

PROCEEDINGS OF COMMON COUNCIL.

REGULAR SESSION—AUGUST 16, 1886.

The Common Council of the City of Indianapolis, met in the Council Chamber, Monday evening, August 16th, A. D. 1886, at eight o'clock, in regular session.

PRESENT—Hon. Caleb S. Denny, Mayor, and *ex officio* President of the Common Council in the Chair, and 25 members, viz: Councilmen Benjamin, Burns, Coy, Cummings, Dell, Dunn, Edenharter, Haugh, Herig, Howes, Mack, Markey, McClelland, McGroarty, Newland, Pearson, Reinecke, Reynolds, Rooker, Smith, Smither, Stuckmeyer, Swain, Thalman, and Waterman.

ABSENT—None.

The Proceedings of the Common Council for the regular session held August 2d, 1886, having been printed and placed on the desks of the Councilmen, said Journals were approved as published.

OPENING AND REFERRING SEALED PROPOSALS FOR PUBLIC IMPROVEMENTS.

Sealed proposals for making the below described improvements, were opened and read:

(S. O. 129, 1885)—For grading and paving with brick, the north sidewalk of North street, from New Jersey street to East street.

(S. O. 32, 1886)—For grading and graveling the first alley south of Merrill street, from East street to Virginia avenue.

(S. O. 58, 1886)—For grading and graveling the first alley west of College avenue, from Ninth street to the first alley north of Ninth street.

(S. O. 87, 1886)—For grading and graveling the first alley east of Park avenue, from Seventh street to Eighth street.

(S. O. 88, 1886)—For grading and graveling the first alley east of Tennessee street, from Ray street to Morris street.

(S. O. 89, 1886)—For grading and paving with brick, the south sidewalk of Indiana avenue, from Blake street to Locke street.

(S. O. 96, 1886)—For grading and paving with brick, the east sidewalk of Olive street, from Orange street to Pleasant Run.

(S. O. 97, 1886)—For grading and paving with brick, the sidewalks of Short street, from Dougherty street to Coburn street.

(S. O. 98, 1886)—For grading and graveling Morris street and sidewalks, from East street to Wright street.

(S. O. 100, 1886)—For grading and graveling the first alley south of McCarty street, from Beaty street to the first alley east of Beaty street.

(S. O. 106, 1886)—For grading, bowldering and curbing the gutters of English avenue, from Harrison street to Dillon street, where not already done.

(S. O. 107, 1886)—For grading and paving with brick, the east sidewalk of Pennsylvania street, from Seventh street to Eighth street.

(S. O. 110, 1886)—For grading, bowldering and curbing the gutters of South street, from Delaware street to New Jersey street.

(S. O. 114, 1886)—For grading and bowldering of the first alley south of Michigan street, from Blake street to Douglass street.

(S. O. 115, 1886)—For grading, bowldering and curbing the west gutter of Union street, from Merrill street to Phipps street.

(S. O. 117, 1886)—For grading and paving with brick, the north sidewalk of Mallott avenue, from Yandes street to the first alley west of Yandes street.

(S. O. 118, 1886)—For grading and bowldering the first alley east of the intersection of Clifford avenue and Pendleton Pike, from Clifford avenue to Pendleton Pike.

(S. O. 119, 1886)—For grading and graveling Omer street and sidewalks, from a point 370 feet east of Brookside avenue to Newman street.

(S. O. 120, 1886)—For grading and paving with brick, the north sidewalk of Sixth street, from Illinois street to Tennessee street, where not already done.

(S. O. 122, 1886)—For grading and bowldering the gutters of Rockwood street, from East street to its eastern terminus.

(S. O. 126, 1886)—For grading, bowldering and curbing the gutters of Downey street, and paving with brick the sidewalks thereof, from Madison avenue to East street.

(S. O. 130, 1886)—For grading and graveling Reid street and sidewalks, from the C., I., St. L. & C. R. R. to Washington street, and repealing S. O. 91, 1886.

(S. O. 136, 1886)—For grading and graveling Superior street and sidewalks, (or the first alley west of Meridian street,) from Pratt street to Second street.

(S. O. 137, 1886)—For grading and paving with brick, the west sidewalk of Mississippi street, from Herbert street to the first alley north of Herbert street.

For the construction of a 1,000-barrel cistern on Dorman street, at or near the corner of Campbell street, according to plans and specifications on file in the office of the City Civil Engineer.

Councilman Haugh offered the following motion; which was adopted:

That all of the foregoing bids be referred to the Committee on Contracts and Finance Committee, along with the City Civil Engineer, to report back to this body the city's portion of the contemplated expense.

COMMUNICATIONS, ETC., FROM THE MAYOR.

His Honor, the Mayor, submitted the following report; which was received:

Indianapolis, Aug. 16th. 1888.

To the Common Council and Board of Aldermen:

Gentlemen:—I herewith report the amount of fees and fines due the city, collected by me for the month of July, 1886, as follows:

Marshal's fees.....	\$189 15
Mayor's fees.....	134 30
Fines due city.....	15 65
Total.....	<u>\$339 10</u>

I paid said fines and fees to the County Treasurer, on the 10th inst., and filed his receipt therefor with the City Clerk.

2d. Cas. Byfield, Trustee, paid the sum of \$200.00 on account of the Pattison deficit, August 6th, which I paid over to the County Treasurer on the same day, depositing his receipt therefor with the City Clerk. This makes the sum of \$17,257.64 paid on the \$18,000 guaranty given by N. S. Byram and others.

Respectfully submitted, C. S. DENNY, Mayor.

REPORTS, ETC., FROM CITY OFFICERS.

