

REGULAR MEETING

Monday, May 16, 1927.

The Common Council of the City of Indianapolis met in the Council Chamber, Monday, May 16, 1927, at 7:30 p. m., in regular session, President Claude E. Negley in the chair.

The Clerk called the roll.

Present: Hon. Claude E. Negley, President, and seven members, viz.: Boynton J. Moore, O. Ray Albertson, Walter R. Dorsett, Edward B. Raub, Millard W. Ferguson, Otis E. Bartholomew and Austin H. Todd.

Absent: Robert E. Springsteen.

On motion of Mr. Bartholomew, seconded by Mr. Moore, the reading of the minutes of the previous meeting was dispensed with.

COMMUNICATIONS FROM THE MAYOR

Indianapolis, Ind., May 5, 1927.

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

Gentlemen—I have today approved with my signature and delivered to Wm. A. Boyce, Jr., City Clerk, General Ordinance No. 17, 1927.

AN ORDINANCE, to regulate traffic in the streets, alleys and public places of the City of Indianapolis, defining violations thereof, repealing all ordinances in conflict therewith, declaring a penalty and designating a time when the same shall take effect.

SPECIAL ORDINANCE No. 6, 1927. An Ordinance, annexing certain territory to the City of Indianapolis, Indiana, defining a part of the boundary line of said City, and fixing a time when the same shall take effect.

RESOLUTION No. 18, 1927. WHEREAS, the Board of County Commissioners have determined that "A roadway, the continuation of 46th Street, City of Indianapolis, Indiana, beginning at the Monon Railroad as the Western Terminus and running East to Keystone Avenue, a paved highway, as an eastern terminus of said

roadway, the total being less than three miles to-wit: approximately 1 ½ miles.”

It is a public utility and should be improved by paving same.

Yours very truly,
JOHN L. DUVALL,
 Mayor.

COMMUNICATIONS FROM CITY OFFICERS

Indianapolis, Ind., May 12, 1927.

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

Gentlemen—Attached please find copies of a General Ordinance providing for the purchase of two new Stutz Police Patrol Wagons for the Indianapolis Police Department under the Department of Public Safety.

I respectfully recommend the passage of this ordinance.
 Yours,

W. C. BUSER,
 City Controller.

Indianapolis, Ind., May 16, 1927.

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

Gentlemen—Attached please find copies of a General Ordinance authorizing the City Controller to issue and sell bonds in the amount of Twelve Thousand Five Hundred (\$12,500.00) Dollars for the purpose of purchasing a site for a Fire Station House.

Also, attached please find a copy of the Board of Public Work's Resolution No. 322 instructing me to submit to your honorable body an ordinance asking for a bond issue for the above purpose.

I respectfully recommend the passage of this ordinance.
 Yours,

W. C. BUSER,
 City Controller.

RESOLUTION No. 335, 1927.

WHEREAS, certain tentative propositions were submitted to the Board of Public Works and the Board of Public Safety jointly for the purchase of real estate to be used for the construction of fire stations in the vicinity of Hawthorne Lane and East Washington street and 46th and Illinois streets, and

WHEREAS, an emergency now exists for the immediate construction of the same, and

WHEREAS, the Board of Public Works and the Board of Public Safety jointly agreed upon the following parcels of ground as submitted to them by tentative proposition, the same being "a piece of ground having a frontage of seventy-five (75) feet on Illinois street and thirty (30) feet on 46th street, which would mean that the actual size of the piece would be thirty (30) feet facing 46th street with a depth of one hundred seventy-five (175) feet and a frontage of seventy-five (75) feet on Illinois street with a depth of hundred twenty-four (124) feet, for the sum of Six Thousand Seven Hundred Fifty (\$6,750.00) Dollars" and "Lots No. 2 and No. 3 in Walker's Sunnyside Addition, situated on the Southeast corner of East Washington street and Hawthorne Lane, in the City of Indianapolis, Indiana, having a frontage on East Washington street of forty-two and ninety-one hundredths (42.91) feet each and a depth on Hawthorne Lane of one hundred forty (140) feet to the alley in the rear, for the sum of Twelve Thousand Five Hundred (\$12,500) Dollars" and

WHEREAS, there are now no funds available for the purchase of the same necessitating a bond issue to meet the existing emergency, Now Therefore

BE IT RESOLVED BY THE BOARD OF PUBLIC WORKS, OF THE CITY OF INDIANAPOLIS, INDIANA, That the City Controller be and he is now hereby instructed to submit to the Common Council of the City of Indianapolis, Indiana, an ordinance asking for a bond issue in the sum of Twelve Thousand Five Hundred (\$12,500) for the purchase of a site to be used for a fire station and submit to the Common Council another ordinance asking that bonds be issued in the sum of Six Thousand Seven Hundred Fifty (\$6,750.00) Dollars for the purchase of a site for a fire station in the City of Indianapolis, Marion County, Indiana.

V. VANDAGREFFT,
FRANK CONES,
J. W. FRIDAY,

Board of Public Works,

Indianapolis, Ind., May 16, 1927.

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

Gentlemen—Attached please find copies of a General Ordinance authorizing the City Controller to issue and sell bonds in the amount of Six Thousand Seven Hundred Fifty (\$6,750.00) Dollars for the purpose of purchasing a site for a Fire Station House.

Also, attached please find a copy of the Board of Public Work's Resolution No. 322 instructing me to submit to your honorable body an ordinance asking for a bond issue for the above purpose.

I respectfully recommend the passage of this ordinance.

Yours,

W. C. BUSER,
City Controller.

RESOLUTION No. 335, 1927.

WHEREAS, certain tentative propositions were submitted to the Board of Public Works and the Board of Public Safety jointly for the purchase of real estate to be used for the construction of fire stations in the vicinity of Hawthorne Lane and East Washington street and 46th and Illinois streets, and

WHEREAS, an emergency now exists for the immediate construction of the same, and

WHEREAS, the Board of Public Works and the Board of Public Safety jointly agreed upon the following parcels of ground as submitted to them by tentative proposition, the same being "a piece of ground having a frontage of seventy-five (75) feet on Illinois street and thirty (30) feet on 46th street, which would mean that the actual size of the piece would be thirty (30) feet facing 46th street with a depth of one hundred seventy-five (175) feet and a frontage of seventy-five (75) feet on Illinois street with a depth of one hundred twenty-four (124) feet, for the sum of Six Thousand Seven Hundred Fifty (\$6,750) Dollars" and "lots No. 2 and No. 3 in Walker's Sunnyside Addition, situated on the Southeast corner of East Washington street and Hawthorne Lane, in the City of Indianapolis, Indiana, having a frontage on East Washington street of forty-two and ninety-one hundredths (42.91) feet each and a depth on Hawthorne Lane of one hundred forty (140) feet to the alley in the rear, for the sum of Twelve Thousand Five Hundred (\$12,500) Dollars," and

WHEREAS, there are now no funds available for the purchase of the same necessitating a bond issue to meet the existing emergency, NOW THEREFORE

BE IT RESOLVED BY THE BOARD OF PUBLIC WORKS, OF THE CITY OF INDIANAPOLIS, INDIANA, That the City Controller be and he is now hereby instructed to submit to the Common Council of the City of Indianapolis, Indiana, an ordinance asking for a bond issue in the sum of Twelve Thousand Five Hundred (\$12,500) for the purchase of a site to be used for a fire station and submit to the Common Council another ordinance asking that bonds be issued in the sum of Six Thousand Seven Hundred Fifty (\$6,750) Dollars for the purchase of a site for a fire station in the City of Indianapolis, Marion County, Indiana.

