

## REGULAR MEETING.

COUNCIL CHAMBER, CITY OF INDIANAPOLIS, IND.,

MONDAY, June 4, 1917.

The Common Council of the City of Indianapolis met in the Council Chamber, Monday evening, June 4, 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 6 members, viz.: Messrs. Young, McGuff, Miller, Porter, Connor and Graham.

Absent, 2, viz.: Messrs. Barry and Lee.

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

## COMMUNICATIONS FROM THE MAYOR.

EXECUTIVE DEPARTMENT,

CITY OF INDIANAPOLIS.

INDIANAPOLIS, IND., May 16, 1917.

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

GENTLEMEN—I have approved and signed Resolution No. 4, 1917, the same being a resolution fixing the compensation of the members of the Canvassing Board at the City Primary election.

I return the resolution herewith.

Yours very truly,

J. E. BELL,

*Mayor.*

EXECUTIVE DEPARTMENT,

CITY OF INDIANAPOLIS.

INDIANAPOLIS, IND., May 22, 1917.

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

GENTLEMEN—I have approved and signed the following ordinances:

1. General Ordinance No. 38, 1917, the same being an ordinance entitled "An ordinance transferring certain funds of the Department of Public

Works, reappropriating the same and fixing a time when said ordinance shall take effect."

2. General Ordinance No. 39, 1917, the same being an ordinance entitled "An ordinance transferring certain funds of the Department of Public Works, reappropriating the same to the Board of Public Sanitary Commissioners and fixing a time when the same shall take effect."

3. Special Ordinance No. 8, 1917, the same being an ordinance entitled "An ordinance to authorize the sale of certain real estate belonging to the City of Indianapolis, Ind."

I return the said ordinances herewith.

Yours very truly,

J. E. BELL,  
Mayor.

EXECUTIVE DEPARTMENT,

CITY OF INDIANAPOLIS.

INDIANAPOLIS, IND., May 22, 1917.

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

GENTLEMEN—I have approved and signed General Ordinance No. 40, 1917, the same being an ordinance entitled "An ordinance ordering the Board of Public Works of the City of Indianapolis, Ind., to improve South Street from the southeast property line of Kentucky Avenue to the southwest property line of Virginia Avenue by resurfacing the roadway with wooden block, asphalt, bituminous concrete, brick or granite block, as provided for under Improvement Resolution No. 8854, adopted March 14, 1917."

I return the said ordinance herewith.

Yours very truly,

J. E. BELL,  
Mayor.

EXECUTIVE DEPARTMENT,

CITY OF INDIANAPOLIS.

INDIANAPOLIS, IND., May 23, 1917.

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

GENTLEMEN—I have approved and signed the following ordinances:

1. General Ordinance No. 42, 1917, the same being an ordinance entitled "An ordinance requiring a flagman to be stationed by the Indianapolis Union Railway Company at the crossing of said company's tracks over East Tenth Street in the City of Indianapolis, Ind."

2. General Ordinance No. 49, 1917, the same being an ordinance entitled "An ordinance authorizing the sale of Four (4) bonds of one thousand dollars (\$1,000) each of the City of Indianapolis, Ind., payable from the general revenues and funds of said city, or from the sinking fund of said city, or as may be required by law, for the purpose of procuring money to be used for the lengthening of the West New York Street bridge over White River in the flood prevention work thereunto appertaining, and providing for the time and manner of advertising, sales of bonds and the receipt of bids for the same, together with the mode and terms of

sale, levying a tax for the payment of said bonds and coupons thereof, and fixing a time when the same shall take effect."

3. General Ordinance No. 48, 1917, the same being an ordinance entitled "An ordinance transferring funds of the Department of Public Works and reappropriating the same."

4. General Ordinance No. 50, 1917, the same being an ordinance entitled "An ordinance authorizing the sale of Twenty-two (22) bonds of one thousand dollars (\$1,000) each of the City of Indianapolis, Ind., payable from the general revenues and funds of said city, from the sinking fund of said city, or as may be required by law, for the purpose of procuring money to be used in the erection and completion of a bridge over Pogues' Run at East Michigan Street and new abutment at North end of Bridge over Pleasant Run at Madison Avenue and work thereunto appertaining, and providing for the time and manner of advertising, sale of bonds and the receipt of bids for the same, together with the mode and terms of sale, appropriating the proceeds of said sale to the Department of Public Works, and fixing a time when the same shall take effect."

I return the said ordinances herewith.

