OFFICIAL JOURNAL.

THE COMMON COUNCIL.

BOARD OF ALDERMEN.

TUESDAY, December 11th, 1855.

The Board met this day pursuant to adjournment.

Members present—Hon. J. J. Lugenbuhl, President; Messrs. Bailey, Durell, Denegre, Dupre, Gillmore, Converse, Price, Pride and Tompkins—10.

To the reading of the minutes was, on motion, dispensed with.

The following message was read and referred to the Police Committee:

MAYORALTY OF NEW ORLEANS, City Hall, Dec. 11, 1855.

To the President and Members of the Common Council.

Gentlemen—By a resolution, adopted by the Board of Police at its last meeting, I have been requested to address you, for the purpose of recommending an increase of 150 men in the police.

The necessity of such increase is clearly demonstrated as called for by the great number of crimes and offences daily occurring in this city.

From the last report of the Chief of Police, it appears that the present force is insufficient to protect the city with any degree of efficacy.

Considerable portions of the city, particularly the upper, lower and rear, are almost without any protection; moreover the port suffers severely from nightly depredations, there being no River Police. We have the necessary boats on hand, but want the force to man them.

The actual police force is about one-half what it formerly was, and the city increasing in population and extent, consequently the beats have been in most cases doubled in length.

The force is distributed as follows:

The Day Police consists of, for the whole city,	73 men.
Night Clerks and Assistants for the six lock ups,	11
	84
Balance for night duty for the whole city.....	166.
Total.....	250

According to the report of the Chief of Police, to remedy existing evils, an additional force of 250 men is necessary, and the Grand Jury have recommended an increase to that number, but I conscientiously believe, that 150 men more in addition to the present, together with a small and well picked number of men, as a secret or detective police, would be ample for all purposes; provided the regular preventive portion of the Department be suitably uniformed, as I have on a former occasion stated, I consider the most important improvement which could be introduced into the Department, and again recommend that the Council make some provision, by which it can be properly consummated, either by the city paying the cost of the first uniform, or a portion thereof.

Respectfully submitted,
JNO. L. LEWIS, Mayor.

The following message was read:

BOARD OF ASSISTANT ALDERMEN, New Orleans, Dec. 6, 1855.

To the President and Members of the Board of Aldermen:

Gentlemen—Your concurrence is respectfully requested in the following resolutions adopted by this Board:

A resolution granting permission to E. Godard to make balloon ascensions from the Place d'Armes.

A resolution authorizing the Keeper of the Court-Houses to have repaired the stoves in the different Court-Houses, and to place stoves where the same may be required.

Respectfully,
JAS. A. HOPKINS, Secretary.

The following resolutions, adopted by the Assistant Board, were read twice and concurred in, the rules being suspended:

A resolution granting permission to E. Godard to make balloon ascensions from the Place d'Armes.

A resolution authorizing the Keeper of the Court-Houses to have repaired the stoves in the different Court-Houses, and to place stoves where the same are required.

The following message was read:

BOARD OF ASSISTANT ALDERMEN, New Orleans, Dec. 10, 1855.

To the President and Members of the Board of Aldermen:

Gentlemen—By a resolution, adopted by the Board of Police at its last meeting, I have been requested to address you, for the purpose of recommending an increase of 150 men in the police.

The necessity of such increase is clearly demonstrated as called for by the great number of crimes and offences daily occurring in this city.

From the last report of the Chief of Police, it appears that the present force is insufficient to protect the city with any degree of efficacy.

Considerable portions of the city, particularly the upper, lower and rear, are almost without any protection; moreover the port suffers severely from nightly depredations, there being no River Police. We have the necessary boats on hand, but want the force to man them.

The actual police force is about one-half what it formerly was, and the city increasing in population and extent, consequently the beats have been in most cases doubled in length.

The force is distributed as follows:

The Day Police consists of, for the whole city,	73 men.
Night Clerks and Assistants for the six lock ups,	11
	84
Balance for night duty for the whole city.....	166.
Total.....	250

According to the report of the Chief of Police, to remedy existing evils, an additional force of 250 men is necessary, and the Grand Jury have recommended an increase to that number, but I conscientiously believe, that 150 men more in addition to the present, together with a small and well picked number of men, as a secret or detective police, would be ample for all purposes; provided the regular preventive portion of the Department be suitably uniformed, as I have on a former occasion stated, I consider the most important improvement which could be introduced into the Department, and again recommend that the Council make some provision, by which it can be properly consummated, either by the city paying the cost of the first uniform, or a portion thereof.

Respectfully submitted,
JNO. L. LEWIS, Mayor.

The following message was read:

BOARD OF ASSISTANT ALDERMEN, New Orleans, Dec. 6, 1855.

To the President and Members of the Board of Aldermen:

Gentlemen—Your concurrence is respectfully requested in the following resolutions adopted by this Board:

A resolution granting permission to E. Godard to make balloon ascensions from the Place d'Armes.

