

City Council Chamber  
June 7th 1852

City met. Present Messrs. Louden, Durham, Buchanan, Fidler, Pitts and Culley, President.

Minutes preceeding meeting read approved.

On Motion by Mr. Louden

Mr. Luke Munsell be allowed use of the City Map of City Council provided he furnish a map for the use of said City Council which would be suitable for reference.

Mr. Buchanan from a Select Committee reported "an ordinance amendatory of an ordinance entitled "an ordinance in relation to the occupation of Louisiana Street by the Lawrenceburg and Upper Mississippi Rail Road Company".

After some amendment on alterations it was adopted as follows:

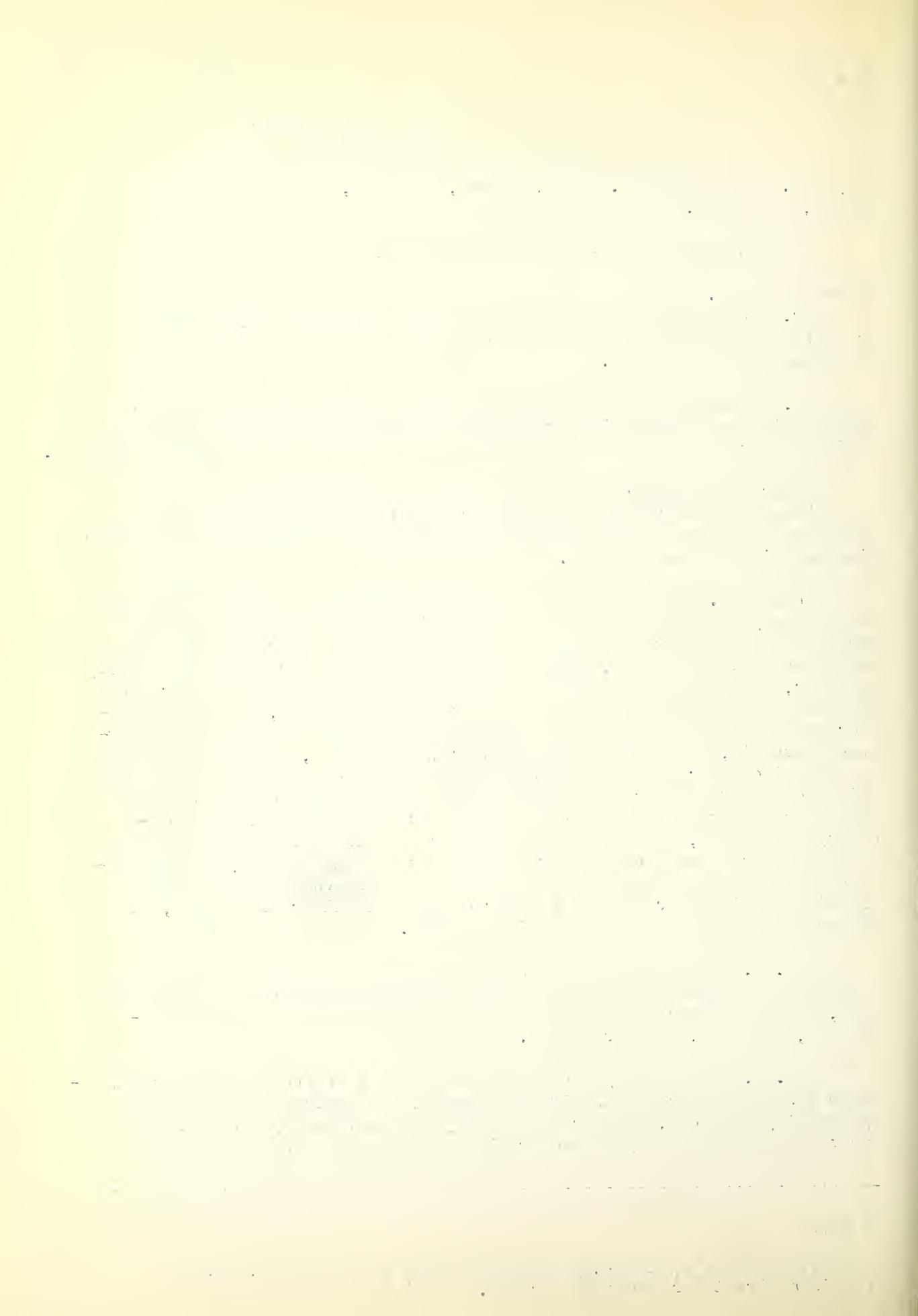
"An ordinance amendatory if an ordinance entitled "an ordinance in relation to the occupation of Louisiana Street by the Lawrenceburg & Upper Mississippi Rail Road Company."

