

# PROCEEDINGS OF BOARD OF ALDERMEN.

ADJOURNED SESSION—AUGUST 13, 1878.

The Board of Aldermen of the City of Indianapolis met in the Aldermanic Chamber, on Tuesday evening, August 13th, A. D. 1878, at eight o'clock, pursuant to adjournment.

PRESENT—His Honor, the President, Wm. D. Wiles, in the Chair, and Aldermen Foster, Grubbs, Mussmann, Piel, Ridenour, and Stratford—7.

ABSENT—Aldermen Chandler, Coburn, and Snider—3.

The Proceedings of the Board of Aldermen for the regular session, held on June 18th, 1878, and of the Second Joint Convention of the Common Council and Board of Aldermen, held on June 24th, 1878, having been printed, and placed on the desks of the Aldermen, said proceedings were approved as published.

## MESSAGES AND PAPERS 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 adjourned session, held last evening, (August 12th, 1878), for your action upon same.

For the Common Council :

BENJ. C. WRIGHT, City Clerk.

Report from Council Committee on Contracts, giving abstracts of proposals, and recommending that contracts be awarded as below [see page 323, *ante*], was read; and the action of the Common Council, in awarding the several contracts as recommended, was duly concurred in, viz. :

- 1st. To John Low, for grading and graveling the first alley west of Blake street, from New York street to Michigan street, at 9½ cents per lineal foot front on each side.
- 2d. To A. J. Sloan & Co., for grading and graveling the alley between Bellefontaine avenue and Ash street, from Eighth to Ninth street, at 10 cents per lineal foot front on each side.

- 3d. To Thomas Niland, for grading and graveling the first alley south of South street, between Missouri and Mississippi streets, at 13 cents per lineal foot front on each side.
- 4th. To Fred. Gansberg, for grading and graveling Butler street and the sidewalks thereof (where not already improved), from Central avenue to College avenue, at 25 cents per lineal foot front on each side for grading and graveling the street, and 12 cents per lineal foot on each side for grading and graveling the sidewalks.

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

*Gentlemen*:—I herewith report a second and final 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—

1896.2 lineal feet curbing, at 34 cents.....	\$ 644 70
1907.88 lineal feet bowldering, at 40 cents.....	763 15
1213 cubic yards gravel, at 63 cents.....	764 19
53.76 square yards of old pavement, at 20 cents.....	10 75
26.14 square yards of new pavement, at 40 cents.....	10 45
Raising cistern and furnishing castings, as per bill.....	5 70
<b>Total estimate.....</b>	<b>\$2,198 94</b>
Less former estimate.....	1,045 77
<b>Present estimate.....</b>	<b>\$1,153 17</b>

Also, a first and final estimate in behalf of James Mahoney, for grading and graveling East street and sidewalks (except where the sidewalks have already been properly improved), from Morris street to Minnesota street—

1164 lineal feet, at 23 cents.....	\$ 267 72
1164 lineal feet, at 35 cents.....	407 40
2781.5 lineal feet, at 39 cents.....	1,084 78
17.4 cubic yards ditch excavation, at 15 cents.....	2 61
63.6 cubic yards extra gravel at street intersections, at 50 cents.....	31 80
<b>Total estimate.....</b>	<b>\$1,794 31</b>

And the action of the Common Council, in approving such report [see page 325, *ante*], was duly concurred in.

The following concurrent resolution [which had been duly adopted by the Common Council—see page 325, *ante*] was then read :

*Resolved by the Common Council and Board of Aldermen*, That the foregoing second and final 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**, 7—viz.: Aldermen Foster, Grubbs, Mussmann, Piel, Ridenour, Stratford, and President Wiles.

**NAYS**—None.

The following concurrent resolution [which had been duly adopted by the Common Council—see page 326, *ante*] was also read :

*Resolved by the Common Council and Board of Aldermen, That the foregoing first and final estimate, allowed James Mahoney, for grading and graveling East street and sidewalks (except where the sidewalks have already been properly improved), from Morris street to Minnesota 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, 7—viz. : Aldermen Foster, Grubbs, Mussmann, Piel, Ridenour, Stratford, and President Wiles.

NAYS—None.

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

1st. Is a motion directing the Street Commissioner to clean and repair the gutter in front of 309 Massachusetts avenue.

We would recommend this work be done.

2d. Is a motion directing the same officer to raise the stone-crossing on the west side of Illinois street, at New York street.

This crossing is too low, and we recommend the work be done.

3d. Is a motion directing the same officer to clean the gutters of Alabama street, between Ft. Wayne avenue and Morrison street; also, of Morrison street, between Alabama and Delaware streets.

These gutters are in need of cleaning, and we recommend the work be done.

5th. Is a motion directing the same officer to fill the chuck-holes in Dougherty street, between Wright and East streets.

This work can cost but a trifle, and we recommend the same be done.

6th. Is a motion of three parts, directing the Street Commissioner to dig up the gutter on the west side of Tennessee street, between Georgia and Louisiana streets, in order to permit the water to flow to the South street sewer; also, to put a crossing over the gutter at Mobile and Tennessee streets; also, to fill up the holes caused by taking up the Street Railway track on Tennessee street.

In reference to the first clause of this motion, we recommend the cleaning of said gutter, between the points named. Of the second clause, we would recommend the gutter be cleaned, and filled in or protected with rolling-mill cinders. Of the third clause, we recommend the work be not done.

And the action of the Common Council, in concurring in the preceding clauses [see page 327, *ante*], was duly approved.

