PROCEEDINGS OF COMMON COUNCIL.

ADJOURNED SESSION-JULY 11, 1881.

The Common Council of the City of Indianapolis met in the Council Chamber on Monday evening, July 11th, 1881, at eight o'clock, in adjourned session.

PRESENT—Hon. Isaac Thalman, President pro tem. of the Common Council, in the Chair, and 17 members present, viz: Councilmen Bedford, Brundage, Bryce, Cole, Coy, Egger, Fultz, Harrold, Knodel, Koller, Morrison, Pearson, Pritchard, Reichwein, Stout, Thalman and Ward.

ABSENT-Councilman Caylor, Cowie, Dean, Dowling, Hartmann, Mauer, Weaver and Yoke—8.

The City Clerk presented the following invitation; which was accepted:

Indianapolis, July 9th, 1881.

Members of City Council:

Gentlemen: - You are respectfully invited and requested to visit Cleveland, Ohio, as the guests of the Brush Electric Light and Power Company, on Wednesday morning, the 13th inst., returning to this city on the 15th.

Lcaves Union Depot at 4:15 A. M.

Very respectfully,

JOHN CAVEN, President.

H. P. CLOUGH, Secretary.

The Committee on Streets and Alleys, and Judiciary, through Councilman Pritchard, submitted the following report; which was concurred in:

Indianapolis, July 11th, 1881.

To the Mayor and Common Council:

Gentlemen:-Your Judiciary Committee and City Attorney, together with the Committee on Streets and Alleys, to whom was referred the North Meridian street ordinances, Nos. 87 and 88, with amendments thereto, report thereon as follows:

We recommend that S. O. 87 and 88 be stricken from the files, and new ordinances introduced, in order to save any possible question, on account of amendments made thereto since the publication of said ordinances.

Respectfully submitted, B. W. Cole, James A. Pritchard, Simeon Coy, Committee on Judiciary. Committee on Streets and Alleys.

sig. 28. [311] Councilman Pritchard then moved to strike the ordinances S O. 87 and 88, 1881, from the files.

Which motion was adopted.

Councilman Pritchard introduced the following entitled ordinances, which were severally read the first time:

- S. O. 107, 1881—An Ordinance to provide for paving with wood blocks the roadway of Meridian street, and bowldering the wings of street and alley crossings thereof, from New York street to St. Clair street.
- S. O. 108, 1881—An Ordinance to provide for paving with wood blocks the roadway of Meridian street, and bowldering the wings of street and alley-crossings thereof, from St. Clair street to Seventh street.

On motion, the Common Council then adjourned.

ISAAC THALMAN,

President pro tem. of the Common Council.

Attest: Jos. T. Magner, City Clerk,

PROCEEDINGS OF BOARD OF ALDERMEN.

REGULAR SESSION—July 11, 1881.

The Board of Aldermen of the City of Indianapolis, met in the Aldermanic Chamber, on Wednesday evening, July 11th, A. D. 1881, at eight o'clock, in regular session.

PRESENT—His Honor, President Layman, in the Chair, and Aldermen DeRuiter, Drew, Hamilton, Mussmann, Newman, Rorison, Seibert, and Tucker—9.

ABSENT-Alderman Wood-1.

The Proceedings of the Board of Aldermen for the regular session held on June 22d, 1881, 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 special message was read:

To the President and Members of the Board of Aldermen:

Gentlemen:—The Common Council, in regular session, held in the Council Chamber, Monday evening, July 4th, 1881, adhered to their former action, requesting that a Committee of Conference be appointed to consider the passage of the following entitled ordinance:

"G. O. 54, 1879—An Ordinance to prevent horses or other animals or vehicles from standing within ten feet of any drinking fountain in the city of Indianapolis, except while such horse or animal is engaged in drinking."

Councilmen Pearson, Bedford and Dowling were appointed as such Committee of Conference.

I submit the same for your consideration.

For the Common Council:

Jos. T. MAGNER, City Clerk.

On motion by Alderman Tucker, the Board of Aldermen adhered to their former action.

By consent, Alderman Tucker offered the following motion; which was adopted:

[313]

Moved, That when this Board takes action upon any matter after the same shall have been referred to the Aldermanic Committee, that said action by this body upon any matter so acted upon, be final; and that the City Clerk notify the Council of the passage of this motion.

The following message was read and received:

To the President and Members of the Board of Aldermen:

Gentlemen:—I herewith transmit to your honorable body certain papers, which were favorably passed upon by the Common Council, at its regular session, held on Monday evening, July 4th, 1881, for your action upon the same.

For the Common Council:

Jos. T. MAGNER, City Clerk.

The following report from His Honor, the Mayor (see page 269, ante) was read and received:

Indianapolis, July 4, 1881.

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

Gentlemen:—The amount of Mayor's fees collected by me during the month of June, 1881, was \$165.91; of Policemen's witness fees, \$179.26; of fines due the city treasury, \$38.25, and of fines due the Home for Friendless Women, \$44.00—being a total of \$427.42, which amount I have paid to the City Treasurer, and filed his receipt therefor with the City Clerk.

Respectfully submitted,

D. W. GRUBBS, Mayor.

The following report from the City Civil Engineer was read; and the favorable action of the Common Council thereon (see page 269, ante) was concurred in:

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 Michael Flaherty, for grading and graveling the west sidewalk of Shelby street, from Pleasant Run to the U. R. R. T. and S. Y. track.

25 yards cinders at Pleasant Run, at \$1.00	25 00	

\$199 56

A first and final estimate in behalf of Robert Kennington, for grading and graveling the first alley east of Delaware street, from Bicking street to the first alley north of Coburn street.

A first and final estimate in behalf of J. W. Smith, for grading and paving with brick, the south sidewalk of Michigan street, from East street to Massachusetts avenue.

A first and final estimate in behalf of J. W. Smith, for grading and paving with brick, the north sidewalk of Buchanan street, from East street to Greer street.

