Council Chamber Wednesday Eve. May 4, 1859.

Council met pursuant to adjournment with a full attendance of members.

On motion of Mr. North it was unanimously resolved that the beading of the revised Ordinances be resumed. Such reading was resumed and 14th, 15th, 16th, 17th, 18th & 19th Ordinances were read for the third time, and respectively ordered to lie on the table. The whole 19 Ordinances were then put on their passage, and, after amendment, by unanimous consent, of the 9th, 13th, 14th, 18th & 19th Ordinances, by appending to each a cautionary proviso protective of the existing rights of the City; and of Ordinance 15, by substituting in the 4th section thereof the words "some regular physician" for the words "the proper party by them supplied"; and of Ordinance 13, by substituting in the 8th section thereof, the words, "in a sum estimated at the rate of ten dollars per lamp-post", in place of the words, "in the sum of one hundred dollars", they were all successively passed by a unanimous vote.

The following are the numbers and titles of said Ordinances, with the votes on each.

Ordinance 1. "Defining the limits of the City of Indianapolis". passed by, Yeas. Messes Cottrell, Dunlap, Durham, English, Fletcher, Greenfield, Geisendorff, Pratt, Hadley, Locke, McNabb, North, Vandegrift 13. Noes None.

Ordinance 2. "Establishing and bounding the wards of the City." Passed by Year, Messrs Cottrell, Dunlap, Durham, English, Fletcher, Greenfield, Geisendorff, Pratt, Hadley, Locke, McNabb, Vandegrift 13. against Noes None.

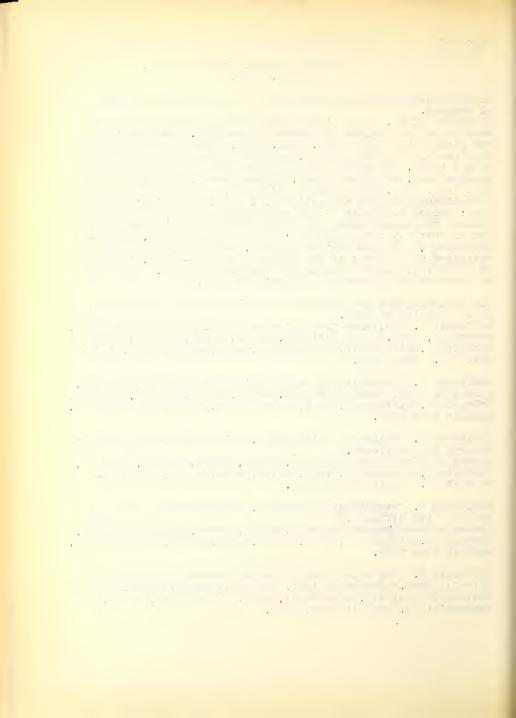
Ordinance 3. "Relative to the bonds, malfeasance, and trial of General City Officers."

Passed by Ayes Messrs Cottrell, Dunlap, Durham, English, Fletcher, Greenfield, Geisendorff, Pratt, Hadley, Locke, McNabb, North, Vandegrift 13. against Noes None.

Ordinance 4. "Describing the powers, functions and duties of General City Officers."

Passed by Ayes Messrs Cottrell, Dunlap, Durham, English, Fletcher, Greenfield, Geisendorff, Pratt, Hadley, Locke, McNabb, Vandegrift 13. against Noes none.

Ordinance 5. "Including sundry special powers and duties of City Officers." Passed by Ayes. Cottrell, Dunlap, Durham, English, Fletcher, Greenfield, Geisendorff, Pratt, Hadley, Locke, McNabb, Vandegrift 13. against noes, none.



Ordinance 6. "Regulating the Police Force of the City."

Passed by, Ayes. Messrs Cottrell, Dunlap, Durham, English,

Fletcher, Greenfield, Geisendorff, Pratt, Hadley, Locke, McNabb,

North and Vandegrift 13. Noes, None.

