

# PROCEEDINGS OF COMMON COUNCIL.

REGULAR SESSION—DECEMBER 21, 1891.

The Common Council of the City of Indianapolis, met in the Council Chamber, on Monday evening, December 21st, A. D. 1891, at 8:00 o'clock, in regular session.

PRESENT—Hon. Manford D. Yontz, President of the Common Council, in the Chair, and 22 members, viz: Councilmen Austin, Burns, Cooper, Coy, Davis, Dunn, Gasper, Gauss, Hicklin, Markey, Martindale, Murphy, Myers, Nolan, Olsen, Pearson, Rassmann, Sherer, Stechhan, Sweetland, Trusler, and Weber.

ABSENT, 2—viz: Councilmen McGill, and Woolen.

The Proceedings of the Common Council for the regular session held December 7th, 1891, having been printed and placed on the desks of the Councilmen, said Journal was approved as published.

## COMMUNICATIONS, ETC., FROM CITY OFFICIALS.

His Honor, the Mayor, presented the following communication and resolution :

*Indianapolis, Ind., Dec. 21, 1891.*

To the Members of the Common Council :

*Gentlemen:*—I have approved General Ordinances Nos. 17 and 56, passed at your session held December 7th, 1891.

Very respectfully, T. L. SULLIVAN, Mayor.

RESOLUTION No. 15, 1891 — *Whereas*, The General Assembly of the State of Georgia did, on the 10th day of October, 1891, unanimously adopt certain resolutions asking for the co-operation of all interested in securing an adequate appropriation by the Congress of the United States for the immediate improvement of the Savannah River, from the City of Savannah to the Ocean, upon the plan adopted by Congress, at its last session, for this purpose; and whereas, the Common Council of the City of Indianapolis, Indiana, fully recognizes and appreciates the importance of immediately completing the work at Savannah, Ga., in the interest of the commerce of the whole country, but as especially due to the rapidly-growing commerce of the South and West; therefore, be it

*Resolved*, That the Common Council of the City of Indianapolis urges upon our Senators and Representatives in Congress to aid and assist the Senators and Representatives from Georgia to secure the appropriation asked by their State for the improvement of the river and harbor of Savannah.

*Resolved*, That a copy of these resolutions be furnished to the Hon. John J. McDonough, Mayor of Savannah, Ga., and our Senators, and the Hon. Wm. D. Bynum, the Representative from this district in the Congress of the United States.

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

sig. 14.

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AYES, 18—viz: Councilmen Austin, Burns, Coy, Davis, Hicklin, Markey, Martindale, Murphy, Myers, McGill, Nolan, Olsen, Pearson, Rassmann, Sherer, Stechhan, Sweetland, Weber, Woollen, and President Yontz.

NAYS, 5—viz: Councilmen Cooper, Dunn, Gasper, Gauss, and Trusler.

The City Comptroller submitted the following communications:

DEPARTMENT OF FINANCE, OFFICE OF CITY COMPTROLLER, }  
Indianapolis, December 21, 1891. }

To the Honorable, the Common Council of the City of Indianapolis:

*Gentlemen:*—I respectfully ask you to authorize the Mayor and City Comptroller to make a temporary loan or loans in behalf of the city, for an amount not exceeding one hundred and twenty-five thousand dollars, at a rate not exceeding six per cent., and not to run beyond April 20, 1892. The semi-annual interest on the city's bonded debt, amounting, with exchange, to \$63,157.35, will be due January 1, and must be paid, and the other necessary expenses of the city will be greater than the ordinary receipts until next April, when the taxes on the duplicate of 1891 will be available. Should the authority asked for be given, the money will be borrowed only as it shall be needed.

Very respectfully,

WILLIAM WESLEY WOOLLEN,  
City Comptroller.

DEPARTMENT OF FINANCE, OFFICE OF CITY COMPTROLLER, }  
Indianapolis, Ind., December 15, 1891. }

To the Common Council of the City of Indianapolis:

*Gentlemen:*—The County Auditor of Marion county has filed a bill against the city for \$8,873.90, the city's portion of the cost of assessing her property for 1890. I find, by examining the records in the office of the City Clerk, that the city is one year behind in paying the cost of assessing her property, and has been since 1887. On the 28th of last April the city paid the county \$8,217.59, which has been allowed by the Council, December 8, 1890. At the commencement of the present fiscal year I asked for an appropriation of \$2,500—the amount fixed by law—to pay for assessing the property of 1891, which was granted. But the cost for assessing for 1890 is unprovided for. I therefore recommend that your honorable body appropriate \$8,873.90 to the Department of Finance, to enable it to pay the bill named above.

