

PROCEEDINGS OF COMMON COUNCIL.

REGULAR SESSION—DECEMBER 19, 1887.

The Common Council of the City of Indianapolis, met in the Council Chamber, Monday evening, December 19th, A. D. 1887, at 7:30 o'clock, in regular session.

PRESENT—Hon. Caleb S. Denny, Mayor, and *ex officio* President of the Common Council, in the Chair, and 18 members, viz: Councilmen Burns, Cummings, Dell, Dunn, Haugh, Mack, Markey, McClelland, McGroarty, Newland, Pearson, Reinecke, Reynolds, Smith, Smither, Stuckmeyer, Swain, and Thalman.

ABSENT, 7—viz: Councilmen Benjamin, Coy, Edenharter, Herig, Howes, Rooker, and Waterman.

The Proceedings of the Common Council for the regular session held December 5th, 1887, having been printed and placed on the desks of the Councilmen, said Journals were approved as published.

OPENING AND REFERRING SEALED PROPOSALS.

Sealed proposals to cover the steam pipes under Tomlinson Hall, were opened, read, and referred to the Committee on Markets.

COMMUNICATIONS, ETC., FROM THE MAYOR.

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

To the Common Council and Board of Aldermen:

Gentlemen:—On the 16th inst., the Broad Ripple Natural Gas Company presented its bond to me for approval, as provided by the second Section of the natural gas ordinance of June 27th. The bond is in the penal sum of fifty thousand dollars, and is signed by the corporation as principal, and Frank A. Maus, Robert C. Light, Omer B. Boardman, John Strange, Jackson Dawson and William Hild, as sureties.

I approved said bond, and filed the same with the City Clerk, on the 17th inst.

Respectfully submitted, C. S. DENNY, Mayor.

REPORTS, ETC., FROM CITY OFFICERS.

The City Civil Engineer submitted the following report; which was received, and the estimate (presented therewith) approved:

To the Mayor, Common Council and Board of Aldermen :

Gentlemen:—I herewith report a second and partial estimate in behalf of Enos B. Hege, for constructing the Illinois street tunnel.

| | |
|---------------------------|-------------|
| Estimate..... | \$25,000 00 |
| Less former estimate..... | 9,850 20 |

| | |
|--------------------------------------|-------------|
| Amount allowed in this estimate..... | \$15,149 80 |
|--------------------------------------|-------------|

Respectfully submitted, S. H. SHEARER, City Civil Engineer.

Councilman Smith, by consent, introduced the following appropriation ordinance, which was read the first time :

Ap. O. 71, 1887—An ordinance appropriating money for the payment of a claim against the City of Indianapolis, on account of the Illinois street tunnel. [Amount appropriated, \$15,149.80.]

On motion by Councilman Smith, the Rules were suspended for the purpose of placing the above entitled ordinance on its final passage, by the following vote :

AYES, 17—viz: Councilmen Burns, Cummings, Dell, Dunn, Haugh, Mack, Markey, McClelland, McGroarty, Newland, Pearson, Reinecke, Reynolds, Smith, Smither, Stuckmeyer, and Thalman.

NAYS—None.

Ap. O. 71, 1887, was then read the second time, ordered engrossed, read the third time and passed, by the following vote :

AYES, 17—viz: Councilmen Burns, Cummings, Dell, Dunn, Haugh, Mack, Markey, McClelland, McGroarty, Newland, Pearson, Reinecke, Reynolds, Smith, Smither, Stuckmeyer, and Thalman.

NAYS--None.

The City Attorney submitted the following report ; which was received, and the Clerk directed to place the item of \$100.00, for contingent fund, in the next miscellaneous appropriation ordinance.

To the Mayor, Common Council and Board of Aldermen :

Gentlemen:—I submit the following report on sundry matters :

1. Is the case of John E. Collins vs. The City of Indianapolis, in which Collins demanded that the \$500 heretofore paid by him to the city, be refunded to him. He has paid this sum for vault cleaning licenses, and asserts that the ordinances imposing the same are illegal. This was brought as a test case, but judgment was rendered in favor of the city, and therefore I presume this will be the end of this class of cases.

2. I also report the case of Patsy Patterson vs. The City. This is the case reported by me at your last meeting as having been reversed in favor of the city by the Supreme Court. Since then the case has been re-docketed, and the original judgment for the plaintiff—amounting to over \$1,000—vacated, and a judgment for plaintiff for \$310.19 formerly rendered, which sum I recommend be placed in the next appropriation ordinance. Out of this sum, however, the County Treasurer will retain substantially the whole sum for delinquent taxes, penalties, &c., due the city on other property of said plaintiff, since all question as to the liability of said property to city taxation are settled in this suit.

