

PROCEEDINGS

OF THE

COMMON COUNCIL.

REGULAR SESSION.

CHAMBER OF THE COMMON COUNCIL OF THE
CITY OF INDIANAPOLIS,

MONDAY, NOVEMBER 4TH, 1867, 7 O'CLOCK, P. M. }

The Common Council met in regular session.

Present—Hon. Sims A. Colley, President *pro tem.*, in the chair
and the following members :

Councilmen Brown, Burgess, Coburn, Cottrell, Davis, Foster, Geisel, Goddard, Henschen, Jameson, Kappes, Loomis, MacArthur, Schmidt, Seidensticker, Stanton and Woodburn—18.

The proceedings of the regular session held October 28th, 1867, were read and approved.

Mr. Geisel presented the following order of vacation :

ORDER OF VACATION OF PART OF BROADWAY STREET.

Come now the petitioners, Orrin Aborn and others, and produce proof that they have given the legal notice required of the pendency before this Council of their petition to have vacated ten (10) feet on each side of Broadway street, where the said street is now 100 feet wide, so as to make the width of Broadway street 80 feet its full length, by publication in the Indianapolis Journal, a newspaper of general circulation published in Indianapolis, for twenty (20) days before the 9th day of October, 1867, which proof is as follows, to-wit :

STATE OF INDIANA, }
MARION COUNTY, } ss:

Personally appeared before the undersigned, Henry A. Loudon, Clerk for Douglass & Conner, publishers of the Weekly Indiana State Journal, a news-

paper of general circulation, printed and published in the City of indianapolis, in the county aforesaid, who, being duly sworn, upon his oath saith, that the notice, of which the attached is a true copy, was duly published in said paper for three weeks successively, the first of which publication was on the twentieth (20th) day of July, 1867, and the last on the third (3d) day of August, 1867.

HENRY A. LOUDEN.

Subscribed and sworn to before me, this 27th day of August, 1867.

E. W. HALFORD, N. P.

And, also, by posting up copies of said notice at three (3) of the most public places in the neighborhood of said street, which proof is as follows, to-wit:

STATE OF INDIANA, }
MARION COUNTY, } ss:

Charles H. Roesener, being duly sworn, upon his oath states that he posted up in five public places, at different points along the street of Broadway, in the City of Indianapolis, Indiana, the notice—same as printed and attached and affixed to the affidavit of the Clerk for Douglass & Conner hereto attached—but the notices posted by this affidavit were written and dated June 11, 1867. The same were by this affidavit posted on the said day of June 11, 1867.

CHARLES H. ROESENER.

Subscribed and sworn to before me, this 10th day of September, 1867.

Witness my hand and notarial seal.

CARLIN HAMLIN, N. P.

And no person appearing to object to said vacation, and it appearing to the satisfaction of the Common Council that the continuance of Broadway street of the width of more than 80 feet is of no public utility, and the Common Council being fully advised in the premises, it is hereby ordered and decreed that the following described portion of Broadway street, in the City of Indianapolis, be, and the same is hereby, vacated, viz.: Ten (10) feet off of all that part of the east side of said street lying between the north side of Saint Clair street and the south end of lot numbered fifty-five (55) of Wm. Young's sub-division of out-lot numbered one hundred and eighty-one (181) of the City of Indianapolis; and, also, ten (10) feet off of all that part of the west side of said Broadway street lying between the north side of Saint Clair st. and the south end of lot numbered fifty-six (56) of Wm. Young's sub-division of out-lot numbered one hundred and eighty-one (181) of the City of Indianapolis; such vacation to operate so as to leave said street of an uniform width of 80 feet.

The question being shall the vacation be ordered, those who voted in the affirmative were Councilmen Brown, Burgess, Coburn, Colley, Davis, Foster, Geisel, Goddard, Henschen, Kappes, Loomis, Schmidt, Seidensticker and Woodburn—14.

Those who voted in the negative were Councilmen Cottrell and MacArthur—2.

So the vacation was ordered.

Mr. Goddard offered the following motion:

That the City Auditor advertise for a foot bridge over Pogue's Run on Mississippi street.

