

REGULAR MEETING.

COUNCIL CHAMBER, CITY OF INDIANAPOLIS, IND.,

MONDAY, July 19, 1915.

The Common Council of the City of Indianapolis met in the Council Chamber, Monday evening, July 19, 1915, at 7:30 o'clock, in regular session, President Thomas C. Lee in the chair.

Present: The Hon. Thomas C. Lee, President of the Common Council, and 8 members, viz.: Messrs. Barry, Young, McGuff, Miller, Porter, Connor, Graham and Shea.

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

COMMUNICATIONS FROM THE MAYOR.

EXECUTIVE DEPARTMENT.

CITY OF INDIANAPOLIS.

INDIANAPOLIS, IND., July 8, 1915.

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

GENTLEMEN—I have approved and signed the following ordinances:

1. Special Ordinance No. 8, 1915, the same being an ordinance entitled, "An ordinance annexing certain territory to the City of Indianapolis, and

defining a part of the boundary line of said city, and fixing the time when same shall take effect."

2. Appropriation Ordinance No. 15, 1915, the same being an ordinance entitled, "An ordinance appropriating \$1,557.68 for reimbursement for weed cutting, and \$2,842.23 for City Hospital Building Fund, to the Department of Public Health and Charities, and fixing the time when the same shall take effect."

3. General Ordinance No. 38, 1915, the same being an ordinance entitled, "An ordinance authorizing the City Controller to sell Flood Prevention Bonds at private sale, and fixing a time when the same shall take effect."

4. General Ordinance No. 33, 1915, the same being an ordinance entitled, "An ordinance appropriating \$15,511.60 to the Department of Public Safety for fire force pay roll, for men at new fire stations, and fixing a time when same shall take effect."

I return the said ordinances herewith.

Yours very truly,
J. E. BELL,
Mayor.

EXECUTIVE DEPARTMENT,
CITY OF INDIANAPOLIS.

INDIANAPOLIS, IND., July 15, 1915.

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

GENTLEMEN—I have approved and signed Appropriation Ordinance No. 18, 1915, the same being an ordinance entitled, "An ordinance appropriating \$1,250 to the Department of Public Works for paving Kentucky Avenue, West Street to Sand Street, and fixing a time when the same shall take effect."

I return the said ordinance herewith.

Yours very truly,
J. E. BELL,
Mayor.

EXECUTIVE DEPARTMENT,
CITY OF INDIANAPOLIS.

INDIANAPOLIS, IND., July 9, 1915.

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

GENTLEMEN—Upon examination of General Ordinance No. 35, 1915, the same being an ordinance entitled, "An ordinance ordering the Board of Public Works of the City of Indianapolis, Indiana, to improve Meridian Street from S. P. L. of Sixteenth Street to S. P. L. of Twenty-fifth Street, with wooden block, asphalt, bituminous concrete or brick roadway and curb, under Improvement Resolution No. 7916, adopted May 12, 1915," I find that in the preparation of this ordinance the Department of

Public Works stated in the preamble thereof that the resolution of the Board of Public Works for the improvement of Meridian Street had been duly advertised in the Indianapolis Commercial. This was an error, as notice of the adoption of said resolution had been duly advertised in the Indiana Daily Times.

On account of this error in the ordinance I return same to you without my signature, and have requested the Board of Public Works to prepare a new communication to the Common Council, asking that a corrected ordinance, authorizing the board to proceed with the said improvement of Meridian Street, be passed by you.

As the widening and improvement of Meridian Street in accordance with the terms of the resolution described in said ordinance is a public necessity, I earnestly urge your honorable body to take early action upon said new ordinance, to the end that the same may be passed within the time fixed by the statutes for passage of such ordinance.

Yours very truly,

J. E. BELL,
Mayor.

REPORTS FROM CITY OFFICERS.

From City Controller:

FINANCE DEPARTMENT,
CITY OF INDIANAPOLIS,

INDIANAPOLIS, IND., July 12, 1915.

