

REGULAR MEETING.

COUNCIL CHAMBER, CITY OF INDIANAPOLIS, IND.

MONDAY, January 17, 1910.

The Common Council of the City of Indianapolis met in the Council Chamber, Monday evening, January 17, 1910, at 7:30 o'clock, in regular session, Vice-President John Blumberg in the chair.

Present: The Hon. John Blumberg, Vice-President of the Common Council, and 7 members, viz: Messrs. Copeland, Denny, McCarthy, Owen, Rubens, Stilz and Troy.

Absent, 1, viz: President Johnson.

MISCELLANEOUS BUSINESS.

Communications from ex-Mayor Bookwalter:

EXECUTIVE DEPARTMENT,
CITY OF INDIANAPOLIS.
INDIANAPOLIS, IND., December 28, 1909.

To the President and Members of the Common Council:

GENTLEMEN: I return herewith, with my approval, the following ordinance:

General Ordinance No. 75—1909, the same being "An ordinance approving a certain contract granting to Edward Gerrard the right to lay and maintain a sidetrack or switch from the main line of the C., C., C. & St. L. railway across Newman street."

I have the honor to remain,

Yours very truly,

C. A. BOOKWALTER,
Mayor.

EXECUTIVE DEPARTMENT,
CITY OF INDIANAPOLIS.
INDIANAPOLIS, IND., December 29, 1909.

To the President and Members of the Common Council:

GENTLEMEN: I return herewith, without my approval, General Ordinance No. 70—1909, the same being "An ordinance providing for the creation and establishment of a bureau of inspection for the prevention of fires within the City of Indianapolis," etc.

I can not approve this ordinance because, in my opinion, it creates new positions which the needs of the city do not demand at this time. The proper inspection of all premises is a most desirable thing, but I am not convinced that such inspection can not be had at this time with the present arrangement of the personnel of the fire department, and for this reason I can not bring myself to consent to the creation of these new positions, and the placing upon the people of the additional financial burden.

I have the honor to remain,

Yours very truly,

C. A. BOOKWALTER,
Mayor.

EXECUTIVE DEPARTMENT,
CITY OF INDIANAPOLIS.
INDIANAPOLIS, IND., December 29, 1909.

To the President and Members of the Common Council:

GENTLEMEN: I return herewith, without my approval, Special Ordinance No. 13—1909, the same being "An ordinance changing the name of Parry avenue, from 901 W. Washington street to Oliver avenue, to Stickelman avenue."

In withholding my approval of this ordinance I do not wish to be understood as in any way failing to appreciate the services rendered to the City of Indianapolis by the gentleman whom your honorable body evidently sought to honor in making this change, but I can not consent to this proposed change for the reason that I do not believe it to be one that would be approved by the people. Parry avenue was not so called in honor of any one individual, but, as I take it, it received its name because of the fact that it was the principal thoroughfare leading from Washington street to one of the great industries of Indianapolis, and the name given it is of itself descriptive of such industry.

To me it is not a question of weighing the claims of individuals, but it is a question of maintaining the original designation given this street because of the location of the Parry Manufacturing Company in that particular section of the city.

I have the honor to remain,

Yours very truly,

C. A. BOOKWALTER,
Mayor.

By Mr. Owen:

Resolution No. 1—1910:

WHEREAS, The esteemed and much respected President of this Council is now laboring under a great burden of sadness in the death of his mother, and

WHEREAS, Each member of this body feels the deepest sympathy for him in this time of his bereavement and mourning, now, therefore, be it

Resolved by the Common Council of the City of Indianapolis, That we extend to him our heartfelt sympathy and compassion individually and as a body, and that the Clerk be instructed to forward a copy of this resolution to Dr. Johnson.

Mr. Denny moved Resolution No. 1, 1910, be adopted. Carried unanimously.

By Mr. Denny:

MR. PRESIDENT: As a mark of respect to our President, who is mourning the death of his mother, I move that the Council take a recess until 7:30 p. m., Saturday, January 22, 1910.

Which motion was carried.

SATURDAY EVENING, JANUARY 22, 1910.

At 7:30 o'clock P. M., Saturday evening, January 22, 1910, President Johnson called the Council to order.

The Clerk called the roll.

Present: The Hon. William H. Johnson, President of the Common Council, and 8 members, viz: Messrs. Blumberg, Copeland, Denny, McCarthy, Owen, Rubens, Stilz and Troy.

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

MISCELLANEOUS BUSINESS.

Report from Special Committee on Rules:

INDIANAPOLIS, IND., January 17, 1910.

To the President and Members of the Common Council:

GENTLEMEN: Your Special Committee on Rules, to which was referred the matter of preparing the rules of the Common Council, begs leave to submit herewith its report as follows, to-wit:

RULES AND REGULATIONS FOR THE GOVERNMENT OF THE COMMON COUNCIL OF THE CITY OF INDIANAPOLIS.

MEETINGS.

The regular meetings shall be held on the first and third Monday evenings of each month, at the hour of 7:30. At the hour fixed the Clerk shall call the roll, noting those present and those absent. If the President be absent at the time of first roll call, the Vice-President shall call the Council to order; and if the latter is absent any member of the Council may, upon motion, be called to the chair, and such chairman shall act as presiding officer until the arrival of the one entitled to preside.

Special meetings of the Common Council may be held upon the call made as follows: By the Mayor, or by the President, or by any three (3) members of the Common Council. In case of a call for a special meeting, in whatever manner made, it shall be the duty of the persons authorizing the same to duly notify the City Clerk thereof, and it shall be the duty of that officer to cause notice of such meetings to be immediately served upon each member, either in person or by notice left at his place of residence.

At special meetings of the Common Council only such ordinances or resolutions shall be considered or acted upon, or such communications received, as are specifically stated in the call for said special meeting.

DUTIES OF OFFICERS.

President.

The presiding officer shall preserve order and decorum.

He shall decide all questions of order, subject to an appeal to the Council.

