

# PROCEEDINGS OF COMMON COUNCIL.

ADJOURNED SESSION—MAY 12, 1884.

The Common Council of the City of Indianapolis, met in the Council Chamber, Monday evening, May 12th, A. D. 1884, at eight o'clock, in adjourned session.

**PRESENT**—Hon. John L. McMaster, Mayor, and, *ex officio*, President of the Common Council, in the Chair, and 21 members, viz: Councilmen Benjamin, Cowie, Coy, Curry, Dowling, Doyle, Edenharter, Haugh, Mack, McClelland, Newcomb, Pearson, Rees, Reinecke, Reynolds, Smither, Spahr, Thalman, Trusler, Wharton, and Wolf.

**ABSENT**, 4—viz. Councilmen Downey, Gallahue, Moran, and Sheppard.

The Proceedings of the Common Council for the regular session, held May 5th, 1884, having been printed and placed on the desks of the Councilmen, said Journals were approved as published.

By consent, Councilman Thalman presented the following claim; which was referred to the Committees on Accounts and Claims, Judiciary, and City Attorney:

	May 3, 1884.
THE CITY OF INDIANAPOLIS,	DR.
<i>To J. H. &amp; A. H. Stem.</i>	
To services as Architects for preliminary studies, general drawings, details and specifications for City Hall and Market House, 3½ per cent. on \$149,460.....	\$5,231 10
For general drawings, details and specifications for City Hall, 2½ per cent. on \$135,000 . . . . .	3,465 00
Profits for superintending the building.....	1,020 95
	\$9,716 05
By cash—July 12, 1882.....	\$ 400 00
By cash—March 13, 1883.....	1,500 00
Balance due.....	7,816 05—
	\$9,716 05

We, the undersigned Architects, hereby indorse the above bill as being in accordance with the customary charge for such work, established by the American Institute of Architects.

(Signed) E. J. HODGSON,  
C. A. WALLINGFORD,  
G. W. BUNTING,  
B. H. ENOS.

May 3, 1884.

To the Mayor, Common Council and Board of A'dermen:

*Gentlemen*:—At a regular meeting of the Common Council, November 14th, 1881, a resolution was introduced providing for the erection of a City Hall. The Architect

whose plan was adopted, was to receive 3 per cent. on the entire cost for drawings, specifications and supervision. The Commissioners selected our plans, which were approved by the Council and Board of Aldermen, June 15th, 1882 and July 12th, 1882. We were paid the \$400 premium, and on March 13, 1883, \$1,500 00 on account, according to the resolution adopted November 14, 1881. It was afterward determined by the Commissioners to omit the Market House, and an ordinance passed the Council and Board of Aldermen to that effect; and we were instructed to prepare the drawings for the building. Proposals were received from contractors, and the work awarded. We were requested to present our acceptance to the Council and Board of Aldermen of the proposition of the city under the new ordinance. The injunction against the erection of the building, stopped further progress in the work, and a new commission was appointed, and a second competition ordered; and, contrary to all rules of professional courtesy and justice, Mr. Bohlen was induced to compete for the work; from which followed a general competition, which has taken the work out of our hands.

Five per cent. is the regular rate for full services, and 1 3/2 for the drawings. We agreed to the proposition of 3 per cent. as provided in the resolution for the prestige such a building would give us; but as the city has not fulfilled its part of the agreement, we now present our bill for the regular rate of 3 1/2 per cent. for both sets of drawings and the profits for the superintendence of the work. The contract was made in good faith, and we stand ready to fulfill our part of the agreement; but as nearly two years have elapsed since the contract was made with the city, it will not appear we are in haste in presenting our bill.

J. H. & A. H. STEM.

#### SPECIAL ORDER.

The question of building a City Hall, having been made a "Special Order" for this session of the Common Council, it was taken up, to the exclusion of all other business.

Councilman Thalman moved that the report of the Market House and Public Building Commission (see pages 332 and 333, *ante*), be concurred in.

Councilman Spahr, as a substitute to the above motion, offered the following resolution:

WHEREAS, At the last meeting of this Council, His Honor, the Mayor, appointed a special committee to inquire into the matter of the changes, if any, made by the commission in the plans for a City Hall, after the adoption of such plans, and also to inquire into the nature of the title, if any, which the city has to the ground known as the Market Space, and also to inquire into the nature of the interest, if any, which the city has in what is known as the Tomlinson Fund;

*And whereas*, Said Committee report that the plans adopted and agreed upon by the commission, provide only for a large hall, with market space underneath, and do not contemplate or provide accommodations for the city authorities, and that the city has no title to the ground known as the Market Space, and that the interest of the city in what is known as the Tomlinson Fund, is conditioned upon the provisions of the Tomlinson will, and the subsequent agreements made and entered into by and with Mrs. Tomlinson and the city, by which conditions the city must erect, when in her judgment the fund has sufficiently increased to justify the undertaking, suitable city buildings upon the Market Space, to be used by the "citizens and the city authorities."

