

PROCEEDINGS

OF

THE COMMON COUNCIL,

OF THE

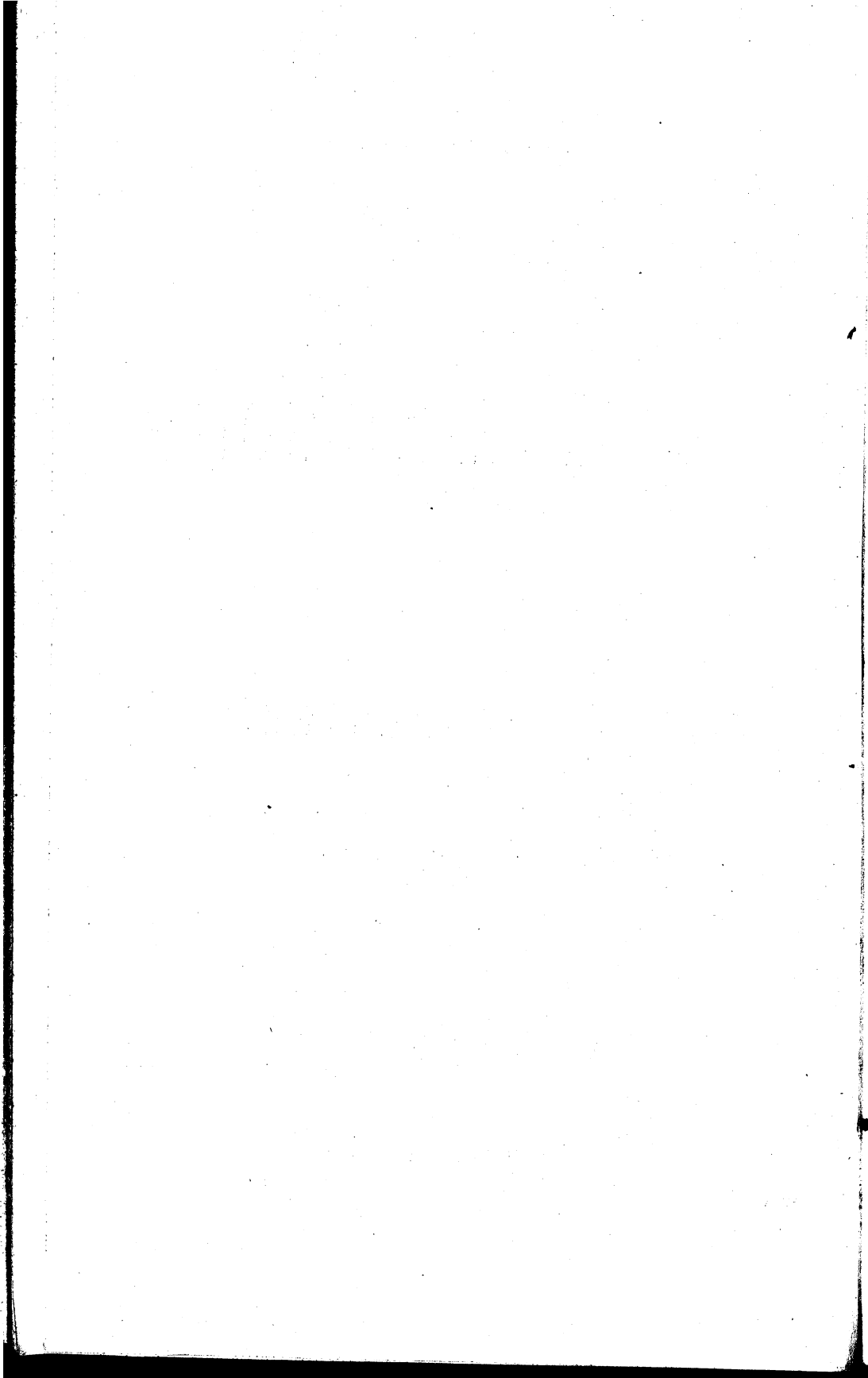
CITY OF ROCHESTER,

FOR 1863-4.

ROCHESTER:

STEAM PRESS OF CURTIS, BUTTS & CO., UNION AND ADVERTISER OFFICE.

1863.



IN COMMON COUNCIL, FOR 1863-4.

In Common Council—April 6th, 1863.

ORGANIZATION OF THE NEW BOARD.

Present—His Honor the Mayor, Aldermen Spencer, Cram, Darling, Rowley, Buell, D. D. T. Moore, St. John, Darrow, Bromley, Warren, Hoffman, O'Maley, H. G. Moore, Upton, Fish, Warner, Mordoff, Chapman, Sidler, Flynn, Hebing, McQuarters.

Absent—Aldermen Palmer and Ernst.

Prayer by Rev. Dr. Pease.

His Honor the Mayor, N. C. Bradstreet, then delivered the following.

INAUGURAL ADDRESS:

Gentlemen of the Common Council:

No privilege possessed by a free people should be more dearly prized or jealously guarded than that of the election of their own rulers. It is an essential requisite of a free government. As such, it was contended for by our forefathers, and triumphantly vindicated and established by that successful struggle which gave us prominence among the nations of the earth.

No more sublime spectacle in human affairs can be presented than that of a free and intelligent people, after the exciting turmoil of a heated party contest, cheerfully submitting to the will of the majority, and devoting themselves to their usual avocations and pursuits until another opportunity is presented to them of again advocating their peculiar measures, and referring them once more to the suffrages of their fellow-citizens, for their decision.

Had this principle been observed, we should not at this moment regret the existence of that accursed rebellion and sacrilegious attempt to destroy our Union, initiated and prosecuted without reason or cause by unprincipled traitors, for their own imagined aggrandizement.

In accordance with the verdict of the people, made known by their free suffrages, we this day inaugurate for our beloved city another municipal year.

Representing immediately and respectively your several Wards, it is nevertheless your duty to legislate for, as you will be held responsible to, an undivided Corporation.

The Charter, which is the written will of the citizens, and with which it is incompatible with a satisfactory and faithful discharge of your public duties here, to allow yourselves to remain unfamiliar, limits and proscribes the varied duties incumbent on this Board.

Although obtaining your high and honorable positions of trust by a victory won in the ardor of an exciting political contest, you are expected now, if perchance they have been entertained, to lay aside any undue sentiments of partizanship; remembering that our friends and fellow

citizens have conferred upon us confidence and authority for the purpose solely of promoting the general welfare and the public good.

In the prosperity of our City we have a common interest. The welfare and happiness of its citizens should be our great solicitude; in the success of its various and increasing manufacturing and mechanical interests; in its commercial trade, constantly augmenting; in its architectural embellishments, the improvement of its streets and public parks; in the triumph of its munificent school system; in fostering and aiding by personal effort its numerous charitable institutions; in the promotion of those social and high moral virtues which are everywhere and forever the standards and criteria of true prosperity, but one sentiment should animate your mutual efforts—namely, to throw the weight of your personal and collective influence into the scale of their advancement.

The responsible duties which you now assume, you will find at times perplexing and burdensome, and your reward will be the consciousness of fidelity. By the wisdom and energy of our predecessors, the ordinary business of the Board has been greatly systematized, and experience will soon render its routine familiar to you. Your labors are mostly consummated in committees, thus measurably facilitating your duties in the Board. Prompt and energetic action in committee—reports completed and resolutions drawn—the special labor of each member is to a great extent performed, and you are prepared to listen to and take part in every subject brought before you for your action and deliberation.

It devolves upon the Chief Magistrate of the city to see that the laws of the State within our city limits, and the ordinances of the Common Council, be faithfully executed; to exercise a constant supervision and control over the conduct of all subordinate officers, and to examine into all complaints against them for neglect of duty; to recommend to the Common Council such measures as he shall deem expedient; and in general, to maintain the peace and good order and advance the prosperity of the city.

To us is confided the management and control of the fiscal and prudential affairs of the Corporation, and of all property, real and personal, belonging to the City, with authority to make such orders relating to the same as shall be deemed necessary and proper.

We are required to examine, settle and allow all accounts chargeable against the city, with power to direct the raising of such sums as shall be necessary to defray the same, and the contingent expenses of the City, subject to the limitations and restrictions of the Charter. Also to raise annually by tax, with the general taxes

of the City, an amount sufficient to pay the interest upon all the bonds issued by the City, and also all the principal, or instalments of principal of said bonds falling due within the then current fiscal year, for the payment of which, provision shall not be otherwise made; also a sufficient sum at the same time and in like manner, subject to the requirements of the Charter, for the support of the Common Schools; also a sum equal to two per cent. on the funded debt, and a sum equal to the interest on the same, all to be applied to the credit of the sinking fund for the purpose of liquidating said funded debt and the interest thereon.

The various and multiplied forms of taxation rendered absolute and necessary by the existence of civil war, call upon you for the exercise of profound wisdom, zealous prudence and ever watchful care in the administration of the fiscal affairs of the Corporation.

The constant and steady growth of our city in population, and in all the varied material interests which inure to the healthy advancement of its wealth and greatness, demands of its rulers an united and consecrated effort to perpetuate the blessings we enjoy.

Among the public interests immediately under your care and supervision, and of paramount importance, may be mentioned the departments of "finance," "Police," "support and relief of the poor," the "fire department," and "public improvements."

The published report of the late worthy and efficient City Treasurer exhibits a full and complete statement of the financial affairs of the corporation, and your careful attention is directed to it. It will be observed that twenty bonds of \$1,000 each, Alms House stock, issued January 1st, 1839, and one bond of \$2,000, Rochester and Genesee Valley Railroad stock, mature within the present fiscal year, for the payments of which, when due, the Comptroller will have ample means. But five other bonds of \$1,000 each, issued prior to July 1st, 1850, remain unpaid.

It is urgently recommended that the first issue of fractional checks be called in, redeemed and destroyed, and the emission of the new checks, if necessary at all, be limited strictly to the demand of our citizens.

Although receiving their appointment from Mayor, the Police are required to obey your orders in enforcing the laws of the State and the ordinances of the city, under penalty. Proper Police regulations, so indispensable to the peace and good order of the city government will merit and receive attention and effective consideration.

By virtue of your offices, Overseers of the Poor for the city, with adequate power and authority, a faithful and kindly interest is invoked, in the support and relief of the indigent and truly needy. The sum annually raised for the credit of the poor fund is \$12,000. The amount received from excise and other sources averages nearly \$8,000 yearly. Thus is placed at your disposal the munificent sum of \$20,000 for annual disbursement in the sacred duty of alms.

The reorganization of the Fire Department may now be considered as fully completed on the "pay" and steam fire engine system.

Four first-class steam fire engines have been procured, and are now in complete working order. Locations for them, answering to the geographical wants of the city, have been selected,

and commodious houses constructed for occupancy. Not more than two, *if any*, of the hand engines will long remain in service to remind us of the brilliant career in Rochester of the old volunteer department. The pre-eminent efficiency of the present system is past a doubt—his economy, as regards expense, is yet an experiment. Our zealous coöperation for the most prudent and proper management of the Department will be indispensable to merit public favor.

The subject and statistics of Public Improvements (using the term as implied by the Charter) have so often been laid before the public in the able and interesting reports of Committees from previous Boards, that scarcely anything can be said by me with which you are not already conversant.

Suffice it to say that in 1856, a citizen of acknowledged public spirit, indomitable will and estless energy of character was returned to the Board of Aldermen, under whose auspices was inaugurated a system of local improvements which the growth and prosperity of our city appeared to demand. Since that time, exclusive of the year just passed, an expenditure of \$345,242 has been made by local assessments in perfecting our public streets and walks.

Buffalo and Main street, the great central avenue of the city, thus far successfully eluding the transforming and beautifying touch of the contractor's magic hand, must soon yield its prejudice to the genial sway of public sentiment. Mt. Hope Avenue, Allen and some other streets of less importance merit your attention with a view to improvement.

For the condition, extent, number, &c. of streets and bridges, you are referred to the able and comprehensive report of the Committee on "Streets and Bridges," just made to the last Board.

The "Public Health" is a subject that will, without suggestion from me, receive your prompt and early consideration. No necessary expense should be spared in preserving the high repute of Rochester in this respect.

Allow me for a moment to revert to the early history of our city, rather for veneration than instruction.

From the recent origin of Rochester, many who contributed to its early interests, remain to behold and enjoy the results of well directed enterprise.

The revolutionary patriot to whom the city owes its appellation, forms, however, an exception to this remark. The name of the venerable Nathaniel Rochester, belongs to the honored dead.

In 1802 Col. Rochester, with others, purchased what was called the "Hundred Acre Tract." It was not till 1812 that this "Tract" was planned as the nucleus of a settlement under the name of "Rochester," after the senior proprietor. The first dwelling was erected upon it in that year by Hamlet Scramton, (father of Ex-Mayor Scramton) on the site of the late Eagle Hotel. In the same season our venerable fellow citizen Abelard Reynolds, was appointed Postmaster. In 1816 the first religious society (Presbyterian) was formed, consisting of sixteen members. A small paper called the Rochester Gazette was commenced. The population then numbered three hundred and thirty-one.

In the Spring of 1817, the village of Rochester was incorporated (changed in 1819 by an act of the Legislature to "Rochester," the original

name) from which period its commencement may be fairly dated.

Seventeen years of varying but ever increasing prosperity elapse, and June, 1834, witnesses the first organization of Rochester under a city charter, and our late lamented fellow-citizen, the Hon. Jonathan Child, its first Mayor; the State Census, early in 1835, showing an increase in population to between fourteen and fifteen thousand. In his inaugural address on that occasion the Mayor remarked: "Rochester has been settled and built, for the most part, by mechanics and merchants whose capital was ECONOMY, INDUSTRY, and PERSEVERANCE. It is their labor and skill which have converted a wilderness into a city; and to them surely this must be a day of pride and joy. They have founded and reared a city before they have passed the meridian of life. In other countries and times the City of Rochester would have been the result of the labor and accumulations of successive generations; but *the men who felled the forest that grew on the spot where we are now assembled, are sitting at the Council Board of your city.*"

Since then a generation has passed away, and the voices of three of the former chief magistrates of the city are forever silent; while the others are spared to behold to-day, through the smiles of a benign Providence, and the wisdom of their own counsels and the beneficence of their own acts, a flourishing and prosperous city of more than fifty thousand souls.

Let it be our earnest and solemn endeavor to merit for ourselves and for our fellow-citizens, and to perpetuate to posterity the inestimable blessings they have bequeathed to us. Mingling with us as most of them are in the daily, social and political affairs of life; and ever with us here as we sit in council, beholding from these picture walls, with an almost living interest, our public deliberations and conduct, let us while we revere their memories ever strive to emulate their noble virtues.

In presiding, gentlemen, over your deliberations, I shall endeavor to do my duty strictly, fairly, and impartially. In its performance I shall depend largely upon your generosity and forbearance. By mutual concessions and support we shall avoid all unpleasantness and ill feeling, and work together better and more acceptably for the public good.

Let us so comport ourselves that we betray not in the least degree the sacred trusts confided to our hands, so that when the time arrives when we are called upon to surrender to the people who gave them, the powers with which we are now clothed, we may be entitled to the reward of good and faithful servants, and retire from the positions we now occupy, with a proud consciousness of self-respect and duty well performed.

And may it be our good fortune during our official term, to witness the restoration of peace and prosperity to our beloved country. May truth and justice triumph, treason be crushed, rebellion vanquished; and may that God who led our fathers safely through the blood of Revolution to the establishment of a glorious freedom, preserve and bless our country and its institutions to the latest posterity.

On motion of Ald. Bromley the Board proceeded to ballot for City Clerk, when

Charles N. Simmons received 22 votes and was declared appointed.

On motion of Ald. Warren the Board proceeded to ballot for a City Attorney, when

Geo. W. Miller received14 votes

E. A. Raymond " 8 "

Geo. W. Miller was declared appointed.

On motion of Ald. O'Maley the Board proceeded to ballot for a City Surveyor, when

Daniel Richmond received.....14 votes

Cyrus Beardsley " 8 "

Daniel Richmond was declared appointed.

On motion of Ald. St. John the Board proceeded to ballot for Overseer of the Poor, when

John Cline received.....13 votes

E. W. Bryan " 9 "

John Cline was declared appointed.

On motion of Ald. Cram the Board proceeded to ballot for a Superintendent of Streets, when

John D. Quinn received.....13 votes

Benjamin Butler " 9 "

John D. Quinn was declared appointed.

On motion of Ald. Hoffman the Board proceeded to ballot for Clerk of the Market, when

Wolfgang Stager received.....12 votes

John Stager " 2 "

I. S. Tracey " 8 "

On the next ballot

Wolfgang Stager received.....14 votes

I. S. Tracey " 8 "

Wolfgang Stager was declared appointed.

On motion of Ald. Sidler the Board proceeded to ballot for a Sealer of Weights and Measures, when

John Becker received.....15 votes

Edward Jennings..... 6 "

Oviatt 1 "

John Becker was declared appointed.

On motion of Ald. Rowley the Board proceeded to ballot for a Messenger to the Common Council, when N. F. Hilton received 22 votes and was declared appointed.

On motion of Ald. Fish the Board proceeded to ballot for a Commissioner of Mt. Hope Cemetery, when William Brewster received 21 votes, and was declared appointed.

On motion of Ald. Flynn the Board proceeded to ballot for two German Physicians — one for each side of the river, when

Louis Kuichling received.....15 votes

F. Reichenbach "20 "

Henry Truelieb " 5 "

Louis Kuichling and F. Reichenbach were declared appointed.

On motion of Ald. Darrow the Board proceeded to ballot for two city physicians for the East side of the river, when

W. M. Fleming received14 votes

O. O. Burgess "14 "

T. B. Collins, " 8 "

Chas. Sumner, " 8 "

W. M. Fleming and O. O. Burgess were declared appointed.

On motion of Ald. Spencer the Board proceeded to ballot for two City Physicians for the west side of the river, when

T. F. Hall and Charles Vaill each received 22 votes and were declared appointed.

On motion of Ald. Warren the Board proceeded to ballot for a Physician to the Board of Health, when

H. H. Langworthy received....16 votes.

Dr. Arner " 6 "

H. H. Langworthy was declared appointed.

On motion of Ald. Warner the Board proceeded to ballot for six members of the Board of Health, when

| | | |
|-----------------------------|---|--------|
| H. McQuatters received..... | 8 | votes. |
| A. Chapman "..... | 8 | " |
| James H. Kelley "..... | 8 | " |
| Henry Hebing "..... | 8 | " |
| E. N. Buell "..... | 8 | " |
| H. S. Hebard "..... | 8 | " |
| James Whitney "..... | 1 | " |

The following persons received each 15 votes and were declared appointed: Ambrose Cram, George A. Sidler, Wallace Darrow, E. K. Warren, Nathaniel Thompson, Joseph Curtis.

By Ald. Bromley—Resolved, That the Board now proceed to fix the salaries of the city officers for the ensuing year. Adopted.

Ald. Bromley moved that the salary of the Mayor be fixed at \$1,500 per annum. Adopted.

Ald. Fish moved that the salary of the Police Justice be fixed at \$2,000 per annum. Adopted.

Ald. O'Maley moved that the salary of the City Surveyor be fixed at \$2,000 per annum. Adopted.

Ald. Spencer moved that the salary of the Chief of Police be fixed at \$1,000 per annum. Adopted.

Ald. Rowley moved that the salary of the policemen be fixed at \$44 per month. Adopted.

Ald. Cram moved that the salary of the Assessors be fixed at \$1,000 per annum each. Adopted.

Ald. St. John moved that the salary of the Comptroller be fixed at \$400 per annum.—Adopted.

Ald. Bromley moved that the salary of the Treasurer be fixed at \$2,500 per annum.—Adopted.

Ald. Hoffman moved that the salary of the Clerk of the Market be fixed at \$400 per annum. Adopted.

Ald. Bromley moved that the salary of the Clerk be fixed at \$1,000 per annum. Adopted.

Ald. Warner moved that the salary of the City Attorney be fixed at \$650 per annum.—Adopted.

Ald. St. John moved that the salary of the Overseer of the Poor be fixed at \$1,100 per annum. Adopted.

Ald. Cram moved that the salary of the Street Superintendent be fixed at \$1,000 per annum. Adopted.

Ald. Rowley moved that the salary of the Messenger be fixed at \$500 per annum. Adopted.

Ald. Flynn moved that the salary of the German and City Physicians be fixed at \$350 per annum. Adopted.

Ald. Warren moved that the salary of the Physician to the Board of Health be fixed at \$500 per annum. Adopted.

By Ald. Fish—Resolved, That the rules and orders of the last Board be adopted *pro tem* as the rules and orders of this Board. Adopted.

By Ald. St. John—Resolved, That when this Board adjourns it be to to-morrow evening at 7½ o'clock. Adopted.

By Ald. Buell—Resolved, that the salaries of the several city officers as now fixed be in full for all the services required of them during the coming year.

On motion of Ald. Bromley, laid upon the table.

Ald. O'Maley moved that the wages of the laboring men to work for the city corporation be fixed at nine shillings per day.

On motion of Ald. Rowley, laid upon the table. Adjourned. C. N. SIMMONS, Clerk.

In Common Council—April 7th, 1863.

REGULAR MEETING.

Present—His Honor Mayor Bradstreet, Aldermen Spencer, Cram, Darling, Rowley, Buell, D. D. T. Moore, St. John, Darrow, Bromley, Hoffman, O'Maley, H. G. Moore, Upton, Fish, Warner, Chapman, Sidler, Flynn, Hebing, McQuatters.

Absent—Alermen Warren, Mordoff, Palmer and Ernst.

The minutes of the last meeting were approved.

PETITIONS AND CLAIMS.

By Ald. Rowley—Petition and bill of Wm. Hollister & Co.; Fire Department Committee.

By Ald. Fish—Bill of Wm. Carroll for disbursements; Street Committee.

REPORTS.

Ald. Fish, from the Street Committee, reported in favor of the bill of Wm. Carroll; Finance Committee.

ORDINANCES.

BUFFALO AND MAIN STREET IMPROVEMENT.

On motion of Ald. Fish, the Board proceeded to hear allegations in relation to the improvement described in the ordinance below:

No person appearing to make allegations,

Ald. Fish submitted the following:

An ordinance to improve Buffalo and Main streets, on the south side, from the west line of Graves street to the west line of St. Paul street.

The Common Council of the city of Rochester do ordain and determine as follows:

Buffalo and Main street shall be improved on the south side thereof, from the west line of Graves street to the west line of St. Paul street, by constructing flag side walks to correspond in width with the present side walks at each end of the improvement; constructing retaining walls where they are necessary; constructing a flag cross walk across Water street and across Graves street.

And the whole expense shall be defrayed by an assessment upon the owners and occupants of houses and lands to be benefited thereby, and the City Surveyor, under the direction of this Board, having made an estimate of such expense, and reported the same at \$5,970, which estimate was and is hereby approved; the sum of five thousand nine hundred and seventy dollars, being the whole amount of the estimate aforesaid, shall be assessed on such owners and occupants. And the portion of said city which said Common Council deem will be benefited by said improvement is described as follows: "One tier of lots on the south side of Buffalo and Main street from St. Paul st. to a point 68 feet west of Graves street," on which above described portion of the city the said sum of \$5,970 is hereby ordered to be assessed.

And the tax-payers to be assessed for making such improvement may, by paying interest as hereinafter provided, on the amount assessed to them individually, pay their assessments in three equal payments as follows: One-third of the amount assessed within three months after the confirmation of the assessment roll, without interest; and one-third of the amount, with interest at the rate of seven per cent. per annum, within one year from the confirmation of said roll; and the remaining one-third, with interest at the same rate, within two years from the confirmation of such roll.

And David McKay, Francis Dana and Jared Coleman, the assessors of said City not interested in any of the property assessed, and one-third of the amount so interested, are hereby designated and directed to make an assessment upon all the owners and occupants of lands and houses within the portion or part of said City, so designated, of the said amount of expense, in proportion, as nearly as may be, to the advantage which each shall be deemed to acquire by the making of said improvement; and said assessors are hereby notified to meet for this purpose, on Saturday, the 11th da. of April, 1863, at nine o'clock in the forenoon, at the office of the City Clerk.

Passed by the following vote:
Yeas—Ald. Spencer, Cram, Darling, Rowley, Buell, D. D. T. Moore, St. John, Darrow, Bromley, Hoffman, O'Maley, Fish, Warner, Chapman, Sidler, Flynn, Hebing, McQuatters.

LATERAL SEWERS IN BUFFALO STREET.

On motion of Ald. Fish the Board proceeded to hear allegations in relation to the improvement described in the ordinance below:

After hearing such allegations from all the persons appearing.

Ald. Fish submitted the following:

An ordinance to construct lateral sewers in Buffalo st., between Front st. and Fitzhugh st.

The Common Council of the City of Rochester do ordain and determine as follows: Twenty-eight private lateral sewers shall be constructed in Buffalo st. between Front st. and Fitzhugh st. from the main sewer now being constructed to the inside of the curb stone, said lateral sewers to be made of Ohio tile 12 inches in diameter, the bottom of each lateral sewer to be three feet above the bottom of the main sewer and not less than 14 feet nor more than 16 feet below the grade of the curb stone.

And the whole expense shall be defrayed by an assessment upon the owners and occupants of houses and lands to be benefited thereby, and the City Surveyor, under the direction of this Board, having made an estimate of such expense and reported the same at \$2,100.00, which estimate was and is hereby approved; the sum of \$2,100.00, being the whole amount of the estimate aforesaid, shall be assessed on such owners and occupants. And the portion of said city which said Common Council deem will be benefited by said improvement is described as follows:

The cost of each lateral sewer shall be assessed upon the lot or premises in front of which such private lateral sewers are to be constructed, as shown on a map of part of Buffalo st. made by F. J. M. Cornell, City Surveyor, on which above described portion of the city the sum of \$2,100.00 is hereby ordered to be assessed.

And the tax-payers to be assessed for making such improvement, may, by paying interest, as hereinafter provided, on the amount assessed to them individually, pay their assessments in three equal payments, as follows: One-third of the amount assessed within three months after the confirmation of the assessment roll, without interest; one-third of the amount, with interest at the rate of seven per cent. per annum, within one year from the confirmation of said roll; and the remaining one-third, with interest at the same rate, within two years from the confirmation of such roll.

And David McKay, Francis Dana and Jared Coleman, the assessors of said city, not interested in any of the property to be benefited, and not of kin to any person so interested, are hereby designated and directed to make an assessment upon all the owners and occupants of lands and houses within the portion or part of said city so designated, of the said amount of expense, in proportion, as nearly as may be, to the advantage which each shall be deemed to acquire by the making of such improvement; and said assessors are hereby notified to meet for this purpose, on Saturday, the 11th day of April, 1863, at nine o'clock in the forenoon, at the office of the City Clerk.

Passed by the following vote:

Ayes—Ald. Spencer, Cram, Darling, Rowley, Buell, D. D. T. Moore, St. John, Darrow, Bromley, Hoffman, O'Maley, Fish, Warner, Chapman, Sidler, Flynn, Hebing, McQuatters—18.

MISCELLANEOUS.

By Ald. Fish—Resolved, That the City Treasurer be and he is hereby authorized and directed to pay to P. V. Batt, the sum of ten dollars in full for damages done to his horse, by reason of breaking through Court St. Bridge, and charge Highway Fund.

Adopted—All ayes.

Ald. Rowley presented the following resignation of Geo. Truesdale, which, on motion, was accepted:

To the Honorable the Mayor and Common Council of the City of Rochester:

I hereby respectfully tender to your honorable body my resignation of the office of Justice of the Peace, to take effect on the 14th inst.

GEO. TRUESDALE.

Rochester, April 7th, 1863.

By Ald. Rowley—Resolved, That the resolution passed at the last meeting of this Board, fixing the pay of Policemen for the ensuing year, be and the same is reconsidered. Adopted.

Ald. Rowley now moved that the resolution passed at the last meeting fixing the compensation of the Policemen be laid on the table.—Adopted.

STANDING COMMITTEES.

His Honor the Mayor announced the following as the standing committees of the Board for the ensuing year:

- Finance—Ald. Bromley, Rowley, Buell.
- Streets and Bridges—Ald. Fish, Cram, Upton.
- Public Improvements—Ald. Warner, D. D. T. Moore, Cram.
- Support and Relief of Poor—Ald. St. John, Darling, Flynn.
- Fire Department—Ald. Hoffman, Bromley, H. G. Moore.
- Contingent Expense—Ald. Warren, Fish, Darrow.

- Law—Ald. Rowley, Buell, Warner.
- Sewers—Ald. Palmer, O'Maley, Hebing.
- Opening and Alteration of Streets—Ald. O'Maley, Palmer, Darling.
- Police—Ald. S. encer, Mordoff, Hoffman.
- Public Lamps—Ald. Flynn, H. G. Moore, Chapman.

- Markets—Ald. Sidler, St. John, McQuatters.
- Schools—Ald. Darrow, Ernst, St. John.
- Public Parks—Ald. Darling, Mordoff, Bromley.
- City Property—Ald. Buell, Warren, Sidler.
- Wooden Buildings—Ald. Hebing, Flynn, Warren.

Ordinances and Rules—Ald. H. G. Moore, Spencer, Ernst.

Grievances—Ald. D. D. T. Moore, Darrow, Spencer.

Amendments of Charter—Ald. Cram, Fish, D. T. Moore.

Public Health—Ald. Upton, Chapman, Palmer.

Excise—Ald. Chapman, Sidler, O'Maley.

Hackney Coaches—Ald. Mordoff, McQuatters, Darrow.

Mt. Hope—Ald. McQuatters, Hoffman, Mordoff.

By Ald. O'Maley—Whereas, In the midst of a rebellion of unheard of magnitude, and threatening destruction to the Government, the services and influence of all good citizens and competent military commanders are demanded; and Whereas, The late able and accomplished General-in-Chief of our armies, George B. McClellan, whose unequalled achievements on the battle-field entitle him to the gratitude of his country, is, without his consent, deprived of all command; and

Whereas, It is the clearly expressed opinion of the country, that one who has been the successful commander in the most important battles of this unhappy civil war, and the saviour of the National Capital—who directed the successful siege of Yorktown, and the brilliant battles of the Peninsula—who saved our army from destruction in the face of unparalleled difficulties, and drove the enemy from Maryland at the desperate battle of Antietam; who organized victory in the wilds of Western Virginia, and who has received beyond all others the confidence of the army, is the one of all others to whom should be entrusted the conduct of the war; and

Whereas, Gen. Geo. B. McClellan has at all times, whether at the head of a great army or when deprived of command, shown himself to be a good patriot, a good citizen, a valuable and accomplished officer, and a faithful defender of the Union and the Constitution, therefore

Resolved, That the Common Council of the city of Rochester respectfully request the President of the United States to reinstate Major-

General George B. McClellan in active command of the armies of the Union.

Resolved, That the hospitalities of this city be and are hereby tendered to General George B. McClellan.

Resolved, That the Mayor be and is hereby requested to forward certified copies of these resolutions to the President of the United States and to Gen. George B. McClellan.

On motion of Ald. Rowley laid on the table.

By Ald. Bromley—Resolved, That the Treasurer pay as follows: William Carroll, Disbursements, \$57,79. And charge Highway Fund.

Adopted, all ayes.

By Ald. Bromley—Resolved, That his Honor the Mayor be added to the following Standing Committees, viz:

Finance, Streets and Bridges, Public Improvements, Support and Relief of Poor, Fire Department, Contingent Expense, Law, City Property. Adopted unanimously.

On motion of Ald. Spencer adjourned to Tuesday evening next, April 14th.

C. N. SIMMONS, Clerk.

In Common Council, April 14, 1863.

ADJOURNED MEETING.

Present—His Honor Mayor Bradstreet, Aldermen Cram, Darling, Buell, D. D. T. Moore, Darrow, Bromley, Hoffman, O'Maley, H. G. Moore, Upton, Fish, Palmr, Chapman, Sidler, Flynn, Hebing, McQuarters.

Absent—Aldermen Spencer, Rowley, St. John, Warren, Warner Mordoff and Ernst.

The minutes of the last meeting were approved.

PETITIONS AND CLAIMS.

By Ald. Sidler—Petition of J. C. Shults; Market Committee.

By Ald. Hebing—Petitions of W. Rapp and A. W. Miller; Committee on Wood Buildings. Petition for sidewalks on Munger street; Improvement Committee. Petition for a sewer in Joiner street; Sewer Committee.

By Ald. Hoffman—Bills of H. C. Silsby, P. M. Bromley & Co., and Steele & Avery; Fire Department Committee.

By Ald. Palmer—Bill of F. J. M. Cornell and petitions for a sewer in St. Joseph street and South Avenue; Sewer Committee.

By Ald. Fish—Bill of F. J. M. Cornell; Street Committee. Bill of E. A. Raymond; Contingent Expense Committee.

REPORTS.

Ald. Fish reported in favor of the bills of F. J. M. Cornell and E. A. Raymond; Finance Committee.

Ald. Sidler reported in favor of the petition of J. C. Shults. Adopted.

Ald. Palmer reported in favor of the bill of F. J. M. Cornell; Finance Committee.

Ald. Hebing reported in favor of the petitions of W. Rapp and A. W. Miller. Adopted.

Ald. Hoffman reported in favor of the bills of H. C. Silsby, P. M. Bromley & Co., Steele & Avery, and in favor of paying \$30 on Wm. Hollister & Co.'s claim; Finance Committee.

DISBANDING THE HAND ENGINE AND HOSE COMPANIES.

By Ald. Hoffman—Whereas the substitution of steam fire engines for the extinguishment of

fires is fast displacing the almost life-long and time-honored hand machines, thereby saving a large amount of the most intense labor which man is capable of performing, and in the performance of which he is sacrificing his health, and in many instances placing his life in jeopardy; and

Whereas, This city has now four first class steam fire engines, all of which are well equipped, located and in complete working order and in the opinion of your Committee, possessing all the motive power for the suppression of fires which, under any emergency, they may be required to perform; and

Whereas, The appropriation allowed by the Charter for the annual support of the Fire Department, and which is now overdrawn about \$9,000, is not sufficient to defray the expenses of retaining both steam and hand engines in service, to dispense with the former would not for an instant be permitted by our citizens, and to carry on the Department successfully and upon the most approved system as regards efficiency and economy—it would as a matter of necessity require a reduction of some portion of the volunteer hand department, and your Committee have come to the conclusion that it is their duty to recommend such a reduction.

It may not be known to all the members of the Board that only two of the volunteer fire companies in the Department are located in houses belonging to the city, and hence the city is paying a large amount in rents, appropriations, repairs and other expenses for the services of such companies, whose further services the Department do not seem to require.

It may be said by some that these companies are needed for fire purposes in the neighborhood where they are now located. Your Committee have looked at this matter carefully, and have come to the conclusion that the steam fire engines, located as they are, and the means used in getting them to fires, are as generally available for the suppression of fires in the vicinity where such hand engines are located, as such companies themselves would be. And if such companies were retained our tax-paying citizens in other portions of the city would have equal claims to have hand engine companies located in their neighborhood; which claims could not, with the means under the control of your Committee, be for a moment entertained.

It is the desire of your Committee to place the Department under their control, in a position which shall at all times be most available for the performance of its duties, and at the same time curtail as much as possible the many unnecessary expenses which always hang like an incubus upon the Fire Department.

Your Committee have also come to the conclusion that it would be economy for the Board to allow your Committee to appoint some proper person whose duty it should be, under the direction of the Committee, to purchase all supplies for the use of the Department, collect all claims and present all bills for supplies, and see that the rules and regulations for the government of the Department are promptly and fully carried out. They therefore beg leave to offer the following resolutions:

J. HOFFMAN,
P. M. BROMLEY, } Committee.
H. G. MOORE, }

Resolved, That Hand Engine Companies No. 4, 5, 6, 7 and 8, and Hose Company No. 2, be and

are hereby disbanded, and that the Chief Engineer is hereby authorized to take immediate possession of the several Engine Houses of the above named companies, and also of the apparatus, furniture and fixtures of such houses, and now in possession of such companies, and belonging to the city of Rochester, and place the same in the storage room now used by the city, for safe keeping.

Resolved, That in disbanding the above named companies this Board begs leave to tender to the Officers and members of such companies their sincere thanks for the very efficient manner in which they have performed their duty as firemen; and that in retiring from the "brakes" they assure them that they have their best wishes for their future welfare and happiness.

On motion of Ald. Flynn the report and resolutions were laid upon the table until the next meeting.

Ald. Buell subsequently moved a reconsideration of the above.

Motion adopted.

Ald. Buell then moved the adoption of the report and resolutions, which were adopted as follows:

Yeas—Ald. Cram, Darling, Buell, D. D. T. Moore, Darrow, Bromley, Hoffman, O'Maley, H. G. Moore, Upton, Fish, Palmer, Chapman, Sidler—14.

Nays—Ald. Flynn, Hebing, McQuatters—3.

The Clerk presented the report of the Police Justice for March. Whole amount collected, \$449.00.

ORDINANCES.

Ald. H. G. Moore gave notice that at the next meeting he should offer for adoption the following:

ORDINANCE RELATING TO KEROSENE AND OTHER OILS.

The Common Council of the city of Rochester do ordain and determine as follows:

1st. That it shall not be lawful for any person or persons, corporation or corporations, to store any of the crude earth oil, or to carry on any manufactory or manufactories, or any establishment whatsoever, for the purpose of making, refining, distilling, or generating petroleum, naphtha, benzole, kerosene, or other easily inflammable oils or substances, within the limits of the city of Rochester, except at those establishments already erected, without having first obtained the consent of the Common Council, at regular meeting thereof, by a vote of two-thirds of all the members present, under a penalty of fifty dollars for each and every offence.

2d. It shall not be lawful for any person or persons, corporation or corporations, to store or keep in any building, manufactory, or other place, within the city of Rochester, any greater quantity of refined petroleum or kerosene oils than five barrels, except by the consent and under the direction of the Fire Marshal of the city, first obtained in writing for that purpose.

3d. No person shall sell or keep, or cause to be kept for sale or use, in their store, shop, or other premises, or receive on storage therein, any crude earth oil, known as petroleum, benzole, or naphtha, within the limits of this district described in the ordinance in relation to the erection and removal of wooden buildings of the city, except at the manufactories of the Flour City, Union and Geneva works, now all located in the city.

4th. Every person who shall be guilty of violating this ordinance, or any provision therein contained, upon conviction thereof, shall forfeit and pay the sum of fifty dollars for each and every offence; and upon conviction for a violation of any of the provisions of this ordinance an execution shall be issued directing the amount to be made out of the property of the defendant, if any such can be found.

MUNGER STREET WALK.

By Ald. D. D. T. Moore—Resolved, That the City Surveyor ascertain and report to this Board the expense of the improvement of Munger street, from South Avenue to Mt. Hope Avenue, by constructing a plank side walk four feet wide on each side thereof. Adopted.

The Surveyor submitted such estimate at \$870.

By Ald. D. D. T. Moore—Resolved, That the following improvement is expedient, viz: constructing a plank side walk four feet wide on each side of Munger street, from South Avenue to Mt. Hope Avenue.

And whereas, The City Surveyor, under the direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$870, which estimate is hereby approved.

Resolved, further, That the following portion of said city is deemed benefited and proper to be assessed for the whole expense thereof, namely: "One tier of lots on each side of Munger street, from South Avenue to Mt. Hope Avenue.

And the Clerk is hereby directed to publish notice in pursuance of section 165 of the City Charter, that all persons interested in the subject matter of said improvement, are required to attend the Common Council on Tuesday evening, April the 21st, 1883, at half-past seven o'clock, at the Common Council Hall, when allegations will be heard. Adopted.

SCIO STREET IMPROVEMENT.

By Ald. D. D. T. Moore—Resolved, That the City Surveyor ascertain and report to this Board the expense of the improvement of Scio street, from Ontario street to Davis street, by grading the same and constructing a plank sidewalk, five feet and four inches wide, on each side thereof. Adopted.

The Surveyor submitted such estimate at \$550.00.

By Ald. D. D. T. Moore—Resolved, That the following improvement is expedient, viz: Grading Scio street from Ontario street to Davis street, and constructing a plank sidewalk, five feet four inches wide, on each side thereof.

And whereas, The City Surveyor, under the direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$550.00 which estimate is hereby approved.

Resolved, further, That the following portion of said city is deemed benefited and proper to be assessed for the whole expense thereof, namely: "One tier of lots on each side of Scio street, from Ontario street to Davis street.

And the Clerk is hereby directed to publish notice in pursuance of section 165 of the City Charter, that all persons interested in the subject matter of said improvement, are required to attend the Common Council on Tuesday evening, April the 21st, 1883, at half-past seven o'clock, at the Common Council Hall, when allegations will be heard. Adopted.

SEWER IN SOUTH AVENUE.

By Ald. Palmer—Resolved, That the City Surveyor ascertain and report to this Board the expense of constructing a stone sewer eighteen inches by two feet in South Avenue, from Grand street to the sewer in South Avenue at Alexander street. Adopted.

The Surveyor submitted such estimate at \$2,400.

By Ald. Palmer—Resolved, That the following improvement is expedient, viz: The construction of a stone sewer, eighteen inches by two feet, in South Avenue from Grand street to the sewer in South Avenue at Alexander street.

And Whereas, The City Surveyor, under the direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$2,400 which estimate is hereby approved.

Resolved, further, That the following portion of said city is deemed benefited and proper to be assessed for the whole expense thereof, viz: "One tier of lots on each side of South Avenue from Alexander street to Grand street.

And further, Resolved, That the tax-payers to be assessed for making such improvement may, by paying interest, as hereinafter provided, on the amount assessed to them individually, pay their assessments in three equal payments, as follows: One-third of the amount assessed within three months after the confirmation of the assessment roll, without interest; one-third of the amount, with interest at the rate of seven per cent. per annum, within one year from the confirmation of said roll; and the remaining one-third, with interest at the same rate, within two years from the confirmation of such roll.

And the Clerk is hereby directed to publish notice in pursuance of section 165 of the City Charter, that all persons interested in the subject matter of said improvement, are required to attend the Common Council on Tuesday evening, April the 21st, 1883, at half-past 7 o'clock, at the Common Council Hall, when allegations will be heard. Adopted.

SEWER IN ST. JOSEPH ST.

By Ald. Palmer—Resolved, That the City Surveyor ascertain and report to this Board the expense of constructing a stone sewer two feet square in St. Joseph st, from the centre of Catharine st. to the Nassau and St. Joseph sts. sewer. Adopted.

The Surveyor submitted such estimate at \$1,800.00.

By Ald. Palmer—Resolved, That the following improvement is expedient, viz: constructing a stone sewer two feet square in St. Joseph st, from the centre of Catharine st. to the Nassau and St. Joseph sts. sewer.

And Whereas, The City Surveyor, under the direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$1,800, which estimate is hereby approved.

Resolved, further, That the following portion of said city is deemed benefited and proper to be assessed for the whole expense thereof, namely:

"One tier of lots on each side of St. Joseph street from Catharine st. to Nassau st."

And the Clerk is hereby directed to publish notice in pursuance of section 165 of the City Charter, that all persons interested in the subject matter of said improvement, are required to attend the Common Council on Tuesday evening, April the 21st, 1863, at half-past seven o'clock, at the Common Council Hall, when allegations will be heard. Adopted.

CAYUGA ST. SEWER.

By Ald. Palmer—Resolved, That the City Surveyor ascertain and report to this Board the expense of constructing a stone sewer two feet square in Cayuga street from the centre of Grand st. to the sewer in Nelson st. Adopted.

The Surveyor submitted such estimate at \$1,420 00. By Ald. Palmer—Resolved, That the following improvement is expedient, viz: constructing a stone sewer two feet square in Cayuga st. from the centre of Grand st. to the sewer in Nelson st.

And whereas, The City Surveyor, under the direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$1,420, which estimate is hereby approved;

Resolved, further, That the following portion of said city is deemed benefited and proper to be assessed for the whole expense thereof, namely:

"One tier of lots on each side of Cayuga st. from Grand st. to Nelson st."

And the Clerk is hereby directed to publish notice, in pursuance of section 165 of the City Charter, that all persons interested in the subject matter of said improvement are required to attend the Common Council on Tuesday evening, April the 21st, 1863, at half-past seven o'clock, at the Common Council Hall, when allegations will be heard. Adopted.

RESERVOIR CORNER MAIN AND SCIO STREETS.

By Ald. Hoffman—Resolved, That the City Surveyor ascertain and report to this Board the expense of constructing a reservoir at the intersection of Main and Scio sts. Adopted.

The Surveyor submitted such estimate at \$300, 00. By Ald. Hoffman—Resolved, That the following improvement is expedient, viz: the construction of a reservoir at the intersection of Main and Scio sts.

And whereas, The City Surveyor, under the direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$300, 00, which estimate is hereby approved;

Resolved, further, That the following portion of said city is deemed benefited and proper to be assessed for the whole expense thereof, namely:

"Beginning at the intersection of University Avenue and Union st.; thence running westerly along University Avenue and Riley st., including one tier of lots on the north side thereof to North st.; thence southerly along North st., excepting one tier of lots on the east side thereof between Riley and Achilles sts. to Main st.; thence easterly along Main st. to East Avenue; thence easterly along East Avenue, including one tier of lots on the south side thereof between Main and William sts. to Matthews st.; thence northerly along Matthews st. to the south line of lot No. 140; thence easterly along said south line to East st.; thence northerly along East st., including one tier of lots on the east side thereof to Charlotte st.; thence easterly along Charlotte st., including one tier of lots on the south side thereof to Union st.; thence northerly along Union st., including one tier of lots on the east side thereof to the place of beginning."

