

REGULAR MEETING.

COUNCIL CHAMBER, CITY OF INDIANAPOLIS, IND.

MONDAY, April 20, 1908.

The Common Council of the City of Indianapolis met in the Council Chamber, Monday evening, April 20, 1908, at 7:30 o'clock, in regular session, President William J. Neukom in the chair.

Present: The Hon. William J. Neukom, President of the Common Council, and 17 members, viz: Messrs. Brown, Cottey, Wood, Davis, Smither, Rhodes, Bangs, Uhl, Stickelman, Hartman, Portteus, Royse, Donavon, Sullivan, Hofmann, Hilkené and Wright.

Absent, 3, viz: Messrs. Hamlet, Eppert and Henry.

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

COMMUNICATIONS FROM THE MAYOR.

EXECUTIVE DEPARTMENT,
CITY OF INDIANAPOLIS.
INDIANAPOLIS, IND., April 13, 1908.

To the President and Members of the Common Council:

GENTLEMEN: I return herewith with my approval Special Ordinance No. 5, 1908, being "An ordinance annexing certain territory to the City

of Indianapolis, and defining a part of the boundary line of said city, and fixing a time when the same shall take effect."

I have the honor to remain,

Yours very truly,

C. A. BOOKWALTER,
Mayor.

EXECUTIVE DEPARTMENT,
CITY OF INDIANAPOLIS.
INDIANAPOLIS, IND., April 8, 1908.

To the President and Members of the Common Council:

GENTLEMEN: I return herewith with my approval the following ordinances:

General Ordinance No. 10, 1908, being "An ordinance prohibiting the manufacture, storage and sale of certain explosives and inflammable products."

General Ordinance No. 26, 1908, being "An ordinance approving a certain contract granting the Marion County Construction Company the right to lay and maintain a sidetrack or switch from the main line of the Indianapolis Southern Railway Company across South West street."

Appropriation Ordinance No. 11, 1908, being "An ordinance appropriating the sum of \$145.81 to and for the use of the Department of Finance, and fixing a time when the same shall take effect."

Appropriation Ordinance No. 14, 1908, being "An ordinance supplemental to Appropriation Ordinance No. 22, 1907, entitled, 'An ordinance appropriating the sum of \$2,514.93, to and for the use of the Department of Public Works, and fixing a time when the same shall take effect,' approved March 3, 1908.

I have the honor to remain,

Yours very truly,

C. A. BOOKWALTER,
Mayor.

REPORTS FROM CITY OFFICERS.

From City Controller:

DEPARTMENT OF FINANCE,
OFFICE OF CITY CONTROLLER.
INDIANAPOLIS, IND., April 20, 1908.

To the President and Members of the Common Council:

GENTLEMEN: I herewith submit a communication from the Department of Public Safety, asking me to request an appropriation of \$580.00 with which to pay the salary, for the remainder of this year, of an additional inspector for the Department of Scales, Weights and Measures.

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

Respectfully submitted,

GEO. T. BREUNIG,
City Controller.

DEPARTMENT OF PUBLIC SAFETY,
OFFICE OF THE BOARD.
INDIANAPOLIS, IND., April 20, 1908.

Geo. T. Breunig, City Controller:

DEAR SIR: At a meeting of the Board of Public Safety held this day, I was instructed to request you to please ask the Common Council to appropriate the sum of five hundred and eighty dollars (\$580.00), it having been found necessary to appoint an extra Weights and Measures Inspector. This sum will be required to pay his salary for the balance of the year.

Respectfully yours,

JOHN B. WOOD,
Secretary Board of Public Safety.

From City Controller:

DEPARTMENT OF FINANCE,
OFFICE OF CITY CONTROLLER.
INDIANAPOLIS, IND., April 20, 1908.

To the President and Members of the Common Council:

GENTLEMEN: I herewith submit a communication from the Department of Public Works requesting me to recommend the appropriation of the sum of \$11,700.00 for the purpose of defraying the cost of collecting and disposing of ashes, sweepings and other refuse matter.

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

Respectfully submitted,

GEO. T. BREUNIG,
City Controller.

DEPARTMENT OF PUBLIC WORKS,
OFFICE OF THE BOARD.
INDIANAPOLIS, IND., April 17, 1908.

George T. Breunig, City Controller, City:

DEAR SIR: You are hereby requested to recommend to the Common Council the passage of an ordinance appropriating the sum of \$11,700 to be used for the collection, removal and disposal of ashes and sweepings during the balance of the year 1908, under contract entered into between the Board of Public Works and the Indianapolis Hauling Company on the 13th day of April, 1908.

Respectfully yours,

JOSEPH T. ELLIOTT,
P. C. TRUSLER,
F. J. MACK,
Board of Public Works.

From City Controller:

DEPARTMENT OF FINANCE,
OFFICE OF CITY CONTROLLER.
INDIANAPOLIS, IND., April 20, 1908.

To the President and Members of the Common Council:

GENTLEMEN: I herewith submit a communication from the Department of Public Works asking me to recommend the appropriation of the sum of \$500.00 to be used in refunding to contractors the amount of their forfeited certified checks.

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

Respectfully submitted,

GEO. T. BREUNIG,
City Controller.

DEPARTMENT OF PUBLIC WORKS,
OFFICE OF THE BOARD.
INDIANAPOLIS, IND., April 8, 1908.

George T. Breunig, City Controller, City:

DEAR SIR: You are hereby requested to recommend to the Common Council the passage of an ordinance appropriating the sum of \$500 to be used in refunding to contractors the amount of their certified checks, which were forfeited by the Board where judgment has been recovered by the city or where, in the opinion of the Board, a mistake in the bid has clearly been made.

Respectfully yours,

JOSEPH T. ELLIOTT,
P. C. TRUSLER,
Board of Public Works.

From Board of Public Works:

DEPARTMENT OF PUBLIC WORKS,
OFFICE OF THE BOARD.
INDIANAPOLIS, IND., April 20, 1908.

To the President and Members of the Common Council:

GENTLEMEN: We herewith submit to you, for your consideration and action thereon, the attached ordinance, being an ordinance ratifying, confirming and approving the certain contract, made and entered into on the 15th day of April, 1908, between the City of Indianapolis and the Indianapolis Hauling Company, for the collection, removal and disposal of ashes and sweepings in the City of Indianapolis, and fixing the time when the same shall take effect and the period it shall remain in force.

Respectfully yours,

BOARD OF PUBLIC WORKS.
F. J. NOLL, JR.,
Clerk.

From Board of Public Works:

DEPARTMENT OF PUBLIC WORKS,
OFFICE OF THE BOARD.
INDIANAPOLIS, IND., April 20, 1908.

