

REGULAR MEETING.

COUNCIL CHAMBER, CITY OF INDIANAPOLIS, IND.

MONDAY, July 17, 1905.

The Common Council of the City of Indianapolis, met in the Council Chamber, Monday evening, July 17, 1905, at 7:45 o'clock, in regular session, President James H. Billingsley in the chair.

The Clerk called the roll:

Present: The Hon. James H. Billingsley, President of the Common Council, and 16 members, viz.: Messrs. Cottey, Crall, Davis, Eppert, Fishback, Gasper, Hofmann, Moriarity, Rhodes, Shea, Storm, Sullivan, Uhl, Wahl, Wolsiffer, Wright.

Absent, 4, viz.: Messrs. Cooper, Krause, Linus, Murray.

Mr. Gasper moved that the reading of the Journal be dispensed with. Carried.

COMMUNICATIONS FROM THE MAYOR.

INDIANAPOLIS, IND., July 5, 1905.

To the Honorable, the President and Members of the Common Council:

Gentlemen: I return to you herewith Appropriation Ordinance No. 20, 1905; 21, 1905; 23, 1905; and General Ordinance No. 48, 1905; 51, 1905, and 52, 1905, with my signature and approval.

Respectfully,

JOHN W. HOLTZMAN,

Mayor.

Which was read.

REPORTS FROM CITY OFFICERS.

From the City Controller:

INDIANAPOLIS, IND., July 15, 1905.

To the President and Members of the Common Council:

Gentlemen: I submit herewith letters of the Board of Public

Works requesting an appropriation of \$1,500.00 for the cleaning of obstructions in Fall Creek, also \$2,000.00 required to make proper approaches to West Washington street bridge, which explain themselves. I recommend both appropriations and inclose ordinances for that purpose.

Respectfully,

**J. P. DUNN,**  
City Controller.  
Per J. B., Dep.

INDIANAPOLIS, IND., July 14, 1905.

Jacob P. Dunn, Esq., City Controller, Indianapolis, Ind.:

Dear Sir: You are hereby directed to recommend to the Common Council an appropriation of fifteen hundred dollars (\$1,500.00) for the cleaning of all obstructions under the bridges at Central avenue, Meridian street and Illinois street in Fall Creek.

Respectfully,

**M. A. DOWNING,**  
**JACOB WOESSNER,**  
Board of Public Works,

INDIANAPOLIS, IND., July 12, 1905.

Mr. Jacob P. Dunn, City Controller, Indianapolis:

Dear Sir: We hereby request that you recommend that the Common Council appropriate out of funds not heretofore appropriated for any purpose the sum of two thousand (\$2,000.00) dollars, which will be required to make proper approaches at the ends of the new West Washington street bridge.

The City Civil Engineer reports that it will require 400 square yards of brick surface at the west end and 545 square yards of asphalt surface, together with 150 feet of straight curb and 37.68 lineal feet of round curb to make these approaches properly. The engineer says that the estimated cost of this work is \$2,000.00.

Respectfully,

**M. A. DOWNING,**  
**JACOB WOESSNER,**  
Board of Public Works.

Which was read.

#### REPORTS FROM OFFICIAL BOARDS.

#### From the Board of Public Works:

INDIANAPOLIS, IND., July 7, 1905.

To the President and Members of the Common Council:

Gentlemen: On the fifth day of June, 1905, the city, through this Board, entered into a contract with the Cleveland Street Lighting Company for a period of one year for furnishing gasoline incandescent lights for the sum of \$26.10 per lamp per year, and for gas incandescent lights for the sum of \$24.30 per lamp per year. The city is now paying under the existing contract with the Sun Vapor Street Light Company \$28.00 per year for each class of lamp.

The present contract expires August 15, 1905, and the new con-

tractor is obligated by his contract to begin the performance of the contract on that date. This leaves him barely 30 days in which to erect and equip, ready for burning, over 600 lights.

The contract has been in the Council ever since its execution, and it is necessary for this department, in order to make an order on the new contractor, to know its disposition. Unless the ordinance is speedily and favorably acted on, the city will be required to pay the higher price for this feature of public lighting.

We earnestly request, in order to expediate the work of this department and to avoid confusion when the new contract comes into force, that the Council act on this ordinance.

Respectfully,

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

Which was read.

## REPORTS FROM STANDING COMMITTEES.

From the Committee on Contracts and Franchises:

INDIANAPOLIS, IND., July 17, 1905.

