

## REGULAR MEETING

Monday, November 17, 1930.

The Common Council of the City of Indianapolis met in the Council Chamber at City Hall, Monday, November 17, 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 seven members, viz.: Fred C. Gardner, George A. Henry, James A. Houck, Carl A. Hildebrand, Maurice E. Tennant, Leo F. Welch, Clarence I. Wheatley.

Absent: Charles C. Morgan.

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

## COMMUNICATIONS FROM THE MAYOR

November 8, 1930.

*To the Honorable 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. 89, 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.

## GENERAL ORDINANCE No. 90, 1930

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

## GENERAL ORDINANCE No. 92, 1930

AN ORDINANCE amending the title, the preamble, and Section 1 of General Ordinance No. 57, 1930, and fixing a time when the same shall take effect.

## APPROPRIATION ORDINANCE No. 16, 1930

AN ORDINANCE appropriating the sum of Two Hundred Fifty-three Dollars and Seventy-two Cents (\$253.72) from the unappropriated balance of the General Fund for the year 1930 to the Department of Public Health and Charities, declaring an emergency, and fixing a time when the same shall take effect.

## APPROPRIATION ORDINANCE No. 17, 1930

AN ORDINANCE appropriating the sum of One Thousand Seven Hundred Sixty-eight Dollars and Eighty-one Cents (\$1,768.81) from the estimated unappropriated and unexpended balance of the General Fund for the year 1930 to the Department of Finance, City Controller's Fund No. 53—Refunds, Awards and Indemnities, of the City of Indianapolis, Indiana, for the purpose of payment to Clyde E. Robinson, County Treasurer and City Treasurer, the balance due him for collecting delinquent Barrett Law assessments, and fixing a time when the same shall take effect.

Very truly yours,

R. H. SULLIVAN,  
Mayor.

COMMUNICATIONS FROM CITY OFFICIALS

November 17, 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. 96, 1930, transferring moneys from certain numbered funds and reappropriating the same to other numbered funds in the Police Department under the Department of Public Safety, and also making transfers in the Legal Department.

I respectfully recommend the passage of this general ordinance.

Yours very truly,

WM. L. ELDER,  
City Controller.

November 17, 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. 97, 1930, transferring moneys from certain numbered funds and reappropriating the same to other numbered funds in the Recreation Department.

I respectfully recommend the passage of this general ordinance.

Yours very truly,

WM. L. ELDER,  
City Controller.

November 14, 1930.

*Mr. Wm. L. Elder, City Controller, Indianapolis, Indiana:*

Dear Sir:

Will you kindly have an ordinance prepared for the Recreation Department transferring certain sums and have same presented at next meeting of the Council.

Transfer \$400.00 from Item No. 11, Services—Regular, to Item No. 51, Insurance.

Transfer \$1,200.00 from Item No. 11, Services—Regular, to Item No. 72, Equipment.

The above transfers were approved by the Board of Park Commissioners at its regular meeting, November 13, 1930.

Yours very truly,  
 DEPARTMENT OF PUBLIC PARKS.  
 Cora E. Hartman,  
 Auditor.

November 17, 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. 98, 1930, transferring the sum of Seventeen Hundred Dollars (\$1,700.00) from Fire Department Fund No. 72—Equipment, and reappropriating the same to Fire Department Fund No. 41—Buildings.

I respectfully recommend the passage of this general ordinance under suspension of rules.

Yours very truly,  
 WM. L. ELDER,  
 City Controller.

November 12, 1930.

*Wm. L. Elder, City Controller, City of Indianapolis:*

Dear Sir:

Upon the recommendation of Harry E. Voshell, Chief of the Fire Department, we are respectfully requesting you to prepare an ordinance to present to the Common Council asking for the transfer of Seventeen Hundred Dollars (\$1,700.00) from Fire Department Budget, Fund No. 72—Equipment, to Fund No. 41—Buildings. If possible, we would ap-

preciate this ordinance being passed under suspension of rules in order that the money might be used at once.

Very truly yours,

BOARD OF PUBLIC SAFETY.

By C. R. Myers,  
President.

November 17, 1930.

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

Gentlemen:

I have been requested by the Board of Public Works to present to you the attached copies of General Ordinance No. 99, 1930, authorizing the City Controller to issue and sell a bond issue in the amount of Seventy-five Thousand Dollars (\$75,000.00) relative to the Municipal Airport.

I respectfully recommend the passage of this general ordinance.

Yours very truly,

WM. L. ELDER,  
City Controller.

