

## REGULAR MEETING.

COUNCIL CHAMBER, CITY OF INDIANAPOLIS, IND.

MONDAY, October 15, 1906.

The Common Council of the City of Indianapolis, met in the Council Chamber, Monday evening, October 15, 1906, at 7:30 o'clock, in regular session, President Frederick W. Eppert in the chair.

Present: The Hon. Frederick W. Eppert, President of the Common Council and 19 members, viz: Messrs. Brown, Cottey, Hamlet, Wood, Davis, Neukom, Smither, Rhodes, Bangs, Uhl, Stickelman, Hartmann, Portteus, Royse, Donavon, Sullivan, Hofmann, Hilkene and Wright.

Absent, 1, viz: Mr. Henry.

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

## COMMUNICATIONS FROM THE MAYOR.

EXECUTIVE DEPARTMENT,  
CITY OF INDIANAPOLIS.  
INDIANAPOLIS, IND., October 2, 1906.

*To the President and Members of the Common Council:*

GENTLEMEN: I return herewith with my approval the following ordinances:

General Ordinance No. 81, 1906, being "an ordinance authorizing and empowering the Board of Public Works of the City of Indianapolis, Indiana, to improve Cornell avenue, from the north property line of Tenth street to the south property line of Twenty-first street, except the crossings of Eleventh, Sixteenth, Seventeenth and Nineteenth streets, with Warren's Patent Bitulithic pavement."

General Ordinance No. 86, 1906, being "an ordinance authorizing and em-

powering the Board of Public Works of the City of Indianapolis, Indiana, to improve Locke street, from southwest line of Indiana avenue to north property line of Walnut street, with wooden block roadway and curb."

General Ordinance No. 87, 1906, being "an ordinance authorizing and empowering the Board of Public Works of the City of Indianapolis, Indiana, to improve Twentieth street, from east line of Bellefontaine street to the L. E. & W. railroad tracks, except crossing of Cornell avenue, with brick roadway and curb."

General Ordinance No. 88, 1906, being "an ordinance authorizing and empowering the Board of Public Works of the City of Indianapolis, Indiana, to improve the first alley north of Tenth street, from east property line of College avenue to west property line of Ashland avenue, with brick roadway."

General Ordinance No. 89, 1906, being "an ordinance authorizing and empowering the Board of Public Works of the City of Indianapolis, Indiana, to improve Bird street, from north property line of North street to south property line of St. Clair street, except crossing of Walnut street, with brick roadway and curb."

General Ordinance No. 90, 1906, being "an ordinance authorizing and empowering the Board of Public Works of the City of Indianapolis, Indiana, to improve the first alley east of Delaware street from north property line of Sixteenth street to south property line of Nineteenth street, except crossing of Seventeenth street, with brick roadway."

General Ordinance No. 92, 1906, being "an ordinance authorizing and empowering the Board of Public Works of the City of Indianapolis, Indiana, to improve Fifteenth street, from east property line of College avenue to the C., I. & L. R. R., with asphalt roadway and brick gutters."

General Ordinance No. 96, 1906, being "an ordinance authorizing and empowering the Board of Public Works of the City of Indianapolis, Indiana, to improve the first alley east of Park avenue, from north line of Eleventh street, except crossing of Twelfth street, to south line of Thirteenth street, with brick roadway."

General Ordinance No. 98, 1906, being "an ordinance providing for the transfer of certain funds to certain funds in and for the use of the Department of Public Works, and fixing a time when the same shall take effect."

General Ordinance No. 100, 1906, being "an ordinance authorizing and empowering the Board of Public Works of the City of Indianapolis, Indiana, to improve first alley east of Arsenal avenue, from northwest property line of Roosevelt avenue to south property line of Sixteenth street, with brick roadway."

General Ordinance No. 113, 1906, being "an ordinance providing for the transfer of certain funds to certain funds from appropriations heretofore made to and for the use of the Department of Public Safety, and fixing a time when the same shall take effect."

Special Ordinance No. 4, 1906, being "an ordinance changing the name of the street now known as Alabama street running from the north bank of Fall Creek to the south line of Thirtieth street, to Washington Boulevard; also changing the name of the street now known as Delaware street running from the north line of Thirtieth street to the south line of Thirtieth street, to Washington Boulevard."

Special Ordinance No. 5, 1906, being "an ordinance changing the name of a portion of Pine street to Davidson street."

Appropriation Ordinance No. 23, 1906, being "an ordinance appropriating \$300.00 to the Department of Public Safety for the apprehension of the murderer of Police Officer Charles Russell."

I have the honor to remain,

Very truly yours,

C. A. BOOKWALTER,  
Mayor.

EXECUTIVE DEPARTMENT,  
CITY OF INDIANAPOLIS.  
INDIANAPOLIS, IND., October 12, 1906.

*To the President and Members of the Common Council:*

GENTLEMEN: I return herewith with my approval, Appropriation Ordinance No. 16, 1906, being "an ordinance appropriating the sum of \$4,300.00 to and for the use of the Department of Public Works," such ordinance being for the purpose of extending the water mains in Brightwood avenue, Dearborn and Adams streets.

The passage of this ordinance by your honorable body opens up for consideration the important question of the further extension and improvement of the water works system belonging to the town of Brightwood at the time of its annexation by the City of Indianapolis, and now owned and operated by the city. I am most heartily in favor of giving to all citizens those public conveniences to which they are entitled through the payment of taxes, whenever it is possible to do so, but in the present instance I feel that the best interests of all the people demand that most careful consideration be given the entire water works problem in that portion of the city served by the water works plant in question, before further pipe extensions are made.

It is a most serious question in my opinion whether or not the plant as at present equipped has either sufficient pump capacity or sufficient reservoir or water capacity to furnish adequate service for any additional number of consumers. The danger which threatens as the result of this extension is not only that the new consumers would receive poor service, but that all consumers at present connected with the pipes of the system would have the efficiency of their service most materially affected. In my opinion the question to be determined is whether or not in the present physical condition of the property, do we dare continue to add consumers? If not, then the question arises, what must be done to increase the efficiency of the plant, and how much money will it be necessary for the city to expend to make such improvements as will give to all the people living in the north-eastern portion of the city, within the territory to be served by this plant, not only sufficient water for domestic purposes, but also sufficient pump capacity and reservoir capacity to guarantee them adequate fire protection. It is becoming more apparent every day that this result cannot be attained without the addition of new pumps and of a stand pipe. At present the surplus supply of this system is drawn from a cistern too small in size to permit of much greater demands upon it. Personally, I believe that the erection of a stand pipe will be rendered necessary in the near future, should the city determine to continue the operation of this plant.

