

PROCEEDINGS
OF THE
COMMON COUNCIL.

REGULAR SESSION.

CHAMBER OF THE COMMON COUNCIL OF THE }
CITY OF INDIANAPOLIS, }
Monday, September 6th, 1875—7½ o'clock P. M. }

The Common Council met in regular session.

Present—His Honor, the Mayor, John Caven, in the chair, and the following members :

Councilmen Adams, Albershardt, Bollman, Buehrig, Craft, Curran, Darnell, Duffley, Geiger, Gimber, Hall, Hook, Kenzel, Laughlin, Madden, McGill, Ransdell, Reed, Schmidt, Stratford, Stuckmeyer, Thalman, Ward and Webster—24.

Absent—Councilmen Kahn and Reasner—2.

The proceedings of the regular session, held August 30th, 1875, were read and approved.

Sealed proposals for grading and graveling Fayette street and sidewalks, from First to Third streets ; also, for grading and paving the south sidewalk of Fourth street, between Illinois and Tennessee streets, where not already paved ; also, for grading and graveling William street and sidewalks, between Illinois and Tennessee streets, were received, opened, read and referred to the Committee on Contracts.

Sealed proposals for constructing a brick sewer in Illinois street, from Maryland to South streets, were received, opened, read and referred to the Committee on Contracts and City Civil Engineer.

Sealed proposals for erecting an iron bridge over Pogues Run on Morris street ; also, over Pogues Run on Illinois street ; also, over Pogues Run on Clifford avenue, were received, opened, read and referred to the Committee on Contracts and City Civil Engineer.

Mr. McGill, from the Committee on Contracts, submitted the following report :

INDIANAPOLIS, September 6, 1875.

To the Mayor and Common Council of the City of Indianapolis:

Gentlemen :—Your Committee on Contracts, to whom was referred the proposals for grading and paving with brick, artificial stone or asphalt, the north sidewalk of Michigan street, from the west side of the United States Arsenal Ground to the east line of the Woodruff Place, and for curbing said sidewalk with stone, and bouldering the gutter on the north side of said street between the points named, report that we have examined said bids, and find them to be as follows, to-wit :

John J. Palmer, \$2.25 per lineal foot front, and pavement to be of brick.

R. E. Smith, curbing 48 cents per front foot ; bouldering 70 cents per front foot ; paving with brick 65 cents per square yard.

E. H. Roney, curbing 48 cents per front foot ; bouldering 69 cents per front foot ; paving with brick 75 cents per front foot.

John J. Palmer, \$2.50 cents per lineal foot front. The pavement to be of H. R. Bellamy's composition.

H. R. Bellamy, \$1.50 per square yard for paving with what is known as H. R. Bellamy's asphaltum pavement.

John J. Palmer, \$3.00 per lineal foot front for the whole work. Pavement to be of what is known as H. R. Bellamy's asphaltum pavement.

Dodd & McKinney, curbing 48 cents per lineal foot front; bouldering 70 cents per lineal foot front; paving 40 cents per square foot; pavement to be of Schillinger's pavement, made of cement.

Your Committee, upon consulting J. O. Woodruff, find that he desires the Schillenger's pavement, and as he has to pay for the improvement, we deem it right that his wishes be considered in the award.

We therefore recommend that the contract be awarded to Dodd & McKinney, at their bid above cited.

Respectfully submitted,

ROBT. C. MCGILL,
P. H. CURRAN,
Committee on Contracts.

Which was concurred in and the contract awarded.

Also, the following report :

INDIANAPOLIS, September 6, 1875.

To the Mayor and Common Council of the City of Indianapolis :

Gentlemen :—Your Committee on Contracts, to whom was referred sundry proposals for lighting, extinguishing and repairing the public lamps, report that we have examined the same and find them to be as follows, to wit :

EAST DISTRICT.

- S. E. Metler, 30 cents per lamp per month.
- Geo. W. Seibert, 26 cents per lamp per month, north.
- Geo. W. Seibert, 30 cents per lamp per month, south.
- Robert Hendrick, 26 cents per lamp per month, south.
- C. C. Deitch, 24 cents per lamp per month.
- Geo. Hofer, 23 cents per lamp per month.
- Geo. Hofer, 24 cents per lamp per month, $\frac{1}{4}$ section.
- O. D. Needham, 24 cents per lamp per month, southeast section.
- John Langsdale, 24 cents per lamp per month, northeast section.
- John Langsdale, 20 cents per lamp per month, east division.
- David Rinkle, 20 cents per lamp per month, east division.
- Wm. Sonnesfield, 19 cents per lamp per month, east division.

John Quill, 19 cents per lamp per month, east division.
 L. W. Mix, 19 cents per lamp per month, east division.
 J. R. Neal, 19½ cents per lamp per month, east division.

WEST DISTRICT.

Geo. H. Neal, 19 cents per lamp per month.
 Charles Ott, 19 cents per lamp per month.

WHOLE CITY AWARD.

