

PROCEEDINGS OF BOARD OF ALDERMEN.

REGULAR SESSION—SEPTEMBER 12, 1887.

The Board of Aldermen of the City of Indianapolis, met in the Aldermanic Chamber, Monday evening, September 12th, A. D. 1887, at 7:30 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, Schmidt, and Wright—10.

ABSENT—None.

The Proceedings of the Board of Aldermen for the regular session, held August 22d, and the special session held September 5th, 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 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 a regular session, held Monday evening, September 5th, 1887.

For the Common Council:

MICHAEL F. SHIELDS, City Clerk.

The report from the City Clerk, showing the amount of orders drawn upon the City Treasury during the month of August, 1887 (see page 600 and 601, *ante*), was read and received.

The following report from the City Clerk (see page 601, *ante*), was read :

To the Mayor, Common Council and Board of Aldermen :

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

J. L. Spaulding vs. B. G. Kelly, for.....	\$ 11 70
Joseph Bernauer vs. Wm. Johnson, for	32 40
James W. Hudson vs. Kuhn and English, for	29 58
James W. Hudson vs. Frank McWhinney, for	29 58
Robert Kennington vs. H. W. Bennett, for.....	18 50
Robert Kennington vs. H. W. Bennett, for.. ..	18 87
Robert Kennington vs. Kate H. Root's heirs, for.....	22 76
Robert Kennington vs. Kate H. Root's heirs, for.....	162 80

Respectfully submitted,

MICHAEL F. SHIELDS, City Clerk.

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

AYES, 10—viz: Aldermen Brown, Crosby, King, Laut, Prier, Pritchard, Rail, Schmidt, Wright, and President Endly.

NAYS—None.

The report from the Chief Fire Engineer, on the location of fire-plugs (see page 604, *ante*), was read and received.

The report from the Board of Public Improvements and Street Commissioner, showing expense of Street Repair Department for August, 1887, (see page 605, *ante*), was read and received.

The petition of Thomas Garrett (see page 604, *ante*), was read, and the favorable action of the Common Council thereon, concurred in.

The report from the Committee on Contracts, except the first clause, (see page 592, *ante*), was read, and the favorable action of the Common Council thereon, concurred in.

The following contracts and bonds (see page 593, *ante*), were read and concurrently approved:

Contract and bond of Joseph L. Fisher & Co., for grading and paving with brick, the east sidewalk of Dorman street, from Michigan street to St. Clair street. Bond, \$300.00; surety, L. A. Fulmer.

Contract and bond of Joseph L. Fisher & Co., for grading and paving with brick, the west sidewalk of Dorman street, from North street to St. Clair street. Bond, \$500.00; surety, L. A. Fulmer.

The report from the Committee on Contracts and City Attorney on S. O. 69, 1887, for improving Washington street (see pages 590 and 591, *ante*), was read, and the action of the Common Council thereon, concurred in.

The following report from the Committee on Railroads (see page 606, *ante*), was read:

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

Gentlemen:—Your Committee on Railroads, to whom was referred General Ordinance No. 22, authorizing the construction, extension and operation of certain passenger railways, have examined the same, and your committee would recommend that the Citizens' Street Car Company place on their cars conductors or fare carriers on each of their cars.

Respectfully submitted,

John R. Pearson,
C. McGroarty,
Charles E. Haugh,
Committee on Railroads.

Alderman Schmidt moved to refer the report to the Committee on Railroads and Public Charities.

Alderman Rail moved to lay the motion on the table.

Which failed of adoption, by the following vote:

AYES, 5—viz: Aldermen Prier, Pritchard, Rail, Wright, and President Endly.

NAYS, 5—viz: Aldermen Brown, Crosby, King, Laut, and Schmidt.

The motion offered by Alderman Schmidt, then failed of adoption, by the following vote :

AYES, 5—viz: Aldermen Brown, Crosby, King, Laut, and Schmidt.

NAYS, 5—viz: Aldermen Prier, Pritchard, Rail, Wright, and President Endly.

Alderman Prier moved to concur in the action of the Common Council on the report.

