

## REGULAR MEETING.

The Common Council of the City of Indianapolis, met in the Council Chamber, Monday evening, October 2, 1922, at 7:30 o'clock in regular session, President Theodore J. Bernd in the chair.

Present: The Hon. Theodore J. Bernd, President of the Common Council and eight members, viz.: Messrs. Bramblett, Buchanan, Clauer, Claycombe, King, Ray, Thompson and Wise.

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

## REPORTS FROM CITY OFFICERS

## From the City Controller:

October 2, 1922.

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

Gentlemen—I herewith hand you a communication from the Board of Public Works asking for the passage of an Ordinance appropriating the sum of Four Hundred Eighty-four Dollars and Eighty Cents (\$484.80) to and for the use of the Department of Public Works to the fund known as the "Assessments, Erroneous Fund" more commonly known as the "Erroneous Assessments Fund" under the City Civil Engineer in the Department of Public Works for the purpose of paying J. N. Morgan & Son, contractors, for the permanent improvement of Rookwood Avenue from Maple Road to 43rd Street in the City of Indianapolis, Ind.

I respectfully recommend the passage of this Ordinance.

Yours truly,

JOS. L. HOGUE,  
*City Controller.*

October 2, 1922.

Mr. Joseph L. Hogue,  
City Controller, Indianapolis,

Dear Sir—I am directed by the Board of Public Works to submit for your approval and transmission to the Common Council, an Ordinance appropriating the sum of Four Hundred Eighty-four Dollars and Eighty Cents (\$484.80) to and for the use of the Department of Public Works to the fund known as the "Assessments, Erroneous Fund" more commonly known as the "Erroneous Assessments Fund" under the City Civil Engineer in the Department of

Public Works for the purpose of paying J. N. Morgan & Son, contractors, for the permanent improvement of Rookwood Avenue from Maple Road to 43rd Street in the City of Indianapolis, Ind.

Yours truly,

GEO. O. HUTSELL,  
*Clerk Board of Public Works.*

October 2, 1922.

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

Gentlemen—I herewith hand you a communication from the Board of Public Works asking the passage of an Ordinance appropriating the sum of Two Hundred Thirty-six Dollars and Four Cents (\$236.04) to and for the use of the Department of Public Works to the fund known as the "Assessments, Erroneous Fund" more commonly called the "Erroneous Assessments Fund" under the City Civil Engineer in the Department of Public Works for the purpose of paying an assessment allowed by the Board of Works against the City of Indianapolis for curb, grading and gutters in Rookwood Avenue from Maple Road to 43rd Street, to the Mansfield Engineering Company.

I respectfully recommend the passage of this Ordinance.

Yours truly,

JOS. L. HOGUE,  
*City Controller.*

October 2, 1922.

Mr. Joseph L. Hogue,  
City Controller, Indianapolis,

Dear Sir—I am directed by the Board of Public Works to submit for your approval and transmission to the Common Council an Ordinance appropriating the sum of Two Hundred Thirty-six Dollars and Four Cents (\$236.04) to and for the use of the Department of Public Works to the fund known as the "Assessments, Erroneous Fund" more commonly called the "Eroneous Assessments Fund" under the City Civil Engineer in the Department of Public Works for the purpose of paying the Mansfield Engineering Company for curb, grading and gutters in Rookwood Avenue from Maple Road to 43rd Street.

Yours truly,

GEO. O. HUTSELL,  
*Clerk Board of Public Works.*

October 2, 1922.

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

Gentlemen—I herewith hand you a communication from the Board of Public Works asking for the passage of an Ordinance appropriating the sum of Two Thousand Five Hundred Sixty-three and 68/100 (\$2,563.68) Dollars to and for the use of the Department of Public Works to the fund known as the "Assessments Against the City of Indianapolis Fund" for the purpose of paying said amount to the Mansfield Engineering Company for resurfacing the bridge over Fall Creek on Illinois Street, that is, for resurfacing Illinois Street from the south side of the Illinois Street bridge over Fall

Creek to the north property line of 28th Street in the City of Indianapolis.

I respectively recommend the passage of this Ordinance.

Yours truly,

JOS. L. HOGUE,  
*City Controller.*

October 2, 1922.

Mr. Joseph L. Hogue,  
City Controller, Indianapolis,

Dear Sir—I am directed by the Board of Public Works to submit for your approval and transmission to the Common Council an Ordinance appropriating the sum of Two Thousand Five Hundred Sixty-three and 68/100 (\$2,563.68) Dollars to and for the use of the Department of Public Works to the Fund known as the "Assessments Against the City of Indianapolis Fund," for the purpose of paying said amount to the Mansfield Engineering Company for resurfacing the bridge over Fall Creek on Illinois Street, that is, for resurfacing Illinois Street from the south side of Illinois Street bridge over Fall Creek to the north property line of 28th Street in the City of Indianapolis.

Yours truly,

GEO. O. HUTSELL,  
*Clerk Board of Public Works.*

October 1, 1922.

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

Gentlemen—I am handing you herewith copies of an Ordinance asking for the appropriation of Six Hundred (\$600.00) Dollars to the Special City Judges' Fund, and respectfully recommend the passage of this Ordinance.

