

either purchased or taken, or both, for said improvements, shall be paid by the City, out of any general funds of the City applicable to said improvement or out of money borrowed for municipal purposes, as may hereafter be directed by the ^{Common} Council; and that the interest and total cost and expense of said improvement and of the cost and expense of the real estate to be used therefor, except said one-half of the cost and expense of the real estate to be used therefor, shall be assessed on the lots and parcels of land to be specially and particularly benefitted by said improvement;

Further Resolved, That the City Attorney be and he is hereby directed, upon the confirmation of the assessment roll for said improvement, to institute proceedings in the Circuit Court for the County of Marquette to acquire said property for said City for the use and purpose aforesaid.

Ayes Alderman Brown Blanchard Barney Hock Hoag Holly Kreis Pundit Rosseter Sherman Stafford Shea Tobin and Vandenberg, The Mayor concurring. Aye none.

Alderman Blanchard moved that the bill of Lovijuy and Demar of \$39 75, for plans for slips of City Hall be allowed, which being supported was lost by the following vote:

Ayes Alderman Blanchard and Pundit. Aye Alderman Brown Barney Hock Hoag Holly Kreis Rosseter Sherman Stafford Shea Tobin and Vandenberg.

On motion of Alderman ^{Sherman}, the following resolution was adopted:

Resolved, That the offer of the Douklesley heirs of January 31, 1895, of 50 per cent of the Crescent Street improvement tax in full settlement of the same be and it is hereby respectfully declined.

The Committee on Ordinances rules and legislation, reported and stated that they absolutely failed to find any rule, regulation or ordinance defining duties of the several Standing Committees and ^{after} consulting with the City Attorney, they are of the opinion that no adequate ordinance can be framed for that purpose and asked to be relieved from further consideration of its matter.

Alderman Blanchard moved, which was supported and carried, that the action of the Council relating to said ordinance be rescinded.

On motion of Alderman Shea, it was

Resolved, That a committee be appointed by the Hon Mayor to make all necessary arrangements for the

celebration of the 4th of July in the City of Marquette.

The Mayor thereupon appointed as such George Barnes M. E. Asiro F. J. Jenkinson Rawson Bennett J. P. Werner E. L. Kellan M. C. Scully J. H. Lewis E. E. Nemeier M. O. Turner O. G. Youngquist Alfred Archambeault, A. F. Maynard and E. H. McPherson.

J. O. Clark, of the Marquette City and Piquet I. & W. Railway Co, addressed the meeting in regard to erecting a depot at the Piquet I. & W. Pass to cost not less than \$1000⁰⁰, and had resolutions prepared for same, when the City Attorney explained that according to the amended City Charter the matter would first have to be referred to the Pass and Cemetery Commission, and on motion it was so referred.

Moved by Alderman Sherman, supported and carried that when the Council adjourns it adjourns till Wednesday the 26th day of June A. D. 1895 at 8. O. clock P. M.

Petition of Frank Bergman to remove his doghouse (since to Meek's pleasure) garden on the 24th day of June A. D. 1895 from 10. O. clock A. M. till 7. O. clock P. M. granted.

Petition of George E. French asking the Council to compensate him for sprinkling the street in front of City Hall and presenting bills for same of \$15⁰⁰ was referred till the next meeting.

The Council then adjourned till Wednesday the 26th day of June A. D. 1895, at 8. O. clock P. M.

Thomas Meads
Recorder

John H. Jacobs
Mayor.

1895
June
26.

An adjourned regular meeting of the Common Council of the City of Marquette was held in the council chamber on Wednesday the 26th day of June A.D. 1895 President Sherman presiding.

There were present Aldermen Blanchard Koch Hoag Rosseter Schock Sherman Shea Tobin ^{and} Vandenberg.

The regular order of business was dispensed with.

The reading of the minutes was dispensed with.

The following communication was then presented:

To the Common Council of the City of Marquette,
Gentlemen:-

In anticipation of a satisfactory adjustment in relation to the matter of the building of a Street Railway from the Passenger Depot in this City to the Hotel Superior, we respectfully unite in asking you to grant certain privileges indicated in the resolution herewith submitted.

Very Truly Yours

C. R. Brown

F. O. Clark ^{P^{ch}}

An motion of Alderman Tobin the following ^{preambled and} Resolution was adopted.

Whereas, The promoters of a proposed street railway from the passenger depot to the Hotel Superior in this City, and the Marquette City and Piquet Isle Street Railway company have united in asking from the common council the privilege set forth in the following resolution, therefore be it

Resolved, That the owners of the street railway franchise granted by ordinance July 14th 1890, and any party or persons associated with or acting in, by mutual agreement, contract with them for that purpose, are hereby authorized and empowered to construct a street railway with all necessary switches, sidetracks, curves and structures, from a point at or near the passenger depot of the Duluth South Shore and Atlantic railway to a point at or near the Hotel Superior in said City, said railway to be constructed in and upon Superior street, Third street, Fisher street, Champion street, Hendrix street and Blenhuber avenue and also Attamout and Jackson streets at the option of the parties constructing the same. Said road to be operated from June 1. to October 1. in each year and to be constructed with T. rail to

conform to the grades of streets when established and graded; temporary structures in streets not graded necessary to cross hollows therein being hereby permitted until such streets shall be graded; it being understood that said road when constructed shall be operated in accordance with the requirements of said Charter, except as hereinbefore indicated.

Ayes Aldermen Blanchard, Rock Hoag, Rosseter, Dech, Sherman, Shea, Tobin and Vandenberg. Aye
nond.

The Comptroller submitted a report establishing and defining a Special Assessment district and a Special Assessment Roll embracing the lots and parcels of land in the said special assessment district established and defined by him for the assessment thereon of the cost and expense of the proposed extension and continuation of Park Street from Third Street to that portion of Park Street extending east from Fourth Street; which report and assessment roll were on motion accepted, and

On motion of Alderman Rock, Monday July 8th 1895 at 8. O. clock P. M. was fixed for the review, revision and confirmation of said roll, or its ordering of a new roll by the Common Council. And the Recorder was directed to give the proper notice thereof.

On motion, the following resolution was adopted;

Resolved, That a sidewalk to and the same is hereby ordered to be constructed on the east side of Champion Street from the west side of Geneva Street to the south side of Fisher Street and the respective owners and occupants of the lots or parcels of land on said side of said street, adjoining which said sidewalk is to be constructed, are hereby required within ten days after notice to them as hereinafter provided of this resolution, to construct and make or cause to be made those portions of said sidewalk in front of said lands between the said lines of their respective lots extended at right angles to the course of said street, and the owners and occupants of lots cornering upon streets intersecting said street respectively are hereby required to construct or cause to be made such additional portions of said sidewalk as are located between the nearest curb line of said intersecting streets and said portion in front of said corner lots respectively. Said sidewalk shall be of the uniform width of 5 ft. 4 in, the inner edge thereof to be 4 ft.

from the street line, and the grade thereof to be the same as the grade of the centre of the street upon which the same is constructed opposite the same.

Said sidewalks shall be constructed of good sound pine planks not less than two inches in thickness, and not to exceed eight inches in width laid on at right angles with firmly planted sound pine or hemlock sleepers three inches by six inches in size; the earth to be filled in and firmly packed even with the top of the sleepers; planks to be firmly nailed to the sleepers with at least two spikes not less than twenty penny in size at each bearing; planks to be laid at right angles with the course of the street, at least three such stringers so laid as to break joints.

Notice of this resolution shall be given to the persons required to construct said sidewalks by publication thereof in the minutes ^{of this meeting}.

It shall be the duty ^{of the street commissioner} to serve or cause to be served upon each resident owner, and if the owner be a non-resident upon each resident occupant of each lot or parcel of land in front of which said sidewalk is required to be built, if known to him, a copy of this resolution, either personally or by leaving the same at his place of residence or place of business, if in the city, with any person of suitable age and discretion in his employ, or a member of his household, provided such person shall be found in or upon said premises, but in case no person shall be found upon whom to make said service as aforesaid, then the publication of same in said minutes shall be deemed sufficient.

On motion, the following resolution was adopted:

Resolved, That a sidewalk to and the same is hereby ordered to be constructed on the south side of Cassin Street from the west side of Pine Street to the east side of Fourth Street and the respective owners and occupants of the lots or parcels of land on said side of said street adjoining which said sidewalk is to be constructed, are hereby required within ten days after notice to them, as herein after provided, of this resolution, to construct and make or cause to be made those portions of said sidewalk in front of said lands between the side lines of their respective lots extended at right angles to the course of said street; and the owners and occupants of lots cornering upon streets intersecting said street (respectively) are hereby required to construct or cause to be made such additional portion of said sidewalk as is wanted between the rear curb line of said intersecting

streets and said portion in front of said corner lot (respectively).

Said sidewalk shall be of uniform width, 5 ft. 4 in., the inner edge thereof to be 4 ft. from the street line, and the grade thereof to be the same as the grade of the center of the street upon which the same is constructed opposite the same.

Said sidewalk shall be constructed of good sound pine plank not less than two inches in thickness, and not to exceed eight inches in width laid on at right angles with firmly planted sound pine or hemlock sleepers three inches by six inches in size; the earth to be filled in and firmly packed even with the top of the sleepers, planks to be firmly nailed to the sleepers with at least two spikes not less than twenty penny in size at each bearing; planks to be laid at right angles with the course of the street, at least three such stringers so laid as to break joints.

Notice of this resolution shall be given to the persons required to construct said sidewalk by publication thereof in the minutes of this meeting.

It shall be the duty of the Street Commissioner to serve or cause to be served upon each resident owner, and if the owner be a non-resident, upon each resident occupant, of each lot or parcel of land in front of which said sidewalk is required to be built, if known to him, a copy of this resolution, either personally or by leaving the same at his place of residence or place of business, if in the City, with any person of suitable age and description in his employ, or a member of his household, provided such person shall be found in or upon said premises; but in case no person shall be found upon whom to make said service as aforesaid, the publication of same in said minutes shall be deemed sufficient.

On motion, the following resolution was adopted:
Resolved, That a sidewalk to and the same is hereby ordered to be constructed on the south side of Crescent street from the East side of High street to the west side of Pine street and the respective owners and occupants of the lots or parcels of land on said side of said street adjoining which said sidewalk is to be constructed, are hereby required within ten days after the service on them as herein after provided of a copy of this resolution, to construct and make or cause to be made those portions of said sidewalk in front of said lands between the sidewalk lines of their respective lots extended at right angles to the course of said street;

and the owners and occupants of lots cornering upon streets intersecting said street, respectively, are hereby required to construct or cause to be made such additional portions of said sidewalk as are located between the nearest curb line of said intersecting streets and said portion in front of said corner lots, respectively.

Said sidewalk shall be of the uniform width of 5 ft, 4 in, the inner edge thereof to be 4 ft, from the street line, and the grade thereof to be the same as the grade of the centre of the street upon which the same is constructed opposite the same.

Said sidewalk shall be constructed of good sound pine plank not less than two inches in thickness, and not to exceed eight inches in width laid on at right angles with firmly planted sound pine or hemlock sleepers three inches by six inches in size, the earth to be filled in and firmly packed even with the top of the sleepers, plank to be firmly nailed to the sleepers with at least two spikes not less than twenty penny in size at each bearing, plank to be laid at right angles with the course of the street, so laid as to break joints.