He shall vote on all questions, when the ayes and noes are taken (his name being called last), and upon all other questions when the Council is equally divided, he shall cast the deciding vote.

He shall appoint all standing committees as well as all special committees that may be ordered by the Council. All standing committees shall be appointed at the commencement of the term of Council. *Provided, however,* That said standing committees shall survive only during the term of the President appointing same. He shall also fill all existing vacancies that may hereafter occur in any of said committees. He shall announce the result of all votes by the Council upon all motions, resolutions, ordinances, etc., whether by roll call or by viva voce vote.

It is the duty of the President to sign all ordinances, orders or resolutions passed by the Council before being presented to the Mayor, as well as all ordinances after enrollment, and the journal of proceedings.

Before putting the question to a vote of the Council, the President shall rise to his feet, but may state the question sitting.

Clerk.

It shall be the duty of the City Clerk to keep an accurate journal of the proceedings of the Common Council.

He shall have said proceedings printed after each regular or special meeting, one copy of which shall be presented to each member within ten days after the meeting, and at least fifty (50) copies of which shall be kept on file, to be bound at the end of the term, with a proper index thereto, which shall be the official journal of the Common Council of said city.

He shall arrange a roll call in the order of districts, and where there are two councilmen from the same district, their names shall be placed alphabetically.

He shall keep a proper file of all papers and documents of every kind and character, and shall hold them subject to the orders of the Common Council.

He shall be the custodian of all ordinances, resolutions, petitions, memorials, and all other papers pertaining to the business of the Common Council, except when such ordinances, resolutions, petitions, memorials or other papers are necessarily in the hands of any committee for the consideration of such committee.

He shall deliver to the proper committee chairman, within two days after the adjournment of any meeting of the Common Council, all ordinances, resolutions, petitions, memorials or other papers which shall have been referred to any committee.

Sergeant-at-Arms.

The Sergeant-at-Arms shall act as messenger for the Common Council and shall deliver into the hands of the proper committee chairman all ordinances, resolutions, petitions, memorials or other papers or documents within two days after any meeting of the Common Council at which the same shall have been referred to any committee.

He shall at all times be subject to the orders of the Common Council or the President thereof.

RULE I.

1. Reed's Parliamentary Rules shall be authority on all questions of parliamentary law and procedure not specifically covered by these rules.

2. A quorum shall consist of a majority of all members elected, but no ordinance, order or resolution shall be passed, or ordinance engrossed, which shall not have received the votes of a majority of all members constituting the Common Council.

3. No one not a member of the Common Council shall be permitted to address the same except by a two-thirds secret ballot vote of the Common Council: *Provided, however,* That any officer of the city or his authorized deputy may, when called upon by the President, make a report.

4. No smoking will be allowed in the Council Chamber during the sittings thereof.

5. The presiding officer shall decide whether any question is carried

by affirmative or negative vote; but if he doubt, and the "ayes and noes" or a division be called for, the Council shall decide. In case of a rising vote, those voting in the affirmative shall first rise and be counted; afterwards those voting in the negative.

6. There shall be eight standing committees of the Council, which shall consist of five members each, to be appointed as herein provided, by the President of the Common Council, viz.:

Committee No. 1, to be known as the Committee on Finance, to which may be referred matters pertaining to finance, accounts and claims and printing.

Committee No. 2, to be known as the Committee on Fees and Salaries, to which may be referred matters pertaining to fees and salaries and licenses.

Committee No. 3, to be known as the Committee on Public Health and Morals, to which may be referred matters pertaining to those subjects.

Committee No. 4, to be known as the Committee on Public Service, to which may be referred matters pertaining to contracts and franchises, railroads and public safety and comfort.

Committee No. 5, to be known as the Committee on Public Improvements, to which may be referred matters pertaining to buildings, permanent improvements, public property and improvement and sewers, streets and alleys.

Committee No. 6, to be known as the Committee on Ordinances, to which may be referred matters pertaining to ordinances, judiciary and rules.

Committee No. 7, to be known as the Committee on Investigation and Impeachment, to which may be referred matters pertaining to those subjects.

Committee No. 8, to be known as the Committee on Elections, to which may be referred matters pertaining to that subject.

7. The duties of standing committees shall be the same as those ordinarily performed by similar committees in legislative bodies, except as herein modified or changed.

8. It shall be the duty of the Committee on Finance to report ordinances making the annual tax levies and those making the annual appropriations to meet the several items of expense that are appropriately chargeable against the city. All other matters relating to raising of revenues shall also be referred to this committee.

RULE 2.

ORDINANCES.

1. Ordinances shall be of three distinct classes, viz.: First, appropriation ordinances; second, special ordinances relating to special matters; third, general ordinances relating to the government of the city. The Clerk shall keep each class of ordinances in distinct files, according to the number of their readings, and shall give each ordinance of each class a distinct number in the order of its introduction, and shall place such files on the Clerk's desk at the opening of each meeting.

All ordinances shall be read three times before they may be put to vote upon passage, unless these rules shall be suspended, but no ordinance shall be put upon its passage without having been read in its entirety at least once by the Clerk, nor shall any ordinance or resolution be passed upon the same day it is introduced, except by unanimous consent of the Common Council.

2. First and third readings of ordinances shall be by title only, but all ordinances shall be read in their entirety by the Clerk upon second reading.

All ordinances shall be read by title only when introduced, and shall be immediately referred to the proper committee by the President, unless the Common Council shall vote to take up consideration of such ordinance in committee of the whole.

All ordinances shall be open to amendment after second reading, but not before.

After second reading all ordinances shall be ordered engrossed by the Common Council before they may be read the third time and placed upon passage, but it shall be proper to include an order for engrossment in a motion for third reading and passage, in which case the proper form of such motion shall be as follows: "I move that — ordinance No. — be ordered engrossed, read a third time and placed upon its passage."

3. No amendment, except to strike out, shall be in order after an ordinance has been ordered engrossed unless by unanimous consent.

Any ordinance failing to receive a majority of the votes upon order for engrossment shall be considered as still upon its second reading and awaiting engrossment unless stricken from the files or otherwise disposed of by the Common Council.

