

REGULAR MEETING

Monday, May 2, 1938

7:30 P. M.

The Common Council of the City of Indianapolis met in the Council Chamber at the City Hall, Monday, May 2, 1938, 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 six members, viz: Theodore Cable, Nannette Dowd, Adolph J. Fritz, William A. Oren, John A. Schumacher, Ross H. Wallace.

Absent: Edward B. Raub, Edward R. Kealing.

The reading of the Journal for the previous meeting was dispensed with on motion of Mr. Cable, seconded by Mrs. Dowd.

COMMUNICATIONS FROM THE MAYOR

April 22, 1938.

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 the Honorable Daniel J. O'Neill, Jr., City Clerk, the following ordinances:

SPECIAL ORDINANCE No. 3, 1938
(As amended)

AN ORDINANCE authorizing the sale, alienation and conveyance of certain land of the City of Indianapolis, and fixing a time when the same shall take effect.

APPROPRIATION ORDINANCE No. 3, 1938

AN ORDINANCE appropriating and allocating the sum of One Hundred Seventy-seven Thousand Eight Hundred Twenty-nine Dollars and Forty-nine Cents (\$177,829.49), received on April 2, 1938, from the State of Indiana as revenue under the Gasoline Tax, to the following departments of the City of Indianapolis, in the amounts specified, in accordance with the provisions of subsections (b) of Sections 2 and 4 of General Ordinance No. 60, 1937, and fixing a time when the same shall take effect.

GENERAL ORDINANCE No. 22, 1938

(As amended)

AN ORDINANCE authorizing the Board of Public Works and Sanitation to purchase one road grader for use of the Street Commissioner's Department, and fixing a time when the same shall take effect.

GENERAL ORDINANCE NO. 30, 1938

AN ORDINANCE authorizing the acting City Controller to borrow the sum of Seventy Thousand Dollars (\$70,000.00,) and to issue bonds for said purpose, appropriating the money derived therefrom to the Municipal Airport budget for certain airport improvements, and fixing an effective date.

GENERAL ORDINANCE No. 32, 1938

(As amended)

AN ORDINANCE prohibiting parking of vehicles on certain streets of the City of Indianapolis, providing a penalty for the violation thereof, and fixing a time when the same shall take effect.

GENERAL ORDINANCE No. 33, 1938

AN ORDINANCE amending Section 1 of General Ordinance No. 11, 1938, and fixing a time when the same shall take effect.

GENERAL ORDINANCE No. 34, 1938

AN ORDINANCE approving the action of the Board of Public Safety with reference to the transfer of certain taxicab licenses for the year 1938-1939 (Nos. 110 and 111) from the owner thereof to a certain other person, and fixing a time when the same shall take effect.

GENERAL ORDINANCE No. 35, 1938

AN ORDINANCE approving a certain agreement and permit granting the Cincinnati, Indianapolis & Western Railroad Company and the Baltimore and Ohio Railroad Company, operating the property of the Cincinnati, Indianapolis & Western Railroad Company, their successors and assigns, the right to lay and maintain a sidetrack or switch across Richland Street and Market Street, from a point ninety-five (95) feet north of Market Street to a point one hundred and fifty-five (155) feet east of Richland Street, according to blue print attached, in the City of Indianapolis, Indiana.

Respectfully,

WALTER C. BOETCHER,
Mayor.

May 2, 1938.

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

Gentlemen:

I wish to respectfully recommend passage of General Ordinance No. 45, 1938, under suspension of the rules, for the purpose of facilitating the elimination of the dangerous underpass on U. S. 40 at the west edge of Indianapolis.

This ordinance authorizes the State Highway Commission to proceed with the project with Federal funds, authorizing the Mayor to enter into a maintenance agreement, and providing for future traffic regulations in connection with the completed improvements.

Sincerely yours,

WALTER C. BOETCHER,
Acting Mayor.

COMMUNICATIONS FROM CITY OFFICIALS

April 22, 1938.

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

Gentlemen:

In re: A. O. 4, 1938.

