

City Attorney's Office,

Ann Arbor, Mich., Feb. 11, 1907.

Special session, meeting called to order by President Gilmore; Present—Ald. Gill, Snaubel, Kurtz, Miller, Sweet, St. James, Markey, Manwaring, Sherk, Goodyear, Blaich, Abbott, Fischer, Pres. Gilmore. — 14. Absent — Ald. Snyder—1.

Mayor's Call

Ann Arbor, Mich., Feb. 11, '07

Mr. Ross Granger,
City Clerk.

Dear Sir:

You will issue a call for a meeting of the common council, at the office of City Attorney Stivers, Eeb. 11th, 1907 at 9:30 o'clock a. m. to receive the report of special committee appointed to investigate the collection of garbage and the payment of contractor's bill. Council to take such action on same as is deemed advisable.

F. M. HAMILTON,
Mayor

The committee on garbage reported that they had investigated the collection of same and recommended the payment of bill. A more detailed report to be made to next meeting or the council.

Moved by Ald. Miller that bill of Frank Perkins' \$300.00 be paid and the clerk draw a warrant for same.

Adopted as follows:

Yeas—Ald. Gill, Snauble, Kurtz, Miller, Sweet, St. James, Markey, Manwaring, Sherk, Goodyear, Blaich, Abbott, Fischer, Pres. Gilmore. 14

Nays—none.

Moved by Ald. Markey that marshal order all persons collecting garbage without permit from Board of Health to cease such collection. Adopted.

The council adjourned,

ROSS GRANGER,
Clerk

Council Chamber.

Ann Arbor, Michigan Feb. 18, '07.
(Regular Session.)

Meeting called to order by Pres. Gilmore.

Present—Ald. Gill, Snaubel, Miller, Sweet, St. James, Markey, Manwaring, Sherk, Goodyear, Blaich, Abbott, Fischer, Pres. Gilmore—13. Absent—Ald. Kurtz and Schneider.

Minutes of previous meeting approved.

Communication from Mayor.

Mayor Hamilton reported that railway company would put new rails in on William street as soon as weather permitted.

Petitions.

Of Anna Smith requesting return of license money paid by Max & Smith. Moved by Ald. Fischer that petition

be granted. Lost as follows: Yeas—Ald. Miller, Sweet, St. James, Markey, Goodyear, Blaich, Fischer—7. Nays—Ald. Gill, Snaubel, Manwaring, Abbott, Sherk, Pres. Gilmore—6.

Finance Committee.

Finance Report, Feb. 18, 1907.

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

Gentlemen:—Your committee on finance have had the following bills under consideration and would recommend their approval, that rule No. 21 be suspended for the evening and that warrants be drawn for the following amounts.

E. B. Manwaring,
Wm. Goodyear,
A. W. Gill,
Finance Committee.

Contingent Fund.	
H. G. Prettyman, postage.	\$ 21.50
J. F. Eastwood, services.	5.00
Christian Reiff, taxes on boulevard property.	2.22
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	\$ 28.72

Fire Fund.	
C. A. Edwards, salary.	\$ 37.50
Eugene Williams' salary.	33.00
Chas. Andrews, salary.	32.50
Herman Kern, salary.	30.00
Fred Nordman, salary.	30.00
Ralph Edwards, salary.	30.00
Wm. Rettich, salary.	27.50
Dean Seabolt, salary.	27.50
Tom O'Brien, salary.	27.50
Geo. Hoelzel, salary.	27.50
Fred Jolly, salary.	27.50
Rex Burnett, salary.	27.50
John Flynn, salary.	27.50
Fred Stein, salary.	27.50
Carl Kuhn, salary.	25.00
Wm. Bernik, salary.	25.00
John Keefe, salary.	25.00
Jacob Gwinner, salary.	25.00
Charles Carroll, salary.	20.00
Frank Kapp, salary.	20.00
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	\$ 528.00

Police Fund.	
Chas. B. Masten, salary.	\$ 41.66
Harris Ball, salary.	37.50
William Walsh, salary.	30.00
John O'Mara, salary.	30.00
William Clark, salary.	30.00
William Eldert, salary.	30.00
David Collins, salary.	30.00
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	\$ 228.16

Street Fund.	
Eugene Bartlett, hay.	\$ 16.24
Geo. Collins, team work.	1.23
Will Bury, labor.	4.22
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	\$ 21.69

Bridge, Culvert and Cross Walk.	
Will Bury, labor.	\$ 4.05
John Holke, labor.	1.29

John Herrst, labor.	2.20
William Kuehn, labor.	2.57
Lambert Dresselhouse, labor.	3.86
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	\$ 13.97

Recapitulation.	
Contingent fund.	\$ 28.72
Fire fund.	528.00
Police fund.	228.16
Street fund.	21.69
Bridge, C. and C. W.	13.97
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	\$ 820.54

Adopted as follows:
Yeas—Ald. Gill, Snaubel, Miller, Sweet, St. James, Markey, Manwaring, Sherk, Goodyear, Blaich, Abbott, Fischer, Pres. Gilmore—13. Nays—None.

Enter Ald. Schneider.