Which was adopted.

Mr. MacArthur presented the following report from the City Treasurer :

OFFICE OF CITY TREASURER, }
Indianapolis, Nov. 4, 1867. }

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

GENTLEMEN:—I have the honor to report that W. H. L. Noble, Esq., has paid into the Treasury the sum of one thousand and fifty dollars due the city from the Indianapolis and Cincinnati Railroad Company, for their portion of the building of the bridge across Louisiana street.

Very respectfully,

ROBT. S. FOSTER, *City Treasurer.*

Which was received.

Dr. Woodburn presented the following remonstrance :

INDIANAPOLIS, Oct. 30, 1867.

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

We, the undersigned property holders of in-lots on and adjoining the alley running east and west in square fourteen (14), between Illinois and Tennessee streets, would respectfully remonstrate against grading and graveling said alley. We believe the said alley is not in such condition as to require said improvement at this time. The pressure of the times, and the heavy city and county tax we have to pay prompts us to remonstrate against the passage of such an ordinance. Each of our lots extend 195 feet on said alley, being three-fourths of the entire length.

J. B. McChesney,
O. Williams,
James Spencer.

Which was referred to the Board of Public Improvements.

Dr. Woodburn presented the following petition :

INDIANAPOLIS, Nov. 4, 1867.

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

I respectfully ask your honorable body to grant me a license to auctioneer at the corner of Washington street and Virginia Avenue for one year. And as in duty bound your petitioner will ever pray.

GEO. W. McCURDY.

Which was granted.

Mr. Davis offered the following motion :

That the Committee on Revision of Ordinances be, and is hereby, directed to report an ordinance to prevent all persons who are minors from getting on any car or locomotive within the corporate limits of the city with proper penalties.

Which was referred to the Committee on Revision of Ordinances.

Mr. Stanton offered the following motion :

That John Carlisle be allowed to erect a Hay Scale on the south side of Market street, opposite his Flouring Mill.

Which was adopted.

Sealed proposals were then opened and read by the City Clerk, and referred to the Board of Public Improvements.

REPORTS FROM BOARDS.

Mr. MacArthur, from the Board of Public Improvements, made the following report:

OFFICE BOARD OF PUBLIC IMPROVEMENTS, }
Indianapolis, Nov. 4, 1867. }

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

GENTLEMEN:—The Board of Public Improvements, to whom was referred the matter of contracting with John F. Hill for planting trees around the Circle, would respectfully report that we have contracted with Mr. Hill for 52 trees, well boxed, and warranted for 3 years, according to the specifications, for the sum of \$4.70 per tree and box.

Also, that the Indianapolis Gas Light and Coke Company are the only bidders for the erection gas-posts and fixtures on Tennessee st., between Washington and Maryland streets, their bid being, for the heavy pattern \$35.00, and for the light pattern \$33.00.

Respectfully submitted,

JOHN B. MACARTHUR, }
SAMUEL GODDARD, } *Board.*
WM. H. LOOMIS, }

Which was concurred in and the contracts approved.

Mr. MacArthur, from the Board of Public Improvements, also made the following report:

OFFICE BOARD OF PUBLIC IMPROVEMENTS, }
Indianapolis, Nov. 4, 1867. }

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

GENTLEMEN:—The Board of Public Improvements, to whom the bids were referred, would respectfully report that the Indianapolis Gas Light and Coke Company are the only bidders to erect gas-posts and fixtures on Illinois st., between South and Garden streets, their bid being for the heavy pattern \$35, and for the light pattern \$33.

Respectfully submitted,

JNO. B. MACARTHUR, }
W. H. LOOMIS, } *Board.*
SAMUEL GODDARD, }

Which was concurred in.

REPORTS FROM COMMITTEES.

Mr. Stanton, from the Judiciary Committee, made the following report:

INDIANAPOLIS, Nov. 4, 1867.

