

REGULAR MEETING

Monday, July 17, 1933.  
7:30 P. M.

The Common Council of the City of Indianapolis met in the Council Chamber at City Hall, Monday, July 17, 1933, at 7:30 p. m., in regular session. President Ernest C. Ropkey in the chair.

The Clerk called the roll.

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

Absent: Fred C. Gardner, George A. Henry.

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

COMMUNICATIONS FROM THE MAYOR

July  
Sixth,  
1933.

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

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

GENERAL ORDINANCE NO. 37, 1933

AN ORDINANCE ratifying and approving a contract entered into by and between the City of Indianapolis, by and through its Board of Public Works and its Board of Public Safety, with the approval of its Mayor, and G. M. Williams for fire protection outside of the city limits of said city, and fixing a time when the same shall take effect.

GENERAL ORDINANCE NO. 38, 1933

AN ORDINANCE amending General Ordinance No. 114, 1922, commonly known as the Zoning Ordinance, and fixing a time when the same shall take effect.

## GENERAL ORDINANCE NO. 39, 1933

AN ORDINANCE establishing certain passenger zones and/or loading zones in the City of Indianapolis pursuant to the provisions of Section 26 of General Ordinance No. 96, 1928, as amended by General Ordinance No. 31, 1931, as amended by General Ordinance No. 58, 1931, and fixing a time when the same shall take effect.

## GENERAL ORDINANCE NO. 41, 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 Sixty Thousand Four Hundred Forty-seven Dollars and Sixty-two Cents (\$660,447.62) for the payment of the bonds and interest thereon, and fixing a time when the same shall take effect.

## GENERAL ORDINANCE NO. 42, 1933

AN ORDINANCE authorizing the City of Indianapolis, Indiana, to make a temporary loan or loans in the sum of One Hundred Seventy Five Thousand (\$175,000.00) Dollars for the use of the Board of Health of said city, in anticipation of its current revenues, payable out of the current revenues of the Board of Health for the year 1933, authorizing the rate of interest to be paid therefor providing for legal notice, and fixing a time when the same shall take effect.

## RESOLUTION NO. 4, 1933

RESOLUTION approving and authorizing the expenditure, during the current fiscal year, ending December 31, 1933, of the aggregate amount of one thousand dollars (\$1,000) or any part thereof out of the Mayor's Contingency Fund for the purpose

of paying certain obligations of the City of Indianapolis and interest thereon and fixing a time when the same shall take effect.

Very truly yours,

R. H. SULLIVAN,  
Mayor.

### COMMUNICATIONS FROM CITY OFFICIALS

July 17, 1933.

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

Gentlemen:

Attached please find copies of Appropriation Ordinance No. 12, 1933, appropriating the sum of One Thousand Dollars (\$1,000.00) out of the anticipated and unexpended balance in the General Fund for the year 1933 to the Department of Finance, Controller's Office Fund No. 26—Mayor's Contingency; also, appropriating the sum of Four Hundred Dollars (\$400.00) out of the anticipated and unexpended balance of the general fund for the year 1933 to various numbered funds of the Department of Public Safety—Dog Pound.

I respectfully recommend the passage of this ordinance.

Yours very truly,

EVANS WOOLLEN, JR.,  
City Controller.

July 15, 1933.

*Evans Woollen, Jr.,  
City Controller,  
City of Indianapolis.*

Dear Sir:

In checking over the Dog Pound budget we find that the balance in several of the funds will not be sufficient for the remainder of the year. These particular funds cover the purchase of actual necessities such as food, chloroform for destroying the dogs, fuel, and

repairs to the building, it being in rather a dilapidated condition and needing repairs from time to time.

As you are aware, no doubt, for several years past Dr. Conger has contributed quite a nice little sum each year to the general fund of the city through the sale of dogs. Our records show that since the first of the year she has turned in to the City Controller \$567.00 through this channel. We are asking, therefore, that an ordinance be prepared and presented to the Common Council appropriating certain amounts from this special fund to the various funds in the Dog Pound budget that are running low in order to operate the remainder of the year without overdrawals. Also that a transfer of money be made from one fund to another in the Dog Pound budget.

