

Journal of Proceedings
of the
Common Council
of the
City of Indianapolis

In Marion County, in the State of Indiana

FIRST REGULAR MEETING.

COUNCIL CHAMBER, CITY OF INDIANAPOLIS, IND.

Monday, January 3, 1921, 7:30 P. M.

Pursuant to Section 49 of "An act concerning municipal corporations," approved March 6, 1905 (64th Regular Session, Chapter 129, pages 219 to 410), the Common Council held its first meeting on the first Monday in January, 1921, at 7:30 P. M. in the Council Chamber, located in the City Hall, and was called to order by George O. Hutsell, City Clerk, who called the roll of the nine Councilmen-at-Large, all of whom answered to their respective names.

Present: Messrs. Kirsch, Peake, Willson, Miller, Schmidt, Furniss, Pettijohn, Carnefix and Brown.

The City Clerk announced nine members present, and stated the first business in order to be the election of a President for the year 1921.

Councilman Peake placed in nomination Louis W. Carnefix, which nomination was seconded by Councilman Kirsch.

Councilman Pettijohn placed in nomination Russell Willson, which nomination was seconded by Councilman Miller.

The Clerk called the roll, which resulted as follows:

Those voting for Mr. Willson, 5, viz.: Messrs. Brown, Furniss, Pettijohn, Miller and Willson.

Those voting for Mr. Carnefix, 4, viz.: Messrs. Peake, Kirsch, Schmidt and Carnefix.

City Clerk Hutsell announced the result of the vote and declared Councilman Russell Willson elected President of the Common Council for the year 1921.

The Clerk announced the next order of business to be the election of a President pro tem.

Councilman Furniss placed in nomination Jacob P. Brown, which nomination was seconded by Councilman Pettijohn.

There being no other nominations, City Clerk Hutsell declared Councilman Brown elected President pro tem. of the Common Council for the year 1921.

City Clerk Hutsell appointed Mr. Carnefix to escort Mr. Willson to the chair.

President Willson called for the regular order of business.

REGULAR ORDER OF BUSINESS.

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

COMMUNICATIONS FROM THE MAYOR.

December 23d, 1920.

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

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

General Ordinance No. 108, confirming agreement with Troy Wagon Works Company for purchase of six reversible type drop frame Troy trailers, Model 110, two ton capacity.

Appropriation Ordinance No. 22, appropriating money to Fire Department Pay Roll Fund, transferring funds, etc.

Appropriation Ordinance No. 23, appropriating \$60.00 to Mayor's Office Salary Fund under Department of Finance.

Special Ordinance No. 17, approving contract with Equitable Asphalt Maintenance Company for the lease of certain asphalt repairing and resurfacing machines.

Special Ordinance No. 18, amending Section 1 of Special Ordinance No. 9, 1918.

Yours very truly,

CHARLES W. JEWETT,

Mayor.

REPORTS FROM CITY OFFICERS.

From the City Controller:

January 3, 1921.

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

Gentlemen: I hand you herewith the communication from the Board of Public Works, asking for the passage of an ordinance for \$3,500.00 to the Department of Public Works, for the purpose of employing an architect, for making preliminary survey plans and specifications for two new fire houses.

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

Yours very truly,
ROBT. H. BRYSON,
City Controller.

December 27, 1920.

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

Dear Sir: I am submitting herewith for your approval and transmission to the Common Council an ordinance appropriating the sum of \$3,500.00 to the Department of Public Works for the purpose of employing an architect for making a preliminary survey, plans and specifications for the two new fire houses.

Yours truly,
W. F. CLEARY,

Clerk, Board of Public Works.

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

Gentlemen: I hand you herewith communication from the Board of Public Works, asking for the passage of an ordinance appropriating \$1,000.00 to the Department of Public Works, for the payment of vouchers issued by the Patriotic Gardener's Association.

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

Yours very truly,
ROBT. H. BRYSON,
City Controller.

January 3, 1921.

