

REGULAR MEETING.

COUNCIL CHAMBER,
CITY OF INDIANAPOLIS,
December 20, 1897. }

The Common Council of the City of Indianapolis met in the Council Chamber, Monday evening, December 20, 1897, at 8 o'clock, in regular meeting.

Present, Hon. John H. Mahoney, President of the Common Council, in the chair, and 18 members, viz.: Messrs. Bernauer, Bowser, Clark, Colter, Costello, Crall, Harston, Higgins, Knight, Little, Madden, Merrick, Moffett, McGrew, Scanlon, Shaffer, Smith and Von Spreckelsen.

Absent, 2—viz.: Messrs. Allen and Rauch.

The Clerk proceeded to read the Journal, whereupon Councilman Clark moved that the further reading of the Journal be dispensed with.

Which motion prevailed.

REPORTS FROM CITY OFFICERS.

Communication from City Comptroller:

DEPARTMENT OF FINANCE,
OFFICE OF CITY COMPTROLLER,
INDIANAPOLIS, IND., Dec. 20, 1897. }

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

Gentlemen—By request of the Department of Public Health, I respectfully recommend that you appropriate five hundred dollars (\$500) for an additional assistant engineer at the City Hospital for the year 1898.

Respectfully,

E. M. JOHNSON,
City Comptroller.

Which was read and referred to Committee on Finance.

Communication from City Comptroller:

DEPARTMENT OF FINANCE,
OFFICE OF CITY COMPTROLLER,
INDIANAPOLIS, IND., Dec. 20, 1897. }

Hon. John H. Mahoney, President, and Members of the Common Council:

Gentlemen—Herewith I send you official bond of William H. Schmidt, City Treasurer, in the sum of \$700,000, for your consideration and approval, as required by law.

Respectfully,

E. M. JOHNSON,
City Comptroller.

Which was read and ordered spread on the minutes.

REPORTS FROM OFFICIAL BOARDS.

Communication from Board of Public Works:

DEPARTMENT OF PUBLIC WORKS,
OFFICE OF THE BOARD,
INDIANAPOLIS, December 13, 1897. }

Hon. John H. Mahoney, President, and Members of the Common Council:

Gentlemen—We beg to submit to your honorable body for consideration and action thereon the enclosed contract between the Board of Public Works and the Sun Vapor Street Light Company, whereby said company agrees to furnish the City of Indianapolis with vapor street lights during the year 1898.

Very respectfully,

M. A. DOWNING,
W. SCOTT MOORE,
T. J. MONTGOMERY.
Board of Public Works.

Which was read and referred to Committee on Contracts and Franchises.

REPORTS, ETC., FROM STANDING COMMITTEES.

Mr. Colter, on behalf of the Committee on Contracts and Franchises, to which was referred:

G. O. No. 71, 1897. An ordinance ratifying, confirming and approving the certain contract and agreement made and entered into on the 6th day of December, 1897, between the City of Indianapolis, by and through its Board of Public Works, and the Indianapolis Desiccating Company, whereby said company is authorized to construct, maintain, lay and operate upon the property of the City of Indianapolis, comprising a public place known as Sellers Farm, a railroad track, providing for the publication of the same, and fixing a time when the same shall take effect.

Made the following report:

Mr. President:

Your Committee on Contracts and Franchises, to which was referred G. O. No. 71, 1897, the same being an ordinance approving and confirming a contract between the Board of Public Works and the Indianapolis Desiccating Company, granting said company the right to lay and maintain a railroad track in Sellers Farm, and we respectfully report that said ordinance do not pass, and that said contract be referred back to the Board of Public Works for further consideration and amendment, for the reason that said contract does not provide any method by which the said city can regain possession of the land occupied by this track after the expiration of the present contract of the said Indianapolis Desiccating Company to operate its plant upon Sellers Farm until such city should cease to use the said Sellers Farm for the purposes for which it is now used and should devote it to some other purpose.