Appropriate Four Hundred (\$400.00) Dollars from the special fund as follows:

Seventy-five (\$75.00) Dollars to Fund No. 31—Food,

Fifty (\$50.00) Dollars to Fund No. 32—Fuel and Ice,

One Hundred Twenty-five (\$125.00) Dollars to Fund No. 34—  
Institutional and Medical,

One Hundred Fifty (\$150.00) Dollars to Fund No. 38—Gen-  
eral Supplies.

Transfer Twenty-five (\$25.00) Dollars from Dog Pound Fund  
No. 25—Repairs—and reappropriate same to Dog Pound  
Fund No. 41—Building.

Respectfully submitted,

BOARD OF PUBLIC SAFETY,

By: (Signed) WALTER O. LEWIS,  
Executive Secretary.

July 17, 1933.

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

Gentlemen:

Attached please find copies of Appropriation Ordinance No. 13,

1933, appropriating the sum of Forty-seven Dollars and Nine Cents (\$47.09) from the unexpended and unappropriated balance of the general fund for the year 1932 to Department of Finance, City Controller's Fund No. 51—Insurance and Premiums.

I respectfully recommend the passage of this ordinance.

Yours very truly,

EVANS WOOLLEN, JR.,  
City Controller.

July 17, 1933.

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

Gentlemen:

Attached please find copies of General Ordinance No. 47, 1933, transferring the sum of Twenty-five Dollars (\$25.00) from Department of Public Safety, Dog Pound Fund No. 25—Repairs, and reappropriating the same to Department of Public Safety, Dog Pound Fund No. 41—Building.

I respectfully recommend the passage of this general ordinance.

Yours very truly,

EVANS WOOLLEN, JR.,  
City Controller.

July 17, 1933.

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

Gentlemen:

Attached please find copies of General Ordinance No. 48, 1933, authorizing the city controller to distribute moneys received from the gasoline tax from the State of Indiana on the first day of July, 1933, which sums were heretofore appropriated to said funds by General Ordinance No. 82, 1932.



I respectfully recommend the passage of this general ordinance.

Yours very truly,

EVANS WOOLLEN, JR.,  
City Controller.

July 17, 1933.

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

Gentlemen:

Herewith are copies of General Ordinance No. 49, 1933, making Michigan Street a preferential street from the city limits east to the city limits west.

We respectfully recommend the passage of this ordinance.

Respectfully submitted,

BOARD OF PUBLIC SAFETY,  
C. R. MYERS,  
President.

July 5, 1933.

*Herbert M. Spencer,  
Asst. City Attorney,  
City of Indianapolis.*

Dear Sir:

On the recommendation of Chief Morrissey that Michigan Street be made a preferential street from the city limits on the west to the city limits on the east, we ask that an ordinance be prepared and presented to the Common Council for their action.

Yours very truly,

BOARD OF PUBLIC SAFETY,  
Executive Secretary.

Mr. Houck asked for a recess. The motion was made and seconded by Mr. Morgan, and the Council recessed at 7:40 p. m.

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

## COMMITTEE REPORTS

Indianapolis, Ind., July 17, 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 Appropriation Ordinance No. 11, 1933, entitled Appropriating \$250 from cash balance—Board of Sanitary Commissioners, 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.

Indianapolis, Ind., July 17, 1933.

*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. 34, 1933, entitled Repealing General Ordinance No. 23, 1933—Itinerant Produce Dealers, 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.

Indianapolis, Ind., July 17, 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. 40, 1933, entitled Bond Issue—\$160,840.07—Judgments, Interest and Costs, beg leave to report that we have had said ordi-

nance under consideration, and recommend that the same be passed as amended.

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

Indianapolis, Ind., July 17, 1933.

*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. 43, 1933, entitled Making Fairfield Avenue preferential from Central Avenue to Woodlawn Drive, beg leave to report that we have had said ordinance under consideration, and recommend that the same be passed.

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

Indianapolis, Ind., July 17, 1933.

*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. 44, 1933, entitled Establishing "Passenger" and/or "Loading Zone" for Crazy Crystal Company—142 North Pennsylvania Street, beg leave to report that we have had said ordinance under consideration, and recommend that the same be passed.

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



Indianapolis, Ind., July 17, 1933.

