

## REGULAR MEETING

The Common Council of the City of Indianapolis, met in the Council Chamber, Monday evening, September 17, 1923, at 7:30 o'clock in regular session, President John E. King in the chair.

Present: The Hon. John E. King, President of the Common Council, and seven members, viz.: Messrs. Bernd, Bramblett, Buchanan, Clauer, Claycombe, Ray and Thompson.

Absent: Mr. Wise.

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

### COMMUNICATIONS FROM THE MAYOR

September 8, 1923.

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

Gentlemen:

I have approved, signed and delivered to John W. Rhodehamel, City Clerk, the following ordinances:

General Ordinance No. 55, 1923, an ordinance transferring the sum of Three Thousand Eight Hundred (\$3,800.00) Dollars from the Interior Painting Fund in the Department of Public Works to the Maintenance of Tomlinson Hall Fund in the Department of Public Works, and re-appropriating the same to said fund, and declaring a time when the same shall take effect.

General Ordinance No. 94, 1923, 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 specified 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 the time when the same shall take effect," and fixing the time when the same shall take effect.

General Ordinance No. 101, 1923, an ordinance fixing and establishing the annual rates of taxation and tax levies for the year 1923 for the City of Indianapolis for each fund for which a separate tax levy is authorized by law, to be collected and expended in the year 1924, and fixing a time when this ordinance shall take effect.

General Ordinance No. 102, 1923, an ordinance authorizing the City Controller to make a Temporary Loan in the name of the City of Indianapolis, for the use of the Department of Public Parks of the City of Indianapolis, in anticipation of revenue to be received, from taxes as provided by law to enable said Department to meet a deficit for the present fiscal year, authorizing the rate of interest to be paid therefor, and fixing the time when the same shall take effect.

General Ordinance No. 103, 1923, an ordinance ratifying, confirming and approving a certain contract made and entered into on the 15th day of August, 1923, between the City of Indianapolis by and through its Board of Public Works with the approval of its Mayor, and the North Electric Manufacturing Company of Galion, Ohio, whereby the City of Indianapolis is authorized to purchase from the North Electric Manufacturing Company a private auto exchange of the Standard All Relay Type for the sum of Three Thousand Nine Hundred and Sixty-two and 31/100 (\$9,962.31) Dollars, including installation, and declaring a time when the same shall take effect.

General Ordinance No. 104, 1923, an ordinance concerning the regulation and adjustments of lights on motor vehicles within the City of Indianapolis, providing a penalty for the violation thereof, and declaring a time when the same shall take effect.

General Ordinance No. 107, 1923, an ordinance authorizing the sale of Three Hundred (300) Bonds of One Thousand (\$1,000.00) Dollars each of the City of Indianapolis, Indiana, payable from the general revenue and funds of said city, or from the sinking fund of said city, or as may be required by law for the purpose of procuring money to be used in the resurfacing and widening of streets and providing for the time and manner of advertising, sale of bonds and receipt of bids for the same, together with the mode and terms of sale, and appropriating the proceeds from the sale of said bonds to a fund to be created and known as the "Street Resurfacing Fund of 1923" of said city for use by the Department of Public Works of said city, and fixing a time when the same shall take effect.

Special Ordinance No. 17, 1923, an ordinance annexing certain territory to the City of Indianapolis, Indiana, and defining a part of the boundary line of said city and fixing a time when the same shall take effect.

Special Ordinance No. 18, 1923, an ordinance disannexing certain territory from the City of Indianapolis, Indiana, and defining the territory so disannexed and fixing a time when the same shall take effect.

Appropriation Ordinance No. 42, 1923, an ordinance appropriating moneys for the purpose of defraying current expenses of the City Government of the City of Indianapolis, Indiana, and for the use of the several executive departments thereof, for the fiscal year beginning January 1, 1924, and ending December 31, 1924, including all outstanding claims and obligations and fixing a time when the same shall take effect.

Very truly yours,

LEW SHANK,

Mayor.

## REPORTS FROM CITY OFFICERS

From the Board of Public Works:

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

Gentlemen:

At the request of the Board of Public Works I am handing you herewith for passage, an ordinance authorizing the alienation and conveyance of the following described real estate situated in Marion County, State of Indiana, to-wit:

"Part of Lot 7, Block 1, in Hacker's Addition of Outlot 9, west of White River, more particularly described as follows:

"Beginning at a point in the north line of Lot 7, which point is thirty-five (35) feet west of the northeast corner of Lot 7; thence east along north line of Lot 7, a distance of thirty-five (35) feet to the northeast corner of Lot 7; thence south along the east line of Lot 7, a distance of one hundred forty-two and 5/10 (142.5) feet, to the southeast corner of Lot 7; thence along a line in a northwesterly direction, a distance of one hundred and forty-six and 83/100 (146.83) feet to the place of beginning."

