

Council Chamber  
July 2d 1855

The Council met at 2 O'Clock P.M. The Mayor and all the Members present.

The City Treasurers report was received, and on Motion referred to the Mayor and Clerk for examination.

Street Commissioners Report received and the following accounts allowed.

Pady Morty	worked 10 $\frac{1}{2}$ days at 1.25	\$ 13.12
James Griffin	" 10 $\frac{1}{4}$ " "	12.31
Tim Murphy	" 10 $\frac{1}{4}$ " "	12.81
Thomas Reenen	" 10 $\frac{1}{4}$ " "	12.81
Christ Coleman	" 10 $\frac{1}{4}$ " "	12.81
James Hayez	" 10 $\frac{1}{4}$ " "	12.81
Philip Sock	" 4 $\frac{1}{2}$ " "	6.62
Henry Stumph	" 4 $\frac{1}{2}$ " "	6.62
Jacob Stiner	" 10 $\frac{1}{4}$ " "	12.81
Fred (Wishmeir)		
Brinkmire	" 10 $\frac{1}{4}$ " "	12.81
James (Dugan)		
Duncan	" 10 " "	12.50
Peter Marety	" 10 " "	12.50
Pet O'Hersen	" 8 $\frac{1}{4}$ " "	10.31
John (Dan) Kelley	" 8 $\frac{1}{4}$ " "	10.31
Pat Malany	" 7 " "	8.75
Mike Renn	" 4 $\frac{1}{4}$ " "	5.31
Dan Mackna	" 4 $\frac{1}{4}$ " "	5.31
John McGraw	" 4 $\frac{1}{4}$ " "	5.31
Thomas O'Connel	" 8 $\frac{1}{4}$ " "	10.31
William Lovny	" 4 $\frac{1}{4}$ " "	5.31
Michael O'Connel	" 8 $\frac{1}{4}$ " "	10.31
Hugh Slaven	" 10 $\frac{1}{2}$ " "	13.12
Christopher Weisong	to 60 loads of gravel	15.00
Michael Callehan	" 15 $\frac{1}{2}$ day	19.06
Edward Costlo	" 7 $\frac{3}{4}$ "	9.60
Thomas Ferriter	to horses and carts	10.62
James O'Connell	worked 10 $\frac{3}{4}$ " at 1.25	13.43
Dan OConnell	4 "	6.00
Frank Morris	to hawling with team 5 days	12.50
To digging well at Cistern	19 $\frac{1}{2}$ feet at 40¢	7.80
To Circle for same		1.00
To platform for same		1.50
To platform for Cistern on New Jersey Street		1.50
		<u>323.39</u>



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To Wells & Fletcher for 3486 feet oak lumber at 1.25	323.39
To I. Copeland to 1354 " " " " "	43.57
To Watters & McNabb for 1500 bricks for well	16.92
" Antony Lowman for hawling 6 days @ 2.50	7.50
" Hugh Slaven for " 10 $\frac{1}{2}$ "	15.00
" Charles Nutmeir 6 " work @ 1.25	31.75
" Irvin Read " 11 $\frac{3}{4}$ "	7.50
" Thomas OBrian " 3 "	14.37
" Anthony Wishmeir " filling 12 cisterns	3.75
	25.00
	<u>\$408.75</u>

The Cisterns that are completed are all full and in good order.

J.B. Fittler Street Commissioner

To Mathew Smock for repairing Pumps \$23.05 \$431.30

City Engineers Report received and concurred in

In accordance with your instructions I have put under contract to the lowest bidder the work on Washington Street between Pennsylvania and Delaware sts. Also the side walk on Michigan Street between Illinois and Tennessee Sts. I have advertised for proposals to grade and gravel East St between Market and New York Streets. The alley in Block 63 also. The building of the cistern on the corner of Georgia & Noble Sts. The building for the use of the Sexton, and constructing the eight crossings on Washington has been duly advertised, and I have received the enclosed bids. I have examined the LaFayette and Indianapolis R R and find the grade of the R.R. to be about one foot higher than the grade at the crossing of Ohio Street. The Cincinnati and Indianapolis R.R. has not complied with the ordinance in reference to culverts and gutters. They are not of sufficient size and put at the proper grades to carry off the water; I find the culvert under the Union R R. track not of sufficient size and a proper grade to carry off the water from the East side of Illinois Street.

