

REGULAR MEETING.

COUNCIL CHAMBER, CITY OF INDIANAPOLIS, IND.

MONDAY, June 1, 1908

The Common Council of the City of Indianapolis met in the Council Chamber, Monday evening, June 1, 1908, at 7:30 o'clock, in regular session, President William J. Neukom in the chair.

Present: The Hon. William J. Neukom, President of the Common Council, and 14 members, viz.: Messrs. Brown, Cottey, Hamlet, Wood, Davis, Eppert, Smither, Rhodes, Uhl, Stickelman, Hartmann, Portteus, Sullivan and Hofmann.

Absent, 6, viz.: Messrs. Bangs, Royse, Donavon, Hilkene, Wright and Henry.

Mr. Wood moved that the reading of the Journal be dispensed with. Carried.

COMMUNICATIONS FROM THE MAYOR.

EXECUTIVE DEPARTMENT,
CITY OF INDIANAPOLIS.
INDIANAPOLIS, IND., May 20, 1908.

To the President and Members of the Common Council:

GENTLEMEN: I return herewith with my approval the following ordinances:

Appropriation Ordinance No. 20, 1908, being "An ordinance providing for the appropriation of the sum of \$10,000 to and for the use of the Department of Public Works, and fixing a time when the same shall take effect."

General Ordinance No. 37, 1908, being "An ordinance authorizing and empowering the Board of Public Works of the City of Indianapolis, Indiana, to improve West street, west side, from the south curb line of Ray street to the north curb line of Morris street, with cement walks."

General Ordinance No. 38, 1908, being "An ordinance prohibiting the sale or display of slung shots, knucks and other similar weapons, providing a penalty for the violation thereof, and fixing a time when the same shall take effect."

General Ordinance No. 44, 1908, being "An ordinance providing for the regulation and duties of second-hand dealers; providing a penalty for the violation thereof; and repealing all ordinances in conflict therewith."

General Ordinance No. 45, 1908, being "An ordinance defining and declaring who shall be deemed pawn brokers, providing for the licensing and regulation of the same, fixing a license fee therefor, fixing a time when the same shall take effect, and providing a penalty for the violation thereof."

General Ordinance No. 46, 1908, being "An ordinance authorizing the sale of certain personal property belonging to the City of Indianapolis, and fixing a time for the same to take effect."

I have the honor to remain,

Yours very truly,

C. A. BOOKWALTER,
Mayor.

REPORTS FROM CITY OFFICERS.

From City Controller:

DEPARTMENT OF FINANCE,
OFFICE OF CITY CONTROLLER,
INDIANAPOLIS, June 1, 1908.

To the President and Members of the Common Council:

GENTLEMEN: I herewith present a communication from the Department of Public Works requesting an additional appropriation of \$10,000.00 for the maintenance and repair of unimproved streets.

I herewith submit an ordinance providing for the appropriation asked for and recommend its passage.

Respectfully submitted,

GEO. T. BREUNIG,
City Controller.

DEPARTMENT OF PUBLIC WORKS,
OFFICE OF THE BOARD,
INDIANAPOLIS, IND., May 29, 1908.

George T. Breunig, City Controller, City:

DEAR SIR: You are respectfully requested to recommend to the Common Council the passage of an ordinance appropriating the sum of

\$10,000.00 to the fund for the maintenance and repair of unimproved streets.

Yours truly,

JOSEPH T. ELLIOTT,
P. C. TRUSLER,
Board of Public Works.

From Board of Public Works:

DEPARTMENT OF PUBLIC WORKS,
OFFICE OF THE BOARD.
INDIANAPOLIS, IND., June 1, 1908.

To the President and Members of the Common Council:

GENTLEMEN: I am directed by the Board of Public Works to forward to you, for consideration and action thereon, the enclosed ordinances authorizing and empowering the Board of Public Works to proceed with the following described improvements:

Improvement Resolution No. 5579 for the improvement of Sanborn street from the south property line New York street to north property line Owosso avenue, with brick roadway.

Improvement Resolution No. 5567 for the improvement of Hamilton avenue from north property line Washington to south property line Michigan streets, with brick roadway and curbing.

Respectfully yours,

BOARD OF PUBLIC WORKS.
F. J. NOLL, JR.,
Clerk.

REPORTS FROM STANDING COMMITTEES.

From the Committee on Fees and Salaries:

INDIANAPOLIS, June 1, 1908.

To the President and Members of the Common Council:

GENTLEMEN: Your Committee on Fees and Salaries, to whom was referred General Ordinance No. 25, being "An ordinance amending Clause b of Section 5 of an ordinance entitled 'An ordinance concerning compensation of all officers, heads of departments, clerks, assistants and employes of the City of Indianapolis, Indiana, and repealing all ordinances in conflict herewith,'" being General Ordinance No. 32, 1907, approved May 16, 1907, have had the same under consideration and would recommend that it be amended to read as follows:

Section 5, Clause b: The Assistant City Civil Engineers, two in number, shall each receive a salary at the rate of eighteen hundred (\$1,800.00) dollars per annum.

