

## REGULAR MEETING

The Common Council of the City of Indianapolis, met in the Council Chamber, Monday evening, December 18, 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.

## COMMUNICATION FROM THE MAYOR

December 5, 1922.

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

Gentlemen—I have today approved, signed and delivered to John W. Rhodehamel, City Clerk, the following Ordinances:

APPROPRIATION ORDINANCE No. 45, 1922—An Ordinance appropriating the sum of Thirteen Thousand Two Hundred Dollars (\$13,200.00) to a fund to be known as "Construction of a Concrete Pier to Replace Present North Pier of the Bridge over White River at Harding Street," under the Department of Public Works, and declaring a time when the same shall take effect.

APPROPRIATION ORDINANCE No. 46, 1922—An Ordinance appropriating the sum of Forty-five (\$45.00) Dollars to the Department of Finance for the purpose of paying appraisers appointed by the Judge of Marion Circuit Court on the 30th day of September, 1922, to appraise certain personal property belonging to the City of Indianapolis, in the care and custody of the Board of Public Safety, and declaring a time when the same shall take effect.

GENERAL ORDINANCE No. 112, 1922—An Ordinance transferring the sum of Two Hundred and Twenty-three and seventy hundreths (\$223.70) Dollars from the Office Force Salaries Fund of the Street Commissioner's Department of the Department of Public Works and reappropriating the same to the fund designated as the "Kentucky Avenue Eagle Creek Bridge Repair Fund" of the Street Commissioner's Department of Public Works for the purpose of paying the Acme Gravel Company for labor and services performed and declaring a time when the same shall take effect.

GENERAL ORDINANCE No. 115, 1922—An Ordinance transferring the sum of Three Thousand (\$3,000.00) Dollars from the Maintenance of Equipment and Supplies Street Cleaning Fund in the Street Cleaning Department of the Department of Public Works and

reappropriating the same to the Salaries and Wages Street Cleaning Fund in the Street Cleaning Department in the Department of Public Works, and declaring a time when the same shall take effect.

Very truly yours,  
LEW SHANK,  
*Mayor.*

December 6, 1922.

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

Gentlemen—I am returning herewith, without my signature, Appropriation Ordinance No. 44, 1922, an Ordinance appropriating the sum of Twenty-two Hundred (\$2,200.00) Dollars, from any unappropriated funds, to the Department of Public Works, of the City of Indianapolis, Indiana, for the purpose of paying the City's portion of the expenses of conducting a Free Employment Bureau from date until January 1, 1924, as provided in a contract entered into on the 6th day of June, 1921, by and between the City of Indianapolis, by and through its Board of Public Works and the Industrial Board of Indiana, which contract was ratified, confirmed and approved by General Ordinance No. 38, 1921, and fixing a time when the same shall take effect.

I am vetoing this Ordinance because of an opinion rendered by the Legal Department to the effect that the Ordinance would not be legal.

Very truly yours,  
LEW SHANK,  
*Mayor.*

December 8, 1922.

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

Gentlemen—I have today approved, signed and delivered to John W. Rhodehamel, City Clerk, the following Ordinances:

GENERAL ORDINANCE No. 95, 1922—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.

GENERAL ORDINANCE No. 116, 1922—An Ordinance transferring the sum of Six Hundred (\$600.00) Dollars from the Miscellaneous Expense Fund in the Department of Law and reappropriating the same to the Compensation to Injured City Employees Fund in the Department of Law, and declaring a time when the same shall take effect.

GENERAL ORDINANCE No. 117, 1922—An Ordinance concerning Fire Prevention in the City of Indianapolis, providing certain regulations under the Division of Fire Prevention in the Fire Department under the Department of Public Safety of the City of Indian-

apolis, providing for inspectors, providing certain penalties for the violation thereof, and fixing a time when the same shall take effect.

**GENERAL ORDINANCE No. 118, 1922**—An Ordinance concerning the Prevention of Fires—providing certain regulations and inspectors therefor, providing a penalty for the violation thereof, and declaring a time when the same shall take effect.

**APPROPRIATION ORDINANCE No. 47, 1922**—An Ordinance appropriating the sum of Two Thousand Five Hundred and Twenty-two and 18 Hundredths (\$2,522.18) Dollars to and for the use of the Department of Public Works to the fund known as the Street and Alley Improvement 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 Superior Court, Room 4, in an appeal from the assessment made by the Board of Public Works and declaring a time when the same shall take effect.

