

REGULAR MEETING

Monday, July 18, 1938
7:30 P. M.

The Common Council of the City of Indianapolis met in the Council Chamber at the City Hall, Monday, July 18, 1938, at 7:30 p. m., in regular session. President Edward B. Raub in the chair.

The Clerk called the roll.

Present: Edward B. Raub, President, and eight members, viz: Theodore Cable, Silas J. Carr, 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. Kealing.

COMMUNICATIONS FROM THE MAYOR

July 1, 1938.

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

Gentlemen:

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

GENERAL ORDINANCE No. 53, 1938

AN ORDINANCE authorizing the duly qualified and acting City Controller to borrow the sum of Two Hundred Sixty-Six Thousand Dollars (\$266,000), and to issue bonds for said purpose, to provide funds for the acquisition of property and incidental

matters to bring about the improvement of South East Street under the Thoroughfare Plan, and fixing an effective date.

Respectfully,

WALTER C. BOETCHER,
Mayor.

COMMUNICATIONS FROM CITY OFFICIALS

July 14, 1938.

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

Gentlemen:

In re: A. O. No. 8, 1938.

I beg leave to report that pursuant to the laws of the State of Indiana, I caused notice by publication to be inserted in the Indianapolis Commercial and Indianapolis Star, on July 6th and 13th, that taxpayers would have a right to be heard on the above ordinance at the regular meeting of the Common Council, to be held on the 18th day of July, 1938, as follows:

“NOTICE TO TAXPAYERS OF ADDITIONAL APPROPRIATIONS”

Notice is hereby given to taxpayers of Indianapolis, Marion County, Indiana, that the proper legal officers of said municipality at their regular meeting place in the Council Chamber at the City Hall, on the 18th day of July, 1938, will consider the following additional appropriation which said officers consider necessary to meet the extraordinary emergency existing at this time:

Appropriation Ordinance No. 8—Appropriating funds derived from the sale of “CITY OF INDIANAPOLIS EAST STREET FUNDING BONDS OF 1938—First Issue,” to the THOROUGHFARE PLAN FUND, and fixing a time when the same shall take effect.

Taxpayers appearing at such meeting shall have a right to be heard thereon. The additional appropriation as finally made will automatically be referred to the State Board of Tax Commissioners, which Board will hold a further hearing within fifteen days at the County Auditor's office of Marion County, Indiana, or at such other place as may be designated. At such hearing, taxpayers objecting to any such additional appropriations may be heard and interested citizens may inquire of the County Auditor when and where such hearing will be held.

(signed) Daniel J. O'Neill, Jr.,
City Clerk.

(SEAL)

and by posting a copy of said notice in the City Hall, Court House and Police Station.

Very truly yours,

DANIEL J. O'NEILL, Jr.
City Clerk

July 18, 1938.

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

Gentlemen:

Attached please find 18 copies of Appropriation Ordinance No. 9, 1938, appropriating and allocating the sum of One Hundred Forty-seven Thousand Three Hundred Sixty-one Dollars and Forty Cents (\$147,361.40) received on July 3, 1938, from the State of Indiana as revenue under the Gasoline Tax.

I respectfully recommend the passage of this ordinance.

Yours very truly,

H. NATHAN SWAIM
Acting City Controller

July 16, 1938.

Mr. H. Nathan Swaim, Controller
City of Indianapolis, Indiana

Dear Sir:

Owing to the fact that the Board of Health is now, and will continue to be, without sufficient funds with which to meet its pay roll and current expenses, payable out of the Tuberculosis Fund of said board, the board desires that you take the proper steps to negotiate a temporary loan of \$10,000.00 in order to carry on the functions of said board.

This loan is to be payable out of the current revenues and taxes levied in the year 1937, payable in the year 1938, for the Tuberculosis Fund.

Please prepare an ordinance authorizing such temporary loan and present same to the Common Council at its next meeting, with a request that the same be passed under suspension of the rules. Prompt action is necessary on account of the small balance of funds on hand.

Respectfully yours,

H. G. MORGAN,
Secretary, Board of Health

July 18, 1938.

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

Gentlemen:

Attached please find copy of General Ordinance No. 57, 1938, authorizing the Purchasing Department to purchase CANNED GOODS, for and in behalf of the Indianapolis City Hospital, used and to be used at the City Hospital for the period from July 1st to December 31st, 1938, and fixing the time when the same shall take effect.

Respectfully submitted,

DEPARTMENT OF PUBLIC PURCHASE

ALBERT H. LOSCHE,
Purchasing Agent

July 18, 1938]

City of Indianapolis, Ind.

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July 18, 1938.

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

Gentlemen:

Submitted herewith is General Ordinance No. 58, 1938, repealing General Ordinance No. 82 of 1934, which prohibited parking on both sides of Illinois Street for a distance of 100 feet from both the north and south curb line of McLean Place, and we respectfully recommend its passage.

Respectfully submitted,

BOARD OF PUBLIC SAFETY,

By THEO. H. DAMMEYER,
President.

July 18, 1938.

Mr. Daniel J. O'Neill,
City Clerk.

Dear Sir:

In re: G. O. 59, 1938.

Attached herewith are copies of a proposed ordinance for authorization of the Common Council whereby the Board of Public Works and Sanitation may enter into the necessary contract to bring about the construction of part of the College Avenue Main Storm Relief Sewer Improvement.

Will you kindly submit the same to the Common Council at its next meeting with the recommendation from the Board of Public Works and Sanitation that the same be passed?

Very truly yours,

BOARD OF PUBLIC WORKS AND SANITATION,

Ernest F. Frick,
Executive Secretary.

July 18, 1938.

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

Gentlemen:

We are submitting herewith General Ordinance No. 60, 1938, establishing the following "loading zones" and respectfully recommend its passage:

Swiss Cleaners—18 ft. zone—1120 N. Illinois Street.
Wilson Furniture Co.—36 ft. zone—17-19 S. Delaware St.

Respectfully submitted,

BOARD OF PUBLIC SAFETY,
By THEO. H. DAMMEYER,
President.

July 18, 1938.

