

Council Chamber,  
Ann Arbor, Mich.  
February 4, 1929.

### REGULAR MEETING

Meeting called to order by President Woodbury.

Present: Ald. Slauson, Maulbetsch, Graf, Allmendinger, Harris, Draper, Bradley, Severance, Kurth, Bursley, Townley, Lutz, Fisher, Pres. Woodbury, 14. Absent: Ald. Wuerth, 1.

Printed proceedings of Jan. 21, 1929, approved.

#### Communications

##### From Board of Public Works

Moved by Mr. Menefee, that Board requests Council for permission to purchase season's supplies of sand, gravel, cement, brick, Tarvia, calcium chloride, sewer and culvert pipe.  
(Council action)

Moved by Ald. Slauson, that Board be authorized to advertise for bids or purchase in the open market season's supplies as requested.

Adopted by following vote: Yeas, Ald. Slauson, Maulbetsch, Graf, Allmendinger, Harris, Draper, Bradley, Severance, Kurth, Bursley, Townley, Lutz, Fisher, Pres. Woodbury, 14. Nays, none.

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

We respectfully request that you arrange for a bond issue in the amount of \$325,000 to cover contemplated improvements to the distribution system of the city water supply plant.

The improvements contemplated with estimated costs are as follows:

(1) 6,000,000 gallon, reinforced concrete covered reservoir with surface elevation at 10 feet higher elevation than present reser-

voir, with connection to water mains.—\$110,000.00.

(2) Cast iron trunk line water mains—\$150,000.00.

(3) Connecting dead end mains and installing additional hydrants—\$45,000.00.

(4) Contingencies and Engineering—\$20,000.00.

Total, \$325,000.00.

The six-million-gallon reservoir is to replace the present two-million-gallon structure, which is an old open type structure and in bad condition. For years the old reservoir has not been considered safe to carry more than one million gallons storage and this amount is dangerously inadequate. The proposed new reservoir is to be of reinforced concrete and entirely covered and of sufficient capacity to insure the city against a shortage of water in the event of a bad fire. The covered reservoir will keep the water in better condition and at a lower and more uniform temperature.

The cast iron trunk line water mains are for strengthening and improving the distribution system and will insure adequate water at times of maximum demand to all parts of the city and at slightly better pressures, and at a much more uniform and satisfactory quality to all consumers.

The new trunk line mains together with the contemplated smaller connecting dead end mains will relieve the condition of stagnant water throughout the city and will improve the condition of the water to all consumers.

Your Water Board feels that these are badly needed improvements and are so laid out that they will work in with, and in fact be necessary to, any future developments of the water system.

The interest on the proposed bond issue, together with the retirement of the bonds, will be paid from the revenue of the Water Department and will not therefore

in any way affect the taxes of the city.

Respectfully requested,

Board of Water Commissioners,  
City of Ann Arbor

John Lindenschmitt, chairman  
Robert Norris.

W. H. L. Rohde

Referred to Water Committee.

Communication from Michigan Municipal League, relative House Bill No. 6, received.

By Ald. Kurth:

Resolved by the Common Council of the City of Ann Arbor, that it is the sense of this council that House Bill No. 6, also known as the "Dykstra Bill," now pending before the Legislature of the State of Michigan, should be passed by that body and approved by the Governor.

Resolved, also, that a copy of this resolution be forwarded by the clerk of this city to the Honorable Charles Sink, Senator, and the Honorable Joseph E. Warner.

Adopted by following vote: Yeas, Ald. Slauson, Maulbetsch, Graf, Allmendinger, Harris, Draper, Bradley, Severance, Kurth, Bursley, Townley, Lutz, Fisher, Pres. Woodbury, 14. Nays, none.

Communication from B. P. O. Elks proposing to deed to city certain land to widen intersection of alleys provided certain part of alley in rear of their property is closed, received and referred to Street Committee.

Communication from Mrs. Anna A. Muehlig, requesting that the petition to close certain portion of alley in rear of Elks' Temple be granted, received and referred to Street Committee.

Communication from Arthur Evans Wood, relative housing problems, received and referred to Ordinance Committee.

### Petitions

Of Lucy E. Chapin, et al., to withdraw petition to change classi-

fication of property bounded on the south by E. Kingsley St., on the east by N. Ingalls St., on the west by N. Thayer St., and on the north by a line parallel to E. Kingsley St. and approximately 12 rods distant from it, received and referred to Ordinance Committee.

Petition of J. P. Eschelbech, et al., for light in alley of Huron Hotel and that street light on Fourth Ave. opposite this alley, be put in operation, received and referred to Lighting Committee.

