

REGULAR MEETING.

COUNCIL CHAMBER,
CITY OF INDIANAPOLIS,
June 5, 1899. }

The Common Council of the City of Indianapolis met in the Council Chamber, Monday evening, June 5, 1899, at 8 o'clock, in regular meeting.

Present, Hon. John H. Mahoney, President of the Common Council, in the chair, and 17 members, viz.: Messrs. Bernauer, Clark, Colter, Costello, Crall, Higgins, Knight, Little, Madden, Merrick, Moffett, McGrew, Rauch, Scanlon, Shaffer, Smith and Von Spreckelsen.

Absent—3, viz.: Messrs. Allen, Bowser and Harston.

The Clerk proceeded to read the Journal, whereupon Councilman Clark 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,
INDIANAPOLIS, IND., May 20, 1899. }

To the President and Members of the Common Council:

Gentlemen—I have this day approved the following ordinance:

App. O. No. 11, 1899. An ordinance appropriating \$2,000 for the use of the Department of Public Health and Charities, to be credited to the fund known as "Contagious Disease Fund."

Respectfully submitted,

T. TAGGART,
Mayor.

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, IND., June 5, 1899. }

Mr. E. M. Johnson, City Comptroller:

Dear Sir—We beg to request that you recommend an appropriation, for the use of this Department, in the sum of \$1,500, to be expended in maintaining vapor lights. There was appropriated for this purpose for the fiscal year 1899, the sum of \$3,000. The Board made a contract for the first six months of 1899, and calculating the price to be the same for the last six months, the additional sum mentioned will be required.

Very respectfully,

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

Approved June 5, 1899.

E. M. JOHNSON,
City Comptroller.

Which was read and referred to Committee on Finance.

REPORTS, ETC., FROM STANDING COMMITTEES.

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

G. O. No. 18, 1899. An ordinance approving a certain contract, granting Adams Brick Company the right to lay and maintain a switch or side-track across the first alley west of Yandes street, in the City of Indianapolis, Indiana.

Made the following report:

INDIANAPOLIS, IND., May 31, 1899.

Mr. President:

We your Committee on Contracts and Franchises have had under consideration G. O. No. 18, 1899, and do respectfully recommend that the same do pass.

GEO. R. COLTER.
 E. W. LITTLE.
 JOHN A. VON SPRECKELSEN.
 GEO. W. SHAFFER.
 JOHN H. SCANLON.
 ALBERT E. RAUCH.
 W. W. KNIGHT.

Which was read and concurred in.

Mr. McGrew, on behalf of the Committee on Public Property and Improvements, to which was referred :

G. O. No. 22, 1899. An ordinance authorizing the sale of certain real estate belonging to the City of Indianapolis, and fixing the time when the same shall take effect.

Made the following report :

INDIANAPOLIS, IND., June 5, 1899.

Mr. President:

We, your Committee on Public Property and Improvements, have had under consideration G. O. No. 22, 1899, and do respectfully recommend that the same do pass.

JAS. W. MCGREW.
RICHARD MERRICK.
JOHN H. CRALL.

Which was read and concurred in.

Mr. Knight, on behalf of the Committee on Railroads, to which was referred :

G. O. No. 20, 1899. An ordinance requiring the Pittsburg, Cincinnati, Chicago & St. Louis Railroad Company, to station a flagman at the crossing of Minnesota street, providing a penalty for the violation thereof, and fixing the time when the same shall take effect.

Made the following report :

INDIANAPOLIS, IND., June 5, 1899.

Mr. President:

We, your Committee on Railroads have had under consideration G. O. No. 20, 1899, and respectfully recommend that the same do pass.

W. W. KNIGHT.
E. W. LITTLE.
EDWARD E. BERNAUER.
JOHN M. HIGGINS.
GEO. R. COLTER.
JOHN H. CRALL.

Which was read and concurred in.

APPROPRIATION ORDINANCES.

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

By Mr. Costello :

App. O. No. 12, 1899. An ordinance appropriating the sum of fifteen hundred dollars for the use of the Department of Public Works of the City of Indianapolis, Indiana, 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, out of any funds in the City Treasury of said City not otherwise appropriated, the sum of fifteen hundred dollars (\$1,500), for the use of the Department of Public Works, said sum to be credited to the fund known as the "Vapor Light Fund."

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 Committee on Finance.

INTRODUCTION OF GENERAL AND SPECIAL ORDINANCES.

Under this order of business the following ordinances were introduced:

By Mr. Moffett (by request):

G. O. No. 23, 1899. An ordinance permitting Thomas X. Logan to erect a frame building within the fire limits of the City of Indianapolis, 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 permission be and the same is hereby given to Thomas X. Logan, to erect a frame building upon one hundred sixty-seven and six-twelfths (167 6-12) feet off of the east end of lot twenty-four (24), out-lot one hundred forty-seven (147) in said 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 Committee on Public Safety and Comfort.

By Mr. McGrew:

G. O. No. 24, 1899. An ordinance providing for the payment of the cost of sprinkling out of the general fund of the Treasury of the City, 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 cost of sprinkling all streets and alleys in said city, done under contract hereafter entered into by such city, through the Board of Public Works thereof, under and pursuant to section eighty-nine (89), ninety (90) and ninety-one (91) of the City Charter, as amended by an act of the General Assembly of the State of Indiana, approved March 4th, 1899, shall be paid out of the general funds of the Treasury of said City.

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 Judiciary.

