

Council Chambers, Sept. 29, 1902.

Special meeting.

Called to order by President Haarer.

Roll call: Present—Ald. Hamilton, Douglas, Schlenker, Clancy, Roberts, Grose, Coon, Burg, Fischer, Pres. Haarer—11. Absent—Ald. Koch, Kearns, Schumacher, Johnson, Jenney,—4.

Ann Arbor, Mich., Sept. 29, 1902.

Jas. E. Harkins, City Clerk:

Please issue the usual notice and call for a special meeting of the Common Council on this evening at 7:30 o'clock local time for the purpose of meeting representatives of the Hawks and Angus Co. and to take such action regarding electric railroads, paving and grade separation as may seem wise. Also to hear the report of the bond committee.

Respectfully,

R. S. COPELAND,

Mayor.

Ald. Fischer presented the following ordinance by Title and on motion it passed to and was given its second reading.

An Ordinance relative to Changing the Course and Grade of Certain Streets and Elevating the Tracks of The Ann Arbor Railroad.

Whereas, the tracks of The Ann Arbor Railroad Company now cross Felch street, Miller avenue, Huron, Washington, Liberty and First streets at grade, and

Whereas, it would conduce to the general public convenience and safety if the tracks of the said railroad were elevated and viaducts provided for the several streets and of such altitude as to enable the public travel to pass beneath.

On motion of Ald. Fischer the council adjourned until Wednesday evening October 1, 1902.

JAS. E. HARKINS,

City Clerk.

Council Chambers, Oct. 1, 1902.

Adjourned meeting.

Called to order by Pres. Haarer.

Roll call: Present—Ald. Hamilton, Koch, Schlenker, Clancy, Kearns,

Schumacher, Grose, Coon, Fischer, Pres. Haarer.—10. Absent—Ald. Douglas, Johnson, Roberts, Jenney, Burg,—5.

Ald. Fischer presented several remonstrance petitions relative to grade separation which were received and placed on file.

Ald. Clancy moved that rule 16 be suspended for the evening. Carried.

The city attorney presented the bond and sureties of the City Treasurer Newkirk which on motion was accepted and adopted.

### ORDINANCE.

Ald. Fischer presented for its third reading the following ordinance as amended by the ordinance committee. AN ORDINANCE relative to changing the course and grade of certain streets and elevating the tracks of The Ann Arbor Railroad.

Whereas, the tracks of The Ann Arbor Railroad Company now cross Felch street, Miller avenue, Huron, Washington, Liberty and First streets at grade; and

Whereas, it would make an easier grade out of the city in both directions, and would conduce to the general public convenience and safety if the tracks of the said railroad were elevated and viaducts provided for the several streets and of such altitude as to enable the public travel on said streets to pass beneath:

Therefore for the purpose of permitting a change of the grade line of the said railroad company's tracks, in order to make possible the separation of street and railroad grades,

The Common Council of the City of Ann Arbor ordain:

Section 1. That the established grade at the points of intersection of said railroad company's tracks and the following named streets be—at Main street 2.1 feet; at West Jefferson street 6.2 feet; at Ashley street 6.9 feet; at West William street 11.4 feet; and at Summit street 4.6 feet above the present grade line at the points at which the said railroad company's tracks now cross said several streets. Also that

the grade of Cedar and Wright streets be established 2.2 feet, of Pontiac street 3.3 feet, and of Jones and Traver streets 3.1 feet below the surface of said streets as they are at present, at the points where said railroad now crosses said several streets.

Sec. 2. That First street be diverted so as to intersect Liberty street west of the present right of way of said company. And that Charles street be diverted so as to intersect Summit street west of the present right of way of said company, upon and along the west side of said right of way.

Sec. 3. That the culvert under Ashley street between West Jefferson and West William streets be constructed parallel with instead of under the said railroad company's tracks, provided that said railroad company will, without expense to the city of Ann Arbor, provide and maintain sufficient and suitable means of conducting the water so diverted from the east line of Ashley street to West William street.

Sec. 4. That said railroad company shall, at its own expense, to the extent of its own right of way, construct and maintain suitable approaches on West Jefferson, Ashley, West William and Summit streets, made necessary by the elevation of said company's tracks where they cross the several streets.

Sec. 5. That the preceding sections of this ordinance shall be null and void, unless said Ann Arbor railroad company shall provide and place steel viaducts on suitable stone, cement or iron abutments at Felch street, Miller avenue, Huron, Washington and Liberty streets and at the foot of Ann street, which with the exception of that at Ann street shall extend the full width of said several streets, with supports at the curb lines if desired, and shall carry all the tracks, both main and sidetracks, over these streets, except as hereinafter provided, and shall give a clear minimum head room above present surface of 12 feet at Felch street, 15 feet at Miller avenue, 14 feet at the foot of Ann street, 14 feet at Huron street, 13

feet at Washington street and 12 feet at Liberty street.

