

PROCEEDINGS  
OF THE  
COMMON COUNCIL.

—————  
CALLED SESSION.  
—————

CHAMBER OF THE COMMON COUNCIL OF THE }  
CITY OF INDIANAPOLIS,  
WEDNESDAY, OCTOBER 27TH, 1869, 7½ O'CLOCK, P. M. }

The Common Council met pursuant to the following call.

INDIANAPOLIS, Oct. 27, 1869.

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

GENTLEMEN:— We the undersigned Councilmen hereby call a meeting of the Common Council, to be held at the Council Chamber, October 27th, 1869, at 7½ o'clock p. m., for the purpose of considering the report of the Committee on Sewerage, and you are requested to attend.

Respectfully submitted,

THOMAS COTTRELL,  
JOHN L. MARSEE,  
C. E. WHITSIT,  
CHRISTOPHER HECKMAN,  
ISAAC THALMAN.

Present—His Honor, the Mayor, Daniel Macauley, in the chair,  
and the following members :

Councilmen Brown, Cottrell, Gimber, Harrison, Heckman, Kennington, Marsee, Pyle, Thalman, Thoms, Weaver, Whitsit, Wiles and Woodburn—14.

Absent—Councilmen Kahn, Locke, Newman and Shepherd—4.

On motion by Dr. Woodburn, the special order, as set forth in the call for a meeting this evening, was postponed until next Monday evening, and made the special order for that evening.

Mr. Harrison moved a suspension of the rules, for the purpose of hearing reports from city officers and passing appropriation ordinances.

The ayes and noes being called on a suspension of the rules,

Those who voted in the affirmative were Councilmen Brown, Cottrell, Gimber, Harrison, Heckman, Kennington, Marsee, Pyle, Thalman, Thoms Weaver, Whitsit Wiles and Woodburn—14.

No Councilman voting in the negative.

So the rules were suspended.

#### REPORTS FROM CITY OFFICERS.

The Civil Engineer made the following report :

INDIANAPOLIS, Oct. 27 1869.

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

GENTLEMEN:—I herewith submit a plan for a stone protection wall on the north side of the Cincinnati Railroad, on Louisiana street, between East and Noble streets.

The wall will be 863 feet long, and measures 690 cubic yards of masonry. If this wall is constructed, the street in front of the property on the north side will be, when graded, 26 feet wide, and up to a convenient level with the property.

I also submit a proximate estimate of the Washington street sewer, from the west side of Illinois street to Pogue's run, as near correct as I can estimate it, with the time I have had. It will cost \$85,600.

Respectfully,

R. M. PATTERSON, *Civil Engineer.*

Which was concurred in.

Also the following report :

INDIANAPOLIS, Oct. 25, 1869.

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

GENTLEMEN:—I hereby report the following work finished according to contract :

Charles Rooney, for grading and paving the sidewalks on East street, from Washington to New York streets :

Length of pavement on east side,	-	872 feet 10 inches.	
Length of pavement on west side,	-	1,185 feet 6 inches.	
Total length,	-	2,058 feet 4 inches.	
At 65 cents per lineal foot	-		\$1,337 91

L

August Richter, for graveling the south sidewalk on Louisiana street, between Virginia avenue and East street:

Length of sidewalk	-	-	-	-	356 feet 4 inches	
At 24 cents per lineal foot,	-	-	-	-	-	\$85 52

August Richter, for grading and graveling the alley running east and west through out-lot 85, between lots 4 and 5, and 16 and 17:

Length on north side,	-	-	-	-	380 feet.	
Length of south side	-	-	-	-	380 feet.	
Total length,	-	-	-	-	760 feet.	
At 32 cents per lineal foot,	-	-	-	-	-	\$243 20

August Richter, for building bridge over the Canal, on McCarty street:  
17,908 feet of timber, board measure, at \$3 80 per 100 feet - \$680 50

Samuel Hanway, for grading and graveling Virginia avenue, from the south side of South street to Louisiana street:

Length on north side	-	-	-	-	605 feet 10 inches.	
Length on south side	-	-	-	-	503 feet 10 inches.	
Total length	-	-	-	-	1109 feet 8 inches.	
At 75 cents per lineal foot,	-	-	-	-	-	\$832 25

Respectfully, R. M. PATTERSON, *Civil Engineer.*

Which was concurred in.

Also the following report:

INDIANAPOLIS, Oct. 27, 1869.

