly yours,

CHAS. C. MORGAN,  
Councilman.

January 16, 1933.

*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. 6, 1933. An ordinance amending sub-section (b) of Section B-208 of General Ordinance No. 121, 1925, as amended by Section 3 of General Ordinance No. 46, 1926, and fixing a time when the same shall take effect.

I respectfully recommend the passage of the same.

CHAS. C. MORGAN,  
Councilman.

January 16, 1933.

*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. 7, 1933, 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, in the aggregate sum of \$3,000.00.

I respectfully recommend the passage of this ordinance.

Yours very truly,

**WM. L. ELDER,**  
City Controller.

January 13, 1933.

*Hon. William L. Elder,  
City Controller,  
City Hall,  
Indianapolis, Indiana.*

Dear Sir:

Acting under instructions of the Board of Health, I am transmitting to you herewith Fifteen (15) copies of a General 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, in the aggregate sum of \$3,000; and fixing a time when the same shall take effect.

The Board of Health respectfully requests that you present this ordinance to the Common Council at its next meeting, with your recommendation that the same be passed.

Very truly yours,

**HERMAN G. MORGAN,**  
Secretary.

January 16, 1933.

*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. 8, 1933, transferring certain sums from certain numbered funds and reappropriating and reapportioning the same to other numbered funds of the City of Indianapolis.

I respectfully recommend the passage of this ordinance.

Yours very truly,

WM. L. ELDER,  
City Controller.

January 11, 1933.

*Mr. Wm. L. Elder,  
City Controller.*

Dear Sir:

The Board of Public Works, upon the request of the City Street Commissioner, respectfully requests that you cause to be prepared an ordinance transferring the following sums from Gasoline Tax, Division of Paved Street Repairs, 12-8 (weekly), into Gasoline Tax, Division of Paved Street Repairs, 11-4 (monthly), and 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:

(2) Storekeepers	\$2,160.00
(2) Watchmen	2,340.00
Driver	1,170.00

These figures are subject to the 5% reduction.

Yours very truly,

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

January 16, 1933.

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

Gentlemen:

Your attention is directed to General Ordinance No. 9, 1933, to set aside an appropriation for the expenditure of \$2500.00 for incandescent light bulbs.

Please be advised that the purchase of these light bulbs was duly advertised in the paper according to law and sealed bids were opened in public and the contract awarded to the Indianapolis Belt-  
ing & Supply Company, being considered the lowest and best bidder.

Very truly yours,

ALBERT H. LOSCHE,  
Purchasing Agent.

January 16, 1933.

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

Gentlemen:

We are herewith submitting a new dance ordinance No. 10, 1933, for the City of Indianapolis, which provides for an annual dance permit and a specific fee for same, and respectfully recommend its passage.

Respectfully submitted,

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

January 10, 1933.

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

Gentlemen:

We are presenting herewith an ordinance No. 11, 1933, licensing

and regulating itinerant produce dealers in the City of Indianapolis and respectfully recommend its passage.

Very truly yours,

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

January 14, 1933.

*Hon. Henry O. Goett,  
City Clerk,  
Indianapolis, Indiana.*

Dear Sir:

Acting under instructions of the Board of Health, I am transmitting to you Fifteen (15) copies of General Ordinance No. 12, 1933, authorizing the Board of Health of the City of Indianapolis, through its duly authorized agent, the Department of Public Purchase of said city, to purchase 300,000 yards of mesh gauze to be used at and in connection with the Indianapolis City Hospital.

The Board of Health respectfully requests that you present this ordinance to the Common Council at its next meeting.

Very truly yours,

H. G. MORGAN,  
Secretary.

January 14, 1933.

*Hon. Henry O. Goett,  
City Clerk.  
Indianapolis, Indiana.*

Dear Sir:

Acting under instructions of the Board of Health, I am transmitting to you herewith Fifteen (15) copies of General Ordinance No. 13, 1933, authorizing the Board of Health of the City of Indianapolis, through its duly authorized agent, the Department of Public Purchase, to purchase the yearly supply of Fresh Milk for use at the City Hospital; and fixing a time when the same shall take effect.

The Board of Health respectfully requests that you present this ordinance to the Common Council at its next meeting.

Very truly yours,

H. G. MORGAN,  
Secretary.

January 14, 1933.

