

SPECIAL MEETING.

COUNCIL CHAMBER, CITY OF INDIANAPOLIS, IND.

WEDNESDAY, January 31, 1912.

The Common Council of the City of Indianapolis met in the Council Chamber, Wednesday evening, January 31, 1912, at 7:30 o'clock, in special session, President Charles B. Stiliz in the chair, pursuant to the following call:

INDIANAPOLIS, INDIANA, January 31, 1912.

To the Members of the Common Council of the City of Indianapolis:

GENTLEMEN: You are hereby notified that there will be a Special Meeting of the Common Council held in the Council Chamber, Wednesday evening, January 31, 1912, at 7:30 o'clock, for the purpose of receiving communications from the City Controller, and the introduction and reference to the proper Committees the following ordinances:

An ordinance prohibiting the manufacture, storage and sale of certain explosives and inflammable products, fixing a time when the same shall take effect, and repealing all ordinances in conflict herewith.

An ordinance authorizing the sale of Forty (40) bonds of One Thousand (\$1,000) Dollars each of the City of Indianapolis, Indiana, 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, for the purpose of procuring money to be used for the purpose of purchasing certain real estate, to be rented, leased or conveyed for a valuable consideration, to the Trustees of Indiana University or the State of Indiana, on account of the Trustees of the Indiana University, and providing for the time and manner of advertising, sale of bonds and the receipt of bids for the same, together with the mode of terms of sale, and fixing a time when the same shall take effect.

An ordinance authorizing the purchasing of the following described real estate, and the leasing of the same to the Trustees of the Indiana University, for the purpose of a dispensary and hospital, for the use and benefit of the City of Indianapolis and its inhabitants.

An ordinance providing for the transfer of \$3,000 from a certain fund to a certain fund in and for the use of the Department of Finance and fixing a time when the same shall take effect.

An ordinance providing for the transfer of \$900 from a certain fund to a certain fund in and for the use of the Department of Finance and fixing a time when the same shall take effect.

Also for receiving reports from standing Committees and the consideration and final action on General Ordinance No. 4, 1912.

I have the honor to remain,

Yours very truly,

CHARLES B. STILZ,
President.

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

EDWARD A. RAMSAY,
City Clerk.

Which was read.

The Clerk called the roll.

Present: The Hon. Charles B. Stilz, President of the Common Council, and 4 members, viz.: Messrs. Johnson, McCarthy, Copeland and Blumberg.

Absent, 4, viz.: Messrs. Rubens, Denny, Owen and Troy.

REPORTS FROM CITY OFFICERS.

From City Controller:

DEPARTMENT OF FINANCE,
OFFICE OF CITY CONTROLLER.
INDIANAPOLIS, IND., January 31, 1912.

To the President and Members of the Common Council:

GENTLEMEN:—I submit herewith an ordinance authorizing the purchase of certain real estate which was prepared by City Attorney and which is in connection with the bond ordinance authorizing a bond issue of \$40,000.00 and recommend its passage.

Respectfully submitted,

HARRY R. WALLACE,
City Controller.

From City Controller:

DEPARTMENT OF FINANCE,
OFFICE OF CITY CONTROLLER.
INDIANAPOLIS, IND., January 31, 1912.

To the President and Members of the Common Council:

GENTLEMEN:—I submit herewith a bond ordinance for \$40,000.00 prepared by City Attorney and recommend its passage.

Respectfully submitted,

HARRY R. WALLACE,
City Controller.

DEPARTMENT OF LAW,
OFFICE OF CITY ATTORNEY.
INDIANAPOLIS, IND., January 27, 1912.

Mr. Harry R. Wallace, City Controller:

DEAR SIR:—Enclosed find copy of bond ordinance requested by the Mayor, covering the \$40,000 bond issue for the purchase of property for the Long Hospital, which we are assuming you have agreed to present to the Finance Department.

Sincerely yours,

MERLE N. A. WALKER,
City Attorney.

From City Controller:

DEPARTMENT OF FINANCE,
OFFICE OF CITY CONTROLLER.
INDIANAPOLIS, IND., January 31, 1912.

