

REGULAR MEETING.

COUNCIL CHAMBER, CITY OF INDIANAPOLIS, IND.

Monday, December 2, 1918.

The Common Council of the City of Indianapolis met in the Council Chamber, Monday evening, December 2, 1918, at 7:30 o'clock in regular session, President Louis W. Carnefix in the chair.

Present: The Hon. Louis W. Carnefix, President of the Common Council, and seven members, viz.: Messrs. Kirsch, Peake, Willson, Miller, Schmidt, Furniss and Pettijohn.

Absent, 1, viz.: Mr. Brown.

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

COMMUNICATIONS FROM MAYOR.

November 22, 1918.

To the President and Members of the Common Council, Indianapolis, Ind.
Gentlemen:

I have this day delivered to Mr. Geo. O. Hutsell, City Clerk, General Ordinance No. 49, which has been duly signed this day by Mayor Charles W. Jewett.

Very truly,

C. S. WALLIN.
Secretary.

November 26, 1918.

To the President and Members of the Common Council.
Gentlemen:

I have this day signed and delivered to Geo. O. Hutsell, City Clerk, General Ordinance No. 60.

Very truly,

CHARLES W JEWETT.

REPORTS FROM CITY OFFICERS.

From City Controller :

December 2, 1918.

To the President and Members of the Common Council.

Gentlemen :

I hand you herewith a communication from the Board of Public Works asking for passage of an ordinance transferring \$325.00 from the Street Sprinkling Fund to the Municipal Garage Salaries and Wages Fund.

I submit you also herewith an ordinance calling for above transfer and recommend its passage.

Yours very truly,

ROBT. H. BRYSON,
City Controller.

December 2, 1918.

*Mr. Robert H. Bryson, City Controller,
City of Indianapolis.*

Dear Sir :

I am submitting herewith for your approval and transmission to the Common Council an ordinance transferring \$325.00 from the Street Sprinkling Fund of the Street Commissioner to the Municipal Garage Salaries and Wages Fund.

Yours truly,

W. F. CLEARY,
Clerk Board of Public Works.

December 2, 1918.

To the President and Members of the Common Council.

Gentlemen :

I hand you herewith a communication from the City Attorney asking for the transfer of \$200.00 from the Salary Fund of the Department of Law to the Printing of Briefs and Miscellaneous Fund of the Department of Law.

I submit you also herewith an ordinance calling for the above transfer and recommend its passage.

Yours very truly,

ROBT. H. BRYSON,
City Controller.

December 2, 1918.

Robert H. Bryson, City Controller,
Indianapolis, Ind.

Dear Sir:

I am submitting herewith for your approval and transmission to the Common Council an ordinance transferring \$200.00 from the Salary Fund of the Department of Law to the Printing of Briefs and Miscellaneous Fund of the Department of Law,

Yours very truly,

SAMUEL ASHBY,
Corporation Counsel.

INTRODUCTION OF APPROPRIATION ORDINANCES.

By City Controller:

Appropriation Ordinance No. 36, 1918.

An ordinance transferring certain funds to the Department of Public works to certain funds in the Department of Public Works, reappropriating the same, 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 there be and is hereby transferred from the Streets and Alleys Sprinkling Fund of the Department of Public Works, the sum of Three Hundred Twenty-Five Dollars (\$325.00), and the same is hereby reappropriated to the Municipal Garage Salary Fund of the Department of Public Works.

Sec. 2. Whereas, an emergency exists, this ordinance shall be in full force and effect from and after its passage.

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

By Mr. Carnefix:

General Ordinance No. 61, 1918.

An ordinance fixing and prescribing certain license fees within and for the City of Indianapolis.

