

PROCEEDINGS  
OF THE  
COMMON COUNCIL.

---

REGULAR SESSION.

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CHAMBER OF THE COMMON COUNCIL OF THE }  
CITY OF INDIANAPOLIS, }  
MONDAY, DECEMBER 7TH, 1868, 7 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, Coburn, Cottrell, Davis, Foster, Geisel, Goddard, Henschen, Jameson, Kappes, MacArthur, Seidensticker, Stanton and Woodburn—14.

Absent—Councilmen Burgess, Colley, Loomis and Schmidt—4.

The proceedings of the regular session, held Nov. 30th, 1868, were read and approved.

Business was resumed in the order in which it was left off at last regular meeting, viz:

ORDINANCES ON SECOND READING.

On motion, the following ordinances were read the second time and ordered to be engrossed:

Special ordinance No. 104—1868.

Special ordinance No. 105—1868.

Special appropriation ordinance No. 55—1868.

General ordinance No. 157—1868.

ORDINANCES ON THIRD READING.

Mr. Kappes called up special ordinance No. 97—1868, entitled :

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

Which 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 Brown, Coburn, Cottrell, Davis, Foster, Geisel, Goddard, Henschen, Jameson, Kappes, MacArthur, Stanton and Woodburn—13.

No Councilman voting in the negative.

So the ordinance passed.

Mr. Kappes called up special ordinance No. 104—1868, entitled :

AN ORDINANCE to provide for paving with brick the west sidewalk of Delaware street, between Walnut and Pratt streets.

Which 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 Brown, Coburn, Cottrell, Davis, Foster, Geisel, Goddard, Henschen, Jameson, Kappes, MacArthur, Seidensticker, Stanton and Woodburn—14.

No Councilman voting in the negative.

So the ordinance passed.

Mr. Kappes called up special appropriation ordinance No. 55—1868, entitled :

AN ORDINANCE appropriating money to pay off the indebtedness incurred by sinking a tube for a supply of water.

Which 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 Brown, Coburn, Cottrell, Davis, Geisel, Goddard, Henschen, Jameson, Kappes, MacArthur, Seidensticker and Woodburn—13.

Councilman Foster voting in the negative.

So the ordinance passed.

Mr. MacArthur called up general ordinance No. 157—1868, entitled :

**AN ORDINANCE** directing the City Clerk to issue an annual license to the Officers or Board of Trustees of the Grand Lodge of Free and Accepted Masons of the State of Indiana, for Masonic Hall.

Which was referred to the City Clerk, City Attorney, Mayor, and the Committee on Revision of Ordinances, with instructions to revise the general ordinance regulating licenses in the city.

REGULAR ORDER OF BUSINESS.

Mr. Brown presented the following petition :

INDIANAPOLIS, Dec. 7, 1868.

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

The undersigned, a citizen of said city, and a heavy tax payer, in 1857, in accordance with an ordinance of the City Council, erected at his own expense, on the south-west corner of Maryland and Illinois streets a lamp-post and fixtures, which, according to the spirit of said ordinance, was to be kept lighted and in repair by the city. That in the year 1867-8, said lamp-post and lantern were dismantled, and the lighting thereof discontinued, to the great injury and inconvenience of the undersigned.

Your petitioner, therefore, prays your honorable body to reimburse to the undersigned the amount of his outlay in the erection and furnishing of said lamp-post, which is \$33, as per receipt of Gas Company.

Very respectfully,

N. B. PALMER.

In reference to which Mr Brown offered the following motion :

That the petition of N. B. Palmer be referred to the City Attorney with instructions to report, whether, in his opinion, under the ordinance referred to in the petition, the Council has the power to prohibit the lighting of gas lamps which have been erected under its provisions; and also, whether the city is liable to damages in so doing.

On motion, both the petition and motion were referred to the Finance Committee.

Mr. Goddard presented the following petition :

INDIANAPOLIS, Nov. 30, 1868.

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

**GENTLEMEN:**—The absence of a fence around the burial ground for dead animals being a constant source of annoyance to the citizens living in the neighborhood of that place, the undersigned would respectfully submit to your honorable body a plan, the adoption of which would remove all just cause of complaint, and, at the same time, save the city a good deal of cost.

In order to prevent the hogs from digging out the carcasses of dead animals, a light fence is needed. Your petitioner is willing to build one on his own expense, provided that the contract to remove and bury all dead animals found within the city limits be given him for a period of five years, be-

ginning in May, 1869, the fence remaining at the expiration of that term the property of the city.

