

# PROCEEDINGS OF COMMON COUNCIL.

REGULAR SESSION—OCTOBER 20, 1879.

The Common Council of the City of Indianapolis met in the Council Chamber, on Monday evening, October 20th, A. D. 1879, at half-past seven o'clock, in regular session.

PRESENT—Hon. John Caven, Mayor, and, *ex officio*, President of the Common Council, in the chair, and 24 members, viz.: Councilmen Bermann, Bieler, Brown, Bryce, Carey, Dowling, Downey, Hamilton, Harmening, Kahn, King, Lamb, Morrison, McGinty, McKay, O'Connor, Pearson, Prier, Rooker, Sheppard, Shilling, Tucker, VanVorhis, and Wiese.

ABSENT, 1—viz. Councilman Wood.

The Proceedings of the Common Council, for the regular session, held on October 6th, 1879, having been printed, and placed on the desks of the Councilmen, said journals were approved as published.

Sealed proposals for making the below-described improvements [under the provisions of the special ordinances noted before the same], were opened, read, and referred to the Committee on Contracts :

- S. O. 48, 1878—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.
- S. O. 12, 1879—For grading and graveling Madison avenue, from Nebraska street to the Jeffersonville, Madison & Indianapolis Railroad tracks.
- S. O. 36, 1879—For grading, and paving with brick, the sidewalks of Madison avenue, from Nebraska street, south, to the Jeffersonville, Madison & Indianapolis Railway tracks.

## REPORT FROM THE COMMITTEES ON CONTRACTS.

The Committees on Contracts, through Councilman Brown, submitted the following report; which was concurred in, and the several contracts awarded, as recommended :

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

*Gentlemen* :—Your Committees on Contracts, to whom were referred sundry proposals presented to Council October 6th, 1879, have examined the same, and find them to be as follows, viz. :

*First.* For grading and graveling Wilkens street and sidewalks, from Church street to West street—

- James Mahoney, 60 cents per lineal foot front on each side.
- Fred Gansberg, 53 cents per lineal foot front on each side.
- Dewey, Twiname & Graham, 52 cents per lineal foot front on each side.
- John L. Hanna, 50 cents per lineal foot front on each side.
- Henry C. Roney, 50 cents per lineal foot front on each side.
- Henry Clay, 49 cents per lineal foot front on each side.
- Frederick Reiser, 35 cents per lineal foot front on each side.

Frederick Reiser being the lowest and best bidder, we recommend that he be awarded the contract.

*Second.* For grading, and paving with brick (except where already paved), the west sidewalk of Noble street, from Fletcher avenue to Huron street—

- John L. Hanna, 35 cents per lineal foot front.
- John Schier, 33 cents per lineal foot front.
- Dewey, Twiname & Graham, 31 cents per lineal foot front.
- E. B. Elliott, 29 cents per lineal foot front.

E. B. Elliott being the lowest and best bidder, we recommend that he be awarded the contract.

*Third.* For grading and graveling the alley between Columbia avenue and Yandes street, from Lincoln avenue to Seventh street—

- Henry Clay, 22 cents per lineal foot front on each side.
- E. B. Elliott, 19 cents per lineal foot front on each side.
- John L. Hanna, 18 cents per lineal foot front on each side.
- Dewey, Twiname & Graham, 17 cents per lineal foot front on each side.

Dewey, Twiname & Graham being the lowest and best bidders, we recommend that they be awarded the contract.

*Fourth.* For grading, and paving with brick, the north sidewalk of Sixth street, from Tennessee street to Engine House No. 5—

- John L. Hanna, 30 cents per lineal foot front.
- John Schier, 29 cents per lineal foot front.
- Dewey, Twiname & Graham, 27½ cents per lineal foot front.
- Henry C. Roney, 27 cents per lineal foot front.
- Geo. Woodfill & Son, 24½ cents per lineal foot front.
- E. B. Elliott, 24 cents per lineal foot front.

E. B. Elliott being the lowest and best bidder, we recommend that he be awarded the contract.

*Fifth.* For grading, and paving with brick (except where already paved), the sidewalks of Harrison street, from Noble street to Dillon street—

- John L. Hanna, 30 cents per lineal foot front on each side.
- Dewey, Twiname & Graham, 29 cents per lineal foot front on each side.
- Henry C. Roney, 23 cents per lineal foot front on each side.
- E. B. Elliott, 22 cents per lineal foot front on each side.
- John Schier, 22 cents per lineal foot front on each side.

There being a tie bid, we recommend that the contract be awarded to E. B. Elliott.

*Sixth.* For grading and graveling Chesapeake alley and sidewalks, between West and Helen streets—

- Henry Clay, 46 cents per lineal foot front on each side.
- Dewey, Twiname & Graham, 31 cents per lineal foot front on each side.
- James Mahoney, 30 cents per lineal foot front on each side.
- John L. Hanna, 30 cents per lineal foot front on each side.
- J. L. Spaulding, 28½ cents per lineal foot front on each side.

J. L. Spaulding being the lowest and best bidder, we recommend that he be awarded the contract.

*Seventh.* For grading and graveling the first alley east of East street, from Dougherty street to the first alley north of Dougherty street—

John L. Hanna, 10 cents per lineal foot front on each side.

James Mahoney, 9½ cents per lineal foot front on each side.

James Mahoney being the lowest and best bidder, we recommend that he be awarded the contract.

*Eighth.* For grading and graveling the first alley east of Virginia avenue, from Elk street to Dillon street—

Dewey, Twiname & Graham, 15 cents per lineal foot front on each side.

John L. Hanna, 15 cents per lineal foot front on each side.

James Mahoney, 13½ cents per lineal foot front on each side.

James Mahoney being the lowest and best bidder, we recommend that he be awarded the contract.

*Ninth.* For grading, and paving with brick, the west sidewalk of Blackford street, from New York street to Vermont street—

Dewey, Twiname & Graham, 36 cents per lineal foot front.

John L. Hanna, 35 cents per lineal foot front.

Geo. Woodfill & Son, 32 cents per lineal foot front.

John Schier, 32 cents per lineal foot front.

E. B. Elliott, 29 cents per lineal foot front.

E. B. Elliott being the lowest and best bidder, we recommend that he be awarded the contract.

*Tenth.* For grading and graveling Reid street and sidewalks, and bowldering the west gutter thereof, from Woodlawn avenue to Prospect street—

Dewey, Twiname & Graham, \$1 16 per lineal foot front on the east side.

“ “ “ 1 36 per lineal foot front on the west side.

Fred. Gansberg, \$1.05 per lineal foot front on the east side.

“ “ “ 1 30 per lineal foot front on the west side.

R. P. Dunning and Jas. W. Hudson, 91 cents per lineal foot front on the east side, and \$1.16 per lineal foot front on the west side.

James Mahoney, 90 cents per lineal foot front on the east side, and \$1.10 per lineal foot front on the west side.

James Mahoney being the lowest and best bidder, we recommend that he be awarded the contract.

*Eleventh.* For grading and bowldering the west gutter of Reid street, from Prospect street to Pleasant Run—

Henry C. Roney, 75 cents per lineal foot front.

R. P. Dunning and Jas. W. Hudson, 71 cents per lineal foot front.

John L. Hanna, 65 cents per lineal foot front.

Dewey, Twiname & Graham, 65 cents per lineal foot front.

Fred. Gansberg, 63 cents per lineal foot front.

James Mahoney, 55 cents per lineal foot front.

James Mahoney being the lowest and best bidder, we recommend that he be awarded the contract.

*Twelfth.* For grading, and paving with brick, the south sidewalk of Seventh street, from Illinois street to Tennessee street—

John L. Hanna, 32 cents per lineal foot front.

Henry C. Roney, 29 cents per lineal foot front.

Dewey, Twiname & Graham, 27½ cents per lineal foot front.

E. B. Elliott, 26 cents per lineal foot front.

Geo. Woodfill & Son, 25 cents. per lineal foot front.

Geo. Woodfill & Son being the lowest and best bidders, we recommend that they be awarded the contract.

Respectfully submitted,

M. L. Brown,  
J. H. Sheppard,  
F. W. Hamilton,  
Hiram Seibert,  
D. W. Grubbs,  
T. E. Chandler,  
Committees on Contracts.