A resolution authorizing the Keeper of the Court-Houses to have repaired the stoves in the different Court-Houses, and to place stoves where the same are required.

Respectfully,
JAS. A. HOPKINS, Secretary.

The following resolutions, adopted by the Assistant Board, were read twice and concurred in, the rules being suspended:

A resolution granting permission to E. Godard to make balloon ascensions from the Place d'Armes.

A resolution authorizing the Keeper of the Court-Houses to have repaired the stoves in the different Court-Houses, and to place stoves where the same are required.

The following message was read:

BOARD OF ASSISTANT ALDERMEN, New Orleans, Dec. 10, 1855.

To the President and Members of the Board of Aldermen:

Gentlemen—Your concurrence is respectfully solicited in the following resolutions adopted by the Board of Assistants:

A resolution to pay sundry persons.

A resolution requesting the Street Commissioner to have St. Anthony's Canal filled up, and requiring the Surveyor to cause an outlet through Elysian Fields to be opened so as to discharge the waters of Claiborne Canal into Marigny canal.

A resolution authorizing the Comptroller to sell at auction the privilege of running a steam ferry for the term of ten years, said ferry to be established at the foot of Jackson street.

A resolution requiring the Street Commissioner not to cause to be arrested any goats found at large below the West side of Claiborne street, First, Second, Third and Fourth Districts, and Clara street, First District.

A resolution granting permission to F. A. Gothwald to establish a brewery on his premises, corner of St. Philip and Dauphine streets.

A resolution granting permission to Geo. Gowans to erect a small steam engine on his property.

A resolution allotting the space between the Beef and Vegetable Markets, Second District, exclusively for the sale of fruit, and prohibiting the sale of fruit in any of the markets of the Second District.

A resolution prohibiting the sale of oysters on the levees between the Beef and Vegetable Markets, Second District, as also on any of the levees or wharves of the city.

A resolution authorizing the Recorder of the First District to employ a suitable person to keep his court room clean.

A resolution authorizing the Recorder of the First District to purchase sundry articles for the use of his office, and authorizing the Comptroller to warrant on the Treasurer for the same.

A resolution requesting the joint committee, appointed to employ experts to examine the books of the Treasurer, to report to the Council the progress made by the same, and about what time the same shall be finished.

A resolution authorizing the City Attorney to bring the case of J. B. G. Arnoux vs. the city of New Orleans, before the Supreme Court of the United States.

Respectfully,
JAS. A. HOPKINS, Sec'y.

The following resolutions, adopted by the Assistant Board, were read twice and concurred in, the rules being suspended:

A resolution to pay sundry persons. (Adopted December 7th, 1855.)

Yeas—Messrs. Bailey, Durell, Denegre, Dupre, Gillmore, Converse, Price, Pride and Tompkins—9.

A resolution granting permission to Geo. Gowan to erect a suitable steam engine on his property.

Mr. Culbertson took his seat.

The following resolutions, adopted by the Assistant Board, were referred to the Committee on Streets and Landings:

A preamble and resolution requiring the Street Commissioner to have St. Anthony canal filled up, and requiring the Surveyor to cause an outlet through the Elysian Fields to be opened, so as to discharge the waters of Claiborne canal into Marigny canal.

A resolution authorizing the Comptroller to sell at auction the stream ferry privilege for the term of ten years. Said ferry to be established at the foot of Jackson street, Fourth District.

The following resolutions, adopted by the Assistant Board, were referred to the Police Committee:

A resolution requesting the Street Commissioner not to cause to be arrested all goats found at large below the west side of Claiborne street, First, Second, Third and Fourth Districts, and Clara street, First District.

A resolution granting permission to F. A. Gothwald to establish a brewery on his premises, corner of St. Philip and Dauphine streets.

A resolution prohibiting the sale of oysters on the levee, between the Beef and Vegetable markets, Second District, as also on any of the levees or wharves of the city.

A resolution authorizing the Recorder of the First District to employ a suitable person to keep his office clean and the court-room in order.

The following resolution, adopted by the Assistant Board, was referred to the Finance Committee:

A resolution authorizing the Recorder of the First District to purchase sundry articles for the use of his office, and authorizing the Comptroller to warrant on the Treasurer for the same.

The following resolution, adopted by the Assistant Board, was laid on the table, subject to call:

A resolution requesting the joint committee appointed to employ experts to examine the Treasurer's books to report to the Council the progress made by the same, and about what time the examination will probably be finished.

The following resolution, adopted by the Assistant Board, was, on motion, laid on the table:

A resolution allotting the space between the Beef and Vegetable markets, Second District, exclusively for the sale of fruit, and prohibiting the sale of fruit in any of the markets of the Second District.

The following message was read:

BOARD OF ASSISTANT ALDERMEN, New Orleans, December 5th, 1855.

To the President and Members of the Board of Aldermen:

Gentlemen—I have the honor to inform you that the following ordinances, adopted by your honorable body, were concurred in by this Board:

An ordinance to regulate the sale of slaves connected in the Police Jail.

An ordinance to provide for the sale of a lease of the City Work-house.

