

MONDAY - DECEMBER 18th, 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, Grubb, Lower, Merts, Miller, Penick. Present 6, Absent 1.

On motion of Binkley, seconded by Merts, the reading of the minutes was dispensed with.

Mr. Lower introduced the following resolution, which was adopted by a rising vote:

To the Honorable City Council
Of the City of Alliance, Ohio.

Gentlemen:

Resolution
of sympathy
to Mayor
Westover.

WHEREAS, The Almighty has seen fit in His All-wise Providence, to remove from our midst one of our most esteemed citizens, in the death of the father of our Honorable Mayor, C. S. Westover:

BE IT RESOLVED, That we, the members of the City Council extend to him and his family our most heart-felt sympathy; and request that this resolution be spread upon our minutes, and a copy sent to the Mayor and his family.

CHAS. E. BARNARD, Pres.
L. L. Lower
J. W. Penick
J. H. Binkley
Chas. Merts
L. E. Grubb
H. T. Miller

Grubb excused
November 20
Meeting.

On motion of Binkley, seconded by Lower, Mr. Grubb was excused from attendance at the meeting of November 20th. He was detained at home on account of illness.

Relating to
complaint of
property
owners on
Walnut St.

Service Director McConnell called attention of Council to the complaint of property owners relating to the assessments on the North Walnut Avenue Improvement.

City Solicitor Morris stated that the subject had at one time been referred to a committee for investigation.

On motion the matter was referred to the Assessment Committee and the Solicitor to report at the next meeting.

Matter of
Contractors
attaching
pipes to
fire
hydrants.

Fire Chief Held addressed Council calling attention to the fact that contractors doing street work had been attaching pipes to fire hydrants, thus rendering the hydrants useless in case there should be any occasion to use them for fire purposes. It was also stated that some regulations were needed to stop this use of the hydrants. The Solicitor said the contractors had no authority to use them and if damage had been done that the city could hold money out of their estimates for work to pay for the damages. The Service Director said that the contractors had been ordered to discontinue use of hydrants.

Subjects
under dis-
cussion
regarding
Stark Elec.
R.R. Co.

Solicitor Morris reported to Council that he had held a conference with General Manager F. L. Mowry, of the Stark Electric line, regarding several subjects that had been brought up by Council. Mr. Mowry had asked that the Solicitor submit in writing the matters under discussion in order that they might be submitted to President C. R. Morley who had authority to state what would be done by the company.

As to carrying local passengers upon the C.A. & M.V. line, and making stops at all street crossing, Mr. Mowry had stated that it was a question up to the above mentioned line which merely had track service over the Stark Electric lines. Regarding the condition of the pavement on Arch Avenue, between the Stark Electric rails, it was reported that the company has taken up about a thousand feet of the brick and filled in with cinders preparatory to relaying the brick. This will be done at the earliest possible date.

Mr. Mowry had also reported that the company had three new pay enter cars at the barn but that the motors could not be secured although the date for delivery was now several months past due.

The question of the assessments for the Main Street paving between the car tracks is now in the court of appeals.

The following report was presented by the Equalization Board appointed to equalize the assessments on the East Patterson Street Improvement:

To the Council of the City of Alliance, Ohio.

Report of
Equalization
Board on
East Patter-
son Street
Improvement.

Gentlemen:- In pursuance to your resolution No. 2250 under date of December 4th, 1916, we, the undersigned appointees for the purpose therein stated, beg leave to report:

THAT, as directed, we assembled at the City Hall on this the 9th day of December 1916, at 2:30 P.M., were duly sworn by the City Solicitor and instructed as to the law under which we act; we then organized by the election of Prof. C. C. Davidson, Chairman; and Arthur Wright, Secretary. The following property owners were present, each protesting the amount of the proposed assessment as excessive and unreasonable, and pointing out wherein they believed the same to be true; Viz, S. D. Lane representing Lot #560, 352 feet frontage; Rosa Zeigler (with her daughter Mrs. Johnson), representing Lot #247, 174.96 feet frontage. Upon suggestion of the chairman, the Committee, together with the protestants made an examination of the properties involved, upon the ground, reassembling immediately at the City Hall.

Report of Equalization Board on Patterson Street - Cont'd.

The following resolution was proposed by Mr. Smith and was unanimously adopted:

That this Board, after a careful examination of the engineer's drawings, together with assessments as made by your assessing committee in their report dated October 14th, 1916, find that there are no abutting properties whereon an increase may be reasonably added and hence no deductions or readjustment can be made by this Board.

