

PROCEEDINGS OF COMMON COUNCIL.

ADJOURNED SESSION—MAY 23, 1887.

The Common Council of the City of Indianapolis, met in the Council Chamber, Monday evening, May 23d, A. D. 1887, at eight o'clock, in adjourned session, pursuant to adjournment May 16, 1887.

PRESENT—Hon. John R. Pearson, Vice President of the Common Council, in the Chair, and 21 members, viz: Councilmen Burns, Coy, Cummings, Dell, Dunn, Edenharter, Haugh, Herig, Howes, Mack, McClelland, McGroarty, Newland, Reinecke, Reynolds, Smith, Smither, Stuckmeyer, Swain, Thalman, and Waterman.

ABSENT—His Honor, Mayor Denny, and Councilmen Benjamin, Markey, and Rooker—3.

The Proceedings of the Common Council for the regular session held May 16th, 1887, having been printed and placed on the desks of the Councilmen, said Journals were approved as published.

The Conference Committee on amendments to certain ordinances, through Councilman Mack, submitted the following report; which was ordered filed with the ordinances:

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

1 *Gentlemen*:—Your Conference Committee, to whom the following Special Ordinances were referred, for consideration of amendments made thereto, by the Board of Aldermen, by striking out stone crossings, would report that we have given each ordinance careful consideration, and recommend said ordinances be amended as follows, and passed:

1st. S. O. 16, 1887. For paving the east sidewalk of Douglass street, from New York street to the second alley south. Recommend single walk-stone.

2d. S. O. 18, 1887. For paving the east sidewalk of Eddy street, from Merrill street to Norwood street.

Recommend double walk-stone and bowldering be stricken out.

3d. S. O. 20, 1887. For sidewalks of High street, from McCarty street to Coburn street.

Recommend single walk-stone on alleys, and double on streets.

4th. S. O. 21, 1887. For the sidewalks of Bicking street, from East street to Delaware street.

Recommend single walk-stone on alleys, and double on streets.

5th. S. O. 25, 1887. For west sidewalk of Dillon street, from Prospect street to the C. I., St. L. & C. R. R.

Recommend single walk-stone on alleys, and double on streets.

6th. S. O. 27, 1887. For New Jersey street, from Washington street to Michigan street.

Recommend the ordinance be passed as introduced, with stone crossings, &c.

7th. S. O. 34, 1887. For west sidewalk of Illinois street, from Ray street to Morris street.

Recommend single stone crossings on alleys, and double on streets.

8th. S. O. 48, 1887. For north sidewalk of Cherry street, from Plum street to Peru street.

Recommend single walk-stones on alleys, and double on street crossings.

9th. S. O. 49, 1887. For south sidewalk of Hill avenue, from Malott avenue to Newman street. Recommend single walk-stone.

10th. S. O. 50, 1887. For sidewalks of Columbia avenue, from Malott avenue to Seventh street. Recommend single stone crossings.

11th. S. O. 61, 1887. For east sidewalk of Illinois street, from Ray street to Morris street.

Recommend single walk-stone on alleys, and double on streets.

12th. S. O. 64, 1887. For sidewalks of Spring street, from Ohio street to Michigan street. Recommend single walk-stone.

Respectfully submitted,

G. S. Wright,

Fred. J. Mack,

M. L. Brown,

C. H. Stuckmeyer,

John S. Crosby,

D. F. Swain,

Aldermanic Conference Committee.

Council Conference Committee.

Councilman Cummings introduced the following entitled ordinance; which was read a first time:

G. O. 16, 1887—An ordinance to amend Section eleven (11) of G. O. No. 2, 1887, entitled "An ordinance supplemental to the ordinances of the City of Indianapolis, on the subject of the general markets of said city, modifying and changing certain rules heretofore existing for the regulation and government of said markets; repealing all conflicting provisions; putting the Market Masters on salaries, and requiring that all rents and fees of marketeters shall be paid into the treasury;" ordained and established March 21, 1887.

Councilman Cummings moved that the Rules be suspended for the purpose of placing the above entitled ordinance—G. O. 16, 1887—on its final passage.

Which was, on motion by Councilman Coy, laid on the table, by the following vote:

AYES, 16—viz: Councilmen Coy, Dell, Edenharter, Haugh, Herig, Howes, Mack, McGroarty, Newland, Reinecke, Reynolds, Smith, Smither, Stuckmeyer, Swain, and Waterman.

NAYS, 6—viz: Councilmen Burns, Cummings, Dunn, McClelland, Pearson, and Thalman.

The Committee on Markets and the Building Committee, through Councilman McGroarty, submitted the following report; which was concurred in:

To the Mayor, Common Council and Board of Aldermen:

Gentlemen:—Your Committee on Markets, together with the Building Committee and City Attorney, respectfully report that on Tuesday, the 17th inst., the undersigned committees met in the Market House, and unanimously agreed upon the preces to be fixed on the stalls and restaurant space under Tomlinson Hall, and that the said stalls and restaurant space should be sold at public auction on Tuesday, May 24th, 1887, at 12 o'clock, noon.

The appraised value of the stalls, as fixed by the committees, are as follows:

Bids less than \$20.00 will not be received for the following stalls: 4, 5, 8, 9, 14, 16, 17, 20, 21, 23, 26, 28, 29, 32, 33, 35, 38, 40, 41, 44, 45, 47, 50, 52, 53, 56, 57, 59, 86, 88, 89, 92, 93, 95, 98, 100, 101, 104, 105, 107, 110, 112, 113, 116, 117, 119, 122, 124, 125, 128, 129, 131, 136, 137, 140 and 141.

Bids less than \$25.00 will not be received for the following stalls: 2, 11, 18, 19, 30, 31, 42, 43, 54, 55, 62, 64, 65, 68, 69, 71, 74, 76, 77, 80, 81, 83, 90, 91, 102, 103, 114, 115, 126, 127, 134, 143.

