

REGULAR MEETING
MONDAY, JULY 16, 1934
7:30 P. M.

The Common Council of the City of Indianapolis met in the Council Chamber at the City Hall, Monday, July 16, 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, President and seven members, viz: Fred C. Gardner, George A. Henry, Carl A. Hildebrand, Chas. A. Morgan, Maurice E. Tennant, Leo F. Welch, Clarence I. Wheatley.

Absent: James A. Houck.

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

COMMUNICATIONS FROM THE MAYOR

July 6,
1934.

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

Gentlemen:

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

GENERAL ORDINANCE No. 39, 1934

AN ORDINANCE transferring moneys (\$750.00) from certain funds (Street Commissioner's Gasoline Tax—Paved Streets Fund No. 33, etc.) and reappropriating the same to other designated funds (Street Commissioner's Gasoline Tax—Paved Streets Fund No. 72—Equipment), and fixing a time when the same shall take effect.

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.

Respectfully,

REGINALD H. SULLIVAN,
Mayor.

COMMUNICATIONS FROM CITY OFFICIALS

July 10, 1934

Mr. Henry O. Goett,
City Clerk,
37 So. Alabama St.,
Indianapolis, Indiana.

Dear Mr. Goett:

I am enclosing fourteen (14) copies of General Ordinance No. 47, entitled: "AN ORDINANCE amending sub-section 34 of section 476 of General Ordinance No. 121, 1925, and fixing a time when the same shall take effect."

This ordinance proposes to amend the present ordinance covering the issuance of licences for bicycles, changing the required age from sixteen (16) years to eighteen (18) years.

I especially recommend passage of this ordinance.

Yours very truly,

GEORGE A. HENRY,
Councilman, Fifth District.

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July 16, 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. 46, 1934, repealing General Ordinance No. 93, 1932, and providing for the licensing and regulating of the business of any person or persons, firm or corporation engaged as contractor or operator in the business of using dangerous gases, fumes, liquids, etc., providing a penalty for the violation of the terms thereof, and fixing a time when the same shall take effect.

I respectfully recommend the passage of this ordinance.

Yours very truly,

CARL A. HILDEBRAND,
Councilman.

July 16, 1934.

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

Attached please find copies of General Ordinance No. 48, 1934, authorizing the City Controller to make a temporary loan of One Hundred Seventy-five Thousand (\$175,000.00) Dollars for the use and benefit of the Board of Public Health and Charities of the City of Indianapolis.

I respectfully recommend the passage of this ordinance.

Yours very truly,

EVANS WOOLLEN, Jr.
City Controller.

July 16, 1934.

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

Dear Sir:

Acting under instructions from the Board of Health, I am directed to request that you submit to the City Council a bill for an ordinance authorizing a temporary loan for \$175,000.00 for Board of Health purposes.

Respectfully submitted,

H. G. MORGAN,

July 16, 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. 49, 1934, transferring the sum of Five Thousand Dollars (\$5,000.00) now in Board of Public Works, Administration Gasoline Tax Fund No. 26, to Street Commissioner's Gasoline Tax Fund No. 38—Unpaved Streets.

I respectfully recommend the passage of this ordinance.

Yours very truly,

EVANS WOOLLEN, Jr.
City Controller.

July 16, 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. 50, 1934, transferring the sum of Three Thousand Dollars (\$3,000.00) now in Department of Public Health and Charities, Tuberculosis Fund No. 11—Salaries and Wages, Regular, to other numbered funds of said department.

I respectfully recommend the passage of this ordinance.

Yours very truly,

EVANS WOOLLEN, Jr.
City Controller.

July 16, 1934.

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

Dear Sir:

At a meeting of the Board of Health held July 6, 1934, the board adopted a resolution transferring the following funds from the Tuberculosis budget to certain other numbered funds. Will you

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please present to the City Council a bill for an ordinance authorizing these various transfers.

Respectfully submitted,

H. G. MORGAN,

July 16, 1934.

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

Gentlemen:

Attached please find copies of Appropriation Ordinance No. 27, 1934, appropriating and allocating the sum of One Hundred Six Thousand Seven Hundred Seventy-three Dollars and Twenty-two Cents (\$106,773.22) received from the State of Indiana on July 9, 1934, as revenue under the Gasoline Tax, to various funds of the City of Indianapolis in accordance with the provisions of Section 44 of General Ordinance No. 56, 1933.

I respectfully recommend the passage of this ordinance.

Yours very truly,

EVANS WOOLLEN, Jr.
City Controller.

July 16, 1934.

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

Gentlemen:

Attached please find copies of Appropriation Ordinance No. 28, 1934, appropriating the sum of Nineteen Thousand One Hundred Ten Dollars and Forty Cents (\$19,110.40) from the unappropriated and unexpended Gasoline Tax Funds for the year 1933 and transferring the same to certain designated funds in the Street Commissioner's Department.

