

REGULAR MEETING

Monday, June 19, 1950
6:30 P.M., CST

The Common Council of the City of Indianapolis met in the Council Chamber at the City Hall, Monday, June 19, 1950, at 6:30 P.M., CST, in regular session. President Emhart in the chair.

The Deputy Clerk called the roll.

Present: Mr. Jameson, Mr. Lupear, Mr. Ross, Mr. Seidensticker, Mr. Wallace, Mr. Wicker, President Emhardt.

Absent: Mr. Bright, Mr. Ehlers.

The reading of the Journal for the previous meeting was dispensed with on motion of Mr. Ross, seconded by Mr. Siedensticker.

COMMUNICATIONS FROM THE MAYOR

June 6, 1950

TO THE HONORABLE PRESIDENT AND MEMBERS OF THE
COMMON COUNCIL OF THE CITY OF INDIANAPOLIS

Gentlemen:

I have this day approved with my signature and delivered to the City Clerk, Mr. Richard G. Stewart, the following ordinances: .

APPROPRIATION ORDINANCE NO. 7, 1950

An ordinance appropriating, transferring and reappropriating and reallocating a certain sum (tax levy money) to a certain

designated item and fund in the Department of Redevelopment as appropriated under the 1950 Budget (G. O. 54, 1949, as amended) and fixing a time when the same shall take effect.

APPROPRIATION ORDINANCE NO. 8, 1950

An ordinance appropriating, transferring, reappropriating and reallocating certain sums (Tax Levy) from a certain designated item and fund in the Fire Pension Fund of the City of Indianapolis, as appropriated under the 1950 Budget (G. O. 54, 1949, as amended) to a certain other item in the Fire Pension Fund.

GENERAL ORDINANCE NO. 27, 1950

An ordinance establishing a certain passenger and/or loading zone in the City of Indianapolis, pursuant to the provisions of Section 26 of General Ordinance No. 96, 1928, as amended; and fixing a time when the same shall take effect.

GENERAL ORDINANCE NO. 29, 1950

An ordinance to amend General Ordinance No. 114, 1922 (as amended) commonly known as the Zoning Ordinance of the City of Indianapolis, Indiana, and fixing a time when the same shall take effect.

GENERAL ORDINANCE NO. 30, 1950

An ordinance approving and adopting the City Plan Commission's Parking Facility Resolution No. 3, as concurred in by the Board of Public Works and submitted to this Common Council on May 15, 1950; authorizing, directing and empowering the Board of Public Works to proceed with the purchase and permanent installation of Parking Meters on certain of the streets in the City of Indianapolis, Indiana; providing for the operation, regulation, maintenance and repair of the same; establishing, defining and regulating the use of Parking Meter zones, rate charges, collection and disposition of fees; providing a penalty for violation hereof; repealing General Ordinance No. 79, 1945, as amended, General Ordinance No. 46, 1949, and

all ordinances or parts of ordinances in conflict herewith; and providing a time when the same shall take effect.

GENERAL ORDINANCE NO. 31, 1950

An ordinance establishing a certain passenger and/or loading zone in the City of Indianapolis, pursuant to the provisions of Section 26 of General Ordinance No. 96, 1928, as amended; and fixing a time when the same shall take effect.

GENERAL ORDINANCE NO. 32, 1950

An ordinance to amend Section 1, G. O. No. 57, 1946 and fixing a time when the same shall take effect.

Respectfully yours,

AL FEENEY, Mayor

COMMUNICATIONS FROM CITY OFFICIALS

June 17, 1950

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

Gentlemen:

In Re: Appropriation Ordinances Nos. 9, 10, 1950

I beg leave to report that pursuant to the laws of the State of Indiana, I caused "Notice to Taxpayers" to be inserted in the following newspapers, to-wit:

A. O. Nos. 9, 10, 1950—Friday, June 9 and 16, 1950—
The Indianapolis Commercial and The Marion County
Messenger

that taxpayers would have the right to be heard on the above ordinances at the meeting of the Common Council to be held at 6:30 P.M. CST, June 19, 1950 and by posting copies of said notice in the City Hall, Court House and Police Station in the City of Indianapolis, which notices remained posted for ten days or more prior to date of hearing.

Sincerely yours,

RICHARD G. STEWART
City Clerk

June 17, 1950

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

Gentlemen:

In Re: General Ordinances Nos. 29, 30, 1950

I hereby report that pursuant to the laws of the State of Indiana, I caused publication to be inserted in the following newspapers, to-wit:

G. O. Nos. 29, 30, 1950—Friday, June 9 and 16, 1950—
The Indianapolis Commercial and The Marion County
Messenger

and that said ordinances are in full force and effect as of the last date of publication and compliance with laws pertaining thereto.

Sincerely Yours,

RICHARD G. STEWART
City Clerk

June 19, 1950]

City of Indianapolis, Ind.

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June 17, 1950

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

Gentlemen:

Attached hereto are 21 copies of Appropriation Ordinance No. 11, 1950, appropriating, transferring, reappropriating and reallocating certain sums (Tax Levy) from a certain designated item and fund in the City Plan Commission, of the City of Indianapolis, as appropriated under the 1950 Budget (G. O. 54, 1949, as amended) to a certain other item in the same fund.

I recommend the passage of this ordinance.

Very truly yours,

PHILLIP L. BAYT, City Controller

June 17, 1950

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

Gentlemen:

Attached hereto are 21 copies of Appropriation Ordinance No. 12, 1950, appropriating the total sum of \$10,000.00 from the unexpended and unappropriated balance of the Gasoline Tax Fund, now in the hands of the City Controller, to certain funds of the Board of Public Works, Street Commissioner's Department, and fixing a time when the same shall take effect.

I recommend the passage of this Ordinance.

Very truly yours,

PHILLIP L. BAYT, City Controller.

June 19, 1950

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

Gentlemen:

Attached hereto you will find 21 copies of General Ordinance no. 42, 1950, authorizing the Board of Public Safety—Police Department, through its duly authorized Purchasing Agent, to purchase twenty (20) Police Cars.

Bids were duly advertised according to law and opened in public before the Board of Public Safety and the award was made to John Ramp, Inc., as having submitted the lowest and best bid.

It is recommended that this Ordinance be passed.

Respectfully submitted,

ALBERT H. LOSCHE, Purchasing Agent

June 19, 1950

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

Gentlemen:

Attached hereto you will find 21 copies of General Ordinance No. 43, 1950, authorizing the Board of Public Safety—Gamewell Department, to purchase through its duly authorized Purchasing Agent, 9650 feet 16 Conductor Lead Covered Cable and 1500 feet 30 wire, 20 wire, and 16 wire Lead Covered Cable.

Bids were duly advertised according to law and opened in public before the Board of Public Safety and the award was made to the

James H. Drew Corporation as having submitted the lowest and best bid.

It is recommended that this Ordinance be passed.

Respectfully submitted,

ALBERT H. LOSCHE, Purchasing Agent

June 19, 1950

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

Gentlemen:

Attached hereto you will find 21 copies of General Ordinance No. 44, 1950, authorizing the Board of Public Works—Street Commissioners Department, to purchase through its duly authorized Purchasing Agent, one (1) Motorized Pick-up Street Sweeper.

Bids were duly advertised according to law and opened in public before the Board of Public Works and the award was made to the Elgin Sweeper Company as having submitted the lowest and best bid.

It is recommended that this Ordinance be passed.

Respectfully submitted,

ALBERT H. LOSCHE, Purchasing Agent

June 19, 1950

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

Gentlemen:

We submit herewith General Ordinance No. 45, 1950.

This Ordinance establishes a Loading Zone at 442-444 Massachusetts Avenue, F. W. Banister and Banister Distributing Company.
We respectfully request its passage.

Yours very truly,

BOARD OF PUBLIC SAFETY
By L. J. Keach, President

June 19, 1950

Honorable President and
Members of the Common Council
Indianapolis, Indiana

Gentlemen:

We submit herewith General Ordinance No. 46, 1950.

This Ordinance establishes Loading Zones at 123 South Capitol Avenue, Kenra, Inc., and 433 North Illinois Street, Used Car and Finance Company.

We respectfully request its passage.

Yours very truly,

BOARD OF PUBLIC SAFETY
By L. J. Keach, President

June 19, 1950]

City of Indianapolis, Ind.

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June 19, 1950

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

Gentlemen:

We submit herewith General Ordinance No. 47, 1950.

