

Common Council Chamber
January 23 1855

The Council met at half past 6 O'clock P M. Present all the members except the Mayor

On motion Mr Karns was called to the chair and took his seat as President pro tem

The following report was presented

The Committee on accounts to whom was referred the account of J F Hill for brick furnished, have examined the Records and find that the work was ordered to be done at the expense of the City. The Committee can find no record to show that the bill was ever allowed. The Committee would therefore recommend that the bills be allowed deducting the interest

Wm H Karns)
Wm Boaz) Com
H Seibert)

And accompanying said report was the following accounts
City of Indianapolis

1851		In a/c with J F Hill			
Oct 13th	To 2000 well Brick		\$10.00		
	" 3 yrs Inst.		1 80	11.80	
Sep 8/52	" 500 Pave Brick at East Market		3.25		
	" 2 yrs Inst		40	3.65	\$13.25

On motion said report was concurred in

The following report was presented

The select Committee to whom was referred the account of Jones & Glazier for lumber furnished for school house lots find that upon examination some of the lumber has been taken away since it was delivered and therefore could not measure it. The Committee have no doubt about the correctness of the bill, and would recommend its allowance

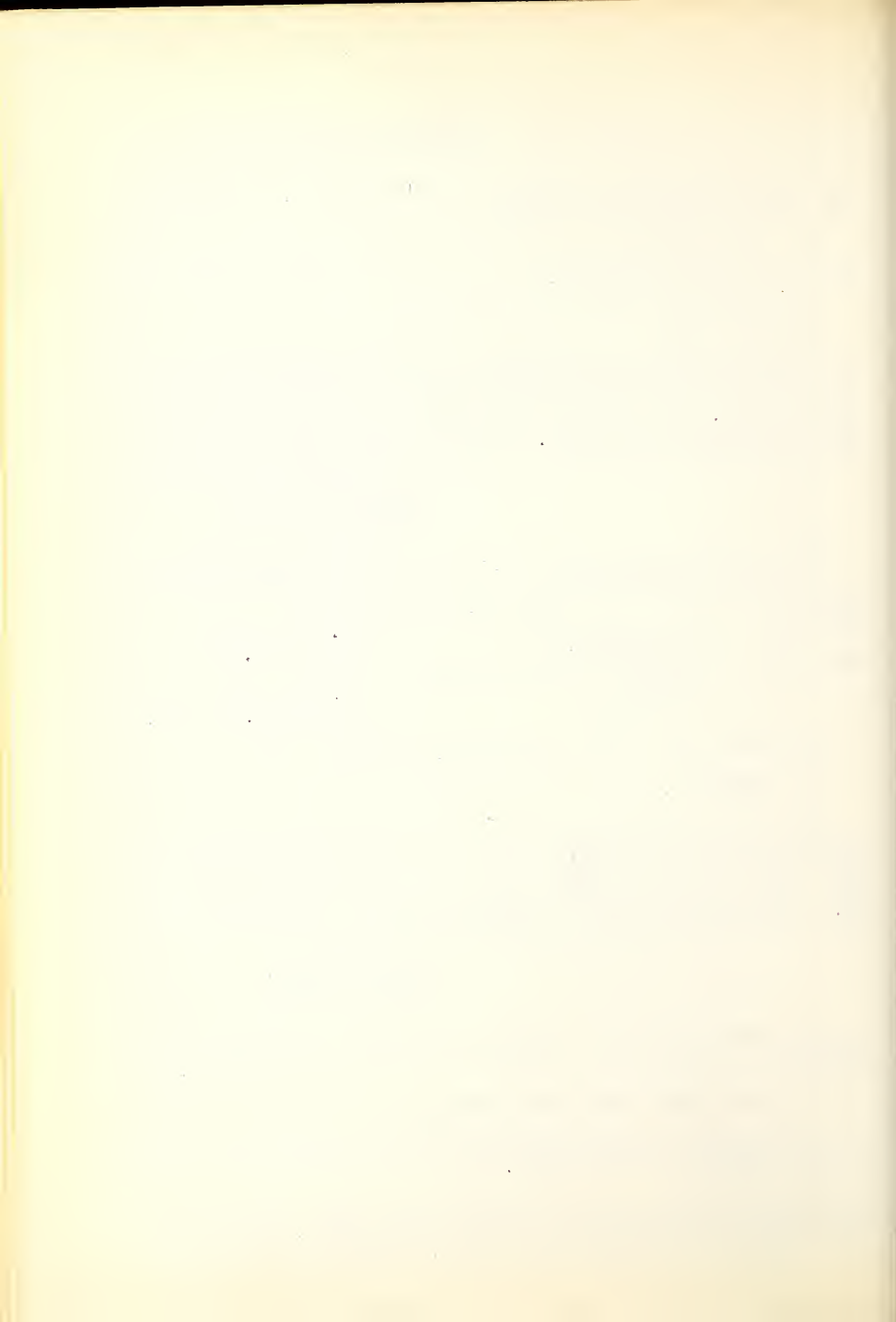
William Karns
Canada Gowan
Henry H Nelson

And accompanying said report was Jones & Glaziers ac/ for
lumber of \$ 169.39

On motion said report was concurred in

On motion of Mr Jones the Street Commissioner was directed to take charge of said lumber.

