

PROCEEDINGS OF COMMON COUNCIL

ADJOURNED SESSION—MARCH 21, 1890.

The Common Council of the City of Indianapolis, met in the Council Chamber Friday evening, March 21st, A. D. 1890, at 7:30 o'clock, in adjourned session, pursuant to adjournment.

PRESENT—Hon. Thomas L. Sullivan, Mayor, and *ex officio* President of the Common Council, in the Chair, and 25 members, viz: Councilmen Austin, Burns, Cooper, Coy, Davis Dunn, Gasper, Gauss, Hicklin, Markey, Martindale, Murphy, Myers, McGill, Nolan, Olsen, Pearson, Rassman, Sherer, Stechhan, Sweetland, Trusler, Weber, Woollen, and Yontz.

ABSENT—none.

The Proceedings of the Common Council for the regular session held March 17th, 1890, having been printed and placed on the desks of the Councilmen, said Journals were approved as published.

COMMUNICATIONS, ETC., FROM THE MAYOR.

His Honor, the Mayor, presented the following Invitation :

Indianapolis, Ind., March 21, 1890.

To the Mayor, Aldermen, Councilmen and City Officers:

Gentlemen:—An invitation is hereby most respectfully extended to you to attend the G. A. R. memorial services at Tomlinson Hall, on Sunday afternoon, March 23d, at 8 o'clock.

By order of the Committee,

JOS. R. PERRY, Secretary.

On motion by Councilman Yontz, the invitation was accepted, and the City Clerk instructed to notify the Board of Aldermen and the City Officers.

The Mayor presented the following communication, which was read and received :

Indianapolis, March 17th, 1890.

THOMAS L. SULLIVAN, Esq., Mayor of the City of Indianapolis:

Dear Sir:—I herewith hand you copy of a resolution adopted by the Indianapolis Board of Trade, at a general meeting held Saturday evening, March 15th, 1890:

Resolved, That it is the sense of this meeting that we fully indorse the proposition for the amendment of the law under which the city is governed, and favor the creation of a Board of Public Works; but we especially demand that immediate action be taken by the city government for the improvement of our streets, and urge upon the Common Council and Board of Aldermen to pass promptly the various ordinances for the improvement of our main thoroughfares.

Very respectfully,

JACOB W. SMITH, Sec'y.

REPORTS, ETC., FROM CITY OFFICERS.

The City Clerk submitted the following report :

To the Mayor, Common Council and Board of Aldermen :

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

Fisher & Roney vs. Sanford P. Hamilton and Lenora S Elliott,
Guard., for..... \$6 60

Respectfully submitted, E. B. SWIFT, City Clerk.

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

AYES, 18—viz: Councilmen Austin, Cooper, Coy, Davis, Gasper, Guass, Hicklin, Martindale, Murphy, Myers, Nolan, Rassman, Sherer, Stechhan, Sweetland, Trusler, Woollen, and Yontz.

NAYS, 2—viz: Councilmen Burns, and McGill.

The City Civil Engineer submitted the following report, and the estimate (presented therewith) was approved :

To the Mayor, Common Council and Board of Aldermen :

Gentlemen:—I herewith report a first and partial estimate in behalf of August Bruner, for constructing a brick sewer in and along Broadway street, from the north line of Cherry street to Seventh street.

1,058 lineal feet, at \$1.30.. .. .	\$1,375 40
8 catch-basins, at \$60.00 each	460 00
2 man-holes, at \$25.00 each	50 00
	\$1,905 40

Of which the property line pays.....	\$ 744 56
City's proportion of property line.. ..	373 22
City's proportion of streets and alleys.....	257 62
Catch-basins.....	480 00
Man-holes.....	50 00
	\$1,905 40

Respectfully submitted, A. P. SHAWVER, 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 partial estimate in behalf of August Bruner, for constructing a brick sewer, two and one-half feet internal diameter, in and along Broadway street, from the north line of Cherry street to Seventh 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, 20—viz: Councilmen Austin, Burns, Cooper, Coy, Davis, Gasper, Guass, Hicklin, Martindale, Murphy, Myers, McGill, Nolan, Olsen, Rassman, Sherer, Stechhan, Sweetland, Woollen, and Yontz.

NAYS—None.

The City Civil Engineer submitted the following report; which was referred to the Committee on Judiciary and City Attorney :

To the Mayor, Common Council and Board of Aldermen :

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

In 1886 the Common Council and Board of Aldermen adopted a form of contract and bond for street improvements. Said form provides that the sureties shall make an affidavit that they are owners of real estate situate in Marion county, Indiana, and is clear and wholly unincumbered, and of the value of at least the amount named in the bond.

It has been the rule for a number of years—at least I know of no ordinance governing—that the amount placed in said bonds shall be double the amount of the actual cost of the proposed improvement for which it is given.

Since the city began letting contracts for more extensive work, asphalt street, etc., the contractors complain that it is a hardship to be required to give such large bonds, and present their bonds with much less amount.

I would most respectfully ask for instructions as to what amount, or by what rule I shall be governed in this matter.

Respectfully submitted,
A. P. SHAWVER, City Civil Engineer.

The City Civil Engineer submitted the following report, which was concurred in, and the contracts and bonds approved :

To the Mayor, Common Council and Board of Aldermen :

Gentlemen:—I herewith submit the following contracts and bonds :

Contract and bond of The Western Paving and Supply Company, for improving the roadway of Illinois street with asphalt, and curbing with stone the outer edges of the sidewalks thereof, from Washington street to the north approach of the tunnel.

Bond, \$20,000; sureties, A. H. Perkins, V. W. Foster and W. D. Hitchcock, of Cooke county, Illinois, and S. H. Sherer, of Marion county, Indiana.

Contract and bond of Fred. M. Snyder, for grading and paving with brick the west sidewalk of Pennsylvania street, from Twelfth street to Exposition avenue.