306 lineal feet, at 37½ cents...... \$114 75

A first and final estimate in behalf of Michael Faust, for grading and paving with brick, the west sidewalk of Railroad street, from Market street to Ohio street.

420 16 lineal feet, at 42 cents...... \$176 61

A first and final estimate in behalf of John L. Hanna, for grading and paving with brick (where not already paved), the south sidewalk of St. Marys street, from Fort Wayne avenue to Alabama street.

A first and final estimate in behalf of Michael Faust, for grading and paving with brick, the west sidewalk of Virginia avenue, from Coburn street to the first alley south of Coburn street.

55 * lineal feet, at 75 cents..... \$41 75

A first and final estimate in behalf of Michael Faust, for grading and bowldering the gutters of Ohio street, and curbing with stone the outer edges of the sidewalks thereof, from East street to Noble street.

\$1,603 29

A first and final estimate in behalf of Twiname, Amos & Co., and J. D. Hoss, assignee, for grading and paving with brick, the west sidewalk of Park avenue, from Cherry street to Gregg street.

A first and final estimate in behalf of James Mahoney, for grading and bowldering the gutters of New Jersey street, from Virginia avenue to South street.

785 lineal feet of bowldering, at 37 cents...... \$290 45

Respectfully submitted,

S. H. SHEARER, City Civil Engineer.

The following estimate resolution (adopted by the Common Council—see page 270, 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 James Mahoney, for grading and bowldering the gutters of New Jersey street, from Virginia avenue to South 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, 9—viz. Aldermen DeRuiter, Drew, Hamilton, Mussmann, Newman, Rorison, Seibert, Tucker, and President Layman.

NAYS-None.

The following estimate resolution (adopted by the Common Council—see page 271, 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 Michael Faust, for grading and paving with brick, the west sidewalk of Virginia avenue, from Coburn street to the first alley south of Coburn 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, 9—viz. Aldermen DeRuiter, Drew, Hamilton, Mussmann, Newman, Rorison, Seibert, Tucker, and President Layman.

NAYS-None.

The following estimate resolution (adopted by the Common Council—see page 271, 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 Twiname, Amos & Co., J. D. Hoss, assignee, for grading and paving with brick, the west sidewalk of Park avenue, from Cherry street to Gregg 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, 9—viz. Aldermen DeRuiter, Drew, Hamilton, Mussmann, Newman, Rorison, Seibert, Tucker, and President Layman.

NAYS-None.

The following estimate resolution (adopted by the Common Council—see page 271, ante) was read:

Resolved by the Common Council and Board of Aldermen of the City of Indianapolis, That the accompanying first and partial estimate in behalf of Michael Faust, for grading and bowldering the gutters of Ohio street, and curbing with stone the outer edges of the sidewalks thereof, from East street to Noble 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:

Aves, 9—viz. Aldermen DeRuiter, Drew, Hamilton, Mussmann, Newman, Rorison, Seibert, Tucker, and President Layman.

NAYS-None.

The following estimate resolution (adopted by the Common Council—see page 272, 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 John L. Hanna, for grading and paving with brick (where not already paved), the south sidewalk of St. Marys street, from Fort Wayne avenue to Alabama street, be, and the same is hereby, adopted as the estimate of the Comnon 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:

ATES, 9—viz. Aldermen DeRuiter, Drew, Hamilton, Mussmann, Newman, Rorison, Seibert, Tucker, and President Layman.

NAYS-None.

The following estimate resolution (adopted by the Common Council—see page 272, 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 Michael Faust, for grading and paving with brick, the west sidewalk of Railroad street, from Market street to Onio 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 repective names.

And it was concurrently adopted by the following vote:

AYES, 9-viz. Aldermen DeRuiter, Drew, Hamilton, Mussmann, Newman, Rorison, Seibert, Tucker, and President Layman.

NAYS-None.

The following estimate resolution (adopted by the Common Council—see page 272, 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. W. Smith, for grading and paving with brick, the north sidewalk of Buchanan street, from East street to Greer 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, 9—viz. Aldermen DeRuiter, Drew, Hamilton, Mussmann, Newman, Rorison, Seibert, Tucker, and President Layman.

NAYS-None.

The following estimate resolution (adopted by the Common Council—see page 272, ante) was read:

Resolvea by the Common Council and Board of Aldermen of the City of Indianapolis That the accompanying first and final estimate in behalf of J. W. Smith, for grading and paving with brick, the south sidewalk of Michigan street, from East street to Massachusetts 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, 9—viz. Aldermen DeRuiter, Drew, Hamilton, Mussmann, Newman, Rorison, Seibert, Tucker, and President Layman.

NAYS-None.

The following estimate resolution (adopted by the Common Council—see page 273, ante) was read:

Resolved by the Common Council and Board of Aldermen of the City of Iadianapolis, That the accompanying first and final estimate in behalf of Robert Kennington, for grading and graveling the first alley west of Delaware street, from Bicking street to the first alley north of Coburn 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, 9—viz. Aldermen DeRuiter, Drew, Hamilton, Mussmann, Newman, Rorison, Seibert, Tucker, and President Layman.

NAYS-None.

The following estimate resolution (adopted by the Common Council—see page 273, 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 Michael Flaherty, for grading and graveling the west sidewalk of Shelby street, from Pleasant Run to the U.R. R.T. and S. Y. tracks, 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, 9—viz. Aldermen DeRuiter, Drew, Hamilton, Musssmann, Newman, Rorison, Seibert, Tucker, and President Layman.

NAYS-None.

The following report from the City Civil Engineer was read; and the favorable action of the Common Council thereon (se page 273, ante) was concurred in:

To the Mayor, Common Council and Board of Aldermen:

Gentlemen:-I herewith report the following contracts and bonds:

Contract and bond of James Mahoney, for grading and graveling the alley between Linden and Laurel streets, from Orange street to Willow street. Bond, \$500; surety, James Renihan.

