

REGULAR MEETING

Monday, July 15, 1935.
7:30 P. M.

The Common Council of the City of Indianapolis met in the Council Chamber at the City Hall, Monday, July 15, 1935, at 7:30 p. m., in regular session. Vice-President Silas J. Carr in the chair.

The Clerk called the roll.

Present: Silas J. Carr, Vice-President, and seven members, viz: Theodore Cable, Nannette Dowd, Adolph J. Fritz, Edward R. Kealing, Willam A. Oren, John A. Schumacher, Ross H. Wallace.

Absent: Edward B. Raub.

The reading of the Journal for the previous meeting was dispensed with on motion of Mr. Fritz, seconded by Mr. Kealing.

COMMUNICATIONS FROM THE MAYOR

July 3, 1935.

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

Gentlemen:

I have today approved with my signature and delivered to Mr. Daniel J. O'Neill, Jr., City Clerk, the following ordinances:

RESOLUTION NO. 3, 1935

A resolution for the control of the disease of rabies.

GENERAL ORDINANCE NO. 43, 1935

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

GENERAL ORDINANCE NO. 45, 1935

AN ORDINANCE establishing a certain passenger and/or loading zone in the City of Indianapolis, pursuant to the provisions of Section 26 of General Ordinance No. 96, 1928, as amended by General Ordinance No. 31, 1931, as amended by General Ordinance No. 58, 1931, and fixing a time when the same shall take effect.

GENERAL ORDINANCE NO. 46, 1935

AN ORDINANCE ratifying, confirming and approving a certain contract by and between the City of Indianapolis, acting through its Board of Public Health, and J. Edwin Kopf & Deery, architects, for supervision and inspection of new City Hospital building, and fixing a time when the same shall take effect.

GENERAL ORDINANCE NO. 47, 1935

AN ORDINANCE to amend General Ordinance No. 9, 1925, known as the Official Thorofare Plan of the City of Indianapolis, and fixing a time when the same shall take effect.

APPROPRIATION ORDINANCE NO. 21, 1935

AN ORDINANCE appropriating to the Office of the Mayor, Item 3—Supplies, Fund 36—Office Supplies, the sum of One Hundred Dollars (\$100.00) from the unappropriated and unexpended balance of the general fund for the year 1934, and fixing a time when the same shall take effect.

Respectfully,

JOHN W. KERN,
Mayor.

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July 15, 1935.

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

Gentlemen:

My attention has been called to the great need existing in the Indianapolis Police Department for an additional lieutenant, and, having satisfied myself that the need does in fact so exist, I have created an additional position of lieutenant in that department, effective July 26, 1935.

I am therefore requesting the Common Council of this city to approve the creation of this position, and to provide for the transfer of sufficient funds to pay the salary of this officer.

Trusting that these matters may have your approval, I am

Very truly yours,

JOHN W. KERN,
Mayor.

COMMUNICATIONS FROM CITY OFFICIALS

July 15, 1935.

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

Gentlemen:

Attached please find copies of Appropriation Ordinance No. 22, 1935, appropriating and allocating the sum of \$85,225.95 received from the State of Indiana on July 5, 1935, as revenue under the Gasoline Tax, to various departments of the City of Indianapolis in accordance with the provisions of Section 4A of General Ordinance No. 56, 1934.

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I respectfully recommend the passage of this ordinance.

Yours very truly,

WALTER C. BOETCHER,
City Controller.

July 15, 1935.

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

Gentlemen:

Attached please find copies of Appropriation Ordinance No. 23, 1935, appropriating the sum of Three Thousand Six Hundred (\$3,600.00) Dollars from the unexpended and unappropriated balance of January 1, 1935, in the General Fund of the Department of Public Parks to certain numbered funds in the Department of Public Parks.

I respectfully recommend the passage of this ordinance.

Yours very truly,

WALTER C. BOETCHER,
City Controller.

July 13, 1935.

Honorable Walter C. Boetcher,
Controller, City of Indianapolis,

Dear Sir:

We are handing you herewith fifteen copies of an appropriation ordinance appropriating the sum of \$3600.00 from the unappropriated and unexpended balance of January 1, 1935, in the General Fund of the Department of Public Parks, and appropriating and

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apportioning the same to certain designated and numbered funds in the Department of Public Parks.

We respectfully request that you present this ordinance to the Common Council at its next meeting to be held July 22nd, 1935, with recommendations for its passage.

Yours very truly,

DEPARTMENT OF PUBLIC PARKS,
(Signed) M. E. GRIFFIN,
Secretary.

July 15, 1935.

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

Gentlemen:

Attached please find copies of General Ordinance No. 51, 1935, authorizing the City of Indianapolis to make a temporary loan in the sum of \$135,000.00 for the use and benefit of the Board of Health of said city.

I respectfully recommend the passage of this ordinance.

Yours very truly,

WALTER C. BOETCHER,
City Controller.

July 15, 1935.

Mr. Walter C. Boetcher, City Controller,
City of Indianapolis, Indiana.

Dear Sir:

Acting under instructions from the Board of Health, I am directed to request that you submit to the City Council a bill for

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an ordinance authorizing a temporary loan for \$135,000.00 for Board of Health purposes.

Respectfully submitted,

(signed) H. G. MORGAN,
City Board of Health Office.

July 15, 1935.

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

Gentlemen:

We are submitting herewith copies of General Ordinance No. 52, 1935, establishing an additional lieutenant's rank in the police department, making twelve lieutenants in place of the eleven provided for at the present time, and fixing a time when the same shall take effect.

We respectfully recommend the passage of this ordinance.

Respectfully submitted,

BOARD OF PUBLIC SAFETY,
By: THEO. H. DAMMEYER,
President.

