

COUNCIL PROCEEDINGS.

[OFFICIAL]

COUNCIL CHAMBER,
Ann Arbor, July 18th, 1892. }

Regular meeting.

Called to order by Pres. Cooley.

Roll called. Quorum present.

Absent—Ald. Wines and Schairer.

Minutes of previous meeting approved.

PETITIONS AND COMMUNICATIONS.

To the Common Council:

The Board of Public Works respectfully submit the following bids for the construction of culvert on Felch street, and with the following recommendations.

The bids were found as follows:

Gottlieb Schneider	\$543
Henry Koch & Bro.....	475

The respective bids for the construction of Felch street culvert over mill race, are hereby transmitted to the Common Council with recommendation that the bid of Henry Koch & Bro., at the sum of \$475 be accepted, and further whereas, the appropriation is but \$450, we would ask for an additional appropriation of \$25 to build said culvert.

By order of the Board of Public Works,

W. J. MILLER, City Clerk.

Referred to Street Committee.

A petition signed by J. B. Davis and twenty-nine others, residents and property holders of the Sixth Ward, asking for an electric light at and near the corner of East University avenue and Hill street.

Referred to the Lighting Committee.

A petition signed by John Pack and ten others, residents and property holders of the Third Ward, asking for an electric light on Spring street half way between Summit street and Chubb street. Referred to the Lighting Committee.

A petition signed by John Young and fifteen others, residents and property holders of the First Ward, asking for the establishment of a grade on Mary street and Edwin street, also the grading of the streets to the grade

when established. Referred to Street Committee.

A petition signed by Wm. J. Just and five other residents and property holders on South Ashley street, of the City of Ann Arbor, asking that a sidewalk be ordered built on the west side of said street, also for the establishment of a grade. Referred to the Sidewalk Committee.

A petition signed by E. B. Norris and four others, residents and property holders on Wilnot street, asking for an appropriation of \$100 to grade said street to the established grade. Referred to the Street Committee.

A petition signed by F. Rettick and six others, property holders on Washington street, asking the Common Council to rescind the former order and make an order for a ten foot walk on said Washington street.

Ald. Martin moved to lay the petition on the table, to be taken up later in the evening, which motion prevailed.

A claim of Mary Kenny, of the city of Ann Arbor, setting forth that on the tenth day of June, 1892, she sustained a very severe injury to her right limb by a defective grate in front of property number seven, Ann street, and that she is willing to accept by way of compromise the sum of \$1,000.

On motion said claim was referred to Finance Committee and City Attorney.

City Clerk reported a summons served on him in case of Elizabeth Wallpert vs. the City of Ann Arbor.

On motion the City Attorney was ordered to defend said suit, which motion prevailed as follows:

Yeas.—Ald. Martin, Herz, Fillmore, Snow, Ferguson, O'Mara, Rehberg, Taylor, Kitson, Prettyman and Pres. Cooley.—11.

Nays.—None.

A petition signed by E. B. Norris

asking that a plank sidewalk be ordered built on the westerly and northerly side of Wilmot street from Washtenaw avenue to Elm street. Referred to Sidewalk Committee.

REPORT OF STANDING COMMITTEES.
FINANCE.

To the Common Council:

In accordance with a resolution passed at the last regular meeting, the Finance Committee herewith submits a report of the present financial condition and the probable expenditures up to February 1st, 1893.

Deducting the warrants ordered at last meeting from the Clerk's report leaves the various funds in the following condition:

Contingent fund, on hand.....	\$1,917 30	
Street fund, overdraft.....		\$2,397 89
Fire fund, on hand.....	1,951 86	
Police fund, on hand.....	819 78	
Poor fund, on hand.....	1,293 69	
Water fund, on hand.....	1,094 71	
Cemetery fund, on hand.....	127 55	
Soldiers' Relief, on hand.....	821 64	
University Aid bond fund, on hand.....	840 00	
Dog tax fund, on hand.....	100 00	
Bridge, culvert and crosswalk fund, on hand.....	1,695 81	
Total on hand.....	10,662 34	
Delinquent tax fund.....		1,061 87
Contingent fund, cost of salaries, light, printing, etc.		7,748 00
Street fund cost for the next seven months:		
Salaries.....	886 62	
For grading Summit street...	200 00	
For grading Vine street.....	125 00	
For grading Madison street..	250 00	
General street work based on last years seven months.....	4,282 79	
Total.....	5,744 41	
Fire fund cost for 7 months..	3,600 00	
Water fund " ".....	2,695 00	
Poor fund " ".....	948 83	
Police fund " ".....	1,355 00	
Cemetery fund cost, 7 months	100 00	
Soldiers' relief fund, cost for 7 months.....	250 00	
Bridge, culvert and crosswalk fund; appropriations made for building:		
Felch street culvert.....	450 00	
Fifth street culvert.....	350 00	
Four crossings.....	275 00	
Replanking No. 1 bridge.....	400 00	
Total.....	1,475 00	
Total.....	27,576 00	
On hand.....	10,662 34	
Leave indebtedness Feb. 1st, 1893.....	16,713 66	

Of course the expenses based on those of last year are largely speculative, but answer the purpose for a rough estimate.

