

Council Chamber, Ann Arbor, Mich., July 20th, 1908.

Meeting called to order by Pres. Walz.

Present—Ald. Stark,, Georg. Murray, Maulbetsch, Sweet, Pipn, Manwaring, Goodyear, Lutz, Pres. Walz.—10.

Absent—Ald. Hochrein, St. James, Sherk, Smith, Abbott.—5.

Minutes of previous meeting approved.

Communications.

To the Honorable Mayor and Common Council:

After many delays the board of park commissioners desire to report that they have closed the contract for the play ground in accordance with your instructions.

Respectfully submitted,

L. D. WINES, President.

Received and ordered on file.

To the Honorable Mayor and Common Council:

Your board of park commissioners has been anxious to extend Huron street from Fourteenth to Observatory so Huron street would extend directly into the parks. The amount of filling required, about 15 feet, has made this plan very expensive as there is little dirt in the neighborhood belonging to the city.

Your board has reached an agreement with the board of regents of the University whereby said board of regents will deed the city a part of the Observatory grounds on which Huron street can be extended thus avoiding more than 2-3 of the expense in filling, the city will then vacate the part of Huron street not used in exchange.

Your board of park commissioners respectfully request that they be allowed to complete the arrangements herein specified.

Yours respectfully,

L. D. Wines, President.

Received and on motion of Ald. Manwaring referred to street committee.

COMMITTEE REPORTS.

Finance Report.

Ann Arbor, Mich., July 20th, 1908. To the Honorable the Common Council:

Gentlemen: Your committee on finance have had the city bills under consideration and recommend their allowance and warrants drawn for the following amounts.

WM. GOODYEAR,
J. FRED MAULBETSCH,
Finance committee.

Fire Fund.

Regular salaries for 1/2 month of July \$ 576 00

Police Fund.

Regular salaries for 1/2 month of July \$ 271 66

Park Fund.

M. E. Easterly, labor	\$ 2 80
Frank Godden, labor	16 40
George Randel, labor	1 80
W. J. Randall, labor	32 00
J. W. Markey, team	4 00

\$ 57 00

Street Fund.

Earle Abbott, labor	\$ 18 40
G. Barrett, labor	5 40
Thomas Bogle, labor	17 50
Wm. Bury, labor	13 50
Ralph Cavanaugh, labor	1 80
Harvey Cornwell, labor	21 44
Chas. Fox, labor	16 70
Matthew Dalton, labor	4 40
Geo. Eddy, labor	19 70
Leslie Feiner, labor	14 30
Adolph Finkbinder, labor ..	15 20
Geo. Goodrich, labor	14 30
Will Graffs, labor	10 80
Michael Heinzman, labor ..	8 38
Michael Herey, labor	19 30
August Herman, labor	12 10
Michael Hession, labor	20 80
Adam Hintz, labor	19 30
John Holka, labor	9 00
Howard Jackson, labor	14 30
James Mason, labor	4 50
Patrick McDonald, labor ..	8 90
Harry Mills, la' or	1 40
Wm. Parsons, labor	5 40
Freeman Pattison, labor	14 90
John Radford, labor	19 30
Bernard Salisbury, labor	4 90
August Schmidt, labor	1 80
Rheinhart Schmidt, labor ..	9 00
Will Spokes, labor	19 30
John Thomas, labor	3 60
Fred Ullrich, labor	8 38
L. ... Walker, labor	10 80
John Weinman, labor	21 44
John Bruckner, team	34 67
John Groff, team	20 00
W. L. Henderson, team	12 00
John McHugh, team	38 90
Chas. Neithammer, team	33 84
Geo. Schaible, team	16 00
M. Staebler, team	38 46
Albert Steffen, team	33 78
Mrs. C. A. Sweney, team..	29 78
Joe Wallaker, team	33 84

\$ 701 51

Sidewalk Fund.

