

PROCEEDINGS OF BOARD OF ALDERMEN.

REGULAR SESSION—JUNE 18, 1878.

The Board of Aldermen of the City of Indianapolis met in the Aldermanic Chamber, on Tuesday evening, June 18th, A. D. 1878, at eight o'clock, in regular session.

PRESENT—Hon. William D. Wiles, President, in the Chair, and Aldermen Chandler, Coburn, Foster, Grubbs, Mussmann, Piel, Ridenour, Snider, and Stratford—10.

ABSENT—None.

The Board of Public Improvements, through Alderman Coburn, submitted the following report; which was duly received:

Indianapolis, June 18, 1878.

To the President and Board of Aldermen:

Gentlemen:—Special Ordinance, No. 12, 1878, providing for the improvement of Railroad street, from Ohio street to St. Clair street, referred to us, together with a remonstrance against a proposed extension of said line of improvement from St. Clair street to Massachusetts avenue, have been duly considered by us, and, in view of the delay that would be occasioned by a change in the ordinance, we would recommend the passage of said ordinance as it came from the Common Council.

Respectfully submitted

M. H. MCKAY,
H. COBURN,
Board of Public Improvements.

Alderman Piel presented the following remonstrance; which was duly received:

Indianapolis, June 17, 1878.

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

Gentlemen:—The undersigned, owners of the real estate fronting on Railroad street, between North street and St. Clair street, respectfully remonstrate against the passage of an ordinance providing for grading and graveling said street at the present time, for the following reasons:

That we are all depending on our daily labor for a living, and many of us are out of work, and it will be impossible for us to pay for said improvement. We

would therefore ask your honorable body to postpone the improvement of said street, between the points above named.

And your petitioners will ever pray, etc.,

Chauncey Aldrich, 160 feet; Christian Fahrion, 40 feet; Desire Lendormi, 80 feet; Anna Fredrika Steinhilber, 40 feet; Abram Kent, 40 feet; Nicholas Kline, 80 feet; Gottlieb Grieb, 40 feet; John Gelzenleuchter, 40 feet; George Martin, 40 feet; Sarah Snyder, per E. King et al., 622 feet, lots No. 129, 130, 131 and 132, Noble's heirs' Addition.

MESSAGE FROM THE COMMON COUNCIL.

The following message from the Common Council was duly received :

To the Board of Aldermen :

Gentlemen :—I herewith transmit certain papers, which were favorably passed upon by the Common Council, at its regular session, held last evening (June 17th, 1878), for your action upon same.

For the Common Council :

BENJ. C. WRIGHT, City Clerk.

PAPERS FROM THE COMMON COUNCIL—ACTION UPON.

The resignation of Bernhard H. Dietz., Esq., as City Civil Engineer [see page 101, *ante*], was read; and, on motion, the action of the Common Council, in accepting such resignation, was duly concurred in.

Petition from Charles Williams and others, asking permission to bowlder the first alley west of Meridian street, from Michigan street to first alley north [see page 100, *ante*], was read; and the action of the Common Council, in granting the prayer of such petition, was duly concurred in.

Report from Council Committee on Contracts, giving abstract of proposals, and recommending that James Parker be awarded the contract for placing in position, on the stone abutments already erected on the canal, at the crossing of Vermont street, that portion of the Delaware street viaduct set apart for that purpose [see page 101, *ante*], was read.

Alderman Stratford moved that the Board of Aldermen refuse to concur with the Common Council, in awarding aforesaid contract; upon which motion a call of the "ayes and nays" was demanded, and being taken, the motion to non-concur was lost, by the following vote :

AYES, 4—viz. : Aldermen Mussmann, Piel, Snider, and Stratford.

NAYS, 6—viz. : Aldermen Chandler, Coburn, Foster, Grubbs, Ridenour, and President Wiles.

The action of the Common Council, in awarding aforesaid contract, was then concurred in by a *viva voce* vote.