### DEED

Deed of a certain parcel of land at the southeast corner of Main and Packard Sts. for street purposes received from the Sinclair Refining Company and referred to Street Committee and City Attorney.

By unanimous consent, the regular order of business was suspended for time being and report of public hearing was presented.  
**Report of Public Hearing on Pro-**

### posed Amendment to Zoning Ordinance

To the Honorable  
the Common Council,  
Gentlemen:

Pursuant to action of your honorable body January 7, 1929, a public hearing was held at the Council Chamber, City Hall, January 28, 1929, at 7:30 o'clock p. m., for the purpose of hearing all persons interested in proposed amendment to Section 2 of the Zoning Ordinance.

President Benjamin P. Woodbury acted as chairman of meeting and the following members of the council were present: Ald. Slauson, Wuerth, Maulbetsch, Allmendinger, Harris, Draper, Severance, Kurth, Bursley, Townley, Lutz, Fisher, Pres. Woodbury, 13.

Due proof of publication of notice of meeting in the Washtenaw Tribune, January 11, 1929, was presented and ordered on file.

The proposed amendment to Section 2, if adopted, will change from Class "B" to Class "A" the following property:

All that property bounded on the west by Forest Avenue, on the north by South University Avenue, on the northeast by Washtenaw Avenue and on the south by Hill Street, which property is now in Class "B."

Mr. George J. Burke appeared in behalf of the property owners protesting against the erection of a nine-story apartment on the premises known as 715 Forest Ave. and read a letter from Dr. C. G. Darling relative to same. The following spoke against this project: Mr. C. C. Freeman, Prof. H. L. Wilgus, Dean M. E. Cooley, Prof. H. R. Lloyd, Mr. A. E. White, Dr. W. B. Hinsdale, Mr. J. W. French, Prof. E. C. Goddard, Dr. F. G. Novy.

Judge V. H. Lane presented his side of the question, relative to sale of property for an apartment house, and Mr. R. O. Bonisteel appeared for his clients, Moore and Kent. Messrs. J. Will Wilson and Howard Trumbull spoke against changing of the ordinance.

On motion of Ald. Lutz, meeting adjourned.

FRED C. PERRY,  
Deputy City Clerk.

Report ordered entered in proceedings and referred to Ordinance Committee.

### Committee Reports

#### Finance Report

#### CONTINGENT FUND

Edward Staebler, salary	\$ 41.66
I. G. Reynolds, salary	275.00
H. W. Crippen, salary	250.00
Geo. H. Sandenburgh, sal.	375.00
H. R. Scovill, salary	250.00
Chas. Stoll, salary	250.00
John A. Wessinger, salary	250.00
John T. Kenny, salary	200.00
Fred C. Perry, salary	200.00
C. F. Hartman, salary	200.00

Carl A. Lehman, salary	183.33
Owen A. Stricklen, salary	150.00
T. P. Stowe, salary	150.00
Julius Lohrke, salary	145.00
Marcia M. Minnis, salary	125.00
Clara Mast, salary	125.00
Marguerite Hannan, salary	105.00
Theron S. Hill, salary	75.00
Marion M. French, salary	24.00
Frank Marz, sal. half mo.	78.50
Fred J. Staeb, sal. half mo.	57.50

Contingent Fund total salaries	\$3,509.99
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#### FIRE FUND

Chas. Andrews, salary	\$ 114.50
Henry McLaren, salary	91.50
Ralph Edwards, salary	91.50
Jacob Gwinner, salary	83.00
Herman Kruse, salary	83.00
Frank Markey, salary	78.50
Emil Damman, salary	78.50
Earl Arnold, salary	78.50
Benj. Zahn, salary	78.50
Henry Nevroth, salary	78.50
Arthur Clark, salary	78.50
Clyde Carpenter, salary	78.50
John Comiskey, salary	78.50
Walter Feldcamp, salary	78.50
Percy Whitlock, salary	78.50
Edward Zeeb, salary	78.50
Geo. Schmidt, salary	78.50
Henry Kolander, salary	78.50
Albert Hoffman, salary	78.50
Elmer Rintz, salary	78.50
Oscar Rintz, salary	78.50
Earnst Heller, salary	78.50
Ira Nevarre, salary	78.50
Frank Ryan, salary	78.50
Laurence Chatterton, sal.	78.50
John Waterman, salary	78.50
Wm. Keihl, salary	78.50
Carl Nevins, salary	78.50
Fred Wadhams, salary	78.50
Harold Gauss, salary	72.00
Chas. Carroll, salary	45.00

Fire Fund total salaries one-half month Jan.	\$2,464.50
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#### POLICE FUND

Thos. O'Brien, salary	\$ 114.50
Louis Fohey, salary	87.50
Norman Cook, salary	87.50
Sherman Mortenson, sal.	87.50
M. G. Howard, salary	78.50
Chas. Kapp, salary	78.50

