

# PROCEEDINGS OF COMMON COUNCIL.

REGULAR SESSION—DECEMBER 2, 1889.

The Common Council of the City of Indianapolis, met in the Council Chamber, Monday evening, December 2d, A. D. 1889, at 7:30 o'clock, in regular session.

PRESENT.—HON. Caleb S. Denny, Mayor, and *ex officio* President of the Common Council in the Chair, and 21 members, viz: Councilmen Burns, Cummings, Darnell, Davis, Dunn, Elliott, Finch, Gasper, Gaul, Hicklin, Johnston, Long, Markey, McClelland, O'Connor, Pearson, Stuckmeyer, Smith, Thalman, Trusler, and Wilson.

ABSENT, 4—viz: Councilmen Coy, Kelley, Parkinson, and Swain.

The Proceedings of the Common Council for the regular session held November 18th, and the special session held November 25th, 1889, having been printed and placed on the desks of the Councilmen, said Journals were approved as published.

## REPORTS, ETC., FROM THE COMMITTEE ON CONTRACTS.

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

To the Mayor, Common Council and Board of Aldermen;

*Gentlemen:*—Your Committee on Contracts, to whom was referred the proposals received November 18, 1889, have examined the same, and find them to be as follows:

1. For grading and graveling Walnut street and sidewalks, from Noble street to Railroad street.

G. W. S. McCray ..... 56 cents per lineal foot front on each side.

Henry Clay ..... 55 cents per lineal foot front on each side.

George W. Buchanan... 49 cents per lineal foot front on each side.

Roney & Dunning..... 45 cents per lineal foot front on each side.

Fulmer, Cooper & Co... 38 cents per lineal foot front on each side.

Fulmer, Cooper & Co. being the lowest and best bidders, recommend they be awarded the contract.

2. For grading and graveling the roadway of Pratt street, and bowldering and curbing the gutters thereof, from Pennsylvania street to Delaware street.

Price per lineal foot front on each side.

Name of bidder.	Paving.	Curbing.	Graveling.	Walk-stone.	Wings.
Fisher & Roney .....	40 cts.....	48 cts.....	55 cts.....	72 cts.....	72 cts
Fulmer, Cooper & Co... 40 cts.....	48 cts.....	50 cts.....	70 cts.....	70 cts.....	70 cts
James W. Hudson..... 35 cts.....	45 cts.....	35 cts.....	55 cts.....	55 cts.....	55 cts
Roney & Dunning..... 35 cts.....	42 cts.....	35 cts.....	70 cts.....	60 cts.....	60 cts

Roney & Dunning being the lowest and best bidders, recommend they be awarded the contract.

3. For grading and paving with brick the north sidewalk of Morris street, from Meridian street to West street.

Price per lineal foot front on each side.

Name of bidder.	Paving.	Walk-stone.	Bowldering Wings.
F. M. Snyder.....	44 cents.....	70 cents.....	60 cents
James W. Hudson.....	43 cents.....	55 cents.....	65 cents
Fisher & Roney.....	45 cents.....	68 cents.....	68 cents
J. L. Spaulding.....	37 cents.....	68 cents.....	60 cents
Robert Kennington...	35 cents.....	65 cents.....	63 cents
Michael Flaherty.....	34 cents.....	80 cents.....	60 cents
Fulmer, Cooper & Co..	33 cents.....	68 cents.....	50 cents

Fulmer, Cooper & Co. being the lowest and best bidders, recommend they be awarded the contract.

4. For grading and paving with brick the south sidewalk of First street, from the C., I. St. L. & C. Railroad street to Howard street.

Price per lineal foot front on each side.

Name of bidder.	Paving.	Walk-stone.	Bowldering Wings.
Fulmer, Cooper & Co..	40 cents.....	70 cents.....	70 cents
Roney & Dunning.....	38 cents.....	70 cents.....	65 cents
J. L. Spaulding.....	37 cents.....	68 cents.....	60 cents

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

5. For grading and graveling Alvord street and sidewalks, from the State Ditch to Eleventh street.

Fulmer, Cooper & Co...	79 cents per lineal foot front on each side.
Clay & Litel.....	69 cents per lineal foot front on each side.
Fisher & Roney.....	68 cents per lineal foot front on each side.

Fisher & Roney being the lowest and best bidders, recommend they be awarded the contract.

6. For grading and graveling Tecumseh street and sidewalks, from Clifford avenue to Orange avenue.

Fulmer, Cooper & Co...	74 cents per lineal foot front on each side.
Roney & Dunning.....	73 cents per lineal foot front on each side.

Roney & Dunning being the lowest and best bidders, recommend they be awarded the contract.

7. For grading and graveling the first alley west of Randolph street, from Koller street to Sturm street.

Geo. W. S. McCray.....	42 cents per lineal foot front on each side.
Geo. W. Buchanan.....	39 cents per lineal foot front on each side.
Fulmer, Cooper & Co...	35 cents per lineal foot front on each side.

