

Council Chamber, Ann Arbor, Mich., April 22, 1929.

Regular session.

Meeting called to order by President Myers.

Present: Ald. Graf, Schlenker, Harris, Allmendinger, Bradley, Kurth, Severance, Townley, Freeman, Fisher, Lutz, Pres. Myers, 12.

Absent: Ald. Wuerth, Sauer, Draper, 3.

### Communications From the Mayor

Apr. 19, 1929.

To the Honorable Common Council,  
City of Ann Arbor.

Gentlemen:

As provided for in section 12 of the Market Committee I hereby appoint Mrs. Rena V. Field and Mrs. Elizabeth L. Cissel as members of the Market Committee.

The Gardeners Association has chosen Mrs. James A. Steers as their representative on this committee.

Respectfully submitted,  
Edward W. Staebler, Mayor.

Moved by Ald. Fisher, that Mayor's appointments be confirmed.

Adopted by following vote: Yeas, Ald. Graf, Schlenker, Harris, Allmendinger, Bradley, Kurth, Severance, Townley, Freeman, Fisher, Lutz, Pres. Myers, 12. Nays, none.

President Myers announced council committees as follows:

Finance—Sauer, Schlenker, Lutz.

Ordinance—Severance, Freeman, Sauer.

Budget—Fisher, Schlenker, Harris, Wuerth, Bradley, Kurth, Townley.

Sewer—Lutz, Freeman, Severance, Draper, Allmendinger, Graf, Sauer.

Street—Wuerth, Schlenker, Allmendinger, Bradley, Kurth, Townley, Fisher.

Sidewalk—Freeman, Lutz, Sauer,

Graf, Harris, Draper, Severance.

Traffic — Allmendinger, Graf, Bradley.

Railway—Townley, Freeman, Schlenker.

Fire & Police—Draper, Sauer, Fisher.

Water—Schlenker, Fisher, Allmendinger.

Lighting—Bradley, Lutz, Kurth.

Bond & License—Graf, Wuerth, Draper.

Park & Sanitary—Harris, Wuerth, Townley.

Poor & Cemetery—Kurth, Harris, Severance.

### From Board of Public Works

As per request of Board, City Engineer presented the following:

Regulations for the use of sanitary sewers in the City of Ann Arbor, Mich.

House Connections: During the construction of lateral sewers suitable openings shall be left opposite each lot, so that the house sewer may be connected to the lateral sewer without tapping. Where the property is not divided into lots openings for house sewers shall be left every fifty (50) feet.

Tapping: In cases where an opening is not found in front of a lot a tap will be allowed. All tapping must be done by an employee of the Board of Public Works or under the direct supervision of the plumbing inspector on an order from the Board of Public Works.

Roof Water: Roof water shall not be discharged into any sanitary sewer. Any indirect method of discharging storm water into sanitary sewers is prohibited. It is hereby ordered that all storm and roof water conductors now connected with, or discharging either directly or indirectly, into sanitary sewers, be disconnected and discontinued at once.

Moved by Mr. Bragg, that recommendation of City Engineer be

approved and referred to Council for adoption.

(Council action)

Moved by Ald. Graf that recommendation be concurred in.

Adopted by following vote: Yeas, Ald. Graf, Schlenker, Harris, Allmendinger, Bradley, Kurth, Severance, Townley, Freeman, Fisher, Lutz, Pres. Myers, 12. Nays, none.

(From Board)

Apr. 10, 1929.

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

Gentlemen:

If the proposed new High Level Sanitary Sewer is not built in the near future, something should be done to relieve the condition which exists in the vicinity of Division Street and Benjamin Street.

I would respectfully recommend that an automatically controlled pump be installed near the intersection of Division Street and Hoover Ave. which would pump the excess sewage into the storm sewer during the time of high water.

The installation of a pump at the above named location is the only way I see of providing a temporary relief for flooded cellars in this locality until a new High Level Sanitary Sewer is built.

