

REGULAR MEETING

Monday, May 6, 1929, 7:30 P. M.

The Common Council met in the Council Chamber at City Hall at 7:30 p. m., Monday, May 6, 1929, in regular session, President Edward B. Raub in the chair.

The Clerk called the roll:

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

On motion of Mr. Meurer, seconded by Mr. White, the reading of the Journal for the previous meeting was dispensed with.

COMMUNICATIONS FROM THE MAYOR

Mr. President and Members of the Common Council of the City of Indianapolis:

April 17, 1929.

Gentlemen:

I have this day approved with my signature and delivered to William A. Boyce, Jr., City Clerk, the following ordinances:

APPROPRIATION ORDINANCE NO. 6, 1929

AN ORDINANCE, appropriating the sum of Six Hundred Ninety-three Thousand Dollars (\$693,000.00) to be received from the sale of the "Municipal Airport Bonds" to the Board of Public Works of the City of Indianapolis, Indiana, for the purpose of acquiring the different parcels of land heretofore designated to be used as an aviation field, and for the purpose of maintaining, equipping, constructing and operating the same as a municipal airport, declaring an emergency and fixing a time when the same shall take effect.

GENERAL ORDINANCE NO. 18, 1929

AN ORDINANCE, amending General Ordinance No. 125, 1927, being an ordinance requiring the Pennsylvania Railroad Company to install flash light signals at certain street crossings, by adding thereto additional street crossings to be protected by flash light signals, and declaring a time when the same shall take effect.

Very truly yours,

L. ERT SLACK,
Mayor..

*Mr. President and Members of the Common Council of the
City of Indianapolis:*

April 22, 1929.

Gentlemen:

I have this day approved with my signature and delivered to William A. Boyce, Jr., City Clerk, the following ordinance:

GENERAL ORDINANCE NO. 8, 1929
(As Amended)

AN ORDINANCE, approving and ratifying an order adopted by the Board of Public Safety of the City of Indianapolis, which order designates the location of bus stops and taxi cab stands in the City of Indianapolis, and fixing a time when the same shall take effect.

Very truly yours,

L. ERT SLACK,
Mayor.

May 6th, 1929.

*The President and Members of the City Council, City Hall,
Indianapolis, Indiana.*

Gentlemen:

May I call your attention to a duty imposed upon the City Council of this city by an Act of the recent General Assembly, and approved March 11th, 1929, providing for the appointment of trustees for utilities in cities of the First Class, and vesting authority in the City Council

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to nominate one trustee who is to be appointed by the Mayor on such nomination, said nomination to be made not later than sixty (60) days after such act of the General Assembly became effective, to wit March 11th, 1929, having an emergency clause.

The term of such nominee, who shall be appointed by the Mayor, is for a period of two years from the date of such appointment. This nomination therefor shall be made by your honorable body not later than May 10th, 1929.

Respectfully,

L. ERT SLACK,

Mayor.

COMMUNICATIONS FROM CITY OFFICIALS

May 6, 1929.

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

Gentlemen:

Attached please find copies of General Ordinance No. 23, 1929, which calls for the transfer of One Hundred Eighty (\$180.00) Dollars from City Plan Commission Fund No. 11 and reappropriates the same to City Plan Commission Fund No. 21.

I respectfully recommend the passage of this ordinance.

Yours very truly,

STERLING R. HOLT,

City Controller.

May 4, 1929.

Mr. Sterling R. Holt, Controller, City of Indianapolis.

Dear Sir:

The City Plan Commission has directed me to request that you submit an ordinance to the Common Council, transferring the sum of One Hundred Eighty Dollars (\$180.00) from Fund 11 (Draftsman at \$1800.00) and appropriating same to Fund 21.

This transfer of funds is requested for the purpose of defraying

the expenses of two delegates to the National Conference of City Planning at Buffalo, New York, May 20-24th.

Respectfully yours,

(Signed) H. B. STEEG,
Secretary, City Plan Commission.

May 6, 1929.

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

Gentlemen:

Attached please find copies of General Ordinance No. 24, 1929, transferring moneys from certain funds and reappropriating the same to other numbered funds of the Department of Health and Charities of the City of Indianapolis.

I respectfully recommend the passage of this ordinance.

Yours very truly,

STERLING R. HOLT,

City Controller,
May 6, 1929.

The Hon. Sterling R. Holt, Controller, City of Indianapolis, Indiana.

Dear Sir:

Pursuant to instructions from the Board of Health, I am directed to request that you submit to the City Council a bill for an ordinance authorizing the following transfer of funds of the Indianapolis City Hospital budget: \$2720.00 from the Power Plant budget No. 321 to Garage budget No. 724. Also \$500.00 from Power Plant budget No. 321 to General budget No. 216.

Respectfully yours,

H. G. MORGAN.

May 6, 1929.

