

CITY OF INDIANAPOLIS, INDIANA.

JOURNAL OF PROCEEDINGS

OF THE

Common Council and Board of Aldermen.

FOR THE YEAR 1880-1881.

PROCEEDINGS OF COMMON COUNCIL.

REGULAR SESSION—MAY 10, 1880.

The members elect of the Common Council of the City of Indianapolis, for the year 1880-1881, convened in the Council Chamber, on Monday evening, May 10th, A. D. 1880, at eight o'clock.

Hon. John Caven, Mayor, and *ex officio*, President of the Common Council, took the Chair, and directed the City Clerk to call the names of the gentlemen who had been elected and had duly qualified as Councilmen of the City of Indianapolis.

The following Councilmen elect were present at this roll-call, viz:

2d Ward—Horace McKay.	13th Ward—William E. Shilling.
3d " —James A. Pritchard.	14th " —Henry J. Mauer.
4th " —Allen Caylor.	15th " —Patrick Harrold.
5th " —John R. Pearson.	16th " —James T. Dowling.
6th " —Flavius J. VanVorhis.	17th " —Peter F. Bryce.
7th " —Collins T. Bedford.	19th " —John O'Connor.
8th " —Ernst H. Koller.	20th " —Nelson Yoke.
9th " —John T. Downey.	21st " —William G. White.
10th " —Leon Kahn.	22d " —Will F. A. Bernhamer.
11th " —Isaac Thalman.	23d " —Edward H. Dean.
12th " —William H. Morrison.	24th " —John A. Lang.
25th Ward—John W. Fultz.	

The following Councilmen elect were absent at this roll-call, viz:

1st Ward—Henry J. Prier.

18th Ward—William C. Lamb.

There being a quorum present, the Common Council proceeded with the transaction of business.

The Proceedings of the last regular session of the Common Council of 1879-1880, held on May 3d, A. D. 1880, having been printed, and placed on the desks of the Councilmen, said Journals were approved as published.

REPORT FROM THE COMMITTEE ON CONTRACTS.

The City Clerk, in behalf of the Committee on Contracts, 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 Committee on Contracts, to whom was referred sundry proposals presented to Council, Monday evening May 3d, 1880, have examined the same, and find them to be as follows, to-wit:

1st. For grading and graveling the first alley south of Twelfth street, between Illinois street and Tennessee street.

Murphy & Sylvester, 30 cents per lineal foot front on each side.

Richard Carr, 20 cents per lineal foot front on each side.

J. L. Spaulding, 18½ cents per lineal foot front on each side.

James W. Ross, 16 cents per lineal foot front on each side.

Michael Flaherty, 16 cents per lineal foot front on each side.

There being tie bids, and believing the same to be low, we recommend the contract be awarded to James W. Ross.

2d. For grading and graveling the first alley north of St. Marys street, from Delaware street to Pennsylvania street.

Richard Carr, 25 cents per lineal foot front on each side.

Murphy & Sylvester, 25 cents per lineal foot front on each side.

Michael Flaherty, 22 cents per lineal foot front on each side.

J. L. Spaulding, 21 cents per lineal foot front on each side.

James Mahoney, 16 cents per lineal foot front on each side.

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

3d. For grading and graveling East street and sidewalks, from Minnesota street to Raymond street.

Henry C. Roney, 80 cents per lineal foot front on each side.

John Schier, 66 cents per lineal foot front on each side.

J. L. Spaulding, 65 cents per lineal foot front on each side.

Richard Carr, 63 cents per lineal foot front on each side.

Fred. Gansberg, 57 cents per lineal foot front on each side.

James Mahoney, 54½ cents per lineal foot front on each side.

Michael Flaherty, 50 cents per lineal foot front on each side.

John Greene, 49 cents per lineal foot front on each side.

John Greene being the lowest and best bidder, we recommend he be awarded the contract.

4th. For grading and graveling Newman street and sidewalks, from Seventh street to Ninth or Bolton street.

John Greene, 74 cents per lineal foot front on each side.

H. C. Roney, 70 cents per lineal foot front on each side.

Murphy & Sylvester, 70 cents per lineal foot front on each side.

