

Monday Nov. 25th-1912.

The city council met in adjourned session with President Hull in the chair.

The roll being called, the following members answered to their names:

Messrs. Barnard, Farmer, Gubb, Lower, Voss, Yanney.

The following communication was read:

Nov 25th-1912

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

Gentlemen:

Referring to the resolution passed by your Honorable Body at the meeting on Nov. 18th-1912, in which you desired me to investigate and report to you the status of the improvement:

1. Of Fifth Street in the City of Alliance, Ohio
2. As to the grade crossing at Arch Avenue and the Pennsylvania Lines in the City.

I would say that on the 27th of this Month I visited Salem and had a conference with Cary and Armstrong, Attorneys for the Penn. Co., and at which conference these Attorneys assured me that there is no objection to proceeding with the Fifth Street Improvement and that, in their opinion, everything was quite satisfactory.

In regard to the Arch Avenue Subway, there was no difference between us in this, that the Ordinance determining to proceed with such Improvement was not passed within the allotted time, that is, within ninety days after the passage of the resolution declaring it necessary to make the improvement, and for that reason the ordinance determining to proceed with the work was void, and that more than the ninety days having expired from the passage of the resolution declaring it necessary to proceed with the work it is now too late to proceed with further legislation under the resolution passed May 6th-1912.

In my judgment, confirmed by that of the Attorneys at Salem, the only way to proceed now is to pass a resolution declaring it necessary to abolish that crossing and follow that up, in not less than thirty

now more than ninety days from its passage with an ordinance determining to proceed with the work: and for that purpose I have prepared and submit herewith a resolution declaring it necessary to proceed with the improvement.

This resolution is a verbatim copy of the resolution passed by council May 6th 1917, and has been thoroughly considered and digested by council, and I see no reason why the same may not be introduced to night, the rules suspended and the resolution passed at this meeting or the Council, if it sees fit may let the resolution take its regular course.

Very truly
Wm. M. Roach.
Solicitor.

The communication was ordered filed.
The following agreement was read to Council.

To the Council of the City of
Alliance, Ohio
Gentlemen;

In consideration of your passing an ordinance to accept a plat of what is known as Diehl Court Allotment, the undersigned hereby agree to grade Perry Street to grade, and to lay side walks on Perry Street, this to be done as soon as the necessity for the same is apparent. Dated this 25th day of November 1917.

C. A. Diehl.
E. W. Diehl.

The agreement was ordered filed.

Reports of Standing Committee

The Finance Committee submitted their report recommending the passage of Ordinance No. 1553.

The Committee on Sewers to whom was referred Resolution No. 1466, submitted the following report.

Nov. 23-1917

To the Honorable Council
City of Alliance, Ohio
Gentlemen:

We, the Committee to whom was referred Ordinance No. 1466 relating to the manner of constructing Sanitary Sewer No. 138, beg to report as follows:

That we recommend the construction of the sewer as a main sewer in accordance with the provisions of this ordinance from a point at the intersection of Harrison Street and the alley west of Lincoln Avenue, west and south

from said point to the south terminal of said sewer, and from said point of intersection of Harrison Street, and the alley west of Lincoln Avenue north and east to the north terminal point of said sewer, that said sewer No. 138 be constructed as a lateral sewer and that the unplatted lands abutting on the North part of said sewer being constructed as a lateral sewer be platted, for purposes of making assessments in the manner provided by law.

Also that the necessary legislation for constructing this sewer in the manner provided therein, and for making assessment for same be prepared by the City Solicitor and submitted at the next meeting of Council.

Respectfully Submitted

C. E. Barnard

G. W. Yanney.

L. E. Gubb.

The report of the Committee was agreed to.

The Committee on Light submitted Ordinance No. 1557, and recommended passage.

G. W. Yanney.

L. E. Gubb.

The report of the Committee was agreed to.

The following Ordinance and resolutions were taken up and considered:

Ordinance 1550.

