

## REGULAR MEETING.

Monday, April 17, 1922.

The Common Council of the City of Indianapolis met at the Council Chamber, Monday evening, April 17, 1922, at 7:30 o'clock in regular session, President Theodore J. Bernd in the chair.

Present: The Hon. Theodore J. Bernd, President of the Common Council and eight members, viz.: Messrs. Bramblett, Buchanan, Clauer, Claycombe, King, Ray, Thompson and Wise.

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

## COMMUNICATIONS FROM THE MAYOR.

April 10, 1922.

*To the President and Members of the Common Council, City of Indianapolis, Indiana:*

Gentlemen—I have approved, signed and delivered to John W. Rhodehamel, City Clerk, the following ordinances:

Special Ordinance No. 5, 1922, an ordinance annexing certain territory to the City of Indianapolis, Indiana, and defining a part of the boundary line of said city, and fixing a time when the same shall take effect.

Special Ordinance No. 6, 1922, an ordinance changing the name of a certain street in the City of Indianapolis, Indiana, and fixing a time when the same shall take effect.

Special Ordinance No. 7, 1922, an ordinance designating and legalizing the dedication and naming of the square and adjoining property at the intersection of Washington Street, Illinois Street and Kentucky Avenue, as Lincoln Square. This ordinance shall be in full force and effect from and after its passage.

Appropriation Ordinance No. 7, 1922, an ordinance creating and authorizing a fund in the Department of Public Safety to be known as the Special Policemen's Badge Fund. Providing the manner in which such badges shall be procured by special policemen who are appointed and designated as such by the Board of Public Safety, fixing the term for which said appointments are made and transferring and reappropriating the sum of Two Hundred and Eighty-five (\$285.18) Dollars and Eighteen Cents, from the Telephone Fund in the Department of Public Safety to the Special Policemen's Badge Fund in said department and fixing a time when the same shall take effect.

Appropriation Ordinance No. 8, 1922, an ordinance transferring and reappropriating the sum of Four Hundred (\$400.00) Dollars from

the City Civil Engineer's Office Salary Account, in the Board of Public Works, to the Street Sign Maintenance Account of the Board of Public Works and declaring a time when the same shall take effect.

S. L. SHANK,  
Mayor.

April 10, 1922.

*To the President and Members of the Common Council, City of Indianapolis, Indiana:*

Gentlemen—I return herewith General Ordinance No. 28, 1922, an ordinance authorizing contests of skill in boxing and wrestling, without my signature. Personally I do not approve of the ordinance, but if in the judgment of the Council it is best for boxing and wrestling I will let it become a law without my signature.

Very truly yours,

S. L. SHANK,  
Mayor.

By Mr. Ray:

Indianapolis, Indiana, April 17, 1922.

*To the President and Members of the Common Council, City of Indianapolis, Indiana:*

We move that the Common Council pass General Ordinance No. 28, 1922, over the disapproval of the Mayor.

OTTO RAY,  
H. W. BUCHANAN,  
BEN H. THOMPSON,  
W. E. CLAUER,  
JOHN E. KING.

The roll was called and General Ordinance No. 28, 1922, was passed over the disapproval of the Mayor by the following vote:

Ayes, 7, viz.: Messrs. Bramblett, Buchanan, Clauer, King, Ray, Thompson and President Theodore J. Bernd.

Noes, 2, viz.: Messrs. Claycombe and Wise.

#### REPORTS FROM CITY OFFICERS.

From the Committee on Finance:

April 17, 1922.

*To the President and Members of the Common Council, City of Indianapolis, Indiana:*

Gentlemen—I submit you herewith a letter from the Board of Public Safety, asking for the appropriation of Twenty (\$20.00) Dollars, for the purpose of paying the committee who examined the ap-

plicants for position of Inspector of Buildings, in the Department of Commissioner of Buildings, on March 16, 1922.

This request is in compliance with Section No. 260 of the Ordinance of 1919, which requires the Controller to pay for the above described examination out of the general fund.

I recommend the passage of the ordinance herewith submitted.

Yours very truly,

JOS. L. HOGUE,

*City Controller.*

April 17, 1922.

Mr. Joseph L. Hogue,  
City Controller of the  
City of Indianapolis.

