

REGULAR MEETING.

COUNCIL CHAMBER, CITY OF INDIANAPOLIS, IND.,
Monday, May 20, 1918.

The Common Council of the City of Indianapolis met in the Council Chamber, Monday evening, May 20, 1918, at 7:30 o'clock in regular session, President Louis W. Carnefix in the chair.

Present: The Hon. Louis W. Carnefix, President of the Common Council, and seven (7) members, viz.: Messrs. Kirsch, Peake, Miller, Schmidt, Furniss, Pettijohn and Brown.

Absent: Mr. Willson.

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

COMMUNICATIONS FROM THE MAYOR.

May 15, 1918.

George O. Hutsell, City Clerk,
Indianapolis, Ind.:

Dear Sir—

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

- General Ordinance No. 23;
- Appropriation Ordinance No. 10;
- Special Ordinance No. 8;
- Special Ordinance No. 9.

Yours truly,
CHARLES W. JEWETT.

REPORTS FROM CITY OFFICERS.

From City Controller:

May 20, 1918.

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

Gentlemen—

I submit you herewith an ordinance calling for Thirty-six Hundred and Forty Dollars (\$3640.00), to be used for the purpose of refunding

vehicle owners who paid excessive license for the year 1918 and also to refund owners of public passenger and freight carriers for the year 1917.

This refund is made necessary on account of ordinances regarding the same being declared unconstitutional in the Marion County Court and other ordinances being passed in their stead.

I enclose also with this communication an itemized statement showing the names of purchasers, number of license and the amount paid by each party.

This ordinance is to be known as "Refund on Vehicle and Vocational License".

Very truly yours,

R. H. BRYSON,
City Controller.

Robert H. Bryson,
City Controller,
City:

May 20, 1918.

Dear Sir—

You are hereby requested to ask the Common Council to appropriate the sum of Thirty-eight Hundred Dollars (\$3800.00) to the Department of Public Safety, to be used for the purchase of a police emergency automobile.

Yours truly,
BOARD OF PUBLIC SAFETY,
FELIX M. McWHIRTER.
JACOB H. HILKENE.

May 20, 1918.

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

Gentlemen—

I hand you herewith a communication from the Board of Safety requesting the appropriation of Thirty-eight Hundred (\$3800.00) Dollars to be used for the purchase of a police emergency automobile.

I submit herewith an ordinance and recommend its passage.

Very truly yours,

R. H. BRYSON,
City Controller.

May 20, 1918.

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

Gentlemen—

I hand you herewith a communication from the Board of Safety re-

questing the transfer of certain funds from the Department of Public Safety to funds of the same department, re-appropriating the same and fixing the time for the same to take effect.

I submit you herewith an ordinance for the same and recommend its passage.

Very truly yours,

R. H. BRYSON,
City Controller.

May 20, 1918.

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

Gentlemen—

I submit herewith communication from the Board of Public Works asking for an appropriation of Twenty-one Hundred Seventy-seven Dollars and Forty-seven Cents (\$2177.47), made necessary by an order of the court reducing assessments in Improvement Resolution No. 8843.

I submit herewith an ordinance calling for above amount and recommend its passage.

Very truly yours,

R. H. BRYSON,
City Controller.

May 20, 1918.

Mr. Robert H. Bryson,
City Controller,
City Hall, City:

Dear Sir—

I am directed by the Board of Public Works to request you to ask the Common Council to pass an ordinance making available the sum of \$2177.47, made necessary by an order of the court reducing the assessments in Improvement Resolution No. 8843.

\$2018.07 represents the amount due the Marion County Construction Company; contractors, caused by the reduction of the assessments of real estate of the Illinois Central Railroad Company; \$153.00 represents appraiser fees, and \$6.40 court costs.

Yours truly,

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

Robert H. Bryson,
City Controller,
City:

May 20, 1918.

Dear Sir—

You are hereby requested to ask the Common Council to transfer funds as follows:

Seven Hundred and Fifty Dollars (\$750.00) from the Auto Maintenance and Repair Fund of the Police Department to the Furniture & Fixture Fund of the Police Department.