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

Gentlemen:

Submitted herewith is General Ordinance No. 61, 1938, for the ratification of a contract entered into by and between the City of Indianapolis and the Town of Williams Creek for fire protection for the years 1939 and 1940. We respectfully recommend its passage.

Respectfully submitted,
BOARD OF PUBLIC SAFETY,

By Theo. H. Dammeyer,
President.

July 18, 1938]

City of Indianapolis, Ind.

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July 18, 1938.

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

Gentlemen:

Attached please find copies of General Ordinance No. 63, 1938, authorizing the Acting City Controller of the City of Indianapolis to make a temporary loan in the sum of Seven Hundred Thousand (\$700,000.00) Dollars.

I respectfully recommend the passage of this ordinance under "Suspension of Rules."

Yours very truly,

H. NATHAN SWAIM,
Acting City Controller

July 16, 1938.

Mr. H. Nathan Swaim,
Acting City Controller,
City of Indianapolis, Indiana.

Dear Sir:

Owing to the fact that the Board of Health is now, and will continue to be, without sufficient funds with which to meet its pay roll and current expenses, the board desires that you take the proper steps to negotiate a temporary loan of \$125,000.00 in order to carry on the functions of said board.

This loan is to be payable out of the current revenues and taxes levied in the year 1937, payable in the year 1938, for the general purposes of the Board.

Will you please prepare an ordinance authorizing such temporary loan and present same to the Common Council at its next meeting, with a request that the same be passed under suspension

of the rules? Prompt action is necessary on account of the small balance of funds on hand.

Respectfully yours,

H. G. MORGAN,
Secretary, Board of Health.

July 16, 1938.

Mr. H. Nathan Swaim, Controller,
City of Indianapolis, Indiana.

Dear Sir:

Owing to the fact that the Board of Health is now, and will continue to be, without sufficient funds with which to meet the pay roll and current expenses, payable out of the School Health Fund of said board, the board desires that you take the proper steps to negotiate a temporary loan of \$25,000.00 in order to carry on the functions of said board.

This loan is to be payable out of the current revenues and taxes levied in the year 1937, payable in the year 1938, for the School Health Fund.

Please prepare an ordinance authorizing such temporary loan, and present same to the Common Council at its next meeting, with a request that the same be passed under the suspension of the rules. Prompt action is necessary on account of the small balance of funds on hand.

Respectfully yours,

H. G. MORGAN,
Secretary, Board of Health.

July 18, 1938]

City of Indianapolis, Ind.

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July 16, 1938.

Mr. Daniel J. O'Neill,
City Clerk,

City Hall,

Indianapolis, Indiana.

Dear Mr. O'Neill:

In re: G. O. 62, 1938.

I am submitting herewith twenty mimeographed copies of a proposed city ordinance which Mr. William A. Oren, City Councilman, has kindly consented to present to the City Council, Monday night.

If there is anything further which I can do, or which it may be necessary for me to do, to make this conform to your desires or your procedure, I trust you will let me know.

Cordially,

T. M. Overley,
Secretary and Manager,
THE BETTER BUSINESS BUREAU, INC.

Mr. Wallace asked for a recess. The motion was seconded by Mr. Kealing and the Council recessed at 7:40 p. m.

The Council reconvened at 8:40 p. m., with all members present.

COMMITTEE REPORTS

Indianapolis, Ind., July 18, 1938.

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. 8, 1938, entitled:

Appro. bond sale of \$266,000—for East St.

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
NANNETTE DOWD
ADOLPH J. FRITZ

Indianapolis, Ind., July 18, 1938.

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. 16, 1938, entitled:

Amending General Ordinance No. 87, 1935

beg leave to report that we have had said ordinance under consideration, and recommend that the same be stricken from files.

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

Indianapolis, Ind., July 18, 1938.

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

Gentlemen:

We, your Committee on Public Parks, to whom was referred
Resolution No. 7, 1938, entitled:

To Eliminate 10c Swimming Fee

beg leave to report that we have had said ordinance under consideration, and recommend that the same be stricken from the files.

NANNETTE DOWD, Chairman
SILAS J. CARR
ADOLPH J. FRITZ

Indianapolis, Ind., July 18, 1938.

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 Resolution No. 9, 1938, entitled:

Application—U. S. grant for Warfleigh sewer

beg leave to report that we have had said ordinance under consideration, and recommend that the same be passed.

THEODORE CABLE, Chairman
ROSS H. WALLACE
SILAS J. CARR

Indianapolis, Ind., July 18, 1938.

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. 52, 1938, entitled:

Repealing S. O. 5, 1938

beg leave to report that we have had said ordinance under consideration, and recommend that the same be passed.

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

Indianapolis, Ind., July 18, 1938.

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. 54, 1938, entitled:

Amending Zoning Ordinance

beg leave to report that we have had said ordinance under consideration, and recommend that the same be passed.

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

At this time those present were given a chance to speak on Appropriation Ordinance No. 8, 1938, and General Ordinance No. 54, 1938.

INTRODUCTION OF APPROPRIATION ORDINANCES

By the City Controller:

APPROPRIATION ORDINANCE No. 9, 1938

AN ORDINANCE appropriating and allocating the sum of One Hundred Forty-seven Thousand Three Hundred Sixty-one Dollars and Forty Cents (\$147,361.40), received on July 3, 1938, from the State of Indiana as revenue under the Gasoline Tax, to certain departments of the City of Indianapolis, in the amounts specified, in accordance with the provisions of subsections (b) of Sections 2 and 4 of General Ordinance No. 60, 1937, 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 One Hundred Forty-seven Thousand Three Hundred Sixty-one Dollars and Forty Cents (\$147,361.40), received on July 3, 1938, from the State of Indiana 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 subsections (b) of Section 2 and 4 of General Ordinance No. 60, 1937:

Board of Public Works and Sanitation—		
Administration	15.42 %	\$22,723.13
Garage	1.57 %	2,313.57
City Civil Engineer.....	29.48 %	43,442.14
Street Commissioner	39.99 %	58,929.82
Gamewell Division	2.90 %	4,273.49
Park Department	10.64 %	15,679.25
		<hr/>
Total	100.00 %	\$147,361.40

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 Board of Health and Charities:

GENERAL ORDINANCE No. 56, 1938

AN ORDINANCE authorizing the City of Indianapolis to make a temporary loan in the sum of Ten Thousand Dollars (\$10,000) for the use of the Board of Health of said city, in anticipation of and payable out of the current taxes of said Board of Health actually levied for the Tuberculosis Fund of said board and in course of collection for the fiscal year in which said loan is made payable; providing for the interest to be charged therefor; providing legal notice and the time when said loan shall mature; and fixing a time when the same shall take effect.

