

PROCEEDINGS OF BOARD OF ALDERMEN.

SPECIAL SESSION—JUNE 10, 1879.

The Board of Aldermen of the City of Indianapolis having been notified that the Common Council had met in called session on last (Monday) evening, and had then dispatched certain business requiring immediate concurrent action by this body, said Board convened in the Aldermanic Chamber on Tuesday evening, June 10th, A. D. 1879, at half-past seven o'clock, in special session.

PRESENT—His Honor, the President, J. M. Ridenour, in the Chair, and Aldermen Chandler, Grubbs, Layman, Mussmann, Newman, Piel, and Seibert—8.

ABSENT—Aldermen Coburn and Drew—2.

MESSAGE AND PAPERS FROM THE COMMON COUNCIL.

The following message was duly received:

To the Board of Aldermen of the City of Indianapolis:

Gentlemen:—I herewith transmit to your honorable body certain papers, which were favorably passed upon by the Common Council, at its called session, held last evening (June 9th, 1879), for your action upon same.

For the Common Council:

BENJ. C. WRIGHT, City Clerk.

On Alderman Chandler's motion, the usual order of taking up and considering papers received from the Common Council was set aside, and the following entitled ordinances [which had been duly passed by the Common Council—see pages 110 and 111, *ante*] were read the first time:

- Ap. O. 38, 1879—An Ordinance appropriating the sum of Twenty-Four Thousand Dollars, for the payment of the Compensations of the Officers and Members of the Fire Department and Police Force of the City of Indianapolis.
- G. O. 25, 1879—An Ordinance to establish a Dispensary in the City of Indianapolis, to be known as the City Dispensary, and to provide for the government and management thereof.
- G. O. 26, 1879—An Ordinance authorizing the issuance of an Annual License to the Indianapolis Light Infantry, lessee of Grand Lodge Hall, in Masonic Temple, in the City of Indianapolis.

On Alderman Layman's motion, the rules were suspended, for the purpose of now placing foregoing entitled ordinances on their passage, by the following vote :

AYES, 7—viz. Aldermen Chandler, Layman, Mussmann, Newman, Piel, Seibert, and President Ridenour.

NAYS—None.

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

Ap. O. 38, 1879—An Ordinance appropriating the sum of Twenty Four-Thousand Dollars, for the payment of the Compensations of the Officers and Members of the Fire Department and Police Force of the City of Indianapolis.

And it was duly passed by the following vote :

AYES, 7—viz. Aldermen Chandler, Layman, Mussmann, Newman, Piel, Seibert, and President Ridenour.

NAYS—None.

Alderman Grubbs appeared, and took his seat.

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

G. O. 25, 1879—An Ordinance to establish a Dispensary in the City of Indianapolis, to be known as the City Dispensary, and to provide for the government and management thereof.

And it was duly passed by the following vote :

AYES, 8—viz. Aldermen Chandler, Grubbs, Layman, Mussmann, Newman, Piel, Seibert, and President Ridenour.

NAYS—None.

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

G. O. 26, 1879—An Ordinance authorizing the issuance of an Annual License to the Indianapolis Light Infantry, lessee of Grand Lodge Hall, in Masonic Temple, in the City of Indianapolis.

And it was duly passed by the following vote :

AYES, 8—viz. Aldermen Chandler, Grubbs, Layman, Mussmann, Newman, Piel, Seibert, and President Ridenour.

NAYS—None.

On Alderman Chandler's motion, a recess was now taken, with a view of meeting in Joint Convention with the Common Council, for the purpose of electing a City Dispensary Board and a Superintendent of the City Dispensary, under the provisions of General Ordinance 25, 1870, concurrently passed at this session.

BOARD OF ALDERMEN RESUMES.

The Second Joint Convention having adjourned, the Board of Aldermen was re-convened, and it proceeded with its business as follows:

The following clause in the joint report from the Council and Aldermanic Committees on Public Property [see page 108, *ante*] was read; and this body duly concurred with the Common Council, in approving the recommendation made:

1st. Papers from Board of Health, reporting Sellers' Farm to be in an unsanitary condition.

Upon the above, your committee would recommend that the Marshal be instructed to notify lessees of Sellers' Farm to comply with conditions of their lease.

Petition from J. H. Russell & Co., asking permission to re-lay the brick sidewalk in front of their premises, Nos. 62 to 76 W. Maryland street, and to construct a bowldered driveway in front of their stable entrance, No. 68 on same street [see page 113, *ante*], was read; and this body duly concurred with the Common Council, in granting the prayer of said petitioners.

