

Council Chamber,

Ann Arbor, Mich., Aug. 31, 1905.

Adjourned Regular Session.

Meeting called to order by Pres. Gilmore.

Present, Ald. Blair, Kurtz, Miller, Markey, Sherk, Manwaring, Coon, Fischer, Pres. Gilmore—9.

Absent, Ald. Gill, Schlenker, Kearns, St. James, Goodyear—5.

Minutes of previous meeting approved.

COMMUNICATIONS.

Communication from the board of public works asking authority to paint the Wall street bridge.

Granted as follows:

Yeas—Ald. Blair, Kurtz, Miller, Markey, Sherk, Manwaring, Fischer, Pres. Gilmore—8.

Nays—Ald. Coon—1.

Enter Ald. Gill and Schlenker.

Communication and estimate from board of public works received as follows:

Office of the Board of Public Works.
Ann Arbor, Mich., Aug. 31, 1905.

Special Session.

Meeting called to order by Pres. Reinhardt.

Present, Mr. McIntyre, Cornwell, Moore, Scott, Mummery, Reinhardt—6.

Absent, Mr. Nichols.

The city engineer presented second estimate on North University avenue pavement and following resolution was adopted as follows:

Yeas—Mr. McIntyre, Cornwell, Moore, Scott, Mummery, Reinhardt—6.

Nays—None.

By Mr. Scott:

Resolved, That the engineer's estimate as presented be referred to the council with the recommendation that amount due Mr. Ross, \$5,413.53, be paid.

Board of Public Works.

Ann Arbor, Mich., Aug. 31, 1905.

Board of Public Works,

Wm. C. Reinhardt, Pres.

Gentlemen:—I herewith submit approximate estimate No. 2 of work done and material furnished by D. J. Ross in paving North University avenue under his contract with the City of Ann Arbor:

840.8 cu. yds, concrete at \$3.20,\$2690.56

1680.0 cu. yds. excavation at 38 cents	638.40
4000.0 sq. yds. brick pavement at 97 cents	3880.00
4000.0 sq. yds. sand cushion at 3 cents	120.00
4000.0 sq. yds. joints filled at 10 cents	400.00
115.2 lin. ft. Medina curb at 80 cents	92.16
2535.0 lin. ft. Berea curb at 45 cents	1145.25
207.0 lin. ft. headers at 50 cents	103.50
408.0 lin. ft. 12-inch sewer at 25 cents	102.00
110.0 lin. ft. 10-inch sewer at 20 cents	22.00
513.0 lin. ft. excavation for sewer at 25 cents	129.50
Manhole, \$25.00	25.00

\$9348.37

Less 10 per cent as per contract

\$8413.53

Paid on previous estimates

\$5413.53

E. W. GROVES,

City Engineer.

Moved by Ald. Fischer and supported by Ald. Schlenker that the recommendation of the board of public works be concurred in and warrants be drawn in favor of Mr. Ross for amount of engineer's estimate as soon as Mr. Ross files bond according to contract.

Adopted as follows:

Yeas—Ald. Blair, Gill, Schlenker, Kurtz, Miller, Markey, Sherk, Manwaring, Coon, Goodyear, Fischer, Pres. Gilmore—11.

Nays—None.

PETITIONS.

Of Wirt Cornwell, et al, relative to fire hydrant. Referred to fire committee.

Of Albert Weimer, et al, relative to grading and graveling Eighth street. Referred to street committee.

Of B. G. Crookston, et al, remonstrating against proposed West Liberty street sewer. Action deferred.

Of Frances E. Winslow relative to damages against the city and Ann Arbor Gas Co. Referred to city attorney.

Of Philip Blum, et al, relative to city acquiring title to property north of Michigan Central railroad depot for park purposes. Received and referred to park committee.

Damages for horse stepping through bridge on Fuller street asked by S. L. Perkins. Referred to city attorney.

COMMITTEE REPORTS.

Finance.

Ann Arbor, Mich., Aug. 31, 1905.

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

Gentlemen:—Your committee on finance has had the following bills under consideration and would recommend their allowance and that warrants be drawn for same.

EMMET COON,
GEO. H. FISCHER,
Committee.

CONTINGENT FUND.

