

PROCEEDINGS
OF THE
COMMON COUNCIL.

SPECIAL SESSION.

COUNCIL CHAMBER,
Indianapolis, September 14, 1863. }

The Common Council met in special session this evening at 8 o'clock.

Present—His Honor, the Mayor, John Caven, in the chair; and Councilmen Allen, Brown, Boaz, Blake, Colley, Cook, Coburn, Emerson, S. A. Fletcher, Jr., Glazier, Haughey, Jameson, Lefever, McNabb, Staub, and Thompson—16.

Absent—Messrs. H. A. Fletcher and W. John Wallace.

The proceedings of the regular session, held September 7th, 1863, were read and approved.

His Honor, the Mayor, announced that the first business in order was to hear and consider reports from the Committee on Revision of Ordinances.

On motion of Dr. P. H. Jameson, Chairman Committee on Revision of Ordinances, the following ordinance was taken from the table:

AN ORDINANCE regulating the Markets within the city of Indianapolis, defining the duties of the Market Master, and prescribing certain rules and regulations relative to the sale of Provisions, Produce, and other articles in the Markets, and other portions of said city.

Which was read the first time, and, on motion of Mr. Jameson, was read a second time by its title.

Mr. Jameson then moved that the rules be suspended, and the ordinance read a third time now.

The question being on the suspension of the rules; those who voted in the affirmative, were Messrs. Allen, Brown, Blake, Boaz, Colley, Cook, Coburn, Emerson, S. A. Fletcher, Jr., Glazier, Haughey, Jameson, Lefever, Staub, and Thompson—15. Noes, none.

So the rules were suspended, and the ordinance read a third time, and laid upon the table for final action at some future time.

By Mr. Jameson, Chairman Committee on Revision of Ordinances :

AN ORDINANCE to restrain Breachy Animals.

SECTION 1. *Be it ordained by the Common Council of the City of Indianapolis,* That it shall not be lawful for any person to allow any breachy cow, heifer, steer, bull or bullock, horse, mare, or gelding, or any other breachy animal, or any animal accustomed to ride down tree boxes, to run at large in any public street or alley in the city ; and any person who shall allow any such animal to run at large in any public street or alley in the city, after being notified that such animal is breachy, or has at any time ridden down any tree box, shall, upon conviction before the Mayor, be fined in any sum not less than ten dollars, nor more than fifteen dollars, for each offence. And for every time any such breachy animal shall, by opening gates, or otherwise, break into any enclosed lot within the city, from any public street or alley, or from any other lot, and for each tree box any such animal shall ride down, after the owner or keeper shall have been notified as above provided, such owner or keeper, upon conviction before the Mayor, shall be fined in any sum not less than five dollars, nor more than twenty-five dollars.

SEC. 2. This ordinance shall take effect from and after its publication for two consecutive weeks in the *Indiana State Journal*.

Ordained and established this 14th day of September, 1863.

JOHN CAVEN, *Mayor*.

Attest : C. S. BUTTERFIELD, *City Clerk*.

The ordinance was read the first time, and, on motion of Mr. Haughey, was read a second time by its title.

Mr. Jameson then moved that the rules be suspended, and the ordinance read a third time now.

The question being on the suspension of the rules, those who voted in the affirmative, were Messrs. Allen, Brown, Boaz, Blake, Colley, Cook, Coburn, S. A. Fletcher, Jr. Glazier, Haughey, Jameson, Lefever, Staub, and Thompson—14.

Mr. Emerson voting in the negative—1.

So the rules were suspended, and the ordinance read a third time.

The question being, shall the ordinance pass? those who voted in the affirmative, were Messrs. Allen, Brown, Boaz, Blake, Colley, Cook, Coburn, S. A. Fletcher, Jr., Glazier, Haughey, Jameson, Lefever, Staub, and Thompson—14.

Mr. Emerson voting in the negative—1.

So the ordinance was passed.

By Mr. Brown—Petition :

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

The undersigned respectfully ask your honorable body to vacate a twenty feet street in the city of Indianapolis as shown on the subjoined platt, which is made a part of the petition, for the following reasons, to wit :

When the original survey of the city was made, a street was laid out parallel with and south of Pogue's Run, which has never been used by the public, and is not recognized on any of the late maps of the city. It has, however, a legal existence. Where this imaginary street crosses out-lot number 85, it runs diagonally across lots number 18, 19 and 20 of John Little's subdivision of said out-lot. Your petitioners beg leave to represent that they are the owners of said lots, and as no one can possibly be affected by a vacation of the same except themselves, they petition your honorable body to have the same vacated.

JOHN LITTLE.

JOHN WIGGAM.

HIRAM L. LEWIS.

Witness: JESSE JONES.

Which, on motion, was referred to the Committee on Streets and Alleys.

