

# PROCEEDINGS OF COMMON COUNCIL.

REGULAR SESSION—MARCH 5, 1888.

The Common Council of the City of Indianapolis, met in the Council Chamber, Monday evening, March 5th, A. D. 1888, 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 19 members, viz: Councilmen Cummings, Darnell, Davis, Dunn, Elliott, Gasper, Gaul, Hicklin, Johnston, Kelley, Long, Markey, McClelland, Pearson, Stuckmeyer, Swain, Thalman, Trusler, and Willson.

ABSENT, 6—viz: Councilmen Burns, Coy, Finch, O'Connor, Parkinson, and Smith.

The Proceedings of the Common Council for the regular session held February 20th, 1888, having been printed and placed on the desks of the Councilmen, said Journals were approved as published.

## OPENING AND REFERRING SEALED PROPOSALS FOR PUBLIC IMPROVEMENTS.

Sealed proposals for the following work were opened, read, and referred to the Committee on Contracts:

For the erection of a drinking fountain at or near the northeast corner of Michigan and Blake streets.

### REPORTS, ETC., FROM THE COMMITTEE ON CONTRACTS.

Councilman Darnell, from the Committee on Contracts, submitted the following report; which was concurred in:

To the Mayor, Common Council and Board of Aldermen:

*Gentlemen:*—Your Committee on Contracts, to whom was referred the proposals received February 20th, for grading and bowldering the first alley north of McCarty street, from the first alley east of Alabama street to the first alley west of New Jersey street, have examined the same, and find them to be as follows:

R. P. Dunning. .... 55 cents per lineal foot front on each side.

Henry Clay. .... 50 cents per lineal foot front on each side.

J. L. Fisher & Co. .... 40 cents per lineal foot front on each side.

J. L. Fisher & Co. being the lowest and best bidders, recommend they be awarded the contract.

Respectfully submitted,

C. F. Darnell,  
C. H. Stuckmeyer,  
R. McClelland,  
Committee on Contracts.

## REPORTS, ETC., FROM CITY OFFICERS.

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

To the Mayor, Common Council and Board of Aldermen:

*Gentlemen:*—I herewith submit an itemized statement, showing the amount of orders drawn on the City Treasury during the month of February, 1888, viz:

Board of Health.....	\$ 186 00
Bridges.....	491 54
City Civil Engineer's Department.....	229 14
City Dispensary.....	479 37
City Hospital and Branch.....	1,548 94
City Hall.....	6 95
Cemeteries.....	3 75
Fire Department—pay-rolls.....	5,360 00
Fire Department—accounts.....	2,173 56
Gas.....	6,460 83
Incidentals.....	31 35
Interest.....	2,834 70
Judgments and costs.....	656 87
Markets.....	336 07
Parks.....	125 35
Police.....	4,895 61
Printing.....	20 55
Salary.....	366 83
Sewers.....	725 00
Station House.....	413 58
Street Improvements.....	13 00
Street repairs—pay-rolls.....	755 09
Street repair—accounts.....	376 26
Tomlinson Hall Janitors.....	108 50
Tomlinson Hall accounts.....	362 74
Tomlinson Estate.....	2 65
<b>Total.....</b>	<b>\$ 28,964 23</b>

Respectfully submitted,

JNO. W. BOWLUS, City Clerk.

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

*Report of the Receipts and Expenditures of the City of Indianapolis, during the month of February, 1888.*

Balance Feb. 1st, 1888.....	\$ 19,136 44
Taxes collected (estimated).....	16,280 50
Miscellaneous receipts.....	1,759 10
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Orders redeemed.....	\$ 37,176 04
	29,204 37
	<hr/>
Balance February 29th, 1888.....	\$ 7,971 67

Respectfully submitted,  
Indianapolis, March 1st, 1888.

S. LOFTIN,  
City Treasurer.

The City Rental Agent submitted the following report; which was received:

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

Gentlemen:—I herewith submit report of rents collected from Tomlinson Estate as follows:

Mrs. Alice Robinson, No. 113 north Illinois street, February.....	\$ 25 00
Hannah Overman, No. 115 north Illinois street.....	25 00
Mrs. Mahan, No. 117 north Illinois street.....	25 00
Paul Sherman, No. 21 Indiana avenue.....	15 00
Dr. Campbell, ground rent quarter ending February 16.....	12 50
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	\$102 50
Less bill for repairing pump.....	2 00
	<hr/>
	\$100 50
Less commission, 3½ per cent.....	3 58
	<hr/>
	\$ 96 92

March 5, 1888.

Respectfully submitted,

WM. HADLEY, Agent.

The City Civil Engineer submitted the following report:

To the Mayor, Common Council and Board of Aldermen:

Gentlemen:—On January 16th, you referred to me the report of the Committee on Bridges, with reference to constructing a bridge on Willow street over Pleasant Run, with instructions to submit an estimate of the cost of the same. I desire to report that I have made a careful estimate in detail, of a bridge eighty-four (84) feet long, with a twenty (20) foot roadway, to carry a general live load of one hundred pounds per square foot, with a concentrated load on floor system of ten tons, supported on four wheels, which, in my judgment, would meet all the requirements of said locality for years to come. The estimated cost is as follows:

SUB-STRUCTURE.

Wet excavation 134 cubic yards, at \$1.00.....	\$ 134 00
Dry excavation 274 cubic yards, at 40 cents.....	109 60
Foundation timbers, 7,200 feet, B. M., at \$20.00.....	144 00
Masonry, 258 cubic yards, at \$7.00.....	1,806 00
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	\$2,193 60

SUPERSTRUCTURE.

Iron work, including riveting, painting and erecting, 46,358 pounds, at 5 cents.....	\$2,317 90
Floor and felloe guards, 7,224 feet, B. M., at \$20.00.....	144 48
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	\$2,462 38
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Total.....	\$4,655 98

Respectfully submitted,

S. H. SHEARER, City Civil Engineer.

Councilman Trusler moved that the City Civil Engineer advertise for bids for the erection of said bridge.

