

Council Chamber, Ann Arbor, Mich., Nov. 6, 1922.

Regular Session

Meeting called to order by Alderman Sugden, Pres. Pro. tem.

Present: Aldermen Johnson, Graf, Henderson, Lucas, Groves, Markey, Moore, Spathelf, White, Freeman, Lutz, Norris, President Sugden, 13.

Absent: Alderman Haarer, 1.

Minutes of previous meeting approved.

Communications From the Mayor

Oct. 27, 1922.

To the Honorable, the Common Council, Gentlemen:

I hereby announce the appointment of special police as follows:

Mr. Frank E. Heck to serve Oct. 28, 1922, with pay from city.

A. H. Cady, Geo. S. Lucking, Hubert G. White as special police for Detroit, Jackson and Chicago railway to serve to and including Nov. 18, 1922, without pay from city.

Sid W. Millard, A. S. Baker, H. A. Tillotson and Lorenzo D. Thomas as special police at Ferry field to serve to and including Nov. 18, 1922 without pay from city.

Edwin J. Melen as special police without pay from city.

Respectfully submitted,

Geo. E. Lewis, Mayor.

Moved by Alderman Lucas, that appointments be confirmed.

Adopted by following vote: Yeas, Aldermen Johnson, Graf, Henderson, Lucas, Groves, Markey, Moore, Spathelf, White, Freeman, Lutz, Norris, Pres. Sugden 13. Nays, none.

From Board of Public Works

Moved by Mr. Rehberg, that board requests council for permission to purchase a Weir grader from Ford garage, under agreement that payment for machine be deferred until July 1st, 1923. Price for grader \$1,250.00.

(Council Action). Moved by Alderman Henderson, that recommendation of board be concurred in.

Adopted by following vote: Yeas, Aldermen Johnson, Graf, Henderson, Lucas, Groves, Markey, Moore, Spathelf, White, Freeman, Lutz, Norris, Pres. Sugden 13. Nays, none.

Enter Alderman Haarer.

(From Board). Sealed proposal for erection of compressor house,

ejector pit and ejector equipment were received as follows:

Ejector equipment—Ray D. Baker, \$3,700.00 Water Works Equipment Co., \$2,670.00 for water cooled compressors, \$2,290.00 air cooled compressors; Power Plant Supply Co., \$3,995.00.

Compressor house and pit—Ann Arbor Asphalt Construction Co., \$4,200.00; Ray D. Baker, \$5,000.00; Gas-Thurston Co., \$7,200.00; Power Plant Supply Co., \$7,900.00.

Compressor house, pit and equipment—Ann Arbor Asphalt Construction Co., \$6,860.00; Ray D. Baker \$8,700.00; Power Plant Supply Co., \$11,895.00.

Board deferred action on proposal for construction of Henry-st. lateral sewer.

Moved by Mr. Hutzel, that board recommends to council the awarding of contract to Ann Arbor Asphalt Construction Co., for compressor house, pit and equipment at \$6,860.00.

(Council action):

Moved by Alderman Lutz, that recommendation of board be concurred in.

Adopted by following vote: Yeas, Ald. Johnson, Haarer, Graf, Henderson, Lucas, Groves, Markey, Moore, Spathelf, White, Freeman, Lutz, Norris, Pres. Sugden 14, Nays, none.

(From board). Moved by Mr. Co'e, that plat of C. L. Tuomy Washtenaw Hills subdivision and plat of Devonshire Heights subdivision be approved and referred to council.

(Council action). Referred to Street committee.

Ann Arbor, Mich., Nov. 4, 1922.

To the Honorable Common Council, Gentlemen:

There is no sanitary sewer in West Third street, between West Huron and West Washington-sts. Such sewer is necessary in this locality.

I therefore advise that your honorable body consider the immediate construction of said sewer.

John A. Wessinger,

Health officer.

Referred to Sewer committee.

Communication from Michigan Public Utilities commission, relative hearing on rates of interurban railroads, Nov. 20, 1922, at 1 p. m. received.

Moved by Alderman Lutz, that

matter be referred to city attorney with instruction to attend hearing.