Dear Sir—You are hereby requested to recommend to the Common Council, the passage of an ordinance appropriating the sum of Twenty (\$20.00) Dollars, for the purpose of paying Five (\$5.00) Dollars each to the members of the Examining Committee, appointed to examine applicants for the position of Inspector of Buildings in the Department of Inspector of Buildings, which examination was held on March 16, 1922.

Very truly yours,

BOARD OF PUBLIC SAFETY,

By Oscar O. Wise, *Executive Secretary.*

#### REPORTS FROM STANDING COMMITTEES.

##### From the Committee on Finance:

Indianapolis, Indiana, April 17, 1922.

*To the President and Members of the Common Council, City of Indianapolis, Indiana:*

Gentlemen—We, your Committee on Finance, to whom was referred Appropriation Ordinance No. 11, 1922, entitled, "An ordinance appropriating money for the purpose of paying Boss, Knowlton and Company, Architects, for preparing drawings and specifications for two (2) new Fire Houses, and declaring a time when the same shall take effect," beg leave to report that we have had said ordinance under consideration, and recommend that the same be passed.

L. D. CLAYCOMBE,  
H. W. BUCHANAN,  
I. L. BRAMBLETT,  
BEN H. THOMPSON,  
JOHN E. KING.

Mr. Claycombe moved that the report of the Committee be concurred in. Carried.

##### From the Committee on Finance:

Indianapolis, Indiana, April 17, 1922.

*To the President and Members of the Common Council, City of Indianapolis, Indiana:*

Gentlemen:

We, your Committee on Finance, to whom was referred General Ordinance No. 33, 1922, entitled, "An ordinance amending line 3 of Section 4 of General Ordinance No. 76, 1919, appropriating the additional sum of Seven Hundred Fifty Dollars (\$750.00) to the Salaries Fund of the Department of Law of the City of Indianapolis, for the year 1922, repealing all ordinances or parts of ordinances in conflict therewith, and fixing a time when the same shall take effect," beg leave to report that we have had said ordinances under consideration, and recommend that the same be passed.

L. D. CLAYOCBE,  
H. W. BUCHANAN,  
I. L. BRAMBLETT,  
BEN H. THOMPSON,  
JOHN E. KING.

Mr. Claycombe moved that the report of the Committee be concurred in. Carried.

From the Committee on Finance:

Indianapolis, Indiana, April 17, 1922.

*To the President and Members of the Common Council, City of Indianapolis, Indiana:*

Gentlemen—We, your Committee on Finance, to whom was referred General Ordinance No. 34, 1922, entitled, "An ordinance to amend Section 1 of General Ordinance No. 65, passed by the Common Council of the City of Indianapolis, September 15, 1921, and approved by the Mayor, September 14, 1921, entitled 'An ordinance authorizing the sale of Seventy-three (73) bonds of Five Hundred (\$500.00) Dollars each of the City of Indianapolis, Indiana, payable from the general revenues and funds of said City, or from the sinking fund of said City, or as may be required by law, for the purpose of procuring money to pay the city's part of the cost of improving West Washington Street from a point five hundred and thirty-eight (538) feet west of the west property line of Harris Street to the east end of the Big Four Railway subway; and the city's part of the cost of improving Indiana Avenue from the west property line of Montcalm Street to the north property line of Sixteenth Street; and the city's part of the cost of improving Madison Avenue, from the north property line of Raymond Street to the south property line of Glendale Avenue, except the bridge over Pleasant Run; under separate contracts for each of said improvements entered into the 10th day of August, 1921, by and between the City of Indianapolis, by and through its Board of Public Works, with the approval of its Mayor and the County of Marion, State of Indiana, by and through its Board of Commissioners, as provided for and authorized by an act of the General Assembly of the State of Indiana, entitled, 'An act for an act concerning the improvement of streets and public highways in cities of the first class, which connect with, extend or continue as hard surface public highways beyond the corporate limits of such city in the county in which such

city is located, providing for the assessment of part of the cost of such improvement against the abutting real estate and that the remainder of the cost of such improvement shall be paid equally by such city and the county in which such city is located, and declaring an emergency, approved March 10, 1921, fixing a time when the same shall take effect," and to repeal General Ordinance No. 13, 1922, beg leave to report that we have had said ordinance under consideration, and recommend that the same be passed.