3. Is the case of John Hardway vs. The City, in which the plaintiff demanded the sum of \$5,000 damages on account of injuries received by him in falling into a

coal hole in the sidewalk in front of No. 73 north Illinois street, a property that was owned by Jackson Landers at the time of the injury. I notified said Landers to appear and defend the case, and that the city would hold him responsible for any judgment obtained against her. Thereupon a settlement was effected, and the said case against the city dismissed by plaintiff.

4. When I came into office, I received from my predecessor, as a contingent fund with which to pay foreign witness fees, notary fees, &c., the sum of \$20,75—being the balance of said fund on hand at that time. This sum has been expended for the purposes indicated. As changes of venue are being taken from the county, in city cases, I ask for an appropriation of \$100.00 for said contingent fund. I will state that all my personal expenses, including railroad fare and hotel bills, are paid by myself.

Respectfully submitted,

WM. L. TAYLOR, City Attorney.

The Acting City Clerk submitted the following report :

To the Mayor, Common Council and Board of Aldermen :

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

| | |
|---|---------|
| J. L. Spaulding vs. Lemon, Barr & Trimble, for..... | \$14 40 |
| J. L. Spaulding vs. Geo. W. Sill, for..... | 14 40 |

Respectfully submitted,

JOSEPH T. FANNING,
Acting City Clerk.

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

AYES, 15—viz: Councilmen Dell, Dunn, Haugh, Mack, Markey, McClelland, McGroarty, Newland, Pearson, Reynolds, Smith, Smither, Stuckmeyer, Swain, and Thalman.

NAYS, 3—viz: Councilman Burns, Cummings, and Reinecke.

The Chief Fire Engineer submitted the following report; which was referred to the Committee on Judiciary and City Attorney:

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

Gentlemen:—As incendiary fires in the northwest portion of the city have become almost a daily occurrence, and may yet result in an extensive conflagration, I respectfully ask that a reward be offered to any person giving information leading to the arrest of the guilty party.

J. H. WEBSTER, Chief Fire Engineer.

REPORTS. ETC., FROM STANDING COMMITTEES.

The Committee on Finance, through Councilman Thalman, submitted the following report; which was concurred in:

To the Mayor and City Council :

Gentlemen:—Your Committee to whom was referred the following account of Treasurer Loftin, recommend that it be paid :

CITY OF INDIANAPOLIS,

To S. Loftin, Treasurer,

Dr.

To money advanced for the use of the city during the months of October and November, 1887, interest at six per cent., as per statement herewith\$325 00

Respectfully,

Isaac Thaman,
John R. Pearson,
Henry L. Smith,
Julius F. Reinecke,
Committee on Finance.

Councilman Thalman, in behalf of the Committee on Finance, introduced the following entitled appropriation ordinance, which was read the first time:

Ap. O. 72, 1887—An ordinance appropriating the sum of Sixty-two Thousand Three Hundred and Ninety-four Dollars and Twenty-five cents (\$62,394.25), to pay the interest on bonds, due January first, 1888.

On motion by Councilman Thalman, the Rules were suspended for the purpose of placing the above entitled ordinance on its final passage, by the following vote:

AYES, 17—viz: Councilmen Burns, Cummings, Dell, Dunn, Haugh, Mack, Markey, McClelland, McGroarty, Newland, Pearson, Reinecke, Reynolds, Smith, Stuckmeyer, Swain, and Thalman.

NAYS—None.

Ap. O. 72, 1887, was then read the second time, ordered engrossed, read the third time and passed, by the following vote:

AYES, 17—viz: Councilmen Burns, Cummings, Dell, Dunn, Haugh, Mack, Markey, McClelland, McGroarty, Newland, Pearson, Reinecke, Reynolds, Smith, Stuckmeyer, Swain, and Thalman.

NAYS—None.

The Committee on Streets and Alleys, through Councilman Dunn, submitted the following report, accompanied with resolution:

To the Mayor, Common Council and Board of Aldermen:

Gentlemen:—Your Committee on Streets and Alleys, to whom was referred the petition of D. M. Bradbury, Trustee, and others, praying for the vacation of so much of Singleton and Gray streets, and so much of the two alleys lying between Singleton and Applegate streets as lies between Beecher street and the Indianapolis Union Railway or Belt Railroad, report that we have examined the said petition and the location of said streets, and recommend that the prayer of said petitioners be granted, and the accompanying resolution be adopted.

Respectfully submitted,

Edward Dunn,
Julius F. Reinecke,
Committee on Streets and Alleys.

Resolved by the Common Council and Board of Aldermen of the City of Indianapolis, That the petition of D. M. Bradbury, Trustee, and others, praying for the vacation of so much of Singleton and Gray streets, and so much of the two alleys lying between Singleton and Applegate streets as lies between Beecher street and the Indianapolis Union Railway, or Belt Railroad, be referred to the Board of City Commissioners, with instructions to assess benefits and damages, caused by such vacation, and to report to the Common Council and Board of Aldermen; the said Board of Commissioners to return all petitions and notices.