To the President and Members of the Common Council:

GENTLEMEN:—I submit herewith an ordinance transferring \$3,000.00 from the Board of Public Safety, for the payment of salaries of the Inspector of Scales, Weights and Measures, and his assistants, to the Finance Department, for the payment of salaries of the Inspector of Scales, Weights and Measures, and his assistants, and recommend its passage.

Respectfully submitted,

HARRY R. WALLACE,
City Controller.

DEPARTMENT OF PUBLIC SAFETY,
OFFICE OF THE BOARD.
INDIANAPOLIS, IND., January 31, 1912.

Mr. Harry R. Wallace, City Controller:

DEAR SIR:—At a meeting of the Board of Public Safety, held this date, it was decided to request you to please ask the Common Council to make the following transfer of funds from this Department to the

Finance Department. From the funds known as Scales, Weights and Measures:

\$3,000.00 "Salaries" to "Salaries."

\$900.00 "Incidental" to "Miscellaneous Supplies, City Hall."

This change is made on account of a decision given this Department by the City Attorney, that the Department of Scales, Weights and Measures is not under the Board of Public Safety.

Respectfully yours,

BOARD OF PUBLIC SAFETY,

WM. E. DAVIS,

President.

From City Controller:

DEPARTMENT OF FINANCE,

OFFICE OF CITY CONTROLLER.

INDIANAPOLIS, IND., January 31, 1912.

To the President and Members of the Common Council:

GENTLEMEN:—I submit herewith an ordinance transferring \$900.00 from the Board of Public Safety, Scales, Weights and Measure Incidental fund to the Finance Department, Miscellaneous Expense of City Office fund, and recommend its passage.

Respectfully submitted,

HARRY R. WALLACE,

City Controller.

REPORTS FROM STANDING COMMITTEES.

From the Committee on Elections:

INDIANAPOLIS, IND., January 31, 1912.

To the President and Members of the Common Council:

GENTLEMEN:—We, your Committee on Elections, to whom was referred General Ordinance No. 4, 1912, being "An Ordinance to Amend Section 3 of an ordinance entitled an ordinance providing for the regulations and duties of second-hand dealers; providing a penalty for the violation thereof and repealing all ordinances in conflict therewith; being General Ordinance No. 44, 1908, approved May 20, 1908, and fixing a time when the same shall take effect," beg leave to report that we have had said ordinance under consideration and would recommend that the same do pass.

Respectfully submitted,

FRANK E. MCCARTHY,

CHARLES F. COPELAND,

JOHN BLUMBERG.

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

INTRODUCTION OF GENERAL AND SPECIAL ORDINANCES.

By Mr. Stilz:

General Ordinance No. 5—1912: An ordinance prohibiting the manufacture, storage and sale of certain explosives and inflammable products, fixing a time when the same shall take effect, and repealing all ordinances in conflict herewith.

SECTION 1. Be it ordained by the Common Council of the City of Indianapolis, Indiana, That it shall be unlawful for any person, firm or corporation to construct, maintain or operate any building, structure or appurtenance thereto within the corporate limits of the City of Indianapolis, Indiana, for the manufacture and compression of any gas from calcium carbide, or for the storage of said gas in any tank, holder or other storage reservoir having a cubical capacity greater than five cubic feet, unless said building, structure or appurtenance thereto shall be located so as to be at least two hundred feet from any public highway and at least two hundred feet from the line of any abutting property.

SECTION 2. Any person, firm or corporation violating the provisions of this ordinance shall be subject to a fine of not less than \$10.00, nor more than \$50.00 for each violation thereof, and each day's maintenance and operation of such plant or structure of each day's storage of such gas, in violation of the provisions of Section 1 hereof, shall be deemed a separate violation of this ordinance.

SECTION 3. All ordinances and parts of ordinances in conflict herewith are hereby repealed.

SECTION 4. This ordinance shall take effect from and after its passage and publication for two consecutive weeks in the Indianapolis Commercial, a newspaper of general circulation in the City of Indianapolis.

