

PROCEEDINGS  
OF THE  
COMMON COUNCIL.

REGULAR SESSION.

CHAMBER OF THE COMMON COUNCIL OF THE }  
CITY OF INDIANAPOLIS, }  
*Monday, June 14th, 1875—7½ o'clock P. M.* }

The Common Council met in regular session.

Present—His Honor, the Mayor, John Caven, in the chair and the following members :

Councilmen Adams, Albershardt, Buehrig, Craft, Curran, Darnell, Diffley, Geiger, Gimber, Hall, Hook, Kahn, Kenzel, Laughlin, Madden, Ransdell, Reasner, Reed, Schmidt, Stratford, Stuckmeyer, Thalman, Ward and Webster—24.

Absent—Councilmen Bollman and McGill—2

The proceedings of the regular session, held June 7th, 1875, were read and approved.

## REPORTS FROM CITY OFFICERS.

His Honor, the Mayor, submitted the following report :

Gentlemen of the Council :

The charter requires the Mayor to pay into the City Treasury, within one month after they are received, all fines and penalties collected by him.

The act of 1873 provides that all fines and penalties collected for the violation of certain ordinances, shall be paid over to the Trustees of the Home for Friendless Women, and that the Mayor shall pay such amount into the City Treasury every three months.

A suit to test the question of the power of the Legislature to so direct the City's revenues was decided against the city, and the Council directed an appeal to be taken, which leaves the question yet undecided.

If the decisions of the lower court is sustained, nearly all the fines collected will go to the Home of the Friendless, and there would be but a trifle to pay into the treasury monthly. As all monies, however received, will remain in the treasury until the decision of the Superior Court, perhaps a year or two, I thought it best to pay the whole amount into the treasury, monthly, specifying the amount due Home of the Friendless, if the suit is decided in their favor, and if so decided, it can easily be ascertained. I herewith report amount received during the month of May, and detailed statement, as required by law :

Due Home for Friendless Women.....	\$221 27
Due City Treasurer.....	18 60
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	\$239 87

For evidence of which, I herewith file duplicate quittance of the City Clerk.

Detailed statement of the fines and penalties collected by John Caven, Mayor, during the month of May, 1875.

Due Home of Friendless Women:

Docket 25, page 43, amount.....	\$2 00
Docket 25, page 43, amount . . . . .	1 25
Docket 25, page 44, amount.....	5 00
Docket 25, page 48, amount.....	3 00
Docket 25, page 51, amount . . . . .	3 00
Docket 35, page 54, amount.....	3 00
Docket 25, page 55, amount.....	1 00
Docket 25, page 56, amount.....	30 00
Docket 25, page 56, amount.....	1 00
Docket 25, page 57, amount.....	1 00

Docket 25, page 58, amount.....	\$ 1 00
Docket 25, page 58, amount.....	3 00
Docket 25, page 60, amount.....	10 00
Docket 25, page 61, amount.....	6 00
Docket 25, page 61, amount.....	3 00
Docket 25, page 62, amount.....	1 25
Docket 25, page 63, amount.....	2 25
Docket 25, page 64, amount.....	95
Docket 25, page 65, amount.....	2 25
Docket 25, page 66, amount.....	3 00
Docket 25, page 66, amount.....	3 00
Docket 25, page 67, amount.....	3 00
Docket 25, page 69, amount.....	3 00
Docket 25, page 69, amount.....	3 15
Docket 25, page 74, amount.....	3 00
Docket 25, page 76, amount.....	2 10
Docket 25, page 77, amount.....	1 25
Docket 25, page 78, amount.....	3 00
Docket 25, page 79, amount.....	2 10
Docket 25, page 88, amount.....	3 15
Docket 25, page 90, amount.....	60
Docket 25, page 91, amount.....	4 25
Docket 25, page 93, amount.....	5 00
Docket 25, page 93, amount.....	3 00
Docket 25, page 94, amount.....	8 60
Docket 25, page 94, amount.....	2 25
Docket 25, page 95, amount.....	1 75
Docket 25, page 96, amount.....	2 02
Docket 25, page 97, amount.....	3 00
Docket 25, page 97, amount.....	3 00
Docket 25, page 98, amount.....	3 00
Docket 25, page 99, amount.....	85
Docket 25, page 100, amount.....	3 00
Docket 25, page 101, amount.....	3 00
Docket 25, page 103, amount.....	1 25
Docket 25, page 105, amount.....	15 00
Docket 25, page 105, amount.....	10 00
Docket 25, page 106, amount.....	6 00
Docket 25, page 106, amount.....	10 00
Docket 25, page 107, amount.....	6 00
Docket 25, page 107, amount.....	5 00
Docket 25, page 108, amount.....	5 00
Docket 25, page 109, amount.....	5 00
Docket 25, page 109, amount.....	5 00

## Due the City :

Docket 25, page 44, amount.....	\$1 00
Docket 25, page 70, amount.....	4 35
Docket 25, page 73, amount.....	3 00
Docket 25, page 73, amount.....	3 25
Docket 25, page 87, amount.....	\$1 00
Docket 25, page 89, amount.....	3 00
Docket 25, page 89, amount.....	3 00
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	\$18 60
Total.....	\$239 87

Reported to Council June 14, 1875.

JOHN CAVEN,  
Mayor.

Which was concurred in.

The City Civil Engineer submitted the following report :

INDIANAPOLIS, June 14, 1875.