To the President and Members of the Common Council:

Gentlemen: Your Committee on Contracts and Franchises, to whom was referred General Ordinances Nos. 49 and 50, 1905, have had same under consideration, and submit the following report: We find that the United States Circuit Court has decided that the lamps which the Cleveland Company propose installing are covered by and a clear infringement of the claims of United States Letter Patent No. 447757 of March 10, 1901, and while the Cleveland Street Lighting Co. have given bond for any damages the city is liable for, the members of this Council know full well that the city would be at an expense resulting from a litigation that would arise from the collection of this bond. It is not the sense of this Committee that we should place the city in a position where they would be liable for expense in this litigation, as injunction proceedings will doubtless follow as stated in letter herewith submitted. We would, therefore, recommend that these contracts be referred back to the Board of Public Works, and that these ordinances do not pass.

Respectfully,

FRED W. EPPERT,  
CHAS. G. DAVIS,  
ANDREW H. WAHL,  
J. H. CRALL,  
J. L. GASPER.

NEW YORK CITY, June 14, 1905.

Board of Public Works, Indianapolis, Ind.:

Gentlemen: It has just come to the attention of the Pennsylvania Globe Gas Light Company, of Philadelphia, that you are about to contract with the Cleveland Street Lighting Company, of Cleveland, Ohio, for the installation of a number of incandescent gasoline lamps for street lighting purposes. Therefore, I hasten to advise you that the lamps which the Cleveland Company proposes installing are covered by,

and a clear infringement of, the claims of United States Letters Patent No. 447,757 of March 10, 1891. This patent is owned by the Pennsylvania Globe Gas Light Company, and has been the subject of fierce litigation, which has resulted in a decree of the United States Circuit Court sustaining its claims, and holding the so-called Best incandescent gasoline lamp to be an infringement, and awarding an injunction and a reference to a Master for an accounting for profits and damages.

The Cleveland Company's incandescent gasoline lamp is a substantial duplicate of that of the Best, and they differ in no essential respect whatsoever. That the Cleveland Company's incandescent gasoline lamp is a clear infringement, you can readily determine for yourselves by comparing its construction with the language of the claims of the referred to patent as quoted in Judge Ray's opinion, a printed copy of which I enclose, and I am satisfied that your City Solicitor will so advise you if you refer the question to him; and I believe he will further advise you that the patent having been sustained and infringement clear, being substantially the same construction as that already held by the Court to be an infringement, that under the settled rule prevailing throughout the Federal Courts, my clients will be entitled to an injunction against the City of Indianapolis preventing it from using the Cleveland Company's infringing incandescent gasoline lamps, if you permit them to be installed.

It matters not what assertions may be made by the representatives of the Cleveland Company to the contrary, the fact is that Judge Ray's opinion completely covers the Cleveland Company's incandescent gasoline lamp, and that your permitting such lamps to be installed will be in defiance thereof, and render the City liable to an injunction and for large damages, and as above stated, I am satisfied that if you refer the question to your City Solicitor, that he will so advise you, as will any lawyer of reputation and experience.

The purpose of this letter is to call these facts to your attention, so that you may be fully advised before entering into any contract with the Cleveland Street Lighting Company, and if you do enter into any such contract, you will not be in a position to plead ignorance when suit is brought, and application made to the Court for an injunction; for while my clients are desirous of avoiding litigation with municipalities, nevertheless they cannot and will not permit their rights to be defied and infringed upon, especially after they have obtained the decision of the United States Circuit Court sustaining their patent and holding the incandescent gasoline lamps to be an infringement.

Very truly yours,

(Signed) JOHN R. BENNETT.

Which was read.

Mr. Crall moved the adoption of the report.

Mr. Shea called for the ayes and noes.

Ayes, 14, viz.: Messrs. Cottey, Crall, Davis, Eppert, Gasper, Hofmann, Moriarity, Rhodes, Storm, Sullivan, Uhl, Wahl, Wolsiffer and President James H. Billingsley.

Noes, 3, viz.: Messrs. Fishback, Shea and Wright.

The Chair declared the motion carried.

From the Finance Committee:

INDIANAPOLIS, IND., July 17, 1905.

To the President and Members of the Common Council:

Gentlemen: Your Committee on Finance, to whom was referred Appropriation Ordinance No. 24, 1905, would respectfully recommend that the same do pass.