Also, that owing to the unusual conditions obtaining upon this street, the lots being practically all triangular in shape and hence of very shallow average depth, and considering its connections also, we respectfully recommend that a reasonable general reduction be made upon all properties assessed thereon, said reduction to be borne by the City at large.

Report of Equalization Board on East Patterson Street Improvement.

PATTERSON STREET FROM FREEDOM AVENUE TO ARCH AVENUE.

OWNERS NAME	Description	Lot No.	Frontage	1.	2.	3.
Aug. B. Tanner	40' N.E.	251	40'	1152.86	160.57	160.57
Cath. Tanner	Ex. 40 N.E.	251	135	3857.14	566.79	566.79
W. H. Merrick	E. Part	246	103.6)*	2000.00	428.01	428.01
Jno. Bracher	W. "	246	36.5	3300.00	189.99	189.99
Sam D. Lane	Whole	560	352.0	7000.00	1532.22	1532.22
Penna. Co. Rt. of Way			354.0	10000.00	2618.31	2618.31
Rosa Zeigler	Whole	247	174.96	6500.00	638.08	638.08
			25.0			

* 33.6 Non Assessable Frontage \$6,133.97 \$6,133.97
Credit \$168.00 charged to City Portion.

1. Actual Value of Lot after Improvement is made, as found by the Board.
2. Special Benefit conferred upon lot by the improvement.
3. Assessment placed on lot on basis of first cost of improvement.

Signed:
C. C. Davidson, Pres.
C. W. Smith
Arthur Wright, Sec.
Members of Board of Equalization for the improvement of East Patterson Street between Arch Avenue and Freedom Avenue.

Steve Untch, Excessive Assess. Waugh St.

Steve Untch addressed Council regarding what he considers excessive assessments for street improvement at a lot on Waugh Street; he stating that a triangular tract about one-third the size of a lot had been placed at \$217.00, which he believed greater than the value of the land.

Res. 2259 2nd time.

Resolution No. 2259.

Mr. Binkley: Declaring it necessary to improve Alley north of Main Street, Park Avenue and Main Street, by constructing an extension to Sewer No. 32; was read the second time.

Petition for extension of water service, Hoiles Plat.

The following petition for the extension of water service outside the city limits, was submitted to Council, approved by the Water Committee:

Nov. 23, 1916.

To the Hon. President and Members of the Council of Alliance, Ohio.

WHEREAS, We the undersigned owners of real estate located outside the City of Alliance, Ohio, and within 300 feet of said city, the limits set by State Laws on what is known as Hoiles Plat extending 300 feet east of Mahoning Avenue, thence South 600 feet in alley east of Mahoning Avenue.

WHEREAS, said undersigned are desirous of obtaining from the City of Alliance, Ohio, permission for an extension of water from the water works of said city, through a main or mains, pipe or pipes to be laid by said undersigned, free of all costs or expense to said city, and upon the terms and conditions of Ordinance No. 1554, passed November 25th, 1912, entitled "An ordinance to provide for the extension of water service beyond the City of Alliance, Ohio."

THEREFORE, We, the undersigned, each for himself or itself, hereby ask permission of your honorable body that permission may be granted said undersigned, under the terms and conditions of said Ordinance No. 1554, to connect a main or mains with the nearest most convenient water works thereof, and upon granting to us such request, we and each of us acknowledge ourself bound by each and all the terms, stipulations and conditions of said ordinance, for the extension of said city water over said portion of such streets as specified above.

The Hoiles Realty Co.,
R. C. Hoiles, Tr.

To the Honorable President and Members
Of the Council of Alliance, Ohio.

Your Committee to whom was referred the foregoing petition, respectfully beg to report that we have carefully examined the subject and find that the granting of the foregoing petition will not be detrimental to the public good and would therefore recommend that the request of said petitioners be granted.

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

MONDAY, DECEMBER 18th, 1916 - (Continued).

THE FOLLOWING ORDINANCES AND RESOLUTIONS WERE INTRODUCED:

- Resolution No. 2275.
 Res. 2275 1st time. Mr. Binkley: Declaring it necessary to improve East State Street, South Seneca Avenue, by constructing Sewer 163; was read the first time.
 Referred to the Sewer Committee.
- Resolution No. 2264.
 Res. 2264 1st time. Mr. Lower: An ordinance to establish a grade on Webb Avenue, from South Street to Devine Street; was read the first time.
 Referred to the Committee on Grades.
- Resolution No. 2265.
 Res. 2265 1st time. Mr. Lower: An ordinance to amend the grade on Morgan Avenue from ~~Morgan~~ South Street to Ohio Street; was read the first time.
 Referred to the Committee on Grades.
- Resolution No. 2266.
 Res. 2266 1st time. Mr. Lower: An ordinance to establish a grade on Wade Avenue from Auld Street to Devine Street; was read the first time.
 Referred to the Committee on Grades.
- Resolution No. 2267.
 Res. 2267 1st time. Mr. Lower: An ordinance to establish a grade on Woodland Avenue from Auld Street to Ohio Street; was read the first time.
 Referred to the Committee on Grades.
- Resolution No. 2268.
 Res. 2268 1st time. Mr. Lower: An ordinance to establish a grade on Devine Street from Liberty Avenue to Woodland Avenue; was read the first time.
 Referred to the Committee on Grades.
- Resolution No. 2269.
 Res. 2269 1st time. Mr. Lower: An ordinance to establish a grade on Grace Street from Liberty Avenue to Woodland Avenue; was read the first time.
 Referred to the Committee on Grades.
- Resolution No. 2270.
 Res. 2270 1st time. Mr. Lower: An ordinance to establish a grade on Ohio Street from Liberty Avenue to Woodland Avenue; was read the first time.
 Referred to the Committee on Grades.
- Ordinance No. 2271.
 Ord. 2271 1st time. Mr. Merts: An ordinance to authorize the Director of Public Service to make settlement with Harry Richardson for his claim against the City of Alliance, for damages arising from injury done to his automobile; was read the first time.
 Referred to the Finance Committee.
- Ordinance No. 2261.
 Ord. 2261 1st time. Mr. Merts: An ordinance to fix the salary of the second clerk in the office of City Auditor; was read the first time.
 Referred to the Finance Committee.
- Ordinance No. 2263.
 Ord. 2263 1st time. Mr. Penick: An ordinance fixing the number, bonds and salaries of the police force of the City of Alliance; was read the first time.
 Referred to the Police and Finance Committees.
- Ordinance No. 2276.
 Ord. 2276 1st time. Mr. Merts: An ordinance to fix the number, bonds and salaries of the members of the Fire Department of the City of Alliance, Ohio; was read the first time.
 Referred to the Committee on Fire & Patrol, and the Finance Committee.
- Funds not provided in Budget for salary increases, Fire and Service.
- City Auditor Silver, stated that no funds had been provided in the budget for the proposed increases and that he could not certify that the money was in the fund for the Fire and Service Departments.

- Ordinance No. 2262.
 Ord. 2262 1st time. Mr. Merts: To issue a certificate of indebtedness of the City of Alliance, Ohio, in the sum of \$2500.00, to secure the services of F. W. Ballard & Company, Cleveland, Ohio, to assist the city in the appeal to the Alliance Gas & Power Company, before the Public Utilities Commission; was read the first time.
 Referred to the Finance Committee for immediate action.
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- Cox excused.
 On motion of Binkley, seconded by Miller, Cox was excused from attendance at this meeting.
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- Council to meet at 7 o'clock.
 Binkley suggested that hereafter, Council meet at 7:00 o'clock to take up Committee work before Council convenes at 7:30 o'clock.
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- Report of Finance Committee Ordinances 2262, 2271.
 passage. The Finance Committee submitted Ordinances 2262 and 2271, and recommended their
 Chas. F. Merts
 J. W. Penick
 L. E. Grubb
- The report of the Committee was agreed to.

MONDAY, DECEMBER 18th, 1916 - (Concluded).

Ordinance No. 2271.

Penick moved, seconded by Lower, that the statutory rule requiring ordinances and resolutions to be read on three different days be suspended and Ordinance No. 2271 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. So the rule was suspended and the ordinance read the second and third time.

Ord. 2271
Passed.

* CERTIFICATE

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, Grubb, Lower, Merts, Miller, Penick. So the ordinance was passed.

* CERTIFICATE

I, Chas. O. Silver, City Auditor of the City of Alliance, Ohio, do hereby certify that the money required for by Ordinance 2271, is in the Treasury to the credit of the General Fund for damages, and not appropriated for any other purpose.

CHAS. O. SILVER,
City Auditor.

Ordinance No. 2262.

Grubb moved, seconded by Penick, that the statutory rule requiring ordinances and resolutions to be read on three different days be suspended and Ordinance No. 2262 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, Grubb, Lower, Merts, Miller, Penick. So the rule was suspended and the ordinance read the second and third time.

Ord. 2262
Passed.

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, Grubb, Lower, Merts, Miller, Penick. So the ordinance was passed.

Next
Meeting
Dec. 28th.

Binkley moved, seconded by Grubb, that when we adjourn. we adjourn to meet next Thursday, December 28th, 1916; which motion was agreed to.

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

Attest:

Chas O Silver
City Auditor.

Chas E Bannard
President of Council.