

PROCEEDINGS OF COMMON COUNCIL.

REGULAR SESSION—SEPTEMBER 15, 1890.

The Common Council of the City of Indianapolis, met in the Council Chamber, Monday evening, September 15, A. D. 1890, at 8:00 o'clock, in regular session.

PRESENT—Hon. Thomas L. Sullivan, Mayor, and *ex officio* President of the Common Council in the Chair, and 22 members, viz: Councilmen Austin, Burns, Cooper, Coy, Gasper, Hicklin, Markey, Martindale, Murphy, Myers, McGill, Nolan, Olsen, Pearson, Rassmann, Sherer, Stechhan, Sweetland, Trusler, and Weber.

ABSENT, 3—viz: Councilmen Gauss, Woollen, and Yontz.

The Proceedings of the Common Council for the regular session held September 1st, 1890, having been printed and placed upon the desks of the Councilmen, said Journals were approved as published.

OPENING AND REFERRING SEALED PROPOSALS.

Sealed proposals for the following street improvements were opened, read, and referred to the Committee on Contracts :

(S. O. 129, 1890)—An ordinance to provide for grading, bowldering and curbing the east gutter of Archer street, and paving with brick the east sidewalk thereof, from the south side of the east intersection of Michigan street to the south side of the west intersection of Michigan street.

(S. O. 135, 1890)—An ordinance to provide for grading and graveling the roadway, bowldering and curbing the gutters of Merrill street, and paving with brick the sidewalks thereof, where not already properly done, from Illinois street to East street.

(S. O. 137, 1890)—An ordinance to provide for grading and paving with brick the west sidewalk of Ruckle street, from Tenth street to Eleventh street, and repealing Special Ordinance No. 93, 1890.

(S. O. 138, 1890)—An ordinance to provide for grading and paving with brick the west sidewalk of Bellefontaine avenue, from Ninth street to Eleventh street.

(S. O. 139, 1890)—An ordinance to provide for grading and paving with brick the sidewalks of Home avenue, from Central avenue to Alabama street.

(S. O. 143, 1890)—An ordinance to provide for grading and paving with brick the west sidewalk of Pine street, from Washington street to Market street.

(S. O. 144, 1890)—An ordinance to provide for grading, bowldering and curbing the north gutter of Market street, and paving with brick the sidewalk thereof, from the west line of Lot 6 to the east line of Lot 1, Dickson Place.

(S. O. 145, 1890)—An ordinance to provide for grading and graveling Blackford street and sidewalks, from Indiana avenue to North street.

(S. O. 146, 1890)—An ordinance to provide for grading and paving with brick and curbing with stone, the sidewalks of Cincinnati street, from North street to Walnut street.

(S. O. 148, 1890)—An ordinance to provide for grading and graveling the roadway of Michigan street, bowldering and curbing the gutters, and putting a gutter-stone therein, and widening the sidewalks thereof, from Illinois street to Missouri street.

(S. O. 154, 1890)—An ordinance to provide for the grading and paving with brick, and curbing with stone, the sidewalks of Hanna street, from Washington street to Market street.

(S. O. 155, 1890)—An ordinance to provide for grading and paving with brick the east sidewalk of Davidson street, from Washington street to Market street.

(S. O. 156, 1890)—An ordinance to provide for grading and graveling the roadway of Pine street, and placing a gutter-stone in the gutters thereof, from Noble street to St. Clair street, and repealing Special Ordinance No. 99, 1890.

For constructing a wooden bridge over the State Ditch on Talbott avenue, according to plans and specifications on file in the City Civil Engineer's office.

For constructing stone abutments for an iron bridge over Pleasant Run on Shelby street, according to plans and specifications on file in the office of the City Civil Engineer.

For constructing an iron plate girder bridge over Pleasant Run on Shelby street.

COMMUNICATIONS, ETC., FROM THE MAYOR.

His Honor, the Mayor, submitted the following reports; which were read and received:

To the Common Council and Board of Aldermen:

Gentlemen:—During the month of August, 1890, there were collected in the Mayor's Court, the following amounts of fines and fees due the City of Indianapolis, to-wit:

Marshal's fees.....	222 50
Mayor's fees.....	175 30
Fines in city cases.....	20 00

\$417 80

On September 6, 1890, I paid said sum of four hundred and seventeen and 80-100 dollars to the County Treasurer for the use of the City and deposited his receipt therefor with the City Clerk.

Respectfully submitted,

THOMAS L. SULLIVAN, Mayor.

To the Common Council and Board of Aldermen:

Gentlemen:—As instructed by you, I did, on September 6, 1890, execute and deliver to Mrs. Jennie Lehman, a warranty deed for the real estate derived from the late Stephen D. Tomlinson, in square thirty-five (35) in the City of Indianapolis, and on said day I received from Mrs. Lehman six thousand two hundred and five (\$6,205.00) dollars in cash and seven and 80-100 (\$7.80) dollars return insurance premium from the unexpired insurance on said real estate, and two notes for the sum of three thousand one hundred (\$3,100.00) dollars each, due respectively on or before one and two years after September 6, 1890, with six per cent interest per annum from date, given by the said Jennie Lehman, an unmarried woman, together with her purchase money mortgage, securing said notes on said real estate.

I delivered said notes to the County Treasurer for safe keeping, taking his receipt therefor. The mortgage is at the Recorder's office. I also paid to the County Treasurer, for the use of the city, said sum of six thousand two hundred and twelve and 80-100 (\$6,212.80) dollars, and deposited his receipt therefor with the City Clerk.

Respectfully submitted,

THOMAS L. SULLIVAN, Mayor.

REPORTS FROM CITY OFFICERS.

The City Civil Engineer submitted the following report; which was received, and the contract and bond approved:

To the Mayor, Common Council and Board of Aldermen:

Gentlemen:—I herewith report the contract and bond of Henry Clay, for improving Windsor street and sidewalks, from Clifford avenue to Stoughton street.

Bond, \$2,500; surety, R. S. Hill.

