

PROCEEDINGS
OF THE
COMMON COUNCIL.

REGULAR SESSION.

CHAMBER OF THE COMMON COUNCIL OF THE
CITY OF INDIANAPOLIS,
MONDAY, SEPTEMBER 4TH, 1865, 7½ O'CLOCK, P. M. }

The Common Council met in regular session.

Present—His Honor, the Mayor, John Caven, in the chair, and the following members at first roll-call :

Councilmen Allen, Boaz, Brown, Coburn, Colley, Emerson, Fletcher, Glazier, Kappes, Loomis, Seidensticker and Thompson—12.

Absent—Councilmen Grosvenor, Jameson, Lefever, MacArthur, Schmidt and Staub—6.

The proceedings of the regular session, held August 28th, 1865, were read and approved.

By Dr. Thompson—Petition :

INDIANAPOLIS, September 4, 1865.

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

We, the undersigned property holders in the vicinity of Pratt and Illinois streets, pray your honorable body to cause the lot on the corner of Pratt and Illinois streets (now covered with water five feet deep) to be filled up, or the nuisance in some way abated.

Wm. Braden,	A. D. Rose,
H. F. Jennings,	E. H. Barry,
R. S. Carr,	And 8 others.

Which, on motion, was referred to the Board of Public Improvements.

By Mr. Emerson—Petition :

INDIANAPOLIS, September 4, 1865.

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

The undersigned make application to your honorable body for a permit to set up a hay and stock scales, of Indianapolis manufacture, on north side of Indiana Avenue, in front of lots 3 and 4, in square 10, Ray's subdivision, as shown in accompanying plat, between West street and canal, in the City of Indianapolis, in accordance with the requirements of the city ordinances governing such matters.

LINTNER & COMPANY.

On motion, the prayer of the petitioner was granted.

By Mr. Seidensticker—Petition :

INDIANAPOLIS, September 4, 1865.

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

We, the undersigned, citizens of the Ninth Ward, desire to call the attention of the City Council to the following nuisance, viz, the gravel pit made by the Bellefontaine Railroad Company. The stagnant water in this pond, of itself, is very bad, to say nothing of several dead carcasses now lying in it. Many cases of sickness, and even death, have occurred in this immediate vicinity, chiefly, we think, from the fetid air constantly penetrating our dwellings. We would respectfully request that the Council take measures for our immediate relief.

Martin L. Coyner,
James C. Mahan,
John S. Hotter,

Henry Howard,
James Pierson,
And 43 others.

Which, on motion, was referred to the Committee on Revision of Ordinances.

By Dr. Thompson—Communication :

INDIANAPOLIS, Sept. 4, 1865.

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

GENTLEMEN:—I find, by reference to the books of the City Treasurer, that I am assessed in the sum of five thousand dollars (\$5,000) over and above that which I possess in *material* wealth. The want of such a sum fills me with many regrets; it deprives me of the pleasure I should otherwise feel in paying into the Treasury a sum to which it would be so justly entitled, to say nothing of the comforts that might be purchased with means so ample.

Praying that you instruct the Treasurer so to correct his books that I may be enabled to pay that which I owe, and no more,

I remain, with great respect,

Your obedient servant,

J. H. OGLESBY.

Which, on motion, was referred to the Finance Committee.

By Mr. Brown—Remonstrance :

NOTICE TO ALL WHOM IT MAY CONCERN.

OFFICE OF CITY CLERK,
Indianapolis, Aug. 18, 1865. }

Notice is hereby given, that James Wilson, John Lingerman, and others, proposing to build a Railroad from Indianapolis to Danville, Ill., have peti-

tioned the Common Council of the city of Indianapolis for the right of way or privilege of laying a track on or through the following streets, to-wit:

Beginning at a point in the centre of Mississippi and Louisiana streets, and running thence diagonally across said Louisiana street and over part of Block No. 90; thence across Kentucky Avenue; thence across part of Block No. 90, until it reaches a point on the Canal midway between Georgia and Louisiana streets; thence across said Canal and Block No. 91, until it reaches a point on Georgia street, midway between West street and said Canal; thence diagonally across said street until it reaches a point near and north of the centre of said Georgia street; thence with said street, from said point, in a straight line to White River.

And that said petition will be heard and decided upon in the session of the Common Council to be held on the 11th day of September, or afterwards; and the property holders along the route of said proposed grant are requested to present their petitions for, or remonstrances against, said grant, on or before said date, to the Common Council, or file the same with the undersigned.

By direction of the Common Council.

C. S. BUTTERFIELD, *City Clerk.*

INDIANAPOLIS, Sept. 4, 1865.