Which failed of adoption by the following vote:

AYES, 5—viz: Aldermen Prier, Pritchard, Rail, Wright, and President Endly.

NAYS, 5—viz: Aldermen Brown, Crosby, King, Laut, and Schmidt.

On motion by Alderman Pritchard, the vote by which the motion offered by Alderman Schmidt, to refer the report failed of adoption, was reconsidered, by the following vote :

AYES, 7—viz: Aldermen Brown, Crosby, King, Laut, Prier, Pritchard, and Schmidt.

NAYS, 3—viz: Aldermen Rail, Wright, and President Endly.

The motion to refer the report to the Committee on Railroads and Public Charities, was then adopted, by the following vote :

AYES, 6—viz: Aldermen Brown, Crosby, King, Prier, Pritchard, and Schmidt.

NAYS, 4—viz: Aldermen Laut, Rail, Wright, and President Endly.

The following resolution (see pages 606 and 607, *ante*), was read :

WHEREAS, It is deemed expedient that a line of street railway should be constructed along Bloomington street to the old Lafayette Gravel Road, on the west bank of White River, thence northwest on said Lafayette Road to Michigan street; thence west on Michigan street to the town of Haughville; now therefore

Resolved, That the Citizens' Street Railway Company be ordered and directed to construct a line of street railway on at the following streets, to-wit :

Commencing at the intersection of west Washington and Bloomington streets; thence north on Bloomington street to the old Lafayette Gravel Road, on the west bank of White River; thence northwest on said Lafayette Road to Michigan street; thence west on Michigan street to the town of Haughville.

The City Clerk is hereby directed to serve a copy of this resolution, duly attested, on the President of said company, and to make proper return on said notice; and the President of said company is directed to properly notify the Common Council and Board of Aldermen of the said company's action hereon.

Alderman King moved to concurrently adopt the resolution.

Alderman Rail moved as a substitute for the foregoing motion, that the resolution be referred to the Committee on Streets & Alleys and Sewers & Drainage, and City Attorney.

Which was adopted, by the following vote:

AYES, 6—viz: Aldermen Brown, Prier, Fritchard, Rail, Wright, and President Endly.

NAYS, 4—viz: Aldermen Crosby, King, Laut, and Schmidt.

Alderman Pritchard moved that the Committee and City Attorney be instructed to report on the foregoing resolution at the next meeting of the Board.

Alderman Prier moved as a substitute for the above motion, that they be instructed to report at the next *regular* meeting of the Board.

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

AYES, 6—viz: Aldermen Brown, Crosby, King, Laut, Pritchard, and Schmidt.

NAYS, 4—viz: Aldermen Prier, Rail, Wright, and President Endly.

And the motion instructing the Committee and City Attorney to report on the resolution at the next meeting, was then adopted, by the following vote:

AYES, 6—viz: Aldermen Brown, Crosby, King, Laut, Pritchard, and Schmidt.

NAYS, 4—viz: Aldermen Prier, Rail, Wright, and President Endly.

Alderman Rail presented the following communication; which was, on motion by Alderman Brown, received:

To the Board of Aldermen of the City of Indianapolis:

Gentlemen:—WHEREAS, The Citizens' Street Railroad Company has received valuable franchises from the city of Indianapolis without cost, and the management of said road has been characterized by the worst features usually practiced by bloated corporations and monopolies, viz:

By their repeated refusal to comply with the orders of the Council and your Honorable Board to extend their lines to localities where the public, and especially the working classes, who are the largest patrons of street cars, would be benefited.

By their repeated violation of their charter, as shown by a recent report made to the City Council by the Mayor and Railroad Committee.

By their refusal to pay their just proportion of cost for paving Washington street, over which all of their lines run, as they are required to do by their charter, when it is known that money earned by their road in this city was expended in paving a long street in Cleveland, from curb to curb, with Medina stone, at a cost of many thousand dollars.

By their failure to lay their tracks with the latest improved rail, and keep the streets between the tracks in repair, their poor and slow service as compared with that the same company furnishes on their lines at Cleveland and St. Louis.

By their refusal to pay their over-worked employes living wages, while earning large profits on property they obtained for "a mere song."