Adopted by following vote: Yeas, Ald. Johnson, Haarer, Graf, Henderson, Lucas, Groves, Markey, Moore, Spathelf, White, Freeman, Lutz, Norris, Pres. Sugden 14, Nays, none.

Communication from Washtenaw County Board of Road commissioners, proposing to furnish dirt to fill Fuller st west of river bridge, received.

Moved by Alderman Henderson, that matter be referred to Street committee and Board of Public Works with power to act.

Adopted by following vote: Yeas, Ald. Johnson, Haarer, Graf, Henderson, Lucas, Groves, Markey, Moore, Spathelf, White, Freeman, Lutz, Norris, Pres. Sugden 14, Nays, none.

Communication from Washtenaw County Board of Road commissioners, relative strengthening Michigan central bridge on Detroit-st., received and referred to Railway committee.

Communication from University of Michigan, relative to filling in with dirt and fencing path on south side of Huron-st. adjacent to power plant, received and ordered on file.

Petitions

Of Ann Arbor Asphalt Construction Co., requesting street lights on Washington Heights and petition of F. T. Stowe for street light at corner of Ferdon-road and Brooklyn-av., received and referred to Lighting committee.

Of G. M. Burd, et. al, for sanitary sewer on Grand View-av. from Jackson-av. to Dexter-av., received and referred to Sewer committee.

Of National Construction Co. of Detroit for permission to use rear end of lot owned by city, known as polling place for 1st precinct of 7th ward, for purpose of erecting temporary storage shed, and agreeing to fill in rear end of lot level with alley and leave same in first class condition, received.

Moved by Alderman Lutz, that request be granted under conditions proposed in the petition.

Adopted by following vote: Yeas, Ald. Johnson, Haarer, Graf, Henderson, Lucas, Groves, Markey, Moore, Spathelf, White, Freeman, Lutz, Norris, Pres. Sugden 14, Nays, none.

Curb and Gutter Petition

Of Claramon L. Pray, et al, on Broadway from pavement northerly

to city limits, received and referred to Street committee.

Pavement Petition

Of. S. L. Simmons, et al, on Geddes-av. from Washtenaw-av. to Oxford road, received and referred to Street committee.

Claim of Mrs. E. A. Hurburt for \$12.57 for a ledge damages from sewer stoppage; and claim of Harry B. Bond for \$135.95, for alleged damage to automobile from excavation on Hill-st. received and referred to city attorney.

Deed received from George H. Fischer and Mary J. Fischer and James W. Glover and Alice Glover of parcel of land described as follows: All of lot 23, in block 11, Hamilton, Rose and Sheehan addition to the city of Ann Arbor, excepting therefrom all that part of said lot 23 which was deeded to the city of Ann Arbor for a street.

Moved by Alderman Lutz, that deed be accepted and city clerk instructed to have same recorded and to issue warrant for \$250.00 in payment of lot.

Adopted by following vote: Yeas, Ald. Johnson, Haarer, Graf, Henderson, Lucas, Groves, Markey, Moore, Spathelf, White, Freeman, Lutz, Norris, Pres. Sugden 14, Nays, none.

Committee Reports

Finance Report

Contingent Fund

| | |
|---------------------------------------|--------|
| Geo. E. Lewis, salary \$ | 41.66 |
| I. G. Reynolds, salary | 208.33 |
| Ross Granger, salary | 208.33 |
| Herbert W. Crippen, salary | 208.33 |
| Alfred J. Paul, salary | 208.33 |
| Geo. H. Sandenburgh, salary | 250.00 |
| Roscoe O. Bonistee, salary | 166.66 |
| H. R. Scovill, salary | 166.66 |
| John A. Wessinger, salary | 150.00 |
| C. F. Hartman, salary | 160.00 |
| Julius Lohrke, salary | 125.00 |
| Philip O'Hara, salary | 125.00 |
| John Weber, salary | 87.10 |
| Marcia M. Minnis, salary | 115.00 |
| Charles Stoll, salary | 100.00 |
| Henrietta Disderide, salary | 105.00 |
| O. J. Warner, salary | 90.00 |
| Jessie Crippen, salary | 83.33 |
| Florence Hallen, salary | 83.33 |
| Ned R. Smith, salary | 75.00 |
| Frank Marz, salary | 74.64 |
| Edwin Ganzhorn, salary | 50.00 |
| Dorothy Wright, salary | 24.00 |