To the Mayor and Common Council of the City of Indianapolis :

*Gentlemen* :—I hereby report the following estimates for work done :

A first and partial estimate allowed Joseph Hanna, for building a brick sewer in Potomac Alley, commencing at a point twenty feet from the east line of Meridian street in said Potomac alley, and to run east and connect with Pennsylvania street sewer—

168.15 lineal feet at \$3.50 per foot.....	\$588 52
Less 30 per cent.....	176 52

Present payment.....\$412 00

Also, a first and final estimate allowed Patterson & Dunning, for grading, paving, curbing and bouldering Severn or Bird street, from Ohio to New York street—

909.05 lineal feet curbing at 53 cents.....	\$481 79
918.00 lineal feet bouldering at 79 cents.....	725 21
800.00 lineal feet paving at 35 cents.....	280 00

Total.....\$1,487 00

Also, a first and final estimate allowed H. C. Luce, for grading the first alley south of Merrill street, running east and west from the first alley west of New Jersey street to the first alley east of Alabama street—

465 lineal feet at 12½ cents.....	\$58 12
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Respectfully submitted.

BERNHARD H. DIETZ,  
City Civil Engineer.

Which was received.

Also, the following estimate resolution :

*Resolved*, That the foregoing first and partial estimate allowed Joseph Hanna, for building a brick sewer in Potomac alley, commencing at a point 20 feet from the east line of Meridian street in said Potomac alley, and to run east and connect with Pennsylvania street's sewer, be and the same is hereby adopted as the estimate of this Council, and that the property owners are hereby required to pay the sums set opposite their respective names.

Which was adopted by the following vote :

Affirmative—Councilmen Adams, Abershardt, Buehrig, Craft, Curran, Diffley, Geiger, Gimber, Hook, Kahn, Kenzel, Laughlin, Madden, Ransdell, Reasner, Reed, Schmidt, Thalman, Ward and Webster—20.

Negative—None.

Also, the following estimate resolution :

*Resolved*, That the foregoing first and final estimate allowed Patterson & Dunning, for grading, paving, curbing and bouldering Severin or Bird street, from Ohio to New York streets, be and the same is hereby adopted as the estimate of this Council and that the property owners are hereby required to pay the sums set opposite their respective names.

Which was adopted by the following vote :

Affirmative—Councilmen Adams, Albershardt, Buehrig, Craft, Curran, Diffley, Geiger, Gimber, Hook, Kahn, Kenzel, Laughlin, Madden, Ransdell, Reasner, Reed, Schmidt, Thalman, Ward and Webster—20.

Negative—None.

Also, the following estimate resolution :

*Resolved*, That the foregoing first and final estimate allowed H. C. Luce, for grading the first alley south of Merrill street, running east and west from the first alley west of New Jersey street to the first alley east of Alabama street, be and the

same is hereby adopted as the estimate of this Council, and that the property owners are hereby required to pay the sums set opposite their respective names.

Which was adopted by the following vote:

Affirmative—Councilmen Adams, Albershardt, Buehrig, Craft, Curran, Duffley, Gieger, Gimber, Hook, Kahn, Kenzel, Laughlin, Madden, Ransdell, Reasner, Reed, Schmidt, Thalman, Ward and Webster—20.

Negative—None.

The City Civil Engineer submitted the following report :

INDIANAPOLIS, June 14, 1875.

To the Mayor and Common Council of the City of Indianapolis:

*Gentlemen* :—I was directed by your honorable body to contract with a competent stone mason to repair the stone arches and culverts washed down by the late rains.

I report that I have contracted with H. Helm & Co., at the prices set forth in his bid, and I herewith submit his contract and bond for your approval.

Respectfully submitted,

BERNHARD H. DIETZ,

City Civil Engineer.

Which was concurred in and bond approved.

Also, the following report :

INDIANAPOLIS, June 14, 1875.

To the Mayor and Common Council of the City of Indianapolis:

*Gentlemen* :—The City Civil Engineer was directed to contract with R. E. Smith for bouldering the intersection of Indiana avenue and Missouri street, and West street and Missouri street to the bridge.

I hereby report that I have contracted with R. E. Smith for said work at 74 cents per square yard, it being the same price that he received for gutters on Indiana avenue, and herewith submit his contract and bond for your approval.

Respectfully submitted,

BERNHARD H. DIETZ,

City Civil Engineer.

Which was concurred in and bond approved.

Also, the following report :

INDIANAPOLIS, June 14, 1875.

To the Mayor and Common Council of the City of Indianapolis :

*Gentlemen* :—The City Civil Engineer, who was instructed to make survey and prepare plans and specifications for a levee, on or near Fall Creek Gravel Road, immediately east of the “Peru Railroad,” of sufficient dimensions to prevent the water from Fall creek from overflowing the same, together with the cost of said levee, and report the same to the Council at its next meeting, would respectfully report that he has made two surveys, together with the probable cost of each, which he herewith submits for your consideration.

The first survey is for a levee on Millersville Pike, or Washington Avenue in Northwood, as shown in the annexed plat, and indicated by a deep red line.

The second survey is for a levee on Centre street, in Howland & Tuttle’s sub-division to Northwood, as shown in the annexed plat, and indicated by a deep red line.

The second survey in Centre street will be the cheapest, as it will require to be but 10 feet wide at the top, and 3 feet higher than high water mark; no gravel to be used, and the slope to be equal as one to one and a half.

This will take 3,113 cubic yards of dirt, the cost of which, estimated at 50 cents per cubic yard, will be \$1,556.50.

The first survey on Millersville Pike, or Washington avenue, will require to be 18 feet wide at the top and 2 feet higher than high water mark, and will take 5100 cubic yards of dirt and 642 cubic yards of gravel, the estimated cost of which will be :

5,100 cubic yards of dirt at 50 cents.....	\$2,550 00
644 cubic yards of gravel at 60 cents.....	385 00
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Total .....	\$2,935 00

The gravel to be 16 feet wide, 15 inches in the centre and sloping to 5 inches a the sides, and the slope to be in proportion, from one to one and a half.