Ordinance 7. "Concerning the Fire Department and the prevention and extinction of Fires." Passed by the following vote; Ayes: Messrs.Cottrell, Dunlap, Durham, English, Fletcher, Greenfield, Geisendorff, Pratt, Hadley, McNabb, Locke, North and Vandegrift; making 13 affirmative votes against Noes none.

Ordinance 8. "Regulating and protecting Streets, Alleys, Sidewalks, Gutters, Shade-trees &c &c." Passed by the following vote, viz: Axes: Messrs, Cottrell, Dunlap, Durham, English, Fletcher, Greenfield, Geisendorff, Pratt, Hadley, Locke, McNabb, North and Vandegrift; making 13 affirmative votes against Noes none.

Ordinance 9. "Regulating the Lighting of the City." Passed by thirteen Ayes, viz: Messrs Cottrell, Dunlap, Durham, English, Fletcher, Greenfield, Geisendorff, Pratt, Hadley, Locke, McNabb, North and Vandegrift, against Noes none.

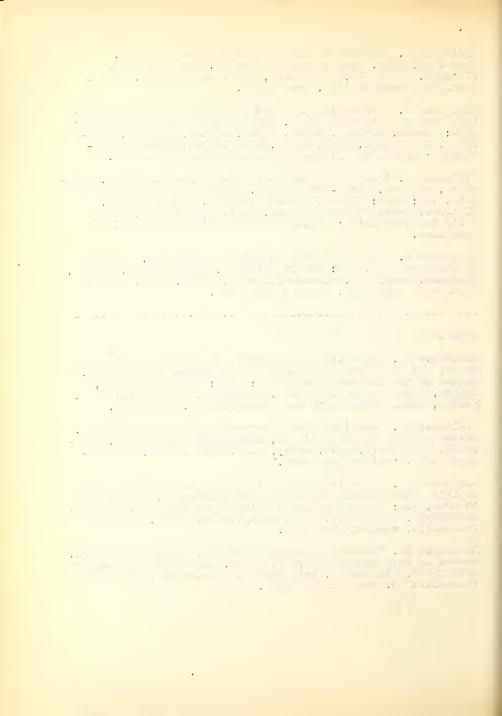
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Ordinance 10. "Relative to Omnibuses, Runners &c at the Union Depot, and the general protection of travelers in the City." Passed by the following vote, viz: Yeas: Messrs Cottrell, Dunlap, Durham, English, Fletcher, Greenfield, Geisendorff, Pratt, Hadley, Locke, McNabb, North and Vandegrift 13. Noes None.

Ordinance 11. "Regulating and protecting the Public Markets." Passed by Ayes Messrs Cottrell, Dunlap, English, Fletcher, Greenfield, Geisendorff, Pratt, Hadley, Locke, McNabb, North, and Vandegrift 13. against Noes none.

Ordinance 12. "Relative to the licensing and regulating of certain extraordinary Trades and Establishments." Passed by 13 ayes, viz: Messrs Cottrell, Dunlap, Durham, English, Fletcher, Greenfield, Geisendorff, Pratt, Hadley, Locke, McNabb, North and Vandegrift, against Noes none.

Ordinance 13. "Protecting Public Morality, Decency and Order."
Passed by Axes Messrs Cottrell, Dunlap, Durham, English, Fletcher,
Greenfield, Geisendorff, Pratt, Hadley, Locke, McNabb, North and
Vandegrift 13. against Noes none.



Ordinance 14. Regarding Public Safety, Comfort and Convenience. Passed by Ayes, Messrs Cottrell, Dunlap, Durham, English, Fletcher, Greenfield, Geisendorff, Pratt, Hadley, Locke, McNabb, North and Vandegrift 13. Against Noes none.

Ordinance 15. "Defining the powers and duties of the Board of Health." Passed by Ayes, Messrs Cottrell, Dunlap, Durham, English, Fletcher, Greenfield, Geisendorff, Pratt, Hadley, Locke, McNabb, North and Vandegrift 13 against Noes none.

