

PROCEEDINGS OF COMMON COUNCIL.

SPECIAL SESSION—NOVEMBER 26, 1888.

The Common Council of the City of Indianapolis, met in the Council Chamber, Monday evening, November 26th, A. D. 1888, at 7:30 o'clock, in special session, pursuant to the following call :

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

SIR :—You are hereby requested to call a special meeting of the Common Council of said city, for Monday evening, November 26th, 1888, at 7:30 o'clock, for the transaction of any and all business that may be lawfully brought before it.

Isaac Thalman,
C. F. Darnell,
D. F. Swain,
P. C. Trusler,
M. M. Cummings.

In compliance with the above request, I hereby call the Common Council of the City of Indianapolis to meet in special session in the Council Chamber, on Monday evening, November 26th, 1888, at 7:30 o'clock, for the transaction of any business that may lawfully be brought before it.

Nov. 26, 1888.

C. S. DENNY, Mayor.

PRESENT—Hon. Caleb S. Denny, Mayor, and *ex officio* President of the Common Council, in the Chair, and 14 members, viz: Councilmen Burns, Cummings, Darnell, Davis, Dunn, Elliott, Gasper, Hicklin, Long, Markey, Pearson, Swain, Thalman, and Trusler.

ABSENT, 11—viz: Councilmen Coy, Finch, Gaul, Johnston, Kelley, McClelland, O'Connor, Parkinson, Smith, Stuckmeyer, and Wilson.

The following petition was presented :

To the Mayor, Common Council and Board of Aldermen:

Gentlemen:—We find that it will not be possible for us to complete our contract for improving Washington street, from Alabama street to Mississippi street, by December 1st, the time given in the contract, for the reason that it has rained so much that a great part of the time it was impossible to work on the street. If we have good working weather, we hope to finish up the work in a short time.

We therefore ask an extension of time in which to complete the contract—thirty days from December 1st, 1888.

L. H. STEVENS, Secretary
National Vulcanite Co.

Subscribed and sworn to before me, this 26th day of November, 1888.

[Seal.]

WM. C. PHIPPS, Notary Public.

Councilman Cummings moved that the prayer of the petitioners be granted.

Which motion was adopted.

Councilman Thalman offered the following motion; which was adopted:

That the Committee on Printing be authorized to enter into a contract with the City Clerk to prepare an Index to the Proceedings of the Common Council and Board of Aldermen for the year 1888.

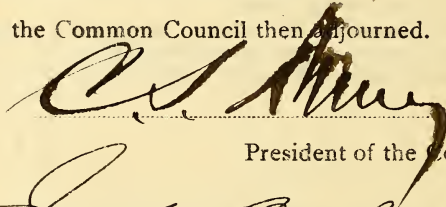
Councilman Darnell offered the following motion; which was adopted:

That the time of Henry Clay's contract on Eighth street, between Illinois and Meridian streets, be extended twenty days.

Councilman Trusler offered the following motion; which was adopted:

That the City Civil Engineer be, and he is hereby, instructed to grant any and all written requests of the natural gas companies for the privilege of laying mains between December 1st and March 1st, proximo.

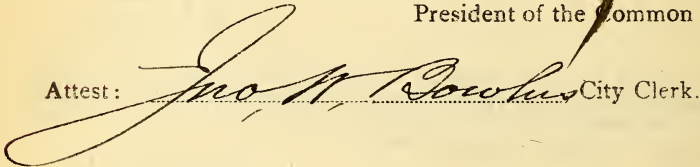
On motion, the Common Council then adjourned.



, Mayor,

President of the Common Council.

Attest:

 City Clerk.

PROCEEDINGS OF BOARD OF ALDERMEN.

REGULAR SESSION—NOVEMBER 26, 1888.

The Board of Aldermen of the City of Indianapolis, met in the Aldermanic Chamber, Monday evening, November 26th, A. D. 1888, at 7:30 o'clock, in regular session.

PRESENT—Hon. Granville S. Wright, President of the Board of Aldermen, in the Chair, and Aldermen Clark, Connett, Laut, Reinecke, Reynolds, Smith, and Tousey—8.

ABSENT, 2—viz: Aldermen Rail, and Taylor.

The Proceedings of the Board of Aldermen for the regular session held November 12th, 1888, having been printed and placed on the desks of the Aldermen, said Journals were approved as published.

MESSAGES AND PAPERS FROM THE COMMON COUNCIL.

The following message was read and received :

To the President and Members of the Board of Aldermen :

Gentlemen:—I submit herewith the following paper for your consideration, favorably passed upon by the Common Council at a regular session held November 19th, 1888.

For the Common Council:

JNO. W. BOWLUS, City Clerk.

