

PROCEEDINGS OF COMMON COUNCIL

REGULAR SESSION—JANUARY 21, 1889.

The Common Council of the City of Indianapolis, met in the Council Chamber, Monday evening, January 21st, A. D. 1889, at 7:30 o'clock, in regular session.

PRESENT—Hon. Caleb S. Denny, Mayor, and *ex officio* President of the Common Council, in the Chair, and 18 members, viz: Councilmen Burns, Cummings, Darnell, Davis, Dunn, Finch, Gasper, Gaul, Hicklin, Johnston, Long, McClelland, Parkinson, Smith, Stuckmeyer, Thalman, Trusler, and Wilson.

ABSENT, 7—viz: Councilmen Coy, Elliott, Kelley, Markey, O'Connor, Pearson, and Swain.

The Proceedings of the Common Council for the regular session held January 7th, 1889, having been printed and placed on the desks of the Councilmen, said Journals were approved as published.

COMMUNICATIONS, ETC., FROM THE MAYOR.

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

To the Common Council and Board of Aldermen:

Gentlemen:—During the month of December, 1888, there were collected in the Mayor's Court, the following amounts of fines and fees due to the city, to-wit:

Marshal's fees.....	\$187 50
Mayor's fees.....	144 60
Fines in city cases.....	27 10
Total.....	\$359 20

I paid said sum to the County Treasurer, for the use of the city, on the 11th inst., and deposited his receipt therefor with the City Clerk.

In addition to the amounts collected and paid into the city treasury, during the year 1888, as reported from month to month, I also collected the sum of \$3,149.90, fines in State cases, during said year, and paid the same to the County Treasurer, for the benefit of the School Fund.

The following is a summary of the collections and payments made by me during the three years I have held my present position:

1886.	
Total amount of fines and fees paid to City treasury	\$ 3,935 38
Total amount of fines paid to County treasury.....	2,526 65
1887.	
Total amount of fines and fees paid to the City treasury.....	4,314 50
Total amount of fines paid to County treasury.....	3,567 65

1888.

Total amount of fines and fees paid to City treasury	\$ 4,541 35
Total amount of fines paid to County treasury.....	3,149 90
Total amount for the three years.....	<u>*22,035 43</u>

Respectfully submitted,

Indianapolis, Jan. 21, 1889.

C. S. DENNY, Mayor.

REPORTS, ETC., FROM CITY OFFICERS.

The City Clerk submitted the following report, which was read and received:

To the Mayor, Common Council and Board of Aldermen:

Gentlemen:—I herewith submit a report of orders drawn upon the City Treasurer during the year 1888.

Respectfully submitted,

JNO. W. BOWLUS, City Clerk.

Board of Health.....	\$ 2,850 62
Bridges.....	2,744 10
Cemeteries.....	33 75
City Civil Engineer's Department.....	5,636 49
City Dispensary.....	4,748 76
City Hall.....	384 43
City Hospital and Branch.....	22,571 97
Cisterns.....	2,029 43
Fire Department—pay-rolls.....	63,591 00
Fire Department—accounts.....	18,503 85
Fountains and pumps.....	573 40
Gas.....	65,602 82
Incidentals.....	1,687 41
Insurance.....	117 50
Interest on bonds, redemption of bonds and temporary loans.....	164,020 75
Judgments and costs.....	1,401 31
Markets.....	988 20
Parks.....	2,254 90
Police.....	61,621 75
Printing.....	5,313 49
Public charities.....	600 00
Salary.....	27,565 96
Sewers.....	11,643 25
Station House.....	3,889 85
Street Improvements.....	12,242 47
Street openings and vacations.....	3,544 00
Street repairs—pay-rolls.....	33,717 91
Street repair—accounts.....	10,098 24
Taxes refunded.....	22 08
Water rent.....	34,675 27
Tomlinson Estate.....	264 15
Tomlinson Hall—janitors, supplies, incidentals and accounts.....	3,933 57

SPECIAL FUNDS.

Illinois Street Tunnel.....	\$4,670 40
Garfield Park.....	1,018 33

5,688 73

Total.....	<u>\$574,561 11</u>
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The City Clerk submitted the following report :

To the Mayor, Common Council and Board of Aldermen :

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

Geo. W. Seibert vs. Dion Boucicault, for.....	\$35 20
Geo. W. Seibert vs. Margaret J. Phillips, for.....	12 80
Geo. W. Seibert vs. Margaret J. Phillips, for.....	12 80
R. P. Dunning vs. Benj. Weed, for.....	31 60
Respectfully submitted,	Jno. W. BOWLUS, City Clerk.

Which was received.

On motion, the precept of Geo. W. Seibert vs. Dion Boucicault was referred to the City Attorney, and the remaining precepts ordered to issue, by the following vote :

AYES, 17—viz: Councilmen Darnell, Davis, Dunn, Finch, Gasper, Gaul, Hicklin, Johnston, Long, McClelland, Parkinson, Smith, Stuckmeyer, Thalman, Trusler, and Wilson.

NAYS, 2—viz: Councilmen Burns, and Cummings.

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

To the Mayor, Common Council and Board of Aldermen :

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

A first and final estimate in behalf of Freaney Brothers, for erecting four lamp-posts, lamps and fixtures, complete to burn gas, except the service pipes, on Fletcher avenue, between Linden and Spruce streets.

1,050 lineal feet, at 8 cents (\$21.00 per post).....\$84 00

A first and final estimate in behalf of Freaney Brothers, for erecting four lamp-posts, lamps and fixtures, complete to burn gas, except the service pipes, on Hoyt avenue, between Linden and Spruce streets.

