SPECIAL MEETING.

COUNCIL CHAMBER, CITY OF INDIANAPOLIS, IND. Monday, January 30, 1911.

The Common Council of the City of Indianapolis met in the Council Chamber, Monday evening, January 30, 1911, at 7:30 o'clock, in special session, President John Blumberg in the chair, pursuant to the following call:

Indianapolis, Ind., January 30, 1911.

To the President and Members of the Common Council:

GENTLEMEN: You are hereby notified that there will be a special meeting of the Common Council held in the Council Chamber on Monday evening, January 30, 1911, at 7:30 o'clock, for the purpose of receiving communications from the City Controller and the reports from the standing committees, consideration and final action on Appropriation Ordinances Nos. 2, 3, 6, 7, 9, 11 and 16, and General Ordinance No. 3; also, for the introduction and reference to the proper committee the following ordinances:

"An ordinance authorizing the sale of two hundred (200) bonds of one thousand (\$1,000) 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 be used for the purpose of providing better fire protection for the City of Indianapolis; providing for the time and manner of advertising sale of bonds and of the receipt of bids for the same, together with the mode and

terms of sale, and fixing a time when the same shall take effect."

"An ordinance appropriating the sum of \$1,092.64 to and for the use of the Department of Public Works, and fixing a time when the same shall

take effect."

ke effect.

I have the honor to remain,

Very truly yours,

SAMUEL LEWIS SHANK, Mayor.

I, Edward A. Ramsay, Clerk of the Common Council, do hereby certify that I have served the above and foregoing notice to each and every member of the Common Council, prior to the time of meeting, pursuant to the rules.

EDWARD A. RAMSAY, City Clerk.

Which was read.

The Clerk called the roll.

Present: The Hon. John Blumberg, President of the Common Council, and 8 members, viz: Messrs. Johnson, McCarthy, Copeland, Rubens, Denny, Owen, Stilz and Troy.

Absent, none.

REPORTS FROM CITY OFFICERS.

From City Controller:

DEPARTMENT OF FINANCE, OFFICE OF CITY CONTROLLER. Indianapolis, Ind., January 30, 1911.

To the President and Members of the Common Council:

GENTLEMEN: I submit herewith an ordinance prepared by the Corporation Counsel, requesting me to recommend a bond issue of \$200,000, to be known as "Fire Improvement Bonds."

I recommend the passage of this ordinance.

Respectfully submitted,

HARRY R. WALLACE, City Controller.

From City Controller:

DEPARTMENT OF FINANCE, OFFICE OF CITY CONTROLLER. Indianapolis, Ind., January 30, 1911.

To the President and Members of the Common Council:

GENTLEMEN: I enclose you herewith a letter and tabulation from the Board of Works, requesting me to recommend the passage of an ordinance appropriating the sum of \$938.17, and interest from the date of approval of final assessment role, to pay for reductions in assessments for the improvement of Fifteenth street, from College avenue to C., I. & L. railway, in cause No. 16195, and Parker avenue, from Tenth street to Nowland avenue, in cause No. 79597, amounting to \$1,092.64.

I enclose you herewith an ordinance providing for the appropriation

asked for, and recommend its passage.

Respectfully, submitted, HARRY R. WALLACE, City Controller.

DEPARTMENT OF PUBLIC WORKS, OFFICE OF THE BOARD. Indianapolis, Ind., January 23, 1911.

Harry Wallace, City Controller, City:

DEAR SIR: You are hereby requested to recommend to the Common Council the passage of an ordinance appropriating the sum of \$938.17 and interest from the date of approval of final assessment roll, to pay for reductions in assessments for the improvement of Fifteenth street, from College avenue to C., I. & L. Ry., in cause No. 16195, and Parker avenue, from Tenth street to Nowland avenue, in cause No. 79597.

Yours truly,

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

Improvement of Fifteenth street, from College avenue to C., I. & L. Railway. Resolution No. 4644. Reduced by order of Marion County Circuit Court to \$658.82. Roll approved by Board of Public Works September 18, 1907. Interest from September 18, 1907, to January 30, 1911, at 6 per cent., three years and 134 days.	\$133 38
Principal	658 82
	\$792 20
Improvement of Parker avenue, from Tenth street to Nowland avenue. Resolution No. 5789. Reduced by Marion County Circuit Court to \$279.35. Roll approved by Board of Public Works October 27, 1909. Interest from October 27, 1909, to	
January 30, 1911, at 6 per cent., one year and 95 days	\$21 00
Principal	279 35
On above	\$300 44 792 20
Total	\$1,092 64

REPORTS FROM STANDING COMMITTEES.

