

SPECIAL MEETING.

COUNCIL CHAMBER, CITY OF INDIANAPOLIS, IND.,

MONDAY, March 22, 1915.

The Common Council of the City of Indianapolis met in the Council Chamber, Monday evening, March 22, 1915, at 7:30 o'clock in special session, President Thomas C. Lee in the chair, pursuant to the following call:

INDIANAPOLIS, IND., March 20, 1915.

To the Members of the Common Council, of the City of Indianapolis, Ind.:

GENTLEMEN—You are hereby notified that there will be a special meeting of the Common Council held in the Council Chamber on Monday evening, March 22, 1915, at 7:30 o'clock, for the purpose of receiving a communication from the City Controller and the introduction, consideration and final action on an ordinance authorizing the City Controller to make a temporary loan to be used for track elevation.

Very truly yours,

THOMAS C. LEE,

President.

I, Thomas A. Riley, 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.

THOMAS A. RILEY,

City Clerk.

Which was read.

The Clerk called the roll.

Present: The Hon. Thomas C. Lee, President of the Common Council, and 8 members, viz.: Messrs. Barry, Young, McGuff, Miller, Porter, Connor, Graham and Shea.

REPORTS FROM CITY OFFICERS.

From City Controller:

FINANCE DEPARTMENT,
CITY OF INDIANAPOLIS.

INDIANAPOLIS, IND., March 22, 1915.

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

GENTLEMEN—I submit herewith letter from the Board of Public Works requesting a temporary loan of \$50,000 for forty days for the Track Elevation Fund, and letter from the City Civil Engineer explaining the situation. It is necessary for the continuation of the track elevation work that additional funds be provided, and I should have asked you for a bond issue at your meeting on March 15 if the condition of the bond market had not been unsatisfactory. The temporary loan asked will bridge over the period until the spring taxes are available, and probably give a better opportunity for disposing of bonds. It will be necessary to issue \$100,000 of bonds this year, and probably more, to carry this much needed work to completion.

I recommend the loan and inclose ordinance providing for it.

Respectfully submitted,

J. P. DUNN,
City Controller.

DEPARTMENT OF PUBLIC WORKS,
OFFICE OF THE BOARD.

INDIANAPOLIS, IND., March 22, 1915.

Hon. J. P. Dunn, City Controller, Indianapolis, Ind.:

DEAR SIR—We inclose you herewith letter from Mr. B. J. Teup, City Civil Engineer, which speaks for itself, and hereby direct you to request the Common Council to authorize a temporary loan of \$50,000 for track elevation.

Yours very truly,

J. A. RINK,
HUBERT S. RILEY,
GEO. B. GASTON,
Board of Public Works.

CITY CIVIL ENGINEER,
CITY HALL, INDIANAPOLIS.
INDIANAPOLIS, IND., March 22, 1915.

Joseph A. Rink, Hubert S. Riley, George B. Gaston, Board of Public Works, City of Indianapolis, Ind.:

GENTLEMEN—The following is a detailed statement of the total expense on Pogues Run to date:

Right of way, lots purchased, Meridian Street, Missouri Street and Norwood Street -----	\$24,150.00
Lots purchased, Norwood and West Streets-----	21,300.00
Moving houses and miscellaneous expense, taxes and paid on condemnation -----	7,895.52
Dunn-McCarthy Co., Estimate No. 1-----	\$ 9,027.00
Estimate No. 2-----	19,421.95
Estimate No. 3-----	29,352.78
Estimate No. 4-----	26,350.34
Estimate No. 5-----	30,000.00
Estimate No. 6-----	24,000.00
Estimate No. 7-----	27,611.94
Estimate No. 8-----	32,271.79
Total -----	\$198,035.80
Pay-rolls and miscellaneous expenses-----	7,876.65
Total to date -----	\$259,257.97

Up to the last estimate for Dunn-McCarthy Company, we have retained ten per cent., amounting to \$20,666.93. If they complete the Southern Section by June 15 the amount due them will be as per contract, \$336,159.15, plus supporting of buildings, \$11,800.00, making a total of \$347,959.15. Amount paid to date, \$198,035.80, making the amount to be provided for by June 15 \$149,923.35, and any additional money for right-of-way and pay-rolls. A settlement will also have to be made on part of the J. M. & I. work.