Contingent fund total salaries \$2,905.70

Fire Fund

| | |
|----------------------------|-------|
| Chas. Andrews, salary ..\$ | 95.16 |
| Eugene Williams, salary .. | 81.48 |
| Ralph Edwards, salary .. | 81.48 |
| Henry McLaren, salary .. | 77.65 |
| Jacob Gwinner, salary ... | 77.65 |
| Frank Markey, salary ... | 74.64 |
| Herman Kruse, salary .. | 74.64 |
| Emil Damman, salary | 74.64 |
| Mat. Heininger, salary .. | 74.64 |
| Floyd Naylor, salary | 74.64 |
| Fred Nordman, salary .. | 74.64 |
| Earl Arnold, salary | 74.64 |
| Benjamin Zahn, salary .. | 74.64 |
| Henry Nevroth, salary .. | 74.64 |
| Raymond Gillespie, salary | 74.64 |
| Arthur Clark, salary | 74.64 |
| Clyde Carpenter, salary.. | 67.96 |
| John Comiskie, salary .. | 18.12 |
| Chas. Carroll, salary..... | 42.61 |

Fire fund total salaries 1-2
month Oct.\$1,363.15

Police Fund

| | |
|------------------------------|-------|
| Thos. O'Brien, salary\$ | 95.16 |
| W. J. Aprill, salary | 74.64 |
| Ed. Blumhardt, salary .. | 74.64 |
| Frank Ke'hl, salary | 74.64 |
| Marlend Howard, salary .. | 74.64 |
| Chas. Spitt, salary | 74.64 |
| Joseph Gast, salary | 74.64 |
| Geo. Randel, salary | 74.64 |
| Louis Fohey, salary | 74.64 |
| Jacob Andres, salary | 74.64 |
| Chas. Kapp, salary | 74.64 |
| John Osborn, salary | 67.96 |
| Carl Arnold, salary | 74.64 |

Police fund total salaries
1-2 month Oct.\$ 984.16

Poor Fund

John H. Shadford, salary..\$ 50.00

Cemetery Fund

Herman Zu'z, salary\$ 95.00

Park Fund

E. A. Gallup, salary\$ 208.33

Henrietta Disderide, salary 10.00

Park fund total salaries..\$ 218.33

Water Works Fund

Geo. S. Vandawarker, sal-
ary

Leslie Bush, salary

Dr. H. Emerson, salary 50.00

E. Cornell, salary

Geo. Mann, salary

John Lindenschmitt, sal-
ary

Wirt Cornwell, salary .. 20.00

Total monthly salaries..\$ 520.83

Harry Willsher, salary ..\$ 64.62

Emanuel Sodt, salary 77.55

Fred Linde, salary

Robert Rowe, salary 51.70

Robert Young, salary 48.47

A. E. Hawkes, salary 55.00

Cliff Shetterly, salary 77.55

Louise Malloy, salary 55.00

Wm. Groves, salary 55.00

J. C. Ledwidge, salary 50.00

Total semi-monthly salar-
ies\$ 603.64

Water Works fund total
salaries\$1,124.47

Contingent Fund**Municipal Garage**

The Detroit Edison Co.,
light\$ 4.28

Ahlberg Bearing Co., sup-
plies 53.06

Monarch Mfg. Co., sup-
plies 74.05

Tisch Auto Supply Co.,
supplies 16.59

Standard Oil Co., supplies 9.64

The Michigamua Oil Co.,
supplies..... 111.50

Muehlig & Schmid, sup-
plies 11.37

Richards Automobile Nec-
essities, supplies 2.93

C. E. Godfrey, cartage,
etc. 9.09

Municipal Garage total...\$ 292.51

Engineer Dept.

