

PROCEEDINGS OF BOARD OF ALDERMEN.

SPECIAL SESSION—JULY 29, 1879.

The Board of Aldermen of the City of Indianapolis convened in the Aldermanic Chamber on Tuesday evening, July 29th, A. D. 1879, at eight o'clock, in compliance with the following call:

Indianapolis, July 28, 1879.

To T. E. Chandler, Henry Coburn, H. E. Drew, D. W. Grubbs, J. T. Layman, D. Mussmann, John Newman, W. F. Piel, and Hiram Seibert, Members of the Board of Aldermen of the City of Indianapolis:

Gentlemen:—You are hereby notified that a meeting of the Board of Aldermen of the City of Indianapolis will be held, in their Chamber, on to-morrow evening, July 29th, 1879, at 8 o'clock P. M., for the transaction of such business as may be brought before it.

Respectfully, etc.

J. M. RIDENOUR, President.

During the session, the roll-calls showed the members in attendance and absent to be as follows:

PRESENT—His Honor, the President, J. M. Ridenour, in the Chair, and Aldermen Chandler, Coburn, Drew, Grubbs, Layman, Newman, and Seibert—8.

ABSENT—Aldermen Mussmann and Piel—2.

MESSAGE FROM COMMON COUNCIL.

The following message was read:

To the Board of Aldermen of the City of Indianapolis:

Gentlemen:—The following resolution was duly adopted by the Common Council, at the regular session of that body, held on the 21st instant; and I herewith transmit same, for your action thereupon:

Be it Resolved by the Common Council and Board of Aldermen of the City of Indianapolis, That the said Common Council and Board of Aldermen deem it expedient that a line of street railway be constructed along and upon North street, from its present terminus, on Indiana avenue, at West street, to Blake street; and that the Citizens' Street Railway Company be, and are hereby, directed to construct the same at once; and the City Clerk is hereby directed to serve a copy of this resolution upon the proper officer of said company, in accordance with the provisions of section 15 of an ordinance entitled "An Ordinance authorizing the

Construction, Extension, and Operation of certain Passenger Railways in and upon the Streets of the City of Indianapolis (ordained January 18th, 1864)."

For the Common Council:

BENJ. C. WRIGHT City Clerk.

The resolution embodied in foregoing message was then concurrently adopted by the following vote :

AYES, 8—viz. Aldermen Chandler, Coburn, Drew, Grubbs, Layman, Newman, Seibert, and President Ridenour.

NAYS—None.

The Aldermanic Judiciary Committee and the City Attorney, through Alderman Grubbs, submitted the following legal opinion; which was duly concurred in :

To the Board of Aldermen of the City of Indianapolis :

Your Committee on Judiciary and City Attorney, to whom was referred General Ordinance 34, entitled "An Ordinance to regulate the Establishment, Maintenance, and Operation of Hospitals within the City of Indianapolis," would report that we have had the same under consideration, and that we are of the opinion that it is but right and proper that all hospitals within the city limits should be placed under the general regulation of the city government.

We further report that, in our opinion, the Common Council and Board of Aldermen have authority, under the powers delegated to them by the city charter, to adopt general regulations, as provided for in said ordinance, and we, therefore, recommend that the same do pass.

Respectfully submitted,

D. W. GRUBBS,
JAMES T. LAYMAN,
Aldermanic Committee on Judiciary.
JOHN A. HENRY, City Attorney.

PENDING ORDINANCES.

On Alderman Coburn's motion, it was ordered that ordinances on second reading be now taken up.

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

G. O. 34, 1879—An Ordinance to regulate the Establishment, Maintenance, and Operation of Hospitals within the City of Indianapolis.

And it was duly passed by the following vote :

AYES, 7—viz. Aldermen Chandler, Coburn, Drew, Grubbs, Layman, Seibert and President Ridenour.

NAYS, 1—viz. Alderman Newman.

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

- S. O. 5, 1879—An Ordinance to provide for improving the first Alley north of Lockerbie street, from Liberty street to the first alley west of Noble street, by grading and graveling.