The amount of funds overdrawn on Feb. 1st, 1892, was \$15,735.71.

Respectfully submitted.

WALTER L. TAYLOR,
A. H. FILLMORE,
WILLIAM HERZ,

Finance Com.

Received and filed.

STREET.

To the Common Council:—

Your Committee on Streets, to whom was referred the recommendation of the Board of Public Works relative to the request of the Toledo, Ann Arbor, and North Michigan Railway Company, to construct a spur track over First street and William street, and other matters.

Respectfully report that they have had the various recommendations under consideration and would recommend,

First, That permission be granted to such railway company to cross such streets with their purposed spur track, on condition that said company do forthwith build all sidewalks heretofore ordered by this Council to be by said company constructed, and also on condition that said company do plank each of said street crossings from street line to street line.

Second, Your committee do recommend that the request of said Board of Public Works for an appropriation of the sum of \$275.00 for the purpose of tiling south side of Miller avenue from Main to Ashley streets and south side of Washington street on the east side of Allen's creek, be denied, for the reason that the construction of suitable stone gutters along the streets so purposed to be tiled will answer all the purposes of such proposed tiling, and that the cost of the construction of street gutters has heretofore been paid by the adjoining property owners, and your committee see no good reason for a departure from such practice.

All of which is respectfully submitted, and your committee beg to be discharged from the further consideration of the subject.

CHRISTIAN MARTIN,
HORACE G. PRETTYMAN,
W. G. SNOW,
W. L. TAYLOR,
A. P. FERGUSON,

Street Committee.

Ald. O'Mara moved that the report be laid on the table to be taken up later in the evening. Which motion prevailed.

Chairman Martin asked for further time on other petitions referred to Street Committee, which was granted.

REPORT OF WATER COMMITTEE.

To the Common Council:

Your Water Committee, to whom was referred the petition of Mrs J. J. Walker and others, praying for a fire hydrant on the corner of Gott and Summit streets,

Respectfully report that we have had the matter under consideration and would recommend that the prayer of the said petition be granted, and that the Ann Arbor Water Company be ordered to extend its six-inch water mains from the intersection of Miller avenue and Gott street north on Gott street to the

corner of Gott and Summit streets and place a fire hydrant thereat.

We further report on petition of Thomas Collier and others, praying for a fire hydrant on the corner of 14th and Washington streets,

Respectfully report that we have given the matter careful consideration, and find that all the property in that locality can be reached by our fire department from the hydrants now located, therefore we recommend that the petition be denied.

Respectfully submitted.

A. P. FERGUSON,
ERNEST REHBERG,
A. H. FILLMORE,
Water Committee.

Ald. O'Mara moved that the report be accepted and adopted, which motion prevailed, as follows :

Yeas—Ald. Martin, Herz, Fillmore, Snow, Ferguson, O'Mara, Rehberg, Taylor and Pres. Cooley. 9.

Nays—Ald. Kitson and Prettyman. 2.

To the Common Council :

Your Water Committee to whom was referred the communication of the Ann Arbor Water Company, praying for the reconsideration by the Council of its order to the Water Company to reconstruct the manner of placing the hydrants on Hill street and to connect the same with its main on Washtenaw avenue with a six inch water main in place of two inch pipe,

Respectfully report that they have duly considered the matter and would recommend that the request of the Ann Arbor Water Company be denied.

All of which is respectfully submitted,

A. P. FERGUSON,
ERNEST REHBERG,
A. H. FILLMORE,
Water Committee.

Ald. Martin moved that the report be accepted and adopted and placed on file, which motion prevailed.

REPORTS OF SPECIAL COMMITTEES.

Chairman Snow, of the special committee on abatement of mill race in the 3d ward, stated that to this date the citizen's committee appointed June 6th, 1892, have made no report.

Ald. Prettyman moved that it is the sense of this Council that such committee, appointed June 6th, be asked to bring in a report at our next regular meeting.

Which motion did not prevail.

Ald. O'Mara moved that the citizens' committee be discharged from any further duty.

Which motion prevailed.

UNFINISHED BUSINESS.

Ald. Kitson moved that the report of the Sidewalk Committee, which was laid

upon the table at the last meeting, be now taken from the table.

Which motion prevailed.

By Ald. Kitson :

Resolved, That the report of the Sidewalk Committee with reference to the engine house sidewalk be accepted and adopted.

Which resolution prevailed by yeas and nays as follows :

Yeas—Alds. Martin, Herz, Fillmore, Snow, Ferguson, O'Mara, Rehberg, Taylor, Kitson, Prettyman, President Cooley.