Jim Acqui, services,\$ 77.50

R. C. Baker, services 27.75

H. H. Bartlett, services .. 75.00

C W. Blashil, services .. 75.00

H. J. Colyer, services 85.00

Gerrit Demmink, services 6.75

Carl S. Fery, services 16.00

M. Fitzsimmons, services.. 62.50

Geo. M. Golds, services .. 6.00

John Hanselman, services 40.50

Emanue' Holzappel, ser-
vices

Thos. Ho'land, services .. 4.00

J. W. Jantzen, services .. 14.00

V. W. McAdam

R. W. Preston, services .. 18.00

Russel Reagh, services .. 12.00

W. L. Rye, services 75.00

Fred Schmid, services .. 56.50

M. C. Sperry, services 14.00

John A. Throp, services.. 34.00

R. S. Tubbs, services 22.00

Wm. J. Tulledge, services 12.00

J. I. Wanzeck, services... 49.10

Total Engineer Dept.\$ 969.60

The Detroit Edison Co.,

city hall\$ 22.40

Washtenaw Gas. Co., city

hall 1.80

| | | | |
|--|------------|--|------------|
| Besch & Gutekunst, collecting garbage | 1,273.33 | Jno. C. Fischer Co. supplies | 4.10 |
| Michigan State Tel. Co., rentals and tolls | 453.13 | The Michigamua Oil Co., supplies | 7.10 |
| Banner Laundry Co., laundry | 8.00 | Muehlig & Schmid, supplies | 3.70 |
| Willis Bakeslee, services.. | 75.00 | The Tire Shop, supplies... | 28.25 |
| F. L. Arner, M.D. vaccination | 3.00 | Artificial Ice Co., supplies | 46.00 |
| T. Dillman, M. D., vaccinations | 3.00 | The Ann Arbor Times News, adv. | 1.20 |
| Chas. L. Brooks, insurance | 16.30 | City of Ann Arbor Municipal garage, supplies and repairs | 17.22 |
| Otto E. Haab, surety bond | 300.00 | | |
| The Bradford - Browne Co., supplies | 12.50 | Total supplies etc. | \$ 181.83 |
| Eugene Dietzgen Co., supplies | 10.86 | | |
| J. I. Holcomb Mfg. Co., supplies | 10.80 | Fire Fund total including salaries | \$1,544.98 |
| Keuffel & Esser Co., supplies | 13.11 | | |
| Chas. W. Graham, supplies | 3.90 | Police Fund | |
| Herrick & Bohnet, supplies | 3.25 | Frank Heck, special police | 4.00 |
| The Mayer-Schairer Co., supplies | 7.15 | Benjamin Zahn, special police | 4.00 |
| The C. A. Sauer Co., supplies | 72.15 | Mich. State Tel. Co., tolls | 6.15 |
| E. M. Wurster, supplies .. | 117.61 | The Western Union Telegraph Co., telegrams... | 2.51 |
| The Athens Press, printing | 54.75 | W. S. Darley & Co., supplies | 12.50 |
| Davis & Ohlinger, printing | 36.00 | Edwards & Crist Co. supplies | 8.00 |
| Chas. Henning, Labor-dumping ground | 52.00 | Standard Oil Co., supplies | 2.92 |
| H. J. Richards, taking down awnings, etc. .. | 21.00 | Eberbach & Son Co. supplies | 3.80 |
| Ann Arbor Typewriter Exchange repairs, etc. | 6.05 | Lincoln Tire Co., supplies | 27.95 |
| C. H. Kittredge, repairs, etc. | 2.85 | Reule, Conlin & Co. supplies | 8.25 |
| Wolf & Colvin, repairs, etc. | 1.05 | Schumacher Hardware Co., supplies | 6.25 |
| C. E. Godfrey, cartage, etc. | 9.46 | Geo. Wahr, supplies | 2.40 |
| | | H. J. Richards, signs, etc. . | 82.90 |
| | | City of Ann Arbor Municipal Garage supplies and repairs | 270.02 |
| Total supplies etc. | \$2,590.45 | Thos O'Brien detective paid, etc. | 16.39 |
| | | | |
| Contingent fund total including salaries | \$6,758.26 | Total supplies, etc. | \$ 458.04 |
| | | | |
| Fire Fund | | Police fund total including salaries | \$1,442.20 |
| White Swan Laundry Co., Ltd, laundry | \$ 31.35 | | |
| Banner Laundrying Co., laundry | 6.00 | Poor Fund | |
| The Detroit Edison Co. light (2 Mos.) | 17.87 | Herrick & Bohnet, supplies | \$ 4.77 |
| Washtenaw Gas Co., light (2 Mos.) | 5.93 | Weinman & Geisendorfer, supplies | 3.00 |
| American-LaFrance Fire Engine Co., supplies ... | 5.02 | Staebler & Son, coal | 16.15 |
| Mich. Ladder Co., supplies | 5.24 | | |
| Dean & Co., Ltd, supplies | 2.25 | Total supplies, etc. | \$ 23.92 |
| Eberbach & Son Co., supplies | .60 | | |
| | | Poor Fund total including salary | \$ 73.92 |

