

# PROCEEDINGS OF COMMON COUNCIL.

## REGULAR SESSION—DECEMBER 1, 1879.

The Common Council of the City of Indianapolis met in the Council Chamber, on Monday evening, December 1st, A. D. 1879, at half-past seven o'clock, in regular session.

PRESENT—Hon. John Caven, Mayor, and, *ex officio* President of the Common Council, in the chair, and 25 members, viz.: Councilmen Bermann, Bieler, Brown, Bryce, Carey, Dowling, Downey, Hamilton, Harmening, Kahn, King, Lamb, Morrison, McGinty, McKay, O'Connor, Pearson, Prier, Rooker, Shepard, Shilling, Tucker, VanVorhis, Wiese, and Wood.

ABSENT—None.

The Proceedings of the Common Council, for the regular session, held on November 17th, 1879, and the proceedings of the Fifth and Sixth Joint Conventions, held on November 20th and 21st, 1879, having been printed, and placed on the desks of the Councilmen, said journals were approved as published.

### REPORTS, ETC., FROM CITY OFFICERS.

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

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

*Gentlemen* :—I herewith report the following estimates:

A first and final estimate in behalf of E. B. Elliot, for grading, and paving with brick, the west sidewalk of Blackford street, from New York street to Vermont street—

444.83 lineal feet, at 29 cents.....	\$ 129 00
4 yards of gravel, at 60 cents.....	2 40
Total estimate.....	\$ 131 40

A first and final estimate in behalf of James Mahoney, for grading and graveling the first alley east of East street, from Dougherty street to the first alley north of Dougherty street—

220 lineal feet, at 9½ cents.....	\$ 20 90
-----------------------------------	----------

Respectfully submitted,

R. M. PATTERSON, City Civil Engineer.

The following estimate resolution was then read :

*Resolved by the Common Council and Board of Aldermen of the City of Indianapolis,* That the foregoing first and final estimate in behalf of E. B. Elliott, for grading, and paving with brick, the west sidewalk of Blackford street, from New York street to Vermont street, be, and the same is hereby, adopted as the estimate of the Common Council and Board of Aldermen, 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, 15—viz. Councilmen Bermann, Brown, Downey, Kahn, King, Lamb, McGinty, McKay, O'Connor, Prier, Shilling, Tucker, VanVorhis, Wiese, and Wood.

NAYS—None.

The following estimate resolution was also read :

*Resolved by the Common Council and Board of Aldermen of the City of Indianapolis,* That the foregoing first and final estimate, in behalf of James Mahoney, for grading and graveling the first alley east of East street, from Dougherty street to the first alley north of Dougherty street, be, and the same is hereby, adopted as the estimate of the Common Council and Board of Aldermen, 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, 15—viz. Councilmen Bermann, Brown, Downey, Kahn, King, Lamb, McGinty, McKay, O'Connor, Prier, Shilling, Tucker, VanVorhis, Wiese, and Wood.

NAYS—None.

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

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

*Gentlemen:*—I herewith report the following contracts and bonds for your consideration and action thereon :

Contract and bond of E. B. Elliott, for grading, and paving with brick, except where already paved, the sidewalks of Harrison street, from Noble street to Dillon street. Bond, \$800.00; surety, M. M. Hook.

Contract and bond of John Schier, for grading, and paving with brick, the sidewalks of Madison avenue, from Nebraska street to the Jeffersonville, Madison & Indianapolis Railway tracks. Bond, \$800.00; surety, Chas. S. Roney.

Respectfully submitted,

R. M. PATTERSON, City Civil Engineer.

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

To the Mayor, Common Council and Board of Aldermen:

*Gentlemen:*—I herewith report the following affidavits, now on file in my office, for the collection of street assessments by precepts, to-wit :

James W. Hudson vs. Warren and Helen J. Tate, for.....	\$ 7 83 $\frac{1}{2}$
James W. Hudson vs. Warren and Helen J. Tate, for.....	7 83 $\frac{1}{2}$
James W. Hudson vs. Warren and Helen J. Tate, for.....	7 83 $\frac{1}{2}$
James W. Hudson vs. Mary L. Lee, for.....	7 83 $\frac{1}{2}$

and recommend that you order the precepts to issue.

Respectfully submitted,

JOS. T. MAGNER, City Clerk.

The City Clerk submitted the following report; which was referred to the Finance Committees:

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 November, 1879:

Board of Health.....	\$ 54 25	
Bridges.....	422 82	
City Assessor's Department.....	99 50	
City Civil Engineer's Department.....	204 95	
City Dispensary.....	113 18	
City Hall.....	143 32	
City Hospital and Branch.....	1,088 85	
City Treasurer's percentage.....	622 35	
Coal-oil Light.....	33 95	
Damages and Costs.....	44 45	
Fire Department.....	7,064 18	
Gas.....	5,116 83	
Incidental.....	50 00	
Market-Masters' Fees.....	157 32	
Parks.....	46 50	
Police.....	3,676 21	
Printing.....	232 05	
Salary.....	54 25	
Station Houses.....	175 98	
Street Improvements.....	24	
Street Repairs.....	3,742 87	
		\$ 23,146 05
Home for Friendless Women.....	22 00	
School Fund.....	\$ 1,604 75	
		\$ 1,626 75
Total.....		\$ 24,772 80

Respectfully submitted,

JOS. T. MAGNER, City Clerk.

The City Treasurer submitted the following report; which was referred to the Finance Committees:

*Report of Wm. G. Wasson, City Treasurer, for the month of November, 1879.*

RECEIPTS.

Balance on hand October 31, 1879, as per report.....	\$ 153,138 58
From delinquent taxes.....	4,876 24
From tax sales.....	361 46
From benefits.....	20 00
From dray licenses.....	15 00

From dog licenses.....	6 75
From coal licenses.....	12 00
From express licenses.....	58 00
From fines (City Court).....	65 76
From hack licenses.....	20 00
From hucksters' licenses.....	24 00
From market-masters' fees.....	220 95
From peddlers' licenses.....	37 00
From promiscuous.....	435 20
From tapping sewers.....	10 00
From interest on bonds "Belt R. R.".....	15,000 00
	<hr/>
	\$ 174,300 94

## DISBURSEMENTS.

For Board of Health.....	\$ 54 25
For bridges.....	422 82
For City Assessor's Department.....	99 50
For City Civil Engineer's Department.....	198 30
For City Dispensary.....	177 15
For City Hall.....	87 32
For City Hospital and Branch.....	1,047 17
For City Treasurer's percentage.....	622 35
For coal-oil light.....	40 70
For elections.....	3 00
For Fire Department.....	7,143 59
For gas.....	5,116 83
For incidental.....	50 00
For market-masters' fees.....	157 32
For parks.....	46 50
For police.....	3,676 21
For printing.....	234 55
For salary.....	260 50
For school fund.....	1,604 75
For station houses.....	167 43
For street repairs.....	3,542 67
For Home for Friendless Women.....	22 00
Balance on hand.....	149,526 03
	<hr/>
	\$ 174,300 94

Respectfully submitted,

W. G. WASSON, City Treasurer.

To JOS. T. MAGNER, City Clerk.

The City Attorney submitted the following report; which was concurred in:

Indianapolis, December 1, 1879.

The Mayor, Common Council, and Board of Aldermen of City of Indianapolis:

*Gentlemen*.—I beg leave to report the result of the following cases, disposed of by the Superior Court at Special Term:

The case of Wm. N. Lake vs. the City et al., for damages on account of a breach of an alleged contract, has been dismissed at plaintiff's cost.

The case of Henry Kollman vs. The City, was tried by a jury, and resulted in a verdict and judgment for the plaintiff for \$500.00.

This was an action for damages on account of expenses incurred and for loss of services of plaintiff's wife by reason of injuries which she received in an accident,

caused by the alleged negligence of the city in not erecting proper barriers along an alley on the west bank of Pogue's Run, between McNabb street and South street.

Prior to the commencement of my term of office, Henry Kollman and his wife Elizabeth sued and recovered judgment against the city for \$1,000.00 for the wife's personal injuries. The plaintiff also sued and recovered judgment for \$60.00 for damages done to his horse and wagon, injured in the same accident, and on the trial of the present action the Court held and instructed the jury that the record and judgments in the former actions were conclusive against the city upon the question of negligence; thus leaving nothing for the jury to determine but the measure of damages, and upon that question the evidence would be sufficient to sustain the verdict in an appellate court.

I am of the opinion, however, that the judgment can be reversed, and the case probably ultimately defeated, and I therefore recommend that the cause be appealed.

The case of Hogan McCarty vs. The City et al. has been tried, and resulted in a finding for the defendants. This was an action by the plaintiff to recover the possession of a set of gambling implements, seized by the officers of the city pursuant to a certain ordinance. The validity of the ordinance and the constitutionality of the provision of the charter authorizing the same was involved in the action. The Court, however, held the ordinance valid, and entered judgment for the defendants.

