

# PROCEEDINGS OF COMMON COUNCIL.

REGULAR SESSION—JANUARY 17, 1881.

The Common Council of the City of Indianapolis met in the Council Chamber, on Monday evening, January 17th, A. D. 1881, at seven o'clock, in regular session.

PRESENT—Hon. John Caven, Mayor, and, *ex officio*, President of the Common Council, in the chair, and 24 members, viz.: Councilmen Bedford, Bernhamer, Bryce, Caylor, Dean, Dowling, Downey, Fultz, Harrold, Kahn, Koller, Lamb, Lang, Maur, Morrison, McKay, O'Connor, Pearson, Prier, Pritchard, Shilling, Thalman, Van Vorhis and Yoke.

ABSENT—Councilman White—1.

The Proceedings of the Common Council, for the regular session held on January 3d, 1881, having been printed, and placed on the desks of the Councilmen, said Journals were approved as published.

## COMMUNICATIONS, ETC., FROM THE MAYOR.

His Honor, Mayor Caven, submitted the following report; which was received:

*Indianapolis, Ind., January 17th, 1881.*

To the Common Council and Board of Aldermen of the City of Indianapolis:

*Gentlemen:*—The amount of Mayor's fees collected by me during the month of December, 1880, was \$207.71; policemen's witness fees, \$142.19; fines to the City Treasurer, \$15.75; and for the Home for Friendless Women for October, November and December, 1880, \$171.85, which amounts I have paid to the City Treasurer, and filed his receipt therefor with the City Clerk; making a total of \$537.50.

Respectfully submitted,

J. CAVEN, Mayor.

His honor Mayor Caven presented the following communication, which was received, and the request granted:

*Indianapolis, Ind., January 15th, 1881.*

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

*Gentlemen:*—At a meeting of the survivors of the Volunteer Fire Department of Indianapolis, the undersigned were directed to request you to allow them the

use of the Council Chamber for an adjourned meeting to be held on Thursday, January 20th. 1881, in the evening.

Trusting that you may be pleased to grant this request, we subscribe ourselves  
Very respectfully,

Fred Knefler,  
Geo. W. Sloan.

His honor, the Mayor, presented the following petition; which was referred to the Committee on Judiciary:

To the Mayor, Common Council, and Board of Aldermen of the City of Indianapolis:

*Gentlemen*.:—Your petitioner respectfully represents that about some time in the fall of 1858 he bought from Josephine Loux, the widow of Joseph Loux, a certain parcel of real estate situated in the City of Indianapolis, described as follows, to-wit: Commencing at a point 184 feet north from Washington street, on the west line of out lot No. 65, thence east 25 feet, thence north 36 feet and 11 inches, thence west 25 feet, and thence south to the place of beginning. And said Mrs. Josephine Loux died without having executed a deed to your petitioner.

And your petitioner further says that on or about the 29th day of May, 1876, under a proceeding to open Court street through said out lot 65, the above described parcel of land was condemned, and damages assessed in favor of an unknown owner for \$100; and your petitioner represents that he was in truth and equity the owner of said land and entitled to said damages, and is ready to make proof thereof, and also to make to the city such title as may be necessary to secure the city in the peaceable enjoyment of said real estate.

And as in duty bound your petitioner will ever pray.

WM. JOHN WALLACE.

Indianapolis, January 17th.

#### REPORTS, ETC., FROM CITY OFFICERS.

The City Clerk submitted the following report; which was concurred in:

To the Mayor, Common Council, and Board of Aldermen:

*Gentlemen*.:—I herewith report the following entitled affidavits, now on file in my office, for the collection of street assessments by precepts, to-wit:

John L. Spaulding vs. Emeline Robinson, for.....	5 70
John L. Spaulding vs. Emeline Robinson, for.....	5 70
John L. Spaulding vs. Penelope Mann, for.....	5 10
Fred Gansberg vs. Margaret M. Howe, for.....	11 40
James Mahony vs. Arthur G. Fosdyke, for.....	77 00
Fred Gansberg vs. Frank McWhinny, for.....	25 15
Fred Gansberg vs. Margaret Anderson, for.....	16 18
Fred Gansberg vs. Margaret Anderson, for.....	17 74
Fred Gansberg vs. Mary Coulter, for.....	20 28

And recommend that you order the precepts to issue.

