

REGULAR MEETING

Monday, October 6, 1930.

The Common Council of the City of Indianapolis met in the Council Chamber at City Hall, Monday, October 6, 1930, at 7:30 p. m., in regular session, President Ernest C. Ropkey in the chair.

The Clerk called the roll.

Present: Ernest C. Ropkey, President, and eight members, viz.: Fred C. Gardner, George A. Henry, James A. Houck, Carl A. Hildebrand, Charles C. Morgan, Maurice E. Tennant, Leo F. Welch, Clarence I. Wheatley.

On motion of Mr. Welch, seconded by Mr. Wheatley, the reading of the Journal for the previous meeting was dispensed with.

COMMUNICATIONS FROM THE MAYOR

September 17, 1930.

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

Gentlemen:

I have this day approved with my signature and delivered to Henry O. Goett, City Clerk, the following ordinances:

GENERAL ORDINANCE No. 70, 1930

AN ORDINANCE appropriating money from the cash balance which the Board of Sanitary Commissioners has on hand in its Sanitary Main-

tenance and General Expense Fund and transferring said money so appropriated to certain numbered funds, and fixing a time when the same shall take effect.

GENERAL ORDINANCE No. 71, 1930, AMENDED

AN ORDINANCE regulating and licensing miniature golf courses in the City of Indianapolis, declaring a penalty for the violation thereof, and fixing a time when the same shall take effect.

GENERAL ORDINANCE No. 73, 1930

AN ORDINANCE transferring moneys from certain funds and reappropriating the same to other numbered funds, and fixing a time when the same shall take effect.

Very truly yours,

R. H. SULLIVAN,
Mayor.

COMMUNICATIONS FROM CITY OFFICIALS

October 6, 1930.

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

Gentlemen:

Attached please find copies of General Ordinance No. 82, 1930, transferring the sum of Seven Hundred and Fifty Dollars (\$750.00) now in City Controller's Fund No. 36—Office Supplies, and reappropriating the same as follows: Two Hundred Dollars (\$200.00) to City Controller's Fund No. 24—Printing and Advertising, and Five Hundred and Fifty Dollars (\$550.00) to City Controller's Fund No. 51—Insurance and Premiums.

I respectfully recommend the passage of this general ordinance.

Yours very truly,

WM. L. ELDER,
City Controller.

Oct. 6, 1930]

CITY OF INDIANAPOLIS, IND.

529

October 6, 1930.

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

Gentlemen:

Attached please find copies of General Ordinance No. 83, 1930, authorizing the City Controller, on behalf of the City of Indianapolis, to issue and sell fifteen (15) bonds of One Thousand Dollars (\$1,000.00) each for the purpose of procuring money to be used for the repair and reconstruction of the refrigeration plant in the city market house.

I respectfully recommend the passage of this general ordinance.

Yours very truly,

WM. L. ELDER,
City Controller.

September 13, 1930.

Mr. William L. Elder, City Controller, City of Indianapolis:

Dear Sir:

The Board of Safety has adopted a resolution for the repairs and reconstruction of the refrigeration plant in the market house and for the purpose of procuring the money with which to pay the cost of repairs and reconstruction of this plant, we are respectfully requesting you to prepare an ordinance to submit to the Common Council authorizing the issuance and sale of bonds of the City of Indianapolis in the amount of Fifteen Thousand Dollars (\$15,000.00).

Trusting you will give this matter your prompt and favorable attention, we are

Very truly yours,

BOARD OF PUBLIC SAFETY.
By WALTER O. LEWIS,
Executive Secretary.

October 6, 1930.

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

Gentlemen:

Attached please find copies of General Ordinance No. 84, 1930, authorizing the City Controller, on behalf of the City of Indianapolis, to issue and sell eleven (11) bonds of One Thousand Dollars (\$1,000.00) each, for the purpose of procuring money to be used for improving Kentucky avenue from the west line of pavement in Harding street to the east line of pavement in Belmont avenue.

I respectfully recommend the passage of this general ordinance.

Yours very truly,

WM. L. ELDER,
City Controller.

September 12, 1930.

Mr. William L. Elder, City Controller, City Hall:

Dear Sir:

The Board of Public Works requests that you cause to be prepared an ordinance providing for a bond issue in the sum of \$11,000.00, to pay for the city's share of the cost of the improvement of Kentucky avenue (under the Connecting Link Law).

The improvement of this street is provided for in Improvement Resolution No. 14447, and the necessary agreement with the County Commissioners, wherein they agree to pay their proportionate share, has been entered into.

Kindly present the same to the Common Council at the next meeting, with the recommendation of the Board of Public Works that the same be passed.

Yours very truly,

ERNEST F. FRICK,
Secretary, Board of Public Works.

October 6, 1930.

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

Gentlemen:

We are submitting herewith an ordinance concerning the transmission of information by telephone or telegraph relative to bets or wagers on the result of any horse race, baseball game or other game, and respectfully request the passage of same.

Respectfully submitted,

BOARD OF PUBLIC SAFETY.

By C. R. MYERS,
President.

October 6, 1930.

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

Gentlemen:

We are submitting to you herewith an ordinance concerning the possession, for sale, of lottery or baseball pool tickets, or the possession of any records, books, tickets or memoranda, used or intended to be used for the purpose of registering or recording bets, wagers or pools on any horse race or any game, and respectfully request the passage of same.

Respectfully submitted,

BOARD OF PUBLIC SAFETY.

By C. R. MYERS,
President.

July 29, 1930.

Legal Department, City of Indianapolis:

Gentlemen:

The Police Department is of the opinion that if the state law dealing with pool making and selling can be supplemented by an ordinance making the possession of pool tickets an offense, the baseball pool situ-

ation could be enforced more effectively. Will you kindly draft an ordinance of that kind for the consideration of the Board of Safety.

Very truly yours,

BOARD OF PUBLIC SAFETY.

WALTER O. LEWIS,

Executive Secretary.

October 1, 1930.

Mr. Henry Goett, City Clerk, City:

Dear Sir:

I am enclosing herewith copies of a proposed ordinance supplementary to General Ordinance No. 22, 1930, as amended, which I desire you to present to the Common Council at the next meeting, with the recommendation of the Board of Public Works that the same be passed.

I enclose also a certified copy of the resolution adopted by said board on October 1, 1930, relating to above ordinance and matters covered thereby.

Very truly yours,

ERNEST F. FRICK,

Secretary, Board of Public Works.

October 6, 1930.