City Civil Engineer's report of the following estimates was read :

A first and final estimate in behalf of Thomas H. S. Peck & Co., for erecting lamp-posts, lamps, and fixtures (complete to burn gas, except service-pipes), on Ray street (West Indianapolis), from Washington street to White River—
 8 lamps, at \$17.25 each..... \$138 00

Also, a first and final estimate in behalf of McKnight & Co., for grading and gravelling the alley between Broadway street and College avenue, from Butler street to Home avenue—
 800 lineal feet, at 21 cents..... \$168 00

Also, a second and partial estimate in behalf of Anderson Bruner, for constructing a brick sewer from the east line of the Central Station House, in and along Pearl street, to the first alley east of Delaware street; thence, south, in and along said alley, to Maryland street; thence, west, in and along Maryland street, to and connecting with the Virginia avenue sewer—

969.75 lineal feet, at \$1.30..... \$1,260 67
 6 manholes, at \$20.00..... 120 00
 12 house connections, at 50 cents..... 6 00
 2 catch basins, at \$40.00..... 80 00

Total..... \$1,466 67
 Less amount kept back..... 100 00

Less former payment..... \$1,366 67
 1,088 49

Present payment..... \$278 18

Also, a first and final estimate in behalf of David A. Haywood, for grading, and paving with brick, the west sidewalk of Pennsylvania street (where not already paved), from Union Railway tracks, or Louisiana street, to South street—
 298.9 lineal feet, at 62 cents..... \$185 31

And the action of the Common Council, in approving such report [see page 101, *ante*], was duly concurred in.

The following concurrent resolution [which had been adopted by the Common Council—see page 102, *ante*] was then read :

Resolved, by the Common Council and Board of Aldermen, That the foregoing first and final estimate, allowed Thos. H. S. Peck & Co., for erecting lamp-posts, lamps, and fixtures (complete to burn gas, except service-pipes), on Ray street (West Indianapolis), from Washington street to White River, 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.

Which was adopted by the following vote :

AYES, 10—viz.: Aldermen Chandler, Coburn, Foster, Grubbs, Mussmann, Piel, Ridenour, Snider, Stratford, and President Wiles.

NAYS—None.

The following concurrent resolution [which had been duly adopted by the Common Council—see page 102, *ante*] was also read :

Resolved, by the Common Council and Board of Aldermen, That the foregoing first and final estimate, allowed McKnight & Co., for grading and graveling the alley between Broadway street and College avenue, from Butler street to Home avenue, 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 adopted by the following vote :

AYES, 10—viz.: Aldermen Chandler, Coburn, Foster, Grubbs, Mussmann, Piel, Ridenour, Snider, Stratford, and President Wiles.

NAYS—None.

The following concurrent resolution [which had been duly adopted by the Common Council—see page 103, *ante*] was also read :

Resolved, by the Common Council and Board of Aldermen, That the foregoing second and partial estimate, allowed Anderson Bruner, for constructing a brick sewer from the east line of the Central Station House, in and along Pearl street, to the first alley east of Delaware street; thence, south, in and along said alley, to Maryland street; thence, west, in and along Maryland street, to and connecting with Virginia avenue sewer, 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 adopted by the following vote :

AYES, 10—viz.: Aldermen Chandler, Coburn, Foster, Grubbs, Mussmann, Piel, Ridenour, Snider, Stratford, and President Wiles.

NAYS—None.

The following concurrent resolution [which had been duly adopted by the Common Council—see page 103, *ante*] was also read :

Resolved, by the Common Council and Board of Aldermen, That the foregoing first and final estimate, allowed David A. Haywood, for grading, and paving with brick, the west sidewalk of Pennsylvania street (where not already paved), from Union Railway tracks, or Louisiana street, to South street, 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 adopted by the following vote :

AYES, 10—viz.: Aldermen Chandler, Coburn, Foster, Grubbs, Mussmann, Piel, Ridenour, Snider, Stratford, and President Wiles.

NAYS—None.

City Treasurer's report of collection of three hundred dollars (\$300) benefits over damages, assessed for vacating Kingan street, from West street to White River [see page 104, *ante*], was read, and duly received.

The following document from the Fire Board was read :

To His Honor, the Mayor, and Members of the Common Council and Board of Aldermen :

Gentlemen.—The undersigned, members of the Fire Board, most respectfully recommend the purchase of three thousand feet of hose for the Fire Department, and would urge the necessity of prompt action in the matter. We, therefore, offer the following motion :

Moved, That the City Clerk, in connection with the Fire Board, is hereby directed to advertise for sealed proposals to furnish the City of Indianapolis, for use in the Fire Department, three thousand feet best quality fire hose. Any and all proposals received are subject to the approval of the Common Council and Board of Aldermen.

R. S. FOSTER,
JAMES T. LAYMAN,
WM H THICKER,
Fire Board.

June 17, 1878.