All votes upon the passage of ordinances and resolutions, upon motions to suspend the rules or motions to reconsider shall be by roll call.

The Common Council may, at any time, order that ordinances, resolutions, petitions, memorials or other papers shall be printed for distribution among the members or other persons.

4. Any ordinance may be stricken from the files at any time by a vote of two-thirds of all the members elected, or by a majority vote after the ordinance shall have passed a second reading.

5. A majority of all members elected shall be required to pass or defeat any ordinance, and any ordinance failing of passage or defeat because of not having received such a majority for or against passage shall be considered as engrossed and awaiting call for third reading and final passage. Any such ordinance may be called for third reading and final passage at any subsequent meeting of the Council unless it shall have been stricken from the files or otherwise disposed of.

6. Any amendment to an ordinance may be referred, delayed, or otherwise disposed of, without delay or prejudice to the ordinance itself.

7. Ordinances reported back to the Council by committees or officers will take their proper place in first, second or third readings.

8. Ordinances, resolutions and reports may be committed and re-committed at the pleasure of the Council.

9. When a reference is made of any subject to a standing or special committee, the member introducing the same shall be a member of such committee during its deliberations thereon, but shall have no right to vote. He shall be notified by the chairman of such committee of the time and place of meeting of said committee.

10. All reports from committees shall be made in writing, giving both the title and number thereof, and must be signed by a majority of the members thereof; and all committees shall return all ordinances, resolutions and papers referred to them, and report upon the same to the Common Council not later than the second regular meeting night after the same is introduced: *Provided*, That the Council may, at its discretion, extend the time for making such reports.

11. Upon call of the roll on any question after any one member shall have voted, it shall not be in order for any member to offer remarks except in explanation of his vote; and no explanation shall be in order under the operation of the "previous question," or motion to "lay on the table."

12. All resolutions presented for any action by the Council shall be

read by the Clerk and immediately referred to a proper committee by the President, and no debate shall be in order upon such resolution until the same shall have been reported back to the Council by the committee to which it was referred.

RULE 3.

MOTIONS, THEIR PRECEDENCE, ETC.

1. When any motion is made and seconded it shall be stated by the presiding officer, or, being in writing, it shall be handed to the Clerk and read aloud before debate, and shall be entered upon the journal with the name of the member making it, unless it is withdrawn at the same meeting.

2. Every motion shall be reduced to writing, except to adjourn; to adjourn to a day certain; to reconsider the previous question or the seconding thereof; to lay on the table; to postpone to a day certain; to postpone indefinitely; to commit; to amend; to suspend the rules, or to concur; and every other motion not so reduced to writing shall, upon the objection of any one member, be considered out of order.

3. A motion to "lay on the table," or for the "previous question," shall not be in order if prefaced by any speech or remarks.

4. Any motion or resolution which in effect contemplates a violation of law, or is in conflict with any ordinance, shall be ruled out of order.

5. A motion to adjourn can not be repeated unless other business has intervened between the motions.

6. A motion to adjourn can not be reconsidered.

7. Any matter laid upon the table may be taken up by a vote of the Council at any time: *Provided*, A motion to reconsider, once laid upon the table, can not again be taken up.

8. A motion to "reconsider," and "that when the Council adjourn it adjourn to meet on a day certain," are privileged questions, and are debatable.

9. A business which by law or necessity must or should be transacted within or by a certain time will be considered a question of privilege.

10. A motion to "suspend the rules" is a privileged question, is not debatable, and can not be amended, except to the acceptance of the mover.

RULE 4.

RECONSIDERATION.

When any question has been once decided, in the affirmative or negative, any member voting with the majority may move a reconsideration thereof on the same or next regular meeting: *Provided*, That no such motion shall be introduced at the next or subsequent meeting, unless the member intending to make the same shall have given written notice of such intention at the meeting at which the vote which he desired to have reconsidered was taken. A resolution once adopted may be rescinded by subsequent resolution, and ordinances passed may be repealed by subsequent ordinances.

RULE 5.

PREVIOUS QUESTION.

The "previous question" shall be put in this form: "Shall the main question be now put?"

It shall only be admitted when decided by a majority of the members present, and, until decided, shall preclude all other motions or amendments, except the motion to adjourn. If the motion be sustained, the Chair shall at once put the question, first upon the pending amendments in their order, and then upon the main question.

RULE 6.

ORDER OF BUSINESS.

1. The following order of business shall be observed by the Common Council at its meetings:
 - (a) Calling of roll.
 - (b) Reading and correcting journal of the preceding regular or special meetings.
 - (c) Communications, etc., from Mayor.
 - (d) Reports, etc., from city officers.
 - (e) Reports from official boards in the following order:
 1. Board of Public Works.
 2. Board of Public Safety.
 3. Department of Public Health.
 - (f) Reports from standing committees in the following order:
 1. Finance.
 2. Fees and Salaries.
 3. Public Health and Morals.
 4. Public Service.
 5. Public Improvements.
 6. Ordinances.
 7. Committee on Investigation and Impeachment.
 8. Committee on Elections.
 - (g) Reports from select committees.
 - (h) Appropriation ordinances.
 - (i) Introduction of general and special ordinances.
 - (j) Introduction of miscellaneous business.
 - (k) Ordinances on second reading.
 - (l) Ordinances on third reading.
 - (m) Unfinished business.
2. The reading of the journal may be dispensed with at any time by order of the Council.
3. Special orders may be taken up immediately after "reports from select committees," if so ordered by the Council.
4. The Council may order a return to any order of business after the call of the regular order of business.
5. The chairman of each standing committee, in the order named in section 1 of this rule, or in his absence some other delegated member of the same committee, shall have the privilege of asking for action upon all matters reported upon by his committee, before reports of other committees are considered, unless a majority of the members present decide to the contrary.

RULE 7.

COMMITTEE OF THE WHOLE.

