

Council Chamber Alliance O. Feb 18-1895

Council met in regular session with President Bush in the chair and the following members present
 Buck Conger Crutbaugh Davidson Hearn
 Kay Melaney Trail Williams Wilson.
 Absent Sept. Minutes of the three preceding meetings read and approved.

Repair catch
 basin

Melaney reported that the catch basin on Liberty Street at the first alley south of Main was stopped up and needed some attention and on motion of Conger seconded by Davidson the Street Commissioner was instructed to make the necessary repairs.

Protect water
 plugs

Attention was called to the condition of a water plug at the intersection of Cambridge and Willow streets and one on South Park Street. The water mains being down so low that the top of the plugs were below the surface of the ground leaving an excavation that was considered dangerous and on motion of Conger seconded by Trail the Street Commissioner was instructed to so protect such plugs as to avoid accidents.

Clean snow
 off County line road

Kay reported that the County line road between the C & P R.R. and Broadway was impassable on account of snow drifts and moved that the Street Commissioner be instructed to open up said road by removing ^{the} snow. so as to make it passable seconded by Melaney and carried.

A communication from Berger & Masanley relative to the proposed change in the line of no 4 Sewer was submitted as follows:

To the City Council Alliance O
 Gentlemen: I have carefully examined the plans, profile and grounds of the proposed change in the line of

Proposition of
Berger & Macaulley
on No 4 Sewer

Sewer no 4 for the construction of which I am under Contract and I am willing that the line of the sewer shall be changed to run from the manhole on Front Street at the west side of Maple Street in a south westerly direction along Maple Avenue under the stone box Culvert at the P.F.W.C.R.R. thence in a south westerly direction to Meadow Avenue and then south to Broad Street or from the south end of the culvert directly south along an alley to Broad Street as the Council may direct and we hereby agree to construct the sewer along either of said lines under our Contract and without any additional claim for compensation by reason of said change in the location of the sewer from that specified in our Contract but we will do the work at the same rate per lineal foot as specified in our Contract

signed Berger & Macaulley by Macaulley

On motion of Wilson seconded by Froid the communication was received and ordered placed on file.

The Sewer Committee submitted the following report: To the City Council

Your Committee to whom was referred the matter of the proposed change in the location of that part of Sewer no 4 lying between Front and Maple Streets and Broadway would respectfully report in favor of the following change: instead of running from the manhole at the west side of Maple Avenue on Front Street east on Front Street to the first alley west of the Corporation line thence south on said alley under the P.F.W.C.R.R. and then south on an alley to Broad Street as it is at present located on the Sewer map we recommend that it be run from the manhole at Front and Maple Streets in a south westerly direction along Maple Avenue to the Box stone Culvert at the

Report of Sewer
Committee on
No 4 Sewer

" P. F. W. & C. R.R. - thence under said culvert to the south side of the railroad. Thence south along the second alley west of the corporation line to Broad Street.

We recommend that the Council authorize the above change as the contractors, Bergen and Macaulay have agreed to construct the sewer along said line without additional compensation by reason of said change in the line.

" Signed C. C. Davidson, O. C. Conger Sewer Committee
 Buck moved the adoption of the above report - seconded by Conger. The Yeas and nays were called resulting Yeas Buck Conger Davidson Harris May Melaney Fred Williams Wilson. Nays Curbungh Bush. Yeas 9 nays 2. and the report was declared adopted.

open ditch near
 Grist mill

Davidson reported an open ditch near the grist mill on Prospect Street needing some attention and the same was referred to the Sewer Committee and Engineer with instructions to report

ordinance to
 settle Miller case

An Ordinance entitled,
 An Ordinance to provide for the settlement of the case of Mary Ann Miller against the City of Alliance" was read as follows:

Whereas, one Mary Ann Miller has brought an action in the Common Pleas Court of Stark County against the city of Alliance in the sum of \$20,000⁰⁰ for injuries claimed to have been sustained in travelling the streets of said city, and
 Whereas Messrs Warm & Bow attorneys representing said Mary Ann Miller have made a proposition to accept the sum of \$350⁰⁰ in settlement of said claims and the city to pay all costs. Therefore
 Be it ordained and enacted by the Council of the City of Alliance Ohio that the said proposition be accepted and that

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The City Clerk be and hereby is authorized and instructed to draw his warrant on the City Treasurer in favor of Warrin & Bow as such attorneys for \$650⁰⁰ to be paid out of the general fund of the city in payment in full for said claim

This Ordinance shall take effect and be in force from and after its passage.

Harris moved the ordinance be placed on its passage seconded by Trail. The Yeas and nays were called resulting Yeas Buck Crumbaugh. Davidson. Harris. Kay. McManey. Trail. Wilson. Nays Bush. Conger. Williams. Yeas 8 nays 3. and the ordinance was declared passed.

Harris reported that the case of Mrs Campbell against the City now in the Supreme Court was likely to be heard soon. and asked the opinion of Council as to the propriety of having the attorneys for the City attend the Court when the case was taken up. (briefs having been submitted to the Court) and Wilson moved that the Attorneys Messrs Fordney and Craine be instructed to go to Columbus and attend the hearing. seconded by Davidson. The Yeas and nays were called resulting Yeas 11 nays none and the motion was declared carried.

On Motion of Kay seconded by Trail the Engineer was instructed to set stakes for the no 4 sewer on the new line adopted.

An Ordinance to provide for the issuing of the bonds of the City of Alliance Ohio for the purpose of extending the time of payment of certain indebtedness which from its limits of taxation said City is unable to pay at maturity was read first time and Wilson moved that the rules be suspended and the

attorneys to attend trial of Campbell case

set grade stakes

Ordinance to sell bonds

Ordinance be read second time by title
 seconded by Conger The yeas and nays
 were called resulting Yeas Buck Conger
 Embaugh Davidson Kay Melaney Frail
 Williams Wilson Bush Yeas 10 nays none
 The rules were declared suspended. The
 Ordinance was read second time by
 title and Wilson moved that the
 rules be again suspended and the
 Ordinance be read third time by title
 seconded by Williams The yeas and nays
 were called resulting Yeas Buck Conger
 Embaugh Davidson Kay Melaney
 Frail Williams Wilson Bush Yeas 10 nays none
 The rules were declared suspended and
 the ordinance was read third time by
 title and Buck moved the same be
 placed on its final passage seconded
 by Wilson. The yeas and nays were
 called resulting Yeas Buck Conger
 Embaugh Davidson Kay Melaney
 Frail Williams Wilson Bush Yeas
 ten nays none and the ordinance
 was declared passed

No further business Council adjourned

Thomas Casselman

Clerk

C. H. Bush Pres

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Bill

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