Very truly yours,

JOS. L. HOGUE,  
*City Controller.*

September 30, 1922.

Mr. Joseph L. Hogue,  
City Controller, Indianapolis,

Dear Sir—I am handing you herewith a request for an appropriation of Six Hundred Dollars, to the Special City Judges' Fund, and ask that you kindly transmit same to the members of the Common Council for passage.

Yours truly,

DELBERT O. WILMETH,  
*Judge City Court.*

October 2, 1922.

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

Gentlemen—I am enclosing herewith a letter from the City Clerk asking for passage of an Ordinance fixing the salary of the Third Assistant City Clerk at \$1,800.00 per year, and appropriating the sum of \$70.00 to the City Clerks' Salary Fund.

I also enclose an Ordinance covering the above and recommend its passage.

Very truly yours,

JOS. L. HOGUE,  
*City Controller.*

October 2, 1922.

Mr. Joseph L. Hogue,  
City Controller, Indianapolis,

Dear Sir—I am enclosing herewith an Ordinance providing for an increase in the salary of the Third Assistant City Clerk, from Fifteen Hundred Dollars per year to Eighteen Hundred Dollars per year, and appropriating the sum of Seventy Dollars to the City Clerks' Salary Fund for the balance of this year.

I am asking for and recommending this increase, for the reason that this clerk is kept on the work to which he is assigned, from eight o'clock in the morning until from six to eight-thirty o'clock in the evening, six days of the week. The business of the City Court has more than doubled in the last few years, but this office is doing the work with the same amount of help.

For your information and the Council, I submit some figures, and comparisons showing to what extent the business of the City Court has grown.

Fines and Costs, total collections year of 1917.....	\$ 34,450.00
Fines and Costs, total collections year of 1918.....	64,867.00
Fines and Costs, total collections year of 1919.....	91,103.00
Fines and Costs, total collections year of 1920.....	79,843.00
Fines and Costs, total collections year of 1921.....	104,534.00
January 2 to September 30, 1922.....	128,706.00

Please recommend the passage of this Ordinance.

Very truly yours,

JOHN W. RHODEHAMEL,

*City Clerk.*

From the Board of Public Works:

October 2, 1922.

Mr. John W. Rhodehamel,  
City Clerk, Indianapolis,

Dear Sir—I am directed by the Board of Public Works to submit for your transmission to the Common Council twelve (12) copies of an Ordinance and communications therewith, pertaining to the improvement of 29th Street from the west property line of Capitol Avenue to the east property line of East Riverside Parkway by grading and paving the roadway with wooden block, asphalt, asphaltic concrete or brick as provided for under Improvement Resolution No. 10,530.

Yours truly,

GEO. O. HUTSELL,

*Clerk Board of Public Works.*

## INTRODUCTION OF MISCELLANEOUS BUSINESS.

From the Municipal League of Indiana.

Gary, Ind., September 25, 1922.

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

Gentlemen—The annual convention of the Municipal League of Indiana will be held in the city of South Bend, October 4th, 5th and 6th. An elaborate program has been arranged, and in my judgment the convention will be one of the most successful ever had. I assure you that many questions will be discussed that will aid you in the solution of your local problems. I therefore, hope that you will make an effort to be represented at this convention with a large number of your members.

The Indiana Bell Telephone Company has already applied to the Public Service Commission of Indiana for an increase in rates in many cities in the state, and this matter will be brought to the attention of the League, and every effort will be made to aid each city in the solution of this problem.

Please let me hear from you.

Very respectfully yours,

W. F. HODGES,  
*President.*

From the Committee on Parks:

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

Gentlemen—Your committee on Public Parks, begs leave to report that it has had under consideration a tentative report of the City Plan Commission, submitted to this Council at its last meeting, and that it recommends that the said report be approved and the City Plan Commission be directed to submit to the Common Council its final report with its recommendations concerning the classification, regulation, and limitation of the height, area and use of buildings hereafter to be erected, and regulations concerning the area of front, rear and side yards, courts and other open spaces about buildings and the regulation of the use and intensity of use of land and lot areas, and the restriction of the location of trades, callings, industries, commercial enterprizes and the location of buildings designed for specified uses, together with its recommendations as to the boundaries of districts for the purpose of carrying such regulation into effect, and its recommendations with reference to the method of enforcing such regulations and restrictions.

Respectively submitted,

I. L. BRAMBLETT,  
L. D. CLAYCOMBE,  
W. E. CLAUER,  
JOHN E. KING,

By Mr. Bramblett:

*Mr. President:*

I move that the report of the City Plan Commission concerning the regulations, classifications and limitations of the height, area and

use of buildings hereinafter to be erected, and the regulations concerning the area of front, rear and side yards, courts and other open spaces about buildings, and the regulation of the use and intensity of use of land and lot areas and the restriction of the location of trades, callings, industries, commercial enterprizes and the location of buildings designed for specified uses, all in the City of Indianapolis, be approved and that the City Plan Commission be, and the same is hereby directed to submit to the Common Council, its final report, covering said matters, together with its recommendations thereon.