By Mr. Allen—Petition :

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

We, the undersigned, respectfully solicit your honorable body to erect a shed on the East Market space, (we prefer the south side,) covering the side walk, and extending over, or beyond the inside curb three or four feet, with rooms $6\frac{1}{2}$ by 7 feet, on the inside, and extending 3 or 4 feet beyond the curb, to be closed by a door, in which we can leave a part of our fixtures necessary to be used in market; sheds and rooms of the above description would be a great convenience to us, and afford protection to the citizens attending market in stormy weather. If the Council will erect the same, we will pay ten dollars per year rent for each room, or if the Council will not erect them, we will, with permission, build them at our own expense, provided the Council will permit us to occupy them for two years free of rent.

JOHN A. CANTLEY.

A. JOHNSON.

C. W. DETRICK.

And others.

Which, on motion of Dr. Thompson, was referred to the Committee on Markets.

By Mr. Haughey—Petition :

INDIANAPOLIS. Sept. 12, 1863.

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

Your humble petitioners, the White River Fish Company,

would respectfully ask of your honorable body the privilege of selling fish from their waggons on the street, as it puts them to great inconvenience, as they often have fish when there is no market. They do not want to have a stand, but simply to sell from the waggon on the street, as others do; and your petitioners pray that you will grant them the privilege during the fishing season.

D. S. VANBLARICUM & CO.

Which, on motion of Dr. Thompson, was referred to the Committee on Markets.

By Mr. S. A. Fletcher, Jr.—Remonstrance:

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

The undersigned, owners of all the property fronting on the alley situated between Pennsylvania and Delaware streets, in square No. 77, would respectfully remonstrate against improving the same, they not having asked for it, nor can they discover any public advantage demanding it at the present time. The first knowledge which they had of the contemplated improvement was its publication inviting proposals for the same.

James M. Tomlinson,	. . . . .	40 feet 6 inches.
Thos. H. Sharpe,	. . . . .	202½ feet.
Mrs. E. Stretcher,	. . . . .	33 feet 6 inches.
William Sullivan,	. . . . .	108 feet.
Jesse Jones,	. . . . .	20 feet 7 inches.

Which, on motion of Mr. Brown, was referred to the Committee on Streets and Alleys.

By Mr. Thompson—Petition:

INDIANAPOLIS, Sept. 3d, 1863.

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

The undersigned, residents and property owners along north Illinois street, petition the honorable council for the erection of lamp posts along said street, to the intersection of St. Clair.

The rapid improvement, and increasing travel of north Illinois street, demand for this matter the earliest attention of the Council.

Respectfully,

WILLIAM H. WILLCOX.	J. A. CROSSLAND.
C. S. DONALDSON.	SPICER JONES.
SAM. W. WATSON.	MARTIN BURTON.
W. M. ADAMS.	JOSEPH CURZON.
J. D. PATTISON.	SAM OSBOURNE

Which, on motion of Mr. Haughey, was referred to the Committee on Gas Light.

By Mr. Boaz—Petition :

INDIANAPOLIS, September 14, 1863.

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

The undersigned would respectfully ask permission to construct a coal vault under the pavement on the south side of his dwelling house on Michigan street, between Meridian and Illinois streets.

A. HARRISON.

On motion of Mr. Brown, the prayer of the petitioner was granted.

By Mr. Brown—Petition :

INDIANAPOLIS, Sept. 11th, 1863.

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

The undersigned would respectfully ask your honorable body to grant him a permit to drive across the side walks in front of lot 1, in square No. 69, on the south west corner of Washington and Mississippi streets, for the purpose of digging a cellar, and erecting a building, there being no other way to get to the property except across the side walk, and I hereby obligate myself to repair said side walk, and place the same in as good condition as it was before I used it, after the said cellar shall have been dug, and the said building finished.

D. B. McDONOUGH.

On motion of Mr. Brown, the prayer of the petitioner was granted.

By Mr. S. A. Fletcher, Jr., Chairman Committee on Accounts :

AN ORDINANCE appropriating money for the payment of sundry claims against the city of Indianapolis :

SECTION 1. *Be it ordained by the Common Council of the City of Indianapolis,* That the following named persons be allowed the amounts set opposite their respective names, from any moneys in the Treasury not otherwise appropriated, as follows :

W. & H. Glenn, rent of rooms in Glenn's block, from February 5th, to August 5th, 1863, six months, at \$1000 per annum,	\$500 00
David Seibert, rent of ground upon which hook and ladder house stands, in full to April 17th, 1863, at \$55 per annum.	85 00
David Seibert, rent of ground adjoining hook and ladder house, in full for two years, ending May 6, 1863,	50 00
George Thomas, 43 days as policeman, in full to September 9, 1863,	75 25
Freeman Williams, 43 days as policeman, in full to September 9, 1863,	75 25
Hezekiah Sanders, 43 days as policeman, in full to September 9, 1863,	75 25

Theodore Gae, 43 days as policeman, in full to September 9, 1863,	75 25
David Gregory, 33 days as policeman, in full to September 9, 1863,	56 05
Total,	<hr/> \$992 05

SEC. 2. The City Clerk is hereby authorized and directed to issue warrants upon the city treasury to the persons named, and for the amounts as set forth specifically in section first of this ordinance.

