

PROCEEDINGS OF COMMON COUNCIL.

REGULAR SESSION—JULY 20, 1885.

The Common Council of the City of Indianapolis, met in the Council Chamber, Monday evening, July 20th, A. D. 1885, at eight o'clock, in regular session.

PRESENT—Hon. John L. McMaster, Mayor, and, *ex officio*, President of the Common Council, in the Chair, and 20 members, viz: Councilmen Benjamin, Curry, Dowling, Edenharter, Haugh, Mack, Moran, McClelland, Newcomb, Pearson, Rees, Reinecke, Reynolds, Sheppard, Smither, Spahr, Thalman, Trusler, Whar-ton, and Wolf.

ABSENT, 5—viz. Councilmen Cowie, Coy, Downey, Doyle, and Gallahue.

The Proceedings of the Common Council for the regular session, held July 13th, 1885, having been printed and placed on the desks of the Councilmen, said Journals were approved as published.

REPORT FROM COMMITTEE ON CONTRACTS.

The Committee on Contracts, through Councilman Newcomb, submitted the following report; which was received, and the recommendations severally concurred in:

To the Mayor, Common Council and Board of Aldermen :

Gentlemen:—Your Committee on Contracts, to whom was referred the proposals received July 6th, 1885, have examined the same, and find them to be as follows:

1st. For the construction of one 1000-barrel cistern, at or near the intersection of the National Road and Miley avenue.

H. C. Roney.....	47 cents per barrel.
Richter & Twiname.....	45 cents per barrel.
A. Bruner.....	45 cents per barrel.
D. A. Haywood.....	44 cents per barrel.

2d. For the construction of one 1000-barrel cistern, at or near the corner of Hill avenue and Newman street.

A. Bruner.....	95 cents per barrel.
H. C. Roney.....	80 cents per barrel.
Richter & Twiname.....	80 cents per barrel.
D. A. Haywood.....	75 cents per barrel.

3d. For the construction of one 1000-barrel cistern, on Willow street, between Spruce and Reid streets.

H. C. Roney.....	46 cents per barrel.
Richter & Twiname.....	45 cents per barrel.
A. Bruner.....	45 cents per barrel.
D. A. Haywood.....	44 cents per barrel:

D. A. Haywood being the lowest and best bidder on all the above cisterns, recommend he be awarded the contracts.

4th. For grading and bowldering the first alley west of Mississippi street, from Michigan street to Indiana avenue.

James W. Hudson.....	50 cents per lineal foot front on each side.
J. L. Spaulding.....	42 cents per lineal foot front on each side.
D. A. Haywood.....	41 cents per lineal foot front on each side.
Richter & Twiname.....	35 cents per lineal foot front on each side.
R. P. Dunning.....	33 cents per lineal foot front on each side.

R. P. Dunning being the lowest and best bidder, recommend he be awarded the contract.

Respectfully submitted,

W. C. Newcomb,
M. M. Reynolds,
Committee on Contracts.

COMMUNICATIONS, ETC., FROM THE MAYOR.

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

To the Common Council and Board of Aldermen :

Gentlemen:—I herewith submit a report of the fees and fines due the city, collected by me during the month of June, 1885, as follows:

Marshal's fees.....	\$200 15
Mayor's fees.....	142 10
Fines due city.....	3 90
	<hr/>
	\$346 15

Which said fees and fines I have this day paid over to the City Treasurer, and filed his receipt therefor with the City Clerk.

Respectfully,

JOHN L. McMASTER, Mayor.

Mayor McMaster, in behalf of the Building Committee of the City Hall and Market House, presented the contract and bond of Salisbury & Stanley, with H. E. Drew, M. L. Brown, John Martin, James Carter and A. L. Wright, as sureties, which was read, the contract concurred in and the bond approved.

REPORTS, ETC., FROM CITY OFFICERS.

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

To the Mayor, Common Council and Board of Aldermen :

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

A first and final estimate in behalf of J. L. Spaulding, for grading and graveling Hanway street and sidewalks, from Madison avenue to the J., M. & I. R. R. track 840 lineal feet, at 35 cents..... \$294 00

A first and final estimate in behalf of Fulmer & Seibert, for grading and graveling Orange street and sidewalks, from Spruce street to Reid street.