Bond, \$500.00; surety, John Johnson.

Contract and bond of Freaney Brothers, for erecting lamp-posts on Butler street, between Central and Park avenues. Bond, \$50 00; surety, A. M. Fletcher.

Contract and bond of Freaney Brothers, for erecting lamp-posts on Ash street, between Lincoln avenue and Irwin street. Bond, \$50 00; surety, A. M. Fletcher.

Contract and bond of Freaney Brothers, for erecting lamp-posts on Woodlawn avenue, between Linden and Reid streets. Bond, \$50.00; surety, A. M. Fletcher.

Respectfully submitted,
A. P. SHAWVER, City Civil Engineer.

REPORTS, ETC., FROM STANDING COMMITTEES.

The Committee on Judiciary, through Councilman McGill, submitted the following reports; which were concurred in :

To the Mayor and Common Council :

Gentlemen:—Your Committee to whom was referred the petition of Anne Stiliz, et al, for refunding of taxes, would respectfully recommend that the claim be disallowed.

Robt C. McGill,
David A. Myers,
Jno. A. Weber.

To the Mayor, Common Council and Board of Aldermen :

Gentlemen:—Your Committee to whom was referred the petition of William Rowe, for refunding money paid on tax sale, having made diligent inquiry into the facts and the law governing this petition, and having the following affidavit of Theodore L. Sewall—

“STATE OF INDIANA, *Marion County*, ss :

Theodore L. Sewall being duly sworn, says that the property known as the ‘Boys’

Classical School,' situate on the northwest corner of Alabama and North streets, in Indianapolis, Indiana, and being eighty-five feet off the south end of Lots one and two, in Elizabeth Frazer's subdivision of part of Out-lot three, in the City of Indianapolis, was owned during the years 1879 and 1880, by The Central Avenue Methodist Episcopal Church, a religious society; That said lands do not exceed ten acres; that the same and the buildings thereon were set apart and used for religious worship during said year 1879, and used and occupied in part by the said Boys' Classical School, a corporation existing under and by virtue of the laws of the State of Indiana, during said year 1880 for educational purposes, the remaining part of the premises being occupied during said year 1880 by a church organization, for regular religious worship as aforesaid,—said organization being known as the Wardens and Vestrymen of the Reformed Episcopal Church of Indianapolis; That during said two years, said premises were not used for any other purpose.

T. L. SEWALL."

Subscribed and sworn to before me, March 21st, 1890.

[Seal.]

WILLIAM F. HEINRICH, Notary Public.

Would respectfully recommend the payment of said claim.

Robt. C. McGill,
David A. Myers.

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, this evening, Monday, March 10th, 1890, adopted the following motion :

"That the Chief Fire Engineer be directed to investigate the old church building at the corner of New York and Alabama streets, the chimneys of which are reported to be in a dangerous condition, bricks falling frequently on the sidewalks."

I submit the same for your consideration.

For the Board of Aldermen :

S. V. PERROTT, Clerk.

Which was received, and the action of the Board of Aldermen concurred in.

APPROPRIATION ORDINANCES.

Councilman Woollen, on behalf of the Committee on Finance, introduced the following entitled ordinances, which were read the first time :

Ap. O. 18, 1890—An ordinance appropriating eight hundred and forty (\$840.00) dollars with which to pay the semi-annual interest on certain city bonds.

Ap. O. 19, 1890—An ordinance appropriating eighty seven thousand (\$87,000.00) dollars, or so much thereof as may be necessary to pay all outstanding temporary loans of the city.

On motion by Councilman Woollen, the Rules were suspended for the purpose of placing the above entitled ordinances on their final passage, by the following vote :

AYES, 24—viz: Councilmen Austin, Burns, Cooper, Coy, Davis, Dunn, Gasper, Gauss, Hicklin, Markey, Martindale, Murphy, Myers, Nolan, Olsen, Pearson, Rassman, Sherer, Stehhan, Sweetland, Trusler, Weber, Woollen, and Yontz.

NAYS—None.

Ap. O. 18, 1890, was then read the second time, ordered engrossed, read the third time and passed, by the following vote :

AYES, 24—viz: Councilmen Austin, Burns, Cooper, Coy, Davis, Dunn, Gasper, Gauss, Hicklin, Markey, Martindale, Murphy, Myers, Nolan, Olsen, Pearson, Rassman, Sherer, Stechhan, Sweetland, Trusler, Weber, Woollen, and Yontz.

NAYS—None.

Ap. O. 19, 1890, was then read the second time, ordered engrossed, read the third time and passed, by the following vote :

AYES, 24—viz: Councilmen Austin, Burns, Cooper, Coy, Davis, Dunn, Gasper, Gauss, Hicklin, Markey, Martindale, Murphy, Myers, Nolan, Olsen, Pearson, Rassman, Sherer, Stechhan, Sweetland, Trusler, Weber, Woollen, and Yontz.

NAYS—None.

INTRODUCTION OF GENERAL AND SPECIAL ORDINANCES.

Under this order of business the following entitled ordinances were introduced :

By Councilman Burns. Read the first time :

G. O. 15, 1890—An ordinance prohibiting the further interment of dead bodies in Greenlawn Cemetery, or depositing of dead bodies in any vault in said cemetery.

On motion by Councilman Burns, the Rules were suspended for the purpose of placing the above entitled ordinance on its final passage, by the following vote :

AYES, 22—viz: Councilmen Austin, Burns, Cooper, Coy, Davis, Dunn, Gauss, Hicklin, Markey, Martindale, Murphy, Myers, McGill, Nolan, Olsen, Rassman, Sherer, Stechhan, Trusler, Weber, Woollen, and Yontz.

NAYS, 3—viz: Councilmen Gasper, Pearson, and Sweetland.

