

Council Chamber,  
Ann Arbor, Mich.,  
Mar. 20, 1922

**REGULAR SESSION**

Meeting called to order by Pres. Reichert.

Present: Ald. Slauson, Ehnis, Haarer, Lucas, Henderson, Donnelly, Groves, Spathelf, Moore, MacGregor, White, Norris, Lutz, Pres Reichert, 14.

Absent: Ald. Sugden, 1.

Minutes of previous meeting approved.

**COMMUNICATIONS****From the Board of Public Works**

City Engineer presented Assessor's Plat No. 5 in the City of Ann Arbor.

Moved by Mr. Hutzel, that plat be approved. Adopted by Board. (Council action).

Moved by Ald. White, that plat be approved.

Adopted by following vote: Yeas, Ald. Slauson, Ehnis, Haarer, Lucas, Henderson, Donnelly, Groves, Spathelf, Moore, MacGregor, White, Norris, Lutz, Pres. Reichert, 14. Nays, none.

Notice of hearing on telephone rates before Michigan Public Utilities Commission at Lansing March 20 1922, received and ordered on file.

Copy of revised rates of Washenaw Gas Company received and ordered on file.

**Curb & Gutter Petitions**

Of Eugene Williams, et. al. on Fountain st. from Hiscock to Felch sts.; Of Frank Audette et al. on Ann st. from State to Division sts.; Of W. B. Ford et al. on Forest ave. from Hill st. to Cambridge road, received and referred to Street Committee.

**Pavement Petition**

Of W. B. Ford, et. al. on alley running from Hill st. to Oakland ave. between Church st. and Forest ave., received and referred to Street Committee.

**Sidewalk Petitions**

Of J. A. Polhemus, et. al. for sidewalk on north side of Jackson ave. from Dexter ave. to city limits; Of Edson R. Sunderland for sidewalk on south side of Cambridge road from Lincoln to Martin aves.

Mr. Robert G. Greve presented bill for digging up sewer at 1026 Church st. which claim was referred to City Attorney.

**COMMITTEE REPORTS****Finance Report****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. Heninger, salary...	74.64
Floyd Naylor, salary.....	74.64
Earl Arnold, salary.....	74.64
Fred Nordman, salary...	74.64
Benj. Zahn, salary.....	74.64
Henry Nevroth, salary...	74.64
Raymond Gillespie, salary	74.64
Ross Moore, salary .....	74.64
Arthur Clark, salary....	67.96
Clyde Carpenter, salary..	67.96
Chas. Carroll, salary .....	42.61

Fire Fund total salaries

1-2 month March .....\$1,412.99

**Police Fund**

Thos. O'Brien, salary....\$	95.16
H. J. McNally, salary...	79.16
W. J. Aprill, salary.....	74.64
Ed. Blumhardt salary...	74.64
Frank Keihl, salary.....	74.64
Marlend Howard, salary.	74.64
Chas. Splitt, salary.....	74.64
Joseph Gast, salary.....	74.64
Geo. Randel, salary.....	74.64
Louis Foley, salary.....	74.64
Jacob Andres, salary.....	74.64
Chas. Kapp, salary.....	67.96
John Osborn, salary.....	67.96

Police Fund total salaries

1-2 month March .....\$ 982.00

**Water Works Fund**

Harry Willsher, salary...\$	64.62
Emanuel Sott, salary...	77.55
Fred Linde, salary.....	68.75
Robt. Rowe, salary.....	51.70
Robt. Young, salary.....	48.47
A. E. Hawkes, salary....	55.00
Cliff Shetterly, salary...	77.55
Louise Malloy, salary....	55.00
Russell Pryce, salary....	55.00
Wm. Groves, salary.....	50.00

Water Works Total semi-

monthly salaries .....\$ 603.64

**Contingent Fund**

Frank Marz, salary 1-2 month .....	\$ 74.64
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**Engineer Dept.**

R. H. Barkell, services...\$	27.25
C. W. Blashill, services..	2.40
John Brokaw, services...	9.40
Eugene Harbeck, services.	17.25