And it was duly passed by the following vote :

AYES, 8—viz. Aldermen Chandler, Coburn, Drew, Grubbs, Layman, Newman, Seibert, and President Ridenour.

NAYS—None.

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

- S. O. 10, 1879—An Ordinance to provide for improving the north sidewalk of Washington street (except where already properly improved), from White River bridge to Ray street, by grading and graveling.

And it was duly passed by the following vote :

AYES, 8—viz. Aldermen Chandler, Coburn, Drew, Grubbs, Layman, Newman, Seibert, and President Ridenour.

NAYS—None.

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

- S. O. 19, 1879—An Ordinance to provide for grading and graveling the Alley between McCarty and Sinker streets, from the first alley west of New Jersey street to the first alley east of Alabama street.

And it was duly passed by the following vote :

AYES, 8—viz. Aldermen Chandler, Coburn, Drew, Grubbs, Layman, Newman, Seibert, and President Ridenour.

NAYS—None.

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

- S. O. 21, 1879—An Ordinance to provide for grading the first Alley north of Maryland street, from Benton street to the first alley east of Benton street.

And it was duly passed by the following vote :

AYES, 8—viz. Aldermen Chandler, Coburn, Drew, Grubbs, Layman, Newman, Seibert, and President Ridenour.

NAYS—None.

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

- S. O. 22, 1879—An Ordinance to provide for grading, and paving with brick (except where already paved) the south sidewalk of St. Mary street, from Alabama street to Delaware street.

And it was duly passed by the following vote :

AYES, 8—viz. Aldermen Chandler, Coburn, Drew, Grubbs, Layman, Newman, Seibert, and President Ridenour.

NAYS—None.

UNFINISHED BUSINESS.

On Alderman Coburn's motion, the case of City Civil Engineer [postponed until this session—see page 295, *ante*], was now ordered to be taken up.

On same Alderman's motion, the Board of Aldermen receded from its action of July 16th, when it determined to appoint a Committee of Investigation and requested the Common Council to name three of its membership on same committee.

The following resolution [which had been duly adopted by the Common Council—see page 235, *ante*] was then read :

WHEREAS, It is provided in section eight of the City Charter, that the City Attorney, Street Commissioner, and Civil Engineer shall hold their offices two years each, subject to removal by said Common Council at their pleasure ;

AND, WHEREAS, It is the pleasure of the Common Council of the City of Indianapolis (the Board of Aldermen concurring), that Thaddeus Reed be removed from the office of City Civil Engineer: Therefore, be it

Resolved, That said Thaddeus Reed is hereby removed from the office of City Civil Engineer, and that a vacancy is declared to exist in said office.

And it was duly adopted by the following vote :

AYES, 8—viz. Aldermen Chandler, Coburn, Drew, Grubbs, Layman, Newman, Seibert, and President Ridenour.

NAYS—None.

On Alderman Coburn's motion, the action by and through which this body refused to concur in the Council's adoption of the resolution inviting President Hayes, his family and cabinet, to visit this city during the State Fair week, commencing on October 1st, next, was ordered to be reconsidered by the following vote :

AYES, 6—viz. Aldermen Chandler, Coburn, Drew, Grubbs, Layman, and President Ridenour.

NAYS, 2—viz. Aldermen Newman and Seibert.

The resolution referred to above, and which is printed on pages 270 and 291, *ante*, was then read, and was concurrently adopted by the following vote :

AYES, 5—viz. Aldermen Chandler, Coburn, Drew, Layman, and President Ridenour.

YAYS, 3—viz. Aldermen Grubbs, Newman, and Seibert.

President Ridenour then appointed Alderman Coburn as an associate member with Councilmen Tucker and Dowling [whose appointment was inadvertently omitted from page 271 of Council Journal] on the joint select committee which the Common Council saw fit to charge with the duty of visiting Washington along with "Mayor Caven, the State Board of Agriculture, and such other committees as may be selected, for the purpose of carrying out such invitation."

