

# PROCEEDINGS OF BOARD OF ALDERMEN.

REGULAR SESSION—DECEMBER 8, 1880.

The Board of Aldermen of the City of Indianapolis met in the Aldermanic Chamber, on Wednesday evening, December 8th, A. D. 1880, at seven o'clock, in regular session.

PRESENT—His Honor, the President, Henry Coburn, in the Chair, and Aldermen Drew, Grubbs, Hamilton, Layman, Mussmann, Newman, Seibert, and Wood—9

ABSENT—Alderman Tucker—1.

The Proceedings of the Board of Aldermen, for the regular session held on November 17th, 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 special message was read:

To the President and members of the Board of Aldermen:

*Gentlemen:*—The Common Council, in regular session held in the Council Chamber, Monday evening, December 6th, 1880, adhered to its former action in awarding the contract to W. J. Frearney, 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, for the sum of \$228.

I submit the same for your consideration.

For the Common Council:

JOS. T. MAGNER, City Clerk.

On motion by Alderman Layman, the Board receded from its former action, and awarded the contract as set forth in foregoing message, and approved the bond as submitted and approved by the Common Council November 15, 1880, (see page 684, *ante*.)

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 regular session, held on Monday evening, December 6th, 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 approving the several recommendations and awarding the several contracts (see page 719, *ante*) was concurred in:

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

*Gentlemen:*—Your Committee on Contracts, to whom sundry papers were referred, presented to Council, Monday evening, November 15th, 1880, have examined the same, and find them to be as follows, to-wit:

1st. For the construction of a brick sewer in and along Washington street, from the east line of New Jersey street to, and connecting with, the Washington street sewer, at the intersection of Pennsylvania street.

S. W. Patterson, \$13.45 per lineal foot; catch-basins \$100 each; man-holes, \$50 each; house-connections, \$3 00 for ten-inch pipe and under.

James E. Twiname & Co., \$13.00 per lineal foot; man-holes, \$37.00 each; catch-basins, \$37.00 each; house-connections, 70 cents for 6 inch pipe; 90 cents for 8-inch pipe; \$1.40 for 10-inch pipe; \$1.60 for 12-inch pipe.

William Bossert, \$12.65 per lineal foot; catch-basins, \$100 each; man-holes, \$45 each; house-connections, \$3.00 for 10-inch pipe and under.

R. P. Dunning and Jas. W. Hudson, \$12.65 per lineal foot; catch-basins, \$95.00 each; man holes, \$50.00 each; house-connections, 90 cents each.

A. Bruner, \$11.00 per lineal foot; catch-basins, \$80.00 each; man-holes, \$40.00 each; house-connections, 60 cents each for 6-inch pipe; 80 cents each for 8-inch pipe; \$1.00 each for 10 inch pipe; \$1.20 for 12-inch pipe.

A. Bruner being the lowest and best bidder, we recommend he be awarded the contract.

2d. For grading, bowldering and curbing the gutters of the first alley south of Ohio street, from Pennsylvania street to Delaware street.

John Schier, 72 cents per lineal foot front on each side.

Henry Clay, 42 cents per lineal foot front on each side for curbing; 29 cents per lineal foot front on each side for bowldering.

James E. Twiname & Co., 67 cents per lineal foot front on each side.

S. W. Patterson, 43 cents per lineal foot front on each side for curbing; 23 cents per lineal foot front on each side for bowldering.

Henry C. Roney, 40 cents per lineal foot front on each side for curbing; 24 cents cents per lineal foot front on each side for bowldering.

Henry C. Roney 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 the City Civil Engineer was read; and the action of the Common Council in receiving the report, and in approving the estimate and assessment (see page 720, *ante*) was concurred in:

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

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

A first and final estimate in behalf of John Knight, agent, for erecting a lamp-post, lamp and fixtures, (complete to burn gas, except the service pipes,) on Liberty street, between Washington street and Market street, at \$17.00 per post.