July 15, 1935.

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

Gentlemen:

Attached please find copies of General Ordinance No. 53, 1935, transferring the sum of Nine Hundred Eighteen Dollars and Forty-two Cents (\$918.42) from Police Department Fund No. 11—Salaries and Wages, Regular—Patrolmen First Grade, and reappropriating

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the same to Police Department Fund No. 11—Salaries and Wages, Regular—Lieutenants.

I respectfully recommend the passage of this ordinance.

Yours very truly,

WALTER C. BOETCHER,
City Controller.

July 2, 1935.

Walter C. Boetcher,
City Controller,
City of Indianapolis.

Dear Sir:

The Board of Safety has approved Chief Morrissey's recommendation for the establishment of an additional lieutenant in the police department, making twelve (12) instead of the eleven (11) provided for in the present budget, and the legal department is preparing an ordinance creating this additional lieutenant's rank.

A transfer of money to meet the salary of an additional lieutenant from July 26, 1935, date ordinance is to be effective, to December 31, 1935, will be necessary and we are asking that you cause to be prepared an ordinance transferring and reappropriating the following money in the police department budget:

Nine Hundred Eighteen Dollars and Forty-two Cents (\$918.42) from Fund No. 11—Salaries and Wages, Regular—Patrolmen First Grade to Fund No. 11—Salaries and Wages, Regular, Lieutenants.

Respectfully submitted,

BOARD OF PUBLIC SAFETY,
By: THEO. H. DAMMEYER,
President.

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July 15, 1935.

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

Gentlemen:

Attached please find copies of General Ordinance No. 54, 1935, transferring moneys from certain numbered and designated funds of the Department of Public Sanitation, now under the control of the Board of Public Works and Sanitation, and re-appropriating the same to another fund of said Department of Public Sanitation.

I respectfully recommend the passage of this ordinance.

Yours very truly,

WALTER C. BOETCHER,
City Controller.

July 13, 1935.

Mr. Walter C. Boetcher,
City Controller.

Dear Sir:

The Board of Public Works and Sanitation respectfully requests that you cause to be prepared an ordinance transferring the sum of \$1500.00 from the Department of Sanitation No. 11 and the sum of \$1000.00 from Department of Sanitation No. 12, a total of \$2500.00, into Department of Sanitation No. 13.

This transfer is made necessary by the abolition of the position of attorney for the Sanitary Board as of July 1st, 1935, pursuant to the Acts of 1935. Inasmuch as there is a great deal of litigation pending and also the matter of the securing the P. W. A. Grant for the construction of the addition to the Sanitation Plant, the Board of Public Works and Sanitation with the concurrence of the Mayor is recommending that the attorneys be retained until these matters are settled.

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Kindly submit the same to the Common Council at their next meeting with the recommendation of the Board of Public Works and Sanitation that the same be passed.

Very truly yours,

BOARD OF PUBLIC WORKS AND SANITATION
By: ERNEST F. FRICK, Secretary.

P. S. Copies of proposed ordinance attached.

July 11, 1935.

Mr. Daniel J. O'Neill, Jr.,
City Clerk,
Indianapolis, Ind.

Dear Sir:

Enclosed find 14 copies of Special Ordinance No. 7, 1935, that I am presenting by request.

Yours truly,

ROSS H. WALLACE,
Councilman.

OTHER COMMUNICATIONS

STATE OF INDIANA
OFFICE OF THE STATE BOARD OF TAX COMMISSIONERS

In the matter of additional appropriations for
the City of Indianapolis, Marion County, Indiana.....No. 448

July 5, 1935.

A petition having been filed by the proper officials of the City

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of Indianapolis, Marion County, Indiana, in the matter of additional appropriations in the sum of \$10,000;

and;

This matter having been set for hearing on July 2nd at 4:00 P. M. and, the facts having been fully considered, this board now affirms the following additional appropriations:

Ordinance No. 19, Sec. 1, \$6,000, completion of restaurant in the city market

Ordinance No. 19, Sec. 2, 2,000, Digging of well in the city market

Ordinance No. 20, Sec. 1, 2,000, Back salary for one, Claude Reidenback, now reinstated in the Police Department.

STATE BOARD OF TAX COMMISSIONERS
OF INDIANA

PHILIP ZOERCHER, Chairman.

ATTEST:

SECRETARY

STATE OF INDIANA
OFFICE OF THE STATE BOARD
OF TAX COMMISSIONERS

I, C. A. Ketchum, Secretary of the state board of tax commissioners, do hereby certify that the above and foregoing is a full, true and complete copy of the order as made by this board in the above entitled matter on this the 5th day of July, 1935.

Witness my hand and the seal of this board this 5th day of July, 1935.

(SEAL)

C. A. KETCHUM,
Secretary.

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July 14, 1935.

City Council,
City Hall,
Northwest corner Alabama and Ohio Streets,

Indianapolis, Indiana.

Attention: Mrs. McCabe:

Gentlemen:

At the instance of Mr. John A. Schumacher, we enclose herewith sixteen copies of the draft of an ordinance to amend Section 45 of the Traffic Code, so as to change the direction of traffic in Muskingum Street from the north boundary of Washington Street to the south boundary of Market Street from south-bound to north-bound.

In the enclosed drafts the amendments have been underlined.

Kindly note that the last clause in Clause (b) of the enclosure, reading "all vehicles shall enter from the west and proceed east," is an amendment in *form* only, inasmuch as the language previously had read "traffic shall move in the east direction only." The change in the form of the language contained in this last clause was made for the purpose of conforming the language therein to the general form of the language contained in the rest of the section and to remove the awkward construction of the language above referred to.

