

MONDAY, SEPTEMBER 16th, 1916.

Council met in regular session with President Barnard in the chair.

The roll being called, the following members answered to their names: Messrs. Binkley, Cox, Grubb, Lower, Merts, Penick. Present 6, Absent 1.

On motion of Merts, seconded by Lower, Miller was excused for non-attendance at this session on account of the death of his father-in-law.

The reading of the minutes of the previous meeting was dispensed with.

The following communication was received from Chester & Fleming:

Pittsburgh, Pa., September 12, 1916.

City Council,
Alliance, Ohio.

Gentlemen:- We are enclosing bill for \$622.47 for extra engineering incurred by this firm in supervising the construction of the Westville reservoir, due to delays in the construction occasioned in the purchase of the various tracts of property for this reservoir.

We regret that we have to bring this matter to your attention as it is our policy never to complain about losing on a contract, but in this particular case our losses, as represented by the above bill, have been caused by conditions which we were absolutely unable to control. The total amount of this contract was \$47,920.56, and on the basis of 2½% commission for supervising the construction, our engineering fees were \$1198.01. We have spent considerable over this amount in actual salaries and expenses and unless your Council sees fit to approve this bill we will be in the position of having successfully completed this project at a considerable loss financially, due to conditions which we were unable to control and could not foresee at the time of entering contract.

The contract for this work was let to J. C. Devine & Company in the fall of 1912 and the work would have been completed under ordinary conditions in the fall of 1913. However, it was necessary to prevent the contractor from going ahead with certain portions of the work, due to the City of Alliance being unable to obtain the necessary tracts of land for the dikes and to arrange for a transfer of the cemetery property. During this period the contractor had therefore to confine his work to certain sections and postpone the construction of a portion of the dikes to 1914, and the construction of the culvert at the cemetery until the Spring of 1915.

We were obliged to keep our resident engineer constantly on the ground until December 1913. During 1914 and 1915 we had to send our engineers back on frequent occasions for periods of from several days to several weeks to supervise the sections of the construction work which had been held up. Naturally these delays also required additional visits by members of the staff, and additional supervision at our office. We are willing to waive any claims of extra work on the general supervision, but we feel that we should be compensated for the actual cost in salaries and expenses of the extra work done by our engineers on the ground.

This matter has been brought to the attention of Mr. J. H. McConnell, Service Director and Mr. J. I. Rickard, the former Service Director. Both of these gentlemen are familiar with the situation.

Yours very truly,

CHESTER & FLEMING.
Thos. Fleming, Jr.

City of Alliance - To Chester & Fleming, Dr.

Claim for
extra
field
work.

For extra field work on the construction of the Westville Reservoir, caused by delays in purchase of property.

1914	D. E. Davis, 3 days staking out property @ \$7.70	23.10	
	A. K. Hubbard, 24 days	7.70	168.00
	F. E. Devine, 22 "	5.50	121.00
	Davis, Exp. Account		11.47
	Hubbard "		59.28
	Devine "		32.37
1915	A. K. Hubbard, 24 days	7.00	168.00
	A. K. Hubbard, Exp. Account		<u>39.25</u>
			\$622.47

Referred to the Finance Committee.

The following communication from the Stark County WorkHouse Board was presented:

City Clerk,
Alliance, Ohio.

Communica-
tion from
Stark
County
Workhouse
Directors.

Dear Sir:- At their last meeting of the Stark County Work House Directors, a motion was passed to increase the rate of 35 cents per day to 45 cents per day for boarding prisoners. This action was found necessary to meet the steadily increasing prices of all food stuffs and wearing apparel. To take effect 30 days after date of this notification. Hoping to meet your approval, I remain,

Yours respectfully,

John M. Boyer, Supt.

Referred to the Finance Committee.

MONDAY, SEPTEMBER 16th, 1916 - (Continued).

Joint meeting of Council and Park Commission.

Mr. G. W. Henry addressed Council relative to the matter of parks and playgrounds, and a joint meeting of the members of Council and the Park Commission was arranged for Thursday evening to talk over the matter of devising a means of procedure.

Max Smith regarding grading on alley.

Max Smith addressed Council on the matter of grading and opening of an alley intersecting on South Freedom Avenue adjacent to his property. He stated that the grading upon the avenue had left ~~the~~ entrance to his property in bad condition.

The matter was referred to the Committee on Streets and Alleys and the City Colicitor.

Report of Finance Committee on Ord. 2173 and 2223.

The Finance Committee submitted Ordinance No. 2173 and recommended its passage.

The Committee also recommended that Ordinance No. 2223 be not passed.

Chas. F. Merts
J. W. Penick
L. E. Grubb

The report of the Committee was agreed to.

Report of Platting Committee on Ord. No. 2226.