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

Your Committee, to whom the report of the City Attorney, on the subject of making an appropriation for the relief of colored schools in the city, to-

gether with the other paper relating to the same subject, was referred, respectfully report that we concur in the conclusion of the City Attorney, given in his report, that appropriations out of the general fund of the city for Common School purposes, would *not* be legal, while appropriations for benevolent purposes, and to a certain extent, *would* be legal. If it is the mind of the Council to pass this appropriation as a matter of benevolence and public justice, it would perhaps be well to have this view somewhat more explicitly expressed in the ordinance.

S. A. COLLEY,
A. SEIDENSTICKER, } *Committee.*
A. P. STANTON,

Which was concurred in.

His Honor, the Mayor, took the chair, having been absent during the early part of the evening.

Dr. Jameson, from the Finance Committee, made the following report:

INDIANAPOLIS, Nov. 4, 1867.

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

GENTLEMEN:—The Committee on Finance, to whom was referred sundry claims, &c., beg leave to report:

In relation to claim of Wm. McCoy-Obergmeyer, that the prayer of petitioner be not granted, the committee not deeming it proper to go behind the Assessor's statement, made out by the party now claiming relief.

In relation to the claim of A. W. Jenkins, for same reasons, your committee report adversely to petition.

In relation to the petition of Mary A. H. Hunt, your committee respectfully report that while the assessment is high the petitioner had ample opportunity to have corrected the same before the Board of Equalization, and consequently report adversely to the petition.

The petition of W. M. Jones your committee recommend to be referred to the Assessor, who will report as to how the assessment was made and whether the same be erroneous as alleged in the petition.

In relation to the petition of James A. Keating, the committee report that his assessment is none too high for the property which he really owns, while the property in rear of his seems attached, in consequence of an erroneous description. Therefore, your committee report adversely to the prayer of said Keating.

All of which is respectfully submitted,

P. H. JAMESON,
THOS. COTTRELL, } *Committee.*
C. F. SCHMIDT,

Which was concurred in.

Mr. Brown, from the Committee on Streets and Alleys, made the following report:

INDIANAPOLIS, Nov. 4, 1867.

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

The Committee on Streets and Alleys, to whom was referred the communication of the Citizens' Street Railway Company, beg leave to report the fol

lowing ordinance, which is amendatory of two sections of the ordinance (or charter) granting said Company the right to construct and maintain Street Railways.

AUSTIN H. BROWN, }
J. W. DAVIS, } *Committee.*

Which was concurred in.

Mr. Brown introduced general ordinance No. 111, entitled:

AN ORDINANCE to amend the ordinance entitled "An ordinance authorizing the construction, extension and operation of certain Passenger Railways in and upon the streets of the City of Indianapolis," ordained and established the 18th of January, 1864.

Which was read the first time by its title.

Mr. MacArthur, from the Committee on Markets, made the following report:

INDIANAPOLIS, NOV. 4, 1867.

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

GENTLEMEN:—Your Committee on Markets, to whom was referred the petition of Levi Davis and others, in regard to prohibiting parties from selling cut meats on market outside of the Market House, would respectfully report that the prayer of the petitioners be granted, and that the Committee on Revision of Ordinances be instructed to prepare the necessary ordinance.

We also present the amended ordinance creating the office of Meat Inspector, and recommend its adoption.

Respectfully submitted,

JOHN B. MACARTHUR, }
SAMUEL GODDARD, } *Committee.*
WM. H. HENSCHEN, }

The question being on concurring in the report, Mr. Brown called for a division of the question.

The question being on concurring in the first paragraph of the report, the ayes and noes were demanded.

Those who voted in the affirmative were Councilmen Brown, Burgess, Cottrell, Geisel, Goddard, Henschen, Loomis, MacArthur, Schmidt, Seidensticker and Woodburn—11.

Those who voted in the negative were Councilmen Coburn, Colley, Davis, Foster, Jameson, Kappes and Stanton—7.

So the first paragraph was concurred in.

On motion, the report as a whole was concurred in.

Mr. MacArthur then introduced general ordinance No. 112, entitled:

AN ORDINANCE creating the office of Meat Inspector in and for the City of Indianapolis, and defining his duties.