The water summit is directly in the centre of Millersville Pike, from which the water runs a distance of about 700 feet to Fall creek on the north side, and about 4 miles to the State ditch on the south side, as shown in the annexed plat, and indicated by a light blue ground.

If you build the levee on Centre street, and should another freshet occur and overflow Millersville Pike, it will form a pond or basin on blocks 10, 11, 12, 13, and part of 14, in Howland & Tuttle’s sub-division to Northwood, (as indicated in the annexed plat by a light blue ground,) and will have no outlet. This will cause serious damage to said property, and the owners can fall back on the City for damages.

If you build the first-mentioned levee on Millersville Pike, it will prevent the overflow of the above mentioned ground, and will cause the water to run directly into Fall creek ; besides, after the Pike is graveled and has settled by travel, there will be not near the danger of washing as there would be by the levee on Centre street.

My opinion is, that the levee on Millersville Pike will be the best, and, every thing considered, the cheapest, and will be the *surest* means of preventing the water from Fall creek from reaching the city during a freshet.

I have asked several contractors what they would furnish the dirt for, on the ground, and their prices vary so much that I am unable to give the exact cost of the dirt ; but my opinion is that if the work is let by contract, it can be furnished on the place for 50 cents, and gravel for 60 cents per cubic yard.

Respectfully submitted.

BERNHARD H. DEITZ,

City Civil Engineer.

Which was concurred in.

Mr. Adams offered the following motion :

*Moved*, That the Mayor appoint a special committee of three, together with the City Attorney and City Civil Engineer, to confer with the County Commissioners and owners of the Fall Creek Gravel Road, with a view of constructing a levee on the above road, where the same was flooded by Fall Creek, and report, if possible, next Monday night.

Which was adopted.

His Honor, the Mayor, appointed as such committee, Councilmen Adams, Hook and Darnell.

The City Civil Engineer submitted the following report :

INDIANAPOLIS, June 14, 1875.

To the Mayor and Common Council of the City of Indianapolis :

*Gentlemen*:—The south half of English avenue, east of State avenue to the corporation line east, is owned by the city, and the north half by the State.

Upon examination, I find that the Irvington, Stratford and Indianapolis Street Car Railroad Company is building a street car track on the north half of said



avenue, between the points above mentioned, which is owned by the State as aforesaid, and are excavating portions of the ground on the south half for the purpose of raising the grade of said track, thereby making the grade of said avenue higher on the north side and lower on the south side than it should be, as shown by the profile on file in my office.

It is my opinion that the said company should be notified to lower their track in conformity with the established grade of said avenue, and discontinue excavating the same on the south half, and if they fail to lower their track to the established grade, they will have no legal claim on the city for damages by reason of preventing the running of street cars over said track while said avenue is being improved, when so ordered by the city.

Respectfully submitted.

BERNHARD H. DIETZ,  
City Civil Engineer.

Which was concurred in, and the City Attorney directed to give the proper notice.

The City Attorney submitted the following report :

INDIANAPOLIS, June 14, 1875.

To the Mayor and Common Council of the City of Indianapolis:

*Gentlemen* :—In reply to your communication of——inst., in reference to the repair of sidewalks, I submit the following as the result of my investigation of the subject :

The Acts of 1867, 3 Ind. St. 98, Sec. 98, gives the City Council power to order repairs of side-walks in front of any lot or lots, and in case of failure or refusal by the owner to make them, to cause them to be made by the Street Commissioner, and to have the costs made a lien upon the lot or lots. But the Act referred to seems to contemplate the passage of an ordinance, or by law, providing how and in what manner the repairs shall be made, and the costs assessed and collected and the lien enforced.

I have not been able to find any ordinance of the Council passed in pursuance of this Act, and as comprehensive as required.

Ordinance July, 1869, (City Ord., p. 121,) provides that no work shall be done upon any sidewalk, the cost of which shall exceed \$50.00, except in pursuance of ordinance or resolution. Sec. 14, Ord., Dec. 28, 1863, (City Ord., p. 154,) provides that the owner of a lot, his agent or occupant, *may*, at his own expense, make necessary repairs with the consent and under the supervision of the Street Commissioner.

Sec. 15, of the same ordinance, provides method of proceeding by Street Commissioner, in case of failure of such owner, agent or occupant, to make such repairs.

It is doubtful if the provisions of this section can be enforced against a mere agent or occupant. Moreover, this section does not cover cases where the owner is a non-resident, infant, insane person, or cannot be found; nor is there any provision by which, in such cases, or in any other, the expense of such repairs can be made a *lien* upon the lot.

Neither is there any provision by which the expenses of such repairs can be assessed against all the property owners of a particular square, pro rata according to frontage.

I therefore recommend the passage of a new ordinance upon the subject.

Respectfully submitted,

CAS. BYFIELD,

City Attorney.

Which was concurred in, and the City Attorney instructed to prepare an ordinance on the subject.

The City Assessor submitted the following report :

INDIANAPOLIS, June 14, 1875.

To the Mayor and Common Council of the City of Indianapolis :

*Gentlemen* :—The 24th section of the City Charter requires the City Assessor to make and return to the City Clerk a list of the taxable property, on or before the first Monday in June, unless otherwise directed by your honorable body.

I have the pleasure to report that I am about through with the appraisal of the real, and ready to carry it off of the plats on to the Assessor's books.

The personal property is collected, alphabetized and entered on the third and fourth volumes. The first and second volumes are not yet complete.

To legalize the appraisal, I ask your honorable body to grant further time for the completion of the work. I think one month will be sufficient.

Respectfully submitted,

WM. HADLEY,

City Assessor.

