

PROCEEDINGS
OF THE
COMMON COUNCIL.

REGULAR SESSION.

CHAMBER OF THE COMMON COUNCIL OF THE
CITY OF INDIANAPOLIS,
MONDAY, JUNE 19TH, 1865, 7½ O'CLOCK, P. M. }

The Council met in regular session at 7½ o'clock P. M.

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

Councilmen Allen, Boaz, Brown, Coburn, Emerson, Fletcher, Glazier, Grosvenor, Kappes, Seidensticker and Thompson—11.

Absent—Councilmen Colley, Jameson, Lefever, Loomis, MacArthur, Schmidt and Staub—7

By Dr. W. Clinton Thompson—Petition:

INDIANAPOLIS, June 19, 1865.

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

The undersigned, owners of property bordering on the alleys hereinafter described, pray your honorable body to have the same graded and graveled. One of said alleys runs east and west through out-block seven, and is thirty feet wide; the other alley runs south from this alley to North street, parallel to Illinois street, and is situate in the south east portion of said out-block.

ABNER POPE, 268 feet,
EDMUND HOWARD, 195 feet,
R. E. RICKER, 224 feet,
JAMES ELLIOTT, 212 feet.

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

By Dr. W. Clinton Thompson—Petition:

INDIANAPOLIS, June 14, 1865.

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

The undersigned, present and late proprietors, severally, of the cemeteries laid out by individuals near to the City Cemetery, concurring in the wish and application of the citizens interested therein, that by suitable taxation upon the plats thereof, the outside enclosures should be perpetually preserved in good order, so long as held for cemetery purposes, propose and agree to pay to the Treasurer of the city, as soon as the City Council will undertake such preservation of all such grounds, the sums to our names annexed, payable when a satisfactory fence is completed.

JAMES M. RAY,
For Proprietors of Union Cemetery, \$100.00.
McKERNAN & PIERCE, Agents,
For Proprietors of Greenlawn Cemetery, \$200.00.
E. J. PECK,
Proprietor of the North Burying Ground, \$50 00.

Which, on motion of Mr. Brown, was referred to the Committee on Public Buildings and Grounds.

By Dr. W. Clinton Thompson—Communication:

INDIANAPOLIS, June 19, 1865.

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

This Indenture made this 12th day of June, A. D. 1865, witnesseth: That James M. Ray and Sophia P. Ray, his wife, hereby convey and warrant unto the City of Indianapolis, the following ground in said city, for a public alley, for the consideration, and on the conditions following to-wit:

That all improvement of said ground, and the pavement in its front, for alley use, shall forever be made by and at the expense of the said city, including filling, paving, graveling, bouldering or any other improvement thereof, and not at the charge or by assessment, on or of the owners of the real estate adjoining the said ground on either side thereof. The same being twelve feet of ground on South Delaware street, and on the west side of said street, by one hundred and eighty-five (185) feet deep, and lying south of a line running east and parallel with the north line of Georgia street in said city.

In witness whereof, the said James M. Ray and Sophia, his wife, set their hands and seals.

JAMES M. RAY. [SEAL.]
SOPHIA P. RAY. [SEAL.]

STATE OF INDIANA, TO-WIT: }
MARION COUNTY. }

Before me, the undersigned, a Notary Public in and for said county, James M. Ray and Sophia, his wife, acknowledge the above as their lawful act.

Given under my hand and notarial seal this June 12th, 1865.

JOS. A. MOORE,
Notary Public.

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

Mr. Loomis introduced an ordinance entitled:

AN ORDINANCE to provide for the grading and graveling of Noble street and sidewalks, between South street and Virginia Avenue,

Which was read the first time, and, on motion of Mr. Loomis, was read the second time, and laid over to be advertised.

Mr. Loomis introduced an ordinance entitled:

AN ORDINANCE to provide for the grading and graveling of McCarty street and sidewalks, between East street and Virginia Avenue,

Which was read the first time, and, on motion of Mr. Seidensticker was referred to the Board of Public Improvements.