Respectfully submitted,

A. P. SHAWVER, City Civil Engineer.

The City Civil Engineer submitted the following report; which was received:

To the Mayor, Common Council and Board of Aldermen:

Gentlemen:—Special Ordinance No. 135, 1890, was introduced by Councilman Hicklin, under the old law, to provide for grading and graveling the roadway, and bowldering and curbing the gutters of Merrill street, from East street to Illinois street, and was passed August 4 and 11, 1890, and advertised for proposals to be received this September 15.

On July 7, 1890 a declaratory resolution was introduced by Councilman Markey to improve said Merrill street, from East street to Delaware street, and Special Ordinance No. 175, 1890, was introduced to provide for grading and paving with brick the roadway, and curb the sidewalks of said Merrill street, from East street to Delaware street, covering a part of the same ground, and was passed August 4 and September 9, 1890, and has been advertised for proposals to be received October 6, 1890.

I submit the same for your consideration.

A. P. SHAWVER, City Civil Engineer.

The City Civil Engineer submitted the following report; which was received, and the contractors granted thirty days further time in which to complete their contracts:

To the Mayor, Common Council and Board of Aldermen:

Gentlemen:—The contract for bowldering the first alley east of East street, from South street to the first alley north of South street, was awarded to Fisher & Twinnam, who filed their bond to do the work, and they claim that they are ready, and have been, to do the work, but the property owners along the line of said alley want the improvement extended farther north, and promised to have some action taken by your honorable bodies in the matter. The contractors have waited until the time given in which to do the work has expired. If it is the desire of your honorable bodies that said alley be improved according to the original contract, they say that if their time is extended until October 15, they will finish the work.

I would further report that the time given Michael Flaherty in which to grade and gravel the first alley south of Lincoln avenue, from Park avenue to College avenue, has expired and no part of the work done.

Respectfully submitted,

A. P. SHAWVER, City Civil Engineer.

The City Civil Engineer submitted the following report; which was received:

To the Mayor, Common Council and Board of Aldermen:

Gentlemen:—I herewith report a first and final estimate in behalf of Clay & Litel, for grading and graveling the first alley west of Mississippi street, from First street to Walnut street.

2,654 lineal feet, at 19 cents..... \$504 32

Respectfully submitted,

A. P. SHAWVER, City Civil Engineer.

The following estimate resolution was read:

Resolved by the Common Council and Board of Aldermen of the City of Indianapolis, That the accompanying first and final estimate in behalf of Clay & Litel, for grading and graveling the first alley west of Mississippi street, from First street to Walnut street, be, and the same is hereby adopted as the estimate of the Common Council and Board of Aldermen of said city; and that the property owners are hereby required to pay the sums set opposite their respective names.

And it was adopted by the following vote:

AYES, 22—viz: Councilmen Austin, Burns, Cooper, Coy, Davis, Dunn, Gasper, Hicklin, Markey, Martindale, Murphy, Myers, McGill, Nolan, Olsen, Pearson, Rassmann, Sherer, Stechhan, Sweetland, Trusler, and Weber.

NAYS—None.

REPORTS FROM STANDING COMMITTEES.

The Committee on Finance, through Councilman Rassmann, submitted the following report; which was received:

Indianapolis, September 15, 1890.

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

The undersigned, your Finance Committee, beg leave to report that by authority of a resolution passed by the Common Council and Board of Aldermen at their last sittings, authorizing the placing of a temporary loan for the amount not exceeding \$100,000, they have placed \$35,000 of said loan at the rate of 4 $\frac{3}{4}$ per cent. per annum, the same to run 60 days from the 13th inst.

All of which is respectfully submitted,

William Wesley Woollen,
Emil C. Rassmann,
Ed. A. Austin,
William H. Cooper,
Otto Stechhan.

The Committee on Fire Department, through Councilman Hicklin, submitted the following report; which was concurred in, and the recommendations adopted:

Indianapolis, September 15, 1890.

To His Honor, the Mayor, and Common Council:

Gentlemen:—We would respectfully recommend that the Chief Fire Engineer be instructed to discontinue the office of Assistant Superintendent of Fire Alarm Telegraph, and in lieu thereof designate two men to be known as line-men, subject to all rules and regulations of the fire department.

W. M. Hicklin,
O. R. Olsen,
W. H. Cooper,
Committee on Fire Department.

The Committee on Ordinances, through Councilman Murphy, submitted the following report; which was received, and the amendment adopted:

To the Mayor and Common Council:

Gentlemen:—Your Committee on Ordinances, to whom was referred General Ordinance No. 34, 1890, concerning the standing of hacks on streets paved with asphaltum, report having considered the same, we recommend that the same be amended by adding to Section One (1) the following words: "And on the east side of Pennsylvania street, between Wabash and Ohio streets. The owner or driver of every hack, omnibus or other vehicle that shall stand on said part of Jackson Place, or on said part of Illinois street, or Pennsylvania street as above provided, shall at his own expense, keep clean the space in the street occupied by his hack, omnibus or other vehicle; and all said hacks, omnibuses, and other vehicles shall stand thirty (30) feet apart from each other."

When said ordinance shall have been so amended, we recommend that it pass.

Respectfully submitted,

M. J. Murphy,
Michael J. Burns,
P. C. Trusler,
Committee on Ordinances.

The Committee on Streets and Alleys, through Councilman Rassmann, submitted the following report, accompanied with the following estimate resolution:

To the Mayor, Common Council and Board of Aldermen of the City of Indianapolis:

Gentlemen:—The Committee on Streets and Alleys of the Common Council, to whom was referred the final estimate, made by the City Civil Engineer, in favor of Robert Kennington, contractor, for the total cost of seven hundred and sixty-nine and 75-100 (\$769.75) dollars, pursuant to Special Ordinance No. 135, 1890, respectfully report that said Committee met in room 2, of the City Clerk's Office, on the 28th day of July, 1890, at 10 o'clock A. M., in pursuance to a notice given therefor, and having carefully examined and considered final estimate, and no one appearing to object to the same, recommends that said final estimate and assessment so made by said Engineer, be, in all things, adopted, approved and confirmed.

Respectfully submitted,

Emil C. Rassmann,
Chas. A. Gauss,
Rob't Martindale,
Committee on Streets and Alleys.

