

PROCEEDINGS
OF THE
COMMON COUNCIL.

REGULAR SESSION.

CHAMBER OF THE COMMON COUNCIL OF THE }
CITY OF INDIANAPOLIS, }
SATURDAY, APRIL 23, 1870, 7½ O'CLOCK P. M. }

The Common Council met in regular session.

Present—His Honor, the Mayor, Daniel Macauley, in the chair,
and the following members :

Councilmen Brown, Cottrell, Gimber, Harrison, Heckman, Ken-
nington, Locke, Marsee, Newman, Pyle, Shepherd, Thalman, Thoms,
Weaver, Whitsit, Wiles and Woodburn—17.

Absent—Councilmen Kahn.

The proceedings of the adjourned session, held April 12, 1870,
and of the regular session, held April 16, 1870, were read and ap-
proved.

Sealed proposals were opened and read by the Clerk, and referred
to their respective Committees.

Mr. Cottrell offered the following motion :

That the time be, and is hereby extended, from April 23 to April 30, for the reception of bids for the iron bridges proposed to be erected by the city, the City Clerk to notice the change in his advertisement.

Mr. Brown moved to amend by allowing parties who have bid, to withdraw and amend bids if they wish to do so.

Which was adopted.

The motion as amended, was then adopted.

CALL OF THE ROLL.

Mr. Brown presented the following petition :

INDIANAPOLIS, April 23, 1870.

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

GENTLEMEN:—Your memorialist would respectfully present: That the track of the Massachusetts avenue Street Railroad, was laid so as to encroach on the sidewalks in front of lots Nos. 1, 2, and 3, (Butler's addition,) owned by your memorialist, and at that time the property described was beyond the city limits, but at present is included; and that the location of the said street railroad is a great damage to the said property, preventing any approach by carriage to the front of it, etc.

Therefore, your memorialist would respectfully ask that the said railroad be removed so as to occupy the center of Western avenue, by whatever power has the right so to remove the same.

Respectfully submitted,

R. T. BROWN.

Which was referred to Committee on Streets and Alleys.

Mr. Brown introduced Special ordinance No. 77, 1870, entitled :

AN ORDINANCE to provide for grading and bouldering Chesapeake alley between Meridian and Illinois streets.

Which was read the first time.

Mr. Brown introduced Special ordinance No. 78, 1870, entitled:

AN ORDINANCE to provide for the erection of lamp posts, lamps and fixtures complete to burn gas, except the service pipe, on Kentucky avenue between Tennessee and West streets.

Which was read the first time.

Mr. Cottrell introduced General ordinance No. 17, 1870, entitled :

AN ORDINANCE permitting the Union Railway Company to remove its track from the bridge across Pogue's Run, at the intersection of Delaware street, and releasing them from the duty of keeping said bridge in repair, and granting them the privilege of constructing a new track to the depot of the Jeffersonville, Madison and Indianapolis R.R. Company.

Which was read the first time.

Mr. Cottrell introduced Special ordinance No. 79, 1870, entitled :

AN ORDINANCE to provide for the erection of lamp posts, lamps and fixtures complete to burn gas, except the service pipe, on Sinker street between New Jersey and Alabama streets.

Which was read the first time.

On motion by Mr. Cottrell, the vote by which the ordinance providing for the grading and paving of the east sidewalk of Alabama street, between Washington street and the Union Railway Company's track was passed, was reconsidered by the following vote :

Affirmative—Brown, Cottrell, Gimber, Harrison, Heckman, Kennington, Locke, Marsee, Newman, Pyle, Shepherd, Thalman, Weaver, Whitsit, Wiles and Woodburn—17.

Negative—none.

Mr. Cottrell offered the following resolution :

Resolved, That the Cleveland, Columbus, Cincinnati and Indianapolis Railway Company be, and they are hereby granted the privilege of laying with stone the sidewalk upon the east side of South Alabama street, commencing at their railroad track, and running thence North to a point where a line produced by the extension eastward of the north line of Maryland street touches the east side of said South Alabama street. Said stone pavement to be not less than nine (9) feet in width, measured from the inner line of said sidewalk. The work to be done to the satisfaction and under the direction of the Civil Engineer of the City.

The question being on the adoption of the resolution :

Those who voted in the affirmative were Councilmen Brown, Cottrell, Gimber, Harrison, Heckman, Kennington, Locke, Marsee,

Newman, Pyle, Shepherd, Thalman, Thoms, Weaver, Whitsit, Wiles and Woodburn—17.

