

PROCEEDINGS OF BOARD OF ALDERMEN.

REGULAR SESSION—JULY 16, 1878.

The Board of Aldermen of the City of Indianapolis met in the Aldermanic Chamber, on Tuesday evening, July 16th, A. D. 1878, at eight o'clock, in regular session.

PRESENT—His Honor, the President, Wm. D. Wiles, in the Chair, and Aldermen Coburn, Foster, Grubbs, Mussmann, Piel, Ridenour, Snider, and Stratford—9.

ABSENT—Alderman Chandler—1.

The Proceedings of the Board of Aldermen, for the regular session, held May 21st, 1878, having been printed and placed on the desks of the Aldermen, said proceedings were duly approved as published.

MESSAGES AND PAPERS FROM THE COMMON COUNCIL.

The following message from the Common Council was duly received :

Gentlemen :—I herewith transmit to your honorable body sundry papers, which were favorably passed upon by the Common Council at a regular session, held last evening (July 15th, 1878), for your action upon same.

For the Common Council:

BENJ. C. WRIGHT, City Clerk.

Mayor Caven's report of the amount of fines (\$10.45) by him collected during the months of April, May, and June, 1878, and due the "Home for Friendless Women"; also, the amount due the city treasury (\$31.15), by him collected during the month of June, 1878 [see page 207, *ante*], was read, and duly approved.

City Civil Engineer's report of the amicable adjustment of the crossing of 222 feet of private property, involved in the improvement of East Michigan street, and recommending that the work be proceeded with at once [see page 209, *ante*], was read; and the action of the Common Council, in concurring in such recommendation, was duly approved.

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

Gentlemen:—I herewith report a second and final estimate in behalf of Dewey and Twiname, for building stone abutments on the Central Canal, at the crossing of Vermont street—

213.65 cubic yards masonry, at \$5.60.....	\$ 1,196 44
368 " " excavation, at .75.....	276 00
Total.....	1,472 44
Less former payments.....	1,447 44
Present payment.....	25 00

Also, first and partial estimate in behalf of James Parker, 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—

Work and material on the ground..... \$ 300 00

Also, first and partial estimate in behalf of David A. Haywood, for re-graveling Ohio street, bowldering the gutters, and curbing with stone the sidewalks thereof, from Alabama street to East street—

913.5 lineal feet curbing, at 34 cents.....	\$ 310 59
969 " " bowldering, at 40 cents.....	387 60
542 cubic yards gravel, at 63 cents.....	341 46
19.04 square yards old pavement re-laid, at 20 cents.....	3 80
5.8 " " new " at 40 cents.....	2 32
Total.....	\$ 1,045 77

And the action of the Common Council, in approving such report [see page 210, *ante*], was duly concurred in.

The following concurrent resolution [which had been duly adopted by the Common Council—see page 210, *ante*] was also read:

Resolved, by the Common Council and Board of Aldermen, That the foregoing first and partial estimate, allowed David A. Haywood, for re-graveling Ohio street, bowldering the gutters, and curbing with stone the sidewalks thereof, from Alabama street to East 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, 8—viz.: Aldermen Coburn, Foster, Grubbs, Mussmann, Piel, Ridenour, Snider, and President Wiles.

NAYS—None.

City Clerk's report that the following affidavits had been filed in his office, for the collection of street assessments by precept, viz.:

James Mahoney vs. Kate Hogerty, for.....	\$ 2 00
James Mahoney vs. Frank D. Sergeant, for.....	11 97

and recommending that the precepts be ordered to issue [see page 211, *ante*], was read; and the action of Common Council, in receiving such recommendation and in ordering the precepts to issue, was concurred in by the following vote:

AYES, 8—viz.: Aldermen Coburn, Foster, Grubbs, Mussmann, Piel, Ridenour, Snider, and President Wiles.

NAYS—None.

Alderman Stratford appeared, and took his seat.