*And whereas*, The title which the city now holds to the ground known as the Market Space, will not permit of the city's erecting the kind of buildings contemplated in said will and said subsequent agreements;

*And whereas*, Under the provisions of said will and said subsequent agreements, the city can not safely undertake the erection of said building provided for by the plans adopted and agreed upon by the commission; therefore, be it

*Resolved*, That the report of said committee and the report of said commission be, and they are hereby received, and that the further consideration of the matter be postponed until after the next session of the Legislature; and that His Honor, the Mayor, the City Attorney, and Messrs. Spahr, Benjamin, McClelland, Reynolds, Downey, Dowling and Haugh, be and they are hereby, appointed a special committee to confer with the Legislature at its next session, with a view to making such arrangements as will permit the city to erect the kind of buildings contemplated in said will and said subsequent agreements, in addition to a Market House, and report the result of such negotiations to this Council as soon thereafter as possible; and that after such conference and report, as herein contemplated, we immediately proceed to the erection of such building or buildings as the result of such negotiations will justify.

Councilman Dowling moved a suspension of the Rule that "*No member shall speak longer than five minutes at a time, nor more than twice on the same question, except by the consent of the Council.*"

Which was adopted, by the following vote :

**AYES**, 17—viz. Councilmen Benjamin, Cowie, Coy, Dowling, Doyle, Edenharter, Haugh, Mack, McClelland, Newcomb, Rees, Reinecke, Reynolds, Spahr, Thalman, Wharton, and Wolf.

**NAYS**, 4—viz. Councilmen Curry, Pearson, Smither, and Trusler.

Councilman Trusler offered the following, as an amendment to the above resolution:

And that His Honor the Mayor, the City Attorney, and a special committee of five, to be appointed by the Chair.

Councilman Edenharter moved to lay the amendment on the table.

Which failed of adoption, by the following vote :

**AYES**, 10—viz. Councilmen Benjamin, Coy, Dowling, Doyle, Edenharter, Haugh, McClelland, Rees, Spahr, and Wharton.

**NAYS**, 11—viz. Councilmen Cowie, Curry, Mack, Newcomb, Pearson, Reinecke, Reynolds, Smither, Thalman, Trusler, and Wolf.

Councilman Spahr moved to strike out all after the words "City Attorney," in Councilman Trusler's amendment.

Which motion was adopted.

Councilman Edenharter moved to reconsider the action by which the above motion "to strike out" was adopted.

Which motion was adopted, and the action reconsidered, by the following vote :

**AYES**, 18—viz. Councilmen Benjamin, Cowie, Coy, Dowling, Doyle, Edenharter, Haugh, Mack, McClelland, Pearson, Rees, Reinecke, Smither, Spahr, Thalman, Trusler, Wharton, and Wolf.

**NAYS**, 3—viz. Councilmen Curry, Newcomb, and Reynolds.

Councilman Spahr then withdrew his amendment to "strike out."

Councilman Trusler's amendment was then adopted, by the following vote:

**AYES**, 19—viz. Councilmen Benjamin, Cowie, Coy, Curry, Dowling, Doyle, Haugh, Mack, McClelland, Newcomb, Pearson, Rees, Reinecke, Reynolds, Smither, Thalman, Trusler, Wharton, and Wolf.

**NAYS**, 2—viz. Councilmen Edenharter, and Spahr.

On motion by Councilman Dowling, the *previous question* was admitted by the following vote:

**AYES**, 12—viz. Councilmen Benjamin, Cowie, Coy, Curry, Dowling, Doyle, Haugh, McClelland, Rees, Spahr, Wharton, and Wolf.

**NAYS**, 9—viz. Councilmen Edenharter, Mack, Newcomb, Pearson, Reinecke, Reynolds, Smither, Thalman, and Trusler.

Councilman Spahr's resolution, as amended, (offered as a substitute to Councilman Thalman's original motion), was then adopted, by the following vote:

**AYES**, 14—viz. Councilmen Benjamin, Cowie, Coy, Dowling, Doyle, Edenharter, Haugh, McClelland, Rees, Reynolds, Smither, Spahr, Trusler, and Wolf.

**NAYS**, 7—viz. Councilmen Curry, Mack, Newcomb, Pearson, Reinecke, Thalman, and Wharton.

On motion, the Common Council then adjourned.

JOHN L. McMASTER, Mayor,

President of the Common Council.

**Attest** GEO. T. BREUNIG, City Clerk.

# PROCEEDINGS OF BOARD OF ALDERMEN.

## REGULAR SESSION—MAY 12, 1884.

The Board of Aldermen of the City of Indianapolis, met in the Aldermanic Chamber, Monday evening, May 12th, 1884, at eight o'clock, in regular session.

**PRESENT**—Hon. Brainard Rorison, President of the Board of Aldermen, in the Chair, and Aldermen Bernhamer, Cobb, Cox, Endly, King, McHugh, Prier, Pritchard, and Tallentire—10.

**ABSENT**—None.

The Proceedings of the Board of Aldermen for the regular session, held April 28th, 1884, having been printed and placed on the desks of the Aldermen, said Journals were approved as published.

The following message was read and received :

To the President and Members of the Board of Aldermen :

*Gentlemen*.:—I submit herewith the following papers for your consideration, favorably passed upon by the Common Council at its regular session held May 5th, 1884.

For the Common Council :

GEO. T. BREUNIG, City Clerk.

The report from His Honor, the Mayor (see page 364, *ante*), was read and received.

The following report from the City Civil Engineer (see pages 364 and 365, *ante*), was read, and the favorable action of the Common Council thereon concurred in:

To the Mayor, Common Council and Board of Aldermen :

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

A first and final estimate in behalf of Fred. Gansberg, for grading, bowldering and curbing the gutters of Meridian street, from McCarty street to Morris street.

