

REGULAR MEETING.

COUNCIL CHAMBER, CITY OF INDIANAPOLIS, IND.

MONDAY, March 21, 1910.

The Common Council of the City of Indianapolis met in the Council Chamber, Monday evening, March 21, 1910, at 7:30 o'clock, in regular session, President William H. Johnson in the chair.

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

Absent, none.

Mr. Stilz moved that the reading of the Journal be dis-pensed with. Carried.

COMMUNICATIONS FROM THE MAYOR.

EXECUTIVE DEPARTMENT,
CITY OF INDIANAPOLIS.
INDIANAPOLIS, IND., March 10, 1910.

To the President and Members of the Common Council:

GENTLEMEN: I return herewith with my approval General Ordinance No. 9, 1910, being "An ordinance regulating the trimming, removal, plant-ing and cutting of trees, shrubs, vines, hedges and plants within the limits of public streets, alleys, thoroughfares, lawns and parks," etc.

Very truly yours,

S. L. SHANK,
Mayor.

REPORTS FROM CITY OFFICERS.

From City Controller:

DEPARTMENT OF FINANCE,
OFFICE OF CITY CONTROLLER.
INDIANAPOLIS, IND., March 21, 1910.

To the President and Members of the Common Council:

GENTLEMEN: I herewith submit a letter from the Board of Public Works requesting me to recommend the passage of an ordinance appropriating the sum of \$12,000.00 to pay for the collection and removal of ashes from flat buildings under the contract approved by the Common Council October 4, 1909.

I also submit herewith an ordinance providing for the appropriation asked for and recommend its passage.

Respectfully submitted,

HOWARD KIMBALL,
City Controller.

DEPARTMENT OF PUBLIC WORKS,
OFFICE OF THE BOARD.
INDIANAPOLIS, IND., March 21, 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 twelve thousand dollars (\$12,000.00) to pay for the collection and removal of ashes from flat buildings, under contract approved by the Common Council October 4, 1909.

Respectfully yours,

C. A. SCHRADER,
CHARLES L. HUTCHINSON,
E. J. O'REILLY,
Board of Public Works.

From City Controller:

DEPARTMENT OF FINANCE,
OFFICE OF CITY CONTROLLER.
INDIANAPOLIS, IND., March 21, 1910.

To the President and Members of the Common Council:

GENTLEMEN: I herewith submit a communication from the Secretary of the Board of Public Health and Charities requesting an appropriation of \$900.00 for an additional meat inspector, to be stationed at the stock yards.

I submit herewith an ordinance providing for said appropriation and recommend its passage.

Respectfully submitted,

HOWARD KIMBALL,
City Controller.

March 21, 1910.]

CITY OF INDIANAPOLIS, IND.

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DEPARTMENT OF PUBLIC HEALTH AND CHARITIES,
OFFICE OF THE BOARD.
INDIANAPOLIS, IND., March 16, 1910.

Mr. Howard Kimball, City Controller, City:

MY DEAR SIR: The Board of Public Health and Charities respectfully asks you to request the honorable Council to appropriate nine hundred dollars for an additional meat inspector, to be stationed at the stock yards.

We have but one meat inspector at present, and it is obvious that no matter how efficient he may be, he can not inspect the cattle, hogs, sheep and other animals that come to the stock yards and find their way into the eight or nine slaughter houses which do the local business. These slaughter houses, as you know, are not provided with Federal inspectors.

We are making a faithful effort to prevent the appearance of diseased meat in the open market and are succeeding fairly well, but we can not have the best results until we are provided with a man who shall inspect all animals ante mortem.

Yours very truly,

C. S. WOODS,
Secretary Board of Health.

From City Controller:

DEPARTMENT OF FINANCE,
OFFICE OF CITY CONTROLLER.
INDIANAPOLIS, IND., March 21, 1910.

To the President and Members of the Common Council:

GENTLEMEN: I submit herewith a letter from Hon. George L. Denny, Chairman of the Special Committee of the Common Council for the recent investigation, together with a bill of Messrs. Garber & Carpenter, for services rendered the committee.