1. In forming a committee of the whole Council, the presiding officer leaving the chair, shall appoint a chairman to preside.
2. Upon the ordinance being committed to a committee of the whole Council the ordinance shall be read throughout by the Clerk, and then

again read and debated by sections. The body of the ordinance shall not be defaced or interlined, but all amendments, noting the line and page, shall be duly entered by the Clerk upon a separate paper, as the same shall be agreed to by the committee and so reported to the Council; after report, the ordinance shall again be subject to be debated and amended by clauses before a question to engross it be taken.

3. The rules of proceeding in the Council shall be observed (as well as parliamentary law) in a committee of the whole Council, so far as they may be applicable, except the rule limiting the time of speaking; but no member shall speak more than twice to any question until every member choosing to speak shall have spoken.

RULE 8.

DECORUM AND DEBATE.

1. When any member is about to speak or deliver any matter to the Council he shall rise from his seat and respectfully address himself to the presiding officer, and, on being recognized, may address the Council, and shall confine himself to the question in debate, and avoid personality. The Chair shall not recognize any member as in order unless he shall be in his proper seat.

2. No member shall speak more than twice on the same question without leave of the Council, nor more than once until every member choosing to speak shall have spoken: *Provided*, All speeches shall be limited to five minutes, unless further time be granted by the Council. Time consumed in answering questions shall not be considered as a part of the speaker's time.

3. When two or more members rise at the same time the presiding officer shall decide which shall speak first.

4. While the presiding officer is putting a question or addressing the Council, or when any member is speaking, no member shall engage in any private discourse, or walk across or leave the room unnecessarily.

5. No member shall impugn the motive of any other.

6. Any member may change his vote before the announcement of the result by the Chair. Every member must vote upon every question, unless excused from voting by a majority of the members present.

7. If any member in anywise transgress the rules of the Council any other member may call him to order, in which case the alleged offender shall immediately take his seat, unless permitted to explain. If the question of order be decided against him he shall be liable, if the case require it, to the censure of the Council. If the decision be in his favor he shall be at liberty to proceed.

8. After the Council shall have been called to order by the President, Vice-President or president *pro tem.*, no member shall absent himself from the Council chamber without he shall have been excused by the presiding officer: *Provided, however*, That should such presiding officer refuse to grant such excuse, the member seeking to be excused shall have the right to demand a vote of the Council upon his request to be excused, and the affirmative vote of two-thirds of the members present shall be sufficient to excuse him from further attendance at that meeting of the Council. The question upon excusing a member, notwithstanding the refusal of the presiding officer to do so, shall be a question of privilege, and shall be immediately put to vote by the presiding officer, taking precedence of all other questions and motions that may be before the Council at the time.

When any member shall be excused in accordance with the provisions of this rule the Clerk shall note on the minutes that such leave was

granted, showing whether leave be granted by the presiding officer or by vote of the Council.

MISCELLANEOUS RULES.

RULE 9.

When the reading of any paper is called for, if objection be made, the Council shall decide whether the paper shall be read; and no paper shall be read, if objected to, without the consent of the Council.

RULE 10.

No matter or proposition on a subject different from that under consideration shall be admitted under color of an amendment.

RULE 11.

When any matter is postponed indefinitely it shall not be again voted upon during that or the next two succeeding meetings.

Any member may demand the "ayes and noes" upon any question to be voted upon by the Council, and when such demand is made the Clerk shall call the roll.

Any member may demand a division of a question when the question is capable of a division.

AMENDING THE RULES.

These rules may be amended or annulled by a majority vote of all the members of the Common Council. All proposed amendments to the rules shall be referred to the Committee on Rules without debate, and said committee shall have the right to report at any time, and may, at any time, report any change in the rules: *Provided, however,* That no vote on any amendment or resolution to annul shall be taken until at least two weeks' notice shall be given of such intended action.

We recommend the adoption of the rules as above set forth.

Respectfully submitted,

GEORGE L. DENNY.

JAMES E. TROY.

CHARLES B. STILZ.

Mr. Denny moved that the report of the committee be concurred in, and the committee discharged. Carried.

Mr. Denny moved the rules be adopted.

The roll was called and the motion to adopt the rules carried by the following vote:

Ayes, 9, viz: Messrs. Blumberg, Copeland, Denny, McCarthy, Owen, Rubens, Stilz, Troy and President William H. Johnson.

COMMUNICATIONS FROM THE MAYOR.

EXECUTIVE DEPARTMENT,
CITY OF INDIANAPOLIS.
INDIANAPOLIS, IND., January 18, 1910.

To the President and Members of the Common Council:

GENTLEMEN: I return herewith with my approval Resolution No. 1, passed January 17, 1910, a resolution of condolence to President Johnson.

Very truly yours,

S. L. SHANK,
Mayor.

EXECUTIVE DEPARTMENT,
CITY OF INDIANAPOLIS.
INDIANAPOLIS, IND., January 21, 1910.

To the President and Members of the Common Council:

GENTLEMEN: By virtue of the authority conferred upon me as Mayor, I take the liberty of recommending to your honorable body the formulation and passage of ordinances relating to the following subjects:

1st. An ordinance reducing the price of licenses required by junk dealers from \$25 to \$5. I firmly believe that, when compared with the prices of other licenses the sum of \$25 demanded from junk dealers can not be considered other than excessive.

2d. I recommend also the appropriation of a sufficient sum of money to employ a chauffeur to run an automobile to be devoted to the use of the Mayor and the Board of Public Works. Especially in the case of the Board of Works, the occasion for the use of the machine will be frequent. It will scarcely be expected that the members of the Board should be required to run their own machine. The recommendation for this position therefore becomes important.

I am satisfied that a man for this position can be secured for \$60 or \$65 per month, and the value of his work will be cheap at that price.

I also recommend an appropriation for a clerk for the Detective Department, at a salary of \$60 or \$65 per month, to do the necessary clerical work, which is now being performed by a member of the detective force. The detective force needs the services of this man as a detective, and at the salary which he is now receiving he becomes an expensive clerk to the city. If this recommendation can be carried out, therefore, the city will profit as a result, since it will add another member to the detective force, and at the same time get the clerical work of the department done much more cheaply than is now the case.

