

COUNCIL CHAMBER,

Ann Arbor, Mich., June 21, 1909.

Regular Session.

Meeting called to order by President Mills.

Present: Ald. Georg, Stark, Murray, Hochrein, Sweet, Staffan, Pipp, Sherk, Manwaring, Smith, Blaich, Lutz, Paton, President Mills—14.

Absent: Ald. St. James—1.

Minutes of previous meeting approved.

COMMUNICATIONS.

Bids for custody of city money received as follows: Ann Arbor Savings bank, 1 and 1-2 per cent; State Savings bank, 1 and 3-4 per cent; German-American Savings bank, 2 per cent.

By Ald. Staffan, Resolved, that the bid of the German-American Savings bank be accepted and the custody of the city money be given the said bank for the ensuing year at rate of interest named in bid presented.

Adopted as follows: Yeas—Ald. Georg, Stark, Murray, Hochrein, Sweet, Staffan, Pipp, Sherk, Manwaring, Smith, Blaich, Lutz, Paton, Pres. Mills—14.

Nays—None.

Communication from Marie L. H. Walker and Louis P. Hall, relative to alley between Martin avenue and Lincoln avenue, received and on motion of Ald. Manwaring referred to street committee.

Communication from Frank Leverett, relative to surface water on East Washington street, received and referred to sewer committee.

FROM BOARD OF PUBLIC WORKS.

Moved by Mr. Scott, That the board recommends to the common council that some action be taken to secure proper drainage of the sidewalks on Main street.

Referred to the sidewalk committee.

PETITIONS.

Ann Arbor, Mich., April 2, 1909.  
To the Honorable Common Council,  
City.

Gentlemen—The undersigned, owners of property on Maynard street, hereby petition your honorable body to cause Maynard street to be paved from E. Liberty street to William street. This petition is signed on condition that the city pays 20 per cent of the cost of such paving.

Name of Owner.	No. of Feet Owned
T. E. Nickels	66

S. B. Nickels, Exr. for J. H.

Nickels estate	40
Ross and Matilda Granger	50
H. G. Prettyman	66
H. W. McClure	66
C. A. Sauer	132
Joseph Hoheisel	82 1-2
John H. Lambert	112

Received and following resolution offered:

By Ald Georg, 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 Maynard street, from the south line of Liberty street to the north line of William street, within the corporate limits of the city of Ann Arbor, Michigan; and

Whereas, the grading and paving of that part of Maynard street, within the limits aforesaid, is deemed and hereby declared to be a necessary public improvement; therefore,

Resolved, and it is hereby declared to be the purpose of the common council to cause Maynard street, 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 prayer of said petitioners.

Resolved, further that the cost and expense of the construction of such public improvement shall be charged, assessed and paid as follows: All street and public alley intersections, engineering expenses and twenty per cent of the remainder 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 Maynard street, within the limits aforesaid.

Resolved, further, that the said petition along with this determination be and the same is hereby referred to the board of public works, with directions to report to the council with all convenient dispatch, suitable plans with specifications for the said proposed improvement, the kind and quality of material to be used therefor, together with an estimate of the probable cost and expense of such public improvement.

Adopted as follows: Yeas—Ald. Georg, Stark, Murray, Hochrein, Sweet, Staffan, Pipp, Sherk, Manwaring, Smith, Blaich, Lutz, Paton,

Pres. Mills—14.  
Nays—None.

**PETITIONS.**

Of Arthur T. Grossman, et al., for culvert on Eighth street, received and ordered on file. (Same recommended in special committee report later in meeting.)

Of Mrs. T. D. Mellon, relative to sidewalk on Hill street, received and referred to sidewalk committee.

Of Frank A. Kopf, et al, relative to light on E. Catherine street, referred to lighting committee.

Of K. E. Gauss, et al, for 65 candle power electric light under Ann Arbor railroad bridge on W. Washington street, referred to lighting committee.

Of Harry Warren, et al, for street light on corner of Ashley and Kingsley streets, received and referred to lighting committee.

