

## REGULAR MEETING.

The Common Council of the City of Indianapolis met in the Council Chamber, Monday evening, August 17, 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 seven members, viz.: Messrs. Bernd, Bramblett, Clauer, Claycombe, King Ray and Wise.

Absent: Mr. Buchanan.

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

## COMMUNICATIONS FROM THE MAYOR.

August 7, 1925.

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

Gentlemen:

I have approved, signed and delivered to John Rhodehamel, City Clerk the following Ordinances:

General Ordinance No. 9, 1925, an ordinance for the adoption of an official thorofare plan for the City of Indianapolis.

General Ordinance No. 41, 1925, an ordinance transferring the sum of Twenty-five Hundred (\$2500.00) Dollars from the "Oil Fund" in the Police Department under the Department of Public Safety to the "Gasoline Fund" of the Police Department under the same Department, and declaring a time when the same shall take effect.

General Ordinance No. 48, 1925, an ordinance transferring the sum of Four Hundred (\$400.00) Dollars from the Secret Service Fund in the Police Department, under the Department of Public Safety, and re-appropriating the same to the Motorcycle Repair, Tires and Tubes Fund, in the Police Department, under the Department of Public Safety, and declaring a time when the same shall take effect.

General Ordinance No. 52, 1925, an ordinance transferring One Hundred (\$100.00) Dollars from the Office Department Expense Fund, Six Hundred (\$600.00) Dollars from the Sewer New Equipment Fund and Seven Hundred (\$700.00) Dollars from the Unimproved Street Material and Supplies Fund, in the Street Commissioner's Department, under the Board of Public Works, and reappropriating the same to a fund to be created herein and known as the "Emergency Red Light Fund," to be used for the purchase of a Red Light Truck, and providing a time when the same shall take effect.

General Ordinance No. 56, 1925, an ordinance authorizing the City Controller to make a Temporary Loan or Loans of Five Hundred Thousand (\$500,000) Dollars, in anticipation of current revenues,

appropriating the sum of Five Hundred Ten Thousand (\$510,000) Dollars for the payment of same, and fixing a time when the same shall take effect.

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.

General Ordinance No. 67, 1925, an ordinance regulating the parking of vehicles on Kentucky Avenue from Washington Street to Georgia Street in the City of Indianapolis, declaring a time when the same shall take effect, providing a penalty for the violation thereof, and repealing any and all ordinances or parts of ordinances in conflict therewith.

General Ordinance No. 68, 1925, an ordinance amending General Ordinance No. 21, 1925, and fixing a time when the same shall take effect.

Appropriation Ordinance No. 21, 1925, an ordinance appropriating the sum of Five Hundred (\$500) Dollars from any unappropriated funds to pay a judgment obtained by Gus B. Taylor and Mayme E. Taylor against the City of Indianapolis on the 22nd day of May, 1925, and declaring a time when the same shall take effect.

Appropriation Ordinance No. 24, 1925, an ordinance appropriating the sum of Five Thousand (\$5000) Dollars, out of any unappropriated funds of the City of Indianapolis to the Gas and Electricity Fund in the Police Department, under the Department of Public Safety, and declaring a time when the same shall take effect.

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.

Very truly yours,

LEW SHANK

#### REPORTS FROM CITY OFFICERS.

From the City Clerk:

August 17, 1925.

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

Gentlemen:

I am enclosing herewith for your consideration, copies of a resolution fixing the compensation of the City Clerk, for making copies of names and other information, found on the poll books of the primary election of May 5, 1925, and certifying same to the chairmen of the Republican and Democratic parties as required by law. Acts of 1925, pages 339 to 350. Am also enclosing letters received from Mr. Lawrence F. Orr, Chief Examiner of the State Board of Accounts and Arthur L. Gilliom, Attorney General giving opinions relative to the above named Acts.

Very truly yours,

JOHN W. RHODEHAMEL,  
City Clerk.

I, John W. Rhodehamel, Clerk of the City of Indianapolis, Indiana, hereby certify that I have made and certified before August 1, 1925 a complete copy of the names and addresses on the pool books made at the primary election held May 5, 1925.

I further certify that the number of names so copied is 100,-648, and that the lists when completed were delivered to the chairmen of the Republican and Democratic Committees as required by Section 14 of Chapter 138 of the Acts of 1925, page 349.

Witness my hand and the seal of the City of Indianapolis, Indiana, this 17th day of August, 1925.

JOHN W. RHODEHAMEL,  
City Clerk.

