

REGULAR MEETING.

COUNCIL CHAMBER,
CITY OF INDIANAPOLIS,
May 7, 1894. }

The Common Council of the City of Indianapolis met in the Council Chamber, Monday evening, May 7, 1894, at 8 o'clock, in regular meeting.

Present, Hon. Wm. H. Cooper, President of the Common Council, in the chair, and 19 members, viz: Messrs. Allen, Colter, Costello, Drew, Hennessy, Kaiser, Koehring, Krauss, Magel, Merritt, Murphy, O'Brien, Puryear, Rauh, Ryan, Schmid, Shaffer, Stein and Young.

Absent, 1—viz: Mr. Stott.

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

Which motion prevailed.

COMMUNICATIONS, ETC., FROM MAYOR.

His Honor, the Mayor, presented the following communication:

EXECUTIVE DEPARTMENT,
CITY OF INDIANAPOLIS,
April 21, 1894. }

To the President and Members of the Common Council:

GENTLEMEN—I have this day approved the following ordinances passed at your special meetings:

- App. O. No. 5, of 1894. An ordinance transferring \$1,000 from the printing and advertising fund to a special fund to be known as the "Temporary Pest House and Structures" fund.
- App. O. No. 6, of 1894. An ordinance transferring \$3,000 from the City Hospital fund to a fund for the prevention of contagious diseases.
- G. O. No. 29, of 1894. An ordinance to protect electric light property.
- G. O. No. 31, of 1894. An ordinance relating to the public health, etc.

Respectfully submitted,
C. S. DENNY,
Mayor.

Which was read and ordered spread on the minutes.

His Honor, the Mayor, presented the following communication :

INDIANAPOLIS, IND., May 7, 1894.

To the President and Members of the Common Council:

GENTLEMEN—I beg to respectfully call your attention to the provisions of G. O. No. 11, of 1894, authorizing the sale of personal property belonging to the city, etc., and to recommend certain changes in Section 1 thereof. A careful reading of the section referred to will show that the same will admit of more than one construction. It is not clear in just what cases the Mayor is required to submit the inventory and appraisement to the Council, which should, of course, be made clear.

Again: The mode of payment for such property should, as I believe, be changed. The purchaser should pay the purchase price of the property to the department or officer making the sale, so that department or officer may pay the money over to the Treasurer, get the proper voucher and receive the proper credit. Most, if not all of the personal property to be appraised and sold under the provisions of said ordinance, will be worn-out horses and supplies in the Fire Force, and according to the system of book-keeping heretofore in use in the Department of Public Safety, much confusion will arise, and it will be impossible to show, at the end of the year, a net cost of maintaining this department, if proper credit is not given for material sold, unless the ordinance is amended as above indicated.

I would respectfully report to your honorable body that the three appraisers appointed by the Circuit Court have recently appraised four horses for the aggregate sum of sixty dollars, and a lot of old hose and copper at trifling sums. On the statement of the Chief Engineer of the Fire Force that the values fixed are fair, I have approved said inventory and appraisement, and now submit the same to you for any action you may deem it necessary to take under the ordinance referred to, as it now stands. As will be seen, the aggregate value of all the property appraised is more than \$200.

Section 2 of said ordinance declares that each of said appraisers shall be entitled to receive the sum of two dollars for services rendered, upon presentation to the City Comptroller of a certificate from the head or heads of any department having material appraised, but no specific appropriation has been made by your honorable body from which said compensation can be paid.

Respectfully submitted,
C. S. DENNY,
Mayor.

Which was read, and the communication, with G. O. No. 11, 1894, referred to Committee on Public Property and Improvements.

REPORTS, ETC., FROM CITY OFFICERS.

Communication from City Attorney :

DEPARTMENT OF LAW,
CITY OF INDIANAPOLIS, }
May 7, 1894. }

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

GENTLEMEN—Late this evening I have received the enclosed letter from Messrs. W. L. Taylor and J. E. McCullough, of the Committee on the Revision of Ordinances, with the request that proper ordinances be introduced at this evening's meeting authorizing the publication of the revision.