**APPROPRIATION ORDINANCE No. 48, 1922**—An Ordinance appropriating the sum of Three Hundred (\$300.00) Dollars to a fund known as the Fund for Telephone Service, for the use of the Department of Public Safety, and fixing a time when the same shall take effect.

**SPECIAL ORDINANCE No. 22, 1922**—An Ordinance annexing certain territory to the City of Indianapolis, Indiana, and defining a part of the boundry line of said city, and fixing a time when the same shall take effect.

**SPECIAL ORDINANCE No. 23, 1922**—An Ordinance disannexing certain territory in the City of Indianapolis, Indiana, defining a part of the boundry line of said city, and fixing a time when the same shall take effect.

**SPECIAL ORDINANCE No. 24, 1922**—An Ordinance authorizing the sale, alienation and conveyance of Real Estate, by the Board of Park Commissioners, and fixing a time when the same shall take effect.

**RESOLUTION NO. 6, 1922.**

Very truly yours,  
LEW SHANK,  
*Mayor.*

December 15, 1922.

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

Gentlemen—I have this day approved, signed and delivered to Mr. John W. Rhodehamel, City Clerk, Resolution No. 7, 1922, which takes up the matter of the elevation of the Belt railway tracks in the South and West sections of the city and provides for the appointment of a committee looking to devising of ways and means to start and to an early completion of this work.

Very truly yours,  
LEW SHANK,  
*Mayor.*

#### REPORTS FROM CITY OFFICERS

From the City Controller:

December 18, 1922.

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

Gentlemen—I hand you herewith an Ordinance from the Finance Department, asking for the appropriation of One Hundred and Twenty (\$120.00) Dollars from any unexpended funds to and for the use of the Department of Finance to the fund known as "Salaries, Nine (9) Councilmen Secretary of Committees and Sargeant at Arms for the Common Council Fund," for the purpose of correcting a mistake in the budget adopted in 1921 for the year 1922.

I respectfully recommend the passage of this Ordinance.

Yours truly,

JOS. L. HOGUE,  
*City Controller.*

December 4, 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 abolishing the office of Assistant Commissioner in charge of improved streets and sidewalks at a salary of \$2,000.00 per year and creating in its stead the office of Superintendent of Street Repairs at a salary of \$2,000.00 per year, and creating the positions of two assistants to said Superintendent of Street Repairs at a salary of \$1,500.00 per year each, beginning with January 1, 1923, as provided for in the budget for 1923, in the Improved Street Maintenance Salaries Fund, all in the Street Commissioner's Department in the Department of Public Works, and respectfully recommend its passage.

Yours truly,

JOS. L. HOGUE,  
*City Controller.*

December 4, 1922.

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

Dear Sir—I am directed by the Board of Public Works to submit for your approval and transmission to the Common Council, an Ordinance abolishing the office of Assistant Commissioners in charge of improved streets and sidewalks at a salary of \$2,000.00 per year and creating in its stead the office of Superintendent of Street Repairs at a salary of \$2,000.00 per year, and creating the positions of two assistants to said Superintendent of Street Repairs at a salary of \$1,500.00 per year each beginning with January 1, 1923, as provided for in the budget for 1923, in the Improved Street Maintenance Salaries Fund, all in the Street Commissioner's Department in the Department of Public Works.

Yours truly,

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

December 18, 1922.

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

Gentlemen—I herewith hand you an Ordinance concerning the license fee for bicycles owned by children under the age of sixteen (16) years. By this Ordinance such persons are not required to pay the usual license fee on One (\$1.00) Dollar per year.

I respectfully recommend the passage of this Ordinance.

Respectfully,  
JOS. L. HOGUE,  
*City Controller.*

From the Board of Public Works:

December 14, 1922.

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

Gentlemen—The Board of Public Works has requested James M. Ogden, City Attorney, to prepare an Ordinance providing for the sale and conveyance of the real estate devised to the City of Indianapolis by Phebe J. Hill in her last Will and Testament, which devise has been accepted by the City of Indianapolis, and which the City of Indianapolis desires to sell and convey in order to carry out the terms, conditions and provisions of said devise.

