

# PROCEEDINGS OF BOARD OF ALDERMEN.

REGULAR SESSION—JUNE 22, 1885.

The Board of Aldermen of the City of Indianapolis, met in the Aldermanic Chamber, Monday evening, June 22d, A. D. 1885, at eight o'clock, in regular session.

PRESENT—Hon. Brainard Rorison, President of the Board of Aldermen, in the Chair, and Aldermen Bernhamer, Endly, King, McHugh, Prier, Pritchard, and Tallentire—8.

ABSENT, 2—viz. Aldermen Cobb, and Cox.

The Proceedings of the Board of Aldermen for the regular session, held June 8th, 1885, 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 sessions; held June 8th and June 15th, 1885.

For the Common Council:

GEO. T. BREUNIG, City Clerk.

Alderman Prier moved that G. O. 21, 1885, be now taken up for consideration.

Which motion was adopted, and the following entitled ordinance (passed by the Common Council) was read the first time:

G. O. 21, 1885—An ordinance investing the Jenney Electric Company, or assigns, with the privilege of erecting and maintaining towers and masts or posts necessary for the purpose of supplying Indianapolis and its inhabitants with Electric Light and Power.

On motion by Alderman Prier, the rules were suspended for the purpose of placing the above entitled ordinance on its final passage, by the following vote:

AYES, 7—viz. Aldermen Bernhamer, Endly, King, McHugh, Prier, Tallentire, and President Rorison.

NAYS—None.

G. O. 21, 1885, was then read the second time, read the third time and passed, by the following vote:

AYES, 7—viz. Aldermen Bernhamer, Endly, King, McHugh, Prier, Tallentire, and President Rorison.

NAYS—None.

Later in the session, Alderman Pritchard asked consent to have his vote recorded in the affirmative on the passage of the above ordinance which was granted.

Alderman Pritchard then moved that the vote by which the ordinance passed, be reconsidered.

President Rorison moved to lay the above motion on the table.

Which was adopted, by the following vote:

AYES, 6—viz. Aldermen Endly, King, McHugh, Prier, Tallentire, and President Rorison.

NAYS, 1—viz. Alderman Pritchard.

The report from the Mayor, showing fines and fees collected (see page 313 and 314, *ante*), was read and received.

A certified copy of the record of the Circuit Court, showing the appointment of Joseph T. Magner, William Hadley, John L. F. Stegg, William Johnson and James Renihan to act as City Commissioners, 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 314 *ante*), was concurred in:

To the Mayor and Common Council:

*Gentlemen:*—The Board of Public Improvements, to whom the following motion was referred, "That the Street Commissioner take immediate steps to repair the block pavement on Meridian street, its entire length, by raising depressed blocks that they shall conform to the grade," recommend the work be done.

Respectfully submitted,

M. M. Reynolds,  
John R. Cowie,  
Wm. Curry,  
Board of Public Improvements.

The report from the Board of Public Improvements, recommending the adoption of sundry motions (see pages 316 and 317, *ante*), was read, and referred to the Committee on Streets and Alleys and Sewers and Drainage.

The report from the Board of Public Improvements and Street Commissioner, showing expenditures in the Street Repair Department, was read and received.

The petition of Fulmer & Seibert, asking for an extension of time for completing the contract on Orange street (see page 317, *ante*), was read and approved.

The reports from the Committee on Streets and Alleys, relative to the widening of Eighth street, between Illinois and Pennsylvania streets; for the extension of Douglass street, to the first alley north of the National Road, and widening of Herrmann street, accompanied with the following resolutions (see pages 323, 324 and 325, *ante*), were read and referred to the Committee on Streets & Alleys and Sewers & Drainage:

*Resolved*, That the petition of W. T. Fenton, Thos. C. Day et al., praying for the opening and widening of Eighth street, from Illinois street to Pennsylvania street, be referred to the City Commissioners, with instructions to assess benefits and damages, and to make due report to the Common Council and Board of Aldermen; the Commissioners to return all petitions and notices. The City Clerk is hereby required to issue the proper notices, and the Superintendent of Metropolitan Police is hereby directed to serve the notices upon the City Commissioners and property owners.

*Resolved*, That the petition of Franklin Landers et al., praying for the opening and extension of Douglass street, from its present southern terminus south to the first alley north of the National Road, be referred to the City Commissioners, with instructions to assess benefits and damages, and to make due report to the Common Council and Board of Aldermen; the Commissioners to return all petitions and notices. The City Clerk is hereby required to issue the proper notices, and the Superintendent of Metropolitan Police is hereby directed to serve the notices upon the City Commissioners and property owners.

