

REGULAR MEETING.

COUNCIL CHAMBER, CITY OF INDIANAPOLIS, IND.

Monday, November 3, 1919.

The Common Council of the City of Indianapolis met in the Council Chamber, Monday evening, November 3, 1919, at 7:30 o'clock in regular session, President Wm. B. Peake in the chair.

Present: The Hon. Wm. B. Peake, President of the Common Council, and eight (8) members, viz.: Messrs. Kirsch, Willson, Miller, Schmidt, Furniss, Pettijohn, Brown and Carnefix.

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

COMMUNICATIONS FROM THE MAYOR.

Indianapolis, Ind., October 21, 1919.

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

Gentlemen: I have this day signed and delivered to George O. Hutsell, City Clerk, Appropriation Ordinances No. 31, No. 32, No. 33, No. 34, No. 35, No. 36, No. 37 and No. 38.

Yours very truly,

CHARLES W. JEWETT,
Mayor.

Indianapolis, Ind., October 29, 1919.

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

Gentlemen: I have this day signed and delivered to George O. Hutsell, City Clerk, General Ordinance No. 76, General Ordinance No. 99, and General Ordinance No. 100.

Yours very truly,

CHARLES W. JEWETT,
Mayor.

Indianapolis, Ind., November 3, 1919.

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

Gentlemen: I return herewith General Ordinance No. 68, 1919, being an ordinance amending Paragraph 35 of General Ordinance No. 74, 1916, "pertaining to fixing license fees to be charged for vehicles used on the streets for carrying on certain business," without my signature.

The difference in the schedule of license fees prescribed in General Ordinance No. 68 if the same became effective would be approximately \$13,000.00 a year loss to the city. I realize that the State Law enacted in 1919 licensing motor trucks imposes an additional burden upon the trucks of the city which do not use the state highways, which in many instances is inequitable. However, no class of vehicles do more damage to the city streets than the heavy trucks. There is no reason, in my opinion, why they should not pay a reasonable fee for the privilege of hauling heavy loads over the city streets and bear their proportion of the cost for the upkeep of the streets.

The old ordinance, No. 74, could be amended on the basis of a license fee of \$500 for each ton capacity. In my opinion this would be more equitable to the truck owners and to the city than either the old ordinance now in effect, No 74, 1916, or General Ordinance No. 68, 1919. This would provide a license fee of \$5.00 for each motor truck with a carrying capacity not to exceed 4,000 pounds; \$10.00 for each truck with a carrying capacity not to exceed 4,000 pounds; \$15.00 for each motor truck with a carrying capacity not to exceed 6,000 pounds; \$20.00 for each motor truck with a carrying capacity not to exceed 8,000 pounds; and \$25.00 for each motor truck with a capacity not to exceed 10,000 pounds. It seems that this would be a fair standard for fixing a license fee on heavy motor trucks and at the same time would provide the city with a fair return of revenue.

For these reasons, I therefore have vetoed Gneral Ordinance No. 68, 1919.

Yours very truly,
CHARLES W. JEWETT,
Mayor.

REPORTS FROM CITY OFFICERS.

From City Controller:

*The Honorable President and Members of the
Common Council, Indianapolis, Indiana.*

Gentlemen: I hand you herewith a communication from the Depart-

ment of Law asking for the passage of an ordinance appropriating the sum of Three Thousand Two Hundred Eight Dollars and Ninety-seven Cents (\$3,208.97) for the purpose of paying the judgment and interest against the City of Indianapolis in Cause No. 11795 in the Shelby Circuit Court entitled Jennie V. Iseminger vs. City of Indianapolis.

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

Yours very truly,

ROBT. H. BRYSON,
City Controller.

Indianapolis, Ind., November 3, 1919.

To the City Controller, Indianapolis, Indiana.

