

REGULAR MEETING

Monday, May 7, 1928, 7:30 P. M.

The Common Council of the City of Indianapolis met in the Council Chamber at 8:00 P. M., following a public hearing on General Ordinance 19, 1928, Vice-President Robert E. Springsteen in the chair.

The Clerk called the roll:

Present: Robert E. Springsteen, Vice-President, and seven members, viz: Earl Buchanan, Edward W. Harris, Herman P. Lieber, Albert F. Meurer, Meredith Nicholson, Paul E. Rathert, John F. White.

Absent: Edward B. Raub.

On motion of Mr. White, seconded by Mr. Harris, the reading of the minutes of the previous meeting was dispensed with.

COMMUNICATIONS FROM CITY OFFICIALS

Indianapolis, Indiana, May 1, 1928.

Mr. William A. Boyce, Jr., City Clerk, Indianapolis, Indiana:

Dear Mr. Boyce—I am enclosing herewith thirteen (13) copies of a proposed Ordinance providing for the purchase of road machinery and equipment for the Street Commissioner's Department.

The Board of Public Works requests that you present the same to the Council at its next regular meeting with the recommendation that the same be passed.

Yours very truly,
ERNEST F. FRICK,
Secretary, Board of Public Works.

Indianapolis, Indiana, May 7, 1928.

Mr. William A. Boyce, Jr., City Clerk, Indianapolis, Indiana:

Dear Sir—

We present to you herewith an Ordinance amending Section 1, Sub-section (a) of General Ordinance No. 17, 1927, regulating the "Congested District" in the City of Indianapolis, which we respectfully request you to transmit to the Common Council recommending its passage.

Yours very truly,

BOARD OF PUBLIC SAFETY,

By Fred W. Connell, President.

OTHER COMMUNICATIONS

211 Spring Street,

Indianapolis, Indiana,

February 24, 1928.

To the Members of the Common Council, Indianapolis, Indiana:

Gentlemen—

As a taxpayer and resident of the City of Indianapolis, I would respectfully request that steps be taken to bring about an investigation of the method of operating news stands in and on the public streets of this City.

I believe it will be to the best interests of citizens and taxpayers if such investigation be made and steps taken to make any changes necessary for the proper control and supervision of the operation of said news stands in and on the streets of Indianapolis.

Respectfully yours,

JAMES O. KEELEY,

Which was read and referred to the Committee on Public Welfare.

Indianapolis, Indiana, April 28, 1928.

Mr. Edward B. Raub,

Care Indianapolis Life Insurance Company,

Indianapolis.

My Dear Ed—

I inclose a petition for the change in name from Wyoming Street to Rhodius Parkway, for that part of the street which borders the Park.

Will you please examine the Street, say from South Meridian Street west, and then I believe you will agree to introduce an ordinance to accomplish the desires of the people who are buying our new modern homes on this street. If there is anything I can do to help it along kindly call on me.

I want to congratulate you on the change in complexion of your City Council, also to thank you in advance for any favor you may extend.

Yours sincerely,
FRANK L. BRIDGES.

Indianapolis, Indiana, April 28, 1928.

To the Members of the Common Council, Indianapolis, Indiana:

Gentlemen—

We who live on West Wyoming Street between Reisner Street and Belmont Avenue facing south on Rhodius Park, and who own or are buying our homes there, respectfully petition you to change the name of this street between the boundaries above set out, to Rhodius Parkway.

Our properties are all new and modern. This neighborhood is entirely different from other neighborhoods along Wyoming Street east of us. Wyoming Street neither east nor west of Rhodius Park connects with our street for several blocks. There is no real reason for this stretch along the Park being named as it is, and we feel that

Rhodus Parkway would have a significance, designating where it is located and indicating its better residence neighborhood.

Respectfully submitted:

Frank L. Bridges, Office 2004 W. Wyoming Street.