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

Gentlemen:—In accordance with the instructions of your honorable body instructing me to prepare bills to be submitted to the state legislature embodying certain changes in the city charter, I have prepared the same in the form of two bills hereunto attached Respectfully submitted the 18th day of February, A. D. 1907.

Frank A. Stivers,
City Attorney.

An act to amend sections thirty, thirty-four, sixty-nine, seventy-one, one hundred thirty-seven, and one hundred sixty-one, of an act, entitled "An act to reincorporate the City of Ann Arbor, Revise the Charter of said City, and Repeal all conflicting acts relating thereto," being act number three hundred thirty-one of the local acts of eighteen hundred eight-nine, approved March fifteen, eighteen hundred eighty-nine, as amended by act number two hundred sixty-two of the local acts of eighteen hundred ninety-one, approved March twenty-eight, eighteen hundred ninety-one, as amended by act number two hundred eighty-two of the local acts of eighteen hundred ninety-one, approved April ten, eighteen hundred ninety-one, as amended by act number three hundred sixty-eight of the local acts of eighteen hundred ninety-three, approved April twenty-seven, eighteen hundred ninety-three, as amended by act number three hundred thirty-six of the local acts of eighteen hundred ninety-five, approved March fifteen, eighteen hundred ninety-five, as amended by act number four hundred sixty-nine of the local acts of eighteen hundred ninety-seven, approved June two, eighteen hundred ninety-seven, as amended by act number

three hundred fifty-six* of the local acts of eighteen hundred ninety-nine, approved March thirty, eighteen hundred ninety-nine, as amended by act number two hundred seventy-eight of the local acts of eighteen hundred ninety-nine, approved February sixteen, eighteen hundred ninety-nine, as amended by act number three hundred ninety-two of the local acts of eighteen hundred ninety-nine, approved May ten, eighteen hundred ninety-nine, as amended by act number five hundred forty-three of the local acts of nineteen hundred three, approved June eighteen, nineteen hundred three, as amended by act number five hundred forty-eight of the local acts of nineteen hundred five, approved May eleven nineteen hundred five; and to add nineteen new sections to be known as sections thirty-five a, thirty-five b, thirty-five c, thirty-five d, thirty-five e, thirty-five f, thirty-five g, thirty-five h, thirty-five i, thirty-five j, thirty-five k, thirty-five l, thirty-five m, thirty-five n, thirty-five o, thirty-five p, thirty-five q, thirty-five r, and thirty-five s,

The People of the State of Michigan Enact:

Section 1.—Sections thirty, thirty-four, sixty-nine, seventy-one, one hundred thirty-seven, and one hundred sixty-one of an act, entitled "An Act to Reincorporate the City of Ann Arbor, Revise the Charter of said City and Repeal all Conflicting Acts Relating thereto," being act number three hundred thirty-one of the local acts of eighteen hundred eighty-nine, approved March fifteen, eighteen hundred eighty-nine, as amended by act number two hundred sixty-two of the local acts of eighteen hundred ninety-one, approved March twenty-eight, eighteen hundred ninety-one, as amended by act number two hundred eighty-two of the local acts of eighteen hundred ninety-one, approved April ten, eighteen hundred ninety-one, as amended by act number three hundred sixty-eight of the local acts of eighteen hundred ninety-three, approved April twenty-seven, eighteen hundred ninety-three, as amended by act number three hundred thirty-six of the local acts of eighteen hundred ninety-five, approved March fifteen, eighteen hundred ninety-five, as amended by act number four hundred sixty-nine of the local acts of eighteen hundred ninety-seven, approved June two, eighteen hundred ninety-seven, as amended by act number three hundred fifty-six of the local acts of eighteen hundred ninety-nine, approved March thirty, eighteen hundred ninety-nine, as amended by act number two hundred seventy-eight of the local acts of eighteen hundred ninety-nine, approved February sixteen, eighteen hundred ninety-nine, as amended by act number three hundred ninety-nine of the local acts of eighteen hundred ninety-nine, approved May ten, eighteen hundred ninety-nine, as amended by act number five hundred forty-three of the local acts of nineteen hundred three, approved June eighteen, nineteen hundred three, as amended by act number five hundred forty-eight of the local acts of nineteen hundred and five, approved May eleven, nineteen hundred and five, are hereby amended and there shall be added thereto nineteen new sections to be known as sections thirty-five a, thirty-five b, thirty-five c, thirty-five d, thirty-five e, thirty-five f, thirty-five g, thirty-five h, thirty-five i, thirty-five j, thirty-five k, thirty-five l, thirty-five m, thirty-five n, thirty-five o, thirty-five p, thirty-five q, thirty-five r, and thirty-five s.

Section 30.—The following city officers, viz: a mayor, president of the common council, city clerk, one justice of the peace and an assessor shall be elected by the qualified voters of the whole city, and a supervisor, two aldermen and a constable shall be elected in each ward.