Notice of this resolution shall be given to the persons required to construct said sidewalk by publication thereof in the minutes of this meeting.

It shall be the duty of the street commissioner to serve or cause to be served upon each resident owner, and if the owner be a non-resident ^{upon each resident} occupant of each lot or parcel of lands in front of which said sidewalk is required to be built, if known to him, a copy of this resolution, either personally or by leaving the same at his place of residence or place of business, if in the city, with any person of suitable age and discretion in his employ, or a member of his household, provided such person shall be found in or upon said premises, but in case no person shall be found upon whom to make said service as aforesaid, then the publication of same in said minutes shall be deemed sufficient.

The Council then on motion adjourned.

Thomas Meads
Recorder.

James E. Sherman
City Mayor

408
1895
July
1st

A regular meeting of the Common Council of the City of Marquette was held in the Council Chamber on Monday the 1st day of July A. D. 1895. President Sherman presiding.

There were present aldermen Brown, Blanchard, Hook, Hoag, Rosseter, Sherman, Stafford, Shea, Tobin and Vandenberg.

The minutes of the last five preceding meetings were read and approved.

Communication of L. K. Shew Iron Works offering to furnish the City with One (1) 10" x 12" Engine and Boiler complete for Six hundred and seventy two dollars (\$672⁰⁰), also one 10" by 20" Rock Crusher, all complete for seven hundred (\$700), and to allow \$325⁰⁰ for engine and boiler belonging to the City was presented, and on motion the matter was referred to the purchasing committee and the street Commissioner to report at the next Council meeting.

The park and Cemetery Commission reported on the matter referred to it (relating to a passenger depot on Presque Isle), and stated it was deemed very desirable that the Street Railway Company should build a small but good looking structure for a depot or passenger station there, provided that the plan of the structure and its location shall be satisfactory to the Park Commissioners, and on their ^{recommendation} recommendation that the prayer be granted. Said report was on motion accepted and ordered placed on file.

Alderman Stafford moved, which was supported and carried that the City attorney draft a proper law or agreement whereby the interests of the City may be protected in the matter and submit it to the park and Cemetery Commission for their approval, prior to their submission of same to the Council.

The committee on Civil Public order and litigation presented partially completed ^{draft of an} ordinance, and asked for further time to report which was granted.

The committee on Pounds, ^{by its chairman} reported and recommended that George Drolek be allowed \$15⁰⁰ for the use of his pound for the season, and on motion of Alderman Brown, the City attorney was instructed to draw up a contract for same.

On motion of Alderman Stafford the Recorder was instructed to procure from the Poundmasters, proper descriptions of the location of the pounds.

The Street Commissioner's report was accepted and ordered placed on file.

Moved by Alderman Stafford, supported and carried, that the Street Commissioner be he is hereby instructed to purchase no more rock for the streets.

The Controller reported and stated that the poundmasters had collected and turned over to the City Treasurer as follows: John Wanberg \$6⁰⁰, Louis Larson \$6⁰⁰.

The following bills and claims were allowed and ordered paid:

G. H. Fraser, Lumber in June	\$ 72	84	✓
L. M. Spencer, flag and dog tags	14	30	✓
Telephone and Telegraph Co, rent of telephone	6	33	✓
John Wanberg, poundmaster's fee	6	00	✓
Louis Larson " " "	6	00	✓
August Macht, paid Soldier's Relief	5	00	✓
Emmons Bros Hardware Co, sundries - streets	11	65	✓
A. D. Sang, 215 Cu yds crushed stone	268	75	✓
Mining Journal Co, put preceding 5 months' and ordinances	71	00	✓
Street Commissioner, June pay roll	492	65	✓
F. H. Sambrook - Lumber in June	191	00	✓
Marquette Co-Operation Ass ⁿ Sundries, City Hall		95	✓
E. J. Erbeiding, work on steps, City Hall and sewer	36	14	✓
Light and Power Commission, lighting City etc	384	67	✓
J. Smith work at dump ground	37	50	✓

Also Alderman Brown, Blanchard Koch, Hoag, Rosette, Sherman Stafford Shea Tobin and Vandenberg. Sharp snow.

On motion of Alderman Koch, the following resolution was adopted:

Resolved: - That the Controller be, and he is hereby instructed to advertise for a period of ten days, for bids for interest on the City's money deposited in Banks, to comply with the provisions of the Charter as recently amended.

On motion of Alderman Tobin the following resolution was adopted:

Resolved: - That the Controller be and he is hereby ^{authorized and} instructed to balance up the "Dog Tax Roll" and James Moloney's account of uncollected dog tax for the year 1894, by making the proper entries on the books and records of his office.

On motion of Alderman Tobin the following Resolution was adopted:

Resolved: That that portion of the sidewalk heretofore ordered to be laid on the west side of Champion street

from Fisher Street to Genesee Street which is to be constructed between Fisher Street and Hendrix, to and the same is hereby ordered to be laid at the distance of two feet from the west line of said street; and

Resolved, That the owners and occupants of the lots and parcels of land heretofore required to construct said portion of said side-walk be notified of the foregoing resolution in the same manner as of its resolutions ordering said improvement.

Ayes Aldermen Brown, Blanchard, Hoag, Rossiter, Stafford and Tobin, Cray, Aldermen Koch, Sherman, Shum and Vaudenberg.

The Council then on motion adjourned

Thomas Meads
Recorder.

James E. Shuman
City Mayor.

1895
July
8th

A Special meeting of the Common Council of the City of Marquette was held in the Council chamber on Monday the 8th day of July A. D. 1895, at 8. o. clock P. M. Mayor Jacobs presiding.

There were present Aldermen Blanchard Barney Koch Pendell Rossiter Robertson Sherman Stafford Shea Tobin and Vandenberg.

The reading of the minutes was dispensed with.

The Recorder read the call for the special meeting of the Common Council at this time by the Mayor, stating its object and presented affidavit of service of notice of said meeting on all of the aldermen of this City, which notice and affidavit were duly filed.

The Special Assessment Roll of extension and continuation of Park Street from Third Street to that portion of Park Street extending east from Fourth Street was submitted for enforcement, notice having been published according to law.

On motion of Alderman Sherman the following Resolution was adopted:

Resolved, That the description of the lands embraced in the "assessment Roll of extension and continuation of Park Street from Third Street to that portion of Park Street extending East from Fourth Street" be so altered as to exclude from said assessment roll the north half and south west quarter part of the N. E. of S. W. 1/4 of Sec 14. T 48. N. R. 25. 2h. and Lots 17, 19, and 21. in Longyear's Addition to the City of Marquette.

Ayes, Aldermen Blanchard Barney Koch Pendell Rossiter Robertson Sherman Stafford Shea Tobin and Vandenberg.
Nays, none.

On motion of Alderman Stafford the following resolution was adopted:

Resolved, That the Special Assessment roll for the extension and continuation of Park Street from Third Street to that portion of Park Street extending east from Fourth Street, as now amended by the action of the Common Council be and the same is hereby confirmed.

On motion of Alderman Blanchard "an ordinance Establishing Poavds" was adopted. Ayes Aldermen Blanchard Barney Koch Pendell Rossiter Robertson Sherman Stafford Shea Tobin and Vandenberg. Nays, none.

The Council then on motion adjourned.

Thomas Meads
Recorder

Mayor.

1895
July
18.

A special meeting of the Common Council of the City of Marquette was held in the Council Chamber on Thursday the 18th day of July A. D. 1895, Mayor Jacobs presiding.

There were present Aldermen Blanchard Casny Rock Puddis Rosetter Robertson Sherman Shea and Tobin.

The Recorder read the call for the special meeting of the Council at this time by the Mayor, stating its object, and presented affidavit showing due and timely service of notice of said meeting on all of the aldermen of this city, which notice and affidavit were duly filed.

The reading of the minutes was dispensed with.

Petition of John Connors to remove his liquor license card from the corner of Lake and Garden Streets to Musk's Garden on July 23rd 1895, granted.

Petition of William Gaugen to remove his liquor license on August 3rd 1895 from 146 1/2 West Spring Street to Musk's Garden, granted.

Petition of Jim Babbs, stating that a neighbor of his on West Fisher Street was emptying sewer water on the street and blocking entrance to his lot by piling wood there, was referred to the Street Committee.

On motion of Alderman Sherman the following resolution was adopted:

Resolved, That a sidewalk to and the same is hereby ordered to be constructed on the North side of Crescent Street from the East side of Front Street to the East side of Third Street and the respective owners and occupants of the lots or parcels of land on said side of said street, adjoining which said sidewalk is to be constructed, are hereby required within ten days after notice to them as hereinafter provided of this resolution, to construct ^{and mark} or cause to be made those portions of said sidewalk in front of said lands between the sides ^{lines} of their respective lots extended at right angles to the course of said street, and the owners and occupants of lots cornering upon streets intersecting said street respectively are hereby required to construct or cause to be made such additional portions of said sidewalk as are located between the nearest curb line of said intersecting streets and said portion in front of said corner lots respectively.

Said sidewalk shall be of the uniform width of 5 ft. 4 in., the inner edge thereof to be 4 ft. from the street line, and the grade thereof to be the same as the grade of the center of the street upon which the same is constructed opposite the same.

Said sidewalk shall be constructed of good sound pine planks not less than two inches in thickness, and not to exceed eight

inches in width laid on at right angles with firmly planted sound pins or hemlock sleepers three inches by six inches in size; the earth to be filled in and firmly packed even with the tops of the sleepers, plants to be firmly nailed to the sleepers, with at least two spikes not less than twenty penny in size at each bearing; plants to be laid at right angles with the course of the street, at least three such stringers so laid as to break joints.

Notice of this resolution shall be given to the persons required to construct said sidewalk by publication thereof in the minutes of this meeting.

It shall be the duty of the street commissioners to serve or cause to be served upon each resident owner, and if the owner be a non-resident, upon each resident occupant of each lot or parcel of land in front of which said sidewalk is required to be built, if known to him, a copy of this resolution, either personally, or by leaving the same at his place of residence or place of business, if in the city, with any person of suitable age and discretion in his employ, or a member of his household, provided such person shall be found in or upon said premises; but in case no person shall be found upon whom to make said service as aforesaid, then the publication of same in said minutes shall be deemed sufficient.

Ayes Aldermen Blanchard, Barney, Hoch, Pendin, Rosseter, Robertson, Sherman, Shea and Tobin; nays none.

On motion of Alderman Blanchard the following resolution was adopted:

Resolved, That the street Commissioners be and he is hereby instructed to make the necessary repairs, under the direction of the Street Committee, on Washington Street between Third and Fourth Streets.

The controller presented three bids for the safe keeping of the public money, as follows; J. A. Wilkinson offered 2% per cent per annum interest to be credited quarterly, on monthly balances of \$2,000 or over. The Marquette County Savings Bank offered 1 1/2% per cent, interest credited monthly, on daily balances of not less than \$3,000. The First National Bank offered 1 3/4% per cent on the lowest balances in any month not less than \$2,500, interest to be credited semi-annually.

