

PROCEEDINGS OF COMMON COUNCIL.

ADJOURNED SESSION—JUNE 11, 1888.

The Common Council of the City of Indianapolis, met in the Council Chamber, Monday evening, June 11th, A. D. 1888, at eight o'clock, in adjourned session, pursuant to adjournment.

PRESENT—Hon. Caleb S. Denny, Mayor, and *ex officio* President of the Common Council, in the Chair, and 24 members, viz: Councilmen Burns, Cummings, Darnell, Davis, Dunn, Elliott, Finch, Gasper, Gaul, Hicklin, Johnston, Kelley, Long, Markey, McClelland, O'Connor, Parkinson, Pearson, Smith, Stuckmeyer, Swain, Thalman, Trusler, and Wilson.

ABSENT, 1—viz: Councilman Coy.

Councilman Darnell, from the Committee on Railroads, submitted the following resolution :

WHEREAS, The Citizens' Street Railroad Company (successor to the rights of the Citizens' Street Railway Company), has commenced and is now engaged in constructing lines of street railway on various streets of the city in violation of, and against the public welfare, it having torn up said streets in patches distant from each other, thereby greatly and unnecessarily obstructing travel thereon; and

Whereas, All of said work has been done and is now progressing in plain violation of Statutes of 1881, said company not having obtained the consent of the Common Council and Board of Aldermen "to the location, survey and construction" of any of said lines of street railway; and

Whereas, It is therefore deemed expedient that no further work be allowed by said company on said streets, until the rights and welfare of the public have been consulted, and the consent of the Council and Board of Aldermen has been obtained "to the location, survey and construction" of said lines of track; now, therefore,

Re it Resolved by the Common Council and Board of Aldermen of the City of Indianapolis, That their right of supreme control over the streets, highways, alleys and bridges of said city, as expressed in Sections 3,161 and 4,154 R. S. 1881, is hereby asserted and affirmed.

And be it further Resolved, That the said Citizens' Street Railroad Company be, and it is hereby, ordered to immediately cease work upon each and every street where it is now engaged in laying new lines of track, and proceed no further therewith, until the consent of the Council and Board of Aldermen shall have been obtained, as required by law.

Resolved, That said Citizens' Street Railroad Company be, and it is hereby, ordered to at once place all parts of streets now torn up, in a safe condition for public travel, to the satisfaction of the Street Commissioner, who is directed to enforce this order.

The Street Commissioner is hereby ordered to at once notify the proper officers and employes of said Citizens' Street Railroad Company of the adoption of the foregoing resolution; and in the event all work in further laying said new tracks is not at once abandoned by said company, he is ordered to prevent by force, if necessary, all further work thereon. Said Street Commissioner is directed to make full report of all his doings under this resolution at the next meeting of the Council.

Which was adopted by the following vote :

AYES, 23—viz: Councilmen Cummings, Darnell Davis, Dunn, Elliott, Finch, Gasper, Gaul, Hicklin, Johnston, Kelley, Long, Markey, McClelland, O'Connor, Parkinson, Pearson, Smith, Stuckneyer, Swain, Thalman, Trusler, and Wilson.

NAYS, 1—viz: Councilman Burns.

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

To the Mayor, Common Council and Board of Aldermen :

Gentlemen:—Your Committee on Railroads, to whom was referred General Ordinance No. 16, 1888, "An ordinance to provide for stationing a Flagman at the crossing of the railroads and Cruse street," recommend said ordinance be passed.

Respectfully submitted,

C. F. Darnell,
D. F. Swain,
Fred. W. Gaul,
Committee on Railroads.

The Committees on Railroads and Judiciary, through Councilman Swain, submitted the following report, with ordinance ; which report was received :

To the Mayor and Common Council :

Gentlemen:—Your Committee on Railroads, to whom was referred sundry matters, report thereon as follows, with reference to street railroad matters :

It recommends that in lieu of all ordinances for the granting of new franchises, that the ordinance submitted herewith, providing for the sale of the franchise to operate a system of street railways in the city, be passed.

Respectfully submitted,

D. F. Swain,
M. M. Cummings,
John R. Pearson,
P. J. Kelley,
Committee on Railroads and Judiciary.

G. O. 33, 1888—An ordinance authorizing the construction, extension and operation of certain street railroads along specified streets in the City of Indianapolis.

Which was read the first time.

The Committee on Railroads, through Councilman Darnell, submitted the following minority report, with ordinance ; which report was received :

To the Mayor and Common Council :

Gentlemen:—The undersigned, member of the Committee on Railroads, makes the following report on the various street railroad matters referred to said committee :

After fully considering the subject, he is of the opinion that the franchise heretofore granted to The Indianapolis Cable Street Railroad Company, should be amended to allow said company to use electric motors on said lines, as asked for by it, and that the ordinance heretofore granted to said company, be amended as provided in the ordinance submitted herewith, so that said company will at once go to work and complete its lines of road, and operate the same.

Respectfully submitted,

C. F. DARNELL,
of Committee on Railroads.

G. O. 34, 1888—An ordinance amendatory and supplemental to an ordinance authorizing the construction, extension and operation of certain street railways in and upon the streets of the City of Indianapolis, ordained and established June 2d, 1887.

Which was read the first time.

Councilman Cummings, from the Committee on Judiciary, submitted the following report; which was received:

Indianapolis, Ind., June 11th, 1888.

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

Gentlemen:—Your Committees on Judiciary and Railroads, to whom was referred the matter of the proposition of J. V. McNeal to construct a street railway in the streets of the City of Indianapolis, hereby recommend that the same be accepted; and to confine and restrict his rights and privileges in the matter, we further recommend that the accompanying ordinance, with such additions and alterations as are tendered herewith, be passed and made a law by this Council and the Board of Aldermen, for the purposes therein specified.

Respectfully submitted,

M. M. CUMMINGS,
of the Committee on Judiciary.

G. O. 26, 1888—An ordinance authorizing the construction, extension and operation of a certain street railway in and upon the streets and alleys of the City of Indianapolis.