Dear Sir: Herewith we hand you an ordinance appropriating the sum of Three Thousand Two Hundred Eight Dollars and Ninety-seven Cents for the payment of judgment and interest in the case of Jennie V. Iseminger v. the City of Indianapolis, in the Shelby Circuit Court.

It is requested that this ordinance be submitted to the Council and its immediate passage be recommended. This judgment has been on the records for some little time and is drawing interest. The plaintiff is entitled to her money and the city should be relieved of the interest charge.

Yours very truly,

THOMAS D. STEVENSON,
City Attorney.

Indianapolis, Ind., November 3, 1919.

*To the Honorable President and Members of the
Common Council, Indianapolis, Indiana.*

Gentlemen: I hand you herewith a communication from the Board of Public Works asking for the passage of an ordinance appropriating the sum of Eight Thousand Seven Hundred Twenty-seven Dollars and Seventy-six Cents (\$8,727.76) to the Street and Alley Intersection Fund of the Department of Public Works.

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

Yours very truly,

ROBERT H. BRYSON,
City Controller.

Indianapolis, Ind., November 3, 1919.

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

Dear Sir: I am submitting herewith, for your approval and transmission to the Common Council, an ordinance appropriating the sum

of \$8727.76 to the Street and Alley Intersection Fund of the Department of Public Works, to pay for East Tenth Street intersections.

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

REPORTS FROM STANDING COMMITTEES.

From the Committee on Finance :

Indianapolis, Ind., November 3, 1919.

*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. 39, 1919, entitled "An Ordinance Appropriating the sum of \$5828 to the Department of Public Safety for the purpose of reimbursing Doyle R. Paddock for his expenses as a delegate to a certain convention 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.

LOUIS W. CARNEFIX,
G. G. SCHMIDT.

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

From the Committee on Finance :

Indianapolis, Ind., November 3, 1919.

*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. 102, 1919, entitled "An Ordinance transferring the sum of \$250.00 from the Weights and Measures Salary Fund to the Maintenance Fund and Material and Supplies Fund of the Department of Weights and Measures, 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.

LOUIS W. CARNEFIX,
G. G. SCHMIDT.

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

From the Committee on Public Works:

Indianapolis, Ind., November 3, 1919.

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

Gentlemen: We, your committee on Public Works, to whom was referred Special Ordinance No. 4, 1919, beg leave to report that we have said ordinance under consideration, and recommend that the same be passed.

LOUIS W. CARNEFIX,
LEE J. KIRSCH,
G. A. FURNISS,
RUSSELL WILLSON,
J. E. MILLER.

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

From the Committee on Public Works:

Indianapolis, Ind., November 3, 1919.

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

Gentlemen: We, your Committee on Public Works, to whom was referred General Ordinance No. 97, 1919, beg leave to report that we have had said ordinance under consideration, and recommend that the same be passed.

LOUIS W. CARNEFIX,
LEE J. KIRSCH,
J. E. MILLER,
G. A. FURNISS,
RUSSELL WILLSON,

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

From the Committee on Public Safety:

Indianapolis, Ind., November 3, 1919.

*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. 91, 1919, entitled "An Ordinance prohibiting the operation of aircraft over the City of Indianapolis, providing a penalty for violation thereof 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.

G. A. FURNISS,
J. E. MILLER,
L. CARNEFIX,
LEE J. KIRSCH,
J. P. BROWN.

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

From the Committee on Public Safety:

Indianapolis, Ind., November 3, 1919.

*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. 110, 1919, entitled "An Ordinance concerning the release of dogs from the public pound," beg leave to report that we have had said ordinance under consideration, and recommend that the same be passed.

G. A. FURNISS,
J. P. BROWN,
LEE J. KIRSCH,
J. E. MILLER.

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

INTRODUCTION OF APPROPRIATION ORDINANCES.

By City Controller:

Appropriation Ordinance No. 40, 1919.

An Ordinance appropriating money to the Department of Law for the payment of judgments against the City of Indianapolis.