City Attorney's report that suits of Charles Boehl and John A. McKinney (late policemen) had resulted in judgments against the city, in the sum of \$3 50 in each case, and recommending that said cases be appealed [see page 211, *ante*], was read; and the action of the Common Council, in concurring in such recommendation, was duly approved.

Report from same officer, transmitting the contract and bond of the Indianapolis Fertilizer Company for removing dead animals from the city limits to the Sellers' Farm, together with said contract and bond [see pages 211 to 213, *ante*], were read; and the action of the Common Council, in receiving said report, concurring in the contract and approving the bond, was duly concurred in.

Report from Board of Health that "progress" was being made in abating the nuisance created by the Morris & Co.'s Fertilizer Establishment [see page 213, *ante*], was read, and duly received.

Report from Board of Health, giving a tabulated statement, by ages, of deaths registered in the City of Indianapolis, during the two weeks ending July 13th, 1878 [see page 213, *ante*], was read, and duly received.

The following clauses in the report from the Board of Public Improvements were read:

1st. Is a motion directing the Street Commissioner to clean the gutters of Merrill street, between Delaware and East streets.

We recommend the work be done.

2d. Is a motion directing the Street Commissioner to clean Alabama street, between Merrill and McCarty streets.

We recommend the work be done.

3d. Is a motion directing the Street Commissioner to clean the gutters of New Jersey street, between Merrill and McCarty streets.

We recommend the work be done.

4th. Is a motion directing the Street Commissioner to finish cleaning Madison avenue.

We recommend the work be done.

6th. Is a motion instructing the Board of Public Improvements to examine the approaches of the Michigan street bridge over White river, and report what amount of expense will be necessary to put the same in safe condition.

We have examined the bridge referred to, and would recommend the Street Commissioner be instructed to place two panels of fence at the west end of the bridge, one on each side, which would afford the necessary protection, and cost but a small amount.

And the action of the Common Council, in concurring in the preceding clauses [see page 214, *ante*], was duly approved.

Report from Board of Public Improvements and Street Commissioner, giving an exhibit of work done by the Street-Repair Department, and moneys paid on account of same, from May 16th to July 1st, 1878 [see pages 214 and 215, *ante*], was read, and duly received.

Report from Council Committee on Finance, stating (1 and 2) that an examination of the financial reports from the City Clerk and City Treasurer, for the period embraced by May 16th to July 1st, 1878, and a comparison of said reports with the books of the respective departments, had proven such reports to be correct; and (3) recommending that the city purchase the three volumes of Plat-Books prepared by City Assessor Hadley, at his personal expense, for the sum of \$675 [see page 215, *ante*], was read; and the action of the Common Council, in approving the finding of its committee, as set forth in the first two clauses, was duly concurred in.

Alderman Grubbs moved that the Board of Aldermen refuse concurrence in the Council's favorable action upon the third clause of aforesaid report.

Alderman Foster moved to lay preceding motion on the table; which was done by the following "aye and nay" vote:

AYES, 5—viz.: Aldermen Coburn, Foster, Mussmann, Ridenour, and President Wiles.

NAYS, 4—viz.: Aldermen Grubbs, Piel, Snider, and Stratford.

A direct vote was then taken on the motion to concur in said third clause, and said clause was duly concurred in by the following "aye and nay" vote:

NAYS, 5—viz.: Aldermen Coburn, Foster, Mussmann, Ridenour, and President Wiles.

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

[Later in the evening, on motion of Alderman Mussmann, the preceding concurrent vote was reconsidered, and said third clause was referred to the Aldermanic Committee on Judiciary [see page 236, *post*.]

Report from Council Committee on Judiciary and the City Attorney, recommending (1) concurrence in resolution instructing the Board of Public Improvements to employ in the Street-Repair Department any and all laboring men who may so wish to pay their city taxes, provided such labor be needed by the city; and (2) recommending that the warranty deed given to the city by the Cleveland, Columbus, Cincinnati and Indianapolis Railway Company and the Indianapolis, Peru and Chicago Railway Company of the grounds occupied by E. St. Clair, Biddle, E.