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

By City Controller:

General Ordinance No. 6—1912: An ordinance authorizing the sale of Forty (40) bonds of One Thousand Dollars (\$1,000) each of the City of Indianapolis, Indiana, payable from the general revenues and funds of said city, or from the Sinking Fund of said City, or as may be required by law, for the purpose of procuring money to be used for the purpose of purchasing certain real estate, to be rented, leased or conveyed for a valuable consideration, to the Trustees of Indiana University or the State of Indiana, on account of the Trustees of the Indiana University, and providing

for the time and manner of advertising, sale of bonds and the receipt of bids for the same, together with the mode and terms of sale, and fixing a time when the same shall take effect.

Whereas, it is deemed necessary and proper for the best interests of the City of Indianapolis and the inhabitants thereof, to improve and better its condition with reference to proper and adequate health protection for the City of Indianapolis and its inhabitants, and for such purpose it is deemed necessary and proper to purchase real estate, and rent, lease or convey the same to the State of Indiana on behalf of the Trustees of the Indiana University, or to the Trustees of the Indiana University, said real estate to be used and devoted to the purpose of the erection of a hospital for clinical, dispensary, sanitary, and for the use and benefit of the health of the general public, 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 such health protection, and it being necessary for the City of Indianapolis to borrow the sum of Forty Thousand (\$40,000) Dollars in order to produce such a fund to be devoted to such purpose, and to issue and sell its bonds in such an amount payable from the general revenues and funds of said City, or from the Sinking Fund, or as may be required by law, therefore

SECTION 1. Be it ordained by the Common Council of the City of Indianapolis, Indiana, That the City Controller of said City be and is hereby authorized, for the purpose of procuring money to be used for the purpose of providing better health protection for the City of Indianapolis, to prepare and sell Forty (40) new bonds of the City of Indianapolis, Marion County, Indiana, of the sum of One Thousand (\$1,000) Dollars each, which bonds shall bear date of April first, 1912, and shall be numbered from one (1) to forty (40), both inclusive; shall be designated as "Long Hospital Bonds—1912;" shall mature on April first, 1942; shall bear interest at the rate of four (4) per cent. per annum, which interest shall be payable semi-annually on the first day of January and the first day of July, of each year, beginning with July first, 1912, and said installments of interest shall be evidenced by interest coupons attached to said bonds, and the first coupon attached to each bond shall be for the interest on said bond from date of issue until the first day of July, 1912. Said bonds and interest coupons shall be negotiable and payable at the Capital National Bank of Indianapolis, Indiana. Said bonds shall be signed by the Mayor and City Controller of said City of Indianapolis, and attested by the City Clerk, who shall affix the seal of said City to each of said bonds, and the interest coupons attached to said bonds shall be authenticated by a lithographic fac-simile of the signatures of the Mayor and City Controller of said City engraven thereon, which shall for all purposes be taken and deemed to be equivalent to a manual 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 to the payment of the principal and interest stipulated therein respectively.

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

No. -----

\$-----

UNITED STATES OF AMERICA.

CITY OF INDIANAPOLIS,

Marion County, State of Indiana.

LONG HOSPITAL BONDS—1912.

For value received, the City of Indianapolis, in Marion County, in the State of Indiana, hereby promises to pay to the bearer, without any relief from valuation or appraisal laws, on *April first, 1912*, at the Capital National Bank of Indianapolis, Indiana, One Thousand (\$1,000) Dollars, in lawful money of the United States of America, together with interest thereon at the rate of four (4) per cent. per annum from date until paid, the first interest payable on the first day of July, 1912, 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 forty (40) bonds, of One Thousand (\$1,000) Dollars each, numbered from one to forty (40), both inclusive, of date April first, 1912, issued by said City of Indianapolis, pursuant to an ordinance passed by the Common Council of the City on -----, 19--, and an Act of the General Assembly of the State of Indiana, entitled "An Act Concerning Municipal Corporations," approved March 6, 1905.

It is hereby certified that all the conditions, acts, and things essential to the validity of this bond exist, have happened, and have been done, and that every requirement of law affecting the issuance hereof has been duly complied with, and that this bond is within every debt and other limit prescribed by the Constitution and the laws of the State of Indiana, and that the faith and credit of the City of Indianapolis, Indiana, are hereby irrevocably pledged to the punctual payment of the principal and interest of this bond according to its terms.

