

**Regular Meeting.**

Council Chamber.

Ann Arbor, Mich., Sept. 20, 1926.

Meeting called to order by Pres. Woodbury.

Present: Ald. Slauson, Jocelyn, Graf, Lucas, Moore, Baluss, Freeman, Pres. Woodbury, 8.

Absent: Ald. Maulbetsch, Sweet, Dwyer, Hammial, Bursley, Lutz, Young, 7.

Printed pamphlets of Sept. 7, 1926, not received from printer.

**Communications.****From Board of Public Works.**

Sealed bids for redecorating City Hall were received as follows:

Geo. W. Efner, bid	.....\$2,159.89
W. P. Killeen, bid	..... 2,000.00
L. Barnard, bid	..... 2,218.26
A. C. Lepps, bid	..... 1,742.00

Moved by Mr. Heinzmann, that Board recommends to Council that the bid of A. C. Lepps, the lowest bidder, be accepted and contract awarded to him, providing he can procure satisfactory bond.

(Council action)

Moved by Ald. Jocelyn, that recommendation of Board be concurred in, provided that work shall be done by brush.

Adopted by following vote: Yeas, Ald. Slauson, Jocelyn, Graf, Lucas, Moore, Baluss, Freeman, Pres. Woodbury, 8. Nays, none.

Communication from The Detroit Edison Company, relative rates for automatic traffic semaphores, received and referred to Lighting Committee.

**Petitions.**

Of Fritz-Brooks Realty Co., for street lights at corner of Linwood Ave. and Arbana Drive and at corner of Harbrooke Ave. and Wesley St., received and referred to Lighting Committee.

Of Brown & McDougall for "no-parking" space at 120 E. Washington St., and petition of Robert Greve, Asst. Director University Hospital, for "no-parking" space in front of Simpson Memorial building on Observatory St., received and referred to Traffic Committee and Police Commission.

**Curb & Gutter Petition.**

Of August Schiplock, et. al., for curb and gutter on Seventh St. between Madison St. and Pauline Blvd. received.

**Committee Reports.****Finance Report.****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
Mat. Heininger, salary	... 78.50
Floyd Naylor, 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 Fieldcamp, 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
Ernest Heller, salary	.... 78.50
Ira Nevarre, salary	..... 78.50
Frank Ryan, salary	..... 78.50
Laurence Chatterdon, salary	..... 78.50
John Waterman, salary	.. 78.50
Wm. Keihl, salary	..... 72.00
Albert Heusel, salary	..... 72.00
Chas. Carroll, salary	.... 45.00

Fire fund total salaries,

1-2 mo. Sept. ....\$2,458.00

**Police Fund**

Thos. O'Brien, salary	....\$ 114.50
Frank Keihl, salary	..... 91.50
Louis Fohey, salary	..... 87.50
Norman Cook, salary	.... 83.00
M. G. Howard, salary	.... 78.50
Chas. Kapp, salary	..... 78.50
Sherman Mortenson, salary	..... 78.50
Irwin Keebler, salary	... 78.50
Harold Gee, salary	..... 78.50
Thos. Fohey, salary	..... 78.50
Jacob Andres, salary	.... 78.50
Harry Smith, salary	..... 78.50
Benj. Ball, salary	..... 78.50
Roland Wooster, salary	.. 78.50
Herman Suma, salary	.... 85.00
Oscar Weir, salary	..... 75.25
Clifford West, salary	..... 72.00
Julius Ehnis, salary	..... 72.00
Walter Schmid, salary	... 72.00

Wm. Marz, salary . . . . .	72.00	Harold Marquardt, services	41.80
		V. W. McAdam, services..	100.00
Police fund total salaries, 1-2 mo. Sept. . . . .	\$1,609.75	F. Schmid, services . . . . .	75.00
		H. R. Scovill, services . . . . .	52.00

**Water Works Fund**

Harry Willsher, salary ..\$	72.50
Waldo Eisemann, salary .	75.00
Fred Linde, salary . . . . .	87.50
Robert Rowe, salary . . . . .	70.00
Robert Young, salary ..	65.00
Durward Young, 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

Water Works total semi-monthly salaries . . . . . \$ 805.00

**Contingent Fund**

Frank Marz, salary, 1-2 mo. . . . .	\$ 78.50
Fred J. Staeb, salary, 1-2 mo. . . . .	57.50

