

Alliance Ohio October 6th 1898.

City Council met in adjourned session with President Morgan presiding and the following members present Conger, Gilson, Gable, King, Lorr, Miller, Scott, Williams, Wilson, Zimmerman, absent Katzenstein.

Minutes of the preceding meeting read and approved.

Conger moved that the Council, Solicitor and Engineer go into caucus seconded by Scott and carried.

The members of Council, Solicitor and Engineer then adjourned to the Clerk's Office and held a caucus, & upon returning to Council Chamber Chairman Morgan called the Council to order.

A. Resolution to contract with the Alliance Water Works Company for the purchase of its Water Works Plant was read as follows for the first time.

Be it resolved by the Council of the City of Alliance, Ohio that the City ^{enter into a} contract with the Alliance Water Works Company for the purchase of its Water Work Plant upon the terms and conditions of the contract hereinafter set forth and that the Mayor of this City be and hereby is empowered and directed, on behalf of this City, to execute said contract in duplicate, sign the name of this City and attach the corporate seal thereto and to do all other matters and things necessary and proper to be done for the legal execution thereof.

Said Contract shall be in the words and figures following:

This agreement made at Alliance, Ohio, this sixth day of October, A.D. 1898 by and between the Alliance Water Works Company, a corporation organized under the laws of New York, and the City of Alliance, Ohio, a municipal corporation under the laws of Ohio, witnesseth:- That the said The Alliance Water Works Company does hereby agree to sell, transfer, and set over to said City of Alliance, Ohio, on the first day of April, A.D. 1899, or on such day prior to that time as said City of Alliance, Ohio, may pay or tender to said The Alliance Water Works Company the amount hereinafter provided for, its entire water works plant, or system, and all matters and things appurtenant thereto and necessary or useful for supplying said City of Alliance, Ohio and its inhabitants with water, which said plant or

Water Works
Resolution.

Barson
by
Loring
and
T.
adjourned

st.

system consists of all real estate, easments, personal property, pipes, water rights, storage basins, machinery etc, etc., located in and about said City of Alliance, Ohio, and said The Alliance Water Works. He does further agree to not engage in supplying water to any of the citizens of said City of Alliance, Ohio, after April 1st 1899 or such date prior thereto as said City may pay the amount as herein provided for, nor authorize or empowr any other company, association or person so to do, and said The Alliance Water Works Company does agree to execute and deliver to said City of Alliance, Ohio, upon payment of the amount herein specified, a good and sufficient warranty deed, excepting only a bonded indebtedness of One hundred seventeen thousand dollars, for all real estate connected with and a part of said water works plant and said City of Alliance, Ohio, in consideration of the foregoing premises and covenants does hereby agree to pay to said The Alliance Water Works Company the sum of One hundred ninety eight thousand dollars as follows:— Eighty one thousand dollars in cash on or before the 1st day of April A. D. 1899 and the balance of said sum by the said City of Alliance, Ohio assuming and paying a bonded indebtedness of one hundred seventeen thousand dollars to the holders of the same, seventy thousand dollars of said bonded indebtedness coming due June 1st 1904 and forty seven thousand dollars of said bonded indebtedness coming due August 1st 1912, and all of said bonds bearing interest at six per cent per annum payable semiannually.

It is expressly agreed that said The Alliance Water Works Company shall keep said plant or system in as good repair between the time of the execution of this contract and the time of the transfer of said plant to this City as it is at the present time, natural wear and tear only excepted and this City shall have the privilege of examining the same at all reasonable times prior to such transfer.

In testimony whereof said City of Alliance, Ohio attaches hereto its signature and corporate seal by and through its Mayor and said The Alliance Water Works Company attaches hereto its signature and corporate seal by

and through its President.

Conger moved that the rules be suspended and the foregoing resolution be read the second time seconded by Scott the yeas and nays were called resulting yeas Conger, Gilson, Gable, King, Lovv, Miller, Scott, Williams, Wilson, Zimmerman, Morgan yeas 11 nays none, the rules were declared suspended and the Resolution was read the second time. Conger moved that the rules be again suspended and the Resolution be read the third time seconded by Williams the yeas and nays were called resulting yeas Conger, Gilson, Gable, King, Lovv, Miller, Scott, Williams, Wilson, Zimmerman, Morgan yeas 11 nays none, the rules were declared suspended and the resolution was read the third time. Conger moved that the resolution be placed on its final passage seconded by Miller the yeas and nays were called resulting yeas Conger, Gilson, Gable, King, Lovv, Miller, Scott, Williams, Wilson, Zimmerman, Morgan yeas 11 nays none and the resolution was declared passed.

Conger moved that when this Council adjourns it be to meet Tuesday evening October 11th, 1898 at the usual hour seconded by Scott and carried.