1,050 lineal feet, at 8 cents (\$21.00 per post).\$84 00

A first and final estimate in behalf of George W. Seibert & Co., for grading and graveling Hendricks street and sidewalks, from Nebraska street to Lincoln Lane.

1,786 lineal feet, at \$1 33.....\$2,375 38
 3 extra yards of gravel at Nebraska street, at 75 cts..... 2 25

\$2,377 63

Respectfully submitted,
 S. H. SHEARER, City Civil Engineer.

The following estimate resolution was read :

Resolved by the Common Council and Board of Aldermen of the City of Indianapolis, That the accompanying first and final estimate in behalf of Freaney Brothers, for erecting four lamp-posts, lamps and fixtures, complete to burn gas, except the service pipes, on Fletcher avenue, between Linden and Spruce streets, be, and the same is hereby, adopted as the estimate of the Common Council and Board of Aldermen of said city; and that the property owners are hereby required to pay the sums set opposite their respective names.

And it was adopted by the following vote :

AYES, 20—viz: Councilmen Burns, Cummings, Darnell, Davis, Dunn, Finch, Gasper, Gaul, Hicklin, Johnston, Long, McClelland, O'Connor, Parkinson, Smith, Stuckmeyer, Swain, Thalman, Trusler, and Wilson.

NAYS—None.

The following estimate resolution was read :

Resolved by the Common Council and Board of Aldermen of the City of Indianapolis, That the accompanying first and final estimate in behalf of Freaney brothers, for erecting four lamp posts, lamps and fixtures, complete to burn gas, except the service pipes, on Hoyt avenue, between Linden and Spruce streets, be, and the same is hereby, adopted as the estimate of the Common Council and Board of Aldermen of said city; and that the property owners are hereby required to pay the sums set opposite their respective names.

And it was adopted by the following vote:

AYES, 20—viz: Councilmen Burns, Cummings, Darnell, Davis, Dunn, Finch, Gasper, Gaul, Hicklin, Johnston, Long, McClelland, O'Connor, Parkinson, Smith, Stuckmeyer, Swain, Thalman, Trusler, and Wilson.

NAYS—None.

The following estimate resolution was read :

Resolved by the Common Council and Board of Aldermen of the City of Indianapolis, That the accompanying first and final estimate in behalf of George W. Seibert & Co., for grading and graveling Hendricks street and sidewalks, from Nebraska street to Lincoln Lane, be, and the same is hereby, adopted as the estimate of the Common Council and Board of Aldermen of said city; and that the property owners are hereby required to pay the sums set opposite their respective names.

And it was adopted by the following vote:

AYES, 20—viz: Councilmen Burns, Cummings, Darnell, Davis, Dunn, Finch, Gasper, Gaul, Hicklin, Johnston, Long, McClelland, O'Connor, Parkinson, Smith, Stuckmeyer, Swain, Thalman, Trusler, and Wilson.

NAYS—None.

The following resignation was presented, read and accepted :

Indianapolis, Ind., Jan. 12, 1889.

To the Honorable CALEB S. DENNY, Mayor, and the Common Council and Board of Aldermen :

Gentlemen:—With profound gratitude for the honors you have conferred upon me in the past, and with my best wishes for the success and prosperity of the city, I hereby tender you my resignation, to take effect February 1st, 1889.

Very respectfully, S. H. SHEARER, City Civil Engineer.

S. Loftin, Treasurer for the City, submitted the following report; which was referred to the Committee on Finance :

REPORT OF RECEIPTS AND EXPENDITURES

Of the City of Indianapolis, from January 1st, 1888, to January 1st, 1889.

1888.

RECEIPTS.

	Taxes due city, May settlement.....	\$287,804 75
	Taxes due city, December settlement.....	155,344 16
	City miscellaneous receipts	75,821 48
Jan. 10 & 28.	Temporary loan.....	36,000 00
June 2.	Belt Railroad, paid interest coupons.....	15,000 00
" 29.	S. Loftin, Treasurer, paid city balance of fund turned over to him by H. W. Miller, ex-Treasurer, to pay outstanding time warrants.....	1,442 67
Aug. 10.	C. S. Denny, Mayor, paid (in printing warrants) on account of O. H. Hasselman's liability to city by reason of ex-Treasurer Pattison's deficiency.....	4,720 81
" 14.	Temporary loan.....	20,000 00
Sept. 10.	Temporary loan	35,000 00
Nov. 30.	Belt Railroad, paid interest coupons.....	15,000 00
Dec. 31.	Temporary loan	28,400 00
" 31.	Ten-twenty bonds sold to Winslow, Lanier & Co., New York, and deposited in their bank.....	110,000 00
		<u>\$784,533 87</u>

EXPENDITURES.

	Amount overdrawn January 1st, 1888.....	\$ 339 98
	City orders redeemed, \$582,681.32—less New York draft charged in last annual settlement, \$62,394.25.....	520,287 07
June 28.	New York draft to pay interest on city bonds due July 1, '88	59,994 25
	Paid exchange on above.....	60 00
Sept. 25.	New York draft to pay interest coupons due Oct. 1st, 1888..	840 00
	Exchange on above, and telegram charges.....	1 10
Dec. 31.	New York draft to pay interest due January 1st, 1889.....	59,694 25
	Balance on hand January 1st, 1889.....	143,317 22
		<u>\$784,533 87</u>

Respectfully submitted, S. LOFTIN, City Treasurer.
 Indianapolis, Jan. 1, 1889.