G. O. 15, 1890, was then read the second time, ordered engrossed, read the third time and passed, by the following vote :

AYES, 20—viz: Councilmen Burns, Cooper, Coy, Davis, Gauss, Hicklin, Markey, Martindale, Murphy, Myers, McGill, Nolan, Olsen, Rassman, Sherer, Stechhan, Trusler, Weber, Woollen, and Yontz.

NAYS, 4—viz: Councilmen Dunn, Gasper, Pearson, and Sweetland.

By Councilman Rassman (by request.) Read the first time :

G. O. 16, 1890—An ordinance authorizing the McCormick Harvesting Machine Company to lay a switch track across Delaware street, and in and along Chesapeake street, from Delaware street to a point 40 feet east of Pennsylvania street.

On motion by Councilman Markey, G. O. 16, 1890, was stricken from the files, by the following vote :

AYES, 21—viz: Councilmen Austin, Burns, Cooper, Coy, Davis, Dunn, Gasper, Gauss, Hicklin, Markey, Martindale, Murphy, Myers, McGill, Nolan, Olsen, Pearson, Sherer, Stechhan, Sweetland, and Weber.

NAYS, 4—viz: Councilmen Rassman, Trusler, Woollen, and Yontz.

By Councilman Rassman. Read the first time and referred to the Committee on Railroads:

G. O. 17, 1890—An ordinance authorizing the Consolidated Coal and Lime Company to lay and maintain a switch track across Market street and sidewalks, between Fulton and Davidson streets.

Councilman Cooper offered the following petition and resolutions.

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

Gentlemen:—We, the undersigned, owners of real estate represented by the feet front abutting upon Illinois street, from Washington street to New York street, hereby petition your honorable bodies for the passage of an ordinance providing for grading and paving the roadway of Illinois street to a width of fifty (50) feet, with Standard Trinidad Asphalt Pavement, with a two and one-half (2½) inch wearing surface laid upon a six (6) inch hydraulic concrete base. Said pavement to be guaranteed for a period of five (5) years from the date of its completion, and for an assessment for the whole cost of such improvement of such Illinois street, (except the proportion thereof occupied by street and alley crossings), against the abutting real estate, to be made and collected in ten annual installments; and in case a bond or bonds are issued in anticipation of the collection of said deferred installments thus petitioned for, then that the interest on said bond or bonds be collected in ten installments. In consideration of having the right to pay, in installments, our said respective assessments, on account of said improvement, we, and each of us, further agree that we and each of us, will not make any objection to the illegality or irregularity in the passage of such ordinance, or as to the said assessments, or the issuance of said bond or bonds; but will pay the said assessments when due, with interest thereon at six per cent. per annum, payable semi-annually, as shall, by ordinance or resolution of your honorable bodies, be prescribed or required; all as provided for in an Act of the general Assembly of Indiana, approved March 8, 1889.

E. F. Claypool, 315 feet; M. H. Spades, 195 feet;
Frank Fertig, 24¾ feet—and 4 others.

DECLARATORY RESOLUTION.

Resolved by the Common Council and Board of Alderman of the City of Indianapolis, Ind., That it is deemed necessary to improve Tennessee street, from the north line of Washington street to the north line of Ohio street, by paving the roadway with Standard Trinidad Asphalt Pavement, in accordance with profile and specifications on file in the office of the City Civil Engineer. The total cost of said improvement shall be assessed per lineal front foot upon the real estate abutting on said Tennessee street, except the portion thereof occupied by street and alley crossings, which shall be assessed against the City of Indianapolis, and except such proportion thereof as eighteen (18) feet bears to the whole width of roadway, which proportion is to be charged to the Citizens' Street Railroad Company. Said assessments, if deferred, to be paid in ten (10) annual installments. A bond or bonds shall be issued in anticipation of the collection of said assessments, unless the property owners pay said assessments before said bond or bonds are issued; all as provided for in an Act of the General Assembly of the State of Indiana, approved March 8th, 1889.

And the City Clerk be, and he is hereby, ordered to give the required legal notice to property owners along the line of said proposed improvement of the time and place, when and where, objections can be made to the necessity of such improvement.

DECLARATORY RESOLUTION.

Resolved by the Common Council and Board of Alderman of the City of Indianapolis, Ind., That it is deemed necessary to improve Illinois street, from Washington street to New York street, by paving the roadway with Standard Trinidad Asphalt Pavement, in accordance with profile and specifications on file in the office of the City Civil Engineer. The total cost of said improvement shall be assessed per lineal front foot upon the real estate abutting upon said Illinois street except the por-

tion thereof occupied by street and alley crossings, which shall be assessed against the City of Indianapolis, and, except such portion thereof as eighteen (18) feet bears to the whole width of roadway, which proportion is to be charged to the Citizen's Street Railroad Company. Said assessments, if deferred, to be paid in ten (10) annual installments. A bond or bonds shall be issued in anticipation of the collection of said assessments, unless the property owners pay said assessments before said bond or bonds are issued; all as provided for in an Act of the General Assembly of the State of Indiana, approved March 8th, 1889.

The City Clerk be, and he is hereby, ordered to give the required legal notice to property owners along the line of said proposed improvement, of the time and place when and where objections can be made to the necessity of such improvement.

DECLARATORY RESOLUTION.

Resolved by the Common Council and Board of Aldermen of the City of Indianapolis, Ind., That it is deemed necessary to improve Ohio street, from the west line of Tennessee street to the west line of Mississippi street, by paving the roadway with Standard Trinidad Asphalt Pavement, in accordance with profile and specifications on file in the office of the City Civil Engineer. The total cost of said improvement shall be assessed per lineal front foot upon the real estate abutting on said Ohio street, except the portion thereof occupied by street and alley crossings, which shall be assessed against the City of Indianapolis, and except such proportion thereof as eighteen (18) feet bears to the whole width of roadway, which proportion is to be charged to the Citizens' Street Railroad Company. Said assessments, if deferred, to be paid in ten annual installments. A bond or bonds shall be issued in anticipation of the collection of said assessments, unless the property owners pay said assessments before said bond or bonds are issued; all as provided for in an Act of the General Assembly of the State of Indiana, approved March 8th, 1889.