George W. Sample, salary	....	\$8.33
M. E. Easterly, salary	.....	20.00
Marvin Davenport, salary	....	6.25
Frank Stivers, salary	.....	50.00
Ross Granger, salary	.....	125.00
E. L. Seyler, salary	.....	125.00
Ed. Groves, salary	.....	100.00
John Wisner, salary	.....	83.00
Frank Mason, salary	.....	35.00
Wm. H. McIntyre, salary	.....	48.00
C. C. VanValkenburg, salary	..	60.00
Thurlow Coon, salary	.....	25.50
E. P. Gregory, hanging street signs	.....	23.00
H. E. Groves, hanging street signs	.....	28.75
Mrs. J. H. Alexander, fumigation	.....	5.00
T. B. Cooley, disinfecting	....	3.00
H. J. Brown, supplies	.....	16.60
Ann Arbor Argus, printing	....	39.15
Ann Arbor Times, printing	...	42.65
Engineering News, subscription	.....	5.00
Detroit Free Press, printing	..	10.30
Standard Adding Machine Co., supplies	.....	1.25
J. L. Skinner, supplies	.....	13.10
Herrick & Bohnet, supplies	..	2.45
Geo. H. Pond, supplies	.....	21.20
R. Granger, express paid	....	.55
Robert A. Rayer, supplies	....	.35
Mrs. C. A. Green, rent	.....	37.50
Amount	.....	<u>\$935.43</u>

CEMETERY FUND.

L. D. Grose, salary	.....	\$29.16
		<u>\$29.16</u>

DOG LICENSE FUND.

George Becks, burying dog	....	\$0.50
Elmer Thomas, burying cat	..	.50
Jacob Dingman, burying cat	..	.50
Philip Lever, burying dog	....	.50
J. J. West, burying cat	.....	.50
		<u>\$2.50</u>

FIRE FUND.

Fred Siple, salary	.....	\$72.00
C. A. Edwards, salary	.....	66.00
W. H. McLaren, salary	.....	60.00
Max Witlinger, salary	.....	60.00
Eugene Williams, salary	.....	60.00
Herman Kirn, salary	.....	60.00
Fred Nordman, salary	.....	60.00
Chas. Andrews, salary	.....	60.00
Ralph Edwards, salary	.....	60.00
Dean Seabolt, salary	.....	50.00
Wm. Rettich, salary	.....	50.00
T. M. O'Brien, salary	.....	50.00
Chas. Carroll, salary	.....	30.00
H. Otto & Son, horse shoeing		2.80
Chas. Cornell, horseshoeing	..	9.20
H. J. Brown, supplies	.....	3.95
Sheppard & Burnham, supplies		3.00
Mrs. Ream, washing	.....	8.00
		<u>\$764.95</u>

POOR FUND.

F. J. Muehlig, ambulance	....	\$2.00
Fred Siple, salary	.....	10.00
Dorow & Rockol, supplies	...	4.90
J. Eschelbach, supplies	.....	1.27
Fischer & Finnell, supplies	..	8.36
Wm. Goetz, supplies	.....	6.33
J. Hoheisel, supplies	.....	2.00
Haas & Heibein, supplies	....	8.99
Lindenschmid & Apfel, supplies		2.50
Mrs. Ludholz, supplies	.....	7.02
F. J. Muehlig, supplies	.....	2.00
Miller & Pray, supplies	.....	7.44
G. B. Ottmer, supplies	.....	7.45
Rinsey & Kyer, supplies	.....	15.19
L. Rohde, supplies	.....	4.50
C. Rinsey, supplies	.....	14.98
George Spathelf, supplies	....	1.00
W. F. Stimson, supplies	.....	5.00
John Wahr, supplies	.....	2.00
C. Zuern, supplies	.....	1.14
		<u>\$114.07</u>

POLICE FUND.

Charles B. Masten, salary	....	\$83.33
Harris Ball, salary	.....	75.00
George Isbell, salary	.....	60.00
William Eldert, salary	.....	60.00
William Walsh, salary	.....	60.00
John O'Mara, salary	.....	60.00
David P. Collins, salary	.....	60.00
		<u>\$458.33</u>

STREET FUND.