The City Civil Engineer submitted the following report; which was received and the estimates (presented therewith) approved:

To the Mayor, Common Council and Board of Aldermen:

Gentlemen:—I herewith report the following estimates of work done according to contract.

A first and final estimate in behalf of Richter & Twiname, for grading and paving with brick, the north sidewalk of Seventh street (except paving between Alabama and New Jersey streets), from Meridian street to Central avenue.

1,191.75 lineal feet, at 28 cents.....	\$333 69
233.80 lineal feet of double walk-stones, at 58 cents.....	138 60
142.25 square yards of bowldered wings, at 52 cents.....	73 95
11.33 square yards of brick re-laid, at 25 cents.....	2 83
	<u>\$546 07</u>

A first and final estimate in behalf of Freaney Brothers, for erecting one lamp-post on the south side of Second street, between Pennsylvania and Delaware streets, at \$21.00 per post

412 feet, at 5.10 cents per foot.....	\$21 00
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A first and final estimate in behalf of Freaney Brothers, for erecting one lamp-post on Bellefontaine avenue, between Christian avenue and Cherry street, at \$21.00 per post.

649.33 lineal feet, at 3.25 cents per foot.....	\$21 00
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A first and final estimate in behalf of Fulmer & Seibert, for grading and graveling the first alley west of Park avenue, from a point 168 feet south of Eleventh street to Tenth street.

934 lineal feet, at 22 cents.....	\$205 48
34 yards of extra gravel, at 65 cents.....	22 10
2 yards of extra grading, at 50 cents.....	1 00
	<u>\$228 58</u>

A first and final estimate in behalf of J. L. Spaulding, for grading and paving with brick, the north sidewalk of Second street, from Meridian street to Pennsylvania street.

408.75 lineal feet, at 28½ cents.....\$116 50

A first and final estimate in behalf of J. L. Spaulding, for bowldering and curbing the north gutter of Second street, from Meridian street to the first alley east of Meridian street.

240.15 lineal feet of bowldering, at 45 cents.....\$108 08

222 15 lineal feet of curb, at 43 cents..... 95 58

20 lineal feet of double walk-stone, at 60 cents..... 12 00

\$215 66

A first and final estimate in behalf of Levi Wright, for graveling the sidewalks of Hall Place street, from Seventh street to Eighth street.

1,806 lineal feet, at 7½ cents.....\$97 95

Respectfully submitted,

S. H. SHEARER, City Civil Engineer.

The following estimate resolution was read:

Resolved by the Common Council and Board of Aldermen of the City of Indianapolis, That the accompanying first and final estimate in behalf of Richter & Twiname, for grading and paving with brick, the north sidewalk of Seventh street, (except paving between Alabama and New Jersey streets), from Meridian street to Central 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 adopted by the following vote:

AYES, 22—viz: Councilmen Benjamin, Burns, Cummings, Dell, Dunn, Edenharter, Haugh, Herig, Howes, Mack, Markey, McClelland, McGroarty, Newland, Pearson, Reinecke, Rooker, Smith, Stuckmeyer, Swain, Thalman, and Waterman.

NAYS—None.

The following estimate resolution was read:

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

And it was adopted by the following vote:

AYES, 22—viz: Councilmen Benjamin, Burns, Cummings, Dell, Dunn, Edenharter, Haugh, Herig, Howes, Mack, Markey, McClelland, McGroarty, Newland, Pearson, Reinecke, Rooker, Smith, Stuckmeyer, Swain, Thalman, and Waterman.

NAYS—None.

The following estimate resolution was read:

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

And it was adopted by the following vote:

AYES, 22—viz: Councilmen Benjamin, Burns, Cummings, Dell, Dunn, Edenharter, Haugh, Herig, Howes, Mack, Markey, McClelland, McGroarty, Newland, Pearson, Reinecke, Rooker, Smith, Stuckmeyer, Swain, Thalman, and Waterman.

NAYS—None.

The following estimate resolution was read:

Resolved by the Common Council and Board of Aldermen of the City of Indianapolis, That the accompanying first and final estimate in behalf of Fulmer & Seibert, for grading and graveling the first alley west of Park avenue, from a point 168 feet south of Eleventh street, to Tenth street, be, and the same is hereby, adopted as the estimate of the Common Council and Board of Aldermen of said city; and that the property owners are hereby required to pay the sums set opposite their respective names.

And it was adopted, by the following vote:

AYES, 22—viz: Councilmen Benjamin, Burns, Cummings, Dell, Dunn, Edenharter, Haugh, Herig, Howes, Mack, Markey, McClelland, McGroarty, Newland, Pearson, Reinecke, Rooker, Smith, Stuckmeyer, Swain, Thalman, and Waterman.

NAYS—None.

The following estimate resolution was read:

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

And it was adopted by the following vote:

AYES, 22—viz: Councilmen Benjamin, Burns, Cummings, Dell, Dunn, Edenharter, Haugh, Herig, Howes, Mack, Markey, McClelland, McGroarty, Newland, Pearson, Reinecke, Rooker, Smith, Stuckmeyer, Swain, Thalman, and Waterman.

NAYS—None.

The following estimate resolution was read:

Resolved by the Common Council and Board of Aldermen of the City of Indianapolis, That the accompanying first and final estimate in behalf of J. L. Spaulding, for grading, bowldering and curbing the north gutter of Second street, from Meridian street to the first alley east of Meridian street, be, and the same is hereby, adopted as the estimate of the Common Council and Board of Aldermen of said city; and that the property owners are hereby required to pay the sums set opposite their respective names.

And it was adopted by the following vote:

AYES, 22—viz: Councilmen Benjamin, Burns, Cummings, Dell, Dunn, Edenharter, Haugh, Herig, Howes, Mack, Markey, McClelland, McGroarty, Newland, Pearson, Reinecke, Rooker, Smith, Stuckmeyer, Swain, Thalman, and Waterman.