Which was received, and 30 days longer time granted.

The Board of Health submitted the following report :

INDIANAPOLIS, June 14, 1875.

To the Mayor and Common Council of the City of Indianapolis :

Report of deaths in the city of Indianapolis from 6 o'clock, P. M., on the 5th day of June, to 6 o'clock, P. M., on the 12th day of June, 1875.

Under 1 year.....	5
1 to 2 years.....	1
2 to 3 ".....	1
3 to 4 ".....	0
4 to 5 ".....	1
5 to 10 ".....	2
10 to 20 ".....	2
20 to 30 ".....	6
30 to 40 ".....	4
40 to 50 ".....	1
50 to 60 ".....	2
60 to 70 ".....	1
70 to 80 ".....	1
80 to 90 ".....	0
90 to 100 ".....	0
Above 100 ".....	0
Unknown.....	3
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Total.....	30

C. E. WRIGHT, M. D.,  
President Board of Health.

A. STRATFORD, M. D.,  
Secretary Board of Health.

Which was received.

The Street Commissioner submitted the following report :

INDIANAPOLIS, June 14, 1875.

To the Mayor and Common Council of the City of Indianapolis :

*Gentlemen:*—I was directed by your honorable body to fill up that portion of west Michigan street washed away by the late rains. I find that about two hundred feet of said street has been washed away and it is a job of such magnitude, that I

recommend it be referred to the Committee on Streets and Alleys, and City Civil Engineer, to determine whether it would not be better to let it be repaired by contract.

Respectfully submitted,

STEPHEN MATTLER,

Street Commissioner.

Which was received.

Mr. Kahn offered the following motion :

*Moved*, That the City Civil Engineer be and is hereby directed to advertise for proposals to fill up the ridge washed out by the late flood, on Michigan street, between the Michigan bridge and the mill race.

Which was adopted.

The Street Commissioner submitted the following report :

INDIANAPOLIS, June 14, 1875.

To the Mayor and Common Council of the City of Indianapolis :

*Gentlemen:*—The Street Commissioner respectfully reports that the Gas Company, Waterworks Company, plumbers, and numerous contractors tear up and leave the streets open and in a bad condition. I therefore ask that I be allowed a man to attend specially to the looking into such matters. The above parties do not replace our streets in good condition when through making excavations into them, and I believe to appoint a man and compel them to do so would be a saving to the city.

Respectfully submitted,

STEPHEN MATTLER,

Street Commissioner.

Which was referred to the Committee on Streets and Alleys.

Mr. Kahn, from the Committee on Contracts, submitted the following report:

INDIANAPOLIS, June 14, 1875.

To the Mayor and Common Council of the City of Indianapolis:

*Gentlemen*:—Your Committee on contracts, to whom was referred the proposals for removing garbage, slops, etc., have examined the same, and find them to be as follows, to-wit:

JOHN E. FOUdry & CO.

For removing from hotels.....	\$2 50 per week.
For removing from boarding houses.....	1 60 per week.
For removing from private residences.....	50 per week.
For removing from restaurants.....	1 55 per week.
For removing from restaurants and saloons .....	2 50 per week.

The said garbage to be removed one time a week from private residences, and as often as necessary from hotels, boarding-houses, restaurants and saloons.

ORME, VICKERY & CO.

For removing from hotels.....	\$2 00 per week
For removing from boarding houses.....	1 50 per week.
For removing from restaurants.....	1 50 per week.
For removing from restaurants and saloons.....	2 00 per week.
For removing from private residences.....	35 per week

The said garbage to be removed one time a week from private residences, and as often as necessary from hotels, boarding houses, restaurants, saloons, etc.

Your Committee is of the opinion that all the bids should be rejected, for the following reasons:

Firstly, your Committee believes that the bids are too high.

Secondly, according to the existing ordinance regulating the removal of garbage, slops, etc., the lowest bidder, according to the terms of their proposals, would not carry out the provisions of said ordinance.

Respectfully submitted,

LEON KAHN,

P. H. CURRAN,

Committee.

Which was received.

Mr. Reed offered the following motion :

*Moved*, That the Clerk be and is hereby authorized to advertise for bids for removing the garbage of the city to Seller's farm, or elsewhere at a distance of two miles from the city limits, for a term of one or more years.

Mr. Craft moved to amend by striking out the clause from the word " farm " to the word " for."

Which motion to strike out was adopted by the following vote :

Affirmative—Councilmen Adams, Albershardt, Craft, Curran, Darnell, Gimber, Hook, Kahn, Kenzel, Laughlin, Ransdell, Reasner, Stuckmeyer and Webster—14.

Negative—Councilmen Buehrig, Diffley, Geiger, Hall, Madden, Reed, Schmidt, Stratford, Thalman and Ward—10.

The motion as amended was then adopted.

#### ORDINANCES ON FIRST READING.

Mr. Albershardt presented the following petition :

INDIANAPOLIS, June 14, 1875.

To the Mayor and Common Council of the City of Indianapolis :

*Gentlemen* :—We, the undersigned property owners, fronting on Market street, between Alabama and Noble street, respectfully ask for the improvement of said Market street between said points, in the following manner :

1. The street to be graded and graveled with screened gravel, and the gravel now on said street to be used on said work.
2. The sidewalks to be paved with brick where not already paved, and the outside edges thereof to be curbed where not already curbed.
3. The gutter on each side to be bouldered and alley crossings to be also bouldered.

We further ask that two inches of sand be placed on the screened gravel.

