

PROCEEDINGS OF BOARD OF ALDERMEN

REGULAR SESSION—JANUARY 28, 1889.

The Board of Aldermen of the City of Indianapolis, met in the Aldermanic Chamber, Monday evening, January 28th, A. D. 1889, at 7:30 o'clock, in regular session.

PRESENT—Hon. Granville S. Wright, President of the Board of Aldermen, in the Chair, and Aldermen Clark, Connett, Laut, Rail, Reinecke, Reynolds, Smith, Taylor, and Tousey—10.

ABSENT—None.

The Proceedings of the Board of Aldermen for the regular session held January 14th, 1889, having been printed and placed on the desks of the Aldermen, said Journals were approved as published, provided that the Clerk show that the following motion (see page 34, *ante*), was, on motion of Alderman Connett, returned to the Common Council, with thanks:

“That Dr. S. E. Earp have charge of the Sanitary affairs of the city pending the settlement of the question involved in the resolution just referred to the Judiciary Committee.”

MESSAGES AND PAPERS FROM THE COMMON COUNCIL.

The following message was read and received:

To the President and Members of the Board of Aldermen:

Gentlemen:—I submit herewith the following papers for your consideration, favorably passed upon by the Common Council at a regular session held January 21st, 1889.

For the Common Council:

JNO. W. BOWLUS, City Clerk.

The report from His Honor, the Mayor, showing the amount of fines and fees collected during the month of December, 1888, (see pages 43 and 44, *ante*), was read and received.

To the Common Council and Board of Aldermen:

Gentlemen:—During the month of December, 1888, there were collected in the Mayor's Court, the following amounts of fines and fees due to the city, to-wit:

Marshal's fees.....	\$187 50
Mayor's fees.....	144 60
Fines in city cases.....	27 10
Total.....	\$359 20

I paid said sum to the County Treasurer, for the use of the city, on the 11th inst., and deposited his receipt therefor with the City Clerk.

In addition to the amounts collected and paid into the city treasury, during the year 1888, as reported from month to month, I also collected the sum of \$3,149.90, fines in State cases, during said year, and paid the same to the County Treasurer, for the benefit of the School Fund.

The following is a summary of the collections and payments made by me during the three years I have held my present position:

1886.	
Total amount of fines and fees paid to City treasury	\$ 3,935 38
Total amount of fines paid to County treasury.....	2,526 65
1887.	
Total amount of fines and fees paid to the City treasury.....	4,314 50
Total amount of fines paid to County treasury.....	3,567 65
1888.	
Total amount of fines and fees paid to City treasury	\$ 4,541 35
Total amount of fines paid to County treasury.....	3,149 90
Total amount for the three years..	<u>\$22,035 48</u>

Respectfully submitted,

Indianapolis, Jan. 21, 1889.

C. S. DENNY, Mayor.

The report of the City Clerk, showing the amount of orders drawn on the city treasury during the year 1888, (see page 44, *ante*), was read and received.

The following report of the City Clerk (see page 45, *ante*), was read:

To the Mayor, Common Council and Board of Aldermen:

Gentlemen:—I herewith report the following entitled affidavits, now on file in the office of the City Clerk, for the collection of street improvement assessments by precepts, to-wit:

Geo. W. Seibert vs. Margaret J. Phillips, for.....	\$12 80
Geo. W. Seibert vs. Margaret J. Phillips, for.....	12 80
R. P. Dunning vs. Benj. Weed, for.....	31 60
Respectfully submitted,	JNO. W. BOWLUS, City Clerk.

And the favorable action of the Common Council thereon was concurred in, and the precepts ordered to issue, by the following vote:

AYES, 9—viz: Aldermen Clark, Connett, Laut, Rail, Reynolds, Smith, Taylor, Tousey, and President Wright.

NAYS—None.

The report of the City Civil Engineer, accompanied with estimates, (see page 45, *ante*), was read, and the favorable action of the Common Council thereon, was concurred in.

The following estimate resolution (see page 45, *ante*), was read:

Resolved by the Common Council and Board of Aldermen of the City of Indianapolis, That the accompanying first and final estimate in behalf of Freaney Brothers, for erecting four lamp-posts, lamps and fixtures, complete to burn gas, except the service pipes, on Fletcher avenue, between Linden and Spruce streets, be, and the same is hereby adopted as the estimate of the Common Council and Board of Aldermen of said city; and that the property owners are hereby required to pay the sums set opposite their respective names.