Bids less than \$30.00 will not be received for the following stalls: 1, 6, 7, 12, 13, 15, 22, 24, 25, 27, 34, 36, 37, 39, 46, 48, 49, 51, 58, 60, 66, 67, 78, 79, 85, 87, 94, 96, 97, 99, 106, 108, 109, 111, 118, 120, 121, 123, 130, 132, 133, 135, 138, 139, 142 and 144.

Bids less than \$35.00 will not be received for the following stalls: 3, 10, 61, 63, 70, 72, 73, 75, 82 and 84.

No bid less than \$800.00 will be received for the resturant.

Bids less than \$75.00 will not be received for the following spaces: B, C, E and F.

Furthermore, your committees gave notice that hereafter no stand should be maintained outside of either market building while any stall remained unsold in either of said buildings; and further, they agreed and gave notice that hereafter fifty cents per day would be charged for any unsold stand or stall in either building, and recommend that this action be concurred in.

Respectfully submitted,

John S. Crosby,
Isaac King,
M. L. Brown,
Aldermanic Committee on Markets.

C. McGroarty,
Theo. F. Smither,
Joseph H. Howes,
Council Committee on Markets.
John R. Pearson,
of Building Committee.

WM. L. TAYLOR, City Attorney.

The Board of Public Improvements, through Councilman Herig, presented the following petition ; which was granted :

To the Mayor, Common Council and Board of Aldermen :

Gentlemen:—We would most respectfully ask an extension of time—sixty days—in which to complete our contract for grading and graveling State avenue and sidewalks, from Washington street to Michigan street. We were not able to get at the work early enough in the spring to complete the contract in the time given. We are pushing, and will push the work to completion as fast as possible.

DAVID A. HAYWOOD,
for Haywood & Co.

Subscribed and sworn to, this 23d day of May, 1887.

[Seal.]

WM. C. PHIPPS, Notary Public.

We recommend the prayer of the petitioner be granted, and the time extended.

Respectfully submitted,

John H. Herig,
C. H. Stuckmeyer,
R. McClelland,
Board of Public Improvements.

On motion the Common Council then adjourned.

JOHN R. PEARSON,

Vice President of the Common Council.

Attest: MICHAEL F. SHIELDS, City Clerk.

PROCEEDINGS OF COMMON COUNCIL.

SPECIAL SESSION—MAY 23, 1887.

The Common Council of the City of Indianapolis, met in the Council Chamber, Monday evening, May 23d, A. D. 1887, at 8:30 o'clock, in special session, pursuant to the following call :

Hon. C. S. DENNY, Mayor of the City of Indianapolis :

We, the undersigned, members of the Common Council, respectfully request you to call a special meeting of that body for Monday evening, May 23, 1887, at 8:30 o'clock, for the purpose of transacting such business as may come before it.

Isaac Thalman, M. M. Cummings,
C. F. H. Waterman, John R. Pearson.
Henry L. Smith,

To the Members of the Common Council of the City of Indianapolis :

Gentlemen:—In pursuance of the foregoing request, I hereby call a special meeting of the Common Council for Monday evening, May 23, 1887, at 8:30 o'clock, for the purpose of transacting such business as may come before it.

C. S. DENNY, Mayor.

PRESENT—Hon. John R. Pearson, Vice President of the Common Council, in the Chair, and 21 members, viz: Councilmen Burns, Coy, Cummings, Dell, Dunn, Edenharter, Haugh, Herig, Howes, Mack, McClelland, McGroarty, Newland, Reinecke, Reynolds, Smith, Smither, Stuckmeyer, Swain, Thalman, and Waterman.

ABSENT—His Honor, Mayor Denny, and 3 members, viz: Councilmen Benjamin, Markey, and Rooker.

Councilman Edenharter presented the following petition and remonstrance ; which were referred to the Committee on Streets and Alleys :

Indianapolis, January 31st, 1887.

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

Gentlemen:—The undersigned, owners of Real estate fronting on Davidson street, between Michigan and Market streets, respectfully petition for the passage of an ordinance providing for curbing and bowldering the gutters.

Geo. Brinkmeyer, 35 feet; Henry Pauli, 35 feet; Henry Aufderheide, 35 feet; William Aufderheide, 135 feet; George Doerr, 35 feet; John Roeder, 105 feet; Wm. Henry, 28 feet; Chris. F. Miller, 42 feet; J. F. Brinkmeyer, 70 feet; Bernard Vonnegut, 35 feet; W. Kolb, 35 feet; Phil. Reichwein, 35 feet; F. Prange, 70 feet; John Moran, 35 feet; Val. Schlazhauer, 70 feet; John Davidson, 105 feet; Jacob Huber, 35 feet; Anthony Prange, 35 feet; Martin Mock, 35 feet; C. J. Seele, 35 feet.

Indianapolis, May 4th, 1886.

To the Honorable Members of the Common Council of Indianapolis, Ind.,

and the Board of Aldermen of said City:

Gentlemen:—We, the undersigned, property owners and citizens of said city, would most respectfully present a remonstrance against the ordinance to bowlder the gutters and curb the sidewalks of Davidson street, from Washington to North street.