1,660 lineal feet, at 60 cents.....\$996 00

A first and final estimate in behalf of R. P. Dunning, for grading and paving with brick (where not already done), the sidewalks of Dougherty street, from East street to Virginia avenue.

3,350.70 lineal feet, at 32 cents.....\$1,072 22

A fourth and final estimate in behalf of A. Bruner, for the construction of the Geisendorff street sewer.

1,984.70 lineal feet, at \$4.33..... \$8,593 75

10 man holes, at \$40.00 each..... 400 00

7 catch-basins, at \$60.00 each..... 420 00

6,105.12 brick facings at gutters, at \$16.00..... 97 68

90.40 lineal feet 2½ ft. brick sewer, at \$1.50, \$135.60, less \$45.20 90 40

4.60 lineal feet 2 ft. brick sewer, at \$1.25, \$5.75, less \$2.30..... 3 45

40 lineal feet 18 in. sewer pipe, at 75 cts., \$30.00, less \$15.00 15 00

18 lineal feet 15 in. sewer pipe, at 50 cts., \$9.00, less \$6.75... 2 25

4 lineal feet 18 in. sewer pipe, at 75 cts., \$3.00, less \$2.00... 1 00

\$9,623 53

Amount allowed in former estimates..... 8,037 32

Balance due..... \$1,586 21

Ten per cent. reserve of balance..... 158 62

Amount allowed in this estimate..... \$1,427 59

Respectfully submitted,

S. H. SHEARER, City Civil Engineer.

The following estimate resolution was read:

Resolved by the Common Council and Board of Aldermen of the City of Indianapolis, That the accompanying first and final estimate in behalf of J. L. Spaulding, for grading and graveling Hanway street and sidewalks, from Madison avenue to the J., M. & I. Railroad tracks, 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, 16—viz. Councilmen Curry, Dowling, Haugh, Moran, McClelland, Newcomb, Pearson, Rees, Reinecke, Sheppard, Smither, Spahr, Thalman, Trusler, Wharton, and Wolf.

NAYS—None.

The following estimate resolution was read:

Resolved by the Common Council and Board of Aldermen of the City of Indianapolis, That the accompanying first and final estimate in behalf of Fulmer & Seibert, for grading and graveling Orange street and sidewalks, from Spruce street to Reid 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, 16—viz. Councilmen Curry, Dowling, Haugh, Moran, McClelland, Newcomb, Pearson, Rees, Reinecke, Sheppard, Smither, Spahr, Thalman, Trusler Wharton, and Wolf.

NAYS—None.

The following estimate resolution was read:

Resolved by the Common Council and Board of Aldermen of the City of Indianapolis That the accompanying first and final estimate in behalf of R. P. Dunning, for grading and paving with brick (where not already done), the sidewalks of Dougherty street, from East street to Virginia 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 adopted by the following vote:

AYES, 16—viz. Councilmen Curry, Dowling, Haugh, Moran, McClelland, Newcomb, Pearson, Rees, Reinecke, Sheppard, Smither, Spahr, Thalman, Trusler Wharton, and Wolf.

NAYS—None.

The City Civil Engineer submitted the following report; which was received, and the contracts and bonds approved:

To the Mayor, Common Council and Board of Aldermen:

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

Contract and bond of Hanway & Cooper, for grading and graveling the east sidewalk of Shelby street, from Pleasant Run to the south corporate limits. Bond, \$900.00; surety, John S. Berryhill.

Contract and bond of Hanway & Cooper, for grading and graveling the first alley east of Central avenue, from Eighth street to Ninth street. Bond, \$370.00; surety, John S. Berryhill.

Contract and bond of R. P. Dunning, for grading and paving with brick the north sidewalk of Indiana avenue, from St. Clair street to Leland street. Bond, \$400.00; surety, J. D. Hoss.

Contract and bond of David A. Haywood, for grading and bowldering the gutters of Maryland street, from Missouri street to West street. Bond, \$800.00; surety, J. D. Hoss.