Albert Rohde, sweeping streets	\$420.00
Koch Bros., supplies	24.24
H. Otto & Son, horse shoeing	6.05
S. Wood & Co., supplies	16.52
Louis Rohde, supplies	18.78
William Markey, team labor..	34.43
John Miller, team labor	3.50
Bennett French, team labor..	10.50
George Schaible, team labor..	10.50
Napoleon Brough, team labor	14.00
DeWitt Carr, team labor	15.95
George Weeks, team labor ...	21.00
C. S. Sweney, team labor	21.00
Jacob Becks, team labor	24.50
Ernest Hanselman, team labor	28.00
John McHugh, team labor	33.26
A. J. Burse, hand labor	1.65
Frank Bartlett, hand labor....	3.30
Philip Rheinrunk, hand labor	4.04
Philip, Fohey, Jr., hand labor	4.77
Charles Haase, hand labor ...	4.95
John Jahnke, hand labor	4.95
William Guy, hand labor	4.95
William Chatterton, hand labor	4.95
Henry Allmand, hand labor ..	4.95
Charles O'Connor, hand labor..	6.60
Michael Preskon, hand labor..	7.89
Fred Gakel, hand labor	8.25
Gustav Wolter, hand labor ...	8.80
Michael Heavy, hand labor ..	8.90
Leonard Blake, hand labor....	9.90
Michael Williams, hand labor	9.90
John Phillips, hand labor	9.90
Joe Saciu, hand labor	9.90
Joe Curtis, hand labor	9.90
Robert Owen, hand labor	10.01
John Staebler, hand labor	11.37
Albert Finkbinder, hand labor	11.55
George Darrow, hand labor... ..	13.20
Walter Warren, hand labor... ..	15.69
William Bury, foreman	5.23
Will am Keuhn, foreman	6.00
Willis Clark, foreman	16.00
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	\$919.73

PARK FUND.

Koch Bros., supplies	\$18.45
S. Wood & Co., supplies	11.55
Louis Rohde, supplies	6.00
A. C. Hetsler, repairs	1.50
Geo. Collins, team labor	7.00
Chas. Sweeney, team labor ..	8.75
George Wicks, team labor	10.50
William Freeman, team labor	17.50
A. L. Blaich, hand labor	4.15
Joseph Socia, hand labor	4.40
J. E. Curtis, hand labor	4.95
Leopold Lau, hand labor	4.95
Fred Garvin, hand labor	8.25

R. M. Jane, hand labor	9.90
J. W. O'Brien, hand labor ...	10.00
George Schlimmer, hand labor	33.18
S. L. Garvin, hand labor	43.33
Ed. Easterly, hand labor	2.75
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	\$208.11

STREET LIGHTING FUND.

Washtenaw Light & Power Co.	\$902.27
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	\$902.27

SIDEWALK FUND.

Mast & Weinmann, extensions	\$18.50
Ernest Hanselman, team labor	1.56
DeWitt Carr, team labor	3.50
Jacob Beck, team labor	8.76
Napoleon Brough, team labor	19.26
Bennett French, team labor..	22.56
William Markey, team labor..	22.76
George Schaible, team labor..	22.76
Robert Owen, hand labor	1.65
Michael Williams, hand labor	5.79
William Chatterton, hand labor	10.74
Charles Haase, hand labor....	10.74
John Jahnke, hand labor	10.74
William Guy, hand labor	10.74
William Bury, foreman	13.57
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	\$183.63

BUILDING SIDEWALK FUND.

Mast & Weinmann, tar walks	\$124.00
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	\$124.00

BRIDGE, CULVERT AND CROSS-WALK FUND.

Aetna Portland Cement Co., cement	\$30.31
E. L. Schneider, supplies	34.82
R. G. Schmidt, supplies	2.95
Alfred Finkbinder, hand labor	4.14
Philip Fohey, Jr., hand labor..	4.95
Henry Allmand, hand labor... ..	4.95
Fred Gakle, hand labor	6.60
Frank Bartlett, hand labor ...	10.74
Willis Clark, foreman	3.00
Will am Keuhn, foreman	6.00
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	\$108.46

RECAPITULATION.

Contingent Fund	\$935.43
Cemetery Fund	29.16
Dog License Fund	2.50
Fire Fund	764.95
Poor Fund	114.07
Police Fund	458.33
Street Fund	919.73

Park Fund	208.11
Street Lighting Fund	902.27
Sidewalk Fund	183.63
Bridge, Culvert and Crosswalk Fund	108.46
Building Sidewalk Fund	124.00

Total\$4750.64

Adopted as follows:

Yeas—Ald. Blair, Gill, Schlenker, Kurtz, Miller, Markey, Sherk, Manwaring, Coon, Fischer, Pres. Gilmore—11.

Nays—None.

By Ald. Coon:

Resolved, That twenty per cent of dog license money collected at the city clerk's office since the appointment of Mr. Sam Smith as pound master be paid to him. Said twenty per cent to be paid Mr. Smith as long as he continues to work as collector of license fees and pound master.

Adopted as follows:

Yeas—Ald. Blair, Gill, Schlenker, Kurtz, Miller, Markey, Sherk, Manwaring, Coon, Fischer, Pres. Gilmore—11.