Wm. Bury, labor	\$ 11 25
P. Caughy, la or	8 00
Geo. Goodrich, labor	1 80
Will Grafs, labor	8 90
Michael Heinzman, labor ..	4 50
John Holka, labor	10 70
Howard Jackson, labor	1 80
James Mason, labor	2 25
Bernard Salisbury, labor ..	2 80
August Schmidt, labor	10 80
Rheinhart Schmidt, labor ..	9 90
Henry Thornton, labor	1 80
Fred Ullrich, labor	4 50
L. W. Walker, labor,	8 90
John Groff, team	19 79
W. L. Henderson, team	27 79

John McHugh, team	4 00
Geo. Schaible, team	23 79
M. Staebler, team	4 00
Albert Steffen, team	4 00
	\$ 171 27

Bridge, Culvert & Crosswalk Fund.

Michael Heinzman, labor ...	\$ 11 25
James Mason, labor	11 25
Patrick McDonald, labor	7 20
Bernard Salisbury, labor	9 00
Fred Ullrich, labor	9 00
John Groff, team	4 00
W. L. Henderson, team	4 00
Geo. Schaible, team	4 00
Albert Steffen, team	4 00
	\$ 63 70

Recapitulation

Fire fund	\$ 576 00
Police	271 66
Park	57 00
Street	701 51
Sidewalk	171 27
Bridge, Cul. & Crosswalk...	63 70

Total.....\$1,841 14

Approved and respectfully submitted to the finance committee.

ROSS GRANGER,
City Clerk.

Finance report adopted as follows:

Yeas—Ald. Stark, Georg, Murray, Maulhetch, Sweet, Pipp, Manwaring, Goodyear, Lutz, Pres. Walz.—10.
Nays—None.

Enter Ald. Abbott.

Ald. Manwaring presented an ordinance entitled, "An Ordinance Relative to Garbage and Refuse," which was given its third reading as follows:

AN ORDINANCE

Relative to Garbage and Refuse.

The Common Council of the City of Ann Arbor Ordain:

SEC. 1. That from and after the passage of this ordinance it shall be unlawful for any person or persons to keep in, on or about the premises owned or occupied by them, any garbage or decaying vegetable matter whatever or any swill from the house or any substance which may be injurious to the public health, unless the same is kept in some air tight receptacle, or as near thereto as possible, which receptacle must be covered at all times with a suitable cover, and in no case shall such receptacle be made of wood

SEC. 2. It shall hereafter be unlawful for any person or persons to carry, cart or convey along or through the public streets of the city, any garbage or decaying vegetable matter whatever, or any swill from any house or building in said city, or any substance commonly known as garbage, unless said person is licensed by the city and unless the same is so carried, carted or conveyed in some air tight

receptacle, or as near thereto as may be, as required by SEC. 1. Any receptacle so used shall not be made of wood and shall be first submitted to the board of health and approved by them in writing, and shall always be kept in a clean condition.

SEC. 3. For the purpose of this ordinance the word "garbage" shall be held to include every refuse, accumulation of animal, fruit or vegetable matter that attends the preparation, use, cooking, dealing in or storing of meats, fish, fowl, bird, fruit or vegetables; it shall also be held to include swill and kitchen and table refuse of every kind excepting dish water or waste water, or liquids of any kind which in freezing would destroy the garbage cans and excepting any poisonous medicines or glass. If any material should be put in garbage cans other than as specified under the head of garbage, the collector will refuse to take the contents and the same must be disposed of by calling special wagon, for which a fee of twenty-five (25) cents may be charged. Refuse means all rubbish and refuse incident to the ordinary conduct of the household, including ashes, bottles, broken bottles, glass, crockery, tinware, cans and other broken utensils.

SEC. 4. No garbage shall hereafter be burned on any street, alley, common, or public place within the limits of the city; nor shall any person place or deposit garbage or refuse upon any private property whether owned by such person or not, unless the same shall be enclosed in proper vessels or receptacles as provided in this ordinance

SEC. 5. It shall be unlawful for any person or persons to throw or deposit, or cause to be thrown or deposited, any garbage or refuse upon any street, alley, gutter, sidewalk, or public grounds of said city, or in or along the Huron River, or any of the creeks within the corporate limits of the City of Ann Arbor.

SEC. 6. It shall be the duty of each tenant, occupant or lessee having garbage to dispose of to place in vessels furnished by the licensed garbage collector, all garbage accumulating on his or her premises, and nothing but garbage, as defined in this ordinance, shall be placed in such vessels.