Two Hundred Dollars (\$200.00) from the Printing & Stationery Fund of the Police Department to the Incidental Fund of the Police Department.

Two Hundred Dollars (\$200.00) from the Wagon, Harness & Repair Fund of the Police Department to the Incidental Fund of the Police Department.

Yours truly,
BOARD OF PUBLIC SAFETY,
FELIX M. McWHIRTER.
JACOB H. HILKENE.

From Board of Public Works:

May 20, 1918.

Mr. Louis Carnefix,
President Common Council,
City of Indianapolis:

Dear Sir—

I am transmitting to you herewith a copy of the Switch Contract which the Capitol Lumber Company desires to have made a matter of ordinance, and which the Board of Public Works approves.

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

At 8:05 Mr. Willson entered the Council Chamber and took his seat.

REPORTS FROM STANDING COMMITTEES.

From the Committee on Finance:

Indianapolis, Ind.

May 20, 1918.

*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. 31, 1918, entitled An Ordinance Providing for the Licensing of Dealers in Second-hand Motor Vehicles, Their Parts and Accessories, Fixing License Fee, Requiring Record to be Kept With Copy Thereof, to be Made and Delivered by Others to the Chief of Police of Notices and Written Reports, beg leave to report that we have had said ordinance under consideration, and recommend that the same do pass.

J. P. BROWN.
J. E. MILLER.
S. A. FURNISS.
W. B. PEAKE.
RUSSELL WILLSON.

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

From the Committee on Finance:

Indianapolis, Ind.
May 20, 1918.

*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. 11, 1918, entitled An Ordinance Appropriating Money for the Purpose of Paying the Amount of the Increase in the Award to Carey Realty Company Made by Superior Court of Marion County for the Vacation of New Jersey Street in an Appeal from the Award Made by the Board of Public Works, beg leave to report that we have had said ordinance under consideration, and recommend that the same do pass.

J. P. BROWN.
J. E. MILLER.
S. A. FURNISS.
W. B. PEAKE.
RUSSELL WILLSON.

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

From the Committee on Finance:

Indianapolis, Ind.
May 20, 1918.

*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. 30, 1918, entitled An Ordinance Authorizing Certain Employments Under the Department of Public Works, Amending Clauses (a) (d) and (f) of Section 983 of General Ordinance No. 12, 1917, as Amended by General Ordinance No. 51, 1917, Repealing Parts of Ordinances Conflicting Herewith and Providing a Time for the Taking Effect of this Ordinance be Amended as follows: Section 4, Clause D, Lines 8 and 9, be amended to read as follows: The Street Foreman (unimproved), \$91.00 per month; the Sewer Foreman, \$91.00 per month. Section 5, Clause F, Line 17, to be amended to read as follows: 1 Janitor at \$15.00 per week, beg leave to report that we have had said ordinance under consideration, and recommend that the same do pass as amended.

J. P. BROWN.
 J. E. MILLER.
 S. A. FURNISS.
 W. B. PEAKE.
 RUSSELL WILLSON.

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

INTRODUCTION OF APPROPRIATION ORDINANCES.

By City Controller:

APPROPRIATION ORDINANCE NO. 12, 1918.

AN ORDINANCE, Appropriating the Sum of Thirty-eight Hundred Dollars (\$3800.00) to the Department of Public Safety, 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 to the Department of Public Safety the sum of Thirty-eight Hundred Dollars (\$3800.00), to be used for the purchase of a police emergency automobile.

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 Finance.

By City Controller:

APPROPRIATION ORDINANCE NO. 13, 1918.

AN ORDINANCE, Appropriating the Sum of Thirty-six Hundred and Forty Dollars (\$3640.00) to the Department of Finance and Fixing the 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 to the Department of Finance the sum of Thirty-six Hundred and Forty Dollars (\$3640.00) for a fund to be known as "Refund on Vehicle and Vocational License".

