

REGULAR MEETING
MONDAY, JULY 2, 1934

7:30 P. M.

The Common Council of the City of Indianapolis met in the Council Chamber at the City Hall, Monday, July 2, 1934 at 7:30 P. M., in regular session. President Ernest C. Ropkey in the chair.

The Clerk called the roll.

Present: Ernest C. Ropkey and seven members, viz: Fred C. Gardner, George A. Henry, Carl A. Hildebrand, James A. Houck, Chas. A. Morgan, Maurice E. Tennant, Leo F. Welch.

Absent: Clarence I. Wheatley.

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

COMMUNICATIONS FROM THE MAYOR

June 22nd,
1934.

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:

APPROPRIATION ORDINANCE No. 23, 1934

AN ORDINANCE appropriating the sum of Five Hundred Thirty-six Dollars and Forty-three Cents (\$536.43) from the unappropriated and unexpended balance of the General Fund for the year 1933 and transferring the same to Department of Public Safety, Fire Department Fund No. 11—Salaries and Wages, Regular (Chauffeurs), and fixing a time when the same shall take effect.

APPROPRIATION ORDINANCE No. 24, 1934

AN ORDINANCE appropriating the sum of Two Hundred

Fifty Dollars (\$250.00) from the unappropriated and unexpended balance of the Municipal Airport Fund for the year 1933 and transferring the same to Municipal Airport Fund No. 25—Repairs, and fixing a time when the same shall take effect.

APPROPRIATION ORDINANCE No. 25, 1934

AN ORDINANCE appropriating an unexpended and heretofore unappropriated sum of Eighteen Hundred and Seventy-five (\$1,875.00) Dollars now in the Board of Health General Fund No. 721, Furniture and Fixtures, and fixing a time when the same shall take effect.

GENERAL ORDINANCE No. 36, 1934

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

GENERAL ORDINANCE No. 37, 1934

AN ORDINANCE authorizing the purchase of six (6) motorcycles and three (3) sidecars by the Board of Public Safety for the use of the Police Department of the City of Indianapolis, and fixing a time when the same shall take effect.

Respectfully,

REGINALD H. SULLIVAN,
Mayor.

COMMUNICATIONS FROM CITY OFFICIALS.

July 2, 1934

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

Indianapolis, Indiana.

Gentlemen:

Attached please find copies of Appropriation Ordinance No. 26, 1934, appropriating the sum of Fifty (\$50.00) Dollars from the anticipated unappropriated and unexpended balance of the General Fund for the year 1934 and transferring the same to Department

July 2, 1934)

City of Indianapolis, Ind.

221

of Finance, City Controller Fund No. 53—Refunds, Awards and Indemnities.

I respectfully recommend the passage of this ordinance.

Yours very truly,

EVANS WOOLLEN, Jr.
City Controller.

July 2, 1934

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

Gentlemen:

Attached please find copies of General Ordinance No. 40, 1934, transferring the sum of Seventy-five (\$75.00) Dollars now in City Clerk's Fund No. 24—Printing and Advertising and reappropriating the same to City Clerk's Fund No. 12—Salaries and Wages, Temporary.

I respectfully recommend the passage of this ordinance.

Yours very truly,

EVANS WOOLLEN, Jr.
City Controller.

June 30, 1934.

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

Gentlemen:

We are submitting herewith an ordinance prohibiting parking on either side of Pearl Street between West and Blackford streets and respectfully recommend its passage.

Respectfully submitted,

BOARD OF PUBLIC SAFETY,
(Signed) Walter O. Lewis,
Executive Secretary.

July 2, 1934

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

Gentlemen:—

Attached please find 14 copies of General Ordinance No. 42, 1934 appropriating the sum of \$5,865.00 for the purchase of 1 Elgin Sewer Eductor and one truck chassis for the purpose of having said Sewer Eductor mounted thereon, said chassis to cost not to exceed the sum of \$3,645.00.

Competitive bids were duly advertised for this equipment according to law and the bids were opened in public before the Board of Public Works, and a committee duly appointed, which committee submitted a majority report, and the award was made to the lowest and best bidder.

It is respectfully requested that this ordinance be passed without delay so that this equipment can be placed in operation upon its completion.

Respectfully submitted,

ALBERT H. LOSCHE,
City Purchasing Agent.

July 2, 1934

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

Gentlemen:

We are submitting herewith an ordinance regulating the hours for the sale of alcoholic beverages and prohibiting music and other noises in places where alcoholic beverages are sold. We respectfully recommend the passage of this ordinance.

