

PROCEEDINGS OF COMMON COUNCIL.

REGULAR SESSION—MAY 31, 1880.

The Common Council of the City of Indianapolis met in the Council Chamber, on Monday evening, May 31st, A. D. 1880, at eight o'clock, in regular session.

PRESENT—Hon. John Caven, Mayor, and, *ex officio*, President of the Common Council, in the Chair, and 25 members, viz: Councilmen Bedford, Bernhamer, Bryce, Caylor, Dean, Dowling, Downey, Fultz, Harrold, Kahn, Koller, Lamb, Lang, Mauer, Morrison, McKay, O'Connor, Pearson, Prier, Pritchard, Shilling, Thalman, VanVorhis, White, and Yoke.

ABSENT—None.

The Proceedings of the Common Council, for the regular session held on May 24th, 1880, having been printed, and placed on the desks of the Councilmen, said Journals were approved as published.

REPORTS FROM THE COMMITTEE ON CONTRACTS.

The Committee on Contracts, through Councilman Thalman, 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 May 24th, 1880, have examined the same, and find them to be as follows:

1st. For grading and bowldering the east gutter and curbing with stone the outer edge of the east sidewalk (except where already curbed and bowldered), of Alabama street, from Louisiana street to South street.

Richard Carr, 80 cents per lineal foot front.

H. C. Roney, 80 cents per lineal foot front.

R. P. Dunning and J. W. Hudson, 76 cents per lineal foot front.

John Stumph, 75 cents per lineal foot front.

James Mahoney, 39 cents per lineal foot front for grading and bowldering, and 36 cents per lineal foot front for curbing.

There being tie bids, and believing the same to be reasonable, we recommend the contract be awarded to James Mahoney.

2d. For grading and paving with brick (except where already paved) the south sidewalk of Cherry street, from Broadway street to Plum street.

John Schier, 38 cents per lineal foot front.

Henry C. Roney, 35 cents per lineal foot front.

Henry C. Roney being the lowest and best bidder, we recommend he be awarded the contract.

3d. For grading and graveling the first alley north of Massachusetts avenue, from Oak street to Plum street.

John Flaherty, 20 cents per lineal foot front on each side.

Wm. Morrison & Co., 17 cents per lineal foot front on each side.

J. L. Spaulding, 17 cents per lineal foot front on each side.

James Mahoney, 17 cents per lineal foot front on each side.

There being three bids at the same price, and believing the same to be reasonable, we recommend the contract be awarded to J. L. Spaulding.

4th. For grading and graveling the first alley west of Park avenue, from Walnut street to St. Clair street.

John Flaherty, 20 cents per lineal foot front on each side.

J. J. Palmer, 19 cents per lineal foot front on each side.

J. W. Ross, 19 cents per lineal foot front on each side.

H. C. Roney, 18 cents per lineal foot front on each side.

J. L. Spaulding, 17 cents per lineal foot front on each side.

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

Wm. Morrison & Co., 15½ cents per lineal foot front on each side.

Wm. Morrison & Co. being the lowest and best bidders, we recommend they be awarded the contract.

5th. For improving Tennessee street from First street to Seventh street, by grading and graveling the roadway, and bowldering the gutters thereof.

James Mahoney, 90 cents per lineal foot front on each side.

Dunning & Hudson, 82 cents per lineal foot front on each side.

H. C. Roney, 81 cents per lineal foot front on each side.

Henry Clay, 81 cents per lineal foot front on each side.

Richard Carr, 78 cents per lineal foot front on each side.

J. J. Palmer, 75 cents per lineal foot front on each side.

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

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

6th. For grading and bowldering the northwest gutter and curbing with stone the outer edge of the northwest sidewalk of Ft. Wayne avenue, from St. Marys street to St. Joseph street.

Dunning & Hudson, 92 cents per lineal foot front.

Richard Carr, 84 cents per lineal foot front.

James Mahoney, 84 cents per lineal foot front.

J. J. Palmer, 81 cents per lineal foot front.

Henry C. Roney, 80 cents per lineal foot front.

John Stumph, 75 cents per lineal foot front.

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

Respectfully submitted,

Isaac Thalman,
E. H. Koller,
James A. Pritchard,
Committee on Contracts.