Fulmer, Cooper & Co. being the lowest and best bidders, recommend they be awarded the contract.

8. For the erection of one twelve hundred barrel cistern at the corner of Carlos and Ray streets.

Fisher & Roney.....	\$1 00 per barrel.
Twiname & Co.....	97 per barrel.
Roney & Dunning.....	95 per barrel.
Fulmer, Cooper & Co.....	92 per barrel.

Fulmer, Cooper & Co. being the lowest and best bidders, recommend they be awarded the contract.

9. Bids for lamp-posts to be erected upon the following streets were received :

- Lambeth street, between Clifford and Brookside avenues.
- Bellefontaine avenue, between Lincoln avenue and Seventh street.
- Hall Place street, between Seventh and Ninth streets.

Bicking street, between Delaware street and High street.  
 Ash street, between Lincoln avenue and Seventh street.  
 Ellsworth street, between New York and Vermont streets.

Only one bid received, that of Freaney Brothers, for erecting lamp-posts, lamps and fixtures (complete to burn gas, except the service pipes,) on the above named streets, and the same being at the usual price—\$21.00 per post—we recommend they be awarded the contract.

Respectfully submitted,

C. F. Darnell,  
 R. McClelland,  
 Committee on Contracts.

Councilman Darnell, from the Committee on Contracts, presented the following contracts and bonds; which were read and approved:

Contract and bond of Freaney Brothers, for erecting lamp-posts, lamps and fixtures (complete to burn gas, except the service pipes,) on Hall Place street, between Seventh and Ninth streets. Bond, \$50.00; surety, A. M. Fletcher.

Contract and bond of Freaney Brothers, for erecting lamp-posts, lamps and fixtures (complete to burn gas, except the service pipes,) on Ash street, between Lincoln avenue and Seventh street. Bond, \$50.00; surety, A. M. Fletcher.

Contract and bond of Freaney Brothers, for erecting lamp-posts, lamps and fixtures (complete to burn gas, except the service pipes,) on Lambeth street, between Brookside and Clifford avenues. Bond, \$50.00; surety, A. M. Fletcher.

Contract and bond of Freaney Brothers, for erecting lamp-posts, lamps and fixtures (complete to burn gas, except the service pipes,) on Ellsworth street, between New York and Vermont streets. Bond, \$50.00; surety, A. M. Fletcher.

Contract and bond of Freaney Brothers, for erecting lamp-posts, lamps and fixtures (complete to burn gas, except the service pipes,) on Bicking street, between Delaware and High streets. Bond, \$50.00; surety, A. M. Fletcher.

Contract and bond of Freaney Brothers, for erecting lamp-posts, lamps and fixtures (complete to burn gas, except the service pipes,) on Bellefontaine avenue, between Lincoln avenue and Seventh street. Bond, \$50.00; surety, A. M. Fletcher.

#### REPORTS, ETC., FROM CITY OFFICERS.

The City Attorney submitted the following report; which was read and received:

To the Mayor and Common Council:

*Gentlemen.*—Since the last meeting of the Council, the following cases have been disposed of:

First, is the case of Melissa A. Ralston et al., vs. Thomas Taggart, Auditor, City of Indianapolis, et al., involving the question of recoupment of taxes charged to have been illegally collected. It was to be made a test for several cases of its class; but after the case was practically put at issue, the court dismissed the entire case at plaintiff's cost.

Second, is the action of Lowe Carey against The City of Indianapolis, Consumers' Gas Trust Company and the Citizens' Street Railroad Company, in which he demanded \$200.00 damages for injuries alleged to have been suffered by him by reason of a horse stepping through a hole over a gas trench between the street railroad tracks at the intersection of Central avenue and Eighth street. Upon trial the court found in favor of all the defendants, including the city, and rendered judgment accordingly.

Respectfully submitted,

WM. L. TAYLOR, City Attorney.

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

To the Mayor and Common Council:

*Gentlemen:*—I have examined the claim of Marion County against the city, for \$8,911.34 on account of the city's portion of the assessment of property for the year ending January 1, 1889, and report that on investigation made by the Auditor and myself, the Auditor struck out one claim of \$871.90, being the item for publishing the delinquent tax list, and \$45.00 for advertising. Furthermore a correction was made in the basis of calculating the city's portion of said assessment, and the Auditor added the total of West Indianapolis, Brightwood and Woodruff Place to the total assessment for Center Township, and this further reduces the city's portion of the total cost of assessing the property in Center Township, and leaves the amount due from the City of Indianapolis to Marion County, \$8,129.66—being a reduction of about \$800.00 on the bill as first presented, and being a few dollars less than the bill for last year's assessment.

I submit herewith a corrected statement from the Auditor, and recommend it be spread of record, so that hereafter it may be used as a proper basis for computing the city's share of such expense. I have caused the same to be placed in the appropriation ordinance, and recommend its payment.

Respectfully submitted,

WM. L. TAYLOR, City Attorney.

