

Council Chamber
Indianapolis July 2, 1849.

The Council met, present a full Council.

The proceedings of the last meeting were read and approved.

The Treasurer submitted his monthly report, read received, and Ordered to be filed.

The following accounts reported by the Street Commissioner for work & labor in the several wards, were examined and allowed as follows:

Total amount expended in Ward No. 1	\$131.00
" " " " " " 2	39.25
" " " " " " 3	63.50
" " " " " " 4	35.75
" " " " " " 5	57.75
" " " " " " 6	34.50
" " " " " " 7	75.25
Total	\$437.00

Recd. one plow, three old shovels, two mattacks one pick and one scraper.

Issued one certificate to Geo. Norwood for graveling on Ind Avenue
July 2, 1849 George W. Pitts Street Comm.

221. Allowed Ezra Baden \$2.50 for repairs of pumps.
217. " Allen T. Green \$20.00 for guarding Small pox patient.
194. " Nancy Arnett \$21.30 for clothes destroyed infected with
Small pox.

On Motion of Mr. Sulgrave.

Resolved. That Allen T. Greene be employed to destroy by burning the Bedding and clothing of the person infected with the Small pox, and that he be allowed four dollars for such service.

(217 \$2.00 in full)

Mr. Bates, presented the Petition of Property holders on Ohio Street to grade and gravel said Street between Delaware and Noble Streets.

Laid on the Table by the following vote.-- Yeas Messrs. Gillespie, King, Sulgrave, and Mr. Prest. - 4. Nays Messrs Bates, Rooker, & Montague - 3.

Mr. King; presented the following petition.

To the Hon. the City Council of Indpls.

The undersigned citizens owning property on Mississippi Streets, between Vermont and Michigan Streets being desirous of grading and graveling the sidewalk on the East side of said Street, between the aforesaid points agreeably to the people of said Street. "therefore we would humbly ask your honorable body to grant us the privilege of making said improvement, and Cause grade marks to be Established by the "ingernear"

C. King 33-9 Philip Sacks 33-9 J. M. W. Langsdale 202-6 Thos. J. McCullum 67-6.

Ordered That the prayer of the petitioners be granted.

A petition from citizens asking a Mud Hole on Vermont Street to be filled up was received, read, and laid upon the table.

A petition of George McQuat asking privilege to take earth from the sidewalk in front of C. Fletchers & S. Norris' property on Alabama Street, and if necessary to take earth from the sidewalk on Ohio Street at the point where Alabama Street intersects the same, was read and granted, the earth to be applied to the elevation of the sidewalk in front of Lot No. 9, and half of lot No. 8 in square No. 42, and no where else.

The petition of sundry citizens about the Madison and Indianapolis Rail Road Company asking that a nuisance about the Depot of said Company be removed. Read and Laid upon the table.

Ordered That the Marshall be directed to notify the Superintendent of the Northern Division of the Central Canal to remove the loose moss therefrom (which has been complained of as a nuisance within ten days from the date of such notification, and in default of such removal within the time specified, that suit be instituted against the Superintendent before the Mayor for such failure.

The Resignation of Dr. Ballard as a member of the Board of Health was received and accepted, and Dr. Landers was appointed to fill the vacancy.

Ordered That S. A. Fletcher be permitted under the direction of the Street Commissioner to fill a pond near his property on East Street, the dirt to be taken from the high ground east of said pond.

On Motion of Mr. Rooker

Resolved, That the owners or agents of Lots Nos 7 & 8 in Square No. 52 be notified by the Marshal to abate the nuisance caused by the standing of Water on the same, within ten days; and on failure to do so the Marshal is hereby directed to proceed to abate the same according to the law on the subject of nuisances.

A petition of J. K. Sharpe praying the Council to make such improvement as will prevent the water from flowing into his premises, was read and laid upon the table.