Contract and bond of David A. Haywood, for grading and paving with brick, the west sidewalk of Delaware street, from Seventh street to Eighth street. Bond, \$400.00; surety, J. D. Hoss.

Contract and bond of David A. Haywood, for grading and paving with brick the north sidewalk of Second street, from Pennsylvania street to Delaware street. Bond, \$300.00; surety, J. D. Hoss.

Contract and bond of Isaac C. Snyder, for grading and graveling the roadway of Pine street, from St. Clair street to the first alley south of St. Clair street. Bond, \$300.00; surety, Frank Lackey.

Respectfully submitted,

S. H. SHEARER, City Civil Engineer.

The City Civil Engineer submitted the following report:

to the Mayor, Common Council and Board of Aldermen:

Gentlemen:—On May 4, 1885, you directed me to make examination and report what lands or lots it would be necessary to appropriate for the opening and widening of the first alley east of the Belt Railroad, from Walnut street—now Beacon—to the first alley north, so as to intersect with the street that Traub has opened. (For description of ground given to street, see deed for same now in City Clerk's office.)

I desire to report that I have made careful surveys and plats of all the territory crossed by said proposed opening, and find that the opening would take all of Lot 9, and almost all of Lot 78, in Drake's addition to the City of Indianapolis, west of White River; also parts of 38 and 28, in McCormick's heirs' addition to the City of Indianapolis, west of White River. Plats showing exact location and amounts of lots taken, can be seen at my office.

Respectfully submitted,

S. H. SHEARER, City Civil Engineer.

Councilman Thalman moved that the report be received, and that five hundred dollars, recently appropriated in the name of Wm. Minkner, for the purchase of ground west of White River, for use as a road, be used for the purchase of the land as shown in the above report.

Councilman Rees moved that the report be referred to the Committee on Streets and Alleys; which was adopted.

The City Clerk presented the following communications; which were severally received:

to the Hon. Board of City Council:

Gentlemen:—We, the undersigned, committee of the German Evangelical Lutheran Church, situated on the corner of McCarty and south New Jersey streets, would ask the privilege of returning thanks to you for your kindness in permitting our congregation to use the Garfield Park on the 4th of the present month for picnic purposes.

Very respectfully,

THEO. WALLIS, Sec'y. of Committee.

Indianapolis, July 20, 1885.

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

Gentlemen:—The undersigned hereby accept the provisions of the ordinance of said city, entitled "An ordinance granting Jacob Miller, Levi L. Miller and Martin L. Best the right to erect and maintain posts and appliances for furnishing Vapor Street Light on the streets and alleys of the City of Indianapolis, and making provision for the lighting of certain portions of said city with said light;" ordained July 13th, 1885.

JACOB MILLER,

LEVI L. MILLER,

By Martin L. Best,

MARTIN L. BEST.

REPORTS, ETC., FROM OFFICIAL BOARDS.

The Board of Health presented the Mortality report, showing eighty-seven deaths for two weeks ending July 15th, 1885; which was read and received.

The following communication from the Board of Health was read, accompanied with petition:

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

Gentlemen:—In consequence of numerous complaints having been filed in our office by citizens living in the neighborhood of the Ray street sewer, and of a petition hereunto attached, we have made a careful inspection of the premises, and herewith report the same to you for your consideration..

We find that there are two branch sewers, running from Schmidt's and Lieber's breweries, and connect with the Ray street sewer, which empties into Pogue's Run at the intersection with Ray street, and deposits therein all of the offal of said breweries. Owing to the grade of the Run, it stands there in a pool, over a foot in depth, in the bed of the creek. The creek, north of the terminus of the Ray street sewer, is perfectly dry, with no flow of water to carry off the offensive deposits. The termination of the sewer at that point, we regard as a gross violation of all sanitary laws, and recommend that you take some immediate action in the matter.

Respectfully submitted,

E. J. BRENNAN, M. D., Pres't.,
W. WANDS, M. D., Sec'y.,
J. A. SUTCLIFFE, M. D.,
Board of Health.
Per "G."

Councilman Curry presented a petition signed by eighty-three citizens and tax payers, praying for relief, and to abate the nuisance in the bed of Pogue's Run, from the discharge of the Ray street sewer.