Also, the following report; which was concurred in:

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

Gentlemen:—Your Committee on Contracts, to whom was referred a communication from John Greene, stating that he declined filing his bond for grading and graveling East street, from Minnesota street to Raymond street, on account of he having made a mistake in his bid; also a motion that the contract be let to the next lowest bidder, respectfully report as follows:

We recommend that in future, all contractors making bids, and refusing to accept the contracts, when awarded to them, shall be excluded from receiving any further contracts for the term of one year; and any bids they may make during said year, shall not be considered by the Committee on Contracts.

We would further recommend that the City Civil Engineer be directed to re-advertise for proposals for doing said work, and that the award be *not* made to the next lowest bidder, as the motion provides, as such an award would, in our opinion, set a precedence that might be made greatly detrimental to the city's interest, as well as the property owners paying for the improvements, by one contractor selling out to another.

2d. Is a communication from Frank H. Gervais, offering to put down a broken stone pavement, &c., &c., on north Meridian street. As there is an ordinance now pending for improving said street with wooden blocks, we recommend that the ordinance be amended by inserting as follows, after the words "cedar blocks," "or broken stone, properly grouted, having a smooth, hard surface."

Respectfully submitted

Isaac Thalman,
E. H. Koller,
James A. Pritchard,
Committee on Contracts.

REPORTS, ETC., FROM CITY OFFICERS.

The City Civil Engineer submitted the following report; which was received, the contracts severally concurred in and the bonds approved:

To the Mayor, Common Council and Board of Aldermen:

Gentlemen:—I herewith report the following contracts and bonds:

Contract and bond of William Murphy, for grading and graveling the alley between Park avenue and Broadway street, from Cherry street to Christian avenue. Bond, \$300; surety, J. L. Spaulding.

Contract and bond of Murphy & Sylvester, for grading, and paving with brick, (except where already paved,) the sidewalks of Michigan street, from Tennessee street to Missouri street. Bond, \$300; surety, S. Loftin.

Contract and bond of Henry C. Roney, for grading, and paving with brick (except where already paved,) the south sidewalk of Cherry street, from Broadway street to Plum street. Bond, \$200; surety, C. S. Roney.

Respectfully submitted,

R. M. PATTERSON, City Civil Engineer,

REPORTS, ETC., FROM OFFICIAL BOARDS.

The Fire Board, through Councilman Pearson, submitted the following report; which was concurred in:

To the Mayor and Common Council:

Gentlemen:—The Fire Board, to whom was referred the motion offered in Coun

oil May 17th, 1880, regarding the building of one or more cisterns on or near the line of East street, south of Morris street, would report :

That at meetings of the Common Council and Board of Aldermen, held December 15th and 17th, 1879, the following resolution was adopted :

"2d. That the Water-Works Company be, and are hereby, directed and ordered to lay water mains, with not less than 6-inch pipe, on the following routes (fire-plugs to be put in on an average of 1,000 feet apart.) :

Route No. 1.—From corner Nebraska street and Madison avenue, thence east to East street; thence north on East to Coburn and East streets, connecting with East street main."

Believing that when the above described water mains are laid, it will afford sufficient fire protection to that vicinity, we recommend the motion be not adopted.

Respectfully submitted,

John R. Pearson,
Isaac Thalman,
Fire Board.

The Fire Board, through Councilman Pearson, submitted the following report; which was concurred in :

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

Gentlemen:—In the portion of the report of the Chief Fire Engineer, submitted to the Common Council April 5th, 1880, recommending that a cistern be built south of Morris street, in the southwestern portion of the city, we offer the following report:

We have given the matter careful consideration, and it is our opinion that the above district should have better fire protection. We therefore recommend to your honorable bodies that a cistern of not less than 1,200 barrels capacity, be built south of Morris street, and the Chief Fire Engineer be directed to locate said cistern, and advertise for proposals, under direction of the City Civil Engineer.

Respectfully submitted,

James T. Layman,
John R. Pearson,
Isaac Thalman,
Fire Board.

The Board of Public Improvements, through Councilman Morrison, submitted the following report; which was received, and the several recommendations concurred in :

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

Gentlemen:—The Board of Public Improvements, to whom sundry papers were referred, report thereon as follows :

1st. Is a motion that the Street Commissioner put down a double stone crossing across South street, west side of Illinois street.

Recommend that the work be *not* done.

2d. Is a motion that the Street Commissioner fill sidewalk on south side of Merrill street, between Mississippi and Missouri streets.

Recommend that the gutter be cleaned out, and the sidewalk be repaired where the same is washed out.

