

PROCEEDINGS OF COMMON COUNCIL.

REGULAR SESSION—APRIL 20, 1891.

The Common Council of the City of Indianapolis met in the Council Chamber, Monday evening, April 20th, A. D. 1891, at 8:00 o'clock, in regular session.

PRESENT—Hon. Manford D. Yontz, President of the Common Council in the Chair, and 20 members, viz: Councilmen Austin, Burns, Cooper, Davis, Dunn, Gasper, Gauss, Markey, Martindale, Murphy, Myers, McGill, Nolan, Olsen, Pearson, Rassmann, Stechhan, Trusler, and Weber.

ABSENT, 5—viz: Councilmen Coy, Hicklin, Sherer, Sweetland, and Woollen.

The Proceedings of the Common Council for the special session held March 30th; the adjourned session held March 31st; the regular session held April 6th, and the adjourned session held April 13th, 1891, having been printed and placed upon the desks of the Councilmen, said Journal was approved as published.

COMMUNICATIONS, ETC., FROM THE MAYOR.

His Honor, the Mayor, presented the following communication; which was received:

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

Gentlemen:—I have approved General Ordinance number five (5), General Ordinance number seven (7), General Ordinance number nine (9) and General Ordinance number eight (8); also, Appropriation Ordinance number two (2), and Resolutions number three (3) and four (4.)

Respectfully submitted,

THOMAS L. SULLIVAN, Mayor.

REPORTS FROM CITY OFFICERS.

The City Clerk, on behalf of the Board of Public Works, submitted the following petition; which was referred to the City Attorney, with instructions to draft the necessary ordinance:

DEPARTMENT OF PUBLIC WORKS, OFFICE OF THE BOARD, }
Indianapolis, April 15th, 1891. }

To the Common Council, City of Indianapolis:

Gentlemen:—The Board of Public Works respectfully refer to you for your consideration, the attached petition of citizens of the City of Indianapolis, asking that flagmen be placed at the crossing of Madison avenue with the J., M. & I., R. R. Co., near Lincoln Lane and Palmer street.

Very respectfully,

A. W. CONDUIT, Ch'n.

Indianapolis, April 9th, 1891.

To the President and Superintendent of the J., M. & I. R. R. Co.:

Gentlemen:—The undersigned, citizens and residents of the City of Indianapolis, would respectfully represent that the crossings at Madison avenue, near Lincoln Lane, and Palmer street, are, in our opinion, dangerous, and becoming more so, and require a flagman at one or both places. We therefore respectfully ask that at least one switchman be employed to serve at such place in that neighborhood as may be deemed best by you, either on Madison avenue or Palmer street.

V. Buchman, E. H. Dean, J. M. Dwyer, John Coburn,
H. H. Krieger, John Flinn—and 30 others.

REPORTS FROM STANDING COMMITTEES.

The Committee on Rules, through Councilman Markey, submitted the following report:

To the President and Common Council:

Gentlemen:—Your Committee on Rules, to whom was referred the matter of preparing and presenting a new set of Rules and Regulations for the government of the Common Council, would respectfully report that they have had the subject under consideration, and herewith make recommendations, as follows:

That the Rules and Regulations adopted by the Common Council in October, 1890, be amended in the particulars hereinafter set forth, to-wit:

In Rule 2, strike out all after the words "after, those of the negative."

In Rule 15, strike out the words "except the passage of any appropriation ordinance," occurring after the words "when any question." In the same Rule, after the words "regular meeting," insert the words "Provided, that no such motion shall be introduced at the next or any subsequent meeting, unless the member intending to make the same, shall have given written notice of such intention at the meeting at which the vote which he desires to have reconsidered was taken."

Strike out all of Rule 18, and insert in lieu thereof the following: "18. No ordinance shall be passed by the Common Council on the same day or the same meeting that it was introduced, except by unanimous consent."

After the words "within the time," in the last line of Rule 28, insert the words "and manner."

Strike out all of Rule 29.

Amend Rule 32, by adding thereto the following: "But no ordinance, order or resolution shall be passed, or ordinance engrossed, which shall not have received the votes of a majority of all members constituting the Common Council."

Strike out all of Rules 42 and 43.

Amend Rule 46 as follows: After the word "except," in line 2, strike out the words "Finance Committee," and insert in lieu thereof the words "Ways and Means Committee." Also, strike out the words "Mayor, with the advice and consent of the Council," in line 4, and insert in lieu thereof the word "President." Also, in the list of Committees, strike out the word "Finance," and insert in lieu thereof the words "Ways and Means." Also, in the same list, after the word "Printing," insert the word "Police." Also, in the first line of said Rule which follows the list of Committees, strike out the word "Mayor," and insert in lieu thereof the word "President."

Strike out all of Rule 47, and insert in lieu thereof the following: "It shall be the duty of the Committee on Ways and Means to report ordinances making the annual tax levies, fixing the salaries of officers and employes, and make appropriations to meet the several items of expense that are appropriately chargeable against the city."

Strike out Rule 48, and insert in lieu thereof the following: "It shall be the duty of the various other committees provided for in Rule 46, to fully investigate and re-

port, within the time fixed by Rule 12, on all ordinances, or items thereof, or other matters referred to them by the Common Council."

