

REGULAR MEETING  
MONDAY, AUGUST 6, 1934  
7:30 P. M.

The Common Council of the City of Indianapolis met in the Council Chamber at the City Hall, Monday, August 6, 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 six members, viz: Fred C. Gardner, Carl A. Hildebrand, Charles A. Morgan, Maurice E. Tennant, Leo F. Welch, Clarence I. Wheatley.

Absent: George A. Henry, James A. Houck.

COMMUNICATIONS FROM THE MAYOR

July  
20th,  
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. 40, 1934

AN ORDINANCE transferring moneys (\$75.00) from certain funds (City Clerk's Fund No. 24) and reappropriating the same to other numbered funds (City Clerk's Fund No. 12) and fixing a time when the same shall take effect.

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.

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.

GENERAL ORDINANCE No. 43, 1934 (AMENDED)

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.

GENERAL ORDINANCE No. 45, 1934

AN ORDINANCE transferring moneys from certain funds (\$4,987.50 in Department of Public Safety, Police Department Fund No. 11) and reappropriating the same to other designated funds (Department of Public Safety, Police Department Fund No. 11, Salaries and Wages, Regular, Patrolmen Second Grade), and fixing a time when the same shall take effect.

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.

RESOLUTION No. 2, 1934

RESOLUTION authorizing the expenditure, during the current fiscal year, ending December 31, 1934, the sum of Three Hundred Dollars or any part thereof, out of the Mayor's Contingency Fund, in order to employ a clerk to take care of the clerical work in the Controller's Office, incident to the collection of license fees due and payable to the City of Indianapolis.

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—Re-funds, Awards and Indemnities, and fixing a time when the same shall take effect.

Respectfully,

R. H. SULLIVAN,  
Mayor.

COMMUNICATIONS FROM CITY OFFICIALS

August 6, 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. 52, 1934, transferring moneys from certain funds and reappropriating the same to other designated funds.

I respectfully recommend the passage of this ordinance.

EVANS WOOLLEN, Jr.  
City Controller.

(COPY)

July 24, 1934

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

Dear Sir:

We find that Fund No. 41—Building Materials—Fire Department budget has been overdrawn in connection with the repairs and overhauling of fire stations. It will be necessary to reimburse this fund and we are asking that an ordinance be prepared transferring \$2,500.00 from Fund No. 11—First and Second Grade Substitutes, and \$1,000.00 from Fund No. 11—First Grade Privates, and reappropriate these

amounts to Fire Department Fund No. 41—Building Materials.

Very truly yours,

BOARD OF PUBLIC SAFETY,

By C. R. Myers, President.

August 6, 1934

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

Gentlemen:

Attached herewith find copies of an ordinance entitled "An Ordinance Amending Section 1 of General Ordinance No. 43, 1934, as amended, and fixing a time when the same shall take effect."

When General Ordinance No. 43, 1934 was before the Council at the last regular meeting certain amendments were suggested, among them one to prohibit the sale of alcoholic beverages and to prohibit entertainment in places where alcoholic beverages are sold between the hours of one A. M. and two P. M. on Sundays. It appears that through an oversight Section 1 of General Ordinance No. 43, 1934 was not amended, although Section 2, which prohibits music and entertainment, was amended. The attached ordinance amends Section 1 so as to put into effect the amendments contemplated by the Common Council.

Very truly yours,

JAMES E. DEERY,  
City Attorney.

August 6, 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. 29, 1934, appropriating to certain designated funds of the Gamewell Division the total of Twelve Thousand (\$12,000.00) Dollars from the

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anticipated, unappropriated and unexpended receipts of the Gasoline Tax for the year 1934.

I respectfully recommend the passage of this ordinance.

Yours very truly,

EVANS WOOLLEN, Jr.  
City Controller.