I also submit herewith an ordinance providing for an appropriation of \$306.05 for the payment of said bill, and recommend its passage.

Respectfully submitted,

HOWARD KIMBALL,
City Controller.

INDIANAPOLIS, IND., March 16, 1910.

Mr. Howard Kimball, City Controller, City:

DEAR SIR: I enclose herewith bill of Garber & Carpenter for services of stenographer in taking the evidence for the recent investigation by the special committee of the Council. The amount of the bill, \$306.05, appears to be correct. Kindly prepare and introduce an ordinance for an appropriation covering this bill.

Yours very truly,

GEORGE L. DENNY,
Chairman of Committee.

From City Controller:

DEPARTMENT OF FINANCE,
OFFICE OF CITY CONTROLLER.
INDIANAPOLIS, IND., March 21, 1910.

To the President and Members of the Common Council:

GENTLEMEN: I herewith submit the petition of Mrs. Lea Traugott, widow of Joachim Traugott, deceased, requesting the refunding of \$60.96 for the unexpired term of a retail liquor license issued to Joachim Traugott on June 11, 1909.

I herewith submit 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 the Honorable City Controller of the City of Indianapolis:

Lea Traugott, being duly sworn, deposes and says that she is the widow of Joachim Traugott, who departed this life on the 10th day of February, 1910. That on the 11th day of June, 1909, your honor issued city license to the said Joachim Traugott, to expire June 5, 1910. Said license authorized the said Joachim Traugott to sell spirituous, vinous and malt liquors during the period herein indicated. Your deponent further says that she has not used the license since March 7th, and by virtue of the law of the State of Indiana can not use same.

Wherefore she prays that your honor prepare and present an ordinance to the City Council whereby said City Council will authorize you to refund to her the sum of sixty dollars and ninety-six cents (\$60.96).

LEA TRAUGOTT.

Subscribed and sworn to before me this 21st day of March, 1910.

JAMES C. CURTIS,
Notary Public.

My commission expires June 24, 1913.

From Board of Public Works:

DEPARTMENT OF PUBLIC WORKS,
OFFICE OF THE BOARD.
INDIANAPOLIS, IND., March 21, 1910.

To the President and Members of the Common Council:

GENTLEMEN: I am directed by the Board to submit to you for your consideration and action thereon the enclosed ordinance granting to J. W. Pinnell permission to lay and maintain a sidetrack or switch in McGill street.

Yours truly,

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

From Board of Public Works:

DEPARTMENT OF PUBLIC WORKS,
OFFICE OF THE BOARD.
INDIANAPOLIS, IND., March 21, 1910.

To the President and Members of the Common Council:

GENTLEMEN: We herewith submit to you for your consideration and action thereon an ordinance approving a certain contract entered into between the City of Indianapolis, through the previous Board of Public Works, and the L. E. & W. R. R. Co., granting to said company the right to lay and maintain an additional track across Sixteenth street, and recommend its passage.

Respectfully yours,
C. A. SCHRADER,
CHARLES L. HUTCHINSON,
E. J. O'REILLY,
Board of Public Works.

REPORTS FROM STANDING COMMITTEES.

From the Committee on Finance:

INDIANAPOLIS, IND., March 21, 1910.

To the President and Members of the Common Council:

GENTLEMEN: Your Committee on Finance, to whom was referred Appropriation Ordinance No. 9, 1910, being "An ordinance appropriating the sum of \$2,275.00 to and for the use of the Department of Public Works, and fixing a time when the same shall take effect," beg leave to report that they have had the same under consideration and would recommend that the same do pass.

Respectfully submitted,
FRED C. OWEN.
GEORGE L. DENNY.
GEORGE B. RUBENS.
JAMES E. TROY.
CHARLES F. COPELAND.

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

From the Committee on Finance:

INDIANAPOLIS, IND., March 21, 1910.

