

Council Chamber
Monday June 19 1854

The Council met at 2 o'clock P M. Present all the Councilmen and the Mayor.

The Committee on the Judiciary reported the following Ordinance.

An Ordinance

Amendatory of an Ordinance in relation to Theatres, Shows &c ordained the 7th of November 1851.

Sec 1. Be it ordained by the Common Council of Indianapolis, That the Sixth Section of an Ordinance entitled "An Ordinance in relation to Theatres, Shows &c ordained the 7th of November 1851 be amended as follows viz. "That the compensation to be paid for licenses, until otherwise ordered, shall be as follows. Ten dollars per day, or night for any theatrical performance within doors, thirty dollars per day or night for a circus or Menagerie, and five dollars per day or night during which any show, exhibition or performance, other than a theatrical performance, circus or Menagerie shall continue.

Sec 2. This Ordinance to be in force from and after its publication.

Ordained by the following vote

Those who voted in the affirmative are Messrs Avery, Boaz, Colley Dunlap Graydon Jones, Karns, Keeley Maguire Nelson, Seibert and Truxsess 13
In the Negative - None.

The Committee on the Judiciary reported, An Ordinance to prohibit the feeding of horses within certain bounds in the City of Indianapolis. On the reading of which Mr. Graydon moved that Sec 1 be amended by inserting "or Pennsylvania Street between Washington and Market Streets. Which motion prevailed and,

The following Ordinance - An Ordinance
To prohibit the feeding of horses within certain bounds in the City of Indianapolis.

Sec 1. Be it ordained by the Common Council of the City of Indianapolis. That it shall hereafter be unlawful for any person to feed or cause to be fed any horse or horses, or oxen, on Meridian Street between Washington Street and Circle Street, or on Illinois Street between Washington Street and Market Street, or on Pennsylvania Street between Washington and Market Streets; and any person offending against the provisions of this Ordinance, upon conviction thereof before the Mayor, shall be fined in any sum not exceeding five dollars.

Sec 2. This Ordinance shall be in force from and after its publication, was ordained by the following vote

Those who voted in the affirmative are Messrs Avery, Boaz, Dunlap, Graydon, Gowan, Karns Keely Maguire Nelson & Seibert
10

In the Negative - None.

The Committee on the Judiciary reported an ordinance entitled, "An Ordinance to prohibit the erection of Wooden Buildings within certain boundaries in Indianapolis therein described.

On motion said Ordinance was laid on the table.

The Committee on the Judiciary reported an ordinance entitled "An Ordinance for the regulation of Omnibuses and other Vehicles kept for hire, and to preserve the peace and good order at Railroad Stations.

On motion said ordinance was laid on the Table.

The Committee on the Judiciary reported an ordinance entitled "An Ordinance explanatory of "An Ordinance for the regulation of Omnibuses and other Vehicles kept for hire, and to preserve the peace and good order at Railroad Stations" passed the 6th of March 1854.

On motion Said Ordinance was laid on table.

A report was received from the Committee on the Fire Department stating their concurrence with the Cheif Fire Engineer in recommending the purchase of Fire Alarm bells; and they offered the following resolution for adoption.

Resolved, That the City Clerk be directed to purchase immediately for the use of the City Three fire alarm bells, to weigh from 600 to 800 pounds and have them placed on the Marion Engine house, Releif Engine house and Invincible Engine house.

Adopted by the following vote

Those who voted in the affirmative are Messrs Avery, Colley Dunlap Graydon Gowan Jones Karns, Keeley, Maguire, Nelson, Pitts, Seibert and Truxsess.

In the Negative - Mr. Boaz.

The following accounts were allowed

321. C.W. Furgason & Co	For Blank Books	\$21.00
22. J.H. Carey	Painting badges for Fire Engineer	5.00
3. Jacob Sproul	Labor	1.87
4. H. Morris	Labor	5.00

5. R. O'Neal	Labor	6.00
6. H. Lewis	Labor	12.00
7. Patrick Sullivan	Labor	6.00
8. R. Weeks	Labor	4.50
S-9. Werden & Chamberlain	Map &c for School Houses to be paid out of School fund	9.20
		<hr/> \$70.57

Mr. Pitts offered the following resolution for adoption

Resolved, That an appropriation be made sufficient to erect a cupola for the Western Liberties fire Co. to be built on said Companies Engine house for the purpose of placing a bell therein.