And it was concurrently adopted by the following vote :

AYES, 9—viz: Aldermen Clark, Connett, Laut, Rail, Reynolds, Smith, Taylor, Tousey, and President Wright.

NAYS—None.

The following estimate resolution (see page 46, *ante*), was read :

Resolved by the Common Council and Board of Aldermen of the City of Indianapolis, That the accompanying first and final estimate in behalf of Freaney Brothers, for erecting four lamp-posts, lamps and fixtures, complete to burn gas, except the service pipes, on Hoyt avenue, between Linden and Spruce streets, be, and the same is hereby, adopted as the estimate of the Common Council and Board of Aldermen of said city; and that the property owners are hereby required to pay the sums set opposite their respective names.

And it was concurrently adopted by the following vote :

AYES, 9—viz: Aldermen Clark, Connett, Laut, Rail, Reynolds, Smith, Taylor, Tousey, and President Wright.

NAYS—None.

The following estimate resolution (see page 46, *ante*), was read :

Resolved by the Common Council and Board of Aldermen of the City of Indianapolis, That the accompanying first and final estimate in behalf of George W. Seibert & Co., for grading and graveling Hendricks street and sidewalks, from Nebraska street to Lincoln Lane, be, and the same is hereby, adopted as the estimate of the Common Council and Board of Aldermen of said city; and that the property owners are hereby required to pay the sums set opposite their respective names.

And it was concurrently adopted by the following vote :

AYES, 9—viz: Aldermen Clark, Connett, Laut, Rail, Reynolds, Smith, Taylor, Tousey, and President Wright.

NAYS—None.

The following resignation (see page 46, *ante*), was read :

Indianapolis, Ind., Jan. 12, 1889.

To the Honorable CALEB S. DENNY, Mayor, and the Common Council and Board of Aldermen :

Gentlemen:—With profound gratitude for the honors you have conferred upon me in the past, and with my best wishes for the success and prosperity of the city, I hereby tender you my resignation, to take effect February 1st, 1889.

Very respectfully, S. H. SHEARER, City Civil Engineer.

Alderman Rail moved that the resignation be referred to the Committee on Finance.

Alderman Reinecke moved as a substitute, that the action of the Common Council be concurred in.

Which motion was adopted, and the resignation accepted.

The annual report of The Home for Friendless Women (see pages 47 and 48, *ante*), was read and received.

The report from the Committee on Contracts, awarding various contracts (see page 47, *ante*), was read, and the action of the Common Council thereon, concurred in.

The report from the Committee on Judiciary, in relation to the claim of O. C. Myers (see page 50, *ante*), was read, and the action of the Common Council thereon, concurred in.

The report from the Committee on Public Property, in relation to the filing of bills for work done in Garfield Park (see page 51, *ante*), was read, and the action of the Common Council thereon, concurred in.

The report from the Committee on Streets and Alleys, in relation to the claim of August Richter, for benefits paid (see page 51, *ante*), was read, and the action of the Common Council concurred in.

The following motions (see pages 56, 57 and 60, *ante*), were read, and concurrently adopted.

That the Citizens' Street Railroad Company be forbidden to scrape the mud, etc., from their tracks and left on crossings, to the great injury of footmen; but that they be required to clean off all crossings where said mud, etc., is placed by such scraping.

That the Street Commissioner be, and is hereby, directed to put a broken stone crossing on the west side of Illinois street across Ray street.

That the Street Commissioner be, and is hereby, directed to put in a broken stone crossing on the west side of Meridian street across Wisconsin street.

That fire-alarm box No. 73 be removed to the corner of Lexington avenue and Linden street, under the direction of the Chief Fire Engineer.

That the Chief of Police be ordered to station an officer at the Illinois street tunnel.

The following resolution (see page 59, *ante*), was read:

Resolved, That the first street west of Munson street, running south from Sanders street, be hereafter known as Eagle street, as the same was not named when the plat was accepted by the city.