October 6, 1930.

*Mr. Wm. L. Elder, City Controller:*

Dear Sir:

The Board of Public Works desires that you cause to be prepared an ordinance approving the issuance of a bond fund in the amount of Seventy-five Thousand Dollars (\$75,000.00) relative to the Municipal Airport, and 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.

*Mr. Henry Goett, City Clerk:*

Dear Sir:

I am enclosing herewith copies of a proposed ordinance for the issuance of a Seventy-five Thousand Dollar (\$75,000.00) Bond relative to the Municipal Airport 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.

Yours very truly,

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

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

The Council reconvened from its recess at 9:10 p. m., with the same members present as before.

## COMMITTEE REPORTS

Indianapolis, Ind., November 17, 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. 84, 1930, entitled "Bond Issue \$11,000, Improving Kentucky Avenue, Harding to Belmont," beg leave to report that we have had said ordinance under consideration, and recommend that the same be passed as amended.

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

Indianapolis, Ind., November 17, 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. 85, 1930, entitled "Telephone and Telegraph Information on Wagers, Horse Races, Baseball Games, etc.," beg leave to report that we have had said ordinance under consideration, and recommend that the same be stricken from files.

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

Indianapolis, Ind., November 17, 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. 86, 1930, entitled "Lottery Tickets, Possession and Sale," beg leave to report that we have had said ordinance under consideration, and recommend that the same be stricken from files.

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

Indianapolis, Ind., November 17, 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. 93, 1930, entitled "Transfer of Funds—City Clerk," 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.

Indianapolis, Ind., November 17, 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. 94, 1930, entitled "Transfer of Moneys—Board of Safety," 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.  
F. C. GARDNER.  
MAURICE E. TENNANT.

Indianapolis, Ind., November 17, 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. 95, 1930, entitled "Authorization for Sale or Trade-in of Personal Property of City of Indianapolis," 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.



Indianapolis, Ind., November 17, 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 Appropriation Ordinance No. 18, 1930, entitled "Appropriation of \$83.41 to Dog Pound Fund No. 41," 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.

Indianapolis, Ind., November 17, 1930.

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

Gentlemen:

We, your Committee on Public Welfare, to whom was referred Special Ordinance No. 4, 1930, entitled "Changing Street Name, Hinesley Avenue to Stadium Avenue," beg leave to report that we have had said ordinance under consideration, and recommend that the same be stricken from files.

C. I. WHEATLEY, Chairman.  
C. A. HILDEBRAND.  
FRED C. GARDNER.  
GEORGE A. HENRY.  
J. A. HOUCK.

## INTRODUCTION OF GENERAL ORDINANCES

By City Controller:

## GENERAL ORDINANCE No. 96, 1930

AN ORDINANCE transferring moneys from certain numbered 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 One Hundred Dollars (\$100.00), now in Police Department Fund No. 24—Printing and Advertising, be and the same is hereby transferred therefrom and reappropriated to Police Department Fund No. 54—Rents.

Sec. 2. That the sums of money, now in the respective numbered Police Department funds as follows:

No. 25—Repairs .....	\$200.00
No. 36—Office Supplies .....	200.00
No. 41—Buildings .....	200.00
No. 44—General Materials .....	1,000.00
No. 11—Salaries—Patrolmen, First Grade .....	400.00
No. 11—Salaries—Detective Sergeants .....	1,000.00

be and the same are hereby transferred therefrom and reappropriated in their total amount, namely, Three Thousand Dollars (\$3,000.00) to Police Department Fund No. 33—Garage and Motor.

Sec. 3. That the sum of Six Hundred Dollars (\$600.00), now in Police Department Fund No. 11—Salaries, Patrolmen, Second Grade, be and the same is hereby transferred therefrom and reappropriated to Police Department Fund No. 34—Institutional and Medical.

Sec. 4. That the sum of Seventy-five Dollars (\$75.00), now in Legal Department Fund No. 11—Services, Personal, be and the same is hereby

transferred therefrom and reappropriated to Legal Department Fund No. 21—Communication and Transportation.

Sec. 5. That the sum of Two Hundred Dollars (\$200.00), now in Legal Department Fund No. 11—Services, Personal, be and the same is hereby transferred therefrom and reappropriated to Legal Department Fund No. 36—Office Supplies.

Sec. 6. 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. 97, 1930

AN ORDINANCE transferring moneys from certain numbered 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 the Recreation Department Fund No. 11—Services, Regular, be and the same is hereby transferred therefrom and reappropriated to Recreation Department Fund No. 51—Insurance.