The Contractor for Cistern on Woods Street having taken up the cistern and is building it according to contract has been allowed to go on with his work.

Mr. Obets has finished the cistern on the corner of Maryland and Mississippi Streets ready for testing, it contains 540 barrells.

A.B. Condit  
City Engineer

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Mr. Nathan Butterfield being the lowest bidder for the building of the Sextons House \$160.88, it was awarded to him.



The building of the cistern on the corner of Georgia and Noble Streets was awarded to Cyrus Obets at 60% per barrell.

The bids for grading and graveling the alley in Square 63 between Delaware and Alabama Sts were refered to the City Enginee with instructions to let it out to the lowest responsible bidder.

On Motion of Mr.Beck the bids for the crossings on Washington Street were laid on the table for the present.

Mr.Keeley moved that the bids for grading and graveling East Street between Market and New York Streets be laid on the table. Prevsiled.

The Fire Engines presented the following accounts for grading the yard back of Victory Engine House. Allowed

To Michael Renn five days at \$1.25 per day	\$6.25	
" Dan Macknaw four " " " " "	<u>5.00</u>	\$11.25

The following communication was received

To the Common Council.

Gentlemen. I see by the published proceedings of the Council that they have directed the Street Commissioner to have a switch of the Madison & Indianapolis Rail Road removed at a certin crossing on South Street. It strikes me that the Council have not fully examined the case so as to enable them to determine how much the public will be accomodated, and how much the Company will be discommoded by the proposed change. I am not aware that the witch has been a subject of complaint, or that the buisness or convenience of any one has been obstructed by it, the switch is upon a crossing and not upon a sidewalk, and can as readily be crossed as any other portion of the Rail Road track. The company contemplate some improvement upon their track, and desire some aid from the Council in putting the street in repair. I desire therefore that the action contemplated in your order should be delayed for the present, and that the mater should be refered to the City Engineer, with instruction to co-operate with the Superentendant of the road in adjusting the switch & tracks as they shall be.

Respectfully, E.W.H.Ellis  
Prest M & I R R Co.

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On Motion of Mr. Boaz it was refered to the City Engineer.

The Report from the Sexton of the Burying Grounds was Received

The whole number of Interments for the month of

June 1855

32

Brought from the Country

6

Making the deaths in the City

26



Desease	Consumption	10	
"	Typhomonia	1	
"	Inflamatory Rheumatism	2	
"	Cramp	2	
"	Worms	2	
"	Scarlet Fevar	1	
"	Inflamation of the Brain	2	
"	Summer Complainte	2	
"	Infants less than 6 months		
	old	<u>10</u>	32

John Moffitt, Sexton

Mr. Dunlap Chairman of Judiciary Committee presented An Ordinance entitled "An Ordinance to regulate the sale of Firewood in the City of Indianapolis to appoint wood measurers and prescribing there duties, and fixing penalties for the violation thereof. Read the second time and laid on the table.

The following report was presented and on motion of Mr. Dunlap it was ordered to be spread on the record.

S. Dunlap Esq. Chairmen Judiciary Committee  
Common Council City of Indianapolis

I have examined the petition of Joseph W Davis and others relative to the occupation of Maryland Street by the Indiana Central Railway Company entitled, "An Ordinance amendatory of an ordinance in relation to the occupation of Maryland Street by the Indiana Central Railway Company," And I am clearly of the opinion that the Common Council have no authority to pass such an ordinance. The petition proceeds upon, and the proposed ordinance is based upon the fact that "Maryland street is, and can be, of no use to the citizens residing between said roads (the Central road and I & C Road) as the street is graded down from six to fifteen feet, below the surface of the ground, and in addition to one track as the (original) ordinance provides, there are four other tracks and switches, thereby rendering it impossible for any one to use said Street but said Company", and asks the Common Council, "to so modify the ordinance, granting to said Company the right of way through said Maryland Street, as to release said Company from the obligation