Councilman Brown presented the following contracts and bonds; which were severally read, the contracts concurred in, and the bonds approved:

Contract and bond of E. B. Elliott, for grading, and paving with brick (except where already paved), the west sidewalk of Noble street, from Fletcher avenue to Huron street. Penalty of bond, \$50; surety, M. M. Hook.

Contract and bond of Dewey, Twiname & Graham, for grading and graveling the alley between Columbia avenue and Yandes street, from Lincoln avenue to Seventh street. Penalty of bond, \$400; surety, Arthur Mueller.

Contract and bond of E. B. Elliott, for grading, and paving with brick, the north sidewalk of Sixth street, from Tennessee street to Engine House No. 5. Penalty of bond, \$200; surety, M. M. Hook.

Contract and bond of John L. Spaulding, for grading and graveling Chesapeake alley and sidewalks, between West and Helen streets. Penalty of bond, \$800; surety, Francis Bergmann.

Contract and bond of James Mahoney, for grading and graveling the first alley east of East street, from Dougherty street to the first alley north of Dougherty street. Penalty of bond, \$100; surety, James Renihan.

Contract and bond of James Mahoney, for grading and graveling the first alley east of Virginia avenue, from Elk street to Dillon street. Penalty of bond, \$100; surety, James Renihan.

Contract and bond of E. B. Elliott, for grading, and paving with brick, the west sidewalk of Blackford street, from New York street to Vermont street. Penalty of bond, \$200; surety, M. M. Hook.

Contract and bond of James Mahoney, for grading and graveling Reid street and sidewalks, and bowldering the west gutter thereof, from Woodlawn avenue to Prospect street. Penalty of bond, \$1,500; surety, James Renihan.

Contract and bond of James Mahoney, for grading and bowldering the west gutter of Reid street, from Prospect street to Pleasant Run. Penalty of bond, \$200; surety, James Renihan.

Contract and bond of Geo. Woodfill & Son, for grading, and paving with brick, the south sidewalk of Seventh street, from Illinois street to Tennessee street. Penalty of bond, \$200; surety, Edward S. Pope.

#### COMMUNICATIONS, ETC., FROM THE MAYOR.

His Honor, Mayor Caven, submitted the following report; which was approved:

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

*Gentlemen:*—The amount of forfeitures collected by me during the month of September, 1879, due the city treasury, is \$109.27, and the amount collected during the months of July, August and September, due the Home for Friendless Women, is \$22.00; which amounts I have paid to the City Treasurer, and filed his receipts therefor with the City Clerk.

Respectfully submitted,

October 19, 1879.

J. CAVEN, Mayor.

His Honor, Mayor Caven, submitted the following message; which was referred to the Council and Aldermanic Committees on Public Property, on Markets, the Mayor, and the City Attorney :

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

*Gentlemen:*—On September 22d. last, I addressed to you a communication, on the subject of a Hall and Market House, and find but one opinion among our people, so far as I have heard it expressed, all agreeing it would be very desirable. We have not, and will not have, the means from current income and can not incur debt, and hence must look to some other resource, which, of course, means private capital seeking investment. It is desirable, however, the city should control the building absolutely. The best way would be to advertise for plans, specifications, and estimates to be paid for if accepted. Then advertise for bids from private capital to build, or furnish the means to build, according to contracts let by the city, the city to guarantee to the parties furnishing the funds, the rate of rental or interest offered and accepted. The city to have the right to pay off the whole amount at some time to be agreed upon. There would be, I presume, no difficulty in this way of procuring the use of any amount of capital, at about the same rate of interest as the city could borrow money on her bonds, say at five, or not exceeding six per cent.

The result of this plan would be that we would have the building immediately, have the control of it, and an income from it that, in a reasonable probability, would pay expenses; and if any excess of income, let it be funded into a purchasing fund. When a favorable time comes the Tomlinson estate can be sold and the proceeds invested in payment of the principal. Without some such plan, I see no way of securing the building. The Tomlinson estate being now the only resource, and if sold the amount realized would not be sufficient to erect any approach to the building we need, and the accumulated income from it would not in a long period accomplish the purpose. The receipts from it last year were \$3,389.85, expenses \$285.56, net \$3,104.29.

As the renters of market stalls would, of course, pay for water, gas, and heating, and the city have only to care for the Hall, the expenses need not be very large. It is usual, I believe, to employ the architect whose plans are accepted to superintend the erection, and pay him a certain per cent. on the cost, making it directly his interest to make the cost as great as possible; making his interest, in a matter he to a considerable extent controls, antagonistic to the interest of his employer. It would be better to have the architect state, if his plans are accepted, what sum, in gross, he will accept as supervising architect.

The committee to whom the former matter was referred will, no doubt, lay before you reliable estimates of probable cost and income, and I will leave that branch of the subject to them. My present purpose being only to suggest a practical plan of procuring the funds. Should you decide to move forward in the matter, and if so, arrangements should be perfected to commence work early in the spring.

The Tomlinson estate is appraised by the City Assessor at \$70,000.

Respectfully submitted,

October 20, 1879.

J. CAVEN, Mayor.

His Honor, Mayor Caven, introduced the following entitled ordinance, which was read the first time :

G. O. 55, 1879—An Ordinance authorizing the Indianapolis, Decatur & Springfield Railway Company to construct and maintain a double track into and through the City of Indianapolis, and prescribing the terms thereof.

On motion by Councilman Prier, the rules were suspended by the following vote, for the purpose of placing foregoing entitled ordinance on its second and third reading, viz. :

AYES, 24—viz. Councilmen Bermann, Bieler, Brown, Bryce, Carey, Dowling, Downey, Hamilton, Harmening, Kahn, King, Lamb, Morrison, McGinty, McKay, O'Connor, Pearson, Prier, Rooker, Sheppard, Shilling, Tucker, Van Vorhis, and Wiese.

NAYS—None

The foregoing entitled ordinance was then read the second time, ordered to be engrossed, read the third time, and passed by the following vote :

AYES, 23—viz. Councilmen Bermann, Bieler, Brown, Bryce, Carey, Dowling, Downey, Hamilton, Harmening, Kahn, King, Lamb, Morrison, McGinty, McKay, O'Connor, Pearson, Rooker, Sheppard, Shilling, Tucker, Van Vorhis and Wiese.

NAYS—None.

REPORTS, ETC., FROM CITY OFFICERS.

The City Civil Engineer submitted the following report ; which was received ; and the estimates (presented therewith) were severally approved :

To the Common Council of the City of Indianapolis :

Gentlemen :—I herewith report the following estimates :

A first and final estimate in behalf of James W. Hudson, for grading the first alley north of Maryland street, from Benton street to the first alley east of Benton street—

400 lineal feet, at 23½ cents..... \$ 94 00

A first and final estimate in behalf of John L. Hanna, for grading and graveling the first alley north of Lockerbie street, from Liberty street to the first alley west of Noble street—

546 lineal feet, at 12½ cents..... \$ 68 25

A first and final estimate in behalf of James Mahoney, for grading the first alley east of Mississippi street, from Garden street to Pogue's Run—

676 lineal feet, at 05 cents..... \$ 33 80

A first and final estimate in behalf of John L. Hanna, for grading, and paving with brick, the west sidewalk of State avenue, from Washington street to Market street—

290.8-12 lineal feet, at 37½ cents.....	\$ 109 00
4.4 cubic yards gravel, at 70 cents.....	3 08
	\$ 112 08

Total estimate..... \$ 112 08

Respectfully submitted,

R. M. PATTERSON, City Civil Engineer.

The following estimate resolution was then read :

*Resolved by the Common Council and Board of Aldermen of the City of Indianapolis,* That the foregoing first and final estimate in behalf of James W. Hudson, for grading the first alley north of Maryland street, from Benton street to the first alley east of Benton 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 it was adopted by the following vote :

**AYES,** 23—viz. Councilmen Bermann, Bieler, Brown, Bryce, Carey, Dowling, Downey, Hamilton, Kahn, King, Lamb, Morrison, McGinty, McKay, O'Connor, Pearson, Prier, Rooker, Sheppard, Shilling, Tucker, VanVorhis, and Wiese.

