

REGULAR MEETING.

COUNCIL CHAMBER, CITY OF INDIANAPOLIS, IND.,

MONDAY, March 19, 1917.

The Common Council of the City of Indianapolis met in the Council Chamber, Monday evening, March 19, 1917, at 7:30 o'clock in regular session, President Michael J. Shea in the chair.

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

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

COMMUNICATIONS FROM THE MAYOR.

EXECUTIVE DEPARTMENT,
CITY OF INDIANAPOLIS.

INDIANAPOLIS, IND., March 12, 1917.

To the President and Members of the City Council, Indianapolis, Ind.:

GENTLEMEN: I have approved and signed Resolution No. 3, 1917, in which the thanks of the Common Council of the City of Indianapolis are extended to the Hon. Woodburn Masson and the Hon. George Shirts for their patient and painstaking co-operation with the City Council in the work of codifying the city ordinances.

I return the said resolution herewith.

Yours very truly,

J. E. BELL,
Mayor.

EXECUTIVE DEPARTMENT,
CITY OF INDIANAPOLIS.

INDIANAPOLIS, IND.' March 13, 1917.

To the President and Members of the City Council, Indianapolis, Ind.:

GENTLEMEN: I have approved and signed General Ordinance No. 69, 1916, the same being an ordinance granting the Lake Erie & Western

Railroad Company the right to maintain a sidetrack across Twenty-eighth Street in the City of Indianapolis.

I return the said ordinance herewith.

Yours very truly,

J. E. BELL,
Mayor.

REPORTS FROM CITY OFFICERS.

From City Controller :

FINANCE DEPARTMENT,
CITY OF INDIANAPOLIS.

INDIANAPOLIS, IND., March 19, 1917.

To the Honorable President and Members of the Common Council:

GENTLEMEN: I enclose herewith a letter from the Corporation Counsel and ordinance which I recommend.

The expense of publishing the code, in addition to printing the same in book form, is considerable, and in order to make a saving it has been decided to print the code in book form which will answer publication. In the meantime the license ordinances are without penalty, and I ask you to pass the ordinance prepared by the Corporation Counsel and enclosed herewith as quickly as possible in order that we may be able to enforce our license ordinances. This is an important matter, as after April 2 our revenue from liquor licenses will steadily diminish and it is necessary that we obtain all the money possible from the general license fees, and we can not do so without a penalty for violation of the same.

Respectfully,

R. H. SULLIVAN,
City Controller.

DEPARTMENT OF LAW,
CITY OF INDIANAPOLIS.

INDIANAPOLIS, IND., March 19, 1917.

Honorable Reginald H. Sullivan, City Controller, City Hall, City:

DEAR SIR—I hand you herewith an ordinance fixing a penalty for the violation of any ordinance to which a penalty may not have been attached at the time it was enacted. Certain ordinances have been passed from time to time in expectation of their being embodied in the new municipal code, and they have been so embodied, but it will be probably sixty days before the code can be published and go into effect. In the meantime certain ordinances the Council has passed can not be made effective by reason of the lack of a penalty, as you have suggested to me. I think this

ordinance will fully cover the situation. The penalty prescribed in this ordinance is the same as the general penalty prescribed in the code and will answer all purposes until the code goes into effect.

Yours truly,
WM. A. PICKENS,
Corporation Counsel.

From the Board of Public Works:

DEPARTMENT OF PUBLIC WORKS,
OFFICE OF THE BOARD.

INDIANAPOLIS, IND., March 9, 1917.

Mr. Michael J. Shea, President, Common Council, City of Indianapolis.:

DEAR SIR—We are sending you an ordinance changing the name of Circle Street, commonly known as Monument Place, to Monument Circle. As you are aware, Senator Wm. E. English introduced a bill in the legislature, known as Senate Bill No. 29, by which the grounds belonging to the State in the City of Indianapolis, designated by the constitution of the State as Governor's Circle, and known as Circle Park and later as Monument Place, shall hereafter be known and designated as Monument Circle. This bill passed both houses and was signed by the Governor. The present legal name of the street around the Monument is Circle Street, but great confusion has been created, as stated by Mr. English in a letter, by the fact that one side of the street was named Monument Place and the other Circle Street, and at other times it was called Governor's Circle. It seems appropriate that the name should now be made to conform to the name of the space around the Monument, which by a recent act has been designated "Monument Circle."