Very respectfully,

Tob. Bender, 31 feet, Christ Gauf, 31 feet, George Grinsteiner, 24 feet, L. W. Mueller, 31 feet, Charles Kuetemeir, 34-10 $\frac{3}{4}$  feet, George Eberhardt, 32 feet, E. C. Brumdage, 45, feet, John S. Flack, 117 feet, H. M. Socwell, 96 feet, Louisa Mueller, by Ed. Mueller, 35 feet, Louis Ludwig, 40 feet, Samuel Kahn, 87 feet, Mary A. Thayer, 35 feet, J. W. Muir, 39 feet, Richard Carr, 33 feet, Henry A. Ruske, 35 Phil. Reichwein, 53 feet, Herman C. Holle, 30 feet, Valentine Schaaf, 35 feet, Miss C. Wenger, 95 feet, A. C. Walle, 24 feet, Chas. W. Jenkins, 48 feet, D. Klingschmidt, 48 feet, T. F. Hermon, 24 feet, Fred. Schildmeir, 48 feet, Josp Fruger, 43 feet, Henry Guetig, 112 $\frac{1}{2}$  feet. Total, 1306.4 $\frac{1}{4}$ .

Which was received.

Mr. Albershardt introduced special ordinance No. 89, 1875 entitled:

An ordinance to provide for grading, graveling and paving the sidewalks, curbing the outside edges thereof, and bouldering the gutter of Market street, from Alabama to Mobile street.

Which was read the first time.

Mr. Albershardt presented the following remonstrance:

INDIANAPOLIS, June 14, 1875.

Gentlemen of the Common Council of the City of Indianapolis:

*Gentlemen*:—The undersigned, property owners, fronting on Market street, from Alabama to Noble street, respectfully remonstrate against the passage of any ordinance providing for macadamizing the above Market street between Alabama and Noble street, for the reason that the expense of macadamizing will be more

than we are able to pay; and we believe that to grade and gravel said street is all that is needed, and all we are able to pay for at this time.

Very respectfully,

Tobius Bender, 31 feet, Christ Gompf, 31 feet, L. W. Mueller, 31 feet, Charles Kuetemeir, 34-10½ feet, George Eberhardt, 32 feet, E. C. Brudage, 45 feet, John S. Flack, 117 feet, H. W. Socwell, 96 feet, Louisa Mueller by Ed. Mueller, 35 feet, Louis Ludwig, 40 feet, S. Kahn, 87 feet, Mary A. Thayer, 35 feet, J. W. Muir, 39 feet, G. G. Gabbard, 37 feet, Richard Carr, 33 feet, Henry A. Ruske, 35 feet, Phil. Reichwein, 53 feet, Herman C. Holle, 30 feet, Valentine Schaaf, 35 feet, Miss C. Wenger, 95 feet, A. E. Walle, 24 feet, Chas. W. Jenkins, 48 feet, D. Klingschmidt, 48 feet, George Grinsteiner, 24 feet, T. F. Herrmon, 24 feet, Fred. Schildmier, 48 feet, Joseph Kruger, 43 feet, Henry Guetig, 112½ feet. Total, 1343.4½.

Which was received.

Also, the following motion :

*Moved*, That the petition and ordinance be referred to the City Civil Engineer, with instructions to fill out said ordinance in accordance with the provisions of the petition.

Which was adopted.

Mr. Buehrig introduced general ordinance No. 39, 1875, entitled :

An ordinance to prohibit the Citizens Street Railway Company from standing their cars at the intersection of Virginia avenue and Washington street, and on Pennsylvania and Washington streets, at the intersections of said streets.

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

Mr. Craft introduced special ordinance No. 90, 1875, entitled :

An ordinance to provide for grading and graveling the first alley east of East street, running north from North to Michigan street.

Which was read the first time.



Mr. Darnell introduced special ordinance No. 91, 1875, entitled :

An ordinance to provide for grading and graveling William street and sidewalks, between Illinois and Tennessee streets.

Which was read the first time.

Also, general ordinance No. 40, 1875, entitled :

An ordinance to amend section one of an ordinance, entitled, "An ordinance reorganizing the Fire Department," passed May 18, 1874.

Which was read the first time.

Mr. Darnell presented the following remonstrance :

INDIANAPOLIS, June 9, 1875.

To the Mayor and Common Council of the City of Indianapolis :

*Gentlemen:*—The undersigned, owners of the real estate fronting on Twelfth street, between Illinois street and Pennsylvania street, respectfully remonstrate against the passage of an ordinance providing for the grading and graveling said street.

And your remonstrants will ever pray, &c.,

Annie D. Davis by E. A. Davis, her husband, 202 feet, on south side of twelfth street, between Illinois and Meridian street, Holloway & Jones, 81 feet, facing Twelfth street, between Illinois street and Meridian streets, H. C. Holloway, 121 $\frac{3}{4}$  feet, facing on Twelfth street between Illinois street and Meridian street, M. M. Landis, 170 feet, facing on Twelfth street, between Meridian street and Pennsylvania street, F. L. Russell, 202 feet, on south side of Twelfth street, between Meridian street and Illinois street.

Which was referred to the Committee on Streets and Alleys, with the ordinance.

Also, the following remonstrance :

INDIANAPOLIS, March 10, 1875.

To the Honorable Mayor and Common Council of the city of Indianapolis :

*Gentlemen* :—We, the undersigned property holders, do hereby petition your honorable body to grade and gravel Fayette street from First street to Third street

A. W. RITSINGER,  
 PHEBE E. DRAKE,  
 JOHN B. SMITH,  
 MIKE FORD,  
 JAMES JENKINS,  
 JAMES NESKILL,  
 THOMAS REEVES,  
 DR. WILLIAMS,  
 C. W. ATKINSON,  
 CHARLES LALEARH,  
 J. W. AXTELL,  
 DEMZA BUHONY,  
 JOHN DEBOOL,

Which was received.