*Hon. Henry O. Goett,  
City Clerk,  
Indianapolis, Indiana.*

Dear Sir:

Acting under instructions of the Board of Health, I am transmitting to you herewith Fifteen (15) copies of General Ordinance No. 14, 1933, authorizing the Board of Health of the City of Indianapolis, through its duly authorized agent, the Department of Public Purchase of said city, to purchase 525 rolls and 65 gross of Z. O. Adhesive Plaster to be used at and in connection with the Indianapolis City Hospital; and fixing a time when the same shall take effect.

The Board of Health respectfully requests that you present this ordinance to the Common Council at its next meeting.

Very truly yours,

H. G. MORGAN,  
Secretary.

January 16, 1933.

*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. 15, 1933, authorizing the payment of second grade substitutes of the Fire Department from the money heretofore specifically appropriated for first grade substitutes of said department.

I respectfully recommend the passage of this ordinance.

Yours very truly,

WM. L. ELDER,  
City Controller.



January 10, 1933.

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

Dear Sir:

General Ordinance No. 83, 1932, provides for the grade of First Grade Substitutes and Second Grade Substitutes. The number of First Grade Substitutes is limited to 50 in the 1933 budget and money appropriated for their pay. The ordinance further provides that new appointees to the Fire Department shall be appointed as Second Grade Substitutes and shall not be promoted for one year. No money is appropriated specifically to Second Grade Substitutes. Four new firemen have been appointed as Second Grade Substitutes, effective January 11, 1933. Inasmuch as the fifty substitutes is a fixed or constant number, remaining the same whether composed of First or Second Grade Substitutes, and inasmuch as a transfer of funds could not be made in time to meet this pay roll, the Board of Safety recommends that a resolution be adopted by the Common Council authorizing the payment of Second Grade Substitutes out of the appropriation to First Grade Substitutes as set out in the 1933 budget.

We further recommend that a like resolution be adopted relative to the Police Department budget, permitting the salaries of newly appointed Third Grade Patrolmen in excess of the four already provided for in the 1933 budget, be paid from the appropriation to Second Grade Patrolmen.

Very truly yours,

BOARD OF PUBLIC SAFETY,

/s/ WALTER O. LEWIS,  
Executive Secretary.

#### COMMITTEE REPORTS

Indianapolis, Ind., January 16, 1933.

*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 Appro-

priation Ordinance No. 1, 1933, entitled Appropriating \$469.96 from 1932 balance to Board of Safety Fund No. 26, 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.  
F. C. GARDNER.  
LEO F. WELCH.

### INTRODUCTION OF GENERAL ORDINANCES

By Mr. Morgan:

#### GENERAL ORDINANCE NO. 5, 1933

AN ORDINANCE defining taxi-cabs, regulating the fares thereof, repealing ordinances or parts of ordinances in conflict herewith, and providing a penalty for the violation thereof.

Section 1. It shall be unlawful for any person, firm, partnership or corporation to own, operate, keep or drive for pay or hire within the limits of the City of Indianapolis, any taxi-cab, without complying in all particulars with the terms and provisions of this ordinance.

Section 2. DEFINITIONS: (a) The term "taxi-cab" as used in this ordinance means every automobile or motor propelled vehicle with a seating capacity of eight passengers or less, used for the transportation of passengers over the public streets of the City of Indianapolis for pay or hire and not over a defined route irrespective of whether such operations extend beyond the limits of said city, the trip of which vehicle and/or its destination is fixed by the person or persons hiring the same, such motor vehicle being not then operated under the direction or supervision of the Public Service Commission of the State of Indiana or ameanable to any of the rules or regulations of said Public Service Commission of the State of Indiana.

(b) The term "waiting time" within the meaning of this ordinance shall be construed to include the time when the taxi-cab 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 direc-

tion of the passenger but shall not include any time lost by inefficiency of the taxi-cab or its operator or time consumed by premature response to a call.

Section 3. RATES OF FARE: No person, firm, partnership or corporation owning, operating or controlling any motor vehicle used as a taxi-cab within the limits of the City of Indianapolis shall charge less than the following rates, to be determined by the taximeter:

For the first one-third mile or fraction thereof, \$ .15, and for each succeeding two-thirds mile or fraction thereof, \$ .10.