Yours truly,  
GEO. O. HUTSELL,  
Clerk Board of Public Works.

From the Board of Public Safety:

September 17, 1923.

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

Gentlemen:

The Board of Public Safety respectfully recommends the passage of an ordinance amending Sub-Section "1" of Section 4 and Section 14 of General Ordinance No. 12, 1923.

Under the provisions of this amendatory ordinance the parking of vehicles on the east side of Illinois street from Washington street to Court would be prohibited. The congested condition of traffic at this point on account of the many street cars passing this point would be greatly relieved by no parking there.

Attached hereto you will find copies of an ordinance covering the same.

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

From the Legal Department:

September 17, 1923.

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

Dear Sir:

Attached hereto please find copies of General Ordinance No. —, 1923, providing for certain levies on the taxable property of the City of Indianapolis, for the Board of Health for Board of Health purposes.

This ordinance is in compliance with a mandate issued by the judge of Room 4 Superior Court, Marion County, Indiana, on Sep-

tember 15, 1923. You will please transmit the same to the Common Council at the next meeting of that body.

Yours very truly,

WM. T. BAILEY,  
Assistant City Attorney.

## INTRODUCTION OF GENERAL AND SPECIAL ORDINANCES

By the Board of Public Safety:

### GENERAL ORDINANCE NO. 109, 1923.

AN ORDINANCE, amending sub-section "I" of Section 4, of General Ordinance No. 12, 1923, known as "The Traffic Ordinance of 1923" and also amending Section 14 of said ordinance by leaving out of said Section Sub-Section "3," 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 sub-section "I" of Section 4 of General Ordinance No. 12, 1923, by adding thereto the following, to-wit:— There shall be no parking of vehicles at any time on the east side of Illinois Street from Washington Street to Court Street, and that as so amended the said sub-section "I" of Section 4 of General Ordinance No. 12, 1923, shall read as follows:

(i) There shall be no parking at any time at the following places: The west side of Illinois Street from Washington Street to Court Street; The east side of Illinois Street from Washington Street to Pearl Street; the east side of Meridian from Washington Street to Pearl Street; the west side of Pennsylvania Street from Washington Street to Court Street; the north side of 30th Street from Fall Creek to White River; the north side of 16th Street from the Monon Tracks to Senate Avenue; the north side of St. Clair Street from the Monon Railroad tracks to Senate Avenue; south side of East 42nd Street from Carrollton Avenue to Broadway Street; the east side of Clifton Street from Roach Street to 54th Street; the north side of New York Street from Randolph Street to Emerson Avenue; the west side of Bird Street from Ohio Street to New York Street; the south side East 10th Street from Massachusetts Avenue Railroad track elevation to Olney Street; on Fourteenth Street from Illinois Street to Meridian Street; the south side of Fourteenth Street from Meridian Street to Pennsylvania Street; the south side of Forty-sixth Street from Illinois Street to the Monon Railroad tracks; the north side of Tenth Street from Meridian Street to Fall Creek; the north side of Howard Street from Harding Street to Belmont Avenue; the south side of Nineteenth Street from Illinois Street to Meridian Street; the south side of Nineteenth Street from Delaware Street to New Jersey Street; the west side of Meridian Street from Bluff Avenue to the Belt Railroad; the south side of Seventeenth Street from Meridian Street to Pennsylvania Street; the east side of Illinois Street from Washington Street to Court Street.

Section 2. Said Section 14 of General Ordinance No. 12, 1923, be and the same is hereby amended by leaving out of said Section Sub-section 3, and that as so amended said Section 14 shall read as follows:

Section 14. (a) No taxicab shall park at any place within the Congested District; except within the following places:

1. For a continuous space of one hundred fifty (150) feet on the northeast end of the first block of Kentucky Avenue, south of Washington Street, in the center of Kentucky Avenue.

2. For a continuous space of one hundred fifty (150) feet on the east end of Market Street, between Illinois Street and Capitol Avenue on the north side thereof.