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

GENTLEMEN:—We, the undersigned, property holders on the line of the proposed Railroad above mentioned, and within the corporate limits of said city of Indianapolis, pray your honorable body not to grant a right of way or privilege of laying a track on or through the streets as named in the above petition, attached to said remonstrance.

To add another track through the blocks, as mentioned in the above petition, would render the lots useless for building purposes. It not only renders the property useless along the proposed route, but destroys the property along Georgia street, by reason of which the undersigned will be greatly damaged should such grant and right of way be given as prayed for in the petition above attached.

R. C. McGill,	Rebecca McGill,
Andrew McGill,	Margaret Sullivan.
Elizabeth McGill,	And 8 others.

Which, on motion, was referred to the Board of Public Improvements.

By Mr. Brown—Petition :

INDIANAPOLIS, September 4, 1865.

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

The Citizens' Street Railway Company respectfully ask permission to boulder the alley running north and south through square 88, between Louisiana street and the alley running east and west through said square.

Respectfully,

R. B. CATHERWOOD, *Pres't.*

Mr. Brown moved—

That the Citizens' Street Railway Company be allowed the privilege of bouldering the alley running north and south through square eighty-eight (88), and between Louisiana street and the alley running east and west through said square, the same to be done to the satisfaction of the Civil Engineer, at their own expense.

Which motion prevailed.

His Honor the Mayor, introduced the following ordinance :

AN ORDINANCE to renew the Bank Debt of the City of Indianapolis, and appropriating money to pay the interest.

SECTION 1. *Be it ordained by the Common Council of the City of Indianapolis,* That the Treasurer of said city is hereby authorized to renew, for a period not exceeding ninety days, the debts due from the city to the First National Bank, the Indianapolis National Bank, and the Citizens' National Bank, upon the same terms and conditions as at present, and the sum of one thousand eight hundred dollars is hereby appropriated to pay the interest in advance, and the Treasurer is authorized to pay the same in cash.

SEC. 2. This ordinance shall be in force from and after its passage.

Ordained and established this 4th day of September, 1865

J. CAVEN, *Mayor.*

Attest:

C. S. BUTTERFIELD, *City Clerk.*

Which was read the first time, and, on motion was read the second time.

Mr. Seidensticker moved that the rules be suspended and the ordinance read the third time and placed upon its passage.

The question being upon the suspension of the rules, those who voted in the affirmative were Councilmen Allen, Boaz, Brown, Coburn, Colley, Emerson, Fletcher, Glazier, Kappes, Loomis, Seidensticker and Thompson—12. Noes, none.

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

The question then being, shall the ordinance pass? those who voted in the affirmative were Councilmen Allen, Boaz, Brown, Coburn, Colley, Emerson, Fletcher, Glazier, Kappes, Loomis, Seidensticker and Thompson—12. Noes, none.

So the ordinance passed.

By Mr. Coburn, from the Board of Public Improvements :

OFFICE BOARD OF PUBLIC IMPROVEMENTS, }
Indianapolis, August 30, 1865. }

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

GENTLEMEN:—The Board of Public Improvements, to whom the matter was referred, would respectfully report to your honorable body that the within resolution for repairing the gutters on Benton street ought not to be passed, as the only effective remedy is to boulder said gutters, which ought to be done by ordinance, and at the expense of the property holders.

HENRY COBURN,
AD. SEIDENSTICKER, } *Board.*
W. CLINTON THOMPSON. }

Which, on motion, was concurred in.

By Mr. Coburn, from the Board of Public Improvements :

OFFICE BOARD OF PUBLIC IMPROVEMENTS, }
Indianapolis, August 30, 1865. }

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

GENTLEMEN :—The Board of Public Improvements, to whom the matter was referred, would respectfully report to your honorable body that the ordinance for grading and graveling sidewalk on west side of Missouri street, between South and Merrill streets, ought to be rejected, as the Council, at its last meeting, granted the petition of property holders to do said work at their own expense, whereby the within ordinance became unnecessary.

HENRY COBURN,
AD. SEIDENSTICKER, } Board.
W. CLINTON THOMPSON, }

Which, on motion, was concurred in, and the ordinance stricken from the files.

By Mr. Coburn, from the Board of Public Improvements :

OFFICE BOARD OF PUBLIC IMPROVEMENTS, }
Indianapolis, August 30, 1865. }

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

GENTLEMEN :—The Board of Public Improvements, to whom the matter was referred, would respectfully recommend to your honorable body that the remonstrance of H. T. Jennison against the improvement of the alley running through Square 32 be laid on the table, the Council having on the 14th day of August instructed the Committee on Revision of Ordinances to report an ordinance repealing the ordinance ordering said improvement.