Section 34.—The supervisors and constables shall hold their office for the term of one year from the second Monday in April of the year when

elected, and until their successors qualify and enter upon the duties of their offices. The justice of the peace shall be elected for the term of four years from the fourth day of July next after his election,

Section 69.—The officers of said corporation shall be entitled to receive out of the city treasury the following sums in full payment of their services. The mayor shall be paid one dollar per annum; the city clerk shall receive one thousand five hundred dollars per annum, which shall be in full for his services as well as the services of a deputy, of clerk hire, or other assistance required in the performance of the duties of his office; the city attorney shall receive six hundred dollars per annum; the treasurer shall receive, as full compensation for his services, the sum of twelve hundred dollars, and an additional allowance for clerk hire not exceeding the sum of one hundred dollars which shall be in full for his services as well as the services of the deputy, of clerk hire, or other assistance required in the performance of the duties of his office; said treasurer shall keep an exact account of all fees allowed by law, the collection of which is provided for in section three thousand eight hundred sixty-seven of the Compiled Laws of Michigan eighteen hundred ninety-seven, and it shall be his duty to collect the same, and when so collected he shall credit the same to the contingent fund. And he shall likewise account for all other fees provided for collecting the taxes to be levied and collected in the said city, and credit the same to said contingent fund. The marshal shall be entitled to receive such compensation not exceeding eighty-three and thirty-three one hundredths dollars per month, as the common council shall allow; the assessor shall receive one thousand five hundred dollars per annum; the justice of the peace shall receive the sum of twelve hundred dollars per annum, which shall be in full for his services as well as the services of a clerk or other clerical assistance required in the performance of the duties of his office, and said justice shall account for all the fees which he shall receive by virtue of said office, and the same shall be credited to the contingent fund; the constables shall be allowed the same fees as are by law allowed to corresponding township officers; members of the common council shall serve without pay excepting for services on boards of review, election boards and boards of registration, for which services they shall receive payment of five dollars per day; supervisors and all other officers of said city shall be entitled to receive such compensation as the common council shall allow, not exceeding two dollars per day for every day actually employed in the performance of the duties of their respective offices; Provided further that the common council may increase the compensation of any officer whenever authorized thereto by a majority vote of the qualified electors of the said city voting at any annual charter election, ten days notice having been given of the proposed increase.

Section 71.—The president of the common council shall attend and preside at all meetings thereof, and shall have a vote on all questions. He shall be ex-officio, a member of all committees of the common council. He shall have the appointment of all standing and special committees of the council, unless otherwise ordered whenever such special committee is constituted. He shall have the power and it shall be his duty to preserve order and decorum in the council room during the sessions of the council, and in the discharge of such duty may order any disorderly person removed from the council room, and for a second violation of order by the same person at a single session of the council, the president may order his arrest and imprisonment for a period not exceeding twenty-four hours. In the absence or disability of the president, the council

shall appoint one of their number to perform his duties, and for the time being shall exercise the powers and discharge the duties of the president.

Section 137.—Whenever the common council of the said city shall have decided upon the making of any public improvement, it shall so declare by resolution and shall refer the matter to the board of public works and such other board or boards as may be interested therein, and said board or boards, with all convenient dispatch, shall determine as to the particular kind of materials to be used therefor, and estimates, in detail, the quantity of materials, the probable cost, and expense of such work and of the materials, and make a record thereof in their office, and cause to be prepared, so far as necessary, plans and specifications for such work or improvement, and report the determination and estimate to the common council. When such plans and specifications have been submitted to the common council, and approved by it, the said board of public works shall except in the case of cleaning the ditches and gutters and the repair of streets and sidewalks, advertise for proposals for furnishing of materials and for the performance of such work; and may require all bidders to furnish security for the performance of any contract awarded to them; and all bids submitted to said board shall be publicly opened by it, and, as soon thereafter as may be, reported by the said board to the common council together with its recommendation in respect thereto; and no contract shall be let by the said board until duly authorized by the common council. Said board shall have the right to reject any and all bids made and in case all bids are rejected, the board may then advertise a second time or perform such work and furnish the materials itself. And if the board shall decide to perform such work and furnish the materials it shall be the duty of the board to communicate in writing to the common council at its earliest opportunity, its determination so to do; and after the completion of such work, at its earliest opportunity, the board shall make an itemized report in writing to the common council of all money expended by it in the prosecution of such work, and the purchase of such material, stating therein for what particular purpose said money was expended. No expenditures for any purpose exceeding twenty-five dollars shall be made by the said board except by consent of the common council.

Section 161.—There shall be a board of health in said city which shall consist of three members, one of whom shall be a competent physician; they shall be appointed by the mayor, by and with the consent of the common council, for the full term of three years; but the members shall be subject to classification in such manner that one term shall expire each year. One of said members of said board, in addition to the powers and duties incumbent upon him as a member of said board, shall be city health officer and shall exercise such powers and duties as shall be from time to time conferred upon him by said board of health and the common council of said city. Said city health officer shall in all cases be a competent physician and the mayor shall designate which of the members of said board shall be city health officer, and such member of the board of health shall continue to discharge the duties of city health officer during the term for which he was appointed as a member of said board. Such city health officer shall be the executive officer of the board of health, shall perform such duties of inspection as may be necessary for the information and guidance of said board and shall do the work of fumigating in all cases where it is necessary for it to be done within said city. Said health officer shall receive six hundred dollars per annum, which shall be in full for his services. The other members of said board of health shall

receive such compensation as the common council may allow not exceeding fifty dollars per annum.