This Ordinance makes 31st Street preferential from the WCL of
Northwestern Avenue to the ECL of Clifton Street.

We respectfully request its passage.

Yours very truly,

BOARD OF PUBLIC SAFETY
By L. J. Keach, President

June 15, 1950

Members of the Common Council
of the City of Indianapolis, Indiana

Gentlemen:

Submitted herewith are twenty-two (22) copies each of resolutions
Nos. 9, 10 and 11, which authorize Mr. Edward A. Gardner, Presi-
dent of the Board of Public Works, to sign on behalf of the City cer-
tain agreements with the Federal Government, which provide for an
advance to the City of Federal funds to be used in connection with
the design and planning of certain sewer projects in this city. It is
respectfully recommended that these resolutions be passed.

BOARD OF PUBLIC WORKS
By Henry Mueller
Executive Secretary

June 19, 1950

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

Gentlemen:

We are herewith submitting twenty-one copies of Resolution No. 12, 1950, pertaining to the donation of property by the City of Indianapolis as a grant-in-aid to Project A of the Indianapolis Redevelopment Commission, and request that it be given consideration and that appropriate action be taken thereon.

The Indianapolis Redevelopment Commission requests the opportunity to submit to the Council detailed information as to the purpose and effect of the adoption thereof.

Very truly yours,

RICHARD H. OBERREICH,
Executive Secretary

At this time those present were given an opportunity to be heard on Appropriation Ordinances Nos. 9, 10, General Ordinances Nos. 33, 34, 35, 36, 37, 38, 39, 40, 41, Special Ordinance No. 4, 1950.

Mr. Ross asked for recess. The motion was seconded by Mr. Jameson, and the Council recessed at 7:00 P.M. CST.

The Council reconvened at 8:05 P.M., CST, with the same members present as before.

COMMITTEE REPORTS

Indianapolis, Ind., June 19, 1950

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

Gentlemen:

We, your Committee on Finance to whom was referred Appropriation Ordinance No. 9, 1950, entitled

AN ORDINANCE appropriating \$6,000.00 from the unexpended and unappropriated balance of the Gasoline Tax Fund to Fund 22 in the Department of Public Safety

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

JOSEPH A. WICKER, Chairman
JOSEPH C. WALLACE
GUY O. ROSS
J. PORTER SEIDENSTICKER
GEORGE S. LUPEAR

Indianapolis, Ind., June 19, 1950

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. 10, 1950, entitled

AN ORDINANCE to increase salaries and appropriating, transferring, reappropriating and reallocating as of July 1, 1950, \$3,100 (Gas Tax Monies) to Fund 11-2 in the Department of Public Safety, Traffic Engineer

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

JOSEPH A. WICKER, Chairman
 JOSEPH C. WALLACE
 GUY O. ROSS
 J. PORTER SEIDENSTICKER
 GEORGE S. LUPEAR

Indianapolis, Ind., June 19, 1950

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. 33, 1950, entitled

AN ORDINANCE prohibiting parking on the south side of Vermont St. from North West Street to North East Street, between the hours of 7 a.m. to 9 a.m. and from 4 p.m. to 6 p.m. except Sundays and holidays.

beg leave to report that we have had said ordinance under consideration, and recommend that the same be held for further consideration.

JOSEPH A. WICKER, Chairman
 JOSEPH C. WALLACE
 J. PORTER SEIDENSTICKER
 GEORGE S. LUPEAR

Indianapolis, Ind., June 19, 1950

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. 38, 1950, entitled

AN ORDINANCE authorizing a temporary loan of \$1,100,000.00 for the General Fund of the City

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

JOSEPH A. WICKER, Chairman
JOSEPH C. WALLACE
GUY O. ROSS
J. PORTER SEIDENSTICKER
GEORGE S. LUPEAR

Indianapolis, Ind., June 19, 1950

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. 39, 1950, entitled

AN ORDINANCE authorizing a temporary loan of
\$125,000.00 for Police Pension Fund

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

JOSEPH A. WICKER, Chairman
JOSEPH C. WALLACE
GUY O. ROSS
J. PORTER SEIDENSTICKER
GEORGE S. LUPEAR

Indianapolis, Ind., June 19, 1950

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. 40, 1950, entitled

AN ORDINANCE authorizing a temporary loan of
\$100,000.00 for Firemen's Pension Fund

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

JOSEPH A. WICKER, Chairman
 JOSEPH C. WALLACE
 GUY O. ROSS
 J. PORTER SEIDENSTICKER
 GEORGE S. LUPEAR

Indianapolis, Ind., June 19, 1950

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. 41, 1950, entitled

AN ORDINANCE approving, ratifying and confirming the Contract by and between the Indianapolis Power & Light Company and the Board of Park Commissioners for lighting all boulevards, parkways, parks, bridges, buildings, etc. under the jurisdiction of the Park Commissioners

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

JOSEPH A. WICKER, Chairman
 JOSEPH C. WALLACE
 GUY O. ROSS
 J. PORTER SEIDENSTICKER
 GEORGE S. LUPEAR

Indianapolis, Ind., June 19, 1950

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. 34, 1950, entitled

AN ORDINANCE authorizing the Board of Public Safety to purchase 6 Harley Davidson Servi Cars for the Police Department

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

GUY O. ROSS, Chairman
JOSEPH A. WICKER
JOSEPH C. WALLACE

Indianapolis, Ind., June 19, 1950

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. 35, 1950, entitled

AN ORDINANCE establishing a loading zone in the city
(Indianapolis Newspapers Inc., 307 N. Pennsylvania)

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

GUY O. ROSS, Chairman
JOSEPH A. WICKER
JOSEPH C. WALLACE

Indianapolis, Ind., June 19, 1950

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

Gentlemen:

We, your Committee on Public Health to whom was referred General Ordinance No. 26, 1950, entitled

AN ORDINANCE prohibiting the sale of contraceptive devices in the nature of prophylactic rubber goods by

means of vending machines; prohibiting the advertising or display of such goods; regulating the sale of said goods through professional channels and providing a penalty for violation

beg leave to report that we have had said ordinance under consideration and recommend that the same be held for further consideration.

J. PORTER SEIDENSTICKER,
Chairman
GEORGE S. LUPEAR
DONALD B. JAMESON

Indianapolis, Ind., June 19, 1950

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

Gentlemen:

We, your Committee on Public Health to whom was referred Special Ordinance No. 4, 1950, entitled

AN ORDINANCE annexing certain contiguous territory
to the City (13th St., 16th St., Irvington Ave. and Ritter)

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

J. PORTER SEIDENSTICKER,
Chairman
GEORGE S. LUPEAR
DONALD B. JAMESON

Indianapolis, Ind., June 19, 1950

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

Gentlemen:

We, your Committee on City Welfare to whom was referred General Ordinance No. 36, 1950, entitled

AN ORDINANCE prohibiting parking at any time on both sides of Blackford Street from W. Maryland to N. Chesapeake Street

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

DONALD B. JAMESON, Chairman
GEORGE S. LUPEAR
J. PORTER SEIDENSTICKER
GUY O. ROSS

INTRODUCTION OF APPROPRIATION
ORDINANCES

By the City Controller:

APPROPRIATION ORDINANCE NO. 11, 1950

AN ORDINANCE appropriating, transferring, reappropriating and reallocating certain sums (Tax Levy) from a certain designated item and fund in the City Plan Commission, of the City of Indianapolis, as appropriated under the 1950 Budget (G. O. 54, 1949, as amended) to a certain other item in the same fund.

WHEREAS, there is an extraordinary emergency existing for the transferring, appropriating, reappropriating and reallocating of certain funds from a certain budget item in the City Plan Commission Fund to a certain other item in that fund.

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

Section 1. That the total sum of One Hundred Fifty (\$150.00) Dollars now held in the following item and fund of the City Plan Commission according to the 1950 Budget, G. O. 54, 1949, as amended, classification to-wit:

CITY PLAN COMMISSION

2. SERVICES—CONTRACTUAL	TAX LEVY
24. Printing and Advertising -----	\$150.00

be and the same is hereby reduced and transferred therefrom, reappropriated and reallocated to the following designated item:

CITY PLAN COMMISSION

3. SUPPLIES	TAX LEVY
36. Office Supplies -----	\$150.00

Section 2. The above transfer and reappropriation is necessary because of an existing emergency. There are sufficient funds by virtue of the above reduction in said budget to meet this appropriation and said appropriation will not result in any increase in the total budget.