On motion, said bids were referred to the finance committee to report at next meeting of the council.

The council then on motion adjourned.

Thomas Mealy
Recorder

John H. Jacobs
Mayor

414
1895
July
29

A special meeting of the Common Council of the City of Marquette was held in the Council Chamber on Monday the 29th day of July A. S. 1895, at 8. O. Clock P. M. Mayor Jaberis presiding.
There were present Aldermen Brown, Blanchard Hoag, Holley Krug, Pendill Rossiter Robertson School Sherman Stafford Tobin and Vandenberg. Alderman Carney and Shea appeared later and took their seats.

The recorder read the call for the special meeting of the Council at this time, stating its object, and presented affidavits showing due and timely service of notice of said meeting on all of the Aldermen of this city, which notice and affidavits were duly filed.

The reading of the minutes was dispensed with.

On motion of Alderman Blanchard the following resolution was adopted:

Resolved; That the Marquette City and Pigeon Lake Railway Company heretofore authorized to construct and operate a street railway from at or near the depot of the Duluth, South Shore and Atlantic railway to Hotel Superior, be and they are hereby authorized to construct and operate the same upon and under the same terms, conditions and restrictions as heretofore prescribed, from the present terminus of the street railway in Front street by way of Front and Fisher streets instead of Superior and Fisher streets.

Ayes - Aldermen Brown Blanchard Hoag Holley Krug Rossiter Robertson School Sherman and Stafford.

Nays Alderman Carney, Pendill Shea Tobin and Vandenberg.

On motion of Alderman Hoag the following resolution was adopted:

Resolved, That the Street Railway be constructed in the center of Champion and Fisher streets, and that the street committee be instructed to enquire into the practicability of widening said streets and report at the next regular meeting.

Remonstrance of Robert Blumhuber against steps built by street railway company on Blumhuber Avenue laid on the table.

On motion of Alderman Tobin the following preamble and resolutions were adopted:

Whereas, The owners and occupants of the lots and parcels of land on the north side of Criswick street between Front street and Pine street have heretofore been ordered by resolution of the Common Council to construct a side walk adjoining their said lots and parcels of land respectively, the same be

constructed within ten days from the service upon said owners and occupants of a copy of said resolution, and

Whereas, copies of said resolution have been served upon the owners and occupants of all of said lots and parcels of land, and more than ten days after said service upon each and all of said owners and occupants having elapsed, and those portions of said sidewalks between Front Street and High Street not having been constructed as required by said resolution;

Resolved, That the street Commissioner he and he is hereby authorized and directed to construct said sidewalks between Front Street and High Street, and to keep separate account of the cost and expense of each portion thereof adjoining each said lot or parcel of land, and to report said cost and expense to the controller, and

Resolved, That the controller he, and is hereby authorized and directed, on receipt of said report of the street Commissioner, to prepare and submit for the approval of the Common Council, a special assessment roll, assessing thereon against each said lot and parcel of land its proper share and portion of the cost and expense of said sidewalks.

On motion of Alderman Tobin the following preamble and resolutions were adopted.

Whereas the owners and occupants of the lots and parcels of land on the west side of Champion Street between Fisher Street and Genesee Street have heretofore been ordered by resolution of the Common Council to construct a sidewalk adjoining their said lots and parcels of land respectively, the same to be constructed within ten days from the service upon said owners and occupants a copy of said resolution and,

Whereas, copies of said resolution have been served upon the owners and occupants of all of said lots and parcels of land, and more than ten days after said service upon each and all of said owners and occupants having elapsed, and those portions of said sidewalks between Fisher Street and Hendrie Street not having been constructed as required by said resolution;

Resolved, That the street Commissioner he and he is hereby authorized and directed to construct said sidewalks between Fisher Street and Hendrie Street, and to keep separate account of the cost and expense of each portion thereof adjoining each said lot or parcel of land, and to report said cost and expense to the controller; and

Resolved, That the controller he, and is hereby authorized and directed, on receipt of said report of the street Commissioner, to prepare and submit for the approval of the Common Council, a special assessment roll, assessing thereon against each said lot or parcel of land its proper share and portion of the cost and expense of said sidewalks.

The Council then in motion adjourned.

Thomas Meade
Recorder

John H. Jacobs
Mayor.

416
1895
August
5th

A Regular meeting of the Common Council of the City of Marquette was held in the Council Chamber on Monday the 5th day of August A. D. 1895; President Sherman presiding.

There were present aldermen Barney, Hoch, Hoag, King, Pencil, Rossiter, Robertson, Schock, Sherman, Stafford, Tobin and Vandenberg.

The minutes of the last four preceding meetings were read and approved.

Communication from Park and Cemetery Commissioners stating they did not deem it necessary at present to employ any person or persons to act as policemen while they are employing a number of men at Presque Isle Park. said communication was laid on the table.

Petition from the "Sons of St George" society, asking permission to erect an arch over Front street over the R. R. Bridge, corner of Main and Front streets, to parade on principal street of the city and to use Washington street for bicycle racing, between the hours of 5 and 8 o'clock P. M. on August 17, granted.

Petition to have Division street graded from Jackson street to Strawberry street and water main laid thereon, referred to the street committee.

Petition of Victor Falstedt and thirteen others, to have Hendrix street and Blenshuber avenue graded from Champion street to Altamont street, was presented.

Petition of John Fassbender Jr, and thirty-five others, asking the Council to take such proceedings as deemed best to have Crescent street, between Third and Fourth streets, opened for street purposes, considered later.

Communication from Thomas Proderick was presented offering to deed to the City sixteen feet of land for which he paid \$300⁰⁰ if the City will open Crescent street between Third and Fourth streets, on the condition that the City macadamize the street and lay sidewalks without expense to him, and exempt him from all sewer taxes, as he already has sewer connection which is paid for.

The following resolution was then on motion of alderman Rossiter adopted:

Resolved. That a committee of three aldermen be appointed by the Mayor, the Mayor to be chairman thereof whose duty it shall be to negotiate for the purchase of the right-of-way necessary to extend Crescent street from Third street to Fourth street, and report to the Council their recommendation at the next meeting.
Aldermen Rossiter, Hoch and Schock

were thereupon appointed as such committee.

Petition of Mrs Mary Morgan, widow, asking that her taxes of \$ 24 ⁴²/₁₀₀ for 1895, be remitted, was presented and on motion of Alderman Hoch the following resolution was adopted:

Resolved, That the said taxes of Mrs M. Morgan for the year 1895 and all penalties thereon be, and the same are hereby remitted, and the Recorder is hereby instructed to draw an order on the City Treasurer for the amount.

ayes - aldermen Barney Hoch Hoag Kreig Pundell Rossletts Robertson Schock Sherman Stafford Tobin and Vandenberg, Sharp nays.

Petition of David K. Ball and 277 others stating that the streets are in a deplorable condition from sharp pointed stones etc, and asking to have same improved, was presented and on motion referred to the Street Commissioners.

Petition of John F. Mack and 5 others to have west Bluff street graded and macadamized from the west line of Park Avenue to the east line of Lincoln Avenue was presented and on motion of Alderman Tobin the following resolution was adopted:

Resolved; That the prayers of the petitioners be granted and that the City Attorney be and he is hereby instructed to draw the proper ordinance covering the said improvement on West Bluff street from West line of Park Avenue to East line of Lincoln Avenue.

The finance committee to which was referred the bid for interest on the city funds recommended the acceptance of the bid of James M. Wilkinson, and on motion of Alderman Schock the following resolution was adopted:

Resolved: That the City Attorney be instructed to prepare a contract between the city and James M. Wilkinson, for the deposit and safe keeping of public money, until April 15, 1896 on the terms of his late bid; said contract to become operative when a bond in the sum of Seventy five thousand dollars, in such form and with such sureties as the Common Council shall approve, shall be filed with the Controller, and said contract to provide for increase in amount of bonds when the Council shall deem the interests of the City require the same:

and

Resolved: That, when said contract shall be prepared, the Mayor, Controller and Recorder be and they are hereby authorized to execute the same on behalf of the City.

The Street Committee reported as follows:

Your committee to whom was referred the matter of widening the macadamized portions of Fisher and Champion streets would respectfully report that they have had the same under consideration and would recommend that the macadamized portion of Fisher street be widened four feet on each side of said street from the east line of Third street to the west line of Front street and that the macadamized portion of Champion street be widened two (2) feet on each side of said street from the south line of Fisher street to and as far south on said street as the track of the Street Railway extends.

Said report was on motion adopted, and on motion of Alderman Stafford the street commissioner was instructed to do the work as recommended in the report.

On motion of Alderman Tobin the following resolution was adopted:

Resolved, That a sidewalk to and the same is hereby ordered to be constructed on the north side of Michigan street between Spruce street and Pine street, and the respective owners and occupants of the lots or parcels of land on said side of said street adjoining which said sidewalk is to be constructed, are hereby required within ten days notice to them as hereinafter provided of this resolution, to construct and make, or cause to be made those portions of said sidewalk in front of said lands between the side lines of their respective lots extended at right angles to the course of said street; and the owners and occupants of lots cornering upon streets intersecting said street respectively are hereby required to construct or cause to be made such additional portions of said sidewalk as are located between the nearest curb line of said intersecting street and said portion in front of said corner lots respectively.

Said sidewalk shall be of the uniform width of 5 ft 4 in, the inner edge thereof to be 4 ft. from the street line, and the grade thereof to be the same as the grade of the center of the street upon which the same is constructed opposite the same.

Said sidewalk shall be constructed of good sound pine plank not less than two inches in thickness, and not to exceed eight inches in width laid in at right angles with firmly planted sound pine or hemlock sleepers three inches by six inches in size; the earth to be filled in and firmly packed even with the tops of the sleepers; plants to be firmly nailed to the sleepers, with at least two spikes not less than twenty penny in size at each bearing; plants to be laid at right angles with the course of the street, at least three such strings or laid as to tread joints.

Notice of this resolution shall be given to the persons required

to construct said sidewalk by publication thereof in the minutes of this meeting.

It shall be the duty of the Street Commissioner to serve or cause to be served upon each resident owner, and if the owner be a non-resident, upon each resident occupant of each lot or parcel of land in front of which said sidewalk is required to be built, if known to him, a copy of this resolution, either personally or by leaving the same at his place of residence or place of business, if in the city, with any person of suitable age and discretion in his employ, or a member of his household, provided such person shall be found in or upon said premises, but in case no person shall be found upon whom to make said service as aforesaid, then the publication of same in said minutes shall be deemed sufficient.

The bids of John Raepf and son and John J. McPhamara to furnish mouldings in the office of the City Hall, for maps being \$30. each, and the matter of Fly screens, cover on motion, referred to the building committee with power to act.

Alderman Pencil of the purchasing committee, reported and stated that no better bid than that of the Lake Shore Iron works had been received on a rock crusher, but as it had been proposed to dispense with screens he did not feel prepared to report fully at present.

Alderman Rossiter moved, which was supported, that the street committee be allowed till the next meeting to report.

The general matter of street improvement was then considered, and it was moved by Alderman Stafford, supported and carried, that the matter of the purchase of street road Roller and Rock crusher be referred to the purchasing committee with power to act.

