

PROCEEDINGS OF COMMON COUNCIL.

REGULAR SESSION—OCTOBER 15, 1888.

The Common Council of the City of Indianapolis, met in the Council Chamber, Monday evening, October 15th, 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 18 members, viz: Councilmen Burns, Cummings, Davis, Dunn, Elliott, Finch, Hicklin, Johnston, Kelley, Long, Markey, McClelland, Parkinson, Smith, Swain, Thalman, Trusler, and Wilson.

ABSENT, 7—viz: Councilman Coy, Darnell, Gasper, Gaul, O'Connor, Pearson, and Stuckmeyer.

The Proceedings of the Common Council for the regular session held October 1st, 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 grading and graveling the first alley west of West street, from St. Clair street to Pratt street.

For grading and paving with brick the east sidewalk of West street, from Second street to Fourth street.

For grading and graveling Jefferson avenue and sidewalks, from Clifford avenue to Brookside avenue.

For grading, bowldering and curbing the gutters of New York street, and widening the sidewalks thereof, from Meridian street to Pennsylvania street.

For grading, bowldering and curbing the gutters of Vermont street, and widening the sidewalks thereof, from Meridian street to Pennsylvania street.

For grading, bowldering and curbing the gutters, and widening the sidewalks of Huron street, from Noble street to Pine street.

For grading, bowldering and curbing the gutters of Huron street, and widening the sidewalks thereof, from Dillon street to Grove street.

For grading and paving with brick the east sidewalk of Blackford street, from New York street to North street, where not already paved.

For grading, bowldering and curbing the gutters of Peru street, from Home avenue to Christian avenue.

For grading and paving with brick the west sidewalk of Meridian street, from Kansas street to Arizona street.

For grading and paving with brick the south sidewalk of Gregg street, from East street to Park avenue, where not already done.

For grading and paving with brick the north sidewalk of North street, from Tennessee street to the C., I., St. L. & C. R. R. tracks, where not already done.

For re-grading and graveling the roadway of Michigan street, grading and bowldering the gutters and placing a gutter-stone therein, and widening the sidewalks thereof, to a width of twenty-five (25) feet, from Meridian street to Pennsylvania street, and repealing Special Ordinance No. 40, 1888.

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:—There was collected in the Mayor's Court for September, 1888, the following amounts of fines and fees due the City of Indianapolis, to-wit:

| | |
|----------------------------|----------|
| Marshal's fees..... | \$202 20 |
| Mayor's fees..... | 163 40 |
| Fines due to the city..... | 53 20 |
| Total..... | \$418 80 |

I have paid said sum to the County Treasurer, and filed his receipt therefor with the City Clerk. Respectfully submitted,

Indianapolis, Oct. 15, 1888.

C. S. DENNY, Mayor.

REPORTS, ETC., FROM CITY OFFICERS.

The 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 precept, to-wit:

| | |
|---|----------|
| J. L. Fisher vs. Jos. V. McKernan, for..... | \$104 76 |
| J. L. Fisher vs. Robt. Greenman, for..... | 101 18 |

Respectfully submitted, JNO. W. BOWLUS, City Clerk.

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

AYES, 17—viz: Councilmen Cummings, Davis, Dunn, Elliott, Finch, Hicklin, Johnston, Kelley, Long, Markey, McClelland, Parkinson, Smith, Swain, Therman, Trusler, and Wilson.

NAYS, 1—viz: Councilman Burns.

The City Attorney submitted the following report; which was read and received:

To the Mayor, Common Council and Board of Aldermen :

Gentlemen:—Since the last meeting of the Council, the case of Ellis vs. Travis, Superintendent of the Metropolitan Police, has been decided in favor of the city.

Ellis allowed a concert in his saloon, and on being arrested and giving bail, he filed a petition for writ of habeas corpus, on the ground that the ordinance prohibiting a concert to be conducted in a saloon, was void. Judge Howe, however, has decided that said ordinance is valid, and that the city can prohibit a concert being conducted in a saloon.

Respectfully submitted,

WM. L. TAYLOR, City Attorney.

The City Civil Engineer submitted the following report; which was referred to the Board of Public Improvements, with power to act :

To the Mayor, Common Council and Board of Adlermen :

Gentlemen:—As there is complaint in regard to the Illinois street tunnel, most of which is caused by the dust nuisance, I recommend that the Citizens' Street Railroad Company be directed to sprinkle said tunnel and its approaches at least once a day. Also, that the Street Commissioner be directed to give the brick and stone work, inside the tunnel, two good coats of white-wash, and the exposed iron work two coats of white lead.

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

The City Civil Engineer submitted the following report; which was read, and the Engineer instructed to notify said company to file bond :

To the Mayor, Common Council and Board of Aldermen :

Gentlemen:—The following contract has been awarded, for which no bond has been filed : Indiana Bridge Company, for constructing the superstructure for Willow street bridge over Pleasant Run.

