

ALMOST CONFIRMED. FURAY.

Gallant Mayor Narrowly Escapes Succumbing Himself in His Office.

HOW THE COUNCIL GOT OUT OF A SCRAP.

W. A. L. Gibbons' Name Rejected and Furry's Accepted—Both Reconsidered and Referred—Work of the Meeting.

The council held its regular meeting last night with fifteen members in attendance, and there was a merry war from start to finish.

The clerk started the ball rolling by reading a communication from Mayor Cushing, in which he named W. A. L. Gibbon for a place on the Board of Public Works to succeed John B. Furry, whose term of office expired last July.

As soon as the clerk's voice had ceased to be heard in the chamber, Mr. Donnelly took the ear of the president and moved that the communication be referred back to the mayor.

The motion was seconded and then Mr. Morearty made an amendment in asking for years and says that he did not want to quote law to the council.

President Lowry insisted that the mayor had acted in conformity with the provisions of the law. It provided that the mayor should make his appointments on the first Tuesday of each month. That he had failed to do.

Mr. Beech said the section of the charter did not apply to the Board of Public Works.

President Lowry said he would have to differ, and in doing so would raise the question out of order. He did not do so out of any disrespect to Mr. Gibbon as he knew him to be a good man, but simply because the mayor had failed to do his duty.

Result of Legal Advice. Mr. Morearty called for the years and says, while other members called for City Attorney Poppleton.

Mr. Poppleton thought that the mayor had a right to submit appointments at other meetings than the one held on the first of each month.

President Lowry still held to his former opinion and insisted that if the council did not like it then an appeal could be taken.

"We will take it," said Mr. Morearty. "Do so, then," responded Mr. Lowry. "If the attorney says I am wrong, then I will submit, but until that time I shall hold that the appointment is illegal and the two motions out of order."

The matter was referred to the attorney, and he, upon the examination of the charter, held that Mr. Lowry was wrong.

A vote upon the confirmation was taken and was as follows:

Yeas—Bechel, Blumer, Bruner, Cooper, Morearty, Tuttle—6.

Nays—Bechel, Chaffee, Davis, Donnelly, Elissner, McLeerie, Olsen, Specht and Mr. President—9.

The appointment was rejected by a vote of 9 to 6.

Mr. Morearty explained his vote and talked long and loud about the democrats going back on the democratic appointments.

President Lowry also made a speech. He recalled the time when a democratic caucus was held. Morearty was present and pronounced the caucus illegal. He said that he wanted to go back on the caucus caucus.

Mr. Morearty denounced the statement as a second letter from Mayor Cushing, while the members sat uneasily in their seats. After the speech had continued some time the president declared the talk out of order and rapped Mr. Morearty down.

Mayor Cushing's Jokelet. The regular order of business was called for, and the first paper read was one that furnished the council a surprise party. It was a second letter from Mayor Cushing, and in it he named John B. Furry as a member of the Board of Public Works. A wild yell went up from the republican side of the house, and a wave of disgust from a number of the democrats.

Mr. Bruner was the first man to recover from the shock. He held up his hand and said he had nursed and bandaged down for a year. The appointment caused it to bleed anew and in an eloquent speech that threatened to disarrange the electric fixtures in the hall, he told the story of how Furry had worked against his election as a councilman. He thought Furry a muggump, and not a republican. That being so he would not vote for him.

Bruner's speech ended the eloquence and the roll was called, which confirmed Furry by this vote:

Yeas—Bechel, Blumer, Chaffee, Cooper, Davis, McLeerie, Morearty, Olsen, Specht, Tuttle—10.

Nays—Bruner, Burdick, Donnelly, Elissner, Osthoff, Mr. President—4.

As the clerk announced the vote President Lowry remarked to the democrats: "That is the way you will have to take your medicine if you don't stand by your agreements."

Chairman Birkhauser asked for an assistant secretary to work in the office with the Board of Public Works. The request was referred.

How to Run Elections. City Attorney Poppleton gave an opinion upon the election question. He had conferred with the attorneys for the county and school board and all were of the opinion that the present method of running elections was all of justice and clerks could be made to handle all of the ballots.

The resignation of Ed F. Gibbons as deputy city clerk was presented and the contract. A vote of thanks was tendered Mr. Gibbons.

There was a talk upon asphalt pavements. Mr. Chaffee wanted to know why property owners could not have asphalt pavement, form "C" if they petitioned for that class of material.

Chairman Birkhauser explained that form "C" was worthless, and had no lasting quality, and had not been included in the specifications.

Mr. Chaffee thought that if the board of public works and the inspectors would do their duty, form "C" would do, but the trouble was that was not properly laid, and looked after when it was being put down.

Poppleton on Barber Asphalt. This was not all that there was on the asphalt question. The city attorney gave an opinion upon the Barber asphalt retaining pavements. He thought the contract was one-sided, impolitic and oppressive. There was no provision in the contract that was made without receiving competitive bids. If the company had refused to obey the instructions of the Board of Public Works in respect to the time, place and character of repairs, the only proper course would be to declare the contract void and exclude the Barber company from the streets of the city, contract with some other company, withhold the money due and decline all further business relations until all questions could be settled by the courts.

The report was adopted and the attorney was instructed to draw the necessary papers to cancel the contract.

