

Karns, Maguire, Nelson, Newcomb, & Strickland - 10  
Noes. Mr. Pitts.

Adjourned

Attest: Daniel B. Culley, City Clerk.

"

Common Council Chamber,  
November, 7th, 6 $\frac{1}{2}$  o'clock, P.M.

Council met. Present, Messrs. Bradshaw, Carlisle, Delzell, Dunlap Durham, Edwards, Karns, Maguire, Nelson, Newcomb, Pitts, Strickland, and Scudder, Mayor.

The minutes of the preceeding meeting were read and approved.

The Treasurer's monthly report was read and approved.

The Civil Engineer reported the bids for the erection of a Bridge on East Street. Awarded to Levi Comegys for \$275.

Several accounts were presented, and referred to committee on accounts.

Gilbert M. Horton presented an account of \$255. for building Two Foot Bridges; referred to Councilman from the 4th and 5th Wards.

Mr. Newcomb, from the Judiciary Committee made the following report:

" The Judiciary Committee to whom was referred the petition of Richard Cook, praying that it may be declared lawful to erect Slaughter Houses, on and near the margin of Fall Creek, in this City, and also for the remission of a fine imposed upon said Cook for erecting a Slaughter House on the margin of Fall Creek, respectfully report, That they deem it inexpedient to allow Slaughter Houses to be erected any where in the City, except as now provided for by ordinance; and said committee return said petition without any recommendation for or against the remission of said fine

Laid on the Table

Mr. Bradshaw, from the Committee on Accounts reported back the following accounts and recommended their allowance

L F 113	H.S Kellog, for sundries furnished School Houses.	\$27.70
---------	---	---------



1354	W.H. Jones, for Market Hooks	6.00
1355	C. Youngerman, for Fire Association	14.95
1352	Richard Berry, for Labor	12.12
1353	Hiram Lewis, for Hauling	6.50
	Allowed.	
1458	Also an account of W.C. Vanblaricum of \$9.90 for 99 loads of Gravel.	
	Not allowed.	

On Motion allowed 8 cts. per load for said Gravel.

1356 Also allowed H. Bates, for filling well, corner of Washington and Illinois Streets, \$2.00.

Mr. Karns, from a Select Committee presented the following report:

"The Select Committee, to whom was referred the petition of property holders on New Jersey Street, find that the following is all the record they can find relating to the hole in said Street:

Gentlemen of the Council:

I would inform you that I have put about 70 yards of gravel on the street, but, as the soil of the gravel is about four feet deep, which I cannot afford to remove without being paid for it. The street on which the pit is needs grading, there being a low place east, and one west on the same street with the gravel pit; and I propose that if you will pay me for moving the soil to those places or any other place, I will go on and get gravel from the same pit. I find better gravel as I dig down, which I think will do very well. The moving of the dirt I think will be worth about \$25 or \$30. E.C. Croas

On motion of Mr. Culley

"The prayer of the petition was granted; provided that the committee on streets and alleys think it necessary to use the dirt in removing stagnant water; and provided further, that the cost of such removal will not exceed thirty dollars; and provided their be dirt to spare."

The committee therefore ask that the prayer of the petitioners be granted.

W. H. Karn's, Ch'm.

Not concurred in.

Mr. Pitts moved that the petition be referred back to petitioners and that the City Council agree to grant a petition for grading said street only, the city to pay  $\frac{1}{2}$  the expense - Adopted.

Mr. Maguire presented the following petition:

To the Common Council of the City of Indianapolis:  
Gentlemen:

The undersigned residents upon Meridian Street, North of North Street, and owners of the quantity of land to our



name's affixed, have the honor to submit to the Council the following proposition:

1. We will immediately pay the assessment now made and presented to us, for work done upon said Street, provided the Council will surrender said Street to us, within the limits specified to be graded under our direction.

2. We will proceed to grade said **portion** of said street, by a suitable reduction from the present grade, and so do at our own expense.

3. The Council in behalf of the City to pay the proper share for cross streets and alleys, and to furnish the services of the City Engineer to set such stakes as may be needed.