Section 35 a.—At the annual charter election held in the city of Ann Arbor on the first Monday in April in the year nineteen hundred and seven and at such election once in four years thereafter, there shall be elected a justice of the peace. Such justice shall be an attorney-at-law regularly admitted to practice in the courts of this state. Such justice shall be elected on the city ticket in the manner provided by law for the election of other elective officers. The term of office of any person elected to the office of justice of the peace under this act shall commence on the fourth day of July next succeeding his election and shall continue for the term of four years and until his successor shall have been elected and qualified.

Section 35 b.—Such justice of the peace shall have the exclusive jurisdiction to hear, try and determine all charges for offences and misdemeanors alleged to have been committed within said city, and which by the general laws of the state are within the jurisdiction of the justices of the peace. He shall have the exclusive jurisdiction to hear and examine all charges for crimes alleged to have been committed within said city and which by the general laws of the state are examinable by and before the justices of the peace and hold to bail or commit for trial in the circuit court for Washtenaw county. He shall also have concurrent jurisdiction with other justices of the peace of the county of Washtenaw as to all crimes, offenses and misdemeanors when alleged to have been committed without said city, but within the county of Washtenaw.

Section 35 c.—The general laws of the state relating to the justices of the peace, shall, in all things, apply to and govern the justices of the peace hereafter elected in the city of Ann Arbor, except as otherwise provided in this act.

Section 35 d.—The justice of the peace elected under this act shall have jurisdiction to hear, try and determine all complaints for the violation of any of the ordinances of the city of Ann Arbor, and all persons convicted by or before such justice of the violation of any of the ordinances of said city, may by the justice before whom such conviction is had be fined or imprisoned, or both, in the discretion of such justice, according to the terms of the ordinance under which such trial and conviction was had, and if a fine be imposed it shall be with the costs of prosecution, if the ordinance so provides, and an appeal may be taken to the Circuit Court for the county of Washtenaw by the person convicted as in other criminal cases. All imprisonments imposed under this act may be in the county jail for the county of Washtenaw.

Section 35 e.—The justice of the peace elected in said city under the provisions of this act shall have and exercise the same and within the county the same jurisdiction and power in all civil and criminal matters, causes, suits and proceedings and shall perform the same duties in all respects, so far as occasion may require, as are or may be conferred upon or required of the justices of the peace by the general laws of the state: Provided, That all actions within the jurisdiction of justices of the peace may be commenced and prosecuted in said justice's court whenever the plaintiffs or defendants, or one of the plaintiffs or defendants, reside in either the said city of Ann Arbor, or in the townships of Ann Arbor, Pittsfield, Lodi, Scio, Webster, Northfield, Salem, Superior and Ypsilanti, in said county of Washtenaw—such justice court shall have exclusive jurisdiction, except in cases where jurisdiction is given by this act to some other court and within the limits prescribed by law to hear, try and determine all actions and prosecutions for the recovery and enforcements of fines, penalties and forfeitures

for violation of this act or any law of this state within the city of Ann Arbor and for encroachments upon and injury to any of the streets, alleys and public grounds within the city. Such justice court shall have the authority to hear, try and determine all suits and prosecutions for the recovery or enforcing of fines, penalties, forfeitures imposed by the ordinances of the city and to punish offenders for violations of such ordinance as in the ordinances prescribed and directed.

Section 35 f—No justice of the peace hereafter elected in said city shall receive any fees for his own use, but in lieu thereof shall be paid a salary by said city of one hundred dollars per month payable monthly. Said justice shall make a monthly report at the end of each calendar month of all fees, fines, penalties and forfeitures received or collected during the month and shall fully account to the city for the same and pay the same to the City Treasurer before receiving his salary for such month.

Section 35 g—The common council of said city shall provide a court room and a jury room attached for the use of such justices of the peace and his successors to be elected as herein provided as the same shall be required and to furnish the same with tables, desk, furniture, fuel, blanks and stationery and such things as may be necessary to properly carry on and furnish such justice court.

Section 35 h—Prosecutions under the ordinance of the city shall be commenced and carried on in the name of the "City of Ann Arbor" and practice in all cases under this act shall, except as herein otherwise provided, be the same, as near as may be, as in cases of like character, cognizable by justices of the peace in the townships.

Section 35 i—Said justice shall qualify in the manner provided by the general laws of the state, but his official bond shall be presented to and approved by the common council of said city before the same shall be filed with the clerk of said county. He shall give such other bonds as the common council may require.

Section 35 j—Proceedings in all prosecutions for violations of the ordinances of said city shall be the same as are now provided by the special charter of said city, except as herein otherwise provided.

Section 35 k—Before any civil action or proceeding, except proceedings in garnishment shall be commenced before any justice hereafter elected in said city, there shall be paid to said justice by the party bringing the suit the sum of fifty cents, and before the trial of any such action or proceedings shall be commenced, the further sum of fifty cents, but in case of non-suit, no judgement fee shall be required, and proceedings in garnishment shall be treated as part of the original case, and no additional fee therefor as justice's fee, shall be charged up to and including the entry of judgement therein, and the amount so paid shall be in lieu of justices' fees; security for costs may be required as under the general laws of the state.