Yours very truly,

J. E. BELL,  
Mayor.

#### REPORTS FROM CITY OFFICERS.

From City Controller :

CITY OF INDIANAPOLIS.

FINANCE DEPARTMENT.

INDIANAPOLIS, IND., June 4, 1917.

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

GENTLEMEN—I attach hereto a communication from the Corporation Counsel requesting an appropriation of \$2,500 to the Department of Law for the payment of Judgments, Compromises and Costs, and also requesting an appropriation of \$300 for expenses of Changes of Venue.

I am enclosing ordinances covering these two appropriations and recommend that the same be passed.

Respectfully yours,

R. H. SULLIVAN,  
City Controller.

DEPARTMENT OF LAW,

CITY OF INDIANAPOLIS.

INDIANAPOLIS, IND., May 22, 1917.

*Mr. R. H. Sullivan, City Controller, City Hall, City:*

DEAR SIR—The following is a statement of the disbursements under the appropriation to this department for the payment of judgments, compromises and costs :

Theodore Stein, Jr., costs in case of Pratt v. City-----\$ 4.40

Groninger & Groninger, attorneys, settlement of judgment against City et al., in case of Ertel v. City-----	75.00
Charles L. Barry, attorney, payment of compromise judgment in case of Reibel v. City-----	1,100.00
George Wolf, testifying in case of Overmeyer v. City-----	15.00
Rowland Evans, attorney, settlement of judgment in case of Slate v. City -----	74.16
Charles R. Sackett, compromise on account of damage to personal property -----	20.00
Bailey & Young, attorneys, compromise of claim of Albert Hanemann for loss of services of his wife and compromise of a judgment against the City in favor of Sadie Hanneman-----	1,000.00
N. E. Elliott, attorney, compromise of case before suit was brought on account of damage to personal property-----	35.00
J. H. Armington, testifying in regard to weather conditions in case of Carson vs. City-----	5.00
Dr. H. H. Thompson, examination and testifying in case of Rick v. City -----	25.00
Fred Cooper, interpreter in case of Meter vs. City-----	10.00
Dr. Hanna, examination and testifying in case of Rick v. City----	25.00
Dr. Albert M. Cole, examination of Rick in case of Rick v. City--	10.00
George Wolf, testifying in case of Helser vs. City-----	10.00
John Robbins, attorney, compromise of case of Bennitta Lewis v. City, personal injury -----	400.00
William Henderson, attorney, compromise of case of Broyles v. City -----	75.00
Dr. John A. Pfaff, examination of plaintiff in case of Rick v. City	10.00
Orval Graham, three days' services for loss of time in case of Dale v. City -----	5.00
Elmer Bakemeier, three days' services for loss of time in case of Dale v. City -----	5.00
Frank B. Ross, attorney, payment of judgment and interest in case of Marion County Construction Company v. City-----	1,045.12
Charles J. Newby, clerk Hamilton Circuit Court, settlement of costs in case of Rick v. City-----	46.10
Meade Vestal, attorney, settlement of judgment in case of Rick v. City -----	453.90
Frank Brown, attorney, settlement of judgment for \$200.00 in case of Krause v. City -----	100.00
Edward Lewis, attorney, suit brought by father of John Fritzler, Jr., personal injury caused by machinery being left unguarded in street -----	100.00

Theodore Stein, Jr., costs in case of Krause v. City-----	43.40
Roy S. Farber, compromise of suit filed in justice of peace court, on account of damage to personal property-----	70.00
Charles E. Cottingham, examination and report on plaintiff in case of Pell v. City-----	10.00
Dr. E. E. Rose, services to George Stotler, injured while in em- ploye of City -----	75.00
Frank B. Ross, attorney, settlement of judgment in case of Stotler v. City, before the Industrial Board-----	113.30
J. Fred France, clerk Appellate Court, costs in case of Perrott v. Glenn -----	19.15
Total -----	\$4,979.53
Appropriation -----	\$5,000.00
Total disbursement -----	4,979.53
	<u>\$ 20.47</u>

You will see that the appropriation is practically exhausted. We have some cases pending now that should be compromised to save the cost of litigation, where the City is unquestionably liable, one especially that is ready to close in the sum of \$100.00 for a personal injury.

Recently a judgment was recovered against the City at Lebanon by Pearl Pell for \$1,850.00 for personal injury caused by a defective street, and I have advised the City Attorney that the case be not appealed because there is no error in the record, and it would probably result in the decision of the lower court being affirmed, and an appeal would only add cost and interest to the judgment. A judgment was recovered by this same party for the same injury in the sum of \$1,500.00, and appealed and reversed on a technicality, and in the present case the jury evidently just added interest to the former verdict.