Be it ordained by the Common Council of the City of Indianapolis:

Section 1. Term of Licenses. Except as otherwise herein provided, all licenses shall be for the term of one year, and shall be issued by the City Controller. All annual licenses shall be taken out and dated on the first day of January and all semi-annual licenses shall be taken out and dated the first day of January or the first day of July of each year. All other licenses shall be dated as of the date of issuing thereof: Provided,

in case existing annual licenses shall expire or a new annual license be issued before the next ensuing first day of January, the licenses shall be issued running to that date. In case an existing semi-annual license shall expire or a new semi-annual license be issued before the ensuing first day of January or July, the license shall be issued running to the first day of the next ensuing July or January, as the case may be. If an annual license at present existing is not expired on the first day of the next ensuing January, a new annual license shall be taken out and credit given to the applicant for the unexpired time in proportion the same bears to the whole license period, and in case an existing semi-annual license will not have expired on the first day of the next ensuing July, a new license shall be taken out, giving credit to the applicant for the unexpired time in the proportion the same bears to the whole license period. Unless otherwise specifically provided by law or ordinance, the license fee for the entire year shall be paid by each person applying for a license prior to July 1st. For any license issued after July 1st, one-half of the annual fee shall be paid. The Controller shall endorse upon each license issued by him the license fee charged therefor.

Sec. 2. When Required.—Fees for. Licenses are required and the amount of the fee therefor is hereby fixed in the following cases:

AUCTIONEERS (which shall include all sales of personal property at auction, except judicial sales): Thirty dollars (\$30.00) for six months and fifty dollars (\$50.00) for one year.

BILLIARD OR POOL TABLES, operated for gain: Ten dollars (\$10.00) for each such table.

BRANCH STORES, OFFICES, SHOW ROOMS OR OTHER ESTABLISHMENT FOR TEMPORARY BUSINESS, as defined by ordinance: Twenty-five dollars per day for first ten days or any part thereof and ten dollars (\$10.00) per day for each day thereafter.

CIRCUS OR MENAGERIE: Three hundred and fifty dollars (\$350.00) per day.

EXHIBITIONS OR SHOWS of puppets, wax figures, monsters, monstrosities, natural or artificial curiosities, deceptions, panoramas, or any feats of tumbling, jugglery, rope or wire walking, sleight-of-hand performance or other exhibition or show, or to which the public generally is invited to attend: Fifty dollars (\$50.00) per day: Provided, That the foregoing clause relating to exhibitions and shows shall not apply to any entertainment where the profits are devoted exclusively to any religious, charitable, literary or scientific purpose, nor shall the same apply to any regularly established theater or to any circus or menagerie.

THEATER OR CONCERT HALL. For the operation and maintenance of each concert hall or theater, one hundred and fifty dollars (\$150.00).

MOVING PICTURE SHOW. For the operating and maintaining of each moving picture show, one hundred dollars: Provided, however, That if the admission fee charged is ten cents or less, then only twenty-five dollars.

DANCE. For the giving of any dance by any person, firm, corporation, club, society or associating in any room, hall or building, other than a private residence two dollars (\$2.00): Provided, That no license shall be required for the giving of any private dance in connection with any school or class for the teaching of dancing, given by the proprietor or manager of such school on behalf of the regular pupils, to which no admission fee is charged.

DOGS. For keeping or harboring any animal of the dog kind, three dollars (\$3.00).

FERRIS WHEEL, ETC. For conducting or operating a Ferris wheel, merry-go-round, roller coaster, switch-back, or other similar device, twenty-five dollars.

SLOT MACHINE, ETC. For conducting, operating, supervising or giving space to any slot machine used for the purpose of selling goods or material of any kind, or for weighing, or exhibiting pictures or views of any kind for profit, or for conducting, operating or exhibiting any phonograph, graphophone, talking machine, kinetoscope, biograph, projectoscope or any similar instrument for profit, one dollar for each instrument: Provided That this clause shall have no application to moving picture shows.

TELESCOPE, ETC. For conducting, managing, exhibiting or letting the use of any telescope, microscope, lung tester, muscle tester, strength tester, galvanic battery, ball, knife or ring throwing game, for profit, two dollars per month or fraction thereof.