H. F. Main, services....	6.00		<b>Park Fund</b>	
James Mason, services..	6.25	Fred Biggs, labor .....	\$	2.00
V. W. McAdam, services.	78.00	John Howard, labor .....		6.00
Wm. Niethamer, services	2.00	Ezra Moore, labor .....		3.00
Chas. Paul, services.....	4.20	Max Tunncliffe, labor...		7.50
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Total Engineer Dept.....	\$ 152.75	Total labor .....	\$	18 50
Davis & Ohlinger, sup...\$	8.50	Street Dept., labor and		
Eberbach & Son Co., sup.	25.06	supplies .....		107.72
The Goodyear Drug Co.,		<hr/>		
supplies .....	.60	Park Fund total .....	\$	126.22
The Mayer-Schairer Co.,		<b>Street Fund</b>		
supplies .....	33.70	L. G. Bird, labor .....	\$	49.00
C. H. Kirtledge, supplies.	.80	John Brokaw, labor .....		21.20
Wm. H. L. Rohde, sup...	5 20	Wm. Clark, labor .....		12.40
Staebler & Co, supplies.	1.32	Walter Feldkamp, labor.		28.00
Staebler & Son, coal....	276.08	Fred G Hanselman, labor,		44.50
The Ann Arbor Times		Carl Janke, labor .....		12.00
News, printing .....	341.00	Sam Kalmbach, labor ...		10.25
Clyde C. Kerr & Sons,		Geo. Keller, labor .....		27.20
printing .....	6.00	Jim Lipiri, labor .....		7.20
Raymond Meyer, labor..	3.25	Fred Malke, labor .....		9.30
Carl Splitt, labor .....	6.50	Mike Mareno, labor .....		7.20
Ann Arbor Typewriter		James Mason, labor .....		29 00
Exchange, repairs, etc.	3.25	Ed. Rochm, labor .....		32 00
John Volz & Son, repairs.	2.50	Adam Schlecht, labor ..		20.40
Wolf & Colvin, repairs...	22.05	Carl Seeger, labor .....		28.80
American Rug Cleaning		Fred Ullrich, labor .....		28.00
Works, Inc. cleaning		Martin Walsh, labor ....		42.00
rug .....	3.78	John Wendland, labor ..		23.98
R. O. Bonsteel, exp. paid	7.82	O. Wright, labor .....		4.80
<hr/>		Ann Arbor Garage, team		23.35
Total supplies etc. ....	\$ 747.41	John Herrst, team .....		64 89
<hr/>		John Miller, team .....		48 00
Contingent Fund total in-		Carl Rehberg, team .....		32.00
cluding salary .....	\$ 974.80	Jacob Young, team .....		58.67
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<b>Water Works Fund</b>		Total labor .....	\$	664.14
Crane Co, supplies .....	\$ 176.96	Elgin Street Sweeper Co.,		
Wolf & Colvin, supplies..	1.55	supplies .....	\$	3.60
The C. A. Sauer Co., sup.	15.00	Jno. C. Fischer Co., sup..		8 33
Hutzel & Co., supplies..	.90	Hertler Bros. supplies..		2.90
Walter Keedle, supplies..	11.17	The Mayer-Schairer Co.,		
Jno. C. Fischer Co., sup..	2.91	supplies .....		21.70
Bingham & Taylor, sup...	471.04	Schumacher & Backus		
H. Channon Co., sup.....	80.00	supplies .....		1.55
H. Mueller Mfg. Co., sup.	742.58	Schumacher Hardware		
Western Union Tel. Co.		Co., supplies .....		2.95
services .....	2.63	Wolf & Colvin, supplies.		43.35
L. G. Bird, services .....	2.00	<hr/>		
D. J. & C. Ry. Co., freight	4.96	Total supplies .....	\$	84.38
Mich. Central R. R. Co,		<hr/>		
freight .....	57.58	Street Fund total .....	\$	748 52
The Detroit Edison Co.,		<b>RECAPITULATION</b>		
light and power .....	968.71	Contingent .....	\$	974.80
Water Works Dept. exp..	9.20	Fire .....		1,412.99
<hr/>		Police .....		982.00
Total supplies, etc. ....	\$2,547.19	Water Works .....		3,241.83
P. Walsh, labor .....	\$ 16.00	Park .....		126.22
L. Gerrick, labor .....	41.50	Street .....		748.52
A. Garstler, labor .....	33.50	<hr/>		
<hr/>		City Funds total .....	\$	7,486.36
Total labor .....	\$ 91.00	Ann Arbor, Mich.,		
<hr/>		March 20, 1922.		
Water Works Fund total		To the Finance Committee of the		
including salaries ....	\$3,241.83	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,

Gentlemen:

Your Finance committee has reviewed the foregoing report. Warrants for salaries were drawn March 16,\* 1922. We recommend that same be approved and that warrants be ordered drawn for the foregoing accounts.