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to procure forty feet of ground on the South side of Maryland street, as additional width to said street, -also to releise said company from the obligation to grade and gravel said street from Noble street to the eastern limits of the City; provided





said company shall procure a sufficient quantity of ground to make a new street sixty feet wide, the center of said new street to be 170 feet from the south line of Maryland Street, and proceed publicly to open, grad and gravel the same, sixty feet wide, from Noble Street to the eastern limits of the City. The Common Council have exclusive power over the streets, highways, alleys, and bridges in the corporate limits of the City, to lay out, open, straighten, widen, or otherwise alter the same, to make repairs thereto, and to construct and establish sidewalks, crossings, drains, and sewers. They may license a rail road company to construct a track along and upon a street of the City, provided such rail road track is constructed in such a manner, and so used, as not to be inconsistent with its use as a street of the City. But they have no authority to vacate any such street, or, which amounts to the same thing, to permit a rail road company to occupy exclusively the whole or any part of a street, with its tracks, so as to destroy its use as a street, by the public, or by the owners of property bordering thereon, on any conditions. If they were to give such permission, it would be a groundless assumption of power of no binding force whatever. The proposition is, not to alter Maryland Street, but to make a new Street. Maryland Street, (in the words of the petition) "is and can be, of no use to the citizens residing between said roads, as the street is graded from six to fifteen feet below the surface of the ground, and in addition to one track, as the ordinance provides, there are four other tracks and switches, thereby rendering it impossible for any one to use said street, but said Company." The use then of Maryland Street, as originally platted and laid out, except by the said Company, is destroyed. Maryland Street, as platted and laid out is to be blotted out, surrendered up, and a new street made. The Common Council could not do this, they cannot authorize it to be done. On the facts on which the petition and proposed ordinance are based, the Indiana Central Rail way Company is guilty of erecting and maintaining a public nuisance in said Maryland Street. The Common Council is asked to license this nuisance. They cannot do it. If the Rail way Company desires to lay out a New Street parallel with Maryland street, it has as much authority to do it without the leave of the Council as with it.

N.B.Taylor  
City Attorney

The first part of the document discusses the importance of maintaining accurate records of all transactions. It emphasizes that every entry should be supported by a valid receipt or invoice. This ensures transparency and allows for easy verification of the data. The second part of the document provides a detailed breakdown of the financial data for the quarter. It includes a table showing the revenue generated from various sources, as well as the associated costs and expenses. The final part of the document concludes with a summary of the overall financial performance and a recommendation for future actions.

10

The following account presented and allowed  
 To L. Bishop for removing nuisances \$1.50

The account of John H. Michael for filling up pavement in  
 front of Lot 2 in sqr. 62 \$26.00 was not allowed.

Mr. Jones offered the following

Resolved,

That the Civil Engineer be instructed to contract with  
 the present contractor of a Bridge across Pogue's Run on Noble  
 Street to alter the plan of said bridge so as to make it permi-  
 nent.

Adopted by the following vote;

Affirmative Messrs Boaz, Beck, Dunlap, Delzell, Douglass, Fuqua, Gray-  
 don, Goode, Horne, Jones, Keeley, Mansur, Reid & Sulgrove  
 Negative, None

Mr. Dunlap presented the following report

To the Common Council

The undersigned committee to whom was referred the  
 location of a cistern in the 6th ward report that they have se-  
 lected the South West corner of Georgia and Meridian Street.

L. Dunlap )  
 Samuel Delzell( Committee  
 W. H. Jones )  
 A. B. Condit Engr(

Concured in, and on motion referred to the City Enginee with in-  
 structions to take bids for the building of the same.

Mr. Delzell presented the following report

The Committee who were appointed to locate a cistern in  
 the first ward would recommend that a cistern be located at the  
 crossing of New York and Noble Street. Samuel Delzell)

Concured in Wm Boaz ( Committee  
 Daniel Keeley )

Mr. Goode presented a petition from two hundred and forty four  
 citizens asking that the Police force be reduced at least one  
 half immediately.

