

PROCEEDINGS
OF THE
COMMON COUNCIL.

REGULAR SESSION.

CHAMBER OF THE COMMON COUNCIL OF THE }
CITY OF INDIANAPOLIS, }
SATURDAY, MAY 28, 1870, 7½ O'CLOCK P. M. }

The Common Council met in regular session, and as a Board of Equalization, pursuant to the following notice :

NOTICE TO TAX-PAYERS.—Notice is hereby given, that in pursuance of the provisions of section 59, of the City Charter, "The Common Council, together with the City Clerk and City Assessor, will meet at the Council Chamber in said city, on Saturday May 28, 1870, at 7½ o'clock P. M., as a Board of Equalization, to hear and decide all complaints, (if there be any,) in relation to the city appraisement for the year 1870, and equalize the same as right and justice may require.

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

Councilmen Brown, Cottrell, Harrison, Heckman, Kahn, Kennington, Locke, Marsee, Newman, Pyle, Reagan, Shepherd, Thalman, Thoms, Weaver, Whitsit, Wiles and Woodburn—18, and the City Clerk and City Assessor.

Absent—none.

The proceedings of the adjourned session, held May 12, 1870, and the regular session, held May 14, 1870, were read and approved.

The City Clerk presented the following report :

INDIANAPOLIS, May 28, 1870.

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

GENTLEMEN:—I have this day returned to the City Clerk, the assessment list for the year 1870, amounting in the aggregate, to \$24,656,460, and 5852 polls.

Respectfully submitted,

WM. HADLEY, *City Assessor.*

Which was received.

Mr. Cottrell moved that a special committee of five be appointed, together with the Clerk and Assessor, to whom all complaints shall be referred.

Which was adopted and the following committee appointed :

Messrs. Locke, Kahn, Harrison, Shepherd and Whitsit.

On motion the Board of Equalition adjourned.

Mr. Marsee moved to reconsider the vote by which the Salary Ordinance was passed.

The question being on reconsidering,

Those who voted in the affirmative were, Councilmen Brown, Cottrell, Harrison, Heckman, Kahn, Kennington, Locke, Marsee, Reagan, Shepherd, Thalman, Thoms, Weaver, and Whitsit—14.

Those who voted in the negative were, Councilmen Newman, Pyle, Wiles and Woodburn—4.

So the motion to reconsider was adopted.

Mr. Marsee moved to reconsider the vote by which the ordinance was ordered to be engrossed.

The question being on reconsidering,

Those who voted in the affirmative were, Councilmen Brown, Cottrell, Harrison, Heckman, Kahn, Kennington, Marsee Reagan, Shepherd, Thalman, Thoms, Weaver and Whitsit—13.

Those who voted in the negative were, Councilmen Locke, Newman, Pyle, Wiles and Woodburn—5.

So the motion to reconsider was adopted.

Mr. Marsee moved that \$400, as the salary of Marshal, be stricken out, and \$600 inserted.

The question being to strike out and insert.

Those who voted in the affirmative were, Councilmen Brown, Cottrell, Harrison, Heckman, Kennington, Marsee, Reagan, Thalman, Thoms, Weaver and Whitsit—11.

Those who voted in the negative were, Councilmen Kahn, Locke, Newmon, Pyle, Shepherd, Wiles and Woodburn—7.

So the motion was adopted.

Mr. Marsee moved to strike out \$400, as the salary of Deputy Marshal, and insert \$600.

The question being on striking out and inserting.

Those who voted in the affirmative were, Councilmen Brown, Cottrell, Harrison, Heckman, Marsee, Reagan, Thalman, Thoms and Whitsit—9.

Those who voted in the negative were, Councilmen Kahn, Kennington, Locke, Newman, Pyle, Shepherd, Weaver, Wiles and Woodburn—9.

There being a tie vote, His Honor, the Mayor, voted in the affirmative.

So the motion was adopted.

The ordinance was then ordered to be engrossed.

When it was read the third time and placed upon its passage.

The question being, shall the ordinance pass?

Those who voted in the affirmative were, Councilmen Cottrell, Harrison, Heckman, Marsee, Newman, Pyle, Reagan, Thalman, Thoms and Weaver—10.

Those who voted in the negative were, Councilmen Brown, Kahn, Kennington, Locke, Shepherd, Whitsit, Wiles and Woodburn—8.

So the ordinance passed.

Mr. Pyle moved to reconsider the vote taken at the last meeting, instructing the City Clerk to advertise for bids for city printing.

The question being on reconsidering,

Those who voted in the affirmative were, Councilmen Harrison, Kahn, Locke, Newman, Pyle, Thalman, Thoms, Weaver, Wiles and Woodburn—10.