WHEREAS, the Board of Health of the City of Indianapolis, Indiana, is now, and will continue to be, without sufficient funds to meet payroll and necessary current expenses payable out of the Tuberculosis Fund of said Board of Health; and

WHEREAS, the second semi-annual installment of taxes levied by the City of Indianapolis for the Tuberculosis Fund for the year 1938 will amount to more than Ten Thousand Dollars (\$10,000.00);

NOW, THEREFORE,

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

Section 1. That the Acting City Controller of the City of Indianapolis is hereby authorized and empowered to negotiate a temporary loan for use of the Board of Health of said City of Indianapolis, Indiana, in anticipation of the current taxes of said Board of Health actually levied in the year 1937 and in the course of collection in the fiscal year 1938 for the Tuberculosis Fund, not to exceed the sum of Ten Thousand Dollars (\$10,000.00), without considering the interest thereon to be added thereto, for a period not to exceed the time hereinafter fixed in this ordinance, at a rate of interest not to exceed six per cent (6%) per annum, the rate of interest to be fixed by the highest bidder bidding for said loan on an interest rate basis. Said loan shall run for a period not to exceed ninety (90) days. The Acting City Controller is authorized to make sale of said time warrants after giving notice thereof, published once each week for two consecutive weeks in two newspapers of general circulation printed in the English language and published in the City of Indianapolis, and said sale to be not less than ten (10) days after the last publication of said notice. Said time warrants are to be signed by the Acting Mayor of the City of Indianapolis and the Acting City Controller, countersigned by the president of the City Board of Health, and attested by the City Clerk of the City of Indianapolis, the seal of the City of Indianapolis to be attached thereto, and said time warrants shall be payable at the office of the City Treasurer in the City of Indianapolis, Indiana; and to the payment of said time warrants the current revenues and taxes levied in the year 1937, payable in the year 1938, for the Tuberculosis Fund of the Board of Health of the City of Indianapolis, are hereby irrevocably appropriated and pledged.

Section 2. That for repayment of the principal amount of the temporary loan herein authorized by this ordinance, there is hereby appropriated to Tuberculosis Fund No. 63—Payment of Temporary Loans (hereby established), out of the current revenues and taxes levied in the year 1937, payable in the year 1938, for the Tuberculosis Fund of the Board of Health of the City of Indianapolis, the sum of Ten Thousand Dollars (\$10,000.00); and for the payment of the interest thereon, there is hereby appropriated to Tuberculosis Fund No. 61—Interest on Temporary Loans (hereby established), out of the above designated revenues and taxes, the sum of Sixty Dollars (\$60.00).

Section 3. This ordinance shall be in full force and effect from and after its passage and approval by the Acting Mayor.

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

By the Purchasing Department:

GENERAL ORDINANCE No. 57, 1938

AN ORDINANCE authorizing the Indianapolis City Hospital, through its duly authorized purchasing agent, to receive bids for and make the purchase of a quantity of canned goods, 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 Indianapolis City Hospital, by and through the Department of Public Purchase, its lawful agent, be and it is hereby authorized to receive bids, after advertising for competitive bids thereon, according to law, for the purchase of canned goods and fruit juices used and to be used in the administration of the City Hospital, according to the estimated requirements thereof.

Section 2. That said purchase shall be made from the lowest and best bidder, or bidders, after advertising for competitive bids, according to law, and the total cost thereof shall not exceed the sum of Seven Thousand Three Hundred Dollars (\$7,300.00).

Section 3. That the purchase price for said canned goods shall be paid out of the funds heretofore appropriated to the Board of Public Health and Charities of the City of Indianapolis.

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 Public Health.

By the Board of Public Safety:

GENERAL ORDINANCE No. 58, 1938

AN ORDINANCE repealing General Ordinance No. 82, 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 General Ordinance No. 82, 1934, be, and the same is, hereby repealed.

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 the Board of Public Works and Sanitation:

GENERAL ORDINANCE No. 59, 1938

AN ORDINANCE authorizing the Board of Public Works and Sanitation to contract for items required for a part of the College Avenue Main Storm Relief Sewer, 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. The Board of Public Works and Sanitation is hereby authorized to enter into the following contract, or contracts, for the construction of a part of the College Avenue Main Storm Relief Sewer improvement at the following estimated cost:

Division 1.	The furnishing of 2000 hours, more or less, of crane rental at site of improvement project	\$8,000.00
Division 2.	The rental of steel sewer forms.....	\$3,500.00
Division 3.	The furnishing of 3800 cubic yards, more or less, of premixed concrete at site of work.....	\$24,700.00
Division 4.	The furnishing of 200 tons, more or less, reinforcing steel at site of work.....	\$14,000.00
Division 5.	The furnishing of 5060 lineal feet, more or less, of structural steel tunnel plate lining, at site of work.....	\$53,790.00

Said contract, or contracts, shall be entered into with the lowest and best bidder, or bidders, as determined by said board from the proposals received after advertising for bids according to law.

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 Public Works.

By the Board of Public Safety:

GENERAL ORDINANCE No. 60, 1938

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

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

Section 1. That for the purpose of providing the owners or occupants of certain premises fronting on certain public streets in the City of Indianapolis with ingress and egress for passengers, materials and merchandise coming to or going from such premises, such owners or occupants having complied with the provisions of Section 26 of General Ordinance No. 96, 1928, as amended by Gen-

eral Ordinance No. 31, 1931, as amended by General Ordinance No. 58, 1931, relative to the establishment of passenger and/or loading zones, at the places hereinafter set out, and the Board of Public Safety having caused investigation to be made thereof and having recommended the establishment, pursuant to the terms of the aforesaid ordinances, the following passenger and/or loading zones be and the same are hereby established in the City of Indianapolis, to-wit:

An 18 foot zone in front of 1120 North Illinois Street, said premises being occupied by the Swiss Cleaners.

