

REGULAR MEETING.

COUNCIL CHAMBER, CITY OF INDIANAPOLIS, IND.  
MONDAY, August 1, 1904.

The Common Council of the City of Indianapolis, met in the Council Chamber, Monday evening, August 1, 1904, at 7:45 o'clock, in regular session, President James H. Billingsley in the chair.

Present: The Hon. James H. Billingsley, President of the Common Council, and 18 members, viz: Messrs. Cooper, Cottey, Crall, Davis, Eppert, Fishback, Gasper, Hofmann, Krause, Linus, Moriarity, Murray, Rhodes, Storm, Sullivan, Uhl, Wahl, Wolsiffer.

Absent, 2, viz.: Messrs. Shea, Wright.

On motion of Mr. Crall the reading of the Journal was dispensed with.

COMMUNICATIONS FROM THE MAYOR.

INDIANAPOLIS, IND., July 28, 1904.

To the Honorable, the President and Members of the Common Council:  
I return herewith with my signature and approval General Ordinance No. 45, 1904.

Respectfully,

JOHN W. HOLTZMAN,  
Mayor.

Which was read.

INDIANAPOLIS, IND., July 28, 1904.

To the Honorable, the President and Members of the Common Council:  
Gentlemen: I herewith return without my approval, General Ordinance No. 18, 1904. The purpose of this ordinance is to increase the pay of the Police Force, Detectives and Patrolmen of our city.

It is with sincere regret that I find it impossible to give my approval to this ordinance. I am fully aware of the splendid work being done by the police force of our city, and also the increase in the cost of living,

and I would gladly favor an increase of pay, if the city were financially able to stand it.

The extraordinary expenditures by reason of flood damages and the absolutely necessary repairs to the City Hospital, Tomlinson Hall, Engine Houses, and other public buildings and neglected permanently improved streets, makes it impossible for the city to do much else without another bond issue or an increase in the tax rate.

I also desire to call your attention to a request of a large number of our citizens that the city purchase for park purposes a tract of land in the eastern part of the city, soon to be sold by the State. This is a part of the land belonging to the Institution for the Deaf and Dumb and should in my opinion be purchased by the city. Should this be done, a special tax levy will have to be provided to pay for the same.

I desire also to call your attention to the fact that the thing most needed in the Police Department is an increase in the number of patrolmen rather than an increase in the pay of the men now on the force. Provision should be made as soon as the city is financially able to stand it, to increase the force in accordance with the provisions of the charter. Such an increase in the force, in my opinion, should come before an increase in pay.

Very respectfully,

JOHN W. HOLTZMAN,  
Mayor.

Which was read.

Mr. Murray moved that General Ordinance No. 18, 1904, be taken from the table and passed over the Mayor's veto.

The Clerk called the roll:

Ayes, 18, viz.: Messrs. Cooper, Cottey, Crall, Davis, Eppert, Gasper, Hofmann, Krause, Linus, Moriarity, Murray, Rhodes, Storm, Sullivan, Uhl, Wahl, Wolsiffer and President James H. Billingsley.

Noes, one, viz. Fishback.

#### REPORTS FROM OFFICIAL BOARDS.

From the Board of Public Works:

INDIANAPOLIS, IND., July 25, 1904.

To the President and Members of the Common Council:

Gentlemen: We herewith transmit to you an ordinance approving a contract between the City of Indianapolis, by and through this Board, and the McCrea-Grover Coal Company giving said company the right to lay and maintain a switch or side-track across Fifteenth street and a part of Lewis street, in the City of Indianapolis.

Respectfully,

M. A. DOWNING,  
JACOB WOESSNER,  
DAVID WALLACE,  
Board of Public Works.

Which was read.

REPORTS FROM STANDING COMMITTEES.

From the Finance Committee:

INDIANAPOLIS, IND., August 1, 1904.

