

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

The roll being called the following members answered to their names: Messrs. Grubb, Lower, Merts, Harry Miller, James Miller, Penick and Weaver. Present 7, Absent 0.

The minutes of the previous meeting were read and approved.

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Resignation of court bailiff.

Judge Moore of the Municipal Court called attention to the resignation of the court bailiff, W. J. Robinson, who had found that no provisions had been made to pay for expenses and he was required to pay his own expenses in serving papers throughout the Court's jurisdiction. Judge Moore suggested that some provision be made to take care of this office.

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City Auditor presents condition for Auditor drawing compensation as Sec. of the Trustees of the Sinking Fund.

City Auditor C. O. Silver, stated that owing to an enactment of the last legislature Section 4276 General Code, (106 O.L. 483) Council merged the duties of the Clerk of Council to that of City Auditor, which consequently deprives the encumbrant of the \$25.00 monthly salary and in order to meet the compensation that had been received, an Ordinance was passed increasing the salary of the Secretary of the Sinking Fund from \$25.00 per month to \$35.00 per month, to which position Mr. Silver was elected. Later the Attorney General rendered an opinion to the effect that the Auditor could not serve as Secretary of the Trustees of the Sinking Fund and receive additional compensation for such services. Mr. Silver stated that after learning of this opinion, he ceased drawing salary, however the vouchers were drawn but not cashed and were held pending further adjustment on the matter. At the close of the year, however, Council passed Resolution 2495 A Resolution to authorize the Trustees of the Sinking Fund to pay to the City Auditor the salary provided for by Ordinance for services rendered as Secretary of the Trustees of the Sinking Fund, Passed December 17, 1917 and approved by the Mayor, and in view of the holding of the Attorney Generals Department that such expenditures were illegal, he refunded to the Sinking Fund all salaries that had been drawn since Attorney General had rendered his opinion which was April 6, 1916 and credited back to the Sinking Fund the vouchers drawn but not cashed, with the understanding that should at any time in the future it be determined that said employment was legal and the salaries drawn, shall be returned to him. A Resolution was also passed by the Trustees of the Sinking Fund, Feb, 4th, to that effect.

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Shetler reports Keener cases also of claim against Contractor E. B. Silver. Solicitor instructed to collect bill from Wm. G. Sheets.

City Solicitor Shetler reported to Council relative to the Keener cases which had originated in Mayor Westovers court where Mr. Keener was fined \$5.00 in two cases for alleged violation of the plumbing regulations wherein it was shown that he had done his own plumbing without having taken out a permit. Mr. Shetler stated that if Council had no objection that he would proceed to collect the fine assessed upon Mr. Keener. He also spoke of a claim of \$41.00 held by the city against Contractor E. B. Silver, who had remodeled the nurses home at the City Hospital. On motion of Merts, seconded by Weaver the matter was referred to the judiciary committee and solicitor for further action.

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On motion of Penick seconded by Grubb the solicitor was instructed to start an action against William G. Sheets to collect a hospital bill alleged to be owing.

Mr. Shetler reported that the city had lost the damage suit brought by Solomon Gaskill. Mr. Gaskill has been allowed \$2,000.00.

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Mayor Westover addressed Council of the Light Controversy now pending before the Public Utilities Commission.

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Patton spoke regarding affairs of hospital strike. Finance Comm. recom. passage of Ord. 19-A. Judiciary Comm. recom. payment of claim of Mr. Handwork.

Safety Director Patton spoke briefly to council regarding the strike of pupil nurses at the city hospital, stating that the affairs were not a very serious matter as so far there had been no suffering by the patients. He believed there would be an early adjustment of the affair.

Finance Committee submitted their report recommending the passage of Ordinance 19-A. Chas. F. Merts, J. W. Penick, L. E. Grubb.

The report of the Committee was agreed to.

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Weaver stated that he had talked to General Manager F. L. Mowry of the Stark Electric Line, relative to the labor unions request regarding fifteen minute service between State street and Mahoning avenue. Mr. Mowry stated that he would take it under advisement and report at an early date.

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The Judiciary Committee submitted their report and recommended payment of the claim of \$4.00 made by Walter Handwork for auto tires claimed to have been damaged by his machine striking a ditch.

Mr. Lower called attention to a telephone pole in rear of the Odd Fellows building and the director of public service was instructed to have the pole removed.