Of Albert S. Lutz, et al, for street light on West Liberty street, about 250 feet west of Eighth street, referred to lighting committee.

Of B. F. Schumacher, et al, for alley opening in block 3, south of Huron street, in Range No. 3, running through center of said block north and south, (block bounded by Main, William, Ashley and Liberty streets) received and referred to street committee.

**COMMUNICATION FROM TREASURER.**

Ann Arbor, Mich., June 21, 1909.  
Ross Granger, City Clerk.

Dear Sir:—In accordance with ordinance requirements, I hand you herewith, for transmission to the city council, an abstract of all sewer and paving taxes for the year 1909, now due and unpaid, together with the interest thereon up to July 15th, 1909, and the descriptions of the properties against which the said taxes are assessed. This abstract also shows the totals unpaid taxes in each sewer and paving district on all property on which an installment is due and unpaid.

Respectfully submitted,

D. A HAMMOND, City Treasurer.

Received, accepted and the following resolution offered:

By Ald. Sherk, Resolved, that the common council hereby certifies to the city assessor that there is now due and unpaid paving taxes as follows:

District No. 4	\$ 805.86
District No. 5	1,140.88

District No. 6	67.64
District No. 7	909.12
District No. 8	401.77
District No. 9	102.06
District No. 10	1,126.99

Total . . . . . \$4,554.32

And, further, that there is now due and unpaid the following lateral sewer taxes:

District No. 14	\$ 270.94
District No. 15	184.16
District No. 16	170.73
District No. 17	50.93
District No. 18	644.96
District No. 19	70.41
District No. 20	317.36
District No. 21	168.44
District No. 22	233.52
District No. 24	190.07
District No. 25	358.47
District No. 26	606.67
District No. 27	1,007.65
District No. 28	383.11
District No. 29	94.51
District No. 30	134.33
District No. 31	123.70

Total . . . . . \$5,009.96

This is according to a detailed report of unpaid paving and sewer taxes, which is hereby made a part of this certification and the city assessor is hereby directed to spread the same upon his rolls along with the other city taxes pursuant to law.

Adopted as follows: Yeas—Ald. Georg, Stark, Murray Hochrein, Sweet, Staffan, Pipp, Sherk, Manwaring, Smith, Blaich, Lutz, Paton, Pres. Mills—14.

Nays—None.

(Ald. Manwaring excused for time.)

**COMMITTEE REPORTS.**

**FINANCE REPORT.**

Ann Arbor, Mich., June 21, 1909.  
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.

B. St. James, Geo. Blaich, W. H. Murray, finance committee.

**Fire Fund.**

Charles Andrews, salary	\$ 37.50
Eugene Williams, salary	33.00
Dean Seabolt, salary	33.00
Ralph Edwards, salary	33.00
Henry McLaren, salary	31.25
Fred Jolly, salary	31.25
Herman Kirn, salary	30.00
Geo. Hoelzle, salary	30.00
Rex Burnett, salary	30.00

Jacob Gwinner, salary	30.00
Wm. Beranek, salary	30.00
Max Wittlinger, salary	30.00
Arthur Clark, salary	27.50
Dow Golden, salary	27.50
Arch. Waggott, salary	27.50
Frank Markey, salary	25.00
Geo. Holzhauer, salary	25.00
James Sumner, salary	25.00
Chas. Carroll, salary	20.00
Frank Kapp, salary	20.00

Total salaries for ½ month  
of June .....\$576.50

## Police Fund.

Theo. C. Apfel, salary	\$ 41.66
John O'Mara, salary	30.00
Zenus Sweet, salary	30.00
Thos. O'Brien, salary	30.00
Matthew Max, salary	30.00
Geo. Schanz, salary	30.00
Wm. Blackburn, salary	30.00
M. J. Martin, salary	30.00
Don. McIntyre, salary	20.00