From the Committee on Finance:

Indianapolis, Ind., January 30, 1911.

To the President and Members of the Common Council:

GENTLEMEN: We, your Committee on Finance, to whom was referred General Ordinance No. 3, 1911, being "An ordinance providing for the transfer of \$4,000.00 from a certain fund to a certain fund in and for the use of the Department of Public Works, and fixing a time when the same shall take effect," beg leave to report that we have had said ordinance under consideration and would recommend that the same do pass.

Respectfully submitted,

FRED C. OWEN.
CHARLES F. COPELAND.
GEORGE L. DENNY.
FRANK E. McCARTHY.
GEORGE B. RUBENS.

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

From the Committee on Finance:

Indianapolis, Ind., January 30, 1911.

To the President and Members of the Common Council:

Gentlemen: We, your Committee on Finance, to whom was referred Appropriation Ordinance No. 2, 1911, being "An ordinance appropriating the sum of \$2,000.00 to and for the use of the Department of Public Works, and fixing a time when the same shall take effect," beg leave to report that we have had said ordinance under consideration and would recommend that the same do pass.

Respectfully submitted,

Fred C. Owen. Charles F. Copeland. George L. Denny. Frank E. McCarthy. George B. Rubens.

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

From the Committee on Finance:

Indianapolis, Ind., January 30, 1911.

To the President and Members of the Common Council:

Gentlemen: We, your Committee on Finance, to whom was referred Appropriation Ordinance No. 3, 1911, being "An ordinance appropriating the sum of \$3,000.00 to and for the use of the Department of Public Works, and fixing a time when the same shall take effect," beg leave to report that we have had said ordinance under consideration and would recommend that said ordinance be amended by striking out of the last line of Section 1 of said ordinance the words "assessments against city property" and inserting in lieu thereof the words "assessments against the City of Indianapolis," and when said ordinance is so amended we would recommend that the same do pass.

Respectfully submitted,

Fred C. Owen.
Charles F. Copeland.
George L. Denny.
Frank E. McCarthy.
George B. Rubens.

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

From the Committee on Finance:

Indianapolis, Ind., January 30, 1911.

To the President and Members of the Common Council:

Gentlemen: We, your Committee on Finance, to whom was referred Appropriation Ordinance No. 6, 1911, being "An ordinance appropriating the sum of \$185.00 to and for the use of the Department of Public Safety, and fixing a time when the same shall take effect," beg leave to report that we have had said ordinance under consideration and would recommend that the same do pass.

Respectfully submitted,

Fred C. Owen.
CHARLES F. COPELAND.
GEORGE L. DENNY.
FRANK E. McCARTHY.
GEORGE B. RUBENS.

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

From the Committee on Finance:

Indianapolis, Ind., January 30, 1911.

To the President and Members of the Common Council:

Gentlemen: We, your Committee on Finance, to whom was referred Appropriation Ordinance No. 7, 1911, being "An ordinance appropriating the sum of \$1,288.90 to and for the use of the Department of Public Works, and fixing a time when the same shall take effect," beg leave to report that we have had said ordinance under consideration and would recommend that the same do pass.

Respectfully submitted,

Fred C. Owen.
Charles F. Copeland.
George L. Denny.
George B. Rubens.
Frank E. McCarthy.

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

From the Committee on Finance:

Indianapolis, Ind., January 30, 1911.

To the President and Members of the Common Council:

GENTLEMEN: We, your Committee on Finance, to whom was referred

Appropriation Ordinance No. 9, 1911, being "An ordinance appropriating the sum of \$9,000.00 to and for the use of the Department of Public Works, and fixing a time when the same shall take effect," beg leave to report that we have had said ordinance under consideration and would recommend that the same do pass.

Respectfully submitted,

Fred C. Owen. Charles F. Copeland. George L. Denny. Frank E. McCarthy. George B. Rubens.

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

From the Committee on Finance:

Indianapolis, Ind., January 30, 1911.

To the President and Members of the Common Council:

Gentlemen: We, your Committee on Finance, to whom was referred Appropriation Ordinance No. 11, 1911, being "An ordinance appropriating the sum of \$1,825.00 to and for the use of the Department of Public Safety, and fixing a time when the same shall take effect," beg leave to report that we have had said ordinance under consideration and would recommend that the same do pass.