Your committee is of the opinion that the existence of the said railroad track upon Sellers Farm might greatly embarrass the city in re-leasing the said farm at the expiration of the present lease, unless some method is provided in said contract for the purchase of said railroad by the City of Indianapolis.

Respectfully submitted,

GEO. R. COLTER,
JOHN A. VON SPRECKELSEN,
GEO. W. SHAFFER,
JOHN H. SCANLON,
JAS. H. COSTELLO,
W. W. KNIGHT,
E. W. LITTLE,
ROBERT M. MADDEN,
Committee.

Which was read, and, on motion of Mr. Colter, adopted.

Mr Costello, on behalf of the Committee on Finance, to which was referred:

App. O. No. 21, 1897. An ordinance appropriating the sum of eighteen thousand eight hundred and seventy-two dollars and seventy-five cents (\$18,872.75) for the use of the Department of Finance of the City of Indianapolis, Indiana, and fixing a time when the same shall take effect.

Made the following report:

INDIANAPOLIS, December 16, 1897.

Mr. President:

Your Committee on Finance have had under consideration App. O. No. 21, 1897, and recommend that the same do pass.

Respectfully,

JAS. H. COSTELLO,
E. D. MOFFETT,
EDWARD E. BERNAUER,
J. W. MCGREW,
ROBERT M. MADDEN,
RICHARD MERRICK,
FRANK S. CLARK,
W. F. SMITH,
Committee.

Which was read and concurred in.

Mr. Clark, on behalf of the Committee on Public Safety and Comfort, to which was referred:

G. O. No. 69, 1897. An ordinance to amend section one (1) of "An ordinance regulating peddling and designating portions of public streets where certain kinds of peddling is prohibited, and matters connected therewith," approved March 11, 1895, and fixing the time when the same shall take effect.

Made the following report:

INDIANAPOLIS, IND., December 17, 1897.

Mr. President:

We, your Committee on Public Safety and Comfort, have had G. O. No. 69, 1897, under consideration, and would recommend its passage.

Respectfully,

FRANK S. CLARK,
T. A. BOWSER,
E. D. MOFFETT,
ALBERT E. RAUCH,
W. F. SMITH,

Committee.

Which was read and concurred in.

Mr. Higgins, on behalf of the Committee on Sewers, Streets and Alleys, to which was referred:

G. O. No. 64, 1897. An ordinance changing the name of Webster street to East New York street, and also changing the name of a part of East New York street to Marlowe avenue, repealing all ordinances and parts of ordinances in conflict therewith, and declaring an emergency.

Made the following report:

INDIANAPOLIS, December 20, 1897.

Mr. President:

We, your Committee on Sewers, Streets and Alleys, have had under consideration G. O. No. 64, 1897, and do recommend its passage.

Very respectfully,

JOHN M. HIGGINS,
JOHN H. SCANLON,
E. D. MOFFETT,
JOHN A. VON SPRECKELSEN,
T. A. BOWSER.

Committee.

Which was read and concurred in.

APPROPRIATION ORDINANCES.

Under this order of business, the following ordinance was introduced:

By Mr. Costello:

App. O. No. 22, 1897. An ordinance appropriating the sum of five hundred dollars (\$500) for the use of the Department of Public Health and Charities during the year of 1898, 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 there be and is hereby appropriated the sum of five hundred dollars (\$500) out of any funds in the city treasury not otherwise appropriated, to be expended by and for the benefit of the Department of Public Health and Charities during the fiscal year beginning January 1, 1898, for the purpose as follows: For an additional assistant engineer at the City Hospital.

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 Committee on Finance.

INTRODUCTION OF GENERAL AND SPECIAL ORDINANCES.

Under this order of business the following ordinances were introduced:

By Board of Public Works:

G. O. No. 73, 1897. An ordinance concerning vapor lights, and ratifying, confirming and approving a certain agreement made and entered into on December 13, 1897, between the City of Indianapolis, by and through its Board of Public Works, and the Sun Vapor Street Light Company, and matters connected therewith, and fixing a time when the same shall take effect.