Respectfully submitted,

J. L. GASPER,  
J. H. CRALL.  
W. A. RHODES.  
M. J. SHEA.  
FRANK S. FISHBACK.

Which was read.

Mr. Gasper moved that the report of the committee be adopted. Carried.

From the Finance Committee:

INDIANAPOLIS, IND., July 17, 1905.

To the President and Members of the Common Council:

Gentlemen: Your Committee on Finance, to whom was referred Appropriation Ordinance No. 25, 1905, would respectfully recommend that the same do pass.

Respectfully submitted,

J. L. GASPER,  
W. A. RHODES.  
J. H. CRALL.  
M. J. SHEA.  
FRANK S. FISHBACK.

Which was read.

Mr. Gasper moved that the report of the committee be adopted. Carried.

From the Judiciary Committee:

INDIANAPOLIS, IND., July 17, 1905.

To the President and Members of the Common Council:

Gentlemen: Your Committee on Judiciary, to whom was referred General Ordinance No. 45, 1905, have had same under consideration and would recommend that same do not pass.

Respectfully submitted,

ALBERT E. COTTEY.  
ANDREW H. WAHL.

Mr. Cottey moved that the report of the committee be adopted. Carried.

From the Judiciary Committee:

INDIANAPOLIS, IND., July 17, 1905.

To the President and Members of the Common Council:

Gentlemen: Your Committee on Judiciary, to whom was referred General Ordinance No. 53, 1905, have had same under consideration and would recommend that same do pass.

**ALBERT E. COTTEY,**  
**ANDREW H. WAHL.**

Which was read.

Mr. Cottey moved that the report of the committee be adopted. Carried.

From the Committee on Ordinances:

INDIANAPOLIS, IND., July 17, 1905.

To the President and Members of the Common Council:

Your Committee on Ordinances, to which was referred General Ordinance No. 23, 1904, have had same under consideration and recommend that same do pass.

**J. ED. KRAUSE.**  
**ANDREW H. WAHL.**

Which was read.

Mr. Wahl moved that the report of the committee be adopted. Carried.

From the Committee on Public Health and Charities:

INDIANAPOLIS, IND., July 17, 1905.

To the President and Members of the Common Council:

Gentlemen: We, your Committee on Public Health and Charities, to whom was referred General Ordinance No. 20, 1905, have had same under consideration and beg leave to recommend that same be amended in Section 1 so as to strike out the words "goods, wares, merchandise, farm products, dairy products, manufactured articles, or any other articles of commerce" and to insert in lieu thereof the word "butter," and in the last line of Section 1 to read fifty dollars instead of one hundred dollars, and when so amended we recommend that said ordinance do pass.

Respectfully submitted,  
**OTTO HOFMANN.**  
**ALBERT E. UHL.**

Which was read.

Mr. Hofmann moved that the report of the committee be adopted. Carried.

From the Committee on Public Health and Charities:

INDIANAPOLIS, IND., July 17, 1905.

To the President and Members of the Common Council:

Gentlemen: We, your Committee on Public Health and Charities, to whom was referred General Ordinance No. 21, 1905, have had same under consideration and beg to report as follows:

We recommend that Section 1, which Section amends Section 7, of General Ordinance No. 27, 1886, be amended by striking out the word "retail" and inserting in lieu thereof the words "in quantities to be re-sold."

We recommend that Section 2, which amends Section 8 of General Ordinance No. 27, 1886, be amended by changing the amounts from one hundred dollars to seventy-five dollars, and from two hundred dollars to one hundred and fifty dollars, and when so amended we recommend that same do pass.

Respectfully submitted,  
OTTO HOFMANN,  
ALBERT E. UHL,

Which was read.

Mr. Hofmann moved that the report of the committee be adopted. Carried.

From the Committee on Public Property and Improvements:

INDIANAPOLIS, IND., May 15, 1905.

To the President and Members of the Common Council:

Gentlemen: Your Committee on Public Property and Improvements, to whom was referred General Ordinance No. 11, 1904, have had same under consideration and would recommend that the same do pass.

Respectfully submitted,  
CHAS. E. DAVIS,  
OTTO HOFMANN,  
JAS. F. SULLIVAN.

Which was read.

Mr. Davis moved that the report of the committee be adopted. Carried

#### INTRODUCTION OF APPROPRIATION ORDINANCES

By the City Controller:

Appropriation Ordinance No. 26—1905: An ordinance appropriating two thousand (\$2,000.00) dollars to the Board of Public Works to provide proper approaches at the ends of the new West Washington street bridge.