The controller reported and stated that the poundmasters had collected and turned over to the City Treasurer as follows:

John Vanberg, \$2⁰⁰; Louis Larson \$8⁵⁰. Said report was accepted and ordered placed on file.

The Street Commissioner's monthly report was accepted and ordered placed on file.

The controller presented the following bills and claims, which were on motion allowed and ordered paid:

James S. McCarthy, list of transfers of realty	\$ 15	00	✓
George Drotch, rent of lot for pound - 1895	15	00	✓
Robertson Bros blacksmith work for streets	9	01	✓
W. D. Hanness, Stationery & sundries	5	35	✓
Marguerite Gas lights, gas - James	1	80	✓
John Vanberg poundmaster's fees	2	00	✓

	\$
A. & D. Sang, 15 C-yds, crushed stone	18 75 ✓
Manhard Jopling Co, sundries, city hall 5.53 ✓ X	5 83 ✓
Lake Shore Iron works, " " "	1 88 ✓
Louis Larson, poundmaster's fee	8 50 ✓
Robertson Bros, sundries, struts	2 20 ✓
A. H. Palmer, waste paper baskets	1 70 ✓
John Hanly, drayage, 2 dogs	1 00 ✓
Sernub Bennett, constable's fee	2 58 ✓
L. P. Gray, justice's fee	6 45 ✓
Emmons Bros Hardware Co, sundries, for struts etc	16 25 ✓
August Machte, cash paid for soldier's relief	35 00 ✓
Mining Journal Co, L.A., pub proceedings 3 meetings, ordnance & notices etc	30 25 ✓
Street Commissioner, July pay roll	432 57 ✓
Light and Power Commission, light, struts shell etc	392 65 ✓
H. W. Sambrook, lantern, July,	310 33 ✓
J. J. McShanard, cutting stumps shell etc - city hall	75 25 ✓
L. P. Gray, notes, tax receipts etc for city to	10 90 ✓
Shels P. Johnson, cutting 4 dogs to dump ground	21 00 ✓
Marquette Gaslight Co, gas, city hall - July	2 10 ✓
S. Smith, work on dump ground	39 00 ✓

Ayes - aldermen Carney Hoch Hoag Kreis Pencil Rosetter
Robertson Schock Sherman Staffords Tobin and Vandenberg,
Knapp none.

The controller reported that \$1,250 interest on City Hall Bonds would become due on the 15th inst and on motion of alderman Tobin the Recorder was authorized to issue orders for the amount.

Ayes - aldermen Carney, Hoch, Hoag, Kreis, Pencil, Rosetter, Robertson, Schock, Sherman, Staffords, Tobin and Vandenberg.
Knapp - none.

Alderman Schock moved the adoption of a resolution authorizing the Street Commissioner to purchase sufficient rock to repair Third street, from Ridge to Main streets.

Alderman Hoag moved that the matter be referred to the street committee, which was carried by the following vote:

Ayes, aldermen Hoag, Kreis, Pencil, Robertson, Sherman and Staffords. Knapp, Aldermen Carney Hoch Schock Tobin and Vandenberg.

On motion of alderman Tobin, the following resolution was adopted:

Resolved, That the sum of Twenty Five thousand dollars be transferred from the general fund to the Park and Cemetery fund.

On motion of Alderman Tobin the following resolution was adopted:

Resolved, That the sum of Three Thousand dollars be transferred from the general fund to the highway fund.

On motion, the following resolution was adopted:

Resolved, That the grade of the street in the city, a portion of which is known as Hendrix street and a portion of which is known as Blenker Avenue, from the west line of Champion Street to the west line of Altamont street, be and the same is hereby established in accordance with the grade and profile thereof prepared by George P. Cummings, Civil Engineer, and hereto attached.

And that said street be and the same shall be hereafter known as Blenker Avenue, and

Resolved: That said street shall be and the same is hereby named and shall be known as Blenker Avenue from Champion street to the present west terminus of said Blenker Avenue.

Ayes, Aldermen Carney, Hock, Hoag, Keig, Prudill, Rosseter, Robertson, Schock, Sherman, Stafford, Tobin and Vandenberg.

Nays, none.

On motion the following resolution was adopted:

Resolved, That the Controller be and he is hereby directed to prepare estimates of the cost of the following improvement, to-wit: To grade portion of Blenker Avenue, from the west line of Champion street to the west line of Altamont street, the full width thereof, according to the grade and profile thereof heretofore established therefor; and also to establish and define a local assessment district embracing all the lots and parcels of real estate deemed to be benefited by said improvement, and an assessment roll therefor as provided by the Charter of the City.

Ayes, Aldermen Carney, Hock, Hoag, Keig, Prudill, Rosseter, Robertson, Schock, Sherman, Stafford, Tobin and Vandenberg.

Nays, none.

On motion, the following resolution was adopted:

Resolved: That the grade of Altamont street from the north line of Jackson street to the south line of Blenker Avenue be, and the same is hereby established in accordance with the grade and profile ^{thereof} prepared by George P. Cummings, Civil Engineer, and hereto attached.

Ayes, Aldermen Carney, Hock, Hoag, Keig, Prudill, Rosseter, Schock, Sherman, Stafford, Tobin and Vandenberg. Nays, none.

On motion the following resolution was adopted:

Resolved, That the Controller be and he is hereby directed to prepare estimates of the cost of the following proposed improvement, to-wit; To grade Altamont Street from the north line of Jackson Street to the south line of Blenheim Avenue, the full width thereof, according to the grade and profile thereof heretofore established therefor, and also to establish and define a local assessment district embracing all the lots and parcels of real estate deemed to be benefitted by said improvement, and also assessment roll thereof as provided by the Charter of said City.

And, Aldermen Barney Lock Hoag Keith Pindus Rossiter Robinson Schock Sherman Stafford Tobin and Vandenberg. Aye's none.

The draft of an ordinance amending Section one to ten inclusive of an ordinance entitled "An ordinance regulating the construction of sidewalks, providing for the collection of assessments therefor, and prohibiting encroachments thereon," was presented and referred to the committee on ordinances, by-law and legislation.

The council then on motion adjourned.

Thomas Meads
Recorder.

James E. Sherman
Acting Mayor.

1895
August
21st

A special meeting of the Common Council of the City of Marquette was held in the Council Chamber on Wednesday the 21st day of August A. D. 1895, at 8. O. Clock P. M. President Sherman presiding.

There were present aldermen Brown, Carney, Hoag, Rossiter, Robertson, Sherman, Shea, Tobin and Vandenberg.

The Recorder read the call for the special meeting of the Common Council at this time, stating its object, and presented affidavit showing due and timely notice of said meeting on all of the aldermen of the City, which notice and affidavit were duly filed.

The reading of the minutes was dispensed with.

The contract and bond of James M. Wilkinson, \$75,000 as custodian of the public moneys, signed by Ferdinand Boudier, Baltesar Kudhart, Frank Pundit, C. A. Call, L. C. Palmer, Peter White and E. A. Tower, as sureties were presented, and on motion of alderman Tobin the following permit and Resolution were adopted.

Whereas, The contract with James M. Wilkinson for the safekeeping of the public moneys, together with a Bond in the sum of Seventy-Five Thousand Dollars, with seven sureties, has been presented for the approval of the Common Council.

Resolved, That said contract be and the same is hereby approved and the number and sufficiency of said sureties is also hereby approved, and

Resolved, That the city treasurer be and he is hereby authorized and directed to deposit the City moneys and funds with James M. Wilkinson in accordance with said contract.

Read - aldermen Brown, Carney, Hoag, Rossiter, Robertson, Sherman, Shea, Tobin and Vandenberg. Aye's none.

Petition of 173 citizens and taxpayers, protesting against the purchase, of outside parties, of rock crusher and road roller was presented and laid over till next meeting.

The council then on motion adjourned.

Thomas Meade
Recorder

James E. Sherman
Acting Mayor

1895
August
26.

A special meeting of the Common Council of the City of Marquette was held in the Council Chamber on Monday the 26th day of August A. D. 1895, at 8. o' clock P. M., Mayor Jacobs presiding.

There were present aldermen Blanchard, Koch, Holley, Pundit, Rosetter, Robertson, Schuch, Sherman, and Stafford.

Alderman Brown, Hoag, Shea, Tobin and Vandenberg appeared later and took their seats.

The reading of the minutes was dispensed with.

The Recorder read the call for the special meeting of the Council at this time, stating its object, and presented affidavit, showing due and timely notice of said meeting on all of the aldermen of this city, which notice and affidavit were duly filed.

The Light and Power Commission, being present, was on motion requested to state what disposition would be made of the money to be expended, should the Council vote for the improvement of the water power and electric lighting plant as contemplated, and having done so, and presenting plans and estimates for said improvement of \$10,412, in the rough, on motion of Alder Sherman the following resolution was adopted:

Resolved, That the amount of the moneys now in the electric light fund and the amount of the net earnings of the city electric lighting plant for the current year be and the same is hereby appropriated to the use of the Light and Power Commission to be expended for the improvement of said city Water Power and Electric Lighting plant.

Ayes, Aldermen Brown, Blanchard, Koch, Holley, Hoag Pundit Rosetter, Robertson Schuch, Sherman, Stafford, Shea, Tobin and Vandenberg, Nays, none.

On motion of Alderman Sherman the following resolution was adopted:

Resolved: That the Light and Power Commission be authorized to purchase the land which would be overflowed by raising the proposed dam 10. ft for a sum not exceeding (\$3000⁰⁰) Three Thousand dollars. The price paid, to be paid from the receipts for sale of light and Power as may be determined by the Light and Power Commission.

Ayes, Aldermen Brown, Blanchard Koch Hoag Holley Pundit Rosetter Robertson Schuch Sherman Stafford Shea Tobin and Vandenberg. Nays, none.

The Council then on motion adjourned.

Thomas Meads
Recorder

Acting Mayor

1895-
September
3rd

A regular meeting of the Common Council of the City of Marquette was held in the Council Chamber on Tuesday, the 3rd day of September A. D. 1895 - Monday being a legal holiday - President Sherman presiding.

There were present aldermen Blanchard Koch Keig Rosseter Robertson Sherman Stafford Shea Tobin and Vandenberg. Alderman Pencil appeared later and took his seat.

The minutes of the last three preceding meetings were read and approved.

Petition of 173, workmen and taxpayers protesting against the purchase by the city of outside parties of rock crusher and road roller, and Petition No 2, on same subject with 84 signatures, were, on motion of Alderman Koch, referred to the purchasing committee. Alderman Blanchard of a former committee, in response to a request for information on the subject, ^{stated} that a conditional contract for the purchase of a road roller had already been closed by the committee, by the terms of which the city is bound to take it, provided it meets the guarantee of the builder in the work it would do under tests in actual street making here.

Protest against the grading and macadamizing of Bluff street from west line of Park Avenue to the east line of Lincoln Avenue, tabled by the following vote:

Ayes, Aldermen Blanchard Koch Keig Pencil, Rosseter Robertson Sherman Stafford Shea Tobin and Vandenberg.

Nays, none.