I presume an appropriation ordinance will be necessary before the Board of Public Works can enter into a contract for the printing.

The communication from the committee came too late for the Board of Public Works and the City Comptroller, upon whose certificate and recommendation the appropriation should be made, to be communicated with.

I have drafted a general ordinance authorizing the Board of Public Works to procure the printing and binding of the ordinances, which I presume will be presented by one of your members.

I would respectfully suggest that said ordinance be referred to a proper committee, and that the communication from the revision committee be likewise referred, to the end that proper recommendations upon the subject may be made at your next meeting.

Respectfully,
 J. E. SCOTT,
City Attorney.

INDIANAPOLIS, May 7, 1894.

J. E. Scott, Esq., City Attorney:

DEAR SIR—The committee having charge of the revision of the general ordinances of the city, ask that provision be immediately made for printing and binding said ordinances.

Upon inquiry, we find that the cost of printing and binding will not exceed \$2,500 for one thousand copies or \$3,000 for fifteen hundred copies of the size contemplated, probably less than these figures.

We suggest that the necessary steps be taken to appropriate the necessary money and let the contract for printing at once.

Respectfully submitted,
 W. L. TAYLOR,
 J. E. McCULLOUGH,
Of Committee on Revision.

Which was read and referred to the Committee on Finance.

Communication from City Clerk:

BOARD OF SCHOOL COMMISSIONERS,
 SECRETARY'S OFFICE,
 INDIANAPOLIS, IND., May 7, 1894. }

Lee Nixon, Clerk of the City of Indianapolis:

DEAR SIR—On the 9th day of June next, being the second Saturday, an election will be held for the election of one School Commissioner from each of the following districts:

District No. 1. Voting place—School No. 1, corner New Jersey and Vermont streets.

District No. 2. Voting place—School No. 2, corner Walnut and Delaware streets.

District No. 9. Voting place—School No. 9, corner Vermont and Davidson streets.

District No. 10. Voting place—School No. 10, corner Home avenue and Ash street.

District No. 11. Voting place—School No. 11, corner Tennessee and Fourth streets.

Please to bring the matter before the Council that the legal notice may be given and the Judges and Inspectors appointed.

Very respectfully,
 EMMA B. RIDENOUR,
Ass't Secretary of the Board of School Commissioners.

Which was read and referred to Committee on Elections.

Communication from City Comptroller:

DEPARTMENT OF FINANCE.
OFFICE OF CITY COMPTROLLER,
INDIANAPOLIS, IND., May 7, 1894. }

To the President and Members of the Common Council :

GENTLEMEN—I herewith submit a statement from the Department of Law, asking for an additional appropriation for the use of that department. I recommend that the appropriation be made.

Respectfully,
P. C. TRUSLER,
City Comptroller.

DEPARTMENT OF LAW,
CITY OF INDIANAPOLIS,
May 7, 1894. }

Preston C. Trusler, City Comptroller :

SIR—The appropriation of \$2,500 to this department at the beginning of the fiscal year was inadequate and is nearly exhausted. There are pending suits and claims which could be advantageously compromised and expensive litigation avoided if funds were available for such purpose.

The Appellate Court has recently decided one of the tax refunding cases adversely to the city. There are about a dozen of these cases, involving a considerable sum. They have been pending about four years. Such of them as are found to be within the terms of the decided case should be adjusted without further litigation.

I think there should be an additional appropriation of \$6,000 to this department for judgments, compromises and costs. I shall take pleasure in furnishing you or the Finance Committee all needed information in detail.

I enclose an ordinance. If it meets with your approval, will you kindly certify in due form to the Council.

Respectfully,
J. E. SCOTT,
City Attorney.

Which was read and referred to Committee on Finance.

REPORTS FROM OFFICIAL BOARDS.

