

## REGULAR MEETING

The Common Council of the City of Indianapolis, met in the Council Chamber, Monday evening, February 2, 1925, at 7:30 o'clock in regular session, President Pro Tem John E. King in the chair.

Present the Hon. John E. King, President Pro Tem of the Common Council, and seven members, viz., Messrs. Bernd, Bramblett, Buchanan, Clauer, Claycombe, Ray and Wise.

Absent: President Thompson.

Mr. Bramblett moved that the reading of the Journal be dispensed with. Carried.

## COMMUNICATIONS FROM THE MAYOR

January, 28, 1925.

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

Gentlemen:

I have this day approved, signed and delivered to John W. Rhodelhamel, City Clerk, the following ordinances:

General Ordinance No. 155, 1924, an ordinance approving a certain contract granting the Cleveland, Cincinnati, Chicago & St. Louis Railway Company the right to lay and maintain a side track or switch from, on, over and across Leota street, in the City of Indianapolis, Indiana, according to blue print attached, in the City of Indianapolis, Indiana.

General Ordinance No. 3, 1925, an ordinance amending Sub-Section "I" of Section 4 of General Ordinance No. 37, 1923, known as the Traffic Ordinance, and declaring a time when the same shall take effect.

Very truly yours,

LEW SHANK, Mayor.

## REPORTS FROM CITY OFFICERS

From the City Controller:

February 2, 1925.

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

Gentlemen:

I hand you herewith copies of an Appropriation Ordinance out of any unappropriated funds of the city for \$75,757.26 to pay the water

rental from December 31, 1924, which was not provided for in the budget, due to raise in water rates.

I recommend passage of the above mentioned ordinance.

Respectfully yours,  
JOS. L. HOGUE,  
City Controller.

February 2, 1925.

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

Gentlemen:

I herewith hand you a communication from the Board of Public Works asking for the passage of an ordinance appropriating the sum of \$5,000.00 from the General Fund to the City Yards Department Salary and Wages Fund, under the Department of Public Works.

I respectfully recommend the passage of this ordinance.

Yours truly,  
JOS. L. HOGUE,  
City Controller.

February 2, 1925.

Mr. Joseph L. Hogue,  
City Controller,  
City of Indianapolis.

Dear Sir—

I am directed by the Board of Public Works to submit for your approval and transmission to the Common Council, an ordinance appropriating the sum of Five Thousand (\$5,000.00) Dollars from the General Fund to the City Yards Department Salary and Wages Fund, under the Department of Public Works.

Yours truly,  
ELMER WILLIAMS,  
Clerk Board of Public Works.

February 2, 1925.

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

Gentlemen:

I herewith hand you a communication from the Board of Public Works asking for the passage of an ordinance authorizing the sale of One Hundred Ten (110) bonds of One Thousand (\$1,000.00) Dollars each, said money so obtained to be used for the purpose of repairing the Municipal Garage.

I respectfully recommend the passage of this ordinance.

Yours truly,  
JOS. L. HOGUE,  
City Controller.

February 2, 1925.

Mr. Jos. L. Hogue,  
City Controller,  
City of Indianapolis.

Dear Sir—

I am directed by the Board of Public Works to submit for your approval and transmission to the Common Council an ordinance authorizing the borrowing of One Hundred Ten Thousand (\$110,000.00)

Dollars and the sale of One Hundred Ten (110) bonds of \$1,000.00 each, said money so obtained to be used for the purpose of repairing the Municipal Garage.

Yours truly,  
ELMER WILLIAMS,  
Clerk Board of Public Works.

February 2, 1925.

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

Gentlemen:

At the request of Councilman Heydon W. Buchanan, and upon the recommendation of Corporation Counsel, James M. Ogden, I am sending you herewith copies of an ordinance providing for the transfer of Two Hundred Twenty (\$220.00) Dollars from the Miscellaneous Expense Fund in the Department of Law to the Salaries Fund in the same department, to cover the payment of an increase in the salary of stenographer in said department.

I respectfully recommend the passage of this ordinance.

Yours very truly,  
JOS. L. HOGUE,  
City Controller.

February 2, 1925.

Mr. Jos. L. Hogue,  
City Controller,  
City of Indianapolis.  
Dear Sir—

At the request of Councilman Heydon W. Buchanan I am sending you herewith copies of an ordinance providing for an increase in the salary of stenographer in the Department of Law from One Thousand Eighty Dollars per year to Thirteen Hundred Twenty (\$1,320.00) per year. I fully realize that the present salary is inadequate compensation for the services required to be performed in this position, and recommend the above increase be provided for, and that the transfer of funds in the Department of Law be made, as set out in this ordinance to provide for the payment of this increase in salary for the balance of the year 1925.

Yours truly,  
JAMES M. OGDEN,  
Corporation Counsel.

February 2, 1925.