Which was read the first time by its title.

Mr. Kappes, from the Committee on Benevolence and Hospitals, made the following report:

INDIANAPOLIS, Nov. 4, 1867.

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

GENTLEMEN:—Your Committee beg leave to present to your honorable body the monthly report of the Superintendent of City Hospital, together with an ordinance appropriating moneys for the payment of sundry claims on account of City Hospital, amounting to \$490.85 cents.

Very respectfully,

J. HENRY KAPPES, }
W. H. LOOMIS. } *Committee.*
HENRY GEISEL, }

Which was concurred in.

Also, the following:

RECAPITULATION OF THE MONTHLY REPORT OF THE CONTENTS OF REGISTER OF PATIENTS OF CITY HOSPITAL ENDING OCTOBER 31, 1867.

| | |
|---|----|
| Number of patients in Hospital at last report | 18 |
| Number of patients received in Hospital since last report | 15 |
| Number of patients born in Hospital since last report | 2 |
| Number of patients discharged from Hospital since last report | 11 |
| Number of patients died in Hospital since last report | 1 |
| Number of patients remaining in Hospital at present report | 23 |

Also, the following:

RECAPITULATION OF THE MONTHLY REPORT OF EXPENDITURES OF THE CITY HOSPITAL, ENDING OCTOBER 31, 1867.

| | |
|--|----------|
| Total expenditures for the month | \$469 48 |
| Aggregate number of days for which subsistence, etc, was furnished | 792 |
| Average expense per capita per diem | \$0 61 |

Amount received from patients for board \$55.00.

Also, the following:

RECAPITULATION OF THE WEEKLY REPORT OF CONTENTS OF REGISTER OF PATIENTS OF CITY HOSPITAL, ENDING NOVEMBER 2, 1867.

| | |
|---|----|
| Number of patients in the Hospital at last report | 20 |
| Number of patients received in the Hospital since last report | 2 |
| Number of patients born in Hospital since last report | 1 |
| Number of patients discharged from Hospital since last report | 0 |
| Number of patients died in the Hospital since last report | 0 |
| Number of patients remaining in the Hospital at present | 23 |

Which were received.

Mr. Kappes introduced special appropriation ordinance No. 65—1867, entitled:

AN ORDINANCE appropriating moneys for the payment of sundry claims on account of City Hospital, for the month of October, 1867.

Which was read the first time by its title.

REPORTS FROM CITY OFFICERS.

The City Clerk made the following report :

OFFICE OF CITY CLERK, }
Indianapolis, Nov. 4, 1867. }

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

GENTLEMEN:—The City Clerk would respectfully report that pursuant to instructions from your honorable body, and in accordance with the provisions of the City Charter, he notified the Commissioners of the City of Indianapolis for the opening and laying out of streets and alleys, &c., to meet at the office of the City Clerk on Saturday the 26th day of October, 1867, at 9 o'clock, A. M.; that said Commissioners were notified that they were then and there required to make an appraisement of the real estate proposed to be appropriated by the opening of Cherry street from its terminus to Massachusetts Avenue; and that he also gave 21 days' notice, as required by law, to the owner of the lots or land upon or through which said street is proposed to be extended; and that said Commissioners did at the time and place indicated, meet and proceeded to an examination of the real estate proposed to be appropriated as aforesaid, and to hear evidence in the matter, met on Monday October 28th, 1867, pursuant to adjournment, and further viewed the premises, and on the 4th day of November, 1867, said Commissioners filed, in the office of the City Clerk, the following report of their proceedings in the premises.

Respectfully,

D. M. RANDELL, *City Clerk.*

Which was concurred in.

INDIANAPOLIS, Oct. 30, 1867.

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

The undersigned, Commissioners appointed to appraise and assess damages and benefits in cases of opening streets and alleys, to whom is referred the petition for the extension of Cherry street from its terminus through out-lot No. 183 to Massachusetts Avenue, report that in pursuance of notice given they met at the office of the City Clerk on Saturday the 26th day of October, 1867, at 9 o'clock, A. M., and proceeded to hear evidence in the matter; and before concluding such examination adjourned to meet on Monday October 28th, 1867, at 9 o'clock, A. M. On re-assembling the Commissioners proceeded to view the ground proposed to be appropriated for the purposes of opening said street.

