

CITY OF INDIANAPOLIS, INDIANA.

JOURNAL OF PROCEEDINGS

OF THE

Common Council and Board of Aldermen.

PROCEEDINGS OF COMMON COUNCIL.

REGULAR SESSION—JANUARY 5, 1885.

The Common Council of the City of Indianapolis, met in the Council Chamber, Monday evening, January 5th, A. D. 1885, at seven o'clock, in regular 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, Downey, Doyle, Haugh, Mack, Moran, McCielland, Newcomb, Pearson, Rees, Reinecke, Reynolds, Smither, Spahr, Thalman, Trusler, and Wolf.

ABSENT, 4—viz. Councilmen Edenharter, Gallahue, Sheppard, and Wharton.

The Proceedings of the Common Council for the adjourned session, held December 22d, 1884, having been printed and placed on the desks of the Councilmen, said Journals were approved as published.

OPENING AND REFERRING SEALED PROPOSALS.

Sealed proposals for services as Veterinary Surgeon of the Fire Department were opened, read, and referred to the Committee on Contracts and Chief Fire Engineer.

Sealed proposals for the following street improvements, and for erecting a bridge, were opened, read, and referred to the Committee on Contracts:

(S. O. 108, 1884)—For grading and graveling the first alley north of Bates street, from Dillon street to Leota street.

(S. O. 116, 1884)—For grading and graveling the first alley west of West street, from Michigan street to North street.

(S. O. 127, 1884)—For grading and graveling the first alley south of North street from West street to California street.

(S. O. 144, 1884)—For grading and paving with brick, the sidewalks of California street, from Pratt street to First street.

(S. O. 146, 1884)—For grading and graveling Orange street and sidewalks, from Spruce street to Reid street.

For constructing an iron bridge with stone abutments, over Pogue's Run on East street according to plans and specifications for said work, on file in the office of the City Civil Engineer.

REPORTS FROM COMMITTEE ON CONTRACTS.

The Committee on Contracts, through Councilman Newcomb, submitted the following report, which was concurred in, and the contracts severally awarded as recommended:

To the Mayor and Common Council :

Gentlemen:—Your Committee on Contracts, to whom was referred the proposals received December 15, 1884, have examined the same, and find them to be as follows, viz:

1st. For grading and paving with brick, the west sidewalk of College avenue, from Lincoln avenue to Seventh street.

J. D. Hoss & Co.....	48	cents per lineal foot front.
R. P. Dunning.....	48	cents per lineal foot front.
David A. Haywood.....	48	cents per lineal foot front.
J. L. Spaulding	45½	cents per lineal foot front.
Henry C. Roney.....	45	cents per lineal foot front.
Richter & Twiname.....	44	cents per lineal foot front.

Richter & Twiname being the lowest and best bidders, recommend they be awarded the contract.

2d. For grading and paving with brick, the south sidewalk of Indiana avenue, from West street to Blake street.

David A. Haywood.....	55	cents per lineal foot front.
H. C. Roney	49	cents per lineal foot front.
S. W. & R. H. Patterson..	49	cents per lineal foot front.
J. L. Spaulding.....	47	cents per lineal foot front.
Richter & Twiname.....	45	cents per lineal foot front.
R. P. Dunning.....	43	cents per lineal foot front.

R. P. Dunning being the lowest and best bidder, recommend he be awarded the contract.

3d. For re-paving with brick the sidewalks of Massachusetts avenue (where not already properly paved), from Delaware street to North street.

J. D. Hoss & Co.....	59	cents per lineal foot front on each side.
David A. Haywood.....	58	cents per lineal foot front on each side.
J. L. Spaulding.....	56	cents per lineal foot front on each side.
H. C. Roney.....	56	cents per lineal foot front on each side.
Richter & Twiname.....	52	cents per lineal foot front on each side.

Richter & Twiname being the lowest and best bidders, recommend they be awarded the contract

4th. For grading and paving with brick the north sidewalk of Seventh street, from Central avenue to the W., St. L. & P. Railroad.

J. D. Hoss & Co., for paving, 36 cents per lineal foot front; bowldering, 62 cents per square yard.

David A. Haywood, for paving, 35 cents per lineal foot front; bowldering, 56 cents per square yard.

R. P. Dunning, for paving, 35 cents per lineal foot front; bowldering, ... cents per square yard.

J. L. Spaulding, for paving, 33½ cents per lineal foot front; bowldering, 53 cents per square yard.

H. C. Roney, for paving, 33½ cents per lineal foot front; bowldering, 50 cents per square yard.

Richter & Twiname, for paving, 33 cents per lineal foot front; bowldering, 70 cents per square yard.

H. C. Roney being the lowest and best bidder, recommend he be awarded the contract.

5th. For grading and graveling the first alley south of Seventh street, from Delaware street to Alabama street.

David A. Haywood.....	23	cents per lineal foot front on each side.
S. W. & R. H. Patterson	23	cents per lineal foot front on each side.
Geo. W. Seibert, Jr.....	18	cents per lineal foot front on each side.
Geo. Keers.....	17	cents per lineal foot front on each side.
Hanway & Cooper.....	16½	cents per lineal foot front on each side.
Richter & Twiname.....	16	cents per lineal foot front on each side.
R. P. Dunning.....	15	cents per lineal foot front on each side.
Henry C. Roney.....	15	cents per lineal foot front on each side.
J. L. Spaulding.....	14	cents per lineal foot front on each side.
J. D. Hoss & Co.....	14	cents per lineal foot front on each side.

