

PROCEEDINGS OF BOARD OF ALDERMEN.

REGULAR SESSION—AUGUST 24, 1885.

The Board of Aldermen of the City of Indianapolis, met in the Aldermanic Chamber, Monday evening, August 24th, A. D. 1885, at eight o'clock, in regular session.

PRESENT—Hon. Brainard Rorison, President of the Board of Aldermen, in the Chair, and Aldermen Bernhamer, Endly, King, Prier, and Tallentire—6.

ABSENT, 4—viz. Aldermen Cobb, Cox, McHugh, and Pritchard.

The Proceedings of the Board of Aldermen for the regular session, held August 10th, 1885, and the special session held August 13th, 1885, having been printed and placed on the desks of the Aldermen, said Journals were approved as published.

The following message was read and received :

To the President and Members of the Board of Aldermen :

Gentlemen:—I submit herewith the following papers for your consideration, favorably passed upon by the Common Council, at its regular session, held August 17th, 1885.

For the Common Council:

GEO. T. BREUNIG, City Clerk.

The report from the Committee on Contracts, awarding sundry and various contracts (see pages 499 and 500, *ante*), was read, and the favorable action of the Common Council thereon, was concurred in.

The following contracts and bonds were read, and the favorable action of the Common Council thereon, (see page 501, *ante*), was concurred in :

Contract and bond of Thomas Cummings, to build a stone wall on the north bank of Pogue's Run, from Tennessee street to the first alley east of Tennessee street. Bond, \$2,000; surety, F. Wm. Schaefer.

Contract and bond of Fred. Gansberg, to grade and gravel the first alley west of Arsenal avenue, from Washington street to Market street. Bond, \$400.00; surety, H. C. Roney.

The report of the Mayor, showing fines and fees collected (see page 501, *ante*), was read and received.

The report from the City Civil Engineer, submitting certain estimates, (see pages 502 and 503, *ante*), was read, and the estimates approved.

The following estimate resolution (see page 504, *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 Freaney Brothers, for erecting lamp-posts, lamps and fixtures (complete to burn gas, except the service pipes), on Agnes street, between New York and North streets, 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 concurrently adopted by the following vote:

AYES, 6—viz. Aldermen Bernhamer, Endly, King, Prier, Tallentire, and President Rorison.

NAYS—None.

The following estimate resolution (see page 504, *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 Freaney Brothers, for erecting one lamp-post, lamp and fixtures (complete to burn gas, except the service pipes), on Michigan street, between New Jersey and East streets, 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 concurrently adopted by the following vote:

AYES, 6—viz. Aldermen Bernhamer, Endly, King, Prier, Tallentire, and President Rorison.

NAYS—None.

The following estimate resolution (see page 504, *ante*), was read:

Resolved by the Common Council and Board of Aldermen of the City of Indianapolis, That the accompanying first and final estimate in behalf of J. L. Spaulding, for grading, bowldering and curbing the east gutter of Wood street, and paving with brick the sidewalk thereof, from Michigan street to North 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 concurrently adopted by the following vote:

AYES, 6—viz. Aldermen Bernhamer, Endly, King, Prier, Tallentire, and President Rorison.

NAYS—None.

The following estimate resolution (see page 504, *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, for grading and bowldering the first alley west of Mississippi street, from Michigan street to Indiana 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 concurrently adopted by the following vote:

AYES, 6—viz. Aldermen Bernhamer, Endly, King, Prier, Tallentire, and President Rorison.

NAYS—None.

The following estimate resolution (see page 505, *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 David A. Haywood, for grading, bowldering and curbing the gutters of Park avenue, and paving with brick the sidewalks thereof, from Lincoln avenue to Eighth 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 concurrently adopted by the following vote:

AYES, 6—viz. Aldermen Bernhamer, Endly, King, Prier, Tallentire, and President Rorison.

NAYS—None.

The following estimate resolution (see page 505, *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 John Hennessey, for grading and graveling the first alley south of Spann avenue, from Linden street to Laurel 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 concurrently adopted by the following vote:

AYES, 6—viz. Aldermen Bernhamer, Endly, King, Prier, Tallentire, and President Rorison.