The following communication was received from the Board of Public Works :

DEPARTMENT OF PUBLIC WORKS.
OFFICE OF THE BOARD,
INDIANAPOLIS, May 7, 1894. }

Hon. William H. Cooper, President Common Council, City :

DEAR SIR—We herewith respectfully submit to you for your consideration and action thereon “An ordinance approving a certain contract, granting Frank Mummehoff the right to lay and maintain a switch or side-track across Alabama street, at a point 130 feet south of the south property line of Maryland street, in the City of Indianapolis.”

Very respectfully,

J. A. WILDMAN.
ANDREW KRAMER.
F. J. MEYER.
Board of Public Works.

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

REPORTS, ETC., FROM STANDING COMMITTEES.

Mr. Rauh, on behalf of the Committee on Finance, to whom was referred :

G. O. No. 18, 1894. An ordinance defining a part of the boundary line of the City of Indianapolis, Indiana, so as to extend the same, and annexing to the City of Indianapolis certain territory contiguous thereto; providing for the publication thereof, and fixing the time when the same shall take effect.

Made the following report :

INDIANAPOLIS, May 2, 1894.

Mr. President :

Your Committee on Finance, to whom was referred G. O. No. 18, pertaining to the annexation of West Indianapolis, have had the same under consideration and respectfully recommend the ordinance not to pass.

HENRY RAUH.
GEO. MERRITT.
CHARLES KRAUSS.
GEO. R. COLTER.
ED. G. STOTT.
J. R. ALLEN.
JAS. H. COSTELLO.

Which was read and concurred in.

Mr. Rauh, on behalf of the Committee on Finance, to whom was referred :

G. O. No. 22, 1894. An ordinance to license, tax and regulate the selling or giving away of any spirituous, vinous, or malt liquors in the City of Indianapolis, Indiana, or outside of said city, but within four miles of the corporate limits thereof, and matters connected therewith; fixing the license fee to be paid to said City of Indianapolis by all persons hereafter or heretofore acquiring licenses from the Board of Commissioners of Marion County, Indiana, to sell spirituous, vinous or malt liquors in the City of Indianapolis or outside of the City of Indianapolis, but within four miles of the corporate limits thereof; defining the term "retailer," providing a penalty for the violation thereof; repealing conflicting ordinances; providing for the publication of the same, and fixing the time when the same shall take effect.

Made the following report :

Mr. President :

Your Committee on Finance, to whom was referred G. O. No. 22, have had the same under consideration, and respectfully recommend that the ordinance be referred to the City Attorney for corrections and amendments.

HENRY RAUH.
GEO. MERRITT.
CHARLES KRAUSS.
GEO. R. COLTER.
ED. G. STOTT.
J. R. ALLEN.
JAS. H. COSTELLO.

Which was read and concurred in.

Mr. Rauh, on behalf of the majority of Committee on Finance, to whom was referred:

G. O. No. 4, 1894. An ordinance defining a part of the boundary lines of the City of Indianapolis, Indiana.

Made the following report:

Mr. President:

Your Committee on Finance, to whom was referred G. O. No. 4, pertaining to the annexation of North Indianapolis, have had the same under consideration, and respectfully recommend the ordinance not to pass.

HENRY RAUH.
ED. G. STOTT.
GEO. R. COLTER.
CHARLES KRAUSS.
JAS. H. COSTELLO.

Which was read.

Mr. Merritt, on behalf of the minority of Committee on Finance, to whom was referred G. O. No. 4, 1894, made the following report:

Mr. President:

We, the undersigned, members of the Finance Committee, to whom was referred G. O. No. 4, 1894, recommend that the ordinance be amended by striking out lines 27 to 42 inclusive, and insert in place thereof the following: "Along the center of Highland avenue to the east bank of the Canal, thence southeast on and along east bank of the Canal to the present corporation line, thence easterly and northerly along the present corporation line to the place of beginning," and when so amended we recommend it be passed.

GEO. MERRITT.
J. R. ALLEN.

Which was read.

Mr. Merritt moved that the minority report be substituted for the majority report.

Which motion was lost.

Mr. Rauh moved the adoption of the majority report.

Which motion prevailed.