And the Clerk is hereby directed to publish notice in pursuance of section 165 of the City Charter, that all persons interested in the subject matter of said improvement, are required to attend the Common Council on Tuesday evening, April the 21st, 1863, at half-past 7 o'clock, at the Common Council Hall, when allegations will be heard. Adopted.

RESERVOIR ON ATWATER STREET.

By Ald. Hoffman—Resolved, That the City Surveyor ascertain and report to this Board the expense of constructing a reservoir on Atwater street, between Clinton and St. Joseph streets. Adopted.

The surveyor submitted such estimate at \$300. By Ald. Hoffman—Resolved, That the following improvement is expedient, viz: the construction of a reservoir on Atwater street, between Clinton and St. Joseph streets.

And whereas, The City Surveyor, under the direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$300, which estimate is hereby approved.

Resolved, further, That the following portion of said city is deemed benefited and proper to be assessed for the whole expense thereof, namely:

"Beginning in North St. Paul st. at its intersection with Ward street, thence easterly along Ward street, including

one tier of lots on the north side thereof, to north Clinton street, thence northerly along North Clinton street, including one tier of lots on the west side thereof to a point in line with the centre of Nassau street, thence easterly to the intersection of Joiner and Nassau streets, thence easterly along Nassau street to Chatham street, thence southerly along Chatham street, excepting one tier of lots on the west side thereof, to the New York Central Railroad, thence along the New York Central Railroad to St. Joseph street, thence southerly along St. Joseph street, including one tier of lots on the east side thereof to Atwater street, thence easterly along Atwater street, including one tier of lots on the north side thereof to Chatham street, thence southerly along Chatham street to Bowery street, thence westerly along Bowery street to the west line of Franklin Square, thence southerly along Franklin Square to Andrews street, thence westerly along Andrews street to Franklin street, thence northerly along Franklin street, including one tier of lots on the west side thereof to St. Paul street, thence northerly along St. Paul street, including one tier of lots on the west side thereof to place of beginning."

And the Clerk is hereby directed to publish notice in pursuance of section 165 of the City Charter, that all persons interested in the subject matter of said improvement are required to attend the Common Council on Tuesday evening, April the 21st, 1863, at half-past 7 o'clock, at the Common Council Hall, when allegations will be heard. Adopted.

Ald. D. D. T. Moore presented the final ordinances for the following improvements: Improving Cady street, from Olean street to the west line of the Greig tract; improving Reynolds street, from Hunter street to Bartlett street; and improving Scio street, from Delevan street to Ontario street; and moved that the further consideration of the same be postponed until the next regular meeting, April 21st.

Motion adopted.

Ald. Palmer presented the final ordinance for a sewer in Main street, from the race at Water street to East avenue, and moved that the further consideration of the same be postponed until the next meeting, April 21st.

Motion adopted.

Ald. Palmer presented the assessment roll for a sewer in Buffalo street, from the sewer in Front street to the west line of Fitzhugh street, and moved that the further consideration of the same be postponed until the next meeting, April 21st.

Motion adopted.

ORDINANCE RELATING TO THE FIRE DEPARTMENT.

Ald. Hoffman presented an ordinance relating to the Fire Department, which, on motion of Ald. Buell, was postponed until the next meeting.

Ald. Fish moved a reconsideration of the motion postponing the ordinance for improving Scio street from Delevan street to Ontario street.

Motion adopted.

SCIO STREET IMPROVEMENT.

On motion of Ald. D. D. T. Moore, the Board proceeded to hear allegations in relation to the improvement described in the ordinance below:

No person appearing to make allegations, Ald. D. D. T. Moore submitted the following: An ordinance to improve Scio street, from Delevan street to Ontario street.

The Common Council of the City of Rochester do ordain and determine as follows: Scio street shall be improved from Delevan street to Ontario street, by grading the same and constructing plank sidewalks, five feet and four inches wide, on both sides of the street, and constructing plank crosswalks where they are necessary.

And the whole expense shall be defrayed by an assessment upon the owners and occupants of houses and lands to be benefited thereby, and the City Surveyor, under the direction of this Board, having made an estimate of such expense, and reported the same at One Thousand One Hundred and Ninety Dollars, which estimate was and is hereby approved; the sum of One Thousand One Hundred and Ninety Dollars, being the whole amount of the estimate aforesaid, shall be assessed on such owners and occupants. And the portion of said city which said Com-

mon Council deem will be benefited by said improvement is described as follows:

One tier of lots on each side of Scio street, from Delavan street to Ontario street, on which above described portion of the city the said sum of \$1,190 is hereby ordered to be assessed.

And David McKay, Jared Coleman, and Francis Dana, the assessors of said city not interested in any of the property so benefited, and not of kin to any person so interested, are hereby designated and directed to make an assessment upon all the owners and occupants of lands and houses within the portion or part of said city so designated, of the said amount of expense, in proportion, as nearly as may be, to the advantage which each shall be deemed to acquire by the making of said improvement; and said assessors are hereby notified to meet for this purpose, on Saturday, the 18th day of April, 1883, at nine o'clock in the forenoon, at the office of the City Clerk.

Yeas—Ald. Cram, Darling, Buell, D. D. T. Moore, Darrow, Bromley, Hoffman, O'Maley, H. G. Moore, Upton, Fish, Palmer, Chapman, Sidler, Flynn, Hebing, McQuatters—17.
Nays—None.

UNFINISHED BUSINESS.

Ald. Bromley called up the resolution fixing the compensation of the Policemen, and moved to amend by fixing the amount at \$50 per month.

On motion of Ald. Palmer postponed until the next meeting.

EXECUTIVE.

On motion of Ald. Hebing the resignation of George Ellwanger, as commissioner for Mt. Hope avenue was accepted.

On motion of Ald. Hebing the Board proceeded to ballot for a commissioner for Mt. Hope avenue, when

George P. Wolcott received 17 votes and was declared appointed.

MISCELLANEOUS.

By Ald. Sidler—Resolved, That Joseph L. Shuits have a market license granted him according to his petition by his paying into the city treasury at the rate of seventy-five dollars per annum, quarterly in advance. Adopted.

By Ald. Hebing—Resolved, That the City Surveyor is hereby instructed to determine the lines of Munger street, from the corner of Bond street to Cayuga street; and also to make an estimate of the expense of grading the same from the corner of Bond street to Cayuga street, and report to this Board as soon as possible.—Adopted.

By Ald. Hebing—Resolved, That John Langenberger have leave to construct a lateral sewer from his premises on Pinnacle avenue to the outlet sewer in said avenue on his giving the requisite bonds. Adopted.

By Ald. Hebing—Resolved, That Alexander W. Miller and Wilham Rapp have leave to repair wooden buildings, agreeable to their several petitions, under the direction of the Fire Marshal. Adopted.

By Ald. Hoffman—Whereas, There is now a street in the 6th Ward, running from St. Joseph street to Hudson street; and, whereas, such street is laid out and called Bardwell street upon the map, and whereas said street has two names, so called Herman and Bardwell street; therefore,

Resolved, That the Street Superintendent be directed and authorized to take down the signs named Herman street and insert Bardwell street. Adopted.

FINANCE BUDGET.

By Ald. Bromley—Resolved, That the Treasurer pay as follows:

FIRE DEPARTMENT FUND.

| | |
|---|--------|
| Steele & Avery, blank books for Steam Engineers, | \$3 51 |
| F. M. Bromley & Co., furniture for Steam Engine | |
| Co. No. 3..... | 25 00 |
| H. C. Silsby, agit. grate bars for Steam Eng. No. 1 | 6 90 |
| W. Hollister & Co., damages by steamers..... | 30 00 |
| C. T. Amsden, for B. Wedd's bill for hay for | |
| Steamer No. 3..... | 13 95 |
| C. T. Amsden, for G. W. Kintz's bill for straw for | |
| Steamer No. 2..... | 5 82 |

And charge Fire Department Fund.

IMPROVEMENT FUNDS.

Also, when there are funds applicable, as follows:

| | |
|---|------|
| F. J. M. Cornell, expenses to Albany..... | 5 00 |
| And charge Railroad Sewer Fund. | |
| F. J. M. Cornell, disbursements..... | 3 00 |

And charge Highway Fund.

Adopted—all ayes.

By Ald. Buell—Resolved that the Committee on City Property be authorized to prepare a room in Centre market for the use of the Superintendent of Streets. Adopted.

By Ald. Buell—Resolved, That the City Treasurer pay E. A. Raymond twenty and 13:100 dollars, for costs and disbursements in the suit of the City against Francis Grace—And charge Contingent Fund.

Adopted—all ayes.

By Ald. Buell—Resolved, That the number of Health Inspectors to be employed by the Board of Health for the coming year, be fixed by this Board at four for each of the months of March, April and May, and two for all the other months until further ordered by this Board, one-half to be located on the West and the other on the East Side of the River.

Ald. Cram moved to amend by making the number six instead of four, for the three months.

Amendment adopted.

Ald. Bromley moved as a further amendment, that the number for the other months be four instead of two.

Adopted as follows:

Yeas—Ald. Cram, Darling, Darrow, Bromley, Hoffman, O'Maley, Fish, Palmer, Sidler, Flynn—10.

Nays—Ald. Buell, D. D. T. Moore, H. G. Moore, Upton, Chapman, Hebing, McQuatters—7.

As thus amended, the resolution was adopted by the same vote as the last. Ayes—10; nays—7.

Yeas—Ald. Cram, Darling, Darrow, Bromley, Hoffman, O'Maley, Fish, Palmer, Sidler, Flynn—10.

Nays—Ald. Buell, D. D. T. Moore, H. G. Moore, Upton, Chapman, Hebing, McQuatters—7.

By Ald. Hoffman—Resolved, That the Committee on the Fire Department have power to appoint such proper person as they may select whose duty it shall be under the direction of the Committee, to purchase all supplies for the use of the Fire Department, collect all claims of the Department, and present all bills for such purchases for payment, and to see that the rules and regulations for the government of the Department are promptly and faithfully executed. Adopted.

On motion of Ald. Palmer the Board confirmed the action of the Sewer Committee in awarding the contract for Buffalo street sewer to Jones & McConnell.

Adjourned.

C. N. SIMMONS, Clerk.

n Common Council, April 21, 1863

REGULAR MEETING.

Present—His Honor Mayor Bradstreet, Aldermen Spencer, Cram, Darling, Rowley, Buell, D. D. T. Moore, St. John, Darrow, O'Maley, H. G. Moore, Upton, Fish, Warner, Palmer, Sidler, Flynn, Hebing, McQuatters.

Absent—Aldermen Bromley, Warren, Hoffman, Mordoff Ernst and Chapman.

The minutes of the last meeting were approved.

PETITIONS AND CLAIMS.

By Ald. St. John—Bills of T. A. Newton, Rochester Orphan Asylum, J. Cline, Caldwell & Son, E. Darrow & Bro.; Poor Committee.

By Ald. Darrow—Bills of J. Harper, W. Willets, Wm. Carroll, T. Knowles, S. Aldrich, N. F. Hilton and J. Cochrane; Contingent Expense Committee. Bill of I. S. Waring; Fire Department Committee.

By Ald. H. G. Moore—Petition for plank walk on Alexander street; Improvement Committee.

By Ald. Fish—Petition for the improvement of Grape street; Improvement Committee.

By Ald. Hebing—Petition of 170 tax-payers of the 12th Ward, asking a reconsideration of the resolution disbanding Engine Co. No. 8; Fire Department Committee. Petition for a sewer in Joiner street; Sewer Committee. Petitions of Peter L. Cornwell and W. R. Gifford; Committee on Wood Buildings. Remonstrance against sewer in South Avenue; Sewer Committee.

By Ald. McQuatters—Petition for the improvement of Sanford street; Improvement Committee.

By Ald. O'Maley—Petition for the improvement of Hawkins street; Improvement Committee. Remonstrance against a reservoir in Atwater street; Fire Department Committee.

REPORTS.

Ald. St. John reported in favor of the bills of E. Darrow & Bro., Caldwell & Son, J. Cline, Rochester Orphan Asylum, and T. A. Newton; Finance Committee.

Ald. Hebing, from the Committee on Wood Buildings, reported in favor of the petitions of Peter L. Cornwell and W. R. Gifford.

ORDINANCES.

SEWER IN JOINER STREET.

By Ald. Palmer—Resolved, That the City Surveyor ascertain and report to this Board the expense of constructing a stone sewer 18 inches by 2 feet, in Joiner street, from a point 30 feet south of the south line of Kelly street to the railroad sewer.

Adopted.

The Surveyor submitted such estimate at \$2,100.

By Ald. Palmer—Resolved, That the following improvement is expedient, viz:

The construction of a stone sewer 18 inches by 2 feet in Joiner street, from a point 30 feet south of the south line of Kelly street to the railroad sewer.

And whereas, The City Surveyor, under the direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$2,100, which estimate is hereby approved.

Resolved, further, That the following portion of said city is deemed benefited and proper to be assessed for the whole expense thereof, namely:

“One tier of lots on each side of Joiner street, from Kelly street to the New York Central Railroad.

And further Resolved, That the tax-payers to be assessed for making such improvement may, by paying interest as hereinafter provided, on the amount assessed to them individually, pay their assessments in three equal payments as follows: One-third of the amount assessed within three months after the confirmation of the assessment roll, without interest; one-third of the amount, with interest at the rate of seven per cent. per annum, within one year from the confirmation of said roll; and the re-

maining one-third, with interest at the same rate, within two years from the confirmation of such roll.

And the Clerk is hereby directed to publish notice in pursuance of section 165 of the City Charter, that all persons interested in the subject matter of said improvement are required to attend the Common Council on Tuesday evening, May the 5th, 1863, at 7½ o'clock, at the Common Council Hall, when allegations will be heard.

Adopted.

SEWER IN SCRANTON STREET.

By Ald. Palmer—Resolved, That the City Surveyor ascertain and report to this Board the expense of constructing a stone sewer 18 inches by 2 feet in Scranton street, from Clinton street to the sewer in St. Paul street.

Adopted.

The Surveyor submitted such estimate at \$5,000.00.

By Ald. Palmer—Resolved, That the following improvement is expedient, viz: The construction of a stone sewer 18 inches by 2 feet, in Scranton street, from Clinton street to the sewer in St. Paul street.

And whereas, The City Surveyor, under the direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$5,000.00, which estimate is hereby approved.

Resolved—further, That the following portion of said city is deemed benefited and proper to be assessed for the whole expense thereof, namely:

“One tier of lots on each side of Scranton street, from Clinton street to St. Paul street.”

And further, Resolved, That the tax-payers to be assessed for making such improvement may, by paying interest, as hereinafter provided, on the amount assessed to them individually, pay their assessments in three equal payments as follows: One-third of the amount assessed within three months after the confirmation of the assessment roll, without interest; one-third of the amount, with interest at the rate of seven per cent. per annum, within one year from the confirmation of said roll; and the remaining one-third, with interest at the same rate, within two years from the confirmation of such roll.

And the Clerk is hereby directed to publish notice in pursuance of section 165 of the City Charter, that all persons interested in the subject matter of said improvement, are required to attend the Common Council on Tuesday evening, May the 5th, 1863, at half-past 7 o'clock, at the Common Council Hall, when allegations will be heard.

Adopted.

By Ald. Palmer—Resolved, That the City Surveyor ascertain and report to this Board the expense of constructing a stone sewer 18 inches by two feet in Clinton street, from the north line of lot No. 1, in the Ringleston Tract, on the west side of Clinton street, to the Railroad sewer.

Adopted.

The Surveyor submitted such estimate at \$1,600.

By Ald. Palmer—Resolved, That the following improvement is expedient, viz: The construction of a stone sewer 18 inches by 2 feet in Clinton street, from the north line of lot No. 1 in the Ringleston Tract, on the west side of Clinton street, to the Railroad sewer.

And whereas, The City Surveyor, under the direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$1,600, which estimate is hereby approved.

Resolved, further, That the following portion of said city is deemed benefited and proper to be assessed for the whole expense thereof, namely:

“One tier of lots on each side of Clinton street from the north side of lot No. 1 in the Ringleston Tract, on the west side of Clinton street, to the New York Central Railroad.”

And the Clerk is hereby directed to publish notice in pursuance of section 165 of the City Charter, that all persons interested in the subject matter of said improvement, are required to attend the Common Council on Tuesday evening, May 5th, 1863, at half-past 7 o'clock, at the Common Council Hall, when allegations will be heard.

CADY STREET IMPROVEMENT.

On motion of Ald. Warner, the Board proceeded to hear allegations in relation to the improvement described in the ordinance below:

No person appearing to make allegations,

Ald. Warner submitted the following:

An ordinance to improve Cady street, from Olean street to the west line of the Greig Tract.

The Common Council of the city of Rochester do ordain and determine as follows: Cady street shall be improved from Olean street to the west line of the Greig Tract, by grading the same and sidewalks and constructing a plane sidewalks five feet four inches wide, on each side thereof, and constructing a suitable number of crosswalks.

And the whole expense shall be defrayed by an assessment upon the owners and occupants of houses and lands to be benefited thereby, and the City Surveyor, under the direction of this Board, having made an estimate of such expense, and reported the same at \$2,898, which estimate was and is hereby approved; the sum of \$2,898, being the whole amount of the estimate aforesaid, shall be assessed on such owners and occupants. And the portion of said

city which said Common Council deem will be benefited by said improvement is described as follows: "One tier of lots on each side of Cady street, from Olean street to the west line of the Greig Tract," on which above described portion of the city the said sum of \$2,398 is hereby ordered to be assessed.

And David McKay, Francis Dana and Jared Coleman, the assessors of said City not interested in any of the property so benefited, and not of kin to any person so interested, are hereby designated and directed to make an assessment upon all the owners and occupants of lands and houses within the portion or part of said City, so designated, of the said amount of expense, in proportion, as nearly as may be, to the advantage which each shall be deemed to acquire by the making of said improvement; and said assessors are hereby notified to meet for this purpose, on Saturday, the 25th day of April, 1893, at nine o'clock in the forenoon, at the office of the City Clerk.

Passed by the following vote:
Yeas—Spencer, Cram, Darling, Rowley, Buell, D. D. T. Moore, St. John, Darrow, O'Maley, H. G. Moore, Upton, Fish, Warner, Palmer, Sidler, Flynn, Hebing, McQuarters—18.
Nays—None.

REYNOLDS STREET IMPROVEMENT.

On motion of Ald. Warner the Board proceeded to hear allegations in relation to the improvement described in the ordinance below:

No person appearing to make allegations,
Ald. Warner submitted the following:
An ordinance to improve Reynolds street, from Hunter street to Bartlett street.

The Common Council of the City of Rochester do ordain and determine as follows: The sidewalks on each side of Reynolds street, from Hunter street to Bartlett street, shall be graded, and plank walks constructed thereon five feet and four inches wide, and plank crosswalks constructed where necessary.

And the whole expense shall be defrayed by an assessment upon the owners and occupants of houses and lands to be benefited thereby, and of kin to any person so interested, in the direction of this Board, having made an estimate of such expense, and reported the same at \$947 dollars, which estimate was and is hereby approved, the sum of \$947, being the whole amount of the estimate aforesaid, shall be assessed on such owners and occupants. And the portion of said city which said Common Council deem will be benefited by said improvement is described as follows: "One tier of lots on each side of Reynolds street, from Hunter street to Bartlett street," on which above described portion of the city the said sum of \$947 is hereby ordered to be assessed.

And David McKay, Francis Dana, and Jared Coleman, the assessors of said city, not interested in any of the property so benefited, and not of kin to any person so interested, are hereby designated and directed to make an assessment upon all the owners and occupants of lands and houses within the portion or part of said city so designated, of the said amount of expense, in proportion, as nearly as may be, to the advantage which each shall be deemed to acquire by the making of said improvement; and said assessors are hereby notified to meet for this purpose, on Saturday, the 25th day of April, 1893, at nine o'clock in the forenoon, at the office of the City Clerk.

Passed by the following vote:
Yeas—Ald. Spencer, Cram, Darling, Rowley, Buell, D. D. T. Moore, St. John, Darrow, O'Maley, H. G. Moore, Upton, Fish, Warner, Palmer, Sidler, Flynn, Hebing, McQuarters—18.
Nays—None.

SCIO STREET IMPROVEMENT.

On motion of Ald. Warner, the Board proceeded to hear allegations in relation to the improvement described in the ordinance below:

No person appearing to make allegations,
Ald. Warner submitted the following:
An ordinance to improve Scio street, from Ontario street to Davis street.

The Common Council of the City of Rochester do ordain and determine that Scio street, from Ontario street to Davis street, shall be improved by grading the same, and constructing a plank sidewalk five feet and four inches wide on each side thereof.

And the whole expense shall be defrayed by an assessment upon the owners and occupants of houses and lands to be benefited thereby, and the City Surveyor, under the direction of this Board, having made an estimate of such expense, and reported the same at \$550.00, which estimate was and is hereby approved; the sum of \$550.00 being the whole amount of the estimate aforesaid, shall be assessed on such owners and occupants. And the portion of said city which said Common Council deem will be benefited by said improvement is described as follows: "One tier of lots on each side of Scio street, from Ontario street to Davis street, on which above described portion of the City, the said sum of \$550.00 is hereby ordered to be assessed."

And David McKay, Francis Dana and Jared Coleman the assessors of said City, not interested in any of the property so benefited, and not of kin to any person so in-

terested, are hereby designated and directed to make an assessment upon all the owners and occupants of lands and houses within the portion or part of said City so designated, of the said amount of expense, in proportion, as nearly as may be, to the advantage which each shall be deemed to acquire by the making of said improvement; and said assessors are hereby notified to meet for this purpose, on Saturday, the 25th day of April, 1893, at nine o'clock in the forenoon, at the office of the City Clerk.

Passed by the following vote:
Yeas—Ald. Spencer, Cram, Darling, Rowley, Buell, D. D. T. Moore, St. John, Darrow, O'Maley, H. G. Moore, Upton, Fish, Warner, Palmer, Sidler, Flynn, Hebing, McQuarters—18.

MUNGER STREET WALKS.

On motion of Ald. Warner, the Board proceeded to hear allegations in relation to the improvement described in the ordinance below:

No person appearing to make allegations,
Ald. Warner submitted the following:
An ordinance to construct plank walks in Munger st., from South avenue to Mt. Hope avenue.

The Common Council of the city of Rochester do ordain and determine as follows: A plank walk four feet wide shall be constructed on each side of Munger street, from South avenue to Mt. Hope avenue.

And the whole expense shall be defrayed by an assessment upon the owners and occupants of houses and lands to be benefited thereby, and the City Surveyor, under the direction of this Board, having made an estimate of such expense, and reported the same at Eight Hundred and Seventy Dollars, which estimate was and is hereby approved; the sum of Eight Hundred and Seventy Dollars, being the whole amount of the estimate aforesaid, shall be assessed on such owners and occupants. And the portion of said city which said Common Council deem will be benefited by said improvement is described as follows:

"One tier of lots on each side of Munger street, from South avenue to Mt. Hope avenue, on which above described portion of the city the said sum of Eight Hundred and Seventy Dollars is hereby ordered to be assessed."

And David McKay, Jared Coleman, and Francis Dana, the assessors of said city not interested in any of the property so benefited, and not of kin to any person so interested, are hereby designated and directed to make an assessment upon all the owners and occupants of lands and houses within the portion or part of said city so designated, of the said amount of expense, in proportion, as nearly as may be, to the advantage which each shall be deemed to acquire by the making of said improvement; and said assessors are hereby notified to meet for this purpose, on Saturday, the 25th day of April, 1893, at nine o'clock in the forenoon, at the office of the City Clerk.

Passed by the following vote:
Yeas—Ald. Spencer, Cram, Darling, Rowley, Buell, D. D. T. Moore, St. John, Darrow, O'Maley, H. G. Moore, Upton, Fish, Warner, Palmer, Sidler, Flynn, Hebing, McQuarters.

SEWER IN ST. JOSEPH ST.

On motion of Ald. Palmer the Board proceeded to hear allegations in relation to the improvement described in the ordinance below:

No person appearing to make allegations,
Ald. Palmer submitted the following:

The Common Council of the City of Rochester do ordain and determine as follows: a stone sewer two feet square shall be constructed in St. Joseph st. from the centre of Catharine st. to the Nassau and St. Joseph st. sewer.

And the whole expense shall be defrayed by an assessment upon the owners and occupants of houses and lands to be benefited thereby, and the City Surveyor, under the direction of this Board, having made an estimate of such expense and reported the same at \$1,800.00, which estimate was and is hereby approved; the sum of \$1,800.00, being the whole amount of the estimate aforesaid, shall be assessed on such owners and occupants. And the portion of said city which said Common Council deem will be benefited by said improvement is described as follows:

"One tier of lots on each side of St. Joseph st. from Catharine st. to Nassau st." on which above described portion of the city the sum of \$1,800.00 is hereby ordered to be assessed.

And David McKay, Francis Dana and Jared Coleman, the assessors of said city, not interested in any of the property so benefited, and not of kin to any person so interested, are hereby designated and directed to make an assessment upon all the owners and occupants of lands and houses within the portion or part of said city so designated, of the said amount of expense, in proportion, as nearly as may be, to the advantage which each shall be deemed to acquire by the making of such improvement; and said assessors are hereby notified to meet for this purpose, on Saturday, the 25th day of April, 1893, at nine o'clock in the forenoon, at the office of the City Clerk.

Passed by the following vote:
Yeas—Ald. Spencer, Cram, Darling, Rowley, Buell, D. D. T. Moore, St. John, Darrow, O'Maley, H. G. Moore, Upton, Fish, Warner, Palmer, Sidler, Flynn, Hebing, McQuarters—18.

CAYUGA ST. SEWER.

On motion of Ald. Palmer the Board proceeded to hear allegations in relation to the improvements described in the ordinance below:

No person appearing to make allegations, Ald. Palmer submitted the following:

An ordinance to construct a sewer in Cayuga st. from the centre of Grand st. to the sewer in Nelson st. The Common Council of the City of Rochester do ordain and determine as follows: a stone sewer two feet square shall be constructed in Cayuga st. from the centre of Grand st. to the sewer in Nelson st.

And the whole expense shall be defrayed by an assessment upon the owners and occupants of houses and lands to be benefited thereby, and the City Surveyor, under such direction of this Board, having made an estimate of the expense, and reported the same at \$1,420 00, which estimate is hereby approved; the sum of \$1,420 00, being the whole amount of the estimate aforesaid, shall be assessed on such owners and occupants. And the portion of said city which said Common Council deem will be benefited by said improvement is described as follows: "One tier of lots, bounded on the north by Grand st. to Nelson st.," on which above described portion of the city, the said sum of \$1,420 00 is hereby ordered to be assessed.

And David McKay, Francis Dana and Jared Coleman, the assessors of said city, not interested in any of the property so benefited, and not of kin to any person so interested, are hereby designated and directed to make an assessment upon all the owners and occupants of lands and houses within the portion or part of said city so designated, of the said amount of expense, in proportion, as nearly as may be, to the advantage which each shall be deemed to acquire by the making of said improvement; and said assessors are hereby notified to meet for this purpose on Saturday, the 25th day of April, 1883, at nine o'clock in the forenoon, at the office of the City Clerk.

Passed by the following vote:

Ayes—Ald. Spencer, Cram, Darling, Rowley, Buell, D. D. T. Moore, St. John, Darrow, O'Maley, H. G. Moore, Upton, Fish, Warner, Palmer, Sidler, Flynn, Hebing, McQuatters—13.

SOUTH AVENUE SEWER.

Ald. Palmer presented the final ordinance for a sewer in South Avenue, from Grand street to the sewer in South Avenue at Alexander street, and moved that the further consideration of the same be postponed until the next regular meeting, May 5th. Motion adopted.

RESERVOIRS.

Ald. H. G. Moore presented the final ordinances for a reservoir on the corner of Main and Scio streets, and in Atwater street, and moved that the further consideration of the same be postponed until the next regular meeting, May 5th. Motion adopted.

Ald. H. G. Moore presented the following, which was laid upon the table until the next regular meeting.

ORDINANCE RELATING TO KEROSENE AND OTHER OILS. The Common Council of the city of Rochester do ordain and determine as follows:

1st. That it shall not be lawful for any person or persons, corporation or corporations, to store any of the crude earth oil, or to carry on any manufactory or manufactories, or any establishment whatsoever, for the purpose of making, refining, distilling, or generating petroleum, naphtha, benzole, kerosene, or other easily inflammable oils or substances, within the limits of the city of Rochester, except at those establishments already erected, without having first obtained the consent of the Common Council, at regular meeting thereof, by a vote of two-thirds of all the members present, under a penalty of fifty dollars for each and every offence.

2d. It shall not be lawful for any person or persons, corporation or corporations, to store or keep in any building, manufactory, or other place, within the city of Rochester, any greater quantity of refined petroleum or kerosene oils than five barrels, except by the consent and under the direction of the Fire Marshal of the city, first obtained in writing for that purpose.

3d. No person shall sell or keep, or cause to be kept for sale or use, in their store, shop, or other premises, or receive on storage therein, any crude earth oil, known as petroleum, benzole, or naphtha, within the limits of this district described in the ordinance in relation to the erection and removal of wooden buildings of the city, except at the manufactories of the Four City, Union and Genesee oil works, now already located in the city.

4th. Every person who shall be guilty of violating this ordinance, or any provision therein contained, upon conviction thereof, shall forfeit and pay the sum of fifty dollars for each and every offence; and upon conviction for a violation of any of the provisions of this ordinance an execution shall be issued directing the amount to be made out of the property of the defendant, if any such can be found.

SEWER IN MAIN STREET.

Ald. Palmer presented the final ordinance for a sewer in Main street, from the race at Water street to East Av-

enue, and moved that the further consideration of the same be postponed until the next regular meeting, May 5th. Motion adopted.

ASSESSMENTS.

Ald. Warner presented the Assessment Rolls for the following named improvements, viz:

Grading Varnum street from Perkins street to the north line of the nursery of C. J. Ryan & Co.

Improving Scio street, from Delevan street to Ontario street, by grading the same and constructing plank walk on each side.

Constructing a plank side walk on each side of Chatham street, from Bowery street to Atwater street.

Improving the roadway of Buffalo and Main streets, from the west line of Front street to the west line of Waterstreet, by taking up so much of the present pavement as necessary to conform to the present lines and grade of Main St. Bridge and paving the roadway with Lockport sand stone, and constructing two cross walks.

Improving Buffalo and Main street on the south side thereof from the west line of Graves street to the west line of St. Paul street, by constructing flag sidewalks, constructing retaining walls where necessary, constructing flag cross-walk across Water and Graves streets.

Ald. Palmer moved that the next regular meeting May 5th, be fixed when appeals will be heard upon each of the above named assessment rolls.

Motion adopted.

Ald. Palmer presented the assessment roll for constructing of a sewer in Buffalo street, from the sewer in Front street to the west line of Fitzhugh street, and moved that the same be referred back to the Assessors for revision or correction.

Motion adopted.

Ald. Palmer presented the assessment roll for constructing lateral sewers in Buffalo street, between Front and Fitzhugh streets, and moved that the next regular meeting, May 5th, be fixed when appeals therefrom will be heard.

Motion adopted.

Ald. Warner called up the assessment roll for improving Main street, from New Main street to the west line of Water street, by setting curb stone and paving the roadway with Lockport sand stone, and constructing cross walks, and moved that the next regular meeting, May 5th, be fixed when appeals will be heard.

Motion adopted.

EXECUTIVE.

Ald. O'Maley presented the resignation of Adolphus Morse, Commissioner for North st., and moved its acceptance.

Motion adopted.

On motion of Ald. O'Maley the Board proceeded to ballot for a Commissioner for North street, when

Walter Wood received.....15 votes

John Quinn..... 2 "

Walter Wood was declared appointed.

The Clerk reported that George P. Wolcott declined the appointment of Commissioner of Mt. Hope Avenue.

On motion of Ald. St. John the Board proceeded to ballot for a Commissioner for Mt. Hope Avenue with the following result:

| | 1st ballot. | 2d ballot. | 3d ballot. |
|-------------------------|----------------|---------------|---------------|
| George N. Hotchkin..... | 10 | 7 | 3 |
| Jno. Kalb..... | 6 | 9 | 13 |
| Lyman Munger..... | - | 2 | - |
| Alexander McWhorter.. | - | - | 2 |

John Kalb was declared appointed.
 On motion of Ald. Buell the Board proceeded to ballot for a Justice of the Peace to fill the vacancy caused by the resignation of George Truesdale with the following result:

| | 1st ballot. | 2d ballot. | 3d ballot. | 4th ballot. |
|----------------------|----------------|---------------|---------------|----------------|
| Jno. A. McGorry..... | 6 | 7 | 7 | 4 |
| Kneeland J. Holmes.. | 5 | 6 | 8 | 13 |
| Lucian B. King..... | 5 | 2 | 1 | - |
| Henry B. Janess..... | 2 | 3 | 2 | 1 |

Kneeland J. Holmes was declared appointed.

UNFINISHED BUSINESS.

Ald. Rowley called up the following:
 "Ald. Rowley moved that the salary of the Policemen be fixed at \$44 per month."
 "Ald. Bromley moved to amend by fixing the amount at \$50 per month."
 Ald. Rowley moved that the pending amendment offered by Ald. Bromley be adopted.
 Adopted as follows:
 Yeas—Ald. Darling, Rowley, D. D. T. Moore, St. John, Darrow, H. G. Moore, Upton, Fish, Warner, Palmer, Sidler, Flynn, Hebing and McQuatters—14.
 Nays—Ald. Spencer, Cram, Buell and O'Maley—4.

Ald. Rowley now moved the adoption of the resolution as amended. Adopted.
 Ald. Buell called up the resolution in relation to General McClellan, when, on motion of Ald. Fish, the mover was granted permission to withdraw the same.

MISCELLANEOUS.

By Ald. Hebing—Resolved, That Peter L. Cornell and W. R. Gifford have leave to erect wooden buildings, agreeable to their several petitions, under the direction of the Fire Marshal. Adopted.

By Ald. Hebing—Whereas, The 13th Regiment N. Y. S. V. from this city and vicinity, whose term of service now soon expires, and will probably soon return home; and,

Whereas, This regiment, one of the first to answer our country's call two years ago, and during these two long years so bravely fought on many a bloody field, and ever first and last in battle, never flinching before any rebel crew; and,

Whereas, It would be eminently proper that the civic authorities, in common with the citizens generally, should reciprocate in every proper way the gallant services this noble regiment rendered the government in its perils; therefore,

Resolved, That a committee of five, of which his Honor the Mayor be one, be appointed to make suitable arrangements for the reception of the 13th Regiment on its arrival in this city.

Resolved, That the committee have power to spend such amount of money as may be necessary for music, &c., to receive the 13th Regiment, and that it be charged to the Contingent Fund.

The Mayor appointed as such committee Ald. Hebing, Rowley, Darling, Darrow and D. D. T. Moore.

Adopted unanimously.

By Ald. Palmer—Resolved, That the persons assessed for the construction of lateral sewers in Buffalo street be allowed to build them in conformity to the ordinance and the plans and specifications thereof in the office of the City Surveyor, and under the direction and approval of the Sewer Committee, provided the same shall be built within one month after the main sewer now being built in Buffalo street shall be completed, and the surplus material removed from the street in front of the premises respectively assessed for the construction of one of said lateral sewers. Adopted.

By Ald. Warner—Resolved, That Wm. Simpson be and is hereby authorized and permitted to grade and construct a plank walk in front of his premises on York street, under the direction and supervision of the Improvement Committee, provided that he cause the same to be completed within two weeks. Adopted.

By Ald. Fish—Resolved, That the tax payers who are assessed for the improvement of the south side of Main and Buffalo streets, across the river, are hereby permitted to construct such improvement in front of their several premises, provided they give notice to the Street Committee at once that they desire so to do, and conform to the specification and agree to complete the same within sixty days from the passage of this resolution under the direction of said Committee. Adopted.

By Ald. St. John—Resolved, That the Committee on the Support and Relief of the Poor are hereby directed to advertise for proposals for furnishing the city the quantity of wood which the Committee may think the city will require for the ensuing year, and said Committee are hereby authorized to enter into a contract for the same, with such parties and upon such terms as they may deem for the best interests of the city.

Adopted all ayes.

By Ald. St. John—Resolved, That the Chairman of the Committee on Support and Relief of the Poor is hereby authorized to enter into a contract with James S. Wadsworth for the use of the city wood-yard for one year from the 1st day of May at \$200, payable semi-annually.

Adopted all ayes.

By Ald. Darrow—Resolved, That the Contingent Expense Committee are hereby directed to obtain proposals from the publishers of the daily papers for the publication of the official proceedings of this Board and all notices, reports or ordinances required by law, or which may be ordered by the Common Council or any Department of the city government to be published during the present official year. Adopted.

By Ald. Darrow—Resolved, That the Treasurer pay H. H. Morse \$15.00 for a skiff destroyed in rescuing the boy O'Conner from the Genesee River, by Messrs. Green and Dresser, and charge Contingent Fund.

Adopted—all ayes.

By Ald. Buell—Whereas, The Committee of this Common Council having in charge the amendments to the City Charter, caused to be sent to the Legislature of this State, a "Bill amending said Charter by creating a "Board of Police Commissioners" for the city of Rochester, consisting of the names of three worthy and unexceptionable citizens, viz: Hon. Levi A. Ward, Wm. A. Reynolds, Esq., and Benj. M. Baker, Esq., and

Whereas, After the said "Bill" was so prepared and sent forward and introduced and referred, and while the same was in the hands of the Committee on Cities and Villages, the name of one of the aforesaid Commissioners, viz: that of Benj. M. Baker, Esq., was, in a clandestine and wholly unauthorized and improper manner, stricken from said Bill, and the name of another person substituted, and whereas the said "Bill" so changed, has passed both Houses of the Legislature, therefore

Resolved, That his Excellency, the Governor, be and is hereby most respectfully, but earnestly requested to withhold his sanction from said "Bill" in consequence of the deception practiced in changing the name of the Commissioner referred to, and also because we believe that a large majority of the tax-payers of Rochester are opposed to the Bill in its present form, and for the same reason.

Resolved, That the Clerk forward at once to his Excellency, the Governor, a certified copy of the foregoing preamble and resolutions. Adopted.

FINANCE BUDGET.

By Ald. Rowley—Resolved, That the Treasurer pay as follows:

| POOR FUND. | |
|--|--------|
| Roch. Orphan Asylum, board of Stryker children, \$ 18 20 | |
| for keeping children, | 579 60 |
| Caldwell & Son, for bread, | 132 08 |
| Darrow & Brother, for stationery, | 23 47 |
| T. A. Newton, for beans, | 13 18 |
| John Cline, for disbursements, | 71 84 |

And charge Poor Fund.
Adopted, all ayes.

By Ald. Rowley—Resolved, That the City of Rochester by its proper officer or officers will assign to _____, all the claim that the city has against the United States Government for and on account of six rifle batteries of the Billinghurst or Billingurst & Requa patent, heretofore delivered by Cyrus Bradley and David Smith of the city of New York, to Capt. A. G. Mack, of the 13th New York Battery, on a contract with the city, or on account of said city as the said Smith & Bradley claim, which assignment shall contain a full power of Attorney to the assignee to collect in the name of the city or otherwise, but at the cost of the assignee.

Provided, however, that the passage of this resolution or anything that may be done under or in pursuance of it, shall not be taken or construed to acknowledge the receipt of said batteries on the contract, or on account of or any obligation on the part of the city to pay for them.

Nor will an acceptance of such assignment and power by the said Smith & Bradley or by any person for them, be construed to waive their claim against the city on account of the batteries, should they fail to collect of the United States.

Resolved further, That it be referred to the City Attorney to prepare the assignment and power above provided for, with instructions in doing so to carefully guard the rights of the city in the matter. And that the papers when prepared, be submitted to this Board for approval before delivery. Adopted.

By Ald. Cram—Resolved, That the salary of the Health Inspectors be, and is hereby fixed at one dollar and fifty cents a day.

Ald. Buell moved to amend by making the amount one dollar and twenty-five cents per day. Lost.

The original resolution was then adopted as follows:

Yeas—Aldermen Cram, Rowley, St. John, Darrow, O'Maley, H. G. Moore, Fish, Warner, Palmer, Sidler and Flynn—11

Nays—Aldermen Spencer, Darling, Buell, D. D. T. Moore, Upton, Hebing and McQuatters—7
Adjourned. C. N. SIMMONS, Clerk.

In Common Council, May 5, 1863.

REGULAR MEETING.

Present—His Honor Mayor Bradstreet, Aldermen Spencer, Darling, Rowley, Buell, D. D. T. Moore, St. John, Darrow, Bromley, Hoffman, O'Maley, H. G. Moore, Upton, Warner, Mordoff, Palmer, Chapman, Sidler, Flynn, Hebing, McQuatters.

Absent—Aldermen Cram, Warren, Fish, and Ernst.

The minutes of the last meeting were approved.

PETITIONS AND CLAIMS.

By Ald. Darrow—Bills of W. Wadsworth, I. Ashley & Co., J. Howe, M. J. Monroe, Rochester Union Grays, F. Van Dorn, F. Lockhart, H. Hebing, Moore & Cole, J. P. Morris, J. Palmer, W. S. Thompson, Telegraphing, C. S. Benjamin and E. M. Denio; Contingent Expense Committee.

By Ald. Hoffman—Bills of N. B. Phelps, J. S. Terry & Co., G. N. Deming, C. Gilbert, R. Truesdale, Alling Bros., I. S. Waring D. A. Woodbury & Co., R. Kelly & Co.; Fire Department Committee.

By Ald. Spencer—Bills of W. Mudgett, Police-men, and W. D. Oviatt; Police Committee.

By Ald. St. John—Bills of J. Gallery, Mrs. Cleminson, and C. F. Hall; Poor Committee.

By Ald. Buell—Petition for the improvement of South Fitzhugh street; Improvement Committee.

By Ald. Bromley—Petition of P. Quin; Fire Department Committee. Remonstrance against the territory assessed for the Scrantom st. sewer. Sewer Committee.

By Ald. Warner—Petition for the improvement of North Ford st., and petition of P. Green; Improvement Committee. Remonstrance against sewer in Allen, King and Brown streets. Sewer Committee.

By Ald. Hebing—Petition of J. Barhydt, R. Ryan and John Good; Wooden Building Committee.

By Ald. Palmer—Estimate of McConnell & Jones. Petition for a sewer in Romeyn, Clark, Magne, Brown, King and Allen streets. Sewer Committee.

REPORTS.

Ald. Hoffman, from the Fire Department Committee, reported in favor of the bills of Alling Brothers, J. K. Kelly & Co., D. A. Woodbury & Co., I. S. Waring, R. Truesdale, C. Gilbert, G. N. Deming, J. S. Terry & Co., N. B. Phelps; Finance Committee.

Ald. St. John, from the Poor Committee, reported in favor of the bills of C. F. Hall, Mrs. Cleminson and Jas. Gallery; Finance Committee.

Ald. Hebing from the Committee on Wood Buildings, reported in favor of the petitions of J. Good and R. Ryan.

Ald. Palmer from the Sewer Committee, reported in favor of the estimate of McConnell & Jones.

Ald. Spence, from the Police Committee, reported in favor of the bills of W. Mudgett and Policemen; Finance Committee.

Ald. Darrow, from the Contingent Expense Committee, reported in favor of the bills of the Assessors, F. Lockhart, N. F. Hilton, S. Aldrich, J. Harper, T. Knowles, W. Carroll, W. Willit and J. Cochrane, and the several bills for the reception of the 13th regiment; Finance Committee.

REPORT ON DISBANDING ENGINE COMPANY NO. 8.

Ald. Hoffman submitted the following:

To The Mayor and Common Council:

GENTLEMEN—Your Committee, to whom was referred the petition of Messrs. Wolcott and others, citizens of the 12th Ward, asking a reconsideration of the resolution disbanding hand engine company No. 8, formerly located in that ward, would most respectfully report that, after giving the wants of said petitioners a careful consideration, they have come to the following conclusion, viz: that to reinstate that company would give citizens residing in other wards remote from the central part of the city just claims upon your committee to have hand engine companies located in their wards. To locate this and other companies, and pay the expense, with the appropriation allowed by the charter for the support of the Department, would forbid the idea, without largely overdrawing the fund, which your committee do not desire or intend to do, and the doing of which would subject your committee to fine and imprisonment.