V. VANDAGREFFT,
FRANK CONES,
J. W. FRIDAY,

Board of Public Works.

Indianapolis, Ind., May 11th, 1927.

Members Common Council, City of Indianapolis:

Gentlemen—Attached you will find the resolution No. 13,313 which is for the improvement of Bicking Street, from East property line of Delaware street to the West property line of East street.

The Board of Public Works adopted this resolution on March 23rd, 1927, and set the date of April the 13th, as the date of public hearing on said resolution. On April the 13th, the Board of Public Works confirmed this resolution.

On April 13th, a remonstrance was filed by the residence property holders living on the proposed improvement. Twenty-seven resident property holders live on this proposed improvement and fifteen of them signed the remonstrance.

The Board of Public Works are in the opinion that this street, at the above mentioned location is in immediate need of improvement and are referring said resolution to the Common Council for passage.

Very truly yours,
WAYNE EMMELMAN,
Clerk, Board of Public Works.

Indianapolis, Ind., April 29, 1927.

To the Board of Public Works, Gentlemen:

With return of attached remonstrance against the Permanent Improvement of Bicking Street, from Delaware Street to East street, under I. R. No. 13,313, wish to advise that there are twenty-seven (27) resident property owners and fifteen (15) signed the remonstrance.

This being a majority remonstrance would therefore recommend that all action be rescinded on this resolution.

Yours very truly,
F. C. LINGENFELTER,
City Civil Engineer.

Indianapolis, Ind., May 4, 1927.

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

Gentlemen—The Board of Public Works has instructed me to send this ordinance which would authorize the sale of two houses now belonging to the City. The houses in question are located in the center of a strip of property which has been condemned for a public street. The houses are of no use to the City and are preventing the opening of this street.

The Board respectfully recommends the passage of this ordinance.

Very truly yours,
WAYNE EMMELMAN,
Sec. Board of Public Works.

Indianapolis, Ind., May 9, 1927.

The President, City Council:

Sir—According to The News of Saturday, May 7th, Councilman Boynton Moore and Chief of Police Johnson are credited with a plan to raise money to assist the flood sufferers of the Mississippi River valley, by giving a public dance in the Circle.

As it is evident that the gentlemen are ignorant of the Statute governing Monument Circle, I have the honor to hand you a copy of the law with request that it be read to the Council.

In the opinion of the Board, dancing is in the same class with "carnival, circus or masquerade," and as the Statute places the burden of enforcement on the Superintendent, he respectfully asks the assistance of the Council collectively and individually by cutting out the dance of the proposed program.

Music has always been encouraged by the Board of Control whether it be by bands, Gipsy Smith Choirs, or Easter Carrolers, as in harmony with the purposes of the Monument and because it attracts none but decorous citizens who respect the laws and reverence the Monument for what it stands.

If the gentlemen find that it is practicable to carry on a concert with the Auditorium Victrolas and arrange a system by which contributions can be obtained from every one who would enter the Circle, quite a large sum could be realized and the Monument authorities will gladly assist in every way they can.

Respectfully yours,

ORAN PERRY,
Superintendent.

A "BROADCAST" FROM THE MONUMENT, JULY, 1924.

Through a misapprehension of authority, someone recently granted a permit to erect booths and hold a carnival in Monument Place in contravention of the Acts of Indiana, 1901, page 59, in force March 1, 1901, as follows:

"Section 10004, Revised Statutes of 1914."

PROTECTION OF MONUMENT AND STREETS: That it shall be unlawful for any person, number of persons, any society, organization of merchants, any board of trade, commercial society, municipal, public or private corporation, or any partnership or number of persons, to desecrate the Soldiers' and Sailors' Monument in the city of Indianapolis or the street known as Monument Place, or any of the premises or approaches surrounding said Monument, by building any wall, fence or other obstruction in or about the said premises, approaches or street known as Monument Place surrounding said Monument, or to sell or offer to sell by station, in booth or in any other way or manner, any article of merchandise, or to have or to hold any show, carnival, circus or masquerade, or to maintain any tent or building in or about such premises or approaches, or to hold a political meeting therein or thereon, or in any way obstruct the view or approaches to such street and premises

or approaches aforesaid, or to use said premises, street and approaches for other purposes than those intended in the acts providing for the erection and maintenance of said monument.

PENALTY: Not less than twenty-five dollars and not more than one thousand dollars for each separate offense.

POLICE POWERS: Section 10072 clothes the Superintendent and those serving under him with police powers, authorizing them to make arrests or to do such other things as may be needful in enforcing the law for the protection of said monument and Monument Place.

This is to give notice that no official of the State, City, County or Township has any authority to grant permits in Monument Place that are in any way contrary to the law as quoted above.

THE BOARD OF CONTROL,

Approved:	Soldiers' and Sailors' Monument.
E. F. BRANCH,	A. B. CRAMPTON,
Governor.	Chairman.

REMONSTRANCE TO GENERAL ORDINANCE No. 44, 1927.

To the Council of the City of Indianapolis:

We, the undersigned being owners of more than twenty per cent of the frontage within the block bounded by 57th and 58th streets and Central Avenue and Washington Blvd., as well as owners of frontage lying opposite the property in the City of Indianapolis described in General Ordinance No. 44, 1927, hereby protest against said proposed amendment designating a strip at the northwest corner of Central Avenue and 57th street comprising a frontage of two hundred feet on Central Avenue and four hundred fifty feet on 57th street for business purposes. The undersigned would show that residences have been built on property constituting more than seventy-five per cent of the frontage on Central Avenue between 56th and 58th Streets and that practically all said residences have been set back more than one hundred feet from the curb with the object of restricting said property for residential purposes only. That to zone this property for business would cause irreparable damage to neighboring property owners who have for years been trying to beautify these properties with an expanse of lawns of more than one hundred feet on either side of the street.

The undersigned oppose and remonstrate against having this property zoned for business purposes and accordingly ask that General Ordinance No. 44, 1927, be defeated.

ROBT. T. RAMSAY, 5726 Central Ave.
 JOSEPH L. MILLER, 5736 Central Ave.
 MARY H. FLETCHER, 5693 Central Ave.
 ROSS A. MOORE, 5740 Central Ave.
 M. J. ABBOTT, 5760 Central Ave.
 F. K. MITCHELL, 5772 Central Ave.

T. W. MITCHELL, 5784 Central Ave.
 MRS. H. L. BRADBURY, 5750 Central Avenue.
 W. R. CHAPIN, 5703 Central Ave.
 L. R. CARTWRIGHT, 5717 Central Ave.
 H. L. BRADBURY, 5750 Central Ave.
 H. L. MITCHELL, 5746 Central Ave.
 HARVEY E. ROGERS, 5658 Central Ave.
 W. M. BARTLETT, JR., 5671 Central.
 CARL B. SPUTH, 5735 Central Ave.
 WAYNE W. SCHMIDT, 5741 Central Ave.
 H. P. JUNGCLAUS, 5751 Central Ave.
 AUGUST HOFFMANN (D. H.), 5747 Central Ave.
 CHARLES E. WAGNER, 5761 Central Ave.
 MRS. J. A. SWOPE, 5767 Central Ave.
 W. R. CHAPIN, 5703 Central Ave.
 H. B. CALDWELL, 5666 Central Ave.
 HOWARD S. YOUNG, Trustee, 5688 Central Ave.