Councilman Thalman moved as a substitute, that the report be received.

Which motion was lost.

Councilman Trusler's motion was then adopted, by the following vote:



AYES, 15—viz: Councilmen Cummings, Darnell, Davis, Elliott, Finch, Gaul, Johnston, Kelley, Long, Markey, Parkinson, Pearson, Smith, Trusler, and Wilson.

NAYS, 9—viz: Councilmen Burns, Dunn, Gasper, Hicklin, McClelland, O'Connor, Stuckmeyer, Swain, and Thalman.

The City Civil Engineer submitted the following report; which was concurred in, and the contracts and bonds approved:

To the Mayor, Common Council and Board of Aldermen:

*Gentlemen:*—I herewith report the following contracts and bonds:

Contract and bond of Freaney Brothers, for erecting two lamp-posts on Lincoln avenue, between Ash street and Bellefontaine avenue.

Bond, \$50.00; surety, J. T. Holt.

Contract and bond of Freaney Brothers, for erecting one lamp-post on Broadway street between Lincoln avenue and Seventh street.

Bond, \$50.00; surety, J. T. Holt.

Contract and bond of Freaney Brothers, for erecting two lamp-posts on New Jersey street, between Seventh street and the first alley south of the State Ditch.

Bond, \$50.00; surety, J. T. Holt.

Contract and bond of Fulmer & Seibert, for constructing one 2000-barrel cistern at or near the corner of Deloss and Reid streets.

Bond, \$4,000; surety, Hiram Seibert.

Respectfully submitted,

S. H. SHEARER, City Civil Engineer.

The City Civil Engineer submitted the following report:

To the Mayor and Common Council:

*Gentlemen*—On January 16th, you referred to me for investigation, the affidavit of L. A. Fulmer vs. Ida Volrath for the collection of street improvement assessment. I desire to report that I have examined the work for which the assessment was made, and find it according to contract, therefore would recommend that the precept against said Volrath be issued.

Respectfully submitted,

S. H. SHEARER, City Civil Engineer.

Which report was concurred in, and the precept ordered to issue, by the following vote:

AYES, 15—viz: Councilmen Darnell, Dunn, Elliott, Finch, Gasper, Johnston, Kelley, Long, McClelland, Pearson, Smith, Stuckmeyer, Swain, Thalman, and Trusler.

NAYS, 9—viz: Councilmen Burns, Cummings, Davis, Gaul, Hicklin, Markey, O'Connor, Parkinson, and Wilson.

The City Civil Engineer submitted the following report:

To the Mayor, Common Council and Board of Aldermen:

*Gentlemen:*—I herewith report a sixth and partial estimate in behalf of A. Bruner, for constructing a brick sewer in and along Ray and Rockwood streets, from the present terminus of the Ray street sewer to the east bluff of White River.

233 lineal feet, at \$7.25 .....	\$1,689 25
1 man-hole, at \$40.00.....	40 00

\$1,729 25

Respectfully submitted,

S. H. SHEARER, City Civil Engineer.

And it was adopted by the following vote :

**AYES, 24**—viz: Councilmen Burns, Cummings, Darnell, Davis, Dunn, Elliott, Finch, Gasper, Gaul, Hicklin, Johnston, Kelley, Long, Markey, McClelland, O'Connor, Parkinson, Pearson, Smith, Stuckmeyer, Swain, Thalman, Trusler, and Wilson.

**NAYS**—None

The Street Commissioner submitted the following report; which was received:

To the Mayor, Common Council and Board of Aldermen:

*Gentlemen*.—I have turned over to the Treasurer for the City, the sum of \$115.75, amount received from sale of old iron foot bridges, and filed his receipt with the City Clerk.

Respectfully submitted,

C. S. RONEY, Street Commissioner.

#### REPORTS, ETC., FROM OFFICIAL BOARDS.

The Board of Health submitted the Mortality report for the month of February, 1888, which was read and received.

The Hospital Board, through Councilman Smith, submitted the following report:

*Resolved*, That the Hospital Board be authorized to erect a Quarantine Hospital on the grounds of, and adjacent to the City Hospital; also, to purchase an ambulance and horse for the use of said City Hospital; also, to pay for the repair of the elevator of said Hospital—all of said expenditures not to exceed the sum of three thousand dollars.

And it was adopted by the following vote:

**AYES, 22**—viz: Councilmen Burns, Cummings, Darnell, Davis, Elliot, Finch, Gasper, Gaul, Hicklin, Johnston, Kelley, Long, Markey, McClelland, O'Connor, Parkinson, Pearson, Smith, Stuckmeyer, Swain, Trusler, and Wilson.

**NAYS, 2**—viz: Councilmen Dunn, and Thalman.

The Board of Public Improvements, through Councilman McClelland, submitted the following report; which was concurred in:

To the Mayor, Common Council and Board of Aldermen:

*Gentlemen*.—The Board of Public Improvements, to whom sundry papers were referred, would report thereon as follows:

1st. Is a motion that the Street Commissioner be directed to lay a double stone crossing at the intersection of West and Mayhew streets.

Recommend the work be done.

2d. Is a motion that the Street Commissioner be directed to lay double stone crossings on Noble street, one at the crossing of Georgia street and one at Bates street.

Recommend the work be done.

3d. Is a motion that the Street Commissioner be directed to lay a double stone crossing on the north side of Bates street, at the two alleys between Pine and Benton streets.

Recommend the work be not done.

4th. Is a motion that the Street Commissioner be directed to lay a stone crossing at the end of Alabama street at McCarty street.

Recommend the work be not done.

5th. Is a motion that the Street Commissioner be instructed to re-lay the brick sidewalks of Prospect street, from Spruce street to Shelby street.

Recommend that said motion be not adopted.