North, E. Michigan, and E. Vermont streets, where the same cross the grounds of said companies, be duly recorded [see page 217, *ante*], together with said warranty deed [see pages 165 and 166, *ante*], were read; and the action of the Common Council, in concurring in such recommendations, was duly approved.

Report from same Council committee and city officer, expressing a doubt as to ability of city to collect a premium-percentage from New York fire insurance companies doing business in the City of Indianapolis, for the benefit of the Fire Department, as suggested by communications of Finch & Finch—submitted to Common Council June 17th and July 1st—see pages 99 and 190, *ante*—[see page 217, *ante*], was read; and the action of the Common Council, in concurring in such report, was duly approved.

Petition from W. I. Ripley for a license to sell by auction at No. 72 W. Market street [see page 223, *ante*], was read; and the action of the Common Council, in granting the prayer of said petitioner, was duly approved.

The following Council motions were read, and severally adopted:

Moved, That Baumhard & Sheeler be allowed to move a house from State House grounds, across Mississippi street, opposite to where it now stands.

Moved, That the Street Commissioner be instructed to proceed with the repair of Mississippi street, as directed by this body.

Moved, That the City Marshal be instructed to notify the owners of Nos. 304 and 328 Blake street to remove the plank crossing in front of said property, or lower it to a level with the grade of the sidewalks of said street.

Moved, That the Street Commissioner be directed to fix the cement pipe sewer at the intersection of West and Macauley streets. It is a great nuisance to the neighbors.

Moved, That the City Civil Engineer be instructed to give the property holders on Bellefontaine avenue their correct house-numbers, from Massachusetts avenue to corporation line north.

Moved, That the Southside M. E. Church be allowed the privilege of using the Southern Park on Thursday, July 18th, 1878, for a picnic.

Moved, That the Street Commissioner notify the Citizens' Street Railway Company to repair and re-bowlder the street between their tracks, on Massachusetts avenue, between Delaware and New Jersey streets.

Inasmuch as the citizens of the south side of the city are greatly in need of a public market, and believing that if a market was properly located it would be a source of revenue to the city and a great convenience to that section: Therefore,

Moved, That a special committee of three from the Council and two from the Board of Aldermen be appointed to investigate and report to this Council if a suitable location can be procured, and also to investigate the advisability of such a market, whether the city would be financially benefited, and what the probable cost of building a suitable market-house would be—said committee to report and submit a suitable plan for a market-house.

His Honor, the President, appointed Aldermen Foster and Stratford as members of the select committee called for by last preceding motion.

The following Council motion was referred to the Board of Public Improvements :

Moved, That the Street Commissioner give the owner of the hay-scales on Delaware street, south of McCarty street, ten days' notice to remove the same; and in case of his failure to do so, the Street Commissioner is directed to remove the same.

The following entitled ordinances [which had been duly passed by the Common Council—see pages 220 and 221, *ante*], were severally read the first time :

- Ap. O. 47, 1878—An Ordinance appropriating money for the payment of sundry claims against the City of Indianapolis on account of Parks. [Amount appropriated, \$160.01.]
- G. O. 34, 1878—An Ordinance changing the location of the West Market, and establishing the same upon the several streets and sidewalks bounding Military Park.

Alderman Foster moved to refer General Ordinance 34, 1878, to the Committees on Markets, Judiciary Committees, and City Attorney.

On Alderman Stratford's motion, the Committees on Parks were substituted for the Judiciary Committees by the following vote :

AYES, 5—viz.: Aldermen Coburn, Mussmann, Snider, Stratford, and President Wiles.

NAYS, 4—viz.: Aldermen Foster, Grubbs, Piel, and Ridenour.