Irwin Keebler, salary	78.50
Harold Gee, salary	78.50
Benj. Ball, salary	78.50
Roland Wooster, salary	78.50
Herman Suma, salary	78.50
Oscar Weir, salary	78.50
Thos. Fohey, salary	78.50
Julius Ehnis, salary	78.50
Walter Schmid, salary	78.50
Albert Heusel, salary	78.50
John Osborn; salary	78.50
Wm. Marz, salary	78.50
Harry Smith, salary	78.50
Clifford West, salary	78.50
Casper Michelson, salary	78.50
Wm. Hitchingham, salary	78.50
Clark Earl, salary	78.50
Roy Richter, salary	78.50
Irwin Davidson, salary	78.50
Eugene Gehringer, salary	78.50
Richard Burman, salary	78.50
Clyde Hahn, salary	78.50
Harold King, salary	72.00

Police Fund total salaries  
one-half month Jan. \$2,333.00

**POOR FUND**

Geo. McCollum, salary	\$ 50.00
Edwin Ganzhorn, salary	50.00

Poor Fund total sal. \$ 100.00

**CEMETERY FUND**

Geo. McCollum, salary	\$ 95.00
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**PARK FUND**

E. A. Gallup, salary	\$ 250.00
Edna Spiegelberg, salary	10.00

Park Fund total salaries \$ 260.00

**WATER WORKS FUND**

Geo. S. Vandawarker, sal.	\$ 270.00
Leslie J. Bush, salary	250.00
Owen E. Stricklen, salary	50.00
Neil Cornell, salary	20.00
Wm. Rohde, salary	20.00
John Lindenschmitt, sal.	20.00
Robert Norris, salary	20.00

Total monthly salaries \$ 650.00

Harry Willsher, salary	72.50
Waldo Eiseman, salary	75.00
Fred Linde, salary	87.50

Lorenz Furthmueller, sal.	75.00
Robert Rowe, salary	70.00
Robert Young, salary	65.00
William Zachman, salary	62.50
A. E. Hawkes, salary	70.00
C. W. Shetterly, salary	100.00
Donna Woodward, salary	62.50
William Groves, salary	70.00
J. C. Ledwidge, salary	70.00
John Ardner, salary	62.50

Total semi-monthly sal. \$ 942.50

Water Works total sal. \$1,592.50

**STREET FUND**

A. J. Paul, salary	\$ 250.00
John Webber, salary	100.00
Edna Spiegelberg, salary	90.00

Street Fund total sal. \$ 440.00

**CONTINGENT FUND**

**Engineer Dept.**

Jim Acqui, services	\$ 10.80
Wm. Austin, services	41.70
Harry Caswell, services	112.50
K. W. Donnell, services	87.50
H. Ferenz, services	87.50
V. W. McAdam, services	100.00
Willard Ponto, services	28.75
F. Schmid, services	75.00

Total Engineer Dept. \$ 543.75

Steve Arnold, services	25.00
Edward Besch, collecting garbage	1,925.00
Chas. Henning, services	50.00
Frank Kapp, services	50.00
Edna Schnierle, services	56.40
Washtenaw Gas Co., N-P services	2.58
The Detroit Edison Co., N-P services	211.03
The Athens Press, office ex.	132.75
Burroughs Adding Machine Co., office expense	.75
J. M. Cleminshaw Co., of- fice expense	2.00
H. W. Crippen, office exp.	2.27
Davis & Ohlinger, office ex.	4.75
Geo. H. Sandenburgh, con- tingencies	14.19
Ann-A Fuel Co., fuel	568.46
The Ann Arbor Daily News, printing	202.40

Butler Insurance, insur.	3,278.01
The Christian Mack Agency insurance	20.00
Millard Press, printing	351.20
John & Jennie Matthews, rent	50.00
P. B. Harding, repairs	2.25
Total	\$6,949.04
Contingent Fund total, including salaries	\$11,002.78

## FIRE FUND

The Detroit Edison Co., N-P services	\$ 19.87
Washtenaw Gas Co., N-P services	14.80
The Greenwood-Atkinson-Armstrong Co., off. exp.	5.58
Kyer Laundry, office exp.	16.91
Millard Press, office exp.	12.50
Swisher Grocer Co., off. ex.	4.00
American-LaFrance & Foamite Industries, Inc., materials	19.14
Crosby Truck Co., mater.	.50
Eaton-Clark Co., materials	34.83
Fire Equipment Co., mat.	10.25
Jno. C. Fischer Co., mater.	1.65
Walter F. Koch Tire Service, materials	.90
The Michigamme Oil Co., materials	44.05
Mine Safety Appliances Co., materials	3.84
Schumacher Hardware Co., materials	9.71
Staebler Oil Co., materials	4.00
Standard Oil Co., materials	.65
The Geo. L. Williams Co., materials	26.74
Chas. Wuerth & Co., mat.	3.80
Ann-A Fuel Co., fuel	262.44
Total	\$ 496.16
Fire Fund total, including salaries	\$2,960.66