On motion, the Board of Aldermen then adjourned.

J. M. RIDENOUR, President.

Attest: GEO. T. BREUNIG, Clerk.

PROCEEDINGS OF JOINT CONVENTION.

THIRD SESSION—JULY 29, 1879.

The Common Council and Board of Aldermen of the City of Indianapolis convened in Third Joint Convention for the year 1879-1880, in the Council Chamber, on Tuesday evening, July 29th, A. D. 1879, immediately after the adjournment of the session of the Board of Aldermen, held on this date, and in compliance with the following call:

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

Gentlemen:—You are requested to meet in Joint Convention on this evening, July 29th, 1879, at 8:00 P. M., for the purpose of filling, by election, any vacancies in the appointive offices under your control, meeting in the Council Chamber.

Respectfully,

J. CAVEN, President of Joint Convention.

President Caven not having recovered from a serious physical disability of several weeks' standing, he was thereby prevented from attendance on this Convention, and Hon. J. M. Ridenour, President of the Board of Aldermen, being the next highest legislative officer, was called to the Chair as President *pro tempore*.

It appearing, from an informal count, that a quorum of both Aldermen and Councilmen were in attendance, President *pro tempore* Ridenour ordered the Secretary to call the rolls of the members of the Board of Aldermen and Common Council; which being done the following qualified members of the Joint Convention were found to be—

PRESENT—Aldermen Chandler, Coburn, Drew, Grubbs, Layman, Newman, Seibert, and President Ridenour—8. And Councilmen Bermann, Brown, Bryce, Carey, Hamilton, Harmening, King, McKay, O'Connor, Pearson, Rooker, Shilling, and Tucker—13. Total present—21.

ABSENT—Aldermen Mussmann and Piel—2. And Councilmen Bieler, Dowling, Downey, Kahn, Lamb, Morrison, McGinty, Prier, Sheppard, Van Vorhis, Wiese, Wood, and President Caven—13. Total absent—15.

President *pro tempore* Ridenour then stated that the business to be brought before this Joint Convention would be—The election of a City Civil Engineer, in place of Thaddeus Reed, removed; also, the election of a Wood-Measurer at West Market, in place of Levi H. Rowell, re-

signed; and announced that nominations for such positions would now be in order.

Councilman King, by consent, was allowed to present the following communication; which was read, and then, on Councilman Tucker's motion, it was laid on the table:

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

Gentlemen:—I have been informed that measures are to be taken by your bodies, in Joint Convention, to elect some person to the office I now hold—that of City Civil Engineer. If this rumor is correct, and you intend to take such action, I hereby respectfully protest against the same as illegal and unjust, and respectfully again demand an investigation before action shall be taken by you for my removal, or the appointment of a successor when no vacancy legally exists.

I am truly yours,

THADDEUS REED, City Civil Engineer.

For City Civil Engineer—Councilman Tucker nominated Robert M. Patterson.

No further nomination being made, on motion of Alderman Grubbs, Secretary Wright was instructed to cast the unanimous vote of the Joint Convention for aforesaid nominee.

Robert M. Patterson having thus received 21 votes, President *pro tem.* Ridenour declared that said Patterson had been duly elected to the office of City Civil Engineer for the balance of the term, ending on May 31st, 1881.

For Wood-Measurer at West Market—Councilman McKay nominated David Small.

No further nomination being made, on motion of Councilman Pearson, Secretary Wright was instructed to cast the unanimous vote of the Joint Convention for aforesaid nominee.

David Small having thus received 21 votes, President *pro tem.* Ridenour declared that said Small had been duly elected to the office of Wood-Measurer at West Market for the balance of the term, ending on May 31st, 1880.

The Third Joint Convention of the Common Council and Board of Aldermen having thus discharged all the business for which it had been convened, on motion made, it was declared adjourned.

J. M. RIDENOUR, President of Board of Aldermen,
President *pro tempore* of Joint Convention.

Attest: BENJ. C. WRIGHT, City Clerk,
Secretary of Joint Convention.