Negative—none.

So the resolution was adopted.

Mr. Cottrell offered the following motion :

That the Street Commissioner be, and he is hereby directed, to have certain street crossings, to the number of fifty (50,) laid with flagstone of not less than eighteen inches in width. The Committee on Streets and Alleys are requested to select the particular street crossings to be so improved.

Which was adopted.

Mr. Cottrell offered the following motion :

That the Chief Fire Engineer be, and he is hereby directed, to cause the Silsby Fire Engine now on trial, located at the engine house on South street, to be taken out of service at once.

Which on motion was referred to the Committee on Fire Department and Chief Fire Engineer.

Mr. Heckman introduced Special ordinance No. 80, 1870, entitled :

AN ORDINANCE to provide for the erection of lamp posts, lamps and fixtures complete to burn gas, except the service pipe, on Elm street between Noble and Cedar streets.

Which was read the first time.

Mr. Heckman introduced Special ordinance No. 81, 1870, entitled :

AN ORDINANCE to provide for the erection of lamp posts, lamps and fixtures complete to burn gas, except the service pipe, on Cedar street between Elm street and Virginia avenue.

Which was read the first time.

Mr. Heckman presented the following remonstrance :

INDIANAPOLIS, April 23, 1870.

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

GENTLEMEN:—The undersigned respectfully remonstrate against the vacation of the first alley running south of Pogue's Run, east and west through block 1, out lot 85, from East to Liberty street.

Respectfully submitted,

FREDERICK GANSBERG,
ANTHONY SCHRADER,
C. DEMMEYER,
WILHELM COOK,

And 17 others.

Which was referred to the Committee on Streets and Alleys.

Mr. Heckman presented the following petition :

INDIANAPOLIS, April 23, 1870.

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

GENTLEMEN:—The undersigned petitions your honorable body to grant him the privilege to pave the sidewalk with brick in front of business rooms Nos. 333 and 335 on Virginia avenue, under direction of the City Civil Engineer, and that you direct the Civil Engineer to set the necessary grade stakes.

Respectfully submitted,

FRED. JASPER.

Which, on motion, was granted.

Mr. Heckman presented the following petition :

INDIANAPOLIS, April 23, 1870.

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

GENTLEMEN.—We, your humble petitioners, residents and property owners fronting on Meek street and running back to Maryland street, occupied by the C. and I. J. Railroad Company's track, between Noble street and first alley east of Cady street, we beg of you, gentlemen, to give us your aid in having said Railroad Company wall up with stone the bank in rear of our lots, to prevent them from washing down and caving in. Gentlemen, if it is in your power to give us any aid, we, your petitioners, hope you will do so as soon as possible.

Respectfully submitted,

WILLIAM G. WILLIAMS,
WILLIAM WISEMAN,
THOMAS SAYRES,
MARTIN SAYRES,

And 9 others.

Which was referred to the Committee on Judiciary and City Attorney.

Mr. Kennington offered the following motion :

That the Street Commissioner be directed to dig an open ditch on such part of Union street as may be necessary, so as to drain such street into the Ray street sewer, and that the order heretofore made for a ditch on Morris street, be rescinded.

Which was adopted.

Mr. Kennington offered the following motion :

That the Chief of Police be, and he is hereby, directed to detail a special policeman to guard the city offices, so as to insure perfect safety to the papers, books, and valuables belonging to the city.

Which, on motion, was referred to the Board of Police.

Mr. Locke offered the following motion :

That the Civil Engineer be directed to examine the grade at the junction of West, Indiana avenue, and North streets, with reference to a more complete surface drainage, and report to this Council.

Which was adopted.

Mr. Marsee offered the following motion :

That the Committee on Printing and Stationery be, and they are hereby directed to have painted on the front of the Council Chamber, the words "City Building."

Which was adopted.

Mr. Marsee presented the following remonstrance :

INDIANAPOLIS, April 23, 1870.

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

GENTLEMEN:—The undersigned, owners of the real estate fronting on east side of East street, between Virginia avenue and Louisiana street, respectfully remonstrate against the passage of an ordinance providing for the grading and paving of the east sidewalk of East street between Louisiana street and Virginia avenue.

First.—Our sidewalk has been lately graveled and is in good condition. This sidewalk has been twice graveled on account of raise of grade.

Second.—The property holders are most all poor, and many of them yet owe for their property, and to force this improvement on us will damage us financially.