3,500 lineal feet of bowldering, at 64 cents.....	\$2,240 00
3,165.15 lineal feet of curbing, at 42 cents.....	1,329 39
140.61 square yards bowldering wings, at 64 cents.....	90 00
44.43 square yards re bowldering, at 25 cents.....	11 10
5.60 lineal feet double walk stone, at 65 cents.....	3 64
83.60 lineal feet curb re-set, at 7 cents.....	5 85

Total ..... \$3,679 98

A first and final estimate in behalf of George W. Seibert, for grading and bowldering the first alley north of Market street, from Meridian street to Pennsylvania street.

821.25 lineal feet, at 53 cents.....	\$435 26
20.14 square yards re-bowldering, at 35 cents.....	7 05
14.50 lineal feet double walk stone, at 65 cents.....	9 43

Total..... \$451 74

A first and final estimate in behalf of Richter & Twiname, for grading, bowldering and curbing the gutters of Ohio street, from Delaware street to Alabama street.

848.80 lineal feet of bowldering, at 58 cents.....	\$ 492 30
967.60 lineal feet of curb, at 41 cents.....	396 71
49.80 lineal feet of walk stone, at 65 cents....	32 37
64.60 lineal feet of curb re-set, at 7 cents.....	4 52
186.26 square yards bowldering wings, at 60 cents.....	111 75
57 square yards re-laying brick, at 65 cents.....	37 05

Total..... \$1,074 70

Respectfully submitted,

S. H. SHEARER, City Civil Engineer.

The following estimate resolution (see page 365, *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 Fred. Gansberg, for grading, bowldering and curbing the gutters of Meridian street, from McCarty street to Morris 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, 10—viz. Aldermen Bernhamer, Cobb, Cox, Endly, King, McHugh, Prier, Pritchard, Tallentire, and President Rorison.

NAYS—None.

The following estimate resolution (see page 365, *ante*), was read:

*Resolved by the Common Council and Board of Aldermen of the City of Indianapolis,* That the accompanying first and final estimate in behalf of George W. Seibert, for grading and bowldering the first alley north of Market street, from Meridian street to Pennsylvania 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, 10—viz. Aldermen Bernhamer, Cobb, Cox, Endly, King, McHugh, Prier, Pritchard, Tallentire, and President Rorison.

NAYS—None.

The following estimate resolution (see page 365, *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 Richter & Twiname, for grading, bowldering and curbing the gutters of Ohio street, from Delaware street to Alabama 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**, 10—viz. Aldermen Bernhamer, Cobb, Cox, Endly, King, McHugh, Prier, Pritchard, Tallentire, and President Rorison.

**NAYS**—None.

The report of the City Civil Engineer, submitting certain contracts and bonds (see page 366, *ante*), was read, and the favorable action of the Common Council thereon was concurred in.

The following report from the City Civil Engineer was read, and the favorable action of the Common Council thereon (see page 366, *ante*), was concurred in:

To the Mayor, Common Council and Board of Aldermen :

*Gentlemen*:—I herewith submit, for your consideration, a form of bond for street and other public improvements, which I ask be approved by you, as the bond for future contracts. The only change from the former bond is the clause relative to the contractors keeping the work in good repair for a year after the acceptance of the same, and allowing of the final estimate.

I will state further that I have referred the matter to the Judiciary Committee of the Common Council and the City Attorney, and have their approval endorsed thereon.

Respectfully submitted,  
S. H. SHEARER, City Civil Engineer.

The following report from the City Clerk was read:

To the Mayor, Common Council and Board of Aldermen :

*Gentlemen*:—I submit herewith the following entitled affidavit now on file in my office, for the collection of street improvement assessments, by precepts, viz.: Richter & Twiname vs. Jonathan Edwards, trustee, \$1.70.

Respectfully,  
GEO. T. BREUNIG, City Clerk.

And the favorable action of the Common Council thereon (see page 369, *ante*), was concurred in, and the precept ordered to issue, by the following vote:

**AYES**, 9—viz. Aldermen Bernhamer, Cobb, Cox, Endly, King, McHugh, Prier, Pritchard, and Tallentire.

**NAYS**, 1—viz. President Rorison.

The report of the City Attorney, as to the condition of the case of John H. Vajen vs. The City (see page 369, *ante*), was read, and the Council action concurred in.

The reports of the Chief Fire Engineer, Superintendent of the City Hospital and Branch and City Dispensary (see pages 370 and 371, *ante*), were read and received.

The report of the Fire Board, as to purchasing Lot 8, in Square 1, of Martindale's south addition (see page 372, *ante*), for fire engine purposes, was concurred in.

The contract of Charles G. Mueller (see page 373, *ante*), was read, and the following motion (see page 373, *ante*), was read and concurrently adopted:

That the Mayor be, and is hereby authorized and requested to execute the accompanying contract relative to the compensation of Charles G. Mueller as superintending architect of the west wing of the City Hospital.

The report of the Hospital Board, as to employing a small pox physician (see pages 373 and 374, *ante*), was read, and the favorable action of the Common Council thereon, was concurred in.

The report of the Hospital and Dispensary Boards, as to vaccinations (see page 375, *ante*), was read, and referred to the Committee on Hospital and Dispensary.

The report of the Board of Public Improvements and Street Commissioner (see pages 375 and 376, *ante*), was read and received.

The following report from the Board of Public Improvements was read, and the favorable action of the Common Council thereon (see page 376, *ante*), was concurred in:

To the Mayor and Common Council:

*Gentlemen:*—The Board of Public Improvements, to whom was referred the following motion: "That the Street Commissioner be, and he is hereby, directed to lay double stone crossings, where not already laid, across Noble street, between Washington street and Massachusetts avenue," recommend that one double stone crossing be laid on each street, where there is none.