Those who voted in the negative were, Councilmen Brown, Cottrell, Heckman, Kennington Marsee, Reagan, Shepherd and Whitsit—8.

So the motion to reconsider was adopted.

Dr. Woodburn moved to indefinitely postpone the motion to instruct the City Clerk to advertise for bids for city printing.

Which was adopted by the following vote :

Those who voted in the affirmative were, Councilmen Harrison, Kahn, Locke, Newman, Pyle, Thoms, Weaver, Wiles and Woodburn—10.

Those who voted in the negative were, Councilmen Brown, Cottrell, Heckman, Kennington, Marsee, Reagan, Shepherd and Whitsit—8.

Mr. Whitsit offered the following motion :

That the Committee on Printing be instructed to fix the rates for printing at a rate as low as the lowest bids now in the hands of the Clerk, for the same kinds of work.

Dr. Woodburn moved to refer the motion to the Committee on Printing and Stationery.

Which was adopted by the following vote :

Those who voted in the affirmative were, Councilmen Harrison, Kahn, Locke, Marsee, Newman, Pyle, Thalman, Thoms, Weaver, Wiles and Woodburn—11.

Those who voted in the negative were, Councilmen Brown, Cottrell, Heckman, Kennington, Reagan, Shepherd and Whitsit—7.

Sealed proposals for printing were referred to the Committee on Printing and Stationery, with instructions to report the figures.

Mr. Wiles from the Committee on Contracts made the following report :

INDIANAPOLIS, May 28, 1870

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

GENTLEMEN :—The Committee on Contracts, to whom were referred sundry proposals for street improvements, have examined the same, and find the following persons hereafter named, to be the lowest and best bidders and would recommend that contracts be awarded as follows, to-wit :

First.—For grading and graveling Louisiana street, from East to Noble street, to Richard Carr, at one dollar and fifty cents per lineal foot run, for

the whole width of the street, or seventy-five cents per lineal foot front on each side of the line improved.

Second.—For grading and paving with brick, the north sidewalk on Indiana avenue from Mississippi to West street, at 64 cents per lineal foot front, to Charles Roney.

Third.—For grading and graveling Davidson street, and sidewalks from Market to Washington street, to M. O. Conner, at eighty-six cents per lineal foot front on each side of the line improved.

Fourth.—For grading and graveling the street, paving with brick the sidewalks and bouldering the gutters, and also the crossings of the streets and alleys, the width of the sidewalks, on Illinois street from First to Tinker street, to Patterson and Dunning; for grading and graveling, one dollar and thirty-six cents per foot front on each side; paving sixty-five cents per lineal foot front, on each side; bouldering the gutters seventy-one cents per lineal foot front on each side; bouldering the crossings of the streets and alleys the width of the sidewalks, at seventy-one cents per lineal foot front on each side.

Respectfully submitted,

W. D. WILES,
ISAAC THALMAN, } Committee.

Which was concurred in.

Dr. Woodburn introduced Special Appropriation Ordinance No. 27, 1870, entitled :

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

Which was read the first time.

Dr. Woodburn introduced Special Appropriation Ordinance No. 28, 1870, entitled :

AN ORDINANCE appropriating money for the payment of sundry claims against the city of Indianapolis, in fitting up Council Chamber, City Offices, etc.

Which was read the first time.

Dr. Woodburn moved to suspend the rules to pass the above appropriation ordinances.

The question being on the suspension of the rules,

Those who voted in the affirmative were, Councilmen Cottrell, Harrison, Heckman, Kahn, Locke, Pyle, Shepherd, Thalman, Thoms, Weaver, Whitsit, Wiles and Woodburn—13.

Those who voted in the negative were, Councilmen Brown, Kennington, Newman and Reagan—4.

So the rules were suspended, and the ordinances read the second time.

On motion, the bill of Joseph Aufdenhide, was referred to a special committee of three.

Councilmen Weaver, Locke and Brown.

The ordinances were then considered engrossed.

When they were read the third time and placed upon their passage.

The question being, shall the ordinances pass?

Those who voted in the affirmative were, Councilmen Brown, Cottrell, Harrison, Heckman, Kahn, Locke, Marsee, Pyle, Shepherd, Thalman, Thoms, Weaver and Wiles—13.

Those who voted in the negative were, Councilmen Kennington, Newman, Reagan, Whitsit and Woodburn—5.

So the ordinances passed.

Mr. Newman presented the following communication:

INDIANAPOLIS, May 28, 1870.