A communication was received from the City Assessor stating that Weaver & Williams were charged with \$4000. when they should have been charged with \$1000. Also that Henry Puteny



was charged with \$700 improvement on Lot 7 Square 98, which should have been only \$3.50

On motion it was referred to the Committee on Finance

A petition was presented from the property holders on the West Side of Penna Street North of St Clair Street, asking the Council to move the side walk on said Street

On motion of Mr Pitts the Civil Engineer was instructed to reestablish the grade of Pennsylvania Street

Which motion prevailed

Accounts allowed

X. Michael Nailen for Labor \$ 1.75

The following Ordinance was presented

An Ordinance supplemental to an Ordinance, entitled "An Ordinance to establish a police force in the City of Indianapolis, and prescribing its duties passed September 4th 1854

Sec 1. Be it ordained by the Common Council of the City of Indianapolis: That any person or persons, who shall imitate the signals of said watchmen, or make any disturbance noise or alarm for the purpose of deceiving any of said watchmen, and withdrawing any of them from their respective places of duty, or for the purpose of aiding, or securing, the escape of any arrested, by any watchmen, or preventing the arrest of any person subject to arrest by the provisions of the Seventh Section of the said Ordinance to which this is supplemental, shall on conviction forfeit and pay a sum not less than five nor more than twenty dollars

Sec 2. This Ordinance shall take effect and be in force from and after its publication.

On motion the rules were suspended and said Ordinance was ordained 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 Trucksess
In the Negative - None

On motion of Mr Keeley, John Waters was allowed thirty five dollars for a month services as City Assessor. Said appropriation to be deducted from his salary.

The following report was presented

To the Mayor & Common Council of Indianapolis
The undersigned Committee to whom was referred the complaint against Henry Stumph for mal conduct, respectfully report, that they have examined the matter, and recommend



that he brought to trial therefor, and herewith present the following charge

William H Karns)) Com
Jno L Avery	
Wm Boaz	

State of Indiana)
Marion County)

William H. Karns, John L Avery and William Boaz, members of the Common Council of the City of Indianapolis, charge Henry Stumph Sexton of the Public Grave Yard
1st Of extortion in his office by demanding a fee for opening the gate of said Yard
&
2nd Of mal conduct in office by refusing to let H C Woodward and Wm M Patten drive through the gate of said yard, on the 15th day of January A D 1855

William H Karns
Jno L Avery
Wm Boaz

Mr Pitts moved That said report be concurred, and that the Council meet on Monday evening next to try said cause

Which motion prevailed

A notice was received from the Branch Bank that an acceptance for \$935 40/100 given for the Fire Bells, is payable January 25 1855

On motion it was referred to the Committee on Finance

On motion of Mr Nelson the Civil Engineer was instructed to measure the Cistern on Merrill Street.

A communication was received from G. Kennel & Co proposing to furnish 1000 feet of hose at 75 cents per foot

On motion of Mr Graydon the City Clerk was instructed to correspond with Manufacturers in Philadelphia & New York

On Motion of Mr Gowan the Marshall was instructed to notify William Mansur & Co to remove the offal & hair from his slaughter house near White River.

Mr Pitts moved That a Committee of three be appointed to inquire if the Marshall and his Deputy hold an office of profit and trust at the Theatre

Which motion prevailed. Messrs Pitts, Nelson & Boaz were appointed said Committee

Mr Maguire offered the following resolution

Resolved That the City Attorney be respectfully



requested to examine and report to this Council, at his earliest convenience, whether in his opinion, the Common Council has power to vacate Streets or Alleys in Subdivisions of Out Lots, when the plat of the same has been recorded, and when the owners of the property desire the vacation

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 & Trucksess

In the Negative, None

Mr Maguire from the Judiciary Committee reported back the following Ordinance

An Ordinance relative to Rail Roads within the City of Indianapolis

Sec 1. Be it ordained by the Common Council of the City of Indianapolis. That it shall be unlawful for any Rail Road Company to lay down or maintain any Rail Road track along or across any Street or Alley within the City limits, without first obtaining the consent of the Council to lay such track

Sec 2. That no Rail Road Company shall leave or cause to be left any cars standing on any Rail Road track within the City so as to obstruct in any way the full width of any Street or alley the Road may cross

Sec 3. No cars or Locomotive shall be run at a speed faster than five miles per hour within the limits of the City

Sec 4. Any Company or person violating any provision of this Ordinance, upon conviction thereof before the Mayor, shall be fined in any sum not exceeding fifty dollars nor less than ten for each offence; each day shall be a separate offence for the violation of the first Section of this Ordinance