Section 3. This ordinance shall be in full force and effect from and after its passage, approval by the Mayor and compliance with all laws pertaining thereto.

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

By the City Controller:

APPROPRIATION ORDINANCE NO. 12, 1950

AN ORDINANCE appropriating the total sum of Ten Thousand Dollars (\$10,000.00), from the unexpended and unappropriated balance of the Gasoline Tax Fund, now in the hands of the City Controller, to certain funds of the Board of Public Works, Street Commissioners Department, and fixing a time when the same shall take effect.

WHEREAS, there is now in the hands of the City Controller in the Gasoline Tax Fund, certain monies which are unappropriated and unexpended and are available for the use of the City of Indianapolis for certain purposes, and

WHEREAS, an emergency exists by reason of the fact that funds heretofore appropriated under the 1950 budget (G. O. No. 54, 1949, as amended), are inadequate for the purpose of construction, reconstruction, repair and maintenance of streets in said city, including all other purposes incidental thereto.

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

Section 1. That the total sum of Ten Thousand Dollars (\$10,000.00) from the unexpended and unappropriated balance of the Gasoline Tax Fund now in the hands of the City Controller be and the same is hereby appropriated and allocated to the following designated fund of the Board of Public Works according to the 1950 budget (G. O. 54, 1949 as amended) Classification in the amount as hereinafter specified, to-wit:

BOARD OF PUBLIC WORKS
STREET COMMISSIONERS DEPARTMENT

Table with 2 columns: Description and Amount. Row 1: 7. PROPERTIES, GAS TAX. Row 2: 72. Equipment, \$10,000.00

Section 2. That all money hereby appropriated as "Gasoline Tax" Fund, shall be used only for the purposes authorized by law.

Section 3. This ordinance shall be in full force and effect from and after its passage and approval by the Mayor.

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

INTRODUCTION OF GENERAL ORDINANCES

By the Purchasing Agent:

GENERAL ORDINANCE NO. 42, 1950

AN ORDINANCE authorizing the Board of Public Safety to purchase through its duly authorized Purchasing Agent, certain equipment to be paid for out of funds heretofore appropriated; 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 Board of Public Safety of the City of Indianapolis be and it is hereby authorized and empowered to purchase,

through its duly authorized Purchasing Agent, the hereinafter designated equipment to be used by the department as indicated. The said equipment is to be purchased from the lowest and best bidder, or bidders, whose bids have been received and opened in public by said Board after advertisement therefor, as provided by law and the total cost of said equipment shall not exceed the sum of money heretofore appropriated for the use of said Board.

**BOARD OF PUBLIC SAFETY
POLICE DEPARTMENT**

Reqs. 8504, 8508 to 8526 inclusive,

Twenty (20) Police Cars -----\$15,525.00

Section 2. This ordinance shall be in full force and effect from and after its passage and approval by the Mayor.

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

By the Purchasing Agent:

GENERAL ORDINANCE NO. 43, 1950

AN ORDINANCE authorizing the Board of Public Safety to purchase through its duly authorized Purchasing Agent, certain equipment to be paid for out of funds heretofore appropriated; 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 Board of Public Safety of the City of Indianapolis be and it is hereby authorized and empowered to purchase, through its duly authorized Purchasing Agent, the hereinafter designated equipment to be used by the department as indicated. The said equipment is to be purchased from the lowest and best bidder, or bidders, whose bids have been received and opened in public by said Board after advertisement therefor, as provided by law and the total cost of said equipment shall not exceed the sum of money heretofore appropriated for the use of said Board.

BOARD OF PUBLIC SAFETY
GAMEWELL DIVISION

Req. No. 4890—9650 ft 16 Conductor Lead
covered Cable ----- \$5,249.60

Req. No. 4891—1500 ft. 30 wire, 20 wire and
16 wire Lead covered Cable ----- \$ 791.00

Section 2. This ordinance shall be in full force and effect from and after its passage and approval by the Mayor.

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

By the Purchasing Agent:

GENERAL ORDINANCE NO. 44, 1950

AN ORDINANCE authorizing the Board of Public Works to purchase through its duly authorized Purchasing Agent, certain equipment to be paid for out of funds heretofore appropriated; 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 Board of Public Works of the City of Indianapolis be and it is hereby authorized and empowered to purchase, through its duly authorized Purchasing Agent, the hereinafter designated equipment to be used by the department as indicated. The said equipment is to be purchased from the lowest and best bidder, or bidders, whose bids have been received and opened in public by the said Board after advertisement therefor, as provided by law and the total cost of said equipment shall not exceed the sum of money heretofore appropriated for the use of said Board.

BOARD OF PUBLIC WORKS
STREET COMMISSIONERS DEPARTMENT

Requisition No. 12359—1 only Motorized Pick-up Street

Sweeper with extra Pick-up Broom and extra Gutter	
Broom -----	\$9,055.00

Section 2. This ordinance shall be in full force and effect from and after its passage and approval by the Mayor.

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

By the Board of Public Safety:

GENERAL ORDINANCE NO. 45, 1950

AN ORDINANCE establishing a certain passenger and/or loading zone in the City of Indianapolis, pursuant to the provisions of Section 26 of General Ordinance No. 96, 1928, as amended; 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 for the purpose of providing the owners or occupants of certain premises fronting on certain public streets in the City of Indianapolis with ingress and egress for passengers, materials and merchandise coming to or going from such premises, such owners or occupants having complied with the provisions of Section 26 of General Ordinance No. 96, 1928, as amended, and the Board of Public Safety, after due investigation having recommended the establishment of the same, the following passenger and/or loading zone be and the same is hereby established in the City of Indianapolis, to-wit:

Beginning at a point 10 feet east of the west building line of 442 Massachusetts Avenue and extending east 25 feet on the west side of Massachusetts Avenue, for the use and occupancy of F. W. Banister and Banister Distributing Company, 442-444 Massachusetts Avenue.

Section 2. This ordinance shall be in full force and effect from and after its passage and approval by the Mayor.

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

By the Board of Public Safety:

GENERAL ORDINANCE NO. 46, 1950

AN ORDINANCE establishing a certain passenger and/or loading zone in the City of Indianapolis, pursuant to the provisions of Section 26 of General Ordinance No. 96, 1928, as amended; 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 for the purpose of providing the owners or occupants of certain premises fronting on certain public streets in the City of Indianapolis with ingress and egress for passengers, material and merchandise coming to or going from such premises, such owners or occupants having complied with the provisions of Section 26 of General Ordinance No. 96, 1928, as amended, and the Board of Public Safety, after due investigation having recommended the establishment of the same, the following passenger and/or loading zones be and the same are hereby established in the City of Indianapolis, to-wit:

- (a) A loading zone beginning at a point 5 feet north of the south building line of 123 S. Capitol Avenue and extending 25 feet north on the east side of S. Capitol Avenue, for the use and occupancy of Kenra Inc., 123 S. Capitol Avenue.
- (b) A loading zone beginning at a point 5 feet north of the south building line of 433 N. Illinois Street and extending 25 feet north on the east side of North Illinois Street, for the use and occupancy of Used Car and Finance Co., 433 North Illinois Street.

Section 2. This ordinance shall be in full force and effect from and after its passage and approval by the Mayor.

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

By the Board of Public Safety:

GENERAL ORDINANCE NO. 47, 1950

AN ORDINANCE to amend Section 44 of General Ordinance No. 96-1928, as amended, to establish certain parts of certain streets as preferential streets in the City of Indianapolis.

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

Section 1. That Section 44 of General Ordinance No. 96-1928, as amended, be and the same is hereby further amended by adding thereto the following sub-section:

31st Street from the West curb line of Northwestern Avenue to the East curb line of Clifton Street.

Section 2. This ordinance shall be in full force and effect from and after its passage, approval by the Mayor and publication according to law.

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

INTRODUCTION OF RESOLUTIONS

By the Board of Public Works:

RESOLUTION NO. 9, 1950

A RESOLUTION authorizing and directing the acceptance by the City of Indianapolis, Indiana, through its authorized official, of a certain Agreement For Public Works Plan Preparation, pursuant to Public Law 352, 81st Congress, approved October 13, 1949.