**NAYS**—None.

The following estimate resolution was also read :

*Resolved by the Common Council and Board of Aldermen of the City of Indianapolis,* That the foregoing first and final estimate, in behalf of John L. Hanna, for grading the first alley north of Lockerbie street, from Liberty street to the first alley west of Noble 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 it was adopted by the following vote :

**AYES,** 23—viz. Councilmen Bermann, Bieler, Brown, Bryce, Carey, Dowling, Downey, Hamilton, Kahn, King, Lamb, Morrison, McGinty, McKay, O'Connor, Pearson, Prier, Rooker, Sheppard, Shilling, Tucker, VanVorhis, and Wiese.

**NAYS**—None.

The following estimate resolution was also read :

*Resolved by the Common Council and Board of Aldermen of the City of Indianapolis,* That the foregoing first and final estimate in behalf of James Mahoney, for grading the first alley east of Mississippi street, from Garden street to Pogue's Run, 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 it was adopted by the following vote :

**AYES,** 23—viz. Councilmen Bermann, Bieler, Brown, Bryce, Carey, Dowling, Downey, Hamilton, Kahn, King, Lamb, Morrison, McGinty, McKay, O'Connor, Pearson, Prier, Rooker, Sheppard, Shilling, Tucker, VanVorhis, and Wiese.

**NAYS**—None.

The following estimate resolution was also read :

*Resolved by the Common Council and Board of Aldermen of the City of Indianapolis,* That the foregoing first and final estimate in behalf of John L. Hanna, for grading, and paving with brick, the west sidewalk of State avenue, from Washington street to Market 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 it was adopted by the following vote :

**AYES,** 23—viz. Councilmen Bermann, Bieler, Brown, Bryce, Carey, Dowling, Downey, Hamilton, Kahn, King, Lamb, Morrison, McGinty, McKay, O'Connor, Pearsen, Prier, Rooker, Sheppard, Shilling, Tucker, VanVorhis, and Wiese.

**NAYS**—None.

By consent, Councilman Bermann offered the following motion ; which was adopted :

That the Committee on Contracts be hereby instructed to report, this evening, upon the proposals referred to them at the beginning of this session.

The City Clerk submitted the following report ; which was concurred in :

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

*Gentlemen :*—I herewith report the following affidavits, now on file in my office, for the collection of street assessments by precept, to-wit :

John Greene vs. Susanna Smith, for.....	\$ 7 78
John Greene vs. Edward K. Chandler, for.....	7 69
John Greene vs. Edward K. Chandler, for.....	7 66
John Greene vs. Butler K. Smith, for.....	7 60
John Greene vs. Butler K. Smith, for.....	7 60
John Greene vs. Fred. E. Ruffin, for.....	21 96
John Greene vs. Isabella R. Munson, for.....	32 07
John Greene vs. John Lather and Henry B. Meyers, for.....	12 44
John Greene vs. Georgia Wright, for.....	12 44
John Greene vs. Fred. E. Ruffin, for.....	12 44
John Greene vs. Fred. E. Ruffin, for.....	12 14
John Greene vs. Fred. E. Ruffin, for.....	11 31
Henry Clay vs. Jane Howard, for.....	33 47
Fred. Gansberg vs. William Patterson, for.....	2 83
Fred. Gansberg vs. Florence L. Patterson, for.....	2 83
Fred. Gansberg vs. John W. Ray, for.....	42 40
Fred. Gansberg vs. Trustees Edwin Ray Church, for.....	56 71
Fred. Gansberg vs. Henry Schofield, for.....	19 82
Fred. Gansberg vs. Geo. K. Schofield, for.....	19 82
Fred. Gansberg vs. Geo. K. Schofield, for.....	19 82
Fred. Gansberg vs. Frank Schofield, for.....	19 82
Fred. Gansberg vs. Mary Schofield, for.....	19 82

and recommend that you order the precepts to issue.

Respectfully submitted,

JOS. T. MAGNER, City Clerk.



And the precepts were ordered to be issued by the following vote :

**AYES**, 24—viz. Councilmen Bermann, Bieler, Brown, Bryce, Carey, Dowling, Downey, Hamilton, Harmening, Kahn, King, Lamb, Morrison, McGinty, McKay, O'Connor, Pearson, Prier, Rooker, Sheppard, Shilling, Tucker, Van Vorhis, and Wiese.

**NAYS**—None.

The City Treasurer submitted the following report; which was approved :

*Indianapolis, October 20, 1879.*

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

*Gentlemen*:—I would respectfully report to your honorable body that I have, as directed by you, paid the sum of nineteen hundred dollars (\$1,900.00) the amount of damages awarded by the City Commissioners in the matter of laying out, opening, and extending John street, from Peru street to Massachusetts avenue, approved by Common Council and Board of Aldermen July 21st and 23d, 1879.

Respectfully submitted,

WM. G. WASSON, City Treasurer.

By consent, councilman Hamilton offered the following motion; which was adopted :

That the City Civil Engineer be, and he is hereby, directed to set the proper stakes, and the City Marshal to immediately remove all obstructions and properly open John street, from Peru street to Massachusetts avenue, in accordance with the report of the City Commissioners.

The City Attorney submitted the following report; which was approved :

*Indianapolis, October 20, 1879.*

To the Mayor and Common Council of the City of Indianapolis :

*Gentlemen*:—I have, in obedience to your instruction, examined the pay-rolls and record of expenditures for the past six months ending Oct. 1st, 1879, now on file in the office of the City Clerk, for the purpose of ascertaining whether any moneys have been paid out without authority of law. And beg leave to submit the following report of the result of my investigation :

I find, upon examination, that all warrants issued by the Clerk during the time above specified have been drawn either pursuant to certain specific appropriation ordinances, or upon properly certified pay-rolls of certain departments and in accordance with the charter and ordinances governing the issuing of warrants upon the treasury; that at the time said warrants were issued the necessary appropriations had been made, and the money required for the payment of the same was actually in the hands of the Treasurer. So that, properly speaking, all moneys expended during the time referred to have been paid out with the full sanction and authority of the law and ordinances pertaining thereto.

I have also carefully examined the pay-rolls of the Police, Fire, and Street Repair departments, and also compared the same with orders and ordinances governing said departments in force during the periods covered by said pay-rolls; and after a thorough investigation, I am satisfied that said pay-rolls are correct and that the moneys expended in said departments was fairly and fully authorized by the orders and ordinances pertaining to each of said departments.

Respectfully submitted,

JOHN A. HENRY, City Attorney.

Councilman VanVorhis (by consent) introduced the following entitled ordinance, which was read the first time :

Ap. O. 67, 1879—An Ordinance appropriating money for the payment of sundry claims against the City of Indianapolis.

On motion by Councilman VanVorhis, the rules were suspended by the following vote, for the purpose of placing the above entitled ordinance on its second and third reading :

AYES, 22—viz. Councilmen Bermann, Bieler, Brown, Bryce, Carey, Dowling, Downey, Hamilton, Harmening, Kahn, King, Morrison, McGinty, McKay, O'Connor, Pearson, Prier, Sheppard, Shilling, Tucker, VanVorhis, and Wiese.

NAYS—None.

The following entitled ordinance was then read the second time, ordered to be engrossed, and was read the third time :

Ap. O. 67, 1879—An Ordinance appropriating money for the payment of sundry claims against the City of Indianapolis. [Amount appropriated, \$598.13.]

And it was passed by the following vote :

AYES, 24—viz. Councilmen Bermann, Bieler, Brown, Bryce, Carey, Dowling, Downey, Hamilton, Harmening, Kahn, King, Lamb, Morrison, McGinty, McKay, O'Connor, Pearson, Prier, Rooker, Sheppard, Shilling, Tucker, VanVorhis, and Wiese.

NAYS—None.

#### NEW ORDINANCES.

Under this order of business, the following entitled ordinances were introduced, and were severally read the first time :

By Councilman Bermann :

S. O. 56, 1879—An Ordinance to provide for paving with brick, and curbing with stone the sidewalks, and bowldering the gutters of McCarty street, from Delaware street, west, to the Jeffersonville, Madison & Indianapolis Railroad tracks.

By Councilman Bieler :

S. O. 57, 1879—An Ordinance to provide for grading and graveling (where not already improved), the sidewalks of Shelby street, from the southern terminus of Virginia avenue to Raymond street.

