

REGULAR MEETING.

COUNCIL CHAMBER, CITY OF INDIANAPOLIS, IND.

MONDAY, April 3, 1911

The Common Council of the City of Indianapolis met in the Council Chamber, Monday evening, April 3, 1911, at 7:30 o'clock, in regular session, President John Blumberg in the chair.

Present: The Hon. John Blumberg, President of the Common Council, and 8 members, viz: Messrs. Johnson, McCarthy, Copeland, Rubens, Denny, Owen, Stilz and Troy.

Absent, none.

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

COMMUNICATIONS FROM THE MAYOR.

EXECUTIVE DEPARTMENT,
CITY OF INDIANAPOLIS.
INDIANAPOLIS, IND., March 21, 1911.

To the President and Members of the Common Council:

GENTLEMEN: I return herewith with my approval the following ordinances:

Special Ordinance No. 4, 1911, being an ordinance changing the name of a certain street in the City of Indianapolis, Indiana, and fixing a time when the same shall take effect.

General Ordinance No. 13, 1911, being an ordinance entitled "An Ordinance to amend Section 9 of an ordinance providing for

the management and regulation of the City Hospital," approved May 20, 1884.

General Ordinance No. 15, 1911, being an ordinance transferring and vesting in the Department of Public Parks of the City of Indianapolis, Indiana, certain parts of Thirty-eighth Street in said city to be converted by the Board of Park Commissioners into a boulevard, with full power of control and management thereof.

Appropriation Ordinance No. 23, 1911, being an ordinance appropriating the sum of \$1,200.00 to and for the use of the Department of Public Works and fixing a time when the same shall take effect.

Appropriation Ordinance No. 25, 1911, being an ordinance appropriating the sum of \$1,000.00 to and for the use of the Department of Public Health and Charities and fixing a time when the same shall take effect.

I have the honor to remain,

Very truly yours,

S. L. SHANK,
Mayor.

EXECUTIVE DEPARTMENT,
CITY OF INDIANAPOLIS.

INDIANAPOLIS, IND., March 31, 1911.

To the President and Members of the Common Council:

GENTLEMEN: I return herewith with my approval the following ordinances:

Appropriation Ordinance No. 26, 1911, being an ordinance appropriating the sum of \$25,000.00 to and for the use of the Department of Public Works and fixing a time when the same shall take effect.

Appropriation Ordinance No. 27, 1911, being an ordinance appropriating the sum of \$150.00 to and for the use of the Department of Public Safety and fixing a time when the same shall take effect.

General Ordinance No. 17, 1911, being an ordinance concerning intoxicating liquors.

I have the honor to remain,

Very truly yours,

S. L. SHANK,
Mayor.

EXECUTIVE DEPARTMENT,
CITY OF INDIANAPOLIS.

INDIANAPOLIS, IND., April 1, 1911.

To the President and Members of the Common Council:

GENTLEMEN: I return herewith without my approval General Ord-

nance No. 18, 1911. My reason for vetoing this ordinance is because I do not believe another Matron necessary.

I have the honor to remain,

Very truly yours,

S. L. SHANK,
Mayor.

Mr. Stilz moved that General Ordinance No. 18, 1911, be passed over the veto of the Mayor.

The roll was called and General Ordinance No. 18, 1911, was passed over the Mayor's veto by the following vote:

Ayes, 9, viz.: Messrs. Johnson, McCarthy, Copeland, Rubens, Denny, Owen, Stilz, Troy and President John Blumberg.

Noes, none.

REPORTS FROM CITY OFFICERS.

From City Controller:

DEPARTMENT OF FINANCE,
OFFICE OF CITY CONTROLLER.
INDIANAPOLIS, IND., April 3, 1911.

To the President and Members of the Common Council:

GENTLEMEN: I submit herewith a communication from the Department of Public Safety requesting me to recommend an appropriation of \$2,500.00 to the fund known as "Fire Alarm Telegraph."

I submit herewith an ordinance providing for the amount of the appropriation requested and recommend its passage.

Respectfully submitted,

HARRY R. WALLACE,
City Controller.

DEPARTMENT OF PUBLIC SAFETY,
OFFICE OF THE BOARD.
INDIANAPOLIS, IND., March 30, 1911.

