

# PROCEEDINGS OF BOARD OF ALDERMEN.

## ADJOURNED SESSION—OCTOBER 15, 1878.

The Board of Aldermen of the City of Indianapolis met in the Aldermanic Chamber, on Tuesday evening, October 15th, A. D. 1878, at half-past seven o'clock, pursuant to adjournment.

**PRESENT**—Aldermen Chandler, Foster, Mussmann, Piel, Ridenour, Snider, and Stratford—7.

**ABSENT**—Aldermen Coburn, Grubbs, and President Wiles.—3.

President Wiles being absent, Hon. J. M. Ridenour, President *pro tempore*, took the Chair.

The Proceedings of the Board of Aldermen, for the adjourned session, held on August 13th, and for the regular sessions, held on August 20th and September 3d; also, for the sessions of the Board of Equalization, held on August 28th and September 6th, 1878, having been printed, and placed on the desks of the Aldermen, said proceedings were duly approved and published.

## MESSAGE AND PAPERS FROM THE COMMON COUNCIL.

The following message from the Common Council was read:

To the Board of Aldermen:

*Gentlemen*:—The Common Council, at its adjourned session, held last evening (October 14th, 1878), determined to adhere to its action of August 12th, when it duly passed General Ordinance 42, 1878, entitled "An Ordinance regulating the Public Markets; and providing for the establishment of Licensed Markets, and regulating the same."

Said body, at same session, refused to reconsider its adoption of a certain motion, providing for the advertising for bids for the timber upon the Sellers' Farm.

I return General Ordinance 42, 1878, herewith, for your further consideration and action.

For the Common Council:

BENJ. C. WRIGHT, City Clerk.

On Alderman Foster's motion, General Ordinance 42, 1878, was referred to the Aldermanic and Council Committees on Markets, for joint consideration and report.

On same gentleman's motion, the Board of Aldermen receded from its action of September 24th [see page 473, *ante*], and then duly adopted the Council motion referred to in the second paragraph of preceding message.

Alderman Stratford appeared and took his seat.

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 (October 14th, 1878), for your action upon same.

For the Common Council :

BENJ. C. WRIGHT, City Clerk.

Report from the Council Committee on Contracts, giving abstracts of proposals, and recommending that contracts be awarded as below [see pages 493 and 494, *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 Schier, for improving Hoyt avenue, from Dillon street to Linden street, by grading, and paving with brick, the sidewalks thereof, at 24½ cents per lineal foot front on each side.
- 2d. To James W. Hudson, for improving the south sidewalk of Michigan street, from Meridian street to Pennsylvania street, by grading, and paving with brick, at 35 cents per lineal foot front.
- 3d. To James Mahoney, for improving the first alley south of Elizabeth street, from Blake street to Douglass street, by grading and graveling, at 13 cents per lineal foot front on each side.
- 4th. To Richard Carr, for improving the alley between Delaware and Pennsylvania streets, from Home avenue to King street, by grading and graveling, at 15 cents per lineal foot front on each side.

The contract and bond of John Schier, for doing the work described in the first paragraph of preceding report [penalty of bond, \$1,000 ; surety, Michael Staebler], was submitted, and was duly approved.

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

- 1st. Is a motion directing the Street Commissioner to clean the gutters of Wyoming street, between Delaware and High streets.  
We recommend this work be done.
- 2d. Is a motion directing the Street Commissioner to clean the gutters of Merrill street, between East and Alabama streets.  
We recommend this work be done.

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

We recommend this work be done.

4th. Is a motion directing the Street Commissioner to clean the gutters of Bicking street, between Delaware and East streets.

We recommend this work be done.

5th. Is a motion directing the Street Commissioner to clean the gutters of Buchanan street, between Wright street and Virginia avenue.

We recommend this work be done.

6th. Is a motion directing the Street Commissioner to clean the gutters of Wright street, between Buchanan and Coburn streets.

We recommend this work be done.

7th. Is a motion directing the Street Commissioner to fill the chuck-holes in New York street, between Tennessee street and the canal.

We recommend this work be done.

8th. Is a motion directing the Street Commissioner to fill the chuck-holes in Indiana avenue, from North street to St. Clair street.

We recommend this work be done.

9th. Is a motion directing the Street Commissioner to fill the chuck-holes in Mississippi street, from New York street to Ohio street.

We recommend this work be done.

10th. Is a motion directing the Street Commissioner to clean the gutters of Elm and Huron streets, from Noble street to Dillon street.

We recommend this work be done.

And the action of the Common Council, in concurring in the preceding clauses [see pages 494 and 495, *ante*], was duly approved.

The following joint report from the Council and Aldermanic Committees on Finance was read; and the action of the Common Council, in approving such report [see page 496, *ante*], was duly concurred in:

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

*Gentlemen*.:—Your Committees on Finance, to whom were referred the Report of the City Treasurer of Receipts and Payments and the City Clerk's Report of Orders issued during the month of September, 1878, respectfully represent that we have examined said reports, and compared them with the books in the offices of Clerk and Treasurer, and find them to be correct.

A. L. WRIGHT,  
S. MORRIS,  
J. M. RIDENOUR,  
D. MUSSMANN,  
T. E. CHANDLER.

Report from Council Committee on Markets, fixing rents for stalls and stands in the new West Market [see page 496, *ante*], was read, and the action of the Common Council, in approving such schedule, was duly concurred in.

Sundry papers (eight in number) on the subject of Street Railways and new street-railway routes [see pages 497 to 501, *ante*], were read, and were duly received.