I respectfully recommend the passage of this ordinance.

Yours very truly,

EVANS WOOLLEN, Jr.
City Controller.

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ing with the recommendation of the Board of Public Works that the same be passed.

Yours very truly,

(Signed) ERNEST F. FRICK,
Secretary, Board of Public Works.

July 16, 1934.

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

Gentlemen:

Attached you will find a copy of a letter from the Mayor of the City of Indianapolis, wherein he has determined that a contingency has arisen requiring the expenditure of a part of the appropriation in the Mayor's Contingency Fund, being Fund No. 2-26 of the Department of Finance, Controller's Office, in the sum of \$300.00, to be used in paying for the temporary appointment and employment of an assistant to the license clerk in the office of the City Controller, in the collection of license fees due and payable to the City of Indianapolis.

I recommend that the sum of \$300.00 be set aside and made available out of said fund for the purpose aforesaid, to be paid by my warrants.

This will notify you of such determination on the part of the Mayor and my approval thereof.

Yours very truly,

EVANS WOOLLEN, Jr.
City Controller.

(Copy)

July 16, 1934.

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

Dear Sir:

You are hereby notified that as Mayor of the City of Indianapolis I have determined that a contingency has arisen requiring the expenditure of a part of the appropriation reserved for contingencies. This expenditure is necessary to pay for the temporary

appointment and employment of an assistant to the license clerk in the office of the City Controller, in the collection of license fees due and payable to the City of Indianapolis.

I request that, upon your approval of this proposed expenditure, you notify the Common Council in writing, so that the Common Council may, if it sees fit, adopt a resolution setting forth the circumstances regarding this contingency and approving this proposed expenditure from said appropriation.

Yours very truly,

(Signed) R. H. SULLIVAN,
Mayor.

Mr. Wheatley 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 9:35 P. M., with the same members present as before.

COMMITTEE REPORT.

Indianapolis, Ind., July 16, 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 Appropriation Ordinance No. 26, 1934, entitled Appropriating \$50 from 1933 balance to Department of Finance—Fund No. 53—Refunds, Awards and Indemnities, beg leave to report that we have had said ordinance under consideration, and recommend that the same be passed.

LEO F. WELCH, Acting Chairman,
MAURICE E. TENNANT.
C. I. WHEATLEY,
F. C. GARDNER.

Indianapolis, Ind., July 16, 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

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Ordinance No. 40, 1934 (entitled Transfer of Funds—\$75.00 City Clerk's Fund No. 24—Fund No. 12—(Temporary), beg leave to report that we have had said ordinance under consideration, and recommend that the same be passed.

LEO F. WELCH, Acting Chairman,
MAURICE E. TENNANT.
C. I. WHEATLEY.
F. C. GARDNER.

Indianapolis, Ind., July 16, 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. 41, 1934, entitled Amending G. O. No. 96, 1928, Prohibiting Parking on Pearl and Blackford Streets, 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.
F. C. GARDNER.
C. I. WHEATLEY.
CHAS. C. MORGAN.

Indianapolis, Ind., July 16, 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. 42, 1934, entitled Authorization to purchase 1 Elgin Sewer Eductor and Truck Chassis, beg leave to report that we have had said ordinance under consideration, and recommend that the same be passed.

LEO F. WELCH, Acting Chairman,
MAURICE E. TENNANT.
C. I. WHEATLEY.
F. C. GARDNER.

Indianapolis, Ind., July 16, 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. 43, 1934, entitled Regulating Sale of Alcoholic Beverages, 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.
F. C. GARDNER.
LEO F. WELCH.

Indianapolis, Ind., July 16, 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. 45, 1934, entitled Transfer of Funds, \$4,987.50, Department of Public Safety—Police Department, beg leave to report that we have had said ordinance under consideration, and recommend that the same be passed.

LEO F. WELCH, Acting Chairman,
MAURICE E. TENNANT.
C. I. WHEATLEY.
F. C. GARDNER.