Your committee would further state that, so far as they have been able to ascertain from other cities where a steam fire department, organized under the paid system, and a volunteer department, has not worked well together, and hence the volunteer department has been disbanded. And your committee are fully of the opinion that it is not necessary, or for the interest of the city at large, to continue hand engine companies in service in any part of it, and that the steam fire engine companies, located where they now are, and the means used for operating and getting them to fires, are as fully available for the suppression of fires in ninety-nine cases out of one hundred as hand engine companies located as desired by the petitioners; and it is the experience of those who are fully posted in fire matters, that in almost every single instance where fires have occurred in this city, no matter in what locality, the steam fire engines have been first at such fires.

The cost to the city for supporting hand engine companies for such services as they are able to render is very large; for instance, the expenses for company No. 8 for the last year has been about \$700—about one-half the amount of the cost of supporting one of the steam fire engine companies. Our city has now a much larger number of steam fire engines than any other city in the Union in proportion to its relative population. The furniture, &c., of all the hand engine companies have been removed from said houses, and nearly all disposed of. This, together with the prospect of having Water Works constructed in the city at an early day, would, in the opinion of your committee, seem to justify them in reporting adversely to the

prayer of the petitioners, and in so doing they confidently trust they will be sustained by this Board.

All of which they respectfully submit for your consideration.

J. HOFFMAN,
H. G. MOORE,

Committee on Fire Department.

Adopted.

Rochester, May 5, 1863.

COMMUNICATIONS FROM CITY OFFICERS.

His Honor, the Mayor, presented the following communication relating to

CHARTER AMENDMENTS.

Gentlemen of the Common Council:

I herewith present you a certified transcript of all amendments to the city charter, which have become a law under acts of the recent Legislature.

I respectfully recommend that these amendments, and all other amendments to the charter which have been made since the 8th of April, 1861, be published in pamphlet form corresponding to the published charter.

The prominent changes made in the charter which require your attention are as follows:

“The Aldermen of the city shall constitute the Common Council thereof.

“The Common Council shall, at its first regular meeting in the month of April in each year select from its number and appoint a president for the year; and in case of a vacancy, to supply his place.” All ordinances, resolutions, orders or acts of a legislative character passed by the Common Council are subject to the approval of the Mayor, except as provided for their final passage by a vote of two thirds of all the members of the Board.

It is the duty of the Clerk to make and present to the Mayor transcripts of all such ordinances, resolutions, orders, &c., and when returned, to place them on file in his office.

The Treasurer, at the first regular meeting of the Common Council in each month shall deliver to the Clerk, to be laid before the Board, a just and true statement of the condition of the several funds, under penalty.

No check shall be signed by the Clerk, or paid by the Treasurer, the effect of which shall be to overdraw any fund, under penalty.

The Lamp Fund is increased to \$18,000; the Contingent Fund is increased to \$15,000; the Poor Fund is increased to \$15,000; the Board of Health Fund is decreased to \$4,000.

Two hundred dollars is to be raised annually for repairs on North St. Paul street, between Scramton street and the city line north, and a commissioner appointed for that section of the street; also a sum not exceeding \$1,000 shall be raised for repairs to sewers. No member of the Common Council shall vote for the payment of any money from any of the funds of the city treasury knowing that such fund is without money to pay the same, under penalty of fine and imprisonment.

Repairs to sidewalks and streets may be directed by public notice, and if not done by parties owning the property, the Superintendent may do it, and the expense becomes a debt against the party owning the same, to be sued for, or put in the general city tax.

That part of the 6th Ward lying north of the centre of Nassau street and the New York Cen-

tral Railroad, is erected into a new ward, to be known as the 13th Ward. The Common Council is directed within fifteen days after the passage of the act, which was on the 17th of April, to order a special election to be held in and for said ward. More than fifteen days having elapsed, it is doubtful whether an election can be legally had for the purposes named prior to the next charter election.

There is also an important amendment in regard to the Rochester Water Works Company, to which your attention is called.

Your attention is specially directed to the first monthly statement of the City Treasurer, made to the Board this evening, and such action is recommended as will relieve the several funds in a proper manner from their several debit balances, as shown to have been on the 6th of April last, the commencement of the present fiscal year, allowing the several departments the necessary benefit of the amount allowed annually to be raised for their support.

Respectfully submitted,

N. C. BRADSTREET, Mayor.

On motion of Ald. Bromley, referred to the Law Committee.

The following are the

AMENDMENTS TO THE CITY CHARTER:

AN ACT to amend an act entitled "An act to amend and consolidate the several acts in relation to the charter of the city of Rochester, passed April the eighth, eighteen hundred and sixty-one.

Passed April 11, 1863, three-fifths being present.

The People of the State of New York, represented in Senate and Assembly, do enact as follows:

SECTION 1. Section thirty-three of the act entitled "An act to amend and consolidate the several acts relating to the city of Rochester," passed April the eighth, eighteen hundred and sixty-one, is hereby amended so as to read as follows:

§ 33. The Aldermen of the city shall constitute the Common Council thereof. The Common Council shall determine the rules of its proceedings, judge of the qualifications of its members, and have power to compel their attendance. It shall meet at such times and places as it shall from time to time designate, and on special occasions as the Mayor shall appoint, in writing, a copy of which shall be served on all the members of the Common Council, personally, or by leaving the same at the place of residence or business of such member as shall not be personally served.

§ 2. Section thirty-four of said act is hereby amended so as to read as follows:

§ 34. The Common Council shall at its first regular meeting in the month of April in each year, select from its number and appoint a President for the year, and in case of a vacancy supply his place. The President shall preside at all the meetings of the Common Council, and have a vote on all questions, but shall not have a casting vote. All motions, resolutions, ordinances and propositions submitted to said Common Council, in respect to which the members present and voting, shall be equally divided, shall be deemed to be lost. In case of the temporary absence or inability of the President, the Common Council shall appoint from their number a temporary President.

§ 3. Section thirty-five of said act is hereby amended so as to read as follows:

§ 35. In all proceedings of the Common Council each member present shall have a vote. The Mayor shall be entitled to be present at all meetings of the Common Council, but shall have no vote.

§ 4. Section fifty of said act is hereby amended so as to read as follows:

§ 50. Before any ordinance, resolution or order of the Common Council, concerning any public improvement or for the payment of money or any ordinance, resolution or act of a legislative character, passed by the Common Council, shall have any force or effect, a transcript of such ordinance, resolution, order or act, shall be presented to the Mayor for his approval; if he approves, he shall endorse his approval thereon in writing, and sign such approval; if he disapproves he shall return such transcript to the Common Council or the Clerk thereof, with his objections in writing, which shall be filed by the Clerk, and the Common Council shall at its next meeting thereafter proceed to reconsider such ordinance, resolution, order or act, thus disapproved, and if the same shall be passed by two-thirds of all the members of the Common Council, then in office, the same shall have full force and effect, notwithstanding the objections of the Mayor. If any such transcript shall not be returned by the Mayor to the Common Council or Clerk, within five days after it shall have been presented to him (Sundays excepted,) such ordinance, resolution, order or act shall have full force and effect in like manner as if duly approved by the Mayor, unless the term of office of the Mayor shall expire within five days after such transcript shall be presented to him, in which case such ordinance, resolution, order or act shall have no force.

§ 5. Section fifty-seven of said act is hereby amended by adding thereto as follows:

It shall also be the duty of the Clerk immediately after the close of each session of the Common Council to make and present to the Mayor a transcript of every ordinance, resolution and order concerning any public improvement or for the payment of money, and of every ordinance, resolution, order and act of a legislative character passed by the Common Council at such session for the approval of the Mayor; which transcripts after being returned by the Mayor shall be filed by him and kept in his office, and when approved by the Mayor shall be duly recorded with the approval, and shall also be recorded, when the same shall go into effect without the approval of the Mayor.

§ 6. Section fifty-nine of said act is hereby amended so as to read as follows:

§ 59. The Treasurer shall receive all the moneys belonging to the city except such as are required to be in the keeping of the Comptroller, and shall deposit and keep the same as directed by the Common Council, and shall keep an account of all receipts and expenditures in such manner as the Common Council shall direct. He shall monthly, and at the first regular meeting of the Common Council each month, deliver to the Clerk thereof to be laid before the Common Council a just and true statement of the condition of the several funds mentioned in the eighty-fifth section of this act, and all other funds on the day of such meeting of the Common Council, setting forth the exact bal-

ance then remaining in each fund, which statement shall be duly verified by the oath of the said Treasurer, and shall be filed by the said Clerk. For neglect or refusal on the part of the Treasurer to prepare and deliver such statement as above provided, he shall forfeit and pay ten dollars for the first day, and for every day he shall so neglect or refuse subsequent to the first he shall forfeit and pay five dollars, which penalties may be sued for and recovered by the city of Rochester. All moneys drawn from the Treasury shall be drawn in pursuance of an order of the Common Council by warrant, signed by the Clerk. Such warrant shall specify for what purpose the amount therein contained is to be paid, and the Clerk shall keep an account, under the appropriate heads of all expenditures, of all orders drawn upon the Treasury in a check book to be kept by him for that purpose. But no warrant, check or draft shall be signed by the Clerk, or be paid or accepted by the Treasurer, the effect of which shall be to overdraw any of the funds aforesaid, or when there shall not be money in the Treasury applicable to the payment of such warrant, check or draft, to pay the same in full. Any violation of this provision by the Clerk or Treasurer shall be a misdemeanor, and shall subject the offender to a fine of not less than ten dollars, and it shall be the duty of the District Attorney of the county of Monroe to prosecute any person so violating this provision, on the complaint of any taxpayer of the city of Rochester. The books and accounts of the Treasurer shall at all reasonable hours be open to the inspection of any elector of said city. At the last regular meeting of the Common Council in the month of March in each year, the Treasurer shall make a report, exhibiting a full account of the receipts and expenditures during the last preceding year, and from the date of the last like report, and also the state of the Treasury and the funds aforesaid; which report and account shall be referred to a Committee for examination.

§ 7. Section eighty-five of said act is hereby amended so as to read as follows:

§ 85. For the purpose of paying such expenses the Common Council may raise annually a sum not exceeding eighteen thousand dollars, to be appropriated to the lighting of said city; a further sum not to exceed fourteen thousand dollars for the support of the Police Department; a further sum not to exceed fifteen thousand dollars to defray all charges against the city for the general contingent expenses thereof; a further sum not exceeding twelve thousand dollars to defray the expenses of fire engines, engine houses, cisterns, reservoirs, apparatus, and preparation for preventing and extinguishing fires; a further sum not exceeding ten thousand dollars as a general fund for the construction and repair of streets, alleys, lanes and bridges; a further sum not exceeding fifteen thousand dollars for the support and relief of the poor of said city; a further sum not exceeding twenty thousand dollars to procure a supply of water for the extinguishment of fires, and for use in the public buildings, fountains and reservoirs of the city, and for the cleansing of the sewers therein; a further sum not exceeding two thousand dollars for the maintenance and improvement of public parks in said city; a further sum not exceeding four thousand dollars to defray the expenses of the Board of Health, and a further sum not exceeding one thousand dollars

for the repair of sewers. The said Common Council shall also raise annually by tax, with the general taxes of said city, an amount sufficient to pay interest upon all the bonds issued by the said city, and also all the principal or installments of principal of said bonds falling due within the then current fiscal year, for the payment of which provision shall not be otherwise made in pursuance of the provisions of this act. In addition to the sum authorized to be raised in each year for the construction and repairs of highways, the Common Council are hereby authorized to raise by tax in the said city annually, a sum not exceeding \$3,300, for the purpose of cleaning and keeping in repair the following Avenues or such of them as have been or may hereafter be permanently improved between the points indicated: North street, from Main street, to the railroad; New Main street from Scio street to the city line; East Avenue, from Main street to the city line; Monroe street, from Clinton street to Alexander street; Mount Hope Avenue, from the Erie Canal to Mount Hope Cemetery entrance; West Avenue from the Erie Canal to the city line; Lyell street, from State st. to the city line; Lake Avenue, from Ambrose street to McCracken street; Plymouth Avenue, from the Genesee Valley Canal to the city line; South Avenue, from the Erie Canal to the city line; North St. Paul street, from the railroad to Scrantom street; and a further sum not exceeding two hundred dollars for the purpose of cleaning and keeping in repair North St. Paul street, from Scrantom street to the city line. But no more than three hundred dollars for each of said streets or Avenues shall be raised or expended upon the same, nor more than two hundred dollars upon North St. Paul street, from Scrantom street to the city line in any one year. The Common Council shall annually at the time of the appointment of the City officers and as often as a vacancy shall occur, appoint one Commissioner for each of the aforesaid streets and Avenues, and also one Commissioner for North St. Paul street, from Scrantom street to the city line, who shall at the time of his appointment be a resident and a taxpayer on the street or Avenue for which he is appointed, who shall possess the same power over the street or Avenue for which he was appointed, subject to the direction and instruction of the Common Council, that the Street Superintendent has over the other streets in the city; and who shall without pay or reward superintend the cleaning to be done and the repairs to be made on said streets or Avenues; the expenditure of the money to be raised therefor, and in all cases shall keep and furnish a just and true account under oath of the several items of expenditure. No such expenditure shall be allowed by the Common Council, unless such statement of the items be presented, sworn to, and filed. But no money shall be raised for nor expended upon either of the streets or Avenues above mentioned from the public funds, unless such street or Avenue shall have been previously permanently improved between the points above mentioned, either by being paved or macadamized. No member of the Common Council shall vote for the payment of any money out of any of the general funds herein named, or out of any other fund in the City Treasury, knowing that such fund is without money to pay the same, and any person violating this provision, shall, be guilty of a mis-

demeanor, and upon conviction thereof, shall be fined not less than fifty dollars nor more than one hundred dollars, and be imprisoned in the Monroe County Penitentiary for a period of ten days; and the District Attorney of the County of Monroe is hereby specially directed and it shall be his duty to prosecute all persons violating this provision, upon the complaint of any taxpayer of said city. The surplus money remaining in any general fund at the end of the fiscal year, shall be placed to the credit of the sinking fund of the said city.

§ 8. Section one hundred and twenty-two of said act is hereby amended so as to read as follows:

§ 122. No money shall be drawn from the city treasury unless it shall have been previously appropriated to the purpose for which it shall be drawn, and all ordinances, resolutions, and orders directing the payment of money, shall specify the object and purpose of such payment, and the particular fund from which payment is to be made, and the same with the approval of the Mayor, shall be certified by the Clerk of the Common Council, to the City Treasurer, before any payment shall be made by him.

§ 9. Section one hundred and twenty-eight of said act, as amended by chapter one hundred and thirty-two of the laws of eighteen hundred and sixty-two, is hereby amended by adding thereto the following:

The expenses incurred by giving public notice as aforesaid, shall be paid by the County Treasurer out of the additional charges authorized by this section.

§ 10. Section one hundred and thirty-three of said act is hereby amended so as to read as follows:

§ 133. The said County Treasurer shall on or before the first day of April in each year, transmit to the Comptroller of the State an account of the unpaid taxes on said rolls, verified by his affidavit, and shall also deposit a duplicate of such account and affidavit in the Clerk's Office of Monroe County; and all the provisions of the revised statutes relative to the duties of the County Treasurer and Comptroller in respect to unpaid taxes, shall apply to the county taxes levied and assessed in the city of Rochester, so far as the same are not inconsistent with the provisions of this act.

§ 11. Subdivision six of section one hundred and forty, of said act, is hereby amended so as to read as follows:

Six. The amount to be raised for teachers' wages and contingent expenses in any one year shall not be less than one dollar, nor more than two dollars for every scholar over the age of five years and under the age of sixteen years, within said city, according to the preceding annual enumeration directed to be made by section one hundred and forty-two of the City Charter; nor shall the amount to be raised in any one year to lease, alter, improve and repair school houses and their out houses and appurtenances exceed three thousand dollars; nor shall the amount to be raised in any one year to purchase and improve sites and build or enlarge school houses exceed ten thousand dollars; and the Common Council of said city are authorized and directed, when necessary, to raise by loan, in anticipation of taxes, the money to be raised, collected and levied as aforesaid.

§ 12. Subdivision twelve, section one hundred

and forty-two of said act, is hereby amended so as to read as follows:

Twelve. On or before the second Tuesday of October in each year, to make and file with the County Clerk or such other officer as may be designated by law, a report in writing, bearing date the first day of October in that year, and stating:

First. The number of school houses in said city, and an account and description of all the common schools kept in said city during the preceding year and the time they have been severally taught.

Second. The number of children taught in said schools, respectively, and the number of children over the age of five years and under the age of sixteen years, residing in said city on the last day of September previous.

Third. The whole amount of school moneys received by the City Treasurer of said city during the year preceding, distinguishing the amount received from the County Treasurer, from the city tax and from any other source.

Fourth. The manner in which such moneys had been expended, and whether any and what part remain unexpended and for what cause.

Fifth. The amount of money received for tuition fees from foreign pupils during the year, and the amount paid for teachers' wages, in addition to the public moneys, and such other information relating to the common schools of the said city as may, from time to time, be required by the State Superintendent of common schools.

§ 13. Section one hundred and fifty-one of said act is hereby amended, by adding thereto the following:

No member of the Board of Education shall vote for the payment of any money out of any of the funds authorized to be raised by section one hundred and forty of the City Charter, knowing that such fund is without money to pay the same, and any person violating this provision shall be guilty of a misdemeanor, and upon conviction thereof, shall be fined not less than fifty dollars, nor more than one hundred dollars, and be imprisoned in the Monroe County Penitentiary for the period of ten days. And the District Attorney of the county of Monroe is hereby specially directed, and it shall be his duty to prosecute all persons violating this provision, upon the complaint of any tax-payer of said city.

§ 14. Section two hundred and twelve of said act, is hereby amended so as to read as follows:

§ 212. Except, as the Common Council may otherwise determine or direct, it shall in all cases be the duty of the owner of every lot or piece of land in said city, to keep the sidewalks adjoining his lot or piece of land, and also the half of the street or alley adjoining the same in good repair, and also (if the premises are not actually occupied) to remove and clear away all snow and ice and other obstructions from such sidewalk. The Common Council may, by resolution, as often as it deems proper and necessary, give public notice by advertisement in the daily newspapers published and printed in the said city, for thirty days, requiring all owners of such lot or lots or pieces of land, to repair the sidewalks adjoining the same, and in case such owner or owners shall fail or neglect so to repair said sidewalks within the said thirty days, then and in that case the Common Council may authorize the Superintendent of streets to make such repairs, and the expenses thereof shall be

a debt against such owner or owners, and may be sued for and collected against such owner or owners, in the same manner as other debts and with the like effect. Whenever such expenses cannot be collected by action and execution as aforesaid, the same, together with all expenses incurred by said action not exceeding the sum of fifty dollars exclusive of costs, shall be added to the amount of the general city tax on the land of such owner or owners, in the next general assessment rolls of said city, and such amount so added, shall be a lien on the premises in the same manner as the tax to which it is added, and may be collected and enforced, and (if not paid or collected) the land sold therefor in the same manner as for such tax. The Common Council are authorized to assess the lands of non-residents of said city for the expense of cleaning and repairing streets and sidewalks and removing nuisances, and the said expense shall be assessed in the same manner, and the amount so assessed shall be collected in the same manner, and the same proceedings shall be had in case of the non-payment of the same, as in relation to the assessments for public improvements in said city.

§ 15. This act shall take effect immediately.

CHAPTER 169.

AN ACT to create a new ward in the city of Rochester.

Passed April 17, 1863; three-fifths being present.

The People of the State of New York, represented in Senate and Assembly, do enact as follows:

SECTION 1. All that portion of the present Sixth Ward of the city of Rochester, lying northerly of a line commencing at a point in the centre of North street, running thence westerly along the centre of the New York Central Railroad to a point in line with the centre of Nassau street, thence westerly along the centre of Nassau st., and in a direct line to the centre of Clinton street, is hereby erected into a new ward to be known as the Thirteenth Ward of the city of Rochester and the remaining portion shall be and constitute the Sixth Ward of the city of Rochester. Each of said wards to have and enjoy all the rights, powers, privileges and immunities of the several wards of the city of Rochester.

§ 2. The ward officers of the present Sixth Ward shall be and continue the same officers in the new wards hereby created, in which they shall respectively reside at the passage of this act, to and until the end of the term of office to which they were elected or appointed. The Common Council of the said city shall, within fifteen days after the passage of this act, order and appoint a special election to be held in and for each of said wards, according to the provisions of section twenty-three of the Charter, to fill each and every elective office in said ward, not otherwise filled by the provisions herein; and the Common Council shall also, at its first special or regular meeting after the said election, appoint such officers for said wards as are by law appointed, if any such office be vacant by reason of this act.

§ 3. This act shall take effect immediately.

CHAPTER 140.

AN ACT to amend the Charter of the Rochester Water Works Company, and to authorize such Company to borrow money and to secure

the payment thereof by bonds and mortgage.

Passed April 17th, 1863, three-fifths being present.

The People of the State of New York, represented in Senate and Assembly, do enact as follows:

SECTION 1. Section eight of the act entitled "An Act to incorporate the Rochester Water Works Company," passed April sixteenth, eighteen hundred and fifty-two, is hereby amended so as to read as follows:

§ 8. For the purpose of supplying the said City of Rochester and its environs, and the farms, families and buildings along the route, and in the neighborhood of the works of said company, with pure and wholesome water; the said company may purchase, take and hold any real estate, and by their Directors, agents, servants, or other persons employed, may enter upon the lands of any person or persons which may be necessary for said purposes, and may take the water from any springs, ponds, fountains, wells, rivers, streams or lakes, and direct and convey the same to the said city, and may lay and construct any pipes, conduits, aqueducts, wells, reservoirs, and other works or machinery necessary or proper for said purposes upon any lands so entered, purchased, taken or held, and may as aforesaid enter upon any lands, streets, highways, roads, lanes, or public squares, through which they may deem it proper to convey the water from said springs, ponds, fountains, wells, rivers, streams or lakes, and lay and construct any pipes, conduits, or other works for that purpose, leaving the said lands, streets, highways, roads, lanes and public squares, in the same condition, as nearly as may be, as they were before said entry, but the said company shall not lay and construct said pipes, conduits, aqueducts, and other works, through any private garden or court yard without the written consent of the owners thereof.

§ 2. It shall be lawful for the Directors of said company to borrow, on the credit of said company, any sum or sums not exceeding, in the aggregate, four hundred thousand dollars, for a term not less than fifteen years, at a rate of interest not exceeding seven per cent. per annum, such interest to be payable semi-annually, at such times and place or places as the said Directors may appoint; and to cause to be executed, in the name of said company, bonds therefor, with or without interest warrants attached, under the seal of said corporation, and with the signatures of the President and Secretary, or such other officers of the corporation as the Directors may designate. The bonds may be in such sums and in such form as said Directors may deem expedient.

§ 3. To secure the payment of the principal and interest of such bonds, the said Directors may cause to be executed, in the name of said company, in the same manner in which said bonds shall be executed, a mortgage upon the whole or any part of the property of said company, to one or more trustees, to be named by said Directors, in such form and with such provisions as to the said Directors shall seem proper, provided that nothing contained in such mortgage shall deprive said company of the right to manage and control its water works and property, and to receive the rents and income thereof to its own use, so long as and wherever it shall not be in default in the payment of principal or interest upon said bonds.

§ 4. The Directors of said Company may dispose of such bonds to such persons or corporations, and upon such terms as they shall deem most advantageous to said company; and the money which shall be received thereon shall be applied in payment of the cost of obtaining the rights of land and water which are required for the construction and use of the water works mentioned in their charter, and of the cost of constructing and putting in operation said water works, and for no other use or purpose whatever.

STATE OF NEW YORK,
OFFICE OF THE SECRETARY OF STATE. }
I have compared the preceding with the original laws on file in this office, and do hereby certify that the same are correct transcripts therefrom and of the whole of said original laws.

Given under my hand and seal of office, at the City of Albany, this first day of May, in the year one thousand eight hundred and sixty-three.

J. WESLEY SMITH,
Deputy Secretary of State.

The Chief Engineer presented the following:

CHIEF ENGINEER'S OFFICE, }
May 5th, 1863. }

To the Hon. Mayor and Common Council of the City of Rochester:

I have to report to your Hon. Board that the organization known as "Eagle Truck Company No. 2," standing upon the roll of the Fire Department as Hook & Ladder Company, No. 2, has, by resolution adopted at a meeting held Monday evening, May 4th, disbanded, and the officers have surrendered the apparatus and other city property in their possession to the Chief Engineer.

Respectfully submitted,

GEO. B. HARRIS,
Chief Engineer Fire Department.

On motion of Ald. St. John accepted, and the action of the company confirmed.

Ald. Spencer presented the report of the Police Justice for April.

Amount Collected.....\$324 50

—Filed.
Ald. St. John presented the report of the Overseer of the Poor for April.

Whole amount expended.....\$2,156 06
Less for County and Towns..... 323 41

Number of families relieved 750.

—Filed.

The City Attorney in pursuance of a resolution passed at the last meeting presented the papers prepared by him in relation to assigning to Smith & Bradley, the City's interest against the United States Government, for the six Billinghamst's & Requa Batteries when

Ald. Rowley offered the following:

Resolved, That the Mayor be authorized to execute on the part of the City, the contract with David Smith and Cyrus Bradley of New York, in relation to the Billinghamst batteries, this day reported to this board by the City Attorney, and on its execution by the said Smith & Bradley, the Mayor is further authorized to execute and deliver to the said David Smith the assignment and also reported by the City Attorney.

Lost as follows:

Yeas—Ald. Darling, Rowley, Buell, St. John, Darrow, Upton, Hebing, McQuatters—8.

Nays—Ald. Spencer, D. D. T. Moore, Bromley, Hoffman, O'Maley, H. G. Moore, Warner, Mordoff, Palmer, Chapman, Sidler, Flynn—12.

The Clerk presented a resolution passed by the Board of Health recommending the construction of a sewer on South Avenue. Sewer Committee.

The Treasurer presented the following

STATEMENT OF THE CONDITION OF THE FUNDS.

Statement of the balances of the principal Funds as they appeared on the morning of April 6, 1863, and of May 5, 1863:

| | | |
|---------------------------|--|--|
| | Debit Ledger Balance April 6, and including orders drawn prior thereto not yet paid. | Debit Ledger Balance May 5, and including all orders drawn and unpaid. |
| Contingent Fund..... | \$ 9,672 49 | \$ 9,244 15 |
| Fire Department Fund..... | 11,007 31 | 11,028 18 |
| Poor Fund..... | 1,416 63 | 1,417 79 |
| Police Fund..... | 103 81 | 103 81 |
| Board of Health..... | 688 85 | 688 85 |
| Public Parks..... | 436 03 | 436 03 |
| Highway Fund..... | | 79 49 |

| | | |
|---|-------------------------|-----------------------|
| | Credit Balance April 6, | Credit Balance May 5. |
| Lamp Fund..... | \$1,554 92 | \$1,554 92 |
| Highway Fund..... | 790 51 | 720 51 |
| Deduct advance to Street Superintendent, to pay for labor, May 4..... | | 800 00 |

Leaves the account overdrawn as above stated 79 49

* includes \$30 advanced to Fire Marshal for supplies.

C. T. AMSDEN, Treasurer

ORDINANCES.

Ald. H. G. Moore presented the following and moved its adoption:

AN ORDINANCE RELATING TO STREETS,

The Common Council of the City of Rochester, do ordain as follows:

SECTION 1. No person shall place or cause to be placed, any stones, bricks, boards, plank, timber, lumber, wood or any materials for building, in or upon any street, alley or public square, within the city, without permission in writing from the mayor or superintendent of streets, under a penalty of FIVE DOLLARS for each offence, and the further penalty of FIVE DOLLARS for every twenty-four hours the same shall remain in any such street, alley or public square, without permission as aforesaid.

§ 2. The mayor or the superintendent of streets may permit any person to place and keep any building materials in any of the streets or alleys of the city; such permission, however, shall not be for a longer period than three months, nor authorize the obstruction of any part of the side-walk, nor more than one-half of the carriage-way of the street opposite the lot or place where the building is proposed to be erected. Any such permission may be revoked by the common council at any time.

§ 3. Any person to whom permission is granted as aforesaid, shall cause all such building materials, and all the rubbish arising therefrom, to be removed from the street at the expiration of the time limited in such permission, under the penalty of FIVE DOLLARS for every twenty-four hours the same shall remain in such street after the expiration of the time aforesaid.

§ 4. No person shall suffer his or her carriage, wagon, cart or sleigh without horses or oxen, to remain or stand in any street, alley or public square, in this city, for more than one hour at the time, under a penalty of ONE DOLLAR for each offence.

§ 5. No person shall fasten any horse or other animal in any street, so that such horse or other animal, or the vehicle to which he or she is attached, or the harness or reins or lines with which the horse or animal is fastened, shall obstruct the free passage of persons on any part of any side-walk, under a penalty of TWO DOLLARS for each offence.

§ 6. No person shall place, or cause to be placed, or keep or suffer to remain, any log, timber, box, cask, stone, plank, boards, or other articles, in any street or alley, so as to incommode or obstruct the free passage or use thereof; nor shall any person place any cask, box, plank, board, or other articles, on any side-walk within the city, or any goods, wares, merchandise, or other articles, in front of any store, shop or other building, further than two feet into the street, under a penalty of FIVE DOLLARS for each offence; but nothing contained in this section shall prohibit merchants and others from

placing goods and merchandise, household furniture and other commodities on the side-walk, for the purpose of loading and unloading the same, providing the same be removed without any unreasonable delay, and not to exceed one hour.

§ 7. No owner or occupant of any store or other building in Buffalo, State, Exchange, Front, Main or St. Paul streets, or other persons, shall place or erect, or suffer to be placed or erected, any sign post, awning post, or fixtures of any kind in such street, or any sign projecting more than two feet from such store or building into any such street, or over any side-walk therein, nor shall any person place or cause to be placed, or expose for sale in any manner on any side-walk; or hang, or suspend in any way from any awning frame, or otherwise, over any sidewalk, any goods, wares or merchandise, under a penalty of TEN DOLLARS for each offence. Nothing contained in this section shall prohibit the erection of awnings of cloth upon iron frames in front of stores or shops on the streets herein mentioned; but all awning frames shall be of a uniform length and be constructed in a uniform manner. The frames shall be of iron, so constructed and attached to the buildings as to be self-supporting, and shall extend from the building ten feet; no curtain or sign shall be attached to the sides of such awning, or suspended from such frames so as to extend in any manner across the sidewalk.

§ 8. No bow window or other windows, shall be constructed so as to extend into any street more than fourteen inches; and no porch, stoop or steps, cellar door, cellar way, or platform, in any of the streets in said city, shall extend into such street or the sidewalk, without permission of the common council. Every cellar way leading into a building shall be covered with a door, and the trap doors so constructed as to be on a level with the sidewalk, or the platform, if any, in front of the building under which such cellar is situated; and so as to be entirely secure for passengers in such streets, or such sidewalks or platform, to pass over the same with safety; or shall have a substantial railing on the side thereof at least to a height of three feet. The doors and the sides of the sidewalks shall be kept open, unless while actually receiving or delivering goods and chattels. Any person violating the provisions of this section, or either of them, shall forfeit and pay a penalty of FIVE DOLLARS for each offence.

§ 9. No person shall saw, cut or split firewood upon any side or cross walk in the said city; nor shall the owner or occupant of any building cause or permit any firewood to be sawed, cut or split, or be placed or remain on any side or cross walk opposite to or adjoining his lot, nor shall he suffer the same to be placed or remain in the street opposite his lot further than five feet from the outer edge of the sidewalk, and then only for the purpose of being sawed or cut, and not to remain more than two days, under a penalty of FIVE DOLLARS for each offence.

§ 10. No person shall draw or propel any wheelbarrow, hand cart, sleigh, or other carriage or vehicle, or lead, ride or drive any horse, beast of burthen, or any cattle or swine, over or upon any sidewalk, except in passing along from a house to the street, or for the purpose of being constructed for that purpose, under the penalty of FIVE DOLLARS for each offence.

§ 11. All ornamental shade trees hereafter to be set out in any street, shall be inside and within one foot of the outer edge of the sidewalk in such street. Any person violating the provisions of this section, shall forfeit and pay a penalty of FIVE DOLLARS for each offence; and in case any person shall neglect or refuse to remove such trees, where otherwise placed, on being required to do so by the superintendent of streets, it shall be lawful for such superintendent to remove the same, at the expense of the owner of the lot in front of which such trees shall be placed, recoverable of such owner in the name of the city of Rochester, in an action with cost.

§ 12. Every owner or occupant of any house or other building, and every owner of any vacant lot, shall, during the winter season, and during the time snow shall continue on the ground, keep the sidewalk in front of such house or other building, or vacant lot, free from snow, ice and all dirt, filth, or other obstruction, or incumbrance, under a penalty of THREE DOLLARS for each offence.

§ 13. If any owner or occupant of any lot or house shall neglect or refuse to comply with any or either of the requirements of the last two preceding sections, within twenty-four hours, it shall be the duty of the city superintendent to cause the foregoing regulations to be enforced, under the provisions of section 22 of the charter of the city of Rochester, passed April 8, 1861.

§ 14. No person shall, with a cart, wagon or other carriage, pass over any pavement or street in process of making or repairing or which has not been completed, or is not well settled, under the penalty of TEN DOLLARS for each offence; but no person shall be liable to such penalty, unless there shall be placed at the end of such pavement a fence or other obstruction, indicating that the same is in an unfinished and unsetled state.

§ 15. No person shall injure or tear up any pavement, side or cross walk, drain or sewer, or any part thereof,

or dig any hole or drain in any street, or remove any earth or stone therefrom, without authority from the City Superintendent or the Common Council, or hinder or obstruct the making or repairing any pavement, side or cross walk, drain or sewer, which shall be constructed under any ordinance, by-law or resolution of the Common Council, or who shall hinder or obstruct the Superintendent of streets, or any person employed by him, in cleaning any street, or in constructing or repairing any street, or any public work or improvement directed by the Common Council, shall forfeit and pay a penalty of TWENTY-FIVE DOLLARS for each offence. No person shall make any area or lateral sewer in any public street of said city, without the consent of the Mayor, and without executing a bond to the said city, approved by the Mayor, indemnifying it against any damage therefrom, or any liability it may incur.

Any person who shall dig any area or lateral sewer contrary to the provisions of this section, shall forfeit and pay a penalty of TWENTY-FIVE DOLLARS for each offence.

§ 16. No person shall cast or deposit any wood or stones or other substance, into any of the drains or sewers within the city, or cause the same to be done, or cause any obstruction or injury in or to the same, under a penalty of TEN DOLLARS for each offence.

§ 17. No person shall suffer his horse or oxen, wagon or other carriage, to stand on any cross walk within the city, or upon any of the bridges in said city, under a penalty of FIVE DOLLARS for each offence.

§ 18. Every owner or occupant of any house or building, and every owner of any vacant lot upon Buffalo street, from Main street bridge to the Erie canal, Market street, from Main street to State street, Main street from Front street to East avenue, St. Paul street from Andrews street to Court street, Clinton street from Andrews street to Monroe street, Filzhuugh street from Troup street to Ann street, Sophia street from Atkinson street to Ann street, Washington street from Spring street to Ann street, Frank street from Centre street to Platt street, Fred street from Buffalo street to Mumford street, Mumford street from Andrews street bridge to State street, State street from Buffalo street to the Railroad, Exchange street from Erie Canal Bridge to Buffalo street, Mill street from Mumford street to Fish Street, (except lots on which buildings are erecting, or in front of which building materials are laid,) shall, between the hours of five o'clock in the afternoon of Friday and eight o'clock in the forenoon of Saturday in each week, between the first days of April and November in each year, cause the street or alley in front of any such house, building or vacant lot, to the middle thereof, to be scraped and swept, and the dirt and manure to be collected into heaps convenient for carting away; and where any such house, or building or lot shall be situated on the corner formed by the intersection of an alley with any such street, the owner or occupant of any such house or building, or the owner of any such vacant lot, shall, in like manner, scrape and sweep the street in front of any such alley one-half the width of such alley, and to the centre of such street. Previous to the scraping and sweeping of any such street, the owner or occupant whose lot or building shall be to scrape and sweep the same, shall cause the same to be well sprinkled with water, to prevent the dust from rising. No person shall wet or sprinkle any cross-walk in said city. Any person who shall violate any of the provisions of this section shall forfeit and pay a penalty of THREE DOLLARS for each offence.

§ 19. No person shall construct any drain or sewer from his cellar or lot to any common sewer, without permission in writing from the superintendent of streets; and every such drain or sewer shall be constructed under the direction of the committee on streets, or superintendent of streets, and in such a manner that the foul air can not escape from the sewer into the building. Any person who shall construct any drain or sewer contrary to the provisions of this section, shall forfeit and pay a penalty of FIVE DOLLARS; and the common council may also direct that such drain or sewer shall be destroyed, filled up, or altered, at the expense of the person who constructed the same.

§ 20. No person shall expose for sale any fruit, nuts, vegetables, or confectionaries, upon any sidewalk, or in any street of the city, without permission from the common council, under the penalty of THREE DOLLARS for each offence. This section shall not apply to any farmer or other person, not being a resident of the city, selling fruit or vegetables in the carriage way of the street, nor to any person offering or selling nuts, fruit or confectionaries from a basket or other vessel, carried by him or her, of a size that will not contain more than the half or one bushel, provided no street or sidewalk shall be obstructed thereby.

§ 21. No auctioneer shall, by himself or agent, sell or expose for sale, at auction, any goods, wares, or merchandise, upon any sidewalk, or in any street, alley, highway, or public place in the city, under the penalty of TEN DOLLARS for each offence, to be sued for and recovered of the seller or auctioneer, or his agent, severally and respectively; but this section shall not extend

to the sale of household furniture, or of horses and carriages, in the carriage way of any street.

§ 22. It shall be the duty of the superintendent of streets to cause all the requirements of the charter and ordinances in relation to repairs of streets, alleys, sidewalks, public squares and parks in the city, and the removal of obstructions therefrom, to be enforced, and to report to the city attorney every infraction of the charter or of the ordinances of the common council in relation to streets and nuisances, which shall come to his knowledge. He shall also report to the common council, in every month, a true account of the amount of labor bestowed by him, and by the persons employed by him, on oath, and the names of such persons, and an account of money expended by him, and of the place and manner in which the same has been expended, and to whom paid.

§ 23. The superintendent of streets of the city of Rochester shall not be directly or indirectly, or personally interested in any team or teams employed in the work of said city, nor in the wages earned by such team or teams, or by any laborer or laborers so employed, or in contracting for any materials furnished.

§ 24. No person shall feed any horse or other animal in any street in the city, nor shall any person dust, clean or lay any rug, carpet, oil-cloth, or any such thing, in any of the squares or parks, or hang them upon the fences of the same for that purpose, under a penalty of THREE DOLLARS for each offence.

§ 25. No person shall remove, displace or destroy timbers or materials used by the Superintendent of Streets or by his direction, or Commissioners of Streets and Avenues, on any macadamized street in the city, for the purpose of turning or directing the travel on any particular part of such street, under a penalty of FIVE DOLLARS.

§ 26. Whenever any improvement shall be made in the city of Rochester, by which any embankment or filling up shall be made in any street or alley of the depth of one and a half feet, and over that, and in that case, all owners and occupants of lots and houses on each side of such street or alley, opposite and adjoining such embankment or filling up, shall cause a sufficient stone wall to be erected on the line of said lots, of the length of the sidewalks adjacent thereto, or shall cause their said lots to be filled up with earth, stone, or sand, to the level of said sidewalks, and such filling up shall extend back on the upper surface thereof at least one and a half feet from the line of said lots, with a suitable slope; such filling up shall be made, or such stone wall shall be erected under the direction of the Superintendent of Streets.

§ 27. In case the owner or occupant of such lot or house shall refuse or neglect to comply with the requirements of the last section, within twenty days after being thereunto required by the Superintendent of Streets, it shall be the duty of said Superintendent to cause this regulation to be enforced under the provisions of section 212 of the statutes referred to in section thirteen of this ordinance.

§ 28. If the owner of any building which now is, or may hereafter be erected within the city of Rochester, and which shall extend into, or in any manner encroach upon or obstruct any highway, street or alley, or public square, shall not remove the same from off the said highway, street, alley, or public square, within forty days after being required so to do by a written notice from the Superintendent of Streets, which notice shall specify the location and extent of said encroachment, said owner shall be subject to a penalty of FIVE DOLLARS for every day thereafter, until said building shall be removed from off such highway, street, alley or public square.

§ 29. In case of the recovery of any penalty for the violation of the last foregoing section, if the person against whom such recovery shall have been had, shall not, within twenty days thereafter, remove the said building from off the said highway, street, alley, or public square so encroached upon, the said Superintendent may remove the same, under the direction of the Common Council, at the expense of the said owner, who shall be liable to pay the same, with interest at the rate of ten per cent. per annum, as provided by section 212 of the statute referred to in section thirteen of this ordinance.

§ 30. The owner or occupant of every house or lot within the city, shall keep the pavement or sidewalk in front of such house or lot, and also the pavement in front of such house or lot, to the centre of the street, free from grass, weeds or rubbish, and keep such pavement and sidewalk in repair, and also repair all lateral sewers, to such house or lot, under a penalty of five dollars for each offence.

§ 31. The notice required by section 212 of the City Charter, as amended April 8th, 1861, shall be given by the City Superintendent or the Chairman of the Street Committee of the Common Council, and shall be a written notice of not less than twenty-four hours, nor more than

three days, to be served either personally on the owner of the premises adjoining the sidewalk or pavement, or left at his residence or with some person on the premises adjoining the sidewalk or pavement, or posted on such premises.

Upon a failure to comply with said section, in pursuance of such notice, the Superintendent of Streets shall cause the necessary repairs to be made, and shall remove and clear away all ice, snow, or other obstructions from the sidewalk, as the case may be, at the expense of the city, not exceeding fifty dollars on any lot or piece of land in any year, and the amount of such expense shall be reported to the City Clerk, and the same shall be collected in the manner therein specified.

§ 32. All platforms shall be constructed on a level with the sidewalks, and at the same inclination, except where the superintendent shall otherwise direct; and every cellar constructed or used for storing, shall have good and substantial cellar doors or gratings, even with the platform; and those used or constructed for dwellings, stores or shops, that require open steps, shall be properly and securely railed in, so as to secure the safety of passengers at all times. None of the above mentioned erections or constructions shall be made without the written consent and directions of the Mayor, or the Superintendent, specifying the location, form, dimensions, and materials of such erection or construction. Any person violating any provision or requirement of this section, shall forfeit and pay a fine of five dollars for each offence, and one dollar for each day that the owner or occupant of the premises on which any such construction or erection may be made, shall neglect or refuse to comply with the said provisions or requirements, after notice from the said superintendent.

§ 33. No person shall play at any game of ball, or any sport with a ball, stone, block or piece of wood or other hard substance, by throwing, bounding and catching or knocking the same, or in any other manner, in any street, lane or alley, or upon any sidewalk, or upon any improved square or park, or upon or within the square upon which the Court House stands, under the penalty of two dollars for each offence.

§ 34. No person shall cart, carry or transport sand, gravel, dirt, or any other loose material, across, or over any paved, macadamized or graveled street within the city of Rochester, in any cart, wagon, or other vehicle, in such a manner that any portion of such sand, dirt, rubbish, or other loose material, shall be scattered or thrown therefrom upon any such street, under the penalty of five dollars for each offence.

§ 35. No person shall remove, or do any damage or injury to any ornamental shade trees, planted or growing in any street, square or park in the city of Rochester, nor shall any person tie or fasten any horse, mare, gelding, or other animal, to or near to, or permit his horse, mare, gelding, or other animal, to be tied or fastened to or near to any such tree or trees, or to any lamp post, under a penalty of Five Dollars for each offence.

§ 36. No person shall remove the covering from any reservoir within the city, except for the purpose of procuring water therefrom, in

case of fire, under a penalty of Twenty-Five dollars for each offence.

§ 37. If any owner or occupant of any building or tenement within the city shall omit, for the space of ten days after he shall have been required so to do by the city superintendent to cause the building or tenement owned or occupied by him to be numbered or re-numbered, every such owner or occupant shall forfeit and pay a penalty of one dollar for every day thereafter until the said building or tenement shall be numbered or re-numbered as aforesaid.

§ 38. No owner, tenant, or occupant, of any house or lot, shall construct, or cause to be constructed, continue or suffer to remain, any gate, so that the said gate shall extend or swing outward from his said house or lot, over or upon any sidewalk, in such a manner as to obstruct the free use or passage thereof, under a penalty of five dollars.

§ 39. Every execution issued upon a judgment recovered for a violation of any of the provisions of this ordinance, shall command the amount to be made of the property of the defendant, if any such can be found, and if not, then to commit the defendant to the Workhouse for the period of thirty days.

Adopted as follows:

All ayes—19.

Ald. H. G. Moore submitted the following and moved its adoption:

AN ORDINANCE RELATING TO THE DUTIES OF CERTAIN OFFICERS MENTIONED THEREIN.

The Common Council of the City of Rochester do Ordain as follows:

THE CITY CLERK.

SECTION 1. It shall be the duty of the City Clerk, to attend all the meetings of the Common Council, and enter in a book provided for that purpose by them, accurately and correctly, all the proceedings of said Common Council, plainly and fairly written out at full length.