Petition for an electric light at the intersection of Herriott Avenue and Spruce streets, referred to electric light and power commission, with recommendation that prayer be granted.

Petition of Andrew Timmins and Mrs A. Timmins asking the Council to allow their Candy and Fruit stand to remain on lot opposite the Post office, referred to Fire wardens.

The committee on streets and sewers reported as follows:

The committee to whom was referred the petition of Peter White and others, asking for the grading of Division Street, from the north line of Jackson street to the north line of Newberry street, would recommend that the prayer of the petition be granted; therefore, be it

Resolved, That the Street Commissioner be, and he is hereby instructed to have a survey and profile of said street made to establish the grade of said street and report the same to this Council Sep. 16.

Said report and resolution were on motion adopted.

An Ordinance amending sections one to ten inclusive of an ordinance entitled "An Ordinance regulating the construction of sidewalks, providing for the collection of assessments therefor, and prohibiting encroachments thereon," was on motion of alderman Blanchard adopted.

Ayes, Alderman Blanchard, Asst. S. Krieg, Pendell, Rossiter, Robertson, Sherman, Stafford, Shea, Tobin and Vandenberg. Nays, none. The purchasing committee made the following report:

To the Honorable, the Mayor and Common Council of the city of Marquette, Mich.: In compliance with the provisions of the following resolution: Resolved, That the matter of purchasing of street roller and rock crusher be referred to the purchasing committee with power to act. Adopted by your honorable body on the 25th day of August, 1895, your purchasing committee have had the matter under consideration and investigation and would respectfully report progress as follows: After investigating the merits of the several rock crushers and receiving propositions from the several manufacturers, we have decided that the Aultman Crusher, manufactured by the Aultman Co., of Canton, Ohio, is as good if not the best crusher in the market and their price being the lowest we have ordered them to place one of their No. Four (4) crushers with elevator and screens complete in our city on trial until proven satisfactory; if said crusher proves satisfactory and fully up to their guaranty said crusher becomes the property of the city of Marquette, at a cost of eight hundred dollars (\$800.00).

In the matter of the steam road roller, your committee felt it to be their duty, in the best interest of the city, to make a thorough and exhaustive investigation regarding the merits of the several machines now in the market, designed for the making of macadam roads, also to obtain all the knowledge possible as to the process of making roads of crushed rock or macadam. With these objects in view and with the motto "The best machine for the least money," your committee left Marquette, Mich., Aug. 18th., 1895, visiting the cities of Janesville, Wis., Rockford and Chicago, Ill., Cleveland, O., and Detroit, Mich., and at these several cities your committee run steam rollers, spiked and plowed streets, closely observed the construction of and the work performed by the several different rollers, also obtaining much valuable information regarding the making of roads from crushed rock. In the meantime your committee received from manufacturers and prospective manufacturers of steam road rollers propositions to furnish information regarding the making of roads from crushed rock. In the proposal of the Pitts Agricultural works of Buffalo, N. Y., who propose to put on our streets one of their latest improved 15-ton double steam engine road rollers, (the actual weight of which is about 17 tons metal) an exact duplicate of one purchased by the National Government

for use at West Point, also heavy plow and a harrow, all for the sum of \$2,300. They to work the machine on our streets, (the city to furnish rock, fuel, water and oil), for a period of from ten to fourteen days and exhibit to our honorable body, and the citizens of Marquette, what their machine can do in the way of making good roads, and if said machine proves satisfactory, they guaranteeing said machine for three years, it becomes the property of city of Marquette for the sum above mentioned, \$2,300. Your committee feel a just pride in the results obtained through their investigation and negotiation pertaining to the road plant, and this labor has been performed and results obtained at a nominal expense to the city of Marquette of \$125.00, and your committee would respectfully request that you reimburse them for that amount. In concluding this report your committee would say they will be pleased to make a supplemental report following the trial and test of the crusher and road roller. All of which is respectfully submitted. FRANK PENDILL, C. D. BLANCHARD, CHAS. F. SCHOCH, Committee.

Sep 3, 1895.

Moved by alderman Tobin supported and carried, that said report be adopted and that the recorder be and he is hereby instructed to issue an order for the amount named to defray the expenses of the purchasing committee.

Ayes, alderman Blanchard, Koch, Krieg, Pendell, Rossiter, Robertson, Sherman, Stafford, Shea, Tobin and Vandenberg. Nays, none.

Moved by alderman Stafford, supported and carried, that the street to be operated on to test the road roller be Third Street from Ridge to Main streets.

The controller stated that the pound masters had presented their reports and had collected and turned over to the city Treasurer the following amounts:

John Hamberg \$3.00, Louis Larson \$3.00, Said reports were on motion accepted and ordered placed on file.

The street commissioners report was also presented by the controller, ^{which was} accepted and ordered placed on file.

The city Treasurer's quarterly report was also presented and on motion referred to the finance committee.

The following bills and claims were allowed and on motion ordered paid:

George L. Partis 2 cords slabs,	\$ 4 00 ✓
Joseph Wachts, City De postage stamps	2 50 ✓
John Hamberg, pound masters fees	3 00 ✓
Frank Pendell, letter press journal &c	14 50 ✓
C. Lapier, hauling 5 logs,	2 50 ✓
Eugene Hennu " 3 "	1 50 ✓

	\$ 427	
Louis Larson, janitor-master's fees	3	00 ✓
Franklin E. Bay, decorating City Hall, postal cards & stamps	35	23 ✓
Emmons Bros Hardware Co, sundries - sto & city hall	7	07 ✓
John Mc Namara, moulding, screens etc, city hall	49	72 ✓
Robertson Bros, sundries for streets	5	05 ✓
John J. Mullaly hauling 2 dogs	1	00 ✓
Street Commissioner, Aug pay roll	524	37 ✓
Light & Power Commission, lighting sto & hold'gs	393	25 ✓
Mining Journal Co, L ^d , per pro 4. meetings	34	30 ✓
Nager Bros Co L ^d , sundries for city hall	2	70 ✓
Hankard Jopling Co L ^d , " " " streets & "	15	15 ✓
F. H. Barnbrook, lumber, Aug,	334	64 ✓
Marquette Gas Light Co, gas, city hall	2	70 ✓
S. Smith, work at dump ground	40	50 ✓
Henry Siegel, hauling 2 dogs	1	00 ✓

ayed, alderman Blanchard Hoch Keig Cudid Robertson
Rosetter Sherman Stafford Shea Tobin and Vandenberg.
Hayp own.

The bill of the First National Bank of \$300⁰⁰ for rent for Recorder's office for one year was, on motion referred to the finance committee.

The controller presented the special assessment roll for grading Blenhuber avenue from the west line of Champion street to the west line of Altamont street, which was on motion approved, and on motion of Alderman Tobin the following resolution was adopted:

Resolved, That the estimate and assessment roll for the grading of Blenhuber avenue from the west line of Champion street to the west line of Altamont street, be and the same is hereby approved; and

Resolved: That this Council when it adjourns, adjourn to meet on Monday September 16th 1895 at 8. P. M. for the final consideration and confirmation of said roll, and that the Recorder publish notice of said meeting and of said estimate and proposed improvement as required by law.

ayed, alderman Blanchard Hoch Keig Cudid Robertson Sherman Stafford Shea Tobin and Vandenberg. Hayp, own.

Moved by alderman Stafford, supported and carried, that the street committee be and are hereby authorized to locate the new rock crusher wherever they think best.

On motion of Alderman Shea the following resolution was adopted:

Resolved, That a Pipe Railing be placed on the east and

west side of Champion street as a protection to the traveling public and that the same be left to the option of the street committee as to the proper length and height.

On motion of alderman Stafford the following preamble and resolution were adopted:

Whereas the city of Marquette heretofore granted to Bernard S. Kaufman a franchise to construct and operate a Telephone line in the said City and it was provided that the said Telephone Line should be put in operation on or before November 1st 1895; and whereas the said Kaufman has requested an extension of time. Now be it

Resolved that the time for the construction and putting in operation of said Telephone be and the same is hereby extended for six months from November 1st 1895:

If the said Kaufman or his assigns shall erect and put in operation a Telephone Line in full compliance with the said franchise but on or before May 1st 1896 the said Franchise shall be and continue in full force and effect.

Ayes alderman Blanchard, Hoch Kreig, Rosetter, Robinson, Stafford, Shea, Tobin and Vandenberg. Nays, alderman Pencil and Sherman.

On motion of alderman Tobin the following resolutions were adopted:

Resolved, That the controller be and he is hereby authorized to prepare an estimate of the probable cost and expense of the following improvements, to wit:

To grade Bluff street the full width thereof, from the west line of Park avenue to the east line of Lincoln Avenue and to curb and macadamize a roadway thirty feet in width in the center of said portion of Bluff street.

Resolved, That the Controller be and he is hereby authorized to prepare and submit to the Common Council for its approval, a Special Assessment roll, embracing the lands which in his opinion will receive special and particular benefit from said improvement, and to spread thereon the cost and expense of said improvement as estimated by him, assessing on said roll against each parcel of land therein, its proper share of said cost and expense, according to the benefits to be received from said improvement.

Ayes, alderman Blanchard, Hoch Kreig, Pencil, Rosetter, Robinson, Sherman, Stafford, Shea, Tobin and Vandenberg. Nays none.

Moved by alderman Stafford supported and carried, that the cost be not put on Bluff street at present.

On motion, the following resolution was adopted;

Resolved, That the Controller be and he is hereby authorized and instructed to advertise for bids for grading Blomhulter Avenue from the west line of Champion Street to the west line of Attamout Street according to its grade heretofore established and that all waste material not used on said street be used for filling up of Attamout Street.

On motion the following preamble & resolutions were adopted;

Whereas, The owners and occupants of the lots and parcels of land on the north side of Michigan Street from the west line of Pine to east line of Spruce Street have heretofore been ordered by resolution of the Common Council to construct a sidewalk adjoining their said lots and parcels of land respectively, the same to be constructed within ten days from the service upon said owners and occupants of a copy of said resolution, and

Whereas, Copies of said resolution have been served upon the owners and occupants of all of said lots and parcels of land, and more than ten days after said service upon each and all of said owners and occupants having elapsed, and those portions of said sidewalk between Pine Street and Spruce Street each having been constructed as required by said resolution;

Resolved, That the Street Commissioner be and he is hereby authorized and directed to construct said sidewalk between Pine Street & Spruce and to keep separate account of the cost and expense of each portion thereof adjoining each said lot or parcel of land, and to report said cost and expense to the Controller; and

Resolved, That the Controller be, and is hereby authorized and directed, on receipt of said report of the Street Commissioner, to prepare and submit for the approval of the Common Council, a special assessment roll, assessing thereon against each said lot and parcel of land its proper share and portion of the cost and expense of said sidewalk.

Ayes, Aldermen Blomhulter Koch Kreig Pendell Rosseter Roberson Sherman Stafford, Shea Tolim and Vandenberg. Aye, none.

The Council, then on motion adjourned till September 16th 1895. at 8.0, clock P. M.

Thomas Meads
Recorder

James E. Sherman
Acting Mayor

1895-
September
16th

an adjourned regular meeting of the Common Council of the City of Marquette was held in the Council Chamber on Monday the 16th day of September A. D. 1895 at 8.0. clock P. M. President Sherman presiding.

