

PROCEEDINGS OF BOARD OF ALDERMEN.

SPECIAL SESSION—DECEMBER 12, 1889.

The Board of Aldermen of the City of Indianapolis, met in the Aldermanic Chamber, Thursday evening, December 12th, A. D. 1889, at 7:30 o'clock, in special session, pursuant to the following call:

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

Gentlemen:—You are hereby requested to meet in special session in the Aldermanic Chamber, on Thursday evening, December 12th, 1889, at 7:30 o'clock, for the purpose of considering such business as may come before said Board.

Will. E. Tousey,	John Rail,
J. H. Taylor,	M. F. Connett,
H. B. Smith,	H. W. Laut.

It appearing that all of the members of the Board of Aldermen had been duly and properly notified of said meeting, the following roll-call was had:

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

ABSENT, 1—viz: Alderman Reinecke.

MESSAGES AND PAPERS FROM THE COMMON COUNCIL.

The following message was read:

To the President and Members of the Board of Aldermen:

Gentlemen:—I submit herewith the following papers for your consideration, favorably passed upon by the Common Council, at its regular session held December 2d, 1889.

For the Common Council:

JNO W. BOWLUS, City Clerk.

The report from the Committee on Contracts, awarding various contracts (see pages 879, 880 and 881, *ante*), was read, and the action of the Common Council thereon, concurred in.

The following contracts and bonds (see page 881, *ante*), were read and concurrently approved:

Contract and bond of Freaney Brothers, for erecting lamp-posts, lamps and fixtures (complete to burn gas, except the service pipes,) on Hall Place street, between Seventh and Ninth streets. Bond, \$50 00; surety, A. M. Fletcher.

Contract and bond of Freaney Brothers, for erecting lamp-posts, lamps and fixtures (complete to burn gas, except the service pipes,) on Ash street, between Lincoln avenue and Seventh street. Bond, \$50.00; surety, A. M. Fletcher.

Contract and bond of Freaney Brothers, for erecting lamp-posts, lamps and fixtures (complete to burn gas, except the service pipes,) on Lambeth street, between Brookside and Clifford avenues. Bond, \$50.00; surety, A. M. Fletcher.

Contract and bond of Freaney Brothers, for erecting lamp-posts, lamps and fixtures (complete to burn gas, except the service pipes,) on Ellsworth street, between New York and Vermont streets. Bond, \$50.00; surety, A. M. Fletcher.

Contract and bond of Freaney Brothers, for erecting lamp-posts, lamps and fixtures (complete to burn gas, except the service pipes,) on Bicking street, between Delaware and High streets. Bond, \$50.00; surety, A. M. Fletcher.

Contract and bond of Freaney Brothers, for erecting lamp posts, lamps and fixtures (complete to burn gas, except the service pipes,) on Bellefontaine avenue, between Lincoln avenue and Seventh street. Bond, \$50.00; surety, A. M. Fletcher.

The report of the City Attorney (see page 881, *ante*), was read and received.

The report of the City Attorney, in relation to the claim of Marion County vs. The City (see page 882, *ante*), was read, and the action of the Common Council thereon, concurred in.

The report of the City Civil Engineer, accompanied with estimates, (see pages 882 and 883, *ante*), was read, and the action of the Common Council thereon, concurred in.

The following estimate resolution (see page 884, *ante*), 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 J. L. Spaulding, for grading and paving with brick the sidewalks of Mayhew street, from West street to Oregon 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 concurrently adopted by the following vote :

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

NAYS—None.

The following estimate resolution (see page 884, *ante*), 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 Roney & Dunning, for grading and graveling the roadway of Paca street, and paving with brick the sidewalks thereof, from First street to St. Clair 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 concurrently adopted by the following vote :

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

NAYS—None.

The following estimate resolution (see page 884, *ante*), 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 Hanway & Lancaster, for grading and graveling Columbia avenue and sidewalks, from the State Ditch to the Belt Railway, 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 concurrently adopted by the following vote:

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

NAYS—None.