Ordinance 16. "Protecting the Public against Dangerous Diseases."
Passed by ayes Messrs Cottrell, Dunlap, Durham, English, Fletcher,
Greenfield, Geisendorff, Pratt, Hadley, Locke, McNabb, North and
Vandegrift 13. against Noes none.

Ordinance 17. "Regulating Cemeteries, prescribing the duties of the Sexton, and Squarding the sanctity of the Dead." Passed by Ayes Messrs Cottrell, Dunlap, Durham, English, Fletcher, Greenfield, Geisendorff, Pratt, Hadley, Locke, McNabb, North and Vandegrift 13. against Noes none.

Ordinance 18. "Containing regulations as to Contracts with the City." Passed by Ayes Messrs Cottrell, Dunlap, Durham, English, Fletcher, Greenfield, Geisendorff, Pratt, Hadley, Locke, McNabb, North and Vandegrift 13. against Noes none.

Ordinance 19. "Regulating the collection of fines imposed on behalf of the City." Passed by Ayes Messrs Cottrell, Dunlap, Durham, English, Fletcher, Greenfield, Geisendorff, Fratt, Hadley, Locke, McNabb, North and Vandegrift 13. against Noes None.

Mr. North moved to take up the regular order of business which motion prevailed.

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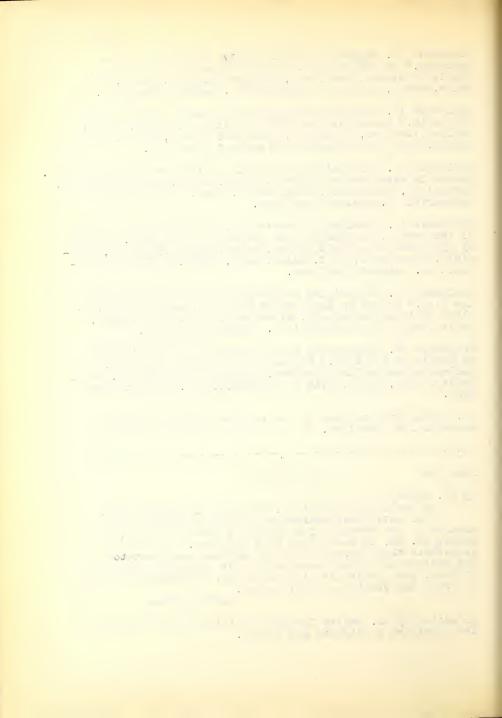
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By Mr. Hadley

To the Common Council of the City of Indianapolis. Your petitioner represents to your Honorable body that he is the owner in fee Simple of Lots 27 and 28, in Square No. 85, in Washington Hall addition. He further represents that there is an alley between back part to the Madison Rail Road track and is not generally used as a highway. Your petitioner therefore ask, your honorable body to order the vacation of said alley.

Danial Yandes

On motion by Mr. Hadley The above petition were referred to the Committee on Streets and Alleys.



By Mr. Cottrell.

From the Committee on Streets and Alleys.
To whom was refered the Bids for street improvement, report as follows.

For grading and graveling the Side walk on the on the North Side of Washington Street, between East and Noble Streets. John Kelliher is the best bidder.

Concurred in, and on Motion the above contract was awarded to John Kelleher.

Second. Meridian Street between Pogues Run and McCarty street W. & R. Johnson are the best bidders.
Concurred in and on Motion the contract was awarded to the above W & R. Johnson.

Third. Thomas Wren having failed to give his bond for grading and graveling that portion of Massachusetts avenue being between Ash and New Jersey streets, we would recommend that the contract be awarded to W. & R. Johnson they being the next best bidders. Concurred in and the contract was awarded to said W & R Johnson.

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Fourth. Danmeyer & Simon having failed to give their bond for grading and graveling Delaware Street between South and Maryland Street, Recommend the contract be awarded to W.L.Coyner.