To the President and Members of the Common Council:

GENTLEMEN: I am directed by the Board of Public Works to forward to you, for your consideration and action, the attached ordinance authorizing and empowering the Board of Public Works to proceed with the improvement of the first alley west of Delaware street, from north property line Twentieth to south property line Twenty-first streets, with brick roadway, as provided for by I. R. No. 5522.

Respectfully yours,

BOARD OF PUBLIC WORKS,
F. J. Noll, Jr.,
Clerk.

At 8:00 o'clock p. m. Mr. Hamlet entered the Council Chamber and took his seat.

REPORTS FROM STANDING COMMITTEES.

From the Committee on Fees and Salaries:

INDIANAPOLIS, IND., April 20, 1908.

To the President and Members of the Common Council:

GENTLEMEN: Your Committee on Fees and Salaries, to whom was referred General Ordinance No. 31, 1908, being "An ordinance regulating roller skating rinks," have had the same under consideration and would recommend that the same do pass.

Respectfully submitted,

W. A. RHODES.
CHAS. G. DAVIS.
THEO. PORTEUS.

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

From the Committee on Fees and Salaries:

INDIANAPOLIS, IND., April 20, 1908.

To the President and Members of the Common Council:

GENTLEMEN: Your Committee on Fees and Salaries, to whom was referred General Ordinance No. 17, 1908, being "An ordinance amending

Clause a of Section 7 of General Ordinance No. 32, 1907, being an ordinance concerning the compensation of all officers, heads of departments, clerks and assistants of the City of Indianapolis, Ind., and repealing all laws and ordinances in connection herewith, and fixing a time when the same shall take effect," have had the same under consideration and would recommend that it do pass.

Respectfully submitted,

W. A. RHODES.
CHAS. G. DAVIS.
THEO. PORTTEUS.

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

From the Committee on Fees and Salaries:

INDIANAPOLIS, IND., April 20, 1908.

To the President and Members of the Common Council:

GENTLEMEN: Your Committee on Fees and Salaries, to whom was referred General Ordinance No. 30, 1908, being "An ordinance to amend General Ordinance No. 106, entitled 'An ordinance amending Clause b and Clause c in Section 7 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 herewith, approved May 16, 1907,' approved February 5, 1908," have had the same under consideration and would recommend that the same do pass.

Respectfully submitted,

W. A. RHODES.
CHAS. G. DAVIS.
THEO. PORTTEUS.

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

From the Committee on Finance:

INDIANAPOLIS, IND., April 20, 1908.

To the President and Members of the Common Council:

GENTLEMEN: Your Finance Committee, to which was referred Appropriation Ordinance No. 12, 1908, entitled "An ordinance providing for the appropriation of the sum of \$20,000.00, to and for the use of the Department of Public Works, and fixing a time when the same shall take effect," begs leave to report that we have had the same under consideration and recommend that said ordinance do pass.

Your committee feels that there is a present and urgent necessity for the patching of the asphalt streets for which present necessity no member of this council, nor the council, is in anywise blamable. It feels that the present necessity might have been avoided. Yet the condition now existing requires some attention, and is constantly growing worse.

However, your committee, having received assurances from the Mayor and the City Civil Engineer that the patching of asphalt streets to be done under this proposed appropriation shall be carefully scrutinized with a view to requiring a specific compliance with the specifications for such work and that a rigid inspection of such work shall at all times be maintained, is constrained to provide for the present necessities in this regard, feeling that the full responsibility for the fulfillment of the assurances received rests in other hands than this body.

Respectfully submitted,

HARRY E. ROYSE.
W. A. RHODES.
W. O. BANGS.
BENJ. A. BROWN.
JOHN L. DONAVON.
FAY WRIGHT.
H. C. SMITHER.

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

From the Committee on Finance:

INDIANAPOLIS, IND., April 20, 1908.

To the President and Members of the Common Council:

GENTLEMEN: Your Finance Committee, to which was referred General Ordinance No. 68, 1907, entitled "An ordinance requiring railroad companies to bear a certain portion of the cost of maintaining street lights at crossings over which cars, engines, or trains of cars, are run in the night time," begs leave to report that we have had the same under consideration and recommend that said ordinance do pass.

Respectfully submitted,

HARRY E. ROYSE.
W. A. RHODES.
W. O. BANGS.
BENJ. A. BROWN.
JOHN L. DONAVON.
FAY WRIGHT.
H. C. SMITHER.

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

From the Committee on Finance:

INDIANAPOLIS, IND., April 20, 1908.

To the President and Members of the Common Council:

GENTLEMEN: Your Finance Committee, to which was referred Appropriation Ordinance No. 15, 1908, entitled "An ordinance appropriating the sum of \$200.00 to and for the use of the Department of Finance and fixing

a time when the same shall take effect," begs leave to report that we have had the same under consideration and recommend that the same do pass.

Respectfully submitted,

HARRY E. ROYSE.
W. A. RHODES.
JOHN L. DONAVON.
W. O. BANGS.
H. C. SMITHER.
FAY WRIGHT.
BENJ. A. BROWN.

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

From the Committee on Public Property and Improvement:

INDIANAPOLIS, IND., April 20, 1908.

To the President and Members of the Common Council:

GENTLEMEN: Your Committee on Public Property and Improvement, to which was referred General Ordinance No. 20, 1908, entitled, "An ordinance authorizing and empowering the Board of Public Works of the City of Indianapolis, Indiana, to improve Pine street, from Market street to North street, with brick roadway and curbing," begs leave to report that it has had the same under consideration and recommends that the same do pass.

Respectfully submitted,

BENJ. A. BROWN.
JOHN L. DONAVON.
HARRY E. ROYSE.

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

From the Committee on Public Property and Improvement:

INDIANAPOLIS, IND., April 20, 1908.

To the President and Members of the Common Council:

GENTLEMEN: Your Committee on Public Property and Improvements, to which was referred General Ordinance No. 12, 1908, entitled, "An ordinance regulating the construction and regulation of moving picture theaters and for the licensing of persons to operate moving picture machines and prescribing a penalty for the violation thereof," begs leave to report that it has had the same under consideration and recommends that the same do pass.

Respectfully submitted,

BENJ. A. BROWN.
JOHN L. DONAVON.
HARRY E. ROYSE.

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

From the Committee on Railroads:

INDIANAPOLIS, IND., April 20, 1908.

To the President and Members of the Common Council:

GENTLEMEN: Your Committee, to whom was referred General Ordinance No. 7, 1908, being an ordinance approving a certain contract granting to the Cleveland, Cincinnati, Chicago & St. Louis Railroad Company the right to lay and maintain additional tracks across Belmont avenue, in the City of Indianapolis, beg leave to report that it has had it under consideration and recommend that same do not pass.