	No of feet.		No of feet.
C.C. Campbell	252	Chas. P. Moore	62 $\frac{1}{2}$
Wm. Sullivan Sr.	62 $\frac{1}{2}$	H.W. Ellsworth	125
Thomas Lupton	125	J H Berry	59 $\frac{1}{2}$
C.W. Catterson	31 $\frac{1}{2}$	A.J. Danforth	62 $\frac{1}{2}$
M.A. Dunlap	62 $\frac{1}{2}$	Carl Bufort	31 $\frac{1}{2}$
John Charles	1.37 $\frac{1}{2}$	Henry Benfert	31 $\frac{1}{2}$
Jonathan Holmes	132 $\frac{1}{2}$	John Dell	62 $\frac{1}{2}$
Edward H. Ferguson	62 $\frac{1}{2}$	William B Lathrop	65
G.D. Staats	187 $\frac{1}{2}$	Geo. M Maxwell	196
Andrew Montgomery	62 $\frac{1}{2}$	Peru & I.R.R. Co	60

Laid on the Table

Mr. Delzell presented the following petition

To the City Council of Indianapolis

Gentlemen: I am authorized by Invincible Fire Co. to petition your honorable Body to grant unto said Company the loan of one hundred and fifty dollars; being an amount still unraised by the Company with which to lift a note due against the Company and payable in the Branch Bank on Saturday. This note is the balance due on the Engine Victory. To secure the city, the Company propose to have the mortgage on the Engine signed over by the persons now holding it, to the city; thus preventing any possibility of the city being a loser by the operation.

The Company labored hard to raise the full amount but have been unsuccessful. You Honorable Body is aware that the money must be raised or the Engine sold. Believing that the Engine might be of some service in times of fires, and that you are fully aware of it; we leave the matter to your direction without comment, humbly trusting that you will grant our request.

F. M. Thayer, Sec'y

1351 Mr. Bradshaw moved that \$150 be appropriated to pay the above balance. Which was adopted by the following vote.



Ayes: Messrs. Bradshaw, Carlisle, Delzell, Durham, Edwards, Karns, and Maguire - 7

Nays: Messrs. Dunlap, Nelson, Newcomb, Pitts, and Strickland - 5.

Mr. Newcomb presented the following petition:

The undersigned, Citizens of Indianapolis, ask the City Council to pass ordinances to prohibit the sale or disposal of Intoxicating drinks.

(Signed by 1164 voters; 1205 Ladies; and 364 youths, see original on file)

Referred to committee on Judiciary.

Mr. Delzell moved that the City Engineer make an estimate for Mr. Carroll, on Market Street.

Adopted.

Mr. Durham presented the following petition:

To the Hon. Common Council of Indianapolis:

The undersigned humbly prays your honorable body to pay the following bills of the several persons who were employed by me and approved by your honorable body to assist me in assessing the property in the City of Indianapolis, to-wit

Samuel Mann, employed and assisted fifty-two dollars per day	\$104
Samuel Hetzelgesser, twenty days at \$2. per day	\$40
Westly Adams, Eighteen days " " " "	36
Mathew Little, one hundred days " " " "	200
Total, 190 days	<u>\$380.</u>

For the payment of the above, the subscriber most respectfully but earnestly prays, hoping your honorable body will consider the amount of labor, trowble, and vexation attendant upon assessing the rapid and fast increasing Rail Road City, and desiring nothing but simple Justice to himself and his assistants, feels assured that your honorable body will act as you in your wisdom may deem prudent and right, deducting amount of former ordinance.

Respectfully &c.  
Mat. Little.

Laid on the table.

Mr. Delzell moved that an ordinance entitled "An Ordinance Relative to Fire Association and Chief Fire Engineer," be taken from the table: Carried.

Read second and Third time as follows:

"An Ordinance Relative to Fire Association and chief Fire Engineer"

Section 1. Be it ordained by the Common Council of Indianapolis, That the words "or by contributions of





citizens of this City," in Section 3 of the ordinance of December 10th 1852, entitled "An ordinance for the better regulation of the Fire Department," Also, the words "or the citizens of this city" in the proviso appended to said Section; and the words "or the citizens of this city," in Section 6, of the same ordinance, be and they are hereby stricken out; And that "Chief Fire Engineer" be substituted for "Chief Fire Warden" wherever the latter words occur in said ordinance.

Sec. 2. Be it further ordained, That Section 8 of said ordinance be so amended as to read as follows, viz: "No appropriation will be made for any Fire Company exceeding twenty-five Dollars in amount, unless it shall be recommended by said "Fire Association; and that fact certified to the Council by the President and Secretary of the Association."