Respectfully submitted,

Isaac Thalman,  
R. H. Reese,  
M. M. Reynolds,  
Board of Public Improvements.

The following motion (see page 376, *ante*), was read, and referred to the Committee on Hospital and Dispensary:

That the Committee on Public Property be requested to repair the City Dispensary, and put on what improvements are necessary.

The Mortality reports of the Board of Health (see page 377, *ante*), were read and received.

The following reports from the Judiciary Committee (see page 378, *ante*), were read, and referred to the Committee on Judiciary and Ordinance:

To His Honor, the Mayor and Common Council:

*Gentlemen:*—Your Committee to whom was referred the petition of Charles E. Coffin praying for the refunding of money paid for tax sale of lots 55, 56, 57, 60, 61 and 62, in Kappes & Naltner's South Meridian street addition, would recommend that the city repay to said Coffin the sum of eleven dollars and thirty-seven cents (\$11.37) without interest.

Respectfully submitted,

Geo. W. Spahr,  
F. E. Benjamin,  
Geo. F. Edenharter,  
Judiciary Committee.



To the Mayor and Common Council:

*Gentlemen:*—In the matter of the petition of L. H. Mueller offering to pay to the city two hundred dollars (\$200) in satisfaction of benefits assessed against lot 1, outlot 99, Dougherty's sub, we would say we have examined into the matter very carefully and we recommend that the city accept said sum of two hundred dollars.

Respectfully submitted,

George W. Spahr,  
F. E. Benjamin,  
Geo. F. Edenharter,  
Judiciary Committee.

To His Honor, the Mayor and Common Council:

*Gentlemen:*—Your Judiciary Committee, to whom was referred the petition of W. H. Kilvert and Henry Stanton, would respectfully say that we have given the matter careful consideration, and we recommend that the sum paid by Mr. A. G. Moore, for the sale of 20 feet off of the north side of lot 34, in McKeman & Pierce's subdivision of Out lot 27, be refunded to W. H. Kilvert, without interest. As to the matter of Henry Stanton, we recommend that the sum paid by him to the city be refunded without interest, provided he will deliver up and cancel the certificate which he holds.

Respectfully submitted,

Geo. W. Spahr,  
F. E. Benjamin,  
Geo. F. Edenharter,  
Judiciary Committee.

The following report from the Judiciary Committee (see page 378, *ante*), was read:

To the Mayor and Common Council:

*Gentlemen:*—Your Committee to whom was referred the petition of the Hon. William H. English, concerning damage to property from the overflow of Pogue's Run, and sewer improvements, would respectfully report that we have made careful investigation of the matter of said petition, and given the same due consideration, and we find that the said Hon. William H. English has sustained damages to his property by reason of the overflows of Pogue's Run, and the construction of a sewer and sewer connection in close proximity to his property, on the corner of Washington and Noble streets, and in view of the fact that the city is liable to him for damages sustained, we would recommend that the city pay him the sum of five hundred dollars (\$500), provided he will accept the same in satisfaction of all damages by him sustained by reason of the overflow of said run, or by reason of the construction of sewers or sewer connections.

Respectfully submitted,

Geo. W. Spahr,  
F. E. Benjamin,  
Geo. F. Edenharter,  
Judiciary Committee.

Alderman Pritchard moved to refer the report to the Committee on Judiciary and Ordinances.

Which failed of adoption, by the following vote:

AYES, 3—viz. Aldermen King, Pritchard, and President Rorison.

NAYS, 7—viz. Aldermen Bernhamer, Cobb, Cox, Endly, McHugh, Prier, and Tallentire

On motion, the above action was reconsidered, and the report referred to the Committee on Judiciary and Ordinances, and City Attorney.

The following report of the Committee on Judiciary was read, and the favorable action of the Common Council thereon (see page 379, *ante*), was concurred in :

To the Mayor and Common Council :

*Gentlemen:*—Your Committee to whom was referred the petition of David Richardson, asking that \$57.19 taxes erroneously collected on a part of lot 12, in square 12, be refunded to him, have considered the same. We find that by an error in describing the land owned by Mr. Richardson, he has paid on a corner of said lot that he never owned, and which has been taxed to the railroad company, as he states. But the valuation of \$550 placed upon that part is manifestly too high, it being one-third of the whole valuation, whereas, it ought not, in our judgment, to be over one-sixth. The frontage on Indiana avenue is one-third of the whole, which is probably the basis used by the petitioner; but on account of the triangular shape of the railroad company's part, it does not constitute more than *one sixth* in the area or value, we think. The railroad company pays on it as a "right of way," which is appraised by the mile, so that we can not tell how much the strip was assessed at to it.

We recommend that one-half of the amount asked for, to-wit: \$28.59, less the school board's portion, to be deducted by the clerk before inserting in the appropriation ordinance, be allowed, provided it be accepted in full of all demands by the petitioner.

Respectfully submitted,

George W. Spahr,  
F. E. Benjamin,  
Geo. F. Edenbarter,  
Judiciary Committee.

C S. DENNY, City Attorney.