Joseph Kares, 70 feet; Jacob Pflieger, 35 feet; John Welsh, 35 feet; Mrs. Buddenbaum, 35 feet; Mrs. Smith, 38 feet; Conrad Heiser, 35 feet; Theodore A. Pfafflin, 35 feet; S. Staub, 35 feet; Ludwig Meyer, 35 feet; Wm. Koehler, 33½ feet; Mrs. R. M. Schad, 40 feet; Wm. McCarthy, 70 feet; John Feldbusch, 35 feet; Mrs. Wonderly, 35 feet; J. E. Zimmerman, 65 feet; Wm. Kothe, Sr., 70 feet; Thomas Evans, 35 feet; Mrs. Reyer, 35 feet; Mary Ferrell, 35 feet; Rudolph Boettler, 35 feet; John B. Stumph, 150 feet; John B. Pasquier, 70 feet; Mrs. Karoline Zehringer, 35 feet; Mrs. Catharine Plogsteth, 140 feet; Thos. Koch, 150 feet; Jno. O. Evans, C, C, C & L., 280 feet; E. F. Jones, 35 feet; Chris. F. Wishmier, 420 feet; Sarah M. Stoneman, 35 feet; John Kealing, 35 feet, Connecticut Mutual Life Insurance Co., by Jos. A. Moore, Fin. Cor., 300 feet; Mary J. Vance, by Brainard Rorison, 190 feet.

The following entitled ordinance was read the second time :

G. O. 14, 1887—An ordinance authorizing corporations, firms, companies or individuals, to lay and maintain pipes in the streets, alleys, avenues, lanes and public grounds of the City of Indianapolis, for the purpose of supplying said city and its inhabitants with natural gas.

Councilman Smith offered the following amendment to the ordinance ; which was adopted :

Amend by adding to the title the words "for heating and illuminating purposes."

Councilman Swain offered the following amendment as a substitute for Section eleven of the ordinance :

SECTION 11. In consideration of the use of the streets, alleys, avenues, lanes and public grounds of the city, and for the granting of this franchise, all corporations, companies, firms and individuals, availing themselves of the rights under this ordinance, shall as a condition concurrent to the exercise of the franchise herein granted, furnish, free of cost, to the City of Indianapolis, all the gas necessary for use in the buildings of the Police Department of said city; all the Engine Houses and buildings connected with or belonging to the Fire Department of said city; all the Market Houses of said city, including Tomlinson Hall, and any furnaces erected on any public market place for the destruction of refuse matter; all the buildings used by the city in its municipal capacity, including the City Hospital and the City Dispensary, and also in all Public School buildings on the line of the streets and alleys upon which the mains of said corporations, companies, firms or individuals are laid, so long as said mains shall be in use: *Provided*, That said city or school authorities shall respectfully make all necessary service pipe connestions at their own cost.

As a further consideration for the rights herein granted, and as a condition thereof, none of said corporations, companies, firms or individuals, shall charge to the consumer more than the rates herein below specified, viz :

FOR MANUFACTORIES—Fifty per cent. of the net cost of coal, at the rate per ton at which coal has or may be furnished to similar manufactories in this vicinity at the

time of the consumption of such gas; the "net cost" aforesaid shall be construed to be the cost of coal, the mining, freight, trackage and delivery to the manufactory. In case of a dispute as to said "net cost," the decision of the Committees on Natural Gas of the Common Council and Board of Aldermen (when the same shall have been appointed) shall be final.

FOR DOMESTIC USE—Ranges and cooking stoves, \$1.00 per month; grates and stoves for heating, each 75 cents per month for a period of seven months, from the 1st day of October to the 1st day of May; furnaces, \$1.00 per month of seven months, for first register, and 50 cents per month for each additional register for same period.

STORES, HALLS AND BUSINESS HOUSES—Furnaces, \$2.00 per month of seven months for first register, and \$1.00 per month for each additional register for same period. Grates and stoves for heating, \$2.00 per month for a period of seven months, from the 1st day of October to the 1st day of May, for the first grate or stove, and \$1.50 per month for each of said seven months for each additional grate or stove.

HOTELS, RESTAURANTS AND BAKERIES—Ranges, and cooking stoves and ovens, 50 per cent. of the net cost of coal, as fixed and defined in the provision above made for manufactories; grates and stoves for heating, \$2.00 per month for a period of seven months, from the 1st day of October to the 1st day of May, for the first grate or stove, and \$1.00 per month for each month of said seven months, for each additional grate or stove; furnaces for heating, \$3.00 per month of seven months, from the 1st day of October to the 1st day of May, for the first register, and \$2.00 per month of seven months for each additional register, or at the same rate per month for any additional months, as the consumers in each and all of the cases named in this Section may elect.

FOR ALL OTHER CONSUMERS AND FOR ALL OTHER PURPOSES—Fifty per cent. of the net cost of coal as fixed and defined in the provision above made for manufactories: *Provided, however,* That all consumers mentioned in this Section, with all other consumers of natural gas in this city, may elect by which method they shall be furnished gas, either by meter measurement or by the terms herein above expressed, or by any contract they may enter into with any corporation, company, firm or individual, supplying natural gas in this city: *And provided, further,* That not to exceed eight cents per thousand cubic feet, by meter measurement, shall be charged by any corporation, company, firm or individual, furnishing natural gas in this city. Said meters to be furnished by the corporation, company, firm or individuals furnishing gas. The consumer may use said gas both for heating and illuminating purposes.

The Common Council and Board of Aldermen hereby reserve the right to revise the rates and prices herein before made, at the expiration of ten years from the date of the passage of this ordinance.

As a further consideration for the rights herein granted, and as a condition thereof, said corporation, company, firm or individual, exercising any of the rights herein granted, shall pay into the city treasury of Indianapolis, annually, after one year from the date of the introduction of gas into any main laid by it or them in the city, the sum of three (3) cents per foot for each foot of mains laid by such corporation, company, firm or individual, within the city limits, exclusive of service connections; the number of feet of mains to be determined and certified to the Common Council and Board of Aldermen by the City Civil Engineer on or before the 1st day of January, of each year, and said sum to be paid on or before the 31st day of January, of each year, after said one year.

Councilman Edenharter offered the following amendment to the above :

That when two or more companies have mains on the streets or alleys upon which are situated public buildings, the companies who do not furnish natural gas to said buildings, shall pay into the city treasury an amount of money annually equal to the price that would be charged for furnishing the same by meter measurement, or the schedule of prices, the same to be decided by the Committees on Natural Gas of the Council and Board of Aldermen.