Section 1. Be it ordained by the Common Council of the City of Indianapolis, Indiana, That there be and is hereby appropriated out of the funds of the City not heretofore otherwise appropriated, the sum of

two thousand (\$2,000.00) to the use of the Department of Public Works to provide proper approaches at the ends of the new West Washington street bridge.

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

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

By the City Controller:

Appropriation Ordinance No. 27—1905: An ordinance appropriating fifteen hundred (\$1,500.00) dollars to the Board of Public Works for the cleaning of all obstructions under the bridges at Central avenue, Meridian street and Illinois street in Fall Creek.

Section 1. Be it ordained by the Common Council of the City of Indianapolis, Indiana, That there be and is hereby appropriated out of the funds of the City not heretofore otherwise appropriated, the sum of fifteen hundred dollars (\$1,500.00) to the use of the Department of Public Works for the cleaning of all obstructions under the bridges at Central avenue, Meridian street and Illinois street in Fall Creek.

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

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

#### INTRODUCTION OF GENERAL AND SPECIAL ORDINANCES.

By. Mr. Shea (by request):

General Ordinance No. 55—1905: An ordinance defining a part of the boundary line of the City of Indianapolis, so as to extend the same, and annexing to the City of Indianapolis certain territory, providing for the publication 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, That the northeast boundary line of the said City of Indianapolis be and the same are hereby extended so as to include the following described territory which is contiguous to said City of Indianapolis, Marion county, Indiana, whether platted or not, which said following described territory is hereby annexed to and made a part of the territory constituting and forming the City of Indianapolis, Marion county, Indiana, said territory being contiguous to said City and being described as follows:

Beginning at the centre of Thirtieth street at the intersection of the east bank of Fall Creek, thence east along the centre of Thirtieth street to the centre of School street; thence north along the centre of School street to the centre of Howland street; thence west along the centre of Howland street and its extension west to the east bank of Fall Creek; thence in a southerly direction following the meanderings of the east bank of Fall Creek to the centre of Thirtieth street being the place of beginning.

Sec. 2. This ordinance shall be in full force and effect from and



after its passage and publication for two consecutive weeks, once each week, in the Indianapolis Sentinel, a daily newspaper of general circulation, printed and published in said City of Indianapolis, Marion county, Indiana.

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

By Mr. Shea (by request):

General Ordinance No. 56—1905: An ordinance defining a part of the boundary line of the City of Indianapolis, so as to extend the same and annexing to the City of Indianapolis certain territory, providing for the publication 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, That the west boundary line of the said City of Indianapolis be and the same are hereby extended so as to include the following described territory which is contiguous to said City of Indianapolis, Marion county, Indiana, whether platted or not, which said following described territory is hereby annexed to and made a part of the territory constituting and forming the City of Indianapolis, Marion county, Indiana, said territory being contiguous to said City and being described as follows:

Beginning at a point in the intersection of the east property line of Clifton street with the north property line of Thirty-second street; thence south along the east property line of Clifton street to the south property line of Thirty-first street; thence west along the south property line of Thirty-first street one hundred and eighty (180) feet; thence north parallel with and one hundred and eighty (180) feet distant from the east property line of Clifton street to the north property line of Thirty-second street; thence east along the north property line of Thirty-second street one hundred and eighty (180) feet to the place of beginning. All of which said contiguous territory shall hereafter form a part of said City of Indianapolis, Marion county, Indiana, and be within the jurisdiction of the same, and said territory is hereby consolidated with and made a part of said City of Indianapolis, Marion county, Indiana.

Sec. 2. This ordinance shall be in full force and effect from and after its passage and publication for two consecutive weeks in the Indianapolis Sentinel, a daily newspaper of general circulation, printed and published in said City of Indianapolis, Marion county, Indiana.

Which was read a first time and referred to the Committee on Sewers, Streets and Alleys.