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

Gentlemen:

At the request of the Board of Public Safety I am sending you herewith copies of an ordinance fixing the salary of the stenographic clerk in the office of the Board of Public Safety, providing for an increase of said salary from One Thousand Eight (\$1,080.00) Dollars to Twelve Hundred (\$1,200.00) Dollars per year, and providing for the transfer of the sum of One Hundred Ten (\$110.00) Dollars from the Tools and Equipment Fund in the Electrical Department, under the Department of Public Safety, to the Board of Public Safety

Office Salaries Fund in the same department, which transfer will take care of the increase for the balance of the year 1925.

Yours truly,  
JOS. L. HOGUE,  
City Controller.

Mr. Jos. L. Hogue,  
City Controller,  
City of Indianapolis.  
Dear Sir—

February 2, 1925.

The Board of Public Safety respectfully requests that you recommend to the Common Council the passage of an ordinance transferring the sum of One Hundred Ten (\$110.00) Dollars from the Tools and Equipment Fund in the Electrical Department, under the Department of Public Safety to the Board of Public Safety Office Salaries Fund, under the same department. This transfer will take care of the increase of salary for the balance of the year 1925 of the stenographic clerk of the Board of Public Safety, which is also provided for in this ordinance, copies of which are hereto attached.

It is the opinion of the Board that the present salary is inadequate, considering the services required to be performed in this position.

Yours very truly,  
BOARD OF PUBLIC SAFETY,  
By Oscar O. Wise,  
Executive Secretary.

February 2, 1925.

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

Gentlemen:

Attached herewith you will find copies of an ordinance amending Section "A" of Section 1 of General Ordinance No. 10, 1925, fixing the Salaries of the Electrical Department of the Department of Public Safety.

I recommend the passage of the above mentioned amendment.

Respectfully yours,  
JOS. L. HOGUE,  
City Controller.

February 2, 1925.

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

Gentlemen:

At the request of the Board of Public Works, I am sending you herewith copies of an ordinance transferring the sum of Thirteen Hundred (\$1,300.00) Dollars from a fund in the Department of the City Civil Engineer, now known as a Fund for the Purchase of one Dodge Truck, and transferring the same to a fund to be known as the New Automobile Fund. Said ordinance also provides for the approval of certain contracts therein set out, and authorizing the purchase of one New Chevrolet Coupe and one new Ford Coupe for use in the Engineer's Department.

I respectfully recommend the passage of this ordinance.

Yours truly,  
JOS. L. HOGUE,  
City Controller.

February 2, 1925.

Mr. Joseph L. Hogue,  
City Controller,  
City of Indianapolis.  
Dear Sir—

The Board of Public Works respectfully requests that your recommend to the Common Council the passage of an ordinance transferring the sum of Thirteen Hundred (\$1,300.00) Dollars from a fund in the Department of the City Civil Engineer, and that the same be transferred and reappropriated to a fund to be known as the New Automobile Fund, in the same department, under the Department of Public Works.

This transfer is provided for in the ordinance hereto attached, which also authorizes the purchase of two new automobiles for the Engineering Department, and which provides for the approval of certain contracts covering the same.

Yours very truly,  
BOARD OF PUBLIC WORKS,  
By Elmer Williams, Clerk.

From the Board of Public Works:

February 2, 1925.

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

Gentlemen:

The Board of Public Works respectfully requests the passage of an ordinance, copies of which are hereto attached, ratifying, confirming and approving a certain contract and agreement made and entered into on the second day of February, 1925, by and between the City of Indianapolis, by and through its Board of Public Works and the Indian Refining Company for the purchase of Two Hundred Thirty-nine Thousand (239,000) gallons of Indian Road Oil, at 6.29 cents per gallon. It is deemed advisable to have this contract approved at the earliest possible date in order that this oil may be obtained at the price named in the contract set out in the ordinance.

Very respectfully yours,  
BOARD OF PUBLIC WORKS,  
By Elmer Williams, Clerk.

#### INTRODUCTION OF APPROPRIATION ORDINANCES.

By the City Controller:

#### APPROPRIATION ORDINANCE NO. 5, 1925.

AN ORDINANCE appropriating the sum of Seventy-four Thousand Seven Hundred Fifty-seven and 26/100 (\$74,757.26) Dollars out of any unappropriated funds of the City of Indianapolis to the Water Rental Fund of the Board of Public Works and declaring 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 Seventy-four Thousand Seven Hundred Fifty-seven and 26/100 (\$74,757.26) Dollars be and the same is hereby appropriated out of any unappropriated funds of the City of Indianapolis, to the Water Rental Fund of the Board of Public Works, to be used for the paying of water rent for period ending December 31, 1924, which was not provided for in the 1924 budget, due to raise of water rates.

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

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

By the City Controller:

APPROPRIATION ORDINANCE NO. 6, 1925.

AN ORDINANCE appropriating a certain sum of money from the General Fund to the City Yards Department Salary and Wages Fund under the Department of Public Works, and declaring a time when the same shall take effect.

*Be it Ordained by the Common Council of the City of Indianapolis, Indiana:*

Section 1. That there be and is hereby appropriated the sum of Five Thousand (\$5,000.00) Dollars from the General Fund to the City Yards Department Salary and Wages Fund, under the Department of Public Works.