Nays—None.

ORDINANCE COMMITTEE.

Ald. Fischer presented an ordinance relative to garbage and other unwholesome and offensive substances, which was given its first reading by title and passed to its second reading by the following vote:

Yeas—Ald. Blair, Gill, Schlenker, Kurtz, Miller, Markey, Sherk, Manwaring, Coon, Fischer, Pres. Gilmore—11.

Nays—None.

AN ORDINANCE relative to Garbage and Other Unwholesome and Offensive Substances, to Regulate the Collection and Disposal Thereof, and to Prohibit Hog-Pens Within the Limits of the City of Ann Arbor.

The Common Council of the City of Ann Arbor Ordain:

Sec. 1. For the purpose of this ordinance the word "garbage" shall be held to include every refuse accumulation of animal, fruit or vegetable matter that attends the preparation, use, cooking, dealing in or storing of meats, fish, fowl, birds, fruit or vegetables; it shall also be held to include swill and kitchen and table refuse of every kind excepting dish

water or waste water. The word "rubbish" shall be held to mean paper, rags, pasteboard boxes, berry boxes, sweepings, chips, tin cans and tinware, broken dishes, crockery and glass, leather, rubber and refuse matter of all kinds except ashes, manure and contents of privy vaults, cess-pools, dry wells and sinks.

Sec. 2. No garbage or rubbish shall hereafter be burned on any street, alley, commons, or public place, or upon any premises in open air, within the limits of said city; nor shall any person place such material upon any private property, whether owned by such person or not, unless the same shall be enclosed in proper vessels or receptacles as provided in this ordinance.

Sec. 3. It shall be unlawful for any person or persons to throw or deposit, or to cause to be thrown or deposited, any garbage, rubbish, manure or other excretion, or unwholesome or filthy substances of any kind, upon any street, alley, gutter, sidewalk, or public grounds of said city. Provided, that substances deposited by virtue of building permits are hereby expressly excepted.

Sec. 4. It shall be the duty of every tenant, lessee, or occupant of any dwelling house, boarding house, hotel, restaurant and place of business of every kind having garbage to be disposed of, to provide and at all times to keep within such building, or on the lot on which such building is situated, suitable and sufficient vessel or vessels having capacity not exceeding twenty gallons with bails and handles and with close fitting covers thereto, for receiving and holding, without leakage or odors, all the garbage that may accumulate between the times of the collection thereof as the same shall be fixed by the common council. Such vessels shall be filled only to within four inches of the top, and shall be placed in such places as shall be readily accessible at all times for purpose of removing or emptying the same (upon the line of an alley whenever possible and convenient, and where said vessels shall not be a public nuisance in any respect, or be placed in the limits of any street or alley.

Sec. 5. It shall be the duty of each tenant, occupant or lessee, having

garbage to be disposed of, to place in such vessels all garbage accumulating on his or her said premises, between such times of removal thereof as may be established by the common council, and nothing but garbage, as defined in this ordinance, shall be placed in such vessels.

Sec. 6. It shall be the duty of every tenant, lessee or occupant of any dwelling house, boarding house, hotel or business place having rubbish to be disposed of, to provide and at all times to keep within such building or on the lot on which such building is situated, a suitable receptacle or receptacles (separate from the vessels for garbage) in which to deposit all the rubbish which may accumulate upon such premises between the times of the collection thereof as the same shall be fixed by the common council. Said receptacles shall be placed in such places as shall be readily accessible at all times for purpose of removing or emptying the same (upon the line of an alley whenever possible and convenient) and where said receptacle shall not be a public nuisance in any respect or be placed in the limits of any street or alley.

Sec. 7. It shall be the duty of each such tenant, occupant or lessee, having rubbish to be disposed of, to place in such receptacle or receptacles all rubbish accumulating on his or her said premises between such times of removal thereof as may be established by the common council. And nothing but rubbish, as defined in this ordinance, shall be placed in such receptacles.

Sec. 8. The board of health shall be the exclusive judge of the sufficiency of vessels and receptacles for garbage and rubbish provided for by this ordinance.

Sec. 9. All garbage and rubbish deposited in said vessels and receptacles shall be removed at the expense of the City of Ann Arbor at such regular intervals as may from time to time be established.

Sec. 10. The board of health shall have the power to establish such rules and regulations not inconsistent with this ordinance governing the collection and disposal of garbage and rubbish as may appear necessary for the preservation of the

public health and safety. Such rules and regulations, when made and published, shall become and are hereby made part of this ordinance, and anyone violating such rules and regulations shall be amenable as in this ordinance ordained.