L. D. CLAYCOMBE,  
BEN H. THOMPSON,  
H. W. BUCHANAN,  
I. L. BRAMBLETT.

Mr. Claycombe moved that the report of the Committee be concurred in. Carried.

#### From the Committee on Public Safety:

Indianapolis, Indiana, April 17, 1922.

*To the President and Members of the Common Council, City of Indianapolis, Indiana:*

Gentlemen—We, your Committee on Public Safety, to whom was referred General Ordinance No. 31, 1922, entitled, "An ordinance approving a certain contract granting the Lake Erie & Western Railroad Company the right to lay and maintain a sidetrack or switch from a connection with the Davidson Street sidetrack of said company and crossing St. Clair Street; also shifting present west track across Walnut Street and present track across St. Clair Street, according to blue print attached, in the City of Indianapolis, Indiana," beg leave to report that we have had said ordinance under consideration, and recommend that the same be passed.

BEN H. THOMPSON,  
H. W. BUCHANAN,  
I. L. BRAMBLETT,  
L. D. CLAYCOMBE.

Mr. Thompson moved that the report of the Committee be concurred in. Carried.

#### From the Committee on Public Health and Charities:

Indianapolis, Indiana, April 17, 1922.

*To the President and Members of the Common Council, City of Indianapolis, Indiana:*

Gentlemen—We, your Committee on Public Health and Charities, to whom was referred General Ordinance No. 29, 1922, entitled, "An ordinance amending Section 4 of General Ordinance No. 64, 1921, repealing any and all ordinances or parts of ordinances in conflict therewith, and declaring a time when the same shall take effect, beg leave to report that we have had said ordinance under consideration and recommend that the same be amended to read as follows:

## GENERAL ORDINANCE NO. 29, 1922.

AN ORDINANCE to amend Sections 1, 2, 3, and 4 of General Ordinance No. 64, 1921, entitled an ordinance to amend Sections 1051, 1052 and 1059 of General Ordinance No. 12, 1917, repealing any and all ordinances or parts of ordinances in conflict herewith, and fixing a time when the same shall take effect.

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

Section 1. That Section 1 of General Ordinance No. 64, 1921, be amended to read as follows: That Section 1051 of General Ordinance No. 12, 1917, be and the same is hereby amended to read as follows: Section 1051. It shall hereafter be unlawful for any person, firm, association or corporation to keep, construct or maintain any privy vault or water closet upon any lot abutting upon any street or alley within the City of Indianapolis, where connections with a public sewer and public water main are or becomes accessible and such connections shall be deemed accessible when and where such public sewer and public water main are within One Hundred (100) feet of any outside line of such lot.

Section 2. That Section 2 of General Ordinance No. 64, 1921, be amended to read as follows: Section 2. That Section 1052 of General Ordinance No. 12, 1917, be and the same is hereby amended to read as follows: Section 1052. Subject to the provisions of the preceding section, every factory, dwelling house, shop, hotel and occupied buildings where connections with a public sewer and public water main are not accessible, shall be provided with a suitable water closet or privy vault located, constructed, kept and maintained according to such rules and regulations as may be adopted from time to time by the Board of Public Health of the City of Indianapolis; provided, however, that no such water closet or privy vault so constructed shall be kept, used or maintained, where connections with a public sewer and public water main are not accessible, for a longer period than sixty days from the time such connections become accessible. All such water closets or privy vaults not located, constructed, kept or maintained as herein provided or which emit noxious or offensive smells, are hereby declared to be a nuisance, and the Board of Health shall cause them to be abated as such.

Section 3. That Section 3 of General Ordinance No. 64, 1921, be amended to read as follows: Section 3. That Section 1059 of General Ordinance No. 12, 1917, be and the same is hereby amended to read as follows: Section 1059. Any person, firm, association or corporation violating any of the provisions of this ordinance, shall upon conviction be fined in any sum not exceeding One Hundred (\$100.00) Dollars, to which may be added imprisonment not exceeding Ninety (90) days.