6th. Is S. O. 129, 1887, an ordinance to provide for curbing with stone the sidewalks of Alabama street, from Seventh street to the State Ditch, together with the petition and remonstrance—all of which we herewith return, and recommend that said ordinance be passed. Respectfully submitted,

R. McClelland,  
W. H. Wilson,  
Wm. J. Parkinson,  
Board of Public Improvements.

The Board of Public Improvements, through Councilman McClelland, submitted the following report; which was received:

To the Mayor, Common Council and Board of Aldermen:

*Gentlemen:*—We herewith report expenditures in the Street Repair Department for the month of February, together with total expenditures to March 1st, 1888:

Pay-rolls.....	\$ 755 09
Blacksmithing .....	39 66
Fountain repairs.....	5 00
Gravel.....	16 72
Hardware.....	8 21
Lumber.....	238 08
Miscellaneous.....	11 00
Sand.....	19 35
Sewer pipe.....	38 24

Total expenditures for February..... \$ 1,131 35

Total expenditures per last report..... 1,378 83

Total expenditures to March 1st, 1888.. .. \$2,510 18

Respectfully submitted,

R. McClelland,  
W. H. Wilson,  
Wm. J. Parkinson,  
Board of Public Improvements

C. S. RONEY, Street Commissioner.

The City Clerk submitted the report of the Board of City Commissioners in the matter of the vacation of the first alley, south of Eighth street, between Meridian and Illinois streets.

On motion by Councilman Darnell, action thereon was postponed until the next regular meeting of the Common Council.

The City Clerk submitted the following report of the Board of City Commissioners, accompanied with resolution:

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

*Gentlemen:*—The undersigned, being all the members of the Board of City Commissioners of the City of Indianapolis Indiana, and being duly appointed, qualified, and acting under the provisions of the Statutes of the State of Indiana, in relation to the laying out, opening, widening and vacating streets, alleys and highways, beg leave to report:

1st. That we met pursuant to notice, at the office of the City Clerk, on January 3d, 1888, to consider the petition of L. W. Ott, D. Merz and others, in the matter



of opening a street forty feet wide along the old bed of the Canal, from Morris to Wisconsin street, in the City of Indianapolis.

2d. After examining the said petition and the plat accompanying the same, and finding them properly drawn, and in regular form, and finding the said plat correctly exhibited the lines of the streets and alleys, together with the lot lines, we proceeded at once to examine and view the premises and property to be appropriated, and also to view and examine the real estate in the vicinity thereof to be benefited or injured by such proposed opening and vacation, and then adjourned to meet at the same place on January 9th, 1888, at 10 o'clock, A. M.

At said last named time and place, said Commissioners met pursuant to the said adjournment, and concluded their investigations, and found that the following persons were interested property owners in the pending matter, to-wit: Thomas A. Green, F. P. Baily, Guardian of Henry Ott, L. W. Ott, and John Ott, Anna Ott, John W. Schmidt and Edward Schmidt, Wilhemina Mayer, Paulena Roos, David Merz, Fred. Borst and Henry Schweinsberger and the Indianapolis Water Company, and gave notice to the City Clerk and directed him to issue the proper notices to said parties, to meet with us at the said place, on March 1st, 1888, at 10 o'clock, A. M., when we would assess the damages and benefits accruing on account of the said opening and vacation. Thereupon we adjourned to meet at said time and place, for the purposes indicated.

3d. At said time and place last indicated, to-wit: on March 1st, 1888, the said Board met pursuant to adjournment, for the purposes above indicated, and found the notices to property owners all properly served and returned, and that all interested property owners had been duly notified of said meeting, and were in person or by agent represented and present, and we proceeded to the work designated in said notice.

After hearing all the evidence in the case, and after a thorough investigation of all the facts, and being fully advised in the premises, we proceeded to fix the amount of benefits and damages, and after considering the subject, adjourned to meet at the same hour and place on March 3d, 1888.

4th. Now on said March 3d, 1888, pursuant to adjournment, said Board met, and the Indianapolis Water Company voluntarily appeared, by Winter, Baker & Daniels, its attorneys, and waived all service of notice and all claim for damages, and consented to said opening and vacation; and said Board reports that the length, width and location of said street proposed to be opened, is as follows, to-wit:

"Beginning at a point on the south line of Morris street 877.06 feet west of the west line of Meridian street; thence southwestwardly to a point on the north line of Wisconsin street 920.77 feet west of the west line of said Meridian street; thence west along the north line of Wisconsin street 40 feet; thence northeastwardly parallel with the above described line of said proposed street to the south line of said Morris street; thence east along the south line of Morris street 40 feet to the place of beginning."

We further find that the location, width, length, and direction of the parts of streets to be vacated are as follows, to-wit:

All parts of Utah and East Utah streets, and such parts of the old Canal bed as are not included in the above described 40 foot street; said parts to be vacated are more particularly described as follows:

*First* — Beginning at the intersection of the south line of Morris street and the east line of said described 40 foot street, thence southwestwardly along the east line of said proposed street to the north line of the first alley south of Kansas street; thence east 31.20 feet, more or less, to the east line of East Utah street; thence northeastwardly along the east line of said East Utah street to the south line of Morris street; thence west 31.20 feet on the south line of said Morris street to the place of beginning.

*Second* — Beginning at the intersection of the south line of Morris street and the west line of said proposed 40 foot street, thence southwestwardly along the west line of said proposed street to the north line of Wisconsin street; thence west along the north line of Wisconsin street 31.20 feet, more or less, to the west line of Utah

street; thence northeastwardly along the west line of said Utah street to the south line of Morris street; thence east along the south line of Morris street 31 20 feet, more or less, to the place of beginning — all in the City of Indianapolis, Marion county, Indiana.

5th. The value of the real estate to be appropriated, with the description thereof and the name of the owner, is as follows:

Beginning on the north line of Wisconsin street, 920.77 feet west of the west line of Meridian street, thence west on the north line of Wisconsin street 20 feet; thence northeastwardly parallel to the east line of East Utah street 145 feet; thence east along the south line of the first alley north of Wisconsin street 20 feet; thence southwestwardly parallel to the east line of East Utah street to the north line of Wisconsin street, to the place of beginning. Owner's name, Wilhelmena Mayer; value of the property taken, \$40.00.