In consideration of the heavy cost of this work, which would amount to about three hundred dollars, and which no contractor could bear in a shorter time, the undersigned believes that the prolongation of the contract to bury the dead animals for the period above named, would, in every respect, be justifiable. Conscious that he has always performed the duties, imposed on him by his contract, to the satisfaction of the Common Council, the Board of Health, and the citizens in general, the undersigned hopes that his petition will be granted, the more so, as the new contract could embrace a clause subjecting him at any time to dismissal for neglect of duty or breach of contract.

Your obedient servant,

CHRISTIAN SCHMIDT.

We, the undersigned, citizens of Indianapolis, have known Mr. Schmidt for a series of years as a good citizen, and has been an honorable and reliable contractor, and therefore beg leave to join in his petition.

John Ott,

J. G. Stilz,

A. W. Wason,

Alex. Wands,

Wm. M. Blake,

And 38 others.

Which was referred to the Committee on Finance.

Mr. Henschen offered the following motion :

That the Street Commissioner be instructed to notify the I. C. and L. Railway Company to properly rebuild the culverts on the crossing of East and Louisiana streets.

Which was adopted.

Also, the following motion :

That the Street Commissioner be instructed to properly fill between the Street Railway track, on Virginia Avenue, with gravel, between South street and the Corporation line south.

Which was adopted.

Dr. Woodburn offered the following motion :

That the Street Commissioner be instructed to properly gravel the alley crossings on Illinois street north of North street.

Which was adopted.

#### REPORTS FROM COMMITTEES.

Mr. Brown, from the Committee on Streets and Alleys, made the following report :

INDIANAPOLIS, Dec. 7, 1868

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

This Committee on Streets and Alleys, to whom referred the petition of Thomas Arthur and others, report the following resolution, which they recommend be adopted.

AUSTIN H. BROWN,	} Committee.
J. W. DAVIS,	
HENRY COBURN,	

Which was received.



Also, the following resolution :

*Resolved*, That the City Clerk give the requisite notice to the owners of property along the line of Norwood street, which is asked to be widened by the petition of Thomas Arthur and others, and, also, to the Commissioners authorized to make assessments of damages and benefits in such cases, that such Commissioners will be required to meet for the purpose of hearing and determining the damages and benefits arising in such cases, the day of meeting to be fixed by such notice.

The question being on the passage of the resolution, those who voted in the affirmative were Councilmen Brown, Coburn, Cottrell, Davis, Foster, Geisel, Goddard, Henschen, Jameson, Kappes, MacArthur, Seidensticker, Stanton and Woodburn—14.

No Councilman voting in the negative.

So the resolution passed.

Mr. Brown, also, made the following report :

INDIANAPOLIS, Dec. 7, 1868.

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

The Committee on Streets and Alleys are of opinion that the winter season is now too far advanced to admit of repairing the bowldered gutter on Illinois street fronting the Bates House, and recommend that the motion on that subject herewith returned, be laid on the table.

AUSTIN H. BROWN, }  
HENRY COBURN, } *Committee.*

Which was concurred in.

Mr. Coburn, from the Committee on Fire Department, made the following report :

INDIANAPOLIS, Dec. 7, 1868.

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

GENTLEMEN :—The Committee on Fire Department, to whom was referred the petition to have the Artesian Well continued, would report that they had a consultation with Professor Brown when the well was 70 feet deep, and he was of the opinion that water that would raise to within a few feet of the surface would be struck about 100 feet from the surface; since that time the pipe has been driven 21 feet, being now 91 feet from the surface. At the Gas Works water was struck at 83 to 85 feet. The Gas Works are some 10 to 15 feet lower than the present Well. It looks reasonable that the water would be struck within the next fifteen or twenty feet. We would, therefore, recommend that the pipe be sunk still further, under such contract as the Council may hereafter order.

HENRY COBURN, }  
J. H. KAPPES, } *Committee.*

Which was concurred in.

Mr. Kappes, from the Committee on Benevolence and Hospitals, made the following report :

INDIANAPOLIS, Dec. 7, 1868.

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

Your committee beg leave to present the monthly report of the Superintendent of City Hospital, together with an ordinance appropriating \$508.38 on account of City Hospital.

Respectfully,

J. H. KAPPES, }  
HEN. GEISEL, } Committee.

Which was received.

Also, the following :

RECAPITULATION OF THE WEEKLY REPORT OF CONTENTS OF REGISTER OF PATIENTS OF CITY HOSPITAL, ENDING NOVEMBER 28, 1868.

