

PROCEEDINGS

OF THE

COMMON COUNCIL.

REGULAR SESSION.

CHAMBER OF THE COMMON COUNCIL OF THE
CITY OF INDIANAPOLIS,
MONDAY, OCTOBER 25TH, 1869, 7 O'CLOCK, P. M. }

The Common Council met in regular session.

Present—His Honor, the Mayor, Daniel Macauley, in the chair,
and the following members :

Councilmen Brown, Cottrell, Gimber, Harrison, Heckman, Kahn,
Kennington, Locke, Marsee, Newman, Pyle, Shepherd, Thalman,
Thoms, Weaver, Whitsit, Wiles and Woodburn—18.

Absent—None.

The proceedings of the regular session held Oct. 18, 1869, were
read and approved.

Mr. Harrison moved to suspend the rules, for the purpose of re-
ceiving the reports of city officers, and for passing the appropriation
ordinances.

Mr. Whitsit moved to amend by receiving the report of the Com-
mittee on Sewerage.

Dr. Woodburn moved to lay the amendment on the table.

Those who voted in the affirmative were Councilmen Harrison, Kahn, Locke, Newman, Wiles and Woodburn—6.

Those who voted in the negative were Councilmen Brown, Cottrell, Heckman, Kennington, Shepherd, Thoms and Whitsit—7.

So the motion to lay on the table was lost.

The question being on the adoption of Mr. Whitsit's amendment.

Those who voted in the affirmative were Councilmen Brown, Cottrell, Gimber, Heckman, Kennington, Marsee, Shepherd, Thalman, Thoms and Whitsit—10.

Those who voted in the negative were Councilmen Harrison, Kahn, Locke, Newman, Pyle, Weaver, Wiles and Woodburn—8.

So the amendment was adopted.

The question then being on the adoption of the motion as amended, the ayes and noes were called.

Those who voted in the affirmative were Councilmen Harrison, Kahn, Newman, Pyle, Weaver, Wiles and Woodburn—7.

Those who voted in the negative were Councilmen Brown, Cottrell, Gimber, Heckman, Kennington, Locke, Marsee, Shepherd, Thalman, Thoms and Whitsitt—11.

So the motion was lost.

Mr. Wiles, from the Committee on Contracts, made the following report:

INDIANAPOLIS, Oct. 25, 1869.

To the Mayor and Common Council of the City of Indianapolis:

GENTLEMEN:—The Committee on Contracts, to whom was referred sundry contracts for street improvements, have examined the same, and find the following persons to be the lowest bidders, and would therefore recommend that contracts be awarded as follows, to wit:

First. For grading and bouldering Alabama street, from Washington street to the south side of Cumberland street, to Hiram Seibert, at \$2 10 per lineal foot, on each side of the line improved.

Second. For grading and graveling Wabash alley and sidewalks, from Pennsylvania street to Delaware street, to Hanway & Lefever, at 67½ cents per lineal foot, on each side of the line improved.

Third. For grading and graveling Garden street and sidewalks, between Tennessee and Mississippi streets, to John Scheier, at 52 cents per lineal foot, on each side of the line improved.

Fourth. For grading and paving with brick the west sidewalk on Pennsylvania street, from Market street to the first alley north of Market street, to Charles D. Kruger, at 70 cents per lineal foot front.

Fifth. For grading and graveling St. Joseph street and sidewalks, from Meridian to Illinois street, to Hanway & Lefever, at \$1 70 per lineal foot front, on each side of the line improved.

Sixth. For the erection of lamp posts, lamps and fixtures complete, to burn gas, except the service pipe, on Walnut street, from Alabama to New Jersey street; also on New York street, from East to Noble street, to Conrad Neib, at \$29 50 for the corner posts, and \$28 for the intermediate posts; the city to furnish the posts for \$12, and corner lamps at \$7 50, and intermediate lamps at \$7; Conrad Neib being the only bidder.

Respectfully submitted,

WM. D. WILES, }
HENRY GIMBER, } Committee.

Which was concurred in.

Business was resumed in the order in which it was left off at the last meeting, viz :

Dr. Woodburn's motion, to assess half the cost of main or trunk sewers to the property owners, and the other half to be paid by the issuance and sale of city bonds.

The question being on the passage of the motion.

Those who voted in the affirmative were Councilmen Harrison, Kahn, Newman, Pyle, Weaver, Wiles and Woodburn—7.