Councilman Curry offered the following motion :

That the petition in reference to the extension of the Ray street sewer, be referred to the Committee on Sewers and Drainage and City Civil Engineer, with instructions to investigate the facts, and report their opinion thereof to this body.

On motion by Councilman Spahr, the whole matter was referred to the Committee on Sewers and Drainage, and City Civil Engineer, with instructions that if they deemed it advisable, to request the Chief Fire Engineer to have the same flushed with water from the fire plugs.

By consent, Councilman Newcomb offered the following motion; which was adopted:

That from and after the adoption of this motion, ten per cent. on all cistern contracts shall be withheld for ninety days from the time of completing the same, at which time the Chief Fire Engineer shall report the condition of said cistern to the City Clerk, and if in good condition, said Clerk shall draw his warrant on the City Treasurer for said ten per cent so withheld. Further, that hereafter all advertisements for cisterns, shall stipulate that the cisterns shall be walled up and remain in that condition thirty days before they are cemented, unless sooner done by order of the Chief Fire Engineer.

Councilman Newcomb offered the following resolution:

Resolved, That the City Clerk be, and is hereby, instructed to give the proper legal notice, by publication, of the meeting of this Common Council, Board of Aldermen, City Clerk and City Assessor, as the Board of Equalization; such meeting to be held on Monday evening, August 3d, 1885, at 8 o'clock.

Which was adopted, by the following vote:

AYES, 17—viz. Councilmen Curry, Edenharter, Haugh, Moran, McClelland, Newcomb, Pearson, Rees, Reinecke, Reynolds, Sheppard, Smither, Spahr, Thalman, Trusler, Wharton, and Wolf.

NAYS—None.

REPORTS, ETC., FROM STANDING COMMITTEES.

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

To the Mayor and Common Council:

Gentlemen:—Your Committee on Finance respectfully report that the current expenses for the past six months, have been \$252,780.05, against \$273,746.03 for the same months last year. The aggregate expenses also show that you are keeping inside of the estimates. One department, bridges (considering work contracted for and now under way), is up to the estimate. We would recommend that no more new work in this department be ordered. The cistern estimates will also be exhausted when the present contracts are paid for. The sewer estimate will be used up when work now under contract, and that which has been ordered by Council and Board, is completed and paid for. We would recommend a halt on passing any further sewer ordinances.

In regard to the Mayor's recommendation as to refunding at low rates of interest \$155,000 that matures in 1889-'90, would say that we think the effort should be made. We would recommend that the Mayor further correspond with the holders of the bonds, and sound them as to what terms they would consent to take new twenty-year bonds at, and surrender the old ones.

We would recommend that \$2,000 be appropriated for the use of the Street Commissioner to clear obstructions and bars from Pogue's Run, so that when the Run is dry, he can put in his work to good advantage.

Respectfully submitted,

Isaac Thalman,
John R. Pearson,
P. C. Trusler,
Julius F. Reinecke,
Committee on Finance.

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

To the Mayor and Common Council:

Gentlemen:—Your Judiciary Committee, to whom was referred the petition of John M. Higgins, asking damages for injuries to his horse in falling through the bridge over Pogue's Run at Virginia avenue crossing, beg leave to report that they do not think their committee is the proper one to pass upon said claim. We therefore recommend that the same be re-referred to the Committee on Accounts and Claims, and Street Commissioner.

We find that the claim of John W. Fultz, for refunding of taxes paid on Lot 118 of McCarty's second subdivision of Out lot 120, is just, the same having been taxed in two different names. Mr. Fultz asks less than is due. We recommend that \$3.92 be refunded, if accepted in full payment of all demands against the city.

Respectfully submitted,

W. C. Newcomb,
Geo. F. Edenharter,
Judiciary Committee.

Councilman Wharton, in behalf of the Committee on Markets, offered the following motion; which was adopted:

That the City Attorney be directed to prepare a lease for one year for the West Market grounds, on the same terms of the existing one, and present to the owner for execution; and if executed by them, to report the same to the Council at the next meeting for its action.