Mr. Wiley of the Electric Light company presented a communication in which he asked that the matter of the new lighting contract be so amended as to conform to the joint idea of the city attorney and the mayor. A committee consisting of Messrs. Bechel, Davis, Donnelly, Cooper and Burdick was appointed to look into the matter.

On Routine Work. A resolution by Mr. Davis provided that owing to a recent decision of Judge Wakeley all contracts for the construction, when the same have not been let, shall be referred to the city engineer with instructions to prepare a new ordinance in conformity with the ruling of the court.

The resolution to have the Australian ballot printed in the city papers was referred.

Mr. Olsen's resolution providing for the printing of 3,000 lists, showing the names and location of the new voting districts.

Mr. Birkhauser, of the Board of Public Works, asked for the passage of a resolution authorizing the city engineer to begin the construction of sewers where contracts have been awarded.

Mr. Davis thought the chairman had the

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Anxious Aspirants for School Janitorships Disappointed Ours More.

ONLY ROUTINE BUSINESS DONE.

Price of Coal Raised by the Withdrawal of a Bid—Contracts for Supplies Awarded—Other Matters.

For some unknown reason the Board of Education seems to shrink from the task of electing janitors for the school buildings of Omaha. This and again during the past six weeks the board has met with the understanding that the janitors should be elected and the lobby has been filled regularly with anxious applicants, but the matter has been postponed from week to week, and half a hundred disappointed men have gone home at the close of each meeting, not knowing whether their services would be required by the Omaha Board of Education another year or not.

The meeting last night was devoid of everything of a sprightly or sensational nature. It was a brief grind of routine business.

T. K. Wood applied for the position of teacher of manual training.

Offered Coal Too Cheap. The Omaha Coal, Coke and Lime company asked permission of the board to withdraw its bid submitted several weeks ago to supply coal at \$2.00 per ton.

The board declined to accept the bid, and the company was obliged to withdraw it. The bid was \$2.00 per ton, and what more could be expected?

Mr. Olsen said the council acted like a class of large school boys. He pointed to the electric light controversy. The council could have made a contract for \$15 per light, but they would not do so.

Mr. Chaffee said he had no objection to the council acting in this manner, but he had no objection to the council acting in this manner, but he had no objection to the council acting in this manner.

A communication from the council was received thanking the Board of Education for the use of the rooms in which the council might meet.

The following committee was appointed by the board to look into the matter of a bid committee for the council for the purpose of dividing the expense of building booths for the council on account of the election.

The following applications were received: John Pace, janitor; J. Russell, janitor; William P. Moxley, teacher of German; and French; Miss Mollie Brown, assistant teacher.

School Sites and Repairs. The committee on buildings and property reported that the proposition of Neis Nelson to sell certain lots adjoining the Forest school site had been rejected.

The same committee reported that the work records of the Forest, Hickory, Pacific and Hartman schools had been ordered done as recommended.

The committee on heating and ventilation submitted a partial report upon the matter of purchasing new furnaces for the Pacific schools, but as there were several bids in the committee was instructed to give the subject further investigation.

The committee on music was instructed to purchase 1,225 first music readers at an estimated cost of 27 cents each; 300 introductory music readers at 10 cents each, and three time charts at \$1.25 each.

Supply Contracts Awarded. The committee on supplies recommended that the contract for furnishing text books for the coming year be awarded to Mr. Caulfield.

Mr. Roes stated that Mr. Caulfield had agreed to furnish the books for 8 per cent above the lowest prices offered by the different publishers. The report of the committee was adopted.

The same committee recommended that the contract for the purchase of books be awarded to Ackerman Bros. & Heintz, and the reports and courses of study be awarded to the Pokroff Zapada. The report was adopted.

The committee also recommended that the bid of the Nebraska Fuel company for furnishing hard coal, being the lowest, on the condition of operating upon the streets of the city was introduced.

Mr. Tuttle said that he understood that there was no one being recommended.

A motion was made to lay the ordinance on the table.

The roll was called:

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HOWA'S STATE FAIR OPENING.

Arrangements Perfect to Make the Occasion Unusually Successful.

MANY NEW AND INTERESTING FEATURES.

Stock Department Will Excel Anything of the Kind Ever Before Introduced at Des Moines—Complete Details.

Des MOINES, Ia., Aug. 25.—[Special to The Bee.]—The great Iowa State fair will open next Friday. This is a simple announcement, but will be of interest to The Bee's thousands of readers in Iowa. The fair has been steadily growing for years, and since its permanent location on the magnificent 250 acres east of the city has never failed to pay all expenses and improvements and show a handsome annual surplus. This year the management has been more liberal than ever under the direction of Captain Heald as president and the new board in the directory. The scenes to be presented this year, while of the same general character, will in their special features be a grand surprise to the visitors. The grounds have been greatly changed. The favorable weather has kept the grass luxuriant, the soil moist, and the trees set out last year have shot up and spread out with remarkable activity. New buildings have been added in all the stock departments and the old ones enlarged, remodeled and generally improved.

The drives have been graded down to the original design of the plans drawn by the landscape artist. The amphitheater, which last year was too small and altogether insufficient for the number of people, has been strengthened till it is absolutely safe and ample to hold