That the viaduct at the foot of Ann street shall conform to the ordinance heretofore granted to William A. Boland.

That the viaduct at the foot of Ann street shall be constructed by the Ann Arbor railroad company, and the actual cost thereof shall be paid by the city of Ann Arbor when the whole work of grade separation shall have been completed.

Provided, that the said Ann Arbor railroad shall have the right to cross Washington and Felch streets with one sidetrack on the present grade of each. And that during the hours when such sidetrack is in use, the said railroad company shall station and keep on duty at said crossing a flagman.

That the elevation of said tracks shall be completed on or before October 1st, 1904.

Sec. 6. That the said viaducts, approaches and culverts contemplated by this ordinance shall be constructed subject to the approval of the common council and the city engineer of the city of Ann Arbor.

Sec. 7. This ordinance shall take effect and be in force from and after the expiration of ten days from the legal publication thereof, and after filing with the city clerk the written acceptance of the same by said Ann Arbor railroad company.

Sec. 8. The ordinance passed March 31st, 1902, entitled "An ordinance relative to changing the course and grade of certain streets and elevating the tracks of the Ann Arbor railroad," not having been accepted by the Ann Arbor railroad company, is hereby repealed.

Ald. Fischer moved that the ordinance as amended by the committee be accepted. Carried.

The chair then put the question "Shall the ordinance pass?"

Adopted as follows:

Yeas — Ald. Hamilton, Schlenker,

Clancy, Kearns, Schumacher, Grose, Coon, Fischer, Pres. Haarer—9.

Nay—Ald. Koch—1.

On motion the Council adjourned.

JAS. E. HARKINS,  
Clerk.

Council Chamber, Oct. 6, 1902.

Regular session.

Called to order by Clerk.

On motion Ald. Hamilton was made chairman pro tem. for the evening.

Roll call: Present—Ald. Hamilton, Koch, Schlenker, Clancy, Kearns, Schumacher, Roberts, Grose, Coon, Burg—10. Absent—Ald. Douglas, Johnson, Jenney, Fischer, Pres. Haarer—5.

Minute of previous meeting read and approved.

COMMUNICATIONS AND PETITIONS.

Mayor's Office, Oct. 6, 1902.

To the Honorable the Common Council:

Gentlemen—The untimely death of Dr. John A. Boylan makes it necessary for me to appoint his successor as supervisor of the 5th ward.

Subject to your approval permit me to name for that office Mr. Geo. H. Rhodes.

Respectfully,

ROYAL S. COPELAND,

Mayor.

Ald. Grose moved that the appointment of Mr. Geo. H. Rhodes as supervisor be concurred in. Carried.

Petitions for the raising of grade on S. State street from William to Monroe streets, signed by N. W. Cheever, W. S. Hoff, et al., were received and placed on file.

A petition of George Scott, asking that gutters on Fountain street and Summit street be put in shape to take care of the water, was received, and Ald. Kearns moved that an appropriation of fifty dollars be made for the repairs above petitioned for by Mr. Scott.

Adopted as follows:

Yeas—Ald. Hamilton, Koch, Schlenker, Clancy, Kearns, Schumacher,

Roberts, Grose, Coon, Burg—10. Nays—0.

Ann Arbor, Oct. 6, 1902.

To the Honorable the Common Council of the City of Ann Arbor:

Gentlemen—I would respectfully petition your honorable body to order the construction of the following crosswalks, to-wit:

Across Wilmot street on the west side of Elm street.

Across Mack Road on the south side of Wilmot street.

Across Mack Road on the west side of Elm street.

CHAS. A. WARD.

Referred to street committee.

By Ald. Schumacher:

Resolved, that the State street grade be left as it is. Carried

City of Ann Arbor, Board of Public Works, to Clarcken & Schneider, Dr.

For putting in sewer on Monroe street and E. University avenue, as per price agreed

upon .....	\$100 00
Four ft. 15-inch tile.....	1 20
Cement .....	50
To labor.....	1 50
To extra for changing 12-inch run, labor.....	1 65

\$104 50

Ald. Kearns moved bill be allowed.

Adopted as follows:

Yeas—Ald. Hamilton, Koch, Schlenker, Clancy, Kearns, Schumacher, Roberts, Grose, Coon, Burg, Fischer—11. Nays—0.

To Koernke & Buckolz, Dr.:

Contract price for bridge No 2..	\$757 50
Extra for laying floor.....	10 00
Extra for cast washers.....	60

Total .....	768 10
Less 10 per cen.....	76 81

\$691 29

Ald. Schumacher moved that bill be allowed.

Adopted as follows:

Yeas—Ald. Hamilton, Koch, Schlenker, Clancy, Kearns, Schumacher,