And the action of the Common Council, in approving the recommendation, and in adopting the motion [see page 104, *ante*], was duly concurred in.

The following report from the Police Board was also read :

Indianapolis, June 17, 1878.

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

Gentlemen.—We herewith report the following Station House appointments for the ensuing year, with salaries for the same, and respectfully ask your concurrence in the same :

Turnkeys Central Station, G. W. McCain and Thomas Durham; Sixth Street Station, Jno. Minor. Salary one dollar and seventy-five cents per day.

Extra patrolman for Central Station, Fred. Steinhauer. One dollar and seventy-five cents per day.

Cook at Central Station, Chris. Wilson. Salary twenty-five dollars per month.

Janitor at Central Station, Oliver Mosby. Salary twenty-five dollars per month.

We also submit the bonds of the Station House keepers, and ask your approval of the same.

Respectfully submitted,

W. D. WILES,
M. L. BROWN,
T. J. MORSE,
Board of Police.

And the action of the Common Council, in dispensing with the services of a janitor at Central Station House, and in concurring in the balance of the report [see page 105, *ante*], was duly approved.

The following official bonds were then submitted, and were severally approved [as they had been by the Common Council—see page 105, *ante*]:

The bond of G. W. McCain (penalty of bond, \$2,000; sureties, Saml. B. Corbaley and Isaac Thalman).

The bond of Thomas W. Durham (penalty of bond, \$2,000; sureties, Samuel A. Johnston and D. E. Stout).

The bond of John Minor (penalty of bond, \$2,000; sureties, Charlton Eden and Cicero Seibert).

Report from Board of Public Improvements, recommending (6) that the Street Commissioner fill the chuck-holes in Virginia avenue, from

I., C. & L. Railroad tracks to East street; (7) that same officer clean Spring street gutters, between Market and Walnut streets; and (12) that same officer fill the chuck-holes in Virginia avenue, between East and Dillon streets [see pages 105 to 107, *ante*], was read; and the action of the Common Council, in concurring in such recommendations, was duly approved.

Report from Board of Health, giving a tabulated statement, by ages, of deaths registered in the City of Indianapolis, during week ending June 15th, 1878 [see page 107, *ante*], was read, and duly received.

Report from Council Committee on Bridges, recommending that the City Civil Engineer be instructed to advertise for proposals to paint the iron bridges of the city, excepting the bridges over White River and Fall Creek, with one good coat of paint each, [see page 109, *ante*], was read; and the action of the Common Council, in concurring in such recommendation, was duly approved.

The following report [which had been duly concurred in by the Common Council—see page 110, *ante*] was read:

To the Common Council of the City of Indianapolis:

Gentlemen.—Upon the petition of one John Petry, praying for the refunding of taxes paid by him in behalf of another person with similar name, your Committee on Finance would report:

That the petitioner is alone at fault in making the erroneous payment; that the property owned by John Petry, the petitioner, and by John Pettrie, for whom the petitioner paid, consists only of personalty; and that the city, if she refund the erroneous payment, would be unable to collect from the other person. The only just way to settle the error lies between the individuals interested. We, therefore, recommend that the prayer of the petitioner be not granted.

We have examined the reports of the City Clerk and City Treasurer, showing receipts and expenditures of the City of Indianapolis from May 15th, 1877, to May 15th, 1878, find said reports to be correct, and herewith return the reports to files.

Respectfully submitted,

A. L. WRIGHT,
S. MORRIS,
JAMES T. LAYMAN,
S. SHOWALTER,
Committee on Finance.

On motion of Alderman Grubbs, the Board of Aldermen refused to concur in the action of the Common Council on the first subject in preceding report: and duly approved the finding of the Council Committee, as set forth in the last clause.

Report from Council Committee on Gas-Light, recommending (1) that the City Civil Engineer be instructed to re-locate the lamp-post now in centre of sidewalk, and another, which is too far out in the roadway, of Sinker street, between New Jersey and Alabama streets; and (2) that same officer be directed to move the lamp-post on the north side of Christian avenue, between Park avenue and Broadway street, to the

corner of the alley [see page 110, *ante*], was read; and the action of the Common Council, in concurring in such recommendations, was duly approved.

Report from same Council Committee, stating that the six lamps heretofore located on the Delaware street viaduct, could be transferred to University Square Park; that said six lamps, with two additional (new) ones, could be erected, with necessary connections, for less than fifty dollars (\$50); and recommending that such work be done [see page 110, *ante*], was read, and then, on motion, referred to the Aldermanic Committee on Gas-Light.

