

inspector of stone work on the joint city and county building. Joint city and county building committee.

J. Sherry & Company asked that an electric light be established at the intersection of Second South and Sixth West streets. Committee on improvements.

Mr. E. Cummings and others asked that State street, between South Temple and First South streets, be paved with Belgian or stone blocks. Board of public works, with city attorney associated.

Mrs. Kirby was present and made a verbal statement regarding the damage done her property on State, between South Temple and First South street, by reason of the elevated grade recently established by the city engineer on that street. Referred to the city attorney.

Bechtol & Sands and others asked that the license on billiard and pool tables be reduced. Committee on license.

Charles Calne and Edmudd A. Kessler asked that a deed given by the city to them on certain real estate be corrected. Referred to the Mayor and city attorney associated.

The bill of John Gabbot for \$50, for services rendered in distributing water from Parley's Canyon creek, was referred to the committee on irrigation.

The bill of the law firm of Rawlins & Critchlow for \$200 for legal services rendered in the case of Hyrum Johnson against the city, in the Third District court, was allowed and the amount placed on the appropriation list.

#### BOARD OF PUBLIC WORKS.

The board of public works reported adversely on the petition of Wm. H. Groves for the destruction of certain flumes on the sidewalk in front of his premises. Adopted.

The same board reported that it had accepted sidewalks laid by Alma Luce, A. L. Williams, Isaac Sears, Louise E. Strickland, Sarah J. Sears and Mrs. L. C. Alexander; also exempting the tax on the walk in front of Brooks Arcade, now in course of construction.

#### DISALLOWED.

The committee on claims reported adversely on the bill of Dr. Smith for \$75 for treatment given to broken finger of Assistant Chief Levy of the fire department. Adopted.

#### FOR THE EXCHANGE OF CERTAIN LANDS.

City Engineer Doremus reported that he had succeeded in making arrangement for the exchange of certain lands between the city and Mr. L. C. Trent, between the north terminus of State street and Capitol Hill. Received and filed.

#### HE BOWS IN SUBMISSION.

The following communication from Assessor and Collector Clute was read, received and filed:

Gentlemen—In so far as the Third District court has rendered a decision sustaining the City Council, sitting as a board of equalization in their action reducing the value of real estate and improvements 20 per cent., I would respectfully ask your honorable body to instruct J. F. Jack, Esq., your recorder, to certify to me the assessment roll in accordance with the resolution making said reduction as passed by your honorable body while sitting as a board of equalization.

Councilman Young offered the subjoined resolution:

Whereas, The injunction granted by the District court restraining the city recorder from furnishing the assessor and collector with the assessment roll as corrected by this Council has been dissolved; now therefore,

Be it resolved, That the city recorder be and hereby is ordered to furnish forthwith, and without unnecessary delay, to the assessor and collector, a list of the taxes to be collected, being the assessment roll as prepared by the assessor and collector, with all corrections made by this Council, including the 20 per cent. reduction in the value of real estate and improvements. Adopted.

#### THE REPORT OF C. K.

The committee on sanitary and quarantine regulations, to whom was referred the quarterly report of the health department, reported that they had checked the same and found it correct, and recommended its adoption. Adopted.

#### FROM THE COMMITTEE ON STREETS.

The committee on streets reported favorably on the petition of Matthew White, asking for a railway franchise, commencing at the intersection of South Temple and Fourth West streets westward to the city limits. Laid over for one week.

The same committee recommended that the Rapid Transit Street Railway company be allowed to lay an extra track on North Temple street, between East and West Temple streets. Adopted.

#### JOINT BUILDING FOUNDATION.

The following report from the joint building committee was read and after some unimportant discussion, adopted:

Your committee appointed to consider and report on the plan of constructing the foundation for a building to be erected on the Eighth ward square, beg leave to report as follows:

1.—In order to secure a constant water level, that a dam of eight feet in depth below the main bed of the concrete footing course, and at least eighteen feet from the foundation walls be laid around the entire building, and made to discharge into a sink or well located near the southwest corner of the building, the well to have a manhole to admit of inspection or cleaning. From the well a pipe to be laid discharges either into the sewer or into the canal on Eighth South street.

2.—That the bed of the footing course for foundation be raised eighteen inches above the level originally planned, and so as to rest on the surface of the general excavation now finished.

3.—That no timber of any kind be used either in or under the foundation, and that the concrete footing be placed immediately in contact with the earth.

4.—That the footing course of concrete be increased in width from six and a half to nine and a half feet, and in thickness from twenty to thirty inches, and that this course be reinforced by the use of railroad iron weighing sixty pounds per yard, cross-rates to be laid not more than two feet apart, centres and longitudinal rails not less than nine in number to extend around the entire building, the arrangement of rails to be determined by the supervising architect. The foundation of interior walls to be constructed on the same principle and with similar relative proportions of iron rails and concrete.

#### THE POLICE MUDDLE ONCE MORE.

The ordinance abolishing the office of police captain, recently introduced by Councilman Folland, then came up for the final reading.

Councilman Parsons—It seems to me that this is getting at the matter in rather a roundabout way. I cannot support the measure.

Councilman Pendleton—I do not think that we are doing the proper thing in abolishing this office. Our chief of police is frequently away from his office and a proper assistant is necessary in his absence. If Captain Parker is guilty of unofficial conduct, why, we should prefer charges against him.

Councilman Folland—It is no new thing for me to advocate the abolishment of this office. I have given it my support from the first and will continue to do so. It is said that an assistant to the marshal is necessary. If this be true, that assistant should be empowered to perform the same duties as the chief during the latter's absence. When men have been laid off they have been compelled to go to the marshal's home and rouse him from his sleep in order to get reinstated, simply because the captain claimed to have no authority to act in the matter.

Councilman Young—It has been said that the proper thing for us to do is to prefer charges. That has been done and the accused has had ample opportunity to defend himself. The Police department consisting of only thirty-five men has two officers to command it. One should be able to do the work.

The vote was then taken and resulted as follows:

Ayes—Folland, Henth, Hyde, Hardy, Smith, Young and Tuddenham.

Noes—Spafford, Lynn, Pendleton and Parsons.

Councilman Young—According to Rule 14, adopted by this Council no ordinance or resolution shall be declared passed unless a majority of all the members elected to the Council, shall vote in favor of the same.

Mr. Young then inquired if the chair had voted. Mr. Pickard answered in the negative saying that he should like very much to do so, but did not know whether it would be legal.

Councilman Young—The fact that a member of the council is made acting mayor does not deprive him of the right to discharge his duties as a councilman.

Spafford believed it did and called for the opinion of the city attorney on the matter. That gentleman said that so far as he knew, the City Council had prescribed no rule governing such cases, neither did the Territorial statutes; but according to the rules of the House of Representatives, which was generally taken as an authority, a person presiding, as Mr. Pickard was, in a legislative body, could vote if he so elected, but could not be compelled to do so.

Even after the city attorney had given his opinion Mr. Pickard hesitated and declared that he was a little undecided and wanted time to reflect.

Councilman Pendleton—Do I really understand Mr. Hall, that the Acting-Mayor can cast a vote in a case of this kind?

City Attorney Hall (sharply)—That is what the law says. I read it as carefully and intelligently as I knew how. The Acting-Mayor may vote or not as he chooses.

Councilman Smith—The law as read