The following report of the Committee on Streets and Alleys (see page 215, *ante*), was read, and referred to the Committee on Streets & Alleys and Sewers & Drainage :

To the Honorable Mayor and Common Council:

*Gentlemen:*—Your Committee on Streets and Alleys and City Civil Engineer, to whom was referred the following motion:

"That the Committee on Streets and Alleys and City Civil Engineer be requested to examine the Fall Creek embankment at the head of the Mill Race, and report what is necessary to be done there to protect the city's interest, also to report the probable cost"

Would respectfully report, that after careful examination of the premises, we deem it wise, in order to further protect the interests of the city, to have the embankment enlarged so as to completely fill in up to and including where the gates once stood; and to lessen the strength of the current of the stream against said embankment, would also recommend that the Street Commissioner, under the direction of the City Civil Engineer, be instructed to demolish the remainder of the dam on the northwest side of Fall Creek, as that would give the current ample room to follow the regular channel, and stop the washing of embankment at the head of the Mill Race. The estimated cost, as prepared by the Engineer, would not exceed three hundred dollars.

Respectfully submitted,

J. W. Wharton,  
F. E. Benjamin.

S. H. SHEARER, City Civil Engineer.

The following report from the Committee on Public Light was read, (see page 380, *ante*), and referred to the Committee on Public Light and Education :

To His Honor, the Mayor and Common Council:

*Gentlemen:*—Your Committee to whom was referred the matter of having the City Civil Engineer remantle the lamp post on Seventh street, between Yandes and Columbia avenue, would recommend that said Engineer be so instructed.

Respectfully submitted,

Geo. W. Spahr,  
Jas. T. Dowling,  
Committee on Public Light.

The following report from the Committee on Public Light (see page 381, *ante*), was read:

To His Honor, the Mayor and Common Council:

*Gentlemen:*—Your Committee to whom was referred the petition of Aneshaensel & Strong for the issuing of precepts, would respectfully recommend that the precepts issue.

Respectfully submitted,

Geo. W. Spahr,  
James T. Dowling,  
Committee on Public Light.

And the precepts (see page 381, *ante*), failed of being issued, by the following vote:

AYES, 5—viz. Aldermen Cobb, King, Prier, Pritchard, and Tallentire.

NAYS, 5—viz. Aldermen Bernhamer, Cox, Endly, McHugh, and President Rorison.

The following report from the Committee on Public Light was read, and the favorable action of the Common Council thereon (see page 381, *ante*), was non-concurred in:

To the Mayor and Common Council:

*Gentlemen:*—Your Committee to whom was referred the matter of moving lamp post on north side of Maryland street, between Illinois and first alley east on Maryland street up to east corner of said alley, would recommend such removal.

Respectfully submitted,

Geo. W. Spahr,  
James T. Dowling,  
Committee on Public Light.

The following report from the Committee on Public Property was read, and the favorable action of the Common Council thereon (see page 382, *ante*), was concurred in:

To the Mayor, Common Council and Board of Aldermen:

*Gentlemen:*—The Committees on Public Property have selected John Crane as park policeman for Military Park, and George K. Strandridge as park policeman for University and Circle Parks, and ask that said appointments be confirmed by your honorable bodies

Respectfully submitted,

Fred. J. Mack,

John R. Cowie,

Theo. F. Smither,

Council Committee.

Will F. A. Bernhamer,

Thomas Tallentire,

Aldermanic Committee.

The following report from the Committee on Railroads (see page 383, *ante*), was read, and referred to the Committee on Streets & Alleys and Sewers & Drainage:

To the Mayor, Common Council and Board of Aldermen:

*Gentlemen:*—The Committee on Railroads, to which was referred the resolution, accompanied with petition, requiring the Citizen's Street Railway Company to construct a line of railway from the corner of Peru street and Home avenue to Columbia avenue; thence north to Seventh street, and thence east to Newman street, would recommend the prayer of the petition be granted, and the resolution be adopted.

Respectfully submitted,

R. H. Rees,  
Geo. W. Spahr,  
Committee on Railroads.

The following report from the Committee on Railroads (see page 382, *ante*), was read, and referred to the Committee on Railroads and Public Charities :

To the Mayor and Common Council :

*Gentlemen:*—Your Committee, to whom was referred the matter of the transfer car and the turn table on Washington street, would respectfully report that we have given the matter our careful consideration, and we believe the transfer car on Washington street is objectionable for many reasons; but we also believe it is a very great accommodation to that portion of the public who use the street car lines, and we believe that the present location of the transfer car is the best and most convenient for those whom it is intended to accommodate. We are also reliably informed that the street car company is using every precaution against the accumulation of filth and offensive odors at that point. We would therefore recommend that the matter of the transfer car be postponed for the present, but that this action shall in no way be construed as conceding the right upon the part of the company to maintain said transfer car at said point. We are, however, of the opinion that the turn table on Washington street near by the transfer car, ought to be removed within a reasonable time.

Respectfully submitted,

R. H. Rees,  
Geo. W. Spahr,  
Committee on Railroads.

The following report from the Committee on Water (see page 383, *ante*), was read, and referred to the Committee on Water and Public Health :

To the Mayor and Common Council :

*Gentlemen:*—Your Committee to whom was referred the resolution directing the Indianapolis Water Company to extend its water mains on Pennsylvania street to Ninth street, have considered the same, and recommend the adoption of the resolution.

Respectfully submitted,

R. H. Rees,  
Isaac Thalman,  
Jno. T. Downey,  
Committee on Water.

The following petition, accompanied with motion, (see pages 389 and 390, *ante*), was read, and referred to the Committee on Streets & Alleys and Sewers & Drainage :

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

*Gentlemen:*—We, the undersigned property holders abutting on the first alley west of Mississippi street, between Pratt and First streets, respectfully petition your honorable bodies to cause C. C. Foster & Co. to vacate that part of said alley now occupied by said Foster & Co. with lumber and sheds.