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

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 the following estimates of work done according to contract :

A first and final estimate in behalf of Joseph Bernauer, for grading and paving with brick the sidewalks of Wisconsin street, from Meridian street to the Canal bank.

1,725 lineal feet, at 29½ cents.....\$508 90

A first and final estimate in behalf of Freaney Brothers, for erecting one lamp-post on Broadway street, between Lincoln avenue and Seventh street.

1,182,33 lineal feet.....\$21 00

A first and final estimate in behalf of Henry Clay, for grading and graveling Second street and sidewalks, from West street to the Canal.

888 lineal feet, at 33 cents.....\$293 03

Respectfully submitted,

S. H. SHEARER, City Civil Engineer.

The following estimate resolution was read :

Resolved by the Common Council and Board of Aldermen of the City of Indianapolis, That the accompanying first and final estimate in behalf of Joseph Bernauer, for grading and paving with brick, the sidewalks of Wisconsin street, from Meridian street to the Canal, be, and the same is hereby, adopted as the estimate of the Common Council and Board of Aldermen of said city; and that the property owners are hereby required to pay the sums set opposite their respective names.

And it was adopted by the following vote :

AYES, 20—viz: Councilmen Burns, Cummings, Darnell, Davis, Dunn, Elliott, Finch, Hicklin, Johnston, Kelley, Long, Markey, McClelland, O'Connor, Parkinson, Smith, Swain, Thalman, Trusler, and Wilson.

NAYS—None.

The following estimate resolution was read :

Resolved by the Common Council and Board of Aldermen of the City of Indianapolis, That the accompanying first and final estimate in behalf of Henry Clay, for grading and graveling Second street and sidewalks, from West street to the Canal, be, and the same is hereby, adopted as the estimate of the Common Council and Board of Aldermen of said city; and that the property owners are hereby required to pay the sums set opposite their respective names.

And it was adopted by the following vote :

AYES, 20—viz: Councilmen Burns, Cummings, Darnell, Davis, Dunn, Elliott, Finch, Hicklin, Johnston, Kelley, Long, Markey, McClelland, O'Connor, Parkinson, Smith, Swain, Thalman, Trusler, and Wilson.

NAYS—None.

The following estimate resolution was read :

Resolved by the Common Council and Board of Aldermen of the City of Indianapolis, That the accompanying first and final estimate in behalf of Freaney Brothers, for erecting one lamp-post, lamp and fixtures, to burn gas, except the service pipes, on Broadway street, between Lincoln avenue and Seventh street, be, and the same is hereby, adopted as the estimate of the Common Council and Board of Aldermen of said city; and that the property owners are hereby required to pay the sums set opposite their respective names.

And it was adopted by the following vote :

AYES, 20—viz: Councilmen Burns, Cummings, Darnell, Davis, Dunn, Elliott, Finch, Hicklin, Johnston, Kelley, Long, Markey, McClelland, O'Connor, Parkinson, Smith, Swain, Thalman, Trusler, and Wilson.

NAYS—None.

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

Report of the Board of City Commissioners on the vacation of the third alley east of East street, running from Merrill street to Stevens street, City of Indianapolis, Indiana.

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

Gentlemen:—The undersigned, members of the Board of City Commissioners of said city, duly appointed, qualified and acting under the provisions of the Statutes of the State of Indiana, in relation to laying out, widening, opening, altering and vacation of streets and alleys and highways, beg leave to submit the following report:

1st. We met in the City Clerk's office, in pursuance of notice, on the 20th day of August, 1888. Said notice and return of the Superintendent of Metropolitan Police marked thereon, is filed herewith, and marked exhibit "A." We immediately entered into the consideration of the vacation of the said alley; but on account of heavy rain, adjourned until the 21st inst, 10 o'clock, A. M.

On the 21st inst. the Commissioners proceeded to view the alley proposed to be vacated, and the property contiguous thereto, and surrounding property along the line of said alley, and find the following persons owning the property herein described, are interested in said vacation, viz: Wm. F. and Florence Drinkert, the owners of Lots 27 and 28, in Coffman's subdivision of Out-lot 101, in the City of Indianapolis, Ind., and Milton Darley and James S. Dunlap, the owners of Lots 10 and 11, in said subdivision.

2d. On said 21st day of August, we made report to the City Clerk, setting forth the above facts, and instructing him to have the proper notices issue notifying the above named property holders to meet the City Commissioners on Monday, the 1st day of October, 1888, in Room 2, of the City Clerk's office, at 10 o'clock, A. M., where evidence would be heard as to said matters. Said report to the City Clerk is filed herewith as a part hereof, and marked exhibit "B."