Section 4. That Section 4 of General Ordinance No. 64, 1921, be amended to read as follows: Section 4. This ordinance shall be in full force and effect from and after its passage and publication as required by law, except however, that Section 1 of this ordinance shall become effective and be enforced in the following manner, to-wit: All such connections as required by Section 1, shall be made inside the territory known as the original plat of said city and commonly called the mile square within one year from the date of passage and due publications of this ordinance; all such connections within one-half mile of the outside boundary of the original plat, shall be made within two years from the date of the passage and due publication of this

ordinance; all such connections within one mile of the outside boundary of the original plat shall be made not later than three years after the date of the passage and due publication of this ordinance; all such connections within one and one-half miles of the outside boundary of the original plat shall be made within four years after the passage and due publication of this ordinance; and all such connections within the remaining territory inside of the limits of the City of Indianapolis shall be made not later than five years after the date of the passage and due publication of this ordinance.

Section 5. All ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed.

And that as amended the same do pass.

H. W. BUCHANAN,  
BEN H. THOMPSON,  
L. D. CLAYCOMBE,  
I. L. BRAMBLETT,  
JOHN E. KING.

Mr. Buchanan moved that the report of the Committee be concurred in. Carried.

From the Committee on City's Welfare:

Indianapolis, Indiana, April 17, 1922.

*To the President and Members of the Common Council, City of Indianapolis, Indiana:*

Gentlemen—We, your Committee on City's Welfare, to whom was referred General Ordinance No. 36, 1922, entitled, "An ordinance to establish official time in the City of Indianapolis and accomplish daylight saving thereby," beg leave to report that we have had said ordinance under consideration, and recommend that the same be amended by striking out the word "October" in line 5 of Section 1, and inserting in lieu thereof the word "September," and that as so amended the same be passed.

WALTER W. WISE,  
L. D. CLAMCOMBE,  
I. L. BRAMBLETT.

Mr. Wise moved that the report of the Committee be concurred in. Carried.

#### INTRODUCTION OF APPROPRIATION ORDINANCES.

By the City Controller:

#### APPROPRIATION ORDINANCE NO. 12, 1922.

AN ORDINANCE, appropriating Twenty (\$20.00) Dollars to the Department of Finance, for the purpose of paying the Committee who examined the applicants for the position of Inspector of Buildings, in the Department of Commissioner of Buildings.

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

Section 1. That there be and hereby is appropriated to the Department of Finance the sum of Twenty (\$20.00) Dollars, to be known as "Examining Board Fund," for the purpose of paying Five (\$5.00) Dollars each to Blaine H. Miller, Herbert L. Bass, Fred P. Junglaus, and Preston C. Rubush, committee who examined the applicants for the position of Inspector of Buildings, in the Department of Commissioner of Buildings, at an examination held by said committee on the 16th day of March, 1922.

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.

#### INTRODUCTION OF GENERAL AND SPECIAL ORDINANCES.

By Mr. Wise:

#### GENERAL ORDINANCE NO. 39, 1922.

AN ORDINANCE authorizing and providing for the assessment of certain fees for the violation of the provisions of General Ordinance No. 18, 1922, known as "The Traffic Ordinance of the City of Indianapolis," fixing the amount of such fees to be assessed, providing the manner and conditions under which such fees shall be assessed and paid, and to whom the same shall be paid. Providing for the detention of vehicles found parked or operated in violation of the provisions of General Ordinance No. 18, 1922, and fixing a time when the same shall take effect.

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

Section 1. That the owner or operator of any vehicle found violating any of the provisions of General Ordinance No. 18, 1922, known as "The Traffic Ordinance of the City of Indianapolis," shall within forty-eight (48) hours after having been notified of such violation by any member of the Police Department of the City of Indianapolis, present himself together with such notice in response to the same, to the City Clerk of the City of Indianapolis at his office in said City, and for the first violation of any of the provisions of said ordinance pay to said Clerk a fee in the sum of One (\$1.00) Dollar; for the second violation pay a fee in the sum of Three (\$3.00) Dollars and for the third or any subsequent violation thereof, pay the fee of Five (\$5.00) Dollars.

