

PROCEEDINGS OF BOARD OF ALDERMEN.

REGULAR SESSION—NOVEMBER 17, 1880.

The Board of Aldermen of the City of Indianapolis met in the Aldermanic Chamber, on Wednesday evening, November 17th, A. D. 1880, at seven o'clock, in regular session.

PRESENT—His Honor, the President, Henry Coburn, in the Chair, and Aldermen Grubbs, Hamilton, Layman, Mussmann, Newman, Seibert, and Tucker—8.

ABSENT—Alderman Drew, and Wood—2.

The Proceedings of the Board of Aldermen, for the regular session held on November 3d, 1880, having been printed, and placed on the desks of the Aldermen, said Journals were approved as published.

MESSAGES AND PAPERS FROM THE COMMON COUNCIL.

The following message was read and received :

To the President and Members of the Board of Aldermen :

Gentlemen:—I herewith transmit to your honorable body certain papers, which were favorably passed upon by the Common Council, at its adjourned session, held on Monday evening, November 8th, 1880, for your action upon same.

For the Common Council:

Jos. T. MAGNER, City Clerk.

The following report from the City Civil Engineer was read; and the action of the Common Council in receiving the report, and in approving the several estimates and assessments, (see page 657, *ante*) was concurred in:

To the Mayor, Common Council and Board of Aldermen:

Gentlemen:—I herewith report the following estimates:

I first and final estimate in behalf of R. P. Dunning and James W. Hudson, for grading and bowldering West street, and grading the sidewalks, to make a width of twenty-five feet, and curbing the outer edges thereof with stone, (except where already curbed,) from Washington street to Kentucky avenue.

3,612 $\frac{3}{4}$ lineal feet bowldering, at \$1.19.....	\$4,298 60
3,015 lineal feet curbing, at 37 cents.....	1,115 45
419 lineal feet re-setting curb, at 5 cents.....	20 95
322 lineal feet stone crossings, at 30 cents.....	96 60

Total estimate \$5,531 60

A first and final estimate in behalf of J. L. Spaulding, for grading and graveling the first alley east of Tennessee street, from Ray street to 110 feet south of McCarty street.

1,448 lineal feet, at 13 cents..... \$188 24

Respectfully submitted,

R. M. PATTERSON, City Civil Engineer.

The following estimate resolution (adopted by the Common Council—see page 658, ante) 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 J. L. Spaulding, for grading and graveling the first alley east of Tennessee street, from Ray street to 110 feet south of McCarty 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:

A YES, 8—viz. Aldermen Grubbs, Hamilton, Layman, Mussmann, Newman, Seibert, Tucker, and President Coburn.

NAYS—None.

The following estimate resolution (adopted by the Common Council—see page 691, ante,) 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 R. P. Dunning and Jas. W. Hudson, for grading and graveling West street, and grade the sidewalks to make a width of twenty-five feet, and curbing the outer edges thereof with stone, (except where already curbed,) from Washington street to Kentucky avenue, 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:

A YES, 8—viz. Aldermen Grubbs, Hamilton, Layman, Mussmann, Newman, Seibert, Tucker, and President Coburn.

NAYS—None.

The following report from the City Clerk was read:

To the Mayor and Common Council:

Gentlemen:—The following entitled affidavits are now on file in my office for the collection of street assessment by precepts, to-wit:

R. P. Dunning and Jas. W. Hudson vs. Noah T. Roberts and J. W. Emerson for..... \$44 80

R. P. Dunning and Jas. W. Hudson vs. Noah T. Roberts and J. W. Emerson, for..... 44 80

And recommend that you order the precepts to issue.

Very respectfully,

Jos. T. MAGNER, City Clerk.

And the action of the Common Council in concurring in the report, and ordering the precepts to issue (see page 658, ante) was concurred in by the following vote:

AYES, 8—viz. Aldermen Grubbs, Hamilton, Layman, Mussmann, Newman, Seibert, Tucker, and President Coburn.

NAYS—None.

The following report from the City Attorney was read and concurred in:

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Indianapolis, Nov. 1st, 1880.

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

Gentlemen:—I beg leave to report that the following cases have been disposed of at the special term of the Superior Court, since your last meeting:

The case of Annelda K. Mortland, administratrix, vs. The City, was tried by a jury, and resulted in a verdict for \$500.00 against the city.

This was an action for damages on account of an accident to Alex. M. Mortland, occurring on the west Michigan street fill, which resulted in his death, and which accident was alleged to have been caused by reason of the negligence of the city, in not providing railings at the sides of said fill to prevent accident in case of horses shying.

The case was tried once before, and resulted in a verdict for the defendant. The plaintiff, however, obtained a new trial, and the last trial resulted as above stated.

The case is one which is liable to result in a verdict for either party, depending largely upon the complexion of the jury to which the same might be submitted. I do not, under all the circumstances, think it advisable to ask for a new trial; but I have made a motion for judgment in favor of the city, upon the special findings of the jury. The court has overruled the motion, and proper exception has been entered. I am of the opinion that the ruling of the court on this motion, is not in accordance with the recent rulings of the Supreme Court, and I therefore recommend an appeal.

The case of Dr. F. A. Wagner vs. The City, was tried by the court, and resulted in a finding judgment for the defendant.

