

REGULAR MEETING

Monday, June 15, 1936,

8:30 P. M.

The Common Council of the City of Indianapolis met in the Council Chamber at the City Hall, Monday, June 15, 1936, at 8:30 p. m., in regular session. President Edward B. Raub in the chair.

The Clerk called the roll.

Present: Edward B. Raub, President, and seven members, viz: Theodore Cable, Silas J. Carr, Nannette Dowd, Edward R. Kealing, William A. Oren, John Schumacher, Ross H. Wallace.

Absent: Adolph J. Fritz.

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

COMMUNICATIONS FROM THE MAYOR

Indianapolis, Ind., June 3, 1936.

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

Gentlemen:

I am today approving and returning to the City Clerk, Mr. Daniel J. O'Neill, the following ordinances:

APPROPRIATION ORDINANCE NO. 17, 1936

AN ORDINANCE appropriating the sum of Ten Thousand Dollars (\$10,000.00) from the unappropriated and unexpended balance of December 31, 1935, in the General Fund of the Department of Public Parks, to the Department of Public Parks Budget Fund No. 43—Street and Alley Materials, and fixing a time when the same shall take effect.

APPROPRIATION ORDINANCE NO. 18, 1936

AN ORDINANCE of the City of Indianapolis, Indiana, appropriating the sum of Three Hundred Thousand Dollars (\$300,000.00) to pay certain outstanding bonds of said city not provided for in existing budgets and levies, and fixing a time when the same shall take effect.

GENERAL ORDINANCE NO. 41, 1936

As Amended

AN ORDINANCE amending Section 6 of General Ordinance No. 87, 1935, and naming an effective date.

Respectfully,

JOHN W. KERN,

Mayor.

Indianapolis, Ind., June 4, 1936.

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

Gentlemen:

I am returning to the City Clerk unsigned General Ordinance No. 33, 1936, "An Ordinance transferring moneys from a certain fund in the Department of Public Safety, reappropriating and reallocating the same to another fund in said department, and fixing a time when the same shall take effect."

This I am doing for the reason that a mistake was made in drafting the ordinance, in that the transfer of funds as set out in said ordinance is from Police Department Fund No. 11 to Police Department Fund No. 12, whereas the transfer should have been from Police Department Fund No. 11 to Board of Safety Fund No. 12.

It is my hope that in reconsidering this matter, the members of the Common Council will follow the recommendation of the Board of Safety and make available a more adequate fund for the use of the Merit Commission.

The City of Indianapolis is extremely fortunate in having as members of the Commission men of such standing and ability as Mr. Rowland Allen, Dr. Pfaff and Dr. DeArmond, whose services are and will be invaluable in establishing the Merit System in the Police and Fire Departments on a working basis, and in conformity with the spirit of the Merit System Act. I am sure that the citizens of Indianapolis favor the Merit System as applied to the Police and Fire Departments, and have confidence in the personnel of the Merit Commission, and I further feel that a refusal to appropriate adequate funds for the use of the Merit Commission may result in seriously hampering the establishment of the Merit System in these departments in its initial and most important stage.

Respectfully yours,

JOHN W. KERN,

Mayor.

COMMUNICATIONS FROM CITY OFFICIALS

Indianapolis, Ind., June 15, 1936.

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

Gentlemen:

Attached please find copies of Appropriation Ordinance No. 21, 1936, appropriating the sum of Nine Hundred Three Dollars and Forty-six Cents (\$903.46) from the unexpended and unappropriated 1935 balance of the general fund for the use of the Department of Law in payment of judgments.

I respectfully recommend the passage of this ordinance.

Yours very truly,

WALTER C. BOETCHER,

City Controller.

Indianapolis, Ind., June 12, 1936.

