

REGULAR MEETING.

COUNCIL CHAMBER, CITY OF INDIANAPOLIS, IND.

Monday, May 2, 1921.

The Common Council of the City of Indianapolis met in the Council Chamber, Monday evening, May 2, 1921, at 7:30 o'clock in regular session, President Russell Willson in the chair.

Present: The Hon. Russell Willson, President of the Common Council, and six (6) members, viz.: Messrs. Brown, Furniss, Kirsch, Miller, Peake and Schmidt.

Absent: Messrs. Carnefix and Pettijohn.

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

COMMUNICATIONS FROM THE MAYOR.

April 19, 1921.

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

Gentlemen—I have this day signed and delivered to George O. Huttell, City Clerk, the following ordinances:

Resolution No. 1—that the official voting places for the City nominating primary election, to be held on Tuesday, May 3, 1921, in the several precincts and wards of the City of Indianapolis, shall be and they are hereby declared to be as follows: (List attached.)

Special Ordinance No. 6—authorizing the sale of certain personal property of the City of Indianapolis, by and through its Board of Park Commissioners.

General Ordinance No. 30—creating a temporary position in the office of the City Clerk to be known as the Fourth Assistant City Clerk, fixing the time such assistant clerk shall serve, appropriating the sum of \$100.00 to the salary fund of the City Clerk's Office under the Department of Finance.

Yours very truly,

CHARLES W. JEWETT,

Mayor.

April 29, 1921.

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

Gentlemen—I have this day signed and delivered to George O. Hutsell, City Clerk, the following resolution:

Resolution No. 2, 1921—changing and relocating certain voting places.

Very truly yours,

CHARLES W. JEWETT,
Mayor.

REPORTS FROM CITY OFFICERS.

From the City Controller:

May 2, 1921.

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

Gentlemen—I hand you herewith letter from the department of Public Works, asking for an appropriation of \$4,970.99 to cover judgment in the case of Fielding A. Conway et al., against the City of Indianapolis.

I also hand you herewith ordinance covering same, and recommend its passage.

Yours very truly,

ROBERT H. BRYSON,
City Controller.

May 2, 1921.

Mr. Robert H. Bryson, City Controller, City of Indianapolis:

Dear Sir—I am submitting herewith for your approval and transmission to the Common Council, an ordinance appropriating a sum of money to the Department of Public Works for the purpose of paying judgment rendered against the City of Indianapolis in the matter of the Pleasant Run Interceptor Sewer.

Yours truly,

W. F. CLEARY,
Clerk Board of Public Works.

From the Board of Public Works:

May 2, 1921.

Mr. George O. Hutsell, City Clerk, City of Indianapolis:

Dear Sir—I am submitting herewith for transmission to the Common Council, an ordinance providing for the establishment and maintenance of Safety Gates at the grade crossings of Olney street, Avondale Place and Sherman Drive and the Big Four Railroad.

Yours truly,

W. F. CLEARY,
Clerk Board of Public Works.

REPORTS FROM STANDING COMMITTEES.

From the Committee on Public Works:

May 2, 1921.

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

Gentlemen—We, your Committee on Public Works, to whom was referred General Ordinance No. 28, 1921, entitled "An Ordinance approving a certain contract granting Standard Oil Co. (Indiana) the right to lay and maintain a sidetrack or switch from the east line of Schurmann avenue to south line of Twenty-ninth street at a point 120 feet east of east line of Schurmann avenue, according to blue print attached, in the City of Indianapolis, Indiana," beg leave to report that we have had said ordinance under consideration, and recommend that the same be passed.

S. A. FURNISS,
J. P. BROWN,
J. E. MILLER.

Mr. Furniss moved that the report of the Committee be concurred in. Carried.

From the Committee on Public Safety:

May 2, 1921.

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

Gentlemen—We, your Committee on Public Safety, to whom was referred General Ordinance No. 29, 1921, entitled, "An Ordinance granting permission to Standard Oil Company, a Corporation organized and doing business under and by virtue of the laws of the State of Indiana, to erect and maintain on the property described below, warehouse, tanks, and other buildings necessary for the conduct of its business, and to store therein illuminating oils, naphtha, gasoline, or any other mineral oils or fluids, the products of petroleum, in quantities sufficient to meet the requirements of its business," beg leave to report that we have had said ordinance under consideration, and recommend that the same be passed.

S. A. FURNISS,
S. A. FURNISS,
J. E. MILLER.

Mr. Brown moved that the report of the Committee be concurred in. Carried.

From the Committee on City's Welfare :

May 2, 1921.

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

Gentlemen—We your Committee on City's Welfare, to whom was referred General Ordinance No. 31, 1921, beg leave to report that we have had said ordinance under consideration, and recommend that the same be amended to read as follows :

GENERAL ORDINANCE No. 31, 1921.

AN ORDINANCE concerning the licensing and regulation of exhibitions in residence districts and declaring an emergency.