There being a tie bid, and the same being low, recommend the contract be awarded to J. D. Hoss & Co.

6th. For grading Hall Place street and sidewalks, from Seventh street to Eighth or Williams street.

Richter & Twiname	60	cents per lineal foot front on each side.
S. W. & R. H. Patterson	54	cents per lineal foot front on each side.
J. D. Hoss & Co.	49½	cents per lineal foot front on each side.
H. C. Roney.	39	cents per lineal foot front on each side.
J. L. Spaulding.....	38	cents per lineal foot front on each side.
Geo. W. Seibert, Jr.....	37	cents per lineal foot front on each side.
Hanway & Cooper.....	34	cents per lineal foot front on each side.
R. P. Dunning.....	31	cents per lineal foot front on each side.

R. P. Dunning being the lowest and best bidder, recommend he be awarded the contract.

7th. For grading and bowldering the first alley east of Alabama street, from Washington street to Pearl street.

S. W. & R. H. Patterson	64	cents per lineal foot front on each side.
Geo. W. Seibert, Jr.....	53	cents per lineal foot front on each side.
J. L. Spaulding.....	53	cents per lineal foot front on each side.
David A. Haywood.....	52	cents per lineal foot front on each side.
James W. Hudson.....	50	cents per lineal foot front on each side.
R. P. Dunning.	49	cents per lineal foot front on each side.
Hanway & Cooper.....	49	cents per lineal foot front on each side.
Henry C. Roney.....	48	cents per lineal foot front on each side.
Richter & Twiname.....	45	cents per lineal foot front on each side.

Richter & Twiname being the lowest and best bidders, recommend they be awarded the contract.

8th. For grading and bowldering the first alley west of Illinois street, from Maryland street to Kentucky avenue.

S. W. & R. H. Patterson	39	cents per lineal foot front on each side.
David A. Haywood.....	35	cents per lineal foot front on each side.
J. L. Spaulding.....	33	cents per lineal foot front on each side.
Richter & Twiname	33	cents per lineal foot front on each side.
H. C. Roney.....	33	cents per lineal foot front on each side.
R. P. Dunning.....	33	cents per lineal foot front on each side.
Geo. W. Seibert, Jr.....	32	cents per lineal foot front on each side.
James W. Hudson..	30	cents per lineal foot front on each side.
Hanway & Cooper.....	27	cents per lineal foot front on each side.

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

9th. For grading and paving with brick, the south sidewalk of North street, from Wood street to Indiana avenue.

J. L. Spaulding.....	53	cents per lineal foot front.
Richter & Twiname.....	50	cents per lineal foot front.

David A. Haywood..... 50 cents per lineal foot front.

Henry C. Roney..... 46 cents per lineal foot front.

Henry C. Roney being the lowest and best bidder, recommend he be awarded the contract.

Respectfully submitted,

W. C. Newcomb,
M. M. Reynolds,
Committee on Contracts.

Councilman Newcomb offered the following motion; which was adopted, and the contract awarded:

That Hanway & Cooper be awarded the contract "For grading, bowldering and curbing the gutters of Fort Wayne avenue, from Pennsylvania street to New Jersey street," action on the same having been postponed until January 1st, 1885, as per recommendation of the Committee on Contracts, (see page 912, ante, October 20, 1884.)

COMMUNICATIONS, ETC., FROM THE MAYOR.

His Honor, the Mayor, submitted the following report; which was received:

To the Common Council and Board of Aldermen:

Gentlemen:—I herewith report fees and fines due the city, collected by me for the month of December, 1884, as follows:

Marshal's fees.....	\$208 05
Mayor's fees.....	148 30
Fines due city.....	24 40
	<hr/>
	\$380 75

Which said fees and fines I have this day paid over to the City Treasurer, and filed his receipt therefor with the City Clerk.

The whole amount paid into the city treasury from the Mayor's Court for the year 1884, aggregates the sum of \$5,813.98.

As a matter of information, I would also state that for the year just closed I have paid into the County treasury for the use of the Common School Fund, the sum of \$3,911.29, the amount of fines collected in State cases.

Respectfully,

JOHN L. McMASTER, Mayor.

REPORTS, ETC., FROM CITY OFFICERS.

The City Civil Engineer submitted the following report; which was received, and the bond approved:

To the Mayor, Common Council and Board of Aldermen:

Gentlemen:—I herewith report the contract and bond of John H. Freaney, for the erection of gas posts on Meridian street, between Eleventh and Twelfth streets. Bond, \$100.00; surety, Allen M. Fletcher.

Respectfully submitted,

S. H. SHEARER, City Civil Engineer.

The City Civil Engineer submitted the following report; which was received, and the time extended sixty days:

To the Mayor, Common Council and Board of Aldermen:

Gentlemen:—I herewith report the following contracts for street improvements that the time has expired for completing the work:

1st. Geo. W. Seibert, Jr., Mississippi street, between Maryland and Washington streets. Work begun, but not completed.