Respectfully submitted,

JOS. T. MAGNER, City Clerk.

And the precepts ordered to issue by the following vote:

**AYES, 13**—viz. Councilmen Bryce, Downey, Fultz, Harrold, Kahn, Lamb, Lang, O'Connor, Pearson, Prier, Pritchard, Shilling and Yoke.

**NAYS, 3**—viz: Councilmen McKay, Thalman and Van Vorhis.

The City Attorney submitted the following report; which was concurred in, except the clause relative to the case of Mary M. Springer vs. The City, which was referred to the Committee on Judiciary:

*Indianapolis, January 17th, 1881.*

To the Mayor, Common Council, and Board of Aldermen of the City of Indianapolis:

*Gentlemen:*—I beg leave to report that the Supreme Court of the State has affirmed the judgment of Margaret Dougherty et al. vs. The City.

This was an action for personal injuries sustained by the plaintiff, Margaret Dougherty, by being thrown out of a buggy by reason of certain obstructions in Indiana avenue.

The case was tried in September, 1876, and resulted in a verdict in favor of the plaintiff for \$3,000. Judgment was entered on the verdict October 11th, 1876. An appeal was taken to the general term, in which court the judgment was affirmed February 5th, 1877. The case was afterwards appealed to the Supreme Court, where the same was pending at the commencement of my term of office.

The judgment rendered in this cause having been affirmed by the court of last resort, the city will be compelled to pay the same, with 6 per cent. interest from October 11th, 1876, the date of the rendition thereof.

The case of Mary M. Springer vs. The City was tried at the November term, 1880, of the Superior Court, and resulted in a verdict for the plaintiff of \$1,500. Since that time the case has been awaiting the decision of the court on the defendant's motion for a new trial. On last Thursday the court overruled said motion, as also a motion for judgment on the special finding of the jury, and entered judgment on the verdict.

This was an action for personal injuries sustained by plaintiff by the horse she was driving becoming frightened and backing off of the West Michigan street fill. The plaintiff offers to accept \$1,000 and costs in settlement of the judgment, and while I am of the opinion that the judgment could be reversed, yet in view of the fact that a judgment might eventually be recovered against the city, it would probably be best to settle the claim if a satisfactory compromise could be effected. I would recommend the payment of \$500, if the judgment could be settled for that amount. I desire also to urge upon the Council and Board the necessity of taking some steps to provide for the security of travelers on this road, as the continuance of it in its present condition may involve the city in further liability.

The case of George Cimmermon vs. The City was tried by a jury at the present term of the Superior Court, and resulted in a verdict in favor of the city. This was an action for personal injuries alleged to have been sustained by being thrown out of a wagon by reason of a defective gutter at the corner of Michigan street and Massachusetts avenue.

The gutter in question might cause other accidents, and I recommend that the Street Commissioner be directed to repair the same.

Respectfully submitted,

JOHN A. HENRY, City Attorney.

By consent, the Committee on Contracts, through Councilman Thalman, submitted the following report, which was concurred in:

To the Mayor and Common Council:

*Gentlemen:*—Your Committee on Contracts, to whom was referred the action of the Board of Aldermen, fixing March 1st, 1881, as the date for the taking effect of the contract for removal of garbage, etc., from within the limits of the City of Indianapolis, would recommend that the action of the Board of Aldermen be concurred in, and the contract and bond of Aegidius Naltner be approved. We herewith submit an agreement signed by the bondsman, waiving any defect that may arise from the continuance of the time for taking effect of the said garbage contract, and the validity of the bond.

Respectfully,

Isaac Thalman,  
James A. Pritchard,  
E. H. Koller,

Committee.

The following agreement, submitted with the foregoing report, was approved :

*Indianapolis, January 13th, 1881.*

We, the undersigned bondsmen of A. Naltner in this garbage contract with the City of Indianapolis, consent to the proposition of the Common Council and Board of Aldermen of said city, that said Naltner's work and pay under said contract shall begin on March 1st, 1881.

Witness our hands and seals this 13th day of January, 1881.

Aegidius Naltner,  
Austin H Brown,  
John G Kitsner,  
Jackson Landers.