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

*Gentlemen:*—I herewith submit the following statement of the expenses connected with the assessment of property in Center Township, for the year ending January 1st, 1889, to-wit:

Assessment of Center Township (outside).....	\$ 3,953,010 00
Assessment of West Indianapolis.....	1,258,820 00
Assessment of Brightwood.....	383,315 00
Assessment of Woodruff Place.....	224,230 00
Assessment of the City of Indianapolis.....	51,960,535 00
<b>Total assessments of Center Township.....</b>	<b>\$57,779,910 00</b>

City of Indianapolis proportion of total assessment in Center Township, is 89+ per cent.

Total cost of assessment for 1888.....	\$18,268 91
89+ per cent. of total cost is.....	\$16,259 32
One-half due Marion County, is.....	<u>\$ 8,129 66</u>

Respectfully submitted,

THOMAS TAGGART, County Auditor.

WM. L. TAYLOR, City Attorney.

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

To the Mayor, Common Council and Board of Aldermen:

*Gentlemen:*—I hereby report the following estimate of work done according to contract:

A first and final estimate in behalf of J. L. Spaulding, for grading and paving with brick the sidewalks of Mayhew street, from West street to Oregon street.

1,082.00 lineal feet, at 41 cents.....	\$443 62
24.20 lineal feet of double walk-stone, at 73 cents.....	17 66
12.85 square yards of bowlderred wings, at 70 cents.....	9 00
	<u>\$470 28</u>

A first and final estimate in behalf of Roney & Dunning, for grading and graveling the roadway of Paca street, and paving with brick the sidewalks thereof, from First street to St. Clair street.

1,718.16 lineal feet of gravel, at 49 cents.....	\$ 841 92
1,690.10 lineal feet of pavement, at 39 cents.....	659 45
82.20 lineal feet of walk-stone, at 71 cents.....	65.46
50.26 square yards of bowldered wings, at 69 cents.....	34 67
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	\$1,601 50

A first and final estimate in behalf of Hanway & Lancaster, for grading and graveling Columbia avenue, from the State Ditch to the Belt Railway.

1,383 lineal feet, at 64 cents.....	\$885 12
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A first and final estimate in behalf of Roney & Dunning, for grading and paving with brick the east sidewalk of Bellefontaine avenue, from Ninth street to Eleventh street.

1,235 40 lineal feet of pavement, at 36 cents.....	\$444 76
49.60 lineal feet of double walk-stone, at 70 cents.....	34 72
26.86 square yards of bowldered wings, at 63 cents.....	16 90
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	\$496 38

A first and final estimate in behalf of F. M. Snyder, for grading and paving with brick the southeast sidewalk of Kentucky avenue, from Merrill street to South street.

1,002.00 lineal feet, at 38 cents.....	\$380 73
145 40 lineal feet of double walk-stone, at 60 cents.....	87 24
88.85 square yards of bowldered wings, at 53 cents.....	47 10
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	\$515 07

A first and final estimate in behalf of Joseph Bernauer, for grading and paving with brick the sidewalks of Twelfth street, from Meridian street to Tennessee street.

1,012 20 lineal feet of paving, at 36 cents.....	\$264 40
99.30 lineal feet of double walk-stone, at 60 cents.....	59 58
58.82 yards of bowldered wings, at 60 cents.....	35 29
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	\$459 27

A first and final estimate in behalf of Henry Clay, for grading and graveling the first alley east of Mississippi street, from the first alley north of William street to Herbert street.

1,274 lineal feet, at 27 cents.....	\$343 97
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A first and final estimate in behalf of Fisher & Roney, for grading and paving with brick the sidewalks of Locke street, from Elizabeth street to Indiana avenue.

2,220.70 feet of pavement, at 33 cents.....	\$732 81
180.80 feet of double walk-stone, at 68 cents.....	123 14
98.68 square yards of bowldered wings, at 68 cents.....	67 10
102.00 lineal feet of pavement re-laid.....	10 02
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	\$933 07

A first and final estimate in behalf of The Western Paving & Supply Company, for grading and paving with Filbert Vulcanite Asphaltic Pavement, the roadway of Court street, and curbing with stone the sidewalks thereof, from the east line of Pennsylvania street to the west curb line of Delaware street.

882.02 lineal feet of pavement, at \$2.89.....	\$2,549 04
751 60 lineal feet of curb, at 60 cents.....	450 96
36.90 lineal feet of round curb, at \$1.20.....	44 28
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	\$3,044 28

Respectfully submitted,

A. P. SHAWVER, City Civil Engineer.

The following estimate resolution 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 J. L. Spaulding, for grading and paving with brick the sidewalks of Mayhew street, from West street to Oregon 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 adopted by the following vote :

AYES, 21—viz: Councilmen Burns, Cummings, Darnell, Davis, Dunn, Elliott, Finch, Gasper, Gaul, Hicklin, Johnston, Long, Markey, McClelland, O'Connor, Pearson, Smith, Stuckmeyer, Thalman, Trusler, and Wilson.

NAYS—None.