Petition from Dr. William Denke, asking permission to construct an oriel window on line with second story of his building, Nos. 226 and 228 E. Washington street [see page 113, *ante*], was read; and this body duly concurred with the Common Council, in granting the prayer of said petitioner.

The following concurrent resolution [which had been duly adopted by the Common Council—see page 105, *ante*] was read:

Resolved, That the following named persons be, and are hereby, appointed inspectors and Judges of the election to be held in the First, Second, Tenth, and Eleventh School Commissioner Districts in the City of Indianapolis, on the 14th day of June, 1879, for the election of one School Commissioner from each of said Districts:

First District—Inspector, Geo. Anderson; Judges, John Reynolds and Chas. F. Lamotte.

Second District—Inspector, Riley Foster; Judges, Cephus Huston and Jacob P. Dunn.

Tenth District—Inspector, Isaac C. Hays; Judges, Pleasant Bond, and Samuel I. Craig.

Eleventh District—Inspector, N. S. Byram; Judges, Wm. S. Hubbard and F. J. Jones.

And it was duly adopted by the following vote:

AYES, 8—viz. Aldermen Chandler, Grubbs, Layman, Mussmann, Newman, Piel, Seibert, and President Ridenour.

NAYS—None.

The following concurrent resolution [which had been duly adopted by the Common Council—see page 112, *ante*], was read :

Resolved by the Common Council and Board of Aldermen, That the owners of the following described real estate—to-wit, lot number twenty-nine (29), in Kappes's Subdivision of B. F. Morris's Addition to the City of Indianapolis—be and they are hereby, required to fill or drain the same, as, in the opinion of the Common Council and Board of Aldermen, there is a hole or excavation thereon, in which water has or may become so stagnant or noxious as to be a nuisance, and injurious to the health and comfort of said city and of the inhabitants thereof; and that the Street Commissioner be, and he is hereby, required to notify the owners thereof, as provided by an ordinance passed April 28th, 1866, entitled "An Ordinance providing for the drainage and filling up of Ponds, Excavations, and Holes, and prescribing penalties for the failure to fill up or drain the same"; and that in case of the failure of the owners thereof to fill or drain the same, the Street Commissioner proceed to fill or drain the said hole or excavation, as provided in said ordinance, *provided* that the cost thereof shall not exceed ten per cent. of the value of the aforesaid real estate, as assessed upon the tax duplicate for city purposes.

And it was duly adopted by the following vote :

AYES, 8—viz. Aldermen Chandler, Grubbs, Layman, Mussmann, Newman, Piel, Seibert, and President Ridenour.

NAYS—None.

The following motions, which had been duly adopted by the Common Council, were read, and were concurrently adopted by this body :

That permission be granted the Gardeners' Association to use the Southern Park for picnic purposes, on the 24th day of July, 1879.

That the Committee on Public Property and Parks be instructed to grant no more permits to any one to hold picnics or other public entertainments in the Southern Park on Sunday, and notify the proper person to whom such permission has already been given, that the same is revoked.

That Mrs. Alice G. Straight and Sarah M. Pease be permitted to grade, and pave with stone, the sidewalks in front of their lots, 129 and 131 W. Second street, under the direction of the City Civil Engineer, and at their own expense—the same to be completed within fifteen days; and that the City Civil Engineer be directed to give the proper stakes for same.

That the City Marshal be directed to notify James Duffey, owner of lots Nos. 72, 73, and 74 in Wiley & Martin's Sub. of out-lot 31, to set his fence back to the line of the first alley south of St. Clair street, from Missouri street to the first alley west of Missouri street; and that the City Civil Engineer be directed to give the proper stakes for same.

That the property owners on corner of Pine street and English avenue have permission to lay a brick sidewalk, on Pine street and English avenue, fronting said property, at their own expense, and under directions of City Civil Engineer.

The following Council motions, which said body had referred to the Committee on Public Property and Parks, and given said committee power to act thereon [see page 114, *ante*], were read; and then, on Alderman Grubbs's motion, a reference was made to the Aldermanic Committee on Public Property :

That the Fletcher Place M. E. Church be permitted to use University Park on Tuesday, June 17th, for a lawn festival.

That the Seventh Presbyterian Church have permission to use University Park grounds, for a lawn festival, on Wednesday evening, June 18th.