Section 35 l—All proceedings before such justice of the peace, both in civil and criminal proceedings, in the issuance and service of process, the trials, docket entries and records, the collection and payment of fees and costs, appeals and certiorari and returns thereto, shall be controlled by the general laws of the state applicable except as herein otherwise provided, but this act shall in no way affect the fees to which said justice may be entitled on performance of marriage ceremonies, taking acknowledgements or administering oaths not connected with any proceedings before said justice.

Section 35 m—Nothing in this act shall be construed as affecting the title to office of any justice

of the peace in said city and elected under the general laws of the state.

Section 35 n—As the terms of office of the justices of the peace in said city shall expire, their docket, and the dockets then in their possession shall be turned over to and delivered to the justice who shall have been last elected under this act, and said justice to whom said docket shall be delivered and his successors in office shall be authorized to issue executions or other process as is now, or may be authorized by law, upon any judgement appearing thereon.

Section 35 o—The justices elected under this act shall hold a session of court every day, Sunday and legal holidays excepted, and shall have their court room open at least from nine o'clock a. m. until twelve o'clock m. and from two o'clock p. m. until five o'clock p. m.

Section 35 p—Any cause which the said justice shall be incompetent to try and determine by reason of any provision of the statute and laws of this state, may be heard and determined by any justice of the peace of the county of Washtenaw, who may be agreed upon by the parties to said cause, and in case the said parties to said cause cannot agree, it shall be the duty of the said justice to name the justice who shall try the cause, and it shall be lawful for any justice of said county of Washtenaw selected to hear any cause under this section, to sit, hear and determine said cause at the office of the said justice of the peace of the city of Ann Arbor.

Section 35 q—Such outside justice shall be entitled to the fees provided by law and ten cents a mile, to be taxed as other fees, but such costs shall not be a charge against the city but against the litigants in said cause, as provided by general law.

Section 35 r—Nothing in this act shall be construed to prevent the transfer of causes by justices under the existing provisions of law.

Section 35 s—In all prosecutions before said justice for violation of any of the general laws of the state, the county of Washtenaw shall be liable for justice fees and other fees and costs, to the same extent that it is liable under the general laws of the state for justice fees, and the justice earning such fees shall make out and certify his bill for such fees and present the same to the Board of Auditors for the said county of Washtenaw at each of its regular sessions and such board shall allow the same as in other cases of bills from the justices of the peace, and the amount of the order therefor shall be paid over and delivered by such justice to the city treasurer at the end of each calendar month.

This act is ordered to take immediate effect.

AN ACT to abolish the board of fire commissioners in the city of Ann Arbor, and transfer the powers and duties of said body to the common council of said city.

The People of the State of Michigan enact:

Section 1—That in the City of Ann Arbor the board of fire commissioners be abolished hereby.

Section 2—That all the powers and duties given to or imposed upon said board by the charter of said city are hereby given to and imposed upon the common council of said city.

Section 3—All the property, papers, accounts, files, records and all other things belonging or appertaining to the said board shall be transferred and delivered to the said board to be used, employed and expended in the exercise and performance of the powers and duties imposed upon said council by the provisions of this act.

This act is ordered to take immediate effect,

Moved by Ald. Fischer that report be accepted and charter amendments as presented be adopted. Supported by Ald. Manwaring.

Moved by Ald Abbott as an amendment, that the part of the bill relative to fire commissioners be stricken out. Supported by Ald. Blaich and adopted as follows: Yeas—Ald. Gill, Schneider, Miller, Sweet, St. James, Markey, Goodyear, Blaich, Abbott—10. Nays—Ald. Manwaring, Sherk, Fischer, and Gilmore.—4.

The original motion as amended was adopted as follows: Yeas—Ald. Gill, Snaubel, Miller, Sweet, St. James, Markey, Manwaring, Sherk, Goodyear, Blaich, Abbott, Fischer, Pres. Gilmore—13. Nays—Ald. Schneider—1.

Moved by Ald. Markey that the city attorney draw up an addition to the bill to be presented amending the charter, adding a police commission of three men to be appointed same as fire commissioners. Adopted as follows: Yeas—Ald. Gill, Snaubel, Schneider, Miller Sweet, St. James, Markey, Blaich, Abbott, Fischer—10. Nays—Ald. Manwaring, Sherk, Goodyear, Pres. Gilmore—4.

Sewer Committee.

By Ald. Abbott.

Resolved, that this Common Council still deeming it expedient to cause to be constructed a lateral sewer in lateral sewer district No. 24, 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 benefited 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 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 premisses situated in the city of Ann Arbor, state of Michigan, known, bounded and described as follows, to wit:

Boundary sewer district No. 24, Geddes ave, Hill and Oswego street, beginning in the north line of Hill street 132 feet northeasterly of the northeast corner of Oxford Road and Hill street, thence north parallel to Oxford road 155 feet more or less to the south line of property of E. D. Jones; thence east parallel to Geddes avenue to Hill street; thence along the northerly line of Hill street to place of beginning

Also lots 1, 2, 3, 4, 5, 6 block 6 J. B.