Wm. A. Boyce, Jr., City Clerk, City of Indianapolis.

Dear Sir:

We present to you herewith an ordinance amending Sections B-714, B-715 and B-716 of General Ordinance No. 121, 1925, which we

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respectfully request you to transmit to the Common Council recommending its passage.

Yours very truly,

BOARD OF PUBLIC SAFETY,

By Fred W. Connell, President.

April 30, 1929.

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

Gentlemen:

I submit herewith a report of the disposition of traffic violation notices from April 1st to April 22nd, when General Ordinance 9, 1929, transferring the keeping of traffic notice records to the Traffic Department went into effect:

Stubs Turned in.....		2156
Paid	372	
Exempt	576	
To Prosecutor for Affidavit	1206	
To Court	2	
	<hr/>	
	2156	2156

Very truly yours,

WILLIAM A. BOYCE, JR.,

Copy to Captain Jones.

City Clerk.

REPORTS OF STANDING COMMITTEES

Indianapolis, Ind., May 6, 1929.

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

Gentlemen:

We, your Committee on Finance, to whom was referred General Ordinance No. 20, 1929, entitled \$420,000 Bond Issue to pay Court Judgments, 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,
JOHN F. WHITE,
HERMAN P. LIEBER.

Indianapolis, Ind., March 25, 1929.

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

Gentlemen:

We, your Committee on Public Health, to whom was referred General Ordinance No. 19, 1929, beg leave to report that we have had said ordinance under consideration and recommend that the same be passed when amended.

JOHN F. WHITE, Chairman.
PAUL E. RATHERT,
EARL BUCHANAN,
ROBT. E. SPRINGSTEEN,
E. W. HARRIS.

Indianapolis, Ind., May 6, 1929.

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

Gentlemen:

We, your Committee on Finance, to whom was referred appropriation Ordinance No. 4, 1929, entitled \$11,000 for stop signs, beg leave to report that we have had said ordinance under consideration, and recommend that the same be passed when amended.

E. W. HARRIS, Chairman.

Indianapolis, Ind., May 6, 1929.

*Mr. President and Members of the Common Council of the
City of Indianapolis:*

Gentlemen:

We, your Committee on Parks, to whom was referred Special Ordinance No. 5, 1929, entitled authorizing sale of real estate, beg leave to report that we have had said ordinance under consideration, and recommend that the same be passed as amended.

HERMAN P. LIEBER, Chairman.
MEREDITH NICHOLSON,
JOHN F. WHITE,
PAUL RATHERT,
A. F. MEURER.

President Raub announced a Special Meeting for Thursday, May 9, at 8 o'clock p. m., to consider all pending business. The Clerk was instructed to issue summonses.

INTRODUCTION OF GENERAL ORDINANCES

By City Comptroller:

GENERAL ORDINANCE NO. 23, 1929

AN ORDINANCE transferring moneys from certain funds and reappropriating same to other funds and fixing a time when the same shall take effect.

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

Section 1. That the sum of One Hundred Eighty (\$180.00) Dollars; now in City Plan Commission fund No. 11 (Draftsman at \$1800.00) be and the same is hereby transferred therefrom and reappropriated to City Plan Commission Fund No. 21, Communication and Transportation.

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 Parks.

By Board of Health:

GENERAL ORDINANCE NO. 24, 1929

AN ORDINANCE, transferring moneys from certain funds and reappropriating the same to other numbered funds of the Department of Health and Charities, and fixing a time when the same shall take effect.

WHEREAS, there are not sufficient funds in Garage Fund No. 724, or City Hospital General Fund No. 216, of the Department of Health and Charities, to meet the necessary expenses legally chargeable to said funds, and

WHEREAS, there is available a surplus of Thirty-two Hundred Twenty (\$3220) Dollars remaining in Power Plant Fund No. 321, of said Department of Health and Charities, which sum will not be needed for the purposes for which same was appropriated, and

WHEREAS, an extraordinary emergency exists for the transfer and reappropriation of the funds hereinafter described, for the proper carrying on of the necessary functions and duties of the Department of Health and Charities;

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

Section 1. That the sum of Twenty-seven Hundred and Twenty (\$2720) Dollars, now in Power Plant Fund No. 321, of the Department of Health and Charities, be, and the same is, hereby transferred therefrom and reappropriated to Garage Fund No. 724, of said Department.

Section 2. That the sum of Five Hundred (\$500) Dollars, now in Power Plant Fund No. 321, of the Department of Health and Charities, be, and the same is, hereby transferred therefrom, and reappropriated to Hospital General Fund No. 216, of said Department.

Section 3. 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 Health.

