

PROCEEDINGS OF BOARD OF ALDERMEN.

REGULAR SESSION—OCTOBER 28, 1889.*

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

PRESENT—Hon. Granville S. Wright, President of the Board of Aldermen, in the Chair, and Aldermen Connett, Laut, Rail, Reinecke, Reynolds, Smith, and Tousey—8.

ABSENT, 2—viz: Alderman Clark, and Taylor.

The Proceedings of the Board of Aldermen for the regular session held October 14th, 1889, having been printed and placed on the desks of the Aldermen, said Journals were approved as published.

MESSAGES AND PAPERS FROM THE COMMON COUNCIL.

The following message was read :

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 an adjourned session held October 14th, 1889.

For the Common Council:

JNO. W. BOWLUS, City Clerk.

The report of His Honor, the Mayor, reporting fines and fees collected (see page 759, *ante*), was read and received.

The report of John Osterman, Treasurer for the City, (see page 747, *ante*), was read and received.

The following report from the Committee on Public Property (see page 748, *ante*), was read :

To the Mayor, Common Council and Board of Aldermen :

Gentlemen.—Your Committee on Public Property wish to submit the pay-roll for work done at Garfield Park, and recommend the same be paid out of the special appropriation made therefor :

Pay-roll.....\$160 88

Respectfully submitted,

Wm. E. Davis,

P. C. Trusler,

Committee on Public Property.

On motion by Alderman Smith, the City Clerk was instructed to insert the balance, after exhausting the appropriation for Garfield Park, in the general appropriation ordinance.

The following resolution (see page 756, *ante*), was read:

Resolved, That the Indianapolis Water Company be, and is hereby, ordered to extend their mains in and along Home avenue, from their present terminus to Columbia avenue, and that the Chief Fire Engineer is directed to superintend the placing of fire hydrants along the line.

And it was concurrently adopted, by the following vote:

AYES, 7—*viz*: Aldermen Cannett, Laut, Rail, Reynolds, Smith, Tousey, and President Wright.

NAYS—None.

The following resolution (see page 756, *ante*), was read:

Resolved, That the Street Commissioner be directed to immediately remove the street car tracks laid on south Delaware street and Madison avenue, laid by the Indianapolis Cable Company.

And it was concurrently adopted by the following vote:

AYES, 7—*viz*: Aldermen Connett, Laut, Rail, Reynolds, Smith, Tousey, and President Wright.

NAYS—None.

The following resolution (see page 756, *ante*), was read:

Resolved, That the Indianapolis Water Company be, and is hereby, directed to lay water mains on Tennessee street, from Twelfth street to Thirteenth street, and that the Chief Fire Engineer be directed to locate the necessary fire hydrants.

And it was concurrently adopted by the following vote:

AYES, 7—*viz*: Aldermen Connett, Laut, Rail, Reynolds, Smith, Tousey, and President Wright.

NAYS—None.

The following motions (see pages 756 and 757, *ante*), were read and concurrently adopted:

That the Executor of the estate of W. C. DePauw be permitted to re-lay the sidewalk in front of Nos 247 and 249 south Tennessee street; work to be done under the direction of the City Civil Engineer, and that he be, and is hereby, instructed to set the necessary stakes.

That the Street Commissioner do his duty in regard to fixing Fletcher avenue, and also other streets, as has been ordered by the Council and Board of Aldermen, and that the City Clerk notify him of the same.

The following message was read:

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 its regular session held October 21st, 1889.

For the Common Council:

JNO. W. BOWLUS, City Clerk.

The report of the Committee on Contracts, awarding various contracts, (see page 776, *ante*), was read, and the action of the Common Council thereon, concurred in.

The report of the City Clerk, reporting the amount of orders drawn on the City Treasury for the month of September, 1889, (see page 777, *ante*), was read and received.

The following report from the City Clerk (see page 777, *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:

Fisher & Roney vs. Rebecca McGill, for	\$33 60
Fisher & Roney vs. Max Gundelfinger, for	33 00
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, 7—viz: Aldermen Connett, Laut, Rail, Reynolds, Smith, Tousey, and President Wright.

NAYS—None.

The report of the City Civil Engineer, submitting certain contracts and bonds (see page 778, *ante*), was read and the favorable action of the Common Council thereon, concurred in.

The report of the City Civil Engineer, accompanied with estimates, (see page 778, *ante*), was read, and the action of the Common Council thereon, concurred in.