To the President and Members of the Common Council:

Gentlemen: Your Committee, to whom was referred Appropriation Ordinance No. 13, 1904, have had same under consideration and would respectfully recommend that the same do pass.

Respectfully,

J. L. GASPER,  
J. H. CRALL,  
W. A. RHODES,  
LEW W. COOPER,  
J. ED. KRAUSE.  
FRANK S. FISHBACK,

Which was read.

Mr. Gasper moved the adoption of the report. Carried.

Mr. Shea entered the Council Chamber and took seat.

From the Finance Committee:

INDIANAPOLIS, IND., August 1, 1904.

To the President and Members of the Common Council:

Gentlemen: Your Committee, to whom was referred General Ordinance No. 55, 1904, have had same under consideration and would respectfully recommend that the same do pass.

Respectfully,

J. L. GASPER,  
J. H. CRALL,  
W. A. RHODES,  
LEW W. COOPER,  
J. ED. KRAUSE.  
FRANK S. FISHBACK,

Which was read.

Mr. Gasper moved the adoption of the report. Carried.

From the Finance Committee:

INDIANAPOLIS, IND., August 1, 1904.

To the President and Members of the Common Council:

Gentlemen: Your Committee, to whom was referred Appropriation Ordinance No. 12, 1904, have had the same under consideration and would respectfully recommend that the same do pass.

Respectfully,

J. L. GASPER,  
J. H. CRALL,  
W. A. RHODES,  
LEW W. COOPER,  
J. ED. KRAUSE.  
FRANK S. FISHBACK,

Which was read.

Mr. Gasper moved the adoption of the report. Carried.

From the Committee on Railroads:

INDIANAPOLIS, IND., August 1, 1904.

To the President and Members of the Common Council:

Your Committee on Railroads, to whom was referred General Ordinance No. 52, 1904, have had same under consideration and recommend that same do pass.

FRED W. EPPERT,  
OTTO HOFMANN,  
JAMES B. MURRAY,  
ALBERT E. COTTEY,  
JOHN WOLSIFFER.

Which was read.

Mr. Eppert moved that the report of the committee be concurred in. Carried.

From the Committee on Railroads:

INDIANAPOLIS, IND., August 1, 1904.

To the President and Members of the Common Council:

Your Committee on Railroads, to whom was referred General Ordinance No. 53, 1904, have had same under consideration and recommend that same do pass.

FRED W. EPPERT,  
OTTO HOFMANN,  
JAMES B. MURRAY,  
ALBERT E. COTTEY,  
JOHN WOLSIFFER.

Which was read.

Mr. Eppert moved that the report of the committee be concurred in. Carried.

From Committee on Sewers, Streets and Alleys:

INDIANAPOLIS, IND., August 1, 1904.

To the President and Members of the Common Council:

Your Committee, to whom was referred General Ordinance No. 50, 1904, beg leave to report that they have had the same under consideration and would recommend that it do pass.

W. A. RHODES.  
ALBERT E. UHL,  
FRED W. EPPERT,  
J. ED. KRAUSE,  
JAMES D. MORIARITY,

Which was read.

Mr. Rhodes moved that the report of the committee be concurred in. Carried.

INTRODUCTION OF GENERAL AND SPECIAL ORDINANCES.

By Board of Public Works:

General Ordinance No. 56—1904: An ordinance approving a certain contract granting McCrea Grover Coal Company the right to lay and maintain a side-track or switch from the L. E. & W. Ry. across Fifteenth street and a part of Lewis street, according to blue print attached, in the City of Indianapolis, Indiana.

Whereas, heretofore, to-wit: on the 11th day of July, 1904, the McCrea Grover Coal Company filed his petition before the Board of Public Works of the City of Indianapolis, as follows:

PETITION.