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

Gentlemen:

Attached please find copies of General Ordinance No. 88, 1930, transferring the sum of Four Hundred Dollars (\$400.00) now in Barrett Law Fund No. 11—Salaries and Wages, Regular—and reappropriating the same as follows: Three Hundred Dollars (\$300.00) to Barrett Law Fund No. 72—Equipment; and One Hundred Dollars (\$100.00) to Assessment Bureau Fund No. 36—Office Supplies.

I respectfully recommend the passage of this general ordinance.

Yours very truly,

WM. L. ELDER,

City Controller.

RESOLUTION BEFORE THE BOARD OF PUBLIC WORKS

Whereas, The Common Council, under General Ordinance No. 22, 1930, as amended, provided for borrowing the sum of One Hundred Sixty-six Thousand Dollars (\$166,000.00) by the issuing and sale of bonds of the city and by Section 7 thereof duly appropriated the proceeds of such sale to the Board of Public Works for the purpose of carrying out a certain program of improvements of streets and public places in said city in accordance with the general method and estimated cost of each such improvement to the city, as set forth in a resolution of this board which was made an exhibit to the preamble of said ordinance; and in said resolution as copied into the exhibit made a part of said ordinance there were at first included three improvements designated as "connecting line (or link) law projects," aggregating an estimated cost of \$34,000.00, so that the total sum first proposed to be borrowed was Two Hundred Thousand Dollars (\$200,000.00), which sum was later reduced to One Hundred Sixty-six Thousand Dollars (\$166,000.00) by the amendment of said ordinance and said resolution, but the said amendment of the ordinance, by oversight, did not refer specifically to the aforesaid connecting line (or link) law projects which were thereby intended to be eliminated from said program and hence did not express the intention of this board or of the Common Council upon said point as said ordinance was finally adopted; and,

Whereas, The estimated costs of the several projects made by the Board and contained in said exhibit were intended by the board and understood by the Council to be approximate estimates only which might be varied in amount by increases in some instances and decreases in other instances upon the letting of the contracts and completion thereof, and the section of the ordinance appropriating the proceeds of the sale of bonds leaves in doubt whether this intention as to the application of the proceeds is sufficiently expressed; and,

Whereas, This board has since found it necessary in the interest of the public welfare and utility to make certain changes in said program of improvement both in respect to the estimated cost of certain improvements and to the specific streets included therein and that said program and the expenditures thereunder should be revised accordingly; that the proposed improvement by resurfacing McCarty street from Alabama street to Virginia avenue should be eliminated because of the objection of many property owners on said street to any improvement thereof; that the improvement of St. Clair street from Massachusetts avenue to N. Y. C. R. R., of Vermont street from West street to Bright street, and of College avenue from Massachusetts avenue to Eleventh street should be eliminated and also the

three connecting line or link law projects should be hereby definitely eliminated from the proposed program, as set out in said exhibit, as not being at this time of sufficient public necessity and utility; that in place of said improvement of Vermont, McCarty and St. Clair streets is of greater public utility to include the improvement of New York street from Blake street to Beauty street at an estimated cost substantially equal to the combined estimated cost of the said three streets thus eliminated and said New York street should be substituted therefor and now included in this program, as hereinafter indicated; that in the improvement of Pratt street it is deemed necessary to add an additional block from Capitol avenue to Senate avenue; that in the improvement of South street it is deemed necessary to extend the improvement for a distance of 135 feet west of the west property line of Senate avenue, instead of stopping at Senate avenue; that certain other streets and estimated cost set out in the original resolution must be improved under two or more separate resolutions by reason of the different character of the improvements and the estimated cost thereof must be re-apportioned accordingly; and,

Whereas, The receiving of bids and letting of contracts for certain of the improvements, along with necessary changes and extras, have resulted in some instances in reductions and in other instances of increases over the approximate cost to the city first estimated by the City Civil Engineer and there will likely be further similar changes in such estimates and cost as to other streets before all the work is completed; and the completion of the improvement of all the approaches to the Delaware street bridge, including the clearing and grading of the parkways lying between the paved streets embraced in all the land included and improved in such project, and various essential changes and additions in the project have made necessary certain extra items and allowances under that contract that will increase such cost approximately Seventy-four Hundred Dollars (\$7,400.00) over the engineer's original estimate, all of which cost is to be paid solely by the city and none by assessment; and,

Whereas, The total amount derived from the sale of the bonds and paid into the treasury of the city, including the premium, amounts to One Hundred Seventy-one Thousand Six Hundred Twenty-five Dollars (\$171,625.00), all of which sum was duly appropriated for the general improvement program referred to in the aforesaid ordinance and was made a continuing fund until all thereof was completed and paid for, and it is now estimated that the total cost to the city of the entire revised program herein referred to and adopted will come within said total appropriation, with possibly some balance that may be available and sufficient for additional similar projects. Now, therefore,

BE IT RESOLVED BY THE BOARD OF PUBLIC WORKS OF THE CITY OF INDIANAPOLIS, INDIANA:

1. That it is deemed necessary for the public welfare, utility and convenience that the improvement program set out as an exhibit to General Ordinance No. 22, 1930, and contained in the former resolution of this board should be amended in the manner described in the preamble of this resolution, which is hereby adopted and by this reference thereto is made a part of this resolution. That the revised program of the improvements of streets and intersections and public places, with the status thereof and the approximate estimated cost in each instance to the city, being three-fourths of the total cost of each of said projects, except that relating to the Delaware street bridge approaches where the entire cost is to be paid by the city, is as follows:

RESURFACING, INCLUDING WIDENING WHERE NECESSARY
(Under one or more resolutions for each project)

STREET	FROM	TO	CITY COST	STATUS
Eleventh Street	Capitol Avenue	Meridian Street	\$10,500.00	Contract let
Eleventh Street	Meridian Street	Delaware Street	7,800.00	“ “
Pratt Street	Illinois Street	Pennsylvania St.	10,800.00	“ “
Pennsylvania St.	30th Street	34th Street	18,000.00	Proposed
Illinois Street	28th Street	34th Street	21,000.00	Contract let
Blake Street	Washington Av.	New York St.	9,600.00	Contract let
South Street	Alabama Street	135' W. of WPL of Senate Ave.	24,000.00	Proposed
20th Street	Talbott St.	Central Ave.	750.00	Contract let
20th Street	Central Ave.	Bellefontaine St.	10,000.00	Proposed
15th Street	Senate Ave.	Illinois Street	5,200.00	Contract let
Pratt Street	Senate Ave.	Illinois Street	600.00	“ “
Pratt Street	Pennsylvania St.	Delaware Street	1,700.00	“ “
14th Street	Illinois Street	Senate Ave.	8,300.00	Bids Adv.
			\$128,250.00	
Delaware Street Bridge Approaches, including paving, curbing, grading and all other work incident to such improvement on lands, streets and boulevards between the outer lines of Talbott Street on the west, 28th Street on the north, Fall Creek Parkway, North Drive, on the south, and Washington Boulevard on the east, Cost and extras under contract..			33,361.17	Completed
			\$161,611.17	
New York Street, from Blake Street to Beauty Avenue, additional project, if sufficient balance is available.				
Total estimated cost of above projects, exclusive of New York Street is.....			\$161,611.17	