The following estimate resolution (see page 884, *ante*), 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 Roney & Dunning, for grading and paving with brick the east sidewalk of Bellefontaine avenue, from Ninth street to Eleventh 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 concurrently adopted by the following vote:

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

NAYS—None.

The following estimate resolution (see page 885, *ante*), 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 F. M. Snyder, for grading and paving with brick the southeast sidewalk of Kentucky avenue, from South street to Merrill 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 concurrently adopted by the following vote:

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

NAYS—None.

The following estimate resolution (see page 885, *ante*), 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 north sidewalk of Twelfth street, from Meridian street to Tennessee 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 concurrently adopted by the following vote:

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

NAYS—None.

The following estimate resolution (see page 885, *ante*), 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 the first alley east of Mississippi street, from the first alley north of William street to Herbert 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 concurrently adopted by the following vote :

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

NAYS—None.

The following estimate resolution (see page 885, *ante*), 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 Fisher & Roney, for grading and paving with brick the sidewalks of Locke street, from Elizabeth street to Indiana avenue, 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 concurrently adopted by the following vote :

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

NAYS—None.

The following estimate resolution (see page 886, *ante*), 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 The Western Paving & Supply Company, for grading and paving with Filbert Vulcanite Asphaltic Pavement, the roadway of Court street, and curbing with stone the sidewalks thereof, from the east line of Pennsylvania street to the west curb line of Delaware 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 concurrently adopted by the following vote :

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

NAYS—None.

The report of the City Clerk, showing the amount of orders drawn on the city treasury for the month of November, 1889, (see pages 885 and 886, *ante*), was read and received.

The following report from the City Clerk (see page 887, *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:

Geo. W. Seibert & Co. vs. J. A. & A. J. Cornelius, for.....	\$35 20
Fulmer & Seibert vs. Ewald Over, for	46 00

Respectfully submitted, J. NO. W. BOWLUS, City Clerk,

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

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

NAYS—None.

The report of the City Clerk, reporting the filing of the bond of the Sun Vapor Light Company (see page 887, *ante*), was read, and the bond concurrently approved.

The reports from the Committee on Public Light (see page 888, *ante*), were read, and referred to the Committee on Public Light.

The report from the Rental Committee (see page 889, *ante*), was read and received.

The following motions (see page 893, *ante*), were read and concurrently adopted :

That W. Q. Gresham et al., be, and are hereby, given permission to grade and gravel the alley between Tennessee and Mississippi streets, beginning at William street and running north to the intersection of the first alley, at their own expense, under the direction of the City Civil Engineer.

That Charles Toon and Wm. Corbley be, and are hereby, granted permission to grade and gravel the sidewalk in front of their property on north Illinois street, at the west side, near Twenty-second street, at their own expense, under the direction of the City Civil Engineer.

That the Street Commissioner be, and is hereby, ordered to build a dam across Pogue's Run at the south side of Clifford avenue, for temporary fire protection. Work to be done under the direction of the Chief Fire Engineer and City Attorney.

Alderman Reynolds presented the following remonstrance ; which was ordered filed :

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

Gentlemen:—We, the undersigned, citizens of the City of Indianapolis, and owners of property adjoining and in the vicinity of Pogue's Run, from Clifford avenue to Brookside avenue, and including the owners of 1,530 feet on the banks of said Pogue's Run out of a total of 1,800 feet within said boundaries, having learned that a resolution was before the Council ordering the damming of said Pogue's Run at Clifford avenue by the city, do protest against the damming of said stream, believing it to be against our health, peace, comfort and prosperity.

A dam previously placed on these grounds was declared a nuisance and removed. The results of damming the stream here, being to rapidly fill the bed, endangering overflow, pollution of water in the wells, and causing dampness in cellars and the stoppage of decaying matter at this point, and in other ways being against the peace and comfort of your petitioners.