A 36 foot zone in front of 17-19 South Delaware Street, said premises being occupied by the Wilson Furniture Company.

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 Public Safety.

By the Board of Public Safety:

GENERAL ORDINANCE No. 61, 1938

AN ORDINANCE approving a certain contract heretofore entered into by the Board of Public Safety, acting for the City of Indianapolis, with the Town of Williams Creek, of Marion County, State of Indiana, 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 action of the Board of Public Safety on the 2d day of June, 1938, in executing, on behalf of the City of Indianapolis, a written contract between the City of Indianapolis and the Town of Williams Creek, of Marion County, State of Indiana, in which the City of Indianapolis agrees to furnish such of its fire apparatus and its fire fighting service to said Town of Williams Creek as may be reasonably available for said town, and in which said contract said city agrees to furnish said fire apparatus and fire fighting service for a period of two (2) years from the 1st day of January, 1939, to the 31st day of December, 1940, for and in consideration of One Hundred Twenty-five Dollars (\$125.00) to be paid to the City of Indianapolis for each of the years 1939 and

1940, the sum of Sixty-two Dollars and Fifty Cents (\$62.50) to be paid semi-annually, on July 1st and December 31st of each year, which said written contract has been approved by the Mayor and is now on file in the offices of the Board of Public Safety, is hereby ratified, approved and confirmed.

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

CONTRACT

between

CITY OF INDIANAPOLIS

and

TOWN OF WILLIAMS CREEK

THIS AGREEMENT made and entered into as of the 2nd day of June, 1938, by and between the City of Indianapolis, Marion County, Indiana, by and through its Board of Public Safety, with the approval of its mayor, party of the first part, and the Town of Williams Creek, Marion County, Indiana, by and through the Board of Trustees of the Town of Williams Creek, WITNESSETH THAT:

WHEREAS, the party of the first part has and maintains a fire department for fire protection of the person and property of the citizens of said City of Indianapolis, and is desirous of contracting with the party of the second part for the use of the services of said fire department of said party of the first part for fire protection of the property of the citizens of said second party, and

WHEREAS, second party is desirous of contracting with the first party for the use of the facilities of the fire department belonging to said first party for the purpose aforesaid, said use to be in the nature of said fire department of the first party furnishing such of its apparatus and fire fighting service as may be reasonably available without endangering its service to be rendered to the people of the City of Indianapolis.

NOW THEREFORE, in consideration of the premises and mutual benefits of the parties hereto, IT IS AGREED AS FOLLOWS:

The party of the first part hereby agrees to furnish such of its fire apparatus and fire fighting service as may be reasonably available for the territory and purposes hereinbefore stated without en-

dangering or crippling its service to be rendered to the people of the City of Indianapolis, and said second party agrees to pay to party of the first part for said fire protection the sum of One Hundred Twenty-Five (\$125.00) Dollars per year for the years 1939 and 1940 as follows: Sixty-Two Dollars and Fity Cents (\$62.50) to be paid semi-annually July 1st and December 31st of each year.

It is understood and agreed by and between the parties hereto that this contract shall be in full force and effect for a period of two years, beginning with the first day of January, 1939, and ending with the thirty-first day of December, 1940.

It is further agreed and understood by the parties hereto that no liability attaches or will attach to the party of the first part on account of the nature of the work and services performed by first party's said fire department for second party, and that said party of the first part will not be liable in damages, either to person or property, to the party of the second part or any of its citizens, or any other person, firm or corporation on account of any act or omission arising out of the performance of the services herein contracted for.

It is further agreed and understood that the party of the second part shall furnish its own water supply at its own expense.

This contract shall be of no force and effect unless its execution is authorized by an ordinance by the Common Council of the City of Indianapolis and approved by its mayor.

IN WITNESS WHEREOF, the parties have hereunto set their hands this 2nd day of June, 1938.

CITY OF INDIANAPOLIS

By Theo. H. Dammeyer
James P. Scott
E. P. Fillion

Its Board of Public Safety
Party of the First Part

APPROVED:

Walter C. Boetcher
Mayor, City of Indianapolis

TOWN OF WILLIAMS CREEK

By Helen C. Spaulding
Eleanor D. McMillan
Carolyn C. Payne

Party of the Second Part

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

By Councilman Oren:

GENERAL ORDINANCE No. 62, 1938

AN ORDINANCE to prevent fraudulent sales; and to regulate the sale, and the advertising, or offering for sale, of goods, wares and merchandise; to provide for the licensing of certain kinds of sales; to provide for the renewal and the revocation of such licenses; providing penalties for the violation hereof, and fixing an effective date.

PREAMBLE

WHEREAS it appears to the Common Council of the City of Indianapolis, in connection with the type of sale and advertising in this ordinance regulated and licensed, that such type of sale through the commingling of distressed and other merchandise, and through the false and deceptive advertising connected therewith has worked and does work a fraud upon the public, and that there is a need to exercise the police power to regulate such sales, and to prevent certain abuses connected therewith,

NOW, THEREFORE,

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

Section 1. That no person shall advertise, or cause to be advertised, or represent or cause to be represented to the public in any manner, that any sale in the city of Indianapolis, including a sale at auction, is a sale of distressed goods, wares, or merchandise as elsewhere defined in this ordinance; or that it is a closing out sale as elsewhere defined in this ordinance, unless such person shall have first obtained a license as herein provided, from the City Controller of the City of Indianapolis.

Section 2. That the word "person" as used in this ordinance shall mean and include any person, firm, partnership or corporation. In the case of a firm or corporation, any officer, or any manager in charge shall be responsible for obtaining such license and otherwise complying with all the provisions of this ordinance.