Whereas, Heretofore, to-wit, on December 13, 1897, the City of Indianapolis, by and through its Board of Public Works, entered into the following contract and agreement with the Sun Vapor Street Light Company, namely:

This agreement, made and entered into this December 13th, 1897, by and between the Sun Vapor Street Light Company, incorporated under the general laws of the State of West Virginia, of the City of Canton, County of Starke, and State of Ohio, party of the first part, and the City of Indianapolis, County of Marion and State of Indiana, by and through its Board of Public Works, party of the second part, under and by virtue of an act of the General Assembly of the State of Indiana entitled "An act concerning the incorporation and government of cities having more than one hundred thousand population according to the United States census last preceding, and matters connected therewith, and declaring an emergency," approved March 6, 1891:

Witnesseth, That the party of the first part, in consideration of the payment of the sum of money hereinafter set forth, hereby covenants and agrees to furnish and supply said City of Indianapolis, in its corporate capacity, with vapor street lights of the number, kind, standard, and upon the conditions and subject to the limitations as hereinafter set forth, namely:

The party of the first part is to furnish, locate and maintain two hundred (200) Sun Vapor Street Lights during the existence of this contract: Provided, however, That the number of lights may be increased to a number not exceeding two hundred and fifty, provided a sufficient appropriation for such additional increase should be made by the Common Council during the existence of this contract. It is understood that not less than two hundred lights shall be in use at all times.

The provisions of this contract shall be in force and effect from and after the approval of the same by the Common Council of said city, and until the 31st day of December, 1898.

All posts used by the party of the first part must be straight and turned, and in size to be to the satisfaction of the second party. They must be set plumb and painted black in color.

Burners used by the party of the first part must be of the most approved pattern, and furnish a light at all times of fourteen (14) candle power.

All payments to the first party for lights furnished under this contract shall be made monthly.

The party of the second part shall have the right to change the location or discontinue the use of any or all lamps, subject to restrictions set out above.

All lamps and their appurtenances used by the party of the first part shall be kept in a cleanly condition and in good repair; to the satisfaction of the second party.

Said party of the first part further contracts and agrees that it will exercise, in the prosecution of putting up all lights ordered and in maintaining the same, all proper skill and care; that it will properly and fully guard and protect all excavations or dangerous places made by it or its agents or employes, and will use all due and proper precaution to prevent injury to any property, person or persons, what or whomsoever, for and during the entire period covered by this contract; and that for and during said period said first party will save the City of Indianapolis harmless from any and all liability whatsoever growing out of any injury or damage to property or persons because of any neglect or fault of it, its agents or employes, or growing out of any matter connected with or relating to this contract; and also said first party agrees to protect said city from any and all liability on account of infringement of patents or otherwise, and from all damages and suits that may arise on account thereof, and to pay any judgment, with costs, which may be obtained against said city growing out of any such infringement or infringements, injury or damage whatsoever, as aforesaid, and to further insure a faithful compliance with all the terms and conditions of this clause, and all the terms and conditions of this contract as an entirety, said first party agrees to furnish a bond in the sum of five thousand dollars (\$5,000), with satisfactory sureties, subject to the approval of said Board of Public Works.

All work under this contract shall be done under the supervision of the Board of Public Works. And if said party of the first part, its officers, agents or employes, shall violate any of the provisions of this contract, said Board of Public Works shall notify said first party or its authorized agent, and if the same be not remedied within a reasonable time, said Board of Public Works shall have the power to remedy said defect and charge the cost of the same to the said party of the first part.

In the event the party of the first part shall fail or refuse to carry out the provisions of the contract to be entered into to the satisfaction of said Board of Public Works, the City of Indianapolis, by and through its Board of Public Works, shall have the right, after a ten days' notice to said first party and its sureties on the bond, to annul this contract, and such annulment shall not in any wise subject the City of Indianapolis to any liability for damages on account of such annulment.