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Grubb stated that no report was ready at this time relative to the alley at the Lincoln avenue school.

THE FOLLOWING ORDINANCES AND RESOLUTIONS WERE INTRODUCED:

ORDINANCE NUMBER 24-A

Mr. Merts: To fix the compensation of teams in the service department, was read the first time. Referred to the Finance Committee.

Ord. 24-A read 1st time.

ORDINANCE NUMBER 23-A

Mr. : An Ordinance to accept Mike Lesis's and Wm. C. Yarmolawicks replat of city lots 4456 and 4456 and part of Outlot 132, was read the first time.

Ord. 23-A read 1st time.

ORDINANCE NUMBER 22-A.

Mr. Merts: An Ordinance to create the office of an assistant clerk or deputy clerk in the office of clerk of the Municipal Court of Alliance, Ohio, was read the first time.

Referred to the Finance Committee.

Ord. 22-A read 1st time.

ORDINANCE NUMBER 21-A

An Ordinance to authorize the City Auditor to draw warrants on the City Treasurer for the following bills contracted for in the year 1917, was read the first time.

Referred to the Finance Committee for immediate action.

Ord. 21-A read 1st time.

THE FOLLOWING ORDINANCES AND RESOLUTIONS WERE TAKEN UP AND CONSIDERED:

ORDINANCE NUMBER 19-A.

Mr. Merts: An ordinance to levy special assessments for the improvement of Simpson street between Miller avenue and Aultman avenue by constructing Sanitary Sewer No. 35; was read the second time.

Lower moved, seconded by James G. Miller that the statutory rule requiring ordinances and resolutions to be read on three different days be suspended and Ordinance 19-A be read the second and third time.

Ord. No. 19-A Passed.

The question being on the suspension of the rule, the Yeas and Nays were taken and resulted, Yeas 7, Nays 0. Those who voted in the affirmative were: Messrs. Grubb, Lower, Merts, Harry Miller, James Miller, Penick, Weaver. So the rule was suspended and the Ordinance read the third time.

The question being on the passage of the Ordinance, the yeas and nays were taken and resulted, Yeas 7, Nays 0. Those who voted in the affirmative, were: Messrs. Grubb, Lower, Merts, Harry Miller, James Miller, Penick, Weaver. So the ordinance was passed.

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Council referred back to the reports of the Standing Committees.

The Finance Committee submitted their report recommending the passage of Ordinances 21-A and 22-A.

Finance Comm. recom. passage of Ord. 21-A 22-A.

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

The report of the Committee was agreed to.

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Weaver moved, seconded by Merts that the statutory rule requiring ordinances and resolutions to be read on three different days be suspended and Ordinance 21-A be read the second and third time.

Ord. No. 21-A Passed.

The question being on the suspension of the rule, the Yeas and Nays were taken and resulted, Yeas 7, Nays 0. Those who voted in the affirmative, were: Messrs. Grubb, Lower, Merts, Harry Miller, James Miller, Penick, Weaver. So the rule was suspended and the Ordinance read the second and third time.

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ORDINANCE NUMBER 24-A.

Penick moved, seconded by Grubb that the statutory rule requiring Ordinances and resolutions to be read on three different days be suspended and Ordinance 24-A be read the second and third time.

Ord. No. 24-A Passed.

The question being on the suspension of the rule, the Yeas and Nays were taken and resulted, Yeas 7, Nays 0. Those who voted in the affirmative, were: Messrs. Grubb, Lower, Merts, Harry Miller, James Miller, Penick, Weaver. 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 7, Nays 0. Those who voted in the affirmative were: Messrs. Grubb, Lower, Merts, Harry Miller, James Miller, Penick, Weaver. So the Ordinance was passed.

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J. G. Miller moved seconded by Lower, that the Engineer be instructed to draw plans and specifications for Sanitary Sewers for the City.

Solicitor instructed to prepare bond Ord. for auto.

On motion of Merts, seconded by James G. Miller the Solicitor was instructed to prepare a bond ordinance to purchase an automobile for street commissioner also an ordinance to vacate an alley at Lincoln Avenue school building as requested by the Board of Education.

President Barnard suggested that the Councilmen view the North Walnut Avenue crossing of the Cleveland and Pittsburgh Railroad.

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On motion of Grubb, seconded by James G. Miller, Council adjourned.

Attest:

Chas. F. Merts  
City Auditor

C. B. Barnard  
President of Council.