Councilman Hicklin presented the following petition; which was received:

Hon. C. S. DENNY, Mayor, Common Council and Board of Aldermen, Indianapolis, Indiana:

Gentlemen:—WHEREAS, The Indianapolis Cable Street Railway Company was given a franchise on June 22d, 1887, to build and operate upon certain streets in the City of Indianapolis, a system of cable roads; *And Whereas*, The said company has requested that the franchise be so changed that they may use other than cable power; *Now, therefore*, We, citizen tax payers and property holders of the City of Indianapolis, do respectfully petition your honorable bodies not to grant the change in the franchise requested; and we further petition your honorable bodies not to give the right to any street railroad company, whether operated by animal, motor or cable power, to lay tracks and operate a road on South Meridian street.

Very respectfully,

A. Kiefer & Co., R. S. McKee, J. W. Murphy, Fred.
Fahnly, R. H. McCrea—and 23 others.

Councilman Darnell presented the following petitions; which were received:

To the Mayor and Common Council:

Gentlemen:—We, the undersigned, property owners and business men on South Meridian street, respectfully request that the petition of The Indianapolis Cable Street Railroad Company, to enable them to use electricity as a motive power in the place of cable, be granted.

M. H. Spades, W. A. Taylor, Deloss Root, Indianapolis
Stove Co., J. P. Lourey—and 13 others.

To the Common Council and Board of Aldermen:

Gentlemen:—The undersigned, owners of property and business men on Circle and Market streets, respectfully request your honorable bodies to grant the petition of the officers of The Indianapolis Cable Street Railroad Company, to enable them to use electricity as a motive power instead of cable; and further request that you do not interfere with their right to pass along or around the south side of the Circle,

east and west, as said road would enable persons to ride direct to the Soldiers' Monument, and would not only be a great convenience to ourselves, but it would contribute largely to our business, and prove advantageous to the general public.

S. M. Dyer, Dyer & Rossmann, J. E. Bodine & Co., O. H. Hasselman, W. H. English—and 24 others.

Councilman Hicklin offered the following motion :

That the Cable Car Company be, and are hereby, directed to place the street in as good condition as it was before they commenced work on north and south Meridian street, within three days; and if they fail to do the same, the Street Commissioner is hereby directed to do the work at the expense of said company.

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

AYES, 18—viz: Councilmen Cummings, Darnell, Davis, Dunn, Elliott, Finch, Gasper, Gaul, Johnston, Long, McClelland, Parkinson, Pearson, Smith, Stuckmeyer, Swain, Thalman, and Wilson.

NAYS, 6—viz: Councilmen Burns, Hicklin, Kelley, Markey, O'Connor, and Trusler.

Councilman Thalman moved to take up the minority report, as submitted by Councilman Darnell.

Which was adopted.

Councilman Thalman moved that the Rules be suspended, and that G. O. 34, 1888, entitled "An ordinance amendatory and supplemental to an ordinance authorizing the construction, extension and operation of certain street railways in and upon the streets of the City of Indianapolis," ordained and established June 22d, 1887, be taken up and placed upon its passage.

Which failed of adoption, by the following vote :

AYES, 14—viz: Councilmen Darnell, Davis, Elliott, Finch, Gasper, Gaul, Johnston, Long, Pearson, Smith, Stuckmeyer, Swain, Thalman, and Wilson.

NAYS, 10—viz: Councilmen Burns, Cummings, Dunn, Hicklin, Kelley, Markey, McClelland, O'Connor, Parkinson, and Trusler.

MESSAGES AND PAPERS FROM THE BOARD OF ALDERMEN.

The following message was read :

To the Mayor and Common Council :

Gentlemen:—The Board of Aldermen, in regular session held this evening, amended the resolution as offered by Councilman Darnell, from the Committee on Railroads, as follows, to-wit:

"*Provided, however,* That the provisions herein, shall not apply to any other line on or along the streets of this city, except the lines heretofore granted to The Indianapolis Cable Street Railroad Company, and specially named therein. The City of Indianapolis, however, hereby expressly reserves the right at any time to require

a strict compliance with the provisions of the foregoing resolution as to any or all of the streets and public highways and places of this city."

I submit the same for your consideration.

For the Board of Aldermen:

MICHAEL W. TOOMEY, Clerk.

Which resolution, as amended, was then adopted, by the following vote:

AYES, 24—viz: Councilmen Burns, Cummings, Darnell, Davis, Dunn, Elliott, Finch, Gasper, Gaul, Hicklin, Johnston, Kelley, Long, Markey, McClelland, O'Connor, Parkinson, Pearson, Smith, Stuckmeyer, Swain, Thalman, Trusler and Wilson.

NAYS—None.

G. O. 26, 1888—An ordinance authorizing the construction, extension and operation of a certain street railway in and upon the streets and alleys of the City of Indianapolis.

Was taken up and read the second time.

Councilman Long moved that the Council do now adjourn.

Which motion was adopted, by the following vote:

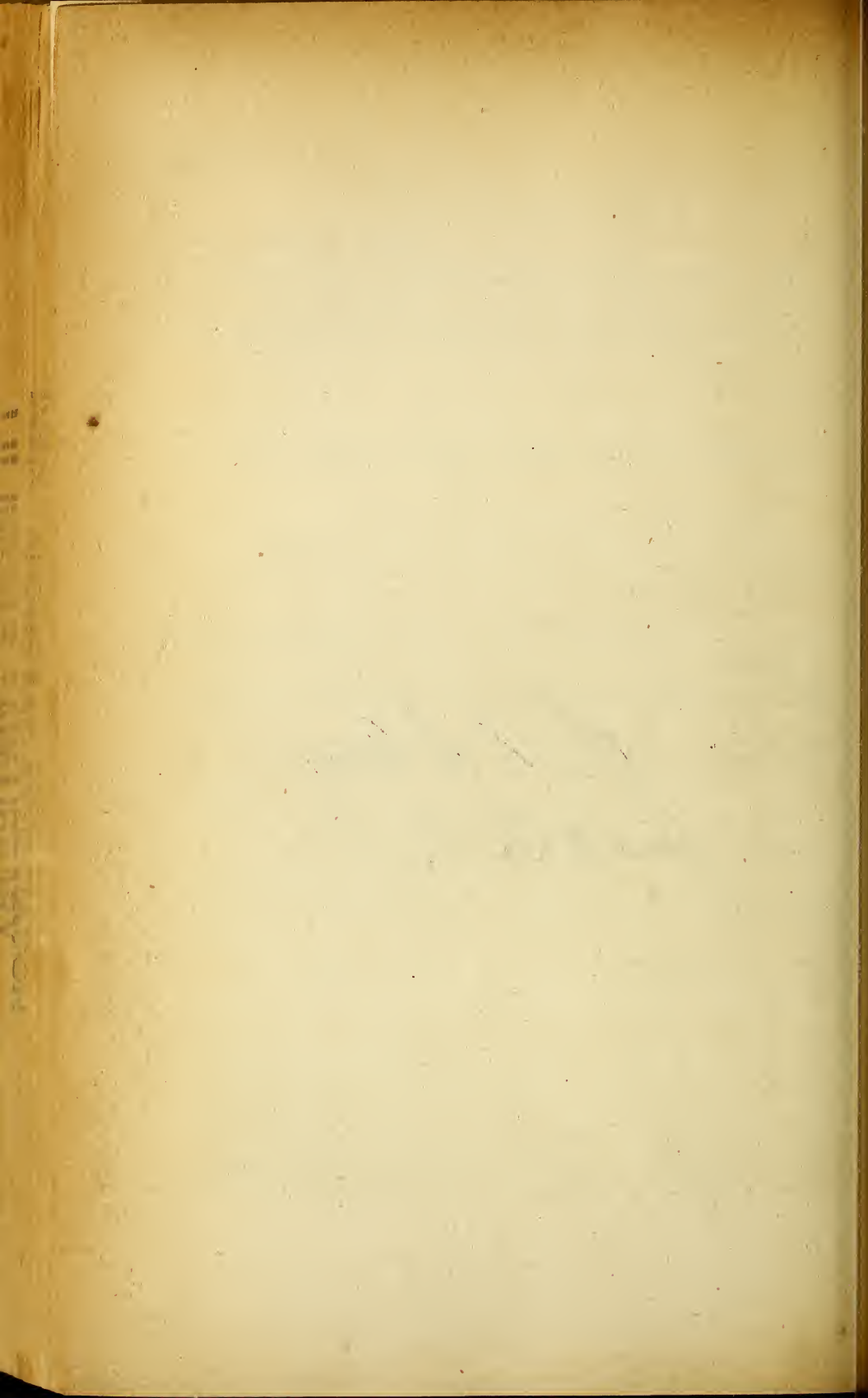
AYES, 16—viz: Councilmen Burns, Darnell, Davis, Dunn, Finch, Gaul, Johnston, Long, McClelland, Parkinson, Pearson, Stuckmeyer, Swain, Thalman, Trusler, and Wilson.

NAYS, 8—viz: Councilmen Cummings, Elliott, Gasper, Hicklin, Kelley, Markey, O'Connor, and Smith.

C. S. Denny
..... Mayor,

President of the Common Council.

Attest: *Jno. H. Bowler*
..... City Clerk.



PROCEEDINGS OF BOARD OF ALDERMEN.

REGULAR SESSION—JUNE 11, 1888.

The Board of Aldermen of the City of Indianapolis, met in the Aldermanic Chamber, Monday evening, June 11, A. D. 1888, at eight o'clock, in regular session.

PRESENT—Hon. Granville S. Wright, President of the Board of Aldermen, in the Chair, and Aldermen Clark, Connett, Laut, Rail, Reinecke, Reynolds, Smith, Taylor, and Tousey—10.

ABSENT—None.

The Proceedings of the Board of Aldermen for the regular session held May 28th, 1888, having been printed and placed on the desks of the Aldermen, said Journals were approved as published.

MESSAGES AND PAPERS FROM THE COMMON COUNCIL.

The following message was read and received :

To the President and Members of the Board of Aldermen :

Gentlemen.—I submit herewith the following papers for your consideration, favorably passed upon by the Common Council, at a regular session, held June 4th, 1888.

For the Common Council:

JNO. W. BOWLUS, City Clerk.

The following motion and amendment (see page 358, *ante*), was read :

That all bids for electric light be rejected, and that the City Civil Engineer be, and is hereby, directed to advertise for bids for lighting the city by electricity. The specifications to be modified so as to give to the city the first option of purchasing the entire plant at any time within three years. Bids to be opened at the next regular meeting of the Council; "and that the City Civil Engineer be requested to also advertise for any other device for lighting the city by electricity, natural or manufactured gas."

Alderman Taylor offered the following amendment as a substitute; which was adopted :

That all bids for electric light be rejected, and that the City Civil Engineer be, and is hereby, directed to advertise for bids for lighting the city with electricity, with not less than six hundred (600) two thousand candle-power arc lights, for a term not exceeding three years; any additional lights to be furnished at a stated price per lamp. The specifications to be modified so as to give the city the first option of purchasing the plant at any time within three years. Bids to be opened at the regular session of the Common Council July 2d, 1888.

The report of the Select Committee on Electric Light (see pages 354, 355, 356 and 357, *ante*), was read for information.

The report from the Committee on Contracts, awarding sundry and various contracts (see pages 337, 338, 339, 340 and 341, *ante*), was read, and the action of the Common Council in *non-concurring* in the second clause of the report of the Committee, for curbing with stone the sidewalks of Alabama street, from Seventh street to the State Ditch, and awarding the contract to Robert Kennington, (see page 341, *ante*), was not concurred in; and on motion by Alderman Reynolds, the report of the Committee, recommending that no further action be taken at present, was concurred in.

The report of the Committee was then concurred in, by the following vote:

AYES, 7—viz: Aldermen Clark, Laut, Reynolds, Smith, Taylor, Tousey, and President Wright.

NAYS, 3—viz: Alderman Connett, Rail, and Reinecke.

The report from the Committee on Contracts, awarding the contract for the improvement of Washington street (see page 342, *ante*), was read, and the action of the Council thereon, concurred in.

The report from His Honor, the Mayor, showing the amount of fines and fees collected during the month of May, 1888, (see page 344, *ante*), was read and received.