*Resolved*, That the petition of John Herrmann, Fred. W. Fehring, et al., praying for the widening of Herrmann street to a width of forty feet, by condemning twenty feet off of the west side of Lot fourteen, in M. E. & W. P. Noble's subdivision of Out-lot 61, be referred to the City Commissioners, with instructions to assess benefits and damages, and to make due report to the Common Council and Board of Aldermen; the Commissioners to return all petitions and notices. The City Clerk is hereby required to issue the proper notices, and the Superintendent of Metropolitan Police is hereby directed to serve the notices upon the City Commissioners and property owners.

The petition of Beverly Porter (see page 319, *ante*), was read and granted.

The following motion (see page 321, *ante*), was read, and referred to the Committee on Railroads and Public Charities:

That the Street Commissioner notify the Union and Big Four Railroads to re-align the crossings on south Delaware street at the crossings of said roads.

The following motion (see page 321, *ante*), was read, and not concurrently adopted:

That the Street Commissioner be instructed to examine the crossing at the intersection of California street and Indiana avenue, and to do what is necessary to make the same passable.

The following motion (see page 321, *ante*), was read, and referred to the Committee on Streets & Alleys and Sewers & Drainage:

That the Street Commissioner be directed to notify the parties who took up brick and curb stone on Massachusetts avenue, between Ohio and New York streets, to immediately replace the same; and if said order be not complied with in five days, that he file against them for obstructing and damaging the sidewalk.

The following motions (see pages 317, 318, 319, 320 and 321, *ante*) were read and concurrently adopted:

That the proprietors of the Model Clothing Company be, and they are hereby permitted to place and maintain a drinking fountain in front of their place of business in the Fletcher & Sharpe building, at their own expense; the location to be first designated by the City Civil Engineer.

That the Indianapolis Water Company be, and are hereby, granted permission to move the water plug on the south side of Georgia street, across the alley from Taggart's bakery.

That the Street Commissioner be, and is hereby, directed to notify the Railroad companies crossing Michigan street, east of Pine street, to board the sidewalks on Michigan street crossing their tracks.

That the German St. Paul Church be granted the use of Garfield Park on the Fourth of July, for their annual school picnic.

That Jake Smith, Chas. Scherrer and Lena Smith be granted permission to cut down the sidewalk in front of their property on Indiana avenue, between Athol and Smith streets, at their own expense, and under the direction of the City Civil Engineer.

That H. J. Mauer be granted permission to pave with brick the sidewalk in front of his property on the northwest corner of Indiana avenue and Blake street, at his own expense, and under the direction of the City Civil Engineer.

That John Quincy Adams be authorized to lay a bowldered crossing across Georgia street, near Mississippi street, at his own expense, under the direction of the City Civil Engineer.

That the Street Commissioner be directed to fill up the gulleys and level up the crossings of Circle Park with gravel and broken stone, and roll the same with a heavy roller, so as to make it compact.

That the German St. Paul Church be granted the use of Garfield Park on the Fourth of July, for their annual school picnic.

The following entitled ordinance (passed by the Common Council) was read the first time:

G. O. 19, 1885—An ordinance authorizing the Indiana, Bloomington & Western Railway Company to construct a switch in south Tennessee street, leading from the track of the Indianapolis Rolling Mill Company to Block 94.

On motion by Alderman Pritchard, the rules were suspended for the purpose of placing the above entitled ordinance on its final passage, by the following vote:

AYES, 8—viz. Aldermen Bernhamer, Endly, King, McHugh, Prier, Pritchard Tallentire, and President Rorison.

NAYS—None.

G. O. 19, 1885, was then read the second time, read the third time and passed, by the following vote:

AYES, 8—viz. Aldermen Bernhamer, Endly, King, McHugh, Prier, Pritchard, Tallentire, and President Rorison.

NAYS—None.

The report from the Committee on Contracts (see pages 342 and 343, *ante*), was read, and the favorable action of the Common Council thereon, was concurred in.

The report from the City Civil Engineer, accompanied with certain estimates (see pages 343 and 344, *ante*), was read, and the favorable action of the Common Council thereon, was concurred in.

The following estimate resolution (see page 344, *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 James W. Hudson, for grading, bowldering and curbing the south gutter, and paving with brick the south sidewalk of Fort Wayne avenue, from New Jersey street to Central avenue, 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, 8—viz. Aldermen Bernhamer, Endly, King, McHugh, Prier, Pritchard, Tallentire, and President Rorison.

NAYS—None.