King moved that \$20.00 be deducted from John Duffys final estimate on Sanitary Sewer No 8, also \$36.00 from Robert Learmonth's final estimate on Sanitary Sewer No 19, said amounts to cover expense of the Sewer inspectors on said sewers beyond the time specified in Contract for the completion of the work seconded by Scott the yeas and nays were called resulting yeas Conger, Gilson, Gable, King, Lovv, Miller, Scott, Williams, Wilson, Zimmerman, Morgan yeas 11 nays none and the motion was declared passed.

An Ordinance for the payment of Claims was read and King moved that the Ordinance be placed on its passage seconded by Scott the yeas and nays were called resulting yeas Conger, Gilson, Gable, King, Lovv, Miller, Scott, Williams, Wilson, Zimmerman, Morgan yeas 11 nays none and the Ordinance was declared passed.

Wilson moved that the proposition of the Stark Electric Railway Company for the construction

Council to meet
Tuesday Oct 11th

Amounts deducted
on Sewer Estimates

Payment of Claims

Proposition taken
from table.

and operation of a street Railroad, Commencing at the center of State Street in the sixth ward at the west Corporation line of the City of Alliance, and running thence east along the center of said State Street to the east line of Union Avenue in said City, be taken from the table, accepted, and ordered placed on file seconded by Scott the yeas and nays were called resulting yeas Conger, Gilson, Isable, Lorr, Miller, Scott, Williams, Wilson, Morgan nays King, Zimmerman yeas 9 nays 2 and the motion was declared passed.

Stark Electric
Rail Road
Ordinance.

An Ordinance granting permission to the Stark Electric Railway Company, to construct and operate a Street Railway, on State Street, was read the first time as follows:

Whereas the Council of the City of Alliance, did by Ordinance passed on the 11th day of April, 1898, establish street Railway route No. 2, and whereas J. H. McConnell, City Clerk of said City in pursuance of the direction in said Ordinance contained did give public notice by publication in the Alliance Leader, a newspaper published daily in said City and of general circulation therein, for three consecutive weeks, next preceding the 15th day of August 1898, advising the public that sealed proposals would be received until 12 O'clock noon of the 15th day of August, 1898, by the City Council of Alliance, for the granting of the right to construct and operate for the period of twenty-five years, said street Railroad route, as established in said Ordinance, and whereas bids were received by said Council at the time mentioned in said notice, and were opened by the Council of the City of Alliance at said time, and it appearing that the Stark Electric Railway Company proposes to carry passengers on said street Railroad at lower rates of fare than any other bidders, namely; for single Cash fare 5 cents each; Commutation tickets in packages twenty five for one Dollar, twelve for fifty cents, and six for twenty five cents, and has filed with said City Council, the

written consent of a majority of the property owners on the line of said proposed street railroad, represented by the feet front of the lots abutting upon the street in which it is proposed to construct such street Street Railroad.

Now, therefore, be it ordained by the Council of the City of Alliance, as follows:-

Section one:- That permission be and is hereby granted to the Stark Electric Railway Company to construct and operate said street Railroad route No. 2, as follows: Commencing at the center of State Street in the sixth ward at the west corporation line of said City, and running thence east along the center of said State street to the east line of Union Avenue in said City.

Section 2:- That the foregoing grant shall be for the term of 25 years and shall be subject to all the terms and conditions contained in Ordinance passed April 11th 1898, establishing said route No. 2.

Section 3:- That the rate of fare shall at no time exceed the rate named in the preamble to this Ordinance, namely: Single cash fare 5 cents; Commutation tickets in packages 25 for One Dollar, twelve for fifty cents and six for twenty five cents.

Section 4:- This Ordinance shall take effect and be in full force from and after its passage and legal publication.

Wilson moved that the rules be suspended and the foregoing Ordinance be read the second time seconded by Scott the yeas and nays were called resulting yeas Conger, Gilson, Gable, Love, Miller, Scott, Williams, Wilson, Morgan nays King & Zimmerman yeas 9 nays 2. the rules were declared suspended and the Ordinance was read the second time. Wilson moved that the rules be again suspended and the Ordinance be read the third time seconded by Williams the yeas and nays were called resulting yeas Conger, Gilson, Gable, Love, Miller, Scott, Williams, Wilson, Morgan nays King, Zimmerman yeas 9 nays 2 the rules were declared suspended and the Ordinance was read

the third time. Wilson moved that the Ordinance be placed on its final passage seconded by Miller the yeas and nays were called resulting yeas Conger, Gilson, Gable, King, Love, Miller, Scott, Williams, Wilson, Morgan, nays Zimmerman yeas 10 nays 1 and the Ordinance was declared passed.

On motion of King seconded by Gable Council adjourned.

J. H. McConnell.
City Clerk.

W. H. Morgan
Pres't. of Council

Com.
from
Chairman
Club

Water
Ordin