This was an action wherein the plaintiff claimed some \$2,400.00 for medical services alleged to have been rendered by the plaintiff to the prisoners confined in the Station House.

Respectfully submitted,

JOHN A. HENRY, City Attorney.

The following clause in the report from the City Attorney was read and concurred in:

Indianapolis, Nov. 1st, 1880.

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

Gentlemen:—The undersigned, to whom certain papers were referred, beg leave to report thereon as follows:

2d. Is the petition of R. S. Fisher, asking for the refunding of \$228.65, with six per cent, interest thereon, from Feb. 12th, 1879—the same being the amount paid by him at tax sale in purchase of 23 $\frac{3}{4}$ feet west side lot 4, and 27 $\frac{1}{2}$ feet east side of lot 5, in square 77, upon the ground that said real estate, at the time the taxes for which said property was sold were assessed, was used for educational purposes, and therefore not subject to taxation, and the sale was for that reason void.

Upon examination, we find that the facts stated in the petition are true, and we are of the opinion that the city is liable to refund so much of said sum as she has collected and retained to her own use.

We therefore recommend that the city refund to the petitioner said sum, less so much thereof as may have been paid over to the Treasurer of the City School Commissioners, together with interest at six per cent. from Feb. 12, 1879.

Respectfully submitted,

JOHN A. HENRY, City Attorney.

MILLARD F. CONNETT, City Assessor.

The following motion (adopted by the Common Council—see page 661, *ante*) was read and concurrently adopted:

That John S. Spann & Co. be instructed to make no more improvements on property without the order of Committee on Public Property or the order of this body.

The report of the Board of Public Improvements and Street Commissioner, showing the expenditures of the Street-Repair Department during the month of October, 1880, (see page 661, *ante*) was read and received.

The following clauses in the report from the Board of Public Improvements were read; and the action of the Common Council in concurring in the several recommendations (see page 662, *ante*) was concurred in:

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

Gentlemen:—The Board of Public Improvements, to whom sundry papers were referred, would report thereon as follows:

1st. Is a motion that the City Civil Engineer be, and is hereby, directed to advertise for sealed proposals for constructing a 1,200 barrel cistern at or near the corner of Clifford avenue and Jefferson street.

Recommend that this motion be referred to the Fire Board and Chief Fire Engineer.

4th. Is a motion that the Street Commissioner be, as is hereby, instructed to clean out the gutters on West street, between South and Merrill streets.

Recommend that said work be done.

7th. Is a motion that the Street Commissioner be instructed to clean the gutters on Union street.

Recommend the work be done.

8th. Is a motion that the Street Commissioner be directed to spread a thin coat of gravel on Meridian street, from North street north to Seventh street.

Recommend the work be not done.

Also, at the crossing of Meridian and New York streets.

Recommend the work be done.

9th. Is a motion that the Street Commissioner be, and is hereby, directed to clean the gutters on Noble street, from Louisiana street to Meek street.

Recommend the work be done.

10th. Is a motion that the City Marshal notify August Richter, contractor on north Tennessee street, from Seventh street to Twelfth street, to stop burning the wooden blocks and pieces thereof, on the line of said street.

Recommend that the City Civil Engineer call on Mr. Richter and have this work done according to contract.

12th. Is a motion that the Street Commissioner be directed to bowlder and flag the alley-crossing on the north side of Market street, between Delaware and Pennsylvania streets.

Recommend that the work be done.

13th. Is a motion that the Street Commissioner be, and is hereby, directed to clean the gutter on Garden street, between Tennessee and Mississippi streets.

Recommend that the work be done.

14th. Is a motion that the Street Commissioner be, and is hereby, directed to fill the chuck-holes and clean the gutters on South street, between Illinois and Tennessee streets.

Recommend the filling of chuck-holes only.

15th. Is a motion that Casper Hess have permission to bridge the gutter with plank, in front of his place of business, on Madison avenue, under the direction of the City Civil Engineer.

Recommend the work be done.

Respectfully submitted,

Wm. H. Morrison,
Hiram Seibert,
Board of Public Improvements.

Mortality report from Board of Health, from October 16th to October 31st, 1880, (see page 663, *ante*) was read and received.

The following report from the Judiciary Committee (see page 664, *ante*) was read:

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

Gentlemen:—Your Judiciary Committee, together with the City Attorney, to whom was referred the contract and bond of A. Naltner, on the subject of removal of garbage from city, report thereon:

That said contract and bond is in regular and legal form, and recommend they be accepted; *Provided*, however, that by the terms of said contract, it was to take effect and begin on first day of November, 1880. We recommend the acceptance of contract and bond only on condition that said A. Naltner shall receive pay only from the time of the commencement of his work under said contract.

Respectfully submitted,

James A. Pritchard,
Jas. T. Dowling,
Committee.

JOHN A. HENRY, City Attorney.

On motion, the above report was referred to the Aldermanic Committees on Judiciary and Finance, by the following vote:

AYES, 5—viz. Aldermen Grubbs, Hamilton, Layman, Tucker, and President Coburn.

NAYS, 3—viz. Aldermen Mussmann, Newman, and Seibert.

The following report from the Committee on Office Fixtures and Supplies, (see page 664, *ante*) was read; and the favorable action of the Common Council thereon was not concurred in:

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

Gentlemen:—Your Joint Committee on Office Fixtures and Supplies, to whom the motion relative to the purchase of draughting instruments for the City Civil Engineer was referred, would report:

Recommend that the City Civil Engineer be authorized to purchase said supplies, and the same be paid for out of the appropriation made for printing and stationery.