I therefore desire that you procure as early as possible an additional appropriation to this department for the payment of judgments, compromises and costs in the sum of at least \$2,500.00, because more than that amount will undoubtedly be needed before the close of the year.

Since my last report to you the account of the appropriation to this department for change of venue is as follows:

Balance at time of last appropriation-----	\$124.52
Appropriation -----	300.00
Total -----	\$424.52
Otis E. Gulley, professional services in case of Lewis v. City, taken on change of venue to Danville-----	\$ 50.00
Paul G. Davis, expenses to Lebanon and telephone call-----	16.70
Russell J. Ryan, witness fees for witness Clark in Pell case at Lebanon (\$6.05), Mr. Ryan's expenses at Lebanon (\$3.40), Mr. Ryan's expenses to Franklin (\$2.00)-----	11.45

Officer Dillane, expenses to Lebanon in Pell case.....	3.28
Officer Schlangen, expenses to Lebanon in Pell case.....	3.28
W. S. White, expenses to Lebanon in Pell case.....	3.28
C. A. Brown, expenses to Lebanon in Pell case.....	4.98
Hord, Adams & Jones, professional services in Lizemby case, taken on change of venue to Shelbyville.....	200.00
Miller & White, professional services in Smelser case, taken on change of venue to Franklin.....	100.00
	\$392.97
Balance .....	31.55

This department now has bills of expense in cases that have been taken out of the county on change of venue amounting to \$200.00, and will have probably further bills before the close of the year. I therefore request that you ask the Council to appropriate to the department for change of venue the sum of \$300.00.

Yours truly,

WM. A. PICKENS,  
*Corporation Counsel.*

#### REPORTS FROM STANDING COMMITTEES.

##### From the Committee on Finance:

INDIANAPOLIS, IND., June 4, 1917.

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

GENTLEMEN—We, your Committee on Finance, to whom was referred General Ordinance No. 52, 1917, entitled "An ordinance to amend Section one (1) of an ordinance entitled '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,' approved April 7, 1917," beg leave to report that we have had said ordinance under consideration, and recommend that the same be passed.

A. D. PORTER,  
EDWARD P. BARRY,  
JOHN F. CONNOR,  
FRANK GRAHAM.

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

## From the Committee on Public Works:

INDIANAPOLIS, IND., June 4, 1917.

*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. 41, 1917, entitled "An ordinance relating to the licensing electrical contractors," beg leave to report that we have had said ordinance under consideration, and recommend that the same be not passed.

Respectfully submitted,

JOHN F. CONNOR,  
E. R. MILLER,  
EDWARD P. BARRY,  
A. D. PORTER,  
W. TODD YOUNG.

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

## From the Committee on Public Works:

INDIANAPOLIS, IND., June 4, 1917.

*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. 10, 1917, an ordinance authorizing the Board of Public Works to sell scrap iron collected from various parts of the city and stored at the city asphalt plant, beg leave to report that we have had said ordinance under consideration, and recommend that the same be passed.

Respectfully submitted,

JOHN F. CONNOR,  
E. R. MILLER,  
EDWARD P. BARRY,  
A. D. PORTER,  
W. TODD YOUNG.

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

## From the Committee on Parks:

INDIANAPOLIS, IND., June 4, 1917.

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

GENTLEMEN—We, your Committee on Parks, to whom was referred General Ordinance No. 51, 1917, entitled "An ordinance to amend Sub-

division (f) of Section 983 of General Ordinance No. 12, 1917, passed February 28, 1917, and approved March 3, 1917," beg leave to report that we have had said ordinance under consideration, and recommend that the same be amended as follows:

In line fourteen of Section one, strike out the word "eighteen" and substitute the word "twenty-one." Also by striking out all words after the word "passage" where the same appears in line two of Section two.

And when so amended, that the ordinance be passed.

Respectfully,

FRANK GRAHAM,  
EDWARD P. BARRY,  
E. R. MILLER,  
W. TODD YOUNG,  
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. 12, 1917. An ordinance appropriating twenty-five hundred (\$2,500) dollars to the Department of Law for the payment of 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 hereby is appropriated the sum of twenty-five hundred (\$2,500) dollars to the Department of Law for the payment of 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 and referred to the Committee on Finance.

