Council Chamber March 26th 1859

Council met at 73 Oclock P.M.

Present His Honor Mayor Maxwell and Councilman Cottrell, Dunlap, Durham, English, Fletcher, Greenfield, Geiesendorff, Pratt, Hadley, Locke, McNabb, North, Porter and Vandegrift.

The minutes of the previous meeting were read and Approved.

No l

By Mr.Cottrell. To the Common Council of the City of Indianapolis

We the undersigned property holders on South Street, between Virginia Avenue and New Jersey St. would ask of your honorable body the privalege of grading Said Street and Sidewalks in front of their property and graveling the Same, with coarse pit gravel.

T.M.Stevens)Administrators of John S.Bobbs(J.Stevens Estate Jos Marsee Thomas Tull

On Motion the prayer of the petitioners was granted on the Condition that they will finish the Same in Sixty days and the Engineer was instructed to Set the grade Stakes.

No 2.

By Mr. North

To the Honorable the City Council of the City of Indianapolis

Your petitioners respectfully Show to your honorable body, that they have recently become the Owners of the property on Washington Street known as the Wright House, and contemplate making during the present Summer Valuable and extensive emprovements thereon, for the purpose of making the uper Stories of the House available for Offices &c they desire to construct an iron Stairway rising from the alley on the West to the Second of this building, will your honorable body grant to your petitioners the right to Construct Such Stair way to extend over the alley not more than two feet Six inches Your petitioners also request the use of the Customary Space in the

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Street for the deposit of building materials during the progress of the improvements to be made by them as mentioned above. Respectfully W & H Glenn On Motion the above petitioners were granted the use of the Customary Space for the deposit of building material in the Street, and that part of the petition in relation to erecting a Stairway in the alley was referred to the Committee on Streets and alleys and Civil Engineer.

Mr. Vandegrift asked permision for Chas Mayer to erect a Stairway to run up in the alley next to his building, which was also refered to the Committee on Streets and alleys and Civil Engineer.

No 3.

By Mr. Pratt.

To the Common Council of the City of Indianapolis

The undersigned owners of property fronting on St Clair Street between Illinois and Tennessee Streets would respectfully petition to your honorable body to direct the grading and graveling the Street, Sidewalks in Said vicinty. Names No of feet John T. Doneghy 195 Oliver Tousey 60 Woodford Stringfield 195 Jacob S. Pratt 195 Total no of feet 645

On motion the above petition was laid on the table.

No 4

By Mr. Porter,

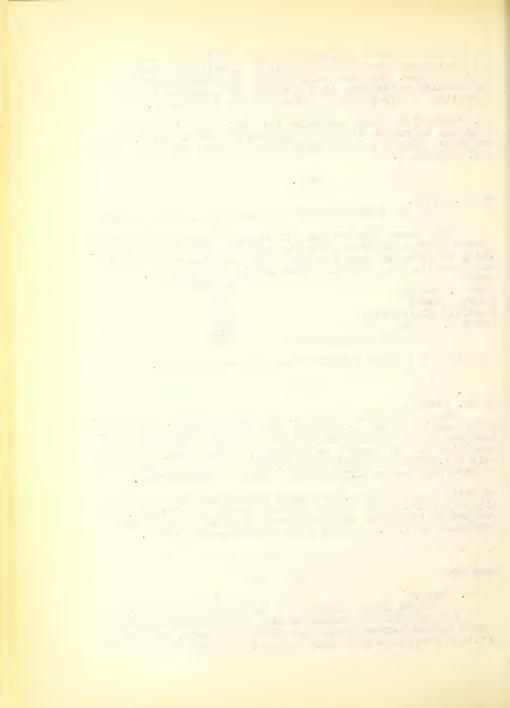
From H.B.Colton a copy of the City Charter, as amended March 1st 1859, and of all the general Ordinances and resolutions of the Common Council now in force, undertaken and completed at the request of the Mayer, also a petition from Said H.B.Colton requesting authority from the Common Council to rearrange and codify the City laws for publication.