Section 1. Be it ordained by the Common Council of the City of Indianapolis, that it shall be unlawful for any person, firm or corporation to conduct, operate or exhibit performances or shows, commonly designated as carnivals, street fairs, circuses and menageries in any section or portion of the City of Indianapolis, occupied and used for residence purposes, or commonly known as a residence section of such city, except as hereinafter provided in Section 2 of this ordinance, and the City Controller shall not issue any license for the purpose of any such show or exhibition as set forth in this section, unless and until each and all of the provisions of this ordinance shall have been fully complied with.

Section 2. That the City Controller of the City of Indianapolis, shall not issue any license for the operating, conducting or exhibiting of any carnivals, street fairs, circuses, menagerie or show of a character similar to that set forth in Section 1 of this ordinance, in any portion or section of such city used for residences or known as a residence section, until and unless there shall have been filed with him the written consent of 60 per cent of the bona fide freeholders residing immediately opposite to and bordering upon the grounds proposed to be occupied for the purposes of such show or exhibition.

That for the purposes of this ordinance a residence section is declared to be one where there are at least ten properties occupied exclusively for residence purposes, within 500 feet of the grounds to be occupied for such exhibition.

Section 3. That any carnival, street fair, circus and menagerie, which exhibits in a residence section of the City of Indianapolis, in violation of the provisions of this ordinance shall be deemed and is hereby declared to be a public nuisance.

Section 4. All ordinances and parts of ordinances in conflict herewith are hereby now repealed.

Section 5. Whereas, an emergency exists for the immediate taking effect of this ordinance, the same is now declared to be in full force and effect from and after its passage.

And as so amended the same be passed

S. A. FURNISS,
G. G. SCHMIDT,
J. P. BROWN,
J. E. MILLER.

Mr. Furniss moved that the report of the Committee be concurred in. Carried.

INTRODUCTION OF APPROPRIATION ORDINANCES.

By the City Controller:

APPROPRIATION ORDINANCE No. 11, 1921.

AN ORDINANCE appropriating money to the Department of Public Works for the purpose of paying judgment rendered against the City of Indianapolis in favor of the assignee of the contractor in the case of Fielding A. Conway for himself and others vs. The City of Indianapolis, in Cause No. A-12086, Room 3 of the Superior Court of Marion County.

WHEREAS, on the first day of April, 1921, the Beard of Public Works adopted a final assessment roll under Improvement Resolution No. 4593 for the construction of what is commonly known as the Pleasant Run Interceptor Sewer, and

WHEREAS, within the time allowed by law, Fielding A. Conway for himself and all others similarly situated, took an appeal from said final assessment roll to the Superior Court of Marion County, Indiana, and obtained a judgment reducing the assessment of benefits made in said assessment roll Fifty Per Cent. (50%) and a finding that the City of Indianapolis is benefited by said improvement in the sum of Forty-nine Hundred and Sixty-five Dollars and Nineteen Cents (\$4,965.19), being the total amount of reduction in the assessment of benefits, and

WHEREAS, said original contractor, Morris M. Defrees, under said Improvement Resolution No. 4593 for the construction of said sewer has heretofore assigned and transferred all of his right, title and interest in and to his said contract and the assessment roll to be made thereon to August M. Kuhn and said August M. Kuhn as such assignee is therefore entitled to receive from the city the amount of said judgment rendered against the city in said appeal.

Now therefore be it Ordained by the Common Council of the City of Indianapolis, Indiana:

Section 1. That there be and there is hereby appropriated out of the funds of the City of Indianapolis for the use of the Department of Public Works the sum of Forty-nine Hundred and Seventy Dollars and Ninety-nine Cents (\$4,970.99) to be used for the payment of said judgment and costs recovered by said August M. Kuhn, assignee of said contractor under said Resolution No. 4593 for the construction of Pleasant Run Interceptor sewer in said appeal, being Cause No. A-12086, Room 3, in the Superior Court of Marion County.

Section 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 Finance.

INTRODUCTION OF GENERAL AND SPECIAL ORDINANCES.

By the Board of Public Works :

GENERAL ORDINANCE No. 33, 1921.

AN ORDINANCE amending General Ordinance No. 12, 1917, by adding thereto and creating a new section to be numbered Section 949½, providing for the establishment and maintenance of safety gates at the grade crossing of Olney street, Avondale Place and Sherman Drive, and declaring a time when the same shall take effect.

Be it ordained by the Common Council of the City of Indianapolis, Indiana:

Section 1. That General Ordinance No. 12, 1917, be and the same is hereby amended by adding thereto a new section, which shall be numbered Section 949½, to read as follows:

Section 949½. That the Cleveland, Cincinnati, Chicago & St. Louis Railroad Company shall on and after the 1st day of August, 1921, establish and maintain safety gates at the grade crossings of the railroad tracks owned and operated by said railroad company at Olney Street, Avondale Place and Sherman Drive, within the City of Indianapolis, which said safety gates shall be operated each and every day in the year for fourteen (14) hours per day, from 7:00 o'clock a. m. to 9:00 o'clock p. m.

Section 2. This ordinance shall be in full force and effect from and after its passage and publication as required by law.