To the Board of Public Works, City of Indianapolis:

Gentlemen: We, the undersigned, respectfully petition for permission to maintain a switch across Fifteenth street and a part of Lewis street to serve lot E. and the north side of Lot G. in E. T. Fletcher's Sub. of E. T. & S. K. Fletcher's addition to the City of Indianapolis in accordance with the lines as shown in the accompanying blue print. The undersigned will engage in the coal and wood business on said lots. Should the Board grant this petition the necessary blue prints and descriptions will be filed for contract.

McCREA GROVER COAL CO.  
By F. F. McCrea.

Now, therefore, This agreement, made and entered into this . . . . . day of . . . . ., 1904, by and between the McCrea Grover Coal Company of the City of Indianapolis, County of Marion, State of Indiana, party of the first part, and the City of Indianapolis, by and through its Board of Public Works, party of the second part.

Witnesseth: That the party of the first part, being desirous of securing a right-of-way for a sidetrack or switch from the L. E. & W. Ry. Co. tracks across Fifteenth street and a part of Lewis street, in the City of Indianapolis, which is more specifically described as follows:

Beginning at a point in the north line of Fifteenth street, the said point being 35 feet west of the east line of Lewis street, thence with a curve line in a southeasterly direction to a point in the east line of Lewis street, the said point being 28 feet south of the south line of Fifteenth street, hereby covenants and fully binds himself, his successors, legal representatives and assigns, that, in consideration of the grant of the privileges and authority herein given, he will lay, construct and maintain said track upon the terms and conditions hereinafter set forth, to-wit:

(1) They shall be so laid, improved and kept in repair as to be safe for persons on foot, in vehicles or otherwise, and shall, at all times, be subject to the orders of the Board of Public Works of the City of Indianapolis.

(2) Said track and switch shall be laid upon such grade as shall be established by said Board, and shall be put down under its supervision and to its satisfaction and approval. Said track shall be raised or lowered to conform to any grade which may, from time to time, be hereafter established, whenever so ordered, in writing, by said Board and shall be made to conform in all respects with any ordinance passed by the Common Council or with any resolution or resolutions made by said Board, for the elevation or depression of said tracks.

(3) The crossing where said track intersects Fifteenth street and a part of Lewis street shall, at all times, be kept improved and in repair and free from obstructions or defects of any kind. No car or cars shall be permitted to obstruct such crossing or to be thereon except for such time as may be absolutely necessary in moving them back and forth, and they shall be at no time stopped or detained thereon in such manner as to obstruct public travel.

(4) Said party of the first part agrees, at the pleasure and written order of said Board, to take up and remove said track, and upon said party's failure so to do, upon such notification in writing, of ten (10) days, to promptly pay the cost of having the same done, and the party of the first part hereby releases all claims for damages whatsoever that may arise by reason of such removal; and in removing said track or causing the same to be done, said Board shall in no wise become a trespasser.

(5) The party of the first part agrees to pave between said track to the entire satisfaction of the second party, and in case said tracks shall be or become out of repair or in need of being reconstructed, or become in any way defective (of which fact the said Board shall be the exclusive judge), it shall be the duty of the said party of the first part to promptly repair or remove same, failing in which, after notification in writing of ten (10) days, said Board shall do or cause the same to be done at the expense of the said party of the first part, and for which expense and cost the said party of the first part shall be liable.

(6) The said party of the first part herein binds himself to hold said party of the second part and said city harmless from any and all claims for damages growing out of the existence, maintenance or use of said track, and to pay any judgment, with costs, that may on that account be rendered against the said party or said city.

(7) Any violations of any of the provisions of this instrument by said party of the first part, or by any one for it or at its instance or with its permission, shall operate as an immediate and absolute forfeiture of the privileges and authority given or granted by this contract: *Provided, however,* That the same may be terminated without cause at the pleasure of said Board, as hereinbefore set forth in Clause 4.