INTRODUCTION OF APPROPRIATION ORDINANCES

By City Controller:

APPROPRIATION ORDINANCE No. 27, 1934

AN ORDINANCE appropriating and allocating the sum of One Hundred Six Thousand Seven Hundred Seventy-three Dollars and Twenty-two Cents (\$106,773.22) received from the State of Indiana on July 9, 1934, as revenue under the Gasoline Tax, to the following departments of the City of Indianapolis in the amounts specified, in accordance with the provisions of Section 44 of General Ordinance No. 56, 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 total sum of One Hundred Six Thousand Seven Hundred Seventy-three Dollars and Twenty-two Cents (\$106,773.22) received on July 9, 1934, as revenue under the Gasoline Tax, be and the same is hereby appropriated, allocated and distributed to the following departments of the City of Indianapolis in the amounts specified, in accordance with the provisions of Section 44 of General Ordinance No. 56, 1933:

Board of Public Works Fund No. 26 -----	18.50%	\$19,753.05
City Civil Engineer Department -----	5.73%	6,118.11
Street Commissioner's Department -----	73.30%	78,264.77
Park Department -----	2.47%	2,637.29

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 City Controller:

APPROPRIATION ORDINANCE No. 28, 1934

AN ORDINANCE appropriating the sum of Nineteen Thousand One Hundred Ten Dollars and Forty Cents (\$19,110.40) from the unappropriated and unexpended Gasoline Tax Funds for the year 1933, transferring the same to certain designated funds in the Street Commissioner's Department in the various amounts specified, 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 total sum of Nineteen Thousand One Hundred Ten Dollars and Forty Cents (\$19,110.40) be and the same is hereby appropriated from the unappropriated and unexpended balance of the Gasoline Tax Funds for the year 1933 and transferred to the following designated funds in the Street Commissioner's Department in the various amounts specified, to-wit:
12-1—Construction and Repairs:

Foremen -----	\$ 300.00
Carpenters -----	500.00
Truck -----	100.00
Laborers -----	100.00

	\$1,000.00

12-7—Division of Unpaved Streets:	
Light Trucks -----	\$ 500.00
Heavy Trucks -----	1,000.00
Laborers -----	2,500.00
Tractormen -----	1,500.00
Graders -----	1,500.00
Rollermen -----	500.00
Cinder Campaign and Emergencies ----	2,500.00
	\$10,000.00
38—Street Sanitation -----	1,000.00
33—Paved Streets -----	100.00
38—Paved Streets, Supplies -----	1,500.00
72—Paved Streets, Equipment -----	900.00
25—Unpaved Streets, Repairs -----	250.00
38—Unpaved Streets, Supplies -----	250.00
(4)	
43—Road Oils, Tarvias, etc., -----	4,110.40
	<u>4,110.40</u>
Total -----	\$19,110.40

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 Mr. Hildebrand:

GENERAL ORDINANCE No. 46, 1934

AN ORDINANCE to repeal General Ordinance No. 93 (Amended 1932), of the City of Indianapolis, Indiana, and to provide for the licensing and regulation of the business of any person, persons, firm or corporation engaged as a contractor or operator in the business of using dangerous gases, fumes, liquids, powders, pastes or/and other poisons, as insecticides; to provide for the sale of same; to provide for the licensing of operators to engage in the profession of fumigating and/or exterminating by the use of dangerous gases, fumes, liquids, powders pastes, and/or other poisons as insecticides; to provide rules and regulations governing the use of dangerous fumes, gases, liquids, powders, pastes, and/or other poisons as insecticides for fumigating and/exterminating purposes and to provide a penalty for the viola-

tion of the terms hereof, 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. No person, persons, firm or corporation shall engage as a contractor in the business of using dangerous gases, fumes, liquids, powders, pastes, and/or other poisons as insecticides or for the purpose of fumigating and/or exterminating for household pests and vermin without first obtaining a license therefor as provided herein.

(a) Any person desiring to obtain a license shall first file with the Board of Health of the City of Indianapolis, Indiana, an application stating:

The name, age and address of the person or persons who are to actually engage in the work of exterminating and/or fumigating as set forth above, and what experience said applicant has had.

(b) Any firm or corporation desiring to obtain such a license shall first file with the Board of Health of the City of Indianapolis, Indiana, an application stating:

The name, age and address of the principal of the firm or officer of the corporation who are to actually engage in the work of exterminating and/or fumigating as above set forth, and what experience said applicant has had.

(c) That no person, persons, firm or corporation who have had less than one (1) year of experience as a fumigator and/or exterminator shall be granted such application.

(d) That before any person, persons, firm or corporation engaged as a contractor in the business of exterminating and/or fumigating as set forth above shall employ any person or persons, individual or individuals or operator or operators, for the conducting of said business of exterminating and/or fumigating as set forth above, that said operator shall have had six (6) months of experience as an operator in said business of exterminating and/or fumigating; that said operator shall make application to the Board of Health of the City of Indianapolis, Indiana, for a permit as a fumigating and/or exterminating operator.

(e) The Board of Health of the City of Indianapolis, Indiana,

shall furnish the proper forms of application, and when said application shall have been filled out by said applicant, the Board of Health shall cause an investigation and examination to be made of said applicant as to said applicant's qualifications to engage as a contracting fumigator and/or exterminator or as a fumigating and/or exterminating operator.

