

PROCEEDINGS
OF THE
COMMON COUNCIL.

ADJOURNED CALLED SESSION.

CHAMBER OF THE COMMON COUNCIL, }
Monday, September 24th, 1877—7½ o'clock P. M. }

The Common Council of the City of Indianapolis met, pursuant to adjournment.

Present—His Honor, the Mayor, John Caven, in the chair, and the following members: Councilmen Bagby, Brown, Byram, Case, Cochran, Dill, Izor, Layman, Marsee, McGinty, Reading, Reed, Sindlinger, Steinhauer, Walker, Watts, A. L. Wright, and W. G. Wright—19.

Absent—Councilmen Bugbee, Morse, Pouder, Stoner, Thomas, Tucker, and Wood—6.

The proceedings of the regular session, held September 17th, 1877, and of the called session, held September 20th, 1877, having been printed, and placed on the desks of the Councilmen, the reading of the same was dispensed with.

SPECIAL ORDER.

His Honor, the Mayor, called for the reading of the resolution of inquiry, offered by Councilman A. L. Wright at last session of this body [see page 441, *ante*], together with the motion under which adjournment was had until this evening [see page 442, *ante*].

The Fire Board, through Councilman Case, submitted the following report; which was received:

To the Mayor and Common Council, City of Indianapolis:

Your committee, to whom was referred the resolutions regarding the additional number of cisterns that will be necessary, in case the Water-Works Company should discontinue the further supply of water for fire purposes, beg to report, as follows:

It will be necessary to build, immediately, cisterns, as follows:

- One at the corner of Washington and New Jersey streets,
- One at the corner of Pennsylvania and Georgia streets,
- One at the corner of Kentucky avenue and Washington street,
- One at the corner of Meridian and Maryland streets,
- One at the corner of Washington and West streets,
- One at the corner of Illinois and Garden streets,

—all of which, we would recommend, should be from 2000 to 2500 barrels, and be built sewer-shaped. Probable cost, if built properly, will be from 40 to 50 cents per barrel, or from \$5,500 to \$7,000 for the six cisterns.

Wells, as follows:

- One at the corner of Kentucky avenue and Washington street.
- One at the corner of Meridian and Maryland streets.
- One at the corner of Delaware and Washington streets.
- One at the corner of Pennsylvania and Market streets.
- One at the corner of Illinois and Ohio streets.
- One at the corner of Orange and Ohio streets.

Six-inch driven-wells will cost about ten dollars per foot; common or open wells, if five to six feet diameter, from three to four dollars per foot in depth; and the old wells will have to be repaired and deepened. We are unable to tell exactly the necessary depth that these wells will have to be; but think from twenty-five to thirty feet.

We have no recommendation to make, at present, on the fourth clause; but would recommend it be referred to the Committee on Revision of Ordinances and City Attorney.

To further advance the efficiency of the Fire Department, in case the water supply be withdrawn, it will be necessary to purchase a steam pump, and to also put a driven well in each engine house, of 1¼ inch in diameter, which will cost \$1.25 per foot.

We recommend that any variation in the location of these cisterns or wells be left to the Chief Fire Engineer and City Civil Engineer.

All of which we respectfully submit.

R. S. FOSTER,
J. L. CASE,
JAMES T. LAYMAN,
Fire Board.

Councilman Reed, by consent, presented the following communication; and, on his motion, the same was duly received:

Indianapolis, September 24, 1877.

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

Gentlemen:—Believing it proper for me to do so, I respectfully ask your honorable body to appoint a committee to confer with this company, to see if our contract with the city can be so modified that it will be entirely satisfactory to the city and this company.

I can assure you that the Water-Works Company will be glad to meet a committee of your body, and, if possible, arrange all matters in controversy between the city and this company.

I have the honor to be, gentlemen, your obedient servant,

JOHN R. ELDER,
President Water-Works Co.

The same gentleman then offered the following motion; which was adopted:

Moved, That a committee of five, in connection with the Committee on Water-Works, be empowered to confer with the President of the Water-Works Company, with the view of coming to some definite terms looking to a reduction and compromise of the rates already existing, or supposed to exist, between the city and the Water-Works Company.

After adoption of preceding motion, a discussion ensued on the subject of the overweight and unwieldiness of a committee consisting of eight Councilmen and three Aldermen; and then, on motion of Councilman Layman, the vote by which said motion had been adopted was ordered to be reconsidered by the following "ayes and nays":

Affirmative—Councilmen Brown, Byram, Case, Cochran, Layman, Walker, Watts, A. L. Wright, and W. G. Wright—9.