The "Home for Friendless Women," through the City Clerk, submitted the following report; which was read and received:

REPORT OF THE TREASURER OF BOARD OF MANAGERS

Of The Indianapolis Home for Friendless Women, from Jan. 1st to Dec. 31st, 1888.

Dr. To resources of "The Home."

To balance January 1st, 1888.....	\$ 62 13
To interest on E. J. Peck's legacy.....	312 00
To Commissioners of Marion Co., to board of transient women and children	600 00
To Council, for care of sick sent from the City Hospital.....	600 00
To membership annual fees.....	30 00
To an unknown friend, signed "Charity,".....	5 00
To contributions from friends of "The Home".....	65 00
To contributions on our Donation Day.....	336 20
To Thanksgiving Offering by the Presbyterian Churches.....	16 37
To work fund of "The Home,".....	468 62
	<u>\$2,495 50</u>

Cr. By expenditures for "The Home."

By the Matron's salary.....	\$ 360 00
By Assistant Matron's salary.....	84 00
By wages.....	81 00
By fuel.....	126 96
By clothing for inmates, and house supplies.....	70 43
By much-needed repairs on "The Home,".....	550 45
By drugs and stationery.....	36 94
By night watchman.....	13 00
By current expenses.....	1,120 47
By balance, December 31, 1888.....	52 25
	\$2,495 50

Indianapolis, Dec. 31, 1888.

M. M. TODD, Treasurer.

REPORTS, ETC., FROM THE COMMITTEE ON CONTRACTS.

Councilman Darnell, from the Committee on Contracts, submitted the following report; which was concurred in:

To the Mayor, Common Council and Board of Aldermen;

Gentlemen.—Your Committee on Contracts, to whom was referred the proposals received January 7th, have examined the same, and find them to be as follows:

1. For erecting lamp-posts on Davis street, between Bicking street and the southern terminus of Davis street: Only one bid received, that of Freaney Brtohers, at \$21.00 per lamp-post complete. Recommend they be awarded the contract.

2. For erecting lamp posts on Yeiser street, between Madison avenue and East street: Only one bid received, that of Freaney Brothers at \$21.00 per lamp-post complete. Recommehd they be awarded the contract.

3. For erecting lamp-posts on State street, between Washington street and Michigan street: Only one bid received, that of Freaney Brothers, at \$21.00 per lamp-post complete. Recommend they be awarded the contract.

4. For erecting lamp-posts on Vermont street, between Noble and Pine streets: Only one bid received, that of Freaney Brothers, at \$21.00 per lamp-post complete. Recommend they be awarded the contract.

5. For the erection of a drinking fountain at or near the corner of Maryland and Mississippi streets: Only one bid received, that of C. W. Meikel, at \$140.00. Recommend he be awarded the contract.

Respectfully submitted,

C. F. Darnell,
C. H. Stuckmeyer,
R. McClelland,
Committee on Contracts.

REPORTS, ETC., FROM STANDING COMMITTEES.

The Committee on Fire Department, through Councilman Trusler, submitted the following report; which was read and received:

To the Mayor, Common Council and Board of Aldermen:

Gentlemen.—Your Committee to whom the report of ex-Chief Fire Engineer, J. H. Webster, was referred, beg leave to submit the following report:

We find the books of the Fire Department correct, but kept in such shape that to ascertain the exact condition of affairs, is a matter that requires some time and labor. We have recommended a return to the system in use by Mr. Webster's predecessor

Mr. Webster's claim to a reduction of \$4,500 from his running expenses, for new hose purchased, is not a just one, as the destruction of hose is properly part of the running expenses, and new hose purchased in one year replaces that purchased previously.

Very little judgment has been used in the purchase of horses; and instead of the horses being all in good condition, as stated in the report, there were at the time of Mr. Webster's retirement twelve sick and disabled horses, among which is the horse last purchased by Mr. Webster, for \$225.00.

The reports made by Foremen, at the beginning of the year, shows repairs needed as follows:

Hose Company No. 9. Floor and doors need repairs; house needs painting.

Engine House No 4. Reports in bad order, and unfit for use; two engine jacks, three old worn out horses, one wagon, one heater, one bath tub.

No. 1. Engine in need of repair; wagon needs new hind wheels; new floor needed; gutter and down-spout leaking.

No. 2. Needs new floor in the engine room and stable; one big door, one small door; all windows in the house, platform, front and rear, paint; roof leaks, gutter leaks and bath tub leaks; repairs in plastering, and roof of coal house leaks.

The floor at Headquarters is also in bad repair.

The Department has on its rolls 83 members. In politics they stand about as follows: Republicans, 41; Democrats, 23; doubtful, 19.

During Mr. Webster's time, the yearly expenses have been as follows:

1882.....	\$75,657 28	1886.....	\$81 111 32
1883.....	72,174 93	1887.....	76,331 13
1884.....	73,123 09	1888.....	80,845 02
1885.....	79,505 32		

The Mayor has twice called the attention of the Fire Committee to the great expenditure of money in the Department, but the Committee was powerless to suggest any remedy, except a change in the head of the Department. This having been done, we feel assured that the next year will show a reduction in the expenses.

The fire record for 1888, stands about as follows:

Salaries.....	\$63,600 00
Expenses.....	17,245 02
Water Company.....	32,457 92
	<hr/>
	\$113,302 94
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Losses by fires.....\$749,399 89

Respectfully submitted,

P. C. Trusler,
J. C. Fitch,
Fred. W. Gaul,
Fire Committee.

The Committee on Judiciary, through Councilman Cummings, submitted the following report:

To the Mayor and Common Council:

Gentlemen:—Your Committee on Judiciary, together with the Mayor and City Attorney, to whom was referred a resolution in regard to the organization of a Board of Health, report that on duly considering the matter, we are of the opinion that a new ordinance, organizing a Board of Health, and confirming acts heretofore passed by the acting Board of Health of this city, should be passed; and we have prepared and present herewith such an ordinance, and recommend its immediate passage.