The case of W. O. Rockwood et al. vs. The City et al., was an action brought to test the legality of the annexation to the city of the L. C. & J. Addition. The question raised in this case is also involved in a number of other Additions annexed to the city by the same resolution. The Court has sustained a demurrer in behalf of the city to the complaint in said cause; thus holding the annexation legal and binding on the parties interested.

I also beg leave to submit the annexed petition, for such action thereon as you may deem proper.

Respectfully submitted,

JOHN A. HENRY, City Attorney.

The City Attorney presented the following communication; which was referred to the Committees on Judiciary and City Attorney:

To the Mayor and Common Council of Indianapolis, Marion County, Indiana:

Alfred and John C. S. Harrison represent that they are the owners of the following real estate in said city, to-wit:

Lot number four in George W. Parker's Subdivision of lots number 1, 2, 3, 4, 5, 6, 7, and 8, of Ovid Butler's Subdivision of a part of the southeast quarter of section 36, township 16, north of range 3 east.

The city has taken, and is using for a street, 15 feet off the west side of said lot, having graded and graveled the same. In cause 19,768, in the Superior Court of said county, in a suit wherein these petitioners were plaintiffs and said city was a party defendant, it was decided by Judge Elliott that the city had no right to said 15 feet, and had wrongfully and unlawfully placed her street therein.

Plaintiffs have never enclosed said 15 feet since said decision was made, but have a right so to do at any day, and thereby obstruct and interfere with the use of said street. There is now pending in the Superior Court a suit by these petitioners against said city for the recovery of said street, and injury and damages to said lot by the city. But as a matter of compromise and to settle said suit, and to put at rest a matter which if not settled now will be the subject of litigation, petitioners make the following proposition, to-wit: Upon the payment of \$400 in money and the costs of said suit now pending, No. 24,853, 1 Superior Court of said city, the petitioners will make a good and acceptable quit-claim deed, conveying to the city all their title in and to said 15 feet, and will dismiss said suit.

ALFRED & JOHN C. S. HARRISON,  
By HARRY J. MILLIGAN, their Att'y.



Block coal.....	\$	436 65
Pittsburgh coal.....		17 71
Coke.....		56 76
Hose-couplings.....		108 00
Repairs on cisterns.....		11 50
Brushes and curry-combs.....		13 00
Sponges.....		9 75
Soap.....		13 73
Whips.....		13 25
Brooms.....		17 50
Matches.....		7 25
Oil meal.....		3 00
Stoves and repairs.....		31 23
Small hose.....		13 50
House-furniture and bedding.....		50 77
Nozzles and pipes.....		40 50
Hose-bands.....		7 20
Telephone fixtures.....		37 50
Horse-bedding.....		101 07
Office expenses and repairs.....		78 38
Salt.....		5 80
Castor oil.....		5 00
Mops.....		5 50
Alcohol.....		10 15
Arnica.....		8 25
Privy vaults and sinks.....		51 50
Total.....		\$ 9,598 01

Respectfully submitted,  
 J. G. PENDERGAST, Chief Fire Engineer.

The Superintendent of the City Hospital and Branch submitted the following report; which was received:

To the Mayor and Common Council:

Gentlemen:— The following reports of the City Hospital and Branch, for the month of November, 1879, are respectfully submitted:

	First Week.	Second Week.	Third Week.	Fourth Week.	Two Days.	Monthly Total.
Number of paid Officers and Employes in Hospital.....	12					
Number of paid Officers and Employes in Branch.....	1					
Number of beds in Hospital.....						
Number of beds in Branch.....						
No. of adult patients in Hospital at beginning of week.....	46	51	41	38	40	46
No. of infant patients in Hospital at beginning of week.....	1	2	4	3	1	1
No. of adult patients received during week.....	12	7	6	12	3	40
No. of infant patients received or born during week.....	3	2	1	1	1	7
No. of adult patients discharged during week.....	7	16	7	8	4	42
No. of infant patients discharged during week.....	1	2	2	3	1	6
No. of adult patients who died during week.....	1	1	2	2	1	5
No. of infant patients who died during week.....	1					1
No. of patients in Branch at beginning of week.....						
No. of patients in Branch at end of week.....						
No. of adult patients in Hospital and Branch at end of week.....	51	41	38	40	39	39
No. of inf't patients in Hospital and Branch at end of week.....	2	4	3	1	1	1
No. of pay-patients at beginning of week.....						
No. of pay-patients at end of week.....						
Aggregate number of days of patients in Hospital.....	352	360	301	307	84	1404
Aggregate number of days of employes in Hospital.....						401

Total expenditures for month .....	\$ 917 25
Cash collected from pay-patients and other sources, and paid to City Treasurer.....	\$31 00
Aggregate number of days subsistence furnished .....	1805
Average daily cost of each patient .....	65.3
Average daily cost for patients, officers, and employes.....	50.8

WILLIAM N. WISHARD, M. D., Superintendent.

COMMUNICATIONS, ETC., FROM THE MAYOR.

His Honor, Mayor Caven, presented the following message :

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

*Gentlemen:*—Telegraph dispatches of this morning announce the death, at Chicago yesterday morning, of Gen. Jeff. C. Davis.

Gen. Davis was in Fort Sumpter when it was fired upon on the memorable 12th day of April, 1861, and during that siege and the entire war was one of the bravest and ablest soldiers in the service, rising to high rank and renowned for his gallantry, and his name is enrolled among those of the great captains of the war. He was a native of this State, and in honoring him Indiana but honors herself and the great cause in which he fought.

When such men die they should not be forgotten. It would be gratifying to our people, if consistent with the feelings and arrangements of his friends, could the remains be permitted to lie in state for a time in the corridor of the Court House, that our citizens might take a last look at the great soldier, and I would recommend the appointment of a committee to confer with his friends on this subject, and also to draft resolutions expressive of the respect and admiration in which he was held by our citizens, and of our sorrow for his death.

Respectfully submitted,

December 1, 1879.

J. CAVEN, Mayor.

Councilman Prier moved that the message be received, and that a committee be appointed, His Honor, Mayor Caven, to be a member of such committee, and to act as chairman thereof; which motion was adopted.

His Honor appointed Councilmen Tucker, McKay, Dowling, President Ridenour, and Alderman Piel as his associates on such committee.

His Honor, Mayor Caven, presented the following communication; which was received :

INDIANA SOLDIERS' REUNION AND RECEPTION TO GEN. ULYSSES S. GRANT.

The People of Indiana, one and all, without distinction of party, are cordially invited to attend a General Reunion of the War Veterans of the State, at Indianapolis, on Tuesday, December 9, 1879, on which occasion a Grand Reception will be tendered to General Ulysses S. Grant.

It is intended that this demonstration shall be entirely non-partizan, and eminently worthy of the whole people of the State—a gratifying reunion of her gallant Soldiers, and a fitting tribute to her Illustrious Guest.

This invitation is extended to everybody, and every possible arrangement will be made for the comfort and accommodation of all who may attend. Special headquarters will be assigned to veteran organizations, military companies, civic asso-



ciations, bands of music, etc., desiring to join in the great Parade and Review, which will be led and conducted by General Grant and other distinguished commanders.

Full details, in regard to reduced railroad fare, and all other particulars, will be duly announced by the Executive Committee of Arrangements.

Indianapolis, November 22, 1879.

John C. New, Chair'n.	W. H. H. Terrell,
Fred. Knefler,	Geo. F. McGinnis,
S. A. Elbert,	Geo. H. Chapman,
M. D. Manson,	Jas. T. Layman,
A. D. Streight,	Committee of Invitation.

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

REPORTS, ETC., FROM OFFICIAL BOARDS.

The Dispensary Board, through Councilman Carey, submitted the following report; which was received:

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

Gentlemen:—The following reports of the City Dispensary for the month of November, 1879, are respectfully submitted:

Number of Patients treated at Dispensary.....	163
Number of Medical cases at Dispensary .....	98
Number of Surgical cases at Dispensary .....	50
Number of Disease of Nervous System.....	6
Number of Disease of Eye and Ear.....	9
Number of Out-door Patients treated .....	85
Number at Station House.....	14
<hr/>	
Total number of Patients treated during month.....	262
Total number of Visits made during month.....	339
Total number of Prescriptions filled during month.....	669
Number of Births during month.....	1
Number of Deaths during month.....	1

EXPENDITURES FOR MONTH.