Said party of the second part by virtue of the provisions of an act of the General Assembly of the State of Indiana, entitled, "An act concerning the incorporation and government of cities having more than one hundred thousand population, according to the United States census last preceding, and matters therewith connected, and declaring an emergency," approved March 6, 1891, and in consideration of the things hereinbefore set forth and upon the terms and provisions stipulated, hereby gives, grants and duly vests said party of the first part the right, privilege and authority to lay and maintain an additional side-track or switch across Fifteenth street and a part of Lewis street in the City of Indianapolis, all as shown by the drawing attached hereto, filed herewith and for greater certainty marked "Exhibit A."

*In Witness Whereof,* We have hereunto set our hands this . . . day of . . . . ., 1904.

McCREA GROVER COAL CO.,  
By F. F. McCrea.  
Party of the first part.

Witness:

CITY OF INDIANAPOLIS,  
By M. A. DOWNING,  
JACOB WOESSNER,  
DAVID WALLACE,  
Board of Public Works,  
Party of the second part.

*And, Whereas,* Said contract has been submitted by the Board of Public Works to the Common Council of the City of Indianapolis, for its consideration and action; now, therefore,

Section 1. Be it ordained by the Common Council of the City of Indianapolis, Indiana, That such contract above set forth be, and the same is hereby in all things confirmed and approved.

Sec. 2. This ordinance shall take effect and be in full force and effect from and after its passage.

Which was read a first time and referred to the Committee on Railroads.

By Mr. Storm (by request):

General Ordinance No. 57—1904: An ordinance providing for the inspection, regulation and licensing of hotels, restaurants, cafes, inns, taverns, and other public eating houses. Prescribing penalties for the violation thereof. Providing for the revoking thereof. Defining when and how such license shall be revoked, and fixing a time for the taking effect of this ordinance.

Section 1. The word hotel in this ordinance shall be construed as meaning all places where persons are permitted to eat and are furnished with a bed in which to sleep in consideration of a fixed price. The word restaurant or cafe, within the meaning of this ordinance, shall be construed as meaning a place where a person or persons, other than employees of such restaurant or cafe, in consideration of a fixed price are provided with food to eat but are not furnished with a room or bed in which to sleep. Inns and taverns shall be construed as meaning all other public places where boarders are furnished with a meal or meals, either by the day, week or month, with or without being provided with a sleeping apartment. But the words hotel, restaurant, cafe, inn, tavern or other public eating house shall not be construed to mean a private residence occupied by a family where boarders are kept under a private arrangement and are not understood to be catering to the general public for patronage.

Sec. 2. Each and every person, firm or corporation engaged in the business of operating or conducting a hotel, restaurant, cafe, inn, tavern or public eating house, as defined in Section one (1) of this ordinance, shall be required to procure a license from the City Comptroller, authorizing him or them to operate or conduct and maintain such hotel, restaurant, cafe, inn, tavern or public eating house within the City of Indianapolis, and such license shall be due and procurable on the first day of January of each and every year, and said license shall expire on the thirty-first day of December of each year, without regard to the date of issuance. The cost of each license shall be five (\$5.00) dollars, and no deduction shall be made therefrom for the fractional part of the year. Failure to comply with the provisions of this section shall upon conviction be punished with a fine not more than fifty (\$50.00) and not less than ten (\$10.00) dollars.

Sec. 3. It shall be the duty of the Board of Health and Charities, through the executive officer thereof to issue a permit for a license to any person, firm or corporation who makes application therefor, except as hereinafter prohibited. But no person, firm or corporation shall be granted a permit whose license has been revoked, until one year has elapsed since the date of such revocation.

Sec. 4. The Board of Health and Charities, through its sanitary officers shall have the right to inspect the sanitary arrangement and

conduct of all hotels, restaurants, cafes, inns, taverns and other public eating houses, and to that end they shall at all times have the right to enter in and upon the premises for the purpose of inspecting the sanitary conditions of the same, and it shall be the duty of the owners and employes of any such hotel, restaurant, cafe, inn, tavern or other public eating house to permit such inspection.