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

Dear Sir:

Attached please find nineteen copies of an appropriation ordinance, appropriating to Department of Law Fund 53—Refunds, Awards and Indemnities, the sum of \$903.46 from the unexpended and unappropriated 1935 balance of the general fund, to be used in the payment of judgments rendered in Marion Superior Court, Room 1, to certain employees of the Board of Health of the City of Indianapolis, for services rendered from December 16, 1935, to December 31, 1935. The judgments amounted to \$843.91 and the costs to \$59.55, making a total of \$903.46. The twenty-seven persons who obtained these judgments were regular employees of the Department of Public Health and Charities throughout the year 1935. Due to the fact that the amount appropriated in the annual budget for 1935 was insufficient to pay the compensation to which these persons were entitled, they did not receive any compensation from December 16, 1935, to December 31, 1935. It is my opinion that money should be appropriated to the Department of Law so that the total amount of the judgments and costs may be paid by this department, as in the case of all other judgments rendered against the City of Indianapolis.

I recommend the passage of this ordinance.

Very respectfully yours,

JAMES E. DEERY,
Corporation Counsel.

Indianapolis, Ind., June 13, 1936.

Mr. Daniel J. O'Neill,
City Clerk,
Police Headquarters,
City.

Dear Sir:

In re: General Ordinance No. 42, 1936.

I am enclosing herewith copies of a proposed ordinance wherein the City of Indianapolis by and through its proper officers was authorized to transfer title of lots numbered 77, 78 and 81 in Floral Park Addition to the City of Indianapolis, and lots 40, 41 and 42 in C.

Jennings Subdivision of Floral Park Addition to the City of Indianapolis, to the Indianapolis Water Company, in an even purchase of sale for land of the Indianapolis Water Company, in the amount of approximately 23 acres of ground, which is a part of our Flood Prevention Program and Boulevard Project, from 16th Street to the Central Canal.

These provisions were contained in an agreement between the City of Indianapolis, by and through its Board of Public Works and Sanitation and the Indianapolis Water Company, October 2, 1935.

Will you kindly submit the same to the Common Council at its next meeting with the recommendation of the Board of Public Works and Sanitation that the same be passed under suspension of rules.

This is made necessary due to Circuit Court adjourns July 1st, and it will take a week or ten days for the appraisers to be appointed and make their report to the Court before adjournment.

Very truly yours,

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

Indianapolis, Ind., June 15, 1936.

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

Gentlemen:

We are submitting herewith an ordinance establishing the following bus zones and respectfully recommend its passage:

On the east side of Illinois Street starting at a point 49 feet north of the north curb line of Chesapeake Street and extending north for a distance of 25 feet—in front of the Lockerbie Hotel Grill.

On the south side of Market Street starting at a point 32 feet east of the east curb of Capitol Avenue and extending east for a distance of 45 feet—in front of the Harrison Hotel Coffee Shop—149 West Market Street.

Respectfully submitted,

BOARD OF PUBLIC SAFETY,
BLYTHE Q. HENDRICKS,
Executive Secretary.

Indianapolis, Ind., June 15, 1936.

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

Gentlemen:

We are submitting herewith an ordinance establishing the following loading zones and respectfully recommend its passage:

Wm. H. Block Co.—18 foot zone on Illinois Street at the north entrance to building—and

18 foot zone on Market Street at the east entrance to building.
Winter Apartment—18 foot zone at 1321 North Meridian Street.
Pearson Furniture Co.—18 foot zone at 32-34 Kentucky Avenue.

Respectfully submitted,

BOARD OF PUBLIC SAFETY,
BLYTHE Q. HENDRICKS,
Executive Secretary.

Indianapolis, Ind., June 15, 1936.

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

Gentlemen:

Attached please find copies of General Ordinance No. 45, 1936, creating Fund No. 12—Salaries and Wages, Temporary, Department of Public Safety Administration budget, and transferring thereto the sum of Eighteen Hundred (\$1,800.00) Dollars from Police Department Fund No. 11—Salaries and Wages, Regular, Patrolmen First Grade, for the purpose of paying salaries of the Merit Commission for their services in connection with the Police Department Training School.

I respectfully recommend the passage of this ordinance.