3. On the north side of Jackson Place, between Illinois Street and McCrea Street, provided however, that all such taxicabs shall be parked at right angles with the north curb of Jackson Place, with the rear of such machines parked flat against the curb; and provided further that no such taxicabs shall be parked within fifty (50) feet of the east curb line of Illinois Street or the west curb line of McCrea Street.

4. Between the hours of eight o'clock a. m. and seven o'clock p. m., no vehicles except taxicabs shall park in or on any of the aforesaid spaces reserved for taxicabs.

Section 3. 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 the Legal Department:

GENERAL ORDINANCE NO. 110, 1923

AN ORDINANCE, providing for a certain tax levy in the Department of Public Health and Charities, of the City of Indianapolis, for the year 1924 for the use of the Board of Health for Board of Health purposes, in compliance with a Mandate issued by the Judge of Room 4 Superior Court, Marion County, State of Indiana, on the 15th day of September, 1923, declaring an emergency and fixing a time when the same shall take effect.

WHEREAS, the Judge of Room 4 of the Marion Superior Court of Marion County, State of Indiana, on the 15th day of September, 1923 issued a Mandate directed to the Common Council of the City of Indianapolis, Indiana, ordering said body to convene and pass an ordinance providing for a tax levy of 12 cents for the Board of Health "General Fund;" 1 cent for the "Tuberculosis Fund" and 1½ cents for the "School Health Fund", upon each One Hundred (100) Dollars of taxable property in the City of Indianapolis, for the use of the Board of Health for Board of Health purposes, in compliance with said order of said Court.

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

Section 1. That there be and is hereby levied and assessed upon all real estate and improvements and all personal property of whatsoever description, notes, bonds, stocks, choses in action of every kind and character in the city of Indianapolis, Indiana, as assessed and returned for taxation in said city for the year 1924, a tax levy of 12 cents for the Board of Health General Fund, upon each One Hundred (\$100) Dollars valuation of taxable property; a tax levy of one (1) cent for the "Tuberculosis Fund," upon each One Hundred

(\$100) Dollars valuation of taxable property, and a tax levy of one and one-half (1½) cents for the "School Health Fund," upon each One Hundred (\$100) Dollars valuation of such taxable property, to be used by the Board of Health for Board of Health purposes, as provided by law.

Section 2. That the auditor of Marion County, Indiana, be and is hereby ordered and directed to place such tax levies upon the proper tax duplicates and that the county treasurer of such county, ex-officio, city treasurer, be and is hereby ordered and directed to collect the same for the use of the Board of Health of the City of Indianapolis, for Board of Health purposes, and make due report thereof as provided by law.

Section 3. That only such parts of General Ordinance No. 101, passed by the Common Council of the City of Indianapolis, on September 3rd, 1923, as are 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.

Which was read a first time.

Mr. Claycombe moved that the rules be suspended and General Ordinance No. 110, 1923, be placed upon its passage.

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

Ayes, 8, viz.: Messrs. Bernd, Bramblett, Buchanan, Clauer, Claycombe, Ray, Thompson and President John E. King.

Mr. Claycombe called for General Ordinance No. 110, 1923, for second reading. It was read a second time.

Mr. Claycombe moved that General Ordinance No. 110, 1923, be ordered engrossed, read a third time and placed upon its passage. Carried.

General Ordinance No. 110, 1923, was read a third time and passed by the following vote:

Ayes, 8, viz.: Messrs. Bernd, Bramblett, Buchanan, Clauer, Claycombe, Ray, Thompson and President John E. King.

By the Board of Public Works:

SPECIAL ORDINANCE NO. 19, 1923.

AN ORDINANCE, authorizing the alienation and conveyance of the following described real estate situated in Marion County, State of Indiana, to-wit:—

“Part of lot 7, Block 1, Hacker’s Addition of Outlot 9, west of White River, more particularly described as follows:

“Beginning at a point in the north line of Lot 7, which point is thirty-five (35) feet west of the northeast corner of Lot 7; thence east along the north line of Lot 7, a distance of Thirty-five (35) feet to the northeast corner of Lot 7; thence south along the east line of Lot 7, a distance of One Hundred Forty-two and five tenths (142.5) feet to the southeast corner of Lot 7; thence along a line in a northwesterly direction, a distance of One Hundred Forty-six and 83/100 (146.83) feet, more or less, to the place of beginning.”

