

BOARD OF ALDERMEN

CALL OF COMMITTEE

Allegation (origin from Committee on Markets, verbally re-
ported back general ordinance No. 25, 1877, and recommended it
be passed.

Allegation (origin from Committee on Printing, Stationery, and
Advertising submitted the following report; which was concurred

BOARD OF ALDERMEN.

ADJOURNED SESSION.

CHAMBER OF THE BOARD OF ALDERMEN OF
THE CITY OF INDIANAPOLIS,
Wednesday, June 27th, 1877—8 o'clock P. M.

The Board of Aldermen met, pursuant to adjournment.

R. FOSTER
H. D. WILES

PRESENT:

His Honor, the President, H. C. Newcomb, in the chair, and
the following members: Aldermen, Chandler, Coburn, Foster,
Krug, Snider, Stratford, Wallace, and Wiles—9. Absent—Alder-
man McGill—1.

The proceedings of the adjourned session, held June 20th, 1877,
having been printed, and placed on the desks of the Aldermen, the
reading of the same was dispensed with.

CALL OF COMMITTEES.

Alderman Coburn, from Committee on Markets, verbally reported back general ordinance No. 22, 1877, and recommended it be passed.

Alderman Foster, from Committee on Printing, Stationery, and Advertising, submitted the following report; which was concurred in:

To the President and Board of Aldermen:

Gentlemen:—Your Committee on Printing, to whom was referred the report of the Committee on Printing of the Common Council, beg leave to report as follows:

We recommend concurring in the first part of Council committee's report, requiring the City Clerk to furnish lists of the kind of blanks and stationery wanting in each department, etc.

We recommend non-concurrence in the remaining portion of their report, or the part that awards the contract for city advertising and printing the delinquent list to the Indianapolis Journal, as, in our opinion, the Journal's bid was not such an one that safe business principles would justify its being entertained.

Respectfully submitted,

R. S. FOSTER,

W. D. WILES,

Committee on Printing.

Alderman Snider, from Committee on Sellers Farm, submitted the following report; which was concurred in:

To the President and Board of Aldermen:

Gentlemen:—Your committee, to whom was referred the action of Common Council on Sellers Farm, report that we have examined the lease adopted therein, and that, while we are in favor of the action therein set out, we consider the lease inadequately drawn, and submit the following objections:

1st. On page 2, line 9, after the word "than," the maximum amounts allowed to be charged sub-tenants should be stated. The words used are open to investigation and debate, and open the avenue for litigation.

2d. Any rights the Dead-Animal man has, should be clearly stated by the draftsman, in the contract itself. Let the contract guide the rights of the parties, without reference to statutes, ordinances and customs. (See page 2, lines 11 to 14 inclusive, after the word "shall.")

3d. On page 4, line 2, omit the word "reasonable," and insert, instead thereof, a specific time, as "four months." Parties often want a court to say what is "a reasonable time," because they know a court can hardly determine such questions.

We, therefore, with these objections, recommend that you remand said lease back to the Common Council, for accurate draft and for further action.

W. H. SNIDER,

H. COBURN,

T. E. CHANDLER,

Committee on Sellers Farm.

General ordinance No. 22, 1877, entitled

An ordinance to amend section twenty-two (22) of an ordinance entitled "An ordinance regulating the Markets within the City of Indianapolis, defining the duties of Market Master, and prescribing certain rules and regulations relative to the sale of provisions, produce, and other articles in the markets and other portions of said city; ordained November 30, 1863,"

Was then taken up, read the third time, and passed by the following vote :

Affirmative—Aldermen Chandler, Coburn, Foster, Krug, Snider, Wallace, Wiles, and President Newcomb—8.

Negative—None.

ROLL CALL.

Alderman Wiles offered the following motion; which was adopted :

Moved, That Alfred Likens be granted a license as auctioneer, at No. 41 South Illinois street, for a period of three months, and the City Clerk be instructed to issue the same, upon payment of the fee prescribed by ordinance.

MESSAGES FROM THE COMMON COUNCIL.