The Committee on Platting submitted Ordinance No. 2226: Mr. Grubb - An ordinance to accept the replat of Robert M. Boon and John Garman, replatting south part of Lots 1951, 1952, 1953; and the north part of Lot 1954 in the City of Alliance, Ohio; and recommended its passage.

L. E. Grubb,
L. L. Lower
J. H. Binkley

The report of the Committee was agreed to.

THE FOLLOWING ORDINANCES AND RESOLUTIONS WERE INTRODUCED:

Ord. 2219
1st time.

Ordinance No. 2219.

Mr. Lower: An ordinance to authorize the Director of Public Service to enter into a contract for the purchase of coal for the Water Works, Sewage Disposal Plant and City Hall in the City of Alliance, Ohio; was read the first time.

Referred to the Water Committee.

Ord. 2220
1st time.

Ordinance No. 2220.

Mr. Lower: An ordinance to authorize the Director of Public Service to enter into a contract for the purchase of alum; was read the first time.

Referred to the Water Committee.

Ord. 2218
1st time.

Ordinance No. 2218.

Mr. Lower: An ordinance authorizing the Director of Public Service to enter into a contract for enlarging and improving the Water works system of the City of Alliance, Ohio; was read the first time.

Referred to the Water Committee.

Ord. 2221
1st time.

Ordinance No. 2221.

Mr. Merts: To assess property on South Liberty Avenue between Milner Street and South Street; was read the first time.

Referred to the Sidewalk Committee, Finance Committee and Assessment Committee.

On motion of Binkley, seconded by Grubb, Council referred back to the reports of standing Committees.

Report of Water Committee on Ord. 2219, 2220, 2218.

The Water Committee submitted Ordinances 2219, 2220 and 2218, and recommended passage.

L. L. Lower
L. E. Grubb
Chas. F. Merts

The report of the Committee was agreed to.

Report of Sidewalk Committee on Ord. 2221.

The Committee on Sidewalks submitted Ordinance No. 2221 and recommended its passage.

L. E. Grubb
J. W. Penick
H. T. Miller

The report of the Committee was agreed to.

Report of Finance Committee on Ord. 2222.

The Finance Committee submitted Ordinance No. 2222 and recommended its passage.

Chas. F. Merts
J. W. Penick
L. E. Grubb

The report of the Committee was agreed to.

Report of
Committee
on
Assessments
Ord.2217

The Committee on Assessments submitted Ordinance No. 2217 and recommended its passage.

W. H. Cox
J. H. Binkley
Chas. F. Merts

The report of the Committee was agreed to.

THE FOLLOWING ORDINANCES AND RESOLUTIONS WERE TAKEN UP AND CONSIDERED:

Ordinance No. 2217.

Mr. Merts: An ordinance to provide for the adjustment of certain street assessments levied against the abutting property owners on improvements on certain streets contained therein; was read the first time.

Ord.2217
Passed.

Binkley moved, seconded by Grubb, that the statutory rule requiring ordinances and resolutions to be read on three different days be suspended and Ordinance 2217 be read the second and third time. The question being on the suspension of the rule, the yeas and nays were taken and resulted, Yeas 6, Nays 0. Those who voted in the affirmative were, Messrs. Binkley, Cox, Grubb, Lower, Merts, Penick. So the rule was suspended and the ordinance read the second and third time.

The question being on the passage of the ordinance, the yeas and nays were taken and resulted, Yeas 6, Nays 0. Those who voted in the affirmative were: Messrs. Binkley, Cox, Grubb, Lower, Merts, Penick. So the ordinance was passed.

Ordinance No. 2216.

Mr. Merts: An ordinance to authorize the payment of certain bills to the Leader Printing Company; was read the first time.

Ord.2216
Lost

Binkley moved, seconded by Cox, that the statutory rule requiring ordinances and resolutions to be read on three different days be suspended and Ordinance 2216 be read the second and third time. The question being on the suspension of the rule, the yeas and nays were taken and resulted, Yeas 6, Nays 0. Those who voted in the affirmative were: Messrs. Binkley, Cox, Grubb, Lower, Merts, Penick. So the rule was suspended and the ordinance read the second and third time.

The question being on the passage of the ordinance, the yeas and nays were taken and resulted, Yeas 2, Nays 3. Those who voted in the affirmative were: Messrs. Merts and Penick. Those who voted in the negative were: Messrs. Binkley, Cox, Grubb. So the ordinance not having received the necessary majority vote was lost.

Ordinance No. 2222.

Mr. Merts: An ordinance to make supplementary appropriations for the current expenses and other expenditures of the city of Alliance, for the fiscal half year ending December 31st, 1916; was read the first time.

Ord.2222
Passed.

