

Council Chamber,

Ann Arbor, Mich., Oct. 9, 1905.

Adjourned Regular Session.

Meeting called to order by Pres. Gilmore.

Present, Ald. Schlenker, Kurtz, Miller, Markey, Coon, Goodyear, Fischer, Pres. Gilmore—8.

Absent, Ald. Gill, Blair, Kearns, St. James, Sherk, and Manwaring—6.

Communications from the Mayor.

Oct. 3, 1905.

Honorable Common Council:

Gentlemen—I hereby appoint Gustave H. Sadt special police at Ferry Field without pay from the city.

F. M. HAMILTON.

Oct. 3, 1905.

Honorable Common Council:

Gentlemen—I hereby appoint Geo. W. Weeks special police without pay from the city.

F. M. HAMILTON, Mayor.

Received and ordered on file.

Petitions and Communications.

Petition of Louis Lipson received relative to disposing of Markham bazaar stock.

By Ald. Goodyear:

Resolved, That the rule relative to merchant's license under Act No. 214 of the Public Acts of 1905 be suspended in this case.

Adopted as follows:

Yeas—Ald. Schlenker, Kurtz, Miller, Markey, Coon, Goodyear, Fischer, Pres. Gilmore—8.

Nays—None.

Following recommendation from board of public works received.

By Mr. Nichols:

Resolved, That the bid of Mr. Weinberg for the construction of Seventh ward polling place as per plans and specifications in engineer's office be accepted by the board, and the board recommend the same to the council for concurrence.

By Ald. Fischer:

Resolved, That the recommendation of the board of public works is hereby concurred in and the board instructed to contract with Mr. Fred Weinberg for the construction of the Seventh ward building.

Adopted as follows:

Yeas—Ald. Schlenker, Kurtz, Miller, Markey, Coon, Goodyear, Fischer, Pres. Gilmore—8.

Nays—None.

Board of public works recommenda-

tion relative to painting presented to the council as follows:

Bids for painting and decorating as asked for opened and following resolution offered:

By Mr. Nichols:

Resolved, That inasmuch as Bancroft & Co. are the lowest bidders on decorating council chambers and finishing furniture, we recommend to the council that said Bancroft & Co. be given the contract for same, work to be done under the direction of the city engineer. Amount of bid, \$45.

Adopted as follows:

Yeas—Messrs. Nichols, McIntyre, Cornwell and Pres. Reinhardt—4.

Nays—None.

By Mr. McIntyre:

Resolved, That inasmuch as William Herz is lowest bidder for painting Second ward building, house and office at city yards, this board recommend to the council that Mr. Herz be given the contract. Work to be done under the direction of the city engineer. \$58.12 amount of bid.

Adopted as follows:

Yeas—Messrs. Nichols, McIntyre, Cornwell, and Pres. Reinhardt—4.

Nays—None.

Moved by Ald. Schlenker, supported by Ald. Fischer, that recommendation be concurred in.

Adopted as follows:

Yeas—Ald. Schlenker, Kurtz, Miller, Markey, Coon, Goodyear, Fischer, Pres. Gilmore—8.

Nays—None.

By Mr. McIntyre:

Resolved, That this board recommend to the council that an appropriation of \$35.00 be made for the purpose of placing cement curb on Fifth avenue along engine house property.

Adopted as follows:

Yeas—Messrs. Nichols, McIntyre, Cornwell, Pres. Reinhardt—4.

Nays—None.

Moved by Ald. Miller, supported by Ald. Coon, that recommendation be concurred in.

Adopted as follows:

Yeas—Ald. Schlenker, Kurtz, Miller, Markey, Coon, Goodyear, Fischer, Pres. Gilmore—8.

Nays—None.

Enter Ald. Sherk and Manwaring.

Committee Reports.

The finance committee presented the following bills with recommenda-

tion that the clerk draw warrants in favor of M. G. Richmond for \$211.12 (curbing and gutter on Liberty street) and in favor of E. L. Schneider, \$75 (work on Sixth ward engine house).

Adopted as follows:

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

Nays—None.

Ald. Fischer presented an ordinance relative to dynamite firecrackers, torpedoes and other fireworks containing dynamite, giant powder of any other higher explosive than ordinary gunpowder, which was given its third reading as follows:

AN ORDINANCE prohibiting the firing, or setting off, and the sale or offering for sale of toy pistols, dynamite firecrackers, cannon firecrackers, dynamite torpedoes, or any other fireworks, containing dynamite, giant powder, or any other righer explosive than ordinary gunpowder.

THE COMMON COUNCIL OF THE CITY OF ANN ARBOR ORDAIN:

Section 1. No person shall fire or set off within the limits of the city of Ann Arbor any toy cannon or pistol, dynamite firecracker, cannon firecracker, dynamite torpedoes, or any other fireworks containing dynamite, giant powder, or any other higher explosive than ordinary gunpowder; nor throw, or place, any fireworks, of any kind, on the tracks of the street railway to be set off either by concussion or by the passing of the street cars over said tracks.