The following estimate resolution 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 Roney & Dunning, for grading and graveling the roadway of Paca street, and paving with brick the sidewalks thereof, from First street to St. Clair 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 adopted by the following vote :

AYES, 21—viz: Councilmen Burns, Cummings, Darnell, Davis, Dunn, Elliott, Finch, Gasper, Gaul, Hicklin, Johnston, Long, Markey, McClelland, O'Connor, Pearson, Smith, Stuckmeyer, Thalman, Trusler, and Wilson.

NAYS—None.

The following estimate resolution 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 Hanway & Lancaster, for grading and graveling Columbia avenue and sidewalks, from the State Ditch to the Belt Railway, 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.

Which was adopted by the following vote :

AYES, 21—viz: Councilmen Burns, Cummings, Darnell, Davis, Dunn, Elliott, Finch, Gasper, Gaul, Hicklin, Johnston, Long, Markey, McClelland, O'Connor, Pearson, Smith, Stuckmeyer, Thalman, Trusler, and Wilson.

NAYS—None.

The following estimate resolution 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 Roney & Dunning, for grading and paving with brick the east sidewalk of Bellefontaine avenue, from Ninth street to Eleventh 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 adopted by the following vote :

AYES, 21—viz: Councilmen Burns, Cummings, Darnell, Davis, Dunn, Elliott, Finch, Gasper, Gaul, Hicklin, Johnston, Long, Markey, McClelland, O'Connor, Pearson, Smith, Stuckmeyer, Thalman, Trusler, and Wilson.

NAYS—None.

The following estimate resolution 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 F. M. Snyder, for grading and paving with brick the southeast sidewalk of Kentucky avenue, from South street to Merrill 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 adopted by the following vote :

AYES, 21—viz: Councilmen Burns, Cummings, Darnell, Davis, Dunn, Elliott, Finch, Gasper, Gaul, Hicklin, Johnston, Long, Markey, McClelland, O'Connor, Pearson, Smith, Stuckmeyer, Thalman, Trusler, and Wilson.

NAYS—None.

The following estimate resolution 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 Joseph Bernauer, for grading and paving with brick the north sidewalk of Twelfth street, from Meridian street to Tennessee 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 adopted by the following vote :

AYES, 21—viz: Councilmen Burns, Cummings, Darnell, Davis, Dunn, Elliott, Finch, Gasper, Gaul, Hicklin, Johnston, Long, Markey, McClelland, O'Connor, Pearson, Smith, Stuckmeyer, Thalman, Trusler, and Wilson.

NAYS—None.

The following estimate resolution 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 Henry Clay, for grading and graveling the first alley east of Mississippi street, from the first alley north of William street to Herbert 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 adopted by the following vote :

AYES, 21—viz: Councilmen Burns, Cummings, Darnell, Davis, Dunn, Elliott, Finch, Gasper, Gaul, Hicklin, Johnston, Long, Markey, McClelland, O'Connor, Pearson, Smith, Stuckmeyer, Thalman, Trusler, and Wilson.

NAYS—None.

The following estimate resolution 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 Fisher & Roney, for grading and paving with brick the sidewalks of Locke street, from Elizabeth street to Indiana avenue, 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 adopted by the following vote :

AYES, 18—viz: Councilmen Burns, Cummings, Darnell, Davis, Dunn, Elliott, Finch, Gasper, Gaul, Hicklin, Johnston, Long, Markey, McClelland, O'Connor, Pearson, Smith, Stuckmeyer, Thalman, Trulser, and Wilson.

NAYS—None.

The following estimate resolution 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 Court street, and curbing with stone the sidewalks thereof, from the east line of Pennsylvania street to the west curb line of Delaware 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 adopted by the following vote:

AYES, 21—viz: Councilmen Burns, Cummings, Darnell, Davis, Dunn, Elliott, Finch, Gasper, Gaul, Hicklin, Johnston, Long, Markey, McClelland, O'Connor, Pearson, Smith, Stuckmeyer, Thalman, Trulser, and Wilson.

NAYS—None.

The City Clerk submitted the following report; which was read and received:

To the Mayor, Common Council and Board of Aldermen:

Gentlemen.—I herewith submit an itemized statement showing the amount of orders drawn upon the city treasury during the month of November, 1889, viz:

Board of Health.....	\$ 226 00
City Commissioners.....	90 00
City Dispensary.....	348 85
City Civil Engineer's Department.....	364 35
City Hall.....	3,639 00
City Hospital and Branch.....	1,441 68
Elections.....	1,684 00
Electric Light.....	516 44
Fire Department—accounts.....	2,184 58
Fire Department—pay-rolls.....	5,642 00
Garfield Park.....	280 18
Gas.....	3,608 18
Illinois street tunnel.....	62 00
Incidentals.....	309 00
Insurance.....	7 50
Judgments and costs.....	36 25
Markets.....	114 75
Parks.....	189 70
Police.....	5,350 27
Printing.....	429 92
Public charity.....	50 00
Redemption of loan.....	100 00
Salary.....	366 88
Station House.....	282 28
Street Improvements.....	4,573 22
Street repair—accounts.....	865 30
Street repairs—pay-rolls.....	2,946 60
Taxes refunded.....	30 11



Tomlinson Estate .....	\$ 5 91
Tomlinson Hall—accounts .....	92 03
Tomlinson Hall—Janitors .....	155 00
 Total.....	 <u>\$ 35,986 93</u>

Respectfully submitted, JNO. W. BOWLUS, City Clerk.