Councilman Thalman offered the following as a substitute for Councilman Edenharter's amendment :

Insert the word "jointly," after the word "shall," in line 4 of the amendment offered by Councilman Swain.

Which was adopted, by the following vote :

AYES, 14—viz: Councilmen Cummings, Dunn, Haugh, Herig, Mack, McClelland, McGroarty, Newland, Pearson, Reynolds, Smither, Swain, Thalman, and Waterman.

NAYS, 8—viz: Councilmen Burns, Coy, Dell, Edenharter, Howes, Reinecke, Smith, and Stuckmeyer.

Councilman Swain offered the following amendment to the amendment; which was adopted :

The supply of gas to such buildings aforesaid, shall be equitably adjusted between such companies, by the Natural Gas Committees of the Common Council and Board of Aldermen and the City Civil Engineer.

Councilman Reinecke offered the following amendment to the amendment; which was adopted :

Amend so that where the word "streets" is only used in this ordinance, the word "alleys" be inserted also.

Councilman Stuckmeyer offered the following amendment to the amendment; which was adopted :

That we reverse that part so as to read "grates and stoves for heating one dollar per month for seven months; ranges and stoves seventy-five cents per month," for private houses.

Councilman Edenharter offered the following amendment to the amendment :

That when any individual, company or corporation supplying the City of Indianapolis, or the citizens thereof, with natural gas, has once adopted a schedule of prices, they shall be prohibited from increasing the rate thereof for a period of three years, and then only by and with the consent of the Common Council and Board of Aldermen.

Which was adopted, by the following vote :

AYES, 14—viz: Councilmen Burns, Coy, Dell, Edenharter, Howes, Mack, McGroarty, Newland, Pearson, Reinecke, Smith, Smither, Stuckmeyer, and Thalman.

NAYS, 8—viz: Councilmen Cummings, Dunn, Haugh, Herig, McClelland, Reynolds, Swain, and Waterman.

Councilman Thalman offered the following amendment to the amendment; which was adopted :

Wherever the word "register" appears, the words "or radiator" be added.

The substitute offered by Councilman Swain, as amended, was then adopted.

Councilman Swain offered the following amendment to the ordinance :

SECTION 16. Nothing in this ordinance shall be so construed as to prevent the Common Council and Board of Aldermen from giving special permission under this ordinance to any party or parties engaged in the manufacturing business, and opening a natural gas well within or without the city limits, the privilege of laying private pipe-lines from the same through and along the streets and alleys of this city, to his or their manufactories.

Councilman Thalman offered the following as a substitute for the above :

SECTION 16. Any manufacturing firms, companies or individuals, engaged in manufacturing in the City of Indianapolis, may supply its or their business with natural gas from his or their own well or wells, without being compelled or permitted to furnish such gas to any other person. And for that purpose, and such manufacturing firms, companies or individuals, shall have the right to lay such pipes in and across the streets, alleys, avenues and lanes of said city, as may be necessary to connect its, his or their places of business with said well, subject to the general restrictions imposed by this ordinance.

Which failed of adoption, by the following vote :

AYES, 9—viz: Councilmen Burns, Cummings, Dunn, Edenharter, Howes, McGroarty, Smither, Stuckmeyer, and Thalman.

NAYS, 13—viz: Councilmen Coy, Dell, Haugh, Herig, Mack, McClelland, Newland, Pearson, Reinecke, Reynolds, Rooker, Smith, Swain, and Waterman.

The amendment offered by Councilman Swain, was then adopted as Section 16 of the ordinance.

Councilman McClelland offered the following amendment to the ordinance :

All disputes arising under this ordinance, and not by the terms of the ordinance, referred to the Committees on Natural Gas of the Common Council and Board of Aldermen, when the same shall have been appointed, shall be referred to a Board of Arbitration consisting of three persons, as follows: one member of the Common Council, selected by the Council; one member of the Board of Aldermen, selected by the Board of Aldermen, and one member selected by the company, corporation, firm or individual with whom the dispute shall have arisen. The decision of a majority of them shall be final.

Which failed of adoption, by the following vote :

AYES, 8—viz: Councilmen Burns, Dunn, Herig, Mack, McClelland, Pearson, Reynolds, and Smither.

NAYS, 14—viz: Councilmen Coy, Cummings, Dell, Edenharter, Haugh, Howes, McGroarty, Newland, Reinecke, Smith, Stuckmeyer, Swain, Thalman, and Waterman.

Councilman Smith offered the following amendment to the ordinance :

When natural gas shall be used for illuminating purposes, the charge shall not be more than eight (8) cents per thousand cubic feet, by meter measurement.

Councilman Coy moved to lay the amendment on the table.

Which motion was adopted.

Councilman Edenharter offered the following amendment to the ordinance, which was adopted as Section 17.

SECTION 17. All matters of dispute arising under the provisions of this ordinance, shall be referred to the Natural Gas Committee, and their decision submitted to the Common Council and Board of Aldermen for final action.

The ordinance—G. O. 14, 1887—was then ordered engrossed, read the third time and passed as amended, by the following vote :

AYES, 22—viz: Councilmen Burns, Coy, Cummings, Dell, Dunn, Edenharter, Haugh, Herig, Howes, Mack, McClelland, McGroarty, Newland, Pearson, Reincke, Reynolds, Smith, Smither, Stuckmeyer, Swain, Thalman, and Waterman.

NAYS—None.

Councilman Swain moved that the City Clerk have one hundred copies of the ordinance printed as amended and passed.

Which motion was adopted.

On motion, the Common Council then adjourned.

JOHN R. PEARSON,

Vice President of the Common Council.

Attest: MICHAEL F. SHIELDS, City Clerk.

PROCEEDINGS OF BOARD OF ALDERMEN.

REGULAR SESSION—MAY 23, 1887.