Mr. Gillespie presented the following petition:

The undersigned owners of lots in Out Block No. 43 fronting on South side of Massachusetts Street would respectfully represent, to the Council that they desire to grade the sidewalk along said Block 43. south side of said street and make a pavement of gravel on the same and ask the Council for permission so to do and for the proper order in the premises.

Richd Gilber' N. E. Corner of Out Lot 43 378 feet.

Thomas J. Bouers 91 feet Out Block 43.

Saml Johnson 33 feet Out Block 43.

Jas Gillespie 125 feet Out Block 43.

Ordered That the prayer of the petitioners be granted, and that grade marks be established for said improvement.

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The first part of the report deals with the general situation of the country. It is noted that the weather has been very dry and hot, and that the crops are suffering. The government has taken steps to provide relief to the people, and it is hoped that these measures will be successful.

The second part of the report deals with the financial situation of the country. It is noted that the government has a large deficit, and that the public debt is increasing. It is suggested that the government should take steps to reduce its expenditure, and to increase its revenue.

The third part of the report deals with the social situation of the country. It is noted that there is a large amount of poverty and suffering, and that the people are very discontented. It is suggested that the government should take steps to improve the social conditions, and to provide relief to the people.

The fourth part of the report deals with the political situation of the country. It is noted that there is a large amount of corruption and mismanagement, and that the people are very dissatisfied with the government. It is suggested that the government should take steps to reform itself, and to improve its administration.

The fifth part of the report deals with the military situation of the country. It is noted that the army is very weak, and that the country is in danger of being invaded. It is suggested that the government should take steps to strengthen the army, and to improve its equipment.

The sixth part of the report deals with the foreign relations of the country. It is noted that the country is in a very isolated position, and that it has few friends. It is suggested that the government should take steps to improve its foreign relations, and to seek the friendship of other countries.

The seventh part of the report deals with the education of the country. It is noted that the people are very ignorant, and that the schools are very poor. It is suggested that the government should take steps to improve the education of the people, and to build more schools.

The eighth part of the report deals with the health of the country. It is noted that the people are very sick, and that there is a large amount of mortality. It is suggested that the government should take steps to improve the health of the people, and to build more hospitals.

The ninth part of the report deals with the industry of the country. It is noted that the people are very poor, and that the country is very backward. It is suggested that the government should take steps to improve the industry of the country, and to build more factories.

The tenth part of the report deals with the agriculture of the country. It is noted that the people are very poor, and that the country is very backward. It is suggested that the government should take steps to improve the agriculture of the country, and to build more farms.

The Secretary laid before the Council the certificate of the judges and clerks of the election for "Tax and no Tax" held June 9/49.

Read and ordered to be filed.

Ordered That the Bridge across the Canal on Ohio Street shall be lowered four feet, and that the same be thoroughly repaired; and that the Street Comm be directed to execute this Order under the direction of the committee on Streets and that the Bridges across Pogue's run be repaired as may be found necessary.

Ordered. That the Street Comm. be directed to proceed immediately to complete the bill on New Jersey Street and Market Street to the Stakes heretofore set by the City Engineer, so as to carry off the water through the culvert on Washington Street provided, the expense does not exceed fifty dollars and interfere with the drainage of Ohio Street.

Ordered That the Street Comm be and he is hereby directed to fill up a "Mud hole" on Vermont Street between Meridian and Illinois Street, provided the expense does not exceed \$20.00.

Ordered That the Street Comm be and he is hereby directed to fill up the "Mud hole" on Virginia Avenue, near the donation line, and report the expense thereof to the next meeting of the Council.

195. Allowed Isaac Pogue \$9.00 in full for a claim of \$18.00 for 9 days detention from his business during the Small pox infection in his family.

The foregoing claim was allowed by the following vote - yeas Messrs. Bates, Gillespie, Rooker and Eckert - 4. Nays Messrs. King, Sulgrove, & Montague - 3.

484. Allowed, R. R. Underhill \$12.00 for Labor in 2nd ward.

Ordered That the City Engineer be requested to measure and estimate the cellar gravel placed on Tennessee Street, by or under the direction of Wm. Sheets, so far as the same may have been finished to correspond with the grade and that he report the value of said gravelling at the next meeting of the Council.