The report from the Committee on Contracts (see pages 757 and 758, *ante*), was read, and the favorable action of the Common Council thereon, concurred in.

The report of the City Civil Engineer, submitting certain contracts and bonds (see pages 758 and 759, *ante*), was read, and the contracts and bonds concurrently approved.

The following report of the City Clerk (see page 760, *ante*), was read :

To the Mayor, Common Council and Board of Aldermen ;

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

Fulmer & Seibert vs. J. C. & E. A. Webb, for.....	\$ 49 75
Geo. W. Seibert & Co. vs. W. J. Jones, for.....	51 30
Geo. W. Seibert & Co. vs. P. Mendenhall, for.....	153 90
Geo. W. Seibert & Co. vs. J. A. Hunt, for.....	9 80

Respectfully submitted,

JNO. W. BOWLUS, City Clerk.

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

AYES, 8—viz: Aldermen Clark, Connett, Laut, Reinecke, Reynolds, Smith, Tousey, and President Wright.

NAYS—None.

The report of the City Attorney, in relation to refunding certain taxes, (see page 763, *ante*), was read, and the action of the Common Council thereon concurred in.

The following report of the City Attorney (see pages 763 and 764, *ante*), was read, and the action of the Common Council thereon, concurred in :

To the Mayor, Common Council and Board of Aldermen :

Gentlemen:—In 1880 Simon Yandes took judgment against this city, John T. Dickson and others, for the sum of \$5,858.69, on account of the failure of the city to notify said Yandes as mortgagee of the proposed opening of Second street. The decree provided, however, that all of said sum should be collected from the City of Indianapolis, after a narrow strip of the lots taken for said street should be sold; and the decree relieved the city's co-defendants from any liability whatever. On July 8th, 1880, said Yandes compromised with the city for the whole of said debt, and the city paid him \$4,500.00 cash, and was released from said judgment, but the judgment itself was not satisfied. Said Dickson is threatening to compel the satisfaction of said judgment, and said Yandes agrees to release the same if the city will release all claims against said co-defendants; and since the city has no possible claim against her said co defendant Dickson, I recommend, to save costs of suit, that the accompanying motion be adopted.

Respectfully submitted,

WM. L. TAYLOR, City Attorney.

Moved, That in the case of Simon Yandes vs. Frederick Ruschaup and others, in case No. 19,613 of the Superior Court of Marion county, Indiana, in which case judgment and decree were entered by the Court, the City Attorney be, and he hereby is, ordered to release of record all claims of the City of Indianapolis against her co-defendants, John T. Dickson and John R. Pearson, growing out of or connected with said judgment and decree, as found in Order Book No. 77, pages 551 to 557, of said Superior Court. And consent is hereby given that said Yandes may also release said Dickson and Pearson from all claims he may have connected with or growing out of said judgment and decree.

The report from the Committee on Public Property, in relation to a bridge over Pleasant Run, in Garfield Park (see pages 766 and 767, *ante*), was read, and the action of the Common Council thereon, concurred in.

The following contract and bond (see page 767, *ante*), was read, and concurrently approved :

Contract and bond of Henry W. Tielking, for constructing the stone abutments for a bridge over Pleasant Run, in Garfield Park.

Bond, \$1,500; surety, W. K. Sproule.

The report from the Committee on Public Property, in relation to the purchase of a triangular strip of ground adjoining Garfield Park (see page 767, *ante*), was read, and the action of the Common Council thereon, concurred in.

The report from the Committee on Contracts, awarding contracts for street improvements (see page 768, *ante*), was read.

On motion, the first clause of said report was concurred in, and the second and third clauses referred to the Committee on Streets and Alleys and City Civil Engineer, to report at the next meeting.

The report from the Committee on Streets and Alleys, in the matter of the opening of a fifteen foot alley through Lot one (1) in Clifford Place, (see page 769, *ante*), was read, and referred to the Committee on Streets and Alleys.

The report from the Committee on Streets and Alleys, in relation to the petition of H. Greenwald, asking for damages, (see page 769, *ante*), was read, and the action of the Common Council thereon, concurred in.

The report from the Rental Committee (see page 770, *ante*), was read and received.

The report from the Rental Agent (see page 770, *ante*), was read and received.

MESSAGES AND PAPERS FROM THE COMMON COUNCIL.

The following message was read and received :

To the President and Members of the Board of Aldermen:

Gentlemen:—I submit herewith the following papers for your consideration, favorably passed upon by the Common Council, at a special session, held this evening, November 26th, 1888.

For the Common Council :

JNO. W. BOWLUS, City Clerk.

The petition of the National Vulcanite Company, asking for an extension of time to complete Washington street (see page 783, *ante*), was read, and the action of the Common Council thereon, concurred in.

