

PROCEEDINGS OF BOARD OF ALDERMEN.

REGULAR SESSION—NOVEMBER 5, 1878.

The Board of Aldermen of the City of Indianapolis met in the Aldermanic Chamber, on Tuesday evening, November 5th, A. D. 1878, at half-past seven o'clock, in regular session.

PRESENT—His Honor, the President, Wm. D. Wiles, in the Chair, and Aldermen Chandler, Foster, Grubbs, Mussmann, Piel, and Stratford—7.

ABSENT—Aldermen Coburn, Ridenour, and Snider—3.

The Proceedings of the Board of Aldermen, for the regular sessions, held on September 17th, October 8th, and October 22d, and for the adjourned sessions, held on September 24th and October 15th, 1878, having been printed, and placed on the desks of the Aldermen, said proceedings were duly approved as published.

MESSAGE AND PAPERS FROM THE COMMON COUNCIL.

The following message from the Common Council was duly received :

To the Board of Aldermen :

Gentlemen :—I herewith transmit certain papers, which were favorably passed upon by the Common Council, at its regular session, held last evening (November 4th, 1878), for your action upon same.

For the Common Council :

BENJ. C. WRIGHT, City Clerk.

Communication from the City Civil Engineer, transmitting the contract and bond of James Mahoney, for grading and graveling the first alley south of Vermont street (penalty of bond, \$100; surety, Patrick Walsh) was read; and the action of the Common Council, in receiving such communication, and approving the bond [see page 544, *ante*], was duly concurred in.

City Treasurer's report of receipts and disbursements during the month of October, 1878; and the City Clerk's statement of the amount of orders issued on the city treasury during same period [see pages 544 to 546,

ante], were read; and the action of the Common Council, in referring said report and statement to the Council and Aldermanic Committees on Finance, for joint examination, was duly confirmed.

City Clerk's report that the following affidavits had been filed in his office, for the collection of street assessments by precept:

Fred. Gansberg vs. John D. Morris, for	\$77 14
Fred. Gansberg vs. Elizabeth B. Adams, for.....	62 07

and recommending that the precepts be ordered to issue [see page 546, *ante*], was read; and the action of Common Council, in approving such recommendation and in ordering the precepts to issue, was concurred in by the following vote:

AYES, 6—viz.: Aldermen Chandler, Foster, Grubbs, Mussmann, Piel, and President Wiles.

NAYS—None.

Reports from Superintendent of City Hospital and Branch of the contents of hospital register, expenditures, etc., for the month of October, 1878 [see page 547, *ante*], were read, and duly received.

The following clauses in the report from the Board of Public Improvements were read:

1st. Is a motion directing the Street Commissioner to fill, with gravel, the chuck-holes in Mississippi street, from Pratt street to Second street.

We recommend this work be done.

2d. Is a motion directing the Street Commissioner to bridge the gutter at the alley crossing on Mississippi street, between Vermont and Michigan streets.

We recommend this work be done.

3d. Is a motion directing the Street Commissioner to clean the gutter and repair the drinking-fountain at the corner of New York street and Indiana avenue.

We recommend this work be done.

4th. Is a motion directing the Street Commissioner to repair the west approach to the wooden bridge across White River.

We recommend the repairs necessary be made.

5th. Is a motion directing the Street Commissioner to clean the gutters of Tennessee street, between McCarty and Ray streets.

We recommend said gutters be cleaned.

6th. Is a motion directing the Street Commissioner to fill the chuck-holes at the intersection of West street and Kentucky avenue.

We recommend this work be done.

7th. Is a motion directing the Street Commissioner to clean the gutters of Pennsylvania street, between South and Merrill streets.

We recommend said gutters be cleaned.

8th. Is a motion directing the Street Commissioner to clean the gutters of Tennessee street, between Kentucky avenue and Pogue's Run.

We recommend said gutters be cleaned.

9th. Is a motion directing the Street Commissioner to clean the gutters of Dougherty street, between East street and Virginia avenue.

We recommend said work be done.

10th. Is a motion directing the Street Commissioner to raise the gutter, with rolling-mill cinders, at the intersection of Hanway street and the Three-Notch Gravel Line Road.

We recommend the work be done.

And the action of the Common Council, in concurring in the preceding clauses [see pages 547 and 548, *ante*], was duly approved.

Report from Board of Public Improvements and Street Commissioner, giving an exhibit of moneys paid on account of the Street-Repair Department, for the month of October, 1878 [see page 548, *ante*], was read, and was duly approved.

Report from Board of Health, giving a tabulated statement, by ages, of deaths registered in the City of Indianapolis, during the two weeks ending October 31st, 1878 [see page 549, *ante*], was read, and was duly received.