By Board of Safety:

GENERAL ORDINANCE 25, 1929

ORDINANCE AMENDING GENERAL ORDINANCE NO. 121, 1925

Being an ordinance concerning the government of the City of Indianapolis, providing penalties for its violation, and with stated exceptions repealing all former ordinances, by adding thereto three new sections known as Sections B-714,, B-715, and B-716, and fixing the time the same shall take effect.

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

Section 1. That General Ordinance No. 121, 1925, being an ordinance concerning the government of the City of Indianapolis, providing penalties for its violation, and with stated exceptions repealing all former ordinances, be amended by adding thereto the following sections:

Section B-714.—DEFINITIONS—A Bulk Oil Storage Station is herein defined as a place where crude petroleum, gasoline, naphtha,

benzine, benzol, kerosine, rock oil, and earth oil, or any other liquid, except such as will stand a test of 150 degrees Fahrenheit, closed cup tester, are stored in wholesale quantities, for wholesale purposes only, where the aggregate capacity of all storage tanks is more than 6,000 gallons.

A Filling Station is defined herein as a place where gasoline, kerosine, or any other fuel for operating motor vehicles, is offered for sale to the public and deliveries are made through measuring pumps or meters into the tanks of motor vehicles.

Section B-715. No Filling Station as defined herein shall be established, erected or installed within a radius of 300 feet of any Bulk Oil Storage Station as defined herein, nor shall any Bulk Oil Storage Station be constructed, erected or installed within 300 feet of any Filling Station as herein defined, nor shall any Filling Station as defined herein be constructed, erected or installed within 300 feet of any place or location where a railway company or any person, firm or corporation has established or proposes to establish an unloading place for unloading the contents of any tank car containing crude petroleum, gasoline, naphtha, benzine, camphine, carbon oil, spirit gas, burning fluids, alcohol, spirits of turpentine, kerosine, rock oil, and earth oil.

Section B-716. It shall be unlawful to transfer kerosine, gasoline, or any other fuel for operating motor vehicles from any motor-driven tank truck or horse-drawn tank wagon into the fuel tank of any motor vehicle upon the public streets, alleys, or highways of the City of Indianapolis, Indiana.

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

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

INTRODUCTION OF RESOLUTIONS

By Mr. Springsteen:

RESOLUTION NO. 3, 1929

WHEREAS, the Interstate Transit, Inc., operating Colonial Stages, have heretofore leased a room at 104 Monument Circle for a ticket office, and now desire to use certain limited curb space in front of this office for the purpose of stopping their buses, loading and unloading passengers, and have made request therefor to the Board of Public Safety, which Board has approved the request under certain terms and conditions stated in the correspondence, copy of which correspondence is filed with this resolution, all subject to the action of this Common Council.

THEREFORE BE IT RESOLVED, That said Interstate Transit, Inc., is hereby given and granted permission, subject to further regulation or even cancellation by the City of Indianapolis, to use a limited amount of curb space, not exceeding sixty (60) feet, in front of their ticket office at 104 Monument Circle, under the direction and regulation of the Board of Public Safety for the purpose of stopping their buses and loading and unloading passengers at such place, the permission being given with the distinct understanding and agreement as disclosed in correspondence with the Mayor of the City of Indianapolis, whereby the City reserves to itself the right of supreme regulation of this privilege now and hereafter, to the advantage or disadvantage of said Interstate Transit, Inc., as the case may be:

AND with the understanding further that the Board of Public Safety may do and have the right and privilege of making and adopting certain detailed rules and regulations as to the use of said curb space, the length of time for buses to remain at said place and such other detail of use as said Board may desire to regulate and control, all without in any way binding the City of Indianapolis to an indefinite term of privilege.

ROBERT E. SPRINGSTEEN.

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

ORDINANCES ON SECOND READING

Mr. Harris called for General Ordinance 19, 1929, for second reading. It was read a second time.

Mr. White presented the following written motion to amend General Ordinance 19, 1929:

Indianapolis, Ind., May 6, 1929.

Mr. President:

I move that General Ordinance No. 19, 1929, be amended by striking out after the word "sale" in line 13 of the title of said act, the following words: "Appropriating the proceeds of said sale or sales of bonds to the Department of Health and Charities of said city."

JOHN F. WHITE.

Councilman.

The motion to amend was seconded by Mr. Harris, and passed by the following roll-call vote:

“Ayes, 9, viz: Mr. Buchanan, Mr. Harris, Mr. Lieber, Mr. Meurer, Mr. Nicholson, Mr. Rathert, Mr. Springsteen, Mr. White, and President Raub.”

Mr. White presented the following additional motion to amend General Ordinance 19, 1929:

Indianapolis, Ind., May 6, 1929.

Mr. President:

I move that General Ordinance No. 19, 1929, be amended by striking out all of Section 7 of said ordinance, inserting in lieu thereof the following: “Section 7. The bonds taken and paid for to the satisfaction of the City Controller shall be binding obligations upon the City of Indianapolis, according to their tenor and effect, and the proceeds derived from the sale or sales of bonds as herein authorized shall be used for the purposes mentioned in Section 1 of this ordinance, and subject to appropriation by the Common Council hereafter.”