In consideration of the full and faithful performance by said party of the first part of the several conditions and requirements herein stipulated, the said party of the second part hereby agrees and binds itself to pay to said first party the sum of fifteen dollars (\$15) for each vapor street light per year furnished under the provisions of this contract on the "moonlight schedule," which moonlight schedule is calculated on the

following basis: Light one-half hour after sunset and one hour before moonset—the same to burn until one hour after moonrise and one hour before sunrise.

To each of the provisions, conditions and stipulations of this contract the undersigned, each for itself, hereby covenants, agrees and binds itself, its successors and assigns.

In testimony whereof, the Sun Vapor Street Light Company, by J. A. Wann, its General Manager and Treasurer, the party of the first part, hereunto sets its name and causes its seal to be affixed, and the City of Indianapolis, party of the second part, by and through M. A. Downing, W. Scott Moore and T. J. Montgomery, the Board of Public Works of said city, hereunto set their hands, all at the City of Indianapolis, County of Marion, State of Indiana, on this December 13, 1897.

THE SUN VAPOR STREET LIGHT CO.,

By J. A. WANN,

General Manager,

Party of the First Part.

CITY OF INDIANAPOLIS,

By M. A. DOWNING,

W. SCOTT MOORE,

T. J. MONTGOMERY,

Board of Public Works,

Party of the Second Part.

BOND.

Know all men by these presents, That we, the Sun Vapor Street Light Company, of the City of Canton, County of Starke and State of Ohio, as principals, and Standard Oil Company, of the County of Marion and State of Indiana, as sureties, are held and firmly bound to the City of Indianapolis, Indiana, in the sum of five thousand dollars (\$5,000), for the payment of which, well and truly to be made, we jointly and severally bind ourselves, our heirs, executors, administrators and assigns, firmly by these presents.

The conditions of the above obligation are such that if the above-named, the Sun Vapor Street Light Company, shall faithfully comply with the foregoing contract, made and entered into December 13, 1897, with the City of Indianapolis, and shall fulfill all the conditions and stipulations therein contained according to the true intent and meaning thereof in all respects, then this obligation to be void; otherwise to be and remain in full force and virtue in law.

Witness our hands and seals this December 13, 1897.

THE SUN VAPOR STREET LIGHT CO.,

J. A. WANN,

Gen'l Manager and Treasurer.

STANDARD OIL CO.,

Per J. W. FROMEYER,

Manager.

Approved December 13, 1897.

M. A. DOWNING,

W. SCOTT MOORE,

T. J. MONTGOMERY,

Board of Public Works.

And Whereas, Said contract and agreement has been submitted by the Board of Public Works of the City of Indianapolis to the Common Council of said city for its action thereon; therefore,

Section 1. Be it ordained by the Common Council of the City of Indianapolis, That the foregoing contract, made and entered into on Decem-

ber 13, 1897, by the City of Indianapolis, Indiana, by and through its Board of Public Works, and the Sun Vapor Street Light Company, be and the same is hereby in all things ratified, confirmed and approved in accordance with the terms, provisions and conditions thereof.

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

Which was read a first time and referred to Committee on Contracts and Franchises.

By Mr. Colter:

G. O. No. 74, 1897. An ordinance amending Section 33 of an ordinance creating the office of Building Inspector, defining the power and duties attached hereto, authorizing the inspection of buildings and other structures, regulating their construction, repair and removal, requiring the issuance of a license or permit in such cases before any work shall be begun, regulating the building of party walls and partition fences, prescribing in what proportion adjoining owners shall bear the expense of the same, in what manner such expense shall be levied and collected, and defining the terms upon which partition walls already established may be used by adjoining owners, fixing a penalty for the violation thereof, repealing certain ordinances, providing for publication, and fixing the time when the same shall take effect, approved September 10, 1894.