The City Clerk is hereby instructed to issue the notice to the Commissioners, and the Superintendent of the Metropolitan Police Force to serve said notice on said Commissioners; and the petitioners are hereby required to serve the proper notices on the property owners, and to show by affidavit due service of such notices; provided, that before the said Clerk issue said notice to the said City Commissioners, a bond shall be filed with the said clerk to the approval of the Mayor, guaranteeing the payment of all costs and charges of said Commissioners in this matter.

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

AYES, 16—viz: Councilmen Burns, Cummings, Dunn, Mack, Markey, McClelland, McGroarty, Newland, Pearson, Reinecke, Reynolds, Smith, Smither, Stuckmeyer, Swain, and Thalman.

NAYS—None.

The same Committee submitted the following report, accompanied with resolution:

Gentlemen:—Your Committee on Streets and Alleys, to whom was referred the petition of J. L. Spaulding and others, praying for the opening of a street connecting the western terminus of Beacon street with a street recently opened along the I., B. & W. railroad tracks to the Belt railroad, as shown on a plat filed therewith marked "Exhibit A," report that we recommend that the passage of the petitioners be granted, and the accompanying resolution adopted.

Respectfully submitted,

Edward Dunn,
Julius F. Reinecke,
Committee on Streets and Alleys.

Resolved by the Common Council and Board of Aldermen of the City of Indianapolis, the petition of J. L. Spaulding and others, praying for the opening of a street connecting the western terminus of Beacon street with a street recently opened along the Indiana, Bloomington & Western Railroad tracks to the Belt Railroad, called Bloomington street, be granted, and that the same be referred to the Board of City Commissioners with instructions to assess benefits and damages, and to make due report to the Council and Board of Aldermen of the proceedings in this matter, and to return all petitions and notices. That the City Clerk be, and he is hereby, instructed to issue, and the Superintendent of Metropolitan Police Force to serve, notice on the Board of City Commissioners and upon the property holders, and to make due return thereof.

Provided, That before the Clerk issue said notice to the said Board of City Commissioners, a bond shall be filed with said Clerk to the approval of the Mayor, guaranteeing the payment of all costs and expenses in this matter.

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

AYES, 18—viz: Councilmen Burns, Cummings, Dell, Dunn, Haugh, Mack, Markey, McClelland, McGroarty, Newland, Pearson, Reinecke, Reynolds, Smith, Smither, Stuckmeyer, Swain, and Thalman.

NAYS—None.

The same Committee and City Attorney submitted the following report; which was adopted:

To the Mayor, Common Council and Board of Aldermen;

Gentlemen:—Your Committee on Streets and Alleys, together with the City Attorney, to whom was referred the matter of opening an alley in the middle part of

Out-lot 160, report that we have examined the original proceedings and the ground as well as the interested parties, and find that on February 16, 1885, the City Commissioners made their report in this matter to the Council, which report was at that time approved, said action of the Council being subsequently concurred in by the Board of Aldermen. The benefits, amounting to \$20.00, and the costs, amounting to \$50.00, were paid by Fletcher & Churchman and George H. Day's heirs, in equal amounts.

Your committee find that said Commissioners notified but three out of six heirs, owners of the property through which said alley runs. The three heirs not notified—two of whom were minors—now resist the opening of said alley, and we are of the opinion that on account of the said error of said Commissioners, and to save litigation, said proceedings should be abandoned, and the said \$20.00 now in the treasury, together with the \$50.00 paid to said Commissioners, as their costs in the matter, be re-paid to said paying parties, in equal sums, to-wit: \$35.00 to Fletcher & Churchman and \$35.00 to George H. Day's heirs; and we recommend that this be done, and these sums be placed in the next appropriation ordinance.

Respectfully submitted,

Edward Dunn,

Julius F. Reinecke,

Committee on Streets and Alleys

WM. L. TAYLOR, City Attorney.

MESSAGES AND PAPERS FROM THE BOARD OF ALDERMEN.

The following message was read:

To the Mayor and Common Council:

Gentlemen:—The Board of Aldermen, in regular session, held in the Aldermanic Chamber, Monday evening, December 12, 1887, considered your following motion: "That the Water Company be instructed to place a fire plug at the south-west corner of Union and Phipps streets," and adopted the following resolution as a substitute for said motion:

"Resolved, That the Indianapolis Water Company be, and is hereby, directed to lay water mains in and along Union street from McCarty to Phipps streets, and the Chief Fire Engineer is hereby directed to locate a fire hydrant on said line."

I submit the same for your consideration.

For the Board of Aldermen:

SAM. V. PERROTT, Clerk.