2. That the aforesaid estimated total cost to the city of each and all said improvements set out above, as furnished by the City Civil Engineer, subject to such reallocation of the cost of the several projects, as the board may deem necessary, together with all the changes made and proposed in said revised program, are hereby adopted and approved; and as to the improvement of all said streets and intersections, except all the work included in the Delaware street bridge approaches project which is to be paid for wholly by the city, the property abutting on each improvement, or otherwise assessable, shall be assessed for only one-fourth of the final total cost of each such improvement, and the three-fourths balance shall be paid by the city out of the moneys appropriated as aforesaid.

3. That a certified copy of this resolution shall be sent to the Common Council with a proposed ordinance attached thereto authorizing the use of the moneys derived from the aforesaid sale of bonds and the reallocation of the appropriation of the proceeds to this board to be used as herein set out, and with the further provision that all of said improvements as herein set out shall be continued and completed so long as any of said total funds remain available for that purpose and that the amounts of the estimated costs to the city and reallocated by this board as necessity may reasonably require in completing each successive improvement; and that when the aforesaid designated improvements are all completed and paid for, any balance then left in said fund may be applied in like manner to any similar resurfacing improvement of any additional street or streets then designated by the board for that purpose; and that any balance then finally left, if not sufficient for any such further purpose shall thereupon, by order of this board and transfer by ordinance, revert to this board's "Street Resurfacing Fund," or as designated by the Common Council.

STATE OF INDIANA, }
 COUNTY OF MARION, } ss:

I, Ernest F. Frick, Secretary of the Board of Public Works of the City of Indianapolis, do hereby certify that the above and foregoing is a true and correct copy of a resolution adopted by the said Board of Public Works on October 1, 1930, as shown in Minute Record Book MM, page, in the office of the Board of Public Works.

ERNEST F. FRICK.

UNITED TRANSPORTATION COMPANY, INCORPORATED

507 Meyer-Kiser Bank Building

Indianapolis, Indiana

October 3, 1930.

Common Council, City of Indianapolis, Indianapolis, Indiana:

Gentlemen:

The United Transportation Company, Incorporated, operating United cabs, at present the largest fleet of taxicabs in the City of Indianapolis, invites your attention to the camouflage of the proposed "model" taxicab ordinance, as published in today's press:

Quoting from the press, the outstanding provisions of the proposed ordinance are:

1. Establishment of minimum and maximum fares.
2. Setting a straight \$25 license fee on cabs instead of \$100 for the first cab and \$25 for each additional cab.
3. Issuance of no additional license after September 1, 1930.
4. No call boxes any place in the city except with the written consent of abutting property owners.
5. A \$1.00 license fee for drivers, to be obtained from the City Controller after it has been shown the driver's record is free of crime, immoral conduct, unsound health or other possible detriments to his ability and efficiency.
6. Drivers must remain seated in cabs while soliciting patrons."

We contend that this is a rate-raising ordinance forcing higher taxicab rates upon the people of the City of Indianapolis.

We know that the people of the City of Indianapolis are not requesting or demanding that taxicab rates be increased.

We know that the people of Indianapolis are not requesting or demanding that the Board of Safety of the City of Indianapolis be made into a city Public Service Commission (as outlined in paragraph 3, quoted above) with authority to issue "Certificates of Convenience" and deny additional taxicab licenses.

The United Transportation Company is operating taxicabs on the rate of 25c for the first two miles and 10c for each additional half-mile.

The United cabs make no charge for extra passengers up to three. In other words, four can ride as cheaply as one.

United cabs can profitably render the public unexcelled taxicab service at these rates for the following reasons:

1. The United Transportation Company is a driver-owner organization.
2. The United Transportation Company officers are taxicab drivers.
3. The United Transportation Company believes in giving the public the benefit of low rates.
4. Most of the United Transportation Company drivers are married men supporting families and are long-time residents of the City of Indianapolis—one has a daughter in Butler University and several have children in high school; some are buying homes.

5. United Transportation Company passengers are insured against loss by personal injury by insurance policies, deposited with the City Controller of Indianapolis, of \$5,000-\$10,000 limits, in conformity with the public liability ordinance of the City of Indianapolis.

On the present United rates, working men and women can afford to ride taxicabs. Many of our patrons are working people and we are NOT in favor of legislation compelling us to charge these working people a higher rate. Of course, wealthy people would ride taxicabs regardless of price, but working people, under higher rates, would to a great extent find that they could not afford to use taxicab service.

The facts are that during the past four years the Indianapolis taxicab-riding public has preferred United cabs, which is evidenced by the fact that the United fleet is the largest taxicab fleet in the City of Indianapolis.

Our competitors now realize that they do not control the taxi business of Indianapolis as they did in years past—hence they want the City Council to help them by forcing higher rates upon Indianapolis citizens.

Respectfully submitted,

UNITED TRANSPORTATION COMPANY, INC.

By WILLIAM H. McLAUGHLIN,

Secretary.

Mr. Henry asked for a recess. The motion was made and seconded by Mr. Hildebrand and the Council recessed at 7:40 p. m.

The Council reconvened from its recess at 8:25 p. m., with the same members present as before.

COMMITTEE REPORTS

October 6, 1930.

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. 74, 1930, entitled "Ratification of Contract—U. S. Department of Agriculture—Weather Bureau and Municipal Airport," beg leave to report that we have had said ordinance under consideration, and recommend that the same be passed.

C. A. HILDEBRAND, Chairman.
CHAS. C. MORGAN.
LEO F. WELCH.
FRED C. GARDNER.
MAURICE E. TENNANT.

October 6, 1930.