Sec. 11. Said City of Ann Arbor may contract for the removal and disposal of said garbage and rubbish, and in doing so may divide the city into districts, if it appears expedient or desirable to do so, and may enter into separate contracts for each district. The letting of such contract, or contracts, may be referred to the board of public works and in such case it shall be the duty of said board to advertise for bids for collecting and disposing of said garbage and rubbish for such length of time and under such conditions as shall be prescribed by the common council, and in accordance with this ordinance and such rules and regulations as may be adopted by the board of health. Said board of public works shall contract therefor with the lowest responsible bidder, or bidders, who shall enter into such bond or bonds, for the faithful performance of said contract as shall be prescribed by the common council. Provided, That the term of such contract shall not in any case exceed three years.

Sec. 12. It is hereby made the duty of the contractor, or contractors, with the City of Ann Arbor for the collection and removal of garbage and rubbish to collect and remove in accordance with the ordinance and contract of the city all such garbage and rubbish found within city limits. Such contractor, or contractors, shall transport and remove said garbage and rubbish to places outside and at least one mile beyond the city limits. The kind of conveyance to be used in transporting said garbage and rubbish may be specifically provided for by contract as the common council shall direct, but shall be such at least as will be suitable for the purpose and to securely convey garbage and rubbish so that no portion thereof shall be spilled out, or dropped or thrown upon any street, or alley or adjacent premises within the city, or anywhere within a mile of the city limits; nor shall the same be kept or stored upon any street or alley, or

public place except as in this ordinance provided; wagons or other conveyances used by contractors shall not be left in any street, alley, or other public place, or upon any private premises within the city longer than may be reasonably necessary in order to collect and remove the garbage and rubbish; any such contractor may dispose of the garbage collected as feed for hogs, but only to hogs that are kept at least one mile from the city limits.

Sec. 13. No other person or party except the city contractor, or contractors, shall carry, convey or transport through the streets, alleys or public places of the City of Ann Arbor any garbage or rubbish as herein defined, and it shall be unlawful for any person to interfere in any manner with the collection and disposal of such material by the city contractor, or contractors.

Sec. 14. All manure and other refuse material not properly included by the terms "garbage" and "rubbish," as defined in this ordinance, must be disposed of by the owners or occupants of the premises where the same is accumulated, at the expense of such owners or occupants, by conveying or causing the same to be conveyed beyond the city limits where the same may be disposed of in such manner as will not endanger the public safety or the public health, or create a nuisance. Such manure or other materials in being conveyed over the streets and alleys and other public places in said city must be conveyed in such manner as to prevent any part of the same from being dropped or spilled thereon. Provided, however, that such manure may be used for the fertilizing of lawns or gardens within the city.

Sec. 15. Contents of privy vaults, cess-pools, dry wells and sinks shall not be removed by any person without first procuring a written permit therefor from the city clerk of said city. Such permit shall be exhibited on demand of any patrolman, or any person for whom said person shall be doing said work. Such permits shall license the holder to remove such materials through the streets and alleys of said city to points outside the city limits where the same shall be disposed of in such manner as

shall not endanger the public health and safety, or create a nuisance. Contents of privy vaults, cess-pools, dry wells and sinks shall in all cases be thoroughly deodorized before being stirred up or removed. Every privy vault, cess-pool, dry well or sink from which the contents are removed shall immediately thereafter be thoroughly cleaned and deodorized by such owner or occupant.

Sec. 16. The city clerk shall issue such permits on application. Such permits shall contain the name of the person from whose premises the material mentioned in the preceding section is to be removed and the street and house number, and shall license the holder to remove said material in accordance with the provisions of this ordinance within ten days of the date of issue of such permit.

Sec. 17. The keeping of hogs or maintenance of hog-pens within the city limits is hereby declared to be a public nuisance, and from and after the first day of December, 1905, the same shall be and are hereby absolutely prohibited within the limits of said city. All persons keeping hogs or maintaining hog-pens within the limits of said city after said date shall be amenable to the penalty provided for violation of this ordinance as hereinafter set forth.

Sec. 18. The collection and removal of garbage and rubbish and the disposal of other material and substances provided for by this ordinance shall be under the supervision of the board of health. And it is hereby declared to be the duty of the board of health and police department, through their proper officials and agents to enforce the provisions of this ordinance.