Section 3. "Sale of distressed goods," as used in this ordinance, shall include all goods, wares and merchandise advertised or otherwise offered to the public as an insurance, bankrupt, mortgage, insolvent, assignee's, executor's, administrator's, receiver's or trustee's sale of goods, wares and merchandise; or any sale of goods, wares and merchandise advertised or otherwise offered to the public as damaged by fire, smoke, water, or in any such manner; or a sale of goods, wares and merchandise advertised as having been obtained by, through, as a result of, or by reason of any of the above named situations or contingencies.

Section 4. "A closing out sale," as used in this ordinance, shall be understood to mean the advertising, or the public representation in any manner: that any goods, wares, or merchandise are being offered to the public by reason of a forced liquidation of such stock; or for the reason that the company or store is going out of business; or that such store conducting such sale is closing out permanently disposing of its entire stock, or any particular department or departments thereof; or that it has lost its lease; or that it has been, or is being forced out of business; or that for any reason is being forced or compelled by these, or similar circumstances, to dispose of such stock offered in such sale. PROVIDED HOWEVER: that nothing herein shall be construed to include clearance sales, or the sale or closing out of seasonal merchandise, or season-end clearance.

Section 5. The fee for such license shall be the sum of \$25.00 where the submitted retail inventory does not exceed \$25,000. Where the submitted retail inventory exceeds this amount, the license fee shall be \$25.00, plus 50c for each thousand dollars or fraction thereof of the submitted retail inventory in excess of \$25,000.00. Such license shall be valid for a period of ninety days from the date of its issuance.

Section 6. An application for such license shall be made to the City Controller, in writing and under oath, showing all the facts in regard to the insurance, bankruptcy, mortgaging, insolvency, assignment, administration, receivership, or trusteeship, by reason of which such sale is to be conducted; or in regard to the closing out of the applicant's stock of goods, wares, and merchandise, with a statement as to the reason for such sale, or the facts with regard to the injury caused to such goods, wares, or merchandise by fire, smoke, water or otherwise; and showing all the facts in regard to the sale which such applicant proposes to conduct, and designating the place and manner of conducting the same. If the operator of such sale is a person other than the true owner of the goods to be

sold, his name, address and connection shall be given. With such application the applicant shall file a sworn retail inventory of all the goods, wares, and merchandise to be sold at such sale, together with the names and present addresses of the present owners of such goods, wares, and merchandise; the method by which such goods were obtained, whether by purchase, consignment or otherwise; and all the details necessary to fully identify the goods, wares and merchandise so to be sold. Where any of the goods, wares, and merchandise to be sold at such sale have been delivered or have been obtained by purchase, consignment, or in any other manner within a period of sixty days prior to the filing of such application, the inventory shall contain a statement of the names and addresses of the persons from whom these recently acquired goods, wares, and merchandise so to be sold were obtained, and the date on which the delivery of such goods, wares, and merchandise was taken. Such application shall further specify the proposed period of time over which the sale shall continue. This time shall not exceed 90 days unless during such 90 days a sworn application be filed with the City Controller in which it is shown that all of the goods of the original inventory have not been sold, and accompanied by an inventory of the remaining merchandise that has not been sold; then the City Controller shall issue a supplemental license providing the applicant has complied with all the requirements of the original license, and providing the applicant pays an additional license fee of \$25.00 per day; and such supplemental license shall continue in effect only as long as said daily license fee shall be paid, and as long as such licensee shall comply in every way with the provisions of this ordinance.

Section 7. Any application for a license under the provisions of this ordinance, covering any goods, wares and merchandise previously inventoried and licensed, shall be deemed to be an application for a renewal under Section 6 of this ordinance, whether presented by the original applicant or by any other person.

Section 8. The City Controller shall file such applications and inventories as a public record, and shall endorse on each application the date on which a license is granted or refused.

Section 9. The making of a false statement in any part of such application or inventory shall be a violation of this ordinance, and shall be sufficient grounds for the refusal of a license, or for a revocation of any license already granted.

Section 10. The license provided for herein shall be granted, and valid, only for the sale of the inventoried goods which are the property of the licensee, and which are situated within the City of Indianapolis. Commingling of additional or other goods, wares, or merchandise with that shown in the inventory shall cause the merchandise inventoried to lose its identity as distressed goods, and any such license issued shall cease to apply to the sale of such goods. If the inventoried stock shall be put on sale with other stock on hand of an established merchant, then the same shall be considered and deemed to be commingled, unless it is clearly and sufficiently segregated, marked, or identified, and advertised so that it may be readily distinguished from such other stocks, and its identity readily ascertained.

Section 11. No person seeking a license hereunder shall secure in any manner by purchase, consignment, or otherwise, any goods, wares, or merchandise prior to the application for a license for the purpose of commingling it with the distressed stock, and any unusual purchase, consignment, shipment, or addition to stocks within sixty days prior to application for a license shall be presumptive evidence that any such purchase, consignment, shipment or addition was made for the purpose of commingling in such sale.

Section 12. No person operating under such a license shall add any goods to the inventoried stock by consignment or otherwise; and no goods shall be sold in such sale except that included in the original inventory. Each sale of goods not so inventoried shall constitute a separate offense under the ordinance.

Section 13. A copy of the application and license as herein described shall be posted in a conspicuous place in the salesroom or place where such goods are to be sold, so that the public may be informed of the facts in relation to the goods before purchasing same.

Section 14. This ordinance shall not apply to public or court officers, or to any person acting under the direction of State or Federal Courts in the course of their official duties.

Section 15. Any person violating any of the provisions of this ordinance, and being convicted thereof, shall be punished by a fine of not to exceed \$100.00, or by imprisonment for a period not exceeding 90 days, or by both such fine and imprisonment in the discretion of the court.

Section 16. This ordinance shall go into effect immediately upon its passage by the Council, its being signed by the Mayor, and after publication as by law required.

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

By the City Controller:

GENERAL ORDINANCE No. 63, 1938

AN ORDINANCE authorizing the acting city controller of the City of Indianapolis to make a temporary loan in the sum of Seven Hundred Thousand (\$700,000.00) Dollars in anticipation of current taxes of said City of Indianapolis actually levied and in the course of collection for the fiscal year in which said loan is made payable; providing for the interest to be charged therefor; providing legal notice and the time when said loan shall mature; and fixing a time when the same shall take effect.