We would, therefore, recommend an early passage of this ordinance, in order that we may put up the necessary street signs.

Very truly yours,
J. A. RINK,
E. L. ZIEGLER,
GEO. B. GASTON,
Board of Public Works.

From the Board of Public Works:

DEPARTMENT OF PUBLIC WORKS,
OFFICE OF THE BOARD.

INDIANAPOLIS, IND., March 19, 1917.

To the Honorable Common Council, City of Indianapolis:

GENTLEMEN: I am directed to submit for your consideration and approval the following ordinances:

An ordinance changing the name of Monument Place to Monument Circle, in conformity with the provisions of an act of the General Assembly, together with letter of the Board urging the passage of such ordinance;

An ordinance authorizing the permanent improvement of the roadway of Adelaide Street, from Ohio to New York Street, as provided for under Improvement Resolution No. 8794; and

An ordinance authorizing the permanent improvement of the roadway of Highland Avenue, from Marlowe Avenue to Michigan Street, as provided for under Improvement Resolution No. 8816.

Very truly yours,
 JOSEPH P. TURK,
Clerk, Board of Public Works.

REPORTS FROM STANDING COMMITTEES.

From the Committee on Public Works :

INDIANAPOLIS, IND., March 19, 1917.

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

GENTLEMEN—We, your Committee on Public Works, to whom was referred Special Ordinance No. 15, 1916, entitled "An ordinance changing the names of certain streets, avenues, drives, roads, courts and alleys," beg leave to report that we have had said ordinance under consideration, and recommend that the same be passed after being amended to read as follows :

Respectfully submitted,
 JOHN F. CONNOR,
 W. T. YOUNG,
 A. D. PORTER,
 E. R. MILLER.

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

From the Committee on Public Safety :

INDIANAPOLIS, IND., March 19, 1917.

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

GENTLEMEN—We, your Committee on Public Safety, to whom was referred General Ordinance No. 4, 1916, entitled "An ordinance approving a certain contract granting The Indianapolis Union Railway Company the right to lay and maintain additional tracks across East Tenth Street and East Sixteenth Street on Belt Railroad according to blue print attached, in the City of Indianapolis, Ind.," beg leave to report that we have had said ordinance under consideration, and recommend that the same be not approved.

At a public hearing on this ordinance it developed that Thirteenth Street has been opened since this contract was signed, and P. J. Landers, superintendent of the Belt Railroad, expressed doubt as to whether this ordinance would cover the laying of tracks across that street. Also, citizens and property owners affected by the laying of additional tracks across Tenth Street objected to the laying of tracks at grade. As a start has been made in the elevation of Belt tracks on the east side, we believe elevation should be completed before additional tracks are put down.

Respectfully,

EDWARD P. BARRY,
ED MCGUFF,
E. R. MILLER,
THOS. C. LEE,
A. D. PORTER.

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

From the Committee on Public Health and Charities :

INDIANAPOLIS, IND., March 18, 1917.

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

GENTLEMEN—We, your Committee on Public Health and Charities, to whom was referred General Ordinance No. 20, 1917, entitled "An ordinance ordering the Board of Public Works of the City of Indianapolis, Ind., to improve Newman Street from the north curb line of Twelfth Street to the southeast curb line of Brookside Avenue, with cement sidewalks placed next to the curb line, as provided for under Improvement Resolution No. 8775, adopted January 8, 1917," beg leave to report that we have had said ordinance under consideration, and recommend that the same be passed.

THOS. C. LEE,
E. R. MILLER,
J. F. CONNOR,
ED MCGUFF,
EDWARD P. BARRY,

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

From the Committee on Parks :

INDIANAPOLIS, IND., March 14, 1917.