Concurred in and on motion the contract was awarded to said M.L.Coyner.

Fifth

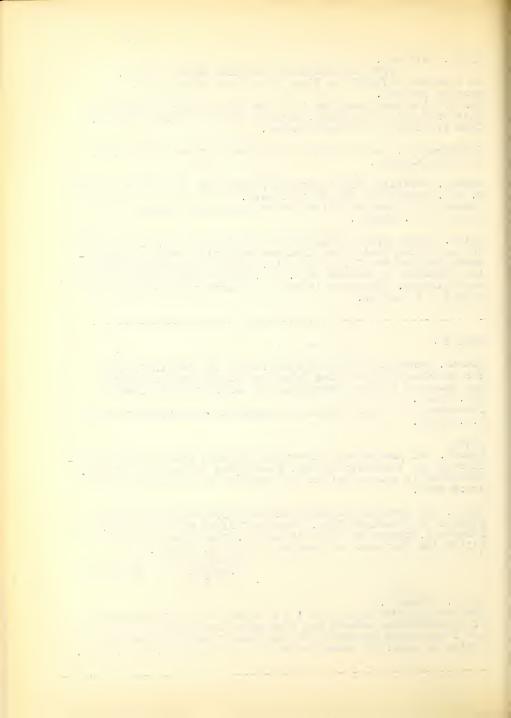
Fourth. For grading and graveling Michigan Street between Caltformia and Blackford Strets, Jerre Shea is the best bidder. Concurred in and on Motion the contract was awarded to said Jerre Shea.

Sixth. For Grading and graveling the side walk on the West side of the Michigan Road, between Indiana Avenue and St. Clair Streets A. Stewart is the best bidder. Concurred in and on motion the contract was awarded to said A. Stewart.

Thomas Cottrell)
S.McNabb (Committee
Erie Locke)

By Mr. Cottrell.

The bond and contract of W & R Johnson for the improvements of Massachusetts avenue and side walks between New Jersey and Ash Streets was presented to the Council and approved they giving as security Jacob Vandegrift and George W.Pitts, Esqrs.



From the Street Commissioner
Indianapolis May 4th 1859

To the Honorable the Mayor and Common Council of the City of Indianapolis the Undersigned, Street Commissioner respectfully Submitts the following report.

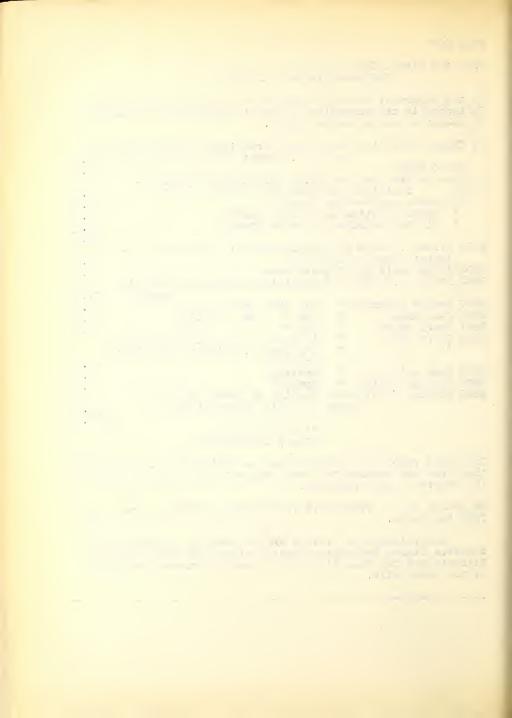
To Thomas Ferritter For filling crossings and mud holes	
New York, Market and East Streets	\$25.60
For 3 hands	4.25
Also on New York and Noble Streets and the Belle-	
2910 fontaine Rail Road for filling mudhole	22.50
For Hands and Hauling Gravel	5.62
Opening Gutter on Georgia Street	1.25
" Filling Mudholes on Bates Street	36.25
Filling maddeles on pases succes	\$95,47
0000 Himm M. Javis Won houling ground & Chole in diff	\$30,71
2900 Hiram T. Louis For hauling gravel & Spals in dif-	24.75
ferent parts of the City	
2903 Jacob Louis For 7 days labor	8.75
2883 Robert A. Looker For Repairing Culvert on Virginia	
Avenue	27.95
2897 George Hurenger 172 days Labor @ 125	21.56
2885 John Shope	17.81
2887 Henry Shope " $14\frac{1}{2}$ " 125	17.81
2904 Jerre Shea " 10 days hauling with two teams	
" California, Illinois and Delawa	
Streets	50.00
2908 Cash paid " hauling	4.75
2909 Anthony Miller " Drayage	5.25
2890 William Vanblaricum Hauling 86 loads Gravel on	0.20
	64 50
South Illinois Street at 75¢	64.50
	\$340.60
Henry Colestock	