We understand Mr. Schumacher will be on the lookout for these papers Monday morning.

Very truly yours,

SMITH, REMSTER, HORN BROOK & SMITH.

Mr. Fritz asked for a recess. The motion was seconded by Mrs. Dowd and the Council recessed at 8:00 p. m.

The Council reconvened at 8:45 p. m. with the same members present as before.

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COMMITTEE REPORTS

Indianapolis, Ind., July 15, 1935.

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. 50, 1935, entitled Transfer of \$125.00, beg leave to report that we have had said ordinance under consideration, and recommend that the same be passed.

ROSS H. WALLACE, Chairman
THEODORE CABLE.
SILAS J. CARR.
ADOLPH J. FRITZ.
NANNETTE DOWD.

Indianapolis, Ind., July 15, 1935.

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

Gentlemen:

We, your Committee on Public Safety, to whom was referred General Ordinance No. 21, 1935, entitled Storage of Gasoline, etc., beg leave to report that we have had said ordinance under consideration, and recommend that the same be held for further consideration.

SILAS J. CARR, Chairman.
NANNETTE DOWD.
ROSS H. WALLACE.
WM. A. OREN.
JOHN A. SCHUMACHER.

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Indianapolis, Ind., July 15, 1935.

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

Gentlemen:

We, your Committee on Public Safety, to whom was referred General Ordinance No. 37, 1935, entitled Restoring Salaries, beg leave to report that we have had said ordinance under consideration, and recommend that the same be stricken from the files.

SILAS J. CARR, Chairman.
NANNETTE DOWD.
ROSS H. WALLACE.
WM. A. OREN.
JOHN A. SCHUMACHER.

Indianapolis, Ind., July 15, 1935.

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

Gentlemen:

We, your Committee on Public Safety, to whom was referred General Ordinance No. 39, 1935, entitled Safety Gates on Pennsylvania R. R., beg leave to report that we have had said ordinance under consideration, and recommend that the same be held for further consideration.

SILAS J. CARR, Chairman.
NANNETTE DOWD.
ROSS H. WALLACE.
WM. A. OREN.
JOHN A. SCHUMACHER.

Indianapolis, Ind., July 15, 1935.

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

Gentlemen:

We, your Committee on Public Safety, to whom was referred General Ordinance No. 48, 1935, entitled Amending General Ordinance No. 28, 1931—Taxicabs, beg leave to report that we have had said ordinance under consideration, and recommend that the same be stricken from the files.

SILAS J. CARR, Chairman.
NANNETTE DOWD.
ROSS H. WALLACE.
WM. A. OREN.
JOHN A. SCHUMACHER.

Indianapolis, Ind., July 15, 1935.

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

Gentlemen:

We, your Committee on Public Safety, to whom was referred Special Ordinance No. 3, 1935, entitled Annexing territory, beg leave to report that we have had said ordinance under consideration, and recommend that the same be held for further consideration.

SILAS J. CARR, Chairman.
NANNETTE DOWD.
R. H. WALLACE.
WM. A. OREN.
JOHN A. SCHUMACHER.

Indianapolis, Ind., July 15, 1935.

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

Gentlemen:

We, your committee on Public Health and Charities, to whom was referred General Ordinance No. 49, 1935, entitled Governing Embalming of Dead Human Bodies, beg leave to report that we have had said ordinance under consideration, and recommend that the same be held for further consideration.

ADOLPH J. FRITZ, Chairman.
THEODORE CABLE.
NANNETTE DOWD.
WM. A. OREN.
EDWARD R. KEALING.

Indianapolis, Ind., July 15, 1935.

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

Gentlemen:

We, your Committee on Law and Judiciary, to whom was referred General Ordinance No. 32, 1935, entitled Repealing Special Ordinance No. 5, 1933, beg leave to report that we have had said ordinance under consideration, and recommend that the same be held for further consideration.

WM. A. OREN, Chairman.
EDWARD R. KEALING.
R. H. WALLACE.
THEODORE CABLE.
ADOLPH J. FRITZ.

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Indianapolis, Ind., July 15, 1935.

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

Gentlemen:

We, your Committee on City Welfare, to whom was referred Special Ordinance No. 2, 1935, entitled Annexing territory, beg leave to report that we have had said ordinance under consideration, and recommend that the same be held for further consideration.

JOHN A. SCHUMACHER, Chairman.
EDWARD R. KEALING.
THEODORE CABLE.
ADOLPH J. FRITZ.
R. H. WALLACE.

Indianapolis, Ind., July 15, 1935.

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

Gentlemen:

We, your Committee on City Welfare, to whom was referred Special Ordinance No. 4, 1935, entitled Annexing territory, beg leave to report that we have had said ordinance under consideration, and recommend that the same be held for further consideration.

JOHN A. SCHUMACHER, Chairman.
EDWARD KEALING.
THEODORE CABLE.
ADOLPH J. FRITZ.
R. H. WALLACE.

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City of Indianapolis, Ind.

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Indianapolis, Ind., July 15, 1935.

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

Gentlemen:

We, your Committee on City Welfare, to whom was referred Special Ordinance No. 5, 1935, entitled Annexing territory, beg leave to report that we have had said ordinance under consideration, and recommend that the same be held for further consideration.

JOHN A. SCHUMACHER, Chairman.
EDWARD R. KEALING.
THEODORE CABLE.
ADOLPH J. FRITZ.
R. H. WALLACE.

Indianapolis, Ind., July 15, 1935.

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

Gentlemen:

We, your Committee on City Welfare, to whom was referred Resolution No. 2, 1935, entitled Relocating Dog Pound, beg leave to report that we have had said ordinance under consideration, and recommend that the same be held for further consideration.