Trusting that you will give these matters your prompt and earnest consideration to the end that they may be enacted into ordinances, I have the honor to remain,

Very truly yours,

S. L. SHANK,
Mayor.

REPORTS FROM CITY OFFICERS.

From City Controller:

DEPARTMENT OF FINANCE,
OFFICE OF CITY CONTROLLER.
INDIANAPOLIS, IND., January 10, 1910.

To the President and Members of the Common Council:

GENTLEMEN: I herewith submit, together with a request therefor from the Department of Public Works, a form of ordinance fixing the salary of a chauffeur for the automobile assigned to such department and making an appropriation therefor. There being no sufficient fund to the credit of such department out of which the salary in question can be paid, I recommend that the accompanying ordinance be passed.

Respectfully submitted,

HOWARD KIMBALL,
City Controller.

DEPARTMENT OF PUBLIC WORKS,
OFFICE OF THE BOARD.
INDIANAPOLIS, IND., January 10, 1910.

Howard Kimball, City Controller, City:

DEAR SIR: You are hereby requested to recommend to the Common Council the passage of an ordinance appropriating the sum of \$770.00 to pay the salary of a chauffeur for the Board of Public Works' automobile for eleven months, beginning February 1, 1910, at the rate of \$70.00 per month.

Respectfully yours,

C. A. SCHRADER,
CHARLES L. HUTCHINSON,
Board of Public Works.

From City Controller:

DEPARTMENT OF FINANCE,
OFFICE OF CITY CONTROLLER.
INDIANAPOLIS, IND., January 17, 1910.

To the President and Members of the Common Council:

GENTLEMEN: I herewith submit a communication from the Department of Public Safety asking me to recommend an additional appropriation in the sum of \$573.25, to be added to the "Station House Salaries Fund."

The appropriation herein asked for is to pay the salary of an additional janitor for the station house, and believing that the services of an additional janitor is needed, I recommend that the accompanying ordinance, providing for the appropriation asked for, be passed.

Respectfully submitted,

HOWARD KIMBALL,
City Controller.

DEPARTMENT OF PUBLIC SAFETY,
OFFICE OF THE BOARD.
INDIANAPOLIS, IND., January 12, 1910.

Mr. Howard Kimball, City Controller, City:

DEAR SIR: At a meeting of this Board held this date, it was decided to request you to please ask the Common Council to appropriate for the use of the police force, under "Station House Salaries," the sum of five hundred seventy-three dollars and twenty-five cents (\$573.25) to pay the salary of an additional janitor, which has been found to be absolutely necessary on account of the enlargement of the detective quarters at the station house.

Respectfully yours,
BOARD OF PUBLIC SAFETY,
WM. E. DAVIS, *President.*

From City Controller:

DEPARTMENT OF FINANCE,
OFFICE OF CITY CONTROLLER.
INDIANAPOLIS, IND., January 22, 1910.

To the President and Members of the Common Council:

GENTLEMEN: I herewith submit petition of John A. Hugg, administrator of the estate of Charles Schifferdecker, deceased, requesting the re-funding of \$114.40 for the unexpired term of said retail liquor license issued to him on June 11, 1909. I submit herewith an ordinance providing for the appropriation of the amount asked for and recommend its passage.

Respectfully submitted,
HOWARD KIMBALL,
City Controller.

State of Indiana, Marion County, ss:

To Howard Kimball, City Controller, Indianapolis:

In re. estate of Charles Schifferdecker (deceased).

The undersigned, John A. Hugg, administrator of the estate of Charles Schifferdecker, deceased, respectfully shows that he qualified as administrator of said estate on December 30, 1909.

That Charles Schifferdecker died on December 26, 1909.

That the decedent at the time of his death was conducting a saloon at No. 248 North Davidson street, City of Indianapolis, Indiana.

That on June 11, 1909, the Controller of the City of Indianapolis granted a retailer's liquor license to Charles Schifferdecker, who died on December 26, 1909.

That the saloon owned by Charles Schifferdecker, deceased, was closed at the time of the death of the decedent.

That said administrator requests that the sum of one hundred fourteen dollars and forty cents (\$114.40) be refunded for the unexpired time of said license from December 26, 1909, to June 12, 1910, being five (5) months and seventeen (17) days.

Wherefore this administrator, John A. Hugg, now prays the City Controller of Indianapolis for the return of the sum of one hundred

fourteen dollars and forty cents (\$114.40) for the unexpired term of the license of Charles Schifferdecker (deceased).

Subscribed and sworn to before me, this 17th day of January, 1910.
JOHN A. HUGG.
LEONARD M. QUILL,
Clerk.

From Board of Public Works:

DEPARTMENT OF PUBLIC WORKS,
OFFICE OF THE BOARD.
INDIANAPOLIS, IND., January 8, 1910.

Edward A. Ramsay, City Clerk, City:

DEAR SIR: As requested in your letter of January 8th, we beg to advise you that the bids recently submitted for work in connection with the city hall are as follows:

ELEVATORS.

Otis Elevator Company.....	\$9,500 00
D. V. Reedy Elevator Company.....	11,928 00

INTERIOR DECORATION.

Wm. Koch & Co.....	\$18,825 00
Louis J. Millet.....	19,800 00
Albert Gall Company	21,232 50
Brand & Range.....	22,000 00
William F. Behrens	23,700 00

MAIL CHUTE.

Cutler Mail Chute Company.....	\$1,265 00
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HARDWARE.

Lilly & Stalnaker.....	\$9,825 00
Vonnegut Hardware Company	10,480 00

VACUUM CLEANING.

Connersville Blower Company.....	\$1,150 00
American Air Cleaning Company	1,442 75
Spencer Turbine Company	1,500 00

ELECTRIC LIGHTING AND GAS FIXTURES.