Respectfully submitted,

Theodore Woerner, E. Mendenhall, M. A. Mendenhall, Thomas Evans, Frank Fertig, H. C. Stevens, Mrs. Ellen Davis, J. S. McCullough, the Misses Lueders, Herman J. Stein.

That the Street Commissioners be instructed to notify C. C. Foster & Co. to remove the lumber and sheds from the first alley west of Mississippi street, between Pratt and First streets.

The following report from the Committee on Streets and Alleys (see pages 291 and 395, *ante*), was read, and referred to the Judiciary Committee and City Attorney :

To the Mayor and Members of Common Council:

*Gentlemen.*—Your Committee to whom was referred the matter of the vacation of Lot 28, of Plat Record 2, page 38, Marion County, would respectfully report and recommend that the prayer of the petitioners be granted, and referred to the proper officers to make the release.

Respectfully submitted,

J. W. Wharton,  
F. E. Benjamin,  
Committee on Streets and Alleys.

The following motion (see page 393, *ante*), was read, and the matter was recalled from the committees to which it was referred, and recommitted to the Committees on Streets & Alleys and Sewers & Drainage, and Judiciary and Ordinances:

That the Board of Aldermen be, and they are hereby, requested to take up and consider the matter of straightening the boundaries, acted upon by the former Council.

The following motion (see page 393, *ante*), was read, and referred to the Committee on Streets & Alleys and Sewers & Drainage:

That the Street Commissioner be, and is hereby directed to take up and relay the east gutter of Pennsylvania street from St. Clair to First street, and to widen the foot bridges so the water will run off, and that the City Engineer be and is hereby directed to set the proper grade stakes.

The following motions (see pages 392, 393 and 394, *ante*), were read and concurrently adopted:

That Wilson & Splann be and are hereby allowed to place a stone walk on the west side of the alley running north from Washington street, between Illinois and Meridian streets, to the first alley running east and west, between Illinois and Meridian streets, at their own expense, and under the direction of the City Civil Engineer.

That the Street Commissioner be directed to immediately open Hanna street, between Ohio and Market streets, in accordance with the width established by the City Commissioners.

That Henry Wonderly be and is hereby granted permission to pave with brick the sidewalk in front of his own property, on New York street, between Railroad and Davidson streets, at his own expense and under the direction of the City Civil Engineer.

That the Street Commissioner be and is hereby instructed to place a double stone crossing across Virginia avenue from the south side of Dougherty street to the south side of Elk street.

That the Street Commissioner be and is hereby directed to notify the Wabash Railway Company to replank the crossings of Home avenue, Lincoln avenue and Seventh streets, at the crossings of said Company's tracks.

The following petitions (see pages 393 and 395, *ante*), were read and granted:

To the Mayor, Common Council and Board of Aldermen:

*Gentlemen.*—The undersigned, a resident of the City of Indianapolis, respectfully makes application for an auctioneer's license for one year or one or more quarters of a year, to sell the stock of goods now at Nos 56 and 58 East Washington street, to pay the regular auction license fees.

Respectfully submitted,

R. R. MILES.

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

*Gentlemen:*—The undersigned would represent that he is the agent and in control of the dwelling houses numbered 477 and 479 on north Meridian street in said city, the same being situate between Pratt and St. Joseph streets, and on the east side of said Meridian street, and he asks that he be permitted to put in and lay service pipe, so as to connect the gas main on said street with said dwelling, hereby offering and binding himself that said street shall not be in any way damaged or impaired thereby, but that the same shall be restored to its present condition to the satisfaction of the Street Commissioners of said city, the work all to be done by the Indianapolis Gas Light and Coke Company, under his direction and supervision; and your petitioner will ever pray.

W. E. MICK.

#### APPROPRIATION ORDINANCES.

This being the regular appropriation night, the following entitled Appropriation Ordinances (passed by the Common Council) were placed on their final passage without a suspension of the rules.

The following entitled ordinance was read the first and second times:

Ap. O. 20, 1884—An ordinance appropriating money for the payment of sundry claims against the City of Indianapolis, on account of the Fire Department.

On motion by Alderman Pritchard, the claim of "E. H. Pritchard, \$20.00," was referred to the City Attorney, to report whether or not the Fire Board has the power to make contracts without the approval of the Common Council and Board of Aldermen.

The ordinance was then read the third time (amount appropriated, \$970.86), and it was passed by the following vote:

AYES, 8—viz. Aldermen Cobb, Cox, Endly, King, McHugh, Prier, Pritchard, and Tallentire.

NAYS—None.

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

Ap. O. 21, 1884—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, \$1,173.62.]

And it was passed by the following vote:

AYES, 8—viz. Aldermen Cobb, Cox, Endly, King, McHugh, Prier, Pritchard, and Tallentire.

NAYS—None.

The following entitled ordinance was read the first and second times:

Ap. O. 22, 1884—An ordinance appropriating money for the payment of sundry claims against the City of Indianapolis.

On motion by Alderman Cobb, the claim of "Wm. Minkner, \$500.00," was stricken out.

The ordinance was then read the third time (amount appropriated, \$103,298.91), and passed by the following vote:

AYES, 8—viz. Aldermen Cobb, Cox, Endly, King, McHugh, Prier, Pritchard, and Tallentire.