(f) Any person, persons, firm or corporation desiring to engage in the City of Indianapolis, Indiana, as a contactor or an operator in the business of exterminating and/or fumigating by the use of dangerous gases, fumes, liquids, powders, pastes and/or other poisons for the purpose of exterminating and/or fumigating household pests and vermin, shall be examined before a Board of Examiners that shall consist of three (3) members; one member of said board shall be the President of the Board of Health of the City of Indianapolis, Indiana; one member shall be appointed by the President of the Board of Public Safety of the City of Indianapolis, Indiana, and one member shall be chosen from and by the exterminating and/or fumigating profession of the City of Indianapolis, Indiana.

(g) Applicants failing to satisfy the Board of Examiners of their ability and qualifications as contracting exterminators and/or fumigators or exterminating and/or fumigating operators in the use of dangerous gases, fumes, liquids, powders, pastes and/or other poisons for the purpose of exterminating and/or fumigating household pests, insects and vermin, shall be rejected and not entitled to apply for re-examination within a period of six (6) months from the date of such rejection.

(h) Applicants duly certified by the Board of Examiners as qualified to receive a license as contracting exterminators and/or fumigators or exterminating and/or fumigating operators to engage in such exterminating and/or fumigating business as heretofore referred to may obtain license or permit to engage in such business upon payment of the license fee, filing bond as herein provided, or deposit for such permit. Such license shall be issued by the License Bureau of the City of Indianapolis, Indiana.

SECTION 2. (a) The sum of Ten Dollars (\$10.00) shall be charged each person, persons, firm or corporation for a license to engage in the business of a contracting exterminator and/or fumigator by the use of dangerous gases, fumes, liquids, powders, pastes and/or other poisons as insecticides. No license shall be issued to such applicant except upon the surrender by him or it to

the License Bureau of the certificate of qualification issued by the Board of Examiners as hereinbefore provided, and a surety in the sum of One Thousand Dollars (\$1,000.00) which surety shall inure to the benefit of any person or persons, their heirs, executors, administrators and with (or) assigns who may receive bodily illness, injuries or suffers death by reasons of the negligence or the misconduct or the violation of the rules of the Board of Health respecting the uses of such dangerous gases, fumes, liquids, powders, pastes and/or other poisons as insecticides by said contracting fumigator and/or exterminator, or any agents, servant or employe of said contracting exterminator and/or fumigator as herein set forth. The surety shall be approved by the corporation counsel of the City of Indianapolis, Indiana, and said surety shall be filed with the City Clerk of the City of Indianapolis, Indiana.

(b) The sum of Two Dollars (\$2.00) shall be deposited with the City Clerk of the City of Indianapolis, Indiana, for a permit to engage as an exterminating and/or fumigating operator using dangerous gases, fumes, liquids, powders, pastes and/or other poisons as insecticides and vermin eradicators. No permit shall be issued except upon the surrender by said applicant to the License Bureau of the City of Indianapolis, Indiana, the certificate of qualification issued by the Board of Examiners to the said applicant.

(c) All licenses issued to contracting exterminators and/or fumigators shall be renewed from year to year upon payment of license fee and renewal of surety without taking the aforementioned examination.

(d) All licenses granted hereunder shall expire on the____
-----next following.

SECTION 3. WHEN DANGEROUS GASES, FUMES, OR VAPORS ARE USED FOR EXTERMINATING AND/OR FUMIGATING IN THE CITY OF INDIANAPOLIS, INDIANA, THE FOLLOWING METHOD OF PROCEDURE SHALL BE CARRIED OUT:

(a) **Notification of occupants and adjoining occupants and vacating of premises:** Before fumigating the operator shall personally inspect the premises and shall serve notice over his signature upon all responsible occupants of each room or apartment within the danger area, stating the danger of the process and the precautions to be observed, designating the room or apartment which must be vacated, and indicating the time when the gas, fumes or vapor are to be generated. In every case, all

rooms to be fumigated shall be vacated and in addition, the adjoining or adjacent rooms on the same floor, and on the floor immediately above and immediately below and in the case of a building with apartments, the entire apartment adjoining or adjacent and immediately above and immediately below. In the case of a building in which there are inner courts or light wells upon which any room being fumigated opens, all rooms with windows opening into such court or light wells, shall be vacated and securely locked. In the case where the walls of an adjoining building are located within six feet of the rooms or apartments being fumigated, the operator shall notify over his signature, all responsible occupants of rooms or apartments with windows opening in such walls that such windows as are directly opposite or above the area of the adjoining building which is under fumigation must remain closed or the rooms vacated during the time the building fumigated is being flushed or aired. All rooms or apartments ordered vacated but not under fumigation shall be well ventilated during the process by keeping the windows of said rooms or apartments opened. Special notices with the operator's signature thereon shall be served upon all responsible occupants of every room or apartment within the danger area. Such notices shall state in a clear and concise manner the precautions to be exercised during the entire process.

