

Council Chamber,
Ann Arbor, Mich., Feb. 12, 1905.
Adjourned Regular Session.

Meeting called to order by Pres. Gilmore.

Present—Ald. Schlenker, Kurtz, Miller, Markey, St. James, Sherk, Manwaring, Coon, Goodyear, Fischer, Abbott, Pres. Gilmore—12.

Absent—Ald. Blair, Gill and Kearns—3.

Petitions and Communications.

Petition of John R. Rood et al for sanitary sewer on Church street, received and referred to Sewer Committee.

Special Water Committee Report.

The report and recommendations of the Special Water Committee was read and following action taken:

By Ald. Coon—

Resolved, that the report and recommendations of the Water Committee be received and placed on file and that the Council concur in the recommendations of the same. And further that in as much as the report has already been printed in the minutes of the council proceedings the further printing of the same be omitted.

Ald. Schlenker moved as an amendment that the recommendations be voted upon separately. Supported by Ald. Markey and adopted as follows:

Yeas—Ald. Schlenker, Kurtz, Miller, Markey, St. James, Sherk, Coon, Goodyear, Fischer, Abbott, Pres. Gilmore.—11.

Nays—Ald. Manwaring—1.

The original resolution as amended was then adopted as follows:

Yeas—Ald. Schlenker, Kurtz, Miller, Markey, St. James, Sherk, Manwaring, Coon, Goodyear, Fischer, Abbott,

Nays—None.

Recommendations were then taken up as follows:

We therefore recommend:

(1) That a formal request be made by the Common Council to the Ann Arbor Water Company to furnish direct pressure when called for by the Chief

of the Fire Department; to disconnect their pipes from the Tower farm wells, the river, and the wells less than 50 feet deep at Station No. 2; to replace all drain tile for collecting water by iron pipe with properly leaded joints; to take such steps as will certainly prevent contamination of the water from the creek on the White farm; to have all man-holes and other similar openings connecting with the pipes of the collecting systems at each of the pumping stations securely closed; to have a suitable fence constructed about the collecting or pumping reservoir at the river pumping station (Station No. 1) so as to prevent persons from gaining immediate access to the said reservoir; and all other reasonable and proper precautions taken to prevent accidental or malicious contamination of the water supply.

Ald. Coon moved that recommendation No. 1 be concurred in and adopted. Supported by Ald. Manwaring.

Ald. Miller offered an amendment as follows:

Resolved, all of recommendation No. 1 be crossed out but to furnish direct pressure when called for by chief of fire department.

Supported by Ald. Markey and lost by following vote:

Yeas—Ald. Schlenker, Kurtz, Miller, Markey.—4.

Nays—St. James, Sherk, Manwaring, Coon, Goodyear, Fischer, Abbott, Pres. Gilmore.—8.

Original motion to adopt and concur in recommendation No. 1 was adopted as follows:

Yeas—Ald. Kurtz, St. James, Sherk, Manwaring, Coon, Goodyear, Fischer, Abbott, Pres. Gilmore—9.

Nays—Ald. Schlenker, Miller and Markey.—3.

(2) In case the Company fails promptly to comply with the foregoing request, we then renew our recommendation of March 22, 1905, that the City Attorney be directed immediately to bring suit or suits as he and such counsel as may be employed to aid him shall deem proper, to preserve, protect and

enforce the city's rights. Also that the Fire Chief be specifically authorized to call for direct pressure for fire purposes, whenever in his judgment the same is needed.

Ald. Coon moved that recommendation No. 2 be concurred in and adopted. Supported by Ald. Fischer and adopted as follows:

Yeas—Ald. Kurtz, St. James, Sherk, Manwaring, Coon, Goodyear, Fischer, Abbott, Pres. Gilmore—9.

Nays—Ald. Schlenker, Miller, Markey.—3.

(3) That the City Attorney be directed to ascertain, and to do whatever is necessary, to protect the rights of the City as a riparian owner to use the water of the Huron River for a water supply for the city.

Moved by Ald. Coon that recommendation No. 3 be concurred in and adopted. Supported by Ald. Goodyear and adopted as follows:

Yeas—Ald. Schlenker, Kurtz, Miller, Markey, St. James, Sherk, Manwaring, Coon, Goodyear, Fischer, Abbott, Pres. Gilmore.—12.

Nays—None.

(4) That the request made by Israel C. Russell, in his report printed in the Council Proceedings for Nov. 13, 1905, for an allotment of \$40.00, to be used in having two chemical analyses of the water of the Huron River made, be granted.

Moved by Ald. Coon that recommendation No. 4 be concurred in and adopted. Supported by Ald. Fischer and adopted as follows:

Yeas—Ald. Schlenker, Kurtz, Miller, Markey, St. James, Sherk, Manwaring, Coon, Goodyear, Fischer, Abbott, Pres. Gilmore.—12.

Nays—None.