Yours very truly,

WALTER C. BOETCHER,
City Controller.

Indianapolis, Ind., June 9, 1936.

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

Dear Sir:

The Board of Safety respectfully requests that you cause to be prepared an ordinance setting up Fund No. 12 in the Board of Safety budget and transfer thereto:

Eighteen Hundred (\$1,800.00) Dollars from the Police Department budget, Fund No. 11—Salaries and Wages, Regular—Patrolmen First Grade, and reappropriate this amount to the Board of Safety budget, Fund No. 12—Salaries and Wages, Temporary, for the purpose of paying the services of the Merit Board Commissioners.

We ask that this ordinance be presented to the Common Council at their next regular meeting on June 15, 1936.

Respectfully submitted,

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

Indianapolis, Ind., June 15, 1936.

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

Gentlemen:

Attached hereto are eighteen copies of Resolution No. 2, 1936, relative to a more equitable arrangement between the City of Indianapolis and the Indiana Bell Telephone Company with reference to a larger payment by the said telephone utility to the said city for the use of its said streets and public places.

Yours very truly,

THEODORE CABLE,
Councilman.

Mr. Cable asked for a recess. The motion was seconded by Mr. Carr and the Council recessed at 8:40 p. m.

The Council reconvened at 9:10 p. m. with all members present as Mr. Fritz entered during the recess.

COMMITTEE REPORTS

Indianapolis, Ind., June 15, 1936.

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. 27, 1936, entitled Repealing picketing ordinance, beg leave to report that we have 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., June 15, 1936.

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. 33, 1936, entitled Concerning salaries of police and firemen, 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., June 15, 1936.

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, 1936, entitled Bus zone on east side of Illinois Street, 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., June 15, 1936.

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. 38, 1936, entitled Transfer of \$7,127.76—Board of Public Safety, beg leave to report that we have had said ordinance under consideration, and recommend that the same be passed.

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

Indianapolis, Ind., June 15, 1936.

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

Gentlemen:

We, your Committee on Public Works, to whom was referred General Ordinance No. 40, 1936, entitled Ratifying agreement of Indianapolis Railways, Inc., with the Board of Works and Sanitation,

beg leave to report that we have had said ordinance under consideration, and recommend that the same be held for further consideration.

THEODORE CABLE, Chairman.
ROSS H. WALLACE.
SILAS J. CARR.
WM. A. OREN.
JOHN A. SCHUMACHER.

Indianapolis, Ind., June 15, 1936.

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

Gentlemen:

We, your Committee on Public Works, to whom was referred Appropriation Ordinance No. 20, 1936, entitled Appropriating the sum of \$2,000.00—Engineer's Department, beg leave to report that we have had said ordinance under consideration, and recommend that the same be passed.

THEODORE CABLE, Chairman.
ROSS H. WALLACE.
SILAS J. CARR.
WM. A. OREN.
JOHN A. SCHUMACHER.

Indianapolis, Ind., June 15, 1936.

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 Appropriation Ordinance No. 19, 1936, entitled Appropriating \$600.00 to Board of Health, 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 KEALING.

Indianapolis, Ind., June 15, 1936.

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. 35, 1936, 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 stricken from the files.

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

Indianapolis, Ind., June 15, 1936.

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

Gentlemen:

We, your Committee on Public Parks, to whom was referred Special Ordinance No. 3, 1936, 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.

- NANNETTE DOWD, Chairman.
- SILAS J. CARR.
- ADOLPH J. FRITZ.
- WM. A. OREN.
- EDWARD KEALING.

INTRODUCTION OF APPROPRIATION ORDINANCES

By the City Controller:

—APPROPRIATION ORDINANCE NO. 21, 1936

AN ORDINANCE appropriating the sum of Nine Hundred Three Dollars and Forty-six Cents (\$963.46) from the unexpended and

unappropriated 1935 balance of the general fund, for the use of the Department of Law in payment of judgments, and fixing a time when the same shall take effect.