JOHN A. SCHUMACHER, Chairman.
EDWARD R. KEALING.
THEODORE CABLE.
ADOLPH J. FRITZ.
ROSS H. WALLACE.

AD. J. LAW 118 117015

INTRODUCTION OF APPROPRIATION ORDINANCES

By the City Controller:

APPROPRIATION ORDINANCE NO. 22, 1935

AN ORDINANCE appropriating and allocating the sum of Eighty-five Thousand Two Hundred Twenty-five Dollars and Ninety-five Cents (\$85,225.95), received on July 5, 1935, from the State of Indiana as revenue under the Gasoline Tax, to the following departments of the City of Indianapolis in the amount specified, in accordance with the provisions of Section 4A of General Ordinance No. 56, 1934, 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 total sum of Eighty-five Thousand Two Hundred Twenty-five Dollars and Ninety-five Cents (\$85,225.95), received on July 5, 1935, from the State of Indiana as revenue under the Gasoline Tax, be and the same is hereby appropriated, allocated and distributed to the following departments of the City of Indianapolis in the amounts specified, in accordance with the provisions of Section 4A of General Ordinance No. 56, 1934:

Board of Public Works...	21.95%	- -	\$18,707.10
City Civil Engineer	4.81%	- -	4,099.37
Street Commissioner	62.87%	- -	53,581.55
Park Department	10.37%	- -	11,360.63

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

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

By the City Controller:

APPROPRIATION ORDINANCE NO. 23, 1935

AN ORDINANCE appropriating certain moneys from the unexpended and unappropriated balance of January 1, 1935, in the General Fund of the Department of Public Parks, to certain numbered funds in the Department of Public Parks, and fixing the time when the same shall take effect.

WHEREAS, On July 4, 1935, the tool house and contents at the Charles E. Coffin Golf Course was destroyed by fire, and

WHEREAS, an emergency has arisen making it necessary for the appropriating of certain moneys from said unexpended balance to certain numbered funds for the purchase of material for the reconstruction of said tool house and the replacement of equipment, NOW, THEREFORE,

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF INDIANAPOLIS, INDIANA:

Section 1. That a part of the unexpended and unappropriated balance of January 1, 1935, of the General Fund of the Department of Public Parks, City of Indianapolis, viz., Thirty-six Hundred (\$3600.00) Dollars be, and the same is, hereby appropriated in the amounts specified to the following numbered and designated funds of said Department of Public Parks, viz:

Fund No. 12—Labor	\$ 200.00
Fund No. 41—Building Material	550.00
Fund No. 44—Electric and Miscellaneous Material.....	50.00
Fund No. 72—Equipment	2800.00
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TOTAL.....	\$3600.00

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

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

By Councilmen Fritz and Schumacher:

APPROPRIATION ORDINANCE NO. 24, 1935

AN ORDINANCE appropriating the sum of \$1,000.00 from the unexpended and unappropriated balance of the general fund for the year 1935 to the Department of Public Parks for the purpose of engaging bands to furnish band concerts in the public parks for the unexpired part of the year 1935.

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF INDIANAPOLIS, INDIANA:

Section 1. That there be and is hereby appropriated the sum of \$1,000.00 out of the unexpended and unappropriated balance of the general fund for the year 1935 and transferred to the Department of Public Parks to be expended for band concerts in the public parks of the City of Indianapolis for the unexpired part of the year 1935.

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

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

INTRODUCTION OF GENERAL AND SPECIAL
ORDINANCES

By the City Controller:

GENERAL ORDINANCE NO. 51, 1935

AN ORDINANCE authorizing the City of Indianapolis, Indiana, to make a temporary loan in the sum of One Hundred Thirty-

five Thousand Dollars (\$135,000.00) for the use of the Board of Health of said city in anticipation of and payable out of the current revenues of said Board of Health collectible in the year 1935 for general Board of Health purposes; authorizing the rate of interest to be charged therefor; providing for legal notice, and fixing a time when the same shall take effect.

WHEREAS, the Board of Health of the City of Indianapolis, Indiana, on the 12th day of July, 1935, adopted the following resolution, spread of record and made a part of the proceedings of said board, to-wit:

“BOARD OF HEALTH RESOLUTION No. 85, 1935

“WHEREAS, the Board of Health of the City of Indianapolis, Indiana, from the 10th day of August, 1935, to the 11th day of November, 1935, will be without sufficient funds with which to meet its pay-roll and current expenses necessary for the proper carrying on of the functions of said board and payable out of the general fund of said Board of Health; and

“WHEREAS, the said payroll and other necessary current expenses for said period, payable as aforesaid, will amount to approximately One Hundred Seventy-five Thousand Dollars (\$175,000.00); and

“WHEREAS, the second semi-annual installment of taxes levied by the City of Indianapolis for general Board of Health purposes in the year 1935, collectible on or before November 4, 1935, will amount to more than One Hundred Seventy-seven Thousand Five Hundred Ninety-five Dollars and Twenty-five Cents,

“NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF HEALTH OF THE CITY OF INDIANAPOLIS, INDIANA, that an ordinance be prepared and presented to the City Controller and to the Common Council of said city for passage, providing for the making of a temporary loan by said city for the total principal sum of One Hundred Thirty-five Thousand Dollars for the use of the Board of Health for the aforesaid purposes, at a rate of interest not to exceed six percent (6%) and for a period not to exceed ninety-four (94) days, said temporary loan or loans to be made in anticipation of the current revenues of

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said Board of Health, collectible in the year 1935 for general Board of Health purposes. Such loan shall bear interest only from the date the same is available for the use of the Board of Health; and