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

GENTLEMEN:—I hereby report the following work finished according to contract:

S. W. & R. H. Patterson, for grading and graveling Blake street and sidewalks, from North street to the north side of Rhode Island street:

Length on east side,	-	-	-	-	807 feet.	
Length of west side,	-	-	-	-	807 feet.	
Total length,	-	-	-	-	1614 feet.	
At 78 cents per lineal foot,	-	-	-	-	-	\$1258 92

James Mahoney, for grading and graveling Blackford street and east sidewalk, from New York to North street, and west sidewalk, from south side of Michigan street to North street:

Length of west half of street, from New York to south side of Michigan street,	-	-	-	-	960 feet.	
At 21½ cents per foot,	-	-	-	-	-	\$206 40
Length of west half of street and the west sidewalk, from south side of Michigan street to North street,	-	-	-	-	495 feet.	
At 36½ cents per lineal foot,	-	-	-	-	-	\$180 67

Length of east half of street and east sidewalk, from New York to North street						1455 feet.	
At 36½ cents per lineal foot	-	-	-	-	-	-	\$531 07
Total estimate,	-	-	-	-	-	-	\$918 14

Francis J. Blume, for grading and graveling the alley running east and west through square 76, and between Meridian and Pennsylvania streets :

Length of north side,	-	-	-	-	420 feet.	
Length of south side,	-	-	-	-	420 feet.	
Total length,	-	-	-	-	840 feet.	
At 62 cents per lineal foot,	-	-	-	-	-	\$520 80

Hiram Seibert, for grading bouldering and curbing the east square of his contract, between Meridian and Delaware streets :

Length of Bouldering on south side,	-	446 feet.	
Length of Bouldering on north side,	-	404 feet 4 inches.	
Total length,	-	850 feet 4 inches.	
At \$2 70 per foot,	-	-	\$2295 90
Length of Curb on south side,	-	345 feet.	
Length of Curb on north side,	-	330 feet 4 inches.	
Total length of curb,	-	675 feet 4 inches.	
At 75 cents per foot,	-	-	\$506 50
31.66 square yards of Bouldering, at 81 cents,	-	-	25 64
Total estimate,	-	-	\$2828 04

Respectfully, R. M. PATTERSON, *Civil Engineer.*

Which was concurred in.

The City Clerk made the following report :

INDIANAPOLIS, Oct. 27, 1869.

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

The City Clerk respectfully reports to Council :

*First.* Contract and bond of James Mahoney, for grading and graveling Cumberland street and sidewalks, from Missouri to West streets, is presented for your approval.

*Second.* First and final estimate allowed S. W. & R. H. Patterson, for grading and graveling Blake street and sidewalks, from North street to the North side of Rhode Island street

*Third.* Contract and bond of William Kowan, for grading and graveling Severn alley and sidewalks, between St. Clair and Pratt streets.

*Fourth.* First and final estimate allowed Daniel Mahoney, for grading and graveling Bradshaw street and sidewalks, from Virginia avenue to the terminus of Bradshaw street.

*Fifth.* First and final estimate allowed Hanway & Lefever, for grading and graveling, bouldering the gutters, and bouldering the crossings of the streets and alleys the width of the sidewalks on Illinois street, from the north side of St. Clair street to the corporation line north.

*Sixth.* First and final estimate allowed Francis J. Blume, for grading and graveling the alley running east and west, through square 76.

*Seventh.* First and final estimate allowed Hiram Seibert, for grading, bouldering and curbing the east square of his contract on Maryland street, between Meridian and Delaware streets.

*Eighth.* First and final estimate allowed Charles Roney, for grading and paving the sidewalks on East street, from Washington to New York streets.

*Ninth.* First and final estimate allowed August Richter, for grading and graveling the south sidewalk on Louisiana street, between Virginia avenue and East street.

*Tenth.* First and Final estimate allowed August Richter, for grading and graveling the alley running east and west through out-lot 85, and between lots 4 and 5, and 16 and 17, in said out-lot.

*Eleventh.* First and final estimate allowed Samuel Hanway, for grading and graveling Virginia avenue, from the south side of South street to Louisiana street.

*Twelfth.* First and final estimate allowed James Mahoney, for grading and graveling Blackford street and west sidewalk, from the south side of Michigan street to North street.

Respectfully,

D. M. RANSELL, *City Clerk.*

Which was concurred in, with the exception of that part awarding Samuel Hanway an estimate on Virginia avenue, betweed South and Louisiana streets, which was referred to the Committee on Streets and Alleys, with instructions to report next Monday evening.

Also the following resolution :

*Resolved,* That the foregoing first and final estimate allowed Francis J. Blume, for grading and graveling the alley running east and west through square 76, be and the same is hereby adopted as the estimate of this Council, and that the property owners are hereby required to pay the sums set opposite their respective names.

