

SPECIAL MEETING.

COUNCIL CHAMBER,  
CITY OF INDIANAPOLIS,  
October 29, 1894. }

The Common Council of the City of Indianapolis met in the Council Chamber, Monday evening, October 29, 1894, at 8 o'clock, in special meeting.

Present, Hon. Wm. H. Cooper, President of the Common Council, in the chair, and 13 members, viz: Messrs. Allen, Costello, Drew, Kaiser, Koehring, Krauss, Merritt, Murphy, O'Brien, Ryan, Schmid, Shaffer and Stott.

Absent, 7—viz: Messrs. Colter, Hennessy, Magel, Puryear, Rauh, Stein and Young.

The Clerk proceeded to read the Journal, whereupon Councilman Shaffer moved that the further reading of the Journal be dispensed with.

Which motion prevailed.

INDIANAPOLIS, IND., October 26, 1894.

To the Members of the Common Council:

GENTLEMEN—You are hereby requested to meet in special meeting in the Council Chamber, at 8 o'clock P. M. October 29, 1894, to transact such business as may come before said meeting.

W. H. COOPER,  
*President.*

I, Lee Nixon, Clerk of the Common Council, do hereby certify that the above call was duly served upon each member of the Common Council prior to the time of meeting, pursuant to the rules.

LEE NIXON,  
*City Clerk.*

On motion of Mr. Kaiser, the Council took a recess of ten minutes.

The Council reconvened at 8:20, and Mr. O'Brien was recorded as being present.

COMMUNICATIONS, ETC., FROM MAYOR.

His Honor, the Mayor, presented the following communication:

EXECUTIVE DEPARTMENT,  
CITY OF INDIANAPOLIS,  
October 25, 1894. }

*To the President and Members of the Common Council:*

GENTLEMEN—I have this day approved the following ordinances passed by your honorable body October 18th and October 22d, respectively, to-wit:

App. O. No. 13, 1894. An ordinance appropriating the sum of \$105,559.01 to pay temporary loans due November 5, 1894, and interest thereon.  
G. O. No. 61, 1894. An ordinance changing the name of Pendleton Pike to Massachusetts avenue.

Respectfully submitted,  
C. S. DENNY,  
*Mayor.*

Which was read and ordered spread on the minutes.

REPORTS, ETC., FROM CITY OFFICERS.

Communication from City Comptroller:

DEPARTMENT OF FINANCE.  
OFFICE OF CITY COMPTROLLER,  
INDIANAPOLIS, IND., October 29, 1894. }

*To the President and Members of the Common Council:*

GENTLEMEN—I respectfully recommend that the sum of \$500 be transferred from the Garfield Park fund, for the purpose of building an annex to the station house, as desired by the Department of Public Works, a communication from whom I inclose herewith.

Respectfully,  
P. C. TRUSLER,  
*City Comptroller.*

DEPARTMENT OF PUBLIC WORKS,  
CITY OF INDIANAPOLIS,  
October 29, 1894. }

*Mr. P. C. Trusler, City Comptroller, City:*

DEAR SIR—The Board of Public Safety this day requested that this Board take the necessary steps to secure a fund of \$500 to be used for the construction of an annex to the station house.

Will you kindly recommend to the Common Council the passage of an ordinance transferring the sum of \$500 from the Garfield Park fund to a fund to be used for the purpose above named?

Very respectfully,  
J. A. WILDMAN,  
ANDREW KRAMER,  
F. J. MEYER,  
*Board of Public Works.*

Which was read and referred to Committee on Finance.

INTRODUCTION OF GENERAL AND SPECIAL ORDINANCES.

Under this order of business the following ordinance was introduced:

By Mr. Cooper:

G. O. No. 62, 1894. An ordinance to regulate the keeping or harboring of dogs in the city of Indianapolis; also to regulate and prohibit the running at large of dogs, and authorizing the impounding, keeping, sale and redemption of such animals when found in violation of this or any other ordinance, and matters connected therewith, and fixing a penalty for violations thereof.

SECTION 1. Any person who shall suffer or permit any animal of the dog kind to frequent or to remain on or within his or her house, building, enclosure or premises, and who shall there feed, lodge, or otherwise retain, such dog, shall be considered as harboring the same.