3d. We further report that we met at the time and place named, and none of the interested parties made any objection to said vacation. We were therefore agreed in recommending to the Council the vacation of said alley.

4th. We now, on the 15th day of October, further report that the length, width and location of the alley proposed to be vacated, is as follows: It is 14 feet and 5 inches in width, and extends from Merrill street to Stevens street, a distance of 249 feet.

5th. The benefits to the persons desiring the vacation, is \$48.00.

6th. There are no persons objecting to said vacation.

7th. The expenses attending this vacation, is \$48.00.

We therefore recommend the prayer of the petition be granted, and that said vacation be made as prayed for.

Respectfully submitted,

Wm. Hadley,
John L. F. Steeg,
William Johnson,
Joseph T. Magner,
City Commissioners.

Resolved by the Common Council and Board of Aldermen of the City of Indianapolis, That the report of the Board of City Commissioners in the matter of the petition of W. F. Drinkert and others, praying for the vacation of the third alley east of East street, and running from Merrill street to Stevens street, be, and the same is hereby, in all things accepted, adopted and approved, and that said described alley be and the same is hereby vacated, provided that said petitioners pay to the County Treasurer, for the city, within twenty (20) days from the adoption of this resolution, the sum of \$48.00, being the cost of said Commissioners in this matter as benefits on account of said vacation; and that said petitioners have made out by the City Civil Engineer, filed by the City Clerk, and recorded in the Recorder's office of Marion county, Indiana, a plat of said alley herein vacated, and to procure from the City Clerk and have recorded in the Recorder's office of said county a certified copy of this resolution; all to be at said petitioners' expense: *Provided, however,* that until said sum is paid, and such plat and certified copy of proceedings are recorded as aforesaid, said alley shall not be vacated.

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

AYES, 14—viz: Councilmen Dunn, Elliott, Finch, Hicklin, Johnston, Kelley, Markey, McClelland, O'Connor, Parkinson, Smith, Swain, Thalman, and Wilson.

NAYS, 5—viz: Councilmen Cummings, Darnell, Davis, Long, and Trusler.

REPORTS, ETC., FROM THE COMMITTEE ON CONTRACTS.

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

To the Mayor, Common Council and Board of Aldermen :

Gentlemen:— Your Committee on Contracts, to whom were referred the proposals received October 1st, 1888, have examined the same, and find them to be as follows:

1. For grading and graveling Randolph street and sidewalks, from Koller street to Washington street.

| | | |
|-------------------------|--------|-------------------------------------|
| R. P. Dunning..... | \$1 65 | per lineal foot front on each side. |
| G. W. Seibert & Co..... | 1 60 | per lineal foot front on each side. |
| J. L. Fisher..... | 1 60 | per lineal foot front on each side. |
| Twiname & Co..... | 1 60 | per lineal foot front on each side. |
| Henry C. Roney..... | 1 55 | per lineal foot front on each side. |
| Cooper & Haywood..... | 1 50 | per lineal foot front on each side. |
| Wm. F. Gansberg..... | 1 45 | per lineal foot front on each side. |

Wm. F. Gansberg being the lowest and best bidder, recommend he be awarded the contract.

2. For grading, bowldering and curbing the gutters of Market street, from Noble street to Pine street.

Price per lineal foot front on each side.

| | |
|--------------------------|--|
| R. P. Dunning..... | bowldering 73 cents; curbing 47 cents. |
| Geo. W. Seibert & Co.... | bowldering 79 cents; curbing 40 cents. |
| J. L. Spaulding..... | bowldering 75 cents; curbing 45 cents. |
| James W. Hudson..... | bowldering 71 cents; curbing 46 cents. |
| Cooper & Haywood..... | bowldering 69 cents; curbing 46 cents. |
| Robert Kennington..... | bowldering 65 cents; curbing 45 cents. |

Robert Kennington being the lowest and best bidder, recommend he be awarded the contract.

3. For grading and graveling Koller street and sidewalks, from Randolph street to State street.

| | | |
|-------------------------|--------|-------------------------------------|
| Twiname & Co..... | \$1 41 | per lineal foot front on each side. |
| Robert Kennington..... | 1 25 | per lineal foot front on each side. |
| Henry C. Roney..... | 1 25 | per lineal foot front on each side. |
| R. P. Dunning..... | 1 25 | per lineal foot front on each side. |
| Geo. W. Seibert & Co... | 1 20 | per lineal foot front on each side. |
| Geo. W. Buchanan..... | 1 20 | per lineal foot front on each side. |
| J. L. Fisher..... | 1 19 | per lineal foot front on each side. |
| James W. Hudson..... | 1 18 | per lineal foot front on each side. |
| Wm. F. Gansberg..... | 1 09 | per lineal foot front on each side. |

Wm. F. Gansberg being the lowest and best bidder, recommend he be awarded the contract.

