

# PROCEEDINGS

OF THE

# BOARD OF ALDERMEN.

## REGULAR SESSION.

CHAMBER OF THE BOARD OF ALDERMEN  
OF THE CITY OF INDIANAPOLIS, }  
*Tuesday, December 18th, 1877—7 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, Krug, Snider, Stratford, and Wiles—7. Appeared subsequently—Aldermen Foster, McGill, and Wallace—3. Total present—10.

Absent—None.

The proceedings of the regular session, held December 4th, 1877, having been printed, and placed on the desks of the Aldermen, the reading of the same was dispensed with.

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

Indianapolis, December 18, 1877.

To the President and Board of Aldermen :

*Gentlemen* :—I was directed to report what, if any, changes it will be necessary to make in the manner of draining the streets in the vicinity of the State House, after Market street shall be vacated between Mississippi and Tennessee streets, and the probable cost of any such changes.

On examination, I find that the most practicable system of drainage can be obtained by the construction of a sewer, three and one-half feet diameter, in and along Tennessee street to, and connecting with, the Kentucky avenue sewer.

The estimated cost of said sewer is as follows :

1045 lineal feet of sewer, at \$4.52.....	\$4,723 40
4 catch-basins, at \$70.00 .....	280 00
4 manholes, at \$40.00.....	160 00
Total.....	\$5,163 40

Respectfully submitted,

BERNARD H. DIETZ, City Civil Engineer.

MESSAGE FROM THE COMMON COUNCIL.

The following message from the Common Council was received :

Indianapolis, December 18, 1877.

To the President and Board of Aldermen :

*Gentlemen* :—I herewith transmit to your honorable body certain papers, favorably passed upon by the Common Council, at its last regular session, held December 17th, 1877, for your action upon same.

Respectfully,

BENJ. C. WRIGHT, City Clerk.

PAPERS FROM THE COMMON COUNCIL—ACTION UPON.

Report from the Council Committee on Contracts, recommending that the contract for paving with brick the sidewalks of Fletcher avenue, between Dillon and Linden streets, except in front of lots 130, 131, and 132, in Spann & Co.'s Woodlawn Addition, be awarded to William L. Roney [see Council Proceedings, page 602], was read, and the action of the Common Council, in awarding said contract, was duly concurred in.

Alderman McGill appeared, and took his seat.

Report from same committee, recommending that the contract for erecting lamp-posts, lamps, and fixtures, complete to burn gas, except the service-pipes, on Bellefontaine street, between Home avenue and Tinker street; also, on Peru street, between Home avenue and Tinker street, be awarded to the Indianapolis Stove Company [see Council Proceedings, page 603], was read, and such report, on Alderman Coburn's motion, was referred to the Aldermanic Committee on Gas-Light, with instructions to confer with the Indianapolis Gas-Light and Coke Company, and gain its consent, if possible (before this body shall concur in awarding contracts to erect additional public gas-lamps), that the aggregate number of such lamps shall be limited and maintained as at present, by a discontinuance of unnecessary lamps on sparsely-settled or over-lighted streets.

Report from Mayor Caven, giving a statement of the fines collected by him during the month of November, 1877, due to and paid into the City Treasury [see Council Proceedings, page 603], was read, and the action of the Common Council, in approving such report, was duly concurred in.

Report from Trustees having custody of the city bonds issued in aid of the Union Railroad Transfer and Stock-Yard Company, and five exhibits accompanying the same [see Council Proceedings, pages 603 to 606], were read, and duly received.

Report from City Civil Engineer, giving (1) a first and final estimate to E. B. Elliott, for grading and graveling Herbert street and sidewalks, between Illinois and Meridian streets; and (2) a first and final estimate to John Schier, for grading and paving the east sidewalk (where not already paved) of Park avenue, between Cherry and Vine streets [see Council Proceedings, page 606], was read, and the action of the Common Council, in approving such report, was duly concurred in.