And the City Clerk be, and he is hereby, ordered to give the required legal notice to property owners along the line of said proposed improvement, of the time and place when and where objections can be made to the necessity of such improvement.

DECLARATORY RESOLUTION.

Resolved by the Common Council and Board of Aldermen of the City of Indianapolis, Ind., That it is deemed necessary to improve Mississippi street, from the north line of Washington street to the south line of Ohio street, by paving the roadway with Standard Trinidad Asphalt Pavement, in accordance with profile and specifications on file in the office of the City Civil Engineer. The total cost of said improvement shall be assessed per lineal foot upon the real estate abutting on said Mississippi street, (except the proportion thereof occupied by street and alley crossings, which shall be assessed against the City of Indianapolis); said assessments, if deferred, to be paid in ten annual installments. A bond or bonds shall be issued in anticipation of the collection of said assessments, unless the property owners pay said assessments before said bond or bonds are issued; all as provided for in an Act of the General Assembly of Indiana, approved March 8, 1889.

And the City Clerk be, and he is hereby, ordered to give the required legal notice to property owners along the line of said proposed improvement of the time and place, when and where, objections can be made to the necessity of such improvement.

Which petition was ordered filed, and the resolutions adopted, by the following vote:

AYES, 23—viz: Councilmen Austin, Burns, Cooper, Coy, Davis, Dunn, Gauss, Hicklin, Markey, Martindale, Murphy, Myers, McGill, Nolan, Olsen, Pearson, Rassman, Sherer, Sweetland, Trusler, Weber, Woollen, and Yontz.

NAYS—None.

By Councilman Cooper. Ordered filed :

- S. O. 79, 1890—An ordinance to provide for grading, paving with Standard Trinidad Asphalt Pavement, the roadway of Tennessee street, widening the sidewalks thereof, re-setting the curb where necessary, and curbing where not already properly done, bowldering between the rails of the tracks of the Citizens' Street Railroad, from the north line of Washington street to the north line of Ohio street, and requiring the Citizens' Street Railroad Company to pay a portion of the costs thereof, as provided in G. O. No. 4, 1884.
- S. O. 80, 1890—An ordinance to provide for grading, paving with Standard Trinidad Asphalt Pavement, the roadway of Illinois street, re-setting curb where necessary and curbing where not already properly done, bowldering between the rails of the tracks of the Citizens' Street Railroad, from the north line of Washington street to the north New York street, and requiring the Citizens' Street Railroad Company to pay a portion of the costs thereof, as provided in G. O. No. 4, 1884.
- S. O. 81, 1890—An ordinance to provide for grading, paving with Standard Trinidad Asphalt Pavement, the roadway of Ohio street, widening the sidewalks thereof, re-setting the curb where necessary, and curbing where not already properly done, bowldering between the rails of the tracks of the Citizens' Street Railroad, from the west line of Tennessee street to the west line of Mississippi street, and requiring the Citizens' Street Railroad Company to pay a portion of the costs thereof, as provided in G. O. No. 4, 1884.
- S. O. 82, 1890—An ordinance to provide for the grading, paving with Standard Trinidad Asphalt Pavement, the roadway of Mississippi street, widening the sidewalks thereof, re-setting curb where necessary, and curbing where not already properly done, from the north line of Washington street to the south line of Ohio street.

Councilman Dunn presented the following petition ; which was ordered filed :

Indianapolis, March 1, 1890.

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

Gentlemen:—The undersigned, owners of real estate abutting on the first alley north of New York street, between Missouri and Bright streets, respectfully petition for the passage of an ordinance providing for a sewer in said alley between the streets named, the said sewer to connect with the sewer on Bright street and to be eighteen inches in diameter from Bright street to West street, and from thence to Missouri street fifteen inches in diameter.

Frank A. Maus, 195 feet; Julius C. Walk, about 43 feet;
Henry G. Werber, about 23 feet—and 10 others.

By Councilman Dunn. Read the first time and referred to the Committee on Sewers and Drainage :

- S. O. 83, 1890—An ordinance to provide for constructing a vetrified stone ware and pipe line sewer, eighteen inches internal diameter, in and along the first alley north of New York street, from Missouri street to and connecting with the sewer at the intersection of Bright street.

By Councilman Gasper. Read the first time and referred to the Committee on Sewers and Drainage :

- S. O. 84, 1890—An ordinance to provide for constructing a brick sewer, two and one-half feet internal diameter, in and along New Jersey street, from Massachusetts avenue to Fort Wayne avenue.

By Councilman Myers. Read the first time and referred to the Committee on Public Light:

S. O. 85, 1890—An ordinance to provide for the erection of lamp-posts, lamps and fixtures (complete to burn gas, except the service pipes,) on Lincoln avenue, between College and Central avenues.

Councilman Myers presented the following petition and resolutions:

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

Gentlemen.—We, the property owners on Alabama street, between Morrison and Seventh streets, do hereby petition that the said street be improved, from curb to curb, with asphalt pavement, under the act of the last legislature approved March 8, 1889, providing for the mode and manner of making street and alley improvements, etc.

Respectfully submitted,

H. A. Crossland, 35 feet; Tom E. Hibben, 70 feet;
Chas. L. Dilley, 62 feet--and 12 others.

DECLARATORY RESOLUTION.