REPORTS FROM SELECT COMMITTEES.

Councilman Thalman, in behalf of the Special Committee on Fire Department, submitted the following report; which was concurred in:

To the Mayor and City Council:

Gentlemen:—Your Committee on Fire Department, to whom was referred a motion to build a 1000-barrel cistern at the corner of Walcott and Carter streets, recommend that the motion be concurred in, and that the City Civil Engineer be directed to advertise for proposals.

Respectfully submitted,

Isaac Thalman,
P. C. Trusler,
Fred. J. Mack,
Committee on Fire Department.

Councilman Edenharter, member of a certain Special Committee on the Telephone trouble, offered a *minority* report.

Councilman Spahr moved that the report be received and read.

Councilman Thalman moved to lay the above motion on the table.

The Chair then ruled that the presentation of a *minority* report before the presenting of a *majority* report, was out of order.

Councilman Spahr took an appeal from the decision of the Chair, and the Chair was sustained.

Councilman Spahr moved that the Special Committee on Telephone be discharged; that the Chair appoint a new committee of five, and that such committee be instructed to report at the next regular meeting.

Councilman Haugh moved as a substitute, that the old committee be continued, and that it be instructed to report at the next regular meeting which was adopted.

MESSAGES AND PAPERS FROM THE BOARD OF ALDERMEN.

The following message was read, and the amendments of the Board approved:

To the Mayor and Common Council:

Gentlemen:—The Board of Aldermen, in regular session, held in the Aldermanic Chamber, Monday evening, July 13th, 1885, passed the following entitled ordinance, with the amendments, by inserting after the word "feet," in line eight of Section one, the words "to the east line of East street; thence to the east line of

Bellefontaine street, three and one-half ($3\frac{1}{2}$) feet," and by striking out the word "January," in lines three and four, of Section two, and in inserting in lieu thereof the word "August."

"G. O. 70, 1884—An ordinance providing for the construction of a brick sewer in and along Massachusetts avenue, from Bellefontaine street to Alabama street."

I submit the same for your consideration.

For the Board of Aldermen:

FRANK W. RIPLEY, Clerk.

The following message was read, and the motion concurrently adopted:

To the Mayor and Common Council:

Gentlemen.—The Board of Aldermen, in regular session, held in the Aldermanic Chamber, Monday evening, July 13th, 1885, adopted the following motion:

"That H. M. Socwell be, and is hereby, granted permission to re-lay the sidewalk in front of his property, 294, 296, 298 and 300 east Market street; said work to be done at his own expense, under the direction of the City Civil Engineer."

For the Board of Aldermen:

FRANK W. RIPLEY, Clerk.

INTRODUCTION OF GENERAL AND SPECIAL ORDINANCES.

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

By Councilman Sheppard, accompanied with petition:

S. O. 75, 1885—An ordinance to provide for grading and graveling the first alley west of Blake street, from Elizabeth street to the first alley north of Elizabeth street.

Indianapolis, June 29th, 1885.

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

Gentlemen.—The undersigned, owners of real estate fronting on the first alley west of Blake street, from Elizabeth street to the first alley north of Elizabeth street, respectfully petition for the passage of an ordinance providing for grading and graveling the above described alley.

John Coleman, No. 378 Blake street; Anne E. Peterson,
No. 386, Blake street; Mary G. Clarke, No. 384 Blake
street; C. Albert, No. 382 Blake street.

By Councilman Sheppard:

S. O. 76, 1885—An ordinance to provide for grading and graveling Patterson street and sidewalks, from Vermont street to the first alley north of Vermont street.

S. O. 77, 1885—An ordinance to provide for grading and graveling the first alley south of New York street, from Blake street to Minerva street.

By Councilman Spahr:

S. O. 78, 1885—An ordinance to provide for the erection of two lamp-posts, lamps and fixtures (complete to burn gas, except the service pipes), on Lincoln avenue, between College and Bellefontaine avenues.

By Councilman Wharton :

S. O. 79, 1885—An ordinance to provide for graveling the sidewalks of Hall Place street, from Seventh street to Eighth street.

