

CITY OF INDIANAPOLIS, INDIANA.

JOURNAL OF PROCEEDINGS

OF THE

Common Council and Board of Aldermen.

JOURNAL OF THE COMMON COUNCIL.

REGULAR SESSION—JANUARY 5, 1891.

The Common Council of the City of Indianapolis met in the Council Chamber, Monday evening, January 5th, A. D. 1891, at 7:30 o'clock, in regular session.

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, Rassmann, Sherer, Stechhan, Sweetland, Trusler, Weber, Woollen and Yontz.

ABSENT—None.

The Proceedings of the Common Council for the regular session held December 15th, and for the special session held December 26th, 1890, having been printed and placed upon the desks of the Councilmen, said Journals were approved as published.

OPENING AND REFERRING SEALED PROPOSALS.

Sealed proposals for lighting the city, were opened, read, and referred to the Committee on Public Light.

By consent, Councilman Gauss presented the following communications; which were read and received:

*Indianapolis, Ind., Jan. 5th, 1891.*

MR. CHARLES GAUSS, Chairman Public Light Committee, City:

*Dear Sir:*—In compliance with your request, concerning the continuance of our vapor light contract, which expired December 31st, 1890, we hereby agree to continue lighting under the same terms and conditions as old contract until such time as new lighting contracts is entered into.

Trusting the above will be satisfactory, we remain

Very truly yours,

THE SUN VAPOR STREET LIGHT CO.,

By J. A. MCGUIRE, Manager Indianapolis Branch Office.

Indianapolis, Jan. 5, 1891.

MR. GAUSS, Chairman Committee on Public Light:

Dear Sir:—As per your request, we desire to notify you that we will continue to furnish gas to the city under the terms and conditions of the contract which expired on the 31st day of December, 1890, until a new contract for street lighting is made and entered into.

Yours respectfully,

S. D. PRAY, Sec'y.

Indianapolis, Ind., Jan. 5, 1891.

MR. GAUSS:

Dear Sir:—In compliance with your request, the Electric Light Co. will continue electric lighting upon the same terms as before, except as to the matter of price to be charged, which has not been agreed upon, but shall be satisfactory to you. This arrangement to continue until reasonable notice from either party of the intention to terminate the arrangement

INDIANAPOLIS BRUSH ELECTRIC LIGHT & POWER CO.,  
By J. CAVEN.

COMMUNICATIONS, ETC., FROM THE MAYOR.

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

To the Common Council and Board of Aldermen:

Gentlemen:—There was collected in the Mayor's Court, during the month of December, 1890, the following amounts of fines and fees due the city, to-wit:

Marshall's fees .....	\$175 60
Mayor's fees .....	130 50
Fines in city cases for December, 1890.....	7 60

\$313 70

I paid said sum of three hundred and thirteen 70-100 dollars to the County Treasurer, for the use of the city, on the 2d day of January, 1891.

THOMAS L. SULLIVAN, Mayor.

REPORTS FROM CITY OFFICERS.

The retiring City Attorney submitted the following report; which was read and received:

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

Gentlemen:—I submit the following report of matters occurring in my Department within the last year, and also, briefly, within the last five years:

No final judgment against the city in any litigated case, has been taken during the last year. The one case of Webb, recently settled by your honorable bodies, represents all of the money paid by the city during the year 1890 in my Department on account of damage suits.

There are now pending several cases known as the Pogue's Run cases, growing out of the floods of 1882 and 1883. All these cases are awaiting the decision of the Supreme Court in the case of the Indianapolis Union Railway Company et al vs Johnson et al. This case was tried, determined and appealed to the Supreme Court before I came into office five years ago, and until that case has been finally decided, the Pogue's Run cases now pending will probably continue on the docket. Aside from these cases and some tax cases involving the question of refunding taxes to owners of tracts of real estate containing over five acres, there are now but fourteen cases pending in which the city is a party, and in several of these the city is but a nominal party.

During the past year, suits against the city, in which the claims aggregated \$130,000, have been tried and determined and all of them in favor of the city.

During my entire term, one hundred and thirty (130) litigated civil cases against the city have been tried and determined, The total claims involved therein amount to the sum of \$415,892.00. In but one case in which the city is primarily liable out of this number that have been litigated from beginning to a final termination during my term, has there been a judgment recovered and that case is still pending in General Term of the Superior Court, and I have great confidence in its being finally reversed.

Your honorable bodies have compromised two cases. In one case the city paid \$1,000 to the widow of Fireman Taffe, who was killed in the year 1886, in which case the property holders paid a like amount; and in the other case the city paid to the widow of Thomas Webb a like sum of \$1,000, and the property holders in the same case paid \$1,100.

Aside from these, a few minor cases for injuries to animals have been settled by your honorable bodies upon petition.

During this time several important suits have been brought by the city, and determined in its favor.

The suit against Isaac N. Pattison and his bondsmen, resulted in a judgment in favor of the city for \$110,681.39. The city accepted in settlement of all claims against his bondsmen the sum of \$68,000, leaving a balance of said judgment still standing against said Pattison as City Treasurer, of \$42,681.39.

The case of the city against Miller, Treasurer, was carried to the Supreme Court, and resulted in the County Treasurer, ever since that time, making and filing with the City Clerk, monthly statements of balances against which the city could draw, instead of making semi-annual settlements, as always theretofore had been the practice. The result has been a saving to the city of many thousands of dollars in interest alone.

The two cases of The City vs. Bush, and The City vs. Moore, were specially fortunate for the city. Upon the decision of these two cases in the Supreme Court in favor of the city, there was turned over by myself and my efficient deputy, Horace E. Smith, to the City Treasury as the immediate result of said suits, the sum of about \$40,000 in cash, which we had collected and deposited in bank awaiting the final determination of said suits. In those two cases the constitutionality of the Liquor Act of 1889 was determined in favor of the city, and as a result of it the revenues of the city this year, from that source alone, have been increased over \$50,000.

During my terms an unusual amount of work has resulted from the introduction of natural gas, electric lights, electric railways, the inauguration of a system of smooth pavements, and the passage of the Barret law, involving as it did a great number of original questions for determination.

I submit this final report with sincere thanks for the many kindnesses shown me and for the evidences of continued confidence bestowed by you.

Yours respectfully,

WILLIAM L. TAYLOR, City Attorney.

