

PROCEEDINGS OF BOARD OF ALDERMEN.

REGULAR SESSION—MAY 18, 1881.

The Board of Aldermen of the City of Indianapolis, met in the Aldermanic Chamber, on Wednesday evening, May 18th, 1881, at eight o'clock, in regular session.

PRESENT—His Honor, Vice-President Hamilton in the Chair, and Aldermen De-Ruiter, Drew, Mussmann, Newman, Rovison, Seibert, and Tucker—8.

ABSENT—Aldermen Wood, and President Layman—2.

The Proceedings of the Board of Aldermen for the regular session held on May 11th, 1881, having been printed and placed on the desks of the Aldermen, said Journal was 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 regular session, held on Monday evening, May 16th, 1881, for your action upon the same.

For the Common Council:

JOS. T. MAGNER, City Clerk.

The following communication from the City Clerk was read; and the favorable action of the Common Council in confirming the appointments (see page 36, *ante*) was concurred in:

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

Gentlemen:—I have appointed George T. Breunig and Frank W. Ripley as my deputies. I have also appointed George T. Breunig as Clerk of the Board of Aldermen. I respectfully request your honorable bodies to confirm such appointments.

Respectfully submitted,

JOS. T. MAGNER, City Clerk.

The following communication from the City Marshal was read; and the favorable action of the Common Council in confirming the appointment (see page 36, *ante*) was concurred in:

Indianapolis, May 18th, 1881.

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

Gentlemen:—I hereby nominate and appoint Joseph R. Forbes as Deputy Marshal, to serve as such during my term of office; and ask your confirmation thereof.

Respectfully,

R. S. COLTER, City Marshal.

The following report from the City Civil Engineer was read; and the favorable action of the Common Council thereon (see page 36, *ante*) was concurred in:

To the Mayor, Common Council and Board of Aldermen:

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

A first and final estimate in behalf of Fred Gansberg, for grading and bowldering the gutters, and curbing with stone the outer edges of the sidewalks (except where already properly curbed or bowldered) of Mississippi street, from First street to Seventh street:

5,342 $\frac{2}{12}$ lineal feet curbing, at 36 cents.....	\$1,924 15
6,468 $\frac{2}{12}$ lineal feet bowldering, at 42 cents.....	2,717 19
1,652 $\frac{3}{12}$ lineal feet stone crossings, at 30 cents.....	495 81
Total.....	\$5,137 15

A first and final estimate in behalf of James Mahoney, for grading and graveling the first alley west of East street, from McCarty street to Bicking street:

1,143 $\frac{6}{12}$ lineal feet, at 18 cents.....	\$205 83
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A first and final estimate in behalf of James Mahony, for grading and graveling the first alley north of Buchanan street, from Greer street to Beaty street:

623 lineal feet, at 10 $\frac{1}{2}$ cents.....	\$65 43
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A first and final estimate in behalf of R. P. Dunning and James W. Hudson, for grading and bowldering the southeast gutter, and curbing with stone the outer edge of the southeast sidewalk, of Kentucky avenue from Louisiana street to Sharpe street:

1,061 lineal feet curbing, at 39 cents.....	\$413 88
1,061 $\frac{17}{100}$ lineal feet bowldering, at 47 cents.....	498 71
Total.....	\$912 59

A first and final estimate in behalf of R. P. Dunning and James W. Hudson, for grading and bowldering the north gutter of South street, from Virginia avenue to New Jersey street:

375 $\frac{4}{12}$ lineal feet, at 38 cents.....	\$142 62
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A first and final estimate in behalf of Charles S. Roney, for re-graveling Malott avenue, from Alvord street to Columbia avenue:

2,021 lineal feet, at 20 cents.....	\$404 20
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Respectfully submitted,

R. M. PATTERSON, City Civil Engineer.

The following estimate resolution (passed by the Common Council—see page 37, *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 Fred Gansberg, for grading and bowldering the gutters and curbing with stone the outer edges of the

sidewalks (except where already properly curbed or bowldered) of Mississippi street, from First street to Seventh 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 passed by the following vote:

A YES, 8—viz. Aldermen DeRuiter, Drew, Hamilton, Mussmann, Newman, Rorison, Seibert, and Tucker.

NAYS—None.

The following estimate resolution (passed by the Common Council—see page 37, *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 the first alley west of East street, from McCarty street to Bicking 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 passed by the following vote:

A YES, 8—viz. Aldermen DeRuiter, Drew, Hamilton, Mussmann, Newman, Rorison, Seibert, and Tucker.

NAYS—None.

The following estimate resolution (passed by the Common Council—see page 38, *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 the first alley north of Buchanan street, from Greer street to Beaty 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 passed by the following vote:

A YES, 8—viz. Aldermen DeRuiter, Drew, Hamilton, Mussmann, Newman, Rorison, Seibert, and Tucker.