#### REPORTS, ETC., FROM OFFICIAL BOARDS.

The Board of Health submitted the following report; which was received :

*Report of Deaths in the City of Indianapolis, from the 31st day of December, to the 15th day of January, 1881—inclusive.*

Under 1 year.....	17
1 to 2 years.....	3
2 to 5 ".....	5
5 to 10 ".....	3
10 to 15 ".....	5
15 to 20 ".....	4
20 to 25 ".....	2
25 to 30 ".....	3
30 to 40 ".....	11
40 to 50 ".....	6
50 to 60 ".....	2
60 to 70 ".....	2
70 to 80 ".....	4
80 to 90 ".....	0
90 to 100 ".....	0
100 and upwards.....	0
Unknown.....	0
Total.....	67

Respectfully,

E. S. ELDER, M. D., President.  
W. E. JEFFRIES, M. D., Secretary.

The Board of Public Improvements, through Councilman Morrison, submitted the following report; which was concurred in:

To the Mayor, Common Council, and Board of Aldermen :

*Gentlemen* :—The Board of Public Improvements, to whom sundry papers were referred, would report :

1st. Is S. O. 129, 1880, an ordinance to provide for improving Market street, from Missouri street to West street. This ordinance was introduced by the Board of Public Improvements, and on examination we find an error in describing the points to be improved, therefore recommend said ordinance be stricken from the files, and herewith present a correct ordinance and recommend its passage.

2d. Is that the double stone crossing be laid from the northeast corner of Pennsylvania street across to the point corner of Virginia avenue and Pennsylvania street, opposite Bank of Commerce. Recommend the work be done under direction of the City Civil Engineer.

3d. Is a communication from Adelia Foudray relative to purchasing a certain piece of ground. Recommend that no action be taken in the matter at present, for the same reason given in matter relative to purchasing Patterson's Bar (see Council Proceedings, December 20th, 1880, page 770).

Respectfully submitted,

Wm. H. Morrison,  
Hiram Seibert,  
Board of Public Improvements.

On motion, S. O. 129, 1880, as set forth in above report, was stricken from the files.

The following entitled ordinance, introduced by the Board of Public Improvements, was read the first time :

S. O. 1, 1881—An Ordinance to provide for bowldering the gutters, and curbing with stone the sidewalks, of Market street, from Missouri street to Blackford street.

The Board of Public Improvements, through Councilman Morrison, submitted the following report :

To the Mayor, Common Council, and Board of Aldermen :

*Gentlemen* :—The Board of Public Improvements, to whom the petition of Fletcher and Thomas and others was referred, relative to the city purchasing such portion of the Pendleton pike as is located within the city limits, would report that we have a proposition from Mr. S. K. Fletcher, President of the Pendleton Gravel Road Company, proposing to take \$1,000 for one and three-fourths miles of said gravel road lying within the city limits. And believing that it would be of great benefit to the city if such road was a public street, we recommend the proposition be accepted, and that the Committee on Accounts and Claims be directed to include the amount of \$1,000 in the next appropriation ordinance for the purchase of said gravel road.

Respectfully submitted,

Wm. H. Morrison,  
H. Seibert,  
Board of Public Improvements.

On motion by Councilman Thalman, action was postponed on the above report until the first meeting in May, 1881.

#### REPORTS, ETC., FROM COMMITTEES.

The Committee on Finance, through Councilman Kahn, submitted the following report ; which was concurred in :

Indianapolis, January 17th, 1881.

To the Mayor, Common Council and Board of Aldermen :

*Gentlemen* :—Your Committee on Finance, to whom was referred the reports of the City Clerk and Treasurer for the month of December, would report that they have examined the same and find that they are correct, corresponding in every particular with the books of these respective offices.

Respectfully submitted,

Leon Kahn,  
Jas. T. Dowling,  
M. H. McKay,  
John R. Pearson,  
E. H. Koller,  
Finance Committee.

Councilman Lamb moved that the City Civil Engineer and Street Commissioner be instructed to act jointly with the Judiciary Committee in reference to a certain petition of Joseph A. Moore, referred to said committee.

Which motion was adopted.

By consent, Councilman Morrison presented the following report from the Home for Friendless Women, which was referred to the Joint Committees on Finance:

To the Honorable, the Mayor, and Common Council, and  
Board of Aldermen of the City of Indianapolis:

*Gentlemen:*—Enclosed we submit for your examination the reports of the Secretary and Treasurer of the Board of Managers, and also Treasurer of Board of Trustees, of "The Home for Friendless Women" of the City of Indianapolis, for the year 1880.