John H. Talge, Chas. F. Talge, John Talge, owners of 120 feet east side of Woodruff avenue; W. D. Haynes, owner of 605 feet along both banks of Pogue's Run, Mary E. Philips, owner of 200 feet along the west bank of Pogue's Run; Mary W. Barr, owner of 55 front feet east side of Woodruff avenue—and 15 others.

APPROPRIATION ORDINANCES.

On motion by Alderman Wright, the Rules were suspended for the purpose of placing the following entitled appropriation ordinances (passed by the Common Council,) on their final passage, by the following vote :

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

NAYS—None.

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

Ap. O. 73, 1889—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 Janitors, and Market Masters of the East and West markets. [Amount appropriated, \$14,815.58.]

And it was passed by the following vote :

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

NAYS—None.

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

Ap. O. 74, 1889—An ordinance appropriating the sum of Five Thousand Dollars (\$5,000) on account of the Street Repairs Department of the City of Indianapolis.

And it was passed by the following vote :

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

NAYS—None.

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

Ap. O. 75, 1889—An ordinance appropriating money for the payment of sundry claims against the City of Indianapolis, on account of Station House. [Amount appropriated, \$652.00.]

And it was passed by the following vote :

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

NAYS—None.

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

Ap. O. 76, 1889—An ordinance appropriating money for the payment of sundry claims against the City of Indianapolis, on account of the Fire Department. [Amount appropriated, \$694.01.]

And it was passed by the following vote :

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

NAYS—None.

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

Ap. O. 77, 1889—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, \$1,507.59.]

And it was passed by the following vote :

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

NAYS—None.

Ap. O. 78, 1889—An ordinance appropriating money for the payment of sundry claims against the City of Indianapolis, on account of the City Hospital and Branch—(special.) [Amount appropriated, \$1,023.35.]

And it was passed by the following vote :

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

NAYS—None.

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

Ap. O. 79, 1889—An ordinance appropriating money for the payment of sundry claims against the City of Indianapolis. [Amount appropriated, \$29,465.78.]

And it was passed by the following vote :

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

NAYS—None.

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

G. O. 50, 1889—An ordinance requiring the Cleveland, Cincinnati, Chicago & St. Louis Railway Company to station and maintain a flagman at the intersection of said company's tracks with Kentucky avenue, in the City of Indianapolis, Ind.

G. O. 51, 1889—An ordinance authorizing the Lake Erie & Western Railroad Company to lay, maintain and operate a switch track across Seventh street alongside the main track of said company.

On motion by Alderman Laut, the Rules were suspended for the purpose of placing G. O. 50, 1889, on its final passage, by the following vote :

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

NAYS—None.

G. O. 50, 1889, was then read the second time, read the third time and passed, by the following vote:

AYES, 9—viz: Aldermen Connett, Laut, Rail, Reinecke, Reynolds, Smith, Taylor, 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 was referred the following matters, beg to report:

1st. Is S. O. No. 195, 1889, for improving Bellefontaine avenue, from Home avenue to Eleventh street.

2d. Is S. O. 197, 1889, for paving the south sidewalk of St. Clair street, from Tennessee to Mississippi streets.

3d. Is S. O. 163, 1889, to pave with asphalt the roadway of south Illinois street, from Washington street to the tunnel.

Your Committee recommend that these ordinances pass.

4th. Is a resolution—

Resolved by the Common Council and Board of Aldermen of the City of Indianapolis, That the petition of the Indianapolis Board of School Commissioners and others, praying for the vacation of the first alley south of Home avenue, running east from Ash street to the first alley east of Ash street, be referred to the Board of City Commissioners, together with the plat accompanying the same, with instructions to assess benefits and damages caused by such vacation, and to make due report to the Common Council and Board of Aldermen; the said Board of City Commissioners to return all petitions, plats and notices

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

5th. Is a resolution—

Resolved by the Common Council and Board of Aldermen of the City of Indianapolis, That the petition of Val. Schlathouer and others, praying for the vacation of the five (5) foot alley first east of Noble street, and extending from New York street north to the first alley north of North street, in the City of Indianapolis, be referred to the Board of City Commissioners, together with the plat accompanying the same, with instructions to assess benefits and damages caused by such vacation, and to make due report to the Common Council and Board of Aldermen; the said Board of City Commissioners to return all petitions, plats and notices.