Street Commissioner

The above report was received and on motion by Mr.Geisendorff the Clerk was ordered to issue orders to the persons named in the report on the Treasurer.

On motion by Mr. Vandegrift The following Ordinance was taken from the Table.

An Ordinance to provide for the Grading and paving with boulders Stones Washington Street between the East Side of Illinois and the East Side of Mississippi Streets exclusive of the Side walks.



The question then being put Shall the Ordinance pass. It was passed by the following vote.

Ayes, Mess. Cottrell, Dunlap, Durham, English, Fletcher, Greenfield, Geisendorff, Pratt, Locke, McNabb, North & Vandegrift 12

field, Geisendorff, Pratt, Locke, McNabb, North & Vandegri, Noes Mr. Hadley 1.

By Mr. Pratt

An Ordinance

To provide for the Grading and graveling an Alley running North
and South through Square No.33, between Ohio an New York Streets.

The Ordinance above was read the first time and upon Motion by Mr. Pratt it was read the second time by its title.
Mr. Pratt moved that the rules be suspended and the Ordinance be read a third time now, the rules were Suspended by the following vote.

Ayes Mess. Cottrell, Dunlap, Durhan, English, Fletcher, Greenfield, Geisendorff, Pratt, Hadley, Locke, McNabb, North and Vandegrift 13.

Noes None.

The Ordinance was then read the third time, the question being put, Shall the Ordinance pass it was passed by the following vote.

Ayes Mess Cottrell, Dunlap, Durham, English, Fletcher, Greenfield, Geisendorff, Pratt, Hadley, Locke, McNabb, North and Vandegrift 13. Noes None.

By Mr. McNabb.

Moved that the Street Commissioner is hereby instructed to cover such parts of the Culvert on the Bluff road as are left open. Which motion was adopted.

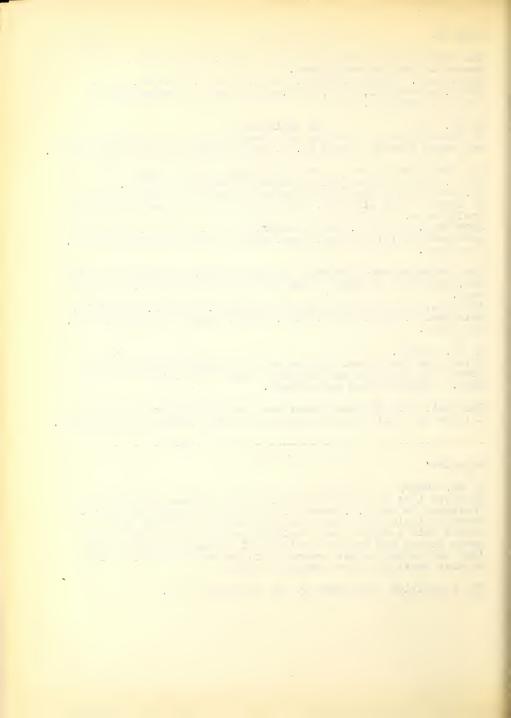
The Cheif Fire Engineer Submitted his Annual Report which was laid on the Table and five hundred copies ordered to be printed.