Very respectfully,

WILLIAM WESLEY WOOLLEN,  
City Comptroller.

Which were read and received.

#### REPORTS FROM STANDING COMMITTEES.

The Committee on Railroads, through Councilman Markey, submitted the following reports:

To the President and Members of the Common Council:

*Gentlemen:*—Your Railroad Committee, to whom was referred G. O. No. 52, 1891 and G. O. No. 25, 1891, would respectfully recommend that they be passed.

Respectfully submitted,

Thomas Markey,  
J. L. Gasper,  
Jno. A. Weber,  
Committee on Railroads.

To the President and Members of the Common Council:

*Gentlemen:*—Your Committee on Railroads, to whom was referred G. O. 54, 1891, would respectfully recommend that the ordinance be referred to the new Committee on Railroads of the incoming Council, as the subject will require more time than that allowed the present Committee.

Respectfully submitted,

Thomas Markey,  
J. L. Gasper,  
Jno. A. Weber,  
Committee on Railroads.

The Committee on Streets and Alleys, through Councilman Markey, submitted the following reports :

To the President and Members of the Common Council :

*Gentlemen:*—Your Committee on Streets and Alleys, to whom was referred General Ordinance No. 50, December 14th, 1891, an ordinance to provide for dis-annexing certain territory in the east part of the city (Pan-Handle R. R. Shop property) recommend its passage

Respectfully submitted,

Thomas Markey,  
Ed. A. Austin,  
Rob't. Martindale,  
Committee on Streets and Alleys.

To the President and Members of the Common Council :

*Gentlemen:*—Your Committee on Streets and Alleys, to whom was referred General Ordinance No. 53, 1891, an ordinance to provide for annexing certain territory to the city, near the Michigan Road and Twelfth street, recommend its passage.

Respectfully submitted,

Thomas Markey,  
Ed. A. Austin,  
Robt. Martindale,  
Committee on Streets and Alleys.

To the President and Members of the Common Council.

*Gentlemen:*—Your Committee on Streets and Alleys, to whom was referred General Ordinance No. 55, 1891, an ordinance to provide for changing the name of Beeler street to Martindale avenue, recommend its passage.

Respectfully submitted,

Thomas Markey,  
Ed. A. Austin,  
Robt. Martindale,  
Committee on Streets and Alleys.

To the President and Members of the Common Council :

*Gentlemen:*—Your Committee on Streets and Alleys, to whom the following ordinances were referred, would report thereon as follows, viz :

First—Is Special Ordinance No. 5, 1891, an ordinance to provide for grading and paving with brick the east sidewalk of Belmont avenue, from the O., I. & W. R. R tracks to Michigan street.

Your Committee have investigated the necessity for said improvement, and recommend that the action of the Board of Public Works, relative to said improvement, be approved, and that said Special Ordinance No. 5, 1891, be passed.

Respectfully submitted,

Thomas Markey,  
Ed. A. Austin,  
Robt. Martindale,  
Committee on Streets and Alleys.

To the Common Council :

*Gentlemen:*—Your Committee on Streets and Alleys, to whom was referred General Ordinance No. 24, 1891, would respectfully recommend that the same do pass.

Respectfully submitted,

Thomas Markey,  
Jno. A. Weber,  
Ed. A. Austin,  
Committee on Streets and Alleys.

To the President and Members of the Common Council :

*Gentlemen:*—Your Committee on Streets and Alleys, to whom was referred General Ordinance No. 48, 1891, an ordinance to provide for annexing certain territory to the city, near Fall Creek bridge and Michigan Road, recommend said ordinance be passed.

Respectfully submitted,

Thomas Markey,  
Ed. A. Austin,  
Robt. Martindale,  
Committee on Streets and Alleys.

Which were read and concurred in.

The Committee on ways and Means, through Councilman Rassmann, submitted the following report:

To the Members of the Common Council:

*Gentlemen:*—Your Committee on Ways and Means, to whom was referred the recommendation of the City Comptroller with reference to the matter of \$8.42 balance to pay outstanding claims against the city on account of the late city election; also the claim of D. C. Burns for balance of \$421 61, due him as attorney's fee in the case of Irwin vs. The City; also the bills of \$130 00 certified by the Mayor for Police Judges appointed by him prior to the election of a Police Judge, would report that we have examined and considered the several matters, and recommend the passage of an appropriation for the different items.