The report from His Honor, the Mayor, showing the amount collected from Frederick Rand, Receiver, etc., (see page 344, *ante*), was read and received.

The resolution from His Honor, the Mayor, in relation to the Invitation of the "American Association for the advancement of Science," (see page 344, *ante*), was read and adopted, by the following vote:

AYES, 10—viz: Aldermen Clark, Connett, Laut, Rail, Reinecke, Reynolds, Smith, Taylor, Tousey, and President Wright.

NAYS—None.

The report of the City Attorney, in relation to the case of Thos. Wren vs. The City of Indianapolis (see page 345, *ante*), was read and received.

The report of the City Civil Engineer, submitting certain contracts and bonds (see pages 343 and 344, *ante*), was read, and the action of the Common Council thereon, was concurred in.

The following report of the City Civil Engineer, accompanied with estimates (see pages 345 and 346, *ante*), was read, and the favorable action of the Common Council thereon, concurred in:

To the Mayor and Common Council of Indianapolis:

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

A first and final estimate in behalf of Wm. F. Gansberg, for grading and bowldering the east gutter of Cedar street, from Virginia avenue to Hosbrook street.

159½ lineal feet, at 55 cents.....\$87 73

A first and final estimate in behalf of J. L. Fisher & Co., for grading and graveling Lincoln Lane and sidewalks, from East street to the east line of Moore's addition.

2,800 lineal feet, at 66 cents.....\$1,848 00

A first and final estimate in behalf of J. L. Fisher & Co., for grading and bowldering the first alley north of McCarty street, from the first alley west of New Jersey street to the first alley east of Alabama street.

579 lineal feet, at 40 cents.....\$231 60

A first and final estimate in behalf of Fulmer & Seibert, for curbing the west sidewalk of New Jersey street, from North street to Walnut street.

390.33 lineal feet, at 48 cents.....\$187 20

10 lineal feet of curb re-set, at 10 cents..... 1 00

\$188 20

A first and final estimate in behalf of Haywood & Co., for grading and graveling the first alley east of Leota street, from Bates street to the C., H. & I. R. R. tracks.

1,563 lineal feet, at 24 cents.....\$375 12

A first and final estimate in behalf of R. P. Dunning, for grading and graveling the first alley north of Bates street, from Leota street to the first alley east of Leota street.

300 lineal feet, at 39 cents.....\$117 00

A first and final estimate in behalf of James W. Hudson, for grading, bowldering and curbing the gutters of Michigan street, from Delaware street to East street.

2,441.66 lineal feet of bowldering, at 69 cents.....\$1,804 75

2,676.92 lineal feet of curbing, at 45 cents..... 1,204 55

162.61 lineal feet of curb re-set, at 10 cents..... 16 20

84.55 square yards of bowlders re-laid, at 35 cents..... 29 60

261.10 square yards of bowldered wings, at 69 cents..... 180 15

\$3,235 25

A first and final estimate in behalf of Henry C. Roney, for grading, bowldering and curbing the gutters of Beaty street, from McCarty street to Buchanan street.

1,547.50 lineal feet of bowldering, at 53 cents.....\$ 820 17

1,711.00 lineal feet of curbing, at 45 cents..... 769 55

158.10 lineal feet of double walk-stone, at 73 cents..... 115 41

121.66 square yards of bowldered wings, at 75 cents..... 90 87

\$1,796 40

Respectfully submitted,

S. H. SHEARER, City Civil Engineer.

The following estimate resolution (see page 346, *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 Wm. F. Gansberg, for grading and bowldering the east gutter of Cedar street, from Virginia avenue to Hosbrook 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, 9—viz: Aldermen Clark, Connett, Laut, Rail, Reinecke, Reynolds, Smith, Taylor, and Tousey.

NAYS—None.

The following estimate resolution (see page 347, *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. Fisher & Co., for grading and graveling Lincoln Lane and sidewalks, from East street to the east line of Moore's addition, 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, 9—viz: Aldermen Clark, Connett, Laut, Rail, Reinecke, Reynolds, Smith, Taylor, and Tousey.

NAYS—None.

The following estimate resolution (see page 347, *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. Fisher & Co., for grading and bowldering the first alley north of McCarty street, from the first alley west of New Jersey street to the first alley west of Alabama 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, 9—viz: Aldermen Clark, Connett, Laut, Rail, Reinecke, Reynolds, Smith, Taylor, and Tousey.

NAYS—None.

The following estimate resolution (see pages 347, *ante*), was read :

Resolved by the Common Council and Board of Aldermen of the City of Indianapolis, That the accompanying first and final estimates in behalf of Fulmer & Seibert, for curbing the west sidewalk of New Jersey street, from North street to Walnut 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, 9—viz: Aldermen Clark, Connett, Laut, Rail, Reinecke, Reynolds, Smith, Taylor, and Tousey.

NAYS—None.

The following estimate resolution (see page 347, *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, bowldering and curbing the gutters of Beaty street, be, and the same is

Thereby, 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, 9—viz: Aldermen Clark, Connett, Laut, Rail, Reinecke, Reynolds, Smith, Taylor, and Tousey.

Nays—None.

The following estimate resolution (see page 348, *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 the first alley north of Bates street, from Leota street to the first alley east of Leota 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, 9—viz: Aldermen Clark, Connett, Laut, Rail, Reinecke, Reynolds, Smith, Taylor, and Tousey.

Nays—None.

The following estimate resolution (see page 348, *ante*), was read :

Resolved by the Common Council and Board of Aldermen of the City of Indianapolis, That the accompanying first and final estimate in behalf of James W. Hudson, for grading, bowldering and curbing the gutters of Michigan street, from Delaware street to East 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, 9—viz: Aldermen Clark, Connett, Laut, Rail, Reinecke, Reynolds, Smith, Taylor, and Tousey.

Nays—None.

The following estimate resolution (see page 348, *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 Haywood & Co., for grading and graveling the first alley east of Leota street, from Bates street to the C. H. & I. R. R. 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 concurrently adopted by the following vote :

Ayes, 9—viz: Aldermen Clark, Connett, Laut, Rail, Reinecke, Reynolds, Smith, Taylor, and Tousey.

Nays—None.