The following estimate resolution (see page 344, *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 Hanway & Cooper, for grading, bowldering and curbing the gutters of Fort Wayne avenue, from Pennsylvania street to New Jersey 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, 8—viz. Aldermen Bernhamer, Endly, King, McHugh, Prier, Pritchard, Tallentire, and President Rorison.

NAYS—None.

The reports from the City Civil Engineer, submitting certain contracts and bonds (see pages 344 and 345, *ante*), were read, and the favorable action of the Common Council thereon, was concurred in.

The following report from the City Clerk was read:

To the Mayor, Common Council and Board of Aldermen:

*Gentlemen:*—I herewith report the following entitled affidavit now on file in my office, for the collection of street improvement assessment by precept, towit:

David A. Haywood vs. Frank McWhinney, for .....\$14 40

Respectfully submitted,

Respectfully submitted,

GEO. T. BREUNIG, City Clerk.

And the favorable action of the Common Council thereon (see page 345, *ante*), was concurred in, and the precept ordered to issue, by the following vote:

AYES, 8—viz. Aldermen Bernhamer, Endly, King, McHugh, Prier, Pritchard, Tallentire, and President Rorison.

NAYS—None.

The following report from the Chief Fire Engineer (see page 345, *ante*), was read:

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

*Gentlemen:*—I herewith present the following names for appointment in the Fire Department: Elisha Keepers, S. L. Null Jacob Rubin, Benjamin Beck and John Garver. Four of the above are for the company who will occupy the new Engine House, nearly completed, and the fifth to fill the vacancy caused by the resignation of Porter Dinnin.

Respectfully submitted,

J. H. WEBSTER, Chief Fire Engineer.

Alderman Bernhamer offered the following motion:

That the action of the Council be concurred in, except that the name of S. L. Null be stricken out, and that of James O. George be inserted in its stead.

Which was laid on the table, on motion by Alderman Pritchard, by the following vote:

AYES, 5—viz. Aldermen Endly, Prier, Pritchard, Tallentire, and President Rorison.

NAYS, 3—viz. Aldermen Bernhamer, King, and McHugh.

Alderman McHugh moved to refer the report to the Committee on Fire Department.

Which was laid on the table, on motion by Alderman Pritchard, by the following vote:

AYES, 5—viz. Aldermen Endly, Prier, Pritchard, Tallentire, and President Rorison.

NAYS, 3—viz. Aldermen Bernhamer, King, and McHugh.

The report was then concurred in, and appointments confirmed.

The report from the Street Commissioner (see page 345, *ante*), was read and received.

The report from the Board of Public Improvements, as to sundry motions (see pages 345 and 346, *ante*), was read.

Alderman King moved that the Council action on the seventh clause of the report be amended so as to require stone crossings on Dougherty street, between East street and Virginia avenue, instead of gravel; which was adopted.

The action of the Common Council on the report as amended, was then concurred in.

The petition of Hanway & Cooper, asking for an extension of time on Fort Wayne avenue (see page 346, *ante*), was granted.

The following report from the Committee on Public Light (see page 347, *ante*), was read, and referred to the Committee on Public Light and Education;

To the Mayor and Common Council:

*Gentlemen.*—Your Committee to whom was referred the motion to re-mantle the first lamp-post east of Pogue's Run, on Clifford avenue, recommend the same be done.

Respectfully submitted,

P. M. Gallahue,  
T. F. Smither,  
Fred. J. Mack,  
Committee on Public Light.

The reports from the Committee on Public Light (see pages 230 and 261, *ante*), were read, and referred to the Committee on Public Light and Education.

The following report from the Committee on Water (see page 348, *ante*), was read:

Indianapolis, June 9, 1885.

At a meeting of the Common Council of the City of Indianapolis, held June 8th, 1885, the following resolution was referred to the Committee on Water, to report at the next meeting.

"*Resolved*, That the Indianapolis Water Company be, and is hereby, directed to lay water mains on Dougherty street, between East street and Virginia avenue, and to locate one hydrant for every five hundred feet of pipe so laid; all to be done under the direction of the Chief Fire Engineer; and that the City Clerk be hereby directed to notify said company of this action."

Recommend that the above resolution be adopted.

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

Which report was concurred in, and resolution concurrently adopted, by the following vote:

**AYES**, 8—viz. Aldermen Bernhamer, Endly, King, McHugh, Prier, Pritchard, Tallentire, and President Korison.

**NAYS**—None.

The following motion see (page 351, *ante*), was read, and concurrently adopted:

That Edmond Dietz be permitted to pave with brick the sidewalk in front of his property on Yandes street, between Malott and Home avenues; work to be done at his own expense, and under the direction of the City Civil Engineer.