INTRODUCTION OF MISCELLANEOUS BUSINESS.

Councilman Benjamin offered the following motion; which was adopted :

That the City Civil Engineer be, and is hereby, instructed to prepare an estimate of the cost of a stone wall along the southeast bank of Pogue's Run, from Garden street to the curve in the Run.

Councilman Curry offered the following motion; which was referred to the Committee on Public Light:

That the Vapor Light Company be instructed to locate two lamps on Grant street; also two on Illinois street, between McCarty and Ray streets, on west side.

Councilman Haugh presented the following petition; which was referred to the Judiciary Committee:

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

Gentlemen:—The undersigned would respectfully petition your honorable bodies to refund the taxes illegally assessed and collected on Lots 41 to 47, of Downey's subdivision of Bryan's Arsenal Heights Addition to the City of Indianapolis, with six per cent. interest thereon. It having been decided that the annexation of the above addition to the city was illegally made, the city has refunded the taxes collected thereon, to other parties. A correct statement of the amounts paid, with dates of payments, and interest thereon, is hereto attached.

Very respectfully,

M. M. GRIFFIN.

Councilman Haugh offered the following motion; which was adopted :

That Mr. Sam. Patterson, the contractor for grading the first alley west of Noble street, between New York and Lockerbie streets, be instructed to proceed with the work at once, or throw up the contract.

Councilman Haugh offered the following motion:

That the City Attorney and a Special Committee of three, be appointed by the Mayor, and that they be, and are hereby, requested to call upon the Belt Railroad Directors representing the City of Indianapolis, and request said Directors to make a complete report to the City Council as to the condition of the trust they represent, as said Directors have not as yet, since their election, made a report to the Council; nor has this Council had a report from its Directors for the past three years. That said report include a statement in regard to the second mortgage bonds issued on said Road, as to what said mortgage was made for; also, what disposition was made of the money by said Belt Railroad Directors, and if the money was all used in the way of improvements, as contemplated by the mortgage; if not, what portion was so used?

On motion by Councilman Edenharter, the above motion was amended, requiring the City Directors of the Belt Railroad to make a report, and then adopted.

Councilman Haugh offered the following motion; which was referred to the Committee on Public Light:

That the City Civil Engineer be instructed to direct the Vapor Lamp Company to place four lamps on Michigan street, between East and Noble streets.

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

That the City Civil Engineer be, and is hereby, directed to instruct the contractor for the improvement of Pine street, to place double stone crossings at the wings of all street and alley crossings, with the proper amount of bowldering.

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

That the Street Commissioner be instructed to fill the chuck-holes on north Tennessee street, from North street to Second street, with gravel.

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

That the Street Commissioner be instructed to fill the chuck-holes on Tennessee street, from Washington street to North street, with gravel.

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

That the Street Commissioner be directed to place stone crossings at the crossings of Coburn, at Wright, McKernan and Short streets; also, to bowlder the alley crossings on Coburn street, between East street and Virginia avenue; also, to place stone crossings at the crossings of Dougherty street, at the crossings of Wright, McKernan and Short streets, and to bowlder the alley crossings on Dougherty street, between East street and Virginia avenue.

Councilman Smither offered the following motions; which were severally adopted:

That the Street Commissioner serve notice on the Citizens' Street Railway Company to immediately clean up Pratt street, between West and Paca streets, it being a nuisance, created by said company, of which the officers of said company have been frequently notified. In case said company does not at once comply with said notice, then the officers in the Board of Health are directed to cause the agents and officers of said company to be prosecuted for creating and maintaining a nuisance; and the Street Commissioner is directed to prevent by force, if necessary, the further use of said Pratt street for transfer purposes.

That the Committee on Public Property be authorized to have small stand painted in University Park.

Councilman Smither offered the following motion; which was referred to the Committee on Public Light:

That the Vapor Light Company be instructed to locate lamps on north West street, Third street, Torbit street, Center street, and also Pratt street.