And it was concurrently adopted by the following vote:

AYES, 10—viz: Aldermen Clark, Connett, Laut, Rail, Reinecke, Reynolds, Smith, Taylor, Tousey, and President Wright.

NAYS—None.

The following motion (see page 60, *ante*), was read, and the action of the Common Council thereon, non-concurred in:

That University Park be named and hereafter known as "Harrison Square," in honor of President-elect Benjamin Harrison.

The following entitled ordinances (passed by the Common Council) were severally read the first time:

G. O. 1, 1889—An ordinance establishing a Board of Health for the City of Indianapolis, and legalizing the election and acts of former Boards of Health and of the city, relating to public health, and ordinances relating thereto.

On motion by Alderman Connett, the above entitled ordinance—G. O. 1, 1889—was referred to the Committee on Public Health, by the following vote :

AYES, 6—viz: Aldermen Clark, Connett, Reinecke, Smith, Taylor, and Tousey.

NAYS, 4—viz: Aldermen Laut, Rail, Reynolds, and President Wright.

G. O. 2, 1889—An ordinance authorizing the Louisville, New Albany & Chicago Railway Company to construct and operate certain railroad tracks within the limits of the City of Indianapolis.

On motion by Alderman Rail, the Rules were suspended for the purpose of placing the above entitled ordinance—G. O. 2, 1889—on its final passage, by the following vote :

AYES, 10—viz: Aldermen Clark, Connett, Laut, Rail, Reinecke, Reynolds, Smith, Taylor, Tousey, and President Wright.

NAYS—None.

G. O. 2, 1889, was then read the second and third times.

And it was passed by the following vote :

AYES, 10—viz: Aldermen Clark, Connett, Laut, Rail, Reinecke, Reynolds, Smith, Taylor, Tousey, and President Wright.

NAYS—None.

REPORTS, ETC., FROM STANDING COMMITTEES.

The Committee on Finance, through Alderman Smith, submitted the following reports ; which were concurred in :

To the President and Members of the Board of Aldermen :

Gentlemen:—Your Committee to whom was referred S. O. No. 116, 1888, would report the same under consideration ; and as there are two routes for the same being considered, would ask for further time.

Respectfully submitted,

H. B. Smith,
J. H. Taylor,
Julius F. Reinecke,
Committee on Finance.

To the President and Members of the Board of Aldermen :

Gentlemen:—Your Committee to whom was referred the item of \$361.50, due the Sun Vapor Light Company, in appropriation ordinance No. 5, 1889, would respectfully recommend the same be allowed.

Respectfully submitted,

H. B. Smith,
J. H. Taylor,
Julius F. Reinecke,
Committee on Finance.

To the President and Members of the Board of Aldermen :

Gentlemen:—Your Committee to whom was referred the following proposition, would respectfully recommend that the same be declined :

“ Indianapolis, Dec. 22, 1888.

To the Hon. C. S. DENNY, Mayor, and Councilmen City of Indianapolis :

Gentlemen:—I have the honor to submit, for your consideration, the following

proposition, viz: I will make your annual sales, at auction, of market stalls, goods at Station House, and any and all auction sales the city may have to do, for one year from January 1st, 1889 to January 1st, 1890, in consideration of the renewal of my license as Auctioneer for one year, gratis.

Very respectfully,

L. N. PERRY, Auctioneer."

Respectfully submitted,

H. B. Smith,
J. H. Taylor,
Julius F. Reinecke,
Committee on Finance.

To the President and Members of the Board of Aldermen:

Gentlemen:—Your Committee to whom was referred the following recommendation and resolution:

"We recommend that the following gas lamps be re-mantled: Lamp-post in front of 426 Indiana avenue; lamp-post at the mouth of the first alley north of Bickling street, on the south side of East street; lamp-post on the south side of Market street, between East and Liberty streets; lamp-post on the north side of Market street, between Liberty and Noble streets. That the lamp-post located 80 feet north of Ninth street, be located at the northeast corner of Ninth street and Central avenue, under the direction of the Street Commissioner.

We would further recommend the passage of the following resolution:

Resolved, That the Sun Vapor Light Company be instructed to erect, under the direction of the City Civil Engineer, lamp-posts as follows: Four on Summit street; one on Herman street; four on Chadwick street; four on Carlos street; four on south Tennessee street, between Ray and Morris streets; four on Douglass street; two on Valley street, and three on Lexington avenue.