Respectfully submitted,

Hiram Seibert,
Aldermanic Committee.

Will. F. A. Bernhamer,
Peter F. Bryce,
Allen Caylor,
Council Committee.

The following report from the Special Committee on Steam Fire Engines (see page 667, *ante*) was read; and the favorable action of the Common Council thereon was not concurred in, together with the proposal of Clapp & Jones, referred to in said report as marked "Exhibit A," (see page 668, *ante*.)

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

17 *Gentlemen*.—Your Special Committee, to whom was referred a report of the Fire Board, relative to the purchasing of a Steam Fire Engine, and to consider the propositions made by the Ahrens and Silsby Companies, would report:

That after corresponding with Chief Fire Engineers of fifteen of the principal cities of this country, and receiving propositions from the following manufacturers of Steam Fire Engines: Amoskeag Co., Ahrens Co., L. Button & Son, and Clapp & Jones, and after due consideration of the matter in hand, it is the opinion of your committee that for the best interest of the city that neither the propositions of the Ahrens or Silsby Company be accepted; and in lieu thereof, we herewith submit two propositions, of Clapp & Jones, of Hudson, New York, and recommend the one marked "A" be accepted.

Your committee would further recommend that the Silsby Engine now in our Fire Department be kept by the city, as it will be of great service to the Department in filling cisterns, &c.,

Respectfully submitted,

Hiram Seibert,
Aldermanic Committee.

H. J. Prier,
John W. Fultz,
Edward H. Dean,
Council Committee.

EXHIBIT A.

MEMORANDUM OF AGREEMENT, Made this.....day of....., , by and between M. R. Clapp, representing, for this purpose, the Clapp & Jones Manufacturing Company, of Hudson, N.Y., the party of the first part; and City authorities of Indianapolis, Ind., representing, for this purpose, the City of Indianapolis, the party of the second part; whereby it is agreed, as follows, to-wit:

That said Clapp & Jones Manufacturing Company will build and finish for said city one "Crane Neck" Double-Cylinder Engine, No. 2 in size, steam fire engine, in accordance with the specification hereto annexed; and will also, extraordinary hindrances excepted, deliver the same on board at Indianapolis, directed to said party of the second part, on or about the.....day of....., , next ensuing.

Said Clapp & Jones Manufacturing Company warrant the material and workmanship on said engine to be of the best character, and agree to replace, at their own expense, such parts, if any, as may fail, if such failure is properly attributable to defective material or inferior workmanship.

Said party of the second part agree, that as soon as practicable after the arrival of said steam fire-engine at Indianapolis, it shall have a full and complete trial of its working powers, under the superintendence of a competent engineer; and if said engine shall then prove satisfactory and in accordance with the specifications, it shall be accepted; and they hereby agree to pay to said Clapp & Jones Manufacturing Company, for the same, the sum of Thirty-eight Hundred and Fifty Dollars cash, or its equivalent.

SPECIFICATION.

This engine is to be what is known as a "Crane Neck" Double Cylinder, No. 2 in size (6,200 pounds).

The boiler is to be M. R. Clapp's circulating tubular, latest patent, made of the best boiler plate steel, and of sufficient strength to bear twice the pressure ever required in doing fire duty. It will have ample steaming capacity to keep up a full head of steam while doing the heaviest work. (Steam can be raised from cold water in three to five minutes from the time of lighting the fire.) The boiler

will be covered with Russia iron, banded with nickel-plated bands, and surmounted with a dome of Prince's metal and German silver.

The Steam Cylinder will be fitted to a bed plate which contains all steam passages, thus preventing leaky joints and condensation of steam. It is fitted with self-adjusting piston-packing, requiring no attention from the engineer. The steam cylinder, steam chest and bed plate will be cased in brass, nickel plated.

The main forcing Pump to be double-acting, made entirely of composition (copper and tin), and will be painted. It shall be so constructed that it can be taken apart, and put together again in a very few minutes, should cleaning or repairs be required. There will be two discharge gates; also, a circulating or churn valve, for the purpose of feeding the boiler when the streams are cut off, and to prevent freezing in extreme cold weather.

The large copper Air Chamber is to be nickel-plated, and to have a nickel-plated water-pressure gauge attached.

The Safety Valve, a late improvement, requiring no lever and scale, Throttle Valve and Cross-head to be of fine composition, polished.

Feed Pump (all through), eccentric strap, connecting rod bearings and pipe holders, of fine composition, to be polished.

All the steel and iron work to be painted.

The working parts of the engine are in all cases perfectly fitted and polished.

The wheels to be iron or wood, as desired, made of selected timber, prepared in the best manner, painted and striped with gold. The fuel pan on the back of the boiler will be large enough to carry coal for one or two hours running; it will be painted same as the wheels.

The engine to be fitted to be drawn by horses. There will be a pole and whiffletrees for horses, and a seat for driver. The brake will be operated from the fuel pan if the engine be drawn by hand, and if drawn by horses to be operated by the foot of the driver.

