

PROCEEDINGS
OF THE
COMMON COUNCIL

REGULAR SESSION.

CHAMBER OF THE COMMON COUNCIL OF THE }
CITY OF INDIANAPOLIS, }
Monday, August 21, 1871, 7½ o'clock, P. M. }

The Common Council met in regular session.

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

Councilmen—Batty, Bigham, Brown, Cottrell, Craft, Gimber, Heckman, Kennington, Locke, Marsee, Newman, Thalman, Thoms, Weaver, Whitsit, Wiles and Woodburn—17.

Absent—Councilman Reagan—1.

The proceedings of the regular session, held August 14, 1871, and of the adjourned session, held August 17, 1871, were read and approved.

REPORTS FROM OFFICERS.

The City Civil Engineer made the following report :

INDIANAPOLIS, August 21, 1871.

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

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

Cogill & Bernauer, for grading and graveling Daugherty street and sidewalks, from Wright street to Virginia ave.

Length on north side.....1,187 ft. 6 in.

Length on south side.....1,241 ft.

Total length.....2,428 ft. 6 in., at 69 cts. per
lineal foot.....\$1675 66

John Schier, for grading and graveling the first alley east of Broadway, running north and south, from St. Clair street to Arch street.

Length on east side.....120 ft.

Length on west side.....120 ft.

Total length.....240 ft., at 23 cents per lineal
foot 55 20

Respectfully submitted,

R. M. PATTERSON,

Civil Engineer.

Which was concurred in.

The Civil Engineer made the following report :

INDIANAPOLIS, IND., August 21, 1871.

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

GENTLEMEN—I hereby report the following work finished by Hanway & Co., on Louisiana street, between Illinois street and the west side of Tennessee street, in accordance with Hanway & Co.'s bid, and their agreement with the property-holders on each side of the improvement.

CITY PORTION.

1,071½ yards of bowldering, at 72 cents per square yard.....	\$771 48
55½ feet of curb, at 80 cents per lineal foot.....	44 40
Two flag-stone foot-crossings, estimated at.....	140 00
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Total	\$955 88

UNION RAILWAY CO.'S PORTION.

631 yards of bowldering, at 72 cents per yard.....	454 32
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STREET RAILWAY CO.'S PORTION.

315½ yards of bowldering, at 72 cts. pr. yd.....	227 16
202½ feet of curb, at 80 cents.....	162 00
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Total	380 16

M. HARTH, SPENCER HOUSE.

315½ yards bowldering at 72 cents per yard.....	227 16
102 feet of curb, at 80 cents per lineal foot.....	81 60
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Total.....	308 76

Respectfully submitted,

R. M. PATTERSON,

Civil Engineer.

Which was concurred in.

The City Attorney made the following report :

INDIANAPOLIS, IND., August 21, 1871.

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

GENTLEMEN—Section 17 of an ordinance, entitled, "An Ordinance regulating and protecting streets, alleys, sidewalks, gutters, shade trees," etc., etc., ordained December 28, 1863, (see compiled ordinances, page 155,) provides that an owner or occupant of any building, who shall be guilty of erecting any shed or sign across any street or sidewalk in said city, shall, on conviction of such offense before the Mayor, be fined, etc., and the City Marshal shall promptly remove the same.

This ordinance cannot be repealed, changed, or modified on motion, this can only be done by an ordinance. I therefore, in regard to the motion to allow Levi Wright to erect a wooden awning in front of his grocery, on Malotte avenue or Peru street, which has been referred to me, say, that in my opinion, it requires an ordinance to allow him to do so, as the ordinance above referred to makes no provision for the obtaining of permits.

Respectfully submitted,

J. S. HARVEY,

City Attorney.

Which was adopted.

Mr. Newman moved to adjourn for the purpose of attending the meeting of the Scientific Association.

Which was lost.

Mr. Heckman moved that when the Council adjourn, it be to meet Tuesday, August 22, 1871, at 7½ o'clock, P. M.

Which motion was adopted.

Mr. Cratt moved that the Council now adjourn.

Which was not adopted.

Business was then resumed in the order in which it was left off at last meeting, viz. :

ORDINANCES ON SECOND READING.

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

- Special Ordinance No. 84, 1871.
- Special Ordinance No. 85, 1871.
- Special Ordinance No. 87, 1871.
- Special Ordinance No. 88, 1871.
- Special Ordinance No. 89, 1871.
- Special Ordinance No. 90, 1871.
- Special Ordinance No. 91, 1871.
- Special Ordinance No. 92, 1871.
- General Ordinance No. 53, 1870.

The following ordinances were read the second time, and, on motion, stricken from the files :

Special Ordinance No. 86, 1871, entitled :

An Ordinance to provide for lighting with gas California street, from Michigan street to North street.

General Ordinance No. 49, 1870, entitled :

An Ordinance defining "main and lateral sewers," and how the costs and expenses of the construction thereof shall be assessed and paid.

Special Ordinance No. 93, 1871, entitled :

An Ordinance to provide for the improvement of Meridian street, between First and Seventh streets.

Was read the second time, and on motion, referred to the Committee on Streets and Alleys.