SEC. 2. It shall be unlawful for any person to own, keep, or harbor any animal of the dog kind within the limits of this city, without first obtaining a license therefor, as hereinafter required.

SEC. 3. Every person owning, keeping, or harboring any animal of the dog kind, shall, on the first day of June, in each year, have such dog registered in the office of the City Comptroller, and shall pay to the City Treasurer the sum of one dollar for each dog by him owned, kept, or harbored.

SEC. 4. Upon the payment of the sum required by the preceding section to the City Treasurer, and the presentation of the Treasurer's receipt therefor to the City Comptroller, such City Comptroller shall issue to the person so owning, keeping, or harboring such dog, a written license, authorizing the keeping of the said dog within the city limits; shall deliver to aforesaid person a check of brass, copper, or other metal marked and numbered to correspond with the license; and shall duly register the license in a book prepared for that purpose. The entries in the license and in the license register shall set forth the number of the license issued; the name of the owner, keeper, or person harboring such dog, a brief description of such dog, by sex, color and breed; the date when such license was issued, and when it will expire; and the amount which has been paid as license tax in such behalf.

SEC. 5. All dog licenses shall expire on the last day of May in each year, and shall not be transferable.

SEC. 6. It shall be unlawful for the owner, keeper or person harboring a licensed dog, to suffer or permit such animal to run at large without a substantial collar of leather, iron, copper, brass or other durable material, to which shall be attached the numbered check referred to in Section 4 of this ordinance.

*Provided*, That this ordinance shall not apply to dogs owned by non-residents remaining temporarily in or passing through such city, nor to dogs brought into the city and entered for exhibition at any dog show.

SEC. 7. It shall be unlawful for any person to suffer or permit any animal of the dog kind to wear any other license check than the identical one issued by the City Comptroller for that particular dog. In the event of the loss of a license check, the City Comptroller is authorized to issue one of a duplicate number, on the payment of the sum of twenty-five cents therefor.

SEC. 8. It shall be unlawful for any person to remove either the collar or license check from any licensed dog, except with the consent or upon the order of the party to whom the license was issued.

SEC. 9. It shall be unlawful for any person to whom a dog license shall be issued under the provisions of this ordinance, to refuse to exhibit his said license to any policeman, or to any person having legal authority to inquire into such matter.

SEC. 10. It shall be unlawful to entice any licensed dog away from the premises of the person owning, keeping, or harboring the same; or to entice any such licensed dog from any street, alley, or public place of this city, with the intention of depriving the owner, keeper, or person harboring the same, of the possession thereof.

SEC. 11. It shall be unlawful for any person to own, keep, or harbor any dog, which, by frequent or habitual howling, yelping, or barking, shall cause serious annoyance or disturbance to the neighborhood.

SEC. 12. It shall be unlawful for any person who may own, keep or harbor a vicious or fierce dog, to suffer or permit such dog to go unconfined or run at large during the daytime.

SEC. 13. It shall be unlawful for the owner, keeper or person harboring any ani-

mal of the dog kind, to allow the same to run at large during the prevalence of hydrophobia, after the Mayor shall have issued a proclamation requiring the confining or muzzling of dogs.

SEC. 14. It shall be unlawful for any person to open or keep dog-pens or dog-pits, for the purpose of causing or permitting dogs to fight.

SEC. 15. It shall be unlawful for any person to incite or set dogs to fighting in any street, alley, public place, commons or private enclosure of this city, or to permit or cause the same to be done.

SEC. 16. It shall be unlawful to throw or deposit poisoned meat or any poisoned substance in any street, alley, market, or public place of this city, for the purpose of destroying any animal of the dog kind.

SEC. 17. It shall be the duty of the Board of Public Safety to provide a suitable place for and to be known as the dog pound, from the first day of April to the last day of September, inclusive, in each year, and to station a man at such pound during the period above mentioned at a salary of two and twenty-five one hundredths dollars (\$2.25) per day. Such pound-keeper shall execute a bond for the faithful performance of his duties, in the sum of one thousand dollars, to the approval of the City Comptroller.