Respectfully submitted,

WILLIAM BANSE,
WILLIAM TURNER,
And 3 others.

Also the following remonstrance :

INDIANAPOLIS, April 23, 1870.

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

GENTLEMEN:—The undersigned, owners of the real estate fronting on the west side of East street between Virginia avenue and Pogue's Run, respectfully remonstrate against the passage of an ordinance providing for grading and paving the west sidewalk of East street between Virginia avenue and Pogue's Run.

First.—This sidewalk has been lately graveled and is in good condition. This sidewalk has been twice graveled on account of raise of grade.

Second.—The property holders are most all poor, and many of them yet owe for their property, and to force this improvement on us will damage us financially.

Respectfully submitted,

SAMUEL P. DANIELS,
W. TOWNSEND,
PATRICK McCANN,
ROBERT SCHMIDT,
And 14 others.

Which were referred to the Committee on Streets and Alleys.

Mr. Newman presented the following remonstrance :

INDIANAPOLIS, April 23, 1870.

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

GENTLEMEN:—The undersigned, citizens, and property-holders on North New Jersey street, having learned that an ordinance has been introduced before your honorable body to pave with brick, the east side of the above named street from Washington to Michigan street, do hereby respectfully present their remonstrance against the enactment of said ordinance at this time.

We are property holders on the east side of North New Jersey street, and have always uncomplainingly submitted to any enactments for the improvement of our street and of the city generally, and will submit to this enactment just as cheerfully if it can be postponed until next spring. At present, however, the expense of said improvement would fall oppressively on most of us under existing circumstances.

We, therefore, respectfully request your honorable body, to defer till the beginning of the ensuing year, the proposed ordinance, believing and knowing as we do, that the condition of the remaining portions of the above named sidewalk is good for travel, and would compare favorably with any unimproved sidewalk in the city.

Respectfully submitted,

J. C. SMITH,
DAVID SIBIRD,
Mrs. A. D. GALL,
And 13 others.

Which was referred to the Committee on Streets and Alleys along with the ordinance providing for said improvement.

Mr. Shepherd offered the following motion :

That the Street Commissioner be ordered to build a walk across Louisiana street on the east side of Tennessee street.

Which was adopted.

Mr. Shepherd offered the following motion :

That John Corrigan be allowed to set a kettle and build a shed to protect the same, on the city ground known as the Scavenger's lot, near the river, the same to be used as a soap factory. The city reserving the right to cancel this agreement at pleasure.

Which was referred to the Committee on Contracts.

Mr. Thalman offered the following motion :

That the Street Commissioner be directed to build a foot bridge over Geisendorff's mill race, at the foot of New York street.

Also the following :

That the Street Commissioner be directed to build a culvert on Bright street, between New York street and the arm of the Canal.

Which were referred to the Committee on Bridges.

Mr. Thalman offered the following motion :

That Erie Locke be granted the privilege of building a bay window to his residence, said window will project into the alley on the south side three feet. Said window will not interfere with the passage of vehicles.

Which was adopted.

Mr. Thoms introduced Special Appropriation ordinance No. 20, 1870, entitled :

AN ORDINANCE appropriating money for the payment of sundry claims against the City of Indianapolis.

Which was read the first time.

Mr. Thoms introduced Special ordinance No. 82, 1870, entitled :

AN ORDINANCE to provide for grading and paving the south sidewalk on Ohio street between East and New Jersey streets.

Which was read the first time.

Mr. Thoms introduced Special ordinance No. 83, 1870, entitled :

AN ORDINANCE to provide for grading and graveling Harvey street and sidewalks from Ohio to New York streets.

Which was read the first time.

Mr. Thoms offered the following motion :

That Joseph Langbein be allowed to grade and pave with brick in front of his property on New Jersey street, the same to be done within sixty days, and the Civil Engineer is hereby directed to set the grade stakes.

Which was adopted.

Mr. Weaver presented the following petition :

INDIANAPOLIS, April 23, 1870

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

GENTLEMEN:—I desire permission to grade and gravel the street and pave the walks in front of my premises on North Illinois street. Ninety feet at corner of first east side, and eighty feet, in front 590 and 592, in all 170 feet. I will, if allowed, proceed with the work as soon as practicable, after proper specifications are furnished by City Engineer.

Respectfully submitted,

G. H. VOSS.

Which was referred to the Committee on Streets and Alleys.

Mr. Whisit presented the following petition :

INDIANAPOLIS, April 9, 1870.