Respectfully submitted,

Emil C. Rassmann,  
W. H. Cooper,  
Ed. A. Austin,  
Chas. A. Gauss,  
John R. Pearson,  
Committee on Ways and Means.

Which was adopted.

#### PENDING ORDINANCES.

Under this order of business the following entitled ordinances were taken up and disposed of:

On motion by Councilman Markey the following entitled ordinance was then taken up, read second time, ordered engrossed, and read third time.

G. O. No. 50, 1891.—An ordinance disannexing certain territory therein described, forming a part of the corporate limits of the City of Indianapolis, Indiana.

And it was passed by the following vote:

AYES, 17—viz: Councilmen Austin, Burns, Coy, Davis, Dunn, Gasper, Hicklin, Markey, Martindale, Myers, Nolan, Olsen, Pearson, Rassmann, Sherer, Stechhan, Sweetland, Trusler, Weber and President Yontz.

NAYES, 3—viz: Councilmen Cooper, Gauss, and Murphy.

On motion by Councilman Burns the following entitled ordinance was then taken up, read second time, ordered engrossed, and then read the third time.

S. O. No. 5, 1891.—An ordinance authorizing the improvement of the east sidewalk of Belmont Avenue, from the O., I. & W. R. R. to Michigan street, and paving the same with brick.

And it was passed by the following vote:

AYES, 23—viz: Councilmen Austin, Burns, Cooper, C oy, Davis, Dunn, Gasper, Gauss, Hicklin, Markey, Martindale, Murphy, Myers, Nolan, Olsen, Pearson, Rassmann, Sherer, Stechhan, Sweetland, Trusler, Weber and President Yontz.

NAYS—None.

On motion by Councilman Murphy the following entitled ordinance was taken up, read second time, ordered engrossed, and then read the third time.

G. O. No. 24, 1891.—An ordinance to change the name of Munson street to Barth Avenue.

And it was passed by the following vote :

AYES, 23—viz: Councilmen Austin, Burns, Cooper, Coy, Davis, Dunn, Gasper, Gauss, Hicklin, Markey, Martindale, Murphy, Myers, Nolan, Olsen, Pearson, Rassmann, Sherer, Stechhan, Sweetland, Trusler, Weber, and President Yontz.

NAYS—None.

On motion by Councilman Murphy, the following entitled ordinance was then taken up; read second time, ordered engrossed, and then read the third time :

G. O. No. 25, 1891.—An ordinance requiring the Indianapolis Union Railway Co. to station a flagman at the crossing of the Belt Railroad tracks over Gatling street, in the City of Indianapolis, Indiana.

And it was passed by the following vote :

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

NAYS, 1—viz: Councilman Trusler.

On motion by Councilman Meyers, the following entitled ordinance was taken up; read second time; ordered engrossed and then read the third time.

G. O. No. 48, 1891.—An ordinance providing for the annexation to the City of Indianapolis of a certain territory adjacent and contiguous to said city, made under and by virtue of an Act of the General Assembly of the State of Indiana, approved March 6, 1891.

And it was passed by the following vote :

AYES, 17—viz: Councilmen Austin, Burns, Coy, Davis, Dunn, Gasper, Hicklin, Markey, Martindale, Myers, Nolan, Olsen, Pearson, Sweetland, Trusler, Woollen, and President Yontz.

NAYS, 6—viz: Councilmen Cooper, Gauss, Rassmann, Murphy, Sherer, Stechhan and Weber.

On motion by Councilman Murphy the following entitled ordinance was taken up, read second time, ordered engrossed, and then read the third time.

G. O. No. 53, 1891.—An ordinance providing for the annexation to the City of Indianapolis of certain territory adjacent and contiguous to said city, made under and by virtue of an Act of the General Assembly of the State of Indiana, approved March 6, 1891.

And it was passed by the following vote :

AYES, 18—viz: Councilmen Austin, Burns, Coy, Davis, Dunn, Gasper, Hicklin, Markey, Martindale, Murphy, Myers, Nolan, Olsen, Rassmann, Stechhan, Sweetland, Trusler, and President Yontz.

NAYS, 5—viz: Councilmen Cooper, Gauss, Pearson, Sherer, and Weber.

Councilman Cooper then moved that the following entitled ordinance be taken up and placed upon its passage.