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

SECTION 1. That there be and is hereby appropriated to the Department of Law for the payment of judgment and interest against the City of Indianapolis in Cause No. 11795 in the Shelby Circuit Court, entitled Jennie V. Iseminger v. City of Indianapolis, the sum of Three Thousand Two Hundred Eight Dollars and Ninety-seven Cents (\$3,208.97).

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

Which was read a first time.

Mr. Carnefix moved that the rules be suspended and Appropriation Ordinance No. 40, 1919, 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. Brown, Carnefix, Furniss, Kirsch, Miller, Pettijohn, Schmidt, Willson and President Wm. B. Peake.

Mr. Carnefix called for Appropriation Ordinance No. 40, 1919, for second reading. It was read a second time.

Mr. Carnefix moved that Appropriation Ordinance No. 40, 1919, be ordered engrossed, read a third time and placed upon its passage. Carried.

Appropriation Ordinance No. 40, 1919, was read a third time and passed by the following vote:

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

By City Controller :

Appropriation Ordinance No. 41, 1919.

An Ordinance appropriating money to the Department of Public Works.

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

SECTION 1. That there be and is hereby appropriated to the Street and Alley Intersection Fund of the Department of Public Works the sum of Eight Thousand Seven Hundred Twenty-seven Dollars and Seventy-six cents (\$8,727.76).

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

Which was read a first time.

Mr. Carnefix moved that the rules be suspended and Appropriation Ordinance No. 41, 1919, 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. Brown, Carnefix, Furniss, Kirsch, Miller, Pettijohn, Schmidt, Willson and President Wm. B. Peake.

Mr. Carnefix called for Appropriation Ordinance No. 41, 1919, for second reading. It was read a second time.

Mr. Carnefix moved that Appropriation Ordinance No. 41, 1919, be ordered engrossed, read a third time and placed upon its passage. Carried.

Appropriation Ordinance No. 41, 1919, was read a third time and passed by the following vote:

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

INTRODUCTION OF GENERAL AND SPECIAL ORDINANCES.

By Mr. Pettijohn:

General Ordinance No. 111, 1919.

An Ordinance amending clause "A" of Section 5 of an Ordinance entitled "An Ordinance regulating vehicle traffic, providing for the rate of street cars, establishing certain rules and regulations for vehicles, street cars and the operators thereof, and pedestrians, providing certain penalties for the violation thereof, and declaring a time when the same shall take effect," being General Ordinance No. 37, 1919.

SECTION 1. *Be it ordained by the Common Council of the City of Indianapolis, Indiana,* That Clause "A" of Section 5 of an ordinance entitled "An Ordinance regulating vehicle traffic, providing for the rate of speed of street cars, establishing certain rules and regulations for vehicles, street cars, and the operators thereof, and pedestrians, providing certain penalties for the violation thereof, and declaring a time when the same shall take effect," being General Ordinance No. 37, 1919, be and the same is hereby amended to read as follows:

"PARKING.

"Clause A. In the Congested District no vehicle shall be parked for a continuous period of more than one and one-half (1½) hours, between the hours of 8:00 A. M. and 6:30 P. M., Provided, however, that this section shall not apply to physicians and surgeons, maintaining offices in the Congested District, during their usual office hours.

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

Which was read a first time.

Mr. Pettijohn moved that the rules be suspended and General Ordinance No. 111, 1919, be placed upon its passage.

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

Ayes, 6, viz.: Messrs. Carnefix, Furniss, Kirsch, Pettijohn, Schmidt and President Wm. B. Peake.

Noes, 3, viz.: Messrs. Brown, Miller and Willson.

President Peake referred General Ordinance No. 111, 1919, to the Committee on Health and Charities.

By Mr. Willson:

General Ordinance No. 112, 1919.

An ordinance to amend Section 15 of General Ordinance No. 37, 1919, entitled "An Ordinance regulating vehicle traffic, providing for the rate of speed of street cars, establishing certain rules and regulations for vehicles, street cars and the operators thereof, and pedestrians, providing certain penalties for the violation thereof, and declaring a time when the same shall take effect," approved August 8, 1919.