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

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

INTRODUCTION OF GENERAL AND SPECIAL ORDINANCES

By the City Controller:

GENERAL ORDINANCE NO. 11, 1925.

AN ORDINANCE authorizing the borrowing of One Hundred and Ten Thousand (\$110,000) Dollars and the sale of one hundred ten (110) bonds of One Thousand (\$1,000) Dollars each, of the City of Indianapolis, Indiana, payable from the general revenues and funds of said city, or from the sinking fund of said city, or as may be required by law for the purpose of procuring money to be used in repairing the Municipal Garage, and providing for the time and manner of advertising the sale of said bonds, and the receipt of bids for the same, together with the mode and terms of sale, and fixing a time when this ordinance shall take effect.

WHEREAS, heretofore on the 26th day of November, 1924, the City of Indianapolis, Indiana, by and through its Board of Public

Works in pursuance of Miscellaneous Resolution No. 272 of said Board, entered into certain contracts and agreements for repairs of the Municipal Garage, and

WHEREAS, said contracts were duly approved by S. L. Shank, mayor of the City of Indianapolis, Indiana, and

WHEREAS, General Ordinance No. 161, 1924, approving the said contracts entered into by said Board of Public Works and approved by said mayor, as above set out was duly introduced before the Common Council of the City of Indianapolis, on the 15th day of December, 1924, and

WHEREAS, said General Ordinance No. 161, 1924, was duly passed by the Common Council of the City of Indianapolis, Indiana, on the 6th day of January, 1925, and said ordinance was signed by Samuel Lewis Shank, mayor of said City of Indianapolis, on the 10th day of January, 1925, and

WHEREAS, it is deemed necessary and proper for the best interests of the City of Indianapolis, Indiana, and the inhabitants thereof to proceed with the work provided for in said Resolution and Ordinance, and

WHEREAS, there is not now and will not be sufficient funds in the treasury of the City of Indianapolis, Indiana, with which to meet the aforesaid expenditures for such public welfare and it being necessary for the said city to borrow the sum of One Hundred and Ten Thousand (\$110,000) Dollars in order to procure such a fund to be devoted to the purposes set out in said Resolution and Ordinance, and to issue and sell its bonds in said amount; payable from the general revenues and funds of said city or from the sinking fund of said city, as may be 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 for the purpose of repairing the Municipal Garage, as set out in said Resolution and Ordinance to prepare, issue and sell one hundred ten (\$110) new bonds of the City of Indianapolis, Marion county, Indiana, of one thousand (\$1,000) dollars each, which bonds shall bear the date of March 1st, 1925, and shall be numbered from one (1) to one hundred ten (110), both inclusive; shall be designated Municipal Garage Bonds of 1925, and shall bear interest at the rate of four and one-half (4½) per cent per annum, payable semi-annually on the first day of January, and the first day of July of each year, of the period of said bonds.

Ten of said bonds shall mature and be payable at the rate of Ten Thousand (\$10,000.00) Dollars in each year for eleven (11) consecutive years, beginning in the year 1927, on the first day of January of said year 1927, and ending in the year 1937.

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, 1926; said bonds in the interest coupons thereunto attached shall be negotiable and payable at the City Treasurer's office of the City of Indianapolis, at Indianapolis, Indiana; said bonds shall be signed by the Mayor and the City Controller of said City of Indianapolis, and attested by the City Clerk, who shall affix the seal of said city to each of said bonds; and the interest coupons attached to said bonds shall be authenticated by a lithographic fac-simile of the signatures of the Mayor and City Controller of said city 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 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 issue and negotiation of said bonds to register in the book kept for that purpose, all of said bonds so issued and negotiated in serial number, beginning with Bond No. 1, giving also the date of their issuance, their amount, date of maturity, rate of interest and the time and place where said interest shall be payable, said bonds shall be substantially in the following form, all blanks for numbers and dates to be properly filled in before the issuance thereof:

No..... \$1,000.00  
 UNITED STATES OF AMERICAN, CITY OF INDIANAPOLIS,  
 MARION COUNTY, STATE OF INDIANA.  
 MUNICIPAL GARAGE BONDS OF 1925.

For value received, the City of Indianapolis, Marion County, State of Indiana, hereby promises to pay to the-bearer, without any relief from valuation or appraisement laws on the ..... day of January, ..... at the City Treasurer's office, of the City of Indianapolis, Indiana, One Thousand (\$1,000.00) Dollars, in lawful money of the United States of America, together with interest thereon at the rate of four and one-half (4½) per cent per annum from date until paid.

