

REGULAR MEETING

Monday, March 18, 1935.
7:30 P. M.

The Common Council of the City of Indianapolis met in the Council Chamber at the City Hall, Monday, March 18, 1935, at 7:30 p. m., in regular session. Vice-President Silas J. Carr in the chair.

The Clerk called the roll.

Present: Silas J. Carr, Vice-President, and seven members, viz: Theodore Cable, Nannette Dowd, Adolph J. Fritz, Edward R. Kealing, William A. Oren, John A. Schumacher, Ross H. Wallace.

The reading of the Journal for the previous meeting was dispensed with on motion of Mr. Wallace, seconded by Mr. Carr.

COMMUNICATIONS FROM THE MAYOR

March 6, 1935.

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

Gentlemen:

I have this day approved with my signature and delivered to Daniel J. O'Neill, Jr., City Clerk, the following ordinances:

GENERAL ORDINANCE NO. 12, 1935

AN ORDINANCE authorizing the Purchasing Agent of the City of Indianapolis, Indiana, to purchase incandescent light bulbs for the various city departments for the year 1935, and fixing a time when the same shall take effect.

GENERAL ORDINANCE NO. 15, 1935

AN ORDINANCE authorizing the sale for cash of a certain Fairchild cabin airplane, now a part of the equipment of the municipi-

IND. U. LAW LIB. IND'PIS.

pal airport of the City of Indianapolis, and fixing a time when the same shall take effect.

GENERAL ORDINANCE NO. 17, 1935

AN ORDINANCE abolishing the position of stenographer in the office of the Mayor, and fixing a time when the same shall take effect.

GENERAL ORDINANCE NO. 18, 1935

AN ORDINANCE creating and establishing the position of assistant secretary in the office of the Mayor, fixing the salary thereof, and fixing a time when the same shall take effect.

RESOLUTION NO. 1, 1935

A RESOLUTION memorializing the Congress of the United States to pass, and the President of the United States to approve, if passed, the General Pulaski's Memorial Day Resolution now pending in Congress.

APPROPRIATION ORDINANCE NO. 4, 1935

AN ORDINANCE appropriating the sum of Thirteen Hundred Sixteen Dollars and Sixty-four Cents (\$1316.64) from the anticipated unappropriated and unexpended balance in the general fund for the year 1935, transferring the same to the budget of the office of the Mayor for the Assistant Secretary in said office, and fixing a time when the same shall take effect.

Respectfully,

JOHN W. KERN,
Mayor.

COMMUNICATIONS FROM CITY OFFICIALS

March 18, 1935.

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

Gentlemen:

I respectfully submit to your honorable body General Ordinance No. 24, 1935, which is in accordance with the provisions of an act passed by the 79th General Assembly and approved under date of

March 18, 1935]

City of Indianapolis, Ind.

111

March 5, 1935, providing for an advance of \$73,000.00 out of the General Fund of the City of Indianapolis to the Board of Sanitary Commissioners for the purpose of compromising a contemplated patent infringement suit by the Activated Sludge, Inc. Same to be re-imbursed to the city's general fund through a bond issue.

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

Yours very truly,

WALTER C. BOETCHER,
City Controller.

March 16, 1935.

Mr. Walter C. Boetcher
City Controller
City Hall
Indianapolis, Indiana.

Dear Sir:

We hereby request that you advance to The Sanitary District of Indianapolis the sum of \$73,000.00 out of the General Fund of the City of Indianapolis to be paid out by The Sanitary District of Indianapolis for the purposes mentioned in "An Act concerning the issuance of bonds by the Sanitary District of the City of Indianapolis for certain purposes and matters connected therewith, and declaring an emergency," enacted by The General Assembly of the State of Indiana at the regular session in the year 1935, and approved by the Governor of Indiana on March 5, 1935.

Upon the sale of bonds by The Sanitary District of Indianapolis as provided in said act, the above mentioned sum of \$73,000.00 will be taken from the proceeds of said sale and returned by us to you for the General Fund.

Very truly yours,

BOARD OF SANITARY COMMISSIONERS
OF THE CITY OF INDIANAPOLIS.

By: MAURICE E. TENNANT,
President.

Mrs. Dowd asked for a recess. The motion was seconded by Mr. Kealing and the Council recessed at 7:35 p. m.

The Council reconvened from its recess at 7:50 p. m., with the same members present as before.

COMMITTEE REPORTS

Indianapolis, Ind., March 18, 1935.