Ordered That the Sextons of the several grave yards in the City, be required to keep a list of the interments daily, and report the same weekly to the Board of health, whose duty it shall be to cause the same to be published.

A petition of Messrs Major, Tomlinson & Quarles asking privilege to cleanse and gravel the alley in the rear of their property, and receive a credit therefor on their taxes. Laid upon the table.

Dr. Gall is appointed a member of the Board of Health--
Dr. Parry understood to have resigned.

Mr. Sulgrove introduced a Preamble and resolution in reference to the condition of the City and its proper preparation from an attack of the Cholera, by ridding the streets of all filth or other substances detrimental to the health of the City.

Read and laid upon the table.

This being the day fixed for considering and determining the matters growing out of the application or petition of the Terre Haute and Richmond Rail Road Company to use and occupy Louisiana Street and to connect with the Depot of the Mad & Indpls. R.R. with tracks for the road.

It is Ordered. That permission be, and is hereby granted to the Terre Haute and Richmond R. R. Co to use and occupy so much of the South side of Louisiana Street clear of the sidewalks not exceeding one half as may be necessary for their track, and also to cross with their track Meridian and Pennsylvania Street to connect with the Madison and Indianapolis Rail Road Cos Depot, and that they have the privilege of using steam or horse power at their pleasure upon the condition following viz

1st. The Rail Road Company shall grade and gravel one foot deep the whole of said street so far in length as it may be occupied by them; the grade stakes to be set under the direction of the City Surveyor and Engineer conforming to the city profile.

2nd. The Rail Road Company shall build and at all times keep in good, safe and useable condition, a bridge across the Canal where its track intersects the same, on the South and diagonal, on Kentucky Street, of size and strength sufficient to admit the full and unobstructed use of the same, and of the street for teams, carriages and all other purposes for which said street and bridge are designed to be used, in addition to the use thereof for said track. It shall have foot ways, on each side four feet wide, separated by railing from the wagon tracks. The plan of said bridge shall be submitted to the City Council, and if it shall be deemed objectionable by said Council it shall be modified so as to meet the reasonable wishes of said Council.

3rd. The Rail Road Company shall cause notice to be given of the approach of their cars, at least two miles from the city; and likewise upon leasing sufficient notice shall be given, so as to avoid as far as possible any and all danger from collisions with or alarms to teams or horses in the vicinity, and their cars shall not run at a speed greater than five miles per hour within the City limits, and said Company shall construct all the crossings of Streets and alleys, suitable bridging or guards, so that wagons or vehicles may pass easily and without injury over their rails.

4th. The Rail Road Company shall be liable for all damages which may be caused by a failure to keep said bridge in repair under the laws of the City or State and also for any infringement of the rights which individuals or companies have against or may at any time hereafter acquire under the laws of the state to use the Canal.

5th. So soon as an order of the Board of Directors of the Rail Road Company amounting to those conditions is made, and a certified copy filed with the Secretary of the City Council, the foregoing order granting the use of said street and privileges as stated shall be considered in force, and a failure on the part of the Company to comply with the conditions herein above mentioned, or any and one of them shall forfeit all rights and privileges herein granted.

(December 22, 1852. On this day Chas. Wood, Secy of the Terre Haute & Richmond Railroad Company. A certified Copy of Resolutions of the Board of Directors of said Company, accepting & confirming the order passed July 2-49. D. B. Culley Secy. C.C.

The foregoing order was adopted by the following vote. Yeas Messrs. Bates, Gillespie, Sulgrove, Montague & Mr. Prest. 5 Nays Messrs. King & Rooker 2.

The President laid before the Council, the following ordinance to wit.