(b) **Danger Area.** The danger area shall be construed as those portions of any structure or dwelling under fumigation which lie within the boundary of the outside walls of the building; the roof of such cut-outs or fire wall as may exist in the structure in question. Such cut-offs or fire walls shall be of solid masonry, air-tight, at least eight inches in thickness, extending from the basement thru the attic with all opening locked and guarded against entrance and effectively sealed against gas, fume or vapor leakage.

(c) **Persons Qualified to Do Dangerous Work.** No person other than a duly licensed operator shall release dangerous gas, fumes or vapor in any room or inclosure or enter into any rooms under fumigation for any purpose whatsoever. This section shall not apply to the Inspectors of the Board of Health.

(d) **Sealing rooms before releasing gas, fumes or vapors.** Before fumigation, it is required that the operator shall seal all cracks, crevices and apertures in the porous walls and floors in such a way as will confine the gas, fumes or vapor to the premises intended to be fumigated.

(e) Locking rooms and adjoining rooms and apartments.

Before fumigation it is required that the operator shall personally inspect all rooms and apartments ordered to be vacated under Section 3, paragraph (a), or be assured that they are unoccupied by persons or domestic animals, afterwards all doors to all rooms or apartments excepting one exit door to the rooms or apartments fumigated shall be securely locked; in addition such windows or other wall openings as might possibly be used to gain entrance, shall be securely fastened. Immediately upon generating the gas, fumes or vapor, the door thru which the operator leaves, shall be securely locked and sealed, and keys to all rooms or apartments ordered vacated retained by the operator until all danger is passed. As an additional precaution, all rooms and apartments vacated shall be placarded.

(f) Warning Card. Before releasing the gas, fumes or vapor, the operator shall place conspicuously, plainly legible cards at least twelve (12) inches by fourteen (14) inches in size with the following warning:

	DANGER		
Skull	FUMIGATING WITH	Skull	
and	POISON GAS	and	
Crossbones	D E A D L Y P O I S O N	Crossbones	
	All persons are warned to keep away		
	By Order Board of Health Department		
	(Name of Contracting fumigator)		
Telephone No.	License Number	Address	

(g) Guards. It is required that whenever dangerous gas, fumes, or vapor are generated in any room or portion of structure in the City of Indianapolis, Indiana, a capable, alert watchman or watchmen shall remain on duty at the entrance or entrances to the room or building or inclosed space vacated for fumigation to keep people from entering while such gas, fumes or vapor is present and for one hour after room or area fumigated is opened for airing. All guards and watchmen shall be able bodied persons and must be acceptable as a proper guard to the Inspector of the Board of Health. The licensed operator shall be held strictly responsible and accountable for the conduct of the guard and watchmen. In every case where the entire building is not vacated the licensed operator shall remain on the job during the progress of fumigation and shall constantly supervise the occupancy of the structure to insure that

no person or persons will be in danger of gas, fume or vapor leakage. Licensed operators shall give all guards definite and proper instructions and shall visit the premises being fumigated at regular intervals during the process to insure that the property is properly guarded.

(h) **Removal of Food.** Before fumigation the operator shall see that all ice, foods and liquids are removed from the rooms to be fumigated.

(i) **Opening of Rooms After Fumigation.** At the conclusion of the process, which shall consume not less than six (6) hours, it shall be the duty of the operator to throw open doors and windows of the premises, starting at the basement or first floor, and continuing thru the upper floors of the house, until all the rooms have been opened for free access of air. No person other than the operator or operators shall be permitted to enter the premises until at the discretion of the licensed operator, premises fumigated shall be safe for occupancy. In no case shall the occupants of the rooms or area fumigated be permitted to enter until one hour after being opened for airing. Infants and children under six (6) years of age shall not be permitted to re-enter the premises and until twelve (12) hours have elapsed after the rooms or area fumigated are opened for airing. The licensed operator shall be responsible for informing all occupants, having children of this provision.

(j) **Residue After Fumigation.** The residue left in the jars or containers, after fumigation, shall be poured down the toilet bowl, or closed sewer, which shall then be flushed thoroughly with water to remove all traces of chemicals.

(k) **Report of Premises Fumigated.** It shall be the duty of every person intending to generate or release dangerous gas, fumes or vapors for fumigation purpose to notify in writing, the Board of Health, the Chief of the Fire Department and the Chief of the Police Department of the City of Indianapolis, Indiana, of the location of the building or inclosed space to be fumigated, as well as its character, and the day and the hour when the work will be performed, as well as the time at which said premises under fumigation will be free of all gas, fumes or vapor, and ready for occupancy by tenants. This notification must be received at the office of the above mentioned departments not later than eight o'clock of the day upon which fumigation is to be performed.