Respectfully yours,

J. H. VAJEN, President.

Indianapolis, January 13, 1881.

WM. S. HUBBARD, Treasurer.

SAMUEL MERRILL, Secretary.

D. E. SNYDER, Auditor.

*Report of the Treasurer of the Board of Managers of the Indianapolis Home for Friendless Women, from January 1st, 1880, to January 1st, 1881.*

RESOURCES OF THE HOME FOR 1880.

To interest on Mr. Peck's legacy, received from Wm. S. Hubbard, Treasurer of the Board of Trustees of the Home.....	\$ 309 00
To city fines, received from Wm. S. Hubbard, Treasurer.....	650 20
To membership fees, from Wm. S. Hubbard, Treasurer.....	29 00
To contributions on donation day.....	243 50
To contributions from friends during the year .....	33 25
To sale of two pigs raised at the Home.....	15 00
To work fund of the Home.....	447 07
Total.....	<u>\$1,727 02</u>

EXPENDITURES FOR THE HOME.

By unpaid bills of 1879 paid in 1880.....	\$ 42 22
By matron's salary .....	360 00
By Mrs. Campbell's salary, one month.....	10 00
By drugs and stationery .....	29 44
By repairs and furniture.....	131 05
By fuel.....	222 60
By dry goods for the Home and clothing for inmates.....	64 04
By wages.....	57 25
By current expenses of the Home.....	700 74
By balance.....	109 68
Total.....	<u>\$1,727 02</u>

Adults 163 and 41 children have been provided for during the year; 42 of these adults are now self-supporting and living respectable lives; 25 young girls have been restored to parents and friends, grateful and happy that they were snatched as brands from the burning; 50 were transient persons; 4 were expelled for bad

conduct; 4 were sent to the County Asylum; 20 were sent to the City Hospital, suffering from various diseases, and no homes to be sick in; 6 infants have died; 3 infants have been sent to the Orphan Asylum; 32 children went with their mothers to homes, or employment in families; 18 adults remain in the Home.

Ours is ever the same report of suffering, desertion and sin; our sex the victims, wives and children left destitute, while husbands and fathers go where they please, care ess of those they have abandoned. We shelter them for a season, find homes or employment for them and their worse than orphan little ones. The widow and her fatherless children claim protection and sympathy. The seducer, after promises almost as binding as the marriage vow, deserts his victim, leaving her to drift he cares not whither. We open our door to the poor deceived ones, many of them under 20, some not 15 years of age; most of them motherless. We hear their tearful story, see them suffer mentally and physically, as only women can suffer, held up to reproach and scorn, while their destroyers, old and young, *men* go free—introduced into good society, caressed and honored, apparently without a thought on their terrible crime.

The Board of Managers again thank their many friends for help in time of need. We have had some dark days during the past year. Some say we have a large house and few in it; true, but we have cared for all that we could provide for, by the strictest economy. We will not contract debts without a reasonable prospect of paying in proper time.

We commence our fourteenth year trusting to the guidance of Him who has led us hitherto, and blest our imperfect work.

On behalf of the Board of Managers,

L. F. HYDE, Secretary.  
M. M. TODD, Treasurer.

Indianapolis, January 13, 1880.

Wm. S. Hubbard, Treasurer of Trustees of Home for Friendless Women, in account:

From money received from city.....	\$650 20
From interest of the Peck fund.....	309 00
From membership dues.....	29 00
Total .....	\$988 20

Indianapolis, January 13, 1881.

Examined and found correct.

D. E. SNYDER, Auditing Committee.

The Committee on Streets and Alleys, through Councilman Downey, submitted the following report; which was concurred in:

To the Mayor and Common Council:

*Gentlemen:*—Your Committee on Streets and Alleys, to whom was referred the motion relative to opening Valley street from its eastern terminus to Virginia avenue, would recommend that no action be taken in the matter at present.

Respectfully submitted,

John T. Downey,  
Wm. H. Morrison,  
John A. Lang,  
Committee on Streets and Alleys.