I. L. BRAMBLETT,  
L. D. CLAYCOMBE,

Carried.

By Messrs. Claycombe, Clauer, Thompson, King, Wise and Bramblett:

Be it resolved that it is the sense of the Common Council that the Mayor be respectfully urged to immediately appoint a citizen's committee of not less than five members to co-operate with the Federal Fuel Administrator and take all lawful steps to relieve any suffering from coal shortage in this city during the coming winter.

L. D. CLAYCOMBE,  
BEN H. THOMPSON,  
WALTER W. WISE,  
I. L. BRAMBLETT,  
JOHN E. KING,  
W. E. CLAUER,

Mr. Claycombe moved that the Resolution be adopted.  
Carried.

By Messrs. Claycombe, Thompson, Wise, Bramblett and King:

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

We move that the President of the Common Council be authorized and directed to appoint two members of the Council to attend the National Aero Conference at Detroit, Michigan, from October 12 to 16, inclusive and represent this city and that their expenses be defrayed from the Council's convention fund.

L. D. CLAYCOMBE,  
BEN H. THOMPSON,  
WALTER W. WISE,  
I. L. BRAMBLETT,  
JOHN E. KING,  
W. E. CLAUER,

Carried.

## ORDINANCES ON SECOND READING

Mr. Claycombe called for Appropriation Ordinance No. 35, 1922, for second reading. It was read a second time.

Mr. Claycombe moved that Appropriation Ordinance No. 35, 1922, be ordered engrossed, read a third time and placed upon its passage. Carried.

Appropriation Ordinance No. 35, 1922, was read a third time and passed by the following vote:

Ayes, 9, vis.: Messrs. Bramblett, Buchanan, Clauer, Claycombe, King, Ray, Thompson, Wise and President Theodore J. Bernd.

Mr. Claycombe called Appropriation Ordinance No. 34 1922, for second reading. It was read a second time.

Mr. Claycombe moved that Appropriation Ordinance No. 34, 1922, be ordered engrossed, read a third time and placed upon its passage. Carried.

Appropriation Ordinance No. 34, 1922, was read a third time and passed by the following vote:

Ayes, 9, viz.: Messrs. Bramblett, Buchannan, Clauer Claycombe, King, Ray, Thompson, Wise and President Theodore J. Bernd.

Mr. Claycombe called for Appropriation Ordinance No. 33, 1922, for second reading. It was read a second time.

Mr. Claycombe moved that Appropriation Ordinance No. 33, 1922, be ordered engrossed, read a third time and placed upon its passage. Carried.

Appropriation Ordinance No. 33, 1922, was read a third time and passed by the following vote:

Ayes, 9, viz.: Messrs. Bramblett, Buchanan, Clauer, Claycombe, King, Ray, Thompson, Wise and President Theodore J. Bernd.

Mr. Claycombe called for General Ordinance No. 93, 1922, for second reading. It was read a second time.

Mr. Claycombe moved that General Ordinance No. 93, 1922, be ordered engrossed, read a third time and placed upon its passage. Carried.

General Ordinance No. 93, 1922, was read a third time and passed by the following vote:

Ayes, 9, viz.: Messrs. Bramblett, Buchanan, Clauer, Claycombe, King, Ray, Thompson, Wise and President Theodore J. Bernd.

Mr. Claycombe called for General Ordinance No. 94, 1922, for second reading. It was read a second time.

Mr. Claycombe moved that General Ordinance No. 94, 1922, be ordered engrossed, read a third time and placed upon its passage. Carried.

General Ordinance No. 94, 1922 was read a third time and passed by the following vote:

Ayes, 9, viz.: Messrs. Bramblett, Buchanan, Clauer, Claycombe, King, Ray, Thompson, Wise and President Theodore J. Bernd.

Mr. Claycombe called for General Ordinance No. 96, 1922, for second reading. It was read a second time.

Mr. Claycombe moved that General Ordinance No. 96, 1922, be ordered engrossed, read a third time and placed upon its passage. Carried.



defining advertising displays, providing for the erection and maintenance thereof by the issuance of a permit, providing a license fee for the maintenance thereof and the time for payment of the same, providing for a numbered license tag for each advertising display, providing a penalty for violation of the provisions thereof. Repealing any and all Ordinance or parts of Ordinances in conflict therewith and fixing a time when the same shall take effect," beg leave to report that we have had said Ordinance under consideration, and recommend that the same be passed.

WALTER W. WISE,  
L. D. CLAYCOMBE,  
JOHN E. KING,  
BEN H. THOMPSON,

#### INTRODUCTION OF APPROPRIATION ORDINANCES

By the City Controller:

##### APPROPRIATION ORDINANCE NO. 36, 1922

AN ORDINANCE, appropriating the sum of Four Hundred Eighty-four and Eighty Hundredths Dollars (\$484.80) to and for the use of the Department of Public Works in the fund known as the "Assessments, Erroneous Fund" more commonly known as the "Erroneous Assessments Fund," under the City Civil Engineer in the Department of Public Works for the purpose of paying an assessment for the permanent improvement of Rookwood Avenue from Maple Road to Forty-third Street, 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 there be and is hereby appropriated the sum of Four Hundred and Eighty-four and Eighty Hundredths (\$484.80) Dollars to and for the use of the Department of Public Works to the fund known as the "Assessments, Erroneous Fund" more commonly known as the "Erroneous Assessments Fund" under the City Civil Engineer in the Department of Public Works for the purpose of paying J. N. Morgan & Son, contractors, for the assessments for said amount allowed by the Board of Public Works against the City of Indianapolis for the permanent improvement of Rookwood Avenue from Maple Road to Forty-third Street in the City of Indianapolis, Indiana.