NAYS—None.

The following estimate resolution was read:

Resolved by the Common Council and Board of Aldermen of the City of Indianapolis, That the accompanying first and final estimate in behalf of Levi Wright, for gravelling the sidewalks of Hall Place street, from Seventh street to Eighth street, be, and the same is hereby, adopted as the estimate of the Common Council and Board of Aldermen of said city; and that the property owners are hereby required to pay the sums set opposite their respective names.

And it was adopted by the following vote:

AYES, 22—viz: Councilmen Benjamin, Burns, Cummings, Dell, Dunn, Edenharter, Haugh, Herig, Howes, Mack, Markey, McClelland, McGroarty, Newland, Pearson, Reinecke, Rooker, Smith, Stuckmeyer, Swain, Thalman, and Waterman.

NAYS—None.

The City Civil Engineer submitted the following contracts and bonds; which were approved:

To the Mayor, Common Council and Board of Aldermen:

Gentlemen:—I herewith report the contract and bond of James W. Hudson, for grading, bouldering and curbing the gutters of Christian avenue, from the west line of Ash street to Bellefontaine avenue. Bond, \$1,000; surety, J. L. Spaulding.

Also, contract and bond of Freaney Brothers, for erecting lamp posts on the following streets: Two lamp-posts on Mississippi street, between Merrill and Garden streets; Bond, \$100.00; J. F. Holt, surety. Two on Fourth street, between Illinois and Meridian streets; bond, \$100.00; surety, J. F. Holt. Two on Willard street, between Merrill and Garden streets; bond, \$100.00; surety, J. F. Holt.

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

The City Civil Engineer submitted the following report; which was received:

To the Mayor, Common Council and Board of Aldermen:

Gentlemen:—At the request of the resident property holders on Delaware street, between St. Clair and Seventh streets, a public meeting was held August 9th, for the purpose of allowing the citizens to select an Inspector. Silvester Scofield, Esq., a resident property owner, was selected, and was appointed by me, subject, however, to the approval of the Common Council and Board of Aldermen. On Saturday, August 14th, Mr. Scofield resigned, tendering his best wishes. To-day another meeting was held by said citizens, and Hamilton McCoy, Esq., was selected to inspect the work now being done on said street. My instructions to him have been a printed copy of the specifications.

I submit the same for such action as you may see proper.

S. H. SHEARER, City Civil Engineer.

Councilman Thalman offered the following motion:

That the matter of Inspector be referred to the City Attorney and City Civil Engineer, to ascertain whether the ordinance contemplates the appointing of a citizen as additional inspector; if so, that they have power to act and appoint such inspector, and that his compensation shall not exceed two dollars per day.

And it failed of adoption, by the following vote:

AYES, 11—viz: Councilmen Benjamin, Cummings, Dunn, Mack, McClelland, McGroarty, Pearson, Smith, Smither, Swain, and Thalman.

NAYS, 13—viz: Councilmen Burns, Coy, Dell, Edenharter, Haugh, Herig, Howes, Markey, Newland, Reinecke, Rooker, Stuckmeyer, and Waterman.

On motion by Councilman Edenharter, the City Civil Engineer was instructed to appoint one of his present regular Deputies as inspector.

The City Clerk submitted the following report:

To the Mayor, Common Council and Board of Aldermen:

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

Richter & Twiname vs. Emily B Fletcher, for.	\$27 80
Richter & Twiname vs. Emily E. Langsdorff, for.....	27 80
Richter & Twiname vs. Edward P. Matthews, for.....	27 80
Richter & Twiname vs. Margt. Bell, for.	27 80
Richter & Twiname vs. James H. Wilson, for.. ..	27 80
Richter & Twiname vs. James H. Wilson, for.....	27 80
Richter & Twiname vs. Marcus L. Hare, for.	75 60

Respectfully submitted,

MICHAEL F. SHIELDS, City Clerk.

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

AYES, 18—viz: Councilmen Benjamin, Cummings, Dunn, Haugh, Herig, Howes, Markey, McClelland, McGroarty, Newland, Pearson, Reinecke, Rooker, Smith, Smither, Stuckmeyer, Thalman, and Waterman.

NAYS, 3—viz: Councilmen Burns, Edenharter, and Swain.

The Chief Fire Engineer submitted the following report; which was received, and the appointment confirmed:

Indianapolis, Ind., August 16, 1886.

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

Gentlemen.—I herewith present the name of John Keating for a position in the Fire Department, to fill the vacancy caused by the resignation of Cook Butler, of Hose Company No. 8.

Respectfully submitted,

J. H. WEBSTER, Chief Fire Engineer.

The Chief Fire Engineer submitted the following report; which was, on motion by Councilman Smither, referred to the Special Committee on Fire Department, and the Committee on Finance:

Indianapolis, Ind., August 16, 1888.

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

Gentlemen.—At a recent fire on Ash, near Tenth street, it was fairly demonstrated that better protection in that locality is needed—the well placed there several years since being worthless; and although the water mains are only one square

away, it is a dead end, and can not afford a sufficient number of streams to prevent a serious conflagration should a fire take place at a time when the wind is blowing to any great extent. Such is the case also in the vicinity of Park avenue and Tenth street, where the nearest available water is nearly a thousand feet away. I would respectfully recommend that a cistern of 1000 barrels capacity be built at each of above mentioned places.

Respectfully submitted,

J. H. WEBSTER, Chief Fire Engineer.

REPORTS, ETC., FROM OFFICIAL BOARDS.

The Board of Health submitted the Mortality report for the first half of August, 1886.