NAYS—None.

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

Ap. O. 23, 1884—An ordinance appropriating money for the payment of sundry claims against the City of Indianapolis, on account of Station House. [Amount appropriated, \$248.13.]

And it was passed by the following vote:

AYES, 8—viz. Aldermen Cobb, Cox, Endly, King, McHugh, Prier, Pritchard, and Tallentire.

NAYS—None.

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

Ap. O. 24, 1884—An ordinance appropriating the sum of Ten Thousand (\$10,000) Dollars, on account of Street Repair Department of the City of Indianapolis.

And it was passed by the following vote:

AYES, 8—viz. Aldermen Cobb, Cox, Endly, King, McHugh, Prier, Pritchard, and Tallentire.

NAYS—None.

REPORTS, ETC., FROM STANDING COMMITTEES.

The Committee on Contracts and Bridges, through Alderman Tallentire, submitted the following report; which was concurred in:

To the President and Members of the Board of Aldermen:

*Gentlemen:*—The Committee on Contracts and Bridges, to whom was referred the following report, concurred in by Council: "That the Street Commissioner be directed to build a wooden bridge over Pogue's Run on south Liberty street, the old bridge having been washed away by the last flood," would respectfully report, and recommend that the report and action of Council on the same be concurred in.

Respectfully submitted,

Thomas Tallentire,  
Thomas E. Endly,  
James McHugh,

Committee on Contracts and Bridges.

The Committee on Judiciary and Ordinances, through Alderman Pritchard, submitted the following report; which was concurred in, and the ordinance, G. O. 15, 1884, was ordered stricken from the files:

Indianapolis, May 12, 1884.

To the President and Board of Aldermen:

*Gentlemen:*—Your Judiciary Committee, to whom was referred sundry papers, report thereon as follows, to-wit:

1st. Is G. O. 15, 1884—An ordinance to tax each Telephone instrument of the Central Union Telephone Company five dollars per year. We think the ordinance should not pass, for the following reasons, to-wit:

*First*—They furnish the city with 23 telephones *free*. This, at the price charged business houses—\$60.00 per year—amounts to \$1,380.00.

*Second*—They keep all fire alarm poles in repair, and allow fire alarm wire on their poles *free*. This amounts perhaps every year to the city to \$1,000.00.

*Third*—They pay taxes to the city on a fair valuation of their property.

*Fourth*—If the ordinance should pass, the result, no doubt, would be that the citizens who have the instruments would have to pay the tax. It will be seen that said company already pay a good revenue to the city, and at the same time furnish telephones to our city at half the rates of other cities. Chicago pays \$125.00 per year; Cincinnati, \$100.00; St. Louis, \$100.00; while Indianapolis is charged \$50.00 for family, and \$60.00 for business telephones, and have connections with 123 towns.

For these reasons, we recommend the ordinance do not pass.

2d. Is the report of the Judiciary Committee of the Council, on the matter of Jane Cook, for refunding taxes for the years 1880, 1881 and 1882, on account of entering on duplicate of \$4,500.00 for improvements, which should have been \$450.00. The error was a clerical one.

We recommend the action of the Council be concurred in.

Respectfully submitted,

James A. Pritchard,  
S. H. Cobb,  
Will F. A. Bernhamer,  
Committee.

The Committee on Streets & Alleys and Sewers & Drainage, through Alderman Cobb, submitted the following reports; which were severally concurred in:

Indianapolis, May 11th, 1884.

To the President and Members of the Board of Aldermen:

*Gentlemen*.—Your Committee on Streets and Alleys, to whom was referred sundry papers, report as follows:

1st. Is the report of the Board of Public Improvements. (See pages 288 and 289, *ante*.) Recommend the Council action thereon be concurred in.

2d. Is in regard to the purchase of a certain tract of ground belonging to Mr. Minkner, for making a street.

We recommend that the action of the Committee on Streets and Alleys of the Common Council, be not concurred in.

3d. Is G. O. No. 31, of 1884, granting certain rights to the Herdic Phaeton Co.

We recommend that Section one be amended as follows: Strike out the words "for the term of five years," and insert in lieu thereof the following words: "Until January 1st, 1886."

Also, by adding to the end of Section two, the following words: "*Provided, however*, that said company shall not at any time be allowed to run the ordinary hacks, omnibuses or express wagons for any purpose under the provisions of this ordinance."

And after being so amended, we recommend that the ordinance pass.

Respectfully submitted,

S. H. Cobb,  
Thomas E. Endly,  
Isaac King,  
Committee on Streets and Alleys.



To the President and Members of the Board of Aldermen:

*Gentlemen:*—Your Committee on Streets & Alleys and Sewers & Drainage, to whom was referred the report and resolution in the matter of the vacation of the first alley south of Ohio street, from Highland avenue 169 feet east, have examined the same, and recommend the Council action thereon be concurred in.

Respectfully submitted,

S. H. Cobb,  
Thomas E. Endly,  
Isaac King,  
Committee.

To the President and Members of the Board of Aldermen:

*Gentlemen:*—Your Committee on Streets & Alleys and Sewers & Drainage, to whom was referred the report of the Council Committee on Streets and Alleys on the petition of Fletcher, Churchman et al., asking for the vacation of part of Greenwood street and certain alley and plat in Bruce Place addition, have considered the same, and recommend the Council action thereon be concurred in.