James Johnson, 25 cents per lamp per month.
 Michael Ott, 22 cents per lamp per month.
 John Langsdale, 20 cents per lamp per month.
 O. D. Needham, 20 cents per lamp per month.
 David Ringle, 20 cents per lamp per month.
 Brooks & Brown, 20 cents per lamp per month.
 Robert Morrow, 21 cents per lamp per month.
 Anderson & Devenish, 19¾ cents per lamp per month.
 J. R. Neal, 19 cents per lamp per month.
 P. B. Stokes, 18 cents per lamp per month.
 Ed. Carey, 18 cents per lamp per month.
 F. W. Daniels, 18 cents per lamp per month.
 John C. Ballard, 16¾ cents per lamp per month.

John C. Ballard being the lowest bidder, we recommend that he be awarded the contract.

Respectfully submitted,

ROBT. C. MCGILL,
 P. H. CURRAN.

Committee on Contracts.

Which was concurred in and the contract awarded.

Also, the following report :

INDIANAPOLIS, September 6, 1875.

To the Mayor and Common Council of the City of Indianapolis :

Gentlemen :—Your Committee on Contracts, to whom was referred the bids for erecting lamp posts, lamps and fixtures on Michigan streets between Delaware and

Alabama street, report that we have examined the same, and find them to be as follows, to-wit :

Chas. Doherty, \$21.75 per lamp and post complete.

Indianapolis Brass and Supply Co., \$26.00 per lamp and post complete.

Chas. Doherty being the lowest and best bidder, your Committee recommend that he be awarded the contract.

Respectfully submitted,

ROBT. C. MCGILL,

P. H. CURRAN,

Committee on Contracts.

Which was concurred in and the contract awarded.

REPORTS FROM CITY OFFICERS.

The City Civil Engineer submitted the following report :

INDIANAPOLIS, September 6, 1875.

To the Mayor and Common Council of the City of Indianapolis:

Gentlemen:—I hereby report the following estimates for work done :

A first and partial estimate allowed James Muse & Co., for constructing a levee near the crossing of Indianapolis and Peru Railroad and Fall Creek—

4181 cubic yards at 39½ cents.....	\$1,651 49
Less per cent.....	451 49
	<hr/>
Present payment.....	\$1,200 00

Also, a third and partial estimate allowed Wm. Petrie for building stone abutments at Fifth street where the canal crosses the same—

165,48 cubic yards masonry at \$5.80.....	\$959 78
126, 9 cubic yards excavation at 45 cents.....	57 10
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	\$1,016 88
Less two per cent.....	20 88
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	\$996 00
Less former payment.....	741 16
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Present payment.....	\$254 84

Also, a first and final estimate allowed Frederick Gansberg for grading and graveling the alley running between Delaware and Alabama street, and running north and south from Merrill to McCarty street—

720 lineal feet at 22 cents.....	\$158 40
960 lineal feet at 25 cents.....	240 00
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Total payment.....	\$398 40

Also, a first and final estimate allowed Elliott & Morrison for grading and graveling Green street and sidewalks from Seventh to Eighth street—

1220 6 lineal feet at 79 cents.....	\$964 19
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Also, a first and final estimate allowed Anderson & Devenish for grading and graveling the alley running east and west from Alabama to Delaware street, and between Morrison and St. Mary's street—

919½ lineal feet at 17 cents.....	\$156 31
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Also, a first and final estimate allowed Anderson & Devenish for grading and graveling Chadwick street and sidewalks, from McCarty street to the south side of lot 33 in Klingensmith's sub-division of out-lot 128—

1584 lineal feet graveling at 47 cents.....	\$744 48
104 cubic yards excavation at 34 cents.....	36 40
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Total payment.....	\$780 88

Also, a first and final estimate allowed Michael Faust, for grading and graveling approaches to the culvert on Catharine street—

645½ cubic yards grading at 30 cents.....	\$193 65
125.3 cubic yards graveling at 75 cents.....	93 98
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Total payment.....	\$287 63

Also, a first and final estimate allowed John Green, for filling the breaks in Morris street at and near the bridge over White River—

3048 cubic yards at 25 cents.....	\$762 00
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Also, a second and partial estimate allowed Lefever & Keating, for constructing a brick sewer in and along Maryland street, from Illinois street to Kentucky avenue, and connecting with the sewer in Kentucky avenue—

262 lineal feet at \$3.80.....	\$995 60
1 man-hole at \$45.00.....	45 00
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	\$1,040 60

Amount brought forward.....	\$1,040 60
Less 15 per cent.....	156 00
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	\$884 60
Less former payment	498 00
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Present payment	\$386 60

Also, a first and final estimate allowed Bernard Hammill, for grading and graveling Huntington or Second street and sidewalks, from the west line of Mayhew's heirs' addition to Brooks street—

1262.10 lineal feet at 34 cents.....\$429 36

Respectfully submitted,

BERNHARD H. DIETZ,
City Civil Engineer.

Which was concurred in.

Also, the following estimate resolution :

Resolved, That the foregoing first and final estimate allowed Frederick Gansberg, for grading and graveling the alley running between Delaware and Alabama streets and running north and south from Merrill to McCarty street, be and the same is hereby adopted as the estimate of this Council, and that the property owners are hereby required to pay the sums set opposite their respective names.