Sanborn-Marsh Electric Company.....	\$23,294 50
Cassidy & Son Mfg. Co.....	24,640 00
The Morreau Gas Fixture Mfg. Co.....	25,000 00

The specifications for interior decoration, mail chute, hardware, vacuum cleaning and electric fixtures did not specify exactly what was wanted by the city, but called for bids to be accompanied by samples, designs, etc., and it would be necessary to examine these samples and designs to determine which are the best bids.

Yours truly,

F. J. NOLL, JR.,
Clerk Board of Public Works.

REPORTS OF COMMITTEES.

From Special Committee on General Ordinance No. 1, 1910:

INDIANAPOLIS, IND., January 22, 1910.

To the President and Members of the Common Council:

GENTLEMEN: We, your special committee, to whom was referred General Ordinance No. 1—1910, being "An ordinance providing for the transfer of \$76,619.00 from a certain fund to a certain fund in and for the use of the Department of Public Works," beg leave to report that we have had the same under consideration and would recommend that said ordinance be amended by striking out of the title and Section 1 of said ordinance the words and figures "seventy-six thousand six hundred and nineteen (\$76,619.00) dollars" and inserting in lieu thereof the words and figures "forty-six thousand six hundred seventy-two dollars and seventy-five cents (\$46,672.75)," and when said ordinance is so amended we would recommend that the same do pass.

Respectfully submitted,

FRED C. OWEN.
FRANK E. MCCARTHY.
GEORGE L. DENNY,
CHARLES F. COPELAND.
GEO. B. RUBENS.

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

Mr. Denny moved the Council take a recess of five minutes. Carried.

At 8:40 o'clock P. M. President Johnson called the Council to order.

INTRODUCTION OF APPROPRIATION ORDINANCES.

By City Controller:

Appropriation Ordinance No. 1—1910: An ordinance fixing the salary of the chauffeur for the automobile assigned to the service of the Department of Public Works, making an appropriation therefor 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 the chauffeur for the automobile assigned to the service of the Department of Public Works shall receive a salary at the rate of eight hundred and forty dollars (\$840.00) per annum.

SEC. 2. That there be and is hereby appropriated out of the funds of the City of Indianapolis, Indiana, for the purpose of paying the salary of the chauffeur provided for in the preceding section, for the term beginning with February 1, 1910, and ending December 31, 1910, the sum of \$770.00.

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 City Controller:

Appropriation Ordinance No. 2—1910: An ordinance providing for the appropriation of \$573.25 to and for the use of the Department of Public Safety, and fixing a time when the same shall take effect.

SECTION 1. Be it ordained by the Common Council of the City of Indianapolis, Indiana, That the sum of five hundred seventy-three dollars and twenty-five cents (\$573.25) be, and the same is hereby appropriated, out of any moneys in the city treasury, not otherwise appropriated, to and for the use of the Department of Public Safety, the amount herein appropriated to be added to and from a part of the "Station House Salaries" fund.

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

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

By City Controller:

Appropriation Ordinance No. 3—1910: An ordinance appropriating \$114.40 to and for the use of the Finance Department, and fixing a time that same shall take effect.

SECTION 1. Be it ordained by the Common Council of the City of Indianapolis, Indiana, That the sum of \$114.40 be, and the same is hereby appropriated out of any moneys in the city treasury not otherwise appropriated, to and for the use of the Finance Department, the sum herein appropriated to be paid to John A. Hugg, administrator of the estate of Charles Schifferdecker, deceased, being the unexpired term of said retail liquor license No. 294 from June 11, 1909, to June 11, 1910.

SEC. 2. This ordinance shall take effect and be in force 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 Mr. Stilz:

General Ordinance No. 2—1910: An ordinance amending Clause B of Section 2 of an ordinance entitled "An ordinance concerning the compensation of all officers, heads of departments, clerks, assistants and employes of the City of Indianapolis, Indiana, and repealing all ordinances in conflict therewith," being General Ordinance No. 32—1907, approved May 16, 1907.

SECTION 1. Be it ordained by the Common Council of the City of Indianapolis, Indiana, That Clause B of an ordinance entitled "An ordinance concerning the compensation of all officers, heads of departments, clerks, assistants and employes of the City of Indianapolis, Indiana, and repealing all ordinances in conflict therewith," being General Ordinance No. 32—1907, approved May 16, 1907, be and the same is hereby amended to read as follows:

"Section 2. Clause B. The City Clerk shall receive a salary at the rate of three thousand dollars (\$3,000.00) per annum. The first assistant City Clerk shall receive a salary at the rate of twelve hundred dollars (\$1,200.00) per annum. The second assistant City Clerk shall receive a salary at the rate of one thousand and twenty dollars (\$1,020.00) per annum. The third assistant City Clerk shall receive a salary at the rate of seven hundred and twenty dollars (\$720.00) per annum."

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 Fees and Salaries.

By Mr. Stilz:

General Ordinance No. 3—1910: An ordinance to regulate the running and operation of locomotives, trains and cars on the lines of steam railroads in the City of Indianapolis, Indiana, fixing penalties for a violation of this act, providing for the publication of this ordinance, prescribing a time when this ordinance shall take effect, and repealing Section 2 of an ordinance approved March 12, 1866, entitled "An ordinance to regulate the running of locomotives and cars in the City of Indianapolis, requiring flagmen to be stationed at certain railroad crossings, defining the duties of such flagmen, and prohibiting locomotives and cars from running across certain streets unless a flagman is stationed at such crossing."

SECTION 1. Be it ordained by the Common Council of the City of Indianapolis, That for the purposes of this ordinance the City of Indianapolis

shall be and hereby is divided into three districts, to be known as "District No. 1," "District No. 2," and "District No. 3," respectively.

SEC. 2. District No. 1 shall consist of all that portion of the City of Indianapolis lying within the territory bounded on the north by the north line of Georgia street, bounded on the east by the east line of Delaware street, bounded on the south by the south line of Merrill street, and bounded on the west by the west line of Senate avenue.