HENRY COBURN,
AD. SEIDENSTICKER, } Board.
W. CLINTON THOMPSON, }

Which, on motion, was concurred in.

By Mr. Coburn, from the Board of Public Improvements :

OFFICE BOARD OF PUBLIC IMPROVEMENTS, }
Indianapolis, August 30, 1865. }

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

GENTLEMEN :—The Board of Public Improvements, to whom the matter was referred, would respectfully report to your honorable body that the Street Commissioner has been ordered to clean the culvert on Illinois and Maryland streets, as requested in the within memorial; and also the gutters on South Illinois street; and that said work will be immediately attended to by said officer.

HENRY COBURN,
AD. SEIDENSTICKER, } Board.
H. CLINTON THOMPSON, }

Which, on motion, was received.

By Mr. Brown, from the Committee on Streets and Alleys :

INDIANAPOLIS, September 4, 1865.

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

The Committee on Streets and Alleys, to whom was referred a resolution concerning the opening of New Jersey street, beg leave to report the same

back, and recommend that it be laid on the table, for the reason that the matters therein contained are not properly before the Council, no petition having been presented prior to the adoption of the resolution.

AUSTIN H. BROWN, *Chairman Com.*

Which, on motion, was concurred in.

By Mr. Brown, from the Committee on Streets and Alleys :

INDIANAPOLIS, September 4, 1865.

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

The Committee on Streets and alleys, to whom was referred the petition of H. E. Hezekiah, report that the petition reached the Chairman this evening, with an endorsement thereon as follows :

“Arrangements made with contractor, and pavement laid as petitioned for—
“C. S. BUTTERFIELD.”

If such be the case, the Committee beg leave to be discharged from the further consideration of the subject. They would respectfully suggest, however, that they cannot understand how the change of grade of a sidewalk can be made by any arrangement that may be entered into between a contractor for paving the same and any property owner interested in adjoining property. In the opinion of the Committee such changes can only be made by ordinance, and all such “arrangements” as that mentioned are null and void.

AUSTIN H. BROWN, *Chairman Com.*

Which, on motion, was concurred in.

By Mr. Allen, Chairman Committee on Fire Department :

INDIANAPOLIS, Sept 4, 1865.

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

GENTLEMEN:—I propose to sell to your city the first-class Rotary Steam Fire Engine, lately exhibited here, now stored in No. 3 Engine House, for the sum of five thousand five hundred dollars (\$5,500), payable in three years' city bonds.

In consideration of the above sale, I hereby guarantee and bind myself to keep the said Engine in perfect working order, for the period of five years, free of expense; and also forfeit ten dollars (\$10) per day to the city for every day said Engine is out of service during that time.

HORACE SILSBY,
Agent Island Works,
Seneca Falls, N. Y.

Mr. Seidensticker moved to lay the proposition upon the table.

Pending which, the ayes and noes were called for.

The question being on laying the proposition of Mr. Silsby upon the table, those who voted in the affirmative were Councilmen Colley, Emerson, Kappes, Seidensticker and Thompson—5.

Those who voted in the negative were Councilmen Allen, Boaz, Brown, Coburn, Fletcher, Glazier and Loomis—7

So the proposition was not laid upon the table.

On motion, further consideration of the matter was postponed for two weeks.

By Mr. Boaz, Chairman Committee on Police:

INDIANAPOLIS, Sept. 4, 1865.

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

GENTLEMEN:—Your Committee on Police, to whom was referred the petition of John Burns, and others, to have the Police force increased, report in favor of granting the petitioners' prayer in part, viz. To increase the Night Police force by appointing one additional Policeman for each Ward.

Respectfully,

WILLIAM BOAZ,
J. HENRY KAPPES, } Committee.

Which, on motion of Mr. Brown, was laid over.

On motion, and at the request of His Honor, Mayor Caven, the purchasing of the grounds for a pest house was referred to the Committee on Public Buildings.

By Dr. Thompson, Chairman Committee on Gas:

TO CAPITALISTS—PROPOSALS FOR GAS FOR THE CITY OF INDIANAPOLIS,
INDIANA.

OFFICE OF CITY CLERK,
Indianapolis, Ind., June 1, 1865. }

In compliance with the provisions of a resolution passed by the Common Council of the city of Indianapolis, at a meeting held at its Chamber on the 29th day of May, A. D., 1865, which resolution reads as follows, to-wit:

"Resolved, That the City Clerk be, and is hereby authorized and directed to advertise for proposals for lighting the city of Indianapolis with gas, and for furnishing the citizens thereof with gas, for the period of twenty years, from and after the third day of March, 1866; and that he cause proper advertisements to be inserted in the official city paper, and in one public newspaper in each of the cities of Cincinnati, New York, Boston and Philadelphia."