Which was adopted by the following vote :

Affirmative—Councilmen Adams, Albershardt, Buehrig, Craft, Curran, Darnell, Diffley, Geiger, Gimber, Hall, Hook, Kenzel, Madden, McGill, Ransdell, Reed, Schmidt, Stratford, Thalman and Webster—20.

Negative—None.

Also, the following estimate resolution :

Resolved, That the foregoing first and final estimate allowed Elliot & Morrison for grading and graveling Green street and sidewalks from Seventh to Eighth streets, be and the same is hereby adopted as the estimate of this Council, and that the

property owners are hereby required to pay the sums set opposite their respective names.

Which was adopted by the following vote :

Affirmative—Councilmen Adams, Albershardt, Buehrig, Craft, Curran, Darnell, Diffley, Geiger, Gimber, Hall, Hook, Kenzel, Madden, McGill, Ransdell, Reed, Schmidt, Stratford, Thalman and Webster—20.

Negative—None.

Also, the following estimate resolution :

Resolved, That the foregoing first and final estimate allowed Anderson & Devenish for grading and graveling the alley running east and west from Alabama to Delaware streets, and between Morrison and St. Mary's street, be and the same is hereby adopted as the estimate of this Council, and that the property owners are hereby required to pay the sums set opposite their respective names.

Which was adopted by the following vote :

Affirmative—Councilmen Adams, Albershardt, Buehrig, Craft, Curran, Darnell, Diffley, Geiger, Gimber, Hall, Hook, Kenzel, Madden, McGill, Ransdell, Reed, Schmidt, Stratford, Thalman and Webster—20.

Negative—None.

Also, the following estimate resolution :

Resolved, That the foregoing first and final estimate allowed Anderson & Devenish for grading and graveling Chadwick street and sidewalks from McCarty street to the south side of lot 33 in Klingensmith's sub-division of out-lot 128, be and the same is hereby adopted as the estimate of this Council, and that the property owners are hereby required to pay the sums set opposite their respective names.

Which was adopted by the following vote :

Affirmative—Councilmen Adams, Albershardt, Buehrig, Craft, Curran, Darnell, Diffley, Geiger, Gimber, Hall, Hook, Kenzel,

Madden, McGill, Ransdell, Reed, Schmidt, Stratford, Thalman and Webster—20.

Negative—None.

Also, the following estimate resolution :

Resolved, That the foregoing second and partial estimate allowed Lefever & Keating for constructing a brick sewer in and along Maryland street, from Illinois street to Kentucky avenue and connecting with the Kentucky avenue sewer, be and the same is hereby adopted as the estimate of this Council, and that the property owners are hereby required to pay the sums set opposite their respective names.

Which was adopted by the following vote :

Affirmative—Councilmen Adams, Albershardt, Buehrig, Craft, Curran, Darnell, Diffley, Geiger, Gimber, Hall, Hook, Kenzel, Madden, McGill, Ransdell, Reed, Schmidt, Stratford, Thalman and Webster—20.

Negative—None.

Also, the following estimate resolution :

Resolved, That the foregoing first and final estimate allowed Bernard Hammill for grading and graveling Huntington or Second street and sidewalks, from the west line of Mayhew's heirs addition to Brooks street be and the same is hereby adopted as the estimate of this Council, and that the property owners are hereby required to pay the sums set opposite their respective names.

Which was adopted by the following vote :

Affirmative—Councilmen Adams, Albershardt, Buehrig, Craft, Curran, Darnell, Diffley, Geiger, Gimber, Hall, Hook, Kenzel, Madden, McGill, Ransdell, Reed, Schmidt, Stratford, Thalman and Webster—20.

Negative—None.

Also, the following report :

INDIANAPOLIS, September 6, 1875.

To the Mayor and Common Council of the City of Indianapolis :

Gentlemen :—The City Civil Engineer respectfully reports for your approval :

Contract and bond of J. W. Smith, for grading and paving the east sidewalk on Union street between Madison avenue and Hanway street.

Contract and bond of John L. Hanna for grading and graveling Lawrence street, exclusive of the sidewalks, from Hill avenue to Fernway.

Contract and bond of John L. Hanna for grading and graveling Fernway from Lawrence street to Hazel street, exclusive of the sidewalks.

Respectfully submitted,

BERNHARD H. DIETZ,
City Civil Engineer.

Which was concurred in and the bonds approved.

Also, the following report :

INDIANAPOLIS, September 6, 1875.

To the Honorable Mayor and Members of the Common Council :

Gentlemen :—My wagon is broken and is now undergoing repairs, and, as I can not get along without one, I would request that you authorize me to hire another for two or three days, and also at any other time when there is a necessity for doing so, that I may not be delayed in my work in waiting to make a report asking for this permission.

SECOND.