The City Clerk submitted the following report :

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 precept, to-wit:

Geo. W. Seibert & Co. vs. J. A. & A. J. Cornelius, for.....	\$35 20
Fulmer & Seibert vs. Ewald Over, for ... ..	46 00

Respectfully submitted, JNO. W. BOWLUS, City Clerk.

Which report was received, and the precepts ordered to issue, by the following vote :

**NAYS, 11—viz:** Councilmen Darnell, Davis, Dunn, Elliott, Finch, Gasper, Hicklin, Johnston, Long, Markey, McClelland O'Connor, Pearson, Smith, Stuckmeyer, Thalman, and Trusler.

**NAYS, 4—viz:** Councilmen Burns, Cummings, Gaul, and Wilson.

The City Clerk submitted the following report ; which was read, and the bond approved :

To the Mayor, Common Council and Board of Aldermen :

*Gentlemen:*—On November 29th, 1889, The Sun Vapor Light Company filed with me their contract with the city, duly signed and attested.

I submit the same for your consideration.

JOHN W. BOWLUS, City Clerk

REPORTS, ETC., FROM STANDING COMMITTEES.

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

To the Mayor and Common Council :

*Gentlemen:*—Your Committee to whom was referred the matter of calling a special election for the purpose of electing an Alderman to fill the unexpired term of Timothy J. Clark, (deceased,) would respectfully report that we have given the matter a very careful consideration, and, in our opinion, and also in the opinion of the best lawyers with whom we have advised, there is no law for this Council to authorize the calling of a special election to fill said vacancy for the term beginning January first, 1890; but we find that we do have the right to call a special election to fill the present vacancy ending December 31st, 1889—but on account of the short time to be served, we think that we would not be justified in spending so large an amount of the city's money. Therefore, we would respectfully recommend that the whole matter be indefinitely postponed.

Respectfully submitted,

M. M. Cummings,  
John R. Pearson,  
Committee on Judiciary.

And it was concurred in by the following vote :

**AYES, 13**—viz: Councilmen Cummings, Darnell, Davis, Dunn, Elliott, Finch, Gasper, Long, McClelland, Smith, Thalman, Trusler, and Wilson.

**NAYS, 8**—viz: Councilmen Burns, Coy, Gaul, Hicklin, Johnston, Markey, O'Connor, and Stuckmeyer.

The Committee on Public Light, through Councilman Trusler, submitted the following reports; which were concurred in:

To the Mayor and Common Council:

*Gentlemen:*—Your Committee on Public Light would recommend the erection of an electric light at the intersection of South and Tennessee streets; one at the corner of Noble and Market streets, and one at the corner of Noble and Ohio streets.

Respectfully submitted,

J. C. Finch,  
Thomas Markey,  
Committee on Public Light.

To the Mayor, and Common Council:

*Gentlemen:*—Your Committee on Public Light, to whom sundry motions were referred, would respectfully recommend the re-mantling of two lamps between East and Wright streets, on Dougherty street. We would recommend the erection of electric lights at the following points, viz: One at the O., I. & W. crossing on west Washington street; one at the intersection of Meek and Cruse streets, and one at the corner of Ray and West streets.

Respectfully submitted,

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

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

To the Mayor, Common Council and Board of Aldermen:

*Gentlemen:*—Your Committee on Railroads, to whom the following General Ordinances were referred, would report:

1st. Is General Ordinance No. 51, 1889, an ordinance entitled "An ordinance authorizing the Lake Erie & Western Railroad Company to lay, maintain and operate a switch track across Seventh street alongside the main tracks of said Company." Recommend said ordinance be passed.

2d. Is General Ordinance No. 50, 1889, an ordinance entitled "An ordinance requiring the Cleveland, Columbus, Cincinnati & St. Louis Railway Company to station and maintain a flagman at the intersection of said company's tracks with Kentuck avenue." Recommend said ordinance be passed.

Respectfully submitted,

C. F. Darnell,  
Fred. W. Gaul,  
Committee on Railroads.

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

To the Common Council:

*Gentlemen:*—Your Committee to whom was referred the resolution directing the Street Commissioner to remove the iron fence across Illinois street at the Union Station, would respectfully report that the City Civil Engineer has prepared plans for a walk through the Railway Station on Illinois street, and we would recommend that he be directed to call upon the Engineer of the Union Railway Company and present the aforesaid plans, and if possible come to some agreement on the foot-walk aforesaid, and report at the next regular meeting.