SECTION 4. Any person, persons, firm or corporation who shall

violate any of the provisions of this ordinance shall be deemed guilty of a misdemeanor and upon conviction thereof, shall be punished by a fine of not to exceed one hundred dollars and costs of prosecution, or imprisonment of not to exceed ninety (90) days, or both such fines and imprisonment in the discretion of the court for such violation.

SECTION 5. The license of any person, persons, firm or corporation violating any of the provisions of this ordinance upon conviction may be revoked by the Board of Examiners of the City of Indianapolis, Indiana, after a due hearing before the said Board, upon notice of said hearing issued to the holder of said license.

SECTION 6. Should the courts of the city or state declare any section or provision of this ordinance unconstitutional or in conflict with any other sections or provisions of this ordinance, then such decision shall effect only the section or provision as declared to be unconstitutional or unauthorized, and shall not affect any other section or part of this ordinance.

SECTION 7. Any ordinance, or part of ordinance, conflicting with the provisions of this ordinance, is hereby repealed so far as the same affects this ordinance.

SECTION 8. 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 Mr. Henry:

GENERAL ORDINANCE No. 47, 1934

AN ORDINANCE amending sub-section 34 of section 476 of General Ordinance No. 121, 1925, 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 sub-section 34 of section 476 of General Ordinance No. 121, 1925, which reads, "Each bicycle owned or operated by any person over sixteen years of age . . . \$1.00" be amended to read: "Each bicycle owned or operated by any person over eighteen years of age . . . \$1.00."

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 City Controller:

GENERAL ORDINANCE No. 48, 1934

AN ORDINANCE authorizing the City of Indianapolis, Indiana, to make a temporary loan in the sum of \$175,000.00 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 1934 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.

WHEREAS, the Board of Health of the City of Indianapolis, Indiana, on the 13th day of July, 1934, adopted the following resolution spread of record and made a part of the proceedings of said Board, to-wit:

BOARD OF HEALTH RESOLUTION No. 43, 1934

WHEREAS, the Board of Health of the City of Indianapolis, Indiana, from the 10th day of August, 1934, to the 7th day of November, 1934, will be without sufficient funds with which to meet its pay-roll and current expenses necessary for the proper carrying on of the functions of said Board and payable out of the general fund of said Board of Health, and

WHEREAS, the said pay-roll and other necessary current expenses for said period payable as aforesaid will amount to approximately \$175,000.00, and

WHEREAS, the second semi-annual installment of taxes levied by the City of Indianapolis for general Board of Health purposes in the year 1934, collectible on or before November 5, 1934, will amount to more than \$177,595.25,

NOW, THEREFORE, Be it resolved by the Board of Health of the City of Indianapolis, Indiana, that an ordinance be prepared and presented by the City Controller to the Common Council of said city for passage, providing for the making of a temporary loan by said city for the total principal sum of \$175,000.00 for

for the use of the Board of Health for the aforesaid purposes at a rate of interest not to exceed 6% per annum and for a period not to exceed 89 days, said temporary loan or loans to be made in anticipation of the current revenues of said Board of Health collectible in the year 1934, for general Board of Health purposes. Such loan shall bear interest only from the date the same is available for the use of the Board of Health, and

BE IT FURTHER RESOLVED by said Board of Health that there be and is hereby appropriated out of current revenues of the said Board of Health for the year 1934, levied and collectible for said general Board of Health purposes for the purpose of repaying said temporary loan with interest thereon as the same becomes due, the sum of \$177,595.25, or so much of said sum as may be necessary therefor.

NOW, THEREFORE,

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

SECTION 1. That the City Controller of said City of Indianapolis, be, and he is hereby authorized and empowered to negotiate a temporary loan for the use of the Board of Health of said City of Indianapolis, Indiana, in anticipation of current revenues of said Board of Health for the year 1934, levied for general Board of Health purposes, actually levied and now in the course of collection. Said loan shall not exceed the sum of \$175,000.00, payable out of the current revenues of said Board of Health at a rate of interest not to exceed 6% per annum, for a period not to exceed the period set out in this ordinance. Said loan shall be let to the lowest and best bidder or bidders at competitive bidding on the annual rate of interest under conditions prescribed in the notice of sale, which notice shall be published for at least one day in at least one daily newspaper of general circulation, published in said City of Indianapolis, Indiana. The Mayor and City Controller of said City are hereby authorized and directed to execute the proper obligations of the City of Indianapolis, Indiana, for the amount of said loan, which obligation or obligations shall also be countersigned by the President of the Board of Health of said City. To the payment of such obligations the faith of the City of Indianapolis, Indiana, is hereby irrevocably pledged.