Sec. 19. Any person guilty of any of the acts forbidden by this ordinance, or failing to perform any of the duties imposed herein, or who shall violate any of the provisions of this ordinance or the rules of the board of health in reference to the same, shall, upon conviction, be fined in such sum as the court may determine, not exceeding one hundred dollars; and in case of default in the payment of such fine the court may make a further sentence that the offender be imprisoned in the county

jail of Washtenaw county, or any jail or lockup of said city, until such fine and costs are paid. Provided, such imprisonment shall not exceed thirty days.

Sec. 20. All ordinances and parts of ordinances in conflict with this ordinance are hereby repealed.

This ordinance shall be in force and effect from and after its passage and publication, except as to Section Seventeen, which shall take effect as provided in said section.

On motion of Ald. Fischer the ordinance was ordered published in the minutes and referred to the ordinance committee.

SEWER COMMITTEE REPORT.

To the Common Council:

Gentlemen:—Your committee on sewers have had the petition of LeRoy Lewis, et al, referred to them, and deeming the construction of the said sewer a necessary public improvement, would recommend to your honorable body that the sanitary sewer be constructed, beginning at Seventh street, extending southwesterly on Liberty street, to the west line of the lot on which house number 1154 stands.

Respectfully submitted,
 LEWIS KURTZ,
 C. SCHLENKER,
 WM. BLAIR,
 J. W. MARKEY,
 I. L. SHERK,
 Committee.

Received, accepted and following resolution offered:

By Ald. Schlenker:

Resolved, That the construction of lateral sewer hereinafter designated is deemed and declared to be a necessary public improvement, and the construction of the same is hereby ordered, that is to say: Beginning at Seventh street, and extending southwesterly on Liberty street to the west line of the lot on which house numbered 1154 stands.

Resolved further, That the city engineer cause all needful surveys, maps, measurements and estimates to be made and report the same to council with all convenient dispatch. Adopted as follows:

Yeas—Ald. Blair, Gill, Schlenker, Kurtz, Miller, Markey, Sherk, Man-

waring, Coon, Fischer, Pres. Gilmore—11.

Nays—None.

Sewer Committee's Report.

Ann Arbor, Mich.

To the Common Council:

Gentlemen:—Your committee on sewers, to whom was referred the estimate and report of the city engineer relative to the construction of the lateral sewer in Sewer District No. 14, beg leave to report that they have had such estimate and report as well as the resolution of the common council under consideration and have made due inquiries relating thereto, and that we have heard all persons desiring to be heard in the premises, and your committee is of the opinion that there is necessity for the construction of such lateral sewer, and that a special taxing or assessment district ought to be fixed by the common council upon and against which the cost of the construction of such sewer may be charged, street crossings excepted, pursuant to the ordinance in such case made and provided.

Your committee beg to submit herewith for consideration a resolution fixing the boundaries of such special assessment district.

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

LEWIS KURTZ,
 J. W. MARKEY,
 WM. BLAIR,
 I. L. SHERK,
 Committee.

Received, accepted and following resolution offered.

Ann Arbor, Mich., Aug. 23, 1905.

By Ald. Sherk:

Resolved, That this common council still deeming it expedient to cause to be constructed a lateral sewer in Lateral Sewer District No. 14, the construction of the same is hereby ordered.

Resolved further, That each and all of the lands, tenements and premises hereinafter mentioned are deemed and declared to be benefitted by the construction of such lateral sewer to the extent of the cost thereof, street crossings excepted, and all such lands shall constitute and all of the said

lands hereinafter mentioned is fixed (and determined as the district and special assessment district) upon and against which shall be assessed and charged all of the costs and expense of construction of such lateral sewer, that is to say:

All of that part of the city of Ann Arbor and all of the lands, tenements and premises situated in the City of Ann Arbor, State of Michigan, known, bounded, and described as follows, to-wit: All of lots 1, 2, 3, 4, 5, 6, 7, 8 of block 3 n, r 4 e, except the east 40 ft of lot 3; the west 85 feet of lot 2. The s 16 ft of the w 85 ft and the n 50 ft of the w 126.5 ft of lot 3. Lots 4, 5, 6, 7 8 of blk 4 n, r 4 e. Lots 21, 19, 17, 15, 13, 11 of blk 1, Ormsby & Page add. Lots 16, 15, 14, 13, 12, 11, 10, blk 4 n, r 3 e. And beginning at a point at intersection of the n property line of Felch street, and the n property line of North Main street thence northerly along the west property line of North Main street to the ne corner of Alex D. Imus' property, thence westerly along the north boundary line of A. D. Imus' property, to the nw corner of Fred Schleicher property; thence southwesterly along the western boundary Fred Schleicher, Geo. Schaible and Elizabeth Lang's property to the sw corner of Elizabeth Lang's property; thence easterly along the southern boundary of Elizabeth Lang's property to the nw corner P. S. Banfield's property; thence south along the west boundary line of P. S. Banfield's property to the sw corner of P. S. Banfield's property; thence east along the north line of Felch street about 60 ft to place of beginning. Except property heretofore exempted.