On motion by Mr. North, the above was referred to a Select Committee Consisting of Messrs Porter, North and Fletcher, appointed by the Mayor to Superintend the Same and fix the Compensation of H.B.Colton & have the Same published.

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By Mr. Porter

To the Common Council of the City of Indianapolis The undersigned owners of real estate bordering on New Jersey Street between South and Merrill Streets, respectfully petition your honorable body to cause Said New Jersey Street



and the Sidewalks thereof between Said South and Merrill Street, to be properly graded and the Sidewalks, and thirty feet in width of the Centre of Said Street between the Streets aforesaid, to be graveled with coarse pit gravel. Owners of Property No of feet owned A.G.Porter 88 W.A.Bradshaw 50

H.W.Ingersoll 88
T.M.Stevens) with the privalege of 420
John S.Bobbs(grading the Sidewalk &
)half of Street in front
(of their property them-
)selves
W.Worland 40
Irwin T.Multen 40
J.Marsee with the privealege of grad-
ing & graveling the Sidewalk
and half of the Street oppisite
his ground 200
Whole No of feet 926

On motion the above petition was referred to the judiciary Committee.

No 6.

By Mr. Porter. To the Honorable Mayor And Common Council of the City of Indianapolis.

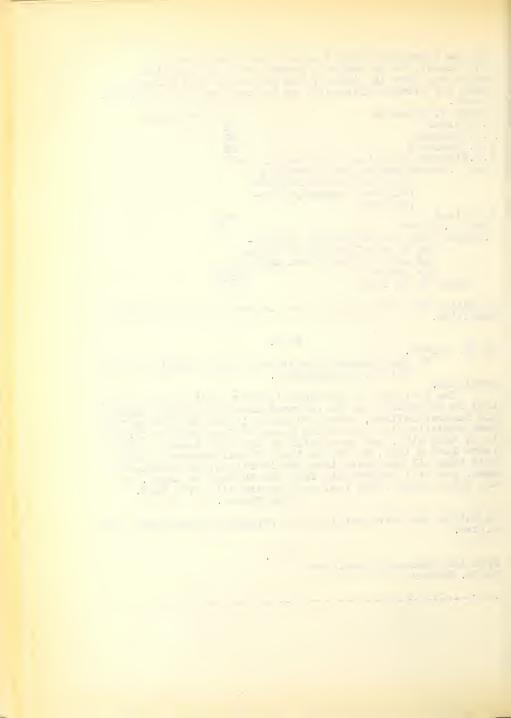
Gentlemen.

The petition of the undersigned respectfully Sheweth, that he is desirous to be released from paying City taxes on Six hundred dollars, money belonging to him he haveing the Same deposited in the banking house of John Woolley formerly of this city, and upun which he has been taxed for the years 1856 & 1857, he thinks that if your honorable body will take all the facts into consideration, and examine the Same, you will release him from the payment of taxes, on the above amount, and your petitioners will ever pray. John Downey.

On motion the above petition was referred to the finance Committee.

No 7.

From the Judiciary Committee By Mr. Porter



Mr. President The Judiciary Committee, to whom was referred the inquiry Suggested by the Civil Engineer wether the Union Railway Company Should be required to grade the North half of Pogues Run between New Jersey and East Streets as the washing of the ground, on the South Side of the Run &c are attributed principally to the accumulation of dirt in the North half of the run, respectfully report that in their Opinion this Council have no power to make Said Company perform Said work. A.G.Porter)

L.Dunlap (Committee J.S.Pratt)

On motion the above report was accepted by consent and laid on the table.

No. 8

By Mr. Porter.

An Ordinance to amend an Ordinance relative to the officers of the City and their duties passed, August 23d 1853.

The Ordinance was read the first time, and on motion by Mr. Porter was read a Second time by its title, and was then refered back to the judiciary Committee.

No 9.