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

GENTLEMEN:—The First National Bank of Indianapolis, will discount the paper of the city on the basis of either of the following propositions, viz:

First.—Any sum not exceeding one hundred thousand dollars, for any time not exceeding five months, from the 1st of June, 1870, at the rate of nine per cent. Money to be checked out of bank only as needed for city expenditures.

Second.—Any sum required for any time required, at the rate of 11 per

cent, and will allow the city at the rate of four per cent. on any portion thereof remaining in bank, for the time it may remain.

Third.—Twelve thousand five hundred dollars on the first of June, and twelve thousand five hundred dollars on the first of each month thereafter, to the 1st of February, 1871, inclusive, at the rate of 11 per cent. and will allow the city 4 per cent. for balances remaining in bank, for time so remaining.

Propositions to be accepted or declined at once.

Respectfully submitted,

W. H. ENGLISH, President.

Also the following communication :

INDIANAPOLIS, May 28, 1870.

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

GENTLEMEN:—We will loan the city \$25,000 payable April 1st, 1871, at the rate of ten per cent. per annum, payable in advance. One half to be checked out in June, and one-half in July.

Or, we will loan you \$110,000, payable April 1, 1871, at the rate of 8 per cent. per annum discount. Not more than \$12,500 to be drawn each month until the principal is exhausted, commencing June 1, 1870.

Respectfully submitted,

THEO. O. HAUGHEY,

President Ind'pls Nat'l Bank.

Which were referred to the Finance Committee, with instructions to report at the next regular meeting.

Mr. Brown introduced General Ordinance No. 27, 1870, entitled :

AN ORDINANCE providing for the issuing of city bonds.

Which was read the first time.

Mr. Wiles offered the following motion :

That the ordinance providing for the paving with brick, the north sidewalk on east Walnut street, between East and Delaware streets, be amended so as to read from East to Alabama streets.

Which was adopted.

The Civil Engineer made the following report :

OFFICE OF CITY CIVIL ENGINEER, }
 Indianapolis, May 28, 1870. }

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

GENTLEMEN:—I hereby report the following work finished according to contract :

Hiram Seibert for grading and bouldering Alabama street from Washington to Cumberland street.

Length on East side.....	241 ft. 6 in.
Length on West side.....	241 ft. 6 in.
Total length.....	483 ft. in.
At two dollars and ten cents per lineal foot.....	\$1,014 30
One flag-stone crossing.....	77 40
Total estimate.....	\$1,091 70

Also, same for bouldering the intersection of Pennsylvania and Maryland streets, 534 yards at 81 cents per square yard..... \$432 54

Also, August Richter, for building stone abutment over the western arm of the Canal at the crossing of the National road.

379.3 cubic yards of masonry at \$5.95 cents per yard.....	\$2,256 83
Extra on flagging.....	115 57
217.9 cubic yards excavation at 65 cents.....	141 63
255.9 cubic yards embankment at 35 cents.....	89 56
Total estimate.....	\$2,603 59
Deduct former estimate.....	1,547 00
Present payment.....	\$1,056 59

Also, Cogill and David for grading and graveling Pine street and sidewalks from Noble to Harrison street.

Length on east side.....	1315 ft. 9 in.
Length on west side.....	1213 ft. 3 in.
Total.....	2529 ft.
At eighty-eight cents per lineal foot.....	\$2,225 52

Also, Robert H. Patterson for grading and graveling California street and sidewalks from North street to Indiana avenue.

Length on east side.....	223 ft.	
Length on west side.....	258 ft.	9 in.
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Total	481 ft.	9 in.
At fifty cents per lineal foot.....		\$240 87

Also, August Richter for stonework for bridge over Pogue's Run on Garden street.

89.25 yards of masonry, at \$5.99 per cubic yard.....	\$534 61
8,235 feet at \$2.25 per hundred feet.....	185 28

Total estimate.....	\$719 88

Also, Newton Kowan for grading and graveling Pratt street and north sidewalk of same.

North side 435 feet at fifty-eight cents per lineal foot.....	\$252 30
South side 435 feet at forty-six cents per lineal foot.....	200 10

Total estimate.....	\$425 40

Respectfully submitted,

R. M. PATTERSON, *Civil Engineer.*

Which was concurred in.

His Honor, the Mayor, announced the following Committee on Contracts:

Messrs. Wiles, Kahn and Whitsit.

The City Clerk made the following report:

OFFICE OF CITY CLERK, }
Indianapolis, May 28, 1870. }

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

The City Clerk respectfully reports to Council,

Contract and bond of David Sylester, for grading and graveling Market street and sidewalks from the old Corporation line to Highland street.

Also, contract and bond of David Sylvester, for grading and graveling Chesapeake alley and sidewalks, from West street to the first alley, running north and south, between Maryland and Georgia streets.