Total salaries for ½ month  
of June .....\$271.66

## Park Fund.

Wm. Byrne, labor	\$23.50
Louis Enkerman, labor	11.50
John Moore, labor	10.80
W. J. Randel, labor	28.00
Julius Shafer, labor	10.80
John Weber, labor	10.80
Chas. Niethammer, labor and teams	74.96
Mrs. John Snyder, teams	8.00

Total .....\$178.36

## Street Fund.

Will Benjamin, labor	\$6.80
Wm. Bury, labor	16.00
Herril Coon, labor	1.40
Wm. Grafs, labor	6.70
Adam Heintz, labor	.80
Michael Hendlong, labor	1.00
Michael Herey, labor	16.10
Michael Hession, Jr., labor	.80
John Holka, labor	9.90
Laurance Kehn, labor	6.20
Wm. Kuehn, labor	20.13
Chris. Larmee, labor	16.10
Chas. Lowe, labor	2.20
Wm. Mason, labor	13.70
Patrick McDonald, labor	1.00
John Radford, labor	6.50
Frank Tolbert, labor	1.00
John Weinman, labor	16.10
W. L. Henderson, team	22.01
John McHugh, team	20.00
M. Staebler, team	15.79
Mrs. C. A. Sweney, team	33.12

Total .....\$233.35

## Sidewalk Fund.

Ralph Burg, labor	\$1.80
Wm. Bury, labor	6.75
Wm. Grafs, labor	3.60
John Radford, labor	7.20
Fred Ullrich, labor	4.50
W. L. Henderson, team	4.00
John McHugh, team	4.00
M. Staebler, team	12.00

Total .....\$43.85

## Bridge, Cul. &amp; Crosswalk Fund.

Ralph Burg, labor	\$4.60
Wm. Grafs, labor	6.20
Adam Heintz, labor	5.40
Michael Hession, labor	22.60
John Holka, labor	6.20
James Mason, labor	25.75
Fred Ullrich, labor	18.13
W. L. Henderson, team	12.00
John McHugh, team	9.57
Joe Wallaker, team	37.67
Marion Wheelock, team	36.00

Total .....\$184.12

## Recapitulation.

Fire fund	\$576.50
Police fund	271.66
Park fund	178.36
Street fund	233.35
Sidewalk fund	43.85
Bridge, Cul. & Crosswalk	184.12

Total .....\$1,487.84

Approved and respectfully submitted to the finance committee.

ROSS GRANGER, City Clerk.

Finance report adopted as follows:

Yeas—Ald. Georg, Stark Murray, Hochrein, Sweet, Staffan, Pipp, Sherk, Smith, Blaich, Lutz, Paton, President Mills 13.

Nays—None.

## SEWER COMMITTEE.

To the Honorable the Common Council:

Gentlemen:—Your committee on sewers have had the petition of Mrs. A. Weitbrecht, et al, referred to them, and deeming the construction of a sanitary sewer in the following location a necessary public improvement, would recommend to your honorable body that a sanitary sewer be constructed on Second street, from Liberty street to William street.

Respectfully submitted,

I. L. SHERK,  
CONRAD GEORG, JR.,  
GEORG LUTZ,  
C. J. SWEET,  
Sewer Committee.

Received and the following resolution offered:

By Ald. Sherk, Resolved, that the construction of lateral sewer herein-after designated is deemed and declared to be a necessary public improvement, and the construction of the same is hereby ordered, that is to say: On Second street from Liberty street to William street.

Resolved, further, that the city engineer cause all needful surveys, maps, measurements and estimates to be made and report the same to the council with all convenient dispatch.

Adopted as follows: Yeas—Ald. Georg, Stark, Murray, Hochrein, Sweet, Staffan, Pipp, Sherk, Smith, Blaich, Lutz, Paton, Pres. Mills.—13  
Nays—None.

(Re-enter Ald Manwaring.)

#### STREET COMMITTEE.

To the Honorable the Common Council.

Gentlemen—Your Street committee have had the following matters under consideration and respectfully recommend:

1st. That quit claim deed from Edward H. Waples be not accepted until proposed street is properly graded and graveled.