To the President and Members of the Common Council:

GENTLEMEN: Your Committee on Finance, to whom was referred Appropriation Ordinance No. 8, 1910, being "An ordinance appropriating the sum of \$2,500.00 to and for the use of the Department of Public Works, and fixing a time when the same shall take effect," beg leave to

report that they have had the same under consideration and would recommend that the same do pass.

Respectfully submitted,

FRED C. OWEN.
CHARLES F. COPELAND.
GEORGE L. DENNY.
GEORGE B. RUBENS.
JAMES E. TROY.

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

From the Committee on Finance:

INDIANAPOLIS, IND., March 21, 1910.

To the President and Members of the Common Council:

GENTLEMEN: Your Committee on Finance, to whom was referred Appropriation Ordinance No. 6, 1910, being "An ordinance appropriating the sum of \$1,500.00 to and for the use of the Department of Public Safety, and fixing a time when the same shall take effect," beg leave to report that they have had the same under consideration and would recommend that the same do pass.

Respectfully submitted,

FRED C. OWEN.
CHARLES F. COPELAND.
GEORGE L. DENNY.
GEORGE B. RUBENS.
JAMES E. TROY.

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

From the Committee on Public Improvements:

INDIANAPOLIS, IND., March 21, 1910.

To the President and Members of the Common Council:

GENTLEMEN: We, your Committee on Public Improvements, to whom was referred Special Ordinance No. 1, 1910, being "An ordinance providing for the name of the street running north and south between Meridian and Pennsylvania streets, from Georgia street to Louisiana street, in the City of Indianapolis, and fixing a time when the same shall take effect," beg leave to report that we have had said ordinance under consideration and would recommend that the same do pass.

Respectfully submitted,

CHARLES B. STILZ.
JAMES E. TROY.
JOHN BLUMBERG.

Not concurring:

CHARLES F. COPELAND.
FRANK E. MCCARTHY.

Mr. Stilz moved that the report of the committee be concurred in.

President Johnson called for the "ayes" and "noes."

The roll was called and the motion of Mr. Stilz to concur was carried by the following vote:

Ayes, 5, viz.: Messrs. Denny, Stilz, Blumberg, Troy and President William H. Johnson.

Noes, 4, viz.: Messrs. McCarthy, Copeland, Rubens and Owen.

INTRODUCTION OF APPROPRIATION ORDINANCES.

By City Controller:

Appropriation Ordinance No. 12—1910: An ordinance appropriating the sum of \$306.05 to and for the use of the Department of Finance, 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 three hundred and six dollars and five cents (\$306.05) 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 Finance, to be used in the payment of the bill of Garber & Carpenter for services rendered the special committee appointed to investigate the bids and proposed contracts for electric light and gas fixtures for the new city hall.

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. 13—1910: An ordinance appropriating \$60.96 to and for the use of the Finance Department, 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 sixty dollars and ninety-six cents

(\$60.96) 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 Finance, the sum appropriated to be paid to Mrs. Lea Traugott, widow of Joachim Traugott, deceased, being the unexpired term of retail liquor license No. 276, from June 11, 1909, to June 5, 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.

By City Controller:

Appropriation Ordinance No. 14—1910: An ordinance providing for the appropriation of \$12,000.00, to and for the use of the Department of Public Works, 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 twelve thousand dollars (\$12,000.00) be and is hereby appropriated out of any moneys in the city treasury not otherwise appropriated, to and for the use of the Department of Public Works, the amount herein appropriated to be added to and form a part of the "Fund for Removal of Ashes, Sweepings," etc.

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. 15—1910: An ordinance appropriating \$900.00 to and for the use of the Department of Public Health and Charities, 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 nine hundred dollars (\$900.00) be and is hereby appropriated out of any moneys in the city treasury not otherwise appropriated, to and for the use of the Department of Public Health and Charities, the amount herein appropriated to be added to and form a part of the fund for salaries.

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 Board of Public Works:

General Ordinance No. 11—1910: An ordinance approving a certain contract granting the Lake Erie & Western Railroad Company the right to lay and maintain an additional track across Sixteenth street, according to blue prints attached, in the City of Indianapolis, Indiana.