## POLICE FUND

Mich. Bell Tel. Co., office expense	\$ 7.35
American Railway Express Co., office expense	.45
Colt's Patent Fire Arms Mfg. Co., off. expense	42.00
D. J. Malloy, office expense	1.85
Millard Press, office exp.	4.00

C. D. Reese, office expense	1.54
Carl H. Swickerath, office expense	1.50
Harris Tire Co., materials	10.95
John Volz & Son, materials	3.50
Joe Parker's Cafe, contin.	6.25
City of Ann Arbor Municipal Garage, M. Garage	72.60
Total	\$ 151.99
Police Fund total, including salaries	\$2,484.99

## POOR FUND

Anna Spathelf, supplies	\$ 30.86
Steve Brousalis, supplies	10.00
Smith Grocery, supplies	8.00
Pierce Grocery, supplies	83.00
G. E. Waterman, rent	25.00
Mrs. Stella Hurley, rent	10.00
Mrs. Chas. S. Foster, rent	25.00
Mrs. C. Selleck, rent	25.00
City of Ann Arbor Street Dept., hauling coal	12.00
Total	\$ 228.86
Poor Fund total, including salaries	\$ 328.86

## WATER WORKS FUND

Burroughs Adding Machine Co., office expense	\$ 4.45
Addressograph Co., off. exp.	1.40
Chicago Pneumatic Tool Co., materials	20.23
Mich. Valve & Foundry Co., materials	39.90
Detroit Lead Pipe Works, material	19.60
Neptune Meter Co., mater.	76.35
Maynard Battery & Auto Electric Shop, materials	3.59
Staebler Oil Co., materials	10.00
Mich. Central Railroad Co. materials	1.02
Mich. Bell Tel. Co., N-P services	50.17
Cousino-Mercier Co., laying main	2,025.00
City Treasurer, renewal and replacement expense	3,855.32
Total	\$6,107.03

L. Gerrick, labor	\$ 67.60
H. Maier, labor	86.67
W. Western, labor	67.60

A. Jedele, labor	67.60
A. Gerstler, labor	67.60
O. D. Conger, labor	62.40
A. C. Hetsler, labor	4.80
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Total labor	\$ 424.27
Water Works Fund total including salaries	\$8,123.80

## PARK FUND

Geo. Davis, labor	\$ 59.40
Ben Foster, labor	64.80
Andrew Kieman, labor	42.35
Geo. Mason, labor	34.65
Ezra Moore, labor	54.00
Claude Wyman, labor	59.40
Tim McCarthy, team	36.00
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Total labor	\$ 350.60

The Detroit Edison Co., N-P services	3.14
Park Fund, including salaries	\$ 613.74

## STREET FUND

Philip Adam, labor	\$ 5.20
Wm. Alber, labor	6.40
L. G. Bird, labor	67.20
Otto Blaess, labor	52.80
John Busch, labor	2.00
Camden Dempsey, labor	51.00
Adolph Finkbeiner, labor	6.40
John Fitzgerald, labor	2.40
Fred Hanselman, labor	57.20
Wm. Holzapfel, labor	12.60
Sam Kalmbach, labor	7.00
Wm. Keppler, labor	54.00
Samuel Lutz, labor	21.00
James Mason, labor	46.15
Fred Mahike, labor	1.60
Geo. Menice, labor	52.80
Michael Morhardt, labor	42.00
Chris. Paul, labor	14.40
Chris Pfaus, labor	4.80
Arthur Raus, labor	52.80
Chas. Rice, labor	2.80
Jerry Richard, labor	2.40
E. Roehm, labor	9.60
Otto Schantz, labor	53.40
John Shanahan, labor	49.20
Herman Stoll, labor	54.00
Robert Stoll, labor	2.00
Theo. Stollsteimer, labor	4.00
Fred Ulrich, labor	24.65
Ike Warner, labor	40.00
Wm. Wayman, labor	30.75

Artificial Ice Co., team	7.00
Newton Beach, team	12.50
Sam Burke, team	13.00
W. J. Elsifor, team	35.00
Chas. Flewelling, labor	6.00
John Hall, team	12.50
Stanley Matthews, team	35.00
Robert Miller, team	35.00
John Moore, team	12.00
Guy Mullison, team	6.00
Louis Pelkie, team	10.00
Weinberg & Kurtz, team	30.00
Jacob Young, team	15.00
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Total labor	\$1,061.55
The Dow Chemical Co., mat.	613.06
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Street Fund total, in- cluding salaries	\$2,114.61