“BE IT FURTHER RESOLVED BY SAID BOARD OF HEALTH, that there be and there is hereby appropriated out of the current revenues of the said Board of Health for the year 1935, levied and collectible for said general Board of Health purposes, for the purpose of repaying said temporary loan or loans the sum of One Hundred Thirty-five Thousand Dollars (\$135,000.00)”

NOW, THEREFORE,

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF INDIANAPOLIS, INDIANA:

Section 1. That the City Controller of said City of Indianapolis be and he is hereby authorized and empowered to negotiate a temporary loan for the use of the Board of Health of said City of Indianapolis, Indiana, in anticipation of current revenues of said Board of Health for the year 1935, levied for general Board of Health purposes, actually levied and now in the course of collection, the sum of One Hundred Thirty-five Thousand Dollars (\$135,000.00) payable out of the current revenues of said Board of Health, at a rate of interest not to exceed six percent (6%) per annum and for a period not to exceed ninety-four (94) days. Said loan shall be let to the lowest and best bidder or bidders at competitive bidding on the annual rate of interest, under conditions prescribed in the notice of sale, which notice shall be published for at least one day in at least one daily newspaper of general circulation, published in said City of Indianapolis, Indiana. The Mayor and City Controller are hereby authorized and directed to execute the proper obligations of the City of Indianapolis for the amount of said loan, which obligation or obligations shall also be countersigned by the President of the Board of Health of said city. To the payment of such obligations the faith of the City of Indianapolis, Indiana, is hereby irrevocably pledged.

Section 2. Said temporary loan shall be made by borrowing the sum of One Hundred Thirty-five Thousand Dollars (\$135,000.00) for a period of ninety-four (94) days, beginning with August 10, 1935, and ending with November 11, 1935. Said loan shall mature

in full and be made payable on November 11, 1935, and shall bear interest only from the time the same is made available for the use of the Board of Health.

Section 3. The sum of One Hundred Thirty-five Thousand Dollars (\$135,000.00) of the general fund of the Board of Health is hereby set apart and appropriated to the Board of Health Fund No. 63 for the repayment of the principal of said temporary loan.

Section 4. This ordinance shall be in full force and effect from and after its passage and approval by the Mayor.

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

By the Board of Safety:

GENERAL ORDINANCE NO. 52, 1935

AN ORDINANCE creating the position of an additional lieutenant in the police department of the department of public safety of the City of Indianapolis, providing for the payment of the salary thereof, and fixing a time when the same shall take effect.

WHEREAS, on recommendation of the chief of police of the City of Indianapolis, which has been approved by the Board of Public Safety, the Mayor has advised the Common Council of said city that he has, effective July 26, 1935, on approval of the State Board of Tax Commissioners, created the position of an additional lieutenant in the police department, thus making twelve (12) lieutenants in place of the eleven (11) provided for in the present budget of the police department of said city; and

WHEREAS, the Mayor has requested this body to approve the creation of said position and to make transfer of funds for the payment of the salary of said additional lieutenant;

NOW, THEREFORE,

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF INDIANAPOLIS, INDIANA:

Section 1. That the creation by the Mayor of the position of an additional lieutenant in the police department of the City of Indianapolis be and the same is in all things hereby approved, and that provision of funds for the payment of the salary of said additional lieutenant be made.

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

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

By the City Controller:

GENERAL ORDINANCE NO. 53, 1935

AN ORDINANCE transferring moneys from Fund 11—Salaries and Wages, Regular—Patrolmen First Grade—under Item 1—Services, Personal, in the police department budget of the Department of Public Safety, and reappropriating the same to Fund 11—Salaries and Wages, Regular—Lieutenants, under the same item, 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 Nine Hundred Eighteen Dollars and Forty-two Cents (\$918.42), now in Fund 11—Salaries and Wages, Regular—Patrolmen First Grade, under Item 1—Services, Personal, in the police department budget of the Department of Public Safety, be and the same is hereby transferred therefrom and reappropriated to Fund 11—Salaries and Wages, Regular—Lieutenants, under the same item.

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

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

By the City Controller:

GENERAL ORDINANCE NO. 54, 1935

AN ORDINANCE transferring moneys from certain numbered and designated funds of the Department of Public Sanitation, now under the control of the Board of Public Works and Sanitation of Indianapolis, and re-appropriating the same to other numbered fund and fixing the time when the same shall take effect.

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF INDIANAPOLIS, INDIANA:

Section 1. That each of the following described sums of money in each of the following respective numbered funds of the Department of Public Sanitation, now under the control of the Board of Public Works and Sanitation of Indianapolis, viz:

From Accounts—

V—11	Salaries and Wages, Regular...	\$1,500.00
V—12	Salaries and Wages, Temporary..	1,000.00
	TOTAL.....	\$2,500.00

be, and each of said sums is hereby transferred therefrom, and the aggregate of said items, viz. \$2,500.00, be and the same is hereby re-appropriated to the following numbered fund of said Department of Public Sanitation, now under the control of the Board of Public Works and Sanitation of Indianapolis, viz:

To Account—

I—13	Legal Expense	\$2,500.00
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Section 2. This ordinance shall be in full force and effect from and after its passage, approval by the Mayor and publication according to law.

INDIANAPOLIS INDIANA

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

By Councilman Schumacher:

GENERAL ORDINANCE NO. 55, 1935

AN ORDINANCE providing for the amendment of Section 45 of General Ordinance Number 96, 1928, of the City of Indianapolis, as amended by General Ordinance No. 9, 1929, of the City of Indianapolis, so as to change the direction of traffic in Muskingum Street in the City of Indianapolis from the north boundary of Washington Street to the south boundary of Market Street from south bound to north bound.