REPORTS, ETC., FROM STANDING COMMITTEES.

The Committee on Finance, Mayor, and City Attorney, through Councilman Thalman, submitted the following report; which was read and received:

Indianapolis, August 16, 1886.

To the Members of the Common Council:

Gentlemen.—The undersigned, your Committee on Finance, together with the Mayor and City Attorney, to whom was referred the proposed contract with the Indianapolis Water Comprny, as reported by the Committee on Water at our last meeting in G. O. No. 47, 1886, beg leave to report that we have carefully considered said ordinance.

While we would personally like to favor the terms of the contract reported by the Committee on Water, we do not feel that the city, in view of the present financial outlook, can enter into such a contract for five years. We are unwilling to bind our successors to the terms of such a contract, until we know whether the city is to have any financial relief, or not; and we therefore favor a contract to run until December 31, 1887, only.

We think, also, that the twenty-nine public drinking fountains as now located and used, should be furnished free of cost to the city—Section three of the company's charter clearly contemplating some such free service. We are not in favor, however, of requiring the company to erect or furnish any more than said number free during the existence of the present proposed contract.

We have had some complaints presented to us by citizens, as to the discriminations and rules of the Water Company. We think there ought to be entire uniformity in the rates and rules of said company in dealing with private consumers, and that all such rules should come within the provisions of the company's charter. We think these matters should be inquired into by the Committee on Water, however, and that the City Attorney should prepare such an ordinance as will cure any evils now existing. We therefore recommend that this question of personal grievances be referred to said Committee and Attorney, with instructions to report at our next meeting.

We have prepared the proper amendments suggested by the foregoing recommendations, which will be presented by our Chairman, on the second reading of the ordinance.

Respectfully submitted,

C. S. DENNY, Mayor.
WM. L. TAYLOR, City Attorney.

Isaac Thalman,
Julius F. Reinecke,
John R. Pearson,
Joseph H. Howes,
Committee on Finance.

By consent, the following entitled ordinance was read the second time:

G. O. 47, 1886—An ordinance making and providing for the execution of a contract between the City of Indianapolis and the Indinnapolis Water Company.

Councilman Thalman, in behalf of the above Committee, offered the following amendments to the ordinance; which were adopted:

Amend G. O. No. 47, 1886, by striking out of the contract portion of said ordinance the following words and figures, found on page 2 thereof, to-wit: "Each of the public drinking fountains situate in the streets of said city now in use, at the rate of fifty dollars (\$50.00) per annum, and for."

And further amend by adding immediately after the words "ordinary sprinkling nozzle," on page 2, the following words:

"It is further agreed by the parties hereto, that the twenty-nine public drinking fountains now located on the streets of the City of Indianapolis, shall be constantly supplied with water by said Water Company, free of charge to said city, during the existence of this contract; but said company shall not be required to furnish any additional ones free at any time during said time."

And further amend by striking out the following words and figures on page 3, to-wit: "And to order not to exceed six thousand five hundred (6,500) feet of new mains during the year 1888, and to order not to exceed six thousand five hundred (6,500) feet of new mains during the year 1889, and to order not to exceed six thousand five hundred (6,500) feet of new mains during the year 1890, and to order not to exceed seven thousand (7,000) feet of new mains during the year 1891."

And also further amend by striking out the words "five years," on page 5, and by inserting in lieu thereof, the words "sixteen months."

Councilman Thalman offered the following amendment to the ordinance; which was adopted:

Strike out on page 3, the following words:

"The City of Indianapolis may order five thousand feet of mains laid in the remainder of the year 1886," and amend so as to read "And the City of Indianapolis agrees not to order said company to lay more than five thousand feet of new mains during the remainder of the year 1886 and the year 1887."

Councilman Cummings offered the following amendment to the ordinance; which was adopted:

"Amend the ordinance by striking out the words 'Fire Board,' wherever they appear in the ordinance, and insert in lieu thereof the words 'Special Committee on Fire Department.'"

The ordinance was then ordered engrossed as amended, read the third time and passed, by the following vote:

AYES, 25—viz: Councilmen Benjamin, Burns, Coy, Cummings, Dell, Dunn, Edenharter, Haugh, Herig, Howes, Mack, Markey, McClelland, McGroarty, Newland, Pearson, Reinecke, Reynolds, Rooker, Smith, Smither, Stuckmeyer, Swain, Thalman, and Waterman.

NAYS—None.

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

To His Honor, the Mayor, and Members of the Common Council:

Gentlemen:—Your Committee on Railroads, to whom was referred G. O. No. 48, 1886, have examined the same, and recommend the ordinance be passed.

Respectfully submitted,

John R. Pearson,
Chas. E. Haugh,
C. McGroarty,
Committee on Railroads.

By consent, the following entitled ordinance was read the second time, ordered engrossed, and read the third time:

G. O. 48, 1886—An ordinance authorizing William A. Rhodes to lay a switch track across the south sidewalk of Georgia street.

And it was passed by the following vote:

AYES, 22—viz: Councilmen Benjamin, Burns, Coy, Cummings, Dunn, Edenharter, Haugh, Herig, Howes, Mack, Markey, McClelland, McGroarty, Newland, Pearson, Reynolds, Smith, Smither, Stuckmeyer, Swain, Thalman, and Waterman.

NAYS, 2—viz: Councilmen Reinecke, and Rooker.

The Committee on Streets and Alleys, through Councilman Dunn, submitted the following reports; which were concurred in:

To the Mayor and Common Council:

Gentlemen:—Your Committee on Streets and Alleys, to whom was referred the petition of Annie M. Miller, Mary E. Stewart and P. C. Davis, for the opening and extension of an alley from West to Darnell streets, would report that we have examined said locality, and recommend the prayer of the petitioners be not granted.