## RECAPITULATION

Contingent	\$11,002.78
Fire	2,960.65
Police	2,484.99
Poor	328.86
Cemetery	95.00
Water Works	8,123.80
Park	613.74
Street	2,114.61
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City Funds total	\$27,724.44

Ann Arbor, Mich.  
February 4, 1929

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,

Gentlemen:

Your Finance Committee has re-  
viewed the foregoing report. War-  
rants for salaries were drawn  
February 1, 1929. We recom-  
mend that same be approved and  
that warrants be ordered drawn

for foregoing accounts.

H. M. Slauson

Geo. Lutz, Jr.

Earl L. Severance

Finance Committee

Ald. Slauson moved the adoption of report, which was adopted by following vote: Yeas, Ald. Slauson, Maulbetsch, Graf, Allmendinger, Harris, Draper, Bradley, Severance, Kurth, Bursley, Townley, Lutz, Fisher, Pres. Woodbury, 14. Nays, none.

Ald. Slauson presented bill of Washtenaw Tribune for display bridge advertisement printed in said paper May 25, 1928; and moved the amount of bill \$80.00 be allowed and the Mayor and City Clerk be instructed to draw warrant in payment of same.

Adopted by following vote: Yeas, Ald. Slauson, Maulbetsch, Graf, Allmendinger, Harris, Draper, Bradley, Severance, Kurth, Bursley, Townley, Lutz, Fisher, Pres. Woodbury, 14. Nays, none.

Ald. Slauson made oral report that the Finance Committee, to whom was referred the question of leasing, for use of gasoline filling station, certain land owned by city at the southerly intersection of Detroit and Beakes Sts., had considered the matter and offered the following motion:

Moved by Ald. Slauson, that the City Clerk be authorized to advertise for bids, to be received at next meeting of council, for leasing of certain land for use as gasoline filling station, the lessee to make monthly payments and to build in accordance with plans of City Engineer, as approved by Board of Public Works January 9, 1929, lease to be for period of fifteen years and at expiration of lease all building thereon to revert to City of Ann Arbor.

Adopted by following vote: Yeas, Ald. Slauson, Maulbetsch, Graf, Allmendinger, Harris, Draper, Bradley, Severance, Kurth, Burs-

ley, Townley, Lutz, Fisher, Pres. Woodbury, 14. Nays, none.

#### Ordinance Committee

Moved by Ald. Severance, that request of Lucy E. Chapin, et al., to withdraw petition for change of classification of property on E. Kingsley St. be granted.

Adopted by following vote: Yeas, Ald. Slauson, Maulbetsch, Graf, Allmendinger, Harris, Draper, Bradley, Severance, Kurth, Bursley, Townley, Lutz, Fisher, Pres. Woodbury, 14. Nays, none.

Ald. Severance presented the following ordinance, which was given its third reading:

AN ORDINANCE TO PROVIDE FOR THE CUTTING OF WEEDS AND BRUSH WITHIN THE CITY OF ANN ARBOR, BY THE OWNERS, POSSESSORS OR OCCUPIERS OF LANDS UPON WHICH THE SAME ARE GROWING; TO PROVIDE FOR A METHOD OF CUTTING SUCH WEEDS AND BRUSH IN CASE THE OWNERS, POSSESSORS OR OCCUPIERS OF LANDS REFUSE OR NEGLECT TO DO SO AND TO PROVIDE FOR A METHOD OF TAXATION TO PAY THE EXPENSE THEREOF; TO PROVIDE A PENALTY FOR THE VIOLATION OF THIS ORDINANCE AND TO REPEAL ALL ORDINANCES AND PARTS OF ORDINANCES IN CONFLICT HEREWITH.

The Common Council of the City of Ann Arbor Ordain:

Section 1. It shall be the duty of every owner, possessor or occupier of lands or of every person or persons, firm or corporation having charge of any land within the corporate limits of the City of Ann Arbor to cut or cause to be cut down and destroy all Canada thistles, milkweeds, burdock, or other noxious weeds, or brush or grass growing thereon at least twice each year, once before the first day of July and again before

the first day of September, and as much oftener as may be necessary to prevent them going to seed, or the brush or grass becoming obnoxious, and if any owner, possessor or occupier of land, or any person or persons, firm or corporation having charge of any such lands shall suffer any such noxious weeds, grass or brush to grow thereon or shall suffer the seed to ripen so as to cause or endanger the spread thereof or who shall suffer any brush or grass to become obnoxious, he or they shall, on conviction in any court of competent jurisdiction, be liable to a fine of Ten Dollars, together with the cost of prosecution, for every such offense, and he or they shall pay the cost of cutting and destroying such weeds, grass or brush and an additional ten per centum as herein provided, and in default of the payment of such fine and costs he or they may be imprisoned in the common jail of the County of Washtenaw until such fine and costs is paid, not to exceed in all a period of ten days.