Contract and bond of Charles S. Roney, for grading and graveling the first alley west of Alabama street. from Seventh street to the State Ditch. Bond, \$1,000; surety, A. Haywood.

Respectfully submitted,

S. H. SHEARER, City Civil Engineer.

The following report from the City Clerk was read:

To the Mayor, Common Council and Board of Aldermen:

Gentlemen:—I herewith submit the following entitled affidavits, for the collection of street assessments by precepts, to-wit:

James Mahoney vs. J. Henry Kappes, for	\$5 40)
James Mahoney vs. J. Henry Kappes, for	5 40)
John A. Whitsit vs Francis Dougherty, for	49 77	7

And recommend you order the precepts to issue.

Respectfully submitted,

Jos. T. MAGNER, City Clerk.

On motion, the favorable action of the Common Council on the above report, (see page 274, ante) was concurred in, and the precepts ordered to issue by the following vote:

AYES, 8—viz. Aldermen DeRuiter, Drew, Hamilton, Mussmann, Newman, Seibert, Tucker, and President Layman.

NAYS-None.

The following clause from the report of the City Attorney was read; and the favorable action of the Common Council thereon (see page 276, ante) was concurred in:

The case of Theo. Deitz vs. The City et al., pending in the Superior Court, was tried by a jury and resulted in a verdict in favor of the plaintiff. This was an action to enjoin the city authorities from removing certain buildings which the plaintiff had erected in what was claimed to be a part of Railroad street, between St. Clair street and Massachusetts avenue.

The plaintiff proved a complete chain of title to the ground in controversy, and the city being unable to show any claim of right to the ground except user for a number of years, the court, on the authority of the case of Mansnr vs. Haughey, 60 Ind. 365, held this was not sufficient to establish a dedication, and directed the jury to return a verdict for the plaintiff. The case has been prepared for an appeal, but I do not think it advisable to further litigate the matter.

The following report from the Street Commissioner (see page 277, ante) was read and received:

To the Mayor, Common Council and Board of Aldermen:

Gentlemen:—I herewith report the amount of \$32.90 collected for dirt and old lumber sold, and turned the same over to the City Treasurer, and taken his receipt for said amount, and filed the same with the City Clerk.

Respectfully submitted,

L. A. FULMER, Street Commissioner.

The following report from the Street Commissioner (see page 277, ante) was read and received:

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

Gentlemen: —I have completed the work of planking the crossings of Virginia avenue, over the P., C. & St. L. R. R. Co.'s tracks, as per your order, at a cost of \$431.92, and made out a bill against said company for the same, and will turn it over to the City Attorney for collection.

Respectfully submitted,

L. A. FULMER, Street Commissioner,

The following report from the Fire Board was read:

Indianapolis, June 17th, 1881.

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

Gentlemen:—Your Fire Board, to whom was referred a petition from most all the prominent business men of the city requesting the Board of Aldermen and Common Council to purchase a Chemical Fire Extinguisher, have investigated the utility of such an apparatus thoroughly by personal inquiry and correspondence with the Chief Fire Engineers of the principal cities now using them. We find that the opinion of all is highly favorable, and the saving of property from damage by both fire and water very great.

We therefore recommend that you authorize the Chief Fire Engineer and Fire Board to contract for one.

We also find that a new Hose Carriage is badly needed, and about 2500 feet of hose. Also ten (10) miles of telegraph wire to replace that which is worn out.

We recommend that you authorize the purchase of same, which will put the Department in first-class working order.

Respectfully submitted,

Isaac Thalman, Phil Reichwein, N. Yoke, Fire Board.

On motion, the favorable action of the Common Council on the above report, (see page 277, ante) was concurred in, except as to so much of the report as relates to the purchase of a Chemical Fire Extinguisher and Hose carriage, which was referred to the Committee on Fire Department and President Layman.

The following report from the Board of Public Improvements (see page 278, ante) was read; and the favorable action of the Common Council thereon, was concurred in:

To the Board of Public Improvements:

Gentlemen:—I herewith submit the following named persons for your approval and confirmation as Assistants in my Department: Rue Shawver and Wm. F. Fink.

Respectfully submitted,

S. H. SHEARER, City Civil Engineer.

To the Mayor, Common Council and Board of Aldermen:

Gentlemen:—We recommend the confirmation of the above named persons as rodman and axman in said department.

Respectfully submitted,

Edward H. Dean, Wm. H. Morrison, John R. Cowie, Board of Public Improvements.

The reports of the Superintendents of the City Dispensary and City Hospital and Branch, and the Mortality report of the Board of Health, (see pages 279 and 280, ante) were read and received.

The following report from the Judiciary Committee (see page 280, ante) was read, and referred to the Committee on Judiciary, Ordinances and Rules:

Indianapolis, July 4th, 1881.

To the Mayor and Common Council:

Gentlemen:—Your Judiciary Committee, together with the City Attorney, to whom was referred sundry papers, report thereon as follows:

The first is the petition of W. H. Hearon, showing that on the 19th day of May, 1881, while driving east over the Michigan street fill, in the city, his horse shied to one side, thereby throwing his wagon down the embankment, in which were seated himself, wife and son. His wagon was badly broken, his harness all torn to pieces, while he and his family were more or less injured, resulting, however, in no permanent injury to any of them.

The petitioner asks that he be paid a reasonable compensation for the damages sustained.

Your committee recommend that he be paid the sum of two hundred dollars, in full satisfaction of all demand against the city on part of petitioner, his wife and son, and Mr. Hearon and his wife, each for themselves, and both of them for the son, on the receipt of said two hundred dollars, give the City Treasurer a release of all cause of action, and receipt in full of all demands against the city on account of said accident.

Respectfully submitted,

James A. Pritchard, N. Yoke, Judiciary Committee.