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

GENTLEMEN—We, your Committee on Parks, to whom was referred General Ordinance No. 19, 1917, entitled "An ordinance ordering the

Board of Public Works of the City of Indianapolis, Ind., to improve Newman Street from the south property line of Twelfth Street to the northwest property line of Massachusetts Avenue, except crossing of Brookside Avenue and the bridge over Pogue's Run, with wooden block, asphalt, bituminous concrete or brick, and curbing the roadway, as provided for under Improvement Resolution No. 8774, adopted January 8, 1917," beg leave to report that we have had said ordinance under consideration, and recommend the same be amended by changing the word "Brookville," in line five of Section 1, to "Brookside," and when so amended that said ordinance be passed.

Respectfully submitted,

FRANK GRAHAM,
EDWARD P. BARRY,
ED MCGUFF,
E. R. MILLER,
W. T. YOUNG,

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

From the Committee on City's Welfare:

INDIANAPOLIS, IND., March 19, 1917.

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

GENTLEMEN—We, your Committee on City's Welfare, to whom was referred General Ordinance No. 13, 1917, 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 the same shall take effect," beg leave to report that we have had said ordinance under consideration, and recommend that the same be passed.

E. R. MILLER,
THOS. C. LEE,
ED MCGUFF,
J. F. CONNOR,
EDWARD P. BARRY,

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

INTRODUCTION OF GENERAL AND SPECIAL ORDINANCES.

By City Controller:

GENERAL ORDINANCE No. 22, 1917—An ordinance providing for the taking effect and providing penalties for all licenses of the City of Indianapolis, Ind.

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

SECTION 1. Any person, firm or corporation who shall engage in any business or occupation, give any performance or dance, own, possess or use any property, or use, drive, or operate any vehicle in or upon the streets of the City of Indianapolis without a license therefor, when such license is required by any ordinance of this city, shall on conviction, be fined in any sum not exceeding two hundred dollars. Each day a violation continues shall be considered a separate offense: Provided: The penalty herein provided shall not apply to any case where, by any ordinance now existing or that may hereafter be adopted, a special penalty is provided for any specific offense.

SECTION 2. It is hereby declared that there is urgent necessity for the immediate taking effect of this ordinance and the same shall, therefore, be in force and effect as soon as proclamation is made thereof by the Mayor and copies are posted in three public places in each of the wards of the City.

Which was read a first time.

Mr. Young requested that the entire ordinance be read. The Clerk read the ordinance.

Mr. Miller moved that the Council take a recess of twenty minutes to consider the ordinance. Carried.

At 8:30 o'clock P. M. President Shea called the Council to order, all members being present.

Mr. Barry moved that the rules be suspended and General Ordinance No. 22, 1917, 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, Lee, Connor, Graham and President Michael J. Shea.

Mr. Barry called for General Ordinance No. 22, 1917, for second reading. It was read a second time.

Mr. Barry moved that General Ordinance No. 22, 1917, be ordered engrossed, read a third time and placed upon its passage. Carried.

General Ordinance No. 22, 1917, was read a third time and passed by the following vote:

Ayes, 9; viz.: Messrs. Barry, Young, McGuff, Miller, Porter, Lee, Connor, Graham and President Michael J. Shea.

By the Board of Public Works:

General Ordinance No. 23, 1917. An ordinance ordering the Board of Public Works of the City of Indianapolis, Ind., to improve Highland Avenue from north property line of Marlowe Avenue to south property line of Michigan Street running west, except crossing of New York Street, with wooden block, asphalt, bituminous concrete or brick, as provided for under Improvement Resolution No. 8816, adopted on the 2nd day of February, 1917.