The question being on the adoption of the resolution.

Those who voted in the affirmative were Councilmen Brown, Cottrell, Gimber, Harrison, Heckman, Kennington, Marsee, Pyle, Thalmann, Thoms, Weaver, Whitsit Wiles and Woodburn—14.

No Councilman voting in the negative.

So the resolution was adopted.

Also the following resolution :

*Resolved,* That the foregoing first and final estimate allowed Hiram Seibert, for grading, bouldering and curbing Maryland street, from Delaware to Meridian street, be and the same is hereby adopted as the estimate of this Council, and that the property owners are hereby required to pay the sums set opposite their respective names.

The question being on the adoption of the resolution.

Those who voted in the affirmative were Councilmen Brown, Cottrell, Gimber, Harrison, Heckman, Kennington, Marsee, Pyle, Thalmann, Thoms, Weaver, Whitsit, Wiles and Woodburn—14.

No Councilman voting in the negative.

So the resolution was adopted.

Also the following resolution :

*Resolved*, That the foregoing first and final estimate allowed S. W. & R. H. Patterson, for grading and graveling Blake street and sidewalks, from North street to the north side of Rhode Island street, be and the same is hereby adopted as the estimate of this Council, and that the property owners are hereby required to pay the sums set opposite their respective names.

The question being on the adoption of the resolution :

Those who voted in the affirmative were Councilmen Brown, Cottrell, Gimber, Harrison, Heckman, Kennington, Marsee, Pyle, Thalmann, Thoms, Weaver, Whitsit, Wiles and Woodburn—14.

No Councilman voting in the negative.

So the resolution was adopted.

Also the following resolution :

*Resolved*, That the foregoing first and final estimate allowed Charles Roney, for grading and paving the sidewalks on East street, from Washington to New York street, be and the same is hereby adopted as the estimate of this Council, and the property holders are hereby required to pay the sums opposite their respective names.

The question being on the adoption of the resolution.

Those who voted in the affirmative were Councilmen Brown, Cottrell, Gimber, Harrison, Heckman, Kennington, Marsee, Pyle, Thalmann, Thoms, Weaver, Whitsit, Wiles and Woodburn—14.

No Councilman voting in the negative.

So the resolution was adopted.

Also the following resolution :

*Resolved*, That the first and final estimate allowed August Richter, for gravelling the south sidewalk on Louisiana street, between Virginia avenue and East street, and also for grading and gravelling the alley running east and west, through out-lot 85, between lots 4 and 5, and 16 and 17, be and the same are hereby adopted as the estimate of this Council, and the property holders are hereby required to pay the sums opposite their respective names.

The question being on the adoption of the resolution.

Those who voted in the affirmative were Councilmen Brown, Cottrell, Gimber, Harrison, Heckman, Kennington, Marsee, Pyle, Thalmann, Thoms, Weaver, Whitsit, Wiles and Woodburn—14.

No Councilman voting in the negative.

So the resolution was adopted.

Also the following resolution :

*Resolved*, That the foregoing first and final estimate allowed Daniel Mahoney, for grading and gravelling Bradshaw street and sidewalks, from Virginia avenue to the terminus of Bradshaw street, be and the same is hereby adopted as the estimate of this Council, and that the property owners are hereby required to pay the sums set opposite their respective names.

The question being on the adoption of the resolution.

Those who voted in the affirmative were Councilmen Brown, Cottrell, Gimber, Harrison, Heckman, Kennington, Marsee, Pyle, Thalmann, Thoms, Weaver, Whitsit, Wiles and Woodburn—14.

No Councilman voting in the negative.

So the resolution was adopted.

Also the following resolution :

*Resolved*, That the foregoing first and final estimate allowed Hanway & Lefever, for grading and gravelling, bouldering the gutters, and bouldering the crossings of the streets and alleys the width of the sidewalks, from the north side of St. Clair street to the corporation line north, be and the same is hereby adopted as the estimate of this Council, and that the property owners are hereby required to pay the sums set opposite their respective names.

The question being on the adoption of the resolution.

Those who voted in the affirmative were Councilmen Brown, Cottrell, Gimber, Harrison, Heckman, Kennington, Marsee, Pyle, Thalmann, Thoms, Weaver, Whitsit, Wiles and Woodburn—14.

No Councilman voting in the negative.

So the resolution was adopted.