By Mr. Billingsley:

General Ordinance No. 57—1905: An ordinance requiring the Indianapolis Union Railway Company to erect, operate and maintain safety gates and a watchman's tower at the point in the City of Indianapolis, Indiana, where the tracks of said railway company cross Twenty-first street; defining the duties of said railway company in relation to such safety gates and watchman's tower; providing penalties for the violation thereof; providing for the publication 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 it is hereby declared the duty of the Indianapolis Union Railway Company to, and said railway company is hereby required to erect, maintain and operate safety gates on both the east and west sides of the tracks of said company where said tracks cross Twenty-first street in said City within thirty (30) days from the taking effect of this ordinance; and it is hereby further ordained that said railway company is hereby required to erect, maintain and operate a watchman's tower in conjunction with such safety gates, in which a watchman shall be stationed continuously from the hour of six (6) o'clock A. M. to twelve o'clock midnight; and such safety gates and tower shall be so constructed that said gates shall be operated from such tower, and so that such watchman shall have a free and unobstructed view of trains and locomotives approaching such crossing for a distance one square in each direction, north and south.

Section 2. Any officer of said railway company in charge of said railway crossing said street at the point designated in Section 1 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 one hundred dollars nor more than five hundred dollars; and each day that such violation shall continue shall be considered a separate violation thereof.

Sec. 3. 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, a daily newspaper of general circulation, printed and published in the City of Indianapolis, Indiana.

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

By Mr. Billingsley:

General Ordinance No. 58—1905: An ordinance requiring the Indianapolis Union Railway Company to erect, operate and maintain safety gates and a watchman's tower at the point in the City of Indianapolis, Indiana, where the tracks of said railway company cross Eighteenth street; defining the duties of said railway company in relation to such safety gates and watchman's tower; providing penalties for the violation thereof; providing for the publication 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 it is hereby declared the duty of the Indianapolis Union Railway Company to, and said railway company is hereby required to erect, maintain and operate safety gates on both the east and west sides of the tracks of said company where said tracks cross Eighteenth street in said City within thirty (30) days from the taking effect of this ordinance; and it is hereby further ordained that said railway company is hereby required to erect, maintain and operate a watchman's tower in conjunction with such safety gates, in which a watchman shall be stationed continuously from the hour of six (6) o'clock A. M. to twelve o'clock midnight; and such safety gates and tower shall be so constructed that said gates shall be operated from such tower, and so that such watchman shall have a free and unobstructed view of trains and locomotives approaching such crossing for a distance one square in each direction, north and south.

Section 2. Any officer of said railway company in charge of said

railway crossing said street at the point designated in Section 1 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 one hundred dollars nor more than five hundred dollars; and each day that such violation shall continue shall be considered a separate violation thereof.

Sec. 3. 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, a daily newspaper of general circulation, printed and published in the City of Indianapolis, Indiana.

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

By Mr. Billingsley:

General Ordinance No. 59—1905: An ordinance requiring the Jeffersonville, Madison and Indianapolis Railroad Company to erect, operate and maintain safety gates and a watchman's tower at the point in the City of Indianapolis, Indiana, where the tracks of said railroad company cross Southern avenue; defining the duties of such railroad company in relation to such safety gates and watchman's tower; providing penalties for the violation thereof; providing for the publication 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 it is hereby declared the duty of the Jeffersonville, Madison and Indianapolis Railroad Company and said railroad company is hereby required to erect, maintain and operate safety gates on both the east and west sides of the tracks of said company where said tracks cross Southern avenue in said City, within thirty (30) days from the taking effect of this ordinance; and it is hereby further ordained that said railroad company is hereby required to erect, maintain and operate a watchman's tower in conjunction with such safety gates, in which a watchman shall be stationed continuously from the hour of six (6) o'clock A. M. to twelve o'clock midnight; and such safety gates and tower shall be so constructed that said gates shall be operated from such tower, and so that such watchman shall have free and unobstructed view of trains and locomotives approaching such crossing for a distance one square in each direction, north and south.

Sec. 2. Any officer of said railroad company in charge of the division of said railroad crossing said street at the point designated in Section 1 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 one hundred dollars nor more than five hundred dollars; and each day that such violation shall continue shall be considered a separate violation thereof.

Sec. 3. 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, a daily newspaper of general circulation, printed and published in the City of Indianapolis, Indiana.

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

## ORDINANCES ON SECOND READING.

Mr. Gasper called for Appropriation Ordinance No. 24, 1905, for second reading. It was read a second time.

Mr. Gasper moved that Appropriation Ordinance No. 24, 1905, be ordered engrossed, read a third time and placed upon its passage. Carried.

Appropriation Ordinance No. 24, 1905, was read a third time and passed by the following vote:

Ayes, 17, viz.: Messrs. Cottey, Crall, Davis, Eppert, Fishback, Gasper, Hofmann, Moriarity, Rhodes, Shea, Storm, Sullivan, Uhl, Wahl, Wolsiffer, Wright and President James H. Billingsley.