Mr. Graydon moved that the petition be laid on the table, and  
 the Ayes & Noes being called it was laid on the table by the  
 following vote.

Affermative Messrs Boaz, Beck, Douglass, Fuqua, Graydon, Jones, Men-  
 sur & Sulgrove. 8

Negative Messrs Delzell, Dunlap, Goode, Horne, Keeley, and Reid 6.

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Mr. Keeley presented a petition from Citizens living in the North part of the City asking the Council to have Alabama Street opened through Out Block No 174.

On Motion it was refered to the City Engineer.

Mr. Reed presented a petition from the owners of property on Louisiana and Alabama Streets and within the immediate vicinity of said Streets. Asking the Council to compel the Indianapolis and Cincinnati R R Co to remove all the tracks on Louisiana Street except one which they are entitled to by An Ordinance passed April 20, 1852.

Mr. Reid moved that a committee be appointed to examin the tracks and confur with the Rail Road Co. Prevailed.

Messrs Reid, Beck, Sulgrove and City Engineer, Committee.

Mr. Goode presented the following petition

To the Hon. the City Council of Indianapolis

Gentlemen: The undersigned represents to your Honorable body, that he paid City taxes for the year 1854 amounting to six dollars and sixty cents, on 80 feet of the West end of Lot No 1 in square No 44; that on the 1st day of January, and up to the 20th day of February, of said year, said lot was in the hands of the Indianapolis Christian Chapel Company, and as I am informed, not taxable for that year. Wherefore I respectfully pray the Council to refund the above sum.

July 2, 1855

John S. Spann

On Motion refered to the Committee on Accounts.

Mr. Graydon presented the following Petition

To the Honorable the Mayor & Common Council

The undersigned owners of two thirds of the whole line of lots borderig on Meridian Street between Ohio and Michigan Streets, would respectfully petition the said mayor and Common Council to caus said Street to be graded and graveled including the side walks as far as may be necessary. And also that the crossings of the several Streets be bridged and graveled so as that the street shall be put in good order between Ohio and Michigan streets.

			R. B. Duncan	202 $\frac{1}{2}$ ft	sq	1
L. W. Hasselman	101 feet square	26	W. Hoff	50 "	"	2
A. E. Vinton	51 feet square	16	John C Campbell	40 "	"	2
Jacob Lindley	40 "	"	26 Samuel Wainwright	33 $\frac{3}{4}$ "	"	3
C. G. McLean	101 "	"	35 George W Mears	202 $\frac{3}{4}$ "	"	1
John Dunlop Jr	33 $\frac{3}{4}$ "	"	36 James M Ray	202 $\frac{1}{2}$ "	"	3
W H Vanhorn	33 $\frac{3}{4}$ "	"	36 Chas Parry	100 "	"	3
Wm Stewart	100 "	"	16 G. Sherman	122 $\frac{1}{2}$ "	"	2

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Mr. Graydon moved that it be refere to the Judiciary Committee. Prevailed

Mr. Horne presented a communication from John P. Michael, A. Neltner, Charles Balke and Beck & Loudon in reference to the action



of certain of the Watch who it was alledged had overstepped there authority &c

Mr. Fuqua moved to lay it on the table.  
Prevailed.

Mr. Graydon presented the following petition  
To the City Council of Indianapolis

Your petitioners owning property on Delaware and Pennsylvania Street between Vermont and Michigan Streets would respectfully represent that the alley in the rear of our property requires grading, that the North part of the same is too high and the South part to low, that there is a considerable quantity of standing water in said alley several months in the year. We therefore pray your Honorable body to pass an ordinance changing the present fixed grade, Authorizing the grading of said alley in such a manner as to leave a sufficient elevation in said grade to cause the water to run into said Street, said change of grade to be done under the direction of the City Engineer he exercising proper discretion in fixing said grade.