Alderman Ridenour then offered the following motion; which was duly adopted:

That the whole question involved in the application of the Indianapolis Street Railway Company, for grant of certain franchises and privileges, and that of the Citizens' Street Railway Company in its rights and relations to the city government, be referred to the joint Committees on the Judiciary and Railroads, with the City Attorney, with instructions to carefully examine all questions, both legal and practical, looking to justice and equity to each, and that which will tend to promote the best interests of all the people, now and in the future; and report, as soon as such conclusions can possibly be reached, to this Board.

Petition from C. Maus and others [see page 505, *ante*], and the following Council motion, were read:

That the petition of C. Maus and others, asking that the Indianapolis Gas-Light and Coke Company extend and lay down gas-mains upon New York street, between Agnes and Minerva streets, and upon Agnes street, between New York and North streets, be, and the same is hereby, approved; and the said company is hereby directed to lay the mains as in said petition prayed, and in accordance with section 6 of the ordinance of March 19th, 1866; and the City Marshal is hereby instructed to serve a copy of this motion upon the president of said company.

And the action of the Common Council, in adopting the foregoing motion [see page 506, *ante*], was duly concurred in.

The following concurrent resolution [which had been duly adopted by the Common Council—see page 503, *ante*], was read:

*Resolved by the Common Council and Board of Aldermen*, That the owners of the following described real estate, to-wit: Lot number 127, in Spann & Co.'s First Woodlawn Addition to the City of Indianapolis, be, and they are hereby, required to fill or drain the same, as, in the opinion of the Common Council and Board of Aldermen, there is a hole or excavation thereon, in which water has or may become so stagnant or noxious as to be a nuisance, and injurious to the health and comfort of said city and of the inhabitants thereof; and that the Street Commissioner be, and he is hereby, required to notify the owners thereof, as provided by an ordinance passed, April 28th, 1866, entitled "An Ordinance providing for the drainage and filling up of Ponds, Excavations, and Holes, and prescribing Penalties for the failure to fill up or drain the same"; and that, in case of the failure of the owners thereof to fill or drain the same, the Street Commissioner proceed to fill or drain the said hole or excavation as provided in said ordinance, *provided* that the cost thereof shall not exceed ten per cent. of the value of the aforesaid real estate, as assessed upon the tax-duplicate for city purposes.

And was adopted by the following vote:

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

**NAYS**—None.



The following Council motion was also read :

That the Board of Police be authorized to employ a Janitor at Central Station House.

And was duly defeated by the following vote :

AYES, 3—viz. : Aldermen Chandler, Foster, and Ridenour.

NAYS, 4—viz. : Alderman Mussmann, Piel, Snider, and Stratford.

The following motion, which the Common Council had referred to the Board of Public Improvements, with power to act, was read ; and the reference and power given were duly confirmed :

That the Street Commissioner be instructed to build a bridge or culvert over ditch, at intersection of Spring and St. Clair streets.

The following Council motions were read, and were severally adopted :

That John Low be granted twenty days' extension of time, in which to complete his contract for improving the first alley west of Blake street, from New York street to Michigan street.

That A. J. Sloan & Co. be granted twenty days' extension of time, in which to complete their contract for improving the alley between Bellefontaine avenue and Ash street, from Eighth street to Ninth street.

That the Committees on Benevolence and Hospitals be directed to examine the fence and gates enclosing Greenlawn Cemetery, and make such repairs as will be necessary to protect the cemetery. Also, to examine and report what the city should do to provide sufficient burying-ground for city paupers.

The following Council motion was read :

That the City Clerk be, and is hereby, directed to issue all necessary papers and notices for the widening of Dillon street from Harrison street to Meek street, and opening the same from Meek street to Washington street and Michigan Road ; and that the City Marshal be instructed to serve all such papers and notices.

And then, Alderman Chandler moved to defer action upon same until the next session of this body ; which motion was lost.

The foregoing Council motion was then duly adopted.

The following entitled ordinances [which had been duly passed by the Common Council—see page 367, *ante*], were read the first time :

S. O. 42, 1878—An Ordinance to provide for the improvement of the third alley east of the intersection of Clifford avenue and Pendleton Pike, from Pendleton Pike to the first alley south of Pendleton Pike, by grading and graveling.

S. O. 48, 1878—An Ordinance to provide for improving Highland street, from Washington street to Ohio street, by grading and graveling the street and sidewalks, and bowldering and curbing with stone the gutters thereof.

On Alderman Piel's motion, the rules were suspended, for the purpose of now reading Special Ordinances 42 and 48 the second and third times, and placing them on their passage, by the following vote :

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

NAYS—None.

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

S. O. 42, 1878—An Ordinance to provide for the improvement of the third alley east of the intersection of Clifford avenue and Pendleton Pike, from Pendleton Pike to the first alley south of Pendleton Pike, by grading and graveling.

And was passed by the following vote :

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

NAYS—None.

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

S. O. 48, 1878—An Ordinance to provide for improving Highland street, from Washington street to Ohio street, by grading and graveling the street and sidewalks, and bowldering and curbing with stone the gutters thereof.

And was passed by the following vote :

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

NAYS—None.

#### NEW BUSINESS.

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

That the Committees on Benevolence and Hospitals, be instructed to inspect the ponds near east bank of White River, in the vicinity of the Michigan street bridge, with a view to suggest the best and most economical means of abating the public nuisance arising from the same.

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

That the Street Commissioner be ordered to lower the stone-crossing on Meridian and McCarty streets.

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

That the Street Commissioner be directed to clean the gutters of Noble street, between Washington street and the P., O. & St. L. R. R. track.

On motion, the Board of Aldermen then adjourned.

J. M. RIDENOUR, President *pro tem.*

Attest: BENJ. C. WRIGHT, City Clerk.