I beg leave to report that pursuant to the laws of the State of Indiana I caused notice by publication to be inserted in the Indianapolis Star and Indianapolis Commercial on April 21, 1938, that taxpayers would have a right to be heard on the above ordinance at the regular meeting of the Common Council, to be held on the 2nd day of May, 1938, and by posting a copy of said notice in the following places:

City Hall,
Police Station and
Court House.

Yours very truly,

DANIEL J. O'NEILL, Jr.
City Clerk

May 2, 1938.

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

Gentlemen:

Attached please find copies of Appropriation Ordinance No. 5, 1938, appropriating the sum of Sixty Thousand Dollars (\$60,000.00) from the unappropriated and unexpended balance of the 1937 fund derived from Gasoline Tax—Board of Public Works and Sanitation—to the 1938 Board of Public Works and Sanitation Administration Fund No. 26.

I respectfully recommend the passage of this ordinance.

Yours very truly,

H. NATHAN SWAIM
Acting City Controller

May 2, 1938]

City of Indianapolis, Ind.

221

April 29, 1938.

Mr. H. Nathan Swaim,
City Controller.

Dear Sir:

Agreeable to the suggestion of Mayor Boetcher, the Board of Public Works and Sanitation respectfully requests that you cause to be prepared an ordinance appropriating the sum of \$60,000.00 from the 1937 gasoline tax balance and place the same into Board of Public Works and Sanitation Adm. No. 26 Gas Tax, for the purpose of defraying the city's cost of the widening and resurfacing of streets in the 1938 street improvement program.

Will you kindly submit the same to the Common Council at its next meeting with the recommendation from the Board that the same be passed?

Very truly yours,

BOARD OF PUBLIC WORKS AND SANITATION,
/s/ Ernest F. Frick,
Executive Secretary.

May 2, 1938.

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

Gentlemen:

Attached find copies of Resolution No. 2, 1938, providing for an appropriation of Fifteen Hundred (\$1500.00) Dollars from the Mayor's Contingent Fund. This expenditure is necessary to meet an urgent emergency for additional funds to be used by the Board of Park Commissioners in providing band concerts in the public parks of Indianapolis during this summer.

I hereby approve said proposed expenditure and do recommend the adoption of the resolution as set out in the attached copies.

Very respectfully yours,

H. NATHAN SWAIM,
Acting City Controller

May 2, 1938.

Mr. H. Nathan Swaim,
Acting City Controller,

City Hall,
Indianapolis.

Dear Sir:

You are hereby notified that as Acting Mayor of the City of Indianapolis, I have determined that a contingency has arisen requiring the expenditure of a part of the appropriation reserved for contingencies in an amount of Fifteen Hundred Dollars (\$1500). This expenditure is necessary to meet a request for additional funds to be used by the Board of Park Commissioners in providing band concerts in the public parks of Indianapolis during this summer.

I request that upon your approval of this proposed expenditure, you notify the Common Council in writing, so that the Council may, if it sees fit, adopt a resolution setting forth the circumstances regarding this said appropriation.

Very truly yours,

/s/ WALTER C. BOETCHER,
Acting Mayor.

May 2, 1938.

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

Gentlemen:

Submitted herewith is General Ordinance No. 42, 1938, establishing a twenty minute parking limit on the north side of Ohio Street between Meridian and Pennsylvania Streets, and on the west side of Pennsylvania Street between Ohio and New York Streets.

We respectfully recommend the passage of this ordinance.

Respectfully submitted,

BOARD OF PUBLIC SAFETY,

By T. H. Dammeyer,
President.

May 2, 1938]

City of Indianapolis, Ind.

223

May 2, 1938.

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

Gentlemen:

Submitted herewith is General Ordinance No. 43, 1938, making Churchman Avenue, at the intersection with Pleasant Run Boulevard, South Drive, preferential over the boulevard, and we respectfully recommend the passage of this ordinance.

Respectfully submitted,

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

May 2, 1938.

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

Gentlemen:

Submitted herewith is General Ordinance No. 44, 1938, for the ratification of contracts entered into by the Board of Safety with the Capitol Engineering & Construction Company, general construction; Strong Brothers, plumbing; P. J. Fitzpatrick, heating, and the Sanborn Electric Company, electrical installations, in the erection of a new engine house known as Fire Station No. 1, and to be located at 1445 West Michigan Street.