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

Gentlemen:

We, your Committee on Finance, to whom was referred General Ordinance No. 75, 1930, entitled "Transfer of Funds—Street Commissioner's Department," beg leave to report that we have had said ordinance under consideration, and recommend that the same be passed.

J. A. HOUCK, Chairman.
C. A. HILDEBRAND.
LEO F. WELCH.
FRED C. GARDNER.
MAURICE E. TENNANT.

October 6, 1930.

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

Gentlemen:

We, your Committee on Finance, to whom was referred General Ordinance No. 76, 1930, entitled "Transfer of Funds—Police Department," beg leave to report that we have had said ordinance under consideration, and recommend that the same be passed.

J. A. HOUCK, Chairman.
C. A. HILDEBRAND.
LEO F. WELCH.
FRED C. GARDNER.
MAURICE E. TENNANT.

October 6, 1930.

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. 77, 1930, entitled "Appointment of Sergeant in Police Department," beg leave to report that we have had said ordinance under consideration, and recommend that the same be passed.

MAURICE E. TENNANT, Chairman.
CHAS. C. MORGAN.
C. I. WHEATLEY.
LEO F. WELCH.
FRED C. GARDNER.

October 6, 1930.

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

Gentlemen:

We, your Committee on Finance, to whom was referred General Ordinance No. 78, 1930, entitled "Transfer of Funds—Department Public

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

J. A. HOUCK, Chairman.
C. A. HILDEBRAND.
LEO F. WELCH.
FRED C. GARDNER.
MAURICE E. TENNANT.

October 6, 1930.

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

Gentlemen:

We, your Committee on Finance, to whom was referred General Ordinance No. 79, 1930, entitled "Transfer of Funds—Sanitary Commissioners," beg leave to report that we have had said ordinance under consideration, and recommend that the same be passed.

J. A. HOUCK, Chairman.
C. A. HILDEBRAND.
LEO F. WELCH.
FRED C. GARDNER.
MAURICE E. TENNANT.

October 6, 1930.

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. 80, 1930, entitled "Appointment Assistant Superintendent Municipal Airport," beg leave to report that we have had said ordinance under consideration, and recommend that the same be passed as amended.

C. A. HILDEBRAND, Chairman.
LEO F. WELCH.
FRED C. GARDNER.
CHAS. C. MORGAN.
MAURICE E. TENNANT.

October 6, 1930.

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. 81, 1930, entitled "Switch Contract—Draper street," beg leave to report that we have had said ordinance under consideration, and recommend that the same be passed.

C. A. HILDEBRAND, Chairman.
LEO F. WELCH.
FRED C. GARDNER.
CHAS. C. MORGAN.

INTRODUCTION OF GENERAL ORDINANCES

By City Controller:

GENERAL ORDINANCE No. 82, 1930

AN ORDINANCE transferring money from certain funds and reappropriating the same to other numbered funds, 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 sum of Seven Hundred Fifty Dollars (\$750.00) now in City Controller's Fund No. 36—Office Supplies, be and the same is hereby transferred therefrom and reappropriated in the total amount thereof, namely, Seven Hundred Fifty Dollars (\$750.00), to the following numbered funds in the office of the City Controller, to wit: Fund No. 24—Printing and Advertising, Two Hundred Dollars (\$200.00); Fund No. 51—Insurance and Premiums, Five Hundred Fifty Dollars (\$550.00).

Sec. 2. This ordinance shall be in full force and effect from and after its passage, approval by the Mayor and publication as required by law.

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

By City Controller:

GENERAL ORDINANCE No. 83, 1930

AN ORDINANCE providing for and authorizing the City Controller, for and on behalf of the City of Indianapolis, to borrow the sum of Fifteen Thousand Dollars (\$15,000.00), and for the sale of fifteen (15) bonds of One Thousand Dollars (\$1,000.00) each of said city, 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 repair and reconstruction of the refrigeration plant in the city market house, providing for the time and manner of advertising the sale of said bonds and the receiving of bids for the same, together with the mode and terms of sale, appropriating the money received from said sale to the Board of Public Safety of the City of Indianapolis, and fixing a time when this ordinance shall take effect.

Whereas, On September 9, 1930, the Board of Public Safety of the City of Indianapolis adopted its Miscellaneous Resolution No. 1, providing for the repairing and reconstruction of the refrigeration plant in the market house of the City of Indianapolis; and,

Whereas, Plans and specifications and estimates have been submitted to the Board of Public Safety, entailing an estimated expenditure for the necessary repairing and reconstruction of said market refrigeration plant in the amount of Fifteen Thousand Dollars (\$15,000.00); and,

Whereas, The refrigeration plant in the market house of the City of Indianapolis is not self-sustaining and does not in itself provide revenues with which this repair and reconstruction can be made; and,

Whereas, There is not now and will not be sufficient funds in the treasury of the City of Indianapolis with which to meet the aforesaid expenditures for the improvements indicated, and there being no provision heretofore made by the Common Council therefor, and it being necessary for the City of Indianapolis to borrow the aforesaid total of Fifteen Thousand Dollars (\$15,000.00) in order to procure a fund to be devoted to the purposes set out herein as aforesaid, and to issue and sell its bonds in said amount, payable from the general revenues and funds of the said city, or as may be otherwise authorized or required by law, including an act of the General Assembly of the State of Indiana, entitled "An act concerning municipal corpo-

rations," approved March 6, 1905, and all acts amendatory thereof or supplemental thereto. Now, therefore,

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF INDIANAPOLIS, INDIANA:

Section 1. That the City Controller be and he is hereby authorized, for the purpose of procuring money to be used in the repairing and reconstruction of the refrigeration plant in the market house of the City of Indianapolis, to prepare, issue and sell fifteen (15) bonds of the City of Indianapolis, Marion County, Indiana, of One Thousand Dollars (\$1,000.00) each, which bonds shall bear the date of December 1, 1930, and shall be numbered one (1) to fifteen (15), both inclusive, and shall be designated "Market Refrigeration Plant Repair Bonds of 1930, First Issue," and shall bear interest at the rate of four per cent (4%) per annum, payable semi-annually on the first day of January and the first day of July each year of the period of said bonds; and said bonds shall be issued in fifteen (15) series, each series of which shall be one (1) bond of One Thousand Dollars (\$1,000.00). The first series of said bonds shall be due and payable on July 1, 1929, and one of said series shall be due and payable on the first day of July of each year thereafter until and including July 1, 1946.