I but voice the sentiments of the members of the Board of Public Works when I declare it to be the purpose of the city if in any manner possible to continue the operation of this plant, but the time has come for us to take up the whole question and solve it along correct business lines. We must either make the plant a modern one, adequate for the purposes intended, and therefore not only self-sustaining, but in a measure a profit earner, or in justice to the people residing outside the city limits served by this plant, we should decide upon some other course. It is not fair and it is not right that every citizen in Indianapolis should continue to be taxed to make up the deficit arising from the present method of operation of this plant.

The question of municipal ownership of water works is a most important one, and much can be said on both sides of the proposition. We are brought face to face with the question by the situation presented by this plan, and it occurs to me that there could be no more opportune time for such consideration than the present. I would therefore recommend that a special committee of five, of which the President of the Council should be

a member, be appointed by your honorable body to co-operate with the members of the Board of Public Works and myself in the consideration of steps necessary to settle this water works problem, and determine upon a definite fixed business policy in reference to such water system.

It is with considerable reluctance that I give my approval of this ordinance, but I recognize that its purpose is to furnish water not only to domestic consumers, but to also furnish fire protection to new factories which have sprung up within the past few years, and which now give employment to a great number of our citizens. I believe, however, that the best interests of all will be served by our first satisfying ourselves that we are right before we go ahead, and therefore have decided to approve the ordinance with the understanding that none of the moneys hereby appropriated shall be expended in making such extensions until after we have first reached the same intelligent understanding not only as to the capacity of this plant to furnish the water called for by such extensions, but also as to the future of the system.

I have the honor to remain,

Very truly yours,

C. A. BOOKWALTER,  
Mayor.

EXECUTIVE DEPARTMENT,  
CITY OF INDIANAPOLIS.

INDIANAPOLIS, IND., October 12, 1906.

*To the President and Members of the Common Council:*

GENTLEMEN: There will be presented to your honorable body at this session an ordinance providing for the appropriation of \$500 to be used as a special fund to defray the expense incident to the apprehension of Jesse Coe, the murderer of Patrolman Russell. This ordinance will be accompanied by the recommendation of the City Controller, and I submit the same to you for your consideration. It has come to my notice that an assessment has been made in the sum of \$2 upon each member of the police department, with the proceeds of which it was the intention of the police department to defray the above expense. I do not approve of this form of assessment of city employes. Men connected with the police department earn every dollar of the money they receive, and should not be asked to contribute any part of their salary to carry on work, the expense of which rightfully belongs to the city at large. You will observe that the ordinance has been so drawn that it will be possible for the City Controller to refund to any police officer having heretofore paid any money and which has been already expended. The disbursement of this fund will be left to the judgment of the Chief of Police.

I believe the purpose is a worthy one and join in the recommendation of the Controller.

I have the honor to remain,

Very truly yours,

C. A. BOOKWALTER,  
Mayor.



## REPORTS FROM CITY OFFICERS.

## From the City Controller:

CITY OF INDIANAPOLIS.  
DEPARTMENT OF FINANCE,  
OFFICE OF CITY CONTROLLER,  
INDIANAPOLIS, IND., October 15, 1906.

*To the President and Members of the Common Council:*

GENTLEMEN: I herewith submit an ordinance appropriating the sum of \$500.00 for the purpose of defraying the incidental expenses incident to the apprehension and capture of one Jesse Coe, the murderer of Patrolman Charles Russell, and recommend its immediate passage.

Respectfully,

GEO. T. BREUNIG,  
*City Controller.*

CITY OF INDIANAPOLIS,  
DEPARTMENT OF FINANCE,  
OFFICE OF CITY CONTROLLER,  
INDIANAPOLIS, IND., October 15, 1906.

*To the President and Members of the Common Council:*

GENTLEMEN: I herewith submit a communication from the Department of Public Safety requesting the transfer of the sum of \$945.00 from the fund known as "for cleaning buildings and grounds" to the fund known as "for gas and electricity," both in and for the East Market.

I present herewith an ordinance making the transfer as requested, and recommend its early passage.

Respectfully submitted,

GEO. T. BREUNIG,  
*City Controller.*

DEPARTMENT OF PUBLIC SAFETY,  
OFFICE OF THE BOARD.  
INDIANAPOLIS, IND., October 11, 1906.

*Geo. T. Breunig, Esq., City Controller, City:*

DEAR SIR: The Board of Public Safety, at a meeting held October 10, 1906, instructed me to request you to please ask the Common Council to transfer from the East Market Cleaning Buildings Fund to Gas and Electricity Fund, same Department, the sum of nine hundred forty-five dollars (\$945.00). This amount having been saved this year by the Board of Public Works doing this work.

This change being necessary as the balance in Gas and Electricity Fund, for lighting Tomlinson Hall and Market House, is \$543.74, which is about the amount required for October lighting.

Respectfully,

JOHN B. WOOD,  
*Secretary.*

### From Board of Public Works:

DEPARTMENT OF PUBLIC WORKS,  
OFFICE OF THE BOARD.  
INDIANAPOLIS, IND., October 15, 1906.

*To the President and Members of the Common Council:*

GENTLEMEN: I am directed by the Board of Public Works to forward to you, for your consideration and action thereon, the attached ordinances, authorizing and empowering the Board of Public Works to proceed with the following public improvements:

For the improvement of first alley north of Vermont street, from Meridian to Scioto streets, with brick roadway.

For the improvement of Merrill street, from southwest property line Virginia avenue to Madison avenue, except crossing of East street, and that part between Delaware and Pennsylvania streets, with bitulithic roadway, cement walks and curb.

Yours truly,

BOARD OF PUBLIC WORKS,  
F. J. Noll, Jr., *Clerk.*

P. S. Also for the improvement of Union street, from south property line McCarty street to the north property line Palmer street, except crossing of Morris street, with bitulithic pavement.

### From Building Inspector:

INDIANAPOLIS, IND., October 8, 1906.

*To the City Council:*

We, the undersigned, being property-owners in the neighborhood of the proposed skating-rink, between Eleventh and Twelfth streets on the west side of Illinois street, do hereby remonstrate against the erection and maintenance of such a building within our, a resident, district. We do hereby ask that the City Council take immediate steps to pass an ordinance, if necessary, to prohibit the issuance of a license for the erection of a skating-rink within the residence district of Indianapolis.

J. V. Dittmore, Lew Nicoli, Elizabeth H. Thompson, A. H. Nordyke, W. H. Hubbard, Mrs. S. M. Field, Mary E. Johnston, Chas. W. Hubbard, John B. Wood, Samuel E. Earp, H. L. Whitehead, Flora B. Root, Theresa H. Smith, J. H. Greenstreet, Vinson Carter, W. J. Hubbard.

DEPARTMENT OF LAW,  
CITY OF INDIANAPOLIS.  
INDIANAPOLIS, IND., October 10, 1906.