Resolved by the Common Council and Board of Aldermen of the City of Indianapolis, Ind., That the report of the Committee on Streets and Alleys of the Common Council, recommending that the final estimate, made by the City Civil Engineer, in favor of Robert Kennington, contractor for grading and graveling the roadway of Jeck street, and paving with brick the sidewalks thereof, from Shelby street to Barth avenue, pursuant to Special Ordinance No. 135, 1889, be, and the same is hereby, approved. That the assessments set forth in said final estimate are hereby approved and confirmed; and there is hereby assessed against the several lots and parcels of ground, as described in said final estimate, the several amounts set opposite and assessed against said several lots and parcels of ground, respectively, for and on account of said improvement.

The County Auditor is hereby directed to place said assessments upon the city tax duplicate, and to charge the same respectively against the several lots and parcels of ground against which they have been so assessed as follows, to-wit: Ten per cent. for each successive year for ten years, together with interest on the several amounts so assessed, at six per cent. per annum payable semi-annually, calculated from the date of the approval of this estimate, until the several amounts fall due. The first ten per cent. of said assessments, with interest on the whole from the date of the approval of this estimate, shall be due and payable on the first Monday in

November, 1890; the semi-annual interest on the unpaid balance shall be due and payable thereafter at the dates of the semi-annual payment of city taxes in each year; and on the first Monday in November in each year thereafter one-tenth of the principal of said assessment, together with the semi-annual interest on the unpaid balance, shall be due and payable, until all is paid.

Provided, however, That the above provision for extending said assessments upon the city tax duplicate, and collecting the same successively in annual and semi-annual installments of principal and interest respectively, shall apply only to the owner or owners of said lots or parcels of ground, who shall promise and agree, in writing, filed with the City Clerk of this city, that, in consideration of having the right to pay his or her assessment or respective assessments in installments, they will not make any objection to the illegality or irregularity as to their respective assessments, and will pay the same, when due, with interest thereon, not exceeding six per cent. as shall, by ordinance or resolution of the Common Council and Board of Aldermen, be prescribed and required.

The said assessments, together with interest thereon, shall, from the date of the approval of this estimate, be a lien upon the several lots and parcels of ground against which they are assessed respectively to the same extent that taxes are a lien upon such property; and the said assessments, when placed upon the city tax duplicate, shall be collected in the same way that city taxes are collected, all said assessments not so extended upon the city tax duplicate, pursuant to the above provision, shall be at once due and payable and shall be collected by precept and sale, as now provided by law.

The proceeds from such assessments as are so placed on the city tax duplicate, shall constitute a special fund to be applied to the payment of the costs of said improvement, and of the bonds and certificates to be issued therefore, and for no other purpose.

Which report was received, and the resolution adopted, by the following vote :

AYES, 21—viz: Councilmen Austin, Burns, Cooper, Davis, Dunn, Gasper, Hicklin, Markey, Martindale, Murphy, Myers, McGill, Nolan, Olsen, Pearson, Rassmann, Sherer, Stechhan, Sweetland, Trusler, and Weber.

NAYS—None.

The Committee on Water, through Councilman Murphy, submitted the following report :

To the Mayor, Common Council and Board of Aldermen:

Your Committee on Water, to whom was referred General Ordinance No. 33, would respectfully recommend the adoption of the same.

A great many citizens are very anxious that the water contract be settled. A great many street improvements must necessarily be delayed on account of no water mains having been laid along the same, and in our judgment, it would be very wrong to improve a street and in a short time tear it up again in order to lay water mains.

If this contract is accepted, there will be about 18,000 feet of mains to be laid on this year's contract.

Yours respectfully,

O. R. Olsen,
Ed. A. Austin,
Edward Dunn.
Committee on Water.

Councilman Trusler moved to refer the report to the Committee on Fire Department.

Councilman Nolan moved to lay the motion offered by Councilman Trusler, on the table.

Which was adopted by the following vote:

AYES, 11—viz: Councilmen Austin, Burns, Coy, Dunn, Gasper, Markey, Murphy, Nolan, Olsen, Sherer, and Weber.

NAYS, 9—viz: Councilmen Cooper, Davis, Hicklin, Martindale, McGill, Pearson, Rassman, Stechhan, Sweetland, and Trusler.

Councilman Murphy moved, that the report of the Committee be adopted.

Councilman Hicklin moved as a substitute, that the report of the Committee be referred to a special committee.

Councilman Coy moved to lay the motion, offered by Councilman Hicklin, on the table.

Which was adopted by the following vote:

AYES, 13—viz: Councilmen Austin, Burns, Coy, Davis, Dunn, Gasper, Markey, Murphy, Myers, Nolan, Olsen, Sherer, and Weber.

NAYS, 9—viz: Councilmen Cooper, Hicklin, Martindale, McGill, Pearson, Rassmann, Stechhan, Sweetland, and Trusler.

On motion by Councilman Coy, the report of the Committee was then adopted, by the following vote:

AYES, 14—viz: Councilmen Austin, Burns, Coy, Davis, Dunn, Gasper, Markey, Murphy, Myers, Nolan, Olsen, Sherer, Stechhan, and Weber.

NAYS, 8—viz: Councilmen Cooper, Hicklin, Martindale, McGill, Pearson, Rassmann, Sweetland, and Trusler.

MESSAGES AND PAPERS FROM THE BOARD OF ALDERMEN.

The following message was read; which was received, and the motion concurrently adopted:

To the Mayor and Members of the Common Council:

14 *Gentlemen*:—The Board of Aldermen, at its regular session held Monday evening, September 8, 1890, adopted the following motion:

That P. Gorman be granted permission to make a driveway across the sidewalk, by placing brick on edge in front of his place of business on West Washington street, at his own expense, under the direction of the City Civil Engineer.

I submit the same for your consideration.

For the Board of Aldermen:

S. V. PERROTT, Clerk.

APPROPRIATION ORDINANCE.

Under this order of business the following entitled Appropriation Ordinance was read the first time:

Ap. O. 61, 1890—An ordinance appropriating money for the payment of sundry claims against the City of Indianapolis, on account of the Street Repair Department. [Amount appropriated, \$1,588.52.]