3d. Is a motion that the Street Commissioner fill the chuck-holes in Market street, from Noble street to Arsenal avenue.

Recommend the work be *not* done.

4th. Is a motion that the Street Commissioner fill, with gravel, the chuck-holes in Illinois street, from Merrill street to McCarty street.

Recommend that the work be done at an expense not to exceed \$10.

5th. Is a motion that the Street Commissioner fill, with gravel, the chuck-holes in Meridian street, from McCarty street to Morris street.

Recommend that when the gutters are bowldered, that the Street Commissioner fill up all the chuck-holes.

6th. Is a motion that the Street Commissioner lay double stone crossing across South street, east side of Illinois street.

Recommend the work be *not* done.

7th. Is a motion that the Street Commissioner fill the chuck-holes, and clean the gutters in Noble street, from Washington street to Louisiana street.

Recommend the work be done.

8th. Is a motion that the Street Commissioner construct approaches to Canal bridge on Fifth street, and place the approaches in good condition for public travel.

Recommend that after Fifth street is properly opened and dedicated to the public, that the Street Commissioner make the proper approaches.

9th. Is a motion that the Street Commissioner lay a stone crossing across the mouth of the first alley east of Tennessee street, north side of South street.

Recommend that the crossing be repaired with gravel.

10th. Is a motion that the Street Commissioner clean the gutters, and fill the chuck-holes, in St. Marys street, between Alabama and Delaware street.

Recommend that the work be done.

Respectfully submitted,

Wm. H. Morrison,
Hiram Seibert,
Edward H. Dean,
Board of Public Improvements.

The Board of Public Improvements and the Street Commissioner, through Councilman Morrison, submitted the following report; which was received:

To the Mayor, Common Council and Board of Aldermen:

Gentlemen:—We herewith report the expenditures of the Street-Repairs Department for the month of May, 1880, together with total expenditures for the fiscal year, to June 1st, 1880:

Pay-rolls	\$ 2,216 70
L. A. Fulmer, compensation for horse and wagon.....	72 92
Gravel.....	105 15
Blacksmithing.....	18 90
Freight on stone.....	16 00
Stone crossing and curb.....	50 00
Bowlders	49 50
Lumber.....	220 41
Sand	33 60
Hardware.....	59 65
Rent	36 00
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Total expenditures for May, 1880.....	\$ 2,878 83
Total expenditures per last report	34,249 31
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Total expenditures to June 1st, 1880.....	\$ 37,128 14

Respectfully submitted,

Wm. H. Morrison,
Hiram Seibert,
Edward H. Dean,
Board of Public Improvements.

L. A. FULMER, Street Commissioner.

Councilmen Downey and Prier were excused for the remainder of this session.

REPORTS, ETC., FROM COMMITTEES.

The Committee on Finance, through Councilman Kahn, submitted the following report; which was approved:

To the Mayor, Common Council and Board of Aldermen:

Gentlemen:—Your Committee on Finance to whom were referred the City Treasurer and Clerk's reports for the month of April, beg leave to report that we have examined the same, and after comparing them with their respective books find them to be correct.

The report of John S. Spann & Co., agents, also referred us, we find the same correct as per report rendered.

Respectfully submitted,

Leon Kahn,
John R. Pearson,
Jas. T. Dowling,
M. H. McKay,
E. H. Koller.

Committee.

The Committee on Judiciary, through Councilman Lamb, submitted the following report:

Indianapolis, May 31, 1880.

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

Gentlemen:—Your Committee on Judiciary and City Attorney to whom was referred the matter of the settlement of the suit vs. George W. Scott & Co. for the possession of the Southern Park, beg leave to submit the following in relation thereto, to-wit:

The said George W. Scott & Co. propose that if the City will dismiss the suit now pending to recover possession of said Park, and allow them to remain in possession of said Park, until the expiration of their lease and under the terms of said lease, they will pay at once the \$100.00 rent which fell due September 1st, 1879, and which payment has been delayed by the pendency of said suit; that they will pay September 1st, 1880, the \$100.00 rent provided for in said lease, and on September 1st, 1881, they will pay the \$100.00 provided for in said lease and in addition, thereto, at said date, will pay the \$200 rent maturing September 1st, 1882, providing the City will abate 8 per cent. interest on said \$200.00, which will make the total payment September 1st, 1881, \$234.00, the same to be in full of rent for said premises during said lease. In addition to this and as a part of the consideration for the dismissal of said action the said Scott & Co. propose to remove the fence on the south side of said Park, from the place where it now stands, to permit the road along the south side of said premises to be opened, and erect and properly construct said fence along the north line of said road, the said Scott & Co. agreeing to furnish at their own expense new oak posts for said fence, and also all other material and labor necessary in removing and re-erecting said fence in a good substantial and workmanlike manner. The said Scott & Co. however to have and retain for their own use all trees and timber on the ground taken from the city in the opening of said road.