Resolved further, That this order and determination and resolution be and the same is hereby certified to the board of public works and the city assessor respectively. The board of public works to advertise for bids on construction of the same.

Adopted as follows:

Yeas—Ald. Blair, Gill, Schlenker, Kurtz, Miller, Markey, Sherk, Manwaring, Coon, Fischer, Pres. Gilmore—11.

Nays—None.

STREET COMMITTEE.

To the Honorable the Common Council:

Gentlemen:—Your committee on streets have had the following matters under consideration. First, The acceptance of the proposed Ferdon Road and the extension of Wells street. In this matter we recommend that acceptance be deferred until grading according to profile furnished by the city engineer is done, and provision for care of water is made by property owners along proposed road and street.

Second, The repaving of gutters on Liberty street. In this matter we recommend that the gutters on both sides of Liberty street from Ashley to First street be repaved, and cement curb be placed along same.

Respectfully,

J. W. MARKEY,
LEWIS KURTZ,
I. L. SHERK,
EMMET COON,

Committee.

Moved by Ald. Schlenker that report of street committee and recommendations be concurred in and the board of public works instructed to advertise for bids on construction of Liberty street gutters and curbing. Supported by Ald. Sherk and adopted as follows:

Yeas—Ald. Blair, Gill, Schlenker, Kurtz, Miller, Markey, Sherk, Manwaring, Coon, Fischer, Pres. Gilmore—11.

Nays—None.

Water Committee.

To the Honorable the Common Council:

Gentlemen:—Your committee to whom the matter of water hydrants and extensions were referred, respectfully recommend an extension on Oakland avenue from Church street to Forest avenue. And that a hydrant be placed at the corner of Oakland and Forest avenues. That a water main be placed on Hill street between Main and Packard streets with three hydrants, that a hydrant be placed on Packard street between Fifth avenue and Division street opposite W. S. Perry school (the installing of this hydrant only to be paid for by the city). Also that a hydrant be placed at the corner of Division and Kingsley streets. And that water main be extended on Geddes avenue from Observatory

street to city limits with three hydrants.

C. W. GILL,
EMMET COON,
Water Committee.

Moved by Ald. Coon that report be adopted and concurred in. Supported by Ald. Blair and adopted as follows:

Yeas—Ald. Blair, Gill, Schlenker, Kurtz, Miller, Markey, Sherk, Manwaring, Coon, Fischer, Pres. Gilmore—11.

Nays—None.

Park Committee.

To the President and Common Council of the City of Ann Arbor:

Your committee to whom was referred the petition praying that this council take such steps as shall be necessary and legal to acquire title to property east of Broadway, south of the Huron river and north of the Michigan Central railway, which property is more particularly described in said petition, recommends that the prayer of said petitioners be granted and that the city proceed with all reasonable diligence to acquire said property for the purposes of a common or park in accordance with the provisions of the city charter and the statutes of the state in such case made and provided.

I. L. SHERK,
CHRISTIAN SCHLENKER,
J. W. MARKEY,

Accepted.

Adopted as follows:

Ald. Gill, Schlenker, Kurtz, Miller, Markey, Sherk, Manwaring, Coon, Fischer, Pres. Gilmore—10.

Nays—Ald. Blair—1.

and following resolution offered:

By Ald. Sherk:

Whereas, The common council of the City of Ann Arbor has been applied to in writing by ten or more freeholders in said city, to lay out and establish a common, or park, on, over and upon all the following pieces or parcels of land, to-wit, All of block eighteen of Ormsby & Page's addition; also lots 1, 2, 3, 4, 5, 6 in block 19 of Ormsby & Page's addition; also a piece of land bounded on the north by Broadway, on the east by the Huron river, and on the south by lot 1, block 19, Ormsby & Page's addition, and on the west by State

street. Also all that land lying north of the Michigan Central right of way, and south of the Huron river, extending from Wall street on the east to lot No. 4, in block "D," part of the eastern addition on the west. Also lots 1, 2, 3, and 4, block "D," part of the eastern addition. All in the City of Ann Arbor, Washtenaw County, Michigan.