Councilman Spahr offered the following resolution:

Resolved, That the Indianapolis Water Company be, and it is hereby, requested to extend its water mains on College avenue to Twelfth street,

Which was adopted, by the following vote:

AYES, 19—viz. Councilmen Benjamin, Curry, Dowling, Edenharter, Haugh, Moran, McClelland, Newcomb, Pearson, Rees, Reinecke, Reynolds, Sheppard, Smither, Spahr, Thalman, Trusler, Wharton, and Wolf.

NAYS—None.

Councilman Spahr offered the following motion:

WHEREAS, His Honor, the Mayor, has decided the cases recently brought by the City against certain employes of the Brush Electric Light Company for digging in the streets, and for erecting poles or towers for the uses of said company, without having first procured the consent of the Council and Board of Aldermen, against the city; and

Whereas, Said decision, if allowed to stand, will virtually annul two of the penal ordinances of said city, and give great latitude to corporations in placing obstructions in the public thoroughfares, at will; and

Whereas, It is deemed important to the future interests of the city to have said ordinances upheld; therefore

Moved, That the City Attorney be, and he is hereby, directed to appeal from the judgment of the Mayor in said cases, to the Circuit or Superior Court.

Councilman Thalman moved to refer the above motion to the Judiciary Committee and City Attorney.

Which was laid on the table, on motion by Councilman Spahr, by the following vote:

AYES, 14—viz. Councilmen Curry, Dowling, Edenharter, Haugh, Mack, Moran, Pearson, Rees, Reinecke, Reynolds, Spahr, Trusler, Wharton, and Wolf.

NAYS, 5—viz. Councilmen Benjamin, McClelland, Newcomb, Smither, and Thalman.

The motion was then adopted, by the following vote:

AYES, 17—viz. Councilmen Curry, Dowling, Edenharter, Haugh, Mack, Moran, McClelland, Newcomb, Pearson, Rees, Reinecke, Reynolds, Smither, Spahr, Trusler, Wharton, and Wolf.

NAYS, 2—viz. Councilmen Benjamin, and Thalman.

Councilman Thalman offered the following motion; which was referred to the Committee on Streets and Alleys:

That the Street Commissioner be directed to cut down a large tree located on Market street, the top of which is dead, and liable to take fire from sparks, and endangering adjacent property.

Councilman Thalman presented the following remonstrance; which was referred to the Committee on Streets and Alleys:

To the Common Council and Board of Aldermen :

Gentlemen.—The undersigned, residents and property owners west of the River, represent to your honorable bodies that the L. B. & W. Railway Company is preparing to lay additional tracks across west Washington street, and that the position of its tracks, as now laid, greatly interfere with travel along said street, which could be partly remedied by the erecting of a high board fence from the corner of the lumber yard to the crossing of said tracks and the street. We therefore request that the City Civil Engineer, Street Commissioner and a committee from your honorable bodies, be appointed to examine the premises, and into the question of the right of said company to lay additional tracks, and report back such recommendations as will protect the city and the citizens in their rights regarding said matters, and obviate many accidents.

Respectfully,

John S. Crosby, A. Dillingham, Austin B. Prather, P. D. Baxter, John Geo. Baxter, Henry Minkner, F. B. Fowler, John Spaulding, G. W. McCain, John Gardner, M. Townsend, A. H. Burns, J. W. Fultz, Chas. Townsend, Lafayette Williams, Joseph F. Flack, D. B. Fatout, D. H. Fatout, W. H. Hedges, A. Nagel.

Councilman Trusler offered the following motion:

That the Chief Fire Engineer be instructed to purchase an alarm bell for the Prospect street Engine House, and to have the same put in position without delay.

On motion by Councilman Spahr, the above motion was amended so as to include the No. 9 Engine House.

Councilman Haugh moved to refer the above motion to the Special Committee on Fire Department.

Which failed of adoption, by the following vote:

AYES, 6—viz. Councilmen Benjamin, Haugh, McClelland, Newcomb, Smither, and Thalman.

NAYS, 13—viz. Councilmen Curry, Dowling, Edenharter, Mack, Moran, Pearson, Rees, Reinecke, Reynolds, Spahr, Trusler, Wharton, and Wolf.

The motion, as amended, was then adopted.