To the Honorable, the President and Members of the Common Council:

GENTLEMEN—I submit herewith letter from the Department of Law requesting an appropriation of \$2,950 for judgments, compromises and costs. I recommend the appropriation, and inclose ordinance providing for it.

Respectfully submitted,

J. P. DUNN,
City Controller.

DEPARTMENT OF LAW,
CITY OF INDIANAPOLIS,

INDIANAPOLIS, IND., July 17, 1915.

Hon. Jacob P. Dunn, City Controller, City:

DEAR SIR—On January 20, 1912, during the former city administration, a judgment was rendered against the city for \$2,250 in favor of Kate Williams, guardian of Andrew J. Williams. The case was appealed to the Appellate Court by the city, and on the first day of April, 1915, the

judgment was affirmed, and certified down on the first day of June, 1915. There is something over \$500 interest accumulated on the judgment, and costs amounting to \$177.25, making a total of nearly \$2,950.

There is now in the fund of this department for the payment of judgments, compromises and costs \$785.16, which ought not to be drawn upon, but ought to be held for such small matters as come along in the regular course.

The attorneys for the plaintiff in this case are threatening to resort to mandate to compel the payment of the judgment.

I, therefore, have to request you to ask the Council to make an appropriation to this department for the payment of judgments, compromises and costs in the sum of \$2,950 to take care of this judgment and costs.

Please present this to the next meeting of the Council.

Yours truly,

WM. A. PICKENS,
Corporation Counsel.

From Board of Public Works:

DEPARTMENT OF PUBLIC WORKS,
OFFICE OF THE BOARD.

INDIANAPOLIS, IND., July 9, 1915.

The Honorable Common Council, City:

GENTLEMEN—We hand you herewith an ordinance ordering this board to improve Meridian Street as therein set out.

The ordinance passed on the 5th inst. covering this matter contains a mistake in the preamble, wherein it is recited that the notice for the hearing on the resolution for this improvement was published in the Indianapolis Commercial, whereas it should have recited that it was published in the Indiana Daily Times.

The board desires that the ordinance should contain no erroneous recitals, and if it meets the approval of your honorably body, we would be pleased to have the ordinance re-enacted in corrected form.

Yours very truly,

HUBERT S. RILEY,
GEO. B. GASTON.

Board of Public Works.

REPORTS FROM STANDING COMMITTEES.

From the Committee on Public Safety:

INDIANAPOLIS, IND., July 12, 1915.

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

GENTLEMEN—We, your Committee on Public Safety, to whom was referred General Ordinance No. 26, 1915, entitled "An ordinance regulating the sale of vegetables, fruits, vegetable products and butter, cheese and other similar dairy products, meats and non-liquid animal products, providing a penalty for violation of any of its provisions and repealing all ordinances in conflict therewith," beg leave to report that we have had said ordinance under consideration, and recommend that the same be passed.

FRANK GRAHAM,
JOHN F. CONNOR,
EDWARD P. BARRY,
ED. MCGUFF.

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

INTRODUCTION OF APPROPRIATION ORDINANCES.

By City Controller:

Appropriation Ordinance No. 19, 1915: An ordinance appropriating \$2,950 to the Department of Law for judgments, compromises and costs, and fixing a time when the same shall take effect.

SECTION 1. Be it ordained by the Common Council of the City of Indianapolis, Indiana, that there be and is hereby appropriated the sum of \$2,950 to the Department of Law, for judgments, compromises and costs.

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

Which was read a first time.

Mr. Connor moved that the rules be suspended and Appropriation Ordinance No. 19, 1915, be placed upon its passage.

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

Ayes, 9, viz.: Messrs. Barry, Young, McGuff, Miller, Porter, Connor, Graham, Shea and President Thomas C. Lee.

Mr. Connor called for Appropriation Ordinance No. 19, 1915, for second reading. It was read a second time.

Mr. Connor moved that Appropriation Ordinance No. 19, 1915, be ordered engrossed, read a third time and placed upon its passage. Carried.

Appropriation Ordinance No. 19, 1915, was read a third time and passed by the following vote :

Ayes, 9, viz.: Messrs. Barry, Young, McGuff, Miller, Porter, Connor, Graham, Shea and President Thomas C. Lee.