Respectfully submitted,

Geo. H. Sandenburgh, City Engineer.

Moved by Mr. Bragg, that recommendation of City Engineer be approved and referred to Sewer Committee of Council.

(Council action)

Moved by Ald. Lutz that Board of Public Works be allowed to take such steps as in their power to temporarily relieve the flooded condition of the sanitary sewer. The amount not to exceed \$500.00.

Adopted by following vote: Yeas, Ald. Graf, Schlenker, Harris, Allmendinger, Bradley, Kurth, Severance, Townley, Freeman, Fisher,

Lutz, Pres. Myers, 12. Nays, none.

(From Board)

Moved by Mr. Rentschler, that Board ask Council for permission to purchase an oil burning tar kettle at a price not to exceed \$350.00.

(Council action)

Referred to Budget.

(From Board)

Moved by Mr. Atwell, that Board request Council for permission to purchase a new truck at once, with the understanding that money to pay for same be taken from next year's budget, in as much as one truck is 9 years old and nearly worn out. The price of truck not to exceed \$2,500.00.

(Council action)

Referred to Budget.

Communication from Margaret T. Snyder, Secy. to Mr. Bursley, thanking Council for flowers sent Ex-Alderman Bursley, received.

President ordered same placed on file.

From M. N. Allmendinger of Detroit Auto Club, calling attention to safety talks and moving pictures at the schools for the next three days to be given by Mr. Miles C. Bristol, received.

President ordered same placed on file.

Market Committee Report for 1928.

Total Receipts .....\$1,750.75

**Disbursements**

Market Master's wages..	\$ 457.50
Sweeping .....	47.75
Postage, printing, advertising, painting situation numbers, etc .....	55.55

Total .....\$ 560.80

Net profit for 1928....\$1,189.95

On hand from 1927.....\$ 70.35

Net earnings for 1928.... 1,189.95

\$1,260.30

Deposited with City Treasurer during 1928 .....\$1,200.00

Balance on hand .....\$ 60.30  
Amount in Market Fund..\$7,599.70  
Added during 1928 ..... 1,200.00

Total in Market Fund..\$8,799.70

Of this amount \$8,785.00 is invested in Ann Arbor City Bonds and the balance (\$14.70) is on deposit in bank, all in care of the City Treasurer.

Respectfully submitted,

Rena Vawter, Field, Chairman,  
Mrs. J. H. Cissel, Mrs. J. A. Steere, Market Committee.

President ordered market committee report printed in minutes.

From Mary J. Taft and 125 others protesting against buying a market site at present, received and on motion of Ald. Lutz, matter was referred to committee which will be appointed by President of Council.

Adopted by following vote: Yeas, Ald. Graf, Schlenker, Harris, Allmendinger, Bradley, Kurth, Severance, Townley, Freeman, Fisher, Lutz, Pres. Myers, 12. Nays, none.

From Hinterman & Richards proposing to sell city property known as 1128 and 1136 Broadway for market site received and referred to Special Committee.

From Ann Arbor Lumber Co. proposing to sell city their property on Depot St. for market site received and referred to Special Committee.

From Herman F. Folske proposing to sell city the Kraisman property, known as old jail, on North Main for market site received and referred to special committee.

### Petitions

Of S. S. Hammial, et. al, to change property on N. 5th. Ave. from Catherine St. north 132 feet from Class B to Class C received and referred to Board of Zoning

Appeals.

Petition received from Mrs. Edythe E. Longman for two street signs on Longman Lane, received and referred to Street Committee.

Petition received from Mrs. Edythe E. Longman for street light on corner of Longman Lane and W. Huron St., received and referred to Lighting Committee.

Petition received from Mrs. Edythe E. Longman for continuation of Longman Lane across Interurban tracks on W. Huron St., received and referred to Street Committee.