Respectfully submitted,

M. M. Cummings,
P. J. Kelley,
John R. Pearson,
Committee on Judiciary.

O. S. DENNY, Mayor.
WM. L. TAYLOR, City Attorney.

The following entitled ordinance was introduced and read the first time:

By Councilman Cummings:

G. O. 1, 1889—An ordinance establishing a Board of Health for the City of Indianapolis, and legalizing the election and acts of former Boards of Health and of the city, relating to public health, and ordinances relating thereto.

On motion by Councilman Cummings, the Rules were suspended for the purpose of placing the foregoing entitled ordinance—G. O. 1, 1889—on its final passage, by the following vote:

AYES, 21—viz: Councilmen Burns, Cummings, Darnell, Davis, Dunn, Finch, Gasper, Gaul, Hicklin, Johnston, Kelley, Long, McClelland, O'Connor, Parkinson, Smith, Stuckmeyer, Swain, Thalman, Trusler, and Wilson.

NAYS—None.

G. O. 1, 1889, was then read the second time, ordered engrossed, read the third time and passed, by the following vote:

AYES, 21—viz: Councilmen Burns, Cummings, Darnell, Davis, Dunn, Finch, Gasper, Gaul, Hicklin, Johnston, Kelley, Long, McClelland, O'Connor, Parkinson, Smith, Stuckmeyer, Swain, Thalman, Trusler, and Wilson.

NAYS—None.

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

To the Mayor and Common Council:

Gentlemen:—Your Committee on Judiciary, to whom was referred the claim of O. C. Myers, for thirty-four dollars (\$34 00) paid as fees for impounding cattle, report that we recommend that seventeen dollars (\$17.00) be paid him in full of said claim. Your Committee, however, owing to the peculiar circumstances of this case, desire it to be understood that their action herein shall not be a precedent in future cases of this character.

Respectfully submitted,

M. M. Cummings,
P. J. Kelly,
Committee on Judiciary.

The Committee on Public Light, through Councilman Trusler, submitted the following proposition:

To the Honorable Members of the Common Council and Board of Aldermen

of the City of Indianapolis, Indiana:

Gentlemen:—In consideration of a contract for five hundred (500) or more vapor gas lamps, and said contract to be in force from the date of its passage to December 31st, 1890, inclusive, at which time the Electric Light & Gas Company's contracts are supposed to expire, we will furnish light, material, labor, etc., for said five hundred or more street lamps, under the same conditions and terms as are now in force, with the exception of the price, which we will agree to be at the rate of \$17.00 per post per annum, being a reduction of \$1.00 per post per annum on our present price.

If the above proposition is accepted, we hereby agree to release the city from any and all contracts and ordinances that are now in effect between The Sun Vapor Light & Stove Company and the City of Indianapolis, Ind. As there is now a dispute in regard to the first ordinance granting the erection of 125 vapor lamps to

The Sun Vapor Light & Stove Company, we wish to state that said ordinance expired September 2d, 1888; and if your honorable bodies wish said 125 vapor lamps to be discontinued, we will do so with pleasure, and respectfully request that we be favored with a written notice at an early day, signed by the proper officials, in regard to the disposition of said 125 vapor gas lamps. We desire such a communication so that there will be no further dispute in regard to our bills, and it will also lessen the complications on the present subject.

We respectfully request that your honorable bodies take immediate action on our proposition, as we wish to have a reasonable sized plant in the City of Indianapolis, Ind., or no contract at all. The price given above is our very lowest, and when you compare the gas company's price, you must bear in mind that their private consumers' list is a large revenue off of their mains, and is something which we can not enjoy in connection with our street lighting. We also wish to call your attention to the fact that the gas company have at least ten times as many street lamps as we have, which are compact and centrally located, thereby making services for the same cheaper than for our lamps, which are located in the suburbs, and are scattered very much.

Hoping that your honorable bodies will now bring this matter to a close by action one way or the other, we remain,

Very respectfully yours,

THE SUN VAPOR STREET LIGHT CO.,
by JAY G. BEST, Sec'y.

Jan. 17, 1889.

On motion by Councilman Thalman, the above proposition was referred to the Committee on Contracts, City Attorney and City Civil Engineer; and that the Committee on Contracts of the Board of Aldermen be requested to meet with said Committee.

The Committee on Public Property, through Councilman Davis, submitted the following report; which was read and approved:

To the Mayor, and Common Council:

Gentlemen:—Your Committees on Public Property wish to submit the following bills for work done at Garfield Park for the week ending January 19, 1889, and ask your approval of the same.

Respectfully submitted,

Wm. E. Davis,
W. M. Hicklin,
P. C. Trusler,
Council Committee.

M. F. Connett,
Aldermanic Committee,

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

To the Mayor and Common Council:

Gentlemen:—Your Committee on Streets and Alleys, to whom was referred sundry matters, report thereon as follows:

1st. We return the petition of John W. Stump and others, praying for the opening of a portion of Peru avenue, between the intersection of Peru and Davidson streets to North street, with the recommendation that the plat be prepared and presented to your Committee.

2d. We recommend that the claim of August Richter, for thirty-five dollars, (\$35 00,) benefits paid for opening the first alley west of Shelby street, from its present northern terminus to Coburn street, be paid.