The engine shall have two nickel-plated steam gauges; one glass water-gauge; four gauge-cocks; one surface blow-cock and attachment for thaw-hose; one signal whistle; one variable exhaust nozzle, and steam jet; two Fire Department lanterns, nickel-plated; two nickel-plated coach lamps or torches on the boiler; two name-plates, which, together with the glass in the lamps, will be engraved as desired. The engine will be supplied with twenty feet of suction, one suction basket, two brass hose-pipes; five nozzles, various sizes; one pipe holder; one piece thaw-hose, with nozzle. Also all necessary tools required for working an engine, such as oil can, fire-shovel, poker, wrenches, etc; also, box for tools. Size of steam cylinder to be 7 inches diameter, 7 inches stroke; pump to be $4\frac{3}{8}$ inches diameter, 7 inches stroke; front wheels to be 48 inches high; rear wheels to be 60 inches high; tire, $2\frac{3}{4}$ inches wide. The axles, frame-work and braces of this engine will be made of Bessemer steel. It will throw a $1\frac{3}{8}$ -inch stream 240 feet, $1\frac{1}{2}$ -inch stream 260 feet, two 1-inch streams 200 feet, and 200 feet through 1,000 feet of hose.

In Witness Whereof, The parties have hereunto set their hands at....., this.....day of....., 18...

M. R. CLAPP,

For Clapp & Jones Manufacturing Company.

The following resolution (adopted by the Common Council—see page 673, *ante*) was read:

Resolved, That all moneys due Edward A. Guthrie, as Market Master of the West Market, as fees or otherwise, save the amount due the city on the time not reported, be paid to Mrs. E. A. Guthrie, as she is fully authorized to receipt for all moneys due said Edward A. Guthrie; and that the City Treasurer be and is hereby requested to pay all moneys due said Edward A. Guthrie to his wife, Mrs. E. A. Guthrie.

And it was adopted by the following vote:

A YES, 8—viz. Aldermen Grubbs, Hamilton, Layman, Mussmann, Newman, Seibert, Tucker, and President Coburn.

NAYS—None.

The following motions (adopted by the Common Council—see pages 672, 674 and 675, *ante*) were read, and were severally concurrently adopted:

That the City Marshal be and is hereby instructed to notify the owner of the property on the northwest corner of Maryland and Illinois streets to repair the brick sidewalk in front of said property; and if not repaired within ten days, the Street Commissioner be instructed to repair sidewalk at owner's expense.

That C. E. Merrifield be permitted to bridge the gutter on Mississippi street, in front of lots 16 and 18 of out-lot No. 168 of Blake's subdivision in the city of Indianapolis.

That the School Board be permitted to grade and pave with brick, the sidewalks in front of the school property situated on the corner of Bates and Benton streets, according to stakes set by the City Civil Engineer.

The above work to be done at the expense of the School Board.

That A. A. Bowers be permitted to grade and gravel in front of his property, at his own expense, the west sidewalk of Reid street, between Cypress and Clyde streets, according to stakes set by the City Civil Engineer. Also, that the City Civil Engineer be, and is hereby, instructed to set stakes and fix the proper grade for above sidewalk.

That no proposal for lamp posts be advertised for until the mains are laid.

The following motion (adopted by the Common Council—see page 674, *ante*) was read, and referred to the Board of Public Improvements:

That the City Marshal be, and is hereby, instructed to notify the owner or owners of the scales located on the street, south of, and adjoining lot 458, in Amasa Stone's et al., sub. of Out-lot 98, to remove said scales; and if not done within fifteen days, the City Marshal is hereby directed to notify the Street Commissioner to remove the said scales at the owner's expense.

The following entitled ordinances (passed by the Common Council) were severally read the first time:

S. O. 39, 1879—An Ordinance to provide for the erection of lamp-posts, lamps and fixtures (complete to burn gas, except the service-pipes,) on Woodlawu avenue, from Dillon street to Reid street.

S. O. 72, 1880—An Ordinance to provide for the erection of lamp-posts, lamps and fixtures (complete to burn gas, except the service-pipes,) on Eddy street, from South street to Norwood street.

S. O. 91, 1880—An Ordinance to provide for the erection of lamp-posts, lamps and fixtures (complete to burn gas, except service-pipes,) on Water street, from Stevens street to McCarty street.