*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. 45, 1933, entitled Amending General Ordinance No. 96, 1928, Adding Section 36½ thereto, beg leave to report that we have had said ordinance under consideration, and recommend that the same be stricken from the files.

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

Indianapolis, Ind., July 17, 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. 46, 1933, entitled Authorization to purchase—one Ambulance and trade one Studebaker, beg leave to report that we have had said ordinance under consideration, and recommend that the same be passed.

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

**INTRODUCTION OF APPROPRIATION ORDINANCES**

**By City Controller:**

**APPROPRIATION ORDINANCE NO. 12, 1933**

**AN ORDINANCE** appropriating the sum of One Thousand Dollars (\$1,000.00) to the Department of Finance, Controller's Office, Fund No. 26—Mayor's Contingency Fund, and the sum of Four Hundred Dollars (\$400.00) to certain funds of the Department

of Public Safety—Dog Pound, from the anticipated and unexpended balance in the General Fund for 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 there be and is hereby appropriated out of the anticipated and unexpended balance in the General Fund for the year 1933 to the Department of Finance, Controller's Office Fund No. 26—Mayor's Contingency Fund, the sum of One Thousand Dollars (\$1,000.00).

Section 2. That there be and is hereby appropriated out of the anticipated and unexpended balance of the general fund for the year 1933 the sum of Four Hundred Dollars (\$400.00) to the following funds of the Department of Public Safety—Dog Pound apportioned as set out after the name and number of the fund, to-wit:

Fund No. 31—Food .....	\$ 75.00
Fund No. 32—Fuel and Ice.....	50.00
Fund No. 34—Institutional and Medical....	125.00
Fund No. 38—General Supplies .....	150.00
<b>TOTAL.....</b>	<b>\$ 400.00</b>

Section 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 Finance.

By City Controller:

**APPROPRIATION ORDINANCE NO. 13, 1933**

AN ORDINANCE appropriating the sum of Forty-seven Dollars and Nine Cents (\$47.09) from the unexpended and unappropriated balance of the general fund for the year 1932 to Department of Finance, City Controller's Fund No. 51—Insurance and Premiums, and fixing a time when the same shall take effect.

WHEREAS, on April 1, 1930, the F. J. Viehmann Company executed a surety bond for George D. Yeazel of the Barrett Law Department, the premium on said bond being Five Dollars (\$5.00). Later this bond was cancelled and a new bond for Five Thousand Dollars (\$5,000.00) was executed on which there was a premium

of Twelve Dollars and Fifty Cents (\$12.50). The return premium on the former bond being One Dollar and Twenty-five Cents (\$1.25), leaves a total sum due the Viehmann Company of Sixteen Dollars and Twenty-five Cents (\$16.25); and

WHEREAS, on May 1, 1930, the same company executed a surety bond for Five Thousand Dollars (\$5,000.00) on Charles R. Ettinger as Custodian of Barrett Law Bonds. This bond was cancelled January 19, 1931, and the return premium on this bond was Four Dollars and Sixteen Cents (\$4.16), leaving a balance of Eight Dollars and Thirty-four Cents (\$8.34) due the Viehmann Company; and

WHEREAS, on January 1, 1931, the same company executed a surety bond for Two Thousand Dollars (\$2,000.00) on Cecil McConahay of the Barrett Law Department, the premium being Five Dollars (\$5.00), and said amount being due said F. J. Viehmann Company; and

WHEREAS, on October 1, 1930, the Aetna Casualty Company executed a surety bond in the sum of Five Thousand Dollars (\$5,000.00) on Frank Brubeck of the City Controller's office, the premium on said bond being Twelve Dollars and Fifty Cents (\$12.50), which premium has been paid by said Frank Brubeck; and

WHEREAS, on May 1, 1930, the Aetna Casualty Company executed a surety bond in the sum of Two Thousand Dollars (\$2,000.00) on Harry Branson of the City Controller's office, the premium on said bond being Five Dollars (\$5.00), which said premium was paid by said Harry Branson; and

WHEREAS, all of the above listed surety bonds were executed on the order of William L. Elder, then City Controller of the City of Indianapolis; and

WHEREAS, no statute nor ordinance required said bonds nor provided for the premiums on such bonds; and

WHEREAS, all other surety bonds of city officers and employees have been paid by the City of Indianapolis; and