No person, firm, partnership or corporation owning, operating or controlling any motor vehicle used as a taxi-cab within the limits of the City of Indianapolis, shall charge more than the following rates to be determined by the taximeter:

For the first one-third mile or fraction thereof, \$ .25, and for each succeeding two-thirds mile or fraction thereof, \$ .15.

Provided, however, that a taxi-cab may be hired for a rate not less than One Dollar and Fifty Cents (\$1.50) nor more than Three Dollars (\$3.00) per hour or fraction thereof when so hired before the trip is begun.

Provided further that for each four (4) minutes of waiting there may be a charge of Ten Cents (\$ .10).

The above rates shall be for not less than one (1) person nor more than four (4).

Section 4. PENALTY: Any person, firm, partnership or corporation violating any of the provisions of this ordinance shall upon conviction thereof be punished by fine not exceeding Three Hundred Dollars (\$300.00) to which may be added imprisonment for a period not to exceed sixty (60) days or by both such fine and imprisonment, and each day that the terms and provisions of this ordinance are violated by such person, firm, partnership or corporation, shall constitute a separate and distinct offense.

Section 5. REPEAL: This ordinance shall not repeal any of the provisions of General Ordinance No. 28, 1931, as amended and now in force, which are not inconsistent herewith, but is, and shall be, additional thereto. All other ordinances or parts of ordinances in conflict herewith are hereby repealed.

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

By Mr. Morgan:

GENERAL ORDINANCE NO. 6, 1933

AN ORDINANCE to amend sub-section (b) of Section B-208 of General Ordinance No. 121, 1925, as amended by Section 3 of General Ordinance No. 46, 1926, and fixing a time when the same shall take effect.

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

Section 1. That sub-section (b) of Section B-208 of General Ordinance No. 121, 1925, as amended by Section 3 of General Ordinance No. 46, 1926, be, and the same is hereby amended to read as follows, to-wit:

APPROVAL AND FEE

(b) All concrete block used in the City of Indianapolis shall be approved in writing by the Commissioner of Buildings. Such written approval may be obtained upon the application for the same and submitting the certificate of tests in accordance with the provisions of Section B-105 and Section B-203-204-212. When the block are found to comply with all the requirements of said sections the written approval shall be issued upon the payment of ten Dollars (\$10.00) to the city treasurer, which amount is to be credited to the current expense fund. Each approval is to expire on the 1st day of July of each year. The name of the person, firm, or corporation and its officers who manufacture the block must be placed on file with the commissioner of buildings as a record. All changes of ownership or management of any plant whose block is approved under this section must be reported in writing to the commissioner of buildings.

Section 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 Public Safety.

By City Controller:

GENERAL ORDINANCE NO. 7, 1933

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 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 following transfers of funds within the Department of Public Health and Charities be and the same are hereby made:

\$2,000 from City Hospital General Fund No. 251 (Repair of Buildings) to Maintenance and Repair Fund No. 12 (Salaries and Wages Temporary)

\$500.00 from City Hospital General Fund No. 41 (Building Materials) to Maintenance and Repair Fund No. 12 (Salaries and Wages Temporary)

\$500.00 from City Hospital General Fund 44 (General Materials) to Maintenance and Repair Fund No. 12 (Salaries and Wages Temporary)

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

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

By City Controller:

GENERAL ORDINANCE NO. 8, 1933

AN ORDINANCE transferring certain sums from certain numbered funds and reappropriating and reapportioning 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 Five Thousand Three Hundred Eighty-six Dollars and Fifty Cents (\$5,386.50) now in the following funds in the Department of Public Works, Street Commissioner's Special

Street Fund, derived from gasoline tax, auto licenses, etc., Division of Paved Street Repairs—No. 12-8 (weekly), to-wit:

- (2) Storekeepers .....\$2,052.00
- (2) Watchmen ..... 2,223.00
- (1) Driver ..... 1,111.50

be and the same is hereby transferred therefrom and reappropriated and reapportioned to the following funds of the Department of Public Works, Street Commissioner's Special Street Fund, derived from gasoline tax, auto licenses, etc., Division of Paved Street Repairs—No. 11-4 (monthly), to-wit:

- (2) Storekeepers .....\$2,052.00
- (2) Watchmen ..... 2,223.00
- (1) Driver ..... 1,111.50

Section 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.