The first interest payable on the first day of July, 1926, and the interest thereafter payable semi-annually on the first day of January and July, respectively upon the presentation and surrender of the proper interest coupons hereunto attached and which are made a part of this bond. This bond is one of an issue of One Hundred Ten (110) bonds of One Thousand (\$1,000.00) Dollars each, numbered from One (1) to One Hundred Ten (110), both inclusive, of date of March 1st, 1925, issued by said City of Indianapolis, pursuant to an Ordinance passed by the Common Council of the City of Indianapolis on the 5th day of January, 1925, and an Act of the General Assembly of the State of Indiana, entitled "An Act Concerning Municipal Corporations" approved March 6th, 1905, and all acts amendatory thereof 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 has been duly complied with, and that this bond is within every debt and other limit prescribed by the Constitution and the Laws of the State of Indiana, and that the faith and the 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 affixed this, as of the..... day of....., 1925.

..... Mayor.  
 Attest: ..... City Controller.  
 ..... City Clerk



Section 2. The City Controller shall, as soon as possible, after the passage of this ordinance advertise for bids or proposals for said bonds by at least one insertion each week for two weeks in two daily newspapers of general circulation, printed and published in the City of Indianapolis, and may otherwise advertise for such bids or proposals as he may deem advisable. Such advertisement shall describe said bonds with such minuteness and particularity 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, that the bidder may bid for all or any part of said bonds, the date of opening bids or proposals therefor, the right of the City Controller to reject any or all bids, the amount of deposit each bidder will be required to make and when and where the bonds shall be delivered and paid for.

Section 3. Each and every bid and proposal shall be presented to the City Controller sealed, and shall be accompanied by a duly certified check upon some responsible bank of the City of Indianapolis, Indiana, payable to the order of the City Treasurer for a sum of money which shall equal two and one-half (2½%) per cent 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 12 o'clock, noon, 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 the said hour and 2 o'clock p. m. of said day, he shall open said bids or proposals. The City Controller shall award said bonds, or as he shall see fit, a part or any number thereof, to the highest and best bidder therefor, but said City Controller shall have the right to reject any and all such bids or proposals, or any part thereof, and shall have the right to accept a part of any bid, and to award upon any bid the whole or a less number of bonds covered by such bid, he being the sole judge of the sufficiency or insufficiency of any kind. He may also in his judgment and discretion award a part of said bonds to one bidder and a part to another. These provisions shall apply to the case of reoffering and readvertising of said bonds as hereinafter provided.

Section 4. In case the City Controller shall reject all bids submitted, or if he shall award only a part of said bonds, he shall re-advertise the bonds remaining unsold in the manner as herein prescribed for the original advertisement, but in such readvertisement he is authorized and directed to fix the date and the time both of receiving and opening bids or proposals, and for purchasers to take up and pay for the bonds which may be awarded. And he shall continue from time to time in like manner to readvertise said bonds for sale until said bonds are sold.

Section 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 check accompanying the same. If the City Controller shall award the whole or any part of the bonds upon any bid or proposal, he shall thereupon deliver the certified check accompanying the same to the City Treasurer, who shall thereupon present the same for payment and shall be entitled to collect the same and shall hold the proceeds collected thereon until the completion of the purchase and the payment for the bonds so awarded. If, for any reason, said check shall not be paid upon presentation, such non-payment shall be taken and deemed a breach of the contract for 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 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 check deposited by such bidder shall be taken, considered, and deemed as agreed and liquidated damages for the breach of such bidder's contract of purchase and shall be taken and deemed as a payment to the city for such damages, and shall be retained and held by said city for its use, but if such successful bidder shall complete the purchase of said bonds awarded to him pursuant to the provisions hereof and his bid and award thereon said proceeds of said certified check shall thereupon be returned to such bidder, or at the option of the City Controller at the time of the completion of the sale and payment for the bonds said proceeds of said certified check may be applied and deemed a payment on account of the purchase of said bonds.

Section 6. Delivery of any bonds sold shall be made at the office of the City Treasurer of the City of Indianapolis, Indiana, upon such day or days as may be specified in the advertisement or readvertisement for proposals or within such time thereafter as may be fixed by the City Controller, or at such time or times as may be agreed be fixed by the City Controller, or at such time or times as may be agreed upon by the City Controller and the purchaser or purchasers and the City Controller may extend the time for such delivery not more than ten (10) days after the day or days specified or agreed upon as above provided, and the successful bidder or bidders shall take the bonds awarded to him or them and pay for the same at such place and times and his or her refusal, neglect or omission to do so shall be a breach of the contract of his bid or proposal on account of which damages shall be retained or recovered as liquidated as provided in this ordinance.

Section 7. The bonds taken and paid for to the satisfaction of the City Controller shall be binding obligations upon the City of Indianapolis, according to their tenor and effect, and the proceeds derived from the sale or sales of bonds as herein authorized shall be and hereby are appropriated to the Department of Public Works for repairing the Municipal Garage, and shall constitute and continue appropriations until the completion of the said work.

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

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

Which was read a first time.

Mr. Buchanan moved that the rules be suspended and General Ordinance No. 11, 1925, be placed upon its passage.

The roll was called and the rules were suspended by the following vote:

Ayes, 8, viz.: Messrs. Bernd, Bramblett, Buchanan, Clauer, Claycombe, Ray, Wise and President Pro Tem John E. King.