Harry Wallace, City Controller, City:

DEAR SIR: At a meeting of the Board of Public Safety, held March 29, 1911, it was decided to request you to please ask the Common Council to appropriate the sum of Twenty-five Hundred Dollars (\$2,-

500.00) for the use of the Indianapolis Fire Force, under a fund known as "Fire Alarm Telegraph," to be used in continuing the work of moving the Gamewell Fire Alarm Telegraph System from its present quarters to the new City Hall.

Respectfully yours,
BOARD OF PUBLIC SAFETY,
WM. E. DAVIS, *President.*

From City Controller:

DEPARTMENT OF FINANCE,
OFFICE OF CITY CONTROLLER.
INDIANAPOLIS, IND., April 3, 1911.

To the President and Members of the Common Council:

GENTLEMEN: I submit herewith a communication from the Department of Public Health and Charities requesting me to recommend an appropriation of \$1,500.00 to the fund for the equipment of a "Pathological Laboratory" at the City Hospital.

I submit herewith an ordinance providing for the amount of the appropriation requested and recommend its passage.

Respectfully submitted,
HARRY R. WALLACE,
City Controller.

DEPARTMENT OF PUBLIC HEALTH AND CHARITIES,
OFFICE OF THE BOARD.
INDIANAPOLIS, IND., March 25, 1911.

Harry Wallace, City Controller, City:

MY DEAR SIR: The Board of Public Health and Charities respectfully requests you to ask the Common Council to appropriate the sum of Fifteen Hundred (\$1,500.00) Dollars for the equipment of a Pathological Laboratory Fund at the City Hospital.

Thanking you, I am

Yours very truly,
C. S. WOODS,
Secretary Board of Health.

From City Controller:

DEPARTMENT OF FINANCE,
OFFICE OF CITY CONTROLLER.
INDIANAPOLIS, IND., April 3, 1911.

To the President and Members of the Common Council:

GENTLEMEN: I submit herewith a communication from the Department of Public Safety requesting me to recommend an appropriation of \$835.00 to the fund for the payment of "Cleaning Buildings."

I submit herewith an ordinance providing for the amount of the appropriation requested and recommend its passage.

Respectfully submitted,
HARRY R. WALLACE,
City Controller.

DEPARTMENT OF PUBLIC SAFETY,
OFFICE OF THE BOARD.
INDIANAPOLIS, IND., April 1, 1911.

Harry Wallace, City Controller, City:

DEAR SIR: At a meeting of the Board of Public Safety, held March 29th, 1911, it was decided to request you to please ask the Common Council to appropriate the sum of Eight Hundred and Thirty-five (\$835.00) Dollars in the Market House Accounts under a fund known as "Cleaning Buildings," as this amount is necessary to remove the garbage for the balance of the year at \$85.00 per month, and this fund has been exhausted and \$70.00 is now due on the March work done.

Respectfully yours,

BOARD OF PUBLIC SAFETY,
WM. E. DAVIS, *President.*

From City Controller:

DEPARTMENT OF FINANCE,
OFFICE OF CITY CONTROLLER.
INDIANAPOLIS, IND., April 3, 1911.

To the President and Members of the Common Council:

GENTLEMEN: I submit herewith a communication from the Department of Public Works requesting me to recommend an additional appropriation of \$6,000.00 to the fund for the payment of "Water."

I submit herewith an ordinance providing for the amount of the appropriation requested and recommend its passage.

Respectfully submitted,

HARRY R. WALLACE,
City Controller.

DEPARTMENT OF PUBLIC WORKS,
OFFICE OF THE BOARD.
INDIANAPOLIS, IND., February 15, 1911.

Harry Wallace, City Controller, City:

DEAR SIR: You are hereby requested to recommend to the Common Council the passage of an ordinance appropriating the additional sum of \$6,000.00 to the Water Fund.

The appropriation of \$125,000 made in the budget is not sufficient to pay for water used and hydrants that are in use at this time. We expect to order mains laid during the year 1911 that will call for the installation of about 80 new hydrants, and estimate that the additional expense will be between Five and Six Thousand Dollars.

Yours truly,

C. A. SCHRADER,
CHARLES L. HUTCHINSON,
E. J. O'REILLY,
Board of Public Works.

From City Controller:

DEPARTMENT OF FINANCE,
OFFICE OF CITY CONTROLLER.
INDIANAPOLIS, IND., April 3, 1911.

