

PROCEEDINGS
OF THE
COMMON COUNCIL.

ADJOURNED SESSION.

CHAMBER OF THE COMMON COUNCIL OF THE }
CITY OF INDIANAPOLIS, }
THURSDAY, MARCH 26TH, 1870, 7 O'CLOCK, P. M. }

The Common Council met pursuant to adjournment.

Present—His Honor, the Mayor, Daniel Macauley, in the chair,
and the following members :

Councilmen Brown, Cottrell, Harrison, Heckman, Kahn, Kenning-
ton, Locke, Marsee, Newman, Pyle, Shepherd, Thalman, Thoms,
Weaver, Whitsit, Wiles and Woodburn—17.

Absent—Councilman Gimber.

His Honor, the Mayor, announced that the object of the meeting
was the discussion of the Sewerage question.

Mr. Brown called up General ordinance No. 53, 1869, as fol-
lows :

AN ORDINANCE providing the manner of raising a revenue for the construction of Sewers in the City of Indianapolis.

5.

SECTION 1. *Be it ordained by the Common Council of the City of Indianapolis,* that all public sewers, the construction of which shall be ordered by the Common Council of such city, shall be paid for out of the "Sewerage Fund" of such city, and the Common Council shall, before proposals are received, and contracts awarded, for the construction of any public sewer or sewers, cause the constructing Engineer to prepare a careful estimate of the whole cost of such sewer or sewers and submit the same to the Common Council, and on the reception of such estimate, the Common Council shall order the issuance of City Sewerage bonds of two classes, *viz*: bonds payable in five (5) years, and bonds payable in twenty (20) years, such bonds to be issued in amounts equal to the whole cost of such sewer or sewers, as estimated by such Engineer, one-half of which amount shall be in five (5) year bonds and one-half in twenty (20) year bonds, and each class shall bear such rate of interest payable semi-annually on the first day of January and July of each year, as the Common Council may, in its discretion, deem best. The denominations of such bonds shall be fifty (50) dollars, one hundred (100) dollars, and five hundred (500) dollars, the number of each denomination to be determined by the Common Council, and shall be negotiated in the manner in Section 3 of this Ordinance.

SEC. 2. The "Sewerage Fund" of such city shall be made up of the proceeds of the sale of City Sewerage Bonds, the revenues derived from general taxation for sewerage purposes, the interests which shall accrue from deposits in bank of such fund, or any part thereof, and the special taxes collected for the privilege of making house connections with any public sewer.

SEC. 3. The Common Council shall cause to be appointed a committee composed of three Councilmen, which committee shall be called the Committee on Loans, and shall be authorized to make loans for sewerage purposes by the sale of such City Sewerage Bonds as may from time to time, be authorized to be issued by the Common Council, and all sales of such bonds shall be made as follows, and in no other manner: Three (3) weeks notice shall be given by advertisement in each of the daily newspapers, and in each of the German newspapers published in the City of Indianapolis, and, also, in two (2) of the daily newspapers published in each of the cities of Chicago, Cincinnati, New York, Boston and Philadelphia, of the time of receiving proposals for the purchase of such City Sewerage Bonds, and such notice shall, distinctly, state the hour and day on which, and the office at which, sealed proposals for the purchase of any part of the City Sewerage Bonds of either class authorized to be sold, will be received; also, stating the amount authorized to be sold of five (5) year bonds, and the rate of interest thereon, and the amount of twenty (20) year bonds, and the rate of interest thereon. At the time fixed for the opening of such proposals, such Committee, or a majority of the members composing the same, shall, in the presence of the City Clerk and Mayor, proceed to open such proposals, and the City Clerk shall carefully enter in a book, to be kept for that purpose, the proposals contained in each bid, noting the name of the bidder, the date of his bid, the amount of bonds of different denominations and the price proposed for the same. When all of such proposals shall have been opened, the Committee shall prepare a condensed report of such proposals, attested by the City Clerk and Mayor, and shall append thereto a recommendation to the Common Council for the awarding of so much of such loan as they may agree should be awarded, and shall present such report to the Common Council at

its next meeting, which report shall take precedence of all other business, in case the Common Council shall concur in the recommendation contained in such report, the loan shall be declared awarded, and on the filing with the City Clerk the certificate of the City Treasurer that the requisite amount has been paid to such Treasurer by any person to whom such loan or any part thereof has been awarded, then such City Clerk shall issue to such person, or his duly authorized attorney or agent, the bonds he is entitled to receive. In case any vacancy shall occur in such Committee by expiration of term of service as Councilman or otherwise, the Common Council shall fill such vacancy as soon thereafter as practicable.

SEC. 4. The City Clerk shall keep registers showing the number and denomination of each class of City Sewerage Bonds issued, the date thereof, and the name of the person to whom the same was issued or delivered, and shall, also, note on such registers the payment of semi annual interest by the redemption of coupons, with the date thereof, and the date of the redemption and cancelling of each bond, when the same shall be redeemed and cancelled. All coupons and redeemed bonds shall be carefully preserved by the City Treasurer, and submitted to, and cancelled by a Committee of the Common Council appointed for that purpose, which Committee shall see that the City Clerk makes on the registers of bonds, the entries which he is by this section required to make.