2d. Richter & Twiname, Munson street. This contract was not let until October 27th. Contractors claim the season too far advanced to open the work.

3d. James Mahoney, Williams street, between Arsenal avenue and State avenue. The contractor for this improvement has been sick, and not able to do the work.

Respectfully submitted,

S. H. SHEARER, City Civil Engineer.

Councilman Rees presented the following petition, which was granted:

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

Gentlemen:—On November 27th, 1884, I was awarded the contract for bowldering the gutters and curbing the sidewalks of Mississippi street, between Washington and Maryland streets. Owing to the lateness of the season, I have been unable to complete the work, therefore ask for sixty days further time to complete the same.

GEORGE W. SEIBERT, JR.

Recommend the prayer of the petitioner be granted.

Respectfully submitted,

M. M. Reynolds,

R. H. Rees,

Board of Public Improvements.

The City Civil Engineer submitted the following report; which was received:

To the Mayor and Common Council:

Gentlemen:—The contract for building the Geisendorff street sewer, was awarded to A. Bruner, April 14th, 1884, the bond not to be filed or work commenced until after January 1st, 1885. Said bond has been prepared and handed to the contractor for signature, but has not been returned to my office.

Respectfully submitted,

S. H. SHEARER, City Civil Engineer.

The City Civil Engineer submitted the following report; which was received:

To the Mayor, Common Council and Board of Aldermen:

Gentlemen:—At a previous meeting, you directed me to report whether the proposed plans for deepening and widening of the State Ditch, encroached upon private property, and if so, to report the names of owners so affected. I desire to report that I have complied with your orders, by making careful surveys and plats, showing the exact location of said Ditch, the lots effected by the proposed improvement, together with the names of the owners thereof. I am informed that a strip of ground fifty feet in width and extending the whole length of said Ditch, was at one time condemned by the State for Ditch purposes. The contemplated improvement in no case exceeds the width of said condemnation.

The plats showing details of location, are now on file in my office, and can be seen upon application.

Respectfully submitted,

S. H. SHEARER, City Civil Engineer.

The City Civil Engineer submitted the following report:

To the Mayor, Common Council and Board of Aldermen :

Gentlemen:—Some time ago you ordered the Union Railway Company to remove its arches and other obstructions from the bed of Pogue's Run, near Meridian street. Said company proceeded with the work, and also to build stone abutments at the sides of said Run, as ordered; but, as I am informed, were stopped by the occupants of the building known as the "Eagle Machine Works," on account of the danger of throwing said building down, by the removal of some of the Railroad company's arches. I desire to call your attention to the necessity of removing the remainder of the arches, which, I am informed, the Union Railway Company are willing to do, provided they can get the consent of the occupants of the Machine Works so to do. I also desire to call your attention to the liability to overflow of Pogue's Run, in consequence of the arches now obstructing said Run under the Eagle Machine Works. There are eight separate arches spanning portions of said Run at various angles east of Meridian street. While the recent floods have caused no overflow at this point, the liability to overflow will be very much increased by the removal of the obstructions in said Run at Liberty and East streets.

Respectfully submitted,

S. H. SHEARER, City Civil Engineer.

Councilman Thalman, as to the above report, offered the following motion; which was adopted:

That the City Attorney be directed to draw up the proper notices, and the Street Commissioner be directed to serve them, requiring the Eagle Machine Works to remove the arches under their building which now are obstructing Pogue's Run; and upon failure of the said Eagle Machine Works, or some one in their behalf, to remove said obstructions within sixty days, that the Street Commissioner be directed to remove said obstructions.

The City Clerk submitted the following report; which was referred to the Finance Committee:

To the Mayor, Common Council and Board of Aldermen :

Gentlemen:—I herewith submit an itemized statement, showing the amount of orders drawn on the city treasury during the month of December, 1884, viz:

Board of Health.....	\$ 60 00
Bridges.....	808 59
City Assessor's Department.....	166 00
City Civil Engineer's Department.....	147 65
City Dispensary.....	293 49
City Hall.....	44 10
City Hospital and Branch.....	1,474 21
City Hospital additions.....	1,552 50
City Treasurer's per centage.....	148 02
Fire Department.....	5,416 01
Fountains and driven wells.....	30 75
Gas.....	5,581 16
Judgments and costs.....	10 00
Markets.....	9 35
Market Masters' fees.....	94 92
Parks.....	130 30
Police.....	4,497 03
Pogue's Run.....	23 00
Printing.....	340 18
Salary.....	142 50
Station House.....	290 69
Street improvements.....	1,860 61
Street openings and vacations.....	500 00

Street repairs.....	\$ 2,206 71	
Taxes refunded.....	804 29	
Water rent.....	7,557 79	
		\$ 34,189 85
School fund.....	\$ 473 52	
Sinking fund.....	64 57	
		538 09
Total.....		\$ 34,727 94

Respectfully submitted,

GEO. T. BREUNIG, City Clerk.

The City Treasurer submitted the following report; which was referred to the Finance Committee:

Report of I. N. PATTISON, City Treasurer, for the month of December, 1884.

RECEIPTS.