On motion by Councilman Rassmann, the Rules were suspended for the purpose of placing the foregoing entitled ordinance on its final passage, by the following vote :

AYES, 21—viz: Councilmen Austin, Burns, Cooper, Coy, Davis, Dunn, Gasper, Markey, Martindale, Murphy, Myers, McGill, Nolan, Olsen, Pearson, Rassmann, Sherer, Stechhan, Sweetland, Trusler, and Weber.

NAYS, 1—viz: Councilman Hicklin.

Ap. O. 61, 1890, was then read the second time, ordered engrossed, read the third time and passed, by the following vote :

AYES, 21—viz: Councilmen Austin, Burns, Cooper, Coy, Davis, Dunn, Gasper, Markey, Martindale, Murphy, Myers, McGill, Nolan, Olsen, Pearson, Rassmann, Sherer, Stechhan, Sweetland, Trusler, and Weber.

NAYS, 1—viz: Councilmen Hicklin.

INTRODUCTION OF GENERAL AND SPECIAL ORDINANCES.

Under this order of business the following entitled ordinances were introduced :

By Councilman Markey. Read the first time :

S. O. 203, 1890—An ordinance to provide for repealing Special Ordinance No, 175, 1890.

On motion by Councilman Markey, the Rules were suspended for the purpose of placing S. O. 203, 1890, on its final passage, by the following vote :

AYES, 20—viz: Councilmen Cooper, Coy, Davis, Dunn, Gasper, Hicklin, Markey, Martindale, Murphy, Myers, McGill, Nolan, Olsen, Pearson, Rassmann, Sherer, Stechhan, Sweetland, Trusler, and Weber.

NAYS—None.

S. O. 203, 1890, was then read the second time, ordered engrossed, read the third time and passed, by the following vote :

AYES, 20—viz: Councilmen Cooper, Coy, Davis, Dunn, Gasper, Hicklin, Markey, Martindale, Murphy, Myers, McGill, Nolan, Olsen, Pearson, Rassmann, Sherer, Stechhan, Sweetland, Trusler, and Weber.

NAYS—None.

By Councilman Martindale. Read the first time :

S. O. 204, 1890—An ordinance to provide for grading and bowldering the first alley north of Michigan street, from Illinois street to Meridian street.

S. O. 205, 1890—An ordinance to provide for grading and bowldering the first alley west of Meridian street, from North street to the first alley south of North street.

By Councilman Olsen. Read the first time :

S. O. 206, 1890—An ordinance to provide for grading and bowldering the first alley east of East street, from South street to Rockwood street.

By Councilman Sherer. Read the first time :

- S. O. 207, 1890—An ordinance to provide for grading and graveling the first alley north of Elizabeth street, from Douglass street to the second alley east of Douglass street.

By Councilman Stechhan. Read the first time :

- S. O. 208, 1890—An ordinance to provide for grading and graveling the first alley east of New Jersey street, from St. Clair street to Gregg street.

By Councilman Sweetland. Read the first time :

- S. O. 209, 1890—An ordinance to provide for grading and paving with brick the south sidewalk of Third street, from Tennessee street to West street.

- S. O. 210, 1890—An ordinance to provide for grading and paving with brick the north sidewalk of Third street, from the C., C., C. & St. L. R. R. track to West street.

- S. O. 211, 1890—An ordinance to provide for grading and paving with brick the sidewalks of Fayette street, from First street to Third street.

By Councilman Trusler. Read the first time :

- S. O. 212, 1890—An ordinance to provide for grading and paving with brick the east sidewalk of Linden street, from the south line of Prospect street to the north line of English avenue.

- S. O. 213, 1890—An ordinance to provide for grading and paving with brick the sidewalks of Spann avenue, where not already properly done, from Dillon street to Reid street.

DECLARATORY RESOLUTIONS.

Councilman Burns offered the following resolutions :

Resolved by the Common Council and Board of Aldermen of the City of Indianapolis, Ind., That it is deemed necessary to improve New York street from Belmont avenue to Linn street, by grading and graveling the roadway and paving with brick the sidewalks thereof, in accordance with profile and specifications on file in the office of the City Civil Engineer. The total cost of said improvement shall be assessed per lineal foot front upon the real estate abutting on said street, (except the proportion thereof occupied by street and alley crossings, which shall be assessed against the City of Indianapolis); said assessments, if deferred, to be paid in ten annual installments. A bond or bonds shall be issued to the contractor in payment for said work, unless the property owners pay said assessments before said bond or bonds are issued, all as provided for in an act of the General Assembly of Indiana, approved March 8, 1889.

Resolved by the Common Council and Board of Aldermen of the City of Indianapolis, Ind., That it is deemed necessary to improve Wallace street and sidewalks, from Washington street to its northern terminus, by grading and graveling the roadway, and paving with brick the sidewalks thereof in accordance with profile and specifications on file in the office of the City Civil Engineer. The total cost of said improvement shall be assessed per lineal front foot upon the real estate abutting on said street (except the proportion thereof occupied by street and alley crossings, which shall be assessed against the City of Indianapolis); said assessments, if deferred, to be paid in ten annual installments. A bond or bonds shall be issued to the contractor in payment for said work, unless the property owners pay said assessments before said bond or bonds are issued, all as provided for in an act of the General Assembly of Indiana, approved March 8, 1889.

Councilman Dunn offered the following resolution :

Resolved by the Common Council and Board of Aldermen of the City of Indianapolis, Ind., That it is deemed necessary to improve the east sidewalk of Geisendorf street, from New York street to Wabash street, by grading and paving with brick and curbing with stone, in accordance with profile and specifications on file in the office of the City Civil Engineer. The total cost of said improvement shall be assessed per lineal front foot upon the real estate abutting on said east side of Geisendorf street, between New York and Wabash streets, (except the proportion thereof occupied by street and alley crossings, which shall be assessed against the City of Indianapolis); said assessments, if deferred, to be paid in ten annual installments. A bond or bonds shall be issued to the contractor in payment for said work, unless the property owners pay said assessments before said bond or bonds are issued; all as provided for in an Act of the General Assembly of Indiana, approved March 8, 1889.