Those who voted in the negative were Councilmen Brown, Cottrell, Gimber, Heckman, Kennington, Locke, Marsee, Shepherd, Thalman, Thoms and Whitsit—11.

So the resolution was lost.

Dr. Woodburn offered the following resolution :

Resolved, That the question of the Common Council issuing four hundred thousand (\$400,000) dollars worth of city bonds for sewerage purposes, be referred to a vote of the resident tax-payers, to be held on the last Saturday of November next; and those in favor of the bonds shall vote "For Bonds for Sewerage," and those opposed shall vote, "Against Bonds for Sewerage." The election to be held under the same law governing city elections.

Mr. Shepherd moved to lay the resolution on the table.

Those who voted in the affirmative were Councilmen Brown, Cottrell, Gimber, Heckman, Kennington, Marsee, Shepherd, Thalman and Whitsit—9.

Those who voted in the negative were Councilmen Harrison, Kahr, Locke, Newman, Pyle, Thoms, Weaver, Wiles and Woodburn—9.

There being a tie, his Honor, the Mayor, voted in the affirmative.

So the resolution was laid on the table.

Dr. Woodburn offered the following resolution :

Resolved, That a committee of three, consisting of Councilmen Newman, Brown and Wiles, and the City Attorney, be appointed to prepare an ordinance in regard to the constructing of "Main or Trunk Sewers," and providing for the payment of such constructions, and report the same to Council.

Mr. Brown offered the following amendment :

Amend, by inserting at the end: By the issuing of bonds to pay the whole cost of constructing such sewers as may have been heretofore, or which may hereafter be ordered by the Common Council.

Mr. Newman offered the following amendment to the amendment :

And that the same be submitted to the legal voters of the city, before any such ordinance shall be in force; and if such voters shall not, by a majority, vote for such ordinance, the same shall be invalid and of none effect.

Mr. Whitsit moved to lay the resolution and amendments on the table.

Those who voted in the affirmative were Councilmen Brown, Cottrell, Gimber, Heckman, Kennington, Marsee, Shepherd, Thalman, Thoms and Whitsit—10.

Those who voted in the negative were Councilmen Harrison, Kahr, Locke, Newman, Pyle, Weaver, Wiles and Woodburn—8.

So the motion to lay on the table was adopted.

Dr. Woodburn offered the following resolution :

WHEREAS, Council has approved the recommendation of Moses Lane, Civil Engineer, locating sewers on Kentucky avenue, from White river to Washington street, on South street and Fletcher avenue, from Kentucky avenue to Cedar street, and on Washington street from Kentucky avenue to Pogue's Run creek; therefore

Resolved, That the Finance Committee and City Attorney be instructed to report an ordinance, providing for the issue and sale of two hundred thousand dollars city bonds, to be used as part payment for the construction of the sewers above-named, as follows: Fifty thousand dollars to be sold in Febru-

ary, 1870, fifty thousand dollars to be sold in June, 1870, fifty thousand dollars to be sold in February, 1871, and fifty thousand dollars in June, 1871. Said bonds to run twenty years, and the rate of interest to be eight per cent.

Mr. Brown moved to lay the resolution on the table.

Mr. Newman moved to adjourn, and called for the ayes and noes.

Those who voted in the affirmative were Councilmen Harrison, Newman, Pyle, Thoms, Wiles and Woodburn—6.

Those who voted in the negative were Councilmen Brown, Gimber, Heckman, Kennington, Locke, Marsee, Shepherd, Thalman, Weaver and Whitsit—10.

So the motion to adjourn was lost.

The question then being on laying Dr. Woodburn's resolution on the table.

Those who voted in the affirmative were Councilmen Brown, Gimber, Heckman, Kennington, Locke, Marsee, Shepherd, Thalman and Whitsit—9.

Those who voted in the negative were Councilmen Harrison, Newman, Pyle, Weaver, Wiles and Woodburn—6.

So the resolution was laid on the table.

Mr. Locke moved that when the Council adjourn, it adjourn to meet Tuesday, October 26th, 1869, at 7½ o'clock P. M.

Which motion was adopted.

Dr. Woodburn offered the following resolution:

WHEREAS, It has been reported that a person interested in the proposed South street sewer contract has declared, that it was not intended to build any part of said sewer this year; but the object was to get the contract awarded now, and not do the work till next season, as it could then be done at twenty per cent less than if constructed now; therefore

Resolved, That a committee of three be appointed by the Mayor, to investigate the above, and report to Council.