C. A. Ritter, Superintendent.....	\$ 33 33
T. R. Rubush, Resident Physician.....	20 00
F. M. Ferree, Prescription Clerk.....	20 00
W. A. & I. N. Pattison, drugs furnished for October and November.....	91 80
Watson Coal & Mining Co, for coal.....	7 00

Total expenditures for month..... \$172 13

C. A. RITTER, M. D., Superintendent.

The Board of Health submitted the following reports; which were received:

Report of Deaths in the City of Indianapolis, from November 1st to 15th, 1879.

Under 1 year.....	16
1 to 2 years.....	5
2 to 5 ".....	5
5 to 10 ".....	8
10 to 15 ".....	1
15 to 20 ".....	1
20 to 25 ".....	6

25 to 30	"	-----	6
30 to 40	"	-----	10
40 to 50	"	-----	4
50 to 60	"	-----	6
60 to 70	"	-----	4
70 to 80	"	-----	3
80 to 90	"	-----	1
90 to 100	"	-----	0
100 and upwards		-----	0
Unknown		-----	2
Total			-----
			78

Henry Jameson, M. D., President,  
W. E. Jeffries, M. D., Secretary.

Board of Health.

Report of Deaths in the City of Indianapolis, from November 16th to 30th, 1879.

Under 1 year	.....	10
1 to 2 years	.....	2
2 to 5 "	.....	2
5 to 10 "	.....	2
10 to 15 "	.....	2
15 to 20 "	.....	3
20 to 25 "	.....	4
25 to 30 "	.....	5
30 to 40 "	.....	5
40 to 50 "	.....	2
50 to 60 "	.....	2
60 to 70 "	.....	5
70 to 80 "	.....	1
80 to 90 "	.....	0
90 to 100 "	.....	0
100 and upwards	.....	0
Unknown	.....	2
Total		-----
		47

Henry Jameson, M. D., President,  
W. E. Jeffries, M. D., Secretary.

Board of Health.

The Board of Public Improvements, through Councilman McKay, submitted the following report; which was read by clauses:

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

Gentlemen:—Your Board of Public Improvements, to whom was referred sundry papers, make thereon the following report:

First. Is a motion that the Street Commissioner lay a cross-walk on McCarty street, on a line with west sidewalk of New Jersey street.

We recommend the walk be made with broken stone.

Second. Is a motion that the Street Commissioner lay a stone cross walk on Alabama street, on a line with north sidewalk of McCarty street.

We recommend that the work be not done.

*Third.* Is a motion that the Street Commissioner lay two stone cross-walks over McCarty street, on line with Delaware street sidewalks.

We recommend that inasmuch as there are two stone walks already at this point, no more be made at present.

*Fourth.* Is a motion that the Street Commissioner lay a cross-walk over the first alley north of McCarty street, on a line with the east sidewalk of New Jersey street.

We recommend that the work be done with broken stone.

*Fifth.* Is a motion that the Street Commissioner construct a cross-walk on Sinker street, at intersection of New Jersey street, using rolling-mill cinders or other like cheap material.

We recommend that the walk be made of broken stone.

*Sixth.* Is a motion that the Street Commissioner be directed to clean the gutters of New Jersey street, from Merrill to McCarty street, and fill the chuck-holes.

The work has been done.

*Seventh.* Is a motion that permission be granted J. Miller, druggist, in Spencer House block, on South Illinois street, to erect in front of his premises a business sign, nine feet high.

We recommend that he be required to comply strictly with the provisions of an ordinance regarding the erection of signs.

*Eighth.* Is a motion that the Street Commissioner make a crossing over the gutter at southeast corner of Massachusetts avenue and St. Clair street.

We recommend the work be done.

*Ninth.* Is a motion that the Street Commissioner repair the south side of the bridge over Pogue's Run on Michigan street.

We recommend the work be done.

*Tenth.* Is a motion that the Street Commissioner clean the gutters on Maple street, between Ray and McCarty streets.

We recommend the work be not done.

*Eleventh.* Is a motion that the Street Commissioner clean the west gutter on West street, from Morris to McCarty street.

We recommend the work be not done.

*Twelfth.* Is a motion that the Street Commissioner clean the gutters on Morris street, between Illinois and Dakotah streets.

We recommend the work be not done.

*Thirteenth.* Is a motion that the Street Commissioner clean out the gutter on the east side of West street, from First to Second street.

The sidewalk and gutter never having been improved between the points mentioned in this motion, we recommend the passage of the ordinance herewith transmitted for such improvement.

*Fourteenth.* Is a motion that the Street Commissioner clean the gutter on the south side of North street, from West to California street; the water can not flow.

We recommend the work be done.

*14½.* Is a motion that the Street Commissioner bowlder and raise grade of the mouth of the first alley south of Maryland street, on the west side of Illinois street.

We recommend a stone crossing be made at this place.

*Fifteenth.* Is a motion that the Street Commissioner fill, at once, with broken stone, the chuck-hole at the corner of South and West streets.

We recommend the hole be filled with gravel instead of broken stone.

*Sixteenth.* Is a petition that the gutters of Mulberry street and their connections be so repaired as to admit of free flow of water.

We recommend the work be done by the Street Commissioner.

*Seventeenth.* Is a petition from a number of property owners in the vicinity of the intersection of Vermont and Delaware streets, to have a stone walk made across the alleys on the south side of Vermont street, between Delaware and Pennsylvania streets. One alley is ten and the other is thirty feet wide.

Inasmuch as this is very central and a much needed improvement, we recommend the prayer of the petitioners be granted.

*Eighteenth.* Is a motion that the Board of Public Improvements be, and are hereby, ordered to improve Indiana avenue and Michigan Road, from Fall Creek bridge to White River, and that they be instructed to obtain what aid they can from the Board of County Commissioners, and from any other citizens who may want to donate money, gravel, teams, or labor for such improvement.

This motion was not referred by Council, but we have considered the matter, and feeling confident of the support of the Council and Board of Aldermen, we report upon the same. This is a road inside the city, and is in a very bad condition. It will cost about four hundred dollars to make the contemplated repairs. There has been over one hundred dollars in cash subscribed, all the gravel necessary to complete the work donated, all the laborers necessary to do the shoveling, and two teams additional will be furnished by the county. We recommend that a sum not exceeding two hundred dollars be expended for the above repairs, under the direction of the Street Commissioner.

Very respectfully submitted,

M. H. McKay,  
J. L. Bieler,  
Board of Public Improvements.

Clauses 1 to 17, inclusive, were concurred in.

Councilman Carey moved to amend clause 18 by substituting the words "not exceeding one hundred dollars" for the words "not exceeding two hundred dollars."

Which amendment was adopted by the following vote:

AYES, 17—viz. Councilmen Bermann, Bieler, Brown, Bryce, Carey, Downey, Harmening, Kahn, Lamb, McGinty, McKay, Prier, Sheppard, Tucker, Van-Vorhis, Wiese, and Wood.

NAYS, 8—viz. Councilmen Dowling, Hamilton, King, Morrison, O'Connor, Pearson, Rooker, and Shilling.

Clause 18, as amended, was then concurred in.

Councilman Rooker moved that this Council now take a recess, and that His Honor, the Mayor, be requested to call a Joint Convention of the Common Council and Board of Aldermen.

Councilman Tucker moved to lay foregoing motion on the table.

Which motion to lay on the table was adopted by the following vote:

AYES, 13—viz. Councilmen Bieler, Brown, Bryce, Carey, Downey, Harmening, Lamb, Morrison, McKay, Prier, Shilling, Tucker, and Wood.

NAYS, 12—viz. Councilmen Bermann, Dowling, Hamilton, Kahn, King, McGinty, O'Connor, Pearson, Rooker, Sheppard, Van Vorhis, and Wiese.

The following entitled ordinance, introduced by the Board of Public Improvements, was read the first time :

S. O. 70, 1879—An Ordinance to provide for grading, paving with brick, and curbing with stone (where not already paved and curbed), the east sidewalk, and bouldering the east gutter of West street, between First and Second streets.

The Board of Public Improvements, through Councilman McKay, submitted the following report ; which was concurred in :

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

*Gentlemen* :—We would respectfully report, that in June last there was appropriated the sum of \$1,266.00, to be used in the construction of New Jersey street bridge over Pogue's Run and St. Clair street bridge over the canal.

We have completed the bridges at a cost of \$954.49, leaving a balance of \$311.51 of the appropriation unexpended.

We would recommend that said balance be used in the payment of labor and material used in the construction of the Walnut street bridge over the canal.