N. C. Barker, 2010 W. Wyoming Street.

Ruth Barker, 2010 W. Wyoming Street.

Ingvald Amos, 1814 W. Wyoming Street.

Alice Amos, 1814 W. Wyoming Street.

G. L. Godfrey, 824 Sheppard Street.

Lavada Godfrey, 824 Sheppard Street.

C. E. Dean, 819 Sheppard Street.

Mrs. C .E. Dean, 819 Sheppard Street.

B. L. Shew, 827 Sheppard Street.

Mae Shew, 827 Sheppard Street.

Mildred Millar, 1926 W. Wyoming Street.

R. D. Millar, 1926 W. Wyoming Street.

H. F. Shelby, 1928 Wyoming Street.

Edna M. Shelby, 1928 Wyoming Street.

Mrs. Amanda Thomas, 1922 Wyoming Street.

George W. Thomas, 1922 W. Wyoming Street.

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

PETITION

To the City Plan Commission—

We, the undersigned, owners of the property located on the south side of East Tenth Street, in the city block between Bosart Avenue and Drexel Avenue, do hereby respectfully petition this honorable board to recommend to the City Council that the property owned by us, as above described, be zoned for business purposes.

Jacob Jacquart, 2245 Central Avenue, Lot No. 106.

Frank M. Wright, 635 K. P. Bldg., Lots 103-104.

F. M. Evans, 4615 E. Tenth Street, Lot 105.

Indianapolis, Indiana, May 4, 1928.

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

The undersigned owners of real estate abutting on East Tenth Street between Drexel Avenue and N. Bosart Avenue, in the City of Indianapolis, Marion County, State of Indiana, which real estate is affected by General Ordinance No. 19, 1928, of the City Council of the City of Indianapolis, Marion County, State of Indiana, do hereby protest, object and remonstrate against any amendment, supplement, or change in Zoning Classification being made, or any action being taken to change the Zoning Classification of the above described real estate abutting on the above mentioned East Tenth Street, between the above named Drexel Avenue and Bosart Avenue, from a residence Zone Classification to a Business Zone Classification.

CHARLES F. MADINGER,

ALBERT N. NEUERBURG.

State of Indiana, Marion County, SS.

Before me, John T. Barnett, a Notary Public in and for said County, and State, this 4th day of May, 1928, personally appeared Charles F. Madinger and Albert N. Neuerburg, and acknowledged the execution of the foregoing instrument.

Witness my hand and Notarial Seal,

JOHN T. BARNETT,

Notary Public.

My Commission Expires February 20, 1932.

UNFINISHED BUSINESS

Mr. Lieber presented the following written motion:

Indianapolis, Indiana, May 5, 1928.

Mr. President—

I move that the vote by which General Ordinance No. 24 was passed on April 30, 1928, regarding "Daylight Saving" be now reconsidered by this Council inasmuch as I voted in the majority at that

time and filed proper written notice of my intention to ask reconsideration at this meeting.

HERMAN P. LIEBER,
Councilman.

The motion was seconded by Mr. White, and failed to pass by the following roll-call vote:

Ayes, 3, viz: Herman P. Lieber, Paul E. Rathert, John F. White.

Noes, 5, viz: Earl Buchanan, Edward W. Harris, Albert F. Meurer, Meredith Nicholson, Robert E. Springsteen.

Mr. Buchanan made a motion to recess for ten minutes, to give the Welfare Committee an opportunity to consider General Ordinance 19, 1928. The motion was seconded by Mr. Meurer, and the council recessed at 8:20 p. m.

The Common Council reconvened from its recess at 8.57, with the same members present as before.

COMMITTEE REPORTS

Indianapolis, Indiana, May 7, 1928.

Gentlemen—

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

We, your committee on Finance to whom was referred General Ordinance No. 25, 1928, beg leave to report that we have had said ordinance under consideration, and recommend that the same be passed.