4. For grading and graveling Koller street and sidewalks, from State street to Arsenal avenue.

| | | |
|------------------------|--------|-------------------------------------|
| Robert Kennington..... | \$1 00 | per lineal foot front on each side. |
| Twiname & Co..... | 78 | per lineal foot front on each side. |
| H. C. Roney..... | 75 | per lineal foot front on each side. |
| R. P. Dunning..... | 75 | per lineal foot front on each side. |
| J. L. Fisher..... | 72 | per lineal foot front on each side. |
| James W. Hudson..... | 71 | per lineal foot front on each side. |
| Geo. W. Buchanan..... | 69 | per lineal foot front on each side. |
| Wm. F. Gansberg..... | 63 | per lineal foot front on each side. |

Wm. F. Gansberg being the lowest and best bidder, recommend he be awarded the contract.

5. For grading and paving with brick the west sidewalk of Noble street, from Huron street to Virginia avenue.

| | | |
|----------------------|----------|-------------------------------------|
| Geo. W. Buchanan.... | 43 cents | per lineal foot front on each side. |
| J. L. Fisher..... | 40 cents | per lineal foot front on each side. |
| J. L. Spaulding..... | 35 cents | per lineal foot front on each side. |
| Richter & Co..... | 35 cents | per lineal foot front on each side. |

Fred. M. Snyder. . . . 34 cents per lineal foot front on each side.
 Joseph Bernauer 31 cents per lineal foot front on each side.

Joseph Bernauer being the lowest and best bidder, recommend he be awarded the contract.

6. For grading and graveling the roadway and paving with brick the sidewalks of Ash street, from Lincoln avenue to Irwin street.

Twiname & Co. bid for grading and graveling, 95 cents, and for paving with brick 45 cents per lineal foot front on each side.

Henry Clay bids for grading and graveling, 63 cents, and for paving with brick 49 cents per lineal foot front on each side.

Henry Clay being the lowest and best bidder, recommend he be awarded the contract.

7. For grading and paving with brick the north sidewalk of Third street, from Illinois street to the C, I., St. L. & C. R. R. tracks.

Price per lineal foot front on each side.

| Name of bidder. | Paving. | Walk-stone. | Bowldering wings, per yd. |
|-----------------|-----------|-------------|---------------------------|
| R. P. Dunning | 39 cents | .. cents | .. cents. |
| Henry Clay | 37 cents | .. cents | .. cents. |
| J. L. Spaulding | 35 cents | 60 cents | 60 cents. |
| Fred. M. Snyder | 35 cents | 59 cents | 44 cents. |
| Richter & Co | 31½ cents | 63 cents | 58 cents. |

Richter & Co. being the lowest and best bidders, recommend they be awarded the contract.

8. For grading and paving with brick the sidewalks of Ninth, or William street, from Tennessee street to Meridian street, where not already done.

Price per lineal foot front on each side.

| Name of bidder. | Paving. | Walk-stone. | Bowldered wings. |
|------------------|----------|-------------|------------------|
| Henry Clay | 48 cents | 70 cents | .. cents |
| Geo. W. Buchanan | 42 cents | 70 cents | 70 cents |
| R. P. Dunning | 41 cents | .. cents | .. cents |
| J. L. Spaulding | 36 cents | 69 cents | 59 cents |
| Joseph Bernauer | 37 cents | 69 cents | 70 cents |
| Fred. M. Snyder | 35 cents | 59 cents | 44 cents |

Fred. M. Snyder being the lowest and best bidder, recommend he be awarded the contract.

9. For grading and paving with brick the east sidewalk of Howard street, from Second street to Seventh street.

Price per lineal foot front.

| Name of bidder. | Paving. | Walk-stone. | Bowldering wings. |
|------------------|-----------|-------------|-------------------|
| Geo. W. Buchanan | 43 cents | 70 cents | 70 cents |
| R. P. Dunning | 41 cents | 73 cents | 72 cents |
| Twiname & Co | 40 cents | .. cents | .. cents |
| Henry Clay | 37 cents | 63 cents | 62 cents |
| Henry C. Roney | 36 cents | 70 cents | 68 cents |
| Fred. M. Snyder | 35 cents | 59 cents | 44 cents |
| Richter & Co | 31½ cents | 63 cents | 58½ cents |

Richter & Co. being the lowest and best bidders, recommend they be awarded the contract.

10. For grading and graveling the roadway and bowldering and curbing the gutters of Market street, from Pine street to the old corporation limits.