3d. We report back the petition of the "Indianapolis Water Company" for straightening Arizona street, near Utah street, and ask that a more complete and substantial plat be filed by said petitioners.

Respectfully submitted,

Edward Dunn,
C. H. Stuckmeyer,
Committee on Streets and Alleys.

The Committee on Streets and Alleys, through Councilman Dunn, submitted the following report; which was received:

To the Mayor and Common Council:

Gentlemen:—Your Committee on Streets and Alleys, with the City Attorney, to whom was referred G. O. 57, 1888, providing for the right of-way to the L. N. A. & C. Railway Company, with all accompanying papers, report that having carefully inspected the entire line of the said proposed right-of-way, and examined the papers connected therewith, we are of the opinion that a new ordinance should be prepared, and therefore have prepared said ordinance and submit the same herewith, believing that it covers all the points of difference between the property holders and the railway company.

Respectfully submitted,
WM. L. TAYLOR, City Attorney.

Edward Dunn,
C. H. Stuckmeyer,
Committee on Streets and Alleys.

The following entitled ordinance was introduced and read the first time:

By Councilman Dunn:

G. O. 2, 1889—An ordinance authorizing the Louisville, New Albany & Chicago Railway Company to construct and operate certain railroad tracks within the limits of the City of Indianapolis.

On motion by Councilman Thalman, the Rules were suspended for the purpose of placing the foregoing entitled ordinance—G. O. 2, 1889—on its final passage, by the following vote:

AYES, 20—viz: Councilmen Burns, Cummings, Darnell, Davis, Dunn, Gasper, Gaul, Hicklin, Johnston, Kelley, Long, McClelland, O'Connor, Parkinson, Smith, Stuckmeyer, Swain, Thalman, Trusler, and Wilson.

NAYS, 1—viz: Councilman Finch.

G. O. 2, 1889, was then read the second time.

Councilman Finch offered the following amendment:

That Section one of G. O. 2, 1889, be amended by striking out of lines 25 and 26 the words "a connection at Washington street with the Union Railway tracks," and insert in lieu thereof the following words, viz: "The east line of Noble street."

Also, amend said Section one of G. O. 2, 1889, by striking out all of lines 27, 28, 29 and 30, of said Section one—being the first *proviso* of said Section—and is in the following words:

"*Provided, however,* That the center of the right-of-way herein granted across the north half of Washington street, shall not extend farther than fifteen feet from the center of the present main track of the Lake Erie and Western Railway Company."

On motion by Councilman Hicklin, the above amendment was laid on the table, by the following vote:

AYES, 13—viz: Councilmen Burns, Davis, Dunn, Gaul, Hicklin, Johnston, Kelley, McClelland, O'Connor, Parkinson, Smith, Thalman, and Wilson.

NAYS, 8—viz: Councilmen Cummings, Darnell, Finch, Gasper, Long, Stuckmeyer, Swain, and Trusler.

G. O 2, 1889, was then ordered engrossed, read the third time and passed, by the following vote :

AYES, 19—viz: Councilmen Burns, Cummings, Darnell, Davis, Dunn, Gasper, Gaul, Hicklin, Johnston, Kelley, McClelland, O'Connor, Parkinson, Smith, Stuckmeyer, Swain, Thalman, Trusler, and Wilson.

NAYS, 2—viz: Councilmen Finch, and Long.

REPORTS FROM SPECIAL COMMITTEES.

The Special Committee on Water, through Councilman Darnell, submitted the following report ; which was referred to the Committees on Judiciary and Water, together with the City Attorney :

To the Mayor and Common Council :

Gentlemen:—We, the undersigned, members of the Special Committee of this Council appointed by the Mayor to investigate the charges of impure water being furnished the city by the Indianapolis Water Company, beg leave to report the following :

WHEREAS, The Indianapolis Water Company having entered into a contract with the city whereby the said company contracted to furnish pure water from driven wells, and to furnish eight fire streams eighty feet high ; and

Whereas, It has been proven that the said company has violated said contract in that it took water from the river and canal, instead of from driven wells, as contracted for, and that at a public test it failed to furnish fire streams as per contract ; and

Whereas, The well at the pump-house during the public test, showed six feet and two inches of water, when an alarm was turned in, the department had but five streams, when the contract calls for eight, worked less than an hour, the well then showed one foot and four inches ; and

Whereas, The city, under the present contract, is paying fifty dollars per year for each plug, which is the maximum price, which at the present rate is too great a price ; and

Whereas, It has been publicly stated by one of the best chemists in the city that he has long known that the city mains have been filled with canal water, and your committee has spent a great deal of time to ascertain the true state of things, and have found the water that was taken from the canal is unfit for beast, let alone for man to drink. The water taken from the river is not filtered, but is let into the open gallery by raising a head gate near the Belt Railroad which crosses the river. This water is not pure at all seasons of the year.

Resolved, That the contract of the Indianapolis Water Company with the City of Indianapolis, has been broken by said company, and that the Committee on Judiciary and City Attorney be instructed to report a new contract with said water company, based on the terms of their charter. In case the said company will not submit to the same, then be it further

Resolved, That no further payments shall be made to said company, until the matter shall be settled in the courts.

(Signed)

C. F. Darnell,
P. C. Trusler,
Special Committee.

MESSAGES AND PAPERS FROM THE BOARD OF ALDERMEN.

The following message was read and received :

To the Mayor and Common Council:

Gentlemen:—Pursuant to the action of your honorable body in reconsidering the vote by which S. O.'s 84, 85 and 86, of 1888, were passed, I herewith return the same to the files of the Common Council.