Respectfully submitted,

Edward Dunn,
John H. Herig,
Julius F. Reinecke.
Committee on Streets and Alleys.

To the Mayor and Common Council:

Gentlemen:—Your Committee on Streets and Alleys, to whom was referred the report of the City Civil Engineer relative to a pond of water in the Michigan Road, between Sixth and Seventh streets, recommend that the Street Commissioner be directed to fill said pond, and to notify the Water Company to so repair the bank of the Canal, so as to stop the water leaking through at said point.

Respectfully submitted,

Edward Dunn,
John H. Herig,
Julius F. Reinecke,
Committee on Streets and Alleys.

The same Committee submitted the following report; which was received, and ordered filed with the ordinance:

To the Mayor and Common Council:

Gentlemen:—Your Committee on Streets and Alleys, to whom was referred S. O. 141, 1886, "An ordinance to provide for improving Reid street, from Woodlawn avenue to the C., I., St. L. & C. R. R. tracks, and repealing S. O. 95, 1886," report:

There being a remonstrance filed representing a large majority of feet along the line of said improvement, therefore recommend said ordinance be not passed.

Respectfully submitted,

Edward Dunn,
John H. Herig,
Julius F. Reinecke,
Committee on Streets and Alleys.

Councilman Coy moved that the following entitled ordinance be stricken from the files :

S. O. 141, 1886—An ordinance to provide for grading and graveling Reid street and sidewalks, from Woodlawn avenue to the C., I., St. L. & C. Railroad, and repealing Special Ordinance No. 95, 1886.

Which motion failed of adoption by the following vote: (*By Rule 26, a two thirds vote is required to strike an ordinance from the files before it has passed a second reading.*)

AYES, 12—viz: Councilmen Burns, Coy, Cummings, Dunn, Haugh, Herig, Howes, Mack, Markey, McGroarty, Pearson, and Smither.

NAYS, 11—viz: Councilmen Benjamin, McClelland, Newland, Reinecke, Reynolds, Rooker, Smith, Stuckmeyer, Swain, Thalman, and Waterman.

Councilman Stuckmeyer offered the following motion; which was adopted:

That no action be taken on S. O. 141, 1886, until the first meeting of this Council in March, 1887.

The Committee on Streets and Alleys, through Councilman Dunn, offered the following resolution:

Resolved, That the petition of J. V. McKernan and others, praying for the changing of the location of the alley in the rear of Lots 128 and 129, McKernan & Pierce's subdivision of Out-lot 128, in the City of Indianapolis, as prayed for in said petition, be referred to the City Commissioners, with instructions to assess benefits and damages, and to make due report to the Common Council and Board of Aldermen; the Commissioners to return all petitions and notices. The City Clerk is hereby instructed to serve the notices upon said Commissioners and property owners.

And it was adopted by the following vote:

AYES, 23—viz: Councilmen Benjamin, Burns, Coy, Cummings, Dell, Dunn, Edenharter, Haugh, Herig, Howes, Mack, Markey, McClelland, McGroarty, Newland, Reinecke, Reynolds, Rooker, Smither, Stuckmeyer Swain, Thalman, and Waterman.

NAYS—None.

REPORTS, ETC., FROM SELECT COMMITTEES.

The Building Committee on Market House and Public Buildings, through Councilman Pearson, submitted the following report; which was received:

Indianapolis, Ind., Aug. 16, 1886.

To the Common Council and Board of Aldermen:

Gentlemen:—Your Building Committee held a meeting on the 9th inst., for the purpose of receiving bids in addition to those already submitted, to place the thirty thousand dollars insurance determined on, on the Tomlinson Hall building. We now comply with the instructions of the Council at its last meeting, by reporting the bids made, and names of companies represented, as follows:

John H. Ohr, \$5,000 for five years, at \$1.20. Companies, Sun, of San Francisco, and Michigan, of Detroit.

Wright & Hobbs, \$5,000 in the United Firemen's, of Philadelphia, and \$5,000 in the Sun, of San Francisco, 1 per cent for three years.

Franklin Insurance Company of Indianapolis, for \$5,000 to \$10,000, for three years, at $1\frac{1}{2}$ per cent.

Henry Coe & Co., Hartford of Connecticut, Farmers' of New York. Connecticut of Hartford, German of Peoria, Citizens' of Pittsburg, at $\frac{3}{4}$ per cent for one year; $1\frac{1}{2}$ per cent for three years, and $2\frac{1}{4}$ per cent for five years.

McGillard & Dark, 90 cents on \$100 for three years. Companies, United States Insurance Company of New York; Farragut Fire of New York; Merchants' Insurance of New York, German Fire of Pittsburg, Peoples' Insurance of Pittsburg, Michigan Fire of Detroit, Indiana Insurance of Indianapolis.

Indianapolis German Mutual Fire Insurance Company, \$5,000 at 50 cents for one year, equal to 1 per cent for three, or $1\frac{1}{2}$ per cent for five years.

Robert Martindale, for three years at \$1.50 per \$100, or \$15.00 per \$1,000. No companies named.

Rehm & Van Deirse, for one year 45 cents; three years 90 cents per \$100. No companies named.

Aug. Doeppers, German Mutual Insurance Company, at 60 cents per \$100, or \$1.50 per \$100 for three years

After the committee had adjourned, the Mayor received the following companies from Rehm & Van Deirse: German of Freeport (Ill.), Pacific of New York, German of Pittsburg, German of Quincy (Ill.), all at the rates named in their bid.