The Board of Aldermen of the City of Indianapolis, met in the Aldermanic Chamber, Monday evening, May 23d, A. D. 1887, at eight o'clock, in regular session.

PRESENT—Hon. Thomas E. Endly, President of the Board of Aldermen, in the Chair, and Aldermen Brown, Crosby, King, Laut, Prier, Pritchard, Rail, and Wright—9.

ABSENT, 1—viz: Alderman Schmidt.

The Proceedings of the Board of Aldermen for the regular session held May 9th, 1887, having been printed and placed on the desks of the Aldermen, said Journals were approved as published.

MESSAGES AND PAPERS FROM THE COMMON COUNCIL.

The following special message was read, and the Board receded from its former action, and concurred in the action of the Common Council:

To the President and Members of the Board of Aldermen:

Gentlemen:—The Common Council, in a regular session held May 16th, 1887, non-concurred in your action amending the following motion by striking out the word "city," in the last line of the motion, and inserting in lieu thereof the word "Committee."

"That all ordinances appertaining to the granting of privileges to natural gas companies, be referred to a special committee, consisting of the Mayor, City Attorney, City Civil Engineer and five members of this body (to be appointed by the Mayor), and request that the Board of Aldermen appoint a similar committee to act conjointly with our committee, and that said committees be directed to promptly investigate the matter of a natural gas supply for our city, and prepare a proper ordinance regulating the same, and report at the earliest possible date; also, that all necessary expense incurred by such an investigation, be paid by the city."

I submit the same for your consideration.

For the Common Council:

MICHAEL F. SHIELDS, City Clerk.

The report from His Honor, the Mayor, showing fines and fees collected during the month of April, 1887, (see page 271, *ante*), was read and received.

The report of the City Civil Engineer, accompanied with estimates (see pages 271 and 272, *ante*), was read, and the favorable action of the Common Council thereon, was concurred in.

The following estimate resolution (see page 272, *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 D. A. Haywood, for grading and bowldering the first alley south of Fletcher avenue, from Dillon street to Linden 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, 9—viz: Aldermen Brown, Crosby, King, Laut, Prier, Pritchard, Rail, Wright, and President Endly.

NAYS—None.

The following estimate resolution (see page 272, *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 J. L. Spaulding, for grading and paving with brick, the sidewalks of Dunlap street, from Madison avenue to East 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, 9—viz: Aldermen Brown, Crosby, King, Laut, Prier, Pritchard, Rail, Wright, and President Endly.

NAYS—None.

The following estimate resolution (see page 273, *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 Joseph Bernauer, for grading and paving with brick (where not already done), the sidewalks of Tennessee street, from McCarty street to Ray 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, 9—viz: Aldermen Brown, Crosby, King, Laut, Prier, Pritchard, Rail, Wright, and President Endly.

NAYS—None.

The following estimate resolution (see page 273, *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 R. P. Dunning, for grading and graveling the first alley east of College avenue, from Eighth street to Ninth 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, 9—viz: Aldermen Brown, Crosby, King, Laut, Prier, Pritchard, Rail, Wright, and President Endly.

NAYS—None.

The contracts and bonds submitted by the City Civil Engineer (see pages 273 and 274, *ante*), were read, and concurrently approved.

The report from the City Attorney (see page 274, *ante*), was read and received.

The following report from the City Clerk (see page 275, *ante*), 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 :

Joseph Bernauer vs. Isaiah C. Crane, for..... \$21 30
 Respectfully submitted, MICHAEL F. SHIELDS, City Clerk.

And the action of the Common Council thereon was concurred in, and the precept ordered to issue, by the following vote :

AYES, 9—*viz*: Aldermen Brown, Crosby, King, Laut, Prier, Pritchard, Rail, Wright, and President Endly.

NAYS—None.

The reports from the Board of Public Improvements, on the petitions of James W. Hudson and H. C. Roney, for extension of time to complete certain contracts (see page 275, *ante*), were read, and the favorable action of the Common Council thereon, concurred in.

The report of the Board of Public Improvements on sundry motions (see pages 275 and 276, *ante*), was read, and clauses Nos. 1 to 6, inclusive, concurred in, and clauses Nos. 9 to 21, inclusive, referred to the Committee on Streets & Alleys and Sewers & Drainage.

The following Rules (see page 277, *ante*), were read :

Indianapolis, May 9th, 1887.

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

Gentlemen:—At a meeting of the Indianapolis Board of Health, with an attendance of Drs. Bryan, Long and Earp, the following Rules were adopted :

(1) When a house is carded by reason of an infectious or contagious disease, said card must not be removed until all danger from the contagion has disappeared, and must remain at least two weeks. This except measles, which is governed by a special order.

(2) In all cases where a house is flagged for measles, the "measels flag" must remain at least seven days, and as much longer as is necessary to avoid the danger of contagion from the existing disease.

S. E. EARP, M. D.,

Secretary of the City Board of Health.

And they were concurrently approved, by the following vote :

AYES, 7—*viz*: Aldermen Brown, Crosby, King, Laut, Pritchard, Wright, and President Endly.

NAYS, 2—*viz*: Aldermen Prier, and Rail.

The second clause of the report from the Committee on Streets and Alleys, and the following accompanying resolution, (see page 279, *ante*), were read :

SIG. 33.

Resolved, By the Common Council and Board of Aldermen of the City of Indianapolis, Indiana, that the petition of Mary F. McDougal, Andy Wompner and others, praying for the opening of William street to a uniform width of thirty (30) feet, from Oriental street to Arsenal avenue, as prayed for in said petition, be referred to the Board of City Commissioners with instructions to assess benefits and damages and to make due report to the Common Council and Board of Aldermen; the said Commissioners to return all petitions and notices. The City Clerk is hereby directed to issue the proper notices and the Superintendent of the Metropolitan Police Force is hereby directed to serve said notices on the said Board of City Commissioners, and upon the property holders; Provided, That before the Clerk issue the said notices to the City Commissioners a bond shall be filed with said City Clerk to the approval of the Mayor, guaranteeing the payment of all costs and charges of said Commissioners in this matter.