GEO. LUTZ,  
ALBERT D. GROVES,  
MARK B. SUGDEN,  
Finance Committee.

Ald. Lutz moved the adoption of report, which was adopted by following vote: Yeas, Ald. Slauson, Ehn's Haarer, Lucas Henderson, Donnelly, Groves Spathelf, Moore, MacGregor, White, Norris, Lutz, Pres. Reichert 14. Nays none.

Ald. Lutz presented bill of Mrs. Edna Formals of \$100.00 to be used toward expense of transportation of Leo Mangas a city charge with tuberculosis returning to Greece.

Ald. Lutz moved that bill be allowed and City Clerk instructed to draw warrant in payment of same.

Adopted by following vote: Yeas, Ald. Slauson Ehn's Haarer, Lucas Henderson, Donnelly, Groves Spathelf, Moore, MacGregor, White, Norris, Lutz, Pres. Reichert, 14. Nays, none.

#### Street Committee

Ald. Henderson presented City Engineer's estimates as follows:

To the Board of Public Works,  
Ann Arbor, Michigan.

Gentlemen:

I submit for your consideration approximate estimates as follows for paving the following street:

N. State st. from Huron st. to Fuller st. Sheet Asphalt Surface from Huron to S. Line Kingsley. Vitrified Brick Surface from Kingsley st. to Fuller.

Labor and materials . . . \$ 32,996.80  
Engineering and contingencies . . . . . 3,299.68

Total . . . . . \$ 36,296.48

N. State st. from Huron st. to Fuller st. Asphaltic Concrete Surface from Huron to S. Line Kings-

ley. Vitrified Brick Surface from Kingsley st. to Fuller.

Labor and materials . . . \$ 31,221.60  
Engineering and contingencies . . . . . 3,122.16

Total . . . . . \$ 34,343.76

N. State st. from Huron st. to Fuller st. Vitrified Brick Surface from Huron st. to Fuller st.

Labor and materials . . \$ 35,325.00  
Engineering and contingencies . . . . . 3,532.50

Total . . . . . \$ 38,857.50

Respectfully submitted,  
Geo. H. Sandenburgh,  
City Engineer.

To the Board of Public Works,  
Ann Arbor, Mich.

Gentlemen:

I submit the following preliminary estimate of the cost of the Hill st. pavement from Packard st. to Washtenaw ave. Plans and specifications are on file at my office.

Labor and materials . . . \$ 39,608.45  
Engineering and contingencies . . . . . 3,960.85

Estimated cost . . . . . \$ 43,569.30

Respectfully submitted,  
Geo. H. Sandenburgh,  
City Engineer.

By Ald. Henderson:

Resolved, that the plans, specifications and estimates of cost of paving N. State st. from Huron st. to Fuller st. as approved by the Board of Public Works Dec. 7, 1921; and of paving Hill st. from Packard st. to Washtenaw ave., as approved by the Board of Public Works Feb. 22, 1922, be and the same are hereby approved and accepted, and the Board of Public Works is hereby authorized to advertise for bids for and proceed with the construction of said pavements.

Resolved further that the construction of said pavements is hereby deemed and declared to be necessary public improvements.

Adopted by following vote: Yeas, Ald. Slauson Ehn's Haarer, Lucas Henderson, Donnelly, Groves Spathelf, Moore, MacGregor, White, Norris, Lutz, Pres. Reichert, 14. Nays, none.

By Ald. Henderson:

Resolved, that the Board of Public Works be authorized to purchase a road grader and a tractor, both

machines at a cost not to exceed \$2,000.00.

Adopted by following vote: Yeas, Ald. Slauson Ehnis, Haarer, Lucas, Henderson, Donnelly, Groves, Spathelf, Moore, MacGregor, White, Norris, Pres. Reichert, 13. Nays Ald. Lutz, 1.