WHEREAS, in fairness to all concerned the City of Indianapolis should pay to the F. J. Viehmann Company the outstanding premiums noted and refund premiums paid by the listed city employees, NOW, THEREFORE,

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

Section 1. That for the purposes expressed in the preamble hereof there be and there is hereby appropriated out of the unexpended and unappropriated balance of the general fund for the year 1932 to the Department of Finance, City Controller's Fund No. 51—Insurance and Premiums, the sum of Forty-seven Dollars and Nine Cents (\$47.09), and said City Controller is hereby authorized to the F. J. Viehmann Company the outstanding premiums and to refund the premiums paid by the city employees as set out in said preamble.

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.

**INTRODUCTION OF GENERAL ORDINANCES**

By City Controller:

**GENERAL ORDINANCE NO. 47, 1933**

AN ORDINANCE transferring the sum of Twenty-five Dollars (\$25.00) from Department of Safety—Dog Pound, Fund No. 25—Repairs, and reappropriating the same to Department of Public Safety—Dog Pound, Fund No. 41—Building, 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 Dollars (\$25.00) now in the Department of Public Safety—Dog Pound, Fund No. 25—Repairs, be and the same is hereby transferred from and reappropriated to Department of Public Safety—Dog Pound, Fund No. 41—Building.

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 City Controller:



GENERAL ORDINANCE NO. 48, 1933

AN ORDINANCE authorizing the City Controller to distribute moneys received from the gasoline tax from the State of Indiana on the first day of July, 1933, which sums were heretofore appropriated to said funds by General Ordinance No. 82, 1932.

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

Section 1. That the City Controller be and he is hereby authorized to distribute the sum of One Hundred One Thousand Seventy-six Dollars and Fifty-four Cents (\$101,076.54), received from gasoline tax from the State of Indiana on July 1, 1933, in accordance with appropriation heretofore made in General Ordinance No. 82, 1932, to the following funds in the several amounts, to-wit:

Board of Public Works Special Street Fund No. 26—	
Other Contractual .....	\$15,279.13
Board of Public Works Special Street Fund No. 64—	
Certificates of Indebtedness.....	4,309.50
Board of Public Works, City Civil Engineer, Special Street Fund .....	3,365.85
Board of Public Works, Street Commissioner's Special Street Fund .....	70,703.05
Department of Public Parks Special Street Fund.....	7,419.01

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 Board of Public Safety:

GENERAL ORDINANCE NO. 49, 1933

AN ORDINANCE amending sub-section 19 and repealing sub-section 20 of Section 44 of General Ordinance No. 96, 1928, as amended by General Ordinance No. 31, 1931, as amended by General Ordinance No. 81, 1931, as amended by General Ordinance No. 21, 1932, as amended by General Ordinance No. 35, 1932, 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 19 of Section 44 of General Ordinance No. 96, 1928, as amended by General Ordinance No. 31, 1931, as amended by General Ordinance No. 81, 1931, as amended by General Ordinance No. 21, 1932, as amended by General Ordinance No. 35, 1932, be and the same is hereby amended to read as follows:

"19. Michigan Street from the city limits west to the city limits east."

Section 2. That sub-section 20 of Section 44 of General Ordinance No. 96, 1928, as amended by General Ordinance No. 31, 1931, as amended by General Ordinance No. 81, 1931, as amended by General Ordinance No. 21, 1932, as amended by General Ordinance No. 35, 1932, be and the same is hereby repealed.

Section 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.

**ORDINANCES ON SECOND READING**

Mr. Tennant called for General Ordinance No. 34, 1933, for second reading. It was read a second time.

Mr. Tennant presented the following written motion to amend General Ordinance No. 34, 1933:

Indianapolis, Ind., July 17, 1933.

*Mr. President:*

I move that General Ordinance No. 34, 1933, be amended to read as follows:

**GENERAL ORDINANCE NO. 34, 1933**

(AMENDED)

AN ORDINANCE amending General Ordinance No. 23, 1933, licensing and regulating dealers in poultry, butter, eggs and game, classifying such dealers, repealing all ordinances in con-

flict herewith, providing penalties for the violation thereof, and declaring a time when the same shall take effect.