As you are aware, a part of the money for the Dunn-McCarthy estimate for February was paid out of the general fund. I would recommend that the Controller be requested to prepare an ordinance for a temporary loan at the present time of \$50,000, to be followed at a later date, when the bond market is in better condition, by an ordinance authorizing a bond issue to cover the expense of track elevation. The provision of the law of 1911 covering this work is as follows:

“Upon completion of the work, or from time to time during its progress upon petition of the city or the railroad charged with the work, or part thereof, said board shall adjust equitable settlements between the parties interested therein in such manner that the total cost of such alteration shall be apportioned between the parties as theretofore decided on by said board; and such adjustment shall be binding on said parties, unless any aggrieved party shall, within fifteen days after the entry of the order of the board thereon, file his complaint in said Superior Court to review such adjustment, and the decree of such court therein shall be final. Upon each such settlement the City Controller shall draw his warrant or war-

rants upon the City Treasurer in payment of its portion of such costs, *which may be drawn upon the general fund of the city without a special appropriation being made therefor by the City Council*, but said City Council shall, upon the estimate of the City Controller, provide by proper levy of taxes for the raising of funds to meet and defray the expense of such separation of grades, and for such purpose said city is authorized to levy a tax of not more than six cents on each hundred dollars of valuation in addition to the annual levy now authorized by law; upon each such settlement the County Auditor shall draw his warrant or warrants upon the County Treasurer in payment of the county's portion of such cost, which may be paid out of the general funds without a special appropriation therefor by the County Council, but said County Council shall provide therefor in its annual levy of taxes; and such funds so raised by said additional levy of six cents shall not be used for any other purpose than as specified in this act, but shall be a continuing fund, and no warrant or warrants shall be drawn against said fund for any other purpose than the payment of the costs of such alterations in said grade crossings, and the depression or elevation of said steam railroad tracks as herein provided, *and the payment of the bonds issued by said city for said purposes as herein provided, and the city or county is authorized, respectively, to issue bonds for the purpose of paying their respective parts of the cost of such alteration in grade crossings*; and the railroad corporation or corporations, including as well the street railway company, shall, upon such adjustment or decree, pay their portion of such cost as directed thereby, or in default thereof the same may be placed on the tax duplicate and collected as are special assessments."

Very respectfully,

B. J. T. JEUP,
City Civil Engineer.

Approved March 22, 1915:

HUBERT S. RILEY,
GEO. B. GASTON,
Board of Public Works.

INTRODUCTION OF GENERAL AND SPECIAL ORDINANCES.

By City Controller:

General Ordinance No. 9, 1915: An ordinance authorizing the City Controller to make a temporary loan for the Track Elevation Fund, payable out of the current funds of said fund, and fixing a time when the same shall take effect.

SECTION 1. Be it ordained by the Common Council of the City of Indianapolis, Ind., that the City Controller be, and is hereby, authorized and empowered to negotiate a temporary loan for the Track Elevation Fund in anticipation of the current revenues of said fund, the said loan to be for the sum of fifty thousand dollars (\$50,000), at the rate of interest not exceeding six per cent. (6 per cent.) and for a period of forty days. The loan shall be let to the lowest bidder, in competitive bidding, on the

annual rate of interest under conditions prescribed in notice of the same, which shall be published for three days in two daily papers of said city. The Mayor and City Controller are authorized and directed to execute the proper obligations of the city for the amount so borrowed, and to the payment of said obligation the faith of the city is hereby irrevocably pledged, and the sum of fifty thousand three hundred (\$50,300) dollars is hereby appropriated for payment of said loan when due.

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

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

On motion of Mr. Porter, the Common Council, at 8:20 o'clock P. M., adjourned.

Thomas C. Lee

President.

ATTEST:

Thomas A. Paly

City Clerk.