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

To the Mayor, Common Council and Board of Aldermen :

Gentlemen:—I herewith report an itemized statement of the amount of street improvements, etc., done under contract in my Department, for the year 1890:

11,667 feet of asphalt roadway.....	\$169,536 60
6,234 feet of McAdamized roadway.....	19,948 80
32,394 feet of bowlderred gutters.....	16,001 91
45,237 feet of stone curbing.....	25,214 47
50,724 feet of brick pavement.....	20,441 97
1,220 feet of cement pavement.....	2,112 00
23,223 feet of graveled streets.....	49,425 56
13,111 feet of graveled alleys.....	5,771 00
1,724 feet of bowlderred alleys.....	919 25

15,579 feet of gutter-stones.....	\$ 3,455 00
4,527 feet of double walk-stones.....	2,928 13
3,740 yards of bowldered wings of streets.....	2,086 12
24,095 feet of brick sewers.....	75,325 00
2,280 feet of pipe line sewers.....	3,154 00
45 street gas lamps.....	945 00
1 fire cistern.....	1,360 00
2 bridges.....	3,695 00
Stone walls, rip-rap, etc.....	6,680 37
	<hr/>
	\$408,976 18

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

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

To the Mayor, Common Council and Board of Aldermen:

*Gentlemen:*—The time given in which to complete the following contracts, expired January 1st, 1891, and no part of the work done:

1st. For grading and graveling the first alley north of Twelfth street, from Meridian street to Illinois street. Michael Flaherty, contractor.

2d. For improving the roadway of Pine street, from North street to St. Clair street. Fisher & Twiname, contractors.

3d. For improving Alvord street, from Massachusetts avenue to Home avenue. Gansberg & Roney, contractors.

4th. For extending the Agnes street sewer from its present terminus to White River. Augustus Bruner, contractor.

5th. For paving with brick the east sidewalk of Davidson street, from Washington street to Market street. J. L. Spaulding, contractor.

6th. For constructing a pipe line sewer in and along the first alley north of New York street, from Missouri street to Bright street.

The contractor, Augustus Bruner, is working at this contract, and has several hundred feet of the sewer completed.

Respectfully submitted, H. A. MANSFIELD, City Civil Engineer.

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

To the Mayor, Common Council and Board of Aldermen:

*Gentlemen:*—I herewith report the following contracts and bonds:

Contract and bond of Joseph Bernauer, for grading and paving with brick the south sidewalk of Second street, from the C., C., C. & St. L. R. R. tracks.

Bond, \$300.00; surety, C. C. Thompson.

Contract and bond of Roney & Dunning, for constructing one two-thousand barrel cistern at the corner of Barth avenue and Jeck street.

Bond, \$1,500; surety, J. L. Fisher.

Respectfully submitted, H. A. MANSFIELD, City Civil Engineer.

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

To the Mayor, Common Council and Board of Aldermen:

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

1. A first and final estimate in behalf of F. & H. Noelking, for grading and graveling the first alley south of Washington street, from Arsenal avenue to Summit street.

570 lineal feet, at 18 cents.....\$102 60

2. A first and final estimate in behalf of F. & H. Noelking, for grading and graveling the first alley east of Arsenal avenue, from Washington street to Williams street.

916 lineal feet, at 18 cents.....\$164 88

3. A second and final estimate in behalf of Whitsit & Adams, for constructing an iron bridge over Pogue's Run on east Michigan street.

Total cost.....\$3,400 00

Amount allowed in first partial estimate..... 300 00

Balance due contractor.....\$3,100 00

4. A first and final estimate in behalf of Fisher & Twiname, for repairing the rip-rap wall on the west bank of Pogue's Run, between Ray and McCarty streets.

56 yards, at \$3.30.....\$184 80

5. A fourth and partial estimate of city portion, in behalf of Fulmer, Cooper & Co., for constructing a brick sewer in and along Virginia avenue, from South street to Coburn street.

Amount allowed in this estimate.....\$3,000 00

6. A third and partial estimate of city portion, in behalf of August Bruner, for constructing a brick sewer, three feet internal diameter, in and along Pennsylvania street, from Pratt street to, and connecting with the Massachusetts avenue sewer.

Amount allowed in this estimate.....\$3,000 00

Respectfully submitted,

H. A. MANSFIELD, City Civil Engineer.

The following estimate resolution was read :

*Resolved by the Common Council and Board of Aldermen of the City of Indianapolis,* That the accompanying first and final estimate in behalf of F. & H. Noelking, for grading and graveling the first alley south of Washington street, from Arsenal avenue to Summit 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, 25—viz: Councilmen Austin, Burns, Cooper, Coy, Davis, Dunn, Gasper, Gauss, Hicklin, Markey, Martindale, Murphy, Myers, McGill, Nolan, Olsen, Pearson, Rassmann, Sherer, Stechhan, Sweetland, Trusler, Weber, Woollen, and Yontz.

NAYS—None.

The following estimate resolution was read :

*Resolved by the Common Council and Board of Aldermen of the City of Indianapolis,* That the accompanying third and final estimate in behalf of F. & H. Noelking, for grading and graveling the first alley east of Arsenal avenue, from Washington street to Williams 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, 25—viz: Councilman Austin, Burns, Cooper, Coy, Davis, Dunn, Gasper, Gauss, Hicklin, Markey, Martindale, Murphy, Myers, McGill, Nolan, Olsen, Pearson, Rassmann, Sherer, Stechhan, Sweetland, Trusler, Weber, Woollen, and Yontz.

NAYS—None.

The City Civil Engineer submitted the following reports; which were referred to the Committee on Streets and Alleys :

Indianapolis, December 22, 1890.

To the Mayor, Common Council and Board of Aldermen:

*Gentlemen:*—I herewith report a first and final estimate for grading, bowldering and curbing the gutters and graveling the roadway and paving with brick the sidewalks of Windsor street, from Clifford avenue to Stoughton street, authorized by Special Ordinance No. 70, 1890, based upon the terms of the contract with Henry Clay, contractor for said work, approved by the Common Council the 15th day of September, 1890, and by the Board of Aldermen the 22d day of September, 1890.

Total length frontage of improvement.....	1,246 feet.	
Total cost of improvement.....		\$2,886 93
Average cost per lineal front foot.....		2 31 69-100
Total allowance to property owners.....		none
Total cost of work done by contractor.....		\$2,886 93

Respectfully submitted, H. A. MANSFIELD, City Civil Engineer

Indianapolis, December 22, 1890.

To the Mayor, Common Council and Board of Aldermen:

*Gentlemen:*—I herewith report a first and final estimate for grading and graveling Dorman street and sidewalks, from Michigan street to the first alley south of Vermont street, authorized by Special Ordinance No. 188, 1890, based upon the terms of the contract with Jennings and Company, contractors for said work, approved by the Common Council the 17th day of November, 1890, and by the Board of Aldermen the 24th day of November, 1890.

Total length frontage of improvement.....	1,487 feet.	
Total cost of improvement.....		\$1,241 52
Average cost per lineal front foot.....		84
Total allowance to property owners.....		none.
Total cost of work done by contractor.....		\$1,241 52

Respectfully submitted, H. A. MANSFIELD, City Civil Engineer.