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

Section 1. That General Ordinance No. 23, 1933, be and the same is hereby amended by striking out in their entirety each and all of Sections 1 to 14, both inclusive, and substituting in lieu thereof each and all of the following Sections numbered from 1 to 16, to-wit:

“Section 1. Dealers in poultry, butter, eggs and game, for the purpose of this ordinance are hereby divided into two classes, ‘Itinerant Poultry Dealers,’ who are hereby defined as any person, firm, corporation or association, who, in person or from any vehicle or temporary location within the City of Indianapolis, sells or delivers, or offers for sale, any butter, eggs, game or live or dressed poultry, such dealer having no permanently established store in the City of Indianapolis where butter, eggs, game and live or dressed poultry are regularly sold or offered for sale, and ‘Local Poultry Dealers,’ who are hereby defined as any person, firm, corporation or association having an established store, or place within the City of Indianapolis, where there is sold or offered for sale, at retail or wholesale, any live poultry or game and/or any store or place within the city of Indianapolis where there is sold or offered for sale at wholesale any butter or eggs.

“Section 2. It shall be unlawful for any person, firm, corporation or association to engage in the business of an ‘Itinerant Poultry Dealer’ or ‘Local Poultry Dealer’ in the City of Indianapolis, without first having secured a license so to do as hereinafter provided.

“Section 3. Every applicant for any such 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 as owner or part owner in 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 or applicants.

“Section 4. Licenses for the carrying on of said business 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 license shall have been issued. The license fee for carrying on the business of 'Itinerant Poultry Dealer,' as herein defined, shall be \$200.00 per annum. The license fee for carrying on the business of 'Local Poultry Dealer,' as herein defined, shall be \$25.00 per annum for each and every such store or place. Provided that one-half of the regular license fee shall be charged for any license issued on or after July 1st of any year.

"Section 5. Every such 'Itinerant Poultry Dealer' licensee shall execute and file bond with the City Controller of said City in the sum of Five Hundred (\$500.00) Dollars payable to the City of Indianapolis, 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 merchandising and handling of said 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 any terms of this ordinance.

"Section 6. Upon filing of the bond and the payment of the license fee hereinbefore prescribed, the City Controller shall issue to the 'Itinerant Poultry Dealer' applicant a license as 'Itinerant Poultry Dealer' and shall furnish the said licensee two signs upon which shall be inscribed 'Itinerant Poultry Dealer's license, Indianapolis, Indiana, No.....,' filling in the blank space the number of such license and the year during which the same shall be in force, which signs shall be carried on the person of such licensee or securely fastened in plain view on both sides of the vehicle used by such licensee whenever such licensee is engaged in operating under such license.

"Section 7. Upon the payment of the license fee hereinbefore prescribed, the City Controller shall issue to such 'Local Poultry Dealer' applicant a license as 'Local Poultry Dealer,' a sign, upon which shall be prescribed 'Local Poultry Dealer's License, Indianapolis, Indiana, No.....,' filling in the blank space with the number of such license and the year during which the same shall be in force, which license certificate shall be conspicuously displayed in the place of business of said licensee.

"Section 8. No license as an 'Itinerant Poultry Dealer' shall be required of persons, firms, corporations or associations who sell such produce exclusively to any licensed 'Itinerant Poultry Dealer' or 'Local Poultry Dealer,' as defined by this ordinance, nor of any person selling such produce entirely of his own raising or producing, providing such person selling such produce of his own raising or producing, shall file with the City Controller an affidavit setting forth his name and address, the amount and variety of such produce he proposes to sell annually, the place where such produce has been, is or will be grown and produced by him. Upon the filing of such affidavit and the payment of a registration fee of One (\$1.00) Dollar for the current calendar year, the City Controller shall issue to such person a registration certificate, duly numbered, and which shall be carried by him when selling or delivering such produce of his own raising or producing. Such certificates shall be issued annually and shall not be transferable.

"Section 9. Each 'Itinerant Poultry Dealer,' at the time of making any sale of such produce, shall deliver to the purchaser a sales slip which shall contain in a conspicuous place thereon the name, address and license number of such licensee. Any person selling any such produce of his own raising or producing shall deliver to the purchaser a sales slip which shall contain his name and residence, and the number of his registration certificate.