§ 2. To preserve and safely keep and methodically arrange all such books, vouchers, memorandums and papers, the property of the Common Council or City, or relating to their affairs, which shall come into his hands or possession, as the Clerk of the Common Council.

§ 3. To keep the common seal of the Corporation and cause it to be affixed to all instruments in writing or otherwise, made or executed by order of the Common Council, or pursuant to the Charter of the city or any law of the State.

§ 4. On the day succeeding the final passage of any ordinance or resolution, directing the payment of any sum of money out of the Treasury, to deliver to the City Treasurer a certified copy of the same, and also, all references made to the said Treasurer by the Common Council, and statements of all subjects connected with the Treasury Department.

§ 5. To deliver without delay to all other officers of the Corporation, or in the employ or under the direction of the Common Council, and to all Committees of the Board of Aldermen, all such resolutions and communications as may be referred to them respectively by such Board.

§ 6. To record in a book provided for that purpose, all penal ordinances passed by the Common Council, written out in full, with the time of passage and first publication of each respective ordinance noted, and to certify the same.

§ 7. To keep a correct and accurate register of all lots sold on Mt. Hope, in a book provided for that purpose; and to make out and countersign all deeds for lots, on the presentation of the Comptroller's receipt, which shall be his voucher for the same.

§ 8. To keep in a book provided for that purpose, a correct and accurate register of the names of members of the fire department, and he shall enter opposite each respective name, the time of such person's election, resignation or discharge and to deliver to each fireman his certificate of election, resignation or discharge, as the Common Council from time to time shall direct.

§ 9. To draft all resolutions and ordinances for local improvements, when requested by the Common Council, or any member thereof, and see that the notices of the same are duly published according to law.

§ 10. Immediately after any meeting of the Common Council, to prepare an abstract of the proceedings of such meeting, and cause the same, certified by him, to be published in the papers of the city selected for the purpose, and to perform any other duties, prescribed for him in any Statute and not herein referred to.

§ 11. To countersign all licenses, granted for any purpose by Mayor or Common Council, and shall enter in an appropriate book the name of every person to whom a license shall be granted, the date thereof, and the time during which it is to continue in force, and the sum paid for such license. No license shall be valid until thus countersigned by the Clerk.

§ 12. It shall be the duty of the City Clerk, whenever any unpaid judgments shall have been reported, by virtue of this ordinance to enter an account of the same in a proper book to be kept by him for that purpose, and when such judgment shall have been paid in whole or in part or the same shall have been released, discharged, satisfied, or otherwise altered in its condition, the said account of said judgment shall be accordingly altered or explained by entry made opposite thereto or appended thereto.

§ 13. The City Clerk shall not remove nor permit or allow any papers, books, maps, or any thing belonging to or kept in said office, or committed to his charge as such clerk, to be taken therefrom unless by resolution of the Common Council, or under the regular judgment or order of the courts, under pain of removal.

THE OVERSEER OF THE POOR.

SECTION 1. The Overseer of the Poor shall procure a printed order or check book similar to the order or check book of the city clerk, in which he shall enter and keep in the margin thereof, copies of all orders, or checks drawn by him upon the Treasurer, or any other person, and shall specify in said margin on what account and for what purpose each and every order or check may be drawn; the name of the person or persons in whose favor such order or check may be made, the amount to be paid on such order or check, the date on which it was issued, and shall take a receipt from such person or persons for the same.

§ 2. The Overseer of the Poor shall also require of every person or persons of whom he shall purchase property of any kind as Overseer, a regular bill or invoice of the property or articles so purchased by him, which bill or invoice shall be certified by him to be correct and shall

be audited by the Common Council before the Treasurer shall pay the same.

§ 3. The Overseer of the Poor may make orders or checks as herein provided, upon the Treasurer, for the payment of all sums expended by him for the support or relief of the poor, whenever the same shall have been approved by the Common Council.

§ 4. He shall keep a separate account of all provisions or other articles which shall be furnished, and of all money or time expended for the paupers which are chargeable to the County of Monroe.

§ 5. The overseer, before entering upon the duties of his office, shall give security by a bond, executed to the city of Rochester, in such penalty as shall be prescribed by the Common Council, with two sufficient sureties to be approved by the Mayor, conditioned for the faithful discharge of his duties, and to account for all moneys which may be received by him, and to pay over to the City Treasurer at the expiration of his office, all such sums, so received by him, as shall remain in his hands.

§ 6. The overseer shall be paid an annual salary in full compensation for all services rendered by him as such overseer for the city.

§ 7. The overseer of the poor of the city of Rochester, shall, at the first regular meeting of the Common Council of said city, held on or next after the first day of each and every month, make a just and full report, verified by his affidavit, of the amount of all moneys, which he shall have received in his official capacity, from any source whatever, and the manner in which the same or any part thereof shall have been expended; together with all unpaid judgments or claims, existing in his favor, which shall have been obtained or procured by him in his official capacity; also the number of suits which he shall have commenced as such overseer of the poor, including proceedings in cases of bastardy; the names of the parties thereto, and the manner in which the same have been disposed of; and if any such suit or proceedings shall have been compromised or security taken therein, then he shall report the terms of such compromise and the extent and value of such security, so far as the same is practicable, under a penalty of FIFTY DOLLARS for each violation of this section.

Adopted all ayes—19.

ORDINANCE RELATING TO FIRES.

Ald. Hoffman submitted the following moved its adoption:

The Common Council of the City of Rochester do ordain as follows:

SECTION 1. The Fire Department of the City of Rochester shall be organized by the Common Council, and shall consist of a Chief Engineer, two or more Assistant Engineers, one Fire Marshal, who shall be appointed as prescribed by the Charter of said city, four Steam Fire Engine Companies, each to consist of one engineer, one fireman, five hoseman and two hostlers. One or more Hook & Ladder Companies, to consist of such number of men to each company as the Fire Department Committee shall direct. One Protective Sack and Bucket Company, to consist of as many members as the company may elect. One Hose Company, which shall be called the Alert Hose Company, to consist of as many members as the company may elect.

§ 2. Each steam fire engine company shall

have one steam fire engine, one hose cart, 800 feet of hose and three horses.

§ 3. Each hook and ladder company shall have one truck with the hooks and ladders, and such other implements as is necessarily used by such companies in the performance of their duties.

§ 4. The protective sack and bucket company shall have one carriage or wagon, and such sacks, buckets and other implements as is necessarily used by such companies.

§ 5. The Alert hose company shall have one or more hose carts, 400 feet of hose, and such other implements as is necessarily used in the performance of their duties.

§ 6. The salaries of the Chief Engineer, Assistant Engineers and Fire Marshal shall be fixed by the Common Council.

§ 7. The amount of appropriations to each the hook and ladder companies, Protective sack and bucket company, and Alert Hose company, shall be \$350 per annum, each payable quarterly to the treasurer of such companies.

1. The officers of each company named in section 7, shall be elected by the members of their respective companies.

2. The city shall furnish such companies with suitable rooms for the accommodation of such companies with their apparatus.

§ 8. The steam fire engine companies shall be located in their respective engine houses which they now occupy unless changed by a vote of the Common Council.

§ 9. The hook and ladder companies, Protective sack and bucket company, and Alert hose company shall be located at such places as the Fire Department Committee may provide and direct.

§ 10. It shall be the duty of the Chief Engineer whenever a fire shall occur in the city to immediately repair to the place of such fire and take proper measures that the several engines and other fire apparatus be placed in such situations as in his opinion shall be most advantageous for the suppression of such fires.

§ 11. The Chief Engineer shall have the sole management and control of the entire Fire Department, at all fires in the city, and direct at such fires the efforts and labors of men while at such fires until the same is extinguished or until dismissed by his orders.

§ 12. The Chief Engineer shall under the direction of the Fire Department Committee have charge of all the running machinery of the department and he shall see that the same is kept in good repair, and at all times ready for duty.

§ 13. It shall be the duty of the Assistant Engineers to be at all fires in the city, on the first alarm, or as soon thereafter as is practicable and report themselves ready for duty to the Chief Engineer, and do such duty as the Chief Engineer shall from time to time direct, and they shall remain at such fire until dismissed by the Chief.

§ 14. In case of the absence of the Chief Engineer at a fire, the Assistant Engineer who arrives first at such fire shall exercise the duties of the office with full power of the Chief Engineer, and in the absence of both Chief and Assistant Engineers, then the foreman of such steam engine company as shall arrive first at such fire, shall exercise such duties with full power of the Chief Engineer until the Chief or Assistant Engineers shall arrive.

§ 15. The Fire Marshal shall do and perform such duties as is set forth in an ordinance defining his duties.

§ 16. The Fire Department Committee shall have the power to appoint such persons as they may see fit to fill the several stations in the steam fire engine companies as set forth in this ordinance and in relation to steam fire engine companies, also to fix the salaries of such persons and to discharge such persons for neglect of duty or incompetency.

§ 17. It shall be the duty of the Fire Department Committee to place in each of the steam fire engine houses' suitable benches, tools &c., for the repairing of the apparatus in such houses, and the engineers of such companies shall do all such repairs to his engine and other machinery belonging to the company to which he is attached, as can be done with the materials provided.

§ 18. It shall be the duty of the Fire Department Committee to immediately prepare proper rules and regulations for the government of the fire companies and members thereof, and to furnish each member of the Fire Department with a copy of said rules, and to cause said rules to be posted conspicuously in and about the several engine houses belonging to the Department.

§ 19. At fires, the officers and firemen shall be distinguished as follows:

1. The Chief Engineer shall wear a white hat with the words "Chief Engineer" painted thereon in black; he shall also carry a speaking trumpet, painted white, with the same words in black.

2. The Assistant Engineers shall have similar hats and trumpets, with the word "Engineer" painted thereon.

3. All officers and members of fire companies shall provide themselves, and shall be distinguished at fires, with such appropriate equipage or such badge as may be designated by the Fire Department Committee.

§ 20. In cases of fire in the night time, the Policemen not on duty for the night, shall attend at all such fires, and report themselves to the Mayor or any Alderman, or the officers having charge of the Fire Department at such fire.

§ 21. Upon any alarm of fire, it shall be the duty of the Policemen then on duty immediately to procure the ringing of the City Hall bell, and to spread the alarm as soon and as generally as possible.

§ 22. It shall be the duty of the Messenger to the Common Council upon any alarm of fire, to repair immediately to the City Hall, and to ring the alarm bell in cases of actual fire, for a period of not less than fifteen minutes.

§ 23. The Fire Department Committee, once in each year, if they deem it advisable, may require the Department to meet at such time and place as they may direct, for general inspection.

§ 24. All persons who may be present at any fires shall be obedient to the orders of the members of the Common Council and the officers of the Fire Department in the extinguishment of the fire and the removal of property. Any person who shall neglect or refuse to obey such orders shall forfeit and pay the sum of five dollars for each offence.

§ 25. Any member of the Common Council, or any officer of the Fire Department, may require the aid of any citizen or inhabitant in drawing any engine, hose or hook and ladder, or

sack and bucket carriage, to any place for the extinguishment of any fire; and in the absence of any such persons, then any officer of the company, or any two members thereof, may require such aid, and any person refusing to obey such requirement shall forfeit and pay to the city of Rochester a penalty of five dollars.

§ 26. Any person or persons who shall enter any house or place where engines, hose, fire apparatus, or implements for the extinguishment of fire shall be kept, with intent to injure, or shall injure any such engine, hose or fire apparatus, or implement, or detach, or remove any portion thereof, or otherwise mutilate the same, or shall do any injury to any public well or other reservoir of water, or any article of furniture or ornament in or about said house belonging to the city, or the company, shall forfeit and pay a penalty of fifty dollars.

§ 27. No person shall use any lighted candle, lamp or torch in any stable or other place or building where hay, straw or other combustible substances shall be kept, unless the same be well secured in a lantern or other cover; nor enter or be in any such place with any lighted cigar or pipe under the penalty of five dollars for each offence.

§ 28. No unslacked lime shall be deposited nearer than twenty feet to any building within the lamp and watch district; nor shall any wooden spittoon, or spittoon of any kind filled with saw dust, be used in any room or building of said city, nor shall any ashes be put or deposited in any place whatever, unless in some receptacle made wholly of iron, stone or brick, and appropriated to that purpose. Any person offending against the provisions of this section, shall forfeit and pay a penalty of five dollars, and the further penalty of three dollars for every twenty-four hours such offence shall continue, and it shall be lawful for any Alderman or Police Justice to cause such lime or ashes to be removed to a place of safety at the expense of the person depositing the same, or the owner thereof.

§ 29. No person shall burn, or cause to be burned, or aid or assist in burning, any hay, straw, chips, shavings, or other combustible matter, in any street or alley within the district of this city, to which the ordinance in relation to the erection and removal of buildings applies, without first having obtained permission to do so in writing from the chief engineer, mayor or fire marshal, under the penalty of five dollars for each offence.

§ 30. Every carpenter, joiner, or other mechanic, or person keeping a shop or other building where chips, shavings, or other combustible material may be contained, shall clear and remove the same out of his shop or other building and the yard belonging thereto, at least three times in each week; and no lighted candle, lamp or torch, shall be used in the workshop of any carpenter, joiner or other mechanic, unless the same shall be safely placed in a lantern or metallic candlestick. Any person offending against the provisions of this section, or either of them, shall forfeit and pay the penalty of two dollars for each offence.

§ 31. No carpenter, joiner or other person, shall scatter or throw, or deposit any shavings, chips, or other combustible matter, in any street, lane or alley, or at any time direct, or permit or suffer any chips, shavings or other combustible matter to be taken to, or thrown or scattered on

any street or alley, under a penalty of two dollars for each offence.

§ 32. No chimney or flue shall be burnt out except between sunrise and three o'clock in the afternoon, nor during that time unless the roof be wet or covered with snow, under a penalty of three dollars.

§ 33. In case of any alarm of fire, the city hall bell shall immediately be rung, and likewise the several church bells in the city, by the respective sextons, as rapidly as a due regard to the security of the bells will allow; and for at least fifteen minutes when fires actually occur.

§ 34. No person shall make or cause to be made, any false alarm of fire within the limits of the city, or aid, countenance or assist in making or spreading any false alarm of fire, within the limits aforesaid knowing the same to be false, under a penalty of twenty-five dollars for each offence.

§ 35. No person shall make or cause to be made, any fire in any yard or premises within the district mentioned in § 29, owned or occupied by him except within a building, without the consent of an Alderman or Fire Warden of said city, under a penalty of ten dollars for each offence.

§ 36. Every execution issued upon a judgment recovered for the violation of any of the provisions of this ordinance shall command the amount to be made of the property of the defendant, if any such can be found, and if not, then to commit the defendant to the County Jail for the period of twenty days.

§ 37. All monies collected under the 25th, 26th, 27th, 28th, 29th, 30th, 31st, 33d, and 34th sections of this ordinance, shall be paid by the officer collecting the same, to the Treasurer of the Firemen's Benevolent Association, of the city of Rochester, and shall become a part of the fund of said Association for the aid and relief of indigent and disabled firemen and their families.

§ 38. The Committee on the Fire Department may, whenever they shall deem it advisable, and as soon as practicable after the occurrence of any fire within the city, investigate and ascertain the cause thereof, the amount of property destroyed, or of injury done, and the amount of insurance thereon, by the oaths of witnesses to be summoned before the said Committee, and sworn by the Chairman of said Committee or by the Mayor. The deposition of said witnesses, and attested by the persons administering such oath, which shall be carefully preserved among the records of the city.

Adopted—All ayes—19.

SEWER IN MAGNE, BROWN, KING, ALLEN AND CANAL STREETS.

By Ald. Palmer—Resolved, That the City Surveyor ascertain and report to this Board the expense of constructing a stone sewer two feet by two feet in Romeyn street, from a point 35 feet east of Clark st., to the centre of Magne st.; thence south in Magne st., to the centre of Brown st.; thence westerly in Brown st., to the centre of King st.; thence southerly in King st., to the centre of Allen st.; thence easterly in Allen st., to the centre of Canal st.; thence southerly in Canal st., to the south line of lot No. 77; thence easterly to the culvert under the Erie Canal, between Allen St. Bridge and the Genesee Valley Canal.

The Surveyor submitted such estimate at \$5,750 00.
By Ald. Palmer—Resolved, That the following improvement is expedient, viz: The construction of a stone sewer two feet square in Romeyn st. from a point 35 feet east of Clark st., to the centre of Magne st.; thence southerly in Magne st., to the centre of Brown st.; thence westerly in Brown st., to the centre of King st.; thence southerly in King st., to the centre of Allen st.; thence easterly in Allen st., to the centre of Canal st.; thence southerly in

Canal st. to the south line of lot No. 77; thence easterly to the culvert under the Erie Canal between Allen Street Bridge and the Genesee Valley Canal.

The City Surveyor, under the direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$5,750, which estimate is hereby approved;

Resolved, further, That the following portion of said city is deemed benefited and proper to be assessed for the whole expense thereof, namely: One tier of lots on each side of Romeyn st., from Clark st. to Magne st., one tier of lots on each side of Magne st., from the north line of Romeyn st. to Brown st., one tier of lots on each of Brown st. from Magne st. to the west line of King st., one tier of lots on each side of King st., from Brown st. to Allen st., one tier of lots on each side of Allen st., from King st. to Canal st., and one tier of lots on the west side of Canal st. from Allen st. to the south line of lot No. 77.

And further, Resolved, That the tax-payers to be assessed for making such improvement may, by paying interest, as hereinafter provided, on the amount assessed to them individually, pay their assessments in three equal payments, as follows: One-third of the amount assessed within three months after the confirmation of the assessment roll, without interest; one-third of the amount, with interest at the rate of seven per cent. per annum, within one year from the confirmation of said roll; and the remaining one-third, with interest at the same rate, within two years from the confirmation of such roll.

And the Clerk is hereby directed to publish notice, in pursuance of section 165 of the City Charter, that all persons interested in the subject matter of said improvement are required to attend the Common Council on Tuesday evening, May the 19th, 1863, at half-past seven o'clock, at the Common Council Hall, when allegations will be heard. Adopted.

By Ald. Palmer—Resolved, That the first ordinance passed at the last meeting in relation to constructing a sewer in Clinton street be and the same is hereby rescinded. Adopted.

SEWER IN CLINTON STREET.

By Ald. Palmer—Resolved, That the City Surveyor ascertain and report to this Board the expense of constructing a stone sewer 18 inches by two feet in Clinton street, from the north line of lot No. 1, in the Kingeston Tract, on the west side of Clinton street, to the Railroad sewer. Adopted.

The Surveyor submitted such estimate at \$2,025.

By Ald. Palmer—Resolved, That the following improvement is expedient, viz: The construction of a stone sewer 18 inches by 2 feet in Clinton street, from the north line of lot No. 1 in the Kingeston Tract, on the west side of Clinton street, to the Railroad sewer.

And whereas, The City Surveyor, under the direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$2,025, which estimate is hereby approved,

Resolved, further, That the following portion of said city is deemed benefited and proper to be assessed for the whole expense thereof, namely:

"One tier of lots on each side of Clinton street from the north line of lot No. 1 in the Kingeston Tract, on the west side of Clinton street, to the New York Central Railroad."

And further, Resolved, That the tax-payers to be assessed for making such improvement may, by paying interest, as hereinafter provided, on the amount assessed to them individually, pay their assessments in three equal payments, as follows: One-third of the amount assessed within three months after the confirmation of the assessment roll, without interest; one-third of the amount, with interest at the rate of seven per cent. per annum, within one year from the confirmation of said roll; and the remaining one-third, with interest at the same rate, within two years from the confirmation of such roll.

And the Clerk is hereby directed to publish notice in pursuance of section 165 of the City Charter, that all persons interested in the subject matter of said improvement, are required to attend the Common Council on Tuesday evening, May 19th, 1863, at half-past 7 o'clock, at the Common Council Hall, when allegations will be heard. Adopted.

SEWER IN ST. JOSEPH ST.

By Ald. Palmer—Resolved, That all proceedings heretofore had in reference to constructing a sewer in St. Joseph st. be and the same are hereby rescinded.—Adopted.

By Ald. Palmer—Resolved, That the City Surveyor ascertain and report to this Board the expense of constructing a stone sewer two feet square in St. Joseph st. from a point 20 feet south of Catharine st. to the Nassau and St. Joseph sts. sewer. Adopted.

The Surveyor submitted such estimate at \$2,020 00.

By Ald. Palmer—Resolved, That the following improvement is expedient, viz: the construction of a stone sewer two feet square in St. Joseph st. from a point 20 feet south of Catharine st. to the Nassau and St. Joseph sts. sewer.

And Whereas, The City Surveyor, under the direction

of this Board, has made an estimate of the whole expense thereof, and reported the same at \$2,020, which estimate is hereby approved.

Resolved, further, That the following portion of said city is deemed benefited and proper to be assessed for the whole expense thereof, namely:

"One tier of lots on each side of St. Joseph street from Catharine st. to Nassau st."

And further, Resolved, That the tax-payers to be assessed for making such improvement, may, by paying interest, as hereinafter provided, on the amount assessed to them individually, pay their assessments in three equal payments, as follows:

One-third of the amount assessed within three months after the confirmation of the assessment roll, without interest; one-third of the amount, with interest at the rate of seven per cent. per annum, within one year from the confirmation of said roll; and the remaining one-third, with interest at the same rate, within two years from the confirmation of such roll.

And the Clerk is hereby directed to publish notice in pursuance of section 165 of the City Charter, that all persons interested in the subject matter of said improvement are required to attend the Common Council on Tuesday evening, May the 19th, 1883, at half-past seven o'clock, at the Common Council Hall, when allegations will be heard. Adopted.

SEWER IN JOINER STREET.

On motion of Ald. Palmer, the Board proceeded to hear allegations in relation to the improvement described below.

No person appearing to make allegations.

Ald. Palmer submitted the following:

An ordinance to construct a sewer in Joiner street.

The Common Council of the city of Rochester do ordain and determine as follows:

A stone sewer 18 inches by 2 feet shall be constructed in Joiner street, from a point 90 feet south of the south line of Kelly street to the Railroad sewer.

And the whole expense shall be defrayed by an assessment upon the owners and occupants of houses and lands to be benefited thereby, and the City Surveyor, under the direction of this Board, having made an estimate of such expense, and reported the same at \$2,100, which estimate was and is hereby approved. The sum of \$2,100, being the whole amount of the estimate aforesaid, shall be assessed on such owners and occupants. And the portion of said city which said Common Council deem will be benefited by said improvement is described as follows:

"One tier of lots on each side of Joiner street, from Kelly street to the New York Central Railroad."

On which above described portion of the city the said sum of \$2,100 is hereby ordered to be assessed.

And the tax-payers to be assessed for making such improvement may, by paying interest as hereinafter provided, on the amount assessed to them individually, pay their assessments in three equal payments as follows: One-third of the amount assessed within three months after the confirmation of the assessment roll, without interest; one-third of the amount, with interest at the rate of seven per cent. per annum, within one year from the confirmation of said roll; and the remaining one-third, with interest at the same rate, within two years from the confirmation of such roll.

And David McKay, Francis Dana and Jared Coleman, the Assessors of said city, not interested in any of the property so benefited, and not of kin to any person so interested, are hereby designated and directed to make an assessment upon all the owners and occupants of lands and houses within the portion or part of said city so designated, of the said amount of expense, in proportion, as nearly as may be, to the advantage which each shall be deemed to acquire by the making of said improvement; and said Assessors are hereby notified to meet for this purpose, on Saturday, the 9th day of May, 1883, at nine o'clock in the forenoon, at the office of the City Clerk.

Passed by the following vote:

Yeas—Ald. Spencer, Darling, Rowley, Buell, D. D. T. Moore, St. John, Darrow, Bromley, Hoffman, O'Maley, H. G. Moore, Upton, Warner, Palmer, Chapman, Sidler, Flynn, Hebing, McQuatters—19.

Nays—None.

SEWER IN MAIN ST.

Ald. Palmer presented the final ordinance for a sewer in Main st. from the Race to East Avenue, and moved its indefinite postponement. Adopted.

WALK IN ST. PAUL ST.

Ald. Warner presented an ordinance for constructing a flag walk on the west side of South St. Paul st. from the canal bridge to a point 270 feet south of Main st. Lost.

SEWER IN SCRANTOM STREET.

Ald. Palmer presented the final Ordinance in relation to constructing a Sewer in Scrantom street, from Clinton street to the sewer in St. Paul street, and moved that the further consideration of the same be postponed until the next regular meeting. Adopted.

Ald. Palmer subsequently moved that all action heretofore had in relation to constructing a sewer in Scrantom street, be and the same is hereby rescinded.

Motion adopted.

SEWER IN SOUTH AVENUE.

Ald. Palmer presented the final Ordinance for a sewer in South Avenue, from Grand to Alexander streets, which was lost as follows:

Yeas—Ald. Spencer, Darling, Rowley, St. John, Darrow, Bromley, Hoffman, O'Maley, Warner, Palmer, Chapman, Sidler, Flynn,—13.

Nays—Ald. Buell, D. D. T. Moore, H. G. Moore, Upton, Hebing, McQuatters.—6.

GRAPE STREET IMPROVEMENT.

By Ald. Warner—Resolved, That the City Surveyor ascertain and report to this Board the expense of the improvement of Grape street, from Campbell street to Magne street, by grading the same and constructing a plank sidewalk, five feet wide, on each side thereof. Adopted.

The Surveyor submitted such estimate at \$1,880.00.

By Ald. Warner—Resolved, That the following improvement is expedient, viz: Grading and constructing a plank sidewalk, six feet wide, on each side of Grape street from Campbell to Magne street.

And whereas, The City Surveyor, under the direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$1,880, which estimate is hereby approved:

Resolved, further, That the following portion of said city is deemed benefited and proper to be assessed for the whole expense thereof, namely: "One tier of lots on each side of Grape street, from Campbell street to Magne street."

And the Clerk is hereby directed to publish notice in pursuance of section 165 of the City Charter, that all persons interested in the subject matter of said improvement, are required to attend the Common Council on Tuesday evening, May the 19th, 1883, at half-past 7 o'clock, at the Common Council Hall, when allegations will be heard. Adopted.

ALEXANDER STREET IMPROVEMENT.

By Ald. Warner—Resolved, That the City Surveyor ascertain and report to this Board the expense of the improvement of Alexander street, from the Erie Canal to Monroe street, by constructing a plank sidewalk, five feet four inches wide on each side thereof.

The Surveyor submitted such estimate at \$360.00.

By Ald. Warner—Resolved, That the following improvement is expedient, viz: The construction of a plank sidewalk five feet and four inches wide on each side of Alexander street, from the Erie Canal to Monroe street.

And Whereas, The City Surveyor, under the direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$360, which estimate is hereby approved,

Resolved, further, That the following portion of said city is deemed benefited and proper to be assessed for the whole expense thereof, viz: "One tier of lots on each side of Alexander street, from the Erie Canal to Monroe street."

And the Clerk is hereby directed to publish notice in pursuance of section 165 of the City Charter, that all persons interested in the subject matter of said improvement, are required to attend the Common Council on Tuesday evening, May the 19th, 1883, at half-past seven o'clock, at the Common Council Hall, when allegations will be heard. Adopted.

HAWKINS STREET IMPROVEMENT.

By Ald. Warner—Resolved, That the City Surveyor ascertain and report to this Board the expense of the improvement of Hawkins street, from Scrantom street to Oakman street, and Oakman street, from the east line of Hawkins street to Gallusha street, by grading the same and constructing a plank sidewalk four feet wide on each side thereof.

Adopted.

The Surveyor submitted such estimate at \$536.00.

By Ald. Warner—Resolved, That the following improvement is expedient, viz:

Grading Hawkins street, from Scrantom street to Oakman street, and Oakman street, from the east line of Hawkins street to Gallusha street, and constructing a plank sidewalk four feet wide on each side thereof.

And whereas, The City Surveyor, under the direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$536, which estimate is hereby approved.

Resolved, further, That the following portion of said city is deemed benefited and proper to be assessed for the whole expense thereof, namely:

"One tier of lots on each side of Hawkins street, from Scrantom street to Oakman street, and one tier of lots on each side of Oakman street, from the east line of Hawkins street to Gallusha street."

And the Clerk is hereby directed to publish notice in pursuance of section 165 of the City Charter, that all per-

sons interested in the subject matter of said improvement are required to attend the Common Council on Tuesday evening, May the 19th, 1883, at 7 o'clock, at the Common Council Hall, when allegations will be heard.
Adopted.

SANFORD STREET IMPROVEMENT.

By Ald. Warner—Resolved, That the City Surveyor ascertain and report to this Board the expense of the improvement of Sanford street, from South Avenue to Mt. Hope Avenue, by grading the same and constructing a plank side walk four feet wide on each side thereof.
Adopted.

The Surveyor submitted such estimate at \$1,910.

By Ald. Warner—Resolved, That the following improvement is expedient, viz: Grading Sanford street and constructing a plank side walk four feet wide on each side thereof, from South Avenue to Mt. Hope Avenue.

And whereas, The City Surveyor, under the direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$1,910, which estimate is hereby approved.

Resolved, further, That the following portion of said city is deemed benefited and proper to be assessed for the whole expense thereof, namely: "One tier of lots on each side of Sanford street, from South Avenue to Mt. Hope Avenue.

And the Clerk is hereby directed to publish notice in pursuance of section 168 of the City Charter, that all persons interested in the subject matter of said improvement, are required to attend the Common Council on Tuesday evening, May the 19th, 1883, at half-past seven o'clock, at the Common Council Hall, when allegations, will be heard.
Adopted.

RESERVOIR CORNER MAIN AND SCIO STREETS.

On motion of Ald. Hoffman the Board proceeded to hear allegations in relation to the improvement described in the ordinance below:

No person appearing to make allegations,

Ald. Hoffman submitted the following:

An ordinance to construct a reservoir at the intersection of Main and Scio sts.

The Common Council of the City of Rochester do ordain and determine as follows: A reservoir shall be constructed at the intersection of Main and Scio sts.

And the whole expense shall be defrayed by an assessment upon the owners and occupants of houses and lands to be benefitted thereby, and the City Surveyor, under the direction of this Board having made an estimate of such expense, and reported the same at \$800, which estimate was and is hereby approved; the sum of \$800, being the whole amount of the estimate aforesaid, shall be assessed on such owners and occupants. And the portion of said city which said Common Council deem will be benefitted by said improvement is described as follows: All the houses and lands within the the following line:

Beginning at the intersection of University Avenue and Union st.; thence running westerly along University Avenue and Riley st., including one tier of lots on the north side thereof to North street; thence southerly along North st., excepting one tier of lots on the east side thereof between Riley and Achilles sts. to Main st.; thence easterly along Main st. to East Avenue; thence easterly along East Avenue, including one tier of lots on the south side thereof between Main and William sts. to Matthews st.; thence northerly along Matthews st. to the south line of lot No. 140; thence easterly along said south line to East st.; thence northerly along East st., including one tier of lots on the east side thereof to Charlotte st.; thence easterly along Charlotte st., including one tier of lots on the south side thereof to Union st.; thence northerly along Union st., including one tier of lots on the east side thereof to the place of beginning; on which above described portion of the city, the said sum of \$800 is hereby ordered to be assessed.

And David McKay, Francis Dana and Jared Coleman, the assessors of said city, not interested in any of the property so benefitted, and not of kin to any person so interested, are hereby designated and directed to make an assessment upon all the owners and occupants of lands and houses within the portion or part of said city so designated, of the said amount of expense, in proportion, as nearly as may be, to the advantage which each shall be deemed to acquire by the making of said improvement; and said assessors are hereby notified to meet for this purpose on Saturday, the 9th day of May, 1883, at nine o'clock in the forenoon, at the office of the City Clerk.

Passed by the following vote:

Ayes—Ald. Spencer, Darling, Rowley, Buell, D. D. T. Moore, St. John, Darrow, Bromley, Hoffman, O'Maley, H. G. Moore, Upton, Warner, Palmer, Chapman, Sidler, Flynn, Hebing, McQuatters—19.

RESERVOIR IN ATWATER STREET.

Ald. Hoffman presented the final ordinance for a reservoir in Atwater street, and moved its indefinite postponement. Motion adopted.

RESERVOIR IN ATWATER STREET.

By Ald. Hoffman—Resolved, That the City Surveyor ascertain and report to this Board the expense of construct-

ing a reservoir on Atwater street, near Clinton street. Adopted.

The Surveyor submitted such estimate at \$800.

By Ald. Hoffman—Resolved, That the following improvement is expedient, viz: the construction of a reservoir on Atwater street, near Clinton street.

And Whereas, The City Surveyor, under the direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$800, which estimate is hereby approved.

Resolved, further, That the following portion of said city is deemed benefited and proper to be assessed for the whole expense thereof, namely:

Beginning in Clinton street at its intersection with Bowery street; thence running east along Bowery street, including one tier of lots on the south side thereof, to the west line of lot No. 86 in the Franklin Tract; thence in a direct line to the south-east corner of lot No. 29 in said Tract; thence north on the east line of said lot No. 29, and said line continued to Atwater street; thence across Atwater street to the Alley running from Atwater street to the New York Central Railroad, between Chatham and St. Joseph streets; thence northerly along said Alley to the New York Central Railroad, including one tier of lots on the south side of Atwater street, from Chatham street to said Alley; thence westerly along said Railroad to Joiner street; thence westerly in a direct line to the corner of Marietta and Clinton streets; thence westerly along Marietta street to Pitt street; thence southerly along Pitt street to the Railroad; thence westerly along the Railroad to St. Paul street; thence southerly along St. Paul street to the east line of said street, from Chatham street to said Alley; thence easterly along Granger street to the north-east line of the Andrews and Atwater Tract; thence south-easterly along said north-east line to Clinton street; thence northerly along Clinton street, including one tier of lots on the east side thereof to the place of beginning.

And the Clerk is hereby directed to publish notice in pursuance of section 168 of the City Charter, that all persons interested in the subject matter of said improvement, are required to attend the Common Council on Tuesday evening, May the 19th, 1883, at half-past 7 o'clock, at the Common Council hall, when allegations will be heard.
Adopted.

Ald. H. G. Moore submitted the following:

ORDINANCE RELATING TO KEROSENE AND OTHER OILS.

The Common Council of the city of Rochester do ordain and determine as follows:

1st. That it shall not be lawful for any person or persons, corporation or corporations, to store any of the crude earth oil, or to carry on any manufactory or manufacturing, or any establishment, in the city of Rochester, for the purpose of making, refining, distilling, or generating petroleum, naphtha, benzole, kerosene, or other easily inflammable oils or substances, within the limits of the city of Rochester, except at those establishments already erected, without having first obtained the consent of the Common Council, at regular meeting thereof, by a vote of a majority of all the members present, under a penalty of fifty dollars for each and every offence.

2d. It shall not be lawful for any person or persons, corporation or corporations, to store or keep in any building, manufactory, or other place, within the city of Rochester, any greater quantity of refined petroleum or kerosene oils than five barrels, except by the consent and under the direction of the Fire Marshal of the city, first obtained in writing for that purpose.

3d. No person shall sell or keep, or cause to be kept for sale or use, in their store, shop, or other premises, or receive on storage therein, any crude earth oil, known as petroleum, benzole, or naphtha, within the limits of this district described in the ordinance in relation to the erection and removal of wooden buildings of the city, except at the manufactories of the Flour City, Union and Genesee oil works, now already located in the city.

4th. Every person who shall be guilty of violating this ordinance, or any provision therein contained, upon conviction thereof, shall forfeit and pay the sum of fifty dollars for each and every offence; and upon conviction for a violation of any of the provisions of this ordinance an execution shall be issued directing the amount to be made out of the property of the defendant, if any such can be found.

Ald. Rowley moved that the vote be taken upon each section separately. Motion adopted.

On motion of Ald. Rowley the first section was adopted. Ald. Buell moved the adoption of section second, which was lost as follows:

Yeas—Ald. Buell, St. John, Hoffman, H. G. Moore, Sidler, Flynn—6.

Nays—Ald. Spencer, Darling, Rowley, D. D. T. Moore, Darrow, Bromley, O'Maley, Upton, Warner, Palmer, Chapman, Hebing, McQuatters—13.

On motion of Ald. Rowley section three was referred back to the committee for revision.

On motion of Ald. Buell section four was likewise referred back.

Ald. H. G. Moore presented the following amendment to the

ORDINANCE RELATING TO HACKNEY COACHES AND CARRIAGES.

The Common Council of the city of Rochester do ordain as follows:

Section 6 of the ordinance relating to Hackney Coaches and Carriages shall be amended so as to read as follows: For attending a funeral with passengers, including charges for necessary detention and returning with passengers, two dollars and fifty cents. If the funeral is at the church there shall be an additional fee of fifty cents for carrying passengers from the house to the church. Laid upon the table until the next regular meeting.

Ald. Moore also gave notice that at the next meeting he should introduce a penal ordinance to regulate the burial of the dead, and for the protection of Mt. Hope Cemetery.

Also, an ordinance relating to Clarissa street bridge; and an ordinance to regulate Weights and Measures—being substantially the same as those in force for years past.

ASSESSMENTS.

Ald. Warner presented the assessment roll for improving Buffalo and Main street on the south side thereof from the west line of Graves street to the west line of St. Paul street, by constructing flag sidewalks, constructing retaining walls where necessary, constructing flag cross-walk across Water and Graves streets.

And after an opportunity had been given for appeals to be heard, said roll was confirmed by the following vote:

Yeas—Ald. Spencer, Buell, D. D. T. Moore, St. John, Darrow, Bromley, Hoffman, O'Maley, H. G. Moore, Upton, Warner, Palmer, Sidler, Flynn, Hebing, McQuatters—16.

Ald. Warner presented the assessment roll for improving Main street, from New Main street to the west line of Water street, by setting curb stone and paving the roadway with Lockport sand stone, and constructing cross-walks.

And after an opportunity had been given for appeals to be heard, said roll was confirmed by the following vote:

Yeas—Ald. Spencer, Buell, D. D. T. Moore, St. John, Darrow, Bromley, Hoffman, O'Maley, H. G. Moore, Upton, Warner, Palmer, Sidler, Flynn, Hebing, McQuatters—16.

Ald. Warner presented the assessment roll for improving the roadway of Buffalo and Main streets, from the west line of Front street to the west line of Water street, by taking up so much of the present pavement as necessary to conform to the present lines and grade of Main street bridge, and paving the roadway with Lockport sand stone, and constructing two cross-walks.

And after an opportunity had been given for appeals to be heard, said roll was confirmed by the following vote:

Yeas—Ald. Spencer, Buell, D. D. T. Moore, St. John, Darrow, Bromley, Hoffman, O'Maley, H. G. Moore, Upton, Warner, Palmer, Sidler, Flynn, Hebing, McQuatters—16.

Ald. Warner presented the assessment roll for constructing a plank sidewalk on each side of Chatham street, from Bowery street to Atwater street.

And after an opportunity had been given for appeals to be heard, said roll was confirmed by the following vote:

Yeas—Ald. Spencer, Buell, D. D. T. Moore, St. John, Darrow, Bromley, Hoffman, O'Maley, H. G. Moore, Upton, Warner, Palmer, Sidler, Flynn, Hebing, McQuatters—16.

Ald. Warner presented the assessment roll for grading Varnum street from Perkins street to the north line of the nursery of C. J. Ryan & Co.

And after an opportunity had been given for appeals to be heard, said roll was confirmed by the following vote:

Yeas—Ald. Spencer, Buell, D. D. T. Moore, St. John, Darrow, Bromley, Hoffman, O'Maley, H. G. Moore, Upton, Warner, Palmer, Sidler, Flynn, Hebing, McQuatters—16.

Ald. Warner presented the assessment roll for improving Scio street from Delevan street to Ontario street, by grading the same and constructing plank walks on each side from Delevan street to Ontario street.

And after an opportunity had been given for appeals to be heard, said roll was confirmed by the following vote:

Yeas—Ald. Spencer, Buell, D. D. T. Moore, St. John, Darrow, Bromley, Hoffman, O'Maley, H. G. Moore, Upton, Warner, Palmer, Sidler, Flynn, Hebing, McQuatters—16.

Ald. Palmer presented the assessment roll for constructing a sewer in Buffalo st., from the sewer in Front st. to the west line of Fitzhugh st., and moved that the next regular meeting, May 19th, be fixed when appeals will be heard.

Motion adopted.

Ald. Palmer presented the assessment roll for constructing lateral sewers in Buffalo st., between Front and Fitzhugh sts., and after an opportunity had been given for appeals to be heard, said roll was confirmed by the following vote:

Yeas—Ald. Spencer, Darling, Rowley, Buell, D. D. T. Moore, St. John, Darrow, Bromley, Hoffman, O'Maley, H. G. Moore, Upton, Warner, Palmer, Chapman, Sidler, Flynn, Hebing, McQuatters.

Ald. Warner presented the assessment rolls for the following improvements:

Constructing plank walks on each side of Reynolds street from Hunter street to Bartlett street.

Constructing plank walks on each side of Munger street from South Avenue to Mt. Hope Avenue.

Grading Scio street and constructing plank walks on each side from Ontario street to Davis street.

And moved that the next regular meeting, May 19th, be fixed when appeals therefrom will be heard.

Motion adopted.

Ald. Palmer presented the assessment roll for constructing a sewer in Cayuga street from the centre of Grand street to the sewer in Nelson street, and moved that the next regular meeting, May 19th, be fixed when appeals will be heard.

Motion adopted.

Ald. Palmer reported that the sewer committee had awarded the contract for building McDonald Avenue sewer to B. McFarlin, and moved that the action of the committee be confirmed.

Motion adopted.

MISCELLANEOUS.

By Ald. Hebing—Resolved, That Roger Ryan, John Good and Jacob Barhydt have leave to erect and repair wooden buildings agreeable to the prayers of their several petitions under the direction of the Fire Marshal. Adopted.

By Ald. Chapman—Resolved, That the vote taken this evening, by which the resolution in relation to the Billingshurst batteries was lost be reconsidered. Adopted.

Ald. Rowley now moved that said resolution

referred to in the above be laid upon the table until the next regular meeting. Adopted.

By Ald. Palmer—Resolved, That the City Clerk draw two orders in favor of McConnell & Jones, and payable to their order as follows: One for seven hundred dollars, payable in one year from the sixth day of May, 1863, and one for eight hundred dollars, payable in two years from the 6th day of May, 1863, both with interest, and the City Treasurer is hereby authorized to accept the same in behalf of the city and charge Buffalo street sewer fund.

Adopted—All ayes.

By Ald. Warner—Resolved, That the owners of property on Alexander street, from the Canal Bridge to Monroe street, be authorized to construct the walks in front of their property, under the direction of the City Surveyor, if done within twenty days from this date. Adopted.

By Ald. Warner—Resolved, That Patrick Green have the right to build his walk, if built within ten days. Adopted.

By Alderman Upton—Resolved, That the Common Council authorize the Mayor to assign to Smith & Bradley the interest of the city of Rochester in the Billinghamurst & Requa batteries upon condition that said Smith & Bradley release all claims upon the city of Rochester for said batteries. Adopted.

By Ald Moore—Resolved, That the Contingent Expense Committee are hereby authorized and instructed to contract with a daily paper for the publication, according to law, of the penal ordinances recently passed and to be passed by this Board.

Adopted—All ayes except Ald. St. John.

By Ald. O'Maley—Resolved, That the owners and occupants of all lots in this city who have plank or brick walks in front thereof that are out of repairs to repair or relay the same within ten days after a copy of this resolution shall have been served on them personally, or left at their respective houses by the City Superintendent, or posted on said lots, provided they are vacant lots; and in case they fail to do so, the City Superintendent is further directed to cause the same to be repaired, or relaid, in accordance with sections 210, 211 and 212 of the City Charter. Adopted.

By Ald. Bromley—Whereas, Nearly all of the general funds of the city were overdrawn on the 6th of April last, at which time the present Common Council was organized, and,

Whereas, The extreme limit of the amount of money to be raised as provided by the City Charter for "contingent expenses," "fire department" and "support of the poor," is not, with the exercise of strict economy and a due regard for the interests of the city, more than sufficient to meet the necessary demands upon those funds during the current fiscal year, and

Whereas, The late amendments to the City Charter impose severe penalties upon every Alderman who shall knowingly vote for any resolution for the payment of money from any of the funds of the city, where such payment shall cause an overdraft of such funds. Therefore,

Resolved, That the City Treasurer be and hereby is directed to open an account to be known as "overdraft prior to April 6, 1863," and that he charge to that account \$9,652.42 and credit the same to "contingent fund." Also \$11,007.31 and credit the same to "fire department fund." Also \$1,416.63 and credit the same to "poor fund," said accounts being overdrawn

said amounts respectively, on the 6th day of April last, when all the orders drawn prior to that date shall have been presented and paid. Adopted.

FUNDS TO BE RAISED FOR THE CURRENT FISCAL YEAR.