The Committee on Streets and Alleys, through Councilman Downey, submitted the following report; which was concurred in:

To the Mayor and Common Council:

*Gentlemen:*—Your Committee on Streets and Alleys, together with the City Civil Engineer, to whom was referred the motion instructing us to examine into the expediency of changing the grade of the alley between Dougherty and Coburn streets, from East street to Wright street, and at whose expense this should be done, report: The City Charter provides that when the grade of a street or alley is once established, such grade shall not be changed until the damage occasioned by such change shall have been assessed and tendered to the parties injured.

We recommend that no action be taken in this matter at present.

Respectfully submitted,

John T. Downey,  
Wm. H. Morrison,  
John A. Lang,  
Committee on Streets and Alleys.

R. M. PATTERSON, City Civil Engineer.

The Committees on Streets and Alleys and Public Light, through Councilman Downey, submitted the following report; which was concurred in:

To the Mayor, Common Council, and Board of Aldermen:

*Gentlemen:*—Your Joint Committee on Public Light and Streets and Alleys, to whom the matter relative to placing street guides on street corners was submitted, would recommend that the City Civil Engineer be directed to advertise for sealed proposals, to be presented to the Common Council at their next regular meeting, for lettering the street corners with names of streets (plans and specifications to be submitted with each bid), to include plans for placing names on the four sides of lamps or otherwise.

Respectfully submitted,

F. W. Hamilton,  
Aldermanic Committee.

H. J. Prier,  
Jas. T. Dowling,  
Peter F. Bryce,  
John A. Lang,  
Wm. H. Morrison,  
Council Committee.

The Committee on Railroads, through Councilman Yoke, submitted the following report; which was concurred in:

To the Mayor, Common Council, and Board of Aldermen:

*Gentlemen:*—Your Joint Committees on Railroads, to whom was referred G. O. 26, 1880, "An ordinance requiring the C., C. C. & I. and L., P. & C. R. R. Companies, to station a flagman at their Michigan street crossing," on examination, do not deem it essential that a flagman should be stationed at said crossing; therefore recommend that said ordinance be not passed, and that the same be stricken from the files.

Respectfully submitted,

Hiram Seibert,  
Aldermanic Committee.

N. Yoke,  
W. E. Shilling,  
Council Committee.

G. O. 26, 1880, as set forth in the above report, was, on motion, stricken from the files.

The Committee on Conference, through Councilman Lamb, submitted the following majority report; which was received:

To the Mayor, Common Council, and Board of Aldermen:

*Gentlemen:*—Your Joint Committee of Conference, to whom was referred the matter of the assessment for street improvements against that portion of Greenlawn Cemetery abutting on West street, would report:



That waiving all questions as to the legal liability of the city, we are of the opinion, in view of the fact that the city has for years had full control of said cemetery, and improved the walks and drives through the grounds, and has also paid for the improvement of other streets abutting on said cemetery, and in view of the further fact that the general public will be benefited by said improvement, that the city would be justified in paying said assessment out of the general fund, and therefore so recommend.

Respectfully submitted,

Hiram Seibert,  
F. W. Hamilton,  
James A. Pritchard,  
William C. Lamb,  
Conference Committee.

The Committee on Conference, by Councilman Dowling, submitted the following minority report; which was received:

To the Mayor, Common Council, and Board of Aldermen:

*Gentlemen:*—I respectfully beg leave to present the following, non concurring with my colleagues of the Joint Committee of Conference, in the matter of the assessment for street improvement against that portion of Greenlawn Cemetery abutting on West street. I can not find the slightest legal claim against the city, more especially as the council has repeatedly placed itself on record against the payment of claims for street improvement which in my opinion is entitled to favorable consideration from this Council much more than this west street improvement.

Respectfully,

JAMES T. DOWLING.

On motion, the claim considered in the above reports was referred to the City Civil Engineer, with instructions to report a corrected estimate.

The Committee of Conference, through Councilman Lamb, submitted the following report:

To the Mayor, Common Council, and Board of Aldermen:

*Gentlemen:*—Your Joint Committee on Conference, to whom the following motion was referred, "That the Board of Public Improvements receive proposals for all plumbing work necessary for repairs of public fountains, or in other places, and let the same to the lowest bidder," recommend that the motion be adopted.

Respectfully submitted,

F. W. Hamilton,  
Hiram Seibert,  
William C. Lamb,  
James A. Pritchard,  
James T. Dowling,  
Committee of Conference.

On motion by Councilman Van Vorhis, the above report was laid on the table.