Respectfully submitted,

Fred C. Owen.
Charles F. Copeland.
George L. Denny.
Frank E. McCarthy,
George B. Rubens.

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

From the Committee on Finance:

Indianapolis, Ind., January 30, 1911.

To the President and Members of the Common Council:

Gentlemen: We, your Committee on Finance, to whom was referred Appropriation Ordinance No. 16, 1911, being "An ordinance appropriating the sum of \$9,800.00 to and for the use of the Department of Public Health and Charities, and fixing a time when the same shall take effect," beg leave to report that we have had said ordinance under consideration and would recommend that the same do pass.

Respectfully submitted,

FRED C. OWEN.
CHARLES F. COPELAND.
GEORGE L. DENNY.
FRANK E. McCARTHY.
GEORGE B. RUBENS.

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

INTRODUCTION OF APPROPRIATION ORDINANCES.

By City Controller:

Appropriation Ordinance No. 17—1911: An ordinance appropriating the sum of \$1,092.64 to and for the use of the Department of Public Works, and fixing a time when the same shall take effect.

SECTION I. Be it ordained by the Common Council of the City of Indianapolis, Indiana, That the sum of ten hundred ninety-two dollars and sixty-four cents (\$1,092.64) be and is hereby appropriated out of any moneys in the city treasury not otherwise appropriated, to and for the use of the Department of Public Works, the amount appropriated herein to be added to and form a part of a fund known as "Erroneous Assessments."

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

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

INTRODUCTION OF GENERAL AND SPECIAL ORDINANCES.

By City Controller:

General Ordinance No. 6—1911: An ordinance authorizing the sale of two hundred (200) bonds of one thousand (\$1,000.00) 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 be used for the purpose of providing better fire protection for the City of Indianapolis; providing for the time and manner of advertising sale of bonds and of the receipt of bids for the same, together with the mode and terms of sale, and fixing a time when the same shall take effect.

Whereas, It is deemed necessary and proper and for the best interests of the City of Indianapolis and the inhabitants thereof, to improve and better its condition with reference to proper and adequate fire protection for the City of Indianapolis and its inhabitants, and for such purpose to

\$1,000.00

purchase real estate, construct buildings thereon, completely equip and furnish with proper and necessary equipment and apparatus, to be used

and devoted to the purposes of fire protection.

Whereas, There are not now and will not be sufficient funds in the treasury of said city with which to meet the aforesaid expenditures for said fire protection, and it being necessary for the City of Indianapolis to borrow the sum of two hundred thousand (\$200,000) dollars, and to issue and sell its bonds in that amount, payable from the general revenues and funds of said city, or from the sinking fund, or as may be required by law; therefore

Said bonds shall be signed by the Mayor and City Controller of said City of Indianapolis, and attested by the City Clerk, who shall affix the seal of said city to each of said bonds, and the interest coupons attached to said bonds shall be authenticated by a lithographic fac-simile of the signatures of the Mayor and City Controller of said city engraven thereon, which shall for all purposes be taken and deemed to be equivalent to a manual signature thereof. Said bonds shall be prepared by the City Controller in due form, irrevocably pledging the faith and credit of the City of Indianapolis to the payment of the principal and interest stipulated therein respectively.

It shall be the duty of the City Controller at the time of the issue and negotiation of said bonds, to register in a book kept for that purpose, all of said bonds so issued and negotiated in serial number, beginning with number one (1), giving also the date of their issuance, their amount, date of maturity, rate of interest, and the time and place where said interest shall be payable; said bonds shall be substantially in the following form, all blanks for numbers and dates to be properly filled in before the issu-

ance thereof:

No.....

UNITED STATES OF AMERICA. CITY OF INDIANAPOLIS,

MARION COUNTY, STATE OF INDIANA.

FIRE IMPROVEMENT BONDS—1911.

money of the United States of America, together with interest thereon at the rate of four (4%) per cent. per annum from date until paid, the and July, respectively, upon the presentation and surrender of the proper interest coupons hereunto attached, and which are made a part of this

This bond is one of an issue of two hundred bonds, of one thousand dollars each, numbered from one to two hundred, both inclusive, of date of, A. D., issued by said City of Indianapolis, pursuant to an ordinance passed by the Common

and that every requirement of law affecting the issue hereof has been duly complied with, and that this bond is within every debt and other limit prescribed by the Constitution and the laws of the State of Indiana, and that the faith and credit of the City of Indianapolis, Indiana, are hereby irrevocably pledged to the punctual payment of the principal and interest of this bond according to its terms.