May 20, 1925.

Mr. John W. Rhodehamel,  
City Clerk,  
City of Indianapolis,  
Indiana.

Dear Sir:

Replying to your letter of the 14th inst., relative to city registration and compensation pertaining to the city clerk and clerical assistants, we have asked the attorney general for an opinion in answer to your inquiries, and as soon as we receive same, we will mail you copy of it, or advise you.

As to the method used in past years in determining a reasonable, additional compensation for clerks and auditors in compiling registration lists and other duties required by the registration laws we advise that it has been the practice in different counties to allow from 2c to 5c per name, for such services.

Yours very truly,

LAWRENCE F. ORR,  
State Examiner.

May 26, 1925.

Mr. John T. Rhodehamel,  
City Clerk,  
City of Indianapolis,  
Indiana.

Dear Sir:

In answer to your recent inquiry, we beg to advise we have received the Opinion of the Attorney General, copy of which we enclose herewith, relative to expense of City Registration.

Yours very truly,

Lawrence F. Orr,  
State Examiner.

May 25, 1925.

Hon. Lawrence F. Orr,  
State Examiner,  
Dear Sir:

I have your letter of the 19th instant containing the following inquiries in regard to Acts, 1925, Chapter 138, Page 338 (Registration of Voters):

1. Is the city clerk entitled to compensation in addition to his salary as such city clerk, for services performed by him similar to

those performed by the county auditor, under the provisions of this act? (Section 8 of said act.)

2. Is each of said clerks entitled to receive Two Cents per person in compiling said records, or is the Two Cents a total to be paid for copying the names of each person registered?

Taking these questions up in their order, I have this to say:

1. Section 10 of the act provide that it shall be the duty of city clerks in cities of the first and second classes to perform the same duties as are required under this act of county officers....."subject to the same penalties and provisions herein prescribed as to such county officers." And provides further that the duties of the county commissioners shall be performed by the city council and that the city shall defray the expense of such registration in the same manner as it defrays the expense of a city election. It is quite evident, from the provisions of this section (10), that the legislature intended that all of the provisions of the act pertaining to county officers should apply to city officers in cities of the first and second classes. This would necessarily include additional compensation to the city clerk for additional clerical help as provided for in Section eight (8) of the act.

2. Section 8 of the above act provides that the clerks employed to assist in the preparation of the registration books shall be paid at the rate of Two Cents per person registered. In no way can the language here employed be construed to mean anything other than that payment shall be at the rate of Two Cents per person registered; that is, the Two Cents for each person registered should be divided among the clerk employed for the purposes designated.

Respectfully,

ARTHUR L. GILLIOM (Signed)  
Attorney General.

From the City Controller:

August 17, 1925.

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

Gentlemen:

I herewith hand you a communication from the Board of Public Works asking for the passage of an Ordinance transferring the sum of \$6,000.00 Dollars from the Municipal Garage Maintenance and Repairs Fund in the Department of Public Works to a fund known as the Blank Books Printing and Advertising Fund under the same department.

I respectfully recommend the passage of this ordinance.

Yours truly

JOS. L. HOGUE,  
City Controller.

August 17, 1925.

Mr. Jos. L. Hogue,  
City Controller,  
City.

Dear Sir:

I am directed by the Board of Public Works to submit for your approval and transmission to the Common Council, an ordinance

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transferring the sum of \$6,000.00 Dollars from the Municipal Garage Maintenance and Repairs Fund in the department of Public Works to a fund known as the Blank Books Printing and Advertising Fund under the same department.

Yours truly,

E. WILLIAMS,  
Clerk Board of Public Works.

August 17, 1925.

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

Gentlemen:

I herewith hand you a communication from the Board of Public Works asking for the passage of an ordinance transferring the sum of \$6,000.00 from the Municipal Garage Maintenance and Repairs Fund in the Department of Public Works to a fund known as the City Civil Engineers Inspectors Salaries Fund in the same department.

I respectfully recommend the passage of this ordinance.

Yours truly,

JOS. L. HOGUE,  
City Controller.

August 17, 1925.

Mr. Jos. L. Hogue,  
City Controller,  
City.

Dear Sir:

I am directed by the Board of Public Works to submit for your approval and transmission to the Common Council, an ordinance transferring the sum of \$6,000.00 from the Municipal Garage Maintenance and Repairs Fund in the Department of Public Works to a fund known as the City Civil Engineers Inspectors Salary Fund in the same department.

