

PROCEEDINGS  
OF THE  
BOARD OF ALDERMEN.

REGULAR SESSION.

CHAMBER OF THE BOARD OF ALDERMEN  
OF THE CITY OF INDIANAPOLIS,  
*Tuesday, October 2d, 1877—7½ o'clock P. M.* }

The Board of Aldermen met in regular session.

Present at roll-call—His Honor, the President, H. C. Newcomb, in the chair, and Aldermen Chandler, Coburn, Foster, Krug, McGill, Snider, Stratford, Wallace, and Wiles—10.

Absent—None.

The proceedings of the regular session (held September 18th, 1877), of the called session (held September 20th, 1877), and of the adjourned called session (held September 25th, 1877), having been printed, and placed on the desks of the Aldermen, the reading of the same was dispensed with.

Alderman Foster, of the special committee of conference with Water-Works Company, appointed September 20th, 1877 [see page

209, *ante*], made a verbal report, indicating progress, and, at his request, said committee were given further time in which to negotiate, etc.

On Alderman Stratford's motion, Alderman Wallace was added to aforesaid special committee.

The Committee on Benevolence and Hospitals, through Alderman Chandler, submitted the following report, which was concurred in :

To the Honorable President and Board of Aldermen of the City of Indianapolis :

*Gentlemen* :—Your committee, to whom was referred the action of Council, regarding the purchase of additional ground for burial purposes, beg leave to report :

We have had an interview with the City Sexton, and learn from him that the lots referred to, belonging to the I. O. O. F., would admit of about forty burials each, making an aggregate of 200 graves, which, at the same rate of mortality as last year, would be sufficient for about six months only. But as the city is not in a condition, at present, to purchase large grounds elsewhere, we would recommend concurrence in the action of Council, as it would relieve the Sexton, temporarily, from his present embarrassment.

We, also, learn from the Sexton that other lots can be bought at the same price, should the city find it necessary to further increase the grounds; and that it is probable that the city now owns space within the cemetery, but there being no plat in the hands of the Sexton, he is fearful of encroaching on private property. We, therefore, suggest that the Council be recommended to take such action as will be necessary to have a suitable plat made for the guidance of the Sexton.

T. E. CHANDLER,  
I. W. STRATFORD,  
WM. WALLACE,

Committee on Benevolence and Hospitals.

October 2d, 1877.

#### MESSAGE FROM THE COMMON COUNCIL.

The following message from the Common Council was received :

*Indianapolis*, October 2, 1877.

To the President and Board of Aldermen :

*Gentlemen* :—At the last regular session of the Common Council, held Monday evening, October 1st, 1877, said body acceded to your request to ap-

point a committee of three Councilmen, to act jointly with your committee of like number, and serve in the investigation of the charges preferred by Alderman Stratford against Street Commissioner Fulmer. His Honor, the Mayor, appointed Councilmen A. L. Wright, Morse, and Sindlinger as the Council members of aforesaid committee.

Respectfully,

BENJ. C. WRIGHT, City Clerk.

The following message from same body was also received :

*Indianapolis*, October 2, 1877.

To the President and Board of Aldermen :

*Gentlemen*:—At the last regular session of the Common Council, held Monday evening, October 1st, 1877, said body rescinded its adoption of the motion by which the the City Marshal had been "instructed to notify John Ford not to remove or interfere with any property or building situate on the West Market Space," having been satisfied that the said Ford had right of ownership in the building he had purposed to remove.

Respectfully,

BENJ. C. WRIGHT, City Clerk.

On motion, the action of the Common Council in rescinding its adoption of the motion referred to in preceding message, was approved, and this body took like proceedings.

The following message from same body was also received :

*Indianapolis*, October 2, 1877.

To the President and Board of Aldermen :

*Gentlemen*:—I herewith transmit certain papers, favorably passed upon by the Common Council, at its last regular session, held October 1st, 1877, for your action upon same.

Respectfully,

BENJ. C. WRIGHT, City Clerk.

#### PAPERS FROM THE COMMON COUNCIL—ACTION UPON.

Report from City Civil Engineer, giving a first and partial estimate to D. A. Haywood, for grading and graveling the street and sidewalks, bowldering the gutters, and curbing the sidewalks of Court street, from East to Noble street [see Council Proceedings, page 456], was read, and the action of the Common Council, in approving such report, was duly concurred in.