Respectfully submitted,

P. C. Trusler,
Thomas Markey,
J. C. Finch,
Committee on Public Light."

Would recommend that no action be taken until the question of contract now under consideration by Joint Committees of the Common Council and Board of Aldermen, be settled.

Respectfully submitted,

H. B. Smith,
J. H. Taylor,
Julius F. Reinecke,
Committee on Finance.

The Committee on Railroads, through Alderman Reynolds, submitted the following report:

To the President and Members of the Board of Aldermen:

Gentlemen:—Your Committee on Railroads, to whom sundry papers were referred, would report:

1st. "WHEREAS, The ordinance vacating a portion of south Illinois street, and granting the same to the Indianapolis Union Railroad Company, provides for the construction, by said company, of a ten-foot passage way on one side of Illinois street; and whereas, the said Indianapolis Union Railway Company has not provided such passage, and has closed Illinois street by illegally placing gates and other obstructions across the same;

Resolved, That the Street Commissioner be, and is hereby, instructed, under the direction and advice of the City Attorney, to remove such obstructions without delay, and that the City Attorney be instructed to give the matter immediate attention."

We recommend said resolution be adopted.

2d. "That the Street Commissioner be, and is hereby, ordered to at once comply with the orders from this body, to remove the unused street car tracks on Noble street, between Michigan street and Massachusetts avenue."

Recommend said motion be adopted.

3d. Is General Ordinance No. 58, 1888, an ordinance authorizing Jonathan O. Armour to lay a switch track across Georgia street, etc., at the intersection of Missouri street." Recommend said ordinance be passed.

Respectfully submitted,

M. M. Reynolds,
J. H. Taylor,
John Rail,
Committee on Railroads.

Which, on motion by Alderman Rail, was concurred in, and the resolution concurrently adopted, by the following vote :

AYES, 10—viz: Aldermen Clark, Connett, Laut, Rail, Reinecke, Reynolds, Smith, Taylor, Tousey, and President Wright.

NAYS—None.

On motion by Alderman Wright, G. O. 58, 1888; was taken up, and the Rules suspended for the purpose of placing said ordinance on its final passage, by the following vote :

AYES, 9—viz: Aldermen Clark, Cennett, Laut, Rail, Reinecke, Reynolds, Smith, Tousey, and President Wright.

NAYS—None.

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

G. O. 58, 1888—An ordinance authorizing Jonathan O. Armour to lay and maintain a switch track across Georgia street and sidewalks, at its intersection with Missouri street.

And it was passed by the following vote :

AYES, 9—viz: Aldermen Clark, Connett, Laut, Rail, Reynolds, Smith, Taylor, Tousey, and President Wright.

NAYS, 1—viz: Alderman Reinecke.

The Committee on Streets and Alleys, through Alderman Tousey, submitted the following report :

To the President and Members of the Board of Aldermen :

Gentlemen:—Your Committee on Streets and Alleys, to whom was referred certain resolutions and motions desire to report :

1st. Is a resolution "That the petition of Mary C. Leser, Abram Richhart and others, praying for the opening of a ten-foot alley running west from West street to Dakota street, south of Morris street, be referred to the Board of City Commissioners, with instructions to assess benefits and damages, and to make due report to the Common Council and Board of Aldermen ; the said Commissioners to return all papers and notices. The City Clerk is ordered to issue the proper notices, and the Superintendent of the Metropolitan Police Force is instructed to serve all notices on the said Commissioners and property holders: *Provided*, That before the City Clerk issue any notice, a bond shall be filed in his office, to the approval of the Mayor, guaranteeing the payment of all costs and charges in this matter."

Recommend its adoption.

2d. Is a resolution "That the petition of J. L. Spaulding and others, asking for the opening and extension, to a width of forty (40) feet, the first alley north of the I., B. & W. Railroad, and three hundred and eight (308) feet east of Miley avenue, from Beacon street to the first street north thereof, as prayed for in said petition, and as shown on the plat accompanying the same, be referred to the Board of City

Commissioners, with instructions to assess benefits and damages, and to make due report to the Common Council and Board of Aldermen; the said Commissioners to return all petitions and notices. The City Clerk is hereby instructed to issue the proper notices, and the Superintendent of the Metropolitan Police Force is hereby directed to serve said notices on said Board of City Commissioners and upon the property owners: *Provided*, That before the Clerk issue the said notices to the City Commissioners, a bond shall be filed with said City Clerk, to the approval of the Mayor, guaranteeing the payment of all costs and charges of said Commissioners in this matter."