Mr. Brown moved that the rules be suspended to take up the assessment for 1865.

The question being on the suspension of the rules, those who voted in the affirmative were Councilmen Allen, Boaz, Brown, Coburn, Emerson, Fletcher, Glazier, Grosvenor, Jameson, Kappes, Loomis, Seidensticker and Thompson—13. Noes none.

So the rules were suspended.

From the City Assessor--Report:

INDIANAPOLIS, June 19, 1865.

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

The undersigned, City Assessor, now makes the return of the taxable property of the City of Indianapolis, for the year 1865, amounting in the aggregate to \$20,144,447 00.

WILLIAM HADLEY, *City Assessor.*

By Mr. Brown.

Resolve 1, That the Common Council will sit as a Board of Equalization with the City Assessor, on Monday night, July 10th, 1865, and that the Clerk give the usual notice thereof.

The question being on the passage of the resolution, those who voted in the affirmative were Councilmen Allen, Boaz, Brown, Coburn, Emerson, Fletcher, Glazier, Grosvenor, Jameson, Kappes, Loomis, Seidensticker and Thompson—13. Noes, none.

So the resolution passed.

By Mr. Seidensticker, from the Board of Public Improvements.

OFFICE BOARD OF PUBLIC IMPROVEMENTS, }
Indianapolis, June 14, 1865. }

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

The Board of Public Improvements herewith submit a report of the Street Commissioner, showing what work he has done since he entered upon his

office; also, his accounts, which we have examined and found correct. We herewith report an ordinance making appropriations in favor of said Street Commissioner.

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

INDIANAPOLIS, June 19, 1865.

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

The undersigned, Street Commissioner, respectfully report that he has done the following work since he entered upon his official duties, the 9th day of May, 1865:

1. He cleaned Washington street, between Illinois and Tennessee streets.
2. He filled up with cinders the passage over the culvert, at the intersection of West and Maryland streets.
3. He cleaned Washington street, between New Jersey and Noble streets.
4. He cleaned the culvert under, and took out the broken masonry of the bridge across Pogue's Run, on Washington street; also, all logs, stumps, and other obstructions, and about seventy-five yards of gravel.
5. He repaired and filled up the holes on Noble and Davison streets, and their sidewalks with cinders and gravel.
6. He filled up the two crossings of Liberty and Ohio streets with twenty loads of cinders.
7. He repaired and filled up Ohio street, between Liberty and Noble street.
8. He cleared out and built, in accordance to directions of the Council, the culverts at the intersection of East and South streets.
9. He cleaned Kentucky Avenue, between Washington and Maryland streets.
10. He cleaned out the gutters on Illinois street, between Washington and Ohio streets, twice.
11. He cleaned Virginia Avenue, between Washington street and Pogue's Run.
12. He cleaned Delaware street, between Washington street and Virginia Avenue.
13. He filled up with earth and gravel the passage over two culverts on New Jersey and Market streets.
14. He filled up the passage over the culvert on Mississippi and Market streets.
15. He cleaned out the gutter of East street, between Virginia Avenue and Pogue's Run.
16. He took down and rebuilt the culvert on North and Delaware streets, which was eight inches higher than the grade, and filled up the entire crossing.
17. He raised the culvert at the intersection of South and Illinois streets, and filled up the crossing.
18. He filled with gravel and cinders the holes on Illinois street, between South street and Pogue's Run.
19. He repaired and patched the bouldering of Virginia Avenue, between Washington street and Pogue's Run; also, on Washington street, between Pennsylvania and Liberty streets; also, on Delaware street, between Maryland street and Pogue's Run.
20. He put a new flooring on the Pennsylvania street bridge, over Pogue's Run.
21. He filled up the crossing at the intersection of Cedar street and Virginia Avenue.
22. He is now cleaning Pennsylvania street, and the gutters thereof, between Market and North streets, which will be completed by Friday, the 16th.
23. He filled up holes in various other streets, repaired sundry bridges, and did numerous other small jobs.