Cemetery Fund

| | |
|--|----------|
| Water Works Dept., water\$ | 1.50 |
| Cemetery fund total including salary | \$ 96.50 |

Street Lighting Fund

| | |
|-------------------------------------|------------|
| The Detroit Edison Co., light | \$1,859.63 |
|-------------------------------------|------------|

Water Fund

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|--|------------|
| Water Works Dept. general services | \$2,387.56 |
|--|------------|

Water Works Fund

| | |
|---|------------|
| Michigan Valve & Foundry Co., supplies | \$ 183.52 |
| Crane Co., supplies | 226.99 |
| Staebler & Co., supplies .. | 10.00 |
| F. W. Brown Book Co. supplies | 1.00 |
| Wm. H. L. Rohde, supplies | 1.00 |
| Hertler Bros, supplies ... | 1.25 |
| Buckeye Traction Ditcher Co., supplies | 2.49 |
| John Volz, supplies | 55.35 |
| Schumacher Hardware Co. supplies | 23.25 |
| Muehlig & Schmid, supplies | \$.90 |
| Standard Oil Co., supplies | 16.75 |
| Washtenaw Electric Shop supplies | 465.79 |
| N. A. Ottmar, garage rent | 4.00 |
| John Moore, services.... | 118.00 |
| Mich. Central Railroad freight | 9.59 |
| Citizen's Mutual Auto Ins. Co., insurance | 20.00 |
| City of Ann Arbor Municipal garage service and supplies | 1,196.65 |
| City Treasurer, renewal and replacement expl.. | 1,500.00 |
| Water Works Dept. expenses | 2.00 |
| Total supplies, etc. | \$3,838.53 |
| L. Gerrick, labor | \$ 84.70 |
| A. Gerstler, labor | 84.70 |
| J. Dean, labor | 77.00 |
| T. Schwab, labor | 77.00 |
| T. Landicina, labor | 18.00 |
| S. Judge, labor | 9.00 |
| A. Glausnapp, labor | 65.00 |
| C. Sauer, labor | 77.00 |
| W. Keedle, labor | 66.00 |
| H. Koernke, labor | 77.00 |
| P. Harfman, labor | 77.00 |
| Total labor | \$ 712.40 |

Water Works fund total including salaries

Park Fund

| | |
|----------------------------------|-----------|
| Fred Biggs, labor | \$ 72.90 |
| Walter Clark, labor | 60.00 |
| De. Hammond, labor ... | 71.10 |
| Ezra Moore, labor | 12.15 |
| Wm. Hodson, team | 68.45 |
| Total labor | \$ 284.60 |
| Water Works Dept. water\$ | 1.50 |
| Muehlig & Schmid, supplies | 4.10 |
| E. A. Wisdom, repairs.... | .80 |
| J. M. Woollomes, repairs | 1.95 |
| Total supplies, etc. | \$ 8.35 |