Also the following resolution:

*Resolved*, That the foregoing first and final estimate allowed James Mahoney, for grading and graveling Blackford street and east sidewalk, from the south side of Michigan to North street, be and the same is hereby adopted as the estimate of this Council, and the property owners are hereby required to pay the sums set opposite their respective names.

The question being on the adoption of the resolution.

Those who voted in the affirmative were Councilmen Brown, Cottrell, Gimber, Harrison, Heckman, Kennington, Marsee, Pyle, Thalman, Thoms, Weaver, Whitsit, Wiles and Woodburn—14.

No Councilman voting in the negative.

So the resolution was adopted.

The City Commissioners made a report in regard to the proposed extension of Georgia Street, from Pennsylvania to Delaware street. Which was referred back to the Commissioners, with instructions to perfect the report, and report back to Council as soon as possible.

The City Attorney made the following report:

INDIANAPOLIS, Oct. 27, 1869,

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

GENTLEMEN:—I have had my attention called to a resolution introduced by Dr. Woodburn, July 15th, 1869, requesting me to make an examination and report concerning the bonds of the Indianapolis, Crawfordsville and Danville Railroad. I have never had a copy of the resolution sent to me, and upon inquiry of its author, the morning subsequent to its introduction, learned that it did not pass. If your honorable body desires an opinion upon the question, please instruct me upon what particular points you desire it.

Respectfully,

B. K. ELLIOTT, *City Attorney.*

Which was referred to the Committee on Railroads and City Attorney

#### ORDINANCES ON SECOND READING.

On motion, the following ordinances were read the second time, and ordered to be engrossed:



Special appropriation ordinance No. 44—1869.

Special appropriation ordinance No. 45—1869.

Special appropriation ordinance No. 46—1869.

Special appropriation ordinance No. 47—1869.

ORDINANCES ON THIRD READING.

On motion, special appropriation ordinance No. 44—1869 entitled :

AN ORDINANCE appropriating the sum of two thousand dollars for the use of the Street Commissioner, for the purpose of repairing bridges, etc. B.

Was read the third time and placed upon its passage.

The question being, shall the ordinance pass ?

Those who voted in the affirmative were Councilmen Brown, Cottrell, Gimber, Harrison, Heckman, Kennington, Marsee, Pyle, Thalmann, Thoms, Weaver, Whitsit, Wiles and Woodburn—14.

No Councilman voting in the negative.

So the ordinance passed.

Also special appropriation ordinance No. 45—1869, entitled :

AN ORDINANCE appropriating money for the use of the Street Commissioner, to be used for the cleaning of streets, repairing of culverts, etc. S

Was read the third time and placed upon its passage.

The question being, shall the ordinance pass ?

Those who voted in the affirmative were Councilmen Brown, Cottrell, Gimber, Harrison, Heckman, Kennington, Marsee, Pyle, Thalmann, Thoms, Weaver, Whitsit, Wiles and Woodburn—14.

No Councilman voting in the negative.

So the ordinance passed.

Also special appropriation ordinance No. 46—1869, entitled :

AN ORDINANCE appropriating money for the payment of sundry claims against the city of Indianapolis. a

Was read the third time and placed upon its passage.

The question being, shall the ordinance pass?

Those who voted in the affirmative were Councilmen Brown, Cottrell, Gimber, Harrison, Heckman, Kennington, Marsee, Pyle, Thalman, Thoms, Weaver, Whitsit, Wiles and Woodburn—14.

No Councilman voting in the negative.

So the ordinance passed.

Also special appropriation ordinance No. 47—1869, entitled :

*a.* AN ORDINANCE appropriating money for the payment of sundry claims against the City of Indianapolis.

Was read the third time and placed upon its passage.

The question being, shall the ordinance pass?

Those who voted in the affirmative were Councilmen Brown, Cottrell, Gimber, Harrison, Heckman, Kennington, Marsee, Pyle, Thalman, Thoms, Weaver, Whitsit, Wiles and Woodburn—14.

No Councilman voting in the negative.

So the ordinance passed.

Mr. Gimber offered the following motion :

That the Street Commissioner be ordered to fill up on each side of the bridge over the Canal on McCarty street, so as to make it passable for teams.

Which was adopted.

Mr. Brown offered the following motion :

That Edward Rentsch and Anthony Ball be allowed the privilege of bouldering the alley between their lots at their own expense, provided the same be done to the satisfaction of the City Civil Engineer.

Which was adopted.

Mr. Thalman offered the following motion :

That Fred. Palston be granted permission to dig a well and put in a pump in front of his property on Indiana avenue—he complying with the ordinance governing the same.

Which was adopted.