Total salaries . . . . . \$ 136.00

**Municipal Garage**

The Detroit Edison Co., light . . . . .	\$ 1.00
Cumings Brothers, equipment, etc. . . . .	54.21
The Abbott Casoline Co., materials . . . . .	624.91
R. H. Alber, materials. . . . .	2.45
Sam C. Andres, materials . . . . .	.25
Ann Arbor Exide Battery Service, materials . . . . .	3.29
The Artificial Ice Co., materials . . . . .	.50
Auto Parts Co., materials. . . . .	2.10
Harris Tire Co., materials . . . . .	38.55
C. F. Hartman, materials. . . . .	1.46
North Side Auto Parts, materials . . . . .	2.75
Smith Tire Repair Co., materials . . . . .	325.05

Municipal Garage total. \$1,056.52

**Engineer Dept.**

Jim Acqui, services . . . . .	\$ 48.00
Wm. J. Chambers, services	87.50
James Coon, services . . . . .	37.50
Wm. Cooper, services . . . . .	36.00
K. W. Donnell, services ..	75.00
H. Ferenz, services . . . . .	75.00
Claude Gregor, services..	34.00
Edward Howard, services..	40.00
Dorland Howey, services ..	38.00
R. F. Jennings, services..	75.00
Walter Lahde, services. . . . .	100.00

Engineer Dept. total services . . . . .	\$ 914.80
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**Election**

L. O. Cushing, services ..\$	12.00
L. P. Jocelyn, services . . .	12.00
H. M. Slauson, services ..	12.00
Jessie M. Eaton, service..	12.00
T. P. Stowe, services. . . . .	12.00
W. R. Garthe, services. . . . .	12.00
W. C. Maulbetsch, service	12.00
B. H. Graf, services . . . . .	12.00
J. F. Wagner, services. . . . .	12.00
W. H. Buettner, service..	12.00
J. Herman Grebe, services	12.00
F. J. Heusel, services. . . . .	12.00
E. E. Lucas, services. . . . .	12.00
B. E. Pryer, services . . . . .	12.00
Thos J. Knight, services..	12.00
Carl A. Lehman, services.	12.00
John P. O'Reiley, services	12.00
Chas. H. Saraw, services	12.00
J. C. Herrick, services. . . . .	12.00
S. S. Hammial, services..	22.00
J. E. Dwyer, services. . . . .	12.00
Frank J. Ryan, jr., services	12.00
Wm. Corson, services . . . . .	12.00
James A. Brown, services..	12.00
John W. Conlin, services..	12.00
N. E. Smock, services. . . . .	12.00
H. D. Baluss, services. . . . .	12.00
Geo. Spathelf, services. . . . .	12.00
T. E. Ware, services. . . . .	12.00
B. W. Manwaring, services	12.00
D. C. May, services. . . . .	12.00
John MacGregor, services	12.00
C. C. Freeman, services ..	12.00
Geo. Blaich, services. . . . .	12.00
Chas. E. Barthell, services	12.00
Frank R. Finch, services..	12.00
J. N. Galbraith, services..	12.00
E. S. McLouth, services..	12.00
Geo. Lutz, Sr., services..	12.00
L. E. Hebbard, services..	12.00
Mildred R. Hallen, services	12.00
Nellie J. Stevens, services	12.00
W. E. Groat, services. . . . .	12.00
Geo. J. Lutz, Jr., services	12.00
Herman F. Gross, services	12.00
Walter F. Hunt, services.	12.00
Kathern M. Golden, services . . . . .	12.00
Katherine S. Groomes, services . . . . .	12.00
Sophie T. Hayes, services	12.00
Maria Peel, services . . . . .	12.00
Geo. D. Schaffer, services	6.00

Albert West, services . . . .	6.00
W. A. Hintz, services . . . .	6.00
Thomas F. Duris, services . . . .	6.00
Christian Luippold, services . . . . .	6.00
L. E. Slussar, services . . . .	6.00
Wm. Weinmann, services . . . .	6.00

materials . . . . .	1.68
C. L. Bennett, contingencies . . . . .	31.00
Red Top Cabs, contingencies . . . . .	9.00
Carl H. Swickerath, contingencies . . . . .	27.95

Election total services..\$ 642.00

Total supplies, etc.....\$ 168.50

The Detroit Edison Co., B-P services . . . . .	5.32
Chicago Paving Laboratory, services . . . . .	120.00
T. P. Stowe, services . . . .	24.00
Public Health Nursing Assn., T. B. work . . . . .	7.00
The Dudley Paper Co., office expense . . . . .	4.60
Sanitary Supply Co., office expense . . . . .	33.56
Burroughs Adding Machine Co., office expense . . . .	6.23
Ann Arbor Dairy Corp., office expense . . . . .	10.00
The Athens Press, office expense . . . . .	40.00
Jno. C. Fischer Co., office expense . . . . .	1.55
Holland, Ackerman & Holland, office expense . . . .	2.16
The Mayer-Schairer Co., office expense . . . . .	4.08
Ann Arbor Foundry Co., materials . . . . .	40.00
Killings Gravel Co., materials . . . . .	2.27
C. H. Kittredge, materials . . . . .	3.60
Municipal Garage. (Health Dept.) . . . . .	51.14
Wm. H. L. Rohde, materials . . . . .	87.75
Schumacher Hardware Co., materials . . . . .	.36
Wolf & Colvin, materials . . . . .	1.05