The City Clerk submitted the following report; which was received:

To the Mayor, Common Council and Board of Aldermen:

*Gentlemen:*—I herewith submit an itemized statement, showing the amount of orders drawn on the city treasury during the month of December, 1890, viz:

Board of Health.....	\$	327 15
Bridges.....		295 00
City Civil Engineer's Department.....		427 20
City Dispensary.....		347 30
City Hall.....		1 95
City Hospital and Branch.....		2,085 63
Fire Department—pay-rolls.....		5,890 00
Fire Department—accounts.....		447 93
Gas.....		3,476 44
Incidentals.....		27 50
Interest on bonds.....		62,794 25
Exchange on bonds.....		62 80
Markets.....		570 96
Parks.....		624 80
Police.....		5,894 93
Printing.....		547 97
Salary.....		485 00
Sewers.....		5,934 80
Station House.....		271 66
Street Improvements.....		21,405 73
Street openings and vacations.....		747 00
Street Repairs—pay-rolls.....		4,981 42
Street Repairs—accounts.....		1,197 37
Tomlinson Hall—accounts.....		115 20

Water rent.....	\$ 9,935 59
City Assessor.....	8,217 59
Fountains.....	262 00
Illinois street tunnel.....	60 00
Public charity.....	50 00
Electric light.....	600 69
Vapor light.....	425 00

\$138,510 86

Respectfully submitted,

E. B. SWIFT, City Clerk.

The City Clerk submitted the following report :

To the Mayor, Common Council and Board of Aldermen :

*Gentlemen:*—I herewith report the following entitled affidavits, now on file in the office of the City Clerk, for the collection of street improvement assessments by precept, to-wit:

Geo. W. Seibert & Co. vs. Helen L. Bennett, for.....	\$66 50
Geo. W. Seibert & Co. vs. Helen L. Bennett, for.....	66 50
Jas. E. Twiname vs. Eliz Chambers, for.....	4 00
Jas. E. Twiname vs. Wm. O. Monroe, for.....	66 00
Jas. E. Twiname vs. Jno. T. & Mary Wells, for.....	66 00
Robert Kennington vs. Julia Mayer, for.....	73 56

Respectfully submitted,

E. B. SWIFT, City Clerk.

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

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

**NAYS**—None.

The City Clerk reported the appointment, by the Judge of the Marion Circuit Court, of the following City Commissioners, to serve for one year from the 9th day of December, 1890, viz: John L. F. Steeg, James Smith, Charles R. Balke, Horace M. Hadley and W. M. Coval.

The Treasurer for the City submitted the following reports ; which were read and received :

*Indianapolis, Ind.,* January 5, 1891.

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

*Gentlemen:*—I have the honor to make the following report :

Balance on hand December 1st, 1890.....	\$110,256 77
Miscellaneous receipts during December, 1890.....	85,062 20
Tax receipts on duplicate, December, 1890 (estimated).....	1,000 00

Total..... \$196,318 97

Orders paid during December, 1890..... \$132,523 22

Balance on hand January 1, 1891..... 63,795 75

Total..... \$196,318 97

Respectfully submitted,

JNO. OSTERMAN, Treasurer.

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

*Gentlemen:*—In the matter of the vacation of the first (1st) alley north of Palmer street, from Charles street to Union street, I respectfully report that I have collected benefits to the amount of forty-eight dollars (\$48.00,) and have filed my receipt with the City Clerk for the same. Respectfully submitted,

JNO. OSTERMAN, Treasurer.

The County Auditor submitted the following communication; which was referred to the Committee on Accounts and Claims:

*Indianapolis, Ind., January 5th, 1891.*

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

*Gentlemen:*—In pursuance of an Act of the General Assembly, approved March 8, 1889, providing the mode and manner of making street and alley improvements, and known as the "Barrett Law," I have been directed by your honorable bodies to place certain assessments upon the city tax duplicates, and to charge the same respectively against the several lots and parcels of grounds against which they have been assessed.

To properly comply with these directions, involves considerable labor, as it is necessary to make two separate duplicates, one for the Treasurer and the other for the Auditor's office. I have prepared said duplicates, and entered all assessments as directed. As there has not been any provision made for the payment of the cost of this labor, I respectfully request that the matter be referred to a proper committee to examine said work, and make provision for the payment of the costs of such as has been completed, and for the continuance of the same.

Very respectfully,

THOMAS TAGGART, Auditor Marion County.

The Chief Fire Engineer submitted his annual report for the year 1890, which was received, and the City Clerk instructed not to have it printed in the Proceedings.

The Superintendents of the City Dispensary and City Hospital submitted their reports for the month of December, and their annual reports for the year 1890; which were received.

#### REPORTS FROM OFFICIAL BOARDS.

The Board of Health submitted their report for the month of December, 1890, also, their annual report for the year 1890; which were received, and the City Clerk instructed not to have them printed in the Proceedings.

The Board of City Commissioners submitted a report showing the plats approved by them during the year 1890, which was received, and the City Clerk instructed not to have it printed in the Proceedings.

The Board of Metropolitan Police Commissioners presented a communication in relation to a Matron for the Station House; which was received.

#### REPORTS, ETC., FROM STANDING COMMITTEES.

The Committee on Streets and Alleys, through Councilman Rassmann, submitted the following reports and resolutions:

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

*Gentlemen:*—The Committee on Streets and Alleys of the Common Council, to whom was referred the final estimate, made by the City Civil Engineer, in favor of The Warren-Scharf Asphalt Paving Co., contractors, for the total cost of sixteen



thousand seven hundred and seventeen and 59-100 dollars (\$16,717.59,) pursuant to Special Ordinance No. 82, 1890, respectfully report that said Committee met in Room 2, of the City Clerk's office, on the 27th day of December, 1890, at 10 o'clock A. M., in pursuance to a notice given therefor; and having carefully examined and considered final estimate, and no one appearing to object to the same, recommends that said final estimate and assessment so made by said Engineer, be, in all things, adopted, approved and confirmed.

Respectfully submitted,

Emil C. Rassmann,  
Chas. A. Gauss,  
Committee on Streets and Alleys.

*Resolved by the Common Council and Board of Aldermen of the City of Indianapolis, Ind.,* That the report of the Committee on Streets and Alleys, of the Common Council, recommending that the final estimate, made by the City Civil Engineer, in favor of the Warren-Scharf Asphalt Paving Co., contractors, for the grading and paving with Standard Trinidad Asphalt Sheet Pavement, and curbing where not already done, the roadway of Mississippi street, from the north line of Washington street to the south line of Ohio street, pursuant to Special Ordinance No. 82, 1890, be, and the same is hereby, approved—amended as follows: Assessment made against property fifty feet back. That the assessments set forth in said final estimate (as so altered and amended,) are hereby approved and confirmed; and there is hereby assessed against the several lots and parcels of ground, as described in said final estimate, the several amounts set opposite and assessed against said several lots and parcels of ground, respectively, for and on account of said improvement.

The County Auditor is hereby directed to place said assessments upon the city tax duplicate, and to charge the same respectively against the several lots and parcels of ground against which they have been so assessed, as follows, to-wit: Ten per cent. for each successive year for ten years, together with interest on the several amounts so assessed, at six per cent. per annum, payable semi-annually, calculated from the date of the approval of this estimate, until the several amounts fall due. The first ten per cent. of said assessments, with interest on the whole from the date of the approval of this estimate, shall be due and payable on the third Monday in April, 1891; the semi-annual interest on the unpaid balance shall be due and payable thereafter at the dates of the semi-annual payment of city taxes in each year; and on the third Monday in April in each year thereafter one-tenth of the principal of said assessment, together with the semi-annual interest on the unpaid balance, shall be due and payable, until all is paid.