WHEREAS, Heretofore, to-wit: on the 1st day of November, 1909, the Lake Erie & Western Railroad Company filed its petition before the Board of Public Works of the City of Indianapolis, as follows:

PETITION.

To the Board of Public Works, City of Indianapolis:

GENTLEMEN: The Lake Erie & Western Railroad Company respectfully petitions your honorable body to grant to it the right to construct an additional track across Sixteenth street in the City of Indianapolis, Marion County, Indiana, said track to be located parallel to and about thirteen (13) feet from center to center west of the present track of the Lake Erie & Western Railroad Company across said street, and about fifteen (15) feet center to center east of the main track of the Chicago, Indianapolis & Louisville Railway Company across said street.

THE LAKE ERIE & WESTERN RAILROAD COMPANY,
By JOHN B. COCKRUM,
General Attorney.

Now, therefore, This agreement, made and entered into this 1st day of November, 1909, by and between the Lake Erie & Western Railroad Company, party of the first part, and the City of Indianapolis, by and through its Board of Public Works, party of the second part,

Witnesseth: That the party of the first part, being desirous of securing a right of way for an additional track across Sixteenth street, in the City of Indianapolis, which is more specifically described as follows:

Across Sixteenth street, in the City of Indianapolis, Marion County, Indiana, said track to be located parallel to and about thirteen (13) feet from center to center west of the present track of the Lake Erie & Western Railroad Company across said street, and about fifteen (15) feet center to center east of the main track of the Chicago, Indianapolis & Louisville Railway Company across said street, substantially as shown in red on the blue print attached hereto and made a part hereof, marked Exhibit "A," hereby covenants and fully binds themselves, their successors, legal representatives and assigns, that, in consideration of the grant of the privileges and authority herein given, they will lay, construct and maintain said track upon the terms and conditions hereinafter set forth, to-wit:

(1) They shall be so laid, improved and kept in repair as to be safe for persons on foot, in vehicles or otherwise, and shall, at all times, be subject to the orders of the Board of Public Works of the City of Indianapolis.

(2) Said track and switch shall be laid upon such grade as shall be established by said Board, and shall be put down under its supervision and to its satisfaction and approval. Said track shall be raised or lowered to conform to any grade which may, from time to time, be hereafter established, whenever so ordered, in writing, by said Board, and shall be made to conform in all respects with any ordinance passed by the Common Council or with any resolution or resolutions made by said Board, for the elevation or depression of said tracks.

(3) The crossing where said track intersects Sixteenth street shall, at all times, be kept improved and in repair and free from obstructions or defects of any kind. No car or cars shall be permitted to obstruct such crossing or to be thereon except for such time as may be absolutely necessary in moving them back and forth, and they shall be at no time stopped or detained thereon in such manner as to obstruct public travel.

(4) Said party of the first part agrees, upon the written order of said Board, made for any good cause affecting the interest of the City or the public welfare, to take up and remove said track, and upon said party's failure so to do, upon such notification in writing, of ten (10) days, to promptly pay the cost of having the same done, and the party of the first part hereby releases all claims for damages whatsoever that may arise by reason of such removal; and in removing said track or causing the same to be done, said Board shall in nowise become a trespasser.

(5) The party of the first part agrees to pave between said track to the entire satisfaction of the second party, and in case said tracks shall be or become out of repair or in need of being reconstructed, or become in any way defective (of which fact the said Board shall be the exclusive judge), it shall be the duty of the said party of the first part to promptly repair or remove same, failing in which, after notification in writing of ten (10) days, said Board shall do or cause the same to be done at the expense of the said party of the first part, and for which expense and cost the said party of the first part shall be liable.

(6) The said party of the first part herein binds itself to hold said party of the second part and said city harmless from any and all claims for damages growing out of the existence, maintenance or use of said track, and to pay any judgment, with costs, that may on that account be rendered against the said party or said city, and also to pay all necessary expenses that may be incurred by said city in defending against any such claims.

(7) Any violation of any of the provisions of this instrument by said party of the first part, or by any one for it or at its instance or with its permission, shall operate as an immediate and absolute forfeiture of the privileges and authority given or granted by this contract; provided, however, that the same may be terminated by said Board, as hereinbefore set forth.