Recommend its adoption.

3d. Is a resolution "That the petition of Mary C. Leser, Abraham Richart, George C. Eberhard and others, praying for the vacation of the alley 7.58 feet wide, extending from Morris street to the first alley south of Morris street, between West and Dakota streets, be referred to the Board of City Commissioners, together with the plat accompanying the same, with instructions to assess benefits and damages caused by such vacation, and to make due report to the Common Council and Board of Aldermen, the said Board of City Commissioners to return all plats, petitions and notices. The City Clerk is hereby required to issue, and the Superintendent of the Metropolitan Police Force to serve, the proper notices on said Commissioners and interested property owners: *Provided*, That before the City Clerk issues the said notice to the said Commissioners, a bond shall be filed with the said City Clerk, to the approval of the Mayor, guaranteeing the payment of fifty dollars (\$50.00) to the city, in addition to the payment of all costs and charges of said City Commissioners in this matter."

Recommend it be not passed.

4th. Is a motion "That C. M. St. Clair be given permission to construct a driveway across the sidewalk in front of his residence on North street; work to be done at his own expense, under the direction of the City Civil Engineer."

Recommend its passage.

5th. Is a motion calling for stone crossings on Alabama street, on the north side of Wabash street. Recommend it be not passed.

6th. Is a motion granting Geo. Kessler the right to lay a brick driveway across the sidewalk in front of 119 west Washington street.

Recommend it be not passed.

Respectfully submitted,

Will. E. Tousey,
J. H. Taylor,
Julius F. Reinecke,
Committee on Streets and Alleys.

Which was concurred in, and the resolutions reported therein concurred in, adopted, by the following vote:

AYES, 10—viz: Aldermen Clark, Connett, Laut, Rail, Reinecke, Reynolds, Smith, Taylor, Tousey, and President Wright.

NAYS—None.

The Committee on Public Health, through Alderman Connett, submitted the following report; which was concurred in:

To the President and Members of the Board of Aldermen:

Gentlemen:—Your Committee recommend that General Ordinance No. 1, 1889, be amended by striking out all after the words "Chemist," in line eight, Section 5, to-wit: "and E. C. Hedder, clerk in office, John R. Fohl, Meat Inspector, and Leonard Crane, Sanitary officer." And when so amended, we recommend it pass.

Respectfully submitted,

M. F. Connett,
J. H. Taylor,
H. W. Laut,
Committee on Public Health.

On motion by Alderman Connett, the Rules were suspended for the purpose of placing the following entitled ordinance, as amended, upon its final passage, by the following vote :

AYES, 10—viz: Aldermen Clark, Connett, Laut, Rail, Keinecke, Reynolds, Smith, Taylor, Tousey, and President Wright.

NAYS—None.

G. O. 1, 1889—An ordinance establishing a Board of Health for the City of Indianapolis, and legalizing the election and acts of former Boards of Health, and of the city relating to public health, and ordinances relating thereto.

The foregoing entitled ordinance was then read the second time, engrossed and read the third time.

And it was passed by the following vote:

AYES, 9—viz: Aldermen Clark, Connett, Laut, Rail, Reynolds, Smith, Taylor, Tousey, and President Wright.

NAYS—None.

INTRODUCTION OF MISCELLANEOUS BUSINESS.

Alderman Connett offered the following motion ; which was adopted :

That the Street Commissioner be, and is hereby, ordered to remove the plank crossing over the gutter in front of No. 119 west Washington street.

Alderman Reynolds offered the following motion ; which was adopted :

That the Citizens' Street Railroad Company be ordered to repair Clifford avenue along the tracks of said company ; and in case the same is not done within five days from the receipt of a copy of this motion, the Street Commissioner is hereby ordered to repair said street along the tracks of said street railway, and to collect the costs of the same from said street railroad company.

