

# PROCEEDINGS OF BOARD OF ALDERMEN.

REGULAR SESSION—JUNE 3, 1879.

The Board of Aldermen of the City of Indianapolis convened in the Aldermanic Chamber on Tuesday evening, June 3d, A. D. 1879, at half-past seven o'clock, in regular session.

PRESENT—His Honor, the President, J. M. Ridenour, in the Chair, and Aldermen Chandler, Coburn, Drew, Grubbs, Layman, Mussmann, Newman, Piel, and Seibert—10.

ABSENT—None.

The Proceedings of Board of Aldermen, for the regular session, held on May 6th, 1879, having been printed, and placed on the desks of the Aldermen, said proceedings were duly approved as published.

President Ridenour stated that, having been informed that the Common Council had determined against the union of Aldermen and Councilmen into Joint Standing Committees, he felt called upon to add a third member to the Aldermanic Standing Committees announced in his communication on page 71, *ante*; and such Standing Committees would, therefore, be constituted as follows;

<i>Accounts and Claims</i> .....	Harry E. Drew, Wm. F. Piel, and Jas. T. Layman.
<i>Bridges</i> .....	Henry Coburn, D. Mussmann, and Harry E. Drew.
<i>Contracts</i> .....	Hiram Seibert, D. W. Grubbs, and Thos. E. Chandler.
<i>Education</i> .....	Harry E. Drew, John Newman, and D. W. Grubbs.
<i>Finance</i> .....	Jas. T. Layman, Thos. E. Chandler, and D. Mussmann.
<i>Judiciary</i> .....	D. W. Grubbs, Jas. T. Layman, and John Newman.
<i>Markets</i> .....	Henry Coburn, John Newman, and D. W. Grubbs.
<i>Office Fixtures and Supplies</i> ...	Hiram Seibert, D. Mussmann, and Thos. E. Chandler.
<i>Ordinances</i> .....	D. W. Grubbs, W. F. Piel, and Jas. T. Layman.
<i>Printing</i> .....	D. W. Grubbs, Thos. E. Chandler, and Henry Coburn.
<i>Public Charities</i> .....	James T. Layman, D. Mussmann, and D. W. Grubbs.
<i>Public Light</i> .....	Thos. E. Chandler, D. W. Grubbs, and John Newman.
<i>Public Property</i> .....	Henry Coburn, W. F. Piel, and Jas. T. Layman.
<i>Railroads</i> .....	Jas. T. Layman, Harry E. Drew, and Hiram Seibert.
<i>Rules</i> .....	J. M. Ridenour, Thos. E. Chandler, and D. W. Grubbs.
<i>Sewers and Drainage</i> .....	Hiram Seibert, Harry E. Drew, and W. F. Piel.
<i>Streets and Alleys</i> .....	Harry E. Drew, W. F. Piel, and Hiram Seibert.
<i>Water</i> .....	Thos. E. Chandler, Henry Coburn, and Hiram Seibert.

## MESSAGES AND PAPERS FROM THE COMMON COUNCIL.

The following message was read :

To the Board of Aldermen of the City of Indianapolis :

*Gentlemen* :—The Common Council, at its regular session, held on last evening (June 2d, 1879), insisted on its action of the 26th *ultimo*, when it adopted a certain motion instructing the Street Commissioner to “request the Citizens’ Street Railway Company to provide stools on their principal routes, for the use of its drivers when too tired to stand.”

I hereby report foregoing disagreement, that you may further consider and take action thereon.

For the Common Council :

BENJ. C. WRIGHT, City Clerk.

And then, on Alderman Layman’s motion, the Board of Aldermen determined to insist on its non-concurrent action of May 27th.

The following message was duly received :

To the Board of Aldermen of the City of Indianapolis :

*Gentlemen* :—I herewith transmit to your honorable body certain papers, which were favorably passed upon by the Common Council, at its regular session, held last evening (June 2d, 1879), for your action upon same.

For the Common Council :

BENJ. C. WRIGHT, City Clerk.

The following report from the City Clerk was read :

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

*Gentlemen* :—I herewith report the following affidavit, now in file in my office for the collection of street assessment by precept, to-wit: John Low vs. Moody Currier, for \$3.33, and recommend that you order the precept to issue.

Respectfully submitted,

BENJ. C. WRIGHT, City Clerk.