772  $\frac{1}{2}$  lineal feet, at 2  $\frac{2}{10}$  cents..... \$17 00

Respectfully submitted,

R. M. PATTERSON, City Civil Engineer.

The following estimate resolution was then read :

*Resolved by the Common Council and Board of Aldermen of the City of Indianapolis,* That the accompanying first and final estimate in behalf of John Knight, agent, for erecting a lamp-post, lamp and fixtures, (complete to burn gas except the service pipes,) on Liberty street, between Washington street and Market 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 passed by the following vote :

AYES, 8—viz. Aldermen Grubbs, Hamilton, Layman, Mussmann, Newman, Seibert, Wood, 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 contract, and approving the bond (see page 721, *ante*) was concurred in:

To the Mayor, Common Council and Board of Aldermen:

*Gentlemen:*—I herewith report the following contract and bond:

Contract and bond of John Knight, agent, for erecting 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 on said line. Bond, \$100.00; surety, Henry Wetzel.

Respectfully submitted,

R. M. PATTERSON, City Civil Engineer.

The following report from the City Clerk was read and received :

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

*Gentlemen:*—I herewith submit copies of an advertisement for the construction of a certain sewer, and proof of advertisement of the same.

Respectfully submitted,

JOS. T. MAGNER, City Clerk.

#### NOTICE TO CONTRACTORS.

OFFICE OF THE CITY CLERK,  
Indianapolis, November 2d, 1880. }

Notice is hereby given, that sealed proposals will be received by the Common Council of the city of Indianapolis, on Monday evening, November 15th, 1880, as follows, to-wit:

S. O. 93, 1880 — For the construction of a brick sewer in and along Washington street, from the east line of New Jersey street, to and connecting with the Washington street sewer, at the intersection of Pennsylvania street.

Such sewer to be built with brick, circular in form, and seven and one-half ( $7\frac{1}{2}$ ) feet internal diameter, and in accordance with plans and specifications prepared by and under the direction of the City Civil Engineer of said city, and in accordance with the provisions of Special Ordinance No. 93, 1880.

The Common Council and Board of Aldermen reserve the right to reject any and all proposals for the above work. No proposals will be entertained by the Council, which may be deposited with the City Clerk after four o'clock on the date above given.

Price of bids must be written out in full, and no erasures made.

JOS. T. MAGNER, City Clerk.

STATE OF INDIANA, *Marion County, ss:*

Personally appeared before me the undersigned, publisher of the Indianapolis Republican, a newspaper of general circulation, printed and published in the city of Indianapolis, in the County and State aforesaid, who, being duly sworn, upon his oath saith, that the notice, of which the attached is a true copy, was duly published in said paper for two (2) weeks successively, the first of which publication was on the 6th day of November, 1880, and the last on the 13th day of November, 1880.

L. G. DYNES.

Subscribed and sworn to before me, this 6th day of December, 1880.

[Seal.]

FRANK W. RIPLEY, Notary Public.

The following report from the City Clerk was read:

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

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

C. T. Langhorne vs. Mary J. White, trustee, for.....	\$16 50
C. T. Langhorne vs. Geo. W. McAlpine, trustee, for.....	14 08
C. T. Langhorne vs. Geo. W. McAlpine, trustee, for.....	14 13
Fred. Gansberg vs. John and Armanda Hensley, for.....	33 18
Fred. Gansberg vs. John and Armanda Hensley, for.....	1 58
R. P. Dunning and Jas. W. Hud-on vs. Mrs. Priscilla Wingate and heirs, viz: Charles Wingate and Lizzie Wingate, for.....	44 80

And recommend you order the precepts to issue.

Respectfully submitted,

JOS. T. MAGNER, City Clerk.

And the action of the Common Council in receiving the report, and in ordering the precepts to issue (see page 722, *ante*) was concurred in by the following vote:

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

**NAYS**—None.

The following report from the Fire Board was read, and the estimates approved:

ESTIMATE NO. 3, ON ENGINE HOUSES—NORTH.

Brick work.....	\$250 00
Cut stone.....	100 00
Plastering.....	125 00
Galo, iron and tin.....	400 00
Slate.....	200 00
Glazed sash.....	100 00
Outside blinds.....	72 00
Sheeting, floors, stairs, and carpenter's work.....	650 00
	<hr/> \$1,897 00

SOUTH.

Plastering.....	\$ 75 00
Inside frames, doors, finish and ceiling.....	650 00
	<hr/> \$ 725 00

As there is more due on these houses, we recommend this bill be allowed in full.

Respectfully submitted,

James T. Layman,  
John R. Pearson,  
Isaac Thalman,  
Fire Board.

JOHN G. PENDERGAST, Chief Fire Engineer.