State of Indiana:

County of Marion:

Before me, the undersigned, a Notary Public, in and for said County this 14th day of May, 1927, came Robt. T. Ramsey, Joseph L. Miller, Ross A. Moore, F. K. Mitchell, H. L. Mitchell, T. W. Mitchell, L. R. Cartwright, H. L. Bradbury and W. R. Chapin and acknowledged the execution of the foregoing instrument.

Witness my hand and official seal.

EDWARD A. PIERSON,

My commission expires June 30, 1929.

Notary Public.

Indianapolis, Ind., May 16, 1927.

To the President and Members, City Plan Commission, City of Indianapolis:

Gentlemen—The Common Council has had presented to them ordinances requesting a change to business use from the present zoning, at the following locations:

57th Street and Central Ave.

46th Street and Central Ave.

38th Street and Central Ave., southwest corner.

46th Street and Illinois Street, northeast corner.

A hearing on the above ordinances will be held by the Welfare Committee, Friday, May 27th, 1:30 p. m. and we would appreciate a recommendation from the City Plan Commission on the above ordinances before that date.

Very truly yours,

O. RAY ALBERTSON,

Chairman, Welfare Committee of the Common Council.

Indianapolis, Ind., May 16, 1927.

To the President and Members, City Plan Commission, City of Indianapolis:

Gentlemen—The first of this year, the City Plan Commission presented to the Common Council, an ordinance requesting that certain districts in the City of Indianapolis be rezoned to meet existing conditions. This ordinance represented some sixteen different locations.

The Common Council hereby returns this ordinance to your Commission with the request that these districts be separated and presented to the Council as separate ordinances.

Very truly yours,

O. RAY ALBERTSON,

Chairman, Welfare Committee of the Common Council.

Indianapolis, Ind., May 16, 1927.

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

Gentlemen—We, your Committee on Law and Judiciary to whom was referred General Ordinance No. 29, 1927, entitled, Dredging Gravel from Streams, beg leave to report that we have had said ordinance under consideration, and recommend that the same be passed.

WALTER R. DORSETT,
O. E. BARTHOLOMEW,
B. J. MOORE,
M. W. FERGUSON.

Indianapolis, Ind., May 16, 1927.

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

Gentlemen—We, your committee on Safety, to whom was referred General Ordinance No. 42, 1927, beg leave to report that we have had said ordinance under consideration, and recommend that the same be passed.

A. H. TODD, Chairman.
O. RAY ALBERTSON,
B. J. MOORE,
O. E. BARTHOLOMEW,
M. W. FERGUSON.

Indianapolis, Ind., May 16, 1927.

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

Gentlemen—We, your Committee on Health to whom was referred General Ordinance No. 32, 1927, entitled Daylight Saving, beg leave to report that we have had said ordinance under consideration, and recommend that the same be passed as amended.

O. E. BARTHOLOMEW, Chairman,
WALTER R. DORSETT
B. J. MOORE
O. RAY ALBERTSON.

Indianapolis, Ind., May 16, 1927.

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

Gentlemen—We, your Committee on Public Works to whom was referred General Ordinance No. 45, 1927, beg leave to report that we have had said ordinance under consideration, and recommend that the same be passed.

E. B. RAUB, Chairman,
A. H. TODD
B. J. MOORE

Indianapolis, Ind., May 16, 1927.

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 Ordinances Nos. 36, 37, 38 and 41, beg leave to report that we have had said ordinance under consideration, and recommend that the same be passed.

O. RAY ALBERTSON, Chairman,
B. J. MOORE
O. E. BARTHOLOMEW
E. B. RAUB
WALTER R. DORSETT
A. H. TODD.

Indianapolis, Ind., May 16, 1927.

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

Gentlemen—We, your Special Committee to whom was referred General Ordinance No. 15, 1927, entitled Bond Issue for \$1,700,000, beg leave to report that we have had said ordinance under consideration, and recommend that the Committee be given more time.

B. J. MOORE, Chairman,
O. RAY ALBERTSON
E. B. RAUB
W. R. DORSETT
M. W. FURGUSON
A. H. TODD.

Indianapolis, Ind., May 16, 1927.

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. 1, 1927, beg leave to report that we have had said ordinance under consideration, and recommend that the same be passed.

BOYNTON J. MOORE
EDW. B. RAUB.

Indianapolis, Ind., May 16, 1927.

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

Gentlemen—We, your Committee on Law and Judiciary to whom was referred Resolution No. 13, 1927, beg leave to report that we have had said ordinance under consideration, and recommend that the same be passed.

E. B. RAUB, Chairman,
O. RAY ALBERTSON
BOYNTON J. MOORE
O. E. BARTHOLOMEW.

Indianapolis, Ind., May 16, 1927.

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

Gentlemen—Your Welfare Committee begs leave to report that they have forwarded to the City Plan Commission, the following letter:

“City Plan Commission:

“Gentlemen—The first of this year, the City Plan Commission presented to the Common Council an ordinance requesting that certain districts in the City of Indianapolis be re-zoned to meet existing conditions. This ordinance represented some sixteen different locations.

“The Common Council hereby returns this ordinance to your Commission with the request that these districts be separated and presented to the Council as separate ordinances.”

Very truly yours,

O. RAY ALBERTSON,
Chairman, Welfare Committee of
the Common Council.

May 16, 1927.

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

Gentlemen—Your Welfare Committee, to whom is presented ordinances for change in zoning, has written the City Plan Commission the following letter, requesting a recommendation on certain ordinances:

“City Plan Commission:

Gentlemen—The Common Council has had presented to them ordinances requesting a change to business use from the present zoning, at the following locations:

57th Street and Central Avenue;
38th Street and Central Avenue, s. w. corner.

“A hearing on the above ordinances will be held by the Welfare Committee, Friday, May 27th, 1:30 p. m., and we would appreciate a recommendation from the City Plan Commission on the above ordinances before that date.”

Very truly yours,

O. RAY ALBERTSON,
Chairman, Welfare Committee of
the Common Council.

INTRODUCTION OF GENERAL AND SPECIAL ORDINANCES

By Mr. Moore:

GENERAL ORDINANCE NO. 46, 1927.

AN ORDINANCE authorizing and regulating the installation of Hopper Toilets in the City of Indianapolis.

Section 1. BE IT ENACTED by the Common Council of Indianapolis, that: Any person, firm or corporation owning or controlling real property or any agent in charge of such property lying within the corporate limits of the City of Indianapolis, but outside the area bounded by North Street on the north, West Street on the west, South Street on the south and East Street on the east on which premises are no buildings heated other than by stoves, is hereby authorized to install in enclosed buildings entirely separate and apart from any dwelling house a Hopper Toilet consisting of a vitrified tile bowl connected with a sanitary sewer extending into and on said property, or to be constructed thereon, at the same time said toilet is installed and shall consist of a vitrified sewer tile of not less than six inches in diameter which shall stand vertically immediately over such sewer and shall be connected therewith, the joints of which shall be securely cemented together and shall be made water and air tight. Such toilet bowl shall be provided with a seat and hinged lid which shall entirely and securely close the same. Such sewer shall be constructed of not less than six inch vitrified sewer tile and shall be provided with a catch basin connected with said sewer into which waste water shall be discharged. Such sewer may also be connected with one or more downspouts carrying rain water from the roof or roofs

of any structures on said premises and shall be arranged so that the rain water from such downspouts and all waste water discharged into such catch basin shall pass through such sewer and underneath such toilet.