From benefits.....	\$ 422 50
From coal licenses.....	62 00
From clinic tickets and pay patients.....	133 90
From dog licenses.....	6 75
From dray licenses.....	3 15
From express licenses.....	5 95
From fines and fees.....	371 95
From hack licenses.....	7 00
From huckster licenses.....	14 00
From liquor licenses.....	1,959 53
From Market-masters' fees.....	274 70
From peddlers' licenses.....	57 00
From promiscuous—Belt Railroad interest.....	15,000 00
“ “ Police Commissioners.....	1,087 83
“ “ Market.....	180 70
From show licenses.....	125 00
From tapping sewers.....	3 00
From tax sales current.....	25 76
From tax sales delinquent.....	30 10
From taxes delinquent.....	2,152 55
From City Hall Fund, to correct error.....	130 00
Total.....	\$ 22,033 37
Balance on hand December 1st, 1884.....	81,844 34
	<u>\$103,877 71</u>

DISBURSEMENTS.

For Board of Health.....	\$ 60 00
For bridges.....	808 59
For City Assessor's department.....	166 00
For City Civil Engineer's department.....	137 65
For City Dispensary.....	292 99
For City Hall.....	44 10
For City Hospital and Branch.....	3,065 60
For Fire Department.....	5,542 47
For fountains and driven wells.....	30 75
For gas.....	5,581 16
For incidentals.....	20 00
For judgments and cost.....	10 00
For markets.....	9 35
For Market-masters' fees.....	94 92

For parks	\$ 130 30
For per centaga.....	249 30
For Pogue's Run.....	23 00
For police.....	4,621 03
For printing.....	340 18
For salary.....	180 00
For sinking fund.....	64 57
For Station House.....	282 59
For street improvements.....	2,114 14
For street openings and vacations.....	500 00
For street repairs.....	2,243 60
For taxes refunded.....	835 79
For water rent.....	7,557 79
Balance on hand January 1st, 1885.....	68,871 84

\$103,877 71

TOMLINSON ESTATE.

Receipts.

Balance on hand December 1, 1884.....	\$ 64,947 33
Rents.....	84 45
	<u>\$ 65,031 78</u>

Disbursements.

City Hall plans.....	\$ 130 00
Balance on hand January 1, 1885.....	64,901 78
	<u>\$ 65,031 78</u>

ADDITIONAL CITY HALL FUND.

Balance on hand December 1st, 1884.....	\$ 45,749 94
Balance on hand January 1st, 1885.....	\$ 45,749 94

SINKING FUND.

Balance on hand December 1st, 1884.....	\$ 30,781 34
From November taxes.....	64 57
	<u>\$ 30,845 91</u>
Balance on hand January 1, 1885.....	\$ 30,845 91

I. N. PATTISON, City Treasurer.

To GEO. T. BREUNIG, City Clerk.

The City Clerk submitted the following report:

To the Mayor and Common Council:

Gentlemen:— As per your order of December 1st, 1884, I notified Luther Mehring, the contractor for removing dead animals from the streets of the city, to at once file his bond, and pay into the city treasury the amount of his bid. I was informed that he would take no action in the matter until the city protected him in his rights, so that he could faithfully carry out his contract, and not be interfered with by others.

Respectfully,

GEO. T. BREUNIG, City Clerk.

Councilman Pearson, as to the above report, offered the following motion; which was adopted:

That the City Clerk be instructed to re-advertise for bids for the removal of dead animals from the city; also, that the City Attorney be instructed to bring suit and collect the amount due from the ex-contractor.

The City Clerk submitted the following report:

To the Mayor, Common Council and Board of Aldermen :

Gentlemen:—I submit herewith the following entitled affidavits, now on file in my office, for the collection of street improvement assessments by precepts, to wit:

J. D. Hoss & Co. vs. Nancy R. Hawk, for.....	\$23 56
J. D. Hoss & Co. vs. Nancy R. Hawk, for.....	23 56
J. D. Hoss & Co. vs. Nancy R. Hawk, for.....	23 56

Respectfully submitted,

GEO. T. BREUNIG, City Clerk.

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

AYES, 15—viz. Councilmen Benjamin, Cowie, Dowling, Doyle, Haugh, Mack, Pearson, Rees, Reinecke, Reynolds, Smither, Spahr, Thalman, Trusler, and Wolf.

NAYS, 4—viz. Councilmen Downey, Moran, McClelland, and Newcomb.

The City Attorney submitted the following report; which was received, and appeal ordered:

To the Common Council and Board of Aldermen :

Gentlemen:—On the 30th day of December, the Supreme Court reversed the judgment of the Shelby Circuit Court, in the case of Sarah S. Kingsbury et al. vs. The City, as to that part which quieted the title of the plaintiffs in the 333 feet of Highland street between Washington and Market streets, and affirmed said judgment as to that part which found for the city north of Market street. This result I regard as of very great value to the city, as an affirmation of the judgment below would have led to many more suits by the Davidson heirs, to quiet title to streets and alleys in the eastern part of the city. The decision announced in this case is a very exhaustive one, and settles the law in favor of the city in the numerous other suits which were threatened by the Davidson heirs and their grantees.