In reference to the street car track on Alabama street from Seventh street to the Exposition grounds being below grade of said street, would report that the track only varies from one-half an inch to an inch below and above grade, and all that will be necessary in the matter, as soon as the gutters in said street are bouldered, (which is now being done) is to fill in some gravel on said track sufficient to cover the ties of same. This can be done by the Street Commissioner.

Respectfully submitted.

BERNHARD H. DIETZ,
City Civil Engineer.

Which was concurred in.

The City Clerk submitted the following report :

INDIANAPOLIS, September 6, 1875.

To the Mayor and Common Council of the City of Indianapolis :

Gentlemen :—The City Clerk respectfully reports the following affidavits now on file in his office for the collection of sewer assessments by precept, to-wit :

Bruner & Riner vs. Henry H. Sheets for	\$97 50
Bruner & Riner vs. Henry H. Sheets for.....	97 50
Bruner & Riner vs. Henry H. Sheets for.....	97 50
Bruner & Riner vs. Wm. Sheets' heirs, viz : Mary S. R. Sheets, Mary R. Sheets, Anna H. Sheets, Catharine R. Sheets, Elizabeth L. S. Harrison, Henry H. Sheets and Thos. R. Sheets, for.....	292 50

And respectfully recommend that you order the precepts to issue.

Respectfully submitted,

BENJ. C. WRIGHT,

City Clerk.

Which was concurred in and the precepts ordered to issue by the following vote :

Affirmative—Councilmen Adams, Albershardt, Bollman, Buehrig, Craft, Curran, Darnell, Diffley, Geiger, Hall, Hook, Kenzel, Laughlin, Madden, McGill, Ransdell, Reed, Schmidt, Stratford, Stuckmeyer, Thalman and Webster—22.

Negative—None.

Also, the following report :

INDIANAPOLIS, September 6, 1875.

To the Mayor and Common Council of the City of Indianapolis :

Gentlemen :—I respectfully report that I have this day transmitted to the City Commissioners, petition of Nicholas Rossell et al. in the matter of laying out and opening California street from First to Mayhew streets, and resolution of your honorable body concerning the same, and that I issued notice to the said Commissioners according to law, and also to the owners of property.

Respectfully submitted,

BENJ. C. WRIGHT,

City Clerk.

Which was received.

Also, the following report :

INDIANAPOLIS, September 6, 1875.

To the Mayor and Common Council of the City of Indianapolis :

Gentlemen :—I would respectfully report that I have this day transmitted to the City Commissioners petition of Henry Tutewiler et al., in the matter of opening Plum street from Arch street to the first alley north of said Arch street, to the width of 60 feet, and resolution of your honorable body concerning the same, and that I issued notice to the said Commissioners according to law, and also the owners of property.

Respectfully submitted,

BENJ. C. WRIGHT,

City Clerk.

Which was received.

Also, the following report :

INDIANAPOLIS, September 6, 1875.

To the Mayor and Common Council of the City of Indianapolis :

Gentlemen :—I respectfully report that I have this day transmitted to the City Commissioners, petition of S. W. Sears; et. al. in the matter of laying out and opening a street forty-five feet in width, from Lincoln avenue north to Tinker or Seventh street, and resolution of your honorable body concerning the same, and that I issued notice to the said City Commissioner according to law, and also to the owners of property.

Respectfully submitted,

BENJ. C. WRIGHT,

City Clerk.

Which was received.

The City Clerk submitted the following statement :

STATEMENT Showing Receipts and Disbursements of the City Treasurer of Indianapolis for the period embraced between May 13 and August 31, 1875, inclusive :

RECEIPTS.

Balance on hand May 13th, 1875.....	\$11,681 58
Received from taxes.....	19,231 22
Received from sale of Bonds.....	251,560 00
Received from licenses and other sources	5,626 75
Total.....	<u>\$288,099 55</u>

DISBURSEMENTS.

Assisting City Assessor.....	\$25 00
Bonds redeemed.....	136 00
Bridges.....	27 75
Costs.....	32 75
Elections.....	70 05
Fire Department.....	1,986 93
Gas Fixtures.....	119 33
Hospital.....	293 38
Incidental.....	84 48
Lighting and extinguishing lamps.....	31 00
Office fixtures.....	2 60
Police.....	822 00
Printing.....	5 25
Real estate.....	20 00
Street improvement.....	306 69
Street repairs.....	1,911 33
Salary.....	875 31
Station House.....	30 50
Tomlinson estate.....	3,602 36
Taxes refunded.....	175 86
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Total orders redeemed.....	\$10,558 57
Balance.....	277,540 98
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	\$288,099 55

The above balance consists of the following :

Cancelled coupons.....	\$37,595 50
Payment of warrants due Sept. 29, 1875 (in Boston).....	100,000 00
Payment of warrants due Nov. 12 and 17, 1875 (in New York).....	100,000 00
Semi-annual annuity to Mrs. Tomlinson.....	3,500 00
Interest on Seller's farm bonds, October, 1875.....	840 00
Due School Board.....	5,966 05
Treasurer's per cent.....	480 78
To be applied to payment of interest on bonds January 1, 1876.....	29,158 65
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	\$277,540 98

Respectfully submitted,

HENRY W. TUTEWILER,

City Treasurer.