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

Dear Sir: I am forwarding herewith for your approval and transmission to the Common Council, an ordinance appropriating the sum of One Thousand Dollars (\$1,000.00) to the Department of Public Works for the payment of vouchers issued by the Patriotic Gardeners' Association.

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

January 3, 1921.

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

Gentlemen: I submit you herewith an ordinance asking for author-

ity to make a temporary loan for Five Hundred Thousand (\$500,000.00) Dollars for the General Fund of the City of Indianapolis, and recommend its passage.

Yours very truly,

ROBT. H. BRYSON,
City Controller.

January 3, 1921.

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

Gentlemen: I herewith present for your consideration general ordinance for temporary loan for the Board of Health for Two Hundred Ten Thousand (\$210,000.00) Dollars.

The urgent need of said Board makes it necessary that this ordinance be passed under the suspension of rules, and I would respectfully request and recommend the passage of this ordinance by your honorable body, under suspension of rules.

Yours very truly,

ROBT. H. BRYSON,
City Controller.

January 3, 1921.

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

Dear Sir: Acting under instructions from the Indianapolis City Board of Health, I request that you submit to the City Council a bill for an ordinance authorizing a temporary loan of \$210,000.00 for Board of Health purposes.

The revenue derived from the special board of health tax levy is irrevicably pledged by the board to pay this loan with interest when due.

Respectfully yours,

H. G. MORGAN.

January 3, 1921.

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

Gentlemen: I submit you herewith an ordinance, from the Department of Public Works appropriating the sum of Twelve Hundred Fifteen (\$1,215.00) Dollars for the payment of judgment and costs in the case of Hill vs. the City of Indianapolis, Indiana.

I recommend the passage of this ordinance.

Yours very truly,

R. H. BRYSON,
City Controller.

January 3, 1921.

Mr. Robert H. Bryson, City Controller.

Dear Sir: I am submitting herewith for your approval and transmission to the Common Council an ordinance appropriating the sum of Twelve Hundred Fifteen Dollars (\$1,215.00) to the Board of Public Works to pay court costs in the case of Hill vs. the City of Indianapolis, Indiana.

Yours truly

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

From the Board of Public Works:

December 28, 1920.

Mr. Geo. O. Hutsell, City Clerk, Court House.

Dear Sir: I am submitting for transmission to the Common Council a letter signed by the O. D. Haskett Lumber Co., requesting the placing of crossing gates at 25th and the Monon.

As these gates can be placed in operation only by an ordinance, the letter is forwarded to the Council for the consideration to which they may deem it entitled.

Yours truly,

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

December 17, 1920.

Mr. Geo. Lameaux, President Board Public Works, City Hall, Indianapolis.

Dear Sir: We had occasion some time ago to call your attention to the condition of the Monon crossing at 25th street, and while the Monon have made some temporary repairs by filling in the holes with gravel and cinders, it is possibly the best they can do until spring, but the matter we particularly desire to call your attention to is the necessity of crossing gates at this place, as on account of the number of tracks it is impossible for a watchman on the ground to watch all of the tracks, and as a result there have been serious accidents and narrow escapes at this crossing.

Trusting you will give this matter consideration, we are

Very truly yours,

O. D. HASKETT LUMBER COMPANY.

REPORTS FROM STANDING COMMITTEES.

From the Committee on Finance:

Indianapolis, Ind., January 3, 1921.

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. 110, 1920, entitled an ordinance fixing the salary of the Barrett Law Clerk under the Department of Finance of the City of Indianapolis, 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.

W. B. PEAKE, Chairman.
LEE J. KIRSCH.
RUSSELL WILLSON.
O. B. PETTEJOHN.
S. A. FURNISS.

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

Mr. Peake moved that General Ordinance No. 107, 1920, be referred to the new Finance Committee. Carried.

INTRODUCTION OF APPROPRIATION ORDINANCES.

By the City Controller:

APPROPRIATION ORDINANCE No. 1, 1921.