The report of the City Civil Engineer, in relation to the Illinois Street Tunnel, (see pages 348 and 349, *ante*), was read, and the favorable action of the Common Council thereon, concurred in.

The report of the City Clerk, showing the amount of orders drawn on the City Treasurer for the month of May, 1888, (see page 349, *ante*), was read and received.

The report of the City Clerk, showing receipts and expenditures on account of Markets, Tomlinson Hall, etc., etc., (see page 349, *ante*), was read and received.

The communication from the Chief Fire Engineer, asking an allowance, etc., (see page 350, *ante*), was read, and the amount ordered inserted in the appropriation ordinance.

The report from the Board of Public Improvements and Street Commissioner, showing the expenditures for the month of May, 1888, (see page 350, *ante*), was read and received.

The report from the Board of Health, in relation to the resignation of Wm. K. Thompson as Sanitary officer, and the appointment of John R. Fohl, (see page 350, *ante*), was read and received.

The report of the Committee on Fire Department, in relation to heating the Engine Houses with natural gas, (see page 351, *ante*), was read, and the action of the Common Council thereon, concurred in.

The report of the Committee on Judiciary, in relation to the petition of E. M. Johnson (see page 351, *ante*), was read, and the action of the Common Council thereon, concurred in.

The report of the Committee on Public Property, in relation to painting the picket fence around the City Park on Brookside avenue, (see page 351, *ante*), was read, and the action of the Common Council thereon, concurred in.

The report from the Committee on Public Property, in relation to impounding cows, etc., (see page 352, *ante*), was read, and the action of the Common Council thereon, concurred in.

The report of the Committee on Streets and Alleys, in relation to the opening and extending of Columbia avenue, and the following resolution accompanying the same (see page 352, *ante*), was read:

Resolved by the Common Council and Board of Aldermen of the City of Indianapolis, That the petition of M. M. Reynolds, Christ. G. Weiss and others, asking for the opening and extension of Columbia avenue across the railroad tracks and Pendleton Pike to Brookside avenue, be referred to the Board of City Commissioners, with instructions to assess benefits and damages, and to make due report thereof to the Common Council and Board of Aldermen; the said Commissioners to return all petitions and notices. That the City Clerk shall issue all proper notices, and the Superintendent of the Metropolitan Police Force to serve them on the Commissioners and property holders: *Provided,* That before the Clerk issues any notice herein, a bond shall be filed with said Clerk, to the approval of the Mayor, guaranteeing all costs and charges in this matter.

And the report was concurred in, and the resolution concurrently adopted, by the following vote :

AYES, 7—viz: Aldermen Clark, Connett, Laut, Reinecke, Reynolds, Smith, and Tousey.

NAYS—None.

The report of the Committee on Streets and Alleys, in relation to the opening of an alley, ten feet wide, running from West street to Dakota street, south of Morris street, and the following resolution accompanying the same, (see pages 352 and 353, *ante*), was read, and referred to the Committee on Streets and Alleys.

Resolved by the Common Council and Board of Aldermen of the City of Indianapolis, That the petition of Mary C. Leser, Abram Richhart and others, praying for the opening of a ten foot alley running west from West street to Dakota street, south of Morris street, be referred to the Board of City Commissioners, with instructions to assess benefits and damages, and to make due report to the Common Council and Board of Aldermen; the said Commissioners to return all petitions and notices. The Clerk is ordered to issue the proper notices, and the Superintendent of the Metropolitan Police Force is directed to serve all notices on the said Commissioners and property holders: *Provided*, That before the City Clerk issue any notice, a bond shall be filed in his office, to the approval of the Mayor, guaranteeing the payment of all costs and charges in this matter.

The report of the Committee on Streets and Alleys, in relation to the opening and extension of Hiawatha street; from its present southern terminus, to Vermont street, to width of twenty-five feet, and the following resolution accompanying the same, (see page 353, *ante*), was read, and referred to the Committee on Streets and Alleys.

Resolved by the Common Council and Board of Aldermen of the City of Indianapolis, That the petition of John Nisly, Newton McCannish and others, asking for the opening and extension of Hiawatha, or Grove street, from its present southern terminus south to Vermont street, to a width of twenty-five feet, be referred to the Board of City Commissioners, with instructions to assess benefits and damages, and to report to said Council and Board. The City Clerk is ordered to issue the proper notices, and the Superintendent of the Metropolitan Police Force is instructed to serve the same on said Commissioners and property holders: *Provided*, That before any notice is issued, a bond shall be filed with said Clerk, guaranteeing the payment of all charges and costs in this matter.

The report from the Rental Committee, showing the amount of rents collected from Tomlinson Hall during the month of May, 1888, (see page 354, *ante*), was read and received.

The report of the Special Committee on Viaduct, (see pages 358 and 359, *ante*), was read and received.

The following motions (see page 363, *ante*), were read, and concurrently adopted :

That the contractors for laying of the sidewalk on Indiana avenue, from Tennessee street to the first alley west on said avenue, be ordered to do the same at once, as it is in a dangerous condition.

That the Indianapolis Sentinel Company be permitted to connect an electric gong with the wires of the Fire Department's District Alarm System; all to be paid for by said company, and to be located and connected under the direction of, and to the satisfaction of the Chief Fire Engineer.

The following resolution (see page 364, *ante*), was read, and referred to the Committee on Water:

Resolved, That the Indianapolis Water Company be, and is hereby, directed to extend main from its present terminus in Michigan street to Blake street.

The following motions (see pages 364, 365, 366 and 369, *ante*), were read and concurrently adopted:

That M. Murry & Co. be, and are hereby, granted permission to curb the sidewalk and bowlder the gutter in front of their planing mill on Home avenue; work to be done at their own expense, and under the direction of the City Civil Engineer, who is hereby ordered to set the grade stakes.

That the Street Commissioner be, and is hereby, directed to tap the sewer along Ohio street, between State and Arsenal avenues, sufficient to let the water escape.

That the City Clerk be, and is hereby, authorized to issue a challenge on behalf the Common Council, to the Aldermen and City officers, for a game of base ball at Athletic Park, on Saturday afternoon, June 16th; and that in order not to assume any unfair means, this body will place in the nine as a battery Mr. Darnell, pitcher, Mr. Hicklin catcher. The proceeds to be donated to the Free Kindergarden.