Baldwin's eastern addition.

Also lots 1, 2, 3, 4, 5 block 1 J. D.

Baldwin's eastern addition.

Also lots 6, 7 block 2 J. D. Baldwin's eastern addition.

Also lots 6, 7, block 5 J. D. Baldwin's eastern addition.

Also beginning at the intersection of the southerly line of Hill street with a line drawn parallel to the east line of Oxford road 132 feet, thence south parallel to Oxford road 132 feet, thence northeasterly parallel to Hill street to the westerly line of New Jersey avenue; thence northerly along the westerly line of New Jersey avenue to the southerly line of Hill street; thence southeasterly along the southerly line of Hill street to place of beginning. Also beginning at the intersection of the south line of Hill street with the easterly line of New Jersey avenue; thence east 250 feet; thence south 132 feet; thence west parallel to Hill street to the east line of New Jersey avenue; thence to the place of beginning.

Also beginning at the intersection of the south line of Geddes avenue with a line drawn parallel to the east line

of Oxford road and 132 feet east thereof, thence south parallel to Oxford road 132 feet; thence east parallel to Geddes avenue to the southwest corner of lot 3, block 1, J. D. Baldwin's eastern addition thence along the west line of lot 3 to the south line of Geddes avenue; thence to the place of beginning.

Also beginning at the intersection of the north line of Geddes avenue with the center line of Oxford road extended northerly; thence north 132; thence east parallel to Geddes avenue to the westerly line of lands deeded by Nichols and wife to the Regents of the University of Michigan, thence southerly along the last mentioned line to Geddes avenue; thence to place of beginning.

Also beginning at the southwest corner of lands formerly owned by George Blaich; thence N. 132 feet; thence east parallel to Geddes avenue 255 feet more or less to the east line of lands formerly owned by Frank Marks; thence south to Geddes avenue; thence to place of beginning.

Also beginning at the southeast corner of lot 5, block 1, J. D. Baldwin's addition; thence west to the southwest corner of said lot 5; thence south to the northwest corner of lot 1, block 6, J. D. Baldwin's addition; thence east to the northeast corner of said lot 1; thence north to place of beginning.

All of which is deemed and declared to be a necessary public improvement.

Resolved, Further, That this order and determination be and the same is hereby certified to the board of public works and city assessor, respectively.

Adopted as follows:

Yeas—Ald. Gill, Snaubel, Schneider, Miller, Sweet, St. James, Markey, Manwaring, Sherk, Goodyear, Blaich, Abbott, Fischer, Pres. Gilmore—14.

Nays—None.

Moved by Ald. Abbott—That a committee of three be appointed to confer with the regents of the University rel-

ative to sewer No. 25. Adopted and the following committee appointed: Mayor Hamilton, City Engineer Groves and City Attorney Stivers.

Ann Arbor, Mich., Feb. 18, 1907.

To the Honorable the Common Council:

Gentlemen—Your committee to whom the matter of closing a certain alley in Olivia B. Hall's second subdivision to the city of Ann Arbor (said alley begins on the east line of Marten avenue between lots No. 16 and 18 and runs east to the west line of lot No. 15 running thence south through the center of said subdivision to land owned by Charles R. Sedgewick,) was referred, respectfully recommend that petition to close said alley be granted.

J. W. Markey,

I. L. Sherk,

Geo. H. Fischer,

Wm. Goodyear,

C. L. Miller,

Street Committee

Received, accepted and following resolution offered.

By Ald. Abbott:

Whereas this Common Council having been applied to in writing by ten or more freeholders residing within the city of Ann Arbor, praying that a certain alley in Olivia B. Hall's second subdivision to the said city of Ann Arbor be closed; which alley begins on the east line of Martin avenue between lots No. 16 and 18 and runs east to the west line of lot No. 15 in said subdivision, running thence south through the center of said subdivision to the land owned by Charles R. Sedgewick, where said alley stops.

Resolved, That this Common Council does hereby determine that it is advisable to close a certain public alley within the corporate limits of the city of Ann Arbor, which alley begins on the east line of Martin avenue between lots number 18 and 16 and runs east to the west line of lot number 15 in said sub-

division, running south through the center of said subdivision to the land owned by Charles R. Sedgwick, where said alley stops.

Resolved further, that Monday, the 4th day of March A. D. 1907, at 7:30 o'clock p. m., is hereby fixed and appointed as the time when, and the council chamber 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 to all persons interested therein of the tendency of this question of ordering the said public improvement in accordance with section 127 of the city charter.

Adopted as follows:

Yeas—Ald. Gill, Snaubel, Schneider, Miller, Sweet, St. James, Markey, Manwaring, Sherk, Goodyear, Blaich, Abbott, Fischer, Pres. Gilmore.—14.

Nays—none.

Special Committee on Garbage

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

Your committee appointed to investigate the garbage matter respectfully report:

That, Mr. Perkins met with us and went over the whole situation and his statements were nearly all corroborated by the health officer.

He claims, and Dr. Wessinger agrees with him, that only a small portion of those from whom garbage is gathered have proper receptacles for it, many having old pails, boxes, etc. without covers and that they put not only garbage but all sorts of refuse, even broken dishes and liquids in them, and the pails, etc. are often frozen solid and the garbage man has to dig them out as best he can, which hinders him greatly.