For the Board of Aldermen:

MICHAEL W. TOOMEY, Clerk.

The following message was read;

To the Mayor and Common Council:

Gentlemen:—The Board of Aldermen in regular session held in the Aldermanic Chamber Monday evening, January 14th, 1889, adopted the following motion:

“That the Brush Electric Light Company be, and are hereby, ordered to remove the electric light towers on the corners of Pennsylvania and Washington streets; Pennsylvania and Ohio streets, and Illinois and Ohio streets. And that if said towers are not removed within thirty days from the date of passage of this motion, that the Street Commissioner remove said towers, and collect the cost of said removal from said company. Also, that the City Clerk serve notice of this order upon said company, and notify this body of the date of service of said notice.”

I submit the same for your consideration.

For the Board of Aldermen:

MICHAEL W. TOOMEY, Clerk.

And the motion concurrently adopted, provided that said company be given until April 1st to remove said towers.

The following message was read:

To the Mayor and Common Council:

Gentlemen:—The Board of Aldermen in regular session held in the Aldermanic Chamber Monday evening, January 14th, 1889, adopted the following resolution:

“Resolved, That the City Clerk be, and is hereby, instructed to notify the Citizens' Street Railroad Company to comply with the provisions of General Ordinance No. 1, 1888, and also the provisions of a resolution adopted March 12th, 1888, in reference to conductors and platforms.”

I submit the same for your consideration,

For the Board of Aldermen

MICHAEL W. TOOMEY, Clerk

Councilman Thalman moved that the action of the Board of Aldermen be non-concurred in.

Councilman Darnell moved to lay the motion on the table.

Which motion was adopted by the following vote:

AYES, 11—viz: Councilmen Cummings, Darnell, Davis, Dunn, Gasper, Gaul, Kelley, Long, Parkinson, Stuckmeyer, and Wilson.

NAYS, 10—viz: Councilmen Burns, Finch, Hicklin, Johnston, McClelland, O'Connor, Smith, Swain, Thalman, and Trusler.

On motion, the action of the Board of Aldermen was then concurred in, and the resolution concurrently adopted, by the following vote:

AYES, 12—viz: Councilmen Cummings, Darnell, Davis, Dunn, Gasper, Gaul, Hicklin, Kelley, Long, Parkinson, Stuckmeyer, and Wilson.

NAYS, 9—viz: Councilmen Burns, Finch, Johnston, McClelland, O'Connor, Smith, Swain, Thalman, and Trusler.

On motion by Councilman Gasper, the vote just had on concurring in the action of the Board of Aldermen, and the adoption of the foregoing resolution, was reconsidered, by the following vote :

AYES, 11—viz: Councilmen Burns, Cummings, Finch, Hicklin, Johnston, McClelland, O'Connor, Smith, Swain, Thalman, and Trusler.

NAYS, 10—viz: Councilmen Darnell, Davis, Dunn, Gasper, Gaul, Kelley, Long, Parkinson, Stuckmeyer, and Wilson.

INTRODUCTION OF GENERAL AND SPECIAL ORDINANCES.

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

By Councilman Darnell, which was referred to the Committees on Judiciary and Water :

G. O. 3, 1889—An ordinance regulating the use of canal water for fire purposes in the water mains of the Indianapolis Water Company.

S. O. 6, 1889—An ordinance to provide for grading and graveling the first alley south of Twelfth street, from Tennessee street to Mississippi street.

S. O. 7, 1889—An ordinance to provide for grading and bowldering the north gutter of Second street, and curbing with stone and paving with brick the sidewalk thereof, from Illinois street to Tennessee street.

By Councilman Parkinson :

S. O. 8, 1889—An ordinance to provide for grading and paving with brick, the north sidewalk of South street, from Tennessee street to Mississippi street.

By Councilman Smith, which was referred to the Committee on Sewers and Drainage :

S. O. 9, 1889—An ordinance to provide for the construction of a twelve-inch vitrified stone ware pipe sewer in and along Pratt street, from Delaware street to the east line of Alabama street.

By Councilman Swain, accompanied with petition:

S. O. 10, 1889—An ordinance to provide for grading and paving with brick, the east sidewalk of Central avenue, from the State Ditch to Eleventh street.

S. O. 11, 1889—An ordinance to provide for the construction of a brick sewer two and one-half feet internal diameter, in and along Pennsylvania street, from Home avenue to Seventh street, and providing for the assessment and collection of the cost thereof.

By Councilman Trusler, accompanied with petition :

S. O. 12, 1889—An ordinance to provide for grading and graveling the first alley east of Linden street, from Woodlawn avenue to the first alley north of Woodlawn avenue.

INTRODUCTION OF MISCELLANEOUS BUSINESS.

Councilman Burns offered the following motion :

That the Street Commissioner be, and is hereby, instructed to cover the gutter on the south side of Washington street with 2-inch oak plank, from Missouri street to West street.

Which failed of adoption, by the following vote :

AYES, 9—viz: Councilmen Burns, Davis, Finch, Gaul, Hicklin, Johnston, Kelley, O'Connor, and Parkinson.

NAYS, 12—viz: Councilmen Cummings, Darnell, Dunn, Gasper, Long, McClelland, Smith, Stuckmeyer, Swain, Thalman, Trusler, and Wilson.

Councilman Cummings offered the following motion; which was adopted:

That the Citizens' Street Railroad Company be forbidden to scrape the mud, etc., from their tracks and left on crossings, to the great injury of footmen; but that they be required to clean off all crossings where said mud, etc., is placed by such scraping.