- S. O. 92, 1880—An Ordinance to provide for the erection of lamp-posts, lamps and fixtures (complete to burn gas, except the service-pipes,) on Greer street, from Stevens street to Buchanan street.
- S. O. 99, 1880—An Ordinance to provide for the erection of lamp-posts, lamps and fixtures (complete to burn gas, except service-pipes,) on Hosbrook street, from Grove street to Elk street.
- S. O. 112, 1880—An Ordinance to provide for the erection of lamp-posts, lamps and fixtures (complete to burn gas, except the service-pipes,) on Ash street, between Ninth and Twelfth streets.
- S. O. 113, 1880—An Ordinance to provide for the erection of lamp-posts, lamps, and fixtures, (complete to burn gas, except the service pipes,) on Broadway street, between Seventh and Tenth streets.
- S. O. 114, 1880—An Ordinance to provide for the erection of lamp-posts, lamps and fixtures (complete to burn gas, except the service-pipes,) on Garden street, between Meridian and Illinois streets.
- S. O. 120, 1880—An Ordinance to provide for the erection of lamp-posts, lamps and fixtures (complete to burn gas, except the service-pipes,) on Woodlawn avenue, from Dillon street to Linden street.
- S. O. 151, 1880—An Ordinance to provide for the erection of lamp-posts, lamps and fixtures (complete to burn gas, except the service-pipes,) on Yandes street, from Malott avenue to Seventh street.
- S. O. 132, 1880—An Ordinance to provide for grading and graveling the first alley north of Home avenue, from Park avenue to Broadway street.
- S. O. 137, 1880—An Ordinance to provide for grading and graveling the west sidewalk of Shelby street, from Pleasant Run to the U. R. R. T. and Stock Yark Company's tracks.
- S. O. 138, 1880—An Ordinance to provide for grading and graveling the first alley west of Virginia avenue, from the first alley south of Dougherty street to Coburn street.
- S. O. 146, 1880—An Ordinance to provide for re-graveling Hill avenue, from Columbia avenue to Darwin street.
- S. O. 147, 1880—An Ordinance to provide for re-graveling Columbia avenue, from Malott avenue to Hill avenue.
- S. O. 148, 1880—An Ordinance to provide for re-graveling Malott avenue, from Alvord street to Columbia avenue.
- S. O. 139, 1880—An Ordinance to provide for grading and graveling Baltimore avenue, from the intersection of Hill avenue to the north corporation limits.
- S. O. 150, 1880—An Ordinance to provide for grading and graveling Hill avenue, from Darwin street to the intersection of Baltimore avenue.

The following message was read and received :

To the President and members of the Board of Aldermen:

Gentlemen:—I herewith transmit to your honorable body certain papers, favorably passed upon by the Common Council, at its regular session, held in the Council Chamber, Monday evening, November 15th, 1880, for your action upon same.

For the Common Council:

JOS. T. MAGNER, City Clerk.

The following report from the Committee on Contracts was read; and the action of the Common Council, in awarding the contracts as recommended, (see page 683, *ante*) was concurred in, except the third and fourth clauses, relative to the sinking of the well, and erecting a drinking fountain, which were not concurred in:

To the Mayor and Common Council:

Gentlemen:—Your Committee on Contracts, to whom sundry papers were referred, presented to Council November 1st, 1880, and opened November 8th, 1880, find them to be as follows:

1st. For grading and graveling the first alley north of Prospect street, from Spruce street to Reid street.

August Richter, 27 cents per lineal foot front on each side.

Henry Clay, 27 cents per lineal foot front on each side.

Henry Clay being the best bidder, we recommend he be awarded the contract.

2d. For the erection of lamp-posts, lamps and fixtures (complete to burn gas, except the service pipes,) on Elizabeth street, from Blake street to Locke street, thence north on Locke street to City Hospital grounds.

Four lamp posts to be erected on said lines.

W. F. Clark, \$18.50 per post.

Jno. Knight, Agent, \$17.00 per post.

Jno. Knight, Agent, being the lowest and best bidder, we recommend he be awarded the contract.

3d To increase depth of well at the intersection of Ash and Tenth streets, five (5) feet, under direction of City Civil Engineer.

Dunning and Hudson, \$450.00.

August Richter, \$425.00.

August Richter being the lowest and best bidder, we recommend he be awarded the contract.

4th. For furnishing and erecting a drinking fountain, under the direction of the City Civil Engineer, at the southeast corner of North street and Indiana avenue.

W. J. Freaney, \$228.00.

W. J. Freaney being the lowest and best bidder, we recommend he be awarded the contract.

Respectfully submitted,
John Newman,
Aldermanic Committee.

Isaac Thalman,
James A. Pritchard,
E. H. Koller,
Council Committee.

The following report from His Honor, the Mayor, was read and received:

Indianapolis, Ind., Nov. 15th, 1880.

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

Gent.—The amount of Mayor's fees collected by me during the month of October, was \$155.15; the amount of Police witness fees collected during the same time, was \$165.19, and the amount of fines due the city treasury, for October, was \$45.15—in total, \$365.49; which amounts I have paid to the City Treasurer, and filed his receipt with the City Clerk.

Respectfully submitted,
J. CAVEN, Mayor.

The following report from the City Civil Engineer was read; and the action of the Common Council in receiving the report, and in approving the several estimates and assessments (see page 685, *ante*) was concurred in:

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

Gentlemen.—I herewith report the following estimates:

A first and final estimate in behalf of J. L. Spaulding, for grading and graveling the first alley east of Maple street, from Ray street to Wilkins street.

797 lineal feet, at 19 cents..... \$151 43

A first and final estimate in behalf of Wm. Morrison and Jas. Beaty, for grading and graveling the first alley east of Central avenue, from Christian avenue to Butler street.

799 $\frac{9}{12}$ lineal feet, at 16 cents..... \$127 95

A first and final estimate in behalf of James Mahoney, for grading and graveling Ohio street and sidewalks, from Arsenal avenue to State avenue.

1,477 $\frac{1}{2}$ lineal feet, at 55 cents..... \$812 90

Respectfully submitted,
R. M. PATTERSON, City Civil Engineer.

The following estimate resolution (adopted by the Common Council—see page 685, *ante*) 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 J. L. Spaulding, for grading and graveling the first alley east of Maple street, from Ray street to Wilkins street, be, and the same is hereby, adopted as the estimate of the Common Council and Board of Aldermen of said city; and that the property owners are hereby required to pay the sums set opposite their respective names.