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF INDIANAPOLIS, INDIANA:

Section 1. That Section 45 of the above entitled act be amended to read as follows:

SECTION 45. ONE-WAY STREETS AND ALLEYS: Upon the following named streets and alleys, which shall be designated by an appropriate sign placed and maintained by the Board of Public Safety or upon their order at every intersection where movement of traffic in the opposite direction is prohibited. all vehicular traffic shall move in one direction only, as designated herein:

(a) In all alleys in the Congested District traffic shall proceed in one direction only, entering same from the north and proceeding south or entering same from east and proceeding west; *except that in Muskingum Street between Washington and Market Streets, all vehicles shall enter from the south and proceed north.*

(b) In the Congested District in Wabash, Court, Pearl, Muskingum and Chesapeake Streets and in McCrea Street between Georgia and Louisiana Streets, and in Louisiana Street between McCrea and Meridian Streets, all traffic shall move in one direction only, entering from the north and proceeding south, and entering from the east and proceeding west, *except*

that in Muskingum Street between Washington and Market Streets, all vehicles shall enter from the south and proceed north, and except in Louisiana Street, between McCrea and Meridian Streets, all vehicles shall enter from the west and proceed east.

(c) In Court Street from New Jersey to West Street, and in Pearl Street from New Jersey to West Streets, traffic shall enter from the east and proceed to the west only.

(d) The following named streets are hereby declared to be one-way streets from the hours of 8:00 A. M. to 7:00 P. M., between the points hereinafter designated: Bird Street, northbound traffic only from Ohio to New York Street; Chesapeake Street, northbound traffic only from Delaware Street to Capitol Avenue; Hudson Street, northbound traffic only from New York Street to Ohio Street.

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

By Councilmen Schumacher and Fritz:

GENERAL ORDINANCE NO. 56, 1935

AN ORDINANCE providing for the inspection of motor vehicles.

WHEREAS, the great number of persons injured and killed in motor vehicle accidents is, in no small measure, due to the operation of vehicles which are not equipped with proper brakes and connections, lights, signaling devices, windshield wipers, reflectors, stop lights, draw bars and couplings, tires, rear vision mirrors or reflectors, steering mechanism, wheel alignment and other safety factors which do not meet the standards of safety fixed by lawful authority; and

WHEREAS, the power to make inspections and tests of motor vehicles, granted to regularly constituted police forces of this state, has not, in this city been efficiently exercised because of lack of facilities and equipment;

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF INDIANAPOLIS:

INDIANAPOLIS RECORDS

Section 1. The term "motor vehicle," as used in this ordinance, shall be construed to include automobiles, busses, trucks, tractors, trailers, semi-trailers and all other vehicles propelled other than by muscular power, excepting traction engines, tractors used exclusively in drawing or propelling farm machinery, road rollers, road or street sprinklers, motor vehicles running only upon rails or tracks, fire engines and wagons, municipal owned ambulances and police patrol wagons.

The word "Board" shall mean the Board of Public Safety in charge of the regularly constituted police force of the City of Indianapolis.

The words "brakes," "lights," "signalling devices," "windshield wipers," "reflectors," "stop lights," "draw bard and couplings," "tires," "rear vision mirrors" or "reflectors," "steering mechanism" and "wheel alignment" and other words and phrases used in the statute and in this ordinance are declared to be defined in the same manner as like words and phrases are defined in or under the motor vehicle laws of the State of Indiana.

Section 2. The Board of Public Safety of the City of Indianapolis is hereby authorized and directed to establish at a convenient place or places within the City of Indianapolis one or more stations where tests of automobiles may be made; to provide such mechanical devices and equipment at such station or stations as shall be sufficient to make, with precision, lawful tests of motor vehicles; to conduct the tests of motor vehicles as by the motor vehicle laws of the State of Indiana authorized; to provide for such personnel to make said tests and to operate said stations as said Board may determine to be necessary and efficient to perform the duties authorized by this ordinance or by law; and to prepare and furnish certificates or tags to be attached to motor vehicles inspected which shall successfully pass the tests of safety required by law.

Section 3. Said Board shall, upon the completion of its arrangements for the testing of motor vehicles, give notice to the vehicle owners affected hereby of such readiness for testing, which notice shall designate the location of the established testing station or stations, the date on which inspections shall begin, the hours and days during which such stations will be open to conduct tests. Said notice shall be published at least one time in each of two newspapers of general circulation printed and published in the City of Indianapolis,

not less than five days before the date upon which said stations shall be open to conduct tests. Said notice may contain any other information the Board may deem advisable to publish.

Section 4. It shall be unlawful for any person to use any such testing station or the equipment thereof for the purpose of making repairs to motor vehicles.

Section 5. It shall be unlawful for any officer or employee of the City of Indianapolis engaged, directly or indirectly, in the making of the inspections and tests, to recommend or suggest, while in the performance of his testing and inspection duties, the name of any person, firm or corporation engaged in the business of repairing motor vehicles.

Section 6. It shall be unlawful for any person, firm or corporation to advertise for or solicit motor vehicle repair work on the premises of any inspection station or on the highway immediately adjacent thereto.

Section 7. Every licensed motor vehicle operated upon the public highways within the corporate limits of the City of Indianapolis, owned by a resident of Indianapolis or by any person, firm or corporation maintaining in Indianapolis a place of business, other than the United States of America, shall be presented, at least two times each year, at an established station for inspection by said Board; provided, however, if the notice published, as required in Section 3 hereof, shall establish a time well within the calendar year when the first tests shall commence, the first period of inspection may be for a greater or lesser period of time than six (6) months, and may end with the last day of the calendar year in which said notice has been published, to the end that the semi-annual inspection periods may commence with the first day of the next year.