The following motion (see page 351, *ante*), was read, and referred to the Committee on Streets & Alleys and Sewers & Drainage:

That M. S. Huey have permission to bowlder a crossing on Massachusetts avenue across the sidewalk.

The following entitled ordinances (passed by the Common Council) were severally read the first time:

Ap. O. 31, 1885.—An ordinance appropriating money for the payment of the salaries and compensation of the members of the Common Council and Board of Aldermen, of the City Officers, and officers and members of the Fire Department of the City of Indianapolis.

G. O. 20, 1885.—An ordinance granting Jacob Miller, Levi L. Miller and Martin L. Best the right to erect and maintain posts and appliances for furnishing Vapor street light on the streets and alleys of the City of Indianapolis, and making provision for the lighting of certain portions of said city with said light.

President Rorison moved to refer G. O. 20, 1885, to the Committee on Public Light and Education.

On motion by Alderman Pritchard, the above motion was laid on the table, by the following vote:

AYES, 5—viz. Aldermen Bernhamer, Endly, McHugh, Pritchard, and Tallentire.  
NAYS, 3—viz. Aldermen King, Prier, and President Rorison.

On motion by Alderman Pritchard, the rules were suspended for the purpose of placing Ap. O. 31, 1885, on its final passage, by the following vote:

AYES, 7—viz. Aldermen Endly, King, McHugh, Prier, Pritchard, Tallentire and President Rorison.  
NAYS, 1—viz. Alderman Bernhamer.

Ap. O. 31, 1885, was then read the second time, read the third time and passed, by the following vote:

AYES, 8—viz. Aldermen Bernhamer, Endly, King, McHugh, Prier, Pritchard, Tallentire, and President Rorison.  
NAYS—None.

#### REPORTS, ETC., FROM STANDING COMMITTEES.

The Committee on Fire Department, through Alderman Tallentire, submitted the following report; which was concurred in, and the Council action (see page 308, *ante*), as amended, was concurred in:

To the President and Members of the Board of Aldermen:

*Gentlemen.*—The undersigned, to whom was referred the report of the Committee of the Council concerning the oil store house at the corner of Ohio and Davidson streets, together with the motion which passed the Council in reference thereto, beg leave to report that they have carefully examined the structure under consideration, and otherwise examined into the matter.

We find that the matters stated in the report of the Council Committee, are true, in our opinion. We therefore recommend that the motion passed by the Council be amended as to provide that all gasoline, coal oil and oils of a kindred nature, be ordered removed from said building at once; and if not done, that said building will be ordered removed without delay, unless said building is immediately re-modeled so as to strictly comply with the provisions of the ordinance now in force.

We further recommend that the Street Commissioner investigate, and serve notice on all merchants who deal in oils, that they will be hereafter prosecuted for



any violation of the provisions of the ordinances limiting the amount of oil authorized to be kept at a time in one place.

Respectfully submitted,

Thomas Tallentire,  
H. J. Prier,  
James McHugh,  
Committee on Fire Department.

J. H. WEBSTER, Chief Fire Engineer.

Alderman Bernhamer presented the following communication, as to the above matter; which was received:

To the Board of Aldermen of the City of Indianapolis:

*Gentlemen:*—We beg leave to appear before your honorable body as a committee representing a large number of residents, real estate owners and tax payers of the eastern part of your city, and lay before you the following facts, requesting your due consideration:

On the 11th of April last, Messrs. F. P. Smith & Co., dealers in lamps, oils, &c., applied for a permit to erect upon the northeast corner of east Ohio and Davidson streets, a ware-house for the storage of crockery, and kindred articles, which permit was duly issued. The building was put up, and turned out to be a low frame skeleton, without foundation, and scarcely sufficient material to hold together, covered on the outside with a coat of sheet-iron of the cheapest quality. After completion, instead of being used for the storage of the articles above named, it was filled with burning oils and gasoline, and is now kept as a depot for these highly explosive, dangerous and offensive articles. The establishment is kept open during certain hours each day, for retail purposes, and an offensive smell issues from the exposure, leakage and spillings, polluting the air, and compelling near neighbors to keep their houses tightly shut.