*Provided, however,* That the above provision for extending said assessments upon the city tax duplicate, and collecting the same successively in annual and semi-annual installments of principal and interest respectively, shall apply only to the owner or owners of said lots or parcels of ground, who shall promise and agree, in writing, filed with the City Clerk of this city, that, in consideration of having the right to pay his or their assessment or respective assessments, in installments, they will not make any objection to the illegality or irregularity as to their respective assessments, and will pay the same, when due, with interest thereon, not exceeding six per cent., as shall, by ordinance or resolution of the Common Council and Board of Aldermen, be prescribed and required.

The said assessments, together with interest thereon, shall, from the date of the approval of this estimate, be a lien upon the several lots and parcels of ground against which they are assessed respectively to the same extent that taxes are a lien upon such property; and the said assessments, when placed upon the city tax duplicate, pursuant to the above proviso, shall be at once due and payable and shall be collected by precept and sale, as now provided by law.

The proceeds from such assessments as are so placed on the city tax duplicate, shall constitute a special fund to be applied to the payment of the costs of said improvement, and of the bonds and certificates to be issued therefore, and for no other purpose.

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

*Gentlemen:*—The Committee on Streets and Alleys of the Common Council, to whom was referred the final estimate, made by the City Civil Engineer, in favor of

J. L. Spaulding, contractor, for the total cost of one thousand seven hundred forty-three and 47-100 dollars (\$1,743.47,) pursuant to Special Ordinance No. 124, 1890, respectfully report that said Committee met in Room 2, of the City Clerk's office, on the 27th day of December, 1890, at 10 o'clock A. M., in pursuance to a notice given therefor, and having carefully examined and considered final estimate, and no one appearing to object to the same, recommends that said final estimate and assessment so made by said Engineer, be in all things, adopted, approved and confirmed.

Respectfully submitted,

Emil C. Rassmann,  
Chas. A. Gauss,  
Committee on Streets and Alleys.

*Resolved by the Common Council and Board of Aldermen of the City of Indianapolis, Ind.,* That the report of the Committee on Streets and Alleys of the Common Council, recommending that the final estimate made by the City Civil Engineer in favor of J. L. Spaulding, contractor, for the grading, bowldering and curbing the gutters of Michigan street, and paving with brick the sidewalks thereof, from Archer street to Hanna street, pursuant to Special Ordinance No. 124, 1890, be, and the same is hereby, approved—amended as follows: Assessment for said improvement made against property to a depth of fifty feet. That the assessments set forth in said final estimate (as so altered and amended) are hereby approved and confirmed; and there is hereby assessed against the several lots and parcels of ground, as described in said final estimate, the several amounts set opposite and assessed against said several lots and parcels of ground respectively, for and on account of said improvement.

The County Auditor is hereby directed to place said assessments upon the city tax duplicate, and to charge the same respectively against the several lots and parcels of ground against which they have been so assessed, as follows, to-wit: Ten per cent for each successive year for ten years, together with interest on the several amounts so assessed, at six per cent. per annum, payable semi-annually, calculated from the date of the approval of this estimate, until the several amounts fall due. The first ten per cent. of said assessments, with interest on the whole from the date of the approval of this estimate, shall be due and payable on the 3d Monday in April, 1891; the semi-annual interest on the unpaid balance, shall be due and payable thereafter at the dates of the semi-annual payment of city taxes in each year; and on the 3d Monday in April in each year thereafter, one-tenth of the principal of said assessment, together with the semi-annual interest on the unpaid balance, shall be due and payable, until all is paid.

*Provided, however,* That the above provision for extending said assessments upon the city tax duplicate, and collecting the same successively in annual and semi-annual installments of principal and interest respectively, shall apply only to the owner or owners of said lots or parcels of ground, who shall promise and agree, in writing, filed with the City Clerk of this city, that, in consideration of having the right to pay his or their assessment or respective assessments in installments, they will not make any objection to the illegality or irregularity as to their respective assessments, and will pay the same, when due, with interest thereon, not exceeding six per cent., as shall, by ordinance or resolution of the Common Council and Board of Aldermen, be prescribed and required.

The said assessments, together with interest thereon, shall, from the date of the approval of this estimate, be a lien upon the several lots and parcels of ground against which they are assessed respectively, to the same extent that taxes are a lien upon such property; and the said assessments, when placed upon the city tax duplicate, shall be collected in the same way that city taxes are collected; all said assessments not so extend upon the city tax duplicate, pursuant to the above proviso, shall be at once due and payable, and shall be collected by precept and sale, as now provided by law.

The proceeds from such assessments as are so placed on the city tax duplicate, shall constitute a special fund to be applied to the payment of the costs of said improvement, and of the bonds and certificates to be issued therefor, and for no other purpose.

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

*Gentlemen:*—Your Committee on Streets and Alleys, to whom was referred the final estimate, made by the City Civil Engineer, in favor of J. L. Spaulding, contractor, for the total cost of one thousand fifty-six and 50-100 dollars (\$1,056.50,) pursuant to Special Ordinance No. 18, 1890, respectfully report that said Committee met in Room 2, of the City Clerk's office, on the 27th day of December, 1890, at 10 o'clock, A. M., in pursuance to a notice given therefor, and having carefully examined and considered final estimate, and no one appearing to object to the same, recommends that said final estimate and assessment so made by said Engineer, be, in all things, adopted, approved and confirmed.

Respectfully submitted,

Emil C. Rassmann,  
Chas. A. Gauss,  
Committee on Streets and Alleys.

*Resolved by the Common Council and Board of Alderman of the City of Indianapolis, Ind.,* That the report of the Committee on Streets and Alleys, of the Common Council, recommending that the final estimate, made by the City Civil Engineer, in favor of J. L. Spaulding, contractor, for the grading and paving with brick the sidewalks of Kansas street, from Meridian street to Carlos street, pursuant to Special Ordinance No. 18, 1890, be, and the same is hereby approved—amended as follows: Assessment made to cover property fifty feet back. That the assessments set forth in said final estimate, (as so altered and amended,) are hereby approved and confirmed; and there is hereby assessed against the several lots and parcels of ground, as described in said final estimate, the several amounts set opposite and assessed against said several lots and parcels of ground, respectively, for and on account of said improvement.

The County Auditor is hereby directed to place said assessments upon the city tax duplicate, and to charge the same respectively against the several lots and parcels of ground against which they have been so assessed, as follows, to-wit: Ten per cent. for each successive year for ten years, together with interest on the several amounts so assessed, at six per cent. per annum, payable semi-annually, calculated from the date of the approval of this estimate, until the several amounts fall due. The first ten per cent of said assessments, with interest on the whole from the date of the approval of this estimate, shall be due and payable on the third Monday in April, 1891; the semi-annual interest on the unpaid balance shall be due and payable thereafter at the dates of the semi-annual payment of the city taxes in each year; and on the third Monday in April in each year thereafter one tenth of the principal of said assessment, together with the semi annual interest on the unpaid balance, shall be due and payable, until all is paid.