I, CYRUS S. BUTTERFIELD, Clerk of the city of Indianapolis, Marion county, Indiana, hereby give notice that sealed proposals will be received at this office, Room No. 8, Glenn's Block, for the Common Council of said city, on or before the fourth day of September, 1865, for lighting the said city of Indianapolis with gas, and for furnishing the citizens thereof with gas, for the period of twenty (20) years, from and after the third day of March, A. D., 1866.

Proposals must be accompanied with the names of the proposed security.

Persons desiring to bid can procure copies of the ordinance regulating the lighting of the city with gas by addressing the City Clerk.

By direction of the Common Council.

CYRUS S. BUTTERFIELD,
Clerk City of Indianapolis.

OFFICE INDIANAPOLIS GAS LIGHT AND COKE COMPANY, }
Indianapolis, Sept. 4, 1865. }

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

Under the annexed advertisement for proposals for gas for the city of Indianapolis, the Indianapolis Gas Light and Coke Company hereby submits the following proposals:

This Company will light the city of Indianapolis with Gas, and furnish the citizens thereof with gas, for the period of twenty years, from and after the third day of March, 1866, at the price of three dollars and forty-eight cents (\$3.48) per 1,000 cubic feet.

If the advertisement annexed, in asking proposals for lighting the city with gas, means to include the lighting and extinguishing the lamps thereof, this Company will do the same for forty-five cents per lamp per month.

As is provided for in the Revenue Law, the duty or tax imposed by the United States law, from time to time, on the consumption of gas is to be paid, under this proposal, by the consumer.

The above proposal is based upon the principle of similar funds being paid for the gas consumed for lighting the city of Indianapolis, and lighting and extinguishing the lamps, as the citizens thereof pay for their consumption of gas, being in currency bankable at par.

The names of such stockholders of this Company as will be satisfactory to the Common Council will be furnished as security for the faithful discharge of these proposals.

IN WITNESS WHEREOF, The President and Secretary sign their names and affix the seal of said Company; and the committee of said Company, appointed for such purpose, also sign their names.

E. J. PECK, *President.*

L. VANLANINGHAM, *Secretary.*

[SEAL.]

E. J. PECK, } *Committee of*
D. S. BEATY, } *Indianapolis*
JAMES M. RAY, } *G. L. & C. C.*

Which, on motion, was referred to the Special Committee on Gas.

By Mr. Seidensticker, from the Committee on Revision of Ordinances :

INDIANAPOLIS, August 29, 1865.

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

GENTLEMEN:—The Committee on Revision of Ordinances, to whom the matter was referred, respectfully report to your honorable body an ordinance for grading and graveling the alley running through square 32, in accordance with instructions of August 14, 1865. Upon examination they find that no notice of the pendency of said ordinance was given, as required by rule No. 24, which omission causes the passage of said ordinance to be null and void.

AD. SEIDENSTICKER, } *Committee.*
S. A. COLLEY, }

AN ORDINANCE repealing an ordinance for the grading and graveling of the alley running north and south through square number thirty-two, between Ohio and New York streets.

SECTION 1. *Be it ordained by the Common Council of the City of Indianapolis,* That the ordinance entitled "An ordinance for the grading and graveling of the alley running north and south through square number thirty-two, between Ohio and New York streets," be, and is hereby repealed.

SEC. 2. This ordinance to be in force from and after its passage. Ordained and established this 4th day of September, 1865.

JOHN CAVEN, *Mayor.*

Attest.

C. S. BUTTERFIELD, *City Clerk.*

On motion, the report was received and the ordinance read the first and second times.

Mr. Seidensticker then moved that the rules be suspended, and the ordinance read the third time and placed upon its passage.

The question being on the suspension of the rules, those who voted in the affirmative were Councilmen Allen, Boaz, Brown, Coburn, Colley, Emerson, Fletcher, Glazier, Kappes, Loomis, Seidensticker and Thompson—12. Noes, none.

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

The question being, shall the ordinance pass? those who voted in the affirmative were Councilmen Allen, Boaz, Brown, Coburn, Colley, Emerson, Glazier, Kappes, Loomis, Seidensticker and Thompson—12. Noes, none.

So the ordinance passed.

From the Civil Engineer—Report :

INDIANAPOLIS, Sept. 4, 1865.

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

The Civil Engineer would respectfully report to the Council :

Daniel Mahoney, the contractor for grading and graveling Fort Wayne Avenue and sidewalks, between Delaware and Alabama streets, has completed the same according to contract, and an estimate is herewith reported in his favor for your approval.