Adopted by the following vote

Those who voted in the affirmative are Messrs Avery Boaz Colley Dunlap Graydon Gowan Jones Karns Keeley Maguire Nelson Pitts Seibert and Truxsess.

In the Negative - None.

A petition was received from the Union Railroad Company asking control of a part of Meridian and Illinois Streets near the Union Depot, to prevent the annoyance to passengers occasioned by Hotel and Rail Road Runners.

On motion it was referred to the Committee on the Judiciary with instructions to report an Ordinance relating thereto.

The following petition was received

To the City Council of Indianapolis.

The undersigned petition your honorable body, to order, to grade and gravel at the expense of the property holders, the sidewalks in front of their property, in Coes Subdivision Square No 6 Indianapolis

Charles Mayer 204 feet Illinois Street
George F. Meyer 84 " " "
288 " " "

Mr. Nelson moved that the prayer of the petition be granted and the Engineer advertise for bids. Which motion prevailed.

The following communication was received

To the City Council of Indianapolis Gent

In enlarging and repairing the Canal as contemplated, I will have a large am't of dirt to dispose of. If you have any Streets, walks, or lots to fill, I can furnish the dirt at any point convenient to the canal on better terms than you can get any other person to do it for. Please act in the

matter if you have any such work to do.

Indianapolis June 19 1854. Very Respectfully
W. D. Sheppard

On Motion the communication was laid on the table.

A communication was received from J.P. Chapman asking on behalf of the Nurses and **Physician** an appropriation of \$45.75 to pay the bills of said applicants for attending Mr. Ferriter during his sickness of Small pox.

On motion it was referred to a select committee consisting of Messrs Pitts Nelson and Maguire.

The following communication was received

To the Honorable City Council. Gent

329. I have the work of Grading and Graveling Market Street nearly done and would ask your Honorable body to authorize the City Engineer to make an estimate of the work and also to authorize the City Clerk to pay for the same and also to authorize me to collect the balance from the property holders on said Street, it will take one day & a half to finish said work.

Anthony Lowman.

Mr. Karns moved that the petition be granted. Which motion prevailed.

A petition was received from property holders on Illinois Street asking the Council to have the gutters on said street cleaned out. Mr. Maguire offered a preamble resolution for adoption, upon the reading of which, Mr. Karns moved to amend by inserting "and all graded Streets where gutters were made" upon the reading of which amendment Mr. Seibert moved to amend by adding the words "crossing Washington Street. Which motions did not prevail. And the following original preamble resolution.

Whereas in consequence of the manner in which our Streets are graded a very large amount of drainage is thrown on Illinois Street, which having but little fall, passes the water slowly even when unobstructed; and whereas the collection of filth and mud at this season of the year, in so central a portion of the City, may be extensively prejudicial to health, therefore

Resolved, That the Street Commissioner be required to cause the gutters on Illinois Street where mud and water collect, to be cleaned out at least once a month during the Summer months, and that as often as may be necessary to promote the drainage of the water through the said gutters, he cause such obstructions as may be thrown upon them by the natural wash to be removed at the expense of the City, and Such as may be placed there by individuals at the expense of

the individuals causing them.

Was adopted by the following vote

Those who voted in the affirmative are Messrs Avery, Boaz, Colley Dunlap Graydon Gowan, Jones Karns Keeley, Maguire Nelson Pitts Seibert and Truxsess 14
In the Negative - None.

Mr. Jones offered the following resolution

Resolved, That the Committee on the Judiciary be instructed to inquire into the expediency of increasing the police force of the City and also as to the amount of cost.

Adopted by the following vote

Those who voted in the affirmative are Messrs Avery Boaz, Colley Dunlap Graydon Gowan Jones Karns Keeley Maguire Nelson Pitts Seibert and Truxsess.
In the negative - None.

Mr. Keeley offered the following resolution

Resolved, That the Street Commissioner be requested to have the gutter on the North Side of Washington Street between New Jersey and East Streets repaired.