By Mr. Vandegrift

The Committee on bridges reccommend that the mud Sills, Excavation and Stone work of the bridge at the crossing of Noble Street and Washington, be let by the Civil Engineer to the lowest responsible bidder.

On motion the above report was concurred in.

No 10

From Hospital Committee By Mr. Dunlap

The Hospital Committee to whom was referred the claim of Langsdale and Hamilton in regard to the purchase of the City Hospital for taxes assessed have had the Same under Consideration, and Submit the following report - they find in the Statutes of the State "an act to provide for the valuation

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and assessment of the real and personal property &c approved June 21st 1852, which reads as follows in Section 6 the fol-

and the second s

lowing property Shall be exempt from taxation.

lst The real and personal property of the United States and this State.

2d Every School House, Court House, Market House, poor House and jail, and the land whereon Such buildings are Situate, and all County land and buildings Set apart for county purposes.

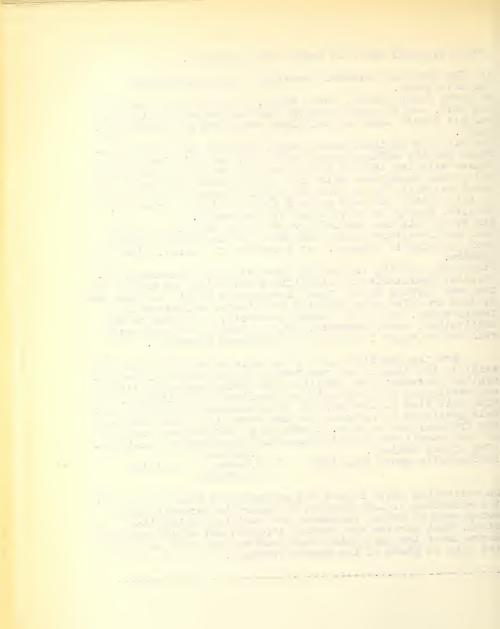
3nd All Fire Engines, Hose, Hooks, Ladders, and other apparatus for the extinguishment of fires, and all fire Engines Houses with the land on which the Same may be Situated, and all powder Magazines, with the land on which they may be Situated belonging to or owned by any incorporated town or city in this State, and held by Such town or city for the use, benefit, Safety or Convenience of the public.

4th Every building erected for religious worship, and the pews and furniture within the Same, and the lands whereon Such building is Situate, not exceeding ten acres, also every Cemetry.

5th Every building erected for the use of any literary, benevolent Charitable or Scientific institution, or erected for the Same purpose by any town, township or county and the tract of land on which Such building is Situate, not exceeding twenty acres, also the personal property, belonging to any institution, town, township, City or County, and connected with or Set apart for any of the purposes aforesaid.

Now the Committee are of the opinion that no doubt can exist in the mind of any one that the Hospital under consideration is exempt from taxation, as coming under the intent and meaning of a benevolent, and charitable institution, and with this view of the Subject, we recommend that the aforesaid gentlemen be refunded the tax money they have paid into the Treasury and no more. therefore we ask the concurrance of the Council and the discharge from the further consideration of the Subject. L.Dunlap) Indianapolis March 26th 1859 E.Locke (Committee J.S.Pratt)

On motion the above report was recieved and concurred in with the exception of that portion in regard to refunding the money paid by Messrs Langsdale and Hamilton on Hospital block, that portion was ordered stricken out as the committee where under the impression that Said Sum had been paid into the city in place of the County Treasury.



From the Hospital Committee By Mr. Dunlap

The Hospital Committee to whom was refered the claim against the City by Doctor Athon, for the purpose of making a compromise in the matter will Say, that after consultation with Dr Athon, that he declines, taking City Orders, or withdrawing the Suit unless the Council agree to the following propisition, that is to Say the City is to pay all costs of Suit, which have accrued - Seven per cent on claim up to date and twelve per cent for the prospective year.