Dr. Hook introduced general ordinance No. 41, 1875, entitled :

An ordinance to provide for the better protection of shade trees and citizens of the City of Indianapolis.

Which was read the first time.

Mr. Madden introduced special ordinance No. 92, 1875, entitled :

An ordinance to provide for grading and paving the east sidewalk on Illinois street, between South street and south side of Pogue's Run.

Which was read the first time.

Mr. Schmidt introduced special ordinance No. 93, 1875, entitled :

An ordinance to provide for the erection of lamp posts, lamps and fixtures on Ohio street, from Noble street to Archer street.

Which was read the first time.

Also, special ordinance No. 94, 1875, entitled :

An ordinance to provide for grading and graveling, curbing the sidewalks and flagging the gutters, on New Jersey street, between New York and Washington streets.

Which was read the first time.

Dr. Stratford offered the following motion :

*Moved*, That the City Marshall be directed to open the first alley east of East street, running north and south from McCarty street, to the first alley north of Buchanan street, in accordance with the report of the City Commissioners.

Which was adopted.

Dr. Stratford introduced special ordinance No. 95, 1875, entitled :

An ordinance to provide for grading and graveling the first alley east of East street, running north and south from McCarty street to the first alley north of Buchanan street.

Which was read the first time.

#### REPORTS FROM COMMITTEES.

Mr. Gimber, from the Committee on Streets and Alleys, submitted the following report :

INDIANAPOLIS, June 7th, 1875.

To the Mayor and Common Council of the City of Indianapolis :

*Gentlemen* :—Your Committee on Streets and Alleys, to whom was referred sundry papers, would report as follows :

## FIRST.

A motion offered by Councilman Buehrig, "directing the Street Commissioner to repair Louisiana street from Illinois to Meridian street."

Your Committee recommend that said motion be referred to the City Civil Engineer, with instructions to report what is best to done in the case.

## SECOND.

A motion offered by Councilman Curran, "directing the Street Commissioner to flag the crossings on the west side of Noble street from Meek to Huron street."

Your Committee recommend that said crossings be bouldered, and that the Street Commissioner do the work.

## THIRD.

A motion offered by Councilman Reasner, "directing the Street Commissioner to boulder and flag the alley crossings on the south side of Washington street, from Benton to State street."

Your Committee recommend that the Street Commissioner carry out the provisions of this motion.

## FOURTH.

A motion by Councilman Ransdell, "directing the Street Commissioner to raise the gutter on the west side of Pennsylvania street from Market to Ohio street."

Your Committee recommend that the provisions of this motion be carried out.

## FIFTH.

A motion by Councilman Reasner, "directing the Street Commissioner to clean the gutter on north side of Michigan road, from Washington to Oriental street and from Oriental street along the north side of Panhandle R. R. to State street."

Your Committee recommend that the Street Commissioner carry out the provisions of this motion.

## SIXTH.

A motion by Councilman Ransdell, "directing the Street Commissioner to lay a flag stone crossing on north side of Market street at intersection of Illinois street."

Your Committee recommend that this motion be not adopted.

## SEVENTH.

A report was to us referred, signed by A. Stratford, Secretary of Board of Health, recommending that the pond at the terminus of Sullivan street be filled.

Your Committee recommend that said report be referred to the Street Commissioner.

## EIGHTH.

Also, a petition from J. M. Myers and others, asking for the improvement of Huntington, or Second street, from Michigan road to Brook street.

Your Committee report in favor of said petition, and recommend that the ordinance for said improvements be passed.

## NINTH.

Also, a petition, signed by Oliver Keely and others, asking for the passage of an ordinance to pave and curb the sidewalks, and flag and boulder the alley crossings on Liberty street from Washington to New York street.

Your Committee report in favor of said petition, and recommend that said ordinance be passed.

## TENTH.

Also, a remonstrance signed by Simon Yandes, remonstrating against the passage of an ordinance for grading and bouldering the first alley east of Delaware street, from South street to first alley south of South street.

Your Committee report in favor of the remonstrant, believing the work is not needed at this time, and therefore recommend that the ordinance for said improvement be stricken from the files.

## ELEVENTH.

Also, a petition, signed by Wm. C. Weiland and others, asking for the passage of an ordinance to grade and pave the east sidewalk of Union street, from Madison avenue to Hanway street.

Your Committee report in favor of the passage of said ordinance.

## TWELFTH.

Also, an ordinance and remonstrance against the same for grading and graveling Patterson street between Vermont and Michigan street.

Your Committee report in favor of the remonstrants, and recommend that the ordinance for said improvement be stricken from the files.

Respectfully submitted,

H. GIMBER,

W. F. REASNER,

ISAAC THALMAN,

Committee on Streets and Alleys.

The 1st, 4th, 5th, 7th, 8th, 9th, 10th, 11th and 12th paragraphs were concurred in.

The second paragraph was concurred in by the following vote :

Affirmative—Councilmen Adams, Albershardt, Craft, Curran, Darnell, Diffley, Gimber, Hall, Hook, Kahn, Kenzel, Laughlin, Madden, Ransdell, Reasner, Reed, Schmidt, Stratford, Thalman and Ward—20.

Negative—Councilmen Geiger, Stuckmeyer and Webster—3.

The third paragraph was referred to the City Civil Engineer for an estimate of the cost, by the following vote :

Affirmative—Councilmen Adams, Craft, Darnell, Diffley, Geiger, Hall, Hook, Kahn, Kenzel, Laughlin, Madden, Ransdell, Reed, Stratford, Thalman, Ward and Webster—17.

Negative—Councilmen Albershardt, Curran, Gimber, Reasner, Schmidt and Stuckmeyer—6.