By their employment of "scabs," or non-union men, and their insulting and arrogant treatment of authorized committees of organized labor; therefore,

Resolved, That the Central Labor Union, representing the various associations of organized labor in the city of Indianapolis, speaking for many thousands of the voters and tax-payers, enters its solemn protest against any further franchises being granted, ratified or concurred in by your honorable body, to the said Citizens' Street Railroad Company, and we demand that your honorable body will pass, without further delay, the order of the City Council requiring the

Citizens' Street Railroad Company to immediately put on conductors and platform cars; be it further

Resolved, That the Citizens' Street Railroad Company be required to furnish their conductors with tickets, to be sold in packages of six, for twenty-five cents, as they do in Cleveland and St. Louis, and is done in every city in the United States where street cars lines are operated, except Indianapolis.

JNO. BODENMILLER,
Secretary.

ELLOT T. O'BURN,
Pres't C. L. U.

Later in the session, the above communication was, on motion by Alderman Rail, referred to the Committee on Streets & Alleys and Sewers & Drainage, and City Attorney.

Alderman Wright presented the following communication; which was referred to the Committee on Streets & Alleys and Sewers & Drainage, and City Attorney:

To the Common Council and Board of Aldermen:

Gentlemen:—We, the undersigned tax-payers of the city, represent to your honorable body that the Citizens' Street Railway Company have had the use of the streets of this city without cost for a number of years, and that the said corporation operates each one of their eighteen lines over some portion of Washington street, and uses the most crowded part of said street for such purposes as they choose; that their charter requires the said street railway company to pay a just portion of the assessment required to pave and keep said street in repair, and that, notwithstanding said S. R. Co's investment has been, and is still profitable, they refuse to pay their portion of the amount due for repairing Washington street, and that in consequence, said improvement, which is greatly needed, is delayed.

We, therefore, petition your honorable bodies to refuse to grant said corporation any additional franchises or the right to extend its lines until they comply with existing orders made by your respective bodies, and agree in writing to pay the amount required by their charter for the improvement of Washington street.

Signed, W. S. Hubbard, W. B. Burford, N. J. Burford, E. B. McQuat, L. S. Ayres & Co., Mayer & Co., Q. G. Douglass, J. C. Yohn, J. H. Holliday & Co., Samuel Dalzell, J. W. Brown, Charles Baker, John Gramling, Joseph Becker, David Macy, John C. New, John W. Ray, trustee, John Huegele, W. H. Smythe, William Mansur, John M. Judab, S. Yandes, Jacob Becker.

Alderman Pritchard moved that when this body adjourns, it adjourn to meet again next Monday evening, September 19th, 1887, at eight o'clock.

Which was adopted.

The report from the Committee on Streets and Alleys, City Attorney and City Civil Engineer, and the following resolution (see page 607, *ante*), were read:

Resolved by the Common Council and Board of Aldermen of the City of Indianapolis, Indiana, That the petition of L. W. Ott, D. Merz and others, praying for the laying out and opening to a uniform width of forty feet, a street extending from Morris street to Wisconsin street, the center of which proposed street shall be the center of the old bed of the Canal, and the vacation of all parts of Utah street and East Utah street, and such parts of the old Canal bed as will not be included in such proposed forty foot street, more particularly described in said petition, and as prayed

for therein, 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 Board of City Commissioners to return all plats, petitions and notices. The City Clerk is hereby instructed to issue the proper notices, and the Superintendent of the Metropolitan Police Force of this city is hereby directed to serve said notices on the said Board of City Commissioners and upon the property owners: *Provided*, That before the Clerk issue the said notices to the said City Commissioners, a bond shall be filed with the 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 on the report, was concurred in, and the resolution concurrently adopted, by the following vote:

AYES, 10—viz: Aldermen Brown, Crosby, King, Laut, Prier, Pritchard, Rail, Schmidt, Wright, and President Endly.

NAYS—None.