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.

By the City Controller:

## APPROPRIATION ORDINANCE NO. 37, 1922

AN ORDINANCE, appropriating the sum of Two Hundred Thirty-six and 4/100 (\$236.04) Dollars to and for the use of the Department of Public Works to the fund known as the "Assessments, Erroneous Fund" more commonly called the "Erroneous Assessments Fund" under the City Civil Engineer in the Department of Public Works for the purpose of paying and assessment allowed by the Board of Public Works against the City of Indianapolis for curb, grading and gutters in Rookwood Avenue from Maple Road to Forty-third Street 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 there be and is hereby appropriated the sum of Two Hundred Thirty-six and 4/100 (\$236.04) Dollars to and for the use of the Department of Public Works to the fund known as the "Assessments, Erroneous Fund" more commonly known as the "Erroneous Assessments Fund," under the City Civil Engineer in the Department of Public Works, for the purpose of paying the Mansfield Engineering Company said sum as allowed by the Board of Public Works against the City of Indianapolis for curb, grading and gutters on Rookwood Avenue from Maple Road to Forty-third Street in the City of Indianapolis.

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.

By the City Controller

## APPROPRIATION ORDINANCE NO. 38, 1922

AN ORDINANCE, appropriating the sum of Two Thousand Five Hundred and Sixty-three and 68/100 (\$2,563.68) Dollars to and for the use of the Department of Public Works to the fund known as the "Assessments Against the City of Indianapolis Fund" 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 there be and is hereby appropriated the sum of Two Thousand Five Hundred and Sixty-three and 68/100 (\$2,563.68) Dollars to and for the use of the Department of Public Works to the fund known as the "Assessments Against the City of Indianapolis Fund" for the purpose of paying said amount to the Mansfield Engineering Company for resurfacing the bridge over Fall Creek on Illinois Street, that is, for the resurfacing of Illinois Street from the south side of the Illinois Street bridge over Fall Creek to the north property line of Twenty-eighth Street in the City of Indianapolis, Indiana.

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.

By the City Controller.

APPROPRIATION ORDINANCE NO. 39, 1922

AN ORDINANCE, appropriating the sum of Six Hundred (\$600) Dollars to the Special City Judges' Fund, of the Department of Finance, 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 there be and is hereby appropriated the sum of Six Hundred Dollars (\$600) to the Special City Judges' Fund of the Department of Finance.

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 City Controller:

GENERAL ORDINANCE NO. 99, 1922

AN ORDINANCE, amending General Ordinance No. 76, 1920, fixing the salary of the City Clerk and Assistant City Clerks, appropriating the sum of Seventy Dollars (\$70.00) to the Salary Fund of the City Clerk under the Department of Finance 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 1, of General Ordinance No. 76, 1920, be and the same is hereby amended to read as follows:

"Section 1. That sub-division "b" of Section 2 of General Ordinance No. 76, 1919, be and the same is hereby amended to read as follows:

- b. The City Clerk.....Three Thousand Dollars per year
- The First Assistant City Clerk—  
Two Thousand Dollars per year
- The Second Assistant City Clerk..Two Thousand Dollars per year
- The Third Assistant City Clerk—  
Eighteen Hundred Dollars per year

Section 2. That there be and is hereby appropriated to the Salary Fund of the City Clerk's Office under the Department of Finance the sum of Seventy Dollars (\$70.00).

Section 3. 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:

By the Board of Public Works:

GENERAL ORDINANCE NO. 100, 1922

AN ORDINANCE, ordering the Board of Public Works of the City of Indianapolis, Indiana, to improve Twenty-ninth Street from the west property line of Capitol Avenue to the east property line of East Riverside Parkway by grading and paving the roadway with wooden Block, asphalt, asphaltic concrete or brick as provided for under Improvement Resolution No. 10530 adopted on the 25th day of August, 1922, 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, WHEREAS, the Board of Public Works of the City of Indianapolis, Indiana, in the manner prescribed by law, did, on the 25th day of August, 1922, adopt Improvement Resolution No. 10530 for the improvement of Twenty-ninth Street from the west property line of Capitol Avenue to the east property line of East Riverside Parkway by grading and paving with wooden block, asphalt asphaltic concrete or brick, and

WHEREAS, said Board of Public Works did at the same time fix September 15, 1922 at, 2 o'clock p. m., as the time to hear all persons interested, or whose property is effected by said improvement, and the notice of said resolution, and the time of hearing was published on August 28, 1922, and September 4, 1922, in the Indianapolis Commercial, a daily newspaper of general circulation printed and published in the City of Indianapolis, and notices by mail were duly forwarded as required by law, and

WHEREAS, the Board of Public Works pursuant to said notice met on the 15th day of September, 1922, and after said hearing in regular session took action on said Resolution, the same being confirmed without modification, and

WHEREAS, on the 12th day of September, 1922, a written remonstrance signed by more than a majority of the resident freeholders on said street was filed with the Board of Works against said remonstrance, and

WHEREAS, the Board of Public Works has submitted to the Common Council for its consideration this Ordinance ordering the Board of Public Works to proceed with the improvements of said street under said Resolution.