And it was adopted by the following vote:

AYES, 8—viz, Aldermen Grubbs, Hamilton, Layman, Mussmann, Newman, Seibert, Tucker, and President Coburn.

NAYS—None.

The following estimate resolution (adopted by the Common Council—see page 685, *ante*) 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 Wm. Morrison and Jas. Beaty, for grading and graveling the first alley east of Central avenue, from Christian avenue to Butler street, be, and the same is hereby, adopted as the estimate of the Common Council and Board of Aldermen of said city; and that the property owners are hereby required to pay the sums set opposite their respective names.

And it was adopted by the following vote:

AYES, 8—viz. Aldermen Grubbs, Hamilton, Layman, Mussmann, Newman, Seibert, Tucker, and President Coburn.

NAYS—None.

The following estimate resolution (adopted by the Common Council—see page 686, *ante*) 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 James Mahoney, for grading and graveling Ohio street and sidewalks, from Arsenal avenue to State street, be, and the same is hereby, adopted as the estimate of the Common Council and Board of Aldermen of said city; and that the property owners are hereby required to pay the sums set opposite their respective names.

And it was adopted by the following vote: —

AYES, 8—viz. Aldermen Grubbs, Hamilton, Layman, Mussmann, Newman, Seibert, Tucker, and President Coburn.

NAYS—None.

The following report from the City Civil Engineer was read; and the action of the Common Council in receiving the report, concurring in the several contracts and approving the bonds, (see page 686, *ante*) was concurred in:

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

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

Contract and bond of John Knight, agent, for erecting a lamp-post, lamp, and fixtures, (complete to burn gas, except service pipes,) on the northwest corner of Court and Liberty streets. Bond, \$40.00; surety, Henry Wetzel.

Contract and bond of James Mahoney, for grading and graveling the first alley west of East street, from McCarty street to Bicking street. Bond, \$700.00; surety, James Renihan.

Respectfully submitted,

R. M. PATTERSON, City Civil Engineer.

The following report from the City Clerk was read:

To the Mayor and Common Council:

Gentlemen:—The following entitled affidavits, are now on file in my office, for the collection of street assessments by precepts, to-wit:

Fred. Gansberg vs. Nancy A. Ford, for.....	\$ 6 90
Fred. Gansberg vs. Nancy A. Ford, for.....	3 45
Fred. Gansberg vs. Hannah Lupton, for.....	13 80
Fred. Gansberg vs. Jacob A. Crossland, for.....	31 60
R. P. Dunning and Jas. W. Hudson vs. Sarah E. Jones, for.....	47 04
R. P. Dunning and Jas. W. Hudson vs. Rufus A. Sweetser, for....	44 80
R. P. Dunning and Jas. W. Hudson vs. Amaziah Atwater, for....	44 80
R. P. Dunning and Jas. W. Hudson vs. Jonathan Bulkley, for....	34 16
Lorenz Schmidt vs. John E. McKindry, for.....	37 00
Lorenz Schmidt vs. Harriett C. Scott, for.....	22 57
Lorenz Schmidt vs. Harriett C. Scott, for.....	7 03

Lorenz Schmidt vs. Geo. P. Bissell, trustee, for.....	45 14'
Lorenz Schmidt vs. Geo. P. Bissell, trustee, for.....	45 14
Lorenz Schmidt vs. Geo. P. Bissell, trustee, for.....	45 14
Lorenz Schmidt vs. Jno. Michael, for.....	22 20
Lorenz Schmidt vs. Jno. Michael, for.....	22 20

And recommend you order the precepts to issue.

Respectfully submitted,

JOS. T. MAGNER, City Clerk.

And the action of the Common Council in concurring in the report, and in ordering the precepts to issue (see page 686, *ante*) was concurred in by the following vote:

AYES, 8—viz. Aldermen Grubbs, Hamilton, Layman, Mussmann, Newman, Seibert, Tucker, and President Coburn.

NAYS—None.

The following report from the Police Board was read, and the favorable action of the Common Council thereon (see page 687, *ante*) was concurred in:

Indianapolis, Nov. 13, 1880.

To the Mayor and Common Council:

Gentlemen:—The Police Board, to whom was referred the communication of Mother M., of the Home of the Good Shepherd, asking that the Home be allowed the sum of \$2.25 per week for caring for female prisoners, do now report: That they have contracted with the Home at the rate of \$2.00 per week for one year, subject to the approval of your honorable body.

Respectfully submitted,

D. W. Grubbs,
Jno. T. Downey,
Police Board.

The following clauses in the report from the Board of Public Improvements were read; and the favorable action of the Common Council in concurring in the several recommendations (see page 687, *ante*) was concurred in;

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

Gentlemen:—The Board of Public Improvements, to whom sundry papers were referred, would report thereon as follows:

1st. Is a motion that the Street Commissioner be instructed to clean the gutters and fill the chuck-holes with gravel on east St. Clair street, from Massachusetts avenue east to the Peru Railroad tracks.

Recommend that the work be done.

2d. Is a motion that the Street Commissioner be, and is hereby, directed to deposit two loads of gravel around the man-hole in the Ray street sewer, at the intersection of Ray and Maple streets.

Recommend that the work be done.