The concurrent resolution, allowing the aforesaid estimate [see Council Proceedings, page 456], was read, and duly adopted by the following vote :

Affirmative—Aldermen Chandler, Coburn, Foster, Krug, McGill, Snider, Stratford, Wallace, Wiles, and President Newcomb—10.

Negative—None.

Report from City Attorney, stating that the Superior Court, at Special Term, had affirmed its judgment of General Term, and given judgment for \$750 in favor of plaintiff in case of Samuel J. Smock vs. The City, and recommending an appeal of said case to the Supreme Court [see Council Proceedings, page 457], was read, and the action of the Common Council, in concurring in such recommendation, was duly approved.

Report from City Clerk, giving an itemized statement of orders issued on City Treasurer, from September 3d to September 30th, 1877, inclusive [see Council Proceedings, page 457], was read, and duly received.

Reports from Superintendent of City Hospital and Branch, for month of September, 1877 [see Council Proceedings, page 460], were read, and duly received.

Reports from Superintendent of City Dispensary, for month of September, 1877 [see Council Proceedings, page 461], were read, and duly received.

Report from Council Committee on Gas-Light, recommending that Citizens' Gas-Light and Coke Company be awarded the contract for lighting, etc., the Illinois street Tunnel [see Council Proceedings, page 461], was read.

On Alderman Stratford's motion, the action of the Common Council, in awarding such contract, was non-concurred in, and the matter was referred to the Aldermanic Committee on Gas-Light,



with instructions to procure fresh proposals from both gas companies.

Report from Council Committee on Judiciary, recommending the revocation of the auctioneer license issued to Isaac Cohen, and the resolution by which the Council canceled and revoked said license [see Council Proceedings, page 462], were read.

Alderman Wallace then presented the following petition, which which was also read :

To the Board of Aldermen of the City of Indianapolis :

Your petitioner, Isaac Cohen, would respectfully represent that, on the 3d day of September, 1877, he was, by the Common Council of said city, legally granted an auctioneer's license for said city; that on the — day of September, 1877, a resolution was introduced in the Council of said city, by John Thomas, asking that said license be revoked; that said resolution was referred to the Judiciary Committee and City Attorney for investigation.

He further says that, through his attorney, John S. Duncan, he saw Roscoe Hawkins, City Attorney, and told him that he would like to be heard before him and said committee in relation to said resolution; that said Hawkins promised to inform his attorney as to the time the same would come up for hearing; that owing to some mistake his attorney was never informed as to the time of the meeting of said committee, and he was therefore unable to meet the witnesses, if any were introduced, against him, and was unable to bring witnesses in his own behalf.

He says he is informed that, on last night, the Council, as far as that body was concerned, revoked his license, without, in any way, allowing him an opportunity to be heard, or even, in any legal way, giving him notice of any action or intended action therein; all the information he has derived in relation thereto has been through the newspapers of the city.

He now asks your honorable body, before taking final action in relation to a revocation of his said license, that you refer the whole question to same committee of your body for investigation, and that he may be informed of its meeting, and be allowed to appear and show cause why said license be not revoked.

ISAAC COHEN.

October 2d, 1877.

On Alderman Wiles's motion, the preceding report, resolution, and petition were referred to the Aldermanic Committee on Judiciary and City Attorney.

Report from Council Committee on Streets and Alleys, recommending (1) that the City Civil Engineer set the grade stakes for a certain alley in square 74, and that the Street Commissioner notify the person or persons who are responsible for depositing therein the dirt and sand taken from the cellar of Braden's Block on S. Illinois street, to remove the same within ten days, or, if such notice be not complied with, in the specified time, said Street Commissioner to do the work, and collect cost of same from the offending parties; (2) that the Street Commissioner clean the gutters of Blake street, southward; and (3) that same officer repair the crossings, at intersection of Indiana avenue and West street [see Council Proceedings, page 462], was read, and the action of the Common Council, in concurring in the several clauses of said report, was duly approved.

Reports from same committee recommending (1) that the Street Commissioner cover Delaware street, from Washington street to Massachusetts avenue, where not already done, with rolling-mill cinders [see Council Proceedings, page 452], at an estimated cost of \$100 [see Council Proceedings, page 463]; and (2) that same officer fill several chuck-holes in Indiana avenue, west of Fall Creek bridge, along line of the Schurman farm [see Council Proceedings, page 452], at an estimated cost of \$25 [see Council Proceedings, page 463], were read, and the action of the Common Council, in approving and concurring in said reports, was duly approved.