*Provided however,* That the above provision for extending said assessments upon the city tax duplicate, and collecting the same successively in annual and semi-annual installments of principal and interest respectively, shall apply only to the owner or owners of said lots or parcels of ground, who shall promise and agree, in writing, filed with the City Clerk of this city, that, in consideration of having the right to pay his or their assessment or respective assessments in instalments, they will not make any objection to the illegality or irregularity as to their respective assessments, and will pay the same, when due, with interest thereon, not exceeding six per cent, as shall, by ordinance or resolution of the Common Council and Board of Aldermen, be prescribed and required.

The said assessments, together with interest thereon, shall, from the date of the approval of this estimate, be a lien upon the several lots and parcels of ground against which they are assessed respectively to the same extent that taxes are a lien upon such property; and the said assessments when placed upon the city tax duplicate, shall be collected in the same way that city taxes are collected; all said assessments not so extended upon the city tax duplicate pursuant to the above proviso, shall be at once due and payable and shall be collected by precept and sale, as now provided by law.

The proceeds from such assessments as are so placed on the city tax duplicate, shall constitute a special fund to be applied to the payment of the costs of said improvement, and of the bonds and certificates to be issued therefore, and for no other purpose.

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

*Gentlemen.*—Your Committee on Streets and Alleys, to whom was referred the final estimate, made by the City Civil Engineer, in favor of The Western Paving and Supply Co., contractor, for the total cost of twenty-five thousand two hundred ninety-one and 57-100 dollars (\$25,291.57) pursuant to Special Ordinance No. 87, 1890, respectfully report that said Committee met in Room 2, of the City Clerk's office, on the 27th day of December, 1890, at 10 o'clock, A. M., in pursuance to a notice given therefor, and having carefully examined and considered final estimate, and no one appearing to object to the same, recommends that said final estimate so made by said Engineer, be, in all things, adopted, approved and confirmed.

Respectfully submitted,

Emil C. Rassmann,  
Chas. A. Gauss,  
Committee on Streets and Alleys.

*Resolved by the Common Council and Board of Aldermen of the City of Indianapolis, Ind.,* That the report of the Committee on Streets and Alleys, of the Common Council, recommending that the final estimate, made by the City Civil Engineer, in favor of The Western Paving and Supply Co., contractor, for the grading and Paving with Standard Trinidad Asphalt Sheet Pavement, the roadway of Pennsylvania street, widening the sidewalks and curbing with stone the outer edges thereof, from the north line of Exposition avenue to the north line of Fifteenth street, pursuant to Special Ordinance No. 87, 1890, be, and the same is hereby approved—amended as follows: Assessment made against property fifty feet back. That the assessments set forth in said final estimate (as so altered and amended,) are hereby approved and confirmed; and there is hereby assessed against the several lots and parcels of ground, as described in said final estimate, the several amounts set opposite and assessed against said several lots and parcels of ground, respectively, for and on account of said improvement.

The County Auditor is hereby directed to place said assessments upon the city tax duplicate, and to charge the same respectively against the several lots and parcels of ground against which they have been so assessed as follows, to-wit: Ten per cent. for each successive year for ten years, together with interest on the several amounts so assessed, at six per cent. per annum payable semi-annually, calculated from the date of the approval of this estimate, until the several amounts fall due. The first ten per cent. of said assessments, with interest on the whole from the date of the approval of this estimate, shall be due and payable on the third Monday in April, 1891; the semi-annual interest on the unpaid balance shall be due and payable thereafter at the dates of the semi-annual payment of city taxes in each year; and on the third Monday in April, in each year thereafter one-tenth of the principal of said assessment, together with the semi-annual interest on the unpaid balance, shall be due and payable, until all is paid.

*Provided, however,* That the above provision for extending said assessments upon the city tax duplicate, and collecting the same successively in annual and semi-annual installments, principal and interest respectively, shall apply only to the owner or owners of said lots or parcels of ground, who shall promise and agree, in writing, filed with the City Clerk of this city, that, in consideration of having the right to pay his or her assessment or respective assessments in installments, they will not make any objection to the illegality or irregularity as to their respective assessments, and will pay the same, when due, with interest thereon, not exceeding six per cent. as shall, by ordinance or resolution of the Common Council and Board of Aldermen, be prescribed and required.

The said assessments, together with interest thereon, shall, from the date of the approval of this estimate, be a lien upon the several lots and parcels of ground against which they are assessed respectively to the same extent that taxes are a lien upon such property; and the said assessments, when placed upon the city tax duplicate, shall be collected in the same way that city taxes are collected; all said assessments not so extended upon the city tax duplicate, pursuant to the above provision, shall be at once due and payable and shall be collected by precept and sale, as now provided by law.

The proceeds from such assessments as are so placed on the city tax duplicate,

shall constitute a special fund to be applied to the payment of the costs of said improvement, and of the bonds and certificates to be issued therefore, and for no other purpose.

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

*Gentlemen:*—The Committee on Streets and Alleys of the Common Council, to whom was referred the final estimate, made by the City Civil Engineer, in favor of Fulmer, Cooper & Co., contractors, for the total cost of one thousand seven hundred eleven and 48-100 dollars (\$1,711.48,) pursuant to Special Ordinance No. 53, 1890, respectfully report that said Committee met in Room 2, of the City Clerk's office, on the 27th day of December, 1890, at 10 o'clock, A. M., in pursuance to a notice given therefor, and having carefully examined and considered final estimate, and no one appearing to object to the same, recommends that said final estimate and assessment so made by said Engineer, be, in all things, adopted, approved and confirmed.

Respectfully submitted,

Emil C. Rassmann,

Chas. A. Gauss,

Committee on Streets and Alleys.

*Resolved by the Common Council and Board of Aldermen of the City of Indianapolis, Ind.,* That the report of the Committee on Streets and Alleys of the Common Council, recommending that the final estimate, made by the City Civil Engineer, in favor of Fulmer, Cooper & Co., contractors, for the grading and paving with brick the south sidewalk of Michigan street, from a point fifty-six feet west of the end of White River bridge to Belmont avenue, pursuant to Special Ordinance No. 53, 1890, be, and the same is hereby, approved—amended as follows: To cover property fifty feet back. That the assessments set forth in said final estimate, (as so altered and amended,) are hereby approved and confirmed; and there is hereby assessed against the several lots and parcels of ground, as described in said final estimate, the several amounts set opposite and assessed against said several lots and parcels of ground, respectively, for and on account of said improvement.