SEC. 7. It shall be lawful for the common council to license one or more persons, giving to such person or persons the right to take, carry away and dispose of all garbage and refuse matter taken from the houses, hotels and other buildings in the City of Ann Arbor, and after any such person or persons have been so licensed, to carry, cart, or convey upon or along any of the public streets of the city any of the

substances herein-before referred to; no unlicensed person shall engage in the work; provided, the same may be so carried, carted, or conveyed only by the owner or occupant of the building or premises from which the same was taken, and then only in the kind of vessels, cans or receptacles herein-before referred to, and otherwise complying in all things with this ordinance

SEC. 8. Each person or corporation applying for a license under the provisions of this ordinance shall file with the city clerk a petition in writing, giving briefly a description of the receptacle proposed to be used by them, the method in which they propose to carry on the business, and the charges which they expect to make therefor, which charges shall not exceed fifty (50) cents per month per can for garbage, and twenty-five (25) cents per month for collection of refuse, and they shall file at the same time with the city clerk a bond in the sum of \$500 with at least two good and sufficient sureties, conditioned that they will perform the work required of them by the provisions of this ordinance, and that all refuse or garbage removed by them shall be carried only in air tight receptacles, or as near thereto as may be, and as aforesaid; that such receptacle before being used shall be submitted to and approved of by the board of health, and that they will be personally liable for any and all damages caused by them in or about the performance of the duties pertaining to the work for which said license is issued. Each application shall be accompanied by a fee of \$25 which shall be in payment for the license for a period of one year from the date of issue thereof, but such fee shall be returned to persons not receiving a license.

SEC. 9. If such application shall be approved by the common council, it shall direct the clerk to issue a license for the purpose herein contemplated. The common council may at any time revoke any license for cause at any regular meeting.

SEC. 10. The collection and disposition of such garbage, when collected by the licensee, shall be wholly within the direction and authority of the board of health of the City of Ann Arbor, which board shall make all necessary rules and regulations upon the subject, subject to the approval of the common council, and such rules and regulations, when made and so approved, shall be published and issued to each householder, shall become and are hereby made part of this ordinance, and any one violating such rules and regulations shall be amenable as in this ordinance ordained. Garbage shall be collected at least twice each week, and refuse at least

twice each month.

SEC. 11. The person or corporation obtaining such license shall, and as often as may be necessary and under the direction of the said board of health, thoroughly cleanse and clean such garbage receptacles.

SEC. 12. Any person violating the provisions of this ordinance shall on conviction thereof, before any court of competent jurisdiction, be punished by a fine in a sum not exceeding twenty-five (\$25.00) dollars, or by imprisonment in the county jail for a period not exceeding ninety days, or both such fine and imprisonment in the discretion of the court trying such offender.

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

Moved by Ald. Manwaring That the ordinance be amended by striking out of SEC. 10 the clause "and Refuse at least twice each month."

Amendment adopted as follows:

Yeas—Ald. Stark, Georg, Murray, Maulbetsch, Sweet, Pipp, Manwaring, Goodyear, Abbott, Lutz, Pres. Walz.—11.

Nays—None.

The chair put the question "Shall this ordinance as amended pass?"

Passed as follows:

Yeas—Ald. Georg, Murray, Sweet, Pipp, Manwaring, Goodyear, Abbott, Lutz, Pres. Walz.—9.

Nays—Ald. Stark, Maulbetsch.—2.

Street Committee.

To the Honorable the Common Council:

Gentlemen:—Your street committee, to whom were referred the following matters, have had the same under consideration and recommend:

1. The purchasing of one dump wagon at \$120.00.

2. That request of John Shadford, to widen and raise a portion of Mill street at his own expense for privilege of backing water against same in winter, be granted.

3. That the north end of Page street be graded and gutters dug to take care of water.

4. That the property owners, residing on Twelfth street between East Huron and East Washington streets, specify what they intend to do regarding the extension and expenses of same

5. In reference to State street pavement we find same has been repaired by street commissioner.

6. That the board of public works direct the street commissioner to replank the bridge across the Huron river on Broadway street with the plank procured for that purpose.

Respectfully submitted

C. J. SWEET,

E. B. MANWARING,

HENRY G. PIPP,
GEORGE LUTZ,
W. H. STARK,

Street Committee.

Moved by Ald. Maulbetsch, That report of street committee be adopted.