Adopted by the following vote

Those who voted in the affirmative are Messrs Avery Boaz Colley Dunlap Graydon Gowan Jones Karns Keeley, Maguire Nelson Pitts Seibert and Truxsess.
In the Negative - None.

The following report was received

To the Common Council of Indianapolis

The undersigned to whom was referred the City Treasurers report for one month ending May 31, 1854 report that the vouchers agree with the Statement of orders and claims paid by him for said month.

His exhibit shows the amount of School Fund subject to order in his hand at the end of said month to be \$4,409.02
and the amount of the general fund in his hands at said time subject to warrant to be \$1,505.87

Respy
James McCready Mayor
James N. Sweetser City Clerk

Mr. Graydon offered the following resolution

Resolved, That the Civil Engineer be directed to reset the grade stakes, for the gutter on the North Side of Washington Street, between Pennsylvania Street and Meridian Street sufficiently high to drain the same, and have the gutter reboouldered accordingly.

Which was lost by the following vote

Those who voted in the affirmative are Messrs Graydon Jones Karns Keeley & Maguire 5

In the Negative are Messrs Avery, Boaz Colley Dunlap Gowan Nelson Pitts Seibert and Truxsess. 9

Mr. Dunlap moved

That the Civil Engineer be instructed to survey the gutter between Pennsylvania and Meridian Streets on the North Side of Washington Street and report the same at the next meeting.

Which motion prevailed.

Mr. Pitts offered the following resolution

Resolved, That the City Engineer be requested to examine Washington Street opposite Square No 52 North Side and report at our next meeting as to the best means to abate a nuisance in said Washington Street caused by standing water.

Which was adopted by the following vote

Those who voted in the affirmative are Messrs Avery Colley Dunlap Gowan Jones Keeley Maguire Nelson Pitts Seibert and Truxsess. 11

In the Negative are Messrs Boaz Graydon and Karns.

Mr. Colley offered the following resolution

Resolved, That the City Attorney be authorized to enquire into the condition of that part of Maryland Street laying between Delaware Street and East Street and report to the Council as soon as convenient if said portion of Maryland Street thus laying between said East and Delaware Streets can be Lawfully opened.

Adopted by the following vote

Those who voted in the affirmative are Messrs Avery Boaz Colley Dunlap Graydon Gowan Jones Karns Keeley Maguire Nelson Pitts Seibert and Truxsess. 14

In the Negative - None.

Mr. Nelson offered the following resolution

Resolved, That the Street Commissioner be required to make a gravel walk across Market Street from the sidewalk on the West side of the State House Square, to the sidewalk on the west side of the next Square north, and also to gravel the Sidewalks from the termination of the ground owned by the State to the West Market House.

Adopted by the following vote

Those who voted in the affirmative are Messrs Avery Boaz Colley Dunlap Gowan Jones Karns Keeley Maguire Nelson Pitts Seibert and Truxsess.

In the Negative - None.

Mr. Dunlap offered the following resolution

Resolved, That the Street Commissioner be directed to make a gravel walk from the North west end of Virginia Avenue to the corner of Pennsylvania and Washington Streets.

Adopted by the following vote

Those who voted in the affirmative are Messrs Boaz Colley Dunlap Gowan Jones Karns Keeley Maguire Nelson Pitts Seibert and Truxsess. 12

Mr. Pitts offered the following resolution

Resolved, That the Committee on School houses are hereby authorized to contract for fencing in all the City School Lots and also divide said Lots by a partition fence to suit the convenience of male and female scholars.

On motion said resolution was Laid on the table.

Mr. Nelson moved

That the Market Master put up posts at the end of the Market Houses to protect the pavements. Which motion prevailed.

Mr. Dunlap moved

330. That for his services in detecting incendiaries, John Wilson be paid the sum of fifty dollars, the amount of the reward which the Mayor was heretofore authorized to offer for such purpose. Which motion prevailed.

The Civil Engineer reported to the Council that he advertised for proposals to grade and gravel the side walk on North side of Maryland Street between Tennessee and Mississippi Streets and to gravel the ground around the East Market house, and to extend the culvert across Washington Street at

Illinois Street accompanying the report were the following bids Robert Harbinson proposed to grade the side walk on North side of Maryland between Tennessee and Mississippi Streets for 25 cts per cubic yard, and to do the gravelling for 55 cts per cubic yard.