By Purchasing Agent:

GENERAL ORDINANCE NO. 9, 1933

AN ORDINANCE authorizing the Purchasing Agent of the City of Indianapolis, Indiana, to purchase incandescent light bulbs for the various city departments for the year 1933, 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 Purchasing Agent of the City of Indianapolis, Indiana, is hereby authorized to purchase incandescent light bulbs for the various city departments and subdivisions of the City of Indianapolis for the year 1933, the same to be of the kind and quality and according to the specifications heretofore advertised for and on file in the office of the Department of Public Purchase.

Section 2. That said purchase shall be made from the lowest and best bidder or bidders after advertising for competitive bids thereon according to law, and the total cost thereof shall not exceed Two Thousand Five Hundred Dollars (\$2,500.00).

Section 3. That the purchase price of said incandescent light bulbs shall be paid out of funds heretofore appropriated to the various departments of the City of Indianapolis, Indiana, for the year 1933.

Section 4. 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.

By Board of Safety:

GENERAL ORDINANCE NO. 10, 1933

AN ORDINANCE amending sections 27, 48, and sub-sections (8) and (9) of Section 476 of General Ordinance No. 121, 1925, commonly known as the General Code of 1925, 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 section 27 of General Ordinance No. 121, 1925, commonly known as the General Code of 1925, be and the same is hereby amended to read as follows, to-wit:

Section 27. LICENSE FOR DANCES. It shall be unlawful for any person to give or hold any dance in any room, hall or building, other than a private residence, without a license first obtained as provided in this ordinance. The City Controller is hereby authorized to issue permits or licenses for dances only upon the presentation of application properly signed and approved by the Chief of Police.

Such licenses shall be issued to any one person, corporation or association in any number for any number of dances to be given or held by such person in any calendar year, but in the event more than one license is applied for at one time, the applicant therefore shall give in his application the hours, dates and places when such dances are to be given or held.

The Chief of Police shall have authority to refuse to grant his approval for the following reasons:

1. If the applicant has been convicted of a felony or of any violation of the Federal or State laws relating to intoxicating liquors.

2. If at any prior dance or dances held or given by the applicant, boisterous or disorderly conduct or any violation of any state law or city ordinance were permitted to occur by such applicant upon the premises where such dance or dances were given.

Each license shall permit dancing until one o'clock A. M. of the day following the calendar day for which such permit is issued.

Section 2. That Section 48 of General Ordinance No. 121, 1925, commonly known as the General Code of 1925, be and the same is hereby amended to read as follows:

Section 48. DANCING IN THEATRE OR RESTAURANT. No dancing shall be permitted in a public theatre or restaurant in the city unless such dancing be limited to the patrons thereof and unless it be merely incidental to the business thereof, and unless a matron duly designated by the Chief of Police be in charge of the place where such dancing is to be conducted. The matron in charge of any such place is hereby clothed with all the powers and authority of matrons designated for dance halls conducted under a permit from the Chief of Police and license from the City Controller. No dancing shall be permitted after one o'clock A. M. Every person, firm or corporation who shall violate any of the provisions of this section shall, on conviction, be fined in any sum not exceeding two hundred dollars (\$200.00).

Section 3. That sub-section (8) and (9) of Section 476 of General Ordinance No. 121, 1925, commonly known as the General Code of 1925, be and the same are hereby amended to read as follows respectively, to-wit:

Section 476 . . . . . (8) DANCE. For the giving of any dance by any person, corporation or association, in any room, hall or building other than a private residence, one dollar (\$1.00): Provided, that no license shall be required for the giving of any private dance in connection with any school or class for the teaching of dancing, given by the proprietor or manager of such school on behalf of the regular pupils, to which no admission is charged, and provided, further, that in the event more than one license is issued to any one person, corporation or association, at any one time, only one issue fee of one dollar (\$1.00) shall be paid by the applicant in addition to such license fee.



(9) DANCING IN THEATRE OR RESTAURANT. For permitting dancing in licensed theatres and restaurants by patrons, one hundred dollars (\$100.00).

Section 4. This ordinance shall be in full force and effect from and after its passage and approval by the Mayor and publication according to law.

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

By Board of Safety:

GENERAL ORDINANCE NO. 11, 1933

AN ORDINANCE licensing and regulating itinerant produce dealers.