An Ordinance

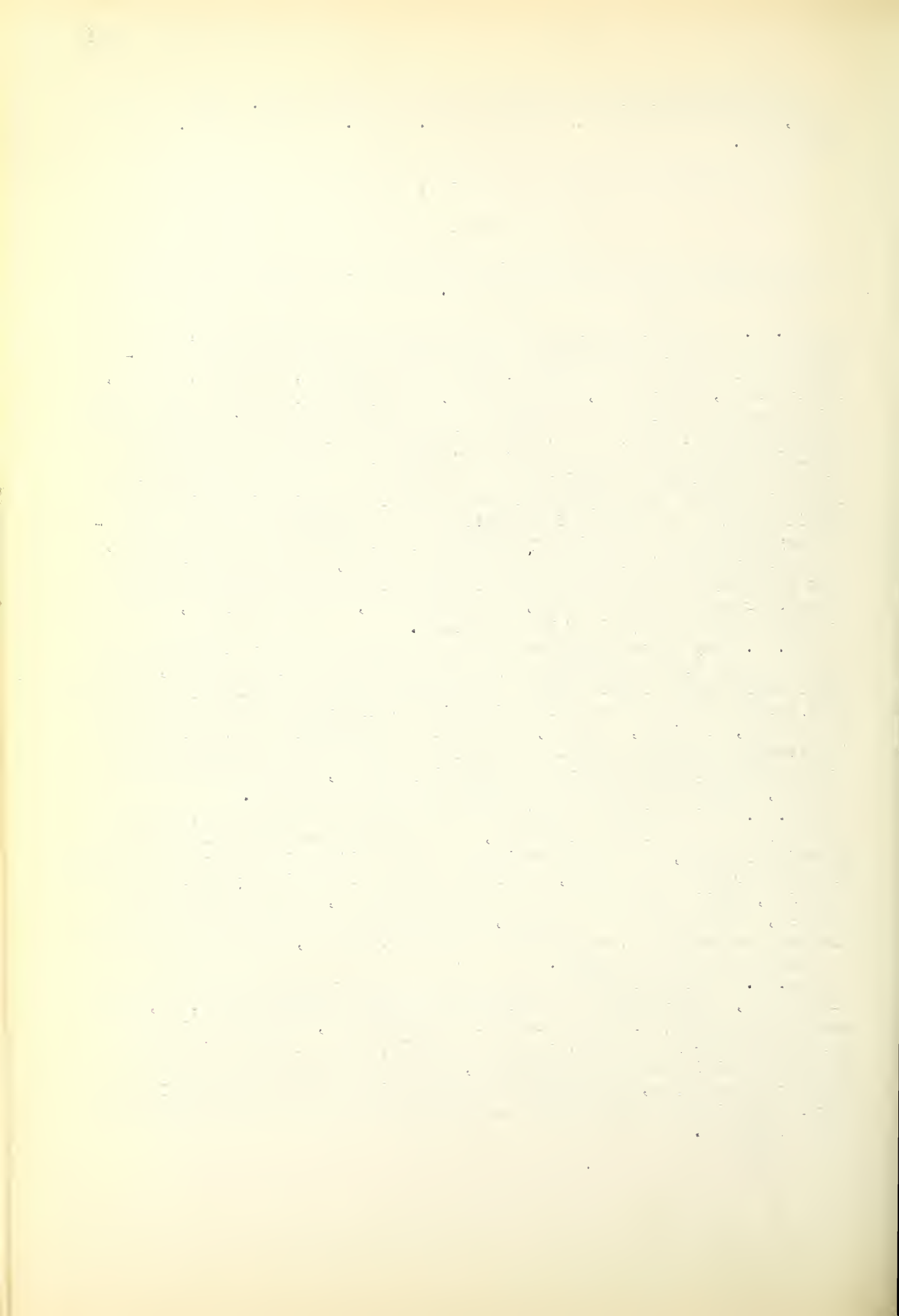
To provide for the enforcement of Judgments rendered by the Mayor of Indianapolis and for other purposes.