SEC. 3. District No. 2 shall consist of all that portion of the City of Indianapolis lying within the territory bounded on the north by the north line of Twenty-first street, bounded on the east by the east line of State avenue and said east line of State avenue extended north and south in a straight line, bounded on the south by the south line of Morris and Prospect streets, and bounded on the west by the west line of Belmont avenue, and said west line of Belmont avenue extended north and south in a straight line, exclusive of the territory included in District No. 1 as described in Section 2 hereof.

SEC. 4. District No. 3 shall embrace all that portion of the City of Indianapolis not embraced in Districts Nos. 1 and 2 as described in Sections 2 and 3 hereof.

SEC. 5. That it shall be unlawful for any locomotive engineer, conductor, or other person having a railroad engine, car or train of cars in charge, on the line of any steam railroad, to permit the same to be run or operated along, over or across any street, alley or other public place in the City of Indianapolis, within the limits of said District No. 1, at a greater rate of speed than ten miles per hour.

SEC. 6. That it shall be unlawful for any locomotive engineer, conductor, or other person having a railroad engine, car or train of cars in charge, on the line of any steam railroad, to permit the same to be run or operated along, over or across any one of the following streets in said City of Indianapolis, to-wit: East Washington street, West Washington street, South Meridian street, Shelby street or South East street, at a greater rate of speed than ten miles per hour.

SEC. 7. That it shall be unlawful for any locomotive engineer, conductor, or other person having a railroad engine, car or train of cars in charge on the line of any steam railroad, to permit the same to be run or operated along, over or across any street, alley or other public place in said City of Indianapolis within the limits of District No. 2 at a greater rate of speed than twelve miles per hour.

SEC. 8. That it shall be unlawful for any locomotive engineer, conductor, or other person having a railroad engine, car or train of cars in charge, on the line of any steam railroad, to permit the same to be run or operated along, over or across any street, alley or other public place in the said City of Indianapolis, within the limits of District No. 3, at a greater rate of speed than fifteen miles per hour.

SEC. 9. The provisions of Sections 7 and 8 hereof shall not apply to East Washington street, West Washington street, South Meridian street, Shelby street or South East street. The operation of engines, cars or trains of cars over any one of said streets just named shall be governed by the provisions of Section 6 of this ordinance.

SEC. 10. None of the provisions of this ordinance shall apply to streets, alleys or other public places where the railroad tracks are elevated, or where the grades of the tracks and the street, alley or other public place are separated. At such points there shall be no restrictions as to the speed at which engines, cars or trains of cars may be run or operated.

SEC. 11. Any person found guilty of violating any one of the foregoing sections or provisions of this ordinance shall, upon conviction in any court of competent jurisdiction, be fined in any sum not exceeding

one hundred dollars, to which may be added imprisonment for any period not exceeding ten days.

SEC. 12. That Section 2 of an ordinance approved March 12, 1866, entitled "An ordinance to regulate the running of locomotives and cars in the City of Indianapolis, requiring flagmen to be stationed at certain railroad crossings; defining the duties of such flagmen and prohibiting locomotives and cars from running across certain streets unless a flagman is stationed at such crossing," be, and the same is hereby repealed.

SEC. 13. This ordinance shall be in full force and effect at the expiration of thirty days from its publication, once each week for two consecutive weeks in the Indianapolis Commercial, a newspaper of general circulation printed in said City of Indianapolis.

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

By Mr. Denny:

General Ordinance No. 4—1910: An ordinance providing for a clerk for the Detective Department, and establishing and fixing his compensation.

SECTION 1. Be it ordained by the Common Council of the City of Indianapolis, as follows: That the Board of Public Safety is hereby empowered to select, appoint and employ a clerk for the Detective Department.

SEC. 2. The salary of such clerk shall be seven hundred and twenty dollars (\$720.00) per year, payable at the rate of sixty dollars per month.

SEC. 3. In order to provide funds to pay this salary, the sum of seven hundred and twenty dollars (\$720.00) is hereby appropriated out of any funds in the city treasury not otherwise appropriated.

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

By Mr. Denny:

General Ordinance No. 5—1910: An ordinance providing a chauffeur for the automobile of the Mayor and the Board of Works, and establishing and fixing his compensation.

SECTION 1. Be it ordained by the Common Council of the City of Indianapolis, as follows: That the Board of Public Works is hereby empowered to select, appoint and employ a chauffeur to operate the automobile for the use of the Mayor and Board of Public Works.

SEC. 2. The salary of such chauffeur shall be seven hundred and twenty dollars (\$720.00) per annum, payable at the rate of sixty dollars per month.

SEC. 3. In order to provide funds to pay this salary, the sum of seven

hundred and twenty dollars (\$720.00) is hereby appropriated out of any funds in the city treasury not otherwise appropriated.

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

By Mr. Rubens:

General Ordinance No. 6—1910: An ordinance providing for the licensing, regulation and duties of junk dealers, prescribing a penalty for the violation thereof, repealing conflicting ordinances, 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 it shall be unlawful for any person, firm or corporation to conduct, maintain or engage in the business of junk dealer of said city, unless such person, firm or corporation shall have first paid a license fee to the City Treasurer of such city, and procured a license therefor, as hereinafter prescribed in this ordinance.

SEC. 2. Every person, firm or corporation desiring to conduct, maintain or engage in the business of junk dealer shall make application in writing to the City Controller of said city of Indianapolis for a license so to do, specifying the street and house number of the building in which said person, firm or corporation intends to carry on such business, which application shall also be signed by at least three resident freeholders of said city, certifying that the party or parties concerned in making such application are persons of good moral character.

SEC. 3. After such application shall have been granted and before a license shall be issued thereon, such person, firm or corporation shall pay to the City Controller an annual license fee of \$10, and upon presentation of the City Treasurer's receipt therefor the said City Controller shall issue to said person, firm or corporation the license applied for. Said license shall bear date of January 1st of the year of which the same shall be issued, and no reduction shall be made for any part of the year elapsed at the time of making such application for such license.