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

Your Committee recommend the adoption of these resolutions.

In regard to S. O. No. 58, 1889, for paving with asphalt the roadway of Pennsylvania street, from First street to Seventh street, your Committee request that it be recalled from our Committee without report.

Respectfully submitted,

Will. E. Tousey,
J. H. Taylor,

Committee on Streets and Alleys.

On motion by Alderman Wright, the above report was concurred in, except the fourth clause, which was referred to the Committee on Streets and Alleys and Sewers and Drainage.

The following resolution (see pages 863 and 864, *ante*), was read :

Resolved by the Common Council and Board of Aldermen of the City of Indianapolis, That the petition of Val. Schlatzhauer and others, praying for the vacation of the five (5) feet alley first east of Noble street, and extending from New York street north to the first alley north of North street, in the City of Indianapolis, be referred to the Board of City Commissioners, together with the plat recompanying the same, with instructions to assess benefits and damages caused by such vacation, and to make due report to the Common Council and Board of Aldermen; the said Board of City Commissioners to return all petitions, plats and notices.

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

And it was concurrently adopted by the following vote :

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

NAYS—None.

PENDING ORDINANCES.

Alderman Tousey moved that S. O.'s 163, 195 and 197, of 1889, be taken up.

Which motion was adopted.

Alderman Connett moved that S. O. 58, 1889, be also taken up.

Which motion was adopted.

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

S. O. 58, 1889—An ordinance to provide for grading, paving with Filbert Vulcanite Asphaltic Pavement, the roadway of Pennsylvania street, bowldering between the rails of the tracks of the Citizens' Street Railroad, and requiring the Citizens' Street Railroad Company to pay a portion of the cost thereof, as provided for in General Ordinance No. 4, 1884, from the north line of First street to the south line of Seventh street.

And it was passed by the following vote :

AYES, 7—viz: Aldermen Connett, Laut, Rail, Reynolds, Smith, Taylor, and President Wright.

NAYS, 2—viz: Aldermen Reinecke, and Tousey,

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

S. O. 163, 1889—An ordinance to provide for grading, paving with Filbert Vulcanite Asphaltic Pavement, the roadway of Illinois street, bowldering between the rails of the tracks of the Citizens' Street Railroad, curbing with stone the gutters thereof, from the south line of Washington street to the north end of the north approach of Illinois street tunnel, and requiring the Citizens' Street Railroad Company to pay a portion of the costs thereof, as provided for in General Ordinance No. 4, 1884.

And it was passed by the following vote:

AYES, 7—viz: Aldermen Connett, Laut, Reynolds, Smith, Taylor, Tousey, and President Wright.

NAYS, 2—viz: Aldermen Rail, and Reinecke.

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

S. O. 195, 1889—An ordinance to provide for grading, bowldering and curbing the gutters and widening the sidewalks of Bellefontaine avenue, between Home avenue and Eleventh street.

And it was passed by the following vote:

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

NAYS—None.

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

S. O. 197, 1889—An ordinance to provide for grading and paving with brick the south sidewalk of St. Clair street, from Tennessee street to Mississippi street, and the costs thereof.

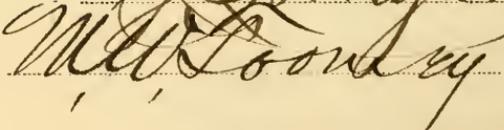
And it was passed by the following vote:

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

NAYS—None.

On motion, the Board of Aldermen then adjourned.

Attest:  President.

 Clerk.