In witness whereof, The Common Council of the City of Indianapolis, Indiana, has caused this bond to be signed by the Mayor and City Controller, and attested by the City Clerk, and the corporate seal of said City to be hereunto affixed this the

Mayor.

City Controller.

Attest:

City Clerk.

SECTION 2. The City Controller shall, as soon as practicable after the passage of this ordinance, advertise for bids or proposals for said bonds by at least one insertion each in the Indianapolis Sun, and the Indianapolis Commercial, daily newspapers of general circulation, printed and published in the City of Indianapolis, and may otherwise advertise for such bids or proposals as he may deem advisable. Said advertisements shall describe said bonds with such minuteness and particularly as the City Controller may see fit, and shall set forth the amount of the bonds to be sold and the rate of interest they shall bear, that the bidder may bid for all or any part of said bonds, the

date of opening bids or proposals therefor, the right of the City Controller to reject any or all bids, the amount of deposit each bidder will be required to make, and when and where the bonds shall be delivered and paid for.

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

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

held by said City for its use; but if such successful bidder shall complete the purchase of said bonds awarded to him pursuant to the provisions hereof and his bid and award thereon, said proceeds of said certified check shall thereupon be returned to such bidder; or, at the option of the City Controller, at the time of the completion of the sale and payment for the bonds, said proceeds of said certified check may be applied and deemed a payment on account of the purchase of said bonds.

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 re-advertisement for proposals, or within such time thereafter as may be fixed by the Controller, or at such time or times as may be agreed upon by the Controller and the purchaser or purchasers, and the Controller may extend the time for such delivery not more than ten days after the day or days specified or agreed upon as above provided; and the successful bidder or bidders shall take the bonds awarded to him or them and pay for the same at such place and times, and his or her refusal, neglect or omission to do so shall be a breach of the contract of his bid or proposal, on account of which damages shall be retained or recovered as liquidated and 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 said City of Indianapolis, according to their tenor and effect.

SECTION 8. This ordinance shall be in full force and effect from and after its passage and approval by the Mayor.

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

By City Controller:

General Ordinance No. 7—1912: An ordinance authorizing the purchasing of certain real estate, and the leasing of the same to the Trustees of the Indiana University, for the purpose of a dispensary and hospital, for the use and benefit of the City of Indianapolis and its inhabitants.

SECTION 1. Be it ordained by the Common Council of the City of Indianapolis, Indiana, That, the Board of Public Works, be and they are hereby expressly authorized to purchase the following described real estate situated in the City of Indianapolis, Marion County, Indiana, to-wit:

DESCRIPTION OF THE WRIGHT GROUND.

A tract of land in the City of Indianapolis, Marion County, State of Indiana, embracing a portion of the Northeast fractional quarter of Section numbered Three (3) in Township Fifteen (15) North of Range Three (3) East of the Second Principal Meridian, together with all of Lot numbered Three (3) and a portion of Lot numbered Two (2) in Cincinnati and Indianapolis Railroad's Subdivision of the middle part of the said Section numbered Three (3) aforesaid, the plat of which appears of record in the office of the Recorder of Marion County. In-

diana, in Plat Book 1, at page 340 and 341 thereof; said tract of land being more particularly described as follows:

Beginning at the point of intersection of the East line of said Section 3 aforesaid, with the North line of the highway known as West Michigan Street in the said City of Indianapolis; and running thence Westwardly, along and with the North line of said Michigan Street, to a point in the West line of said Lot 2 in the Cincinnati and Indianapolis Railroad's Subdivision above described; thence Northwestwardly, along and with the West line of said Lot 2, to the Northwest corner of said Lot 2; thence continuing Northwestwardly along and with the West line of Lot 3 in said Cincinnati and Indianapolis Railroad's Subdivision aforesaid, to the Northwest corner of said Lot 3; thence East, along and with the North line of said Lot 3, and along and with the South line of Patsey Patterson's Addition to Indianapolis, the plat of which appears of record in the office of the Recorder of Marion County, Indiana, in Plat Book 9 at page 167 thereof, to a point in the East line of said Section 3 aforesaid; thence South, along and with the East line of said Section 3 aforesaid, to the place of beginning.