Section 1. Be it ordained by the City Council of Indianapolis; That Said company shall cause to be made on Louisiananstreet between Alabama Street and the eastern boundary of this City at the outer edges of the sidewalks on each side of said streets, under the direction and supervision of the City Engineer, good and sufficient gutters for the free passage of water and the conducting of the same to the proper point or points, and shall there- after keep the same in good and suitable condition and repair for the pur- pose aforesaid, and shall make no gutters, or ditches, except at the edges of said sidewalks; and said Company shall also make and maintain good and suitable culverts under the track of said Railroad at the intersection of all cross streets where the City Engineer shall deem the same nec- essary to be made, and opposite the gutter of such cross streets so as to allow a free passage of water thereunder; and said Company shall like- wise place and keep good and substantial foot bridges over the gutters of said Louisiana street at the intersections of all cross streets, at points continuous with the sidewalks thereof.

Sec. 2. Said Company shall also cause said Louisiana Street to be graveled a distance of not less than ten feet in width of each side of the road, and to a depth of not less than ten inches at the road and slop- ing out, as above, to four inches.

Sec. 3. Said company shall also cause to be handed to East Street, be- tween Washington Street and Virginia Avenue, at points to be designated by the City Engineer, all earth which may be excavated by them for the purpose of making or laying the track of their said road

and which may not be required by said Company at some other part of Louisiana Street for the same purpose.



Sec.5 All Acts and things required herein to be done by said Company shall be done within nine months after the laying of the track of the road on Louisiana Street, except where it is provided for the maintaining or keeping up any thing herein provided for which shall be maintained or kept up after the same as made continually.

Sec.6. The said Company shall be permitted to lay the track on their road, on Louisiana Street at a grade of regular ascent from East Street to the Eastern line of this City, and the grade of that part of Louisiana Street shall be established to correspond with such grade of ascent.

Sec.7 Upon the neglect or omission of said company to do any act or thing required by the ordinance and, where a time is fixed, by that particular time, it shall be the duty of the Marshal of the City under the direction of the City Council, to do the same without delay, and the expenses which shall be incurred in doing the same may be recovered from said Company in an action of debt prosecuted in the name of the City Council, and if said company shall make gutters or ditches otherwise than is provided by the ordinance, it shall be the duty of the Marshal, under the direction aforesaid, to fill the same up without delay, and the expense of such filling shall be recovered from said company by the action and in the name aforesaid.

Sec.8 The ordinance of which this is amendatory, so far as the same conflict with this ordinance, is hereby repealed.

Sec.4 Said Company shall not run any locomotive or car over said road at a faster rate than five miles an hour, under a penalty of ten dollars for every such offence.

The Treasurer was allowed further time to make yearly report, On Motion presented to the 14th of the present month.

624	Allowed Relief Company	F.T.Fund	\$ 16.15
625	"	Marion Company "	8.50
623	"	E.P.Gillett General Fund	4.25
626	"	Elder & Harkness " "	58.87

On Motion by Mr.Louden

Mr.E. Catlin was allowed twenty-five dollars from School Funds as part pay digging wells.

Mr.Delzell presented a petition from the citizens in 1st Ward for improvement of Market street under the Street Imp Ordinance; The petition was laid on the table till the resolution

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of Mr. Culley presented last meeting was disposed of.

The resolution above mentioned was taken from the table and the Ayes and Nays being demanded resulted as follows:

Ayes: - Culley	1
Nays: - Louden, Delzell, Buchanan, Fidler & Pitts	5

Mr. Delzell's petition was taken up, and, on motion laid on the table.

Mr. Delzell offered the following, and recommending it be adopted as the ordinance of the City.

Sec. 1 Be it ordained by the City Council of Indianapolis, that section No. 28 of an ordinance relative to nuisances and other offences against the police of the City of Indianapolis, "Approved April 20, 1852, shall be so construed that it shall not be deemed an offence within the purview of said ordinance for any person or persons to keep open a livery stable on Sunday for the purpose of hiring or allowing to be used horses, carriages, buggies, and other vehicles; or for any person or persons to keep open a barber shop on Sundays for the transaction of business appertaining to the business of a barber or for any person or persons to keep open on Sundays a drug store for the purpose of selling Drugs or Medicines.

Be it further ordained that Section No. 17 of said ordinance be and the same is hereby changed as to substitute the word "nine" for the word "five" wherever the latter word occurs in said section".

Mr. Pitts moved to lay the ordinance on the table.