IN WITNESS WHEREOF, The Common Council of the City of Indianapolis, Indiana, has caused this bond to be signed by the Mayor and City Controller, and attested by the City Clerk, and the corporate seal of said

eday of
Mayor.
City Controller.
city controller.
City Clerk.

The City Controller shall, as soon as practicable after the passage of this ordinance, advertise for bids or proposals for said bonds by at least one insertion each in the Indianapolis Sun and the Indianapolis Commercial, daily newspapers of general circulation, printed and published in the City of Indianapolis, and may otherwise advertise for such bids or proposals as he may deem advisable. Said advertisements shall describe said bonds with such minuteness and particularity as the City Controller may see fit, and shall set forth the amount of the bonds to be sold and the rate of interest they shall bear, that the bidder may bid for all or any part of said bonds, the date of opening bids or proposals therefor, the right of the City Controller to reject any or all bids, the amount of deposit each bidder will be required to make, and when and where the bonds shall be delivered and paid for.

SEC. 3. Each and every bid and proposal shall be presented to the City Controller sealed, and shall be accompanied by a duly certified check upon some responsible bank of the City of Indianapolis, Indiana, payable to the order of the City Treasurer, for a sum of money which shall equal two and one-half $(2\frac{1}{2}\%)$ per centum of the face or par value of the bonds bid for, or proposed to be purchased. The City Controller shall continue to receive all bids or proposals therefor at the office of the City Controller until twelve o'clock noon on the day fixed by the Controller and designated in the advertisement for receiving bids or proposals, at which time and place and between the said hour and two p. m. of said day he shall open said bids or proposals. The City Controller shall award said bonds, or if he shall see fit, a part of any number thereof, to the highest and best bidder therefor; but said Controller shall have the full right to reject any and all such bids or proposals, or any part thereof, and shall have the right to accept a part of any bid, and to award upon any bid the whole or a less number of the bonds covered by such bid, he being the sole judge of the sufficiency or insufficiency of any bid. He may also, in his judgment and discretion, award a part of said bonds to one bidder and a part to another. These provisions shall apply in the case of reoffering and re-advertisement of said bonds as hereinafter provided.

SEC. 4. In case the City Controller shall reject all bids submitted, or if he shall award only a part of said bonds, he shall re-advertise the bonds remaining unsold in the manner as herein prescribed for the original advertisement, but in such re-advertisement he is authorized and directed to fix the date and the time both for receiving and opening bids or proposals and for purchasers to take up and pay for the bonds which may be awarded. And he shall continue from time to time, in like manner, to

re-advertise said bonds for sale until said bonds are sold.

SEC. 5. In case any bid or proposal shall not be accepted, and there shall be no award of bonds thereon by the Controller, he shall thereupon return to such unsuccessful bidder the certified check accompanying the same. If the Controller shall award the whole or any part of the bonds upon any bid or proposal, he shall thereupon deliver the certified check accompanying the same to the City Treasurer, who shall thereupon present the same for payment and shall be entitled to collect the same and shall hold the proceeds collected thereon until the completion of the purchase and the payment for the bonds so awarded. If, for any reason, said check shall not be paid upon presentation, such non-payment shall be taken and deemed a breach of the contract for the purchase of said bonds upon the part of the purchaser, and the city, in that event, shall have the right to re-advertise said bonds for sale at once, and shall, in such event, retain said check, and shall have the right to collect the same for its own use, and said check and proceeds thereof, when collected, shall be taken and deemed as agreed and liquidated damages for such breach of contract and as a payment thereof to the city. In case any successful bidder shall fail to complete the purchase of bonds so awarded, and to pay for the same, within the time and manner herein required, or which may be prescribed by the City Controller, as herein provided, the proceeds of such certified check deposited by such bidder shall be taken, considered and deemed as agreed and liquidated damages for the breach of such bidder's contract of purchase, and shall be taken and deemed as a payment to the city for such damages, and shall be retained and held by said city for its use; but if such successful bidder shall complete the purchase of said bonds awarded to him pursuant to the provisions hereof and his bid and award thereon, said proceeds of said certified check shall thereupon be returned to such bidder; or, at the option of the City Controller, at the time of the completion of the sale and payment for the bonds, said proceeds of said certified check may be applied and deemed a payment on account of the purchase of said bonds.