Sec. 2. That the sum of Twelve Hundred Dollars (\$1,200.00), now in Recreation Department Fund No. 11—Services, Regular, be and the same is hereby transferred therefrom and reappropriated to Recreation Department Fund No. 72—Equipment.

Sec. 3. 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. 98, 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 Seventeen Hundred Dollars (\$1,700.00), now in Fire Department Fund No. 72—Equipment, be and the same is hereby transferred therefrom and reappropriated to Board of Public Safety Fund No. 41—Buildings.

Sec. 2. 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. 99, 1930

AN ORDINANCE providing for and authorizing the City Controller, for and on behalf of the City of Indianapolis, to borrow the sum of Seventy-five Thousand Dollars (\$75,000.00) and for the sale of seventy-five (75) 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 in completing the improvements and installing equipment at the Municipal Airport of said City of Indianapolis, and providing a 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 Works of the City of Indianapolis, and fixing a time when this ordinance shall take effect.

Whereas, On the 7th day of January, 1929, the Common Council of the City of Indianapolis adopted a resolution known as Resolution

No. 1, 1929, which resolution was signed and approved by the Mayor of said city on the 14th day of January, 1929, and which resolution had first been approved by the Board of Public Works of said city on January 2, 1929, wherein it was deemed advisable and necessary and of great public benefit to said City of Indianapolis to acquire, improve, equip, manage, operate and maintain an aviation field as a Municipal Airport, and found and determined to acquire by purchase or condemnation certain real estate as a site suitable for the purpose of said aviation field and Municipal Airport, due notice of the adoption of said resolution having thereafter been given as by law required; and,

Whereas, On the 25th day of March, 1929, the Common Council of the City of Indianapolis duly passed General Ordinance No. 13, 1929, providing for and authorizing the issuing of Six Hundred Ninety-three Thousand Dollars (\$693,000.00) in bonds for the purpose of paying for the acquisition by purchase and condemnation of land for use as an aviation field and improving, equipping and maintaining the same as a Municipal Airport of the City of Indianapolis, which ordinance was duly approved by the Mayor of said city on the 26th day of March, 1929; and,

Whereas, Thereafter on the 15th day of April, 1929, said Common Council of said City of Indianapolis duly passed Appropriation Ordinance No. 6, 1929, appropriating said sum of Six Hundred Ninety-three Thousand Dollars (\$693,000.00) to the Board of Public Works of said city for said purposes, which ordinance was duly approved by the Mayor of said city on the — day of April, 1929; and,

Whereas, Pursuant to said Resolution No. 1, 1929, and said General Ordinance No. 13, 1929, and said Appropriation Ordinance No. 6, 1929, certain real estate was thereafter purchased by said City of Indianapolis as a site for said aviation field and contracts awarded for the improving and the equipping of said aviation field as a Municipal Airport; and,

Whereas, On the 8th day of October, 1930, the said Board of Public Works of said City of Indianapolis adopted Miscellaneous Resolution No. 383, 1930, wherein it found, declared and determined that the cost of completing the improvements and installing the equipment of the aviation field at the Municipal Airport provided for and contemplated in the original plans and specifications adopted by the Board of Public Works and the Common Council of the City of Indianapolis would exceed the original estimated immediate required outlay for said improvements; that according to estimates made and filed with said Board of Public Works by the Superintendent of said Municipal Airport it will require

the expenditure of an additional Seventy-five Thousand Dollars (\$75,000.00) to pay the cost of completing said Municipal Airport and properly improving and equipping same so as to make it of practical use for the purpose for which it was originally intended, and that it was deemed advisable and necessary and of great public benefit to said City of Indianapolis to immediately authorize and direct that all work be done and equipment installed necessary to complete said aviation field; 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 completing said improvements and installing said equipment at said Municipal Airport as hereinbefore set forth, and there not being an unexpended balance in the appropriation heretofore made by the Common Council therefor, and it being necessary for the said City of Indianapolis to borrow the aforesaid total of Seventy-five Thousand Dollars (\$75,000.00) 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 said city, or as may be otherwise authorized or required by law; 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 paying the cost of completing the improvements and installing equipment at the Municipal Airport of the City of Indianapolis, Indiana, to prepare, issue and sell seventy-five (75) bonds of the City of Indianapolis, Marion County, Indiana, of One Thousand Dollars (\$1,000.00) each, which bonds shall bear the date of January 2, 1931, and shall be numbered one (1) to seventy-five (75), both inclusive, and shall be designated "Municipal Airport Bonds of 1931, First Issue," and shall bear interest at the rate of four per cent (4%) per annum, payable semiannually 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 twenty (20) series, of which each of the first five (5) series shall be three (3) bonds of One Thousand Dollars (\$1,000.00) each, and the last fifteen (15) series shall be four (4) bonds of One Thousand Dollars (\$1,000.00) each. The first series of said bonds shall be due and payable on July 1, 1932, and one of said series shall be due and payable on the first day of July each year thereafter until and including July 1, 1951.