We are of the opinion that it will be to the interest of the city, and therefore recommend that said proposition be accepted.

Respectfully submitted,

Wm. C. Lamb,
James A. Pritchard,
Jas. T. Dowling,
Judiciary Committee,

JOHN A. HENRY, City Attorney.

On motion the report was concurred in and the proposition accepted, with the proviso, that said Geo. W. Scott & Co. pay all costs caused by the pending suit.

The Committee on Judiciary, through Councilman Lamb, submitted the following report; which was concurred in:

To the Mayor and Common Council:

Gentlemen:—Your Judiciary Committee, to whom was referred the petition of Peter Dietz and eight others, asking the Council not to open “a proposed alley from west Chesapeake street to the private alley running east and west in square 71,” recommend the prayer of the petitioners be granted.

Respectfully submitted,

Wm. C. Lamb,
James A. Pritchard,
Jas. T. Dowling,
Committee.

The Committee on Public Health, through Councilman VanVorhis, submitted the following report; which was approved:

To the Mayor and Common Council:

Gentlemen:—Your Committee report that, in obedience to the instructions of this body, they have examined the Glue Factory, and find it in good condition. There is nothing in or about it calculated to be detrimental to the health of the neighborhood, nor is there any unpleasant odor arising therefrom.

Respectfully submitted,

Flavius J. VanVorhis,
John W. Fultz,
C. T. Bedford,
Committee on Public Health.

I concur in the above report.

WILLIAM E. JEFFRIES, Sec'y. of Board of Health.

The Committee on Water, through Councilman McKay, submitted the following report; which was concurred in and the motion adopted:

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

Gentlemen:—Your Committee on Water to whom was referred the motion, “that the City Civil Engineer be directed to advertise for sealed proposals, for furnishing and erecting a drinking fountain, at the N. W. Corner of Dillon Street and Fletcher avenue,” recommend that the motion be adopted.

Respectfully submitted,

M. H. McKay,
Wm. G. White,
H. J. Mauer,
Committee.

MESSAGES AND PAPERS FROM THE BOARD OF ALDERMEN.

The following message was read, and the motion concurrently adopted:

To the Mayor and Common Council:

Gentlemen:—I herewith transmit to your honorable body, the following motion, which was favorably passed upon by the Board of Aldermen, at its regular session, held on Wednesday evening, May 26th, 1880, for your action upon same.

For the Board of Aldermen,

GEO. T. BREUNIG, Clerk.

That the Chief Fire Engineer be, and is hereby, directed to examine the walls of the old Academy of Music, and if found in danger of tumbling down, to serve through the City Marshal, notice upon the person or persons who may have charge of said property, to take down the walls, and if such notice is not complied with at once, to recommend to the City Council that said walls be torn down by the street Commissioner at the expense of the property owners; and also to file against said property owners under ordinance governing same.

NEW ORDINANCES.

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

By Councilman Morrison:

Ap. O. 34, 1880—An Ordinance appropriating the sum of Five Thousand Dollars, on account of the Street-Repairs Department of the city of Indianapolis.

On motion by Councilman Morrison, the rules were suspended, by the following vote,⁹ 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, Dowling, Fultz, Harrold, Kahn, Koller, Lamb, Lang, Mauer, Morrison, McKay, O'Connor, Pearson, Pritchard, Thalman, VanVorhis, White, and Yoke.

NAYS—None.

The above entitled ordinance (Ap. O. 34, 1880) was then read the second time and ordered engrossed, read the third time and passed by the following vote:

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

NAYS—None.

By Councilman Bernhamer:

S. O. 63, 1880—An Ordinance to provide for grading and graveling the first alley east of Greer street, from the first alley south of McCarty street to the first alley north of Buchanan street.

S. O. 64, 1880—An Ordinance to provide for grading and graveling the first alley east of Wright street, from Daugherty street to Coburn street.