I herewith hand you eleven (11) copies of the Ordinance as prepared which the Board of Public Works desires that you should pass as soon as possible.

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

December 18, 1922.

Mr. J. W. Rhodehamel, City Clerk, City of Indianapolis.

Dear Sir—I submit herewith for transmission to the Common Council a switch contract granting the Spickelmier Fuel and Supply Company the right to lay and maintain a switch in the City of Indianapolis, as per contract attached.

Very truly yours,  
GEO. O. HUTSELL,  
*Clerk Board of Public Works.*

December 13, 1922.

To the Board of Public Works:

Gentlemen—With the return of the attached petition of the Spickelmier Fuel and Supply Company for the right to lay and maintain a switch from the Pennsylvanian R. R. tracks across South Denny Street to their property on the east side of South Denny Street, would recommend that same be approved, contract properly executed and forwarded to the Common Council for their action.

Yours truly,  
J. L. ELLIOTT,  
*City Civil Engineer.*  
C. E. COFFIN,  
W. H. FREEMAN,  
M. J. SPENCER,  
*Board of Public Works.*

December 18, 1922.

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

Gentlemen—At the last meeting of the Board, they approved the lease with MERCHANTS NATIONAL BANK for rental of Fire

Tower, subject to approval and appropriation by the Common Council.

Very truly yours,

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

From the Board of Public Safety:

December 18, 1922.

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

Gentlemen—I am directed by the Board of Public Safety to deliver to you that you may transmit the same to the Common Council for passage, the attached Ordinance regulating the crossing of streets by pedestrians within the "Mile Square," providing certain penalties for the violation hereof, and declaring a time when the same shall take effect.

Respectfully,  
OSCAR O. WISE,  
Clerk Board of Public Safety.

#### REPORTS FROM STANDING COMMITTEES

From the Committee on Finance:

December 18, 1922.

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

Gentlemen—We, your Committee of Finance to whom was referred Appropriation Ordinance No. 49, 1922, entitled "an Ordinance appropriating the sum of Twenty-seven Hundred and Fifty (\$2,750) Dollars from any unexpended funds to the Blank Books, Printing and Advertising Fund in the Department of Public Works made necessary on account of the vast amount of work done in street improvements, 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. CLAYCOMBE,  
JOHN E. KING,  
BEN H. THOMPSON,  
I. L. BRAMBLETT,

December 18, 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. 50, 1922, entitled, "An Ordinance appropriating the sum of Thirty-Six Hundred (\$3,600.00) Dollars from any unexpended funds to the City Hall Maintenance Fund in 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. CLAYCOMBE,  
JOHN E. KING,  
BEN H. THOMPSON,  
I. L. BRAMBLETT,

December 18, 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. 51, 1922, entitled, "an Ordinance appropriating the sum of Fifteen Hundred (\$1,500.00) Dollars from any unexpended funds to the Fire Insurance on Public Buildings Fund in 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. CLAYCOMBE,  
JOHN E. KING,  
BEN H. THOMPSON,  
I. L. BRAMBLETT,

December 18, 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. 52, 1922, entitled, "an Ordinance appropriating the sum of One Hundred and Fifty (\$150.00) Dollars from any unexpended funds to the Public Buildings and Repair Fund in 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. CLAYCOMBE,  
JOHN E. KING,  
BEN H. THOMPSON,  
I. L. BRAMBLETT,

December 18, 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. 53, 1922, entitled, "an Ordinance transferring the sum of Thirteen Hundred and Twenty-five (\$1,325) Dollars from any unappropriated funds to the Telephone Fund in the Department of Public Works for the purpose of paying outstanding bills to the Indiana Bell Telephone Company caused by increased rates since the first of the year 1921, 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. CLAYCOMBE,  
JOHN E. KING,  
BEN H. THOMPSON,  
I. L. BRAMBLETT,

December 18, 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. 125, 1922, entitled, "an Ordinance transferring the sum of Four Hundred and Seventyfive (\$475.00)