E. W. HARRIS, Chairman.
ROBT. E. SPRINGSTEEN
ALBERT F. MEURER
HERMAN P. LIEBER
JOHN F. WHITE
Councilmen.

Indianapolis, Indiana, May 7, 1928.

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

Gentlemen—

We, your Committee on Welfare, to whom was referred General Ordinance No. 19, 1928, entitled "Rezone East Tenth—Drexel to Bosart," beg leave to report that we have had said ordinance under consideration, and recommend that the same be passed.

EARL BUCHANAN, Chairman.

MEREDITH NICHOLSON

HERMAN P. LIEBER

E. W. HARRIS

ALBERT F. MEURER

Councilmen.

By Board of Works:

GENERAL ORDINANCE NO. 29, 1928

AN ORDINANCE, providing for the purchase of two new caterpillar, or crawler, type tractors of not to exceed six (6) ton weight each, for the street commissioner, under the department of the Board of Public Works, and authorizing the trade-in or sale of five (5) four (4) cylinder Avery tractors, one (1) two (2) cylinder Avery tractor, and one (1) four (4) cylinder Huber tractor, all being used equipment in said 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 purchasing agent of the City of Indianapolis, Indiana, is hereby authorized to purchase out of the street commissioners' equipment fund, No. 72, of the Board of Public Works, two (2) new caterpillar, or crawler, type tractors of not to exceed six (6) ton weight each, the value of each of which is in excess of the statutory limit of Two Thousand Dollars (\$2,000.00), and to trade in therefor, or sell, five (5) four (4) cylinder Avery tractors, one (1) two (2) cylinder Avery tractor, and one (1) four (4) cylinder Huber tractor, now being used by said street commissioner;

all of which is hereby in all things authorized and approved by the Common Council of the City of Indianapolis, as required by law.

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 Board of Safety:

GENERAL ORDINANCE NO. 30, 1928

AN ORDINANCE, to amend Section 1, Sub-section (a) of General Ordinance No. 17, 1927, repealing all ordinances in conflict therewith and designating a time when the same shall take effect.

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

That Section 1, Sub-section (a) of General Ordinance No. 17, 1927, be amended to read as follows:

Section 1. Sub-section (a) of Section 1 of General Ordinance No. 17, 1927, is hereby amended to read as follows:

Sub-section (a). The term "Congested District" shall constitute all that part of the City included within the limits of the north curb line of North Street on the north, the west curb line of Senate Avenue on the west, the north curb line of South Street on the south and the east curb line of New Jersey Street on the east.

Section 2. This ordinance shall take effect from and after its passage and publication, according to law.

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

By Mr. White:

GENERAL ORDINANCE 31, 1928

AN ORDINANCE, amending Section 376 of General Ordinance No.

121, known as the Municipal Code of 1925, and providing rules to govern the conduct and procedure of the Common Council of the City of Indianapolis, repealing all former ordinances in conflict therewith 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 Section 376 of General Ordinance No. 121, known as the Municipal Code of 1925, be amended to read as follows:

The following rules shall govern the conduct and procedure of the Common Council:

RULE 1 REGULAR MEETINGS

Section 376. Regular meetings shall be held at 7:30 p. m., on the first and third Monday of of each month. At the hour fixed the clerk shall call the roll, noting those present and those absent. If the President be absent at the time of the first roll call, the Vice-President shall call the Council to order; and if the latter is absent, any member of the Council may, upon motion, be called to the chair, and such chairman shall act as presiding officer until the arrival of the one entitled to preside.

RULE 2 SPECIAL MEETINGS

Special meetings of the Common Council may be held upon call made as follows: By the Mayor, or by the President, or by any five (5) members of the Common Council. In every case of a call for a Special Meeting, it shall be the duty of the person authorizing the same to duly notify the City Clerk thereof, and it shall be the duty of that officer to cause notice of such meeting to be immediately served upon each member, either in person or by notice lect at his place of residence.