The interest on said bonds shall be evidenced by proper coupons thereunto attached for the payment of said semi-annual interest, and the first coupon attached to each bond shall be for the interest on said bond from the date of issue until the first day of July, 1932. Said bonds and interest coupons thereunto attached shall be negotiable and payable at the office of the City Treasurer of the City of Indianapolis, at Indianapolis, Indiana, and said bonds shall be signed by the Mayor and City Controller of the City of Indianapolis, and attested by the City Clerk, who shall affix the seal of said city to each bond, 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 of said city 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 issuance and negotiation of said bonds to register in a book kept for that purpose all of said bonds so issued and negotiated in serial numbers, beginning with the bond numbered one (1), giving also the date of issuance, the amount, date of maturity, rate of interest, and the time and place where

said interest shall be payable; and 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

UNITED STATES OF AMERICA

City of Indianapolis

MARION COUNTY

STATE OF INDIANA

MARKET REFRIGERATION PLANT REPAIR
BONDS OF 1930, First Issue.

TOTAL ISSUE, \$15,000.00.

For value received, the City of Indianapolis, Marion County, State of Indiana, hereby promises to pay to the bearer, on the first day of July, 19. . . . , at the City Treasurer's office of the City of Indianapolis, Indiana, One Thousand Dollars (\$1,000.00) in lawful money of the United States of America, together with interest thereon at the rate of four per cent (4%) per annum from date until paid.

The first interest payable on the first day of July, 1932, and the interest thereafter payable semi-annually on the first day of January and July, respectively, upon the presentation of the proper interest coupon hereunto attached, and which are made a part of this bond.

This bond is one of an issue of fifteen (15) bonds of One Thousand Dollars (\$1,000.00) each, numbered from one (1) to fifteen (15), both inclusive, of date of December 1, 1930, which bonds shall mature in series of one (1) bond each year for fifteen (15) years, the first series maturing July 1, 1932, and successive series on the first day of July of each year thereafter until and including July 1, 1946. These bonds are issued by the City of Indianapolis, Indiana, pursuant to an ordinance duly passed by the Common Council of said city on the day of, 1930, and by virtue of the laws of the State of Indiana, including 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. The object of this issue is to secure a total fund of Fifteen Thousand Dollars (\$15,000.00), duly appropriated by the ordinance aforesaid for the use of the Board of Public Safety of the said City of Indianapolis for the repair and reconstruction of the refrigeration plant in the city market house in the City of Indianapolis.

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 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, Marion County, 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 thereto, this as of the.....day of....., 1930.

.....
Mayor.

.....
City Controller.

Attest:

.....
City Clerk.

Sec. 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 (1) 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, Indiana, and as required and authorized by law, and may otherwise advertise for such bids or proposals as he may deem advisable. Such advertisement shall describe said bonds with such detail 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; the date of opening bids or proposals therefor, the terms of sale, the right of the City Controller to reject any and all bids, the amount of deposit each bidder shall be required to make, and when and where the bonds shall be delivered and paid.

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 or cashier's check, upon some responsible bank or trust company in the City of Indianapolis, payable to the order of the City Treasurer for a sum of money which shall equal two and one-half per cent (2½%)

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 eleven (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 said hour and twelve (12) noon, of said day, he shall open said bids or proposals, and shall continue to receive bids at said time and place from day to day thereafter until said bonds are sold. 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 of 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 said 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 hereinafter provided.

Sec. 4. In case the City Controller shall reject all bids submitted, or if he shall award only a part of said bids, 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 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.

Sec. 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 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 contract for 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 or 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.

Sec. 6. Delivery of any bonds sold shall be made at the office of the City Controller of the City of Indianapolis, Indiana, upon such day or days as may be specified in the advertisement or advertisements for proposals or within such time thereafter as may be fixed by the City Controller and the purchaser or purchasers and the City Controller may extend the time for such delivery not more than twenty 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 time, and his or their 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 as provided in this ordinance.

Sec. 7. The bonds taken and paid for to the satisfaction of the City Controller shall be a binding obligation upon the City of Indianapolis, Indiana, according to their tenor and effect, and the proceeds derived from the sale or sales, or both, as herein authorized, shall be and are hereby appropriated to the Board of Public Safety for the repairing and reconstruction of the refrigeration plant in the market house of the City of Indianapolis, as provided for by the action of said Board of Public Safety, and the same shall constitute and continue as an appropriation for the specified purposes as hereinbefore set out until all of the said improvements have been made and paid for.

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

Sec. 9. This ordinance shall be in full force and effect from and after its passage and approval by the Mayor.

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

By City Controller:

GENERAL ORDINANCE No. 84, 1930

AN ORDINANCE providing for and authorizing the City Controller for and on behalf of the City of Indianapolis, to borrow the sum of Eleven Thousand Dollars (\$11,000.00), 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 improving Kentucky avenue from the west line of pavement in Harding street to the east line of pavement in Belmont avenue, providing for the time and manner of advertising the sale of said bonds and the receiving of bids for the same, together with the mode and terms of sale, appropriating the proceeds derived from the sale of said bonds to the Department of Public Works, and fixing a time when the same shall take effect.

Whereas, The improvement of Kentucky avenue from the west line of pavement in Harding street to the east line of pavement in Belmont avenue is provided for in Improvement Resolution No. 14447, adopted and confirmed by the Board of Public Works of the City of Indianapolis; and,

Whereas, It was ascertained that the estimated cost of the proposed improvement of Kentucky avenue was in excess of the amount of special benefits which may be assessed against the real estate abutting along the proposed improvement; and,

Whereas, The Board of Public Works has heretofore entered into an agreement with the Board of County Commissioners of Marion County, Indiana, providing that the proposed improvement of Kentucky avenue as above set out is a matter of public utility and general benefit, said agreement also setting out the beginning, termination, width, kind and character of the improvement, and providing that the cost of the improvement in excess of special benefits that may be assessed be paid one-half by the City of Indianapolis and one-half by Marion County; and,

Whereas, It is deemed necessary and proper for the best interests of the City of Indianapolis and the inhabitants thereof to proceed with the work provided for in said Improvement Resolution No. 14447; 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 the aforesaid improvement, and there being no appropriation heretofore made by the Common Council therefor, and it being necessary for the said City of Indianapolis to borrow said Eleven Thousand Dollars (\$11,000.00) in order to procure a fund to be devoted to the purposes set out in said resolution and to issue and sell its bonds in said amounts, payable from the general revenues and funds of said city or from the sinking fund of said city or as may be otherwise required by law or as authorized by an act of the General Assembly of the State of Indiana, entitled "An act for an act concerning the improvement of streets and public highways in cities of the first class which connect with, extend or continue as hard surface public highways beyond the corporate limits of such city in the county in which such city is located, providing for the assessment of part of the cost of such improvement against the abutting real estate and that the remainder of the cost of such improvement shall be paid equally by such city and the county in which such city is located, and declaring an emergency," being Chapter 235 of the Acts of 1921, in force March 10, 1921, and all acts amendatory thereof and supplemental thereto. Now, therefore,