Also the 6th Clause of Section 5, Clause b, to read: The Draftsmen in Class a, not to exceed five in number, to receive a salary at the rate

of ten hundred and twenty (\$1,020.00) dollars per annum. The Draftsman in Class b to receive a salary at the rate of eight hundred and forty (\$840.00) dollars per annum.

The Draftsmen in Class c, to be known as tracers, to receive a salary at the rate of six hundred (\$600.00) dollars per annum, and when the same is so amended we would recommend that it do pass.

Respectfully submitted,

W. A. RHODES.
CHAS. G. DAVIS.
THEO. PORTEUS.

Mr. Rhodes moved that the report of the committee be concurred in. Carried.

At 8:00 o'clock P. M. Mr. Hilkene entered the Council Chamber and took his seat.

From the Committee on Judiciary:

INDIANAPOLIS, IND., June 1, 1908.

To the President and Members of the Common Council:

GENTLEMEN: We your Committee on Judiciary, to whom was referred General Ordinance No. 41, 1908, beg leave to report that we have had said ordinance under consideration and would recommend that the same do pass.

Respectfully submitted,

ALBERT E. COTTEY.
FRED W. EPPERT.

Mr. Cottey moved that the report of the committee be concurred in. Carried.

From the Committee on Judiciary:

INDIANAPOLIS, IND., June 1, 1908.

To the President and Members of the Common Council:

GENTLEMEN: Your Committee on Judiciary, to whom was referred General Ordinance No. 43, 1908, entitled "An ordinance requiring the Cleveland, Cincinnati, Chicago & St. Louis Railroad Company to place a flagman at its crossing at Rural street," have had same under consideration and would recommend that same do pass.

Respectfully submitted,

ALBERT E. COTTEY.
FRED W. EPPERT.

Mr. Cottey moved that the report of the committee be concurred in. Carried.

Mr. Uhl moved that General Ordinance No. 29, 1908, be taken out of the hands of the committee to whom it was referred, and placed on second reading. Carried.

General Ordinance No. 29, 1908, was read a second time.

Mr. Brown moved that General Ordinance No. 29, 1908, be ordered engrossed, read a third time and placed upon its passage. Carried.

General Ordinance No. 29, 1908, was read a third time and passed by the following vote:

Ayes, 15, viz.: Messrs. Brown, Cottey, Hamlet, Davis, Eppert, Smither, Rhodes, Uhl, Stickelman, Hartmann, Portteus, Sullivan, Hofmann, Hilkene and President William J. Neukom.

Noes, 1, viz.: Mr. Wood.

INTRODUCTION OF APPROPRIATION ORDINANCES.

By City Controller:

Appropriation Ordinance No. 22--1908: An ordinance providing for the appropriation of \$10,000.00 to and for the use of the Department of Public Works, and fixing a time when the same shall take effect.

SECTION 1. Be it ordained by the Common Council of the City of Indianapolis, Indiana, That the sum of ten thousand (\$10,000.00) dollars be, and the same is hereby appropriated to and for the use of the Department of Public Works for maintenance and repair of unimproved streets.

SEC. 2. This ordinance shall take effect and be in force from and after its passage.

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

INTRODUCTION OF GENERAL AND SPECIAL ORDINANCES.

By Board of Public Works:

General Ordinance No. 50—1908: An ordinance authorizing and empowering the Board of Public Works of the City of Indianapolis, Indiana, to improve Sanborn street from the south property line of New York street to the north property line of Owosso avenue, with brick roadway.

WHEREAS, The Board of Public Works of the City of Indianapolis, Indiana, did on the 4th day of May, 1908, adopt Improvement Resolution No. 5579, 1908, for the improvement of Sanborn street from the south property line of New York street to the north property line of Owosso avenue, with brick roadway; and

WHEREAS, The said Board of Public Works did at the same time fix the 20th day of May, 1908, at 10 o'clock a. m., as a date to hear all persons interested or whose property is affected by said proposed improvement; and the notice of the passage of said resolution and of the said time for hearing was published on the 5th day of May, 1908, and the 12th day of May, 1908, in the Indianapolis Sun, a daily newspaper of general circulation, printed and published in the City of Indianapolis, and notices by mail duly forwarded as provided by law; and

WHEREAS, On the 20th day of May, 1908, the Board having met in regular session, took final action on said Improvement Resolution without modification; and

WHEREAS, On the 20th day of May, 1908, a written remonstrance of the majority of the resident property owners was filed with the Board against the said improvement of Sanborn street; and

WHEREAS, On the 20th day of May, 1908, the said Board of Public Works directed that said resolution be referred to the Common Council of the City of Indianapolis, with a request that said Council pass an ordinance authorizing and empowering the said Board of Public Works to make said improvement in accordance with said resolution; now, therefore

SECTION 1. Be it ordained by the Common Council of the City of Indianapolis, Indiana, That the Board of Public Works of said city be, and the same is hereby authorized and empowered to improve Sanborn street from the south property line of New York street to the north property line of Owosso avenue, with brick roadway, in accordance with Improvement Resolution No. 5579, 1908, adopted by the Board of Public Works on the 4th day of May, 1908.