Due to an emergency, the Board of Safety respectfully recommends the passage of this ordinance under suspension of rules.

Respectfully submitted,

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

At this time those present were given a chance to speak on matters pending before the Council.

Mr. Cable made a motion for recess. The motion was seconded by Mrs. Dowd and the Council recessed at 8:15 p. m.

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

COMMITTEE REPORTS

Indianapolis, Ind., May 2, 1938.

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

Gentlemen:

We, your Committee on Finance, to whom was referred Appropriation Ordinance No. 4, 1938, entitled:

Appropriation of \$14,550.00 for land

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
NANNETTE DOWD
ADOLPH J. FRITZ

Indianapolis, Ind., May 2, 1938.

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, 1938, entitled:

Contract—Crows Nest

beg leave to report that we have had said ordinance under considera-
tion, and recommend that the same be passed.

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

Indianapolis, Ind., May 2, 1938.

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. 40, 1938, entitled:

Prohibiting "U" turn at Capitol and Market

beg leave to report that we have had said ordinance under considera-
tion, and recommend that the same be passed.

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

Indianapolis, Ind., May 2, 1938.

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. 41, 1938, entitled:

Loading Zone—Progress Laundry

beg leave to report that we have had said ordinance under con-
sideration, and recommend that the same be passed.

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

Indianapolis, Ind., May 2, 1938.

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. 37, 1938, entitled:

Purchase of road oil

beg leave to report that we have had said ordinance under consid-
eration, and recommend that the same be passed.

THEODORE CABLE, Chairman
ADOLPH J. FRITZ
WM. A. OREN
JOHN A. SCHUMACHER
ROSS H. WALLACE

May 2, 1938]

City of Indianapolis, Ind.

227

Indianapolis, Ind., May 2, 1938.

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
Special Ordinance No. 4, 1938, entitled:

Sale of land on White River

beg leave to report that we have had said ordinance under con-
sideration, and recommend that the same be passed.

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

Indianapolis, Ind., May 2, 1938.

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 re-
ferred Special Ordinance No. 5, 1938, entitled:

Changing street names

beg leave to report that we have had said ordinance under considera-
tion, and recommend that the same be passed.

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

Indianapolis, Ind., May 2, 1938.

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. 38, 1938, entitled:

Allowing parking on 10th St., Capitol to 1st Alley

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

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

INTRODUCTION OF APPROPRIATION ORDINANCES

By the City Controller:

APPROPRIATION ORDINANCE No. 5, 1938

AN ORDINANCE appropriating the sum of Sixty Thousand Dollars (\$60,000) from the unappropriated and unexpended balance of the 1937 fund derived from Gasoline Tax—Board of Public Works and Sanitation—to the 1938 Board of Public Works and Sanitation Administration Fund No. 26, 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 from the unappropriated and unexpended balance of the 1937 fund derived from Gasoline Tax—Board of Public Works and Sanitation—there is hereby appropriated and allocated to the Board of Public Works and Sanitation 1938 Administration Fund No. 26, the sum of Sixty Thousand Dollars (\$60,000).

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 Finance.

INTRODUCTION OF GENERAL ORDINANCES AND RESOLUTIONS

By the Board of Public Safety:

GENERAL ORDINANCE No. 42, 1938

AN ORDINANCE amending Section 31 of General Ordinance No. 96, 1928, by adding a new sub-section thereto to be known as sub-section (f) thereof, and fixing a time when the same shall take effect.

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

Section 1. That Section 31 of General Ordinance No. 96, 1928, be amended by adding the following sub-section (f) thereto:

(f) It shall be unlawful for the operator of any vehicle to park the same for a longer period of time than twenty (20) minutes upon the following streets and public places of this city, to-wit:

- (1) Pennsylvania Street, on the west side, from Ohio Street to New York Street.
- (2) Ohio Street, on the north side, from Pennsylvania Street to Meridian Street.

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 Public Safety.