Section 2. Any person, firm or corporation desiring to construct or install such sewer or toilet and connect the same with the local sewer in streets or alleys of said City shall apply to the office of the Commissioner of Buildings of said City for a permit to do so, and shall be required to furnish duplicate copies of blueprints showing kind and character of installation to be made, and said Commissioner may require a bond from such person, firm or corporation so applying for such permit, conditioned on the proper construction thereof in any sum not exceeding \$1,000; said person, firm or corporation shall then be authorized to extend such sewer into the street or alley to such local sewer and connect with such sewer or to use a sewer already connected and the City Engineer is hereby authorized and directed, upon presentation of a permit from the Commissioner of Buildings, to do such work to give the location of any and all outlets required in doing the same.

Provided, however, that any person, firm or corporation engaged in the installation of such Hopper Toilet and sewers may be permitted by the Commissioner of Buildings to give a continuing bond for all work authorized, which bond shall be in any sum not exceeding \$5,000, and shall be in lieu of separate bond for such permit.

Provided, further, that the installations hereinbefore provided for shall not be governed by the Plumbing Code of the City of Indianapolis as heretofore adopted and on amendments thereto; that the person or persons actually installing such toilet shall be required to have a license for sewer excavation but shall not be required to have a plumber's license.

Section 3. That all ordinances or parts of ordinances in conflict herewith are hereby repealed to the extent that they conflict herewith.

Section 4. Any person found guilty of violating any provisions of this ordinance shall be fined in any sum not exceeding three hundred dollars (\$300.00).

Section 5. 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 Law and Judiciary.

By the City Controller:

GENERAL ORDINANCE NO. 47, 1927.

AN ORDINANCE, providing for the purchase of two new Stutz Police Patrol Wagons for the Indianapolis Police Department under the Department of Public Safety and declaring 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 purchasing agent of the City of Indianapolis, Indiana, is hereby authorized to purchase out of the Police and Fire Equipment Bond Fund 1927, two new Stutz Police Patrol Wagons, the value of which is in excess of the statutory limit of Two Thousand (\$2,000) Dollars, and the trade in therefor of two White Patrol Wagons, all of which is hereby in all things authorized and approved by the Common Council of the City of Indianapolis, as required by law.

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 Safety.

By the City Controller:

GENERAL ORDINANCE NO. 48, 1927.

AN ORDINANCE, authorizing the borrowing of Twelve Thousand Five Hundred (\$12,500) Dollars, and the sale of thirteen (13) bonds of One Thousand (\$1,000) Dollars each with the exception of the last or thirteenth (13th) bond which shall be for Five Hundred (\$500) Dollars, of the City of Indianapolis, Indiana, payable from the General Revenues or from the Sinking Fund of said City, or as may be required by law, for the purpose of purchasing certain real estate hereinafter described for the purpose of erecting thereon a fire station house, and providing for the time and manner of advertising the sale of said bonds, and receipt of bids for the same, together with the mode and terms of sale, and fixing a time when this ordinance shall take effect.

WHEREAS, heretofore, to-wit, on the 3rd day of May, 1927, the Board of Public Works of the City of Indianapolis, Indiana, approved a proposition offering a location for a fire station house near the corner of East Washington Street and Hawthorne Lane, in the City of Indianapolis, Indiana, for the sum of Twelve Thousand Five Hundred (\$12,500) Dollars, and

WHEREAS, the Board of Public Works deems the purchase of said lot necessary for the use of the City of Indianapolis, Indiana, in the construction of a fire station house, and deems the construction and erection of such fire station house on said lot near the corner of East Washington Street and Hawthorne Lane to be a public necessity and of public utility to the people of the City of Indianapolis, and on the 13th day of May, 1927, passed a resolution declaring such necessity, and

WHEREAS, there is not now and will not be sufficient funds in the treasury of the City of Indianapolis, Indiana, with which to

meet the aforesaid expenditure for said lot, and it being necessary for said city to borrow Twelve Thousand Five Hundred (\$12,500) Dollars, in order to procure a fund to be devoted to the purpose set out in said Resolution, and proposed ordinance, and to issue and sell its bonds in the said amount, payable from the General Revenue and funds of said city or from the Sinking Fund of said city, or as may be required by law, NOW THEREFORE,

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

Section 1. That the City Controller of the City of Indianapolis, be and he is hereby authorized for the purpose of procuring money to be used for the purchase of the following described lot or parcel of ground described by meets and bounds as follows, to-wit:

"Lots two (2) and three (3), Walker's Sunnyside Addition, situated on the southeast corner of East Washington Street and Hawthorne Lane, in the City of Indianapolis, Indiana, having a frontage on East Washington Street of forty-two and ninety-one hundredths (42.91) feet, each, and a depth on Hawthorne Lane of One Hundred Forty (140) feet to the alley in the rear," as set out by said Resolution and ordinance to prepare, issue and sell thirteen (13) new bonds of the City of Indianapolis, Marion County, Indiana, of One Thousand (\$1,000) Dollars each, with the exception of the last or thirteenth (13th) bond, which shall be Five Hundred (\$500) Dollars, which bonds shall bear the date of _____, and shall be numbered One to Thirteen (1-13) both inclusive, and shall be designated "Fire Station House Bonds of 1927, Issue No. 2," and shall bear interest at the rate of four and one-half (4½) per cent per annum, payable semi-annually on the 1st day of January and the 1st day of July of each year of the period of said bonds. One of said bonds shall mature and be payable on the first day of January, 1929, and one of such bonds for the sum of One Thousand (\$1,000) Dollars each on the first day of January of each year thereafter with the exception of the last or thirteenth (13th) bond which shall be in the sum of Five Hundred (\$500) Dollars and shall mature and be made payable on the 1st day of January, 1941. The first coupons attached to each bond shall be for the interest on said bond from the date of issue until the 1st day of July, 1928. Said bonds and interest coupons thereunto attached shall be negotiable and payable at the City Treasurer's Office of the City of Indianapolis, Indiana, at Indianapolis, Indiana; said bonds shall be signed by the Mayor and the City Controller of the 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 the City Controller of said city engraved thereon which shall for all purposes be taken and deemed to be equivalent to a manual signing thereof; said bonds shall be prepared by the City Controller in due form, irrevocably pledging the faith and credit of the City of Indianapolis, Indiana, 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 the book kept for that purpose, all of said bonds so issued and negotiated in serial number, beginning with Bond No. 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 issuance thereof:

No. _____

(\$1,000.00 (or)
(
(500.00)

UNITED STATES OF AMERICA, CITY OF INDIANAPOLIS,
MARION COUNTY, STATE OF INDIANA,

FIRE STATION HOUSE BONDS OF 1927, ISSUE NO. 2.

For value received, the City of Indianapolis, Marion County, State of Indiana, hereby promises to pay to the Bearer without any relief from valuation or appraisement laws on the _____, at the City Treasurer's Office of the City of Indianapolis, Indiana, (One Thousand (\$1,000.00) Dollars (or)

(Five Hundred (\$ 500.00) Dollars) in lawful money of the United States of America, together with interest thereon, at the rate of four and one-half (4½) per cent per annum from date until paid.