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF INDIANAPOLIS, INDIANA:

Section 1. That the City Controller be and he is hereby authorized for the purpose of procuring money to be used for the purpose of paying the city's share of the cost of improving Kentucky avenue from the west line of pavement in Harding street to the east line of pavement in Belmont avenue; to prepare, issue and sell eleven (11) new bonds of the City of Indianapolis, Indiana, of One Thousand Dollars (\$1,000.00) each, which bonds shall bear the date of December 1, 1930, and shall be numbered from one (1) to eleven (11), both inclusive, and shall be designated as "MUNICIPAL STREET IMPROVEMENT BONDS OF 1930, THIRD ISSUE," and shall bear interest at the rate of four per cent (4%) per annum, payable semi-annually on the first day of January and the first day of July of each year for the period of said bonds. Said bonds shall be issued in eleven (11) series of one (1) bond of One Thousand Dollars (\$1,000.00) each, totaling the sum of Eleven Thousand

Dollars (\$11,000.00). The first series of said issue to be due and payable on the first day of July, 1932, and one (1) series of said bonds becoming due and payable on the first day of July of each year thereafter until July 1, 1942, when, and by which date, the entire series shall be retired. The said interest on said bonds shall be evidenced by appropriate coupons thereunto attached, for the payment of said semi-annual interest, and the first coupon attached to each bond shall be for the interest on said bond from the date of issue until the first day of July, 1932; said bonds and interest coupons thereunto attached shall be negotiable and payable at the City Treasurer's office at the City of Indianapolis, Indiana. Said bonds shall be signed by the Mayor and the City Controller of the City of Indianapolis, Indiana, and attested by the City Clerk, who shall affix the seal of the City of Indianapolis 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 of 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 of said city in due form, irrevocably pledging the faith of the City of Indianapolis, Indiana, to the payment 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 numbered one (1), giving also the date of issuance, amount, date of maturity, rate of interest, and the time and place where said interest shall be payable, and 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

UNITED STATES OF AMERICA

CITY OF INDIANAPOLIS

MARION COUNTY

STATE OF INDIANA

MUNICIPAL STREET IMPROVEMENT BONDS OF 1930

THIRD ISSUE

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 appraisalment laws, on the first day of July, 1932, at the City

Treasurer's office of the City of Indianapolis, Indiana, One Thousand Dollars (\$1,000.00) in lawful money of the United States of America, together with interest thereon at the rate of four per cent (4%) per annum from date until paid.

The first interest payable on the first day of July, 1932, 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 eleven (11) bonds of One Thousand Dollars (\$1,000.00) each, numbered from one (1) to eleven (11), both inclusive, of date of December 1, 1930. Said bonds mature in series of one (1) bond each year for eleven (11) years, beginning July 1, 1932, and one (1) bond on the first day of July until and including July 1, 1942. 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....., 1930, and an act of the General Assembly of the State of Indiana, entitled "An act for an act concerning the improvement of streets and public highways in cities of the first class which connect with, extend or continue as hard surface public highways beyond the corporate limits of such city in the county in which such city is located, providing for the assessment of part of the cost of such improvement against the abutting real estate and that the remainder of the cost of such improvement shall be paid equally by such city and the county in which such city is located, and declaring an emergency," in force March 10, 1921, and all acts amendatory thereof and supplemental thereto, by virtue of a resolution passed by the Board of Public Works of the City of Indianapolis on September 5, 1930.

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 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 interest and principal 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 this as of the.....day of....., 1930.

.....
Mayor.

.....
City Controller.

Attest:

.....
City Clerk.

Sec. 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 consecutive weeks in two daily newspapers of opposite political faith of general circulation, printed and published in the English language, in the City of Indianapolis, Marion County, Indiana, as required and authorized by law; 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 said City Controller shall see fit and shall set forth the amount of said 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.

Sec. 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 per cent (2½%) 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 thereafter at the office of the City Controller until eleven 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 between the said hour and twelve 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 or any number thereof, to the highest and best bidder therefor, and said City Controller shall have the right to reject any or all such bids or proposals or any part thereof and shall have the right to accept any 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. The provisions shall apply to the case of reoffering and re-advertising 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 bids, he shall readvertise the bonds remaining unsold in the manner as herein prescribed for the original advertisement, and 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.

Sec. 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 contract for 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 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 for 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 to 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 of the bonds, said pro-

ceeds of said certified or cashier's check may be applied and deemed a payment on account of the purchase of said bonds.

Sec. 6. Delivery of any bonds 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 or within such time thereafter as may be fixed 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 time, and his or their refusal or neglect or omission so to do, shall be a breach of the contract of his or their bid or proposal on account of which damages shall be retained or recovered as liquidated, as provided in this ordinance.

Sec. 7. The bonds taken and paid for to the satisfaction of the City Controller shall be a binding obligation of the City of Indianapolis according to their tenor and effect and the proceeds derived from the sale or sales, or both, as herein authorized, shall be and are hereby appropriated to the Department of Public Works, for the payment of the city's share of the cost of the improvement of said Kentucky avenue from the west line of pavement in Harding street to the east line of pavement in Belmont avenue.

Sec. 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.

Sec. 9. This ordinance shall be in full force and effect from and after its passage and approval by the Mayor.

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

By Board of Safety:

GENERAL ORDINANCE No. 85, 1930

AN ORDINANCE concerning the transmission of information by telephone or telegraph relative to bets or wagers on the result of any horse race, baseball game or other game, providing a penalty for its violation, 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. It shall be unlawful for any person to send or receive by telephone or telegraph within the City of Indianapolis any bet or wager or information of any kind relative to any bet or wager on the result of any horse race, baseball game or other game or contest, or for any telephone or telegraph company to knowingly permit any person to transmit any bet, wager or information relative to any bet or wager on the result of any horse race, baseball game or any other game or contest, over any telephone or telegraph lines maintained and operated by any such telephone or telegraph company between points within the City of Indianapolis or to or from any place within said City of Indianapolis and any place within the State of Indiana.