J. L. Spaulding, 68 cents per lineal foot front on each side.

Richard Carr, 65 cents per lineal foot front on each side.

Richard Carr being the lowest and best bidder, we recommend he be awarded the contract.

Respectfully submitted,

M. L. Brown,

F. W. Hamilton,

Committee on Contracts.

REPORTS, ETC., FROM CITY OFFICERS.

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

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

Gentlemen:—I have been directed by your honorable bodies to prepare an amendment to the Salary Ordinance of 1879, fixing the pay of Deputy City Assessors at \$1.75 per day, instead of \$1.50 per day, as provided in said ordinance. In view of the fact that the year is so near out, and as you have, by resolution, concurrently adopted, fixed the pay of said employees at \$1.75, I have thought it proper to suggest that the pay and per diem of said employees might be fixed and provided for in the regular appropriation ordinance. This would be sufficient, and would save the necessity of amending the old ordinance.

Respectfully submitted,

JOHN A. HENRY, City Attorney.

REPORTS, ETC., FROM OFFICIAL BOARDS.

The Board of City Commissioners, through the City Clerk, submitted the following report; which was received:

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

Gentlemen:—In compliance with a resolution passed by your respective bodies on April 19th and 21st, in the matter of opening and extending Dillon street, as prayed, the City Commissioners met on the call of the Clerk, May 6th, 1880, and having viewed the ground, are agreed that the value of the ground necessary to open said street, is \$2,800.00; and we are of the opinion that the benefits will be equal to the damages, by assessing benefits along the line of said street, and other property benefited.

William Hadley,

James C. Yohn,

M. Steinhauer,

N. Kellogg,

City Commissioners.

NEW ORDINANCES.

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

By Councilman Kahn :

Ap. O. 32, 1880—An Ordinance appropriating the sum of two thousand, three hundred and ninety dollars and two cents, on account of the salaries of city officers.

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

AYES, 22—viz. Councilmen Bedford, Bernhamer, Bryce, Caylor, Dean, Downey, Fultz, Harrold, Kahn, Koller, Lang, Mauer, Morrison, McKay, O'Connor, Pearson, Pritchard, Shilling, Thalman, Van Vorhis, White, and Yoke.

NAYS—None.

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

AYES, 21—viz. Councilmen Bedford, Bryce, Caylor, Dean, Downey, Fultz, Harrold, Kahn, Koller, Lang, Mauer, Morrison, McKay, O'Connor, Pearson, Pritchard, Shilling, Thalman, Van Vorhis, White, and Yoke.

NAYS, 1—viz. Councilman Bernhamer.

By Councilman Downey :

S. O. 55, 1880—An Ordinance to provide for grading and bowldering the gutters, and curbing with stone the outer edge of the sidewalks, (except where already bowldered and curbed) of Alabama street, from Wabash street to New York street.

The foregoing entitled ordinance was accompanied by the following petition; which was received :

Indianapolis, May 10th, 1880.

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

Gentlemen:—The undersigned, owners of real estate on Alabama street, between Wabash and New York streets, respectfully petition for the passage of an ordinance providing for grading, bowldering the gutters, and curbing with stone, the outer edge of the sidewalks (where not already curbed and bowldered,) of Alabama street, between Wabash and New York streets. And your petitioners will ever pray, &c.

Wm. Zumpfe, 32½ feet; Henry Schnull, 80 feet;
J. Deitch, 35 feet; John Martin, 29 feet;
Theophilus Parvin, 85 feet; J. L. Mothershead, 85 feet; M. F. Ritzinger, 68 feet; N. A. Hyde, 54 feet; F. Baggs, 65 feet.

By Councilman Fultz :

S. O. 56, 1880—An Ordinance to provide for grading and graveling the first alley east of Tennessee street, from Ray street to McCarty street.

The foregoing entitled ordinance was accompanied by the following petition; which was received:

To the Mayor and Council of the City of Indianapolis:

The undersigned, resident householders and owners of real estate of the city, on Maple and Tennessee, between McCarty and Ray, would respectfully represent that the property in said district is largely owned by non-residents; that the alley running from McCarty to Ray, or at least the second alley south of McCarty, between Tennessee and Maple, is in a fearfully filthy condition, owing chiefly to a want of grading and graveling, and in our opinion it is one of the cases in which the city should exercise its authority, arbitrarily, if need be, and order the same graded and graveled. We therefore respectfully petition the Council to so order.