Mr. Buchanan called for General Ordinance No. 11, 1925, for second reading. It was read a second time.

Mr. Buchanan moved that General Ordinance No. 11, 1925, be ordered engrossed, read a third time and placed upon its passage. Carried.

General Ordinance No. 11, 1925, was read a third time and passed by the following vote:

Ayes, 8, viz.: Messrs. Bernd, Bramblett, Buchanan, Clauer, Claycombe, Ray, Wise and President Pro Tem John E. King.

By the City Controller:

GENERAL ORDINANCE NO. 12, 1925.

AN ORDINANCE, fixing the salary of stenographer in the Department of Law, transferring the sum of Two Hundred Twenty (\$220.00) Dollars from the Miscellaneous Expense Fund in the Department of Law to the Salaries Fund in the same Department, repealing all ordinances or parts of ordinances in conflict therewith, and declaring 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 salary of Stenographer in the Department of Law shall hereafter be and is hereby fixed at the rate of Thirteen Hundred Twenty (\$1320.00) Dollars per year.

Section 2. That there be and is hereby transferred the sum of Two Hundred Twenty (\$220.00) Dollars from the Miscellaneous Expense Fund in the Department of Law, and that the same be and is hereby transferred and reappropriated to the salaries fund in the same Department.

Section 3. All ordinances or parts or of ordinances in conflict herewith are hereby repealed.

Section 4. This ordinance shall be in full force and effect from and after its passage.

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

By the City Controller:

GENERAL ORDINANCE NO. 13, 1925.

AN ORDINANCE, fixing the salary of the Stenographic Clerk in the office of the Board of Public Safety in the Department of Public Safety transferring the sum of One Hundred Ten (\$110.00) Dollars from the Tools and Equipment Fund in the Electrical Department of Public Safety to the Board of Public Safety Office Salaries Fund under the same department, repealing all ordinances or parts of ordinances in conflict therewith, and declaring a time when the same shall take effect.

*Be it Ordained by the Common Council of the City of Indianapolis, Indiana:*

Section 1. The salary of the Stenographic Clerk in the office of the Board of Public Safety in the Department of Public Safety shall hereafter be and the same is hereby fixed at the rate of Twelve Hundred (\$1200.00) Dollars per year.

Section 2. That there be and is hereby transferred the sum of One Hundred Ten (\$110.00) Dollars from the Tools and Equipment Fund in the Electrical Department under the Department of Public Safety and that the same be transferred and reappropriated to the Salaries Fund of the Board of Public Safety Office in the same Department.

Section 3. All ordinances or parts of ordinances in conflict herewith are hereby repealed.

Section 4. This ordinance shall be in full force and effect from and after its passage.

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

By the City Controller:

GENERAL ORDINANCE NO. 14, 1925.

AN ORDINANCE amending a part of Section one (1) of General Ordinance No. 10, 1925, an ordinance fixing the salaries of the officers and members of the Police Department, Fire Department and Electrical Department, under the Department of Public Safety, and declaring a time when the same shall take effect.

*Be it Ordained by the Common Council of the City of Indianapolis, Indiana:*

Section 1. That this ordinance amend Section "A" of Section 1 of General Ordinance No. 10, 1925, wherein it states the salary of the General Foreman in Electrical Department shall be Two Thousand Three Hundred Eighty-two and Fifty Hundredths (\$2,382.50) Dollars, to be changed to read Two Thousand Five Hundred Eighty-two and Fifty Hundredths (\$2,582.50) Dollars.

Section 2. This ordinance shall be in full force and effect on and after the 1st day of July, 1925.

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

By the City Controller:

GENERAL ORDINANCE NO. 15, 1925.

AN ORDINANCE, Ratifying, Confirming and Approving certain contracts made and entered into on the 2nd day of February, 1925, between the City of Indianapolis, by and through its Board of Public Works, with the approval of the Mayor, and the Stone Chevrolet Company, and another contract of the same date by and between the Board of Public Works for the City of Indianapolis and the Thirtieth and Central Sales Company, both contracts for the purchase of certain automobiles described in said contracts, for the use of the Department of City Civil Engineering, under the Board of Public Works, providing for the transfer and re-appropriation of the sum of Thirteen Hundred (\$1300.00) Dollars from a fund in the City Civil Engineer's Office Maintenance Fund, heretofore appropriated for the purchase of one Dodge truck to a fund in the City Civil Engineer's Department, to be used for the purchase of One Chevrolet Coupe and One Ford Coupe for the use of the same department, and declaring a time when the same shall take effect.