PEDDLERS. For peddlers including in that term hucksters, hawkers, itinerant dealers, and persons taking orders or selling by sample, as defined by this ordinance, as follows: Peddlers using any wagon, cart or other vehicle, fee of six months, twelve dollars and fifty cents (\$12.50); and for one year twenty-five dollars; and for all other peddlers six dollars for six months and twelve dollars for one year.

JUNK DEALER. For conducting, maintaining or entering into the business of junk dealer, one hundred dollars (\$100.00).

JUNK PEDDLER. For junk peddlers, as defined by ordinance, five dollars (\$5.00) for six months, ten dollars (\$10.00) for one year; no deduction for time elapsed at date of application.

LUMBER YARD. For each lumber yard owned, operated or maintained, fifty dollars (\$50.00).

SECOND-HAND STORE. For conducting or keeping a second-hand store, fifteen dollars (\$15.00).

PAWNBROKER. For pawnbrokers as defined by ordinance, one hundred dollars (\$100.00).

VAULT CLEANERS. For engaging in the business of cleaning or removing the contents of any privy vault or water closet, five dollars (\$5.00).

SHOOTING GALLERY. For conducting or carrying on a shooting gallery, or a room where rifle or pistol shooting is practiced, fifteen dollars (\$15.00).

SKATING RINKS. For opening or carrying on a skating rink, one hundred dollars (\$100.00).

TRANSIENT MERCHANTS. For transient merchants as defined by ordinance, twenty-five dollars (\$25.00) per day.

TREE TRIMMERS. For each tree trimmer, two dollars (\$2.00).

VEHICLES. For all bicycles, push-carts, and all other vehicles used in and upon the public streets, alleys or highways of said city, except vehicles operated on a fixed track, as follows:

1. Each bicycle, two dollars (\$2.00).
2. Each push cart, four dollars (\$4.00).
3. Each pleasure vehicle drawn by one horse, three dollars (\$3.00).
4. Each pleasure vehicle drawn by two or more horses, five dollars (\$5.00).
5. Each vehicle other than pleasure vehicle, drawn by one horse, five dollars (\$5.00).
6. Each vehicle other than pleasure vehicle, drawn by two horses, ten dollars (\$10.00).
7. Each vehicle other than pleasure vehicle, drawn by three horses, twelve dollars (\$12.00).
8. Each vehicle other than pleasure vehicle, drawn by four or more horses, fifteen dollars (\$15.00).
9. For each trailer attached to and used in connection with any of the foregoing vehicles, five dollars (\$5.00).

FOR MOTOR TRUCKS AND MOTOR DRIVEN COMMERCIAL VEHICLES USED WITHIN AND UPON THE PUBLIC STREETS, ALLEYS, HIGHWAYS OR PUBLIC PLACES OF SAID CITY, AS FOLLOWS:

1. Each jitney bus or taxi cab having a carrying capacity of less than eight passengers, twelve dollars (\$12.00).
2. Each jitney bus or taxi cab having a carrying capacity of eight or more passengers, eighteen dollars (\$18.00).
3. Each truck with carrying capacity not to exceed one thousand pounds, ten dollars (\$10.00).
4. Each truck with carrying capacity or more than one thousand pounds, and not more than two thousand pounds, fifteen dollars (\$15.00).

5. Each truck with carrying capacity of more than two thousand pounds, and not more than three thousand pounds, twenty dollars (\$20.00).

6. Each truck with carrying capacity of more than three thousand pounds, and not more than four thousand pounds, twenty-five dollars (\$25.00).

7. Each truck with carrying capacity of more than four thousand pounds, and not more than seven thousand pounds, thirty-five dollars (\$35.00).

8. Each truck with carrying capacity of more than seven thousand pounds, forty dollars (\$40.00)

9. Each trailer attached to or used in connection with any such truck, five dollars (\$5.00).

SECOND-HAND AUTOMOBILE DEALER. For each person, firm or corporation dealing in second-hand automobiles, or accessories, fifteen dollars (\$15.00).