Sec. 2. Any person violating any of the provisions of this ordinance shall, upon conviction, be fined in any sum not exceeding Three Hundred Dollars (\$300.00), to which may be added imprisonment not to exceed six (6) months.

Sec. 3. This ordinance shall be in full force and effect from and after its passage, approval by the Mayor and publication as by law required.

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

By Board of Safety:

GENERAL ORDINANCE No. 86, 1930

AN ORDINANCE concerning the possession, for the purpose of sale, of any lottery or baseball pool tickets, or the possession of any records, books, tickets or memoranda, used or intended to be used for the purpose of registering or recording bets, wagers or pools on any horse race or any game, providing a penalty for its violation, 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. It shall be unlawful for any person to have in his possession, for the purpose of sale, any lottery or baseball pool ticket, or

any book, record, ticket, receipt or memoranda, used or to be used for the purpose of registering or recording any bet, wager or pool on the result of any horse race or any game.

Sec. 2. It shall be unlawful for the owner or the lessee of any building or room within the City of Indianapolis to knowingly permit any person having in his possession, for the purpose of sale, any lottery or baseball pool ticket or any book, record, ticket, receipt or memoranda used or to be used by such person for the purpose of registering or recording any bet or pool on the result of any horse race or any game, to be in or occupy any such building or room.

Sec. 3. Any person violating any of the provisions of this ordinance shall, upon conviction, be fined in any sum not exceeding Three Hundred Dollars (\$300.00), to which may be added imprisonment not exceeding six (6) months.

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

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

By Board of Works:

GENERAL ORDINANCE No. 87, 1930

AN ORDINANCE supplemental to General Ordinance No. 22, 1930, and construing and clarifying the purposes of the appropriation and use of the proceeds from the issue and sale of bonds authorized by said General Ordinance No. 22, 1930, which funds are now in the hands of the City Treasurer, subject to warrants of the Board of Public Works, and providing for the reallocation of said funds among the improvement projects, and for changes in the program of improvements and in the several costs thereof, and for the control thereover by the Board of Public Works in the expenditure of said fund as a continuing appropriation for the payment of the city's share of the cost of certain public improvements, pursuant to the revised program thereof herein referred to; and fixing a time when the same shall take effect.

Whereas, By General Ordinance No. 22, 1930, the proceeds of a sale of bonds thereby authorized were duly appropriated to the Board of Public Works to pay the city's share of a proposed program of improvements of certain public streets and places, as therein referred to, and by the amendment of such ordinance the total amount of said bond issue was reduced to eliminate from the program three "connecting line (properly 'link') law" projects aggregating an estimated cost of \$34,000.00, but by oversight the said projects thus intended to be eliminated were nowhere so specified; and also the purpose to permit reasonable changes in the program and reasonable reallocations and reasonable alterations among the several projects of the estimated costs thereof, as finally determined by the receipt of bids and the final completion of contracts, with necessary changes and extras arising during the execution of the work, so long as the aggregate cost should not exceed the total appropriation for the complete program, and also the description of some of the proposed projects, in all such respects are not clearly expressed; and,

Whereas, Said board has found that a certain revision of and changes in said program and costs have become necessary for the public utility and welfare and has set out such revised program in its resolution duly adopted on October 1, 1930, and entered in Minute Record MM, page, which resolution has been presented to and examined by the Common Council and the record thereof is hereby referred to for the contents thereof; and it further appearing that the total proceeds of said sale of bonds, including the premium, are sufficient to carry out said revised program, and should all remain available until the completion thereof, with any additions to the program that may be made by the board and paid for out of any balance remaining in such fund. Now, therefore,

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF INDIANAPOLIS, INDIANA:

Section 1. That the facts as set out in the preamble hereto are hereby adopted, approved and ratified, and the Board of Public Works is hereby authorized to make and carry out the changes and revision both in the program of improvement projects and in any or all of the respective costs thereof, together with any necessary reallocation of such costs as among the several projects, either now or hereafter, as said Board shall determine to be essential to the public utility and welfare, all as set out in the revised program and resolution of said board, adopted October 1, 1930, and referred to in the preamble; and said board is hereby further authorized to change said program of improve-

ment projects by eliminating or adding any project as now proposed and set out in said revised program and to use for the purposes expressed in paying the city's share of the costs all of said fund derived from the sale of said bonds and previously appropriated to said board, so long as any balance thereof remains sufficient in amount to pay the city's share of each said project or of any similar improvement projects; and said fund shall be a continuing fund appropriated for the purposes and uses heretofore and now expressed, until all thereof is exhausted, or said program is completed; and any balance finally remaining, which the board finds is insufficient for further similar projects, shall be subject to transfer by ordinance to any other fund in the city budget as may be then determined by the Common Council.

Sec. 2. All the acts, contracts and expenditures of said Board of Public Works, and those acting for it, under and pursuant to the program of improvements described in said General Ordinance No. 22, 1930, together with all changes in and additions to the several projects and in and to the respective costs thereof, either made or proposed by said board prior to the effective date of this ordinance, are all hereby ratified, approved and confirmed.

Sec. 3. This ordinance shall be deemed to be supplemental to General Ordinance No. 22, 1930, and shall not repeal the same except where the provisions hereof are inconsistent with any part thereof.

Sec. 4. This ordinance shall be in full force and effect from and after its passage and approval by the Mayor.

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

Mr. Houck made a motion that the rules be suspended as to the time of filing of copies of ordinances, and that General Ordinance No. 88, 1930, be received and considered by the Council. The motion was seconded by Mr. Welch and passed by the following roll call vote:

Ayes, 9, viz.: Mr. Gardner, Mr. Henry, Mr. Hildebrand, Mr. Houck, Mr. Morgan, Mr. Tennant, Mr. Welch, Mr. Wheatley, President Ropkey.

President Ropkey declared the rules suspended for the purpose of receiving and introducing General Ordinance No. 88, 1930.

By City Controller:

GENERAL ORDINANCE No. 88, 1930

AN ORDINANCE transferring moneys from certain funds and reappropriating the same to other numbered funds, 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 sum of Four Hundred Dollars (\$400.00) now in Barrett Law Fund No. 11, "Salaries and Wages, Regular" be and the same is hereby transferred therefrom and reappropriated to the following numbered funds:

To Barrett Law Fund No. 72, "Equipment," Three Hundred Dollars (\$300.00);

To Assessment Bureau Fund No. 36, "Office Supplies," One Hundred Dollars (\$100.00).