Mr. Marsee offered the following amendment:

And that said committee report to this Council to-morrow evening.

Mr. Harrison offered the following amendment to the amendment:

Amend the amendment: The committee report on Monday evening next.

Mr. Kennington moved to lay Mr. Harrison's amendment on the table.

Mr. Newman called for the ayes and noes.

Those who voted in the affirmative were Councilmen Brown, Gimber, Heckman, Kennington, Locke, Marsee, Shepherd and Thalman—8.

Those who voted in the negative were Councilmen Harrison, Newman, Pyle, Weaver, Wiles, Whitsit and Woodburn—7.

So the amendment was laid on the table.

Dr. Woodburn moved to lay Mr. Marsee's amendment on the table.

The ayes and noes being called,

Those who voted in the affirmative were Councilmen Harrison, Newman, Pyle, Weaver, Wiles and Woodburn—6.

Those who voted in the negative were Councilmen Brown, Gimber, Heckman, Kennington, Locke, Marsee, Shepherd, Thalman and Whitsit—9.

Messrs. Cottrell and Kahn having obtained leave of absence.

So the amendment was not laid on the table.

The question then being on the adoption of Mr. Marsee's amendment.

Those who voted in the affirmative were Councilmen Brown, Gimber, Heckman, Kennington, Locke, Marsee, Shepherd, Thalman and Whitsit—9.

Those who voted in the negative were Councilmen Harrison, Newman, Pyle, Weaver, Wiles and Woodburn—6.

So the amendment was adopted.

Mr. Newman moved to adjourn.

Those who voted in the affirmative were Councilmen Harrison, Newman, Pyle, Weaver and Woodburn—5.

Those who voted in the negative were Councilmen Brown, Gimber, Heckman, Kennington, Locke, Marsee, Shepherd, Thalman, Wiles and Whitsit—10.

So the motion to adjourn was lost.

The question being on the adoption of the resolution as amended.

Those who voted in the affirmative were Councilmen Brown, Gimber, Heckman, Kennington, Locke, Marsee, Shepherd, Newman, Thalman, Weaver, Whitsit, Wiles and Woodburn—13.

Those who voted in the negative were Councilmen Harrison and Pyle.

So the resolution was adopted.

His Honor appointed as such committee, Councilmen Woodburn, Kennington and Kahn.

Mr. Newman moved to adjourn.

Those who voted in the affirmative were Councilmen Harrison, Newman, Pyle, Weaver and Woodburn—5.

Those who voted in the negative were Councilmen Brown, Gimber, Heckman, Kennington, Locke, Marsee, Shepherd, Thalman, Wiles and Whitsit—10.

So the motion to adjourn was lost.

Mr. Brown moved that two additional members be added to the above committee.

Mr. Newman raised the point that the motion was out of order.

His Honor the Mayor ruled the motion in order.

Mr. Newman appealed from the decision of the Chair.

The question being, shall the decision of the Chair stand?

Those who voted in the affirmative were Councilmen Brown, Gimber, Heckman, Harrison, Kennington, Locke, Marsee, Shepherd, Pyle, Thalman, Weaver and Whitsit—12.

Those who voted in the negative were Councilmen, Newman, Wiles and Woodburn—3.

So the decision was sustained.

The ayes and noes being demanded on Mr. Brown's motion,

Those who voted in the affirmative were Councilmen Brown, Gimber, Heckman, Harrison, Kennington, Locke, Marsee, Shepherd, Pyle Thalman, Weaver and Whitsit—12.

Councilman Newman voting in the negative.

So the motion was adopted.

His Honor then appointed Councilmen Harrison and Thoms as the two additional members of said special committee.

The following invitation was received and accepted :

INDIANAPOLIS, Oct. 25, 1869.

To the Mayor and Common Council of the City of Indianapolis :

GENTLEMEN:—I herewith extend to you an invitation to attend the State Billiard Tournament, at Mozart Hall, during this week. (Tickets enclosed.)
Respectfully,
JOHN HUEGLE.

On motion the Council adjourned.

Daniel McCauley
~~DANIEL MCCAULEY~~, Mayor.

ATTEST:

D. M. Ransdell
~~D. M. RANSDOLL~~, City Clerk.