To the President and Members of the Common Council:

GENTLEMEN: I submit herewith a communication from the Department of Public Works requesting me to recommend an additional appropriation of \$10,000.00 to the fund for the payment of "Electric, Gas and Vapor Lights."

I submit herewith an ordinance providing for the amount of the appropriation requested and recommend its passage.

Respectfully submitted,

HARRY R. WALLACE,
City Controller.

DEPARTMENT OF PUBLIC WORKS,
OFFICE OF THE BOARD.
INDIANAPOLIS, IND., February 15, 1911.

Harry Wallace, City Controller, City:

DEAR SIR: You are respectfully requested to recommend to the Common Council the passage of an ordinance appropriating the sum of \$10,000.00 to the fund for Electric, Gas and Vapor Lights.

Yours truly,

C. A. SCHRADER,
CHARLES L. HUTCHINSON,
E. J. O'REILLY,
Board of Public Works.

From City Controller:

DEPARTMENT OF FINANCE,
OFFICE OF CITY CONTROLLER.
INDIANAPOLIS, IND., April 3, 1911.

To the President and Members of the Common Council:

GENTLEMEN: I submit herewith an ordinance for a bond issue of \$200,000.00, known as Fire Protection Bonds—1911.

I recommend the passage of this ordinance.

Respectfully submitted,

HARRY R. WALLACE,
City Controller.

From City Controller:

DEPARTMENT OF FINANCE,
OFFICE OF CITY CONTROLLER.
INDIANAPOLIS, IND., April 3, 1911.

To the President and Members of the Common Council:

GENTLEMEN: I submit herewith a communication from the Department of Public Works requesting me to recommend an ordinance

transferring the sum of \$2,400.00 from the fund for the purchase of Filing Cases and Furniture for the New City Hall Building to a fund for the purchase of Equipment and Supplies for the Laboratory of the City Civil Engineer's Department.

I submit herewith an ordinance providing for the transfer and recommend its passage.

Respectfully submitted,
HARRY R. WALLACE,
City Controller.

DEPARTMENT OF PUBLIC WORKS,
OFFICE OF THE BOARD.
INDIANAPOLIS, IND., March 27, 1911.

Harry Wallace, City Controller, City:

DEAR SIR: You are hereby requested to recommend to the Common Council the passage of an ordinance transferring the sum of \$2,400.00 from the fund for the purchase of Filing Cases and Furniture for the New City Hall Building to a fund for the purchase of Equipment and Supplies for the Laboratory of the City Civil Engineer's Department.

Yours truly,
C. A. SCHRADER,
CHARLES L. HUTCHINSON,
E. J. O'REILLY,
Board of Public Works.

From City Controller:

DEPARTMENT OF FINANCE,
OFFICE OF CITY CONTROLLER.
INDIANAPOLIS, IND., April 3, 1911.

To the President and Members of the Common Council:

GENTLEMEN: I submit herewith a communication from the Department of Public Works requesting me to recommend an ordinance transferring the sum of \$1,200.00 from the fund for the purchase of Filing Cases and Furniture for the New City Hall Building to a fund for the purchase of Equipment for the Laboratory of the Department of Public Health and Charities.

I submit herewith an ordinance providing for the transfer and recommend its passage.

Respectfully submitted,
HARRY R. WALLACE,
City Controller.

DEPARTMENT OF PUBLIC WORKS,
OFFICE OF THE BOARD.
INDIANAPOLIS, IND., March 27, 1911.

Harry Wallace, City Controller, City:

DEAR SIR: You are hereby requested to recommend to the Common Council the passage of an ordinance transferring the sum of \$1,200.00 from the fund for the purchase of Filing Cases and Furniture for the

New City Hall Building to a fund for the purchase of Equipment for the Laboratory of the Department of Public Health and Charities.

Yours truly,

C. A. SCHRADER,
CHARLES L. HUTCHINSON,
E. J. O'REILLY,
Board of Public Works.

From Board of Public Health and Charities:

DEPARTMENT OF PUBLIC HEALTH AND CHARITIES,
OFFICE OF THE BOARD.
INDIANAPOLIS, IND., March 28, 1911.

To the President and Members of the Common Council:

GENTLEMEN: An officer from this department inspected Sellers' farm on March the 20th and reports conditions satisfactory.