2nd. That the request of the Board of Public Works, relative to an appropriation of \$650.00 for the purpose of purchasing a concrete mixer for city use, be granted.

3rd. That a crosswalk be built on the west side of Main street across Kingsley street, also on corner of Ann street and Glen avenue and on corner of Jefferson and Second streets.

4th. That Jefferson street be graveled between First and Second streets.

Respectfully submitted,

W. H. Stark, Henry Hochrein, C. L. Staffan, George Blaich, Street Committee.

Ald. Stark moved the adoption of the report.

Adopted as follows: Yeas—Ald. Georg, Stark, Hochrein, Sweet, Staffan, Pipp, Sherk, Manwaring, Smith, Blaich, Lutz, Paton, Pres. Mills.—13.  
Nays—Ald. Murray—1.

#### ORDINANCE COMMITTEE.

Ald. Manwaring presented the following ordinance for its third reading: An Ordinance to Provide for the Appointment of Fence Viewers. The Common Council of the City of Ann Arbor Ordain:

Sec. 1. That it shall and may be lawful for the Common Council, annually, to appoint one Fence Viewer in each ward, who shall hold their offices until the first Monday in June

next after their appointment, and until their successors shall be appointed and qualified, who shall, before entering upon the duties of their office, take the usual oath of office, and who shall severally have the same powers and be authorized to perform the same duties, and be compensated in the same way except that the amount be two dollars per day instead of one dollar per day, and liable to the same penalties for neglect of duty, as fence viewers under chapter 83, title 7, of the Compiled Laws of the state of Michigan for 1897.

Sec. 2. That an ordinance entitled "An ordinance to provide for the appointment of fence viewers," passed August 4, 1851, be and the same is hereby repealed.

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?"

Passed as follows: Yeas—Ald. Georg, Stark, Murray, Hochrein, Sweet, Staffan, Pipp, Sherk, Manwaring, Smith, Blaich, Lutz, Paton, Pres. Mills.—14. Nays—none.

Ald. Manwaring presented an ordinance entitled: "An Ordinance to Amend an Ordinance Entitled, 'An Ordinance Relative to Parks, Boulevards and Lawn Extensions Within the City of Ann Arbor, Michigan,'" passed October 7th, 1907; approved October 16th, 1907; which was given its first reading by title and passed to and given its second reading by the following vote:

Yeas—Ald. Georg, Stark, Murray, Hochrein, Sweet, Staffan, Pipp, Sherk, Manwaring, Smith, Blaich, Lutz, Paton, Pres. Mills.—14.

Nays—None.

Moved by Ald. Manwaring, that the above mentioned ordinance be referred to the Ordinance committee.

Adopted as follows: Yeas—Ald. Georg, Stark, Murray, Hochrein, Sweet, Staffan, Pipp, Sherk, Manwaring, Smith, Blaich, Lutz, Paton, Pres. Mills.—14.

Nays—None.

Ald. Manwaring presented for its third reading an ordinance entitled, "An Ordinance Regulating the Building of Barns, &c."

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

Lost as follows: Yeas—Ald. Georg, Murray, Sherk, Manwaring, Blaich, Paton, Mills.—7.

Nays—Ald. Stark, Hochrein, Sweet, Staffan, Pipp, Smith, Lutz.—7.

## SPECIAL COMMITTEE ON WATER MAINS.

Honorable Common Council, City:

Gentlemen—Your special committee appointed to interview the Water Co. regarding extensions of water mains on Michigan Ave., S. Division and Beakes St., have had an interview with Mr. Hutzel and they agreed to extend main on Beakes street between Main St. and Fourth Ave. if residents apply for water, and we recommend the placing of a hydrant in about the center of Michigan Ave. for fire protection as the distance from other hydrant is a great deal more than 700 feet. We also recommend that the health officer instruct the residents on Beakes street, between Main St. and Fourth Ave., to install sanitary toilets. We also recommend that they be asked to extend main on S. Division street from Hill to Elwin street which we believe they are willing to do if residents will apply for water.