Said party of the second part by virtue of the provisions of an act of the General Assembly of the State of Indiana, entitled "An act concerning municipal corporations," approved March 6, 1905, and in consideration of the things hereinbefore set forth and upon the terms and provisions stipulated, hereby gives, grants and duly vests said party of the first part the right, privilege and authority to lay and maintain an additional sidetrack or switch across in the City of Indianapolis, all as shown by the drawing attached hereto, filed herewith and for greater certainty marked Exhibit "A."

In Witness Whereof, We have hereunto set our hands this 1st day of November, 1909.

THE LAKE ERIE & WESTERN RAILROAD COMPANY,
By D. C. MOON, *General Manager*.

Approved as to form.

JOHN B. COCKRUM,
General Attorney L. E. & W. R. R. Co.

CITY OF INDIANAPOLIS,
By JOSEPH T. ELLIOTT,
President,

P. C. TRUSLER,
F. J. MACK,
Board of Public Works,
Party of the Second Part.

AND WHEREAS, Said contract has been submitted by the Board of Public Works to the Common Council of the City of Indianapolis, for its consideration and action, now, therefore,

SECTION 1. Be it ordained by the Common Council of the City of Indianapolis, Indiana, That such contract above set forth be, and the same is hereby in all things confirmed and approved.

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 Public Service.

By Board of Public Works:

General Ordinance No. 12—1910: An ordinance approving a certain contract granting J. W. Pinnell the right to lay and maintain a sidetrack or switch from the north line of South street and the Indianapolis Southern Railway to a point 325 feet north, in McGill street, according to blue print attached, in the City of Indianapolis, Indiana.

WHEREAS, Heretofore, to-wit: on the 18th day of March, 1910, J. W. Pinnell filed his petition before the Board of Public Works of the City of Indianapolis, as follows:

PETITION.

To the Board of Public Works, City of Indianapolis:

GENTLEMEN: I hereby petition your honorable body for a switch for warehouse purposes, described as follows: Commencing at the north line of South street and the Indianapolis Southern R. R. and running north on the west side of McGill street 325 feet (three hundred and twenty-five feet) parallel with lots Nos. 30, 31, 32, 33 and part of 34, 8 feet from the center of said switch to the property line.

Yours truly,

J. W. PINNELL.

Now, therefore, This agreement, made and entered into this 18th day of March, 1910, by and between J. W. Pinnell, of the City of Indianapolis, County of Marion, State of Indiana, party of the first part, and the City

of Indianapolis, by and through its Board of Public Works, party of the second part,

Witnesseth: That the party of the first part, being desirous of securing a right of way for a sidetrack or switch from the north line of South street and the Indianapolis Southern Railway to a point 325 feet north, in the City of Indianapolis, which is more specifically described as follows: Commencing at the north line of South street and the Indianapolis Southern R. R. and running north on the west side of McGill street 325 feet (three hundred and twenty-five feet) parallel with lots Nos. 30, 31, 32, 33, and part of 34, 8 feet from the center of said switch to the property line, hereby covenants and fully binds himself, his successors, legal representatives and assigns, that, in consideration of the grant of the privileges and authority herein given, he will lay, construct and maintain said track upon the terms and conditions hereinafter set forth, to-wit:

(1) They shall be so laid, improved and kept in repair as to be safe for persons on foot, in vehicles or otherwise, and shall, at all times, be subject to the orders of the Board of Public Works of the City of Indianapolis.

(2) Said track and switch shall be laid upon such grade as shall be established by said Board, and shall be put down under its supervision and to its satisfaction and approval. Said track shall be raised or lowered to conform to any grade which may, from time to time, be hereafter established, whenever so ordered, in writing, by said Board, and shall be made to conform in all respects with any ordinance passed by the Common Council or with any resolution or resolutions made by said Board, for the elevation or depression of said tracks.