NAYS—None.

The following estimate resolution (passed by the Common Council—see page 38, *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 James W. Hudson, for grading and bowldering the southeast gutter, and curbing with stone the outer edge of the southeast sidewalk, of Kentucky avenue, from Louisiana street to Sharpe 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 passed by the following vote:

AYES, 8—viz. Aldermen DeRuiter, Drew, Hamilton, Mussmann, Newman, Rorison, Seibert, and Tucker.

NAYS—None.

The following estimate resolution (passed by the Common Council—see page 38, *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 James W. Hudson, for grading and bowldering the north gutter of South street, from Virginia avenue to New Jersey 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 passed by the following vote:

AYES, 8—viz. Aldermen DeRuiter, Drew, Hamilton, Mussmann, Newman, Rorison, Seibert, and Tucker.

NAYS—None.

The following estimate resolution (passed by the Common Council—see page 39, *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 Charles S. Roney, for re-graveling Malott avenue, from Alvord street to Columbia avenue, 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 passed by the following vote:

AYES, 8—viz. Aldermen DeRuiter, Drew, Hamilton, Mussmann, Newman, Rorison, Seibert, and Tucker.

NAYS—None.

The following report from the City Civil Engineer was read; and the favorable action of the Common Council thereon (see page 39, *ante*) was concurred in:

To the Mayor, Common Council and Board of Aldermen:

Gentlemen:—I herewith report the contract and bond of Henry Clay, for grading and graveling Baltimore avenue, from the intersection of Hill avenue to the north corporate limits. Bond, \$3,000. Surety, Hamilton Bailie.

Respectfully submitted,

R. M. PATTERSON, City Civil Engineer.

The report of Wm. Hadley, rental agent of the Tomlinson Estate (see page 36, *ante*) was read and approved.

The Mortality Report of the Board of Health (see page 40, *ante*) was read and received.

The following motion (adopted by the Common Council—see page 47, *ante*) was read, and amended so as to read “to report” instead of “to act;” as amended was then adopted:

That a committee of three be appointed to look after the wharf of the city dumping ground, with power to act; as I am informed the same is in a very bad condition.

The following motion (adopted by the Common Council—see page 47, *ante*) was read, and referred to the Committee on Streets and Alleys, and Sewers and Drainage:

That the City Marshal be instructed to notify the property owners on Plum street to number their houses in accordance with the numbers as designated by the City Clerk.

The following resolution (passed by the Common Council—see page 47, *ante*) was read:

Resolved, The Board of Aldermen concurring, that Twiname, Amos & Co. have permission to assign to John L. Hanna their contract for re-graveling Columbia avenue, from Malott avenue to Hill avenue. Also, their contract for re-graveling Hill avenue, from Columbia avenue to Darwin street.

And it was adopted by the following vote:

AYES, 8—viz. Aldermen DeRuiter, Drew, Hamilton, Mussmann, Newman, Rorison, Seibert, and Tucker.

NAYS—None.

The following report from the Conference Committee (see page 42, *ante*) was read, and action thereon postponed:

To the Mayor, Common Council and Board of Aldermen:

Gentlemen:—Your Committee of Conference, to whom was referred the matter relative to improving Market street, from Missouri street to Blackford street, by bouldering and curbing the gutters, would report:

After examination of the street, we are of the opinion that the improvement should be made. Therefore, recommend that the contract be awarded to S. W. Patterson, the lowest and best bidder, as reported by the Committee on Contracts.

Respectfully submitted,

John R. Cowie,
D. DeRuiter,
Hiram Seibert,
Issac Thalman,
Conference Committee.

The following report from the Committee on Public Property, was read; and the favorable action of the Common Council thereon (see page 51, *ante*) was concurred in:

To the Mayor, Common Council and Board of Aldermen:

Gentlemen:—Your Joint Committees on Public Property, to whom was referred the motion asking an appropriation of the sum of \$400, for the fixing up of suitable quarters for the keeping of the stone yard force at Southern Park grounds, have carefully considered it, and your committees make the following report:

1st. Against the fixing up of quarters at the grounds for the keeping of the stone yard force.

2d We recommend that the Board of Public Improvements and Street Commissioner, be, and are hereby, directed to procure a suitable conveyance to haul the force to and from the grounds, and to commence improving the property at once, according to plans furnished by the City Civil Engineer, and to discontinue the stone yard.

Further, that the Street Commissioner and Board of Public Improvements, be, and are hereby, authorized to purchase such necessary tools and supplies as may be needed for improving the grounds, and that the amount so expended to be included in the next general appropriation ordinance, and that the amount be taken from the \$2,000 allowed for such improvement for first year.

Respectfully submitted,

W. H. Tucker,

John Newman,

D. W. Grubbs,

Aldermanic Committee.

John W. Fultz,

W. E. Shilling,

John R. Pearson,

Council Committee.