SECTION 2. Said temporary loan shall be made by borrowing the sum of \$175,000.00 for a period of 89 days beginning with August 10, 1934, and ending with November 7, 1934. Said loan shall

mature in full and be made payable on November 7, 1934, and shall bear interest only from the time the same is made available for the use of the Board of Health.

SECTION 3. The sum of \$175,000.00 of the general fund of the Board of Health is hereby set apart and appropriated to Board of Health Fund No. 63 for the repayment of the principal of said temporary loan and the sum of \$2,595.25 of said general fund of said Board of Health is hereby set apart and appropriated to Board of Health Fund No. 61 for the payment of interest on said temporary loan.

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. 49, 1934

AN ORDINANCE transferring the sum of Five Thousand Dollars (\$5,000.00) now in Board of Public Works, Administration Gasoline Tax Fund No. 26, to Street Commissioner's Gasoline Tax Fund No. 38—Unpaved Streets, 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 Dollars (\$5,000.00), now in Board of Public Works, Administration Gasoline Tax Fund No. 26, be and the same is hereby transferred therefrom and reappropriated to Street Commissioner's Gasoline Tax Fund No. 38—Unpaved Streets.

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 City Controller:

GENERAL ORDINANCE No. 50, 1934

AN ORDINANCE transferring moneys from the Tuberculosis Fund in the Department of Public Health and Charities and reappro-

priating the same to other funds in 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 sum of Three Thousand Dollars (\$3,000.00) now in the Department of Public Health and Charities, Tuberculosis Fund No. 11, Salaries and Wages Regular, be and the same are now transferred and reappropriated in said total sum to Department of Public Health Funds in the amounts specified, as follows, to-wit:

T. B. No. 242—Printing	\$ 250.00
T. B. No. 31—Food for Nutrition Clinics	1,500.00
T. B. No. 34—Institutional and Medical	1,000.00
T. B. No. 36—Office Supplies	250.00

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 City Controller:

RESOLUTION No. 2, 1934

WHEREAS, the City Controller of the City of Indianapolis has advised the Mayor in writing that in order to take care of the clerical work in his office, incident to the collection of license fees due and payable to the City of Indianapolis, it will be necessary to temporarily appoint and employ a clerk to assist the license clerk in the performance of his duties as defined by ordinance; and

WHEREAS, the appointment and employment of such clerk for the purpose aforesaid will require the expenditure of funds not anticipated, and therefore, not provided for in the budget of the Department of Finance for the year 1934, in the total sum of Three Hundred Dollars (\$300.00); and

WHEREAS, the Mayor of the City of Indianapolis has determined that the facts aforesaid present a contingency requiring the expenditure of a part of the appropriation reserved for and now available in said Mayor's Contingency Fund, by Item 2-26 in the budget of the City Controller, to-wit, the sum of Three

Hundred Dollars (\$300.00) therefrom, and has notified the City Controller of such contingency; and

WHEREAS, the City Controller has approved the expenditure and notified the Common Council of the City of Indianapolis in writing, giving all pertinent facts regarding the contingency and the manner in which it is proposed to meet the same; and

WHEREAS, the Common Council of the City of Indianapolis now determines that said contingency exists and that the sum of Three Hundred Dollars (\$300.00), requested as aforesaid, should be provided as indicated for expenditure during the current fiscal year, ending December 31, 1934, and that such sum is now available for such purpose in the Mayor's Contingency Fund; NOW,

THEREFORE,

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

1. That the Common Council of the City of Indianapolis hereby approves and authorizes the expenditure, during the current fiscal year, ending December 31, 1934, of the aggregate sum of Three Hundred Dollars (\$300.00), or any part thereof, out of the aforesaid Mayor's Contingency Fund for the purpose specified in the preamble hereof.

2. That this resolution shall become effective 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. Welch called for Appropriation Ordinance No. 26, 1934 for second reading. It was read a second time.

On motion of Mr. Welch, seconded by Mr. Wheatley, Appropriation Ordinance No. 26, 1934, was ordered engrossed, read a third time and placed upon its passage.

Appropriation Ordinance No. 26, 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. Morgan, Mr. Tennant,, Mr. Welch, Mr. Wheatley, President Ropkey.

Mr. Welch called for General Ordinance No. 40, 1934, for second reading. It was read a second time.

On motion of Mr. Welch, seconded by Mr. Wheatley, General Ordinance No. 40, 1934, was ordered engrossed, read a third time and placed upon its passage.

General Ordinance No. 40, 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. Morgan, Mr. Tennant,, Mr. Welch, Mr. Wheatley, President Ropkey.

Mr. Tennant called for General Ordinance No. 41, 1934 for second reading. It was read a second time.

On motion of Mr. Tennant, seconded by Mr. Welch, General Ordinance No. 41, 1934 was ordered engrossed, read a third time and placed upon its passage.