6th. The value of the land upon which such parts of said streets so vacated are situated, is \$250.00, inclusive of the claim against the same of Thos. A. Green, above mentioned, for street improvements, for \$250.00.

7th. The benefits to the said interested property owners, is \$353 00, divided as follows, to-wit:

F. P. Baily, Guardian of H. L. W. and John Ott, and Anna Ott, the owners of the lots described in our former report in this matter, \$89.44; John W. Schmidt and Edward Schmidt, \$89.44; Wilhelmena Mayer, \$40.00; Paulena Roos and David Merz, \$44.72; Fred. Borst, \$44.72; Henry Schweinsberger, \$44.72—all being the owners of the property described in the former report made in this matter by the undersigned.

8th. There are no persons objecting to the said proposed opening or said vacation.

9th. The city is to pay nothing on account of said proposed opening or vacation.

10th. The costs of said matter, are \$63.00.

We report herewith a resolution, which we recommend be adopted.

This 3d day of March, 1888.

Respectfully submitted,

Wm. Hadley,  
James Renihan,  
Joseph T. Magner,  
John L. F. Steeg,  
Wm. Johnson,

Board of City Commissioners of the City of Indianapolis, Indiana.

#### RESOLUTION.

*Resolved*, That the report of the Board of City Commissioners of the City of Indianapolis, in the matter of the opening of a forty foot street along the old bed of the Canal, from Morris street to Wisconsin street, in said city, as fully described in said report, and as prayed for by L. W. Ott, D. Merz and others, and also the vacation of the two parcels of ground on each side of said proposed street, as fully described in said report, be, and the same is hereby, in all things accepted, adopted and approved; and that in accordance with said report, the territory therein specifically described, is hereby appropriated; and the strips of land and parts of Utah and East Utah streets, as therein fully described, are hereby vacated; that the assessments are in all things approved, and the persons therein named are hereby ordered to pay into the county treasury, for the city, for the persons entitled thereto, the several sums charged to them as benefits, as well as the costs of the said vacation. That the petitioners are hereby required to have made out and filed with the City Clerk, a plat of said street, and have the same recorded in the office of the Recorder of Marion county, Indiana; to have recorded at the same time a certified copy of this resolution. Until all of said things are done, said streets shall remain as they now are.

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



AYES, 23—viz: Councilmen Burns, Cummings, Darnell, Davis, Dunn, Elliott, Finch, Gasper, Hicklin, Johnston, Kelley, Long, Markey, McClelland, O'Connor, Parkinson, Pearson, Smith, Stuckmeyer, Swain, Thalman, Trusler, and Wilson.

NAYS—None.

REPORTS, ETC., FROM STANDING COMMITTEES.

The Committee on Bridges, through Councilman Wilson, submitted the following report:

To the Mayor, Common Council and Board of Aldermen:

*Gentlemen:*—Your Committee on Bridges, to whom the following matters were referred, would report thereon as follows:

1st. Is a motion "That the Street Commissioner be, and is hereby, directed to construct a bridge over Pogue's Run on North street; the girders taken from the bridge over Pogue's Run on south Meridian street to be used in constructing said bridge; girders to be placed upon wooden trusses; bridge to be of sufficient width for two driveways." Recommend that the motion be adopted.

Respectfully submitted,

W. H. Wilson,  
John O'Connor,  
Committee on Bridges.

On motion by Councilman Thalman, the report was adopted, providing the cost shall not exceed two hundred dollars.

The Committee on Office Fixtures and Supplies, through Councilman Finch, submitted the following report; which was adopted:

To the Mayor, Common Council and Board of Aldermen:

*Gentlemen:*—Your Committee on Office Fixtures and Supplies, to whom the following resolutions were referred:

"Resolved, That the City Civil Engineer be, and he is hereby, instructed to cause the removal of the chairs, desks and fixtures, now in the Council Chamber, to Room No. 1, formerly occupied by the City Treasurer, and that hereafter the Common Council use and occupy said Room No. 1 as a Council Chamber.

Resolved, further, That said Engineer be, and hereby is instructed to cause the removal of all the chairs, desks and fixtures, now in the Aldermanic Chamber, to Room No. 5, formerly occupied by the City Assessor, both of said rooms being in the Court House basement; and that hereafter the Board of Aldermen use and occupy said Room No. 5 as the Aldermanic Chamber.

That Room No. 3, between said rooms one and five, shall be used and occupied by both the Common Council and Board of Aldermen as a cloak room and lobby. That the Board of Health be instructed to remove to and occupy Room No. ...., in said basement."

Recommend the same be passed, provided the cost does not exceed one hundred dollars.

Respectfully submitted,

J. C. Finch,  
Wm. T. Long,  
Committee on Office Fixtures and Supplies.

The Committee on Accounts and Claims, City Attorney and City Civil Engineer, through Councilman McClelland, submitted the following report; which was adopted:

To the Mayor, Common Council and Board of Aldermen:

*Gentlemen:*—Your Committee on Accounts and Claims, together with the City Attorney and City Civil Engineer, to whom was referred the petition of Robert

Kennington, in the matter of improving Sanders street, would report that we have investigated the same, and find the following facts :

Sanders street was originally laid out to a width of eighty feet from Shelby street to a point about two hundred feet east of Wright street, and from thereon to East street straight with the north line, laid out to a width of fifty feet. After said opening to East street was made, the city vacated fifteen feet on each side of that portion that was eighty feet wide, and the property owners on the east half of the street, set their fences out to the line so vacated. The street was properly located and improved from Shelby street to the west line of the Brothers' grounds, from thereon to Wright street, the transitman ran the line to connect with the street as located at Wright street, making the mistake of following the original records, for distances, being all open grounds, nothing to indicate the proper line, and not taking into consideration the fact that said vacation threw the north line of the street fifteen feet south, which makes a square offset of fifteen feet, at a point two hundred feet east of Wright street.

We find that to make the necessary correction, said street improvement will have to be moved south, beginning at nothing, at the west line of the Brothers' grounds, and running in triangular form, six hundred and eighty-six feet west, to a width of thirteen feet. The estimated cost of making said correction, is \$134.00.