Report from City Dispensary for the month of October, 1878 [see page 558, *ante*], was read, and was duly received.

Report from Council Committee on Contracts, recommending that John L. Hanna be awarded the contract for improving the third alley east of the intersection of Clifford avenue and Pendleton Pike, from Pendleton Pike to the first alley south of Pendleton Pike [see page 558, *ante*], was read; and the action of the Common Council, in awarding such contract, as recommended, was duly concurred in.

The action of the Common Council, by and through which the City Civil Engineer was authorized to make out and deliver the foregoing awarded contract and to approve the bond, was duly concurred in.

Alderman Stratford appeared, and took his seat.

Communication from Water-Works Company of Indianapolis, stating that it had put the 80 hydrants, heretofore ordered out of service by the city, in perfect working order, and tendering said hydrants for fire-protection purposes, without additional rental charge, for the year ending August 14th, 1879 [see page 560, *ante*], was read; and the action of the Common Council, in accepting such proposition, was duly approved.

The foregoing communication was then, on motion of Alderman Chandler, referred to the City Attorney, with instructions to prepare a

formal contract, in keeping with proposition made, and to report such contract, duly executed, to the Common Council and Board of Aldermen, at the next sessions of said bodies.

Petition from Mrs. C. Hunt, for permission to sink a well in the sidewalk opposite her property, at the corner of Pine and Washington streets [see page 568, *ante*], was read; and the action of the Common Council, in granting the prayer of said petitioner, was duly concurred in.

Petition from John J. Harlan, for a license to sell by auction at No. 89 S. Illinois street [see page 568, *ante*], was read; and the action of the Common Council, in granting the prayer of said petitioner, was duly concurred in.

The following concurrent resolution [which had been duly adopted by the Common Council—see page 559, *ante*], was read :

WHEREAS, The Citizens' Street Railway Company have been granted the right and privilege to lay tracks upon the streets of the City of Indianapolis, upon certain conditions named in an ordinance passed January 18th, 1864;

AND WHEREAS, The tracks of said company are, and have been for a long time, in such a condition as to endanger travel by ordinary vehicles on the streets where the tracks of said company are laid; and many of the cars of said company are of such a character as to be a disgrace to the city; and the cars are run, upon some of the lines, so irregularly and unfrequently, as to be more of a detriment than a benefit to the inhabitants on said lines; and the said company are daily, and have been for years, operating their roads and occupying said streets in violation of the provisions of the ordinance of January 18th, 1864; and, while said company utterly fail to comply with the requirements of said ordinance, they seem determined to monopolize the street car business by virtue of the said ordinance, the terms of which they have failed to comply with: Therefore,

Be it Resolved by the Common Council and Board of Aldermen of the City of Indianapolis, That the City Clerk is hereby directed to notify the Citizens' Street Railway Company that they must, at once, proceed to put all of their tracks in proper condition, and make the necessary street improvements along their tracks, as stipulated in the ordinance of January 18th, 1864, and the amendments thereto, authorizing the construction of passenger railways on the streets of Indianapolis.

And was adopted by the following vote :

AYES, 7—viz.: Aldermen Chandler, Foster, Grubbs, Mussmann, Piel, Stratford, and President Wiles.

NAYS—None.

The following Council motions were read, and were severally adopted :

That R. P. Dunning proceed with the work of improving Georgia street, between Illinois street and Meridian street, inside the next eight days; and if not commenced by November 12th, 1878, the contract to be declared null and void.

That thirty days' extension of time be granted John Greene, in which to complete his contracts for improving Beech and Lawrence streets.

That Coffin, Fletcher & Co. be granted permission to put down a line of tele-

phone, from Holmes, Pettit & Bradshaw's pork-house, along the first alley to White River, to their pork-house, on Shearer street.

That the City Attorney be instructed to prepare the necessary deeds of conveyance from the City of Indianapolis to the grantors of the property known as the "North Park."

That the (joint) Committees on Finance be, and they are hereby, authorized to advertise for proposals for temporary loan of one hundred thousand dollars for the City of Indianapolis—money to be furnished on December 20th, 1878.

The following Council motion, which had been referred by said body to its Committee on Benevolence and Hospitals, who were authorized to expend \$50 in such behalf, was duly concurred in :

That the Committee on Finance be requested to look into the purchasing or providing of more ground, for the burying of the dead, in the Greenlawn Cemetery, as said ground is reported to have been all filled up.

The following Council motion was also read :

That the Fire Board be, and are hereby, instructed to have No. 7 Fire Engine and one hose-reel discontinued from service in the Fire Department, and properly housed, for future use if necessary.