Respectfully submitted,

M. H. McKay,  
J. L. Bieler,  
Board of Public Improvements.

Also, the following report ; which was approved :

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

*Gentlemen* :—We herewith report expenditures of the Street-Repairs Department for the month of November, 1879, together with total amount of expenditures to December 1st, 1879 :

Pay-rolls.....	\$ 2,396 47
Lumber.....	194 44
Gravel.....	170 00
Hardware.....	84 15
Blacksmithing.....	61 95
Freight on stone.....	48 00
Sand.....	45 77
Rent on Street Commissioner's yard.....	36 00
Rent on stone-yard.....	25 00
Freight on lumber.....	22 40
Cement.....	12 00
Coal for stone-yard.....	3 00

Total expenditures for November.....	\$ 3,099 18
Total expenditures per last report.....	18,506 22
Total expenditures to December 1st, 1879.....	\$ 21,605 40

Respectfully submitted,

M. H. McKay,  
J. L. Bieler,  
Board of Public Improvements.  
L. A. Fulmer, Street Commissioner.

## REPORTS, ETC., FROM COMMITTEES.

The Committee on Bridges, through Councilman King, submitted the following report; which was concurred in:

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

*Gentlemen:*—Your Committee on Bridges, to whom was referred a motion instructing the City Civil Engineer to advertise for proposals for building abutments and placing thereon the superstructure (a portion of the former Delaware street viaduct, already on the ground), for the bridge over Pogue's Run and Hanna street, would state that we have duly considered the matter, and would report adversely to the motion at present.

George King,  
M. H. McKay,  
Henry Bermann,  
Committee on Bridges.

The Committee on Finance, through Councilman Kahn, submitted the following report; which was concurred in:

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

Your Committee on Finance, to whom sundry papers were referred, would report thereon as follows:

1st. Is the City Clerk's statement, by account, of orders drawn upon the city treasury during the month of October, 1879.

2d. Is the Report of W. G. Wasson, City Treasurer, of receipts and disbursements for the month of October, 1879.

A comparison of above mentioned financial statements with the books of the City Clerk and City Treasurer having shown said statements to be in form and correct, we recommend the same be duly approved.

3d. Is a motion that the City Treasurer be instructed to refund to Michael Gillivan certain taxes, paid by him erroneously.

On due examination we find there was no error on the part of the city, and respectfully recommend the taxes be not refunded.

4th. Is a report of John S. Spann & Co., of collections and repairs of the property of the City of Indianapolis.

Would respectfully report, we find no errors in the account, and would further recommend that Dr. Pritchard, tenant of the house on Ohio street, be allowed to occupy the same under the same conditions as before.

5th. Is a report of the City Hospital and Branch for the month of October, 1879.

Would respectfully recommend its reference to the Hospital Board, they having better facilities for the examination of their books, papers, etc.

6th. Is a petition of Halden Davis, for the refunding of certain city taxes, paid Jno. W. Coons, City Treasurer, on 28th day of September, 1872, to the amount of twenty-eight dollars and twenty-five cents (\$28.25), less one dollar and twenty-five cents (\$1.25), collector's costs.

Would respectfully report, after careful investigation, we find the facts as represented in petition true, and recommend the payment of twenty-seven (\$27) dollars, as per petition, with interest, as authorized by law, from September 28, 1872.

7th. Is a petition of Henry G. Hannaman, to refund twenty-two dollars and seventy-six cents (\$22.76), amount of tax-sale certificate.

Would respectfully report, after careful investigation, we find the facts as represented in petition true, and recommend the payment of above amount, with legal interest from February 14th, 1878.

Respectfully submitted,

Leon Kahn,  
C. F. Wiese,  
H. J. Prier,  
M. L. Brown,  
Peter F. Bryce,  
Committee on Finance.

The Committees on Printing, through Councilman Hamilton, submitted the following report; which was concurred in:

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

Your Committees on Printing, in accordance to your orders, have forwarded the procurement of city statistics asked for by the State Bureau of Statistics and Geology. The supervision of the field work and the tabulating of the returns made by the enumerators, we placed in the hands of Geo. H. Fleming. During the three weeks ending on last Saturday, we have had an average of eleven enumerators at the outside work. The expense of the field work and principal portion of the office work, thus far, has been \$380. The aggregate expense, including printing and stationery required, to date, will be a trifle under \$500.

We would respectfully ask that you make the allowances we have had inserted in the miscellaneous appropriation ordinance this evening introduced, and authorize us to make further drafts upon the city treasury during current month, to complete the work.

Respectfully submitted,

F. W. Hamilton,  
M. McGinty,  
M. L. Brown,  
D. W. Grubbs,  
Committees on Printing.

The Committees on Public Property, through Councilman Tucker, submitted the following report:

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

*Gentlemen*:—Your Joint Committees on Public Property and Parks would most respectfully and earnestly ask that they be authorized to purchase at least 250 trees for Military Park. Unless some action is taken in this matter the grounds referred to will in a short time be, as a place of resort, no better than a cow pasture. Our city at best is poorly provided with places of resort for the public, and as the expense of making Military Park attractive to those frequenting it is so small, your joint committees trust they may be authorized to expend \$60.00 for the purchase of trees.

Respectfully submitted,

W. H. Tucker,  
H. G. Carey,  
W. E. Shilling,  
H. Coburn,  
James T. Layman,  
W. F. Piel,  
Joint Committees on Public Property.

On motion by Councilman Downey, the foregoing report was laid on the table, by the following vote;

AYES, 13—viz. Councilmen Bermann, Carey, Dowling, Downey, Kahn, Lamb, Morrison, McGinty, McKay, O'Connor, Prier, VanVorhis, and Wiese.

NAYS, 12—viz. Councilmen Bieler, Brown, Bryce, Hamilton, Harmening, King, Pearson, Rooker, Sheppard, Shilling, Tucker, and Wood.

Councilman Tucker, in behalf of certain joint committees, submitted the following reports; which were received:

To the Mayor and Common Council:

*Gentlemen*:—At a meeting of the Joint Committees on Markets and Public Property, together with the Citizens' Committee appointed by the Merchants' Exchange, to whom was referred the matter of devising means for the erection of a Market and Public Hall on the East Market Space, a Sub-Committee, consisting of W. H. Tucker, H. G. Carey, J. M. Ridenour, J. Caven, and S. Mossler, was appointed to prepare a plan for raising funds for said purpose.

At a subsequent meeting of said Joint Committees, held November 22, 1879, said Sub-Committee presented their report, which is transmitted herewith, and so much thereof as recommends the advertising for plans for a building, was approved.

J. Caven,	W. E. Shilling,
H. Coburn,	Geo. King,
W. F. Piel,	C. H. Harmening,
John Newman,	W. H. Tucker,
Sol. Mossler,	Henry Bermann,
H. G. Carey,	John A. Henry,
	City Attorney.

The Sub-Committee, to whom was referred the consideration of the subject of a Hall and Market, report that in their opinion the erection of such a building is much to be desired and important to the city's interest.

The committee have considered three important points—first, the general plan; second, how to procure the necessary funds; and third, how to make it self-sustaining. On the first point, "the general plan," we are of opinion that a market should be built covering the entire space, and divided into market stalls to be leased to the best advantage, and above a large Hall capable of seating 9,000 to 10,000 persons, and being the largest in the United States, which we deem it important it should be; and also rooms and halls for the City Officers, Aldermanic and Council Chambers, and Police Court. In the future, when the Jail is rebuilt, the city should join and have the Station House in the same building, and the Police Court above.

The question of how to provide the funds is the most difficult. Under our laws the city can not erect public buildings or other important works except by some indirect process, as we can neither borrow or accumulate, and, in this matter it will be necessary to devise some unusual mode or do without for all time, and lacking the essentials of a city. One plan suggested was to invite private capital to build and the city to guarantee a certain rate of interest until the principal was paid, we having no legal power to contract to pay the principal, and hence would be a loan at the pleasure of the city as to payment of principal; and as it is an unusual mode, whether private capital would so invest could only be ascertained by advertising for proposals.

The city owns \$500,000 Belt R. R. bonds, due in 17 years from January 1, 1880. These bonds we could sell by consent of the R. R. Co. (which we believe could be obtained), and would sell readily at or above par. We have now on hand money of the Tomlinson estate to the amount of \$20,114.70, and the estate is appraised at \$70,000, but as the net income realized last year was equal to six per cent. on \$51,700, perhaps that would be the true estimate of present value.

If we sold \$250,000 of the Belt R. R. bonds, this would put us at once in possession of the amount probably needed, so that we could proceed to build next spring, and have it ready for occupancy by October, 1881.



In exchange for the Belt R. R. bonds there is outstanding an equal amount of City bonds, on which we pay interest, and the R. R. pays the same amount to the city, and when these bonds would become due and the R. R. takes up theirs, and with the proceeds the city would take up hers; but if we sell \$250,000 of these bonds, we would then be obliged to provide from other resources \$15,000 of interest per annum, and also for the payment of \$250,000 at the end of 17 years; and the questions are how to meet these expenditures, and if they could be realized out of the project itself.