Excepting therefrom, however, the following described portions of the said tract of land:

a. All legal highways or portions of highways.

b. All the rights granted to the Indianapolis Water Company, by deed of March 7, 1889, recorded in Town Lot Record 217, page 390, in, to and over a strip of land 15 feet in width for the pipe lines of said Indianapolis Water Company across and through the lands owned by Louisa A. Wright in Lots 2 and 3 of the Indianapolis and Cincinnati Railroad Company's Addition to the City of Indianapolis, the said strip to be 2 feet in width on the Southwest side and 13 feet in width on the Northeast side of the following described line, to-wit: Beginning on the North line of Lot 3 at a stone 181.1 feet East of the Northwest corner thereof; thence South 8 feet to a stone; thence South $24\frac{1}{2}$ degrees East 639 feet to a stone on the West line of said Lot 2 at a point near the South line of Michigan Street, and about 309 feet from the Northwest corner of said Lot 2;

c. The following described parcel, conveyed to John N. Heinlein and Catherine Heinlein, by deed of August 30, 1887, recorded in Land Record 19, page 579: Beginning at the Northwest corner of Hiawatha Street and West Michigan Street, in the City of Indianapolis, thence North along the West line of Hiawatha Street, 195 feet, more or less, thence West 40 feet, parallel with Michigan Street; thence South 195 feet, more or less, to the North line of Michigan Street; thence East along the North line of said Michigan Street, 40 feet, to the place of beginning;

d. The following described parcel, conveyed to Ada B. Smith, by deed of December 13, 1906, recorded in Land Record 47, page 415: Beginning at the Northwest corner of North Street and Hiawatha Street, in the City of Indianapolis; thence running West, along and with the North line of North Street, 120 feet, to the East line of Maxwell Street; thence North, along and with the East line of Maxwell Street, to the Southwest corner of Lot 38 in Patsey Patterson's Addition to said City of Indianapolis, the plat of which appears of record in the Recorder's office of Marion County, Indiana, in Plat Book 9 at page 167 thereof; thence East, along and with the South line of said Lot 38, a distance of 120 feet, to the West line of Hiawatha Street, thence South, along and with the West line of Hiawatha Street, to the place of beginning; it being intended to describe that parcel of ground lying between Hiawatha and Maxwell Streets and North Street to Lot 38 in Patsey Patterson's Addition to said City;

e. The following described parcel, conveyed to Anna R. C. Lohr-

mann, by deed of December 17, 1907, recorded in Land Record 49, page 256: Beginning at the Southwest corner of Lot 12 in Block 1 in the First Section of Capitol Park Addition to the City of Indianapolis, the plat of which appears of record in the office of the Recorder of Marion County, Indiana, in Plat Book 10 at page 167 thereof; and running thence East 94 feet, to the Southeast corner of said Lot 12; thence South, with the East line of said Lot 12 extended on the same angle, to the North line of North Street; thence West, along and with the North line of North Street, to the East line of Caldwell Street; and thence North, along and with the East line of Caldwell Street, to the place of beginning; it being intended to describe that parcel of ground lying between the North line of North Street and the South line of Lot 12 in Block 1 in the First Section of Capitol Park Addition to the City of Indianapolis, and from the East line of Caldwell Street to the East line of said Lot 12 extended on the same angle to the North line of North Street.

f. The following described parcel, conveyed to Phillipine Kerz, by deed of October 28, 1908, recorded in Land Record 50, page 530: Beginning at the Northwest corner of Michigan Street and Maxwell Street, in the City of Indianapolis, and running thence North, along and with the West line of said Maxwell Street, 120 feet to a point; thence West, parallel with said Michigan Street, 45 feet, to a point; thence South, parallel with said Maxwell Street, 120 feet, to a point in the North line of said Michigan Street; thence East, along and with the North line of said Michigan Street, 45 feet, to the place of beginning.