Very respectfully,
JAMES A. HOPKINS, Secretary.

The following message was read:

BOARD OF ASSISTANT ALDERMEN, New Orleans, Dec. 5th, 1855.

To the President and Members of the Board of Aldermen:

Gentlemen: I have the honor to inform you that the following ordinance, adopted by your honorable body, were concurred in by this Board:

An ordinance concerning the Fire Department.

A resolution requesting the Street Commissioner to have drains extended across Penn street during market hours.

A resolution authorizing the Comptroller to sell at auction the contract for cleaning the paved and unpaved streets and repairing the unpaved streets of the Fifth and Eleventh Wards, and also a contract for attending the nuisance boat and wharves.

A resolution authorizing the Surveyor to give the lines, levels and grades to the sidewalks on Common, Philippa and Baronne streets.

A resolution appointing a special joint committee to adjust all claims of the late Fire Department of New Orleans upon the city.

Messrs. Eager, Thayer, Chambers, Bonny and Gayol were appointed as members of the committee on the part of this Board.

The following resolutions and ordinance, rejected by your honorable body, were persisted in, and the Committee on Streets and Landings appointed as a committee of conference on the subject on the part of this Board:

A resolution authorizing the Street Commissioner to have constructed a flag crossing at the junction of Old and New Magazine street to Felicity street.

A resolution authorizing the Surveyor to have the bridge at Carrollton Avenue repaired.

An ordinance concerning the grades of sidewalks in the city of New Orleans.

The following resolutions, rejected by your honorable body, were persisted in, and the Committee on Claims appointed as a committee of conference on the subject on the part of this Board:

A resolution referring the petition of P. Gelbhack to the Assistant City Attorney with power to act.

A resolution to pay J. M. Duperey $37 57-100.

A resolution authorizing the City Attorney to cancel a judgment recorded against P. A. Hebrard.

Respectfully,
JAS. A. HOPKINS, Secretary.

Mr. Bailey moved that the Committee on Streets and Landings be appointed a committee of conference on the resolution rejected by this Board, and persisted in by the Assistant Board, "authorizing the Street Commissioner to have constructed a flag crossing at the junction of Old and New Magazine street to Felicity street"—lost.

On motion, the Board receded from their action on the foregoing resolution, and concurred in the same, with the following amendment:

Provided that the stone now at the Work-house be used to construct said footway, which is not to be more than six feet wide.

On motion, the resolution was sent to the Assistant Board to be concurred in, in its amended form.

The Committee on Streets and Landings was appointed a committee of conference on the following resolution and ordinance rejected by this Board, and persisted in by the Assistant Board:

A resolution authorizing the Surveyor to have the bridge at Carrollton Avenue repaired.

An ordinance concerning the grades of sidewalks in the city of New Orleans.

The Judiciary Committee was appointed a committee of conference on the following resolutions, rejected by this Board, and persisted in by the Assistant Board:

A resolution referring the petition of P. Gelbhack to the Assistant City Attorney, with power to act.

A resolution to pay J. M. Duperey $37 57.

A resolution authorizing the City Attorney to cancel a judgment recorded against P. A. Hebrard.

PETITIONS, ETC.

A petition of S. Fortier, asking permission to erect a steam engine at the corner of Roman and St. Ann street, was read.

The rules being suspended, Mr. Dupre offered the following resolution, which was read twice and adopted:

Resolved, That permission be granted to S. Fortier, Esq., to erect a steam engine on his property, situated at the corner of Roman and St. Ann streets, the same to remain during the pleasure of the Common Council.

The petition of John Gallagher, praying for the payment of his salary as policeman for a period of 31 days, (during which he was unable to perform his duties, on account of injuries received at the Ninth Precinct on the 6th day of November last,) and also for the payment of his physician's bill, was referred to the Police Committee.

A communication of Jose Martinez, relative to a judgment recorded, through error, against his property for taxes, was referred to the Judiciary Committee.

A petition of citizens of New Orleans relative to the licenses on retail grocers, was laid on the table, subject to call.

A petition of Louis Pilger, claiming the sum of sixty dollars for his salary as Commissary of the Port Market during the month of June, 1855, was referred to the Finance Committee.

A communication from Louis Gagnet, Secretary of the New Orleans Canal and Navigation Company, relative to the bridges crossing Canal Carondelet, was read.

The rules being suspended, Mr. Durell offered the following resolution, which was read twice and adopted, and on motion was sent down to the Assistant Board to be concurred in:

Resolved, That a joint committee of three members of the Board of Aldermen and —— members of the Board of Assistant Aldermen be appointed, whose duty it shall be, in conjunction with the Street Commissioner of the city, to confer with Mr. Communy, the Engineer of the New Orleans Canal and Navigation Company, as to the removal and reconstruction of the bridges crossing the Canal Carondelet, rendered necessary by the improvements now being made by said company.

Messrs. Durell, Bailey and Culbertson were appointed on said committee.