(3) The crossing where said track intersects shall, at all times, be kept improved and in repair and free from obstructions or defects of any kind. No car or cars shall be permitted to obstruct such crossing or to be thereon except for such time as may be absolutely necessary in moving them back and forth, and they shall be at no time stopped or detained thereon in such manner as to obstruct public travel.

(4) Said party of the first part agrees, upon the written order of said Board, made for any good cause affecting the interest of the City or the public welfare, to take up and remove said track, and upon said party's failure so to do, upon such notification in writing, of ten (10) days, to promptly pay the cost of having the same done, and the party of the first part hereby releases all claims for damages whatsoever that may arise by reason of such removal; and in removing said track or causing the same to be done, said Board shall in nowise become a trespasser.

(5) The party of the first part agrees to pave between said track to the entire satisfaction of the second party, and in case said tracks shall be or become out of repair or in need of being reconstructed, or become in any way defective (of which fact the said Board shall be the exclusive judge), it shall be the duty of the said party of the first part to promptly repair or remove same, failing in which, after notification in writing of ten (10) days, said Board shall do or cause the same to be done at the expense of the said party of the first part, and for which expense and cost the said party of the first part shall be liable.

(6) The said party of the first part herein binds himself to hold said party of the second part and said city harmless from any and all claims for damages growing out of the existence, maintenance or use of said track, and to pay any judgment, with costs, that may on that account be rendered against the said party or said city, and also to pay all necessary expenses that may be incurred by said city in defending against any such claims.

(7) Any violation of any of the provisions of this instrument by said party of the first part, or by any one for it or at its instance or with

its permission, shall operate as an immediate and absolute forfeiture of the privileges and authority given or granted by this contract; provided, however, that the same may be terminated by said Board, as hereinbefore set forth.

Said party of the second part by virtue of the provisions of an act of the General Assembly of the State of Indiana, entitled "An act concerning municipal corporations," approved March 6, 1905, and in consideration of the things hereinbefore set forth and upon the terms and provisions stipulated, hereby gives, grants and duly vests said party of the first part the right, privilege and authority to lay and maintain an additional sidetrack or switch across in the City of Indianapolis, all as shown by the drawing attached hereto, filed herewith and for greater certainty marked Exhibit "A."

In Witness Whereof, We have hereunto set our hands this 18th day of March, 1910.

J. W. PINNELL,
Party of the first part.

CITY OF INDIANAPOLIS,
By C. A. SCHRADER,
President,
CHARLES L. HUTCHINSON,
E. J. O'REILLY,
Board of Public Works,
Party of the second part.

Approved March 18, 1910.

H. W. KLAUSMANN,
City Civil Engineer.

AND WHEREAS, Said contract has been submitted by the Board of Public Works to the Common Council of the City of Indianapolis, for its consideration and action, now, therefore,

SECTION 1. Be it ordained by the Common Council of the City of Indianapolis, Indiana, That such contract above set forth be, and the same is hereby in all things confirmed and approved.

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 to committee on Public Service.

By Mr. Copeland:

General Ordinance No. 13—1910: An ordinance amending Section 1 of an ordinance entitled "An ordinance amending Clause F of Section 5 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," being General Ordinance No. 66, 1908, 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 Section 1 of the above entitled ordinance be, and the same is hereby amended to read as follows:

Section 5, Clause F. For sprinkling and sweeping of streets: The street sprinkling inspectors shall each receive a salary at the rate of seventy-five (\$75.00) dollars per month.

The chief inspector of street sweeping shall receive a salary at the rate of fifteen hundred (\$1,500.00) dollars per annum.

The assistant chief inspector of street sweeping shall receive a salary at the rate of twelve hundred (\$1,200.00) dollars per annum.

The assistant inspectors of street sweeping shall each receive a salary at the rate of one thousand (\$1,000.00) dollars per annum.

The clerk to the chief inspector of street sweeping shall receive a salary at the rate of seventy-five (\$75.00) dollars per month.

The drivers employed during the day shall each receive wages at the rate of one dollar and sixty cents (\$1.60) per day.