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 Finance.

By City Controller:

APPROPRIATION ORDINANCE NO. 14, 1918.

AN ORDINANCE. Appropriating Money for the Purpose of Paying the Contractor the Amount Which the Benefits of the Illinois Central Railroad Company Were Reduced by its Appeal to the Superior Court of Marion County from the Assessment of the Board of Public Works, in the Matter of Improvement Resolution No. 8843 by the Board of Public Works of the City of Indianapolis, Providing for a Main Sewer in and Along West Street, and the Old Chanel of Pogues Run, from a Point Fifty Feet South of McCarty Street to White River.

Whereas, The Illinois Central Railroad Company appealed to the Superior Court of Marion County from the assessment of benefits made to its real estate by the former Board of Public Works on the 7th day of January, 1918, for the construction of main sewer under Resolution No. 8843 of the Board of Public Works, providing for a main sewer in and along West Street and the old channel of Pogues Run, from a point fifty feet south of McCarty Street to White River; and

Whereas, Said Marion Superior Court appointed three duly qualified appraisers as provided by law to reassess such benefits, and said appraisers have made their report to said court and filed a copy thereof with the Board of Public Works by which the total benefits assessed against the property of the Illinois Central Railway Company was reduced from Twelve Thousand Dollars (\$12,000.00) to Nine Thousand Nine Hundred Eighty-one Dollars and Ninety-three Cents (\$9,981.93) at the costs of the city;

Now Therefore:

SECTION 1. *Be it Ordained by the Common Council of the City of Indianapolis,* That there be and is hereby appropriated out of the funds of the City of Indianapolis for the use of the Department of Public Works the sum of Two Thousand One Hundred Seventy-seven Dollars and Forty-seven Cents (\$2,177.47) for the purpose of paying the contractor the amount by which the assessments against the real estate

of the Illinois Central Railroad Company were reduced in its appeal from the assessments made by the Board of Public Works against its property for the construction of a main sewer in and along West Street and the old channel of Pogue's Run, from a point fifty feet south of McCarty Street to White River, under resolution by said Board of Public Works No. 8843, and to pay the amount allowed by said court as appraiser's fees and costs, all of which the Board of Public Works was ordered and directed to pay by the Superior Court of Marion County.

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 Finance.

INTRODUCTION OF GENERAL AND SPECIAL ORDINANCES.

By the Board of Public Works:

SWITCH CONTRACT.

GENERAL ORDINANCE NO. 32, 1918.

AN ORDINANCE, Approving a Certain Contract Granting Capitol Lumber Co. the Right to Lay and Maintain a Sidetrack or Switch from According to Blue Print Attached, in the City of Indianapolis, Indiana.

Whereas, heretofore, to-wit: On the 10th day of April 1918, the Capitol Lumber 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—

The undersigned respectfully petitions your honorable board the right and privilege of laying and maintaining a railroad track upon and across West New York Street in the City of Indianapolis, Indiana, east of the Belt Railroad and west of Cable Street, paralleling the Belt Railroad track and at a point about 20 feet east of said tracks, connecting the switch track of the undersigned lying south of said New York Street with the switch track of the undersigned lying north of said New York Street, a more definite location of which is shown by the blue print hereto attached and hereof made a part. The red line on which blue print is the proposed track.

CAPITOL LUMBER COMPANY,

By O. L. HUEY, *President.*

Now, Therefore, This agreement made and entered into this 10th day of April, 1918, by and between the Capitol Lumber 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 the present terminus of its switch on the south side of West New York Street across said New York Street to the terminus of its switch on the north side of said New York Street, in the City of Indianapolis, which is more specifically described as follows: About 20 feet east of and parallel to the tracks of the Belt Railway Company, connecting the switch of first party lying south of said New York Street with the switch of first party lying north of said New York Street and designated by red line on blue print hereto attached, 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*, all at the expense of the party of the first part.