By the Board of Public Safety:

GENERAL ORDINANCE No. 43, 1938

AN ORDINANCE amending Section 44 of General Ordinance No. 96, 1928, by adding sub-section 38 thereto, and fixing a time when the same shall take effect.

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

Section 1. That Section 44 of General Ordinance No. 96, 1928, be amended by adding the following sub-section 38 thereto:

- (38) Pleasant Run Boulevard, South Drive, except at the intersection of said boulevard with Churchman Avenue. All traffic on said boulevard at the intersection with said Churchman Avenue shall come to a full stop before entering into or crossing Churchman 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 Public Safety.

By the Board of Public Safety:

GENERAL ORDINANCE No. 44, 1938

AN ORDINANCE authorizing the Board of Public Safety to enter into certain contracts for the erection and equipment of a new Engine House at 1445 West Michigan Street, and fixing a time when the same shall take effect.

WHEREAS, the Board of Public Safety has determined to construct a new Engine House (No. 1), located at 1445 West Michigan Street; and

WHEREAS, on the 26th day of April, 1938, said Board of Public Safety did adopt the following resolution:

“BE IT RESOLVED that the Board of Public Safety does hereby award the general contract for erecting Fire Station No. 1, to be located at 1445 West Michigan Street, to the Capitol Engineering & Construction Company of Indianapolis, Indiana, for the sum of \$11,495.00; that the Board does hereby award the contract for plumbing in said Fire Station to Strong Brothers for the sum of \$1927.00, the heating contract to P. J. Fitzpatrick for the sum of \$1106.00, and the contract for the electrical installations to the Sanborn Electric Company for the sum of \$885.00.

"All of the above being the low bids submitted to this Board April 26, 1938, in accordance with previous actions of this board.

"All of said contracts are awarded subject to ratification by the City Council as required by law, and based on plans and specifications as prepared by Pierre & Wright, Architects, and the J. M. Rotz Engineering Company.

"The Board hereby directs Fred C. Kennedy, Chief of the Fire Department, to set aside and reserve the sum of \$17,000.00 out of the appropriation in Fire Department Budget Fund No. 71 for payment of the above and other expenses which may occur in the erection of said Fire Station";

NOW, THEREFORE,

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

Section 1. That the action of the Board of Public Safety, as set out in the preamble of this ordinance; is hereby ratified, approved and confirmed, and said board is hereby authorized and empowered to execute the several contracts with the successful bidders, as set out in the above resolution of the board adopted April 26, 1938, and on the respective terms, and for the respective purposes, as therein set out.

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 Mayor Boetcher:

GENERAL ORDINANCE No. 45, 1938

AN ORDINANCE authorizing the State Highway Commission of Indiana to improve certain projects in the City of Indianapolis, with Federal Funds, and authorizing the Mayor of said City to enter into an agreement binding said city to maintain such improvements, providing for the future maintenance of said improvements and for the enactment of ordinances for protection of said improvements and the regulation of traffic thereon and matters connected therewith, and fixing a time when the same shall take effect.

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

Section 1. That the consent of said City of Indianapolis is hereby given to the State Highway Commission of Indiana to improve with Federal funds, apportioned to the State of Indiana under Section 8 of the Act of June 16, 1936 (Public No. 686—74th Congress), the following projects in said city, to-wit:

For the construction of a new railroad bridge and highway approaches on improved alignment to replace the existing subway under the tracks of The Cleveland, Cincinnati, Chicago and St. Louis Railway Company on U. S. Road 40 at the west edge of Indianapolis, including the intersection with U. S. Road 36 and the construction of a new bridge over Big Eagle Creek, the removal of the present bridge, and the construction of a channel change of Big Eagle Creek and including a relocation of part of West Washington Street and work incidental to the grade separation project. The project is to be designated as Federal Aid Grade Crossing Project No. FAGH 7.

Section 2. Said city hereby forever pledges itself and its funds, after the construction of said improvement in said city, at its own cost and expense, to maintain the highway approaches in said city, including the drainage thereof, the new bridge over Big Eagle Creek, and all incidental highway facilities of the grade separation project in said city, in good condition and repair and in a manner satisfactory to said State Highway Commission and/or said Secretary of Agriculture, or their authorized representatives, and said city will make ample provision each year for such maintenance of said improvements in said city.