Respectfully submitted,

JOHN F. WOOD.
JACOB H. HILKENE.
W. O. BANGS.

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

INTRODUCTION OF APPROPRIATION ORDINANCES.

By City Controller:

Appropriation Ordinance No. 16—1908: An ordinance appropriating the sum of five hundred (\$500) dollars to and for the use of the Department of Public Works.

SECTION 1. Be it ordained by the Common Council of the City of Indianapolis, Indiana, That the sum of five hundred (\$500) dollars be, and the same is hereby appropriated to the use of the Board of Public Works of said city, to be expended in refunding to certain bidders upon public improvements the amount of their certified checks which were forfeited to the city by reason of their failure to enter into contract for the work bid upon, they being the lowest bidders; provided, however, that no money shall be refunded to any such bidder on account of any check forfeited to the city, unless judgment has been recovered by him against the city for said amount, or unless the bid made by him for which said check was forfeited shall, in the opinion of said Board, have been made clearly by mistake.

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

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

By City Controller:

Appropriation Ordinance No. 17—1908: An ordinance providing for the appropriation of the sum of \$580.00 to and for 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 eighty (\$580.00) dollars be, and the same is hereby, appropriated to and for the use of the Department of Public Safety, to be used by said department (or so much thereof as may be necessary) to pay the salary at the rate of \$70.00 per month of an additional Assistant Inspector of Scales, Weights and Measures for the year 1908.

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. 18—1908: An ordinance appropriating the sum of \$11,700.00 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 eleven thousand seven hundred dollars (\$11,700.00) be, and the same is hereby, appropriated to and for the use of the Department of Public Works of said City, the same (or so much thereof as may be necessary) to be used by said Department in paying the cost of collecting, removing and disposing of the ashes, sweepings and other refuse matter within the City of Indianapolis, under contract, during the remainder of the present calendar year 1908.

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 Finance.

At 8:10 o'clock P. M. Mr. Eppert entered the Council Chamber and took his seat.

INTRODUCTION OF GENERAL AND SPECIAL ORDINANCES.**By Board of Public Works:**

General Ordinance No. 32—1908: An ordinance authorizing and empowering the Board of Public Works of the City of Indianapolis, Indiana, to improve the first alley west of Delaware street from north

property line Twentieth street to south property line Twenty-first street, with brick roadway.

WHEREAS, The Board of Public Works of the City of Indianapolis, Indiana, did on the first day of April, 1908, adopt Improvement Resolution No. 5522, 1908, for the improvement of the first alley west of Delaware street, from the north property line of Twentieth street to the south property line of Twenty-first street, with brick roadway; and

WHEREAS, The said Board of Public Works did at the same time fix the 17th day of April, 1908, at 10 o'clock a. m. as a date to hear all persons interested or whose property is affected by said proposed improvement; and the notice of the passage of said resolution and of the said time for hearing was published on the 2d day of April, 1908, and the 9th day of April, 1908, in the Indianapolis Sun, a daily newspaper of general circulation, printed and published in the City of Indianapolis, and notices by mail duly forwarded as provided by law; and

WHEREAS, On the 17th day of April, 1908, the Board having met in regular session, took final action on said Improvement Resolution without modification; and

WHEREAS, On the 17th day of April, 1908, a written remonstrance was filed with the Board against the said Improvement of first alley west of Delaware street, and the same was referred to the City Civil Engineer for investigation and report; and

WHEREAS, On the 20th day of April, 1908, the City Civil Engineer filed his written report, stating that a majority of the resident property owners had signed said remonstrance; and

WHEREAS, On the 20th day of April, 1908, the said Board of Public Works directed that said resolution be referred to the Common Council of the City of Indianapolis, with a request that said Council pass an ordinance authorizing and empowering the said Board of Public Works to make said improvement in accordance with said resolution; now, therefore

SECTION 1. Be it ordained by the Common Council of the City of Indianapolis, Indiana, that the Board of Public Works of said City be, and the same is, hereby authorized and empowered to improve the first alley west of Delaware street from the north property line of Twentieth street to the south property line of Twenty-first street, with brick roadway, in accordance with Improvement Resolution No. 5522, 1908, adopted by the Board of Public Works on the 1st day of April, 1908.

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 Railroads.

By Board of Public Works:

General Ordinance No. 33—1908: An ordinance ratifying, confirming and approving the certain contract, made and entered into on the 15th day of April, 1908, between the City of Indianapolis and the Indianapolis Hauling Company, for the collection, removal and disposal of ashes and sweepings in the City of Indianapolis, and fixing the time when the same shall take effect and the period it shall remain in force.

WHEREAS, Heretofore, to-wit: On the 13th day of April, 1908, Charles Gemmer and James R. Henry, composing the firm of Gemmer and Henry,

submitted the lowest proposal to the Board of Public Works of the City of Indianapolis, for the collection, removal and disposal of ashes and sweepings in the City of Indianapolis, under the specifications and notice to contractors, on file in the office of the Board of Public Works, calling for proposals for such collection, removal and disposal of ashes and sweepings for a period of ten years; and

WHEREAS, After due consideration by said Board of Public Works, the proposal of said Gemmer and Henry, of seven hundred dollars (\$700.00) per month for the collection and disposal of sweepings, beginning ten days after the approval of the contract by the Common Council and ending on the first day of October, 1908, and of thirty-two thousand eight hundred dollars (\$32,800.00) per year for the collection and disposal of ashes and sweepings for a period of ten years after October 1st, 1908; and

WHEREAS, Said Gemmer and Henry have duly incorporated the "Indianapolis Hauling Company," under the laws of the State of Indiana, for the purpose of substituting said incorporated company for themselves, in entering into said contract; and

WHEREAS, Said Indianapolis Hauling Company, by and through its proper officers, does now present itself before said Board of Public Works, offering to enter into a formal contract with the City of Indianapolis, in accordance with the specifications on which proposals were submitted on said 13th day of April, 1908, on the proposal of said Gemmer and Henry, and said Board has agreed to the substitution of said Indianapolis Hauling Company for said Gemmer and Henry, and to enter into such contract with said Indianapolis Hauling Company, for and on behalf of the City of Indianapolis; and

WHEREAS, Heretofore, to-wit: On the 15th day of April, 1908, the City of Indianapolis, by and through its Board of Public Works, entered into the following contract and agreement with the Indianapolis Hauling Company, a corporation organized and existing under and by virtue of the laws of the State of Indiana, to-wit:

THIS AGREEMENT, Made and entered into on the 15th day of April, 1908, by and between the City of Indianapolis, in Marion County, Indiana, by and through its Board of Public Works, party of the first part, and the Indianapolis Hauling Company, party of the second part;