Park Fund total including salaries

Street Fund

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|---------------------------|-----------|
| L. G. Bird, labor | \$ 105.30 |
| Wm. Clark, labor | 68.85 |
| Mike Costello, labor | 76.50 |
| Walter Feldkamp, labor .. | 84.15 |
| Gottlob Finkbeiner, labor | 48.65 |
| Fred Hanselman, labor .. | 84.15 |
| Sam. Horning, labor | 68.40 |
| Carl Janke, labor | 54.15 |
| Sam. Kambach, labor .. | 24.75 |
| Adam Koch, labor | 66.60 |
| Fred Malke, labor | 61.20 |
| J. m Mason, labor | 84.15 |
| Chas. Paul, labor | 76.50 |
| Christ Paul, labor | 68.85 |
| Ed. Roehm, labor | 68.85 |
| Adam Schlecht, labor | 68.85 |
| Ed. Schlecht, labor | 68.85 |
| Geo. Schmidt, labor | 76.50 |
| Ed. Schwikert, labor | 52.25 |
| Carl Seeger, labor | 68.85 |
| Fred Ulrich, labor | 122.40 |
| Martin Walsh, labor | 76.50 |
| John Wendland, labor .. | 53.55 |
| Joe Youngbauer, labor .. | 67.05 |
| Geo. Zeife, labor | 45.90 |
| John Herrst, team | 105.78 |
| John Miller, team | 136.00 |
| Carl Rehberg, team | 136.00 |
| Jacob Young, team | 134.39 |

Total labor

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|--|-----------|
| Wm. J. Clancy, sprinkling | \$ 300.00 |
| Hertler Bros, supplies.... | 109.86 |
| Schumacher Hardware Co. supplies | 1.70 |
| Ann-A Fuel Co. coal | 18.18 |
| Robt. Blaess, hay | 33.45 |
| Ann Arbor Sand & Gravel Co., gravel | 200.25 |
| Emil A. Schalhorn, gravel | 621.75 |
| Ernst Bros. Electric Shop wiring house city yard.. | 70.00 |
| Henry S. Platt, repairs .. | 16.40 |

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|--------------------------------|------------|
| E. A. Wisdom, repairs. | .50 |
| Total supplies, etc. | \$1,372.09 |
| Street Fund total | \$3,626.01 |

Recapitulation

| | |
|---------------------------|-------------|
| Contingent | \$ 6,758.26 |
| Fire | 1,544.98 |
| Police | 1,442.20 |
| Poor | 73.92 |
| Cemetery | 96.50 |
| Street Lighting | 1,859.63 |
| Water | 2,387.56 |
| Water Works | 5,675.40 |
| Park | 511.28 |
| Street | 3,626.01 |

Total City Funds \$23,975.74

Ann Arbor, Mich., Nov. 6, 1922.

To the Finance committee of the Common Council,
Gentlemen:

I have examined the foregoing accounts against the city of Ann Arbor, and I hereby certify that they are correct to the best of my knowledge.

Isaac G. Reynolds,
City clerk.

To the Honorable, the Common Council,

Your Finance Committee has reviewed the foregoing report. Warrants for salaries were drawn Nov. 1, 1922. We recommend that same be approved and that warrants be ordered drawn for foregoing accounts.

Albert D. Groves, Robert Norris,
Mark B. Sugden.

Finance Committee.

Alderman Groves moved the adoption of report which was adopted by following vote: Yeas Ald. Johnson, Haarer, Graf, Henderson, Lucas, Groves, Markey, Moore, Spathelf, White, Freeman, Lutz, Norris, Pres. Sugden 14, Nays, none.

Alderman Groves presented city engineer's estimates, which were approved by Board of Public Works Nov. 6, 1922, as follows: Ann Arbor Asphalt Construction Co. pavement district No. 49, 8th estimate, amount due \$9,477.00; and pavement district No. 50, 3rd estimate amount due \$7,531.02; Bartling & Dull, Woodlawn-av., etc. storm sewer, 5th estimate, amount due, \$4,018.95; Wm. Eddy & Son, lateral sewer district, No. 115, 1st estimate amount due \$727.02, and university relief sewer, 1st esti-