An Ordinance to accept the plat of the Diehl Court Allotment, was read the first time. Farmer moved, seconded by Lower that the statutory rule requiring ordinances and resolutions to be read on three different days be suspended and the Ordinance 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 Barnard, Farmer, Gubb, Lower, Voss, Yanney.

So the rule was suspended and the ordinance 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: Barnard, Farmer, Gubb, Lower, Voss, Yanney. 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 Barnard, Farmer, Gubb, Lower, Voss, Yanney.

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 Barnard, Farmer, Gubb, Lower, Voss, Yanney.

So the ordinance was passed.

Ordinance No. 1553.

Mr. Barnard: To authorize the Director of Public Service to purchase certain tracts of land for the construction of the Westville Storage Reservoir was read the first time.

Farmer moved, seconded by Barnard that the statutory rule requiring ordinances and resolutions to be read on three different days be suspended and the ordinance 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 Barnard, Farmer, Gubb, Lower, Voss, Yanney.

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 Barnard, Farmer, Gubb, Lower, Voss, Yanney.

So the Ordinance was passed.

Resolution No. 1554.

Mr. Barnard: To provide for the extension of water service beyond the limits of the City of Alliance, Ohio, was read the first time.

Barnard moved, seconded by Farmer that the statutory rule requiring ordinance and resolutions to be read on three different days be suspended and the resolution 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

Thereby certify that there is \$1900.00 in the Treasury to the credit of the Water Improvement, to be applied for the purposes as provided by Ord. No. 1553.
Nov. 25/17 - C. O. Silcox
Auditor.

the affirmative were: Messrs Barnard, Farmer, Gubb, Lower, Voss, Yanney.

So the rule was suspended and the resolution read the second and third time.

The question being on the passage of the resolution. The yeas and nays were taken and resulted Yeas 6, Nays 0.

Those who voted in the affirmative were Messrs Barnard, Farmer, Gubb, Lower, Voss, Yanney. So the resolution was passed.

Resolution No. 1556.

Mr. Barnard: Declaring it necessary and the intention to abolish the grade crossing at North Arch Avenue, and the Pittsburg Fort Wayne + Chicago Railroad operated by the Pennsylvania Company, assignee of the Pennsylvania Railroad Company, Lessee, in the City of Alliance, and State of Ohio, pursuant to the provisions of the Statute in such case made and provided was read the first time.

Farmer moved, seconded by Lower that the Statutory rule requiring ordinance and resolution to be read on three different days be suspended, and the resolution 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 Barnard, Farmer, Gubb, Lower, Voss, Yanney.

So the rule was suspended, and the ordinance read the second and third time.

Nov. 25th - 1917.

I hereby certify that there is \$38,700.00 in the treasury to the credit of the N. Arch Avenue, Subway Improvement Fund, and not appropriated for any other purposes.

Chas. O. Silver
City Auditor.

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 Barnard, Farmer, Gubb, Lower, Voss, Yanney. So the ordinance was passed.

Ordinance No. 1557.

Mr. Yanney: To issue bonds for the purpose

of erecting works for the generation and transmission of electricity for the supplying of electricity to the City of Alliance, Ohio, and the inhabitants thereof, illuminating and power purposes, was read the first time.

Introduction of Ordinances, Resolutions.

Ordinance No. 1557.

Mr. Barnard - To refund certain portions of special assessments heretofore levied for the improvement of South Liberty Avenue, between Summitt Street and Milner Street in the City of Alliance, Ohio.

Referred to Judiciary Committee.

Ord. No. 1555.

Mr. Lower: To vacate certain portions of a certain short street on the South side of State Street was read the first time.

Referred to the Committee on Streets and Alleys.

Farmer moved, seconded by Lower the Solicitor be instructed to prepare the Ordinance Determining to proceed with the N. Arch Subway Improvement, which was agreed to.

Voss moved, seconded by Lower that Council adjourn, which motion was agreed to.

Attest: Chas. O. Silver,
Clerk

J. W. Hull,
President