Dollars from the Furniture and Fixtures Tomlinson Hall Fund and Seven Hundred (\$700.00) Dollars from the Salaries Tomlinson Hall Custodian and Employees Fund in the Department of Public Works, making a total sum of Eleven Hundred and Seventy-five (\$1,175.00) Dollars, and reappropriating the same to the Maintenance of Tomlinson Hall Fund in 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. CLAYCOMBE,  
JOHN E. KING,  
BEN H. THOMPSON,  
I. L. BRAMBLETT,

December 18, 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. 126, 1922, entitled, "an Ordinance transferring the sum of Four Hundred and Seventy-five (\$475.00) propriating the same to certain funds under the Department of Public Works of the City of Indianapolis, Indiana, 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. CLAYCOMBE,  
JOHN E. KING,  
BEN H. THOMPSON,  
I. L. BRAMBLETT,

December 18, 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. 127, 1922, entitled, "an Ordinance transferring all the funds in the Fountain and Wells Department Equipment and Supplies Fund, and all the funds in the Fountain and wells Department Wages Fund in the Street Commissioner's Department in the Department of Public Works and reappropriating the same to a new fund to be created and known as the Fountain and Wells Repair Fund and abolishing the Fountain and Wells Department Equipment and Supplies Fund and the Fountain and Wells Department Wages Fund all in the Street Commissioner's Department in 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. CLAYCOMBE,  
JOHN E. KING,  
BEN H. THOMPSON,  
I. L. BRAMBLETT,

December 18, 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. 128, 1922, entitled, "an Ordinance



transferring the sum of Six Hundred and Thirty-one and Fifty-nine Hundredths (\$631.59) Dollars from the Sewer new Equipment Fund in the Street Commissioner's Department in the Department of Public Works, and also transferring the sum of Eight Hundred and Fifty (\$850.00) Dollars, from the Sprinkling Department Road Oil Fund in the Street Commissioner's Department in the Department of Public Works and reappropriating both of said funds in the total sum of Fourteen Hundred Eighty-nine and Fifty-nine Hundredths (\$1,481.59) Dollars to the Sewer Department Material and Supplies Fund in the Street Commissioner's Department in 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. CLAYCOMBE,  
JOHN E. KING.  
BEN H. THOMPSON,  
I. L. BRAMBLETT,

December 18, 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. 120, 1922, beg leave to report that we have had said Ordinance under consideration, and recommend that the same be passed.

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

December 18, 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. 121, 1922, beg leave to report that we have had said Ordinance under consideration, and recommend that the same be passed.

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

December 18, 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. 122, 1922, beg leave to report that we have had said Ordinance under consideration, and recommend that the same be passed.

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

From the Committee on Parks.

December 18, 1922.

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

Gentlemen—We, your Committee on Parks, to whom was referred Special Ordinance No. 21, 1922, entitled an ordinance annexing certain territory to the City of Indianapolis, Indiana and defining a part of the boundary line of said City, 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.

I. L. BRAMBLETT,  
BEN H. THOMPSON,  
JOHN E. KING,  
OTTO RAY  
L. CLAYCOMBE,  
W. E. CLAUSER.

From the Committee on Law and Judiciary:

December 18, 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. 124, 1922, entitled an ordinance regulating the sale of gold, silver, plated ware, precious stones, watches, clocks and jewelry, providing penalties for the violation thereof, beg leave to report that we have had same under consideration, and recommend that the same be passed.

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

#### INTRODUCTION OF APPROPRIATION ORDINANCES

By the City Controller:

##### APPROPRIATION ORDINANCE No. 55, 1922

AN ORDINANCE, appropriating the sum of One Hundred and Twenty (\$120.00) Dollars from any unexpended funds, to and for the use of the Department of Finance to the fund known as "Salaries, Nine (9) Councilmen, Secretary of Committees and Sargeant at Arms for Common Council Fund" for the purpose of correcting a mistake in the budget adopted in 1921 for the year 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 there be and is hereby appropriated from any unexpended funds the sum of One Hundred and Twenty (120.00) Dollars to and for the use of the Department of Finance to the fund known as "Salaries, Nine (9) Councilmen, Secretary of Committees

and Sargeant at Arms for Common Council Fund" for the purpose of paying the salary of the Secretary of Committees for the Common Council.

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

Which was read a first time.

Mr Claycombe moved that the rules be suspended and Appropriation Ordinance No. 55, 1922, be placed upon its passage.