Police Fund total including salaries .....\$1,778.25

**Cemetery Fund**

Crane Co., materials . . . .	\$ 113.60
Haner Cartage Co., materials . . . . .	3.15

Cemetery Fund total....\$ 116.75

**Sidewalk Building Fund**

C. Preston Witcher, services . . . . .	\$ 75.00
A. F. Thompson, walks built by city . . . . .	352.01

Building Sidewalk Fund total .....\$ 427.01

**Water Works Fund**

Martin Haller, office . . . .	\$ 2.75
Mueller Co., materials . . . .	358.00
Wallace & Tierman, materials . . . . .	13.70
Crane Co., materials . . . .	318.71
Jno. C. Fischer Co., materials . . . . .	.75
Killings Gravel Co., supplies . . . . .	6.00
Staebler Oil Co., materials . . . . .	13.68
Detroit Edison Co., N-P service . . . . .	1,244.64
Municipal Garage, garage . . . . .	113.36

Total material, etc.....\$2,071.59

L. Gerrick, labor . . . . .	\$ 53.30
L. Furthmueller, labor . . . . .	55.90
W. Western, labor . . . . .	55.90
A. Jedele, labor . . . . .	40.00
H. Maier, labor . . . . .	70.00
Chas. Sauer, labor . . . . .	32.50
A. Glassnapp, labor . . . . .	51.60
J. Dean, labor . . . . .	44.40
H. Gerstler, labor . . . . .	51.60
J. Dubolski, labor . . . . .	24.90
M. Soldato, labor . . . . .	49.20
Russell Price, labor . . . . .	35.00
Sam Gall, labor . . . . .	62.50

Total labor .....\$ 631.30

Water Works Fund total including salaries .....\$3,507.89

**Park Fund**

Robert Carter, labor . . . . .	\$ 25.50
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Total supplies, etc .....\$ 444.67

Contingent Fund total including salaries ...\$3,193.99

**Police Fund**

The Conlin Co., office expense . . . . .	\$ 2.75
Eberbach & Son Co., office expense . . . . .	17.05
D. J. Malloy, office expense . . . . .	64.25
The Mayer-Schairer Co., office expense . . . . .	6.25
Ernst Bros. Electrical Shop, materials . . . . .	8.57
The Michigamme Oil Co.,	

Fred Cilley, labor	31.50	Otto Schantz, labor	52.20
Geo. Davis, labor	59.40	Carl Seeger, labor	29.50
K. A. Easlick, labor	35.00	Herman Stoll, labor	59.40
Ben Foster, labor	52.25	Theo. Stollsteimer, labor.	12.00
Henry Mager, labor	42.35	Fred Ulrich, labor	76.08
Geo. Mason, labor	45.50	Martin Walsh, labor	54.60
Ezra Moore, labor	49.50	Wm. Wayman, labor	35.75
Geo. Potter, labor	45.00	Carl Witchurch, labor	40.25
Richard Wallaker, labor..	31.50	Arthur Wood, labor	29.50
Ernest Jones, team	108.00	Chas Flewelling, team	84.50
Timothy McCarthy, team..	3.00	Leo. Gutekunst, team	74.50
		Carl Rehberg, team	89.50
		Jake Weber, team	79.50

Total labor	\$ 528.50
The Detroit Edison Co., N-P services	\$ 2.38
The Peoples Abstract Co., land-imp.	4.50
Ann Arbor Implement Co., materials	40.35
Jno. C. Fischer Co., materials	20.60
Muehlig & Schmid, materials	8.44
Municipal Garage, M. garage	27.81
J. M. Woollomes, materials	5.10
American Institute of Park Executives contingencies	25.00
City of Ann Arbor (Contingent fund) contingencies	9.09
S. A. Elsifor, contingencies	45.75
Spencer & Walter, contingencies	77.95