Yours very truly,

C. S. WOODS,
Secretary Board of Health.

REPORTS FROM STANDING COMMITTEES.

From the Committee on Finance:

INDIANAPOLIS, IND., April 3, 1911.

To the President and Members of the Common Council:

GENTLEMEN: We, your Committee on Finance, to whom was referred General Ordinance No. 19, 1911, being "An ordinance to repeal General Ordinance No. 6, 1911, being 'An ordinance authorizing the sale of two hundred (200) bonds of One Thousand (\$1,000.00) 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 for the purpose of providing better fire protection for the City of Indianapolis; providing for the time and manner of advertising sale of bonds and of the receipts of bids for the same, together with the mode and terms of sale; and fixing a time when the same shall take effect,' approved February 14, 1911; and fixing a time when the same shall take effect," beg leave to report that we have had said ordinance under consideration and would recommend that the same do pass.

Respectfully submitted,

FRED C. OWEN.
GEORGE L. DENNY.
FRANK E. MCCARTHY.
CHARLES F. COPELAND.
GEORGE B. RUBENS.

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

INTRODUCTION OF APPROPRIATION ORDINANCES.

By City Controller:

Appropriation Ordinance No. 28—1911: An ordinance appropriating the sum of \$2,500.00 to and for the use of the Department of Public Safety and fixing a time when the same shall take effect.

SECTION 1. Be it ordained by the Common Council of the City of Indianapolis, Indiana, That the sum of Twenty-five Hundred Dollars (\$2,500.00) be, and is hereby appropriated out of any moneys in the City Treasury, not otherwise appropriated, to and for the use of the Department of Public Safety, the amount appropriated herein to be added to and form a part of the fund known as "Fire Alarm Telegraph."

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

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

By City Controller:

Appropriation Ordinance No. 29—1911: An ordinance appropriating the sum of \$1,500.00 to and for the use of the Department of Public Health and Charities and fixing a time when the same shall take effect.

SECTION 1. Be it ordained by the Common Council of the City of Indianapolis, Indiana, That the sum of Fifteen Hundred Dollars (\$1,500.00) be, and is hereby appropriated out of any moneys in the City Treasury, not otherwise appropriated, to and for the use of the Department of Public Health and Charities, the amount appropriated herein to be added to and form a part of the fund known as "Pathological Laboratory" at the City Hospital.

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

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

By City Controller:

Appropriation Ordinance No. 30—1911: An ordinance appropriating the sum of \$835.00 to and for the use of the Department of Public Safety and fixing a time when the same shall take effect.

SECTION 1. Be it ordained by the Common Council of the City of Indianapolis, Indiana, That the sum of Eight Hundred Thirty-five Dollars (\$835.00) be, and is hereby appropriated out of any moneys in the City Treasury, not otherwise appropriated, to and for the use of the Department of Public Safety, the amount appropriated herein to be added to and form a part of the fund known as "Cleaning Buildings."

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

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

By City Controller:

Appropriation Ordinance No. 31—1911: An ordinance appropriating the sum of \$6,000.00 to and for the use of the Department of Public Works and fixing a time when the same shall take effect.

SECTION 1. Be it ordained by the Common Council of the City of Indianapolis, Indiana, That the sum of Six Thousand Dollars (\$6,000.00) be, and is hereby appropriated out of any moneys in the City Treasury, not otherwise appropriated, to and for the use of the Department of Public Works, the amount appropriated herein to be added to and form a part of the fund known as "Water."

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

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

By City Controller:

Appropriation Ordinance No. 32—1911: An ordinance appropriating the sum of \$10,000.00 to and for the use of the Department of Public Works and fixing a time when the same shall take effect.

SECTION 1. Be it ordained by the Common Council of the City of Indianapolis, Indiana, That the sum of Ten Thousand Dollars (\$10,000.00) be, and is hereby appropriated out of any moneys in the City Treasury, not otherwise appropriated, to and for the use of the Department of Public Works, the amount appropriated herein to be added to and form a part of the fund known as "Electric, Gas and Vapor Lights."

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

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

INTRODUCTION OF GENERAL AND SPECIAL ORDINANCES.