There are, however, a large number

of people who have provided suitable garbage pails with covers, and some are even considerate enough to keep them where they will not freeze, which is much appreciated by the collectors. But there is a large class of people who do not seem to appreciate the fact that they are being favored by having their garbage collected: that, while the expense of the work is borne by the whole city, no garbage is collected from either the third or fifth wards and very little from the second ward, and many people of other wards who contribute to the expense receive no benefit.

Your committee think that it is not too much to ask of those who get their garbage collected at the expense of the city, that they provide suitable galvanized metal pails with covers, for their garbage and that unless they do so, that the garbage man be not required to take it. We respectfully recommend that the garbage ordinance be amended in that regard.

We also think that the garbage contractor should not be compelled to take garbage from those who persist in putting rubbish, such as broken crockery, glass, sweepings, etc, that are dangerous to feed to swine, as it is well understood that he must look to the value of the garbage as feed for a part of his pay for collecting it.

Mr. Perkins claims to collect all garbage once a week, and there have been some mistakes we think he is doing this work fairly well.

His contract price is \$200 per month and he claims to pay 3 men \$25 each besides board, and one man and team \$50, total \$125, which leaves him \$75 and the garbage—and for this he takes one route himself, furnishes three teams, wagons, etc. and boards all three men. It would seem that he is fairly well equipped and seems to be trying to give good service and we think if the people will do their part and notify him

promptly of any failure on the part of his men to collect, that there will be very little trouble.

Respectfully submitted,
 E. B. Manwaring,
 C. L. Miller,
 H. J. Abbott,
 John H. Wessinger,
 Health Officer

Moved by Ald. Abbott that report be adopted and printed in the minutes.

Adopted as follows:

Yeas—Ald. Gill, Snauble, Schneider, Miller, Sweet, St. James, Markey, Hanwaring, Sherk, Goodyear, Blaiich, Abbott, Fischer, Pres. Gilmore.—14.

Nays—none.

OFFICERS' REPORTS

Contingent Fund

From clk city scales.....\$ 3.20
 From clk milk licenses... 2.00 \$ 5.20

City Cemetery Fund

From clk burials..... 24.00
 From clk care lots..... 3.00
 From clk sales..... 8.00 \$35.00

Dog License Fund

From clk sale licenses... \$ 2.50

Uncollected City Tax Fund

Jan. 1907 taxes..... \$ 3,799.47

Building Sidewalk Fund

Jan. 1907 tax..... \$ 45.75

State Tax Fund

Jan. 1907 tax..... \$ 3,669.85

County Tax Fund

Jan. 1907 tax..... \$ 1,872.13

School Tax Fund

Jan. 1907, coll..... \$ 9,814.88

Total \$19,271.78
 On hand Jan. 1, 1907.... \$66,474.36

Disbursements \$85,746.14
 \$34,376.31

On hand Feb. 1, 1907..... \$51,369.83

Disbursed, Warrants Paid

Amount	On hand
Bridge, cul.& cross. fund \$ 16.15	\$ 4,800.17
Contingent fund..... 1,405.68	
overdrawn, \$4,103.08	
City cemetery fund.... 29.16	320.28
Dog license fund..... 2.50	226.50
State dog tax fund.....	100.00
Delinquent tax fund... overdrawn \$167.11	
Fire dept. fund..... 1,561.96	3,644.38
Poor fund..... 306.66	907.84
Police fund..... 530.56	1,092.00
Street fund..... 391.90	
overdrawn \$3,669.55	
Uncollected city tax fund overdrawn \$3,298.96	
Water fund..... 3,930.28	
overdrawn \$1,911.47	
Storm sewer fund.....	.60
Park fund..... 77.30	37.53

Street lighting fund..... 1,197.32 3,377.85
 Sidewalk fund..... 11.59
 overdrawn \$364.88
 Sidewalk bldg. fund.... overdrawn \$295.66
 State tax fund..... 13,813.77 3,669.85
 County tax fund..... 11,101.45 1,872.13
 School tax fund overdrawn \$45,151.41

Total \$34,376.31 \$65,180.54
 Overdrawn, \$13,810.71

Paving Funds

Tax account paving district No. 4... \$ 92.38
 Tax account paving district No. 6
 January 1907 tax..... 9.60
 Tax account paving district No. 7
 Jan. 1907 tax..... 81.45
 Tax account paving district No. 8
 Jan. 1907 tax..... 63.17

Total \$246.60
 On hand January 1, 1907..... 11,572.78
 On hand February 1, 1907..... \$11,819.38

Disbursements, Warrants Paid

Tax account paving district No. 4... \$3,587.46
 Tax account paving district No. 5.... 5,554.02
 Tax account paving district No. 6.... 538.43
 Tax account paving district No. 7.... 4,123.66
 Tax account paving district No. 8.... 496.59
 Tax account paving district Ho. 9.... 347.78
 Labor acct. paving district No. 9, overdrawn \$444.10
 Labor acct. paving dist. No. 10 overdrawn \$2,384.46