Section 1. Be it ordained by the Common Council of the City of Indianapolis, Indiana, That Section 33 of an ordinance creating the office of Building Inspector, defining the power and duties attached hereto, authorizing the inspection of buildings and other structures, regulating their construction, repair and removal, requiring the issuance of a license or permit in such cases before any work shall be begun, regulating the building of party walls and partition fences, prescribing in what proportion adjoining owners shall bear the expense of the same, in what manner such expense shall be levied and collected, and defining the terms upon which partition walls already established may be used by adjoining owners, fixing a penalty for the violation thereof, repealing certain ordinances, providing for publication, and fixing the time when the same shall take effect, approved September 10, 1894, be and the same is hereby amended to read as follows:

Sec. 33. No chimney in any brick, stone or frame building shall be built with less than nine (9) inch walls, or with four (4) inch walls lined with tile flue lining, and no flues shall be less than eight by eight (8x8) inches, and no chimney top shall be less than three (3) feet above the roof (for flat roofs) and not less than eight (8) feet above the eaves of any pitched roof. Every chimney not forming a part of a wall shall rest upon the ground or other sufficient fire-proof foundation; flues larger than two hundred and fifty square inches shall be surrounded with walls not less than eight (8) inches thick. The wall of such flue above the inlet funnel shall be twelve inches thick for the first fifteen (15) feet around and above such inlet; tops of such chimneys to be at least eight feet above the roof, or five feet above the highest part of the roof within fifty (50) feet of such chimneys. Chimneys with flues more than eight hundred and less than eighteen hundred square inches shall have surrounding walls not less than twelve (12) inches thick to the height of forty-five (45) feet, and shall have a four (4) inch lining with a four (4) inch air space, this lining to commence four (4) feet below the inlet; chimney tops of flues having eight hundred or eighteen hundred inches shall be built twelve (12) feet above the roof and ten (10) feet above any roof within a radius

of fifty (50) feet: Provided, That nothing in this ordinance contained shall be construed as prohibiting the use of the Jackson Combined Flue and Ventilator, or other and similar flue and ventilating devices of like safety and efficacy.

Sec. 2. This ordinance shall take effect and be in force from and after its passage and publication once each week for two successive weeks in *The Sun*, a daily newspaper of general circulation, printed and published in the City of Indianapolis, Marion County, Indiana.

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

By Mr. Costello (by request):

G. O. No. 75, 1897. An ordinance regulating the location of morgues and undertaking establishments in the City of Indianapolis, Indiana.

Section 1. Be it ordained by the Common Council of the City of Indianapolis, Indiana, That it shall not be lawful for any person to locate, build, construct, maintain or keep, or continue to maintain or keep, in any block or square of any street in which block or square two-thirds of the buildings on both sides of the street are devoted to exclusive residence purposes, any morgue or undertaking establishment within two hundred feet of any such residence on either side of such street, unless the owners of a majority of the lots in such block or square fronting or abutting on such street consent in writing to the location, construction, maintenance or keeping of such morgue or undertaking establishment therein. Such written consent shall be filed with the City Clerk before a permit shall be issued by the Comptroller for the erection or repair of any building to be used for such purpose, and before any person shall be permitted to keep or maintain or continue to keep or maintain any such morgue or undertaking establishment in any such block or square: Provided, however, This ordinance shall not apply to any morgue or undertaking establishment already established and doing business on any such block or square at the time of the passage of this ordinance.

Sec. 2. Any person, firm, or officer or agent of a body corporate violating any of the provisions of the foregoing section by erecting or repairing any building to be used for a morgue or undertaking establishment, or by maintaining or keeping or continuing to maintain or keep any morgue or undertaking establishment on any street, in any block or square described therein, without first filing in the office of the City Clerk the written consent of the owners of a majority of the lots abutting on such street in said block or square to the location, construction, maintenance or keeping of such morgue or undertaking establishment, as provided in said section, shall, on conviction thereof, be fined in any sum not less than twenty-five dollars nor more than one hundred dollars for each offense, and each day that such morgue or undertaking establishment is maintained or kept or continued to be maintained or kept shall be deemed a separate and distinct violation of such provision.