The place is 420 feet by 195. With two passage ways, each 20 feet wide, running from east to west, would make six fronts 420 feet long, 1046 feet being outside frontage, which, giving 12 feet to a stall, would make 87 outside; but taking, say 85 feet for entrances to the Hall, would leave 80 outside stalls, which we think ought to average \$150 rental per annum, making \$12,000. The stalls on the north side might not rent for so much, but those on the east, west, and south would probably bring up the average. After reserving space for heating apparatus and store rooms for furniture, there could be 100 inside stalls, which we would estimate at an average of \$50, making \$5,000, or a total rental of \$17,000 from the markets alone, or \$2,000 more than sufficient to meet the interest, and being 6 per cent. on \$283,333. Tables six feet by four on the curbstone now lease for ten cents a morning, and \$50 per year would be only sixteen cents a day for a stall 25 feet by 11, with a cellar and every convenience, to be occupied all the time.

Should these expectations be realized (that the rental would meet the current interest), we still have the big question of meeting the payment of \$250,000 at the end of 17 years. What rental the Hall would produce would be largely conjecture. Its unusual size would attract a certain unusual occupancy, and lose another usual to ordinary halls. It could probably be occupied thirty days every year for an Exposition, at \$100 per day, and every other year could be rented and realize largely from political meetings. The Academy of Music rented for such purposes for \$100 per night. Allowing two years for building, if the Hall would realize \$2,000 per year for 15 years, this, if invested and compounded every year at 6 per cent, by the time the bonds became due would amount to \$47,000.

The Tomlinson property was willed to the city "to be used in the erection of buildings for the use of citizens and city authorities (what are commonly termed 'Public Buildings') on the west end of the East Market House," and the agreement with Mrs. Tomlinson provides "that the rents and profits from such property after deducting therefrom only the expenses, shall be used for the purpose provided \*

\* \* in the will, and for no other purpose whatever."

The net income last year was \$3,104.29, equal to 6 per cent. on \$51,500, and if we can assume it will realize \$3,000 per year for 17 years, this amount compounded and invested every year at 6 per cent. would amount to \$90,000. Estimating the property now at \$50,000, an advance in value of 3 per cent. per year for 17 years would at the end of that time be \$100,000. Great changes will be wrought in this city in the next 17 years, and we think will justify the assumption of the doubling of values of well located real estate in that time.

The city is paying the county a rental, including lighting and warming, of \$3,000 per year, and the lease will expire December 31st, 1882. We could then take possession of our building, and allowing \$1,000 for light and heat, we could pay a rental of \$2,000 per year to the Hall sinking fund, and this invested and compounded every year at 6 per cent. for 14 years would amount to \$43,000.

Should we sell these bonds, they need not all be sold at once, but say \$100,000 this spring, and \$150,000 next, so as to save interest as long as possible.

Estimating the cost of the building at \$270,000, the account might stand about thus:—

Cost.....	\$ 270,000
Interest on \$100,000 two years.....	12,000
Interest on 150,000 one year.....	9,000
	<hr/>
	\$ 291,000

## Resources in 17 years—

Rents from Hall.....	\$ 47,000
Rents from City.....	43,000
Rents from Tomlinson Estate.....	90,000
Sale of Tomlinson Estate .....	100,000
Cash on hand.....	20,000
	<hr/>
	\$ 300,000

At the end of 17 years the Tomlinson estate being sold, income from that source would cease, and the two hundred and fifty thousand of bonds having been taken up, outgo from that source would cease, and the result a superior Market, the largest Hall in the United States, city buildings free of rental, and on our present assumed basis of rental an income of \$17,000 per year.

We have estimated accumulated aggregates by assuming that income from this source ought to be credited to and invested for its benefit, and if the city uses its funds should pay interest on it as if borrowed from any other creditor, and at the end of each six months or a year, if not actually paying such interest, should add it to the principal and pay interest on it, which would swell this fund and yet be exactly the same to the city as if borrowed from any other creditor, and as with our present taxation the city will be a continual borrower, we might as well borrow from that fund as from any other lender.

In 1889 \$110,000 of our bonds will become due, and in 1890 \$45,000 more, which we might take up with monies of this fund, if any on hand. Could we by this process invest the Tomlinson estate in accordance with the wish of the testator, and turn this unsightly space into a great Market and Hall and city buildings, having paid for themselves and being a source of income, it certainly would have accomplished great results.

The plan we suggest would certainly, and at once, place us in possession of the necessary building fund, and solving absolutely that apparently difficult question; yet in its after bearings is not without complications and contingencies.

We were not called upon to consider the best plan, being free to choose, but to devise a possible one. It is either something like this or not at all at any time, however far in the future, as under existing laws we can not borrow or tax for more than sufficient to economically meet current expenses.

One matter might be thought premature here, but this committee feel it is one that should not at any time be unthought of. It is, almost without exception, the fact that public buildings cost vastly more than originally estimated, but being begun must go on at any cost. We must not commit this mistake, and enter upon some great indefinite expenditure. Before we commit ourselves we should know precisely what it will cost—have positive contracts with responsible contractors, and good bonds.

Your committee would recommend that the city advertise for plans and specifications for fire-proof buildings, to cover the entire East Market Square, embracing in the design a Market, large Hall, and City Buildings; and if something satisfactory is received, then advertise for proposals to build, with the right to reject any and all bids, for until this is done the cost is to some extent conjecture, and if then found that it can be built inside of \$300,000, the committee have considerable confidence it might be self-sustaining, and in the period designated go far towards paying its first cost out of the resources mentioned, and be thereafter a source of income.

In pursuing this course we commit ourselves to nothing that will cost much until we find just what we do want and what it will cost, and then if beyond our ability the matter can be dropped and no harm done, and with the consciousness of having made an honest effort to do something to build up our city, and failing only because success was impossible.

J. Caven,  
J. M. Ridenour,  
W. H. Tucker,  
H. G. Carey,  
Sol. Mossler,  
Sub-Committee.

Councilman Downey offered the following motion; which was adopted:

That the subject of the erection of a Market, Hall, and City Buildings on the East Market Square be referred to the Committees on Judiciary and Finance, to report back a form of advertisement for plans and specifications for the erection of said Market and Hall.

The Committees on Railroads, through Councilman Prier, submitted the following reports; which were severally concurred in:

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

*Gentlemen.*—Your Committees on Railroads, to whom was referred a petition praying for an extension of the Citizens' Street Railway on the Massachusetts and College avenue line from Seventh street to Tenth street, would respectfully recommend, that on account of the large expenditures made the past season by the Citizens' Street Railway in building new lines and improving the old ones, that they be not compelled to extend said line until March 1st, 1880.

H. J. Prier,  
Leon Kahn,  
C. F. Rooker,  
Hiram Seibert,  
H. E. Drew,  
James T. Layman,  
Joint Committees on Railroads.

---

Indianapolis, December 1, 1879.

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

*Gentlemen.*—Your Committee on Railroads, to whom was referred a resolution October 20, 1879, prohibiting the Citizens' Street Railway Company from placing cinders upon their tracks, would respectfully recommend that said company be prohibited from placing cinders on the Illinois street line, unless consented to by citizens along said line.

H. J. Prier,  
C. F. Rooker,  
Leon Kahn,  
Council Committee.  
H. E. Drew,  
James T. Layman,  
H. Seibert,  
Aldermanic Committee.

---

Indianapolis, October 20, 1879.

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

*Gentlemen.*—Your Committee on Railroads, to whom was referred a motion July 21st, instructing us to inquire into the fact as to whether or not the Citizens' Street Railway Company is complying with the terms and conditions of its charter, beg leave to report that we, with the City Attorney, have given the matter a careful investigation, and are of the opinion that they are making a reasonable effort to comply with the conditions and terms of their charter—with the exception that they fail to announce the streets after night—and we would respectfully recommend that they be required to have their drivers announce all street crossings after night, as required by their charter.

H. J. Prier,  
Leon Kahn,  
C. F. Rooker,  
James T. Layman,  
H. E. Drew,  
Joint Committee on Railroads.

The Committees on Sewers and Drainage, through Councilman Kahn, submitted the following report:

To the Mayor and Common Council:

*Gentlemen.*—The matter of constructing a brick sewer from the intersection of Coburn and East streets, in and along said East street to Yeiser street; thence in and along said Yeiser street to, and connecting with the Madison avenue sewer, having been referred to the Council and Aldermanic Committees on Sewers and Drainage, would respectfully report as follows:

We would recommend that, if a sewer is desired in that locality, that an ordinance be introduced, in conformity with other ordinances regulating the building of sewers, and that the sewer be not built until next spring.

Respectfully submitted,

Leon Kahn,  
John R. Pearson,  
Council Committee.  
H. Seibert,  
H. E. Drew,  
W. F. Piel,  
Aldermanic Committee.