That the City Clerk be, and is hereby, directed to advertise for bids for the City advertising, the same to be opened at the next regular meeting of the Council.

That the City Civil Engineer be directed to report to the Council what action is necessary to prevent water from obstructing and overflowing the gutters at the intersection of Sullivan, Bradshaw and Bismarck streets.

That the Superintendent of the Metropolitan Police Force be instructed to enforce the ordinance prohibiting the street car company to stop its cars on any intersecting street, but requiring said cars to be stopped on the farther side of the street in the direction the cars are going.

That the Lake Erie & Western Railroad Company be instructed to repair the crossing of Washington street and their tracks, by replanking the said crossing. The City Clerk is directed to transmit a copy of this motion to said company.

That the Third German Reform Church be allowed the use of Garfield Park for a Sunday School Picnic, on the 21st day of June.

That the Street Commissioner be instructed to repair Kentucky avenue, between Missouri street and White River bridge, with gravel.

That Mr. E. B. Dill be, and is hereby, permitted to erect a water plug for street sprinkling use, at the rear of No. 9 Engine House on Seventh street, under the direction of the City Civil Engineer.

That all matters in reference to granting new franchises to any street railway companies, be referred to the Committee on Railroads and City Attorney, with instructions to procure information from other leading cities as to what revenues they derive from such companies for franchises; and that said committee report to this Council as early as possible, what would be just and fair for this city to tax such companies for such extraordinary privileges.

That the Chief Fire Engineer be instructed to remove the fire plug at the corner of Dillon and Prospect streets from its present location, to a point near the curb, and out of the way of passengers.

That the City Civil Engineer be, and is hereby, instructed to re-advertise for bids for the drinking fountain on Indiana avenue.

The petition for the annexation of certain unplatted territory (see page 368, *ante*), and the following resolution accompanying the same, were read:

Resolved, That the petition signed by the Mayor and members of the Common Council and Board of Aldermen of the City of Indianapolis, praying the Board of Commissioners of Marion County, Indiana, to annex certain unplatted contiguous lands therein described, which now adjoin the city limits, to said city, be, and the same is hereby, adopted as the petition of the Common Council and Board of Aldermen of said city; and the City Clerk is hereby directed to prepare a certified copy of this resolution, and file the same, together with said petition and plats accompanying the same, with the Board of Commissioners of Marion county, Indiana, in the office of the Auditor of said county; and the City Attorney is hereby directed to present said petition to said Board at the first regular meeting after notice has been given, and the City Clerk is further instructed to cause the proper legal notice of the pendency of said petition to be given.

Which petition was received, and the resolution adopted, by the following vote:

AYES, 7—viz: Aldermen Clark, Connett, Laut, Rail, Reinecke, Reynolds, Smith, and Tousey.
 NAYS—None.

APPROPRIATION ORDINANCES.

This being the regular appropriation night, the following entitled Appropriation Ordinances (passed by the Common Council) were placed on their final passage, without a suspension of the Rules:

The following entitled ordinance was read the first and second times, and then read the third time:

Ap. O. 31, 1887—An ordinance appropriating money for the payment of the salaries and compensation of the members of the Common Council and Board of Aldermen; of the County Auditor and the Treasurer for the City; of the City Officers and officers and members of the Fire and Police Departments; the Committee Clerk, City Janitor, Assistant City Janitor, Tomlinson Hall Janitor, Tomlinson Hall Assistant Janitor, and Market Masters of the East and West markets. [Amount appropriated, \$16,762.08.]

And it was passed by the following vote:

AYES, 9—viz: Aldermen Clark, Connett, Laut, Rail, Reinecke, Reynolds, Smith, Taylor, and Tousey.
 NAYS—None.

The following entitled ordinance was read the first and second times, and then read the third time:

Ap. O. 32, 1888—An ordinance appropriating money for the payment of sundry claims against the City of Indianapolis, on account of Station House. [Amount appropriated, \$164.19.]

And it was passed by the following vote:

AYES, 9—viz: Aldermen Clark, Connett, Laut, Rail, Reinecke, Reynolds, Smith, Taylor, and Tousey.

NAYS—None.

The following entitled ordinance was read the first and second times, and then read the third time:

Ap. O. 33, 1888—An ordinance appropriating money for the payment of sundry claims against the City of Indianapolis, on account of the City Hospital—(Special appropriation) [Amount appropriated, \$500.00.]

And it was passed by the following vote :

AYES, 9—viz: Aldermen Clark, Connett, Laut, Rail, Reinecke, Reynolds, Smith, Taylor, and Tousey.

NAYS—None.

The following entitled ordinance was read the first and second times, and then read the third time :

Ap. O. 34, 1888—An ordinance appropriating money for the payment of sundry claims against the City of Indianapolis, on account of the City Hospital and Branch. [Amount appropriated, \$1,924.30.]

And it was passed by the following vote :

AYES, 9—viz: Aldermen Clark, Connett, Laut, Rail, Reinecke, Reynolds, Smith, Taylor, and Tousey.

NAYS—None.

The following entitled ordinance was read the first and second times, and then read the third time :

Ap. O. 35, 1888—An ordinance appropriating money for the payment of sundry claims against the City of Indianapolis, on account of the Fire Department. [Amount appropriated, \$1,304.48]

And it was passed by the following vote :

AYES, 9—viz: Aldermen Clark, Connett, Laut, Rail, Reinecke, Reynolds, Smith, Taylor, and Tousey.

NAYS—None.

The following entitled ordinance was read the first and second times, and then read the third time :

Ap. O. 36, 1888—An ordinance appropriating money for the payment of sundry claims against the City of Indianapolis. [Amount appropriated, \$17,095.85.]

And it was passed by the following vote :

AYES, 9—viz: Aldermen Clark, Connett, Laut, Rail, Reinecke, Reynolds, Smith, Taylor, and Tousey.

NAYS—None.

The following entitled ordinance was read the first and second times, and then read the third time:

Ap. O. 37, 1888—An ordinance appropriating the sum of Ten Thousand Dollars (\$10,000) on account of the Street Repairs Department of the City of Indianapolis.