WHEREAS, Glen Burton and twenty-six (26) other persons did, on the 2nd day of February, 1936, obtain separate judgments against the City of Indianapolis, in cause No. A-86556 in the Marion Superior Court, Room 1, which separate judgments total in amount Eight Hundred Forty-three Dollars and Ninety-one Cents (\$843.91), and the costs therein in the amount of Fifty-nine Dollars and Fifty-five Cents (\$59.55), which judgments and costs amount to Nine Hundred Three Dollars and Forty-six Cents (\$903.46); and

WHEREAS, said judgments were obtained by the plaintiffs for services rendered from December 16, 1935, to December 31, 1935, inclusive, as employees of the Board of Health of the City of Indianapolis; and

WHEREAS, the Department of Law, in preparing its budget for the year 1936 and in its request for other appropriations, had not included the claims of said employees in its calculation of the amounts necessary to pay possible judgments against said city;

NOW, THEREFORE,

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

Section 1. That the sum of Nine Hundred Three Dollars and Forty-six Cents (\$903.46) be and the same is, hereby appropriated from the unexpended and unappropriated 1935 balance of the general fund of the City of Indianapolis and allocated to the following designated 1936 budget fund of the Department of Law to be used and expended in payment of the judgments and costs rendered against the City of Indianapolis in the Marion Superior Court, Room 1, on February 2, 1936, in cause No. A-86556: Department of Law Fund No. 53—Refunds, Awards and Indemnities.

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 Law and Judiciary.

INTRODUCTION OF GENERAL ORDINANCES

By the Board of Public Works and Sanitation:

GENERAL ORDINANCE NO. 42, 1936

AN ORDINANCE authorizing the alienation, sale and conveyance of certain real estate and the acquiring and purchase of other real estate, or an easement therein, by the proper authorities of the City of Indianapolis, and fixing a time when the same shall take effect.

WHEREAS, the Indianapolis Water Company now owns two parcels of land, hereinafter described as Parcels 1 and 2, which it is necessary that the City either acquire outright or acquire a permanent easement thereto, lying along the east side of Fall Creek in Indianapolis, Marion County, Indiana, and which parcels of land are to become part of a flood prevention project and boulevard in the City of Indianapolis, from Sixteenth Street north to the Central Canal of the Indianapolis Water Company along the east side of Fall Creek, and which project is known as Project No. 6017 of the Works Progress Administration of Indiana; and

WHEREAS, the City of Indianapolis now owns two parcels of land, hereinafter described as Parcels 3 and 4, located in the same vicinity as the aforesaid parcels now owned by the Indianapolis Water Company, which have been acquired heretofore by the said City in an excess condemnation for the flood prevention and boulevard project heretofore mentioned, and which are not now of any particular or material value to the said City save for a necessary flood prevention and boulevard easement which must be retained therein, and it appears now to be for the best interests of said City to accomplish an exchange—that is to say, an even purchase and sale—of land with the Indianapolis Water Company, or otherwise effect such sale and purchase, and that the same should be authorized upon the terms and conditions indicated or hereinafter set out, so that the City of Indianapolis might acquire by purchase Parcels 1 and 2, or a permanent easement therein, and the City of Indianapolis might sell or otherwise dispose of Parcels 3 and 4 to the said Indianapolis Water Company, subject,

however, to the retention of a necessary easement over and in such parcels owned by said City as is necessitated by such boulevard and flood prevention project; NOW, THEREFORE,

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

Section 1. That the proper authorities of the City of Indianapolis are hereby authorized to file in the Circuit Court of Marion County, Indiana, a proper petition for the appointment by the judge of said court of three disinterested freeholders of said City to appraise the fair market value of each of said four parcels of land set out in the preamble as hereinafter described, and which preamble is hereby made a part of this Section by this reference thereto and upon report of such appraisal filed in said court as required by law, and subject to the reservations mentioned heretofore, a sale and purchase or the aforesaid mutual exchange (even purchase and sale) of said property, or of a permanent easement therein, shall be effected as follows:

If the market value of Parcels 1 and 2 combined should be appraised at the same amount as the market value of Parcels 3 and 4, then the proper authorities of said City, if there is no higher offer therefor, are hereby authorized to alienate, sell and convey said two parcels now owned by the City to the Indianapolis Water Company, subject to the reservations heretofore mentioned, in consideration of the sale and conveyance to said City, at the same price, of its aforesaid two parcels of real estate, or a permanent easement therein, each of said conveyances to be by warranty deed, or in case of an easement, by a grant of easement, either free from or subject to any taxes and municipal assessments thereon and upon such other terms, including those relative and necessary thereto, as the parties may agree; or if such real estate owned by either party exceeds in such appraised value the appraised value of that belonging to the other party, such difference shall be paid to the party entitled thereto, as a further condition of such sale, purchase or exchange; and if due from the City, shall be paid from any funds now or hereafter appropriated and available for that purpose.

Section 2. In the event such mutual exchange is not effected as aforesaid, then said City authorities are authorized to alienate, sell and convey both or either parcel of its said lands, at either public or private sale and upon such notice as the Mayor may determine, for not less than the appraised value thereof; and the proper authorities of said City are further hereby authorized to purchase said land, or a permanent easement therein, belonging to the said Indianapolis

Water Company, at its appraised value or at such price and on such terms as may be agreed upon by the parties, and whenever funds are available for that purpose by appropriation thereof.

Section 3. That the two parcels of land aforesaid, now owned by the Indianapolis Water Company, and both located in Marion County, State of Indiana, are described respectively as follows:

PARCEL NO. 1

A part of the northwest quarter of Section 35, Twp. 16 N., Range 3 East, and a part of Floral Park Addition to the City of Indianapolis, more particularly described as follows:

Beginning at the northwest corner of Section 35; thence eastwardly along the north line of the northwest quarter of Section 35, a distance of three hundred thirteen and thirty-six hundredths (313.36) feet to a point; thence southwardly deflecting ninety (90) degrees eleven (11) minutes and fifteen (15) seconds to the right, a distance of two thousand one hundred twenty-nine and fifty hundredths (2,129.50) feet to a point; thence southeastwardly along a curve to the left, said curve having a radius of six hundred seventy-two and seventy-seven hundredths (672.77) feet, a distance of two hundred ninety-six and thirty-six hundredths (296.36) feet to a point; thence southeastwardly along the tangent to the curve, a distance of sixty-eight and forty-three hundredths (68.43) feet, more or less, to the center line of Sixteenth Street, as fixed by the Board of Public Works of the City of Indianapolis, in Declaratory Resolution No. 15,102; thence westwardly along the center line of said Sixteenth Street, a distance of four hundred three and fifteen hundredths (403.15) feet, more or less, to the west line of the northwest quarter of Section 35; thence northwardly along the said west line of the northwest quarter of Section 35 to the place of beginning, excepting therefrom all land heretofore dedicated to the public use, and excepting also lots Numbered 77, 78 and 81 in Floral Park.

PARCEL NO. 2

A part of the southwest quarter of Section 26, Twp. 16 N., Range 3 East, and a part of Floral Park Addition to the City of Indianapolis, more particularly described as follows:

Beginning at the southwest corner of Section 26; thence eastwardly along the south line of the southwest quarter of Section 26, a distance of three hundred thirteen and thirty-six hundredths