Yours truly,

ELMER WILLIAMS,  
Clerk Board of Public Works.

August 17, 1925.

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

Gentlemen:

I herewith hand you a communication from the Board of Public Works asking for the passage of an ordinance transferring the sum of \$3000.00 from the Municipal Garage Maintenance and Repairs Fund in the Department of Public Works and reappropriating the same amount to the Assessment Bureau Salaries Fund in the same department.

I respectfully recommend the passage of this ordinance.

Yours truly,

JOS. L. HOGUE,

City Controller.  
August 17, 1925.

Mr. Jos. L. Hogue,  
City Controller,  
City.

Dear Sir:

I am directed by the Board of Public Works to submit to you for your approval and transmission to the Common Council an ordinance transferring the sum of \$3,000.00 from the Municipal Garage Maintenance and Repairs Fund in the Department of Public Works to the Assessment Bureau Salaries Fund in the same department.

Yours truly,  
ELMER WILLIAMS,  
City Controller.

#### REPORTS OF SPECIAL COMMITTEES

From the Sub-Committee on Proposed Building Code:

August 14, 1925.

Hon. Heyden W. Buchanan, Chairman,  
Safety Committee of the Common Council,  
Hon. Walter W. Wise, Chairman,  
Building Code Committee.

Dear Sirs:

The sub-committee appointed by the Hon. President, Ben H. Thompson, which was appointed to hold an extended public hearing on the proposed building code beg leave to report.

First, the Committee met in the Council Chamber, Friday, Aug. 7th and heard and approved amendments to the proposed code.

Second, that the Committee met again in the Council Chamber Tuesday, Aug. 11, and concluded the public hearing.

Third, the Committee met in executive session all day Friday, Aug. 14th, to conclude the amendments and prepare the same for the Council Committee.

Fourth, the Committee have the honor to submit to the Council Committee two amended copies of the proposed code as amended in public hearing and recommend the same to you for your consideration and passage.

Yours truly  
MAURIEL E. THORNTON  
VERNE MILLER  
R. N. DICKSON  
O. A. TISLOW  
HARRISON WALTERS  
JOHN W. KING  
L. C. HUEY  
FERMOR S. CANNON

INTRODUCTION OF GENERAL AND SPECIAL ORDINANCES.

By the City Controller:

GENERAL ORDINANCE NO. 69, 1925.

AN ORDINANCE transferring the sum of Six Thousand (\$6,000.00) Dollars from the Municipal Garage Maintenance and Repairs Fund in the Department of Public Works to a fund known as the Blank Books, Printing and Advertising Fund, under the same department, 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 the sum of Six Thousand (\$6,000.00) Dollars from the Municipal Garage Maintenance and Repairs Fund in the Department of Public Works be, and the same is hereby transferred to and appropriated to the fund known as the Blank Books, Printing and Advertising Fund, under the same department.

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 Works.

By the City Controller:

GENERAL ORDINANCE NO. 70, 1925.

AN ORDINANCE transferring the sum of Six Thousand (\$6,000.00) Dollars from the Municipal Garage Maintenance and Repair Fund in the Department of Public Works to a fund known as the City Civil Engineers Inspectors' Salaries Fund in the same department, reappropriating the same to the latter fund 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 the sum of Six Thousand (\$6,000.00) Dollars from the Municipal Garage Maintenance and Repairs Fund in the Department of Public Works be, and the same is hereby transferred to and reappropriated to the fund known as City Civil Engineers Inspectors' Salaries Fund in the Department of Public Works.

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 Works.

By the City Controller:

GENERAL ORDINANCE NO. 71, 1925.

AN ORDINANCE transferring the sum of Three Thousand (\$3,000) Dollars from the Municipal Garage Maintenance and Repairs Fund in the Department of Public Works to the Assessment Bureau Salaries Fund in the same department, 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 there be and is hereby transferred the sum of Three Thousand (\$3,000) Dollars from the Municipal Garage Maintenance and Repairs Fund under the Board of Public Works, and that the same is hereby transferred and reappropriated to the Assessment Bureau Salaries Fund under the same department.

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 Works.

INTRODUCTION OF MISCELLANEOUS BUSINESS

By Mr. King:

RESOLUTION NO. 17, 1925.