Respectfully submitted,

C. F. Darnell,  
D. F. Swain,  
Fred. W. Gaul,  
Committee on Railroads.

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

G. O. 50, 1889—An ordinance requiring the Cleveland, Cincinnati, Chicago & St. Louis Railway Company to station and maintain a flagman at the intersection of said company's tracks with Kentucky avenue, in the City of Indianapolis, Ind.

And it was passed by the following vote :

AYES, 22—viz: Councilmen Burns, Coy, Cummings, Darnell, Davis, Dunn, Elliott, Finch, Gasper, Gaul, Hicklin, Johnston, Long, Markey, McClelland, O'Connor, Pearson, Smith, Stuckmeyer, Swain, Thalman, Trusler, and Wilson.

NAYS—None.

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

G. O. 51, 1889—An ordinance authorizing the Lake Erie & Western Railroad Company to lay, maintain and operate a switch track across Seventh street alongside the main track of said company.

And it was passed by the following vote :

AYES, 23—viz: Councilmen Burns, Coy, Cummings, Darnell, Davis, Dunn, Elliott, Finch, Gasper, Gaul, Hicklin, Johnston, Long, Markey, McClelland, O'Connor, Pearson, Smith, Stuckmeyer, Swain, Thalman, Trusler, and Wilson.

NAYS—None.

The Committee on Sewers and Drainage, through Councilman Gasper, submitted the following report ; which was concurred in :

To His Honor, the Mayor, and Common Council :

*Gentlemen:*—Your Committee to whom was referred Special Ordinance No. 88, 188., to construct a brick sewer in and along North and Bright streets, would report that we have examined the same, and would recommend that the ordinance be amended so as to read "one-third of the cost thereof to be paid by the city, and the remaining two-thirds by the property owners abutting the same." With the above amended Section, we would respectfully recommend its passage.

Respectfully submitted,

J. L. Gasper,  
Jas. Johnston,  
Wm. T. Long.

The Rental Committee, through the City Clerk, submitted the following report ; which was received :

To the Mayor, Common Council and Board of Aldermen :

*Gentlemen:*—Your Rental Committee beg leave to report the following rents collected for the month of November, 1889 :

TOMLINSON HALL.	
State Floral Association.....	\$125 00
Ladies' Auxiliary to B. L. Engineers.....	50 00
Moulders' Association.....	50 00
Brotherhood L. Firemen.....	50 00

TOMLINSON ESTATE.	
Mrs. Robinson, 113 north Illinois street.....	25 00
Mrs. Overman, 115 north Illinois street.....	25 00
B. S. Atkinson, 117 north Illinois street.....	25 00

Respectfully submitted,

WM. L. TAYLOR,  
JNO W. BOWLUS,  
Rental Committee.

## MESSAGES AND PAPERS FROM THE BOARD OF ALDERMEN.

The following message was read, and the action of the Board of Aldermen thereon, concurred in :

To the Mayor and Common Council :

*Gentlemen:*—The Board of Aldermen in regular session held in the Aldermanic Chamber Monday evening, November 25th, 1889, amended the following resolution by striking out in line 18 the word "fifteen," and substituting therefor the word "twelve."

*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 B. & O. 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.

I submit the same for your consideration.

For the Board of Aldermen:

MICHAEL W. TOOMEY,  
Clerk of the Board of Aldermen.

## APPROPRIATION ORDINANCES.

This being the regular appropriation night, the following entitled Appropriation Ordinances were introduced and placed upon their final passage, without a suspension of the Rules :

Councilman Thalman, on behalf of the Finance Committee, submitted the following entitled appropriation ordinances :

Ap. O. 73, 1889—An ordinance appropriating money for the payment of the salaries and compensation of the members of the Common Council and Board of Aldermen; of the County Auditor and the Treasurer for the City; of the City Officers and officers and members of the Fire and Police Departments; the Committee Clerk, City Janitor, Assistant City Janitor, Tomlinson Hall Janitor, Tomlinson Hall Assistant Janitor, and Market Masters of the East and West markets, [Amount appropriated, \$14,815.58.]

Read the first and second times, ordered engrossed, read the third time and passed, by the following vote :

AYES, 23—viz: Councilmen Burns, Coy, Cummings, Darnell, Davis, Dunn, Elliott, Finch, Gasper, Gaul, Hicklin, Johnston, Long, Markey, McClelland, O'Connor, Parkinson, Pearson, Smith, Stuckmeyer, Swain, Thalman, and Trusler.

NAYS—None.

Ap. O. 74, 1889—An ordinance appropriating the sum of Five Thousand Dollars (\$5,000) on account of the Street Repair Department of the City of Indianapolis.

Read the first and second times, ordered engrossed, read the third time and passed, by the following vote :

AYES, 23—viz: Councilmen Burns, Coy, Cummings, Darnell, Davis, Dunn, Elliott, Finch, Gasper, Gaul, Hicklin, Johnston, Long, Markey, McClelland, O'Connor, Parkinson, Pearson, Smith, Stuckmeyer, Swain, Thalman, and Trusler.

NAYS—None.