Section 2. That it shall be deemed sufficient notice to the owner of any vehicle of the violation of any of the provisions of General Ordinance No. 18, 1922, when any member of the Police Department of the City of Indianapolis shall present to such owner or his representative a written notice specifying such violation or by posting such written notice in a conspicuous place upon such vehicle in case such owner or his representative be not found in possession or in charge of such vehicle. And it is hereby made the duty of such Police Officer to make a duplicate of such written notice, served or posted as above specified,

upon which shall appear the State License number of such vehicle and the name of the owner if possible to obtain the same, and such notice so served as above specified shall be signed by said Police Officer giving his badge number. It shall be the duty of such Police Officer to at once make a report to the City Clerk of the service of such notice, giving the State License number of the vehicle and the name of the owner, if possible to obtain the same, upon whom such notice has been served.

Section 3. That the City Clerk shall issue a receipt to the owner, or his representative, of such vehicle upon the payment of the fee provided in Section 1 of this ordinance, and it is hereby made the duty of said Clerk to keep a correct record, showing the amount so paid and the date thereof, the number of the State License issued to the owner of such vehicle together with the owner's name, and to designate the violation for which such fee is paid and whether or not such violation be the first, second or third violation for such owner. Provided, however, that no violations committed prior to the date when this ordinance goes into effect, and no violations committed more than one (1) year prior to any other violation shall be considered in determining the number of violations committed by a particular owner. And provided further, that in case protest is made by such owner or his representative against the payment of such fee, and such protest supported by a denial by him under oath of the facts constituting the alleged violation, there shall be given him by the Clerk upon payment by such person of the fee assessed according to the number of violations, a receipt for the same marked "Paid Under Protest," but in such cases, it shall be the duty thereupon of the officer having knowledge of the facts pertaining to such alleged violation to forthwith upon receiving notice to be given by the Clerk, file the proper affidavit with the Deputy City Attorney in the City Court charging such owner or his representative with the violation of that provision of General Ordinance No. 18, 1922, on account of which such owner or his representative was notified to present himself to the City Clerk, and if such owner or his representative shall be afterwards found not guilty of such violation by the proper court, it shall thereupon be the duty of said Clerk to refund to such person the fee assessed against him by such Clerk and by him paid to the Clerk under protest, and in case such person shall have been found guilty of such charge by the proper court, the Clerk shall apply the amount of money paid to the Clerk by such person as and for a fee for that particular violation, on the fine imposed by the Court.

Section 4. That when the person notified by any member of the Police Department of the City of Indianapolis, as provided in Section 1 of this ordinance, fails or refuses to present himself to the Clerk within forty-eight (48) hours after being served with said notice, or fails to pay the fee to said Clerk for said violation in response to said notice, it is hereby made the duty of such Police Officer to file, or cause to be filed, in the proper court on affidavit charging such person with violating the provision of General Ordinance No. 18, 1922, as stipulated or specified in the notice so served and to assist in the prosecution of said charge with due diligence.

Section 5. That when any member of the Police Department shall find any vehicle parked or operated in violation of any of the provisions of General Ordinance No. 18, 1922, and is unable to find the owner thereof or any responsible person in charge of the same, after the time has expired for parking under said ordinance, such Police

Officer shall take charge of such vehicle and cause the same to be driven or towed to the Police Headquarters where the same shall be held in pound until the owner or his representative shall have secured a release of such vehicle by complying with the provisions of Section 3 of this ordinance.

Section 6. It is hereby made the duty of the City Clerk to account for all fees assessed and collected by him under the provisions of this ordinance, and to pay the same into the City Treasury once each month after the taking effect of this ordinance.

Section 7. This ordinance is intended to promote the best interests and welfare of the citizens of the City of Indianapolis, and to the end that the traffic laws may be more strictly enforced and better complied with, with as little inconvenience to the persons and citizens who unintentionally and not wilfully violate the provisions of the traffic regulation.

Section 8. This ordinance is not in any manner made a part of General Ordinance No. 18, 1922, but merely refers to the provisions of said ordinance and is not intended to conflict with, amend or repeal said General Ordinance No. 18, 1922, and in the event that this ordinance or any part hereof should be adjudged invalid, it is intended that General Ordinance No. 18, 1922, shall not be in any manner affected thereby.

Section 9. This ordinance shall be in full force and effect from and after its passage and due publication as required by law.

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

By Mr. King:

#### GENERAL ORDINANCE NO. 40, 1922.

AN ORDINANCE amending Section 1 of General Ordinance No. 61, 1920.