The roll was called and the rules were suspended 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 Appropriation Ordinance No. 55, 1922, for second reading. It was read a second time.

Mr. Claycombe moved that Appropriation Ordinance No. 55, 1922, be orderer engrossed, read a third time and placed upon its passage. Carried.

Appropriation Ordinance No. 55, 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.

#### INTRODUCTION OF GENERAL AND SPECIAL ORDINANCES

By the City Controller:

##### GENERAL ORDINANCE No. 129, 1922

AN ORDINANCE, abolishing the office of Assistant Commissioner in charge of improved streets and sidewalks at a salary of Two Thousand (\$2,000.00) Dollars per year as provided for in General Ordinance No. 30, 1921, and creating in its stead the office of Superintendent of Street Repairs at a salary of Two Thou-

sand (\$2,000.00) Dollars per year and creating the positions of two assistants to said Superintendent of Street Repairs, each at a salary of Fifteen Hundred (\$1,500.00) Dollars per year beginning January 1, 1923, as provided for in the budget for 1923 in the Improved Street Maintenance Salaries Fund, all in the Street Commissioner's Department in the Department of Public Works, 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 the office of Assistant Commissioner in charge of improved streets and sidewalks at a salary of Two Thousand (\$2,000.00) Dollars per year as provided for in General Ordinance No. 39, 1921, be and is hereby abolished.

Sec. 2. That there be and is hereby created the position of Superintendent of Street Repairs at a salary of Two Thousand (\$2,000.00) Dollars per year in the Street Commissioner's Department in the Department of Public Works.

Sec. 3. That there be and is hereby created the positions of two Assistants to the Superintendent of Street Repairs, each at a salary of Fifteen Hundred (\$1,500.00) Dollars per year beginning January 1, 1923, as provided for in the budget of 1923 in the Improved Street Maintenance Salaries Fund.

Sec. 4. This ordinance shall be in full force and effect from and after its passage.

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

By the City Controller:

#### GENERAL ORDINANCE No. 130, 1922

AN ORDINANCE, concerning the license fee for bicycles, and Controller's fee for issuing said license.

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

Section 1. That on and after January 1, 1923, no person under the age of sixteen (16) years shall be required to pay a license fee on bicycles operated solely by such person.

Sec. 2. All ordinances or parts of ordinances in conflict with this ordinance are hereby repealed.

Sec. 3. This ordinance shall be in full force and effect from and after its passage.

Which was read a first time.

Mr. Ray moved that the rules be suspended and General Ordinance No. 130, 1922, be placed upon its passage.

The roll was called and the rules were suspended by the following vote:

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

Mr. Ray called for General Ordinance No. 130, 1922, for second reading. It was read a second time.

Mr. Ray moved that General Ordinance No. 130, 1922, be ordered engrossed, read a third time and placed upon its pasage. Carried.

General Ordinance No. 130, 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.

By the Board of Public Works:

#### SWITCH CONTRACT

##### GENERAL ORDINANCE No. 131, 1922

AN ORDINANCE, approving a certain contract granting The Spickelmier Fuel & Supply Company the right to lay and maintain a sidetrack or switch from a connection with the yard track of the Pennsylvania Railroad across South Denny Street. According to blue print attached, in the City of Indianapolis, Indiana.

WHEREAS, heretofore, to-wit: on the 11th day of December, 1922, The Spickelmier Fuel & Supply Company filed his petition before the Board of Public Works, of the City of Indianapolis, as follows:

#### PETITION

*To Board of Public Works, City of Indianapolis:*

Gentlemen—For the purpose of providing side track facilities for the Spickelmier Fuel & Supply Company on their property east of Denny Street, the Spickelmier Fuel & Supply Company requests permission to construct, maintain and use track across Denny Street just North of Pennsylvania Railroad right-of-way.

NOW, THEREFORE, This argeement made and entered into this 18th day of December, 1922, by and between The Spickelmier Fuel & Supply Company, 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 sidetrack or switch from a con-

nection with the Pennsylvania Railroad yard track, in the City of Indianapolis, which is more specifically described as follows:

Said new track to connect with the present Pennsylvania Railroad yard track at the west side of Denny Street, thence extending eastwardly crossing Denny Street, the center thereof intersecting said Denny Street at a point 10' west of the said applicant's property line, and leaving said street at a point 7' North of the right-of-way of the said Pennsylvania Railroad. As shown on the attached blue print the proposed track cuts off a triangular piece of the dead end of Denny Street 7'x10', hereby covenants and fully binds themselves, their successors, legal representatives and assigns, that, in consideration of the grant of the privileges and authority herein given, they 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 track.

