

## REGULAR MEETING

The Common Council of the City of Indianapolis, met in the Council Chamber, Monday evening, July 20, 1925, at 7:30 o'clock in regular session, President Ben H. Thompson in the chair.

Present: The Hon. Ben H. Thompson, President of the Common Council, and four members, viz., Messrs. Bernd, Buchanan, Clauer and Ray.

Absent: Messrs. Bramblett, Claycombe, King and Wise.

Mr. Bernd moved that the reading of the Journal be dispensed with. Carried.

## COMMUNICATIONS FROM THE MAYOR.

July 8, 1925.

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

Gentlemen:

I have today approved, signed and delivered to John W. Rhodhamel, City Clerk, the following ordinance:

General Ordinance No. 57, 1925, an ordinance regulating the parking of vehicles on Butler avenue in the City of Indianapolis, fixing a penalty for the violation thereof, and declaring a time when the same shall take effect.

Very truly yours,  
LEW SHANK,  
Mayor.

## REPORTS FROM CITY OFFICERS.

From the City Controller:

July 15, 1925.

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

Gentlemen:

I am handing you attached hereto copies of an ordinance calling for the appropriation of \$31.50, with which to pay judgment rendered in Cause No. 38638, Marion Circuit Court, July 3, 1925.

I respectfully recommend the passage of this ordinance.

Yours very truly,  
JOS. L. HOGUE,  
City Controller.

July 15, 1925.

Mr. Joseph L. Hogue,  
City Controller, Indianapolis.

Dear Sir:

I am directed by the Board of Public Works to hand to you for transmission to the Common Council an appropriation ordinance calling for the appropriation of \$31.50 with which to pay judgment rendered in Cause No. 38638, Marion Circuit Court, National Investment Company vs. City of Indianapolis, July 3, 1925.

Kindly transmit this ordinance with recommendation for passage to the Council at the next regular meeting of that body, and oblige.

Yours very truly,

ELMER WILLIAMS,  
Clerk Board of Public Works.

From the Board of Public Safety:

July 17, 1925.

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

Gentlemen:

The Board of Public Safety respectfully requests the passage of an ordinance authorizing the sale of certain personal property as described and set out in report filed by the appraisers, appointed by the Judge of the Marion Circuit Court, in Cause No. 2586, copies of an ordinance fully covering the same are attached hereto.

Yours very truly,

BOARD OF PUBLIC SAFETY,  
By Oscar O. Wise, Executive Secretary.

#### INTRODUCTION OF APPROPRIATION ORDINANCES.

By the City Controller:

#### APPROPRIATION ORDINANCE NO. 25, 1925.

AN ORDINANCE appropriating the sum of Thirty-one Dollars and Fifty Cents (\$31.50) with which to pay a judgment rendered in Cause No. 38638, of the Marion Circuit Court, on July 3, 1925, in favor of the National Investment Company vs. City of Indianapolis, Indiana, and providing a time when the same shall take effect.

WHEREAS, on the 3rd day of July, 1925, in Cause No. 38638 in Marion Circuit Court of Marion County, Indiana, a judgment was rendered in favor of the National Investment Company vs. City of Indianapolis, for the sum of Thirty-one Dollars and Fifty Cents (\$31.50), said judgment being for taxes on Lot Numbered 1, in St. Catherine's Garfield Park Addition, which taxes were assumed by said city when it purchased said lot for an engine house.

*Be it Ordained by the Common Council of the City of Indianapolis, Indiana:*

Section 1. That there is hereby appropriated from any unappropriated funds of the City of Indianapolis, the sum of Thirty-one

Dollars and Fifty Cents (\$31.50) to pay the judgment rendered in Cause No. 38638 of the Marion Circuit Court of Marion County, Indiana, on the 3rd day of July, 1925, in favor of the National Investment Company vs. City of Indianapolis.

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

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

#### INTRODUCTION OF GENERAL AND SPECIAL ORDINANCES.

By Mr. Clauer:

##### GENERAL ORDINANCE NO. 62, 1925.

AN ORDINANCE to amend General Ordinance No. 114, 1922, entitled, "An ordinance dividing the City of Indianapolis into districts for the purpose of regulating and restricting the location of trades, callings, industries, commercial enterprises and the location of buildings designed for specific uses; of classifying, regulating and determining the area of front, rear and side yards and other open spaces about buildings; of regulating and determining the use and intensity of use of land and lot areas within such city; creating a board of zoning appeals; defining certain terms used in said ordinance; providing a penalty for its violation and designating a time when the same shall take effect," 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 U1 or dwelling house district, the A1 or 7500 square foot area district, and the H1 or 50 foot height district, as established by General Ordinance No. 114, 1922, be and the same is hereby amended, supplemented and changed so as to include the following territory:

Beginning at the intersection of the south property line of 38th street or Maple Road Boulevard with the west property line of Washington Boulevard; thence south with and along the west property line of Washington Boulevard, a distance of one hundred (100) feet; thence west to a point on the west property line of Delaware street, said point being one hundred (100) feet south of the south property line of 38th street; thence north with and along the east property line of Delaware street to the south property line of 38th street; thence east with and along the south property line of 38th street to the point or place of beginning.