*Mr. John B. Wood, Board of Public Safety, Indianapolis, Ind.:*

DEAR SIR: Replying to your inquiry as to whether in my opinion the Common Council has power to pass an ordinance regulating the location of buildings to be used for skating-rinks, and prohibiting their location within certain districts, I beg to advise that in my judgment the Common Council has such power under Clause 7th and Clause 10th of the Municipal Corporations Act of 1905. I see no reason to doubt that a skating-rink may not be considered by the Common Council as injurious to the public comfort, and if so, the location of the same may under these sections be restricted.

FREDERICK E. MATSON,  
*City Attorney and Counsel.*

DEPARTMENT OF PUBLIC SAFETY,  
INDIANAPOLIS, IND., October 12, 1906.

*To the Common Council, City of Indianapolis:*

SIRS: I am informed that a skating-rink building is to be located in a residence district. Such a building no doubt will be a great nuisance to surrounding residence property.

I respectfully ask that this honorable body pass an ordinance similar to the livery and feed stable ordinance, prohibiting the erection or maintaining a skating-rink in certain district.

Very respectfully,

THOS. A. WINTERROWD,  
*Building Inspector.*

## REPORTS FROM STANDING COMMITTEES.

From the Finance Committee:

INDIANAPOLIS, IND., October 15, 1906.

*To the President and Members of the Common Council:*

GENTLEMEN: Your Finance Committee, to which was referred Appropriation Ordinance No. 24, 1906, entitled, "an ordinance appropriating the sum of \$125.38 to and for the use of the Department of Finance, and fixing a time when the same shall take effect," begs leave to report that it has had the same under consideration and recommends that said ordinance do pass.

Respectfully submitted,

HARRY E. ROYSE.  
W. O. BANGS.  
JAS. F. SULLIVAN,  
JACOB H. HILKENE,  
ALBERT E. COTTEY.  
W. A. RHODES.  
J. H. HAMLET.

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

From the Finance Committee:

INDIANAPOLIS, IND., October 15, 1906.

*To the President and Members of the Common Council:*

Your Committee on Finance, to which was referred Appropriation Ordinance No. 21, 1906, entitled, "an ordinance appropriating the sum of three hundred thousand dollars (\$300,000.00) to the Board of Public Works to be expended for the construction of a City Hall Building, containing offices for the several departments of the city government and an auditorium suitable for public meetings of the citizens of the City of Indianapolis, on the land belonging to the City of Indianapolis lying between Delaware street, Market street, Alabama street and Wabash street, and fixing a time when the same shall take effect," begs leave to report that it has had the same

under consideration and recommends that the same be amended by striking out all of the last clause in Section 1, beginning "Provided, however," and by substituting in lieu thereof the following: "Provided, however, That said City Hall Building when completed shall not permanently or materially interfere with the use of said land for market purposes."

And when so amended, that said ordinance do pass.

Respectfully submitted,

HARRY E. ROYSE.  
W. O. BANGS.  
JAS. F. SULLIVAN  
ALBERT E. COTTEY.  
W. A. RHODES.  
J. H. HAMLET.

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

From Ordinance Committee:

INDIANAPOLIS, IND., October 12, 1906.

*To the President and Members of the Common Council:*

GENTLEMEN: Your Committee on Ordinance, to which was referred Special Ordinance No. 6, 1906, being "an ordinance providing for the annexation of certain territory to the City of Indianapolis, introduced at the regular meeting of this body on the 17th day of September, 1906, having had the same under consideration, beg leave to recommend that said ordinance be amended as follows, to-wit:

Strike out lines 26, 27, 28, 29, and part of line 30 of Section 1 of said ordinance as the same appears in the printed proceedings of said meeting, which reads as follows: "To the center line of 39th street; thence west with the center line of 39th street to the center line of Capitol avenue; thence south with the center line of Capitol avenue to the center line of 39th street; thence west with the center line of 39th street to the center line of Senate avenue; thence north," and inserting in lieu thereof, the following: "To a point 150 feet north of the north line of what is known as 40th street where the same intersects said Illinois street from the west; thence west on a line 150 feet north of the north line of said 40th street to the center line of Senate avenue; thence south."

Also strike out from such ordinance the words, "thence west on said section line until it intersects with present corporation line of the City of Indianapolis," which said words appear in the latter part of said proposed ordinance, and substitute therefor the following, to-wit: "Thence west on said section line to a point 250 feet west of the east property line of the Country Club of Indianapolis; thence to a southeasterly direction along the said 250 foot line of the east property line of the Country Club 1195½ feet more or less to a point 250 feet west of the point which constitutes the southeast corner of said Country Club property; thence west along the south line of said Country Club property to the present corporation line of the City of Indianapolis."

As above amended, your Committee respectfully recommends that said ordinance be passed.

Respectfully submitted,

W. O. BANGS.  
JOHN F. WOOD.  
JOHN L. DONAVON.



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

From Committee on Public Morals:

INDIANAPOLIS, IND., October 15, 1906.

*To the President and Members of the Common Council:*

GENTLEMEN: Your Committee on Public Morals, to whom was referred General Ordinance No. 114, 1906, entitled, "an ordinance prohibiting the placing and distribution of paper and rags in and upon the public places of the City of Indianapolis, and providing a penalty for the violation thereof, and fixing a time when same shall take effect," begs leave to report that we have had the same under consideration and recommend that same do pass.

Respectfully submitted,

E. J. STICKELMAN.  
W. A. RHODES.  
THEODORE PORTEUS.

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

From Committee on Public Property and Improvements:

INDIANAPOLIS, IND., October 15, 1906.

*To the President and Members of the Common Council:*

GENTLEMEN: Your Committee on Public Property and Improvements, to which was referred Special Ordinance No. 3, 1905, entitled, "an ordinance annexing certain territory to the City of Indianapolis, defining a part of the boundary line of said city, and fixing a time when same shall take effect," begs leave to report that it has had the same under consideration and recommends that the same do pass.

Respectfully submitted,

B. A. BROWN.  
JOHN L. DONAVON.  
HARRY E. ROYSE.

Mr. Brown moved the report of the committee be concurred in. Carried.

From the Committee on Sewers, Streets and Alleys:

INDIANAPOLIS, IND., October 15, 1906.

*To the President and Members of the Common Council:*

GENTLEMEN: We, your Committee on Sewers, Streets and Alleys, to which was referred General Ordinance No. 109, 1906, entitled, "an ordinance authorizing and empowering the Board of Public Works of the City of Indianapolis, Indiana, to improve first alley east of New Jersey street,

from north property line Twenty-first street to south property line Twenty-second street, with brick," begs leave to report that we have had same under consideration and recommend that said ordinance do pass.