Nays—None.

President Cooley stated that the Mayor's vetoes presented at the last meeting was still before the Council.

Ald. O'Mara moved that the petition of F. Rettich and others, in relation to the Washington street sidewalk, be taken from the table.

Which motion prevailed.

Ald. Martin moved that the width of sidewalk on Washington street be fixed at eleven feet.

Which motion prevailed.

Ald. Martin moved that the street committee's report be taken from the table.

Which motion prevailed.

Ald. Martin moved that the report be accepted and adopted, excepting so much as referred to the spur track of the T., A. A. & N. M. railroad.

Which motion prevailed.

Ald. Rehberg moved that Council adjourn.

Which motion did not prevail.

Ald. Martin moved that the Mayor's vetoes be laid upon the table.

Which motion prevailed.

Ald. Martin moved that a recess be taken for five minutes to allow the street committee to make a report on the Felch street culvert.

Which motion prevailed.

After the Council re-assembled the street committee made the following report :

To the Common Council :

Your Committee on Streets, to whom was referred the report of the Board of Public Works, transmitting the bids for the construction of the proposed stone culvert over Mill Race on Felch street, respectfully report that in view of the total failure of all efforts

to purchase the right of flowage in the old Mill Race on account of a total want of interest and indifference in and to the subject matter by the residents of that part of the city adjacent to the same. Your Committee would recommend that an additional appropriation of the sum of \$25 (twenty five dollars) be made, and that the Board of Public Works be directed to make a suitable contract for the construction of said street culvert with Henry Koch & Bros., who are the lowest bidders therefore, with sufficient sureties, and that such street culvert be constructed without delay.

Respectfully submitted,
CHRISTIAN MARTIN,
H. G. PRETTYMAN,
A. P. FERGUSON,
W. G. SNOW,
 Street Committee.

Ald. Martin moved that the report be accepted and adopted. Which motion prevailed by yeas and nays as follows:

Yeas—Ald. Martin, Herz, Fillmore, Snow, Ferguson, O'Mara, Rehberg, Kitson, Prettyman and Pres. Cooley. —10.

Nays—None.

MOTIONS AND RESOLUTIONS.

By Ald. Kitson.

Resolved, That permission be and is hereby granted Dr. W. H. Dorrance to remove three shade trees in front of his property on the corner of Monroe and Ingalls streets.

Which resolution prevailed.

By Alderman Ferguson:

Resolved, And it is hereby ordered that the present contract relations between the city of Ann Arbor and The Ann Arbor Water Company be, and is hereby declared to be at an end: that hereafter and until new and some other contract relation shall be concluded by and between the said Ann Arbor Water Company for the rental of water hydrants and other water used by the City the reasonable worth thereof will be paid only.

Resolved further, that the matter of a new contract with said Ann Arbor Water Company be and the same is hereby referred to the Water Committee, and the said Water Committee is hereby instructed to fully investigate the whole question of cost, supply, and demand, as well as reasonable price which ought to be paid, and report to this Council without delay.

Alderman Ferguson moved that the

resolution be referred to the Water Committee, which motion prevailed.

By Alderman Martin:

Resolved, That the appropriation of two hundred dollars heretofore made, for the purpose of grading Summit street westerly from Main street, be and the same is hereby ordered to be divided, applied, and expended in the grading of said Summit street and also Gott street, such expenditure to be made by the Board of Public Works, under the direction of the Street Commissioner, as to the said Board shall seem most advisable.

Which resolution prevailed.

By Ald. Martin.

WHEREAS, The Toledo, Ann Arbor and North Michigan Railway Company has asked permission to cross First and Williams streets in this city with a spur track to connect with their main or side tracks in or near First street, and,

WHEREAS, this Council has heretofore ordered said Railway Company to build and construct certain plank sidewalks along and adjacent to their lands and premises in this city, and that said Company has hitherto without good reason therefore failed and neglected to comply with such order, so to construct such sidewalks, therefore.

Resolved, That and permission is hereby granted to the said Railroad Company to construct their said purposed spur track on, over and across First street and Williams street on and along the line and at the grade fixed and purposed by the City Engineer on this express condition, to-wit:

That said Railway Company do make and deliver to the City Clerk their bond in the penal sum of one thousand dollars, with Andrew J. Sawyer and Mr. Greenwood as sureties, conditioned to build and construct all such sidewalks and cross walks without delay, and that this permission shall not be operative until the said bond shall be duly delivered.

Ald. Rehberg moved that the Council adjourn, which motion did not prevail.

The resolution of Ald. Martin then carried by a yea and nay vote as follows:

Yeas—Ald. Martin, Ferguson, O'Mara, Kitson, Prettyman, Pres. Cooley. 6.

Nays—Ald. Herz, Fillmore, Snow, Rehberg 4.

On motion the Council then adjourned.

W. J. MILLER, Clerk.