The County Auditor is hereby directed to place said assessments upon the city tax duplicate, and to charge the same respectively against the several lots and parcels of ground against which they have been so assessed as follows, to-wit: Ten per cent. for each successive year for ten years, together with interest on the several amounts so assessed, at six per cent. per annum payable semi-annually, calculated from the date of the approval of this estimate, until the several amounts fall due. The first ten per cent. of said assessments, with interest on the whole from the date of the approval of this estimate, shall be due and payable on the third Monday in April, 1891; the semi-annual interest on the unpaid balance shall be due and payable thereafter at the dates of the semi-annual payment of city taxes in each year; and on the third Monday in April in each year thereafter one-tenth of the principal of said assessment, together with the semi-annual interest on the unpaid balance, shall be due and payable, until all is paid.

*Provided, however,* That the above provision for extending said assessments upon the city tax duplicate, and collecting the same successively in annual and semi-annual installments of principal and interest respectively, shall apply only to the owner or owners of said lots or parcels of ground, who shall promise and agree, in writing, filed with the City Clerk of this city, that, in consideration of having the right to pay his or her assessment or respective assessments in installments, they will not make any objection to the illegality or irregularity as to their respective assessments, and will pay the same, when due, with interest thereon, not exceeding six per cent. as shall, by ordinance or resolution of the Common Council and Board of Aldermen, be prescribed and required.

The said assessments, together with interest thereon, shall, from the date of the approval of this estimate, be a lien upon the several lots and parcels of ground against which they are assessed respectively to the same extent that taxes are a lien upon such property; and the said assessments, when placed upon the city tax duplicate, shall be collected in the same way that city taxes are collected, all said assessments not so extended upon the city tax duplicate, pursuant to the above provision, shall be at once due and payable and shall be collected by precept and sale, as now provided by law.

The proceeds from such assessments as are so placed on the city tax duplicate, shall constitute a special fund to be applied to the payment of the costs of said improvement, and of the bonds and certificates to be issued therefore, and for no other purpose.

Which reports were received, and the resolutions 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, Rassmann, Sherer, Stechhan, Sweetland, Trusler, Weber, Woollen, and Yontz.

**NAYS**—None.

Councilman Rassmann moved to re adopt the report and resolution submitted by the Committee on Streets and Alleys December 1st, 1890, in relation to opening an alley from Seventh street to Twelfth street, between Tennessee and Mississippi streets, (see page 989, *ante*), and reconsidered at the last session of the Common Council (see page 1032, *ante*).

Which motion was adopted, and the resolution re adopted, by the following vote:

**AYES, 18**—viz: Councilmen Austin, Burns, Cooper, Davis, Dunn, Hicklin, Martindale, Murphy, Myers, Nolan, Olsen, Rassmann, Sherer, Stechhan, Sweetland, Trusler, Woollen, and Yontz.

**NAYS, 6**—viz: Councilmen Coy, Gasper, Markey, McGill, Pearson, and Weber.

The Committee on City Improvements, through Councilman Yontz, submitted the following report; which was received, and the motion adopted:

"That the City Street Commissioner be ordered to lay double stone crossing on each side of St. Clair street, and of First street, at the crossing of West street."

To the Mayor and Common Council:

*Gentlemen*:—Your Committee to whom was referred the above motion, would recommend its adoption.

Respectsfully submitted,

M. D. Yontz,  
M. J. Murphy,  
John R. Pearson,  
Committee on City Improvements.

From the same Committee the following report; which was concurred in, and the contract and bond presented therewith approved:

To the Mayor, Common Council and Board of Aldermen:

*Gentlemen*:—Your Committee on City Improvements make the following report for your approval:

Subject to your order of November 17th and 24th, 1890, the City Civil Engineer advertised for proposals to be received by the above Committee January 3d, 1891, for laying a 24-inch sewer pipe line from a point 436 feet north of the intersection of Pennsylvania and Fifteenth streets west to Meridian street, thence north to Fall Creek. Bids were received, opened, and found to be as follows:

W. C. Allen, for man-holes.....	\$30 00	sewer pipe, per foot.....	\$1 61
Derk DeRuiter " .....	22 00	" " .....	1 55
Gausberg & Roney " .....	35 00	" " .....	1 55
Augustus Bruner " .....	.....	" " .....	1 40

William Bossert, for man-holes.....	sewer pipe, per foot.....	1 35
Jennings & Co. " .....	" " .....	1 31
Roney & Dunning " .....	" " .....	1 30
J. D. Hoss " .....	" " .....	1 30
Robt. Kennington " .....	" " .....	1 25

Robert Kennington being the lowest and best bidder, we recommend he be awarded the contract, and herewith submit Kennington's contract and bond, and recommend its acceptance and approval.

Respectfully submitted,

M. D. Youtz,  
M. J. Murphy,  
John R. Pearson.

Committee on City Improvements.

The Rental Committee, through the City Clerk, submitted the following report; which was referred to the Committee on Finance:

To the Mayor, Common Council and Board of Aldermen:

*Gentlemen:*—We herewith report the following rents collected for Tomlinson Hall during the month of December, 1890:

Indianapolis Flower Mission.....	\$ 30 00
Democratic Central Committee.....	30 00
Street Car Association.....	30 00
Switchmans' Mutual Aid Association.....	50 00
Mach. Association, F. A. Galleger, Treas'r.....	30 00
J. W. Walters, I. B. of R. O.....	50 00
Brotherhood of T. Union.....	30 00
Miller & Warren.....	30 00
Iron Moulders, No. 17.....	30 00

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\$310 00

Respectfully submitted,

E. B. SWIFT,  
Rental Committee.

The following message was read, and referred to the Committee on Streets and Alleys:

To the Mayor and Members of the Common Council:

*Gentlemen:*—The Board of Aldermen at its regular session held Monday evening, December 22d, 1890, non-concurred in the action of your honorable body in adopting the resolution authorizing the annexation of certain unplatted territory known as the "Bruce Place," and referred it back, with the request that the petition and resolution be re drawn, so as to include all that part of said described real estate lying east of Park avenue extending north to the north line of said described real estate. I submit the same for your consideration.

For the Board of Aldermen:

S. V. PERROTT, Clerk.

MESSAGES AND PAPERS FROM THE BOARD OF ALDERMEN.

The following message was read:

To the Mayor and Members of the Common Council:

*Gentlemen:*—The Board of Aldermen at its regular session held Monday evening, December 22d, 1890, amended G. O. 61, 1890, by striking out all of clause E., Section 1. I submit the same for your consideration.

For the Board of Aldermen:

S. V. PERROTT, Clerk.

On motion by Councilman Rassmann, the action of the Board of Aldermen was concurred in, and the ordinance, as amended, adopted by the following vote:

AYES, 13—viz: Councilmen Austin, Burns, Coy, Gasper, Hicklin, Markey, Nolan, Olsen, Rassmann, Sherer, Stechhan, Woollen, and Yontz.

NAYS, 12—viz: Councilmen Cooper, Davis, Dunn, Gauss, Martindale, Murphy, Myers, McGill, Pearson, Sweetland, Trusler, and Weber.

#### APPROPRIATION ORDINANCES.

This being the regular appropriation night, the following entitled Appropriation Ordinances were introduced and placed upon their final passage, without a suspension of the Rules:

Councilman Woollen, on behalf of the Hospital Board, introduced the following entitled appropriation ordinance:

Ap. O. 1, 1891—An ordinance appropriating money for the payment of sundry claims against the City of Indianapolis, on account of the City Hospital and Branch. [Amount appropriated, \$2,406.18.]