Section 2. It shall be the duty of the street commissioner of this city to give general notice in the following manner to every owner, possessor or occupier of land and to every person or persons, firm or corporation having charge of any such lands, whereon noxious weeds or obnoxious grass or brush is growing to cut and destroy the same. Such notices shall be published in a newspaper, in the same manner as is required for the publication of other city notices, and that publication of ordinances and such notices shall set forth the fact that all such weeds, grass and brush must be cut on or before the dates herein designated, and the publishing of such notices shall take place at least ten days prior to the date upon which such weeds grass or brush must be cut, and such notice shall be in substantially the following form:

To the Owners, Possessors, or Occupiers of Land, or any person

or persons, firm or corporation having charge of any land in the City of Ann Arbor:

Notice is hereby given that all noxious weeds, and all obnoxious grass and brush growing on any land within the corporate limits of the City of Ann Arbor, must be cut and destroyed on or before the first day of July (or the first day of September, as the case may be) A. D. 19—.

Failure to comply with this notice on or before the date mentioned shall make the parties so failing liable for the cost of cutting the same and an additional levy of ten per centum of such costs, to be levied and collected against the property in the same manner as other taxes are levied and collected, and such failure may also result in fine or imprisonment.

Such notices shall be dated and signed by the street commissioner in his official capacity.

Provided: that in the event that the Street Commissioner shall deem it necessary to have weeds, grass or brush cut oftener than is provided in this ordinance, he shall cause a like notice as is herein provided to be served upon the designated party or parties either personally or by registered mail, at least ten days prior to the time such weeds, grass or brush is to be cut and destroyed, and if the person or persons so notified shall fail or refuse to comply with the directions of said notice, the commissioner may proceed as hereinafter provided, and the expense thereof may be collected as hereinafter provided, or the said person or persons may be proceeded against as provided in Section 1 of this ordinance.

Section 3. In case the owner, possessor or occupier of land or the person or persons, firm or corporation having charge of any such land shall refuse or neglect to comply with such notice and to cut such weeds, grass, or brush on or before the date stated in such



notice, it shall be the duty of the street commissioner or some one whom the said street commissioner may employ to assist in carrying on the work, to enter upon the land and to cause all such weeds, grass and brush to be cut down and destroyed, and he or they shall not be liable in any action of trespass or trespass on the case therefor.

Section 4. It shall be the duty of the street commissioner to keep an accurate account of the expense incurred by him in carrying out the provisions of sections 2 and 3 of this ordinance, with respect to each parcel of land entered upon therefor, and he shall make a sworn statement of such account and present the same to the common council, and the common council is hereby authorized and required to audit and allow such account and order the same to be paid, if the same is found correct, from the contingent fund upon warrants to be drawn as other city warrants are drawn.

Section 5. It shall be the duty of the City Assessor to add to all such expenditures as have been audited and allowed ten per cent of the amount of such expenditures and he shall cause all such expenditures, together with the additional ten per cent, to be severally levied on the lands on which such expenditures were made, and the same shall become a lien upon said land and shall be collected in the same manner and at the same time as other city taxes are collected, and the same when collected shall be paid into the contingent fund to reimburse the outlay therefrom.

Section 6. It shall be the duty of the Street Commissioner to enforce the provisions of this ordinance; and to see to it that all such weeds, grass or brush, growing upon any lands owned by or under the control of the City of Ann Arbor, are cut down and destroyed at the time herein provided.

Section 7. All ordinances and parts of ordinances in conflict herewith are hereby repealed.

Section 8. This ordinance shall take effect on and after ten days from the date of legal publication.

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

Passed by following vote: Yeas, Ald. Slauson, Maulbetsch, Graf, Allmendinger, Harris, Draper, Bradley, Severance, Kurth, Bursley, Townley, Lutz, Fisher, Pres. Woodbury, 14. Nays, none.

#### Budget Committee

By Ald. Lutz:

Resolved that the Mayor and City Clerk be and they are hereby authorized to execute necessary conveyances to exercise the options obtained upon the property of the Leslie Cartage Co., the property of Julius and Clara Zahn and the interest of the Elsifor Minor; after the title to the property and the form and details has been approved by the City Attorney.