By a message, the Board was invited to concur in the following resolution, adopted by the Assistant Board, and the rules being suspended, the same was read twice and concurred in:

A resolution requesting the Surveyor to report on the repairs necessary to the plank roads of the city, and the estimated cost of the repairs to plank and shell roads for the current year.

The following resolution, sent from the Assistant Board to be concurred in, was referred to the Fire Committee:

A resolution authorizing the Comptroller to sell the contract for repairing the house lately occupied by Fire Company No. 8.

RESOLUTIONS, ETC.

The following preamble and resolutions, offered by Mr. Tompkins, were read:

WHEREAS, experience has shown that bar-rooms and theaters kept open on the Sabbath day and night lead to dissipation and riotous conduct, and, considering that the Common Council has the right and power to make such police regulations as will promote the public peace and safety, therefore, be it

Resolved, That from and after the 1st day of January, 1856, or from and after the expiration of all licenses now existing, all grog-shops, cabarets, beer-houses, bar-rooms and theaters, shall be closed during the entire Sabbath day and night.

Resolved, That any keeper of a grog-shop, cabaret, beer-house, bar-room or drinking house, or shop of any kind where spirituous or vinous liquors or beer are kept for sale by the glass or drink, who shall allow the same to be kept open on the Christian Sabbath—that is, from 12 o'clock Saturday night, to 12 o'clock Sunday night—shall sell or permit to be sold any spirituous or vinous liquors or beer on said day, shall be fined for the first offence fifty dollars—one-half for the benefit of the informer, the other half for the benefit of the city—recoverable before any competent Court or either of the Recorders, and for the second offence shall forfeit his or their license.

Resolved, That any owner, proprietor or manager of a theater, amphitheater, circus or public exhibition of any kind, who shall allow the same to be opened or exhibited on the Christian Sabbath—that is, from 12 o'clock on Saturday night, to 12 o'clock on Sunday night—shall be fined for the first offence one hundred dollars—one-half for the benefit of the informer, the other half for the benefit of the city—recoverable before any competent Court, or either of the Recorders, and for the second, shall forfeit his or their license.

Resolved, That the above resolutions shall be printed upon the license to be issued from and after the 1st day of January, 1856, and shall be considered as a form part of the conditions under which said license is granted.

Resolved, That all ordinances or parts of ordinances conflicting in their provisions with the above resolutions, are hereby repealed.

A motion to suspend the rules, in order to proceed to the second reading of the foregoing preamble and resolutions, was lost by the following vote, the majority required not having been obtained:

Yeas—Messrs. Bailey, Gillmore, Converse, Price, Pride and Tompkins—6.

Nays—Messrs. Culbertson, Durell, Denegre, Dupre and Lugenbuhl—5.

Mr. Denegre offered the following resolution, which was read twice and adopted, the rules being suspended, and on motion was sent to the Assistant Board to be concurred in:

Yeas—Messrs. Bailey, Culbertson, Durell, Denegre, Dupre, Gillmore, Converse, Price, Pride and Tompkins—9.

Mr. Denegre offered the following resolution, which was read twice and adopted, the rules being suspended, and on motion was sent to the Assistant Board to be concurred in:

Resolved, That the Comptroller be authorized to warrant upon the Treasurer in favor of Wm. Phelan, for the sum of $94 25, being the amount of his bill up to April, 1854.

On motion, the Board adjourned.

CHARLES CLAIBORNE, Secretary.

SPECIFICATIONS

For Repairing the Pavements, etc., etc., in the Third Fourth, Fifth and Sixth Sections.

THE work shall be adjudicated in separate contracts, as follows:

1st. The Third section, from the curb-stones on the north side of Julia street to the center of Canal street, and from the river to the Metairie Road.

2d. The Fourth section, from the center of Canal street to the curb-stones on the north side of St. Peter street, and from the river to the Metairie Road.

3d. The Fifth section, from the curb-stones on the north side of St. Peter street to the center of Esplanade street, and from the river to the Bayou St. John.

4th. The Sixth section, from the center of Esplanade street to the lower limit of the city, and from the river to Bayou St. John and the Gentilly Road.

The repairs within the limits of the several contracts, shall consist in relaying, with solidity and strength, in their primitive place and levels, all the pavements, whether of round stones, granite blocks or ballast; also all gutters constructed with stones or wood; also all curb-stones; also all paved supports on the unpaved streets; also all the street or gutter crossings which may have been constructed with stones or flagging; also all wings and flagging of the bridges and culverts which may have been constructed with stones; also all sidewalks in front of city property, and at the intersections of streets constructed with bricks or flagging.

The contractors shall furnish, at their own expense, all the labor and materials necessary to make the repairs above specified; and all repairs to be made within twenty-four hours after becoming necessary, except only in such cases as where, by reason of their magnitude or the state of the weather, further time may be presented by the Street Commissioner, who shall exercise his discretion in this respect; and in cases where further time than twenty-four hours shall be allowed, the contractors shall be bound to fill up, temporarily, with shingle ballast, covered with gravel or shells, all holes or depressions, so that the convenient use of the streets may not be at any time interrupted.