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By Mr. Hadley Resolved that the contract Entered into between the City of Indianapolis and P.R. Farroll for grading of North Street between Illinois and Delaware Street be and is hereby declared void and the Civil Engineer is directed to reset the grade stakes and make an estimate of the grading yet to be done and advertise for proposals to be received at the first regular meeting of the Council in June.

The resolution was passed by the following vote.



Ayes Mess. Cottrell, Dunlap, Durham, English, Fletcher, Greenfield, Geisendorff, Pratt, Hadley, Locke, McNabb, North & Vandegrift 13.

Noes None.

By Mr. English
Moved that the chief Fire Engineer be directed to repair the floor of No.2 Engine House immediately. Which motion was adopted.

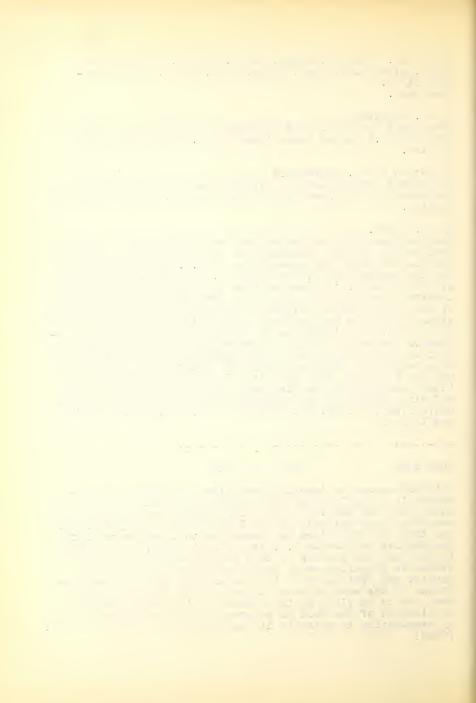
On Motion by Mr. Vandegrift
The Street Commissioner be directed to repair the gutter at
the crossing of Tennessee and Ohio Streets, which motion was
adopted.

By Mr. North.
Resolved that 1000 copies of the New Edition of the amended Charter and revised Ordinances of this City now in process of publication under the supervision of H.B.Cotton be printed for the general use of the Citizens. That the further number of 100 copies of the same edition be bound with interleaves inserted through the whole of the new Ordinance for the use of the Councilmen and officers of said City in order that the expunging on the printed page and writing or pasting on the blank leaf, the alteration or repeal of any word clause section or the whole of any ordinance they may be able to keep a perfect record of and have ready reference to the State of the City Laws for a long term of years, without the necessity of any new editions, that the City Clerk take charge of said interleaved copies and give one if desired to each Councilman and city officer on his enduction into office that the 3rd, 4th,5th,6th,7th,8th,9th,10th,11th,12th,13th,14th,15th,16th, and 17th of

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said Ordinances as imposing penalties and being new Ordinances in a legal sense, and therefore requiring publication under the 39th Section of the City Charter be published for two weeks consecutively in the Indianapolis Weekly Journal, and that the City Clerk be instructed to issue an order for One hundred dollars to H.B.Coton for his labor in searching through all the records of this Council and copying and otherwise preparing every thing necessary for publishing the Charter and Ordinances on the former plan leaving the valuations of the work expended in getting up the edition on the new plan to be fixed by the Council or its Committee on the publication of the work or so soon as they may be better able by examination to estimate its character and permanent value. (2882)



The resolution was passed by the following vote.

Ayes Mess. Cottrell, Dunlap, Durham, English, Fletcher, Greenfield, Geisendorff, Pratt, Hadley, Locke, McNabb, North & Vandegrift 13.

Noes None.

By Mr. Fletcher.