John A. Henry, City Attorney.

The following report from the Committee on Markets (see page 281, ante) was read, and referred to the Committee on Markets and Public Property:

To the Mayor and Common Council:

Gentlemen:—Your Committee on Markets, to whom was referred the bid of John Edwards for the use of bill-board grounds on East and West Markets for one year, would state that we have received another bid from Harbison & Abrams for the same ground. The two bids are as follows:

John Edwards, for East Market grounds	\$15 00
" " West Market grounds	15 00
Harbison & Abrams, for West Market grounds	15 00
" " " Fast Market grounds	91 00

Harbison & Abrams being the best bid, we recommend that they be granted the right of all the bill-board grounds at the East and West Markets, said bill-boards to be placed under the direction of the Market-Masters.

Respectfully submitted.

Henry J. Mauer, Allen Caylor, Committee on Markets.

The following report from the Committee on Ordinances was read; and the action of the Common Council thereon (see page 281, ante) was concurred in:

Indianapolis, July 4th, 1881.

To the Mayor and Common Council:

Gentlemen:—Your Committee on Ordinances, to whom was referred the matter in reference to special sewer tax and sewer districts, report thereon as follows:

We recommend that we avail ourselves of the provisions of the recent act of the Legislature to levy a special sewer tax; but in view of the fact that the levy under the law must be general, we recommend that no sewer districts be made.

We suggest that the City Attorney be directed to draw an ordinance in accordance with this report.

Respectfully submitted,

B. W. Cole, James A. Pritchard, Committee on Ordinances.

The following motion (adopted by the Common Council—see page 287, ante) was read:

That Thomas Hart be placed on the pay-roll for one-half month's pay.

Alderman Rorison moved that the action of the Common Council in adopting the above motion, be not concurred in.

Alderman Hamilton moved that Alderman Rorison's motion be laid on the table.

Which motion failed of adoption.

The question then being on the adoption of Alderman Rorison's motion, it failed of adoption by the following vote:

AYES, 2-viz. Aldermen Rorison, and Seibert.

NAYS, 7-viz. Aldermen DeRuiter, Drew, Hamilton, Mussmann, Newman, Tucker, and President Layman.

The original motion was then adopted.

The following motion (adopted by the Common Council—see page 290, ante) was read, and referred to the Committee on Printing:

That the City Clerk be directed to advertise for bids for doing the city printing in all departments.

The following motion (adopted by the Common Council—see page 291, ante) was read, and referred to the Committee on Public Light:

That the Committee on Public Light be directed to arrange with the Gas Compady to at once change the round lamps on corners with square ones, to receive the street signs now being painted.

The following motion (adopted by the Common Council—see page 293, ante) was read:

That the City Marshal and Police Force be, and are hereby, directed to file against all owners who allow their geese to run at large within the city limits, and that such parties be first notified.

On motion by Alderman Hamilton, the above motion was amended so as to include the enforcement of all ordinances.

The motion, as amended, was then adopted.

The following motions (adopted by the Common Council—see pages 289, 290, 291 and 294, ante) were read, and concurrently adopted:

That from and after this date any officer or person in the employ of the City of Indianapolis that shall sell or cause to be sold any article belonging to said city, it shall be the duty of said officer or person to report the amount and name of any article sold, to the City Treasurer, and take from said Treasurer his receipt for same; and it shall be the duty of all Officers and Boards to report the articles and amounts for which same was sold, at least once a month to the Common Council and Board of Aldermen of said city, with City Treasurer's receipt for all cash paid.

That the Committee on Public Property be directed to collect all back and unpaid rents from tenants in possession of the Tomlinson Estate property, and on failure of tenants, in cases where more than two months' rent is due, to pay on demand, then the City Attorney be directed to bring suit at once for all rents due and unpaid.

That Charles E. Coffin be given permission to lay, at his own expense, brick sidewalks in front of his property, corner of Seventh and Pennsylvania streets, on Pennsylvania street and also on Seventh street, and that the work on both sidewalks be done under the direction of the City Civil Engineer.

That Mrs. Allen be authorized to place curbing on the sidewalk immediately fronting her property, No. 81 College avenue, at her own expense, and stakes set by City Civil Engineer.

That the Committee on Public Property be instructed to allow and permit the use of Southern Park on Thursday, July 21st, for the Gardeners' Association.

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

- Ap. O. 41, 1881—An Ordinance appropriating money for the payment of sundry claims against the City of Indianapolis, on account of the Fire Department.
- Ap. O. 42, 1881—An Ordinance appropriating money for the payment of sundry claims against the City of Indianapolis on account of the City Hospital and Branch.
- Ap. O 43, 1881—An Ordinance appropriating money for the payment of sundry claims against the City of Indianapolis on account of Station-Houses.
- Ap. O. 44, 1881—An Ordinance appropriating money for the payment of sundry claims against the City of Indianapolis.
- Ap. O. 45, 1881—An Ordinance appropriating money for the payment of sundry claims against the City of Indianapolis, on account of Printing, Stationery, and Advertising.

This being the regular appropriation night, the following entitled Appropriation Ordinances were placed on their final passage, without suspension of the rules:

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

Ap. U. 41, 1881—An Ordinance appropriating money for the payment of sundry claims against the City of Indianapolis, on account of the Fire Department. [Amount appropriated, \$2,153.40.]

And it was passed by the following vote:

AYES, 9—viz. Aldermen DeRuiter, Drew, Hamilton, Mussmann, Newman, Rorison, Seibert, Tucker, and President Layman.

NAYS-None.

Alderman Drew was excused for the remainder of this session.

The following entitled ordinance was read the second time:

Ap. 0. 42, 1881—An Ordinance appropriating morey for the payment of sundry claims against the City of Indianapolis, on account of the City Hospital and Branch. [Amount appropriated, \$978.19.]