By Ald. Bromley—Resolved, That the following sums be and the same are hereby directed to be raised; which sums are necessary to defray the contingent and other expenses of said city, namely:

| | |
|---|----------|
| For lighting the city | \$18,000 |
| For the support of the Police Department | 14,000 |
| For general contingent expenses | 15,000 |
| For the expenses of fire engines, engine houses, cisterns, reservoirs, apparatus, and preparations for preventing and extinguishing fires | 12,000 |
| For the construction and repair of streets, alleys, lanes and bridges | 10,000 |
| For the support and relief of the poor of the city | 15,000 |
| For defraying the expenses of the Board of Health | 4,000 |

And the Treasurer is hereby directed to severally credit the above amounts to the appropriate funds.

Adopted—All ayes.

FINANCE BUDGET.

By Ald. Bromley—Resolved, That the Treasurer pay as follows:

| | |
|--|-------|
| CONTINGENT FUND. | |
| David McKay, assessor, 1 month services | 83 33 |
| F. Dana, " " " " | 83 33 |
| Jared Coleman, " " " " | 83 33 |
| F. Lockhart, watching City Hall, 2 months | 50 09 |
| F. Lockhart, expenses in receiving 13th Regim't | 4 43 |
| Roch. Union Gray's, do | 48 00 |
| J. P. Morris, services do do | 18 50 |
| Jas. Palmer, do do do | 8 42 |
| W. S. Thompson, do do do | 9 45 |
| W. Wadsworth, do do do | 6 31 |
| Reception Com., do do do | 7 68 |
| M. J. Monroe, do do do | 16 38 |
| J. Howe, do do do | 3 40 |
| Isaac Ashley & Co., do do do | 35 40 |
| E. M. Denio, do do do | 18 45 |
| F. Van Dorn, do do do | 12 00 |
| C. S. Benjamin, do do do | 15 85 |
| Moore & Cole, do do do | 10 00 |
| H. Hebing, do do do | 19 33 |
| N. F. Hilton, disbursements | 4 35 |
| Sam'l Aldrich, ice | 16 00 |
| John Harper, hack hire | 2 50 |
| Thos. Knowles, do | 2 50 |
| W. Carroll, do | 2 50 |
| Wm. Whitt, do | 2 50 |
| Jos. Cochrane, for recording papers, &c., for city | 22 36 |

And charge Contingent Fund.

POLICE FUND.

| | |
|--------------------------------------|----------|
| P. E. Sheridan, 27 days as policeman | \$ 43 80 |
| E. E. Williams 6 do | 8 80 |
| A. W. VanSlyck 16 do | 26 66 |
| W. J. Rogers 30 do | 48 80 |
| P. Holleran, 24 do | 40 80 |
| R. L. Swift 30 do | 48 80 |
| W. H. Harvey 30 do | 48 80 |
| Alexr. McLean, 30 do | 48 80 |
| D. O'Reagan 30 do | 48 80 |
| U. Schmoeker 30 do | 48 80 |
| Charles Young 30 do | 48 80 |
| W. H. Noyes 30 do | 48 80 |
| A. J. Waterman 6 do | 8 80 |
| C. Supenor 6 do | 8 80 |
| E. Schooley, 24 do | 40 00 |
| J. Purcell, 21 do | 35 00 |
| M. Hyland 30 do | 48 80 |
| Jacob Frank 30 do | 43 80 |
| J. McCruden, 6 do | 8 80 |
| A. H. Waterman 30 do | 48 80 |
| Sam'l. Brown 30 do | 48 80 |
| Michl. Tierney 30 do | 48 80 |
| P. Rooney, 24 do | 40 00 |
| Wm. Rogers 32 do | 48 80 |
| Peter Yost 30 do | 48 80 |
| John Barry, 23 do | 38 34 |
| Michael Wolf 24 do | 40 80 |
| J. Flaherty, 30 do | 39 84 |
| Chas. T. Squires 30 do | 48 80 |
| F. F. Marsluff 30 do | 48 80 |
| Thos. G. Hopkins 6 do | 8 80 |
| M. O'Connors 6 do | 8 80 |

| | |
|-------------------------------------|-------|
| J. Parshall, 30 days, half pay..... | 24 40 |
| J. Cullen do do..... | 24 40 |
| M. Butler 6 do do..... | 4 40 |
| William Mudgett, disbursements..... | 46 84 |
| And charge Police Fund. | |

FIRE DEPARTMENT FUND.

| | |
|--|-------|
| <i>Steamer No. 1.</i> | |
| Gordon McCraeken, engineer, salary 1 month.... | 50 00 |
| Marvin Whipple, driver, " 1 do..... | 30 00 |
| J. Klingenstein, do " 1 do..... | 30 00 |

| | |
|---|-------|
| <i>Steamer No. 2.</i> | |
| George W. Carr, engineer, salary 1 month..... | 50 00 |
| Anthony Kasal, driver, " 1 do..... | 30 00 |
| Orrin Blackman, do " 1 do..... | 30 00 |

| | |
|--|-------|
| <i>Steamer No. 3.</i> | |
| John A. McKinney, engineer, salary 1 month. | 50 00 |
| A. McNeiss, driver, " 1 do..... | 30 00 |
| Law S. Gibson, do " 1 do..... | 30 00 |

| | |
|---|-------|
| <i>Steamer No. 4.</i> | |
| Joseph P. Foreman, Engineer, salary 1 month.... | 50 00 |
| James Sneider, driver, " do..... | 30 00 |
| Thos. Galvin, do " do..... | 30 00 |

HOSE DEPOT.

| | |
|---|---------|
| Richd. Gilbert, Supt. Hose Depot, salary one month..... | 58 38 |
| O. L. Angevine, paid sundry bills for repairs to steam fire engines, horse feed, coal, wood, and other supplies, as per vouchers herewith,..... | 246 53 |
| Treasurers of Engine Co's. No. 5, and 8, appropriation to April 15, \$14.53 each..... | 29 16 |
| Foreman of Engine Co. No. 7, appropriation to April 15..... | 14 58 |
| Treasurer of Hose Co. No. 2, appropriation to April 14..... | 10 41 |
| Treasurer of Engine Co. No. 6, appropriation to April 15, assigned by Treasurer to W. Bayer | 10 41 |
| D. A. Woodbury & Co., bill repairs for Steamer No. 3..... | \$ 9 05 |
| R. Truesdell, horse shoeing, etc..... | 8 44 |
| Alling & Bros., leather..... | 5 33 |
| J. S. Terry & Co., fixtures stores, Protectives..... | 3 73 |
| J. H. Kelly & Co., lanterns, lamps, etc..... | 115 76 |
| N. B. Phelps, hardware..... | 22 08 |
| I. S. Waring, horseshire Hook and Ladder No. 2..... | 3 00 |
| C. Gilbert, sundries per bill..... | 3 68 |
| G. N. Deming, 1 ton coal engine house No. 2..... | 7 75 |
| And charge Fire Department Fund. | |

POOR FUND.

| | |
|-------------------------------------|----------|
| James Gallery, for coal..... | \$198 00 |
| Mrs. Cleminson, keeping papers..... | 23 13 |
| C. F. Hall, for wood..... | 168 75 |
| And charge Poor Fund. | |

BOARD OF HEALTH FUND.

| | |
|----------------------------------|--------|
| Samuel Stoddard, hack hire..... | \$2 00 |
| And charge Board of Health Fund. | |

IMPROVEMENT FUNDS.

Also, when there are funds applicable, as follows:

| | |
|--|---------|
| H. B. Knapp, disbursements on West avenue..... | \$85 69 |
| And charge that Fund. | |

| | |
|---|---------|
| A. Wood, disbursements on North street..... | \$36 50 |
| And charge that Fund. | |

| | |
|---|---------|
| Henry E. White, disbursements on Plymouth av..... | \$60 00 |
| And charge that Fund. | |

Adopted, all ayes.

By Ald. Hoffman—Resolved, That the Fire Department Committee be and are hereby authorized to advertise in the daily papers in this city and to procure circulars to be printed and circulated, offering for sale all the Hand Engines and other fire apparatus owned by the city and not now in use by the department, and to sell the same as in their judgment will be for the best interest of the city. Adopted.

By Ald. D. D. T. Moore—Resolved, That the City Treasurer pay Perkin's Band \$15, and Newman's Band an equal amount, for services during the reception of the Thirteenth Regiment, and charge the same to Contingent Fund.

Adopted, all ayes.
Adjourned.

C. N. SIMMONS, Clerk.

In Common Council--May 19th, 1863.

REGULAR MEETING.

Present—Aldermen Cram, Darling, Rowley, Buell, D. D. T. Moore, St. John, Bromley Hoffman, O'Maley, H. G. Moore, Upton,, Warner, Palmer, Chapman, Sidler, Flynn, Hebing, McQuatters.

Absent—Aldermen Spencer, Darrow, Fish, Mordoff, Warren, and Ernst.

On motion of Ald. Buell Ald. Rowley was called to the Chair.

The minutes of the last meeting were approved.

PETITIONS AND CLAIMS.

By Ald. Cram—Bills of W. D. Oviatt and Street Superintendent; referred to the Street Committee.

By Ald. Darling—Petition of C. W. Gear; referred to the Grievance Committee.

Ald. Buell presented a petition from the Union, Commercial and Flour City Banks, which, on his motion, were referred to the Law and Finance Committee. Also, the petition of John Keers for damages sustained by falling into a sewer, corner of Buffalo and High streets; referred to the Law Committee.

By Ald. Hebing—Petitions of E. Coleman, F. Sprague, A. Cram, F. Pemple, W. Witherspoon and R. D. Howell; Committee on Wooden Buildings. Bill of M. Burns; Contingent Expense Committee.

By Ald. St. John—Bills of J. Anderson, J. S. Wadsworth, Geo. A. Sidler, O'Brien & Co., G. N. Deming & Co., J. Howe, C. H. Eletson, and Industrial School; Poor Committee.

By Ald. Palmer—Estimate of G. S. Copeland; Sewer Committee.

By Ald. Bromley—Bill of W. Wood; Finance Committee. Bill of M. Decker; Park Committee.

By Ald. Flynn—Bills of the Rochester Gas Co.; Lamp Committee. Petition of the inhabitants of 11th Ward for gas; Lamp Committee.

REPORTS.

Ald. St. John, from the Poor Committee, reported in favor of the bills of the Industrial School, G. H. Eletson, J. Rowe, G. N. Deming & Co., O'Brien, G. A. Sidler, J. S. Wadsworth and Jacob Anderson; Finance Committee.

Ald. Palmer, reported in favor of the estimate of G. S. Copeland.

Ald. Flynn reported in favor of the bills of the Rochester Gas Co.; Finance Committee.

Ald Hebing reported in favor of the petitions of R. D. Howell, F. Pempel, W. Witherspoon, A. Cram, F. Sprague and E. Coleman.

Ald. Cram, from the Street Committee, reported in favor of the bill of W. D. Oviatt and Street Superintendent; Finance Committee.

Ald. Hoffman, from the Fire Department Committee, presented the following

REPORT ON P. QUINN'S CLAIM:

To the Hon. the Mayor and Common Council:

GENTLEMEN—Your Committee, to whom was referred the communication of Patrick Quinn in relation to the well on his premises, next north of Engine House No. 3, on State state, would most respectfully report.

That your Committee are advised and believe that no substance emanating from the stable in said Engine House, can in any possible way injure the water in the well owned by Mr.

Quinn, the ground under the stable, your Committee are advised, is thoroughly cemented with water-lime cement, and in such a manner that it would be next to an impossibility for any matter from the stable to get to the ground, and the cementing is so arranged as to carry off all sediment from the stable into a sewer made perfectly tight, and composed of 8-inch Ohio tile, which sewer was built at a cost to the city of near \$100, for the sole purpose of obviating the difficulty complained of. If such well is injured it must be by the surface drainage from the manure in the rear of said stable, which manure was put there by Mr. Quinn's consent, and the box built for holding the same, was constructed by his orders, he having the privilege of taking said manure away; therefore,

Your Committee cannot conceive that the city is in any manner liable to Mr. Quinn for the injury complained of.

All of which they most respectfully submit.

J. HOFFMAN,
H. G. MOORE,

Committee on Fire Department.

Rochester, May 19, 1863.

On motion of Ald. Hoffman the report was adopted.

COMMUNICATIONS FROM CITY OFFICERS.

The Clerk presented the following communication from His Honor Mayor Bradstreet:

MAYOR'S OFFICE, Rochester, }
May 19th, 1863. }

To the Common Council:

GENTLEMEN—I beg to call your attention to the call by a large number of Members of Congress, for a "Ship Canal Convention," to be held in Chicago, on the first Tuesday of June next.

The future prosperity of Rochester, no less than the commercial interests of the entire State, I conceive to be largely at stake, in the enterprise contemplated. I would suggest that the Board take steps for the appointment of delegates to represent our city in that Convention, the call for which reads as follows:

Regarding the enlargement of the Canals between the Valley of the Mississippi and the Atlantic as of great national, commercial and military importance, and as tending to promote the development, prosperity and unity of our whole country, we invite a meeting of all those interested in the subject at Chicago, on the first Tuesday in June next. We especially ask the cooperation and aid of the Boards of Trade, Chambers of Commerce, Agricultural Societies and business association of the country.

WASHINGTON, March 2, 1863.

N. C. BRADSTREET, Mayor.

Table.

The Clerk presented the following

COMMUNICATION RELATING TO SCHOOL MONEYS:
To the Honorable the Mayor and Common Council of the City of Rochester:

Herewith please find the estimated amount of moneys necessary to be raised by assessment for the maintenance of our public schools during the current year, as required by law to be reported to your honorable body by the Board of Education, as per the following resolution passed by the Board of Education:

Resolved, That this Board does hereby determine and certify to the Comr on Council in its opinion the sums necessary and proper to be

raised in accordance with the provisions of our City Charter, for the maintenance of our public schools during the ensuing year, to be as follows:

| | |
|--|-------------|
| First, To build school houses, and the purchase of sites..... | \$ 6,000 00 |
| Second, To lease, alter, improve and repair school houses..... | 3,000 00 |
| Third, To pay the wages of teachers and defray contingent expenses.... | 33,916 70 |

In regard to the third item it will be recollected that the honorable Council of last year prepared an amendment to the Charter restricting the school age to those between the ages of five and sixteen years, and providing that a sum not exceeding \$2.50 for each of such persons, might be raised to meet the necessary current expenses chargeable to that fund.

This amendment so fully discussed and agreed upon, was forwarded by Ald. Williams to the Legislature, and passed the Assembly in form, but unfortunately, was so mutilated in the Senate as to entirely defeat the end proposed.

On the last day of December, 1862, the number of children resident of this city, between the ages of five and sixteen years, was 13,786.—According to the last amendment only \$2 for each of such persons can be levied for this fund, amounting to \$27,572.00, leaving the fund short in the sum of \$5,344.70.

If this deficit cannot in some manner be provided for, no alternative remains but that of discontinuing the schools a portion of the long established school year, which it is believed your honorable body will not permit to be done.

We, therefore, respectfully request that you cause to be raised for this fund the full amount required—\$33,916,76—in such manner as you shall think fit.

Very respectfully,

DANIEL HOLBROOK,
Supt. Common Schools.

On motion of Ald. Buell, referred to the Committee on Schools.

Ald. Hebing presented the following

SURVEYOR'S REPORT ON THE LINES OF MUNGER STREET:

To the Hon. the Mayor and Common Council of the City of Rochester:

In compliance with a resolution passed by your honorable body, April 14th, 1863, in relation to Munger street, from the corner of Bond street to Cayuga street, I would report that I have determined the lines, and estimated the cost to grade the same at one hundred and forty dollars.

DANIEL RICHMOND,
Rochester, April 5, 1863. City Surveyor.

Adopted.

ORDINANCES.

Ald. H. G. Moore submitted the following, and moved its adoption.

AN ORDINANCE TO REGULATE THE BURIAL OF THE DEAD, AND FOR THE PROTECTION OF MT. HOPE CEMETERY:

The Common Council of the City of Rochester do Ordain as follows:

Section 1. No person shall bury or inter, or aid or assist in burying any dead human body within the city of Rochester, except in Mount Hope cemetery, or in St. Joseph's cemetery, in said city, under the penalty of TWENTY DOLLARS for each offence.

§ 2. Mount Hope cemetery, and all the grounds and property belonging thereto, shall be under the care and control of the board of superintendents, who shall regulate the sales and prices of lots therein, and make such general regulations for the cemetery as they may deem proper, not inconsistent with the ordinances of the Common Council.

§ 3. All moneys now due for lots which have been sold and not paid for, or which may be sold hereafter, shall be paid to the City Comptroller or Treasurer of the Board of Superintendents, who shall give his receipt for the same, specifying the number of the lot sold, and the price paid therefor. And it shall not be lawful to make an interment on any lot until the same shall be paid for.

§ 4. The City Clerk, on the presentation of the Comptroller's receipt, shall make out a deed for the lot named therein, and shall enter, in a book kept for that purpose, the date of the deed, and description and price of the lot, and to whom sold; the Mayor may then execute such deed, and the City Clerk shall affix the corporate seal of the city thereto.

§ 5. No person shall dig any grave, put up any fence, gravestone, or boards at graves, or make any erections, or dig up any sod in said cemetery, except under the direction of the Superintendents, or their agent, under the penalty of ten dollars for each offence.

§ 6. No person shall wilfully destroy, mutilate, write upon, soil, deface, injure, or remove any tomb, monument or gravestone, stake, board, or other structure placed in the cemetery aforesaid, or any fence, railing, or other work for the protection or ornament of the said cemetery, or of any tomb, monument, or gravestone, or other structure aforesaid; or of any lot within the cemetery aforesaid, except under the direction of the Superintendents or their agent, under the penalty of twenty-five dollars for each offence.

§ 7. No person or persons shall wantonly or wilfully remove, cut, break, or in any manner injure or destroy any tree, shrub, or plant, or pick, crush or gather, or in any manner injure or destroy any flower, either wild or cultivated, or any herbage, or the fruit or produce of any such tree, shrub or plant, within the said cemetery, under the penalty of ten dollars for each offence.

§ 8. No person or persons shall excavate any earth, or alter the grade of any lot or lots, walk or walks, in the said cemetery, or remove any earth therefrom, or cut or remove any tree, except by consent or under the direction of the Superintendents, under the penalty of ten dollars for each offender.

§ 9. No person or persons shall drive or cause to be driven into or on said cemetery, any vehicle in any part thereof, except in the road or path made for that purpose, with more than two horses attached thereto, nor shall drive any horse faster than on a walk, nor shall leave any horse or vehicle standing in any road or path in the said cemetery, so as to hinder or obstruct the free passage of any person or persons on said road or path, nor fasten or cause to be fastened any horse in said cemetery, at any other place than at the posts provided for that purpose, nor leave any horse unfastened therein, under the penalty of ten dollars for each offence.

§ 10. No person or persons shall discharge any fire-arms in the said cemetery, or in any other place within the city of Rochester, with the intent that the contents thereof shall enter the said cemetery, under the penalty of ten dollars for each offence.

§ 11. No person or persons shall deposit, or cause to be deposited, any filth, or unclean or offensive substance in the said cemetery, under the penalty of ten dollars for each offence.

§ 12. No person shall catch, wound or kill any bird nor remove or disturb any bird's nest or eggs therein, in the said cemetery, under the penalty of ten dollars for each offence.

§ 13. No person or persons shall be permitted to take into or use, in said cemetery, any spirituous or intoxicating liquors; nor suffer or permit his or her dog to run at large in said cemetery; nor suffer or permit his or her horse to be left by the driver unfastened, under a penalty of ten dollars for each offence.

§ 14. The board of superintendents shall prescribe the duties, and regulate the fees of the sextons or undertakers, who shall cause interments to be made in said cemetery; and also such rules as they shall deem proper, concerning visitors to said cemetery, not being allowed in any case to charge a fee to visitors.

§ 15. The Superintendents of said cemetery may employ such agents and laborers as they may deem proper, and regulate their compensation and services. And they shall at the expiration of every three months, file in the City Clerk's office a written report, showing the amount received for lots sold, and the amount expended by them for improvements and incidental expenses during the preceding three months.

§ 16. It shall be the duty of the keeper of Mount Hope Cemetery to keep a book in which shall be accurately entered the names, ages and places of residence at the time of their decease, of all persons who may be interred in said cemetery, together with the disease or cause by which such persons died, and shall report in writing, at the first regular meeting of the Common Council, in each and every month, the number of persons interred in said cemetery during the preceding month, together with the said particulars in regard to such interments.

§ 17. Every sexton, undertaker, or such person who shall officiate at burials in said city, shall keep a like book, and shall make the like entries therein of all the persons severally at whose funerals they shall have officiated in said city, and shall, at the times above specified, make their like written reports to the city clerk, as to all the funerals which they shall have attended during the preceding month. Every person violating the provisions of this section, shall forfeit and pay a penalty of twenty dollars.

§ 18. No person shall drive any animal at large, or cause the same to be driven, or suffer his or her animal to run or be at large in any of the cemeteries within the said city, under the penalty of ten dollars for each offence.

§ 19. No person shall injure or remove the fence or any portion thereof surrounding either of the public cemeteries within the said city, under the penalty of ten dollars for each offence.

§ 20. Upon the recovery of a judgment for a violation of any of the provisions of this ordinance, an execution shall be issued, directing

the amount to be made of the property of the defendant, if any such can be found; and if not, then to commit the defendant to the county workhouse for the period of thirty days.

Adopted as follows:

Yeas—Ald. Cram, Darling, Buell, D. D. T. Moore, Bromley, Hoffman, O'Maley, H. G. Moore, Upton, Warner, Palmer, Chapman, Sidler, Flynn, Hebing, McQuatters—16.

Ald. H. G. Moore submitted the following, and moved its adoption:

AN ORDINANCE TO REGULATE THE COVERING OF CISTERNS, &C.

The Common Council of the City of Rochester do Ordain as follows:

SEC. 1. No owner or occupant of any lot in the corporate limits of the city of Rochester, shall have on his premises any cistern, tank, hogshead, or barrel, for the holding of water, unless such cistern, tank, hogshead or barrel, shall be suitably covered with timber, plank or boards, of suitable thickness to protect life, under a penalty of five dollars.

§ 2. No owner or occupant of any lot shall hereafter cause to be built, or have on his premises, any such sistern, tank, hogshead or barrel, for the holding of water, unless the same shall be covered as required by section 1, under a penalty of ten dollars.

§ 3. No owner or occupant of any lot, having such sistern, tank, hogshead or barrel, for the use mentioned in sections 1 and 2, shall have in such cover any trap or sliding door, under penalty of ten dollars.

§ 4. Every cistern, tank, hogshead or barrel, for the purpose heretofore designated, now in use, or hereafter to be built, shall be supplied with a good and suitable pump, or a curb not less than two feet high, with a proper lid. Any person violating the provisions of this section shall be liable to a fine of five dollars for every neglect, after having been duly notified in the form and manner hereafter to be described.

§ 5. It shall be the duty of any and all persons designated as Health Inspectors, appointed either by the Board of Health, or the Mayor and Common Council of the city of Rochester, to examine all premises, and notify any person violating either or all of the provisions of this ordinance, to comply with the same, and if they fail or neglect to do so, to report the facts and names of the persons so doing, to the City Attorney, who shall proceed against the same in the same way and manner as for the violation of any of the penal ordinances of this city; and any alderman, policeman or city superintendent may notify any person violating any or all of the provisions of this ordinance, to comply with the same, which notice shall be as imperative as if done by the Health Inspectors described above. Adopted as follows:

Yeas—Cram, Darling, Buell, D. D. T. Moore, Bromley, Hoffman, O'Maley, H. G. Moore, Upton, Warner, Palmer, Chapman, Sidler, Flynn, Hebing, McQuatters.

Ald. H. G. Moore submitted the following and moved its adoption:

AN ORDINANCE TO REGULATE WEIGHTS AND MEASURES.

The Common Council of the City of Rochester do Ordain as follows:

SEC. 1.—Every merchant, retailer, trader, or dealer in merchandise or other property, which is sold by measure or weight, residing or deal-

ing, or trading in the city of Rochester, shall cause the weights and measures used by him or her, to be sealed and marked by the city sealer; and if any such merchant, retailer, trader or dealer, shall use any weight or measure for weighing or measuring any article for purchase or sale in said city, which shall not be sealed as herein provided, he or she shall forfeit and pay a penalty of five dollars for each offence.

§ 2. All weights and measures sealed by the said city sealer, shall be made to conform to the standard of the state, and shall be marked by him.

§ 3. It shall be the duty of the City Sealer, and he is hereby authorized to inspect and examine, at least once in every six months hereafter, and as much oftener as he thinks proper, all weights and measures used by any merchant, retailer, trader or dealer aforesaid for weighing or measuring. Such weights and measures shall be inspected at the place or places where the same are kept for use; but if such weights and measures shall be found not conformable to the standard aforesaid, they shall be sent by the owner or owners thereof to such place in said city as the Sealer shall direct, for the purpose of being sealed, within three days after such owner or owners shall be required to do so by the said Sealer. If any such merchant, retailer, trader or dealer shall refuse to exhibit any such weights and measures to the said Sealer, when required so to do by him, or in any manner obstruct such Sealer in the performance of the duties hereby enjoined upon him; or if any such merchant, retailer, trader or dealer, shall refuse or neglect to send any such weights or measures for the purpose of being sealed as aforesaid, within the time and to the place aforesaid, he or she shall forfeit and pay a penalty of ten dollars for each offence.

§ 4. It shall be the duty of the City Sealer to make a register of all the weights and measures inspected and examined by him, in which he shall state the name of the owner or owners of the same, and whether they are conformable to the standard of this State, and to deliver a copy of such register to the Clerk of said city; and it shall be the duty also of said Sealer to report to the Common Council the names of all owners whose weights and measures are incorrect, or who shall neglect or refuse to have their weights or measures sealed and marked.

Adopted as follows:

Yeas—Ald. Cram, Darling, Buell, D. D. T. Moore, Bromley, Hoffman, O'Maley, H. G. Moore, Upton, Warner, Palmer, Chapman, Sidler, Flynn, Hebing, McQuatters.

Nays—None.

SEWER IN ALEXANDER STREET.

By Ald. Palmer—Resolved. That the City Surveyor ascertain and report to this Board the expense of constructing a stone sewer 2 feet by 2 feet in Alexander st., from the lateral sewer in front of No. 48 in the Bixby Tract, to East Avenue, and in East Avenue, from Alexander street to the outlet sewer in Lawrence street.

Adopted. The Surveyor submitted such estimate at \$4,000.

By Ald. Palmer—Resolved. That the following improvement is expedient, viz:

The construction of a stone sewer two feet square in Alexander street, from the lateral sewer in front of lot No. 48 in the Bixby Tract, to East Avenue, and in East Avenue, from Alexander street to the outlet sewer in Lawrence street.

And whereas, The City Surveyor, under the direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$4,000, which estimate is hereby approved.

Resolved, further, That the following portion of said city is deemed benefited and proper to be assessed for the whole expense thereof, namely:

One tier of lots on each side of Alexander street, from the lateral sewer in front of lot No. 48 in the Bixby Tract, to East Avenue, and one tier of lots on each side of East Avenue, from Alexander street to Lawrence street, except lot No. 1 on the corner of Alexander street.

And further Resolved, That the tax-payers to be assessed for making such improvement may, by paying interest as hereinafter provided, on the amount assessed to them individually, pay their assessments in three equal payments as follows: One-third of the amount assessed within three months after the confirmation of the assessment roll, without interest; one-third of the amount, with interest at the rate of seven per cent. per annum, within one year from the confirmation of said roll; and the remaining one-third, with interest at the same rate, within two years from the confirmation of such roll.

And the Clerk is hereby directed to publish notice in pursuance of section 165 of the City Charter, that all persons interested in the subject matter of said improvement are required to attend the Common Council on Tuesday evening, June the 2d, 1863, at half-past seven o'clock, at the Common Council Hall, when allegations will be heard.

Adopted.

SOUTH FITZBUGH STREET IMPROVEMENT.

By Ald. Warner—Resolved, That the City Surveyor ascertain and report to this Board the expense of improving South Fitzbush street, from the south end of the present cobble stone pavement to Lafayette street, by setting a curb of Medina stone upon each side, paving the roadway with cobble stone, and constructing a brick sidewalk upon each side of the street.

Adopted.

The Surveyor submitted such estimate at \$2,220.

By Ald. Warner—Resolved, That the following improvement is expedient, viz:

Setting a curb of Medina stone upon each side of South Fitzbush street, paving the roadway thirty feet wide with cobble stone, and constructing a sidewalk of brick nine feet wide on each side of the street, from the south end of the present cobble stone roadway to Lafayette street.

And whereas, The City Surveyor, under the direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$2,220, which estimate is hereby approved.

Resolved, further, That the following portion of said city is deemed benefited and proper to be assessed for the whole expense thereof, namely: "One tier of lots on each side of South Fitzbush street, from the south end of the present cobble stone roadway to Lafayette street.

And further Resolved, That the tax-payers to be assessed for making such improvement may, by paying interest as hereinafter provided, on the amount assessed to them individually, pay their assessments in three equal payments, as follows: One-third of the amount assessed within three months after the confirmation of the assessment roll, without interest; one-third of the amount, with interest, at the rate of seven per cent. per annum, within one year from the confirmation of said roll; and the remaining one-third, with interest, at the same rate, within two years from the confirmation of such roll.

And the Clerk is hereby directed to publish notice in pursuance of section 165 of the City Charter, that all persons interested in the subject matter of said improvement, are required to attend the Common Council on Tuesday evening, June the 2d, 1863, at half-past seven o'clock, at the Common Council Hall, when allegations will be heard. Adopted.

FLAG WALK ON THE WEST SIDE OF SOUTH ST. PAUL ST.

By Ald. Warner—Resolved, That the City Surveyor ascertain and report to this Board the expense of constructing a flag sidewalk, five feet wide, laid in two courses, on the west side of South St. Paul street, from a point 268 feet south of Main street to the Canal bridge, and graveling the sides to the curb stone and the line of the street. Adopted.

The Surveyor submitted such estimate at \$2,940.

By Ald. Warner—Resolved, That the following improvement is expedient, viz: The construction of a flag sidewalk, five feet wide, laid in two courses, upon the west side of South St. Paul street, from a point 268 feet south of Main street to the Canal bridge, with six inches in depth of gravel upon each side of the flagging.

And Whereas, The City Surveyor, under the direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$2,940, which estimate is hereby approved.

Resolved, further, That the following portion of said city is deemed benefited and proper to be assessed for the whole expense thereof, viz: "One tier of lots on the west side of South St. Paul street from a point 268 feet south of Main street to the Canal bridge.

And further, Resolved, That the tax-payers to be assessed for making such improvement may, by paying interest, as hereinafter provided, on the amount assessed to them individually, pay their assessments in three equal payments, as follows: One-third of the amount assessed within three months after the confirmation of the assess-

ment roll, without interest; one-third of the amount, with interest at the rate of seven per cent. per annum, within one year from the confirmation of said roll; and the remaining one-third, with interest at the same rate, within two years from the confirmation of such roll.

And the Clerk is hereby directed to publish notice in pursuance of section 165 of the City Charter, that all persons interested in the subject matter of said improvement, are required to attend the Common Council on Tuesday evening, June the 2d, 1863, at half-past seven o'clock, at the Common Council Hall, when allegations will be heard. Adopted.

PANK WALK ON FORD STREET.

By Ald. Warner—Resolved, That the City Surveyor ascertain and report to this Board the expense of the improvement of Ford street, from a point 84 feet north of the north line of West Avenue to the Erie Canal bridge and from the Canal bridge to Hill street, by constructing a plank sidewalk, four feet eight inches wide, on the east side thereof. Adopted.

The Surveyor submitted such estimate at \$168.

By Ald. Warner—Resolved, That the following improvement is expedient, viz: The construction of a plank sidewalk, four feet eight inches wide, on the east side of Ford street, from a point 84 feet north of the north line of West Avenue to the Erie Canal bridge, and from the Canal bridge to Hill street.

And whereas, The City Surveyor, under the direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$168.00, which estimate is hereby approved.

Resolved, further, That the following portion of said city is deemed benefited and proper to be assessed for the whole expense thereof, namely: "One tier of lots on the east side of Ford street, from a point 84 feet north of the north line of West Avenue to the Erie canal, and from the Erie canal to Hill street.

And the Clerk is hereby directed to publish notice in pursuance of section 165 of the City Charter, that all persons interested in the subject matter of said improvement, are required to attend the Common Council on Tuesday evening, June the 2d, 1863, at half-past 7 o'clock, at the Common Council Hall, when allegations will be heard. Adopted.

RESERVOIR IN CLINTON STREET.

By Ald. Hoffman—Resolved, That the City Surveyor ascertain and report to this Board the expense of constructing a reservoir in Clinton st., about 300 feet south of Kelley st. Adopted.

The Surveyor submitted such estimate at \$800.00.

By Ald. Hoffman—Resolved, That the following improvement is expedient, viz: the construction of a reservoir in Clinton st., about 300 feet south of Kelley st.

And Whereas, The City Surveyor, under the direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$800.00, which estimate is hereby approved.

Resolved, further, That the following portion of said city is deemed benefited and proper to be assessed for the whole expense thereof, namely:

Beginning in Clinton st. at a point in line with the south line of lot A in the Staples Tract; thence east on the south line of said lot, and said line continued, to Joiner st.; thence north along Joiner st., including one tier of lots on the east side thereof to Kelley st.; thence east along Kelley st. to a point in line with the east line of lot No. 27 in the McDonald Tract; thence north in a direct line to the north east corner of said lot No. 27; thence west along McDonald Avenue to a point in line with the east lines of lots No. 9 and 35 in the Opp Tract; thence northerly in a direct line to the north east corner of lot No. 35 in the Opp Tract; thence westerly on the north line of lots 35, 34, 33, 32, 31, 29 and 28 in said tract to Clinton st.; thence westerly in a direct line to the north west corner of lot No. 9 in the east side of Cole st.; thence southerly along Cole st., including one tier of lots on the west side thereof to Gorham st.; thence westerly along Gorham st. to the west line of lot No. 25 in the Gorham Tract; thence southerly along the west line of said lot No. 25 and said line continued to Hand st.; thence south westerly along Hand st., including one tier of lots on the north side thereof to Emmet st.; thence easterly along Emmet st. to Ward st.; thence easterly along Ward to Clinton st.; thence southerly along Clinton st., including one tier of lots on the west side thereof to the place of beginning.

And the Clerk is hereby directed to publish notice in pursuance of section 165 of the City Charter, that all persons interested in the subject matter of said improvement, are required to attend the Common Council on Tuesday evening, June the 2d, 1863, at half-past seven o'clock, at the Common Council Hall, when allegations will be heard. Adopted.

SEWER IN ST. JOSEPH ST.

On motion of Ald. Palmer the Board proceeded to hear allegations in relation to the improvement described in the ordinance below:

No person appearing to make allegations,

Ald. Palmer submitted the following:

Having been requested by a petition signed by a majority of the owners to be assessed for the following improvement:

The Common Council of the City of Rochester do ordain and determine as follows: a stone sewer two feet square shall be constructed in St. Joseph st. from a point twenty feet south of Catharine st. to the Nassau and St. Joseph st. sewer.

And the whole expense shall be defrayed by an assessment upon the owners and occupants of houses and lands to be benefited thereby, and the City Surveyor, under the direction of this Board, having made an estimate of such expense and reported the same at \$2,020, 00, which estimate was and is hereby approved; the sum of \$2,020, 00, being the whole amount of the estimate aforesaid, shall be assessed on such owners and occupants. And the portion of said city which said Common Council deem will be benefited by said improvement is described as follows:

"One tier of lots on each side of St. Joseph st. from Catharine st. to Nassau st." on which above described portion of the city the sum of \$2,020, 00 is hereby ordered to be assessed.

And the tax-payers to be assessed for making such improvement, may, by paying interest, as hereinafter provided, on the amount assessed to them individually, pay their assessments in three equal payments, as follows: One-third of the amount assessed within three months after the confirmation of the assessment roll, without interest; one-third of the amount, with interest at the rate of seven per cent. per annum within one year from the confirmation of said roll; and the remaining one-third, with interest at the same rate, within two years from the confirmation of such roll.

And David McKay, Francis Dana and Jared Coleman, the assessors of said city, not interested in any of the property so benefited, and not of kin to any person so interested, are hereby designated and directed to make an assessment upon all the owners and occupants of lands and houses within the portion or part of said city so designated, of the said amount of expense, in proportion, as nearly as may be, to the advantage which each shall be deemed to acquire by the making of such improvement; and said assessors are hereby notified to meet for this purpose, on Saturday, the 23d day of May, 1883, at nine o'clock in the forenoon, at the office of the City Clerk.

Passed by the following vote:

Yeas—Ald. Cram, Darling, Buell, D. D. T. Moore, Bromley, Hoffman, O'Maley, H. G. Moore, Upton, Warner, Palmer, Chapman, Sidler, Flynn, Hebing, McQuatters—16.

SEWER IN CLINTON STREET.

On motion of Ald. Palmer the Board proceeded to hear allegations in relation to the improvement described in the ordinance below.

No persons appearing to make allegations,

Ald. Palmer submitted the following:

An ordinance to construct a sewer in Clinton street. Having been requested by a petition signed by a majority of the owners of property to be assessed for the following improvement,

The Common Council of the City of Rochester do ordain and determine as follows: A stone sewer 18 inches by two feet shall be constructed in Clinton street, from the north line of lot No. 1, in the Ringleston Tract, on the west side of Clinton street, to the Railroad sewer.

And the whole expense shall be defrayed by an assessment upon the owners and occupants of houses and lands to be benefited thereby, and the City Surveyor, under the direction of this Board, having made an estimate of such expense and reported the same at \$2,025, which estimate was and is hereby approved, the sum of \$2,025, being the whole amount of the estimate aforesaid, shall be assessed on such owners and occupants. And the portion of said city which said Common Council deem will be benefited by said improvement is described as follows:

"One tier of lots on each side of Clinton street from the north line of lot No. 1 in the Ringleston Tract, on the west side of Clinton street, to the New York Central Railroad," on which above described portion of the city the said sum of \$2,025 is hereby ordered to be assessed.

And the tax-payers to be assessed for making such improvement, may, by paying interest, as hereinafter provided, on the amount assessed to them individually, pay their assessments in three equal payments, as follows: One-third of the amount assessed within three months after the confirmation of the assessment roll, without interest; one-third of the amount, with interest at the rate of seven per cent. per annum, within one year from the confirmation of said roll; and the remaining one-third, with interest at the same rate, within two years from the confirmation of such roll.

And David McKay, Francis Dana and Jared Coleman, the assessors of said city, not interested in any of the property so benefited, and not of kin to any person so interested, are hereby designated and directed to make an assessment upon all the owners and occupants of lands and houses within the portion or part of said city so desig-

nated, of the said amount of expense, in proportion, as nearly as may be, to the advantage which each shall be deemed to acquire by the making of said improvement; and said assessors are hereby notified to meet for this purpose on Saturday, the 23d day of May, 1883, at nine o'clock in the forenoon, at the office of the City Clerk.

Passed by the following vote:

Yeas—Ald. Cram, Darling, Buell, D. D. T. Moore, Bromley, Hoffman, O'Maley, H. G. Moore, Upton, Warner, Palmer, Chapman, Sidler, Flynn, Hebing, McQuatters—16.

Ald. Warner presented the final ordinance for the following named improvements: Grading and constructing plank walks on Sandford street, from South Avenue to Mt. Hope Avenue.

Plank walk on each side of Alexander street, from the Erie Canal to Monroe street.

Grading and constructing plank walks on Grape street, from Campbell street to Magne street.

Grading and constructing plank walks on Hawkins street, from Scrantom street to Oakman street, and on Oakman street from the east line of Hawkins street to Galusha street.

And moved that the further consideration of the same be postponed until the next regular meeting, June 2d.

Motion adopted.

Ald. Hoffman presented the final ordinance for constructing a reservoir in Atwater street, near Clinton street, and moved that the further consideration of the same be postponed until the next regular meeting, June 2d.

Motion adopted.

Ald. Palmer presented the final ordinance for constructing a sewer in Romeyn, Magne, Brown, King, Allen and Canal streets, and moved that the further consideration of the same be postponed until the next regular meeting, June 2d.

Motion adopted.

ASSESSMENTS.

Ald. Warner presented the assessment roll for improving Reynolds street, from Hunter street to Bartlett street, by grading and constructing plank walks, and after an opportunity had been given for appeals to be heard, said roll was confirmed by the following vote:

Yeas—Ald. Cram, Darling, Buell, D. D. T. Moore, Bromley, Hoffman, O'Maley, H. G. Moore, Upton, Warner, Palmer, Chapman, Sidler, Flynn, Hebing, McQuatters.

Ald. Warner presented the assessment roll for improving Scio street, from Ontario street to Davis street, by grading and constructing plank walks, and after an opportunity had been given for appeals to be heard therefrom, said roll was confirmed by the following vote:

Yeas—Ald. Cram, Darling, Buell, D. D. T. Moore, Bromley, Hoffman, O'Maley, H. G. Moore, Upton, Warner, Palmer, Chapman, Sidler, Flynn, Hebing, McQuatters.

Ald. Warner presented the final ordinance for a plank walk on Munger street, from South Avenue to Mt. Hope Avenue, and after an opportunity had been given for appeals to be heard therefrom, said roll was confirmed by the following vote:

Yeas—Ald. Cram, Darling, Buell, D. D. T. Moore, Bromley, Hoffman, O'Maley, H. G. Moore, Upton, Warner, Palmer, Chapman, Sidler, Flynn, Hebing, McQuatters.

Ald. Palmer presented the assessment roll for constructing a sewer in Buffalo street, from the sewer in Front street to the west line of Fitzhugh street, and after an opportunity had been given for appeals to be heard, said roll was confirmed by the following vote:

Yeas—Ald. Cram, Darling, Buell, D. D. T. Moore, Bromley, Hoffman, O'Maley, H. G. Moore, Upton, Warner, Palmer, Chapman, Sidler, Flynn, Hebing, McQuatters—16.

Ald. Palmer presented the assessment roll for constructing a sewer in Cayuga street, from the centre of Grand street to the sewer in Nelson street; and after an opportunity had been given for appeals to be heard, said roll was confirmed by the following vote:

Yeas—Ald. Cram, Darling, Buell, D. D. T. Moore, Bromley, Hoffman, O'Maley, H. G. Moore, Upton, Warner, Palmer, Chapman, Sidler, Hebing, Flynn, McQuatters—16.

Ald. Hoffman having obtained the unanimous consent of the Board, offered the following:

Resolved, That section 7 of the ordinance relating to fires, passed May 5th, 1863, is hereby amended so as to read as follows:

§ 7. The amount of appropriation to each Hook and Ladder Company shall be \$1,000 per annum, payable quarterly to the members of the company; and the amount of appropriation to each Protective Sack and Bucket Company, and Alert Hose Company, shall be \$250 per annum, payable quarterly to the Treasurer of each company.

Adopted by the following vote:

Yeas—Ald. Cram, Darling, Buell, D. D. T. Moore, Bromley, Hoffman, O'Maley, H. G. Moore, Upton, Warner, Palmer, Chapman, Sidler, Flynn, Hebing, McQuatters—16.

Ald. Hoffman presented the assessment roll for constructing a reservoir at the intersection of New Main and Scio streets and moved that the next regular meeting June 2d be fixed when appeals therefrom will be heard.

Motion adopted.

Ald. Palmer presented the assessment roll for a sewer in Joiner street from a point thirty feet south of the south line of Kelly street to the Railroad sewer and moved that the next regular meeting June 2d, be fixed when appeals will be heard.

Motion adopted.

Ald. H. G. Moore submitted the following, and moved its adoption:

ORDINANCE RELATING TO HACKNEY COACHES AND CARRIAGES.

The Common Council of the city of Rochester do ordain as follows:

Section 6 of the ordinance relating to Hackney Coaches and Carriages is hereby amended so as to read as follows:

For attending a funeral with passengers, including charges for necessary detention and returning with passengers, two dollars and fifty cents. If the funeral is at the church there shall be an additional fee of fifty cents for carrying passengers from the house to the church. Adopted.

SEWER IN SCRANTOM STREET.

By Ald. Palmer—Resolved, That the City Surveyor ascertain and report to this Board the expense of constructing a stone sewer 18 inches by 2 feet in Scrantom street, from Clinton street to the sewer in St. Paul street. Adopted.

The Surveyor submitted such estimate at \$5,000.00.

By Ald. Palmer—Resolved, That the following improvement is expedient, viz: The construction of a stone sewer 18 inches by 2 feet, in Scrantom street, from Clinton street to the Sewer in St. Paul street.

And Whereas, The City Surveyor, under the direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$5,000.00, which estimate is hereby approved.

Resolved—further, That the following portion of said city is deemed benefited and proper to be assessed for the whole expense thereof, viz:

"One tier of lots on each side of Scrantom street, from Clinton street to St. Paul street."

And further, Resolved, That the tax-payers to be assessed for making such improvement may, by paying interest, as hereinafter provided, on the amount assessed to them individually, pay their assessments in three equal

payments, as follows: One-third of the amount assessed within three months after the confirmation of the assessment roll, without interest; one-third of the amount, with interest at the rate of seven per cent. per annum, within one year from the confirmation of said roll; and the remaining one-third, with interest at the same rate, within two years from the confirmation of such roll.