David Macy	101 $\frac{1}{2}$ feet	James C. Yohn	101 $\frac{1}{2}$ feet
R. M. Patterson	67 $\frac{1}{2}$ "	Wm Robson	67 $\frac{1}{2}$ "
2d Ward School	101 $\frac{1}{2}$ "	I. H. McRea	67 $\frac{1}{2}$ "
		Alex Graydon Jr	37 $\frac{1}{2}$ "

On Motion of Mr. Graydon it was refered to City Engineer.

Mr. Goode presented a petition from Mr. A Wallace asking for the removal of the Market Master in the 7th ward or South part of the City, on the grounds that there has not been market held there yet.

On Motion laid on the table.

Mr. Beck moved that the days for holding market in the South Market house be chainged to Tuesdays and Saturdays.  
Prevailed.

The following report was presented

Report of the Capt of the Watch			
W. J. H. Robinson	served	28 days	42.00
F. Wright	"	27 "	40.50
H. Davis	"	21 "	31.50
T. Atkinson	"	28 "	42.00
			<u>156.00</u>

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D. Derringer	served	28 days	156.00
D Anderson	"	28 "	42.00
A. Taff	"	28 "	42.00
A. S. Dale	"	28 "	42.00
B. Lobaugh	"	27 "	40.50
D. Hays	"	27 $\frac{1}{2}$ "	41.25
W. McClain	"	25	37.50





R. Pratt	served	27½ days	41.25
H. Adams	"	27 "	40.50
George Owings	"	28 "	42.00
J. M. Vanblaricum	"	28 "	49.00
W. Burkhardt		1 "	1.50
			<u>617.50</u>

Number of arrests for Intoxication 15

" " " " Larceny 2

" " " " Vice & Immoral-ity 2

Affidavits filed for violation of Ordinances 16 35

J. M. Vanblaricum Capt Watch

Mr. Jones moved that the clerk be instructed to issue warrants for the above Accounts

Prevailed

Mr. Keeley offered the following ,

Resolved

That the Street Commissioner be authorized by the Common Council to notify the property holders on Washington Street to have their pavements repaired under direction of the Civil Engineer.

Adopted by the following vote

Affirmative Messrs Beck, Delzell, Dunlap, Douglass, Fuqua, Horne, Jones, Keeley, Mansur, Reid & Sulgrove.

Negative, None

Mr. Mansur offered the following

Resolved

That the City Marshall be directed to notify the owners of the Bates House that they must move the well and pumps out of the alley North of said house.

Adopted by the following vote.

Affirmative Messrs Boaz, Beck, Delzell, Douglass, Fuqua, & Mansur

Negative " Dunlap, Graydon & Keeley

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Mr. Jones offered the following.

Resolved,

That the Civil Engineer be directed to advertise for proposals for building a Cistern in front of the State Bank on Kentucky Avenue.

Adopted by the following vote

Affirmative Messrs Boaz, Beck, Delzell, Dunlap, Douglass, Fuqua, Graydon, Goode, Horn, Jones, Keeley, Mansur, Reid & Sulgrove

Negative None



Mr. Mansur offered the following

Resolved

That the Judiciary Committee be instructed to draft an Ordinance or amend the old Ordinance so that the number of the watch in each ward can be changed.

Mr. Graydon moved to lay it on the table. Prevalled.

Mr. Delzell offered the following

Resolved

That the Judiciary Committee be directed to prepare and report an Ordinance reducing the watch, one to each ward, including a Captain for the same.

Laid on the table by the following vote

Affirmative Messrs Boaz, Douglass, Fuqua, Graydon, Jones, Mansur and Sulgrove. 7

Negative Messrs Delzell, Dunlap, Goode, Horn, Keeley and Reid 6

Mr. Dunlap

Moved that the Civil Engineer be directed to survey the Hospital Block and set the corner stakes.

Prevalled

Mr. Delzell offered the following

Resolved

That the City Engineer be directed to advertise for building a cistern at the crossing of New York and Noble Streets.

Mr. Graydon moved that it be referred to the Committee on Cisterns.

Prevalled.

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Mr. Sulgrove offered the following

Resolved

That the City Engineer be directed to have the culvert on Washington Street at the crossing of the gutter on the West side of Illinois Street extended North and South to the side walk on Washington Street, and to have the bottom of the gutter laid with flag stone or boulders, and covered over with stone, also remove the middle part of the culvert so as to let the water pass through the culvert freely.