Mr. Jones moved

That the contract for grading and gravelling said Maryland Street be awarded to Robert Herbison. Which motion prevailed.

Robert Herbison also proposed to gravel the ground around the East Market House for 62 cents per yard.

Mr. Karns Moved

That the contract for gravelling around the East Market House be awarded to Robert Herbison. Which motion prevailed.

William Hamelin proposed to pave and gravel the gutter on Illinois Street on the following terms for paving with Vernon Stone per superficial foot, including gravel 17 cents and for excavating per superficial foot 25 cents

Constany Vanoney and Antch Lahman proposed to gravel and pave said gutter on the following terms, for grading the gutter 24 cents per yard, and for paving 18 cents per foot.

Mr. Nelson moved that said bills be refered to the Civil Engineer with instructions to consult the property holders about the expense. Which motion prevailed.

The Civil Engineer reported an estimate of a stone culvert across Illinois Washington and Kentucky Streets to amount to the sum total of \$2,110.25

On motion the Council adjourned until half pas seven P M.

Evening Session

Council Chamber
Monday June 19 1854

The Council met at half past seven O'clock P M. Present the Mayor and all the Councilmen except Mr. Colley.

Accounts allowed

329. Hannaman & Duzan. Lard Oil for M Fire Co \$1.00

On motion the Ordinances were taken from the table.

The following Ordinance

An Ordinance

To prohibit the erection of Wooden Buildings within certain boundaries in Indianapolis therein described.

Sec 1. Be it ordained by the Common Council of the City of Indianapolis, That it shall not be lawful for any person or persons to erect or cause to be erected, on any lot or part of lot, lying between East Street and the Canal and Market Street and Maryland Street so far as Maryland Street extends, and afterwards between Market Street and the Alley South of Washington Street, any building, or addition to any building before erected (privies excepted) unless the outer walls thereof shall be composed entirely of brick or stone and mortar; and any person or persons who shall violate this Ordinance, shall, upon conviction thereof, be fined in any sum not exceeding fifty dollars nor less than ten dollars, and in the further sum of not exceeding twenty dollars for each and every day Such prohibited building as aforesaid shall be suffered to remain after conviction as aforesaid, and it shall be the duty of the Marshall to remove any building or addition to any building which may be erected contrary to the true intent and meaning of this Ordinance.

Sec 2. Whenever hereafter any frame building heretofore erected within the limits aforesaid shall be removed, the same shall not be re-located within said limits, but shall be removed without the same, and the relocation of any frame building within the limits aforesaid, shall be punished in the same manner as the erection of a new building, and shall be removed in like manner.

Sec 3. The Ordinance passed the 3d day of November 1851, entitled "An Ordinance to prohibit the erection of Wooden Buildings on Washington Street" and the Ordinance amendatory to the same passed the 5th day of September 1853, are hereby repealed. Provided however, that their repeal shall not affect any proceedings commenced under the authority of the said Ordinances.

Sec 4. This Ordinance to be in force from and after its publication was ordained by the following vote

Those who voted in the affirmative are Messrs Avery, Boaz, Dunlap, Graydon, Gowan, Jones, Karns, Keeley, Maguire, Nelson, Pitts, Seibert, and Truxsess. 13

In the Negative - None.

The following Ordinance

An Ordinance

For the regulation of Omnibuses and other vehicles kept for hire, and to preserve the peace and good order at Rail Road Stations.

Sec 1. Be it ordained by the Common Council of Indianapolis. That every owner of one or more Omnibuses, Hackney Coaches, Drays, Carts, Wagons, and all other vehicles kept for the transportation of passengers, freight and other articles to or from any Rail Road Depot within this City for hire or pay before the same are used, shall present to the Mayor a statement in writing, designating his or her name and residence, and the kind of vehicle intended to be used.

Sec 2. That upon the receipt of such statement the Mayor shall register the same in a book to be kept for that purpose and keep such statement on file, and shall designate the number to be affixed to such vehicle, proceeding from Number one, and shall issue a certificate thereof to such owner.