By Councilman Brown :

S. O. 58, 1879—An Ordinance to provide for the erection of lamp-posts, lamps, and fixtures (complete to burn gas, except the service pipes), on Pleasant street, between Dillon street and Linden street.

The foregoing ordinance was accompanied by the following petition ; which was referred to the Committee on Public Light, together with the ordinance :

To the Mayor and Common Council of the City of Indianapolis :

*Gentlemen*.:—The undersigned, owners of the real estate fronting on Pleasant street, between Dillon street and Linden street, respectfully petition for the passage

of an ordinance providing for the erection of lamp posts, lamps and fixtures complete (except service pipe) to burn gas on said street between the points named. And your petitioners will ever pray, etc.

M. E. Baker, Allen Sammons, O. B. Gilkey, Rasmus.  
Rasmussen, J. W. Nesmith, J. P. Frenzel, Jerome  
B. Knapp, Sarah Simson.

By Councilman Brown :

S. O. 59, 1879—An Ordinance to provide for grading and graveling the west sidewalk of Reid street, from Prospect street to Cypress street.

By Councilman Downey :

S. O. 60, 1879—An Ordinance to provide for curbing with stone the sidewalks, and bowldering the gutters (except where already curbed and bowldered), of Alabama street, from Washington street to Wabash street.

By Councilman Hamilton :

S. O. 61, 1879—An Ordinance to provide for the erection of lamp-posts, lamps, and fixtures (complete to burn gas, except the service-pipes), on John street, from Massachusetts avenue to Hanna street.

On motion, the foregoing ordinance was referred to the Committee on Public Light.

By Councilman Hamilton :

S. O. 62, 1879—An Ordinance to provide for the erection of lamp-posts, lamps, and fixtures (complete to burn gas, except the service-pipes), on Dorman street, from Michigan street to John street.

On motion, the foregoing ordinance was referred to the Committee on Public Light.

By Councilman Hamilton :

S. O. 63, 1879—An Ordinance to provide for improving John street, from Peru avenue to Massachusetts avenue, by grading and graveling the roadway, bowldering the gutters, and curbing with stone and paving with brick the sidewalks thereof.

By Councilman Hamilton :

S. O. 64, 1879—An Ordinance to provide for grading and bowldering the south gutter of St. Clair street, from Massachusetts avenue to the west line of lot 2, in out-lot 42.

By Councilman Hamilton :

S. O. 65, 1879—An Ordinance to provide for grading, and paving with brick (where not already paved), the east sidewalk of Park avenue, between Cherry street and Christian avenue.

By Councilman McGinty :

S. O. 66, 1879—An Ordinance to provide for the erection of lamp-posts, lamps, and fixtures (complete to burn gas, except the service-pipes), on Morris street, from West street to the Morris street bridge over White River.

On motion, the foregoing ordinance was referred to the Committee on Public Light.

By Councilman McGinty :

- S. O. 67, 1879—An Ordinance to provide for the erection of lamp-posts, lamps, and fixtures (complete to burn gas, except the service-pipes), on West street, from Ray street to Morris street.

On motion, the foregoing ordinance was referred to the Committee on Public Light.

By Councilman McKay :

- G. O. 56, 1879—An Ordinance to provide for the prevention of frauds in the sale of Grain, Hay, and Produce in the City of Indianapolis.

On motion, the foregoing ordinance was referred to the Judiciary Committee and City Attorney.

By Councilman Rooker :

- G. O. 57, 1879—An Ordinance granting J. B. & G. A. Dickson a special license on account of "The Park Theatre."

By Councilman Rooker :

- S. O. 68, 1879—An Ordinance to provide for grading, and paving with brick, the south sidewalk of Seventh street, from Meridian street to Illinois street.

By Councilman Tucker :

- G. O. 58, 1879—An Ordinance amending section 2 of an ordinance entitled "An Ordinance to provide for Tapping Public Sewers and Drains, and making connection therewith," ordained October 30th, 1871.

By Councilman Wiese :

- S. O. 69, 1879—An Ordinance to provide for the erection of lamp-posts, lamps, and fixtures (complete to burn gas, except the service-pipes), on Greer street, from Buchanan street to Stevens street.

On motion, the foregoing ordinance was referred to the Committee on Public Light.

#### MISCELLANEOUS.

On Councilman Bieler's motion, it was ordered—

That the City Civil Engineer be and is hereby instructed to advertise for proposals to construct a brick sewer from the intersection of Coburn and East streets in and along said East street to Yeiser street, thence in and along said Yeiser street to connect with the Madison avenue sewer.

On Councilman Brown's motion, it was ordered—

That in response to the request of the German Orphan Asylum Trustees, and a great many citizens living south of Pleasant run, the Board of Public Improve-

ments be instructed to ascertain if surplus earth can be obtained of the contractor on Prospect street for the purpose of constructing a suitable walk on Spruce street from the foot bridge to the high ground north.

Councilman Brown presented the following remonstrance; which was referred to the Board of Public Improvements, together with S. O. 48, 1879, and petition accompanying same:

*Indianapolis, October 20, 1879.*

To the Mayor and Common Council of the City of Indianapolis:

*Gentlemen*:—The undersigned, owners of the real estate fronting on Cypress street, between Olive street and the east side of Draper street, respectfully remonstrate against the passage of an ordinance providing for the grading and graveling of said street and sidewalks, on account that said street is only used very seldom, and only a very few houses are on said street. Also, we protest against the petitioners, Michael and James Maginnis, on account that their property does not absolutely front the said part of the street which they petition for, and that there is a large number of property holders located on the part of said street who are against having said work done.

And your petitioners will ever pray, etc.

F. A. Lehr, 38 feet; McDonough & Townsend, 121 feet; Samuel M. Seibert, about 400; Mrs. G. Wright, 501 feet; Richard Carr, 157 feet; F. W. Rosebrook, 408 feet; Albert Bowers, 501 feet.

Councilman Bryce offered the following motions; which were referred to the Board of Public Improvements:

That the Street Commissioner be instructed to clean out the gutters on South street, between Delaware and the railroad crossing.

That the Street Commissioner be instructed to repair the east crossing of Maryland and Illinois streets, which is in a very bad condition.

Councilman Bryce offered the following motion; which was referred to the Committee on Judiciary and City Attorney:

That R. R. Rouse be permitted to introduce by agent; and sell to our citizens, his Silex Water Filters.

On Councilman Carey's motion, it was ordered—

That the owners of the Denison Hotel be permitted to lay a stone sidewalk along the Wabash street front of said property, at their own expense, and under the supervision of the City Civil Engineer.

Councilman Dowling offered the following motion; which was referred to the Board of Public Improvements:

That the Street Commissioner be, and is hereby, directed to raise the grade of the north gutter of Maryland street, between Tennessee and Mississippi streets, so as to allow of the free passage of water, thereby draining said gutter in the interest of the sanitary condition of the neighborhood.

Councilman Downey offered the following motions; which were referred to the Board of Public Improvements:

That the Street Commissioner be and is hereby instructed to fill the chuch-holes, on New Jersey street between Washington and New York streets.

That the Street Commissioner be instructed to fill the mud-holes on Alabama street at the intersection of Washington street,

On Councilman Hamilton's motion, it was ordered—

That the City Clerk designate the correct No. for each house on Broadway street, between St. Clair street and Christian avenue, and that the City Marshall cause such designated numbers to be placed in conspicuous places on the houses, at cost of respective owners thereof.

That the Board of Public Improvements ascertain and report to this council the best price that can be had for the strip of ground, belonging to the city, lying on the east side of Pine street and immediately south of St. Clair street, or what good use it can be put to by the city.

That the Street Commissioner be and he is hereby ordered to place all dirt taken from the streets of the north and east parts of the city, into the hole immediately north of North Street and east of Railroad street, where such hauling can be done within a reasonable distance of said hole, until it is levelled with the streets.

Councilman Hamilton offered the following motion; which was referred to the Committee on Bridges:

That the City Civil Engineer be, and he is hereby, instructed to advertise for proposals for building abutments and placing thereon the superstructure (a portion of the former Delaware street viaduct, being already on the ground), for the bridge over Pogue's Run on Hanna street.