And the favorable action of the Common Council thereon, was concurred in, and the resolution concurrently adopted, by the following vote:

AYES, 9—viz: Aldermen Brown, Crosby, King, Laut, Prier, Pritchard, Rail, Wright, and President Endly.

NAYS—None.

The following resolution (see page 277, *ante*), was read:

Resolved, That the Superintendent of the Metropolitan Police be, and is hereby, directed to give proper legal notice that an election will be held on June 11th, 1887, in the following School Commissioner Districts, for the election of one School Commissioner from each District, viz:

District No. 5—At School House No. 5, on Maryland street, between Mississippi and Missouri streets.

District No. 6—At School House No. 6, corner of Phipps and Union streets.

District No. 9—At School House No. 9, corner of Davidson and Vermont streets,

And it was concurrently adopted by the following vote:

AYES, 9—viz: Aldermen Brown, Crosby, King, Laut, Prier, Pritchard, Rail, Wright, and President Endly.

NAYS—None.

The following resolution (see page 277, *ante*), was read:

Resolved, That the following named persons be, and are hereby, appointed to serve as Inspectors and Judges at the School Commissioner election to be held Saturday, June 11, 1887:

Fifth District—Inspector, Andrew Bletzing; Judges, Pat. Harrold and Robt. Catterson.

Sixth District — Inspector, Robert Killer; Judges, James Nelson and Rudolph Muller.

Ninth District—Inspector, Chris. Gompf; Judges, Fred. Thoms and Stockwell.

And it was concurrently adopted by the following vote:

AYES, 9—viz: Aldermen Brown, Crosby, King, Laut, Prier, Pritchard, Rail, Wright, and President Endly.

NAYS—None.

The following resolution (see pages 287 and 288, *ante*), was read :

Resolved, That the Citizens' Street Railway Company be, and are hereby, directed to extend their line of tracks from the corner of Peru and Massachusetts avenue, northeast to Clifford avenue; thence east on Clifford avenue to Woodruff place. The City Clerk is hereby directed to notify said Street Car Company of the passage of this resolution.

Alderman Pritchard moved to refer the resolution to the Committee on Railroads and Education.

Alderman Brown moved as a substitute to the motion, that the action of the Council be concurred in.

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

AYES, 5—viz: Aldermen Brown, Laut, Prier, Wright, and President Endly.

NAYS, 4—viz: Aldermen Crosby, King, Pritchard, and Rail.

The following motion (see page 284, *ante*), was read, and referred to the Aldermen from the Second District—Crosby and Pritchard:

That the Street Commissioner be, and is hereby, instructed to notify the Belt Railroad Company to remove the fences from across all streets north of Washington street and west of White River; and on failure so to do, that he be instructed to tear down all such fences.

The following motion (see page 286, *ante*), was read, and referred to the Committee on Streets & Alleys and Sewers & Drainage :

That the City Engineer be instructed to order the stone crossings on Dunlap street, from Madison avenue to East street.

The following motion (see page 288, *ante*), was read, and referred to the Aldermen from the First District—Endly and Prier :

That Chas. A. Bates be allowed to put in a water plug on Fort Wayne avenue, north side, between Alabama and New Jersey streets, and keep the street around it in good repair, at his own expense.

The following motion (see page 288, *ante*), was read :

That the Street Commissioner be, and is hereby directed to fix the sidewalk on Virginia avenue opposite the Fletcher Place Church, and charge the same to the trustees of said church.

Alderman Prier offered the following amendment to the motion ; which was adopted :

Amend the motion by adding after the word "directed," the following words: "to notify the Trustees of Fletcher Place Church."

And the motion as amended was then adopted.

The following motion (see page 289, *ante*), was read and referred to the City Attorney :

That the Superintendent of Police be requested to notify all parties suspending signs across streets to immediately take them down, as it is a violation of a city ordinance, and dangerous in the way of scaring horses and causing runaways.

The following motions (see pages 285, 286, 287, 288, and 289, *ante*), were read and concurrently adopted :

That the Street Commissioner be instructed to clean the streets around the East Market Space, and to clean the space east of the east building, and to fill the chuck-holes therein with gravel, so that the water will be conducted therefrom into the gutters.

That the Superintendent of Tomlinson Hall, &c., be ordered to see that the Janitors keep the water closets clean, and the gas be properly turned off, and the Hall be cleaned, and to obey his orders in all things when in his judgment it should be done.

That the Street Commissioner be instructed to clean the gutters on Massachusetts avenue, between New Jersey and East streets.

That the Street Commissioner be instructed to clean the gutters and scrape Noble street, between New York and North streets.

That the Street Commissioner be instructed to clean the gutters of New York street, between Alabama and New Jersey streets.

That the Circle Park Policeman be instructed to allow no meetings of any kind to be had in the Park, unless by special grant of the Council and Board of Aldermen.

That the City Civil Engineer be directed to re-advertise for bids for the improvement of Dorman street, between Michigan and St. Clair streets.

That the Street Commissioner be, and is hereby, ordered to fill the mud-hole in the first alley south of Spann avenue, between Olive street and Linden street, with gravel or broken stone.

That the Second Reform Church Sunday School be given permission to have their annual picnic at Garfield Park, July the 4th.

The property owners on the east side of East street, between South and Merrill street be notified by the City Street Commissioner to at once repair the sidewalk with brick in front of their property, where not already done.

That the Street Commissioner be directed to at once scrape South East street, from South street to Morris street, as the street is now in a filthy condition.

That the City Civil Engineer be directed to regulate the numbering of houses on Shelby street.