An ordinance, appropriating the sum of Thirty-Five Hundred Dollars (\$3,500.00) to the Department of Public Works of the City of Indianapolis, for the purpose of paying the expenses of employment of an architect in making the preliminary survey and preliminary plans and specifications for two (2) new fire house buildings for said City, authorizing said employment and providing a time when the same shall take effect.

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

SECTION 1. The Board of Public Works of the City of Indianapolis, Indiana, is hereby authorized to employ an architect to draw plans and specifications for two new fire house buildings for said city, to make the necessary preliminary survey thereof and to advise with the

Board of Public Works and the Board of Public Safety of said city, regarding the same. Said Board of Public Works is hereby authorized to employ said architect upon a basis not to exceed two per cent (2%) of the proposed cost of said proposed buildings, providing, however, that the total cost of said preliminary survey, said preliminary plans and specifications and other services connected therewith shall not exceed the total sum of Thirty-Five Hundred Dollars (\$3,500.00).

SEC. 2. That there be and is hereby appropriated the sum of Thirty-Five Hundred Dollars (\$3,500.00) to the Board of Public Works of the City of Indianapolis, for the purpose of paying said architect, for the services authorized by this ordinance and of making said preliminary survey and paying all the expenses therein as provided in Section 1 of the herein ordinance.

SEC. 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 Finance.

By the City Controller:

APPROPRIATION ORDINANCE No. 2, 1921.

An ordinance appropriating the sum of One Thousand (\$1,000.00) Dollars to the Department of Public Works 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 sum of One Thousand Dollars \$1,000.00 be and the same is hereby appropriated to the Department of Public Works to be expended upon vouchers of said department drawn upon vouchers of the committee having charge of the "Patriotic Gardeners' Association" or the chairman of said committee.

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 the City Controller:

APPROPRIATION ORDINANCE No. 3, 1921.

An ordinance, appropriating money for the purpose of paying the amount of increase in the award of damages to Mary Della Hill, made by the Superior Court of Marion County for the widening of Bradbury Street, in an appeal from the award made by the Board of Public Works under Improvement Resolution No. 9135, 1919, and providing a time when the same shall take effect.

WHEREAS, Murray F. Hill and Mary Della Hill filed their appeal in the Superior Court of Marion County on the 2d day of May, 1919, from the award of damages made to their real estate as husband and wife by the Board of Public Works, for the widening of a part of Bradbury Street under Improvement Resolution No. 9135, 1919, and,

WHEREAS, The Marion Superior Court by its judgment and decree duly rendered on the 15th day of December, 1920, increased the award of damages to the real estate of said Mary Della Hill, it appearing that said Murray F. Hill had departed this life since the filing of said appeal, from Three Hundred and Ninety Dollars (\$390.00) as awarded by the Board of Public Works to Seventeen Hundred and Fifty Dollars (\$1,750.00).

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

SECTION 1. 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 Twelve Hundred and Fifteen Dollars (\$1,215.00) for the purpose of paying the amount due on said judgment so rendered against the City of Indianapolis in favor of said Mary Della Hill, in said appeal from the award of damages by the Board of Public Works to her said real estate for the widening of a part of Bradbury Street under Improvement Resolution No. 9135, 1919, together with interest thereon and costs of said appeal. The balance of said judgment to be paid by the application of the Three Hundred and Ninety Dollars (\$390.00) damages awarded by the Board of Public Works and the One Hundred and Sixty Dollars (\$160.00) benefits assessed by the Board of Public Works against the said real estate of Mary Della Hill.

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 the City Controller:

GENERAL ORDINANCE No. 1, 1921.