Be it Ordained by the Common Council of the City of Indianapolis, Indiana:

Section 1. WHEREAS, on the 2nd day of February, 1925, the City of Indianapolis, by and through its Board of Public Works with the approval of the Mayor, entered into a certain contract and agreement with the Stone Chevrolet Company to purchase one Chevrolet Coupe at an agreed price of Seven Hundred Ninety (\$790.00) Dollars with an allowance of Ninety (\$90.00) Dollars to be made for Overland Roadster No. 45, Motor No. 80955 in the care and custody of the Board of Public Works, which personal property is no longer deemed of use for the purpose for which it was acquired. Said Overland Roadster having been duly appraised under Board of Works Miscellaneous Resolution No. 296, Property Sale Resolution No. 8, which contract is in the words and figures following, to-wit:

STONE CHEVROLET CO.  
538-542 E. Washington St.  
Indianapolis, Ind.

To the City of Indianapolis,  
Indianapolis, Ind.

February 2, 1925.

Attention Mr. Wright:

We agree to deliver to the City of Indianapolis, subject to delivery by Factory, a Chevrolet 1925 Coupe:

Coupe delivered Indianapolis .....	\$790.00
Credit on Overland City Car No. 45, Motor No. M80955.....	90.00
Balance .....	\$700.00

STONE CHEVROLET COMPANY,  
By E. M. Stone,  
CITY OF INDIANAPOLIS,  
By C. E. Coffin,  
W. H. Freeman,  
M. J. Spencer,  
Board of Public Works.

Approved:  
S. L. SHANK, Mayor.

Section 2. WHEREAS, on the 2nd day of February, 1925, the City of Indianapolis, by and through its Board of Public Works, with the approval of the Mayor, entered into a contract and agreement with the Thirtieth and Central Sales Company to purchase one Ford Coupe at an agreed price of Five Hundred Sixty-eight and  $\frac{37}{100}$  (\$568.37) Dollars, with an allowance of One Hundred Twelve and  $\frac{50}{100}$  (\$112.50) Dollars to be made for one Ford Roadster No. 25, Motor No. 455828d, the personal property of the City of Indianapolis, in the care and custody of the Board of Public Works, which is no longer deemed of use for the purpose for which it was acquired, said Ford Roadster having been duly appraised under Miscellaneous Resolution of Board of Public Works, No. 296, and Property Sale Resolution No. 6, of November 17, 1924, which contract is in the words and figures following, to-wit:

30TH AND CENTRAL SALES COMPANY,  
WHITNEY STODDARD,  
Indianapolis, Ind.

February 2, 1925.

City of Indianapolis,  
Indianapolis, Ind.

Gentlemen—We, the 30th and Central Sales Company of Indianapolis, Ind., hereby agree to sell to the City of Indianapolis one Ford Coupe for Five Hundred Sixty-eight Dollars and Thirty-seven Cents (\$568.37) and to take Ford Roadster, City No. 25, Motor No. 4558284, for One Hundred Twelve Dollars and Fifty Cents (\$112.50) as part payment on Coupe, leaving a net total of Four Hundred Fifty-five Dollars and Eighty-seven Cents (\$455.87).

30TH & CENTRAL SALES CO.,  
By Whitney Stoddard, Pres.  
City of Indianapolis,

Per.....  
CITY OF INDIANAPOLIS,  
By C. E. Coffin,  
W. H. Freeman,  
M. J. Spencer,  
Board of Public Works.

Approved:

S. L. Shank, Mayor.

Section 3. That WHEREAS, an emergency exists for the purchase of the automobiles described in Sections 1 and 2 of this ordinance, and

WHEREAS, there is no fund mentioned in the budget for 1925 in the Department of City Civil Engineer which would enable the purchase of the automobiles mentioned in Sections 1 and 2 of this ordinance, and

WHEREAS, an appropriation was made in the budget of 1925 for the purpose of one Dodge truck for the sum of Thirteen Hundred (\$1300.00) Dollars, which has not been purchased, and which sum still remains unexpended. Therefore,

BE IT ORDAINED, that the said sum of Thirteen Hundred (\$1300.00) Dollars be transferred from the said fund providing for the purchase of one Dodge truck in the City Civil Engineer's Department, and that the same be and hereby is transferred and reappropriated to a fund hereby created in the same department to be known as "The New Automobile Fund for 1925" to be used for the purchase of the automobiles mentioned in Section 1 and 2 of this ordinance.

Section 4. The contracts and agreements mentioned in Sections 1 and 2 of this ordinance, dated February 2nd, 1924, made and entered into by the City of Indianapolis, by and through its Board of Public Works, with the approval of the Mayor, be and the same are in all things ratified, confirmed and approved in accordance with the terms, provisions and conditions thereof.

Section 5. This ordinance shall be in full force and effect from and after its passage.

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

By the Board of Public Works:

GENERAL ORDINANCE NO. 16, 1925.

AN ORDINANCE, ratifying, confirming and approving a certain contract made and entered into on the 2nd day of February, 1925, between the City of Indianapolis by and through its Board of Public Works with the approval of its Mayor, and the Indian Refining Company whereby said city is authorized to purchase from Indian Refining Company Two Hundred Thirty-nine Thousand (239,000) Gallons of Indian Road Oil at Six and 29/100 (6.29) cents F. O. B. Indianapolis, Indiana, amounting in all to Fifteen Thousand (\$15,000.00) Dollars, specifying the fund out of which the same shall be paid 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. Whereas, heretofore, on the 2nd day of February, 1925, the City of Indianapolis, Indiana, by and through its Board of Public Works with the approval of the Mayor, entered into a certain contract and agreement with the Indian Refining Company, which contract is in the words and figures following, to-wit:

Car Load Shipments  
Form 833 5m 11-24.