And this body duly concurred with the Common Council, in ordering the precepts to issue [see page 76, *ante*], by the following vote :

**AYES**, 9—viz.: Aldermen Chandler, Drew, Grubbs, Layman, Mussmann, Newman, Piel, Seibert, and President Ridenour.

**NAYS**—None.

The inventories of property at Central and Sixth street Station Houses, presented by the Police Board, and as set forth on pages 80 and 81, *ante*, were read, and were duly received.

Report from Board of Public Improvements and Street Commissioner, giving an exhibit of moneys paid on account of the Street-Repairs Department, for the month of May, 1879, and the total expenditures for the year ending May 31st, 1879 [see pages 81 and 82, *ante*], was read, and was duly approved.

Report from Board of Health, giving a tabulated statement, by ages, of deaths registered in the City of Indianapolis, from May 16th to 31st, 1879, inclusive [see page 82, *ante*], was read, and was duly received.

The following petition [which the Common Council had referred to the Committee on Public Property and Parks—see page 94, *ante*], was read:

*Indianapolis, Ind., June 2, 1879.*

To the Honorable Members of the City Council of Indianapolis:

We, as a committee of the Workingmen's Society, ask this honorable body for a permit to hold a picnic at Southern Park, on the first vacant Sunday before the 4th of July. If this is impossible, we would be thankful to have the 4th of July.

Wilhelm Kraas, John Gimble, George Oberle, John King.

Alderman Layman moved that, hereafter, no permits be granted for use of city parks for Sunday picnics; which proposition failed of adoption by the following vote:

AYES, 4—viz.: Aldermen Layman, Piel, Seibert, and President Ridenour.

NAYS, 5—viz.: Aldermen Chandler, Drew, Grubbs, Mussmann, and Newman.

And then this body concurred in the reference the Common Council had given the foregoing petition.

The resolution [which had been offered in the Common Council by Councilman Tucker, and had been duly adopted by that body—see page 93, *ante*], was read; and said resolution, on Alderman Chandler's motion, was then referred to the Aldermanic Committee on Public Property.

Alderman Coburn appeared, and took his seat.

The drainage resolutions to be found on pages 91 and 94, *ante*, were read; and then said resolutions, on Alderman Chandler's motion, were severally referred to the Aldermanic Committee on Sewers and Drainage.

The following motions, which had been duly adopted by the Common Council, were read, and were concurrently adopted by this body:

That Wm. K. Sproule be, and he is hereby, granted permission to take up and re-lay the pavement in front of his property, Nos. 139 and 141 S. Illinois street—such work to be done at said Sproule's own expense, within sixty days, and under supervision of the City Civil Engineer, who is hereby directed to set the proper stakes.

That the Street Commissioner be directed to grade, clean the gutters, and otherwise repair Pearl street, between Missouri and Mississippi streets; also, to fill chuck-holes on corner Mississippi and Pearl streets.

Also, that in the matter of repairing said Pearl street immediately, the Board of Public Improvements have full power to act.

That the Street Commissioner be ordered to furnish dippers for the fountain on the corner of Washington street and Arsenal avenue.

That Franklin Vonegut have permission to pave with brick, the sidewalks in front of his property on Michigan street, between Liberty and Noble streets—the same to be done at his own expense, and under the direction of the City Civil Engineer.

That E. W. Sloane be, and he is hereby, permitted to grade, and pave with brick, his sidewalk at the corner of Pratt and Tennessee streets—said work to be done at his own expense, under the supervision of the City Civil Engineer, and to be completed within twenty days.

That sixty days' extension of time be granted John Greene, in which to complete his contract on Lawrence street. If the contract be not completed at the end of sixty days, it is hereby ordered that the contract be re-let.

That the City Clerk be instructed to notify the contractors for the city printing that they must have the minutes of each regular meeting printed, and ready at each succeeding regular meeting, for the members of the Council and Board of Aldermen.

That the 5th Presbyterian church be permitted to occupy Military Park on Friday evening, for a lawn fete.

The following motion [which had been duly adopted by the Common Council—see page 90, *ante*], was, on Alderman Drew's motion, referred to the Fire Board:

That the Chief Fire Engineer notify Mr. Wishmeyer to tear down the old saw mill, situated between Davidson and Railroad streets; and, if not down within a week's time, said officer is instructed to tear it down.