mate, amount due \$950.76. Also curb and gutter districts, Michigan Construction Co., contractors as follows: district No. 25, 2nd estimate \$122.06; district No. 26, 2nd estimate \$1,071.77; district No. 27, 3rd estimate \$1,124.55; district No. 29, 1st estimate \$1,096.25; district No. 30, 2nd estimate \$233.88; district No. 34, 2nd estimate \$290.06; district No. 38, 3rd estimate \$354.96; district No. 39, 2nd estimate \$3,347.64; district No. 40, 2nd estimate \$398.57; district No. 41, 2nd estimate \$316.08. Also curb and gutter districts, Patrick Ryan, Jr., contractor, as follows: District, No. 33, 2nd estimate \$380.34; district No. 35, 2nd estimate \$131.55; district No. 37, 2nd estimate \$119.96; district No. 43, 2nd estimate \$213.16; district No. 45, 1st estimate, \$939.95; district No. 48, 1st estimate, \$2,806.20; district No. 49, 2nd estimate, \$1,182.20.

Moved by Alderman Groves, that estimates be allowed and city clerk instructed to draw warrants for amounts due.

Adopted by following vote: Yeas, Ald. Johnson, Haarer, Graf, Henderson, Lucas, Groves, Markey, Moore, Spathelf, White, Freeman, Lutz, Norris, Pres. Sugden 14, Nays, none.

Ordinance Committee

Alderman Haarer presented the following ordinance which was given its third reading.

An ordinance relating to and regulating the emission of dense smoke containing soot, cinders or other deleterious substances, from chimneys, stacks, flues, tar kettles and other contrivances within the corporate limits of the city of Ann Arbor, declaring the same a nuisance and prescribing the penalties for the violation of this ordinance.

The Common Council of the City of Ann Arbor ordain:

Section 1. The emission of dense smoke from any smokestack or chimney connected with any stationary engine, steam boiler, locomotive, steam roller, steam derrick, or other similar machine, or from any smokestack or chimney from any apartment house, or multiple dwelling, clubhouse or fraternity house, or lodge, office, office building, institution, establishment, place, premises or any building used as a

factory, or for any purpose of trade other than a private house, or from any tar kettle, machine, furnace or contrivance within the corporate limits of the City of Ann Arbor, which smoke contains soot, cinders, or other substances in sufficient quantities to be deleterious to health or an inconvenience to the general public within the limits of said city, shall be and is hereby declared a public nuisance; provided, that the provisions of this ordinance shall not apply to the emission of dense smoke, containing soot, cinders or other substances from any stack, flue or chimney for a period of not exceeding six minutes in any one hour when a fire box or furnace is necessarily being cleaned out or a new fire built; provided, further, that this shall not apply to manufactures or industries which are obliged to use an "open fire" in the conduct of their business.

Section 2. The owner, manager, agent, lessee and occupant of any building within the limits of the city of Ann Arbor, to which is attached any chimney or smokestack, connected with any stationary engine or steam boiler, or any apartment house, multiple dwelling, club house or fraternity house, or lodge, office building, institution, establishment, place, premises or building used as a factory or for any purpose of trade or other than as a private residence or manufacturing plant or industry, which is obliged to use an "open fire" in the conduct of its business, and any owner, or manager of any locomotive engine, steam roller, steam derrick, or tar kettle, or any other machine, furnace or contrivance within the limits of the city of Ann Arbor, and in case such owner lessee, or occupant is a corporation or association, the president, general manager, and superintendent, or any officer of such corporation or association, as well as such corporation or association who permits or allows to be emitted from any smokestack or chimney connected with any stationary engine, steam boiler, locomotive, steam roller, steam derrick or other similar machine, furnace or contrivance, dense smoke from which soot, cinders, or other substance in sufficient quantities to

be deleterious to health, or any inconvenience to the general public within the limits of said city of Ann Arbor, except as provided in section one hereof, shall severally be deemed and held to be guilty of creating a public nuisance and of violating the provisions of this ordinance.

Section 3. It shall be the duty of the City Engineer to prosecute all violations of this ordinance, but nothing herein contained shall prevent any other resident of the said city from instituting such prosecutions.