Number of patients in Hospital at last report.....	20
Number of patients received in Hospital since last report.....	3
Number of patients born in Hospital since last report.....	0
Number of patients discharged from Hospital since last report.....	1
Number of patients died in Hospital since last report.....	1
Number of patients remaining in Hospital at present report.....	21

Also, the following :

RECAPITULATION OF THE MONTHLY REPORT OF THE CONTENTS OF REGISTER OF PATIENTS OF CITY HOSPITAL ENDING NOVEMBER 30, 1868.

Number of patients in Hospital at last report .....	19
Number of patients received in Hospital since last report.....	18
Number of patients born in Hospital since last report.....	1
Number of patients discharged from Hospital since last report.....	14
Number of patients died in Hospital since last report .....	3
Number of patients remaining in Hospital at present report.....	21

Also, the following :

RECAPITULATION OF THE MONTHLY REPORT OF EXPENDITURES OF THE CITY HOSPITAL, ENDING NOVEMBER 30, 1868.

Total expenditures for the month .....	\$476 13
Aggregate number of days for which subsistence, etc., was furnished.....	674
Average expense per capita per diem.....	\$0 70

Which were received.

Also, special appropriation ordinance No. 56—1868, entitled :

AN ORDINANCE appropriating money for the payment of sundry claims on account of the City Hospital for the month of November, 1868.

Which was read the first time.

## REPORTS FROM CITY OFFICERS.

The City Clerk made the following report :

INDIANAPOLIS, Dec. 7, 1868.

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

The City Clerk respectfully reports to the Common Council the following Contracts and Estimate:

1st. Contract and bond of Samuel Lefever for grading and paving with brick the west sidewalk on Delaware street, between Ohio street and Fort Wayne Avenue, is presented for your approval.

2d. Contract and bond of Samuel W. Patterson for grading and graveling the second alley west of Mississippi street, between Market and Wabash sts., is presented for your approval.

3d. First and final estimate allowed Cogill & Huffington for grading and graveling Coburn street and sidewalks, between East and Wright streets, is also presented for your approval.

Respectfully submitted,

DAN. M. RANSELL, City Clerk.

Per JOHN G. WATERS, Deputy.

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

Also, the following resolution :

*Resolved*, That the foregoing first and final estimate allowed Cogill & Huffington for grading and graveling Coburn street and sidewalks, between East and Wright 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 passage of the resolution, those who voted in the affirmative were Councilmen Brown, Coburn, Cottrell, Davis Foster, Geisel, Goddard, Henschen, Jameson, Kappes, MacArthur, Seidensticker, Stanton and Woodburn—14.

No Councilman voting in the negative.

So the resolution passed.

The City Clerk made the following report :

OFFICE OF CITY CLERK, }  
Indianapolis, Dec. 7, 1868. }

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

GENTLEMEN:—The City Clerk respectfully reports to the Council that there are on file in his office the following affidavits for the collection of street assessment by precept, as follows:

Richard Carr vs. Anthony Costello, for \$15.63.

And would respectfully recommend that you order the precepts to issue.

Respectfully,

D. M. RANSELL, *City Clerk.*

Which was concurred in.

### The City Gas Inspector made the following report :

INDIANAPOLIS, Dec. 7, 1868.

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

GENTLEMEN:—Herewith I submit a table of statistics, setting forth, in a condensed form, a portion of my official labors during the month of November, and would respectfully ask that the same be ordered published in the proceedings of your honorable body, without reading.

AN EXHIBIT FOR THE MONTH OF NOVEMBER, 1868, of the Time at which the Public Lamps were Lighted and Extinguished; the Pressure of the Gas (by tenths of an inch) in the Street Mains at the Times of Lighting and Extinguishing; the Maximum, Minimum, and Average Pressures during the Hours of Burning; the Average Pressure of the Gas during entire Night; and Candle Power of the Gas furnished.