Alderman Hamilton moved that the claim of "T. B. Shipley, diging well and pump, \$14.00," be stricken out.

Which motion was adopted.

The ordinance was then read the third time, (amount appropriated \$964.19), and passed by the following vote:

AYES, 8—viz. Aldermen DeRuiter, Hamilton, Mussmann, Newman, Rorison, Seibert, Tucker, and President Layman.

NAYS-None.

The following entitled ordinance was read the second time:

Ap. O. 43, 1881—An Ordinance appropriating money for the payment of sundry claims against the City of Indianapolis, on account of Station Houses. [Amount appropriated, \$340.05.]

Alderman Tucker moved that the claim of "C. P. Conard, buggy hire, \$2.50," be stricken out.

Which motion was adopted.

The ordinance was then read the third time (amount appropriated \$337.55), and it was passed by the following vote:

AYES, 8—viz. Aldermen DeRuiter, Hamilton, Mussmann, Newman, Rorison, Seibert, Tucker, and President Layman.

NAYS-None.

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

Ap. O. 44, 1881—An Ordinance appropriating money for the payment of sundry claims against the City of Indianapolis. [Amount appropriated, \$17,036.34.]

And it was passed by the following vote:

AYES, 8—viz. Aldermen DeRuiter, Hamilton, Mussmann, Newman, Rorison, Seibert, Tucker, and President Layman.

NAYS-None.

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

Ap. 0. 45, 1881—An Ordinance appropriating money for the payment of sundry claims against the City of Indianapolis, on account of Printing, Stationery and Advertising. [Amount appropriated, \$339.54.]

And it was passed by the following vote:

AYES, 8-viz. Aldermen DeRuiter, Hamilton, Mussmann, Newman, Rorison, Seibert, Tucker, and President Layman.

NAYS-None.

The following message was read and received:

To the President and Members of the Board of Aldermen:

Gentlemen:—I herewith transmit to your honorable body certain papers, favorably passed upon by the Common Council, at its adjourned session, held on Friday evening, July 8th, 1881, for your action upon the same.

For the Common Council:

Jos. T. MAGNER, City Clerk.

The following report from the City Civil Engineer was read; and the favorable action of the Common Council thereon (see page 295, ante) was concurred in:

To the Mayor, Common Council and Board of Aldermen:

Gentlemen:—I herewith make the following report for your consideration and action thereon:

The contract for bowldering the gutters of Morrison street, between Alabama and Delaware streets, was awarded to Wm. Kown; bond filed and approved September 22, 1880. Said contractor has failed to do any part of the work, and I learn is now, and has been for sometime, out of the city.

Respectfully submitted,

S. H. SHEARER, City Civil Engineer.

The following report from the City Civil Engineer was read; and the favorable action of the Common Council thereon (see pages 295 and 296, ante) was concurred in:

To the Mayor, Common Council and Board of Aldermen:

Gentlemen:—I herewith report a first and final estimate in behalf of R. P. Dunning and James W. Hudson, for grading, bowldering and curbing with stone the gutters, and paving with brick the north sidewalk (where not already paved, curbed or bowldered), of Georgia street, from Illinois street to Tennessee street.

872 lineal feet bowldering, at 63 cents		
394 lineal feet paving, at 53 cents	2v8	82
	\$941	

Respectfully submitted,

S. H. SHEARER, City Civil Engineer.

The following estimate resolution (adopted by the Common Council—see page 296, 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 R. P. Dunning and James W. Hudson, for grading, bowldering and curbing with stone the gutters, and paving with brick the north sidewalk (where not already paved, bowldered or curbed), of Georgia street, from Illinois 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 DeRuiter, Hamilton, Mussmann, Newman, Rorison, Seibert, Tucker, and President Layman.

NAYS-None.

The following report from the City Clerk was read:

To the Mayor, Common Council and Board of Aldermen:

Gentlemen:—I herewith report the following entitled affidavit, now on file in my office, for the collection of street assessment by precept, to-wit:

Respectfully submitted,

Jos. T. MAGNER, City Clerk.

Alderman Rorison moved to refer to the Committee on Streets & Alleys, and Sewers & Drainage.

Which motion failed of adoption.

On motion, the favorable action of the Common Council on the above report (see page 296, ante) was concurred in; and the precept ordered to issue by the following vote:

AYES, 5—viz. Aldermen DeRuiter, Hamilton, Mussmann, Newman, and Seibert.

NAYS, 3—viz. Aldermen Rorison, Tucker, and President Layman.

The monthly report of Wm. Hadley, Rental Agent of the Tomlinson Estate (see pages 296 and 297, ante), was read and received.

The following clause from the report of the Fire Board, concurred in by the Common Council (see page 297, ante), was read, and referred to the Committee on Fire Department:

2d. Is a motion to locate two 2000-barrel cisterns in the vicinity of Sarven Wheel Works.

We recommend that one cistern be located there, with a capacity of 2000 barrels; such cistern to be located in such place as the Chief Fire Engineer may select.

We have also ordered two extra hydrants located in that vicinity, which we consider will give sufficient protection.

The following report from the Committee of Conference was read; and the favorable action of the Common Council thereon (see page 306, ante) was concurred in:

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

Gentlemen:—Your Conference Committee, appointed in the matter of improving South Meridian street, from Washington street to Louisiana street, under S. O. 43, 1881, recommend that said ordinance be so amended that the city shall pay the expense of re-grading said street, and after so amended passed.

Respectfully submitted,
Peter F. Bryce,
Frederick Hartmann,

Isaac Thalman, Council. F. W. Hamilton, W. H. Tucker, H. E. Drew, Aldermanic.

The following clauses from the Committee on Contracts was read:

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

Gentlemen:—The Committee on Contracts, to whom was referred sundry proposals presented to Council July 4th, 1881, have examined the same, and find them to be as follows, viz:

1st For grading and bowldering Chesapeake alley, from Meridian street to Pennsylvania street.