(313.36) feet to a point; thence northwardly deflecting eighty-nine (89) degrees, forty-eight (48) minutes and forty-five (45) seconds to the left, a distance of three hundred fifty-four and six hundredths (354.06) feet to a point; thence northwestwardly along a curve to the left, said curve having a radius of eight hundred one and forty-six hundredths (801.46) feet, a distance of three hundred forty-three and five hundredths (343.05) feet to a point; thence northeastwardly deflecting sixty-four (64) degrees and thirty-one (31) minutes to the right of the tangent of the aforescribed curve, a distance of one hundred one and eighty-eight hundredths (101.88) feet to a point in the west property line of the Central Canal; thence northwestwardly on the west property line of the Central Canal bearing North thirty-eight (38) degrees and four (4) minutes West, a distance of ninety-six and eight hundredths (96.08) feet to a point; thence continuing northwestwardly along the west property line of the Central Canal bearing North thirty-three (33) degrees and fifty (50) minutes West, a distance of one hundred and twenty-two and seventy-five hundredths (122.75) feet to the thread of stream of Fall Creek; thence southwestwardly following the meanderings of the thread of stream of Fall Creek to the west line of the southwest quarter of Section 26; thence southwardly along the said west line of the southwest quarter of Section 26 to the place of beginning, excepting therefrom all land heretofore dedicated to the public use, and excepting also all those parts of lots numbered 40, 41 and 42 in C. Jennings Subdivision of Floral Park, that lie within the above described tract.

Section 4. That the two parcels of land aforesaid, now owned by the City of Indianapolis, located in Marion County, State of Indiana, are described as follows:

PARCEL NO. 3

Lots numbered 77, 78 and 81 in Floral Park Addition to the City of Indianapolis.

PARCEL NO. 4

Lots 40, 41 and 42 in C. Jennings Subdivision of Floral Park Addition to the City of Indianapolis.

Section 5. 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 City Welfare.

By the Board of Public Safety:

GENERAL ORDINANCE NO. 43, 1936

AN ORDINANCE approving an order of the Board of Public Safety of the City of Indianapolis designating and establishing certain taxicab stand locations in said city, and fixing a time when the same shall take effect.

WHEREAS, the Board of Public Safety of the City of Indianapolis has adopted an order designating and establishing certain taxicab stand locations as hereinafter appear, in conformance with Section 9 of General Ordinance No. 87, 1935 (as amended) and has submitted the same for approval to the Common Council;

NOW, THEREFORE,

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

Section 1. That the order of the Board of Public Safety of the City of Indianapolis, dated June 9, 1936, designating and establishing the following taxicab stand locations in said city, be, and it hereby is, in all things approved, ratified and confirmed, to-wit:

(a) On the east side of Illinois Street starting at a point forty-nine (49) feet north of the north curb line of Chesapeake Street and extending north for a distance of twenty-five (25) feet, in front of the Lockerbie Hotel Grill.

(b) On the south side of Market Street, starting at a point thirty-two (32) feet east of the east curb line of Capitol Avenue and extending east for a distance of forty-five (45) feet, in front of the Harrison Hotel Coffee Shop, located at 149 West Market Street.

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 the Board of Public Safety:

GENERAL ORDINANCE NO. 44, 1936

AN ORDINANCE establishing certain passenger and/or loading

zones 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.

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

Section 1. That for the purpose of providing the owners or occupants of certain premises fronting on certain public streets in the City of Indianapolis with ingress and egress for passengers, materials and merchandise coming to or going from such premises, such owners or occupants having complied with 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, relative to the establishment of passenger and/or loading zones, at the places hereinafter set out, and the Board of Public Safety having caused investigation to be made thereof and having recommended the establishment, pursuant to the terms of the aforesaid ordinances, the following passenger and/or loading zones be and the same are hereby established in the City of Indianapolis, to-wit:

18 feet on the west side of North Illinois Street in front of the north entrance to the store operated and occupied by the William H. Block Company and located at the southwest corner of Illinois and Market Streets.

18 feet on the south side of West Market Street in front of the east entrance to the store operated and occupied by the William H. Block Company and located at the southwest corner of Illinois and Market Streets.

18 feet in front of the Winter Apartments, located at 1321 North Meridian Street.

18 feet in front of 32-34 Kentucky Avenue, occupied by Pearson Furniture Company.