The sixth paragraph was concurred in by the following vote :

Affirmative—Councilmen Albershardt, Craft, Curran, Diffley, Gimber, Hall, Kahn, Kenzel, Laughlin, Madden, Reasner and Stuckmeyer—12.

Negative—Councilmen Adams, Darnell, Geiger, Hook, Ransdell, Reed, Schmidt, Stratford, Thalman, Ward and Webster—11.

Also, the following report :

INDIANAPOLIS, May 31, 1875

To the Mayor and Common Council of the City of Indianapolis :

*Gentlemen* :—Your Committee on Streets and Alleys, to whom was referred sundry papers, respectfully submit the following report :

#### FIRST.

A remonstrance was referred to your Committee against the passage of an ordinance providing for the improvement of the first alley north of Christian avenue, between Bellefontaine and Peru street.

Your Committee find that the grade of said alleys will be lowered to such an extent as to make access to the property bordering on the same impossible, and therefore recommend that the prayer of the remonstrants be granted, and the ordinance be stricken from the files.

#### SECOND.

A petition and ordinance was also referred to your Committee, providing for grading and graveling the first alley north of Yeizer street, from Madison Road to Japan or East street.

Your Committee report in favor of said improvement, and recommend that the ordinance be passed.

#### THIRD.

A communication from Geo. H. Chapman, relative to the blocks on Meridian street, between Pratt street and St. Joseph street, being torn up.

Your Committee recommend that the Street Commissioner notify the party who tore up the blocks to replace them in good condition.

Respectfully submitted,

H. GIMBER,

W. F. REASNER,

ISAAC THALMAN,

Committee on Streets and Alleys.

Which was concurred in.

Also, the following report :

INDIANAPOLIS, May 31, 1875.

To the Mayor and Common Council of the City of Indianapolis :

*Gentlemen* :—Your Committee on Streets and Alleys, to whom was referred sundry motions, beg leave to make the following report :

FIRST.

A motion by Councilman Stratford, “ directing the Street Commissioner to fill a pond in the south end of Sullivan street.”

Your Committee report against the passage of said motion, as the street is unimproved, and the Street Commissioner is not allowed to repair such.

SECOND.

A motion by Councilman Ward, “ directing the Street Commissioner to fill with gravel, the holes in St. Joseph street, between Ft. Wayne avenue and Pennsylvania street.

Your Committee recommend that said motion be referred to the Street Commissioner.

THIRD.

A motion by Councilman Reed, “ directing the City Civil Engineer to raise the grade of the sidewalks on Center street, between Douglass and Ellen street, at North and Elizabeth street, so as to conform to the grade of the street.

Your Committee recommend that said motion be referred to the City Civil Engineer with instructions to examine said sidewalk, and report to the Council what is best to be done.

FOURTH.

A motion by Councilman Craft, “ directing Street Commissioner to lay the City’s portion of pavement at the crossing of Massachusetts avenue and East street.”

Your Committee recommend that said motion be referred to the City Civil Engineer,

Respectfully submitted,

H. GIMBER,  
W. F. REASNER,  
ISAAC THALMAN.

Committee on Streets and Alleys.



The first and second paragraphs were concurred in, the third and fourth paragraphs were not concurred in, and the original motions adopted.

Mr. Craft moved that when the Council adjourn, it adjourn to meet Thursday evening next, for the purpose of taking up ordinances on second and third reading.

Which motion was adopted.

Dr. Stratford, from the Committee on Sewers, submitted the following report :

INDIANAPOLIS, May 31, 1875.

To the Mayor and Common Council of the City of Indianapolis :

*Gentlemen* :—Your Committee on Sewers, to whom was referred sundry ordinances beg leave to submit the following report :

FIRST.

An ordinance providing for a two foot cement pipe sewer in and along Indiana avenue from west side of Tennessee street to connect with Illinois street sewer was referred to your Committee.

We recommend that the ordinance be postponed until the Illinois street sewer be enlarged.

SECOND.

Also, an ordinance providing for a sewer in New Jersey street from Ohio to Washington street.

We recommend that said ordinance be stricken from the files.

THIRD.

Also, an ordinance providing for a sewer in Meridian street, running from Washington street sewer to the first alley running east and west ; thence east in said alley to the first alley running north and south.

Your Committee recommend that said ordinance be stricken from the files, for the reason that a sewer is being constructed in the said alley, (corner Circle House) running east to Pennsylvania street sewer.

## FOURTH.

Also, an ordinance to provide for a sewer in Madison avenue, from Dunlap street to the Ray street sewer.

Your Committee recommend that said ordinance be indefinitely postponed.

## FIFTH.

Also, an ordinance to provide for a sewer in and along Washington street from Pennsylvania street to Pogues Run.

Your Committee recommend that the ordinance be postponed indefinitely.

Respectfully submitted,

I. W. STRATFORD,  
WM. BUEHRIG,  
Committee on Sewers.

Which was referred back to the Committee

Mr. Geiger, from the Committee on Fire Department, submitted the following report:

INDIANAPOLIS, June 7th, 1875.

To the Honorable Mayor and Gentlemen of the Common Council:

We, your Committee on Fire Department, respectfully report as follows.

We have carefully examined our fire alarm telegraph, and are satisfied that, as it now is, it is not to be depended upon for the transmission of alarms accurately. We therefore recommend that this Committee be instructed to purchase immediately an eight (8) circuit non-interference repeater. (The net cost of such repeater is \$3,000.) Also sufficient wire to make the necessary changes in our system to make it reliable.

We have received the following propositions for lots in the ninth ward for engine house purposes.

Wm. Love—

Lot north-east corner Winston and Washington streets, No. 506 east Washington street. Lot 70x150 feet, for \$16,000 cash.