JOHN F. WHITE.

Councilman.

The motion to amend was seconded by Mr. Harris, and passed by the following roll-call vote:

“Ayes, 9, viz: Mr. Buchanan, Mr. Harris, Mr. Lieber, Mr. Meurer, Mr. Nicholson, Mr. Rathert, Mr. Springsteen, Mr. White, and President Raub.”

On motion of Mr. White, seconded by Mr. Harris, General Ordinance 19, 1929, as amended, was ordered engrossed, read a third time, and placed upon its passage.

General Ordinance 19, 1929, as amended, was read a third time by the Clerk, and passed by the following roll-call vote:

“Ayes, 9, viz: Mr. Buchanan, Mr. Harris, Mr. Lieber,

Mr. Meurer, Mr. Nicholson, Mr. Rathert, Mr. Springsteen, Mr. White, and President Raub.”

Mr. Harris called for General Ordinance 20, 1929, for second reading. It was read a second time.

On motion of Mr. Harris, seconded by Mr. Rathert, General Ordinance 20, 1929, was ordered engrossed, read a third time, and placed upon its passage.

General Ordinance 20, 1929, was read a third time by the Clerk, and passed by the following roll-call vote:

“Ayes, 9, viz: Mr. Buchanan, Mr. Harris, Mr. Lieber, Mr. Meurer, Mr. Nicholson, Mr. Rathert, Mr. Springsteen, Mr. White, and President Raub.”

Mr. Lieber called for Special Ordinance 5, 1929, for second reading. It was read a second time.

Mr. Lieber presented the following written motion to amend Special Ordinance 5, 1929:

Indianapolis, Ind., May 6, 1929.

Mr. President:

I move that Special Ordinance No. 5, 1929, be amended by striking out the paragraph referring to sale of land between Northwestern avenue and Isabella street and Fall Creek Parkway, North Drive, and 24th street.

HERMAN P. LIEBER,
Councilman.

The motion to amend was seconded by Mr. Rathert, and passed by the following roll-call vote:

“Ayes, 9, viz: Mr. Buchanan, Mr. Harris, Mr. Lieber,

Mr. Meurer, Mr. Nicholson, Mr. Rathert, Mr. Springsteen, Mr. White, and President Raub."

On motion of Mr. Lieber, seconded by Mr. Rathert, Special Ordinance 5, 1929, as amended, was ordered engrossed, read a third time, and placed upon its passage.

Special Ordinance 5, 1929, as amended, was read a third time by the Clerk, and passed by the following roll-call vote:

"Ayes, 9, viz: Mr. Buchanan, Mr. Harris, Mr. Lieber, Mr. Meurer, Mr. Nicholson, Mr. Rathert, Mr. Springsteen, Mr. White, and President Raub."

Mr. Harris called for Appropriation Ordinance 4, 1929, for second reading. It was read a second time.

Mr. Harris presented the following written motion to amend Appropriation Ordinance 4, 1929:

Indianapolis, Ind., May 6, 1929.

Mr. President:

I move that Appropriation Ordinance No. 4, 1929, be amended by striking out the words "Eleven Thousand" in the fifth line and substituting therefor the words "Four Thousand Five Hundred."

Section 2. Striking out the words "Eleven Thousand" in the fifth line of this section and inserting therefor the words "Four Thousand Five Hundred."

E. W. HARRIS,

Councilman.

The motion to amend was seconded by Mr. White, but was not put to a vote.

Mr. White then made a motion to delay further consideration on Appropriation Ordinance 4 until the Special Meeting on Thursday, so that the Council might have a

report from the Board of Safety regarding prices before acting on the ordinance.

The motion was seconded by Mr. Harris, and passed by unanimous vote.

Mr. Springsteen asked for more time for the Safety Committee on General Ordinance 21, 1929.

MISCELLANEOUS BUSINESS

John A. Stettler, a representative of the mail carriers of Indianapolis, addressed the Council informally, asking repeal of the Daylight Saving ordinance.

Mr. Michael J. Shay, representing the vicinity of Butler University, spoke to the Council in behalf of his community, requesting the establishment of a fire engine house.

On motion of Mr. White, seconded by Mr. Springsteen, the Common Council adjourned at 9:30 p. m.

We hereby certify that the above and foregoing is a full, true and complete account of the proceedings of the Common Council of the City of Indianapolis, held Monday, May 6, 1929, at 7:30 p. m.

In witness whereof, we have hereunto subscribed our signatures and caused the seal of the City of Indianapolis to be affixed.

Edward B. Raub,

Attest:

President.

William A. Boyce,

City Clerk.

(SEAL)