The interest on said bonds shall be evidenced by proper coupons thereunto attached for the payment of said semiannual 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 the 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 the 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 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 the 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 bonds 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  
 TOTAL ISSUE \$75,000.00

Marion County

State of Indiana

MUNICIPAL AIRPORT BONDS OF 1931—FIRST ISSUE

For value received the City of Indianapolis, in Marion County, State of Indiana, hereby promises to pay to the bearer, without any relief from valuation or appraisement laws, on the.....day of....., 19... , at the City Treasurer's Office of the City of Indianapolis, in the City of Indianapolis, 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 1st day of July, 1932, and the interest thereafter payable semi-annually on the 1st 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 seventy-five (75) bonds of One Thousand Dollars (\$1,000.00) each, numbered from 1 to 75, both inclusive, of date of January 2, 1931, issued by said City of Indianapolis pursuant to an ordinance passed by the Common Council of the City of Indianapolis, Indiana, and an Act of the General Assembly of the State of Indiana, entitled "An Act Concerning Municipal Corporations," approved March 6, 1905, and an Act of the General Assembly of the State of Indiana, entitled "An Act to Provide for Acquisition, Improvement, Equipment, Management, Operation, Maintenance and Disposition of Aviation Fields," approved July 31, 1920, and all acts amendatory and supplemental thereto.

It is hereby certified that all conditions, acts and things essential to the validity of this bond exist, have happened, and have been done, and that every requirement 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 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 the City Controller and attested by the City Clerk, and the corporate seal of said city to be hereunto affixed as of the.....day of ....., 1931.

.....  
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 or 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 and 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 of purchase and shall be taken and deemed as a payment to the city for such damages, and shall be retained and held by said city for its use, but if such successful bidder shall complete the purchase of said bonds awarded to him pursuant to the provisions hereof and his bid and award thereon, said proceeds of said certified or cashier's check shall thereupon be returned to such bidder, or at the option of the City Controller at the time of the completion of the sale and payment of the bids 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 (20) 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 hereby are appropriated to the Board of Public Works for the purpose of paying the cost of completing the improvements and installing

equipment at the Municipal Airport of the City of Indianapolis, Indiana, as provided for by the action of said Board of Public Works, and the same shall constitute and continue as an appropriation for the specified purposes as hereinbefore set out until all of said improvements have been made and all said equipment has been installed 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.

#### ORDINANCES ON SECOND READING

Mr. Houck called for General Ordinance No. 84, 1930, for second reading. It was read a second time.

Mr. Houck presented the following written motion to amend General Ordinance No. 84, 1930:

*Mr. President:*

I move that General Ordinance No. 84, 1930, be amended as follows:

By striking out the words and figures "Eleven Thousand Dollars (\$11,000.00)" in line 3 of the title of said ordinance and substituting in lieu thereof the words and figures "Six Thousand Dollars (\$6,000.00)"; by striking out the words and figures "Eleven Thousand Dollars (\$11,000.00)" in lines 12 and 13 of page 2 of said ordinance and substituting in lieu thereof the words and figures "Six Thousand Dollars (\$6,000.00)"; by striking out the word and figures "eleven (11)" in line 6 of Section 1 of said ordinance and substituting in lieu thereof the word and figure "six (6)"; by striking out the word and figures "eleven (11)" in line 15 of Section 1 of said ordinance and substituting in lieu thereof the word and figure "six (6)"; by striking out the words and figures "Eleven Thousand Dollars (\$11,000.00)" in line 17 of said Section 1 and sub-

stituting in lieu thereof the words and figures "Six Thousand Dollars (\$6,000.00)"; by striking out the figures "1942" in line 21 of Section 1 of said ordinance and substituting in lieu thereof the figures "1937"; by striking out the first two sentences in the third paragraph of the form of the bond, as the same appear on page 4 of said ordinance, which sentences read as follows: "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," and substituting in lieu thereof the following: "This bond is one of an issue of six (6) bonds of One Thousand Dollars (\$1,000.00) each, numbered from one (1) to six (6), both inclusive, of date of December 1, 1930. Said bonds mature in series of one (1) bond each year for six (6) years, beginning July 1, 1932, and one (1) bond on the first day of July each year until and including July 1, 1937."