Councilman Trusler offered the following motion; which was referred to the Committee on Public Light:

That the Committee on Public Light and City Civil Engineer be instructed to locate the lamps of the Vapor Light Company on Pleasant street, from Dillon to Reid streets, and on Linden street, from Prospect to Willow streets.

Councilman Wharton offered the following motion; which was adopted :

That the Street Commissioner be, and is hereby, directed to make the necessary approaches to the Sixth street bridge on the Canal; said approaches to be built under the direction of the City Civil Engineer.

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

That the Street Commissioner be, and he is hereby, directed to place wooden foot bridges over the gutter crossings at Eighth and Mississippi streets.

That the Street Commissioner be, and he is hereby, directed to spread gravel where needed on Seventh street, between Meridian and Tennessee streets.

PENDING ORDINANCES.

The following entitled ordinance was read the second time, ordered engrossed, and read the third time:

S. O. 60, 1885—An ordinance to provide for grading and bowldering the first alley north of New York street, from Tennessee street to the second alley east of Tennessee street.

And it was passed by the following vote :

AYES, 14—viz. Councilmen Benjamin, Curry, Dowling, Edenharter, Haug Mack, Moran, McClelland, Pearson, Rees, Smither, Spahr, Trusler, and Wharton
NAYS, 3—viz. Councilmen Reinecke, Thalman, and Wolf.

The following entitled ordinance was read the second time, ordered engrossed, and read the third time:

S. O. 61, 1885—An ordinance to provide for grading and bowldering the first alley east of Tennessee street, from New York street to the first alley north of New York street.

And it was passed by the following vote :

AYES, 14—viz. Councilmen Benjamin, Curry, Dowling, Edenharter, Haug Mack, Moran, McClelland, Pearson, Rees, Smither, Spahr, Trusler, and Wharton
NAYS, 3—viz. Councilmen Reinecke, Thalman, and Wolf.

The following entitled ordinance was read the second time, ordered engrossed, and read the third time:

G. O. 79, 1884—An ordinance requiring the C., I., St. L. & C. Railroad to erect and maintain safety-gates on each side of its track where it crosses Washington street.

And it was passed by the following vote :

AYES, 14—viz. Councilmen Benjamin, Curry, Dowling, Edenharter, Haug Mack, Moran, McClelland, Pearson, Rees, Smither, Spahr, Trusler, and Wharton
NAYS, 3—viz. Councilmen Reinecke, Thalman, and Wolf.

The following entitled ordinance was read the second time, ordered engrossed, and read the third time:

G. O. 27, 1885—An ordinance authorizing the Indianapolis & St. Louis Railway Company to construct and maintain a certain side track or extension thereof across West street and along Georgia street, in the City of Indianapolis.

And it was passed by the following vote :

AYES, 14—viz. Councilmen Benjamin, Curry, Dowling, Edenharter, Haugh, Mack, Moran, McClelland, Pearson, Rees, Smither, Spahr, Trusler, and Wharton.

NAYS, 3—viz. Councilman Reinecke, Thalman, and Wolf.

Councilman Haugh introduced the following entitled ordinance; which was read the first time:

G. O. 28, 1885—An ordinance authorizing Pickering & Black to exhibit their consolidated shows in the City of Indianapolis.

On motion, the rules were suspended for the purpose of placing the above ordinance on its final passage, by the following vote:

AYES, 19—viz. Councilmen Benjamin, Curry, Dowling, Edenharter, Haugh, Moran, McClelland, Newcomb, Pearson, Rees, Reinecke, Reynolds, Sheppard, Smither, Spahr, Thalman, Trusler, Wharton, and Wolf.

NAYS—None.

The ordinance was then read the second time, ordered engrossed, read the third time and passed, by the following vote:

AYES, 19—viz. Councilmen Benjamin, Curry, Dowling, Edenharter, Haugh, Moran, McClelland, Newcomb, Pearson, Rees, Reinecke, Reynolds, Smither, Spahr, Thalman, Trusler, Wharton, and Wolf.

NAYS—None.

On motion, the Common Council then adjourned.

JOHN L. McMASTER, Mayor,

President of the Common Council.

Attest: GEO. T. BREUNIG, City Clerk.