The report from the Committee on Streets and Alleys, and the following resolution, (see page 608, *ante*), were read:

Resolved by the Common Council and Board of Aldermen of the City of Indianapolis, Indiana, That the petition of the Tucker & Dorsey Manufacturing Company, Wm. H. English and J. L. Saaulding, praying for the opening and extension of Bates street from its present eastern terminus to the western terminus of Louisiana street, as laid out in Tucker & Dorsey's addition on Reid street, be referred to the Board of City Commissioners, with instructions to assess benefits and damages on account of the opening and extension to a width of fifty feet, said proposed street, running east on a straight line from the eastern terminus of Bates street to the western terminus of Louisiana street, 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 instructed to issue the proper notices, and the Superintendent of the Metropolitan Police Force is hereby directed to serve said notices upon the said Commissioners and upon the property owners: *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 report was concurred in, and the resolution concurrently adopted, by the following vote:

AYES, 10—viz: Aldermen Brown, Crosby, King, Laut, Prier, Pritchard, Rail, Schmidt, Wright, and President Endly.

NAYS—None.

By consent, Aldermen Crosby and King were excused from attendance the remainder of the session.

The report from the Committee on Water (see page 609, *ante*), was read and concurred in.

The following resolution (see page 609, *ante*), was read:

Resolved, That the Indianapolis Water Company be, and is hereby, directed to lay water mains in and along New Jersey and Coburn streets, from McCarty street to Madison avenue.

And it was concurrently adopted by the following vote :

AYES, 8—viz: Aldermen Brown, Laut, Prier, Pritchard, Rail, Schmidt, Wright, and President Endly.

NAYS—None.

The following resolution (see page 609, *ante*), was read :

Resolved, That the Indianapolis Water Company be, and is hereby, directed to lay water mains in and along Park avenue, from Eighth street to Eleventh street.

And it was concurrently adopted by the following vote :

AYES, 8—viz: Aldermen Brown, Laut, Prier, Pritchard, Rail, Schmidt, Wright, and President Endly.

NAYS—None.

The following resolution (see page 609, *ante*), was read :

Resolved, That the Indianapolis Water Company be instructed to lay water mains on Tennessee street, from South street to Merrill street.

And it was concurrently adopted by the following vote :

AYES, 8—viz: Aldermen Brown, Laut, Prier, Pritchard, Rail, Schmidt, Wright, and President Endly.

NAYS—None.

The report from the Special Committee on Fire and the Chief Fire Engineer, relative to exchanging Fire Engines, (see pages 609 and 610, *ante*), was read, and the favorable action of the Common Council thereon concurred in.

The following motion (see page 615, *ante*), was read, and the action of the Common Council thereon *non*-concurred in :

That the Street Commissioner replace the pump on the south side of Washington street, between East and New Jersey streets with a Howe rotary pump.

The following motion (see page 616, *ante*), was read, and referred to the Committee on Streets & Alleys and Sewers & Drainage, and the Aldermen of the Second District, with power to act :

That the Street Commissioner be directed to repair the bridge over the tail-race of Richardson & Evan's Mill, the road leading to the Cotton Mill.

The following resolution (see page 617, *ante*), was read :

WHEREAS, The Indianapolis Orphan Asylum is charged with the sum of \$159.00 for the grading and paving with brick of the sidewalk in front of their property on College avenue; and

Whereas, The said institution is largely in debt, and unable to pay said assessment; and

Whereas, The contractors of said improvement agree to accept \$150.00 for said assessment; now therefore

Resolved, That the city pay said sum out of the general treasury, and that the City Clerk be instructed to place said sum of \$150.00 in the next appropriation ordinance in favor of the contractors.

And it was concurrently adopted by the following vote:

AYES, 8—viz: Aldermen Brown, Laut, Prier, Pritchard, Rail, Schmidt, Wright, and President Endly.

NAYS—None.

The following motions (see pages 615 and 616, *ante*), were read and concurrently adopted :

That the C., I., St. L. & C. R. R. Co. be instructed to re-plank their tracks the full width of the street and sidewalks, at the crossing of south Pine street; and if not done in ten days, that the Street Commissioner be instructed to do the same, and collect the cost of the railroad company.

That Jacob Faber be given permission to put in or sink a driven well in front of his residence on the northwest corner of Reid and Prospect streets, under the direction of the Street Commissioner.