At Special meetings of the Common Council only such ordinances or resolutions shall be considered or acted upon, or such communications received, as are specifically stated in the call for said special meeting.

RULE 3 PRESIDENT

The presiding officer shall preserve order and decorum.

He shall decide all questions of order, subject to an appeal to the Council.

He shall vote on all questions, when the ayes and noes are taken (his name being call last), and upon all other questions, when the Council is equally divided, he shall cast the deciding vote.

He shall appoint all standing committees, as well as all special committees, that may be ordered by the Council, except as hereafter provided. All standing committees shall be appointed at the commencement of the term of Council: Provided, however, that said standing committees shall survive only during the term of the President appointing same. He shall also fill all existing vacancies that may occur in any of said committees. He shall announce the result of all votes by the Council upon all motions, resolutions, ordinances, etc., whether by roll call or by viva voce vote.

It shall be the duty of the President to sign all ordinances, orders or resolutions passed by the Council before they are presented to the Mayor, and all ordinances after enrollment, and the Journal of Proceedings.

Before putting the question to a vote of the Council, the President shall rise to his feet, but may state the question sitting.

RULE 4 CLERK

(a) It shall be the duty of the City Clerk to keep an accurate journal of the proceedings of the Common Council.

(b) He shall have one hundred fifty (150) said proceedings printed after each regular or special meeting, one copy of which shall be presented to each member within ten (10) days after the meeting, and at least fifty (50) copies of which shall be kept on file, to be bound at the end of the year, with proper index thereto, which shall be the official journal of the Common Council of the City.

(c) Immediately after each Council Meeting he shall also cause to be distributed to each member of the Council and the Mayor a Council Calendar of pending legislation.

(d). He shall arrange a roll in alphabetical order.

(e) He shall keep a proper file of all papers and documents of every kind and character, and shall hold them subject to the orders of the Common Council.

(f) He shall be the custodian of all ordinances, resolutions, petitions, memorials, and all other papers pertaining to the business of the Common Council, except when such ordinances, resolutions, petitions, memorials or other papers are necessarily in the hands of any committee for the consideration of such committee.

(g) He shall cause to be served all notices of Regular and Special Meetings of the Common Council, including all committee meetings, and all subpoenas issued by authority of the Council. He shall have delivered into the hands of the proper committee chairman all ordinances, resolutions, memorials or other papers or documents, within two days after any meeting of the Council at which the same shall have been referred to any committee, and shall be subject to any further orders by the Council or its President.

RULE 6 SERGEANT-AT-ARMS

The Common Council or its President may request the Board of Public Safety to detail a policeman to act as Sergeant-at-Arms at its Regular or Special Meetings, or at such times as may be deemed necessary.

RULE 7 COMMUNICATIONS

All communications, petitions, resolutions and memorials addressed to the Common Council and received from those other than city officials or city employes, bearing on or dealing with contemplated or pending ordinances, or otherwise, shall be referred, after reading, to the committee having such ordinances in charge. Provided, that upon unanimous vote any such communications may be referred to committee without reading.

RULE 8 PARLIAMENTARY RULES

(a) Reed's Parliamentary Rules shall be authority on all questions of parliamentary law and procedure not specifically covered by these rules.

(b) A quorum shall consist of a majority of all members elected, but no ordinance, order or resolution shall be passed, or ordinance engrossed, which shall not have received the votes of a majority of all members constituting the Common Council.

(c) No one not a member shall be permitted to address the Common Council except by permission of the President or by a majority vote of the Council. Provided, however, that any officer of the city or his authorized deputy may, when called upon by the President, make a report or give desired information.

(d) The presiding officer shall decide whether any question is carried by affirmative or negative vote; but if he be in doubt, and the "ayes" and "noes" or a division be called for, the Council shall decide. In case of a rising vote, those voting in the affirmative shall first rise and be counted; afterward those voting in the negative.