The following motions (see page 784, *ante*), were read and concurrently adopted :

That the Committee on Printing be authorized to enter into a contract with the City Clerk to prepare an Index to the Proceedings of the Common Council and Board of Aldermen for the year 1888.

That the time of Henry Clay's contract on Eighth street, between Illinois and Meridian streets, be extended twenty days.

That the City Civil Engineer be, and he is hereby, instructed to grant any and all written requests of the natural gas companies for the privilege of laying mains between December 1st and March 1st, proximo.

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

G. O. 42, 1888—An ordinance requiring the Chicago, St. Louis & Pittsburgh, and Cincinnati, Hamilton & Indianapolis Railroad Companies to station and maintain a Flagman at the crossings of their tracks and State street.

- G. O. 52, 1888—An ordinance repealing an ordinance entitled "An ordinance authorizing the construction, extension and operation of a certain street railway in and upon the streets and alleys of the City of Indianapolis;" ordained and established October 8th, 1888.
- S. O. 78, 1888—An ordinance to provide for grading and graveling Barth avenue and sidewalks, from Orange street to Roll street.
- S. O. 79, 1888—An ordinance to provide for grading and graveling Weghorst street and sidewalks, from East street to a point 208 feet west of the east line of Moore's addition.
- S. O. 84, 1888—An ordinance to provide for grading, paving with Filbert Vulcanite Asphaltic Pavement, the roadway of Ohio street, widening the sidewalks to a width of twenty feet, and curbing with stone the outer edges thereof, from the west line of Tennessee street to the west line of Mississippi street.
- S. O. 85, 1888—An ordinance to provide for grading, paving with Filbert Vulcanite Asphaltic Pavement, the roadway of Mississippi street, widen the sidewalks to a width of twenty feet, and curbing with stone the outer edges thereof, from the south line of Ohio street to the south line of Washington street.
- S. O. 86, 1888—An ordinance to provide for grading, paving with Filbert Vulcanite Asphaltic Pavement, the roadway of Tennessee street, bowldering between the rails of the tracks of the Citizens' Street Railroad, and widening the sidewalks to a width of twenty feet, and curbing with stone the outer edges thereof, from the north line of Washington street to the north line of Ohio street.
- S. O. 89, 1888—An ordinance to provide for grading and paving with brick, the north sidewalk of Market street, from Highland street to Hanna street.
- S. O. 115, 1888—An ordinance to provide for grading and paving with brick, the north sidewalk of South street, from Missouri street to Kentucky avenue.
- S. O. 118, 1888—An ordinance to provide for grading and paving with brick, the west sidewalk of Archer street, from Michigan street to John street.
- S. O. 122, 1888—An ordinance to provide for grading and paving with brick, the sidewalks of Hoyt avenue, from Linden street to the first alley east of Spruce street.
- S. O. 124, 1888—An ordinance to provide for grading and paving with brick, the north sidewalk of Merrill street, from Madison avenue to Delaware street.
- S. O. 126, 1888—An ordinance to provide for grading and graveling the first alley east of Park avenue, from Lincoln avenue to Seventh street.

On motion, S. O.'s 79, 84, 85 and 86, 1888, of the above entitled ordinances, were referred to the Committee on Streets and Alleys.

On motion by Alderman Reinecke, the Rules were suspended for the purpose of placing G. O. 42 and S. O. 78, 1888, upon their final passage, by the following vote:

AYES, 9—viz: Aldermen Clark, Connett, Laut, Rail, Reinecke, Reynolds, Smith, Tousey, and President Wright.

NAYS—None.

G. O. 42, 1888, was then read the second and third times and passed, by the following vote:

AYES, 9—viz: Aldermen Clark, Connett, Laut, Rail, Reinecke, Reynolds, Smith, Tousey, and President Wright.

NAYS—None.

S. O. 78, 1888, was then read the second and third times and passed, by the following vote:

AYES, 9—viz: Aldermen Clark, Connett, Laut, Rail, Reinecke, Reynolds, Smith, Tousey, and President Wright.

NAYS—None.

REPORTS, ETC., FROM STANDING COMMITTEES.

The Committee on Streets and Alleys, through Alderman Tousey, submitted the following report:

To the President and Members of the Board of Aldermen:

Gentlemen:—Your Committee on Streets and Alleys, to whom the following papers were referred, would report:

1st. Is S. O. No. 94, 1888, for lamp-posts on Patterson street, between Vermont and North streets. Recommend said ordinance be passed.

2d. Is S. O. No. 95, 1888, for lamp posts on Vermont street, between Agnes and Patterson streets. Recommend said ordinance be passed.

3d. Is S. O. No. 110, 1888, for lamp-posts on Fletcher avenue, between Linden and Spruce streets. Recommend said ordinance be passed.