#### SPECIAL ORDER.

The following report of a Special Committee on Market House and City Hall, having been made a special order of this session, was then taken up:

To the Mayor, Council, and Board of Aldermen:

*Gentlemen:*—Your Special Joint Committee, to whom was referred the motion to report some plan whereby the city could build a market house and hall on the East Market space, have carefully considered the matter and find no possible way by which the building can be erected, unless provided for as hereinafter recommended, it requiring all of the present revenue to run the several departments of the City Government; and believing that such a building erected on the East Market space would be a great benefit to the city, and a source of revenue, we therefore submit the following and recommend the adoption of the same:

1st. That a building be erected to cost not to exceed \$225,000, \$75,000 of which can be realized from the sale of the Tomlinson Estate, including the amount now on hand; the balance, \$150,000, to be raised by the issuing of city bonds, running 1, 2, 3, 4 and 5 years, the amount of each bond, \$30,000, to be raised annually by a special tax levy.

2d. That the City Attorney be and, on the adoption of this report, is instructed to draft a bill and have the same presented to the Legislature, authorizing the City of Indianapolis to issue such bonds, upon the approval of the voters of the city at the election to be held in May for city officers.

3d. That after said bill shall have passed the Legislature, that the city authorities submit the question to the voters at the coming May election for and against the issuing of such bonds; and, should a majority vote in the affirmative, that the city place upon the market said bonds for sale; and that the work be commenced as soon as plans and specifications for the building can be procured.

4th. That the revenue derived from the building be used in taking up of the bonds, so far as such revenue will go.

Most respectfully submitted,

W. H. Tucker,  
James T. Dowling,  
John R. Pearson,  
Isaac Thalman,  
Will F. A. Bernhamer.  
Committee.

Councilman Thalman offered the following motion :

That the City Attorney and Judiciary Committee be directed to draft a bill and have the same presented to the legislature and urge its passage, authorizing the city to borrow an amount not to exceed \$125,000 on the bonds of the city, and to authorize the city to levy a small tax to pay the same, and interest, as they mature. Said bonds are to be made payable in ten annual payments of equal amounts of such denominations as the city may hereafter decide, and bearing five per cent. per annum; such bonds to be issued upon the approval of the voters of the city at the election to be held in May next for city officers.

Councilman Morrison offered the following motion, as a substitute to the above motion offered by Councilman Thalman :

That, inasmuch as the annual interest now paid by the City of Indianapolis amounts to about one hundred and forty thousand dollars, which amount is about the annual expense of the Police and Fire Departments of said City of Indianapolis combined, that any recommendations looking to the increase of said indebtedness of said city be and is hereby postponed.

Councilman Thalman moved that the above motion offered by Councilman Morrison be laid on the table.

Which motion was adopted by the following vote :

**AYES, 13**—viz. Councilmen Bernhamer, Dowling, Downey, Fultz, Harrold, Koller, Lamb, Lang, Pearson, Prier, Shilling, Thalman and Yoke.

**NAYS, 10**—viz. Councilmen Bedford, Bryce, Dean, Kahn, Maur, Morrison, McKay, O'Conner, Pritchard and VanVorhis.

Councilman Morrison offered the following motion as a substitute for the whole matter, relative to the erection of a market house, etc.

That the Joint Committee on Finance and Public Property, together with the City Attorney, be and are hereby ordered to have prepared plans and specifications for a market house and such public offices as the committee may think proper and necessary, on the East Market space; said building to be erected at a cost not to exceed one hundred thousand dollars, which sum shall be raised as follows: By the sale of the Tomlinson Estate and the moneys now on hand belonging to said Tomlinson Estate, and by an increase of the tax levy five cents on the one hundred dollars for one year, which amount will make the sum necessary to complete said market house and public offices without the issue of any bonds, and save to the tax-payers a large amount of interest.

On motion by Councilman Thalman, the above motion, as a substitute, was laid on the table.

Councilman Van Vorhis offered the following motion:

That the whole matter be referred to the Finance Committee, with instructions to report if any feasible plan can be adopted to raise the money to build the market house recommended by said report.