There were present Aldermen Brown Blanchard Koch Krieg, Rossiter Robertson Schock Sherman Stafford Tobin and Vandenberg. Alderman Pindell appeared later and took his seat.

The minutes of the last meeting were read and approved. Alderman Tobin of the street committee stated that after due consideration it was decided that a tight board fence, two hundred feet long on the west side and pipe railing three hundred feet long on the east side of Champion street would be best.

Moved by Alderman Vandenberg supported and carried that the street committee be and are hereby authorized to have said fence and railing constructed accordingly on Champion street.

The bids for grading Blomhuber Avenue from the west line of Champion street to the west line of Allamont street were then considered, when it was stated that one bid had been filed without a bond, the reason being given, when it was moved by Alderman Stafford and supported that no bid be accepted without proper bonds. Ayes, Aldermen Blanchard, Rossiter & Stafford.

Nays, Aldermen Brown, Koch, Krieg, Pindell, Robertson, Schock, Sherman, Tobin and Vandenberg.

The following bids for the said improvements were then presented:

Carl Hall	\$	485	00
Freeman Bros		950	00
A and D. Sang		1645	00
James Lathrop and R. R. French, at } 60 cents per lineal foot, equal to }		1050	00

On motion, said bids were ordered placed on file.

The purchasing committee, to which was referred the two protests against the purchase of road roller and rock crusher from outside parties, reported and returned the same to the Council, explaining the reason for their action in the premises.

On motion of Alderman Rossiter the City the City attorney was instructed to discontinue the suit for disorderly conduct against Con Harrington, and which had been appealed to the Circuit Court.

The Fire Wardens to whom was referred the petitions of

Andrew Timmins and Mrs Timmins in regard to their stand, corner of 3rd and Washington streets, reported that as Mrs Timmins is a widow and her son is trying to assist her, they recommended that the building be allowed to stand, provided they cover it with iron, as promised, and that they do not think it will endanger other property should it take fire.

Said report was on motion accepted and ordered placed on file.

The president presented a communication from the Mayor stating he had been requested to appoint delegates to attend the deep water ways convention at Cleveland, and appointing said committee, and on motion, the following resolution was adopted:

Resolved, That the nominations by His Honor Mayor Jacobs of the following named gentlemen as the delegation from this city to the deep water ways convention at Cleveland Sep 24-26 next, namely, Messrs Peter White, J. M. Longgear, John R. Van Enea, W. F. Fitch, Geo Smith and D. K. Reed be and are hereby confirmed and that any part of the delegation present at the convention be empowered to cast the entire vote of the delegation.

Moved by alderman Tobin, supported and carried, that ex. Mayor S. M. Kaufman's name be added as a delegate to said convention.

Moved and carried that said appointments be confirmed and that the delegates defray their own expenses.

On motion of Alderman Stafford the Recorder was instructed to issue proper credentials for said water ways convention.

On motion of Alderman Tobin the following preamble and resolutions were adopted:

Whereas, The Common Council is informed that the Marquette County Telephone Company proposes to erect poles on the streets of the City of Marquette, for the purpose of establishing a telephone line in the City of Marquette; and

Whereas, in the opinion of the Council, the erection of a telephone line above the ground in the City of Marquette on any of the streets of the said City in addition to the telephone and telegraph poles already erected and now authorized by the Common Council to be erected, will injuriously interfere with other public uses of the streets of said City

Resolved, that the City Marshal be and he hereby is

instructed to prevent the erection, in any of the streets or in any public place in the City of Marquette of telephone poles either by the said Marquette County Telephone Company, or by any other company or corporation not thereto authorized by the City of Marquette.

Resolved, Further, That the City attorney be and he hereby is instructed, if the said Marquette County Telephone Company or any other company or corporation not thereto authorized by the said City, shall attempt to erect telephone poles within the City of Marquette, to apply to the Circuit Court of this county and prevent the erection of such poles by injunction immediately.

Ayes aldermen Brown Blanchard Koch Kreig Rossiter Robertson Schock Stafford Tobin and Vandenberg.

Nays, aldermen Pencil and Sherman.

On motion, the City attorney was authorized to employ A. B. Eldridge as associate council in aforesaid matter, ^{to the City} without expense.

The Controller presented the special assessment roll for grading Blenheim Avenue from the west line of Champen street to the west line of Allamont street for approval, and on motion the time for approval of said roll was extended till September 23rd a. d. 1895, at 8 o. clock P. M.

Moved by alderman Blanchard, supported and carried, that when the council adjourns, it adjourn till Monday, September 23rd a. d. 1895, at 8 o. clock P. M.

Petition of J. Colas ^{and} ~~and~~ ^{constitutively} four other merchants asking the Council to pass an ordinance against the peddling of meats and groceries, was on motion referred to the committee on licenses and trade regulations.

The council then, on motion, adjourned till Monday, September 23rd a. d. 1895, at 8 o. clock P. M.

Thomas Meads
Recorder

James E. Sherman
Acting Mayor

1895
September
18.

A Special meeting of the Common Council of the City of Marquette was held in the Council Chamber on Wednesday the 18th day of September A. D. 1895, at 8.0. clock P. M. President Sherman presiding.

There were present Aldermen Brown Blanchard Carney Hoch Kreig Puddell Rosseter Robertson Schock Sherman Stafford Shea Tobin and Vandenberg.

The Recorder read the call for the special meeting of the Common Council at this time, stating its object, and presented affidavit showing due and timely service of notice of said meeting on all of the aldermen of this City, which notice and affidavit were duly filed.

The reading of the minutes was dispensed with.

Moved and carried that the Council proceed with the business for which the meeting was called.

Ordinance
Telephone Lines

Alderman ^{Tobin} moved the adoption of "An ordinance regulating the construction of Telephone Lines within the City of Marquette," which being supported was adopted by the following vote:

Ayes, Aldermen Carney, Hoch, Kreig, Rosseter, Robertson, Schock, Stafford, Shea, Tobin and Vandenberg.

Nays Aldermen Brown, Blanchard, Puddell and Sherman.

Moved by Alderman Tobin, supported and carried that the City attorney be and he is hereby authorized and instructed to prepare a final section for addition to the ordinance.

The Council then on motion adjourned till Monday the 23rd day of September A. D. 1895 at 8.0. clock P. M.

Thomas Meads
Recorder

James E. Sherman
Acting Mayor

I Thomas Meads, Recorder of the City of Marquette, do hereby certify that I presented the ordinance entitled "An ordinance regulating the construction of Telephone Lines within the City of Marquette" to James E. Sherman, President of the Common Council of the City of Marquette, for his approval on the 19th day of September 1895 at 4.30.0. clock P. M. John St. Jacques, the Mayor of said City now being absent from said City and having been so absent since the 14th day of September, 1895.

Thomas Meads
Recorder.

I Thomas Meade, recorder of the city of Marquette, do hereby certify that the ordinance entitled "An ordinance regulating the construction of Telephone lines within the city of Marquette" was returned to me by the said James E. Sherman, president of the Common Council of the city of Marquette, on Saturday the 21st day of September, 1895, at 8.40, o'clock P.M., without his approval together with his objections thereto in writing.

I further certify that John N. Jacobs, Mayor of said city had not returned to said city at the time of the return to me of said ordinance and the filing with me of said objections thereto

Thomas Meade
Recorder.

1895
September
23rd

An adjourned regular meeting of the Common Council of the City of Marquette was convened in the council chamber on Monday, the 23rd day of September A. D. 1895, at 8. 0. clock P. M. President Sherman presiding.

There were present Aldermen Blanchard Hoag Pendill Sherman and Tobin.

Not being a quorum present the meeting was on motion adjourned till Wednesday September 25th A. D. 1895, at 8. 0. clock P. M.

Thomas Meads
Recorder.

James E. Sherman
acting Mayor

1895
September
25th

An adjourned regular meeting of the Common Council of the City of Marquette was convened in the council chamber on Wednesday the 25th day of September A. D. 1895 at 8. 0. clock P. M. Mayor Jacobs presiding.

There were present Aldermen Blanchard Pendill Sherman and Tobin.

Not being a quorum present the meeting was adjourned till Monday the 30th day of September A. D. 1895, at 8. 0. clock P. M.

Thomas Meads
Recorder

Mayor.

1895
September
30th

An adjourned regular meeting of Common Council of the City of Marquette was held in the Council Chamber on Monday the 30th day of September A. D. 1895 at 8.0. o'clock P. M. President Sherman presiding, the Mayor being absent from the City.

There were present Aldermen Blanchard, Carnoy, Hoch, Kueig, Pender, Rosseter, Sherman, Shea and Tobin.

Alderman Schock appeared later and took his seat.

The minutes of the last three proceedings were read and as amended approved.

The Recorder read the following communication from the President of the Council James E. Sherman which was on motion ordered placed on file:

"To The Recorder of the City of Marquette:

Dear Sir:-

Mayor Jacobs not having returned to the City, consideration of the Ordinance passed by the Common Council on the 18th, entitled, "An ordinance regulating the construction of Telephone lines within the City of Marquette," has devolved upon me.

This is an enactment purporting to require the placing of all telephone lines in trenches not less than two feet under ground and I herewith returns it to you without approval, my objections thereto being as follows:

1st. The people of this City want cheap telephones.

They have not asked to have the lines put underground and do not desire to pay for any frills of that kind. So far as I am informed and believe, it is not the desire or intention of the Common Council to compel the placing of all telephone lines underground, hence, this enactment lacks all the essentials of good legislation.

2nd. The Ordinance as it stands is so crudely drawn as to lack certainty. Section 1, prohibits telephone lines above the level of the ground "without the permission of the Common Council first obtained". Both the Bell and the Kaufman Franchises as they now stand contain this permission for overhead lines.

Whether any party operating under these two existing franchises could be compelled under this enactment to put their ^{lines} underground is a matter of grave doubt. It is certain none of them would do it unless compelled by legislation. Doubtless the City could afford the expense of all litigation which might be necessary to preserve our public rights, but any such litigation would be in my judgment fruitless and vexatious, unless we

expect and desire that the lines shall go underground.

3rd The ordinance, as it stands, is on its face in contravention of rights granted by the general statutes of this state; Chapter 102 A. of the third volume of Howell's Compilation, enacted in the year 1883, and I am advised and believe that any attempt to enforce this ordinance against Telephone Companies organized under the statute can result only in defeat, and unless we desire and expect to have all telephone lines placed underground, there is no reason why we should go to any expense to test the matter.

4th The enactment appears to be without authority of the Legislature of our state. I am advised and believe that the powers of the Common Council in legislating in matters of this kind are strictly limited to the grants of power contained in the words of our Charter and the necessary implication therefrom. Examination of our Charter fails to show any grant of the powers sought to be exercised by this enactment either express or implied. It may be thought by some of that the power granted by our Charter to the Common Council to prevent the encumbering or obstructing of streets, sidewalks, etc., will be sufficient to cover the powers sought to be exercised in this ordinance, but I believe that this is erroneous.