Report from Board of Health, giving a tabulated statement, by ages, of deaths registered in the City of Indianapolis, during the two weeks ending August 10th, 1878 [see page 328, *ante*], was read, and duly received.

Report from Council Judiciary Committee and the City Attorney, recommending (1) that James F. Failey be refunded \$33.60, said sum

appearing to be taxes doubly assessed and paid on \$3000 Merchants' National Bank stock [see page 329, *ante*], was read; and the action of the Common Council, in concurring in such recommendation, was duly approved.

Report from Council and Aldermanic Committees on Markets, transmitting a ground lease of the site of the re-located West Market, on certain lots in square 70, recommending said lease be approved and duly executed, together with said lease [see pages 329 to 331, *ante*], were read; and the action of the Common Council, in concurring in aforesaid recommendation and in approving said lease, was duly concurred in.

The following Council motions were read, and duly adopted :

*Moved*, That Moritz Kaufman be granted permission to grade, and pave with brick, the sidewalks in front of his property, on the northeast corner of West and North streets—such work to be done at his own expense, according to stakes set by the City Civil Engineer, and to be completed in thirty days.

*Moved*, That the Indianapolis, Peru & Chicago Railway Company be directed to plank both sides of the foot-crossing over their railroad tracks on Home avenue, within five days from date, and that the City Marshal be directed to notify them of the same.

*Moved*, That the City Civil Engineer be directed not to proceed with the instructions of this and the Aldermanic body, embodied in the notice served on Messrs. Gibson & Co.

*Moved*, That the German Y. M. C. A. Sunday School be granted the privilege of using the Southern Park for a picnic, on Wednesday, August 28th, 1878.

*Moved*, That the City Treasurer be, and he is hereby, ordered to charge to the city School Board all school taxes refunded by order of the Council and Board of Aldermen, and that the same be deducted from future payments of school taxes to said School Board.

*Moved*, That the City Marshal be, and he is hereby, ordered to enforce the ordinance preventing the obstruction of sidewalks and street-lamps by shade-trees.

*Moved*, That the motion passed by this Council on last Monday evening, directing the City Clerk to give the necessary legal notice that the Board of Equalization would meet on the 19th of August, 1878, be, and the same is hereby, rescinded.

The following resolution [which had been duly adopted by the Common Council—see page 342, *ante*] was then read :

*Resolved*, That the City Clerk be, and he is hereby, instructed to give the necessary legal publication, in some daily newspaper, that the Common Council, Board of Aldermen, City Clerk, and City Assessor will meet in the Council Chamber, on Wednesday evening, August 28th, 1878, as a Board of Equalization.

And was adopted by the following vote :

AYES, 7—viz.: Aldermen Foster, Grubbs, Mussmann, Piel, Ridenour, Stratford, and President Wiles.

NAYES—None.

The following Council motion was read :

*Moved*, That the Street Commissioner be directed to repair the floor of the Michigan street bridge over White River.

And the action of the Common Council, in referring the foregoing motion to the Board of Public Improvements, with power to act [see page 339 *ante*], was duly approved.

The following Council motion was read, and was then referred to the Aldermanic Committee on the Sellers' Farm :

WHEREAS, Several offers having been made for the cottonwood and sycamore timber on the Sellers' Farm, and none being satisfactory: Therefore,

*Moved*, That the Committee on Sellers' Farm be instructed to advertise for sealed proposals for said timber, reserving the right to reject any or all bids.

The following Council motion was also read :

*Moved*, That the Street Commissioner be directed to move, or have removed, the scales, and the shed covering the same, from the old West Market Space, and that the same be placed, in good condition, on the new Market Space, at the corner of Missouri and Washington streets.

And the action of the Common Council, in referring the foregoing motion to the Council and Aldermanic Committees on Markets, was duly approved.

The following message from the Common Council was read :

To the Board of Aldermen :

*Gentlemen* :—The Common Council, at its regular session, held on August 5th, 1878, took up the following entitled ordinance,—

“G. O. 13, 1878—An Ordinance relative to the Streets, Alleys, Sidewalks, and Public Places of the City of Indianapolis; restraining the making of Excavations therein or in lands adjacent thereto; prohibiting the placing of unauthorized Obstructions in or upon the same; securing the Public in the free and safe use thereof; revising and re-enacting Ordinance-Provisions now in force; and prescribing Penalties for violations of its Regulations and Requirements,”—

and concurred in all the amendments thereto, which had been adopted by your honorable body on the 23d *ultimo* [see pages 260 and 303, *ante*], except the amendments made to sections 17 and 63. With regard to section 17, the Common Council determined to adhere to the reading of such section as it was originally passed by said body on May 6th, 1878.

On last evening (August 12th), the Common Council struck out section 63, in its entirety.

I herewith re-transmit General Ordinance 13, for your further consideration and action.

For the Common Council :

BENJ. C. WRIGHT, City Clerk.

The Board Aldermen concurred in the Council re-amendment of section 17.

But, on Alderman Stratford's motion, the Board of Aldermen refused to consent to the striking out of section 63.

The following entitled ordinance [which had been duly passed by the Common Council—see pages 332, *ante*], was read the first time :

G. O. 42, 1878—An Ordinance regulating the Public Markets; providing for the establishment of Licensed Markets, and regulating the same.

NEW BUSINESS.

Alderman Foster offered the following motion; which was adopted :

*Moved*, That the City Marshal be instructed to enforce the ordinance prohibiting the standing of vehicles in the streets, alleys, and on the sidewalks of the city, without a draft animal attached thereto.

On motion, the Board of Aldermen then adjourned.

W. D. WILES, President.

Attest: GEO. T. BREUNIG, Clerk.