Councilman Martindale offered the following resolutions :

Resolved by the Common Council and Board of Aldermen of the City of Indianapolis, Ind., That it is deemed necessary to improve Court street, from the west line of Pennsylvania street to the east curb line of Illinois street, by grading and paving with Standard Trinidad Asphalt Sheet Pavement, in accordance with profile and specifications on file in the office of the City Civil Engineer. The total cost of said improvement shall be assessed per lineal front foot upon the real estate abutting on said Court street, (except the proportion thereof occupied by street and alley crossings, which shall be assessed against the city of Indianapolis); said assessments, if deferred, to be paid in ten annual installments. A bond or bonds shall be issued in anticipation of the collection of said assessments, unless the property-owners pay said assessments before said bond or bonds are issued, all as provided for in an Act of the General Assembly of Indiana, approved March 8, 1889.

Resolved by the Common Council and Board of Aldermen of the City of Indianapolis, Ind., That it is deemed necessary to improve Susquehanna street and sidewalks, from New York street to Vermont street, by grading and paving the roadway with brick, and paving with brick the sidewalks and curbing with stone the outer edges of the sidewalks, in accordance with profile and specifications on file in the office of the City Civil Engineer. The total cost of said improvement shall be assessed per lineal front foot upon the real estate abutting on said Susquehanna street, (except the proportion thereof occupied by street and alley crossings, which shall be assessed against the City of Indianapolis); said assessments, if deferred, to be paid in ten annual installments. A bond or bonds shall be issued to the contractor in payment for said work, unless the property owners pay said assessments before said bond or bonds are issued; all as provided for in an Act of the General Assembly of Indiana, approved March 8, 1889.

Resolved by the Common Council and Board of Aldermen of the City of Indianapolis, Ind., That it is deemed necessary to improve Delaware street, from the north line of Washington street to the south curb-line of Massachusetts avenue, by grading, paving with Standard Trinidad Asphalt Sheet Pavement, re-setting the curb where necessary, and curbing where not already properly done, in accordance with profile and specifications on file in the office of the City Civil Engineer. The total cost of said improvement shall be assessed per lineal front foot upon the real estate abutting on said Delaware street, (except the proportion thereof occupied by street and alley crossings, which shall be assessed against the City of Indianapolis); said assessments, if deferred, to be paid in ten annual installments. A bond or bonds shall be issued to the contractor in payment for said work, unless the property owners pay said assessments before said bond or bonds are issued; all as provided for in an Act of the General Assembly of Indiana, approved March 8, 1889.

Resolved by the Common Council and Board of Aldermen of the City of Indianapolis, Ind., That it is deemed necessary to improve Severin alley, from New York street to Michigan street, by grading and paving with brick, in accordance with profile

and specifications on file in the office of the City Civil Engineer. The total cost of said improvement shall be assessed per lineal front foot upon the real estate abutting on said Severin alley, (except the proportion thereof occupied by street and alley crossings, which shall be assessed against the City of Indianapolis); said assessments, if deferred, to be paid in ten annual installments. A bond or bonds shall be issued to the contractor in payment for said work, unless the property-owners pay said assessments before said bond or bonds are issued, all as provided for in an act of the General Assembly of Indiana, approved March 8, 1889.

Resolved by the Common Council and Board of Aldermen of the City of Indianapolis, Ind., That it is deemed necessary to improve Wabash street and sidewalks, from the east line of Pennsylvania street to the west curb-line of Delaware street, by grading and paving with Standard Trinidad Asphalt Sheet Pavement, the roadway, paving with cement the sidewalks thereof, re-setting curb where necessary, and curbing where not already properly done, in accordance with profile and specifications on file in the office of the City Civil Engineer. The total cost of said improvement shall be assessed per lineal front foot upon the real estate abutting on said street, (except the proportion thereof occupied by street and alley crossings, which shall be assessed against the City of Indianapolis); said assessments, if deferred, to be paid in ten annual installments. A bond or bonds shall be issued to the contractor in payment for said work, unless the property owners pay said assessments before said bond or bonds are issued; all as provided for in an Act of the General Assembly of Indiana, approved March 8, 1889.

Councilman Weber offered the following resolutions:

Resolved by the Common Council and Board of Aldermen of the City of Indianapolis, Ind., That it is deemed necessary to improve Hazel street, from Bloyd street to Lawrence street, by grading and graveling the roadway and sidewalks, in accordance with profile and specifications on file in the office of the City Civil Engineer. The total cost of said improvement shall be assessed per lineal front foot upon the real estate abutting on said Harrison street, (except the proportion thereof occupied by street and alley crossings, which shall be assessed against the City of Indianapolis); said assessments, if deferred, to be paid in ten annual installments. A bond or bonds shall be issued to the contractor in payment of said work, unless the property owners pay said assessments before said bond or bonds are issued; all as provided for in an Act of the General Assembly of Indiana, approved March 8, 1889.

Resolved by the Common Council and Board of Aldermen of the City of Indianapolis, Ind., That it is deemed necessary to improve Albemarle street, from Clifford avenue to Orange avenue, by grading and graveling the street and sidewalks, in accordance with profile and specifications on file in the office of the City Civil Engineer. The total cost of said improvement shall be assessed per lineal front foot upon the real estate abutting on said street, (except the proportion thereof occupied by street and alley crossings, which shall be assessed against the City of Indianapolis); said assessments, if deferred, to be paid in ten annual installments. A bond or bonds shall be issued to the contractor in payment for said work, unless the property owners pay said assessments before said bond or bonds are issued; all as provided for in an Act of the General Assembly of Indiana, approved March 8, 1889.

All the foregoing Declaratory Resolutions were introduced, but no vote was taken on their adoption.

INTRODUCTION OF MISCELLANEOUS BUSINESS.

Councilman Austin offered the following motions; which were adopted:

That the contract for improving the first alley west of West street, from Ray street to Root street, as appears on page 510 of the proceedings, be awarded to Fred. Gansberg, he being the lowest and best bidder.