(3) The crossing where said track intersects 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, maintenance or use of said track, and to pay any 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 an 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 West New York Street at a point about 20 feet east of and parallel to Belt Railway, between said Belt Railway and Cable Street, in the City of Indianapolis, all as shown by the drawing attached hereto, filed herewith and for greater certainty marked "Exhibit A."

In Witness Whereof, We have hereunto set our hands this 10th day of April, 1918.

Witness:

WILLIAM PENCE, *Vice Pres.,*
Party of the First Part.

City of Indianapolis, May 20, 1918.

By SCHUYLER A. HAAS,
President.

GEO. LEMAUX,
THOMAS A. RILEY,
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.

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 Works.

By City Controller :

GENERAL ORDINANCE NO. 33, 1918.

AN ORDINANCE, Transferring Certain Funds from the Department of Public Safety to Funds of the Same Department, Re-appropriating the Same and Fixing a Time for the Same to Take Effect.

SECTION 1. *Be it Ordained by the Common Council of the City of Indianapolis,* That there be and is hereby transferred from the "auto maintenance and repair fund," appropriated for the Police Department under the Department of Safety, by General Ordinance No. 18, 1917, the sum of Seven Hundred Fifty Dollars (\$750.00), and said sum of Seven Hundred Fifty Dollars (\$750.00) is hereby re-appropriated to the Department of Public Safety for the "furniture and fixtures fund" of the Police Department.

SEC. 2. That there be and is hereby transferred from the "printing and stationery fund," appropriated by General Ordinance No. 18, 1917, for the Police Department, under the Department of Safety, the sum of Two Hundred Dollars (\$200.00), and said sum of Two Hundred Dollars (\$200.00) is hereby re-appropriated to the "incidental fund" of said Police Department.

SEC. 3. That there be and is hereby transferred from the "wagon, harness and repair fund," appropriated by General Ordinance No. 18, 1917, to the Department of Public Safety, Police Department, the sum of

Two Hundred Dollars (\$200.00), and the said sum of Two Hundred Dollars (\$200.00) is hereby re-appropriated to the "incidental fund" of said Police Department.

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

Which was read a first time.

Mr. Peake moved that the rules be suspended and General Ordinance No. 33, 1918, 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. Kirsch, Peake, Willson, Miller, Schmidt, Furniss, Pettijohn, Brown, and President Louis W. Carnefix.

Mr. Peake called for General Ordinance No. 33, 1918, for second reading. It was read a second time.

Mr. Peake moved that General Ordinance No. 33, 1918, be ordered engrossed, read a third time and placed upon its passage. Carried.

General Ordinance No. 33, 1918, was read a third time and passed by the following vote :

Ayes, 9, viz.: Messrs. Kirsch, Peake, Willson, Miller, Schmidt, Furniss, Pettijohn, Brown, and President Louis W. Carnefix.

By Mr. Carnefix :

GENERAL ORDINANCE NO. 34, 1918.

AN ORDINANCE, Amending sub-clause i. of clause j of section 983 of General Ordinance No. 12, 1917.

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

SEC. 1. That sub-clause i of clause j of section 983 of General Ordinance No. 12, 1917, be amended to read as follows: (i) For Pound

Keeper, One Thousand Dollars (\$1,000.00) per year; each deputy Pound Keeper, Seventy-Five Dollars (\$75.00) per month.

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

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

By Mr. Willson (by request):

GENERAL ORDINANCE NO. 35, 1918.

AN ORDINANCE, Defining "Breach of the Peace," Providing a Penalty for the Violation Thereof and Fixing a Time for Its Taking Effect.

Be it Ordained by the Common Council of the City of Indianapolis that:

SECTION 1. Whoever shall breach the peace in and of the City of Indianapolis by watching or besetting any building, dwelling house, workshop, factory, depot, station, railway property, barn, lumber yard, shed, storage house, warehouse, stock yard, garage or any place of business or residence of another, or by lying in wait to accost, follow or injure another person residing, working, visiting or having business therein, or by accosting or following any such person, or by applying or uttering any language or epithet of abuse or scurrilous, abusive, insulting or threatening language to another, shall be guilty of a breach of the peace, and on conviction shall be fined not more than Three Hundred Dollars (\$300.00), imprisoned not more than six months, or either or both.