An ordinance authorizing the City Controller to make a temporary loan, or loans, of Five Hundred Thousand (\$500,000) Dollars, in anticipation of current revenues, appropriating the sum of Five Hundred Twelve Thousand Five Hundred (\$512,500.00) Dollars for payment of same, 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 the City Controller be and is hereby authorized and empowered to negotiate a temporary loan, or loans, in anticipation of the current revenues of said City actually levied and in course of collection for the fiscal year of 1921, not exceeding a total sum of Five Hundred Thousand (\$500,000.00) Dollars, for a period not exceeding five months, at a rate of interest not exceeding six (6%) per cent. per annum. The City Controller is further authorized and empowered to negotiate such loan, or loans, in such amounts and at such times as the City Controller may deem necessary, provided that no part of such loan, or loans, shall be made to extend beyond the period herein before mentioned. After the publication of the notice of the determination herein made to issue bonds or other evidences of indebtedness for such temporary loan, or loans, and as provided in this ordinance, said loan shall be let to the lowest bidder at competitive bidding on the annual rate of interest under conditions prescribed in notice of the same, which shall be published for at least one day in at least one daily paper of said city. The Mayor and City Controller are hereby authorized and directed to execute the proper obligations of the City of Indianapolis for the amount so borrowed, and to the payment of such obligations, the faith of the City is hereby irrevocably pledged.

SEC. 2. The Mayor, City Controller and Corporation Counsel are hereby authorized and directed to publish notice of the determination herein made to issue the bonds or other evidences of indebtedness for such temporary loan, or loans, as required by law.

SEC. 3. That there be and is hereby appropriated out of the current revenues for the fiscal year 1921, to the Department of Finance, the sum of Five Hundred Twelve Thousand Five Hundred (\$512,500.00) Dollars and the same is hereby pledged for the purpose of the payment of said loan, or loans, at such times as the same shall become due.

SEC. 4. 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 the City Controller :

GENERAL ORDINANCE No. 2, 1921.

An ordinance authorizing the City of Indianapolis to make a temporary loan, or loans, for the use of the Board of Health, of the City of Indianapolis, in anticipation of its current revenues and payable out of the current revenues of said Board for the year 1921, authorizing the rate of interest to be charged therefore, providing for legal notice and fixing a time when same shall take effect.

WHEREAS, The Board of Health of the City of Indianapolis, Indiana, at a special meeting, duly called on the 3d day of January, 1921, passed the following resolution :

"WHEREAS, The Board of Health of the City of Indianapolis, on January 1, 1921, is and will continue to be until June 1, 1921, without sufficient funds to pay its salary pay roll and other current expenses, for Board of Health purposes; and

WHEREAS, The said current expenses and said salary pay-rolls for said period will amount to approximately two hundred ten thousand (\$210,000.00) Dollars; and

WHEREAS, The first semi-annual installment of taxes, levied by the City of Indianapolis for general Board of Health purposes for the year 1920 and collectible on or before June 5, 1921, will amount to more than two hundred fifteen thousand two hundred fifty (\$215,250.00) Dollars. Now therefore,

BE IT RESOLVED, By the Board of Health of the City of Indianapolis that an ordinance be prepared and presented to the Common Council of the City of Indianapolis, Indiana, for passage for the making of a temporary loan or loans, by the City of Indianapolis for the total sum of Two Hundred Ten Thousand (\$210,000) Dollars for the use of said Board of Health for said purposes, at a rate of interest not to exceed six (6%) per cent per annum and for a period not exceeding five months from the date of such temporary loan or loans; said temporary loan, or loans, to be made in anticipation of the current revenue of said Board of Health and collectible in the year 1921; and

BE IT FURTHER RESOLVED, By said Board of Health that there be and is hereby appropriated out of the current revenues of said Board of Health for the year 1921, for the purpose of paying said

loan, or loans, and interest thereon, as the sum may become due, the sum of Two Hundred Fifteen Thousand Two Hundred Fifty (\$215,250.00) Dollars."

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

SECTION 1. That the City Controller be and is hereby authorized and empowered to negotiate a temporary loan or loans, for the use of the Board of Health, of the City of Indianapolis, in anticipation of current revenues of said Board of Health for the year 1921, said loan or loans, to be for the total sum of not to exceed \$210,000.00 and payable out of the current revenues of said Board at a rate of interest not to exceed six (6%) per cent. per annum and for and during a period not exceeding five months from the date thereof.