"Section 10. The issuance of any 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 or laws of the State of Indiana.

"Section 11. Every 'Itinerant Poultry Dealer' and 'Local Poultry Dealer' to whom a license shall be issued under this ordinance, shall display such produce for inspection by inspectors assigned to such duty by the Board of Public Health and Charities and/or Board of Public Safety of the City of Indianapolis, upon demand by such inspector and upon said inspector showing evidence of his authority so to do; and, upon inspection, if any of such produce shall be found unwholesome, stale, diseased, or otherwise unfit for food purposes, such produce shall be forthwith condemned and removed from the vehicle or other place where found and shall not be sold, but as to all such produce which shall be passed by said inspectors as fit



for food purposes there shall be issued a certificate to such 'Itinerant Poultry Dealer' or 'Local Poultry Dealer' showing that such produce has been inspected and passed on the date therein set out.

"Section 12. No poultry shall be slaughtered, picked or drawn in the same room where other fresh meats or other food products are sold or offered for sale, nor at any place not zoned for business under any present or future zoning ordinance of the City of Indianapolis.

"Section 13. Any person, firm, corporation or association, or any officer, agent, servant or employee thereof, violating any of the provisions or regulations contained in this ordinance, shall, upon conviction thereof, be fined in any sum not exceeding Two Hundred (\$200.00) Dollars, or by imprisonment for a period of not more than ten (10) days, or both such fine and imprisonment, for each and every offense, and each violation during any day or fraction of a day shall be considered a separate and distinct offense.

"Section 14. Any person, firm, corporation or association who has heretofore secured a license as an 'Itinerant Produce Dealer' under and by virtue of General Ordinance No. 23, 1933, as originally enacted, from the City Controller and has paid the required license fee of Two Hundred (\$200.00) Dollars therefor, shall not be required to secure a license for the year 1933 as an 'Itinerant Poultry Dealer' as defined by this ordinance and may exercise all the rights and privileges as an 'Itinerant Poultry Dealer' during the year 1933.

"Section 15. Any person, firm, corporation or association who has heretofore secured a license as a 'Wholesale Produce Dealer,' under and by virtue of General Ordinance No. 23, 1933, as originally enacted, from the City Controller, and has paid the required license fee of One Hundred (\$100.00) Dollars therefor, shall not be required to secure a license for the year 1933 as a 'Local Poultry Dealer' as defined by this ordinance, and may exercise all the rights and privileges as a 'Local Poultry Dealer' during the year 1933.

"Section 16. All ordinances or parts of ordinances in conflict herewith are hereby repealed."

Section 2. This ordinance shall be in full force and effect from



and after its passage, approval by the Mayor, and publication as required by law.

MAURICE E. TENNANT,  
Councilman.

The motion was seconded by Mr. Welch and passed by the following roll call vote:

Ayes, 6, viz: Mr. Hildebrand, Mr. Houck, Mr. Morgan, Mr. Tennant, Mr. Welch, President Ropkey.

Mr. Wheatley was excused from voting.

On motion of Mr. Tennant, seconded by Mr. Morgan, General Ordinance No. 34, 1933, as amended, was ordered engrossed, read a third time and placed upon its passage.

General Ordinance No. 34, 1933, as amended, was read a third time by the Clerk and passed by the following roll call vote:

Ayes, 6, viz: Mr. Hildebrand, Mr. Houck, Mr. Morgan, Mr. Tennant, Mr. Welch, President Ropkey.

Noes, 1, viz: Mr. Wheatley.

Mr. Houck called for General Ordinance No. 40, 1933, for second reading. It was read a second time.

Mr. Houck presented the following written motion to amend General Ordinance No. 40, 1933:

I move that General Ordinance No. 40, 1933, be amended by striking out the words "shall bear interest at the rate of four and one-half percent ( $4\frac{1}{2}\%$ ) per annum," in lines 11 and 12 of Section 1 of said ordinance as the same appears in the printed copy of said ordinance set forth in the proceedings of the Common Council for July 3, 1933, on page 224 thereof, and inserting in lieu thereof the words "shall bear interest at a rate not to exceed four and three-quarters percent ( $4\frac{3}{4}\%$ ) per annum";

I further move that said ordinance be amended by striking out the words "bidding a rate of interest upon said bonds more than four and one-half percent ( $4\frac{1}{2}\%$ ) per annum thereon," in lines 21, 22 and 23 of Section 3 of said ordinance as the same appears in the printed copy of said ordinance set forth in the proceedings of the Common Council for July 3, 1933, on page 227 thereof, and inserting in lieu thereof the words "bidding a rate of interest upon said bonds

more than four and three-quarters percent (4¾ %) per annum thereon."