The following motions (adopted by the Common Council—see pages 51, 55, and 56, *ante*) were read and concurrently adopted :

That the Committee on Contracts, together with the City Civil Engineer, be, and are hereby, ordered to have some plan prepared whereby the city may not be the losing party for the cost of printing, etc., of any contract awarded to bidders and by them not accepted, either by failure to furnish bond or otherwise.

That the City Attorney, with the aid and advice of the Mayor and Committee on Judiciary, be authorized and directed to prepare a revision and codification of the Charter and Ordinances of this city.

That the Committee on Office Fixtures and Supplies be instructed to place the office to be occupied by His Honor, the Mayor, in good condition at once.

That the City Marshal be directed to notify the owners of dairies north of city to keep their cows outside of city limits; and on their failure to do so, after notice, that the ordinance be strictly enforced against them.

That the Street Commissioner be directed to repair such fire cisterns as are out of order.

That the City Attorney and Judiciary Committee be directed to immediately cancel the lease of the lessee of the Southern Park, and, if his bond is worth it, to proceed against his bondsmen for unpaid rent due the city.

The following motion (adopted by the Common Council—see page 55, *ante*) was read and referred to the Committee on Finance, and Accounts and Claims, and City Attorney :

That the Finance Committee be, and is hereby, directed to convert the money, now in the custody of the City Treasurer, belonging to the "Tomlinson Estate" funds, into county bonds, and that the said bonds be deposited with the City Treasurer.

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

G. O. 18, 1881—An Ordinance granting Anderson Bruner, contractor for the construction of a brick sewer in and along Washington street, from Pennsylvania street to the east side of New Jersey street, further time in which to complete his contract.

G. O. 19, 1881—An Ordinance providing for the compensation of the Officers of the City of Indianapolis, and the officers and members of the Police and Fire Departments of said city, for the year ending May 31st, 1882.

Ap. O. 31, 1881—An Ordinance appropriating the sum of Two Thousand Dollars, on account of the Street-Repair Department of the city of Indianapolis.

On motion by Alderman Tucker, the rules were suspended for the purpose of placing the above entitled ordinances on their final passage, by the following vote :

AYES, 8—viz. Aldermen DeRuiter, Drew, Hamilton, Mussmann, Newman, Rorison, Seibert, and Tucker.

NAYS—None.

Ap. O. 31, 1881, was then read the second and third times, and passed by the following vote :

AYES, 8—viz. Aldermen DeRuiter, Drew, Hamilton, Mussmann, Newman, Rorison, Seibert, and Tucker.

NAYS—None.

G. O. 18, 1881, was then read the second and third times, and passed by the following vote :

AYES, 8—viz. Aldermen DeRuiter, Drew, Hamilton, Mussmann, Newman, Rorison, Seibert, and Tucker.

NAYS—None.

G. O. 19, 1881, was then read the second time.

Alderman Tucker offered the following amendments to the above ordinance, which failed of adoption :

That so much of section 1 as relates to the pay of the members of the Board of Equalization be stricken out.

Amend so as to terminate Dec. 31st, 1882, instead of May 31st, 1882.

That each member of the Board of Public Improvements be allowed \$50 per year in addition to their regular salary.

Alderman Mussmann moved to refer the above ordinance, G. O. 19, 1881, to the Finance Committee.

Which motion failed of adoption.

Alderman Seibert moved to amend the above ordinance, G. O. 19, 1881, by making the salary of the Clerk of Committees \$800.00, instead of \$900.00.

Which failed of adoption.

G. O. 19, 1881, was then read the third time, and passed by the following vote:

AYES, 6—viz. Aldermen DeRuiter, Drew, Hamilton, Rorison, Seibert and Tucker.
NAYS, 2—viz. Aldermen Mussmann, Newman.

INTRODUCTION OF MISCELLANEOUS BUSINESS.

Alderman Tucker offered the following motion; which was adopted:

That the Judiciary Committee of this Board, together with the City Attorney, be appointed to assist in codifying the city ordinances.

Alderman Rorison moved to reconsider the passage of S. O. 8, 1881, passed at the last regular meeting.

Which motion was adopted, and the action of the Board of Aldermen reconsidered by the following vote:

AYES, 8—viz. Aldermen DeRuiter, Drew, Hamilton, Mussmann, Newman, Rorison, Seibert, and Tucker.

NAYS—None.

S. O. 8, 1881, was then referred to the Committee on Streets and Alleys and Sewers and Drainage.

Alderman Tucker offered the following resolution; which was referred to the Committee on Rules:

Resolved, That this body do not in the future recede from any action taken, until after the matter in question shall have been reported upon by a Conference Committee.

On motion, the Board of Aldermen then adjourned.

FRANCIS W. HAMILTON, President pro tem.

Attest: GEO. T. BREUNIG, Clerk.