Section 2. This ordinance shall go into immediate effect upon its passage and publication according to law.

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

By Mr. Clauer:

GENERAL ORDINANCE NO. 63, 1925.

AN ORDINANCE regulating the parking of vehicles on Oriental street in the City of Indianapolis, fixing a penalty for the violation thereof and declaring a time when the same shall take effect.  
*Be it Ordained by the Common Council of the City of Indianapolis, Indiana:*

Section 1. That it shall hereafter be unlawful to leave vehicles of any kind parked between the hours of 7:00 a. m. and 5:00 p. m. on either side of Oriental street from Washington street to the first alley north of Washington street.

Section 2. Anyone violating any of the provisions of Section One (1) of this ordinance shall, upon conviction, be fined in any sum of not less than One (\$1.00) Dollar, nor more than Fifty (\$50.00) Dollars.

Section 3. All ordinances or parts of ordinances insofar as the same may be in conflict with the provisions of this ordinance are hereby repealed.

Section 4. This ordinance shall be in full force and effect from and after its passage and publication as provided by law.

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

By the Board of Public Safety:

SPECIAL ORDINANCE NO. 6, 1925.

AN ORDINANCE authorizing the sale of certain personal property of the City of Indianapolis by and through its Board of Public Safety, and declaring a time when the same shall take effect.

THAT WHEREAS, on the 2nd day of June, 1925, under and pursuant to Property Sale Resolution No. 1, 1925, of the Board of Public Safety, of the City of Indianapolis, Indiana, said Board resolved that certain personal property belonging to the City of Indianapolis, and under the care and custody of said Board, was and is no longer needed and no longer fit for the purpose for which it was intended and that a petition be filed in the Marion Circuit Court, for the appointment of appraisers to appraise the same, and that such other proceedings be had toward the sale thereof which said property is hereafter set out in said appraiser's report and,

WHEREAS, said City of Indianapolis, by and through its Board of Public Safety, filed in the Marion Circuit Court, on the 15th day of June, 1925, its petition for the appointment of said appraisers to appraise said property, and

WHEREAS, said court on the 15th day of June, 1925, appointed three (3) disinterested freeholders of the City of Indianapolis, none of whom is an officer or employee of said city, as appraisers to make an appraisal and sworn valuation of said property and make a return thereof to the Mayor of the City of Indianapolis, and

WHEREAS, the Mayor of said city did on the 8th day of July,

1925, approve in writing said sworn valuation and appraisalment of said appraisers, and said approval thereof, by the Mayor of the City of Indianapolis, is in words and figures as follows, to-wit:  
To the Mayor of the City of Indianapolis, Indiana:

The undersigned, being duly sworn upon oath depose and say that having been on the 15th day of June, 1925, duly appointed by the Judge of the Marion Circuit Court, and for the County of Marion, State of Indiana, to make appraisalment and sworn valuation of certain personal property belonging to the City of Indianapolis, now in the care and custody of the Board of Public Safety of said city, and by virtue of Property Sale Resolution No. 1, 1925, of said Board for the purpose of making sale of the same we now hereby honestly and truly appraise such property as being of the fair and reasonable value herein indicated as follows:

IN THE POLICE DEPARTMENT	Appraised at
One (1) Marmon Model T, 1921, seven-passenger touring car, motor No. 4160, serial 7210028, City No. 32 .....	\$300.00
One (1) Cole Eight, Model T 1921, seven-passenger touring car, motor No. 43684, serial 65565, City Car No. 33.....	150.00
One (1) Cole Eight, seven-passenger touring car, serial 68811, motor No. 46614, City Car No. 34.....	300.00
One (1) Dodge, five-passenger touring, serial No. 555641, 1921, motor No. 2-607700, City No. 10.....	75.00
One (1) Ford No. 486413, model T 1921, five-passenger touring City Car No. 24 .....	40.00
One (1) Indian Motorcycle, motor No. 90V704 .....	50.00
One (1) Indian Motorcycle, motor No. 90V692 .....	30.00
One (1) Indian Motorcycle, motor No. 90V537 .....	10.00
One (1) Indian Motorcycle, motor No. 90V764 .....	50.00
One (1) Indian Motorcycle, motor No. 90V438 .....	30.00
Two (2) Indian Motorcycle Sidecars .....	each 5.00
One (1) Indian Motorcycle, motor No. 90V537 .....	10.00
One (1) Indian Motorcycle, motor No. 90V764 .....	50.00
One (1) Indian Motorcycle, motor No. 90V438 .....	30.00
Two (2) Indian Sidecars .....	each 5.00
<b>IN THE FIRE DEPARTMENT</b>	
One lot of old iron .....	per ton \$10.00
One lot of old tires (Fire Station 6), .....	per ton 10.00
One (1) Buick touring car, Fire Station No. 6.....	25.00
One (1) Kelley-Springfield Truck .....	30.00
One lot of old junk (Weights and Measures).....	5.00
<b>Total .....</b>	<b>\$1,045.00</b>

E. T. LAWRENCE,  
JOSEPH E. RAUB,  
C. E. SMITH,  
Appraisers.

State of Indiana, County of Marion, ss:

Subscribed and sworn to before me, a Notary Public, in and for said county and state on the 8th day of July, 1925.