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 the City Controller:

GENERAL ORDINANCE NO. 45, 1936

AN ORDINANCE transferring moneys from a certain fund in the Department of Public Safety, reappropriating and reallocating the same to another designated fund in said department, 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 Eighteen Hundred Dollars (\$1,800.00) now in Department of Public Safety budget, Police Department Fund No. 11—Salaries and Wages, Regular, Patrolmen First Grade, be, and the same hereby is, transferred therefrom, reappropriated and reallocated to the following designated fund, hereby created, in the budget of said department for the purpose of paying salaries of the Merit Commission for their services in connection with the Police Department Training School, which created fund is hereby established as:

Office Administration—Fund No 12—Salaries and Wages, Temporary.

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.

INTRODUCTION OF RESOLUTIONS

By Councilman Cable:

RESOLUTION NO. 2, 1936

WHEREAS, from the 1st day of July, 1899, to about January 1, 1920, the City of Indianapolis received Six Thousand Dollars (\$6,000) annually from either the New Telephone Company or the Indianapolis Telephone Company and the New Telephone Company

jointly for the use of the city streets and public places (see Municipal Code 1904, Sec. 3878 et seq; Mun. Code 1917, Sec. 3287 et seq.); and

WHEREAS, from February 24, 1897, to about January 1, 1920, the City of Indianapolis received an additional Six Thousand Dollars (\$6,000) per annum from the Central Union Telephone Company for the use of its streets and public places (see Municipal Code 1904, Sec. 3868 et seq.); and

WHEREAS, said Central Union Telephone Company on or about January 1, 1920, bought the physical property of the Indianapolis Telephone Company (theretofore consolidated with the New Telephone Company); and

WHEREAS, said Central Union Telephone Company has been bought by, or merged with, the Indiana Bell Telephone Company, which last named company is now using the streets and public places of said city; and

WHEREAS, it appears that since about January 1, 1920, the City of Indianapolis has received but Six Thousand Dollars (\$6,000) annually for the use of its streets and public places by the Central Union Telephone Company or its successor, the Indiana Bell Telephone Company; and

WHEREAS, it appears that said city received from the years 1899 to 1920 the total sum of Twelve Thousand Dollars (\$12,000) per year from telephone companies for franchise payments and is now receiving but Six Thousand Dollars (\$6,000) per year for the same; and

WHEREAS, data from cities of similar or comparable size all over the United States shows that the telephone companies in said cities pay a much larger sum than Six Thousand Dollars (\$6,000) to such cities for the use of its public ways and streets; and

WHEREAS, the Common Council of the City of Indianapolis feels that said city should receive such franchise payments for the use of its streets and ways by the Indiana Bell Telephone Company as are paid for similar privileges by telephone companies in other cities of similar and comparable size, NOW, THEREFORE,

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

Section 1. That the Common Council feels that the present situation, existing under and pursuant to present arrangements between the City of Indianapolis and the Indiana Bell Telephone Company, constitutes a condition that is obviously unfair to the City of Indianapolis, and we, the members of the Common Council, hereby recommend that the Board of Public Works and Sanitation of the City of Indianapolis should advise with the Department of Law of said city and should enter into negotiations with the Indiana Bell Telephone Company, within one hundred and twenty (120) days from the passage of this resolution, and that such action should be taken, consistent with the provisions of the Shively-Spencer Act and the regulations of the Public Service Commission of Indiana, to bring about a more equitable arrangement between the Indiana Bell Telephone Company and the City of Indianapolis with reference to a larger payment by the said telephone utility to the said city for the use of its said streets and public places.

Section 2. This resolution 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 Works.

ORDINANCES ON SECOND READING

Mr. Carr called for General Ordinance No. 38, 1936, for second reading. It was read a second time.

On motion of Mr. Carr, seconded by Mr. Oren, General Ordinance No. 38, 1936, was ordered engrossed, read a third time and placed upon its passage.

General Ordinance No. 38, 1936, was read a third time by the Clerk and passed by the following roll call vote:

Ayes, 9, viz: Mr. Cable, Mr. Carr, Mrs. Dowd, Mr.

Fritz, Mr. Kealing, Mr. Oren, Mr. Schumacher, Mr. Wallace, President Raub.