Report from Council Committee on Parks, stating that an investigation as regards the responsibility of the lessees of the Southern Park, had convinced them that the city's interests are protected [see page 111, *ante*] was read, and then referred to the Aldermanic Committee on Parks.

Petition from Second German M. E. Church Sunday School, for privilege of using Southern Park for picnic purposes, on 20th instant [see page 116, *ante*], was read; and the action of the Common Council, in granting such request, was duly concurred in.

Petition from Dawson & Hunt, for license to sell by auction [see page 118, *ante*], was read; and the action of the Common Council, in ordering such auctioneer's license to issue, was duly concurred in.

Petition from Charles Dollman for the privilege of laying a plank or boulder crossing over the south sidewalk of Market street, between Illinois and Tennessee streets [see page 120, *ante*], was read, and then referred to the Board of Public Improvements, with power to act.

The following Council motions were read, and duly adopted:

Moved, That the Street Commissioner be instructed to notify the Water-Works Company to repair East street, between Buchanan and Dougherty streets, where said company have dug up the same to lay water-pipes.

Moved, That the Street Commissioner be required to notify the property owners on the first alley south of Morris street, between Madison avenue and East street, to clean up said alley.

Moved, That Wm. Pfafflin be granted permission to bowlder the gutter along his property on Mississippi street—to be done at his own expense, under the direction of the City Civil Engineer, and to be completed within thirty days.

Moved, That the City Marshal be directed to notify the Gas Company to put in the pipe between Kentucky avenue and Georgia street, as quick as possible.

Moved, That Bingham, Walk & Mayhew, have permission to put down a double-stone crossing on the street in front of their place of business, No. 12, East Washington street, at their own expense, and under the direction of the City Civil Engineer—work to be done within sixty days.

The following Council motions were referred to the Board of Public Improvements, with power to act :

Moved, That the Street Commissioner be instructed to repair the gutter on Wabash street, at the intersection with Illinois street, so as to admit of the free flow of water into Illinois street.

Moved, That the Street Commissioner be directed to repair the floor of the bridge over the canal, at the crossing of West street.

Moved, That the Street Commissioner be directed to repair the bridge on the south side of Stevens street, at the intersection of Water street.

Moved, That the Street Commissioner be directed to clean the ditch in Madison avenue, between the J., M. & I. R. R. track and Ray street.

Moved, That the Board of Public Improvements be, and they are hereby, ordered to reduce the expenses of the Street Commissioner's Department so that there shall not be expended in any one week more than five hundred dollars.

The following Council motion was referred to the Police Board, with instructions to have provisions of ordinance enforced :

Moved, That the Chief of Police be instructed to enforce the city ordinance regulating the speed of trains within the city limits—especially at the crossing of the Union tracks and the L., C. & L. tracks, on Virginia avenue and S. East street.

The following Council motion was referred to the Aldermanic Committee on Streets and Alleys :

Moved, That the Church of the Sacred Heart be permitted to take the earth off Union street, to fill a chuck-hole in front of the church, between Palmer and Hill streets, at their own expense, and according to grade stakes set by the City Civil Engineer.

The following ordinances [which had been duly passed by the Common Council—see pages 114 and 115, *ante*], were severally read the first time :

- Ap. O. 39, 1878—An Ordinance appropriating money for the payment of Salaries and Compensations of City Officers and Employees. [Amount appropriated, \$28,192.12.]
- G. O. 16, 1878—An Ordinance to regulate the keeping of Dogs in the City of Indianapolis; requiring the Licensing, Checking, and Registering of all Dogs owned, kept, or harbored within said city; and imposing Fines and Punishments for violations thereof.
- S. O. 26, 1878—An Ordinance to provide for the erection of lamp-posts, lamps, and fixtures (complete to burn gas, except the service-pipes), on West street, between Kentucky avenue and Georgia streets.
- S. O. 30, 1878—An Ordinance granting the Board of State House Commissioners the right to build and construct a Sewer in, along, and upon W. Market street, from the State House Grounds to, and connecting with, the Missouri street sewer.

On Alderman Foster's motion, the rules were suspended, for the purpose of now reading Appropriation Ordinance 39, 1878, and Special Ordinance 30, 1878, the second and third times, and placing same on their passage, by the following vote :

AYES, 10—viz.: Aldermen Chandler, Coburn, Foster, Grubbs, Mussmann, Piel, Ridenour, Snider, Stratford, and President Wiles.

