

COMMON COUNCIL

(OFFICIAL.)

Detroit, Tuesday, Nov. 30, 1909.

The Council was called to order by the president, **Hon. Herman F. Zink.**

Present—Ald. Burton, Deimel, Ellis, Field, Freiwald, Garvey, Glinnan, Goeschel, Grindley, Gutman, Harpfer, Keating, Koenig, Konkel, Korte, Lempke, Owen, Reinhardt, Rosenthal, Rutter, Schulte, Shapland, Skrzycki, Theisen, Thompson, Tossy, Trevor, Vernor, Walsh, Watson, Wing, Zoeller, and the President.

There being a quorum present the Council was declared to be in session.

The Journal of the preceding session was approved.

Unfinished Business.

Ald. Glinnan moved to take from the table a report of the Ways and Means Committee with resolution laid over Nov. 23, 1909. (J. C. C. P-1548) pertaining to rebuilding of Cass school, which motion prevailed.

The report and resolution were then adopted as follows:

Yeas—Ald. Burton, Deimel, Ellis, Field, Freiwald, Garvey, Glinnan, Goeschel, Grindley, Gutman, Harpfer, Keating, Koenig, Konkel, Korte, Lempke, Owen, Reinhardt, Rosenthal, Rutter, Schulte, Shapland, Skrzycki, Theisen, Thompson, Tossy, Trevor, Vernor, Walsh, Watson, Wing, Zoeller and the President.—33.

Nays—None.

Ald. Allan entered and took his seat.

Reconsideration.

Ald. Keating moved to reconsider the vote by which the foregoing resolution and report was adopted.

Ald. Allan moved to suspend Rule 23 for the purpose of indefinitely postponing the motion to reconsider, which motion prevailed as follows:

Yeas—Ald. Allan, Burton, Deimel, Ellis, Field, Freiwald, Garvey, Glinnan, Goeschel, Grindley, Gutman, Harpfer, Keating, Koenig, Konkel, Korte, Lempke, Owen, Reinhardt, Rosenthal, Rutter, Schulte, Shapland, Skrzycki, Theisen, Thompson, Tossy, Trevor, Vernor, Walsh, Watson, Wing, Zoeller and the President—34.

Nays: None.

Ald. Keating then moved that the motion to reconsider be indefinitely postponed, which motion prevailed. The regular order was resumed.

Unfinished Business.

Ald. Burton moved to take from the table a report of the committee on street openings and resolution laid over Nov. 23, 1909, (J. C. C. P. 1555) pertaining to petition of Nellie Cummings for vacation of an alley, which motion prevailed.

The report and resolution were then adopted as follows:

Adopted as follows:
Yeas—Ald. Allan, Burton, Deimel, Ellis, Field, Freiwald, Garvey, Glin-

nan, Goeschel, Grindley, Gutman, Harpfer, Keating, Koenig, Konkel, Korte, Lempke, Owen, Reinhardt, Rosenthal, Rutter, Schulte, Shapland, Skrzycki, Theisen, Thompson, Tossy, Trevor, Vernor, Walsh, Watson, Wing, Zoeller and the President—34.

Nays—None.

Unfinished Business.

Ald. Goeschel moved to take from the table the nomination of Wm. C. Weber, laid over Nov. 23, which motion prevailed. The nomination was then confirmed.

Ald. Watson moved to take from the table an ordinance in relation to motor vehicles, laid over Nov. 23, 1909 (J. C. C., pp. 1556 and 1124), as amended, which motion prevailed.

The question being "Shall this ordinance now pass?" The ordinance was passed, a majority of the Aldermen present voting therefor as follows:

Yeas—Ald. Allan, Burton, Deimel, Ellis, Field, Freiwald, Garvey, Glinnan, Goeschel, Grindley, Gutman, Harpfer, Keating, Koenig, Konkel, Korte, Lempke, Owen, Reinhardt, Rosenthal, Rutter, Schulte, Shapland, Skrzycki, Theisen, Thompson, Tossy, Trevor, Vernor, Walsh, Watson, Wing, Zoeller and the President—34.

Nays—None.

The title to the ordinance was confirmed.

Petitions Presented.

BY ALD. OWEN.

Of L. K. Eastman, No. 1354 Woodward avenue, for permission to erect electric sign.

Referred to Committee on Streets.

Of J. A. Randall, et al., for grading and paving Brush street, from the north line of the Boulevard to the south line of Horton street.

Referred to Department of Public Works.

BY ALD. VERNOR.

Of Floyd J. Tallmudge, 42 Park street; W. J. Gorman, 291 Woodward avenue (2); Towar's Wayne County Creamery, 73-7 Bagley avenue; F. E. Ginsler & Co., 156-7 Woodward avenue (2); J. L. Cochrane Co., 279 Woodward avenue; Louis J. Leisemer, 77 Michigan avenue, and of Thos. Yenowski, 12 Lafayette avenue, all for permission to erect electric signs.

Referred to Committee on Streets.

BY ALD. KEATING.

Of Frank Courtright, No. 242 Grand River avenue, for permission to erect electric sign. Of American Express Co., for permission to extend platform of building occupied by petitioner and located on West Jefferson avenue.

Referred to Committee on Streets.

BY ALD. DIEMEL.

Of Peter Deinis for permission to erect sign in front of No. 641 Rivard street.

Referred to Committee on Streets.