By City Controller:

General Ordinance No. 21—1911: An ordinance authorizing the sale of two hundred (200) bonds of One Thousand (\$1,000.00) 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 for the purpose of providing better fire protection for the City of Indianapolis; providing for the time and manner of advertising sale of bonds and of the receipt of bids for the same, together with the mode and terms of sale; and fixing a time when the same shall take effect.

WHEREAS, It is deemed necessary and proper and for the best interests of the City of Indianapolis and the inhabitants thereof to improve and better its condition with reference to proper and adequate fire protection for the City of Indianapolis and its inhabitants, and for such purposes to purchase real estate, construct buildings thereon, completely equip and furnish with proper and necessary equipment and apparatus, to be used and devoted to the purpose of providing better fire protection for the City of Indianapolis; and

WHEREAS, There are not now and will not be sufficient funds in the treasury of said city with which to meet the aforesaid expenditures for said fire protection, and it being necessary for the City of Indianapolis to borrow the sum of Two Hundred Thousand (\$200,000) Dollars, and to issue and sell its bonds in that amount payable from the general revenues and funds of said city, or from the Sinking Fund, or as may be required by law; therefore

SECTION 1. Be it ordained by the Common Council of the City of Indianapolis, Indiana, That the City Controller of said city be and is hereby authorized, for the purpose of procuring money to be used for the purpose of providing better fire protection for the City of Indianapolis, to issue, prepare and sell two hundred (200) new bonds of the City of Indianapolis, Marion County, Indiana, of the sum of One Thousand (\$1,000) Dollars each, which bonds shall bear date of June first, 1911, and shall be numbered from one (1) to two hundred (200), both inclusive; shall be designated as "Fire Protection Bonds—1911," shall mature on June first, 1941; shall bear interest at the rate of four (4%) per cent. per annum, which interest shall be payable semi-annually on the first day of January and the first day of July, of each year, beginning with July first, 1911, and said installments of interest shall be evidenced by interest coupons attached to said bonds, and the first coupon attached to each bond shall be for the interest on said bond from date of issue until the first day of July, 1911. Said bonds and interest coupons shall be negotiable and payable at the Capital National Bank of Indianapolis, Indiana. Said bonds shall be signed by the Mayor and City Controller of said City of Indianapolis, and attested by the City Clerk, who shall affix the seal of said city to each of said bonds, and the interest coupons attached to said bonds shall be authenticated by a lithographic facsimile of the signatures of the Mayor and City Controller of said city

engraven thereon, which shall for all purposes be taken and deemed to be equivalent to a manual signing thereof. Said bonds shall be prepared by the City Controller in due form, irrevocably pledging the faith and credit of the City of Indianapolis to the payment of the principal and interest stipulated therein respectively.

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

No. -----

\$1,000.00

UNITED STATES OF AMERICA,
CITY OF INDIANAPOLIS,
MARION COUNTY, STATE OF INDIANA,
FIRE PROTECTION BONDS—1911.

For value received, the City of Indianapolis in Marion County, in the State of Indiana, hereby promises to pay to the bearer, without any relief from valuation or appraisal laws, on June first, A. D. Nineteen Hundred and Forty-one, at The Capital National Bank of Indianapolis, Indiana, One Thousand Dollars in lawful money of the United States of America, together with interest thereon at the rate of four (4%) per cent. per annum from date until paid, the first interest payable on the first of July, 1911, 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 from one to two hundred (200) bonds, of One Thousand Dollars each, numbered from one to two hundred (200), both inclusive, of date June first, A. D. 1911, issued by said City of Indianapolis, pursuant to an ordinance passed by the Common Council of the city, on-----, 1911, and an Act of the General Assembly of the State of Indiana, entitled "An Act Concerning Municipal Corporations," approved March 6, 1905.

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

IN WITNESS WHEREOF, The Common Council of the City of Indianapolis, Indiana, has caused this bond to be signed by the Mayor and City Controller, and attested by the City Clerk, and the corporate seal of said city to be hereunto affixed this the----day of-----, 1911.

Mayor.

City Controller.

Attest:

City Clerk.