NAYS—None.

The following estimate resolution (see page 505, *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 Richter & Twiname, for grading and paving with brick, the sidewalks of Greer street, from McCarty street to Buchanan 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 concurrently adopted by the following vote:

AYES, 6—viz. Aldermen Bernhamer, Endly, King, Prier, Tallentire, and President Rorison.

NAYS—None.

The following estimate resolution (see page 506, *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 Hanway & Cooper, for grading and graveling the first alley east of Central avenue, from Seventh street to Eighth 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 concurrently adopted by the following vote:

AYES, 6—viz. Aldermen Bernhamer, Endly, King, Prier, Tallentire, and President Rorison.

NAYS—None.

The following estimate resolution (see page 506, *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 Richter & Twinam for grading, bowldering and curbing the gutters of Broadway street, from the first alley south of Seventh street to Eighth 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 concurrently adopted by the following vote:

AYES, 6—viz. Aldermen Bernhamer, Endly, King, Prier, Tallentire, and President Rorison.

NAYS—None.

The following estimate resolution (see page 506, *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 Henry C. Roney, for grading and paving with brick, the west sidewalk of Pennsylvania street, from Eighth street to the first alley south of Ninth 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 concurrently adopted by the following vote:

AYES, 6—viz. Aldermen Bernhamer, Endly, King, Prier, Tallentire, and President Rorison.

NAYS—None.

The following report from the City Clerk was read, (see page 507, *ante*), and referred to the Committee on Judiciary and Ordinances:

To the Mayor, Common Council and Board of Aldermen:

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

J. D. Hoss & Co. vs. Alfred & John C. S. Harrison, for.....	\$39 68
John L. Spaulding vs. Martha A. Reed, for.. .. .	26 85
John L. Spaulding vs. John W. Fredericks, for.....	10 20

Respectfully submitted,

GEO. T. BREUNIG, City Clerk.

The report of the Chief Fire Engineer, showing the location of certain fire hydrants (see page 508, *ante*), was read and received.

The following report from the Committee on Judiciary was read, and the favorable action of the Common Council thereon (see page 509, *ante*), was concurred in:

To the Mayor and Common Council:

Gentlemen:—John C. New, Trustee of the Beaty heirs, asks leave to withdraw the claim for \$20,000.00, presented by him April 6th, 1885, (see page 177, *ante*), and referred to the undersigned committee; and we recommend that his request be granted, without further action.

Respectfully submitted,

U. S. DENNY, City Attorney.

W. C. Newcomb,
P. M. Gallahue,
Geo. F. Edenharter,
Judiciary Committee.

The following report from the Judiciary Committee was read (see page 509, *ante*), and referred to the Committee on Judiciary and Ordinances:

To the Mayor and Common Council:

Gentlemen:—Your Judiciary Committee and City Attorney, to whom was referred the petition of William Wallace, asking that the assessments against Lots 11 and 12, in Eli A. Hall's subdivision, for the opening of alley in Henderson's addition, in 1874, be cancelled, have examined into the matter. We find that the statements in said petition are true, and that said assessments, as to Mr. Hall, were void. We therefore recommend that the prayer of the petition be granted.

Respectfully submitted,

C. S. DENNY, City Attorney.

W. C. Newcomb,
P. M. Gallahue,
Geo. F. Edenharter,
Committee on Judiciary.

The following report from the Committee on Markets (see page 509, *ante*), was read, and referred to the Committee on Judiciary and Ordinances:

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

Gentlemen:—The Committee on Markets report that E. M. Cook, who purchased Butcher Stall No. 6, at the June sale, for the sum of \$15.00, has re-used to pay into the city treasury the amount of his bid. We therefore recommend that the penalty prescribed by Section 15 of the Market Ordinance, be imposed, and that said Cook be excluded, for two years, from leasing or occupying any stall, bench or stand, in any of the city markets.

Respectfully submitted,

John R. Cowie,
Wm. Curry,
Committee on Markets.

The following report from the Committee on Public Light (see page 510, *ante*), was read, and referred to the Committee on Public Light and Education:

To the Mayor and Common Council:

Gentlemen:—The Committee on Public Light, to whom was referred the motion to erect six Vapor lights and posts on the east side of south Meridian street, between

Kansas and Palmer streets, and four lamps on Union street, between Hill and Palmer streets, recommend the same be done.