SEC. 2. This ordinance shall be in full force and effect from and after fifteen days following the first of two consecutive weekly publications in the -----, a newspaper of general circulation, printed and published in the City of Indianapolis.

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

By Mr. Brown:

GENERAL ORDINANCE NO. 36, 1918.

AN ORDINANCE, Requiring the Installation and Use of Taximeters on Certain Public Vehicles in the City of Indianapolis, and Matters Incidental Thereto.

Be it Ordained by the Common Council of the City of Indianapolis, That it shall be unlawful for any public vehicle in said city to be let for hire for the transportation of passengers upon the basis of distance

traveled unless such vehicle shall be equipped with an instrument which shall accurately measure the distance traveled and automatically and correctly record such distance and also automatically record the time that such vehicle is in waiting, and also automatically record the charge or fare upon the basis of the distance traveled and the time such vehicle is in waiting. Such instrument shall, for the purposes of this ordinance, be known as a "Taximeter."

Sec. 2. Every such taximeter shall be so adjusted as to record the rates of fare and charges upon the basis of the ordinances of the City of Indianapolis regulating such matters, and it shall be unlawful for any such taximeter to show any other or different rate of fare or charge and no driver of any vehicle required by this ordinance to be equipped with such taximeter shall make any other or different charge than that shown by such taximeter.

Sec. 3. Every such taximeter shall be so constructed and placed upon the vehicle carrying same that the fare and charges due from time to time may be distinctly read and understood by passengers in such vehicle and for that purpose a light shall be kept burning at night near such taximeter sufficient to show plainly the figures and letters upon the same.

Sec. 4. It shall be the duty of the Board of Public Safety to cause all such taximeters to be inspected and tested periodically to insure their compliance with such requirements of this ordinance and said Board of Public Safety shall promptly revoke the license of any driver of a public vehicle whose vehicle is not equipped with a taximeter, as required by this ordinance, or whose taximeter may be found, upon inspection and testing, to record rates of charge in excess of those herein provided for.

Sec. 5. All ordinances and parts of ordinances in conflict herewith are hereby repealed.

Sec. 6. Any person found guilty of violating this ordinance shall be fined in any sum not in excess of One Hundred (\$100.00) Dollars for each offense.

Sec. 7. This ordinance shall be in full force and effect from and after its passage and publication for three consecutive weeks in the Indianapolis Commercial, a daily newspaper printed and published in the City of Indianapolis.

Which was read a first time and referred to the Committee on City's Welfare.

By Mr. Carnefix :

SPECIAL ORDINANCE NO. 11, 1918.

AN ORDINANCE. Defining a War Loafer, Providing Penalties for

the Punishment of Those Found Guilty of So Being; Granting Courts the Right to Suspend Sentence in Certain Contingencies; Defining What Constitutes Prima Facie Evidence as to Employment, and Fixing a Time for Its Taking Effect.

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

SECTION 1. That to preserve peace and good order and to prevent vice and immorality and to promote thrift and industry during the present emergency, and to aid the whole people while engaged in many occupations to win the war against Germany and her Allies, this ordinance is enacted.

SEC. 2. That for the purposes of this ordinance the Words "War Loafer" shall be construed to mean a person who, while the United States of America is at war with any other nation, government or power, is not engaged continuously in a lawful employment, or who spends the day-light hours loitering on the streets, alleys or public places and appears to have no visible means of support and who apparently does not perform manual labor sufficient that the remuneration thereof would equal the probable cost of the food consumed by said person.