Days of Month and Week.		Time for lighting.*	Time for extinguishing.*	Hours of burning.	Press. at lighting.	Press. at extinguishing.	Maximum pressure.	Minimum pressure.	Average pressure.	A'v'ge pressure during night.	Candle power.
October 31.	Saturday	—	—	—	—	—	—	—	—	11	13.04
Nov'e'ber 1.	Sunday	—	—	—	—	—	—	—	—	12	—
2.	Monday	5 45	7 45	2 —	15	9	15	8	9	11½	—
3.	Tuesday	5 45	8 30	2 45	16	11½	16	8½	9	10½	13.70
4.	Wednes'y	5 45	9 30	3 45	15	10	15	7½	9	9	—
5.	Thursday	5 45	10 30	4 45	11	9½	11	7½	9	10	—
6.	Friday	5 45	11 30	5 45	12	14	14	8	9	10	13.32
7.	Saturday	5 45	12 30	6 45	12	8	14	7½	9	10½	13.74
8.	Sunday	5 30	1 —	7 30	20	8½	20	8½	11½	12	12.88
9.	Monday	5 30	1 45	8 15	13	9	14½	8½	10	11	13.60
10.	Tuesday	5 30	2 45	9 15	18	8	18	8	9	10½	13.28
11.	Wednes'y	5 30	4 —	10 30	18	8½	18	8	9	9	12.75
12.	Thursday	5 30	5 15	11 45	17	9	17	8	9	9½	—
13.	Friday	5 30	5 30	12 —	18	9	8	7½	8½	8½	11.93
14.	Saturday	5 30	5 30	12 —	12	9½	14	7½	8	8½	—
15.	Sunday	5 30	5 30	12 —	2	—	—	—	—	—	—
16.	Monday	5 30	5 30	12 —	10	9	14	7½	8½	8½	—
17.	Tuesday	6 —	5 30	11 30	10½	9	15	7	8	8½	—
18.	Wednes'y	†7 —	5 30	10 30	8	8	14½	7½	8½	8½	12.38
19.	Thursday	†8 —	5 30	9 30	9½	8	14	8	8	8½	13.17
20.	Friday	†9 —	5 30	8 30	9	9	14	8	8	8	—
21.	Saturday	10 —	5 30	7 30	12	9½	13	8½	9	9½	—
22.	Sunday	10 30	5 30	7 —	17½	7½	17	7	8	12	12.66
23.	Monday	11 15	5 45	6 30	15½	8	15½	8	8	9½	12.37
24.	Tuesday	12 —	5 45	5 45	10	8½	10	8½	8½	9	12.73
25.	Wednes'y	1 15	5 45	4 30	8½	7½	8	7½	7	9	12.46
26.	Thursday	2 15	5 45	3 30	10	7½	10	7	8	10½	14.17
27.	Friday	3 15	5 45	2 30	10	7½	10	7	8½	10	12.88
28.	Saturday	4 —	5 45	1 45		—	—	—	—	—	12.84
29.	Sunday	—	—	—	—	—	—	—	—	12	12.38

\* Forty-five minutes are allowed both for lighting and extinguishing after the time here given.

† Bad nights; lighted at 6:00.

‡ Bad night; one half of the lamps lighted at 6:00.

§ Clock stopped.

|| Clock ran down.

Which was received.



Also, the following report :

INDIANAPOLIS, Dec. 6, 1868.

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

GENTLEMEN:—Among the street lamps which I directed to be discontinued, under your orders of April 27th last, was the one in front of Odd Fellows' Hall, on Pennsylvania street. I would now recommend that said lamp be again repaired and lighted.

GEO. H. FLEMING, *City Gas Inspector.*

Which was referred to the Committee on Gas.

The Street Commissioner made the following report :

INDIANAPOLIS, Dec. 7, 1868.

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

GENTLEMEN:—I hereby report that the cost of raising the Citizens' Street Railway Company's track, from South street to the Corporation line, including the blacksmith's bill, tools, &c., amounts to \$568.39.

Respectfully submitted,

AUGUST RICHTER, *Street Commissioner.*

Which was received and concurred in, a copy of said report to be furnished the City Treasurer, and that the Treasurer make a demand of the Street Railway Company for said money.

#### ORDINANCES ON SECOND READING.

Mr. Kappes called up the Hospital ordinance No. 56—1868, appropriating money for the month of November, 1868.

Which was read the second time and ordered to be engrossed.

Mr. Kappes moved that the rules be suspended and that the ordinance be placed upon its passage.

The question being on a suspension of the rules, those who voted in the affirmative were Councilmen Brown, Coburn, Cottrell, Davis, Foster, Geisel, Goddard, Henschen, Jameson, Kappes, MacArthur, Seidensticker, Stanton and Woodburn—14.

No Councilman voting in the negative.

So the rules were suspended and the ordinance read the third time and placed upon its passage.

The question being, shall the ordinance pass? those who voted in the affirmative were Councilmen Brown, Coburn, Cottrell, Davis, Fos-

ter, Geisel, Goddard, Henschen, Jameson, Kappes, MacArthur, Seidensticker, Stanton and Woodburn—14.

No Councilman voting in the negative.

So the ordinance passed.

On motion, the Council adjourned.

DANIEL MACAULEY, *Mayor*.

ATTEST:

D. M. RANSELL, *City Clerk*.