Resolved by the Common Council and Board of Aldermen of the City of Indianapolis, Ind., That it is deemed necessary to improve Alabama street, from Morrison street to Seventh street, by paving the roadway with Standard Trinidad Asphalt Pavement, in accordance with profile and specifications on file in the office of the City Civil Engineer. The total cost of said improvement shall be assessed per lineal front foot upon the real estate abutting on said Alabama street, (except the portion thereof occupied by street and alley crossings, which shall be assessed against the City of Indianapolis, and except such proportion thereof as eighteen (18) feet bears to the whole width of the roadway, which proportion is to be charged against the Citizens' Street Railroad Company); said assessments, if deferred, to be paid in ten annual installments. A bond or bonds shall be issued in anticipation of the collection of said assessments, unless the property owners pay said assessments before said bond or bonds are issued; all as provided for in an Act of the General Assembly of the State of Indiana, approved March 8, 1889.

And the Clerk be, and he is hereby, ordered to give the required legal notice to property owners along the line of said proposed improvement, of the time and place, when and where, objection can be made to the necessity of such improvement.

DECLARATORY RESOLUTION.

Resolved by the Common Council and Board of Aldermen of the City of Indianapolis, Ind., That it is deemed necessary to improve Pennsylvania street, from Exposition avenue to Fifteenth street, by paving the roadway with Standard Trinidad Asphalt Pavement, in accordance with profile and specifications on file in the office of the City Civil Engineer. The total cost of said improvement shall be assessed per lineal front foot upon the real estate abutting on said Pennsylvania street, (except the proportion thereof occupied by street and alley crossings, which shall be assessed against the City of Indianapolis); said assessments, if deferred, to be paid in ten installments. A bond or bond shall be issued in anticipation of the collection of said assessments, unless the property owners pay said assessments before said bond or bonds are issued; all as provided for by an Act of the General Assembly of Indiana, approved March 8th, 1889.

And the City Clerk be, and he is hereby, ordered to give the required legal notice to the property owners along the line of said proposed improvements, of the time and place when and where objections can be made to the necessity of such improvement.

Which petition was ordered filed, and the resolution adopted, by the following vote:

AYES, 23—viz: Councilmen Austin, Burns, Cooper, Coy, Davis, Dunn, Gauss, Hicklin, Markey, Martindale, Murphy, Myers, McGill, Nolan, Olsen, Pearson, Rasmann, Sherer, Sweetland, Trusler, Weber, Woollen, and Yontz.

NAYS—None.

By Councilman Myers. Ordered filed :

S. O. 86, 1890—An ordinance to provide for grading, paving with Standard Trinidad Asphalt Pavement, the roadway of Alabama street, bowldering between the tracks of the Citizens' Street Railroad, from Morrison street to the south line of Seventh street, and requiring the Citizens' Street Railroad Company to pay a portion of the costs thereof, as provided for in G. O. No. 4, 1884.

S. O. 87, 1890—An ordinance to provide for grading, paving with Standard Trinidad Asphalt Pavement, and curbing with stone the roadway of Pennsylvania street, and widening the sidewalks, from Exposition avenue to Fifteenth street.

By Councilman Sweetland. Read the first time :

S. O. 88, 1890—An ordinance to provide for grading and graveling Thirteenth street and sidewalks, from Illinois street to Meridian street, and the costs thereof.

By Councilman Trusler. Read the first time :

S. O. 89, 1890—An ordinance to provide for grading and paving with brick the sidewalks of Olive street, from Prospect street to Lexington avenue, and the costs thereof.

Councilman Yontz presented the following petition and resolution :

Indianapolis, Ind., February 21, 1890.

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

Gentlemen:—We, the undersigned, owners of real estate abutting on Massachusetts avenue, from Ohio street to Clifford avenue, hereby petition you for the passage of an ordinance providing for the narrowing of the roadway of said avenue to the uniform width of fifty (50) feet, and the paving of the same with Trinidad Asphalt Pavement, with a wearing surface of two and one-half (2½) inches in thickness when completed, and to be laid upon a foundation of hydraulic cement concrete six (6) inches in thickness. Said pavement to be guaranteed by the contractors building the same for the period of five (5) years from date of completion. Said ordinance to provide for an assessment for the whole cost of such improvement of said Massachusetts avenue, excepting the proportion thereof occupied by street and alley crossings, and by the tracks of the Citizens' Street Railway Company, to be collected as provided by an Act of the General Assembly of the State of Indiana, approved March 8th, 1889, commonly known as "The Barrett Law."

David Wallace, 116 feet ; Jos. Haas, 259 feet ; H. J. Miligan, 120 feet ; Lew Wallace, 172 feet—and 20 others.

DECLARATORY RESOLUTION.

Resolved by the Common Council and Board of Aldermen of the City of Indianapolis, Ind., That it is deemed necessary to improve Massachusetts avenue, from the east line of Pennsylvania street to the L. E. & W. Railroad tracks near Clifford avenue, by paving the roadway with Standard Trinidad Asphalt Pavement, in accordance with profile and specifications on file in the office of the City Civil Engineer. The total cost of said improvement shall be assessed per lineal front foot upon the real estate abutting on said Massachusetts avenue, except the portion thereof occupied by street and alley crossings, which shall be assessed against the City of Indianapolis, and except such proportion thereof as eighteen (18) feet bears to the whole width

of the roadway, which proportion is to be charged against the Citizens' Street Railroad Company. Said assessments, if deferred, to be paid in ten (10) annual installments. A bond or bonds shall be issued in anticipation of the collection of said assessments, unless the property owners pay said assessments before said bond or bonds are issued, all as provided for in an Act of the General Assembly of Indiana, approved March 8, 1889.

And that the City Clerk be, and he is hereby, ordered to give the required legal notice to property owners along the line of said proposed improvement of the time and place, when and where objections can be made to the necessity of such improvement.