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

Section 1. That Section 1 of General Ordinance No. 61, 1920, be and the same is hereby amended to read as follows: Section 1. That Section E of General Ordinance No. 47, 1920, be and the same is hereby amended to read as follows:

e. For the service of Ash and Garbage Collection and Street Cleaning:

Superintendent—Fifteen Hundred Dollars per year.

Superintendent (Garbage)—Twenty-one Hundred Dollars per year.

Second Assistant Superintendent (Ashes)—Nineteen Hundred and Twenty Dollars per year.

Third Assistant Superintendent (Street Cleaning)—Nineteen Hundred and Twenty Dollars per year.

Each Inspector—Thirteen Hundred and Twenty Dollars per year.

Two Clerks, each—Twelve Hundred Dollars per year.

Clerk—Three Hundred Dollars per year.

Barn Foreman—Thirteen Hundred and Twenty Dollars per year.

First Assistant Barn Foreman (Garbage)—Twelve Hundred Dollars per year.

Second Assistant Barn Foreman (Street Cleaning)—Twelve Hundred Dollars per year.

Each Blacksmith—Fifty-five Cents per hour.

Each heavy truck driver—Sixty Cents per hour.

Each light truck driver—Twenty-four Dollars per week.

Each Night Barn man—Twenty-four Dollars per week.

Each Dump Man—Seven Hundred and Eighty Dollars per year.

Each Harness Maker—Fifty Cents per hour.

Each Broom Maker—Fifty Cents per hour.

Each Teamster—Fifty Cents per hour.

Laborers, Class "A" (Ash Department)—Fifty Cents per hour.

Laborers, Class "B" (Street Cleaning Department and Garbage Department)—Fifty Cents per hour.

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 the Committee on Public Works.

By Mr. Bramblett:

#### SPECIAL ORDINANCE NO. 9, 1922.

AN ORDINANCE annexing to the City of Indianapolis, State of Indiana, certain territory contiguous to said City, and fixing the time when the same shall take effect.

Section 1. *Be it Ordained by the Common Council of the City of Indianapolis, State of Indiana*, that the following described territory, contiguous to said city, be and the same is hereby annexed to and made a part of said City of Indianapolis, to-wit: Beginning at a point in the present corporate boundary line of said City of Indianapolis, which point is also the point of intersection of English Avenue with Temperance Avenue, and running thence west, on and along said present corporate boundary line to the point in Sherman Drive where said present corporate boundary line turns south, then south on and along said present corporate boundary line of said City in said Sherman Drive, to its intersection with the south property line of Prospect Street, thence east on and along said south property line of said Prospect Street to its intersection with the east property line of Southeastern Avenue, or Michigan Road, thence north at right angles to the south line of section nine (9), in township fifteen (15) north, of range four (4) east, to a point thirty-three (33) feet north of said south line of said section, thence east parallel to and thirty-three (33) feet distant from said south line of said section to the west property line of Emerson Avenue, thence north on and along said west property line of said Emerson Avenue, to its intersection with the present corporate boundary line of said City of Indianapolis in Lexington Avenue, extended east, thence west, on and along said Lexington Avenue, extended east, and following said present corporate boundary line of said City to Temperance Avenue, thence north in Temperance Avenue and following the present corporate boundary of said City in said Temperance Avenue, to the point of beginning.

Section 2. This ordinance shall be in effect from and after its pas-

sage and after publication thereof for two successive weeks in a daily newspaper published in said City of Indianapolis, as by Statute required.

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

By Mr. Bramblett:

#### SPECIAL ORDINANCE NO. 10, 1922.

AN ORDINANCE annexing to the City of Indianapolis, State of Indiana, certain territory contiguous to said City, and fixing the time when the same shall take effect.