Negative—Councilmen Dill, Izor, McGinty, Reading, Reed, Sindlinger, and Steinhauer—7.

Councilman A. L. Wright now called for the reading of the following message and resolution, transmitted from the Board of Aldermen :

Indianapolis, September 24, 1877.

To the Mayor and Common Council :

Gentlemen :—I herewith transmit resolution adopted by the Board of Aldermen, at a called session, held Thursday evening, September 20th, 1877.

Aldermen Foster, Stratford and Coburn were appointed as the Aldermanic members of said committee.

Respectfully,

GEO. T. BREUNIG,

Clerk of Board of Aldermen.

Resolved, That a committee of three of the Board of Aldermen be appointed, and that the City Council be requested to appoint a like number of the Councilmen, to act jointly with the committee of the Board of Aldermen, to confer with the Water-Works Company regarding the further supply of water to the city by said company.

On Councilman Walker's motion, the Council membership on the proposed committee of conference was increased to five, the Council Committee on Water-Works to constitute three of said number, and the chair to select and appoint the remaining two.

The recommendation in the preceding Aldermanic resolution, as amended, was then adopted by the following vote :

Affirmative—Councilmen Bagby, Brown, Byram, Case, Cochran, Dill, Izor, Layman, Marsee, McGinty, Reading, Reed, Sindlinger, Steinhauer, Walker, Watts, A. L. Wright, and W. G. Wright—18.

Negative—None.

The chair appointed Councilmen Reed and Byram as the additional members of the aforesaid conference committee. [Councilman Reed was afterwards excused from this delegated service, and Councilman Walker was appointed in his stead. See page 452, *post*.]

Councilman Reed moved that the Common Council do now adjourn; which motion failed of adoption by the following vote:

Affirmative—Councilmen Bagby, Brown, Case, Dill, McGinty, Reading, Reed, Sindlinger, and Watts—9.

Negative—Councilmen Byram, Cochran, Izor, Layman, Marsee, Steinhauer, Walker, A. L. Wright, W. G. Wright, and Mayor John Caven—10.

Councilman Case was excused for the balance of this session.

INTRODUCTION OF MISCELLANEOUS BUSINESS.

As there seemed to be an indisposition to adjourn, at suggestion of His Honor, the Mayor, roll-call was had for the introduction of miscellaneous business.

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

Moved, That the Street Commissioner be instructed to repair the crossings at the corner of Indiana avenue and West street.

Councilman Brown presented the following petition; which was referred to the City Civil Engineer, with instructions to said officer to prepare the proper improvement ordinance:

To the Honorable Council of the City of Indianapolis:

We the undersigned, residents of the City of Indianapolis, residing upon Fletcher avenue, between Dillon street on the west and Linden street on the east, do respectfully show to your honorable body that said street is now without a good, substantial sidewalk, said sidewalk, at present, consisting of only a gravel walk, which occasions your petitioners great trouble and inconvenience in their travel thereon. That your petitioners represent, and are the majority of, the property holders upon said street, between the aforesaid boundaries.

Wherefore, your petitioners pray that a good, substantial brick sidewalk, eight feet in width, be laid upon both sides of said street, between said boundaries.

And your petitioners will ever pray.

Enos Hege, Thos. Roney, P. A. Forslund, H. M. Phillips, Frances Proctor, L. L. Lenox, A. Cost, F. A. Palmer, John S. Hetherington, Richard Leggo, Thomas Peak, John B. Elam, and J. C. Schmidt.

Councilman Byram offered the following motion ; which was adopted :

Moved, That the City Marshal be instructed to notify John Ford not to move or interfere with any property or building situate on the West Market Space.

Councilman Dill offered the following motion ; which was adopted :

Moved, That the Street Commissioner be instructed to clean and repair the east gutter on Mississippi street, between Michigan and North streets.

Councilman Izor presented the following communication ; which was referred to the Committee on Gas-Light :

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

Gentlemen :—The undersigned, the Citizens' Gas-Light and Coke Company of the City of Indianapolis, do hereby propose to furnish, for the lighting of the South Illinois street tunnel, illuminating gas of standard quality ; to supply fourteen (14) burners, each burner consuming four (4) cubic feet of gas per hour ; the tunnel to be lighted forty-five hundred (4500) hours during the year ; to put said fourteen (14) burners in good repair, and to keep them in good and serviceable condition during said year ; to light and extinguish the same under the direction of the proper city officer—all for the sum of thirty-eight dollars and eighty five cents per month, or four hundred and sixty-six dollars and twenty cents (\$466.20) per year.