Price per lineal foot front on each side.

| Name of bidder. | Bowldering. | Curbing. | Gravel. | Walk-stones. | Wings. |
|-------------------|-------------|----------|------------|--------------|--------|
| Robert Kennington | 63 cts | 45 cts | \$1 65 cts | 75 cts | 65 cts |
| H. C. Roney | 70 cts | 45 cts | 68 cts | 70 cts | 70 cts |
| Cooper & Haywood | 69 cts | 46 cts | 65 cts | 70 cts | 70 cts |

Seibert & Co..... 75 cts..... 42 cts..... 60 cts..... 75 cts..... 75 cts
 R. P. Dunning 67 cts..... 45 cts..... 58 cts..... 67 cts..... 63 cts

R. P. Dunning being the lowest and best bidder, recommend he be awarded the contract.

11. For grading and paving with brick the east sidewalk of Peru street, from Davidson street to Massachusetts avenue.

R. P. Dunning..... 39 cents per lineal foot front.
 J. L. Spaulding..... 35 cents per lineal foot front.
 Richter & Co..... 35 cents per lineal foot front.
 Fred. M. Snyder..... 34 cents per lineal foot front.

Fred. M. Snyder being the lowest and best bidder, recommend he be awarded the contract.

Respectfully submitted,

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

The following contracts and bonds were submitted and approved :

Contract and bond of Wm. F. Gansberg, for grading and graveling Koller street and sidewalks, from State street to Arsenal avenue.

Bond, \$1,500; surety, Fred. Gansberg.

Contract and bond of Wm. F. Gansberg, for grading and graveling Koller street and sidewalks, from Randolph street to State street.

Bond, \$2,000; surety, Fred. Gansberg.

Contract and bond of Wm. F. Gansberg, for grading and graveling Randolph street and sidewalks, from Koller street to Washington street.

Bond, \$3,000; surety, Fred. Gansberg.

Contract and bond of Fred. M. Snyder, for grading and paving with brick the east sidewalk of Peru street, from Davidson street to Massachusetts avenue.

Bond, \$900.00; surety, S. K. Fletcher.

Contract and bond of Joseph Bernauer, for grading and paving with brick the west sidewalk of Noble street, from Huron street to Virginia avenue.

Bond, \$400.00; surety, Robert Skelley.

Contract and bond of Fred. M. Snyder, for grading and paving with brick the sidewalks of Ninth (or William) street, from Tennessee street to Meridian street.

Bond, \$1,000; surety, S. K. Fletcher.

Contract and bond of R. P. Dunning, for grading and graveling the roadway, bowldering and curbing the gutters of Market street, from Pine street to the old corporate limits. Bond, \$2,000; surety, H. C. Roney.

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

To the Common Council and Board of Aldermen :

Gentlemen:—Your Committee to whom was referred the matter of procuring bids for doing the piping necessary to use natural gas in heating Tomlinson Hall and markets, and also to take bids for furnishing natural gas to use in heating the same, would respectfully report the following bids for piping :

Marshall & Johnson..... \$477 50
 Seward & Highland..... 436 00

And the following bids for furnishing natural gas :

Consumers' Gas Trust Company..... \$354 00
 Indianapolis Natural Gas Company..... 250 00

We would recommend that Seward & Highland, being the lowest bidders for piping, the contract be awarded to them; and The Indianapolis Natural Gas Com-

pany being the lowest bidder on furnishing natural gas, that the contract be awarded to it.

Respectfully submitted,

D. F. Swain,
W. H. Wilson,
Michael J. Burns,
Committee.

Indianapolis, Oct. 15, 1888.

INTRODUCTION OF GENERAL AND SPECIAL ORDINANCES.

Under this order of business the following entitled ordinances were introduced, and severally read the first time:

By Councilman Darnell:

G. O. 48, 1888—An ordinance to amend Section seven of an ordinance entitled "An ordinance regulating Auctioneers, Peddlers, Hucksters, and certain classes of Public Showmen, to pay a license to the City of Indianapolis; regulating certain matters connected with the business of such persons, and repealing certain ordinances herein specified;" ordained and established June 14th, 1886.

By Councilman Dunn:

G. O. 49, 1888—An ordinance investing the Merchants' Electric Light and Power Company with the privilege of furnishing the City of Indianapolis and its inhabitants with arc and incandescent electric light and motor power, and of using certain streets and alleys of said city for the purpose of erecting and maintaining lines, poles and masts necessary therefor.

Councilman Smith moved that the Rules be suspended for the purpose of placing the above entitled ordinance—G. O. 49, 1888—on its final passage.

Which motion failed of adoption, by the following vote:

AYES, 10—viz: Councilmen Darnell, Dunn, Elliott, Johnston, Kelley, Long, McClelland, O'Connor, Parkinson, and Smith.

NAYS, 9—viz: Councilmen Cummings, Davis, Finch, Hicklin, Markey, Swain, Thalman, Trusler, and Wilson.