Section 3. The Mayor of said city is hereby authorized and empowered on behalf of said city to enter into such agreement or agreements, in triplicate, as may be required by said State Highway Commission and/or said Secretary of Agriculture to maintain said several projects set out in Section one (1) of this ordinance, or such of them as said Secretary of Agriculture shall finally approve, and said city does hereby ratify and confirm each act of said mayor done and performed under the authority hereof. Said agreement so to be executed by said Mayor of said city shall be in the form prescribed by the State Highway Commission and the Secretary of Agriculture.

Section 4. When said agreement or agreements are so executed on behalf of said City, said Mayor on behalf of said city is hereby

authorized and empowered to deliver said agreements in triplicate with a certified copy of this ordinance to said State Highway Commission for its use and the use of the Secretary of Agriculture.

Section 5. Said city during the course of the construction of said projects, at its own expense, agrees to furnish and maintain such detours as may be necessary to detour traffic in said city around such construction; such detours to be approved by the State Highway Commission of Indiana.

Section 6. Said city agrees, without cost to the State Highway Commission of Indiana, to arrange for any additional right-of-way, easements and property rights required for the construction of said project in said city and to pay any and all damages, but only to the extent to which said city may be legally liable, that may accrue to property owners in said city and occasioned by the reconstruction of the subway, the highway approaches and the drainage thereof and work incidental to the grade separation project or on account of the change in grade or location of West Washington Street or on account of the change in grade or location of intersecting streets or on account of the construction of the new bridge over Big Eagle Creek, the removal of the present bridge or the construction of the channel change of Big Eagle Creek, and to hold the State of Indiana and the State Highway Commission of Indiana free and harmless therefrom. Said city agrees, without cost to the State Highway Commission of Indiana, to take such steps as may be necessary to compel any railroad, street railroad or public utility occupying such street or streets to put its tracks, poles, lines or other property in such street or streets in condition that such construction may be made. Said city, at its own expense and costs agrees to perform whatever work may be required to repair or reconstruct any sanitary sewers that may be necessitated by said improvement, except as this work is specifically included in the plans as a part of the construction contract. As soon as the plans for said project are prepared and approved by the proper Federal authorities, a copy thereof shall be submitted to said city for its consideration. If after such plans are received by said city, it shall elect not to further proceed with such project or projects, said city shall immediately notify the State Highway Commission of its election.

Section 7. Said city agrees whenever called upon by said State Highway Commission of Indiana, to enact and enforce an ordinance of said city, containing the following provisions:

1. Making it unlawful to erect or construct signal light standards or other obstructions in the portion or portions of streets improved under the authority herein contained.
2. Forbidding diagonal parking on said street or streets.
3. Forbidding parking on the new bridge over Big Eagle Creek.
4. Forbidding the maintenance on said street or streets of "stop and go" signals unless approved by the State Highway Commission of Indiana, and then only of such design as may be approved by such commission.
5. Providing for the establishment and maintenance of "stop and go" signals in said street or streets when required by said State Highway Commission.
6. Forbidding the cutting into or disturbing the pavement of said street or streets without the consent of said city, and then only under its inspection and proper regulation.
7. Forbidding the building of fires and the doing of other practices in said street or streets, which would be injurious to the pavement thereof.
8. Forbidding the piling, storage or placing of material or other obstructions in said street or streets.
9. Forbidding the placing or maintenance of gasoline or other pumps in the sidewalks of said street or streets.

Section 8. This ordinance shall be in full force and effect from and after its passage.

APPROVED....., 193.....

.....
Mayor
City of Indianapolis, Indiana.