The assessment for the year 1859 from the City Assessor David L. Merryman which on motion of Mr. Fletcher was accepted and also on motion by the same the City Clerk was directed to draw orders in favor of said Merryman for the balance due him on his salary as such assessor Three hundred and fifty dollars for the year 1859. (2928)

By Mr. English

Resolved that the following extra Saleries be allowed the following officers for the past year.

To the City Clerk Three hundred dollars (2925)
Civil Engineer Two hundred dollars (2967)

" Street Commissioner One hundred dollars (2924)

On motion the above resolution was amended by adding \$50 to the Depty Marshals Salary.

Mr. Cottrell moved to amend the above resolution by striking out two to the Civil Engineer and insert one and to strike out One hundred to the Street Commissioner and insert fifty.

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And strike out Fifty to the Depty Marshal altogether which did not prevail. (2953)

Mr. Cottrell then moved his motion strike out fifty to Deputy Marshal upon which the Ayes and nays were demanded which resulted as follows.

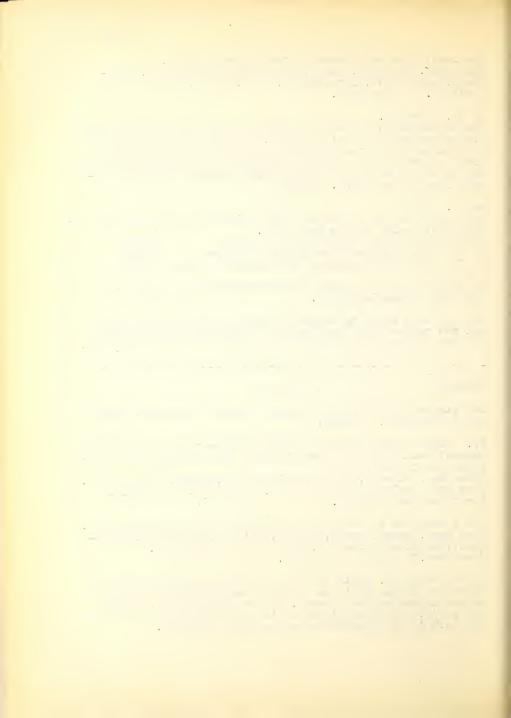
Ayes Mess.Cottrell, English, Hadley, Locke, McNabb, and North 6. Noes Mess Dunlap, Durham, Fletcher, Greenfield, Geisendorff, Pratt and Vandegrift 7.

The resolution as amended was adopted by the following vote.

Ayes Mess. Dunlap, Durham, English, Fletcher, Greenfield, Geisendorff, Pratt, Hadley, McNabb, North and Vandegrift 11.

Noes Mess. Cottrell and Locke 2.

On motion by Mr. North the Council R_e solved itself into the Committee of the whole on the Size and quality of boulders to use in paving the Streets. And on motion by Mr. Dunlap the Subject in regard to what sized bowlders should be used was left to the discretion of the Civil Engineer.



By Mr. North

Moved that the Street Commissioner be instructed to notify the Contractor on Reiys building on Washington Street to remove the Rock in front of said new building so as to admit of the free passage of Carriages between the Centre of said Street and Said pile of rock. which was adopted.

By Mr. Hadley
Moved that the Street Commissioner be directed to open a
sufficient number of sink holes to drain the water from North
Street, which was adopted.

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Mr. Cottrell Moved
That the Civil Engineer is hereby directed to give Thomas
Wren a final estimate on the Bluff Road when such work shall
have been performed to his satisfaction and the Clerk is
authorized to issue the proper Orders for the Citys portion
upon the certificate of the Engineer. Which motion was adopted. (2961)

On Motion by Mr. Vandegrift the Council adjourned to meet on Saturday Evening next at at $7\frac{1}{2}$ Oclock P.M. Attest

John G. Waters City Clerk

City Clerk Samuel D. Maxwell

Mayor

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