Mr. Cottrell offered the following motion :

That the Street Commissioner be instructed to open a ditch along the alley on the south end of New Jersey street; said ditch to be opened to some point west of New Jersey street, in order to let the water pass off—under the direction of the Civil Engineer.

Which was adopted.

Mr. Whitsit offered the following resolution :

*Resolved*, That the owners of the following described real estate, to wit: Lot No. 171, in out lot 99, in Dougherty's sub division to the city of Indianapolis, be and they are hereby required to fill and drain the same, as, in the opinion of this Council, there is a hole or excavation thereon, in which water has or may become so stagnant and noxious as to be a nuisance, and injurious to the health and comfort of said city and of the inhabitants thereof, and that the Street Commissioner be, and he is hereby required to notify the owners thereof, as provided by an ordinance passed April 23d, 1866, entitled "An ordinance, providing for the drainage and filling up of ponds, excavations and holes, and prescribing penalties for the failure to fill up or drain the same," and that in case of the failure of the owners thereof to fill or drain the same, the Street Commissioner proceed to fill or drain said excavation, as provided in said ordinance. Provided that the cost thereof shall not exceed ten per cent. of the value of the aforesaid real estate, as assessed upon the tax duplicate for the year 1869.

The question then being on the adoption of the resolution.

Those who voted in the affirmative were Councilmen Brown, Cottrell, Gimber, Harrison, Heckman, Kennington, Marsee, Pyle, Thalmann, Thoms, Weaver, Whitsit, Wiles and Woodburn—14.

No councilman voting in the negative.

So the resolution was adopted.

By unanimous consent Dr. Woodburn, from the Committee on Benevolence and Hospitals, made the following reports :

RECAPITULATION OF THE WEEKLY REPORT OF THE CONTENTS OF REGISTER OF PATIENTS OF CITY HOSPITAL ENDING OCTOBER 2, 1869.

Number of patients in Hospital at last report .....	32
Number of patients received in Hospital since last report .....	15
Number of patients born in Hospital since last report .....	1
Number of patients discharged from Hospital since last report .....	11
Number of patients died in Hospital since last report .....	1
Number of patients remaining in Hospital at present report .....	36

Also, the following:

RECAPITULATION OF THE WEEKLY REPORT OF CONTENTS OF REGISTER OF PATIENTS OF CITY HOSPITAL, ENDING OCTOBER 9, 1869.

Number of patients in Hospital at last report .....	36
Number of patients received in Hospital since last report .....	4
Number of patients born in Hospital since last report .....	2
Number of patients discharged from Hospital since last report .....	9
Number of patients died in Hospital since last report .....	0
Number of patients remaining in Hospital at present report .....	33

Also the following :

RECAPITULATION OF THE WEEKLY REPORT OF CONTENTS OF REGISTER OF PATIENTS OF CITY HOSPITAL, ENDING OCTOBER 16, 1869.

Number of patients in the Hospital at last report.....	34
Number of patients received in the Hospital since last report.....	5
Number of patients born in Hospital since last report.....	0
Number of patients discharged from Hospital since last report.....	3
Number of patients died in the Hospital since last report.....	1
Number of patients remaining in the Hospital at present.....	35

Also, the following :

RECAPITULATION OF THE WEEKLY REPORT OF CONTENTS OF REGISTER OF PATIENTS OF CITY HOSPITAL, ENDING OCTOBER 23, 1869.

Number of patients in Hospital at last report.....	35
Number of patients received in Hospital since last report.....	4
Number of patients born in Hospital since last report.....	0
Number of patients discharged from Hospital since last report.....	3
Number of patients died in Hospital since last report.....	0
Number of patients remaining in Hospital at present report.....	36

Which was received.

By unanimous consent Mr. Weaver, from the Committee on Public Buildings, made the following report

INDIANAPOLIS, Oct. 4, 1869.

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

GENTLEMEN:—The Committee on Public Buildings, to whom was referred the proposals for buying the lot on Maryland street, believe the bids are too low, and that the property should bring \$4,500, and unless it can be sold for that, the city hold it a while longer.

2d. That the proposition of Augustus Bessonies, on behalf of the Sisters of the Good Shepherd, be accepted, which is—taking, free of charge, one-half of the applicants for admission. For the material to be placed on the ground by the city.

Respectfully,

H. GIMBER,  
JOHN PYLE,  
WILLIAM W. WEAVER. } Committee.

Which was concurred in.

On motion the Council adjourned.

*Daniel Macauley*  
DANIEL MACAULEY, Mayor.

ATTEST:

*D. M. Ransdell*  
D. M. RANSDALL, City Clerk.