L.Dunlap) E.Locke (Committee J.S.Pratt)

On motion the above was referred back to the Same Committee for the purpose of making a Settlement with Dr.Athon if possible, and report the Same to the Council for ratification.

No 12

From the Committee on gas. By Mr. Locke.

The Committee on gas Submit the following report Bids recieved for the erection of lamps, Posts, and fixtures on New Jersey Street between Washington and Ohio Streets. John Wood \$24.75 per Lamp Geo.H.Cleary 26.00 "

Your Committee have been informed that John Wood will not enter into a contract, but totaly declines. Committee Would therefore reccommend that the contract be awarded to George H. Cleary for the execution of Said work.

E.Locke) J.Vandegrift(Committee W.Hadley)

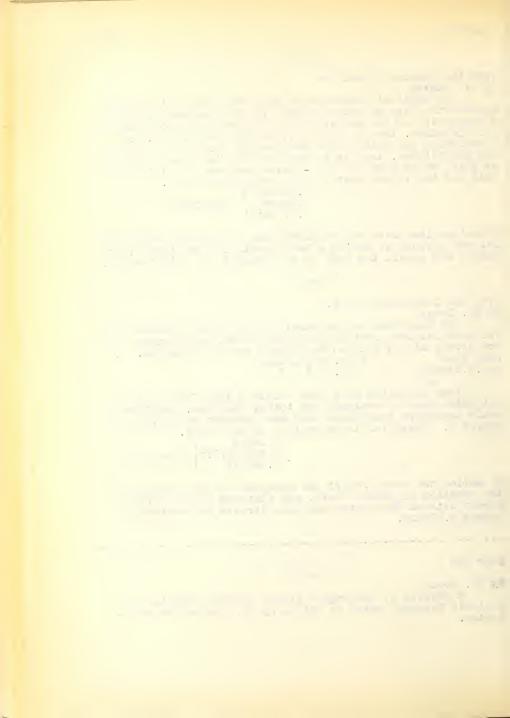
On motion the above report was accepted and the Contract for the Erection of Lamps, Posts, and fixtures on New Jersey Street between Washington and Ohio Streets was awarded to George H.Cleary.

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March 26th 1859 No 13

By Mr. North

A profile of Washington Street between Meridian and Illinois Streets, which on motion by Mr. Vandegrift was adopted.



From the Civil Engineer

The Civil Engineer respectfully reports to the Council 1st That advertisement was made for various Street improvements, and the proposals which have been recieved, for executing the work are herewith Submited.

The bids for the improvement of Streets, and for building five cisterns at different points in the City, where opened and read, and where reffered to the Committee on Streets and alleys, and the Committee on cisterns, to award Contracts to lowest Responsible and best bidder.

On motion by Mr. Porter the contract for grading Michigan Street was awarded to M.O.Conner he being the lowest bidder, his bid beingfifteen cents, and the Civil Engineer was instructed to recieve his bond for the completion of the Same he giveing good and Satisfactory Security, and Engineer was instructed to Set the grade.Stakes, and also report bond of O.Conner to Council to be approved.

2nd The following contracts, and Bonds are Submitted to the Council for approval.

lst Michael O.Conner, for grading and graveling Sidewalk on South Side of Washington Street, between the canal and West Street.

2nd. A.Stewart for grading and graveling Side walk on the North Side of Kentuckey Avenue from Tennessee to West Street.

3nd A.F.Richter for building Stone walls across New Jersey Street at its junction with Virginia Avenue. 4th George H.Cleary for erecting Lamps on Washington Street, between Pennsylvania and New Jersey Streets. 5. George H.Cleary for erecting Lamps on Illinois Street, between Washington and North Streets.

On motion the bond of M.O.Conner, A.Stewart & A.F.Richter were acepted and approved and the bonds of George H.Cleary for the erection of Lamp posts on Washington and New Jersey Streets, was not acepted, and the Civil Engineer was instructed to require additional Security.