Mr. Puryear, on behalf of the Committee on Public Morals, to whom was referred:

G. O. No. 26, 1894. An ordinance to prevent vice and immorality and to suppress houses for immoral purposes, and matters connected therewith, and fixing the time when the same shall take effect.

Made the following report:

INDIANAPOLIS, May 7, 1894.

To the President and Members of the Common Council:

Your committee, to whom was referred G. O. No. 26, have had the same under consideration, and respectfully recommend that the same be passed.

Respectfully submitted,

P. J. RYAN.
WM. KAISER.
J. A. PURYEAR.

Which was read and concurred in.

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

G. O. No. 33, 1894. An ordinance authorizing the improvement of the roadway of New Jersey street, in the City of Indianapolis, in Marion County, State of Indiana, from the north curb line of Washington street to the southeast property line of Massachusetts avenue, by grading and paving the roadway to a width of forty (40) feet, excepting the portion already paved at the intersections of Washington street and Ohio street, but including construction of junctions with the pavements, with the best quality of Standard Asphalt Sheet Pavement, made with the best quality of Standard Trinidad Asphalt (commonly known as Pitch Lake Asphalt, mined directly from Pitch Lake in the Island of Trinidad) or asphalt of a quality equal in all respects or superior thereto, by curbing with stone the outer edges of the sidewalks thereof, and paving and curbing the wings of all connecting streets and alleys, between the above-named points, not now properly paved or curbed.

Made the following report :

INDIANAPOLIS, May 7, 1894.

Mr. President:

Your committee, to whom was referred G. O. No. 33, 1894, concerning New Jersey street improvements, beg leave to recommend that the ordinance be passed.

LUCIUS W. DREW.
WM. HENNESSY.

Which was read and concurred in.

APPROPRIATION ORDINANCES.

By Mr. Shaffer :

App. O. No. 7, 1894. An ordinance appropriating the sum of six thousand dollars for the use of the Department of Law for the payment of judgments, compromises and costs.

SECTION 1. Be it ordained by the Common Council of the City of Indianapolis, Indiana, That there be and hereby is appropriated out of the funds remaining unexpended in the treasury of the City of Indianapolis to and for the use of the Department of Law of said city, the sum of six thousand dollars (\$6,000) for the payment of judgments, compromises and costs.

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

Which was read 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 Mr. Drew :

G. O. No. 34, 1894. An ordinance to provide for the printing and publication of the revised general ordinances of the City of Indianapolis.

SECTION 1. Be it ordained by the Common Council of the City of Indianapolis, Indiana, That the Board of Public Works be and it is hereby authorized to procure the printing and binding at the lowest obtainable rate, of not less than five hundred or more than one thousand copies of the Revised General Ordinances of the City of

Indianapolis, as prepared under general ordinance approved March 26, 1891, and for that purpose to incur the necessary expense on behalf of the said city, said copies to be disposed of as the said Board of Public Works may see fit.

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

Which was read first time and referred to Committee on Judiciary.

By Mr. Allen (by request):

G. O. No. 35, 1894. An ordinance defining a part of the boundary line of the City of Indianapolis, Indiana, so as to extend the same, and annexing to the City of Indianapolis certain territory contiguous thereto; providing for the publication thereof, and fixing the time when the same shall take effect.

SECTION 1. Be it ordained by the Common Council of the City of Indianapolis, Indiana, That the boundary line of the said City of Indianapolis from a point in the present corporation line on the east bank of Fall creek in the center of Manchester or Twenty-second street to the intersection of the center line of Brinkman or Seventeenth street with the center line of Rural avenue, be and the same is hereby extended so as to include the following described territory contiguous to the City of Indianapolis, Indiana, whether platted or not, which said following described contiguous territory is hereby annexed to and made a part of the territory constituting and forming the City of Indianapolis, Marion County, Indiana, to-wit: All that territory bounded as follows: Commencing at the present city limits in the center of Manchester or Twenty-second street on the east bank of Fall creek, thence east with the center of Manchester or Twenty-second street on the present corporation line to the center of Line avenue, thence south with the center of Line avenue on the present corporation line to the center line of Brinkman or Seventeenth street, thence east with the center line of Brinkman or Seventeenth street on the present corporation line and on east with said center line of Brinkman or Seventeenth street projected along the center of Brinkman or Sutherland street to the center line of Shade street, thence north along the center line of Shade street, and said center line projected, to the north line of Center township, thence west along the north line of said Center township to the east bank of Fall creek, thence southwest along the east bank of Fall creek following the meanderings of said Fall creek to the center of Manchester or Twenty-second street and the place of beginning, all of which said territory contiguous to the City of Indianapolis shall hereafter form a part of the said City of Indianapolis, and be within the jurisdiction of the same, and said territory is hereby consolidated with and made a part of the said City of Indianapolis.