(e) There shall be eight standing committees of the Council, consisting of five members each, as follows:

- (1) Committee on Finance.
- (2) Committee on Public Works.
- (3) Committee on Public Safety.
- (4) Committee on Public Health and Charities.
- (5) Committee on Parks.
- (6) Committee on Law and Judiciary.
- (7) Committee on Elections.
- (8) Committee on City's Welfare.

(f) In addition, the President may appoint Special Committees of any odd number of members of the Council for any special purpose, either on his own motion or on motion of the majority of the Council.

(g) The Committee on Finance shall be composed of the Chairman thereof, to be appointed by the President, and the Chairman of the Committee on Public Works, Public Safety, Public Health and Charities and Public Parks, respectively.

(h) All appropriation ordinances and ordinances for the purchase of raising revenues shall be referred to said Committee on Finance.

(i) In case any business be pending in any committee, it shall be the duty of the chairman of such committee to assemble the same at least one week before the next regular meeting, and to present to said committee for action all ordinances then pending therein. Each such ordinance shall be reported back to the Council at the next regular meeting, unless a majority of said committee shall vote to postpone action. In that event the action on the motion to postpone shall be reported at the next Regular Meeting; provided, that nothing herein contained shall be construed to affect any action taken at any Special Meeting of the Council.

(j) All reports from committees shall be in writing and signed by a majority of the members thereof and shall give both the title and number of the ordinance reported on. All committees shall return all ordinances, resolutions and papers referred to them, and report upon the same to the Common Council not later than the second Regular Meeting night after the same is introduced; provided, that the Council may, at its discretion, extend the time for making such reports.

(k) Whenever there is both a majority and a minority report from the same committee on any pending ordinances, resolutions, petitions, remonstrances or filed charges, etc., the presiding officer shall immediately after the presentation of every majority and minority report, put the following question to a vote: "The question is on adopting the majority report." If the majority report be not adopted then the presiding officer shall put the question of adopting the minority report; provided, that at this time that any member may by motion attempt to have the matter in dispute reassigned to the committee from which it was reported for further investigation and report.

RULE 9 ORDINANCES

(a) Ordinances shall be of three distinct classes, viz.: first, appropriation ordinances; second, special ordinances relating to special matters; third, general ordinances relating to the government of the city. The Clerk shall keep each class of ordinances in distinct files, according to the number of their readings, and shall give each ordinance of each class a distinct number in the order of its introduction, and shall place such files on the Clerk's desk at the opening of each meeting.

(b) All ordinances shall be read three times before they may be put to vote upon passage, unless these rules shall be suspended, but no ordinance shall be put upon its passage without having been

read in its entirety at least once by the Clerk, nor shall any ordinance or resolution be passed upon the same day it is introduced, except by unanimous consent, and then only in case there are present and voting at least two-thirds of all the members-elect of the Common Council; provided, that in any case where an ordinance has been submitted to and considered by the Committee of the Whole, the rules may be suspended and such ordinance placed upon its passage by reading the same once by title only.

(c) First and third readings of ordinances shall be by title only, but all ordinances shall be read in their entirety by the Clerk upon second reading, subject to the provisions of the foregoing subdivisions.

(d) All ordinances shall be read by title only when introduced, and shall be immediately referred to the proper committee by the President, unless the Common Council shall vote to take up consideration of such ordinance in Committee of the Whole.

(e) All ordinances shall be open to amendment after second reading, but not before.

(f) After second reading all ordinances shall be ordered engrossed by the Common Council before they may be read the third time and placed upon passage, but it shall be proper to include an order for engrossment in a motion for third reading and passage, in which case the proper form of such motion shall be as follows: "I move that — Ordinance No. — be ordered engrossed, read a third time and placed upon its passage."

(g) No amendment, except to strike out, shall be in order after an ordinance has been ordered engrossed unless by unanimous consent.