SEC. 5. The proceeds of the sales of such bonds, as the same shall be paid to the City Treasurer shall be, by him, deposited in some bank in the City of Indianapolis, on the same day on which such proceeds, or any part thereof shall, from time to time, be paid to such Treasurer, and all such deposits shall be so made as to draw not less than six (6) per cent. interest per annum, and all such interest shall be credited by such bank to the sewerage fund of the city and shall not be paid to the City Treasurer. Whenever the Common Council shall make payments to any contractor for work done, or shall order the payment of any semi-annual interest or the principal of any City Sewerage Bonds, such payments shall be made only, in pursuance of an appropriation authorized by an ordinance of the Common Council, and no warrant shall be drawn on such fund except in pursuance of an ordinance to that effect, nor shall any money be drawn from such fund except for sewerage purposes.

SEC. 6. The Common Council shall, annually, levy and assess on all the property returned for taxation by the assessor, a general tax sufficient to pay the semi-annual interest which may become due on the City Sewerage Bonds of both classes, viz: The five (5) year bonds and the twenty (20) year bonds, and such Common Council shall, annually, for five (5) years cause to be levied and assessed on all the property returned for taxation by the assessor, a general tax sufficient to raise a revenue the net amount of which shall be equal to one-fifth of the whole amount of the principal of the five (5) year City Sewerage Bonds issued, which revenue when collected shall, after deducting the City Treasurer's per cent. for collecting the same, be deposited by such Treasurer in some bank in such city at a rate of interest not less than six (6) per cent. per annum, which interest shall be credited by such bank to the sewerage fund of such city, and shall not be paid to the City Treasurer, and all collections of such revenue shall be kept separate from the general collections of the City Treasurer and deposited in such bank as aforesaid on the same day the same shall be paid to the City Treasurer. Prior to the maturity of any part of such five (5) year bonds the Common Council shall provide for the redemption of the same by appropriations from the

Sewerage fund, by the passage of ordinances to that effect, and the City Clerk and City Treasurer, shall on the 1st day of January, April, July and October, of each year, report, in writing, to the Common Council statements showing the actual receipts of and disbursements from such fund, including the interest accrued on deposits and the redemption of interest coupons, and the City Clerk shall, at such times, make an additional report, showing at what date, any part of the principal or interest of any such bonds will mature, with the amount thereof.

Sec. 7. After the completion of any sewer, all fees paid for the privilege of making house connections to the same, shall be paid to the City Treasurer and kept separate and deposited by him to the credit of the sewerage fund, in the same manner as provided in Section 6 of this ordinance, in cases when sewerage taxes are provided to be collected and deposited, and the interest on such deposits shall be credited to the sewerage fund, and shall not be paid to the City Treasurer.

Sec. 8. All repairs of sewers shall be paid for out of the sewerage fund, unless the Common Council should deem it best to levy a general tax for that purpose, in which case the revenue derived from such taxes shall be credited to a separate fund to be called the "Repairs of Sewer Fund."

Sec. 9. This ordinance shall be in force from and after its passage.

Which was read through by the Clerk, and discussed at considerable length by several members.

Mr. Thalman offered the following motion :

That the ordinance be printed, and a copy furnished each member of the Council, and the same be made the Special order for Monday, April 4. 1870, at 7 o'clock P. M.

Mr. Cottrell moved to amend by referring the ordinance to a special committee composed of the Committee on Sewerage and Councilman Brown, Newman and Thalman.

Which amendment was accepted by Mr. Thalman.

Mr. Thalman's motion as amended was then adopted.

By consent, Mr. Kahn from special committee made the following report :

INDIANAPOLIS, March 26, 1870.

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

GENTLEMEN :—The Committee appointed to act in concert with the Committee from the Chamber of Commerce, held their meeting, and after due deliberation, concluded that it was advisable and expedient to make all rea-

sonable efforts to secure the location *here*, of the next Annual Exposition of Wool Growing and Manufacturing Association, and as the same can only be secured by a liberal spirit manifested by the city authorities, and in view that it requires nearly five thousand (\$5,000) dollars to defray the expense of said exposition, we would recommend that two thousand (\$2,000) be appropriated in aid of the enterprise, and we would further recommend that the Honorable Mayor be appointed a Committee of one to act with a Committee of two appointed by the Chamber of Commerce, for the purpose of soliciting subscriptions throughout the city, in aid of the above laudable enterprise.

Respectfully submitted,

LEON KAHN,
ISAAC THALMAN, } Committee.
THOMAS COTTRELL,

Which on motion by Mr. Newman was concurred in by the following vote :

Affirmative—Councilmen Brown, Cottrell, Harrison, Kahn, Marsee, Newman, Shepherd, Thalman, Thoms, Weaver, Wiles and Woodburn—12.

Negative—Councilmen Heckman, Kennington, Locke, Pyle, and Whitsit—5.

On motion the Council adjourned.

Daniel Macauley
DANIEL MACAULEY, Mayor.

ATTEST:

D. M. Ransdell
~~D. M. RANSDOLL~~, City Clerk.