SEC. 2. This ordinance shall be in full force and effect from and after its passage and publication for two consecutive weeks in *The Sun*, a daily newspaper of general circulation, printed and published in said City of Indianapolis, Marion County, Indiana.

Which was read first time and referred to Committee on Sewers, Streets and Alleys.

By Board of Public Works:

G. O. No. 36, 1894. An ordinance approving a certain contract, granting Frank Mummenhoff the right to lay and maintain a switch or sidetrack across Alabama street, at a point 130 feet south of the south property line of Maryland street, in the City of Indianapolis, Indiana.

WHEREAS, Heretofore, to-wit: On the 7th day of May, 1894, the Board of Public Works of the City of Indianapolis, made and entered into a certain contract with Frank Mummenhoff, of the County of Marion, State of Indiana, which contract is as follows:

WHEREAS, to-wit: On the 7th day of May, 1894, Frank Mummenhoff filed his petition before the Board of Public Works, of the City of Indianapolis, as follows:

PETITION.

INDIANAPOLIS, IND., May 7, 1894.

To the Board of Public Works of the City of Indianapolis:

GENTLEMEN—The undersigned, owner of a strip of ground beginning at a point 120 feet south of the south line of Maryland street; thence extending west, parallel with Maryland street, to a point 160 feet west of the west line of Alabama street; thence extending south, parallel to the west line of Alabama street, twenty feet; thence extending east, parallel to the south line of Maryland street, 160 feet, to the west line of Alabama street; thence north twenty feet, to the place of beginning, in the City of Indianapolis, Marion County, State of Indiana, respectfully petition you for the making of a contract by and between the undersigned and the City of Indianapolis, providing for a right of way for a switch or sidetrack to cross Alabama street, in said city, at a point 130 feet south of the south property line of Maryland street, to connect said real estate with a sidetrack owned by the Cleveland, Cincinnati, Chicago & St. Louis Railroad Company, according to the drawings herewith submitted, attached hereto, filed herewith and for greater certainty marked "Exhibit A."

Your petitioner prays that the privilege and authority herein requested shall be granted upon such terms and conditions as may hereafter be agreed upon by contract.

Very respectfully,

FRANK MUMMENHOFF.

NOW, THEREFORE, This agreement made and entered into this 7th day of May, 1894, by and between Frank Mummenhoff, of Marion County, State of Indiana, party of the first part, and the Board of Public Works of the City of Indianapolis, of Marion County, State of Indiana, party of the second part:

WITNESSETH, That said party of the first part, being desirous of securing a right of way for a switch or sidetrack over and across Alabama street, in the City of Indianapolis, at a point 130 feet, more or less, south of the south property line of Maryland street, hereby covenants and agrees and fully binds himself, his heirs, administrators, legal representatives and assigns that, in consideration of the granting of the privileges and authority herein given, he will lay, construct and maintain said switch or sidetrack upon the terms and conditions hereinafter set forth, viz:

1st. It shall be so laid, improved and kept in repair as to be safe for persons on foot, in vehicles, or otherwise, and shall at all times be subject to the orders and control of the Board of Public Works of the City of Indianapolis.