Aforesaid ordinance was then referred to the Committees on Markets, Committees on Parks, and City Attorney.

Alderman Mussmann moved to reconsider the vote by which the third clause of the Council Committee on Finance had been concurred in.

Alderman Foster moved to lay above motion on the table; which motion was lost by the following "aye and nay" vote :

AYES, 4—viz.: Aldermen Coburn, Foster, Ridenour, and President Wiles.

NAYS, 5—viz.: Aldermen Grubbs, Mussmann, Piel, Snider, and Stratford.

On Alderman Stratford's motion, the aforesaid clause was then referred to the Judiciary Committee.

NEW BUSINESS.

The Committee on Printing, through Alderman Grubbs, submitted the following report; which was approved, and the Council motion, therein contained, was duly adopted :

To the Board of Aldermen :

Gentlemen:—The following motion (adopted by the Common Council, on June 25th) was referred to your Committee on Printing :

"*Moved*, That the City Clerk and City Civil Engineer, each, be required to keep and preserve, for reference, a file of the city official paper."

Your committee consider the instructions given by the foregoing motion to be important, and likely to prove of considerable value to the city, if faithfully carried out. The publishers of "The Southside" will furnish these copies of their paper without expense to the city. We, therefore, recommend that above motion be adopted by this body,

Respectfully,

D. W. GRUBBS,
W. F. PIEL,
R. S. FOSTER.

The Committee on Railroads, through Alderman Ridenour, submitted the following report; which was duly received:

To the Board of Aldermen:

The Committee on Railroads, to whom was referred the ordinance passed by the Common Council on July 1st, granting certain rights and privileges to the Board of State House Commissioners, for laying tracks to their grounds and operating the same, which said ordinance was referred to your committee on second reading, proceeded to the said premises, and after carefully examining the same and said ordinance applicable thereto, report the same back with the amendments indicated thereon in pencil, and recommend its passage as amended.

J. M. RIDENOUR,
I. W. STRATFORD,
Committee on Railroads.

The following proposed amendment was then read, and duly adopted:

Insert this phrase after the words "across Ohio street, at a point directly north of the centre of said grounds": "And thence along the alley running north from Ohio street through the centre of said block and for a distance of two hundred feet, provided the written consent of the owners of the property bordering on said alley shall be first had and obtained."

Aforesaid ordinance was then ordered to be engrossed and read the third time, viz.:

G. O. 29, 1878—An Ordinance granting the Board of State House Commissioners the right to build and construct a Railroad Switch in and upon certain streets and alleys of the City of Indianapolis.

And was passed by the following vote:

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

NAYS—None.

Alderman Coburn presented the following petition; and, on his motion, the prayer of the petitioner was duly granted:

Indianapolis, Ind., July 15, 1878.

To the Common Council and Board of Aldermen:

Gentlemen:—Your petitioner respectfully asks your honorable bodies to grant him license to auctioneer at No. 75 S. Illinois street, for the period of three months, with the privilege of renewing the same for the period of one year—said license to

be issued under the provisions of an ordinance now in force, regulating such matters.

Respectfully,

GEORGE W. McCURDY.

Alderman Ridenour offered the following motions ; which were severally adopted :

Moved, That the Railroad Companies, whose roads run into or through the city, be requested to erect and maintain railroad safety-gates at the crossing of all streets in the city where they now maintain flagmen ; and that the Committees on Railroads be instructed to confer with such railroad officials in that behalf.

Moved, That, with a view of greatly economizing the use of gas in the city offices, the Committee on Gas-Light be instructed to procure at least two argand burners—one for the City Clerk's office and one for the Treasurer's office—with the proper connections, which may obviate the necessity of lighting an entire chandelier for night work by such officers, or for committee work.

Moved, That the Fire Board and Police Board be requested to inquire into the feasibility of lighting all engine houses, station houses, and other places that are now supplied with gas by meter measure with coal oil ; the comparative cost, and all other matters touching the interests of the city in that behalf ; and report the same to the next meeting of the Council and Board of Aldermen.