Mr. Newman moved to adjourn.

Which was lost.

On motion by Mr. Marsee, leave of absence was granted Mr. Newman, for the purpose of attending the meeting of the Scientific Association.

General Ordinance No. 70, 1870, and No. 15, 1871, entitled :

Ordinances authorizing the Mayor to appoint and remove all members of the Police Force in the city of Indianapolis.

Was read the second time.

Dr. Woodburn moved that the ordinances be stricken from the files.

Which was lost by the following vote:

Affirmative — Councilmen Craft, Locke, Thalman, Thoms, Weaver, Wiles and Woodburn—7.

Negative—Councilmen Batty, Bigham, Brown, Cottrell, Gimber, Heckman, Kennington, Marsee and Whitsit—9.

The question then being, shall the ordinance be engrossed, those who voted in the affirmative, were,

Councilmen Bigham, Brown, Cottrell, Gimber, Kennington and Whitsit—6.

Those who voted in the negative were,

Councilmen Batty, Craft, Heckman, Locke, Marsee, Thalman, Thoms, Weaver, Wiles and Woodburn—10.

So the ordinances were not ordered engrossed.

Mr. Craft moved to reconsider the vote on engrossment just taken.

Dr. Woodburn moved to lay the motion to reconsider on the table.

Which was adopted.

Mr. Locke offered the following:

WHEREAS, A member of this Council charges a member of the Police Force with maltreating one of our citizens without cause.

Resolved, That the Board of Police be instructed to investigate the charge and report the result to Council.

Which was adopted by the following vote:

Affirmative — Councilmen Batty, Bigham, Brown, Cottrell, Craft, Gimber, Heckman, Kennington, Locke, Marsee, Thalman, Thoms, Weaver, Whitsit, Wiles and Woodburn—16.

Negative—None.

The following ordinance was read the second time and ordered printed in the proceedings :

An Ordinance to prevent the hanging, suspending or sustaining of any advertising signs, banners, flags, or other devices over the streets or alleys of the city of Indianapolis.

SECTION 1. Be it ordained by the Common Council of the City of Indianapolis, That it shall be unlawful for any person or persons to hang, suspend, or in any way sustain over any street or alley of said city, any sign, banner, flag or other device advertising or denoting any kind of business, exhibition or amusement.

SEC. 2. Any person violating any provision of this ordinance, upon conviction thereof, shall be fined in any sum not exceeding twenty-five dollars, and shall be fined in like manner for each day thereafter, the same shall be so violated.

SEC. 3. This ordinance shall take effect and be in force from and after its publication one day in each week for two consecutive weeks, in the *Evening Commercial*.

Ordained and established, this — day of —

Mr. Brown presented the following communication :

INDIANAPOLIS, IND., August 21, 1871.

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

GENTLEMEN—The undersigned, proprietors of the American Fire Alarm and Police Telegraph, would respectfully make the following synopsis of proposals for their system of Automatic Fire Alarm in your city.

We will furnish and put in readiness for operation, fifty signal stations, and nine engine house gongs, together with all the wire, battery, galvanometers, etc., necessary to put the whole system in complete working order, divided into four distinct circuits, to be operated as one, through an automatic repeater, for \$14,000, and what there may be left of your present system.

Should you desire to have one or more of your large tower bells struck by electricity, we will furnish and put in operation, one or more of our large mechanical bell strikers, of sufficient capacity to draw the full tone of such bell as may be erected for the purpose, as follows :

One bell striker, \$1,500.

Two bell strikers, \$1,200 each.

Three or more bell strikers, \$1,000 each.

It is the intention of the above proposition to entirely rebuild the wires in our usual thorough and workmanlike manner, and the material furnished to be of the very best quality, combining the best features of the very best telegraphs erected by us, and now in operation in some forty cities in this country.

Respectfully submitted,

GAMEWELL & CO.,

Per L. B. Firman, Ag't.

Which was referred to the Committee on Fire Department.

His Honor, the Mayor, offered the following motion :

Moved: That the Fire Committee take measures to have the fire alarm tower and bell removed from its present site, in accordance with the demand of the proprietors of the New York store.

Which was referred to the Committee on Fire Department.

General Ordinance No. 10, 1871, entitled :

An Ordinance to provide for the construction of an iron viaduct on Virginia avenue, over the tracks of sundry railroads.

Which was read the second time, and, on motion, referred, with plans for said viaduct, to the Committee on Bridges, and Engineers Patterson and Brown.

General Ordinance No. 11, 1871, entitled :

An Ordinance to provide for inspecting boilers, etc.

Was read the second time and laid over for one month.

General Ordinance No. 12, 1871, entitled :

An Ordinance to abolish the office of City Sealer, etc.

Was read the second time, and, on motion, referred to the City Attorney, with instructions to report an ordinance in regard to the sealing of weights and measures, and defining the duties of said Sealer.

August 21, 1871.]

COMMON COUNCIL.

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On motion the Council adjourned to meet Tuesday, August 22, 1871, at 7½ o'clock, p. m.

DANIEL MACAULEY,

Mayor.

ATTEST:

JOHN R. CLINTON,

City Clerk.