By Councilman Hicklin, which was referred to the Committee on Railroads:

G. O. 50, 1888—An ordinance touching hotels, boarding houses and restaurants.

By Councilman Thalman:

G. O. 51, 1888—An ordinance prohibiting soliciting by merchants and others on the streets and other public places in the City of Indianapolis.

By Councilman Elliott:

S. O. 131, 1888—An ordinance to provide for grading and graveling the roadway of Boyd street, from Line street to Rural street.

By Councilman McClelland:

S. O. 132, 1888—An ordinance to provide for the erection of lamp-posts, lamps and fixtures (complete to burn gas, except the service pipes,) on Oak street, between Massachusetts avenue and the first alley south of Christian avenue.

INTRODUCTION OF MISCELLANEOUS BUSINESS.

Councilman Burns offered the following motion ; which was adopted :

That the Street Commissioner be, and is hereby, instructed to fill up the chuck-holes on west Washington street, from California street to White River bridge.

Councilman Burns presented the following remonstrance ; which was referred to the Committee on Railroads :

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

Gentlemen:—We, the undersigned, citizens and resident free holders of said city, owning real estate along the proposed line for the right of-way of the Louisville, New Albany & Chicago Railroad, do hereby earnestly remonstrate against any action of your honorable bodies granting to said railroad company a right-of-way along and upon Missouri street, in the City of Indianapolis, between West street and Mississippi street, in said city, beginning at a point on said Missouri street near Georgia, and extending north along said street to Twelfth street in said city and State.

Blanton, Watson & Co., Mrs. Ellen Fox, Mrs. S. J. Watson,
L. C. Killian, D. Fred. Klump—and 9 others.

Councilman Cummings offered the following motion; which was adopted:

That the Street Commissioner be requested to have the cross-walks kept clean, from the depot, to the corner of Market and Illinois streets; also, from Illinois street to the Court House, from Washington street to Ohio street, inclusive, for the next thirty days.

Councilman Darnell presented three petitions from the marketers attending the "East Market," petitioning for the passage of a certain ordinance; which petitions were, on motion, laid on the table, and ordered not to be printed in the Council Proceedings.

Councilman Darnell offered the following resolution :

WHEREAS, The Common Council and Board of Aldermen, pursuant to the provision of Section 3,195 of the Revised Statutes of the State of Indiana of 1881, are desirous to extend the corporate limits of the City of Indianapolis, so as to include certain platted ground; therefore

Resolved by the Common Council and Board of Aldermen of the City of Indianapolis, That the boundary lines of the City of Indianapolis be, and the same are hereby, extended so as to include the following contiguous territory, to-wit:

1st. All of William H. Morrison's Third Addition to the City of Indianapolis, lying north of Morrison street, as recorded in Plat Book 3, page 157, in the Recorder's office of Marion county, Indiana.

2d. All of Lazarus & Pierce's Meridian Place Addition to the City of Indianapolis, as recorded in Plat Book 8, page 192, in the Recorder's office of Marion county, Indiana.

3d. All of William A. Rhodes' North Illinois Street Addition to the City of Indianapolis, as recorded in Plat Book 9, page 25, in the Recorder's office of Marion county, Indiana.

4th. All of Pierson's North Meridian Street Addition to the City of Indianapolis, as recorded in Plat Book 9, page 2, in the Recorder's office of Marion county, Indiana.

5th. All of Central Park Addition to the City of Indianapolis, as recorded in Plat Book 6, page 142, in the Recorder's office of Marion county, Indiana.

6th. All of Ruddell & Vinton's Park Place Addition to the City of Indianapolis, as recorded in Plat Book 4, page 190, in Recorder's office of Marion county, Ind.

7th. All of Burton & Campbell's Park Place Addition to the City of Indianapolis, as recorded in Plat Book 3, page 196, in the Recorder's office of Marion county, Indiana.

8th. All of J. H. Ruddell's subdivision of Lots fifty-one (51) and sixty (60), of Burton & Campbell's Park Place Addition to the City of Indianapolis, as recorded in Plat Book 7, page 143, in the Recorder's office of Marion county, Indiana.

9th. All of the North Park Addition to the City of Indianapolis, as recorded in Plat Book 3, page 193, in the Recorder's office of Marion county, Indiana.

Which said lots and parcels of land above described, shall hereafter form a part of said city, and shall be within the jurisdiction of the same.

Resolved, further, That the City Clerk be, and he is hereby, directed to file a certified copy of the foregoing preamble and resolution, and the action of the Common Council and Board of Aldermen thereon, in the office of the Recorder of said county, who is authorized and directed to record the same.

Councilman Markey presented the following remonstrance :

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

and all others whom it may concern :

Gentlemen:—We, the undersigned, voters, residents and owners of the real estate lying between the present city limit line on the north and the contemplated annexation of the real estate lying north thereof, and reaching the street known as Twenty-seventh street, between Central avenue and the Michigan Road, do herein enter lawful protest to the annexation of said lands, and do hereby give notice that we and each of us will use all lawful and legal measures to defeat said annexation.