BALL RACK. For conducting or maintaining the business of operating a ball rack, two dollars (\$2.00).

PUBLIC SCALES. For maintaining and operating each set of public scales, ten dollars (\$10.00).

BASE BALL. For maintaining or operating a public base ball park, to which an admission fee is charged, one hundred dollars (\$100.00).

LICENSE PLATES. The City Controller shall issue for each vehicle licensed a metal plate not more than eight inches in width and six inches in height. There shall be indicated on said plate in letters and figures the class to which such vehicles belongs, and the year of issuing of the license therefor. Such plate shall be placed by the licensee on the outside of said vehicle on the right-hand side thereof in such position that the same is not in any way covered by any part of the said vehicle or its equipment, and shall be kept on such vehicle during the year for which the same was issued. It shall be unlawful to use any such vehicle on the streets, alleys or other public places unless such plate is attached thereto as above provided.

FEES REQUIRED BY NON-RESIDENTS. No license shall be required on the vehicles belonging to any person residing without said city if such vehicles are used exclusively as family conveyances or for bringing to market or to a fixed point of delivery any produce or provisions of the owner's own raising. But the license fee on vehicles, as provided in this ordinance, shall apply to and be paid by non-residents of said city in the same manner and to the same extent as by residents of said city in the following cases: On all vehicles owned, leased or used by any person, firm or corporation engaged in huckstering and marketing produce into or from said city, or used in hauling goods or merchandise to or out of said city; on all vehicles belonging to, leased or

used by any person, firm or corporation outside of said city, engaged in business within or without said city, and used in the hauling of goods or merchandise to or out of said city; and on all vehicles used by any person, firm or corporation residing without said city, conducting a business within such city and going to and from his home in any such vehicle.

OCCUPATION, ETC. LICENSE NOT AFFECTED BY VEHICLE LICENSE. The special license fees for vehicles provided in this ordinance shall not in any manner affect or abrogate the license fees required by ordinance to be paid for engaging in any business or occupation wherein such vehicles may be used, but the same shall be in addition thereto.

APPLICATION OF LICENSE FEES. Except as otherwise provided by law or ordinance, all funds derived from licenses required by this ordinance shall be paid into and become a part of the general fund.

EXHIBITING LICENSE. Any person holding a license issued by the city, or doing business under any such license, shall exhibit the same whenever requested so to do by any peace or police officer, or by any patron or prospective patron.

LICENSES THAT MAY BE TRANSFERRED. Any license that has been issued for a moving picture show, skating rink, theater or concert hall, a vehicle, or dog, may be transferred or assigned at any time the licensee disposes of his interest in the property licenses, subject to the provisions of this ordinance.

TRANSFER OF LICENSE. No transfer or assignment of a license shall be permitted unless specifically provided by law or ordinance and in cases where such transfer or assignment is so provided no such transfer or assignment shall be effective or permit the assignee or transferee to exercise any rights thereunder until the assigner shall have filed an affidavit with the City Controller setting forth, in addition to the information required in the application for the original license, the name of the assignee or transferee and the character of the license, its date and number. No fee shall be charged by the City Controller for making such transfer.

PENALTY. Any person, firm or corporation who shall violate any of the provisions of this ordinance shall, on conviction, be fined in any sum not exceeding two hundred dollars (\$200.00).

Sec. 3. For the issuance of the herein licenses, no issue fee shall be charged by the City Controller.

Sec. 4. This ordinance shall be in full force and effect from and after the 31st day of December, 1918.

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

By City Controller:

General Ordinance No. 62, 1918.

An ordinance transferring certain funds in the Department of Law to certain funds in the Department of Law, reappropriating the same, and fixing a time when the same shall take effect.

Be it ordained by the Common Council of the City of Indianapolis:

Section 1. That there be and is hereby transferred from the Salary Fund of the Department of Law the sum of Two Hundred Dollars (\$200.00), and the same is hereby reappropriated to the Printing of Briefs and Miscellaneous Fund of the Department of Law.