R. H. Patterson, \$1.20 per lineal foot front on each side.
James Mahoney, \$1.16 per lineal foot front on each side.
Blume and Stumph, \$1.12 per lineal foot front on each side.
Hefgen and Bernauer, \$1.05 per lineal foot front on each side.
H. C. Roney, \$1.03 per lineal foot front on each side.
Richard Carr, \$1.02 per lineal foot front on each side.
Dunning and Hudson, 95 cents per lineal foot front on each side,

Dunning and Hudson being the lowest and best bidders, we recommend they be awarded the contract.

2d. For grading and graveling Chadwick street and sidewalks, from McCarty street to Catherine street.

S. Keers & Co., 85 cents per lineal foot front on each side.
R. Kennington, 65 cents per lineal foot front on each side.
Henry Clay, 60 cents per lineal foot front on each side.
Jas. Mahoney, 59½ cents per lineal foot front on each side.
Michael Doherty, 59 cents per lineal foot front on each side.
J. L. Spaulding, 58 cents per lineal foot front on each side.
Dunning and Hudson, 55 cents per lineal foot front on each side.
R. H. Patterson, 53 cents per lineal foot front on each side.
Henry C. Roney, 49 cents per lineal foot front on each side.

sig. 29.

Henry C. Roney being the lowest and best bidder, we recommend he be awarded the contract.

3d. For grading and paving with brick (where not already paved), the south sidewalk of St. Clair street, from Meridian street to Tennessee street.

Henry C. Roney, 40 cents per lineal foot front. J. L. Hanna & Co., 40 cents per lineal foot front. J. W. Smith, 39½ cents per lineal foot front. John Schier, 38 cents per lineal foot front.

John Schier being the lowest and best bidder, we recommend he be awarded the contract.

5th. For grading and paving with brick (where not already paved), the east sidewalk of West street, from South street to Merrill street.

Dunning & Hudson, 51 cents per lineal foot front.

J. W. Smith, 46 cents per lineal foot front.
II. C. Roney, 46 cents per lineal foot front.
John Schier, 42 cents per lineal foot front.

John Schier being the lowest and best bidder, we recommend he be awarded the contract.

6th. For grading and paving with brick, the west sidewalk of West street (where not already paved), from Washington street to Kentucky avenue.

Dunning & Hudson, 71 cents per lineal foot front.

H. C. Roney, 68 cents per lineal foot front.
J. W. Smith, 67½ cents per lineal foot front.
John Schier, 61 cents per lineal foot front.

John Schier being the lowest and best bidder, we recommend he be awarded the contract.

7th. For grading and graveling the alley between Union and Chestnut streets, from Hanway street to Hill street.

R. H. Patterson, 49 cents per lineal foot front on each side.
H. C. Roney, 26 cents per lineal foot front on each side.
R. Kennington, 25 cents per lineal foot front on each side.
M. Dougherty, 25 cents per lineal foot front on each side.
J. L. Spaulding, 24 cents per lineal foot front on each side.
J. Mahoney, 23 cents per lineal foot front on each side.
John Greene, 22½ cents per lineal foot front on each side.
Robert Thomas, 21 cents per lineal foot front on each side.

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

8th. For grading and graveling the first alley east of the intersection of South street and Virginia avenue, from South street to Virginia avenue.

M. Dougherty, 50 cents per lineal foot front on each side.
J. L. Spaulding, 34 cents per lineal foot front on each side.
James Mahoney, 29½ cents per lineal foot front on each side.
Robert Kennington, 25 cents per lineal foot front on each side.

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

9th. For improving New York street, from Delaware street to New Jersey street, by widening the sidewalks, curbing with stone the outer edges thereof, and bowldering the gutters.

Dunning & Hudson, 99 cents for curbing, and 65 cents for bowldering, per lineal foot front on each side.

Richard Carr, 90 cents for curbing, and 60 cents for bowldering, per lineal foot front on each side.

James Mahoney, 45 cents for curbing, and 70 cents for bowldering, per lineal foot front on each side

Hefgen & Bernauer, \$1.15 per lineal foot front on each side for curbing and bowldering.

S. W. Patterson, 40 cents for curbing, and 69 cents for bowldering, per lineal foot front on each side.

The stone curbing for this improvement appears to be of a peculiar "extra finish," adding double the cost of the old style of curbing, which a number of contractors have misunderstood in their bids, and which would create a hardship to property owners having to pay for same, and add nothing, in our opinion, to the durability of the improvement. We recommend that the matter be re-advertised, and the City Civil Engineer be directed to make all his specifications in future for the old style curbing, unless the property owners petition for the "extra finish."

Respectfully submitted,

Isaac Thalman,
E. H. Koller,
Committee on Contracts.

On motion by Alderman Seibert, the favorable action of the Common Council on the above report (see pages 306, 307 and 808, ante) was concurred in, except as to so much of the ninth clause as relates to old style of curbing, which was not concurred in.

The following motions (adopted by the Common Council—see page 310, ante) were read and concurrently adopted:

That the City Marshal, R. S. Coulter, be, and is hereby, granted leave of absence to visit Europe.

That Michael Staley be allowed to erect and light a lamp-post, at the corner of Cedar street and Virginia avenue, at his own expense.

That the Committee on Office Fixtures and Supplies, be, and are hereby, instructed to purchase and place in the Mayor's office a suitable book case, for the purpose of preserving the reports of this and other cities, for the use of present and future Councils and Boards.

The following motion (adopted by the Common Council—see page 310, ante) was read and referred to the Judiciary Committee and City Attorney:

That the City Marshal be, and is hereby, instructed to enforce the order in regard to removing the present occupant of the Southern Park.