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

GENTLEMEN:—I do hereby respectfully request that you will grant me the privilege of planking the sidewalk in front of my Mill lots, on the east side of East street between Georgia street and the first alley south of Georgia street, under the supervision of the Civil Engineer.

Respectfully submitted,

GEO. W. HILL.

Which was granted.

Mr. Whitsit offered the following motion :

That the Committee on Fire Department and Chief Fire Engineer, be instructed to test the capacity of the Latta and Silsby engines, by posting one at the canal to pump the water for the other, and vice versa, until they are satisfied of the relative capacity of the two engines, and report the result at the next meeting of this Council.

Which was adopted.

Mr. Wiles introduced Special ordinance No. 84, 1870, entitled :

AN ORDINANCE to provide for grading and graveling Gregg street and sidewalks, from Jackson street to first alley west of Jackson street.

Which was read the first time.

Mr. Wiles presented the following petition :

INDIANAPOLIS, April 23, 1870.

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

GENTLEMEN :—The undersigned, owners of the real estate fronting on Winston street, between North street and St. Clair street, would respectfully petition your honorable body to open Winston street from its present northern terminus to St. Clair street.

Respectfully submitted,

CHARLES LAUER,
JOHN HELM,
HENRY FONT,
DAVID WEBER,
And 18 others.

Which was referred to the City Commissioners.

Mr. Wiles presented the following petition :

INDIANAPOLIS, April 23, 1870.

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

GENTLEMEN :—The undersigned, owners of the real estate fronting on Walnut street, between East street and Delaware street, respectfully petition your honorable body to pass an ordinance providing for the grading and paving of the north sidewalk of Walnut street, between Alabama and East streets with the best quality of hard burned brick, and that the crossings be gravelled with good river or creek gravel; said sidewalks to be paved to the width of six feet.

Respectfully submitted,

ROBERT S. FOSTER,
A. J. DANFORTH,
JOHN L. AVERY,
ALBERT W. COX.

Which was received.

Mr. Wiles introduced Special ordinance No. 85, 1870, entitled :

AN ORDINANCE to provide for grading and paving with brick, the north sidewalk on Walnut street, between East and Delaware streets.

Which was read the first time.

Mr. Wiles presented the following account :

INDIANAPOLIS, April 23, 1870.

City of Indianapolis :

To Enos & Heubner, Dr.

To two hundred dollars in part pay on account of plans, specifications, details and supervision, of City Prison-----\$200 00

Which was referred to the Committee on Accounts and Claims.

Mr. Wiles presented the following petition :

INDIANAPOLIS, April 23, 1870.

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

GENTLEMEN:—We respectfully petition your honorable body to pass an ordinance granting us the privilege of laying a railroad switch from the Union Railway track on South street near Pennsylvania street, across said Pennsylvania street to Deloss Root's lot, northwest corner of Pennsylvania and South streets.

South street at said point has fifty feet extra width, given for railroad purposes, by James M. Ray and others.

Respectfully submitted,

W. H. TURNER, Pres't

I. M. C. & C. CO.

Which was referred to the Committee on Railroads.

Dr. Woodburn offered the following motion :

That permission be granted to the property owners on Tennessee street between First and Second streets, to complete the graveling of the same at their own expense, under the direction of the Civil Engineer.

Which was adopted.

Mr. Woodburn offered the following resolutior :

Resolved, That the City Clerk be, and he is hereby, directed to immediately publish, according to law, an ordinance passed April 2, 1870, entitled "An ordinance relative to hogs, or swine, running at large in the city of Indianapolis.

Which was lost by the following vote :

Those who voted in the affirmative were, Councilmen Harrison, Marsee, Newman, Pyle, Thalman, Wiles and Woodburn—7.

Those who voted in the negative were, Councilmen Brown, Cottrell, Gimber, Heckman, Kennington, Locke, Shepherd, Thoms, Weaver and Whitsit—10.

Dr. Woodburn introduced Special ordinance No. 86, 1870, entitled :

AN ORDINANCE to provide for the erection of lamp posts, lamps and fixtures complete to burn gas except the service pipe, on North street between Illinois and Alabama streets.

Which was read the first time.

Dr. Woodburn presented the following petition :

INDIANAPOLIS, April 23, 1870.