WHEREAS, the City of Indianapolis is now, and will continue to be until the 10th day of November, 1938, without sufficient funds to meet current expenses for municipal purposes; and

WHEREAS, the second semi-annual installment of taxes for the year 1938 will amount to more than Seven Hundred Thousand Dollars (\$700,000.00);

NOW, THEREFORE,

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

Section 1. That the acting city controller is hereby authorized and empowered to negotiate a temporary loan in anticipation of the current taxes for the general fund of the City of Indianapolis actually levied in the year 1937 and in the course of collection in the fiscal year 1938, not to exceed the sum of Seven Hundred Thousand Dollars (\$700,000.00) without considering the interest thereon to be added thereto, for a period not to exceed the time hereinafter fixed in this ordinance, at a rate of interest not to exceed six per cent (6%) per annum, the rate of interest to be fixed by the highest bidder bidding for said loan on an interest rate basis. Said loan shall run for a period not to exceed ninety (90) days. The acting city controller is authorized to make sale of said time warrants, after giving notice thereof published once each week for two consecutive weeks in two newspapers of general circulation printed in the English

language and published in the City of Indianapolis, and said sale to be not less than ten days after the last publication of said notice. Said time warrants are to be signed by the acting Mayor of the City of Indianapolis and the acting city controller, and attested by the city clerk of the City of Indianapolis, the seal of the City of Indianapolis to be attached thereto, and said time warrants shall be payable at the office of the city treasurer in the City of Indianapolis, Indiana; and to the payment of said time warrants the current revenues and taxes levied in the year 1937, payable in the year 1938, for the general fund of the City of Indianapolis, are hereby irrevocably appropriated and pledged.

Section 2. For the repayment of the principal amount of the temporary loan herein authorized by this ordinance, there is hereby appropriated to the City Controller's 1938 Budget Fund No. 63, Payment of Temporary Loans, out of the current revenues and taxes levied in the year 1937, payable in the year 1938, for the general fund of the City of Indianapolis, the sum of Seven Hundred Thousand Dollars (\$700,000.00); and for the payment of the interest thereon, there is hereby appropriated to the City Controller's 1938 Budget Fund No. 61-2, Interest on Temporary Loans, out of the above designated revenues and taxes, the sum of Four Thousand Five Hundred Dollars (\$4,500.00).

Section 3. This ordinance shall be in full force and effect from and after its passage and approval by the Acting Mayor.

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

By the Board of Health and Charities:

GENERAL ORDINANCE No. 64, 1938

AN ORDINANCE authorizing the City of Indianapolis to make a temporary loan in the sum of One Hundred Twenty-five Thousand Dollars (\$125,000.00) for the use of the Board of Health of said city, in anticipation of and payable out of current taxes of said Board of Health actually levied for general Board of Health purposes and in the course of collection for the fiscal year in which said loan is made payable; providing for the interest to be charged therefor; providing legal notice and the time when said loan shall mature; and fixing a time when the same shall take effect.

WHEREAS, the Board of Health of the City of Indianapolis, Indiana, is now, and will continue to be, without sufficient funds to meet payroll and current expenses necessary for the carrying on of the functions of said board and payable out of the General Fund of said Board of Health; and

WHEREAS, the second semi-annual installment of taxes levied by the City of Indianapolis for general Board of Health purposes for the year 1938 will amount to more than One Hundred Twenty-five Thousand Dollars (\$125,000.00);

NOW, THEREFORE,

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

Section 1. That the acting city controller of the City of Indianapolis 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 the current taxes of said Board of Health actually levied for general Board of Health purposes in the year 1937 and in the course of collection in the fiscal year 1938, not to exceed the sum of One Hundred Twenty-five Thousand Dollars (\$125,000.00) without considering the interest thereon to be added thereto, for a period not to exceed the time hereinafter fixed in this ordinance, at a rate of interest not to exceed six per cent (6%) per annum, the rate of interest to be fixed by the highest bidder bidding for said loan on an interest rate basis. Said loan shall run for a period not to exceed ninety (90) days. The acting city controller is authorized to make sale of said time warrants, after giving notice thereof published once each week for two consecutive weeks in two newspapers of general circulation, printed in the English language and published in the City of Indianapolis, and said sale to be not less than ten (10) days after the last publication of said notice. Said time warrants are to be signed by the Acting Mayor of the City of Indianapolis and the acting city controller, countersigned by the president of the city Board of Health, and attested by the city clerk of the City of Indianapolis, the seal of the City of Indianapolis to be attached thereto, and said time warrants shall be payable at the office of the city treasurer in the City of Indianapolis, Indiana; and to the payment of said time warrants the current revenues and taxes levied in the year 1937, payable in the year 1938, for the general purposes of the Board of Health of the City of Indianapolis are hereby irrevocably appropriated and pledged.

Section 2. That for the repayment of the principal amount of the temporary loan herein authorized by this ordinance, there is hereby appropriated to Board of Health 1938 Budget Fund No. 63, Payment of Temporary Loans, out of the current revenues and taxes levied in the year 1937, payable in the year 1938, for the general purposes of the Board of Health of the City of Indianapolis, the sum of One Hundred Twenty-five Thousand Dollars (\$125,000); and for the payment of the interest thereon, there is hereby appropriated to Board of Health 1938 Budget Fund No. 61—Interest on Temporary Loans, out of the above designated revenues and taxes, the sum of Fifteen Hundred Dollars (\$1500.00).

Section 3. This ordinance shall be in full force and effect from and after its passage and approval by the Acting Mayor.

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

By the Board of Public Health and Charities:

GENERAL ORDINANCE No. 65, 1938

AN ORDINANCE authorizing the City of Indianapolis to make a temporary loan in the sum of Twenty-five Thousand Dollars (\$25,000) for the use of the Board of Health of said city, in anticipation of and payable out of the current taxes of the Board of Health actually levied for the School Health Fund of said board and in course of collection for the fiscal year in which said loan is made payable; providing for the interest to be charged therefor; providing legal notice and the time when said loan shall mature; and fixing a time when the same shall take effect.