Sec. 2. This ordinance shall be in full force and effect from and after its passage, approval by the Mayor and publication as by law required.

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

ORDINANCES ON SECOND READING

Mr. Hildebrand called for General Ordinance No. 74, 1930, for second reading. It was read a second time.

On motion of Mr. Hildebrand, seconded by Mr. Tennant, General Ordinance No. 74, 1930, was ordered engrossed, read a third time and placed upon its passage.

General Ordinance No. 74, 1930, was read a third time by the Clerk and passed by the following roll call vote :

Ayes, 9, viz.: Mr. Gardner, Mr. Henry, Mr. Hildebrand, Mr. Houck, Mr. Morgan, Mr. Tennant, Mr. Welch, Mr. Wheatley, President Ropkey.

Mr. Houck called for General Ordinance No. 75, 1930, for second reading. It was read a second time.

On motion of Mr. Houck, seconded by Mr. Wheatley, General Ordinance No. 75, 1930, was ordered engrossed, read a third time and placed upon its passage.

General Ordinance No. 75, 1930, was read a third time by the Clerk and passed by the following roll call vote :

Ayes, 9, viz.: Mr. Gardner, Mr. Henry, Mr. Hildebrand, Mr. Houck, Mr. Morgan, Mr. Tennant, Mr. Welch, Mr. Wheatley, President Ropkey.

Mr. Houck called for General Ordinance No. 76, 1930, for second reading. It was read a second time.

On motion of Mr. Houck, seconded by Mr. Wheatley, General Ordinance No. 76, 1930, was ordered engrossed, read a third time and placed upon its passage.

General Ordinance No. 76, 1930, was read a third time by the Clerk and passed by the following roll call vote:

Ayes, 9, viz.: Mr. Gardner, Mr. Henry, Mr. Hildebrand, Mr. Houck, Mr. Morgan, Mr. Tennant, Mr. Welch, Mr. Wheatley, President Ropkey.

Mr. Tennant called for General Ordinance No. 77, 1930, for second reading. It was read a second time.

On motion of Mr. Tennant, seconded by Mr. Welch, General Ordinance No. 77, 1930, was ordered engrossed, read a third time and placed upon its passage.

General Ordinance No. 77, 1930, was read a third time by the Clerk and passed by the following roll call vote:

Ayes, 9, viz.: Mr. Gardner, Mr. Henry, Mr. Hildebrand, Mr. Houck, Mr. Morgan, Mr. Tennant, Mr. Welch, Mr. Wheatley, President Ropkey.

Mr. Houck called for General Ordinance No. 78, 1930, for second reading. It was read a second time.

On motion of Mr. Houck, seconded by Mr. Wheatley, General Ordinance No. 78, 1930, was ordered engrossed, read a third time and placed upon its passage.

General Ordinance No. 78, 1930, was read a third time by the Clerk and passed by the following roll call vote:

Ayes, 9, viz.: Mr. Gardner, Mr. Henry, Mr. Hildebrand, Mr. Houck, Mr. Morgan, Mr. Tennant, Mr. Welch, Mr. Wheatley, President Ropkey.

Mr. Houck called for General Ordinance No. 79, 1930, for second reading. It was read a second time.

On motion of Mr. Houck, seconded by Mr. Tennant, General Ordinance No. 79, 1930, was ordered engrossed, read a third time and placed upon its passage.

General Ordinance No. 79, 1930, was read a third time by the Clerk and passed by the following roll call vote:

Ayes, 9, viz.: Mr. Gardner, Mr. Henry, Mr. Hildebrand, Mr. Houck, Mr. Morgan, Mr. Tennant, Mr. Welch, Mr. Wheatley, President Ropkey.

Mr. Hildebrand called for General Ordinance No. 80, 1930, for second reading. It was read a second time.

Mr. Henry presented the following written motion to amend General Ordinance No. 80, 1930:

October 6, 1930.

Mr. President:

I move that General Ordinance No. 80, 1930, be amended by striking out the word "Mayor" in line fifteen, section one, and inserting in lieu thereof the following words, "Common Council", and by striking out in line 12, section one, the words and figures, "October 1", and inserting in lieu thereof the following words and figures, "October 15".

GEORGE A. HENRY,
Councilman.

The motion was seconded by Mr. Welch and passed by the following roll call vote:

Ayes, 9, viz.: Mr. Gardner, Mr. Henry, Mr. Hildebrand, Mr. Houck, Mr. Morgan, Mr. Tennant, Mr. Welch, Mr. Wheatley, President Ropkey.

On motion of Mr. Hildebrand, seconded by Mr. Gardner, General Ordinance No. 80, 1930, as amended was ordered engrossed, read a third time by the Clerk and passed by the following roll call vote:

Ayes, 9, viz.: Mr. Gardner, Mr. Henry, Mr. Hildebrand, Mr. Houck, Mr. Morgan, Mr. Tennant, Mr. Welch, Mr. Wheatley, President Ropkey.

Mr. Hildebrand called for General Ordinance No. 81, 1930, for second reading. It was read a second time.

On motion of Mr. Hildebrand, seconded by Mr. Wheatley, General Ordinance No. 81, 1930, was ordered engrossed, read a third time and placed upon its passage.

General Ordinance No. 81, 1930, was read a third time by the Clerk and passed by the following roll call vote:

Ayes, 9, viz.: Mr. Gardner, Mr. Henry, Mr. Hildebrand, Mr. Houck, Mr. Morgan, Mr. Tennant, Mr. Welch, Mr. Wheatley, President Ropkey.

MISCELLANEOUS BUSINESS

Mr. Henry made the following motion:

Mr. President:

I move that the Superintendent of the Airport be instructed to make a report in writing, a copy of which is to be mailed to each individual member of the Common Council before the first meeting of each month.

The motion was seconded by Mr. Wheatley and passed by the following roll call vote:

Ayes, 9, viz.: Mr. Gardner, Mr. Henry, Mr. Hildebrand, Mr. Houck, Mr. Morgan, Mr. Tennant, Mr. Welch, Mr. Wheatley, President Ropkey.

On motion of Mr. Wheatley, seconded by Mr. Henry, the Common Council adjourned at 8:50 p. m.

We hereby certify that the above and foregoing is a full, true and complete record of the proceedings of the Common Council of the City of Indianapolis, held on the 6th day of October, 1930, at 7:30 p. m.

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

Ernest C Ropkey

President.

Attest:

Henry O Coett

City Clerk.

(SEAL.)