And it was passed by the following vote:

AYES, 9—viz: Aldermen Clark, Cennett, Laut, Rail, Reinecke, Reynolds, Smith, Taylor, and Tousey.

NAYS—None.

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

G. O. 29, 1888—An ordinance prohibiting the taking up, digging into, or opening any street paved with asphalt or vulcanite pavement, or laying any pipe or main therein, and providing a penalty for any violation thereof.

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

AYES, 10—viz: Aldermen Clark, Connett, Laut, Rail, Reinecke, Reynolds, Smith, Taylor, Tousey, and President Wright.

NAYS—None.

G. O. 29, 1888, was then read the second and third times and passed, by the following vote:

AYES, 10—viz: Aldermen Clark, Connett, Laut, Rail, Reinecke, Reynolds, Smith, Taylor, Tousey, and President Wright.

NAYS—None.

MESSAGES AND PAPERS FROM THE COMMON COUNCIL.

The following message was read:

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 an adjourned session held this evening, June 11th, 1888.

For the Common Council:

JNO. W. BOWLUS, City Clerk.

WHEREAS, The Citizens' Street Railroad Company (successor to the rights of the Citizens' Street Railway Company, has commenced and is now engaged in constructing lines of street railway on various streets of the city in violation of, and against the public welfare, it having torn up said streets in patches distant from each other, thereby greatly and unnecessarily obstructing travel thereon; and

Whereas, All of said work has been done and is now progressing in plain violation of Section 4,154 of the Revised Statutes of 1881, said company not having obtained the consent of the Common Council and Board of Aldermen "to the location, survey and construction" of any of said lines of street railway; and

Whereas, It is therefore deemed expedient that no further work be allowed by said company on said streets, until the rights and welfare of the public have been consulted, and the consent of the Council and Board of Aldermen has been obtained "to the location, survey and construction" of said lines of track; now, therefore,

Be it Resolved by the Common Council and Board of Aldermen of the City of Indianapolis, That the right of supreme control over the streets, highways, alleys and bridges of said city, as expressed in Sections 3,161 and 4,145 R. S. 1881, is hereby asserted and affirmed.

And be it further Resolved, That the said Citizens' Street Railroad Company be, and it is hereby, ordered to immediately cease work upon each and every street where it is now engaged in laying new lines of track, and proceed no further therewith, until the consent of the Council and Board of Aldermen shall have been obtained, as required by law.

Resolved, That said Citizens' Street Railroad Company be, and it is hereby, ordered to at once place all parts of streets now torn up, in a safe condition for public travel, to the satisfaction of the Street Commissioner, who is directed to enforce this order.

The Street Commissioner is hereby ordered to at once notify the proper officers and employes of said Citizens' Street Railroad Company of the adoption of the foregoing resolution; and in the event all work in further laying said new tracks is not at once abandoned by said company, he is ordered to prevent by force, if necessary, all further work thereon. Said Street Commissioner is directed to make full report of all his doings under this resolution at the next meeting of the Council.

Alderman Laut moved that the resolution be referred to the Committee on Streets and Alleys.

Alderman Rail moved to amend the motion offered by Alderman Laut, by instructing the Citizens' Street Railroad Company to cease laying their tracks on the route granted to the Dudley Company.

Alderman Connett offered the following as a substitute to the foregoing motion and amendment:

Provided, however, That the provisions herein shall not apply to any other line on or along the streets of this city, except the lines heretofore granted to the Indianapolis Cable Street Railroad Company, and specially named therein. The City of Indianapolis, however, hereby expressly reserves the right at any time to require a strict compliance of the provisions of the foregoing resolution as to any or all of the streets and public highways and places of this city.

And it was adopted by the following vote:

AYES, 10—viz: Aldermen Clark, Connett, Laut, Rail, Reinecke, Reynolds, Smith, Taylor, Tousey, and President Wright.

NAYS—None.

REPORTS, ETC., FROM STANDING COMMITTEES.

The Committee of Streets and Alleys, through Alderman Tousey, submitted the following report; which was concurred in:

To the President and Board of Aldermen:

Gentlemen:—Your Committee on Streets and Alleys, and City Attorney, to whom was referred S. O. 35, 1888, providing for the improvement of Hendricks street, beg to recommend that said improvement be made.

Respectfully submitted,

WM. L. TAYLOR, City Attorney.

Will. E. Tousey,
J. H. Taylor,
Julius F. Reinecke,
Committee on Streets and Alleys.

The Committee on Streets and Alleys, through Alderman Tousey, submitted the following report, accompanied with resolution :

To the President and Members of the Board of Aldermen :

Gentlemen:—Your Committee on Streets and Alleys, to whom was referred the resolution regarding the vacation of a part of the alley adjoining Pogue's Run on the east, running south from McNabb street to South street, and the proposed reference of the same to the City Commissioners, beg to recommend that the action of the City Council be concurred in.

Respectfully submitted,

Will. E. Tousey,
J. H. Taylor,
Julius F. Reinecke,
Committee on Streets and Alleys.

Resolved by the Common Council and Board of Aldermen of the City of Indianapolis, in regular session, That a strip off of the west side of the alley on the east side of Pogue's Run, running from South street to McNabb street, in said city—more particularly described as follows, to-wit: A strip two feet wide at the intersection of said alley with the north line of said South street, running thence to a point in the west line of said alley one hundred and eighty-three (183) feet, north of said South street—be vacated for the purpose of widening Pogue's Run. That said vacation be made upon the petition of A. R. White, F. Farley, Charles F. Kuhne, Peter Spitzfaden, W. W. Herod and John V. Martin, reputable freeholders adjacent to said alley, owning the property on both sides of the proposed vacation, and residents of the City of Indianapolis, Indiana.

Resolved, further, That the foregoing resolution be referred to the City Commissioners, to report within ten days after receiving said resolution, to the Council and Board of Aldermen, showing, first, the length of the proposed vacation in said alley; second, the value of the land proposed to be vacated; third, the benefits to the persons desiring said vacation; fourth, the names of all persons, if any, who object to said vacation, and the nature of their interest therein.

