

## REGULAR MEETING.

COUNCIL CHAMBER, CITY OF INDIANAPOLIS, IND.

MONDAY, January 4, 1904.

The Common Council of the City of Indianapolis, met in the Council chamber, Monday evening, January 4, 1904, at 7:45 o'clock, in regular session, President James H. Billingsley in the chair.

The roll was called.

Present: The Hon. James H. Billingsley, President of the Common Council, and 16 members, viz.: Messrs. Cooper, Cottey, Davis, Eppert, Fishback, Gasper, Linus, Moriarity, Murray, Rhodes, Shea, Storm, Sullivan, Uhl, Wahl, Wolsiffer.

Absent, 4, viz.: Messrs. Crall, Hofmann, Krause, Wright.

## COMMUNICATIONS FROM CITY OFFICERS.

From the Mayor:

INDIANAPOLIS, December 29, 1903.

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

Gentlemen: I herewith return with my signature and approval General Ordinance No. 63, 1903; General Ordinance No. 71, 1903; General Ordinance No. 69, 1903; General Ordinance No. 68, 1903; General Ordinance No. 72, 1903.

Respectfully,

JOHN W. HOLTZMAN,  
Mayor.

INDIANAPOLIS, December 31, 1903.

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

Gentlemen: I herewith return with my approval and signature Appropriation Ordinance No. 22, 1903.

Respectfully,

JOHN W. HOLTZMAN,  
Mayor.

Mr. Crall and Mr. Wright entered and took seats.

## REPORTS FROM STANDING COMMITTEES.

The Committee on Railroads submitted the following report, which was concurred in:

INDIANAPOLIS, January 4, 1904.

To the President and Members of the Common Council:

Gentlemen: Your Committee on Railroads, to whom was referred General Ordinance No. 77, 1903, have had same under consideration and recommend that same do pass.

FRED W. EPPERT.  
JOHN WOLSIFFER.  
JAMES B. MURRAY.  
ALBERT E. COTTEY.

### INTRODUCTION OF GENERAL AND SPECIAL ORDINANCES.

Special Ordinance No. 1—1904: An ordinance providing for the better protection of life and property in case of fire in the theaters and opera houses of the City of Indianapolis; providing 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, That the theaters and opera houses located in said city or which may be hereafter erected therein, shall be provided with a steel drop curtain, which shall be so placed and arranged that when rolled down it will completely shut off from the audience portion of such theater or opera house any and all views of the stage thereto, and prevent any fire that may originate on such stage from spreading to the audience portion of such theater and opera house.

Section 2. It shall be unlawful for the owner, lessee or manager of any theater or opera house in said city to maintain or permit the use of spot lights on the stage or in the wings of such theater or opera house.

Section 3. The exits of any theater or opera house in said city shall be kept free from draperies, the curtains hiding the same from the plain view of the audience. And from each exit shall be maintained a transparent and illumed sign lighted by means independent of the general system of lights for said building and showing the word "Exit" in plain view of the audience.

Section 4. All exit doors to said theater shall swing only in an outward direction, and it shall be unlawful to bolt or lock the same during any performance in such theater or opera house.

Section 5. There shall be a full and careful test of the steel drop curtain and exit doors of any theater or opera house within said city before each and every performance given therein.

Section 6. It shall be unlawful for the owner, lessee or manager of any theater or opera house within said city to permit the use of seats within the aisle of an audience of said theater at any performance given therein, or to permit any portion of said audience to remain standing within such aisle.

Section 7. The curtains and draperies of a permanent nature used on the stage of any theater or opera house in said city shall be of some fire-proof and non-inflammable material.

Section 8. Every manager, lessee or owner of any theater or opera house in said city, before permitting any company to perform therein, shall require such company to provide non-inflammable and fire-proof scenery.

Section 9. Every manager, lessee or owner of any theater or opera house within said city shall provide ventilators upon the stage sufficient in size and character to permit the escape of any smoke or gas caused or produced by a fire occurring on said stage.

Section 10. Any person, firm or corporation violating any of the provisions of this ordinance shall be fined in any sum not exceeding one hundred (\$100.00) dollars, and each day's continuance of such violation of any of the provisions of this ordinance shall be deemed a separate offense.

Section 11. This ordinance shall be published one day each week for two successive weeks in the Indianapolis Sentinel, a newspaper of general circulation printed and published in said city, and said ordinance shall be in full force and effect from and after thirty (30) days after the final publication above provided for.

Mr. Eppert moved that a special committee of five be appointed to take under consideration Special Ordinance, No. 1, 1904; seconded.

Motion carried.

The Chair appointed the following Special Committee to consider Special Ordinance No. 1, 1904: Messrs. Eppert, Gasper, Crall, Wahl, Moriarity.

By Mr. Wolsiffer:

General Ordinance No. 1—1904: An ordinance changing the name of Oriole street to South Alabama street 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 Oriole street, extending from Nebraska street to Lincoln street be, and the same is hereby, changed to South Alabama street.

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

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

Mr. Gasper moved to refer back to reports from Committee on Fees and Salaries. Carried.

From Committee on Fees and Salaries:

INDIANAPOLIS, January 4, 1904.

To the President and Members of the Common Council:

Your Committee on Fees and Salaries, to whom General Ordinance No. 73, 1903, was referred, have had same under consideration and would respectfully recommend that same be amended to read as follows:

The words "the first of January, 1904," be stricken out and the words "its passage" be inserted in lieu thereof.

With the foregoing amendment, we respectfully recommend that said ordinance do pass.

JAMES B. MURRAY.  
ALBERT E. COTTEY.  
JOHN W. STORM.

Which was read and concurred in.

Mr. Cottey called for General Ordinance No. 73, 1903, which was read the second time as amended.

Mr. Cottey moved that General Ordinance No. 73, 1903, be ordered engrossed, as amended, read a third time and placed upon its passage.

General Ordinance No. 73, 1903, was read a third time and passed by the following vote:

Ayes, 19, viz.: Cooper, Cottey, Crall, Eppert, Davis, Fishback, Gasper, Linus, Moriarity, Murray, Rhodes, Shea, Storm, Sullivan, Uhl, Wahl, Wolsiffer, Wright and President James H. Billingsley.

Noes, none.

Mr. Crall asked to be relieved from acting on the special committee appointed to consider Special Ordinance No. 1, 1904.

The Chair excused Mr. Crall and appointed in his stead Mr. Uhl.

Mr. Uhl asked to be relieved from acting on said special committee.

Mr. Cooper rose to speak on the subject and to explain why he voted "no" on the motion to appoint the special committee.

Mr. Moriarity rose to a point of order, to-wit: that discussion was not in order after the appointment of the committee.

The Chair ruled that Mr. Cooper would be heard.

Mr. Cooper then proceeded to explain that Special Ordinance No. 1, 1904, should have been referred to the standing committee on Public Safety and Comfort.

The Chair then appointed Mr. Linus in place of Mr. Uhl on the special committee to consider Special Ordinance No. 1, 1904.

On motion of Mr. Crall, the Common Council, at 8:05 o'clock, adjourned.

*J. H. Billingsley*

President.

ATTEST:

*W. M. Fogarty*

City Clerk.