The following motion [which had been duly adopted by the Common Council—see page 115, *ante*], was read; and, on Alderman Layman's motion, it was referred to the Aldermanic Committee on Public Light:

That the Committee on Gas-Light be directed to see that street lamp at the catch-basin on the east side of Union street, be re-lit, and the first lamp south of the before-named, on west side of street, be discontinued.

NEW BUSINESS.

The Committee on Sewers and Drainage, through Alderman Seibert, submitted the following report; which was duly received:

To the Board of Aldermen of the City of Indianapolis:

Gentlemen:—Your Committee on Sewers and Drainage, to whom were referred two drainage resolutions which had been duly adopted by the Common Council, at its regular session of June 2d, 1879, would report that we visited the location mentioned in such resolutions, and do now recommend that said resolutions be concurrently adopted.

HIRAM SEIBERT,
H. E. DREW,
W. F. PIEL.

The following resolutions [which had been duly adopted by the Common Council on 2d instant—see pages 91 and 94, *ante*]; and which had been referred by this body to above mentioned committee—see page 99, *ante*, were then read:

Resolved by the Common Council and Board of Aldermen, That the owners of the following described real estate—to-wit, Lot 40 in McKernan & Pierce's Subdivision, out-lot 128, in the City of Indianapolis—be, and they are hereby, required to fill or drain the same, as, in the opinion of the Common Council and Board of Aldermen, there is a hole or excavation thereon, in which water has or may become so stagnant or noxious as to be a nuisance and injurious to the health and comfort of said city and of the inhabitants thereof; and that the Street Commissioner be, and he is hereby, required to notify the owners thereof, as provided by an ordinance passed April 28th, 1866, entitled "An Ordinance providing for the drainage and filling up of Ponds, Excavations, and Holes, and prescribing penalties for the failure to fill up or drain the same"; and that in case of the failure of the owners thereof to fill or drain the same, the Street Commissioner proceed to fill or drain the said hole or excavation, as provided in said ordinance, *provided* that the cost thereof shall not exceed ten per cent. of the value of the aforesaid real estate, as assessed upon the tax duplicate for city purposes.

Resolved by the Common Council and Board of Aldermen, That the owners of the following described real estate—to-wit, west half of out-lot 6, west of White River and south of Washington street, in the City of Indianapolis—be, and they are hereby required to fill or drain the same, as, in the opinion of the Common Council and Board of Aldermen, there is a hole or excavation thereon, in which water has or may become so stagnant or noxious as to be a nuisance and

injurious to the health and comfort of said city and of the inhabitants thereof; and that the Street Commissioner be, and he is hereby, required to notify the owners thereof, as provided by an ordinance passed April 28th, 1866, entitled "An Ordinance providing for the drainage and filling up of Ponds, Excavations, and Holes, and prescribing penalties for the failure to fill up or drain the same"; and that in case of the failure of the owners thereof to fill or drain the same, the Street Commissioner proceed to fill or drain the said hole or excavation, as provided in said ordinance, *provided* that the cost thereof shall not exceed ten per cent. of the value of the aforesaid real estate, as assessed upon the tax duplicate for city purposes.

And were severally adopted by the following vote :

AYES, 8—viz. Aldermen Chandler, Grubbs, Layman, Mussmann, Newman, Piel, Seibert, and President Ridenour.

NAYS—None.

President Ridenour called Vice-President Chandler to the chair, and then offered the following motions; which were duly referred in accordance with the suggestions therein contained :

WHEREAS, There are certain districts of the city in pressing need of sewerage facilities—notably, the eastern portion, where are located three large public institutions, namely, the Deaf and Dumb Institute, the State Female Prison and Reformatory, and the United States Arsenal;

AND WHEREAS, All these institutions as well as all the territory east of Pogue's Run, must, and does, drain into that stream; which, after receiving a mass of corrupted matter, passes it in an open channel, from the northeast to the southwest, through the heart of the city, which must be detrimental to the health and comfort of all the people, if not fatal in its deadly effluvia;

AND WHEREAS, There is a suit now pending in the United States Court, wherein the United States is plaintiff and the State of Indiana is defendant, growing out of this question, and the officers and trustees are asking relief at the hands of the city authorities, which relief is believed to be only possible in one of two ways—one, by converting the channel of Pogue's Run into a covered sewer, from Ohio street to the South street sewer; the other, by starting at present terminus of Washington street sewer, thence, on Washington street to Pogue's Run, and up that stream to Ohio street—thereby, in either case, utilizing the water flowing in the Run to wash out and purify all to be constructed, as well as that now in use greatly needing such cleansing.