The following entitled ordinances (passed by the Common Council) were severally read the first time, and referred to the Committee on Streets & Alleys and Sewers & Drainage:

- S. O. 41, 1881—An Ordinance to provide for grading and graveling Ohio street, and curbing and bowldering the gutters thereof, from 222 feet east of Harvey street to the alley on the east line of lot eleven (11), in Douglass' addition.
- S. O. 52, 1881—An Ordinance to provide for grading and paving with brick (where not already paved), the south sidewalk of First street, from Illinois street to the Canal.

- S. O. 71, 1881—An Ordinance to provide for grading and graveling the roadway of West street, from First street to McIntyre street, and for widening the sidewalks thereof.
- S. O. 72, 1881—An Ordinance to provide for grading, paving with brick and curbing with stone, the west sidewalk of West street, from Third street to McIntyre street.
- S. O. 73, 1881—An Ordinance to provide for grading and graveling the first alley west of Tennessee street, from the first alley north of Third street to Fourth street.
- S. O. 77, 1881—An Ordinance to provide for grading, bowldering and curbing the gutters of Vermont street, from Illinois street to the Canal, except where already properly bowldered or curbed.
- S. O. 78, 1881—An Ordinance to provide for grading and paving with brick (where not already paved), the sidewalks of Spann avenue, between Dillon and Linden streets.
- S. O. 86, 1881—An Ordinance to provide for grading and paving with brick, the south sidewalk of Third street, from Tennessee street to Illinois street.
- S. O. 94, 1881—An Ordinance to provide for grading, bowldering and curbing the gutters, of South street, from Pennsylvania street to Delaware street (where not already properly bowldered or curbed.)
- S. O. 96, 1881—An Ordinance to provide for grading and graveling Eddy street and sidewalks, from Norwood street to Merrill street.
- S. O. 98, 1881—An Ordinance to provide for grading and graveling the north sidewalk of Twelfth street, from Meridian street to Illinois street.
- S. O. 99, 1881—An Ordinance to provide for grading and graveling the first alley north of Fifth street, from Tennessee street to the first alley west of Tennessee street.

The following entitled ordinance (passed by the Common Council) was read the first time, and referred to the Committee on Public Light:

 O. 74, 1881—An Ordinance to provide for the erection of lamp-posts, lamps and fixtures (complete to burn gas, except the service pipes), on Louisiana street, from Alabama street to East street.

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

- S. O. 50, 1881—An Ordinance to provide for grading, paving with brick, and curbing with stone, the south sidewalk of Maryland street, from Missouri street to West street.
- S. O. 80, 1881—An Ordinance to provide for grading and graveling east Pearl street and sidewalks, from Benton street to Cady street.
- S. O. 82, 1881—An Ordinance to provide for grading and graveling the first alley north of Bates street, from Concordia street to Benton street.
- S. O. 100, 1881—An Ordinance to provide for improving Fletcher avenue, from Cedar street to Dillon street, by grading and bowldering the gutters, widening and grading the sidewalks to the width of twenty feet, and curbing with stone the outer edges of the sidewalks.

Alderman Rorison moved to suspend the rules for the purpose of placing S. O. 50, 80, 82 and 100, 1881, on their final passage.

Which motion was adopted, and the rules suspended by the following vote:

AYES, 8—viz. Aldermen DeRuiter, Hamilton, Mussmann, Newman, Rorison, Seibert, Tucker, and President Layman.

NAYS-None.

S. O. 50, 1881, was then read the second and third times, and passed by the following vote:

AYES, 8—viz Aldermen DeRuiter, Hamilton, Mussmann, Newman, Rorison, Seibert, Tucker, and President Layman.

NAYS—None.

S. O. 80, 1881, was then read the second and third times, and passed by the following vote:

Ares, 8-viz. Aldermen DeRuiter, Hamilton, Mussmann, Newman, Rorison, Seibert, Tucker, and President Layman.

NAYS-None.

S. O. 82, 1881, was then read the second and third times, and passed by the following vote:

AYES, 8—viz. Aldermen DeRuiter, Hamilton, Mussmann, Newman, Rorison, Seibert, Tucker, and President Layman.

NAYS-None.

S. O. 100, 1881, was then read the second and third times, and passed by the following vote:

AYES, 8—viz. Aldermen DeRuiter, Hamilton, Mussmann, Newman, Rorison, Seibert, Tucker, and President Layman.

NAYS-None.

The following amendment to S. O. 43, 1881, for re-grading and rebowldering Meridian street, from Washington street to Louisiana street, was read:

Amend the ordinance S. O. 43, 1881, for re-grading and re-bowldering south Meridian street, so as to require the City Civil Engineer to make an estimate of the amount of sand and bowlders now in said grade, that will be fit to use again in re-bowldering the street, and deduct the value of the same from the estimate of the contractor, charging therefor the customary price for sand and bowlders used for such purposes.

On motion, the action of the Common Council in adopting the above amendment (see page 231, ante) was concurred in, and the ordinance repassed by the following vote:

AYES, 8—viz. Aldermen DeRuiter, Hamilton, Mussmann, Newman, Rerison, Seibert, Tucker, and President Layman.

NATS-None.

The following entitled ordinance (passed by the Common Council) was read the first time:

Ap. 0. 46, 1881—An Ordinance appropriating money for the payment of a certain claim against the City of Indianapolis in behalf of A. Naltner, on account of garbage.

This being the regular appropriation night, the above entitled appropriation ordinance was read the second and third times, (without a suspension of the rules), and passed by the following vote:

AYES, 8—viz. Aldermen DeRuiter, Hamilton, Mussmann, Newman, Rorison, Seibert, Tucker, and President Layman.

NAYS—None.

REPORTS, ETC., FROM STANDING COMMITTEES.