Section 4. Any person violating any of the provisions of this ordinance shall, upon conviction thereof, before any court of competent jurisdiction, be punished by a fine not exceeding one hundred dollars and cost of prosecution, or by imprisonment in the county jail of Washtenaw county for a period not exceeding 90 days, or by both such fine and imprisonment, in the discretion of the court trying the offender.

This ordinance shall take effect and be in force on and after 30 days from the date of its passage.

The chair put the question, "Shall this ordinance pass?"

Passed by following vote: Yeas, Ald. Johnson, Haarer, Graf, Henderson, Lucas, Groves, Markey, Moore, Spathelf, White, Freeman, Lutz, Norris, Pres. Sugden 14, Nays, none.

Sewer Committee

Alderman Lutz called attention to several sewer matters which must be taken care of in the near future.

Lighting Committee Report

To the Honorable, the common council,
Gentlemen:

Your Lighting committee respectfully recommends that an arc light be placed at corner of Fardon-rd. and Brooklyn-av.

Respectfully submitted, W. G. Johnson, Geo. Spathelf, Geo. Haarer, Lighting committee.

Alderman Johnson moved the adoption of report, which was adopted by following vote: Yeas, Ald. Johnson, Haarer, Graf, Henderson, Lucas, Groves, Markey, Moore, Spathelf, White, Freeman, Lutz, Norris, President Sugden, 14. Nays, none.

Bond Committee Report

To the Honorable, the Common Council,
Gentlemen:

Your committee on bonds have had the following bond under consideration and respectfully recommends its approval:

Ross Granger, city treasurer, principal, Massachusetts Bonding and Insurance Co., of Boston, Massachusetts, surety, amount, \$150,000.00.

Respectfully submitted, Benjamin H. Graf, Jerome Markey, Geo. L. Haarer, Bond committee.

Alderman Graf. moved the adoption of report, which was adopted by following vote: Yeas, Ald. Johnson, Haarer, Graf Henderson, Lucas, Groves, Markey, Moore, Spathelf, White, Freeman, Lutz, Norris, Pres. Sugden 14, Nays, none.

Special Committee on Comfort Station

To the Honorable, the Common Council,
Gentlemen:

Your special committee on comfort station respectfully reports that the Board of Supervisors of Washtenaw county, at their session in October, unanimously granted permission to the city of Ann Arbor, to build a comfort station at the southeast corner of court house square with request that plans and specifications be submitted to their building committee at the January session.

We submit herewith a tentative plan at a cost of \$10,600.00 and recommend approval of same.

Respectfully submitted, W. G. Johnson, C. C. Freeman, committee.

Alderman Johnson moved the adoption of report which was adopted by following vote: Yeas, Aldermen Johnson, Haarer, Graf, Henderson, Lucas, Groves, Markey, Moore,

Spathelf, White, Freeman, Lutz, Norris, Pres. Sugden 14, Nays, none.

Officer's Reports

Report of acting marshal for month of October received and ordered on file.

**City Attorney's Report
Nov. 6. 1922**

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

In re. claim of George H. Warren for damages sustained to automobile.

I hereby recommend a settlement of this claim in the sum of \$15.00. Investigation shows that the claimant would be entitled to damages for this amount the full particulars of said claim being based upon affidavits on file with the city clerk.

Roscoe O. Bonisteel.

Moved by Alderman Freeman, that recommendation be concurred in and city clerk instructed to draw warrant for \$15.00 in settlement of claim.

Adopted by following vote: Yeas, Ald. Johnson, Haarer, Graf, Henderson, Lucas, Groves, Markey, Moore, Spathelf, White, Freeman, Lutz, Norris, Pres. Sugden 14, Nays, none.

Moved by Alderman Markey, that council endorses the Ann Arbor community fund. Adopted.

Alderman Johnson suggested that crosswalk be constructed at John K. and First-sts.

Alderman Lucas called attention to necessity of water mains on W. Kingsley and Miner-sts., and matter was referred to Water committee and Water commission.

Alderman Haarer spoke of advisability of passing ordinance regulating load limit and speed of heavy trucks.

On motion of Alderman Lutz, council adjourned.

Isaac G. Reynolds,
city clerk.