To BENJ. C. WRIGHT,

City Clerk.

Which was referred to the Committee on Finance.

The City Treasurer submitted the following report :

INDIANAPOLIS, September 6, 1875.

To the Mayor and Common Council of the City of Indianapolis:

Gentlemen.—At a meeting of the Common Council, held August 23, 1875, the following resolution was introduced by Mr. Madden and adopted :

“That the City Treasurer be required to make report of the condition of the City Treasury, at the first meeting of the City Council in each month, as required by the provisions of the city charter ; and also, to report the reasons why he has failed to make such reports.”

The report called for is in the hands of the City Clerk, as provided in the City Charter.

In answer to the latter part of Mr. Madden's resolution as to why these reports have not been made, I submit the following :

I am uncertain as to whether Mr. Madden intended to include my former term of office in his resolution or not, but will answer for all.

That provision of the charter requiring monthly reports from the Treasurer, is a most difficult one to comply with; so difficult in fact, that it has not been complied with since the law was enacted in 1867, so far as I can ascertain from the records. Why my predecessors failed to make these reports, is not for me to say ; but judging from my own experience, their reasons may have been the same as my own. These are, first, the delay in receiving the books of the office. Your honorable body must know that there is of necessity, a delay at the commencement of each year in the Treasurer receiving his books. We have an example this year that illustrates this point.

The delay on the part of the Council in awarding the city printing, and the necessary time required to complete the books of the office, which must conform to the duplicates of the City Clerk, and consequently cannot be ordered until the forms of his books are decided upon, were such that at the time Mr. Madden's resolution was introduced in the Council, the books were still in the hands of the city printer.

The next day, however, after the resolution was adopted, the books were delivered at the Treasurer's office, and I am thus able to submit the report, which has been put into the hands of the City Clerk.

After the books are furnished to the Treasurer, the reports may be submitted regularly until the commencement of tax paying season, when it becomes an impossibility to furnish them and keep the office open the number of hours each day that is necessary to accommodate the tax payers. In other words, during the summer and fall months, when the taxes collected are so inconsiderable as to make the reports of little value, they can be furnished.

But when you consider that nine-tenths of the entire business of the year must be transacted in two or three months, during which time the office is crowded from morning till night, and part of the time until late at night, an attempt on the part of the Treasurer to comply with this provision of the charter, would result in failure, from the fact that it is a physical impossibility. My reasons, therefore, for not making these reports, may be stated in brief, as follows :

1. It is not according to precedent.
2. The delay at the commencement of each year in receiving the books of the office prevents a complete compliance with this provision of the charter, as shown above.
3. The Council has not seemed to expect or require these reports. I know this to have been the case in the past, and have a right to infer the same of this present year, from the fact that in the salary ordinance, passed by your honorable body last spring, you specified that the Treasurer should submit a report on the second Monday in October and April, which you would not have done, and which would have been altogether unnecessary had you expected monthly reports.

And lastly, the familiarity of the Finance Committee with all the details of the office, and the opportunity afforded said committee of being constantly informed as to the condition of the treasury, have apparently done away with the importance of these reports.

In conclusion, I would especially request that the attention of the Finance Committee be called to this and other provisions of the charter, relating to the Treasurers office, and to the obstacles that are in the way of carrying them out fully, as contemplated by law, so that the difficulties may be removed, or at least mitigated.

Respectfully submitted,

HENRR W. TUTEWILER,

City Treasurer.

Which was referred to the Committee on Finance.

The City Attorney submitted the following report :

INDIANAPOLIS, September 6, 1875.

To the Mayor and Common Council of the City of Indianapolis ;

Gentlemen :—In reference to the claim of Daniel Seibert for rent for engine house on New Jersey street, I respectfully suggest that the city has a claim against the said Seibert of over six hundred dollars for buildings left on the lot mentioned in said claim, which by the contract with said Seibert was to pay for but which he refused to do.

I suggest that the claim of said Seibert for rent should not be allowed until he adjusts the claim of the city against him.

Respectfully submitted,

CAS. BYFIELD,
City Attorney.

Which was concurred in.

Also, the following report and proposition :

INDIANAPOLIS, September 6, 1875.

To the Mayor and Common Council of the City of Indianapolis:

Gentlemen :—I herewith submit for your consideration the proposition of E. B. Martindale to compromise various matters with the city.

I suggest that the same be referred to the proper committee, and that said committee be granted power to act.

Respectfully submitted,

CAS. BYFIELD,
City Attorney.

INDIANAPOLIS, September 6, 1875.

To the Finance Committee of the Common Council and City Attorney of Indianapolis, Ind.:

Gentlemen :—At the request of the City Attorney and your Chairman, I submit in writing my proposition to compromise the matters in litigation between myself and the city. I propose that if the city will pay me \$8,000 and will pay the costs, give me a release of the thirty feet of ground on which my Illinois street house stands, and will release me from any claim for damages on account of the Gaston suit, I will on my part open fourth street forty feet wide through my grounds at once, and pay my proportion for improving the same by grading, graveling and paving the sidewalks with brick, reserving the fencing and shrubery in the line of said street. Will satisfy the judgment of \$10,000 rendered in my favor in the Superior Court near a year ago, and will dismiss the suit instituted against the city on account of the obstruction of Pennsylvania street. This proposition to stand good for ten days from this date, Sept. 14th, 1875.