In repaving round stone or granite block pavements, the bed shall consist, of four inches in depth or more, of equal quantities of river sand and lake shells, or river sand and lake shells, mixed; the interstices shall be filled with sharp sand, fine gravel, or lake shells, or the same materials mixed; and shall receive a top coat of the same materials, at least two inches thick. The work shall, in all cases, be well rammed. All round stones shall be placed so that their longest diameters shall be perpendicular to the base of the pavement. In making all other repairs the materials to be used shall be similar in kind to those originally used in the work. In all cases the materials to be used shall be of the best quality the market will afford.

In cases where repairs become necessary, by reason of damages done by the gas light, water-works, or other corporations, the contractors shall be bound to make them, in all cases, except in those wherein the contractors shall have specifically notified the Street Commissioner, of their existence, in writing, and within twenty-four hours after said damages may have been existing.

The contractors shall comply, within the delay above specified, with all verbal or written orders of the Street Commissioner, or his subordinate officers, relative to the work to be done by them, under a penalty of twenty-five dollars for each neglect, and a further penalty of the amount of the cost of doing the work neglected by the contractor—in case the Street Commissioner causes the same to be done, and which he shall have the right to do in all cases of neglect by the contractor. The contractors for the sections above Canal street shall call at the Street Commissioner's office, in the City Hall, and the contractors for the sections below Canal street shall call at the office of the Deputy Street Commissioner of the Second District, every morning at 9 o'clock, M., on each and every day, to receive orders relative to their work, and all orders written in the order books in said offices, respectively, shall be considered equivalent to written orders served upon the contractors actually in person, at the said offices.

The streets shall be delivered to the contractors in whatever condition they may be on the day they begin to work. The contractors shall immediately thereafter and during the entire time of the continuance of their contracts, make all the repairs specified as above; and they shall deliver the streets, at the expiration of their term, in perfect condition, in default of which so much of the amount of the last certificate and the reserved per centage shall be retained as shall be necessary to make the repairs needed.

Each of the contractors shall furnish security to the satisfaction of the Finance Committee of the Common Council, equal to half the amount of the contract, conditioned to guarantee the faithful performance of said contract.

Payments shall be made monthly, on the certificate of the Street Commissioner, reserving ten per centum on each monthly payment until the expiration of the contract.

In case of neglect on the part of any of said contractors to comply strictly with these specifications, the City Council shall have the right to declare the contract so lapse forfeit and void, without applying to a court of justice, or without indemnifying the contractors.

The contracts shall be adjudicated for one year, and the payment shall commence from the time when the contractors shall have actually commenced the work, and after having, with their securities and the Mayor signed the contract.

The City Council reserves the right to reject any adjudication made under these specifications, if deemed advisable.

AUG. S. PHELPS,
Street Commissioner.

New Orleans, December 4, 1855.
[Approved by the Committee of Streets and Landings.]
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SPECIFICATIONS

For cleaning the paved and unpaved, and keeping in repair the unpaved streets in the First, Seventh, Eighth and Ninth Wards of the City.

THE work will be adjudicated in separate contracts, as follows:

1st. The First Ward entire, from the center of Felicity to center of Thalia streets.

2d. That portion of the Seventh Ward included between the centers of Esplanade and Elysian Fields streets, the river bank, and to and including the Gentilly Road.

3d. The Eighth and Ninth Wards, as far back as and including the Gentilly Road to a point above Spain street, and as far back as the Claiborne Canal and Claiborne street, for the balance of said Wards.

The contractors shall be bound at least twice a week, and oftener, if necessary, and so directed by the Street Commissioner or his deputies, during the continuance of their contracts, to clean out thoroughly all the gutters, sluice-ways, crossings, and under all the bridges, in all the streets, alleys, lanes, roads, public ways and public places, levees and wharves within the limits of their section, and to remove therefrom within twenty-four hours, all kinds of filth, dirt, grass, weeds or vegetable substances of every description that may be found growing in or upon the border of the same, and also to remove all substances which, whenever that may obstruct or hinder in any manner the free circulation or the passage of the water in and through said gutters, sluice-ways, crossings, and under said bridges, and upon sidewalks.

The contractors shall be bound, on each and every day during the existence of their contracts, to take or cause to be taken and carried away from and out of all the streets, alleys, lanes, roads, public ways and public places, levees and wharves, and from all the sidewalks or banquettes of the same, by 9 o'clock, A. M., during the months of June, July, August, September, and by 10 o'clock, A. M. during the balance of the year, all the filth, rubbish, manure, animal and vegetable substances, offal, kitchen stuff and feculent matters of any description whatever, that may be found there prejudicial to the health and cleanliness of the city; and said contractors shall be further bound, also, to take, or cause to be taken away on each and every day, all filth, rubbish, manure, animal and vegetable substances, offals, kitchen stuff and feculent matters of any description whatever that may be found contained and deposited in boxes, barrels, baskets, tubs, or other vessels, or may be thrown, or lying on any of said streets, alleys, lanes, roads, public ways, public places, levees and wharves, or upon any of the sidewalks or banquettes of the same, or that may be thrown upon the border or margin of the river down to the water edge.