(h) Any ordinance failing to receive a majority of the votes upon order for engrossment shall be considered as still upon its second reading and awaiting engrossment unless stricken from the files or otherwise disposed of by the Common Council.

(i) All votes upon the passage of ordinances and resolutions, upon motions to suspend the rules or motions to reconsider, shall be by roll call.

(j) Any ordinance may be stricken from the files at any time by a two-thirds vote of all the members elected or by a majority vote after the ordinance shall have passed a second reading.

(k) Any ordinance failing of passage or defeat because of not having received such a majority for or against passage, shall be considered as engrossed and awaiting call for third reading and final passage. Any such ordinance may be called for third reading and final passage at any subsequent meeting of the Council unless it shall have been stricken from the files or otherwise disposed of.

(l) Any amendment to an ordinance may be referred, delayed, or otherwise disposed of, without delay or prejudice to the ordinance itself.

(m) Ordinance reported back to the Council by committees on officers will take their proper place in first, second or third readings.

(n) All ordinances, resolutions, petitions, remonstrances and filed charges, etc., having once been referred to any regular or special committee may be reassigned to another regular or special committee upon the adoption of a motion made by any member to that effect in open Council meeting; providing, however, that if there shall be any changes in the office of President of the Council or changes in the personnel of committee chairmanships, then it shall be the immediate duty of the new President to reassign all those ordinances, etc., to a new committee. This rule shall also apply to the change in presiding officer at the end of each calendar year.

(o) Upon call of the roll on any question after any one member shall have voted, it shall not be in order for any member to offer remarks except in explanation of his vote; and no explanation shall be in order under the operation of the "previous question" or motion to "lay on the table."

(p) All resolutions presented for any action by the Council shall be read by the Clerk and immediately referred to a proper committee by the President, and no debate shall be in order upon such resolution until the same shall have been reported back to the Council by the committee to which it was referred.

RULE 10 PRINTING

The Common Council may, at any time, order that ordinances, resolutions, petitions, memorials or other papers shall be printed for distribution among the members or other persons.

RULE 11
MOTIONS—THEIR PRECEDENCE, ETC.

(a) When any motion is made and seconded it shall be stated by the presiding officer, or, being in writing, it shall be handed to the Clerk and read aloud before debate, and shall be entered upon the journal with the name of the member making it, unless it is withdrawn at the same meeting.

(b) Every motion shall be reduced to writing, except to adjourn; to adjourn to a day certain; to reconsider the previous question or the seconding thereof; to lay on the table; to postpone to a day certain; to postpone indefinitely; to commit; to amend; to suspend the rules, or to concur; and every other motion not so reduced to writing shall, upon the objection of any one member, be considered out of order.

(c) A motion to "lay on the table" or for the "previous question" shall not be in order if prefaced by any speech or remarks.

(d) Any motion or resolution which is in effect contemplates a violation of law, or is in conflict with any ordinance, shall be ruled out of order.

(e) A motion to adjourn can not be repeated unless other business has intervened.

(f) A motion to adjourn can not be reconsidered.

(g) Any matter laid upon the table may be taken up by a vote of the Council at any time; provided, a motion to reconsider, once laid upon the table, can not again be taken up.

(h) A motion to "reconsider," and "that when the Council adjourns it adjourns to meet on a day certain," are privileged questions, and are debatable.

(i) A business which by law or necessity must or should be transacted within or by a certain time will be considered a question of privilege.

(j) A motion to "suspend the rules" is a privileged question, is not debatable, and can not be amended except to the acceptance of the mover.

RULE 12
RECONSIDERATION

When any question has been once decided, in the affirmative or negative, any member voting with the majority may move a reconsideration thereof at the same or the next regular meeting; provided, that no such motion shall be introduced at the next or subsequent meeting, unless the member intending to make the same shall have given written notice of such intention at the meeting at which the vote which he desired to have reconsidered was taken. A resolution once adopted may be rescinded by subsequent resolution, and ordinances passed may be repealed by subsequent ordinances.