Ap. O. 75, 1889—An ordinance appropriating money for the payment of sundry claims against the City of Indianapolis, on account of Station House. [Amount appropriated, \$652.03.]

Read the first and second times, ordered engrossed, read the third time and passed, by the following vote :

AYES, 23—viz: Councilmen Burns, Coy, Cummings, Darnell, Davis, Dunn, Elliott, Finch, Gasper, Gaul, Hicklin, Johnston, Long, Markey, McClelland, O'Connor, Parkinson, Pearson, Smith, Stuckmeyer, Swain, Thalman, and Trusler.

NAYS—None.

Ap. O. 76, 1889—An ordinance appropriating money for the payment of sundry claims against the City of Indianapolis, on account of the Fire Department. [Amount appropriated, \$694.01.]

Read the first and second times, ordered engrossed, read the third time and passed, by the following vote :

AYES, 23—viz: Councilmen Burns, Coy, Cummings, Darnell, Davis, Dunn, Elliott, Finch, Gasper, Gaul, Hicklin, Johnston, Long, Markey, McClelland, O'Connor, Parkinson, Pearson, Smith, Stuckmeyer, Swain, Thalman, and Trusler.

NAYS—None.

Ap. O. 77, 1889—An ordinance appropriating money for the payment of sundry claims against the City of Indianapolis, on account of the City Hospital and Branch. [Amount appropriated, \$1,507.59.]

Read the first and second times, ordered engrossed, read the third time and passed, by the following vote :

AYES, 23—viz: Councilmen Burns, Coy, Cummings, Darnell, Davis, Dunn, Elliott, Finch, Gasper, Gaul, Hicklin, Johnston, Long, Markey, McClelland, O'Connor, Parkinson, Pearson, Smith, Stuckmeyer, Swain, Thalman, and Trusler.

NAYS—None.

Ap. O. 78, 1889—An ordinance appropriating money for the payment of sundry claims against the City of Indianapolis, on account of the City Hospital and Branch—(special.) [Amount appropriated, \$1,023.35.]

Read the first and second times, ordered engrossed, read the third time and passed, by the following vote :

AYES, 23—viz: Councilmen Burns, Coy, Cummings, Darnell, Davis, Dunn, Elliott, Finch, Gasper, Gaul, Hicklin, Johnston, Long, Markey, McClelland, O'Connor, Parkinson, Pearson, Smith, Stuckmeyer, Swain, Thalman, and Trusler.

NAYS—None.

Ap. O. 79, 1889—An ordinance appropriating money for the payment of sundry claims against the City of Indianapolis. [Amount appropriated, \$29,465.78.]

Read the first and second times, ordered engrossed, read the third time and passed, by the following vote:

**AYES**, 23—viz: Councilmen Burns, Coy, Cummings, Darnell, Davis, Dunn, Elliott, Finch, Gasper, Gaul, Hicklin, Johnston, Long, Markey, McClelland, O'Connor, Parkinson, Pearson, Smith, Stuckmeyer, Swain, Thalman, and Trusler.

**NAYS**—None.

#### INTRODUCTION OF GENERAL AND SPECIAL ORDINANCES.

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

By Councilman Dunn:

G. O. 58, 1889—An ordinance fixing the salaries of the members of the Fire Department, and repealing all ordinances in conflict herewith.

Councilman Dunn presented the following petition, which was read:

To the Mayor, Board of Aldermen and Common Council:

*Gentlemen:*—We would respectfully petition your honorable body for an increase in the wages of the Fire Department, as follows: Captains, \$960.00 per year; Engineers, \$900.00; Drivers, Hosemen, Stokers and Truckmen, \$840.00; Watchmen \$730.00.

Henry Coe, Wm. Henderson, Gregory & Appel, Rehm & Van Dusen, Alex. Metzger, McGillard & Dark, Indiana Paper Co. by Wm. O DeVay, Pres't.; Jos. Haas, Severn, Ostermeyer & Co, D. W. Coffin, M. O'Connor, H. Lieber, H. Frommeyer, A. Schleiser, F. T. Lee, Ch. D. Meyer—and 171 others.

Councilman Darnell moved to suspend the Rules for the purpose of placing the above entitled ordinance—G. O. 58, 1889—on its final passage.

Councilman McClelland moved as a substitute, that the ordinance, together with the petition, be referred to the Committee on Finance and Chief Fire Engineer.

Councilman Darnell moved to lay the motion on the table.

Which failed of adoption, by the following vote:

**AYES**, 11—viz: Councilmen Coy, Cummings, Darnell, Davis, Dunn, Finch, Gasper, Long, Parkinson, Trusler, and Wilson.

**NAYS**, 14—viz: Councilmen Burns, Elliott, Gaul, Hicklin, Johnston, Kelley, Markey, McClelland, O'Connor, Pearson, Smith, Stuckmeyer, Swain, and Thalman.

The motion offered by Councilman McClelland to refer, was then adopted.