Councilman Hamilton offered the following motion; which was referred to the Board of Public Improvements:

That the Street Commissioner, at once, clean the gutters on St. Clair street, east of East street, and change and repair the grading on one-half square west of Massachusetts avenue.

Councilman Hamilton offered the following resolution:

*Resolved,* That hereafter, when any special session of Council is called, the object or objects for such session shall be specifically set forth in the call, and no other business shall then be transacted except as therein stated.

And it was adopted by the following vote:

AYES, 16—viz. Councilmen Bermann, Carey, Downey, Hamilton, Harmening, Kahn, King, Lamb, Morrison, McKay, O'Connor, Pearson, Rooker, Shilling, VanVorhis, and Wise.

NAYS, 7—viz. Councilmen Bieler, Bryce, Dowling, McGinty, Prier, Sheppard, and Tucker.

Councilman Harmening presented the following petition; which was referred to the Committee on Judiciary and City Attorney:

Indianapolis, October 20, 1879.

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

*Gentlemen:*—Your petitioner respectfully represents—

That he is the owner of lots 185 to 194, inclusive, in John L. Ketcham's Commissioners' Subdivision of out-lot 50, in the City of Indianapolis—said lots being situated on the east side of Railroad street, between Michigan and North streets. That said Railroad street was occupied, for several years, and until in March, 1878, with the main and a switch-track of the Indianapolis, Peru & Chicago Railway. That the main track of said railway commenced to curve to the eastward near the south line of his said lot 185, and that the width of said Railroad street, at the south line of North street, according to the plat-books of the city, was 125 feet, while the width of said street south of Michigan street and up to the south line of his said lot 185 was only 60 feet. That, in said month of March, 1878, the aforesaid railway company had fully removed its said main and switch-tracks from said Railroad street, and an ordinance was introduced for the improvement of said street, which said ordinance was finally ordained and established on July 1st, 1878.

The improvement made under the provisions of above-mentioned ordinance was limited in width for its entire line—viz., from Ohio street to North street—to 60 feet. Consequently, commencing at the south line of your petitioner's lot 185 and extending to the north line of his lot 194, at North street, there intervenes between the east sidewalk of said Railroad street and the west line of your petitioner's lots 185 to 194, inclusive, a strip of ground of varying width, which separates your petitioner's lots from said east sidewalk.

Your petitioner further represents that the City of Indianapolis, and not himself, was assessed and did pay the cost of the improvement of said street along the line of his said lots; and he now respectfully asks your honorable bodies to vacate the intervening strip described above, and he will pay into the city treasury the moneys thus paid by the city for said improvement, together with all and singular the expenses attending such vacation proceedings, and a reasonable price, if such be deemed just and proper, for the vacated strip, now belonging to said City of Indianapolis.

And your petitioner will ever pray.

C. F. WISHMEIER.

On Councilman Kahn's motion, it was ordered—

That the Dispensary Board be, and are hereby, requested to confer with the County Commissioners in reference to the payment by them of fifteen hundred dollars (as agreed) toward the support and maintenance of the City Dispensary.

Councilman Kahn presented the following proposition; which was referred to the Committee on Public Light:

Indianapolis, October 6, 1879.

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

*Gentlemen:*—I have ascertained that there are between 700 and 800 corner gas-lamps in this city, and would hereby renew my proposition of August 18th, 1878, to place my "Street-Guide" on such lamps, at the price of \$1.50 each, and to accept my pay therefor in installments as follows: One third cash when work is completed, one-third at end of one year, and the remaining one-third at end of second year. The gross cost to the city will be, according to my estimate, a little upwards of \$1,000.

I would respectfully refer you to the report of the Council Committee on Public Light, of date September 15th, 1879, on page 470 of printed journals of your honorable bodies.

Respectfully,

M. J. VIEIRA.

Councilman King presented the following petition; which was referred to the Poard of Public Improvements :

*Indianapolis*, September 23, 1879.

To Hon. John Caven, Mayor, the Common Council, and  
Board of Aldermen of the City of Indianapolis:

The undersigned, citizens of the City of Indianapolis, tax-payers and residents on West street, north of First street and the streets adjacent thereto, do respectfully present to your honors the following petition :

1st. Your petitioners would represent that West street (or the Michigan Road) north of First street, is now used and maintained as a turnpike or gravel road, and that the said turnpike or gravel road, as it is now maintained, is a perpetual nuisance, and greatly endangers the health of all that portion of the City of Indianapolis. The centre of said West street or gravel road is now much higher than the sidewalks on either side of said street, which said sidewalks are graded and made, and that various large holes exist along said street, into which all the water falling on said street flows, forming large pools, and there stands, and festering in the sun, making cess-pools which must greatly endanger the health of all that portion of the city, and greatly diminishing the value of real estate. The principal one of said pools forms at the intersection of Second and West streets, and there remains almost perpetually.

2d. Your petitioners all being tax-payers, and are paying taxes at the same rate on the \$100 as other citizens in said City of Indianapolis, who have their streets improved, would respectfully petition your honors to investigate the condition of said street and to pass such an ordinance in relation thereto that the owners of said West street shall be compelled to properly grade and drain said street, and otherwise improve said street so as to abate said nuisance.

3d. Your petitioners have repeatedly called the attention of the Board of Health to the condition of said street, but on account of the want of the proper draining, grading, etc., it could give us no relief. And that your honors will pass such an ordinance in relation thereto as above mentioned, or that your honors will pass an ordinance in relation thereto condemning said street and vacating the same as a turnpike or gravel road, and ordering the same opened, graded, drained, etc., as other streets within the City of Indianapolis are graded, etc., for the use of said city forever as a street, your petitioners will ever pray, etc.

William Gordon, Robert L. Smith, W. Glasscock, Josiah Smith, John B. Cox, J. M. Ely, John C. Williams, G. W. Hillyard, Edmon Bante, H. C. Medlin, Joseph Williams, Susan C. Snyder, H. R. Meyer, L. P. Culloden, J. N. Hamilton, Hiram Grossen, A. Miller, Leroy S. Henthorne, C. A. Johnson, H. T. Mathews, Monroe Walter, S. T. Hensel, John Barnes, John A. Johnson, W. H. Truax, H. Stewart, James Smith, William Gleason, George J. Miller, Nicholas Reassel, W. M. Porter, T. S. Todhunter, Robt. L. Kevill.

On Councilman King's motion, it was ordered—

That the Street Commissioner be directed to notify owner or agent of property number two hundred and nineteen (219), and two hundred and twenty-one (221), Indiana avenue, to repair brick sidewalk in front of aforesaid numbers. If not done within ten days after notice is given, the Street Commissioner is hereby directed to do such work, and collect the cost of repairing same from the owner or agent.



That Edward Santo be granted permission to grade and pave with brick the sidewalk in front of his property on Indiana avenue, west side, from North street, north about one hundred and twenty-five feet. The work to be done at his own expense, and within sixty days, and that the City Civil Engineer is hereby instructed to set the grade stakes for same as soon as possible.

Councilman King offered the following motion ; which was referred to the Committee on Bridges :

That the Committees on Bridges be authorized to have the roof of White river bridge repaired and that they have power to act.

Councilman King offered the following motion ; which was referred to the Board of Public Improvements :

That the Street Commissioner be, and is hereby, ordered to construct two wooden culverts at the crossing of Pratt and Camp streets.