Mr. Delzell moved that it be referred to the City Engineer.

Did not prevail,

and the Resolution was adopted by the following vote,

Affirmative Messrs Boaz, Beck, Dunlap, Douglass, Fuqua, Graydon, Goode, Horn, Jones, Keeley, Mansur, Reed and Sulgrove

Negative None



Mr.Boaz offered the following  
Resolved

That the Market Master be directed to protect the shade trees about the East Market House from injury  
Adopted by the following vote  
Affermative Messrs Boaz,Beck,Delzell,Dunlap,Douglass,Fuqua,Graydon,Goode,Horn,Jones,Keeley,Mansur,Reid & Sulgrove.

Mr.Delzell offered the following  
Resolved

That the Judiciary Committee be directed to present an Ordinance to so amend the 28 Sec. of an Ordinance relative to nuisances and other offences against the public of the City of Indianapolis, so as to exempt Dug Stores,Bake Shops,Barber shops and Livery Stables, trading on the Sabath.  
Adopted by the following vote.  
Affermative Messrs Delzell,Dunlap,Douglass,Graydon,Goode,Horn,Jones,Keeley,Mansur,Reid and Sulgrove  
Negative Messrs Boaz & Fuqua.

Mr.Graydon moved that the City Attorney bring suit against the owners of property on the alley in Sqr.44 who have refused to pay the assessment for grading and graveling the same.  
Prevailed.

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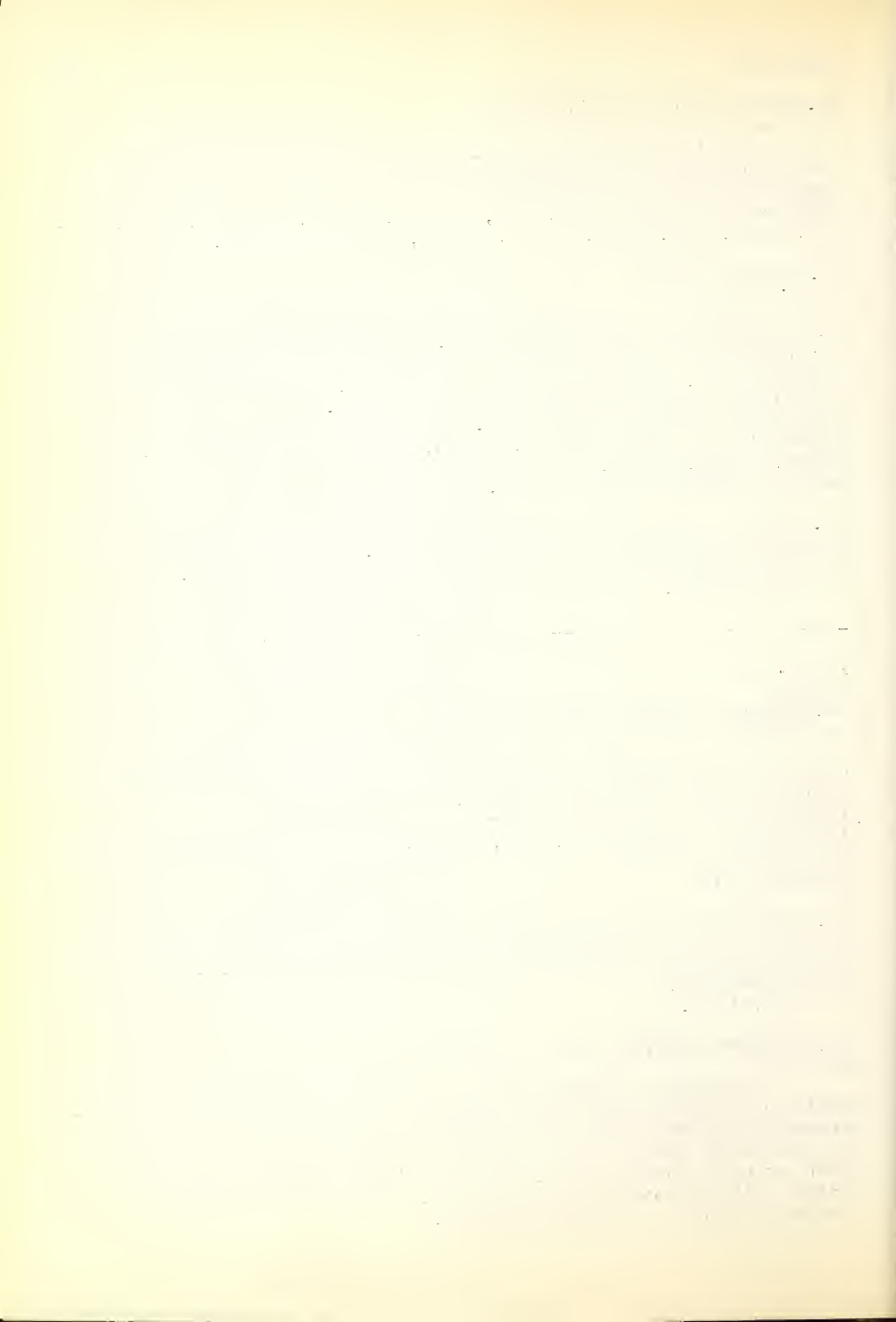
Mr.Douglass offered the following  
Resolved