WHEREAS, according to the Acts of 1925, pages 339 to 350 of the Legislature of the State of Indiana, it is the duty of the Common Council to fix reasonable compensation for the City Clerk for additional clerical help required in making lists of voters at the last preceding election; and,

WHEREAS, John W. Rhodehamel, City Clerk, has certified to the Common Council that he has copied 100,648 names and other information, from the primary election poll books of May 5, 1925, onto lists and has certified said names to the chairmen of the Republican and Democratic parties as required by law; now therefore,

BE IT RESOLVED, by the Common Council of the City of Indianapolis, Indiana, that the compensation for the City Clerk for making such lists, be fixed at two cents (\$.02) for each name copied from the primary election poll books of May 5, 1925, to-wit: 100,648 names; and be it further,

RESOLVED, that the City Controller is hereby authorized and directed to pay to John W. Rhodehamel, City Clerk, the sum of \$2,012.96 out of money appropriated for election purposes.

Which was read a first time.

Mr. King moved that the rules be suspended and Resolution No. 17, 1925, be placed upon its passage .



The roll was called and the rules were suspended by the following vote:

Ayes, 8, viz.: Messrs. Bernd, Bramblett, Clauer, Claycombe, King, Ray, Wise and President Ben H. Thompson.

Mr. King called for Resolution No. 17, 1925, for second reading. It was read a second time.

On motion of Mr. King, Resolution No. 17, 1925, was read a third time and adopted by the following vote:

Ayes, 8, viz.: Messrs. Bernd, Bramblett, Clauer, Claycombe, King, Ray, Wise and President Ben H. Thompson.

At 8:00 o'clock p. m. a public hearing was held on General Ordinance No. 62, 1925.

#### ORDINANCES ON SECOND READING.

Mr. King called for General Ordinance No. 54, 1925, for second reading. It was read a second time.

Mr. King moved that General Ordinance No. 54, 1925, be ordered engrossed, read a third time and placed upon its passage. Carried.

General Ordinance No. 54, 1925, was read a third time and passed by the following vote:

Ayes, 8, viz.: Messrs. Bernd, Bramblett, Clauer, Claycombe, King, Ray, Wise and President Ben H. Thompson.

Mr. King called for General Ordinance No. 55, 1925, for second reading. It was read a second time.

Mr. King moved that General Ordinance No. 55, 1925, be ordered engrossed, read a third time and placed upon its passage. Carried.

General Ordinance No. 55, 1925, was read a third time and passed by the following vote:

Ayes, 8, viz.: Messrs. Bernd, Bramblett, Clauer, Claycombe, King, Ray, Wise and President Ben H. Thompson.

Mr. King called for Appropriation Ordinance No. 26, 1925, for second reading. It was read a second time.

Mr. King moved that Appropriation Ordinance No. 26, 1925, be ordered engrossed, read a third time and placed upon its passage. Carried.

Appropriation Ordinance No. 26, 1925, was read a third time and passed by the following vote:

Ayes, 8, viz.: Messrs. Bernd, Bramblett, Clauer, Claycombe, King, Ray, Wise and President Ben H. Thompson.

Mr. King called for Appropriation Ordinance No. 27, 1925, for second reading. It was read a second time.

Mr. King moved that Appropriation Ordinance No. 27, 1925, be ordered engrossed, read a third time and placed upon its passage. Carried.

Appropriation Ordinance No. 27, 1925 was read a third time and passed by the following vote:

Ayes, 8, viz.: Messrs. Bernd, Bramblett, Clauer, Claycombe, King, Ray, Wise and President Ben H. Thompson.

Mr. King called for General Ordinance No. 66, 1925, for second reading. It was read a second time.

Mr. King moved that General Ordinance No. 66, 1925, be ordered engrossed, read a third time and placed upon its passage. Carried.

General Ordinance No. 66, 1925, was read a third time and passed by the following vote:

Ayes, 8, viz.: Messrs. Bernd, Bramblett, Clauer, Claycombe, King, Ray, Wise and President Ben H. Thompson.

Mr. Claycombe called for General Ordinance No. 62, 1925, for second reading. It was read a second time.

Mr. Claycomb moved that General Ordinance No. 62, 1925, be ordered engrossed, read a third time and placed upon its passage. Carried.

General Ordinance No. 62, 1925, was read a third time and passed by the following vote:

Ayes, 8, viz: Messrs. Bernd, Bramblett, Clauser, Claycombe, King, Ray, Wise and President Ben H. Thompson.,

On motion of Mr. Claycombe, the Common Council at 8:30 o'clock p. m. adjourned.

*Ben H. Thompson*

President.

Attest:

*John W. Rhodehamel*

City Clerk.