#### Street Committee Report

To the Honorable, the Common Council,  
Gentlemen:

Your Street Committee respectfully recommends that the Board of Public Works be authorized to open, grade and gravel Lincoln ave. from Wells st. to Granger ave. when they deem it necessary.

Respectfully submitted,  
Wm. L. Henderson.

A. D. Groves, H. M. Slauson, John MacGregor, George Spathelf, H. G. Ehnis, George Lutz. Street Committee.

Ald. Henderson, moved the adoption of report, which was adopted by following vote: Yeas Ald Slauson, Ehnis, Haarer, Lucas, Henderson, Donnelly, Groves, Spathelf, Moore MacGregor, White, Norris, Lutz, Pres. Reichert, 14. Nays, none.

#### Sidewalk Committee Report

To the Honorable, the Common Council,  
Gentlemen:

Your Sidewalk committee respectfully recommends that the following sidewalks be ordered built, and the following resolution adopted:

Resolved, that the grading and construction of the sidewalks hereinafter mentioned is deemed and declared to be a necessary public improvement.

Therefore, it is hereby ordered that stone or cement sidewalks be graded, built and constructed in the City of Ann Arbor on and along the following property:

Jacob E. Reighard, No. 1502 Cambridge road and 152 feet on Lincoln ave.

E. R. Sunderland, No. 1510 Cambridge road.

Max Winkler, No. 1520 Cambridge road.

Pi Upsilon Rho Fraternity, 1005 Lincoln ave. to be leveled and repaired.

Respectfully submitted, John MacGregor, A. D. Groves, Wm. L.

Henderson, H. G. Ehn's, Sidewalk committee.

Ald. MacGregor moved the adoption of report, which was adopted by following vote: Yeas, Ald. Slauson Ehnis, Haarer, Lucas Henderson, Donnelly, Groves, Spathelf, Moore, MacGregor, White, Norris, Lutz Pres. Reichert, 14. Nays, none.

#### Street Committee Report

To the Honorable, the Common Council,  
Gentlemen:

Whereas, on February 6, 1922, the Common Council adopted a resolution by unanimous vote of those present, fourteen, ordering a pavement to be constructed on Washtenaw Avenue from Oxford Road to the City limits and at said meeting of Council Mr. E. G. Williman, Engineer of State Highway Commission, informed Council that the State would pay for twenty foot strip of said pavement and that Washtenaw avenue would be known as State Trunk Line Number 17, therefore we recommend to the State Highway Commission that State Trunk Line No. 17 come into the City of Ann Arbor on Washtenaw avenue as originally planned.

Respectfully submitted.

William L. Henderson, George Spathelf, H. G. Ehnis, John MacGregor, George Lutz, A. D. Groves, H. W. Slauson, Street Committee.

Ald. MacGregor moved the adoption of report.

Moved by Ald. Norris that matter be referred back to Street Committee. After considerable discussion, Ald. Norris withdrew his motion to refer, and report of Street Committee was adopted by following vote: Yeas, Ald. Slauson, Ehnis, Haarer, Lucas, Henderson, Donnelly, Groves, Spathelf Moore MacGregor, White, Norris, Lutz, Pres. Reichert, 14. Nays, none.

#### Special Committee Report

Ald. Donnelly, Chairman of special committee to relocate offices in City Hall, made oral report that committee recommended that Boy Scouts be given use of voting room in basement, except when used for caucuses, elections and other city purposes.

Ald. Donnelly moved that recommendation be adopted.

Adopted by following vote: Yeas,

Ald. Slauson Ehnis, Haarer, Lucas, Norris, Lutz, Pres. Reichert, 14. Henderson, Donnelly, Groves Spat-Nays, none. helf, Moore, MacGregor, White,

Officers' Reports

CITY ENGINEER'S REPORT

To the Board of Public Works, Ann Arbor, Michigan. Gentlemen:

I submit the following report of expenditures for work done under my direction during the month of February, 1922.

Engineering and Clerical Work

Table with 4 columns: Name, Amount, Chargeable to, Amount. Lists various charges and names such as G. H. Sandenburgh, H. R. Scovill, etc.

Sewer Work

Table with 2 columns: Name, Amount. Lists names like G. H. Sandenburgh, H. R. Scovill, and their respective amounts.

Total expenditures for month... \$986.51

Respectfully submitted, GEO. H. SANDENBURGH, City Engineer.