Respectfully submitted,

BOARD OF PUBLIC SAFETY,
(Signed) Walter O. Lewis,
Executive Secretary.

July 2, 1934)

City of Indianapolis, Ind.

223

July 2, 1934

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

Gentlemen:

Attached please find copies of General Ordinance No. 44, 1934, authorizing the City Controller to make a temporary loan or loans in the sum of Six Hundred Thousand (\$600,000.00) Dollars for the use and benefit of the General Fund of the said City of Indianapolis.

I respectfully recommend the passage of this general ordinance under suspension of rules.

Yours very truly,

EVANS WOOLLEN, Jr.
City Controller.

July 2, 1934

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

Gentlemen:

Attached please find copies of General Ordinance No. 45, 1934, transferring the sum of Four Thousand Nine Hundred Eighty-seven Dollars and Fifty Cents (\$4,987.50) from Department of Public Safety, Police Department (Fund No. 11—Salaries and Wages, Regular, Patrolmen First Grade to Department of Public Safety, Police Department Fund No. 11—Salaries and Wages, Regular, Patrolmen Second Grade.

I respectfully recommend the passage of this ordinance.

Yours very truly,

EVANS WOOLLEN, Jr.
City Controller.

(Copy)

June 29, 1934.

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

Dear Sir:

In order to meet the salaries of the newly appointed Patrolmen

for the remainder of the year, we are asking that an ordinance be presented to the Common Council transferring funds of the Police Department budget as follows:

Four Thousand Nine Hundred Eighty-seven Dollars and Fifty Cents (\$4,987.50) from Fund No. 11—Salaries and Wages, Regular, Patrolmen First Grade, to Fund No. 11—Salaries and Wages, Regular, Patrolmen Second Grade.

Respectfully submitted,

BOARD OF PUBLIC SAFETY,

By C. R. Myers, President.

Mr. Welch asked for a recess. The motion was seconded by Mr. Henry and the Council recessed at 7:45 P. M.

The Council reconvened from its recess at 8:20 P. M., with the same members present as before.

COMMITTEE REPORTS

Indianapolis, Ind., July 2, 1934.

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. 38, 1934, entitled Licensing and Regulating the Business of Wrecking Houses 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.

CHAS. C. MORGAN.

F. C. GARDNER.

Indianapolis, Ind., July 2, 1934.

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. 39, 1934, entitled Transfer of Funds—\$750.00 Street Commissioners Gasoline Tax Fund No. 33, beg leave to report that we have had said ordinance under consideration, and recommend that the same be passed.

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

INTRODUCTION OF APPROPRIATION ORDINANCES

By City Controller:

APPROPRIATION ORDINANCE No. 26, 1934

AN ORDINANCE appropriating the sum of Fifty Dollars (\$50.00) from the anticipated unappropriated and unexpended balance of the General Fund for the year 1934 and transferring the same to Department of Finance, City Controller Fund No. 53—Refunds, Awards and Indemnities, 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 Fifty Dollars (\$50.00) be and the same is hereby appropriated out of the anticipated unappropriated and unexpended balance of the General Fund for the year 1934 and transferred to Department of Finance, City Controller Fund No. 53—Refunds, Awards and Indemnities.

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

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

INTRODUCTION OF GENERAL ORDINANCES

By City Controller:

GENERAL ORDINANCE No. 40, 1934

AN ORDINANCE transferring moneys from certain funds and re-appropriating 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:

SECTION 1. That the sum of Seventy-five Dollars (\$75.00) now in the City Clerk's Fund No. 24—Printing and Advertising, be and the same is hereby transferred therefrom and reappropriated to City Clerk's Fund No. 12—Pay Roll, Temporary.

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

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

By Board of Safety:

GENERAL ORDINANCE No. 41, 1934

AN ORDINANCE amending sub-section (b) of Section 30 of General Ordinance No. 96, 1928, as amended by General Ordinance No. 31, 1931, as amended by General Ordinance No. 68, 1931, as amended by General Ordinance No. 82, 1931, as amended by General Ordinance No. 110, 1931, as amended by General Ordinance No. 54, 1932, as amended by General Ordinance No. 73, 1932, as amended by General Ordinance No. 78, 1932, as amended by General Ordinance No. 30, 1934, 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 30 of General Ordinance No. 96, 1928, as amended by General Ordinance No. 31, 1931, as amended by General Ordinance No. 68, 1931, as amended by General Ordinance No. 82, 1931, as amended by General Ordinance No. 110, 1931, as amended by General Ordinance No. 54, 1932, as amended by General Ordinance No. 73, 1932, as amended by General Ordinance No. 78, 1932, as amended by