Petition from Cobb & Branham, for permission to erect a telephonic line, to connect their coal yards, located at No. 294 Christian avenue and No. 140 S. Delaware street, with their main business office, at corner of Delaware and Market streets [see Council Proceedings, page 469], was read.

On Alderman Foster's motion, the locating of said line was placed under the supervision of City Civil Engineer, and then, the action of the Common Council, in granting the prayer of aforesaid petitioners, was duly concurred in.

Petition from David Frey, for a license as auctioneer at No. 39 West Washington street, for the term of one year [see Council Proceedings, page 470], was read, and the action of the Common Council, in granting the prayer of such petitioner, was duly concurred in.

Motion, to instruct the Street Commissioner to repair the wooden bridge, at crossing of Columbia avenue and State Ditch [see Council Proceedings, page 468], was read, and the action of the Common Council, in adopting such motion, was duly concurred in.

Motion, to permit C. W. Mead to put down a driven well under the direction of the Chief Fire Engineer, and at such a point as that official may designate, at his own expense, etc. [see Council Proceedings, page 469], was read, and the action of the Common Council, in adopting such motion, was duly concurred in.

Motion, to permit A. L. Rasener to put in a wooden culvert in front of his property, No. 55 S. Arsenal avenue [see Council Proceedings, page 469], was read.

On Alderman McGill's motion, above work was placed under charge of City Civil Engineer, and then the preceding motion, as amended, was duly concurred in.

Motion, to instruct the Street Commissioner to clean the gutters of McCarty street, between Illinois street and Pogue's Run [see Council Proceedings, page 470], was read, and the action of the Common Council, in adopting such motion, was duly concurred in.

Motion, to permit A. Maurer to take up and re-lay his sidewalk, in front of No. 67 N. Alabama street, subject to the usual restrictions [see Council Proceedings, page 470], was read, and the action of the Common Council, in adopting such motion, was duly concurred in.



The following appropriation ordinances were then read the first time :

- Ap. O. 70, 1877—An ordinance appropriating money for the payment of sundry claims against the City of Indianapolis, on account of Fire Department.
- Ap. O. 71, 1877—An ordinance appropriating money for the payment of sundry claims against the City of Indianapolis, on account of City Hospital and Branch.
- Ap. O. 72, 1877—An ordinance appropriating money for the payment of sundry claims against the City of Indianapolis, on account of Station Houses.
- Ap. O. 73, 1877—An ordinance appropriating money for the payment of sundry claims against the City of Indianapolis.
- Ap. O. 74, 1877—An ordinance appropriating money for the payment of sundry claims against the City of Indianapolis, on account of Printing, Stationery, and Advertising.

Appropriation ordinance No. 70, 1877, was then read the second and third times, and passed by the following vote :

Affirmative—Aldermen Chandler, Coburn, Foster, Krug, McGill, Snider, Stratford, Wallace, Wiles, and President Newcomb—10.

Negative—None.

Appropriation ordinance No. 71, 1877, was then read the second and third times, and passed by the following vote :

Affirmative—Alderman Chandler, Coburn, Foster, Krug, McGill, Snider, Stratford, Wallace, Wiles, and President Newcomb—10.

Negative—None.

Appropriation ordinance No. 72, 1877, was then read the second time.

Alderman Stratford moved to strike out the claim of Levi Comeggs, for moving a safe, and refer same to Aldermanic Committee on Accounts and Claims, for examination ; which motion was not adopted.



Said ordinance was then read the third time, and passed by the following vote :

Affirmative—Aldermen Chandler, Coburn, Foster, Krug, McGill, Snider, Stratford, Wallace, Wiles, and President Newcomb—10.

Negative—None.

Appropriation ordinance No. 73, 1877, was then read the second and third times, and passed by the following vote :

Affirmative—Aldermen Chandler, Coburn, Foster, Krug, McGill, Snider, Stratford, Wallace, and Wiles—9.

Negative—President Newcomb—1.

Appropriation ordinance No. 74, 1877, was then read the second and third times, and passed by the following vote :

Affirmative—Aldermen Chandler, Coburn, Foster, Krug, Snider, Stratford, Wallace, Wiles, and President Newcomb—9.

Negative—Alderman McGill—1.

At suggestion of the President, it was determined that, until further orders, this body would assemble at 7 o'clock P. M.

On motion, the Board of Aldermen then adjourned.

H. C. NEWCOMB, President.

Attest :

GEO. T. BREUNIG,

Clerk of Board of Aldermen.