He has twice notified the Street Railroad Company to repair the bouldering on the side of their track on Virginia Avenue and Illinois street, but they have not complied with his request.

He has also notified the Telegraph Company to remove their post, obstructing the alley on Delaware street, but they have not complied.

He also notified Mr. Shepard, on Tennessee and New York streets, either to fill up his well, or dig a sink to take off the water, but he has failed to do either.

He calls the attention of your honorable body to the fact that the streets and bridges all over the city need repairing, and estimates that for the summer months he will need a monthly appropriation of fifteen hundred dollars to do justice to all the different parts of the city, and to put the streets and bridges in proper repair for winter use. He refers to his account, filed herewith, for the items of expenditures, covering the first appropriations made by Council for his work.

AUGUST RICHTER,
Street Commissioner.

Which on motion was concurred in.

Mr. Seidensticker then introduced the following ordinance :

AN ORDINANCE appropriating money for the Street Commissioner,

SECTION 1. *Be it ordained by the Common Council of the City of Indianapolis:* That the sum of six thousand dollars is hereby appropriated, to enable the Street Commissioner to clean and repair the streets and gutters, bridges and culverts, in the City of Indianapolis, and to do and perform such other work as the Common Council may direct.

SEC. 2. The City Clerk is hereby directed to draw warrants on the City Treasury for the sum of fifteen hundred dollars, in favor of said Street Commissioner, immediately on the passage of this ordinance; and on the 13th day of July, August and September, to draw warrants in favor of said Street Commissioner, for the like sum, subject, however, to the provisions of the following section.

SEC. 3. The Street Commissioner is hereby directed to expend said money, first in completing the work heretofore ordered by the Common Council, and to do and perform such other work as may be ordered by the Common Council, or the Board of Public Improvements, and to account monthly to said Board of Public Improvements, showing all items of expenditure incurred by him, accompanied with full vouchers; and also, what work he has actually done since his last report. And said Board, after having satisfied themselves of the correctness of the accounts and report of said Street Commissioner, and that the last instalment drawn by him has been entirely expended, shall certify such fact to the City Clerk, who shall thereupon, but not before, draw warrants in favor of said Street Commissioner for another instalment of this appropriation, if the same has become due.

SEC. 4. This ordinance shall be in force from and after its passage.
Ordained and established this 19th day of June, 1865

JOHN CAVEN, *Mayor.*

Attest:

C. S. BUTTERFIELD, *City Clerk.*

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

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, Emerson, Fletcher, Glazier, Grosvenor, Jameson, Kappes, Loomis, Seidensticker and Thompson—13. Noes, none.

So the rules were suspended, and the ordinance read the third time and placed upon its passage.

The question being, shall the ordinance pass? those who voted in the affirmative were Councilmen Allen, Boaz, Brown, Coburn, Emerson, Fletcher, Glazier, Grosvenor, Jameson, Kappes, Loomis, Seidensticker and Thompson—13. Noes, none.

So the ordinance passed.

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

OFFICE BOARD PUBLIC IMPROVEMENTS, }
Indianapolis, June 19, 1865. }

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

GENTLEMEN:—The Board of Public Improvements, to whom was referred sundry matters, would report as follows:

CISTERNS.

That C. S. Rouney is the lowest bidder on the four cisterns that the Chief Fire Engineer reported back to the Council as necessary to be constructed this season:

- One at the corner of Cady and Georgia streets, at 95 cents per barrel.
- One at the corner of Noble and Michigan streets, at 88 cents per barrel.
- One on the corner of Bluff Road and Ray streets, at 88 cents per barrel.
- One on Illinois street, near Louisiana street, at 93 cents per barrel.

SEWER.

John Stumph is the lowest bidder on the sewer on Market street, the sewer being longer than the Board understood it when they reported to Council at the meeting on the 29th of May, 1865. His bid is \$4,300 for the entire work. There are 921 feet, making his bid about \$4.69 per foot, lineal.

In reference to the petition of Dr. T. M. Stevens and Jacob Coffman, to boulder the gutter in front of their property on South New Jersey street, the Board would recommend that they be allowed to do so, under the direction of Mr. Wood the Civil Engineer.