Whatever is prohibited as an obstruction or encumbrance in the street, must be prohibited to all parties alike and the Common Council has not the power, even if it could be supposed to have the wish, to grant to any certain parties privileges in our streets that are prohibited to other parties. See Sec. 35, page 16, of the Charter.

Marquette

Sept 21. 1895.

James E. Sherman
President of the Council.

Petition of the Marquette County Telephone Co asking the council to grant it a charter and to appoint a committee to confer with said company as to the manner of the erection and location of Telephone line etc, was on motion of Alderman Hock laid on the table.

Petition of J. M. Longyear and 84 other street holders and subscribers, of the Marquette County Telephone Company and Citizens of Marquette, asking the Council to grant said Company a franchise, was on motion of Alderman Rosetter laid on the table.

The chairman of the street committee stated that the committee had let the contract to E. J. Erdelding for the fence and railing

on Champion Street for 94⁰⁰ being the lowest bid.

The profile of Division Street, was on motion adopted.

On motion of Alderman Tobin the following resolution was adopted:

Resolved, That the grade of Division Street from the north line of Jackson Street to the south line of Strawberry Street be and the same is hereby established in accordance with the profile therefor prepared by George P. Cummings and Son, and hereto attached.

Ayes, Aldermen Blanchard, Barney, Hoch, Kreig, Pindick, Rossiter, Schock, Sherman, Shea and Tobin. Aye's more.

On motion, the following resolution was adopted:

Division St.

Resolved, That the Controller be and he is hereby directed to prepare an estimate of the probable cost and expense of the following improvement, to wit: to grade Division Street from the north line of Jackson Street to the south line of Strawberry Street, in accordance with the grade and profile thereof heretofore adopted therefor, and in accordance with specifications to be furnished by the Committee on Streets; and to prepare a special assessment roll therefor and assess thereon the amount of said estimated cost and expense of said improvement in accordance with the provisions of law.

Ayes, Aldermen Blanchard, Barney, Hoch, Kreig, Pindick, Rossiter, Schock, Sherman, Shea and Tobin. Aye's more.

Dustin was raised relating to the digging up of Front St by the Marquette Gas Company, where City Attorney Brown reported that the franchise of the Company granted in 1869 for twenty five years had expired, and after discussion ^{by all present} it was moved, and carried that the City Attorney, with the aid of the Street Committee prepare an ordinance that will apply to the case as may be deemed necessary for the best interest of the City by Monday evening next.

Alderman Tobin presented an ordinance entitled "an ordinance regulating the construction of Telephone lines in the City of Marquette" and moved its adoption which was supported.

Ordinance
Telephone Lines

Alderman Blanchard moved as a substitute that it be first submitted to the Committee on Ordinances, Rules and Legislation, which was lost by the following vote:

Ayes, Aldermen Blanchard, Pindick and Sherman.

Noes, Aldermen Barney, Hoch, Kreig, Rossiter, Schock, Shea and Tobin.

The aforesaid ordinance was then adopted by the following

vote:

Ayes alderman Barney Hook Keig Rosetter Schock Shea and Tobin. Nays, alderman Blanchard, Pundill and Sherman.

The Committee on Committee on Licenses and Trade Regulations reported as follows:

Your Committee to whom was referred the petition of Messrs Watson and Palmer and 23 others, (relating to Hawkers and Peddlers, find that such an ordinance was passed and adopted March 1892, but would recommend to amend Sec 7. of said ordinance, same to read as follows:

Ordinance

Hawkers & Peddlers

Sec 7. This ordinance shall not apply to the selling or offering for sale of live stock, vegetables, fruit, berries, milk, butter, eggs, fresh fish, wood or other farm produce.

The committee

}
}

Henry W. Hook

L. H. Stafford

C. Rosetter

On motion, said report was adopted.

Ayes, alderman Blanchard, Barney Hook, Keig, Pundill, Rosetter, Schock, Sherman, Shea and Tobin. Nays none.

On motion of alderman Tobin, the following resolutions were adopted:

Resolved: That the special assessment roll for grading of Blenheiser Avenue from the west line of Champion Street to the west line of Altamont Street be and the same is hereby confirmed and be it further,

Resolved: That said roll be duly certified and the assessment thereon be collected in the manner provided in the general ordinances of the city for the collection of special assessments.

Ayes, alderman Blanchard, Barney Hook, Keig, Pundill, Rosetter, Schock, Sherman, Shea and Tobin. Nays none.

On motion of alderman Rosetter the following resolutions were adopted:

Resolved: That the assessment roll for the grading curbing and macadamizing of Cliff Street from the west line of Park Avenue to the east line of Lincoln Avenue be and the same is hereby approved: and

Resolved: That the Recorder publish or post as required by law, notice that the Council will meet on Monday the 21st day of October 1895 at 8. o'clock P. M. to consider the final confirmation of said assessment roll; and

Resolved: That the Recorder give notice of said proposed improvement and of the district to be assessed therefor as required by law, and that the Council will meet at the time aforesaid

and consider any objection to said improvement.

Ayes, aldermen Blanchard, Carney, Cook, Hagg, Pencil, Rosetter, Schock, Sherman, Shea and Tobin. Aye's none.

Moved by alderman Cook supported and carried that the committee on Railways and public conveyances be and are hereby instructed to see the Marquette City and Piquette Lake Railway Company and ascertain the reasons the said company does not extend its line and use same on Washington Street.

The council then on motion adjourned till Monday the 21st day of October A. D. 1895 at 8. 0. clock P. M.

Thomas Meade
Recorder

James E. Sherman
Acting Mayor.

I, Thomas Meade, Recorder of the City of Marquette, do hereby certify that I presented the Ordinance entitled "an Ordinance regulating the construction of Telephone lines within the City of Marquette," passed by the Common Council of the City of Marquette on the 30th day of September 1895, to James E. Sherman president of the aforesaid Common Council for his approval on the first day of October 1895 at 11. 0 clock A. M. John H. Jacobs, the Mayor of said city, then being absent from said city and having been absent some time to the 30th day of September 1895.

Thomas Meade
Recorder.

I, Thomas Meade, Recorder of the City of Marquette, do hereby certify that the foregoing and above named ordinance was returned to me by James E. Sherman, president of the Common Council, without his approval on the 4th day of October A. D. 1895, at 10. 45. 0. clock A. M. together with his reasons therefor in writing which I attached to said ordinance.

Thomas Meade
Recorder.

1895
October
7th

A regular meeting of the Common Council of the City of Marquette was held in the council chamber on Monday, the 7th day of October, A. D. 1895. Mayor Jacobs presiding.

There were present Aldermen Carney, Koch, Hoag, Kolly, Kreig, Pundik, Rosetter, Robertson, Schack, Sherman, Shaw, Tobin and Vandenberg.

Alderman Blanchard appeared later and took his seat.

The minutes of the previous meeting were read and approved.

The Recorder read the following communication from the president of the council, James E. Sherman:

To the Recorder of the City of Marquette.

In the absence of Mayor Jacobs, I have considered the ordinance passed by the Common Council on the 30th ulto., entitled "An Ordinance regulating the construction of Telephone lines within the city of Marquette".

This is an ordinance prohibiting the construction of overhead telephone lines in this city on French Street between Ridge and Superior Sts, and on Washington St, between Fifth and French Sts, brought forward and passed by the Common Council with the sole avowed object of meeting objections recognized as existing against the ordinance passed Sept. 18th, on the same subject, and it was herewith returned to you without approval, my objection thereto being, 1st. There exists no demand on the part of the people of Marquette for the placing of Telephone lines underground in the streets named.

2nd. The ordinance is so drawn as to lack certainty.

3rd. The ordinance is on its face in contravention of rights granted by the State Statute, Chapter 1021 A. of Howell's compilation.

4th. It discriminates in favor of telegraph lines in not including them in its prohibition of such overhead construction in the streets named.

5th. If the ordinance becomes the law of the City on the subject, it will be fruitless of results advantageous to the City of Marquette.

The difference between this enactment and that of Sept 18th, is that of degree only. So far as I can see, the principle is the same.

No citizen of Marquette has in any presence in the Council Chamber, or elsewhere, expressed either demand or argument in favor of the measure, and what legislative powers we possess are not to be used for mere dodging of State Statutes and decisions of State Courts. Furthermore, the people of Marquette are entitled to be taken into our consideration when enactments of such general interest are contemplated.

It is uncertain whether this enactment if valid would result in placing all telephone lines underground on the streets named, or not. It is certain it would not except as the result of judicial determination. Should it result in effect only as to wires hereafter required, then we would have both overhead lines and have our pavement subject to constant digging for underground lines.

If it is desired that the lines go underground on these streets, then all such lines should go underground and the enactment should be made to be certain in this regard.

But I am advised and believe that no such enactment will stand as against Telephone Companies organized under 102. A. Howell, hence all parties undertaking such work here would escape the prohibition by organizing a Company under the law.

The mere fact of having been regularly enacted will not endow our ordinances with the dignity and force of living statutes. Precedents thereto must be a real demand of the public interest to be promoted or conserved and to enter upon legislation without authority and without these prerequisites can result only in disappointment.

Marquette

Oct. 4, 1895.

James E. Sherman
President of the Council

Ordinance
Tel. Lines

After which it was moved by Alderman Tobin and supported that the ordinance entitled "an ordinance regulating the construction of Telephone lines within the City of Marquette" be enacted notwithstanding the veto of the acting Mayor, and that its said ordinance be given immediate effect, and the vote on same was as follows:

Ayes, Aldermen Barney, Koch, Kreig, Rosetter, Robertson, Schock, Shea, Tobin and Vandenberg.

Nays, Aldermen Blanchard, Kodag, Holly, Pencil and Sherman. There being a less number than the required two-third vote of all the aldermen elect, said ordinance failed.

James Pindell, of the Light and Power Commission, was permitted to address the council, and stated that in consequence of a misunderstanding of the survey the board was unable to obtain a flowage right over land adjacent to the City's that would allow the new dam to be made two feet higher.

A flowage right over practically the same amount of land could be obtained that would very greatly increase the reservoir and permit the dam to be raised six feet, for \$2000⁰⁰, as against \$3000⁰⁰, originally, and that the amount would be paid from the revenue from sale of light.

The following resolution was then, on motion of Alderman Rosseter adopted:

Resolved, That the Light and Power Commission be instructed to procure the land for the electric light power for the sum of Two Thousand Dollars.

Ayes, Aldermen Blanchard, Carney, Hook, Hogg, Holley, Craig Pindell, Rosseter, Robertson, Schock, Sherman, Shea, Tobias and Vandenberg. Nays, none.

The following petition, filed on Oct 7th 1895, and signed by sixty five voters of this City, was then presented:

To the Common Council of the City of Marquette:
Gentlemen: The undersigned, who are qualified voters of the City of Marquette, respectfully petition your honorable body that an election of the qualified voters of said City be called to determine the question as to whether said City shall remain incorporated under the special act under which it was incorporated, as revised and amended, and by which it is now governed, or whether it shall become subject to the provisions of act No 215 of the Legislature of the State of Michigan of the year 1895, entitled "an act to provide for the incorporation of cities of the fourth class," approved May 27. 1895; and your petitioners will ever pray, etc.