We recommend the Street Commissioner be authorized to do the work.

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

R. McClelland,  
D. F. Swain;  
W. M. Hicklin,  
Committee on Accounts and Claims.

The Committee on Ordinances, through Councilman Elliott, submitted the following report ; which was adopted :

To the Mayor, Common Council and Board of Adlermen :

*Gentlemen:*—Your Committee on Ordinances, to whom was referred the petition of Charles Wagner and Peter Hornberg, for grading and graveling the first alley south of Palmer street, running from Union street to Meridian street, (being the second alley south of Palmer street), recommend the prayers of the petitioners be granted, and that the City Civil Engineer be instructed to take the levels, prepare and submit an ordinance to provide for said improvement.

Respectfully submitted,

Elton B. Elliott,  
Wm. J. Parkinson,  
Henry L. Smith.

The Committees on Public Charities, through Councilman Hicklin, submitted the following report ; which was received :

To His Honor, the Mayor, and Common Council :

*Gentlemen:* Your Committee to whom was referred the matter of letting Tomlinson Hall to the Sisters of St. Vincent Hospital for one week, commencing June 11th, for the purpose of holding a Fair to assist in raising funds for the erection of a new hospital, would respectfully report, asking that the same be granted them free of charge.

Respectfully submitted,

W. M. Hicklin,  
M. M. Cummings,  
M. J. Burns.

Councilman Kelley offered the following resolution :

*Resolved,* That the use of Tomlinson Hall be granted to the Sisters of St. Vincent Hospital for the purpose of holding a Fair, free of charge, according to a request previously made to this body, for one week, commencing June 11.

And it was passed by the following vote :



AYES, 21—viz: Councilmen Burns, Cummings, Darnell, Davis, Dunn, Elliott, Finch, Gasper, Gaul, Hicklin, Johnston, Kelley, Long, Markey, McClelland, O'Connor, Parkinson, Pearson, Stuckmeyer, Swain, Thalman, and Wilson.

NAYS, 1—viz: Councilman Trusler.

The Committee on Public Light, through Councilman Trusler, submitted the following majority report:

To the Mayor and Common Council:

*Gentlemen:*—Your Committee on Public Light, have to report that as instructed, we have, to the best of our ability, endeavored to ascertain as to the best terms on which a renewal of the contract with the Gas Company might be made.

We find it impossible to master the secrets of the manufacture of gas in the short time at our disposal; but from information obtained from parties more favorably situated, from a comparison of the prices paid in other cities, and in view of the fact that whatever may be our facilities in the near future, the present company is the only one now prepared to deal with us.

We would respectfully recommend that a contract be entered into with the Indianapolis Gas Light and Coke Company to supply the city and private consumers at the rate of \$1.25 per thousand feet, and \$18.75 for each lamp-post, for the period of two years from March 1st, the city reserving the right to experiment with natural gas.

Respectfully submitted,

P. C. Trusler,  
J. C. Finch,  
Committee on Public Light.

Councilman Markey, from the same Committee, submitted the following minority report:

To the Mayor and Common Council:

*Gentlemen:*—The undersigned, a member of your Committee on Public Light, has had under consideration the question of making a new contract with the Indianapolis Gas Company to furnish illuminating gas to the city.

In view of the fact that the present contract has expired, or is about to expire, I recommend that a contract be made with said company for a period of one year, on a basis of one dollar for each one thousand cubic feet of gas, and lamps \$20.00 per year.

Respectfully submitted,

THOMAS MARKEY.

Councilman Trusler moved that the minority report be not concurred in.

And it was adopted by the following vote:

AYES, 19—viz: Councilmen Burns, Cummings, Darnell, Davis, Dunn, Elliott, Finch, Gasper, Gaul, Hicklin, Kelley, Long, McClelland, Pearson, Smith, Swain, Thalman, Trusler, and Wilson.

NAYS, 5—viz: Councilmen Johnston, Markey, O'Connor, Parkinson, and Stuckmeyer.

Councilman Thalman then moved that the majority report be received.

Which was adopted.

The Committee on Public Light, through Councilman Trusler, submitted the following proposed Agreement with the Indianapolis Gas Light and Coke Company:



THIS AGREEMENT, Made and entered into this 1st day of March, 1888, by and between the City of Indianapolis, Indiana, party of the first part, and the Indianapolis Gas Light and Coke Company, party of the second part;

*Witnesseth:* Whereas, The contract made and entered into by and between said parties, on the ..... day of March, 1885, for the lighting of said city for three years from the first day of March, 1885, has expired; and

Whereas, It is necessary to make and enter into a new contract between said parties or others, for the public lighting of said city;

Now, therefore, It is agreed by and between said parties hereto, that said Indianapolis Gas Light and Coke Company, party of the second part, agrees to furnish gas to said party of the first part, for the term of two years from the first day of March, 1888, of the quality and kind used and furnished in other cities of similar size to this city, in this country, for two thousand six hundred and forty lamps, all of which are now in serviceable condition in and upon the streets of said city; said lamps to be lighted upon a time-table to be furnished by the city, which table shall provide for two thousand seven hundred and forty (2,740) hours per year for each and every lamp, and the burners thereof shall be of the capacity of not less than four (4) cubic feet per hour for each and every lamp. Said party of the second part also agrees at proper and regular times to light and extinguish said lamps, according to the schedule furnished by the party of the first part; to keep said lamps clean and in repair; and if said party of the second part shall fail or neglect to keep the same clean and in repair, the said party of the first part shall have the right to do so, and deduct the cost thereof from any sum due said company. It is further agreed that the party of the first part shall have the right to deduct from any amount due said party of the second part, the sum of fifteen (15) cents for each and every post for each and every night that it is not lighted and kept lighted during the time provided in the time-table: *Provided*, that this provision shall not apply to cases of failure to light and keep lighted that are caused by frost, over which said party of the second part has no control; but said party of the second part agrees to use the utmost reasonable dispatch in thawing out such posts.