Michael Page, 30 feet; William Flynn, 30 feet;
Hugh Sweeney, 30 feet; K. Rudvisky, 30
feet; Ralph K. Lord, 30 feet.

Committee on Streets and Alleys:

Please give this petition a favorable consideration. The health of that part of the city is very much affected by the condition of that alley.

T. A. Goodwin, 60 feet.

By Councilman Lang:

S. O. 57, 1880—An Ordinance to provide for grading and graveling the first alley east of Union street, from Morris street to Hanway street.

The foregoing entitled ordinance was accompanied by the following petition; which was received:

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

Gentlemen:—The undersigned, owners of real estate fronting on Union and Chestnut streets, between Morris and Hanway streets, respectfully petition for the passage of an ordinance providing for the grading and graveling of the alley running north and south from Morris street to Hanway street, between Union and Chestnut streets. And your petitioners will ever pray, &c.

Wm. G. Wasson, Alois Woerner, P. R. Stroupe,
I. Stott, Fred. Reisner, James Hudson, James
Johnston, N. McCarty, Theodore Rubenstein,
Henry Rubenstein.

By Councilman VanVorhis:

G. O. 20, 1880—An Ordinance to amend sections 4 and 6, of an ordinance entitled "An ordinance to establish a Dispensary in the city of Indianapolis, to be known as the City Dispensary, and to provide for the government and management thereof."

G. O. 21, 1880—An Ordinance to amend section one of an ordinance entitled "An ordinance providing for the management of the City Hospital of the city of Indianapolis, and repealing an ordinance entitled 'An ordinance providing for the management of the City Hospital of the city of Indianapolis, ordained and established May 25th, 1871,' ordained and established the 22d day of May, 1876."

Councilman VanVorhis moved to suspend the rules for the purpose of placing G. O. 20 and 21, 1880, on their second and third reading and final passage.

Which motion failed of adoption by the following vote:

AYES, 14—viz. Councilmen Bedford, Bryce, Caylor, Dean, Kahn, Mauer, Morrison, McKay, Pearson Pritchard, Shilling, Thalman, VanVorhis, and Yoke.

NAYS, 9—viz. Councilmen Bernhamer, Dowling, Downey, Fultz, Harrold, Koller, Lang O'Connor, and White.

MISCELLANEOUS.

Councilman Bedford presented the following remonstrance; which, together with S. O. 47, 1880, was referred to the Committee on Streets and Alleys:

Indianapolis, May 10, 1880.

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

Gentlemen.—The undersigned, owners of real estate fronting on the alley from Arch to Vine streets, between Broadway and Plum streets, respectfully remonstrate against the passage of an ordinance providing for the grading and graveling of the above described alley. And your petitioners will ever pray, etc.

Conrad Schneider, 120 feet; Cornelius King, 120 feet; J. W. Hoagland, 38 feet; Jacob Parrish, 32 feet; Mrs. A. Y. Vermeule, 120 feet; John L. Avery, 153 feet; H. & C. W. Tutewiler, 76 $\frac{3}{4}$ feet.

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

Indianapolis, Ind, May 10, 1880.

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

Gentlemen.—The undersigned, your petitioners, respectfully ask permission to erect a line of poles along the north side of Washington street, from Noble street to White river, and also along the south side of Washington street, from Meridian to Illinois street, for carrying telegraph and telephone wires.

Respectfully submitted,

THE WESTERN UNION TELEGRAPH Co.,

By Jno. F. Wallick, Sup't.

THE TELEPHONE EXCHANGE Co., of Indianapolis,

By W. W. Smith, Sup't.

Councilman Kahn offered the following motion; which was adopted:

That George McCune have permission to remove his own gas posts in front of the "Enterprise" Hotel, the work to be done at his own expense, and he to replace the sidewalk in good condition.

Councilman Morrison offered the following motion ; which was adopted:

That R. M. Patterson, City Civil Engineer, be granted four days leave of absence from the city.