Respectfully submitted,

P. M. Gallahue,
Fred. J. Mack,
T. F. Smither,
Committee on Public Light

The report from the Committee on Streets and Alleys, as to the vacation of a part of Eighth street, and the following resolution accompanying the same (see page 511, *ante*), were read, and referred to the Committee on Streets & Alleys and Sewers & Drainage:

Resolved, That the petition of F. L. Ritzinger et al., praying for the vacation of a certain portion of Eighth street, north and south sides, from Illinois street to the first alley west of Pennsylvania street, be referred to the City Commissioners, with instructions to assess benefits, if there be any, and to make due report to the Common Council and Board of Aldermen. The said Commissioners are instructed to return, as part of their report, all petitions and notices. The City Clerk is hereby directed to issue, and the Superintendent of Police to serve the proper notice upon the City Commissioners, and the petitioners are required to serve the proper notices upon all interested property owners.

The following resolution (see page 520, *ante*), was read:

Resolved, That the Citizens' Street Railway Company of Indianapolis be, and is hereby, ordered and directed to extend its line of track from the south termination of Virginia avenue in and along Shelby street to the Belt Railroad Company track.

And it was concurrently adopted by the following vote:

AYES, 6—viz. Aldermen Bernhamer, Endly, King, Prier, Tallentire, and President Rorison.

NAYS—None.

The following motions (see pages 518 and 521, *ante*), were read, and concurrently adopted:

That Samuel W. Wales be, and is hereby, granted permission to lay a wooden driveway across the gravel sidewalk on Massachusetts avenue, in front of his coal yard; under the direction of the City Civil Engineer.

That Mr. Pruett be allowed to make bowldered driveway across sidewalk at 324 Indiana avenue, at his own expense, and under supervision of City Civil Engineer.

The following entitled ordinance (passed by the Common Council) was read the first time:

G. O. 32, 1885—An ordinance to grant to the Indianapolis District Telegraph Company, the right of way for the construction and operation of its lines, and to set poles and to string wires thereon, in the streets, sidewalks and alleys of the City of Indianapolis.

REPORTS, ETC., FROM STANDING COMMITTEES.

The Committee on Fire Department, through Alderman Tallentire, submitted the following report; which was concurred in:

To the President and Members of the Board of Aldermen:

Gentlemen:—Your Committee on Fire Department, to whom was referred the following motion:

“That the Chief Fire Engineer be instructed to remove the fire-alarm box from the corner of Olive and Orange streets to the corner of Willow and Olive.”

Recommend concurrence in the action of the Council.

Respectfully submitted, Thomas Tallentire,
H. J. Prier,
Committee on Fire Department.

The Committee on Markets and Public Property, through Alderman Tallentire, submitted the following report; which was concurred in:

To the President and Members of the Board of Aldermen:

Gentlemen:—Your Committee on Markets and Public Property, to whom was referred the following motion (adopted by Council August 3d, 1885):

“That the Committee on Public Property be directed to at once purchase a pump stock for the driven well in Garfield Park.”

Recommend concurrence in the action of the Council.

Respectfully submitted, Thomas Tallentire,
Will F. A. Bernhamer,
Committee on Markets and Public Property.

The Committee on Streets & Alleys, and Sewers & Drainage, through Alderman Endly, submitted the following report; which was concurred in:

To the President and Members of the Board of Aldermen:

Gentlemen:—Your Committee on Streets and Alleys, to whom was referred the motion to clean up Pratt street, recommend that the gutters be bowldered and curbed on Pratt street, between Pennsylvania and Illinois streets.

Respectfully submitted, Thomas E. Endly,
Isaac King,
Committee on Streets and Alleys.

REPORTS, ETC., FROM CITY OFFICERS.

The Street Commissioner submitted the following report:

To the Board of Aldermen and Common Council:

Gentlemen:—The undersigned represents that he recently put Mr. Fohl in possession of the city bridges, blind lamp-posts on and around public grounds, &c., under his contract with the city, by removing the bill boards of Mr. Edwards, as directed by your honorable bodies. On the following day Mr. Edwards re-placed his boards in all these places. I think the same thing would be repeated again, if I should proceed to remove them; and I know of no way to prevent it, except by force. I therefore ask for instructions.