By Mr. Rauch (by request):

G. O. No. 25, 1899. An ordinance prohibiting the location, erection, construction or building hereafter of stock yards within the corporate limits of the City of Indianapolis, and also prohibiting the engaging in or carrying on of the general business of handling, feeding, selling or otherwise disposing of hogs, cattle, sheep, horses or other live stock of any kind whatsoever at any such stock yards; providing a penalty for the violation thereof, and for the publication of the same 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 it shall hereafter be unlawful for any person, firm or corporation to locate, erect, construct or build within the corporate limits of the City of Indianapolis any yards, buildings, pens or structures of any kind whatsoever to be used or intended to be used as a stock yards or a place or places where hogs, cattle, sheep, horses or other live stock of any kind may be kept, stored, cared for or otherwise handled and disposed of, and to be used or intended to be used as a common sales yards, or stock yards, wherein shall be carried on the general business of handling, feeding, selling or otherwise disposing of hogs, cattle, sheep, horses or other live stock of any kind whatsoever.

Sec. 2. It shall be unlawful for any person, firm or corporation to engage in or carry on the general business of handling, feeding, selling or otherwise disposing of hogs, cattle, sheep, horses or other live stock of any kind whatsoever at any yards, buildings, pens, or structures of any kind whatsoever hereafter located, erected, constructed or built within the corporate limits of the City of Indianapolis to be used or intended to be used as a common sales yard, or stock yards, wherein shall be carried on the general business of handling, feeding, selling or otherwise disposing of hogs, cattle, sheep, horses or other live stock of any kind whatsoever.

Sec. 3. Any person, firm or corporation, or any member or officer thereof, violating any of the provisions of this ordinance shall, upon conviction thereof, be fined in any sum not less than \$100.00 nor more than \$500.00, to which may be added imprisonment for any period not exceeding ninety days, and each day's continuance of such violation of this ordinance shall constitute a separate offense.

Sec. 4. This ordinance shall be in full force and effect from and after its passage and publication thereof one day each week for two successive weeks in the Indianapolis Sentinel, 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 Judiciary.

MISCELLANEOUS BUSINESS.

Mr. McGrew offered the following petition:

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

We, the undersigned, citizens of West Indianapolis, view with alarm the effort made by petition to the Council of the City of Indianapolis against the building of the Interstate Stock Yards in our midst. We

do hereby petition your honorable body the City Council to NOT interfere with the proposed improvement of the Interstate Stock Yards Company on the site they have selected.

(Signed by five hundred citizens of West Indianapolis.)

Which was read and referred to Committee on Judiciary.

ORDINANCES ON SECOND READING.

On motion of Mr. Colter, the following entitled ordinance was taken up:

G. O. No. 78, 1898. An ordinance declaring the emission into the open air of dense smoke, containing soot or other deleterious substances, from the smoke stacks, chimneys or flues of any building or structure within the City of Indianapolis, to be a nuisance, and prohibiting the same, providing penalties for the violation thereof, and fixing a time when the same shall take effect.

Mr. Little offered the following amendment to G. O. No. 78, 1898:

Section 1½. The word "structure" wherever used in this ordinance shall be so construed as to include all stationary and movable engines, locomotives, and other machines and mechanical appliances, in or about which coal, or other fuel is used, and from which smoke is or may be emitted.

Mr. Colter moved to lay Mr. Little's amendment on the table.

Which motion prevailed.

Mr. Colter moved that G. O. No. 78, 1898, be ordered engrossed.

Mr. Little moved to lay Mr. Colter's motion on the table.

Which motion was lost by the following vote:

AYES 4, viz: Messrs. Higgins, Little, Madden and McGrew.

NAYS 14, viz: Messrs. Bernauer, Clark, Colter, Costello, Crall, Knight, Merrick, Moffett, Rauch, Scanlon, Shaffer, Smith, Von Spreckelsen and President Mahoney.

The question being on Mr. Colter's motion.

Which motion prevailed.

G. O. No. 78, 1898, was then read a third time.

And was passed by the following vote :

AYES 12, viz: Messrs. Bernauer, Clark, Colter, Costello, Crall, Knight, Merrick, Moffett, Rauch, Shaffer, Von Spreckelsen and President Mahoney.

NAYS 6, viz: Messrs. Higgins, Little, Madden, McGrew, Scanlon and Smith.

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

G. O. No. 20, 1899. An ordinance requiring the Pittsburg, Cincinnati, Chicago & St. Louis Railroad Company to station a flagman at the crossing of Minnesota street, providing a penalty for the violation thereof, and fixing a time when the same shall take effect.

And was passed by the following vote :

AYES 18, viz: Messrs. Bernauer, Clark, Colter, Costello, Crall, Higgins, Knight, Little, Madden, Merrick, Moffett, McGrew, Rauch, Scanlon, Shaffer, Smith, Von Spreckelson and President Mahoney.

NAYS—None.

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

G. O. No. 18, 1899. An ordinance approving a certain contract, granting Adams Brick Company the right to lay and maintain a switch or side-track across the first alley west of Yandes street, in the City of Indianapolis, Indiana.

And was passed by the following vote :

AYES 17, viz: Messrs. Bernauer, Clark, Colter, Costello, Crall, Higgins, Knight, Madden, Merrick, Moffett, McGrew, Rauch, Scanlon, Shaffer, Smith, Von Spreckelsen and President Mahoney.

NAYS 1, viz: Mr. Little.

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

G. O. No. 22, 1899. An ordinance authorizing the sale of certain real estate belonging to the City of Indianapolis, and fixing the time when the same shall take effect.

And was passed by the following vote:

AYES 18, viz: Messrs. Bernauer, Clark, Colter, Costello, Crall, Higgins, Knight, Little, Madden, Merrick, Moffett, McGrew, Rauch, Scanlon, Shaffer, Smith, Von Spreckelsen and President Mahoney.

NAYS—None.

On motion of Mr. Crall, the Common Council, at 8:40 o'clock P. M., adjourned.

Geo. H. Mahoney
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President.

ATTEST:

Alfred H. Suckinger
City Clerk.