John Rotach, Wm. A. Young, Perry G. Porter, Mary Gay, H. E. Gay, per H. E. G.—and 56 others.

Councilman Markey moved that the above resolution and remonstrance be referred to the Committee on Streets and Alleys.

Councilman Darnell moved to lay the motion on the table.

Which was adopted by the following vote :

AYES, 11—viz: Councilmen Darnell, Davis, Dunn, Elliott, Finch, Long, Smith, Thalman, Trusler, Wilson, and Mayor Denny.

NAYS, 10—viz: Councilmen Burns, Cummings, Hicklin, Johnston, Kelley, Markey, McClelland, O'Connor, Parkinson, and Swain.

Councilman Hicklin moved that the whole matter be referred to the Committee on Judiciary.

Councilman Trusler moved to lay the motion on the table.

Which was adopted by the following vote :

AYES, 12—viz: Councilmen Cummings, Darnell, Davis, Dunn, Elliott, Finch, Long, Smith, Swain, Thalman, Trusler, and Wilson.

NAYS, 8—viz: Councilmen Burns, Hicklin, Johnston, Kelley, Markey, McClelland, O'Connor, and Parkinson.

Councilman Trusler moved the previous question.

Which was ordered.

The question now being "Shall the main question be put?" the ayes and nays were demanded, and the resolution offered by Councilman Darnell, was adopted, by the following vote:

AYES, 12—viz: Councilmen Cummings, Darnell, Davis, Dunn, Elliott, Finch, Long, Smith, Swain, Thalman, Trusler, and Wilson.

NAYS, 8—viz: Councilmen Burns, Hicklin, Johnston, Kelley, Markey, McClelland, O'Connor, and Parkinson.

Councilman Dunn presented the following petition; which was ordered filed with the ordinance.

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

Gentlemen:—The Merchants' Electric Light and Power Company, a company organized for the purpose of establishing a plant to furnish electric lights and motor power to the citizens of the City of Indianapolis, respectfully asks your prompt and favorable consideration of an ordinance which we present herewith. Said ordinance provides that we operate our system of lighting, etc., with over head wires, until such time as all electric wires are placed under ground.

We are satisfied that there is but one proper method of placing electric wires under ground, and that is through a conduit system constructed of sufficient capacity to accommodate all companies using electric wires. We consider it impracticable to place wires under ground in any other manner; and furthermore, to impose such a task on any one company, we consider unjust.

Respectfully submitted,

MERCHANTS' ELECTRIC LIGHT & POWER COMPANY.

Henry Schnull, L. S. Ayers & Co; Gordon, Kurts & Co.; Albert Gall, W. H. Roll, Wm. B. Burford, A. Burdsal, A. Keefer & Co; Fred. Fahny, M. H. Spades, Henry Erank, and others, stockholders.

by CLAYPOOL & KETCHAM, Att'ys.

Councilman Elliott presented the following petition; which was ordered filed with the ordinance:

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

Gentlemen:—The undersigned, owners of real estate fronting on Alvord street, between Malott avenue and Home avenue, respectfully remonstrate against the passage of an ordinance providing for the improvement of said Alvord street between the points named.

M. Murry & Co., 360 feet east side; Lake Erie & Western R. R. Co., 800 feet east side, by D. G. Hill, Gen. Sup't.

Councilman Elliott offered the following motion; which was referred to the Committee on Bridges:

That the Street Commissioner be, and is hereby, directed to build a bridge over the State Ditch on the alley between Yandes street and Columbia avenue.

Councilman Kelley offered the following motions; which were adopted:

That E. Kattman be given permission to curb and bowlder the gutter in front of his property at No. 1 Buchanan street, at his own expense, under the direction of the City Civil Engineer.

That the Consumers' Gas Trust Company be, and is hereby, authorized to connect a fire gong in their office at the southeast corner of Market and Tennessee streets, with alarm-box No. 47, at the Park Theater corner, at their own expense, and under the direction of the Chief Fire Engineer.

Councilman Kelley presented the following communication; which was referred to the Board of Public Improvements:

MR. KELLEY—South East street, between Morris and Dunlap streets, is in a miserable condition. We have to drive on the sidewalks in order to get along. Can you send the Street Commissioner?
 Yours, AUG. TAMM.

Councilman Long offered the following motions; which were adopted:

That the Street Commissioner be ordered to lay double stone crossings on the south side of Ohio street across Noble street; also, double stone crossings on the south side of New York street across Noble street.

That the Street Commissioner be ordered to clean Market street, from Delaware street to Alabama street; to clean Alabama street, from Market street to Wabash street; also, Wabash street, from Alabama street to Delaware street.