The following report from the Chief Fire Engineer, was read and received:

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

Gentlemen:—I have been notified by the Water Works Company, of the location of the following hydrants: No. 600, on south Delaware street, opposite the C. I., St L. & C. R. R. Co.'s Depot. No 601, on northwest corner of Georgia and Delaware streets.

Respectfully submitted,

J. G. PENDERGAST, Chief Fire Engineer.

The following report from the City Hospital and Branch, was read and received:

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

Gentlemen:—The following reports of the City Hospital and Branch, for the month of November, 1880, are respectfully submitted:

	First Week.	Second Week.	Third Week.	Fourth Week.	Two Days.	Monthly Totals
Number of paid Officers and Employes in Hospital .....	11					
Number of paid Officers and Employes in Branch.....	1					
Number of beds in Hospital .....	100					
Number of beds in Branch.....	10					
No. of adult patients in Hospital at beginning of week.....	42	47	45	55	57	42
No. of infant patients in Hospital at beginning of week.....	1	1				1
No. of adult patients received during week .....	9	4	15	10	3	41
No. of infant patients received or born during week.....					1	1
No. of adult patients discharged during week .....	3	6	5	8	6	28
No. of infant patients discharged during week.....						
No. of adult patients who di-d during week.....	1					1
No. of infant patients who died during week.....		1				1
No. of patients in Branch at beginning of week.....						
No. of patients in Branch at end of week.....						
No. of adult patients in Hospital and Branch at end of week	47	45	55	57	54	54
No. of inf't patients in Hospital and Branch at end of week	1				1	1
No. of pay-patients at beginning of week.....						
No. of pay-patients at end of week .....						
Aggregate number of days of patients in Hospital .....	317	336	367	399	317	1536
Aggregate number of days of employes in Hospital .....						445
Number of prescriptions filled for October.....	910					
Number of prescriptions filled for November.....	770					
Total.....						

Total expenditures for month ..... \$1,026 49  
 Cash collected from pay-patients and other sources, and paid to City Treasurer..... \$.....

Aggregate number of days subsistence furnished .....	1981
Average daily cost of each patient .....	.66-1 cts.
Average daily cost for patients, officers, and employes.....	.51-8 cts.

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

The following report from the City Dispensary, was read and received:

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

*Gentlemen.*—The following reports of the City Dispensary for the month of November, 1880, are respectfully submitted:

Number of Patients treated at Dispensary .....	130
Number of Medical cases at Dispensary .....	86
Number of Surgical cases at Dispensary .....	35
Number of Disease of Nervous System.....	6
Number of Disease of Eye and Ear.....	3
Number of Diseases of the Throat.....	0
Number of Out-door Patients treated .....	97
Number at Station House.....	8
Number at News Boys' Home .....	0
Total number of Patients treated during month.....	235
Total number of Visits made during month.....	381
Total number of Prescriptions filled during month.....	667
Number of Births during month.....	0
Number of Deaths during month.....	4

EXPENDITURES FOR MONTH.

C. A. Ritter, Superintendent.....	\$ 61 66
F. A. Morrison, 1st Assistant.....	45 83
C. I. Fletcher, 2d Assistant.....	37 50
F. M. Ferree, Prescription Clerk.....	30 00
W. A. & I. N. Pattison, drugs.....	44 10
John F. Johason, drugs.....	17 57
A. L. Wright & Co, carpets.....	45 73
Drew & Co., coal.....	13 00
E. Compton, stove pipe, &c.....	13 90
Indianapolis Gas Light & Coke Co.....	4 80

Total expenditures for month..... \$314 08

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

On motion by Alderman Grubbs, the order of business was suspended for the purpose of taking up G. O. 43, 1880.

The following entitled ordinance was read the first time:

G. O. 43, 1880—An Ordinance authorizing the establishment of certain fertilizing works at the junction of the Terre Haute and Indianapolis and Belt Railroads.

Alderman Grubbs moved that the rules be suspended for the purpose of placing the above entitled ordinance (G. O. 43, 1880,) on its second and third reading, and final passage.

Which motion was adopted by the following vote:

AYES, 9—viz. Aldermen Drew, Grubbs, Hamilton, Layman, Mussmann, Newman, Seibert, Wood, and President Coburn.

NAYS—None.

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

G. O. 43, 1880—An Ordinance authorizing the establishment of certain fertilizing works at the junction of the Terre Haute and Indianapolis and Belt Railroads.