And the action of the Board of Aldermen was concurred in, and the resolution concurrently adopted, by the following vote:

AYES, 17—viz: Councilmen Burns, Cummings, Dunn, Haugh, Mack, Markey, McClelland, McGroarty, Newland, Pearson, Reinecke, Reynolds, Smith, Smither, Stuckmeyer, Swain, and Thalman.

NAYS—None.

APPROPRIATION ORDINANCE.

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

Ap. O. 73, 1887—An ordinance appropriating money for the payment of a claim against the City of Indianapolis, on account of miscellaneous. [Amount appropriated, \$60.00.]

On motion by Councilman Cummings, the Rules were suspended for the purpose of placing the above entitled ordinance on its final passage, by the following vote:

AYES, 18—viz: Councilmen Burns, Cummings, Dell, Dunn, Haugh, Mack, Markey, McClelland, McGroarty, Newland, Pearson, Reinecke, Reynolds, Smith, Smither, Stuckmeyer, Swain, and Thalman.

NAYS—None.

Ap. O. 73, 1887, was then read the second time, ordered engrossed, read the third time and passed, by the following vote :

AYES, 18—viz: Councilmen Burns, Cummings, Dell, Dunn, Haugh, Mack, Markey, McClelland, McGroarty, Newland, Pearson, Reinecke, Reynolds, Smith, Smither, Stuckmeyer, Swain, and Thalman.

NAYS—None.

INTRODUCTION OF GENERAL AND SPECIAL ORDINANCES.

Councilman Pearson introduced the following entitled ordinance, which was read the first time and referred to the City Attorney, with instructions to report thereon at the next meeting :

G. O. 47, 1887—An ordinance supplemental to an ordinance entitled "An ordinance to increase the public revenues of the City of Indianapolis, by licensing saloons, telegraph companies, and wagons or other vehicles used by express companies doing business in said city, and to provide for the erection of a City Hall and Market House;" ordained May 23, 1882.

INTRODUCTION OF MISCELLANEOUS BUSINESS.

Councilman Burns offered the following motion ; which was adopted :

That the City Civil Engineer be instructed to examine into the condition of the Vandalia Railroad crossing at the intersection of West street, as the No. 6 Fire Engine, in responding to a fire call, had a very narrow escape from being wrecked.

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

That the Street Commissioner be, and is hereby, instructed to put in a broken-stone crossing on the north side of Maryland street across Missouri street.

Councilman Cummings offered the following motion ; which was adopted :

That the police be requested to enforce the ordinance for keeping wagons and other obstructions out of the streets and alleys of the city.

Councilman Markey offered the following motion ; which was adopted :

That the City Civil Engineer is hereby ordered to re-advertise for bids for the improving of the first alley north of McCarty street, from the first alley east of Alabama street to the first alley west of New Jersey street, as provided for in Special Ordinance No. 179, 1886.

Councilman Markey presented the following petition ; which was referred to the Committæ on Streets and Alleys :

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

13 *Gentlemen*:—The undersigned, owners of real estate fronting Kennington street, between Yeiser and Morris streets, respectfully petition for the vacation of Kennington street from Yeiser street north to the first alley north of Yaiser street, the same being between Yaiser and Morris streets. A diagram of said ground is filed and made an exhibit hereof, and for which your petitioners will ever pray.

Louis Maas, Frank Elff, Anton C Hoss, August Schulz

Councilman McClelland presented the following contract and bond; which was approved:

Contract and bond of J. L. Fisher, for grading and paving with brick, the north sidewalk of Woodlawn avenue, from Spruce street to Reid street.

Bond, \$500.00; surety, J. L. Spaulding.

Councilman Reynolds offered the following motions; which were adopted:

That the City Civil Engineer be, and is hereby, instructed to direct the Gas Company to dismantle the first lamp-post west of Pogue's Run on south side of Clifford avenue, and remantle the seconc lamp-post west of Pogue's Run on north side of Clifford avenue.

That the C. C. C. & I. and L. E. & W. Railroad Companies be, and are hereby directed to plank their crossings at Massachusetts and Clifford avenues, and if not done within ten days, the Street Commissioner to do the work, and charge and collect the cost of same from said railroad companies.

That J. A. Mitchell be, and is hereby granted permission to lay a brick sidewalk in front of his property on Highland avenue, at his own expense, and under the direction of the City Engineer

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

That the Street Commissioner be, and is hereby, directed to lay a double stone crossing, with the necessary bowldering, from the intersection of Pendleton road and Clifford avenue to a point on sidewalk on west end of Geo. F. Adams' sub., midway between said Pendleton road and Clifford avenue. The City Civil Engineer is hereby directed to set the necessary grade stakes.

Councilman Stuckmeyer offered the following motion; which was adopted:

That the Street Commissioner be, and is hereby, directed to repair the stone crossing on Pine street across Fletcher avenue.