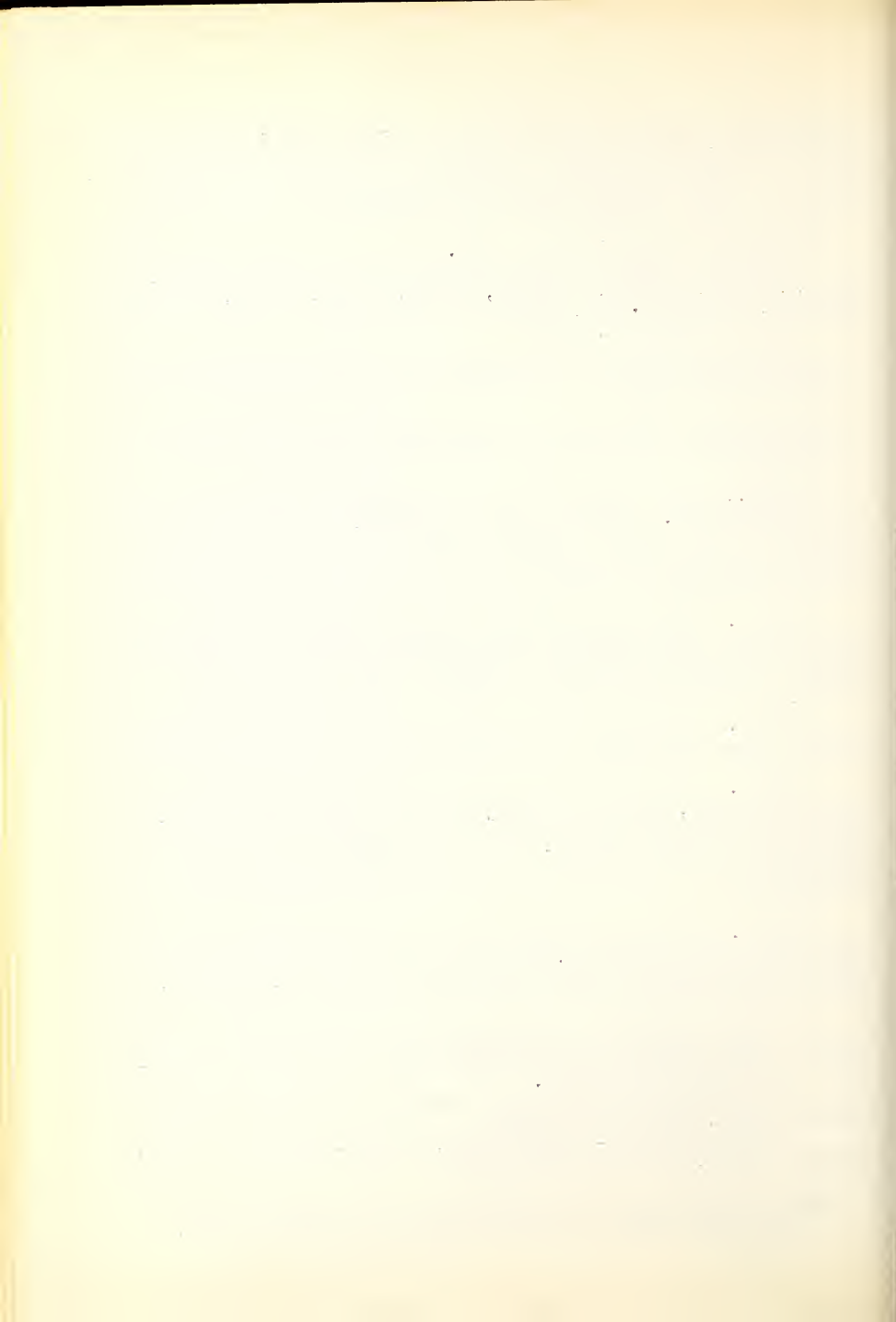
Sec 5. The City Marshall and all the other officers of the City police, shall arrest without process and bring before the Mayor all persons who in their presence or knowledge, shall violate any of the provisions of this Ordinance

Mr Nelson moved that said Ordinance be laid on the table, and the Ayes & Noes being demanded said motion did not prevail by the following vote.

Those who voted in the Affirmative are Messrs Dunlap, Gowan, Karns, Maguire & Nelson 5

In the Negative - Messrs Boaz, Colley, Graydon, Jones, Keeley, Pitts, Seibert & Trucksess 8

And said Ordinance was Ordained by the following vote
Those who voted in the Affirmative are Messrs Boaz,



Colley, Graydon, Gowan, Jones, Keeley, Pitts, Selbert & Trucksess 9

In the Negative, Messrs Avery, Dunlap, Karns, Maguire & Nelson 5

Mr Trucksess moved That the vote on the resolution authorizing the Street Commissioner to set posts on Virginia Avenue be **reconsidered**.

And the Ayes & Noes being demanded said motion prevailed by the following vote

Those who voted in the Affirmative are Messrs Avery, Dunlap, Gowan, Jones, Karns, Maguire, Nelson, Pitts & Trucksess 9

In the Negative - Mr Boaz, Colley, Graydon, Keeley & Seibert 5

On motion of Mr Pitts the Street Commissioner was instructed to bring in a separate account for setting posts on Virginia Avenue.

On motion the Council adjourned

Attest James N Sweetser
City Clerk

James McCready Mayor