And passed by the following vote :

AYES, 9—viz. Aldermen Drew, Grubbs, Hamilton, Layman, Mussmann, Newman, Seibert, Wood, and President Coburn.

NAYS—None.

Alderman Drew was excused for the remainder of this session.

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 728, *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 :

2d. Is a motion that the Street Commissioner fill the chuck-holes on west Michigan street, from the race bridge to White River bridge.

Recommend the work be done.

3d. Is a motion that the Street Commissioner be directed to clean the gutters, and fill with gravel the chuck-holes on First street, between Illinois and Pennsylvania streets.

Recommend the work be done.

4th. Is a motion that the Street Commissioner be instructed to place gravel around cistern-cap, on Prospect street, at end of Linden street.

Recommend the work be done.

5th. Is a motion that the Street Commissioner be instructed to re gravel the first alley south of Coburn street, between Madison avenue and East street.

Recommend a small amount of gravel be put in the bad chuck-holes.

7th. Is a motion relative to placing sand or fine gravel upon north Tennessee street, and rolling the same until the gravel is well packed.

We have made examination of said street, and find the first square in good condition, being traveled upon and becoming well packed; and it is the opinion of the Board that by spring time the entire line may become packed and in good condition for travel.

Respectfully submitted.

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

The report of the Board of Public Improvements and Street Commissioner, (see page 730, *ante*) showing the expenses for the month of November, 1880, and expenditures to date, was read and approved.

The report from the Board of Health (see page 730, *ante*) was read and received.

The following report from the Judiciary Committee (see page 731, *ante*) was read :

*Indianapolis, Ind., Dec. 6th, 1880*

To the Mayor and Common Council:

*Gentlemen.*—Your Judiciary Committee, together with the City Attorney, to whom was referred sundry papers, report thereon as follows, to-wit:

The first is the estimate as reported by the City Civil Engineer, in favor of R. P. Dunning and James W. Hudson, for grading and bouldering West street, in front of what is known as Greenlawn Cemetery, and by said estimate the improvement is charged to the city, and referred to your Committee to ascertain if said money is justly due the contractors from the city, and, if paid by the city, whether it will not, or can not, be held as a lien on said property.

In the estimate there is no description of the property charged for this improvement, but described, simply, as so many feet on West street. If the money was paid on this estimate, it is plain the city could not hold the claim as a lien on any property, as there is no description of any property in the estimate (as the statute requires) to entitle any one to a precept. If the estimate was corrected so as to accurately describe the property fronting on the line of the street improved, still the city could not pay it, and hold the claim as a lien on the property. If the contractors should sell the property, to satisfy their lien, the city could not purchase it and acquire a good title, for this would be the city purchasing the property at her own sale, which would be clearly void. If there is any private property at this point, to be charged with this improvement, the city can not have anything to do with the claim, for the reason that there is no provision of our city charter authorizing the city to pay street improvement liens on private property. Such a proceeding would be clearly unlawful, and the payment of such a claim by the city might be enjoined at the instance of any tax-payer in the city of Indianapolis.

The only question in the case is, is Greenlawn Cemetery private or public grounds? If private property, there is a lien in favor of the contractors upon the property fronting by front line upon West street, and it should be sold to pay the claim. It follows, also, if it is private individual grounds, the estimate has been improperly made out against the city, as there is no legal liability against the city to pay it.

On the other hand, if this is public property, the city is liable and should pay the claim. What are the facts?

The ground, at the point on West street, where this improvement was made, was once a part of out-lot number one hundred and thirty-four (134). It was owned by Edwin J. Peck. In February, 1852, he platted the ground as a private cemetery. (See plat book 1, page 92.) He dedicated nothing to the public; but was the absolute owner of every drive, walk and lot, after the subdivision, just as he was before the subdivision, subject, of course, to the right of lot owners to use the walks and drives. So it has remained to this day, except when he may have sold private lots to individuals. In platting the ground there was left a strip of land four (4) feet in width, between the lots proper and West street. This strip of land fronts, by its front line, on the street improved, and is owned by the heirs of Edwin J. Peck. This is liable for the street improvement.

It is true, the city has for some years held a supervision over Greenlawn Cemetery; has appointed a sexton to take care of the grounds, and paid him for his services out of public monies by appropriation from city treasury. But while the city has thus exercised a supervising care over Greenlawn, the title thereto is a private, individual one. As there appears to be private property fronting on the line of this improvement, upon which there is a lien in favor of the contractors, we recommend that the claim be not paid by the city, except for twenty six (26) feet on north side, which is occupied as a street by the city, as it would be a wrongful appropriation of city funds to pay a street improvement lien on private individual property. We recommend the estimate to be corrected so as to be in accord with the facts.