2d. Said track or switch shall be laid on such grade as shall be established by said Board and shall be put down under its supervision and to its satisfaction and approval. Said sidetrack or switch shall be raised or lowered to conform to any grade which may, from time to time, be hereafter established whenever so ordered in writing by said Board.

3d. The crossing where said sidetrack or switch intersects Alabama street, shall, at all times, be kept improved, and in repair and free from defects or obstructions of any kind. No car or cars shall be permitted to obstruct such crossing or to be thereon except for such time as may be absolutely necessary in moving them back and forth, but they shall, at no time, be stopped or detained thereon in such a manner as to obstruct public travel.

4th. Said party of the first part agrees, at the pleasure and written order of said Board, to take up and remove said sidetrack or switch, and upon his failure so to do, upon such notification, in writing, of ten days, to promptly pay the cost of having the same done. And said party of the first part hereby releases all claim for damages whatsoever that may arise by reason of such removal, and said Board, or said city, in removing said sidetrack or switch, or in causing the same to be done, shall, in no wise be or become a trespasser.

5th. In case the said sidetrack or switch shall be or become out of repair or in need of being reconstructed or becomes in any way defective (of which facts the said Board shall be the exclusive judge) it shall be the duty of the said party of the first part to promptly repair or improve the same, and failing in which, after a notifica-

tion, in writing, of ten days, said Board shall do or cause the same to be done at the expense of said party of the first part, and for which expense and cost said party of the first part shall be liable.

6th. The said party of the first part, hereby binds himself to hold the said party of the second part, and said city, harmless from any and all claims for damages growing out of the existence, maintenance or use of said side track or switch, and to pay any judgment, with costs, that may be, on that account, rendered against it or said city.

7th. Any violation of any provision of this instrument by said party of the first part, or by any one for him, or at his instance or permission, shall operate as an immediate and absolute forfeiture of all the privileges and authority granted or given by this contract, provided, however, the same may be terminated, without cause, at the pleasure of said Board as hereinbefore set forth in clause four.

The said party of the second part, by virtue of the provisions 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 100,000 population according to the last preceding United States census, and matters connected therewith and declaring an emergency," approved March 6, 1891, and in consideration of the things hereinbefore set forth, and upon the terms and conditions of the things herein stipulated, hereby gives, grants and duly vests said party of the first part, the right, privilege and authority to lay and maintain a single switch or sidetrack over and across Alabama street, as and for the purpose prayed in his petition which is set forth in the preamble hereto, and as shown by the drawings attached and made part thereof and marked "Exhibit A."

IN WITNESS WHEREOF, We have hereunto set our hands, this 7th day of May, 1894.

THE CITY OF INDIANAPOLIS,

By J. A. WILDMAN,
ANDREW KRAMER,
F. J. MEYER,

Board of Public Works, party of the second part.

FRANK MUMMENHOFF,

Party of first part.

WHEREAS, Said contract has been submitted by said Board to the Common Council of the City of Indianapolis, for its consideration and action; now, therefore,

SECTION 1. Be it ordained by the Common Council of the City of Indianapolis, Indiana: That said contract, above set forth, be and the same is hereby, in all things, confirmed and approved.

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

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

By Mr. Cooper:

G. O. No. 37, 1894. An ordinance providing for the change of the name of Tennessee street to Capitol avenue, and fixing the time when the same shall take effect.

SECTION 1. Be it ordained by the Common Council of the City of Indianapolis, Indiana, That the name of that part of Tennessee street from the south end of said street at Morris street north to the present city limits at the center line of Twenty-sixth street, said Tennessee street being the first street east of the State Capitol building and running north and south in said city one square west of Illinois street, be and the same is hereby changed to Capitol avenue.

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

Which was read first time and referred to Committee on Sewers, Streets and Alleys.

MISCELLANEOUS BUSINESS.

Under this order of business, Mr. Colter offered the following resolution:

WHEREAS, It would facilitate the disposition of business and tend to avoid litigation to secure the opinion of the City Attorney at the earliest opportunity; therefore, be it

Resolved, That every ordinance proposed or offered by any member of the Common Council shall be accompanied by the opinion of the City Attorney that the same is legal.