Sec 3. Each transfer of such vehicle and each change of residence of the owner, within two days thereafter, shall be notified in writing to the Mayor who shall register the same in the book named in Section two, and keep said notice on file and issue a certificate thereof to the owner.

Sec 4. The owner of every vehicle embraced in this Ordinance shall forthwith cause the number designated by the Mayor to be affixed and preserved in plain and prominent figures on a conspicuous part of such vehicle.

Sec 5. That the Mayor shall receive from such owner twenty five cents for each certificate and entry made in conformity with this Ordinance.

Sec. 6. And for the purpose of preserving peace and good order, at the several rail road passenger stations in this City. - It is further ordained that the officer exercising the power of a police officer at the Union Depot under the appointment or Sanction of the Common Council, or in his absence, the City Marshall or his deputy shall have, and he is hereby invested with authority to prescribe the place where each omnibus or other carriage engaged in carrying passengers

to or from said depot, shall be located, while running thereat to keep the streets bordering thereon, open sufficiently for the passage of persons and carriages, and the driver of every such omnibus or other carriage shall conform to the directions of such officer in the particulars aforesaid, and the powers herein conferred upon said officer, are conferred upon the superintendent of each Railroad passenger Station in this City at which no police officer of the City is present.

Sec 7. Any person who shall violate any regulation herein ordained, shall be fined on conviction thereof before the Mayor, in any sum not less than five dollars nor more than thirty dollars.

Sec 8. It shall be unlawful for any person at any railroad passenger station in this City, at a time when passengers are arriving or departing therefrom, to use towards any other person or persons, any angry, abusive or threatening language, or to utter in the hearing of any other persons, any loud or filthy words of discourse - and any person offending against the provisions of this Section shall on conviction thereof be fined in any sum not exceeding twenty dollars.

Sec 9. It shall be unlawful for any person engaged in transporting passengers for hire, within this City in any vehicle embraced in this Ordinance to demand or receive as compensation therefor, more than twenty five cents for each passenger, with usual kind of baggage, not exceeding 100 pounds to any part of the City - and any person offending against the provisions of this Section, shall on conviction thereof, be fined ten fold the amount of the excess so demanded or received.

Sec. 10. The City Marshall and all other officers of the City police shall arrest with or without process and bring before the Mayor all persons who, in their presence, shall violate any of the provisions of this Ordinance.

Sec 11. The Ordinance on this subject passed the 6th of March 1854, is hereby repealed, and the amount collected for license under that Ordinance, except 25 cents in case which shall be retained for giving the Certificate, shall stand to the credit of the individuals from whom it was collected, to be applied to the payment of their taxes.

Sec 12. This Ordinance shall be in force from and after its passage

Was Ordained by the following vote

Those who voted in the affirmative are Messrs Avery, Boaz, Dunlap, Graydon, Gowan, Karns, Keeley, Pitts, Seibert and Truxess. 10

In the Negative Messrs Jones, Maguire and Nelson. 3

Mr. Maguire moved

That the resolution authorizing the City Clerk to purchase Three Fire Alarm bells for the use of the City, be reconsidered.

And

On demand for the calling of the Ayes and Nays the motion prevailed by the following vote

Those who voted in the affirmative are Messrs Avery, Boaz, Dunlap, Gowan, Jones Keeley, Maguire, & Nelson. 8

In the Negative are, Messrs Graydon, Karns, Pitts, Seibert, and Truxsess. 5

On motion

Said resolution was laid on the table till next meeting.

Mr. Pitts offered the following resolution

Resolved, That the Judiciary Committee be instructed to draw up an Ordinance requiring owners of dogs and bitches to have the number of dogs owned by them registered, and placing on each a collar &c and also providing for the killing of those by the Marshall that are not so exempt by collar or other mark as may be provided by the ordinance thus contemplated.

Adopted by the following vote

Those who voted in the affirmative are Messrs Avery, Boaz, Gowan, Jones Karns Nelson Pitts Seibert and Truxsess. 9

In the Negative are Messrs Dunlap, Graydon, Keeley. 3

On motion the Council adjourned

Attest James N. Sweetser, City Clerk.