In regard to the petition of Clark & Co., the Board report that there is no action required from the Council, as there is an ordinance regulating the way parties can cross sidewalks, by paving with bowlders, plank, &c.

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

On motion, that part of the report that refers to bids for cisterns was concurred in and the contracts awarded.

On motion, of Mr. Seidensticker that part of the report that refers to the Sewer on Market street was laid upon the table.

On motion, so much as refers to the petition of Mr. Cauffman and T. M. Stevens, was concurred in and the petitioners authorized to do the work under the direction of the Civil Engineer.

On motion, so much as refers to the petition of Clark & Co. was concurred in.

By Mr. Boaz, from the Committee on Police :

INDIANAPOLIS, June 19, 1865.

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

GENTLEMEN :—The Committee on Police would respectfully report that they advertised for proposals, as directed, for the removal of dead animals, and have received but one bid, that of John Miller, for fifty dollars per month.

Your Committee would recommend that the contract be awarded to John Miller, and that he be required to haul all such dead animals to, and bury; them upon, the City Lot for that purpose.

WM. BOAZ,
J. HENRY KAPPES, } *Committee.*
H. COBURN,

By Mr. Brown—Motion :

That the report be concurred in, and the contract awarded, and that the contract shall run for one year, provided that the Council may terminate the same at any time, by giving one month's notice.

Which motion was adopted.

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

INDIANAPOLIS, June 19, 1865.

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

The Committee on Streets and Alleys, to whom was referred the communication of Thomas A. Morris, beg leave to report the same back, with the recommendation that it be laid on the table, for the reason that the work remonstrated against is already under contract.

AUSTIN H. BROWN, }
HENRY COBURN, } *Committee.*
P. H. JAMESON,

Which, on motion, was concurred in.

By Mr. Glazier, from the Committee on Markets :

INDIANAPOLIS, June 19, 1865.

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

Your Committee on Market Houses beg leave to report that they find that both Market Houses will soon need new roofing—that they now need whitewashing and putting in order; that the west Market House needs new paving, in part, as some of the paving has been destroyed by hogs that are allowed to run at large.

Your Committee would recommend that the Market Master be instructed to whitewash both Market Houses and level the dirt now lying in heaps on the lot west of the West Market House. Also, that he put the pavement in order as soon as possible after the City Marshal shall enforce the Hog Ordinance, so that the pavement may not be destroyed.

Respectfully submitted,
CHARLES GLAZIER, }
J. A. GROSVENOR, } *Committee.*

Which, on motion of Dr. Thompson, was concurred in.

By Dr. Thompson—Motion :

That A. Stewart, who has the contract for grading and graveling Tennessee street, between Market street and Indiana Avenue, has the privilege to put the surplus dirt upon the Market Space of the West Market, and that the said Stewart be paid twenty-five cents per yard for the same, he being required to level the ground upon which said dirt is placed.

Which on motion, was refered to the Board of Public Improvements with instructions to have the same done immediately.

By Mr. Emerson, Chairman Committee on Bridges :

INDIANAPOLIS, June 19, 1865.

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

MR. PRESIDENT:—The Committee to whom was referred the petition of G. Kechner, praying for additional allowance upon a contract made with the city for stone work for the House of Refuge, would report that it would establish a precedent that would give the Council trouble, and would therefore recommend that the petition be laid upon the table.

All of which is respectfully submitted.

R. B. EMERSON, }
WM. BOAZ. } *Committee.*

Which, on motion, was concurred in.

By Dr. W. Clinton Thompson, Chairman Committee on Gas :

INDIANAPOLIS, JUNE 19, 1865.

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

The Committee to whom was referred the petition of Mr. Turner and others, praying this Council to erect the number of lamp-posts on the north side of Circle street, and that endless gates be placed on the walks, have had the same under consideration, and beg leave to report in favor of the petition, and that the Engineer prepare ordinances for the same, and report the same at next meeting of Council.