It is further agreed that said party of the first part, and her officers, shall have the right, at any time, to test both the quality of the gas furnished, and the capacity of the burners on street lamps.

It is further agreed, that the 2,640 posts and lamps shall be such as shall be selected and designated by the proper committee or committees of the Common Council and Board of Aldermen and a representative committee of said Gas Company; and the said party of the second part also agrees to furnish gas for all offices occupied by city officers, for all engine houses, for the Council Chamber, for all tunnels, bridges and station houses, and all other places where gas is required for the use of said city in her corporate capacity, at a price of one dollar and twenty-five cents (\$1 25) per thousand cubic feet.

In consideration of the foregoing agreements of said party of the second part, the said party of the first part agrees to pay said party of the second part for each and every street lamp of said city to which gas is applied, the sum of eighteen dollars and seventy-five cents (\$18.75) per annum for said 2,640 posts; (said sum to be full compensation for all gas furnished), and for cleaning, lighting and keeping in repair and in order for service, such lamps and posts as above undertaken and agreed by the party of the second part. And the party of the first part does further agree to pay for gas furnished said city in her corporate capacity, except street lamps; the price of one dollar and twenty-five cents (\$1.25) per thousand cubic feet, as above mentioned.

The compensation herein agreed to be paid, shall be paid by the party of the first part in equal monthly installments, at the end of each and every month, and the city warrants or orders shall be received at par in such payments

And the party of the first part further agrees with the party of the second part, that during the continuance of this contract, all fines and damages collected by the said city from persons for breaking or damaging said street lamps or posts, shall be paid, when collected, to said party of the second part. And the said party of the

second part also agrees that if the city should, at any time, require a greater number of lamp posts lighted than above mentioned, the said party of the second part will furnish gas, light and keep the same in repair in the same manner as the said 2,640 lamps above mentioned, and at the same rate. And said party of the second part does further agree to dis-mantle any gas lamp now erected, and re-light in lieu thereof any lamp-post now erected, or that may be hereafter erected upon the lines of existing mains, when so ordered by the Common Council and Board of Aldermen, during the existence of the present contract, and due notice being given by the City Civil Engineer, without any cost to said city.

It is mutually agreed by and between the parties hereto, that should the Common Council and Board of Aldermen deem it advisable to make a test of the utility of natural gas, or any other mode of lighting, at any time during the existence of this contract, the party of the first part may, upon giving at least one week's notice to the party of the second part, discontinue the use of any number of lamps, not exceeding three hundred (300), the said lamps so discontinued all to be embraced in one district or portion of said city; and during the time said lamps are not in use, no charge shall be made therefor, and a reduction, in proportion to the price herein provided for, shall be made from the bills rendered said city for the time said lamps remain unlighted; and should the party of the first part desire to have said lamps re-lighted, the party of the second part agrees to re-light the same within forty-eight (48) hours after notice so to do.

It is further agreed that the price charged to citizens by said company, shall be the same as that herein agreed to be paid by said city, to-wit: the sum of one dollar and twenty-five cents per thousand cubic feet, for all gas consumed during the period of two years from March 20th, 1888.

This contract shall take effect and be in force on the first day of March, 1888, and shall remain in force for a period of two years from said last mentioned date, and until a new contract shall be entered into between said parties hereto.

In Witness Whereof, The parties hereto, by their proper officers, have hereunto signed their corporate names, and caused their corporate seals to be affixed, the day and year first above written.

Councilman Gaspar moved to amend, by striking out "\$1.25 per thousand and feet," and insert in lieu thereof "90 cents per thousand feet."

Councilman Trusler moved to lay the amendment on the table.

And it was adopted by the following vote:

AYES, 16—viz: Councilmen Burns, Cummings, Darnell, Davis, Dunn, Elliott, Finch, Hicklin, Kelley, Long, McClelland, Pearson, Swain, Thalman, Trusler, and Wilson.

NAYS, 8—viz: Councilmen Gaspar, Gaul, Johnston, Markey, O'Connor, Parkinson, Smith, and Stuckmeyer.

Councilman Gaspar moved to further amend, by striking out "\$18.75," and insert in lieu thereof "\$12.50 per lamp post."

Councilman Trusler moved to lay the amendment on the table.

And it was adopted by the following vote:

AYES, 16—viz: Councilmen Burns, Cummings, Davis, Dunn, Finch, Hicklin, Kelley, Markey, McClelland, O'Connor, Parkinson, Pearson, Swain, Thalman, Trusler, and Wilson.

NAYS, 8—viz: Councilmen Darnell, Elliott, Gaspar, Gaul, Johnston, Long, Smith, and Stuckmeyer.



Councilman Hicklin offered the following amendment; which was adopted :

The said company agrees to place on each lamp at the corner of the streets, two signs showing the name of the cross street.

Councilman Smith moved to refer the whole matter back to the Committee, with instructions to advertise for proposals for lighting the city.

Coouncilman Trusler moved to lay the motion on the table.

Which failed of adoption, by the following vote :

**AYES, 18**—viz: Councilmen Burns, Cummings, Darnell, Davis, Dunn, Elliott, Gasper, Gaul, Johnston, Kelley, Long, McClelland, O'Connor, Parkinson, Smith, Stuckmeyer, Thalman, and Wilson.

**NAYS, 6**—viz: Councilmen Finch, Hicklin, Markey, Pearson, Swain, and Trusler.

Councilman Thalman offered the following motion :

*Provided*, That if after the term of one year, any company will agree to light the city equally as well, at less cost than this contract provides, the Council reserves the right to contract with any such company.

Which, on motion of Councilman Hicklin, was made a substitute to Councilman Smith's motion.

Councilman Thalman's motion was then adopted.

Councilman Hicklin moved that the Agreement as amended, be adopted.

Which motion prevailed, by the following vote :

**AYES, 17**—viz: Councilmen Burns, Cummings, Davis, Dunn, Elliott, Finch, Hicklin, Kelley, Markey, McClelland, O'Connor, Parkinson, Pearson, Swain, Thalman, Trusler, and Wilson.