Moved, That the Committee on Judiciary, with the City Engineer, be requested to inquire into the matter of building bridges over the Central Canal, what was the original stipulations between the city authorities and the Central Canal Company at the time the right to construct said canal through and over the streets of the city, and report such information to this Board.

Also, offered the following motion ; which failed of adoption :

Moved, That, with a view to greater economy as well as greater efficiency in meeting the demands on each, that the institution known as the City Dispensary be consolidated with the City Hospital, and that the Committees on Benevolence and Hospitals be instructed to prepare such plans as in their judgment may seem proper for the management and general working of the institution as consolidated as will insure the most perfect and efficient service to the afflicted and destitute ; and that the entire medical profession of the city be invited to aid in building up a hospital worthy of the name, making it alike an honor to them and the city, by reason of its greater usefulness, inviting to it a greater share of paying patronage, and, in time, become more nearly self-sustaining.

PENDING ORDINANCES—PROCEEDINGS HAD THEREON.

On Alderman Grubbs' motion, the rules were suspended, for the purpose of now reading Appropriation Ordinance 47, 1878, the second and third times, and placing same on its passage, by the following vote :

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

NAYS—None.

Aforesaid ordinance was then read the second time ; when, on motion of Alderman Grubbs, the claim of John Greene, for grading and graveling the walks in Circle Park, amounting to \$114.51, was stricken out, and referred to the Aldermanic Committee on Parks.

The following entitled ordinance, as amended, was then read the third time :

Ap. O. 47, 1878—An Ordinance appropriating money for the payment of sundry claims against the City of Indianapolis, on account of Parks. [Amount appropriated, \$45.50.]

And was passed by the following vote :

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

NAYS—None.

Special Ordinances 16, 17, 19, 28, and 32, 1878, were then severally read the second time, and ordered to be engrossed.

The following entitled ordinance was then read the third time :

S. O. 16, 1878—An Ordinance to provide for grading and graveling the first alley west of Blake street, from New York street to Michigan street.

And was passed by the following vote :

AYES, 8—viz. : Aldermen Coburn, Foster, Mussmann, Piel, Ridenour, Snider, Stratford, and President Wiles.

NAYS, 1—viz. : Alderman Grubbs.

The following entitled ordinance was also read the third time :

S. O. 17, 1878—An Ordinance to provide for grading and graveling Butler street and sidewalks (where not already improved), from Central avenue to College avenue.

And was passed by the following vote :

AYES, 8—viz. : Aldermen Coburn, Foster, Mussmann, Piel, Ridenour, Snider, Stratford, and President Wiles.

NAYS, 1—viz. : Alderman Grubbs.

The following entitled ordinance was also read the third time :

S. O. 19, 1878—An Ordinance to provide for grading and graveling the alley between Bellefontaine avenue and Ash street, from Eighth street to Ninth street.

And was passed by the following vote :

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

NAYS—None.

The following entitled ordinance was also read the third time :

S. O. 28, 1876—An Ordinance to provide for grading and graveling the first alley south of South street, between Missouri and Mississippi streets.

And was passed by the following vote :

AYES 8—viz.: Aldermen Coburn, Foster, Mussmann, Piel, Ridenour, Snider, Stratford, and President Wiles.

NAYS, 1—viz.: Aldermen Grubbs.

The following entitled ordinance was also read the third time :

S. O. 32, 1878—An Ordinance to provide for grading and graveling Wilkens street and sidewalks, from Church street to West street.

And then, on Alderman Coburn's motion, was referred to the Board of Public Improvements.

On motion of Alderman Grubbs, the Board of Aldermen then adjourned until next Tuesday evening, at the usual hour.

W. D. WILES, President.

Attest: GEO. T. BREUNIG, Clerk.