That the Street Commissioner be directed to clean the gutters and repair the water-way on Michigan avenue, from Washington street to the C., St. L. & P. Railroad.

That the Street Commissioner be directed to clean the gutters and fill up the chuck holes on Noble street, from Meek street to the C., L., St. L. & C. Railroad bridge.

That the Street Commissioner be directed to fill up the chuck holes on Georgia street, from Noble street to Dillon street.

Councilman Austin presented the following petition and resolution :

To the Mayor, Common Council and Board of Aldermen :

Gentlemen:—We, the undersigned, owners or occupan's of all the real estate abutting on Meek street, from Pine street to Dillon street, hereby ask the Consumers' Gas Trust Company to extend its natural gas mains in and along Meek street, from Pine street to Dillon street; and we each and all of us agree to become consumers of natural gas, unless otherwise herein below stated, and ask your honorable bodies to order said Company to extend its natural gas mains in and along said part of Meek street

John J. Kelly, John Casey, Patrick Barrett, Daniel W. Shean, Michael Fitzgerald, John Marshall, Thomas Holland, and 28 others.

WHEREAS, The owners and occupants of all the real estate on Meek street, from Pine street to Dillon street, have petitioned the Consumers' Gas Trust Company to lay and extend its mains on Meek street, from Pine street to Dillon street, and ten per cent. of such petitioners have agreed to become consumers of natural gas from said Company; and

WHEREAS, In the opinion of the Common Council and Board of Aldermen such proposed extension is reasonable and ought to be made, therefore

Resolved by the Common Council and Board of Aldermen, That the Consumers' Gas Trust Company be, and the same is hereby, ordered to at once lay and extend its mains in and along Meek street, from Pine street to Dillon street; and the City Clerk is hereby ordered to deliver to said Company a certified copy of this resolution.

Which petition was received, and the resolution adopted, by the following vote :

AYES, 22—viz: Councilmen Austin, Burns, Cooper, Coy, Davis, Dunn, Gasper, Hicklin, Markey, Martindale, Murphy, Myers, McGill, Nolan, Olsen, Pearson, Rassmann, Sherer, Stechhan, Sweetland, Trusler, and Weber.

NAYS—None.

Councilman Burns offered the following motions ; which were adopted :

That George W. Stout be, and is hereby, granted permission to grade and gravel the first street and sidewalks east of the Belt Railroad, west of White River, from New York street to Vermont street.

Also, to grade and gravel the south sidewalk of Vermont street, from the Belt Railroad to the first alley east of the Belt Railroad; all at his own expense and under the direction of the City Civil Engineer.

That the Street Commissioner be, and is hereby, instructed to fill up the chuck holes on Kentucky avenue, from the Vandalia tracks to South street.

That the Street Commissioner be directed to lay a single stone crossing across Washington street at the first alley west of Dr. Bell's property; also, across Wash-

ington street at State street; also, across Washington street at Wallace street; also, a double stone crossing across Washington street at Wm. Hedges' grocery; also, a double stone crossing at the intersection (west side) of Kentucky avenue and Missouri street.

That the Street Commissioner be instructed to clean West street, from Washington street to Vandalia tracks.

Councilman Dunn offered the following resolution; which was referred to the Committee on Public Light:

Resolved, That the Brush Electric Light Co. be directed to erect three electric lights on West Michigan street, one at the corner of California street, one at the corner of Bright street, and one at the corner of Blake street.

Councilman Gasper offered the following motion; which was referred to the Committee on Public Light:

That the Sun Vayor Light Company be, and are hereby, instructed to erect two lamps on Leon, between Michigan and North streets.

The following motion; which was referred to the Committee on City Improvements:

That the Street Commissioner be, and is hereby, instructed to scrape the gutters of Delaware street, from Massachusetts avenue to St. Clair street.

Councilman Rassmann, for Councilman Gauss, offered the following motion; which was adopted:

That Herman Weinberger be allowed to pave with cement the sidewalk in front of his property, No. 88 Union street, at his own expense and under the direction of the City Civil Engineer.

Councilman Hicklin offered the following motion; which was adopted:

That D. P. Erwin and Burkshire Insurance Co. be, and are hereby, granted permission to lay a cement sidewalk in front of their property on McCrea street, at their own expense and under the direction of the City Civil Engineer.

Councilman Markey offered the following motions; which were adopted:

That the Street Commissioner be directed to clean the gutters of Alabama street, from Merrill street to McCarty street.

That the Street Commissioner be directed to clean the gutters of Delaware street, from South street to Madison avenue.

Councilman Markey presented the following petition; which was received:

To the Common Council and Board of Aldermen of the City of Indianapolis:

The undersigned, who own real estate fronting upon Merrill street, in the City of Indianapolis, in the number of feet set opposite our respective names, do respectfully represent and show that they own a majority of the frontage of real estate along two squares of the line of said street proposed to be improved by Ordinance No. 175, 1890, of your honorable bodies; that it is contrary to the desire of petitioners that the proposed brick roadway be constructed; that such a road-

way is an expensive and wholly needless improvement; that there is little vehicle traffic upon said street along the line of petitioners' property or elsewhere; that said ordinance for the improvement of said roadway was introduced and passed without the knowledge of petitioners, or they would have remonstrated and endeavored to prevent the passage of the same; that said proposed improvement contemplates, by the narrowing of the sidewalks, the cutting down and destruction of the shade trees along the same, which were planted and maintained by petitioners at considerable expense, and the destruction of which would be a serious public injury. Petitioners further say that, to their knowledge, no petition was ever circulated or presented for the improvement of said street by brick roadway as aforesaid. And they earnestly petition your honorable bodies to repeal said ordinance. And they submit herewith a draft of ordinance repealing said Ordinance No. 175.

Catharine and A. M. Merrill, 205 feet; Janet D. Moores, 62 feet; The Board of School Commissioners of the City of Indianapolis, by A. R. Baker and J. W. Budenbaum, Building Committee, 205 feet, and 11 others.