That the Street Commissioner be directed to fill with earth at the ends of the bridge across the canal on Vermont Street so as to make the same passable.  
Adopted by the following vote  
Affirmative Messrs Boaz,Beck,Dunlap,Douglass,Fuqua,Graydon,Goode,Horn,Keeley & Mansur  
Negative None

Mr.Keeley moved that the Clerk issue orders for two thirds of the cost for the construction of the cistern on the corner of Mississippi and Maryland Streets which is complete,K.Cyrus Obets the contractor.  
Prevailed.

Mr.Sulgrove offered the following  
Resolved

That the City Engineer be directed to examin and see whether the Union Rail Road Company has completed with the Ordinance,that permitted them to cross Illinois Street, and also to ascertain whether the culvert on the West side of said street made by said Company is of sufficient size to carry off the water without obstructing the same, and if not to notify the Company to have it done forthwith.



Adopted by the following vote.

Affermative Messrs Boaz, Beck, Delzell, Dunlap, Douglass, Fuqua, Horn, Jones, Keeley, Mansur, Reid and Sulgrove.

Negative None

Mr. Reid moved that a committee be appointed to act with the Engineer,       Prevailed

The following persons were appointed the Committee Messrs Reid and Sulgrove.

Mr. Douglass offered the following  
Resolved

That the Street Commissioner be directed to notify the Lafayette and Indianapolis Rail Road Company to lower their track, so as to comply with the grade of the city.

On motion referred to a committee consisting of Messrs Reid, Douglass & City Engineer.

On Motion the Council Adjourned.

Attest

James McCreedy Mayor

Alfred Stephens City Clerk

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Council Chamber

July 16th 1855

The Council met at 2 O'clock P.M. the Mayor and all the members present.

On motion the rules were suspended and

Mr. Fuqua offered the following Resolution

Resolved

That the Civil Engineer proceed forthwith to set the stakes for the grading and graveling of Meridian Street and the side walks on said Street, and make an estimate of the same from Circle Street to the donation line according to the prayer of the petitioners, owning two thirds of the Number of feet on said Street, and according to the order of the Council heretofore made relative to said Street. And that he give notice that bids will be received for said work, and report the same to the Council as soon as possible..

Mr. Dunlap moved that it be referred to the City Attorney.  
Prevailed.

Street Commissioners Report received and allowed

James Dugan(Duncan)	worked 9 days at	\$1.25	\$11.25
Peter Marraty	9 " " "	"	11.25
Jacob Stiner	9 " " "	"	11.25
Frederick Wishmeir(Brinkmeir)	9 " " "	"	11.25
Philip Socks	7 " " "	"	8.75
James Hares	9 " " "	"	11.25