Witnesseth, That the party of the first part, under and by virtue of the powers conferred upon it by the act of the General Assembly of the State of Indiana, entitled "An Act concerning municipal corporations," approved March 6, 1905, does hereby agree to pay to the said Indianapolis Hauling Company, party of the second part, the sum of thirty-two thousand eight hundred dollars (\$32,800) per annum, for a term of ten (10) years from and after October 1, 1908, payable in equal quarterly installments of eight thousand two hundred dollars (\$8,200), on the first days of January, April, July and October of each year, during said ten (10) years, as full payment for the collection, removal and disposal of all ashes and sweepings, as defined in said specifications, accumulating within the present corporate limits of the City of Indianapolis, and the further sum of seven hundred (\$700) dollars per month, beginning ten days after the approval of this contract by the Common Council, and ending October 1, 1908, for the collection and disposal of sweepings. Payments for collecting and removing ashes and sweepings from any additional territory, which may be annexed to said city, after the taking effect of this contract, shall be paid for in accordance with Specification No. 20, under which the proposal of said Gemmer and Henry was submitted and accepted (and on which this contract is made with the party of the second part), which specifications and general stipulations are hereby made a part of this contract, and which read as follows:

Specifications.

1. The contractor shall collect and remove all ashes and sweepings, as defined in these specifications, accumulating within the present corporate limits of the City of Indianapolis, and in any extensions thereof.

2. The word "ashes" wherever used herein shall be taken to mean the unconsumed residue from all material used as fuel in other than steam, hot water, or power plants, and taken from stoves, furnaces, or fire places in dwellings, flat buildings, and public buildings, and institutions belonging to the City of Indianapolis, other than school houses and other property of the school city, wherever the same may be found; providing the term "steam, hot water, or power plants" as used herein shall not be construed to apply to steam, hot water or power plants installed in private residences or flat buildings containing not more than four apartments, and used exclusively for the benefit of such residences or flat buildings. And the word "sweepings" wherever used herein shall be taken to mean all sweepings, including paper, cans, bottles, wall paper, fabrics, shoes, discarded tinware, iron, and other similar material from residences wherever found; provided, however, that such ashes and sweepings shall not contain any garbage, building material, dirt, plastering, grass, weeds, or such like matter.

3. Ashes and sweepings shall be collected at all above mentioned places in the city from the first day of May until the first day of November each year during the existence of this contract, once each two weeks. From the first day of November until the first day of May, during each year of the existence of this contract, collections shall be made once each week; and such collections shall be made once each week during the entire year if required in writing by the Board of Public Health and the Board of Public Works: Provided, however, that no ashes shall be collected until the first day of October, 1908, and the collection of sweepings shall begin ten days after the approval of said contract by the Common Council.

4. The Board of Public Works of said city shall have power to grant permission to any person, persons, firm or corporation, or to the contractor, to remove his or their own ashes, provided they are delivered and removed to such point as may be agreed upon by the contractor and the Board of Public Health, and in the manner provided for in these specifications; provided, however, that no ashes shall be deposited or left within the corporate limits of said city, except clean ashes containing no rubbish or decaying or putrescent matter, nor unless such clean ashes shall be moistened before depositing so as to prevent dust; and provided also that all sweepings and all ashes containing sweepings or otherwise unclean, shall at all times be removed by the contractor beyond the corporate limits of the city.

5. The contractor for the collection, removal and disposal of ashes and sweepings under this contract to be made, shall, for said purpose, provide himself with tight vessels, tanks or boxes of ample capacity, mounted on two or four wheels, which shall be securely and tightly covered on top with canvas or tarpaulin, or in such other manner to be approved by the Board of Health, so as to prevent the contents thereof from escaping or being blown about; and each vessel, tank or box, when unloaded after the delivery of each load to the point of disposal, shall be so cleaned that no ashes or sweepings shall remain therein; and the vehicles drawing any such vessel, tank or box shall be at all times so loaded and driven that none of the material may escape. The vehicles drawing or carrying such vessel, tank or box, shall have on both sides thereof a sign with the words "City Contractor Ash Cart" or "City Contractor Ash Wagon," painted thereon, together with the number of the vehicle, in black letters not less than four inches in height, on white background, the number of the wagon to be selected and registered in the office of the Board of Public Health

and Charities, and the equipment shall always be maintained in a first class condition.

6. The contractor, before beginning collection under this contract, shall divide the city into districts, and shall deliver to the Board of Public Health and Charities a list of the boundaries of each district and the day of the week on which the plans to make collections. The Board of Public Health and Charities may, within thirty days after the beginning of such collections according to such districts, make such changes, alterations and additions thereto, as may, in the judgment of said Board be necessary to insure the efficiency and thoroughness of such collections. Thereafter, on November 1st and April 1st in each year of this contract, such contractor shall revise such districts and deliver such revised list to the Board of Public Health and Charities, which may, for thirty (30) days make such changes, alterations or additions to such districts as, in the judgment of said Board, may be necessary to insure the efficiency and thoroughness of such collections. Nothing in this provision shall be construed to mean that the contractor shall not at all times furnish good and sufficient equipment to collect and remove all ashes and sweepings as hereinbefore provided. The contractor shall not be permitted to depart from the time fixed for collections, except by obtaining the written consent of the Board of Public Health and Charities, the object being that all collections from residences and flat buildings in each district shall be made on certain days and as nearly at the same hour of the day as possible.

7. The contractor will furnish each householder on May 6th and November 6th of each year with a printed list of the days on which he will make collections, stating in such list the time of day, as nearly as possible, when such collections will be made. The printed list shall be on cardboard not less than eight inches by ten inches in dimension, and shall contain such information incident to such collectors as the Board of Public Health and Charities shall desire.

8. It will be the duty of every resident householder, tenant, boarding-house keeper, and all parties or persons occupying dwellings within the City of Indianapolis, under a proper ordinance or ordinances enacted or to be enacted by the Common Council, to provide or cause to be provided, and at all times to keep or cause to be kept, or provided, portable covered vessels or boxes for holding ashes or sweepings, said vessels or boxes to be of proper construction, and kept, with handles on the outside, said vessels or boxes to be of a size to be easily handled by two men. Said vessels or boxes shall be kept or placed in the rear of the house, or in the passageway most accessible to be collected, and never upon the street, alley, sidewalk or other public place, unless there is no other place to put such receptacle, and shall be of a capacity of not less than one bushel. All such vessels or boxes shall be accessible to the collector when called for and if removed by him shall be returned by him to said place or places without unnecessary delay, and no person, except for such purpose authorized, shall in any manner interfere with said vessels or boxes or the contents thereof. In case of dispute, the Board of Public Health and Charities shall decide as to the location to be selected for the placing of vessels or boxes by the owner or tenant.