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. 3, 1935, entitled Appropriating salaries of Chief Clerk of Barrett Law Department, and Collection Clerk of Assessment Bureau, beg leave to report that we have had said ordinance under consideration, and recommend that the same be stricken from the files.

ROSS H. WALLACE, Chairman.
THEODORE CABLE.
NANNETTE DOWD.
ADOLPH J. FRITZ.
SILAS J. CARR.

Indianapolis, Ind., March 18, 1935.

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. 5, 1935, entitled Transferring \$8,650.00 from 1935 balance into Fund No. 72—Board of Sanitary Commissioners, beg leave to report that we have had said ordinance under consideration, and recommend that the same be passed.

ROSS H. WALLACE, Chairman.
THEODORE CABLE.
SILAS J. CARR.
ADOLPH J. FRITZ.
NANNETTE DOWD.

Indianapolis, Ind., March 18, 1935.

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. 8, 1935, entitled Creating positions of Assistant Chief

Clerk in Barrett Law Department and Assessment Clerk in Assessment Bureau, beg leave to report that we have had said ordinance under consideration, and recommend that the same be stricken from the files.

ROSS H. WALLACE, Chairman.
THEODORE CABLE.
SILAS J. CARR.
ADOLPH J. FRITZ.
NANNETTE DOWD.

Indianapolis, Ind., March 18, 1935.

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

Gentlemen:

We, your Committee on Public Works, to whom was referred General Ordinance No. 7, 1935, entitled Abolishing positions of Bond Clerk in Barrett Law Department and Draftsman in Assessment Bureau, beg leave to report that we have had said ordinance under consideration, and recommend that the same be stricken from the files.

THEODORE CABLE, Chairman.
ROSS H. WALLACE.
SILAS J. CARR.
WM. A. OREN.
JOHN A. SCHUMACHER.

Indianapolis, Ind., March 18, 1935.

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. 20, 1935, entitled Establishing passenger and/or loading zone, No. 340 West Washington Street—S. S. Rhodes and Son, beg leave to report that we have had said ordinance under consideration, and recommend that the same be passed.

SILAS J. CARR, Chairman.
NANNETTE DOWD.
ROSS H. WALLACE.
WM. A. OREN.
JOHN A. SCHUMACHER.

IND. U. LAW LIB. IND'PI. S.

Indianapolis, Ind., March 18, 1935.

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. 21, 1935, entitled Concerning storage of gasoline, etc., beg leave to report that we have had said ordinance under consideration, and recommend that the same be held for further consideration.

SILAS J. CARR, Chairman.
NANNETTE DOWD.
ROSS H. WALLACE.
WM. A. OREN.
JOHN A. SCHUMACHER.

Indianapolis, Ind., March 18, 1935.

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

Gentlemen:

We, your committee on Public Health and Charities, to whom was referred General Ordinance No. 11, 1935, entitled Concerning time of delivery of milk and other dairy products, beg leave to report that we have had said ordinance under consideration, and recommend that the same be stricken from the files.

ADOLPH J. FRITZ, Chairman.
THEODORE CABLE.
NANNETTE DOWD.
WM. A. OREN.
EDWARD KEALING.

Indianapolis, Ind., March 18, 1935.

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

Gentlemen:

We, your Committee on Law and Judiciary, to whom was referred General Ordinance No. 23, 1935, entitled Regulating furniture and upholstering shops—license, etc., beg leave to report that we

March 18, 1935]

City of Indianapolis, Ind.

115

have had said ordinance under consideration, and recommend that the same be referred to Legal Department.

WM. A. OREN, Chairman.
EDWARD R. KEALING.
ROSS H. WALLACE.
THEODORE CABLE.
ADOLPH J. FRITZ.

Indianapolis, Ind., March 18, 1935.

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

Gentlemen:

We, your Committee on City Welfare, to whom was referred General Ordinance No. 22, 1935, entitled Amending General Ordinance No. 13, 1934—Charities Solicitations, beg leave to report that we have had said ordinance under consideration, and recommend that the same be passed.

JOHN A. SCHUMACHER, Chairman.
EDWARD R. KEALING.
THEODORE CABLE.
ADOLPH J. FRITZ.
ROSS H. WALLACE.