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

SEC. 3. Each and every bid and proposal shall be presented to the City Controller sealed, and shall be accompanied by a duly certified check upon some responsible bank of the City of Indianapolis, Indiana, payable to the order of the City Treasurer, for a sum of money which shall equal two and one-half ($2\frac{1}{2}\%$) per centum of the face or par value of the bonds bid for, or proposed to be purchased. The City Controller shall continue to receive all bids or proposals therefor at the office of the City Controller until twelve o'clock noon, on the day fixed by the Controller and designated in the advertisement for receiving bids or proposals, at which time and place and between the said hour and two P. M. of said day, he shall open said bids or proposals. The City Controller shall award said bonds, or if he shall see fit, a part of any number thereof, to the highest and best bidder therefor; but said Controller shall have the full right to reject any and all such bids or proposals, or any part thereof, and shall have the right to accept a part of any bid, and to award upon any bid the whole or a less number of the bonds covered by such bid, he being the sole judge of the sufficiency or insufficiency of any bid. He may also in his judgment and discretion award a part of said bonds to one bidder and a part to another. These provisions shall apply in the case of re-offering and re-advertisement of said bonds as hereinafter provided.

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

SEC. 5. In case any bid or proposal shall not be accepted, and there shall be no award of bonds thereon by the Controller, he shall thereupon return to such unsuccessful bidder the certified check accompanying the same. If the Controller shall award the whole or any part of the bonds upon any bid or proposal, he shall thereupon deliver the certified check accompanying the same to the City Treasurer, who shall thereupon present the same for payment and shall be entitled to collect the same and shall hold the proceeds collected thereon until the completion of the purchase and the payment for the bonds so awarded. If, for any reason said check shall not be paid upon presentation, such non-payment shall be taken and deemed a breach of the contract for the purchase of said bonds upon the part of the purchaser, and the city, in that event, shall have the right to re-advertise said bonds for sale at once, and shall, in such event, retain said check,

and shall have the right to collect the same for its own use, and said check and proceeds thereof, when collected, shall be taken and deemed as agreed and liquidated damages for such breach of contract and as a payment thereof to the city. In case any successful bidder shall fail to complete the purchase of bonds so awarded, and to pay for the same, within the time and manner herein required, or which may be prescribed by the City Controller, as herein provided, the proceeds of such certified check deposited by such bidder shall be taken, considered and deemed as agreed and liquidated damages for the breach of such bidder's contract of purchase, and shall be taken and deemed as a payment to the city for such damages, and shall be retained and held by said city for its use; but if such successful bidder shall complete the purchase of said bonds awarded to him pursuant to the provisions hereof and his bid and award thereon, said proceeds of said certified check shall thereupon be returned to such bidder; or, at the option of the City Controller, at the time of the completion of the sale and payment for the bonds, said proceeds of said certified check may be applied and deemed a payment on account of the purchase of said bonds.

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

SEC. 7. The bonds taken and paid for to the satisfaction of the City Controller shall be binding obligations upon the said City of Indianapolis, according to their tenor and effect; and the proceeds derived from any sale or sales of bonds as herein authorized, shall be used for the purposes mentioned and described in Section 1 of this ordinance.

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

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

By City Controller:

General Ordinance No. 22—1911: An ordinance providing for the transfer of \$2,400.00 from a certain fund to a certain fund in and for the use of the Department of Public Works and fixing a time when the same shall take effect.

SECTION 1. Be it ordained by the Common Council of the City of Indianapolis, Indiana, That the sum of Twenty-four Hundred Dollars (\$2,400.00) heretofore appropriated to the Department of Public Works to the fund known as "Filing Cases and Furniture Fund" for

the New City Hall Building be and the same is hereby transferred to the fund known as "Equipment and Supplies for the Laboratory of the City Civil Engineer's Department."

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

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

By City Controller:

General Ordinance No. 23—1911: An ordinance providing for the transfer of \$1,200 from a certain fund to a certain fund in and for the use of the Department of Public Works and fixing a time when the same shall take effect.

SECTION 1. Be it ordained by the Common Council of the City of Indianapolis, Indiana, That the sum of Twelve Hundred Dollars (\$1,200.00) heretofore appropriated to the Department of Public Works to the fund known as "Filing Cases and Furniture Fund" for the New City Hall Building be and the same is hereby transferred to the fund known as "Equipment for the Laboratory of the Department of Public Health and Charities."

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

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

By Board of Public Works:

General Ordinance No. 24—1911: An ordinance authorizing the alienation and sale by the Board of Public Works of certain personal property.