Noes, none.

Mr. Gasper called for Appropriation Ordinance No. 25, 1905, for second reading. It was read a second time.

Mr. Gasper moved that Appropriation Ordinance No. 25, 1905, be ordered engrossed, read a third time and placed upon its passage. Carried.

Appropriation Ordinance No. 25, 1905, was read a third time and passed by the following vote:

Ayes, 17, viz.: Messrs. Cottey, Crall, Davis, Eppert, Fishback, Gasper, Hofmann, Moriarity, Rhodes, Shea, Storm, Sullivan, Uhl, Wahl, Wolsiffer, Wright and President James H. Billingsley.

Noes, none.

Mr. Gasper called for General Ordinance No. 20, 1905, for second reading. It was read a second time.

Mr. Gasper moved that General Ordinance No. 20, 1905, be amended as recommended by the report of committee. Carried.

Mr. Gasper moved that General Ordinance No. 20, 1905, be ordered engrossed as amended, read a third time and placed upon its passage. Carried.

General Ordinance No. 20, 1905, was read a third time and passed by the following vote:

Ayes, 13, viz.: Messrs. Cottey, Crall, Davis, Eppert, Gasper, Hofmann, Shea, Storm, Sullivan, Uhl, Wahl, Wolsiffer and President James H. Billingsley.

Noes, 4, viz.: Messrs. Fishback, Moriarity, Rhodes and Wright,

Mr. Gasper called for General Ordinance No. 21, 1905, for second reading. It was read a second time.

Mr. Gasper moved that General Ordinance No. 21, 1905, be amended as recommended by the committee report. Carried.

Mr. Gasper moved that General Ordinance No. 21, 1905, be ordered engrossed as amended, read a third time and placed upon its passage. Carried.

General Ordinance No. 21, 1905, was read a third time and passed by the following vote:

Ayes, 12, viz.: Messrs. Crall, Davis, Eppert, Gasper, Hofmann, Shea, Storm, Sullivan, Uhl, Wahl, Wolsiffer and President James H. Billingsley.

Noes, 5, viz.: Messrs. Cottey, Fishback, Moriarity, Rhodes and Wright.

Mr. Wahl called for General Ordinance No. 23, 1905, for second reading. It was read a second time.

Mr. Wahl moved that General Ordinance No. 23, 1905, be ordered engrossed, read a third time and placed upon its passage. Carried.

General Ordinance No. 23, 1905, was read a third time and passed by the following vote:

Ayes, 17, viz.: Messrs. Cottey, Crall, Davis, Eppert, Fishback, Gasper, Hofmann, Moriarity, Rhodes, Shea, Storm, Sullivan, Uhl, Wahl, Wolsiffer, Wright and President James H. Billingsley.

Noes, none.

Mr. Davis called for General Ordinance No. 11, 1905, for second reading. It was read a second time.

Mr. Davis moved that General Ordinance No. 11, 1905, be ordered engrossed, read a third time, and placed upon its passage. Carried.

General Ordinance No. 11, 1905, was read a third time and passed by the following vote:

Ayes, 13, viz.: Messrs. Davis, Fishback, Hofmann, Moriarity, Rhodes, Shea, Storm, Sullivan, Uhl, Wahl, Wolsiffer, Wright and President James H. Billingsley.

Noes, 4, viz.: Messrs. Cottey, Crall, Eppert, Gasper.

Mr. Cottey called for General Ordinance No. 53, 1905, for second reading. It was read a second time.

Mr. Cottey moved that General Ordinance No. 53, 1905, be ordered engrossed, read a third time, and placed upon its passage. Carried.

General Ordinance No. 53, 1905, was read a third time and passed by the following vote:

Ayes, 16, viz.: Messrs. Cottey, Crall, Davis, Eppert, Fishback, Gasper, Hofmann, Rhodes, Shea, Storm, Sullivan, Uhl, Wahl, Wolsiffer, Wright and President James H. Billingsley.

Noes, 1, viz.: Mr. Moriarity.

Mr. Cottey called for General Ordinance No. 45, 1905, for second reading. It was read a second time.

Mr. Cottey moved that General Ordinance No. 45, 1905, be stricken from the files. Carried.

On motion of Mr. Eppert the Common Council, at 8:50 o'clock, P. M., adjourned.

  
 \_\_\_\_\_  
*President.*

ATTEST:

  
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*City Clerk.*