Councilman Lamb presented the following petition ; which was referred to the Committee on Streets and Alleys :

To the Honorable the Common Council of the City of Indianapolis :

Your petitioner herein, Mary L Lee, most respectfully represents to your honorable body that she is the owner in fee of the following described real estate, situate in the City of Indianapolis, Marion County, and State of Indiana, to-wit :

Being lot number twenty-two, (22), in Greenleaf's subdivision of out-lot number seventy-eight, (78), in the City of Indianapolis, as aforesaid. And your petitioner further represents that said lot fronts on Maryland street in said City and lies between Benton and Pine streets, running back to the first alley south of Washington street running off of Benton east. Your petitioner would further represent that said alley was duly laid out on the plat of said addition, at the time the same was platted, but that she became the purchaser of said above described property after the platting of said addition, but long before the improvement of said alley, as hereinafter set out, to-wit :

That on or about the — day of —, 1879, the Honorable, the Common Council of the City of Indianapolis passed an improvement ordinance for the grading and improvement of said alley, in the rear of her said lot which is described in said ordinance as the first alley south of Washington street running from Benton street east to the first alley running north and south, and in pursuance to said ordinance advertised the letting of the same for grading and improvement, that the contract was let and the grading and improvement done and completed. But that in doing the same her said property has been damaged in the sum of at least six hundred dollars, in this to-wit : That the said alley was the only means, before the grading of the same, by which she could have her coal and wood delivered to her, and that the grading and would be improvement of said alley has reduced the bottom of said alley to at least fifteen feet from the surface of her said lot, so that it is totally impossible for her to have her coal and wood delivered to her through said alley or any other way without first going to the expense of grading her said lot down to the grade of said alley, and further that by reason of said improvement and grading she has been compelled to move her rear fence in, also her wood house and privy, in order to prevent the same from falling into said alley and also totally off said premises, and all this has been done at great expense to her, and she further says that by reason of the premises she has been damaged in the sum above mentioned, and believing that your honorable body desires to do right and justice to all citizens, she asks that she be allowed compensation for the above injuries to her said property and also asks a thorough investigation of the said premises and injuries thereto. And so she will ever pray.

On Councilman Lamb's motion, it was ordered—

That William Scott & Co. have permission to put in waggon scales in front of 146 South Pennsylvania street, under direction of the City Civil Engineer.

Councilman Morrison presented the following proposition ; which was referred to the Board of Public Improvements and Street Commissioner :

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

*Gentlemen* :—We agree to remove the gravel from the creeks in the Southern Park, and will pay the City of Indianapolis the sum of fifty dollars (\$50) for said gravel. Said gravel to be removed under the supervision of the City Civil Engineer.

Said fifty dollars (\$50) to be paid, in advance of the removal of said gravel, to the City Treasurer of Indianapolis.

S. W. PATTERSON,  
Geo. W. SCOTT.

Councilman Morrison presented the following communication ; which was received :

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

We the undersigned citizens, of said city, do hereby respectfully recommend Mr. Edward A. Guthrie to you, and ask that he be appointed to the position of Committee Clerk of said Common Council and Board of Aldermen. Mr. Guthrie is a man of steady habits, industrious and honest, a practical printer, in short a man peculiarly adapted to the position.

R. S. Foster, H. C. Adams, Robert E. Smith, Geo. C. Harding, Geo. F. Branham, John Chew, Wm. A. Brown, Henry Jordan, W. H. Cratt, Fred. Knefler, D. M. Ransdell, J. W. Gordon, A. A. Morris, Edward Gilbert, Chas. E. Reynolds, Thomas Winterrowd, John S. Tarkington, E. J. Metzger, Will. F. Keay, W. G. Wasson, M. F. Connett, Ed. H. Kimberly.

Councilman Morrison offered the following resolution :

*Resolved*, That all money collected as taxes upon what is known as sequestered property, excepting the portion thereof due the School fund and the percentage paid for collection, be used and expended exclusively in repairing the streets and alleys of the city, and that the City Treasurer be and is hereby instructed to keep an account of all such taxes so collected and report the amount of the same to the Council on the first of each month, so as to enable the Council to pass the necessary appropriation ordinance, appropriating the amount in hands for the said purpose of street repairs.

Councilman VanVorhis moved to lay the foregoing resolution on the table ; which motion failed of adoption.

Councilman Downey moved to refer the said resolution to the Committee on Finance and City Attorney.

Councilman Tucker moved to lay said motion on the table.

The ayes and nays being demanded, a roll-call was had, which resulted as follows :

**AYES**, 12—viz. Councilmen Bernmann, Bieler, Bryce, Dowling, King, Morrison, McGinty, O'Connor, Pearson, Sheppard, Shilling, and Tucker.

**NAYS**, 12—viz. Councilmen Brown, Carey, Downey, Hamilton, Harmening, Kahn, Lamb, McKay, Prier, Rooker, VanVorhis, and Wiese.

There being a tie vote, the name of His Honor, Mayor Caven, was called, who voted "aye"; so Councilman Tucker's motion was not adopted.

Councilman Downey's motion was then adopted.

Councilman McGinty offered the following motion; which was referred to the Committee on Public Light :

That the Committee on Gas be directed to light the second lamp from Missouri street, on the south side of South street.

Councilman McGinty offered the following motions; which were referred to the Board of Public Improvements :

That the Street Commissioner be, and is hereby, directed to clean the gutters on Maple street, between McCarty and Ray streets.

That the Street Commissioner be, and is hereby, directed to clean the gutters on McCarty street, between Illinois street and Pogue's Run.

Councilman O'Connor offered the following motion; which was referred to the Board of Public Improvements :

That the Street Commissioner be, and is hereby, directed to repair, with gravel, the first alley west of Oriental street, between Michigan Road and Washington street.

Councilman Prier Presented the following petition; which was referred to the Committee on Public Light :

To the Common Council of the City of Indianapolis :

*Gentlemen* :—The undersigned would most respectfully petition and pray that you place a gas-lamp and post in front of the brick and frame block situated between Clifford avenue and Pendleton pike, generally known as the Landers Block, said block being occupied by families above and business rooms below, and situated in such manner that it receives no light from the line of lamps on Clifford avenue or any other source furnished by the city.

We would further represent that this would be of public utility, and that your petitioners trust you will hear and grant their prayer.

W. A. Conway, J. N. Rink, H. Cahill, E. C. Miller,  
Jesse H. Hubbard, Wm. C. Grose, S. J. Graham,  
C. Dorskweiler, J. T. Murphy, E. M. Roney, Wm.  
Clingenpeel, F. M. Gift, John Beninger, Chas. F.  
Milbourn, Christ Usey, H. S. Robinson, Geo. W.  
Vansickle, John Crail, S. B. Ainsworth, Ben. Grose,  
Samuel Talbert, G. W. Rayer, C. W. Munsell, J.

Breen, L. B. Carl. H. Lichlier, C. D. Joslen, D. C. Cornwell, John Hooker, O. B. Ensey, Wm Albert, W. H. Rhodes, J. A. Mahoney, Moses Philips, Jos. M. Steiner, Peter Gift.

Councilman Prier presented the following petition; which was referred to the Committee on Streets and Alleys:

*Indianapolis, October 15, 1879.*

To the Mayor and Common Council of the City of Indianapolis:

*Gentlemen:*—The undersigned, owners of the real estate fronting on alley which divides the property of your petitioner, respectfully petition for the passage of an ordinance providing for the vacating and closing of so much of said alley, and no more, as separates and divides our property, and which is colored red on map hereto annexed. And your petitioner would represent that said alley does not cross the railroad tracks, but ends on the boundary of petitioner's property and does not communicate in any way with any other property than as aforesaid, and is of no use or benefit to any one or to the public. And your petitioners further pray that you will vacate the four lots numbered 113, 114, 115 and 116 and declare the same vacated, and that you will declare the company's main grounds and the said four lots one body and parcel of real estate. And your petitioners will ever pray, etc.

THE SEWING MACHINE CABINET CO.

T. H. B. SIMMONS, Agent.

Councilman Rooker offered the following resolution; which was referred to the Committee on Railroads:

*Resolved,* That the Citizens' Street Railway Company be, and they are hereby, prohibited from placing cinders upon their tracks, unless they shall first obtain the consent of the residents in front of whose dwellings said company shall desire to use such cinders in making repairs.

Councilman Rooker offered the following motion; which was referred to the Police Board:

That the Chief of Police be, and he is hereby, ordered to detail one of the force to see that the coal ordinance is fully and faithfully enforced.

Councilman Rooker presented the following communication; which was referred to the Committee on Public Property and City Attorney, with power to act:

*The Improvements to be made in the Greenlawn Cemetery.*

The committee propose to—

1st. Cut and remove all the old trees that have become a nuisance to the place, such as poplar and cherry trees that are only a harbor for caterpillars, and such as are offensive to the eye and injurious to the place, with all overgrown shrubberies, taking particular care to preserve all handsome shade trees, and all handsome evergreens that are an improvement to the place.

2d. To set up tombstones and monuments, especially where the dead have not been removed.