Mrs. Kowan—

South-west corner New York and Liberty streets. 96 feet on New York by 145 feet on Liberty street. Price \$14,000; \$3,000 cash; \$3,000 in twelve months; \$3,000 in eighteen months, and the balance in four years with six per cent. interest.

Abe Springsteen—

North-west corner of Market and Spring street. 80 feet by 96 feet; price \$6,000, in bonds, six per cent. interest

Mr. Buddenbaum—

30 feet front, corner of Market and Cruse streets; price \$4,500.

J. C. Brinkmeyer & Co—

35 feet corner New York and Liberty streets; 121 feet deep; price \$6,000.

Also—

61 feet by 121 feet on same street for \$8,000.

W. W. Northrop—

Lots 1 and 2 in Northrop's sub-division on east Washington street, being 20 feet front each, for \$175 per front foot. Will take in payment, twenty year bonds, bearing 7 30-100 per cent. interest.

Believing the lots of W. W. Northrop to be the cheapest and best for our purpose, we respectfully recommend that they be purchased.

G. W. GEIGER,

G. KENZEL,

W. H. CRAFT,

Committee on Fire Department.

Which was concurred in.

Mr. Albershardt, from the Committee on Water Works, submitted the following report :

INDIANAPOLIS, June 14, 1875.

To the Mayor and Common Council of the City of Indianapolis :

Gentlemen:—Your Committee on Water Works, to whom was referred the motion of Councilman Albershardt, "directing the Committee on Water Works to

contract with C. Neab for a drinking fountain at northeast corner of East and Washington streets," would report in favor of a drinking fountain being located at said point, and would recommend the Indianapolis Brass and Supply Co. fountains, described as plate No. 12, and that the City Civil Engineer advertise for bids to put up the same, and connect the same with the water mains.

Respectfully submitted,

H. F. ALBERSHARDT,

F. M. HOOK,

JOHN J. DIFFLEY,

Committee on Water Works.

Which was concurred in.

By consent, Mr. Schmidt offered the following resolution :

WHEREAS, there was a tie at the election for School Commissioner in the ninth district, on Saturday last, June 12, therefore, be it

*Resolved*, That the City Clerk be directed to notify the electors in that district, that a special election for School Commissioner will be held in the ninth district, at School House, No. 9, on the corner of Vermont and Davidson streets, on Saturday, June 26, 1875.

*Resolved*, That the following persons be appointed inspector and judges of said election.

Inspector—Henry Keeley,

Judges—Philip Reichwein and Christian Schewar.

Which was adopted by the following vote :

Affirmative—Councilmen Adams, Albershardt, Craft, Curran, Darnell, Geiger, Gimber, Hall, Hook, Kenzel, Laughlin, Madden, Ransdell, Reasner, Reed, Schmidt, Stratford, Thalman, Ward and Webster—20.

Negative—None.

On motion of Mr. Adams, the session of the Council was extended.

By unanimous consent, the rules were suspended for the purpose of taking up general ordinance No. 36, 1875, and placing the same on its passage.

General ordinance No. 36, 1875, entitled :

An ordinance authorizing the issue of city warrants, and for their negotiation and sale by the City Treasurer to the amount of fifty thousand dollars.

Which was read the second time.

Mr. Geiger moved to amend by striking out ten per cent., and inserting eight per cent.

Which amendment was adopted.

The ordinance as amended was ordered engrossed and read the third time, and passed by the following vote :

Affirmative—Councilmen Adams, Albershardt, Craft, Curran, Darnall, Diffley, Geiger, Gimber, Hall, Hook, Kenzel, Laughlin, Ransdell, Reasner, Reed, Schmidt, Stratford, Thalman, Ward and Webster—20.

Mr. Darnell, from the Committee on Gas Light, submitted the following report :

INDIANAPOLIS, May 31, 1875.

To the Mayor and Common Council of the City of Indianapolis :

*Gentlemen* :—Your Committee on Gas, to whom were referred sundry ordinances would report as follows :

FIRST.

An ordinance to light with gas Pine street, from Elm to Harrison street.

Your Committee recommend that said ordinance be passed.

## SECOND.

Also, an ordinance to light with gas, Fletcher avenue from Dillon to Reid street. Your Committee recommend that this ordinance be passed.

Respectfully submitted,

C. F. DARNELL,

P. H. CURRAN,

JOHN J. DIFFLEY,

Committee on Gas.

Which was concurred in.

Also, the following report :

INDIANAPOLIS, June 14, 1875.

To the Mayor and Common Council of the City of Indianapolis :

*Gentlemen* :—Your Committee on Gas, to whom was referred sundry ordinances, would respectfully report :

## FIRST.

An ordinance to light with gas, Wood street from Michigan to North street. Your Committee report back said ordinance and recommend its passage.

## SECOND.

An ordinance to light with gas, St. Clair street from Pennsylvania to Meridian street.

Your Committee report back this ordinance and recommend its passage.

## THIRD.

An ordinance to light with gas, Olive street from Prospect street to Pleasant Run.

Your Committee report back said ordinance and recommend that it be not passed.

## FOURTH.

An ordinance to light with gas, Court street from Alabama street to East street.

Your Committee report back this ordinance and recommend it be not passed.

FIFTH.

An ordinance to light with gas, Ohio street from Noble street to the eastern terminus of said street.

Your Committee report back this ordinance and recommend that it be postponed.

Respectfully submitted,

C. F. DARNELL,  
P. H. CURRAN,  
JONH J. DIFFLEY,  
Committee on Gas Light.

Which was concurred in.

On motion, the Council adjourned.

JOHN CAVEN, Mayor.

Attest :

BENJ. C. WRIGHT, City Clerk.