SEC. 18. Any person may take up any dog found running at large, without a collar and license check, in the streets, alleys or public grounds of said city during the period from the first day of April to the last day of September, inclusive, in any year, and such dog so taken up shall be forthwith delivered to the pound master at the dog pound. The pound master shall thereupon pay to the person delivering such dog the sum of twenty-five cents for each such dog and shall take a receipt for each sum so paid, the said receipt to be delivered by him to the City Comptroller as his voucher. He shall make an itemized written statement, under oath, once each month to the City Comptroller of all moneys paid out and received, of dogs received, reclaimed, sold and killed. He shall keep a record of all dogs received at the pound and of all dogs kept in pound forty-eight hours. He shall release from the pound any dog upon demand of the owner or his authorized agent and proof of ownership upon the payment of the sum of one dollar for such release; but such payment shall not relieve the owner or any other person from the payment of the license fee if such dog is an unlicensed dog. All moneys received by him must be accounted for by him to the City Treasurer under oath once each month. It shall be unlawful for any person to take up a dog as herein provided unless he forthwith delivers the same to the pound master.

SEC. 19. All dogs which may have remained in the dog pound for forty-eight hours without being claimed by the owner and released, shall be offered at public auction by the pound master at the dog pound and by him sold to the highest bidder, after having given notice of the time and place of sale by posting a written notice thereof, containing a substantial description of the dog or dogs, on the dog pound or a conspicuous place near it for twenty-four hours,

*Provided,* That no dog shall be sold for less than one dollar. All dogs remaining unsold shall be put to death by the pound master in the most speedy and least painful manner, and said pound master shall dispose by sale, of the carcasses of all dogs killed by him, if practicable, and shall account for the proceeds thereof to the City Treasurer.

SEC. 20. Any person violating any provision of this ordinance, shall, on conviction, be fined in any sum not exceeding fifty dollars.

SEC. 21. This ordinance shall be in full force and effect from and after its passage and publication once each week for two weeks in *The Sun*, a daily newspaper of general circulation printed and published in the City of Indianapolis, Indiana.

Which was read first time and referred to Committee on Judiciary.

#### MISCELLANEOUS BUSINESS.

Mr. Murphy (by request), presented the following communication:

INDIANAPOLIS, IND., October 22, 1894.

To the Honorable Council of the City of Indianapolis:

GENTLEMEN—The expressmen of your city most respectfully submit the following request: We realize the fact that all of your public streets are being improved and that there is an existing ordinance that prevents us from using improved streets as public stands, and we believe that we are a public necessity, and at the present rate of improvement with the law as it now stands that we will soon be forced to the outskirts of the city for standing room; therefore we most earnestly request that you give us a hearing.

As the square on North Alabama street from Washington street to Market street has the least private business of any place near the center of the city, and is already a public stand, that after it is improved that the paving company be relieved from its guarantee on that square and it be left a public express stand. We believe that ten per cent. of the vehicle tax paid by the expressmen will be ample to keep that part of the street in good repair, and we further believe that our standing is a protection rather than a damage.

Most respectfully submitted.

[Signed by 23 expressmen.]

Which was read and referred to Committee on Sewers, Streets and Alleys.

On motion of Mr. Drew, the following entitled ordinance was taken up, read second time, ordered engrossed, and then read the third time:

G. O. No. 56, 1894. An ordinance authorizing the improvement of the roadway of Prospect street, in the City of Indianapolis, in Marion County, State of Indiana, from the east property line of Reid street, or State avenue, north of Prospect street, to the east property line of Pleasant street, or avenue, by grading and paving the roadway to a width of forty (40) feet, excepting the area between the rails and tracks of the Citizens Street Railroad Company, with the best quality of standard asphalt sheet pavement, made with the best quality of standard Trinidad asphalt (commonly known as Pitch Lake asphalt, mined directly from Pitch Lake in the island of Trinidad) or asphalt of a quality equal in all respects or superior thereto; by putting a marginal stone finish at street and alley intersections not already improved; by curbing with new stone the gutters thereof; by paving and curbing the wings of all connecting streets and alleys not already improved, and laying drain pipe to remove water from street.

And failed of passage, for want of a constitutional majority, by the following vote:

AYES 8—viz: Messrs. Drew, Kaiser, Koehring, Krauss, Merritt, Murphy, Stott and President Cooper.

NAYS 6—viz: Messrs. Allen, Costello, O'Brien, Ryan, Schmid and Shaffer.

On motion of Mr. Costello, the Common Council, at 8:45 o'clock P. M., adjourned.

ATTEST:

*H. H. Cooper*  
*Lee Nixon*

President.

City Clerk.