Respectfully submitted,

E. B. MARTINDALE.

Mr. Ransdell offered the following motion :

Moved, That the communication of the City Attorney be referred to the Committee on Judiciary and City Attorney, with instructions to investigate the whole subject and report the result at the next regular meeting of the Council.

Which was adopted.

The Superintendent of City Hospital submitted the following report :

INDIANAPOLIS, September 6, 1875.

To the Mayor and Common Council of the City of Indianapolis :

Gentlemen :—I herewith submit the following report for the City Hospital and Branch, for the month ending August 31, 1875, to wit .

Number of patients per last report.....	76
Number of patients received during the month.....	85
Number born during the month.....	5
Number of patients discharged during the month.....	67
Number of deaths during the month.....	4
Number of patients now in Hospital.....	85
Average daily attendance of patients.....	76
Total number of days for which subsistence was furnished for patients and employes.....	2,968
Average expenses per capita per diem.....	\$0 56
Total expenditure.....	\$1,672 40
Total amount of money received.....	\$44 00

Respectfully, submitted.

WM. B. McDONALD,

Superintendent.

Which was received.

The Market Master submitted the following report :

INDIANAPOLIS, September 6, 1875.

To the Mayor and Common Council of the City of Indianapolis :

Gentlemen :—I would respectfully report to your honorable body that the total cost of the ten additional stalls to the east market is \$534.00.

I have sold the butchers stalls for the sum of.....	\$469 00
The outside stands for the sum of.....	49 00
Total.....	\$518 00

Three stands as yet unsold.

I have on hand brick to the amount of.....	\$15 00
Making the cost of the ten additional stalls.....	1 00

I would recommend that the City Civil Engineer advertise for additional stalls on the west end of said market.

Respectfully submitted,

JOHN F. GULICK,

Market Master.

Which was received.

Also, the following report :

INDIANAPOLIS, September 6, 1875.

To the Mayor and Common Council of the City of Indianapolis :

Gentlemen :—In view of the limited space on the east market, I respectfully ask the permission of the Council to extend the stands east and west on Market street.

Respectfully submitted,

JOHN F. GULICK,
Market Master.

Which was referred to the Committee on Markets.

The Board of Health submitted the following report :

INDIANAPOLIS, September 6, 1875.

To the Mayor and Common Council of the City of Indianapolis :

Report of deaths in the City of Indianapolis from 6 o'clock P. M., on the 28th day of August, to 6 o'clock P. M. on the 4th day of September, 1875 :

Under 1 year.....	15
1 to 2 years.....	1
2 to 3 ".....	3
3 to 4 ".....	1
4 to 5 ".....	1
5 to 10 ".....	4
10 to 20 ".....	3
20 to 30 ".....	4
30 to 40 ".....	2
40 to 50 ".....	1
50 to 60 ".....	2
60 to 70 ".....	0
70 to 80 ".....	0
80 to 90 ".....	0
90 to 100 ".....	0
Above 100 ".....	0
Unknown ".....	2
Total.....	39

C. E. WRIGHT, M. D.,

A. STRATFORD, M. D.,

President Board of Health.

Secretary Board of Health.

Which was received.

His Honor, the Mayor, submitted the following invitation :

BRAZIL, INDIANA, August 31, 1875.

To the Mayor and Common Council of the City of Indianapolis :

You are respectfully requested to attend the grand opening of the City Water Works of Brazil, Indiana, which takes place Saturday, September 4, at 11 A. M. The test will be made on Main street, after which a dinner will be spread at the Fair Grounds, under the auspices of the Old Settlers of Clay County, who hold their third annual session in conjunction with the Water Works Celebration.

Most respectfully,

MAYOR AND COMMON COUNCIL.

Which was received.

ORDINANCES ON FIRST READING.

Mr. Craft introduced general ordinance No. 72, 1875, entitled :

An ordinance to grant special license for theatrical and other performances to the proprietors of " Dickson's Grand Opera House."

Which was read the first time.

On motion by Mr. Craft, the rules were suspended by unanimous consent for the purpose of placing the above entitled ordinance on its passage.

General ordinance No. 72, 1875, was read the second time and engrossed, and read the third time and passed by the following vote :

Affirmative—Councilmen Adams, Albershardt, Bollman, Buehrig, Craft, Curran, Darnell, Diffley, Geiger, Gimber, Hall, Hook, Kenzel, Laughlin, Madden, McGill, Ransdell, Reed, Schmidt, Stratford, Stuckmeyer, Thalman, Ward and Webster—24.

Negative—None.

Mr. Geiger presented the following petition :

INDIANAPOLIS, September 6, 1875.