Adopted by following vote: Yeas, Ald. Slauson, Maulbetsch, Graf, Allmendinger, Harris, Draper, Bradley, Severance, Kurth, Bursley, Townley, Lutz, Fisher, Pres. Woodbury, 14. Nays, none.

#### Sewer Committee Report

To the Honorable the  
Common Council,  
Gentlemen:

Your Sewer Committee respectfully recommends.

1. That a lateral sewer be constructed on Arbor View Boulevard from Wildwood Ave. to Brierwood St., on Brierwood St. from Linwood Ave. to Arbor View Boulevard, and on Linwood Ave. from Brierwood St. to the east line of Weswood Hills Addition; and the construction of said sewer is hereby deemed and declared to be a necessary public improvement.

2. That the Board of Public Works cause to be prepared plans

specifications and estimates of cost for said proposed sewer.

Respectfully submitted,

Andrew E. Kurth, J. A. Bursley, L. P. Fisher, H. M. Slauson, B. H. Graf, Frank P. Harris, Benj. F. Bradley,  
Sewer Committee.

Ald. Kurth moved the adoption of report, which was adopted by following vote: Yeas, Ald. Slauson, Maulbetsch, Graf, Allmendinger, Harris, Draper, Bradley, Severance, Kurth, Bursley, Townley, Lutz, Fisher, Pres. Woodbury, 14. Nays, none.

To the Honorable, the  
Common Council,  
Gentlemen:

Your Sewer Committee, to whom was referred the estimates and report of the City Engineer relative to construction of a lateral sewer in Lateral Sewer District No. 178, on Geddes Ave. from Onondaga St. to city limits, on Highland Road from Geddes Ave. northerly 260 feet, on Berkshire Road from Hill St. to Geddes Ave., and on Awixa Road from Geddes Ave. to angle begs leave to report that we have had such estimates and report, as well as the resolution of the Common Council, under consideration and have made due inquiry relating thereto and have heard all persons desiring to be heard in the premises. Your Committee is of the opinion that there is necessity for the construction of said lateral sewer and recommends that special taxing or assessment district be fixed by the Common Council upon and against which the construction of said sewer be charged, street intersections excepted, pursuant to the ordinance in such case made and provided, and that resolutions fixing the boundaries of said sewer district be prepared by the City Engineer, and the Board of Public Works be ordered to advertise for bids for the construction of said sewer, and the construction of said sewer is hereby deemed and de-

clared to be a necessary public improvement.

Respectfully submitted,

A. E. Kurth, J. A. Bursley, L. P. Fisher, H. M. Slauson, B. H. Graf, Frank P. Harris, Benj. F. Bradley,  
Sewer Committee.

Ald. Kurth moved the adoption of report, which was adopted by following vote: Yeas, Ald. Slauson, Maulbetsch, Graf, Allmendinger, Harris, Draper, Bradley, Severance, Kurth, Bursley, Townley, Lutz, Fisher, Pres. Woodbury, 14. Nays, none.

### Street Committee Pavement Resolution

By Ald. Maulbetsch:

Whereas, this Common Council has been applied to in writing by a majority of the owners of the lands which are liable to be assessed for the payment of the construction of the same, praying for the grading and paving of the following pavement districts:

District No. 105, on Wells Street between Packard Street and Fendon Road; District No. 106, on Ann Street between State Street and Glen Avenue; District No. 107, on Madison Street between Main Street and Seventh Street; District No. 108, on East University Avenue between Hill Street and Packard Street; and District No. 109, on Beakes Street between Summit Street and Main Street (outside the center twenty feet thereof) and on Kingsley Street between Fourth Avenue and Main Street; within the corporate limits of the City of Ann Arbor, Michigan; and

Whereas, the grading and paving of the above named districts within the limits aforesaid are deemed and declared to be necessary public improvements; therefore be it

Resolved, that it is hereby declared to be the purpose of the

Common Council to cause the above named districts, within the limits aforesaid, to be graded and paved under the charter and ordinances of the City of Ann Arbor and in pursuance of the prayers of said petitioners.

Resolved, further, that the cost and expense of the construction of said public improvements shall be charged, assessed and paid as follows: All street and public alley intersections and twenty per cent of the remaining shall be paid by the City and the remainder shall be assessed and paid by special assessment levied and assessed according to benefits on and against all the lands, tenements and premises lying on or fronting the above named districts, with the limits aforesaid.

Resolved, further, that the said petitions, along with this determination, be and the same are hereby referred to the Board of Public Works to report to the Council, with all convenient dispatch, suitable plans with specifications for the said proposed improvements, the kind and quality of material to be used therefore, together with an estimate of the probable cost and expense of such public improvements.