The following estimate resolution (see page 779, *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 The Western Paving & Supply Company, for grading and paving with Filbert Vulcanite Asphaltic Pavement, the roadway of Pennsylvania street, bowldering between the tracks of the Citizens' Street Railroad, curbing with stone the sidewalks thereof, from the north line of Washington street to the south line of Ohio street, 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, 7—viz: Aldermen Connett, Laut, Rail, Reynolds, Smith, Tousey, and President Wright.

NAYS—None.

The communication from W. N. McKeen, in reference to the construction of the viaduct across the Union tracks, (see page 779, *ante*), was read.

The following motion (see page 779, *ante*), was read and concurrently adopted:

That in the opinion of the Council, the foregoing letter is not a satisfactory compliance with the resolution adopted September 16th, 1889, and the promise made by said McKeen to the Mayor and City Attorney, the forepart of the present month, as orally reported by them; and that the City Attorney be, and is hereby, instructed to proceed to carry out said resolution.

The report from the Committee on Contracts, awarding certain contracts, (see page 776, *ante*), was read, and the action of the Common Council thereon, concurred in.

The report from the Board of Public Improvements and Street Commissioner, reporting expenditures for the month of September, 1889, (see pages 779 and 780, *ante*), was read and received.

The reports from the Committee on Streets and Alleys, and the following resolutions accompanying the same (see pages 780, 781 and 782, *ante*), were read and referred to the Committee on Streets and Alleys:

To the Mayor and Common Council:

Gentlemen:—Your Committee on Streets and Alleys, to whom was referred the petition of A. R. Baker, Secretary of the School Board, and others, asking for the vacation of the first alley north of McCarty street, extending from West street to Chadwick street, recommend that the prayer of the petitioners be granted and said alley vacated, on the condition that said School Board cause an alley of like width to be opened along the north line of the second lot north of said vacated alley, as agreed to in their petition, and that the accompanying resolution be adopted.

Respectfully submitted,

Edward Dunn,
Elton B. Elliott,
C. H. Stuckmeyer,
Committee on Streets and Alleys.

Resolved by the Common Council and Board of Aldermen of the City of Indianapolis, That the petition of A. R. Baker, Secretary of the School Board, and others, praying for the vacation of the fourteen-foot alley first north of McCarty street, running from West street to Chadwick street, and the agreement therein made to open an alley of equal width along the north line of the second lot north of said alley proposed to be vacated, 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 petitions, plats and notices.

The City Clerk is hereby required to issue, and the Superintendent of the Metropolitan Police Force to serve the proper notices upon the City Commissioners; and the petitioners are hereby required to serve the proper notices upon the property owners, and to show, by affidavit, due service of such notices: *Provided*, That before the City Clerk issue the said notices to the City Commissioners, a bond shall be filed with the City Clerk, to the approval of the Mayor, guaranteeing the payment of all the costs and charges of said Commissioners in this matter.

To the Mayor and Common Council:

Gentlemen:—Your Committee on Streets and Alleys, to whom was referred the petition of Samuel L. Ross and others, praying for the vacation of so much of the alley running north and south through Block ten (10), in Beatty's heirs' Addition to the city as lies south of the tracks of the Belt Railroad, and north of the line separating Lots four (4) and thirty-seven (37) from Lots five (5) and thirty-six (36) in said Block ten (10), recommend that the same be granted, and that the accompanying resolution be adopted, provided the petitioners cause a fifteen-foot east and west alley to be opened free of cost along the south side of said Lots five and thirty-six.

Respectfully submitted,

Edward Dunn,
Elton B. Elliott,
C. H. Stuckmeyer,
Committee on Streets and Alleys.

Resolved by the Common Council and Board of Aldermen of the City of Indianapolis: That the petition of Samuel L. Ross, Harry J. Milligan and others, praying for the vacation of so much of the alley running north and south through Block ten (10), Beatty's heirs' addition to the city as lies south of the tracks of the Belt Railroad and north of the line separating Lots four (4) and thirty-seven (37) in said Block, from Lots five (5) and thirty-six (36) in said Block ten (10), 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 petitions, plats and notices.

The City Clerk is hereby required to issue, and the Superintendent of the Metropolitan Police Force to serve, the proper notices upon the City Commissioners; and the petitioners are hereby required to serve the proper notices upon the property owners, and to show, by affidavit, due service of such notices: *Provided*, That before the City Clerk issue the said notices to the City Commissioners, a bond shall be filed with the said City Clerk, to the approval of the Mayor, guaranteeing the payment of all costs and charges of said Commissioners in this matter; *and provided*, that said petitioners cause a fifteen-foot alley to be opened east and west off of the south side of said Lots five and thirty-six, free of cost.