Respectfully yours,

CITIZENS' GAS-LIGHT & COKE COMPANY,

By W. S. BARKLEY, Sec'y.

The same gentleman presented the following petition ; which was referred to the Committee on Judiciary :

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

These petitioners would respectfully represent to the Mayor, Council, and Aldermen of the City of Indianapolis, that they have been, and now are, in possession of a certain stand outside of the East Market House, which said fixtures and enclosures are their own, and built by their own expense, and they have been paying fourteen dollars a year for two stalls ; and that now, since the commencement of the term of office of Market Master Hampton, he demanded that they should pay twenty-eight dollars per year, which the city nor anybody else is entitled to.

And they further say : That they pay more than any other person in said Market, for the use and benefit of said city ; and that they believe that the

Market Master and his deputies are trying and forcing these parties to pay more than the stand is worth, while at the same time these petitioners put up and erected the buildings, sheds, and otherwise at their own expense, and their place of business is obstructed by said Market Master, in allowing other persons to congregate in front of said stand, and thereby losing their trade and custom.

And the said petitioners further say: That Milton Pouder, one of the Councilmen of the City of Indianapolis, and the chairman of Committee of said Market, did, at various times, insult, abuse, and maltreat the said Johanne Rothschild, because she complained to the injury done to her business.

And they further say and represent to this honorable Council, that Milton Pouder, the chairman of said Committee of Market, did collect about six dollars and ninety cents of property from these parties, for the privilege of using and occupying said premises, which they heretofore occupied, and which said property was taken from them only on account of oppression and force.

Wherefore, the petitioners pray the Mayor, Council, and Aldermen for an order to restrain the Market Master of the East Market House from further interfering in this matter. As we may ever pray

JANNETTE ROTHSCHILD,
Keeper of stands Nos. 31 and 32 on the north-
east corner, fronting north, on the east end
of said Market House, in the City of Indian-
apolis, Marion County, Ind

MOSE ROTHSCHILD,
Husband of the above.

Councilman Reed presented the following petition; which was referred to the Committee on Water-Works:

We respectfully ask your honorable body to take action, as soon as possible, in the important matter of water supply for our city, and would represent that, in our opinion, an abundant supply can be obtained, at a comparatively small cost, from Fall Creek, at a distance of not more than twelve miles from the city, giving a fall of not less than one hundred and fifty feet, and a natural flow down hill, instead of having to force it up hill, at an enormous expense to our citizens.

It will give us the means of cleansing our sewers easily; which must be done, or, in a short time, they will prove a curse instead of a blessing.

It will give a large number of laborers the means of earning their living this winter and the coming spring, who, otherwise, by the completion of the Belt Road and other works, will have to be supplied by the city.

We will be independent of machinery, which is liable to break, and of the threats of companies, who, for just or unjust cause, have it in their power to shut off supplies at any time.

As a matter of economy, of health, of safety, and, almost, of necessity, we ask you to take action in this matter.

H. H. DE WOLF.

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Councilman Steinhauer presented the following memorial and other papers; which were referred to the Fire Board and Chief Fire Engineer:

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

The undersigned, John F. Logan and Michael H. Cain, residents of the City of Indianapolis, would respectfully represent to your honorable body, that the said Logan has received letters-patent, under date of August 28, 1877, No. 194,697, on a new and important invention of his, known as an "Improvement in Hose-Leak Stoppers," and which your honorable body, after an inspection of the machine, a model of which will be placed on exhibition at the first meeting of your honorable body, we are confident will be pronounced by you an invention of the greatest importance, and its use by the City Fire Department recommended.

We beg to state briefly, among other advantages connected with the invention, the following: 1. The machine can be applied instantly during time of fire, in whatever position the hose may be in at the time, either perpendicular or horizontal, either in the hall-ways or rooms of the burning building, or in the street, and the leakage completely stopped, and the hose rendered perfectly tight. 2. By having our machines accompanying the reel or engine, every section of hose can be depended on for use during the fire.

And we also claim that our invention, if introduced into the city, will be not only an additional protection in case of fire, but a saving of large expense to our Fire Department, in preserving damaged hose, which otherwise would be abandoned.

Our machine has already been tested by the Fire Department of this city, and certificates as to its merits, from the officers of that Department, are filed herewith, and the attention of your honorable body invited thereto.

We have also added recommendations of leading manufacturers and business men generally of our city as to the same points.