The following entitled ordinances [which had been duly passed by the Common Council—see pages 87 to 89, *ante*], were then read the first time:

- Ap. O. 30, 1879—An Ordinance appropriating money for the payment of sundry claims against the City of Indianapolis, on account of the Fire Department.
- Ap. O. 31, 1879—An Ordinance appropriating money for the payment of sundry claims against the City of Indianapolis, on account of the City Hospital and Branch.
- Ap. O. 32, 1879—An Ordinance appropriating money for the payment of sundry claims against the City of Indianapolis, on account of Station Houses.
- Ap. O. 33, 1879—An Ordinance appropriating the sum of Five Thousand Dollars, on account of the Street-Repairs Department of the City of Indianapolis.
- Ap. O. 34, 1879—An Ordinance appropriating the sum of Twelve Hundred and Sixty-Six Dollars at expense of Bridge Fund.
- Ap. O. 35, 1879—An Ordinance appropriating money for the payment of sundry claims against the City of Indianapolis, on account of General City Election, held May 6th, 1879.
- Ap. O. 36, 1879—An Ordinance appropriating money for the payment of sundry claims against the City of Indianapolis.
- Ap. O. 37, 1879—An Ordinance appropriating money for the payment of sundry claims against the City of Indianapolis, on account of Printing, Stationery, and Advertising.



This being the regular appropriation night, the several Appropriation Ordinances were taken up for second and third readings, and placed on their passage, without suspension of the rules.

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

Ap. O. 30, 1879—An Ordinance appropriating money for the payment of sundry claims against the City of Indianapolis, on account of the Fire Department. [Amount appropriated, \$832.06.]

And it was duly passed by the following vote :

AYES, 10—viz.: Aldermen Chandler, Coburn, Drew, Grubbs, Layman, Mussmann, Newman, Piel, Seibert, and President Ridenour.

NAYS—None.

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

Ap. O. 31, 1879—An Ordinance appropriating money for the payment of sundry claims against the City of Indianapolis, on account of the City Hospital and Branch. [Amount appropriated, \$658.76.]

And it was duly passed by the following vote :

AYES, 10—viz.: Aldermen Chandler, Coburn, Drew, Grubbs, Layman, Mussmann, Newman, Piel, Seibert, and President Ridenour.

NAYS—None.

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

Ap. O. 32, 1879—An Ordinance appropriating money for the payment of sundry claims against the City of Indianapolis, on account of Station-Houses. [Amount appropriated, \$140.61.]

And it was duly passed by the following vote :

AYES, 10—viz.: Aldermen Chandler, Coburn, Drew, Grubbs, Layman, Mussmann, Newman, Piel, Seibert, and President Ridenour.

NAYS—None.

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

Ap. O. 33, 1879—An Ordinance appropriating the sum of Five Thousand Dollars on account of the Street-Repairs Department of the City of Indianapolis.

And it was duly passed by the following vote :

AYES, 10—viz.: Aldermen Chandler, Coburn, Drew, Grubbs, Layman, Mussmann, Newman, Piel, Seibert, and President Ridenour.

NAYS—None.

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

Ap. O. 34, 1879—An Ordinance appropriating the sum of Twelve Hundred and Sixty-Six Dollars at expense of Bridge Fund.

And it was duly passed by the following vote :

AYES, 10—viz.: Aldermen Chandler, Coburn, Drew, Grubbs, Layman, Mussmann, Newman, Piel, Seibert, and President Ridenour.

NAYS—None.

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

Ap. O. 35, 1879—An Ordinance appropriating money for the payment of sundry claims against the City of Indianapolis, on account of Expenses of General City Election, held May 6th, 1879. [Total amount appropriated, \$707.50.]

And it was duly passed by the following vote :

AYES, 10—viz.: Aldermen Chandler, Coburn, Drew, Grubbs, Layman, Mussmann, Newman, Piel, Seibert, and President Ridenour.

NAYS—None.

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

Ap. O. 36, 1879—An Ordinance appropriating money for the payment of sundry claims against the City of Indianapolis. [Amount appropriated, \$100,278.05.]

And it was duly passed by the following vote :

AYES, 10—viz.: Aldermen Chandler, Coburn, Drew, Grubbs, Layman, Mussmann, Newman, Piel, Seibert, and President Ridenour.

NAYS—None.