Also, contract and bond of David Sylvester, for grading and graveling the first alley east of Pennsylvania street, between St. Clair and Pratt streets.

Also, contract and bond of James Mahoney, for grading and graveling Cruse street and sidewalks, from Washington street or National road, to Market street.

Also, contract and bond of Hanway and Rubush, for grading and graveling Plum street and sidewalks, from Christian avenue to Cherry street.

Also, contract and bond of Hanway and Rubush, for grading and graveling Jackson street and sidewalks, from old Corporation line to Christian avenue.

Also, contract and bond of Hanway and Rubush, for grading and graveling Ash street and sidewalks, from the old Corporation line to Christian avenue.

Also, contract and bond of Hanway and Rubush, for grading and graveling Mississippi street and sidewalks, from First street to Tinker street.

Also, contract and bond of Hanway and Rubush, for grading, graveling and curbing the outside edge of the sidewalk with white oak curbing, the south sidewalk on the National road, from the Michigan road to the Corporation line east.

Also, contract and bond of Hanway and Rubush, for grading and graveling the east sidewalk on the Michigan road, from Washington street or National road, to the Corporation line east, and curbing the outside edge with white oak curbing.

Also, contract and bond of Patterson and Dunning, for bouldering the gutters and curbing the outside edge of the sidewalks with stone curbing, Market street from Delaware to Pennsylvania street.

Also, contract and bond of August Richter, for building stone abutments for a wooden bridge over the Central Canal, where said Canal crosses First street.

Also, contract and bond of John Anderson and Company, of Chicago, for grading and paving with wooden block pavement, Delaware street from Washington street to the south side of St. Clair street.

Also, first and final estimate allowed Robert H. Patterson, for grading and graveling California street, from Indiana avenue to North street.

Also, first and final estimate allowed Hiram Seibert, for grading and bouldering Alabama street, from Washington street to the south side of Cumberland street.

Also, first and final estimate allowed Newton Kowan, for grading and graveling Pratt street and sidewalks, between Illinois and Tennessee streets.

Respectfully submitted,

D. M. RANDELL, *City Clerk.*

Which was concurred in, and the contracts and bonds approved.

Also, the following resolution :

Resolved, That the foregoing first and final estimate allowed Hiram Seibert, for grading and bouldering Alabama street from Washington to south side of Cumberland street, be, and the same is, hereby adopted as the estimate of this Council, and that the property owners are hereby required to pay the sums set opposite their respective names.

The question being on the adoption of the resolution :

Those who voted in the affirmative were, Councilmen Brown, Cottrell, Harrison, Heckman, Kahn, Kennington, Locke, Marsee, Newman, Pyle, Reagan, Shepherd, Thalman, Thoms, Weaver, Whitsit, Wiles and Woodburn—18.

Negative—none.

So the resolution was adopted.

Also, the following resolution :

Resolved, That the foregoing first and final estimate allowed Newton Kowan for grading and graveling Pratt street and north sidewalk, between Illinois and Tennessee streets, be, and the same is, hereby adopted as the estimate of this Council, and that the property owners are hereby required to pay the sums set opposite their respective names.

The question being on the adoption of the resolution :

Those who voted in the affirmative were, Councilmen Brown, Cottrell, Harrison, Heckman, Kahn, Kennington, Locke, Marsee, Newman, Pyle, Reagan, Shepherd, Thalman, Thoms, Weaver, Whitsit, Wiles and Woodburn—18.

Negative—none.

So the resolution passed.

Also, the following resolution :

Resolved, That the foregoing first and final estimate allowed Robert H. Patterson, for grading and graveling California street and sidewalks from Indiana avenue to North street, be and the same is, hereby adopted as the estimate of this Council, and that the property owners are hereby required to pay the sums set opposite their respective names.

The question being on the adoption of the resolution :

Those who voted in the affirmative were, Councilmen Brown, Cottrell, Harrison, Heckman, Kahn, Kennington, Locke, Marsee, Newman, Pyle, Reagan, Shepherd, Thalman, Thoms, Weaver, Whitsit, Wiles and Woodburn—18.

Negative—none.

So the resolution was adopted.

Mr. Shepherd offered the following motion :

That the City Marshal be instructed to notify the agent of the Canal Company, to dig a ditch in the center of the canal bed, from Market street to Corporation line south, for the purpose of draining the stagnant water from the same.

Which was adopted.

On motion, the Council adjourned to meet May 30, 1870, at 7½ o'clock P. M.

DANIEL MACAULEY, *Mayor*.

ATTEST :

DANIEL M. RANDELL, *City Clerk*.