9. The contractor for collection will be required to furnish to the Board of Public Health and Charities immediate notice of the failure of any householder to have all ashes and sweepings ready for collection on the day set for such collection.

10. Upon complaint or complaints, having been made of a failure on the part of the contractor to properly collect ashes or sweepings, or of disposing unclean ashes within the city, or of any other violation of these specifications, it will be the duty of the Board of Public Health and Charities to investigate such complaint, or complaints, and if, in its judgment, such failure to collect was solely the fault of the contractor, it shall report such violation of violations, of the contract to the Board of Public

Works, who shall, upon the next succeeding allowance made to the contractor for work done, deduct a sum not less than \$1.00 and not exceeding \$5.00 for each and every violation so reported, and the contractor will be required to relinquish all right, title and interest in and to such deduction.

11. It shall be the duty of the Board of Public Health and Charities to investigate all complaints made of failures on the part of householders to comply with the provisions of the ordinance requiring the placing of vessels or boxes for emptying by the contractor, and to prosecute all offenders under such provisions.

12. The contractor shall provide himself with an office, conveniently located, and furnished with a telephone. A clerk shall be regularly employed to answer all complaints made and to promptly dispose of the same.

13. The Board of Public Works and the Board of Public Health and Charities shall be the exclusive judges as to whether the terms and conditions of the contract are being complied with. The Board of Public Works, upon the written complaint of the Board of Public Health and Charities that the terms of the contract are not being complied with, shall call upon the sureties upon the bond, to carry out the provisions of such contract to the satisfaction of the Board of Public Health and Charities and the Board of Public Works, and on their failure so to do, after a written notice by the Board of Public Works of five days, the city, by and through its Board of Public Works shall have the right to declare the contract null and void, and to relet the work or any part thereof, and such annulment shall not entitle the contractor to any claim for damages on account thereof, nor shall it affect the right of the city to recover damages which may arise from such failure; or, instead, the Board of Public Works shall have the power to provide for the collection and removal of such ashes and sweepings as it may deem best for the interest of the city. The cost of such collection and removal shall be paid from any sum to which said contractor would have been entitled had he completed the contract, and when that sum shall be exhausted, then out of any money which shall be appropriated for such purposes by the Common Council, until the term for which the contract was originally made shall have expired, and the City of Indianapolis shall be entitled to maintain a suit in any court of competent jurisdiction against said contractor and his sureties to recover the money so appropriated, expended and paid out, and in such suit the amount of the city's recovery shall be such sum as it was compelled to expend in order to procure the collection and removal of ashes and sweepings which the contractors should have collected and removed under the contract.

14. The contractor shall pay any judgment which may be taken against said city, either alone or jointly with said contractor, on account of any injury or damage to persons or property by reason of the carrying out of this contract caused by the fault of the contractor: Provided, that if the city is sued alone for such injury or damages, due notice to the contractor to appear and defend said action shall be given.

15. A proper contract to the approval of the Board of Public Works shall be entered into, and all the terms and conditions of said contract and specifications shall be binding upon the parties, their successors and assigns.

16. The Board of Public Works, subject to the terms and conditions of the contract, shall make and allow quarterly payments of the amount due therefor at the end of each quarter of the fiscal year, and the sum so allowed shall thereupon be due and payable to the contractor, and said Board shall issue to the contractor a proper voucher therefor.

17. The contractor shall give to the residents of said city and county preference in the employment of all labor necessary in performing the contract, and failing to do so shall forfeit to said city the sum of five dollars for each failure to observe this stipulation.

18. The contractor shall report to the Board of Public Health and

Charities, at the end of each month, the amount of ashes and sweepings collected, making, at the same time, any other suggestions he may desire to make or giving such information as may be required by said Board of Public Health and Charities.

19. The contractor shall be required to haul, so far as possible, all ashes and sweepings collected through the alleys in the city, not making use of the prominent business or residence streets, and subject to the control and supervision of the Board of Public Health and Charities.

20. Whenever, after the contract for the collection, removal and disposal of ashes and sweepings shall have been in force and effect, there shall be annexed to the City of Indianapolis any additional territory, the Board of Public Works may order and direct the contractor to begin and continue to collect ashes and sweepings within such annexed territory, according to the terms and conditions of the specifications hereinbefore provided, and the amount of compensation for such additional service shall be determined in proportion to the area annexed to said city and the area of said city at the date of the beginning of such contracts for the collection, removal and disposal of ashes and sweepings.

21. All ashes and sweepings shall, upon being removed, become the property of the contractor, and he shall find places for their disposal within thirty days after this contract is approved by the Common Council, subject to the approval of the Board of Public Health and Board of Public Works.

22. Contractor shall furnish bond in the sum of \$50,000 for the faithful performance of his contract. Such bond shall be executed by a responsible surety company or two freeholders, residents of the City of Indianapolis, each of said freeholders to qualify as the owner of real estate in Marion County, Indiana, in the sum of twice the value of the amount of such bond.

23. Contractor shall agree to complete all equipment, vehicles and other equipment contemplated in these specifications within thirty days after the contract shall have been approved by the Common Council of the City of Indianapolis.

24. The contract shall be in force and effect for a period of ten (10) years.

GENERAL STIPULATIONS.

1. The contractor shall not assign or transfer the contract or sublet any of the work embraced in it without the consent of the Board of Public Works.

2. The contractor shall conform to the directions of the Board of Public Health and Charities as to the time in which the ashes and sweepings shall be collected, as to the interval between the collection of the ashes and sweepings and the mode of doing the same.

3. If any machine or machines intended for use are patented, the bidder must exhibit proof of his right to use the machine or machines in the City of Indianapolis and will further be required to execute a bond of indemnity holding the city harmless from any suits for infringements of patent which may arise under the contract.

4. Whenever the contractor is not present on the work, orders will be given by the Board of Public Health and Charities or its duly authorized agent to the superintendent or overseers who may have immediate charge thereof, and shall by them be received and strictly obeyed. And if any person employed on the work shall refuse or neglect to obey the directions of the Board of Public Health and Charities, or its duly authorized agents in anything relating to the work, or shall appear to the said Board of Public Health and Charities to be incompetent, disorderly or unfaithful, he shall upon the orders of said Board of Public Health and Charities be at once discharged and not again employed on any part of the work.

5. The contractor shall be required to observe all city ordinances relating to the obstructing of streets, keeping open passageways and protecting the same where exposed, and maintaining signals and generally to obey all the laws and ordinances; and said contractor shall agree to indemnify and save harmless the City of Indianapolis from all suits and actions of every kind and description brought against the city for or on account of any injuries or damages received or sustained by any party or parties, or by or from the contractor, his servants or agents in the fulfillment of the contract; and it shall be further agreed that so much of the money due to the contractor under and by virtue of the contract as shall be considered necessary by the Board of Public Works may be retained until all suits or claims for damages as aforesaid shall have been settled and evidence to that effect furnished to the satisfaction of said Board of Public Works.