(COPY)

August 1, 1934

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

Dear Sir:

Referring to our letter of July 30th in which we requested the transfer of Twelve Thousand (\$12,000.00) Dollars from the current unexpended balance in the gasoline tax fund to Fund No. 44—Gamewell Division, for the purpose of relocating the center type stop and go signals, we are amending our letter and asking for distribution of the \$12,000.00 to the Gamewell Division funds as follows:

Nine Thousand Five Hundred (\$9,500.00) Dollars to Fund No. 44—General Materials.

Two Thousand (\$2,000.00) Dollars to Fund No. 72—Equipment.

Five Hundred (\$500.00) Dollars to Fund No. 38—General Supplies.

Respectfully submitted,

BOARD OF PUBLIC SAFETY,  
By C. R. Myers,  
President.

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

The Council reconvened from its recess at 8:30 P. M. with the same members present as before.

## COMMITTEE REPORT

Indianapolis, Ind., August 6, 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. 27, 1934, entitled Appropriating \$106,773.22 from Gas Tax to various Funds of the City beg leave to report that we have had said ordinance under consideration, and recommend that the same be passed.

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

Indianapolis, Ind., August 6, 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. 28, 1934, entitled Appropriating \$19,110.40 from Gas Tax funds to Street Commissioner's Department beg leave to report that we have had said ordinance under consideration, and recommend that the same be passed.

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

Indianapolis, Ind., August 6, 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. 46, 1934, entitled, Repealing General Ordinance No. 93, 1932, Fumigation Regulation, 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.  
C. I. WHEATLEY.  
LEO F. WELCH.  
F. C. GARDNER.  
CHAS. C. MORGAN.

Indianapolis, Ind., August 6, 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. 50, 1934, entitled Transferring \$3,000 from Board of Public Health Fund No. 11 to other numbered funds, beg leave to report that we have had said ordinance under consideration, and recommend that the same be passed.

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

Indianapolis, Ind., August 6, 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. 49, 1934, entitled Transferring \$5,000.00—Board of Works—Gas Tax Fund No. 26, Street Commissioner's Fund No. 28, beg leave to report that we have had said ordinance under consideration, and recommend that the same be passed.

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

## INTRODUCTION OF APPROPRIATION ORDINANCES

By City Controller:

APPROPRIATION No. 29, 1934

AN ORDINANCE appropriating to certain designated funds of the Gamewell Division the total sum of Twelve Thousand Dollars

(\$12,000.00) from the anticipated, unappropriated and unexpended receipts of the Gasoline Tax for the year 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 there be and there is hereby appropriated to the following designated funds in the Gamewell Division, in the amounts specified, the total sum of Twelve Thousand Dollars (\$12,000.00) from the anticipated, unappropriated and unexpended receipts of the Gasoline Tax for the year 1934, to-wit:

Fund No. 44—General Materials .....	\$9,500.00
Fund No. 72—Equipment .....	2,000.00
Fund No. 38—General Supplies .....	500.00

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.

## INTRODUCTION OF GENERAL ORDINANCES

City Attorney:

### GENERAL ORDINANCE No. 51, 1934

AN ORDINANCE amending Section 1 of General Ordinance No. 43, 1934, as amended, and fixing a time when the same shall take effect.

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

SECTION 1. That Section 1 of General Ordinance No. 43, 1934, as amended, be and the same is hereby amended to read as follows:

"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 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 two o'clock P. M. upon the first day of the week, commonly known as Sunday.

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.

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

By City Controller:

GENERAL ORDINANCE-No. 52, 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, INDIANA:

SECTION 1. That the sum of Fifteen Hundred Dollars (\$1,500.00) now in Department of Public Works Administration Fund No. 26—Other Contractual, be and the same is hereby transferred therefrom and reappropriated to Department of Public Works, Public Buildings Fund No. 72—Equipment.

SECTION 2. That the sum of Twenty-five Hundred Dollars (\$2,500.00), now in Department of Public Safety, Fire Department Fund No. 11—First and Second Grade Substitutes, and the sum of One Thousand Dollars (\$1,000.00), now in Department of Public Safety, Fire Department Fund No. 11—First Grade Privates, being a total of Thirty-five Hundred Dollars (\$3,500.00), be and the same is hereby transferred and reappropriated to Department of Public Safety, Fire Department Fund No. 41—Building Materials.