The following message was received from the Common Council; which was considered by clauses :

Indianapolis, June 27, 1877.

To the President and Members of the Board of Aldermen :

Gentlemen:—At a regular session of the Common Council, held Monday evening, June 25th, the following verbal motions (which I hereby place before you for consideration and action) were duly adopted:

1st. On motion of Councilman Reed, the vote, whereby the city advertising had been awarded to the Indianapolis Journal, was reconsidered; and the Committee on Printing, Stationery, and Advertising were directed to re-advertise for proposals for doing said work, with instructions not to consider or accept any bid for such advertising that may contain the proposition to make a percentage rebate upon other bids offered for same.

2d. The report of your Committee on Benevolence and Hospitals being under consideration, on motion of Councilman Walker, the Common Council refused to concur in said report, and determined to adhere to its former action, to-wit, to continue the City Dispensary under its present management, and to provide for the maintenance of said Dispensary through the appropriation proposed in the report of the Council committee.

3d. The action of the Common Council, limiting the expenditure on account of repairs to Virginia avenue to two hundred dollars, having been duly reconsidered through the adoption of Councilman Brown's motion herewith, the original motion was amended by fixing said outlay at the sum of two hundred and fifty dollars.

Respectfully,

BENJ. C. WRIGHT,

City Clerk.

Clause 1st being under consideration, on motion of Alderman Wallace, the verbal motion of Councilman Reed, as abstracted in message, was amended by adding to such motion the following provision :

"Also, that for the ordinary and usual city advertisements, such bids shall be made by the square of nonpareil type, and for the publishing of the delinquent tax list, such bids shall be by the description."

Clause 2d being under consideration, on motion of Alderman Wallace, the Board determined to recede from its action in concurring in the report of their committee, and to approve of the action of the Common Council, by concurring in the report of the Council committee.

Clause 3d was concurred in.

The following message was also received:

Indianapolis, June 27, 1877.

To the President and Members of the Board of Aldermen:

Gentlemen:—I herewith transmit certain papers, favorably passed upon by the Common Council, at its last regular session, held June 25th, 1877, for your action upon same.

Respectfully,

BENJ. C. WRIGHT,

City Clerk.

PAPERS FROM THE COMMON COUNCIL—ACTION UPON.

Report from the City Civil Engineer, giving a first and final estimate in favor of Henry C. Roney, for building a wooden bridge over Pogues Run, at the crossing of Ray street [see Proceedings of Common Council, page 169], was read, and the action of the Common Council, in concurring in said report and in allowing the estimate, was approved.

Report from City Treasurer, covering his advertisement providing for the redemption of outstanding city orders, together with proof of publication of such advertisement [see Proceedings of Common Council, page 170], was read, and the action of the Com-

mon Council, in approving the said report, etc., was duly concurred in.

Report from City Clerk, as to the filing in his office of the affidavit of Macauley & Stone against Indianapolis Water Works Co. for collection of street assessment by precept [see Proceedings of Common Council, page 171], was read, and the action of the Common Council, in approving said report, and ordering the precept to be issued, was concurred in by the following vote:

Affirmative—Aldermen Chandler, Coburn, Foster, Krug, Snider, Stratford, Wallace, Wiles, and President Newcomb—9.

Negative—None.

Report from Council Committee on Contracts, awarding the following contracts: To John Low, for grading and graveling Herbert street and sidewalks, between Illinois and Meridian streets; also, to Fred. Gansberg, for grading and graveling California street and sidewalks, from Washington street to Maryland street; also, to John Schier, for grading, and paving with brick, the west sidewalk on Mississippi street, between Tinker and Herbert streets [see Proceedings of Common Council, page 168], was read, and, on motion of Alderman Foster, the action of the Common Council, in concurring in said report and awarding the several contracts, was then concurred in by the following vote:

Affirmative—Aldermen Chandler, Coburn, Foster, Krug, Snider, Stratford, Wallace, Wiles, and President Newcomb—9.

Negative—None.