J. A. HOUCK.

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

Ayes, 8, viz.: Mr. Gardner, Mr. Henry, Mr. Hildebrand, Mr. Houck, Mr. Tennant, Mr. Welch, Mr. Wheatley, President Ropkey.

On motion of Mr. Houck, seconded by Mr. Welch, General Ordinance No. 84, 1930, as amended, was ordered engrossed, read a third time and placed upon its passage.

General Ordinance No. 84, 1930, as amended, was read a third time by the Clerk and passed by the following roll call vote:

Ayes, 8, viz.: Mr. Gardner, Mr. Henry, Mr. Hildebrand, Mr. Houck, Mr. Tennant, Mr. Welch, Mr. Wheatley, President Ropkey.

Mr. Tennant made a motion that General Ordinance No. 85, 1930, be stricken from the files. The motion was sec-

ended by Mr. Welch and passed by the following roll call vote:

Ayes, 8, viz.: Mr. Gardner, Mr. Henry, Mr. Hildebrand, Mr. Houck, Mr. Tennant, Mr. Welch, Mr. Wheatley, President Ropkey.

President Ropkey ordered General Ordinance No. 85, 1930, stricken from the files.

Mr. Tennant made a motion that General Ordinance No. 86, 1930, be stricken from the files. The motion was seconded by Mr. Welch and passed by the following roll call vote:

Ayes, 8, viz.: Mr. Gardner, Mr. Henry, Mr. Hildebrand, Mr. Houck, Mr. Tennant, Mr. Welch, Mr. Wheatley, President Ropkey.

President Ropkey ordered General Ordinance No. 86, 1930, stricken from the files.

Mr. Houck called for General Ordinance No. 93, 1930, for second reading. It was read a second time.

On motion of Mr. Houck, seconded by Mr. Wheatley, General Ordinance No. 93, 1930, was ordered engrossed, read a third time and placed upon its passage.

General Ordinance No. 93, 1930, was read a third time by the Clerk and passed by the following roll call vote:

Ayes, 8, viz.: Mr. Gardner, Mr. Henry, Mr. Hildebrand, Mr. Houck, Mr. Tennant, Mr. Welch, Mr. Wheatley, President Ropkey.

Mr. Houck called for General Ordinance No. 94, 1930, for second reading. It was read a second time.

On motion of Mr. Houck, seconded by Mr. Wheatley, General Ordinance No. 94, 1930, was ordered engrossed, read a third time and placed upon its passage.

General Ordinance No. 94, 1930, was read a third time by the Clerk and passed by the following roll call vote:

Ayes, 8, viz.: Mr. Gardner, Mr. Henry, Mr. Hildebrand, Mr. Houck, Mr. Tennant, Mr. Welch, Mr. Wheatley, President Ropkey.

Mr. Houck called for Appropriation Ordinance No. 18, 1930, for second reading. It was read a second time.

On motion of Mr. Houck, seconded by Mr. Gardner, Appropriation Ordinance No. 18, 1930, was ordered engrossed, read a third time and placed upon its passage.

Appropriation Ordinance No. 18, 1930, was read a third time by the Clerk and passed by the following roll call vote:

Ayes, 8, viz.: Mr. Gardner, Mr. Henry, Mr. Hildebrand, Mr. Houck, Mr. Tennant, Mr. Welch, Mr. Wheatley, President Ropkey.

Mr. Welch made a motion that Special Ordinance No. 4, 1930, be stricken from the files. The motion was seconded by Mr. Welch and passed by the following roll call vote:

Ayes, 8, viz.: Mr. Gardner, Mr. Henry, Mr. Hildebrand, Mr. Houck, Mr. Tennant, Mr. Welch, Mr. Wheatley, President Ropkey.

President Ropkey ordered Special Ordinance No. 4, 1930, stricken from the files.

## MISCELLANEOUS BUSINESS

Mr. Welch announced that the Committee on Public Health and Charities was not ready to report on General Ordinance No. 91, 1930, and asked for further time for consideration of said ordinance, which was granted.

On motion of Mr. Henry, seconded by Mr. Wheatley, the Common Council adjourned at 9:30 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 17th day of November, 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. Gott*

City Clerk.

(SEAL.)