W. CLINTON THOMPSON,
Chairman Committee on Gas.

Concurred in and Engineer so instructed.

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

INDIANAPOLIS, June, 19, 1865.

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

The Committee on Revision of Ordinances, to whom was referred "An Ordinance to prevent fast driving over street crossings," report the same back with some clerical amendments, and a second section providing for its enforcement.

But your Committee respectfully suggests, that section 8 of an ordinance passed December 4th, 1863; which said section prevents fast driving generally, would probably remedy the evil intended to be removed by this new ordinance, if the same had been strictly enforced. As multifarious ordinances on the same subject, and very stringent penal provisions, such as con-

tained in this ordinance, would only increase the already great difficulty of enforcing our ordinances, your Committee recommend that this ordinance be indefinitely postponed.

AD. SEIDENSTICKER, }
P. H. JAMESON. } *Committee.*

Which, on motion, was concurred in.

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

INDIANAPOLIS, June 19, 1865.

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

The Committee on Revision of Ordinances, to whom was referred an ordinance establishing a police force in the Union Depot, herewith report an ordinance on said subject, the adoption of which they recommend.

AD. SEIDENSTICKER, }
P. H. JAMESON, } *Committee.*

Which was received.

Mr. Seidensticker then reported the following entitled ordinance on the subject to-wit:

AN ORDINANCE amendatory of sections one and two of an ordinance relative to omnibuses and runners at the Union Depot, and the general protection of travelers in the city,

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

Dr. Jameson 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, Emerson, Fletcher, Glazier, Grosvenor, Jameson, Kappes, Loomis, Seidensticker and Thompson—13. Noes, none.

So the rules were suspended and the ordinance read the third time and placed upon its passage.

The question being, shall the ordinance pass? those who voted in the affirmative were Councilmen Allen, Boaz, Brown, Coburn, Emerson, Fletcher, Glazier, Grosvenor, Jameson, Kappes, Loomis, Seidensticker and Thompson—13. Noes, none.

So the ordinance passed.

Mr. Seidensticker from the Committee on Revision of Ordinances to whom the matter was referred, reported an ordinance entitled:

AN ORDINANCE amendatory of section two of an ordinance establishing Police Districts for the City of Indianapolis, etc., etc., passed March 21st, 1864,

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

Mr. Brown 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, Emerson, Fletcher, Glazier, Grosvenor, Jameson, Kappes, Loomis, Seidensticker and Thompson—13 Nons, none.

So the rules were suspended and the ordinance read the third time and placed upon its passage.

The question being, shall the ordinance pass? those who voted in the affirmative were Councilmen Allen, Boaz, Brown, Coburn, Emerson, Fletcher, Glazier, Grosvenor, Jameson, Kappes, Loomis, Seidensticker and Thompson—13. Noes, none.

So the ordinance passed.

The Chief Fire Engineer submitted his annual report showing the expense of the Department for the fiscal year ending May 15, 1865, to be \$22, 101. 00.

On motion the matter of printing the report was referred to the Committee on Printing and Stationary, and the report as a whole was referred to the Committee on Accounts and Claims.

From the Chief Fire Engineer—Report :

INDIANAPOLIS, June 19, 1865.

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

GENTLEMEN:—As there is a rule which prevents me, as well as all other persons to have any consultation with any member of your honorable body while in session, and as there is also a rule which prevents all city officers from contracting any debt, and as there is no ordinance at present for the government of the Fire Department, or nothing describing the powers and duties of the Chief Fire Engineer, I would ask whether it is the desire of your honorable body that I should purchase any article needed for the Department. Most respectfully,

CHARLES RICHMAN,
Chief Fire Engineer.

On motion of Dr. Thompson, the Council adjourned.

Present at roll call at adjournment Councilmen Allen, Boaz, Brown, Coburn, Emerson, Fletcher, Glazier, Grosvenor, Jameson, Kappes, Loomis, Seidensticker and Thompson—13.

JOHN CAVEN, *Mayor.*

ATTEST :

C. S. BUTTERFIELD, *City Clerk.*