Sec. 3. Be it further ordained, That it shall be the duty of the "Chief Fire Engineer" to superintend the Fire Department of the City. He shall at least once a month, examine the Fire apparatus belonging to the City, and ascertain if the same be kept in good working order, and shall report to the Council whenever he may deem it necessary, the condition of the same, with suitable suggestions and recommendations in relation thereto. He shall have charge of the current expenses of the different Fire Companies; shall cause all repairs to be made, work to be done, and materials to be provided necessary to preserve the fire apparatus, and houses appertaining thereto in good serviceable order at the expense of the City; Provided, That no expense shall exceed twenty-five dollars, and that all bills shall be sent to the Council for payment, with his approval endorsed thereon. He shall take charge of the public cisterns, and see that the Street Commissioner keeps them constantly supplied with water, and in good serviceable condition, and shall if he may deem it necessary prevent water being taken out of them except at Fires. He shall have a general supervision of all the Fire Companies at fires, leaving the immediate direction of them and their apparatus to their officers thereof. While on duty they shall be governed by the rules of the Fire Association in locating, disposing and working their apparatus, subject to the order of said Chief Fire Engineer, who shall, when in his opinion it may be necessary, through the officers in command, make such changes in the disposition and such connections of apparatus and require such length of service as he may deem best, Provided, that he shall not have power to direct, or control the streams of the Engine, unless they shall be purposely mis-used or misdirected; and that he shall be guided by the rules of the "Fire Association," in changing the location of fire apparatus and that he shall require no company to remain longer in service than the one in whose "Watch District" as defined by the rules of the "Fire Association, the fire may



occur He may if he deems it necessary prevent any Engine or other apparatus being taken beyond the limits of the City to fires, and shall determine what apparatus if any, shall be so taken, and if there are two or more fires at the same time in the city, he shall determine what apparatus shall be taken to each. He shall have power to determine all disputes between fire companies at fires, and to settle on the spot all difficulties, and disturbances originating between firemen, or between firemen and citizens, at fires, and to make such order for the suppression of the same as he may deem necessary, and if in his opinion the riot or disturbance cannot be otherwise quelled, he may arrest, and for that purpose shall have the power of a police officer of the city, or order any police officer of the city to arrest the offenders; who on conviction before the Mayor of creating, inciting, or participating in such riot, or disturbance, shall be fined in any sum not exceeding fifty dollars, and if firemen, in addition to such fine, said Engineer shall report them to the Fire Association. He or any assistant shall have power, on exhibiting his badge of office, to command any able bodied citizen to work upon the Engine or other apparatus whenever he may deem that the emergency require it.

Sec. 4. Be it further ordained, That any Captain, President, or officer commanding any company or any fireman, or citizen, who shall refuse to obey any lawful command as defined in the ordinance of said Chief Fire Engineer or his assistants, shall on conviction thereof before the Mayor be fined in any sum not exceeding ten dollars. Any officer of any Fire Company being twice convicted of such obedience, shall be incapacitated for holding any office in the Fire Department; and any company persisting in retaining him in any office, shall be reported to the Fire Association by said Chief Fire Engineer. All fines collected under the provisions of this ordinance shall be paid into the city Treasury for the benefit of the Fire Department.

Sec. 5. The badge of office of said Chief Engineer and his assistants shall be a band with the words "Chief Fire Engineer" or "1st Assistant Engineer," or "2nd Assistant Engineer," as the case may be, plainly and distinctly painted or otherwise marked thereon to be worn around the hat. And the salary of the "Chief Fire Engineer" shall be Twenty-four dollars per annum.

Sec. 6. Be it further ordained, That in the absence of said Chief Fire Engineer, the 1st Assistant, and in his absence, the 2nd Assistant Engineer, shall fill the office, exercising the same powers and in all respects discharging the duties of the said Chief Fire Engineer, and if such absence be prolonged more than one week, the assistant filling said office, shall receive the pay of said office and the amount thereof shall be deducted from the salary of the said Chief Fire Engineer.



Sec 7. That the Chief Fire Engineer and his assistants and any officer of any company shall arrest and for that purpose shall have the power of a police officer. Any person selling, giving away, or bringing to firemen when on duty, any spirituous or other intoxicating liquors, who on conviction thereof before the Mayor, shall be fined in any sum not less than five nor more than twenty-five dollars.

Sec 8. Any of the officers above named, who shall drink, or knowingly and willingly permit intoxicating liquor to be drunk, by firemen on duty, shall if he be the Chief Fire Engineer, or either of his assistants, on information thereof to the Council, be expelled from his office, and if he be an officer of any company, he shall, on conviction thereof, before the Mayor, be fined in any sum not exceeding ten dollars, and shall be reported to the Fire Association by said Chief Fire Engineer or his assistants. Any person not an officer drinking intoxicating liquor, or found intoxicated, while on duty, shall on conviction thereof before the Mayor, be fined in any sum not exceeding five dollars for the first offence, and for the second offence shall be fined not exceeding ten dollars, and shall be reported to the Fire Association, by the Fire Engineers, or officers of the Companies.

\* Sec 10. All ordinances or parts of ordinances coming within the provisions of this ordinance, are hereby repealed.

\* Sec. 9. No room or apartment of any Engine house, or the house of any Hook and Ladder or Bucket Company shall be opened on Sunday, except in case of any alarm of fire, nor shall any such house or any apartment therein be used as a place of resort or amusement on said day; nor shall any person at any time, play at any game with cards, dice, or other implements of gaming in any such house; and every person offending against either provision of this section, shall be fined in any sum not not to exceed ten dollars.