Councilman Morrison offered the following motion and account ; which were referred to the Committee on Bridges :

Indianapolis, 3-29, 1880.

COMMISSIONERS OF MARION COUNTY,

To Thos. H. S. Peck, Dr.

For labor and material for repairs on Indiana avenue bridge:

To labor.....	\$ 8 00
To blacksmith work, bolts, washers, &c.....	6 00
To 6 lbs. spikes and nails.....	1 00
To lumber, as per bill.....	1 05
To hauling.....	1 50

\$17 55

WHEREAS, The County Commissioners of Marion county, having allowed Thos. H. S. Peck the sum of seventeen dollars and fifty-five cents (\$17.55,) for repairs on the Indiana avenue bridge, said repairs having been made on a misapprehension as to the bridge belonging to the county, said Commissioners would ask that your honorable body refund to the county the amount above paid as per bill attached.

Councilman McKay presented the following communication ; which was received :

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

Gentlemen.—We, the undersigned, property owners on the west side of Massachusetts avenue, between Pennsylvania and Delaware streets, have no objection to Chas. G. Haag to maintain a water plug on said square.

William Mansur, Ad., H. C. Long, John M. Wood, Mrs. A. Dorland, D. J. M. & McCulloch, ag'ts.

May 10th, 1880.

Councilman McKay offered the following motion ; which was adopted :

That Charles G. Haag be, and is hereby, permitted to maintain a water plug on the north side of Massachusetts avenue, between Pennsylvania and Delaware streets, at his own expense, said plug being used for street sprinkling purposes only.

His Honor, Mayor Caven, presented the following communication and resolution ; which were received :

Indianapolis, Ind., May 10, 1880.

Hon. John Caven, Mayor :

Dear Sir:—You will please present the following resolution for adoption, as it is the duty of the Council to call the election, and appoint the officers for the same.

Yours, truly, J. J. BINGHAM, Sec'y.

Resolved, That the City Marshal notify the electors of the third (3d,) fourth (4th,) seventh (7th) and eighth (8th) School Districts that the election for a School Commissioner in each of said School Districts will be held on the second Saturday in June next, the 12th day of that month, at the following places:

In the third (3d) District, at the school house on Meridian street, between New York and Ohio streets.

In the fourth (4th) District, at the school house on the corner of Michigan and Blackford streets.

In the seventh (7th) District, at the school house on the corner of Bates and Benton streets.

In the eighth (8th) District, at the school house on Virginia avenue, corner of Huron street.

And the resolution was adopted by the following vote:

AYES 23—viz. Councilman Bedford, Bernhamer, Bryce, Caylor, Dean, Dowling, Downey, Fultz, Harrold, Kahn, Koller, Lang, Mauer, Morrison, McKay, O'Connor, Pearson, Pritchard, Shilling, Thalman, VanVorhis, White, and Yoke.

NAYS—None.

On motion by Councilman VanVorhis, it was ordered, that the members of the Council occupy the same seats and desks used by their predecessors from their respective Wards.

PENDING ORDINANCES.

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

G. O. 16, 1880—An Ordinance to amend section 24 of an ordinance entitled "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;" ordained 1st day of March, 1880.

Councilman Bryce moved that a committee of five be appointed, to which committee the foregoing ordinance and subject shall be referred for examination.

Which motion was adopted, and Councilmen VanVorhis, Dowling, Pearson, Yoke, and White, appointed on such committee.

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

S. O. 49, 1880—An Ordinance to provide for grading, and paving with brick (where not already paved) the sidewalks of North street, from Illinois street to the Indianapolis, Cincinnati and Lafayette Railroad track.

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And it was passed by the following vote :

AYES, 23—viz. Councilmen Bedford, Bernhamer, Bryce, Caylor, Dean, Dowling, Downey, Fultz, Harrold, Kahn, Koller, Lang, Mauer, Morrison, McKay, O'Connor, Pearson, Pritchard, Shilling, Thalman, VanVorhis, White, and Yoke.

NAYS—None.

On motion, the Common Council then adjourned.

Mayor,
President of the Common Council;

Attest: City Clerk.