SECTION 1. *Be it ordained by the Common Council of the City of Indianapolis, Indiana.* That Section 15 of General Ordinance No. 37 of 1919, approved August 8, 1919, the title of which is fully copied in the foregoing title, be, and the same is hereby amended, so as to read as follows:

"SEC. 15. Taxicab Stands.

(a) No taxicab shall park at any place within the Congested District, except in the following two places:

1. For a continuous space of one hundred and fifty (150) feet to the southwest end of the first block of Kentucky Avenue, south of Washington Street, in center of said Kentucky Avenue.

2. For continuous space one hundred and fifty (150) feet at the east end of Market Street between Pennsylvania Street and Delaware Street, in the center thereof.

(b) On the north side of Jackson Place between Illinois Street and McCrea Street, no vehicle shall be parked at any time, except taxicabs; provided, however, that all such taxicabs therein shall be parked at a right angle with the curbing of such street, with the rear of such machine parked flat against such curbing, and provided further, that no such taxicab shall be parked within fifty (50) feet of the east curb line of Illinois Street or the west curb line of McCrea Street."

SEC. 2. This Ordinance shall be in full force and effect from and after passage and publication as required by law.

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

By Mr. Kirsch:

General Ordinance No. 113, 1919.

An Ordinance repealing Section 1015 of General Ordinance No. 12, 1917, and fixing a time when the same shall take effect.

Be it ordained by the Common Council of the City of Indianapolis, Indiana: SECTION 1. That Section 1015 of General Ordinance No. 12, 1917 be, and the same is hereby repealed.

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 City's Welfare.

By Mr. Kirsch:

Special Ordinance number 5, 1919.

An Ordinance defining a part of the boundary line of the City of Indianapolis, Indiana, so as to extend the same, and annexing to the City of Indianapolis certain territory contiguous thereto; providing for the publication thereof, 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 the boundary line of the City of Indianapolis, from a point beginning in the center of Emerson Avenue and one hundred fifty (150) feet north of the center line of East Tenth Street, thence north with the center line of Emerson Avenue to the center line of East Sixteenth Street, thence east with the center line of East Sixteenth Street to the east line of land owned by Charles Rupp, thence south with said line to a point one hundred fifty (150) feet north of the center line of East Tenth Street, thence west parallel with and one hundred fifty (150) feet distant from the center line of East Tenth Street, to the place of beginning, be and the same is hereby defined and extended so as to include the following described territory contiguous to the City of Indianapolis, in Marion County, Indiana, which said following described territory is hereby annexed to and made a part of the City of Indianapolis, in Marion County, Indiana, said territory so annexed being described as follows: Beginning in

the center line of Emerson Avenue, said center line being the west line of the southwest quarter of Section thirty-four (34), Township sixteen (16) North, Range four (4) east, and one hundred fifty (150) feet north of the southwest corner of said quarter section, thence north with said line to a point intersecting with the center line of East Sixteenth Street, thence east with the center line of East Sixteenth street, said center line being the north line of the west one-half ($\frac{1}{2}$) of said quarter section, thence south with said line to a point one hundred fifty (150) feet north of the south line of said quarter section, thence west parallel with and one hundred fifty (150) feet distant from said south line, to the place of beginning.

SEC. 2. This Ordinance shall be in full force and effect from and after its passage and publication for two consecutive weeks in the Indianapolis Commercial, a daily newspaper printed and published in the City of Indianapolis, Marion County, Indiana.

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

ORDINANCES ON SECOND READING.

Mr. Carnefix moved that the vote by which General Ordinance No. 92, 1919, was passed be reconsidered. Carried.

The roll was called and General Ordinance No. 92, 1919, failed to pass by the following vote:

Ayes, 5, viz.: Messrs. Brown, Carnefix, Furniss, Miller and Willson.