Section 1. *Be it Ordained by the Common Council of the City of Indianapolis, State of Indiana,* that the following described territory contiguous to said City be and the same is hereby annexed to and made a part of said City of Indianapolis, to-wit: Beginning in the present corporate boundary line of said City of Indianapolis, which point is also at the intersection of the center line of East Thirty-fourth Street with the center line of Keystone Avenue, and running thence north on and along the center line of said Keystone Avenue to its intersection with the north property line of Fiftieth Street, thence west on and along the said north property line of said Fiftieth Street to its intersection with the present corporate boundary line of said City, thence south on and along said present corporate boundary line of said City to the point where it turns east, thence east on and along said present corporate boundary line of said City to the point where it turns southwesterly in Fall Creek, thence southwesterly on and along said present corporate boundary line of said City as it follows the meanderings of Fall Creek to the point where said present corporate boundary line turns east on said Thirty-Fourth Street, extended west, thence east on and along said present corporate boundary line of said City in Thirty-Fourth Street, and Thirty-Fourth Street extended west, to the point of beginning.

Section 2. This ordinance shall be in full force and effect from and after its passage and after publication thereof for two successive weeks in a daily newspaper published in said City of Indianapolis, as by Statute required.

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

#### INTRODUCTION OF MISCELLANEOUS BUSINESS.

By Mr. Ray:

#### RESOLUTION NO. 1, 1922.

WHEREAS, Under an ordinance regulating jitney busses, on or about April 12, 1922, ten drivers of jitney busses were arrested for violation thereof, and

WHEREAS, Said defendants were locked up in jail and were put to the expense of employing attorneys and getting bonds, and

WHEREAS, It then developed that said jitney drivers had complied with all regulations, requirements and laws of the City of Indianapolis, and the State of Indiana, therefore,

BE IT RESOLVED, By the Common Council of the City of Indianapolis that a committee of two of its members be appointed by said Common Council to investigate the reasons for the above described arrest of innocent men attending to their own business, and make a report of their findings in the premises back to this body, and,

BE IT RESOLVED FURTHER, That a copy of this resolution be sent to the Mayor and the Board of Public Safety with a request that they likewise make investigation for this unwarranted action.

OTTO RAY.

On motion of Mr. Ray, Resolution No. 1, 1922, was adopted.

President Bernd appointed Messrs. Ray and Buchanan as a committee to investigate the matters referred to in Resolution No. 1, 1922.

By Mr. Ray:

RESOLUTION NO. 2, 1922.

WHEREAS, On or about April 11, 1922, Officer Beensley of the Department of Police of the City of Indianapolis, called at the pool room of William Merrick, at Lexington Avenue and Villa Street in said City, and then and there without a warrant and without an offense being committed in his sight, arrested four men, and without any provocation whatever struck one of these men with his fist and beat him with the butt of his gun, and

WHEREAS, These men after being so arrested appeared in the city court of the said City of Indianapolis, and were discharged for want of evidence against them, and

WHEREAS, These facts have been brought to the attention of the proper city officials and nothing has been done in the matter of punishing said officer, or taking any steps of preventing the recurrence of similar conduct, therefore,

BE IT RESOLVED, That a committee of two members be appointed by this Council to investigate the conduct of the police department of the City of Indianapolis in the premises, and that said committee make a report of their findings back to this body, and

BE IT RESOLVED FURTHER, That the Mayor and the Board of Public Safety of the City of Indianapolis be requested to investigate this shocking conduct which reflects so badly on the good name of the City of Indianapolis and those connected with its administration.

OTTO RAY.

On motion of Mr. Ray, Resolution No. 2, 1922, was adopted.

President Bernd appointed Messrs. Ray and King as a committee to investigate the matters referred to in Resolution No. 2, 1922.

#### ORDINANCES ON SECOND READING.

Mr. Claycombe called for Appropriation Ordinance No. 11, 1922, for second reading. It was read a second time.

Mr. Claycombe moved that Appropriation Ordinance No. 11, 1922, be ordered engrossed, read a third time and placed upon its passage. Carried.

Appropriation Ordinance No. 11, 1922, was read a third time and passed by the following vote:

Ayes, 9, viz.: Messrs. Bramblett, Buchanan, Clauer, Claycombe, King, Ray, Thompson, Wise and President Theodore J. Bernd.

Mr. Claycombe called for General Ordinance No. 33, 1922, for second reading. It was read a second time.

Mr. Claycombe moved that General Ordinance No. 33, 1922, be ordered engrossed, read a third time and placed upon its passage. Carried.