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

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

By Board of Public Works:

General Ordinance No. 51—1908: An ordinance authorizing and empowering the Board of Public Works of the City of Indianapolis, Indiana, to improve Hamilton avenue from north property line Washington street to south property line Michigan street, with brick roadway and curbing.

WHEREAS, The Board of Public Works of the City of Indianapolis, Indiana, did on the 27th day of April, 1908, adopt Improvement Resolution No. 5567, 1908, for the improvement of Hamilton avenue from the north property line of Washington street to the south property line of Michigan street, with brick roadway and curbing; and

WHEREAS, The said Board of Public Works did at the same time fix the 15th day of May, 1908, at 10 o'clock a. m., as a date to hear all persons interested or whose property is affected by said proposed improvement; and the notice of the passage of said resolution and of the said time for hearing was published on the 28th day of April, 1908, and the 5th day of May, 1908, in the Indianapolis Sun, a daily newspaper of general circulation, printed and published in the City of Indianapolis, and notices by mail duly forwarded as provided by law; and

WHEREAS, On the 15th day of May, 1908, the Board having met in regular session, took final action on said Improvement Resolution, modifying same so as to provide for brick roadway and curbing, as petitioned for by a majority of the resident property owners; and

WHEREAS, On the 25th day of May, 1908, a written remonstrance of the majority of the resident property owners was filed with the Board against the said improvement of Hamilton avenue; and

WHEREAS, On the 27th day of May, 1908, the said Board of Public Works directed that said resolution be referred to the Common Council of the City of Indianapolis, with a request that said Council pass an ordinance authorizing and empowering the said Board of Public Works to make said improvement in accordance with said resolution; now, therefore

SECTION 1. Be it ordained by the Common Council of the City of Indianapolis, Indiana, That the Board of Public Works of said city be, and the same is hereby authorized and empowered to improve Hamilton avenue from the north property line of Washington street to the south property line of Michigan street, with brick roadway and curbing, in accordance with Improvement Resolution No. 5567, 1908, adopted by the Board of Public Works on the 27th day of April, 1908.

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

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

By Mr. Eppert:

Special Ordinance No. 6—1908: An ordinance annexing to the City of Indianapolis the territory lying between the city limits and Fiftieth street and Pennsylvania and Illinois streets.

SECTION 1. Be it ordained by the Common Council of the City of Indianapolis, That the territory lying between the city limits and Fiftieth

street on the north, and the streets lying between the center lines of Pennsylvania street on the east, and Illinois street on the west, as projected between said city limits and said Fiftieth street be, and the same is hereby annexed and made a part of the City of Indianapolis.

SEC. 2. This ordinance shall be in force from and after its passage.

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

ORDINANCES ON SECOND READING.

Mr. Rhodes called for General Ordinance No. 25, 1908, for second reading. It was read a second time.

Mr. Rhodes moved that General Ordinance No. 25, 1908, be amended as recommended by the committee. Carried.

Mr. Rhodes moved that General Ordinance No. 25, 1908, be ordered engrossed as amended, read a third time and placed upon its passage. Carried.

General Ordinance No. 25, 1908, was read a third time and passed by the following vote:

Ayes, 16, viz.: Messrs. Brown, Cottey, Hamlet, Wood, Davis, Eppert, Smither, Rhodes, Uhl, Stickelman, Hartmann, Portteus, Sullivan, Hofmann, Hilkene and President William J. Neukom.

Noes, none.

Mr. Cottey called for General Ordinance No. 41, 1908, for second reading. It was read a second time.

Mr. Cottey moved that General Ordinance No. 41, 1908, be ordered engrossed, read a third time and placed upon its passage. Carried.

General Ordinance No. 41, 1908, was read a third time and passed by the following vote:

Ayes, 14, viz.: Messrs. Brown, Cottey, Davis, Eppert, Smither, Rhodes, Uhl, Stickelman, Hartmann, Portteus, Sullivan, Hofmann, Hilkene and President William J. Neukom.

Noes, 2, viz.: Messrs. Hamlet and Wood.

Mr. Cottey called for General Ordinance No. 43, 1908, for second reading. It was read a second time.

Mr. Cottey moved that General Ordinance No. 43, 1908, be ordered engrossed, read a third time and placed upon its passage. Carried.

General Ordinance No. 43, 1908, was read a third time and passed by the following vote:

Ayes, 15, viz.: Messrs. Cottey, Hamlet, Wood, Davis, Eppert, Smither, Rhodes, Uhl, Stickelman, Hartmann, Portteus, Sullivan, Hofmann, Hilkene and President William J. Neukom.

Noes, none.

On motion of Mr. Eppert, the Common Council at 8:20 o'clock P. M., adjourned.

Wm. J. Neukom

President.

ATTEST:

James M. Mullis

City Clerk.