Councilman Tucker, from same committee, submitted the following minority report:

To the Mayor, Common Council and Board of Aldermen:

I desire to make the following as a minority report, and recommend that the contract for building of sewer from the intersection of Coburn and East streets; thence south to Yeiser, thence west on Yeiser to Madison avenue, connecting with the Madison avenue sewer, be awarded to the lowest and best bidder, Aug. Bruner—said sewer not to be built before spring.

Most respectfully,

W. H. Tucker,  
Member of Committee on Sewers and Drainage.

Councilman Bieler moved to concur in the minority report, which motion was laid on the table.

The majority report was then concurred in.

The Committee on Streets and Alleys, through Councilman Downey, submitted the following report; which was concurred in:

*Indianapolis, December 1, 1879.*

To the Mayor and Common Council:

*Gentlemen.*—Your Committee on Streets and Alleys, to whom was referred sundry papers for investigation, say we have investigated the same, and report thereon as follows:

1st. Is a petition of Mary L. Lee, for damages claimed by her on account of improving first alley south of Washington street, running off of Benton street east.

Report the same ought to be indefinitely postponed.

2d. Motion in reference to lettering streets, etc.

We request further time on same, and ask the Finance Committee be added.

3d. In reference to S. O. 68, 1879, and remonstrance thereto.

This proposed ordinance is to grade, and pave with brick, the south sidewalk of Seventh street, from Meridian street to Illinois street. Your committee think that said ordinance should not pass and said work be not done, at any rate before the spring of 1880.

4th. Motion to grant Henry B. Sherman, lessee of the Dennison House, permission to put in scales on Wabash street, on the east of said premises.

Your committee report against the passage of said motion, but in favor of allowing him to put the same in the alley running north and south, and in the rear and immediately adjacent to said premises, under the direction of the City Civil Engineer.

5th. This is a motion to allow William Conover to place a coal scale on South West street, immediately north of Kingan's side track.

We recommend permission for the same be granted, and the work be done under the direction of the City Civil Engineer.

6th. Is a motion that William Buschman be allowed to sink a place for waste water, under the sidewalk on St. Mary street, adjoining his property.

We think it inexpedient to make a precedent of this kind, and recommend the indefinite postponement of the motion.

7th. Petition to vacate an alley and four lots, fully described by diagram attached thereto, the original of which is attached to and made a part of this report.

Your committee recommend that so much of said petition as relates to said alley be granted, under the proper laws regulating vacations of alleys, and that the balance of said petition be refused.

Respectfully submitted,

Jno. T. Downey,  
John O'Connor,  
C. H. Harmening,  
Committee on Streets and Alleys.

#### MESSAGES AND PAPERS FROM THE BOARD OF ALDERMEN.

The following message was read and received :

To the Mayor and Common Council :

*Gentlemen* :—At a regular session of the Board of Aldermen, held on November 5th, 1879, said body determined to adhere to its action of October 8th, when it refused to pass Ap. O. 61, 1879, "An Ordinance appropriating the sum of Four Hundred Dollars, to be paid to the Chief of Police and Street Commissioner, to defray the expense of keeping and maintaining a horse and vehicle by each of said officers," thus refusing to concur in the action of your honorable body, of October 6th, when you passed said ordinance, and in your action of November 3d, when you determined to adhere to your former action in passing said ordinance.

For the Board of Aldermen :

GEO. T. BREUNIG, Clerk.

Councilman Kahn moved that this body recede from its former action in passing said ordinance.

Which motion failed of adoption by the following vote :

**AYES**, 10—viz. Councilmen Carey, Hamilton, Kahn, Morrison, McKay, O'Connor, Sheppard, Shilling, VanVorhis, and Wiese.

**NAYS**, 14—viz. Councilmen Bermann, Brown, Bryce, Dowling, Downey, Harmening, King, Lamb, McGinty, Pearson, Prier, Rooker, Tucker, and Wood.

## APPROPRIATION ORDINANCES.

The following entitled Appropriation Ordinances were introduced, and were severally read the first time :

By the Fire Board, through Councilman Tucker :

Ap. O. 75, 1879—An Ordinance appropriating money for the payment of sundry claims against the City of Indianapolis, on account of the Fire Department.

By the Hospital Board, through Councilman Morrison :

Ap. O. 76, 1879—An Ordinance appropriating money for the payment of sundry claims against the City of Indianapolis, on account of the City Hospital and Branch.

By the Police Board, through Councilman Downey :

Ap. O. 77, 1879—An Ordinance appropriating money for the payment of sundry claims against the City of Indianapolis, on account of Station Houses.

By the Committees on Accounts and Claims, through Councilman Van-Vorhis :

Ap. O. 78, 1879—An Ordinance appropriating money for the payment of sundry claims against the City of Indianapolis, on account of per diem due the members of the Police and Fire Departments, from May 16th to 27th, inclusive, 1878.

Ap. O. 79, 1879—An Ordinance appropriating money for the payment of sundry claims against the City of Indianapolis.

By the Committees on Printing, through Councilman Hamilton :

Ap. O. 80, 1879—An Ordinance appropriating money for the payment of sundry claims against the City of Indianapolis, on account of Printing, Stationery, Advertising, and City Statistics.

Appropriation Ordinance 75, 1879, was then read the second time, and ordered to be engrossed.

Appropriation Ordinance 76, 1879, was then read the second time, and ordered to be engrossed.

Appropriation Ordinance 77, 1879, was then read the second time, and ordered to be engrossed.

Appropriation Ordinance 78, 1879, was then read the second time, and ordered to be engrossed.

Appropriation Ordinance 79, 1879, was then read the second time, and ordered to be engrossed.

Appropriation Ordinance 80, 1879, was then read the second time, and ordered to be engrossed.

Ap. O. 75, 1879—An Ordinance appropriating money for the payment of sundry claims against the City of Indianapolis, on account of the Fire Department. [Amount appropriated, \$376.82.]

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

AYES, 23—viz. Councilmen Bermann, Bieler, Bryce, Carey, Dowling, Downey, Hamilton, Kahn, King, Lamb, Morrison, McGinty, McKay, O'Connor, Pearson, Prier, Rooker, Sheppard, Shilling, Tucker, VanVorhis, Wiese, and Wood.

NAYS—None.

Ap. O. 76, 1879—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, \$917.25.]

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

AYES, 23—viz. Councilmen Bermann, Bieler, Bryce, Carey, Dowling, Downey, Hamilton, Kahn, King, Lamb, Morrison, McGinty, McKay, O'Connor, Pearson, Prier, Rooker, Sheppard, Shilling, Tucker, VanVorhis, Wiese, and Wood.

NAYS—None.

Ap. O. 77, 1879—An Ordinance appropriating money for the payment of sundry claims against the City of Indianapolis, on account of Station-Houses. [Amount appropriated, \$221.78.]

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

AYES, 23—viz. Councilmen Bermann, Bieler, Bryce, Carey, Dowling, Downey, Hamilton, Kahn, King, Lamb, Morrison, McGinty, McKay, O'Connor, Pearson, Prier, Rooker, Sheppard, Shilling, Tucker, VanVorhis, Wiese, and Wood.

NAYS—None.

Ap. O. 78, 1879—An Ordinance appropriating money for the payment of sundry claims against the City of Indianapolis, on account of per deim due the members of the Police and Fire Departments, from May 16th to 27th, inclusive, 1878. [Amount appropriated, \$449.60.]

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

AYES, 23—viz. Councilmen Bermann, Bieler, Bryce, Carey, Dowling, Downey, Hamilton, Kahn, King, Lamb, Morrison, McGinty, McKay, O'Connor, Pearson, Prier, Rooker, Sheppard, Shilling, Tucker, VanVorhis, Wiese, and Wood.

NAYS—None.

Ap. O. 79, 1879—An Ordinance appropriating money for the payment of sundry claims against the City of Indianapolis. [Amount appropriated, \$18,290.59.]

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

AYES, 23—viz. Councilmen Bermann, Bieler, Bryce, Carey, Dowling, Downey, Hamilton, Kahn, King, Lamb, Morrison, McGinty, McKay, O'Connor, Pearson, Prier, Rooker, Sheppard, Shilling, Tucker, VanVorhis, Wiese, and Wood.

NAYS—None.

Ap. O. 80, 1879—An Ordinance appropriating money for the payment of sundry claims against the City of Indianapolis, on account of Printing, Stationery, Advertising, and City Statistics. [Amount appropriated, \$690.58.]

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

**AYES, 23**—viz. Councilmen Bermann, Bieler, Bryce, Carey, Dowling, Downey, Hamilton, Kahn, King, Lamb, Morrison, McGinty, McKay, O'Connor, Pearson, Prier, Rooker, Sheppard, Shilling, Tucker, VanVorhis, Wiese, and Wood.