The second is a petition of Josiah C. Willits, showing that in the years 1876 and 1877, he was the owner of lot two (2,) in square three (3,) in Waldo's subdivision of out-lot No. 158.

That in the year 1876, said lot was assessed for taxation at \$400, and \$400 additional for improvements, when, in fact, there was no improvements upon said lot in the year 1876.

Further, that in the year 1877, said lot was valued, appraised and listed for taxation at \$350, and at \$350 additional for improvements, when, in fact, there was a stable upon the lot worth not more than \$75, in the year 1877.

The petitioner further shows that said lot was sold for the taxes assessed against him, including the erroneous assessments, aforesaid, on the 13th day of February, 1880, and sold to S. A. Fletcher & Co., for \$57.46, he at the time having a large amount of personal property in his possession as owner.

Petitioner asks that said sale be set aside and money refunded to S. A. Fletcher & Co., with interest, and that the City Assessor and Treasurer may be ordered to cancel and set aside the erroneous assessments for improvements, and re-assess the same without any charge for improvements for the year 1876, and for real value of improvement for year 1877.

Your committee report, that the erroneous assessment for improvements for the year 1876, be cancelled, and the property be re-assessed, without improvements.

That the alleged error, for the year 1877, is a matter not to be corrected by the Council and Board of Aldermen, but by the Board of Equalization. The petitioner shows that there was improvements on the lot for this year, which he values at \$75 in his petition, but he says it was valued at \$350, which was more than the improvements were worth. Clearly this is an error we can not correct, but one which petitioner should have had corrected by the Board of Equalization.

When the petitioner shall pay the true and correct amount of taxes due for the years for which said property was sold into the city treasury, we recommend that the alleged sale of said lot to S. A. Fletcher & Co., be set aside, and the City Treasurer pay back to S. A. Fletcher & Co., the money paid by them for said lot at said sale, without interest, upon surrender by them of their certificate of purchase.

Respectfully submitted,

James A. Pritchard,  
Wm. C. Lamb,  
Jas. T. Dowling,  
Judiciary Committee.

JOHN A. HENRY, City Attorney.

Alderman Seibert moved that the above report be concurred in, except as to the first clause, relating to the Greenlawn Cemetery, and that portion of the report be not concurred in.

Which motion was adopted.

The following report from the Committee on Public Light, was read; and the action of the Common Council in concurring in the report (see page 732, *ante*) was concurred in:

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

*Gentlemen:*—Your Joint Committee on Public Light, would recommend that the City Civil Engineer be directed to notify the Gas Company to dismantle the lamp on southeast corner of Liberty and New York streets, and remanle and re-light lamp opposite first alley east of East street, north side of New York street.

Respectfully submitted,

F. W. Hamilton,  
Aldermanic Committee.

H. J. Prier,  
Peter F. Bryce,  
Jas. T. Dowling,  
Council Committee.

The following report from the Committees on Public Property was read, and referred to the Aldermanic Committees on Judiciary and Finance:

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

*Gentlemen:*—Your Special Committee, to whom was referred the communication of ex-Councilman Tucker, relative to the improvement of the Southern Park grounds, together with the Joint Committee on Public Property and Street Commissioner, have carefully considered the subject matter contained therein, and would report that, in our opinion, the improvement is practicable, and should be made. We therefore respectfully submit the following recommendations, and earnestly recommend their adoption:

1st. The appropriation of \$2,000 for the first year, to be used in improving the Southern Park grounds, also, for the purchasing of tools and the employment of a suitable person to superintend said improvement, under the supervision of the committee intrusted with such work.

2d. The transferring of the Stone Yard force to the Southern Park grounds, to be used in improving the same.

3d. The adoption of a plan of improvement of said grounds by the Joint Committees on Public Property.

4th. That as soon as said plan shall be adopted, that the Stone Yard force be transferred to the grounds, and that the Board of Public Improvements and the Street Commissioner be and are hereby, directed to take charge of such force and the improvement, and that the Stone Yard be discontinued.

Most respectfully submitted,

James T. Layman,  
D. Mussmann,  
Jas. T. Dowling,  
F. J. Van Vorhis,  
Special Joint Committee.