MEMORANDUM OF SALES CONTRACT.

INDIAN REFINING COMPANY (Incorporated), hereinafter called "Seller," agree to sell and deliver, and CITY OF INDIANAPOLIS hereinafter "Buyer," agrees to purchase and take the following petroleum products in the following period at the following prices:

MONTH	QUANTITY	GRADES	PRICE
April,	1925 275,000 Gallons	Indian Road Oil to meet	6.29c per
May,	1925 25% more or less	the City of Indianapolis Gal.	F.O.B.
June,	1925	specifications "A" only,	Indianap-
July,	1925	for shipment in our olis.	
August,	1925	tank cars during the	
September,	1925	road oil season of 1925.	

PRICE—F. O. B. Lawrenceville, Ill., exclusive of inspection charges. Buyers agree to pay inspection charges. Freight charges collect.

TERMS—30 days from date of invoice. No discount to be allowed.

**DELIVERIES**—Seller's tank cars at Lawrenceville, Illinois.

**CONSIGNMENT**—Consignment will be to Buyer at Indianapolis, Indiana.

**SHIPMENTS**—Shipments to be made upon written shipping instructions of Buyer. Buyer agrees that shipping instructions for each month shall be in Seller's hands on or before the 25th of the preceding month.

Should the Buyer give instructions to ship in any month more than that month's quantity as above stated, Seller may deliver the excess quantity at its option, but the excess amount so delivered shall be applied to reduce the last deliveries that may be acquired under the contract, but without altering the quantities deliverable in the intervening months.

Buyer agrees to receive shipments and unload same with reasonable promptness and return empty tank cars, as per instructions from Seller, forty-eight hours being deemed reasonable time for receiving and unloading and releasing tank cars. Buyer agrees to pay Seller Two Dollars (\$2.00) per car per day rental after expiration of said forty-eight hours. If Buyer neglects to receive and unload any shipment within seventy-two hours after said is ready for delivery by Railroad Company to Buyer, Seller may cancel orders then unfilled for an equivalent quantity, or reduce the deliveries due in future in the same extent. Rental shall continue until the actual unloading and releasing of cars. **THE RENTAL CHARGE HEREIN PROVIDED SHALL BE IN ADDITION TO ANY INCREASE CHARGE MADE BY THE CARRIER.**

No claim of Buyer on account of shortage or quality of goods or for any other cause shall be allowed unless Seller is given notice in writing or by telegram by Buyer on receipt of shipment and authority to unload is given to Buyer by Seller; outages of 25 gallons or under on tank car shipments will not be considered.

Fire, flood, strikes, differences with workmen, accidents to plant or machinery, failure of the usual sources of supplies or materials; acts of God, orders of fuel administrators, or action of any State or the United States or any of their Departments interfering with delivery, or other contingency beyond the control of Seller, whether related or unrelated or similar or dissimilar to the foregoing, shall be sufficient excuse for any delays in making shipments traceable to such cause, provided, however, that Seller shall notify Buyer with reasonable promptness as to the existence of such cause.

Each shipment shall be deemed a separate, and except as herein provided, an independent contract. If Buyer fails to fulfill the terms of payment or any other terms of this contract, or of any other contract of Buyer with Seller, or if Buyer's financial responsibility shall become impaired in the judgment of the Seller, Seller may, without prejudice to other lawful remedy, defer shipments until payment be made or terms of contract be complied with, or may demand cash payments. Seller expressly reserves right of sale in case Buyer should make default.

If any tax or other charge is imposed by any governmental authority, after the execution of this contract and before its complete fulfillment, upon any of the goods herein described or the production sale, or delivery thereof, the amount of such tax or charge shall be added to the price on all deliveries thereafter made.



All contracts are subject to the approval of an executive officer of the Sales Manager of Seller; and cannot be altered unless in writing, signed by Buyer and by such officer of Seller.

It is agreed that this written contract contains all the terms of the agreement between the parties, and that any oral or written conditions of understandings, additional to or at variance with the foregoing are hereby waived and released.

Witness the parties hereunto this 2nd day of February, 1925.  
INDIAN REFINING COMPANY,

By.....  
Approved by.....  
Sales Manager.

Approved as to Credit by.....

CITY OF INDIANAPOLIS,

By Charles E. Coffin,  
H. W. Freeman,  
M. J. Spencer,  
Board of Public Works.

Salesman, J. C. Epler.

Approved:  
S. L. SHANK, Mayor.

Section 2. That the foregoing contract and agreement made and entered into on the 2nd day of February, 1925, by the City of Indianapolis by and through its Board of Public Works with the approval of the Mayor, and the Indian Refining Company, be and the same is in all things ratified, confirmed and approved in accordance with the terms, provisions and conditions thereof.