Sec. 2. Whereas an emergency exists, 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:

General Ordinance No. 63, 1918.

An ordinance amending Section 1093 of General Ordinance No. 12, 1917.

Be it ordained by the Common Council of the City of Indianapolis:

Section 1. That Section 1093 of General Ordinance No. 12, 1917, be and the same is hereby amended to read as follows: Sec. 1093. Trailers. (a) Not more than one vehicle without motive power, commonly called a trailer, may be attached to another vehicle having motive power.

(b) No trailer shall be attached to any vehicle in such manner as to leave more space than five feet between the rear line of the body of the front vehicle and the front of the body of such trailer.

(c) Every vehicle used as a trailer shall be subject to all the provisions of ordinances relating to licenses and lights for the vehicle to which it is attached.

(d) This ordinance shall not affect trailers being operated in the performance of municipal or governmental functions under direction and control of said city.

Sec. 2. Whereas an emergency exists, 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 City Controller :

General Ordinance No. 64, 1918.

An ordinance regulating the use of horse and other animal drawn vehicles, requiring the use of a light on same, prescribing penalty, and providing when the same shall take effect.

Be it ordained by the Common Council of the City of Indianapolis :

Section 1. It is hereby made unlawful for any person, firm or corporation to operate or use, or permit the use or operation of any vehicle drawn by a horse, mule, or other animal, in or upon any street, alley or other public place within such city, unless the same is equipped with a light attached to the front, rear or side of the same, which is clearly visible a distance of 100 feet in the rear and front thereof.

Sec. 2. Said light shall be kept burning while such vehicle is in or upon any such street, alley or other public place within such city during the period from one-half hour before sunset to one-half hour after sunrise.

Sec. 3. Any person, firm or corporation violating any of the provisions of this ordinance shall, upon conviction, be fined in any sum not exceeding fifty dollars.

Sec. 4. This ordinance shall be in full force and effect from and after its passage and publication as required by law.

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

By City Controller :

General Ordinance No. 65, 1918.

An ordinance amending Section 749, subdivision "Hotels, etc.," of General Ordinance No. 12, 1917.

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

Section 1. That subdivision "Hotels, etc.," of Section 749 of General Ordinance No. 12, 1917, be and the same is hereby amended to read as follows: Hotels. For each hotel, public lodging house or rooming house with eight or more rooms, fifty cents for each and every room held open as if for rent for the public.

Restaurants, Etc. For each restaurant, cafe, or public eating place, twenty-five dollars (\$25.00), Provided, That wherein such restaurant, cafe or eating place is only secondary to the department in which said business is carried on, the fee shall only be six dollars (\$6.00).

Sec. 2. This ordinance shall be in full force and effect from and after January 1st, 1919.

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

By consent the Council referred back to "Reports From Standing Committees."

From Committee on Finance:

Indianapolis, Ind., December 2, 1918.

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

Gentlemen:

We, your Committee on Finance, to whom was referred Appropriation Ordinance No. 34, 1918, entitled

"An ordinance appropriating the sum of Sixty-eight Dollars, ninety-seven cents (\$68.97) to the Department of Finance for the purpose of paying the expenses of John C. Loucks, Chief of the Fire Department, for expenses in attending certain conventions and inspecting fire apparatus."

Be leave to report that we have had said ordinance under consideration, and recommend that the same be passed.

RUSSELL WILLSON.
SUMNER A. FURNISS.
W. B. PEAKE.
J. E. MILLER.

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

From the Committee on Finance:

Indianapolis, Ind., December 2, 1918.

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

Gentlemen:

We, your Committee on Finance, to whom was referred Appropriation Ordinance No. 35, 1918, entitled

"An ordinance appropriating the sum of sixty dollars to the Department of Finance and fixing a time when the same shall take effect,"

Be leave to report that we have had said ordinance under consideration and recommend that the same be passed.