And the Clerk is hereby directed to publish notice in pursuance of section 163 of the City Charter, that all persons interested in the subject matter of said improvement, are required to attend the Common Council on Tuesday evening, June the 2d, 1863, at half-past 7 o'clock, at the Common Council Hall, when allegations will be heard. Adopted.

Ald. H. G. Moore gave notice that at the next meeting he should introduce a penal ordinance relating to Street Railroads.

EXECUTIVE.

Ald. Hebing presented the resignation of S. M. Luckey as Commissioner of Deeds, and moved its acceptance.

Motion adopted.

On motion of Ald. Hebing the Board proceeded to ballot for a Commissioner of Deeds to fill the vacancy caused by the above resignation, when

Joseph L. Luckey received.... 14 votes

Andrew Wegman " 3 "

Joseph L. Luckey was declared appointed.

MISCELLANEOUS.

Ald. Rowley presented a release from Smith and Bradley of their claim against the city, which, on motion of Ald. Bromley, was referred to the City Attorney.

By Ald. Hebing:—Resolved, that F. Sprague, E. Coleman, R. D. Howell, F. Pemple and W. Witherspoon have leave to erect and repair wooden buildings, in accordance with the prayers of their several petitions, and that Ambrose Cram have leave to remove Engine House No. 5, from Oak street to Warehouse street, all to be done under the direction of the Fire Marshal. Adopted.

By Ald. Hebing:—Resolved, that the City Treasurer pay to Martin Burns, two hundred and seventy-nine dollars and fifty cents (\$279.50,) for boarding members of the 13th Regiment, in accordance with a bill of items hereby presented, and the same be charged to Contingent Fund. Adopted—all ayes.

By Ald. Sidler:—Resolved, that Frederick Bamber have permission to remove his market from 38, corner of Spencer St. to No. 61 Lyell St. Adopted.

By Ald. Sidler:—Resolved, that Louis Bauman, have a market license granted to him, to be located at the corner of Plymouth Avenue and Clarissa streets, by his paying into the City Treasury, at the rate of seventy-five dollars per annum, quarterly in advance. Adopted.

By Ald. Palmer:—Resolved, that the City Clerk draw two orders, for the sum of one thousand dollars each, in favor of G. S. Copeland and Co., on their contract for constructing a Sewer in the New York Centaarl Railroad, one order payable in one year from the 28th of April 1863, and one payable in two years from the 28th day of April 1863, both with interest and payable to their order; and the City Treasurer is hereby authorized and directed to accept the same in behalf of the City, and charge Railroad Outlet Sewer Fund. Adopted all ayes.

By Ald. Bromley:—Resolved, that the Common Council hereby determine that \$300 for each of the following Avenues, shall be raised the present year, for the purpose of cleaning and keeping in repair said avenues or such of

them as have been permanently improved between the points indicated: North street, from Main street to the railroad; East avenue, from Main street to the city line; Monroe avenue, from Clinton street to Alexander street; Mount Hope avenue, from the Erie canal to Mount Hope cemetery entrance; West avenue, from the Erie canal to the city line; Lyell street, from State street to the city line; Lake avenue, from Ambrose street to McCracken street; Plymouth avenue, from the Genesee Valley canal to the city line; North St. Paul street, from the railroad to Scrantom street; and a further sum, not exceeding two hundred dollars, for the purpose of cleaning and keeping in repair North St. Paul street, from Scrantom street to the city line. Also, the sum of \$1,500, for the purpose of maintaining and improving the Public Parks.

And the Treasurer is hereby directed to severally credit the above amounts, to the appropriate funds. Adopted.

By Ald. Bromley—Resolved, That leave be granted to L. B. Lent to exhibit his circus upon Falls Field, in this city, on Saturday, June 6th, 1863, upon his paying into the City Treasury the sum of \$50. Adopted.

By Ald. Buell—Resolved, That the City Treasurer is hereby authorized to cancel a reassessment to C. T. Amsden of six dollars, for the 4th, 7th and 12th Ward outlet sewer, the city having assumed the payment of his assessment as a consideration for the right of way across his premises. Adopted.

By Ald. D. D. T. Moore—Resolved, That in accordance with the suggestion of His Honor, the Mayor, in a communication presented this evening, a Committee of five be appointed to represent Rochester in the Ship Canal Convention to be held in Chicago on the 2d of June ensuing; and that the delegation be empowered to fill vacancies in their number. Adopted.

By Ald. D. D. T. Moore—Resolved, That the Treasurer pay Newman's and Perkins' Bands \$5 each in addition to the amount paid at the last meeting for services at the reception of the 13th Regiment, and charge contingent fund.

Adopted—all ayes.

FINANCE BUDGET.

By Ald. Bromley—Resolved, That the Treasurer pay as follows:

CONTINGENT FUND.

| | |
|---|---------|
| H. Ballard, Sec'y State, certified copy of Charter Amendments..... | \$ 6 30 |
| H. Ballard, Sec'y. State, certified copy of Charter Amendments..... | 2 80 |
| W. F. Holmes, insurance on Brick church clock.. | 3 00 |
| And Charge Contingent Fund. | |

BOARD OF HEALTH FUND.

| | |
|--|--------|
| E. Forde, disbursements in abating nuisances | 9 91 |
| D. Gatens, " " " " | 3 50 |
| Miles Decker, " " " " | 1 38 |
| A. Green, " " " " | 1 68 |
| E. Bardwell, " " " " | 8 50 |
| E. Forde, 29 days services as Health Inspector | 58 50 |
| A. Green, " " " " | 58 50 |
| B. Bardwell, " " " " | 58 50 |
| Geo. Moshier, " " " " | 58 50 |
| D. Gatens, " " " " | 58 50 |
| M. Schuster, " " " " | 8 75 |
| M. Decker, services last season as H lth Insp't. | 8 75 |
| D. Gatens, " " " " | 8 75 |
| L. D. Weyburn, " " " " | 3 75 |
| A. & E. Brennan, sheeting &c., for pest house... | 18 40 |
| John Mayer, printing notices..... | 2 50 |
| Wm. Rati, building addition to pest house..... | 215 48 |
| And Charge Board of Health Fund. | |

POOR FUND.

| | |
|--|----------|
| Jacob Anderson, for candles..... | \$101 68 |
| Jas. S. Wadsworth, rent of wood yard to May 1st. | 100 00 |
| Geo. A. Sidler, soap..... | 87 51 |

| | |
|---|--------|
| O'Brien & Co., coffee..... | 40 00 |
| G. N. Deming & Co., coal..... | 135 75 |
| Jacob Howe, bread..... | 271 68 |
| C. H. Eleton, keeping and nursing Augusta Holbrook..... | 35 00 |
| Treasurer of Industrial School for board of Mary Donally..... | 36 40 |

And Charge Poor Fund.

HIGHWAY FUND.

| | |
|--|------------|
| J. D. Quinn, disbursements..... | \$1,975 00 |
| W. D. Oviatt, repairs on South Avenue..... | 40 87 |

And Charge Highway Fund.

LAMP FUND.

| | |
|---|-----------|
| Rochester Gas Light Company, for lighting and extinguishing public lamps..... | \$ 855 92 |
| One lamp post..... | 2 88 |

And Charge Lamp Fund.

IMPROVEMENT FUNDS.

Also when there are funds applicable, as follows:

| | |
|---|----------|
| W. Wood, commissioner North street..... | \$ 63 42 |
| And Charge North Street Repair Fund. | |
| Miles Decker, work on public parks..... | 24 50 |
| And Charge Park Fund. | |
| Adopted. All ayes. | |
| Adjourned. C. N. SIMMONS, Clerk. | |

In Common Council. May 22d, 1863.

SPECIAL MEETING

Present—Ald. Cram, Rowley, Buell; St. John, Darrow, O'Maley, H. G. Moore, Mordoff, Palmer, Sidler, Flynn, Hebing, McQuarters.

On motion of Ald. St. John, Ald. Rowley was called to the chair.

The Clerk presented the following:

COMMUNICATION FROM HIS HONOR THE MAYOR.
MAYOR'S OFFICE, May 22, 1863.

Gentlemen of the Common Council:

Having received this morning a dispatch from Washington stating that the remains of the late Lieut. Col. McVicar were en route for Rochester, and requesting me to make arrangements for the funeral, I have deemed it my duty, in view of the gallant services of the deceased to our country—no less upon the battle field than in obtaining recruits—to lay the subject before your honorable body, that such action may be taken as in your wisdom shall be thought proper, both as regards the present and any similar cases in which the aid of the municipal authorities may be invoked, or for proper reasons voluntarily tendered.

The military of our city kindly proffer their services and will take full charge of the ceremonies in the present instance, out they expect to be and certainly should be relieved from any share of the attending expense.

N. C. BRADSTREET,
Mayor.

Ald. Buell moved that the subject relating to the funeral of Lieut.-Col. McVicar be referred to the Contingent Expense Committee with power to expend such a sum as they may think proper in furnishing a band, carriages, &c., and what ever else may be necessary in having suitable funeral ceremonies.

Ald. Palmer moved to amend by adding, "and that the amount to be expended shall not exceed \$100."

Amendment lost.

The original resolution was then adopted unanimously.

Ald. Buell moved that the Fifty-fourth Regiment be respectfully requested to take charge of the ceremonies.

Adopted unanimously.

Ald. Buell also moved that the Union Blues be respectfully requested to join the 54th Regiment and take part in the ceremonies.

Adopted unanimously.

Ald. St. John moved that the delegation to the Ship Canal Convention be increased to ten, and that the following gentlemen are hereby appointed as additional delegates to said convention: Gen. Jacob Gould, Henry R. Selden, H. L. Fish, George J. Whitney and William C. Rowley.

Adopted unanimously.

Adjourned. C. N. SIMMONS, Clerk.

Our Common Council--June 2d, 1863.

REGULAR MEETING.

Present—Aldermen Cram, Darling, Rowley, Buell, D. D. T. Moore, St. John, Darrow, Bromley, Warren, Hoffman, O'Maley, H. G. Moore, Upton, Fish, Warner, Mordoff, Palmer, Flynn, Hebing.

Absent—Aldermen Spencer, Ernst, Chapman, Sidler, and McQuatters.

On motion of Ald. Rowley Ald. Buell was called to the Chair.

The minutes of the last meeting were approved.

PETITIONS AND CLAIMS.

By Ald. Rowley—Petition for the removal of obstructions on the east line of Oak street; Street Committee. Petition of N. Ayiesworth, on motion referred to a Select Committee of three.

The Mayor appointed as such Committee, Ald. Rowley, H. G. Moore and Bromley.

By Ald. Darling—Bills of M. Kinsella and M. Gallagher; Park Committee.

By Ald. Buell—Remonstrance against a walk on St. Paul street; Improvement Committee. Petition of Asa Sprague; Contingent Expense Committee.

By Ald. D. D. T. Moore—Petition of the Rochester Water Works Co.; table.

By Ald. St. John—Bills of M. J. Monroe, Quinn & O'Maley, J. Cline, B. O'Riley, W. Wadsworth, and Rochester Gas Company; Poor Committee.

By Ald. Hoffman—Bills of L. M. Blakesley, J. Gallery, J. Cochrane, G. W. Carr, Isaac Butts, Smith & Dewey, A. Strong & Co., J. Minges, Siddons & Co., W. S. Osgood and J. Hyne; Fire Department Committee.

By Ald. Upton—Petition for the improvement of Lawrence street; Improvement Committee. Remonstrance against a walk on Alexander st.; table. Remonstrance against a sewer in Alexander street; table.

By Ald. Cram—Bills of J. Mayer and J. D. Quinn; Street Committee.

By Ald. O'Maley—Petition for a sewer in St. Joseph and Sellinger streets; Sewer Committee. Bill of A. Strong & Co.; Committee on Opening Streets.

By Ald. Mordoff—Bills of Chief of Police and Policemen; Police Committee.

By Ald. Warner—Petition for the improvement of Fitzhugh street, and petition for estab-

lishing the lines of Scio street; Improvement Committee.

By Ald. Flynn—Remonstrance against Grape street improvement; table.

By Ald. Warren—Bills of Rochester Gas Co., Angle & Trimmer, Geo. Miller, F. Van Dorn, T. Knowles, T. Culhane, J. Harper, and Adams & Dabney; Contingent Expense Committee.

By Ald. Hebing—Petitions of F. Parry and A. Cram: Committee on Wooden Buildings. Petition of Peter Alpeter: referred to the Improvement Committee and Assessors. Remonstrance against the improvement of Sanford street; Improvement Committee.

REPORTS.

Ald. Hebing reported in favor of the petitions of A. Cram and F. Parry.

Ald. Warren reported in favor of the bills of G. W. Miller, Adams & Dabney, John Harper, T. Culhane, T. Knowles, F. Van Dorn, Angle & Trimmer and Rochester Gas Co.; Finance Committee.

Ald. Mordoff reported in favor of the bills of the Chief of Police and Policemen; Finance Committee.

Ald. Darling reported in favor of the bills of M. Kinsella and M. Gallagher; Finance Committee.

Ald. Fish reported in favor of the bills of J. D. Quinn and J. Mayer; Finance Committee.

Ald. Hoffman reported in favor of the bills of J. Hyne, W. Osgood, Siddons & Co., J. Minges, A. Strong & Co., Smith & Dewey, I. Butts, G. W. Carr, J. Cochrane, J. Gallery and L. M. Blakesley; Finance Committee.

Ald. St. John reported in favor of the bills of W. Wadsworth, B. O'Riley, J. Cline, M. J. Monroe, Quinn & O'Maley and Rochester Gas Co.; Finance Committee.

Ald. Warren, from the Contingent Expense Committee, submitted the following

REPORT ON PRINTING.

To the Honorable the Mayor and Common Council of the City of Rochester:

GENTLEMEN—The Contingent Expense Committee, in pursuance of a resolution which passed this Board on the evening of the 21st of April last, would respectfully report that they have conferred with the several daily papers in relation to the printing and advertising the proceedings of this Board for the ensuing year, and have received the following propositions:

The Daily Union and Advertiser propose to publish all the official proceedings of the Common Council, all resolutions, reports, legal and other notices and advertisements required to be printed and published by the City Charter from every department, all ordinances, penal ordinances, advertisements for the sale of land for taxes, Treasurer's annual report, and the Attorney's and Commissioner's notices for opening streets, complete, and furnish thirty (30) copies of the proceedings for each meeting, and furnish one hundred bound copies of the proceedings of the Board for the preceding year for \$1,500.00.

The proprietors of the Democrat and American propose to publish the proceedings of the Common Council complete during the present year for nine hundred dollars, or the same as they published last year for eight hundred dollars, which did not include the penal ordinances, advertisements of the sale of lands for taxes, Treasurer's annual report, and the Attorney's

and Commissioner's notices for the opening of streets.

The proprietors of the Daily Express propose to publish the usual publications emanating from all departments of the city government in their paper for the current year for the sum of nine hundred dollars.

John Mayer, proprietor of the Weekly Courier, a German paper, proposes to publish the proceedings of the Board for the same that this Board pay to the Democrat and American or Express.

Your Committee would respectfully recommend to this Board to enter into contract with the following papers as follows:

With the proprietors of the Union and Advertiser for publishing the entire proceedings of the Common Council, all the penal ordinances, notices, resolutions, advertisements of the sale of lands for taxes, Treasurer's annual report, Attorney's and Commissioner's notices for opening streets, and also furnish from time to time copies of the proceedings for the use of the Board for each meeting, and one hundred bound copies of the official proceedings of the Board, the same to be furnished within ten days after the organization of the new board of 1864, for \$1,250.

With the proprietors of the Daily Democrat and American, for publishing the proceedings of the Board, except penal ordinances, advertisements of the sale of lands for taxes, Treasurer's annual report, and Attorney's and Commissioner's notices of opening streets, at the sum of \$750.

With the proprietors of the Daily Express for publishing the proceedings of the Board complete, excepting penal ordinances, advertising of sales of lands for taxes, the Treasurer's annual report, and the Attorney's and Commissioner's notices for opening streets, at the sum of \$750.

With the proprietors of the Courier, for the complete and full publication of the proceedings of the Board, the sum of \$500.

All of which is most respectfully submitted.

E. K. WARREN,
HENRY L. FISH,
WALLACE DARROW,
Committee.

Table.

Ald. Darrow, from the Committee on Public Schools, submitted the following

REPORT ON SCHOOL MONEYS.

To the Common Council of the City of Rochester:

Your Committee on Public Schools, to whom was referred the communication from the Board of Education in relation to the amount of moneys to be raised for the current year for the support of common schools, would respectfully report in favor of raising the full amount asked for for building school houses and the purchase of sites, \$6,000; also the full amount asked for to lease, improve, alter and repair school houses, \$3,000.

The amount asked for to pay the wages of Teachers, and to defray contingent expenses, is \$33,916,70. This amount is undoubtedly no more than the Board of Education really require for that purpose, and your Committee very much regret that the law has been so amended as to reduce the amount heretofore raised for that purpose, for we think the sum has never been too large. But we have no alternative or discretion in the matter but to limit

the amount at the greatest sum the charter allows us, \$2 for each child between the ages of 5 and 16, which will amount to \$27,572.

Should the Common Council exceed that amount, the assessment would be illegal, and consequently invalidate the whole general tax of the city for the current year.

All of which is respectfully submitted.

WALLACE DARROW,
C. M. ST. JOHN,

Accepted. Committee on Public Schools.

Ald. Rowley presented the following:

REPORT ON THE PETITION OF SEVERAL BANKS.

To the Hon. the Mayor and Common Council of the City of Rochester:

The undersigned, your Committee to whom was referred the petitions of the Commercial Bank, the Union Bank, and the Flour City Bank, all of this city, for repayment of moneys heretofore paid by them under protest for taxes, have had the same under consideration, and report:

That a portion of the capital stock of each of these Banks has heretofore, (as probably now is the case) consisted in part of United States securities; that these Banks have from time to time claimed that those portions of their capital stock, consisting of those securities, were not liable to taxation, which claim the city has heretofore denied; that the whole capital stock of these Banks has been heretofore from year to year assessed for the purpose of taxation, but, in consequence of such reasonable doubts as have existed as to the legality of such assessments, the Banks have been allowed to pay that portion of their taxes assessed upon these securities, under protest. The amounts so paid by the Commercial Bank are as follows:

| | |
|-----------------------|-----------|
| July 28th, 1860,..... | \$1460,00 |
| July 25th, 1861,..... | 1548,24 |
| July 28th, 1862,..... | 2406,73 |

The amount so paid by the Union Bank was July 30th, 1862, \$2545,43, and the amount so paid by the Flour City Bank was July 30th, 1862, \$385,08.

Your Committee further report, that the reason why these portions of these taxes were so paid and received, appears to be that suits were then pending in the Courts of this State, in which it was supposed the legality of such assessments would be fully tested and decided without involving these Banks in expensive litigations with the city. The cases referred to, some of them arising in the city of New York, after having gone through the Courts in this State were carried to the Supreme Court of the United States, by which Court it was decided finally, that these securities, whether held by Banks as a part of their capital stock, or however held, were not taxable unless State laws by municipalities or otherwise.

It follows that the moneys so as aforesaid paid by the Banks were illegally demanded by the city, and the Banks have legal demands for their repayment with interest.

Your Committee therefore recommend the adoption of the accompanying resolution:

W. C. ROWLEY,
DAN'L WARNER,
P. M. BROMLEY,
E. N. BUELL.

June, 2d, 1863.

Table.

Resolved, That the City Treasurer make to the Commercial Bank of Rochester, the note of the city for the sum of \$6,147.59, payable on the 5th day of September next, without interest and without days of grace, that being the amount or sum total of \$1,460, with the interest thereon from the 28th day of July 1860; \$1,548.24 and the interest thereon from July 25th, 1861, and \$2,406.73 with the interest thereon from July 28th, 1862.

That the said Treasurer make in like form, and payable on the same day the note of the city to the Union Bank of Rochester for \$2,741.39, that being the amount of \$2,545.43, with the interest thereon from July 30th, 1862.

And that the said Treasurer make the notes of the city in like form, and payable on the same day above mentioned, for \$414.72, that being the amount of \$385.08, with the interest thereon from July 30th, 1862.

And that the Treasurer charge the amount of the said several notes above mentioned to erroneous assessment. The object of making the above notes being to indemnify the several Banks above named, for moneys illegally collected of them severally on erroneous assessment. Table.

Ald. Rowley presented the following:

REPORT ON J. KEERS' CLAIM.

To the Common Council of the City of Rochester:

The undersigned, to whom was referred the petition of John Keers, asking compensation for damages sustained by him in falling into a cellar on the corner of Buffalo and Elizabeth streets, respectfully report that they had the matter under consideration, and have inquired diligently into the facts of the case, about which, however, there is some dispute, but have come to the conclusion that if the theory and state of facts contended for by the claimant should be established to the satisfaction of a jury in an action brought by him against the city, that the city would be liable, and that inasmuch as the claimant really sustained large damages by reason of his leg being broken by the mishap complained of, and yet for the sake of a compromise is willing to accept from the city a comparatively small sum, your committee have concluded to recommend the payment to him of \$300, and recommend the passage of the accompanying resolution.

W. C. ROWLEY,
DANIEL WARNER,
E. N. BUELL.

June 2nd, 1863.

Table.

Resolved, That the Treasurer pay to John Keers the sum of \$300 in full, of his claim against the city for damages, in consequence of falling into the cellar on the corner of Buffalo and Elizabeth streets, take his receipt therefor and charge the same to the Contingent Fund. Table.

COMMUNICATIONS FROM CITY OFFICERS.

The City Attorney submitted the following:

Opinion on Amendments to Charter relating to the Election of "President," and in reference to an Election for the 13th Ward.

Title III. of the charter is headed "Powers and Duties of the Common Council." Section 33 is the first section under that title. Before the recent amendment that section declared,

"the Mayor and Aldermen of said city shall constitute the Common Council."

By the amendment, "the Aldermen constitute the Common Council." Section 34, before amended, was as follows: "The Mayor, when present, shall preside at the meetings of the Common Council, and in his absence the Common Council may appoint one of its members, who shall preside." The section, as amended, provides that "the Common Council shall, at its first regular meeting in the month of April in each year, select from its number and appoint a president for the year, and in case of a vacancy, supply his place."

Section 35, before amended, provided "that each member should have a vote, except the Mayor, who should have a casting vote only when the votes of the other members are equally divided." The section, as amended, provides that "each of the members shall have a vote. The Mayor shall be entitled to be present at all meetings, but shall have no vote."

Section 15 of amended act provides that "the act shall take effect immediately." It was passed April 11th, 1863.

The first regular meeting of the Common Council in and for the month of April, 1863, was held on the 6th of April. The first regular meeting in the month of April in each year is the meeting at which all the officers elected by the Common Council are elected regularly, except assessors, who are elected in December.

It would seem to have been the intention of the Legislature that the newly created officer of "President" be elected at the same time. That meeting having already taken place, and the regular annual election of officers having been had for this year, it is hardly to be presumed that the Legislature intended the election of that officer to take place at a time prior to the passage of the act, which was to authorize the election of such an officer. It seems to me much more reasonable to suppose that it was intended that the act should be construed as it read, and that the President must be elected for the first time at the "first regular meeting in the month of April" in the year for which he is elected. If after the office has once been filled from any cause it should become vacated, then of course it would be perfectly competent for the Common Council to fill the vacancy at any time according to the provision made in such case.

But can it be said that an office is *vacated* which has never been filled, and the legal time for an election to which has never arrived? If the same amendment had been passed on the 11th of February instead of the 11th of April, would any one have dreamed of electing a "President" under that act, before the then next "first regular meeting in April?" It seems to me not. Why should not an election take place to fill the office for two as well as for ten months, if it is not that the time at which the first election to that office for the current year had passed before the passage of the act creating it?

The act in its term, is *mandatory*, "the Common Council shall, at its first regular meeting in the month of April, elect," &c., is the language. On the whole, I am of opinion that the Mayor is the proper presiding officer until the "first regular meeting in April next." I will add, however, that it is not a matter of any vital im-

portance in my opinion, so far as it affects the validity or legality of the proceeding of the Common Council, whether the Mayor continues to preside, or whether a temporary chairman be chosen at each meeting, or a permanent "President" for the balance of the year be elected.

In relation to the ordering and appointment of a special election for the 13th Ward, created by act of the Legislature, passed April 17th, and also for the 6th Ward, which was divided so as to make the 6th and 13th Wards, I would respectfully submit: That although at first I was inclined to think the question quite similar to the one in relation to the election of President, yet upon a more careful examination of the act and the questions involved, I have come to the conclusion that a special election may yet be legally ordered and appointed for those Wards under the act mentioned. This act is not in terms an amendment of the charter, but rather an original and independent act. The first section of the act erects the new Ward, &c. The second section, among other things, provides that the "Common Council of the said city shall, within fifteen days after the passage of this act, order and appoint a special election to be held in and for each of said Wards, according to the provisions of section 23 of the charter, to fill each and every elective office in said Ward, not otherwise filled, by the provisions herein," &c. The offices so filled are described in the former part of the section which says, "The Ward officers of the present 6th Ward shall be and continue the same officers in the new Wards hereby created, in which they shall respectively reside at the passage of this act, to and until the end of the term of office to which they were elected or appointed." The erection of the new Ward was complete by the act of the Legislature and did not depend upon any act to be performed by the Common Council, and by that act, as has been seen, the officers elected in and for the 6th Ward are officers for the 6th or 13th Ward according to their respective places of residence. It necessarily follows that there are vacancies to be filled, that is offices which have been filled are by this act vacated. And further, the act, in express terms, requires the special election to be ordered as in case of vacancy and in pursuance of section 23 of the charter which regulates and provides for such elections. The act does not, like the amendment in relation to the election of a "President," require the appointment of an election as that does the election of President, at a particular meeting in a named month in each year, but by clear and unmistakable terms, says the Common Council shall order and appoint the election for the Wards named, according to the provisions of section 23 of the charter, and although the act requires in mandatory terms the special election to be appointed within fifteen days from the passage of the act, still under the general provisions referred to and in view of all the considerations involved, my opinion is that a special election may still be legally ordered in pursuance of the statute.

All of which is respectfully submitted.

GEO. W. MILLER, City Attorney.

On motion of Aid. Bromley, accepted and ordered published.

The City Attorney submitted the following

REPORT ON W. D. OVIATT'S SUIT:

The undersigned would respectfully submit, that a suit has been commenced against the

city by Wilson D. Oviatt. The facts in the case are as follows: The city sold Lot 5 in the Ely Platt, on South St. Paul street, to Mr. Oviatt for \$2,000, and by resolution directed the Mayor to execute the necessary conveyance, &c. The resolution describes the lot as lot number 5, &c. A search was ordered and obtained from the County Clerk of the lot before any deed was executed, and by the search the title to the whole lot appeared to be in the city. A deed was accordingly executed and delivered for the lot, which comprises 24 feet front on St. Paul street, and 10 feet by 26 on Ely street. It was afterwards discovered that the 10 by 26 feet on Ely street, had on the 16th October, 1851, been conveyed by the city to Michael Monaghan. This deed by some unaccountable mistake of the County Clerk was entirely omitted in the search. Mr. Oviatt seemed to be clearly entitled to have refunded to him the value of the piece of said lot so previously conveyed to Monaghan. At my suggestion, the attorney for the plaintiff has served the annexed offer to submit to arbitration the question of the value of said part of the lot, and to discontinue the suit on payment of the amount awarded and costs. I see no reason why this offer should not be accepted, and would respectfully suggest that the whole matter be referred to some Committee with power to act, or that your attorney be directed to agree to such arbitration and the Common Council designate some person to be appointed as arbitrator on the part of the city.

All of which is respectfully submitted,

GEO. N. MILLER, City Attorney.

Table.

The City Attorney also presented a release signed by Smith & Bradley of their claim against the city for the Bilinghurst & Requa Batteries. Filed.

Ald. St. John presented the report of the Overseer of the Poor for the month of May, as follows:

| | |
|--------------------------------|-------------------|
| Whole amount expended..... | \$1,377 28 |
| Less for County and Towns..... | 246 40 |
| | <u>\$1,130 88</u> |

Number of families relieved 550.

—Filed.

Ald. Hoffman presented the report of the Police Justice for May:

| | |
|-----------------------|----------|
| Amount Collected..... | \$468 50 |
|-----------------------|----------|

—Filed.

The City Treasurer presented the following:

STATEMENT OF THE BALANCES OF THE PRINCIPAL FUNDS ON THE MORNING OF JUNE 1st 1863.

| | |
|---------------------------|-------------|
| | Cr. Bal. |
| Contingent Fund..... | \$15,739 09 |
| Fire Department Fund..... | 11,273 44 |
| Highway Fund..... | 8,722 57 |
| Lamp Fund..... | 19,137 22 |
| Poor Fund..... | 18,936 86 |
| Police Fund..... | 13,964 46 |
| Board of Health..... | 2,703 95 |

C. T. AMSDEN, City Treasurer.

Subscribed and sworn to before me June 2d, 1863.

C. N. SIMMONS, Com. Deeds.

Filed.

SEWER IN BURNS STREET.

By Ald. Palmer—Resolved, That the City Surveyor ascertain and report to this Board the expense of constructing a stone sewer 2 feet by 18 inches in Burns street, from the centre of Wentworth street to the Sewer in Frances street. Adopted.

The Surveyor submitted such estimate at \$1,250 00.

By Ald. Palmer—Resolved, That the following improvement is expedient, viz: The construction of a stone sewer 18 inches by 2 feet, in Burns street, from the centre of Wentworth street to the sewer in Frances street.

And Whereas, The City Surveyor, under the direction of this Board, has made an estimate of the whole expense

thereof, and reported the same at \$1,250 00, which estimate is hereby approved.

Resolved—further, That the following portion of said city is deemed benefitted and proper to be assessed for the whole expense thereof, viz:

"One tier of lots on each side of Burns street, from Wentworth street to Frances street, and lots 122 and 154 on the West side of Wentworth street."

And the Clerk is hereby directed to publish notice in pursuance of section 165 of the City Charter, that all persons interested in the subject matter of said improvement, are required to attend the Common Council on Tuesday evening, June the 16th, 1863, at half-past 7 o'clock, at the Common Council Hall, when allegations will be heard. Adopted.

SEWER IN UNION STREET.

By Ald. Palmer—Resolved, That the City Surveyor ascertain and report to this Board the expense of constructing a stone sewer 1½ feet by 1½ feet in Union street, from the centre of University Avenue to the sewer in Main street. Adopted.

The Surveyor submitted such estimate at \$660.

By Ald. Palmer—Resolved, That the following improvement is expedient, namely:

The construction of a stone sewer one and a half by one and a half feet in Union street, from the centre of University Avenue to the sewer in Main street.

And Whereas, The City Surveyor under the direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$660, which estimate is hereby approved.

Resolved, further, That the following portion of said city is deemed benefitted, and proper to be assessed for the whole expense thereof, namely:

"One tier of lots on each side of Union street from a point 30 feet south of University Avenue to the sewer in Main street."

And the Clerk is hereby directed to publish notice in pursuance of section 165 of the City Charter, that all persons interested in the subject matter of said improvement, are required to attend the Common Council on Tuesday evening, June the 16th, 1863, at half-past 7 o'clock, at the Common Council Hall, when allegations will be heard. Adopted.

SEWER IN SOUTH AVENUE.

By Ald. Palmer—Resolved, That the City Surveyor ascertain and report to this Board the expense of constructing a stone sewer eighteen inches by two feet in South Avenue, from Grand street to the sewer in South Avenue at Alexander street. Adopted.

The Surveyor submitted such estimate at \$2,400.

By Ald. Palmer—Resolved, That the following improvement is expedient, viz: The construction of a stone sewer, eighteen inches by two feet, in South Avenue from Grand street to the sewer in South Avenue at Alexander street.

And Whereas, The City Surveyor under the direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$2,400 which estimate is hereby approved.

Resolved, further, That the following portion of said city is deemed benefitted and proper to be assessed for the whole expense thereof, viz: "One tier of lots on each side of South Avenue from Alexander street to Grand street."

And further, Resolved, That the tax-payers to be assessed for making such improvement may, by paying interest, as hereinafter provided, on the amount assessed to them individually, pay their assessments in three equal payments, as follows: One-third of the amount assessed within three months after the confirmation of the assessment roll, without interest; one-third of the amount, with interest at the rate of seven per cent. per annum, within one year from the confirmation of said roll; and the remaining one-third, with interest at the same rate, within two years from the confirmation of such roll.

And the Clerk is hereby directed to publish notice in pursuance of section 165 of the City Charter, that all persons interested in the subject matter of said improvement, are required to attend the Common Council on Tuesday evening, June 16th, 1863, at half-past 7 o'clock, at the Common Council Hall, when allegations will be heard. Adopted.

Ald. H. G. Moore presented the penal ordinance relating to street railroads, which, on Motion of Ald. Rowley, was laid upon the table until the next regular meeting.

SEWER IN ALEXANDER STREET.

Ald. Palmer presented the final ordinance for a sewer in Alexander street and East Avenue, and, after allegations had been heard, moved that all proceedings heretofore had in relation to said improvement be and the same are hereby rescinded.

Motion adopted.

SEWER IN ROMEYN AND MAGNE STREETS.

Ald. Palmer presented the final ordinance for constructing a sewer in Romeyn, Magne, Brown, King, Allen and Canal streets, and moved that the further con-

sideration of the same be postponed until the next regular meeting.

Motion adopted.

RESERVOIR IN ATWATER STREET.

On motion of Ald. Hoffman the Board proceeded to hear allegations in relation to the improvement described in the ordinance below:

No person appearing to make allegations,

Ald. Hoffman submitted the following:

An ordinance to construct a reservoir in Atwater st. near Clinton st.

The Common Council of the City of Rochester do ordain and determine as follows: A reservoir shall be constructed in Atwater st., near Clinton st.

And the whole expense shall be defrayed by an assessment upon the owners and occupants of houses and lands to be benefited thereby, and the City Surveyor, under the direction of this Board having made an estimate of such expense, and reported the same at \$800, which estimate was and is hereby approved; the sum of \$800, being the whole amount of the estimate aforesaid, shall be assessed on such owners and occupants. And the portion of said city which said Common Council deem will be benefited by the improvement is described as follows:

Beginning in Clinton street at its intersection with Bowery street; thence running east along Bowery street, including one tier of lots on the south side thereof, to the west line of lot No. 86 in the Franklin Tract; thence in a direct line to the south-east corner of lot No. 29 in said Tract; thence north on the east line of said lot No. 29, and said line continued to Atwater street; thence across Atwater street to the Alley running from Atwater street to the New York Central Railroad, between Chatham and St. Joseph streets; thence northerly along said Alley to the New York Central Railroad, including one tier of lots on the north side of Atwater street, from Chatham street to said Alley; thence westerly along said Railroad to Joiner street; thence westerly in a direct line to the corner of Alexander and Clinton streets; thence westerly along Marietta street to Pitt street; thence southerly along Pitt street to the Railroad; thence westerly along the Railroad to St. Paul street; thence southerly along St. Paul street to Granger street; thence easterly along Granger street to the north-east line of the Andrews and Atwater Tract; thence south-easterly along said north-east line to Clinton street; thence northerly along Clinton street, including one tier of lots on the east side thereof to the place of beginning.

On which above described portion of the city the said sum of \$800 is hereby ordered to be assessed.

And David McKay, Francis Dana and Jared Coleman, the assessors of said city, not interested in any of the property so benefited, and no person so interested, are hereby designated and directed to make an assessment upon all the owners and occupants of lands and houses within the portion or part of said city so designated, of the said amount of expense, in proportion, as nearly as may be, to the advantage which each shall be deemed to acquire by the making of said improvement; and said assessors are hereby notified to meet for this purpose on Saturday, the 6th day of June, 1863, at one o'clock in the forenoon, at the office of the City Clerk.

Passed by the following vote:

Ayes—Ald. Cram, Darling, Rowley, Buell, D. D. T. Moore, St. John, Darrow, Bromley, Warren, Hoffman, O'Maley, H. G. Moore, Upton, Fish, Warner, Mordoff, Palmer, Flynn, Hebing—19.

PLANK WALK ON FORD STREET.

On motion of Ald. Warner the Board proceeded to hear allegations in relation to the improvement described in the ordinance below:

No person appearing to make allegations,

Ald. Warner submitted the following:

An ordinance to construct a plank walk on the east side of Ford street, from a point 84 feet north of the north line of West Avenue to Hill street.

The Common Council of the City of Rochester do ordain and determine as follows: A plank sidewalk, four feet and eight inches wide, shall be constructed on the east side of Ford street, from a point 84 feet north of the north line of West Avenue to the Erie Canal bridge, and from the Canal bridge to Hill street.

And the whole expense shall be defrayed by an assessment upon the owners and occupants of houses and lands to be benefited thereby, and the City Surveyor, under the direction of this Board, having made an estimate of such expense, and reported the same at \$163 dollars, which estimate was and is hereby approved, the sum of \$163, being the whole amount of the estimate aforesaid, shall be assessed on such owners and occupants. And the portion of said city which said Common Council deem will be benefited by said improvement is described as follows: "One tier of lots on the east side of Ford street, from a point 84 feet north of the north line of West Avenue to the Erie canal, and from the Erie canal to Hill street, on which above described portion of the city the said sum of \$163 is hereby ordered to be assessed."

And David McKay, Francis Dana, and Jared Coleman, the assessors of said city, not interested in any of the

property so benefited, and not of kin to any person so interested, are hereby designated and directed to make an assessment upon all the owners and occupants of lands and houses within the portion or part of said city so designated, of the said amount of expense, in proportion, as nearly as may be, to the advantage which each shall be deemed to acquire by the making of said improvement; and the said assessors are hereby notified to meet for this purpose, on Saturday, the 6th day of June, 1893, at nine o'clock in the forenoon, at the office of the City Clerk.

Passed by the following vote:

Ayes—Ald. Cram, Darling, Rowley, D. D. T. Moore, St. John, Darrow, Bromley, Warren, Hoffman, O'Maley, H. G. Moore, Upton, Fish, Warner, Mordoff, Palmer, Flynn, Hebing—18.

Nays—None.

RESERVOIR IN CLINTON STREET.

Ald. Hoffman presented the final ordinance for constructing a reservoir in Clinton street, about 500 feet south of Kelly street, and moved that the further consideration of the same be postponed until the next regular meeting.

Motion adopted.

WALK ON SOUTH ST. PAUL STREET.

Ald. Warner moved that all action heretofore had by this Board in relation to constructing a flag walk on the west side of South St. Paul street be and the same is hereby rescinded.

Motion adopted.

WALK ON THE WEST SIDE OF SOUTH ST. PAUL ST.

By Ald. Warner—Resolved, That the City Surveyor ascertain and report to this Board the expense of constructing a brick sidewalk upon the west side of South St. Paul street, from a point 298 feet south of Main street to the Erie Canal bridge. Adopted.

The Surveyor submitted such estimate at \$2,950.

By Ald. Warner—Resolved, That the following improvement is expedient, viz: The construction of a brick sidewalk upon the west side of South St. Paul street, from a point 298 feet south of Main street to the Erie Canal bridge; said walk to occupy the whole space between the curb stone and the line of the street.

And whereas, The City Surveyor, under the direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$2,950, which estimate is hereby approved,

Resolved, further, That the following portion of said city is deemed benefited and proper to be assessed for the whole expense thereof, viz: "One tier of lots on the west side of South St. Paul street from Main street to the Erie Canal bridge, also the mill property between the old and new aqueducts, from St. Paul street to the Genesee River, excepting land owned by the State.

And further, Resolved, That the tax-payers to be assessed for making such improvement may, by paying in interest, as hereinafter provided, on the amount assessed to them individually, pay their assessments in three equal payments, as follows: One-third of the amount assessed within three months after the confirmation of the assessment roll, without interest; one-third of the amount, with interest at the rate of seven per cent. per annum, within one year from the confirmation of said roll; and the remaining one-third, with interest at the same rate, within two years from the confirmation of such roll.

And the Clerk is hereby directed to publish notice in pursuance of section 163 of the City Charter, that all persons interested in the subject matter of said improvement, are required to attend the Common Council on Tuesday evening, June the 16th, 1893, at half-past seven o'clock, at the Common Council Hall, when allegations will be heard. Adopted.

SOUTH FITZHUGH STREET IMPROVEMENT.

Ald. Warner moved that all proceedings heretofore had by this Board in relation to improving South Fitzhugh street be and the same is hereby rescinded.

Motion adopted.

By Ald. Warner—Resolved, That the City Surveyor ascertain and report to this Board the expense of improving South Fitzhugh street, from the south end of the present cobble stone roadway to Lafayette street, by grading the same and constructing a plank sidewalk six feet wide on each side thereof.

Adopted.

The Surveyor submitted such estimate at \$900.00.

By Ald. Warner—Resolved, That the following improvement is expedient, viz:

The grading of South Fitzhugh street, from the south end of the present cobble stone roadway to Lafayette st., and the construction of a plank sidewalk six feet wide on each side thereof.

And whereas, The City Surveyor, under the direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$900.00, which estimate is hereby approved.

Resolved, further, That the following portion of said city is deemed benefited and proper to be assessed for the whole expense thereof, namely: "One tier of lots on

each side of South Fitzhugh street, from the south end of the present cobble stone roadway to Lafayette street.

And the Clerk is hereby directed to publish notice in pursuance of section 163 of the City Charter, that all persons interested in the subject matter of said improvement, are required to attend the Common Council on Tuesday evening, June the 16th, 1893, at half-past seven o'clock, at the Common Council Hall, when allegations will be heard. Adopted.

HAWKINS AND OAKMAN STREET IMPROVEMENT.

On motion of Ald. Warner, the Board proceeded to hear allegations in relation to the improvement described in the ordinance below:

No person appearing to make allegations,

Ald. Warner submitted the following:

An ordinance to improve Hawkins street, from Scrantom street to Oakman street, and Oakman street, from Hawkins street to Galusha street.

The Common Council of the city of Rochester do ordain and determine as follows:

Hawkins st. shall be graded from Scrantom st. to Oakman street and Oakman street, from the east line of Hawkins street to Galusha street, and constructing a plank sidewalk four feet wide on each side thereof.

And the whole expense shall be defrayed by an assessment upon the owners and occupants of houses and lands to be benefited thereby, and the City Surveyor, under the direction of this Board, having made an estimate of such expense and reported the same at \$536.00, which estimate was and is hereby approved; the sum of \$536.00, being the whole amount of the estimate aforesaid, shall be assessed on such owners and occupants. And the portion of said city which said Common Council deem will be benefited by said improvement is described as follows:

"One tier of lots on each side of Hawkins street, from Scrantom street to Oakman street, and one tier of lots on each side of Oakman street, from the east line of Hawkins street to Galusha street."

On which above described portion of the city the said sum of Five Hundred and Thirty-six Dollars is hereby ordered to be assessed.

And David McKay, Francis Dana and Jared Coleman, the assessors of said city, not interested in any of the property so benefited, and not of kin to any person so interested, are hereby designated and directed to make an assessment upon all the owners and occupants of lands and houses within the portion or part of said city so designated, of the said amount of expense, in proportion, as nearly as may be, to the advantage which each shall be deemed to acquire by the making of such improvement; and said assessors are hereby notified to meet for this purpose, on Saturday, the 6th day of June, 1893, at nine o'clock in the forenoon, at the office of the City Clerk.

Passed by the following vote:

Ayes—Ald. Cram, Darling, Rowley, Buell, D. D. T. Moore, St. John, Darrow, Bromley, Warren, O'Maley, H. G. Moore, Upton, Fish, Warner, Mordoff, Palmer, Flynn, Hebing.

GRAPE STREET IMPROVEMENT.

Ald. Warner presented the final ordinance for improving Grape street, and, after the reading of a remonstrance, said ordinance was lost by the following vote:

Ayes—Ald. Cram, Darling, Fish, Warner, Mordoff—5.

Nays—Ald. Rowley, Buell, D. D. T. Moore, St. John, Darrow, Bromley, Warren, Hoffman, O'Maley, H. G. Moore, Upton, Palmer, Flynn, Hebing—14.

ALEXANDER STREET WALKS.

On motion of Ald. Warner, the Board proceeded to hear allegations in relation to the improvement described in the ordinance below:

After hearing such allegations from all persons appearing,

Ald. Warner submitted the following:

An ordinance to construct a plank walk on each side of Alexander street, from the Erie Canal to Monroe street.

The Common Council of the city of Rochester do ordain and determine as follows: A plank sidewalk, five feet and four inches wide, shall be constructed on each side of Alexander street, from the Erie Canal to Monroe street.

And the whole expense shall be defrayed by an assessment upon the owners and occupants of houses and lands to be benefited thereby, and the City Surveyor, under the direction of this Board, having made an estimate of such expense, and reported the same at \$360, which estimate was and is hereby approved; the sum of \$360, being the whole amount of the estimate aforesaid, shall be assessed on such owners and occupants. And the portion of said city which said Common Council deem will be benefited by said improvement is described as follows: "One tier of lots on each side of Alexander street, from the Erie Canal to Monroe street," on which above described portion of the city the said sum of \$360 is hereby ordered to be assessed.