The contractors shall be bound to remove and carry away on each and every day during the existence of their contracts, all dead animals and vermin found within the limits of their respective contracts, including the draining canals, and to deposit and bury the same in such places as the Street Commissioner of his deputies shall direct.

The contractors shall regularly take and scrape and collect all dirt, dust or other substance deposited and accumulated in the gutters and streets, and as fast as it shall be made into piles, carry off the same in not less than twenty-four hours after the same shall have been gathered into piles, and deposit it in such streets and other places as may require filling up, and under the orders of the Street Commissioner, the contractor being expressly forbidden to take or permit or cause to be taken and carried away to any other place or places than those designated by the Street Commissioner, any dirt, dust, vegetable or animal matter whatever, or other substance, under a penalty of fifty dollars for each contravention.

The contractors shall be bound to carry away all the offals put out of the markets by the farmers thereof, in accordance with existing ordinances.

The contractors shall be bound, in all streets through which the water is or shall be conveyed by the Commercial Water Works Company, to cause all the gutters to be thoroughly cleaned and washed every day before 10 o'clock A. M., in the following manner, to wit: He shall first cause to be scraped out of said gutters, with hoes or scrapers, all dirt or filth of whatsoever nature it may be, contained or found in said gutters, and put the same in piles on the side thereof, and cause the same to be removed and hauled away the same day in carts to such places as are designated to him by the Street Commissioner, and immediately after having scraped out said gutters, the contractor shall then cause the water to be let in said gutters by opening the fire-plugs, always using a piece of hose for each fire-plug so opened, in such manner as to conduct the water into the said gutters, without unnecessary waste of water upon the traveled portion of the street, and while the water is thus running in said gutters, he shall cause them to be swept or cleaned with brooms, excepting on days when there is sufficient rain water passing through the gutters for the purposes required.

The contractors shall be bound to cut and remove all the grass and weeds, and other vegetable substances that may be found growing on the sidewalks or in the ditches of the streets, and shall also keep said ditches dug and cleaned to their original depth.

The contractors shall be bound to fill up with hard rubbish, river sand, gravel or shells, when the same shall be necessary, all holes, ruts, cart and carriage tracks, etc., in all the unpaved streets, alleys, lanes, roads and public ways within the limits of their respective contracts, immediately on their first appearance and shall keep and preserve the grade of said unpaved streets, alleys, lanes, roads and public ways in a regular curved form, and the surface even and smooth, so as to throw the water in the gutters and sluice-ways on both sides.

The contractors shall be bound to the strict accomplishment of the works aforesaid, to keep and employ a competent and sufficient number of carts and workmen. The carts employed shall be constructed and kept in such a manner as that none of the substances and matters put and conveyed therein should drop or run through and be scattered out, and shall be furnished with plates as required by Ordinance 1,843, approved November 3, 1854.

The contractors shall be bound to replace all bolts and nuts that may be wanted after the same shall have once been supplied by the contractors for repairing and building wooden bridges.

The contractors shall comply immediately with all verbal or written orders from the Street Commissioner or his deputies, relative to the work to be done by them, and in default by them so to do, they shall be liable to a fine of five dollars for each neglect, to be deducted from the monthly payments without recourse to any money; and it shall be the duty of the Street Commissioner to employ the necessary number of carts and buy the materials, at whatever cost he may be able to obtain them, and to have the work done at the expense of the contractors and of their securities. The amount of the fines, the wages of the men and cost of the materials, to be deducted out of any of the monthly payments to be made to said contractors.

In case of any neglect on the part of the contractors, the Council reserves the right to declare the contracts ipso facto null and void, without applying to a court of justice, or without indemnifying the contractors.

Each of the contractors shall furnish good and sufficient securities to an amount equal to half the amount of his contract, to guarantee the faithful performances of said contract.

Payments shall be made monthly on presentation of the Street Commissioner's certificate, reserving ten per cent. from each monthly payment, until the expiration of the contract.

The contractors shall be bound to call at the Street Commissioner's office once on each and every day at 12 o'clock, M., to receive orders relative to the work to be done by them.

The contract shall be adjudicated for one year, and the payments shall commence from the time when the contractors shall have actually commenced the work, and after having, with their securities and the Mayor, signed the contract.

The City Council reserves the right to reject any adjudication made under these specifications, if deemed advisable.

AUG. S. PHELPS,
Street Commissioner.

New Orleans, December 4, 1855.
[Approved by the Committee of Streets and Landings.]
dec7-10-12-14-17

SPECIFICATIONS

For cleaning the paved and unpaved streets, and repairing the unpaved streets in the First, Seventh, Eighth and Ninth Wards of the City.

THE work will be adjudicated in separate contracts, as follows:

1st. The First Ward entire, from the center of Felicity to center of Thalia streets.