WHEREAS the City of Indianapolis, Indiana, has heretofore pursuant to resolution of its Board of Public Works and Resolution

No. 4, 1950, of this Common Council made application for an advance of funds to be made by the United States Government to this City to aid in defraying the planning cost preliminary to the construction of certain public works generally described as West 14th Street and West 12th Street Main Sewer from White River to Luett Avenue in the City of Indianapolis, and

WHEREAS the City has been advised under date of June 8, 1950, that said application has been approved by the Federal Government, and that funds in an amount not exceeding Thirty Six Thousand (36,000.00) Dollars are available to the City for said purpose upon the proper acceptance by this City of an Agreement.

NOW THEREFORE BE IT RESOLVED BY THE COMMON COUNCIL OF THE CITY OF INDIANAPOLIS, INDIANA:

1. That this Common Council for and on behalf of the City of Indianapolis, Indiana, does now in all things approve the acceptance of an Agreement reading as follows, to-wit:

UNITED STATES OF AMERICA

HOUSING AND HOME FINANCE AGENCY

Office of the Administrator

Community Facilities Service

AGREEMENT FOR PUBLIC WORKS PLAN PREPARATION

Project No. Ind. 12-P-1030

TO: City of Indianapolis
Indianapolis, Indiana.

Pursuant to the provisions of Public Law 352, 81st Congress, approved October 13, 1949, and your application, as amended and supplemented, and subject to the Terms and Conditions, dated March 15, 1950, attached hereto and made a part hereof, the UNITED STATES OF AMERICA, acting by and through the Housing and Home Finance Administrator, hereby offers to make you an advance

of not to exceed \$36,000.00 to aid you in financing the cost of plan preparation, to consist of complete plan preparation for the proposed construction of the West 14th Street main sewer and the West 12th Street main sewer.

By the acceptance of this offer, you agree to complete the above described plan preparation within 270 days from the receipt of the initial advance and covenant that you will repay the advance when required to do so under the provisions of said Law and Terms and Conditions.

This 8th day of June, 1950.

UNITED STATES OF AMERICA
Housing and Home Finance Administrator

By R. C. ASHTON
Division Engineer,
Community Facilities Service.

ACCEPTANCE

Accepted this day of , 1950.

City of Indianapolis
(Legal Name of Applicant)

By ----- (Name)

----- (Title)

CERTIFICATE

I, the undersigned, HEREBY CERTIFY that I am the official custodian of the records and proceedings of the governing body of the above-identified Applicant; and that such records and proceedings

show that the above offer of the United States of America has been unqualifiedly and duly accepted by said Applicant.

This day of , 1950.

----- (Name)

----- (Title)

(SEAL)

SECOND ADVANCE PLANNING PROGRAM

TERMS AND CONDITIONS

March 15, 1950

1. No advance, or any portion thereof, shall be utilized by any Applicant to defray the cost of any plan preparation which, prior to the date borne by the offer (the acceptance of which creates the Agreement for Public Works Plan Preparation) to which these Terms and Conditions relate, has been completed or has been included in any contract in which the Applicant has agreed to finance such plan preparation with funds other than those to be supplied by the Government.

2. The Applicant's expenditures of the advance shall be limited to the plan preparation for which the advance has been made, and the Applicant shall cause the plan preparation to be such as will permit of the construction of the work contemplated thereby at a cost which is within its ability to finance and which bears a reasonable relation to the estimate of cost therefor contained in its Application for Advance for Plan Preparation for Non-Federal Public Works.

3. In the event an Applicant utilizes its own employees to accomplish the plan preparation only those costs incurred by the Applicant for the plan preparation which would not have been incurred except for the undertaking of the plan preparation shall be paid from the Government advance.

4. The Applicant shall keep accurate and complete records and accounts of all costs incurred by it in connection with the plan preparation undertaken pursuant to the said Agreement and these records and accounts shall be readily available for examination by the authorized representatives of the Government during the Applicant's regular office hours. A copy of these records and accounts, or any portion thereof, shall be furnished the Government's authorized representatives upon request.

5. The Applicant may requisition a payment of 25% of the advance provided for in the said Agreement upon the submission to the Government of a copy of its architectural and/or engineering contract together with a copy of its letter to the architect and/or engineer containing instructions to proceed with the aforesaid plan preparation. Upon receipt of such requisition and supporting data, in satisfactory form, the initial advance payment will be made. The remaining payment of the advance may be requisitioned when the plan preparation is completed, final costs are determined and presented to the Government together with evidence of the Applicant's approval thereof, including specifically the then estimated cost of constructing the public work contemplated by the plan preparation, and any other approvals required by State or local law. Upon receipt of such data, in satisfactory form, and if the Government is satisfied that the Applicant has complied with all its obligations under the said Agreement the balance of the advance not exceeding actual cost will be paid.

6. The Applicant shall promptly refund to the Government any portion of the Government's advance which is in excess of the cost to the Applicant of the plan preparation.

7. If the Applicant shall cause or permit the plan preparation to be abandoned prior to its completion without the Government's consent, the Government shall be relieved of all of its obligations under the Agreement and the Applicant shall promptly refund to the Government any portion of the advance that has been paid by the Government. However, if such abandonment is formally consented to or concurred in by the Government, on the basis that it is to the Government's interest to abandon the plan preparation, the Government's obligation with respect to payment of an advance shall remain in effect but shall be limited to the amount of the Applicant's liability for the cost of the plan preparation at the time of the abandonment, as determined by the Government.

8. The Government may elect to terminate all or any of its obliga-

tions under the said Agreement and to recover any and all funds advanced to the Applicant under such Agreement:

- (a) If any representation of the Applicant in its application or in any supplement thereto or amendment thereof, or in any documents submitted to the Government by the Applicant in connection with such application, shall be incorrect or incomplete in any material respect;
- (b) If the Applicant shall fail to commence or complete promptly the plan preparation within the time provided therefor in the Agreement or within the limits of any extension of time as may be approved by the Government, or if the Applicant shall fail otherwise in the performance or fulfillment of any of its obligations to be performed or fulfilled under the Agreement;
- (c) If the Applicant shall fail to submit or cause to be submitted to the Government any reports, data, plans, drawings, specifications, contracts, estimates, or other documents pertaining to the plan preparation contemplated by the Agreement, that may be requested by the Government.
- (d) If any official of the Applicant shall become directly or indirectly interested personally in any contract or subcontract in connection with the aforesaid plan preparation.

9. In the event the Applicant has employed or shall employ any person, firm, or corporation excepting bona fide employees and persons, firms, or corporations employed under a bona fide contract to render professional or technical services only, to solicit or secure the advance covered by the Agreement to which these Terms and Conditions relate, or any other contract right under such Agreement, upon an agreement or understanding for a commission, percentage, brokerage, or contingent fee, the Government shall have the right to annul said Agreement without liability or in its discretion to deduct from the advance otherwise payable under the Agreement the full amount of such commission, percentage, brokerage, or contingent fee.

10. The advance shall be repaid in its entirety without interest when the construction of the public works planned with the aid of the Government's advance is undertaken or started: Provided, however, if the advance is made to finance the plan preparation of two or more

public works which are specifically described in the said Agreement as separate units, the advance shall be repayable only with respect to each such separate unit when construction of such separate unit is undertaken or started and only in the proportion which the estimated cost of the separate unit placed under construction bears to the estimated cost of all the public works described in the Agreement, which proportion shall be determined by the Government. The construction shall be considered as undertaken or started when the first construction contract is awarded or the Applicant begins construction with its own forces.

11. In the event the Applicant should, for any reason, fail to repay promptly the advance or any portion thereof in accordance with its obligation to do so whether such obligation shall arise by operation of law or under the said Agreement, such unpaid sum shall bear interest at the rate of six (6%) per centum per annum from the date of the Government's demand to the Applicant for the repayment to the date of payment thereof by the Applicant.

12. The Government shall not be obligated or liable under the Agreement to any party other than the Applicant.

13. No member of or delegate to the Congress of the United States of America shall be admitted to any share or part of the Government's advance or in any benefit arising therefrom.

14. The said Agreement is made subject to the following special conditions:

None.

2. That Edward A. Gardner, President of the Board of Public Works of the City of Indianapolis, be and he is hereby authorized and directed to execute said agreement for and on behalf of this City, thereby indicating its acceptance thereof according to the terms and conditions therein set forth.

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

By the Board of Public Works:

RESOLUTION No. 10, 1950

A RESOLUTION authorizing and directing the acceptance by the City of Indianapolis, Indiana, through its authorized officials, of a certain Agreement For Public Works Plan Preparation, pursuant to Public Law 352, 81st Congress, approved October 13, 1949.