Councilman Markey offered the following resolution:

Resolved, That the vote by which the McNeal ordinance was passed last Monday night, be reconsidered.

Councilman Dunn moved to lay the resolution on the table.

Which motion failed of adoption, by the following vote:

AYES, 10—viz: Councilmen Cummings, Davis, Dunn, Hicklin, Johnston, Long, Parkinson, Smith, Trusler, and Wilson.

NAYS, 11—viz: Councilmen Burns, Darnell, Elliott, Finch, Kelley, Markey, McClelland, O'Connor, Swain, Thalman, and Mayor Denny.

The resolution as offered by Councilman Markey, then failed of adoption, by the following vote:

AYES, 9—viz: Councilmen Burns, Darnell, Elliott, Finch, Markey, McClelland, O'Connor, Swain, and Thalman.

NAYS, 11—viz: Councilmen Cummings, Davis, Dunn, Hicklin, Johnston, Kelley, Long, Parkinson, Smith, Trusler, and Wilson.

Councilman Markey offered the following motion; which was adopted:

That Fred. Deitz be allowed the privilege of grading, curbing and bowldering the gutters of Madison avenue in front of his property, and also to grade, curb and bowlder the gutters of Morris street, all at his own expense; and the City Civil Engineer is hereby directed to set the grade stakes for the above improvements.

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

Indianapolis, July 2, 1888.

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

Gentlemen:—The undersigned, owners of real estate fronting on Lincoln Lane and Minnesota street, respectfully petition for the passage of an ordinance providing for the donation of six feet on the second alley west of East street.

Fred. Rugenstien, John Blohm, Saaah Moore, Chas. H. Rihl, Hermann Mugge—and 8 others.

Councilman Swain offered the following motion; which was adopted:

That the City Civil Engineer be, and is hereby, ordered to prepare an ordinance for the extension of a brick sewer on north Pennsylvania street, from Home avenue to Seventh street. Such sewer to be paid for by the property holders along the line of the same.

Councilman Swain presented the following remonstrances; which were ordered filed with ordinances:

To the Honorable Board of Aldermen and City Council of Indianapolis;

Gentlemen:—The undersigned, corporators of Crown Hill Cemetery, do most earnestly remonstrate against granting to the Louisville, New Albany & Chicago Railroad the right to locate their tracks so as to obstruct the way to Crown Hill, for the burial of the dead. It has been hoped that this way might be held sacred from the encroachment of any railroad, it being the only out-let from the city free from the inconveniences and dangers incident to the crossing of railroad tracks. But in this the citizens of Indianapolis have been mistaken, and nothing now is left them to do, but to insist upon the protection and restraining power of our city legislature. The necessity and importance of this need no argument. They are self-evident.

L. S. Ayres, P. H. Jameson, Allen M. Fletcher, Jno.

C. New, J. G. Newcomer—and 17 others.

To the Board of Aldermen and Council of Indianapolis:

Gentlemen:—We, the undersigned, resident real estate owners on Ash street, Indianapolis, are opposed to, and protest against, the proposed ordinance to curb and boulder the gutters of said street, for the reason the same is not needed, and a needless expense, the street now being in good condition. Dated Indianapolis, Sept. 28, 1888.

P. W. Bartholomew, 340 Ash street; H. W. Spaan, 339

Ash street; Henrietta Parker, 351 Ash street; V. L.

Hay, 302 and 304, Ash street—and 33 others.

Councilman Trusler offered the following motion; which was adopted:

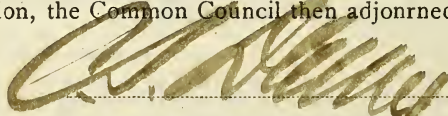
That the City Attorney be ordered to cause the removal of the building lately erected on the East Market Square, by one Scott, if found to be there unlawfully.

Councilman Trusler offered the following resolution; which was referred to the Committee on Judiciary and City Attorney:

WHEREAS, The ordinance vacating a certain portion of south Illinois street and granting the same to the Indianapolis Union Railroad Company, provides for the construction, by said company, of a ten-foot passage way on one side of Illinois street; and whereas, the said Indianapolis Union Railroad Company has not provided such passage, and has closed Illinois street by illegally placing gates and other obstructions across the same;

Resolved, That the Street Commissioner be, and is hereby, instructed, under the direction and advice of the City Attorney, to remove such obstructions without delay, and that the City Attorney be instructed to give the matter immediate attention.

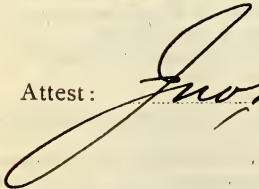
On motion, the Common Council then adjourned.



....., Mayor,

President of the Common Council.

Attest:



....., City Clerk.