By City Controller:

Appropriation Ordinance No. 13, 1917. An ordinance appropriating three hundred (\$300) dollars to the Department of Law for Changes of Venue, 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 hereby is appropriated the sum of three hundred (\$300) dollars to the Department of Law for expenses of changes of venue.



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 Finance.

INTRODUCTION OF GENERAL AND SPECIAL ORDINANCES.

By President Shea (by request) :

General Ordinance No. 53, 1917. An ordinance to amend Subdivision (c) of Section No. 982 of General Ordinance No. 12, 1917, passed February 28, 1917, and approved March 3, 1917.

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

SECTION 1. That Subdivision (c) of Section 982 of General Ordinance No. 12, 1917, passed February 28, 1917, and approved March 3, 1917, be amended to read as follows :

(c) The City Judge—Thirty-five hundred dollars per year.

The Bailiff of the City Court, who shall be a member of the Police Force—Eight hundred dollars per year.

The Stenographer of the City Judge—One thousand dollars per year.

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

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

By President Shea (by request) :

General Ordinance No. 54, 1917. An ordinance amending Section 1087 of General Ordinance No. 12, 1917.

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

SECTION 1. That Section 1087 of General Ordinance No. 12, 1917, of the City of Indianapolis, Indiana, be and the same is hereby amended by adding thereto the following clause: "(e) No one shall drive or maintain upon the streets of the city any vehicle with any material or load projecting a distance of more than five feet from the rear end of such vehicle during the night from a period thirty minutes after sunset to a period thirty minutes before sunrise, unless he shall carry attached to the rear end of such load, in such position as it may plainly be seen by anyone approaching such vehicle from the side or rear, a red light which shall be kept lighted at all times that such loaded vehicle is upon the streets during the time designated."

SECTION 2. This ordinance shall be in full force and effect from and after its passage and publication once each week for two consecutive weeks in the Indiana Daily Times.

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

By President Shea (by request) :

General Ordinance No. 55, 1917. An ordinance amending Subdivision (d) of Section 547 of General Ordinance No. 12, 1917.

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

SECTION 1. That Subdivision (d) of Section 547 of General Ordinance No. 12 of the year 1917, passed by the Common Council of said city on the 28th day of February, 1917, and approved by the Mayor thereof on the 3d day of March, 1917, be amended to read as follows :

(d) Tanks for the storage of one (1) or more of the oils or fluids mentioned in Section 546 of an aggregate capacity of not more than fifteen hundred (1,500) gallons may be installed beneath buildings. Every such tank shall be enclosed by a casing of concrete at least six (6) inches in thickness and shall be at least two (2) feet below the upper surface of the lowest floor, which shall be constructed of concrete not less than six (6) inches thick. The filling pipes of tanks installed beneath buildings as provided in this paragraph must terminate outside of the outer walls of said building in a lock screw cap or other device of a design which shall be approved by the Fire Chief and said screw cap or device must be kept securely locked at all times except when such tank is being filled, and where any such filler pipe runs to a sidewalk, alley or public highway, it must terminate in a lock screw cap or other device of a design which shall be approved by the said Fire Chief and which shall be set flush with the surface of the sidewalk, alley or highway, and provided with a locked iron cover, which must be kept securely locked at all times except when such tank is being filled. The filling pipes and the vent pipe of any such tank must be laid underneath the concrete floor of the building until they reach the outside of the outer wall of said building. Such tanks shall comply in all other respects with the provisions, conditions and requirements of the preceding paragraphs of this section: Provided, however, That no such tank shall be constructed underneath any building, any part of which is used for residence, hotel or lodging purposes. Such tanks must be supplied with pumps or other devices for the removal of the contents thereof which shall have been approved by the Fire Chief. Each pipe connecting such tank with the pump or the device for the removal of its contents shall be of galvanized iron or equal and must be so laid that no portion thereof is lower than its level at the point where such pipe is connected with the tank, and it shall be pitched upward from the tank to the pump or other device used for the removal of the contents of such tank, and said pipe shall be laid at least eighteen (18) inches below the surface of the ground, and all exposed portions thereof shall be properly protected.

SECTION 2. This ordinance shall be in effect from and after its passage and publication once each week for two consecutive weeks in the Indiana Daily Times.

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

## INTRODUCTION OF MISCELLANEOUS BUSINESS.

Petition from employes of City Hall Custodian:

INDIANAPOLIS, May 4, 1917.