The drivers employed at night in street sweeping shall each receive wages at the rate of one dollar and seventy-five cents per day.

The laborers shall each receive wages at the rate of one dollar and sixty cents (\$1.60) per day for each day or part of a day of actual labor performed.

The chief stableman shall receive wages at the rate of eighteen dollars (\$18.00) per week.

The assistant stablemen shall each receive wages at the rate of twelve dollars (\$12.00) per week.

The blacksmiths shall each receive wages at the rate of three dollars (\$3.00) per day.

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 President Johnson (by request):

General Ordinance No. 14—1910: An ordinance regulating the location, erection and maintenance, or establishment and maintenance, of a public garage, hereafter erected or established in the City of Indianapolis, fixing a penalty for the violation thereof, providing for the publication thereof, and fixing a time when the same shall take effect.

SECTION 1. Be it ordained by the Common Council of the City of Indianapolis, That it shall hereafter be unlawful for any person, partnership or corporation to locate, build, erect and maintain, or establish and maintain, any public garage, within the city of Indianapolis, upon any block or square excepting the district hereinafter exempted from the provisions of this act, upon which there are located three or more dwelling houses used for residence purposes, without first obtaining the consent in writing of the majority in number of the property owners owning the property within said block, and procuring the permit hereinafter provided for.

PROHIBITED NEAR CHURCH OR SCHOOL HOUSE.

SEC. 2. It shall hereafter be unlawful for any person, partnership or corporation, except in the district hereinafter exempt from the provisions

of this act, to locate, build, erect and maintain, or establish and maintain, any public garage within the city of Indianapolis, upon any block or square upon which there exists any church or public school building.

LOCATING NEAR DWELLING HOUSE PROHIBITED.

SEC. 3. It shall hereinafter be unlawful for any person, partnership or corporation, except in the district hereinafter exempted from the provisions of this act, to locate, build, erect and maintain, or establish and maintain, any public garage within the City of Indianapolis, upon any block or square, within fifty feet of any dwelling house used for residence purposes, without first obtaining the written consent of the owner of such dwelling house, and procuring the permit hereinafter provided for.

PETITION TO LOCATE—HEARING.

SEC. 4. Any person hereafter desiring to locate, build, erect, and maintain, or establish and maintain, a public garage, upon any block or square in said city, shall file with the Board of Public Works his petition for a permit, which shall properly describe the parcel of ground upon which it is proposed to locate said public garage, and the same shall be signed by a majority in number of the property owners owning the property within said block or square, and if there be a dwelling house within fifty feet of the proposed site of said location for public garage, then said petition shall also be signed by the owner of such dwelling house so located within fifty (50) feet of such site. Thereupon, said Board of Public Works shall cause forthwith written notices to be given by letter addressed and mailed to each of the property holders owning property, as aforesaid, in said block or square, upon which it is proposed to locate, build, erect and maintain, or establish and maintain, a public garage; stating in such notice that at a time and place therein named, the said Board will consider the petition for a permit to erect and establish such garage; and if the Board of Public Works, after the hearing, be satisfied that the petition is properly signed by a majority of the property owners within said block or square, and by the owner of the dwelling house, if any, within fifty feet of the proposed site of such garage, and be further satisfied that there is no church or public school building on said block or square, then, in that event, a permit shall be granted by the said Board of Public Works to said applicant to erect or establish such garage; and thereupon the City Comptroller shall be authorized to issue the permit to erect and maintain or establish and maintain such public garage.

PENALTY.

SEC. 5. Any person, partnership or corporation who shall violate any of the provisions of this ordinance shall be fined in the sum of one hundred (\$100.00) dollars for the first offense, and the sum of twenty-five (\$25.00) dollars for every additional offense, and every day said ordinance is violated shall constitute a separate offense.

DECLARED TO BE A NUISANCE.

SEC. 6. And be it further ordained and provided, that every public garage erected or established in the violation of this ordinance shall be deemed a nuisance and may be abated as such; and it is hereby made the duty of the Building Inspector of the City of Indianapolis to abate the same as a nuisance by proper steps taken.