And David McKay, Francis Dana and Jared Coleman, the assessors of said city, not interested in any of the property so benefited, and not of kin to any person so interested, are hereby designated and directed to make an

assessment upon all the owners and occupants of lands and houses within the portion or part of said City, so designated, of the said amount of expense, in proportion, as nearly as may be, to the advantage which each shall be deemed to acquire by the making of said improvement; and said assessors are hereby notified to meet for this purpose, on Saturday, the 6th day of June, 1863, at nine o'clock in the forenoon, at the office of the City Clerk.

Passed by the following vote:
 Ayes—Ald. Cram, Darling, Rowley, Buell, D. D. T. Moore, St. John, Darrow, Bromley, Warren, Hoffman, O'Maley, H. G. Moore, Upton, Fisu, Warner, Palmer, Flynn, Hebing—18.
 Nays—None.

SANFORD STREET IMPROVEMENT.

Ald. Warner presented the final ordinance for Sanford street improvement, and after allegations had been heard the same was lost as follows:

Ayes—Ald. Cram, Bromley, Hoffman, O'Maley, Fish, Warner, Mordoff, Palmer, Hebing—9.
 Nays—Ald. Darling, Rowley, Buell, D. D. T. Moore, St. John, Darrow, Warren, H. G. Moore, Upton, Flynn—10.

ORDINANCE TO RAISE SCHOOL MONKEYS.

Ald. Darrow submitted the following:
 Resolved, That the Common Council of the City of Rochester, do hereby ordain and determine as follows: That in pursuance of section 148 of the City Charter, it is hereby determined, that the sum of money necessary and proper to be raised for the support of Common Schools, and the amount which the Common Council will cause to be raised at the time of levying the general city taxes for the current year, are the following:

| | |
|--|-------------|
| First—To build School Houses and purchase of sites..... | \$ 6,000 00 |
| Second—To lease, improve, alter and repair School Houses..... | 3,000 00 |
| Third—To pay the wages of Teachers, and to defray contingent expenses..... | 27,572 00 |
| | \$36,572 00 |

And the City Clerk is hereby directed to deliver to the Board of Education a certified copy hereof. Adopted.

ASSESSMENTS.

Ald. Hoffman presented the assessment roll for constructing a reservoir at the intersection of New Main and Scio streets, and after an opportunity had been given for appeals to be heard, said roll was confirmed by the following vote:

All ayes—19.

Ald. Palmer presented the assessment roll for constructing a sewer in Joiner street from a point 30 feet south of the south line of Kelley street to the Railroad sewer; and after an opportunity had been given for appeals to be heard thereupon, said roll was confirmed by the following vote:

All ayes—19.

Ald. Palmer presented the assessment roll for a sewer in Clinton street from the north line of lot No. 1 in the Ringleston Tract to the Railroad sewer; also the assessment roll for a sewer in St. Joseph street from a point 20 feet south of Catharine street to the Nassau and St. Joseph street sewer, and moved that the next regular meeting, June 16th, be fixed when appeals will be heard.

Motion adopted.

MISCELLANEOUS.

By Ald. Hebing—Resolved, That Ambrose Cram and Wm. Parry have leave to erect wooden buildings in accordance with the prayers of the several petitions under direction of the Fire Marshal.

By Ald. Flynn—Resolved, That G. F. Bailey & Co., have leave to exhibit their Circus and Menagerie upon Falls Field, in this city, on Thursday and Friday, June 11th and 12th, 1863, upon their paying into the City Treasury the sum of \$50.

Ald. St. John moved to amend by striking out \$50 and inserting \$50 per day. Adopted.

As thus amen dedadoption.

By Ald. Palmer—Resolved, That His Honor, the Mayor, be authorized to execute a contract with John McCormick, agreeable to his bid for construction of Sewer in Cayuga St., said bid being the lowest bid received for said work. Adopted.

By Ald. Fish—Resolved, That the City Surveyor be and is hereby directed to survey and establish the lines of Scio street between Delevan St. and Ontario street, according to the prayer of the petitioners of said street. Adopted.

By Ald. Fish—Resolved, That it is the sense of this Board, that the Mayor, of the City of Rochester, is the proper person to preside over the deliberations of said Board during the present year. Adopted unanimously.

By Ald. Hoffman—Resolved, That the Street heretofore known by the name of West street, and running from Atwater to Bowery St., intersecting with St. Joseph St., be changed and hereafter called St. Joseph St. St. Joseph St. being more than one mile in length. Adopted.

By Ald. Hoffman—Resolved, That the Treasurer charge Police Fund \$84,88, and credit the same amount to Fire Department Fund, for furniture &c., furnished Chief of Police Office. Adopted.

By Ald. Hoffman—Resolved, That the Treasurer charge Highway Fund \$23,50, and credit the same amount to Fire Department Fund for furniture; furnished Superintendent's Office. Adopted.

By Ald. Hoffman—Resolved, That the Mayor be and is hereby authorized to execute a Deed, of Engine House and Lot No. 7, to Wm. Bacon on his paying into the Treasury, to the credit of the Fire Department, the sum of four hundred dollars. (\$400.) Adopted.

By Ald. Hoffman—Resolved, That the Treasurer be and is hereby directed to credit all monies received for property sold by the Fire Department Committee, under a resolution adopted by the Board May 5th, 1863, to the Fire Department Fund for the current year of 1863. Adopted.

By Ald. Hoffman—Resolved, That the Treasurer be and is hereby authorized to charge all bills for goods delivered to Fire Department previous to April 1, 1863, to overdraft account and credit Fire Department Fund for 1863 and 1864. Adopted.

By Ald. O'Maley—Resolved, That all owners and occupants of houses and lots on the different avenues be notified by the Commissioner to clean in front of their premises, to the centre of the street, every two weeks, so that said Commissioner can have it carted away.—Adopted.

By Ald. O'Maley—Resolved, That the Central Railroad Company be requested to build a cross walk over the railroad, on the east side of Chatham street, as it is dangerous for persons to pass there, and especially children, in its present condition. Adopted.

By Ald. Bromley—Resolved, That the City Treasurer is hereby authorized and directed to receive from the Trustees of the Scotch Presbyterian Church three hundred dollars, (if paid within fifteen days from the passage of this resolution,) in full payment of the balance of the taxes, including interest and expenses, due from them for Finney street outlet sewer, New Main street improvement and Stillson street improvement, and charge Contingent Fund \$83,44, in-

terest and expenses, and the balance, \$172,86, to erroneous assessments.

Lost as follows:

Yeas—Ald. Rowley, Bromley, Warren, Hoffman, O'Maley, Palmer—6.

Nays—Ald. Cram, Darling, Buell, D. D. T. Moore, St. John, Darrow, H. G. Moore, Upton, Fish, Warner, Mordoff, Flynn, Hebing—13.

By Ald. Warren—Resolved, That the City Attorney, under the directions of the Contingent Expense Committee, be and he is hereby directed to draw up contracts in behalf of the city, with the proprietors of the several papers referred to in the report presented this evening for publishing the proceedings of the Common Council, as recommended by said committee, and that the Mayor be requested to execute the same.

Ald. Hebing moved to amend by adding, "and to include the other German paper, the Observer, and that each German paper be paid \$500."

Amendment adopted as follows:

Yeas—Ald. Darling, Rowley, Buell, D. D. T. Moore, Darrow, Bromley, Hoffman, H. G. Moore, Upton, Mordoff, Palmer, Hebing—12.

Nays—Ald. Cram, St. John, Warren, O'Maley, Fish, Warner, Flynn—7.

Ald. Warner moved as a further amendment, that the amount to be paid to the Rochester Daily Union and Advertiser be \$1,500.

Adopted as follows:

Yeas—Ald. Cram, Darling, Rowley, St. John, Darrow, Bromley, Warren, Hoffman, O'Maley, Fish, Warner, Mordoff, Palmer, Flynn, Hebing—15.

Nays—Ald. Buell, D. D. T. Moore, H. G. Moore, Upton—4.

Ald. Mordoff moved as a further amendment, that the amount to be paid to the Daily Democrat and American be \$900.

Lost as follows:

Yeas—Ald. Darling, Rowley, Buell, D. D. T. Moore, H. G. Moore, Upton, Fish, Mordoff, Hebing—9.

Nays—Ald. Cram, St. John, Darrow, Bromley, Warren, Hoffman, O'Maley, Warner, Palmer, Flynn—10.

Ald. D. D. T. Moore moved as a further amendment, that the amount to be paid to the Daily Democrat and American, and to the Rochester Evening Express, be \$800 each.

Adopted as follows:

Yeas—Ald. Darling, Rowley, Buell, D. D. T. Moore, Bromley, Warren, Hoffman, O'Maley, H. G. Moore, Upton, Fish, Warner, Mordoff, Flynn, Hebing—16.

Nays—Ald. Cram, Darrow, Palmer—3.

The original resolution, as thus amended, was then adopted as follows:

Yeas—Ald. Darling, Rowley, Buell, D. D. T. Moore, Darrow, Warren, Hoffman, O'Maley, H. G. Moore, Upton, Fish, Warner, Mordoff, Palmer, Flynn, Hebing—16.

Nays—Ald. Cram, St. John, Bromley.

By Ald. Warren—Resolved, That the City Attorney be and he is hereby directed to agree to an arbitration in the action of Wilson D. Oviatt against the city, as per offer made on behalf of the plaintiff, and that Samuel D. Porter be named as arbitrator on the part of the city. Adopted.

By Ald. Warren—Whereas, In this as in all other cities the bodies of dead persons are occasionally found, which have to be taken in charge

by the public authorities, and upon which inquests require to be held; and

Whereas, There is in this city no place furnished or provided for the reception of such bodies and the holding of such inquests, as there should be in all well regulated cities; therefore

Resolved, That a suitable apartment or apartments be prepared in the Centre Market building, under the direction of the City Property Committee, for the purpose of the reception of the bodies of dead persons found in the city, and for holding inquests.

On motion of Ald. Bromley, laid upon the table until the next regular meeting.

By Ald. D. D. T. Moore—Resolved, That the contract between the Mayor and Common Council of the city of Rochester and the Rochester Water Works Company, made on the 18th day of January 1861, be and the same is hereby extended from the 1st day of January 1864 to the 1st day of January 1866, in the accordance with petition of Committee of said Water Works Company, presented this evening.—Adopted.

By Ald. D. D. T. Moore—Resolved, That the City Superintendent be authorized and directed to open School Alley, from its present southern terminus to South Fitzhugh street, according to the lines heretofore established. Adopted.

By Ald. Rowley—Resolved, That the Mayor be and is hereby authorized to execute the assignment of the claim growing out of the Billinghamst and Requa batteries, the same heretofore submitted to this Board. Adopted.

By Ald. Rowley—Resolved, That the City Treasurer pay John M'Convill, attorney for Thos. Purcell, seventy dollars in full, payment of an award in the matter of widening Main street, made to said Purcell by the Commissioners duly appointed for that purpose. Adopted.

Ald. Rowley called up the report and resolution presented this evening, in relation to refunding the Banks the amount of taxes paid by them under protest on U. S. bonds, and moved the adoption of the same.

On motion of Ald. Fish referred to the City Attorney.

Ald. Rowley called up the resolution accompanying the report upon the claim of John Keers, which was adopted as follows:

Yeas—Ald. Cram, Darling, Rowley, St. John, Darrow, Bromley, Hoffman, O'Maley, H. G. Moore, Upton, Warner, Mordoff, Palmer, Flynn, Hebing—15.

Nays—Ald. D. D. T. Moore, Fish—2.

By Ald. Cram—Resolved, That the improvement of Buffalo street, from Fitzhugh street to the canal, be discontinued until further ordered by this Board. Adopted.

By Ald. Fish—Whereas, It has been the practice of many of the city officers to take the various Daily papers, and that at the end of each fiscal year the city are called upon, and have paid large amounts for the same, and charged to Contingent Fund. Therefore

Resolved, That the Board will no longer pay for any daily papers, except such as are ordered by this Board. Adopted.

FINANCE BUDGET.

By Ald. Bromley—Resolved, That the Treasurer pay as follows:

By Ald. O'Maley—Resolved, That the Treasurer be authorized to refund to G. F. Bailey & Co. twenty-five dollars of the one hundred paid to the Treasurer for leave to exhibit their Circus and Menagerie on Falls Field on the 11th and 12th of June, 1863.

Ald. Buell moved that the resolution be laid upon the table, which was carried, as follows:
Yeas—Ald. Spencer, Cram, Buell, Darrow, Warren, H. G. Moore, Sidler, Hebing, McQuatters—9.

Nays—Ald. St. John, Bromley, O'Maley, Warner, Flynn—5.

Adjourned.

C. N. SIMMONS, Clerk.

In Common Council, June 16th, 1863.

REGULAR MEETING.

Present—Ald. Spencer, Cram, Darling, Rowley, Buell, D. D. T. Moore, St. John, Darrow, Bromley, Hoffman, O'Maley, H. G. Moore, Upton, Warner, Mordoff, Palmer, Chapman, Sidler, Flynn, Hebing, McQuatters.

Absent—Ald. Warren, Fish and Ernst.

On motion of Ald. L. Warner, Ald. Bromley was called to the chair.

The minutes of the last regular and special meetings were approved.

PETITIONS AND CLAIMS.

By Ald. Cram—Bills of Curtis, Butts & Co., Ernst & Seifried, and petition of Thomas P. Cook. Referred to the Street Committee. Petition of B. Leap and others. City Attorney.

By Ald. Spencer—Bills of Curtis, Butts & Co., Rochester Gas Co., F. Moser & Co., and Ernst & Seifried. Police Committee. Petition of Isaac Atheral. Street Committee.

By Ald. Rowley—Bills of W. Wood and B. R. McAlpine. Finance Committee.

By Ald. Darling—Bills of D. McCormick. Park Committee.

By Ald. St. John—Bills of J. W. Phillips. Poor Committee. Bills of Witmore, Carson & Co., and C. M. St. John. Finance Committee.

By Ald. Darrow—Bills of T. Knowles, J. Van Auken, W. Collinson, M. Hesvey, J. Hannon, W. Carroll, J. Carroll, G. W. Miller, Newman's Band, Burke, Fitz Simons, Hone & Co., Rochester Courier, Ernst & Seifried, Case & Mann, Rochester Gas Co., C. V. Jeffreys. Contingent Expense Committee.

By Ald. O'Maley—Deed from P. V. Connolly and Warren Dutcher of land for a public highway. Committee on Opening Streets. Petition of C. E. Upton and others. Improvement Committee.

By Ald. Hoffman—Bill of J. B. Bennett. Fire Department Committee. Petition for a Special election in the 13th Ward. Law Committee.

By Ald. Palmer—Bill of Dr. L. McKay. Police Committee. Estimate of Jones & McConnell and bill of H. Fox. Sewer Committee.

By Ald. McQuatters—Remonstrance against South Avenue sewer. Table.

By Ald. Hebing—Petition of A. Britton. Committee on Wood Buildings.

By Ald. Chapman—Bill of Siddons & Co. Lamp Committee.

REPORTS.

Ald. Hebing, from the Committee on Wood Buildings, reported in favor of the petition of A. Britton.

Ald. Palmer, from the Sewer Committee, reported in favor of the bill of H. Fox and estimate of Jones & McConnell.

Ald. Darrow, from the Contingent Expense Committee, reported in favor of the bills of C. V. Jeffreys, Rochester Gas Co., Case & Mann, Ernst & Seifried, J. Mayer, Burke, Fitz Simons, Hone & Co., Newman's Band, G. W. Miller, J. Carroll, W. Carroll, J. Hannon, M. Heavy, W. Collinson, J. Van Auken and T. Knowles. Finance Committee.

Ald. St. John, from the Poor Committee, reported in favor of the bill of J. W. Phillips. Finance Committee.

Ald. Mordoff, from the Park Committee, reported in favor of the bill of D. McCormick; Finance Committee.

Ald. Spencer, from the Police Committee, reported in favor of the bills of Ernst & Seifried, F. Moser & Co., and Rochester Gas Company; Finance Committee. Adversely upon the bill of W. D. Oviatt.

Ald. Cram, from the Street Committee, reported in favor of the bill of Ernst & Seifried; Finance Committee.

Ald. D. D. T. Moore, from the Grievance Committee, submitted the following

REPORT ON C. W. GEAR'S CLAIM:

To the Honorable the Mayor and Common Council of the City of Rochester:

GENTLEMEN—The Grievance Committee, to whom was referred the petition of Charles W. Geare, of 133 Main street, asking \$40 damages for a barrel of machine oil taken from the sidewalk in front of his premises, during the celebration of the supposed capture of Richmond, on the evening of the 9th of May, beg respectfully to report

That, having inquired into the matter we find that the petitioner had violated the ordinance of the city in leaving his oil on the sidewalk, or "lying around loose," and hence that the city is not properly or equitably amenable for the damages claimed, or indeed any damages whatever. Though impressed by the eloquent appeal of the petitioner, your Committee are constrained to make this adverse report, and ask to be dismissed from further consideration of the subject.

All of which is respectfully submitted.

D. D. T. MOORE,
W. DARROW,
L. C. SPENCER.

On motion of Ald. Warner, accepted.

The Clerk reported that the Assessors had completed the annual assessment for the current year and returned the rolls to the Clerk's office.

The City Attorney submitted the following

REPORT ON THE CLAIM OF SEVERAL BANKS FOR A REFUND OF TAXES:

To the Hon. the Mayor and Common Council of Rochester:

The undersigned would respectfully submit that, in relation to the claim of several of the Banks of this city for repayment of certain sums paid by them during the past three years as taxes upon said banks, on their capital, or a portion thereof, being unable to come to a satisfactory conclusion from the means of information accessible here, and inasmuch as the due consideration of, and a conclusion upon this question involved necessarily to a very important extent the action of the Assessors and the Common

Council in reference to the taxes for the present year, and as the assessment rolls must by law be completed before the 15th of June, I deemed it highly important to the interests of the city to take every means of arriving at a safe and reliable conclusion on the whole subject. With this view and after consulting with his Honor the Mayor and the Chairman of the Law Committee, and with their concurrence in the propriety of so doing, I proceeded to Albany and New York, and there investigated the questions involved, and learned what action had been taken on the subject in New York, and the views of the corporate authorities and counsel there; and also made investigation both in New York and at the Bank Department in Albany in relation to the bill passed by the Legislature in April last, affecting this subject.

It may be well here to state, that an action was commenced by the Commercial Bank of this city against the city in 1830, to recover \$1,400, claimed by the bank to have been illegally collected by the city as taxes, upon stocks of the United States, claimed by said Bank to be exempt from taxation under State laws, although constituting a part of the capital of the Bank. As another action involving this question, was pending in the Supreme Court of the United States, in which the Bank of Commerce of New York was plaintiff, and the Ex-Commissioners of New York City were defendants, the above mentioned action of the Commercial Bank against this city, seems to have been allowed to rest with a view of abiding the result of the case in the Supreme Court of the United States above referred to. This is the only suit which has been commenced by the Bank against the city in relation to this matter, but several other claims are now made by the Commercial and other Banks to have money so paid refunded.

The case of the Bank of Commerce against the Tax Commissioners of New York was decided in the Supreme Court of the United States in favor of the Bank, and seems to establish the general principle that United States stocks, bonds, or securities are entirely exempt from and beyond the reach of any taxation by virtue of State laws. It is claimed, however, that this decision is put upon the ground that our State laws tax these stocks when constituting bank capital the same as if *property* in the hands of a private individual, that this ground was assumed to be correct or taken for granted by the Court, whilst it is in fact untrue and a vital question yet to be considered in the case. For this and other reasons an application is to be made for a reargument of that case. Until that case is disposed of beyond the possibility of revocation, it will probably be quite as well for the city to defer the proposed repayment of money to the banks.

And even if that decision stands and there is no reargument of that case, still I should hardly then advise the repayment of so large an amount as is claimed, amounting now to over \$9,000, without having the Courts pass upon other questions which I think are fairly involved in the case of these claims for repayment, and which were not in any way involved in, or passed upon in the case decided in the Supreme Court of the United States. That was not an action to recover money paid, but was brought before any money had been paid and to test the one question only of the liability of banks to

taxation, or that part of their capital consisting of United States securities.

In New York, nothing has been refunded to any of the banks on claims of this nature; the banks are assessed this year as formerly to the full amount, and the authorities there seem to have little if any doubt but that the taxes will be collected and retained under the existing laws. As will be readily seen, I have not attempted anything like a discussion of, or the expression of an opinion upon the merits of the very important questions involved, but have merely stated the result of my inquiries and investigations so far as material as affecting any immediate action which it was or may now be deemed necessary to take in the premises. As it will be much easier for the city to pay back when it shall have been established beyond any and all questions that there is no other alternative than to get the amount so paid back again from the banks if by any possibility it should turn out that it need not have been paid. I am clearly of opinion that further action on the subject had better be postponed until further developments are made. The interests involved as affecting the whole country are enormous.— In this city alone the taxes on capital invested by our banks in United States securities for the current year, will amount to something like \$25,000. In New York, the amount of course, is immense, and there is no doubt but the whole subject will be thoroughly and speedily tried and determined, and until this is done, further action here would seem premature.

GEORGE W. MILLER, City Attorney.

On motion of Ald. Rowley, accepted and ordered published.

The City Attorney presented the following:

AWARD ON W. D. OVIATT'S CLAIM.

The undersigned Nehemiah B. Northrop and Samuel D. Porter residents of the City of Rochester, and freeholders thereof, having been appointed to award certain damages to Wilson D. Oviatt, founded upon the failure of a certain conveyance of lands from the City of Rochester to the said Oviatt, as by reference to the annexed submission of the question in controversy will more fully appear; and the undersigned above named being required to select a third person to act with them in awarding said damages, and having made selection of Nehemiah Osburn, also a resident of Rochester and a freeholder thereof, as the third party to act in said arbitration and award in the said Nehemiah B. Northrop, Samuel D. Porter and Nehemiah Osburn, would hereby report that on the 8th day of June 1863, they together went upon the premises described in the submission hereunto annexed in which the City of Rochester and Wilson D. Oviatt are the contending parties and having made due examination they do hereby award and adjudge that the said Wilson D. Oviatt in consideration of the failures in said Deed of Conveyance by which he was to acquire a strip of land fronting on Ely street ten (10) feet and running back therefrom twenty-six (26) feet, has been damaged to the extent and amount of three hundred and seventy-five dollars (\$375,) and that the said City of Rochester shall pay to the said Wilson D. Oviatt in consideration for said deficit of lands as described in said deed, as damages therefore, the sum of three hundred and seventy-five (375) dollars. In witness whereof the undersigned have

hereunto set their hands and seal, the 8th day of June, 1863.

N. OSBURN,
N. B. NORTHROP,
S. D. PORTER,

Fees of Arbitrators \$9.00.

On motion of Ald. Hoffman accepted and ordered published.

COMMUNICATIONS FROM CITY OFFICERS.

The Clerk presented the following:

COMMUNICATION FROM HIS HONOR MAYOR
BRADSTREET.

MAYOR'S OFFICE, }
ROCHESTER, June 16, 1863. }

To the Honorable the Common Council:

GENTLEMEN: I take this occasion to express to your Honorable body my cordial thanks for the very complimentary resolution unanimously adopted by your board at its last regular meeting, held on the 2d instant, wherein it is resolved as the expressed sentiment thereof, that the Mayor is the proper person to preside over the deliberations of said board during the present year.

By an act of the recent legislature, amending the charter of our city, the Mayor thereof, as such, no longer performs legislative duties—his department being made entirely executive, with properly enlarged powers and responsibility.

Retaining the Chair in the board, would be by virtue of the old charter, while the assuming of the added powers and responsibilities would be under the amended form, which has displaced the former, and would be therefore incongruous and inconsistent.

Desiring to give the fullest effect possible to the newly inaugurated system of our city government though thus severing a tie of social and intimate relation which has arisen and been repeated from year to year through the municipal history of our city. I trust each department will enter upon the discharge of its varied and augmented duties with an earnest purpose well and faithfully to perform them, exemplifying at their hands wisdom of the change.

Very respectfully,

N. C. BRADSTREET, Mayor.

On motion of Ald. St. John accepted and ordered published.

ORDINANCES.

AMENDMENTS TO PENAL ORDINANCES.

Ald. H. G. Moore submitted the following amendments to penal ordinances and moved the adoption of the same: The Common Council of the City of Rochester do ordain as follows:

§ 36 on page 12 of the ordinance relating to nuisances is hereby amended by inserting before the word "penitentiary" the words "Monroe county."

§ 13 on page 22 of the ordinance relating to cartmen and porters is hereby amended by striking out the words "county jail and workhouse" and inserting the words "Monroe county penitentiary."

§ 15 on page 31 of the ordinance relating to hackney coaches and carriages is hereby amended by striking out the words "county jail or workhouse" and inserting the words "Monroe county penitentiary."

§ 14 on page 38 of the ordinance relating to markets is hereby amended by striking out the words "county jail or" and inserting the words "Monroe county."

§ 14 on page 44 of the ordinance relating to the erection and removal of buildings is hereby amended by striking out the words "county jail or" and inserting the words "Monroe county."

§ 4 on page 51 of the ordinance relating to undertakers is hereby amended by striking out the words "county jail of the county of Monroe" and inserting the words "Monroe county penitentiary."

§ 4 on page 54 of the ordinance relating to pawnbrokers is hereby amended by striking out the words "county jail of the county of Monroe" and inserting the words "Monroe county penitentiary."

§ 2 on page 55 of the ordinance to regulate and prescribe the breadth of tires upon the wheels of wagons, carts and other vehicles is hereby amended by striking out the words "county jail" and inserting the words "Monroe county penitentiary."

§ 39 on page 80 of the ordinance relating to streets is hereby amended by striking out the word "workhouse" and inserting the words "Monroe county penitentiary."

§ 29 on page 93 of the ordinance to regulate the burial of the dead and for the protection of Mt. Hope Cemetery is hereby amended by striking out the words "county workhouse" and inserting the words "Monroe county penitentiary."

Adopted as follows:

Ayes—Ald. Spencer, Cram, Darling, Rowley, Buell, D. D. T. Moore, St. John, Darrow, Hoffman, O'Maley, H. G. Moore, Upton, Warner, Palmer, Chapman, Sidler, Flynn, Hebing, McQuatters.

SOUTH FITZGHUGH STREET IMPROVEMENT.

By Ald. Warner—Resolved, That all proceedings heretofore had by this Board in relation to improving South Fitzhugh street be and the same are hereby rescinded.

By Ald. Warner—Resolved, That the City Surveyor ascertain and report to this Board the expense of the improvement of South Fitzhugh st., from the south line of lands owned by Roswell Hart and W. A. Reynolds to Lafayette street, by grading the same and constructing a plank sidewalk six feet wide on each side thereof.

Adopted.

The surveyor submitted such estimate at \$300.00.

By Ald. Warner—Resolved, That the following improvement is expedient, viz:

The grading of South Fitzhugh street, from the south line of lands owned by Roswell Hart and W. A. Reynolds to Lafayette st., and the construction of a plank sidewalk six feet wide on each side thereof.

And whereas, The City Surveyor, under the direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$800.00, which estimate is hereby approved.

Resolved, further, That the following portion of said city is deemed benefited and proper to be assessed for the whole expense thereof, namely: "One tier of lots on the west side of South Fitzhugh street, from the south line of land owned by W. A. Reynolds, to Lafayette st., and one tier of lots on the east side of South Fitzhugh st., from land owned by Roswell Hart to Lafayette street."

And the Clerk is hereby directed to publish notice in pursuance of section 165 of the City Charter, that all persons interested in the subject matter of said improvement, are required to attend the Common Council on Tuesday evening, June the 30th, 1863, at half-past seven o'clock, at the Common Council Hall, when allegations will be heard. Adopted.

ALLEN ST. IMPROVEMENT.

By Ald. Warner—Resolved, That the City Surveyor ascertain and report to this Board the expense of the improvement of Allen st. from State st. to Washington st. by macadamizing the roadway 20 feet wide in the centre, and repaving the remainder of the roadway with cobble stone and resetting the curb stone where necessary.

Adopted.

The Surveyor submitted such estimate at \$2,600.00.

By Ald. Warner—Resolved, That the following improvement is expedient, viz: Macadamizing Allen st. 20 feet wide in the centre, from State st. to Washington st., and repaving the remainder of the roadway with cobble stone and resetting the curb stone where necessary.

And Whereas, The City Surveyor, under the direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$2,600, which estimate is hereby approved.

Resolved, further, That the following portion of said city is deemed benefited and proper to be assessed for the whole expense thereof, namely:

"One tier of lots on each side of Allen st. from State st. to Washington st."

And further, Resolved, That the tax-payers to be assessed for making such improvement, may, by paying interest, as hereinafter provided, on the amount assessed to them individually, pay their assessments in three equal payments, as follows: One-third of the amount assessed within three months after the confirmation of the assessment roll, without interest, one-third of the amount, with interest at the rate of seven per cent. per annum within one year from the confirmation of said roll; and the remaining one-third, with interest at the same rate, within two years from the confirmation of such roll.

And the Clerk is hereby directed to publish notice, in pursuance of section 165 of the City Charter, that all persons interested in the subject matter of said improvement are required to attend the Common Council on Tuesday evening, June the 30th, 1863, at half-past seven o'clock, at the Common Council Hall, when allegations will be heard. Adopted.

SOUTH STREET IMPROVEMENT.

By Ald. Warner—Resolved, That the City Surveyor ascertain and report to this Board the expense of the im-

provement of South street, from Court street to the south line of the street on the south side of Washington Square, by setting a curb of Medina stone on the west side of the street and constructing a flag and brick sidewalk.

Adopted.

The Surveyor submitted such estimate at \$680.

By Ald. Warner—Resolved, That the following improvement is expedient, viz: the construction of a flag and bricksidewalk, and setting a curb of Medina stone on the west side of South street, from Court street to the south line of the street on the south side of Washington Square; the flagging to be five feet wide in the centre, and brick 2½ feet wide on each side of the flagging.

And Whereas, The City Surveyor, under the direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$680, which estimate is hereby approved.

Resolved, further, That the following portion of said city is deemed benefited and proper to be assessed for the whole expense thereof, namely:

One tier of lots on the west side of South street, from Court street to the south line of the street, on the south side of Washington Square.

And the Clerk is hereby directed to publish notice in pursuance of section 165 of the City Charter, that all persons interested in the subject matter of said improvement are required to attend the Common Council on Tuesday evening, June the 30th, 1863, at half-past 7 o'clock, at the Common Council hall, when allegations will be heard. Adopted.

LAWRENCE STREET IMPROVEMENT.

By Ald. Warner—Resolved, That the City Surveyor ascertain and report to this Board the expense of the improvement of Lawrence street, from East avenue to Charlotte street, by grading the same and constructing a plank walk, 4 feet 8 inches wide on each side thereof.

The Surveyor submitted such estimate at \$560.

By Ald. Warner—Resolved, That the following improvement is expedient, viz: The grading of Lawrence street, from East avenue to Charlotte street, and the construction of a plank sidewalk, 4 feet 8 inches wide, on each side thereof.

And whereas, The City Surveyor, under the direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$560, which estimate is hereby approved.

Resolved, further, That the following portion of said city is deemed benefited and proper to be assessed for the whole expense thereof, namely: "One tier of lots on each side of Lawrence street, from East avenue to Charlotte street."

And the Clerk is hereby directed to publish notice in pursuance of section 165 of the City Charter, that all persons interested in the subject matter of said improvement, are required to attend the Common Council on Tuesday evening, June the 30th, 1863, at half-past 7 o'clock, at the Common Council Hall, when allegations will be heard. Adopted.

WALK ON THE WEST SIDE OF SOUTH ST. PAUL ST.

On motion of Ald. Warner, the Board proceeded to hear allegations in relation to the improvement described in the ordinance below.

After hearing such allegations from all persons appearing, and after the reading of a remonstrance,

Ald. Warner submitted the following:

An ordinance to construct a brick walk on the west side of South St. Paul street.

The Common Council of the city of Rochester do ordain and determine as follows: A brick sidewalk shall be constructed upon the west side of South St. Paul street, from a point 268 feet south of Main street to the Erie Canal bridge; said walk to occupy the whole space between the curb stone and the line of the street.

And the whole expense shall be defrayed by an assessment upon the owners and occupants of houses and lands to be benefited thereby, and the City Surveyor, under the direction of this Board, having made an estimate of such expense, and reported the same at \$2,950, which estimate was and is hereby approved; the sum of \$2,950, being the whole amount of the estimate aforesaid, shall be assessed on such owners and occupants. And the portion of said city which said Common Council deem will be benefited by said improvement is described as follows: "One tier of lots on each side of South St. Paul street from Main street to the Erie Canal bridge, also the mill property between the old and new aqueducts, from St. Paul street to the Genesee River, excepting land owned by the State," on which above described portion of the city the said sum of \$2,950 is hereby ordered to be assessed.

And the tax-payers to be assessed for making such improvement may, by paying interest, as hereinafter provided, on the amount assessed to them individually, pay their assessments in three equal payments, as follows: One-third of the amount assessed within three months after the confirmation of the assessment roll, without interest; one-third of the amount, with interest at the rate of seven per cent. per annum, within one year from the confirmation of said roll; and the remaining one-

third, with interest at the same rate, within two years from the confirmation of such roll.

And David McKay, Francis Dana and Jared Coleman, the assessors of said City not interested in any of the property so benefited, and not of kin to any person so interested, are hereby designated and directed to make an assessment upon all the owners and occupants of lands and houses within the portion or part of said City, so designated, of the said amount of expense, in proportion, as nearly as may be, to the advantage which each shall be deemed to acquire by the making of said improvement; and said assessors are hereby notified to meet for this purpose, on Saturday, the 20th day, of June, 1863, at nine o'clock in the forenoon, at the office of the City Clerk.

Passed by the following vote:

Ayes—Ald. Spencer, Cram, Dalling, Rowley, Buell, D. T. Moore, St. John, Darrow, Bromley, Hoffman, O'Maley, H. G. Moore, Upton, Warner, Mordoff, Palmer, Chapman, Sidler, Flynn, Heling, McQuatters—21.

Nays—None.

SEWER IN ALEXANDER STREET.

By Ald. Palmer—Resolved, That the City Surveyor ascertain and report to this Board the expense of constructing a stone sewer 2 feet by 2 feet in Alexander st., from the lateral sewer in front of lot No. 48 in the Bixby Tract to the sewer in Charlotte street.

Adopted.

The Surveyor submitted such estimate at \$35,500.

By Ald. Palmer—Resolved, That the following improvement is expedient, viz:

The construction of a stone sewer in Alexander street, from the lateral sewer in front of lot No. 48 in the Bixby Tract, to the sewer in Charlotte street, said sewer to be two feet square.

And whereas, The City Surveyor, under the direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$35,500, which estimate is hereby approved.

Resolved, further, That the following portion of said city is deemed benefited and proper to be assessed for the whole expense thereof, namely:

One tier of lots on each side of Alexander street, from the lateral sewer in front of lot No. 48 in the Bixby Tract, to Charlotte street.

And further Resolved, That the tax-payers to be assessed for making such improvement may, by paying interest as hereinafter provided, on the amount assessed to them individually, pay their assessments in three equal payments as follows: One-third of the amount assessed within three months after the confirmation of the assessment roll, without interest; one-third of the amount, with interest at the rate of seven per cent. per annum, within one year from the confirmation of said roll; and the remaining one-third, with interest at the same rate, within two years from the confirmation of such roll.

And the Clerk is hereby directed to publish notice in pursuance of section 165 of the City Charter, that all persons interested in the subject matter of said improvement are required to attend the Common Council on Tuesday evening, June the 30th, 1863, at 7½ o'clock, at the Common Council Hall, when allegations will be heard. Adopted.

SEWER IN BURNS STREET.

On motion of Ald. Palmer, the Board proceeded to hear allegations in relation to the improvement described in the ordinance below:

No person appearing to make allegations,

Ald. Palmer submitted the following:

An ordinance to construct a sewer in Burns street.

The Common Council of the City of Rochester do ordain and determine as follows: A stone sewer 18 inches by 2 feet shall be constructed in Burns street from the Centre of Wentworth street to the sewer in Frances street.

And the whole expense shall be defrayed by an assessment upon the owners and occupants of houses and lands to be benefited thereby, and the City Surveyor, under the direction of this Board, having made an estimate of such expense, and reported the same at \$1,250, which estimate was and is hereby approved; the sum of \$1,250, being the whole amount of the estimate aforesaid, shall be assessed on such owners and occupants. And the portion of said city which said Common Council deem will be benefited by said improvement is described as follows: "One tier of lots on each side of Burns street, from Wentworth street to Frances street, and lots 122 and 134 on the south side of Wentworth street, on which the above described portion of the City, the said sum of \$1,250 is hereby ordered to be assessed.

And David McKay, Francis Dana and Jared Coleman the assessors of said City, not interested in any of the property so benefited, and not of kin to any person so interested, are hereby designated and directed to make an assessment upon all the owners and occupants of lands and houses within the portion or part of said City so designated, of the said amount of expense, in proportion, as nearly as may be, to the advantage which each shall be deemed to acquire by the making of said improvement; and said assessors are hereby notified to meet for this purpose, on Saturday, the 20th day of June, 1863, at nine o'clock in the forenoon, at the office of the City Clerk.

Passed by the following vote:
Yeas—Ald. Spencer, Cram, Darling, Rowley, Buell, D. D. T. Moore, St. John, Darrow, Bromley Hoffman, O'Maley, H. G. Moore, Upton, Warner, Mordoff, Palmer, Chapman, Sidler, Flynn, Hebing, McQuatters—21.
Nays—None.

SEWER IN SCRANTOM STREET.

By Ald. Palmer—Resolved, That the City Surveyor ascertain and report to this Board the expense of constructing a stone sewer 18 inches by 2 feet in Scrantom street, from Clinton street to the Sewer in St. Paul street. Adopted.

The Surveyor submitted such estimate at \$5,000,00.
By Ald. Palmer—Resolved, That the following improvement is expedient, viz: The construction of a stone sewer 18 inches by 2 feet, in Scrantom street, from Clinton street to the sewer in St. Paul street.

And Whereas, The City Surveyor, under the direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$5,000,00, which estimate is hereby approved.

Resolved—Further, That the following portion of said city is deemed benefitted and proper to be assessed for the whole expense thereof, viz:

“One tier of lots on each side of Scrantom street, from Clinton street to St. Paul street.

And further, Resolved, That the tax-payers to be assessed for making such improvement may, by paying interest, as hereinafter provided, on the amount assessed to them individually, pay their assessments in three equal payments, as follows: One-third of the amount assessed within three months a ter the confirmation of the assessment roll, without interest; one-third of the amount, with interest at the rate of seven per cent. per annum, within one year from the confirmation of said roll; and the remaining one-third, with interest at the same rate, within two years from the confirmation of such roll.

And the Clerk is hereby directed to publish notice in pursuance of section 135 of the City Charter, that all persons interested in the subject matter of said improvement, are required to attend the Common Council on Tuesday evening, June the 30th, 1863, at half-past 7 o'clock, at the Common Council Hall, when allegations will be heard. Adopted.

SEWER IN SOUTH AVENUE.

Ald. Palmer pre sented the final ordinance for a sewer in South Avenue from Grand street to Alexander street and moved that the further consideration of the same be postponed until the next regular meeting.
Motion adopted.

SEWER IN UNION STREET.

On motion of Ald. Palmer the Board proceeded to hear allegations in relation to the improvement described in the ordinance below:

No person appearing to make a legations

Ald. Palmer submitted the following.

An ordinance to construct a stone sewer in Union street from the Centre of University Avenue to the sewer in Main street.

The Common Council of the City of Rochester do ordain and determine as follows: A stone sewer one and a half feet square shall be constructed in Union street from the centre of University Avenue to the sewer in Main street.

And the whole expense shall be defrayed by an assessment upon the owners and occupants of houses and lands to be benefitted thereby, and the City Surveyor, under the direction of this Board, having made an estimate of such expense, and reported the same at \$660 00, which estimate is hereby approved; the sum of \$660 00, being the whole amount of the estimate aforesaid, shall be assessed on such owners and occupants. And the portion of said city which said Common Council deem will be benefitted by said improvement is described as follows: “One tier of lots on each side of Union street from a point 30 feet south of University Avenue to the sewer in Main street on which above described portion of the city, the said sum of \$660 00 is hereby ordered to be assessed.

And David McKay, Francis Dana and Jared Coleman, the assessors of said city, not interested in any of the property so benefitted, and no notice to any person so interested, are hereby designated and directed to make an assessment upon all the owners and occupants of lands and houses within the portion or part of said city so designated, of the said amount of expense, in proportion, as nearly as may be, to the advantage which each shall be deemed to acquire by the making of said improvement; and said assessors are hereby notified to meet for this purpose on Saturday, the 20th day of June, 1863, at nine o'clock in the forenoon, at the office of the City Clerk.

Passed by the following vote:

Yeas—Ald. Spence, Cram, Darling, Rowley, Buell, D. D. T. Moore, St. John, Darrow, Hoffman, O'Maley, H. G. Moore, Upton, Warner, Mordoff, Palmer, Chapman, Sidler, Flynn, Hebing, McQuatters.

SEWER IN ROMEYN, MAGNE, BROWN, KING, ALLEN, AND CANAL STREETS.

Ald. Palmer presented the final ordinance for a sewer in Romeyn, Magne, Brown, King, Allen, and Canal streets, and, after allegations had been heard from all persons appearing, moved that the further consideration of the same be postponed until the next regular meeting.

Lost as follows:

Yeas—Aldermen Spencer, Cram, Mordoff, Palmer, Sidler, Flynn, Hebing, and McQuatters—8.

Nays—Aldermen Darling, Rowley, Buell, D. D. T. Moore, St. John, Darrow, Bromley, Hoffman, O'Maley, H. G. Moore, Upton, Warner, Chapman—13.

Ald. Buel moved that the ordinance be indefinitely postponed. Lost.

Ald. Hebing moved that the further consideration of said ordinance be postponed until four weeks from to-night, July 14th. Adopted as follows:

Yeas—Aldermen Spencer, Cram, Darling, Hoffman, O'Maley, Mordoff, Palmer, Sidler, Flynn, Hebing, and McQuatters—11.

Nays—Aldermen Rowley, Buel, D. D. T. Moore, St. John, Darrow, Bromley, H.G. Moore, Upton, Warner, and Chapman—10.

Ald. H. G. Moore gave notice that at the next regular meeting he should offer an ordinance relating to tying or snubbing boats to certain posts and chains at the south end of Irving Place.

Also, an ordinance relating to erecting guards to cellars or other excavations adjoining to any public street.

ASSESSMENTS.

Ald. Palmer presented the assessment roll for a sewer in St. Joseph street from a point 20 feet south of Catharine street to the Nassau and St. Josepo street sewer, and after an opportunity had been given for appeals to be heard therefrom, said roll was confirmed by the following vote:

Yeas—Ald. Spencer, Cram, Darling, Rowley, Buel, D. D. T. Moore, St. John, Darrow, Hoffman, O'Maley, H. G. Moore, Upton, Warner, Mordoff, Palmer, Chapman, Sidler, Flynn, Hebing, and McQuatters—20.

Ald. Palmer presented the assessment roll for a sewer in Clinton street, from the North line of lot No. 1, in the Ringleston tract to the railroad sewer, and after an opportunity had been given for appeals to be heard, said roll was confirmed by the following vote:

Yeas—Spencer, Cram, Darling, Rowley, Buell, D. D. T. Moore, Hoffman, O'Maley, H. G. Moore, Upton, Mordoff, Palmer, Chapman, Hebing, McQuatters—15.

Ald. Warner presented the assessment rolls for the following improvements:

Improving Hawkins street from Scrantom St., to Oakman St., and Oakman St., from Hawkins St., to Galusha St.

Constructing a plank walk on the east side of Ford St., from a point 84 feet north of West Avenue to Hill St.

Constructing a plank walk on each side of Alexander St., from the Erie Canal to Monroe street.

And moved that the next regular meeting June 30th, the time be fixed when appeals will be heard. Motion adopted.

EXECUTIVE.

On motion of Ald. Hoffman the Board proceeded to ballot for a Chief Engineer, when

John McMullen received.....15 votes.

Geo. B. Harris..... 3 "

Samuel Steward..... 3 "

John McMullen was declared appointed.

On motion of Ald. Hoffman the Board proceeded to ballot for four Assistant Engineers, when Zacariah Weaver, Wendell Bayer, John Arth, and T. O'Brien each received 21 votes and were declared appointed.

MISCELLANEOUS.

By Ald. Hebing—Resolved, That Michael Daily be authorized to build the plank walk in front of his premises on Mungerstreet—provided he obtains the consent of the contractors, and fully complies with the specifications for said work, and also provided that he completes the same within ten days from the passage of this resolution. Adopted.

By Ald. Hebing—Resolved, That the Improvement Committee is hereby instructed to introduce an ordinance at the next regular meeting of this Board for a new plank walk on the east side of Mount Hope Avenue. The present one being in a dangerous condition. Adopted.

By Ald. Hebing—Resolved, That Alexander Britton have leave to erect a temporary wooden barn in the same style as commenced on South St. Paul St., under the direction of the Fire Marshal, this permit not to exceed three months. Adopted.