Which petition was ordered filed, and the resolution adopted, by the following vote:

AYES, 23—viz: Councilmen Austin, Burns, Cooper, Coy, Davis, Dunn, Gauss, Hicklin, Markey, Martindale, Murphy, Myers, McGill, Nolan, Olsen, Pearson, Rassman, Sherer, Sweetland, Trusler, Weber, Woollen, and Yontz.

NAYS—None.

By Councilman Yontz. Ordered filed.

S. O. 90, 1890—An ordinance to provide for grading, paving with Standard Trinidad Asphalt Sheet Pavement, re-setting curb where necessary, and curbing with stone the roadway of Massachusetts avenue, bowldering between the rails of the tracks of the Citizens' Street Railroad, and widening the sidewalks, from the east line of Pennsylvania street to the L. E. & W. Railroad tracks, near Clifford avenue, and requiring the Citizens' Street Railroad Company to pay a portion of the costs thereof, as provided for in G. O. 4, 1884.

INTRODUCTION OF MISCELLANEOUS BUSINESS.

Councilman Austin offered the following resolutions; which were referred to the Committee on Public Light:

Be it Resolved by the Common Council and Board of Aldermen of the City of Indianapolis, That the Brush Electric Light Company be, and are hereby, directed to erect and maintain an electric light on Reid street, at the crossing of the C., H. & I., and C., St. L. & P. R. R. tracks.

Be it Resolved by the Common Council and Board of Aldermen of the City of Indianapolis, That the Brush Electric Light Company be, and are hereby, directed to erect and maintain an electric light at the intersection of Washington and Pine streets.

Councilman Burns offered the following motion; which was adopted:

That the Street Commissioner be, and is hereby, instructed to clean up the space of ground used as a hay market east of the East Market House.

Councilman Coy offered the following motion; which was referred to the Committee on Streets and Alleys:

That the Street Commissioner be directed to repair with gravel the roadway of New Jersey street between the railroad and Louisiana street.

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

That the City Civil Engineer be and is hereby directed to at once order the Gas Company to disconnect the following lights: One at the southeast and one at the northwest corner of South and Tennessee streets; two on McNabb street between Illinois and Meridian streets; one at the northwest corner of Illinois and Louisiana streets; two at the corners of Noble and Market streets. Also remantle the following gas lights: Two between Market and Ohio on Mississippi street; two on Mississippi between Seventh and Eighth streets; the first one south of McCarty street on the west side of Illinois street; also the first one south of Garden street on the west side of Meridian street; one at 280 Douglass street.

Councilman Martindale presented the following petition; which was referred to the Committee on Judiciary:

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

The petitioner showeth that in 1884 he bought lot 13, Jones' subdivision of Cres^d addition in Indianapolis, for current and delinquent taxes then claimed due said city, that he paid therefore purchase price and subsequent taxes as follows:

February 11, 1884.....	\$ 2 36
March 10, 1884.....	54
February 23, 1885.....	1 86
March 10, 1886.....	1 58
February 14, 1887.....	1 44
Court sale.....	2 35
<hr/>	
Total paid to City Treasurer.....	\$10 13
Interest to date.....

Said sale was illegal because said lot was taken by Belt Railroad for tracks in 1877, and was not liable for these taxes, but the sale was an error, and the above amount, with interest should be refunded. Please order the same refunded, and oblige

F. McWHINNEY, by J. T. L., his Attorney.

Councilman Myers presented the following petitions; which were referred to the Committee on Streets and Alleys:

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

Gentlemen:—We, the undersigned, owners of real estate, fronting on the first alley south of Lincoln avenue, between Ash street and College avenue, respectfully petition for the passage of a resolution to provide for vacating the first alley south of Lincoln avenue from Ash street to College avenue. A plat of said proposed vacation is herewith filed, marked "Exhibit A," and made a part of this petition. Said alley is of no public benefit.

F. G. Hay, Wm. Schoppenhorst, Otto Stechhan.

Indianapolis, March 13, 1890.

To the Mayor, Common Council and Board of Aldermen:

Gentlemen:—The undersigned owners of real estate in the immediate vicinity of the alley between Lincoln avenue and Seventh street, extending from Broadway west to the first alley west of Broadway, petition your honorable bodies to cause said alleys to be vacated. Said alley is of no practical use, for the reason that the alley formerly existing immediately west of the aforesaid alley, and extending through to Park avenue, has been vacated, leaving this alley but the length of one tier of lots and therefore practically useless to the public. Said alley has never been improved. For these reasons we ask that the petition be granted. Attention is called to the accompanying plat of the premises. Respectfully submitted,

Edward Hawkins, Susanna Goepper, A. C. Kunn,
Lucy A. Sewall.

Councilman Myers offered the following motion; which was adopted:

That Lazarus and Peirce be, and are hereby granted permission to grade and gravel Talbott avenue and sidewalks, in front of their property, between Boston and Fourteenth streets, all at their own expense, under the direction of the City Civil Engineer, who is hereby directed to make the proper survey and profile for said work, and to set the necessary grade stakes.

Councilman Nolan offered the following motion; which was referred to the Committee on and Sewers and Drainage:

That the Street Commissioner be, and is hereby instructed to place tiling or gutter way under the tracks leading to the Premier Steel Works, also the tracks leading to Herman's factory.

Councilman Rassman offered the following resolution:

WHEREAS, Certain lots and parcels of land adjoining the City of Indianapolis, Indiana, and described in the following resolution, have been laid off into city building lots, and proper plats thereof have been made and recorded in the office of the Recorder of Marion County, Indiana; and

WHEREAS, The Common Council and Board of Aldermen, pursuant to the provisions of Section 3195 of the Revised Statutes of 1881, are desirous of extending the corporate limits of the City of Indianapolis, so as to include said lots, therefore

Resolved by the Common Council and Board of Aldermen of the City of Indianapolis, That the boundary lines of the City of Indianapolis be and the same are hereby extended so as to include the following described contiguous territory, to-wit:

1st. Peirce & Ogle's east addition to the City of Indianapolis, as recorded in plat book book 9, page 51, in the Recorder's office of Marion County, Indiana.