Respectfully submitted,

A. H. Paton, W. S. Mills.

Moved by Ald. Sherk, that the report be accepted and adopted.

Adopted as follows: Yeas—Ald. Georg, Stark, Murray, Hochrein, Sweet, Staffan, Pipp, Sherk, Manwaring, Smith, Blaich, Lutz, Paton, Pres. Mills—14.

Nays—None.

## POLICE COMMITTEE.

To the Honorable the Common Council:

Gentlemen—Your Police committee have had the following matters under consideration and respectfully recommend:

1st. That the salary of Police Sergeant John O'Mara be placed at \$68.00 per month, increase to take effect July 1st, 1909.

2nd. That police headquarters be kept open day and night.

Respectfully submitted,

Henry Hochrein, W. H. Stark, Police Committee.

Ald. Hochrein moved the adoption of the report.

(Ald. Smith excused to answer 'phone).

Adopted as follows: Yeas—Ald. Georg, Stark, Murray, Hochrein, Sweet, Staffan, Pipp, Sherk, Manwaring, Blaich, Lutz, Paton, Pres. Mills—13.

Nays—None.

## LIGHTING COMMITTEE.

To the Honorable the Common Council:

Gentlemen—Your committee on

lighting respectfully recommend that electric arc lights be placed on Michigan avenue, between E. University avenue and Wells street, and on the corner of N. Ashley and Kingsley streets.

We further recommend that gas lights be placed on West Liberty street, about 250 feet west of Eighth street; and on the corner of Vine-wood boulevard and Wayne street.

Respectfully submitted,

C. J. Sweet, George Lutz, W. H. Stark, Lighting Committee.

Ald. Sweet moved the adoption of the report.

Adopted as follows: Yeas—Ald. Georg, Stark, Murray, Hochrein, Sweet, Staffan, Pipp, Sherk, Manwaring, Blaich, Lutz, Paton, Pres. Mills—13.

Nays—None.

(Re-enter Ald. Smith).

## LICENSE COMMITTEE.

To the Honorable Common Council.

Gentlemen—Your committee on license have had the application for a saloon license of Geo. Heibein under consideration, and so far as concerns his qualifications to keep a saloon they are all that can be asked, and we would recommend that he be granted a saloon license but for the fact that it has been strongly intimated to your committee that Geo. Heibein does not intend to personally conduct the place but that a certain person to whom you have already refused a license was to have charge and in this manner circumvent the action of the Council in refusing said license. Therefore your committee would recommend that Geo. Heibein be given a hearing at the pleasure of the Council.

George Lutz, Conrad Georg, Jr., Henry Hochrein.

Moved by Ald. Manwaring, that the report be adopted and that Mr. Heibein be given a hearing at the next meeting of the Council.

Adopted as follows: Yeas—Ald. Georg, Stark, Murray, Hochrein, Sweet, Staffan, Pipp, Sherk, Manwaring, Smith, Blaich, Lutz, Paton, Pres. Mills—14.

Nays—None.

The matter of Mr. Arthur G. Smalley's application for saloon license was taken up. Mr. Smalley was present and given a hearing. The following resolution was offered:

By Ald. Lutz: Resolved, that the application of Arthur G. Smalley for a saloon license be not granted.

Adopted as follows: Yeas—Ald. Georg, Hochrein, Pipp, Sherk, Man-

waring, Smith, Blaich, Lutz, Paton, Pres. Mills—10.

Nays—Ald. Stark, Murray, Sweet, Staffan—4.

**SPECIAL COMMITTEE ON CULVERTS.**

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

Gentlemen—Your committee to whom was referred the matter of culverts and streets, respectfully make the following recommendations: That new culverts be built as follows:

One culvert with an 18 ft. opening over Allen's creek on Felch street.

One with a 12 ft. opening over Allen's creek on West Huron street.

One with a 12 ft. opening over Allen's creek on West Washington street.