Total materials, etc.	\$ 266.97
Park Fund total	\$ 795.47

**Street Fund**

L. G. Bird, labor	\$ 83.30
Otto Blaess, labor	57.40
Camby Dempsey, labor	54.60
Adolph Finkbeiner, labor	33.80
Fred Hanselman, labor	59.15
Em. Holszapfel, labor	50.70
Sam Horning, labor	29.10
Sam. Kalmbach, labor	20.25
Wm. Kepppler, labor	54.60
Fred Mack, labor	40.25
Fred Malke, labor	41.85
James Mason, labor	37.38
Clyde Meabon, labor	52.20
Geo. Menice, labor	54.60
Julius Nimz, labor	32.40
Chris. Paul, labor	59.10
Chris, Pfaus, labor	40.25
Arthur Raus, labor	54.60
Ed. Roehm, labor	50.70
Walter Schaible, labor	54.60

Total labor	\$1,678.11
The Ohio & Mich. Sand & Gravel Co., materials	\$ 90.57
Shunk Mfg. Co., materials	81.00
Ann Arbor Implement Co., materials	3.73
Ann-A Fuel Co., materials	8.07
Hertler Bros., materials..	49.25
Hutzel & Co., materials....	.79
Killins Gravel Co., materials	719.00
D. J. Malloy, materials..	26.45
Wolf & Colvin, materials.	45.85
Wm. P. Flynn, extension.	25.56
A. F. Thompson, extension	8.82

Total material, etc.	\$1,059.09
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Street Fund total	\$2,737.20
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**Recapitulation**

Contingent	\$3,193.99
Fire	2,458.00
Police	1,778.25
Cemetery	116.75
Building sidewalk	427.01
Water Works	3,507.89
Park	795.47
Street	2,737.20

City Funds total	\$15,014.56
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Ann Arbor, Mich., Sept, 20, 1926.

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 reviewed the foregoing report. Warrants for salaries were drawn Sept. 16, 1926. We recommend that same be approved and

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that warrants be ordered drawn for foregoing accounts.

GEO J. LUTZ, JR.,

H. M. SLAUSON,

S. S. HAMMIAL,

Finance Committee.

Ald. Slauson moved the adoption of report, which was adopted by following vote: Yeas, Ald. Slauson, Jocelyn, Graf, Lucas, Moore, Baluss, Freeman, Pres. Woodbury, 8. Nays, none.

Ald. Slauson presented City Engineer's progress estimates, approved by Board of Public Works Sept. 8, 1926, as follows:

Curb and Gutter Dist. No. 100—1st estimate, C. H. Eldred, contractor, amount due, \$1,890.00.

Pavement Dist. No. 72—4th estimate, Ann Arbor Construction Company, contractors, amount due, \$7,758.00.

Storm sewer — 3rd estimate, Gott, Hiscock, Summit and Pearl Sts., R. T. Liddicoat, contractor, amount due, \$841.50.

Fuller Street Bridge—11th estimate, Price Brothers, Inc., contractors, amount due, \$6,703.92.

Moved by Ald. Slauson, that estimates be allowed and City Clerk instructed to draw warrants for amounts due.

Adopted by following vote: Yeas, Ald. Slauson, Jocelyn, Graf, Lucas, Moore, Baluss, Freeman, Pres. Woodbury, 8. Nays, none.

Enter Ald. Maulbetsch.

#### Ordinance Committee.

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

AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE RELATIVE TO CURBS AND GUTTERS," PASSED MAY 6, 1918; APPROVED MAY 7, 1918. AMENDED JULY 6, 1920; AMENDED APRIL 18, 1921; AMENDED MAY 1, 1922; AMENDED MAY 7, 1923; AMENDED MARCH 23, 1925.

The Common Council of the City of Ann Arbor Ordain:

Section 1. That Sections 7 and 14 of an ordinance entitled, "An Ordinance Relative to Curbs and Gutters," passed May 6, 1918; approved May 7, 1918; Amended July 6, 1920; Amended April 18, 1921; Amended May 1, 1922; Amended May 7, 1923; Amended March 23, 1925; be and the same is hereby amended to read as follows:

Section 7. After the certification of any such assessment district as provided in section 6 of this ordinance, the common council may, at any regular meeting thereof, by a resolution adopted by a majority of all the members elect, authorize the Mayor and City Clerk to execute under their hands and the seal of the City of Ann Arbor, bonds of said city payable to bearer, in four equal annual installments, payable annually on or before the first day of August in each year thereafter with interest not exceeding five per cent per annum, payable annually, in the sum or sums equal in amount to the estimated cost of the construction of any such curb and gutter. All such bonds shall be known as "Curb and Gutter Bonds" and issued in series conforming to the number of the curb and gutter district on account of which any such bonds shall have been issued. All such bonds shall be delivered by the City Clerk to the City Treasurer, provided, that no more than \$150,000 in amount of any such bonds shall be outstanding at any one time.