NAYS—None.

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

A. P. O. 39, 1878—An Ordinance appropriating money for the payment of Salaries and Compensation of City Officers and Employees.

And was passed by the following vote :

AYES, 10—viz.: Aldermen Chandler, Coburn, Foster, Grubbs, Mussmann, Piel, Ridenour, Snider, Stratford, and President Wiles.

NAYS—None.

The following entitled ordinance was also read the second time :

S. O. 30, 1878—An Ordinance granting the Board of State House Commissioners the right to build and construct a Sewer in, along, and upon W. Market streets from the State House Grounds to, and connecting with, the Missouri street sewer.

Alderman Ridenour moved to amend ordinance by requiring the construction of a six-foot sewer from Mississippi street to its connection with the Missouri street sewer.

Alderman Stratford moved to amend above proposed amendment, by fixing diameter of aforesaid line of sewer at five feet—the increased cost of the one foot enlargement to be borne by the city.

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

AYES, 7—viz.: Aldermen Chandler, Foster, Grubbs, Mussmann, Piel, Ridenour, and Snider.

NAYS, 3—viz.: Aldermen Coburn, Stratford, and President Wiles.

On Alderman Foster's motion, said ordinance was then referred to the Aldermanic Committee on Sewers.

On Alderman Foster's motion, the rules were suspended, for the purpose of now reading General Ordinance 16, 1878, [title given below], the second and third times, and placing same on its passage, by the following vote :

AYES 9—viz.: Aldermen Chandler, Coburn, Foster, Grubbs, Mussmann, Piel, Ridenour, Snider, and President Wiles.

NAYS, 1—viz.: Aldermen Stratford.

Aforesaid ordinance was then read the second time.

Alderman Stratford moved to amend section three (3), by fixing a license-tax of ten dollars on female dogs.

On Alderman Grubbs's motion, the above proposition was laid on the table by a *viva voce* vote.

Alderman Stratford then moved to fix the license-tax chargeable on female dogs five dollars.

Which proposition was also laid on the table, on Alderman Grubbs's motion, by a like *viva voce* vote.

Aforesaid ordinance was then read the third time, viz. :

G. O. 16, 1878—An Ordinance to regulate the keeping of Dogs in the City of Indianapolis; requiring the Licensing, Checking, and Registering of all Dogs owned, kept, or harbored within said city; and imposing Fines and Punishments for violations thereof.

And was passed by the following vote :

AYES, 9—viz.: Aldermen Chandler, Coburn, Foster, Grubbs, Mussmann, Piel, Ridenour, Snider, and President Wiles.

NAYS, 1—viz.: Alderman Stratford.

Alderman Coburn called up Special Ordinance 12, 1878, and, on his motion, the said ordinance was amended by making "North street" the northern terminus of the street improvement thereby contemplated.

The aforesaid ordinance was then read the second and third times, as amended, viz. :

S. O. 12, 1878—An Ordinance to provide for grading and graveling Railroad street and sidewalks, from Ohio street to North street.

And was passed by the following vote :

AYES, 10—viz.: Aldermen Chandler, Coburn, Foster, Grubbs, Mussmann, Piel, Ridenour, Snider, Stratford, and President Wiles.

NAYS—None.

NEW BUSINESS.

Alderman Chandler offered the following motion; which was duly adopted :

Moved, That the Committee on Public Buildings be authorized to purchase clerk's desk, chairs, and hat-rack for the Board of Aldermen.

Alderman Grubbs offered the following motion; which was adopted:

Moved, That the Committee on Gas-Light be instructed to ascertain how much of the property on either side of Clifford avenue, between Pogue's Run and Jefferson avenue, is within the city limits, and taxed for city purposes; and if any part thereof is not within said limits, and not so taxed, by what authority such part of Clifford avenue, not within the city limits, is lighted with gas at the expense of the city, and to further inquire whether such gas-lights may not be discontinued without violating any existing contract.

Alderman Stratford offered the following motion; which was duly adopted:

Moved, That the Committee on Gas-Light be instructed to ascertain whether the Indianapolis Gas-Light and Coke Company is complying with its contract in regard to lighting lamps.

On motion, the Board of Aldermen then adjourned.

W. D. WILES, President.

Attest: GEO. T. BREUNIG, Clerk.