

Council Chamber Occurrence O May 8<sup>th</sup> 1843

Council met in adjourned session President Wilson presiding and members all present. The reading of the minutes were dispensed with and report of finance Committee called for

Reading of  
bills and  
Passage of  
Claims ordinance

The Committee reported having approved a number of bills which were in the hands of the Clerk and asked that they be read. The bills were then read and they be allowed and an ordinance be prepared providing for their payment. seconded by Devine and Carried. There not being sufficient money in certain funds to pay the bills approved on motion of Love there was apportioned from any unapportioned money in the treasury to the general fund \$75<sup>00</sup> and to the street fund \$150<sup>00</sup>. The ordinance for the payment of the bills being prepared was read and Love moved the same be passed seconded by Devine and Carried Yeas 12 nays 0

Report of  
Street Committee  
on Vacation of  
5<sup>th</sup> Street

The street Committee to whom had been referred the matter of the vacation of a portion of 5<sup>th</sup> Street reported as follows: We the street Committee to whom was referred the matter of the vacation of 5<sup>th</sup> Street beg leave to report favorably on the same and recommend that that portion of 5<sup>th</sup> Street lying between the C & P. R.R. and Rush Street be vacated. Bush moved the adoption of the report seconded by Gable. The yeas and nays were called resulting yeas Buck Bush Cowger Crubaugh Davidson Devine Gable Love Williams Wilson Nays Cowan Harris yeas 10 nays 2 and the resolution was declared adopted, and on motion of Davidson the Clerk was instructed to advertise the proposed vacation according to law.

Report on  
Union Ave  
sidewalk

The Street Committee to whom had been referred the submitting of plans and estimate of cost of a sidewalk along the run just north of the Union Avenue bridge reported as having given the matter a thorough and careful investigation and that the same could be constructed <sup>and</sup> in connection therewith a sewer to take care of the surplus water at a cost of about \$300<sup>00</sup> and asked that Council take the

necessary steps to have the same done and on motion of Love the report was accepted and ordered placed on file.

A plan of the same and an estimated cost prepared by the engineer was also presented and on Motion of Devine ordered placed on file

On Motion of Davidson seconded by Conger Jan 12 may 6 the engineer was instructed to prepare plans and specifications and an estimate of the cost for the improvement of Ash Street from Liberty Street to the C. & P. R. R.

Moved by Buck and seconded by Davidson that Jno Hadley the contractor on the Ely Street improvement be notified to proceed with the work on said street.

Obstructed alley.

Gabel called attention to an alley north of and parallel with Patterson Street being obstructed and the street committee was instructed to give the same their attention and have obstructions removed

Frank Sewer

Love called attention to the bad condition of the alley running east from Arch street north of Cambridge street and the necessity of a sewer of some kind to carry off the surface water and the same was referred to the sewer committee

Board of Equalization

The Judiciary Committee made the following report: "The Judiciary Committee to whom was referred the matter of filling the vacancies in the Board of Equalization hereby recommend the appointment of B. F. Truscott and S. T. McCandless to fill the vacancies on said board" signed H. W. Harris W. B. Cornburgh Alex Cowan. The year and maps were then called on the confirmation of the above candidates (the same having been nominated at the preceding meeting) resulting officers Buck Bush Conger Cowan Cornburgh Davidson Devine Gabel Harris Love Williams Wilson. Jan 12 may 6 and the nominations were declared confirmed

Petition to open alley

A Petition from property owners to open the alley running west between Grant and Roseberry streets referred to Palatiny Committee

prepare grade  
for Harrison  
Street

The matter of preparing a grade for Harrison Street was on motion of Bush referred to the Grade Committee to report at next meeting

Appointment  
of Wm Amst  
Chief fire Dept

The Committee on fire and patrol made the following report: "In your committee on fire and patrol beg leave to report that after a thorough investigation we find that among the different applicants that Mr Wm Amst would prove the most efficient Chief of the Alliance Fire Dept and would therefor recommend that the appointment be made for two years." signed. C. H. Bush, A. B. Love  
Bush moved the adoption of the report seconded by Davidson and carried Yeas 12 nays none

Bond of  
Wm Amst  
referred

The Bond of Wm Amst as provided for in the ordinance contracting with him for the equipping and maintaining a fire alarm and police patrol system with Morris French as Surety was read and referred to the Judiciary Committee.

Paint city  
Hall

The following resolution was presented. Be it resolved that it is the sense of this Council that the Committee on fire and patrol be and are hereby instructed to have the City Hall and Prison painted at a cost not to exceed \$150<sup>00</sup> and that the same be done without delay." Bush moved the adoption of the resolution seconded by Couger and carried Yeas 12 nays none

Appointment  
of Beardsley  
and Ogline

The Police Committee to whom had been referred the nomination by the Mayor of Wm Beardsley and Grant Ogline for Policemen made the following report: "Your Committee to whom was referred the nominations for Police ask leave after giving the matter due consideration to report favorably on the same signed J. W. Buck, H. W. Harris Alex Cowan.  
Gobell moved the ~~resolutions~~ report be accepted and the nominations be confirmed seconded by Devine The yeas and nays were called resulting Yeas Buck Bush Couger Cowan Lamborn Davidson Devine Gobell Harris Love Williams Wilson Yeas 12 nays none and the nominations were declared confirmed