Passed by the following vote:

Ayes - Messrs. Bradshaw, Delzell, Durham, Edwards, Karns, Maguire, and Newcomb - 7

Noes. - Messrs. Carlisle, Dunlap, Nelson, Pitts, and Strickland - 5.

Mr. Edwards moved that a committee be appointed to confer with Mr. Moffitt, in relation to City Clock.

Adopted and Messrs Edwards and Dunlap were appointed.

Mr. Karns offered the following resolution:

Resolved, That the Contractor be instructed to excavate and remove the earth for the foundation of the Hook and Ladder House according to the grade, the dirt to be used in filling a low place in the Market Square.

Adopted.



Mr. Durham offered the following resolution:

Resolved, That the City Surveyor advertise for the building of five cisterns located by the last Council.

Which was laid on the table by the following vote:

Ayes. - Messrs. Carlisle, Dunlap, Edwards, Maguire, Nelson, Newcomb, Pitts, and Strickland - 8.

Noes. - Messrs. Bradshaw, Delzell, Durham, and Karns - 4.

Mr. Bradshaw offered the following resolution:

Resolved, That the Street Commissioner gravel the crossings on Washington Street.

Adopted by the following vote:

Ayes. - Messrs. Bradshaw, Carlisle, Delzell, Edwards, Karns, Pitts and Strickland - 7.

Noes. - Messrs. Dunlap, Durham, Maguire, Nelson, & Newcomb, - 5.

Mr. Carlisle offered the following resolution:

Resolved, That the Street Commissioner be directed to fill up as soon as possible on the east and west ends of the abutments built for the foot Bridges on Washington Street across the Canal.

Adopted unanimously as follows:

Ayes. - Messrs. Bradshaw, Carlisle, Dunlap, Delzell, Durham, Edwards, Karns, Maguire, Nelson, Newcomb, Pitts and Strickland - 12.

Mr. Pitts offered the following resolution:

Resolved, That the appropriation formerly made for \$1000 for lot and building an Engine House for the Invincible Fire Company, be and the same is hereby recinded.

On Motion, the further consideration was postponed until next meeting.

The Mayor presented the following communication:

Gentlemen of the Common Council:

Concerning the grading and graveling, east of Illinois Street, between Market and Washington Streets, I got disappointed in my calculation (before I give in my proposal, Mr. Woods, Civil Engineer, and the Honorable City Clerk both told me that I could get gravel without costing me anything at the River, at the street called Water Street, as it belonged to the corporation as they thought) and in consequence of that I bid low for the gravel. I had three horses and three carts employed hauling gravel from the river up on the top of the hill for wagons, to haul; and the Hon. W. Vanblaricum began to rip and tare that he would indict me and sue the corporation if I would take another spadeful out at any price; so I was determined to fulfill my contract and save my





securities let it cost what it would. I was obliged to pay 18 cents per yard to Mr. Taylor for gravel, that was superior to the other, to the amount of 186 yards, which reduced the profits to mere nothing and its at your disposal to make me a reasonable recompence, and if not I must abide by the consequence. I look to your Honorable Body for a liberal recompence.

Yours Respectfully  
H. Slaven

Laid on the table.

Adjourned

Attest C. Woodward City Clk  
pro tem

Common Council Chamber  
November 21st, 1853.

Council met. Present, Messrs. Bradshaw, Carlisle, Dunlap, Delzell, Durham, Karns, Maguire, McCarty, Nelson, Newcomb, Pitts, Strickland, and Mayor Scudder.

Minutes of preceeding meeting read and approved.

Mr. Newcomb, from the Judiciary Committee, made the following report:

The undersigned members of the committee on the Judiciary, to whom was referred, the petitions of divers citizens of Indianapolis, asking the enactment by this Council of "Ordinances to prohibit the sale or disposal of intoxicating drinks" have had the same under consideration; and in view of the large number and respectable character, of the petitioners - the acknowledged evils of the traffic against which they so earnestly portest - and in view of the defiant and law-contemning spirit manifested by those engaged in this disreputable business, in our midst, the undersigned, deem it politic for the city authorities to exercise the extent of their powers against a traffic so detrimental to the public good, and therefore recommend the adoption of the following resolution:

Resolved, That the committee on the Judiciary, be instructed to report an ordinance at the next meeting of the Council, in accordance with the prayer of the petitioners.

H. C. Newcomb  
D. Maguire

Concurred in by the following vote:

Ayes. - Messrs. Bradshaw, Karns, Maguire, McCarty, Nelson, Newcomb, and, Mayor Scudder - 7

Noes. - Messrs. Carlisle, Dunlap, Delzell, Durham, Pitts, and Strickland - 6.