Section 14. After the confirmation of any such special assessment roll it shall be the duty of the City Clerk to certify the said assessment roll together with the resolution of confirmation to the City Assessor, who shall forthwith attach thereto his warrant directed to the city treasurer, commanding him to collect from all, each and every of the persons assessed in said special assessment roll, the sum of money assessed to and set opposite his name therein. The said taxes or assessment shall become due and payable in four equal annual installments; the first installment in the month of July along with the other city taxes next after any such assessment roll shall have been confirmed, and annually thereafter until fully paid. All of the said taxes or assessments shall draw interest annually from the date of the confirmation of any such assessment roll at the rate of five per cent per annum until paid. Any such person against whom any such tax or assessment shall have been assessed shall have leave and be at liberty to pay the same or any installment thereof at any one payment at any time after such assessment roll shall

have been certified to the City Treasurer, with interest from the date of confirmation only; provided, that at any time after a special assessment has become payable the same may be collected by suit in the name of the city against the person assessed in an action of assumpsit in any court having jurisdiction of the amount.

In every such action, a declaration upon the common counts for money paid shall be sufficient. The special assessment roll and a certified order or resolution confirming the same shall be prima facie evidence of the regularity of all of the proceedings in making the assessment, and the right of the city to recover judgment therefor.

Section 2. This ordinance shall take effect and be in force ten days from legal publication thereof.

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

Passed by following vote: Yeas, Ald. Slauson, Jocelyn, Maulbetsch, Graf, Lucas, Moore, Baluss, Freeman, Pres. Woodbury, 9. Nays, none.

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

**AN ORDINANCE TO PROVIDE FOR THE SALE OF ALL UNCLAIMED PERSONAL PROPERTY COMING INTO THE POSSESSION OF THE POLICE DEPARTMENT OF THE CITY OF ANN ARBOR AND TO DESIGNATE THE USE OF FUNDS DERIVED FROM SUCH SALE.**

The Common Council of the City of Ann Arbor Ordain:

Section 1. Hereafter all personal property unclaimed by the owner for a period of thirty days or more, in possession of the Police Department of the City may be sold at public sale upon five days written notice of the time and place of the sale, which shall have included therein a description of the property to be sold, which notice shall be posted in at least three public places, one of which shall be at the City Hall entrance on Huron street. Provided, perishable produce may be sold within twelve hours if unclaimed; and animals after forty-

eight hours; upon notice to the City Clerk of the proposed sale and terms thereof.

Section 2. The Police Department shall keep a book, permanently bound, in which shall be kept a list of all unclaimed personal property, the date taken into possession by the Police Department and the final disposition thereof, and if sold, the amount received which shall be certified to by the Chief of Police.

Section 3. Each sale shall be under the direction of the Chief of Police and the City Clerk shall act as clerk at such sale.

Section 4. All moneys derived from such sales shall be turned over to the City Treasurer to be put in a fund to be known as a "Police and Firemen's Relief Fund" and to be used for relief of the widows and orphans of firemen and policemen. The money may be withdrawn for such purposes upon recommendation by the joint action of the Board of Police Commissioners and Board of Fire Commissioners to the Common Council and its action thereon.

Either the police or fire department may turn into this fund any contributions made for special services and the contributions so placed shall be used for relief purposes.

Section 5. This ordinance shall take effect and be in force after legal publication.

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

Passed by following vote: Yeas, Ald. Slauson, Jocelyn, Maulbetsch, Graf, Lucas, Moore, Baluss, Freeman, Pres. Woodbury, 9. Nays, none.

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

**AN ORDINANCE ENTITLED, "AN ORDINANCE TO REGULATE THE PARKING OF VEHICLES AND THE OPERATION THEREOF WITHOUT PROPER LIGHTS UNDER CERTAIN CONDITIONS AND TO PROVIDE FOR THE COLLECTION OF FEES FOR A PENALTY FOR THE VIOLATION THEREOF AND TO**

**CREATE A VEHICLE POUND."**

The Common Council of the City of Ann Arbor Ordain:

Section 1. There is hereby created an automobile and vehicle pound, to which automobiles and other vehicles may be removed by the Department of Police in the cases hereinafter provided. Such pound shall be located and operated at a place designated by the Common Council. The Police Commission shall designate an officer or officers to remain in attendance at said pound from 7 a. m. to 10 p. m. each day except Sunday, for the purpose of receiving, safeguarding and discharging vehicles and collecting the fees hereinafter provided for.