Sec. 3. This ordinance shall be in force from and after its publication once each week for two consecutive weeks in *The Sun*, a daily newspaper of general circulation printed and published in the City of Indianapolis, Indiana.

With the following petition:

INDIANAPOLIS, IND., December 16, 1897.

To the Common Council of the City of Indianapolis:

Gentlemen—My name is subscribed to the formal petition to which this note is attached. I write, however, to say, that in addition to my

own and other individual signatures on this petition, that I protest, as President of the Indianapolis Propylæum Association, against the location of a morgue and livery stable where it is now proposed to locate them, on property adjoining that of the Propylæum. In making this protest, I and the officers whose names are added to mine represent over four hundred stockholders, every one of whom would feel the buildings proposed in the site above indicated a personal offense. Not only would the stockholders in the Propylæum feel this, but the numerous patrons of the Propylæum would unite in this protest. Hoping that you will consider this letter as an enforcement of the petition, which I understand has been signed by numerous citizens, I have the honor to remain,

Yours very sincerely,

MAY WRIGHT SEWALL,
President of the Indianapolis Propylæum Association.
MARGARET D. CHISLETT,
First Vice-President.
CARRIE F. ROBERTSON,
Second Vice-President.
ELIZA G. WILEY,
Secretary.
LOUISE GARRARD,
Curator.

To the Common Council of the City of Indianapolis:

The undersigned resident freeholders of the City of Indianapolis, Marion County, Indiana, hereby respectfully request that your honorable body, without delay, pass an ordinance restricting and regulating the location of morgues and the undertaking business in said city.

[Signed by three hundred and seventeen (317) citizens.]

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

MISCELLANEOUS BUSINESS.

The City Comptroller submitted the following bond of City Treasurer William H. Schmidt:

Know all men by these presents, That we, William H. Schmidt, as principal, and Otto Stechhan, R. O. Hawkins, John R. Pearson, William Schoppenhorst, Hiram W. Miller, Addison C. Harris, Henry Jameson, Henry C. Adams, Andrew Steffen, John R. Wilson, C. F. H. Waterman, John T. Brush, A. Hagen, Peter Sindlinger, J. L. Keach, W. O. Reveal, Jesse Fletcher, Harry S. New, George W. Huggins and Sterling R. Holt, as sureties, are held and firmly bound unto the State of Indiana, for the use and benefit of the City of Indianapolis, Marion County, State of Indiana, in the penal sum of seven hundred thousand dollars (\$700,000), to the payment of which, well and truly to be made, we bind ourselves, our heirs, executors and administrators, jointly and severally, firmly by these presents.

Sealed with our seals and dated this 13th day of December, 1897.

The condition of the above obligation is as follows:

Whereas, The above-named and bounden William H. Schmidt was, at the general election held within and for the County of Marion and State of Indiana on the first Tuesday after the first Monday in November, in the year 1896, duly elected as the County Treasurer of the said County of Marion, for two (2) years from the first day of January, 1898, and until his successor should be elected and qualified; and

Whereas, By virtue of an act of the Legislature entitled "An act concerning taxation for city and school purposes in cities containing a population of over seventy thousand (70,000) as shown by the last census of the United States, to abolish the offices of City Assessor and City Treasurer in said cities, and provide for the discharge of the duties of said offices, and repealing all laws in conflict therewith," approved February 21, 1885; and also by virtue of an act of the Legislature entitled "An act concerning the incorporation and government of cities having more than one hundred thousand (100,000) population, according to the last preceding United States census, and matters connected therewith, and declaring an emergency," approved March 6, 1891, said William H. Schmidt, as such County Treasurer shall collect, disburse and account for municipal taxes of the City of Indianapolis, and discharge certain other duties heretofore discharged by the City Treasurer of said City:

Now, If the said William H. Schmidt shall pay over all moneys which by virtue of said laws and the ordinances of said city may come into his hands for municipal purposes, and so honestly and faithfully discharge all the duties of his office so far as they relate to or affect said city, and shall safely keep and properly account for and pay over to the proper persons or authority all moneys or property of the said city other than moneys collected for school purposes of the said city, and shall well and truly discharge all the duties of his office according to law, then the above obligation shall cease and become null and void; otherwise to remain in full force and effect in law.