SECTION 1. Be it ordained by the Common Council of the City of Indianapolis, That certain personal property hereinafter described is no longer of use for the City of Indianapolis, and the Board of Public Works of the City of Indianapolis is hereby expressly authorized and empowered to sell the following described personal property:

- Six (6) mules;
- One (1) carriage;
- Two (2) wagons;
- One (1) buggy;

for not less than the appraised value of the same, after causing the same to be legally appraised by appraisers appointed by the Judge of the Circuit Court.

SEC. 2. Whereas an emergency exists for the immediate taking effect of this ordinance, the same shall be in full force and effect immediately from and after its passage.

Which was read a first time.

Mr. Stilz moved that the rules be suspended and General Ordinance No. 24, 1911, be placed upon its passage. Carried.

Mr. Stilz called for General Ordinance No. 24, 1911, for second reading. It was read a second time.

Mr. Stilz moved that General Ordinance No. 24, 1911, be ordered engrossed, read a third time and placed upon its passage. Carried.

General Ordinance No. 24, 1911, was read a third time and passed by the following vote:

Ayes, 9, viz.: Messrs. Johnson, McCarthy, Copeland, Rubens, Denny, Owen, Stilz, Troy and President John Blumberg.

Noes, none.

By Mr. Owen:

General Ordinance No. 25—1911: An ordinance defining and prohibiting offensive conduct on the streets and public places in the City of Indianapolis, and providing a penalty therefor, and fixing a time when the same shall take effect, and repealing all ordinances and parts of ordinances in conflict therewith.

SECTION 1. Be it ordained by the Common Council of the City of Indianapolis, Indiana, That whoever accosts or approaches any person of the opposite sex unknown to such person, and by word, sign, or gesture attempts to speak to or become acquainted with said person against his or her will, on a public street or other public place in said city, except in the transaction of legitimate business, or whoever attempts to entice or procure a person of the opposite sex to commit an unlawful act, or whoever accosts or approaches any person and by word, sign or gesture, suggests or

invites the doing of any indecent or unnatural act, shall be deemed guilty of offending persons on the street, and upon conviction shall be fined in any sum not exceeding fifty dollars (\$50.00), to which may be added imprisonment in the workhouse not exceeding thirty (30) days.

SEC. 2. All ordinances and parts of ordinances in conflict with the provisions of this ordinance are hereby repealed.

SEC. 3. Whereas, an emergency exists for the immediate taking effect of this ordinance, it shall be in full force and effect from and after its passage and publication once each week for two (2) consecutive weeks in the Indianapolis Commercial, a daily newspaper printed and published in the City of Indianapolis, Indiana.

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

By Mr. Stiliz:

General Ordinance No. 26—1911: An ordinance concerning licenses to sell intoxicating liquors at retail.

SECTION 1. Be it ordained by the Common Council of the City of Indianapolis, That the holder, owner and assignee of any license for the sale of intoxicating liquors at retail, issued by the County Commissioners of Marion County, Indiana, and the holder, owner and assignee of any license for the sale of intoxicating liquor at retail, issued by the City Controller of the City of Indianapolis, may have such license transferred to any other person or to any other location in the City of Indianapolis, by presenting to the City Controller of the City of Indianapolis, the certificate of the County Auditor of Marion County, issued pursuant to the provisions of the laws of the State of Indiana, for the transfer and sale of such license, and for the removal of the place of business of such holder and owner of such license.

SEC. 2. It shall be the duty of the City Controller, upon the filing with him of a certified copy of the certificate issued by the Auditor of Marion County, showing that the holder and owner of such license has complied in every respect with the laws of the State of Indiana with reference to the transfer, sale or the removal of the place of business of such holder or owner of such license, to make a record and registry in the office of such Controller, of the name of the assignor and assignee of such license, and the transferor and the transferee of such license, and the place of business where such holder or owner of such license was engaged, and the place of business where the holder and owner proposes to be engaged, and shall thereupon issue to such holder or owner of such license a certificate approving and recognizing the transfer, sale and removal as provided for in certificate of the Auditor of Marion County, authorizing such owner and holder to conduct the business as provided for in such license under the provisions of the certificate issued by the Auditor of Marion County, and said City Controller shall receive as a transfer charge and fee therefor, the sum of One (\$1.00) Dollar, and shall, upon the payment of such fee, thereupon issue his certificate as herein provided.