3nd In making the Estimate for George H. Cleary for Lamps on New Jersey Street, the Peru Rail Road Company was charged for 60 feet of prop-



erty bordering on East Side of Said Street, but it appears from the records in the the Recorders Office that 60 feet of ground had been given to the City for a Street, the estimate for 60 feet amounts to \$1168, which the Council will please allow to Mr. Clerary. Which on motion by Mr. Vandegrift was allowed and the Clerk was ordered to issue an order for the amount \$11.68. (2726)

The following profiles are herewith Submited to the Council viz

lst Profile	of Massachusetts Avenue, between East Street and
	the donation Line
2nd Profile	of Noble Street, from Virginia Avenue to Louis-
	iania Street,
3nd Profile	of East Street, between McCarty and South Streets
4th Profile	of South, between East and Noble Streets
5th Profile	of Pennsylvania Street and Madison Avenue from
	Pogues Run to the donation Line
6th Profile	of Deleware Street, between Madison Avenue and
	McCarty Street, and
7th Profile	of alley running North and South through Square 39.
	James Wood
Indianapoli	s March 26th1859 Civil Engineer

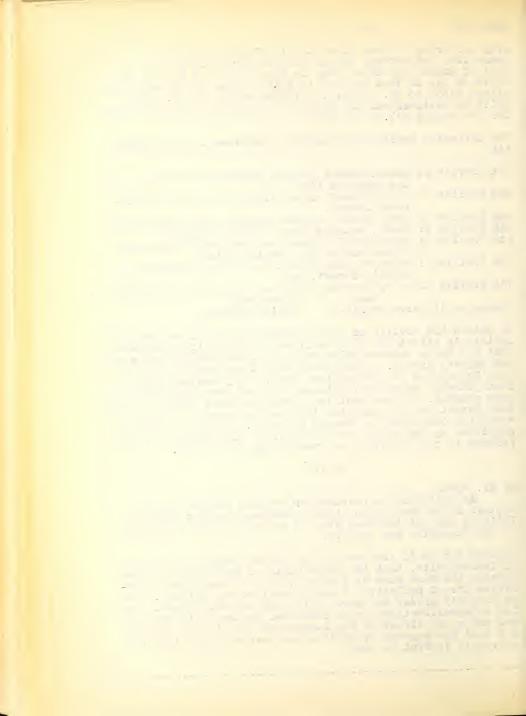
On Motion the profile of Noble Street from Virginia Avenue to Louisiania Street and also profiles of South Street between East and Noble Streets Deleware Street, between Madison avenue and McCarty Street, Pennsylvania Street and Madison Avenue from Pogues Run to the donation Line, alley runing north and South through Square 39, between Ohio and New York Streets, were adopted, and the profile of Massachusetts avenue, between East Street and the donation line was referred to a Special committee consisting of Messrs Fletcher, English, and McNabb gppointed by the Mayor, and the profile of East Street, was referred to the Committee on Streets and and alleys.

No 15

By Mr. North

An Ordinance to provide for grading and paving with boulder Stone Washington Street, between the East Side of Illinois and and the East Side of Meridian Street, exclusive of the Sidewalks and gutters.

Section 1st Be it ordained by the Common Council of the City of Indianapolis, that the whole width of Washington Street between the East Side of Illinois, and the East Side of Meridian Street exclusive of the Sidewalks, and gutters. Shall be properly graded and paved with good boulder Stones, according to Specifications to be furnished by the Civil Engineer and under his direction and Supervsion, and to his approval, and that the expense of grading and paveing Such Street, as aforesaid (except So much



thereof as is occupied by the crossings of Streets and alleys) be assessed against, and collected from the owners of the lots bordering on Said Street between the limits aforesaid according to the provisions of Sections 66 to 69 inclusive of the City Charter.

Section 2nd The Civil Engineer is hereby directed to Set the proper grade Stakes and also to advertise by publication for ten days in the Indianapolis Daily Journal, and by posting up printed notices in not less than five of the most public places in the city that Sealed proposals will be recieved by the Common Council, at the meeting of the Council to be held on the 9th day of April 1859, for the execution of Said work.