It is understood that the above obligation shall not be impaired, nor the said William H. Schmidt nor his sureties thereon be in any manner released from this obligation, by any modification, change or repeal of any law of the Legislature of the State of Indiana during the continuance of the said William H. Schmidt as such Treasurer.

OTTO STECHHAN.	[Seal.]	WM. H. SCHMIDT.	[Seal.]
R. O. HAWKINS.	[Seal.]	C. F. H. WATERMAN.	[Seal.]
JOHN R. PEARSON.	[Seal.]	J. T. BRUSH.	[Seal.]
WM. SCHOPPENHORST.	[Seal.]	A. HAGEN.	[Seal.]
HIRAM W. MILLER.	[Seal.]	PETER SINDLINGER.	[Seal.]
ADDISON C. HARRIS.	[Seal.]	J. L. KEACH.	[Seal.]
HENRY JAMESON.	[Seal.]	W. O. REVEAL.	[Seal.]
HENRY C. ADAMS.	[Seal.]	JESSE FLETCHER.	[Seal.]
ANDREW STEFFEN.	[Seal.]	HARRY S. NEW.	[Seal.]
JNO. R. WILSON.	[Seal.]	GEORGE W. HUGGINS.	[Seal.]
		STERLING R. HOLT.	[Seal.]

STATE OF INDIANA, COUNTY OF MARION, ss:

Before me, the undersigned, a notary public in and for said county and State, this 13th day of December, 1897, personally appeared William H. Schmidt, as principal, and Otto Stechhan, R. O. Hawkins, John R. Pearson, William Schoppenhorst, Hiram W. Miller, Addison C. Harris, Henry Jameson, Henry C. Adams, Andrew Steffen, John R. Wilson, C. F. H. Waterman, John T. Brush, A. Hagen, Peter Sindlinger, J. L. Keach, W. O. Reveal, Jesse Fletcher, Harry S. New, George W. Huggins and Sterling R. Holt, as sureties, and acknowledged the execution of the foregoing bond.

Witness my hand and notarial seal this 13th day of December, 1897.

[SEAL.]

HORACE E. SMITH,

Notary Public.

Mr. Bernauer moved that the bond of City Treasurer William H. Schmidt be referred to Committee on Finance.

Mr. Costello moved as a substitute for Mr. Bernauer's motion that the bond of City Treasurer William H. Schmidt be approved and filed in the office of the City Comptroller.

Mr. Costello's motion prevailed.

ORDINANCES ON SECOND READING.

On motion of Mr. Costello, the following entitled ordinance was taken up, read a second time, ordered engrossed, and then read a third time:

App. O. No. 21, 1897. An ordinance appropriating the sum of eighteen thousand eight hundred and seventy-two dollars and seventy-five cents (\$18,872.75) for the use of the Department of Finance of the City of Indianapolis, Indiana, and fixing a time when the same shall take effect.

And was passed by the following vote:

AYES 19—viz.: Messrs. Bernauer, Bowser, Clark, Colter, Costello, Crall, Harston, Higgins, Knight, Little, Madden, Merrick, Moffett, McGrew, Scanlon, Shaffer, Smith, Von Spreckelsen and President Mahoney.

NAYS—None.

On motion of Mr. Higgins, the following entitled ordinance was taken up, read a second time, ordered engrossed, and then read a third time:

G. O. No. 64, 1897. An ordinance changing the name of Webster street to East New York street, and also changing the name of a part of East New York street to Marlowe avenue, repealing all ordinances and parts of ordinances in conflict therewith, and declaring an emergency.