INTRODUCTION OF GENERAL AND SPECIAL ORDINANCES.

By the Board of Public Works :

General Ordinance No. 39, 1915: An ordinance ordering the Board of Public Works of the City of Indianapolis, Indiana, to improve Meridian Street from the S. P. L. of Sixteenth Street to the S. P. L. of Twenty-fifth Street, with wooden block, asphalt, bituminous concrete or brick roadway and curb, under Improvement Resolution No. 7916, adopted May 12, 1915.

WHEREAS, The Board of Public Works of the City of Indianapolis, Indiana, did on the 12th day of May, 1915, adopt Improvement Resolution No. 7916 for the improvement of Meridian Street from the S. P. L. of

Sixteenth Street to the S. P. L. of Twenty-fifth Street, with wooden block, asphalt, bituminous concrete or brick roadway and curb; and

WHEREAS, The said Board of Public Works did at the same time fix June 2, 1915, at 10:00 o'clock A. M., as the time to hear all persons interested or whose property is affected by said improvement; and the notice of the passage of said resolution and of the time for hearing was published on the 14th day of May, 1915, and on the 21st day of May, 1915, in the Indiana Daily Times, a daily newspaper of general circulation, printed and published in the City of Indianapolis, and notices by mail duly forwarded as provided by law; and

WHEREAS, On the 2nd day of June, 1915, the Board, having met in regular session, postponed said hearing until June 4, 1915; and

WHEREAS, On the 4th day of June, 1915, the board, having met in regular session, took final action on said improvement resolution, modifying same to provide for resurfacing on old foundation; and

WHEREAS, The said Board of Public Works, on the 11th day of June, 1915, received a written remonstrance of a majority of the resident property owners against the said improvement; and

WHEREAS, The said Board of Public Works has submitted to the Common Council, for their consideration and action thereon, an ordinance ordering the Board of Public Works of the City of Indianapolis to proceed with the improvement of said street under said resolution; now, therefore,

SECTION 1. Be it ordained by the Common Council of the City of Indianapolis, Indiana, that the Board of Public Works of the City of Indianapolis be and are hereby ordered to improve Meridian Street from S. P. L. of Sixteenth Street to S. P. L. of Twenty-fifth Street, with wooden block, asphalt, bituminous concrete or brick and curb, under Improvement Resolution No. 7916, adopted by the Board of Public Works May 12, 1915, as modified June 4, 1915.

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.

INTRODUCTION OF MISCELLANEOUS BUSINESS.

By Mr. Barry:

Mr. President:

I move that the Common Council of the City of Indianapolis extend felicitations to the Indianapolis Association of Musicians in celebrating their twenty-fifth anniversary, and we commend their proposed band concert at the coliseum to the public.

BARRY.

Motion seconded by Mr. Miller and Mr. McGuff and unanimously adopted.

ORDINANCES ON SECOND READING.

Mr. Graham called for General Ordinance No. 26, 1915, for second reading. It was read a second time.

Mr. Graham moved that General Ordinance No. 26, 1915, be ordered engrossed, read a third time and placed upon its passage. Carried.

General Ordinance No. 26, 1915, was read a third time and passed by the following vote:

Ayes, 9, viz.: Messrs. Barry, Young, McGuff, Miller, Porter, Connor, Graham, Shea and President Thomas C. Lee.

Mr. Graham called for General Ordinance No. 32, 1915, for second reading. It was read a second time.

Mr. Graham moved that General Ordinance No. 32, 1915, be ordered engrossed, read a third time and placed upon its passage. Carried.

General Ordinance No. 32, 1915, was read a third time and failed to pass by the following vote:

Ayes, 1, viz.: Mr. Young.

Noes, 8, viz.: Messrs. Barry, McGuff, Miller, Porter, Connor, Graham, Shea and President Thomas C. Lee.

On motion of Mr. Connor, the Common Council, at 8:10 o'clock P. M., adjourned.

Thomas C. Lee

President.

ATTEST :

Thomas A. Riley

City Clerk