Mr. Delzell demanded the ayes and nays which resulted as follows:

Ayes: - Messrs. Pitts, Fidler and Culley	3
Nays: - Messrs Louden, Delzell & Buchanan	3

On motion to strike out the first section the ayes and nays were demanded, which resulted as follows

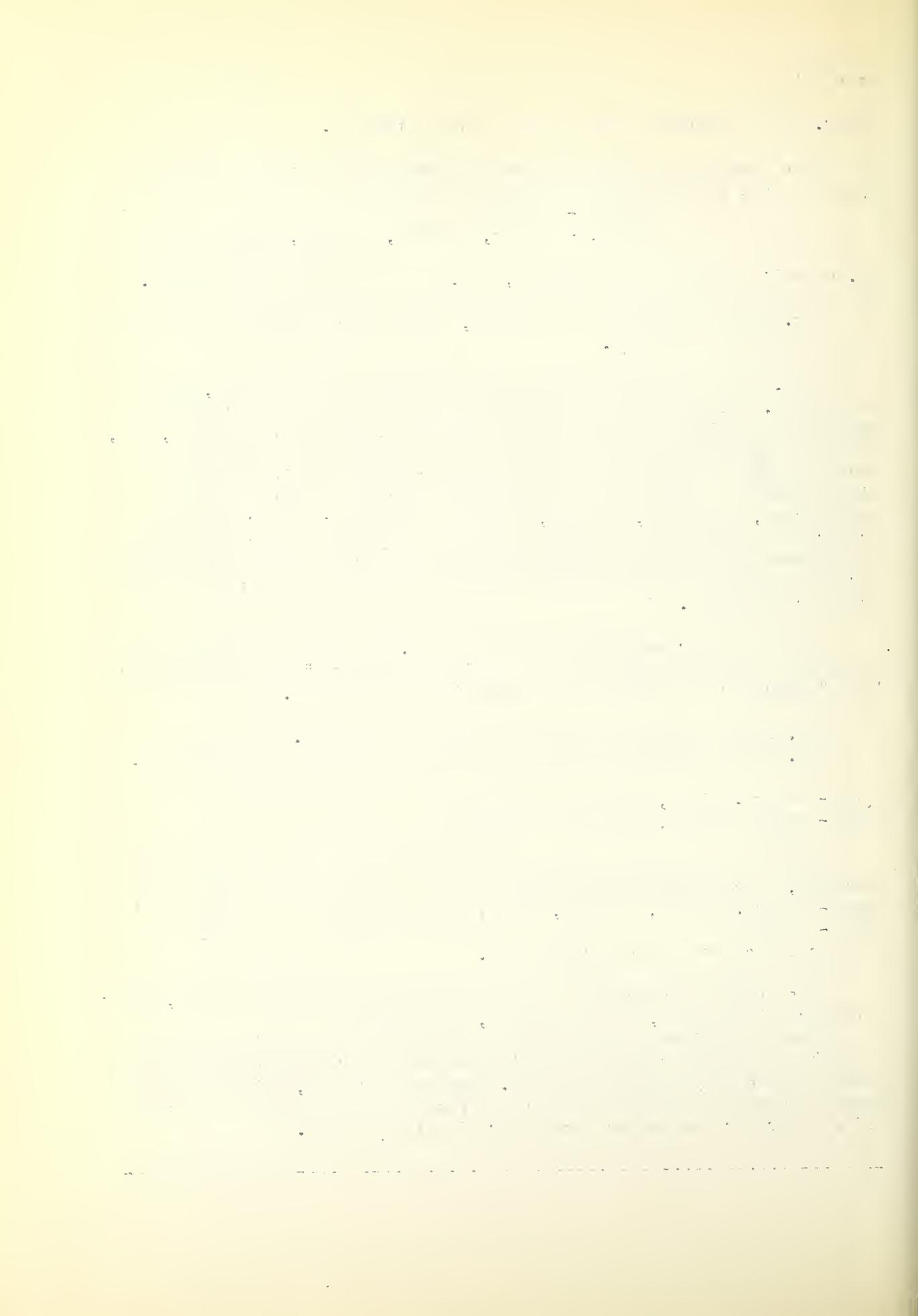
Ayes: - Messrs. Louden, Buchanan, Fidler, Pitts & Culley	5
Nays: - Delzell	1

The first section was so stricken out.

The question recurring on the adoption of the second section, after necessary alterations, it was adopted, as follows:

"Be it ordained by the City Council of Indianapolis that Section 17 of "an ordinance relative to nuisances and other offences against the public of the city of Indianapolis". Approved April 20, 1852" be and the same is hereby so changed as to substitute the word "seven" for the word "five" wherever the latter word occurs in said section."

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Mr. Fidler offered for adoption the following resolutions;

Resolved That The Commissioner of Streets be ordered to gravel the ditch at the crossing of Delaware and Washington Streets, under the direction of the Street Committee; adopted

Resolved That the Committee on Markets examine the roof the East Market and report at the next meeting whether it be expedient or not to put a new roof or patch the same."

Which was adopted.

The Treasurer made his monthly report which was accepted.

And on Motion the Council adjourned.

David V. Culley, Prest. C. Council

Attest

Daniel B. Culley, Secy. C. C.

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