The General Term this day affirmed the judgment of the Special Term of the Superior Court, in the case of The City against William S. Hubbard. This was a test case brought by direction of the Council, to establish, if possible, the right of the city to obtain a special decree upon which sales can be made in street opening assessments made under the old law, several thousand dollars of which still remain unpaid. Judge Taylor held in Special Term, that the statutory remedy must be followed, and that no aid can be given by the courts outside of the statute; but it is a fact, as is well known by the experience of this city, that no practical relief is furnished by the statute at all; and this is the main reason why I think the court was wrong in denying a special decree. As no opinion was filed, or reasons given for the ruling by the General Term, and as the record will cost but a trifle, I recommend that an appeal be taken to the Supreme Court.

Respectfully submitted,

C. S. DENNY, City Attorney.

The City Attorney submitted the following report; which was received, and ordered printed in the Proceedings:

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

Gentlemen:—During the year just closed, I have tried and disposed of thirty three (33) cases to which the city was a party, in the Federal, Supreme, Circuit and Superior Courts. Of these, twenty-six (26) have been finally disposed of in favor of the city.

Of the other seven, two (2) have so far involved the city in an actual payment of damages which are as follows:

James L. Mitchell vs. The City, damages to property.....	\$ 920 42
Jennie Heston vs. The City, damages to person.....	286 20
Total.....	\$1,206 62

In three (3) others of the seven, judgments were rendered against the city in the Superior Court, and are now pending in the Supreme Court on appeal. They are as follows:

Johnston & Erwin vs. The City, damages to property, (city's part)...	\$2,500 00
Henry Emmelsman vs. The City, for death of infant son.....	700 00
John H. Vajen vs. The City, erroneous tax assessment..	508 00
Total..	\$3,708 00

The other two (2) are the cases of Thomas Wren vs. The City et al. and Charles Bauer vs. The City et al., recently reversed by the Supreme Court, now requiring new trials in the lower court. In the former, no money relief is sought against the city, and in the latter, the city will be protected by the primary liability of the other party defendant, in case judgment should be obtained against her.

From my former annual reports and the foregoing, it will be seen that during my full term of three years, one hundred and twenty-six (126) cases have been disposed of in the higher courts above named. Of these, ninety-eight (98) have been finally decided in favor of the city; twenty-one (21) against her; two (2) compromised; two (2) abandoned by order of the Council, and the other three (3) are now pending on appeal in the Supreme Court. Said reports will further show that of said one hundred and twenty-six cases tried by me, but six have involved the city in the payment of money judgments, the total amount of such judgments being \$2,086.52. This does not include some old matters before my term, and various items of costs which the city could not make off of the losing parties, of which I keep no record. I have collected by suit, and otherwise secured to the city, during my term, about \$9,000.00.

Respectfully submitted,

C. S. DENNY, City Attorney.

The Superintendent of the City Dispensary submitted his report for December, 1884; which was read and received.

REPORTS, ETC., FROM OFFICIAL BOARDS.

Councilman Newcomb, in behalf of the Hospital Board, presented the following estimates; which were approved, and ordered inserted in the appropriation ordinance:

Indianapolis, Jan. 5th, 1885.

CITY OF INDIANAPOLIS,

In account with Peter Routier, Contractor:

Contractor for building the west wing and additions to the City Hospital buildings:

Statement of Account.

Contract amount.....	\$25,000 00
Has received, per estimates.....	20,590 10
Balance on contract.....	\$ 4,409 90

CHAS. G. MUELLER.

I wish to state that there has been some additional work done outside of the contract. Owing to too short a time before the meeting of the Council, it was impossible to examine the amounts for approval, otherwise an account of the same would have been presented with the above statement.

Very respectfully, your obedient servant,

CHAS. G. MUELLER.

Approved.

W. C. NEWCOMB, Pres't. Hospital Board.

Indianapolis, Ind., Jan. 5th, 1885.

CITY OF INDIANAPOLIS,

To Chas. G. Mueller, Dr.

For professional services rendered in the construction of the west wing and additions to the City Hospital buildings.

Final estimate to builder, \$4,409.90, at 3½ per cent, amount due... \$154 35

Approved, W. C. NEWCOMB, Pres't. Hospital Board.

The Board of Public Improvements and Street Commissioner submitted the following reports; which were severally received:

To the Mayor, Common Council and Board of Aldermen:

f *Gentlemen:*— We herewith report expenditures in the Street Repair Department, or the month of December, together with total expenditures to December 31st, 1884:

Pay-rolls.....	\$ 1,244 37
Blacksmithing.....	25 20
Boulders.....	18 00
Catch-basin and man-hole castings.....	3 42
Coal.....	5 25
Freight on lumber.....	48 00
Freight on stone.....	120 00
Gravel.....	71 00
Hardware.....	37 00
Lumber.....	184 61
Labor, filling rear wall on Pogue's Run.....	32 50
Miscellaneous, hire of horse and vehicle Street Commissioner and Board of Public Improvements, 1884.....	95 00
Rubber boots.....	10 00
Sand.....	14 00
Spawls.....	36 00
Stone crossings..	262 36
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Total expenditures for December.....	\$ 2,206 71
Total expenditures per last report.....	40,778 80
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Total expenditures to December 31st, 1884.....	\$42,985 51