3d. Is a motion that the Street Commissioner be, and is hereby, directed to do the following work:

1. Clean the gutters and fill the chuck-holes in Spring street, between Market and North streets.

Recommend the work be not done.

2. Clean gutters in Davidson street, between Ohio and Market streets.
Recommend that the work be done.

3. Place foot-bridges at intersection of Ohio street and State avenue.
Recommend that the work be done.

4. Place foot-bridges at crossing of Washington street and State avenue.
Recommend that the work be done.

5. Make protections around man-holes on Ohio street, near corner of State avenue.
Recommend the work be done.

4th. Is a motion that the Street Commissioner be instructed to place a new culvert and a plank walk in front of No. 4 Engine House.
Recommend the work be done.

5th. Is a motion that the Street Commissioner be instructed to repair the sidewalk on the west side of Blake street, at the intersection of Vermont street.
Recommend that the work be done.

7th. Is a motion that the Street Commissioner be instructed to fill all chuck-holes with gravel, on Mississippi street, from Ohio street to Second street.
Recommend the work be done.

8th. Is a motion that the Street Commissioner be directed to clean the gutters and fill the chuck-holes on Columbia avenue.
Recommend the work be done.

9th. Is a motion that the Street Commissioner be directed to put gravel on the wooden block crossing of Meridian and New York streets; also, Meridian and Vermont.
Recommend that the work be done.

11th. Is a motion that the Street Commissioner bowlder and flag the alley-crossing on south side of Market street, between Pennsylvania and Delaware streets.
Recommend that the work be done.

12th. Is a motion that the Street Commissioner be instructed to clean the gutters on north East street, between St. Clair and Gregg streets.
Recommend that the work be done.

Respectfully submitted,

William H. Morrison,
Edward H. Dean,
Board of Public Improvements.

The mortality report from the Board of Health, (see page 689, *anté*) was read and received.

The estimates for the two Engine Houses, north and south, (see page 689, *anté*) were read and approved.

The following report from the Judiciary Committee (see page 690, *anté*) was read; and, on motion, was referred to the Aldermanic Committee on Judiciary:

Indianapolis, Nov. 15th, 1880.

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

Gentlemen:—Your Judiciary Committee, together with the City Attorney, to whom was referred certain papers, report thereon as follows:

The first is petition of John Larkin, asking payment of city for damages on wagon, and for use of same, occasioned by broken culvert within city limits.

We recommend the payment to him of the sum of seven dollars and eighty-five cents, as damage on wagon.

Respectfully submitted,
James A. Pritchard,
Jas. T. Dowling.

The following report from the Committee on Finance was read, and the favorable action of the Common Council thereon (see page 691, *ante*) was concurred in:

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

Gentlemen:—Your Joint Committees on Finance, to whom sundry papers were referred, would report:

1st. Is report of City Clerk and Treasurer, of expenditures for the month of October, 1880.

After careful examination and comparison of the same with the books of these respective officers, find them to be correct, and in proper form.

2d. Is a report of Chairman of Council and Aldermanic Committees on Public Health, in relation to the purchase of a dumping-ground.

After a close examination of the purchase made, out of the appropriation made to them of \$500, we find that economy has been practiced, in every case, of great advantage to the city. Receipts for every dollar expended are on file, and a quietus has been issued by the City Clerk for \$8.68, returned to the City Treasurer.

We recommend that said report be received and spread on the records, and a vote of thanks be extended the respective chairmen, for the diligence and carefulness displayed in providing a suitable place for a dumping-ground.

3d. Is a petition of E. Rauh, and others, asking that all real estate lying within the corporate limits south of the Belt Railway, and east of White River, be thrown out of the city limits, and restored to the county and township government.

On examination, we find the boundary lines of the city are not shown in a satisfactory manner. Therefore, we recommend that the whole matter be referred to a special committee, together with the City Civil Engineer, with instructions to report, giving boundary lines of the city.

Respectfully submitted,

Leon Kahn,
Jas. T. Dowling,
E. H. Koller,
John R. Pearson,
Council Committee.

The following report from the Committee on Public Charities was read, and the favorable action of the Common Council thereon (see page 692, *ante*) was concurred in:

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

Gentlemen:—Your Joint Committees on Public Charities, to whom was referred a communication of the Indianapolis Benevolent Society, asking your honorable bodies to make an appropriation of a certain sum of money to be used in operating a "Friendly Inn and Wood Yard,"

After giving the matter much thought and attention, and hearing argument *pro* and *con*, your committee are of the opinion that the institution, with proper management, could be made in a short time self-sustaining, and that the institution would be of great good to the public, by freeing our citizens from the constant solicitation of beggars, and save a constant overflow at the station-houses of tramps

and vags, which are maintained at great expense to the city. Therefore, your committee would recommend an appropriation of the sum of five hundred dollars be made to said Society.

Respectfully submitted

W. H. Tucker,
F. W. Hamilton,
Aldermanic Committee.

Allen Caylor,
John O'Connor,
Leon Kahn,
Council Committee.

The following petition was read, and the favorable action of the Common Council in granting the prayer of the petitioners, (see page 693, *ante*) was concurred in:

Indianapolis, Nov. 15th, 1880.

To the Honorable Board of Council, City of Indianapolis:

Gentlemen:—We hereby pray your honorable body to grant us license, to be issued either quarterly or annually, to do an auction and commission business, at No. 61 south Illinois street, under the firm name of Keenan & Perry.