SEC. 3. Whoever being more than eighteen and not more than sixty years of age and physically fit to perform manual labor, is found within the corporate limits of the City of Indianapolis from and after the passage of this act and while the United States of America is engaged in war with any nation or power, without visible means of support, and is not continuously employed in a lawful occupation, business, trade, calling or profession, and who in the six months last past has made no reasonable effort to procure employment, or who has refused to labor for compensation where employment is offered, or who spends a major portion of the daylight hours on the streets or alleys or the public places of the city, idling, loitering and gossiping, and who, in the last preceding six months has not performed manual labor sufficient that the remuneration thereof has equaled the probable cost of the food consumed by said person, shall be deemed guilty of being a "War Loafer," and upon conviction thereof shall be fined in any sum not to exceed One Hundred Dollars, to which may be added imprisonment in the county jail or workhouse for a term not exceeding six months.

Provided, That the following persons or classes shall be excluded from the provisions of this act: (a) Students or persons fitting themselves in an educational way to engage in trade or industrial pursuits;

(b) Persons temporarily unemployed by reason of differences with their employes;

(c) Persons engaged in any seasonable business, trade or occupation.

SEC. 4. *Provided*, That after the conviction of a person of being a "War Loafer," the court may use its power, as conferred in similar

cases by statute, to suspend sentence, if upon the representation of two reputable citizens that they will furnish the defendant with employment at a reasonable remuneration, and upon the defendant's representation that he will report weekly to the court as to his employment; which period of employment and reporting shall be equal to the term of imprisonment rendered by the court. And if said defendant shall fail to continue in said employment, or fail to make report to the court, he shall be taken in custody and the original sentence enforced.

SEC. 5. Evidence produced that the defendant appears to be within age limits as fixed by this ordinance, that he is seen frequently on the streets, alleys or public places of the community not engaged in any form of employment, and seems not to be continuously engaged in any occupation, trade or profession, and that he is seemingly healthy and fit for labor, shall be deemed prima facie evidence that the defendant is a "War Loafer" within the meaning of this ordinance.

SEC. 6. This ordinance shall be in full force and effect in fifteen days after the first of two consecutive weekly publications in the Indianapolis Commercial, a newspaper of general circulation in this community.

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

By Mr. Furniss:

SPECIAL ORDINANCE NO. 12, 1918.

AN ORDINANCE, Changing the Name of North Drover Street to Patterson Street.

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

SECTION 1. That the name of North Drover Street in said city, from White River to the northern terminus of said street, be and the same is hereby changed to Patterson Street.

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 Health and Charities.

By Mr. Schmidt:

SPECIAL ORDINANCE NO. 13, 1918.

AN ORDINANCE, Authorizing the Sale of Real Estate by the Board of Park Commissioners.

SECTION 1. *Be it Ordained by the Common Council of the City of Indianapolis, Indiana:* That the Board of Park Commissioners is hereby

authorized to sell for cash, at public sale for not less than the appraised value, to be hereafter determined by appraisers appointed by the Judge of the Circuit Court of Marion County, as required by law, to the following described real estate in Marion County, Indiana, to-wit:

A parcel of ground composed of the south ends of Lots 34, 35 and 36 in Vajen's South Brookside Addition to the City of Indianapolis, more particularly described as follows:

Beginning at the southeast corner of the intersection of Rural Street with the Brookside Parkway, South Drive, said point being in the east property line of Rural Street 50.03 feet north of the southwest corner of lot 34; thence south a distance of 50.03 feet to the southwest corner of Lot 34; thence east along the south property line of Lots 34, 35 and 36 a distance of 120 feet to the southeast corner of Lot 36; thence north along the east property line of Lot 36 a distance of 112.77 feet to a point in the south property line of Brookside Parkway, South Drive; thence along the south property line of Brookside Parkway, South Drive, to the place of beginning.