Adopted by following vote: Yeas, Ald. Slauson, Maulbetsch, Graf, Allmendinger, Harris, Draper, Bradley, Severance, Kurth, Bursley, Townley, Lutz, Fisher, Pres. Woodbury, 14. Nays, none.

Ald. Maulbetsch presented the following from the Street Committee:

Your Committee, to whom was referred the petition to close and vacate a portion of the public alley running between W. Liberty and W. William streets, beg leave to report that the Committee reports the same out to the Council, without recommendation, to be passed upon by the entire body.

Moved by Ald. Lutz, that the certain part of alley, as designated in petition be closed.

Lost by following vote: Yeas, Ald. Graf, Harris, Bradley, Lutz, 4. Nays, Ald. Slauson, Maulbetsch, Allmendinger, Draper, Severance, Kurth, Bursley, Townley, Fisher, Pres. Woodbury, 10.

### Bond and License Committee Report

To the Honorable, the Common Council.

Gentlemen:

We respectfully recommend that the bond for erection and installation of electric sign at 338 Maynard St., The Bellows Corporation, principal; Glove Indemnity Co., surety, be cancelled as said sign has been removed.

Respectfully submitted,

BENJ. F. BRADLEY,  
B. H. GRAF,  
A. E. KURTH,

Bond and License Committee.

Ald. Bradley moved the adoption of report, which was adopted by following vote: Yeas, Ald. Slauson, Graf, Allmendinger, Harris, Draper, Bradley, Severance, Kurth, Bursley, Townley, Lutz, Fisher, Pres. Woodbury, 14. Nays, none.

### City Officers

Report of Health Officer for month of January received and ordered on file.

City Attorney made oral report that he approved quit-claim deed from the Regents of the University of Michigan to the City of Ann Arbor for following described parcels of land:

The east half of lot 92 and the west half of lot 93, R. S. Smith's Third Addition.

The east half of lot 79 and the west half of lot 80, R. S. Smith's Addition.

A parcel of land, part of lot 92, R. S. Smith's Third Addition and part of lot 79, R. S. Smith's Addition, described as follows:

Beginning at a point on the north line of lot 92, R. S. Smith's Third Addition 36.75 feet west of the east line of said lot 92 thence southerly to a point on the north line of Geddes Ave. 33 feet east of the west line of lot 79, R. S. Smith's Addition; thence northerly along the east line of the west half of lot 79, R. S. Smith's Addition, and the east line of the west half of lot 92, R. S. Smith's Third Addition, to the north line of lot 92, R. S. Smith's Third Addition; thence westerly along the north line of lot 92, R. S. Smith's Third Addition, 3.75 feet to the place of beginning.

The west 10 feet of lots 8, 9, 10, 11, in block 1, and of lots 17, 18, 19, 20, 21, 22, 23, 24, 25, 26 and 27, in block 2 of R. S. Smith's Third Addition to the city of Ann Arbor, Washtenaw County, Washtenaw.

A parcel of land, part of lots 2, 3, 4, and 5, C. T. Wilmot's Addition to the city of Ann Arbor, Washtenaw County, Michigan, described as follows:

Beginning at a point on the south line of Geddes Ave. 174.22 feet east of the northeast line of Washtenaw Ave.; thence south 203.58 feet to a point on the northeast line of Washtenaw Ave. 272.17 feet southeast of the south line of Geddes Ave.; thence deflecting to the left 39 deg. 46 min. 00 sec. along the

northeast line of Washtenaw Ave., 103.13 feet; thence deflecting to the left 140 deg. 13 min. 00 sec., 280.73 feet to the south line of Geddes Ave.; thence deflecting to the left 88 deg. 09 min. 20 sec. along the south line of Geddes Ave. 66.02 feet to the place of beginning.

Moved by Ald. Slauson, that deed be accepted and recorded.

Adopted by following vote: Yeas, Ald. Slauson, Maulbetsch, Graf, Allmendinger, Harris, Draper, Bradley, Severance, Kurth, Bursley, Townley, Lutz, Fisher, Pres. Woodbury, 14. Nays, none.

By Ald. Fisher:

Resolved, that the Board of Public Works be requested to order all gas stations to remove the snow which they place on the lawn extensions and other city property.

Adopted by following vote: Yeas, Ald. Maulbetsch, Graf, Draper, Bradley, Severance, Townley, Fisher, Pres. Woodbury, 8. Nays, Ald. Slauson, Allmendinger, Harris, Kurth, Bursley, Lutz, 6.

Ald. Bursley suggested a revision of the ordinance regulating taxicabs and matter was referred to Ordinance Committee.

On motion of Ald. Fisher, Council adjourned.

ISAAC G. REYNOLDS  
City Clerk.