On motion by Councilman Yoke, the above motion was laid on the table by the following vote:

**AYES, 19**—viz. Councilmen Bedford, Bernhamer, Bryce, Caylor, Dean, Dowling, Downey, Fultz, Harrold, Koller, Lamb, Lang, Mauer, O'Conner, Pearson, Prier, Shilling, Thalman and Yoke.

**NAYS 5**—viz. Councilmen Kahn, Morrison, McKay, Pritchard and VanVorhis.

Councilman Thalman then demanded the "previous question."

The Chair then at once put the question: "Shall the main question be now put?"

The question being demanded by a majority of the members present, the Chair then put the question upon the main proposition, as originally submitted by Councilman Thalman.

Which was adopted by the following vote:

**AYES, 18**—viz. Councilmen Bedford, Bernhamer, Bryce, Caylor, Dean, Dowling, Downey, Fultz, Harrold, Koller, Lamb, Lang, Mauer, Pearson, Prier, Shilling, Thalman and Yoke.

**NAYS, 6**—viz. Councilmen Kahn, Morrison, McKay, O'Connor, Pritchard and VanVorhis.

Councilman McKay offered the following motion:

*Resolved*, That if the bonded indebtedness of the city be increased for the purpose of building a market house, that one-third of such amount be expended in securing a site and building a market house south of Washington street.

On motion by Councilman Thalman, the above resolution was laid on the table by the following vote:

AYES, 19—viz. Councilmen Bedford, Bernhamer, Bryce, Caylor, Dean, Dowling, Downey, Fultz, Kahn, Koller, Lamb, Lang, Mauer, Pearson, Prier, Pritchard, Shilling, Thalman and Yoke.

NAYS, 5—viz. Councilmen Harrold, Morrison, McKay, O'Conner and VanVorhis.

By consent, Councilman Prier offered the following resolution:

*Resolved*, That the report of the City Commissioners in the matter of the opening and extension of Wilson street, from its present southern terminus to the Pendleton Gravel Road, and from the said road to the Brookside avenue (which report was heretofore filed with the Common Council on the 3d day of January, 1881), be and the same is hereby in all things approved and accepted; that the benefits assessed and damages awarded by said Commissioners be accepted and approved; that the real estate therein described for the opening and extension of said street be and the same is hereby appropriated; that the City Clerk be directed to certify to the City Treasurer so much of said report as assesses benefits and damages upon real estate, and which real estate is described in said report; and that the City Treasurer be directed to make tender of such damages to the parties entitled thereto, and proceed to the collection of said benefits according to law.

Which was adopted by the following vote:

AYES, 24—viz. Councilmen Bedford, Bernhamer, Bryce, Caylor, Dean, Dowling, Downey, Fultz, Harrold, Kahn, Koller, Lamb, Lang, Mauer, Morrison, McKay, O'Conner, Pearson, Prier, Pritchard, Shilling, Thalman, VanVorhis and Yoke.

NAYS—None.

By consent, Councilman Koller offered the following motion; which was adopted:

That Michael Faust & Co. be and are hereby granted ninety days further time to complete their contract for improving Ohio street, from East street to Harvey street.

Councilman Downey, in behalf of the Committee on Streets and Alleys, introduced the following entitled ordinances, which were separately read the first time:

S. O. 2, 1881—An Ordinance to provide for improving Meridian street, from New York street to St. Clair street, by bowldering the gutters to a width of ten (10) feet, and paving the roadway, from gutter to gutter, with red cedar blocks.

S. O. 3, 1881—An Ordinance to provide for improving Meridian street, from St. Clair street to Seventh street, by bowldering the gutters to a width of six (6) feet, and paving the roadway, from gutter to gutter, with red cedar blocks.

Councilman Morrison offered the following resolution; which was referred to the Finance Committee:

WHEREAS, This Council has been informed that large sums of money have been paid to the County Treasurer on what is known as sequestered property or unassessed taxes, and on one or two occasions persons have made bids as to the amount they would charge the city to look up said taxes, therefore be it

Resolved, That the Joint Committees on Finance be and are hereby ordered to contract with some suitable person to look after the city's interest in said sequestered property or unassessed taxes, and that they have full power to act looking to the collection of all taxes justly due the city.

On motion, the Common Council then adjourned.

*J. Scaren*  
..... Mayor,  
President of Common Council.

Attest: *Joel Wagner*  
..... City Clerk.