Respectfully submitted,

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

L. A. FULMER, Street Commissioner.

To the Mayor, Common Council and Board of Aldermen:

Gentlemen:— We herewith report expenditures in Street Department for 1884:

Pay-rolls.....	\$35,087 76
Blacksmithing.....	404 95
Boulders.....	456 72
Brick.....	160 00
Catch-basin and man-hole castings.....	64 10
Cement.....	41 50
Coal for Stone Yard.....	12 65
Freight on lumber.....	219 00
Freight on stone.....	874 10
Gravel.....	800 70
Hardware.....	495 87
Lumber.....	1,857 68
Miscellaneous.....	143 43
Rent of Stone and Lumber Yards.....	177 00

Rubber boots	\$ 20 00	
Sand.....	290 40	
Sewer pipe.....	147 73	
Spawls.....	304 35	
Stone crossings and curb.....	1,425 57	
		<u>\$42,985 51</u>

Respectfully submitted,

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

L. A. FULMER, Street Commissioner.

The Board of Public Improvements submitted the following report; which was concurred in, and the City Attorney ordered to prepare contract:

To the Mayor, Common Council and Board of Aldermen:

Gentlemen:—We recommend that the City Clerk be authorized to contract for the preparation of an index to the Journals of the Common Council and Board of Aldermen for the year 1884. Said index to be arranged after the plan of the so-called Indexical Digest, and its preparation to cost not exceeding \$300.00.

Respectfully submitted,

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

The Board of Health submitted the Mortality report for four weeks, ending December 31st, 1884, showing 133 deaths; which was read and received.

MESSAGES AND PAPERS FROM THE BOARD OF ALDERMEN.

The following message was read, and the amendment approved:

To the Mayor and Common Council:

Gentlemen:—The Board of Aldermen, in regular session, held in the Aldermanic Chamber Monday evening, December 22d, 1884, amended S. O, 109, 1884, by striking out "Noble," and inserting "East street." The ordinance as amended, reads as follows:

"S. O. 109, 1884—An ordinance to provide for the erection of lamp-posts, lamps and fixtures (complete to burn gas, except the service pipes), on Michigan street, between New Jersey and East streets."

I submit the same for your consideration.

For the Board of Aldermen:

FRANK W. RIPLEY, Clerk.

The following message was read, the Common Council adhered to their former action, and the Chief Fire Engineer ordered to place in position the fire-alarm box:

To the Mayor and Common Council:

Gentlemen:—The Board of Aldermen, in regular session, held in the Aldermanic Chamber Monday evening, December 22d, 1884, non-concurred in your action in adopting the following motion:

"That a fire-alarm box be placed on the west side or center of Circle street."
I submit the same for your consideration.

For the Board of Aldermen:

FRANK W. RIPLEY, Clerk.

The following message was read, and the Common Council adhered to their former action:

To the Mayor and Common Council:

Gentlemen:—The Board of Aldermen, in regular session, held in the Aldermanic Chamber Monday evening, December 22d, 1884, non-concurred in your action recommending that John Carlisle be paid \$15.00 for repair of Scales at West Market.

For the Board of Aldermen:

FRANK W. RIPLEY, Clerk.

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

To the Mayor and Common Council:

Gentlemen:—The Board of Aldermen, in regular session, held in the Aldermanic Chamber Monday evening, December 22d, 1884, concurred in the report of the Judiciary Committee, recommending that \$38.13 be refunded to Henry Hahn, instead of \$7.00, as previously approved and appropriated by both bodies, on account of a mistake in the payment of taxes on part of Lot 19, Little's subdivision of Out-lot 85.

I submit the same for your consideration.

For the Board of Aldermen:

FRANK W. RIPLEY, Clerk.

By consent, Councilman Haugh, for Councilman Edenharter, presented the following claim; which was referred to the Judiciary Committee:

Indianapolis, Ind., Jan. 5th, 1885.

CITY OF INDIANAPOLIS, IND.

To Chas. G. Mueller, Dr.

For Pest House drawings and specifications, at the usual rate, 2½ per cent on cost of building. Lowest bid, \$1,700.00. Amount due..... \$42 50

APPROPRIATION ORDINANCES.

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

The Chief Fire Engineer introduced the following entitled ordinance, which was read the first and second times, ordered engrossed, and read the third time:

Ap. O. 1, 1885—An ordinance appropriating money for the payment of sundry claims against the City of Indianapolis, on account of the Fire Department. [Amount appropriated, \$660.92.]

And it was passed by the following vote:

AYES, 18—viz. Councilmen Benjamin, Cowie, Curry, Dowling, Doyle, Haugh, Mack, Moran, McClelland, Newcomb, Pearson, Rees, Reinecke, Reynolds, Smither, Spahr, Thalman, and Trusler.

NAYS—None.

The Hospital Board introduced the following entitled ordinance, which was read the first and second times, ordered engrossed, and read the third time :

Ap. O. 2, 1885—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, \$1,692.73.]

And it was passed by the following vote:

AYES, 18—viz. Councilmen Benjamin, Cowie, Curry, Dowling, Doyle, Haugh, Mack, Moran, McClelland, Newcomb, Pearson, Rees, Reinecke, Reynolds, Smither, Spahr, Thalman, and Trusler.