S. O. 65, 1880—An Ordinance to provide for grading and graveling the first alley north of Buchanan street, from Greer street to Beaty street.

By Councilman Dean:

G. O. 24, 1880—An Ordinance to provide for the removal and re-location of Hose-Reel Company No. 10.

By Councilman Lamb :

S. O. 66, 1880—An Ordinance to provide for bowldering the east gutter, and curb ing the outer edge of the east sidewalk, of Alabama street, (where not already bowldered or curbed,) from Pogue's Run south to the Railway track.

By Councilman Pearson :

S. O. 67, 1880—An Ordinance to provide for grading, and paving with brick, the south sidewalk of St. Clair street, from Illinois street to Tennessee street.

By Councilman Pritchard :

G. O. 25, 1880—An Ordinance amending section nine (9) 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 March 1st, 1880.

On motion by Councilman Dean, the rules were suspended, by the following vote, for the purpose of placing G. O. 24, 1880, on its second and third reading and final passage, viz :

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

NAYS—None.

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

G. O. 24, 1880—An Ordinance to provide for the removal and re-location of Hose-Reel Company No. 10.

And it was passed by the following vote :

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

NAYS—None.

MISCELLANEOUS.

Councilman Bernhamer offered the following motion; which was referred to the Board of Public Improvements, with power to act :

That the Street Commissioner be instructed to remove the debris which prevents the free flow of water under the culvert on the north side of Buchanan street at the intersection of Greer street, and raise said culvert, if necessary.

Councilman Bernhamer offered the following motion; which was adopted :

SIG. 82.

That the City Civil Engineer be instructed to report what plans, if any, are on file in his office for the construction of a viaduct on Virginia avenue, at the crossing of the Union Railway, and what would be the probable cost.

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

That the Street Commissioner scrape the gutters on Illinois street, from Ray street to Morris street.

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

That the Street Commissioner be directed to repair West street, from South street to Merrill street, by filling up the chuck-holes in said street.

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

That the Street Commissioner be, and is hereby, directed to open the gutters so as to let the water run off, and fill the chuck-holes, in Spring street, between Market and North streets.

That the Street Commissioner be, and is hereby, directed to open the gutters, so as to let the water run off, in Vermont street, between Noble and Pine streets.

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

That the Street Commissioner be, and is hereby, instructed to improve Duncan street, at the intersection of New Jersey street, on the hill-side, with broken stone and other proper material.

That the Street Commissioner be, and is hereby, instructed to repair the culvert, with proper material, on east side of New Jersey street, immediately north of the Bee-Line tracks.

That the Street Commissioner be, and is hereby, instructed to fill chuck-holes in Alabama street, between Pogue's Run and the Railway tracks south thereof.

That the Street Commissioner be, and is hereby, instructed to gravel, thirty feet wide, south New Jersey street, between Pearl street and the Bee-Line tracks, and to fill the chuck-holes in street and the gutters thereof.

That the Street Commissioner be, and is hereby, instructed to repair with proper material, the west gutter at the intersection of Alabama and Merrill streets.

That the Street Commissioner be, and is hereby, instructed to repair with cinders or broken stone, the sidewalk of Merrill street, at the intersection of Gipsey therewith.

Councilman Lamb offered the following motion; which was adopted:

That the Street Commissioner be, and is hereby, instructed to proceed at once in building the bridge, ordered by the Council four months ago, over Pogues Run at the Virginia avenue crossing.

Councilman Lamb offered the following motion; which was referred to the Committee on Streets and Alleys, with power to act:

That permission be, and is hereby, granted to N. N. Morris & Co. ag'ts to dig well at the line of the curb stone in front of number 44 Michigan road.

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

That the Street Commissioner be instructed to repair the sidewalk and lower the grade of gutter on New York street, from the intersection of Douglass street to Bright street, so as to admit of the free flow of water into Bright street on the north side of New York street.

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

That the Street Commissioner be instructed to repair the culvert, and fill the chuck-holes at the intersection of Bates and Pine streets.

That the Street Commissioner be instructed to repair with gravel, the first alley east of Pine street, between Bates and Georgia streets.

Councilman O'Connor offered the following motion; which was adopted:

That the City Marshal be instructed to notify the C. H. & I. and P. C. & St. L. R. Companies to clean out and repair the culvert, under their tracks, on Maryland street, between Pine street and the C. H. & I. turntable.