Passage of ordinance for grade on Rosenberg st

An Ordinance to establish a grade on Rosenberg Street was read first time and on motion of Buck seconded by Gabelle Yeas 12 nays none the rules were suspended and the ordinance read second time by title and on motion of Buck seconded by Gabelle the rules were again suspended (Yeas 12 nays 0) and the ordinance read third time and on motion of Buck seconded by Devine placed on its final passage. The result being Yeas Buck ~~Bush~~ Leonges Leowan Cornburgh Davidson Devine Gabelle Harris Lova Williams Wilson Yeas 12 nays <sup>Bush</sup> 0 and the ordinance was declared passed.

second reading ordinance to repeal Prohib. ordinance

An Ordinance to repeal an Ordinance entitled an Ordinance to prohibit all Beer and Porter houses and other places where intoxicating Liquors are sold at retail passed July 19. 1888. was read second time

Judiciary Com to establish fire limit

Bush offered the following resolution and moved its adoption: Be it resolved That it is the sense of this Council that the Judiciary Committee be and are hereby instructed to establish a fire limit and report an Ordinance at our next meeting.

Devine seconded the motion to adopt The yeas and nays were called resulting Yeas 12 nays none and the resolution was <sup>declared</sup> adopted

Waybrecht to have dirt

Lova stated that Mr Waybrecht wished to get 25 loads of dirt now being excavated at the corner of Broadway and Linden Avenue and was willing to pay for the same and moved that the request be granted seconded by Devine and carried

sidewalk resolutions

Resolutions requiring property owners to lay sidewalks were then read for the following lots:  
 East part lot 36 West main Street J R Haines owner  
 Lot 846 Broadway Jno Davis owner  
 " 845 " Jacob Kern "  
 " 849 " Chas Craver "

Lat # 1280	South Webb avenue	Thomas Thomas	Owner
" 1231	" " "	Louis J. Warren	"
" 2661	" " "	Michael Schuff	"
" 2660	" " "	Thos Lewis	"
" 2658	" " "	E P Bailey	"
" 2663	" " "	A Weibert	"

The above Resolutions were read and adopted separately by a yea and nay vote each receiving 12 nays 0 and The Marshal was instructed to serve copies of the same upon the owners of said lots at once.

On Motion of Bush the Clerk was instructed to furnish the sidewalk Committee with a list of sidewalk resolutions which have been adopted and notice of same served on the owner.

City Solicitor Strongy presented the following communication: A C Strongy City Solicitor Alliance Ohio Dear sir for the purpose of adjusting the differences between Mr Withrow and the City of Alliance in the two cases pending in our court and to avoid litigation, if the City of Alliance will pay the costs in said actions less such costs have been adjudged against Mr Withrow and receipt to Mr Withrow in full for all claims to date for by reason of said improvement, then Mr Withrow will accept the same in full settlement and dismiss said actions. This proposition is made in view of a settlement only and for the express purpose of showing that Mr Withrow desires to take less by way of settlement than his actual damages and less than he hopes and expects to receive in litigation.

signed Welty & Taylor attys for Robt Withrow

The following resolution was then offered. "Resolved by the Council of the City of Alliance Ohio that the proposition submitted to the City Solicitor by Robert Withrow through his attorneys Welty & Taylor to settle the two cases now pending in the Common

clerk furnish sidewalk Com list

Proposition to settle with Withrow

Resolution to  
settle with  
Robt Withrow

Pleas Court of Stark County Ohio in which  
The said Robert Withrow is Plaintiff and  
The City of Alliance defendant be accepted  
except as hereinafter provided and the  
Solicitor is hereby instructed to settle said  
cases on the following terms to wit:  
Said Robert Withrow to dismiss both cases and  
relinquish all Claims for damages by reason  
of the improvement of Linden Avenue and  
pay all costs adjudged against him in said  
cases and provide for the relaying of the  
sidewalk along his premises at his own expense  
within sixty days. The city to release the  
assessment for the improving of said avenue  
and pay all costs except as above provided"  
Love moved the adoption of the resolution  
seconded by Buck. The yeas and nays  
were called resulting Yeas Buck Leonard  
Conger Davidson Devine Gubell Harris  
Love Wilson. Nays Bush Crubayh and  
Williams Yeas 9 nays 3 and the resolution  
was declared adopted.

Jenkins add the city by Mr Jenkins was presented and  
Bush moved the acceptance of the same  
Conditional that a complete plan or plat prepared  
by the engineers to conform to the one now before  
Council be presented before the final acceptance.  
seconded by Conger and carried.

Resolution to  
Employ Sanitary  
Policeman

Bush offered the following. "Be it and  
moved its adoption. Be it resolved that a  
sanitary policeman be employed for  
a period of three months at a salary not to  
exceed fifty dollars per month. Williams  
seconded the motion to adopt and on  
motion of Love seconded by Davidson the  
same was referred to the Police Committee.

No further business Council adjourned

Thomas Casselmer Thomas Wilson  
Clerk Pres