1st. They find that the whole amount of damages sustained is three thousand two hundred dollars (\$3,200), which is assessed as follows: The Bellefontaine Railroad Company, out-lot No. 183, \$3,200.

2d. That no part of the benefits arising from the extension of said street shall be assessed against the City of Indianapolis.

3d. That the benefits accruing to the owners of lots and parts of lots by extension of said street, is thirty-two hundred dollars (\$3,200), which is assessed against the owners of the following described real estate:

| | | |
|----------------|-------------------------------|---------|
| Joseph Bailey | lot No. 65 in out-lot No. 182 | \$50 00 |
| Samuel Hyatt | " 72 " " " | 50 00 |
| T. C. Harrison | " 50 " " " | 50 00 |
| Anna Pressel | " 46 " " " | 50 00 |
| D. Call | " 45 " " " | 50 00 |
| Caroline Bence | " 64 " " " | 50 00 |
| Caroline Bence | " 73 " " " | 50 00 |
| Chris. Rees | " 51 " " " | 50 00 |
| James Carr | " 44 " " " | 50 00 |
| John Kennedy | " 43 " " " | 50 00 |

| | | |
|--------------------------------|-------------------------------|----------|
| Caroline Bence | lot No. 74 in out-lot No. 182 | \$25 00 |
| Caroline Bence | " 63 " " " | 25 00 |
| Mary Coburn | " 52 " " " | 25 00 |
| Anna Pressel | " 47 " " " | 25 00 |
| John Coldon | " 66 " " " | 25 00 |
| E. P. Bailiff | } " 71 " " " | 25 00 |
| Samuel Hyatt | | |
| John Coburn | " 75 " " " | 20 00 |
| Caroline Bence | " 62 " " " | 20 00 |
| Mary Coburn | " 53 " " " | 20 00 |
| D. W. Loucks | " 48 " " " | 20 00 |
| John Young | " 67 " " " | 20 00 |
| Mary Coburn | " 70 " " " | 20 00 |
| John Coburn | " 76 " " " | 15 00 |
| Caroline Bence | " 61 " " " | 15 00 |
| Mary Coburn | " 54 " " " | 15 00 |
| D. W. Loucks | " 47 " " " | 15 00 |
| John Young | " 68 " " " | 15 00 |
| John Hooper | " 69 " " " | 15 00 |
| D. Otto | " 81 " " 181 | 50 00 |
| Thomas McHugh | " 108 " " " | 50 00 |
| Robert Duncan | " 85 " " " | 40 00 |
| Martha Young | " 86 " " " | 40 00 |
| E. B. Dills | " 93 " " " | 40 00 |
| William Y. Wiley | " 94 " " " | 40 00 |
| Sarah Sample and | } " 101 " " " | 40 00 |
| W. H Antrim | | |
| Orrin Aborn | " 102 " " " | 40 00 |
| Richard A. Durbin | " 105 " " " | 40 00 |
| Mahala Pickerell | " 106 " " " | 40 00 |
| Martha Young | " 84 " " " | 20 00 |
| D. D. Elliott | " 87 " " " | 20 00 |
| J. P. Allair | " 95 " " " | 20 00 |
| Peter Bailey | " 92 " " " | 20 00 |
| George Sourwine | " 100 " " " | 20 00 |
| Martha Young | " 103 " " " | 20 00 |
| Wm. Y. Wiley | " 104 " " " | 20 00 |
| Eliza Burt | " 107 " " " | 20 00 |
| Missouri Scotlen | " 83 " " " | 15 00 |
| T. Fugate | " 88 " " " | 15 00 |
| E. S. Proper | " 91 " " " | 15 00 |
| J. A. Staten | " 96 " " " | 15 00 |
| Eliza McElvaine | " 110 " " " | 15 00 |
| Charlotte Pressel | " 109 " " " | 15 00 |
| Martha Young | " 82 " " " | 10 00 |
| H. S. Rossell | " 89 " " " | 10 00 |
| John Bussey | " 90 " " " | 10 00 |
| Susan J. Small | " 97 " " " | 10 00 |
| J. T. Council | " 98 " " " | 15 00 |
| W. Martin | " 99 " " " | 15 00 |
| Bellefontaine Railroad Company | out-lot No. 183 | 1,600 00 |

Total amount of benefits ----- \$3,200 00

All of which is respectfully submitted.