Attest:

.....
Clerk of said city

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

By the City Controller:

RESOLUTION No. 2, 1938

WHEREAS, adequate funds for band concerts in the parks of the City of Indianapolis have not been provided for by the 1938 budget; and

WHEREAS, it is deemed essential that such band concerts be held; and

WHEREAS, the Acting Mayor of said city and the Acting City Controller have recommended and do now recommend to this Council that there is immediate necessity for an appropriation not exceeding Fifteen Hundred Dollars (\$1500.00) to be appropriated from Fund No. 26-1, Mayor's Contingent Fund, as set out under the 1938 budget of the Department of Finance—City Controller;

NOW, THEREFORE,

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

FIRST: That the sum of Fifteen Hundred Dollars (\$1500.00) is hereby appropriated from the above designated fund for expenditure by the Board of Park Commissioners for the purposes above stated, said expense to be incurred and accounted for by said Board of Park Commissioners upon requisitions and vouchers directed to the office of the City Controller to be paid out of said appropriated amount as in similar cases made and provided.

SECOND: This resolution shall become effective immediately upon its passage and approval by said Mayor.

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

ORDINANCES ON SECOND READING

Mr. Wallace called for Appropriation Ordinance No. 4, 1938, for second reading. It was read a second time.

On motion of Mr. Wallace, seconded by Mr. Cable, Appropriation Ordinance No. 4, 1938, was ordered engrossed, read a third time and placed upon its passage.

Appropriation Ordinance No. 4, 1938, was read a third time by the Clerk and passed by the following roll call vote:

Ayes, 7, viz: Mr. Cable, Mrs. Dowd, Mr. Fritz, Mr. Oren, Mr. Schumacher, Mr. Wallace, Vice-President Carr.

Mr. Wallace called for General Ordinance No. 39, 1938, for second reading. It was read a second time.

On motion of Mr. Wallace, seconded by Mrs. Dowd, General Ordinance No. 39, 1938, was ordered engrossed, read a third time and placed upon its passage.

General Ordinance No. 39, 1938, was read a third time by the Clerk and passed by the following roll call vote:

Ayes, 7, viz: Mr. Cable, Mrs. Dowd, Mr. Fritz, Mr. Oren, Mr. Schumacher, Mr. Wallace, Vice-President Carr.

Mr. Wallace called for General Ordinance No. 40, 1938, for second reading. It was read a second time.

On motion of Mr. Wallace, seconded by Mr. Cable, General Ordinance No. 40, 1938, was ordered engrossed, read a third time and placed upon its passage.

General Ordinance No. 40, 1938, was read a third time by the Clerk and passed by the following roll call vote:

Ayes, 7, viz: Mr. Cable, Mrs. Dowd, Mr. Fritz, Mr. Oren, Mr. Schumacher, Mr. Wallace, Vice-President Carr.

Mr. Wallace called for General Ordinance No. 41, 1938, for second reading. It was read a second time.

On motion of Mr. Wallace, seconded by Mr. Cable, General Ordinance No. 41, 1938, was ordered engrossed, read a third time and placed upon its passage.

General Ordinance No. 41, 1938, was read a third time by the Clerk and passed by the following roll call vote:

Ayes, 7, viz: Mr. Cable, Mrs. Dowd, Mr. Fritz, Mr. Oren, Mr. Schumacher, Mr. Wallace, Vice-President Carr.

Mr. Oren called for General Ordinance No. 38, 1938, for second reading. It was read a second time.

On motion of Mr. Oren, seconded by Mr. Wallace, General Ordinance No. 38, 1938, was ordered engrossed, read a third time and placed upon its passage.

General Ordinance No. 38, 1938, was read a third time by the Clerk and passed by the following roll call vote:

Ayes, 7, viz: Mr. Cable, Mrs. Dowd, Mr. Fritz, Mr. Oren, Mr. Schumacher, Mr. Wallace, Vice-President Carr.

Mr. Oren called for Special Ordinance No. 5, 1938, for second reading. It was read a second time.

On motion of Mr. Oren, seconded by Mr. Wallace, Special Ordinance No. 5, 1938, was ordered engrossed, read a third time and placed upon its passage.

Special Ordinance No. 5, 1938, was read a third time by the Clerk and passed by the following roll call vote:

Ayes, 7, viz: Mr. Cable, Mrs. Dowd, Mr. Fritz, Mr. Oren, Mr. Schumacher, Mr. Wallace, Vice-President Carr.