Respectfully submitted,

CHAS. G. DAVIS.  
H. C. SMITHER.  
ALBERT E. UHL.  
CHAS. L. HARTMANN.

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

From the Committee on Sewers, Streets and Alleys:

INDIANAPOLIS, IND., October 15, 1906.

*To the President and Members of the Common Council:*

GENTLEMEN: We, your Committee on Sewers, Streets and Alleys, to which was referred General Ordinance No. 95, 1905, entitled, "an ordinance authorizing and empowering the Board of Public Works of the City of Indianapolis, Indiana, to improve Virginia avenue, from a point 44.6' south of intersection of south line Maryland street with east line Delaware street to a point 43.9' north of intersection west line New Jersey street with north line Louisiana street, except crossing viaduct, with brick resurface," beg leave to report that we have had same under consideration and recommend that said ordinance do pass.

Respectfully submitted,

CHAS. G. DAVIS.  
LOUIS F. HENRY.  
ALBERT E. UHL.  
CHAS. L. HARTMANN.

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

From the Committee on Sewers, Streets and Alleys:

INDIANAPOLIS, IND., October 15, 1906.

*To the President and Members of the Common Council:*

GENTLEMEN: We, your Committee on Sewers, Streets and Alleys, to which was referred General Ordinance No. 105, 1906, entitled, "an ordinance authorizing and empowering the Board of Public Works of the City of Indianapolis, Indiana, to improve Twenty-third street, from east property line Meridian street to west property line Central avenue, with asphalt," beg leave to report that we have had same under consideration and recommend that said ordinance do pass.

Respectfully submitted,

CHAS. G. DAVIS,  
H. C. SMITHER,  
ALBERT E. UHL.  
CHAS. L. HARTMANN.

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

From the Committee on Sewers, Streets and Alleys:

INDIANAPOLIS, IND., October 15, 1906.

*To the President and Members of the Common Council:*

GENTLEMEN: We, your Committee on Sewers, Streets and Alleys, to which was referred General Ordinance No. 104, 1906, entitled, "an ordinance authorizing and empowering the Board of Public Works of the City of Indianapolis, Indiana, to improve first alley east of Windsor street, from southwest property line Commerce avenue to north property line first alley north of Twelfth street, with gravel roadway," beg leave to report that we have had the same under consideration and recommend that said ordinance do pass.

Respectfully submitted,

CHAS. G. DAVIS.  
H. C. SMITHER,  
ALBERT E. UHL,  
CHAS. L. HARTMANN.

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

From the Committee on Sewers, Streets and Alleys:

INDIANAPOLIS, IND., October 15, 1906.

*To the President and Members of the Common Council:*

GENTLEMEN: We, your Committee on Sewers, Streets and Alleys, to which was referred General Ordinance No. 108, 1906, entitled, "an ordinance authorizing and empowering the Board of Public Works of the City of Indianapolis, Indiana, to improve first alley south of Thirteenth street, from west property line Ashland avenue, with brick," beg leave to report that we have had same under consideration and recommend that said ordinance do pass.

Respectfully submitted,

CHAS. G. DAVIS.  
H. C. SMITHER,  
ALBERT E. UHL,  
CHAS. L. HARTMANN.

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

From the Committee on Sewers, Streets and Alleys :

INDIANAPOLIS, IND., October 15, 1906.

*To the President and Members of the Common Council:*

GENTLEMEN: We, your Committee on Sewers, Streets and Alleys, to which was referred General Ordinance No. 107, 1906, entitled, "an ordinance authorizing and empowering the Board of Public Works of the City of Indianapolis, Indiana, to improve Douglass street, from the north property line New York street to the south property line Michigan street, with brick gutters and curb," beg leave to report that we have had same under consideration and recommend that said ordinance do pass.

Respectfully submitted,

CHAS. G. DAVIS.  
H. C. SMITHER,  
ALBERT E. UHL.  
CHAS. L. HARTMANN.

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

INTRODUCTION OF APPROPRIATION ORDINANCES.

By the City Controller:

Appropriation Ordinance No. 25—1906: An ordinance appropriating the sum of five hundred dollars to and for the use of the Department of Public Safety, 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 sum of five hundred dollars (\$500.00) be and is hereby appropriated out of any moneys in the City Treasury, not otherwise appropriated, to and for the use of the Department of Public Safety.

The sum herein appropriated, or so much thereof as may be necessary, shall be used by the Police Department in defraying the necessary expenses caused by the efforts of said department to apprehend and capture one Jesse Coe, the murderer of Patrolman Charles Russell; and for the further purpose of refunding to the members of the Police Department a contribution of two dollars per member heretofore said to have been made for such an expense fund.

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.



## INTRODUCTION OF GENERAL AND SPECIAL ORDINANCES.

## By the City Controller:

General Ordinance No. 115—1906: An ordinance transferring the sum of \$945.00 from certain fund to certain fund in and for the use of the Department of Public Safety, 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 there be and is hereby transferred the sum of nine hundred and forty-five dollars (\$945.00) from appropriation heretofore made to and for the use of the Department of Public Safety in and for the East Market, viz., from the "Cleaning buildings and grounds" fund to the "Gas and electricity" fund.

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.

## By Board of Public Works:

General Ordinance No. 116—1906: An ordinance authorizing and empowering the Board of Public Works of the City of Indianapolis, Indiana, to improve Merrill street, from southwest property line Virginia avenue to east property line Madison avenue, except crossing East street, and that part between Delaware and Pennsylvania streets, with bitulithic roadway, cement walks and curbing.

WHEREAS, The Board of Public Works of the City of Indianapolis, Indiana, did on the 31st day of August, 1906, adopt Improvement Resolution No. 4748, 1906, for the improvement of Merrill street, from southwest property line of Virginia avenue to east property line of Madison avenue, except crossings of Pennsylvania, East and Delaware streets, and J. M. & I. Ry. tracks, with brick roadway, cement walks and curbing.