In addition to the foregoing, the other agents who placed the \$60,000 insurance originally, desire their companies to be considered on the same rates heretofore made by them, viz: \$1.50 for three years on the \$100. The names of the companies are the Lancashire, represented by A. Abromet; the Phoenix and Continental, represented by Richardson & Koethe; the Aetna and North British & Mercantile, represented by J. R. Leonard, and the Liverpool & London & Globe, Rochester German and New Hampshire Fire, represented by John S. Spann & Co.

Respectfully submitted,

C. S. Denny, Mayor,
Thomas E. Eadly,
John R. Pearson,
Joseph H. Howes,
Building Committee.

Councilman Haugh moved that thirty thousand dollars (\$30,000.00) insurance be placed on the Tomlinson Hall, and that it be let to the two lowest bidders, as above reported.

Councilman Cummings offered the following motion as a substitute for the above motion:

"That the proposition now made by the companies holding insurance on the Tomlinson Hall, to carry insurance on the same, to the amount of thirty thousand dollars (\$30,000.00), for \$450.00, from June 1st, 1886, for three years, be accepted."

Which was adopted.

MESSAGES AND PAPERS FROM THE BOARD OF ALDERMEN.

The following message was read:

To the Mayor and Common Council:

Gentlemen:—The Board of Aldermen in regular session held in the Aldermanic Chamber Monday evening, August 9th, 1886, adopted the following amendments to S. O. 128, 1885:

Amend S. O. 128, 1885, by striking out all after the title of said ordinance, and insert the following in lieu thereof:

SECTION 1. *Be it ordained by the Common Council and Board of Aldermen of the City of Indianapolis,* That there shall be constructed in and along north Delaware street, from St. Marys street to North street, in said city, connecting with the sewer now in said Delaware street at said North street, a circular brick sewer, with an internal diameter of two and one-half ($2\frac{1}{2}$) feet. The said sewer to be constructed with the requisite number of catch-basins, man-holes and house connections, and in all respects in accordance with the plans and specifications of the City Civil Engineer of said city.

SEC. 2. The said work shall be let to the best bidder, for the whole work, the entire work to be fully and properly completed within ninety (90) days from the approval of the contract and bond of the contractor to whom the work may be awarded. The surplus earth, sand or gravel taken out of the excavation for the aforesaid sewer, shall be hauled off and removed as fast as the sewer is completed.

SEC. 3. The Common Council and Board of Aldermen of said city find and ordain that the lots and parts of lots upon and along the line of said sewer, and the owner or owners thereof, will be benefited by the construction of such sewer, and that the said property owner or owners shall pay the cost and expense of the construction of said sewer, and the amount to be assessed against said property along the line of said sewer, shall not exceed one dollar (\$1.00) per lineal foot front on each side: *Provided,* That if said sewer shall cost to exceed two dollars (\$2.00) per lineal foot, such excess shall be paid by the city out of the Special Sewer Fund, if the same is sufficient therefor, otherwise out of the General Fund.

SEC. 4. The City Civil Engineer shall prepare plans and specifications for said sewer, and shall advertise for bids to construct the same according to said plans and specifications. Said bids to be submitted to the Common Council and Board of Aldermen at a time to be named in said advertisement; all of which shall be done as soon as possible after the passage of this ordinance.

SEC. 5. That it shall be the duty of the City Civil Engineer to prepare an estimate for the work of constructing such sewer, and he shall thereon estimate the amount to be charged upon and paid by the owner or owners of each of the lots or parts of lots upon and along said street where said sewer is constructed, from the south line of St. Marys street to North street; and said estimate shall be a lien upon such lots or parts of lots from the time of its approval by the Common Council and Board of Aldermen of said city.

SEC. 6. The said assessment against the property owners shall be collected in the same manner as assessments for street improvements, that is to say, in the manner provided in Sections 68, 70 and 71, of the Act of the General Assembly of the State of Indiana, approved March 14th, 1867, entitled "An act to repeal all general laws now in force for the incorporation of cities, and to provide for the incorporation of cities, prescribing their powers and rights, and the manner in which they shall exercise the same, and to regulate such other matters as properly pertain thereto," and Section 69 of said Act as amended by the Act approved April 14th, 1881, entitled "An act to amend Sections 8 and 69 of an Act entitled 'An act to repeal all general laws now in force for the incorporation of cities, and to provide for the incorporation of cities, prescribing their powers and rights, and the manner in which they shall execute the same, and to regulate such other matters as properly pertain thereto,' approved March 14th, 1867, and to enlarge the powers of cities as to the construction of sewers."

SEC. 7. The City Civil Engineer is hereby directed to set the proper grade stakes, and also to advertise, by publication one day each week for two consecutive weeks, in the Indianapolis (Daily) Sentinel.

SEC. 8. This ordinance shall take effect and be in force from and after its passage.

I submit the same for your consideration.

JOSEPH T. FANNING,
Clerk of the Board of Aldermen.

And the amendments were concurrently adopted, by the following vote :

AYES, 25—viz: Councilmen Benjamin, Burns, Coy, Cummings, Dell, Dunn, Edenharter, Haugh, Herig, Howes, Mack, Markey, McClelland, McGroarty, Newland, Pearson, Reinecke, Reynolds, Rooker, Smith, Smither, Stuckmeyer, Swain, Thalman, and Waterman.

NAYS—None.

The following message was read, and the action of the Board concurred in :

To the Mayor and Common Council:

Gentlemen:—The Board of Aldermen in regular session, held in the Aldermanic Chamber Monday evening, August 9th, 1886, referred the following motion (which was adopted by the Common Council Monday evening, August 2d, 1886), to the Building Committee, with power to act:

“That the City Hall Janitor be directed to at once discharge all assistants, and that under no circumstance he be authorized to employ any one, unless by writtten instruction from a majority of the Building Committee.”

I submit the same for your consideration.