JAMES N. RUSSELL,
 SAMUEL SEIBERT,
 JAMES C. YOHN, } *Commiss'ers.*

Which was referred to the Committee on Streets and Alleys.

The City Clerk, also, made the following report :

OFFICE OF CITY CLERK, }
Indianapolis, Nov. 4, 1867. }

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

GENTLEMEN:—The City Clerk would respectfully report the following affidavits on file in his office for the collection of street assessment by precept, as follows:

Thomas Griffin against Theodore F. Turner, for \$8.32.

John Scheier against John B. Stumph, for \$28.18.

John Scheier against S. L. Corwine, for \$209.76.

And would recommend that you order the precepts to issue.

Respectfully,

D. M. RANSELL, *City Clerk.*

Which was concurred in.

The City Auditor made the following report:

INDIANAPOLIS, NOV. 4, 1867.

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

The City Auditor respectfully reports to Council :

1st. The contract and bond of Samuel Lefever for curbing the outside edge of the west sidewalk on Alabama street, between Cumberland street and Virginia Avenue, and bowldering the gutter between said limits.

2d. The first and final estimate allowed John Scheier for paving and curbing the sidewalk on the east side of Pennsylvania street from Washington street to the Union Railway Company track.

3d. The first and final estimate allowed Joseph Schwartz for grading the alley running east and west through out-lot 86, between North and Liberty streets.

Respectfully submitted,

JOHN G. WATERS, *City Auditor*

Which was concurred in.

Also, the following resolution :

Resolved, That the foregoing first and final estimate allowed John Scheier for paving and curbing the sidewalk on the west side of Pennsylvania street, between Washington street and the Union Railway Company's track be, and the same is, hereby adopted as the estimate of this Council, and that the property owners are hereby required to pay the sums set opposite their respective names.

The question being on the adoption of the resolution, those who voted in the affirmative were Councilmen Brown, Burgess, Coburn, Cottrell, Davis, Foster, Geysel, Goddard, Henschen, Kappes, Loomis, MacArthur, Schmidt, Seidensticker, Stanton and Woodburn—16.

No Councilman voting in the negative.

So the resolution was adopted.

Also, the following resolution :

Resolved, That the foregoing first and final estimate allowed Jos. Schwartzer for grading the alley running east and west through out-lot 86, between Noble and Liberty streets, be, and the same is hereby, adopted as the estimate of this Council, and that the property owners are hereby required to pay the sums set opposite their respective names.

The question being on the adoption of the resolution, those who voted in the affirmative were Councilmen Brown, Burgess, Coburn, Cottrell, Davis, Foster, Geisel, Goddard, Henscher, Kappes, Loomis, MacArthur, Schmidt, Seidensticker, Stanton and Woodburn—16.

No Councilman voting in the negative.

So the resolution was adopted.

The contract and bond submitted by the Auditor was accepted and approved.

The City Auditor introduced special appropriation ordinance No 66—1867, entitled :

AN ORDINANCE appropriating money for the payment of sundry claims against the City of Indianapolis.

Which was read the first time by its title, and referred to the Committee on Accounts and Claims.

ORDINANCES ON SECOND READING.

On motion by Mr. Brown, general ordinance No. 111 was read the second time and considered engrossed.

On motion by Mr. Kappes, special appropriation ordinance No. 65, 1867, was read the second time and ordered to be engrossed.

ORDINANCES ON THIRD READING.

Mr. Brown moved that the rules be suspended for the purpose of passing the Street Railroad ordinance.