Sec. 6. Delivery of any bonds sold shall be made at the office of the City Treasurer of the City of Indianapolis, Indiana, upon such day or days as may be specified in the advertisement or re-advertisement for proposals, or within such time thereafter as may be fixed by the Controller, or at such time or times as may be agreed upon by the Controller and the purchaser or purchasers, and the Controller may extend the time for such delivery not more than ten days after the day or days specified or agreed upon as above provided; and the successful bidder or bidders shall take the bonds awarded to him or them and pay for the same at such place and times, and his or her refusal, neglect or omission to do so shall be a breach of the contract of his bid or proposal, on account of which dam-

ages shall be retained or recovered as liquidated and provided in this

ordinance.

SEC. 7. The bonds taken and paid for to the satisfaction of the City Controller shall be binding obligations upon the said City of Indianapolis, according to their tenor and effect; and the proceeds derived from any sale or sales of bonds as herein authorized, shall be used for the purposes mentioned and described in Section 1 of this ordinance.

SEC. 8. This ordinance shall be in full force and effect from and after

its passage and approval by the Mayor.

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

ORDINANCES ON SECOND READING.

Mr. Owen called for General Ordinance No. 3, 1911, for second reading. It was read a second time.

Mr. Owen moved that General Ordinance No. 3, 1911, be ordered engrossed, read a third time and placed upon its passage. Carried.

General Ordinance No. 3, 1911, was read a third time and passed by the following vote:

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

Noes, none.

Mr. Owen called for Appropriation Ordinance No. 2, 1911, for second reading. It was read a second time.

Mr. Owen moved that Appropriation Ordinance No. 2, 1911, be ordered engrossed, read a third time and placed upon its passage. Carried.

Appropriation Ordinance No. 2, 1911, was read a third time and passed by the following vote:

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

Nocs, none.

Mr. Owen called for Appropriation Ordinance No 3, 1911, for second reading. It was read a second time.

Mr. Owen moved that Appropriation Ordinance No. 3, 1911, be amended as recommended by the committee. Carried.

Mr. Owen moved that Appropriation Ordinance No. 3, 1911, be ordered engrossed as amended, read a third time and placed upon its passage. Carried.

Appropriation Ordinance No. 3, 1911, was read a third time and passed by the following vote:

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

Noes, none.

Mr. Owen called for Appropriation Ordinance No. 6, 1911, for second reading. It was read a second time.

Mr. Owen moved that Appropriation Ordinance No. 6, 1911, be ordered engrossed, read a t ird time and placed upon its passage. Carried.

Appropriation Ordinance No. 6, 1911, was read a third time and passed by the following vote:

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

Noes, none.

Mr. Owen called for Appropriation Ordinance No. 7, 1911, for second reading. It was read a second time.

Mr. Owen moved that Appropriation Ordinance No. 7, 1911, be ordered engrossed, read a third time and placed upon its passage. Carried.

Appropriation Ordinance No. 7, 1911, was read a third time and passed by the following vote:

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

Noes, none.

Mr. Owen called for Appropriation Ordinance No. 9, 1911, for second reading. It was read a second time.

M. Owen moved that Appropriation Ordinance No. 9, 1911, be ordered engrossed, read a third time and placed upon its passage. Carried.

Appropriation Ordinance No. 9, 1911, was read a third time and passed by the following vote:

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

Noes, none.

Mr. Owen called for Appropriation Ordinance No. 11, 1911, for second reading. It was read a second time.

Mr. Owen moved that Appropriation Ordinance No. 11, 1911, be ordered engrossed, read a third time and placed upon its passage. Carried.

Appropriation Ordinance No. 11, 1911, was read a third time and passed by the following vote:

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

Noes, none.

Mr. Owen called for Appropriation Ordinance No. 16, 1911, for second reading. It was read a second time.

Mr. Owen moved that Appropriation Ordinance No. 16, 1911, be ordered engrossed, read a third time and placed upon its passage. Carried.

Appropriation Ordinance No. 16, 1911, was read a third time and passed by the following vote:

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

Noes, none.

On motion of Mr. Rubens, the Common Council, at 8:10 o'clock P. M., adjourned.

President

ATTECT

DESTRUCTION 12