WHEREAS, The said Board of Public Works did at the same time fix the 19th day of September, 1906, at 10 o'clock A. M. as a date to hear all persons interested or whose property is affected by said proposed improvement; and the notice of the passage of said resolution and of the said time for hearing was published on the 3d day of September, 1906, and the 10th day of September, 1906, in the Indianapolis Sun, a daily newspaper of general circulation, printed and published in the City of Indianapolis, and notices by mail duly forwarded as provided by law; and

WHEREAS, On the 19th day of September, 1906, the Board having met in regular session, and having received a petition asking for a modification, postponed further action pending the investigation of said petition until September 24, 1906; and

WHEREAS, On the 24th day of September, 1906, the Board of Public Works having met in regular session and having received the report of the

City Civil Engineer stating that the petition to modify was signed by a majority of the resident property-owners, took final action on said Improvement Resolution, modifying same so as to provide for bitulithic roadway, and to leave out that portion between Delaware and Pennsylvania streets; and

WHEREAS, On the 3d day of October, 1906, a written remonstrance was filed with the Board against the said improvement of Merrill street, and the same was referred to the City Civil Engineer for investigation and report; and

WHEREAS, On the 5th day of October, 1906, the City Civil Engineer filed his written report, stating that a majority of the resident property-owners had signed said remonstrance, and

WHEREAS, On the 5th day of October, 1906, the said Board of Public Works directed that said resolution be referred to the Common Council of the City of Indianapolis, with a request that said Council pass an ordinance authorizing and empowering the said Board of Public Works to make said improvement in accordance with said resolution; now, therefore,

SECTION 1. Be it ordained by the Common Council of the City of Indianapolis, Indiana, That the Board of Public Works of said City be, and the same is, hereby authorized and empowered to improve Merrill street, from southwest property line Virginia avenue to east property line Madison avenue, except crossings of East, Delaware and Pennsylvania streets, and that part between Delaware and Pennsylvania, with bitulithic roadway, cement walks and curb, in accordance with Improvement Resolution No. 4748, 1906, adopted by the Board of Public Works on the 31st day of August, 1906.

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 Public Property and Improvements.

By Board of Public Works:

General Ordinance No. 117—1906: An ordinance authorizing and empowering the Board of Public Works of the City of Indianapolis, Indiana, to improve first alley north of Vermont street, from east property line Meridian street to west property line Scioto street, with brick.

WHEREAS, The Board of Public Works of the City of Indianapolis, Indiana, did on the 5th day of September, 1906, adopt Improvement Resolution No. 4760, 1906, for the improvement of first alley north of Vermont street, from the east property line of Meridian street to the west property line of Scioto street, by grading and paving the roadway with brick laid on a six (6) inch rolled broken stone foundation from property line to property line to a uniform width of ten and fifty hundredths (10.50) feet, except the space of one and one-half (1½) inches on each side being marginal plank, also setting marginal plank all as shown on plans.

WHEREAS, The said Board of Public Works did at the same time fix the 21st day of September, 1906, at 10 o'clock A. M. as a date to hear all persons interested or whose property is affected by said proposed improvement; and the notice of the passage of said resolution and of the said time for hearing was published on the 6th day of September, 1906, and the 13th day of September, 1906, in the Indianapolis Sun, a daily newspaper of general circulation, printed and published in the City of Indianapolis, and notices by mail duly forwarded as provided by law; and

WHEREAS, On the 21st day of September, 1906, the Board having met in regular session, took final action on said Improvement Resolution without modification; and

WHEREAS, On the 28th day of September, 1906, a written remonstrance was filed with the Board against the said improvement of first alley north of Vermont street, and the same was referred to the City Civil Engineer for investigation and report; and

WHEREAS, On the 3d day of October, 1906, the City Civil Engineer filed his written report, stating that a majority of the resident property-owners had signed said remonstrance, and

WHEREAS, On the 3d day of October, 1906, the said Board of Public Works directed that said resolution be referred to the Common Council of the City of Indianapolis, with a request that said Council pass an ordinance authorizing and empowering the said Board of Public Works to make said improvement in accordance with said resolution; now, therefore

SECTION 1. Be it ordained by the Common Council of the City of Indianapolis, Indiana, That the Board of Public Works of said City be, and the same is, hereby authorized and empowered to improve first alley north of Vermont street, from the east property line of Meridian street to the west property line of Scioto street, by grading and paving the roadway with brick laid on a six (6) inch rolled broken stone foundation from property line to property line to a uniform width of ten and fifty hundredths (10.50) feet, except the space of one and one-half (1½) inches on each side being marginal plank, also setting marginal plank all as shown on plans, in accordance with Improvement Resolution No. 4760, 1905, adopted by the Board of Public Works on the 5th day of September, 1906.

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 Sewers, Streets and Alleys.

By Board of Public Works :

General Ordinance No. 118—1906: An ordinance authorizing and empowering the Board of Public Works of the City of Indianapolis, Indiana, to improve Union street, from south property line McCarty street to north property line Palmer street, except crossing Morris street, with bitulithic roadway.

WHEREAS, The Board of Public Works of the City of Indianapolis, Indiana, did on the 28th day of September, 1906, adopt Improvement Resolution No. 4798, 1906, for the improvement of Union street, from the south property line of McCarty street to the north property line of Palmer street, except crossing Morris street, by grading and paving the roadway from curb line to curb line to a uniform width of thirty feet including the wings of intersecting streets and alleys with Warren Patent Bitulithic pavement laid on a six (6) inch concrete foundation except the space of eight (8) feet in the center of the street occupied by street car tracks and setting the necessary marginal stones all as shown on plans.

WHEREAS, The said Board of Public Works did at the same time fix the 15th day of October, 1906, at 10 o'clock, A. M. as a date to hear all persons interested or whose property is affected by said proposed improvement; and



the notice of the passage of said resolution and of the said time for hearing was published on the 29th day of September, 1906, and the 6th day of October, 1906, in the Indianapolis Sun, a daily newspaper of general circulation, printed and published in the City of Indianapolis, and notices by mail duly forwarded as provided by law; and

WHEREAS, On the 15th day of October, 1906, the Board having met in regular session, took final action on said Improvement Resolution without modification; and

WHEREAS, On the 4th day of October, 1906, a written remonstrance of the majority of the resident property-owners was filed with the Board against the improvement of Union street, and

WHEREAS, On the 15th day of October, 1906, the said Board of Public Works directed that said resolution be referred to the Common Council of the City of Indianapolis, with a request that said Council pass an ordinance authorizing and empowering the said Board of Public Works to make said improvement in accordance with said resolution; now therefore

SECTION 1. Be it ordained by the Common Council of the City of Indianapolis, Indiana, That the Board of Public Works of said City be, and the same is, hereby authorized and empowered to improve Union street, from the south property line of McCarty street to the north property line of Palmer street, except crossing Morris street, by grading and paving the roadway from curb line to curb line to a uniform width of thirty feet including the wings of intersecting streets and alleys with Warren's Patent Bitulithic pavement laid on a six (6) inch concrete foundation, except the space of eight (8) feet in the center of the street occupied by street car tracks and setting the necessary marginal stones all as shown on plans, in accordance with Improvement Resolution No. 479S, 1906, adopted by the Board of Public Works on the 28th day of September, 1906.

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 Public Health.