G. O. 51, 1891.—An ordinance providing for the annexation to the City of Indianapolis of a certain territory adjacent and contiguous to said city, made under and by virtue of an Act of the General Assembly of the State of Indiana, approved March 6th, 1891.

Whereupon Councilman Coy moved to lay Mr. Cooper's motion on the table, which motion was adopted by the following vote:

AYES, 16—viz: Councilmen Austin, Burns, Coy, Davis, Gasper, Gauss, Hicklin, Markey, Martindale, Murphy, McGill, Nolan, Olsen, Sherer, Sweetland, Weber, Woollen and President Yontz.

NAYS, 7—viz: Councilmen Cooper, Dunn, Myers, Pearson, Rassmann, Stechhan, and Trusler.

On motiod by Councilman Coy G. O. No. 51, 1891, was then stricken from the files.

On motion by Councilman Weber, the following entitled ordinance was taken up, read second time, ordered engrossed, and then read the third time.

G. O. No. 55, 1891.—An ordinance providing for changing the name of Beeler street to Martindale Avenue, and to provide for renumbering said street to city limits.

And it was passed by the following vote:

AYES, 23—viz: Councilman Austin, Burns, Cooper, Coy, Davis, Dunn, Gasper, Gaus, Hicklin, Markey, Martindale, Murphy, Myers, Nolan, Olsen, Pearson, Rassmann, Sherer, Stechhan, Sweetland, Trusler, Weber and President Yontz.

NAYS—None.

#### MISCELLANEOUS BUSINESS.

Councilman Burns offered the following motion which was adopted.

*Moved,* That when we adjourn, we adjourn to meet the last Thursday night in this month, at eight o'clock.

Councilman Rassman introduced the following entitled ordinance which was read first time.

Ap. O. No. 11, 1891.—An ordinance appropriating five hundred and sixty dollars and three cents, with which to pay certain claims against the City of Indianapolis.

Councilman Rassmann then moved to suspend the rules for the purpose of placing Apporriation Ordinance No. 11 on its final passage, which was adopted by the following vote:

AYES, 23—viz: Councilmen Austin, Burns, Cooper, Coy, Davis, Dunn, Gasper, Gauss, Hicklin, Markey, Martindale, Murphy, Myers, Nolan, Olsen, Pearson, Rassmann, Sherer, Stechhan, Sweetland, Trusler, Weber, and President Yontz.

NAYS—None.

Ap. O. No. 11, 1891 was then read second time ordered engrossed, read third time and passed by the following vote:

AYES, 23—viz: Councilmen Austin, Burns, Cooper, Coy, Davis, Dunn, Gasper, Gauss, Hicklin, Markey, Martindale, Murphy, Myers, Nolan, Olsen, Pearson, Rassmann, Sherer, Stechhan, Sweetland, Trusler, Weber and President Yontz.  
 NAYS—None.

Councilman Rassmann then introduced the following entitled ordinance which was read first time:

G. O. No. 57, 1891 —An ordinance authorizing the Mayor and City Comptroller of the City of Indianapolis, to borrow one hundred and twenty-five thousand dollars, in anticipation of the revenue of 1891, to defray the expenses of the city, and to execute obligations therefore on the part of the city.

Councilman Rassmann then moved to suspend the rules for the purpose of placing G. O. No. 57, 1891, on its final passage; which was adopted by the following vote:

AYES, 23—viz: Councilmen Austin, Burns, Cooper, Coy, Davis, Dunn, Gasper, Gauss, Hicklin, Markey, Martindale, Murphy, Myers, Nolan, Olsen, Pearson, Rassmann, Sherer, Stechhan, Sweetland, Trusler, Weber and President Yontz.  
 NAYS—None.

On motion G. O. No. 57 was then taken up, read second time, ordered engrossed read third time, and passed, by the following vote:

AYES, 23—viz: Councilmen Austin, Burns, Cooper, Coy, Davis, Dunn, Gasper, Gauss, Hicklin, Markey, Martindale, Murphy, Myers, Nolan, Olsen, Pearson, Rassmann, Sherer, Stechhan, Sweetland, Trusler, Weber and President Yontz.  
 NAYS—None.

Councilman Pearson then asked for a question of personal privilege and thereupon made the following remarks:

Mr. President and Members of the Council:

*Gentlemen:*—As my time is about to expire as a member of this body, I wish to take advantage of this opportunity with a few words.