6. To prevent all disputes and litigation, it shall be further agreed by the parties to said contract that the Board of Public Health and Charities shall in all cases determine the amount or quantity of the work which is to be paid for under the contract, and it shall, with the aid of the Board of Public Works decide all questions which may arise relative to the execution of the contract on the part of the contractor, and its estimates and decisions shall be final and conclusive.

7. Nothing in these specifications shall be construed as a waiver or surrender by the city of any of its police powers, or of the right of the Common Council, at any time hereafter, to pass necessary and reasonable police ordinances, or of the Board of Public Health and Charities to adopt necessary and reasonable rules or regulations in the interest of public health and welfare in relation to any of the matters contained in these specifications, or in any contract based upon these specifications.

INSTRUCTIONS TO BIDDERS.

1. Bids will be received by the Board of Public Works of the City of Indianapolis, Indiana, at its office, Majestic Building, until the hour of ten o'clock a. m. on the 13th day of April, 1908, for the collection, removal and disposal of all ashes and sweepings according to the specifications and stipulations therefor on file in the office of said Board and adopted on the 1st day of April, 1908. Bidders shall state a price per month for the collection and disposal of sweepings until the first day of October, 1908, and a price per year for the collection of ashes and sweepings thereafter. Attention is called to general stipulations No. 3.

2. Proposals must be signed by the bidder submitting them with their signatures in full. Any one signing a proposal as the agent of another or others, must file with it legal evidence of his authority to so do.

3. The Board of Public Works reserves the right, prior to awarding the contract to require the names of all persons connected with the bidder, that it may determine the reliability and standing of all such persons and their ability to conform to the requirements of the proposed contract.

Should the successful bidder not be incorporated at the time the contract is awarded, such bidder may, before such contract is entered into, incorporate under the laws of Indiana for the purposes herein contemplated.

4. Each bidder or firm or bidders shall accompany his or their bid with an affidavit that such bidder or bidders have not directly or indirectly entered into any combination, collusion, undertaking or agreement with any other bidder or bidders to maintain the price of any work or service bid upon, or to be done or furnished under the proposed contract, or to prevent any bidder or bidders to refrain from bidding on such contracting work, and that such bid is made without regard or reference to any other bid or bids, and without any agreement, understanding or combination either directly or indirectly, with any other person or persons with reference to such bidding in any way or manner whatever.

5. All prices must be written in words as well as figures.

6. Each bidder must furnish with his bid a certified check on some reputable bank doing business in the City of Indianapolis made payable to the order of the Board of Public Works in the amount of five thousand dollars (\$5,000), which sum shall be forfeited to the City of Indianapolis as liquidated damages in case the bidder submitting the same shall be awarded the contract and shall not execute the same within ten (10) days after the acceptance of the bid, and furnish the bond required within ten days after the approval of the contract by the Common Council of the City of Indianapolis by ordinance and the taking effect of the same.

7. In case the contract be not awarded to the bidder, or be not approved by ordinance of the Common Council as aforesaid within ninety days (90) after the approval of said contract by the Board of Public Works, or if so awarded and approved and the contract and bond duly executed said certified check shall be returned to the bidder on request or demand.

No bid will be considered by the Board of Public Works which is not accompanied by such certified check.

8. Proposals must be in sealed envelopes addressed to the Board of Public Works of the City of Indianapolis, Indiana, and endorsed "Proposal for the collection, removal and disposal of ashes and sweepings in the City of Indianapolis." Such proposals must be on the form of bidding sheet attached hereto, which will be furnished on application to the Board of Public Works.

9. The Board of Public Works reserves the right to reject any or all bids.

Approved April 1, 1908.

JOSEPH T. ELLIOTT,
P. C. TRUSLER,
F. J. MACK,

Board of Public Works of the City of Indianapolis.

The payments under this contract shall be made as follows: For sweepings, at the rate of seven hundred dollars (\$700) a month at the end of each month, beginning at the time of the taking effect of this contract and ending on the last day of September, 1908; and for the collection of ashes and sweepings, at the rate of eight thousand two hundred dollars (\$8,200) a quarter at the end of each quarter, beginning on said first day of October, 1908, and ending on the last day of September, 1918.

Provided, That any additional amounts to be paid on account of the extension of the corporate limits of said city, in accordance with Specification No. 20 aforesaid, under any action of said Board of Public Works that may be had thereunder, shall also be added to said quarterly sum of eight thousand two hundred dollars (\$8,200) from quarter to quarter.

It is further agreed that said party of the second part shall file a bond in the sum of fifty thousand dollars (\$50,000.00), to be approved by the Board of Public Works, payable to the City of Indianapolis, upon the condition that the said party of the second part, its successors or assigns, shall, at all times, faithfully discharge the requirements of this contract, and comply with all of its items and provisions. Said bond shall be so filed and approved before the taking effect of this contract.

It is further agreed that in case the party of the second part, its successors or assigns, shall violate any of the terms, conditions or obligations herein contained, then, and in that event, the Board of Public Works of the City of Indianapolis, may at its option, cancel this contract, and the same shall become null and void; and in such event a right of action for a breach of the contract shall immediately accrue upon the bond of said party of the second part, and the amount mentioned in said bond shall be deemed due the City of Indianapolis, Indiana, as liquidated damages for violation of the terms of this contract, and the City of Indianapolis shall be entitled to judgment upon said bond for the full amount thereof.

It is further agreed and understood that the collection and removal of ashes and sweepings, under the terms and conditions of this contract, shall

begin October 1, 1908, and collection and removal of sweepings ten (10) days after the approval by the Mayor of the ordinance of the Common Council, confirming and ratifying this contract.

It is further agreed by the party of the second part, that it will accept from said party of the first part, the same sum of thirty-two thousand eight hundred dollars (\$32,800) per annum, with such additional amounts as will become due for additional work covered by added territory, as defined in Specification No. 20, for each of the ten (10) years, respectively, beginning on said October 1st, 1908, after the approval of said ordinance, as aforesaid, in full for said collection, removal and disposal of said ashes and sweepings, and seven hundred dollars a month prior to October 1st, 1908, for sweepings, as defined and stipulated in said Specifications, above set out.

To each and all of the terms, provisions and conditions of this contract, the City of Indianapolis, party of the first part, by and through its Board of Public Works, and the Indianapolis Hauling Company, party of the second part, do fully agree and bind themselves, their successors and assigns.

IN TESTIMONY WHEREOF, We have hereunto set our hands and seals, in duplicate, on this 15th day of April, 1908.