2d. A. M. Ogle et al.'s East Park addition to the City of Indianapolis, as recorded in plat book 9, page 122, in the Recorder's office of Marion County, Indiana, which said lots and parcels of land, above described, shall hereafter form a part of said city and be within the jurisdiction of the same.

Resolved further, That the City Clerk be and is hereby directed to file a certified copy of the foregoing preamble and resolution and the action of the Common Council and Board of Aldermen thereon, in the office of the Recorder of said county, who is authorized and directed to record the same.

And it was adopted by the following vote:

AYES, 25—viz: Councilmen Austin, Burns, Cooper, Coy, Davis, Dunn, Gasper, Gauss, Hicklin, Markey, Martindale, Murphy, Myers, McGill, Nolan, Olsen, Pearson, Rassman, Sherer, Stechhan, Sweetland, Trusler, Weber, Woollen, and Yontz.

NAYS—None.

Councilman Stechhan offered the following resolution:

WHEREAS, The Common Council and Board of Aldermen having decided that no further time be granted the Union Railway Company in performing their part of the contract entered into with the city for the building of a viaduct over the tracks between Meridian and Pennsylvania streets; therefore, be it

Resolved, That the said Union Railroad Company be ordered to begin operations on said viaduct within ten days from the passage of this resolution; and in case of noncompliance with this order, the Street Commissioner be instructed to tear up all tracks which have been laid by said Union Railroad Company in violation of the city ordinances.

And it was adopted by the following vote

AYES, 13—viz: Councilmen Gasper, Markey, Myers, McGill, Olsen, Pearson, Rassman, Sherer, Stechhan, Sweetland, Trusler, Weber, and Woollen.

NAYS, 12—viz: Councilmen Austin, Burns, Cooper, Coy, Davis, Dunn, Gauss, Hicklin, Martindale, Murphy, Nolan, and Yontz.

Councilman Stechhan offered the following resolution; which was referred to the Finance and Judiciary Committees and City Attorney:

WHEREAS, Recent events have proven that it is necessary that some protection be given the employes of the Fire Department in the way of life and accident insurance; and whereas, the salary of the employes of said Department will not enable the several members thereof to provide themselves with necessary insurance; therefore, be it

Resolved, That the City Clerk, under the direction of the Mayor and the Finance Committee, be authorized to take out life and accident insurance for every member of the Fire Department, to the amount of \$2,000 in case of loss of life, or for a weekly indemnity of \$20.00 in case of accident; the amount necessary to pay for said insurance to be taken from the general fund.

Councilman Sweetland presented the following petition and motion; which motion was adopted:

Indianapolis, Ind., March 19, 1890.

To the Honorable Board of Aldermen and Common Council:

Gentlemen:—We, the undersigned owners of real estate fronting on Illinois street, between Twenty-second and Twentieth streets, respectfully petition your honorable bodies for the proper authority to grade and gravel the side walks in front of our said property at our own expensense, according to the grade established by the City Civil Engineer.

A. Wiegand, lot 9-10 200 feet; George S. Hazen, 109 feet, 2 inches—and 5 others.

That A. Wiegand et al. be and they are hereby granted permission to grade and gravel the sidewalk in front of their said property at their own expense, said work to be done according to grades and stakes set by the City Civil Engineer.

Councilman Sweetland offered the following motion; which was adopted:

That the Street Commissioner be instructed to place some kind of obstruction at the intersection of West Fourth street and the Canal. Fourth street is graded and graveled up to the Canal, and there is no bridge. Should an accident happen, the city would be liable.

Councilman Trusler offered the following motion; which was referred to the Committee on Bridges, with power to act:

That a stone wall be erected at the intersection of Willow and Laurel streets of sufficient length to protect the street from the current of Pleasant Run.

Councilman Woollen offered the following resolution:

WHEREAS, John Osterman, City Treasurer, having on the first day of January, 1890, paid the following amounts to the following persons, and having received no vouchers therefor, to-wit:

A. Withoff, for temporary loan.....	\$ 1,000 00
Interest on same.....	45 00
Draft sent Winslow, Lanier & Co., for interest on bonded debt due said day.....	61,894 25

87 bonds to I. C. & D. R. R. Co.....	\$43,500 00
87 coupons on said bonds, \$30.00 each.....	2,610 00
<hr/>	
Making a total of.....	\$109,049 25

Therefore, be it Resolved by the Common Council and Board of Aldermen of the City of Indianapolis, That upon the surrender of said bonds and coupons to the City Clerk by said Treasurer, duly cancelled, that said Clerk issue to said Treasurer, warrants therefor for the amount paid as aforesaid.

And it was adopted by the following vote :

AYES, 25—viz: Councilmen Austin, Burns, Cooper, Coy, Davis, Dunn, Gasper, Gauss, Hicklin, Markey, Martindale, Murphy, Myers, McGill, Nolan, Olsen, Pearson, Rassman, Sherer, Stechhan, Sweetland, Trusler, Weber, Woollen, and Youtz.

NAYS None.

By request, Councilman Stechhan was excused for the remainder of the session.

PENDING ORDINANCES.

Under this order of business the following entitled ordinances were taken from the files and read the first time :

S. O. 18, 1890—An ordinance to provide for grading and paving with brick the sidewalks of Kansas street, from Meridian street to Carlos street, and the costs thereof.