The first interest payable on the first day of July, 1928, and the interest thereafter payable semi-annually on the first day of January and July respectively, upon the presentation and surrender of the proper interest coupons hereunto attached, and which are made a part of this bond. This bond is one of an issue of thirteen (13) bonds of One Thousand (\$1,000) Dollars each, with the exception of the last or thirteenth (13th) bond which shall be for five Hundred (\$500) Dollars, numbered from One to Thirteen (1-13) both inclusive, of date of _____. Said bonds mature in series of one bond payable on the first day of January, 1929, and one of such bonds for the sum of One Thousand (\$1,000) Dollars each on the first day of January of each year thereafter, with the exception of the last or thirteenth (13th) bond, which shall be for the sum of Five Hundred (\$500) Dollars payable on the 1st day of January, 1941. The first interest coupons payable July 1, 1928. These bonds are issued by the City of Indianapolis, pursuant to an ordinance passed by the Common Council of the City of Indianapolis, on the _____ day of _____, 1927, and by virtue of an Act of the General Assembly of the State of Indiana, entitled "An Act Concerning Municipal Corporations," approved March 6th, 1905, and all acts amendatory thereof and supplemental thereto.

It is hereby certified that all conditions, acts and things essen-

tial to the validity of this bond, exist, have happened, and have been done, and that all requirements of the law affecting the issuance thereof have been duly complied with, and that this bond is within every debt and other limit prescribed by the Constitution and 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 city to be affixed this as of the _____ day of _____, 1927.

Mayor.

ATTEST:

City Clerk.

City Controller

Section 2. The City Controller shall, as soon as possible, after the passage of this ordinance, advertise for bids or proposals for said bonds by at least one insertion each week for two weeks in two daily newspapers of general circulation printed and published in the English language in the City of Indianapolis, and may otherwise advertise for such bids or proposals as he may deem advisable. Such advertisement 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 may 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.

Section 3. Each and every bid and proposal shall be presented to the City Controller sealed, and shall be accompanied by a duly certified or cashier's check upon some responsible bank or Trust Company 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 (2½) per cent 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 11 o'clock A. M., on the day fixed by the City Controller and designated in the advertisement for receiving bids or proposals, at which time and place and between the said hour and 12 o'clock noon of said day, he shall open said bids or proposals. The City Controller shall award said bonds, or as he shall see fit, a part of any number thereof, to the highest and best bidder therefor, but said City Controller shall have the 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 bonds covered by such bid, he being the sole judge of the sufficiency or insufficiency of any kind. 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 to the case of reoffering and readvertising of said bonds as herein-after provided.

Section 4. In case the City Controller shall reject all bids submitted, or if he shall award only a part of said bonds, he shall readvertise the bonds remaining unsold in the manner as herein prescribed for the original advertisement, but in such readvertisement he is authorized and directed to fix the date and the time both of 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 readvertise said bonds for sale until said bonds are sold.

Section 5. In case any bid or proposal shall not be accepted and there shall be no award of bonds thereon by the City Controller, he shall thereupon return to such unsuccessful bidder the certified or cashier's check accompanying the same. If the City Controller shall award the whole or any part of the bonds upon any bid or proposal, he shall thereupon deliver the certified or cashier's 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 of purchase of said bonds upon the part of the purchaser, and the city, in that event, shall have the right to readvertise 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 price of the 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 or cashier's 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 provision hereof and his bid and award thereon said proceeds of said certified or cashier's 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 or cashier's check may be applied and deemed a payment on account of the purchase of said bonds.

Section 6. Delivery of any bonds sold shall be made at the office of City Treasurer of the City of Indianapolis, Indiana, upon such day or days as may be specified in the advertisement or readvertisement for proposals or within such time thereafter as may be fixed by the City Controller, or at such time or times as may be

agreed upon by the City Controller and the purchaser or purchasers and the City Controller may extend the time for such delivery not more than ten (10) 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 damages shall be retained or recovered as liquidated damages, as provided in this ordinance.

Section 7. The bonds taken and paid for to the satisfaction of the City Controller shall be binding obligations upon the City of Indianapolis, according to their tenor and effect, and the proceeds derived from the sale or sales of bonds as herein authorized shall be and hereby are appropriated to the Department of Public Works for the purchase of the ground described herein and located at or near the corner of East Washington Street and Hawthorne Lane in the City of Indianapolis, Indiana, said ground to be used for the purpose of constructing a new Fire Engine House.

Section 8. The Mayor, the City Controller and the Corporation Counsel are hereby authorized and directed to publish notice of the determination herein to issue bonds as required by law.

Section 9. 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 Public Safety.

By the City Controller:

GENERAL ORDINANCE NO. 49, 1927.

AN ORDINANCE, authorizing the borrowing of Six Thousand Seven Hundred Fifty (\$6,750.00) Dollars and the sale of seven (7) bonds of One Thousand (\$1,000.00) Dollars each, with the exception of the last bond, which shall be for Seven Hundred Fifty (\$750.00) Dollars of the City of Indianapolis, Indiana, payable from the general revenue or from the Sinking Fund of said City or as may be required by law, for the purpose of purchasing certain real estate hereinafter described, for the purpose of erecting thereon a fire station house and providing for the time and manner of advertising the sale of said bonds and receipt of bids for the same, together with the mode and terms of sale and fixing a time when this ordinance shall take effect.

WHEREAS, heretofore, to-wit, on the 3rd day of May, 1927, the Board of Public Works of the City of Indianapolis, Indiana, approved a proposition offering a location for a fire station house near the corner of Illinois and Forty-sixth Streets, in the City of Indianapolis, Indiana, for the sum of Six Thousand Seven Hundred Fifty (\$6,750.00) Dollars, and

WHEREAS, the Board of Public Works deems the purchase

of said lot necessary for the use of the City of Indianapolis, Indiana, and the construction of a fire station house and deems the construction and erection of such fire station house on said lot near the corner of Forty-sixth and Illinois Streets to be a public necessity and of public utility to the people of the City of Indianapolis, and on the 13th day of May, 1927, passed a resolution declaring such necessity, and

WHEREAS, there is not now and will not be sufficient funds in the treasury of the City of Indianapolis, Indiana, with which to meet the aforesaid expenditure for said lot, and it being necessary for said City to borrow Six Thousand Seven Hundred Fifty (\$6,750.00) Dollars, in order to procure a fund to be devoted to the purpose set out in said resolution and proposed ordinance and to issue and sell its bonds in the said amount payable from the general revenues of said City or from the Sinking Fund of said City or as may be required by law. NOW, THEREFORE,

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

Section 1. That the City Controller of the City of Indianapolis be and he is hereby authorized for the purpose of procuring money to be used for the purchase of the following described lot or parcel of ground described by meets and bounds as follows, to-wit:

Part of lot No. 10 in William Hannaman's Subdivision of the Northwest quarter of Section 13, Township 16 North, range three East in the City of Indianapolis, beginning at a point in the east line of Illinois Street one hundred (100) feet south of a point where the east line of Illinois street intersects the south line of Forty-sixth street in said City as the said streets are now layed out and established; and running thence south along said east line of Illinois street a distance of seventy-five (75) feet; thence running east parallel to the south line of said lot, No. 10, a distance of one hundred fifty-four (154) feet; thence running north parallel to the west line of said lot one hundred seventy-five (175) feet, to the south line of said Forty-sixth street; thence west along the south line of said Forty-sixth street thirty (30) feet to a point; thence running south parallel to the west line of said lot one hundred (100) feet to a point; thence running west parallel to the south line of said lot No. 10 a distance of one hundred twenty-four (124) feet to the place of beginning."