That the Street Commissioner be, and is hereby, directed to remove the obstructions, and open to the public, the first alley west of the intersection of Shelby street and Virginia avenue, from Coburn street to the first alley south of Coburn street.

WHEREAS, Henry Seaton has been doing duty as Assistant Janitor since the death of John Ross, therefore

Moved, That \$1.50 per day be paid him until an Assistant Janitor shall have been elected.

That the Street Commissioner be instructed to re-roof the Scales on East Market.

That the Committee on Streets and Alleys be directed to arrange with the Water Works Company and Fire Department, to sprinkle the following streets during State Fair week: Delaware street, from Fifth street to the Fair ground; Alabama street, from Morrison street to the Fair ground; Meridian street, from Fifth street to Seventh street; Seventh street, from Illinois street to Alabama street; Central avenue, from Christian avenue to Seventh street.

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

- G. O. 26, 1887—An ordinance requiring the Chicago, St. Louis & Pittsburg Railroad Company, and the Cincinnati, Hamilton & Dayton Railroad Company to maintain a Flagman at the crossing of their tracks and Dillon street.
- G. O. 32, 1887—An ordinance authorizing the C., I., St. L. & C. R. R. to lay a switch track across First street.
- S. O. 108, 1886—An ordinance to provide for grading, bowldering and curbing the gutters of Pennsylvania street, from Seventh street to Eighth street.
- S. O. 119, 1887—An ordinance to provide for grading and paving with brick, the south sidewalk of South street, from New Jersey street to East street, where not already properly done.
- S. O. 125, 1887—An ordinance to repeal Special Ordinance No. 102, 1884, being entitled "An ordinance providing for grading and graveling the roadway of Bloyd street, from Greenbrier Lane to Fountain street;" ordained and established March 23d, 1885.

REPORTS FROM SELECT COMMITTEES.

The Special Committee on S. O. 77, 1887, through Alderman Wright, submitted the following report :

To the President and Members of the Board of Aldermen :

Gentlemen:—You Special Committee to whom was referred S. O. 77, 1887, being an ordinance to repeal S. O. 180, 1886, for the improving of Hendricks street and sidewalks, have had the same under consideration, and find that the whole number of feet along the line proposed to be improved is 1,777 feet, and that 1,480 feet petitioned for the passage of S. O. 77, 1887, and only 40 feet against it, leaving 257 feet without any preference.

We believe that the opposition of the property owners to the improvement ordinance, 180, 1886, is from two reasons. First, they are opposed to the brick sidewalks being laid at this time. Second, if the improvement is made as contemplated, it will cause the destruction of many beautiful and large shade trees, that might and ought to be saved to the property owners, if the sidewalks were made (5) five feet wide and eight feet from the lot line. Such an improvement would permit the planting of shade trees not only in the 30 foot lawn in the center of the street, but also one line of shade trees between the curb and the outer edge of the walk, and another line between the lot line and the inner walk line, thereby making the street an ornament to the city and a pleasure to the residents of property on said street.

We therefore recommend the passage of S. O. 77, 1887 and that an ordinance be introduced in Council, and passed, providing for the improvement of the street and sidewalks as herein expressed. Respectfully submitted,

G. S. Wright,
James A. Pritchard,
Isaac King,
Special Committee.

And it was adopted by the following vote :

AYES, 6—viz: Aldermen Brown, Laut, Pritchard, Rail, Wright, and President Endly.

NAYS, 2—viz: Aldermen Prier, and Schmidt.

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

S. O. 77, 1887—An ordinance to repeal Special Ordinance No. 180, 1886, being an ordinance entitled "An ordinance to provide for grading and graveling the roadway, and paving with brick the sidewalks, of Hendricks street, being the first street east of East street, from Nebraska street to Lincoln Lane."

And it was passed by the following vote:

AYES, 7—viz: Aldermen Brown, Laut, Prier, Pritchard, Rail, Wright, and President Endly.

NAYS, 1—viz: Alderman Schmidt.

On motion, the Board of Aldermen then adjourned.

THOMAS E. ENDLY, President.

Attest: JOSEPH T. FANNING, Clerk.