Section 2. Whenever any vehicle shall be found by a police officer, parked or operated in violation of this ordinance, such police officer may file a complaint in the Justice Court of the City of Ann Arbor against the owner or driver of such vehicle or such vehicle may be removed and conveyed by means of towing the same or otherwise, by a police officer, to the Automobile and Vehicle Pound.

Such vehicles shall not be discharged or removed from said pound except upon the payment, by the owner of such vehicles, or his duly authorized representative, to the officer in charge of such pound, of a fee of one dollar for the first violation of this ordinance by such owner, of three dollars for the second violation, and of five dollars for each subsequent violation. Provided that no violations committed prior to the date when this ordinance goes into effect and no violations committed more than one year prior to any other violation shall be considered in determining the number of violations committed by a particular owner. When the owner of a vehicle impounded, or his representative, presents himself at the pound to claim his vehicle, it shall be the duty of the officer in charge to inform such owner or his representative of the nature and circumstances of the violation on account of which such vehicle has been

impounded. In case protest is made by such owner or his representative against the payment of such impounding fee, and such protest is supported by a denial by him under oath of the facts constituting the alleged violation there shall be given him, by the officer in charge of said pound, upon payment by such person of the proper fee, according to the number of violations, a receipt for the same marked "Paid under protest." But in such case, it shall thereupon be the duty of the officer having knowledge of the facts, to forthwith make a complaint in the Justice Court of the City of Ann Arbor, under this ordinance, charging the owner or driver of such vehicle with that violation of the ordinance on account of which the vehicle was impounded. Provided, however, that in case such person is subsequently found not guilty by the Justice Court of having committed the violation on account of which the vehicle of such person was impounded, it shall thereupon be the duty of the City to refund to such person the fee paid by him under protest.

Section 3. When it is deemed impractical, or inadvisable by an officer, witnessing a violation of this ordinance, to tow the offending vehicle to the pound, he may, instead, post or affix a notice to such vehicle notifying the driver of the facts of the violation and directing him to pay to the officer in charge of the pound, the fee which would have been charged if the vehicle had been impounded. Such notice shall further state that, if such fee is not paid within forty-eight hours from the time of the leaving of such notice, a complaint will be made in the Justice Court against the violator. If the owner of such vehicle or his representative presents himself at the pound in response to such notice, he shall be subject to the same penalties and entitled to the same rights as though his vehicle had been impounded. If he does not present himself as directed or does not pay the proper fee within forty-eight hours from the time

such notice was posted, the officer having knowledge of the facts shall forthwith make a complaint against such violator in the Justice Court charging him with the violation on account of which such notice was posted.

Section 4. It shall be the duty of the Police Commission to each month account for all fees collected under this section and to pay the same into the City Treasury. It shall also keep a record of the names of the owners of all vehicles impounded, the numbers of their state license tags, the nature and circumstances of each violation and the disposition of each case.

Section 5. This ordinance shall cover the following parking and operating violations on the streets of the City of Ann Arbor:

1. Parking and operating motor vehicles without proper lights and contrary to the provisions of the State law and ordinances of the City of Ann Arbor relating thereto.

2. Parking overtime in a time regulated parking area as established by the Common Council.

3. Parking in a prohibited parking area as established by the Common Council.

4. Parking nearer than 15 feet to a fire hydrant.

5. Parking left side to curb.

Section 6. It is intended hereby to repeal the ordinance entitled, "An Ordinance to Regulate the Parking of Vehicles and Provide for the Collection of Fees for a Penalty for the Violation thereof and to Create a Vehicle Pound," passed September 21, 1925.

Section 7. This ordinance shall take effect and be in force on and after ten days from legal publication thereof.

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

Passed by following vote: Yeas, Ald. Slauson, Jocelyn, Maulbetsch, Graf, Lucas, Moore, Baluss, Freeman, Pres. Woodbury, 9. Nays, none.

Ald. Slauson presented an ordinance entitled, "An ordinance relative to the changing of the names of certain streets in the City of Ann Arbor." The Common Council of the City of Ann Arbor

ordain: which was given its first reading by title and referred back to Ordinance Committee by following vote: Yeas, Ald. Slauson, Jocelyn, Maulbetsch, Graf, Lucas, Moore, Baluss, Freeman, Pres. Woodbury, 9. Nays, none.

#### Sewer Committee Report.

To the Honorable, the Common Council:

Gentlemen: Your Sewer Committee respectfully recommends:

1. That the Board of Public Works be authorized to build approximately 135 feet of eight-inch sanitary sewer to connect the sanitary sewer on Granger avenue with the sanitary sewer on Ferdon road.

2. That the Board of Public Works be instructed to furnish sewer tile for taking care of storm water which now flows across the property of John Hatto on Baldwin avenue just south of Wells St.