To avoid inconvenience and confusion, the Board may distribute the total inspections of motor vehicles, for any inspection period, over the whole or any part of said period, and, to aid in the orderly presentation of motor vehicles for inspection, may mail notices to the owners of motor vehicles to present same for inspection at designated inspection stations and within the time allotted in such notice, or may give notice in any other form determined by the Board to the said owners of motor vehicles.

The owner of each motor vehicle falling within the class herein specified shall present same for inspection by said Board at the time and place designated in any notice given by the Board; provided, however, that the failure to receive or observe notice shall not excuse any owner from presenting his respective motor vehicle for inspection within each six months period.

The owner of any motor vehicle may present same for test to any authorized station for inspection at any time and without notice, and if the same shall be tested and a certificate of inspection shall be attached thereto, said owner shall not be required to present said motor vehicle for another test during said period, unless he receives specific notice that the same shall again be presented for reinspection. The presentation of a vehicle for inspection within any designated inspection period shall not excuse the presentation thereof for inspection during the next inspection period.

Section 8. If, on inspection, any motor vehicle is found by test to meet the standards of safety fixed by lawful authority, said Board shall thereupon issue a certificate evidencing such successful passage of inspection and the date of such inspection, which certificate shall thereafter be visibly displayed at such place upon or in such motor vehicle as the same shall be attached by the inspector.

So long as said motor vehicle shall be in service, it shall be unlawful to alter, remove, forge, imitate, deface, destroy, cover up or mutilate any such certificate, until said vehicle has again successfully passed inspection.

In the event any authorized and issued certificate shall be lost, damaged or destroyed, the owner of said vehicle shall promptly return said vehicle to the station that issued said certificate, for a new test, and, if said motor vehicle shall again meet the requirements of this ordinance, the Board shall, without cost, issue a new certificate to said owner.

If any motor vehicle shall fail to meet the standard of inspection established by law or ordinance, no certificate shall be issued therefor by the Board, but said Board shall issue to the person presenting said motor vehicle a written statement of the particulars in which same has been found to be defective.

Section 9. The action of the Board in refusing to issue a certificate evidencing that said motor vehicle has successfully passed the test as by law or this ordinance prescribed may be reviewed by any court of record in Marion County, on appeal, to be taken in the same manner as appeals from Boards of County Commissioners; but during such appeal the owner of such vehicle shall not operate the same upon the public highways of the City of Indianapolis, excepting to move the same to a place for repair and return to the station to be reinspected.

Section 10. After notice shall be given to the owner of any motor vehicle to present the same for inspection, it shall be unlawful for any person to continue to operate said vehicle upon the highways of the City of Indianapolis after the expiration of the time fixed in said notice, unless the same shall be submitted for inspection and carries a certificate evidencing that it has passed inspection; provided, however, that this prohibition shall not prevent the movement of said motor vehicle, if it has been submitted for but failed to pass inspection, from the inspection station to a place of repair and return for reinspection. The Board may demand, however, the presentation of any motor vehicle for reinspection, notwithstanding the fact it carries a certificate.

Section 11. Notwithstanding the fact that any motor vehicle shall properly carry a certificate of inspection as herein authorized, if the owner and/or driver thereof has reason to believe that said motor vehicle has become unsafe for operation upon public highways, it shall be his duty to cause the same to be promptly presented to an inspection station for reinspection; provided, however, that this action of the ordinance shall not apply to lights, signalling devices, mirrors or tires, if the same shall be immediately properly replaced or repaired when found to be defective.

Section 12. If, subsequent to the making of inspection of any motor vehicle as herein required, the same shall be sold and the possession transferred from one person to another, such motor vehicle shall, within five days of such transfer, be presented to an inspection station for reinspection; provided, however, that this section shall not apply to sales of newly manufactured motor vehicles by authorized dealers or agencies which bear an inspection certificate, nor to used cars sold by individual owners to authorized dealers and agencies, but when resold or used by said agency or dealer, they shall be reinspected and subject to this ordinance.

Section 13. The inspection of motor vehicles required by this ordinance shall include brakes, lights, signalling devices, windshield wipers, rear vision mirrors, reflectors, steering mechanism, wheel alignment and tires, and such other safety factors as may enable said Board to determine that each motor vehicle inspected is safe for operation on the public highways in the City of Indianapolis.

Section 14. The Board is authorized, in the interest of safety, to inspect motor vehicles operated upon the public highways in the City of Indianapolis and which are not owned by residents of the City of Indianapolis or by any person, firm, or corporation maintaining a place of business in the City of Indianapolis, as in this ordinance required, and to issue or refuse to issue certificates of successful passage of inspection, as in this ordinance provided; but, in such event, the person presenting said vehicle for inspection shall pay the same fees for said inspection, when a certificate of approval has been issued, as in this ordinance provided.

Section 15. Upon the issuance of any certificate of satisfactory passage of inspection, the Board shall charge and collect from the person presenting the vehicle for inspection the sum of One (\$1.00) Dollar; provided, however, that not more than One (\$1.00) Dollar in fees shall be charged by said Board for certificates issued with respect to any particular motor vehicle within the period of any twelve months, and provided, further, that no fee shall be charged or collected from the State of Indiana, the United States of America or from any municipal corporation of the State of Indiana.

All monies collected by the Board shall be deposited with the Controller, who shall credit the same to an account of the general fund, to be known as "The Motor Vehicle Inspection Fund," and may be used to defray the expenses of said Board in the performance of said tests. Any additional expenses necessary in carrying out the provisions of this ordinance by the Board shall be made available from such source and in such manner as may be determined by the Common Council from time to time.