I was elected a member of Council from the Fifth Ward in 1879, and have had the honor of representing that banner Ward ever since — making nearly thirteen years I have been a member. Having received the nomination and election six times in succession, which entitles me to the credit of serving more years in succession than any member in the history of the Council.

I can only say that I have endeavored at all times to represent my constituents and the City at large to the best of my ability and judgment. If I have made mistakes, it has been of the head, and not of the heart. I leave my record with you. My votes on all questions for the thirteen years are recorded in the Council Proceedings, and I can say I am proud of that record. I can not recall a single vote I have cast in all that time I would not cast again under the same circumstances. And, gentlemen, there is another record that I have with you, that I am more than proud of—one that no contractor, agent, citizen or corporation can deprive me of, and I defy contradiction — and that is, I leave this body with the satisfaction of knowing that during my thirteen years of service for the city, I have never received one cent, directly or indirectly, for my vote or influence.

My experience has taught me that the manner of running our city government, before the passage of the new Charter, was unbusiness-like. It was to the interest of each member to look after his particular Ward, consequently the city as a whole did not receive its share of attention. I am a strong advocate of the new Charter,

believing it is formed on business principles, and trust the incoming Council will work in harmony, and give all aid in their power to the Mayor, city officers and the different Boards, to make the Charter a grand success.

My relations with this Council have been most pleasant, and I wish to thank his Honor, Mayor Sullivan, President Yontz, and each and every member of this Council, the city officers and last, but not least, the gentlemanly reporters of the papers, for kind and courteous treatment.

I thank you, gentlemen, for your attention. Wishing you a merry Christmas and a happy New Year, I will say good by.

Councilman Hicklin then moved that Mr. Pearson's remarks be spread upon the records. Adopted.

Councilman Rassmann then introduced the following resolution:

*Resolved, by the Common Council of the City of Indianapolis, Indiana, That the sum of six hundred dollars of the money heretofore appropriated to the Board of Public Safety, for the Fire Department accounts, be, and the same is hereby, transferred to office account.*

Which failed of adoption by the following vote:

AYES, 12—viz: Councilmen Austin, Burns, Coy, Gauss, Hicklin, Markey, Murphy, Nolan, Olsen, Rassmann, Sherer, and Weber.

NAYS, 11—viz: Councilmen Cooper, Davis, Dunn, Gasper Martindale, Myers, Pearson, Stechhan, Sweetland, Trusler and President Yontz.

Councilman Rassman then introduced the following entitled ordinance, which was read the first time.

G. O. 58, 1891—An ordinance regulating the transportation of Coal or Kerosene Oil, in through or over the streets and alleys of the City of Indianapolis.

Which was referred to Committee on Streets and Alleys, with instructions to report at next meeting.

Councilman Olsen then moved to call from the Committee on Sewers and drainage, the following entitled ordinance:

G. O. 13, 1891—An ordinance creating the office of Inspector of Plumbing and House-drainage; defining the powers, duties and functions attaching to such office; providing for the licensing of those carrying on the business of plumbing and house drainage, as proprietors, and of those engaged in such business as journeymen; authorizing and directing the inspection of all plumbing and house-drainage in buildings and structures in the City of Indianapolis, and relating to other matters properly connected therewith; fixing penalties for any violations thereof, and repealing all ordinances or parts of ordinances in conflict therewith.

Councilman Trussler then moved to lay Mr. Olsen's motion on the table. Adopted.

On motion by Councilman Markey the Committee on Sewers and Drainage was requested to report on G. O. No. 13, 1891, at the next meeting.

Councilman Myers then called from the Committee on Judiciary the following resolution:

RESOLUTION No. 14., 1891.—*Resolved, by the Common Council of the City of Indianapolis, That the City Clerk be, and is hereby, authorized and directed to cancel and release upon the proper records said assessment, for opening of Rohampton street, against lot ten (10), in Fiscus' subdivision of east one-half of Block 21, in Johnson's Heirs Addition, upon payment of ten dollars to the City Treasurer by said Neville.*

Which was read and adopted by the following vote:

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

NAYS—None.

Councilman Myers then moved to strike out from the files the following entitled ordinance :

G. O. 47, 1891—An ordinance providing for a license upon vehicles drawn upon the streets of Indianapolis, and to provide penalties for the enforcement of same.

Which motion was adopted.

On motion, the Common Council then adjourned, to meet Thursday evening, December 31st, 1891.

*W. D. Yontz*, President.

Attest: *C. B. Swift*, City Clerk.