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

GENTLEMEN:—The subscriber asks permission from your honorable body to boulder about twenty feet of sidewalk on north side of Pratt street, (now being graded and graveled,) the said 20 feet being in front of my wood and coal house, fronting on Pratt street. The object being, so that carts or wagons loaded with coal or wood can drive on to the walk without injuring same; and I ask that privilege in addition.

Respectfully submitted,

E. W. SLOAN.

Which was granted.

Dr. Woodburn presented the following remonstrance :

INDIANAPOLIS, April 23, 1870.

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

GENTLEMEN:—We, the undersigned, owners of real estate fronting on the east side of Illinois between First and Seventh streets in the city of Indianapolis, respectfully remonstrate against the passage of ordinance for grading

and paving with brick, the sidewalk on the east side of Illinois street between First and Seventh streets.

Respectfully submitted,

WM. S. HUBBARD,
E. B. MARTINDALE,
G. W. JONES,
WM. Y. WILEY,
And 3 others.

Which was laid on the table until the ordinance providing for said improvement, can be taken up.

Dr. Woodburn offered the following resolution :

Resolved, That the following named persons be appointed Judges and Inspectors of an Election to be held on the first Tuesday in May, 1870.

FIRST WARD.

Inspector—Jason S. Carey.
Judges—William Kowan, John Helm.

SECOND WARD.

Inspector—John H. Batty.
Judges—A. L. Wright, W. A. Lowe.

THIRD WARD.

Inspector—William M. Blake.
Judges—O. Williams, Henry Nelson.

FOURTH WARD.

Inspector—Eli Thompson
Judges—Henry C. Cox, August Brinker.

FIFTH WARD.

Inspector—B. F. Riley.
Judges—Samuel Lefever, F. Klan.

SIXTH WARD.

Inspector—James G. Lightford.
Judges—Louis Helle, James Haggerty.

SEVENTH WARD.

Inspector—I. I. Weimer.
Judges—Samuel P. Daniels, Joseph W. Davis.

EIGHTH WARD.

Inspector—William M. Graham.
Judges—Peter Routier, Fred. Hartman.

NINTH WARD.

Inspector—J. M. W. Langsdale.
Judges—Samuel Seibert, C. H. Schwear.

Which was adopted by the following vote :

Those who voted in the affirmative were, Councilmen Brown, Cottrell, Gimber, Harrison, Heckman, Kennington, Locke, Marsee, Newman, Pyle, Shepherd, Thalman, Thoms, Weaver, Whitsit, Wiles and Woodburn—17.

Negative—none.

Mr. Thoms moved that when the Council adjourn, it be to meet next Thursday, April 28, 1870, at 7½ o'clock P. M.

Which was adopted.

On motion the following places were designated for holding the next City Election, to be held May 3, 1870.

First Ward—Old First Ward School House.

Second Ward—Grocery, southeast corner New Jersey and St. Clair streets.

Third Ward—Old School House.

Fourth Ward—Old School House.

Fifth Ward—Old School House.

Sixth Ward—Old School House.

Seventh Ward—No. 3 Engine House.

Eighth Ward—School House.

Ninth Ward—Court House.

His Honor, the Mayor, offered the following motion :

That a Special Committee of three, together with the City Attorney, be directed to confer with Messrs. Pettis and Dickson in regard to canceling the lease of the late city offices, such committee to negotiate with said firm a final settlement, and report to the Council. C

Which was adopted.

His Honor appointed as such committee, Messrs. Newman, Cottrell and Wiles.

On motion the Committee on Fire Department were instructed to ascertain whether the Fire Alarm Tower can be removed, etc.

His Honor, the Mayor, offered the following motion :

That the Committee on Revision of Ordinances prepare and present to this Council, an ordinance contemplating the opening of graveled foot-paths, or walks, through the center of the Governor's Circle, from north to south and also from east to west, the openings to the park to be properly protected, and the walk railed or fenced, on each side its full length; the ordinance providing penalties for injury to the enclosed trees, grass and shrubbery. E

Which was adopted.

Also, the following motion .

That the Street Commissioner place a stone crossing on the south side of Washington street, from the west side of Pennsylvania street to the east side of Virginia avenue.

Which was adopted, and the Civil Engineer instructed to have stone crossings made to all new bouldered streets.

On motion by Mr. Locke, Alfred Harrison, Esq., was appointed Forester for Circle Park, to serve without compensation. S

On motion the Council adjourned.

Daniel Macauley
DANIEL MACAULEY, Mayor.

ATTEST:

Sam Russell
~~D. M. RUSSELL~~, City Clerk.