Mr. Cable called for Appropriation Ordinance No. 20, 1936, for second reading. It was read a second time.

On motion of Mr. Cable, seconded by Mr. Wallace, Appropriation Ordinance No. 20, 1936, was ordered engrossed, read a third time and placed upon its passage.

Appropriation Ordinance No. 20, 1936, was read a third time by the Clerk and passed by the following roll call vote:

Ayes, 9, viz: Mr. Cable, Mr. Carr, Mrs. Dowd, Mr. Fritz, Mr. Kealing, Mr. Oren, Mr. Schumacher, Mr. Wallace, President Raub.

Mrs. Dowd called for Special Ordinance No. 3, 1936, for second reading. It was read a second time.

On motion of Mrs. Dowd, seconded by Mr. Carr, Special Ordinance No. 3, 1936, was ordered engrossed, read a third time and placed upon its passage.

Special Ordinance No. 3, 1936, was read a third time by the Clerk and passed by the following roll call vote:

Ayes, 9, viz: Mr. Cable, Mr. Carr, Mrs. Dowd, Mr. Fritz, Mr. Kealing, Mr. Oren, Mr. Schumacher, Mr. Wallace, President Raub.

Mr. Oren called for General Ordinance No. 35, 1936, for second reading. It was read a second time.

Mr. Oren made a motion to strike General Ordinance No. 35, 1936, from the files. The motion was seconded by Mr. Carr and passed by the following roll call vote:

Ayes, 9, viz: Mr. Cable, Mr. Carr, Mrs. Dowd, Mr. Fritz, Mr. Kealing, Mr. Oren, Mr. Schumacher, Mr. Wallace, President Raub.

Mr. Schumacher asked for the suspension of the rules

for further consideration and passage of General Ordinance No. 42, 1936. The motion was seconded by Mr. Wallace and passed by the following roll call vote:

Ayes, 9, viz: Mr. Cable, Mr. Carr, Mrs. Dowd, Mr. Fritz, Mr. Kealing, Mr. Oren, Mr. Schumacher, Mr. Wallace, President Raub.

The rules were suspended.

The Council reverted to a previous order of business.

COMMITTEE REPORT

Indianapolis, Ind., June 15, 1936.

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 General Ordinance No. 42, 1936, entitled Authorizing the sale, alienation and conveyance of certain real estate and the acquiring of an easement from the Indianapolis Water Company, beg leave to report that we have had said ordinance under consideration, and recommend that the same be passed under suspension of the rules.

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

ORDINANCES ON SECOND READING

Mr. Schumacher called for General Ordinance No. 42, 1936, for second reading. It was read a second time.

On motion of Mr. Schumacher, seconded by Mr. Kealing, General Ordinance No. 42, 1936, was ordered engrossed, read a third time and placed upon its passage.

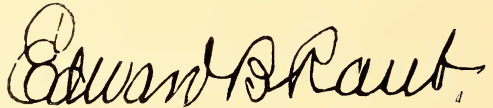
General Ordinance No. 42, 1936, was read a third time by the Clerk and passed by the following roll call vote:

Ayes, 9, viz: Mr. Cable, Mr. Carr, Mrs. Dowd, Mr. Fritz, Mr. Kealing, Mr. Oren, Mr. Schumacher, Mr. Wallace, President Raub.

On motion of Mr. Wallace, seconded by Mr. Schumacher, the Common Council adjourned at 9:25 p. m.

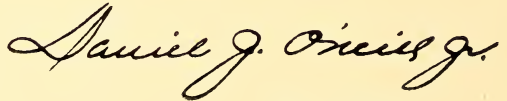
We hereby certify that the above and foregoing is a full, true and complete record of the proceedings of the Common Council of the City of Indianapolis, held on the 15th day of June, 1936, at 8:30 p. m.

In Witness Whereof, we have hereunto subscribed our signature and caused the seal of the City of Indianapolis to be affixed.



President.

Attest:



(SEAL)

City Clerk.