Section 3nd This Ordinance Shall take effect and be in force from and after its passage.

The Ordinance was read the first time, and on motion by Mr. North the Ordinance was read a Second time by its title. Mr. North moved that the rules be Suspended and the Ordinance be read a third time now.

The rules were Suspended by the following vote Ayes Messrs Cottrell, Dunlap, Durham, English, Fletcher, Greenfield, Geiesendorff, Pratt, Hadley, Locke, McNabb, North, Porter, & Vandegrift 14. Noes-None.

The question then being put Shall the Ordinance pass it was passed by the following vote. Ayes Messrs Cottrell, Dunlap, Durham, English, Fletcher, Greenfield, Geiesendorff, Pratt, Hadley, Locke, McNabb, North, Porter, and Vandegrift 14. Noes None.

No 16

By Mr. North

An Ordinance to provide for the grading and paving with boulder Stones, the gutters of Meridian Street, between the South Side of Washington Street, and the South Side of Louislania Street.

Section 1st Be it ordained by the Common Council of the City of Indianapolis that the gutters of Meridian Street, between the South Side of Washington Street, and the South Side of Louisiania Street, Shall be properly graded and paved with boulder Stones, according to Specifications to be furnished by the Civil Engineer, and under his direction and Supervision, and to his approval, and that the expense of grading and paving Said gutters as aforesaid (except So much thereof as is occupied by the crossings of Streets and alleys, be assessed against, and collected from the owners of the Lots, bordering onSaid Street, between the limits aforesaid acc-



ording to the provisions of Sections 66 to 69 inclusive of the City Charter.

Section 2nd The Civil Engineer is hereby directed to Set the proper grade Stakes, and also to advertise by publication for ten days in the Indianapolis Daily Journal and by posting up printed notices in not less than five of the most public places in the City, that Sealed proposals will be recieved by the Common Council at the meeting of the Council to be held on the 9th day of April 1859 for the execution of Said work.

Section 3nd This Ordinance Shall take effect and be in force from and after its passage.

The Ordinance was read the first time and on motion of Mr. North the Ordinance was read a Second time by its title. Mr. North moved that the rules be Suspended and the Ordinance was read a third time now. The rules were Suspended by the following vote. Ayes Messrs Cottrell, Dunlap, English, Fletcher, Greenfield, Geiesendorff, Pratt, Hadley, Locke, McNabb, North, Porter and Vandegrift 13. Noes None.

The Ordinance was then read the third time, and the question being put Shall the Ordinance pass it was passed by the following vote. Ayes Messrs Cottrell, Dunlap, English, Fletcher, Greenfield, Geisendorff, Pratt, Hadley, Locke, McNabb, North, Porter and Vandegrift 13. Noes None.

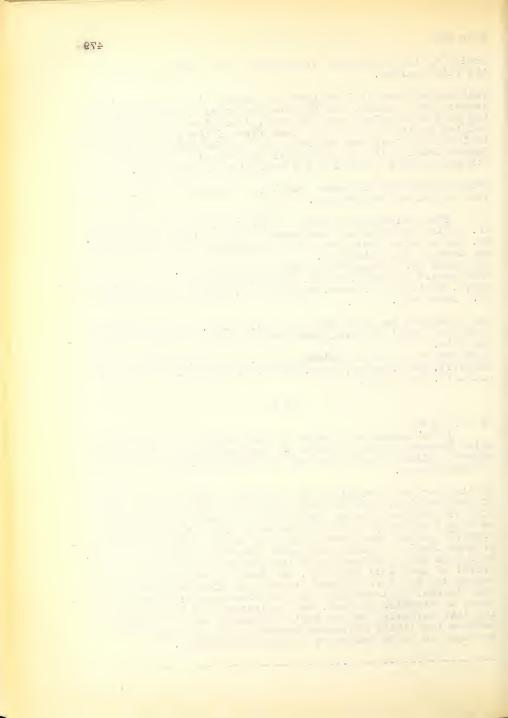
No 17

By Mr. North

An Ordinance to provide for the grading and paving with brick So much of the Sidewalk on the West Side of Meridian Street, between Washington and Louisiania Streets, as is not allready paved.