Report from Council Committee on Finance and the City Assessor. (1) recommending the refunding of \$14.50 to Christine

Pfeifer for taxes erroneously paid by her under widows' exemption act; and (2) stating they could find no authority of law for refunding Thomas Cottrell the taxes he paid, by mistake, on lot 42, outlot 103, and recommending that the prayer of his petition be not granted [see Proceedings of Common Council, page 184], was read, and the action of the Common Council, in concurring in said report, was, on motion of Alderman Wallace, duly approved.

Report from Council Committee on Finance, (1) stating they could find no authority for granting the petition of Lizzie E. Miller for crediting the sums paid by her in 1873 and 1874, as taxes on west half of 67 feet east end of lot 12, square 36, to 32 $\frac{3}{8}$ feet east side of lot 12, square 36; and (2) recommending that the City Treasurer be instructed to receive "Certificate No. 20, Second Series," dated "Sept. 29, 1851" [for which see Proceedings of Common Council, page 123], and crediting the same according to the agreement therein expressed [see Proceedings of Common Council, page 184], was read, and the action of the Common Council, in concurring in said report, was, on motion of Alderman Foster, duly approved.

Report from Council Committee on Judiciary, relative to the Simon Yandes mortgage on that portion of lot 6, Butsch and Goepper's sub., St. Clair's add., condemned in the opening and extending Second street, from Meridian to Pennsylvania street [see Proceedings of Common Council, page 185], was read, and the action of the Common Council, in concurring in said report, was, on motion of Alderman Foster, duly approved.

Resolution, requiring the owners of lot 67, Yeiser's addition, to fill or drain the same [see Proceedings of Common Council, page 181], was read, and the action of the Common Council, in adopting

such resolution, was, on motion of Alderman Coburn, duly concurred in.

Motion, granting Fred. Gansberg ninety days' extension of time in which to complete his contract for the improvement of Japan or East street, between Morris and Nebraska streets [see Proceedings of Common Council, page 177], was read, and the action of the Common Council, in adopting such motion, was concurred in by the following vote :

Affirmative—Aldermen Chandler, Coburn, Foster, Krug, Snider, Stratford, Wallace, Wiles, and President Newcomb—9.

Negative—None.

Motion, directing the City Marshal to notify Giles S. Bradley, agent for Robert Connely, to repair said Connely's sidewalk, on North street, between Delaware and Alabama streets [see Proceedings of Common Council, page 179], was read, and the action of the Common Council, in adopting such motion, was duly concurred in.

Motion, directing the City Clerk to advertise for proposals for attaching the drinking-fountains to the nearest fire-plug [see Proceedings of Common Council, page 179], was read, and, on motion of Alderman Foster, was laid on the table for the present.

Motion, instructing the Street Commissioner to open the sewer-pipe on Central avenue, near Eighth street [see Proceedings of Common Council, page 179], was read, and, on motion of Alderman Stratford, was referred to the Committee on Streets and Alleys.

Motion, instructing the Chief of Police to see that the dog-license ordinance be strictly enforced [see Proceedings of Common

Council, page 179], was read, and the action of the Common Council, in adopting such motion, was duly concurred in.

Motion, granting permission to George Woodfill to grade, and pave with brick, the south sidewalk of Michigan street, from Noble street, east, to the I., P. & C. R. R. tracks, at the expense of the property owners, etc. [see Proceedings of Common Council, page 179], was read, and after the same had been amended by striking out the words "George Woodfill," and inserting "the property owners" in lieu thereof, was adopted as amended.

Motion, granting George Russ permission to grade, and pave with brick, his sidewalk on the west side of Randolph street, fronting the Female Reformatory, etc. [see Proceedings of Common Council, page 179], was read, and the action of the Common Council, in adopting such motion, was duly concurred in.

Motion, requesting Dr. Van Vorhis to furnish an annual report of the workings of the City Hospital during the year of his superintendency, in readiness for printing [see Proceedings of Common Council, page 180], was read, and the action of the Common Council, in adopting such motion, was duly concurred in.