Which was passed by the following vote:

AYES 11—viz: Messrs. Colter, Costello, Hennessy, Koehring, Magel, Murphy, O'Brien, Puryear, Ryan, Schmid and Shaffer.

NAYS 9—viz: Messrs. Allen, Drew, Kaiser, Krauss, Merritt, Rauh, Stein, Young and President Cooper.

ORDINANCES ON SECOND READING.

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

G. O. No. 33, 1894. An ordinance authorizing the improvement of the roadway of New Jersey street, in the City of Indianapolis, in Marion County, State of Indiana, from the north curb line of Washington street to the southeast property line of Massachusetts avenue, by grading and paving the roadway to a width of forty (40) feet, excepting the portion already paved at the intersections of Washington street and Ohio street, but including construction of junctions with the pavements, with the best quality of Standard Asphalt Sheet Pavement, made with the best quality of Standard Trinidad Asphalt (commonly known as Pitch Lake Asphalt, mined directly from Pitch Lake in the Island of Trinidad,) or asphalt of a quality equal in all respects or superior thereto, by curbing with stone the outer edges of the sidewalks thereof, and paving and curbing the wings of all connecting streets and alleys, between the above-named points, not now properly paved or curbed.

And was passed by the following vote:

AYES 15—viz: Messrs. Colter, Drew, Hennessy, Kaiser, Koehring, Krauss, Merritt, O'Brien, Puryear, Rauh, Ryan, Schmid, Stein, Young and President Cooper.

NAYS 5—viz: Messrs. Allen, Costello, Magel, Murphy and Shaffer.

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

G. O. No. 18, 1894. An ordinance defining a part of the boundary line of the City of Indianapolis, Indiana, so as to extend the same, and annexing to the City of Indianapolis certain territory contiguous thereto; providing for the publication thereof, and fixing the time when the same shall take effect.

And, on motion of Mr. Rauh, was stricken from the files by the following vote:

AYES 19—viz: Messrs. Allen, Colter, Costello, Drew, Hennessy, Kaiser, Krauss, Magel, Merritt, Murphy, O'Brien, Puryear, Rauh, Ryan, Schmid, Shaffer, Stein, Young and President Cooper.

NAYS 1—viz: Mr. Koehring.

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

G. O. No. 4, 1894. An ordinance defining a part of the boundary lines of the City of Indianapolis, Indiana.

Mr. Drew moved that G. O. No. 4, 1894, be referred back to Committee on Finance for further consideration.

The ayes and nays being called for, the motion was lost by the following vote:

AYES 5—viz: Messrs. Allen, Kaiser, Koehring, Merritt and Stein.

NAYS 15—viz: Messrs. Colter, Costello, Drew, Hennessy, Krauss, Magel, Murphy, O'Brien, Puryear, Rauh, Ryan, Schmid, Shaffer, Young and President Cooper.

Mr. Rauh moved that G. O. No. 4, 1894, be stricken from the files.

Which motion was carried by the following vote:

AYES 12—viz: Messrs. Colter, Costello, Hennessy, Kaiser, Krauss, Magel, Murphy, O'Brien, Puryear, Rauh, Ryan and Schmid.

NAYS 8—viz: Messrs. Allen, Drew, Koehring, Merritt, Shaffer, Stein, Young and President Cooper.

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

G. O. No. 26, 1894. An ordinance to prevent vice and immorality and to suppress houses for immoral purposes, and matters connected therewith, and fixing the time when the same shall take effect.

And was passed by the following vote:

AYES 20—viz: Messrs. Allen, Colter, Costello, Drew, Hennessy, Kaiser, Koehring, Krauss, Magel, Merritt, Murphy, O'Brien, Puryear, Rauh, Ryan, Schmid, Shaffer, Stein, Young and President Cooper.

NAYS—None.

On motion of Mr. Rauh, the Common Council, at 9:30 o'clock P. M., adjourned.

W. H. Cooper

President.

ATTEST:

L. H. Murphy

City Clerk.