## STREET COMMISSIONER'S REPORT

Ann Arbor, Michigan.

March 1, 1922.

Hon. Board of Public Works,

Fred J. Rentschler, Pres.

Ann Arbor, Michigan.

Gentlemen:

Following is report of work done by the Street Department during the month of February, 1922:

Cleaning paved streets.....	\$ 40 58
Grading streets with road drags .....	20.47
Cleaning inlets for sewers..	44.55
Cleaning culverts and cleaning ice out with steamer.	45.50
Cleaning snow from gutters, intersections and crosswalks .....	42.80
Drawing cinders on Wayne St., Montgomery Ave., Packard St., Boulevard Drive and Granger Ave..	120.08
Repairing roof at City yard.	1.00
Cleaning crosswalks .....	4.00
Repairing Cleveland tractor .....	8.00
Repairing motor sweeper..	33.25
<b>Total .....</b>	<b>\$360.23</b>

Respectfully submitted,

ALFRED J. PAUL,

Street Commissioner.

Reports of City Engineer and Street commissioner for month of February received and ordered to take usual course.

City Attorney Bonsteel made oral report that he attended hearing before Public Utilities Commission relative application of Telephone company for change in rates and that matter was still under consideration. That audit of Washtenaw Gas Company had been completed and city would soon receive copy of report. That there was nothing definite to report relative to electric light rates.

City Clerk reported that proposed amendment to Section 88 of the charter was approved by Governor Alex. J. Groesbeck on March 9, 1922.

By Ald. Lutz:

Resolved, that the present election commissioners, John T. Kenny, George H. Fischer and George P. Ottley be reappointed as election commissioners.

Adopted by following vote: Yeas, Ald. Slauson Ehnis, Haarer, Lucas,

Henderson, Donnelly, Groves Spat-helf, Moore, MacGregor, White, Norris, Lutz, Pres. Reichert, 14. Nays, none.

By Ald. Lutz:

Resolved, that action of City Clerk, in publishing in the Ann Arbor Times-News on March 14, 1922, the proposed amendment to Section 88 of the charter of the City of Ann Arbor, be concurred in; and that said proposed amendment be published in said newspaper two more times preceding election.

Adopted by following vote: Yeas, Ald. Slauson Ehnis, Haarer, Lucas, Henderson, Donnelly, Groves Spat-helf, Moore, MacGregor, White, Norris, Lutz, Pres. Reichert, 14. Nays, none.

Moved by Ald. Lucas, that the spectors be authorized to appoint one or more extra clerks as they may be necessary for their respective polling places for the elections to be held April 3, 1922.

Adopted by following vote: Yeas, Ald. Slauson Ehnis, Haarer, Lucas, Henderson, Donnelly, Groves Spat-helf, Moore, MacGregor, White, Norris, Lutz, Pres. Reichert, 14. Nays, none.

Moved by Ad. Lucas, that the Mayor, President of Council and Finance Committee investigate the Community House before budget is made up. Adopted by unanimous vote of those present, 14.

City Attorney Bonsteel made oral report on the payment of city funds toward the support of the Community House: Article 10, Sec. 12, of State Constitution provides as follows:

The credit of the state shall not be granted to or in aid of any person, association or corporation, **public or private.**

And also to Article 8, of the Constitution of Michigan, Sec. 25, No city or village shall have power\*\*\* to loan its credit, nor to assess, levy, or collect any tax or assessment for other than a public purpose.

Taxes and loans when authorized to be raised by any public body must be raised under the implied condition that they are to be applied to public uses and under the control and care of that body.

Attorney General v. Board of Supervisors. 34 Mich. 46.

Taxes must be for a **public** purpose.

Taxes cannot be imposed except for **public purposes**. This is elementary and applies to taxes by municipal corporation as well as other taxes. The authority of the local corporation to raise revenue by taxation is limited to taxation for municipal or corporate purposes, that is, public purposes. The question which immediately arises, however is what is a public purpose but this cannot be answered by

any precise definition, further than to state that if the object is beneficial to the inhabitants and directly connected with the local government it will be considered a corporate purpose. McQuillin-Municipal Corporations.

Ordered on file.

On motion of Ald. Donnelly, Council adjourned.

ISAAC G. REYNOLDS  
City Clerk.