INTRODUCTION OF APPROPRIATION ORDINANCES

By the City Controller:

APPROPRIATION ORDINANCE NO. 6, 1935

AN ORDINANCE appropriating the sum of Seven Thousand Two Hundred Dollars (\$7,200.00) from the anticipated unexpended and unappropriated balance in the general fund for the year 1935, allocating and transferring the same to the budget of the Board of Public Safety, 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 out of the anticipated unexpended and unappropriated balance in the

IND. U. LAW LIB. IND'POLIS

general fund for the year 1935, the sum of Seven Thousand Two Hundred Dollars (\$7,200.00) to the budget of the Board of Public Safety, the same being hereby allocated and transferred as follows:

To Fire Department Item 1—Services, Personal,
Fund 11—Salaries and Wages, Regular—Merit Com-
mission—4 Clerical Assistants @ \$1,200.00—\$3,600.00.

To Police Department Item 1—Services, Personal,
Fund 11—Salaries and Wages, Regular—Merit Com-
mission—4 Clerical Assistants @ \$1,200.00—\$3,600.00.

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 the City Controller:

GENERAL ORDINANCE NO. 24, 1935

AN ORDINANCE authorizing the advancement of Seventy-three Thousand Dollars (\$73,000.00) out of the general fund of the City of Indianapolis to the Sanitary District for the purposes mentioned in "An Act concerning the issuance of bonds by the Sanitary District of the City of Indianapolis for certain purposes and matters connected therewith, and declaring an emergency," enacted by the General Assembly of the State of Indiana at its regular session in the year 1935 and approved by the governor on March 5, 1935, 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 Seventy-three Thousand Dollars (\$73,000.00) be advanced out of the general fund of the City of Indianapolis to the Sanitary District of Indianapolis, or be paid at its discretion, for the purposes mentioned in "An Act concerning the issuance of bonds by the Sanitary District of the City of Indianapolis for certain purposes and matters connected therewith, and declaring an emergency," enacted by the General Assembly of the

State of Indiana at its regular session in the year 1935, approved and signed by the Governor of Indiana on March 5, 1935. Said general fund shall be reimbursed for such amount so advanced, or paid by means of the proceeds of bonds hereafter to be sold by said Sanitary District for such purpose.

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.

By the City Controller:

GENERAL ORDINANCE NO. 25, 1935

AN ORDINANCE creating and establishing the positions of clerical assistants, Merit Commission, police and firemen's promotion boards and schools in the Board of Public Safety, fixing salaries thereof, authorizing appropriations to pay the same, and fixing a time when the same shall take effect.

WHEREAS, the Mayor of the City of Indianapolis has advised the Common Council that, pursuant to an act of the legislature concerning boards of public safety in cities of the first class, authorizing the setting up and establishment of a Merit Commission and police and firemen's schools and promotion boards for the appointment and promotion of members of the Indianapolis police and fire departments, which act provides for the employment of the necessary clerical employees and the purchase of requisite supplies to administer the same by the Board of Public Safety, and that by reason thereof, said Mayor has created the positions of clerical assistants Merit Commission, police and firemen's promotion boards in the Board of Public Safety, as follows:

Clerical assistants, not more than four (4), Merit Commission, Firemen's Promotion Board and School in the Board of Public Safety; salary, each, Twelve Hundred Dollars (\$1200.00) per annum;

Clerical assistants, not more than four (4), Merit Commission, Policemen's Promotion Board and School, in the Board of Public Safety; salary,

each, Twelve Hundred Dollars (\$1200.00) per annum; and

WHEREAS, the Mayor has requested this body to approve the establishment of said positions, and said salaries, and to make appropriations from funds not otherwise appropriated for the payment of said salaries, NOW, THEREFORE,

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

Section 1. That the establishment by the Mayor of the positions of clerical assistants, Merit Commission, in the Board of Public Safety, not more than four (4) in the Firemen's Promotion Board and School, and not more than four (4) in the Policemen's Promotion Board and School, at an annual salary of Twelve Hundred Dollars (\$1200.00), each, be and the same is hereby approved.

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

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

ORDINANCES ON SECOND READING

Mr. Wallace called for Appropriation Ordinance No. 5, 1935, for second reading. It was read a second time.

On motion of Mr. Wallace, seconded by Mr. Fritz, Appropriation Ordinance No. 5, 1935, was ordered engrossed, read a third time and placed upon its passage.

Appropriation Ordinance No. 5, 1935, was read a third time by the Clerk and passed by the following roll call vote:

Ayes, 8, viz: Mr. Cable, Mrs. Dowd, Mr. Fritz, Mr. Kealing, Mr. Oren, Mr. Schumacher, Mr. Wallace, Vice-President Carr.