WHEREAS, the Board of Health of the City of Indianapolis, Indiana, is now, and will continue to be, without sufficient funds to meet the payroll and necessary current expenses payable out of the School Health Fund of said Board of Health; and

WHEREAS, the second semi-annual installment of taxes levied by the City of Indianapolis for the School Health Fund for the year 1938 will amount to more than Twenty-five Thousand Dollars (\$25,000);

NOW, THEREFORE,

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

Section 1. That the Acting City Controller of the City of Indianapolis is hereby authorized and empowered to negotiate a temporary loan for use of the Board of Health of the City of Indianapolis, Indiana, in anticipation of the current taxes of said Board of Health actually levied in the year 1937 and in the course of collection in the fiscal year 1938 for the School Health Fund, not to exceed the sum of Twenty-five Thousand Dollars (\$25,000), without considering the interest thereon to be added thereto, for a period not to exceed the time hereinafter fixed in this ordinance, at a rate of interest not to exceed six per cent (6%) per annum, the rate of interest to be fixed by the highest bidder bidding for said loan on an interest rate basis. Said loan shall run for a period not to exceed ninety (90) days. The Acting City Controller is authorized to make sale of said time warrants after giving notice thereof, published once each week for two consecutive weeks in two newspapers of general circulation, printed in the English language and published in the City of Indianapolis, and sale to be not less than ten (10) days after the last publication of said notice. Said time warrants are to be signed by the Acting Mayor of the City of Indianapolis and the Acting City Controller, countersigned by the president of the City Board of Health, and attested by the City Clerk of the City of Indianapolis, the seal of the City of Indianapolis to be attached thereto, and said time warrants shall be payable at the office of the City Treasurer in the City of Indianapolis, Indiana; and to the payment of said time warrants the current revenues and taxes levied in the year 1937, payable in the year 1938, for the School Health Fund of the Board of Health of the City of Indianapolis, are hereby irrevocably appropriated and pledged.

Section 2. That for the repayment of the principal amount of the temporary loan herein authorized by this ordinance, there is hereby appropriated to School Health Fund No. 63—Payment of Temporary Loans (hereby established), out of the current revenues and taxes levied in the year 1937, payable in the year 1938, for the School Health Fund of the Board of Health of the City of Indianapolis, the sum of Twenty-five Thousand Dollars (\$25,000.00); and for the payment of the interest thereon, there is hereby appropriated to School Health Fund No. 61—Interest on Temporary Loans (hereby established), out of the above designated revenues and taxes the sum of One Hundred Fifty Dollars (\$150.00).

Section 3. This ordinance shall be in full force and effect from and after its passage and approval by the Acting Mayor.

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

ORDINANCES ON SECOND READING

Mr. Wallace called for Appropriation Ordinance No. 8, 1938, for second reading. It was read a second time.

On motion of Mr. Wallace, seconded by Mr. Oren, Appropriation Ordinance No. 8, 1938, was ordered engrossed, read a third time and placed upon its passage.

Appropriation Ordinance No. 8, 1938, was read a third time by the Clerk and passed by the following roll call vote:

Ayes, 9, viz: Mr. Cable, Mr. Carr, Mrs. Dowd, Mr. Fritz, Mr. Kealing, Mr. Oren, Mr. Schumacher, Mr. Wallace, President Raub.

Mr. Oren called for General Ordinance No. 52, 1938, for second reading. It was read a second time.

On motion of Mr. Oren, seconded by Mr. Wallace, General Ordinance No. 52, 1938, was ordered engrossed, read a third time and placed upon its passage.

General Ordinance No. 52, 1938, was read a third time by the Clerk and passed by the following roll call vote:

Ayes, 9, viz: Mr. Cable, Mr. Carr, Mrs. Dowd, Mr. Fritz, Mr. Kealing, Mr. Oren, Mr. Schumacher, Mr. Wallace, President Raub.

Mr. Oren called for General Ordinance No. 54, 1938, for second reading. It was read a second time.

On motion of Mr. Oren, seconded by Mr. Wallace, General Ordinance No. 54, 1938, was ordered engrossed, read a third time and placed upon its passage.

General Ordinance No. 54, 1938, was read a third time by the Clerk and passed by the following roll call vote:

Ayes, 9, viz: Mr. Cable, Mr. Carr, Mrs. Dowd, Mr. Fritz, Mr. Kealing, Mr. Oren, Mr. Schumacher, Mr. Wallace, President Raub.

Mr. Carr called for General Ordinance No. 16, 1938, for second reading. It was read a second time.

Mr. Carr made a motion to strike General Ordinance No. 16, 1938, from the files. The motion was seconded by Mr. Wallace and passed by the following roll call vote:

Ayes, 9, viz: Mr. Cable, Mr. Carr, Mrs. Dowd, Mr. Fritz, Mr. Kealing, Mr. Oren, Mr. Schumacher, Mr. Wallace, President Raub.

Mrs. Dowd called for Resolution No. 7, 1938, for second reading. It was read a second time.

Mrs. Dowd made a motion to strike Resolution No. 7, 1938, from the files. The motion was seconded by Mr. Carr and passed by the following roll call vote:

Ayes, 6, viz: Mr. Cable, Mr. Carr, Mrs. Dowd, Mr. Fritz, Mr. Wallace, President Raub.

Noes, 3, viz: Mr. Kealing, Mr. Oren, Mr. Schumacher.

Mr. Cable called for Resolution No. 9, 1938, for second reading. It was read a second time.

On motion of Mr. Cable, seconded by Mr. Wallace, Resolution No. 9, 1938, was ordered engrossed, read a third time and placed upon its passage.

Resolution No. 9, 1938, was read a third time by the Clerk and passed by the following roll call vote:

Ayes, 9, viz: Mr. Cable, Mr. Carr, Mrs. Dowd, Mr. Fritz, Mr. Kealing, Mr. Oren, Mr. Schumacher, Mr. Wallace, President Raub.