A parcel of ground in the northwest quarter of the southwest quarter of Section 3-15-4, more particularly described as follows:

Beginning at a point in the east line of the west half of the southwest quarter of Section 3-15-4, said point being 505 feet south of the north line of the south half of Section 3-15-4; thence on a straight line 53 degrees and 5 minutes to the southwest, a distance of 180.9 feet to a point in the east property line of Pleasant Run Parkway, South Drive; thence to the northeast along the east line of Pleasant Run Parkway, South Drive; a distance of 290 feet, more or less, to a point in the south line of Hill Street, produced west; thence east along the south line of Hill Street a distance of 20 feet, more or less, to a point in the aforesaid quarter section line; thence south along the quarter section line a distance of 150 feet, more or less, to the place of beginning.

Description of a parcel of ground consisting of parts of the south ends of Lots 42 and 43 in Miller's Subdivision of Vajen's Springdale Addition to the City of Indianapolis, and one-half of the vacated alley adjacent thereto, more particularly described as follows: Beginning at the point of intersection of the east property line of Tacoma Avenue with the south property line of Brookside Parkway, South Drive; thence south along the east property line of Tacoma Avenue a distance of 54 feet, more or less, to a point in the center of a certain vacated alley; thence east along the center line of said vacated alley a distance of 64.41 feet to a point; thence north along the east line of Lot 42 and said east line extended a distance of 32 feet, more or less, to a point in the south property line of Brookside Parkway, South Drive; thence to the northwest along the south property line of Brookside Parkway, South Drive, to the place of beginning.

A parcel of ground consisting of parts of the west ends of Lots 179, 180 and 181 in Vajen's South Brookside Addition to the City of Indianapolis and one-half of the vacated alley adjacent to the above-named lots on the west, more particularly described as follows: Beginning at a point in the south property line of Sixteenth Street, said point being 34.75 feet west of the northeast corner of Lot 179; thence west on the south property line of Sixteenth Street a distance of 79.75 feet to a point in the center line of a certain vacated alley; thence south along the center line of the aforementioned alley to a point in the north property line of Brookside Parkway, North Drive; thence to the northeast along the north line of Brookside Parkway, North Drive, to the place of beginning.

A triangular parcel of ground consisting of parts of Lots 38, 39, 40 and 41 in Miller's Sub. of Vajen's Springdale Addition to the City of Indianapolis, and half of a ten (10) foot vacated alley immediately south thereof, more particularly described as follows:

Beginning at a point, said point being the intersection of the south property line of Brookside Parkway, South Drive, and the west property line of Lot 41 in Miller's Sub. of Vajen's Springdale Addition to the City of Indianapolis; thence south along the west line of Lot 41, and said line extended to the center of said vacated alley, a distance of thirty-two and one-half ($32\frac{1}{2}$) feet, more or less; thence eastward along the center line of said vacated alley, a distance of one hundred and fifty-two feet (152) feet to a point in the south line of Brookside Parkway, South Drive; thence to the northwest along the south property line of Brookside Parkway, South Drive, to the place of beginning;

Said real estate shall be sold at public sale upon such notice as the Board of Park Commissioners may determine, separately or in convenient parcels.

SEC. 2. This ordinance shall be in full force from and after its passage and approval by the Mayor.

Which was read a first time.

Mr. Schmidt moved that the rules be suspended and Special Ordinance No. 13, 1918, 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. Kirsch, Peake, Willson, Miller, Schmidt, Furniss, Pettijohn, Brown, and President Louis W. Carnefix.

Mr. Schmidt called for Special Ordinance No. 13, 1918, for second reading. It was read a second time.

By unanimous consent of the Common Council, Miss Nina Schmidt, Secretary of the Board of Park Commissioners, addressed the Council and explained Special Ordinance No. 13, 1918.

Mr. Schmidt moved that Special Ordinance No. 13, 1918, be ordered engrossed, read a third time, and placed upon its passage. Carried.

Special Ordinance No. 13, 1918, was read a third time and passed by the following vote:

Ayes, 9, viz.: Messrs. Kirsch, Peake, Willson, Miller, Schmidt, Furniss, Pettijohn, Brown, and President Louis W. Carnefix.

MISCELLANEOUS BUSINESS.

By consent the Council referred back to "Reading and Correcting the Journal."