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

Section 1. That the term "itinerant produce dealer" for the purpose of this ordinance shall be defined as a person, firm, corporation or association that sells or offers for sale from a cart, wagon, truck, automobile or other vehicle operated or propelled over and upon the streets and thoroughfares of the City of Indianapolis any fruits, vegetables or garden produce, either in a fresh, dried, processed or canned state, butter, eggs, meat, game, live and dressed poultry to any person, firm, corporation or association engaged in the business of the resale at retail or wholesale of the same produce within the City of Indianapolis, or to any hospital, club, restaurant or hotel in the City of Indianapolis. The term "itinerant produce dealer" shall not be deemed to include any person, firm, corporation or association that operates in the City of Indianapolis a regularly established store or warehouse and/or trucking and distributing business, for the purpose of wholesale merchandising of fruits, vegetables, garden produce, either in a fresh, dried, processed or canned state, butter, eggs, meat, game, live and dressed poultry, nor any person selling or offering for sale produce of his own raising or producing.

Section 2. It shall be unlawful for any person, firm, corporation or association to engage in the business of an itinerant produce dealer in the City of Indianapolis without first having been duly licensed so to do as hereinafter provided. Every applicant for a license shall make application in writing to the City Controller, which

application shall set forth the name under which the business is to be conducted, and the name of every person interested in the said business. Said application shall contain as reference the names of at least two citizens of the City of Indianapolis as to the character of the applicant.

Section 3. Licenses for the carrying on of the business of itinerant produce dealer shall be issued annually and shall expire on the 31st day of December of each year; shall not be transferable and no deductions shall be allowed from the fee for such license for any part of the year during which the licensee shall not exercise the right of such license. The license fee for carrying on the business of itinerant produce dealer by means of a cart, truck, wagon, automobile or other vehicle operated upon the streets, thoroughfares and public places shall be Two Hundred Dollars (\$200.00) per annum.

Section 4. Every licensee as itinerant produce dealer shall execute and file a bond in the sum of Five Hundred Dollars (\$500.00) to be approved by the City Controller as to sureties and form, which bond shall be conditioned upon the faithful observance of the provisions of this ordinance and of all ordinances of the City of Indianapolis and laws of the State of Indiana concerning or regulating the merchandise and handling of products dealt in by the licensee, and it shall also be conditioned so as to indemnify any person obtaining a judgment against the licensee because of any damage sustained on account of the violation by the licensee of the said ordinances or laws, or because of misrepresentation or deception which may have been practiced on such person by the licensee while carrying on his licensed business.

Section 5. Upon the filing of the bond and the payment of the license fee hereinbefore prescribed, the City Controller shall issue to the applicant a license as itinerant produce dealer and shall furnish the said licensee two metal signs not less than six (6) inches wide and nine (9) inches long, upon which shall be inscribed "Itinerant Produce Dealer's License, Indianapolis, Indiana, No.....," giving in the blank space the number of such license and the year during which the same shall be in force, which metal signs shall be securely fastened in plain view on both sides of the vehicle used by such licensee whenever he is engaged in operating under such license.

Section 6. No license as an itinerant produce dealer shall be required of any farmer, producer or other person selling produce of his own raising or producing.

Section 7. Each licensee, at the time of making any sale of produce, shall deliver to the purchaser a sales slip which shall contain in a conspicuous place thereon the license number assigned to such licensee.

Section 8. The issuance of a license hereunder shall not be construed in any manner to exempt the holder thereof from the obligation of compliance with any and all other ordinances of the City of Indianapolis.

Section 9. Any person, firm, corporation or association or any agent, servant, employee or officer thereof, violating any of the provisions of this ordinance, shall, upon conviction thereof, be fined in any sum not exceeding Two Hundred Dollars (\$200.00) for each and every offense, and each day or fraction of a day any person, firm, corporation or association shall be engaged in such business without license shall be considered a separate and distinct offense.

Section 10. This ordinance shall be in full force and effect from and after its passage, approval by the Mayor and publication according to law.