By Mr. Stickelman:

General Ordinance No. 119—1906: An ordinance regulating the location, erection and maintenance, or the establishment and maintenance, of skating-rinks for roller skating, hereafter erected or established in the City of Indianapolis, fixing 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, That it shall hereafter be unlawful for any person, partnership or corporation to locate, build, erect and maintain, or to establish and maintain, any skating-rink for roller skating within the City of Indianapolis within one hundred (100) feet of any dwelling house used for residence purposes.

SEC. 2. It shall hereafter be unlawful for any person, partnership or corporation to locate, build, erect and maintain or to establish and maintain, any skating-rink for roller skating within the City of Indianapolis within any block or square upon which there exists any church or public school building.

SEC. 3. Any person, partnership or corporation violating any of the provisions of this ordinance shall be fined in the sum of one hundred dollars



(\$100) for the first offense, and the sum of twenty-five dollars (\$25) for every additional offense, and every day said ordinance is violated shall constitute an additional offense.

SEC. 4. And be it further ordained and provided that any skating-rink for roller skating erected or established in violation of this ordinance shall be deemed a nuisance, and may be abated as such; and it is hereby made the duty of the Building Inspector of the City of Indianapolis to abate the same as a nuisance by proper steps taken.

SEC. 5. 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 Sun of Indianapolis.

Which was read a first time.

Mr. Hamlet moved that the rules be suspended and General Ordinance No. 119, 1906, be placed upon its passage. Carried.

Mr. Stickelman called for the second reading of General Ordinance No. 119, 1906. It was read a second time.

Mr. Stickelman moved that General Ordinance No. 119, 1906, be ordered engrossed, read a third time and placed upon its passage. Carried.

General Ordinance No. 119, 1906, was read a third time and passed by the following vote:

Ayes, 20, viz.: Messrs. Brown, Cottey, Hamlet, Wood, Davis, Neukom, Smither, Rhodes, Bangs, Uhl, Stickelman, Hartmann, Portteus, Royse, Donavon, Sullivan, Hofmann, Hilken, Wright and President Frederick W. Eppert.

Noes, none.

By Mr. Wright:

General Ordinance No. 120—1906: An ordinance requiring the Vandalia Railroad Company to station a flagman at the crossing of said railway and Harding street, in the City of Indianapolis, and fixing a time for its taking effect.

SECTION I. Be it ordained by the Common Council of the City of Indianapolis, That the Vandalia Railroad Company be and the same is, required to station and maintain at its expense, a flagman at the crossing of the tracks of said Railroad Company and Harding street, in the City of Indianapolis, Indiana, which flagman shall be on duty at such point at all times during the day so as to give proper warning to persons crossing such tracks at such points of the approach of engines, trains and cars upon said tracks.

SEC. 2. After the passage of this ordinance said Vandalia Railroad Company shall be deemed guilty of an offense for each day it shall fail, neglect,

or refuse to so keep and maintain a flagman as aforesaid at said crossing, and upon conviction thereof shall be fined in any sum not exceeding \$10.00 and not less than \$1.00 for each offense.

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 Sun.

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

Mr. Royse:

Special Ordinance No. 8—1906: An ordinance changing the names of certain streets in the City of Indianapolis, Indiana.

SECTION 1. Be it ordained by the Common Council of the City of Indianapolis, Indiana, That the names of the streets herein set forth be, and the same hereby are, changed to the names hereinafter set forth as follows, to-wit:

That the name of Buckeye street, Decatur street, Ingo street and Schurman avenue be changed to Harding street;

That the name of Helen street and Reynolds avenue be changed to Traub avenue;

That the name of Laura street be changed to Germania avenue;

That the name of Becker street be changed to Tremont avenue;

That the name of Cooper avenue be changed to Goodlett avenue;

That the name of Best street and Stout street be changed to Centennial street;

That the name of Leeds street, Flack street and that part of McCormick street lying west of Miley avenue be changed to Ohio street;

That the name of Florence street be changed to Lynn street;

That the name of Hulda street be changed to Wilmot street;

That the name of Martin street (being that Martin street lying next east of Tibbs avenue) be changed to Groff avenue;

That the name of Monterey street be changed to Minkner street;

That the name of Dorcas street and that part of Maryland street lying west of White river be changed to Pearl street;

That the name of that part of Pennsylvania street lying north of Thirtieth street be changed to Talbott avenue;

That the name of that part of Delaware street lying north of Thirty-second street and the name of Washington Boulevard be changed to Alabama street;

That the name of that part of Park avenue lying north of Fall Creek be changed to Ruckle street;

That the name of that part of Broadway lying north of Fall Creek be changed to Park avenue;

That the name of that part of College avenue being the third street east of Central avenue, north of Fall Creek, be changed to Broadway;

That the name of that part of Bellefontaine street lying north of Fall Creek be changed to Ashland avenue;

That the name of Lawrence avenue be changed to Dye street;

That the name of that part of West Eighteenth street extending from the Canal to ice pond be changed to Holton Place;

That the name of Western avenue be changed to Sutherland avenue;

That the name of Wayne street be changed to Darnell street;  
That the name of Waldon street be changed to Smith street;  
That the name of Guffin street be changed to Garfield Place;  
That the name of that part of Jefferson avenue lying between Jupiter street and Tacoma avenue be changed to Coyner avenue;  
That the name of that part of Jefferson avenue lying east of Tacoma avenue be changed to Seventeenth street;  
That the name of Jupiter street be changed to Jefferson avenue;  
That the name of Ottawa street be changed to Hamilton avenue;  
That the name of Urbana street be changed to Nineteenth street;  
That the name of Crown street be changed to Tacoma avenue;  
That the name of Sherman Drive west of the Belt railroad be changed to Brightwood avenue;  
That the name of Fay street, Roache street and McPherson street be changed to Gale street;  
That the name of that part of St. Clair street lying east of La Salle street be changed to Pratt street;  
That the name of Davis street and of Kemington street be changed to Alabama street;  
That the name of Edgewood street and of McKernan street be changed to Leonard street;  
That the name of Parkway be changed to Dunlop street;  
That the name of Terrace avenue be changed to Nebraska street;  
That the name of Homestead street and of Julia street be changed to Regent street;  
That the name of Logan street be changed to New Jersey street;  
That the name of Price avenue be changed to Harlan street;  
That the name of Arthur street be changed to Laurel street;  
That the name of McCauley street be changed to Wyoming street;  
That the name of Winchester street be changed to Tabor street;  
That the name of Bryan street be changed to Kelly street;  
That the name of Bayard street and Deane street be changed to Hoefgen street;  
That the name of Rock street be changed to LeGrande avenue;  
That the name of Mattie avenue be changed to Drapier street;  
That the name of Franklin street be changed to Oakland avenue;  
That the name of Nelson avenue be changed to Holliday street;  
That the name of Quill street be changed to Wilbur avenue.