(5) That a competent geologist and hydraulic engineer be employed to find the best available, permanent and adequate source, or sources, of supply of water, and to test the same, whether the water eventually be taken from the Huron River, or come from other sources; and that no steps be taken to acquire the present water works with-

out first finding such a source, or sources, of supply.

Moved by Ald. Coon that recommendation No. 5 be concurred in and adopted. Supported by Ald. Markey and adopted as follows:

Yeas—Ald. Schlenker, Kurtz, Miller, Markey, St. James, Sherk, Manwaring, Coon, Goodyear, Fischer, Abbott, Pres. Gilmore.—12.

Nays—None.

(6) That, after a source of adequate and permanent supply is found, a competent engineer be employed by the city to make the necessary surveys, with plans and specifications for using the same for the city, and constructing such works as shall be fully adequate, according to the best modern practice, for all the purposes of the city at present, and for twenty years to come, with estimates of the cost thereof; also to determine with care what part, if any, of the plant of the present company can be utilized as a part of such plan.

Moved by Ald. Goodyear that recommendation No. 6 be concurred in and adopted. Supported by Ald. Markey and adopted as follows:

Yeas—Ald. Schlenker, Kurtz, Miller, Markey, St. James, Sherk, Manwaring, Coon, Goodyear, Fischer, Abbott, Pres. Gilmore.—12.

Nays—None.

(7) That the present ordinance fixing water rates be repealed, and the rates indicated in a proposed ordinance attached hereto (marked Exhibit No. (11) be fixed by an ordinance as the proper rates to be charged by the Ann Arbor Water Company.

Moved by Ald. Fischer that recommendation No. 7 be concurred in and adopted. Supported by Ald. Coon and adopted as follows:

Yeas—Ald. Schlenker, Kurtz, Miller, Markey, St. James, Sherk, Manwaring, Coon, Goodyear, Fischer, Abbott, Pres. Gilmore.—12.

Nays—None.

(8) That an ordinance, similar to the one attached hereto (marked Exhibit No. 13), be passed and enforced, providing for such annual reports to be

made by the Ann Arbor Water Company to the Common Council, as will enable the Council to fix fair and reasonable rates.

Moved by Ald. Goodyear that recommendation No. 8 be concurred in and adopted. Supported by Ald. Coon and adopted as follows:

Yeas—Ald. Schlenker, Kurtz, Miller, Markey, St. James, Sherk, Manwaring, Coon, Goodyear, Fischer, Abbott, Pres. Gilmore.—12.

Nays—None.

(9) That an ordinance, similar to the one attached hereto (marked Exhibit No. 12), be passed and enforced, providing for the creation of a tribunal having power to investigate, report and advise upon, all controversies and complaints between the Ann Arbor Water Company and the inhabitants, relative to the services rendered, or to be rendered, by the said Ann Arbor Water Company.

Moved by Ald. Manwaring that recommendation No. 9 be concurred in and adopted. Supported by Ald. Coon and adopted as follows:

Yeas—Ald. Schlenker, Kurtz, Miller, Markey, St. James, Sherk, Manwaring, Coon, Goodyear, Fischer, Abbott, Pres. Gilmore.—12.

Nays—None.

(10) That Section 17 of the Ordinance of June 6, 1894, be amended by striking out in the fifth and sixth lines of the section, as printed in the "Charter and Ordinances of the City of Ann Arbor" (1903), page 223, the words: "or the Ann Arbor Water Company," thereby making it a misdemeanor, punishable by a fine and imprisonment, for anyone except the authorized city officers to tamper with or change the adjustment or operation of the flushing tanks.

Moved by Ald. Sherk that recommendation No. 10 be concurred in and adopted. Supported by Ald. Coon and adopted as follows:

Yeas—Ald. Schlenker, Kurtz, Miller, Markey, St. James, Sherk, Manwaring, Coon, Goodyear, Fischer, Abbott, Pres. Gilmore.—12.

Nays—None.

(11) That the Ordinance (Section 16 of the Ordinance of June 6, 1894, printed page 222, "Charter and Ordinances of the City of Ann Arbor") providing for the connection of dwellings, etc., with sewers, whenever practicable—be strictly enforced.

Moved by Ald. Abbott that recommendation No. 11 be concurred in and adopted. Supported by Ald. Coon and adopted as follows:

Yeas—Ald. Schlenker, Kurtz, Miller, Markey, St. James, Sherk, Manwaring, Coon, Goodyear, Fischer, Abbott, Pres. Gilmore.—12.

Nays—None.

By Ald. Fischer—

Resolved, that the City Clerk be and hereby is authorized and directed to prepare and cause to be served upon the Ann Arbor Water Company a formal request embodying in accordance with recommendation No. 1 of the report of the Special Water Committee. Supported by Ald. Abbott and adopted as follows:

Yeas—Ald. Schlenker, Kurtz, Miller, Markey, St. James, Sherk, Manwaring, Coon, Goodyear, Fischer, Abbott, Pres. Gilmore.—12.

Nays—None.

On motion the council adjourned.

ROSS GRANGER,
Clerk.