**NAYS**—None

During the pendency of Ap. O. 79, 1879, Councilman VanVorhis called attention to the following condition attached to the account of "The Water-Works Co. of Indianapolis," which proviso was referred to the Committees on Water :

"The above bill is presented by the Water-Works Company subject to the following understanding, to-wit: That there is a dispute between the City and said company, as to whether certain eighty hydrants shall be paid for by the city or not. That rent for said eighty hydrants is not included in this bill, and that said eighty hydrants are reserved for a separate settlement and adjustment between the city and said company, the claim not being waived by the presentation of this bill.

SIDNEY M. DYER, Sec'y."

#### NEW ORDINANCES.

Under this order of business, the following entitled ordinances were introduced, and were severally read the first time :

By Councilman Bieler :

**G. O. 68, 1879**—An Ordinance authorizing the City Clerk to appoint a Deputy to assist the Committees and Official Boards of the Common Council and Board of Aldermen in the better performance of their duties, prescribing the duties, and providing for the compensation of such Deputy, and repealing all ordinances in conflict therewith.

On motion by Councilman McKay, the rules were suspended by the following vote, for the purpose of placing the above entitled ordinance on its second and third reading and final passage, viz. :

**AYES, 18**—viz. Councilmen Bieler, Brown, Bryce, Carey, Downey, Hamilton, Harmening, Kahn, King, Lamb, Morrison, McKay, Prier, Shilling, Tucker, VanVorhis, Wiese, and Wood.

**NAYS, 7**—viz. Councilmen Bermann, Dowling, McGinty, O'Connor, Pearson, Rooker, and Sheppard.

The above entitled ordinance (G. O. 68, 1879) was then read the second time, ordered to be engrossed, read the third time, and passed by the following vote :

**AYES, 19**—viz. Councilmen Bermann, Bieler, Brown, Bryce, Carey, Downey, Hamilton, Harmening, Kahn, King, Lamb, Morrison, McKay, Pearson, Prier, Shilling, Tucker, VanVorhis, and Wood.

**NAYS, 6**—viz. Councilmen Dowling, McGinty, O'Connor, Rooker, Sheppard, and Wiese.



By Councilman Harmening :

S. O. 71, 1879—An Ordinance to provide for grading and graveling Ohio street and sidewalks, from Arsenal avenue to State avenue.

The above entitled ordinance was accompanied by the following petition ; which was received :

*Indianapolis*, November 19, 1879.

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

*Gentlemen* :—The undersigned, owners of the real estate fronting on Ohio street, between Arsenal avenue and State avenue, respectfully petition for the passage of an ordinance providing for grading and graveling said street and sidewalks, between the points above named.

And your petitioners will ever pray, etc.

B. W. Heitkam, James Landers, James Dobson,  
Henry Missay, J. H. Forrest.

By Councilman Wood :

S. O. 72, 1879—An Ordinance to provide for grading, and paving with brick, the east sidewalk of Kentucky avenue (where not already properly paved), from Missouri street to Merrill street.

S. O. 73, 1879—An Ordinance to provide for grading, and paving with brick, the west sidewalk of West street (where not already properly paved), from Washington street to Merrill street.

By Councilman Bieler :

S. O. 74, 1879—An Ordinance to provide for constructing a brick sewer, at the expense of the city, from the intersection of Coburn and East streets, in and along East street to Yeiser street ; thence in and along Yeiser street to, and connecting with, the Madison avenue sewer.

On motion, the above entitled ordinance was referred to the Committee on Sewers and Drainage.

Councilman Sheppard was excused.

#### MISCELLANEOUS.

Councilman Bieler offered the following motion ; which was adopted :

That the Committees on Accounts and Claims be, and are hereby, instructed to report in their next appropriation ordinance, allowances in favor of the Deputy-City Assessors, from May 16th to 27th, inclusive, 1878, for amount due them, as is shown by the claims now on file in the City Clerk's office.

Councilman Bieler offered the following motion ; which was referred to the Council and Aldermanic Committees on Water and the Fire Board :

That the Indianapolis Water-Works Company be, and are hereby, instructed to lay water mains in and along Lincoln street, from Madison avenue to East street ; thence in and along East street from Lincoln street to Coburn street.

Councilman Brown offered the following motion ; which was adopted :

That the Chief of the Fire Department be, and is hereby, authorized and directed to take charge of the placing of fire insurance on the property belonging to said Department.

Councilman Dowling offered the following motion ; which was referred to the Board of Public Improvements :

That the Street Commissioner be directed to fill the chuck-holes on Noble street, between Washington street and Market street.

Councilman Downey presented the following petition ; which was referred to the Finance Committee :

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

*Gentlemen.*—We, the undersigned, respectfully request that you take necessary steps to connect the city offices with the central office of the Telephone Company. It will aid considerably the transaction of business, and save time and expense in many ways.

Respectfully submitted,

Jos. T. Magner,  
M. F. Connett,  
G. S. Wright,  
W. G. Wasson,  
L. A. Fulmer,

Dr. W. Wands,  
W. E. Jeffries, Sec'y,  
Per Thos. N. Watson,  
Sanitary Police.

Councilman King offered the following motion ; which was referred to the Board of Public Improvements :

That the Street Commissioner be instructed to clean the west gutter of West street, from North street to First street.

Councilman King offered the following motions ; which were adopted :

That the Street Commissioner be instructed to notify the owner of property No. 336 West North street, to remove brick-bats from street in front of said number.

That the Committees on Water report on a motion referred to them August 18th, 1879, namely: "That a drinking fountain be erected at the intersection of Indiana avenue and North street."

Councilman Lamb offered the following motion ; which was adopted :

That the Street Commissioner be instructed to make a walk, with broken stone, across New Jersey street, at the Union track crossing.

Councilman Lamb offered the following motion ; which was referred to the Committees on Bridges, with power to act :

That the Board of Public Improvements instruct the Street Commissioner to at once re-plank the bridge over Pogue's Run, at the Virginia avenue crossing.

Councilman McGinty was excused.

Councilman McKay offered the following motion ; which was adopted :

That Dewey, Twiname & Graham be allowed thirty days further time to complete the alley improvement, under contract to them, between Lincoln avenue and Seventh street and Columbia ave and Yandes street.

Councilman Tucker presented the following petition ; which was referred to the Committees on Judiciary and Accounts and Claims :

*Indianapolis, December 1, 1879.*

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

On the twenty-first (21st) day of November, 1879, while driving north on Virginia avenue, and in crossing the bridge which covers Pogue's Run, my horse was suddenly and violently felled to the ground, caused by the defective condition of said bridge, thereby damaging my horse, wagon, and harness to the amount of seventy-eight dollars (\$78.00).

I hereby present this matter to your honorable body for favorable consideration, and ask to be reimbursed for the damages sustained to the amount of \$78.00.

Respectfully,

E. T. A. AKASS,

21 Fletcher avenue, Indianapolis, Ind.

Councilman Tucker offered the following motion ; which was adopted :

That His Honor, the Mayor, Common Council and Board of Aldermen, and City Officers, together with the Fire Department, join in the parade of the Reception tendered to General Grant on December 9th, 1879.

Councilman Morrison moved that a committee of three be appointed to make arrangements, procure carriages, etc.

Which motion was adopted, and Councilmen Morrison, Downey, and Lamb appointed as such committee.

Councilman Tucker offered the following motion ; which was adopted :

That the Joint Committees on Public Property be authorized to purchase and have hauled into Military Park, to fix the walks in said park, 20 loads of gravel ; also, to purchase 25 pounds of nails, for the purpose of repairing the gates and fences.

Councilman Wood offered the following motion :

That the City Clerk be, and is hereby, instructed to charge all allowances made to employes of the city on account of back pay, to the account known as "damages and costs."

Which was adopted by the following vote :

**AYES**, 14—viz. Councilmen Bieler, Brown, Bryce, Downey, Hamilton, Harmening, Lamb, Morrison, McKay, Pearson, Rooker, Shilling, Tucker, and Wood.

**NAYS**, 9—viz. Councilmen Bermann, Carey, Dowling, Kahn, King, O'Connor, Prier, VanVorhis, and Wiese.

Councilman Wood offered the following motion ; which was referred to the Board of Public Improvements :

That the Street Commissioner be, and is hereby, instructed to clean the gutters on Chesapeake alley, between West street and the first alley east.

Councilman Wood offered the following motion ; which was adopted :

That Mahlon Thompson be, and is hereby, granted permission to lay a roadway across the sidewalk in front of his property on Washington street, between West and Missouri streets, the same to be laid with good bowlders, and under the instructions of the City Civil Engineer.