SECTION 3. 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. Welch called for Appropriation Ordinance No. 27, 1934 for a second reading. It was read a second time.

On motion of Mr. Welch, seconded by Mr. Gardner, Appropriation Ordinance No. 27, was ordered engrossed, read a third time and placed upon its passage.

Appropriation Ordinance No. 27, 1934 was read a third time by the Clerk and passed by the following roll call vote:

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

Mr. Welch called for Appropriation Ordinance No. 28, 1934, for second reading. It was read a second time.

On motion of Mr. Welch, seconded by Mr. Gardner Appropriation Ordinance No. 28, 1934 was ordered engrossed, read a third time and placed upon its passage.

Appropriation Ordinance No. 28, 1934 was read a third time by the Clerk and passed by the following roll call vote:

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

Mr. Tennant called for General Ordinance No. 46, 1934 for second reading. It was read a second time.

Mr. Tennant made a motion that General Ordinance No. 46, 1934 be stricken from the files. The motion was seconded by Mr. Welch and passed by the following roll call vote:

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

President Ropkey ordered General Ordinance No. 46, 1934 stricken from the files. Which ordinance was stricken from the files by the Clerk.

Mr. Welch called for General Ordinance No. 49, 1934 for a second reading. It was read a second time.

On motion of Mr. Welch seconded by Mr. Morgan, General Ordinance No. 49, 1934 was ordered engrossed, read a third time and placed upon its passage.

General Ordinance No. 49, 1934 was read a third time by the Clerk and passed by the following roll call vote:

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

Mr. Welch called for General Ordinance No. 50, 1934 for a second reading. It was read a second time.

On motion of Mr. Welch, seconded by Mr. Morgan, General Ordinance No. 50, 1934 was ordered engrossed, read a third time and placed upon its passage.

General Ordinance No. 50, 1934 was read a third time by the Clerk and passed by the following roll call vote:

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

Mr. Tennant asked for suspension of rules for further consideration and passage of General Ordinance No. 51, 1934. The motion was seconded by Mr. Welch, and passed by the following roll call vote:

Ayes, 7, viz: Mr. Gardner, 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 REPORT

Indianapolis, Ind., August 6, 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. 51, 1934, entitled Amending General Ordinance No. 43, 1934, Sunday closing between the hours of one o'clock A. M. and two o'clock P. M., beg leave to report that we have had

said ordinance under consideration, and recommend that the same be passed under suspension of the rules.

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

### ORDINANCES ON SECOND READING

Mr. Tennant called for General Ordinance No. 51, 1934 for second reading. It was read a second time.

On motion of Mr. Tennant, seconded by Mr. Wheatley, General Ordinance No. 51, 1934 was ordered engrossed, read a third time and placed upon its passage.

General Ordinance No. 51, 1934 was read a third time by the Clerk and passed by the following roll call vote:

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

### MISCELLANEOUS BUSINESS

Mr. Welch announced that the Committee on Finance was not ready to report on General Ordinance No. 47, 1934 and asked for further time for consideration of said ordinance which was granted.

Mr. Tennant made a motion requesting that the Clerk of the Council send a letter of condolence to the families of James A. Houck and John R. Welch, and that said letters be spread of record in the minutes of the Common Council, which motion was seconded by Mr. Morgan and unanimously adopted.

On motion of Mr. Tennant seconded by Mr. Welch, the Common Council adjourned at 8:40 P. M.

We hereby certify that the above and foregoing is a full, true and complete record of the proceedings of the Common Council of the City of Indianapolis, held on the 6th day of August, 1934, at 7:30 P. M.

In Witness Whereof, We have hereunto subscribed our

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signatures and caused the seal of the City of Indianapolis to be affixed.

*Ernest C Ropkey*

President.

Attest:

*Henry O Goett*

City Clerk.

SEAL.