2d. That portion of the Seventh Ward included between the centers of Esplanade and Elysian Fields streets, the river bank, and to and including the Gentilly Road.

3d. The Eighth and Ninth Wards, as far back as and including the Gentilly Road to a point above Spain street, and as far back as the Claiborne Canal and Claiborne street, for the balance of said Wards.

The contractors shall be bound at least twice a week, and oftener, if necessary, and so directed by the Street Commissioner or his deputies, during the continuance of their contracts, to clean out thoroughly all the gutters, sluice-ways, crossings, and under all the bridges, in all the streets, alleys, lanes, roads, public ways and public places, levees and wharves within the limits of their section, and to remove therefrom within twenty-four hours, all kinds of filth, dirt, grass, weeds or vegetable substances of every description that may be found growing in or upon the border of the same, and also to remove all substances which, whenever that may obstruct or hinder in any manner the free circulation or the passage of the water in and through said gutters, sluice-ways, crossings, and under said bridges, and upon sidewalks.

The contractors shall be bound, on each and every day during the existence of their contracts, to take or cause to be taken and carried away from and out of all the streets, alleys, lanes, roads, public ways and public places, levees and wharves, and from all the sidewalks or banquettes of the same, by 9 o'clock, A. M., during the months of June, July, August, September, and by 10 o'clock, A. M. during the balance of the year, all the filth, rubbish, manure, animal and vegetable substances, offal, kitchen stuff and feculent matters of any description whatever, that may be found there prejudicial to the health and cleanliness of the city; and said contractors shall be further bound, also, to take, or cause to be taken away on each and every day, all filth, rubbish, manure, animal and vegetable substances, offals, kitchen stuff and feculent matters of any description whatever that may be found contained and deposited in boxes, barrels, baskets, tubs, or other vessels, or may be thrown, or lying on any of said streets, alleys, lanes, roads, public ways, public places, levees and wharves, or upon any of the sidewalks or banquettes of the same, or that may be thrown upon the border or margin of the river down to the water edge.

The contractors shall be bound to remove and carry away on each and every day during the existence of their contracts, all dead animals and vermin found within the limits of their respective contracts, including the draining canals, and to deposit and bury the same in such places as the Street Commissioner of his deputies shall direct.

The contractors shall regularly take and scrape and collect all dirt, dust or other substance deposited and accumulated in the gutters and streets, and as fast as it shall be made into piles, carry off the same in not less than twenty-four hours after the same shall have been gathered into piles, and deposit it in such streets and other places as may require filling up, and under the orders of the Street Commissioner, the contractor being expressly forbidden to take or permit or cause to be taken and carried away to any other place or places than those designated by the Street Commissioner, any dirt, dust, vegetable or animal matter whatever, or other substance, under a penalty of fifty dollars for each contravention.

The contractors shall be bound to carry away all the offals put out of the markets by the farmers thereof, in accordance with existing ordinances.

The contractors shall be bound, in all streets through which the water is or shall be conveyed by the Commercial Water Works Company, to cause all the gutters to be thoroughly cleaned and washed every day before 10 o'clock A. M., in the following manner, to wit: He shall first cause to be scraped out of said gutters, with hoes or scrapers, all dirt or filth of whatsoever nature it may be, contained or found in said gutters, and put the same in piles on the side thereof, shall be done by contract, for the term of five years from the day of the date of the adjudication of the same.

SEC. 31. That the Comptroller of the city of New Orleans shall, after five days' publication thereof in the Official Journal, sell at auction, to the lowest bidder, the contract for the support of the Fire Department, as constituted by this ordinance, and the active working of the same year by year for the term of five years from the day of the date of the adjudication of the same.

SEC. 32. That the purchaser of the contract for the support of the Fire Department, and the active working thereof, at the sale made in accordance with sections 30 and 31 of this ordinance, shall have power to appoint and shall appoint the Chief and Assistant Engineers, the Captains and Lieutenants, and the members of the several companies connected with the Fire Department, and required to be organized by this ordinance; and further, he shall have power to dismiss the same, or any one of the same, from office or employment, at such time or times as he shall see fit.

SEC. 33. That the purchaser of the contract for the support of the Fire Department, and the active working thereof, at the sale made in accordance with sections 30 and 31 of this ordinance, shall, within one day after the date of the adjudication of said purchase, give bond, made payable to the Mayor of the city of New Orleans and his successors in office, with security, to be approved of by the Chairmen of the Finances and Judiciary Committees of the Common Council in the amount of forty thousand dollars; conditioned that said purchaser will fulfil and perform, at his own charge and cost, during the term of his contract, all that is required to be done and performed by sections one, two, three, four, five, eight, nine, ten, eleven, twelve, thirteen, fourteen, fifteen, sixteen, seventeen, eighteen, nineteen, twenty, twenty-one, twenty-two, twenty-three, twenty-five, twenty-six, twenty-seven, twenty-eight, twenty-nine, thirty-five, thirty-six, thirty-nine, and forty of this ordinance; that he will make the appointments and invest said appointments with the authority and duties required by sections one, eight, nine, ten, eleven, thirteen, fourteen, fifteen, seventeen, eighteen, twenty, twenty-one, twenty-two, twenty-five and thirty-two of this ordinance; and that he will cause to be done by the several Engineers, Captains and Lieutenants of companies, and members of companies, appointed and employed by him under and by virtue of this ordinance, all the duties, services and labor required to be done by said Engineers, Captains and Lieutenants of companies, and members of companies by this ordinance, and generally that said purchaser will do and perform, at his own charge and cost, during the term of his contract, all that is required to be done and performed by him under and by virtue of this ordinance.