3d. To fill all empty or sunken graves and level the ground as well as circumstances will permit, and give the place the general appearance of comfort and

respectability, where friends of the dead, and others, would delight to spend a leisure hour.

4th. To remove all rotten fences, around lots, that are falling down or are not worth repairing.

5th. To remove an old vault that is rotting down on the south side, and has become a nuisance to the place.

6th. We propose to see all the lot owners as far as possible and ascertain what their wishes are in regard to the improvements and comply with the same as far as possible; but finding this impossible, as there is none of their names recorded in the County Recorder's office, we will have to do the best we know how.

7th. Whatever cordwood or sawlogs can be sold and turned into money, every dollar shall be used to help pay the expense of the whole improvement.

8th. While the work is progressing we would be pleased to have our friends call upon us and make any suggestions they may think proper.

*Moved,* That permission be granted the "Green Lawn Cemetery Committee" to make all the changes and improvements specified in the foregoing proposition.

Councilman Rooker offered the following motion; which was adopted:

That the City Marshal is hereby ordered to notify Wm. H. Sharpe to take his fences and other obstructions out of the north end of the 8-foot alley, on the east side of his lot in the southeast quarter of square 18, Drake's Addition, so that said alley may be forthwith used and enjoyed by the owners of the abutting property for its full length, from Fourth street to first alley north of said street.

Councilman Rooker offered the following motion; which was referred to the Board of Public Improvements:

That the Board of Public Improvements are hereby instructed to order the Street Commissioner to forthwith fill the chuck-holes in Mississippi street, north of Second street, with broken stone or raked river gravel.

Councilman Rooker offered the following motion; which was referred to the Police Board:

That the City Civil Engineer be, and is, hereby directed to advertise for sealed proposals for building two cells (one on the first, and one on the second floor) in the southwest corner of the Sixth street station house, according to the following specifications, viz:

The cells to be five (5) feet square in the clear, and to extend from the floor to the ceiling, to be constructed of two inch oak plank lined (on the outside) with pine flooring  $\frac{3}{4}$  of an inch in thickness. Each cell to have one door, made of same material as the cells, with three heavy hinges and a good strong lock to each, also, one vent in each door. The window in the southwest corner of each cell to be closed or boarded up with  $\frac{3}{4}$  inch pine flooring.

Councilman Rooker presented the following petition; which was received, and the prayer of the petitioner granted:

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

I the undersigned citizen of Indianapolis do hereby respectfully ask that permission to continue my switch across the alley, between Pennsylvania and Meridian streets, and Georgia street and the Union railroad tracks, be granted me.

October 20th, 1879.

G. R. Root.

On Councilman Sheppard's motion, it was ordered—

That the firm of Landers & Co., pork-packers, on Blake street, be granted permission to use the west side of said street, in front of their premises, during the packing season—said firm complying with the ordinance directing a signal-light to be displayed, and said firm to maintain such signal-light during the occupancy of said street.

Councilman Shilling offered the following motion :

That the Board of Public Improvements be, and is hereby, instructed to pay the employes of the city, the following wages: two horse teams \$3.00 per day; carpenters \$2.00 per day; bowlderers \$2.00 per day; laborers \$1.50 per day.

And it was referred to the Board of Public Improvements by the following vote :

AYES, 17—viz. Councilmen Bermann, Brown, Bryce, Carey, Dowling, Downey, Hamilton, Harming, Kahn, Lamb, McKay, O'Connor, Pearson, Prier, Tucker, VanVorhis, and Wiese.

NAYS, 7—viz. Councilmen Bieler, King, Morrison, McGinty, Rooker, Sheppard, and Shilling.

Councilman Tucker offered the following motion ; which was referred to the Board of Public Improvements :

That the Street Commissioner be, and is hereby, directed to haul some coarse gravel or broken stones, and fill the chuck-holes on Virginia avenue between East and Dillon streets, with the same.

Councilman Tucker offered the following motion ; which was referred to the Committee on Finance, with instructions to report at next regular session of this body :

That the contract, for collecting secreted taxes, be awarded to Mr. J. W. Wharton, as per his proposition to this Council.

On Councilman Tucker's motion, it was ordered—

Inasmuch as the 7th section of General Ordinance No. 13 is totally disregarded wherein it is made unlawful for any person to excavate, or to place any rubbish, building material, or any obstruction of any kind upon the streets and alleys of the city, unless the same is provided with red signal-lights, conspicuously posted at or on such excavation or obstruction, and kept burning from dusk until daylight during every night such excavation or obstruction shall remain; and whereas, such negligence makes it unsafe for the public to travel the streets of the city at night, and also makes the city liable for damages; therefore,

*Moved*, That the Chief of Police be, and is hereby, directed to notify the Police force to strictly enforce said ordinance.

Councilman Tucker offered the following motion :

That the Joint Committees on Public Property and Parks be, and are hereby, authorized to contract for 200 shade trees and to have the same placed in Military Park, under the direction of said Joint Committees. Said trees not to cost to exceed 50, 60, and 75 cts each, and to be warrented to live.

Councilman VanVorhis moved to lay said motion on the table; which motion was adopted by the following vote:

**AYES**, 14—viz. Councilmen Brown, Dowling, Downey, Kahn, King, Lamb, Morrison, McKay, O'Connor, Prier, Rooker, Sheppard, VanVorhis, and Wiese.

**NAYS**, 10—viz. Councilmen Bermann, Bieler, Bryce, Carey, Hamilton, Harmening, McGinty, Pearson, Shilling, and Tucker.

Councilman Tucker offered the following motion; which was laid on the table:

PLAIN TALK.

The charter of the street railway company should be declared forfeited. There is not a day passes but that it is violated. What councilman will have the sand to make a name in this matter?

There was no end to the growls against the street railway company last week, by southsiders, who wanted to know by what right the company withdrew their cars from the Virginia avenue line.

When will the council have sand enough to bring the pinch-gutted street railway company to the terms of their charter?

*Moved*, That the above complaints, which were published in the Republican of the 11th inst. be referred to the Committee on Railroads, to enquire into the truth of the same and report to this Council. Also,

*Moved*, That the Board of Public improvements &c. be, and they are hereby, required to dispose, in some way, of the report of the City Attorney, long since made by him to this Council, upon the report of the Civil Engineer and Street Commissioner in reference to the Citizens' Street Railway tracks, &c., &c.

On Councilman VanVorhis's motion, it was ordered—

That the Hospital Board be directed to furnish this body a correct report for last month's admission and discharge of patients.

Councilman Wiese offered the following motion; which was referred to the Board of Public Improvements:

That the Street Commissioner be, and is hereby, directed to place a wooden culvert across the gutter on east side of Union street, crossing Hanway street.

On Councilman Wiese's motion, it was ordered—

That Wm. Robertson be permitted to lay a brick sidewalk, and to curb the same with stone, in front of Nos. 414 and 416 S. Meridian street—said work to be done at his own expense, and under the supervision of the City Civil Engineer.

That the Committee on Parks be ordered to keep open the gates of the Military Park on Sundays.

The Committees on Contracts, through Councilman Brown, submitted the following report; which was concurred in, and the several contracts awarded, as recommended:

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

Your Committees on Contracts have, jointly, considered sundry proposals for making street-improvements, referred to us this evening, with instructions to report at this session. We find said proposals to be as follows:

1st. For grading and graveling Highland street and sidewalks, bowldering the gutters, and curbing the outer edges of the sidewalks, from Washington street to Ohio street—

R. P. Dunning and Jas. W. Hudson—For grading and graveling, \$1.09 per lineal foot front on each side, for curbing, 37 cents per lineal foot front; and for bowldering the gutters, 39 cents per lineal foot front.

H. C. Roney—For grading, graveling, curbing, and bowldering, \$1.37 per lineal foot front on each side.

Fred. Gansberg—For grading, graveling, curbing, and bowldering, \$1.35 per lineal foot front on each side.

Dewey, Twiname & Graham—For grading, graveling, curbing, and bowldering, \$1.35 per lineal foot front on each side.

J. J. Palmer—For grading, graveling, curbing, and bowldering, \$1.30 per lineal foot front on each side.

Henry Clay—For grading and graveling, 46 cents per lineal foot front on each side; for bowldering, 40 cents per lineal foot front on each side; and for curbing, 40 cents per lineal foot front on each side.