At Mr. Fohl's request, I further state that he is willing to cancel his contract with the city on payment of his money back, that the controversy growing out of the letting thereof may be settled, and the matter re-advertised.

I recommend this adjustment of the matter.

Respectfully submitted,
C. S. RONEY, Street Commissioner.

Alderman Bernhamer, as to the above report, offered the following motion; which was adopted:

That the Street Commissioner be instructed to file against John Edwards, erecting his bill boards without permission, and that he also remove the boards erected.

The City Civil Engineer submitted the following report:

To the President and Members of the Board of Aldermen:

Gentlemen:--At your last meeting, you referred the following report to me, with instructions to report at this meeting the number of posts required:

"To the Mayor and Common Council:

Gentlemen:--Your Committee on Public Light, to whom was referred the motion to locate Vapor lamps on Illinois street, between McCarty and Ray streets; Michigan street, between East and Noble streets; on north West street, Third street, Torbet, Center and Pratt streets; also, on Pleasant street, between Dill and Reid streets; on Linden street, between Prospect and Willow streets, as designated by the City Civil Engineer, recommend said motion be adopted.

Respectfully submitted,

P. M. Gallahue,

T. F. Smither,

Fred. J. Mack,

Committee on Public Light.

I beg to report that I have examined the streets mentioned in the above report and find as follows: That on Illinois street, between McCarty and Ray, there are now six (6) gas lamps burning.

On Michigan street, between East and Noble, there will be required	4	lamps
On West street, there will be required.....	6	"
On Third street, there will be required.....	6	"
On Torbet street, there will be required.....	5	"
On Center street, there will be required.....	3	"
On Pratt street, there will be required.....	4	"
On Pleasant street, there will be required.....	13	"
On Linden street, there will be required.....	7	"

Total.....48 lamps

Respectfully submitted,

S. H. SHEARER, City Civil Engineer.

Alderman King moved that the report be received, and the action of the Common Council be concurred in.

Which failed of adoption, by the following vote:

AYES, 2--viz. Aldermen King, and Tallentire.

NAYS, 4--viz. Aldermen Bernhamer, Endly, Prier, and President Rorison.

The matter was then referred to the Committee on Public Light and Education.

INTRODUCTION OF MISCELLANEOUS BUSINESS.

Alderman Bernhamer presented the following petition, accompanied with motion; which was received, and motion adopted:

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

Gentlemen:—The petitioner respectfully prays your honorable bodies to grant the said petitioner the privilege of taking up the sidewalk opposite Nos. 62 and 64 west South street, and place instead a bowldered crossing or driveway, for the use of my wood and coal yard.

Respectfully submitted, JAMES WELLS.

Approved.

Thomas E. Endly,
Isaac King,

M. M. Reynolds,
Julius F. Reinecke.

That the request contained in the foregoing petition be granted, on the condition that the work be done in a neat, workman-like manner, and under the direction of the City Civil Engineer.

Alderman Prier presented the following petition; which was referred to the Committee on Public Light and Education, and City Attorney:

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

Gentlemen:—For the purpose of more fully testing the utility of the Electric Light, we respectfully ask your permission to erect some additional poles. We can not decide in advance just how many, or exactly where they should be located; but only so many will be erected as are indispensably necessary. If a pole is wrongly located, it is a trifling matter to remove it. In locating additional towers, we will submit the matter to the City Civil Engineer.

Respectfully,

INDIANAPOLIS BRUSH ELECTRIC LIGHT AND POWER CO.,
Per JOHN CAVEN, President.

President Rorison offered the following motion; which was adopted:

That the Street Commissioner be, and he is hereby, instructed to notify the officers of the Railroads crossing Kentucky avenue, to repair the planks between the tracks; and on their failure to comply, he is to make the repairs at their expense.

On motion, the Board of Aldermen then adjourned.

BRAINARD RORISON, President.

Attest: FRANK W. RIPLEY, Clerk.