To the Mayor and Common Council of the City of Indianapolis :

Gentlemen :—The undersigned, owners of the real estate fronting on the alley between Fayette street and the canal, from Walnut street to St. Clair street,

respectfully petition for the passage of an ordinance providing for the grading and graveling of the above described alley. Your petitioners respectfully request that the above improvement be made at as early a day as possible, as the alley is impassable.

And your petitioners will ever pray, etc.

JOHN GRIEFIN,
MRS. McQUADE,
PATRICK FITZGERALD,
MARGARET WINTERS,
JOHN SCOTT,
WILLIAM BURNS.

Which was received.

Mr. Geiger introduced special ordinance No. 186, 1875, entitled:

An ordinance to provide for grading and graveling the alley between Fayette street and the Canal, running from Walnut street to St. Clair street.

Which was read the first time.

Dr. Hook presented the following petition:

INDIANAPOLIS, September 6, 1875.

To the Mayor and Common Council of the City of Indianapolis:

Gentlemen:—The undersigned, owners of the real estate fronting on Alvord street, between Malot avenue and Home avenue, respectfully petition for the passage of an ordinance providing for the grading and graveling of Alvord street, between Malot avenue and Home avenue.

And your petitioners will ever pray, etc.

WM. H. ENGLISH,
JOHN KALL,
JOHN A. WEBER,
F. W. SIMON,

And 6 others.

Which was received.

Dr. Hook introduced special ordinance No. 187, 1875, entitled :

An ordinance to provide for grading and graveling Alvord street between Malot and Home avenues.

Which was read the first time.

Mr. Laughlin introduced special ordinance No. 188, 1875, entitled :

An ordinance to provide for grading and graveling the first alley west of East street from Merrill street to the first alley south of South street.

Which was read the first time.

Mr. Schmidt presented the following petition :

INDIANAPOLIS, September 6, 1875.

To the Mayor and Common Council of the City of Indianapolis :

Gentlemen :—We, the undersigned, residents and property holders of property fronting on Ohio street between Meridian street and Arsenal avenue, hereby petition your honorable body to pass an ordinance providing for the grading of the street and sidewalks, the curbing of the sidewalks with stone, and the laying of a cedar block pavement of forty feet in width, the entire distance between the points named, and also providing for the paving of the sidewalks where necessary.

And your petitioners will ever pray, etc.

Wm. M. Wheatley, 97½ ft.; Joseph T. Elliott, 32 ft.;
H. B. McClure, 32 ft.; J. R. Haugh, 72 ft.; Joseph
Solomon, 31 ft. 3 in.; Isaac Thalman, 64 ft.; Isaac
Kahn, 140 ft.; D. M. Mills, per M. D. Losey, 48 ft.
M. Losey, 50 ft.; N. R. Ruckle, 180 ft.; M. W.
Langsdale, 32 ft.; Wm. H. Keely, 48 ft.; J. L.
Mothershead, 75 ft.; Adolf Schellschmidt, 24 ft.

Which was received.

Mr. Schmidt introduced special ordinance No. 189, 1875, entitled :

An ordinance to provide for improving Ohio street as follows : Grading, curbing the sidewalks thereof, parking each side of the street joining the sidewalks, and paving the center of the said street with Cedar block pavement, from the west side of Meridian street to the east side of Noble street.

Which was read the first time.

Also, special ordinance No. 190, 1875, entitled :

An ordinance to provide for grading Ohio street, curbing the sidewalks thereof, and paving the full width thereof with Cedar Block pavement, from the east side of Noble street to Arsenal avenue.

Which was read the first time.

Dr. Stratford offered the following petition :

INDIANAPOLIS, September 6, 1875.

To the Mayor and Common Council of the City of Indianapolis:

Gentlemen:—The unnersigned, owners of the real estate fronting on Mitchel street between Orange street and south line of lot 19, respectfully petition for the passage of an ordinance providing for the grading of the west sidewalk and paving the same with brick to the width of six feet.

And your petitioners will ever pray, etc ,

Geo. W. Seibert, 66 ft.; A. Caldwell, 66 ft.; W. H. Stoneman, the pay to come from the rent of corner house, 132 ft.; J. C. Belman, 66 ft.

Which was received.

Dr. Stratford introduced special ordinance No. 191, 1875, entitled :

An ordinance to provide for grading and paving with brick the west sidewalk of Mitchel street between Orange street and the south line of lot 19.

Which was read the first time.

Also the following petition :

INDIANAPOLIS, September 6, 1875.

To the Mayor and Common Council of the City of Indianapolis:

Gentlemen :—The undersigned, property owners on the line of Everson street from Prospect street to Orange street, respectfully petition your honorable body to pass an ordinance for the improvement of said street.

And your petitioners will ever pray, etc.

JACOB FRITZ,
PETER FRITZ,
WM. KOSS,
MICKARD GALM,
H. AMT.

Which was received.

Mr. Webster introduced general ordinance No. 73, 1875, entitled :

An ordinance to regulate the crying and selling of newspapers, and blacking of boots and shoes in the streets and alleys of the city of Indianapolis.

Which was read the first time.