After the publication of the notice of the herein determination to issue such temporary loan, or loans, and as provided in Section Two of this ordinance, said loan shall be let to the lowest bidder at competitive bidding on the annual rate of interest under conditions prescribed in notice of the same which shall be published for at least one day in at least one daily paper of said city.

The Mayor and City Controller are authorized and directed to execute the proper obligations of the City for the amount, or amounts, so borrowed, which shall also be countersigned by the President of the Board of Health and to the payment of said obligation the faith of the City is hereby irrevocably pledged.

SEC. 2. The Mayor, City Controller and Corporation Counsel are hereby authorized and directed to publish notice of the determination herein made to issue the bonds or other evidence of indebtedness for such temporary loan, or loans, as required by law.

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

Which was read a first time.

Mr. Schmidt moved that the rules be suspended and General Ordinance No. 2, 1921, 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, Peake, Pettijohn Schmidt and President Russell Willson.

Mr. Schmidt called for General Ordinance No. 2, 1921, for second reading. It was read a second time.

Mr. Schmidt moved that General Ordinance No. 2, 1921, be ordered engrossed, read a third time and placed upon its passage. Carried.

General Ordinance No. 2, 1921, was read a third time and passed by the following vote:

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

INTRODUCTION OF MISCELLANEOUS BUSINESS.

The Clerk read the following letter from the Executive Committee of the Grand Army of the Republic:

Mr. Gustave G. Schmidt, President City Council, Indianapolis, Ind.

Dear Mr. Schmidt: As Chairman of the Executive Committee having in charge the affairs of the 54th Annual Encampment of the Grand Army of the Republic, it gives me great pleasure to hand you herewith our check for \$6,325.20, being the unspent balance of the appropriation made by the City Council of Indianapolis for the purpose of entertaining the Veterans of the Grand Army of the Republic.

By exercising care in the expenditure of the funds appropriated by the City and the State, the Executive Committee was not only able to give the Veterans of the G. A. R. the care and comfort they so justly deserve but were able to return to the City and the State a total of \$9,487.80.

This amount is returned on the basis on which the appropriations were made, two-thirds to the City, one-third to the State. The books of the Executive Committee have been audited by Coffield & Herdrick, public accountants, and the amount stated shows to be the correct amount to be returned in each instance.

We take this occasion to thank you and the members of the City Council for the splendid part you took in this occasion and with best wishes we beg to remain

Very truly yours,

EXECUTIVE COMMITTEE, GRAND ARMY OF THE REPUBLIC,

By Edward A. Kahn, Chairman.

Dec. 22, 1920.

On motion of Mr. Schmidt the report was ordered printed in the proceedings of the Common Council.

ORDINANCES ON SECOND READING.

Mr. Peake called for General Ordinance No. 110, 1920, for second reading. It was read a second time.

Mr. Peake moved that General Ordinance No. 110, 1920, be ordered engrossed, read a third time and placed upon its passage. Carried.

General Ordinance No. 110, 1920, was read a third time and passed by the following vote:

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

President Willson announced the appointment of the following standing committees for the year 1921:

COMMITTEES.

Finance—Miller, Furniss, Brown, Pettijohn, Kirsch.

Public Works—Furniss, Brown, Pettijohn, Carnefix, Miller.

Public Safety—Brown, Pettijohn, Furniss, Peake, Miller.

Public Health—Pettijohn, Furniss, Brown, Miller, Kirsch.

Law and Judiciary—Peake, Brown, Miller, Schmidt, Furniss.

Elections—Furniss, Miller, Brown, Pettijohn, Peake.

City Welfare—Carnefix, Furniss, Brown, Schmidt, Miller.

Parks—Kirsch, Peake, Carnefix, Schmidt, Brown.

On motion of Mr. Miller, the Common Council at 9:00 o'clock P. M. adjourned.

Russell Wilson
President.

Attest:

L. W. Bell
City Clerk.