Which report was concurred in, and the resolution adopted, by the following vote :

AYES, 9—viz: Aldermen Clark, Laut, Rail, Reinecke, Reynolds, Smith, Taylor, Tousey, and President Wright.

NAYS—None.

The Committee on Streets and Alleys, through Alderman Tousey, 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 the following Special Ordinances were referred, would report thereon as follows :

1st. Is S. O. 152, 1887, to provide for repealing S. O. 166, 1886, for grading and graveling the first alley east of Meridian street, from Fifth street to the first alley north of Fifth street. Recommend said repealing ordinance be passed.

2d. Is S. O. 104, 1887, for grading and graveling Ann street and sidewalks, from Reaume street to Ray street. Recommend said ordinance be passed.

3d. Is S. O. 11, 1888, for grading and graveling Eighth street and sidewalks, from Illinois street to Meridian street. Recommend said ordinance be passed.

4th. Is S. O. 15, 1888, for grading and paving with brick, the east sidewalk of Davidson street, from North street to Peru avenue.

Recommend said ordinance be passed.

5th. Is S. O. 25, 1888, for grading and graveling Second street and sidewalks, from West street to the Canal. Recommend said ordinance be passed.

6th. Is S. O. 29, 1888, for grading and paving with brick, the sidewalks of Wisconsin street, from Meridian street to the Canal. Recommend said ordinance be passed.

Respectfully submitted,

Will. E. Tousey,
J. H. Taylor,
Julius F. Reinecke,
Committee on Streets and Alleys.

INTRODUCTION OF MISCELLANEOUS BUSINESS.

Alderman Tousey offered the following motions; which were adopted:

WHEREAS, The use of hanging, swinging and standing signs upon and across the sidewalks of the city has been carried to such an extent as to be a public nuisance; and *whereas*, said signs exist in plain violation of both State and City laws; therefore

Moved, That the Board of Police Commissioners be requested to instruct the Chief of Police to rigidly enforce the laws prohibiting the use of such signs in the city.

WHEREAS, The erection of barbed and other kinds of sharp-pointed wire fences is being carried on to some extent within the city limits; and *whereas*, said fences are detrimental to the safety and comfort of our citizens; therefore

Moved, That the City Attorney be, and is hereby, instructed to prepare and present to the Common Council and this body an ordinance prohibiting the erection of said fences, and providing for a penalty for violation of said ordinance.

ORDINANCES ON SECOND READING.

The following entitled ordinance was read the second time:

S. O. 62, 1887—An ordinance to provide for grading and bowldering Potomac alley, from Mississippi street to Missouri street.

On motion by Alderman Smith, the above entitled ordinance was stricken from the files, by the following vote:

AYES, 9—viz: Aldermen Clark, Connett, Laut, Rail, Reinecke, Reynolds, Smith, Taylor, and President Wright.

NAYS—None.

The following entitled ordinance was then read the second and third times:

S. O. 24, 1888—An ordinance to provide for grading and paving with brick, the east sidewalk of Laurel street, from Prospect street to Orange street.

And it was passed by the following vote:

AYES, 10—viz: Aldermen Clark, Connett, Laut, Rail, Reinecke, Reynolds, Smith, Taylor, Tousey, and President Wright.

NAYS—None.

The following entitled ordinance was then read the second and third times:

S. O. 32, 1888—An ordinance to provide for grading and graveling the west sidewalk of Hillside avenue, from Sheldon street to Ninth street.

And it was passed by the following vote :

AYES, 10—viz: Aldermen Clark, Connett, Laut, Rail, Reinecke, Reynolds, Smith Taylor, Tousey, and President Wright.

NAYS—None.

The following entitled ordinance was then read the second and third times :

S. O. 41, 1888—An ordinance to provide for grading and paving with brick, the south sidewalk of Lexington avenue, from Linden street to Reid street.

And it was passed by the following vote :

AYES, 10—viz: Aldermen Clark, Connett, Laut, Rail, Reinecke, Reynolds, Smith, Taylor, Tousey, and President Wright.

NAYS—None.

The following entitled ordinance was then read the second and third times :

S. O. 42, 1888—An ordinance to provide for grading and paving with brick, and curbing with stone the sidewalks of Vermont street, from East street to Noble street, where not already properly done.

And it was passed by the following vote :

AYES, 10—viz: Aldermen Clark, Connett, Laut, Rail, Reinecke, Reynolds, Smith, Taylor, Tousey, and President Wright.

NAYS—None.

The following entitled ordinance was then read the second time :

S. O. 40, 1888—An ordinance to provide for grading and bowldering the gutters, and placing gutter stone therein, on Michigan street, from Meridian street to Pennsylvania street.

On motion by Alderman Smith, the above entitled ordinance was amended by widening the sidewalks to a width of twenty feet, and to re-set the curb.

The ordinance, as amended, was then read the third time.

And it was passed by the following vote :

AYES, 10—viz: Aldermen Clark, Connett, Laut, Rail, Reinecke, Reynolds, Smith, Taylor, Tousey, and President Wright.

NAYS—None.

On motion by Alderman Laut, the action of the Board heretofore taken in concurring in the report of the Committee on Public Property, in relation to the impounding of cows, etc., found running at large in Garfield Park, (see page 384, *ante*), was reconsidered, and the matter was referred to the Committee on Judiciary and City Attorney, with power to act.

Alderman Smith moved that the action heretofore taken in regard to the laying of stone pavement in Military Park, (see page 334, *ante*), be reconsidered.

Which motion was adopted, by the following vote :

AYES, 8—viz: Aldermen Clark, Laut, Reinecke, Reynolds, Smith, Taylor, Tousey, and President Wright.


NAYS, 2—viz: Aldermen Connett, and Rail.

On motion by Alderman Smith, the action of the Conference Committee (see pages 385 and 386, *ante*), was concurred in by the following vote :

AYES, 7—viz: Aldermen Clark, Reinecke, Reynolds, Smith, Taylor, Tousey, and President Wright.

NAYS, 3—viz: Aldermen Connett, Laut, and Rail.

On motion, the Board of Aldermen then adjourned, at 10:55 P. M.

 _____, President.

Attest  _____, Clerk.