Total \$14,647.94
 Overdrawn, \$2,828.56

Tax acct sewer dis. 11, Jan. 1907 col. \$ 11.72
 Tax acct. sewer dis. 12, Jan. 1907 col. 41.86
 Tax acct. sewer dis. 13, Jan. 1907 col. 51.18
 Tax acct. sewer dis. 14, Jan. 1907 col. 32.93
 Tax acct. sewer dis. 15, Jan. 1907 col. 32.07
 Tax acct. sewer dis. 16, Jan. 1907 col. 60.72
 Tax acct sewer dis. 17, Jan. 1907 col. 16.72
 Tax acct. sewer dis. 18, Jan. 1907 col. 142.92
 Tax acct. sewer dis. 19, Jan. 1907 col. 6.81

Total \$ 396.93
 Overdraft Jan. 1, 1907..... 9,605.90
 \$9,208.97

Disbursements, Warrants Paid

Tax acct lat sewer No. 11 \$ 6.75
 Tax acct. lat. sewer No. 12 206.83
 Tax acct. lat. sewer No. 13 157.61
 Lab. acct. lat. sewer No. 13 \$2,170.17
 Tax acct. lat. sewer No. 14 220.66
 Lab. acct. lat. sewer No. 14 1,295.81
 Tax acct. lat. sewer No. 15 94.07
 Lab. acct. lat. sewer No. 15 996.99
 Tax acct. lat. sewer No. 16 421.07
 Lab. acct. lat. sewer No. 16 1,202.30
 Tax acct. lat. sewer No. 17 41.31
 Labor acct. lat. sewer No. 17 240.03
 Tax acct. lat. sewer No. 18 1,101.25
 Lab. acct. lat. sewer No. 18 3,905.95
 Tax acct. lat. sewer No. 19 320.80
 Lab. acct. lat. sewer No. 19 564.02
 Tax acct. lat. sewer No. 20 617.86
 Lab. acct. lat. sewer No. 20 2,039.91

Total \$3,188.21 \$9,208.97

Respectfully submitted,
 George W. Sample, Treasurer.

City funds on hand January 1, 1907.....	\$ 51,369.83
Paving funds.....	11,819.38
	63,189.21
Sewer funds overpaid.....	\$ 9,208.97
	\$ 53,980.24
Certificate herewith.....	\$ 53,057.35
Cash & Checks on hand.....	922.89
	\$ 53,980.24

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

Gentlemen:—This is to certify that there was on deposit in this bank to the credit of Geo. W. Sample, city treasurer, the sum of fifty-three thousand fifty-seven and 35-100 dollars (\$53,057.35) on the 1st day of February, 1907. Respectfully submitted.

M. J. Fritz, Cashier.

Ann Arbor, Mich., Feb. 16, 1907.

Report of city treasurer received, accepted and ordered on file.

To the Honorable the Common Council of the city of Ann Arbor, Michigan.

Gentlemen:—

I beg leave to report to your honorable body that on March 1, 1907, the following bonds are due and payable together with the interest thereon and would recommend that the City Clerk be authorized to draw warrants on the respective funds for the payment of the same.

Paving District No. 4

Bonds 37 to 41	\$2,500.00
Bond 42	285.00
Interest on the issue.....	445.60

Paving District No. 5

Bond 29	177.90
Bonds 30 to 35.....	3,000.00
Interest on the issue.....	762.70

Paving District No. 6

Bond 5	340.00
Interest on the issue.....	81.60

Respectfully submitted,

GEORGE W. SAMPLE, City Treas.

Moved by Ald. Snauble that the recommendation of treasurer relative to bonds be concurred in.

Adopted as follows:

Yeas—Ald. Gill, Snaubel, Schneider, Miller, Sweet, St. James, Markey, Manwaring, Sherk, Goodyear, Blaich, Abbott, Fischer, Pres. Gilmore.—14.
Nays—none.

Moved by Ald. Fischer that a committee of three be appointed to revise the charter and ordinance in view of recompilation, adopted and ordinance committee appointed.

Moved by Ald. Fischer that a committee of three aldermen and City Attorney be appointed to go to Lansing in interest of proposed charter amendments, adopted and Ald. Fischer Manwaring and Abbott appointed as such committee.

Unfinished Business

The matter of recommendation of Board of Public Works relative to City Hall plans and specifications was taken up and the following action taken.

Moved by Ald. Gill, That plans and specifications for City Hall be accepted and the Board of Public Works advertise for bids on same.

Adopted as follows:

Yeas—Ald. Gill, Snaubel, Schneider, Miller, Sweet, St. James, Markey, Blaich, Abbott.—9.

Nays—Ald. Manwaring, Sherk, Goodyear, Fischer, Pres. Gilmore.—5.

Moved by Ald. Fischer that the city ask the legislature for an enabling act allowing Ann Arbor city to raise \$20,000.00 more for a City Hall.

Adopted as follows:

Yeas—Ald. Schneider, Miller, Sweet, St. James, Markey, Manwaring, Sherk, Fischer, Pres. Gilmore.—9.

Nays.—Ald. Gill, Snauble Goodyear, Blaich, Abobtt—5.

The council adjourned.

Ross Granger, clerk.