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

#### MISCELLANEOUS BUSINESS.

By Mr. Hofmann:

*Mr. President:*

In accordance with the suggestion of the Mayor, I suggest that the President of the Common Council name a committee of five, the President of the Council to be a member of the committee, the same to co-operate with the Board of Public Works in an investigation of the Brightwood water works, to determine the efficiency and needs of said water plant.

OTTO HOFMANN.

Mr. Hofmann moved the adoption of the Resolution. Carried.

The President appointed the following committee: President Eppert, Hofmann, Brown, Cottey and Sullivan.

By Mr. Wood:

WHEREAS, The annexation of certain additional territory renders it absolutely necessary that a new city map be at once prepared, and

WHEREAS, There being at this time no complete map of Marion County showing both county and city lines, and

WHEREAS, There appears to be a necessity for such combined city and county map; therefore, be it

*Resolved*, That a special committee of three be appointed by the President from the membership of this body to act in conjunction with the Mayor and members of the Board of Public Works to investigate the expense of preparation of such map and report their findings to the Common Council with such recommendations as they see fit to make.

JOHN F. WOOD.

Mr. Wood moved the adoption of the Resolution, which was carried and referred to the Committee on Printing.

By President Eppert:

Resolution No. 10—1906:

*To the President and Members of the Common Council:*

On page 17, Section 27, Laws and Ordinances 1904, is found (and briefly stated here), That the Council shall have the power to supervise and investigate all the departments, officers and employes of such city, in which such city may be interested; and while further, in section 48, we find the executive departments named, which here excludes the Park Department; but in section 199 is found, That in addition to the executive departments now established by law in such cities, there is hereby established as one of the executive departments of such city a Department of Public Parks, and in view of the fact that in the annual budget for appropriations from the City Treasurer they receive their proportionate share, just as do the other executive departments, and that section 10 states that the Park Board shall have full and complete power, subject to the laws of the State and the powers of the Common Council, etc., and that section 203 reads, On or before the first day of February each year said Board shall make a report of receipts and disbursements for preceding calendar year just the same as is provided for other executive departments, and in view of these legal facts and many other facts not here quoted, that should not the Council have the same authority over the Park Board as over the other executive departments would be in conflict with the whole Charter which gives the Council power of impeachment and the power to make appropriations and fix the tax levy, and in view of these unquestionable facts we can see no reason why any distinction should be made in favor of the executive departments of the Park Board any more than the working and requirements of any other executive department, and believing that certainly none should exist we can see no just reason for maintaining a home at the taxpayers' expense for the Superintendent of the Parks any more so than should the taxpayers be called upon to maintain at public expense a home for the superintendents of her many other city departments. It is the consensus of opinion of the



Council that this Riverside home should no longer be maintained as a Park Superintendent's home, but should be bringing in a fair rental return in proportion to the taxpayers' financial investments, or converted into a fresh air mission home for doing charity duties, caring for this "no mean city's" worthy and needy sick children. Now, therefore, be it

*Resolved*, That this Council request of the City Attorney an early legal opinion as to the jurisdiction this Council has relative to one of the executive departments and known as the Park Board, or Park Commissioners.

Mr. Neukom moved the adoption of the Resolution. Carried.

#### ORDINANCES ON SECOND READING.

Mr. Royse called for Appropriation Ordinance No. 21, 1906, for second reading. It was read a second time.

Mr. Royse moved that Appropriation Ordinance No. 21, 1906, be amended as recommended by the committee. Carried.

Mr. Royse moved that Appropriation Ordinance No. 21, 1906, be ordered engrossed, as amended, read a third time and placed upon its passage. Carried.

Appropriation Ordinance No. 21, 1906, was read a third time and passed by the following vote:

Ayes, 18, viz.: Messrs. Brown, Cottey, Hamlet, Wood, Davis, Neukom, Smither, Rhodes, Bangs, Uhl, Stickelman, Hartmann, Royse, Donavon, Sullivan, Hofmann, Wright and President Frederick W. Eppert.

Noes, 2, viz.: Messrs. Portteus and Hilkene.

Mr. Royse called for Appropriation Ordinance No. 24, 1906, for second reading. It was read a second time.

Mr. Royse moved that Appropriation Ordinance No. 24, 1906, be ordered engrossed, read a third time and placed upon its passage. Carried.

Appropriation Ordinance No. 24, 1906, was read a third time and passed by the following vote:

Ayes, 20, viz.: Messrs. Brown, Cottey, Hamlet, Wood, Davis, Neukom, Smither, Rhodes, Bangs, Uhl, Stickelman, Hartmann, Portteus, Royse, Donavon, Sullivan, Hofmann, Hilkene, Wright and President Frederick W. Eppert.

Noes, none.

Mr. Bangs called for Special Ordinance No. 6, 1906, for second reading. It was read a second time.

Mr. Bangs moved that Special Ordinance No. 6, 1906, be amended as recommended by the committee. Carried.

Mr. Bangs moved that Special Ordinance No. 6, 1906, be ordered engrossed, as amended, read a third time and placed upon its passage. Carried.

Special Ordinance No. 6, 1906, was read a third time and passed by the following vote:

Ayes, 20, viz.: Messrs. Brown, Cottey, Hamlet, Wood, Davis, Neukom, Smither, Rhodes, Bangs, Uhl, Stickelman, Hartmann, Portteus, Royse, Donavon, Sullivan, Hofmann, Hilkene, Wright and President Frederick W. Eppert.

Noes, none.

Mr. Stickelman called for General Ordinance No. 114, 1906, for second reading. It was read a second time.

Mr. Stickelman moved that General Ordinance No. 114, 1906, be ordered engrossed, read a third time and placed upon its passage. Carried.

General Ordinance No. 114, 1906, was read a third time and passed by the following vote:

Ayes, 18, viz.: Messrs. Brown, Cottey, Hamlet, Davis, Neukom, Smither, Rhodes, Bangs, Uhl, Stickelman, Hartmann, Portteus, Royse, Donavon, Sullivan, Hofmann, Hilkene and President Frederick W. Eppert.

Noes, 2, viz.: Messrs. Wood and Wright.

Mr. Brown called for Special Ordinance No. 3, 1906, for second reading. It was read a second time.

Mr. Brown moved that Special Ordinance No. 3, 1906, be ordered engrossed, read a third time and placed upon its passage. Carried.

Special Ordinance No. 3, 1906, was read a third time and passed by the following vote:

Ayes, 13, viz.: Messrs. Brown, Cottey, Wood, Neukom, Bangs, Hartmann, Portteus, Royse, Donavon, Sullivan, Hofmann, Hilkené and President Frederick W. Eppert.

Noes, 7, viz.: Messrs. Hamlet, Davis, Smither, Rhodes, Uhl, Stickelman and Wright.