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

By Board of Health:

GENERAL ORDINANCE NO. 12, 1933

AN ORDINANCE authorizing the Board of Health of the City of Indianapolis, Indiana, through its duly authorized agent to purchase Three Hundred Thousand (300,000) yards of mesh gauze for use at and in connection with the Indianapolis City Hospital, 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 Health of the City of Indianapolis, Indiana, through its duly authorized agent, the Department of Public Purchase of said city, is hereby authorized to purchase 300,000 yards of mesh gauze to be used at and in connection with the Indianapolis City Hospital, the same to be of the kind, quality, cut and fold according to the specifications heretofore advertised for and in conformity with the uses as prescribed by the management of the Indianapolis City Hospital.

Section 2. That said purchases shall be made from the lowest and best bidder or bidders after advertising for competitive bids thereon according to law, and the total cost thereof shall not exceed Five Thousand Six Hundred Seventy-five Dollars (\$5,675.00).

Section 3. That the purchase price of said mesh gauze shall be paid out of funds heretofore appropriated to the Department of Public Health and Charities of the City of Indianapolis, Indiana, for the year 1933.

Section 4. 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.

By Board of Health:

#### GENERAL ORDINANCE NO. 13, 1933

AN ORDINANCE authorizing the Board of Health of the City of Indianapolis, Indiana, through its duly authorized agent to purchase the yearly supply of Milk for use and in connection with the Indianapolis City Hospital; 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 Health of the City of Indianapolis, Indiana, through its duly authorized agent, the Department of Public Purchase of said City, is hereby authorized to purchase the yearly supply of Fresh Milk for use at the City Hospital, approximate deliveries thereof established at 110 gallons (more or less) daily, said milk to be of the kind and quality according to the specifications on file in the Department of Public Purchase in conformity with the uses as prescribed by the management of the Indianapolis City Hospital.

Section 2. That said purchases shall be made from the lowest and best bidder or bidders after advertising for competitive bids therein according to law, and the total cost thereof shall not exceed the sum of Five Thousand Two Hundred Nineteen Dollars and Fifty Cents (\$5,219.50).

Section 3. That the purchase price for said milk shall be paid out of funds heretofore appropriated to the Department of Public

Health and Charities of the City of Indianapolis, Indiana, for the year 1933.

Section 4. 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.

By Board of Health:

GENERAL ORDINANCE NO. 14, 1933

AN ORDINANCE authorizing the Board of Health of the City of Indianapolis, Indiana, through its duly authorized agent, to purchase Z. O. Adhesive Plaster for use at and in connection with the Indianapolis City Hospital; 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 Health of the City of Indianapolis, Indiana, through its duly authorized agent, the Department of Public Purchase of said city, is hereby authorized to purchase 525 rolls and 65 gross of Z. O. Adhesive Plaster to be used at and in connection with the Indianapolis City Hospital, the same to be of the kind, quality, cut and size according to the specifications heretofore advertised for and in conformity with the uses as prescribed by the management of the Indianapolis City Hospital.

Section 2. That said purchases shall be made from the lowest and best bidder or bidders after advertising for competitive bids thereon according to law, and the total cost thereof shall not exceed Two Thousand Three Hundred Eighty-six Dollars and Thirty-five Cents (\$2,386.35).

Section 3. The purchase price of said Z. O. Adhesive Plaster shall be paid out of funds heretofore appropriated to the Department of Public Health and Charities of the City of Indianapolis for the year 1933.

Section 4. 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.

By City Controller:

GENERAL ORDINANCE NO. 15, 1933

AN ORDINANCE authorizing the payment of second grade substitutes of the Fire Department from the money heretofore specifically appropriated for first grade substitutes and fixing a time when the same shall take effect.

WHEREAS, General Ordinance No. 83, 1932, provided for the grade of first grade and second grade substitutes; and

WHEREAS, in General Ordinance No. 82, 1932, commonly known as the city budget, the number of first grade substitutes is limited to fifty in said 1933 budget and money is appropriated therein for their pay; and

WHEREAS, said General Ordinance No. 83, 1932, provided that all appointments to the fire force under the Department of Public Safety after the taking effect of said ordinance should receive the rank of second grade substitute and shall not be promoted from said rank until at least one year after such appointments; and

WHEREAS, there now exist more than four vacancies in the grade of first grade substitutes in said Fire Department, and

WHEREAS, no money was appropriated to pay firemen of grade of second grade substitutes in said General Ordinance No. 82, 1932; and