The following concurrent resolution [which had been duly adopted by the Common Council—see page 607], was then read:

*Resolved, by the Common Council and Board of Aldermen, That the foregoing first and final estimate, allowed E. B. Elliott, for grading and graveling Herbert street and sidewalks, between Illinois and Meridian streets, be, and the same is hereby, adopted as the estimate of the Common Council and Board of Aldermen, and that the property owners are hereby required to pay the sums set opposite their respective names.*

And was duly adopted by the following vote :

Affirmative—Aldermen Chandler, Coburn, Krug, McGill, Snider, Stratford, Wiles, and President Newcomb—8.

Negative—None.

The following concurrent resolution [which had been duly adopted by the Common Council—see page 607], was also read :

*Resolved, by the Common Council and Board of Aldermen, That the foregoing first and final estimate, allowed John Schier, for grading and paving the east sidewalk (where not already paved) of Park avenue, between Cherry and Vine streets, be, and the same is hereby, adopted as the estimate of the Common Council and Board of Aldermen, and that the property owners are hereby required to pay the sums set opposite their respective names.*

And was duly adopted by the following vote :

Affirmative—Aldermen Chandler, Coburn, Krug, McGill, Snider, Stratford, Wiles, and President Newcomb—8.

Negative—None.

Report from same officer, covering contract and bond of David A. Haywood, for grading, and paving with brick, the east sidewalk of Pendleton Pike, from Clifford avenue to Orange street [see Council Proceedings, page 607], was read, and the action of the Common Council, in receiving such report, and in approving said contract and bond, was duly concurred in.

Report from same officer, recommending that the culverts and gutters at the intersection of Indiana avenue and West street be thoroughly cleaned out, as they interfere with the proper drainage

of such locality [see Council Proceedings, page 608], was read, and the action of the Common Council, in concurring in such recommendation, was duly approved.

Report from same officer, recommending (1) that the Street Commissioner repair, at once, a certain portion of the north sidewalk of Morris street, between White River and Dakota street, which has been washed away by recent rains, and is in a dangerous condition; also, recommending (2) the printing of two hundred copies of the "Schedule for Lighting and Extinguishing the Public Gas-Lamps for the year 1878," at the expense of the city and the Indianapolis Gas-Light and Coke Company [see Council Proceedings, page 608], was read, and the action of the Common Council, in concurring in such recommendations, was duly approved.

Alderman Wallace appeared, and took his seat.

Report from City Attorney, stating that the case of Maloney & Marshall vs. The City (to recover \$627, for work and material claimed to have been furnished the city, in the erection of four engine houses, in 1871) had been decided in favor of the city [see Council Proceedings, page 609], was read, and duly received.

Report from City Clerk, giving the following list of affidavits, filed in his office, for the collection of street assessments by precept, viz.:

David A. Haywood vs. Francis M. Beck, for.....	\$ 11 94
Fred. Gansberg vs. Barbara E. Leadley, for ....	12 10
Fred. Gansberg vs. Christian Rossfeldt, for.....	14 30
Fred. Gansberg vs. William H. Kilvert, for ...	14 95
Fred. Gansberg vs. James T. Wright, for... ..	14 95
Fred. Gansberg vs. J. R. Perkenpine (christian name unknown) for..	12 65

And recommending that precepts be ordered to issue [see Council Proceedings, page 609], was read, and the action of the Common Council, in concurring in such report, and in ordering the precepts to issue, was duly approved by the following vote:

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

Negative—None.

Report from Council Committee on Finance and City Attorney, recommending that the City Assessor be ordered to examine the records in the County Recorder's office, and obtain such other proof, as will lead to the correction of omissions in returns, for taxation, of mortgages, mortgage-notes, etc. [see Council Proceedings, page 610], was read, and the action of the Common Council, in concurring in such recommendation, was duly approved.

Report from Council Committee on Judiciary and City Attorney, recommending that an auctioneer's license be issued to George W. McCurdy [see Council Proceedings, page 610], was read, and the action of the Common Council, in concurring in such recommendation, was duly approved.