J. A. HOUCK.

The motion was seconded by Mr. Welch and passed by the following roll call vote:

Ayes, 7, viz: Mr. Hildebrand, Mr. Houck, Mr. Morgan, Mr. Tennant, Mr. Welch, Mr. Wheatley, President Ropkey.

On motion of Mr. Houck, seconded by Mr. Welch, General Ordinance No. 40, 1933, as amended was ordered engrossed, read a third time and placed upon its passage.

General Ordinance No. 40, 1933, as amended, was read a third time by the Clerk and passed by the following roll call vote:

Ayes, 7, viz: Mr. Hildebrand, Mr. Houck, Mr. Morgan, Mr. Tennant, Mr. Welch, Mr. Wheatley, President Ropkey.

Mr. Tennant called for General Ordinance No. 43, 1933, for second reading. It was read a second time.

On motion of Mr. Tennant, seconded by Mr. Morgan, General Ordinance No. 43, 1933, was ordered engrossed, read a third time and placed upon its passage.

General Ordinance No. 43, 1933, was read a third time by the Clerk and passed by the following roll call vote:

Ayes, 7, viz: Mr. Hildebrand, Mr. Houck, Mr. Morgan, Mr. Tennant, Mr. Welch, Mr. Wheatley, President Ropkey.

Mr. Tennant called for General Ordinance No. 44, 1933, for second reading. It was read a second time.

On motion of Mr. Tennant, seconded by Mr. Wheatley, General Ordinance No. 44, 1933, was ordered engrossed, read a third time and placed upon its passage.

General Ordinance No. 44, 1933, was read a third time by the Clerk and passed by the following roll call vote:

Ayes, 7, viz: Mr. Hildebrand, Mr. Houck, Mr. Morgan, Mr. Tennant, Mr. Welch, Mr. Wheatley, President Ropkey.

Mr. Tennant called for General Ordinance No. 45, 1933, for second reading. It was read a second time.

Mr. Tennant made a motion that General Ordinance No. 45, 1933, be stricken from the files. The motion was seconded by Mr. Morgan and passed by the following roll call vote:

Ayes, 7, viz: Mr. Hildebrand, Mr. Houck, Mr. Morgan, Mr. Tennant, Mr. Welch, Mr. Wheatley, President Ropkey.

President Ropkey ordered General Ordinance No. 45, 1933, stricken from the files. Which ordinance was stricken from the files by the Clerk.

Mr. Houck called for General Ordinance No. 46, 1933, for second reading. It was read a second time.

On motion of Mr. Houck, seconded by Mr. Wheatley, General Ordinance No. 46, 1933, was ordered engrossed, read a third time and placed upon its passage.

General Ordinance No. 46, 1933, was read a third time by the Clerk and passed by the following roll call vote:

Ayes, 7, viz: Mr. Hildebrand, Mr. Houck, Mr. Morgan, Mr. Tennant, Mr. Welch, Mr. Wheatley, President Ropkey.

Mr. Houck called for Appropriation Ordinance No. 11, 1933, for second reading. It was read a second time.

On motion of Mr. Houck, seconded by Mr. Wheatley, Appropriation Ordinance No. 11, 1933, was ordered engrossed, read a third time and placed upon its passage.

Appropriation Ordinance No. 11, 1933, was read a third time by the Clerk and passed by the following roll call vote:

Ayes, 7, viz: Mr. Hildebrand, Mr. Houck, Mr. Morgan, Mr. Tennant, Mr. Welch, Mr. Wheatley, President Ropkey.

On motion of Mr. Wheatley, seconded by Mr. Welch, the Common Council adjourned at 9:10 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 17th day of July, 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.

*Ernest C Ropkey*

President.

ATTEST:

*Henry O Goett*

City Clerk.

(SEAL)