That Messrs. Lazarus & Pierce be, and they are hereby, allowed to grade and gravel Boston street, east from Pennsylvania street east to the first alley east of Talbott avenue; and that the work be done under the supervision of the City Civil Engineer.

That Mr. Fred Laokman, 280 West St. Clair street, be permitted to put down a cement pavement in front of his own residence at his own expense, and City Engineer give him the grade.

That the Street Commissioner be instructed to open Broadway, north from Tenth street to the city limits.

That the Telephone Company be directed to remove the stay wires immediately in front of Mr. Huey's furniture establishment on Delaware street between Ohio and New York streets.

That Charles Wise be granted privilege of erecting a sprinkling hydrant on East street, between Ohio and New York streets, provided that the hydrant now used by him be shut down, and the work done to the satisfaction of the City Civil Engineer.

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

G. O. 13, 1887—An ordinance to amend Section 2 of General Ordinance No. 12, 1886, being an ordinance entitled "An ordinance regulating the use of the streets and other public places by persons engaged in the business of blacking boots and selling newspapers."

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 adjourned session, held this evening, May 23d, 1887.

For the Common Council :

MICHAEL F. SHIELDS, City Clerk.

The following report of the Committee on Markets, (see pages 298 and 299, *ante*), was read, and the favorable action of the Common Council thereon, concurred in :

To the Mayor, Common Council and Board of Aldermen :

Gentlemen.—Your Committee on Markets, together with the Building Committee and City Attorney, respectfully report that on Tuesday, the 17th inst., the undersigned committees met in the Market House, and unanimously agreed upon the prices to be fixed on the stalls and restaurant space under Tomlinson Hall, and that the said stalls and restaurant space should be sold at public auction on Tuesday, May 24th, 1887, at 12 o'clock, noon.

The appraised value of the stalls, as fixed by the committee, are as follows :

Bids less than \$20 00 will not be received for the following stalls: 4, 5, 8, 9, 14, 16, 17, 20, 21, 23, 26, 28, 29, 32, 33, 35, 38, 40, 41, 44, 45, 47, 50, 52, 53, 56, 57, 59, 86, 88, 89, 92, 93, 95, 98, 100, 101, 104, 105, 107, 110, 112, 113, 116, 117, 119, 122, 124, 125, 128, 129, 131, 136, 137, 140 and 141.

Bids less than \$25.00 will not be received for the following stalls: 2, 11, 18, 19, 30, 31, 42, 43, 54, 55, 62, 64, 65, 68, 69, 71, 74, 76, 77, 80, 81, 83, 90, 91, 102, 103, 114, 115, 126, 127, 134, 143.

Bids less than \$30.00 will not be received for the following stalls: 1, 6, 7, 12, 13, 15, 22, 24, 25, 27, 34, 36, 37, 39, 46, 48, 49, 51, 58, 60, 66, 67, 78, 79, 85, 87, 94, 96, 97, 99, 106, 108, 109, 111, 118, 120, 121, 123, 120, 132, 133, 138, 138, 139, 142 and 144.

Bids less than \$35.00 will not be received for the following stalls: 3, 10, 61, 63, 70, 72, 73, 75, 82 and 84.

No bid less than \$800.00 will be received for the restaurant.

Bids less than \$75.00 will not be received for the following spaces: B, C, E and F.

Furthermore, your committees gave notice that hereafter no stand should be maintained outside of either market building while any stall remained unsold in

either of the buildings; and further, they agreed and gave notice that hereafter fifty cents per day would be charged for any unsold stand or stall in either building, and recommend that this action be concurred in.

Respectfully submitted,

John S. Crosby,
Isaac King,
M. L. Brown,
Aldermanic Committee on Markets.

C. McGroarty,
Theo. F. Smither,
Joseph H. Howes,
Council Committee on Markets.
John R. Pearson,
of Building Committee.

WM. L. TAYLOR, City Attorney.

The following report from the Board of Public Improvements (see page 299, *ante*), was read, and the favorable action of the Common Council thereon, concurred in:

To the Mayor, Common Council and Board of Aldermen:

Gentlemen:—We would most respectfully ask an extension of time—sixty days—in which to complete our contract for grading and graveling State avenue and sidewalks, from Washington street to Michigan street. We were not able to get at the work early enough in the spring to complete the contract in the time given. We are pushing, and will push the work to completion as fast as possible.

DAVID A. HAYWOOD,
for Haywood & Co.

Subscribed and sworn to, this 23d day of May, 1887.

[Seal.]

WM. C. PHIPPS, Notary Public.

We recommend the prayer of the petitioner be granted, and the time extended.

Respectfully submitted,

John H. Herig,
C. H. Stuckmeyer,
R. McClelland,
Board of Public Improvements.

REPORTS, ETC., FROM STANDING COMMITTEES.

The Committee on Finance and Accounts & Claims, through Alderman Laut, submitted the following report:

To the President and Members of the Board of Aldermen:

Gentlemen:—The undersigned, Committee on Finance and Accounts and Claims, to whom was referred General Ordinance No. 56, 1886, to amend the peddlers' ordinance, being an ordinance amending the peddlers' and hucksters' ordinance of June 14, 1886, respectfully report that we have examined the same, and recommend the following amendments thereto:

1st. That the following words be stricken out of Section 1: "Except the resident canvassers of this latter character shall be required to pay a license fee of one dollar for six months, and two dollars for one year."

2d. That the following words also be stricken out of Section 1: "Or, dealers, or the drummers or clerks of resident merchants or manufacturers selling goods by sample to the people of Indianapolis."

3d. Amend Section 2 by striking out of line 5, the figures "\$6.00," and inserting in lieu thereof, the words "ten dollars;" and by striking out of line 6, the figures "\$10.00," and inserting in lieu thereof, the words "twenty dollars."

And when so amended, your committee recommends said ordinance be passed.

Respectfully submitted,

Lorenz Schmidt,
H. W. Laut,
M. L. Brown,

Committee on Finance and Accounts and Claims.