Now, therefore, the common council of the City of Ann Arbor do hereby determine that the aforesaid proposed improvement is advisable, and said common council do hereby declare said public improvement to be necessary, and they further declare that they deem it necessary to take the private property described as aforesaid for a public park, and that said improvement is for the use and benefit of the public.

Therefore the city clerk of the City of Ann Arbor is hereby directed in the name of the common council to give notice of the pendency of the question of ordering such proposed improvement, to the owners, occupants, or persons interested, or his her or their agents or representatives, by personal service, if they reside within the City of Ann Arbor, and if they shall reside without said city, then to make service by posting up notices in five or more public places in said city, which notices shall state the time and place when and where the common council will meet to consider the same, and shall also contain a description of the property to be constituted into said common or park.

Said city clerk is hereby further directed and required to serve and post said notices at least ten days before the time hereby fixed for said hearing.

Said meeting of said common council for the hearing of said owners, occupants, or other persons interested in said lands is hereby fixed for 2 o'clock p. m. of the 28th day of September, A. D. 1905, at the common council rooms in the court house in the City of Ann Arbor.

Adopted as follows:

Yeas—Ald. Gill, Schlenker, Kurtz, Miller, Markey, Sherk, Manwaring, Coon, Fischer, Pres. Gilmore—10.

Nays—Ald. Blair—1.

RESOLUTIONS.

By Ald. Markey:

Resolved, That Michigan Central Railroad Co. be instructed to replank bridge on Broadway. Adopted.

By Ald. Fischer:

Resolved, That Packard street be graveled from Madison street to city limits. Referred to street committee.

By Ald. Fischer:

Resolved, That a brick crosswalk be built across New Jersey avenue at intersection of Packard street; also one across Dewey avenue at intersection of Packard street.

Adopted as follows:

Yeas—Ald. Blair, Gill, Miller, Markey, Sherk, Manwaring, Coon, Fischer, Pres. Gilmore—9.

Nays—Ald. Schlenker and Kurtz—2.

By Ald. Miller:

Whereas, This common council has been applied to in writing by ten or more freeholders residing within the City of Ann Arbor, praying that a certain street, alley or highway within the corporate limits of the city, known as Charles street, be legally vacated and closed in that portion thereof between Main street and the Ann Arbor railway, now therefore

Resolved, That this common council does hereby determine that it is advisable to close all that part of Charles street lying between Main street and the Ann Arbor railroad, that the vacation of said portion of Charles street aforesaid is a necessary public improvement.

Resolved further, That Thursday, the 28th day of September, A. D. 1905, at 2 o'clock p. m. of said day, is hereby fixed and appointed as the time when, and the council chamber, in the court house in the City of Ann Arbor, as the place where, the common council will meet to consider the proposed improvement and to hear all persons interested therein.

Resolved further, That the city clerk do give notice, in accordance with the city charter, to all persons interested therein of the pendency of

the question of ordering the said public improvement.

Adopted as follows:

Yeas—Ald. Blair, Gill, Schlenker, Kurtz, Miller, Markey, Sherk, Manwaring, Coon, Fischer, Pres. Gilmore—11.

Nays—None.

By Ald. Miller:

Resolved, That a crosswalk be ordered built on east side of Fountain street across Felch street; also one on the west side of Fountain street across Hiscock street.

Adopted as follows:

Yeas—Ald. Blair, Gill, Schlenker, Kurtz, Miller, Markey, Sherk, Manwaring, Coon, Fischer, Pres. Gilmore—11.

Nays—None.

By Ald. Fischer:

Resolved, That the board of public works be empowered to purchase three cars of brick for crosswalks; also purchase such paving brick from D. J. Ross as they see fit.

Adopted as follows:

Yeas—Ald. Blair, Gill, Schlenker, Kurtz, Miller, Markey, Sherk, Manwaring, Coon, Fischer, Pres. Gilmore—11.

Nays—None.

On motion of Ald. Fischer the street commissioner was instructed to see that a fence be built in front of Dr. Salsbury's property on Packard street.

By Ald. Miller:

Resolved, That Mr. Wm. Bury be and is hereby appointed fence viewer of the Third Ward. Adopted unanimously.

On motion the council adjourned.

ROSS GRANGER, Clerk.

Council Chamber,
Ann Arbor, Mich., Sept. 4, 1905.
Regular Session.

Meeting called to order by the city clerk.

There being no quorum present the council was adjourned to meet September 18th, 1905, at 7:30 o'clock p. m.

ROSS GRANGER, Clerk.