Said real estate belonging to the City of Indianapolis for public and governmental purposes, requesting the Judge of the Circuit Court to appoint appraisers for such property 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 City of Indianapolis is hereby authorized to sell, alienate and convey by warranty deed the following described real estate situated in the City of Indianapolis, Marion County, Indiana, to-wit:

“Part of Lot 7, Block 1, Hacker’s Addition of Outlot 9 west of White River, more particularly described as follows:

“Beginning at a point in the north line of Lot 7, which point is thirty-five (35) feet west of the northeast corner of Lot 7; thence east along the north line of Lot 7, a distance of thirty-five (35) feet to the northeast corner of Lot 7; thence south along the east line of Lot 7, a distance of One Hundred Forty-two and five-tenths (142.5) feet to the southeast corner of Lot 7; thence along a line in a northwesterly direction, a distance of One Hundred Forty-six and eighty-three (146.83) feet, more or less, to the place of beginning.”

For not less than the full appraised value of said real estate and the Judge of the Circuit Court is hereby requested to appoint three (3) disinterested freeholders of the City of Indianapolis to appraise said real estate, and upon the making of such appraisement by said appraisers to report such appraisement to the Board of Public Works of the City of Indianapolis, and that a copy of this ordinance be filed and presented to the Judge of the Circuit Court and referred to as and for his authority to appoint such appraisers.

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 Mr. Claycombe:

## SPECIAL ORDINANCE NO. 20, 1923.

AN ORDINANCE annexing certain territory to the City of Indianapolis, Indiana, and defining a part of the boundary line of said City, 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 City of Indianapolis be and the same is hereby extended so as to include the following described territory, all of which is hereby annexed to and made a part of the territory constituting and forming the City of Indianapolis, in Marion County, Indiana.

Section 2. Beginning at a point on the center line of Hanna Street said point being 326 feet east of the center line of Shelby Street; thence north and parallel to the center line of Shelby Street a distance of 315 feet; thence east and parallel to the center line of Hanna Street a distance of 667 feet; thence south and parallel to the center line of Shelby Street to the center line of Hanna Street thence west with and along the center line of Hanna Street to the point or place of beginning, being more particularly described as follows:

Beginning on the south line of the southwest quarter of Section Thirty (30), Township Fifteen (15) North, Range Four (4) at a point three hundred and twenty-six (326) feet east of the southwest corner of the said quarter section; thence east along the said south line six hundred and sixty-seven (667) feet to a point; thence north parallel to the west line of the said quarter section, three hundred and fifteen (315) feet to a point; thence west parallel to the south line of said quarter section, six hundred and sixty-seven (667) feet to a point, thence south parallel to the west line of the said quarter section, three hundred and fifteen (315) feet to the place of beginning, containing four and eighty-two hundredths (4.82) acres, more or less.

Section 3. This ordinance shall go into full force and effect from and after its passage.

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

## ORDINANCES ON SECOND READING

Mr. Thompson called for Appropriation Ordinance No. 36, 1923, for second reading. It was read a second time.

Mr. Thompson moved that Appropriation Ordinance No. 36, 1923, be ordered engrossed, read a third time and placed upon its passage. Carried.

Appropriation Ordinance No. 36, 1923, was read a third time and passed by the following vote:



Ayes, 8, viz.: Messrs. Bernd, Bramblett, Buchanan, Clauer, Claycombe, Ray, Thompson and President John E. King.

Mr. Thompson called for Appropriation Ordinance No. 41, 1923, for second reading. It was read a second time.

Mr. Thompson moved that Appropriation Ordinance No. 41, 1923, be ordered engrossed, read a third time and placed upon its passage. Carried.

Appropriation Ordinance No. 41, 1923, was read a third time and passed by the following vote:

Ayes, 8, viz.: Messrs. Bernd, Bramblett, Buchanan, Clauer, Claycombe, Ray, Thompson and President John E. King.

Mr. Bernd called for General Ordinance No. 82, 1923, for second reading. It was read a second time.

Mr. Clauer moved that General Ordinance No. 82, 1923, be ordered engrossed, read a third time and placed upon its passage. Carried.

General Ordinance No. 82, 1923, was read a third time and failed to pass by the following vote:

Ayes, 3, viz.: Messrs. Bernd, Bramblett and Claycombe.

Noes, 5, viz.: Messrs. Buchanan, Clauer, Ray, Thompson and President John E. King.

On motion of Mr. Claycombe, General Ordinances Nos. 63, 65, 91 and 92, 1923, were stricken from the files.

On motion of Mr. Clauer, the Common Council, at 8:55 o'clock, p. m. adjourned.

*John E. King*

Attest:

President.

*John W. Rhodehamel*

City Clerk.