The question being on the suspension of the rules, those who voted in the affirmative were Councilmen Brown, Burgess, Coburn, Colley, Cottrell, Davis, Foster, Geisel, Goddard, Henschen, Jameson, Kappes, Loomis, MacArthur, Schmidt, Seidensticker, Stanton and Woodburn—18.

No Councilman voting in the negative.

So the rules were suspended.

Mr. Brown then called up general ordinance No. 111, entitled :

AN ORDINANCE to amend the ordinance entitled "An ordinance authorizing the construction, extension and operation of certain Passenger Railways in and upon the streets of the City of Indianapolis," ordained and established the 18th of January, 1864.

Which was read the third time and placed upon its passage.

The question being, shall the ordinance pass? those who voted in the affirmative were Councilmen Brown, Burgess, Coburn, Colley, Cottrell, Davis, Foster, Geisel, Goddard, Henschen, Jameson, Kappes, Loomis, MacArthur, Schmidt, Seidensticker, Stanton and Woodburn—18.

No Councilman voting in the negative.

So the ordinance passed.

Mr. Loomis called up general ordinance No. 72, entitled :

AN ORDINANCE regulating the standing of hacks and other vehicles on Illinois street, between Pearl and Market streets.

Which was read the third time and placed upon its passage.

The question being, shall the ordinance pass? those who voted in the affirmative were Councilmen Brown, Burgess, Coburn, Davis, Henschen, Loomis, MacArthur, Seidensticker, Stanton and Woodburn—10.

Those who voted in the negative were Councilmen Colley, Cottrell, Foster, Geisel, Goddard, Jameson, Kappes and Schmidt—8.

So the ordinance passed.

Mr. Kappes called up special appropriation ordinance No. 65—1867, entitled :

AN ORDINANCE appropriating money for the payment of sundry claims on account of City Hospital, for the month of October, 1867.

Which was read the third time and placed upon its passage.

The question being, shall the ordinance pass? those who voted in the affirmative were Councilmen Brown, Burgess, Coburn, Colley, Cottrell, Davis, Foster, Geisel, Goddard, Henschen, Jameson, Kappes, Loomis, MacArthur, Schmidt, Seidensticker, Stanton and Woodburn—18.

No Councilman voting in the negative.

So the ordinance passed.

UNFINISHED BUSINESS.

Mr. MacArthur introduced special ordinance No. 97—1867, entitled:

AN ORDINANCE to provide for the erection of lamp-posts, lamps and fixtures, complete to burn gas, except the service pipe, on California street, between New York and Vermont streets.

Which was read the first time by its title.

Mr. Geisel offered the following motion:

That the contract of D. Root for the erection of lamp-posts, lamps and fixtures on Massachusetts Avenue, between New Jersey and Noble streets, and also on East street, between Massachusetts Avenue and St. Clair street, be declared forfeited, and that the contracts for the same be awarded to the next lowest bidder; also, South street, between New Jersey and Virginia Avenue.

Mr. Seidensticker offered the following amendment:

And that the City Attorney be instructed to bring suit upon the bonds of the defaulting contracts.

Which was adopted.

The motion as amended was then adopted.

Mr. Davis offered the following motion:

That the City Marshal be directed to give written notice (such notice to be prepared by the City Attorney) to the Agent of the Central Canal Company that they will be required, within sixty days after the receipt of such notice, to enlarge the culvert under the Canal through which Pogue's Run passes, so as to have constructed two culverts of stone masonry, each sixteen feet in height from base to top, in the clear.

In reference to which, Dr. Jameson offered the following motion:

That the motion be referred to the City Attorney and City Civil Engineer, who shall report the necessary improvement and legal steps for procuring the same.

Which was adopted.

Mr. Coburn offered the following motion:

That the contractor for the paving of the Governor's Circle be instructed to level and grade the Circle with the loose dirt taken from the sidewalk, it to be done to the satisfaction of the Civil Engineer.

Which was adopted.

On motion by Mr. Brown, the Council adjourned.

DANIEL MACAULEY, *Mayor*.

ATTEST:

D. M. RANSELL, *City Clerk*.