Sec. 2. No person, firm or corporation shall sell, or offer for sale, within the limits of the City of Ann Arbor, any dynamite firecrackers, cannon firecrackers, dynamite torpedoes, or any other fireworks containing dynamite, giant powder or any other higher explosive than ordinary gunpowder; or any toy cannon, toy pistol intended for the firing of blank cartridges, or any other blank cartridges or caps intended for use in such pistols.

Sec. 3. Any person violating any of the provisions of this ordinance, shall upon conviction thereof, be punished by a fine not exceeding one hundred dollars (\$100) and the costs of prosecution; and in imposing such fine and

costs, the court may make the further sentence that the offender be imprisoned in the county jail of the County of Washtenaw, until such fine and costs shall be paid, but any such imprisonment shall not exceed twenty (20) days.

This ordinance shall take effect and be in force on and after ten days from legal publication.

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

Adopted as follows:

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

Nays—None.

Sewer Committee.

To the Honorable the Common Council:

Gentlemen—Your committee on sewers beg leave to submit herewith for consideration a resolution fixing the boundaries for special assessment district for lateral sewer No. 17 (Third street). All of which is respectfully submitted and your committee beg to be discharged from further consideration of the subject.

LEWIS KURTZ,

CHRISTIAN SCHLENKER,

J. W. MARKEY,

I. L. SHERK,

Committee.

Received and placed on file.

By Ald. Markey:

Resolved, That this common council still deeming it expedient to cause to be constructed a lateral sewer in Lateral Sewer District No. 17, the construction of the same is therefore hereby ordered.

Resolved further, That each and all of the lands, tenements and premises hereinafter mentioned are deemed and declared to be benefitted by the construction of such lateral sewer to the extent of the cost thereof, street crossings excepted, and all such lands shall constitute, and all of the said lands hereinafter mentioned is fixed and determined as the district and special assessment district upon and against which shall be assessed and charged all of the cost and expense of the construction of such lateral sewer, that is to say:

All of that part of the City of Ann Arbor, and all of the lands, tenements and premises situated in the City of Ann Arbor, State of Michi-

gan, known, lounded, and described as follows, towit: Lots 2, 3, 4, 5, 6, 7, 8, and west 50 feet of lots 9 and 10, block (4) south, range (1) west. Lots 11, 12, 13, 14, 15, 16, 17, 18, 19 block (4) south, range west.

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

Adopted as follows:

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

Nays—None.

Sidewalk Committee.

By Ald. Schlenker:

Resolved, That the following walks are hereby declared to be a necessary public improvement: On South Ingalls street, corner of South University avenue, the property of Mrs. Elisha Jones on Oakland avenue east of Mrs. John Burg's, property of White estate, on the south side of Washitenaw avenue and on the west side of Ferdon road, property of Dr. Warthan. Also on the west side of Oxford road from South University to Geddes avenue, on both sides of Kellogg street from Pontiac to Wright streets, and west side of Wright street to entrance of Fairview cemetery (crosswalks across Wright street at intersection of Kellogg; also across Kellogg at intersection of Wright street), sidewalks on Mary street in front and along the property of Mrs. Tessemer, Geo. Gaugh and city property.

Adopted as follows:

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

Nays—None.

Enter Ald. Blair.

Officer's Report.

City attorney reported in the Perkins case and on motion of Ald. Markey supported by Ald. Blair was authorized to settle with Mr. Perkins at stipulated figure, \$33, by following vote:

Yeas—Ald. Blair, Schlenker, Kurtz, Markey, Sherk, Manwaring, Coon, Goodyear, Fischer, Pres. Gilmore—10.

Nays—None.

The city engineer presented the following estimate of cost of construction of storm sewers: East Washing-

ton street from Fifth avenue to Ingalls street, south on Ingalls and Thayer streets. Total cost \$3,145.15. East William street from South Main to Maynard streets. Total cost \$3,385.50.

On motion of Ald. Coon received and ordered on file.

On motion of Ald. Markey the city clerk was ordered to again notify the street railway company to plank the intersection of Main and Packard streets between their tracks and place twelve inch plank outside of rails.

Resolutions.

By Ald. Coon:

Resolved, That the matter of placing the street gas lights be referred to the lighting committee with power to act.

Adopted as follows:

Yeas—Ald. Blair, Schlenker, Kurtz, Markey, Sherk, Manwaring, Coon, Goodyear, Fischer, Pres. Gilmore—10.

Nays—None.

By Ald. Fischer:

Resolved, That the office hours for the city clerk are hereby fixed as follows (board and committee meetings excepted): 8 to 12 o'clock a. m., 1 to 5 o'clock p. m., except Saturdays, when office may be closed at 2 o'clock p. m.

Adopted as follows:

Yeas—Ald. Blair, Schlenker, Kurtz, Markey, Sherk, Manwaring, Coon, Goodyear, Fischer, Pres. Gilmore—10.

Nays—None.

Miscellaneous Business.

Petition of Charles F. Hosack, et al, for an electric light at corner of Plum and Pear streets, received and referred to lighting committee.

On motion the council adjourned.

ROSS GRANGER, Clerk.

J. A. Moran

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