One with a 7 ft. opening on Eighth street.

One with a 10 ft. opening on South Main street.

That the south end of the culvert on Depot street be straightened.

That the sewer pipe passing through the South Main street culvert be lowered.

That all the above work be done by the city under the supervision of the Board of Public Works and the City Engineer.

We further recommend:

That the Michigan Central Railroad company be notified by the City Clerk to enlarge its culvert over Allen's creek.

That the Ann Arbor Railroad company be notified by the City Clerk to enlarge its culverts over Allen's creek.

That the Chief of Police notify, in writing, all property owners adjoining Allen's creek to keep said creek free from all obstructions, and that they refrain at all times from dumping rubbish in said creek, or polluting said creek in any manner.

That the Water company be notified by the City Clerk to remove its water pipe from the culvert on North Main street.

That the Water company be notified by the City Clerk to lower its water pipe now in the West Huron street culvert in such a way that it will not obstruct the flow of water through said culvert. Also, that similar notice be given the Water company respecting the water pipe in the West Washington street culvert.

Respectfully submitted,

E. B. Manwaring, C. J. Sweet, Henry Hochrein.

Ald. Manwaring moved the adoption of the report.

Adopted as follows: Yeas—Ald. Georg, Stark, Murray, Hochrein, Sweet, Staffan, Pipp, Sherk, Manwaring, Smith, Blaich, Lutz, Paton, Pres. Mills—14.

Nays—None.

**RESOLUTIONS.**

By Ald. Sweet: Resolved, that the liquor tax paid by Charles H. Koch be returned to him, and that the City Clerk draw a warrant on the treasurer for the full amount paid city by said Charles H. Koch.

Adopted as follows: Yeas—Ald. Stark, Murray, Hochrein, Sweet, Staffan, Pipp, Smith, Blaich, Lutz, Paton, Pres. Mills—11.

Nays—Ald. Georg, Sherk, Manwaring—3.

By Ald. Sweet: Resolved, that the Street Commissioner repair culvert on Fountain street, and that expense be presented to persons at fault for payment.

Adopted as follows: Yeas—Ald. Georg, Stark, Murray, Hochrein, Sweet, Staffan, Pipp, Sherk, Manwaring, Smith, Blaich, Lutz, Paton, Pres. Mills—14.

Nays—None.

By Ald. Blaich: Resolved, that the City Clerk be and is authorized to draw warrants August 1st, 1909, for all bonds and interest due on said date, and for money due on land contracts as follows: June 19th, 1909, to George W. Weeks \$20.00, final payment; July 18th, 1909, to Arthur J. Munmery, \$355.00, 4th payment; July 20th, 1909, to Magdalena Rohde, \$712.23, 2nd payment; July 20th, 1909, to George Bischoff, \$210.00, final payment; Aug. 1st, 1909, to T. J. Keech, \$525.00, final payment; also July 15th, 1909, to the American-La France Fire Engine Company \$1,623.75, first payment on aerial truck.

Adopted as follows: Yeas—Ald. Georg, Stark, Murray, Hochrein, Sweet, Staffan, Pipp, Sherk, Manwaring, Smith, Blaich, Lutz, Paton, Pres. Mills—14.

Nays—None.

Moved by Ald. Manwaring, that the matter of gasoline tank in West Huron street be referred to Street committee. Adopted.

By Ald. Murray: Resolved, that the City Clerk be and is hereby authorized to appoint two suitable persons to act as deputy clerks so far as the collection of dog licenses are concerned, and

Resolved, further, that said persons be allowed forty per cent of all license money collected by themselves, bal-

ance to be turned over to the City Clerk at the end of each week.

Adopted as follows: Yeas—Ald. Georg, Stark, Murray, Hochrein, Sweet, Staffan, Pipp, Sherk, Manwar-

ing, Smith, Blaich, Lutz, Paton, Pres. Mills—14.

Nays—None.

The council adjourned.

ROSS GRANGER, Clerk.