Sec. 5. It shall be the duty of each and every hotel, restaurant, cafe, inn, tavern or public eating house as herein defined to comply with each and all of the following rules and regulations touching the sanitary arrangements and conduct of said business:

(a) All kitchen and dining room floors shall be tongued and grooved or covered with linoleum or other substance in order to prevent the deposit and accumulation of dirt or filth in the crevices.

(b) No garbage or filth shall be allowed to stand or accumulate about the premises for a longer period than twelve (12) hours.

(c) Milk and butter shall be kept in an ice box separate from that in which meat, vegetables and other articles of food are kept.

(d) Ice boxes and refrigerators must be thoroughly cleaned and put in a pure and sanitary condition at least every three days.

(e) All kitchen and dining room floors shall be carefully mopped and cleaned or oiled at least every three days.

(f) All furniture, counters, cellars, closets and the surrounding premises must be kept and maintained in a good sanitary condition.

Sec. 6. Any person, firm or corporation violating any of the provisions of Sections four (4) or five (5) of this ordinance shall be punished by a fine in any sum not more than fifty (\$50.00) dollars nor less than ten (\$10.00) dollars.

Upon the second conviction of any person, firm or corporation of a violation of any of the provisions of this ordinance, it shall be the duty of the Board of Health and Charities to immediately revoke the license of such person, firm or corporation, and no license shall again be issued to any such person, firm or corporation within one year from the date of such revocation.

Sec. 7. This ordinance shall be in full force and effect after the expiration of thirty days from and after its passage and publication.

Which was read a first time and referred to the Committee on Public Safety and Comfort.

By Mr. Fishback:

General Ordinance No. 58—1904: An ordinance requiring the various railroad companies crossing East Washington street, Noble street, West Washington at Missouri street, and East South street near Pennsylvania street, in the City of Indianapolis, Indiana, to erect and maintain safety gates for the protection of the public at each of said crossings; providing a penalty for the violation thereof 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 the Lake Erie & Western Railroad Company, and the Cleveland, Cincinnati, Chicago & St. Louis Railway Company be, and they and each of them are hereby, required to erect and maintain safety gates on each side of their tracks where the same cross East Washington street at Noble street in the City of Indianapolis, Indiana, within thirty days from the taking effect of this ordinance.

Sec. 2. That the Cleveland, Cincinnati, Chicago & St. Louis Railway Co. be, and is hereby, required to erect and maintain safety gates



on each side of its tracks where the same cross West Washington street, in the City of Indianapolis at Missouri street, within thirty days from the taking effect of this ordinance.

Sec. 3. That the Pittsburg, Cincinnati, Chicago & St. Louis Railway Co., and the Indianapolis Union Railway Co., lessee of the Belt Railway Co., be, and they and each of them are hereby, required to erect and maintain safety gates on each side of their tracks where the same cross East South street in the City of Indianapolis, Indiana, near Pennsylvania street, within thirty days from the taking effect of this ordinance.

Sec. 4. The safety gates herein provided for shall be equipped with the latest and best appliances for their safe and speedy operation, and to provide for the safety of the public so as to warn and protect persons near such crossing from approaching trains.

Sec. 5. A reliable and competent man shall be employed to operate each of said gates, when erected, who shall be and remain at his post of duty from 5 o'clock, A. M. until 12 o'clock midnight, each and every day, except when relieved by some other competent and reliable man.

Sec. 6. And be it hereby further ordained that said railroad companies are required to erect, maintain and operate at each of said crossings a watch-tower in conjunction with said safety gates in which a watchman shall be stationed continuously from 5 o'clock, A. M. until 12 o'clock midnight. And such safety gates and tower shall be so constructed that said gates shall be operated from said tower and so that said watchman may have a free and unobstructed view of trains and locomotives approaching said crossings for a distance of one square along the tracks in each direction.