Alderman Rorison, in behalf the Judiciary Committee, referred the following resolution back to the Board, which, on further motion, was referred to the Committee on Streets & Alleys and Sewers & Drainage:

Resolved, That the report of the City Commissioners in the matter of the opening of Hanway street to the width of forty feet, from its present eastern terminus to Madison avenue, as presented to the Common Council on the 6th day of June, 1881, be, and the same is hereby, approved and accepted; and that the real estate necessary for the opening of said street be, and the same is hereby appropriated and condemned; and that the City Clerk be directed to deliver to the City Treasurer a certified copy of so much of said report as assesses benefits and damages upon real estate; and that the City Treasurer be directed to tender to the parties entitled thereto, the damages assessed, and proceed to the collection of the benefits assessed as required by law.

Alderman Hamilton, in behalf of the Committee on Printing, submitted the following report; which was referred back to the committee:

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

Gentlemen:—Your Joint Committee on Printing, in our report at your last session, recommended that bids be received for printing 200 copies of the City Charter, at the time of receiving the bids for the annual printing. Said matter was referred back to us for further consideration. We are still of the opinion that the bids received two years or more ago, should not be considered, and that new ones should be received, and believe the above mentioned is the proper time to receive the same.

Respectfully submitted,

F. W. Hamilton, John Newman.

Alderman DeRuiter was excused for the remainder of this session.

Alderman Tucker, in behalf of the Committee on Public Light and Education, submitted the following report; which was concurred in:

To the President and Members of the Board of Aldermen:

Gentlemen:—Your Committee on Public Light, to whom was referred several ordinances providing for the erection of lamp-posts and fixtures to burn gas, also, several motions to re light, change and discontinue several gas lights, have been carefully considered, and we most respectfully report as follows:

Against the passage of the following ordinances: Nos. 91, 104, 157, 113, 36, We except ordinance No. 92, which we return without recommendation.

We most respectfully report against the passage of the several motions changing, re-lighting and discontinuing of lights, as passed by Council. See Aldermanic Proceedings, June 22d, page 255.

Respectfully submitted,

W. H. Tucker, F. W. Hamilton, D. Mussmann.

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

S. O. 92, 1881—An Ordinance to provide for the erection of lamp-posts, lamps and fixtures (complete to burn gas, except the service pipes) on Greer street, from Stevens street to Buchanan street.

And it was passed by the following vote:

AYES, 7-viz. Aldermen Hamilton, Mussmann, Newman, Rorison, Seibert, Tucker, and President Layman.

NAYS-None.

Alderman Scibert, in behalf of the Committee on Streets & Alleys and Sewers & Drainage, submitted the following report; which was concurred in:

To the President and Members of the Board of Aldermen:

Gentlemen:-Your Committee on Streets & Alleys and Sewers & Drainage, to whom was referred the report of the Board of Public Improvements adopted by the Common Council June 20, 1881, would report:

Is a motion that the Street Commissioner place stone crossings at the mouth of the first alley west of Alabama street, south side of Vermont street.

Recommend that the action of the Common Council, in the adoption of said mo-

tion, be concurred in.

2d. Is a motion that the Street Commissioner place double stone crossing across Market street, west side of Noble street.

Recommend that the action of the Common Council, in the adoption of said mo-

tion, be concurred in.

3d. Is a motion that the Street Commissioner remove the tree from the alley between Eighth and Ninth streets.

Recommend this matter be concurred in.

4th. Is relative to placing stone crossings on Washington street, between Pogue's Run and White River, according to the report of the City Civil Engineer, (see page 108), and awarding the contract for furnishing the stone to Hicks, Holmes & Co., for 24 cents per lineal foot, and that the Street Commissioner place the same according to said Engineer's report.

Recommend this matter be concurred in, except placing crossings at Washington street, east side of Liberty street, and Washington street, west side of Tennessee

5th. Is a motion adopted by the Common Council, granting N. N. Morris & Co. permission to bowlder the gutters in front of Lots 46, 47 and 48, 1., C. & L. R. R. Co.'s subdivision of Out-lot 91.

Recommend the action of the Common Council, in granting said permit, be con-

curred in.

Respectfully submitted,

Hiram Seibert. D. DeRuiter, H. E. Drew, Committee.

His Hon. President Layman presented the following invitation; which was accepted:

Indianapolis, July 9th, 1881.

Board of City Aldermen:

Gentlemen:-You are respectfully invited and requested to visit Cleveland, Ohio, as the guests of the Brush Electric Light and Power Company, on Wednesday morning, the 13th inst., returning to this city on the 15th.

Very respectfully,

JOHN CAVEN, President.

H. P. CLOUGH, Secretary.

INTRODUCTION OF MISCELLANEOUS BUSINESS.

Alderman Hamilton offered the following motion:

That the City Clerk be instructed to advertise for proposals for city printing and advertising, publishing delinquent list, and for furnishing blanks, blank books and stationery, and for posting bills for the city of Indianapolis, for the year ending with August 1st, 1882; said proposals to be filed with the Clerk on the 30th day of July, 1881, by 4 o'clock, P. M., for consideration of Council committee, and approval of this Board.

Alderman Tucker moved to amend the above motion by striking out so much thereof as relates to "City printing, blanks, blank books, and stationery."

Which motion was adopted.

The original motion as amended was then adopted,

Alderman Hamilton offered the following motion; which was adopted:

That the Committee on Streets & Alleys and Sewers & Drainage, of this Board, City Civil Engineer and Street Commissioner, be, and are hereby, directed to examine the work on the Washington street sewer, and to report to this Board if said work is being done according to contract; whether the contractor is complying with the plans and specifications for such sewer; and whether the first square of the sewer is properly done; and that the committee be authorized to send for persons and papers, in making such investigation.

Alderman Rorison offered the following motion; which was adopted:

That the City Civil Engineer be instructed not to cut down the large tree on the south side, and about on the line of the proposed improvement of east Pearl street, between Benton and Pine streets.

On motion, the Board of Aldermen then adjourned.

JAMES T. LAYMAN, President.

Attest: GRO. T. BREUNIG, Clerk.