Respectfully submitted,

E. E. Lucas, L. P. Jocelyn, Benj. H. Graf, W. S. Moore, C. C. Freeman, Sewer Committee Report.

Ald. Lucas moved the adoption of report, which was adopted by following vote: Yeas, Ald. Slauson, Jocelyn, Maulbetsch, Graf, Lucas, Moore, Baluss, Freeman, Pres. Woodbury, 9. Nays, none.

Exit Ald. Maulbetsch.

#### Sidewalk Committee.

Ald. Slauson announced receiving an anonymous card relative certain alleged defective sidewalks and wished to thank the writer or anyone who reports sidewalks which are in dangerous condition.

Members of Council reported sidewalks which should be immediately repaired and the matter was referred to City Engineer.

Moved by Ald. Lucas, that the City Engineer be authorized to see Mr. Seely regarding sidewalk along property of the Motor Products Co. on W. Washington St.

Adopted by following vote: Yeas, Ald. Slauson, Jocelyn, Graf, Lucas, Moore, Baluss, Freeman, Pres. Woodbury, 8. Nays, none.

#### Lighting Committee Report.

Ald. Jocelyn made oral report that the Lighting Committee recommends that 100 c.p. street lights be placed as follows:

On W. Huron St. between Crest Ave. and Revena Blvd.

At corner of Gardner Ave. and Montclair Place.



At corner of Gardner Ave. and Westminster Place.

Ald. Jocelyn moved the adoption of report, which was adopted by following vote: Yeas, Ald. Slauson, Jocelyn, Graf, Lucas, Moore, Baluss, Freeman, Pres. Woodbury, 8. Nays, none.

#### **Bond Committee Report.**

To the Honorable, the Common Council:

Gentlemen: Your Bond Committee has had the following bond for erection and installation of electric sign under consideration and respectfully recommends approval of same:

John Maier, principal; Anna Dieterle and Michael J. Fritz, sureties.

Respectfully submitted,

Benj. H. Graf, E. E. Lucas, C. C. Freeman, Bond Committee.

Ald. Graf moved the adoption of report, which was adopted by following vote: Yeas, Ald. Slauson, Jocelyn, Graf, Lucas, Moore, Baluss, Freeman, Pres. Woodbury, 8. Nays, none.

Moved by Ald. Baluss, that the matter of ordering the installation of proper lights at the intersection of Broadway and Moore St. and along the new State Highway leading thereto be referred to the Traffic and Lighting Committees and Board of Police Commissioners with power to act.

Adopted by following vote: Yeas, Ald. Slauson, Jocelyn, Graf, Lucas, Moore, Baluss, Freeman, Pres. Woodbury, 8. Nays, none.

Moved by Ald. Graf, that the matter of providing protection to school children at corner of Madison and Main Sts. be referred to Traffic Committee and Board of Police Commissioners. Adopted.

#### **City Officers.**

Reports of City Engineer and Street Commissioner for month of August received and ordered on file.

Mayor Campbell informed Council that citizens had called his attention to the condition of poles holding the trolley lines where street car service has been abandoned and stated that something should be done to protect people where the poles are rotting.

Moved by Ald. Slauson, that the City Engineer cause an inspection to be made and take action when

it is necessary to prevent poles from toppling over.

Adopted by following vote: Yeas, Ald. Slauson, Jocelyn, Graf, Lucas, Moore, Baluss, Freeman, Pres. Woodbury, 8. Nays, none.

City Attorney called attention to guy wire at S. W. corner of Cambridge road and Washtenaw Ave. which should be removed and matter was referred to City Engineer.

Moved by Ald. Slauson, that the Finance Committee be authorized to purchase necessary coal for city.

Adopted by following vote: Yeas, Ald. Slauson, Jocelyn, Graf, Lucas, Moore, Baluss, Freeman, Pres. Woodbury, 8. Nays, none.

Ald. Graf stated that there are a number of holes in extension on W. Washington St. where the Michigan Bell Telephone Company laid a conduit and matter was referred to City Engineer.

Enter Ald. Sweet and Dwyer.