NAYS—None.

By the Committee on Accounts and Claims, through Councilman McClelland, the following entitled ordinance was introduced and read the first and second times, ordered engrossed, and read the third time :

Ap. O. 3, 1885—An ordinance appropriating money for the payment of sundry claims against the City of Indianapolis. [Amount appropriated, \$14,984.29.]

And it was passed by the following vote :

AYES, 17—viz. Councilmen Benjamin, Cowie, Curry, Dowling, Doyle, Haugh, Mack, Moran, McClelland, Newcomb, Pearson, Rees, Reinecke, Reynolds, Smither, Spahr, and Thalman.

NAYS, 1—viz. Councilman Trusler, (as to the claim of Wm. D. Griffin.)

By the City Clerk, on behalf of the Police Commissioners, the following entitled ordinance was introduced and read the first and second times, ordered engrossed, and read the third time :

Ap. O. 4, 1885—An ordinance appropriating money for the payment of sundry claims against the City of Indianapolis, on account of the Station House. [Amount appropriated, \$339.21.]

And it was passed by the following vote :

AYES, 17—viz. Councilmen Benjamin, Cowie, Curry, Dowling, Doyle, Haugh, Mack, Moran, McClelland, Newcomb, Pearson, Rees, Reinecke, Reynolds, Smither, Spahr, and Thalman.

NAYS, 1—viz. Councilman Trusler.

By the Board of Public Improvements, the following entitled ordinance was introduced, read the first and second times, ordered engrossed, and read the third time :

Ap. O. 5, 1885—An ordinance appropriating the sum of Ten Thousand (\$10,000) Dollars, on account of the Street Repair Department of the City of Indianapolis.

And it was passed by the following vote :

AYES, 18—viz. Councilmen Benjamin, Cowie, Curry, Dowling, Doyle, Haugh, Mack, Moran, McClelland, Newcomb, Pearson, Rees, Reinecke, Reynolds, Smither, Spahr, Thalman, and Trusler.

NAYS—None.

His Honor, the Mayor, appointed Councilmen Thalman, Newcomb, Reynolds, Coy and Edenharter to act as the members of a special committee to confer with the Legislature as to the erection of buildings on East Market Space, as per resolution adopted by the Common Council May 12th, 1884.

INTRODUCTION OF MISCELLANEOUS BUSINESS.

Councilman Benjamin offered the following motion; which was referred to the Board of Public Improvements:

That the Street Commissioner, under the direction of the City Civil Engineer, be, and is hereby, instructed to lay a stone crossing across Louisiana street, from the Depot to the first lamp-post east of Illinois street.

Councilman Curry offered the following resolution; which was referred to a special committee, consisting of Councilmen Curry, Thalman and Trusler:

Resolved, That the Chief Engineer of the Fire Department be, and he is hereby, directed not to permit the department or any part thereof, to go beyond the city limits, except to the Insane Hospital, for the purpose of extinguishing fires, at any time, or under any circumstances; *Provided, however*, that this order shall not apply to cases of conflagrations in neighboring towns and cities, where the Engineer has reason to believe fair compensation will be allowed the city for the services rendered and expenses incurred; *And provided, further*, that the foregoing direction shall not go into effect until the expiration of six months from the date of the adoption hereof.

Councilman Coy offered the following motion; which was adopted:

That John Gustin be granted an Auctioneer's license, to be issued by the City Clerk for a year, or one or more quarters of a year, and under existing ordinances.

Councilman Coy presented the following petition; which was referred to the Committee on Streets and Alleys:

SUPPLEMENTAL PETITION.

STATE OF INDIANA, *Marion County*:

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

Gentlemen:—The undersigned, citizens and resident tax payers and owners of real estate in said city and State, would most respectfully petition your honorable bodies for the opening up of New York street west to White River, as platted and laid out by Samuel J. Patterson, Stoughton A. Fletcher, Jr., and James M. Ray, as set forth and described in the original petition to your honorable bodies, filed July 28, 1883, of which this is a supplemental petition; and for the removal of all obstructions in said New York street obstructing the free use of the same to said White River.

C Maus, Wm. Hild, Martin Merkt, F. L. Weisenheimer, J. Fitzpatrick, John Gallagher, Hugh Goodman, Dop. Shaffer, Mat. McGrath, George Ottergan, David Harris, Hamilton Bailey, Patt. Hartnett, Kateen Garner, Samuel E. Perkins, G. Coble, O. B. Hord, W. W. Penott, Allen Hisey, Thomas Rowland, John Trucksess, Dan. Burton.

Councilman Haugh offered the following motion; which was adopted :

That the Health Board be instructed to investigate the proprietorship of the wagon and harness used by William Griffin while a member of the Health Board, and now in his possession, and report to the Board of Aldermen at its next meeting.

Councilman Haugh offered the following motion; which was referred to the Board of Public Improvements:

That the Street Commissioner be, and is hereby, directed to lay double stone crossings on Massachusetts avenue, at the crossing of Alabama and Vermont streets.