AND WHEREAS, Whilst the demand for such work seems imperative, it is at present beyond the power of the city to accomplish it, without the aid and co-operation of all to be either directly or remotely benefitted thereby: Therefore,

Moved, That the Committees on Sewers and Railroads, with the City Engineer, be, and are hereby, instructed to confer with the managers of the various railroad companies and other parties interested, along the line of Pogue's Run, from Ohio street to the South street sewer, looking to the construction of a sewer, between the points named, in the bed of said Run, thereby re-claiming and utilizing a large amount of valuable property, and affording excellent sewerage and drainage facilities to the whole valley.

Moved, That the Committee on Sewers, with the City Civil Engineer, the Judiciary Committee, and City Attorney, be instructed to inquire into the matter of dividing the city into four or more sewerage and drainage districts, devising a plan for systematic and equitable assessments of benefits for the construction of sewers and drains, when necessity exists for such construction, and report at an early day.

PENDING ORDINANCES.

The following entitled ordinance was called up from the files; and it was then, on Alderman Layman's motion, referred to the Board of Public Improvements:

S. O. 2, 1879—An Ordinance to provide for improving the first Alley north of Woodlawn avenue, from Dillon street to Olive street, by grading and graveling.

The following entitled ordinance was called up from the files; and then, on Alderman Chandler's motion, further action on same was postponed until the first regular session in July:

S. O. 10, 1879—An Ordinance to provide for improving the north sidewalk of Washington street (except where already properly improved), from White River bridge to Ray street, by grading and graveling.

On motion, the Board of Aldermen then adjourned.

J. M. RIDENOUR, President.

Attest: GEO. T. BREUNIG, Clerk.

PROCEEDINGS OF JOINT CONVENTION.

SECOND SESSION—JUNE 10, 1879.

The Common Council and Board of Aldermen of the City of Indianapolis convened in Second Joint Convention for the year 1879-1880, in the Council Chamber, on Friday evening, June 10th, A. D. 1879, at eight o'clock, pursuant to concurrent action had by aforesaid bodies, as set forth on pages -- and 118, *ante*.

It appearing, from an informal count, that a quorum of both Aldermen and Councilmen were in attendance, President Caven ordered the Secretary to call the rolls of the members of the Board of Aldermen and Common Council; which being done the following qualified members of the Joint Convention were found to be—

PRESENT—Aldermen Chandler, Grubbs, Layman, Mussmann, Newman, Piel, Seibert, and President Ridenour—8. And Councilmen Brown, Bryce, Carey, Downey, Kahn, Lamb, McKay, Pearson, Rooker, Shilling, Tucker, VanVorhis, Wiese, and President Caven—14. Total present—22.

ABSENT—Aldermen Coburn and Drew—2. And Councilmen Bermann, Bieler, Dowling, Hamilton, Harmening, King, Morrison, McGinty, O'Connor, Prier, Sheppard, and Wood—12. Total absent—14

President Caven then stated that the business to be brought before this Joint Convention would be—The election of the newly-created City Dispensary Board, and a like selection of a Superintendent of the City Dispensary, and announced that nominations for such positions would now be in order.

For City Dispensary Board—Councilman McKay nominated Alderman Seibert and Councilmen Carey and VanV his.

No further nominations being made, on Councilman Lamb's motion, Secretary Wright was instructed to cast the unanimous vote of the Joint Convention for aforesaid nominees.

Alderman Hiram Seibert and Councilmen Harvey G. Carey and Flavius J. VanVorhis having thus received 22 votes, President Caven declared that said gentlemen had been duly elected as members of the City Dispensary Board for the term ending with May 31st, 1880.

For Superintendent of City Dispensary—Councilman Carey nominated Caleb A. Ritter, M. D.

No further nominations being made, on Councilman McKay's motion, Secretary Wright was instructed to cast the unanimous vote of the Joint Convention for aforesaid nominee.

Caleb A. Ritter, M. D., having thus received 22 votes, President Caven declared that said Caleb A. Ritter had been duly elected to the office of Superintendent of the City Dispensary for the term ending with May 31st, 1880.

On motion, the Joint Convention then adjourned.

JOHN CAVEN, Mayor,
President of Joint Convention.

Attest: BENJ. C. WRIGHT, City Clerk,
Secretary of Joint Convention.