We desire to make to your honorable body the following proposition, namely:

We propose to furnish the city thirty (30) machines, for the use of the Fire Department, being all that is necessary at present, with the right to use the said invention within said city by said Department, for the space of seventeen (17) years, during which said letters-patent run, for the sum of two hundred and fifty dollars (\$250).

And your petitioners will ever pray, etc.

JOHN F. LOGAN,
MICHAEL H. CAIN.

Indianapolis, September 15, 1877.

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

This is to certify that I publicly tested the "Logan Hose-Leak Stopper" on the 18th instant, at the corner of Pennsylvania and New York streets. I find it to give entire satisfaction, and I cheerfully recommend its adoption by the City Fire Department.

W. O. SHERWOOD,
Chief of Fire Department.

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

We, the undersigned, citizens of Indianapolis, having inspected the invention of Mr. John F. Logan of our city, known as the "Improvement in Hose-Leak Stoppers," are satisfied of its worth and importance as a part of the apparatus of our Fire Department, and cheerfully recommend the purchase of the machines, as requested by Messrs. Logan and Cain, in their petition to your honorable body, of this date.

Sinker, Davis & Co., Indianapolis Stove Co., A.
Abromet, P. H. Jameson, R. L. McOuat, J. E.
Robertson, Pres't Franklin Fire Ins. Co., John
C. Shoemaker, E. B. Martindale, W. T. Gibson,
W. H. Craft, J. B. Julian, Cir. Judge.

Indianapolis, September 15, 1877.

Councilman A. L. Wright presented the following petition; which was referred to the Committee on Judiciary, with the City Assessor and City Attorney :

Indianapolis, September 24, 1877.

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

Gentlemen :—Your petitioners would respectfully represent that, on the 20th day of June, 1876, he purchased, at private sale, at the office of City Treasurer, under certificate No. 13,422, lot No. 49 Ridenour's Revised and Extended Addition, in name of Lemuel C. Nicholson.

The above sale is void, on account of erroneous description. Lemuel C. Nicholson should have lot 49 Ridenour's sub. of C. & W.'s Addition, instead of lot 49 Ridenour's Revised and Extended Addition.

Your petitioner would, therefore, ask and demand a refunding to him of the amount paid by him for said certificate of purchase, amounting to \$86.95, with interest at 6 per cent. from date of sale; and also a refunding to him for the amount city taxes since paid by him, under his certificate for the year 1876, amount \$46.20, with interest at 6 per cent. from March 17th, 1877.

E. B. HUTCHINSON,
By J. LECKLIDER, his Attorney.

Councilman Reed asked to be excused from service on joint committee of Aldermen and Councilmen, charged to confer with the Water-Works Company, under the Aldermanic resolution, as amended and adopted in the early proceedings of this session; and he was duly relieved from such duty.

The chair then appointed Councilman Walker to the vacancy in aforesaid committee.

Councilman Dill moved that the Common Council do now adjourn; which motion failed of adoption by the following vote:

Affirmative—Councilmen Bagby, Brown, Dill, and Walker—4.

Negative—Councilmen Byram, Cochran, Izor, Layman, Marsee, McGinty, Reading, Reed, Sindlinger, Steinhauer, Watts, A. L. Wright, and W. G. Wright—13.

By consent, the Committee on Streets and Alleys, through Councilman Watts, submitted the following report:

Indianapolis, September 24, 1877.

To the Mayor and Common Council:

Gentlemen:—Your Committee on Streets and Alleys, to whom was referred sundry papers, would report as follows, to-wit:

1st. Is a motion that the Street Commissioner be directed to cover Delaware street, from Washington to Market street, with rolling mill cinders.

Your committee recommend that said motion be amended, instructing the Street Commissioner to cover said street with rolling-mill cinders, from Washington street to Massachusetts avenue, where not already done. With said amendment, we would recommend that the motion be adopted.

2d. Is a motion, instructing the Street Commissioner to fill several chuck-holes west of Fall Creek bridge, on Indiana avenue, along the line of the Schurman farm.

Would recommend that the motion be adopted.

Respectfully submitted,

JAS. E. WATTS,
JAMES T. LAYMAN,
GEO. P. WOOD,

Committee on Streets and Alleys.

On motion, the preceding report was referred back to said com-

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mittee, with instructions to furnish the Council with estimates of the cost of carrying out their two recommendations.

On motion, the Common Council then adjourned.

JOHN CAVEN, Mayor.

Attest:

BENJ. C. WRIGHT, City Clerk.