Section 1st Be it ordained by the Common Council of the City of Indianapolis, that So much of the Sidewalk, on the West Side of Meridian between Washington and Louisiania Streets, as is not allready paved with brick or flag Stone, Shall be properly graded, and paved with good paving brick, and the outer edge Shall be curbed with good limestone properly dressed. Said work Shall be done under the Supervision and to the approval of the Civil Engineer, and that the expense of grading paving and curbing Such Sidewalk as aforesaid (except So much thereof as is occupied by the crossings of Streets and alleys, be assessed against, and collected from the owners of the lots bordering on the part of Sidewalk so to be improved, between the limits aforesaid according to the provisions of Sections 66 to 69 inclusive of the City Charter.

47.9



Section 2nd The Civil Engineer is hereby directed to Set the proper grade Stakes and also to advertise by publication for ten days in the Indianapolis daily Journal and by posting up printed notices in not less than five of the most public places in the City, that Sealed proposals will be recieved by the Common Council at the meeting of the Council to be held on the 9th day of April 1859 for the execution of Said work.

Section 3nd This Ordinance Shall take effect and be in force from and after its passage.

The Ordinance was read the first time and on motion by Mr. North the Ordinance was read a Second time by its title. Mr. North moved that the rules be Suspended and the Ordinance be read a third time now which prevailed by the following vote. Ayes Messrs Cottrell, Dunlap, Fletcher, Greenfield, Geiesendorff, Pratt, Hadley, Locke, McNabb, North, Porter and Vandegrift 12. Noes None.

The Ordinance was then read the third time, the question then being put Shall the Ordinance pass it was passed by the following vote. Ayes Messrs Cottrell, Dunlap, Greenfield, Geiesendorff, Pratt, Hadley, Locke, McNabb, North, Porter and Vandegrift 11. Noes None.

No 18.

On motion of Mr. Hadley the Civil Engineer was instructed to examine and report to Council in regard to the with of Fort Wayne Street between Deleware and Alabama Street.

No 19

By Mr. North.

An Ordinance to provide for the grading and graveling of Meridian Street between Pogues Run and the South Side of McCarty Streets, inclusive of the Sidewalks.

The above Ordinance was read the first time and laid on the table.

No 20

Mr. Cottrell moved that the Chief Fire Engineer have the cupolo of the Union Fire Companys Engine House repaired in Such a manner as to prevent it from leaking, which prevailed.

Mr. Cottrell Moved that the assessment on the improvement Situated on Lot Eleven in Square One hundred be refered to the Committee on finance on Order to ascertain wether the assessment is too high, which prevailed.

No 21

Mr. Cottrell Moved that the Civil Engineer be instructed to give an estimate to A.Stewart for work done by him on Virginia Avenue between Elk Street and the donation line provided the Civil Engineer is Satisfied that the Said Stewart is entitled to Such estimate, which prevailed.

No 22

Mr Cottrell Moved that James Russell be permited to open a gravel pit at the crossing of New Jersey and South Streets in Order to get gravel to gravel Noble Street providing he Shall fill the Same to the Satisfaction of the Civil Engineer, which prevailed.

No 23

Mr. Locke Moved that the Civil Engineer, together with a Select Committee of three, be and is hereby instructed to make profiles of all the Streets laying between West Street and Blakes Street, and St.Clair Street and Washington Street, and Submit the Same to the Common Council, which prevailed.

His Honor Mayor Maxwell appointed as the Committee Messrs Locke, Vandegrift and Pratt.