J. M. Longyear presented a communication to the council reporting his attendance to the Deep Waterway convention as delegate from this city and advised that the city be represented in all future gatherings of that character.

Said communication was ordered placed on file.

Petition of residents and property owners on Division and Mc Millan streets, again asking the council that a water pipe be laid on Division street between Jackson & Mc Millan streets, was on motion referred to the water board.

Protest signed by Napoleon Barry and ninety others, protesting against the passage of an amendment to a certain ordinance

in relation to peddling meat on the streets, was on motion referred to the committee on licenses and trade regulations.

Alderman Sherman of the finance committee, to which was referred the bill of the First National Bank for \$300.⁰⁰ rent of the old Recorder's office for the last year it was occupied, reported that the claim was correct so far as to terms and in accordance with the agreement with Mr. White. Said bill was laid over till next meeting of the council.

Alderman Roscuter, of the committee on Railways ^{and} public conveyances, to which was referred the matter of looking after the street railway extension on Washington street, reported that he had seen President Clark, and in view of all the circumstances he was convinced it would not be wise to bring matters at present as Mr. Clark had stated the line would certainly be extended and cars running there next spring.

Alderman Koch stated that complaints had been made of cows running at large in the northern part of the city, etc, and the matter was referred to the committee on Paucels.

Moved by Alderman Sherman, supported and carried, that the Paucel matters be discharged at the end of this month.

On motion the following resolution was unanimously adopted.

Whereas, more than fifty of the qualified voters of this city have filed with the Common Council a petition praying that an election of the qualified voters of the city be called to determine the question as to whether the city shall remain incorporated under the special act under which it was incorporated, as amended, and by which it is governed at this time or whether it shall become subject to the provisions of act No 215 of the laws of Michigan of the Year 1895, approved May 27, 1895.

Resolved, That a special election of the qualified voters of the city be held and conducted as other special elections in said city, upon the 25th day of November 1895, the polls to be opened at the hour of 8. o. clock A. M. and closed at the hour of 5. o. clock P. M. and that said election be held in the several wards of the city at the following places therein:

- First Ward, southwest corner General and Division streets.
- Second Ward, Howard House, Spring St.
- Third Ward, Hodgkins Barn. Pine St.
- Fourth Ward, Police Court, City Hall.
- Fifth Ward, Mr. Eugoy's Store, Washington St.

Sixth Ward - Franks' Meat Market, 3rd St. South,
 Seventh Ward, Staffords Green House
 Eighth Ward, On Pine Street, south of Stewart Avenue.

Resolved, That notice of said election be given as required by law, and that the controller cause to be furnished a sufficient number of ballots for said election to the inspectors thereof.

Alderman Rosseter offered resolutions for opening Crescent Street from Third to Fourth streets, and for the purchase of a lot on which is a house that blocks the way, for two thousand four hundred dollars, and after discussion, on motion of Alderman Sherman, said resolutions were laid on the table.

Ayes - Alderman Blanchard, Barney, Holley, Kreig, Cendell, Sherman, Shea, and Vandenberg.

Nays, Alderman Koch, Hoag, Rosseter, Robertson, Schock and Tobin.

The controller stated that the Pauper Masters had presented their reports and had collected and turned over to the city Treasurer the following amounts:

John Hanberg \$5.⁰⁰; Louis Larson \$9.⁰⁰.

Said reports were accepted.

The Street Commissioner's monthly report was also accepted.

The report of the Park and Cemetery Commission was also accepted.

The controller presented bids to furnish the city with coal from F. B. Spear and J. Rickards & Co, each being \$5.⁷⁵ for hard and \$3.⁷⁵ for soft coal, and after discussion the matter of awarding the contract was referred to the purchasing committee with power to act.

The following bills and claims were allowed and, on motion, ordered paid:

Lake Superior Co, powder and fuse	4	50	✓
Arthur Delf, 10 lbs gold dust		50	✓
The Bic Mfg Co, lumber	4	00	✓
A. & D. Sang, 10 cu yds crushed rock	12	50	✓
John Hanberg, pauper master fees	5	00	✓
John Berg, 6. feet 18" sewer "Y"	6	00	✓
Lake Superior carriage wheels, shipping & trucking harness	4	70	✓
August Macht, City Treasurer, paid for soldier's relief	10	00	✓
Frank Cendell, Sevens for City Office	1	00	✓
Morning Journal Co, 1 st pub. per 5. meetings, 100 pamphlets	96.	30	✓

Marquette Gas Light Co, gas, City Hall,	\$	3	85	✓
Louis Larson, prominent's fees		9	00	✓
Hager Bros Co, L ^d polish and Cedrine			50	✓
Jas Richards and Co, coat per st comm ^r		13	30	✓
Lewis Shaw Bros cross, switch points & dulling		10	98	✓
Robertson Bros sundries for st ^s		18	05	✓
Lake Superior Powder Co, powder caps & fees		18	50	✓
John J. Mullaney, draying		1	50	✓
Markand Jopling Co, L ^d , sundries for st ^s		84	75	✓
F. W. Reed & Co, Lumber		7	86	✓
F. W. Sambrook, " Sep 174.58		174	50	✓
Emmons & Bros Hardware Co, sundries for st ^s			75	✓
Street Commissioner, sep pay road & bells		716	65	✓
C. Lapier draying		1	50	✓
E. Praeger, chow cloth			50	✓
L. O. Crang, envelopes letter heads and vouchers		9	75	✓
Light & Power Commission, L ^d , st ^s building	40	21	55	✓
Charles R. Brown, 6300 ^{lbs} street Rail		60	00	✓
J. F. Meidhead, Jurors' fees		1	00	✓
H. C. Hamill " "		1	00	✓
John A. Lattus " "		1	00	✓
James Freeman " "		1	00	✓
Jas W. Young " "		1	00	✓
E. B. Palmer " "		1	00	✓
W. A. Ross Nitrous "		1	00	✓
E. E. Homeier " "		1	00	✓
Samuel E. Byrne Justice.		4	55	✓
John Bergh Constable.		5	65	✓
S. Smith, work at dump ground		36	00	✓
Ayes - Alderman Blanchard Carney Hoag Koch, Kelly, Keeg, Robertson Schock, Sherman, Shea, Tobin and Vandenberg.				
Trays, none.				

The report of L. O. Crang, Justice of the Peace, was presented accepted and ordered placed on file.

The City attorney reported draft of an ordinance amending section 16, of "an ordinance relative to the grading, paving and improving of streets, alleys and public places" passed June 1st, 1871, which was referred to the committee on ordinances.

On motion of Alderman Hoag the following resolution was adopted:

Resolved; That a sidewalk be and the same hereby ordered to be constructed on the west side of High street

from the south curb line of Park Street to the north curb line of Crescent Street, by the respective owners and occupants of the lots and parcels of land adjoining which said sidewalk is to be located, within ten days after notice hereof, in accordance with the provisions of an ordinance of the City entitled, "An Ordinance regulating the construction of sidewalks, providing for the collection of assessments therefor and prohibiting encroachments thereon" as amended.

Ayes, Alderman Blanchard, Carney, Koch, Hoag Holly, Krieg, Pindil, Rosetter, Robertson, Schock, Sherman, Shea, Tobin and Vandenberg. Nays, none.

Alderman Shea moved the adoption of the following resolution:

Resolved, That a sidewalk be and the same is hereby ordered to be constructed on the south side of Hampton Street from the east curb line of Adams Street to the west curb line of Division Street, by the respective owners and occupants of the lots and parcels of land adjoining which said sidewalk is to be located, within 10 days after notice hereof, in accordance with the provisions of an ordinance of the City entitled, "An ordinance regulating the construction of sidewalks, providing for the collection of assessments therefor, and prohibiting encroachments thereon, as amended.

Moved by Alderman Blanchard and supported that said resolution be referred to the Committee on streets and sewers.

Ayes, Alderman Blanchard, Hoag Holly, Krieg, Pindil and Rosetter. Nays, Alderman Carney, Koch, Robertson, Schock, Sherman, Shea, Tobin and Vandenberg.

The aforesaid resolution was then adopted by the following vote:

Ayes - Alderman Blanchard, Carney, Koch, Hoag Holly, Krieg, Pindil, Rosetter, Robertson, Schock, Sherman, Shea, Tobin and Vandenberg. Nays - none.

Alderman Shea moved the adoption of the following resolution:

Resolved, That a sidewalk be and the same is hereby constructed on the south side of Hampton Street and Kelly Streets from the east curb line of Adams Street to the west curb line of Park Street, except opposite School property where the same is already laid, by the respective owners and occupants of the lots and parcels of land adjoining which said sidewalk is to be located, within 10 days after notice hereof, in accordance with the provisions of an ordinance of the City entitled, "An ordinance regulating the construction of sidewalks, providing for the collection of assessments therefor, and prohibiting encroachments thereon as amended.

Moved by alderman Blanchard and supported that said resolution be referred to the Committee on Streets and Sewers.

Ayes, Alderman Blanchard Hoag Holly, Krieg Pendell and Rossiter.

Nays - Alderman Carney Koch, Robertson, Schock, Sherman Shea Tobin and Vandenberg.

The aforesaid resolution was then adopted by the following vote:
Ayes, Alderman Blanchard Carney Koch Hoag Krieg Pendell Rossiter Robertson Schock Sherman Shea Tobin and Vandenberg.

Nays - none.

On motion of Alderman Tobin the following resolution was adopted.

Resolved, That the sum of \$3900⁰⁰ be transferred from the General Fund to the Highway Fund, being the balance of the amount raised by taxes for said fund and the Controller be and he is hereby authorized to make the proper entries on the books of his office.

Ayes - Alderman Blanchard Carney Koch Hoag Holly Krieg Pendell Rossiter Robertson Schock Sherman Shea Tobin and Vandenberg. Nays - none.

Alderman Tobin presented "An ordinance granting a franchise to the Marquette Gas Light Company," and moved its adoption.

Alderman Sherman moved that the ordinance be referred to the Committee on ordinances, rules and legislation, which being supported was lost by the following vote.

Ayes Alderman Koch, Hoag, Krieg, Pendell Sherman and Shea.

Nays - Alderman Blanchard, Carney, Holly, Rossiter, Robertson Schock, Tobin and Vandenberg.

The Council then on motion adjourned.

Thomas Meade
Recorder

J. H. Jacob
Mayor

J

I, Thomas Meads, Recorder of the City of Marquette, do hereby certify that I presented the ordinance, entitled "An ordinance regulating the construction of Telephone lines within the City of Marquette," passed by the Common Council of said city of Marquette on the 30th day of September A. D. 1895, to James E. Sherman President of the aforesaid Common Council for his approval on the first day of October 1895, at 11.0. clock A. M., John H. Jacobs, the Mayor of said city then being absent from said city, and having been so absent since prior to the 30th day of September 1895,

Thomas Meads
Recorder.

I, Thomas Meads, Recorder of the City of Marquette, do hereby certify that the foregoing and above named ordinance was returned to me by James E. Sherman President of the Council, without his approval on the 4th day of October 1895, at 10.45.0. clock A. M. together with his reasons therefor in writing which I attached to said ordinance

Thomas Meads
Recorder