BY ALD. SCHULTE.

Of M. Van Vliet, for permission to erect electric sign in front of No. 506 Gratiot avenue.

Referred to Committee on Streets.

ner, respectfully report that we have had the same under consideration; had complied with Rule 22, and feel satisfied that a local necessity exists for the opening of said alley as petitioned for, and we therefore recommend that the Corporation Counsel be instructed to prepare the proper resolution for the opening of said alley and submit same to this Council for approval.

Respectfully submitted,

CHAS. W. BURTON
GEO. A. OWEN
GEO. H. ELLIS
WALTER M. TREVOR
LOUIS H. LEMPKE
WILLIAM F. ZOELLER
AUG. SCHULTE

Accepted and adopted.

FROM THE SAME.

To the Honorable Common Council:
Gentlemen — Your Committee on Street Openings, to whom was referred the resolution presented by Ald. Ostrowski requesting your Committee to consider the advisability of widening the alley in block bounded by Chene, Dubois, Congress and Fort streets, respectfully report that we have had the same under consideration; have complied with Rule 22, and after a personal inspection of the premises feel satisfied that no public necessity exists for the widening of same, and we therefore recommend that the matter of widening said alley be indefinitely postponed.

Respectfully submitted,

CHAS. W. BURTON
GEO. A. OWEN
GEO. H. ELLIS
WALTER M. TREVOR
LOUIS H. LEMPKE
WILLIAM F. ZOELLER
AUG. SCHULTE

Accepted and adopted.

FROM THE SAME.

To the Honorable Common Council:
Gentlemen — Your Committee on Street Openings, to whom was referred the petition of Nellie Cummings for vacation of an alley, etc., respectfully report that we have had the matter under consideration and find that petitioner is the owner of lots 1, 2, 3, 4, 5 and 6 of plat of Wesson & Ingersoll's sub. of P. C. 171, south of Michigan avenue; also lots 17 and 18 of the same sub.; that there is a public alley lying in the rear of the above described lots, which petitioner desires to have vacated and in consideration of which vacation, petitioner will dedicate to the City of Detroit for alley purposes the west 20 feet of lot 17, which will afford sufficient ingress and egress to the remaining property in said block, and your committee seeing no objection thereto, recommend the adoption of the following resolution.

Respectfully submitted,
CHAS. W. BURTON,
GEORGE A. OWEN,
GEORGE H. ELLIS,
LOUIS H. LEMPKE,
WALTER M. TREVOR,
WILLIAM F. ZOELLER,
AUG. SCHULTE.

Accepted and on leave the following resolution was offered.

By Ald. Burton:
Resolved, That all of the public alley 20 feet wide lying south of and par-

allel to Michigan avenue, and north of the north line of Fletcher street and east of a line extended 20 feet east of and parallel to the west line of lot 17 of the plat of Wesson & Ingersoll's sub. of P. C. 171, south of Michigan avenue, Springwells, Wayne county, Michigan, be and the same is hereby vacated.

Provided, The owners of said property dedicate to the City of Detroit for alley purposes, the following described property, to-wit: "The west 20 feet of lot 17 of the plat of Wesson & Ingersoll's sub. of P. C. 171, south of Michigan avenue, Springwells, Wayne County, Michigan, and said deed is accepted by the Committee on Ways and Means, to which Committee we recommend its reference when presented, and approved by the Common Council, and further,

Provided, That the owners of the property abutting on that portion of the alley hereby vacated, file with the City Clerk an agreement giving the city the right at any and all times to enter upon said premises, if deemed necessary so to do, by reason of the lateral sewer constructed therein.

Accepted and under one objection laid on the table.

FROM THE SAME.

To the Honorable Common Council:
Gentlemen — Your Committee on Street Openings, to whom was referred the petition of Chas. W. Restrick for vacation of an alley, respectfully report that we have had the matter under consideration and find that petitioner is the owner of lots 4, 5, 6, 7 & 8 and 9, situate on the south side of Magnolia street, between Vinewood and McKinley avenues, and also lot 10 situate on the west side of McKinley, between Magnolia and Myrtle streets; that there is a public alley 20 feet wide in the rear of the lots first above described and abutting on lot 10, which petitioner desires vacated in order to increase his yard facilities, and he being the only interested property owner we beg leave to state that we can see no objection thereto and herewith offer the following resolution.

Respectfully submitted,

CHAS. W. BURTON,
GEO. A. OWEN,
GEO. H. ELLIS,
WALTER M. TREVOR,
LOUIS H. LEMPKE,
WILLIAM F. ZOELLER,
AUG. SCHULTE.

Accepted and on leave the following resolution was offered:

By Ald. Burton:

Resolved, That all of the public alley, 20 feet wide, lying south of Magnolia street and west of McKinley avenue, between the north line of lot 10 and the south line of lots 4, 5, 6, 7 & 8 and 9 of the plat of C. F. Campau's re-sub. of lots 66, 64, 61, 59 and 57 of west half of P. C. 73, lying north of Michigan avenue, Springwells, Wayne County, Mich., T. 2 S., R. 11 E., be and the same is hereby vacated.

Provided, That said petitioner pays into the City Treasury within ten days from the date of the adoption of this resolution whatever expense may have been incurred by the City in the matter of constructing crosswalks, sidewalks, etc., as may be certified by the City Engineer, otherwise this resolution shall be of no force or effect.