JOSEPH T. FANNING,
Clerk of the Board of Aldermen.

INTRODUCTION OF GENERAL AND SPECIAL ORDINANCES.

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

By Councilman Edenharter:

S. O. 151, 1886—An ordinance to provide for grading and graveling State avenue and sidewalks, from Washington street to Michigan street

By Councilman Herig:

S. O. 152, 1886—An ordinance to provide for grading and graveling the alley between Wisconsin and Arizona streets, from the first alley west of Meridian street to the old Mill Race.

By Councilman Howes:

S. O. 153, 1886—An ordinance to provide for grading and paving with brick, the west sidewalk of Maxwell street, from Elizabeth street to Coe street.

By Councilman Markey:

S. O. 154, 1886—An ordinance to provide for grading and graveling Lincoln Lane and sidewalks, from Madison avenue to East street.

By Councilman Swain, which was referred to the Committee on Public Light :

S. O. 155, 1886—An ordinance to provide for the erection of lamp posts, lamps and fixtures, (complete to burn gas, except the service pipes), on College avenue, between Eleventh and Bruce streets

By Councilman Thalman:

S. O. 156, 1886.—An ordinance to provide for grading and bowldering Bird street (or the first alley west of Meridian street), from New York street to Vermont street.

INTRODUCTION OF MISCELLANEOUS BUSINESS.

It being now near eleven o'clock, Councilman Pearson moved that Rule 61 be suspended, and the time of the session extended:

Which failed by the following vote:

AYES, 15—viz: Councilmen Burns, Coy, Dunn, Edenharter, Haugh, Herig, Howes, Mack, Markey, Pearson, Reynolds, Smith, Smither, Swain, and Thalman.

NAYS, 10—viz: Councilmen Benjamin, Cummings, Dell, McClelland, McGroarty, Newland, Reinecke, Rooker, Stuckmeyer, and Waterman.

Councilmen Newland, Reinecke, Rooker and Stuckmeyer, were, on motion, excused from attendance the remainder of the session.

Councilman Pearson again moved to suspend Rule 61, and extend the time of the session.

Which motion prevailed, by the following vote:

AYES, 18—viz: Councilmen Burns, Coy, Cummings, Dell, Dunn, Edenharter, Haugh, Herig, Howes, Mack, Markey, McClelland, Pearson, Reynolds, Smith, Smither, Swain, and Thalman.

NAYS, 3—viz: Councilmen Benjamin, McGroarty, and Waterman.

Councilman Swain offered the following motion:

WHEREAS, Many complaints have been made of unequitable charges for water to private consumers by the Water Company of this city; and

Whereas, There has never been made by agreement between the city and said company a schedule of prices to private consumers;

Moved, therefore, That the Mayor appoint a committee of five—three from this body and two from the Board of Aldermen—to confer with said Water Company, and if possible arrange and agree upon a schedule of prices for water to private consumers, and report the same to this body at its next regular meeting.

Councilman Pearson moved as an amendment to the above motion, that the proposed Committee be made to consist of the Committees on Water of the Common Council and Board of Aldermen, and the City Attorney.

Which amendment was adopted, and the motion, as amended, was then adopted.

Councilman Swain offered the following resolution; which was referred to the Committee on Water:

Resolved, That the Indianapolis Water Company be, and is hereby, directed to lay water mains on Ash street, between Christian and Home avenues, and to locate one hydrant for every five hundred feet of pipe so laid; all to be done under the direction of the Chief Fire Engineer. And the City Clerk be, and is hereby, directed to notify the said Company of this action.

Councilman Cummings offered the following motion :

That His Honor, the Mayor, appoint a committee of three from this Common Council and two from the Board of Aldermen, to consider the advisability of the two bodies and city officials visiting the Exposition to be held at Minneapolis, say about September 15, 1886, without any expense to our city.

And it failed of adoption by the following vote :

AYES, 9—viz: Councilmen Cummings, Mack, Markey, McClelland, McGroarty, Pearson, Reynolds, Rooker, and Smither.

NAYS, 16—viz: Councilmen Benjamin, Burns, Coy, Dell, Dunn, Edenharter, Haugh, Herig, Howes, Newland, Reinecke, Smith, Stuckmeyer, Swain, Thalman, and Waterman.

Councilman Burns presented the following remonstrance; which was ordered filed with the ordinance—S. O. 129, 1886 :

Indianapolis, August 16, 1886.

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

Gentlemen:—The undersigned, owners of real estate fronting on west Washington street, between Bloomington avenue and Belmont avenue, respectfully remonstrate against the passage of an ordinance providing for the paving, graveling and grading the north side of said street.

Wm. S. Hubbard, Trustee, 80 feet; A. L. Hoover, 54½ feet; A. Kirland, 217 feet; W. H. H. Miller, 188 feet; Anna M. Amelia Yale, 100 feet; E. W. Mackey, 45 feet; J. B. Burns, 42½ feet; S. W. Long, 42 feet; M. E. Goldstein, 42 feet; Christian F. Lentz, 120½ feet; D. W. Cressler, 60 feet.

Councilman Cummings offered the following motions; which were referred to the Board of Public Improvements :

That the Street Commissioner be requested to have the stone crossings on Illinois street, at New York, Vermont and Michigan streets, all raised out of the mud, so that people can cross at said streets without wading in the mud whenever it rains.

That the Street Commissioner be ordered to see the alley and have it put in good sanitary condition, between Tennessee and Mississippi streets, and New York and Ohio streets.

Councilman Dell offered the following motion; which was referred to the Board of Public Improvements :

That the Street Commissioner be instructed to repair east Louisiana street, with broken stone.