Motion, taking up and allowing a first and final estimate to John Flaherty, for grading and graveling Potomac or West Court street and sidewalks, between West and California streets [see Proceedings of Common Council, page 180] was read, and the action of the Common Council, in adopting such motion, was duly concurred in. The further action of the Common Council, in allowing said estimate, was then concurred in by the following vote:

Affirmative—Aldermen Chandler, Coburn, Foster, Krug, Snider, Stratford, Wallace, Wiles, and President Newcomb—9.

Negative—None.

Motion, granting J. W. Richardson thirty days' extension of time to finish graveling Church street [see Proceedings of Common Council, page 180], was read, and the action of the Common Council, in adopting such motion, was duly concurred in.

Motion, directing the Street Commissioner to notify the property owners on the west side of Illinois street, between Norwood and Merrill streets, to repair their brick sidewalk [see Proceedings of Common Council, page 180], was read and amended, on motion by Alderman Stratford, by requiring Street Commissioner to notify *all* property owners whose sidewalks need repairing to repair the same forthwith. The motion, as amended, was then adopted.

Motion, directing the City Clerk to advertise for bids for lighting Military Park and Illinois street tunnel with coal oil lamps or gas [see Proceedings of Common Council, page 182], was read, and, on motion of Alderman Stratford, was referred to the Committee on Tunnels.

Motion, instructing the Street Commissioner to notify the Citizens' Street Railway Co. to repair the street between their tracks, on Massachusetts avenue, between Pennsylvania and Alabama streets [see Proceedings of Common Council, page 183], was read, and the action of the Common Council, in adopting such motion, was duly concurred in.

Motion, granting permission to James C. Yohn to re-pave, with brick, his sidewalk, on east side of Meridian street, between Washington street and first alley north [see Proceedings of Common Council, page 183], was read, and the action of the Common Council, in adopting such motion, was duly concurred in.

Appropriation ordinance No. 46, 1877, entitled

An ordinance appropriating money for the payment of the salaries and compensation of city officers and employes,

Was read the first time; and then, on motion of Alderman Foster, the rules were suspended for the purpose of now reading said ordinance the second and third times, and placing it on its passage, by the following vote:

Affirmative—Aldermen Chandler, Coburn, Foster, Krug, Snider, Stratford, Wallace, Wiles, and President Newcomb—9.

Negative—None.

Appropriation ordinance No. 46, 1877, was then read the second and third times, and passed by the following vote:

Affirmative—Aldermen Chandler, Coburn, Foster, Krug, Snider, Stratford, Wallace, Wiles, and President Newcomb—9.

Negative—None.

General ordinance No. 20, 1877, entitled

An ordinance transferring the money now in the City Treasury, belonging to the Sinking Fund, to the General Fund, and providing that all money hereafter collected on account of the Sinking Fund shall be placed to the credit of the General Fund,

Was read the second time; and then, on motion of Alderman Wallace, the rules were suspended for the purpose of now reading said ordinance the third time, and placing it on its passage, by the following vote:

Affirmative—Aldermen Chandler, Coburn, Foster, Krug, Snider, Wallace, Wiles, and President Newcomb—8.

Negative—Alderman Stratford—1.

General ordinance No. 20, 1877, was then read the third time, and passed by the following vote:

Affirmative—Aldermen Chandler, Coburn, Foster, Krug, Snider, Wallace, Wiles, and President Newcomb—8.

Negative—Alderman Stratford—1.

Alderman Stratford called up the Sellers' Farm lease, and offered the following motion; which was adopted:

Moved, That the Council be requested to amend the lease of Sellers Farm, on page 2, line 5, so as to conform to the proposition presented to Council, in clause 4, on page 52 of the Council Proceedings.

On motion of Alderman Foster, the Board of Aldermen then adjourned until Friday, July 6th, 1877, at 8 o'clock P. M.

HORATIO C. NEWCOMB,

President.

Attest:

GEO. T. BREUNIG,

Clerk of Board of Aldermen.