Respectfully submitted,

S. H. Cobb,  
Thos. E. Endly,  
Isaac King,  
Committee.

The following resolution (see page 331, *ante*), was read:

*Resolved*, That the petition of Stoughton J. Fletcher, Francis M. Churchman, Thomas H. Sharpe, Ingram Fletcher, Stoughton A. Fletcher, Albert E. Fletcher, and Aaron C. Goodman, praying for the vacation of Greenwood avenue, from Reagan street north to Bruce street; also, the first alley west of said Greenwood avenue, running north and south and parallel to the same, between Reagan street and Bruce street, together with the plat, be referred to the City Commissioners, with instructions to assess benefits and damages, and to make due report. The said Commissioners are instructed to return, as a part of their report, all petitions, plats and notices. The City Clerk is hereby directed to issue, and Superintendent of Police to serve, the proper notices upon the Commissioners; and the petitioners are hereby required to serve the proper notices upon all interested parties as may be designated by the City Commissioners.

And it was concurrently adopted by the following vote:

**AYES**, 8—viz. Aldermen Cobb, Cox, Endly, King, McHugh, Prier, Tallentire, and President Rorison.

**NAYS**—None.

The following resolution (see page 331, *ante*), was read:

*Resolved*, That the petition of Jos. R. Haugh, A. F. Ostermeyer, and others, for the vacation of the first alley south of Ohio street, from Highland avenue 169 feet east, together with all accompanying papers referring thereto, be, and the same are hereby, referred to the City Commissioners, with instructions to report thereon, and return, as a part of their report, all petitions and notices; and the City Clerk is hereby directed to issue the proper notices to the Commissioners.

And it was concurrently adopted by the following vote:

**AYES**, 8—viz. Aldermen Cobb, Cox, Endly, King, McHugh, Prier, Tallentire, and President Rorison.

**NAYS**—None.

The Committee on Water and Public Health, through Alderman Prier, submitted the following reports; which were severally concurred in:

SIG. 39.

To the Members of the Board of Aldermen:

*Gentlemen.*—Your Committee on Water, who were requested to ascertain the number of feet of mains laid since the making of the last water contract, respectfully report that there have been laid 11,620 feet to May 12th.

Respectfully submitted,

H. J. Prier,  
Wm. A. Cox,  
James McHugh,  
Committee.

To the Members of the Board of Aldermen:

*Gentlemen.*—Your Committee, to whom was referred a resolution requiring the Water Company to lay mains along West street, from Fourth street to Sixth street, recommend that they be not laid.

Respectfully submitted,

H. J. Prier,  
W. A. Cox,  
Jas. McHugh,  
Committee on Water and Public Health.

#### INTRODUCTION OF MISCELLANEOUS BUSINESS.

Alderman Bernhamer offered the following motions; which were severally adopted:

That the Street Commissioner be, and is hereby, instructed to fill with the scrapings of the streets, the wash-out on the west side of the wall recently built by the city for and as the west bank of Pogue's Run, north of Catharine and south of Merrill streets, so as to protect said wall.

That the Chief Fire Engineer be, and is hereby, instructed to purchase feed and fuel for the use of his department where the same can be obtained the cheapest.

Alderman Rorison offered the following resolution:

WHEREAS, By concurrent action of the Common Council and Board of Aldermen, the P., C. & St. L., and the C., H. & D. R. R. Cos. have been ordered to span Pogue's Run with a through span bridge;

And whereas, By so doing East street would be partially obstructed by said bridge extending on to the same; therefore

Resolved, That the P., C. & St. L., and the C., H. & D. R. R. Cos. be, and are hereby, directed to span the stream by transverse iron girders.

And it was adopted by the following vote:

AYES, 10--viz. Aldermen Bernhamer, Cobb, Cox, Endly, King, McHugh, Prier, Pritchard, Tallentire, and President Rorison.

NAYS--None.

#### PENDING ORDINANCES.

The following entitled ordinance was read the second time:

G. O. 74, 1883—An ordinance regulating sales by Weight and Measure, and requiring Hucksters to wear badges, and have their names painted on their wagons.

Alderman Pritchard offered the following amendment; which was adopted:

By amending Section ten of said ordinance so the same may read as follows:

"SECTION 10. It shall hereafter be unlawful for any huckster to sell any produce or merchandise from any vehicle in the City of Indianapolis, which shall not at the time have plainly printed thereon, the name of the person for whom sales are made therefrom, together with the number of the license authorizing him to sell as a huckster. And it shall likewise be unlawful for any huckster to sell any produce or merchandise in said city, without having a badge plainly displayed upon his clothing, bearing the words 'Licensed Huckster,' and the number of his license in figures. Said badges shall be furnished by the City Clerk, who shall be entitled to charge therefor not exceeding fifty cents each."

The ordinance was then ordered engrossed as amended, read the third time and passed, by the following vote:

AYES, 10—viz. Aldermen Bernhamer, Cobb, Cox, Endly, King, McHugh, Prier, Pritchard, Tallentire, and President Rorison.

NAYS—None.

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

S. O. 8, 1884—An ordinance to provide for grading and paving with brick, the sidewalks of Pine street, from Washington street to the tracks of the C., L., St. L. & C. R. R. Co.

And it was passed by the following vote:

AYES, 10—viz. Aldermen Bernhamer, Cobb, Cox, Endly, King, McHugh, Prier, Pritchard, Tallentire, and President Rorison.

NAYS—None.

On motion, the Board of Aldermen then adjourned.

BRAINARD RORISON, President.

Attest: FRANK W. RIPLEY, Clerk.