Mr. Geiger introduced special appropriation ordinance No. 43, 1875, entitled :

An ordinance appropriating money for the payment of sundry claims against the city of Indianapolis.

Which was read the first time.

Dr. Ward introduced special appropriation ordinance No. 44, 1875, entitled :

An ordinance appropriating money on account of City Hospital and Branch for the month of August, 1875.

Which was read the first time.

Mr. McGill introduced special appropriation ordinance No. 45, 1875, entitled :

An ordinance appropriating money on account of City Printing &c., for the month of August, 1875.

Which was read the first time.

Mr. Reed introduced special appropriation ordinance No. 46, 1875, entitled :

An ordinance appropriating money on account of Station House for the month of August, 1875.

Which was read the first time.

Special appropriation ordinance No. 43, 1875, was read the second time.

On motion, the ordinance was amended by inserting the following claims, viz : claim of Anderson & Devenish for \$66.68 and for \$3.40; claim of M. Faust for \$287.63; claim of Muse & Co., for \$1.200; claim of Isaac Amos for \$9.00; claim of John Green for \$762.00; claim of Wm. Petrie for \$254 85; claim of John Bush for \$52; J. Hess \$52 and A. Johnson \$12, for labor in Military Park.

Mr. Reed submitted the following report and amendment.

INDIANAPOLIS, September 6, 1875.

To the Mayor and Common Council of the City of Indianapolis:

Gentlemen :—Your Special Committee to whom was referred the subject of the claim of P. B. Stokes, for services in the employ of the late Gas Inspector, Mr Robinson, are of the opinion that the said Stokes is entitled to the sum of \$50, and recommend that the said amount be enumerated in the general appropriation ordinance for the month of August.

ENOS B. REED,
C. F. DARNELL,
ROBT. C. MCGILL,
Special Committee.

Which was concurred in and ordinance so amended.

Mr. Geiger moved to strike the \$50 claim of P. B. Stokes out of the ordinance.

Mr. Darnell moved to lay Mr. Geiger's motion on the table.

Which motion to lay on the table was adopted by the following vote:

Affirmative—Councilmen Adams, Buehrig, Curran Darnell, Diffley, Hook, Madden, McGill, Reed, Stratford, Stuckmeyer and Thalman—12.

Negative—Councilmen Albershardt, Bollman, Craft, Geiger, Gimber, Kenzel, Laughlin, Ransdell, Schmidt, Ward and Webster—11.

Mr. Craft moved to reconsider the vote by which the amendment was adopted.

Which motion to reconsider was laid on the table by the following vote :

Affirmative—Councilmen Adams, Bollman, Buehrig, Curran, Darnell, Diffley, Hall, Hook, Madden, McGill, Reed, Stratford, Stuckmeyer and Thalman—14.

Negative—Councilmen Albershardt, Craft, Geiger, Gimber, Kenzel, Laughlin, Ransdell, Schmidt, Ward and Webster—10.

Mr. Hall moved to amend by inserting claim of Geo. Woodfil & Son for \$25

Which was referred to the City Attorney.

Mr. Geiger moved to amend by inserting \$59.50 in favor of Wm. Regenoun.

Which was referred to the City Attorney.

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

Affirmative—Councilmen Adams, Albershardt, Bollman, Buehrig, Craft, Curran, Darnell, Diffley, Geiger, Gimber, Hall, Hook, Kenzel, Laughlin, Madden, McGill, Ransdell, Reed, Schmidt, Stratford, Stuckmeyer, Thalman, Ward and Webster—24.

Negative—None.

Special appropriation ordinance, No. 44, 1875.

Was read the second time and engrossed, and read the third time and passed by the following vote :

Affirmative—Councilmen Adams, Albershardt, Bollman, Buehrig, Craft, Curran, Darnell, Diffley, Geiger, Gimber, Hall, Hook, Kenzel, Laughlin, Madden, McGill, Ransdell, Reed, Schmidt, Stratford, Stuckmeyer, Thalman Ward and Webster—24.

Negative—None.

Special appropriation ordinance No. 45, 1875.

Was read the second time and engrossed, and read the third time, and passed by the following vote :

Affirmative—Councilmen Adams, Albershardt, Bollman, Buehrig, Craft, Curran, Darnell, Diffley, Geiger, Gimber, Hall, Hook, Kenzel, Laughlin, Madden, McGill, Ransdell, Reed, Schmidt, Stratford, Stuckmeyer, Thalman, Ward and Webster—24.

Negative—None.

Special appropriation ordinance No. 46, 1875.

Was read the second time and engrossed, and read the third time, and passed by the following vote :

Affirmative—Councilmen Adams, Albershardt, Bollman, Buehrig, Craft, Curran, Darnell, Diffley, Geiger, Gimber, Hall, Hook, Kenzel, Laughlin, Madden, McGill, Ransdell, Reed, Schmidt, Stratford, Stuckmeyer, Thalman Ward and Webster—24.

Negative—None.

On motion, the Council adjourned.

JOHN CAVEN, Mayor.

Attest :

BENJ. C. WRIGHT, City Clerk.