RULE 13
PREVIOUS QUESTION

The "previous question" shall be put in this form: "Shall the main question be now put?"

It shall only be admitted when decided by a majority of the members present, and, until decided, shall preclude all other motions or amendments, except the motion to adjourn. If the motion be sustained, the chair shall at once put the question, first upon the pending amendments in their order, and then upon the main question.

RULE 14
ORDER OF BUSINESS

1. The following order of business shall be observed by the Common Council at its meetings:

- (a) Calling of roll.
- (b) Reading and correcting Journal of Proceedings Regular or Special Meetings.
- (c) Communications, etc., from Mayor.
- (d) Reports, etc., from city officers and official boards and other communications.
- (e) Reports from standing committees in the following order.
 - (1) Finance
 - (2) Public Works.
 - (3) Public Safety.

- (4) Public Health and Charities.
- (5) Parks.
- (6) Law and Judiciary.
- (7) City's Welfare.
- (8) Elections.

- (f) Reports from select committees.
- (g) Introduction of appropriation ordinances.
- (h) Introduction of general and special ordinances.
- (i) Introduction of miscellaneous business.
- (j) Call for ordinances on second reading and final action.
- (k) Unfinished business.

(1) New business.

(2) When an ordinance is called for second reading, the subsequent action on the same ordinance may be had immediately before any other business is called or transacted.

(3) The reading of the journal may be dispensed with at any time by order of the Council.

(4) Special orders may be taken up immediately after "Reports from Select Committee," if so ordered by the Council.

(5) The Council may order a return to any order of business after the call of the regular order of business.

(6) The chairman of each standing committee, in the order named in Subdivision 1 of this rule, or in his absence some other delegated member of the same committee, shall have the privilege of asking for action upon all matters reported upon by his committee, before reports of other committees are considered, unless a majority or the members present decide to the contrary.

RULE 15

COMMITTEE OF THE WHOLE

(a) In forming a Committee of the Whole Council the presiding officer, leaving the chair, shall appoint a chairman to preside.

(b) When an ordinance is committed to a Committee of the Whole Council such ordinance shall be read throughout by the Clerk, and then again read and debated by sections. The body of the ordinance shall not be defaced or interlined, but all amendments, noting

the line and page, shall be duly entered by the Clerk upon a separate paper, as the same shall be agreed to by the committee and so reported to the Council; after report, the ordinance shall again be subject to be debated and amended by clauses before a question to engross it be taken.

(c) The rules of procedure in the Council shall be observed (as well as parliamentary law) in a Committee of the Whole Council, so far as they may be applicable, except the rule limiting the time of speaking; but no member shall speak more than twice to any question until every member choosing to speak shall have spoken.

RULE 16 DECORUM AND DEBATE

(a) When any member is about to speak or deliver any matter to the Council he shall rise from his seat and respectfully address himself to the presiding officer, and on being recognized may address the Council and shall confine himself to the question in debate, and avoid personalities. The Chair shall not recognize any member as in order unless he shall be in his proper seat.

(b) No member shall speak more than twice on the same question without leave of the Council, nor more than once until every member choosing to speak shall have spoken: Provided, All speeches shall be limited to five minutes, unless further time be granted by the Council. Time consumed in answering questions shall not be considered as a part of the speaker's time.

(c) When two or more members rise at the same time the presiding officer shall decide which shall speak first.

(d) While the presiding officer is putting a question or addressing the Council, or when any member is speaking, no member shall engage in any private discourse or walk across or leave the room unnecessarily.

(e) No member shall impugn the motive of any other.

(f) Any member may change his vote before the announcement of the result by the Chair. Every member must vote upon every question unless excused from voting by a majority of the members present.

(g) If any member in anywise transgress the rules of the

Council any other member may call him to order, in which case the alleged offender shall immediately take his seat, unless permitted to explain. If the question of order be decided against him he shall be liable, if the case requires it, to the censure of the Council. If the decision be in his favor he shall be at liberty to proceed.

