

PROCEEDINGS OF COMMON COUNCIL.

ADJOURNED SESSION—APRIL 12, 1880.

The Common Council of the City of Indianapolis met in the Council Chamber, on Monday evening, April 12th, A. D. 1880, at half past seven o'clock, in adjourned session.

PRESENT—Hon. John Caven, Mayor, and, *ex officio*, President of the Common Council, in the chair, and 18 members, viz.: Councilmen Bermann, Bieler, Brown, Bryce, Dowling, Downey, Hamilton, Harmening, Kahn, Lamb, Morrison, McKay, O'Connor, Prier, Rooker, Tucker, VanVorhis, and Wiese.

ABSENT, 7—viz. Councilmen Carey, King, McGinty, Pearson, Sheppard, Shilling, and Wood.

Special order, viz: consideration of the annual report of the Board of Health, and ordinance in relation to Privy Vaults, &c.

The annual report from the Board of Health, submitted to Council, at its session held on April 5th, 1880, and ordered printed in pamphlet form, was taken up and read; and on motion by Councilman Hamilton, the said report was received, and a vote of thanks tendered the members of the Board of Health for the carefully prepared report, &c.

By unanimous consent, the following message was read and received:

To the Mayor and Common Council:

Gentlemen: The Board of Aldermen at its regular session held on April 7th, 1880, amended the resolution (adopted by your honorable body, April 5th, 1880,) designating and fixing the voting places for the city election, to be held in May 1880, by changing the voting place of the 19th ward from the corner of "Noble and Georgia streets" to "571 East Washington street."

I herewith return to you, the resolution as amended for your further consideration and action thereon.

For the Board of Aldermen,
GEO. T. BREUNIG, Clerk.

The amendment of said Board, as shown above, was concurred in, and the resolution as amended, was then re-adopted by the following vote:

AYES, 14—viz. Councilmen Bermann, Bieler, Brown, Bryce, Hamilton, Harmening, Kahn, Lamb, Morrison, McKay, Prier, Rooker, Tueker, and VanVorhis.

NAYS, 3—viz. Councilmen Dowling, O'Connor, and Wiese.

The report from the Committee on Public Health and Board of Health, submitted to Council at its last meeting, April 5th, was then taken up and considered in connection with G. O. 10, 1880.

The following entitled ordinance was taken up on its second reading:

G. O. 10, 1880—An Ordinance relative to the Erection and Maintenance of Privies, Water-Closets, Urinals, Cesspools, and other Receptacles of Fluid or Semi-Fluid Filth in the City of Indianapolis; and regulating the Location, Construction, Cleansing, and Emptying of the same.

Section 2 was amended in accordance with the recommendation of the Committee on Public Health, as follows: by adding after the words "fit sanitary condition," the words "and it shall be within the power and discretion of the Board of Health, to order the owner of any other building located on the street or alley, or public place in or through which a public sewer has been constructed, to connect with such sewer."

The following amendment to section 4, offered by the Committee, was not adopted, viz: To strike out the words "or to locate or erect any privy nearer than two feet of the line of any adjacent lot, without obtaining the written consent of the owner of such adjacent lot."

The following amendment to section 4, offered by the Committee, was adopted, viz: Substituting the word "ten" for the word "eight," in the clause where it reads "and every privy vault hereafter constructed shall have a depth not to exceed eight feet."

Councilman Lamb offered the following amendment to section 4:

Amend section 4 by adding after the words "burned brick" the words, "or good oak planks."

The ayes and nays being demanded, a call of the roll was had, which resulted in the non-adoption of the amendment, by the following vote:

AYES, 5—viz. Councilmen Bermann, Dowling, Downey, Lamb, and Morrison.

NAYS, 13—viz. Councilmen Bieler, Brown, Bryce, Hamilton, Harmening, Kahn, McKay, O'Connor, Prier, Rooker, Tueker, VanVorhis, and Wiese.

Councilman Lamb offered the following amendment to section 9:

Amend section 9, by adding after the words "fluid or semi-fluid filth" the

words, "unless such person shall have first obtained the written consent of the Board of Health."

The ayes and nays being demanded, a call of the roll was had, which resulted in the adoption of the amendment by the following vote:

AYES, 12—viz. Councilmen Bermann, Bieler, Brown, Dowling, Downey, Harmening, Kahn, Lamb, Morrison, O'Connor, Prier, and Wiese.

NAYS, 6—viz. Councilmen Bryce, Hamilton, McKay, Rooker, Tucker, and VanVorhis.

Councilman Lamb offered the following amendment to section 23; which was adopted:

Amend section 23 by inserting the word "seven" instead of the word "ten."

Section 27, in accordance with recommendation of the Committee, was stricken out of the ordinance.

On motion by Councilman VanVorhis, the numbers of section 28, 29, and 30, were changed to sections 27, 28, and 29, respectively.

Councilman Morrison offered the following motion; which was not adopted:

That all action on the ordinance known as the Vault Cleaning Ordinance No. 10 be postponed until the report of Prof. Huban Noys of Bloomington University on the condition of the water of all the principal wells of this city be made to this Council, as ordered on Jan. 5th, 1880.

The ordinance as amended was then ordered to be engrossed, and there being no change in the title, the same was read the third time, and the ordinance passed by the following vote:

AYES, 17—viz. Councilmen Bermann, Bieler, Brown, Bryce, Dowling, Downey, Hamilton, Harmening, Kahn, Lamb, McKay, O'Connor, Prier, Rooker, Tucker, VanVorhis, and Wiese.

NAYS, 1—viz. Councilman Morrison.

By consent, the following papers were offered:

On motion by Councilman Tucker, it was ordered that the Committee on Printing be instructed to have printed 10,000 copies of the Mayor's message.

Councilman Downey offered the following motions; which were severally adopted:

That the City Marshal be instructed to notify the owners, or agents, of property

known as Nos. 76, 78, 80, 84, 86, 88, 90, 92 and 94 North New Jersey street, to repair their sidewalk in front of said premises within ten days, and on failure to do so, the Street Commissioner is directed to make said repairs, and charge same to the owners of said property.

That as patrolman Shelton has been detailed on the sanitary force at the request of the Board of Health, he be paid on the pay-roll of the same.

Councilman Prier offered the following motion; which was adopted:

That C. E. Merrifield be hereby authorized to put in a boulder crossing, across the sidewalk on the west side of Mississippi street, south of Pratt street.

On motion, the Common Council then adjourned

JOHN CAVEN, Mayor,

President of Common Council.

Attest: JOS. T. MAGNER, City Clerk.