RUSSELL WILLSON.
SUMNER A. FURNISS.

W. B. PEAKE.
J. E. MILLER.

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

From the Committee on Finance:

Indianapolis, Ind., December 2, 1918.

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

Gentlemen:

We, your Committee on Finance, to whom was referred General Ordinance No. 58, 1918, entitled

"An ordinance transferring certain funds in the Department of Public Safety to certain funds in the Department of Public Safety, reappropriating the same and fixing 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.

RUSSELL WILLSON.
SUMNER A. FURNISS.
W. B. PEAKE.
J. E. MILLER.

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

From the Committee on Finance:

Indianapolis, Ind., December 2, 1918.

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

Gentlemen:

We, your Committee on Finance, to whom was referred General Ordinance No. 59, 1918, entitled

"An ordinance transferring the sum of fifteen hundred dollars (\$1500.00), from the Sweeping and Cleaning Streets and Alleys Accounts Fund of the Board of Public Works and reappropriating the same to the Sweeping and Cleaning Streets and Alleys Salary and Wages Fund of the Board of Public Works."

Beg leave to report that we have had said ordinance under consideration, and recommend that the same be amended by striking out the word "safety" in line 4 of Section 1, and inserting in lieu thereof the word "works," and that as amended the same do pass.

RUSSELL WILLSON.
SUMNER A. FURNISS.
W. B. PEAKE.
J. E. MILLER.

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

ORDINANCES ON SECOND READING.

Mr. Willson called for General Ordinance No. 59, 1918, for second reading. It was read a second time.

Mr. Willson moved that General Ordinance No. 59, 1918, be amended as recommended by the committee. Carried.

Mr. Willson moved that General Ordinance No. 59, 1918, be ordered engrossed as amended, read a third time and placed upon its passage. Carried.

General Ordinance No. 59, 1918, was read a third time and passed by the following vote:

Ayes, 8, viz.: Messrs. Kirsch, Peake, Willson, Miller, Furniss, Schmidt, Pettijohn, and President Louis W. Carnefix.

Mr. Willson called for General Ordinance No. 58, 1918, for second reading. It was read a second time.

Mr. Willson moved that General Ordinance No. 58, 1918, be ordered engrossed, read a third time and placed upon its passage. Carried.

General Ordinance No. 58, 1918, was read a third time and passed by the following vote:

Ayes, 8, viz.: Messrs. Kirsch, Peake, Willson, Miller, Furniss, Schmidt, Pettijohn, and President Louis W. Carnefix.

Mr. Willson called for Appropriation Ordinance No. 34, 1918, for second reading. It was read a second time.

Mr. Willson moved that Appropriation Ordinance No. 34, 1918, be ordered engrossed, read a third time and placed upon its passage. Carried.

Appropriation Ordinance No. 34, 1918, was read a third time and passed by the following vote:

Ayes, 7, viz.: Messrs. Kirsch, Peake, Willson, Miller, Furniss, Pettijohn, and President Louis W. Carnefix.

Noes, 1, viz.: Mr. Schmidt.

Mr. Willson called for Appropriation Ordinance No. 35, 1918, for second reading. It was read a second time.

Mr. Willson moved that Appropriation Ordinance No. 35, 1918, be ordered engrossed, read a third time and placed upon its passage. Carried.

Appropriation Ordinance No. 35, 1918, was read a third time and passed by the following vote:

Ayes, 8, viz.: Messrs. Kirsch, Peake, Willson, Miller, Schmidt, Furniss, Pettijohn, and President Louis W. Carnefix.

President Carnefix announced that Mr. Brown had telephoned him that he was improving from his illness, but would be unable to attend this meeting, and sends his best wishes to all.

On motion of Mr. Willson the Common Council, at 8:42 o'clock p. m., adjourned.

Louis W. Carnefix.

President.

Attest:

[Signature]

City Clerk.