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

That the Board of Public Works of the City of Indianapolis, Indiana, do and it is hereby ordered to improve Twenty-ninth street from the west property line of Capitol to the east property line of East Riverside Parkway by grading and paving the roadway with wooden block, asphalt, asphaltic concrete or brick under the said Improvement Resolution No. 10530, 1922.

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 the Board of Public Works:

GENERAL ORDINANCE NO. 101, 1922

AN ORDINANCE, ordering the Board of Public Works of the City of Indianapolis, Indiana, to improve Parkview Avenue from the north property line of Washington Street to the south property line of New York Street by grading and paving the roadway with wooden block, asphalt, asphaltic concrete or brick as provided for under Improvement Resolution No. 10504, adopted on the 21st day of August, 1922, 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, WHEREAS, the Board of Public Works of the City of Indianapolis, Indiana, in the manner prescribed by law did on the 21st day of August, 1922, adopt Improvement Resolution No. 10504 for the improvement of Parkview Avenue from the north property line of Washington Street to the south property line of New York Street by grading and paving the roadway with wooden block, asphalt, asphaltic concrete or brick, and

WHEREAS, said Board of Public Works did at the same time fix September 11, 1922, at 2 o'clock p. m., as the time to hear all persons interested or whose property is effected by said improvement, and the notice of said Resolution and the time of hearing was published on August 23, 1922, and on August 30, 1922, in the Indianapolis Commercial, a daily newspaper of general circulation printed and published in the City of Indianapolis and notices by mail were duly forwarded as required by law, and

WHEREAS, the Board of Public Works pursuant to said notice met on the 11th day of September, 1922, and after said hearing in regular session on said 11th day of September, 1922, postponed further action on said Resolution until September 18, 1922, and on said September 18, 1922, after said hearing in regular session took action on said Resolution, the same being confirmed without modification, and

WHEREAS, on the 11th day of September, 1922, a written remonstrance signed by more than a majority of the resident freeholders on said street was filed with the Board of Public Works against said improvement, and

WHEREAS, the Board of Public Works has submitted to the Common Council for its consideration this Ordinance ordering the Board of Public Works to proceed with the improvement of said street under said Resolution,

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

That the Board of Public Works of the City of Indianapolis, Indiana, do, and is hereby ordered to improve Parkview Avenue from the north property line of Washington Street to the south property line of New York Street by grading and paving the roadway with wooden block, asphalt, asphaltic concrete or brick under said Improvement Resolution No. 10504, 1922.

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 the Board of Public Works:

#### SWITCH CONTRACT

#### GENERAL ORDINANCE NO. 102, 1922.

AN ORDINANCE approving a certain contract granting The Cleveland, Cincinnati, Chicago and St. Louis Ry Co., the right to lay and maintain a sidetrack or switch from C. C. & St. L. Ry. tracks over and across Walnut and St. Clair Sts., according to blue print attached, in the City of Indianapolis, Indiana.

Whereas, heretofore, to-wit: on the 18th of September, 1922, The Cleveland, Cincinnati, Chicago & St. Louis Railway Company filed his petition before the Board of Public Works of the City of Indianapolis, as follows:

To Board of Public Works,  
City of Indianapolis.

Gentlemen—We petition your Honorable Board to grant us the right to lay and maintain side track over and across Walnut Street and St. Clair Street in the City of Indianapolis, Indiana, which said side track is more fully described and set out as follows:

Beginning at a point about Sixty-five (65) feet north of the North line of North Street and running parallel with and fifteen (15) feet west of present Chicago Division Old Main across Walnut Street and St. Clair Street to a point about two (2) feet south of the south line of Pratt Street.

There being sixty (60) feet of track in Walnut Street and fifty (50) feet of track in St. Clair Street.

Proposed length of track is twelve hundred and sixty (1260) feet.

The blue print hereto attached is hereby made a part of this description.

THE CLEVELAND, CINCINNATI, CHICAGO & ST LOUIS  
RAILWAY CO.

Now Therefore, This agreement made and entered into this 29th day of September, 1922, by and between, The Cleveland, Cincinnati, Chicago & St. Louis Railway Co., of the City of Indianapolis, County of Marion, State of Indiana, party of the first part, and the City of Indianapolis, by and through its Board of Public Works, party of the second part.

Witnesseth, That the party of the first part, being desirous of securing a right of way for a side track or switch from, over and across Walnut Street and St. Clair Street, in the City of Indianapolis, which is more specifically described as follows:

Beginning at a point about sixty-five (65) feet north of the north line of North Street and running parallel with and fifteen (15) feet West of present Chicago Division Old Main across Walnut Street and St. Clair Street to a point about two (2) feet south of the south line of Pratt Street.