WHEREAS the City of Indianapolis, Indiana, has heretofore pursuant to resolution of its Board of Public Works and Resolution No. 5, 1950, of this Common Council made application for an advance of funds to be made by the United States Government to this City to aid in defraying the planning cost preliminary to the construction of certain public works generally described as Ritter and East 10th Street Main Sewer from Pleasant Run to Bolton Avenue in the City of Indianapolis, and

WHEREAS the City has been advised under date of June 2, 1950, that said application has been approved by the Federal Government, and that funds in an amount not exceeding Fifteen Thousand (\$15,000.00) Dollars are available to the City for said purpose upon the proper acceptance by this City of an Agreement.

NOW THEREFORE BE IT RESOLVED BY THE COMMON COUNCIL OF THE CITY OF INDIANAPOLIS, INDIANA:

1. That this Common Council for and on behalf of the City of Indianapolis, Indiana, does now in all things approve the acceptance of an Agreement reading as follows, to-wit:

UNITED STATES OF AMERICA
HOUSING AND HOME FINANCE AGENCY

Office of the Administrator

Community Facilities Service

AGREEMENT FOR PUBLIC WORKS PLAN PREPARATION

Project No. Ind. 12-P-1031

TO: City of Indianapolis
(Legal Name of Applicant)

Indianapolis, Indiana
(Address of Applicant)

Pursuant to the provisions of Public Law 352, 81st Congress, approved October 13, 1949, and your application, as amended and supplemented, and subject to the Terms and Conditions, dated March 15, 1950, attached hereto and made a part hereof, the UNITED STATES OF AMERICA, acting by and through the Housing and Home Finance Administrator, hereby offers to make you an advance of not to exceed \$15,000.00 to aid you in financing the cost of plan preparation, to consist of complete plan preparation for the proposed construction of main sewers in the East 10th Street and Ritter Avenue area.

By the acceptance of this offer, you agree to complete the above described plan preparation within 270 days from the receipt of the initial advance and covenant that you will repay the advance when required to do so under the provisions of said Law and Terms and Conditions.

This 2nd day of June, 1950.

UNITED STATES OF AMERICA
Housing and Home Finance Administrator

By R. C. ASHTON
Division Engineer,
Community Facilities Service.

ACCEPTANCE

Accepted this day of , 1950.

City of Indianapolis

(Legal Name of Applicant)

By ----- (Name)

----- (Title)

CERTIFICATE

I, the undersigned, HEREBY CERTIFY that I am the official custodian of the records and proceedings of the governing body of the above-identified Applicant; and that such records and proceedings show that the above offer of the United States of America has been unqualifiedly and duly accepted by said Applicant.

This day of , 1950.

----- (Name)

----- (Title)

(SEAL)

SECOND ADVANCE PLANNING PROGRAM

TERMS AND CONDITIONS

March 15, 1950

1. No advance, or any portion thereof, shall be utilized by any Applicant to defray the cost of any plan preparation which, prior to the date borne by the offer (the acceptance of which creates the Agreement for Public Works Plan Preparation) to which these Terms and Conditions relate, has been completed or has been included in any contract in which the Applicant has agreed to finance such plan

preparation with funds other than those to be supplied by the Government.

2. The Applicant's expenditures of the advance shall be limited to the plan preparation for which the advance has been made, and the Applicant shall cause the plan preparation to be such as will permit of the construction of the work contemplated thereby at a cost which is within its ability to finance and which bears a reasonable relation to the estimate of cost therefor contained in its Application for Advance for Plan Preparation for Non-Federal Public Works.

3. In the event an Applicant utilizes its own employees to accomplish the plan preparation only those costs incurred by the Applicant for the plan preparation which would not have been incurred except for the undertaking of the plan preparation shall be paid from the Government's advance.

4. The Applicant shall keep accurate and complete records and accounts of all costs incurred by it in connection with the plan preparation undertaken pursuant to the said Agreement and these records and accounts shall be readily available for examination by the authorized representatives of the Government during the Applicant's regular office hours. A copy of these records and accounts, or any portion thereof, shall be furnished the Government's authorized representatives upon request.

5. The Applicant may requisition a payment of 25% of the advance provided for in the said Agreement upon the submission to the Government of a copy of its architectural and/or engineering contract together with a copy of its letter to the architect and/or engineer containing instructions to proceed with the aforesaid plan preparation. Upon receipt of such requisition and supporting data, in satisfactory form, the initial advance payment will be made. The remaining payment of the advance may be requisitioned when the plan preparation is completed, final costs are determined and presented to the Government together with evidence of the Applicant's approval thereof, including specifically the then estimated cost of constructing the public work contemplated by the plan preparation, and any other approvals required by State or local law. Upon receipt of such data, in satisfactory form, and if the Government is satisfied that the Applicant has complied with all its obligations under the said Agreement the balance of the advance not exceeding actual cost will be paid.

6. The Applicant shall promptly refund to the Government any portion of the Government's advance which is in excess of the cost to the Applicant of the plan preparation.

7. If the Applicant shall cause or permit the plan preparation to be abandoned prior to its completion without the Government's consent, the Government shall be relieved of all of its obligations under the Agreement and the Applicant shall promptly refund to the Government any portion of the advance that has been paid by the Government. However, if such abandonment is formally consented to or concurred in by the Government, on the basis that it is to the Government's interest to abandon the plan preparation, the Government's obligation with respect to payment of an advance shall remain in effect but shall be limited to the amount of the Applicant's liability for the cost of the plan preparation at the time of the abandonment, as determined by the Government.

8. The Government may elect to terminate all or any of its obligations under the said Agreement and to recover any and all funds advanced to the Applicant under such Agreement:

- (a) If any representation of the Applicant in its application or in any supplement thereto or amendment thereof, or in any documents submitted to the Government by the Applicant in connection with such application, shall be incorrect or incomplete in any material respect;
- (b) If the Applicant shall fail to commence or complete promptly the plan preparation within the time provided therefor in the Agreement or within the limits of any extension of time as may be approved by the Government, or if the Applicant shall fail otherwise in the performance or fulfillment of any of its obligations to be performed or fulfilled under the Agreement;
- (c) If the Applicant shall fail to submit or cause to be submitted to the Government any reports, data, plans, drawings, specifications, contracts, estimates, or other documents pertaining to the plan preparation contemplated by the Agreement, that may be requested by the Government;
- (d) If any official of the Applicant shall become directly or indirectly interested personally in any contract or subcontract in connection with the aforesaid plan preparation.

9. In the event the Applicant has employed or shall employ any person, firm, or corporation excepting bona fide employees and persons, firms, or corporations employed under a bona fide contract to render professional or technical services only, to solicit or secure the advance covered by the Agreement to which these Terms and Conditions relate, or any other contract right under such Agreement, upon an agreement or understanding for a commission, percentage, brokerage, or contingent fee, the Government shall have the right to annul said Agreement without liability or in its discretion to deduct from the advance otherwise payable under the Agreement the full amount of such commission, percentage, brokerage, or contingent fee.

10. The advance shall be repaid in its entirety without interest when the construction of the public works planned with the aid of the Government's advance is undertaken or started: Provided, however, if the advance is made to finance the plan preparation of two or more public works which are specifically described in the said Agreement as separate units, the advance shall be repayable only with respect to each such separate unit when construction of such separate unit is undertaken or started and only in the proportion which the estimated cost of the separate unit placed under construction bears to the estimated cost of all the public works described in the Agreement, which proportion shall be determined by the Government. The construction shall be considered as undertaken or started when the first construction contract is awarded or the Applicant begins construction with its own forces.

11. In the event the Applicant should, for any reason, fail to repay promptly the advance or any portion thereof in accordance with its obligation to do so whether such obligation shall arise by operation of law or under the said Agreement, such unpaid sum shall bear interest at the rate of six (6%) per centum per annum from the date of the Government's demand to the Applicant for the repayment to the date of payment thereof by the Applicant.

12. The Government shall not be obligated or liable under the Agreement to any party other than the Applicant.

13. No member of or delegate to the Congress of the United States of America shall be admitted to any share or part of the Government's advance or in any benefit arising therefrom.

14. The said Agreement is made subject to the following special conditions:

None.

22. That Edward A. Gardner, President of the Board of Public Works of the City of Indianapolis, be and he is hereby authorized and directed to execute said agreement for and on behalf of this City, thereby indicating its acceptance thereof according to the terms and conditions therein set forth.