SEC. 34. That said purchaser of said contract, at the sale made in accordance with sections 30 and 31 of this ordinance, shall, at all times, during the continuance of said contract, have in his employ and ready for service the number of companies and the number of companies, engines and officers attached to said companies, required by section one of this ordinance; and said men and officers shall, whenever an alarm of fire is given, proceed at once with the engines and other apparatus for the extinguishment of fires, entrusted to them, to the place of fire, and shall do their duty faithfully and diligent service. And said men and officers, with the engines and other apparatus for the extinguishment of fires entrusted to them, shall remain at the place of the fire, and in active service, until said fire is extinguished.

SEC. 35. That the purchaser of said contract, at the sale made in accordance with sections 30 and 31 of this ordinance, shall, during the continuance of said contract, and in addition to the requirements of article 1 of this ordinance, keep constantly on hand four extra fire engines and four extra hose carriages; the same to be always in good order and ready for service.

SEC. 36. That the purchaser of the contract for the support of the Fire Department, and the active working thereof, at the sale made in accordance with sections 30 and 31 of this ordinance, shall, within one day after the date of the adjudication of said purchase, give bond, made payable to the Mayor of the city of New Orleans and his successors in office, with security, to be approved of by the Chairmen of the Finances and Judiciary Committees of the Common Council in the amount of forty thousand dollars; conditioned that said purchaser will fulfil and perform, at his own charge and cost, during the term of his contract, all that is required to be done and performed by sections one, two, three, four, five, eight, nine, ten, eleven, twelve, thirteen, fourteen, fifteen, sixteen, seventeen, eighteen, nineteen, twenty, twenty-one, twenty-two, twenty-three, twenty-five, twenty-six, twenty-seven, twenty-eight, twenty-nine, thirty-five, thirty-six, thirty-nine, and forty of this ordinance; that he will make the appointments and invest said appointments with the authority and duties required by sections one, eight, nine, ten, eleven, thirteen, fourteen, fifteen, seventeen, eighteen, twenty, twenty-one, twenty-two, twenty-five and thirty-two of this ordinance; and that he will cause to be done by the several Engineers, Captains and Lieutenants of companies, and members of companies, appointed and employed by him under and by virtue of this ordinance, all the duties, services and labor required to be done by said Engineers, Captains and Lieutenants of companies, and members of companies by this ordinance, and generally that said purchaser will do and perform, at his own charge and cost, during the term of his contract, all that is required to be done and performed by him under and by virtue of this ordinance.

SEC. 37. That said purchaser of said contract, at the sale made in accordance with sections 30 and 31 of this ordinance, shall, at all times, during the continuance of said contract, have in his employ and ready for service the number of companies and the number of companies, engines and officers attached to said companies, required by section one of this ordinance; and said men and officers shall, whenever an alarm of fire is given, proceed at once with the engines and other apparatus for the extinguishment of fires, entrusted to them, to the place of fire, and shall do their duty faithfully and diligent service. And said men and officers, with the engines and other apparatus for the extinguishment of fires entrusted to them, shall remain at the place of the fire, and in active service, until said fire is extinguished.

SEC. 38. That the purchaser of said contract, at the sale made in accordance with sections 30 and 31 of this ordinance, shall deposit, at the time of the adjudication of said sale, the sum of twenty-five hundred dollars in the hands of the Comptroller of New Orleans, which said deposit to be returned to said purchaser on his giving bond as required by section 33 of this ordinance; otherwise, and on said purchasers failing to give said bond, said deposit to be forfeited to the use and benefit of the Treasury of New Orleans.

SEC. 39. That the purchaser of said contract at the sale made in accordance with sections 30 and 31 of this ordinance, shall have police powers at all fires.

SEC. 40. That the purchaser of said contract for the support of the Fire Department and the active working thereof, shall be furnished with an inventory of all fire engines, hook and ladder carriages and apparatus, hose carriages, hose and other apparatus for the extinguishment of fires, belonging to the City of New Orleans, and shall be put in possession of the same; and that the same, or a like number and quantity, and of equal value, of fire engines, hook and ladder carriages and apparatus, hose and other apparatus for the extinguishment of fires, shall be returned to said city by the said party at the expiration of his contract, or their determination by death or otherwise; and that said inventory shall be made by the City Surveyor and the Chairmen of the Committees on Fire of the Common Council,