WHEREAS, The Board of Public Works of the City of Indianapolis, did on the 2nd day of February, 1917, adopt Improvement Resolution No. 8816, for the improvement of Highland Avenue from north property line of Marlowe Avenue to south property line of Michigan Street running west, except crossing of New York Street, by paving the roadway with wooden block, asphalt, bituminous concrete or brick; and

WHEREAS, The said Board of Public Works did at the same time fix February 26, 1917, at 10 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 said time for hearing was published on the 5th day of February, 1917, and the 12th day of February, 1917, 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 26th day of February, 1917, the Board having met in regular session, took final action on said improvement resolution, the same being confirmed without modification; and

WHEREAS, On the 26th day of February, 1917, a written remonstrance of a majority of the resident property owners was filed with the Board of Public Works against said improvement (there being fifteen (15) resident owners, ten (10) of whom signed remonstrance); and

WHEREAS, The Board of Public Works has submitted to the Common Council, for their consideration and action thereon, an ordinance ordering the Board of Public Works 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, That the Board of Public Works of the City of Indianapolis be and are hereby ordered to improve Highland Avenue from north property line of Marlowe Avenue to south property line of Michigan Street running west, except crossing of New York Street, by paving the roadway with wooden block, asphalt, bituminous concrete or brick, under Improvement Resolution No. 8816, adopted by the Board of Public Works on the 2nd day of February, 1917.

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 Safety.

By the Board of Public Works:

General Ordinance No. 24, 1917. An ordinance ordering the Board of Public Works of the City of Indianapolis, Ind., to improve Adelaide Street from the north property line of Ohio Street to the south property line of New York Street by paving the roadway with wooden block, asphalt, bituminous concrete or brick, and curbing same, as provided for under Improvement Resolution No. 8794, adopted January 24, 1917.

WHEREAS, The Board of Public Works of the City of Indianapolis, did on the 24th day of January, 1917, adopt Improvement Resolution No. 8794, for the improvement of Adelaide Street from the north property line of Ohio Street to the south property line of New York Street, by paving the roadway with wooden block, asphalt, bituminous concrete or brick, and curbing same; and

WHEREAS, The Board of Public Works did at the same time fix February 19, 1917, at 10 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 said time for hearing was published on the 26th day of January, 1917, and the 2nd day of February, 1917, 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 19th day of February, 1917, the Board having met in regular session, took final action on said improvement resolution, the same being confirmed without modification; and

WHEREAS, On the 27th day of February, 1917, a written remonstrance of all of the resident property owners (three in number) was filed with the Board of Public Works against said improvement; and

WHEREAS, The Board of Public Works has submitted to the Common Council, for their consideration and action thereon, an ordinance ordering the Board of Public Works 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, that the Board of Public Works of the City of Indianapolis, be and are hereby ordered to improve Adelaide Street from the north property line of Ohio Street to south property line of New York Street by paving the roadway with wooden block, asphalt, bituminous concrete or brick, and curbing of said roadway, under Improvement Resolution No. 8794, adopted by the Board of Public Works on the 24th day of January, 1917.

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 Safety.

By Mr. Barry :

General Ordinance No. 25, 1917.

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

SECTION 1. That Item 3 under the sub-head "Vehicles" in Section 3 of General Ordinance No. 74, 1916, be amended to read as follows :

3. Each wagon or truck used for hauling logs, lumber, brick, ice, coal, gravel, sand or dirt, and drawn by two horses, eight dollars.

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

Which was read a first time.

Mr. Barry asked that the entire ordinance be read. The Clerk read the ordinance.

Mr. Barry moved that the rules be suspended and General Ordinance No. 25, 1917, 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, Lee, Connor, Graham and President Michael J. Shea.

Mr. Barry called for General Ordinance No. 25, 1917, for second reading. It was read a second time.

Mr. Barry moved that General Ordinance No. 25, 1917, be ordered engrossed, read a third time and placed upon its passage. Carried.

General Ordinance No. 25, 1917, was read a third time and passed by the following vote :

Ayes, 9; viz.: Messrs. Barry, Young, McGuff, Miller, Porter, Lee, Connor, Graham and President Michael J. Shea.

By Mr. Barry :

General Ordinance No. 26, 1917. An ordinance concerning the compensation of teamsters employed by the City of Indianapolis, repealing all ordinances in conflict therewith, and fixing a time when the same shall take effect.