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

By Mr. Brown :

GENERAL ORDINANCE No. 34, 1921.

AN ORDINANCE, to effect an established daylight savings for Indianapolis.

Section 1. *Be it ordained by the Common Council of the City of Indianapolis, that:*

"The standard time of Indianapolis is that of the nineteenth meridian of longitude west from meridian, except that at two o'clock ante-meridian from the 22d day of May of each year, the standard time throughout Indianapolis shall be advanced one hour, and at two o'clock ante-meridian of the last Sunday in September of each year such standard time shall, by the retarding of one hour, be returned to the mean astronomical time of the ninetieth meridian of longitude west from Greenwich, and all courts, public offices, legal and official proceedings shall be regulated thereby."

Section 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 Public Works.

By Mr. Brown:

GENERAL ORDINANCE No. 35, 1921.

Be it ordained by the Common Council of the City of Indianapolis:

Section 1. It shall be unlawful for any man registered as a guest at a hotel in this city to permit any woman to enter the bed-room of said guest, unless said woman is the wife, mother, daughter or sister of said man or is an employe of said hotel in the discharge of her duties as such employe.

Section 2. It shall be unlawful for any woman to enter the bed-room of any hotel in this city when said bed-room is assigned to a male guest of said hotel, unless said woman is the wife, mother, daughter or sister of said guest or is an employe of said hotel engaged in the discharge of her duties as such employe.

Section 3. It shall be unlawful for any woman guest registered at a hotel in this city to permit any man to enter the bed-room assigned to said woman, unless said man is the husband, father, son or brother of said woman or is an employe of said hotel engaged in the discharge of his duties as such employe.

Section 4. It shall be unlawful for any man to enter the bed-room of a woman guest of a hotel in this city unless said man is the husband, son, father or brother of said woman or is an employe of said hotel and engaged in the discharge of his duties as such employe.

Section 5. Nothing in this ordinance shall be construed to forbid bona-fide buyers from inspecting the goods in charge of salesmen in

sample-rooms in a hotel, provided the door of the room of said salesmen is kept open during such inspection.

Section 6. Any person convicted of the violation of any of the provisions of this ordinance shall be fined not more than \$25.00 to which may be added imprisonment in the county jail for not more than thirty (30) days.

Whereas an emergency exist, this ordinance shall be in force from and after its adoption.

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

By Mr. Peake:

RESOLUTION No. 3, 1921.

BE IT RESOLVED BY THE COMMON COUNCIL OF THE CITY OF INDIANAPOLIS, That the official voting place for the city nominating primary election to be held on Tuesday, May 3, 1921, as fixed by Resolution No. 1, 1921, be changed in the Ninth Precinct of the Ninth Ward from 1014 E. Washington Street to 1028-1030 E. Washington Street, Engine House.

Which was read a first time.

Mr. Peake moved that the rules be suspended and Resolution No. 3, 1921, be placed upon its passage.

The roll was called and the motion to suspend the rules was carried by the following vote:

Ayes, 7, viz.: Messrs. Brown, Furniss, Kirsch, Miller, Peake, Schmidt and President Russell Willson.

Mr. Peake called for Resolution No. 3, 1921, for second reading. It was read a second time.

Mr. Peake moved that Resolution No. 3, 1921, be adopted. Resolution No. 3, 1921, was read a third time and adopted by the following vote:

Ayes, 7, viz.: Messrs. Brown, Furniss, Kirsch, Miller, Peake, Schmidt and President Russell Willson.

ORDINANCES ON SECOND READING.

Mr. Furniss called for General Ordinance No. 28, 1921, for second reading. It was read a second time.

Mr. Furniss moved that General Ordinance No. 28, 1921, be ordered engrossed, read a third time and placed upon its passage. Carried.

General Ordinance No. 28, 1921, was read a third time and passed by the following vote:

Ayes, 7, viz.: Messrs. Brown, Furniss, Kirsch, Miller, Peake, Schmidt and President Russell Willson.

Mr. Brown called for General Ordinance No. 29, 1921, for second reading. It was read a second time.

Mr. Brown moved that General Ordinance No. 29, 1921, be ordered engrossed, read a third time and placed upon its passage. Carried.

General Ordinance No. 29, 1921, was read a third time and passed by the following vote:

Ayes, 7, viz.: Messrs. Brown, Furniss, Kirsch, Miller, Peake, Schmidt and President Russell Willson.

Mr. Schmidt called for General Ordinance No. 31, 1921, for second reading. It was read a second time.

Mr. Schmidt moved that General Ordinance No. 31, 1921, be amended as recommended by the Committee. Carried.

Mr. Schmidt moved that General Ordinance No. 31, 1921, be ordered engrossed as amended, read a third time and placed upon its passage. Carried.

General Ordinance No. 31, 1921, was read a third time and passed by the following vote:

Ayes, 7, viz.: Messrs. Brown, Furniss, Kirsch, Miller, Peake, Schmidt and President Russell Willson.

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

Russell Willson

President.

Attest:



City Clerk.