Respectfully,

FELIX KEENAN,
L. N. PERRY,

The following motion (adopted by the Common Council—see page 695, *ante*) was read; and, on motion, was referred to the Committee on Public Property:

That the City Treasurer be, and is hereby, instructed to collect the rent due from that part of the Tomlinson estate known as No. 34 east Washington street—several months being now due.

The bond of Abraham L. Stoner, as Market Master of the West Market, in the penal sum of three thousand dollars (see page 690, *ante*) was approved.

The following special message was read:

To the President and Members of the Board of Aldermen:

3 *Gentlemen:*—The Council, in regular session held November 15th, 1880, requested that two members of the Board of Aldermen be appointed to act with three members of the Council, as a special committee to establish the boundary lines of the city of Indianapolis. The City Civil Engineer and City Assessor to act jointly with said special committee.

For the Common Council:

JOS. T. MAGNER, City Clerk.

Aldermen Seibert and Layman were appointed by the Chair, as the Aldermanic Committee to act with the Council Committee in conformity with foregoing message.

The following special message was read:

To the President and Members of the Board of Aldermen:

4 *Gentlemen:*—The Common Council, in regular session, held in the Council Chamber, December 15th, 1879, amended Section 1 of G. O. 54, 1879, "An ordinance to prevent horses or other animals or vehicles, from standing within ten feet of any drinking fountain in the city of Indianapolis, except while such horse or

animal is engaged in drinking," by inserting the word "ten" instead of the word "fifty," so as to read: Any person violating any of the provisions of this ordinance shall be fined in any sum not exceeding ten dollars.

The Council, in regular session November 15th, 1880, ordered the above ordinance to be engrossed, which was read the third time and passed.

For the Common Council:

JOS. T. MAGNER, City Clerk.

And on motion, the said ordinance, as set forth in foregoing special message, was referred to the Aldermanic Judiciary Committee.

MISCELLANEOUS.

Alderman Hamilton offered the following motion; which was adopted:

That the City Attorney and Police prosecute all persons owning and moving houses along the streets contrary to law, and without permits; also, that they file against and prosecute all owners of horses, colts and mules, found running at large upon the streets, alleys and public commons.

Alderman Hamilton offered the following motion; which was referred to the Board of Public Improvements:

That the Street Commissioner spread gravel, two inches thick and forty feet in width, on the center of Tennessee street, from Ohio street to Seventh.

Alderman Hamilton offered the following resolution:

WHEREAS, A drain, about two miles in length, running from the northeast, and emptying into the "State Ditch," has been projected and partially completed, and which drain will throw a largely increased volume of water into the said "State Ditch," and in case of heavy rain will cause great damage, by overflow, to property in the north part of the city;

Resolved, That the City Civil Engineer report, as soon as possible, what plan is necessary and most practicable, to increase the capacity of the "State Ditch" sufficient to accommodate the greatly increased quantity of water and prevent overflow and disaster to property. Also, that the City Attorney examine the proceedings in the County Commissioners' court, in the case of said drain, and take such steps as may be necessary to protect the interests of the city in such matter, and report.

Which was adopted by the following vote:

AYES, 8—viz. Aldermen Grubbs, Hamilton, Layman, Mussmann, Newman, Seibert, Tucker and President Coburn.

NAYS—None.

Alderman Seibert offered the following motion; which was adopted:

sig. 138.

That W. H. Drapier be, and is hereby, permitted to dig a well under the sidewalk at the southwest corner of Virginia avenue and Bradshaw street, to be used for the purpose of draining water out of the cellar; the work to be done at his own expense, and under the direction of the City Civil Engineer.

Alderman Tucker offered the following motion; which was adopted, and Aldermen Tucker and Grubbs appointed as members of said Special Committee.

That a Special Committee of two from the Board of Aldermen, be appointed, and that the Council be, and are hereby, requested to appoint a committee of three to devise some way for the erecting of a Market House on the east market grounds, and to report to the Council as soon as practicable, if any plan can be devised whereby it can be erected.

President Coburn offered the following motion; which was adopted:

That it is the desire of this Board to keep the city's expenses within its revenue, and that the Finance Committee of the Common Council and Board of Aldermen report at the very earliest day possible, what reductions from the estimates submitted from the various committees can be made to enable us to keep within the revenue.

Alderman Grubbs moved to suspend the rules for the purpose of placing S. O. 72 and 112, 1880, on their second and third reading, and final passage.

Which motion was adopted by the following vote:

AYES, 8—viz. Aldermen Grubbs, Hamilton, Layman, Mussmann, Newman, Seibert, Tucker, and President Coburn.

NAYS—None.

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

S. O. 72, 1880—An Ordinance to provide for the erection of lamp-posts, lamps, and fixtures, (complete to burn gas, except the service pipes,) in Eddy street, from South street to Norwood street.

And passed by the following vote:

AYES, 8—viz. Aldermen Grubbs, Hamilton, Layman, Mussmann, Newman, Seibert, Tucker, and President Coburn.

NAYS—None.

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

S. O. 112, 1880—An Ordinance to provide for the erection of lamp-posts, lamps, and fixtures, (complete to burn gas, except the service pipes,) in Ash street, between Ninth and Twelfth streets.