And was passed by the following vote:

AYES 19—viz.: Messrs. Bernauer, Bowser, Clark, Colter, Costello, Crall, Harston, Higgins, Knight, Little, Madden, Merrick, Moffett, McGrew, Scanlon, Shaffer, Smith, Von Spreckelsen and President Mahoney.

NAYS—None.

On motion of Mr. Smith, the following entitled ordinance was taken up and read a second time:

G. O. No. 63, 1897. An ordinance prohibiting persons under fifteen years of age on the streets, alleys or public places in the City of Indianapolis, Indiana, at night after the hour of nine o'clock p. m., from March 1st to August 31st, inclusive, of each year, and from September 1st to the last day of February, inclusive, of each year, after the hour of eight p. m., and prescribing penalties for the violation thereof.

Mr. Von Spreckelsen offered the following amendment to G. O. No. 63, 1897:

Amend by striking out the words "Any person violating the provisions of this section shall, on conviction, be fined in any sum not to exceed five dollars for each offense, and stand committed until such fines and costs are paid," in Section 1.

President Mahoney announced that several ladies and gentlemen were present who desired the privilege of addressing Council on G. O. No. 63, 1897.

Mr. Harston objected to any one not a member addressing Council, but subsequently withdrew his objection.

Mr. Moffett moved that the ladies and gentlemen present be granted permission to address Council.

Mr. Bernauer moved to amend Mr. Moffett's motion by limiting the speeches of each speaker to five minutes.

Mr. Moffett accepted the amendment and the motion, as amended, prevailed.

Whereupon, Mr. Thos. C. Day, Mr. Alexander Hogeland, Mrs. May Wright Sewall and Police Matron Mrs. Anna Buchanan made brief remarks.

Mr. Smith moved that Mr. Von Spreckelsen's amendment to G. O. No. 63, 1897, be adopted.

Which motion prevailed.

Mr. Clark offered the following amendment to G. O. No. 63, 1897:

Mr. President:

I offer the following amendment to G. O. No. 63, 1897: By adding the words "or over forty-five years of age" after the words "under fifteen years" in Section 1.

Mr. Clark moved that the amendment be adopted.

Mr. Knight moved to lay Mr. Clark's motion on the table.

Mr. Knight's motion prevailed.

Mr. Crall moved that G. O. No. 63, 1897, be ordered engrossed as amended.

The ayes and nays being called for by Messrs. Harston and Costello, the roll was called, which resulted in the following vote:

AYES 14—viz.: Messrs. Bernauer, Bowser, Costello, Crall, Harston, Higgins, Knight, Madden, Moffett, McGrew, Shaffer, Smith, Von Spreckelsen and President Mahoney.

NAYS 5—viz.: Messrs. Clark, Colter, Little, Merrick and Scanlon.

On motion of Mr. Harston, G. O. No. 63, 1897, was then read a third time.

And was passed by the following vote:

AYES 11—viz.: Messrs. Bernauer, Bowser, Costello, Crall, Knight, Moffert, McGrew, Shaffer, Smith, Von Spreckelsen and President Mahoney.

NAYS 8—viz.: Messrs. Clark, Colter, Harston, Higgins, Little, Madden Merrick and Scanlon.

Before the vote was announced, Messrs. Clark and Harston changed their votes from the negative to the affirmative, and Mr. Clark offered the following:

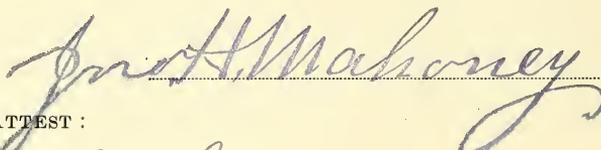
Mr. President:

I hereby give notice that at the next regular meeting of the Council I will move a reconsideration of the vote by which G. O. No. 63, 1897, was passed.

F. S. CLARK.

On motion of Mr. Clark, the Common Council, at 9:45 o'clock P. M., adjourned.

ATTEST:



 President.



 City Clerk.