Mr. Royse called for General Ordinance No. 84, 1906, for second reading. It was read a second time.

Mr. Royse moved that General Ordinance No. 84, 1906, be ordered engrossed, read a third time and placed upon its passage.

General Ordinance No. 84, 1906, was read a third time and failed to pass by the following vote:

Ayes, 10, viz.: Messrs. Brown, Cottey, Wood, Bangs, Royse, Donavon, Sullivan, Hofmann, Hilkené and President Frederick W. Eppert.

Noes, 10, viz.: Messrs. Hamlet, Davis, Neukom, Smither, Rhodes, Uhl, Stickelman, Hartmann, Portteus and Wright.

Mr. Davis called for General Ordinance No. 109, 1906, for second reading. It was read a second time.

Mr. Davis moved that General Ordinance No. 109, 1906, be ordered engrossed, read a third time and placed upon its passage. Carried.

General Ordinance No. 109, 1906, was read a third time and passed by the following vote:

Ayes, 20, viz.: Messrs. Brown, Cottey, Hamlet, Wood, Davis, Neukom, Smither, Rhodes, Bangs, Uhl, Stickelman, Hartmann, Portteus, Royse, Donavon, Sullivan, Hofmann, Hilkené, Wright and President Frederick W. Eppert.

Noes, none.

Mr. Davis called for General Ordinance No. 105, 1906, for second reading. It was read a second time.

Mr. Davis moved that General Ordinance No. 105, 1906, be ordered engrossed, read a third time and placed upon its passage. Carried.

General Ordinance No. 105, 1906, was read a third time and passed by the following vote:

Ayes, 20, viz.: Messrs. Brown, Cottey, Hamlet, Wood, Davis, Neukom, Smither, Rhodes, Bangs, Uhl, Stickelman, Hartmann, Portteus, Royse, Donavon, Sullivan, Hofmann, Hilkene, Wright and President Frederick W. Eppert.

Noes, none.

Mr. Davis called for General Ordinance No. 108, 1906, for second reading. It was read a second time.

Mr. Davis moved that General Ordinance No. 108, 1906, be ordered engrossed, read a third time and placed upon its passage. Carried.

General Ordinance No. 108, 1906, was read a third time and passed by the following vote:

Ayes, 20, viz.: Messrs. Brown, Cottey, Hamlet, Wood, Davis, Neukom, Smither, Rhodes, Bangs, Uhl, Stickelman, Hartmann, Portteus, Royse, Donavon, Sullivan, Hofmann, Hilkene, Wright and President Frederick W. Eppert.

Noes, none.

Mr. Davis called for General Ordinance No. 104, 1906, for second reading. It was read a second time.

Mr. Davis moved that General Ordinance No. 104, 1906, be ordered engrossed, read a third time and placed upon its passage. Carried.

General Ordinance No. 104, 1906, was read a third time and passed by the following vote:

Ayes, 20, viz.: Messrs. Brown, Cottey, Hamlet, Wood, Davis, Neukom, Smither, Rhodes, Bangs, Uhl, Stickelman, Hartmann, Portteus, Royse, Donavon, Sullivan, Hofmann, Hilkene, Wright and President Frederick W. Eppert.

Noes, none.

Mr. Davis called for General Ordinance No. 107, 1906, for second reading. It was read a second time.

Mr. Davis moved that General Ordinance No. 107, 1906, be ordered engrossed, read a third time and placed upon its passage. Carried.



General Ordinance No. 107, 1906, was read a third time and passed by the following vote.

Ayes, 20, viz.: Messrs. Brown, Cottey, Hamlet, Wood, Davis, Neukom, Smither, Rhodes, Bangs, Uhl, Stickelman, Hartmann, Portteus, Royle, Donavon Sullivan, Hofmann, Hilken, Wright and President Frederick W. Eppert.

Noes, none.

Mr. Davis called for General Ordinance No. 95, 1906, for second reading. It was read a second time.

Mr. Davis moved that General Ordinance No. 95, 1906, be ordered engrossed, read a third time and placed upon its passage. Carried.

General Ordinance No. 95, 1906, was read a third time and passed by the following vote:

Ayes, 15, viz.: Messrs. Brown, Cottey, Hamlet, Wood, Davis, Neukom, Bangs, Uhl, Stickelman, Hartmann, Portteus, Sullivan, Hofmann, Hilken and President Frederick W. Eppert.

Noes, 5, viz.: Messrs. Smither, Rhodes, Royle, Donavon and Wright.

Mr. Davis moved that General Ordinance No. 106, 1906, be taken from the Committee on Sewers, Streets and Alleys, and given to the Committee on Public Property and Improvements. Carried.

Pursuant to a resolution adopted at the regular meeting of October 1, 1906, the Council convened in a committee of the whole for the consideration of General Ordinance No. 93, 1906, being "An ordinance for the Improvement of Capitol Avenue with westrumite macadam pavement, from the north line of the Fall Creek Bridge to a point 632 feet north of the north property line of Thirty-third street." The President called Albert E. Cottey to the chair. General Ordinance No. 93 was read, as provided for in the rules of the Common Council, and then read by sections in accordance with such rule. After debate and consideration Mr. Royle moved that the committee rise, and that it recommend to the Common Council that such ordinance be

stricken from the files. Mr. Brown moved that the motion of Mr. Royse be laid upon the table, which motion was seconded by Mr. Uhl, who called for the ayes and noes. The vote showed the motion was lost by the following vote:

Ayes, 2, viz.: Messrs. Brown and Uhl.

Noes, 17, viz.: Messrs. Cottey, Hamlet, Wood, Davis, Neukom, Smither, Rhodes, Bangs, Stickelman, Portteus, Royse, Donavon, Sullivan, Hofmann, Hilkene, Wright and President Frederick W. Eppert.

The question was then put upon the adoption of the motion of Mr. Royse, which was carried by the following vote:

Ayes, 19, viz.: Messrs. Brown, Cottey, Hamlet, Wood, Davis, Neukom, Smither, Rhodes, Bangs, Uhl, Stickelman, Portteus, Royse, Donavon, Sullivan, Hofmann, Hilkene, Wright and President Frederick W. Eppert.

Noes, none.

The committee then rose and reported action to the Council.

President Eppert then resumed the chair.

Mr. Cottey called for General Ordinance No. 93, 1906, for second reading. It was read a second time.

Mr. Cottey moved that General Ordinance No. 93, 1906, be stricken from the files. Carried.

On motion of Mr. Royse, the Common Council, at 10:15 o'clock P. M., adjourned.

*Fred. W. Eppert*  
 \_\_\_\_\_  
 President.

ATTEST:

*James M. ...*  
 \_\_\_\_\_  
 City Clerk.