(3) The crossing where said track intersects South Denny Street 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 part 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 track to the entire satisfaction of the second party, and in case said tracks shall be or become out of repair or in need of being reconstructed, or become in any way defective (of which fact 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 the 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 existence, mainten-

ance or use of said track, and to pay any judgment, with costs, that may on that account be rendered against the said party of 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 this 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 forth 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 South Denny Street, in the City of Indianapolis, all as shown by the drawing attached hereto, filed herewith and for greater certainty marked "Exhibit A." This contract to be null and void unless track is installed within one year from date hereof.

IN WITNESS WHEREOF, We have hereunto set our hands this 11th day of December, 1922.

SPICKELMIER FUEL & SUPPLY COMPANY

By E. Spickelmier, *Partner.*

Witness: F. H. Betthauer. *Party of the First Part.*

CITY OF INDIANAPOLIS

By Charles E. Coffin, *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,

*Be it Ordained by the Common Council of the City of Indianapolis,*

*Indiana:*

Section 1. That such contract above set forth be, and the same is hereby in all things confirmed and approved.

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 Public Safety.

By the Board of Public Safety:.

GENERAL ORDINANCE No. 132, 1922

AN ORDINANCE, regulating the crossing of streets by pedestrians within the "mile square," providing certain penalties for the violation thereof, 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. The term "mile square" within the meaning of this ordinance shall constitute all that part of the City of Indianapolis included within the north line of North Street on the north, the west line of West Street on the west, the south line of South Street on the south, and the east line of East Street on the east.

Sec. 2. No pedestrian shall cross the streets, that is, go from one side of the street to the opposite side of said street in the "mile square," in the City of Indianapolis at any other places than the street intersections, or at such other locations as may be designated by the Board of Public Safety of the City of Indianapolis and said pedestrians at all such places shall cross at right angles and shall not cross diagonally except at the four avenues within the said "mile square." Such pedestrians shall cross only on the signal of the traffic officer, if one is stationed at such crossing or location and shall move only in the same direction as the traffic.

Sec. 3. Any person violating any of the provisions of this ordinance shall, upon conviction, be fined in any sum not exceeding Twenty-five (\$25.00) Dollars to which may be added imprisonment not exceeding three (3) days.

Sec. 4. All ordinances or parts of ordinances in conflict herewith are hereby repealed.

Sec. 5. This ordinance shall be in full force and effect from and after its passage, approval by the Mayor and publication as required by law.

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

By the Board of Public Works:

**SPECIAL ORDINANCE No. 26, 1922**

AN ORDINANCE, authorizing the sale of certain real estate belonging to the City of Indianapolis.

WHEREAS, Phebe J. Hill, now deceased, by her last Will and Testament which was duly admitted to probate in the Probate Court of Marion County, Indiana, on the 22nd day of May, 1902, and recorded in Will Record R., beginning on page 364 of the records of said Court, made a devise of certain real estate in the City of Indianapolis, Indiana, subject to a life estate in her son, Edgar E. Hill, who died on July 29th, 1922, and

WHEREAS, The City of Indianapolis by Special Ordinance No. 16, 1922, accepted said devise subject to all the terms, conditions and provisions therein, and

WHEREAS, by the terms of said devise said real estate was to be sold by the City of Indianapolis as soon as may be after the death of said son, and the proceeds arising from the sale to be used by the Board of Public Works of the City of Indianapolis in erecting a public fountain in some suitable place in the City of Indianapolis to be called the "Ralph Hill Fountain" and so inscribed on a proper part of said fountain the said name, and that the same is erected in memory of said Ralph Hill, and

WHEREAS, the Board of Public Works of the City of Indianapolis, as duly declared by proper resolution, desires to call and con-



vey said real estate so devised to the City of Indianapolis for the purpose as set forth in said devise, NOW, THEREFORE,  
*Be it Ordained by the Common Council of the City of Indianapolis, Indiana:*