Read the first and second times, ordered engrossed, read the third time and passed, 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, Rassmann, Sherer, Stechhan, Sweetland, Trusler, Weber, Woollen, and Yontz.

NAYS—None.

Councilman Hicklin, on behalf of the Fire Department, introduced the following entitled ordinance, which was read the first and second times:

Ap. O. 2, 1891—An ordinance appropriating money for the payment of sundry claims against the City of Indianapolis, on account of the Fire Department. [Amount appropriated, \$2,928 25.]

On motion of Councilman Hicklin, the sum of five hundred and fifty-five dollars (\$555.00) was inserted to pay K. Munter for horses purchased by Chief Fire Engineer Dougherty, having been stricken out of former appropriation ordinance.

The ordinance was then read the third time, and passed as amended, 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, Rassmann, Sherer, Stechhan, Sweetland, Trusler, Weber, Woollen, and Yontz.

NAYS—None.

Councilman Weber, on behalf of the Committee on Accounts and Claims, introduced the following entitled ordinance:

Ap. O. 3, 1891—An ordinance appropriating money for the payment of sundry claims against the City of Indianapolis. [Amount appropriated, \$22,254.85.]



Read the first and second times, ordered engrossed, read the third time and passed, 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, Rassmann, Sherer, Stechhan, Sweetland, Trusler, Weber, Woollen, and Yontz.

**NAYS**—None.

The City Clerk, on behalf of the Board of Police Commissioners, introduced the following entitled ordinance :

Ap. O. 4, 1891—An ordinance appropriating money for the payment of sundry claims against the City of Indianapolis, on account of Station House. [Amount appropriated, \$313.19.]

Read the first and second times, ordered engrossed, read the third time and passed, 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, Rassmann, Sherer, Stechhan, Sweetland, Trusler, Weber, Woollen, and Yontz.

**NAYS**—None.

Councilman Woollen, on behalf of the Finance Committee, introduced the following entitled ordinance :

Ap. O. 5, 1891—An ordinance appropriating money for the payment of the salaries and compensation of the officers and members of the Fire and Police Departments; of the Committee Clerk; of the Janitors and Assistant Janitors of the City Hall and Tomlinson Hall, and of the East and West Market Masters. [Amount appropriated, \$14,492.00.]

Read the first and second times, ordered engrossed, read the third time and passed, 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, Rassmann, Sherer, Stechhan, Sweetland, Trusler, Weber, Woollen, and Yontz.

**NAYS**—None.

Councilman Yontz, on behalf of the Street Commissioner, introduced the following entitled ordinance :

Ap. O. 6, 1891—An ordinance appropriating money for the payment of sundry claims against the City of Indianapolis, on account of the Street Repair Department. [Amount appropriated, \$1,040.67.]

Read the first and second times, ordered engrossed, read the third time and passed, 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, Rassmann, Sherer, Stechhan, Sweetland, Trusler, Weber, Woollen, and Yontz.

**NAYS**—None.

**SIG. 2.**

The City Clerk, on behalf of the Street Commissioner, introduced the following entitled ordinance:

Ap. O. 7, 1891—An ordinance appropriating the sum of Five Thousand Dollars on account of the Street Repair Department of the City of Indianapolis.

Read the first and second times, ordered engrossed, read the third time and passed, 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, Rassmann, 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 Cooper. Read the first time:

G. O. 1, 1891—An ordinance prohibiting peddling or selling from any wagon or cart, push-cart or other vehicle, on or along Washington street, between the east line of Delaware street and the west line of Tennessee street, and providing a penalty for any violation thereof.

Councilman Cooper moved that the Rules were suspended for the purpose of placing the above entitled ordinance on its final passage.

Which failed of adoption, by the following vote:

AYES, 16—viz: Councilmen Austin, Cooper, Davis, Dunn, Gasper, Gauss, Martindale, Myers, Olsen, Pearson, Rassmann, Sherer, Stechhan, Sweetland, Trusler, and Yontz.

NAYS, 8—viz: Councilmen Burns, Coy, Hicklin, Murphy, McGill, Nolan, Weber, and Woollen.

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

S. O. 1, 1891—An ordinance to provide for the construction of a brick sewer, two and one-half feet internal diameter, in and along Michigan street, from Missouri street to Bright street, and providing for the assessment and collection of the costs thereof.

#### DECLARATORY RESOLUTION.

Councilman Dunn\* offered the following resolution;

*Resolved by the Common Council and Board of Aldermen of the City of Indianapolis, Ind., That it is deemed necessary to improve Court street, from Missouri street to California street, by grading and graveling the roadway and curbing with stone and paving with brick the sidewalks thereof, 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 Court street, between Missouri and California streets, (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 to the contractor in payment for said work, 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 it was adopted by the following vote :

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

NAYS—None.

#### INTRODUCTION OF MISCELLANEOUS BUSINESS.

Councilman Coy offered the following resolution :

*Resolved by the Common Council and Board of Aldermen of the City of Indianapolis,* That consent, permission and authority is hereby given and granted to the Citizens' Street Railroad Company of Indianapolis, to use tramway steam motors in operating its cars on Washington street, in said city, from the east corporation line of said city to Illinois street, corner of Illinois and Washington streets: *Provided,* the cars of said company shall not run at a rate of speed exceeding six miles an hour between Illinois street, on Washington street, to Noble street.

*Provided, further,* That the consent, permission and authority hereby given and granted, shall cease and terminate at the pleasure and will of said Common Council and Board of Aldermen; and the said Citizens' Street Railroad Company shall at once cease to use said steam motors at any time when it is served with notice of the passage of a resolution by said Council and Board of Aldermen directing it so to do.

And it was adopted by the following vote :

AYES, 17—viz: Councilmen Burns, Cooper, Coy, Davis, Dunn, Gasper, Hicklin, Markey, Martindale, Murphy, Myers, Nolan, Pearson, Sweetland, Trusler, Weber, and Yontz.

NAYS, 8—viz: Councilmen Austin, Gauss, McGill, Olsen, Rassmann, Sherer, Stechhan, and Woollen.

Councilman Hicklin offered the following motion; which was adopted :

That V. T. Malott and P. H. Jameson have permission to lay a service pipe for the introduction of water into their building situated on McCrea street, Nos. 17 and 19, and that for that purpose permission is granted to remove so much of the asphalt pavement as shall be necessary. Said work to be done under the supervision of the City Civil Engineer, and subject to the existing ordinance.

Councilman Myers offered the following motions; which were adopted :

That John J. Twiname be granted sixty days extension upon his contract for building a cistern at the corner of Linn and Vermont streets.

That Bruner Brothers be granted one hundred and twenty days extension on their contract in constructing the Agnes street sewer.

That Bruner Brothers be granted sixty days extension on their contract for the construction of a sewer in the first alley north of New York street, from Bright street to Missouri street.