As set out by said resolution and ordinance, to prepare, issue and sell seven (7) new bonds of the City of Indianapolis, Marion County, Indiana, six (6) of which shall be in the sum of One Thousand (\$1,000.00) Dollars each, and the seventh or last bond in the sum of Seven Hundred Fifty (\$750.00) Dollars, which bonds shall bear the date of _____, 1927, and shall be numbered from one (1) to seven (7), both inclusive, and shall be designated "Fire Station House Bonds of 1927-Issue No. 1," and shall bear interest at the rate of four and one-half (4½) per cent per annum, payable semi-annually on the first day of January and the first day of

July of each year of the period of said bonds. One of said bonds shall mature and be payable on the first day of January, 1929, and one of such bonds for the sum of One Thousand (\$1,000.00) Dollars each with the exception of the last bond, which shall be for Seven Hundred Fifty (\$750.00) Dollars on the first day of January of each year thereafter until and including January 1, 1935. The first coupon attached to each bond shall be for the interest on said bonds from the date of issue until the first day of July, 1928. Said bonds and interest coupons thereunto attached shall be negotiable and payable at the City Treasurer's office of the City of Indianapolis, Indiana, at Indianapolis, Indiana; said bonds shall be signed by the Mayor and the City Controller of the 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 signature of the Mayor and the City Controller of said City engraved thereon, which shall for all purposes be taken and deemed to be equivalent to a manual signing thereof; said bonds shall be prepared by the City Controller in due form, irrevocably pledging the faith and credit of the City of Indianapolis, Indiana, 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 the book kept for that purpose all of said bonds so issued and negotiated in serial numbers beginning with bond No. 1, giving also the date of their issuance, the 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 places for numbers and dates to be properly filled in before the issuance thereof:
 No. _____

(\$1,000.00 (or))
 ()
 (\$ 750.00)

UNITED STATES OF AMERICA
 CITY OF INDIANAPOLIS

MARION COUNTY STATE OF INDIANA

FIRE STATION HOUSE BONDS OF 1927—ISSUE NO. 1

For value received, the City of Indianapolis, Marion County, State of Indiana, hereby promises to pay to the bearer without any relief from valuation or appraisal laws, on the first day of January, at the City Treasurer's office of the City of Indianapolis, Indiana,

(One Thousand (\$1,000.00) Dollars (or)
 (Seven Hundred Fifty (\$750.00) Dollars)

in lawful money of the United States of America together with interest thereon at the rate of four and one-half (4½%) per cent per annum from date thereof until paid. The first interest payable on the first day of July, 1928, and the interest thereafter payable semi-annually on the first day of January and the first day of July, respectively, upon the presentation and surrender of the

proper interest coupons hereunto attached and which are made a part of this bond.

This bond is one of an issue of seven (7) bonds, six (6) of which are for One Thousand (\$1,000.00) Dollars each and the last or 7th bond in the sum of Seven Hundred Fifty (\$750.00) Dollars said bonds are numbered from one (1) to seven (7) both inclusive of date of _____ 1927. Said bonds mature in series of one (1) bond, payable on the first day of January 1929 and one of such bonds for the sum of One Thousand (\$1,000.00) Dollars each with the exception of the last bond which is in the sum of Seven Hundred Fifty (\$750.00) Dollars on the first day of January of each year thereafter until and including January 1, 1935. The first interest coupons payable July 1, 1928. These bonds are issued by the City of Indianapolis pursuant to an ordinance passed by the Common Council of the City of Indianapolis, Indiana on the _____ day of _____ 1927, and by virtue of an act of the General Assembly of the State of Indiana entitled "An Act Concerning Municipal Corporations," approved March 6, 1905, and all acts amendatory thereof and supplemental thereto.

It is hereby certified that all conditions, acts and things essential to the validity of this bond exist have happened and have been done and that all requirements of the law effecting the issuance thereof have been duly complied with and that this bond is within every debt and other limitation prescribed by the constitution and laws of the State of Indiana, and that the faith and credit of the City of Indianapolis, Indiana are hereby irrevocably pledge 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 the City Controller and attested by the City Clerk and the corporate seal of said City to be affixed thereto this as of the _____ day of _____ 1927.

Mayor.

Attest:

City Controller.

City Clerk.

Section 2. The City Controller shall, as soon as possible after the passage of this ordinance advertise for bids or proposals for aid bonds by at least one insertion each week for two (2) weeks in two (2) daily newspapers of general circulation printed and published in the English language in the City of Indianapolis, and may otherwise advertise for such bids or proposals as he may deem advisable. Such advertisement shall describe said bond 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 may 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 bond shall be delivered and paid for.

Section 3. Each and every bid and proposal shall be presented to the City Controller sealed and shall be accompanied by a duly certified or cashier's check upon some responsible bank or Trust Company 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 (2½%) per cent 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 11:00 o'clock A. M. on the day fixed by the City Controller and designated in the advertisement for receiving bids or proposals, at which time and place and between the said hour and 2:00 P. M. of said day, he shall open said bids or proposals. The City Controller shall award said bonds, or as he shall see fit, a part of any number thereof to the highest and best bidder therefor, but said City Controller shall have the 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 less number of bonds covered by such bid, he being the sole judge of the sufficiency or insufficiency of any kind, 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 to the case of offering and readvertising of said bonds as hereinafter provided.

Section 4. In case the City Controller shall reject all bids submitted, or if he shall award only a part of said bonds, he shall readvertise the bonds remaining unsold in the manner as herein prescribed for the original advertisement, but in such readvertisement he is authorized and directed to fix the date and the time both of receiving an 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 readvertise said bonds for sale until said bonds are sold.

Section 5. In case any bid or proposal shall not be accepted and there shall be no award of bonds thereon by the City Controller he shall thereupon return to such unsuccessful bidder the certified or cashier's check accompanying the same. If the City Controller shall award the whole or any part of the bonds upon any bid or proposal, he shall thereupon deliver the certified or cashier's 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 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 or purchase of said bonds upon the part of the purchaser, and the City, in that event, shall have the right, in such event, to 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 price of the 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 or cashier's 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 or cashier's 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 or cashier's check may be applied and deemed a payment on account of the purchase of said bonds.

Section 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 readvertisement for proposals or within such time thereafter as may be fixed by the City Controller, or at such time or times as may be agreed upon by the City Controller and the purchaser or purchasers and the City Controller may extend the time for such delivery not more than ten (10) 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 damages shall be retained or recovered as liquidated damages as provided in this ordinance.

Section 7. The bonds taken and paid for to the satisfaction of the City Controller shall be binding obligations upon the City of Indianapolis, according to their tenor and effect, and the proceeds derived from the sale or sales of bonds as herein authorized shall be and hereby are appropriated to the Department of Public Works for the purchase of the ground described herein and located at or near the corner of Illinois and 46th Streets in the City of Indianapolis, Ind., said ground to be used for the purpose of constructing a new Fire Engine House.

Section 8. The Mayor, the City Controller and the Corporation Counsel are hereby authorized and directed to publish notice of the determination herein to issue bonds as required by law.

Section 9. 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 Public Safety.

By Mr. Bartholomew :

GENERAL ORDINANCE NO. 50, 1927.

AN ORDINANCE authorizing the permanent improvement of Bicking Street from the East property line of Delaware Street to the West property line of East Street, except the intersections at High Street and New Jersey Street.