Alderman Smith presented the following Invitation ; which was accepted :

Indianapolis, Ind., January 28, 1889.

HARRY B. SMITH, Board of Aldermen. City :

DEAR SIR:—Indianapolis Lodge B. P. O. Elks will give a Complimentary Social Session on Thursday night next, in honor of the General Assembly of the State of Indiana. Members of the Board of Aldermen and Common Council of the City of Indianapolis, will you kindly give our compliments at the session of the Board to-night, and present the accompanying invitation, and oblige the Lodge ?

Soliciting the courtesy of the presence of your honorable Board, we remain

Respectfully,

MORRIS W. PHILLIPS, Sec'y.

J. J. CURTIS, Ex. Ruler.

On motion by Alderman Laut, the Citizens' Street Railway Company was granted further time to remove their tracks on Seventh street.

Alderman Rail moved that the action of the Common Council in adopting the following resolution, be non-concurred in :

WHEREAS, The Common Council and Board of Aldermen, pursuant to the provisions of Section 3,195 of the Revised Statutes of the State of Indiana of 1881, are desirous to extend the corporate limits of the City of Indianapolis, so as to include certain platted ground ; therefore

Resolved by the Common Council and Board of Aldermen of the City of Indianapolis, That the boundary lines of the City of Indianapolis be, and the same are hereby, extended so as to include the following contiguous territory, to-wit:

1st. All of William H. Morrison's Third Addition to the City of Indianapolis, lying north of Morrison street, as recorded in Plat Book 3, page 157, in the Recorder's office of Marion county, Indiana.

2d. All of Lazarus & Pierce's Meridian Place Addition to the City of Indianapolis, as recorded in Plat Book 8, page 192, in the Recorder's office of Marion county, Indiana.

3d. All of William A. Rhodes' North Illinois Street Addition to the City of Indianapolis, as recorded in Plat Book 9, page 25, in the Recorder's office of Marion county, Indiana.

4th. All of Pearson's North Meridian Street Addition to the City of Indianapolis, as recorded in Plat Book 9, page 2, in the Recorder's office of Marion county, Indiana.

5th. All of Central Park Addition to the City of Indianapolis, as recorded in Plat Book 6, page 142, in the Recorder's office of Marion county, Indiana.

6th. All of Ruddell & Vinton's Park Place Addition to the City of Indianapolis, as recorded in Plat Book 4, page 190, in the Recorder's office of Marion county, Indiana.

7th. All of Burton & Campbell's Park Place Addition to the City of Indianapolis, as recorded in Plat Book 3, page 196, in the Recorder's office of Marion county, Indiana.

8th. All of J. H. Ruddell's subdivision of Lots fifty-one (51) and sixty (60), of Burton & Campbell's Park Place Addition to the City of Indianapolis, as recorded in Plat Book 7, page 143, in the Recorder's office of Marion county, Indiana.

9th. All of the North Park Addition to the City of Indianapolis, as recorded in Plat Book 3, page 193, in the Recorder's office of Marion county, Indiana.

Which said lots and parcels of land above described, shall hereafter form a part of said city, and shall be within the jurisdiction of the same.

Resolved, further, That the City Clerk be, and he is hereby, directed to file a certified copy of the foregoing preamble and resolution, and the action of the Common Council and Board of Aldermen thereon, in the office of the Recorder of said county, who is authorized and directed to record the same.

Which motion was adopted, and the action of the Common Council thereon non-concurred in, by the following vote:

AYES, 6—viz: Aldermen Clark, Connett, Laut, Rail, Reinecke, and Tousey.

NAYS, 4—viz: Aldermen Reynolds, Smith, Taylor, and President Wright.

The following communication from the Street Commissioner was read, and referred to the City Attorney:


Indianapolis, Jan. 28, 1889.

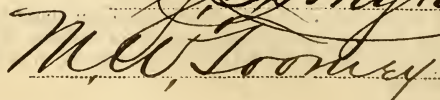
To the Mayor, Common Council and Board of Aldermen:

Gentlemen:—The Illinois street tunnel is in a very filthy condition. Is it the duty of the city or of the Citizens' Street Railroad Company to clean it?

D. DERUITER, Street Commissioner.

On motion, the Board of Aldermen adjourned.

Attest:  President.

 Clerk.