To the Mayor and Common Council:

Gentlemen:—Your Committee on Streets and Alleys, to whom was referred the petition of August Richter and others, praying for the opening and extension of the first alley west of Shelby street, from its present northern terminus north through Lot No. one (1) in Daugherty's subdivision of Out-lot No. ninety-nine (99) to Coburn street, recommend that said petition be granted, and that in lieu of such opening, the diagonal alley now located immediately west of said Lot one (1), be vacated, and that the accompanying resolution be adopted.

Respectfully submitted,

Edward Dunn,
Elton B. Elliott,
Chas. H. Stuckmeyer,
Committee on Streets and Alleys.

Resolved by the Common Council and Board of Aldermen of the City of Indianapolis: That the petition of August Richter and others, praying for the opening and extension of the first alley west of Shelby street north through Lot one, Daugherty's subdivision of Out lot ninety-nine to Coburn street, as prayed for in said petition, 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 City 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 City Commissioners and upon the property owners: *Provided*, That before the City Clerk issue the said notices to said 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.

Resolved, further, That in lieu of such opening, the diagonal alley a few feet west of the proposed opening, and west of said Lot one, be vacated.

The following motions (see pages 784 and 786, *ante*), were read and concurrently adopted:

That the Street Commissioner be, and is hereby, instructed to notify the Belt Railroad Company to remove the fence from the thirty-foot alley crossing their tracks running west from Beacon street to Miley avenue, within ten days; failing to do so, the Street Commissioner to remove the same at their expense.

That L. C. Turner be permitted to open the block pavement on north Meridian street in front of his property, to make connection with water mains. Work to be done under the supervision of the Street Commissioner.

That the Chief Fire Engineer be authorized to fill the cistern at the German Orphan Asylum, by using the engine and hose of Company No. 3.

The communication from the Society of Indiana Florists, in reference to the erection of electric lights in Tomlinson Hall, (see page 754, *ante*), was read, and the action of the Common Council thereon, concurred in.

The following motion (see page 785, *ante*), was read, and referred to the Committee on Finance :

That His Honor, the Mayor, be directed to procure twenty-five copies of " Picturesque Indianapolis " for presentation to the South American Delegates on the occasion of their visit to the city, as said work is a good advertisement of the city.

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

G. O. 49, 1889—An ordinance requiring the Lake Erie & Western Railroad Company, and the Louisville, New Albany & Chicago Railway Company to station and maintain one flagman at the intersection of said companies' tracks with Lincoln avenue; one flagman at the intersection of said companies' tracks with Seventh street; one flagman at Eighth street, and one flagman at Ninth street.

S. O. 162, 1889—An ordinance to provide for grading and paving with brick the north sidewalk of Morris street, from Meridian street to West street, and the costs thereof.

On motion by Alderman Rail, the Rules were suspended for the purpose of placing G. O. 49, and S. O. 162, 1889, of the foregoing entitled ordinances, on their final passage, by the following vote :

AYES, 8—viz: Aldermen Connett, Laut, Rail, Reynolds, Smith, Taylor, Tousey, and President Wright.

NAYS—None.

G. O. 49, 1889, was then read the second time, read the third time and passed, by the following vote :

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

NAYS—None.

S. O. 162, 1889, was then read the second time, read the third time and passed, by the following vote :

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

NAYS—None.

Alderman Tousey offered the following motion ; which was adopted :

That the Board of Aldermen reconsider their action on concurring in the report of the Committee on Streets and Alleys at their last regular meeting, so far as it relates to the petition of Lucy A. Sewall, et al., for the vacation of a seven-foot alley extending from Park avenue to the first alley east thereof.

The following resolution (see pages 704, 718 and 770, *ante*), was read :

Resolved by the Common Council and Board of Aldermen of the City of Indianapolis, That the petition of Lucy A. Sewall, Susanna Goepper and others, praying for the vacation of the alley running from Park avenue to the first alley east thereof, and lying between Lincoln avenue and Seventh street—said alley being about seven feet and six inches wide at Park avenue, and about six feet and nine inches wide at the east end thereof—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 petitions, plats and notices.

The City Clerk is hereby required to issue, and the Superintendent of the Metropolitan Police Force to serve, the proper notices upon the City Commissioners; and the petitioners are hereby required to serve the proper notices upon the property owners, and to show, by affidavit, due service of such notices: *Provided*, That before the City Clerk issue the said notices to the City Commissioners, a bond shall be filed with the said City Clerk, to the approval of the Mayor, guaranteeing the payment of all costs and charges of said Commissioners in this matter.

And it was concurrently adopted by the following vote:

AYES, 8—viz: Aldermen Laut, Rail, Reinecke, Reynolds, Smith, Taylor, Tousey, and President Wright.

NAYS, 1—viz: Alderman Connett.