**NAYS, 7**—viz: Councilmen Darnell, Gasper, Gaul, Johnston, Long, Smith, and Stuckmeyer.

The Committee on Public Light, through Councilman Trusler, submitted the following report; which was concurred in :

To the Mayor and City Council:

*Gentlemen*.—Your Committee to whom was referred Special Ordinance No. 9, 1888, "An ordinance to provide for the erection of lamp-posts, lamps and fixtures (complete to burn gas, except the service pipes), on Michigan avenue, between Washington and Oriental streets," report: We are informed that the street is owned and operated by a Gravel Road Company, and that toll is collected for travel thereon. We recommend that this ordinance be referred to the Judiciary Committee.

P. C. Trusler,  
Thomas Markey,  
J. C. Finch,  
Committee on Public Light.

The Committee on Rules, through Councilman Long, submitted the following report :



To the Mayor and Common Council:

*Gentlemen:*—Your Committee on Rules, to whom was referred the motion requiring this committee to report an amendment to Rule 53, (doubtless meaning Rule 15), so as to correspond to the Rule in the Board of Aldermen on the subject of giving notice to reconsider, report that there is no Rule of the Board allowing notice to be given of a motion to reconsider, and that Rule 15 of the Council now allows a motion to reconsider on the same or the next subsequent meeting of the Council. We present herewith an amendment to Rule 15, as follows, which incorporates the right to give notice of a motion to reconsider, to-wit:

**RULE 15.** To be amended to read as follows, to-wit:

**RULE 15.** Any member who voted with the majority, may move a reconsideration of any decided matter, except the passage of an appropriation ordinance, provided such motion be made not later than the next regular session after aforesaid action; and provided, further, that any such member voting with the majority may at the same session of the aforesaid action, give notice of a motion to reconsider at the next regular session; and this notice shall have the same effect as a motion to reconsider.

The said motion and notice are in order at any time, except when some other subject or motion is pending. The motion to reconsider a debatable question, is itself debatable. The motion to reconsider any particular matter or subject, shall not be made more than once at the same session.

It shall require the same number of votes to reconsider any action had, that was required to pass or adopt the same. When a motion to reconsider has been once decided, such decision can not be reconsidered.

Respectfully submitted,

Wm. T. Long,  
C. F. Darnell,  
Wm. J. Parkinson,  
Committee on Rules.

Which failed of adoption, by the following vote:

**AYES,** 9—viz: Councilmen Burns, Cummings, Darnell, Gaul, Long, Markey, Parkinson, Smith, and Trusler.

**NAYS,** 13—viz: Councilman Dunn, Elliott, Finch, Hicklin, Johnston, Kelley, McClelland, O'Connor, Pearson, Stuckmeyer, Swain, Thalman, and Wilson.

The Committee on Streets and Alleys, City Attorney and City Civil Engineer, through Councilman Dunn, submitted the following report; which was received:

To the Mayor and Common Council:

*Gentlemen:*—Your Committee on Streets and Alleys, with the City Attorney and City Civil Engineer, to whom was referred sundry matters, report thereon as follows:

1. As to the status of the Postal Telegraph Company's franchise in the city, we find that the ordinance repealing said company's franchise, after passing the Board of Aldermen, was by that body reconsidered, and was at length stricken from the files by said Board, leaving said original in force. The Engineer reports the poles erected to be of good quality, of the proper height, and in the proper places.

2. As to the petition of L. S. Ayres and others, asking that all hanging signs be removed by ordinance, we report that there is now an ordinance covering this whole subject and that the attention of the Superintendent of the Police has been called to the same.

Respectfully submitted,

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

Edward Dunn,  
Elton B. Elliott,  
C. H. Stuckmeyer,  
Committee on Streets and Alleys.

It being now near eleven o'clock, on motion by Councilman Pearson, the Rules were suspended for the purpose of extending the time of the session, by the following vote:

**AYES, 20—viz:** Councilmen Burns, Dunn, Elliott, Finch, Gasper, Gaul, Johnston, Kelley, Long, Markey, McClelland, O'Connor, Parkinson, Pearson, Smith, Stuckmeyer, Swain, Thalman, Trusler, and Wilson.

**NAYS, 3—viz:** Councilmen Cummings, Darnell, and Hicklin.

#### APPROPRIATION ORDINANCES.

This being the regular appropriation night, the following entitled ordinances were introduced and placed upon their final passage.

Councilman Thalman submitted the following appropriation ordinances:

**Ap. O. 11, 1888—**An ordinance appropriating money for the payment of the salaries and compensation of the members of the Common Council and Board of Aldermen; of the County Auditor and the Treasurer for the City; of the City Officers and officers and members of the Fire and Police Departments; the Committee Clerk, City Janitor, Assistant City Janitor, Tomlinson Hall Janitor, Tomlinson Hall Assistant Janitor, and Market Masters of the East and West markets. [Amount appropriated, \$13,269.08.]

Read the first and second times, ordered engrossed, read the third time and passed, by the following vote:

**AYES, 20—viz:** Councilmen Burns, Cummings, Darnell, Davis, Dunn, Elliott, Gasper, Gaul, Johnston, Kelly, Long, Markey, McClelland, O'Connor, Parkinson, Pearson, Stuckmeyer, Swain, Trusler, and Wilson.

**NAYS—None.**

**Ap. O. 12, 1888—**An ordinance appropriating money for the payment of sundry claims against the City of Indianapolis, on account of the City Hospital and Branch. [Amount appropriated, \$1,764.20.]

Read the first and second times, ordered engrossed, read the third time and passed, by the following vote:

**AYES, 20—viz:** Councilmen Burns, Cummings, Darnell, Davis, Dunn, Elliott, Gasper, Gaul, Johnston, Kelley, Long, Markey, McClelland, O'Connor, Parkinson, Pearson, Stuckmeyer, Swain, Trusler, and Wilson.

**NAYS—None.**

**Ap. O. 13, 1888—**An ordinance appropriating money for the payment of sundry claims against the City of Indianapolis, on account of the Fire Department. [Amount appropriated, \$5,790.94.]