Sec. 1. Be it ordained by the City Council of Indianapolis, That whenever the Mayor of said City shall render a Judgment against a defendant for any of the offences specified in Section, nineteen, twenty, twenty three, twenty six, twenty seven, twenty eight, twenty nine, thirty thirty one and thirty two of Chapter VIII of the Ordinances of said City approved May 30, 1848, or for the violation of either of the offences specified in Sections four and five of Chapter X of said Ordinances, or for a violation of Section five of Chapter XI of said Ordinances; it shall be a part of the judgment that the party convicted shall stand committed until the fine and costs are paid or replaced, and the defendant may replevy the same in any such case, for the term of ninety days, by entering sufficient bail on the Mayors docket, for the amount of the fine & costs, and on the defendant refusal or neglect to pay such fine & costs or to replevy the same, such defendant, unless a female, shall be committed to the jail of Marion County.

Sec. 2. Any person confined in jail by virtue of this ordinance, may be discharged from imprisonment by the special order of the Mayor, in cases where such persons might be discharged from imprisonment, if committed by a Justice of the Peace for a violation of the penal laws of the State of Indiana, provided, however, That where a defendant is discharged from imprisonment without payment of the fine & costs, such discharge shall not be considered a satisfaction of such judgment, but execution may issue thereon, against the goods and chattels of said defendant.

Sec. 3. All buildings within the limits of the Corporation, used or occupied for the purpose of gaming, or in which games of hazard may be played for money, are hereby declared to be public nuisances and the owners or occupier of any building, who shall suffer or permit any gaming in such building, shall forfeit and pay not less than two, nor more than fifty dollars, upon conviction of which, the defendant, unless the fine and costs are paid as replevied, as provided by this ordinance, shall be committed to the jail of Marion County.

Sec. 4. Every person who shall suffer, or permit any disorderly noise or conduct, on any person, or persons to become intoxicated in, at, or about his grocery, or other place or establishment, where distilled or fermented liquors are sold, or kept for sale, or kept to be given away, within the limits of the corporation, shall forfeit and pay a sum of not less than three, nor more than fifty dollars and upon conviction, the Mayor shall have the same power as is given him by the first section of this ordinance.



Sec. 5 The City Marshal is hereby empowered, and it is made his duty to arrest all persons, who in the night time, and within the limits of said city shall be found rioting, fighting, or otherwise disturbing the peace and quiet of said city, or any of the inhabitants thereof; and also all persons who shall be found in the night time in a state of intoxication in the streets of said city, and said Marshal is further empowered to commit any person or persons so arrested by him to Jail for safe keeping until complaint can be made to the Mayor against such person or persons, provided however, that no person shall be confined in jail by virtue of said arrest and commitment by the city Marshal longer than until ten o'clock of the forenoon of the succeeding day.

Ordained and established this 2nd day of July A.D. 1849 to take effect and be in force from and after its publication as required by the Charter (approved July 12, 1849)

Attest

Jas G. Jordan
Secy.

Wm Eckert
President City Council.

Council Chamber
Indianapolis, July 11, 1849.

The Council met upon a call of the President, Present Messrs. Bates, Gillespie, Sulgrove, Montague & Mr. President.

The following resolutions were presented and adopted viz

Resolved, That as there are many things in our midst such as damp cellars, sinks, privies etc. not coming under the head of public nuisances, but are nevertheless highly dangerous to health, it is important that immediate measures be taken to cleanse and remove such causes of impurity.

Resolved. That the Council recommend the citizens to meet at the Court House on Thursday evening July 12th at 7 o'clock, to take into consideration the best means of carrying out the objects of the above resolution.

Ordered, That Henry Koller be permitted to dig a well at the outer corner of the side walk on Washington Street near the North east corner of Washington and New Jersey Streets, at his own expense, Provided he shall wall the same with brick, put in a good pump and make a secure curbing around the same, and provided he shall keep the same in good useable order.

After some discussion on various subjects, the further consideration whereof was postponed until next meeting.

The Council adjourned.

Attest

Jas G. Jordan
Secy.

Wm. Eckert
President