General Ordinance No. 33, 1922, was read a third time and passed by the following vote:

Ayes, 9, viz.: Messrs. Bramblett, Buchanan, Clauer, Claycombe, King, Ray, Thompson, Wise and President Theodore J. Bernd.

Mr. Buchanan called for General Ordinance No. 12, 1922, for second reading. It was read a second time.

Mr. Buchanan moved that General Ordinance No. 12, 1922, be ordered engrossed, read a third time and placed upon its passage. Carried.

General Ordinance No. 12, 1922, was read a third time and passed by the following vote:

Ayes, 9, viz.: Messrs. Bramblett, Buchanan, Clauer, Claycombe, King, Ray, Thompson, Wise and President Theodore J. Bernd.

Mr. Buchanan called for General Ordinance No. 29, 1922, for second reading. It was read a second time.

Mr. Buchanan moved that General Ordinance No. 29, 1922, be amended as recommended by the Committee. Carried.

Mr. Buchanan moved that General Ordinance No. 29, 1922, be ordered engrossed as amended, read a third time and placed upon its passage. Carried.

General Ordinance No. 29, 1922, was read a third time and passed by the following vote:

Ayes, 9, viz.: Messrs. Bramblett, Buchanan, Clauer, Claycombe, King, Ray, Thompson, Wise and President Theodore J. Bernd.

Mr. Claycombe called for General Ordinance No. 34, 1922, for second reading. It was read a second time.

Mr. Claycombe moved that General Ordinance No. 34, 1922, be ordered engrossed, read a third time and placed upon its passage. Carried.

General Ordinance No. 34, 1922, was read a third time and passed by the following vote:

Ayes, 9, viz.: Messrs. Bramblett, Buchanan, Clauer, Claycombe, King, Ray, Thompson, Wise and President Theodore J. Bernd.

Mr. Claycombe called for General Ordinance No. 36, 1922, for second reading. It was read a second time.

Mr. Claycombe moved that General Ordinance No. 36, 1922, be amended as recommended by the Committee. Carried.

Mr. Claycombe moved that General Ordinance No. 36, 1922, be ordered engrossed as amended, read a third time and placed upon its passage. Carried.

General Ordinance No. 36, 1922, was read a third time and passed by the following vote:

Ayes, 5, viz.: Messrs. Bramblett, Clauer, Claycombe, Wise and President Theodore J. Bernd.

Noes, 4, viz.: Messrs. Buchanan, King, Ray and Thompson.

Mr. Thompson called for General Ordinance No. 31, 1922, for second reading. It was read a second time.

Mr. Thompson moved that General Ordinance No. 31, 1922, be ordered engrossed, read a third time and placed upon its passage. Carried.

General Ordinance No. 31, 1922, was read a third time and passed by the following vote:

Ayes, 9, viz.: Messrs. Bramblett, Buchanan, Clauer, Claycombe, King, Ray, Thompson, Wise and President Theodore J. Bernd.

Mr. King moved that the rules be suspended and General Ordinance No. 40, 1922, be placed upon its passage.

The roll was called and the motion to suspend the rules failed to carry by the following vote:

Ayes, 7, viz.: Messrs. Bramblett, Buchanan, Clauer, King, Ray, Thompson and President Theodore J. Bernd.

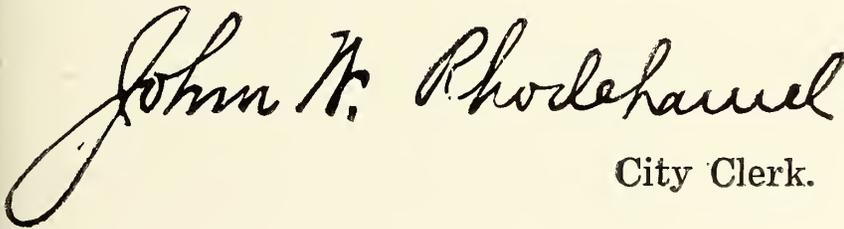
Noes, 2, viz.: Messrs. Claycombe and Wise.

On motion of Mr. Claycombe the Common Council at 10:30 o'clock p. m. adjourned.

A handwritten signature in cursive script, reading "Geo. J. Bernd".

President.

Attest:

A handwritten signature in cursive script, reading "John H. Rhodehamel".

City Clerk.