Read the first and second times, ordered engrossed, read the third time and passed, by the following vote:

**AYES, 20—viz:** Councilmen Burns, Cummings, Darnell, Davis, Dunn, Elliott, Gasper, Gaul, Johnston, Kelley, Long, Markey, McClelland, O'Connor, Parkinson, Pearson, Stuckmeyer, Swain, Trusler, and Wilson.

**NAYS—None.**

Ap. O. 14, 1888—An ordinance appropriating money for the payment of sundry claims against the City of Indianapolis, on account of Station House. [Amount appropriated, \$1,040.09.]

Read the first and second times, ordered engrossed, read the third time and passed, by the following vote :

AYES, 20—viz: Councilmen Burns, Cummings, Darnell, Davis, Dunn, Elliott, Gasper, Gaul, Johnston, Kelley, Long, Markey, McClelland, O'Connor, Parkinson, Pearson, Stuckmeyer, Swain, Trusler, and Wilson.

NAYS—None.

Ap. O. 15, 1888—An ordinance appropriating money for the payment of sundry claims against the City of Indianapolis. [Amount appropriated, \$18,699.19.]

Read the first and second times, ordered engrossed, read the third time and passed, by the following vote :

AYES, 20—viz: Councilmen Burns, Cummings, Darnell, Davis, Dunn, Elliott, Gasper, Gaul, Johnston, Kelley, Long, Markey, McClelland, O'Connor, Parkinson, Pearson, Stuckmeyer, Swain, Trusler, and Wilson.

NAYS—None.

Ap. O. 16, 1888—An ordinance appropriating the sum of Ten Thousand Dollars (\$10,000) on account of the Street Repairs Department of the City of Indianapolis.

Read the first and second times, ordered engrossed, read the third time and passed, by the following vote :

AYES, 20—viz: Councilmen Burns, Cummings, Darnell, Davis, Dunn, Elliott, Gasper, Gaul, Johnston, Kelley, Long, Markey, McClelland, O'Connor, Parkinson, Pearson, Stuckmeyer, Swain, Trusler and Wilson.

NAYS—None.

#### INTRODUCTION OF GENERAL AND SPECIAL ORDINANCES.

Under this order of business the following entitled ordinance was introduced and read the first time :

By Councilman Thalman :

G. O. 10, 1888—An ordinance regulating the laying and testing of natural gas mains, service pipes and house connections in the City of Indianapolis, and providing penalties for the violations thereof.

Councilman Darnell moved to take up

G. O. 1, 1888—An ordinance supplemental to an ordinance entitled "An ordinance authorizing the construction, extension and operation of certain passenger rail-ways in and upon the streets of the City of Indianapolis;" ordained and established January 18, 1864, and all ordinances amendatory thereof and supplemental thereto.

Councilman Swain moved to postpone action thereon until the next meeting.



Councilman Thalman moved that G. O. 1, 1888, be made a special order for the next meeting.

Which was adopted.

Councilman Hicklin moved that when the Council adjourns, it adjourn to meet next Monday evening, March 12th, 1888.

Which was adopted.

#### INTRODUCTION OF MISCELLANEOUS BUSINESS.

Councilman Swain presented the following communication, accompanied with resolution:

To the Mayor, Common Council and Board of Aldermen:

*Gentlemen.*—The Ministerial Association of the city ask the use of Tomlinson Hall on March 25th to 30th, inclusive, and April 3d to 6th, inclusive, and April 8th, each evening, and will pay \$20.00 per day therefor, and at the same rate for any additional day or days said Association may use said Hall, provided such use is granted.

Respectfully submitted,

JOHN BALTZLY, Secretary.

JAMES McLOED, Chairman.

*Resolved by the Common Council and Board of Aldermen of the City of Indianapolis,* That the above request of the Ministerial Association be granted at the rates offered.

And it was adopted by the following vote:

AYES, 17—viz: Councilmen Burns, Darnell, Davis, Dunn, Elliott, Gasper, Gaul, Johnston, Kelley, Long, McClelland, O'Connor, Parkinson, Pearson, Stuckmeyer, Swain, and Wilson.

NAYS—None.

Councilman Dunn submitted a certain contract with Sample Loftin, Treasurer for the City of Indianapolis, relative to the collection of delinquent taxes, etc., which was read and referred to the Committee on Finance, with power to act.

Councilman Dunn presented the following communication from the Auditor of Marion County; which was read and referred to the Committee on Finance:

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

*Gentlemen.*—I herewith submit the following statement of the expenses connected with the assessment of real and personal property in Center Township, for the years 1886 and 1887, ending January 1st, 1888, to-wit:

Total cost 1886 is \$20,913.59; city's share of said amount is 42 per cent., making .....	\$ 8,783 70
Total cost 1887 is \$18,163.20; city's share is 45 per cent.—making .....	8,172 99
	<hr/>
	\$16,956 69
Credit—by payment July 18, 1887.....	7,871 22
	<hr/>
Amount due Marion County from city.....	\$ 9,085 47

A memorandum of the warrants making said payments, is hereto attached.

Respectfully submitted,

Feb. 20, 1888.

THOMAS TAGGART,  
Auditor of Marion County.

Councilman Cummings offered the following motion; which was adopted:

That J. R. Lambert & Son be given permission to erect one lamp-post to burn gas; the same to be done at their own expense, including the lighting, in front of their drug store in the Bates House, on the Washington street side.

Councilman Parkinson presented the following Invitation; which was unanimously accepted:

Indianapolis, Ind., March 4th, 1888.

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

Gentlemen:—I am instructed by the A. O. H. of this city, to extend to you a hearty invitation to attend the parade and literary entertainment on the coming 17th of March. Hoping you will favor us with your presence,

I am respectfully yours,

JOHN WREN, R. S.

On motion, the Common Council then adjourned, at 11:30 o'clock, P. M.

*C. S. Murray*, Mayor,

President of the Common Council.

Attest:

*John M. Bowles*, City Clerk,