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

To the Honorable Board of Commissioners, Marion County, Indiana:

*Gentlemen.*—The undersigned, a majority of the members of the Common Council and Board of Aldermen of the City of Indianapolis, Indiana, would respectfully represent and show to your honorable Board, that it is desirable to annex to said city certain unplatted territory, which said territory is contiguous to the present boundary of said city, and to the annexation of which the owners will not consent. Said territory is described as follows:

*First*—The northwest quarter of the southeast quarter of Section twenty-five (25,) Township sixteen (16,) north of Range three (3) east, except a strip of land three hundred and seventy-four (374) feet in width off of the west side, situated in Marion county, Indiana, and is owned by James A. Bruce and Margaret Bruce.

*Second*—The northeast quarter of the southeast quarter of Section twenty-five (25,) Township sixteen (16,) north of Range three (3) east, containing forty (40) acres, more or less, situated in Marion county, Indiana, the title to said tract being in the name of Merrick E. Vinton, John W. Bruce and Nancy M. Bruce.

Your petitioners further show that said above described real estate should be annexed to the city for the following reasons:

1st. It is essential that streets and alleys be extended and improved through and upon said territory.

2d. Because the territory near to and surrounding said real estate is thickly populated; because the City of Indianapolis, for the general welfare, ought to have control and jurisdiction over real estate.

They therefore pray your honorable body to enter an order annexing said territory to said city; and as in duty bound, they will ever pray.

An accurate plat of said territory above described, is filed herewith, and made a part hereof, and marked exhibit "A."

*Resolved*, That the petition signed by the Mayor and members of the Common Council and Board of Aldermen of the City of Indianapolis, praying the Board of Commissioners of Marion county, Indiana, to annex to said city certain unplatted contiguous lands therein described, which now adjoin the city limits, be, and the same is hereby, adopted as the petition of the Common Council and Board of Aldermen of said city; and the City Clerk is hereby directed to prepare a certified copy of this resolution and file the same, together with said petition and plat accompanying the same, with the Board of Commissioners of Marion county, Indiana, in the office of the Auditor of said county; and the City Attorney is hereby directed to present said petition to said Board at the first regular meeting after notice has been given; and the City Clerk is further instructed to cause proper legal notice of the pendency of petition to be given.

Councilman Nolan offered the following motion; which was adopted:

That the Street Commissioner be, and is hereby, ordered to displace obstructions over and on the south sidewalk of McCarty street, between Tennessee street and the first alley west of Tennessee street, and that the same be done within ten days after the passage of this motion.

Councilman Olsen offered the following motion; which was adopted:

That W. H. Tucker be granted the right to improve the sidewalk in front of Nos. 174, 176 and 178 Fletcher avenue, with cement walk, at his own expense, under the direction of the City Civil Engineer.

Councilman Olsen offered the following motion; which was referred to the Rental Committee, with power to act:

That Francis Murphy be granted the use of Tomlinson Hall for four Sunday nights, Mr. Murphy paying for the gas and janitor.

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

To the Mayor, Common Council and Board of Aldermen:

*Gentlemen:*—We, the undersigned, interested real estate owners in the vicinity of Sturm avenue, would most respectfully petition your honorable bodies to cause a portion of Sturm avenue to be vacated, between Arsenal avenue and State street. Said avenue's present width is 120 feet, with a center lawn or grass plat. Your petitioners would ask that thirty (30) feet of said avenue be vacated on each side, also, said center lawn or grass plat be vacated for park purposes and be made the roadway, a uniform width of sixty (60) feet. A plat of said proposed vacation is herewith filed, marked "Exhibit A," and is made a part of this petition.

FREDERICK OSTEMMYER,  
Adm'r. Koller Estate.  
THE UNITED STATES MORTGAGE Co.,  
By John S. Spann & Co., Agents.  
PHOENIX MUTUAL LIFE INSURANCE Co.,  
By F. W. Morrison, Agent.

This covers all the lot frontage on both sides of the street.

Councilman Rassmann offered the following motions; which were received:

That the Street Commissioner be directed to lay a double walk stone crossing across Market street, on the east line of Cruse street; also, across Market street, at the west line of Hanna street; also, across Pine street, on the north line of New York street.

That the Street Commissioner be directed to notify the owner or owners of the property on the northwest corner of Ohio street and Highland avenue, to remove the dirt from the brick sidewalk on Ohio street, within ten days; and if not done in that time, he is to do said work and to collect the costs thereof from the owner or owners.

That the Street Commissioner be directed to lay a double walk stone crossing across State avenue at the north line of Washington street.

Councilman Sweetland offered the following motion; which was adopted:

That M. Flaherty be granted thirty days extension on his contract for grading and graveling the first alley north of Twelfth street, between Illinois and Meridian streets.

Councilman Trusler offered the following motion; which was adopted:

That the City Civil Engineer be instructed to designate proper house numbers to residents on Fletcher avenue, from Dillon to Reid streets, and on Reid street, from Washington street to Pleasant Run.

Councilman Weber presented the following petition; which was received:

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

*Gentlemen:*—The undersigned, citizens of the northeastern part of the city, respectfully petition your honorable body to direct the Water Works Company to extend their mains as far as Ninth and Sheldon streets, so as to afford better pro-

tection in case of fire than can now be obtained. The recent fire at the Atlas Engine Works, has demonstrated the fact that the water supply is exceedingly meager and insufficient, endangering our homes, as well as the many and extensive manufacturing throughout the neighborhood.

Howe Pump & Engine Co., per J. M. Howe, Manager;  
C. S. Rice, T. J. Sloan, W. M. Fleger, M. Peters, J.  
W. Dunbar, Arch. Hannah—and 498 others.

Councilman Woollen offered the following motion ; which was adopted:

That the Janitor be directed to procure a thermometer, and place it in the Council Chamber, and see that the temperature of the room be kept at not over 72, nor under 68° during the sessions of the Council, when the same is practicable.

Councilman Yontz offered the following motion ; which was adopted :

That the Street Commissioner be, and is hereby, ordered to lay a double stone crossing on the west side of Broadway street across Arch street.

PENDING ORDINANCES.

On motion by Councilman Cooper, the following entitled ordinance was recalled from the Committee on Ordinances :

G. O. 40, 1890—An ordinance prohibiting peddling from any kind of a vehicle on Washington street, between Delaware and Tennessee streets.

G. O. 40, 1890, was then read the second time, ordered engrossed, read the third time and passed, by the following vote :

AYES, 18—viz: Councilmen Austin, Cooper, Davis, Dunn, Gasper, Gauss, Markey, Martindale, Myers, McGill, Pearson, Rassmann, Sherer, Stechhan, Sweetland, Trusler, and Yontz.

NAYS, 7—viz: Councilmen Burns, Coy, Hicklin, Murphy, Nolan, Olsen, Weber, and Woollen.

On motion, the Common Council then adjourned.

*J. L. Sullivan*....., Mayor,

President of the Common Council.

Attest:

*C. P. Swift*....., City Clerk.