Noes, 4, viz.: Messrs. Kirsch, Pettijohn, Schmidt and President Wm. B. Peake.

Mr. Carnefix called for Appropriation Ordinance No. 39, 1919, for second reading. It was read a second time.

Mr. Carnefix moved that Appropriation Ordinance No. 39, 1919, be ordered engrossed, read a third time and placed upon its passage. Carried.

Appropriation Ordinance No. 39, 1919, was read a third time and passed by the following vote:

Ayes, 7, viz.: Messrs. Brown, Carnefix, Furniss, Kirsch, Miller, Willson and President Wm. B. Peake.

Noes, 2, viz.: Messrs. Pettijohn and Schmidt.

Mr. Furniss called for General Ordinance No. 91, 1919, for second reading. It was read a second time.

Mr. Furniss moved that General Ordinance No. 91, 1919, be ordered engrossed, read a third time and placed upon its passage. Carried.

General Ordinance No. 91, 1919, was read a third time and passed by the following vote:

Ayes, 5, viz.: Messrs. Brown, Carnefix, Furniss, Willson and President Wm. B. Peake.

Noes, 4, viz.: Messrs. Kirsch, Pettijohn, Schmidt and Miller.

Mr. Furniss called for General Ordinance No. 110, 1919, for second reading. It was read a second time.

Mr. Furniss moved that General Ordinance No. 110, 1919, be ordered engrossed, read a third time and placed upon its passage. Carried.

General Ordinance No. 110, 1919, was read a third time and passed by the following vote:

Ayes, 8, viz.: Messrs. Brown, Furniss, Kirsch, Miller, Pettijohn, Schmidt, Willson and President Wm. B. Peake.

Noes, 1, viz.: Mr. Carnefix.

Mr. Willson called for General Ordinance No. 97, 1919, for second reading. It was read a second time.

Mr. Willson moved that General Ordinance No. 97, 1919, be ordered engrossed, read a third time and placed upon its passage. Carried.

General Ordinance No. 97, 1919, was read a third time and passed by the following vote:

Ayes, 8, viz.: Messrs. Brown, Carnefix, Furniss, Kirsch, Miller, Schmidt, Willson and President Wm. B. Peake.

Noes, 1, viz.: Mr. Pettijohn.

Mr. Willson called for Special Ordinance No. 4, 1919, for second reading. It was read a second time.

Mr. Willson moved that Special Ordinance No. 4, 1919, be ordered engrossed, read a third time and placed upon its passage. Carried.

Special Ordinance No. 4, 1919, was read a third time and passed by the following vote:

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

Mr. Carnefix called for General Ordinance No. 102, 1919, for second reading. It was read a second time.

Mr. Carnefix moved that General Ordinance No. 102, 1919, be ordered engrossed, read a third time and placed upon its passage. Carried.

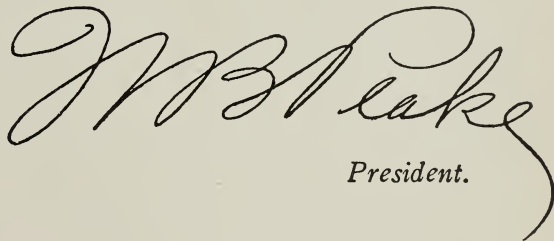
General Ordinance No. 102, 1919, was read a third time and passed by the following vote:

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

By Mr. Schmidt:

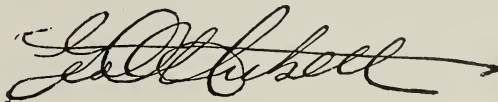
Mr. President: I move to reconsider General Ordinance No. 91, 1919, at the next meeting.
G. G. SCHMIDT.

On motion of Mr. Furniss the Common Council at 9:17 o'clock p. m. adjourned.



W. B. Peake
President.

Attest:



G. G. Schmidt
City Clerk.