Martin L. Coyner, to whom was awarded the contract, at your last session, for the improvement of Vermont street, between Pennsylvanir and Meridian streets, on account of sickness in his family, he informs me that he cannot file his bond and contract to day, but will do so at your next meeting.

Messrs. Coulter and White, to whom was awarded the contract on the 21st ultimo for the erection of lamp posts, lamps and fixtures on the north half of Circle street, between East and West Market street, have not come forward to sign their contract and bond prepared by me.

I advertised for proposals, as directed by your honorable body, for the improvement of Washington street, between Pogue's Run and the Corporation line east, and also for the improvement of North street and sidewalks, between Alabama and East streets, and the proposals are herewith presented.

The contract and bond of Andrew Stewart for grading and graveling James street and sidewalks, between Indiana Avenue and St. Clair street, is presented for your approval.

JAMES WOOD, *Civil Engineer.*

By Mr. Coburn :

Resolved, That the first and final estimate reported and certified to by the Civil Engineer, in favor of Daniel Mahoney, for grading and graveling Fort Wayne Avenue and sidewalks, between Delaware and Alabama streets, be, and the same is hereby, adopted as the estimate of this Council, and the property owners are hereby required to pay the sums set opposite their respective names.

The question being on the passage of the resolution, those who voted in the affirmative were Councilmen Allen, Boaz, Brown, Coburn, Colley, Emerson, Fletcher, Glazier, Kappes, Loomis, Seidensticker and Thompson—12. Noes, none.

So the resolution passed.

On motion Martin L. Coyner was granted further time to sign his contract and bond for the improvement of Vermont street.

On motion, so much of the report as relates to the failure of Messrs. Coulter & White to sign their contract and bond for furnishing and erecting lamp posts on north half of Circle street, was referred to the Committee on Gas.

No proposals accompanying the Engineer's report, as reported by him.

On motion, the contract and bond of Andrew Stewart for grading and graveling James street were accepted and approved.

The Civil Engineer also reported a bill of \$225.00 for services of John G. Waters assisting him in the discharge of his official duties.

Which on motion was referred to the Committee on Accounts and Claims.

From the City Sexton—Report :

Report of the Sexton for the month ending August 31, 1865:

NO. OF INTERMENTS.

Under 1 year old.....	24
1 to 5 years.....	24
5 to 10 years.....	4
10 to 20 years.....	5
20 to 30 years.....	12
30 to 40 years.....	6
40 to 50 years.....	2
50 to 60 years.....	3
60 to 70 years.....	3
70 to 80 years.....	2
Total.....	85

G. W. ALRED, *Sexton.*

Which was received and ordered to be spread upon the minutes.

Mr. Kappes moved—

That the City Sexton be, and is hereby, authorized to collect money for the purpose of building a good picket fence around the City Cemetery.

Adopted.

Mr. Fletcher moved—

That the Committee on Streets and Alleys instruct the Street Commissioner to extend the culverts the whole width of the street on Meridian street, at the crossing of North street.

Which on motion was referred to the Board of Public Improvements.

Mr. Loomis moved—

That the City Attorney be, and is hereby, directed to examine the "status" in regard to Railroad Avenue, in Square ninety-eight (98), formerly laid out by the "Washington Hall Company," and that he be authorized to send for persons and papers to give evidence in regard to the origin of said street, as also in reference to its present occupancy, and report to this Council without delay.

Adopted.

Mr. Coburn moved—

That the City Attorney be requested to give his opinion as to how the estimates are to be made for street improvements on streets where the Street Railroad have their tracks laid, whether the contractor is to finish the whole width of the street, or only to within two feet of their tracks, and the Railroad Company to finish their part of the street.

Adopted.

By Mr. Loomis :

WHEREAS, The Seneca Falls, or No. 3, Steam Fire Engine, is without a name, and as it is a custom in all cities to have such machinery to have a name: Therefore,

Resolved, That the Seneca Falls, or No. 3, Steam Fire Engine, be named and hereafter known as "The Daniel Glazier," and that the Chief Fire Engineer be, and is hereby, directed to cause said name to be placed upon said Engine, provided it be done without expense to the city.

Which, on motion, was laid upon the table.

On motion, the Council adjourned.

Present at roll-call on adjournment: Councilmen Allen, Boaz, Brown, Coburn, Colley Emerson, Fletcher, Glazier, Kappes, Loomis, Seidensticker, and Thompson—12.

JOHN CAVEN, *Mayor*.

ATTEST :

C. S. BUTTERFIELD, *City Clerk*.