Councilman Cummings offered the following resolution; which was referred to the Board of Public Improvements.

Resolved, That all stone cross-walks within the city, be hunted up by the Street Commissioner out of the mud, and cleaned and raised, not less than two inches above the mud and grade of streets; and all hereafter put down, shall be above grade the same, and that this order to be carried out at once.

Councilman Darnell submitted the following propositions; which were referred to the Committee on Streets and Alleys:

Indianapolis, Ind., Jan. 21, 1889.

To the Board of Councilmen:

Gentlemen:—I agree to keep the alleys and crossings on Washington street swept and clean at all times when the same is in condition to be swept, and when not covered with snow or water, for the sum of twenty-five dollars each week.

Respectfully, W. H. BROWN.

To the Members of the Common Council and Board of Aldermen:

Gentlemen—I will sweep Washington street, from Alabama to Mississippi streets, the city to pay for crossing of \$18.00 per week, and the balance to be paid for by private subscriptions.

Yours, W. C. BUDDENBAUM.

To the Members of the Common Council and Board of Aldermen:

Gentlemen:—I will sweep Washington street, from Alabama to Mississippi street, from the 1st of April to the 1st of December, for the sum of \$3 00 every time it is swept, and will sweep as often as your honorable body will specify, and the city to haul the dirt away.

WM. C. BUDDENBAUM.

Councilman Darnell presented the following remonstrance; which was read:

Indianapolis, Jan. 21st, 1889.

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

Gentlemen:—We, the undersigned, owners of real estate fronting on the east side of north Mississippi street and the west side of north Tennessee street, between Eleventh and Twelfth streets, respectfully remonstrate against the passage of an ordinance providing for the grading and graveling of the alley in the rear and side of said property running east and west between Eleventh and Twelfth streets.

John O. Comger, Lot 11 in corner of alley south of Twelfth street, on Mississippi street; Mrs. Jane M. Foster, Lot 1 in Shurman's addition, 1090 north Tennessee street, south of Twelfth street, on north side of alley; A. I. Isgrigg, Lot 10 Block 28, 1088 north Tennessee street; Edward Schurmann, Lots 16 and 17, in Schurmann's addition, on north side of alley; lots fronting on Twelfth street, and running back to alley.

Councilman Elliott, through Councilman Smith, offered the following motion and petition; which were referred to the Committee on Public Light:

That the Sun Vapor Light Company be, and are hereby, directed to erect and light lamps on the following streets: 1st. On Ninth street, between the L. E. & W. R. R. tracks and Sheldon street. 2d. On Columbia avenue, between Ninth and Tenth streets. 3d. On Yandes street, between Ninth street and the Belt Railroad. 4th. On Alvord street, between Ninth street and Tenth street.

Indianapolis, January 21, 1889.

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

Gentlemen:—The undersigned, owners of real estate fronting on Ninth street, on Alvord and Yandes streets and on Columbia avenue, between Railroad and Atlas Works, Ninth street to Tenth street, Yandes street to Belt Railroad, and Columbia avenue to Tenth street, respectfully petition for the passage of an ordinance providing for 15 vapor lights.

Wm. Eaglesfield & Co., Albert Maillard, J. L. Partridge, J. F. Kerr, Ben. Grider—and 74 others.

Councilman Gaul offered the following motions; which were adopted:

That the Street Commissioner be, and is hereby, directed to put a broken stone crossing on the west side of Illinois street across Ray street.

That the Street Commissioner be, and is hereby, directed to put in a broken stone crossing on the west side of Meridian street across Wisconsin street.

Councilman Gaul offered the following resolution:

WHEREAS, Section four of the ordinance of January 18, 1864, entitled "An ordinance authorizing the construction, extension and operation of certain passenger railways in and upon the streets of the City of Indianapolis," provides, among other things, that cars and carriages for the purpose of transporting passengers shall be of the best style and class used on such railways in other cities; and whereas, such best style and class of cars uniformly have rear platforms attached thereto and whereas, in this city all rear platforms have been taken off the cars, greatly to the inconvenience, annoyance and danger of the traveling public, especially to women and children; therefore

Resolved, That the Citizens' Street Railroad Company be, and they are hereby, instructed to at once build rear platforms on all the cars used on all the lines in this

city; and the City Clerk is hereby instructed to prepare duplicate copies of this resolution and serve one of them upon said company, and endorse his return upon the other, showing upon whom the same was served, the date thereof, and report the same to the Common Council and Board of Aldermen.

Councilman Thalman moved that further action on the above resolution be postponed until the first meeting in May.

Councilman Darnell moved to lay the motion on the table.

Which motion failed of adoption, by the following vote:

AYES, 8—viz: Councilmen Darnell, Davis, Dunn, Gasper, Gaul, Long, Stuckmeyer, and Wilson.

NAYS, 13—viz: Councilmen Burns, Cummings, Finch, Hicklin, Johnston, Kelley, McClelland, O'Connor, Parkinson, Smith, Swain, Thalman, and Trusler.

The motion offered by Councilman Thalman was then adopted.