On motion of Alderman Grubbs, the preceding motion was amended, by striking out the words "one hose-reel," and was then duly adopted, as amended.

The following entitled ordinances [which had been duly passed by the Common Council—see pages 562 and 563, and 570 and 571, *ante*], were read the first time :

Ap. O. 68, 1878—An Ordinance appropriating money for the payment of sundry claims against the City of Indianapolis, on account of the Fire Department.

Ap. O. 69, 1878—An Ordinance appropriating money for the payment of sundry claims against the City of Indianapolis, on account of the City Hospital and Branch.

Ap. O. 70, 1878—An Ordinance appropriating money for the payment of sundry claims against the City of Indianapolis, on account of Station Houses.

Ap. O. 71, 1878—An Ordinance appropriating money for the payment of sundry claims against the City of Indianapolis.

Ap. O. 72, 1878—An Ordinance appropriating money for the payment of sundry claims against the City of Indianapolis, on account of Printing, Stationery, and Advertising.

G. O. 51, 1878—An Ordinance requiring the Cleveland, Columbus, Cincinnati & Indianapolis Railway Company and the Indianapolis, Peru & Chicago Railway Company to station a Flagman at their Davidson street crossing.

G. O. 53, 1878—An Ordinance granting Cynthia Butsch the right to construct a Switch over, along, and upon certain lands of the City of Indianapolis.

- G. O. 54, 1878—An Ordinance establishing a Wood-Market upon certain streets therein named.
- G. O. 55, 1878—An Ordinance regulating the cleaning of Privy-Vaults, Water-Closets, and other Receptacles of Human Excrements, and requiring persons who may engage in such business to be duly licensed before undertaking such work.
- S. O. 51, 1878—An Ordinance to provide for improving the first alley south of Prospect street, from Laurel street to Everson street, by grading and gravelling.

This being the regular appropriation night, the several Appropriation Ordinances were taken up for second and third readings, and placed on their passage, without suspension of the rules.

The following entitled ordinance was then read the second and third times :

- Ap. O. 68, 1878—An Ordinance appropriating money for the payment of sundry claims against the City of Indianapolis, on account of the Fire Department. [Amount appropriated, \$903.22.]

And was passed by the following vote :

AYES, 7—viz.: Aldermen Chandler, Foster, Grubbs, Mussmann, Piel, Stratford, and President Wiles.

NAYS—None.

The following entitled ordinance was also read the second and third times :

- Ap. O. 69, 1878—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, \$799.58.]

And was passed by the following vote :

AYES, 7—viz.: Aldermen Chandler, Foster, Grubbs, Mussmann, Piel, Stratford, and President Wiles.

NAYS—None.

The following entitled ordinance was also read the second and third times :

- Ap. O. 70, 1878—An Ordinance appropriating money for the payment of sundry claims against the City of Indianapolis, on account of Station-Houses. [Amount appropriated, \$204.87.]

And was passed by the following vote :

AYES 7—viz.: Aldermen Chandler, Foster, Grubbs, Mussmann, Piel, Stratford, and President Wiles.

NAYS—None.

Alderman Stratford was excused for the balance of this session.

The following entitled ordinance was also read the second and third times :

Ap. O. 71, 1878—An Ordinance appropriating money for the payment of sundry claims against the City of Indianapolis. [Amount appropriated, \$8,400.01.]

And was passed by the following vote :

AYES, 6—viz.: Aldermen Chandler, Foster, Grubbs, Mussmann, Piel, and President Wiles.

NAYS—None.

The following entitled ordinance was also read the second and third times :

Ap. O. 72, 1878—An Ordinance appropriating money for the payment of sundry claims against the City of Indianapolis, on account of Printing, Stationery, and Advertising. [Amount appropriated, \$170.45.]

And was passed by the following vote :

AYES, 6—viz.: Aldermen Chandler, Foster, Grubbs, Mussmann, Piel, and President Wiles.

NAYS—None.

NEW BUSINESS.

Alderman Grubbs offered the following motion ; which was referred to the Board of Public Improvements, with power to act :

That the Street Commissioner be instructed to fill the chuck holes in N. Illinois street, between Vermont and Michigan streets, at a cost not to exceed \$15.

Alderman Mussmann offered the following motion ; which was duly adopted :

That the City Marshal be ordered to notify the Street Railway Company to repair its track on Russell avenue in five days. If the said company should fail to do so within the specified time, then the Street Commissioner is hereby instructed to repair said tracks at expense of said company.

On motion, the Board of Aldermen then adjourned.

W. D. WILES, President.

Attest: GEO. T. BREUNIG, Clerk.