Councilman Newcomb offered the following motions; which were severally adopted:

That the City Treasurer be, and he is hereby, directed to enter full satisfaction of the twenty dollar assessment against lot number 26, in Hann & Dawson's subdivision of a part of Block 24, of Johnson's heirs' addition, on account of the opening of Rohampton street, the same being void.

That each officer of the Board of Health be allowed a copy of the Revised City Ordinances, and that the City Clerk be authorized to issue four copies to said officers, one to each.

Councilman Rees offered the following motion; which was adopted :

That the question of moving the track of the C., I., St. L. & C. Railway Company further west into Missouri street, between Georgia and Market streets, be referred to the Judiciary and Railroad Committees, and City Attorney, with instructions to confer with the officials of said company in reference thereto, and also with reference to the removal of the switch tracks further away from private property.

Councilman Reinecke offered the following motions; which were referred to the Board of Public Improvements:

That the Street Commissioner be, and is hereby, directed to lay a double stone crossing across Beatty street, at the intersection of McCarty street.

That the Street Commissioner be, and is hereby, directed to lay a double stone crossing across McCarty street, at the intersection of Beatty street.

Councilman Reinecke offered the following motion; which was referred to the Committee on Sewers, to report at the next meeting:

That the City Civil Engineer be, and is hereby, instructed to advertise for bids for the construction of a three foot and six inch sewer in and along Coburn street, from East street to Madison avenue, as reported by your special committee September 1st, 1884.

Councilman Reynolds offered the following motion; which was adopted :

That the City Civil Engineer advertise at once for bids to widen and deepen the State Ditch, as provided for in G. O. No. 17, of 1884, or as soon as he shall have completed the plans and specifications, as therein required.

Councilman Coy was excused for the remainder of this session.

PENDING ORDINANCES.

The following entitled ordinance was referred to the Board of Public Improvements:

S. O. 74, 1883—An ordinance to provide for grading, bowldering and curbing the gutters of New York street, between Pennsylvania and Delaware streets.

The following entitled ordinance was ordered stricken from the files:

S. O. 142, 1884—An ordinance to provide for grading and graveling the first alley west of Meridian street, from Morris street to Wilkins street.

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

S. O. 141, 1884—An ordinance to provide for the construction of a brick sewer two (2) feet internal diameter, in and along Morris street, from Chestnut street to and connecting with the Madison avenue sewer, and providing for the manner of the assessment and collection of the cost thereof.

And it was passed by the following vote:

AYES, 19—viz. Councilmen Benjamin, Cowie, Curry, Dowling, Downey, Haugh, Mack, Moran, McClelland, Newcomb, Pearson, Rees, Reinecke, Reynolds, Smither, Spahr, Thalman, Trusler, and Wolf.

NAYS—None.

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

S. O. 147, 1884—An ordinance to provide for grading and paving with brick, the south sidewalk of Brookside avenue, from Clifford avenue to Omer street.

And it was passed by the following vote:

AYES, 18—viz. Councilmen Benjamin, Cowie, Curry, Dowling, Downey, Haugh, Mack, Moran, McClelland, Newcomb, Pearson, Rees, Reinecke, Reynolds, Smither, Thalman, Trusler, and Wolf.

NAYS—None.

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

S. O. 148, 1884—An ordinance to provide for the erection of lamp-posts, lamps and fixtures (complete to burn gas, except the service pipes), on Yandes street, between Malott and Lincoln avenues.

And it was passed by the following vote:

AYES, 18—viz. Councilmen Benjamin, Cowie, Curry, Dowling, Downey, Haugh, Mack, Moran, McClelland, Newcomb, Pearson, Rees, Reinecke, Reynolds, Smither, Thalman, Trusler, and Wolf.

NAYS—None.

SIG. 2.

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

S. O. 149, 1884—An ordinance to provide for grading and graveling the first alley south of Brookside avenue and Omer street, from Clifford avenue to its eastern terminus.

And it was passed by the following vote:

AYES, 18—viz. Councilmen Benjamin, Cowie, Curry, Dowling, Downey, Haugh, Mack, Moran, McClelland, Newcomb, Pearson, Rees, Reinecke, Reynolds, Smither, Thalman, Trusler, and Wolf.

NAYS—None.

Councilmen Dowling and Moran were excused for the remainder of this session.

Councilman Spahr introduced the following entitled ordinance, which was read the first time:

G. O. 1, 1885—An ordinance regulating the charges for the use of Telephones, providing for the time of the payment for the use of the same, requiring companies to put in telephones upon application, and fixing a penalty for the violation of any of the provisions hereof.

Councilman Trusler moved to refer the ordinance to the Judiciary Committee; which failed of adoption.

Councilman Spahr moved a suspension of the rules for the purpose of placing the above ordinance on its final passage.

Which failed of adoption, (requiring a two-thirds vote), by the following vote:

AYES, 14—viz. Councilmen Benjamin, Downey, Haugh, Mack, McClelland, Newcomb, Pearson, Rees, Reinecke, Reynolds, Smither, Spahr, Thalman, and Wolf.

NAYS, 2—viz. Councilmen Curry, and Trusler.

The ordinance was then referred to the Judiciary Committee and City Attorney, to report at the next meeting.

On motion, the Common Council then adjourned.

JOHN L. McMASTER, Mayor,
President of the Common Council.

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