Councilman McKay offered the following motion ; which was adopted :

That the City Clerk be, and is hereby, ordered to turn over to the City Treasurer thirty dollars, received of Captain Rieve as license for exhibiting the Strasburg clock.

Councilman Dowling offered the following motion ; which was adopted :

That the Board of Health be, and is hereby, instructed to report, at the next meeting of this Council, whether or not, in their opinion, the Surgical Institute is a hospital.

Councilman Prier was excused.

#### ORDINANCES ON SECOND AND THIRD READING.

Councilman Kahn moved that this Council now adjourn ; which motion failed of adoption by the following vote :

**AYES**, 9—viz. Councilmen Bieler, Brown, Bryce, Carey, Harmening, Kahn, King, Lamb, and Wiese.

**NAYS**, 13—viz. Councilmen Bermann, Dowling, Downey, Hamilton, Morrison, McKay, O'Connor, Pearson, Rooker, Shilling, Tucker, VanVorhis, and Wood.

Councilman Bieler was excused.

Special Ordinances 27, 56, 60, 64, and 65, 1879, were taken up, read the second time, and ordered to be engrossed.

**S. O. 63, 1879**—An Ordinance to provide for improving John street, from Peru avenue to Massachusetts avenue, by grading and graveling the roadway, bowldering the gutters, and curbing with stone and paving with brick the sidewalks thereof.

Was read the second time, and on motion by Councilman Hamilton, was amended by striking out all that relates to bowldering the gutters and curbing and paving the sidewalks ; and was further amended by providing for the graveling of the sidewalks with good river or creek gravel.

Said ordinance, as amended, was then ordered to be engrossed.

- S. O. 27, 1879—An Ordinance to provide for grading, and paving with brick, the west sidewalk of Maple street, between Ray and McCarty streets.

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

**AYES**, 21—viz. Councilmen Bermann, Brown, Bryce, Carey, Dowling, Downey, Hamilton, Harmening, Kahn, King, Lamb, Morrison, McKay, O'Connor, Pearson, Rooker, Shilling, Tucker, VanVorhis, Wiese, and Wood.

**NAYS**—None.

- S. O. 56, 1879—An Ordinance to provide for paving with brick, and curbing with stone the sidewalks, and bowldering the gutters of McCarty street, from Delaware street, west, to the Jeffersonville, Madison & Indianapolis Railroad tracks.

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

**AYES**, 21—viz. Councilmen Bermann, Brown, Bryce, Carey, Dowling, Downey, Hamilton, Harmening, Kahn, King, Lamb, Morrison, McKay, O'Connor, Pearson, Rooker, Shilling, Tucker, Van-Vorhis, Wiese, and Wood.

**NAYS**—None.

- S. O. 60, 1879—An Ordinance to provide for curbing with stone the sidewalks, and bowldering the gutters (except where already curbed and bowldered), of Alabama street, from Washington street to Wabash street.

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

**AYES**, 21—viz. Councilmen Bermann, Brown, Bryce, Carey, Dowling, Downey, Hamilton, Harmening, Kahn, King, Lamb, Morrison, McKay, O'Connor, Pearson, Rooker, Shilling, Tucker, VanVorhis, Wiese, and Wood.

**NAYS**—None.

- S. O. 63, 1879—An Ordinance to provide for improving John street, from Peru avenue to Massachusetts avenue, by grading and graveling the roadway and sidewalks thereof.

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

**AYES**, 21—viz. Councilmen Bermann, Brown, Bryce, Carey, Dowling, Downey, Hamilton, Harmening, Kahn, King, Lamb, Morrison, McKay, O'Connor, Pearson, Rooker, Shilling, Tucker, VanVorhis, Wiese, and Wood.

**NAYS**—None.

- S. O. 64, 1879—An Ordinance to provide for grading and bowldering the south gutter of St. Clair street, from Massachusetts avenue to the west line of lot 2, in out-lot 42.

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

**AYES**, 21—viz. Councilmen Bermann, Brown, Bryce, Carey, Dowling, Downey, Hamilton, Harmening, Kahn, King, Lamb, Morrison, McKay, O'Connor, Pearson, Rooker, Shilling, Tucker, VanVorhis, Wiese, and Wood.

**NAYS**—None.

- S. O. 65, 1879—An Ordinance to provide for grading, and paving with brick (where not already paved), the east sidewalk of Park avenue, between Cherry street and Christian avenue.

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

**AYES**, 21—viz. Councilmen Bermann, Brown, Bryce, Carey, Dowling, Downey, Hamilton, Harmening, Kahn, King, Lamb, Morrison, McKay, O'Connor, Pearson, Rooker, Shilling, Tucker, VanVorhis, Wiese, and Wood.

**NAYS**—None.

G. O. 63, 1879—An Ordinance to amend section 8 of an ordinance entitled "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."

Was read the second time.

Councilman VanVorhis presented the following communication; which was received :

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

53The undersigned, being members of the medical staff of the City Dispensary, with other practicing physicians of this city, would respectfully beg leave to set before you the following facts in regard to the resident physicians of the Dispensary, and request that certain changes (hereafter mentioned) may be made, if, after due consideration you deem them just and reasonable.

That the resident physicians at the Dispensary (two in number), with a prescription clerk, are attending to all the pauper practice of this city, outside the City Hospital, including the Station House, and all surgical and obstetrical business; for the faithful discharge of which duties they are held responsible by you. That besides a large amount of business done at their office, requiring several hours each day, they have a large visiting list of patients who require daily attendance at their homes, and these mostly living in distant parts of the city, too far to be reached at all times without the aid of some conveyance, which the present rates of remuneration will not justify them in employing without drawing upon other resources.

By reference to their report, made to your committee, for the quarter ending October 31st, you will see what is the amount of labor they have performed—that during that period they treated over fourteen hundred patients, and have besides their office work made over three hundred visits per month (at a cost to the city of about eighteen cents per visit). This, perhaps, is as large a business as any medical firm of this city is doing, and without the necessary aids to facilitate their work—in short, that they are *over-worked* and *under-paid*. They do not expect to make money out of their positions, but simply to make a living out of them during the time they are engaged, and this they certainly can not do at the present rates. They are well educated and competent young men, and still are receiving less remuneration for their services than common laborers.

We, as members of the Dispensary Staff, without any interest personally in the matter, but the service we render gratuitously, have thought proper to send this communication, and respectfully recommend that the salaries of these officers be increased, severally, to four, five, and six hundred dollars per annum for Druggist, Assistant, and Superintendent—and we would state that in our judgment these are the minimum rates that should be allowed for these services.

All of which is respectfully submitted.

**DISPENSARY STAFF.**

F. S. Newcomer,  
J. M. Dunlap,  
I. C. Walker,  
W. B. Fletcher,

T. B. Harvey,  
J. A. Sutcliffe,  
Jno. Chambers,  
C. E. Wright,  
Henry Jameson.

J. L. Thompson,  
L. L. Todd,  
Joseph Eastman,  
Jno. A. Cominger,

Moses T. Runnels,  
R. N. Todd, M. D.,  
Wm. N. Wishard, M. D.,  
D. H. Oliver,  
R. H. Biggers,  
Orpheus Everts,  
C. H. Abbett,  
W. E. Jeffries,

O. S. Runnels,  
P. H. Jameson,  
A. W. Patterson,  
Wm. H. Wishard,  
L. Abbett,  
J. K. Bigelow,  
Chas. D. Pearson,  
E. Hadley,

Geo. Hasty,  
Dr. W. Wands,  
Theophilus Parvin,  
W. C. Cooper,  
D. O. Crist,  
L. D. Waterman,  
W. W. Butterfield,  
J. M. Kitchen.

Councilman Harmening moved that this Council now adjourn.

Which motion failed of adoption by the following vote :

**AYES**, 8—viz. Councilmen Bermann, Brown, Downey, Harmening, Kahn, King, Lamb, and Shilling.

**NAYS**, 12—viz. Councilmen Bryce, Carey, Dowling, Hamilton, Morrison, McKay, O'Connor, Pearson, Rooker, Tucker, VanVorhis, and Wiese.

Councilman Tucker moved to amend the above entitled ordinance by providing for the appropriation of \$200 to the Chief of Police, and \$200 to the Street Commissioner, for the maintenance of a horse and vehicle by each of said officers.

Councilman Lamb moved that this Council now adjourn.

Which motion was adopted by the following vote :

**AYES**, 11—viz. Councilmen Bermann, Brown, Bryce, Downey, Harmening, King, Lamb, O'Connor, Rooker, Shilling, and Wood.

**NAYS**, 10—viz. Councilmen Carey, Dowling, Hamilton, Kahn, Morrison, McKay, Pearson, Tucker, VanVorhis and Wiese.

**JOHN CAVEN**, Mayor,

President of Common Council.

Attest: **JOS. T. MAGNER**, City Clerk.