Councilman Swain offered the following resolution; which was referred to the Committee on Water:

Resolved, That the Water Company be, and is hereby, directed to lay water mains in and along the following streets: From the corner of Parke avenue, on Eleventh street, to Broadway street, thence south on Broadway street to Ninth street. Hydrants to be located under the direction of the Chief Fire Engineer, as provided for by ordinance.

Councilman Thalman offered the following motion (accompanied with petition), which was adopted:

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

Gentlemen:—The undersigned represent that at the meetings of the Common Council and Board of Aldermen of the City of Indianapolis, held respectively on October 3 and October 24, 1887, the following motion was adopted:

“That the C., I., St. L. & C. R. R. Company be notified by the Street Commissioner to at once remove the trestle bent from Geisendorff street,” and that notice of this action has been served upon said railroad company.

The undersigned also represent that it would be necessary to substitute for the present crossing of said street a substantial structure, and that it would not be practicable to construct until next spring, and that the removal of the present trestle crossing would be an immense injury to the business interests of that part of the city. That the Hoosier Flour Mill and Lander's Pork House are all situated west of said street and have no other means of communicating with railroads except across the trestle crossing proposed to be removed, and the effect of its removal would be to cut them off from their railroad connection. They further represent that the establishments referred to are necessarily, in the conduct of their business, compelled to use this crossing at this season of the year almost constantly both day and night.

They represent also that the enforcement of this order at this time would result in an almost absolute stoppage of the business of the concerns mentioned. The undersigned therefore respectfully petition that said order be repealed.

Richardson & Evans,
Barnes, McMurtry & Co.
Franklin Landers.

Indianapolis, December 15, 1887.

That the order be not repealed, but that the Street Commissioner be directed to take no further action until after the expiration of the time asked for by the petitioners.

PENDING ORDINANCES.

The following entitled ordinance was read the second time:

G. O. 27, 1887—An ordinance to provide for the construction of a brick sewer in and along Broadway street and the first alley west of the intersection of St. Clair street and Massachusetts avenue, from Massachusetts avenue to the north line of Cherry street.

On motion by Councilman Thalman, the ordinance was referred to the City Civil Engineer, with instructions to report an estimate of the cost of the proposed sewer, at the next meeting.

MISCELLANEOUS.

His Honor, Caleb S. Denny, Mayor, delivered the following address:

Gentlemen of the Common Council:

This is perhaps the end of our official work together. As your presiding officer, I desire to say a few parting words.

You encountered embarrassing financial questions at the very outset of your term. The Finance Committee at once determined to arrange the estimates of expenditures for the different departments, so as to save the first year what had been lost through the outgoing treasurer. In this determination you all heartily joined. At the end of that year, you had fully accomplished your expressed desires. But at that time the County Board of Equalization had added even a greater embarrassment for your second year, by reducing the values theretofore placed on property for the purposes of taxation by the Assessor, and thereby largely reducing the

city's revenues. You again resolved to keep the expenses within the city's income, and you have fulfilled that pledge, also. Neither have needed public improvements been abandoned in the mean time. Tomlinson Hall was completed during your first year, and about one-half of its entire cost was paid out of the treasury during that year. The new Market House has been built and paid for entire during your term. In short, over one hundred thousand dollars have been expended during the past two years for permanent improvements outside of the usual running expenses. I do not forget, either, that thirty thousand dollars of the one hundred thousand dollars temporary loan existing when you took charge, has been paid off. You were ably seconded in all your efforts by ex-Treasurer Miller, who, by his diligence succeeded in collecting many thousands of dollars of delinquent taxes that had been allowed to accumulate for years, and much of which had been practically abandoned by his predecessor.

Of course, in order to make the excellent financial showing you have, some departments of the city government have not been as well cared for as we would like to have seen done. It can not be said, however, that any of the important departments have been seriously neglected. This charge could be more nearly applied to you concerning the Street Repair Department than any other, perhaps. Force of circumstances has compelled this, however, and the public can not justly censure you for this seeming neglect, under the circumstances. Indeed, you, as well as our Street Commissioner, deserve credit for what has been done under past conditions.

This Council has had a number of very important matters to consider and pass upon. In all such cases, you have been patient and painstaking. The public have sometimes been ready to criticise in the beginning, but they have usually been hearty in their applause at the end of your work.

Your relations with the other legislative branch of the city government, have at all times been friendly, and very few instances have occurred where you have not been able to settle controverted questions on terms of satisfactory compromise. No annoying misunderstandings or controversies have ever occurred between this body and any of the city officers or boards controlling the departments of the city government.

Your conduct toward me has at all times been kind and forbearing. I hope our relations here for the past two years have been as pleasant to you all as they have to me. I regret that the time has come for us to officially sever them. From those of you whose terms now expire, I part with regret; and with those who remain for another term, I renew my past associations with pleasure.

Councilman Thalman offered the following motion; which was unanimously adopted:

That the thanks of the Common Council be, and are hereby, tendered to Hon. Caleb S. Denny, Mayor, for his uniform kindness and his able and impartial rulings as President of this body.