Councilman Martindale offered the following motion; which was adopted:

That Mrs. Reginald Hall be, and is hereby, granted permission to re-set the curb and widen the sidewalk and lawn in front of her property on west Vermont street, all at her own expense, under the direction of the City Civil Engineer and to his entire satisfaction.

Councilman Myers offered the following motion; which was referred to the Committee on Public Light:

That the Indianapolis Gas Light and Coke Company be directed to erect a lamp post, and equip for lighting, at the corner of Ash and Eleventh streets.

Councilman Myers offered the following motion; which was adopted:

That the vote adopting the report of the City Commissioners, fixing the assessment upon the real estate benefited by the construction of the Fall Creek levee, be reconsidered.

Councilman Martindale moved that the assessment roll be referred back to the City Commissioners.

Which was adopted.

Councilman McGill offered the following motion; which was adopted:

That the City Civil Engineer be, and is hereby, instructed to re-advertise for the construction of a water fountain at the northeast corner of South and Tennessee streets

Councilman Nolan offered the following motion; which was adopted:

That the time for the completion of Sanders street, from East street to Wright street, be extended for thirty days, for Michael Flaherty.

The following motions; which were referred to the Committee on City Improvements:

That the Street Commissioner be, and is hereby, instructed to lay a double stone crossing over Morris street, opposite the west sidewalk of Maple street.

That the Street Commissioner be, and is hereby, instructed to place a wagon bridge on Tennessee street, over the south gutter of Ray.

That the Street Commissioner be, and is hereby, instructed to lay a double stone crossing over Vinton street, opposite the west sidewalk of West street.

The following motion; which was referred to the Committee on City Improvements, with power to act:

That the Street Commissioner be, and is hereby, directed to place gravel around the fire-plug at the northwest corner of Ray and West streets.

The following resolution; which was referred to the Committee on Public Light:

WHEREAS, The contract for lighting the streets of the city by the Indianapolis Gas Company and the Indianapolis Brush Electric Company expires December 31, 1890; and

Whereas, Practical experience has demonstrated that electric light is superior to gas in every respect; therefore, be it

Resolved, That the City Civil Engineer be, and is hereby, directed to advertise for bids to light the streets of the city with electric arc lights, to the number of six hundred on a schedule of two thousand seven hundred and forty hours, for a period of four years.

Councilman Pearson offered the following motions; which were referred to the Committee on City Improvements:

That the Street Commissioner be instructed to fill the chuck-holes, with gravel, on First street, from the Canal to West street, same being one square.

That the Street Commissioner be instructed to clean the gutters on North Illinois street, from North street to Second street.

Councilman Rassmann offered the following motions; which were adopted:

That the City Street Commissioner be directed to notify the proper parties to repair the roadway of Washington street, from Mississippi to Alabama streets, within ten days, and if not done in that time, said Street Commissioner shall have the work done and collect the cost thereof from said parties or their bondsmen.

That the bids for building a 1,500-barrel cistern at the corner of Vermont and Michigan streets, as appear on page 741 of the proceedings of the Council, for September 1, 1890, be taken up and contract be awarded to Roney & Dunning, they being the lowest and best bidder.

That the Street Commissioner be directed to take the stone from the Michigan street bridge across Pogue's Run and build abutments for a bridge across Pogue's Run at Vermont street, the said work to be done at the time the new bridge is being built at Michigan street.

That the Street Commissioner be, and he is hereby, ordered to raise to the proper grade (as re-established) the north sidewalk of Market street, from Noble street to Davidson street.

That the Chief Fire Engineer be, and he is hereby, ordered to place a fire-alarm telegraph box at or near the corner of Vermont and Archer street.

That the Citizens' Street Railroad Company be directed to repair, with broken stone, the roadway between their tracks on Washington street, between Noble and State streets; also, to repair, with gravel, between their tracks on State avenue, from Washington to Michigan streets.

The following motion ; which was referred to the Committee on City Improvements :

That the Street Commissioner be, and he is hereby, directed to fill the chuck holes in East Market street, between Noble street and State avenue; also, in Davidson street, from Washington street to Michigan street; also, in Ohio street, from Noble street to Arsenal avenue.

Councilman Sweetland presented the following petition ; which was referred to the Committee on Streets and Alleys :

To the Mayor, Common Council and Board of Aldermen of the City of Indianapolis :

Gentlemen:— We, the undersigned, property holders residing adjacent, hereby petition your honorable bodies to vacate the alley running north from Twelfth street, to the first alley north of Twelfth street, between Meridian and Illinois streets. The alley above referred to has never been improved, is of no benefit to any one, is only one-half square long, and should said alley at any time be improved it would be at least ten feet above the alley running east and west. See plat herewith attached marked "A." Said alley is of no public utility.

Sidney M. Dyer, E. A. Parker, Herman H. Sielken.

Councilman Trusler offered the following motion ; which was laid on the table :

That the services of the superintendent of the city dumping grounds, Pat Sullivan, be dispensed with, and his salary be discontinued after September 30.

Councilman Weber offered the following motion ; which was adopted :

That the Street Commission be ordered to at once put, or cause to be put, in good condition for public travel, the bridge on Orchard avenue over Pogue's Run.

The following motion ; which was referred to the Committee on Public Light :

That the Brush Electric Light Company be ordered to erect one electric light at the intersection of Home avenue and the L. E. & W. Railway ; one at the intersection of Eighth street and the L. E. & W. Railway, and one at the corner of Columbia and Hill avenues.

Councilman Weber presented the following Agreement and motion ; which was received, and the motion adopted :

This Agreement. Made this 15th day of September, 1890, shows that M. Murry & Co., have this day agreed to pay Roney & Gansburg, contractors, the full assessment of each of the property owners on the east side of Alvoid street, north of Malott avenue, for the grading and graveling of said street, and the laying of a brick sidewalk on the same, according to the profile and specifications on file in the office of the City Civil Engineer, provided said property owners consent that that part in front of M. Murry & Co.'s mill be omitted from said improvement and assessment.

M. MURRY & Co.

That the proposition of M. Muary & Co. be accepted, provided the contractors and property owners consent to the same.

Councilman Weber presented the contract and bond of Gansberg & Roney, for improving Alvord street, from Malott to Home avenues ; which was approved.