Section 1. That the City of Indianapolis is hereby authorized to sell, alienate and convey by Warranty Deed the following described real estate, to-wit:

"That part of Lot 7 in square 31 in the City of Indianapolis, Marion County, Indiana, described as follows, to-wit:

"Beginning at a point on the north line of New York Street Ninety (90) feet east of the southwest corner of said Lot 7, thence east along New York Street Sixty (60) feet, thence north and parallel with New Jersey Street Thirty-six (36) feet and Six (6) inches to a point, thence west and parallel with New York Street for not less than the full appraised value of said real estate, and the Judge of the Circuit Court is hereby requested to appoint three Sixty (60) feet, thence south to the place of beginning.'

(3) disinterested free holders of the City of Indianapolis to appraise said real estate, and upon the making of such appraisement by said appraisers to report such appraisement to the Board of Public Works of the City of Indianapolis, and that a copy of this ordinance be filed and precounted to the Judge of the Circuit Court, and referred to as and for his authority to appoint such appraisers.

Sec. 2. That when said real estate so appraised is sold the proceeds of the sale shall be kept in a separate and distinct fund, and shall be used in full compliance with all the terms, conditions and provisions of the devise of Phebe J. Hill.

Sec. 3. This ordinance shall be in full force and effect from and after its passage.

Which was read a first time.

Mr. King moved that the rules be suspended and Special Ordinance No. 26, 1922, be placed upon its passage.

The roll was called and the rules were suspended 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. 26, 1922, for second reading. It was read a second time.

Mr King moved that Special Ordinance No. 26, 1922, be ordered engrossed, read a third time and placed upon its passage. Carried.

Special Ordinance No. 26, 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.

#### INTRODUCTION OF MISCELLANEOUS BUSINESS

President Bernd appointed Messrs. King, Thompson and Wise as a committee to meet with a committee representing the billposters of the city.

President Bernd appointed Mr. Claycombe to represent the Common Council at the Corner Stone laying at the new addition to the City Hospital.

#### ORDINANCES ON SECOND READING

Mr. Claycombe called for General Ordinance No. 113, 1922 for second reading. It was read a second time.

By Mr. Claycombe:

Mr. President—I move that section 2 of General Ordinance No. 113, 1922, be amended to read as follows:

Sec. 2. City Controller, \$4,000.00 per year, Deputy City Controller, \$1,800.00 per year, Chief Bookkeeper, \$2,000.00 per year, License Clerk, \$1,800.00 per year, Stenographic Clerk, \$1,200.00 per year, First Assistant Clerk, \$1,080.00 per year Barrett Law Bookkeeper, \$1,800.00 per year, Barrett Law Clerk, \$1,800.00 per year, Barrett Lay Stenographer, \$1,080.00 per year, Barrett Lay Clerk, \$1,320.00 per year.

Carried.

M. Ray moved that General Ordinance No. 113, 1922, be ordered engrossed, read a third time and placed upon its passage.

On motion of Mr. Claycombe, Mr. Ray's motion was tabled by the following vote:

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

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

Mr. Wise called for General Ordinance No. 124, 1922, for second reading. It was read a second time.

Mr. Wise moved that General Ordinance No. 124, 1922, be ordered engrossed, read a third time and placed upon its passage. Carried.

General Ordinance No. 124, 1922, was read a third time and passed by the following vote:

Ayes, 8, viz.: Messrs. Bramblett, Buchanan, Clauer, Claycombe, King, Thompson, Wise and President Theodore J. Bernd.

Noes, 1, viz.: Mr. Ray.

Mr. Claycombe called for General Ordinance No. 129, 1922, for second reading. It was read a second time.

Mr. Claycombe moved that General Ordinance No. 120, 1922, be ordered engrossed, read a third time and placed upon its passage. Carried.

General Ordinance No. 120, 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. 121, 1922, for second reading. It was read a second time.

Mr. Claycombe moved that General Ordinance No. 121, 1922, be ordered engrossed, read a third time and placed upon its passage. Carried.

General Ordinance No. 121, 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. 122, 1922, for second reading. It was read a second time.