*To the Honorable City Council:*

GENTLEMEN—We, the undersigned janitors of the City Hall, beg leave to ask you for an increase in our wages, as it is almost impossible to get along on \$60.00 per month and support a family. Prices have almost doubled within two years, coal and rent doubled, and everything in the eating line. Gentlemen, we are only eight janitors at present where we had twelve before. We all have to work hard from 5 o'clock A. M. until half past 3 P. M.

Hoping you will favor us we

Respectfully remain,

HENRY STANGIER,  
CHARLES H. WHEELER,  
JOSE MULINARO,  
HENRY BRUNE,  
JAMES SULLIVAN,  
GEORGE STUMP,  
EMIL REED,  
JOHN SNIASER,  
M. F. LEWIS.

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

## ORDINANCES ON SECOND READING.

Mr. Porter called for General Ordinance No. 52, 1917, for second reading. It was read a second time.

Mr. Porter moved that General Ordinance No. 52, 1917, be ordered engrossed, read a third time and placed upon its passage. Carried.

General Ordinance No. 52, 1917, was read a third time and passed by the following vote:

Ayes, 7, viz.: Messrs. Young, McGuff, Miller, Porter, Connor, Graham and President Michael J. Shea.

Noes, none.

Mr. Connor called for Special Ordinance No. 10, 1917, for second reading. It was read a second time.

Mr. Connor moved that Special Ordinance No. 10, 1917, be ordered engrossed, read a third time and placed upon its passage. Carried.

Special Ordinance No. 10, 1917, was read a third time and passed by the following vote:

Ayes, 7, viz.: Messrs. Young, McGuff, Miller, Porter, Connor, Graham and President Michael J. Shea.

Noes, none.

Mr. Connor moved that General Ordinance No. 41, 1917, be stricken from the from the files.

The roll was called and General Ordinance No. 41, 1917, was stricken from the files by the following vote:

Ayes, 7, viz.: Messrs. Young, McGuff, Miller, Porter, Connor, Graham and President Michael J. Shea.

Noes, none.

Mr. Graham called for General Ordinance No. 51, 1917, for second reading. It was read a second time.

Mr. Graham moved that General Ordinance No. 51, 1917, be amended as recommended by the committee. Carried.

By Mr. Miller:

INDIANAPOLIS, IND., June 4, 1917.

MR. PRESIDENT:

I move that General Ordinance No. 51, 1917, be amended by striking out after the word "janitor" where the same appears in line 22 the words "nine dollars" and substituting therefor the words "twelve dollars."

E. R. MILLER.

Seconded by Mr. Porter. Carried.

Mr. Graham moved that General Ordinance No. 51, 1917, be ordered engrossed as amended, read a third time and placed upon its passage. Carried.

General Ordinance No. 51, 1917, was read a third time and passed by the following vote:

Ayes, 7, viz.: Messrs. Young, McGuff, Miller, Porter, Connor, Graham and President Michael J. Shea.

Noes, none.

Thomas A. Riley, Secretary of the City Board of Registration Commissioners, submitted the following bills contracted by the commission for approval of the Council:

INDIANAPOLIS STAR PUB. CO.	
April 27, 1917—Notice to voters of registration.....	\$1.62
INDIANA DAILY TIMES.	
April 27, 1917—Notice to Voters of Registration.....	1.74
GEO. J. MAYER CO.	
May 7, 1917—Stamps, Markers and Pads.....	14.60
WM. B. BURFORD.	
May 8, 1917—Supplies as per itemized bill.....	14.60
May 9, 1917—Supplies as per itemized bill.....	22.29
May 11, 1917—Supplies as per itemized bill.....	2.25
May 12, 1917—Supplies as per itemized bill.....	1.00
May 14, 1917—Supplies as per itemized bill.....	2.40
May 15, 1917—Supplies as per itemized bill.....	3.00
May 24, 1917—Supplies as per itemized bill.....	5.45
CENTENNIAL PRESS.	
May 24, 1917—Blanks .....	18.50
EMIL MANTLE.	
May 24, 1917—Clock .....	6.50
SENTINEL PRINTING CO.	
May 31, 1917—Registration Books .....	609.00
Total.....	<u>\$702.95</u>

Mr. Miller moved that the Council approve the bills.

Seconded by Mr. Porter. Carried.

On motion of Mr. Porter, the Common Council, at 8:30 o'clock P. M., adjourned.

*Michael J. Shea*

.....  
*President.*

ATTEST:

*Thomas A. Riley*

.....  
*City Clerk.*