### Committee of the Whole Report

Moved by Ald. Freeman, supported by Ald. Fisher, that further consideration of the market site be postponed to meet at the call of President Myers. Adopted.

Ald. Fisher moved the adoption of report which was adopted by following vote: Yeas, Ald. Graf, Schlenker, Harris, Allmendinger, Bradley, Kurth, Severance, Townley, Freeman, Fisher, Lutz, Pres. Myers, 12. Nays, none.

Moved by Ald. Graf, that Mr. John Lindenschmitt be appointed as member of Board of Water Commissioners for term of six years from Monday, May 6, 1929.

Moved by Ald. Lutz, that we concur in action of committee of whole which was adopted by following vote: Yeas, Ald. Graf, Schlenker, Harris, Allmendinger, Bradley, Kurth, Severance, Townley, Freeman, Fisher, Lutz, Pres. Myers, 12. Nays, none.

### Finance Committee

Ald. Schlenker presented the following five percents retained due John Brogan and Son: Granger Ave. Storm sewer, \$208.5 and the following sanitary sewers, Dist. 160, \$196.28; Dist. 162, \$537.48; Dist. 165, \$18.02; Dist. 170, \$136.27; and moved adoption of same which was adopted by following vote: Yeas, Ald. Graf, Schlenker, Harris,

Allmendinger, Bradley, Kurth, Severance, Townley, Freeman, Fisher, Lutz, Pres. Myers, 12. Nays, none.

### Ordinance Committee

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

AN ORDINANCE TO PLACE INTO A CERTAIN EXISTING WARD TERRITORY ANNEXED TO THE CITY OF ANN ARBOR AT THE APRIL ELECTION, 1929.

The Common Council of the City of Ann Arbor Ordain:

Section 1. All that piece or parcel of land described as follows:

The south half of the southeast quarter ( $S\frac{1}{2}$  of  $SE\frac{1}{4}$ ) and the southeast quarter of the southwest quarter ( $SE\frac{1}{4}$  of  $SW\frac{1}{4}$ ) of section number thirty-three (33) Town two (2) South, Range six (6) East, excepting a strip from the south part thereof commencing in the east line of said section  $44\frac{1}{2}$  rods north of the southeast corner running thence south to the southeast corner. thence west along the south line of said section to the southwest corner of said land, thence north forty rods, thence east parallel to and forty rods north of the south line to the center of the south Ypsilanti Road, thence southeasterly along the center of said road three rods, thence easterly to the place of beginning, being in the south half of Section 33, Town 2 south, Range 6 East.

Shall be and is hereby placed in the Seventh Ward of the City of Ann Arbor for all purposes pursuant to the charter provisions of said City.

Section 2. This ordinance shall be in force and effect after legal publication thereof.

I hereby certify that the foregoing ordinance was passed by Common Council of the City of Ann Arbor, Mich., April 22, 1929.

FRED C. PERRY,  
City Clerk.

Approved Apr. 24, 1929,

EDWARD W. STAEBLER,  
Mayor.

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

Passed by following vote: Yeas, Ald. Graf, Schlenker, Harris, Allmendinger, Bradley, Kurth, Severance, Townley, Freeman, Fisher, Lutz, Pres. Myers, 12. Nays, none.

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

AN ORDINANCE TO PLACE INTO A CERTAIN EXISTING WARD TERRITORY ANNEXED TO THE CITY OF ANN ARBOR AT THE APRIL ELECTION, 1929.