Now, as a body of peaceable and law abiding citizens, may we not be allowed to make our voices heard, and to offer an energetic protest against the maintenance of a concern, brought on in such an underhanded and concealed way, and kept up as a constant menace to the security of life, health and property? Would a gun-powder magazine be tolerated within the borders of your city, and in the midst of a thickly settled neighborhood? We all know that gasoline will explode as readily as gun-powder, and a dreadful catastrophe may occur at any time, for which the authorities of this city will surely be made responsible, should they refuse to act promptly in the premisses. We trust, therefore, that your honorable body will duly weigh the above-mentioned facts, and concur in the action of our Common Council to abolish the above establishment, or to have it removed to a place where life, health and property is not endangered by its presence.

Gustav G. Stark, Henry Bauer, Val. Schlotzhauer, Martin Mock, Welhelm Koehler, George Schad, Ludwig Meyer, Ch. Zabel, The Cabinet Makers' Union, by G. Stark, Sec'y., Henry Bauer, Pres't.

The Committee on Markets and Public Property, through Alderman Tallentire, submitted the following report; which was concurred in:

To the Board of Aldermen:

*Gentlemen:*—Your Committee on Markets and Public Property, report on matters referred to us, as follows:

1st. Is the report of T. Kearney, Market Master (west), see pages 305, 306 and 334 of these Proceedings, and motion authorizing the Market Master to rent any and all portions of the ground now occupied by the West Market, subject to the approval of the Market Committee.

Recommend the action of the Council be concurred in.

sig. 39.

2d. Is the motion to allow John Carlisle fifteen dollars for repair of Scales on the West Market. See pages 321 and 339 of Proceedings.  
 • Recommend the action of the Council be concurred in.

Respectfully submitted,

Thomas Tallentire,  
 Will F. A. Bernhamer,  
 Committee on Markets.

The Committee on Public Light and Education, through Alderman Prier, submitted the following report; which was concurred in:

To the President and Members of the Board of Aldermen:

*Gentlemen:*—Your Committee to whom sundry papers were referred, would report thereon as follows:

1st. Is a motion "That the first lamp-post east of Tennessee street, on Maryland street, on the north side, be re-mantled and re-lit, and the lamp on the south side of Kentucky avenue, and west of Mississippi street, be dis-mantled."

2d. Is a motion "That the City Civil Engineer be directed to remove the first lamp-post north of Wabash street, on the west side of Illinois street, to the north-west corner of Illinois and Wabash streets."

We respectfully recommend that the action of the Council be concurred in.

3d. Is a motion "That J. R. Robinson, 349 Massachusetts avenue, be permitted to paint a barber sign on the lamp-post in front of his residence."

In this we recommend that the action of the Council be not concurred in.

Respectfully submitted,

H. J. Prier,  
 Jas. A. Pritchard,  
 Isaac King,  
 Committee on Public Light.

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

To the President and Members of the Board of Aldermen:

*Gentlemen:*—Your Committee on Streets and Alleys, to whom was referred "G. O. 70, 1884, An ordinance providing for the construction of a brick sewer in and along Massachusetts avenue, from Bellefontaine street to Alabama street," have examined the same, and recommend its passage.

Respectfully submitted,

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 and Alleys, to whom was referred the following motions (adopted by the Common Council), would report:

1st. "That the Street Commissioner be directed to plank the sidewalks of Washington street bridge over White River."

Recommend the action of the Council be concurred in.

2. "That the Street Commissioner clean the gutters on the east side of Pennsylvania street, between South and Merrill streets."

Recommend the action of the Council be concurred in.

3d. "That the Street Commissioner cut down the crossing on First and Locke streets."

Recommend the action of the Common Council be concurred in.

4th. "That the Street Commissioner be directed to notify the property holders on the east side of Alabama street, between Michigan street and the first alley

north, to raise and widen the brick sidewalk to a width of eight feet, and to cut down the lawn to grade of curbstone."

Recommend the action of the Common Council be concurred in,

Respectfully submitted,

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

To the President and Members of the Board of Aldermen :

*Gentlemen:*—We concur in the action of the Common Council (see page 237, *ante*), in having the Scales situated on south West street, corner of Washington street, removed at once.

Respectfully submitted,

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

#### INTRODUCTION OF MISCELLANEOUS BUSINESS.

Alderman Pritchard offered the following motion; which was adopted :

That the Street Commissioner and City Attorney be, and are hereby, directed to put John R. Fohl in possession of all places and city privileges of advertising, as per his contract with the city.

#### PENDING ORDINANCES.

The following entitled ordinance was read the second time, and action postponed, on motion by Alderman King:

G. O 70, 1884—An ordinance providing for the construction of a brick sewer in and along Massachusetts avenue, from Bellefontaine street to Alabama street.

On motion, the Board of Aldermen then adjourned.

BRAINARD RORISON, *President*.

Attest: FRANK W. RIPLEY, Clerk.