4th. Is S. O. No. 111, 1888, for lamp-posts on Hoyt avenue, between Linden and Spruce streets. Recommend said ordinance be passed.

5th. Is S. O. No. 38, 1888, for grading and graveling the first alley north of Louisiana street, from East street to New Jersey street. Recommend said ordinance be passed.

6th. Is S. O. No. 38, 1887, for grading and bowldering the first alley north of McCarty street, from Alabama street to Harmon street. Recommend said ordinance be stricken from the files.

7th. Is a motion directing the Street Commissioner to raise the gutters of Lord street, from Benton street to Ittenbaugh street; to cut down the crown of Pine street, from Lord street to the Big-Four Railroad, and to put gutter-pipe under said track to the drain in Louisiana street. Recommend the passage of said motion.

8th and 9th. Are petitions for the vacation and opening of alleys south of Morris street, from West street to Dakota street.

Upon these questions your Committee ask further time, and request that the petitioners be desired to file plats of the proposed vacation and opening with this Committee.

Respectfully submitted,

Will. E. Tousey,

Julius F. Reinecke,

Committee on Streets and Alleys.

Alderman Taylor moved that the first, second, third and fourth clauses of the foregoing report be referred to the Committee on Public Light.

Alderman Reinecke moved to lay the motion on the table.

Which motion was adopted, by the following vote:

AYES, 6—viz: Aldermen Clark, Connett, Laut, Rail, Reinecke, and Tousey.

NAYS, 3—viz: Aldermen Reynolds, Taylor, and President Wright.

President Wright moved that the first, second, third and fourth clauses of the foregoing report be referred to the Committee on Public Light and City Civil Engineer.

Which motion failed of adoption, by the following vote :

AYES, 3—viz: Aldermen Reynolds, Taylor, and President Wright.

NAYS, 6—viz: Aldermen Clark, Connett, Laut, Rail, Reinecke, and Tousey.

On motion by Alderman Reinecke, the report of the Committee was then adopted, by the following vote :

AYES, 6—viz: Aldermen Clark, Connett, Laut, Rail, Reinecke, and Tousey.

NAYS, 3—viz: Aldermen Reynolds, Taylor, and President Wright.

Alderman Wright moved to adjourn.

Which motion failed of adoption, by the following vote :

AYES, 3—viz: Aldermen Reynolds, Taylor, and President Wright.

NAYS, 5—viz: Aldermen Clark, Laut, Rail, Reinecke, and Tousey.

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

S. O. 38, 1888—An ordinance to provide for grading and graveling the first alley north of Louisiana street, from East street to New Jersey street.

And it was passed by the following vote :

AYES, 8—viz: Aldermen Clark, Laut, Rail, Reinecke, Reynolds, Taylor, Tousey, and President Wright.

NAYS—None.

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

S. O. 94, 1888—An ordinance to provide for the erection of lamp-posts, lamps and fixtures (complete to burn gas, except the service pipes,) on Patterson street, between Vermont and North streets.

And it was passed by the following vote :

AYES, 6—viz: Aldermen Clark, Laut, Rail, Reinecke, Reynolds, and Tousey.

NAYS, 2—viz: Aldermen Taylor, and President Wright.

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

S. O. 95, 1888—An ordinance to provide for the erection of lamp-posts, lamps and fixtures (complete to burn gas, except the service pipes), on Vermont street, between Agnes and Patterson streets.

And it was passed by the following vote :

AYES, 6—viz: Aldermen Clark, Laut, Rail, Reinecke, Reynolds, and Tousey.

NAYS, 2—viz: Alderman Taylor, and President Wright.

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

S. O, 110, 1888—An ordinance to provide for the erection of lamps and lamp-posts on Fletcher avenue, between Linden and Spruce streets.

And it was passed by the following vote :

AYES, 6—viz: Aldermen Clark, Laut, Rail, Reinecke, Reynolds, and Tousey.

NAYS, 2—viz: Alderman Taylor, and President Wright.

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

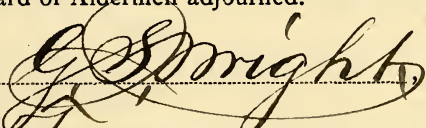
S. O. 111, 1888—An ordinance to provide for the erection of lamps and lamp-posts on Hoyt avenue, between Linden and Spruce streets.

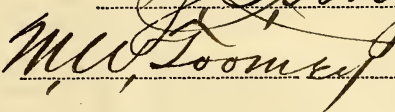
And it was passed by the following vote :

AYES, 6—viz: Aldermen Clark, Laut, Rail, Reinecke, Reynolds, and Tousey.

NAYS, 2—viz: Alderman Taylor, and President Wright.

On motion, the Board of Aldermen adjourned.


 _____, President.

Attest:  _____, Clerk.