General Ordinance No. 41, 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. Morgan, Mr. Tennant,, Mr. Welch, Mr. Wheatley, President Ropkey.

Mr. Welch called for General Ordinance No. 42, 1934 for second reading. It was read a second time.

On motion of Mr. Welch, seconded by Mr. Wheatley, General Ordinance No. 42, 1934 was ordered engrossed, read a third time and placed upon its passage.

General Ordinance No. 42, 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. Morgan, Mr. Tennant,, Mr. Welch, Mr. Wheatley, President Ropkey.

Mr. Tennant called for General Ordinance No. 43, 1934 for second reading. It was read a second time.

Mr. Tennant presented the following written motion to amend General Ordinance No. 43, 1934:

Indianapolis, Ind., July 16, 1934

Mr. President:

I move that General Ordinance No. 43, 1934 be amended by inserting the words "or entertainment" immediately following the word "music" in line 3 of section 2 of said ordinance, and by striking out the words "twelve o'clock noon" in line 9 of said section 2 and inserting in lieu thereof the words "two o'clock P. M."; also

By adding a new section to be known as Section 3 to read as follows, to-wit:

"Section 3. It shall be unlawful for any person, firm, member of firm or corporation, or agent of any corporation engaged in the sale of alcoholic beverages in the City of Indianapolis, to employ or permit to be employed, any musician or entertainer under twenty-one years of age, or to employ any person under the age of twenty-one years for the purpose of selling, bartering or giving away any spirituous, vinous or malt liquors to be drunk upon the premises of such person, firm, member of firm, corporation, or agent, of any such corporation, within the city limits of the City of Indianapolis," also

By renumbering Sections 3 and 4 of said ordinance to read Sections 4 and 5, respectively.

LEO F. WELCH, Councilman.

Said motion was seconded by Mr. Gardner and passed by the following roll call vote:

Ayes, 7, viz: Mr. Gardner, Mr. Henry, Mr. Hildebrand, Mr. Morgan, Mr. Tennant, Mr. Welch, President Ropkey.

Noes: Mr. Wheatley.

On motion of Mr. Tennant, seconded by Mr. Welch, General Ordinance No. 43, 1934 as amended was ordered engrossed, read a third time and placed upon its passage.

General Ordinance No. 43, 1934 as amended 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. Morgan, Mr. Tennant, Mr. Welch, President Ropkey.

Noes: Mr. Wheatley.

Mr. Welch called for General Ordinance No. 45, 1934 for second reading. It was read a second time.

On motion of Mr. Welch, seconded by Mr. Wheatley, General Ordinance No. 45, 1934 was ordered engrossed, read a third time and placed upon its passage.

General Ordinance No. 45, 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. Morgan, Mr. Tennant,, Mr. Welch, Mr. Wheatley, President Ropkey.

Mr. Welch asked for suspension of the rules for further consideration and passage of General Ordinance No. 48, 1934, and Resolution No. 2, 1934. The motion was seconded by Mr. Morgan and passed by the following roll call vote:

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

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

COMMITTEE REPORTS

Indianapolis, Ind., July 16, 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. 48, 1934, entitled Temporary Loan, \$175,000.00, Board of Health, beg leave to report that we have had said ordinance under consideration, and recommend that the same be passed under suspension of rules.

LEO F. WELCH, Acting Chairman.
MAURICE E. TENNANT.
C. I. WHEATLEY.
F. C. GARDNER.

Indianapolis, Ind., July 16, 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 Resolution No. 2, 1934, entitled Authorizing expenditure of \$300, Mayor's Contingency Fund, beg leave to report that we have had said resolution under consideration, and recommend that the same be passed under suspension of the rules.

LEO F. WELCH, Acting Chairman,
F. C. GARDNER.
MAURICE E. TENNANT.
C. I. WHEATLEY.

ORDINANCES ON SECOND READING

Mr. Welch called for General Ordinance No. 48, 1934 for second reading. It was read a second time.

On motion of Mr. Welch seconded by Mr. Morgan, General Ordinance No. 48, 1934 was ordered engrossed, read a third time and placed upon its passage.

General Ordinance No. 48, 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. Morgan, Mr. Tennant, Mr. Welch, Mr. Wheatley, President Ropkey.

Mr. Welch called for Resolution No. 2, 1934 for second reading. It was read a second time.

On motion of Mr. Welch seconded by Mr. Morgan Resolution No. 2, 1934 was ordered engrossed, read a third time by the Clerk and placed upon its passage.

Resolution No. 2, 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. Morgan, Mr. Tennant, Mr. Welch, Mr. Wheatley, President Ropkey.

July 16, 1934)

City of Indianapolis, Ind.

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On motion of Mr. Welch, seconded by Mr. Wheatley the Common Council adjourned at 10:05 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 16th 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.