EMMA C. JOHNSTON,  
Notary Public.

My commission expires the 4th day of January, 1928.

I, Samuel Lewis Shank, Mayor of the City of Indianapolis, Indiana, do hereby approve the foregoing proceedings and contemplated sale of the above described personal property herein inventoried, and also approve the appraisalment and sworn valuation made by said appraisers.

S. L. SHANK, Mayor.

*Now, Therefore, Be it Ordained by the Common Council of the City of Indianapolis, Indiana:*

Section 1. That the City of Indianapolis, by and through its Board of Public Safety, is hereby authorized to sell said property hereinbefore set out in said appraisers' sworn valuation and appraisalment for cas at public or private sale, for not less than its full appraised value, such sale shall be upon such notice, if any, as said Board shall determine, or may determine, and said property may be sold separately or in one lot.

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

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

By Mr. Clauer:

RESOLUTION NO. 16, 1925.

WHEREAS, A Building Code has been introduced into the Common Council, and,

WHEREAS, The City of Indianapolis has no Building Code, but a scattering of ordinances, and,

WHEREAS, The City of Indianapolis needs a Building Code, up to date, in its entirety.

THEREFORE, BE IT RESOLVED, That the President of the Common Council appoint a committee to consider the Building Code and to hold a public reading if necessary and to report to the Council.

Which was adopted on motion of Mr. Ray.

President Thompson appointed the following committee to consider the Building Code:

Harrison Walters of Latham & Walters, contractors.  
 Richard Dixon of Robert Berner Co., structural steel.  
 Maurice Thornton, architect.  
 O. A. Tislow of Tislow & Bacon, engineers.  
 Verne Miller, building inspector.  
 H. E. Huey, of Capitol Lumber Co.  
 Fermer Cannon, chairman State Building Council.  
 Chairman, John E. King, City Councilman.

## ORDINANCES ON SECOND READING.

Mr. Buchanan called for Special Ordinance No. 4, 1925, for second reading. It was read a second time.

Mr. Buchanan moved that Special Ordinance No. 4, 1925, be ordered engrossed, read a third time and placed upon its passage. Carried.

Special Ordinance No. 4, 1925, was read a third time and failed to pass by the following vote:

Noes, 5, viz.: Messrs. Bernd, Buchanan, Clauer, Ray and President Ben H. Thompson.

Mr. Buchanan called for General Ordinance No. 58, 1925, for second reading. It was read a second time.

Mr. Buchanan moved that General Ordinance No. 58, 1925, be ordered engrossed, read a third time and placed upon its passage. Carried.

General Ordinance No. 58, 1925, was read a third time and passed by the following vote:

Ayes, 5, viz.: Messrs. Bernd, Buchanan, Clauer, Ray and President Ben H. Thompson.

Mr. Ray called for General Ordinance No. 53, 1925, for second reading. It was read a second time.

Mr. Ray moved that General Ordinance No. 53, 1925, be ordered engrossed, read a third time and placed upon its passage. Carried.

General Ordinance No. 53, 1925, was read a third time and passed by the following vote:

Ayes, 5, viz.: Messrs. Bernd, Buchanan, Clauer, Ray and President Ben H. Thompson.

Mr. Clauer called for General Ordinance No. 59, 1925, for second reading. It was read a second time.

Mr. Clauer moved that General Ordinance No. 59, 1925, be ordered engrossed, read a third time and placed upon its passage. Carried.

General Ordinance No 59, 1925, was read a third time and passed by the following vote:

Ayes, 5, viz.: Messrs. Bernd, Buchanan, Clauer, Ray and President Ben H. Thompson.

Mr. Clauer called for General Ordinance No. 41, 1925, for second reading. It was read a second time.

Mr. Clauer moved that General Ordinance No. 41, 1925, be ordered engrossed, read a third time and placed upon its passage. Carried.

General Ordinance No. 41, 1925, was read a third time and failed to pass by the following vote:

Ayes, 4, viz.: Messrs. Buchanan, Clauer, Ray and President Ben H. Thompson.

Noes, 1, viz.: Mr. Bernd.

On motion of Mr. Ray the Common Council, at 8:15 o'clock p. m., adjourned.

*Ben H. Thompson*

Attest:

President.

*John N. Rhodehamel*  
City Clerk.