Report from same committee and officer, in favor of refunding to E. B. Hutchinson moneys erroneously paid by him at a tax-sale and for accrued taxes upon certain real estate incorrectly described [see Council Proceedings, page 610], was read, and the action of the Common Council, in concurring in such report, was duly approved.

Report from Council Committee on Streets and Alleys, recommending (3) that twenty-eight feet be established for the width of the roadbeds of all thoroughfares, other than business streets, which may be hereafter opened or re-improved, where the full width of such streets shall be forty-five feet or upwards, and giving sundry reasons for such recommendation [see Council Proceedings, page 616], was read, and referred to the Aldermanic Committee on Streets and Alleys.

The action of the Common Council, in concurring in the following recommendations of aforesaid committee, was duly approved: (5) that D. H. Prunk be permitted to pave with brick the north



sidewalk of New York street, from first alley east of Bright street to the corner of said last mentioned street (the committee understanding said Prunk is the owner of the real estate fronting thereon), at his own expense, within sixty days, and under the direction of the City Civil Engineer; (6) that the Street Commissioner to fill the chuck-holes in Noble street, between Washington street and Virginia avenue; (7) that the Street Commissioner be instructed to fill the chuck-holes in Kentucky avenue, between Missouri street and White River, at a cost not exceeding thirty dollars; and (8 and 9) that the same officer be instructed to construct a crosswalk of rolling-mill cinders over Noble street, at the intersection of and on a line with the south sidewalk of Bates street; also, a crosswalk of same material at the intersection of Pennsylvania and Second street [see Council Proceedings, pages 616 and 617].

Clause 2, in report of same committee, as submitted December 3d, 1877, recommending that the Street Commissioner be instructed to lay a single-line stone crosswalk over Dillon street, on a line with north sidewalk of Fletcher avenue [see Council Proceedings, pages 630 and 631], was read, and the action of the Common Council, in concurring in such recommendation, was duly approved.

Report from Council Committee on Opening, etc., Streets and Alleys, recommending (4) the opening of Shelby street, in a width of sixty feet, from Prospect street to the south corporation line [see Council Proceedings, page 617], was read, and then referred to Aldermanic Committee on Opening, etc., Streets and Alleys.

Report from select joint committee on S. Delaware street viaduct, recommending that the City Civil Engineer be instructed to advertise for proposals to take down and store same [see Council Proceedings, page 618], was read, and the action of the Common Council, in concurring in such recommendation, was duly approved.

Report from select committee of Common Council, appointed "to secure additional grounds for the burial of the dead, when the

same is done at the expense of the city," transmitting a quit-claim deed (executed by the Trustees of Centre Lodge, No. 18, I. O. O. F., to the City of Indianapolis), for the sum of seventy-five dollars, of lots 148, 149, 150, and 151, in the "North Burying Ground," and recommending that the Committee on Accounts and Claims be directed to place such purchase-price in their next appropriation ordinance [see Council Proceedings, page 619], was read, and the action of the Common Council, in concurring in such recommendation, was duly approved.

Motion, to grant John Greene sixty days extension of time in which to complete his contract on Franklin street, from Nebraska street to the first alley north of Yeiser street [see Council Proceedings, page 628], was read, and the action of the Common Council, in adopting such motion, was concurred in, with the proviso that said contractor's surety consent to continue on the bond.

Motion, to instruct the Street Commissioner to make a double stone crossing from the northwest corner of Pennsylvania and Ohio streets to the northeast corner of Ohio street and Massachusetts avenue [see Council Proceedings, page 630], was read, and referred to the Aldermanic Committee on Streets and Alleys.

The following ordinances [which had been duly passed by the Common Council—see page 624] were read the first time :

Ap O. 88, 1877—An ordinance appropriating money for the payment of Salaries and Compensations of City Officers and Employes.

Ap. O. 89, 1877—An ordinance appropriating money on account of the Street-Repair Department of the City of Indianapolis.