John R. Pearson,  
John W. Fultz,  
W. E. Shilling,  
W. H. Tucker,  
D. W. Grubbs,  
John Newman,

L. A. FULMER, Street Commissioner.

Joint Committee on Public Property.

The following motion (adopted by the Common Council—see page 741, *ante*) was read and concurrently adopted:

That J. L. Spaulding be granted ninety days further time to complete his contract for improving King street, from Pennsylvania street to Delaware street.

The following communication was read, and the favorable action of the Common Council thereon (see page 741, *ante*) was concurred in:

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

*Gentlemen:*—The City Attorney, being directed by your honorable bodies to bring suit on bond given by James Mahoney for improving first alley north of St. Mary street, from Delaware street to Pennsylvania street, and I being surety on said bond, would pray that no action be taken in the matter at present; and if the city will extend the time for completing said contract until spring, I hereby guarantee that the work will be performed in accordance with said contract and bond.

RICHARD CARR.

The following petition was read and received

Cincinnati, O., December 4th, 1880.

To the Common City Council of the City of Indianapolis, Ind.:

*Gents:*—I, Richard Tudor, owner of property 128 west Vermont street, do hereby ask to have the front sidewalk replaced in the same condition as it was before the Steam Fire Engine drove over it to pump water from the cellar of the bakery at the corner.

Yours, truly,

RICHARD TUDOR,  
D. C Tudor.

The following motion was read, and the favorable action of the Common Council thereon (see page 741, *ante*) was concurred in, and Aldermen Grubbs and Layman appointed to act as the Aldermanic members of said committee:

That the request of Richard Tudor, of Cincinnati, Ohio, for the replacing of sidewalk in front of No. 128 west Vermont street, be referred to the Chief Fire Engineer and a committee of five (5;) said committee to be composed of three (3) members of the Council and two (2) from the Board of Aldermen; and that said committee examine the sidewalk, and report to this Council at its next regular meeting who was responsible for the damage.

The following motions (adopted by the Common Council—see pages 742 and 744, *ante*) were read, and were concurrently adopted:

That Fred. Gansberg be granted sixty days further time to complete his contract for improving Mississippi street, between Ohio street and Seventh street.

That Fred. Gansberg, contractor, be instructed to place Mississippi street in a passable condition, between First and Second streets. In its present condition it is impossible for residents on said street to reach their place of business or residences.

That the contractor, Henry Clay, be given sixty (60) days extension of time in which to complete his work on Ohio street, between Pennsylvania and Meridian streets.

That the Fire Board be authorized to sell the St. Jo. street Hose-Reel House, and that they be, and are hereby, instructed to advertise for proposals for same.

The following petition was read, and the favorable action of the Common Council thereon (see page 744, *ante*) was concurred in:

Indianapolis, Ind., Dec. 6th, 1880.

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

*Gentlemen:*—We, the undersigned, citizens of the city of Indianapolis, would respectfully petition your honorable bodies for a license to carry on the business of auctioneers, within said city, pursuant to the general ordinance governing the same.

Respectfully, &c.,

G. W. SMITH,  
S. BARTHOLOMEW.

The following petition was read, and the favorable action of the Common Council thereon (see page 744, *ante*) was concurred in:

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

*Gentlemen:*—The undersigned represents and shows to your honorable body that he is the owner of Lot No. 69, of Alvord's subdivision of lots one to five inclusive

of E. T. & S. K. Fletcher's addition to the city of Indianapolis, Indiana, and he desires to improve the sidewalk on and along Malott avenue, adjoining said lot, to-wit: From the northeast corner of Malott avenue and Alvard street, running along the north side of said avenue to the east line of said Lot No. 69. And he desires permission to improve said lot by making a brick sidewalk at his own expense; and he now prays that this Council will give him permission to make said improvement at his own expense, and will also order and direct the City Engineer to establish and fix the grade so he can make said improvement as herein stated.

Indianapolis, Dec. 6, 1880.

JONATHAN EDWARDS, Trustee,  
by N. N. Morris & Co., Agt.

The following resolution was read:

*Resolved*, That no motion or resolution extending the time of any contractor for the improvement of any street or alley, be hereafter entertained without it first being approved by the Joint Committees on Contracts and Board of Public Improvements.