SEC. 3. This ordinance to take effect and be in force from and after its passage.

Ordained and established this 14th day of September, 1863.

JOHN CAVEN, *Mayor*.

Attest :

C. S BUTTERFIELD, *City Clerk*.

The ordinance was read the first time ; and, on motion of Mr. S. A. Fletcher, Jr., was read a second time by its title.

Mr. Haughey then moved that the rules be suspended, and the ordinance read a third time now.

The question being on the suspension of the rules ; those who voted in the affirmative, were Messrs. Allen, Brown, Boaz, Blake, Colley, Cook, Coburn, Emerson, S. A. Fletcher, Jr. Glazier, Haughey, Jameson, Lefevre, Staub, and Thompson—15.

Noes, none.

So the rules were suspended, and the ordinance read a third time.

The question being, shall the ordinance pass ? those who voted in the affirmative, were Messrs. Allen, Brown, Boaz, Blake, Colley, Cook, Coburn, Emerson, S. A. Fletcher, Jr., Glazier, Haughey, Jameson, Lefever, Staub and Thompson—15.

Noes, none.

So the ordinance passed.

By Mr. Boaz—Chairman Board of Police .

INDIANAPOLIS, Sept. 14th, 1863.

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

The undersigned, Board of Police, to whom was referred the motion presented by Dr. W. Clinton Thompson, at the last meeting of Council, requiring the policemen to cry aloud on their beats from 10 o'clock, P. M. to 5 A. M. the hour of the night, believe the same to be inexpedient, as it would give robbers and

thieves a knowledge of the whereabouts of the police, and would, therefore, report against it.

Respectfully,

WM. BOAZ,	} <i>Board of Police.</i>
JOHN BLAKE,	
H. COBURN,	
J. CAVEN,	

Which, on motion, was concurred in.

By Mr. Boaz :

Resolved, That the City Clerk is hereby authorized to issue an order for three dollars to each member of the City Regiment, and Police Guards : *Provided*, that they uniform themselves within sixteen days from this date, according to the style of uniform adopted by the Colonel of the Regiment.

The question being, shall the resolution pass? those who voted in the affirmative, were Messrs. Allen, Boaz, Colley, Coburn, Emerson, and Lefevre—6.

Those who voted in the negative, were Messrs. Brown, Blake, Cook, S. A. Fletcher, Jr., Glazier, Haughey, Jameson, Staub, and Thompson—9.

So the resolution did not pass.

By Mr. Emerson :

Resolved, That Kruger & Co. be allowed a final estimate for grading and bouldering Kentucky Avenue, between Illinois and Tennessee streets, when finished to the satisfaction of the Civil Engineer.

The question being, shall the resolution pass? those who voted in the affirmative, were Messrs. Allen, Brown, Boaz, Blake, Colley, Cook, Coburn, Emerson, S. A. Fletcher, Jr., Glazier, Haughey, Jameson, Lefever, Staub, and Thompson—15. Noes, none.

So the resolution passed.

By Mr. Thompson—Motion :

That the Street Commissioner be instructed to deposit the dirt scrapings of Washington street, and all the streets north, on the West Market Square, until the same is pronounced by the City Engineer a sufficient grade.

Which, on motion, was adopted.

By Mr. Brown—Motion :

That the Civil Engineer be directed to issue no estimates in favor of the contractor for grading and graveling Tennessee street, between St. Clair street and the Corporation line north, until the same can be examined by the Committee on Streets and Alleys.

Which motion was adopted.

By Mr. Brown—Motion:

That John Fiel be allowed to dig a well and place a pump therein on the sidewalk near the outer edge thereof, in front of his grocery store, on the west side of the Bluff Road near McCarty street; *Provided*, That he dig a proper sink to carry off the water, such sink to be done to the satisfaction of the Street Commissioner.

Which motion was adopted.

By Mr. Brown—Motion:

That Cyrus W. Catterson be directed to gravel the crossing of Huron with Noble street; *Provided*, That he does the same at the same rates that he has graveled Huron street between Virginia avenue and Noble street, under a private contract, and that the same be finished to the satisfaction of the Civil Engineer.

Which motion was adopted.

On motion the Council adjourned.

JOHN CAVEN, *Mayor*.

ATTEST:

C. S. BUTTERFIELD, *City Clerk*.