Strike out all of Rules 49 and 50.

Strike out all of Rule 51, and insert in lieu thereof the following: "The Proceedings of the Common Council shall be printed by the City Clerk, and he shall enter therein at length all the proceedings taken upon any and all matters coming before them."

Amend Rule 52, by striking out the word "Mayor," in line 5, and inserting in lieu thereof the word "President." Also, by striking out the words "President *pro tem.*" in lines 6 and 7, and inserting in lieu thereof the word "Vice President."

Amend Rule 55, as follows: Strike out all following the letter "A." Strike out all following the letter "B." After the first line which follows the letter "E," strike out the subdivisions numbered from 1 to 5, both inclusive, and insert in lieu thereof, the following:

- "1. Board of Public Works;
- "2. Board of Public Safety;
- "3. Department of Public Health," etc.

Strike out all after the letter "H." Strike out the word "Finance," in the list of Committees, and insert in lieu thereof the words "Ways and Means." Also, insert the word "Police," after the word "Printing," in said list.

Strike out all of Rule 58.

Strike out all of Rule 60.

After Rule 61, insert the following: "Special meetings of the Common Council may be held upon calls, made as follows: By the Mayor, or by the President, or by any five members of the Common Council. In case of a call for a special meeting, in whatever manner made, it shall be the duty of the person or persons authorizing the same, to duly notify the City Clerk thereof; and it shall be the duty of that officer to cause notices of such meeting to be served upon each member, either in person or by notice left at his place of residence."

That your Committee recommends that when said Rules and Regulations be so amended and re numbered in consecutive order, that they be accepted, approved and adopted for the future government of this Common Council.

Most respectfully submitted,

Thomas Markey,
John R. Pearson,
Robt. C. McGill,
Committee on Rules.

Councilman Markey moved to adopt the report.

Councilman Nolan moved as a substitute, to refer to the Committee on Judiciary.

Councilman Trusler moved to lay Councilman Nolan's motion on the table.

Which was adopted.

The motion offered by Councilman Markey, was then adopted by the following vote:

AYES, 12--viz: Councilmen Burns, Cooper, Davis, Dunn, Gasper, Markey, Martindale, Myers, McGill, Pearson, Trusler, and President Yontz.

NAYS, 8--viz: Councilmen Austin, Gauss, Murphy, Nolan, Olsen, Rassmann, Stechban, and Weber.

Councilman Murphy raised the point of order, that it took a two-thirds vote to adopt the Rules as read.

The President overruled the point of order.

Councilman Murphy appealed from the decision of the Chair.

The decision of the President was sustained by the following vote :

AYES, 11—viz: Councilmen Burns, Cooper, Davis, Dunn, Gasper, Markey, Martindale, Myers, McGill, Pearson, and Trusler.

NAYS, 8—viz: Councilmen Austin, Gauss, Murphy, Nolan, Olsen Rassmann, Stechhan, and Weber.

INTRODUCTION OF GENERAL AND SPECIAL ORDINANCES.

Under this order of business the following entitled ordinances were introduced :

By Councilman Rassmann. Read the first time :

G. O. 10, 1891—An ordinance creating the office of Building Inspector, defining the powers and duties attached thereto; authorizing the inspection of buildings and other structures; regulating their construction and repair; requiring the issuance of a license or permit in such cases, before any work shall be begun; fixing a penalty for the violation thereof; repealing an ordinance entitled "An ordinance regulating the construction, repair and maintainance of buildings in the City of Indianapolis. and providing penalties for the violation thereof;" ordained and established June 9, 1890, and repealing all other ordinances or parts of ordinances in conflict therewith.

On motion by Councilman Pearson, the above General Ordinance No. 10, 1891, was made the special order of business for the next meeting of the Council.

Councilman Pearson moved to refer to the Judiciary Committee.

Adopted.

By Councilman Trusler. Read the first time :

G. O. 11, 1891—An ordinance regulating the numbering of houses and lots in the in the City of Indianapolis.

On motion by Councilman Pearson, the Rules were suspended for the purpose of placing G. O. No. 11, 1891, on its final passage; which was unanimously adopted by the following vote :

AYES, 17—viz: Councilmen Austin, Burns, Cooper, Dunn, Gauss, Markey, Martindale, Murphy, Myers, McGill, Nolan, Olsen, Pearson, Rassmann, Trusler, Weber, and President Yontz.

YAYS—None.

G. O. 11, 1891, was then read the second time, ordered engrossed, read the third time and passed, by the following vote :

AYES, 16—viz: Councilmen Austin, Burns, Cooper, Dunn, Gauss, Markey, Martindale, Murphy, Myers, Nolan, Olsen, Pearson, Rassmann, Trusler, Weber, and President Yontz.

NAYS—None.

By Councilman Myers. Read the first time :

G. O. 12, 1891—An ordinance regulating and fixing the salary of the Clerk of the Board of Public Works of the City of Indianapolis.

Councilman Nolan moved that a committee of three be appointed to draft resolutions of sympathy for the family of the late ex-Councilman, H. S. Bigham.

Which was adopted.

The President appointed Councilmen Nolan, Burns and Myers to act on the above committee.

On motion, the Common Council then adjourned.

W. D. Yontz , President.
Attest: *W. D. Swift* , City Clerk.