The Common Council of the City of Ann Arbor Ordain:

Section 1. All that piece or parcel of land described as follows:

Commencing at an iron pipe at the center of Section 30, town two south, range six east, Washtenaw County, Michigan; thence south 00 degrees 11 minutes 40 seconds East along the north and south quarter line 187.19 feet to an iron pipe; thence north 89 degrees 47 minutes 40 seconds west 378.37 feet to an iron pipe; thence north 00 degrees 11 minutes 40 seconds west 182.40 feet to an iron pipe in the east and west quarter line of said section 30; thence north 89 degrees 29 minutes 20 seconds east along said east and west quarter line 119.80 feet to an iron pipe; thence north 00 degrees 34 minutes 40 seconds west 727.55 feet to an iron pipe at the southerly corner common to lots 4 and 5 of Assessors Plat Number 4, in the City of Ann Arbor, Washtenaw County, Michigan; thence north 81 degrees 53 minutes 00 seconds east along the southerly line of lot 4, 264.12 feet to an iron pipe in the north and south quarter line of section 30; thence south 00 degrees 13 minutes 40 seconds east along said quarter line 761.83 feet to the place of beginning, being a part of the west half of section 30, town two south,

range six east, Washtenaw County, Michigan.

Shall be and is hereby placed in the Second Ward of the City of Ann Arbor for all purposes pursuant to the charter provisions of said City.

Section 2. This ordinance shall be in force and effect after legal publication thereof.

I hereby certify that the foregoing ordinance was passed by Common Council of the City of Ann Arbor, Mich., April 22, 1929.

FRED C. PERRY,  
City Clerk.

Approved Apr. 24, 1929,

EDWARD W. STAEBLER,  
Mayor.

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

Passed by following vote: Yeas, Ald. Graf, Schlenker, Harris, Allmendinger, Bradley, Kurth, Severance, Townley, Freeman, Fisher, Lutz, Pres. Myers, 12. Nays, none.

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

**AN ORDINANCE RELATIVE TO THE CHANGING OF THE NAME OF THAT PART OF BROCKLYN AVENUE, IN THE CITY OF ANN ARBOR, LOCATED BETWEEN FERDON ROAD AND WALLINGFORD ROAD TO HERMITAGE ROAD.**

The Common Council of the City of Ann Arbor, Ordain:

Section 1. That the name of that portion of the street heretofore known as Brooklyn Avenue, located between Ferdon Road and Wallingford Road, in the City of Ann Arbor be, and the same is hereby changed and shall hereafter be known as Hermitage Road.

Section 2. All ordinances and parts of ordinances inconsistent herewith are hereby repealed.

Section 3. This ordinance shall take effect and be in force from and after the legal publication

thereof.

I hereby certify that the foregoing ordinance was passed by Common Council of the City of Ann Arbor, Mich., April 22, 1929.

FRED C. PERRY,  
City Clerk.

Approved Apr. 24, 1929,

EDWARD W. STAEBLER,  
Mayor.

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

Passed by following vote: Yeas, Ald. Graf, Schlenker, Harris, Allmendinger, Bradley, Kurth, Severance, Townley, Freeman, Fisher, Lutz, Pres. Myers, 12. Nays, none.

Ald. Severance presented the zoning ordinance which had been given the third reading and requested that action be deferred.

By Ald. Severance:

Resolved, that the Ordinance Committee be authorized to prepare an electrical ordinance, providing for an electrical inspector, and for such other regulations as to said committee shall deem advisable.

Adopted by following vote: Yeas, Ald. Graf, Schlenker, Harris, Allmendinger, Bradley, Kurth, Severance, Townley, Freeman, Fisher, Lutz, Pres. Myers, 12. Nays, none.

#### Street Committee Report Pavement Resolution

By Ald. Schlenker:

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. 110, on Lawrence Street between State and Division;  
District No. 111, on Catherine Street between State and Division;  
within the corporate limits of the City of Ann Arbor, Michigan;

Whereas, the grading and pav-

ing of the above named districts within the limits aforesaid, is deemed and declared to be necessary public improvement; 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 improvement 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, within the limits aforesaid.

Resolved, further, that the said petition 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. Graf, Schlenker, Harris, Allmendinger, Bradley, Kurth, Severance, Townley, Freeman, Fisher, Lutz, Pres. Myers, 12. Nays, none.