On motion by Alderman Brown, the report and ordinance were recommended to the same committee, and made a special order for the next meeting of the Board.

The Committee on Railroads and Education, through Alderman Laut, submitted the following report; which was concurred in:

To the President and Members of the Board of Aldermen:

Gentlemen:—Your Committee on Railroads, to whom was referred G. O. No. 7, 1887, authorizing Solomon Finklestein to lay a switch track across Phipps street, have examined the same, and recommend its passage.

Respectfully submitted,

H. W. Laut,
M. L. Brown,
Committee on Railroads.

The Committee on Streets & Alleys and Sewers & Drainage, City Attorney and City Civil Engineer, through Alderman Rail, submitted the following report:

To the President and Members of the Board of Aldermen:

Gentlemen:—Your Committee on Streets & Alleys and Sewers & Drainage, with the City Attorney and City Civil Engineer, to whom was referred the petition of Magdalena Maus and Brown and Love Brothers, asking that a portion of Patterson, Fletcher & Ray's subdivision of the west half of Out-lot No. 149, in this city, and forty acres in fractional Section 3, Township 15, Range 3 east, in this county, as lies in the City of Indianapolis, be vacated, report that we have examined said petition, with the resolution accompanying the same, as passed by the Common Council, and recommend that said petition be granted, and the following resolution accompanying the same, be passed:

Resolved by the Common Council and Board of Aldermen of the City of Indianapolis, That the petition of Magdalena Maus and others, praying for the vacation of all the streets, alleys and highways in that part of Patterson, Fletcher & Ray's subdivision of the west part of Out-lot 149, in the City of Indianapolis, and forty acres in fractional Section No. 3, Township 15, Range 3 east, in Marion county, Indiana, as described in Plat Record No. 2, page 113, in the Recorder's office of said county, that lies in the City of Indianapolis, be referred to the Board of City Commissioners, together with the plat accompanying the same, with instructions to assess benefits and damages caused by such vacation, and to make due report to the Common Council and Board of Aldermen; said Board of City Commissioners to return all petitions, plats and notices. The City Clerk is hereby required to issue, and the Superintendent of the Metropolitan Police Force to serve, the proper notices upon said Commissioners, and the petitioners are hereby required to serve the proper notices upon the property owners, and show by affidavit due service of such notice: *Provided,* That before the City Clerk issue the said notices to the City Commissioners, a bond shall be filed with said City Clerk, to the approval of the Mayor, guaranteeing the payment of all costs and charges of said Commissioners in this matter.

Respectfully submitted,

WM. L. TAYLOR, City Attorney.
S. H. SHEARER, City Civil Engineer.

John Rail,
H. J. Prier,
Committee on Streets & Alleys and Sewers & Drainage.

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

AYES, 9—viz: Aldermen Brown, Crosby, King, Laut, Prier, Pritchard, Rail, Wright, and President Endly.

NAYS—None.

AYES, 9—viz: Aldermen Brown, Crosby, King, Laut, Prier, Pritchard, Rail, Wright, and President Endly.

NAYS—None.

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

G. O. 13, 1887—An ordinance to amend Section 2 of General Ordinance No. 12, 1886, being an ordinance entitled "An ordinance regulating the use of the streets and other public places by persons engaged in the business of blacking boots and selling newspapers.

And it was passed by the following vote :

AYES, 6—viz: Aldermen Brown, Crosby, Prier, Pritchard, Wright, and President Endly.

NAYS, 3—viz: Aldermen King, Laut, and Rail.

The following entitled ordinance was read the second time, and ordered stricken from the files :

S. O. 71, 1886—An ordinance to provide for grading and graveling Oscar street and sidewalks, from Shelby street to its eastern terminus.

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

S. O. 127, 1886—An ordinance to provide for grading and graveling the first alley west of Broadway street, from Arch street to Vine street.

And it was passed by the following vote :

AYES, 9—viz: Aldermen Brown, Crosby, King, Laut, Prier, Pritchard, Rail, Wright, and President Endly.

NAYS—None.

The following entitled ordinance was read the second time, and ordered stricken from the files :

S. O. 128, 1886—An ordinance to provide for grading, bowldering and curbing the gutters of Alabama street, and widening the sidewalks thereof, from Morrison street to Seventh street.

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

S. O. 185, 1886—An ordinance to provide for the erection of one lamp post, lamp and fixtures (complete to burn gas except the service pipes), on the north side of Second street, between Meridian street and Pennsylvania street.

And it was passed by the following vote :

AYES, 9—viz: Aldermen Brown, Crosby, King, Laut, Prier, Pritchard, Rail, Wright, and President Endly.

NAYS—None.

SIG. 34.

The following entitled ordinances were read the second time, and referred to the Committee on Public Light and Education :

S. O. 11, 1887—An ordinance to provide for the erection of one lamp-post, lamp and fixtures (complete to burn gas, except the service pipes), corner of Eleventh and Ash streets.

S. O. 12, 1887—An ordinance to provide for the erection of one lamp-post, lamp and fixtures (complete to burn gas, except the service pipes), on Walnut street, between New Jersey street and East street.

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

S. O. 56, 1887—An ordinance to provide for grading, bowldering and curbing the gutters of Park avenue, from Ninth street to Eleventh street.

And it was passed by the following vote:

AYES, 9—viz: Aldermen Brown, Crosby, King, Laut, Prier, Pritchard, Rail, Wright, and President Endly.

NAYS—None.

Alderman King moved that the Board of Aldermen now adjourn.

Which was adopted by the following vote :

AYES, 5—viz: Aldermen Crosby, King, Laut, Prier, and Rail.

NAYS, 4—viz: Aldermen Brown, Pritchard, Wright, and President Endly.

THOMAS E. ENDLY, President.

Attest: JOSEPH T. FANNING, Clerk.