TERRITORY EXCEPTED.

SEC. 7. The provisions of this ordinance shall not apply to the district bounded on the north by New York street, on the east by Alabama street, on the South by Georgia street, on the west by Senate avenue.

PUBLICATION.

SEC. 8. This ordinance shall be in full force and effect from and after its passage and publication for two consecutive weeks in the Indianapolis Commercial, a newspaper of general circulation, printed and published in the City of Indianapolis, Indiana.

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

By Mr. Rubens:

General Ordinance No. 15—1910: An ordinance governing the wearing and use of hat pins, fixing a penalty for the violation thereof, 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 or persons to wear what is commonly called a hat pin or a hat or hair ornament having a sharp point protruding more than one-half ($\frac{1}{2}$) inch from the crown or rim or any part of the hat, where it may cause an injury to person or persons to whom it may accidentally or otherwise strike or come in contact with, except where the point of said described pin is protected with a tip or safety device known as a point protector, which shall fully conceal the point of said pin.

SEC. 2. Any person violating any of the provisions of this ordinance shall, upon conviction, be fined in any sum not less than one dollar (\$1.00) nor more than five dollars (\$5.00).

SEC. 3. 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 Indianapolis Commercial, a daily newspaper of general circulation printed and published in the City of Indianapolis, Indiana.

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

By Mr. Denny:

General Ordinance No. 16—1910: An ordinance amending Clause F of Section 1 of an ordinance entitled "An ordinance fixing the salaries and compensation of all officers and members of the police force of the City of Indianapolis," being General Ordinance No. 84—1907, 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 Clause F of Section 1 of an ordinance entitled

"An ordinance fixing the salaries and compensation of all officers and members of the police force of the City of Indianapolis," being General Ordinance No. 84—1907, be and the same is hereby amended to read as follows:

(F) Each patrolman shall receive a salary at the rate of two dollars and fifty cents (\$2.50) per day, payable monthly, for the first year of his services as such patrolman after appointment, and two dollars and seventy-five cents (\$2.75) per day, payable monthly, after the first year of such service.

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. Owen:

Special Ordinance No. 2—1910: An ordinance changing the name of a certain street in the City of Indianapolis, and fixing a time when the same shall take effect.

SECTION 1. Be it ordained by the Common Council of the City of Indianapolis, That the name of London avenue, extending from Fall Creek north to its terminus, be and the same is hereby changed to Highland place.

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

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

ORDINANCES ON SECOND READING.

Mr. Owen called for Appropriation Ordinance No. 6, 1910, for second reading. It was read a second time.

Mr. Owen moved that Appropriation Ordinance No. 6, 1910, be ordered engrossed, read a third time and placed upon its passage. Carried.

Appropriation Ordinance No. 6, 1910, was read a third time and passed by the following vote:

Ayes, 8, viz.: Messrs. McCarthy, Copeland, Rubens, Denny, Owen, Blumberg, Troy and President William H. Johnson.

Noes, 1, viz.: Mr. Stilz.

Mr. Owen called for Appropriation Ordinance No. 8, 1910, for second reading. It was read a second time.

Mr. Owen moved that Appropriation Ordinance No. 8, 1910, be ordered engrossed, read a third time and placed upon its passage. Carried.

Appropriation Ordinance No. 8, 1910, was read a third time and passed by the following vote:

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

Noes, none.

Mr. Owen called for Appropriation Ordinance No. 9, 1910, for second reading. It was read a second time.

Mr. Owen moved that Appropriation Ordinance No. 9, 1910, be ordered engrossed, read a third time and placed upon its passage. Carried.

Appropriation Ordinance No. 9, 1910, was read a third time and passed by the following vote:

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

Noes, none.

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

Mr. Stilz moved that Special Ordinance No. 1, 1910, be ordered engrossed, read a third time and placed upon its passage. Carried.

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

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

Noes, none.

On motion of Mr. Copeland, the Common Council, at 8:40 o'clock P. M., adjourned.

W. H. Johnson
President.

ATTEST:

Edward A. Ramsay
City Clerk.