Councilman Herig offered the following motion; which was adopted :

That Fred. Trucks be allowed the privilege to gravel and pave with stone flagging the sidewalks in front of his property on West street, at his own cost, and to the satisfaction of the City Civil Engineer, and he is hereby directed to set the grade stakes for the said improvement.

Councilman Mack offered the following motion; which was referred to the Committee on Public Light:

That the Vapor Light Company be instructed to place four vapor lights on the east side of south Meridian street, between Palmer street and the Belt Road; also, four lights on Union street, between Hill and Palmer streets.

Councilman Mack offered the following resolution; which was referred to the Committee on Water:

Resolved, That the Indianapolis Water Company be requested to lay water mains on Union street, from Ray to Hanway streets.

Councilman Mack presented the following petition; which was ordered filed with the ordinance—S. O. 145, 1886:

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

Gentlemen.—The undersigned, owners of real estate fronting on Union street, between Hill and Palmer streets, respectfully petition for the passage of an ordinance providing for grading and paving with brick to a width of six (6) feet, the west sidewalk, and grading and graveling the roadway and east sidewalk, of Union street, from Hill street to Palmer street.

M. J. Olds, Peter Zimmer, Michael Warren, Alfred C. Ault, Rev. Francis Haar, for Rt. Rev. Francis Silas Chatard, Bishop; George Ohleyer, Herman Hoerst, Jacob Fritz, John Vondersaar, Trustees of Sacred Heart Church; Wilhelm Kohlstaef, Kate Wiegand.

Councilman Mack offered the following motion; which was adopted:

That Charles Wagner be allowed to place curbing along the line of his property on Ray street, at his own expense, and under the direction of the City Civil Engineer.

Councilman McGrorty offered the following motion; which was adopted:

That the Railroad companies crossing Mississippi street at or near Louisiana street, be directed to place a culvert under their tracks on the west side of Mississippi street.

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

Indianapolis, Ind., Aug. 16, 1886.

To the Mayor, Common Council and Board of Aldermen:

Gentlemen.—The undersigned citizens, residing upon and owning property upon Yandes and Clide streets, petition and ask,

First—That you will order the Street Commissioner to open, or cause to be opened for travel, Yandes street, from Ninth (9th) street north to the Belt Railroad. Yandes street is opened from said Railroad north; and that you order a bridge built across the State Ditch on Yandes street.

SG. 65.

Second—That you will order the Wabash Railroad Company, to-wit: the Wabash, St. Louis & Pacific R. R. Co., to make a plank crossing on Clide street, at a point where said Clide street crosses said Railroad track.

Respectfully submitted,

Lambert Krumholz, Arthur Whitesell, Wm. J. Wheatley, James Monroe, Mrs. Tillman, Carrie Thomas, Eliza Burton, Albert Crail, Andrew Oppe, W. D. Murpby, Theo. G. Light, H. E. Carson, J. T. Henderson, H. Phillips, S. C. Reynolds, C. L. Pearson, T. M. Rasmussen, Chs. Rasmussen, Chs. Hanson, Samuel P. Owens, Edward Heady, R. B. Lichner, Moses Jackson, Chas. Jackson, Andrew Jackson, M. L. Jackson, J. D. Whiting, Chas. A. Yocum, Dennis Warner, A. B. Young, Ben. Baldwin, Etna Laforge, Lorene A. Smith, O. S. Hadley, H. M. Hadley.

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

Indianapolis, Aug. 16, 1886.

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

Gentlemen:—The undersigned, owner of real estate fronting on or abutting on Darnell street, between Brooks and West streets, respectfully petition for the passage of an ordinance providing for the opening and extending of said alley from its present terminus to School House No. 17.

HUGH STUART.

Councilman Smither offered the following motions; which were referred to the Committee on Public Light:

That the Sun Vapor Light Company erect two vapor lights on First street, west of West street, under the supervision of the City Civil Engineer.

That the Sun Vapor Light Company erect three lamps on Elizabeth street, commencing at Ellen street, running west, under the supervision of the City Civil Engineer.

That the Sun Vapor Light Company erect two lamps on Camp street, between Pratt street and First street.

Councilman Swain offered the following motion; which was adopted:

WHEREAS, Complaints have been made by residents in the vicinity of the Citizens' Street Railway Company's stable situated at the corner of Coll. avenue and Tenth street, of the unsanitary and indifferent manner in which the stables are kept;

Moved, therefore, That the City Board of Health investigate the condition and manner of keeping the stables; and are hereby authorized to order said company to make such changes in keeping the same as are necessary to the good sanitary condition of it.

Councilman Thalman offered the following motions; which were adopted:

That Mrs. Jones have permission to re-pave the brick walk and curb the gutter with stone, in front of her property, No. 273 north Illinois street. Said work to be done at her own expense, and that the City Civil Engineer be, and is hereby, ordered to set the grade stakes for said work.

That the City Civil Engineer be authorized to arrange with the contractor of the cement sidewalks through Circle Park, to make such protection around the driven well as he may be considered necessary.

PENDING ORDINANCES.

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

S. O. 150, 1886—An ordinance to provide for the repealing of S. O. 95, 1886, an ordinance entitled "An ordinance providing for grading and graveling Reid street and sidewalks, between the C, I., St. L. & C. tracks and Woodlawn avenue."

And it was passed by the following vote:

AYES, 19—viz: Councilmen Benjamin, Burns, Coy, Cummings, Dunn, Haugh, Herig, Howes, Mack, Markey, McClelland, McGroarty, Newland, Pearson, Reynolds, Smith, Smither, Thalman, and Waterman.

NAYS—None.

On motion, the Common Council then adjourned.

C. S. DENNY, Mayor,

President of the Common Council

Attest: MICHAEL F. SHIELDS, City Clerk.