No 24

Mr Vandegrift Moved I.Sherman be permited to construct a coal vault under the Sidewalk in front of a building about being erected by Said Sherman, and also that he have the privalege of depositing building Material on Washington Street in front of Said building during in Construction, which prevailed.

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No 25

Mr. English Moved that the Rover Fire Company be dismissed from the Fire Department of Indianapolis, which did not prevail by the following vote.

Ayes Messrs English, Noes Messrs Cottrell, Dunlap, Greenfield, Giesendorff, Pratt, Hadley, Locke, McNabb, North, Porter and Vandegrift 11.

No 26

Mr. Vandegrift Moved that the Rover fire Company is hereby authorized to reorganise provided that Said Company does not draw any appropriation from the city untill Said Company Shall be in active Service, which prevailed.

No 27

Mr. Cottrell Moved that the Civil Engineer be and is hereby instructed to reset the grade Stakes on Meek Street, between Noble and Meek Streets, which prevailed.

No 28

Mr. North Moved that the Civil Engineer is hereby directed to make final estimates to Thomas Wrenn for the improvement of Bluff Road Street. Also to M.L.Coyner for the improvement of Tennessee Street so Soon as Said improvement Shall be completed, according to Contract, and to the Satisfaction of Said Engineer, also partial estimates for work done on Maryland Street to Martin L.Coyner which prevailed.

No 29

Mr. Greenfield Moved that the Committee on Streets and alleys be instructed to examine the gutter on the North Side of Washington Street west of the canal running to West Street, and report wether the City is not liable to fill up the Same to carry of Stagnant water Standing in Same, which prevailed.

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By Mr. English Moved that a final estimate be given to Michal O.Sullivan on his contract on Liberty Street So Soon as the improvement of Said Street is finished according to the requirements of the Civil Engineer which prevailed.

No 31

Mr. English Moved that the Civil Engineer be directed to report a profile of Davidson Street between Market and North Streets which prevailed.

No 32

Mr. English Moved that Mr. C. Hilgemeyer be permited to take water from the well near the South West Corner of Washington and Pennsylvania Street for Street Sprinkling which prevailed.

No 33

Mr. Porter Moved that James C. Yohn be allowed to occupy with building material during the progress of his building, one half of those parts of Washington and Meridian Streets adjacent to his property, which prevailed.

No 34

By Mr. Porter Moved that the Civil Engineer be requested to present at the next meeting a profile of the grade of New Jersey Btreet, between South and Merrill Streets, which prevailed.

No 35

Mr. Porter Moved that the Street Commissioner be directed to fill up with gravel the holes in Pennsylvania Street, between Vermont and Michigan Streets, upun which the ayes and Noes were demanded, which resulted as follows. Ayes Messrs Greenfield, Pratt, Hadley, Porter and Vandegrift 5. Noes Messrs Cottrell, Dunlap, English, Geiesendorff, Locke, Mc-Nabb, and North 7. Lost.

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No 36

On motion the Street Commissioner was directed to notify the gas and Coke Company to fill hole made by them near the Govenors residence on Illinois Street.

No 37

Mr. Gelesendorff Moved that the Committee on Fire Department in Conjunction with the Chief Fire Engineer be directed to Enquire into the expediency of furnishing Rover Fire Company with an Engine and apparatus for active Service, which prevalled.

No 38

On Motion of Mr. Cottrell, The Clerk was ordered to issue precepts on two affidavits in favour of M.O.Conner for grading



and graveling, and graveling of New York Street and Sidewalks, between New Jersey Street and Noble Street against Mrs. Wilkenson, one affidavit for fifteen dollars and thirty Six cents and one for four dollars and Eighty Cents, for Street improvement in front of lot Eight in Out Lot fifty Eight.

No 39

Mr. North Moved that the Engineer be directed to Set the grade Stakes on Noble Street, between the Indianapolis and Cincinnati Rail Road and South Street, which prevailed. On Motion the Council adjourned. Attest John G. Waters Samuel D. Maxwell City Clerk Mayor Page 533 BLANK