Henry Clay being the lowest and best bidder, your committees recommend that he be awarded aforesaid contract.

2d. For grading and graveling Madison avenue, from Nebraska street, south, to the Jeffersonville, Madison & Indianapolis Railroad tracks—

J. J. Palmer, 70 cents per lineal foot front on each side.

Fred Gansberg, 67 cents per lineal foot front on each side.

Dewey, Twiname & Graham, 66 cents per lineal foot front on each side.

John Schier, 65 cents per lineal foot front on each side.

H. C. Roney, 55 cents per lineal foot front on each side.

H. C. Roney being the lowest and best bidder, your committees recommend that he be awarded aforesaid contract.

3d. For grading, and paving with brick, the sidewalks of Madison avenue, from Nebraska street, south, to the Jeffersonville Railroad tracks—

J. J. Palmer, 60 cents per lineal foot front.

Dewey, Twiname & Graham, 50 cents per lineal foot front.

H. C. Roney, 45 cents per lineal foot front.

Fred. Gansberg, 39 cents per lineal foot front.

John Schier, 38½ cents per lineal foot front.

Geo. Woodfill & Son, 37½ cents per lineal foot front.

Geo. Woodfill & Son being the lowest and best bidders, your committees recommend they be awarded aforesaid contract.

Respectfully submitted,

M. L. Brown,  
F. W. Hamilton,  
J. H. Sheppard,  
Council Committee.

D. W. Grubbs,  
Hiram Seibert,  
Aldermanic Committee.



## PENDING ORDINANCES.

Councilman McGinty was excused for the remainder of this session.

The following entitled ordinance was read the second time, and ordered to be engrossed :

S. O. 51, 1879—An Ordinance to provide for grading and graveling Newman street and sidewalks, from Hill avenue to Seventh street.

The following entitled ordinance was read the second time :

G. O. 40 1879—An Ordinance declaring that all Vehieles (except Street-Railway Cars), used in the transporting of Persons and Articles within the City of Indianapolis, for hire or pay, shall be deemed "Public Vehicles"; establishing Rules and Regulations for the government of the Owners, Lessees, and Drivers thereof; and prescribing Fines and Penalties for violations of its provisions.

Councilman Dowling moved to amend section 24 by striking out the words "shall station himself at a distance of more than two feet from the vehicle in his charge," and inserting in lieu thereof the words "who shall fail to occupy his seat"; which amendment was adopted.

Councilman VanVorhis offered the following amendment; which was adopted :

That Section 29 be amended to read: All ordinances and parts of ordinances on the subject be and the same are hereby repealed.

The question then being on its engrossment, the said ordinance failed to be ordered to be engrossed.

Councilman VanVorhis moved to reconsider the vote by which Councilman Dowling's amendment was adopted; which motion was adopted by the following vote:

AYES, 19—viz Councilmen Bermann, Bieler, Brown, Bryce, Carey, Downey, Hamilton, Harmening, Kahn, King, Lamb, Morrison, McKay, O'Connor, Pearson, Prier, Sheppard, Tucker, and VanVorhis

NAYS, 4—viz, Councilmen Dowling Rooker, Shilling, and Wiese.

Said ordinance was then ordered to be engrossed.

By consent, Councilman Rooker offered the following motion; which was adopted :

That the City Marshall notify the proper parties, to clear the obstructions out of the alley, running south from Sixth street, between Illinois and Tennessee streets. It is blocked up with brick wagons, dirt, rails, ashes, and other things too numerous to mention—and all other alleys in this city.

By consent, Councilman VanVorhis offered the following resolution; which was referred to the Board of Public Improvements :

*Resolved by the Common Council and Board of Aldermen of the City of Indianapolis,* That Peter Fritz and Amelia Fritz shall have the privilege to dig a well and put a pump in front of Number 115 Fort Wayne avenue in the said City of Indianapolis. Provided the same is done on his own expense and that the same is on the outside of the side walk and kept in good repair, without creating a nuisance thereby.

The following ordinance was taken up and read the second time :

G. O. 52, 1879—An Ordinance amending section 4 of an ordinance entitled “An Ordinance providing for the Compensation of the Officers of the City of Indianapolis, and the Officers and Members of the Police and Fire Departments of said city for the fiscal year ending May 31st, 1880,” ordained and established May 20th, 1879.

Councilman Kahn moved to strike the ordinance from the files.

Councilman Morrison moved to lay Councilman Kahn’s motion on the table ; which motion was adopted by the following vote :

AYES, 14—viz. Councilmen Bermann, Bieler, Brown, Bryce, Dowling, Downey, Morrison, McKay, O’Connor, Pearson, Prier, Rooker, Sheppard, and Tucker.

NAYS, 9—viz. Councilmen Carey, Hamilton, Harmening, Kahn, King, Lamb, Shilling, VanVorhis, and Wiese.

Councilman Pearson moved to refer to the Police Board.

Councilman Tucker moved to lay the motion on the table ; which motion to lay on the table was adopted.

Councilman VanVorhis moved to amend by substituting the words “one dollar and seventy-five cents” for “one dollar and eighty-five cents” ; which amendment, on motion by Councilman Tucker, was laid on the table by the following vote :

AYES, 17—viz. Councilmen Bieler, Brown, Bryce, Dowling, Downey, Hamilton, Harmening, Lamb, Morrison, McKay, O’Connor, Pearson, Prier, Rooker, Shilling, Tucker, and Wiese.

NAYS, 6—viz. Councilmen Bermann, Carey, Kahn, King, Sheppard, and VanVorhis.

Councilman Downey moved to amend by fixing the Captains’ pay at two dollars and twenty-five cents per day ; which amendment was ruled out of order.

On Councilman Lamb’s motion, the ordinance was referred to the Committee on Finance, Police Board, and City Attorney, with instructions to report at next regular session of this body.

The following entitled ordinance was read the third time :

S. O. 51, 1879—An Ordinance to provide for grading and graveling Newman street and sidewalks, from Hill avenue to Seventh street.

And it was passed by the following vote :

AYES, 23—viz. Councilmen Bermann, Bieler, Brown, Bryce, Carey, Dowling, Downey, Hamilton, Harmening, Kahn, King, Lamb, Morrison, McKay, O'Connor, Pearson, Prier, Rooker, Sheppard, Shilling, Tucker, VanVorhis, and Wiese.

NAYS—None.

The following entitled ordinance was read the third time:

G. O. 40, 1879—An Ordinance declaring that all Vehicles (except Street-Railway Cars), used in the transporting of Persons and Articles within the City of Indianapolis, for hire or pay, shall be deemed "Public Vehicles"; establishing Rules and Regulations for the government of the Owners, Lessees, and Drivers thereof; and prescribing Fines and Punishments for violations of its provisions.

And it was passed by the following vote:

AYES, 23—viz. Councilmen Bermann, Bieler, Brown, Bryce, Carey, Dowling, Downey, Hamilton, Harmening, Kahn, King, Lamb, Morrison, McKay, O'Connor, Pearson, Prier, Rooker, Sheppard, Shilling, Tucker, VanVorhis, and Wiese.

NAYS—None.

The Police Board, through Councilman Downey (by consent) submitted the following report; which was concurred in:

To the Common Council of the City of Indianapolis:

The Police Board would report as follows upon the petition of John B. Elam and fifty three other residents of the 21st ward, asking for "the placing of two policemen as patrolmen, to do night duty, for the better protection of life and property in said ward":

Your Board have only 52 patrolmen on their rolls. Two-thirds of this number, or 35 men, are on night duty. There are 25 wards in this city, which fact, alone, would prevent the assignment of two patrolmen to this particular Ward. The District in which the 21st ward is located is not larger than some of the other Districts, and it has its equitable proportion of police supervision when compared with other wards, some of which are even more densely populated.

We are compelled to report unfavorably upon granting the prayer of the above mentioned petition because we are utterly unable to accede thereto.

Respectfully submitted,

D. W. Grubbs,  
J. T. Downey,  
Police Board.

On motion, the Common Council then adjourned.

..... Mayor,  
President of Common Council.

Attest: ..... City Clerk.