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

Section 1. That the Board of Public Works of the City of Indianapolis is hereby authorized to proceed with the permanent improvement of Bicking Street from the East property line of Delaware Street to the West property line of East Street, except at intersections at High Street and New Jersey Street as provided in Permanent Improvement Resolution No. 13313 to which resolution remonstrances by a majority of the resident property holders abutting on Bicking Street from Delaware Street to East Street were filed on the 13th day of April, 1927.

Section 2. That 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. Moore:

GENERAL ORDINANCE NO. 51, 1927.

AN ORDINANCE prohibiting the operating or the parking of motor busses in Monument Circle in the City of Indianapolis, Marion County, Indiana, providing for the rerouting of the same by the Board of Public Safety of the City of Indianapolis, providing a penalty, declaring an emergency and fixing a time when the same shall take effect.

WHEREAS, Monument Circle in the City of Indianapolis, Marion County, Indiana, is used by tourists and sight seers, and

WHEREAS, it is one of our beauty spots and places of interest to our guests, NOW THEREFORE,

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

Section 1. It shall hereafter be unlawful for any motor buss company or operator to drive motor busses or park the same in Monument Circle in the City of Indianapolis, Marion County, Indiana.

Section 2. That person or persons, firm or corporation found guilty of the violation of Section 1, of this ordinance, shall be fined in the amount of any sum not to exceed Fifty (\$50) Dollars to which may be added imprisonment in the Marion County jail not to exceed thirty (30) days, each and every violation of Section 1, of this ordinance, shall constitute a separate offense.

Section 3. 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 Safety.

By Mr. Moore:

GENERAL ORDINANCE NO. 52, 1927.

AN ORDINANCE to amend General Ordinance No. 17, 1927: "An Ordinance to regulate traffic in the streets, alleys and public places of the City of Indianapolis, defining violations thereof, repealing all ordinances in conflict therewith, declaring a penalty and designating a time when the same shall take effect," approved May 5, 1927, and designating 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 19 of General Ordinance No. 17, 1927, be amended by adding thereto the following subsection, to be known as subsection G:

"On the west side of Meridian Street, beginning at a point 27 feet north of the north line of the first alley south of Vermont Street, and extending thence north for a continuous space of 30 feet."

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 Safety.

By Mr. Albertson:

GENERAL ORDINANCE NO. 53, 1927.

AN ORDINANCE, to amend General Ordinance No. 114, 1922, entitled: "An ordinance dividing the City of Indianapolis into districts for the purpose of regulating and restricting the location of trades, callings, industries, commercial enterprises and the location of buildings designed for specified uses; of classifying, regulating and determining the area of front, rear and side yards and other open spaces about buildings; of regulating and determining the use and intensity of use of land and lot areas within such city; creating a board of zoning appeals; defining certain terms used in said ordinance; providing a penalty for its violation and designating the time when same shall take effect," and fixing the time when the same shall take effect.

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

Section 1. That the U3 or business district, as established by General Ordinance No. 114, 1922, and amendments thereto, be and the same is hereby amended, supplemented and changed so as to include the following described territory:

Beginning on the south property line of 38th Street at its intersection with the east property line of Central Avenue; thence east with the south property line of 38th Street to the west property line of the first alley east of Central Avenue; thence south with the west property line of said alley a distance of 25 feet; thence west and parallel to the south property line of 38th Street to the east property line of Central Avenue; thence north with the east property line of Central Avenue to the point or place of beginning.

Section 2. This ordinance shall go into effect upon its passage and approval by the Mayor.

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

By Dr. Todd:

GENERAL ORDINANCE NO. 54, 1927.

AN ORDINANCE, to amend General Ordinance No. 114, 1922, entitled: "An ordinance dividing the City of Indianapolis into districts for the purpose of regulating and restricting the location of trades, callings, industries, commercial enterprises and the location of buildings designed for specified uses; of classifying, regulating and determining the area of front, rear and side yards and other open spaces about buildings; of regulating and determining the use and intensity of use of land and lot areas within such city; creating a board of zoning appeals, providing a penalty for its violation and designating the time when the same shall take effect," and fixing the time when the same shall take effect.

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

Section 1. That the U3 or business district as established by General Ordinance No. 114, 1922, and amendments thereto, be and the same is hereby amended, supplemented and changed so as to include the following described territory:

Beginning on the south property line of 46th Street at its intersection with the east property line of Illinois Street, thence south with the east property line of Illinois Street a distance of 175 feet; thence east and parallel to the south property line of 45th Street a distance of 154 feet; thence north and parallel to the east property line of Illinois Street to the south property line of 46th Street;

thence west with the south property line of 46th Street to the point or place of beginning.

Section 2. This ordinance shall go into effect upon its passage and approval by the Mayor.

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

By Board of Works:

SPECIAL ORDINANCE NO. 7, 1927.

AN ORDINANCE authorizing the sale of certain personal property of the City of Indianapolis by and through its Board of Public Works and declaring 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 Board of Public Works of the City of Indianapolis, Indiana, is hereby authorized to sell the property hereinafter described, belonging to said City:

“House No. 2044, Lexington Avenue, now located on Lot No. 23, Caven et als East Woodlawn Sub on Part of Indianapolis & Cincinnati R. R. Company’s Addition to the City of Indianapolis.

“House No. 2102, Lexington Avenue, now located on Lot Nos. 41 and 42 of Coburn’s Sub of Part of Indianapolis and Cincinnati R. R. Company’s Addition to the City of Indianapolis.”

Section 2. That the Board of Public Works is authorized to sell said property for a sum not less than the amount set out in the appraiser’s sworn valuation for cash at public or private sale upon such notice as the Board of Public Works may determine, and said property may be sold separately or in one lot.

Section 3. 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 Safety.

By Mr. Moore:

RESOLUTION NO. 19, 1927.

WHEREAS, a resolution was adopted by the Board of Public Works, City of Indianapolis, for the improvement of Palmer Street between Spruce and State Streets in the City of Indianapolis, and

WHEREAS, certain bids were made and the contract awarded for the permanent improvement of the same, and

WHEREAS, the people in the vicinity of Palmer Street between its intersection, Spruce and State Streets, are sorely in need of this permanent improvement, now therefore be it

Resolved by the Common Council of the City of Indianapolis, Indiana:

That the Board of Public Works be and the same is hereby instructed to give immediate attention and see that the work is started on the improvement of Palmer Street by paving the same between Spruce and State Streets in the City of Indianapolis, Indiana.

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

By Mr. Moore:

RESOLUTION NO. 20, 1927.

WHEREAS, the asphalt plant of the City of Indianapolis is in operation, and

WHEREAS, men are being employed to operate the said plant, repairs are being made to said plant and salaries paid or contracted to be paid for the above mentioned employees, and

WHEREAS, there has been no provision in the 1927 budget for the payment of said salaries and the repair of said asphalt plant,

Now Therefore Be it Resolved by the Common Council of the City of Indianapolis, Indiana:

That a protest is made against the operation of said asphalt plant, the payment of said employees and the payment for the repairs of said asphalt plant out of the fund designated by this body for Street Repair. That since no fund was created for the repair of said asphalt plant, the Common Council opposes the unauthorized creation of any fund for the repair of the same.

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

CALL FOR ORDINANCES ON SECOND READING.

Mr. Dorsett called for General Ordinance No. 29, 1927, for second reading. It was read a second time.

On motion of Mr. Dorsett, seconded by Mr. Albertson,

General Ordinance No. 29, 1927, was ordered engrossed, read a third time and placed upon its passage.