WHEREAS, an adjustment must be made in the several respective items of said General Ordinance No. 82, 1932, to comply with the action of the Marion County Board of Tax Adjustment, whereby the reduction of five percent (5%) was made in each of the "Services, Personal" item of said budget by said Marion County Board of Tax Adjustment; and

WHEREAS, an ordinance making such adjustments in said items of said General Ordinance No. 82, 1932, is now being prepared, but cannot be prepared in time to pay the four new firemen who have been appointed as second grade substitutes effective January 11, 1933,

NOW, THEREFORE,

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

Section 1. That for the purposes aforesaid the City Controller be and he is hereby authorized to pay the salary of said second grade substitutes heretofore appointed as such out of the funds appropriated for first grade substitutes of the Fire Department in Fund 1 Services, Personal, 11—Salaries and Wages, Regular, first grade substitutes, until the passage and taking effect of said ordinance correcting and adjusting said budget items to conform with the reduction made by the Marion County Board of Tax Adjustment.

Section 2. 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. Houck called for Appropriation Ordinance No. 1, 1933, for second reading. It was read a second time.

On motion of Mr. Houck, seconded by Mr. Henry, Appropriation Ordinance No. 1, 1933, was ordered engrossed, read a third time and placed upon its passage.

Appropriation Ordinance No. 1, 1933, was read a third time by the Clerk and passed by the following roll call vote:

Ayes, 7, viz: Mr. Gardner, Mr. Henry, Mr. Hildebrand, Mr. Houck, Mr. Morgan, Mr. Wheatley, Vice President Welch.

Mr. Houck asked for suspension of rules for further consideration and passage of General Ordinance No. 15, 1933. The motion was seconded by Mr. Morgan and passed by the following roll call vote:

Ayes, 7, viz: Mr. Gardner, Mr. Henry, Mr. Hildebrand, Mr. Houck, Mr. Morgan, Mr. Wheatley, Vice President Welch.

The rules were suspended.

The Council reverted to a previous order of business.

## COMMITTEE REPORTS

Indianapolis, Ind., January 16, 1933.

*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. 15, 1933, entitled Authorization to pay 2nd Grade Substitutes in Fire Department, 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.  
F. CULVER GARDNER.  
LEO F. WELCH.

## ORDINANCES ON SECOND READING

Mr. Houck called for General Ordinance No. 15, 1933, for second reading. It was read a second time.

On motion of Mr. Houck, seconded by Mr. Henry, General Ordinance No. 15, 1933, was ordered engrossed, read a third time and placed upon its passage.

General Ordinance No. 15, 1933, was read a third time by the Clerk and passed by the following roll call vote:

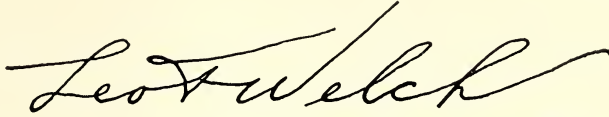
Ayes, 7, viz: Mr. Gardner, Mr. Henry, Mr. Hildebrand, Mr. Houck, Mr. Morgan, Mr. Wheatley, Vice President Welch.

On motion of Mr. Wheatley, seconded by Mr. Henry, the Common Council adjourned at 8:07 p. m.

We hereby certify that the above and foregoing is a full, true and complete record of the proceedings of the Common Council of the City of Indianapolis, Indiana, held on the 16th day of January, 1933, at 7:30 p. m.

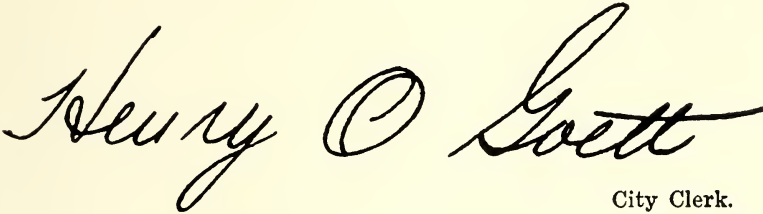


IN WITNESS WHEREOF, We have hereunto subscribed our signatures and caused the seal of the City of Indianapolis to be affixed.

A handwritten signature in cursive script that reads "Leo Welch". The signature is fluid and elegant, with a long, sweeping underline.

Vice-President.

ATTEST:

A handwritten signature in cursive script that reads "Henry C. Gantt". The signature is bold and clear, with a large, prominent "C" in the middle.

City Clerk.

(SEAL)