Councilman Pearson offered the following motion; which was unanimously adopted:

That the thanks of the Common Council be, and are hereby, tendered to Joseph T. Fanning, Acting City Clerk, for efficient and faithful performance of his duties, and his gentlemanly bearing toward us all during the present term.

Councilman Cummings offered the following motion; which was unanimously adopted:

That the thanks of the Common Council are due, and are hereby tendered, to William L. Taylor, City Attorney, for his efficiency and courtesy during the term of his office.

On motion, the Common Council then adjourned.

C. S. DENNY, Mayor,
President of the Common Council.

Attest: JOSEPH T. FANNING,
Acting City Clerk.

PROCEEDINGS OF BOARD OF ALDERMEN.

SPECIAL SESSION—DECEMBER 19, 1887.

The Board of Aldermen of the City of Indianapolis, met in the Aldermanic Chamber, Monday evening, December 19th, A. D. 1887, at 7:30 o'clock, in special session, pursuant to the following call:

Indianapolis, Ind., Dec. 19, 1887.

To the Members of the Board of Aldermen of the City of Indianapolis:

Gentlemen:—You are hereby requested to meet in special session, in the Aldermanic Chamber, Monday evening, December 19th, 1887, at 7:30 o'clock; for the transaction of such business as may come before the Board.

Respectfully,

THOMAS E. ENDLY, President.

ISAAC KING, Vice President.

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 December 12th, 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, December 5th, 1887.

For the Common Council:

JOSEPH T. FANNING, Acting City Clerk.

The report from the Committee on Contracts, awarding sundry and various contracts (see pages 805, 806 and 807, *ante*), was read, and the favorable action of the Common Council thereon, concurred in.

The report from His Honor, the Mayor, showing the amount of fines and fees collected during the month of November, 1887, (see page 807, *ante*), was read and received.

The report from the Acting City Clerk, showing the amount of orders drawn upon the City Treasury during the month of November, 1887, (see pages 809 and 810, *ante*), was read and received.

The following report from the Acting City Clerk (see page 810, *ante*), was read:

To the Mayor, Common Council and Board of Aldermen:

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

| | |
|---|---------|
| Richter & Twiname vs. Martha O. Lockwood, for | \$34 58 |
| J. L. Spaulding vs. John Llewellyn, for..... | 13 20 |
| Henry C. Roney vs. Herman F. Reinkin, for | 15 60 |

Respectfully submitted,

JOSEPH T. FANNING, Acting City Clerk.

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

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

NAYS—None.

The report from the Acting City Clerk, presenting the acceptance of G. O. 14, 1887, (see pages 810, 811 and 812, *ante*), was read and received.

The report from the City Attorney, on the case of The City of Indianapolis vs. Patsy Patterson (see page 813, *ante*), was read and received.

The report from the Treasurer for the City, showing receipts and disbursements for November, 1887, (see page 814, *ante*), was read and received.

The report from the Rental Agent for the month of November, 1887, (see page 815, *ante*), was read and received.

The report from the Board of Public Improvements and Street Commissioner, showing expense of Street Repair Department for the month of November, 1887, (see page 816, *ante*), was read and received.

The report from the Board of Public Improvements and Street Commissioner, on the matter of repairing Archer street bridge over Pogue's Run, (see page 816, *ante*), was read, and the favorable action of the Common Council thereon concurred in.

The report from the Special Fire Committee and Chief Fire Engineer, granting the petition of E. Kitz (see page 818, *ante*), was read, and the favorable action of the Common Council thereon concurred in.

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The following resolution (see page 817, *ante*), was read:

Resolved, That the Indianapolis Water Company be, and is hereby, directed to extend its water mains from Washington street south to State avenue one thousand (1,000) feet, and to locate two hydrants, under the direction of the Chief Fire Engineer.

And it was concurrently adopted, by the following vote :

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

NAYS—None.

The following motions (see pages 821, 822 and 823, *ante*), were read and concurrently adopted :

That the Chief Fire Engineer be allowed to put on a sub. at No. 13, until the man that got hurt at the Tucker fire gets well, or so that he can go on duty, and said sub. draw the same pay as other firemen.

That the Street Commissioner be instructed to repair the sidewalk around the catch-basin at the corner of Alabama and Vermont streets.

That the Street Commissioner be directed to investigate the condition of the drainage between West street and the Canal, and between First and Third streets.

That the Market Committee be, and is hereby, instructed to purchase three large cannon stoves, to be placed in the East Market, the cost of the same not to exceed sixty-five dollars.

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 regular session held this, Monday evening, December 19th, 1887.

For the Common Council :

JOSEPH T. FANNING, Acting City Clerk.