SEC. 4. No person, firm or corporation shall, by virtue of one license, conduct, maintain or engage in the business of keeping more than one junk store: *Provided, however,* That any person, firm or corporation licensed as aforesaid may remove from one place of business to another by giving written notice to the City Controller of said city, specifying the street and house number of the building to which said removal is made.

SEC. 5. Every person, firm or corporation licensed to conduct, maintain or engage in the business of junk dealer shall keep a book in which shall be legibly written in ink, at the time of the purchase, taking or receiving of any goods, articles or things, and preserve an accurate account and description in the English language, of the goods, articles or things purchased, taken or received, the amount of money paid therefor, the time of purchasing, taking or receiving same, the name, residence, age, color, height, weight, complexion, style of beard, style of dress, and number of the licensed badge of person selling or delivering said goods, articles or things.

SEC. 6. The book provided for in the above section of this ordinance shall at all reasonable times be open to the inspection of the Chief of Police of said city, to examine the same.

SEC. 7. It shall be unlawful for any person, firm or corporation licensed as aforesaid to purchase, take or receive any goods, articles or things from any person when such person is in an intoxicated condition.

SEC. 8. All goods or articles purchased or received by any proprietor, manager or employe of said licensed junk store, shall be retained at said licensed junk store, by said proprietor or manager or employe for a period of not less than forty-eight hours before disposing of same.

SEC. 9. Any person, firm or corporation violating any of the provisions of this ordinance shall, upon conviction, be fined in any sum not exceeding five hundred dollars, to which may be added imprisonment in the Marion County jail for a period of not exceeding ninety days.

SEC. 10. All ordinances and parts of ordinances in conflict herewith are hereby repealed.

SEC. 11. This ordinance shall be in full force from and after its passage and publication once each week for two consecutive weeks in the Indianapolis Commercial, a newspaper of general circulation in the City of Indianapolis.

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

By Mr. Rubens:

General Ordinance No 7—1910: An ordinance defining junk peddlers, providing for the licensing thereof in the City of Indianapolis, Indiana, and fixing a penalty for the violation thereof, repealing conflicting ordinances, 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 it shall be hereafter unlawful for any person to collect or peddle iron, brass, copper, tin, zinc, rags, bottles, paper or junk of any description in or along the streets or alleys of the city of Indianapolis, Indiana, without first having obtained and paid for a license, as hereinafter provided.

SEC. 2. Every person who goes from house to house, or from one part of a public street to another, or from one public alley to another, in a vehicle, on foot, or with a push cart, buying, collecting or gathering any iron, brass, copper, tin, zinc, rags, paper, bottles, feathers, or any other article commonly called junk, shall be deemed as a junk peddler, in the meaning of this ordinance.

SEC. 3. Every person desiring to procure a junk peddler's license shall make application therefor in writing, giving to the City Controller the full name, age, color, and address of said applicant. Said application shall be signed by two owners of real estate, residents of said city, in the presence of the City Controller, stating that they are personally acquainted with the applicant and know him to be a *bona fide* resident of said city. After such application shall have been granted and before a license shall be issued thereon such person shall pay to the City Controller an annual license fee of \$1. And upon presentation of the City Treasurer's receipt therefor the said City Controller shall issue to said person the license applied for. The said license shall bear date of January 1st of the year in which the same shall be issued. No reduction shall be made for any part of the year elapsed at the time of making such application for such license. Application for license shall be made in

person, by the party to whom the same is to be issued, and but one license shall be issued to one person for any one period. Such license of any one convicted of larceny or of receiving stolen property shall be revoked by the Mayor of such city.

SEC. 4. Every licensed junk peddler shall wear a badge of metal, three inches in diameter, on the front of the outside garment, with the registered number of his license in plain figures on said badge, which badge shall be furnished by the City Controller.

SEC. 5. Any person violating this ordinance or any part thereof shall be fined not less than \$25 nor more than \$100, to which may be added imprisonment not exceeding thirty days.

SEC. 6. All ordinances and parts of ordinances in conflict herewith are hereby repealed.

SEC. 7. This ordinance shall be in effect from and after its passage and publication once each week for two consecutive weeks in the Indianapolis Commercial, a newspaper of general circulation in said city.

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

MISCELLANEOUS BUSINESS.

By President Johnson:

I hereby make the following standing committee appointments for the year 1910:

Finance.—Messrs. Owen, Denny, Copeland, Troy and Rubens.

Fees and Salaries.—Messrs. Troy, McCarthy, Copeland, Denny and Stilz.

Public Health and Morals.—Messrs. McCarthy, Blumberg, Stilz, Rubens and Owen.

Public Service.—Messrs. Blumberg, Owen, Denny, Rubens and Troy.

Public Improvements.—Messrs. Stilz, Copeland, Blumberg, McCarthy and Troy.

Ordinances.—Messrs. Denny, Owen, Stilz, Troy and McCarthy.

Investigation and Impeachment.—Messrs. Copeland, Owen, Denny, Blumberg and Rubens.

Elections.—Messrs. Rubens, Troy, Copeland, Stilz and Blumberg.

ORDINANCES ON SECOND READING.

Mr. Owen called for General Ordinance No. 1, 1910, for second reading. It was read a second time.

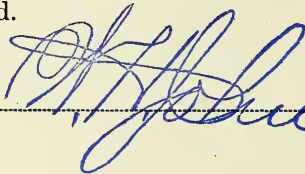
Mr. Owen moved that General Ordinance No. 1, 1910, be amended as recommended by the committee. Carried.

Mr. Owen moved that General Ordinance No. 1, 1910, be ordered engrossed as amended, read a third time and placed upon its passage. Carried.

General Ordinance No. 1, 1910, was read a third time and passed by the following vote:

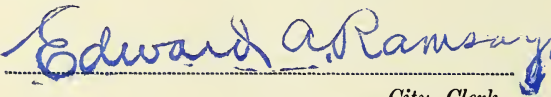
Ayes, 9, viz: Messrs. Blumberg, Copeland, Denny, McCarthy, Owen, Rubens, Stilz, Troy and President William H. Johnson.

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



 President.

ATTEST:



 City Clerk.