General Ordinance No. 30, 1934, be amended by adding thereto the following words and figures, to-wit:

60. On either side of Pearl Street, from West Street to Blackford Street.

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

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

By City Purchasing Agent:

GENERAL ORDINANCE No. 42, 1934

AN ORDINANCE authorizing the Board of Public Works of the City of Indianapolis, through its duly authorized purchasing agent, to receive bids for one (1) Sewer Eductor Equipment to be used in and for the Street Commissioner's 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 Board of Public Works of the City of Indianapolis by and through its Department of Public Purchase, its lawful agent, be and it is hereby authorized to receive bids, after duly advertising therefor according to law, for the purchase of one (1) sewer eductor and one (1) truck chassis upon which said sewer eductor is to be mounted.

SECTION 2. That the 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 of said sewer eductor shall not exceed the amount of Five Thousand Eight Hundred Sixty-five Dollars (\$5,865.00); and the cost of said truck chassis for said purpose of having said sewer eductor mounted thereon shall not exceed the sum of Three Thousand Six Hundred Forty-five Dollars (\$3,645.00).

SECTION 3. That the purchase price of said equipment shall be paid out of the fund heretofore appropriated to the Board of Public Works of the City of Indianapolis.

SECTION 4. 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 Finance.

By Board of Safety:

GENERAL ORDINANCE No. 43, 1934

AN ORDINANCE concerning intoxicating liquors, prescribing a

penalty for the violation of any of the provisions thereof, 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 it shall be unlawful for any person, firm, member of firm, corporation, or agent of corporation to sell, barter or give away, directly or indirectly, any intoxicating liquors, or any spiritous, vinous or malt liquors, for the purpose of being drunk or suffered to be drunk upon the premises of such person, firm, member of firm, corporation, or agent of corporation within the city limits of Indianapolis, or to permit such liquors to be consumed upon such premises, between the hours of one A. M., and six o'clock A. M., upon every day of the week except Sunday, and between the hours of one A. M., and twelve o'clock noon upon the first day of the week, commonly known as Sunday.

SECTION 2. It shall be unlawful for any person, firm, member of firm, corporation, or agent of corporation to make, cause or permit any music upon the premises or any place where intoxicating, spiritous, vinous or malt liquors are sold for the purpose of gain, within the City of Indianapolis, between the hours of one o'clock A. M. and six o'clock A. M., upon every day of the week except Sunday, and between the hours of one o'clock A. M. and twelve o'clock noon upon the first day of the week, commonly known as Sunday.

SECTION 3. Any person, firm, member of firm, corporation, or agent of corporation found guilty of violating any of the provisions of this ordinance shall, upon conviction, be fined in any sum not exceeding Three Hundred Dollars (\$300.00), to which may be added imprisonment for a period not to exceed six (6) months.

SECTION 4. 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 City Controller:

GENERAL ORDINANCE No. 44, 1934

AN ORDINANCE authorizing the City Controller of the City of

Indianapolis to make a temporary loan or loans in the sum of Six Hundred Thousand Dollars (\$600,000.00) 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 Thousand Dollars (\$600,000.00) for the payment of the bonds and setting aside the sum of Seven Thousand Six Hundred Twenty-seven Dollars and Forty Cents (\$7,627.40), heretofore appropriated by General Ordinance No. 56, 1933, as Item 612—Interest (on temporary loans)—Current Obligations, Department of Finance, Section 2 thereof, for the payment of the interest thereon, and fixing a time when the same shall take effect.

WHEREAS, the said city will be and continue to be until the 15th day of November, 1934, without sufficient funds to meet current expenses for municipal purposes; and

WHEREAS, the second semi-annual installment of taxes for the year 1934, collectible on or before the 15th day of November, 1934, will amount to more than Six Hundred Seven Thousand Six Hundred Twenty-seven Dollars and Forty Cents (\$607,627.40);

NOW, THEREFOR,

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

SECTION 1. The City Controller is hereby authorized and empowered to negotiate a temporary loan or loans in anticipation of the current revenues of said city actually levied and in the course of collection for the fiscal year 1934, not to exceed the total sum of Six Hundred Thousand Dollars (\$600,000.00) for a period not to exceed the time fixed in this ordinance, as a rate of interest not to exceed six per cent (6%). The City Controller is further authorized to negotiate such loan or loans in the following amounts:

Two Hundred Thousand Dollars (\$200,000.00) on July 30, 1934, to run for a period of not to exceed one hundred eight (108) days thereafter, at a rate of interest not to exceed six per cent (6%); Two Hundred Thousand Dollars (\$200,000.00) on August 30, 1934, to run for a period not to exceed seventy-seven (77) days thereafter at a rate of interest not to exceed

six per cent (6%); Two Hundred Thousand Dollars (\$200,000.00) on September 29, 1934, to run for a period not to exceed forty-seven (47) days thereafter, at a rate of interest not to exceed six per cent (6%). The said date of said bonds or other evidence of indebtedness shall not be later than July 26, 1934, and after publication of notice of determination thereof to issue bonds, warrants or other evidence of indebtedness for such temporary loan as provided for by law and this ordinance; said loan shall be let to the lowest and best bidder after the determination to issue the same has been published by at least one (1) publication, one (1) day, in two (2) newspapers in the city of Indianapolis. The Mayor and City Controller are hereby authorized and directed to execute the proper obligations of the City of Indianapolis for the above mentioned amount; and to the payment of such obligation the faith of the city is hereby irrevocably pledged.

SECTION 2. The sum of Six Hundred Thousand Dollars (\$600,000.-00) is hereby appropriated to Fund No. 63, Office of the City Controller; and the sum of Seven Thousand Six Hundred Twenty-seven Dollars and Forty Cents (\$7,627.40), heretofore unappropriated by General Ordinance No. 56, 1933, as Item 612—Interest (for temporary loans) — Current Obligations, Department of Finance, Section 2 thereof, be and the same is hereby set aside for the payment of the interest on such temporary loan.

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

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

By City Controller:

GENERAL ORDINANCE No. 45, 1934

AN ORDINANCE transferring moneys from certain funds and re-appropriating the same to other designated funds, and fixing a time when the same shall take effect.

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

SECTION 1. That the sum of Four Thousand Nine Hundred Eighty-seven Dollars and Fifty Cents (\$4,987.50), now in Department of Public Safety, Police Department Fund No. 11—Salaries and Wages, Regular, Patrolmen First Grade, be and the same is

hereby transferred therefrom and reapportioned to Department of Public Safety, Police Department Fund No. 11—Salaries and Wages, Regular, Patrolmen Second Grade.

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

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

ORDINANCES ON SECOND READING

Mr. Tennant called for General Ordinance No. 38, 1934 for second reading. It was read a second time.

Mr. Tennant made a motion that General Ordinance No. 38, 1934 be stricken from the files. The motion was seconded by Mr. Welch and passed by the following roll call vote:

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

President Ropkey ordered General Ordinance No. 38, 1934 stricken from the files. Which ordinance was stricken from the files by the Clark.

Mr. Houck called for General Ordinance No. 39, 1934 for second reading. It was read a second time.

On motion of Mr. Houck, seconded by Mr. Welch, General Ordinance No. 39, 1934 was ordered engrossed, read a third time and placed upon its passage.

General Ordinance No. 39, 1934 was read a third time by the Clerk and passed by the following roll call vote:

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

Mr. Houck asked for suspension of rules for further consideration and passage of General Ordinance No. 44,

1934. The motion was seconded by Mr. Gardner, and passed by the following roll call vote:

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

The rules were suspended and the Council reverted to a previous order of business.

COMMITTEE REPORT.

Indianapolis, Ind., July 2, 1934.

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. 44, 1934, entitled Temporary Loan \$600,000.00, General Fund, beg leave to report that we have had said ordinance under consideration, and recommend that the same be passed under suspension of rules.

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

ORDINANCES ON SECOND READING

Mr. Houck called for General Ordinance No. 44, 1934 for second reading. It was read a second time.

On motion of Mr. Houck, seconded by Mr. Welch, General Ordinance No. 44, 1934 was ordered engrossed, read a third time and placed upon its passage.

General Ordinance No. 44, 1934 was read a third time by the Clerk and passed by the following roll call vote:

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

On motion of Mr. Gardner, seconded by Mr. Tennant the Common Council adjourned at 8:30 P. M.

We hereby certify that the above and foregoing is a

July 2, 1934)

City of Indianapolis, Ind.

233

full, true and complete record of the proceedings of the Common Council at the City of Indianapolis, held on the 2nd day of July, 1934 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 Grett

City Clerk.

SEAL.