Mr. Willson moved to correct the Journal of May 6, 1918, as follows:

By striking out on Page 194, line 14, the word "outrages" and by inserting therein the word "outages."

By striking out on Page 188 all of lines 19 to 35, inclusive, and inserting therein the words "Which was read a first time and referred to the Committee on City's Welfare."

By striking out on Page 192, line 19, after the word "on," the words "City's Welfare" and inserting therein the words "Public Safety."

By striking out on Page 194, line 26, after the word "on" the words "City's Welfare" and inserting therein the words "Public Safety."

Carried.

Mr. Peake moved to correct the Journal of May 13, 1918, as follows: By striking out on Page 204, line 19, the word "Ayes" and inserting therein the word "Noes."

ORDINANCES ON SECOND READING.

Mr. Brown called for Appropriation Ordinance No. 11, 1918, for second reading. It was read a second time.

Mr. Brown moved that Appropriation Ordinance No. 11, 1918, be ordered engrossed, read a third time, and placed upon its passage. Carried.

Appropriation Ordinance No. 11, 1918, was read a third time and passed by the following vote:

Ayes, 9, viz.: Messrs. Kirsch, Peake, Willson, Miller, Schmidt, Furniss, Pettijohn, Brown, and President Louis W. Carnefix.

Mr. Brown called for General Ordinance No. 30, 1918, for second reading. It was read a second time.

Mr. Brown moved that General Ordinance No. 30, 1918, be amended as recommended by the committee. Carried by the following vote:

Ayes, 9, viz.: Messrs. Kirsch, Peake, Willson, Miller, Schmidt, Furniss, Pettijohn, Brown, and President Louis W. Carnefix.

Mr. Brown moved that General Ordinance No. 30, 1918, be ordered engrossed as amended, read a third time and placed upon its passage. Carried.

General Ordinance No. 30, 1918, was read a third time and passed by the following vote:

Ayes, 9, viz.: Messrs. Kirsch, Peake, Willson, Miller, Schmidt, Furniss, Pettijohn, Brown, and President Carnefix.

Mr. Peake called for General Ordinance No. 31, 1918, for second reading. It was read a second time.

Mr. Brown moved that General Ordinance No. 31, 1918, be ordered engrossed, read a third time and placed upon its passage. Carried.

General Ordinance No. 31, 1918, was read a third time and passed by the following vote:

Ayes, 9, viz.: Messrs. Kirsch, Peake, Willson, Miller, Schmidt, Furniss, Pettijohn, Brown, and President Louis W. Carnefix.

By consent the Council referred back to introduction of General and Special Ordinances.

Mr. Brown moved that the rules be suspended and General Ordinance No. 34, 1918, 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. Kirsch, Peake, Willson, Miller, Schmidt, Furniss, Pettijohn, Brown, and President Louis W. Carnefix.

Mr. Brown called for General Ordinance No. 34, 1918, for second reading. It was read a second time.

Mr. Brown moved that General Ordinance No. 34, 1918, be ordered engrossed, read a third time and placed upon its passage. Carried.

General Ordinance No. 34, 1918, was read a third time and passed by the following vote:

Ayes, 9, viz.: Messrs. Kirsch, Peake, Willson, Miller, Schmidt, Furniss, Pettijohn, Brown, and President Louis W. Carnefix.

By consent the Council referred back to miscellaneous business.

By Mr. Brown:

RESOLUTION NO. 3, 1918.

Be it Resolved, That the Common Council of the City of Indianapolis, Indiana, go on record as opposing any increase in water rates in the City of Indianapolis, Indiana.

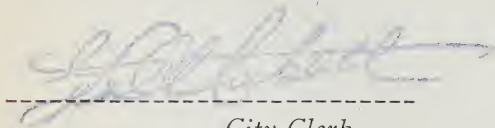
Which was read a first time and referred to the Committee on Public Works.

On motion of Mr. Furniss the Common Council, at 9:37 o'clock p. m., adjourned.



President.

ATTEST:



City Clerk.