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

Ap. O. 37, 1879—An Ordinance appropriating money for the payment of sundry claims against the City of Indianapolis, on account of Printing, Stationery, and Advertising. [Amount appropriated, \$151.71.]

And it was duly passed by the following vote :

AYES, 10—viz.: Aldermen Chandler, Coburn, Drew, Grubbs, Layman, Mussmann, Newman, Piel, Seibert, and President Ridenour.

NAYS—None.

#### NEW BUSINESS.

The following select committee reports were submitted, and the same were duly concurred in :

To the President and Board of Aldermen :

The undersigned members from the Third Aldermanic District, to whom was referred a motion allowing J. B. McChesney to pave with brick the sidewalk along his property, on Pratt street, west of Tennessee street, would report in favor of the adoption of said motion, *provided* said work be done within thirty days from this date.

*Indianapolis, June 3, 1879.*

D. W. GRUBBS,  
H. COBURN.

To the President and Board of Aldermen :

Your select committee, to whom was referred the request of the State officers, for permission to construct a sewer in Tennessee street, from the State Building, to connect with the Kentucky avenue sewer, would recommend that permission be granted to build a sewer not exceeding two feet in diameter, to be placed in the west

side of the street, so as not to be in the way of any sewer the city may order constructed in the future, *provided* said sewer shall be built under the direction of the City Civil Engineer. The Common Council and Board of Aldermen reserve the right to order the removal of said sewer at any time, and citizens along the line of said sewer shall be permitted to tap the same for the fee charged by the city in such cases.

D. W. GRUBBS,  
H. COBURN.

On Alderman Seibert's motion, it was ordered—

That the Street Commissioner notify the Indianapolis, Lafayette and Cincinnati Railroad Company to repair, with gravel, at least ten feet on each side of its track, between East and New Jersey streets, as required in section 3 of "An Ordinance in relation to the Occupation of Louisiana street"; and that on failure so to do, the Street Commissioner will cause the same to be done at the expense of said company.

President Ridenour called Vice-President Chandler to the chair, and then offered the following resolution; which, at the author's suggestion, was referred to the Board of Public Improvements, the Judiciary Committee, and the City Attorney, for joint consideration and report:

WHEREAS, The city having made a number of purchases of gravel roads, or turnpikes, now within the corporate limits of the city, to save toll to the citizens traveling the same, and the cost of all such roads having been paid from the city treasury, without assessment of property fronting thereon;

AND WHEREAS, Many of such former turnpikes are in bad condition, needing re-construction or repairs: Therefore,

*Resolved*, That all such improvements of such roads, now streets, when made, shall be under a proper ordinance providing for the assessment of the property fronting the same for the payment thereof, and that no repairs of such streets shall be paid from the Street-Repairs Fund.

*Resolved* That City Civil Engineer and the City Attorney be instructed to furnish the Common Council and Board of Aldermen with a list of the names of all such gravel roads, and the length of each, purchased by the city.

President Ridenour also offered the following resolutions; which, at his suggestion, were severally referred to the Board of Public Improvements:

*Resolved*, That the City Civil Engineer, when ordered to establish the grade of any street or alley, shall locate the proper number of permanent bench-marks, note the same on the profile, and make all the proper records in a book kept for that purpose.

*Resolved*, That the grade of any street not so noted and recorded, will not be held as an established grade, by which the city may be bound in any re-construction of such street in the future.

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*Resolved*, That all streets having once been constructed by assessment of property fronting the same, and having been kept in repair from the general fund for a term of ten years, when needing re-construction or repair, it shall be done by assessment of the property fronting the same; *provided* that when such property owners have petitioned for a particular or unusual kind of street or material, and the same shall fail at any time before the expiration of ten years, it shall, in such case, be repaired or re-constructed at the expense of such property holders.

*Resolved*, That the City Civil Engineer is hereby instructed to furnish the Common Council and Board of Aldermen with a list of all streets, originally constructed as above, prior to June 1st, 1869.

## PENDING ORDINANCE.

The following entitled ordinance was called up from the files, read the second time, and then, on motion of Alderman Grubbs, it was referred to the Board of Public Improvements :

S. O. 5, 1879—An Ordinance to provide for improving the first Alley north of Lockerbie street, from Liberty street to the first alley west of Noble street, by grading and graveling.

On motion, the Board of Aldermen then adjourned.

J. M. RIDENOUR, President.

Attest: GEO. T. BREUNIG, Clerk.