Mr. Wallace asked that the rules be suspended for further consideration and passage of General Ordinance No. 63, 1938. The motion was seconded by Mrs. Dowd, and passed by the following roll call vote:

Ayes, 9, viz: Mr. Cable, Mr. Carr, Mrs. Dowd, Mr. Fritz, Mr. Kealing, Mr. Oren, Mr. Schumacher, Mr. Wallace, President Raub.

The rules were suspended.

The Council reverted to a previous order of business.

COMMITTEE REPORT

Indianapolis, Ind., July 18, 1938.

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. 63, 1938, entitled:

Temporary loan of \$700,000.00

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

ORDINANCE ON SECOND READING

Mr. Wallace called for General Ordinance No. 63, 1938, for second reading. It was read a second time.

On motion of Mr. Wallace, seconded by Mr. Carr, General Ordinance No. 63, 1938, was ordered engrossed, read a third time and placed upon its passage.

General Ordinance No. 63, 1938, was read a third time by the Clerk and passed by the following roll call vote:

Ayes, 9, viz: Mr. Cable, Mr. Carr, Mrs. Dowd, Mr. Fritz, Mr. Kealing, Mr. Oren, Mr. Schumacher, Mr. Wallace, President Raub.

Mr. Fritz asked for suspension of the rules for further consideration and passage of General Ordinance No. 65, 1938. The motion was seconded by Mr. Cable and passed by the following roll call vote:

Ayes, 9, viz: Mr. Cable, Mr. Carr, Mrs. Dowd, Mr. Fritz, Mr. Kealing, Mr. Oren, Mr. Schumacher, Mr. Wallace, President Raub.

The rules were suspended.

The Council reverted to a previous order of business.

COMMITTEE REPORT

Indianapolis, Ind., July 18, 1938.

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. 65, 1938, entitled:

Temporary loan of \$25,000.00 for School Health Fund

beg leave to report that we have had said ordinance under consideration, and recommend that the same be passed under suspension of the rules.

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

ORDINANCE ON SECOND READING

Mr. Fritz called for General Ordinance No. 65, 1938, for second reading. It was read a second time.

On motion of Mr. Fritz, seconded by Mrs. Dowd, General Ordinance No. 65, 1938, was ordered engrossed, read a third time and placed upon its passage.

General Ordinance No. 65, 1938, was read a third time by the Clerk and passed by the following roll call vote:

Ayes, 9, viz: Mr. Cable, Mr. Carr, Mrs. Dowd, Mr. Fritz, Mr. Kealing, Mr. Oren, Mr. Schumacher, Mr. Wallace, President Raub.

Mr. Fritz asked for suspension of the rules for further consideration and passage of General Ordinance No. 64, 1938. The motion was seconded by Mr. Wallace and passed by the following roll call vote:

Ayes, 9, viz: Mr. Cable, Mr. Carr, Mrs. Dowd, Mr. Fritz, Mr. Kealing, Mr. Oren, Mr. Schumacher, Mr. Wallace, President Raub.

The rules were suspended:

The Council reverted to a previous order of business.

COMMITTEE REPORT

Indianapolis, Ind., July 18, 1938.

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. 64, 1938, entitled:

Temporary loan of \$125,000.00 for the Board of Health
beg leave to report that we have had said ordinance under consid-
eration, and recommend that the same be passed under suspension of
the rules.

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

ORDINANCE ON SECOND READING

Mr. Fritz called for General Ordinance No. 64, 1938,
for second reading. It was read a second time.

On motion of Mr. Fritz, seconded by Mr. Wallace,
General Ordinance No. 64, 1938, was ordered engrossed,
read a third time and placed upon its passage.

General Ordinance No. 64, 1938, was read a third time
by the Clerk and passed by the following roll call vote:

Ayes, 9, viz: Mr. Cable, Mr. Carr, Mrs. Dowd, Mr.
Fritz, Mr. Kealing, Mr. Oren, Mr. Schumacher, Mr. Wal-
lace, President Raub.

Mr. Fritz asked for suspension of the rules for further
consideration and passage of General Ordinance No. 56,
1938. The motion was seconded by Mr. Carr and passed
by the following roll call vote:

Ayes, 9, viz: Mr. Cable, Mr. Carr, Mrs. Dowd, Mr. Fritz, Mr. Kealing, Mr. Oren, Mr. Schumacher, Mr. Wallace, President Raub.

The rules were suspended.

The Council reverted to a previous order of business.

COMMITTEE REPORT

Indianapolis, Ind., July 18, 1938.

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. 56, 1938, entitled:

\$10,000.00 loan for T. B. Fund

beg leave to report that we have had said ordinance under consideration, and recommend that the same be passed under suspension of the rules.

ADOLPH J. FRITZ, Chairman.

THEODORE CABLE

NANNETTE DOWD

WM. A. OREN

EDWARD R. KEALING

ORDINANCE ON SECOND READING

Mr. Fritz called for General Ordinance No. 56, 1938, for second reading. It was read a second time.

On motion of Mr. Fritz, seconded by Mr. Kealing, General Ordinance No. 56, 1938, was ordered engrossed, read a third time and placed upon its passage.

General Ordinance No. 56, 1938, was read a third time by the Clerk and passed by the following roll call vote:

Ayes, 9, viz: Mr. Cable, Mr. Carr, Mrs. Dowd, Mr. Fritz, Mr. Kealing, Mr. Oren, Mr. Schumacher, Mr. Wallace, President Raub.

The chairmen of the committees to whom were referred Resolution No. 4, 1937, General Ordinance No. 29, 1938, General Ordinance No. 55, 1938, and General Ordinance No. 106, 1937, asked for time for further consideration of the same, which was granted.

On motion of Mr. Schumacher, seconded by Mr. Kealing, the Common Council adjourned at 9:10 p. m.

We hereby certify that the above and foregoing is a full, true and complete record of the proceedings of the Common Council of the City of Indianapolis, held on the 18th day of July, 1938, 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.

Edward B. Raub,

President.

Attest:

Daniel J. Owens, Jr.

City Clerk.

(SEAL)