And the favorable action of the Common Council in adopting the above resolution (see page 745, *ante*) was concurred in by the following vote:

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

NAYS—None.

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

Ap. O. 72, 1880—An Ordinance appropriating money for the payment of sundry claims against the City of Indianapolis, on account of the Fire Department.

Ap. O. 73, 1880—An Ordinance appropriating money for the payment of sundry claims against the City of Indianapolis, on account of the City Hospital and Branch.

Ap. O. 74, 1880—An Ordinance appropriating money for the payment of sundry claims against the City of Indianapolis, on account of Station-Houses.

Ap. O. 75, 1880—An Ordinance appropriating money for the payment of sundry claims against the City of Indianapolis.

Ap. O. 76, 1880—An Ordinance appropriating money for the payment of sundry claims against the City of Indianapolis, on account of Printing, Stationery, and Advertising.

Ap. O. 77, 1880—An Ordinance appropriating the sum of Five Thousand Dollars on account of the Street-Repair Department of the city of Indianapolis.

This being the regular appropriation night, the foregoing entitled Appropriation Ordinances were placed on their final passage without suspension of the rules.

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

Ap. O. 72, 1880—An Ordinance appropriating money for the payment of sundry claims against the City of Indianapolis on account of the Fire Department.  
[Amount appropriated \$7,203.72]

And it was passed by the following vote :

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

NAYS—None.

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

Ap. O. 73, 1880—An Ordinance appropriating money for the payment of sundry claims against the City of Indianapolis on account of the City Hospital and Branch. [Amount appropriated \$1,026.49.]

And it was passed by the following vote :

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

NAYS—None.

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

Ap. O. 74, 1880—An Ordinance appropriating money for the payment of sundry claims against the City of Indianapolis on account of the Station Houses. [Amount appropriated \$291.75.]

And it was passed by the following vote :

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

NAYS—None.

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

Ap. O. 75, 1880—An Ordinance appropriating money for the payment of sundry claims against the City of Indianapolis. [Amount appropriated \$22,600.94.]

And it was passed by the following vote :

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

NAYS—None.

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

Ap. O. 76, 1880—An Ordinance appropriating money for the payment of sundry claims against the City of Indianapolis, on account of Printing, Stationery and Advertising. [Amount appropriated, \$426.12.]

And it was passed by the following vote :

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

NAYS—None.

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

Ap. O. 77, 1880—An Ordinance appropriating the sum of Five Thousand Dollars on account of the Street-Repair Department of the city of Indianapolis.

And it was passed by the following vote :

A YES, 7—viz. Aldermen Grubbs, Hamilton, Layman, Mussmann, Newman, Seibert, and Wood.

NAYS, 1—viz. President Coburn.

#### REPORTS, ETC., FROM COMMITTEES.

The Committee on Public Light, through Alderman Layman, submitted the following report; which was concurred in :

To His Honor, the President, and Members of the Board of Aldermen of the City of Indianapolis :

*Gentlemen:*—Your Committees on Public Light, to whom was referred Special Ordinance No 151, 1880, for the erection of lamps on Yandes street, from Malott avenue to Seventh street, would respectfully recommend that the same be taken up and passed.

Respectfully submitted,

Jas. T. Dowling,

H. J. Prier,

Council Committee.

James T. Layman,

F. W. Hamilton,

Aldermanic Committee.

Alderman Layman moved to take up S. O. 151, 1880, and place it on its passage.

Which motion was adopted.

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

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.

And it was passed by the following vote :

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

NAYS—None.

MISCELLANEOUS.

Alderman Hamilton offered the following motion ; which was adopted :

That the Board of Public Improvements receive proposals for all plumbing work necessary for repairs of public fountains, or in other places, and let the same to the lowest and best bidder.

Alderman Layman offered the following motions ; which were adopted:

That the Committee on Public Property be, and are hereby directed, to dispense, for the winter months, with the services of the Park Policeman.

That the Board of Health be, and are hereby, directed to reduce the number of Sanitary Policeman from four members, as now constituted, to two members.

Alderman Wood offered the following motion ; which was adopted :

That the City Civil Engineer be, and is hereby instructed to investigate, and report at the next meeting of the Board, if the Vandalia Railroad Company have permission, by ordinance, for the crossing of West street of their several tracks.

On motion, the Board of Aldermen then adjourned.

*A. Coburn*....., President.

Attest : *Geo. T. Branning*....., Clerk.