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

SEC. 4. This ordinance shall be in force and effect immediately from and after its passage.

Which was read a first time.

Mr. Stilz moved that the rules be suspended and General Ordinance No. 26, 1911, be placed upon its passage.

The roll was called and the motion to suspend the rules was lost for want of a unanimous vote, as follows:

Ayes, 7, viz.: Messrs. Johnson, Copeland, Rubens, Denny, Owen, Stilz and President John Blumberg.

Noes, 2, viz.: Messrs. McCarthy and Troy.

General Ordinance No. 26, 1911, was thereupon referred to the Committee on Finance.

By Mr. Troy (by request):

Special Ordinance No. 5—1911: An ordinance to establish the name and use of Court Street between Illinois and Pennsylvania streets, in the City of Indianapolis, and fixing the time when same shall take effect.

SECTION 1. Be it ordained by the Common Council of the City of Indianapolis, That, that part of the highway commonly known as Court Street running from Pennsylvania Street west to Illinois Street, being the highway mid-way between Washington Street and Market Street in the City of Indianapolis, shall be hereafter known and designated as Court Street, and all buildings and rooms fronting thereon shall be designated by number, under the rules and regulations for establishing numbers upon streets and highways in the City of Indianapolis.

SEC. 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 Public Improvements.

MISCELLANEOUS BUSINESS.

By Mr. Copeland:

Resolution No. 1—1911:

Whereas, It is a general belief among the citizens of the City of Indianapolis, that the meetings of the Common Council are private, and

Whereas, The Council is now installed in its beautiful quarters in the new City Hall, therefore be it

Resolved, That it is the sense of this body that all citizens of the city are welcome to attend any of the sessions of the Common Council, and are hereby cordially invited to be present.

Which was read.

Mr. Copeland moved that the rules be suspended and Resolution No. 1, 1911, be placed upon its passage. Carried.

Mr. Copeland called for Resolution No. 1, 1911, for second reading. It was read a second time.

Mr. Copeland moved that Resolution No. 1, 1911, be adopted.

The roll was called and Resolution No. 1, 1911, was adopted by the following vote:

Ayes, 9, viz.: Messrs. Johnson, McCarthy, Copeland, Rubens, Denny, Owen, Stilz, Troy and President John Blumberg.

Noes, none.

By Mr. Stilz:

Resolution No. 2—1911:

Whereas, Confusion seems to exist in the enforcement of certain ordinances which are inconsistent with certain other ordinances of the City of Indianapolis, involving the public safety of the citizens of Indianapolis, therefore, be it

Resolved, By the Common Council of the City of Indianapolis that a Public Safety Commission be appointed by the President of the

Common Council of the City of Indianapolis, to consist of five members, the Chairman of which is to be Mr. Richard Lieber, and the remaining members of the Commission to consist of the Building Inspector, the Chief of the Fire Department, one member of the City Council, to be appointed by the President, and one member of the Board of Public Safety, to be appointed by the President of the Council.

That it shall be the duty of such Commission to investigate all matters of public safety and the protection against fire of the property and citizens of the City of Indianapolis, and within sixty days herefrom to report any recommendations to the Council looking towards the better protection for the citizens and the property of the citizens of the City of Indianapolis in respect to their public safety and in respect to any loss which may be occasioned by reason of fire, the failure to properly provide any building with ample fire escapes or the proper construction of any building with reference to their security on account of fire.

Which was read.

Mr. Stilz moved that the rules be suspended and Resolution No. 2, 1911, be placed upon its passage.

Motion lost for want of a second.

Resolution No. 2, 1911, was thereupon referred to the Committee on Public Service.

ORDINANCES ON SECOND READING.

Mr. Owen called for General Ordinance No. 19, 1911, for second reading. It was read a second time.

Mr. Owen moved that General Ordinance No. 19, 1911, be ordered engrossed, read a third time and placed upon its passage. Carried.

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General Ordinance No. 19, 1911, was read a third time and passed by the following vote:

Ayes, 9, viz.: Messrs. Johnson, McCarthy, Copeland, Rubens, Denny, Owen, Stilz, Troy and President John Blumberg.

Noes, none.

On motion of Mr. McCarthy, the Common Council, at 8:50 o'clock P. M., adjourned.

John Blumberg

President.

ATTEST:

Edward A. Ramsay

City Clerk.