CITY OF INDIANAPOLIS,

By JOSEPH T. ELLIOTT,

P. C. TRUSLER,

F. J. MACK,

Board of Public Works.

[Seal.]

INDIANAPOLIS HAULING COMPANY,

By JAMES R. HENRY.

President.

Attest:

CHARLES GEMMER,

Secretary.

AND WHEREAS, Said contract and agreement has been submitted by said Board of Public Works of said City of Indianapolis to the Common Council of said city, for its action thereon; therefore,

SECTION 1. Be it ordained by the Common Council of the City of Indianapolis, Indiana, That the foregoing contract and agreement, made and entered into on the 15th day of April, 1908, by the City of Indianapolis, by and through its Board of Public Works, and the Indianapolis Hauling Company, be, and the same is hereby in all things ratified, confirmed and approved and the same shall immediately become effective and go into full force thirty (30) days after the approval hereof by the Mayor.

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

By Mr. Brown:

General Ordinance No. 34—1908: An ordinance regulating the sale of milk, 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 it shall be unlawful for any person, firm or corporation, to sell or offer for sale, dispose of, exchange or deliver, or with the in-

tent so to do as aforesaid, have in his or their possession, care, custody or control, milk, unless the same is in glass bottles as delivered by the producer or dealer, and the cap or other cover closing said bottles has the producer's or dealer's name printed thereon; provided, however, that the provisions of this ordinance shall not apply to restaurants, eating-houses, and places of like character where the milk is consumed upon the premises.

SEC. 2. Any person, firm, or corporation violating any of the provisions of this ordinance shall be subject to a fine not to exceed fifty dollars, to which may be added, for a second offense, imprisonment of not to exceed thirty days.

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 Sun, a newspaper printed and published within the City of Indianapolis.

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

By Mr. Bangs:

General Ordinance No. 35—1908: An ordinance defining junk peddlers; providing for the licensing thereof in the City of Indianapolis, Indiana, and fixing a penalty for the violation thereof.

SECTION 1. Be it ordained by the Common Council of the City of Indianapolis, Indiana, That it shall hereafter be unlawful for any person to collect or peddle iron, brass, copper, tin, zinc, rags, bottles, paper or junk of any and all descriptions 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 a junk peddler, in the meaning of this ordinance.

SEC. 3. Junk peddlers' license may be procured for a period of either six months or one year. A license for six months shall cost ten dollars; and a license for one year shall cost fifteen dollars, provided that all such licenses shall date from the first day of January or the first day of July of each year, and no reduction shall be made because of any portion of the time having run before the actual issuing of said license.

Every person desiring to procure a junk peddlers' 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.

Every person desiring to procure a junk peddlers' license shall pay into the City Treasury the requisite sum above stated and present said Treasurer's receipt therefor to the City Controller, who shall issue to said person the proper license therefor.

Applications 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 twenty-five dollars nor more than one hundred dollars, to which may be added imprisonment not exceeding thirty days.

SEC. 6. This ordinance shall be in effect from and after its passage and publication once each week for two consecutive weeks in the Indianapolis Sun, a newspaper of general circulation in said city.

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

By Mr. Bangs:

General Ordinance No. 36—1908: 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 in 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 fifty dollars, 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 first of the year in 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 a 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 ac-

count 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 the person or persons selling or delivering said goods, articles or things.

SEC. 6. Every person, firm or corporation licensed as aforesaid, shall make out and deliver to the Chief of Police of said city, every day before the hour of twelve, noon, a legible and correct copy from the book required in the above Section, giving an accurate account and description of the goods, articles or things taken or received during the preceding day; the price paid for same; the precise time of purchasing, taking or receiving of same; the name, residence, age, color, height, weight, complexion, style of beard, style of dress and number of license badge of person or persons from whom such goods, articles, or things were purchased, taken or received; said copy to be made on blank white paper ten by twenty inches in size, on one side thereof only, in the following form:

Date.....

OFFICE OF

No..... Street.

Indianapolis, Indiana.

Report of all property received by me as a junk dealer, my agents, servants, and employes, since the making of my last report, as required by an ordinance of said city regulating the duties of junk dealers.

(Signature).....

DESCRIPTION.	Price Paid.	Time of Purchase and Receiving.	Name of Seller.	Residence of Seller.	Description of Person Selling.									
					Age.	Color.	Height.	Weight.	Complexion.	Style of Beard.	Style of Dress.	No. of License Badge.		

SEC. 7. 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, or any member of the police force authorized by said Chief of Police of said city, to examine the same.

SEC. 8. 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 which such person is in an intoxicated condition.

SEC. 9. 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, manager or employe, for a period of not less than forty-eight hours before disposing of same.

SEC. 10. 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 not exceeding ninety days.

SEC. 11. All ordinances and parts of ordinances in conflict herewith are hereby repealed.

SEC. 12. This ordinance shall be in full force from and after its passage and publication once each week for two consecutive weeks in the Indianapolis Sun, a newspaper of general circulation in the City of Indianapolis, Indiana.

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

MISCELLANEOUS BUSINESS.

By Mr. Davis:

INDIANAPOLIS, IND., April 20, 1908.

Resolution No. 4—1908:

Be it resolved by the Common Council that the Committee on Rules be, and it hereby is, instructed to report an amendment to the rules providing for the appointment of a committee of five members, to be known as the Building Committee, which shall be a regular, standing committee.

Which was read and referred to the Committee on Rules.

INDIANAPOLIS, IND., March 28, 1908.

Wm. J. Neukom, President of City Council:

DEAR SIR: The General Memorial Committee of the Grand Army of the Republic extends to the members of the Common Council of the City of Indianapolis, a cordial invitation to take part in Memorial Services, May 30, 1908.

Respectfully,

FRANK M. HAY,
Chairman.

WM. H. CALVERT,
Secretary.

ORDINANCES ON SECOND READING.

Mr. Rhodes called for General Ordinance No. 17, 1908, for second reading. It was read a second time.

Mr. Rhodes moved that General Ordinance No. 17, 1908, be ordered engrossed, read a third time and placed upon its passage. Carried.

General Ordinance No. 17, 1908, was read a third time and passed by the following vote:

Ayes, 20, viz.: Messrs. Brown, Cottey, Hamlet, Wood, Davis, Eppert, Smither, Rhodes, Bangs, Uhl, Stickelman, Hartmann, Portteus, Royse, Donavon, Sullivan, Hofmann, Hilken, Wright and President William J. Neukom.

Noes, none.

Mr. Rhodes called for General Ordinance No. 30, 1908, for second reading. It was read a second time.

Mr. Rhodes moved that General Ordinance No. 30, 1908, be ordered engrossed, read a third time and placed upon its passage. Carried.