SECTION 2. That upon the purchase of said above described real estate by the City of Indianapolis, the Board of Public Works is hereby expressly authorized and directed to enter into a contract of lease with the Trustees of the Indiana University, by the terms of which lease the Trustees of the Indiana University undertake to lease from the City of Indianapolis the above described premises for the term of not to exceed ninety-nine (99) years, in consideration of the payment to the City of Indianapolis for the use of said premises the annual consideration of Sixteen Hundred (\$1,600.00) Dollars per year, and upon the further stipulation and agreement that the said Trustees of the Indiana University agree, within fifteen (15) years after the execution of such a lease, to construct on said premises a hospital to be used as a City Dispensary, and expend therefor a sum of money not less than Fifty Thousand (\$50,000.00) Dollars, and upon the further stipulation that the said Indiana University, by its Trustees, shall agree to pay and discharge all public improvement assessments of every kind and character, including park assessments against said real estate, and that said lease shall further stipulate that in consideration of the agreements and covenants therein expressed, the said Board of Public Works, for and on behalf of the City of Indianapolis, shall give to the Indiana University or its Trustees the option at any time within twenty-five (25) years from the date of the execution of the lease, to purchase said real estate at and for the sum of Forty Thousand (\$40,000.00) Dollars, and that if, after the expiration of twenty-five (25) years, and upon the failure on the part of the Indiana University to exercise such option to purchase said real estate, said lease shall expressly authorize the City of Indianapolis, by and through its then governing body, to take over said property, at such a price as may be fixed by three appraisers appointed by the Judge of the Marion Circuit Court, who shall appraise the then value of the buildings which may have been erected upon said premises for the use of a hospital, and the City shall pay to the Indiana University such appraised value for such buildings, and said lease shall further stipulate that the City

of Indianapolis may, at its option, lease from the Indiana University such buildings for dispensary or hospital purposes, if the same may at any time during the period of such lease be required for such purposes, but that the City is not so bound to use, rent or lease said premises for such purposes, unless it so elects to do.

SECTION 3. Full power is hereby expressly given the Board of Public Works to purchase the above described real estate, and to enter into a lease with the Indiana University, according to the stipulations herein expressed for such lease.

SECTION 4. Whereas an emergency exists for the immediate passage of this ordinance, the same shall be in force and effect from and after its passage.

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

By City Controller:

General Ordinance No. 8—1912: An ordinance providing for the transfer of \$3,000.00 from a certain fund to a certain fund in and for the use of the Department of Finance and fixing a time when the same shall take effect.

SECTION 1. Be it ordained by the Common Council of the City of Indianapolis, Indiana, That the sum of Three Thousand (\$3,000.00) Dollars be, and the same is hereby transferred from the Board of Public Safety, for the payment of salaries of the Inspector of Scales, Weights and Measures, and his assistants, to the Finance Department, for the payment of salaries of the Inspector of Scales, Weights and Measures, and his assistants. All to and for the use of the Department of Finance.

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

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

By City Controller:

General Ordinance No. 9—1912: An ordinance providing for the transfer of \$900.00 from a certain fund to a certain fund in and for the use of the Department of Finance and fixing a time when the same shall take effect.

SECTION 1. Be it ordained by the Common Council of the City of Indianapolis, Indiana, That the sum of Nine Hundred (\$900.00) Dollars, be and the same is hereby transferred from the Board of Public Safety, Scales, Weights and Measures Incidental fund to the Finance Department, Miscellaneous Expense of City Office fund. All to and for the use of the Finance Department.

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

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

ORDINANCES ON SECOND READING.

Mr. McCarthy called for General Ordinance No. 4, 1912, for second reading. It was read a second time.

Mr. McCarthy moved that General Ordinance No. 4, 1912, be ordered engrossed, read a third time and placed upon its passage.

The roll was called and the motion lost by the following vote:

Ayes, 2, viz.: Messrs. McCarthy and Copeland.

Noes, 3, viz.: Messrs. Johnson, Blumberg and President Charles B. Stiliz.

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

Charles B. Stiliz
.....
President.

ATTEST:

Edward A. Ramsay
.....

City Clerk.