G. O. 43, 1877—An ordinance creating a Board of Public Improvements, prescribing their powers and duties and the manner of their election.

On Alderman Stratford's motion, the rules were suspended, for the purpose of reading above three ordinances the second and third times, and placing same on their passage, by the following vote :

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

Negative—Alderman Stratford—1.



The following appropriation ordinance was then read the second and third times :

Ap. O. 88, 1877—An ordinance appropriating money for the payment of Salaries and Compensatinnns of City Officers and Employes ;

And was passed by the following vote :

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

Negative—None.

The following appropriation ordinance was then read the second and third times :

Ap. O. 89, 1877—An ordinance appropriating money on account of the Street-Repair Department of the City of Indianapolis ;

And was passed by the following vote :

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

Negative—None.

General ordinance No. 43, 1877, was then read the second time.

Alderman Stratford offered the following amendment ; which was unanimously adopted :

Amend section 2, by inserting, after the words " Board of Aldermen," in eighth line, as printed on page 587 of Council Proceedings: " And said Board shall require the Street Commissioner to make monthly itemized statements, verified by affidavits, of the dirt and refuse material sold by him ; which shall be by them submitted to the Common Council and Board of Aldermen."

The same gentleman also offered the following amendment :

Amend section 1 as follows, by inserting, after the words " Common Council," in sixth line, as printed on page 587 of Council Proceedings: " The said Board shall be composed of members of the two prominent political parties represented in the Council and Board of Aldermen ; the political party being in the majority shall select two members, and the minority shall select one member."

On Alderman Foster's motion, above proposed amendment was laid on the table by the following vote :

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

Negative—Alderman Stratford—1.

Said general ordinance, entitled

G. O. 43, 1877—An ordinance creating a Board of Public Improvements, prescribing their powers and duties, and the manner of their election ;

Was then ordered to be engrossed, as amended ; 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.

Alderman Foster was excused for balance of this session.

#### FURTHER REPORTS FROM STANDING COMMITTEES.

The Committee on Judiciary, through Alderman Wallace, submitted the following report ; which was duly concurred in :

To the Board of Aldermen of the City of Indianapolis :

Your Judiciary Committee, to whom was referred the report of the Committee on Finance of the Common Council, in reference to the petitions of (1) John W. Davis, (2) Sophia Smith, (3) Henry Boecher, (4) Thos. C. Burd-sal, (5) John Conway, (6) Laurena Griffith, (7) in reference to the destruction of coupons to certain bonds, (8) in reference to the City Treasurer's report of receipts and payments, (9) in reference to the report of City Clerk as to orders issued, and (10) the petition of Otto Golphish—beg leave to report that they have examined said several items, as embraced in such report, and recommend a concurrence in the action of the Council thereon.

WM. WALLACE,

R. S. FOSTER,

I. W. STRATFORD,

Committee on Judiciary.

The Committee on Opening, etc., Streets and Alleys, through Alderman McGill, submitted the following report; which was duly concurred in :

*Indianapolis*, December 18, 1877.

To the President and Members of the Board of Aldermen of the City of Indiaapolis :

*Gentlemen* :—Your Committee on Opening and Laying Out Streets and Alleys, to whom was referred the petition of R. Browning and others, asking that Market and Wabash streets, between Tennessee and Mississippi, and Huron street, between Ohio and Market streets, be vacated, would report that we have had the same under consideration, and are of the opinion that the prayer of the petitioner should be granted, and we would recommend that the action of the Common Council, in reference to the same, be concurred in, and that said petition be referred to the City Commissioners, for their action in the matter, and that the City Clerk be directed to give the proper notices.

Respectfully submitted,

ROBT. C. MCGILL,  
W. D. WILES,  
G. C. KRUG,

Committee on Opening, etc., Streets and Alleys.

On motion, the Board of Aldermen then adjourned.

H. C. NEWCOMB, President.

Attest :

GEO. T. BREUNIG,

Clerk of Board of Aldermen.