Section 16. Any person who shall violate any of the provisions of this ordinance or shall fail or refuse to obey any police order given hereunder or in accordance with the motor vehicle law of the State of Indiana shall, upon conviction, be fined in any sum not exceeding Twenty-five (\$25.00) Dollars and, upon failure to pay such fine and costs, shall be imprisoned in the County Jail and shall serve

such time at the rate of One (\$1.00) Dollar per day. Each day's violation of this ordinance shall constitute a separate offense; provided, however, that no owner will be deemed guilty of wilfully violating the terms of this ordinance who shall possess a certificate lawfully issued within the last inspection period and who has not yet received notice to present his motor vehicle for reinspection in the next succeeding period, unless more than six months shall have expired since the date of the last inspection.

Section 17. The Board of Public Safety of the City of Indianapolis is hereby authorized to issue and promulgate such rules and regulations as may be found necessary to administer this ordinance, and in keeping with the motor vehicle laws of the State of Indiana.

Section 18. All ordinances or parts of ordinances in conflict herewith are hereby repealed.

If any of the Sections or provisions of this ordinance shall be held invalid, such invalidity shall not be construed to invalidate, effect or change the other sections or provisions hereof.

Section 19. This ordinance shall be in full force and effect from and after its passage, publication and approval, according to law.

Adopted by the Common Council of the City of Indianapolis, Indiana, this.....day of....., 1935.

Approved this.....day of....., 1935.

.....
Clerk.

.....
Mayor.

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

INDIANAPOLIS

By Councilman Fritz:

GENERAL ORDINANCE NO. 57, 1935

AN ORDINANCE repealing Sections 633, 634 and 635 of General Ordinance No. 121, 1925, 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 Sections 633, 634 and 635 of General Ordinance No. 121, 1925, be and the same are hereby repealed.

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

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

By Mrs. Dowd:

SPECIAL ORDINANCE NO. 6, 1935

AN ORDINANCE changing the name of Liberty Street, beginning at its intersection with Massachusetts Avenue and extending thence south to Washington Street, to Park Avenue, 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 name of Liberty Street, beginning at its intersection with Massachusetts Avenue and extending thence south to Washington Street, be and the same is hereby changed to Park Avenue.

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

Which was read the first time and referred to the Committee on City Welfare.

By Councilman Wallace:

SPECIAL ORDINANCE NO. 7, 1935

Be it ordained by the Common Council of the City of Indianapolis that the following described real estate contiguous to the City of Indianapolis be and the same is hereby annexed to the City of Indianapolis:

Section 1. Beginning at the center of the intersection of 38th Street and Emerson Avenue; thence East along the center line of 38th Street 104 feet; thence South 200 feet; thence West 104 feet to the center of Emerson Avenue; thence North to the place of beginning.

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

Which was read the first time and referred to the Committee on City Welfare.

ORDINANCES ON SECOND READING

Mr. Wallace called for General Ordinance No. 50, 1935, for second reading. It was read a second time.

On motion of Mr. Wallace, seconded by Mr. Oren, General Ordinance No. 50, 1935, was ordered engrossed, read a third time and placed upon its passage.

General Ordinance No. 50, 1935, was read a third time by the Clerk and passed by the following roll call vote:

Ayes, 8, viz: Mr. Cable, Mrs. Dowd, Mr. Fritz, Mr. Kealing, Mr. Oren, Mr. Schumacher, Mr. Wallace, Vice-President Carr.

Mr. Wallace called for General Ordinance No. 37, 1935, for second reading. It was read a second time.

Mr. Fritz made a motion that the report of the committee to strike General Ordinance No. 37, 1935, from the files, be tabled. It was seconded by Mr. Kealing, but failed of passage as shown by the following roll call vote:

Ayes, 2, viz: Mr. Fritz and Mr. Kealing.

Noes, 6, viz: Mr. Cable, Mrs. Dowd, Mr. Oren, Mr. Schumacher, Mr. Wallace, Vice-President Carr.

Mr. Wallace made a motion that the committee report be accepted and that General Ordinance No. 37, 1935, be stricken from the files. It was seconded by Mr. Schumacher and passed by the following roll call vote:

Ayes, 6, viz: Mr. Cable, Mrs. Dowd, Mr. Oren, Mr. Schumacher, Mr. Wallace, Vice-President Carr.

Noes, 2, viz: Mr. Fritz and Mr. Kealing.

Mr. Wallace called for General Ordinance No. 48, 1935, for second reading. It was read a second time.

Mr. Wallace made a motion that General Ordinance No. 48, 1935, be stricken from the files. It was seconded by Mr. Kealing and passed by the following roll call vote:

Ayes, 8, viz: Mr. Cable, Mrs. Dowd, Mr. Fritz, Mr. Kealing, Mr. Oren, Mr. Schumacher, Mr. Wallace, Vice-President Carr.

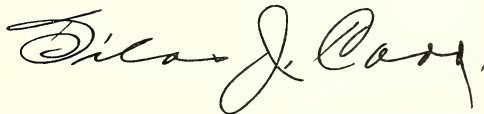
MISCELLANEOUS BUSINESS

By a unanimous vote of those present, the committee reports were accepted to hold for further consideration the following: General Ordinances No. 21, No. 32, No. 39, No. 49; Special Ordinances No. 2, No. 3, No. 4, No. 5, and Resolution No. 2, all of 1935.

On motion of Mrs. Dowd, seconded by Mr. Kealing, the Common Council adjourned at 9:05 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, held on the 15th day of July, 1935, 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.



Vice-President.

Attest:



City Clerk.

(SEAL)

INDIANAPOLIS