Mr. Claycombe moved that General Ordinance No. 122, 1922, be ordered engrossed, read a third time and placed upon its passage. Carried.

General Ordinance No. 122, 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. 125, 1922, for second reading. It was read a second time.

Mr. Claycombe moved that General Ordinance No. 125, 1922, be ordered engrossed, read a third time and placed upon its passage. Carried.

General Ordinance No. 125, 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. 126, 1922, for second reading. It was read a second time.

Mr. Claycombe moved that General Ordinance No. 126, 1922, be ordered engrossed, read a third time and placed upon its passage. Carried.

General Ordinance No. 126, 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. 127, 1922, for second reading. It was read a second time.

Mr. Claycombe moved that General Ordinance No. 127, 1922, be ordered engrossed, read a third time and placed upon its passage. Carried.

General Ordinance No. 127, 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. 128, 1922, for second reading. It was read a second time.

Mr. Claycombe moved that General Ordinance No. 128, 1922, be ordered engrossed, read a third time and placed upon its passage. Carried.

General Ordinance No. 128, 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 Appropriation Ordinance No. 49, 1922, for second reading. It was read a second time.

Mr. Claycombe moved that Appropriation Ordinance No. 49, 1922, be ordered engrossed, read a third time and placed upon its passage. Carried.

Appropriation Ordinance No. 49, 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 Appropriation Ordinance No. 50, 1922, for second reading. It was read a second time.

Mr. Claycombe moved that Appropriation Ordinance No. 50, 1922, be ordered engrossed, read a third time and placed upon its passage. Carried.

Appropriation Ordinance No. 50, 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 Appropriation Ordinance No. 51, 1922, for second reading. It was read a second time.

Mr. Claycombe moved that Appropriation Ordinance No. 51, 1922, be ordered engrossed, read a third time and placed upon its passage. Carried.

Appropriation Ordinance No. 51, 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 Appropriation Ordinance No. 52, 1922, for second reading. It was read a second time.

Mr. Claycombe moved that Appropriation Ordinance No. 52, 1922, be ordered engrossed, read a third time and placed upon its passage. Carried.

Appropriation Ordinance No. 52, 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 Appropriation Ordinance No. 53, 1922, for second reading. It was read a second time.

Mr. Claycombe moved that Appropriation Ordinance No. 53, 1922, be ordered engrossed, read a third time and placed upon its passage. Carried.

Appropriation Ordinance No. 53, 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.

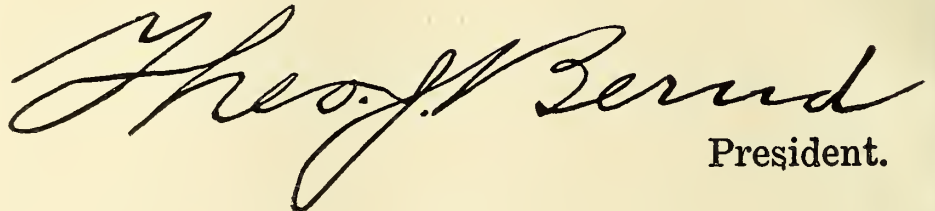
Mr. Bramblett called for Special Ordinance No. 21, 1922, for second reading. It was read a second time.

Mr. Bramblett moved that Special Ordinance No. 21, 1922, be ordered engrossed, read a third time and placed upon its passage. Carried.

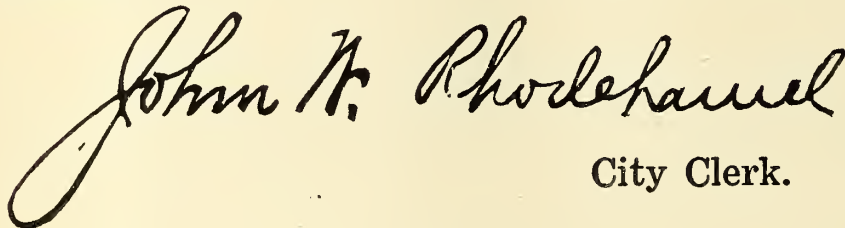
Special Ordinance No. 21, 1922, was read a third time and passed by the following vote:

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

On motion of Mr. Claycombe, the Common Council, at 10:00 o'clock p. m., adjourned.

  
President.

Attest:

  
City Clerk.