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

By the Board of Public Works:

RESOLUTION No. 11, 1950

A RESOLUTION authorizing and directing the acceptance by the City of Indianapolis, Indiana, through its authorized official, of a certain Agreement For Public Works Plan Preparation, pursuant to Public Law 352, 81st Congress, Approved October 13, 1949.

WHEREAS the City of Indianapolis, Indiana, has heretofore pursuant to resolution of its Board of Public Works and Resolution No. 6, 1950, of this Common Council made application for an advance of funds to be made by the United States Government to this City to aid in defraying the planning cost preliminary to the construction of certain public works generally described as (1) Boyd Avenue Main Sewer from Bean Creek to Carson Avenue; and (2) East 32nd Street and Washington Boulevard Main Storm Relief Sewer from Fall Creek to 36th Street, in the City of Indianapolis, Indiana, and

WHEREAS the City has been advised under date of June 2, 1950, that said application has been approved by the Federal Government, and that funds in an amount not exceeding Ten Thousand, Five Hundred (\$10,500.00) Dollars are available to the City for said purpose upon the proper acceptance by this City of an Agreement.

NOW THEREFORE BE IT RESOLVED BY THE COMMON
COUNCIL OF THE CITY OF INDIANAPOLIS, INDIANA:

1. That this Common Council, for and on behalf of the City of Indianapolis, Indiana, does now in all things approve the acceptance of an agreement reading as follows, to-wit:

UNITED STATES OF AMERICA

HOUSING AND HOME FINANCE AGENCY

Office of the Administrator

Community Facilities Service

AGREEMENT FOR PUBLIC WORKS PLAN PREPARATION

Project No. Ind. 12-P-1032

TO: City of Indianapolis
(Legal Name of Applicant)

Indianapolis, Indiana.
(Address of Applicant)

Pursuant to the provisions of Public Law 352, 81st Congress, approved October 13, 1949, and your application, as amended and supplemented, and subject to the Terms and Conditions, dated March 15, 1950, attached hereto and made a part hereof, the UNITED STATES OF AMERICA, acting by and through the Housing and Home Finance Administrator, hereby offers to make you an advance of not to exceed \$10,500.00 to aid you in financing the cost of plan preparation, to consist of complete plan preparation for the proposed construction of the Boyd Avenue main sewer and the East 32nd Street and Washington Boulevard storm relief sewers.

By the acceptance of this offer, you agree to complete the above described plan preparation within 270 days from the receipt of the

initial advance and covenant that you will repay the advance when required to do so under the provisions of said Law and Terms and Conditions.

This 2nd day of June, 1950.

UNITED STATES OF AMERICA
Housing and Home Finance Administrator

By R. C. ASHTON,
Division Engineer,
Community Facilities Service.

ACCEPTANCE

Accepted this day of , 1950.

City of Indianapolis
(Legal Name of Applicant)

By ----- (Name)
----- (Title)

CERTIFICATE

I, the undersigned, HEREBY CERTIFY that I am the official custodian of the records and proceedings of the governing body of the above-identified Applicant; and that such records and proceedings show that the above offer of the United States of America has been unqualifiedly and duly accepted by said Applicant.

This day of , 1950.

----- (Name)
----- (Title)

(SEAL)

SECOND ADVANCE PLANNING PROGRAM

T E R M S A N D C O N D I T I O N S

March 15, 1950

1. No advance, or any portion thereof, shall be utilized by any Applicant to defray the cost of any plan preparation which, prior to the date borne by the offer (the acceptance of which creates the Agreement for Public Works Plan Preparation) to which these Terms and Conditions relate, has been completed or has been included in any contract in which the Applicant has agreed to finance such plan preparation with funds other than those to be supplied by the Government.

2. The Applicant's expenditure of the advance shall be limited to the plan preparation for which the advance has been made, and the Applicant shall cause the plan preparation to be such as will permit of the construction of the work contemplated thereby at a cost which is within its ability to finance and which bears a reasonable relation to the estimate of cost therefor contained in its Application for Advance for Plan Preparation for Non-Federal Public Works.

3. In the event an Applicant utilizes its own employees to accomplish the plan preparation only those costs incurred by the Applicant for the plan preparation which would not have been incurred except for the undertaking of the plan preparation shall be paid from the Government's advance.

4. The Applicant shall keep accurate and complete records and accounts of all costs incurred by it in connection with the plan preparation undertaken pursuant to the said Agreement and these records and accounts shall be readily available for examination by the authorized representatives of the Government during the Applicant's regular office hours. A copy of these records and accounts, or any portion thereof, shall be furnished the Government's authorized representatives upon request.

5. The Applicant may requisition a payment of 25% of the advance provided for in the said Agreement upon the submission to the Government of a copy of its architectural and/or engineering contract together with a copy of its letter to the architect and/or engineer containing instructions to proceed with the aforesaid plan preparation.

Upon receipt of such requisition and supporting data, in satisfactory form, the initial advance payment will be made. The remaining payment of the advance may be requisitioned when the plan preparation is completed, final costs are determined and presented to the Government together with evidence of the Applicant's approval thereof, including specifically the then estimated cost of constructing the public work contemplated by the plan preparation, and any other approvals required by State or local law. Upon receipt of such data, in satisfactory form, and if the Government is satisfied that the Applicant has complied with all its obligations under the said Agreement the balance of the advance not exceeding actual cost will be paid.

6. The Applicant shall promptly refund to the Government any portion of the Government's advance which is in excess of the cost to the Applicant of the plan preparation.

7. If the Applicant shall cause or permit the plan preparation to be abandoned prior to its completion without the Government's consent, the Government shall be relieved of all of its obligations under the Agreement and the Applicant shall promptly refund to the Government any portion of the advance that has been paid by the Government. However, if such abandonment is formally consented to or concurred in by the Government, on the basis that it is to the Government's interest to abandon the plan preparation, the Government's obligation with respect to payment of an advance shall remain in effect but shall be limited to the amount of the Applicant's liability for the cost of the plan preparation at the time of the abandonment, as determined by the Government.

8. The Government may elect to terminate all or any of its obligations under the said Agreement and to recover any and all funds advanced to the Applicant under such Agreement:

- (a) If any representation of the Applicant in its application or in any supplement thereto or amendment thereof, or in any documents submitted to the Government by the Applicant in connection with such application, shall be incorrect or incomplete in any material respect;
- (b) If the Applicant shall fail to commence or complete promptly the plan preparation within the time provided therefor in the Agreement or within the limits of any extension of time as may be approved by the Government, or if the Applicant shall

fail otherwise in the performance or fulfillment of any of its obligations to be performed or fulfilled under the Agreement;

- (c) If the Applicant shall fail to submit or cause to be submitted to the Government any reports, data, plans, drawings, specifications, contracts, estimates, or other documents pertaining to the plan preparation contemplated by the Agreement, that may be requested by the Government;
- (d) If any official of the Applicant shall become directly or indirectly interested personally in any contract or subcontract in connection with the aforesaid plan preparation.

9. In the event the Applicant has employed or shall employ any person, firm, or corporation excepting bona fide employees and persons, firms, or corporations employed under a bona fide contract to render professional or technical services only, to solicit or secure the advance covered by the Agreement to which these Terms and Conditions relate, or any other contract right under such Agreement, upon an agreement or understanding for a commission, percentage, brokerage, or contingent fee, the Government shall have the right to annul said Agreement without liability or in its discretion to deduct from the advance otherwise payable under the Agreement the full amount of such commission, percentage, brokerage, or contingent fee.

10. The advance shall be repaid in its entirety without interest when the construction of the public works planned with the aid of the Government's advance is undertaken or started: Provided, however, if the advance is made to finance the plan preparation of two or more public works which are specifically described in the said Agreement as separate units, the advance shall be repayable only with respect to each such separate unit when construction of such separate unit is undertaken or started and only in the proportion which the estimated cost of the separate unit placed under construction bears to the estimated cost of all the public works described in the Agreement, which proportion shall be determined by the Government. The construction shall be considered as undertaken or started when the first construction contract is awarded or the Applicant begins construction with its own forces.

11. In the event the Applicant should, for any reason, fail to repay promptly the advance or any portion thereof in accordance with its obligation to do so whether such obligation shall arise by operation of

law or under the said Agreement, such unpaid sum shall bear interest at the rate of six (6%) per centum per annum from the date of the Government's demand to the Applicant for the repayment to the date of payment thereof by the Applicant.