Grubb moved, seconded by Binkley, that the statutory rule requiring ordinances and resolutions to be read on three different days be suspended and Ordinance 2222 be read the second and third time. The question being on the suspension of the rule, the yeas and nays were taken and resulted, Yeas 6, Nays 0. Those who voted in the affirmative were: Messrs. Binkley, Cox, Grubb, Lower, Merts, Penick. So the rule was suspended and the ordinance read the second and third time.

The question being on the passage of the ordinance, the yeas and nays were taken and resulted, Yeas 6, Nays 0. Those who voted in the affirmative were: Messrs. Binkley, Cox, Grubb, Lower, Merts, Penick. So the Ordinance was passed.

Ordinance No. 2221.

Mr. Merts: To assess property on South Liberty Avenue between Milner Street and South Street; was read the first time.

Ord.2221
Passed

Grubb moved, seconded by Binkley, that the statutory rule requiring ordinances and resolutions to be read on three different days be suspended and Ordinance 2221 be read the second and third time. The question being on the suspension of the rule, the yeas and nays were taken and resulted, Yeas 6, Nays 0. Those who voted in the affirmative were: Messrs. Binkley, Cox, Grubb, Lower, Merts, Penick. So the rule was suspended and the ordinance read the second and third time.

The question being on the passage of the ordinance, the yeas and nays were taken and resulted, Yeas 6, Nays 0. Those who voted in the affirmative were: Messrs. Binkley, Cox, Grubb, Lower, Merts, Penick. So the Ordinance was passed.

Ordinance No. 2220.

Mr. Merts: An ordinance to authorize the Director of Public Service to enter into a contract for the purchase of alum; was read the first time.

Ord.2220
Passed

Lower moved, seconded by Grubb, that the statutory rule requiring ordinances and resolutions to be read on three different days be suspended and Ordinance 2220 be read the second and third time. The question being on the suspension of the rule, the yeas and nays were taken and resulted, Yeas 6, Nays 0. Those who voted in the affirmative were: Messrs. Binkley, Cox, Grubb, Lower, Merts, Penick. So the rule was suspended and the ordinance read the second and third time.

The question being on the passage of the ordinance, the yeas and nays were taken and resulted, Yeas 6, Nays 0. Those who voted in the affirmative were: Messrs. Binkley, Cox, Grubb, Lower, Merts, Penick. So the Ordinance was passed.

Ordinance No. 2219.

Mr. Merts: An ordinance to authorize the Director of Public Service to enter into a contract for the purchase of coal for the Water Works, Sewage Disposal Plant and the City Hall in the City of Alliance, Ohio; was read the first time.

Ord.2219
Passed.

Merts moved, seconded by Grubb, that the statutory rule requiring ordinances and resolutions to be read on three different days be suspended and Ordinance 2219 be read the second and third time. The question being on the suspension of the rule, the

MONDAY, SEPTEMBER 16th, 1916 - (Concluded).

Ordinance No. 2219, Con'd.

Ord. 2219
Passed.

yeas and nays were taken and resulted, Yeas 6, Nays 0. Those who voted in the affirmative were: Messrs. Binkley, Cox, Grubb, Lower, Merts, Penick. So the rule was suspended and the ordinance read the second and third time.

The question being on the passage of the ordinance, the yeas and nays were taken and resulted, Yeas 6, Nays 0. Those who voted in the affirmative were: Messrs. Binkley, Cox, Grubb, Lower, Merts, Penick. So the ordinance was passed.

Ordinance No. 2218.

Mr. Lower: An ordinance authorizing the Director of Public Service to enter into a contract for enlarging and improving the Water Works system in the City of Alliance, Ohio; was read the first time.

CERTIFICATE.

Ord. 2218
Passed.

I, Chas. O. Silver, City Auditor, do hereby certify that the money required for the contract as provided for by Ordinance No. 2218, amounting to \$120,000.00 is in the Treasury to the credit of the water fund and not appropriated for any other purpose.

CHAS. O. SILVER,
City Auditor.

Binkley moved, seconded by Cox, that the statutory rule requiring ordinances and resolutions to be read on three different days be suspended and Ordinance 2218 be read the second and third time. The question being on the suspension of the rule, the yeas and nays were taken and resulted, Yeas 6, Nays 0. Those who voted in the affirmative were: Messrs. Binkley, Cox, Grubb, Lower, Merts, Penick. So the rule was suspended and the ordinance read the second and third time.

The question being on the passage of the ordinance, the yeas and nays were taken and resulted, Yeas 6, Nays 0. Those who voted in the affirmative were: Messrs. Binkley, Cox, Grubb, Lower, Merts, Penick. So the ordinance was passed.

On motion of Binkley, seconded by Grubb, Council adjourned.

Attest:

Chas. O. Silver
City Auditor.

Chas. E. Barnard
Pres. of Council.