PENDING ORDINANCES.

Under this order of business the following entitled ordinances (Barrett Law,) were taken from the files and read the first time :

- S. O. 214, 1890 -An ordinance to provide for grading and improving the roadway of Delaware street with broken stone, and bowldering between the tracks of the Citizens' Street Railroad, from the south curb line of Merrill street to Madison avenue, and requiring the Citizens' Street Railroad Company to pay its proportion of the costs thereof, as provided for in General Ordinance No. 4, 1884.
- S. O. 215, 1890—An ordinance to provide for grading and improving the roadway of Delaware street with broken stone, and bowldering between the tracks of the Citizens' Street Railroad, from the south line of South street to the south curb line of Merrill street, and requiring the Citizens' Street Railroad Company to pay its proportion of the costs thereof, as provided for in General Ordinance No. 4, 1884.
- S. O. 216, 1890—An ordinance to provide for grading and paving with Standard Trinidad Asphalt Sheet Pavement, the roadway of Pennsylvania street, re-setting curb where necessary, and curbing where not already properly done, paving with brick between the rails of the tracks of the Citizens' Street Railroad, from the south line of Ohio street to the north curb line of New York street, and requiring the Citizens' Street Railroad Company to pay its portion of the costs thereof, as provided for in General Ordinance No. 4, 1884.
- S. O. 217, 1890—An ordinance to provide for grading and paving with Standard Trinidad Asphalt Sheet Pavement, the roadway of Pennsylvania street, widening the sidewalks thereof, re-setting curb where necessary, and curbing where not already properly done, paving with brick between the rails of the tracks of the Citizens' Street Railroad, from the north curb line of New York street to the south curb line of Seventh street, and requiring the Citizens' Street Railroad Company to pay its portion of the costs thereof, as provided for in General Ordinance No. 4, 1884.
- S. O. 218, 1890—An ordinance to provide for grading and graveling Traub avenue, and paving with brick the sidewalks, from Washington street to the first alley north of Leeds street, and for the costs thereof.
- S. O. 219, 1890—An ordinance to provide for grading and paving with Standard Trinidad Asphalt Sheet Pavement, the roadway of Virginia avenue, widening the sidewalks thereof, re-setting curb where necessary, and curbing where not already properly done, bowldering between the rails of the tracks of the Citizens' Street Railroad, from the south line of Washington street to the west line of Shelby, or Dillon street, and requiring the Citizens' Street Railroad Company to pay a portion of the costs thereof, as provided for in General Ordinance No. 4, 1884.
- S. O. 220, 1890—An ordinance to provide for re-grading and improving with broken stone the roadway of Coburn street, placing a gutter-stone in the gutters, and curbing with stone the outer edges of the sidewalks thereof, from East street to Madison avenue, and the costs thereof.
- S. O. 221, 1890—An ordinance to provide for grading and paving with brick and curbing the roadway of McCarty street, from the west curb line of East street to the east curb line of Delaware street, and requiring the Citizens' Street Railroad Company to pay a portion of the cost thereof, as provided for in General Ordinance No. 4, 1884.

S. O. 222, 1890—An ordinance to provide for grading and paving with Standard Trinidad Asphalt Sheet Pavement, the roadway of Broadway street, widening the sidewalks thereof, re-setting curb where necessary, curbing where not already properly done, from the north line of Christian avenue to the south line of Seventh street, and the costs thereof.

On motion, S. O. 222, 1890, was referred to the Committee on Streets and Alleys.

The following entitled ordinances were read the second time and ordered stricken from the files :

S. O. 4, 1890—An ordinance to provide for the grading and graveling of Court street and sidewalks, from Mississippi street to Missouri street, and for the costs thereof.

S. O. 5, 1890—An ordinance to provide for grading and bowldering the first alley west of Mississippi street, from Washington street to Market street, and the costs thereof.

Councilman Gasper moved that Rule 61 of the Rules and Regulations of the Common Council be suspended for the purpose of extending the time of the session.

Councilman Hicklin moved to lay the motion offered by Councilman Gasper, on the table.

Which failed of adoption, by the following vote :

AYES, 6—viz: Councilmen Cooper, Hicklin, McGill, Pearson, Rassmann, and Sweetland.

NAYS, 16—viz: Councilmen Austin, Burns, Coy, Davis, Dunn, Gasper, Markey, Martindale, Murphy, Myers, Nolan, Olsen, Sherer, Stechhan, Trusler, and Weber.

Councilman Trusler moved to reconsider the above vote.

Councilman Coy moved to lay the motion on the table.

Which was adopted by the following vote :

AYES, 13—viz: Councilmen Austin, Burns, Coy, Davis, Dunn, Gasper, Markey, Murphy, Myers, Nolan, Olsen, Sherer, and Weber.

NAYS, 9—viz: Councilmen Cooper, Hicklin, Martindale, McGill, Pearson, Rassmann, Stechhan, and Sweetland, and Trusler.

Councilman Hicklin moved as an amendment to Councilman Gasper's motion, "that the Common Council adjourn until Monday evening, September 22d, 1890."

Councilman Coy moved to lay the motion on the table.

Which was adopted by the following vote :

AYES, 13—viz: Councilmen Austin, Burns, Coy, Davis, Dunn, Gasper, Markey, Murphy, Myers, Nolan, Olsen, Sherer, and Weber.

NAYS, 9—viz: Councilmen Cooper, Hicklin, Martindale, McGill, Pearson, Rassmann, Stechhan, Sweetland, and Trusler.

Councilman Trusler moved "that the Common Council do now adjourn."

A vote was then had on Councilman Trusler's motion.

AYES, 11—viz: Councilmen Cooper, Hicklin, Martindale, McGill, Nolan, Olsen Pearson, Rassmann, Stechhan, Sweetland, Trusler

NAYS, 10—Councilmen Austin, Burns, Coy, Davis, Dunn, Gasper, Markey, Murphy, Myers, Sherer

It now being eleven o'clock, the Common Council stood adjourned.

J. L. Sullivan, Mayor,
President of the Common Council.

Attest:

B. Swift, City, Clerk.