12. The Government shall not be obligated or liable under the Agreement to any party other than the Applicant.

13. No member of or delegate to the Congress of the United States of America shall be admitted to any share or part of the Government's advance or in any benefit arising therefrom.

14. The said Agreement is made subject to the following special conditions:

None.

2. That Edward A. Gardner, President of the Board of Public Works of the City of Indianapolis, be and he is hereby authorized and directed to execute said agreement for and on behalf of this City, thereby indicating its acceptance thereof according to the terms and conditions therein set forth.

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

By the Redevelopment Commission:

RESOLUTION No. 12, 1950

A RESOLUTION pertaining to the donation of property by the City of Indianapolis as a grant-in-aid to Project A of the Indianapolis Redevelopment Commission.

WHEREAS the Indianapolis Redevelopment Commission, pursuant to law, has undertaken the acquisition and redevelopment of property in the City of Indianapolis, Indiana, bounded by 16th Street on the north, Brighton Boulevard and West Street on the east; 10th Street on the south; and Stadium Drive and Milburn Street on the west, and designated same as its Project A, and prior to April 24, 1950 acquired and replatted that portion of the said Project A which is described and shown on the attached plat of Indianapolis

Fall Creek Addition, First Section, and said property is now held in the name of the City of Indianapolis for the use and benefit of its Department of Redevelopment, and

WHEREAS under Title I of the Housing Act of 1949 the Housing and Home Finance Administrator is authorized to assist local communities in eliminating their slums and blighted areas and in providing maximum opportunity, consistent with the sound needs of the locality as a whole, for the redevelopment of such areas by private enterprise, and to that end is authorized to make capital grants to local public agencies, and

WHEREAS Title I of the Housing Act of 1949 (Public Law 171, 81st Congress) requires that local grants-in-aid shall be made in connection with any project in which capital grants may be made as provided for under said Title I, and

WHEREAS the Indianapolis Redevelopment Commission has made application to the Director of the Slum Clearance and Urban Redevelopment Division of the Housing and Home Finance Agency, which agency is charged with the administration of the Housing Act of 1949, and approval of the donation of said land to said Project A.

NOW THEREFORE BE IT RESOLVED by the Common Council of the City of Indianapolis, Marion County, Indiana:

1. That the property described and shown on the attached plat of Indianapolis Fall Creek Addition, First Section, exclusive of land in streets, alleys and other public rights of way which have been vacated in connection with Project A, is hereby donated to Project A of the Indianapolis Redevelopment Commission as a local grant-in-aid, said donation to be effective as of the date of approval thereof by the Administrator of the Housing and Home Finance Agency.

2. That Richard G. Stewart, the duly authorized City Clerk of the City of Indianapolis, be and he is hereby directed to forward to said Administrator three certified copies of this resolution and such other supporting data and information as may be required.

3. This resolution shall be in full force and effect from and after its passage and approval by the Mayor.

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

ORDINANCES ON SECOND READING

Mr. Wicker called for Appropriation Ordinance No. 9, 1950, for second reading. It was read a second time.

On motion of Mr. Wicker, seconded by Mr. Seidensticker, Appropriation Ordinance No. 9, 1950, was ordered engrossed, read a third time and placed upon its passage.

Appropriation Ordinance No. 9, 1950, was read a third time by the Deputy Clerk and passed by the following roll call vote:

Ayes 7, viz: Mr. Jameson, Mr. Lupear, Mr. Ross, Mr. Seidensticker, Mr. Wallace, Mr. Wicker, President Emhardt.

Mr. Wicker called for Appropriation Ordinance No. 10, 1950, for second reading. It was read a second time.

Mr. Wicker presented the following motion to amend Appropriation Ordinance No. 10, 1950:

Indianapolis, Ind., June 19, 1950

Mr. President:

I move that Appropriation Ordinance No. 10, 1950, be amended to read as follows:

Changing figures in Section 1 on page 1 as follows:

1 Foreman, \$3,300.00 (formerly \$3,200)-----	\$ 50.00
1 Electrician's Helper, \$2,300.00 (formerly \$2,100)-----	100.00
7 Signal Repairmen, \$3,200.00 (from \$2,800)-----	1,400.00
	Total \$1,550.00

In Section 2 on page 2 amending as follows:

1 Assistant Traffic Engineer-----	\$1,550.00
and striking out	
"1 Detail Draftsman ----- \$1,000.00"	and "Total ----- \$3,100.00"

Striking out word "eliminated" in line 1 and inserting in lieu thereof the word "deducted"; changing words and figures \$3,100.00 wherever they appear in Section 2 and inserting in lieu thereof the words and figures "Fifteen Hundred and Fifty Dollars (\$1,550.00)."

JOSEPH A. WICKER, Councilman

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

Ayes 7, viz: Mr. Jameson, Mr. Lupear, Mr. Ross, Mr. Seidensticker, Mr. Wallace, Mr. Wicker, President Emhardt.

On motion of Mr. Wicker, seconded by Mr. Seidensticker, Appropriation Ordinance No. 10, 1950, as Amended was ordered engrossed, read a third time and placed upon its passage.

Appropriation Ordinance No. 10, 1950, As Amended was read a third time by the Deputy Clerk and passed by the following roll call vote:

Ayes 7, viz: Mr. Jameson, Mr. Lupear, Mr. Ross, Mr. Seidensticker, Mr. Wallace, Mr. Wicker, President Emhardt.

Mr. Wicker called for General Ordinance No. 38, 1950, for second reading. It was read a second time.

On motion of Mr. Wicker, seconded by Mr. Seidensticker, General Ordinance No. 38, 1950, was ordered engrossed, read a third time and placed upon its passage.

General Ordinance No. 38, 1950, was read a third time by the Deputy Clerk and passed by the following roll call vote:

Ayes 7, viz: Mr. Jameson, Mr. Lupear, Mr. Ross, Mr. Seidensticker, Mr. Wallace, Mr. Wicker, President Emhardt.

Mr. Wicker called for General Ordinance No. 39, 1950, for second reading. It was read a second time.

On motion of Mr. Wicker, seconded by Mr. Seidensticker, General Ordinance No. 39, 1950, was ordered engrossed, read a third time and placed upon its passage.

General Ordinance No. 39, 1950, was read a third time by the Deputy Clerk and passed by the following roll call vote:

Ayes 7, viz: Mr. Jameson, Mr. Lupear, Mr. Ross, Mr. Seidensticker, Mr. Wallace, Mr. Wicker, President Emhardt.

Mr. Wicker called for General Ordinance No. 40, 1950, for second reading. It was read a second time.

On motion of Mr. Wicker, seconded by Mr. Seidensticker, General Ordinance No. 40, 1950, was ordered engrossed, read a third time and placed upon its passage.

General Ordinance No. 40, 1950, was read a third time by the Deputy Clerk and passed by the following roll call vote:

Ayes 7, viz: Mr. Jameson, Mr. Lupear, Mr. Ross, Mr. Seidensticker, Mr. Wallace, Mr. Wicker, President Emhardt.

Mr. Wicker called for General Ordinance No. 41, 1950, for second reading. It was read a second time.

On motion of Mr. Wicker, seconded by Mr. Seidensticker, General Ordinance No. 41, 1950, was ordered engrossed, read a third time and placed upon its passage.

General Ordinance No. 41, 1950, was read a third time by the Deputy Clerk and passed by the following roll call vote:

Ayes 7, viz: Mr. Jameson, Mr. Lupear, Mr. Ross, Mr. Seidensticker, Mr. Wallace, Mr. Wicker, President Emhardt.

Mr. Ross called for General Ordinance No. 34, 1950, for second reading. It was read a second time.

On motion of Mr. Ross, seconded by Mr. Seidensticker, General Ordinance No. 34, 1950, was ordered engrossed, read a third time and placed upon its passage.

General Ordinance No. 34, 1950, was read a third time by the Deputy Clerk and passed by the following roll call vote:

Ayes 7, viz: Mr. Jameson, Mr. Lupear, Mr. Ross, Mr. Seidensticker, Mr. Wallace, Mr. Wicker, President Emhardt.

Mr. Ross called for General Ordinance No. 35, 1950, for second reading. It was read a second time.

On motion of Mr. Ross, seconded by Mr. Wicker, General Ordinance No. 35, 1950, was ordered engrossed, read a third time and placed upon its passage.