By Councilman Dunn, which was referred to the Committee on Railroads, to report at the next meeting:

G. O. 59, 1889—An ordinance authorizing the Chandler & Taylor Company to lay and maintain a switch track across west Market street, and extending south along the west side of the first alley east of Geisendorff street to the north side of Washington street, or the old National Road.

By Councilman Thalman, which was referred to a Special Committee consisting of Councilmen Thalman, O'Connor and Gasper :

G. O. 60, 1889—An ordinance amendatory and supplemental to the ordinance entitled "An ordinance authorizing the construction, extension and operation of certain passenger railways in and upon the streets of the City of Indianapolis;" ordained and established January 18th, 1864.

By Councilman Elliott :

S. O. 224, 1889—An ordinance to provide for the erection of lamp posts, lamps and fixtures (complete to burn gas, except the service pipes,) on Bellefontaine avenue, between Ninth and Eleventh streets.

By Councilman Thalman :

S. O. 225, 1889—An ordinance to provide for grading and curbing the gutters of Susquehanna street, and paving with brick the sidewalks thereof, from New York street to Vermont street, and the costs thereof.

#### INTRODUCTION OF MISCELLANEOUS BUSINESS.

Councilman Coy presented the following remonstrance ; which was ordered filed :

*Indianapolis, November 30, 1889.*

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

*Gentlemen:*—The undersigned, owners of real estate fronting on Willow street, between Olive and Linden streets, respectfully remonstrate against the passage of an ordinance providing for the grading and paving with brick the sidewalk on the above named street. Joseph Born, 130 feet; Mrs. Susie V. Schindler, 185 feet; Mrs. E. R. Templeton, 30 feet; Mrs. M. Schneider, 30 feet.

Councilman Darnell offered the following motions; which were adopted:

That W. Q. Gresham et al., be, and are hereby, given permission to grade and gravel the alley between Tennessee and Mississippi streets, beginning at William street and running north to the intersection of the first alley, at their own expense, under the direction of the City Civil Engineer.

That Charles Toon and Wm. Corbley be, and are hereby, granted permission to grade and gravel the sidewalk in front of their property on north Illinois street, at the west side, near Twenty-second street, at their own expense, under the direction of the City Civil Engineer.

Councilman Dunn offered the following resolution; which was referred to the Committee on Public Property :

*Resolved.* That the City Civil Engineer be, and he is hereby, directed to prepare plans and specifications, and advertise for bids for laying an eight foot cement walk through Military Park, from the southeast corner to the northwest corner.

Councilman Elliott offered the following motion; which was referred to the Committee on Finance and City Attorney, with power to act :

That the Street Commissioner be, and is hereby, ordered to build a dam across Pogue's Run at the south side of Clifford avenue, for temporary fire protection. Work to be done under the direction of the Chief Fire Engineer and City Attorney.

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

That the Committee on Public Light be, and are hereby, ordered to contract with the Sun Vapor Light Company for one hundred additional lamps, the same to be located by the City Civil Engineer, under the direction of the Committee on Public Light.

Councilman Hicklin offered the following motion ; which was adopted :

That the Finance Committee and City Clerk be, and they are hereby, directed to prepare and submit to the Council at the next regular meeting, a full and complete statement of the assets and liabilities of the city, together with the amount of the contracts awarded and not paid for.

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

STATE OF INDIANA, *County of Marion, ss :*

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

*Gentlemen:*—Your petitioner, William Rowe, being sworn, on his oath says, that on the 15th day of February, 1881, affiant purchased at tax sale from the City of Indianapolis, Indiana, the following described real estate in Marion county, Indiana : The east one-fifteenth of eighty-five feet off of the south end of Lots 1 and 2, in Elizabeth Frazee's subdivision of part of Out-lot 3, in the City of Indianapolis, which property was then occupied and used by Theodore L. Sewall for school, literary and educational purposes exclusively, and for more than two years immediately prior to February 15th, 1881, had been used solely for educational and religious purposes, and was, therefore, not subject to taxation ; that said delinquency in payment of taxes was for the years 1879 and 1880, and said sale was made for said years ; that the amount thus paid into the treasury of said city February 15th, 1881, was \$123.87 ; that on March 22, 1883, the said City of Indianapolis executed to affiant on account of said sale, a tax deed for said real estate ; that affiant still thus holds said real estate.

Affiant says that on account of the premises herein, said sale was void. Wherefore he asks that said \$123.87, with interest from date of payment at the rate of six per cent. per annum, be refunded affiant, and that said sale be declared void, and that affiant execute a quit claim deed to said Theodore L. Sewall, who is the present legal owner of said real estate.

WILLIAM ROWE.

Subscribed and sworn to before me, this 2d day of December, 1889.

[Seal.]

WALTER KESSLER,

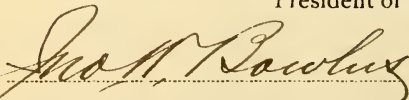
Notary Public Marion County, Ind.

On motion the Common Council then adjourned, at 9:30 o'clock, P. M.

 , Mayor,

President of the Common Council.

A test:

 , City Clerk.