REPORTS, ETC., FROM STANDING COMMITTEES.

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

To the President and Members of the Board of Aldermen:

1 *Gentlemen*:—Your Committee to whom was referred the petition of August Richter and others, praying for the opening of the first alley west of Shelby street south of Coburn street, respectfully report that the petition be granted, and that the following resolution be adopted.

Respectfully submitted,

Will. E. Tousey,
Julius F. Reinecke,
J. H. Taylor,

Committee on Streets and Alleys.

Resolved by the Common Council and Board of Aldermen of the City of Indianapolis, That the petition of August Richter and others, praying for the opening and extension of the first alley west of Shelby street north through Lot one, Daugherty's subdivision of Out-lot ninety-nine to Coburn street, as prayed for in said petition, 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 City 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 City Commissioners and upon the property owners: *Provided*, That before the City Clerk issue said notices to said City Commissioners, a bond shall be filed with the said City Clerk, to the approval of the Mayor, guaranteeing the payment of all costs and charges of said Commissioners in this matter.

Resolved, further, That in lieu of such opening, the diagonal alley a few feet west of the proposed opening, and west of said Lot one, be vacated.

Which report was concurred in, and the resolution concurrently adopted, by the following vote :

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

NAYS—None.

The Committee on Public Light, through Alderman Taylor, submitted the following report :

To the President and Members of the Board of Aldermen :

2 *Gentlemen*:—Your Committee to whom was referred S. O.'s 1, 30, 65, 68, 144, 149, 150 and 151, 1889, would respectfully recommend that the ordinances be passed.

Respectfully submitted,

J. H. Taylor,

H. B. Smith,

Committee on Public Light.

Alderman Laut moved that the report, together with all the ordinances except S. O. 1, 1889, be referred back to the Committee.

Which motion was adopted.

PENDING ORDINANCES.

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

Ap. O. 58, 1889—An ordinance appropriating the sum of eight hundred and forty (\$840.00) dollars to pay interest on bonded debt due October 1st, 1889, on "Sellers Farm bonds."

And it was passed by the following vote :

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

NAYS—None.

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

G. O. 47, 1889—An ordinance requiring the C., C. & St. L. Railroad Company to station and maintain a Flagman at the crossing of its track and west Ohio street.

And it was passed by the following vote :

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

NAYS—None.

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

S. O. 112, 1888—An ordinance to provide for the erection of lamp-posts, lamps and fixtures (complete to burn gas, except the service pipes,) on Bicking street, between Delaware and High streets.

And it was passed by the following vote :

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

NAYS—None.

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

S. O. 132, 1888—An ordinance to provide for the erection of lamp posts, lamps and fixtures (complete to burn gas, except the service pipes,) on Oak street, between Massachusetts avenue and the first alley south of Christian avenue.

And it was passed by the following vote :

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

NAYS—None.

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

S. O. 143, 1888—An ordinance to provide for the erection of four lamp posts, lamps and fixtures (complete to burn gas, except the service pipes,) on Ash street, between Lincoln avenue and Seventh street.

And it was passed by the following vote :

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

NAYS—None.

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

S. O. 1, 1889—An ordinance to provide for the erection of one lamp-post, lamp and fixtures (complete to burn gas, except the service pipes,) on Ellsworth street, between New York and Vermont streets.

And it was passed by the following vote :

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

NAYS—None.

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

S. O. 23, 1889—An ordinance to provide for grading and graveling the roadway of Pratt street, and bowldering and curbing the gutters thereof, from Pennsylvania street to Delaware street.

And it was passed by the following vote :

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

NAYS—None.

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

S. O. 155, 1889—An ordinance to provide for grading and paving with brick the south sidewalk of First street, from the C., I., St. L. & C. R. R. tracks to Howard street, and the costs thereof.

And it was passed by the following vote:

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

NAYS—None.

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

S. O. 157, 1889—An ordinance to provide for grading and graveling Alvord street and sidewalks, from the State Ditch to Eleventh street, and for the costs thereof.

And it was passed by the following vote:

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

NAYS—None.

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

S. O. 158, 1889—An ordinance to provide for grading and graveling Tecumseh street and sidewalks, from Clifford avenue to Orange avenue, and for the costs thereof.

And it was passed by the following vote:

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

NAYS—None.

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

S. O. 160, 1889—An ordinance to provide for grading and graveling the first alley west of Randolph street, from Koller street to Sturm avenue, and the costs thereof.

And it was passed by the following vote:

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

NAYS—None.

On motion, the Board of Aldermen then adjourned.

G. S. Wright, President.

Attest: *W. L. Loney*, Clerk.