Sec. 7. Nothing contained in this ordinance shall be construed as to change, modify or repeal any ordinance heretofore passed or now in force, providing for the maintenance of a flagman at said crossing, or any of them, this ordinance being intended to be cumulative and conditional to any and all ordinances now in force.

Sec. 8. Any officer of any of said railroad companies required, as aforesaid, to erect and maintain safety gates and towers, having charge of the division of said railroad or railroads crossing said streets at the points designated in Sections 1, 2 and 3 of this ordinance who shall violate any of the provisions of this ordinance, or who shall fail to comply with any of the provisions hereof, shall, upon conviction thereof, be fined in any sum not less than ten (\$10.00) dollars nor more than one hundred (\$100.00) dollars, and each day that such violation shall continue shall be considered a separate violation thereof.

Sec. 9. This ordinance shall be in full force and effect from and after its passage and publication once each week for two consecutive weeks in the Indianapolis Sentinel.

Which was read a first time and referred to Committee on Public Health.

Mr. Fishback moved to refer back to the introduction of Appropriation Ordinances Carried.

By Mr. Fishback:

Appropriation Ordinance No. 14—1904: An ordinance appropriating the sum of six hundred and thirty-five (\$635.00) dollars to and for the

use of the Department of Public Health and Charity, and fixing a time when the same shall take effect.

Whereas, Sections 284 and 285, General Ordinance No. 34, 1904, fixes the compensation of a plumbing inspector and the Board of Examiners provided for in said ordinance.

Section 1 Now, therefore, be it ordained by the Common Council of the City of Indianapolis, That there be and is hereby appropriated the sum of six hundred and thirty-five (\$635.00) dollars to and for the use of the Department of Health and Charities, such sum to be credited to the salary account of the Board of Health and Charities, and to be expended as follows:

Salary of Plumbing Inspector for period ending December 31,	
1904 .....	\$625.00
Salary of Board of Examiners for period ending December 31,	
1904 .....	10.00
	\$635.00

Sec. 2. This ordinance shall take effect and be in full force from and after its passage.

Which was read a first time and referred to the Committee on Finance.

#### MISCELLANEOUS BUSINESS.

By Mr. Gasper:

Resolution No. 3—1904: A resolution prohibiting the selling of pools or gambling of any character, whatsoever, and prohibiting the sale of intoxicating liquors within the State Fair Grounds.

To the President and Members of the Common Council:

Gentlemen: Being reliably informed that at a recent racing event given at the State Fair Grounds, near this city, that intoxicating liquors were freely dispensed and pool selling was carried on in a nefarious manner, all of which is in direct violation of the State as well as the city laws, and as His Honor, the Mayor, has stated publicly that all forms of gambling and illegal selling of intoxicating liquors, within the jurisdiction of the City of Indianapolis, must be suppressed, therefore, be it

*Resolved*, That the Board of Public Safety and Superintendent of Police is hereby notified of same and are requested to take the necessary steps to prevent the sale of intoxicating liquors and all forms of pool selling or other forms of gambling in the State Fair Grounds, at any and all times.

J. L. GASPER,  
Chairman Committee on Public Morals.

Which was read.

Mr. Gasper moved that Resolution No. 3, 1904, be placed upon its passage. Carried.

The Clerk called the roll:

Ayes, 15, viz.: Messrs. Cottey, Davis, Eppert, Fishback, Gasper, Hofmann, Linus, Moriarity, Murray, Shea, Storm, Sullivan, Uhl, Wahl, Wolsiffer.

Noes, five, viz.: Messrs. Cooper, Crall, Krause, Rhodes and President James H. Billingsley.

ORDINANCES ON SECOND READING.

Mr. Rhodes called for General Ordinance No. 50, 1904, for second reading. It was read a second time.

Mr. Rhodes moved that General Ordinance No. 50, 1904, be ordered engrossed, read a third time and placed upon its passage. Carried.