General Ordinance No. 35, 1950, was read a third time by the Deputy Clerk and passed by the following roll call vote:

Ayes 6, viz: Mr. Jameson, Mr. Lupear, Mr. Ross, Mr. Seidensticker, Mr. Wallace, President Emhardt.

Noes 1, viz: Mr. Wicker.

Mr. Seidensticker called for Special Ordinance No. 4, 1950, for second reading. It was read a second time.

On motion of Mr. Seidensticker, seconded by Mr. Wicker, Special Ordinance No. 4, 1950, was ordered engrossed, read a third time and placed upon its passage.

Special Ordinance No. 4, 1950, was read a third time by the Deputy Clerk and passed by the following roll call vote:

Ayes 7, viz: Mr. Jameson, Mr. Lupear, Mr. Ross, Mr. Seidensticker, Mr. Wallace, Mr. Wicker, President Emhardt.

Mr. Jameson called for General Ordinance No. 36, 1950, for second reading. It was read a second time.

On motion of Mr. Jameson, seconded by Mr. Lupear, General Ordinance No. 36, 1950, was ordered engrossed, read a third time and placed upon its passage.

General Ordinance No. 36, 1950, was read a third time by the Deputy Clerk and passed by the following roll call vote:

Ayes 6, viz: Mr. Jameson, Mr. Lupear, Mr. Ross, Mr. Wallace, Mr. Wicker, President Emhardt; Mr. Seidensticker being absent at the time of the roll call vote.

MISCELLANEOUS BUSINESS

The Council reverted to the previous order of business.

Mr. Wicker moved that the rules be suspended for further consideration and passage of Resolution No. 9, 1950.

The motion was seconded by Mr. Jameson and carried by the following roll call vote:

Ayes 7, viz: Mr. Jameson, Mr. Lupear, Mr. Ross, Mr. Seidensticker, Mr. Wallace, Mr. Wicker, President Emhardt.

The rules were suspended.

COMMITTEE REPORT

Indianapolis, Ind., June 19, 1950

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 Resolution No. 9, 1950, entitled

A RESOLUTION authorizing and directing the acceptance by the City of Indianapolis, Indiana, through its authorized official, of a certain Agreement for Public Works Plan Preparation (West 14th Street and West 12th Street Main Sewer from White River to Luett Avenue), pursuant to Public Law 352, 81st Congress, approved October 13, 1949.

beg leave to report that we have had said resolution under consideration, and recommend that the same be passed under suspension of rules.

JOSEPH A. WICKER, Chairman
JOSEPH C. WALLACE
GUY O. ROSS
J. PORTER SEIDENSTICKER
GEORGE S. LUPEAR

ORDINANCE ON SECOND READING

Mr. Wicker called for Resolution No. 9, 1950, for second reading. It was read a second time.

On motion of Mr. Wicker, seconded by Mr. Seidensticker, Resolution No. 9, 1950, was ordered engrossed, read a third time and placed upon its passage.

Resolution No. 9, 1950, was read a third time by the Deputy Clerk and passed by the following roll call vote:

Ayes 7, viz: Mr. Jameson, Mr. Lupear, Mr. Ross, Mr. Seidensticker, Mr. Wallace, Mr. Wicker, President Emhardt.

Mr. Wicker moved that the rules be suspended for further consideration and passage of Resolution No. 10, 1950.

The motion was seconded by Mr. Seidensticker, and carried by the following roll call vote:

Ayes 7, viz: Mr. Jameson, Mr. Lupear, Mr. Ross, Mr. Seidensticker, Mr. Wallace, Mr. Wicker, President Emhardt.

The rules were suspended.

COMMITTEE REPORT

Indianapolis, Ind., June 19, 1950.

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 Resolution No. 10, 1950, entitled

A RESOLUTION authorizing and directing the acceptance by the City of Indianapolis, Indiana, through its authorized official, of a certain Agreement for Public Works Plan Preparation (Ritter and East 10th Street Main Sewer from Pleasant Run to Bolton Avenue), pursuant to Public Law 352, 81st Congress, approved October 13, 1949.

beg leave to report that we have had said resolution under consideration, and recommend that the same be passed under suspension of rules.

JOSEPH A. WICKER, Chairman
JOSEPH C. WALLACE
GUY O. ROSS
J. PORTER SEIDENSTICKER
GEORGE S. LUPEAR

ORDINANCE ON SECOND READING

Mr. Wicker called for Resolution No. 10, 1950, for second reading. It was read a second time.

On motion of Mr. Wicker, seconded by Mr. Seidensticker, Resolution No. 10, 1950, was ordered engrossed, read a third time and placed upon its passage.

Resolution No. 10, 1950, was read a third time by the Deputy Clerk and passed by the following roll call vote:

Ayes 7, viz: Mr. Jameson, Mr. Lupear, Mr. Ross, Mr. Seidensticker, Mr. Wallace, Mr. Wicker, President Emhardt.

Mr. Wicker moved that the rules be suspended for further consideration and passage of Resolution No. 11, 1950.

The motion was seconded by Mr. Seidensticker and carried by the following roll call vote:

Ayes 7, viz: Mr. Jameson, Mr. Lupear, Mr. Ross, Mr. Seidensticker, Mr. Wallace, Mr. Wicker, President Emhardt.

The rules were suspended.

COMMITTEE REPORT

Indianapolis, Ind., June 19, 1950.

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 resolution No. 11, 1950, entitled

A RESOLUTION authorizing and directing the acceptance by the City of Indianapolis, Indiana, through its authorized official, of a certain Agreement for Public Works Plan Preparation, pursuant to Public Law 352, 81st Congress, approved October 13, 1949. (1—Boyd Avenue Main Sewer from Bean Creek to Carson Avenue; 2—East 32nd Street and Washington Boulevard Main Storm Relief Sewer from Fall Creek to 36th Street.)

beg leave to report that we have had said resolution under consideration, and recommend that the same be passed under suspension of rules.

JOSEPH A. WICKER, Chairman
JOSEPH C. WALLACE
GUY O. ROSS
J. PORTER SEIDENSTICKER
GEORGE S. LUPEAR

ORDINANCE ON SECOND READING

Mr. Wicker called for Resolution No. 11, 1950, for second reading. It was read a second time.

On motion of Mr. Wicker, seconded by Mr. Seidensticker, Resolution No. 11, 1950, was ordered engrossed, read a third time and placed upon its passage.

Resolution No. 11, 1950, was read a third time by the Deputy Clerk and passed by the following roll call vote:

Ayes 7, viz: Mr. Jameson, Mr. Lupear, Mr. Ross, Mr. Seidensticker, Mr. Wallace, Mr. Wicker, President Emhardt.

Mr. Wicker moved that the rules be suspended for further consideration and passage of Resolution No. 12, 1950.

The motion was seconded by Mr. Wallace and carried by the following roll call vote:

Ayes 7, viz: Mr. Jameson, Mr. Lupear, Mr. Ross, Mr. Seidensticker, Mr. Wallace, Mr. Wicker, President Emhardt.

The rules were suspended.

COMMITTEE REPORT

Indianapolis, Ind., June 19, 1950.

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 Resolution
No. 12, 1950, entitled

A RESOLUTION pertaining to the donation of property
by the City of Indianapolis as a grant-in-aid to Project
A of the Indianapolis Redevelopment Commission.

beg leave to report that we have had said resolution under consider-
ation, and recommend that the same be passed under suspension of
rules.

JOSEPH A. WICKER, Chairman
JOSEPH C. WALLACE
GUY O. ROSS
J. PORTER SEIDENSTICKER
GEORGE S. LUPEAR

ORDINANCE ON SECOND READING

Mr. Wicker called for Resolution No. 12, 1950, for
second reading. It was read a second time.

On motion of Mr. Wicker, seconded by Mr. Wallace,
Resolution No. 12, 1950, was ordered engrossed, read a
third time and placed upon its passage.

Resolution No. 12, 1950, was read a third time by the
Deputy Clerk and passed by the following roll call vote:

Ayes 7, viz: Mr. Jameson, Mr. Lupear, Mr. Ross, Mr. Seidensticker, Mr. Wallace, Mr. Wicker, President Emhardt.

On motion of Mr. Seidensticker, seconded by Mr. Lupear, the Common Council adjourned at 8:35 P.M., CST.

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 19th day of June, 1950, at 6:30 P.M., CST.

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



ATTEST:

President.



(SEAL)

City Clerk.

June 19, 1950]

City of Indianapolis, Ind.

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