Mr. Wallace called for General Ordinance No. 20, 1935, for second reading. It was read a second time.

On motion of Mr. Wallace, seconded by Mrs. Dowd, General Ordinance No. 20, 1935, was ordered engrossed, read a third time and placed upon its passage.

General Ordinance No. 20, 1935, was read a third time by the Clerk and passed by the following roll call vote:

Ayes, 8, viz: Mr. Cable, Mrs. Dowd, Mr. Fritz, Mr. Kealing, Mr. Oren, Mr. Schumacher, Mr. Wallace, Vice-President Carr.

Mr. Schumacher called for General Ordinance No. 22, 1935, for second reading. It was read a second time.

On motion of Mr. Schumacher, seconded by Mr. Kealing, General Ordinance No. 22, 1935, was ordered engrossed, read a third time and placed upon its passage.

General Ordinance No. 22, 1935, was read a third time by the Clerk and passed by the following roll call vote:

Ayes, 8, viz: Mr. Cable, Mrs. Dowd, Mr. Fritz, Mr. Kealing, Mr. Oren, Mr. Schumacher, Mr. Wallace, Vice-President Carr.

Mr. Wallace made a motion that Appropriation Ordinance No. 3, 1935, be stricken from the files. The motion was seconded by Mr. Fritz and passed by the following roll call vote:

Ayes, 8, viz: Mr. Cable, Mrs. Dowd, Mr. Fritz, Mr. Kealing, Mr. Oren, Mr. Schumacher, Mr. Wallace, Vice-President Carr.

Vice-President Carr ordered Appropriation Ordinance No. 3, 1935, stricken from the files. Which ordinance was stricken from the files by the Clerk.

Mr. Cable made a motion that General Ordinance No. 7, 1935, be stricken from the files. The motion was seconded by Mr. Oren and passed by the viva voce vote of the Council.

Vice-President Carr ordered General Ordinance No. 7, 1935, stricken from the files. Which ordinance was stricken from the files by the Clerk.

Mr. Fritz made a motion that General Ordinance No. 11, 1935, be stricken from the files. The motion was seconded by Mrs. Dowd, and passed by the viva voce vote of the Council.

Vice-President Carr ordered General Ordinance No. 11, 1935, stricken from the files. Which ordinance was stricken from the files by the Clerk.

Mr. Wallace made a motion that General Ordinance No. 8, 1935, be stricken from the files. The motion was seconded by Mrs. Dowd and passed by the viva voce vote of the Council.

Vice-President Carr ordered General Ordinance No. 8, 1935, stricken from the files. Which ordinance was stricken from the files by the Clerk.

Mr. Wallace asked for suspension of the rules for further consideration and passage of General Ordinance No. 24, 1935. The motion was seconded by Mr. Cable and passed by the following roll call vote:

Ayes, 8, viz: Mr. Cable, Mrs. Dowd, Mr. Fritz, Mr. Kealing, Mr. Oren, Mr. Schumacher, Mr. Wallace, Vice-President Carr.

The rules were suspended.

The Council reverted to a previous order of business.

COMMITTEE REPORT

Indianapolis, Ind., March 18, 1935.

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. 24, 1935, entitled Authorizing the advancement of \$73,000.00 out of the general fund of the City of Indianapolis to the Sanitary District, beg leave to report that we have had said ordinance under consideration, and recommend that the same be passed under suspension of the rules.

ROSS H. WALLACE, Chairman.
THEODORE CABLE.
SILAS J. CARR.
ADOLPH J. FRITZ.
NANNETTE DOWD.

ORDINANCES ON SECOND READING

Mr. Wallace called for General Ordinance No. 24, 1935, for second reading. It was read a second time.

On motion of Mr. Wallace, seconded by Mr. Cable, General Ordinance No. 24, 1935, was ordered engrossed, read a third time and placed upon its passage.

General Ordinance No. 24, 1935, was read a third time by the Clerk and passed by the following roll call vote:

Ayes, 8, viz: Mr. Cable, Mrs. Dowd, Mr. Fritz, Mr. Kealing, Mr. Oren, Mr. Schumacher, Mr. Wallace, Vice-President Carr.


Mayor John W. Kern was present and gave a very interesting talk.

On motion of Mr. Schumacher, seconded by Mr. Kealing, the Common Council adjourned at 8:50 p. m.

IND. U. LAW LIB. IND'P. S.

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 18th day of March, 1935, 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.



Vice-President.

Attest:



City Clerk.

(SEAL)