Section 3. The purchase price of said Indian Road Oil as provided in the contract, shall be paid out of the fund of Fifteen Thousand (\$15,000.00), Dollars heretofore appropriated to the Street Commissioner's Department under the Department of Public Works known and designated as the Sprinkling Department Road Oil Fund.

Section 4. This ordinance shall be in full force and effect from and after its passage.

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

INTRODUCTION OF MISCELLANEOUS BUSINESS.

By Mr. Buchanan:

RESOLUTION NO. 1, 1925.

WHEREAS, the attention of the Common Council of the City of Indianapolis has, through the public press, been directed to the recent deplorable loss of life and serious injuries to persons caused by the wilful disregard for the safety of others by reckless and irresponsible drivers of motor vehicles, and realizing the quick and ready means of escape of those persons who in such manner run down and injure or kill pedestrians upon the thoroughfares of our city, and also realizing the difficulty of the police authorities in securing information which would result in the apprehension and conviction of the persons who commit such offences,

NOW, THEREFORE, BE IT RESOLVED BY THE COMMON COUNCIL OF THE CITY OF INDIANAPOLIS, INDIANA, that this body cause it to be publicly known that we stand ready and willing to at any time assist the officers of the law in apprehending and securing conviction of reckless operators of motor vehicles who wilfully and without regard for the safety of others, run down, injure and kill pedestrians upon the public thoroughfares of the city, by passing such ordinances as will enable a reward to be offered, such as the law will permit, for the apprehension or information leading up to the capture and conviction of the persons responsible for such crimes.

Which was adopted on motion of Mr. Buchanan.

By Mr. Ray:

RESOLUTION NO. 2, 1925.

It having been called to the attention of the members of the Common Council of the City of Indianapolis that an effort is to be made to have passed by the Legislature, a bill authorizing the Common Councils of the Cities of the first and second class to pass ordinances appropriating funds for the entertainment of distinguished visitors to said cities,

NOW THEREFOR, BE IT RESOLVED, that the members of the Common Council go on record as being heartily in favor of the passage of such a law.

OTTO RAY.

Which was adopted one motion of Mr. Ray.

On motion of Mr. Bramblett, General Ordinance No. 164, 1924, was stricken from the files.

ORDINANCES ON SECOND READING.

Mr. Buchanan called for General Ordinance No. 10, 1925, for second reading. It was read a second time.

By Mr. Claycombe:

Mr. President—I move that General Ordinance No. 10, 1925, be amended by striking out in Section 1 Clause "C" the following: "General Foreman, Two Thousand Three Hundred Eighty-two and Fifty Hundredths (\$2,382.50.00) Dollars" and inserting in lieu thereof the following: "General Foreman, Two Thousand Five Hundred Eighty-two and Fifty Hundredths (\$2,582.50) Dollars."

Mr. Buchanan moved that General Ordinance No. 10, 1925, be ordered engrossed as amended, read a third time and placed upon its passage. Carried.

General Ordinance No. 10, 1925, was read a third time and passed by the following vote:

Ayes, 8, viz.: Messrs. Bernd, Bramblett, Buchanan, Clauer, Claycombe, Ray, Wise and President Pro Tem John E. King.

Mr. Buchanan called for General Ordinance No. 4, 1925, for second reading. It was read a second time.

Mr. Clauer moved that General Ordinance No. 4, 1925, be ordered engrossed, read a third time and placed upon its passage. Carried.

General Ordinance No. 4, 1925, was read a third time and failed to pass by the following vote:

Ayes, 4, viz.: Messrs. Buchanan, Clauer, Ray, and President Pro Tem John E. King.

Noes, 4, viz.: Messrs. Bernd, Bramblett, Claycombe and Wise.

Mr. Clauer called for General Ordinance No. 5, 1925, for second reading. It was read a second time.

Mr. Bramblett moved that General Ordinance No. 5, 1925, be ordered engrossed, read a third time and placed upon its passage. Carried.

General Ordinance No. 5, 1925, was read a third time and passed by the following vote:

Ayes, 8, viz.: Messrs. Bernd, Bramblett, Buchanan, Clauer, Claycombe, Ray, Wise and President Pro Tem John E. King.

Mr. Clauer called for Appropriation Ordinance No. 2, 1925, for second reading. It was read a second time.

Mr. Clauer moved that Appropriation Ordinance No. 2, 1925, be ordered engrossed, read a third time and placed upon its passage. Carried.

Appropriation Ordinance No. 2, 1925, was read a third time and passed by the following vote:

Ayes, 8, viz.: Messrs. Bernd, Bramblett, Buchanan, Clauer, Claycombe, Ray, Wise and President Pro Tem John E. King.

On motion of Mr. Clauer the Common Council at 8:45 p. m., adjourned.

*Ben H. Thompson*

Attest:

President.

*John W. Rhodehamel*

City Clerk.