#### **Proposed Charter Amendments** By Alderman Lucas:

Resolved, That Sections 3 and 4 of an Act entitled, "An Act to authorize and empower and enable the City of Ann Arbor to construct and maintain a system of sewers and to raise the necessary money therefor, and to legalize the proceedings and acts of the common council and officers of the City of Ann Arbor had by virtue of act number four hundred thirteen of the local acts of eighteen ninety three," and which act was passed by the legislature of the State of Michigan, in the year eighteen hundred and ninety-five, as amended by the charter election of the City of Ann Arbor held in the said city April 7, 1919, and as further amended by the charter election of the City of Ann Arbor held in the said city April 7, 1924, be and the same are hereby amended to read as follows:

Section 3. The Common Council of said city is hereby authorized and empowered to raise by loan on the taxable property of said city a sufficient sum of money, with the right to issue bonds of the said city therefor, for a period to be determined by resolution of the Common Council but not longer than fifteen years and at a rate of interest not greater than five per cent, for the purpose of

enabling said city to construct and maintain said sewer system; provided, that not more than six hundred and fifty thousand dollars of such bonded indebtedness shall be outstanding at any one time.

Section 4. The Common Council shall assess the cost of the construction of all lateral and connecting sewers (excepting street crossing, which shall be paid by general tax) upon all the property adjacent thereto as aforesaid, and all such assessments, with the interest thereon, shall remain a valid lien upon and against such premises so taxed and a valid debt and charge against the owner thereof until paid, and all such taxes and assessments shall be paid by the owner or person against whom the same may have been assessed in equal annual installments during a period to be determined by resolution of Common Council but not to exceed fifteen years from the date of such levy and assessment, with interest thereon at the same rate not exceeding five per cent, which shall be stated in the bonded indebtedness created therefor: Provided, That any person may elect and pay the whole of any such assessment at any time, paying all accrued interest thereon, and all such payments shall be credited to the particular sewer fund for the construction of which the same may have been levied, and shall be applied to pay the particular bonds issued therefor.

Resolved, that a special election be and the same is hereby called and will be held on Tuesday, the second day of November, A. D. 1926, in pursuance of the state law and charter of this city, to vote upon the question of amendment to the sections of the charter of the City of Ann Arbor, as aforesaid.

Resolved, further, that said election be held in the several wards of the City of Ann Arbor as follows: First Ward, voting room, basement of City Hall; Second Ward, ward building on South Ashley street; Third Ward, ward building on Miller avenue; Fourth Ward, voting room, basement of Armory, North Fifth avenue; Fifth Ward, ward building on Pontiac street; Sixth Ward, voting room in old engine house, East University avenue; Seventh Ward, First Pre-

cinct, city building on Mary street; Seventh Ward, Second Precinct, voting room in Eberbach School, corner Wells street and Forest avenue.

Resolved, further, that the city clerk of said city be and is hereby authorized to issue the usual call for said special election, pursuant to the state law and charter of the City of Ann Arbor, and to cause to be printed ballots for the use of the electors at said election, which ballots shall be printed upon white paper of equal width and length and shall read

Section 3. The Common Council of said city is hereby authorized and empowered to raise by loan on the taxable property of said city a sufficient sum of money, with the right to issue bonds of the said city therefor, for a period to be determined by resolution of the Common Council but not longer than fifteen years and at a rate of interest not greater than five per cent, for the purpose of enabling said city to construct and maintain said sewer system: provided, that not more than six hundred and fifty thousand dollars of such bonded indebtedness shall be outstanding at any one time.

For amendment of Section 3 of Act. No. 313 of the Local Acts of 1895. Yes ( ).

For amendment of Section 3 of Act No. 313 of the Local Acts of 1895. No ( ).

Section 4. The Common Council shall assess the cost of the construction of all lateral and connecting sewers (excepting street crossing, which shall be paid by general tax) upon all the property adjacent thereto as aforesaid, and all such assessments, with the interest thereon, shall remain in a valid lien upon and against such premises so taxed and a valid debt and charge against the owner thereof until paid, and all such taxes and assessments shall be paid by the owner or person against whom the same may have been assessed in equal annual installments during a period to be determined by resolution of Common Council but not to exceed fifteen years from the date of such levy and assessment, with interest thereon at the same rate not exceeding five per cent, which shall be stated in the bonded indebtedness created therefor: Provided,

that any person may elect and pay the whole of any such assessment at any time, paying all accrued interest thereon, and all such payments shall be credited to the particular sewer fund for the construction of which the same may have been levied, and shall be applied to pay the particular bonds issued therefor.

For amendment of Section 4 of Act. No. 313 of the Local Acts of 1895. Yes ( ).

For amendment of Section 4 of Act No. 313 of the Local Acts of 1895. No ( ).

Adopted by following vote:  
Yeas, Ald. Slauson, Jocelyn, Graf, Sweet, Lucas, Dwyer, Moore, Balluss, Freeman. Pres. Woodbury, 10. Nays, none.

On motion of Ald. Graf, Council adjourned.

ISAAC G. REYNOLDS,

City Clerk.