Councilman Gaul offered the following motion; which was adopted:

WHEREAS, On the 4th day of May, 1885, the City Civil Engineer, in pursuance of an order of the Superior Court of Marion county, reported to the Council a final and corrected estimate of the unpaid balance due Thomas Wren from the property owners for grading and graveling Tennessee street and sidewalks between Garden and McCarty streets, under a contract made in 1865, showing a balance due him from said property owners of \$1,232.03, based on the estimate of Joshua Staples, Jr., City Engineer, as reported to the Council December 17, 1886; and whereas, said estimate was, on said 4th day of May, 1885, referred to the Judiciary Committee and City Attorney, for the purpose of ascertaining whether such estimate should be allowed at this late day, or not; and whereas, on account of certain litigation then pending between said Wren and the city, no report was ever made by said committee; and whereas, all questions between the city and said Wren have now been finally settled by the courts, and it appears that said sum of \$1,232.03 still remains due to said Wren from the lot owners, as set out in said final estimate, now on file in the Clerk's office; now therefore

It is ordered, That said final and corrected estimate be referred to the Judiciary Committee of this Council and the present City Attorney, with instructions to report as soon as practicable whether said estimate should be allowed, or not.

Councilman Hicklin presented the following proposition; which was referred to the Board of Public Improvements, with power to act:

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

Gentlemen:—I have been directed by the Board of Commissioners of Marion county, Indiana, to notify you that if, without cost to the county, the City of Indianapolis will furnish stone, on the cars on the Work House switch, ready to be broken, that the prisoners confined in said Work House will be required to break the same without cost to the city. The prisoners will be required to unload the stone off the cars, break it, and load it in the wagons, without cost to the city.

By order of the Board of Commissioners,

THOMAS TAGGART, Auditor.

Councilman Johnston offered the following motions; which were referred to the Board of Public Improvements:

That the Street Commissioner be, and is hereby, instructed to lay double stone crossings on the north and south sides of Ray street across Meridian street.

That the Street Commissioner be, and is hereby, instructed to lay double stone crossings on the north and south sides of Ray street across Union street.

Councilman Kelley offered the following resolution ;

Resolved. That the first street west of Munson street, running south from Sanders street, be hereafter known as Eagle street, as the same was not named when the plat was accepted by the city.

And it was adopted by the following vote :

AYES, 21—viz: Councilmen Burns, Cummings, Darnell, Davis, Dunn, Finch, Gasper, Gaul, Hicklin, Johnston, Kelly, Long, McClelland, O'Connor, Parkinson, Smith, Stuckmeyer, Swain, Thalman, Trusler, and Wilson.

NAYS—None.

Councilman O'Connor presented the plat of Ferguson's Hill Place Addition ; which was referred to the Committee on Streets and Alleys and City Civil Engineer, to report at the next meeting.

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

That the Street Commissioner be ordered to fill the chuck-holes on Mississippi street, from Washington street to Merrill street.

Councilman Swain presented the following petitions ; which were ordered filed with the ordinances :

Indianapolis, November 23, 1888.

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

Gentlemen:—The undersigned, owners of real estate fronting on Central avenue, between the State Ditch and Eleventh street, respectfully petition for the passage of an ordinance providing for the grading and paving with brick, of the east sidewalk of Central avenue, from the State Ditch to Eleventh street.

F. E. & R. M. SMOCK,
JAS. R. ROSS.

Indianapolis, Feb. 23, 1888.

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

Gentlemen:—The undersigned, owners of real estate fronting on Pennsylvania street, between Home avenue and Seventh street, respectfully petition for the passage of an ordinance providing for the extension of the sewer now terminating at the corner of Home avenue and said Pennsylvania street, from said point of termination northward along said Pennsylvania street to Seventh street.

Ovid D. Butler, Mattie E. Butler, 50 feet ; W. J. Richards, 135 feet ; Benj. D. Walcott, Att'y., 62 feet ; C. C. Foster, 43 feet ; H. E. Drew, 67 feet ; Geo. A. Dickson, 50 feet.

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

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

Gentlemen:—The undersigned, residents and property holders adjacent and in the vicinity of the proposed street hereinafter described, respectfully petition your honorable body to open a street from the east line of Talbott's addition to Central avenue, described as follows, to-wit: Commencing at the east line of Talbott's addition at the north line of Exposition avenue, in said addition, running east on a line with, and extension of said north line of Exposition avenue to Central avenue; said street to extend from said line south sixty (60) feet, and to be a sixty (60) foot street from said Talbott's addition to Central avenue.

W. O. Patterson, 948 north Alabama; R. M. Smock, 549 Central avenue; Mrs. A. Hornaday, 949 north New Jersey street; H. W. Ridpath, 945 north New Jersey street; R. D. Fisher, 916 north New Jersey street—and twenty-nine others.

Councilman Thalman offered the following motion; which was adopted:

That University Park be named and hereafter known as "Harrison Square," in honor of President-elect Benjamin Harrison.

Councilman Trusler offered the following motion; which was adopted:

That fire-alarm box No. 73 be removed to the corner of Lexington avenue and Linden streets, under the direction of the Chief Fire Engineer.

Councilman Trusler presented the following petition; which was ordered filed with the ordinance:

Indianapolis, Oct. 8, 1888.

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

Gentlemen:—The undersigned, owners of real estate fronting on the first alley east of Linden street, between Linden and Spruce streets, respectfully petition for the passage of an ordinance providing for grading and graveling the first alley east of Linden street, between Linden and Spruce streets, north of Woodlawn avenue. Said alley running north and south on a line of 187 feet from Woodlawn avenue to the first alley between Woodlawn avenue and Pleasant street.

GEO. F. LUTZ,
ANN A. CLOUD.

Councilman Long offered the following motion; which was adopted:

That the Chief of Police be ordered to station an officer at the Illinois street tunnel.

On motion the Common Council then adjourned, at 10:55 o'clock, P. M.

 _____, Mayor,
President of the Common Council.

Attest: _____, City Clerk.