General Ordinance No. 29, 1927, was read a third time and passed by the following vote:

Ayes, 5, viz.: Messrs. Albertson, Bartholomew, Dorsett, Ferguson and Moore.

Noes, 3, viz.: Messrs. Raub, Todd, and President Negley.

Mr. Bartholomew called for General Ordinance No. 32, 1927, for second reading. It was read a second time.

Mr. Bartholomew presented the following written amendment to General Ordinance No. 37, 1927:

Indianapolis, Ind., May 16, 1927.

Mr. President:

I move that General Ordinance No. 32, 1927, be amended by striking out the word "May" and the word "October" whenever the same appear in said ordinance, and inserting in lieu thereof the words "June" and "September" respectively.

O. E. BARTHOLOMEW, Councilman.

Mr. Bartholomew's motion to amend, which was seconded by Mr. Dorsett, passed by a viva voce vote, there being no objection.

On motion of Mr. Bartholomew, seconded by Mr. Moore, General Ordinance No. 32, 1927, as amended, was ordered engrossed, read a third time and placed upon its passage.

General Ordinance No. 32, 1927, was read a third time and failed to pass by the following vote:

Ayes, 4, viz.: Messrs. Albertson, Bartholomew, Dorsett, and Moore.

Noes, 4, viz.: Messrs. Ferguson, Raub, Todd, and President Negley.

Mr. Albertson called for General Ordinance No. 36, 1927, for second reading. It was read a second time.

Mr. Bartholomew made a motion, seconded by Mr. Dorsett, to defer action on General Ordinance No. 36, 1927, until the next regular Council meeting.

Mr. Bartholomew's motion to defer action on General Ordinance No. 36, 1927, failed to pass by the following roll call vote:

Ayes, 4, viz.: Messrs. Albertson, Ferguson, Raub, and President Negley.

Noes, 4, viz.: Messrs. Bartholomew, Dorsett, Moore, and Dr. Todd.

Mr. Bartholomew made a motion to strike General Ordinance No. 18, 1927, from the files.

Mr. Bartholomew's motion, seconded by Mr. Albertson, was stricken from the files by the following roll call vote:

Ayes, 6, viz.: Messrs. Albertson, Bartholomew, Dorsett, Ferguson, Moore, and Dr. Todd.

Noes, 2, viz.: Messrs. Raub and President Negley.

Mr. Moore called for General Ordinance No. 42, 1927, for second reading. It was read a second time.

On motion of Mr. Moore, seconded by Mr. Dorsett, General Ordinance No. 42, 1927, was ordered engrossed, read a third time and placed upon its passage.

General Ordinance No. 42, 1927, was read a third time and passed by the following roll call vote:

Ayes, 7, viz.: Messrs. Albertson, Bartholomew, Dorsett, Ferguson, Moore, Todd, and President Negley.

Noes, 1, viz.: Mr. Raub.

Mr. Moore called for Appropriation Ordinance No. 1, 1927, for second reading. It was read a second time.

On motion of Mr. Moore, seconded by Mr. Dorsett,

Appropriation Ordinance No. 1, 1927, was ordered engrossed, read a third time and placed upon its passage.

Appropriation Ordinance No. 1, 1927, was read a third time and passed by the following roll call vote:

Ayes, 7, viz.: Messrs. Albertson, Bartholomew, Dorsett, Ferguson, Moore, Todd, and President Negley.

Noes, 1, viz.: Mr. Raub.

Mr. Raub called for General Ordinance No. 45, 1927, for second reading. It was read a second time.

On motion of Mr. Albertson, seconded by Mr. Bartholomew, action on General Ordinance No. 45, 1927, to be deferred until the next regular meeting of the Common Council.

The motion to defer action on General Ordinance No. 45, 1927, passed by an unanimous vote, there being no objection.

Mr. Albertson called for Resolution No. 13, 1927, for second reading. It was read a second time.

On motion of Mr. Albertson, seconded by Mr. Dorsett, Resolution No. 13, 1927, was ordered engrossed, read a third time and placed upon its passage.

Resolution No. 13, 1927, was read a third time and was adopted by the following roll call vote:

Ayes, 8, viz.: Messrs. Albertson, Dorsett, Bartholomew, Ferguson, Moore, Raub, Todd, and President Negley.

On motion of Mr. Moore, seconded by Mr. Dorsett, the Council recessed at 8:50 o'clock p. m.

At 9:10 o'clock p. m. the Common Council reconvened, with the same members present as before.

Mr. Moore made a motion to suspend the rules to receive General Ordinance No. 55, 1927, and consider its passage, as follows:

Indianapolis, Ind., May 16, 1927.

Mr. President:

I move that the rules be suspended to receive an ordinance ratifying and confirming the purchase of certain fire equipment in excess of the statutory limit of 2,000 and that said ordinance be passed under suspension of the rules tonight.

BOYNTON J. MOORE, Councilman.

Mr. Moore's motion to suspend the rules on General Ordinance No. 55, 1927, seconded by Mr. Dorsett, passed by the following roll call vote:

Ayes, 8, viz.: Messrs. Albertson, Bartholomew, Dorsett, Ferguson, Moore, Raub, Todd, and President Negley.

By Mr. Moore:

GENERAL ORDINANCE NO. 55, 1927.

AN ORDINANCE ratifying and approving certain fire equipment to be purchased by the Board of Public Safety, of the City of Indianapolis, declaring an emergency 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 bid of the Mack International Motor Truck Corporation in the sum of Fifty-seven Thousand Four Hundred (\$57,400) Dollars for two (2) combination chemical and hose cars, two (2) rescue squad cars, one (1) motor pumping engine and hose car, one thousand (1,000) gallon capacity, two (2) six-cylinder hook and ladder trucks; and that the bid of the American-La France Fire Engine Company, Inc., in the sum of Twenty-three Thousand (\$23,000) Dollars, for one (1) Hale type 17-6 cylinder sixty-five (65) feet hydraulic water tower, be and the same are hereby in all things ratified they being the best bids, and recommended by the Chief to best answer the purposes for which intended.

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 Safety.

COMMITTEE REPORTS.

Indianapolis, Ind., May 16, 1927.

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

Gentlemen—We, your Committee on Public Safety to whom was referred General Ordinance No. 55, 1927, beg leave to report that we have had said ordinance under consideration, and recommend that the same be passed.

A. H. TODD, Chairman,
O. E. BARTHOLOMEW,
M. W. FERGUSON,
O. RAY ALBERTSON.

Dr. Todd called for General Ordinance No. 55 1927, for second reading. It was read a second time.

On motion of Dr. Todd, seconded by Mr. Dorsett, General Ordinance No. 55, 1927, was ordered engrossed, read a third time and placed upon its passage.

General Ordinance No. 55, 1927, was read a third time and passed by the following roll call vote:

Ayes, 8, viz.: Messrs. Albertson, Bartholomew, Dorsett, Ferguson, Moore, Raub, Todd, and President Negley.

On motion of Mr. Dorsett, seconded by Dr. Todd, the Common Council of Indianapolis adjourned at 9:40 o'clock p. m.

We hereby certify that the above and foregoing is a full and complete record of the proceedings of the Common Council of the City of Indianapolis, Indiana, held on the 16th day of May, 1927.

In witness whereof we have hereunto subscribed our signatures and caused the seal of the City of Indianapolis to be affixed.

Claude E. Negley

Attest:

President.

William A. Boyce

City Clerk

(SEAL)