Mr. Cable called for General Ordinance No. 37, 1938, for second reading. It was read a second time.

On motion of Mr. Cable, seconded by Mrs. Dowd, General Ordinance No. 37, 1938, was ordered engrossed, read a third time and placed upon its passage.

General Ordinance No. 37, 1938, was read a third time by the Clerk and passed by the following roll call vote:

Ayes, 7, viz: Mr. Cable, Mrs. Dowd, Mr. Fritz, Mr. Oren, Mr. Schumacher, Mr. Wallace, Vice-President Carr.

Mr. Cable called for Special Ordinance No. 4, 1938, for second reading. It was read a second time.

On motion of Mr. Cable, seconded by Mrs. Dowd, Special Ordinance No. 4, 1938, was ordered engrossed, read a third time and placed upon its passage.

Special Ordinance No. 4, 1938, was read a third time by the Clerk and passed by the following roll call vote:

Ayes, 7, viz: Mr. Cable, Mrs. Dowd, Mr. Fritz, Mr. Oren, Mr. Schumacher, Mr. Wallace, Vice-President Carr.

Mr. Wallace asked for suspension of the rules for further consideration and passage of General Ordinance No. 44, 1938. The motion was seconded by Mr. Cable, and passed by the following roll call vote:

Ayes, 7, viz: Mr. Cable, Mrs. Dowd, Mr. Fritz, Mr. Oren, Mr. Schumacher, Mr. Wallace, Vice-President Carr.

The rules were suspended.

The Council reverted to a previous order of business.

COMMITTEE REPORT

Indianapolis, Ind., May 2, 1938.

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. 44, 1938, entitled:

Approving Contracts for Engine House No. 1

beg leave to report that we have had said ordinance under con-

sideration, and recommend that the same be passed under suspension of the rules.

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

ORDINANCE ON SECOND READING

Mr. Wallace called for General Ordinance No. 44, 1938, for second reading. It was read a second time.

On motion of Mr. Wallace, seconded by Mrs. Dowd, General Ordinance No. 44, 1938, was ordered engrossed, read a third time and placed upon its passage.

General Ordinance No. 44, 1938, was read a third time by the Clerk and passed by the following roll call vote:

Ayes, 7, viz: Mr. Cable, Mrs. Dowd, Mr. Fritz, Mr. Oren, Mr. Schumacher, Mr. Wallace, Vice-President Carr.

Mr. Cable asked for suspension of the rules for further consideration and passage of General Ordinance No. 45, 1938. The motion was seconded by Mrs. Dowd, and passed by the following roll call vote:

Ayes, 7, viz: Mr. Cable, Mrs. Dowd, Mr. Fritz, Mr. Oren, Mr. Schumacher, Mr. Wallace, Vice-President Carr.

The rules were suspended.

The Council reverted to a previous order of business.

COMMITTEE REPORT

Indianapolis, Ind., May 2, 1938.

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. 45, 1938, entitled:

New railroad bridge and highway approaches on
U. S. Road 40 at the Big Four tracks

beg to leave to report that we have had said ordinance under consideration, and recommend that the same be passed under suspension of the rules.

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

ORDINANCE ON SECOND READING

Mr. Cable called for General Ordinance No. 45, 1938, for second reading. It was read a second time.

On motion of Mr. Cable, seconded by Mrs. Dowd, General Ordinance No. 45, 1938, was ordered engrossed, read a third time and placed upon its passage.

General Ordinance No. 45, 1938, was read a third time by the Clerk and passed by the following roll call vote:

Ayes, 7, viz: Mr. Cable, Mrs. Dowd, Mr. Fritz, Mr. Oren, Mr. Schumacher, Mr. Wallace, Vice-President Carr.

On motion of Mr. Schumacher, seconded by Mrs. Dowd, the Common Council adjourned at 9:10 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 2nd day of May, 1938, at 7:30 p. m.

May 2, 1938]

City of Indianapolis, Ind.

241

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

Edward B. Raub

President.

Attest:

Samuel J. Orin

City Clerk.

(SEAL)