(h) After the Council shall have been called to order by the President, Vice-President or President pro tem., no member shall absent himself from the Council Chamber without he shall have been excused by the presiding officer; Provided, however, That should such presiding officer refuse to grant such excuse, the member seeking to be excused shall have the right to demand a vote of the Council upon his request to be excused, and the affirmative vote of two-thirds of the members present shall be sufficient to excuse him from further attendance at that meeting of the Council. The question upon excusing a member, notwithstanding the refusal of the presiding officer to do so, shall be a question of privilege, and shall be immediately put to vote by the presiding officer, taking precedence of all other questions and motions that may be before the Council at that time.

When any member shall be excused in accordance with the provisions of this rule the Clerk shall note on the minutes that such leave was granted, showing whether leave was granted by the presiding officer or by vote of the Council.

RULE 17. MISCELLANEOUS RULES

When the reading of any paper is called for, if objection be made, the Council shall decide whether the paper shall be read; and no paper shall be read if objected to, without the consent of the Council.

RULE 18

No matter or proposition on a subject different from that under consideration shall be admitted under color of an amendment.

RULE 19

When any matter is postponed indefinitely it shall not again be voted upon during that or the next two succeeding meetings.

Any member may demand the "ayes and noes" upon any ques-

tion to be voted upon by the Council, and when such demand is made, the Clerk shall call the roll.

Any member may demand a division of a question when the question is capable of a division.

RULE 20 AMENDING THE RULES

These rules may be amended or annulled by a majority vote of all the members of the Common Council. All proposed amendments to the rules shall be referred to the Committee on Law and Judiciary without debate, and said committee shall have the right to report at any time, and may, at any time, report any change in the rules: Provided, however, That no vote on any amendment or resolution to annul shall be taken until at least two weeks' notice shall be given of such intended action.

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 Law and Judiciary.

ORDINANCES ON SECAND READING

Mr. Buchanan called for General Ordinance 19, 1928, for second reading. It was read a second time.

On motion of Mr. Buchanan, seconded by Mr. Lieber, General Ordinance 19, 1928, was ordered engrossed, read a third time, and placed upon its passage.

General Ordinance 19, 1928, was read a third time by the Clerk, and passed by the following roll-call vote:

Ayes, 8, ciz: Mr. Buchanan, Mr. Harris, Mr. Lieber, Mr. Meurer, Mr. Nicholson, Mr. Rathert, Mr. White, Mr. Springsteen.

Mr. Harris called for General Ordinance 25, 1928, for second reading. It was read a second time.

On motion of Mr. Harris, seconded by Mr. White, General Ordinance 25, 1928, was ordered engrossed, read a third time, and placed upon its passage.

General Ordinance 25, 1928, was read a third time by the Clerk and passed by the following roll-call vote:

Ayes, 8, viz: Mr. Buchanan, Mr. Harris, Mr. Lieber, Mr. Meurer, Mr. Nicholson, Mr. Rathert, Mr. White, Mr. Springsteen.

Mr. Lieber called for Resolution 4, 1928, for second reading. It was read a second time.

Mr. Lieber made a motion to strike Resolution 4, 1928, from the files. The motion was seconded by Mr. White, and passed by unanimous vote.

Mr. Buchanan announced that there would be a Public Hearing on Special Ordinance 1, 1928, an ordinance providing for the annexation of certain territory in Irvington, at 7:30, on Monday, May 21, 1928.

On motion of Mr. Lieber, seconded by Mr. White, the Common Council adjourned at 9:07 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, Indiana, held on the 7th day of May, 1928, at 7:30 p. m.

In witness whereof, we have hereunto subscribed our

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signatures and caused the seal of the City of Indianapolis to be affixed.

Edward B. Rauh,

President.

William A. Boyce,

(SEAL)

City Clerk