Councilman Pritchard presented the following petition, and offered the following motion; which were referred to the Board of Public Improvements:

To the Honorable Common Council of the City of Indianapolis:

Gentlemen:—Your petitioners, residents and property owners upon Twelfth street, between Meridian and Illinois streets, of said city, would respectfully represent: That during the summer of 1879, in pursuance of a resolution of your honorable body, the Trustee of Centre Township was permitted to remove a very large portion of the earth from said street, on the condition that it should be without cost to the city or said property owners, and to conform to the grade established by the City Engineer. That said Trustee removed said earth in part from said square, leaving the same without drainage, except into the centre of said square. That he removed a very large quantity of gravel from the centre of said street where it adjoins Illinois street, leaving a deep hole the width of said street, which is three or four feet deeper than the grade of Illinois street. That since said Trustee quit taking said gravel from said street, the Citizens' Street Railway Company have hauled so much gravel therefrom, that the gravel pit is now encroaching upon the lots on each side of Twelfth street. That said street has, by said removal of earth and gravel, been rendered impassable after each hard rain, and has become a damage to the adjoining property. Wherefore your petitioners ask that said Trustee, or your Commissioner, be required to finish the grade of said street in a proper manner without cost to said adjoining property owners. Your petitioners would further show, that upon the removal of said earth, there will remain a complete bed of gravel for the face of said street.

E. A. Parker, Levi Ritter, Annie D. Davis, by
E. A. Davis, 202 feet; Wm. Bickford, by E.
A. Parker, Att'y.

May 28, 1879.

That the Board of Public Improvements make report, at next meeting of Council, what has been done, if any thing, in the matter of grading Twelfth (12th) street, between Illinois and Meridian streets, under resolution of the Common Council and Board of Aldermen, approved September 8th, 1879, and referred to said Board, with power to act.

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

That the Street Commissioner be instructed to make such improvement at the intersection of St. Clair and Pennsylvania streets, as will allow the water to flow south on the east side of Pennsylvania street.

Councilman VanVorhis offered the following motion; which was adopted:

That the Chief Fire Engineer be instructed to examine the High School Building, and report to this body whether, in his judgment, that building is safe.

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

That the Street Commissioner be instructed to lay a crossing of broken stone at the end of Woodlawn avenue, and across Dillon street.

That the Street Commissioner be instructed to clean gutters and fill chuck-holes in Olive street.

Councilman White offered the following motions; which were severally adopted:

That the Committee on Bridges be instructed to enquire into the expediency of bridging Pleasant Run, at the crossing of Spruce street, and report at next meeting, by ordinance or otherwise.

That the City Civil Engineer be instructed to examine into and report at next meeting, if the water from the east end of English avenue can be taken down Reid street to Pleasant Run.

By request, Councilman Dowling was excused for the remainder of this session, and was granted 30 days leave of absence.

PENDING ORDINANCES.

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

S. O. 58, 1880—An Ordinance to provide for re-grading and re-bowldering Meridian street, from Washington street to Louisiana street.

And it was passed by the following vote:

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

NAYS—None.

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

S. O. 59, 1880—An Ordinance to provide for grading, and paving with brick, the east sidewalk of West street, (where not already paved,) from St. Clair street to First street.

And it was passed by the following vote :

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

NAYS—None.

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

S. O. 60, 1880—An Ordinance to provide for improving Malott avenue, from Alford street to Columbia avenue, by grading and bowldering the gutters, and curbing with stone and paving with brick the sidewalks thereof, (except where already bowldered, curbed or paved.)

And it was passed by the following vote :

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

NAYS—None.

On motion by Councilman McKay, the Committee on Judiciary, to which committee had been referred S. O. 54, 1880, was directed to report back the reference of said ordinance.

Which motion was adopted, and the ordinance returned as directed.

The following entitled ordinance was then read the second time :

S. O. 54, 1880—An Ordinance providing for the construction of a brick sewer in, and along, the alley between Market and Ohio streets, from the west line of lot No. 12, square No. 46, to, and connecting with, the Illinois street sewer; and providing for the assessment and collection of benefits.

On motion, the above entitled ordinance was referred to the Joint Committees on Sewers and Drainage and the City Attorney, with instructions to report thereon at the next meeting of this Council.

On motion, the Common Council then adjourned.

Attest: *Jos. W. Mager* City Clerk

Jos. W. Mager, President of the
Common Council.