#### **Bond & License Committee Report**

To the Honorable, the Common Council, Gentlemen:

Your Bond & License Committee has had the following bond under consideration and respectfully recommends approval of same:

#### **Constable Bond**

Loren Kruspe, principal; C. J. Walz and L. G. Springer, sureties.

Respectfully submitted,

B. H. Graf, Bond & License Committee.

Ald. Graf moved the adoption of report which was adopted by following vote: Yeas, Ald. Graf, Schlenker, Harris, Allmendinger, Bradley, Kurth, Severance, Townley, Freeman, Fisher, Lutz, Pres. Myers, 12. Nays, none.

#### **Officers Reports**

Report of City Treasurer for month of March received and summary of report ordered printed in the minutes.

## SUMMARY OF TREASURER'S REPORT

	Receipts	Disbursements	On Hand	Overdrawn	Warrants Outstanding
Contingent .....	\$ 5,391.54	\$ 9,325.42		\$ 36,452.30	\$130.54
Cemetery Sinking .....	150.00	1,400.00	175.07		
Cemetery .....	15.00	95.00	995.59		
Fire Dep't. ....	7.50	5,202.07	29,543.26		
Police .....		4,795.88	16,498.81		14.90
Poor .....		390.42	835.38		
Street .....	459.41	6,137.23	20,568.76		250.20
Park .....	131.00	950.63		2,843.22	36.50
Street Lightning .....		2,663.07	14,167.61		
Sidewalk Building .....	1,843.23	47.68	2,054.61		
Bridge, Culvert & Crosswalk .....			51,226.72		
Water Works General Fund .....	70,822.67	22,585.04		48,801.41	218.00
Special Water Works (Completion) .....				1,868.98	
Water Dep't. Sinking Fund .....	4,000.00	58,383.10	13,238.63		
Water—(Hydrant, Rentals, etc.) .....			2,860.63		
Uncollected City Tax .....	82,121.82	54,831.72		6,558.56	
Delinquent Tax .....	1,532.25	152,614.34		258,766.42	
State, County, School and Drains .....	140,119.47	574,246.88			
Sewer Funds .....	15,915.32		2,425.95		
Pavement Funds .....	36,834.21	2,525.44	9,661.65		
Curb & Gutter Funds .....	31,276.39		702.65		
<b>Taxes Ret'd \$152,614.34, Transfer 112,775.00, Receipts \$125,230.17 .....</b>	<b>\$390,619.81</b>	<b>\$896,193.92</b>	<b>\$164,955.11</b>	<b>\$355,290.89</b>	
<b>On Hand—March 1st., 1929 .....</b>	<b>\$315,238.33</b>				
<b>Warrants Paid, \$56,117.88, Checks Paid \$574,246.88, Taxes Ret'd. \$152,614.34, Transfers, \$113,214.82 .....</b>				<b>\$164,955.11</b>	
<b>Overdrawn—April 1st., 1929 .....</b>	<b>\$190,335.78</b>			<b>\$190,335.78</b>	<b>\$694.94</b>

COMMON COUNCIL—APRIL 22, 1929

### Resolution Ordering Pavement Bonds

By Ald. Lutz:

Whereas, this Common Council has authorized the construction by the Board of Public Works of pavement in pavement districts Nos. 82, 83, 94, 95 and 96, and this Common Council having caused to be certified to the City Assessor the lands, tenements and premises to be assessed for the cost of such public improvements and the amounts required to be levied, spread and assessed on and upon each and every of the regular annual assessment rolls of the City of Ann Arbor, therefore be it

Resolved, and it is hereby ordered, that the Mayor and City Clerk are hereby authorized and required to sign and countersign respectively and execute under their hands and the seal of the City of Ann Arbor pavement bonds of the City of Ann Arbor under date of May 21, 1929, as follows, to wit:

For District No. 92, the sum of \$28,000.00; for District No. 93, the sum of \$13,000.00; for District No. 94, the sum of \$14,000.00; for District No. 95, the sum of \$19,000.00; and for District No. 96, the sum of \$10,000.00; that being less than the cost of said respective public improvements, said bonds payable to bearer in ten equal annual installments, the first installment to be paid on the first day of August, 1929, and the nine remaining installments to be paid annually from and after said date; with interest at the rate of four and one-half per cent per annum payable annually on the first day of August in each year and every year, as evidenced by interest coupons to be thereto attached, bearing the printed or lithographed signatures of the Mayor and City Clerk of the City of Ann Arbor, principal and interest to be payable at the office of the City Treasurer, Ann Arbor, Michigan.

Resolved, further, that said bonds shall be sold at public sale and the

finance committee of the Common Council is hereby directed to receive bids for same until 10 o'clock a. m. Eastern Standard Time, May 14, 1929; and the City Clerk is hereby instructed to cause notice of bids to be published in one issue of "The Bond Buyer" of New York City, which is hereby determined as qualified to publish said notice, which said notice shall reserve the right in the said city to reject any and all bids.

Resolved, further, that the estimated period of usefulness of said respective pavements is hereby determined to be fifteen years and upwards.

Adopted by following vote: Yeas, Ald. Graf, Schlenker, Harris, Allmendinger, Bradley, Kurth, Severance, Townley, Freeman, Fisher, Lutz, Pres. Myers, 12. Nays, none.

### Resolution Ordering Bridge Bonds

By Ald. Lutz:

Whereas, at a special election held in the City of Ann Arbor, Michigan, on the 28th day of May, 1928, the qualified electors of said city did vote to authorize the raising of the sum of one hundred and fifteen thousand dollars (\$115,000) by loan, such sum, when raised, to be used for the purpose of constructing a bridge to be known as the Broadway Grade Separation Bridge, over the Michigan Central Railroad in the City of Ann Arbor; and

Whereas, Act No. 109, Public Acts of 1927, approved May 5, 1927, authorizes the city to borrow money and issue bonds for the construction, improvement, repair and maintenance of bridges; and

Whereas, the said bridge is now practically completed and the estimated cost of the city's share has been determined to be the sum of One Hundred Two Thousand, one-hundred thirty-six and 79-100ths dollars (\$102,136.79), therefore be it



Resolved, and it is hereby ordered, that the Mayor and City Clerk are hereby authorized and required to sign and countersign respectively and execute, under their hands and the seal of the City of Ann Arbor, Broadway Grade Separation Bridge serial bonds of the City of Ann Arbor, under date of May 21, 1929, for the sum of One Hundred Thousand Dollars (\$100,000.00), payable to bearer in twenty equal annual installments from and after the 21st day of May, 1929, with interest at the rate of four and one half (4½) per cent per annum, payable semi-annually on the 21st day of November and May in each and every year, as evidenced by interest coupons to be thereto attached, bearing the printed or lithographed signatures, of the Mayor and City Clerk of the City of Ann Arbor; principal and interest to be payable at the office of the City Treasurer, City Hall, Ann Arbor, Michigan.

Resolved, further, that said

bonds shall be sold at public sale and the Finance Committee of the Common Council is hereby directed to receive bids for same until ten o'clock a. m., Eastern Standard Time, May 14, 1929; and the City Clerk is hereby instructed to cause notice of bid to be published in one issue of "The Bond Buyer" of New York City, which is hereby determined as qualified to publish said notice, which said notice shall reserve the right in the said City to reject any and all bids.

Resolved, further, that the estimated period of usefulness of said bridge is hereby determined to be thirty years and upwards.

Adopted by following vote: Yeas, Ald. Graf, Schlenker, Harris, Allmendinger, Bradley, Kurth, Severance, Townley, Freeman, Fisher, Lutz, Pres. Myers, 12. Nays, none.

On motion of Ald. Fisher, Council adjourned.

FRED C. PERRY,  
City Clerk.