The following report from the City Civil Engineer (see page 832, *ante*), was read :

To the Mayor, Common Council and Board of Aldermen :

Gentlemen:—I herewith report a second and partial estimate in behalf of Enos B. Hege, for constructing the Illinois street Tunnel :

| | |
|---------------------------|-------------|
| Estimate..... | \$25,000 00 |
| Less former estimate..... | 9,850 20 |

Amount allowed in this estimate.....\$15,149 80

Respectfully submitted,

S. H. SHEARER, City Civil Engineer.

And the favorable action of the Common Council thereon, was concurred in.

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

Ap. O. 71, 1887.—An ordinance appropriating money for the payment of a claim against the City of Indianapolis, on account of the Illinois street tunnel. [Amount appropriated, \$15,149.80.]

Ap. O. 72, 1887—An ordinance appropriating the sum of Sixty-two Thousand Three Hundred and Ninety-four Dollars and Twenty-five cents (\$62,394.25) to pay the interest on bonds, due January first, 1888.

Ap. O. 73, 1887—An ordinance appropriating money for the payment of a claim against the City of Indianapolis, on account of miscellaneous. [Amount appropriated, \$60.00.]

On motion by Alderman Pritchard, the Rules were suspended for the purpose of placing the foregoing entitled ordinances on their final passage, by the following vote :

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

NAYS—None.

Ap. O. 71, 1887, was then read the second and third times and passed, by the following vote :

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

NAYS—None.

Ap. O. 72, 1887, was then read the second and third times and passed, by the following vote :

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

NAYS—None.

Ap. O. 73, 1887, was then read the second and third times and passed, by the following vote :

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

NAYS—None.

The report from the Committee on Streets and Alleys, accompanied with the following resolution (see pages 834 and 835, *ante*), was read :

Resolved by the Common Council and Board of Aldermen of the City of Indianapolis, That the petition of D. M. Bradbury, Trustee, and others, praying for the vacation of so much of Singleton and Gray streets, and so much of the two alleys lying between Singleton and Applegate streets as lies between Beecher street and the Indianapolis Union Railway, or Belt Railroad, be referred to the Board of City Commissioners, with instructions to assess benefits and damages, caused by such vacation, and to report to the Common Council and Board of Aldermen; the said Board of Commissioners to return all petitions and notices.

The City Clerk is hereby instructed to issue the notice to the Commissioners, and the Superintendent of the Metropolitan Police Force to serve said notice on said Commissioners; and the petitioners are hereby required to serve the proper notices on the property owners, and to show by affidavit due service of such notices, provided, that before the said Clerk issue said notice to the said City Commissioners, a bond shall be filed with the said 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, 8—viz: Aldermen Crosby, King, Laut, Pritchard, Rail, Schmidt, Wright, and President Endly.

NAYS—None.

REPORTS, ETC., FROM CITY OFFICERS.

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

To the President and Members of the Board of Aldermen:

Gentlemen:—The following Special Ordinances were referred to me:

S. O. 19, 1887—For grading and graveling the roadway, and paving with brick the sidewalks of Iowa street, from Madison avenue to East street.

On examining the records, I find that Iowa street has not been laid out across the J. M. & I. R. R. between Chestnut street and Madison avenue, therefore can not make the improvement as contemplated in said ordinance. I have prepared a new ordinance, and handed it to Councilman Markey for introduction, providing for improving said street from East street to Chestnut street.

S. O. 144, 1887—For grading and graveling the roadway and paving with brick the sidewalks of Merrill street, from Virginia avenue to East street.

This ordinance was drafted for grading and graveling the roadway and sidewalks, and amended in the Council to pave the sidewalks with brick, to a width of six feet. The street being forty feet wide, the sidewalks proper are only six feet eight inches wide, and I do not believe a good brick sidewalk can be laid and maintained with only an eight inch backing to hold the bricks in place. I would recommend that said ordinance do not pass in the present form.

S. O. 144, 1887—For improving Huron street, from Noble street to Virginia avenue.

I find it in proper form.

Respectfully submitted,

S. H. SHEARER, City Civil Engineer.

And on motion, the following entitled ordinance was ordered stricken from the files:

S. O. 19, 1887—An ordinance to provide for grading and graveling the roadway, and paving with brick the sidewalks of Iowa street, from Madison avenue to East street.

And the following entitled ordinance was referred to the Councilman from the Twenty-second Ward.

S. O. 144, 1887—An ordinance to provide for re-grading and graveling Merrill street and sidewalks, from Virginia avenue to East street.

REPORTS, ETC., FROM STANDING COMMITTEES.

The Committee on Public Light and Education, through Alderman King, submitted the following reports; which were concurred in:

To the President and Members of the Board of Aldermen:

Gentlemen:—Your Committee on Public Light, to whom was referred the following report:

"To the Mayor and Common Council:;

Gentlemen:—Your Committee on Markets respectfully recommend that an electric light be placed at the southwest corner of the City Hall building, subject to the direction of the City Civil Engineer. The Brush Electric Light Company agree to furnish said light at the rate of fifty cents for each night used.

