

Dec. 27

1904, authorizing Controller to pay voucher submitted by the Poor Commission, due Conrad Keller for building coal shed, etc., which motion prevailed.

The resolution was then adopted as follows:

Yeas—Ald. Allan, Atkinson, Balsley, Brozo, Burns, Codd, Gutman, Harpfer, Heineman, Hillger, Jeffries, Jerome, Keating, Koch, Lemke, McClellan, Nagel, Nevermann, O'Brien, Reinhardt, Rose, Smith, Tossy, Wiebel, Wieber, Zink, and the President—27.

Nays—None.

SAME.

Ald. Keating moved to take from the table a resolution laid over Dec. 20, 1904, vacating the southerly 30 feet of a street 50 feet wide, lying between blocks 2 and 3, plat of the subdivision of a part of the Maurice Moran farm, P. C. 182, etc., which motion prevailed.

The resolution was then adopted as follows:

Yeas—Ald. Allan, Atkinson, Balsley, Brozo, Burns, Codd, Gutman, Harpfer, Heineman, Hillger, Jeffries, Jerome, Keating, Koch, Lemke, McClellan, Nagel, Nevermann, O'Brien, Reinhardt, Rose, Smith, Tossy, Wiebel, Wieber, Zink and the President—27.

Nays—None.

SAME.

Ald. Gutman moved to take from the table a resolution laid over Sept. 13, 1904, authorizing the Department of Public Works to advertise for proposals for paving, etc., of alleys in block bounded by Beaubien and St. Antoine streets, Piquette and Trombly avenues, which motion prevailed.

The resolution was then referred back to the Committee on Streets.

Third Reading of Ordinance.

Consent being granted, Ald. Burns moved to take from the table an ordinance laid over July 25, 1904, entitled "An Ordinance to regulate the running and operating of street cars on the Detroit United Railway," which motion prevailed.

The ordinance was then placed on the order of third reading.

The title to the ordinance was read a third time.

The ordinance was then read.

Ald. Burns moved the ordinance be now passed.

Ald. Codd moved as an amendment that it be referred to the Committee on Public Utilities, which motion prevailed as follows:

Yeas—Ald. Allan, Atkinson, Balsley, Brozo, Codd, Gutman, Heineman, Hillger, Jerome, Keating, Koch, Nagel, Nevermann, O'Brien, Reinhardt, Rose, Smith, Tossy, Wiebel, Wieber, Zink and the President—22.

Nays—Ald. Burns, Harpfer, Jeffries, Lemke and McClellan—5.

Ald. Allan was excused.

Petitions Presented.

BY THE CLERK.

Of Charles E. Van Alstine, for damages to property, matter of Michigan avenue grade separation.

Referred to Committee on Grade Separation.

Of Melissa Trotman, for damages for personal injuries sustained.

Referred to Committee on Claims and Accounts.

Of Rachel E. Daley, for police pension.

Referred to special committee to be appointed.

COMMUNICATIONS.

From the Mayor.

To the Honorable the Common Council:

Gentlemen—I return herewith, without my approval, the resolution of Ald. Black, passed at your last session, authorizing and instructing the Corporation Counsel to discontinue certain legal proceedings in relation to an encroachment at the corner of Willis and Cass avenues.

Such encroachments are prohibited by ordinance and I am advised by the Corporation Counsel that it is not competent for the Common Council to suspend the operation of an ordinance by resolution. Ordinances are of general application, affecting all our citizens alike, and to suspend the operation in a given case is a discrimination which I regard with disfavor.

Respectfully,

WILLIAM C. MAYBURY,
Mayor.

Accepted.

Ald. Jerome moved that the vote by which the resolution was adopted be reconsidered, which motion prevailed as follows:

Yeas—Ald. Atkinson, Balsley, Brozo, Burns, Codd, Gutman, Harpfer, Heineman, Hillger, Jeffries, Jerome, Keating, Koch, Lemke, McClellan, Nagel, Nevermann, O'Brien, Reinhardt, Rose, Smith, Tossy, Wiebel, Wieber, Zink and the President—26.

Nays—None.

The resolution was then referred to the Committee on Streets;

FROM THE SAME.

To the Honorable the Common Council:

Gentlemen.—I herewith respectfully transmit to your honorable body the resignation of Hon. Francis F. Palms, member of the Art Commission of the City of Detroit.

Respectfully submitted,

WILLIAM C. MAYBURY,
Mayor.

Accepted and resignation accepted as follows:

Yeas—Ald. Atkinson, Balsley, Brozo, Burns, Codd, Gutman, Harpfer, Heineman, Hillger, Jeffries, Jerome, Keating, Koch, Lemke, McClellan, Nagel, Nevermann, O'Brien, Reinhardt, Rose, Smith, Tossy, Wiebel, Wieber, Zink and President—26.

Nays—None.

FROM THE SAME.

To the Honorable the Common Council:

Gentlemen.—I hereby respectfully notify your honorable body that I have this day appointed Mr. John McKibbin as a member of the Art Commission of the City of Detroit to succeed Hon. Francis F. Palms, resigned, and for the term ending Oct. 6, 1906.

Respectfully submitted,

WILLIAM C. MAYBURY,
Mayor.

Accepted and placed on file.