Adopted as follows—

Yeas—Ald. Stark, Georg, Murray, Maulbetsch, Sweet, Pipp, Manwaring, Goodyear, Abbott, Lutz, Pres. Walz.—11.

Nays—None.

Resolutions.

By Ald. Goodyear,

Resolved, That the Michigan State Telephone Co. be instructed to place the phones removed from the residences of ex-Aldermen Snauble, Schneider, Markey, Blaich and Fischer in the residences of Aldermen Conrad Georg, Jr., Wm. H. Murray, Henry Pipp, Dean T. Smith and George Lutz.

Adopted as follows—

Yeas—Ald. Stark, Georg, Murray, Maulbetsch, Sweet, Pipp, Manwaring, Goodyear, Abbott, Lutz, Pres. Walz.—11.

Nays—None.

Street Committee.

To the Honorable the Common Council:

Gentlemen:—Your committee on streets have examined the approach to the Stark livery barn on Main street and recommend that the owners of said barn be permitted to extend the said approach not to exceed three feet, under the direction of the city engineer and street commissioner, and in such manner as not to interfere with the proper use of said street.

C. J. SWEET,
E. B. MANWARING,
W. H. STARK,
H. G. PIPP,

Moved by Ald. Sweet, that report be adopted.

Adopted as follows—

Yeas—Ald. Stark, Georg, Murray, Maulbetsch, Sweet, Pipp, Manwaring, Goodyear, Abbott, Lutz, Pres. Walz.—11.

Nays—None.

Moved by Ald. Goodyear, That the tar sidewalk in front of 502 Forest avenue be ordered repaired. Adopted.

By Ald. Stark,

Resolved, That the city clerk be and is hereby authorized to enter into contract for the City with the Ann Arbor Daily News to publish the proceedings of the council, board of public works and board of park commissioners and the publishing of notices at the rate of forty cents per folio. Said paper to furnish seventy-five pamphlets at the rate of thirty cents per page. Contract to run one year from July 1st, 1908.

Adopted as follows—

Yeas—Ald. Stark, Georg, Murray, Maulbetsch, Sweet, Pipp, Manwaring, Goodyear, Abbott, Lutz, Pres.

Walz.—11.

Nays—None.

By Ald. Lutz,

Resolved, That the city clerk be and is hereby authorized to draw warrants in favor of George Bischoff for \$100.00 and Magdalena Rohde for \$605.25, amounts due on new park property, after deeds to same have been approved by the city attorney.

Adopted as follows—

Yeas—Ald. Stark, Georg, Murray, Maulbetsch, Sweet, Pipp, Manwaring, Goodyear, Abbott, Lutz, Pres. Walz.—11.

Nays—None.

By Ald. Georg.

Resolved, That a committee of three be appointed to act with the city attorney to ascertain whether a settlement can be made with the parties who have brought suits against the city in the so-called flood cases, and report to the common council at the next regular meeting.

Moved by Ald. Manwaring That resolution be laid on the table. Carried.

Sidewalk Committee.

To the Honorable the Common Council:

Gentlemen:—Your committee on sidewalks respectfully recommend the construction of a new sidewalk on the north side of Israel avenue from Lincoln avenue east to Prof. Holland's walk, and from Baldwin avenue west to Prof. Holland's walk; and repair walk on State street in front of Alpha Delta Phi house.

WM. H. MURRAY,
CONRAD GEORG, Jr.,
C. J. SWEET,
H. J. ABBOTT.

Sidewalk Committee.

By Ald. Murray.

Resolved, That the construction and repair of the sidewalks mentioned in the report and recommendation of the sidewalk committee is deemed and declared to be a necessary public improvement, therefore be it,

Resolved, That said report and recommendation is hereby concurred in and the construction and repair of said sidewalks ordered.

Adopted as follows—

Yeas—Ald. Stark, Georg, Murray, Maulbetsch, Sweet, Pipp, Manwaring, Goodyear, Abbott, Lutz, Pres. Walz.—11.

Nays—None.

Petition.

Your petitioners, residents and property owners along Oxford road, hereby petition your Honorable body to have said Oxford road cut down about eighteen inches for about ten rods at the highest point in said road between Hill street and Washtenaw avenue.

HORATIO J. ABBOTT,
G. P. BURNS.

Referred to street committee.

The council adjourned.