There being sixty (60) feet of track in Walnut Street and fifty (50) feet of track in St. Clair Street.

Proposed length of track is twelve hundred and sixty (1260) feet.

The blueprint hereto attached is hereby made a part of this description.

Hereby covenants and fully binds himself, his successors, legal representatives and assigns, that, in consideration of the grant of the privileges and authority herein given, he will lay, construct and maintain said track upon the terms and conditions hereinafter set forth, to-wit:

(1) They shall be so laid, improved and kept in repair as to be safe for persons on foot, in vehicles or otherwise, and shall, at all times, be subject to the orders of the Board of Public Works of the City of Indianapolis.

(2) Said track and switch shall be laid upon such grade as shall be established by said Board, and shall be put down under its supervision and to its satisfaction and approval. Said track shall be raised or lowered to conform to any grade which may, from time to time, be hereafter established, whenever so ordered, in writing, by said Board, and shall be made to conform in all respects with any ordinance passed by the Common Council or with any resolution or resolutions made by said Board, for the elevation or depression of said tracks.

(3) The crossings where said track intersects Walnut and St. Clair Sts., shall, at all times, be kept improved and in repair and free from obstructions or defects of any kind. No car or cars shall be permitted to obstruct such crossing or to be thereon except for such time as may be absolutely necessary in moving them back and forth, and they shall be at no time stopped or detained thereon in such manner as to obstruct public travel.

(4) Said party of the first part agrees, upon the written order of said Board, made for any good cause affecting the interest of the City or the public welfare, to take up and remove said track, and upon said party's failure so to do, upon such notification in writing, of ten (10) days, to promptly pay the cost of having the same done, and the party of the first hereby releases all claims for damages whatsoever that may arise by reason of such removal; and in removing said track or causing the same to be done, said Board shall in no wise become a trespasser.

(5) The party of the first part agrees to pave between said tracks to the entire satisfaction of the second party, and in case said tracks shall be or become out or repair or in need of being reconstructed, or become in any way defective (of which the said Board shall be the exclusive judge), it shall be the duty of the said party of the first part to promptly repair or remove same, failing in which, after notification in writing of ten (10) days, said Board shall do or cause the same to be done at the expense of said party of the first part, and for which expense and cost the said party of the first part shall be liable.

(6) The said party of the first part herein binds himself to hold said party of the second part and said city harmless from any and all claims for damages growing out of the existance, maintainance or use of said track, and to pay judgment, with costs, that may on that account be rendered against the said party or said city, and also to pay all necessary expenses that may be incurred by said city in defending against any such claims.

(7) Any violations of any of the provisions of the instrument by said party of the first part, or by any one for it or at its instance or with its permission, shall operate as an immediate and absolute forfeiture of the privileges and authority given or granted by this contract, provided, however, that the same may be terminated by said Board as hereinbefore set forth.

Said party of the second part by virtue of the provisions of an act of the General Assembly of the State of Indiana, entitled "An act concerning municipal corporations," approved March 6, 1905, and in consideration of the things hereinbefore set fourth and upon the terms and provisions stipulated, hereby gives, grants and duly vests said party of the first part the right, privilege and authority to lay and maintain an additional sidetrack or switch across Walnut Street and St. Clair Street, in the City of Indianapolis, all as shown by the drawing aattached hereto, filed herewith and for greater certainty marked "Exhibit A."

This contract will be void unless said track or switch is laid within one year from date of this contract.

IN WITNESS WHEREOF, We have hereunto set our hands this 29th day of September, 1922.

THE CLEVELAND, CINCINNATI, CHICAGO & ST. LOUIS  
RAILWAY CO.

By C. F. HINCHMAN  
Party of the First Part.

Witness:

By

President

W. H. Freeman.

M. J. Spencer.

Board of Public Works.  
Party of the Second Part.

And, Whereas, Said contract has been submitted by the Board of Public Works to the Common Council of the City of Indianapolis, for its consideration and action, now, therefore,

Section 1. Be it ordained by the Common Council of the City of Indianapolis, Indiana, that such contract above set forth be, and the same is hereby in all things confirmed and approved.

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.



September 25, 1922.

*To the Board of Public Works:*

Gentlemen—With return of attached remonstrance against the permanent improvement of Twenty-ninth Street from Capitol Avenue to East Riverside Parkway, under I. R. No. 10530, beg to advise that there are 136 resident property owners and 72 signed the remonstrance.

This being a majority remonstrance, the Board of Public Works cannot therefore proceed any further without the authority of the Common Council.

Would recommend that the above resolution be sent to the Common Council with a request for passage, as the paving of this street is perhaps the most important project at present before the city. Thirtieth Street between Illinois Street and Riverside Drive is carrying more traffic than is desirable and is very badly congested for many hours during the day.

The paving of Twenty-ninth Street would make it possible to divide traffic and relieve Thirtieth Street.