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

SECTION 1. That all teamsters furnishing wagons and teams for the city of Indianapolis shall receive compensation for the services of themselves and their teams at a rate not exceeding sixty cents per hour, payable weekly.

SECTION 2. All ordinances or parts of ordinances in conflict herewith are hereby repealed.

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

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

By the Board of Public Works:

Special Ordinance No. 2, 1917. An ordinance changing the name of Circle Street, sometimes called Monument Place, to Monument Circle.

SECTION 1. Be it ordained by the Common Council of the City of Indianapolis, Ind., that the name of Circle Street, also known as Monument Place, be changed to Monument Circle.

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

Which was read a first time.

Mr. McGuff moved that the rules be suspended and Special Ordinance No. 2, 1917, 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, Lee, Connor, Graham and President Michael J. Shea.

Mr. McGuff called for Special Ordinance No. 2, 1917, for second reading. It was read a second time.

Mr. McGuff moved that Special Ordinance No. 2, 1917, be ordered engrossed, read a third time and placed upon its passage. Carried.

Special Ordinance No. 2, 1917, was read a third time and passed by the following vote:

Ayes, 9; viz.: Messrs. Barry, Young, McGuff, Miller, Porter, Lee, Connor, Graham and President Michael J. Shea.

ORDINANCES ON SECOND READING.

Mr. Lee called for General Ordinance No. 20, 1917, for second reading. It was read a second time.

Mr. Lee moved that General Ordinance No. 20, 1917, be ordered engrossed, read a third time and placed upon its passage. Carried.

General Ordinance No. 20, 1917, was read a third time and passed by the following vote:

Ayes, 9; viz.: Messrs. Barry, Young, McGuff, Miller, Porter, Lee, Connor, Graham and President Michael J. Shea.

Mr. Graham called for General Ordinance No. 19, 1917, for second reading. It was read a second time.

Mr. Graham moved that General Ordinance No. 19, 1917, be amended as recommended by the committee. Carried.

Mr. Graham moved that General Ordinance No. 19, 1917, be ordered engrossed as amended, read a third time and placed upon its passage. Carried.

General Ordinance No. 19, 1917, was read a third time and passed by the following vote:

Ayes, 9; viz.: Messrs. Barry, Young, McGuff, Miller, Porter, Lee, Connor, Graham and President Michael J. Shea.

Mr. Barry moved that General Ordinance No. 4, 1916, be stricken from the files.

The roll was called and General Ordinance No. 4, 1916, was stricken from the files by the following vote:

Ayes, 9; viz.: Messrs. Barry, Young, McGuff, Miller, Porter, Lee, Connor, Graham and President Michael J. Shea.

Mr. Miller called for General Ordinance No. 13, 1917, for second reading. It was read a second time.

Mr. Miller moved that General Ordinance No. 13, 1917, be ordered engrossed, read a third time and placed upon its passage. Carried.

General Ordinance No. 13, 1917, was read a third time and passed by the following vote:

Ayes, 9; viz.: Messrs. Barry, Young, McGuff, Miller, Porter, Lee, Connor, Graham and President Michael J. Shea.

Mr. Connor called for Special Ordinance No. 15, 1916, for second reading. It was read a second time.

Mr. Connor moved that Special Ordinance No. 15, 1916, be amended as recommended by the committee. Carried.

Mr. Connor moved that Special Ordinance No. 15, 1916, be ordered engrossed as amended, read a third time and placed upon its passage. Carried.

Special Ordinance No. 15, 1916, was read a third time and passed by the following vote:

Ayes, 9; viz.: Messrs. Barry, Young, McGuff, Miller, Porter, Lee, Connor, Graham and President Michael J. Shea.

Oo motion of Mr. Lee, the Common Council, at 9:10 o'clock
P. M., adjourned.

Michael J. Shea
.....

President.

ATTEST:

Thomas A. Riley
.....

City Clerk.