S. O. 28, 1890—An ordinance to provide for grading, paving with Vulcanite Asphaltic Pavement, the roadway of Washington street, re-setting curb where necessary, and curbing where not already properly done, bowldering between the rails of the tracks of the Citizens' Street Railroad, from the east line of Mississippi street to the east line of Missouri street, and requiring the Citizens' Street Railroad Company to pay a portion of the costs thereof, as provided in G. O. No. 4, 1884

S. O. 29, 1890—An ordinance to provide for grading, paving with Vulcanite Asphalt Pavement, the roadway of Illinois street, re-setting curb where necessary, and curbing where not already properly done, bowldering between the rails of the tracks of the Citizens' Street Railroad, from the north line of Washington street to the north line of New York street, and requiring the Citizens' Street Railroad Company to pay a portion of the costs thereof, as provided in G. O. No. 4, 1884.

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

S. O. 60, 1890—An ordinance to provide for grading and paving with brick the north sidewalk of Eighth street, from Alabama street to Central avenue, and the costs thereof.

And it was passed by the following vote :

AYES, 23—viz: Councilmen Austin, Burns, Cooper, Coy, Davis, Dunn, Gauss, Hicklin, Markey, Martindale, Murphy, Myers, McGill, Nolan, Olsen, Pearson, Rassman, Sherer, Sweetland, Trusler, Weber, Woollen, and Yontz.

NAYS—None.

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

S. O. 61, 1890—An ordinance to provide for grading and graveling the first alley west of Broadway street, from Lincoln avenue to Home avenue, and the costs thereof.

SIG. 21.

And it was passed by the following vote :

AYES, 23—viz: Councilmen Austin, Burns, Cooper, Coy, Davis, Dunn, Gauss, Hicklin, Markey, Martindale, Murphy, Myers, McGill, Nolan, Olsen, Pearson, Rassman, Sherer, Sweetland, Trusler, Weber, Woollen, and Yontz.

NAYS—None.

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

S. O. 62, 1890—An ordinance to provide for grading and graveling the first alley south of Lincoln avenue, from Park avenue to College avenue, and the costs thereof.

And it was passed by the following vote :

AYES, 23—viz: Councilmen Austin, Burns, Cooper, Coy, Davis, Dunn, Gauss, Hicklin, Markey, Martindale, Murphy, Myers, McGill, Nolan, Olsen, Pearson, Rassman, Sherer, Sweetland, Trusler, Weber, Woollen, and Yontz.

NAYS—None.

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

S. O. 69, 1890—An ordinance to provide for grading and curbing the south gutter of Second street, and paving with brick the sidewalks thereof, from Illinois street to Tennessee street, and the costs thereof.

And it was passed by the following vote :

AYES, 23—viz: Councilmen Austin, Burns, Cooper, Coy, Davis, Dunn, Gauss, Hicklin, Markey, Martindale, Murphy, Myers, McGill, Nolan, Olsen, Pearson, Rassman, Sherer, Sweetland, Trusler, Weber, Woollen, and Yontz.

NAYS—None.

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

S. O. 70, 1890—An ordinance to provide for grading and graveling the first alley north of North street, from Illinois street to Tennessee street, and the costs thereof.

And it was passed by the following vote :

AYES, 23—viz: Councilmen Austin, Burns, Cooper, Coy, Davis, Dunn, Gauss, Hicklin, Markey, Martindale, Murphy, Myers, McGill, Nolan, Olsen, Pearson, Rassman, Sherer, Sweetland, Trusler, Weber, Woollen, and Yontz.

NAYS—None.

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

S. O. 72, 1890—An ordinance to provide for grading and paving with brick the sidewalks of Market street, from Arsenal avenue to State avenue, and the costs thereof.

And it was passed by the following vote :

AYES, 23—viz: Councilmen Austin, Burns, Cooper, Coy, Davis, Dunn, Gauss, Hicklin, Markey, Martindale, Murphy, Myers, McGill, Nolan, Olsen, Pearson, Rassman, Sherer, Sweetland, Trusler, Weber, Woollen, and Yontz.

NAYS—None.

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

S. O. 73, 1890—An ordinance to provide for grading and paving with brick the north sidewalk of Market street, from Davidson street to the first alley east of Davidson street, and the costs thereof.

And it was passed by the following vote :

AYES, 23—viz: Councilmen Austin, Burns, Cooper, Coy, Davis, Dunn, Gauss, Hicklin, Markey, Martindale, Murphy, Myers, McGill, Nolan, Olsen, Pearson, Rassman, Sherer, Sweetland, Trusler, Weber, Woollen, and Yontz.

NAYS—None.

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

S. O. 74, 1890—An ordinance to provide for grading and graveling the first alley south of Hoyt avenue, from Linden street to Reid street, and the costs thereof.

And it was passed by the following vote :

AYES 23—viz: Councilmen Austin, Burns, Cooper, Coy, Davis, Dunn, Gauss, Hicklin, Markey, Martindale, Murphy, Myers, McGill, Nolan, Olsen, Pearson, Rassman, Sherer, Sweetland, Trusler, Weber, Woollen and Yontz.

NAYS—None.

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

S. O. 78, 1890—An ordinance to provide for grading and graveling the first alley west of Mississippi street, from First street to Walnut street, and the costs thereof.

And it was passed by the following vote :

AYES, 23—viz: Councilmen Austin, Burns, Cooper, Coy, Davis, Dunn, Gauss, Hicklin, Markey, Martindale, Murphy, Myers, McGill, Nolan, Olsen, Pearson, Rassman, Sherer, Sweetland, Trusler, Weber, Woollen, and Yontz.

NAYS—None.

The following entitled ordinance was read the second time, and referred to the Committee on Streets and Alleys :

S. O. 54, 1890—An ordinance to provide for grading and paving with brick the sidewalks of North street, from Blake street to Patterson street, and the costs thereof.

On motion, the Common Council then adjourned, to meet Monday evening, March 24th, 1890.

J. R. Sullivan, Mayor,

President of the Common Council.

Attest: *E. B. Swift*, City Clerk.