Yours very truly,

J. L. ELLIOTT,

*City Civil Engineer.*

Mr. John W. Rhodelhamel,  
City Clerk, Indianapolis,

Dear Sir—I hand you herewith for transmission to the Common Council twelve (12) copies of an Ordinance pertaining to the improvement of Parkview Avenue from the north property line of Washington Street to the south property line of New York Street by grading and paving the roadway with wooden block, asphalt, asphaltic concrete or brick as provided for under Improvement Resolution No. 10504 adopted on the 21st day of August, 1922.

Yours truly,

GEO. O. HUTSELL,

*Clerk Board of Public Works.*

## REPORTS FROM STANDING COMMITTEES.

### From the Committee on Finance:

October 2, 1922.

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

Gentlemen—We, your Committee on Finance, to who was referred Appropriation Ordinance No. 33, 1922, entitled "An Ordinance appropriating the sum of Seven Hundred and Fifty (\$750.00) Dollars to the Department of Public Safety out of the General Fund for use by the Director of Fire prevention to aid the work of a City Wide Fire Prevention Committee to be appointed for the purpose of carrying on an extensive campaign for fire prevention in the City of Indianapolis, and providing the time when the same shall take

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

L. D. CLAYCOMBE,  
I. L. BRAMBLETT,  
BEN H. THOMPSON,  
JOHN E. KING,

October 2, 1922.

*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. 34, 1922, entitled "An Ordinance appropriating the sum of Nine Hundred and Forty-seven and Thirty-three Hundredths (\$947.33) Dollars, to and for the use of the Department of Public Works to the fund known as the Assessments, Erroneous Fund, more commonly called the 'Erroneous Assessments Fund,' under the City Civil Engineer in the Department of Public Works for the purpose of paying the amount of a certain judgment and costs recovered on a certain reduced assessment in the Marion Circuit Court in an appeal from the assessment made by the Board of Public Works, and declaring a time when the same shall take effect," beg leave to report that we have had said Ordinance under consideration, and recommend that the same be passed.

L. D. CLAYCOMBE,  
I. L. BRAMBLETT,  
BEN H. THOMPSON,  
JOHN E. KING,

October 2, 1922.

*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. 35, 1922, entitled, "An Ordinance appropriating the sum of Two Hundred Twenty-five (\$225.00) Dollars to the Department of Finance for the purpose of paying certain appraisers of personal property belonging to the City of Indianapolis, and declaring a time when the same shall take effect," beg leave to report that we have had said Ordinance under consideration, and recommend that the same be passed.

L. D. CLAYCOMBE,  
I. L. BRAMBLETT,  
BEN H. THOMPSON,  
JOHN E. KING,

October 2, 1922.

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

Gentlemen—We, your Committee on Finance, to whom was referred General Ordinance No. 93, 1922, entitled "An Ordinance transferring the sum of Five Thousand (\$5,000.00) Dollars from the Public Buildings and Repair Fund of the Department of Public Works and re-appropriating the same to the Blank Books, Printing and Advertising Fund of the Department of Public Works, and declaring a time when the same shall take effect," beg leave to report

that we have had said Ordinance under consideration, and recommend that the same be passed.

L. D. CLAYCOMBE,  
I. L. BRAMBLETT,  
BEN H. THOMPSON,  
JOHN E. KING,

October 2, 1922.

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

Gentlemen—We, your Committee on Finance to whom was referred General Ordinance No. 94, 1922, entitled "An Ordinance transferring and re-appropriating the sum of Nine Hundred and Ninety-two (\$992.00) Dollars from the fund in the Police Department under the Department of Public Safety of the City of Indianapolis known and designated as the Fund for Ammunition and Supplies for Target Practice, to the Fund for Meals for Prisoners in the Police Department under the Department of Public Safety, and fixing a time when the same shall take effect," beg leave to report that we have had said Ordinance under consideration, and recommend that the same be passed.

L. D. CLAYCOMBE,  
I. L. BRAMBLETT,  
BEN H. THOMPSON,  
JOHN E. KING,

October 2, 1922.

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

Gentlemen—We, your Committee on Finance to whom was referred General Ordinance No. 96, 1922, entitled "An Ordinance, authorizing the City Controller to make a Temporary Loan in the name of the City of Indianapolis, for the use of the Department of Public Parks to the City of Indianapolis, in anticipation of revenues to be received, from taxes as provided by law to enable said Department to meet a deficit for the present fiscal year, authorizing the rate of interest to be paid therefor, and fixing the time when the same shall take effect," beg leave to report that we have had said Ordinance under consideration, and recommend that the same be passed.

L. D. CLAYCOMBE,  
I. L. BRAMBLETT,  
BEN H. THOMPSON,  
JOHN E. KING,

### From the Committee on Public Works:

October 2, 1922.

*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. 19, 1922, entitled "An Ordinance authorizing the sale of certain personal property of the City of Indianapolis, by and through its Board of Public Works, and declar-

ing a time when the same shall take effect," beg leave to report that we have had said Ordinance under consideration, and recommend that the same be passed.

JOHN E. KING,  
L. D. CLAYCOMBE,  
BEN H. THOMPSON,  
I. L. BRAMBLETT,

From the Committee on Law and Judiciary:

October 2, 1922.