Respectfully submitted,

C. McGroarty,
T. F. Smither,
Joseph H. Howes,
Committee on Markets."

Would recommend not to concur.

Respectfully submitted,

Isaac King,
H. W. Laut,
James A. Pritchard,
Committee on Public Light.

To the President and Members of the Board of Aldermen:

Gentlemen:—Your Committee to whom was referred the following report:

"To the Mayor and Common Council:

Gentlemen:—Your Committee on Public Light, to whom was referred the following motion: "That the City Civil Engineer be instructed to place one vapor light lamp on Railroad street, between North and St. Clair streets," have examined the same, and respectfully recommend its adoption.

Respectfully submitted,

C. F. Rooker,
C. E. Haugh,
Committee on Public Light."

Would recommend not to concur.

Respectfully submitted,

Isaac King,
H. W. Laut,
Jas. A. Pritchard,
Committee on Public Light."

PENDING ORDINANCES.

On motion by Alderman Wright, the following entitled ordinances were recalled from the Committees to which they were referred, and ordered stricken from the files:

- G. O. 26, 1884—An ordinance in regard to the Fire Department of the City of Indianapolis.
- G. O. 79, 1884—An ordinance requiring the Cincinnati, Indianapolis, St. Louis & Chicago Railroad Company to erect and maintain safety-gates on each side of its track where it crosses Washington street.
- G. O. 27, 1885—Authorizing the I. & St. L. R. R. Co. to construct certain side tracks across West street and along Georgia street.
- G. O. 24, 1886—An ordinance regulating the manner, and fixing the terms and conditions on corporations and individuals, for the laying of pipes in the streets and highways of the City of Indianapolis, for the conveyance or supplying of natural or artificial gas to consumers.
- S. O. 40, 1883—An ordinance to provide for the erection of lamp-posts and fixtures (complete to burn gas, except the service pipes), on Pleasant street, between Dillon and Linden streets.
- S. O. 128, 1884—An ordinance to provide for the erection of one lamp-post, lamp and fixtures (complete to burn gas, except the service pipes), on Home avenue, between Peru and Yandes streets.

- S. O. 150, 1884—An ordinance to provide for the erection of one lamp-post, lamp and fixtures (complete to burn gas, except the service pipes), on College avenue, between Home avenue and Irwin street, at the entrance to the Indianapolis Orphan Asylum.
- S. O. 151, 1884—An ordinance to provide for the erection of one lamp-post, lamp and fixtures (complete to burn gas, except the service pipes), on Home avenue, between College and Bellefontaine avenues, at the entrance to the Indianapolis Orphan Asylum.
- S. O. 152, 1884—An ordinance to provide for the erection of one lamp-post, lamp and fixtures (complete to burn gas, except the service pipes), on Irwin street, between College and Bellefontaine avenues, at the entrance to the Indianapolis Orphan Asylum.
- S. O. 14, 1885—An ordinance to provide for the erection of lamp-posts, lamps and fixtures (complete to burn gas, except the service pipes), on John street, between Dorman and Hanna street..
- S. O. 50, 1885—An ordinance to provide for the erection of lamp-posts, lamps and fixtures (complete to burn gas, except the service pipes), on Ellen street, between North street and Indiana avenue.
- S. O. 121, 1886—An ordinance to provide for the erection of lamp-posts, lamps and fixtures (complete to burn gas, except the service pipes), on Pratt street, between Delaware street and Alabama street.
- 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 Asl. streets.
- S. O. 147, 1887—An ordinance to provide for grading and graveling the first alley south of Georgia street, from Noble street to Concordia street.

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

- S. O. 105, 1886—An ordinance to provide for grading and bowldering the east gutter of Cedar street, from Virginia avenue to Hosbrook street.

And it was passed by the following vote :

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

NAYS—None.

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

- S. O. 126, 1887—An ordinance to provide for grading and graveling the roadway of Bloyd street, from Greenbrier Lane to Line street.

And it was passed by the following vote :

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

NAYS—None.

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

- S. O. 127, 1887—An ordinance to provide for grading and paving with brick, the south sidewalk of Hill avenue, from Cabinet street to Orange street,

And it was passed by the following vote :

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

NAYS--None.

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

S. O. 146, 1887—An ordinance to provide for grading and paving with brick, the north sidewalk of Indiana avenue, from Tennessee street to Mississippi street, where not already properly done.

And it was passed by the following vote:

AYES, 8—viz: Aldermen Crosby, King, Laut, Pritchard, Rail, Schmidt, 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, Pritchard, and Schmidt.

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

And the Board of Aldermen then adjourned.

THOMAS E. ENDLY, President.

Attest: SAM V. PERROTT, Clerk.