General Ordinance No. 30, 1908, was read a third time and passed by the following vote:

Ayes, 20, viz.: Messrs. Brown, Cottey, Hamlet, Wood, Davis, Eppert, Smither, Rhodes, Bangs, Uhl, Stickelman, Hartmann, Portteus, Royse, Donavon, Sullivan, Hofmann, Hilken, Wright and President William J. Neukom.

Noes, none.

Mr. Rhodes called for General Ordinance No. 31, 1908, for second reading. It was read a second time.

Mr. Rhodes moved that General Ordinance No. 31, 1908, be ordered engrossed, read a third time and placed upon its passage. Carried.

General Ordinance No. 31, 1908, was read a third time and passed by the following vote:

Ayes, 19, viz.: Messrs. Brown, Cottey, Hamlet, Wood, Davis, Eppert, Smither, Rhodes, Bangs, Stickelman, Hartmann, Portteus, Royse, Donavon, Sullivan, Hofmann, Hilken, Wright and President William J. Neukom.

Noes, one, viz.: Mr. Uhl.

Mr. Royse called for Appropriation Ordinance No. 12, 1908, for second reading. It was read a second time.

Mr. Royse moved that Appropriation Ordinance No. 12, 1908, be ordered engrossed, read a third time and placed upon its passage. Carried.

Appropriation Ordinance No. 12, 1908, was read a third time and passed by the following vote:

Ayes, 20, viz.: Messrs. Brown, Cottey, Hamlet, Wood, Davis, Eppert, Smither, Rhodes, Bangs, Uhl, Stickelman, Hartmann, Portteus, Royse, Donavon, Sullivan, Hofmann, Hilken, Wright and President William J. Neukom.

Noes, none.

Mr. Royse called for Appropriation Ordinance No. 13, 1908, for third reading, which had failed to pass at the last meeting of the Common Council.

Appropriation Ordinance No. 13, 1908, was read a third time and passed by the following vote:

Ayes, 20, viz.: Messrs. Brown, Cottey, Hamlet, Wood, Davis, Eppert, Smither, Rhodes, Bangs, Uhl, Stickelman, Hartmann, Portteus, Royse, Donavon, Sullivan, Hofmann, Hilken, Wright and President William J. Neukom.

Noes, none.

Mr. Royse called for Appropriation Ordinance No. 15, 1908, for second reading. It was read a second time.

Mr. Royse moved that Appropriation Ordinance No. 15, 1908, be ordered engrossed, read a third time and placed upon its passage. Carried.

Appropriation Ordinance No. 15, 1908, was read a third time and passed by the following vote:

Ayes, 20, viz.: Messrs. Brown, Cottey, Hamlet, Wood, Davis, Eppert, Smither, Rhodes, Bangs, Uhl, Stickelman, Hartmann, Portteus, Royse, Donavon, Sullivan, Hofmann, Hilken, Wright and President William J. Neukom.

Noes, none.

Mr. Royse called for General Ordinance No. 68, 1907, for second reading. It was read a second time.

Mr. Royse moved that General Ordinance No. 68, 1907, be ordered engrossed, read a third time and placed upon its passage. Carried.

General Ordinance No. 68, 1907, was read a third time and passed by the following vote:

Ayes, 20, viz.: Messrs. Brown, Cottey, Hamlet, Wood, Davis, Eppert, Smither, Rhodes, Bangs, Uhl, Stickelman, Hartmann, Portteus, Royse,

Donavon, Sullivan, Hofmann, Hilke, Wright and President William J. Neukom.

Noes, none.

Mr. Brown called for General Ordinance No. 20, 1908, for second reading. It was read a second time.

Mr. Brown moved that General Ordinance No. 20, 1908, be ordered engrossed, read a third time and placed upon its passage. Carried.

General Ordinance No. 20, 1908, was read a third time and passed by the following vote:

Ayes, 20, viz.: Messrs. Brown, Cottey, Hamlet, Wood, Davis, Eppert, Smither, Rhodes, Bangs, Uhl, Stickelman, Hartmann, Portteus, Royse, Donavon, Sullivan, Hofmann, Hilke, Wright and President William J. Neukom.

Noes, none.

Mr. Brown called for General Ordinance No. 12, 1908, for second reading. It was read a second time.

Mr. Brown moved that General Ordinance No. 12, 1908, be ordered engrossed, read a third time and placed upon its passage. Carried.

General Ordinance No. 12, 1908, was read a third time and passed by the following vote:

Ayes, 20, viz.: Messrs. Brown, Cottey, Hamlet, Wood, Davis, Eppert, Smither, Rhodes, Bangs, Uhl, Stickelman, Hartmann, Portteus, Royse, Donavon, Sullivan, Hofmann, Hilke, Wright and President William J. Neukom.

Noes, none.

Mr. Wood called for General Ordinance No. 7, 1908, for second reading. It was read a second time.

Mr. Wood moved that General Ordinance No. 7, 1908, be stricken from the files.

Mr. Uhl called for the "ayes" and "noes."

The roll was called and General Ordinance No. 7, 1908, was stricken from the files by the following vote :

Ayes, 16, viz.: Messrs. Cottey, Hamlet, Wood, Davis, Smither, Rhodes, Bangs, Stickelman, Portteus, Royse, Donavon, Sullivan, Hofmann, Hilkene, Wright and President William J. Neukom.

Noes, 3, viz.: Messrs. Brown, Eppert and Uhl.

Mr. Hamlet moved that the motion for the appointment of a committee to investigate and prepare an ordinance regulating the running at large of dogs, be taken from the table.

Mr. Royse called for the "ayes" and "noes."

The roll was called and the motion was taken from the table by the following vote:

Ayes, 15, viz.: Messrs. Brown, Cottey, Hamlet, Davis, Eppert, Smither, Uhl, Stickelman, Portteus, Donavon, Sullivan, Hofmann, Hilkene, Wright and President William J. Neukom.

Noes, 4, viz.: Messrs. Wood, Rhodes, Bangs and Royse.

Mr. Royse moved that the whole matter be laid on the table indefinitely.

Mr. Hamlet called for the "ayes" and "noes."

The roll was called and the motion of Mr. Royse was lost by the following vote:

Ayes, 4, viz.: Messrs. Wood, Rhodes, Bangs and Royse.

Noes, 15, viz.: Messrs. Brown, Cottey, Hamlet, Davis, Eppert, Smither, Uhl, Stickelman, Portteus, Donavon, Sullivan, Hofmann, Hilkene, Wright and President William J. Neukom.

Mr. Hamlet moved that the motion for the appointment of the committee pass. Carried.

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

W. J. Neukom

President.

ATTEST:

James M. Nully

City Clerk.