*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. 95, 1922, entitled "An Ordinance providing for the payment of a license fee to be paid to the City Controller of the City of Indianapolis, for operating or conducting a hotel, lodging or rooming house, restaurant, cafe or public eating place in the City of Indianapolis, defining the same, fixing the amount of said license fee, providing for the payment of an issuing fee therefor, fixing the term of said license, and time of payment of the same, providing for the transfer of said license, requiring the keeping of a daily register of the name of each guest in each hotel or lodging house, repealing any and all Ordinances or parts of Ordinances in conflict therewith, providing a penalty for the violation thereof, and declaring a time when the same shall take effect," beg leave to report that we have had said Ordinance under consideration, and recommend that the same be passed.

WALTER W. WISE,  
L. D. CLAYCOMBE,  
JOHN E. KING,  
BEN H. THOMPSON,

October 2, 1922.

*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. 98, 1922, entitled "An Ordinance amending Section 751 of General Ordinance No. 12, 1917, pertaining to fixing license fees to be charged for vehicles used on the streets of the City of Indianapolis for carrying on certain business, and fixing a time when the same shall take effect," beg leave to report that we have had said Ordinance under consideration, and recommend that the same be passed.

WALTER W. WISE,  
L. D. CLAYCOMBE,  
JOHN E. KING,  
BEN H. THOMPSON,

October 2, 1922.

*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. 97, 1922, entitled "An Ordinance

General Ordinance No. 96, 1922, was read a third time and passed by the following vote:

Ayes, 9, viz.: Messrs. Bramblett, Buchanan, Clauer, Claycombe, King, Ray, Thompson, Wise and President Theodore J. Bernd.

Mr. King called for Special Ordinance No. 19, 1922, for second reading. It was read a second time.

Mr. King moved that Special Ordinance No. 19, 1922, be ordered engrossed, read a third time and placed upon its passage. Carried.

Special Ordinance No. 19, 1922, was read a third time and passed by the following vote:

Ayes, 9, viz.: Messrs. Bramblett, Buchanan, Clauer, Claycombe, King, Ray, Thompson, Wise and President Theodore J. Bernd.

Mr. Wise called for General Ordinance No. 95, 1922, for second reading. It was read a second time.

Mr. Wise called for General Ordinance No. 97, 1922, for second reading. It was read a second time.

Mr. Claycombe moved that General Ordinance No. 97, 1922, be ordered engrossed, read a third time and placed upon its passage. Carried.

General Ordinance No. 97, 1922, was read a third time and passed by the following vote:

Ayes, 9, viz.: Messrs. Bramblett, Buchanan, Clauer, Claycombe, King, Ray, Thompson, Wise and President Theodore J. Bernd.

Mr. Wise called for General Ordinance No. 98, 1922 for second reading. It was read a second time.

Mr. Wise moved that General Ordinance No. 98, 1922 be ordered engrossed, read a third time and placed upon its passage. Carried.

General Ordinance No, 98, 1922, was read a third time and passed by the following vote:

Ayes, 6, viz.: Messrs. Bramblett, Buchanan, Claycombe, King, Wise and President Theodore J. Bernd.

Noes, 3, viz.: Messrs. Clauer, Ray and Thompson.

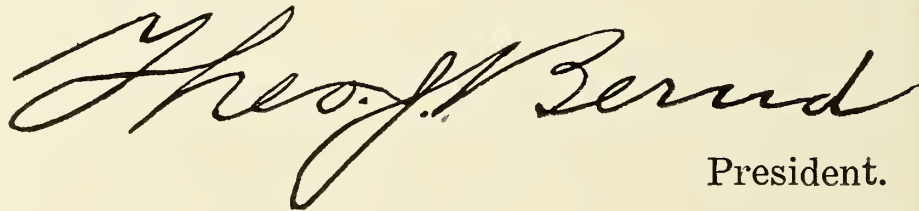
Mr. Claycombe called for General Ordinance No. 79, 1922, for second reading. It was read a second time.

Mr. Claycombe moved that General Ordinance No. 79, 1922, be ordered engrossed, read a third time and placed upon its passage. Carried.

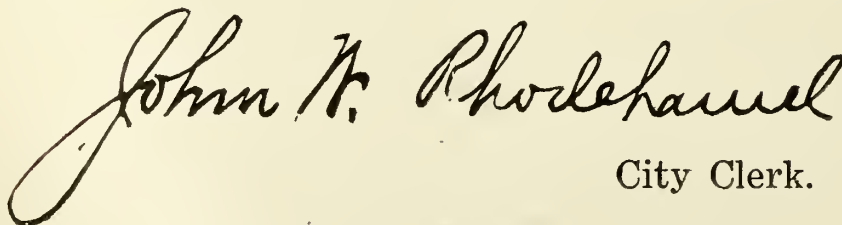
General Ordinance No. 79, 1922, was read a third time and passed by the following vote:

Ayes, 9, viz.: Messrs. Bramblett, Buchanan, Clauer, Claycombe, King, Ray, Thompson, Wise and President Theodore J. Bernd.

On motion of Mr. Clauer, the Common Council, at 9:00 o'clock p. m., adjourned.

  
Theodore J. Bernd  
President.

Attest:

  
John N. Rhodehamel  
City Clerk.