General Ordinance No. 50, 1904, was read a third time and passed by the following vote:

Ayes, 20, viz.: Messrs. Cooper, Cottey, Crall, Davis, Eppert, Fishback, Gasper, Hofmann, Krause, Linus, Moriarity, Murray, Rhodes, Shea, Storm, Sullivan, Uhl, Wahl, Wolsiffer and President James H. Billingsley.

Noes, none.

Mr. Gasper called for Appropriation Ordinance No. 12, 1904 for second reading. It was read a second time.

Mr. Gasper moved that Appropriation Ordinance No. 12, 1904, be ordered engrossed, read a third time and placed upon its passage. Carried.

Appropriation Ordinance No. 12, 1904, was read a third time and passed by the following vote:

Ayes, 20, viz.: Messrs. Cooper, Cottey, Crall, Davis, Eppert, Fishback, Gasper, Hofmann, Krause, Linus, Moriarity, Murray, Rhodes, Shea, Storm, Sullivan, Uhl, Wahl, Wolsiffer and President James H. Billingsley.

Noes, none.

Mr. Gasper called for Appropriation Ordinance No. 13, 1904, for second reading. It was read a second time.

Mr. Gasper moved that Appropriation Ordinance No. 13, 1904, be ordered engrossed, read a third time and placed upon its passage. Carried.

Appropriation Ordinance No. 13, 1904, was read a third time and passed by the following vote:

Ayes, 20, viz.: Messrs. Cooper, Cottey, Crall, Davis, Eppert, Fishback, Gasper, Hofmann, Krause, Linus, Moriarity, Murray, Rhodes, Shea, Storm, Sullivan, Uhl, Wahl, Wolsiffer and President James H. Billingsley.

Noes, none.

Mr. Gasper called for General Ordinance No. 55, 1904, for second reading. It was read a second time.

Mr. Gasper moved that General Ordinance No. 55, 1904, be ordered engrossed, read a third time and placed upon its passage. Carried.

General Ordinance No. 55, 1904, was read a third time and passed by the following vote:

Ayes, 20, viz.: Messrs. Cooper, Cottey, Crall, Davis, Eppert, Fishback, Gasper, Hofmann, Krause, Linus, Moriarity, Murray, Rhodes, Shea, Storm, Sullivan, Uhl, Wahl, Wolsiffer and President James H. Billingsley.

Noes, none.

Mr. Eppert called for General Ordinance No. 52, 1904, for second reading. It was read a second time.

Mr. Eppert moved that General Ordinance No. 52, 1904, be ordered engrossed, read a third time and placed upon its passage. Carried.

General Ordinance No. 52, 1904, was read a third time and passed by the following vote:

Ayes, 15, viz.: Messrs. Cooper, Cottey, Crall, Davis, Eppert, Gasper, Hofmann, Krause, Linus, Murray, Rhodes, Uhl, Wahl, Wolsiffer and President James H. Billingsley.

Noes, five, viz.: Messrs. Fishback, Moriarity, Shea, Storm, Sullivan.

Mr. Eppert called for General Ordinance No. 53, 1904, for second reading. It was read a second time.

Mr. Eppert moved that General Ordinance No. 53, 1904, be ordered engrossed, read a third time and placed upon its passage. Carried.

General Ordinance No. 53, 1904, was read a third time and passed by the following vote:

Ayes, 15, viz.: Messrs. Cooper, Cottey, Crall, Davis, Eppert, Gasper, Hofmann, Krause, Linus, Murray, Rhodes, Shea, Uhl, Wolsiffer and President James H. Billingsley.

Noes, five, viz.: Messrs. Fishback, Moriarity, Storm, Sullivan, Wahl.

On motion of Mr. Cooper, the Common Council, at 8:25 o'clock, adjourned.

*James H. Billingsley*  
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President.

ATTEST:

*W. M. Moriarty*  
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City Clerk.