By Ald. Sidler—Resolved, That Anton Pressler have a market license granted to him, to be located at the corner of Lyell and Graham Sts., by his paying into the City Treasury, at the rate of seventy-five dollars per annum, quarterly in advance. Adopted.

By Ald. Chapman—Resolved, That those Sts., heretofore called Main st., and New Main Sts., be hereafter called and known as Main St., from the eastern limit of the city to the west end of the Main St bridge, and that the Superintendent cause signs to be put up accordingly. Adopted.

By Ald. Palmer—Resolved, That the contractors for the construction of Buffalo st sewer be and they are hereby directed to construct said sewer no further than to the east line of Fitzhugh st., instead of the west line, as required by the contract and specifications.

Ald. Buell moved to amend by striking out the words "east line" and inserting the word "centre."

Amendment accepted by the mover.

As thus amended adopted.

By Ald. Palmer—Resolved, That the City Clerk draw two orders for one thousand dollars each in favor of McConnell & Jones, and payable to their order as follows: One in one year from the 16th day of June, 1863, and one in two years from the 16th day of June, 1863, both with interest, and the City Treasurer is hereby authorized to accept the same in behalf of the city and charge Buffalo st. sewer fund.

Adopted all ayes.

By Ald. Warner—Resolved, That the persons assessed for a plank walk on Reynolds st. are hereby permitted to build their own walks in accordance with the ordinance passed, to be done under the direction of the Improvement Committee, if done within 30 days from date. Adopted.

By Ald. Warner—Resolved, That the Treas-

urer is hereby directed to receive 66 per cent. of the amount assessed for grading Varnum st. in full. Adopted.

By Ald. Upton—Resolved, That the committee for opening and alteration of streets be requested to ascertain whether North Alexander st. is a public st., and if not, that they be requested to open North Alexander st. as a public st. Adopted.

By Ald. Hoffman—Resolved, That the salary of the Chief Engineer be six hundred dollars for the ensuing year, and that of the Assistant Engineers be each two hundred dollars for the same time. Adopted.

By Ald. Hoffman—Resolved, That the Treasurer pay to W. D. Oviatt the sum of \$410 87 in full of award made in the action by him against the city, and all costs therein, on the execution of papers discontinuing said action and acknowledging satisfaction of his claim to be approved by the City Attorney, and charge the same to overdraft account of Fire Department Fund of the past year, the amount received from the sale of said property having been credited to that fund at the time of the sale.

Adopted all ayes.

By Ald. Hoffman—Resolved, That his honor the Mayor be and is hereby authorized to execute a contract with David Wagner for building a reservoir at the intersection of New Main and Scio sts., according to the plan and specifications for the same, made by the City Surveyor.—Adopted.

By Ald. Hoffman—Resolved, That the Street Superintendent is hereby directed to remove all obstructions in the alleys leading from Buffalo st. to the Erie Canal, between the west line of the Genesee River and High st., and see that the same is kept clear of such obstructions, so that in case of fire the engines can have free passage to the canal. Adopted.

By Ald. O'Maley—Resolved, That this Board accept the land deeded by Patrick Connolly and Warren W. Dutcher to the city of Rochester May 5th, 1863, for the public use, as a street, to be denominated Conkey street, and that the grade shown by the profile herewith presented, be the established grade of the street.

Resolved further, That Warren W. Dutcher be permitted to grade said street at his own expense, in conformity to the grade shown by the aforesaid profile, said grading to be completed by the first day of November, 1863, at which time said street shall be opened.

Adopted—all ayes.

By Ald. St. John—Resolved, That the Street Committee be and are hereby authorized and requested to cause the shade trees in the vicinity of public Lamps, to be properly and carefully trimmed up in such manner as not to obstruct the light from said lamps. Adopted.

By Ald. Buell—Resolved, That the Treasurer be authorized and instructed to pay to John Craig, Esq., the amount of money that has been paid and accounted for to the city, on certificates of sales of lands for taxes held by him on property assigned to Andrew Miller, together with interest thereon, at the rate of seven per cent. per annum, and charge appropriate fund.

Ald. Buell moved its reference to the Law Committee.

Motion adopted.

Ald. Rowley moved a reconsideration of the last motion. Adopted.

The original resolution was then adopted—all ayes.

By Ald. D. D. T. Moore—Resolved, That the future meetings of this Board shall not continue in session later than 11 o'clock P. M., and that if necessary for the transaction of business afternoon sessions be held. Adopted.

By Ald. Rowley—Resolved, That Aldermen Palmer and Buell be added to the special committee appointed on the claim of Norman Aylesworth. Adopted.

By Ald. Palmer—Resolved, That his Honor the Mayor be authorized to execute a contract with Dan'l W. Lynch, agreeable to his bid, for construction of sewer in Joiner street, for said work. Adopted.

Ald. Palmer moved a reconsideration of the resolution in relation to constructing the Buffalo street sewer no farther than the centre of Fitzhugh street.

Motion adopted.

Ald. Palmer now moved the adoption of the original resolution, as follows:

Resolved, That the contractors for the construction of Buffalo street sewer be and they are hereby directed to construct said sewer no farther than to the east line of Fitzhugh street, instead of the west line, as required by the contract and specifications.

Adopted as follows:

Yeas—Ald. Spencer, Darling, Rowley, Howman, O'Maley, Warner, Mordoff, Palmer, Chapman, Sidler, Flynn.

Nays—Ald. Cram, Buell, D. D. Moore, St. John, H. G. Moore, Upton.

By Ald. Spencer—Resolved, That the Police Committee be authorized to purchase coal for Police Department for ensuing year. Adopted.

By Ald. Cram—Resolved, That the City Surveyor be and he is hereby directed to establish the lines of Oak street from Allen street to Jay street. Adopted.

FINANCE BUDGET.

By Ald. Rowley—Resolved, That the Treasurer pay as follows:

CONTINGENT FUND.

| | |
|--|---------|
| T. Knowles, hack hire..... | \$ 7 00 |
| J. Van Ancker, " " " "..... | 4 00 |
| Wm. Collison, " " " "..... | 3 00 |
| M. Heavy, " " " "..... | 3 00 |
| G. W. Miller, expenses to Albany and New York..... | 27 00 |
| John Carroll, hack hire..... | 1 50 |
| Wm. Carroll, " " " "..... | 12 00 |
| John Hannon, " " " "..... | 3 00 |
| C. V. Jeffrey, undertaker..... | 29 00 |
| Case & Mann, sundries..... | 14 15 |
| Ernst & Seifried, " " " "..... | 3 85 |
| Rochester Courier Office, printing..... | 2 20 |
| Burke, Fitzsimmons, Hone & Co..... | 2 78 |
| Newman's Band, services..... | 36 00 |

And charge Contingent Fund.

BOARD OF HEALTH FUND.

| | |
|--|--------|
| H. H. Langworthy, for vaccinating 785 persons..... | 157 00 |
| W. M. Fleming, " " " " 346 " "..... | 69 40 |
| Charles Vail, " " " "..... | 90 40 |
| L. Keuchling, " " " "..... | 126 6 |
| F. Van Dorn, painting signs..... | 1 53 |
| Denning & Dougherty..... | 6 00 |
| Richard Allen, services as Health Policeman and Inspector..... | 43 00 |
| E. S. Treat, assisting in vaccinating..... | 7 50 |
| B. Minges, for removing small pox patients to Hospital..... | 40 00 |
| B. Bardwell, services as health inspector..... | 21 00 |
| disbursements..... | 3 00 |

And charge Board of Health Fund.

POOR FUND.

| | |
|--|----------|
| J. W. Phillips, wood and delivery..... | 1,253 54 |
|--|----------|

And charge Poor Fund.

HIGHWAY FUND.

| | |
|---------------------------------|-------|
| Ernst & Seifried, hardware..... | 54 17 |
|---------------------------------|-------|

And charge Highway Fund.

POLICE FUND.

| | |
|---------------------------------------|-------|
| Ernst & Seifried, hardware..... | 19 05 |
| F. Moser & Co., coal..... | 30 00 |
| Roch Gas Co., gas in watch house..... | 33 25 |

And charge Police Fund.

LAMP FUND.

| | |
|---|-------|
| Siddons & Co., for repairing and painting street lamps..... | 38 73 |
|---|-------|

And charge Lamp Fund.

PARK FUND.

| | |
|---|------|
| Daniel McCormick, work on Jones Square..... | 7 00 |
|---|------|

And charge Park Fund.

IMPROVEMENT FUNDS.

Also, when there are funds applicable, as follows:

| | |
|--|--------|
| Whitmore, Carson & Co., cross walks, etc., on Monroe avenue..... | 120 21 |
| C. M. St. John, commissioner, repairs on Monroe avenue..... | 144 25 |
| W. Wood, commissioner, repairs on North street..... | 156 05 |
| B. R. McAlpine, repairs on East avenue..... | 54 50 |

And charge those Funds.

| | |
|----------------------------------|------|
| Henry Fox, lumber for sewer..... | 2 08 |
|----------------------------------|------|

And charge Buffalo St. Sewer Fund.

Adopted—all ayes.

ANNUAL ASSESSMENT OF CITY TAXES.

By Ald. Rowley—Resolved, That the following sums be and the same are hereby directed to be raised, and are hereby assessed on all real and personal estate in the city of Rochester liable to taxation, according to the valuation of the same in the last preceding assessment rolls, which have been delivered by the assessors to the City Clerk, and reported to the Common Council this evening, which sums are necessary to defray the contingent and other expenses of said city, namely:

| | |
|--|-------------|
| For lighting the city..... | \$18,000 00 |
| For support of the police department..... | 14,000 00 |
| For general contingent expenses..... | 15,000 00 |
| For expenses of fire engines, engine houses, cisterns, reservoirs, apparatus, and preparations for preventing and extinguishing fires..... | 12,000 00 |
| For the construction and repairs of streets, alleys, lanes, and bridges..... | 10,000 00 |
| For the support and relief of the poor of the city..... | 15,000 00 |
| For defraying the expenses of the Board of Health..... | 4,000 00 |
| For the support of common schools, as follows: | |
| To lease, alter, and repair school houses..... | \$3,000 00 |
| To build school houses and for the purchase of sites..... | 6,000 00 |
| To pay the wages of teachers and defray contingent expenses..... | 27,572 00 |

| | |
|--|-----------|
| For the sinking fund provided for the funded debt..... | 12,320 00 |
|--|-----------|

| | |
|--|----------|
| For the maintenance and improvement of public parks..... | 1,500 00 |
| For maintaining and repairing sewers..... | 1,000 00 |
| For general city taxes of 1862 erroneously assessed..... | 715 85 |

| | |
|---|--|
| For cleaning and keeping in repair the following avenues: | |
|---|--|

| | |
|--|----------|
| North street, from Main st. to the railroad..... | 300 00 |
| L'vill street, from State st. to the city line..... | 300 00 |
| Monroe avenue, from Clinton st. to Alexander st..... | 300 00 |
| Mount Hope avenue, from the Erie canal to Mount Hope Cemetery entrance..... | 300 00 |
| West avenue, from the Erie canal to the city line..... | 300 00 |
| Lake avenue, from Ambrose st. to McCracken street..... | 300 00 |
| Plymouth avenue, from the Genesee Valley canal to the city line..... | 300 00 |
| For the payment of one bond issued for the improvement of Deep Hollow, due Sept. 1, 1863 or the payment of one bond issued for the Rochester and Genesee Valley Railroad stock, due Jan'y 1, 1864..... | 4,000 00 |
| | 2,000 00 |

| | |
|--|--------------|
| For semi-annual interest on \$25,000 six per cent. bonds issued to widen Main st. bridge, due and paid Jan'y 1, 1863..... | \$750 00 |
| For semi-annual interest on the same, due July 1, 1863..... | 750 00 |
| For semi-annual interest on the same, due Jan'y 1, 1864..... | 750 00 |
| For semi-annual interest on \$15,000 seven per cent. bonds, issued to build Clarissa st. bridge, due and paid Jan'y 1, 1863..... | 525 00 |
| For semi-annual interest on the same, due July 1, 1863..... | 525 00 |
| For semi-annual interest on the same, due Jan'y 1, 1864..... | 525 00 |
| For semi-annual interest on \$12,950 six per cent. bonds, issued for the purchase and equipment of steam fire engines, due and paid March 16, 1863..... | 388 50 |
| For semi-annual interest on the same, due March 16, 1863..... | 388 50 |
| For semi-annual interest on the same, due March 16, 1864..... | 388 50 |
| For semi-annual interest on \$66,000 seven per cent. bonds, issued for the floating debt of April 1, 1862, due and paid April 15, 1863..... | 2,310 00 |
| For semi-annual interest on the same, due Oct. 15, 1863..... | 2,310 00 |
| For semi-annual interest on \$57,000 seven per cent. bonds, issued for the floating debt of Deep Hollow and Andrews st. improvement, due and paid May 1, 1863..... | 1,995 00 |
| For semi-annual interest on the same, due Nov. 1, 1863..... | 1,995 00 |
| For semi-annual interest on \$18,000 seven per cent. bonds, issued for Deep Hollow improvement, due and paid May 15, 1863..... | 455 00 |
| For three and a half months' interest on \$4,000 of above bonds, due Sept. 1, 1863..... | 81 68 |
| For semi-annual interest on \$9,000 of above bonds, due Nov. 15, 1863..... | 315 00 |
| For semi-annual interest on \$260,000 six per cent. bonds, issued for Rochester and Genesee Valley Railroad stock, due July 1, 1863..... | 7,800 00 |
| For semi-annual interest on the same, due Jan'y 1, 1864..... | 7,800 00 |
| For semi-annual interest on \$20,000 six per cent. bonds, issued for Main st. bridge, due July 1, 1863..... | 600 00 |
| For semi-annual interest on the same, due Jan'y 1, 1864..... | 600 00 |
| For semi-annual interest on \$40,000 six per cent. bonds, city stock, due July 1, 1863..... | 1,200 00 |
| For semi-annual interest on the same, due Jan'y 1, 1864..... | 1,200 00 |
| For semi-annual interest on \$30,000 six per cent. bonds, issued for City Hall, due July 1, 1863..... | 900 00 |
| For semi-annual interest on the same, due Jan'y 1, 1864..... | 900 00 |
| For semi-annual interest on \$50,000 seven per cent. bonds, issued for the bridge loan of 1857, due July 1, 1863..... | 1,750 00 |
| For semi-annual interest on the same, due Jan'y 1, 1864..... | 1,750 00 |
| For semi-annual interest on \$20,000 seven per cent. bonds, issued for the Alms House, due July 1, 1863..... | 700 00 |
| For semi-annual interest on the same, due Jan'y 1, 1864..... | 700 00 |
| For semi-annual interest on \$7,050 six per cent. bonds, issued for the purchase of steam fire engines, due July 1, 1863..... | 211 50 |
| For semi-annual interest on the same, due Jan'y 1, 1864..... | 211 50 |
| | \$40,775 18 |
| Deduct interest accrued on bonds sold and credited to this account..... | \$350 87 |
| Deduct balance to credit of this account March 15, 1862..... | 72 94 |
| | 423 61 |
| | 40,351 57 |
| | \$188,559 42 |

All said sums to be assessed, amounting to one hundred and eighty-eight thousand five hundred and fifty-nine dollars and forty-two cents.

Adopted as follows:

Ayes—Ald. Spencer, Cram, Darling, Rowley, Buell, D. D. T. Moore, St. John, Hoffman, O'Maley, H. G. Moore, Upton, Warner, Mordoff, Palmer, Chapman, Sidler, Flynn—17.

Noes—None.

C. N. SIMMONS, Clerk.

Adjourned.

In Common Council--June 30th, 1863.

REGULAR MEETING.

Present—Ald. Spencer, Cram, Darling, Rowley, Buell, D. D. T. Moore, St. John, Darrow, Bromley, O'Maley, H. G. Moore, Upton, Fish, Warner, Mordoff, Palmer, Sidler, Hebing and McQuatters.

Absent—Ald. Warren, Hoffman, Ernst, Chapman and Flynn.

On motion of Ald. Spencer, Ald. Bromley was called to the chair.

The minutes of the last meeting were approved.

PETITIONS AND CLAIMS.

By Ald. Spencer—Bills of W. Mudgett, J. Wegman, Curtis, Butts & Co., Brown & Williams, and Policemen, Police Committee. Remonstrance against Allen street improvement. Table.

Ald. Cram presented a list of judgments obtained by the late City Attorney, John M'Convill, and moved that the same remain in his hands for collection, under such an arrangement as may be made with him by the Finance Committee.

Motion adopted.

Bills of J. D. Quinn and B. Huck; Street Committee.

Ald. Rowley presented a petition from John M'Convill to purchase the city's interest in the lot on the corner of Main and Stallson streets, and moved that it be referred to the Contingent Expense Committee to inquire into and report to this Board.

Ald. Warner moved to amend by making the reference to the Law Committee.

Motion adopted.

By Ald. Darrow—Bills of H. P. Langworthy, Newman's Band, Smith & Bond, Brown & Williams, A. Allen, J. Kisslingbury, F. Lockhart and A. Nolte; Contingent Expense Committee.

By Ald. Palmer—Estimates of B. McFarlin, G. S. Copeland & Co.; bills of D. McCormick and J. Riley; petitions for a sewer in Buffalo street, and a petition for the improvement of East street; Sewer Committee.

By Ald. St. John—Bills of J. Cline, I. V. Moshier, H. Bender, Van Zandt & Fenner, Smith & Dewey, George A. Sidler, Curtis, Butts & Co., E. N. Buell and J. Howe; Poor Committee. Communication from Andrew Boyd. Table.

By Ald. Fish—Bills of Louis Bauer and H. E. White; Finance Committee.

By Ald. Hebing—Petitions of J. Miher, W. Churchill, O. Morgan and J. Tierney; Committee on Wood Buildings. Petition in relation to Scrantom street sewer; referred to the Sewer Committee.

By Ald. Warner—Estimates of T. McManus and Hanford & Crammond; Finance Committee. Petition for walks in Allen street; Improvement Committee.

By Ald. H. G. Moore—Bills of J. Tierney, R. A. Hall, G. Tegg, J. W. Phillips, A. McNeis and E. Wray; Fire Department Committee.

By Ald. Sidler—Petition for a plank walk on Wilder street; Improvement Committee.

By Ald. Darling—Bill of M. Kinsella; Park Committee.

REPORTS.

Ald. St. John, from the Poor Committee, reported in favor of the bills of J. Cline, I. V. Moshier, H. Bender, Van Zandt & Fenner, Smith & Dewey, G. A. Sidler, Curtis, Butts & Co., E. N. Buell and J. Howe; Finance Committee.

Ald. Cram, from the Street Committee, reported in favor of the bills of J. D. Quinn, for disbursements, and B. Huck; Street Committee.

Ald. Darrow, from the Contingent Expense Committee, reported in favor of the bills of H. P. Langworthy, A. Nolte, F. Lockhart, J. Kisingbury, A. Allen, Brown & Williams, Smith & Bond, Newman's Band; Finance Committee.

Ald. H. G. Moore, from the Fire Department Committee, reported in favor of the bills of E. Wray, A. McNeis, J. W. Phillips, G. Tegg, R. A. Hall and J. Tierney; Finance Committee.

Ald. Darling, from the Park Committee, reported in favor of the bill of M. Kinsella; Finance Committee.

Ald. Hebing, from the Committee on Wood Buildings, reported in favor of the petitions of O. Morgan, W. Churchill, James Miher and J. Tierney.

Ald. Spencer, from the Police Committee, reported in favor of the bills of Curtis, Butts & Co., L. McKay, J. Wegman, W. Mudgett and Policemen; Finance Committee.

Ald. Palmer, from the Sewer Committee, reported in favor of the bills of B. McFarlin, G. S. Copeland & Co., D. McCormick and James Riley; Finance Committee.

Ald. H. G. Moore submitted the following:

FIRE DEPARTMENT FUND.

To the Hon. the Common Council:

Your Committee on Fire Department would respectfully submit this their quarterly report, showing the state of the funds under their charge to and including the 30th of June, 1863:

| | |
|---|-------------|
| Cr. | |
| By general appropriation..... | \$12,000 00 |
| By cash received for engines and other property sold..... | 1,363 38 |
| | \$13,363 38 |

Dr.

To cash paid for support of the Department, from April 6 to and including June 30, 1863... \$ 8,800 01

Balance.....\$9,533 37

Accepted.
Ald. O'Maley, from the Committee on Opening Streets, submitted the following:

REPORT ON ALEXANDER STREET.

Your Committee, to whom was referred the resolution inquiring whether Alexander street had ever been opened north of East Avenue, would report that said street was opened in 1848, and a map made by James M. Bruff, showing the lines of said street, was put on file February 13th, 1848, in the County Clerk's office.

JAMES O'MALEY,
H. A. PALMER,
GEORGE DARLING,
Committee.

Accepted.

Ald. Rowley, from the Law Committee, to whom was referred the petition of citizens of the 13th Ward, asking for a special election, reported verbally that the petition was signed by 52 persons; that a remonstrance had also been placed in his hands signed by 80 voters of the ward; and among them 10 or 12 who signed the petition; and, on consultation, a majority of the Committee had come to the conclusion to report against holding a special election.
Report adopted.

COMMUNICATIONS FROM CITY OFFICERS.

Ald. St. John presented the report of the Overseer of the Poor for the month of June:

| | |
|--------------------------------|------------|
| Whole amount expended..... | \$1,219 75 |
| Less for towns and county..... | 204 44 |

Amount for city.....\$1,015 31

Number of families assisted 450.

Filed.

The City Attorney presented the following:

Supreme Court—John Shay agt. the City of Rochester—I offer to discontinue that action upon the payment to me of the costs and disbursements therein to be taxed by the County Clerk, and collecting and receiving the judgment against William Simpson.

January 30, 1863.

T. FROTHINGHAM,

Attorney for Plaintiff.

To the city of Rochester by G. W. Miller, Attorney.

On motion of Ald. St. John, referred to the Law Committee.

ORDINANCES.

REPAIRING BUFFALO STREET WALKS.

By Ald. Cram—Resolved, That the City Surveyor ascertain and report to this Board the expense of the improvement of Buffalo street, from Montgomery alley to the Erie Canal bridge, by repairing the sidewalks and constructing crosswalks across Scott Alley and Washington street. Adopted.

The Surveyor submitted such estimate at \$265.

By Ald. Cram—Resolved, That the following improvement is expedient, viz: Repairing the sidewalks on Buffalo street, from Montgomery Alley to the Erie Canal bridge, and constructing crosswalks across Scott Alley and Washington street.

And whereas, The City Surveyor, under the direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$265, which estimate is hereby approved,

Resolved, further, That the following portion of said city is deemed benefited and proper to be assessed for the whole expense thereof, viz: "One tier of lots on each side of Buffalo street, from Montgomery alley to the Erie Canal."

And the Clerk is hereby directed to publish notice in pursuance of section 165 of the City Charter, that all persons interested in the subject matter of said improvement, are required to attend the Common Council on Tuesday evening, July the 14th, 1863, at half-past seven o'clock, at the Common Council Hall, when allegations will be heard. Adopted.

REPAIRING PROSPECT STREET WALKS.

By Ald. Cram—Resolved, That the City Surveyor ascertain and report to this Board the expense of the improvement of Prospect street, from West avenue to Adams street, by repairing the sidewalks on each side thereof. Adopted.

The Surveyor submitted such estimate at \$180.

By Ald. Cram—Resolved, That the following improvement is expedient, viz: Repairing the sidewalks on each side of Prospect street, from West avenue to Adams street.

And whereas, The City Surveyor, under the direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$180.00, which estimate is hereby approved:

Resolved, further, That the following portion of said city is deemed benefited and proper to be assessed for the whole expense thereof, namely: "One tier of lots on each side of Prospect street, from West avenue to Adams street."

And the Clerk is hereby directed to publish notice in pursuance of section 165 of the City Charter, that all persons interested in the subject matter of said improvement,

are required to attend the Common Council on Tuesday evening, July the 14th, 1863, at half-past 7 o'clock, at the Common Council Hall, when allegations will be heard. Adopted.

ALLEN STREET IMPROVEMENT.

Ald. Warner presented the final ordinance for improving Allen street, from State street to Washington street, and after the reading of a remonstrance, said ordinance was lost as follows:

Ayes—Ald. D. D. T. Moore, O'Maley, Upton, Hebling—4.
Nays—Ald. Spencer, Cram, Darling, Rowley, St. John, Darrow, Bromley, H. G. Moore, Fish, Warner, Mordoff, Palmer, Sidler, McQuatters—13.

SOUTH STREET IMPROVEMENT.

On motion of Ald. Warner, the Board proceeded to hear allegations in relation to the improvement described in the ordinance below.

No person appearing to make allegations, Ald. Warner submitted the following:

An ordinance to improve a portion of South street. The Common Council of the city of Rochester do ordain and determine as follows:

That the west side of South street, from Court street to the south line of the street on the south side of Washington Square, shall be improved as follows: by constructing a flag and brick walk and setting a curb of Medina stone, the flagging to be three feet wide in the centre and brick two and a half feet wide on each side.

And the whole expense shall be defrayed by an assessment upon the owners and occupants of houses and lands to be benefited thereby, and the City Surveyor, under the direction of this Board, having made an estimate of such expense, and reported the same at \$680, 00, which estimate was and is hereby approved. The sum of \$630, 00, being the whole amount of the estimate aforesaid, shall be assessed on such owners and occupants. And the portion of said city which said Common Council deem will be benefited by said improvement is described as follows:

One tier of lots on the west side of South street, from Court street to the south line of the street, on the south side of Washington Square.

On which above described portion of the city the said sum of \$630 is hereby ordered to be assessed.

And David McKay, Francis Dana and Jared Coleman, the Assessors of said city, not interested in any of the property so benefited, and not of kin to any person so interested, are hereby designated and directed to make an assessment upon all the owners and occupants of lands and houses within the portion or part of said city so designated, of the said amount of expense, in proportion, as nearly as may be, to the advantage which each shall be deemed to acquire by the making of said improvement; and said Assessors are hereby notified to meet for this purpose, on Friday, the 3d day of July, 1863, at nine o'clock in the forenoon, at the office of the City Clerk.

Passed by the following vote:
Ayes—Ald. Spencer, Cram, Darling, Rowley, D. D. T. Moore, St. John, Darrow, Bromley, O'Maley, H. G. Moore, Upton, Fish, Warner, Mordoff, Palmer, Sidler, Hebling, McQuatters—13.

LAWRENCE STREET IMPROVEMENT.

Ald. Warner presented the final ordinance for improving Lawrence street, from East Avenue to Charlotte street, and after the reading of a remonstrance, said ordinance was lost as follows:

Ayes—Ald. Darling, Rowley, Bromley, O'Maley, Upton, Fish, Warner—7.

Nays—Ald. Spencer, Cram, D. D. T. Moore, St. John, H. G. Moore, Mordoff, Palmer, Sidler, Hebling, McQuatters—10.

SOUTH FITZHUGH STREET IMPROVEMENT.

On motion of Ald. Palmer, the Board proceeded to hear allegations in relation to the improvement described below.

No person appearing to make allegations,

Ald. Warner submitted the following:
An ordinance to improve Fitzhugh street, from the south line of lands owned by Roswell Hart and W. A. Reynolds to Lafayette street.

The Common Council of the city of Rochester do ordain and determine as follows:

South Fitzhugh st., from the south line of lands owned by Roswell Hart and W. A. Reynolds to Lafayette street shall be improved as follows: by grading the same and constructing a plank sidewalk six feet wide on each side thereof.

And the whole expense shall be defrayed by an assessment upon the owners and occupants of houses and lands to be benefited thereby, and the City Surveyor, under the direction of this Board, having made an estimate of such expense and reported the same at \$900, 00, which estimate was and is hereby approved the sum of \$800, 00, being the whole amount of the estimate aforesaid,

shall be assessed on such owners and occupants. And the portion of said city which said Common Council deem will be benefited by said improvement is described as follows:

One tier of lots on each side of South Fitzhugh st., from the south line of lands owned by W. A. Reynolds and Roswell Hart to Lafayette street.

On which above described portion of the city the said sum of Eight Hundred Dollars is hereby ordered to be assessed.

And David McKay, Francis Dana and Jared Coleman, the assessors of said city, not interested in any of the property so benefited, and not of kin to any person so interested, are hereby designated and directed to make an assessment upon all the owners and occupants of lands and houses within the portion or part of said city so designated, of the said amount of expense, in proportion, as nearly as may be, to the advantage which each shall be deemed to acquire by the making of such improvement; and said assessors are hereby notified to meet for this purpose, on Friday, the 3d day of July, 1863, at nine o'clock in the forenoon, at the office of the City Clerk.

Passed by the following vote:
Ayes—Ald. Spencer, Cram, Darling, Rowley, D. D. T. Moore, St. John, Darrow, Bromley, O'Maley, H. G. Moore, Mordoff, Palmer, Sidler, Hebling, McQuatters.

ALLEN ST. IMPROVEMENT.

By Ald. Warner—Resolved, That the City Surveyor ascertain and report to this Board the expense of the improvement of Allen st. from State st. to Washington st. by paving the centre 20 feet wide with Medina or Lockport sand stone, repaving the sides and gutters with cobble stone and resetting the curb stone where necessary. Adopted.

The Surveyor submitted such estimate at \$3,420 00.

By Ald. Warner—Resolved, That the following improvement is expedient, viz: Paving Allen st. 20 feet wide in the centre with Medina or Lockport sand stone, repaving the sides and gutters with cobble stone and resetting the curb stone where necessary.

And Whereas, The City Surveyor, under the direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$3,420, which estimate is hereby approved.

Resolved, further, That the following portion of said city is deemed benefited and proper to be assessed for the whole expense thereof, namely:

“One tier of lots on each side of Allen st. from State st. to Washington st.”

And further, Resolved, That the tax-payers to be assessed for making such improvement, may, by paying interest, as hereinafter provided, on the amount assessed to them individually, pay their assessments in three equal payments, as follows: One-third of the amount assessed within three months after the confirmation of the assessment roll, without interest, one-third of the amount, with interest at the rate of seven per cent. per annum within one year from the confirmation of said roll; and the remaining one-third, with interest at the same rate, within two years from the confirmation of such roll.

And the Clerk is hereby directed to publish notice, in pursuance of section 165 of the City Charter, that all persons interested in the subject matter of said improvement are required to attend the Common Council on Tuesday evening, July the 14th, 1863, at half-past seven o'clock, at the Common Council Hall, when allegations will be heard. Adopted.

WALK ON MT. HOPE AVENUE.

By Ald. Warner—Resolved, That the City Surveyor ascertain and report to this Board the expense of the improvement of Mt. Hope Avenue from the south line of Holley st. to the south line of Clarissa st., by constructing a plank side walk six feet wide on the east side thereof. Adopted.

The Surveyor submitted such estimate at \$1,410 00.

By Ald. Warner—Resolved, That the following improvement is expedient, viz: The construction of a plank side walk six feet wide on the east side of Mt. Hope Avenue from the south line of Holley st. to the south line of Clarissa st.

And whereas, The City Surveyor, under the direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$1,410, which estimate is hereby approved;

Resolved, further, That the following portion of said city is deemed benefited and proper to be assessed for the whole expense thereof, namely:

“One tier of lots on the east side of Mt. Hope Avenue from the south line of Holley st. to the south line of Clarissa st.”

And the Clerk is hereby directed to publish notice in pursuance of section 165 of the City Charter, that all persons interested in the subject matter of said improvement, are required to attend the Common Council on Tuesday evening, July the 14th, 1863, at half-past seven o'clock, at the Common Council Hall, when allegations will be heard. Adopted.

EAST STREET IMPROVEMENT.

By Ald. Palmer—Resolved, That the City Surveyor ascertain and report to this Board the expense of the improvement of East st. from East Avenue to Charlotte st. by constructing a stone sewer 18 inches by 2 feet, setting a curb of Medina stone on each side of the street, paving the gutters 7 feet wide with cobble stone, graveling the centre 18 feet wide and 1 foot deep and constructing a plank side walk 5 feet 4 inches wide on each side of the street, with 6 inches in depth of gravel between the plank and curb and line of the street. Adopted.

The Surveyor submitted such estimate at \$2,400.
By Ald. Palmer—Resolved, That the following improvement is expedient, viz: constructing a stone sewer 18 inches by 2 feet in East st. from East Avenue to Charlotte st., setting a curb of Medina stone on each side, paving the gutters 7 feet wide with cobble stone, graveling the centre of the street 18 feet wide and 1 foot deep and constructing a plank side walk 5 feet 4 inches wide on each side with 6 inches in depth of gravel between the plank and curb and line of the street.

And Whereas, The City Surveyor, under the direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$2,400, which estimate is hereby approved:

Resolved, further, That the following portion of said city is deemed benefitted and proper to be assessed for the whole expense thereof, namely:

“One tier of lots on each side of East street from East Avenue to Charlotte street.

And further Resolved, That the tax-payers to be assessed for making such improvement may, by paying interest as hereinafter provided, on the amount assessed to them individually, pay their assessments in three equal payments as follows: One-third of the amount assessed within three months after the confirmation of the assessment roll, without interest; one-third of the amount, with interest at the rate of seven per cent. per annum, within one year from the confirmation of said roll; and the remaining one-third, with interest at the same rate, within two years from the confirmation of such roll.

And the Clerk is hereby directed to publish notice in pursuance of section 165 of the City Charter, that all persons interested in the subject matter of said improvement, are required to attend the Common Council on Tuesday evening, July the 14th, 1863, at half-past seven o'clock, at the Common Council Hall, when allegations will be heard. Adopted.

SEWER IN BUFFALO STREET.

By Ald. Palmer—Resolved, That the City Surveyor ascertain and report to this Board the expense of constructing a stone sewer 4 feet by 4 feet in Buffalo street, from the east line of Fitzhugh street to the east line of Washington street. Adopted.

The Surveyor submitted such estimate at \$7,500.
By Ald. Palmer—Resolved, That the following improvement is expedient, namely:

The construction of a stone sewer 4 feet by 4 feet in Buffalo street from the east line of Fitzhugh street, to the east line of Washington street.

And Whereas, The City Surveyor under the direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$7,500, which estimate is hereby approved.

Resolved, further, That the following portion of said city is deemed benefitted, and proper to be assessed for the whole expense thereof, namely:

One tier of lots on each side of Buffalo street from Fitzhugh street to Washington street.

And further, Resolved, That the tax-payers to be assessed for making such improvement may, by paying interest, as hereinafter provided, on the amount assessed to them individually, pay their assessments in three equal payments, as follows: One-third of the amount assessed within three months after the confirmation of the assessment roll, without interest; one-third of the amount, with interest at the rate of seven per cent. per annum, within one year from the confirmation of said roll; and the remaining one-third, with interest at the same rate, within two years from the confirmation of such roll.

And the Clerk is hereby directed to publish notice in pursuance of section 165 of the City Charter, that all persons interested in the subject matter of said improvement, are required to attend the Common Council on Tuesday evening, July 14th, 1863, at half-past 7 o'clock, at the Common Council Hall, when allegations will be heard.

Adopted as follows:

Ayes—Ald. Spencer, Darling, Rowley, D. D. T. Moore, Bromley, O'Maley, H. G. Moore, Upton, Fish, Mordoff, Palmer, Sidler, Hebing, McQuatters—14.
Nays—Ald. Cram, St. John, Warner—3.

ALLEN STREET WALKS.

By Ald. Warner—Resolved, That the City Surveyor ascertain and report to this Board the expense of the improvement of Allen street, from Platt street to the canal bridge by constructing a plank side walk 5 feet 4 inches wide on each side. Adopted.

The Surveyor submitted such estimate at \$113.

By Ald. Warner—Resolved, That the following improvement is expedient, viz: The construction of a plank side walk 5 feet 4 inches wide on each side of Allen street, from Platt street to the Erie Canal bridge.

And Whereas, The City Surveyor, under the direction of this Board, has made an estimate of the whole expense thereof and reported the same at \$113 which estimate is hereby approved:

Resolved, further, That the following portion of said city is deemed benefitted and proper to be assessed for the whole expense thereof, viz: “One tier of lots on each side of Allen street from Platt street to the Erie Canal Bridge.

And the Clerk is hereby directed to publish notice in pursuance of section 165 of the City Charter, that all persons interested in the subject matter of said improvement, are required to attend the Common Council on Tuesday evening, July the 14th, 1863, at half-past 7 o'clock, at the Common Council Hall, when allegations will be heard. Adopted.

Ald. Palmer presented the final ordinances for constructing the following sewers, viz:

Sewer in Scrantom street from Clinton street to the sewer in St. Paul street.

Sewer in South Avenue from Grand street to Alexander street.

Sewer in Alexander street from the lateral sewer in front of lot No. 48 in the Bixby Tract to Charlotte street.

And moved that the further consideration of the same be postponed until the next regular meeting, July 14th.

Motion adopted.

Ald. H. G. Moore presented the following and moved its adoption:

PENAL ORDINANCES.

ORDINANCE RELATING TO TIEING OR SNUBBING BOATS TO CERTAIN POSTS AND CHAINS AT THE SOUTH END OF IRVING PLACE.

The Common Council of the City of Rochester do ordain and determine as follows:

SECTION 1. That it shall not be lawful for any person to tie any boat to or stop any boat by using either of the posts or the chains connecting the same, placed at the south end of Irving Place and near the Erie Canal in this city.

§ 2. Any person violating this ordinance shall be subject to a penalty of five dollars for each offence, and execution shall issue upon any judgment obtained therefor against the property of the defendant, if any such can be found, and if not then to commit the defendant to the Monroe County Penitentiary for ten days.

Adopted as follows:

Yeas—Spencer, Cram, Darling, Rowley, St. John, D. D. T. Moore, O'Maley, H. G. Moore, Upton, Fish, Warner, Mordoff, Palmer, Sidler, Hebing, McQuatters.

Ald. H. G. Moore presented the following and moved its adoption:

ORDINANCE RELATING TO ERECTING GUARDS TO CELLARS OR OTHER EXCAVATIONS ADJOINING TO ANY PUBLIC STREET.

The Common Council of the City of Rochester do ordain and determine as follows:

SECTION 1. Any person who shall make or cause to be made or shall have made any cellar, pit, hole, or excavation upon his or her lot adjoining to and within four feet of the line of any public street or alley of this city, shall cause the same to be protected by the erection of good and sufficient guards or barriers between such cellar, pit, hole or excavation and the line of the street, the same to extend the length of such cellar, pit, hole or excavation.

§ 2. It shall be the duty of the City Superintendent to notify any person making or causing to be made any such cellar, pit, hole or excavation, forthwith to erect such guards or barriers, and if such person shall not erect such guards or barriers within twenty-four hours after receiving such notice he shall forfeit and pay a penalty of twenty dollars for every twenty-four hours he or she shall so neglect to erect such guards.

§ 3. Every execution issued upon a judgment recovered for a violation of this ordinance shall command the amount to be made out of the property of defendant if any such can be found, or if not, then to commit the defendant to the Monroe County Penitentiary for the space of twenty days.

Adopted as follows:

Yeas—Spencer, Cram, Darling, Rowley, D. D. T. Moore, St. John, O'Maley, H. G. Moore, Upton, Fish, Warner, Mordoff, Palmer, Sidler, Hebing, McQuatters.

Ald. H. G. Moore presented the following and gave notice that at the next regular meeting he should move the adoption of the same:

The Common Council of the city of Rochester do ordain and determine as follows:

SECTION 1. That the tallow chandlers shop and soap factory of Samuel Moulson situated on the east side of Mill street between Market street and Exchange Place in the city of Rochester, being a nuisance, and its removal being necessary for the health, comfort and convenience of the inhabitants of said city, and the use of the said

premises for the said purposes of a tallow chandlers shop and soap factory or either of said purposes having been declared by the Board of Health of said city to be a nuisance and injurious to the health of the said city, the same shall be removed, and it shall be unlawful for the said Samuel Moulson or any other person to use said premises hereafter for the purposes of a tallow chandler's shop or soap factory under a penalty of fifty dollars for each and every day that it shall be so used.

§2. Any judgment obtained under or by virtue of this ordinance shall be collected by execution directed to be made out of the property of the defendant if any can be found, or if none, then the defendant to be committed for thirty days to the Monroe County Penitentiary.

ASSESSMENTS.

Ald. Palmer presented the assessment rolls for the following sewers, viz:

Sewer in Burns st., from the centre of Wentworth st., to the sewer in Francis st.

Sewer in Union street from the centre of University Avenue to the sewer in Main street, and moved that the next regular meeting, July 14th be fixed when appeals will be heard. Motion adopted.

Ald. H. G. Moore presented the assessment roll for a reservoir in Atwater st., near Clinton st., and moved that the next regular meeting, July 14th, be fixed when appeals will be heard. Motion adopted.

Ald. Warner presented the assessment roll for a brick walk on the west side of South St. Paul st., from a point 268 feet south of Main st., to the Erie Canal bridge, and moved that the next regular meeting, July 14th, be fixed when appeals will be heard. Motion adopted.

Ald. Warner presented the assessment roll for improving Hawkins street from Scrantom st., to Oakman st., and Oakman st., from Hawkins st., to Galusha st., and after an opportunity had been given for appeals to be heard.

Ald. Hebing moved that said roll be referred back to the assessors for revision. Motion adopted.

Ald. Warner presented the assessment roll for constructing a plank walk on the east side of Ford st., and after an opportunity had been given for appeals to be heard, said roll was confirmed as follows:

Yeas—Spencer, Cram, Darling, Rowley, D. D. T. Moore, St. John, Bromley, O'Maley, H. G. Moore, Upton, Fish, Warner, Mordoff, Palmer, Sidler, Hebing, and McQuatters.

Ald. Warner presented the assessment roll for a plank walk on each side of Alexander st., from the Erie Canal to Monroe st., and after an opportunity had been given for appeals to be heard, said roll was confirmed as follows:

Yeas—Ald. Spencer, Cram, Darling, Rowley, D. D. T. Moore, St. John, Bromley, O'Maley, H. G. Moore, Upton, Fish, Warner, Mordoff, Palmer, Sidler, Hebing, and McQuatters.

EXECUTIVE.

Ald. Palmer stated that by the decease of Joseph Alleyn, there was a vacancy in the office of Commissioner of Deeds, and moved that the Board proceed to ballot for a person to fill the vacancy. Motion adopted.

A ballot was had when P. Moran received votes and was declared appointed.

UNFINISHED BUSINESS.

Ald. Fish called up the following and moved its adoption:

Resolved, That the City Superintendent be and is hereby authorized and directed to notify Messrs. Ellwanger & Barry to build a retaining wall, and grade up the sidewalk on the east side of Mt. Hope Avenue, from Cypress street south

to the bend of said street or terrace, and grade the same within sixty days, and in case they do not comply, he is hereby directed to do the same, pursuant to the standing ordinance in relation thereto. Adopted.

MISCELLANEOUS.

By Ald. Hebing—Resolved, That W. Churchill and James Miher have leave to erect wooden buildings in accordance with the prayers of their petitions, under the direction of the Fire Marshal. Adopted.

By Ald. Hebing—Resolved, That James Tierney and Owen Morgan have leave to remove wooden buildings in accordance with the prayers of their petitions, under the direction of the Fire Marshal. Adopted.

By Ald. Palmer—Resolved, That the Treasurer is hereby directed to cancel the assessment against the following named persons for the construction of McDonald Avenue sewer, as follows:

| | |
|--------------------|----------|
| City of Rochester, | \$140 76 |
| Jno. Nothoker, | 32 71 |
| M. Schlegel, | 25 53 |
| Chas. Benschunder, | 25 53 |
| Geo. Wagner, | 27 60 |
| Lawrence Berthold, | 25 53 |

\$277 66

—the sewer having been stopped at the north line of lot No. 34 on the north side and not built in front of the above premises. Adopted.

By Ald. Fish—Resolved, That the Street Committee be and they are hereby directed to proceed at once and take the necessary steps to permanently close and discontinue Buell Avenue in this city. Adopted.

By Ald. Palmer—Resolved, That B. McFarlin have permission to execute contract and construct the building of Cayuga street sewer, agreeable to the bid of John McCormick, deceased. Adopted.

By Ald. Palmer—Resolved, That His Honor the Mayor be and is hereby authorized and directed to execute a contract with Thomas Purcell for constructing a sewer in Clinton street, agreeable to his bid for said work. Adopted.

By Ald. Warner—Resolved, That the Rochester City and Brighton Railroad Company be authorized to extend their roads or tracks from Main street through Franklin to Andrews street, and thence through Andrews and Mumford streets to State street, on the same terms and conditions as are contained in the contract between the city and said Rochester City & Brighton Railroad Company. Adopted.

By Ald. Warner—Resolved, That contracts for improvements be and are hereby awarded as follows:

To David Wagner for the improvement of Main street from the west line of Water street to East Avenue.

To David Wagner, for a reservoir at the intersection of Main and Scio streets.

To David Wagner, for the improvement of Scio street from Delevan street to Ontario street.

To Samuel Aiton, for a plank sidewalk on each side of Chatham street from Bowery street to Atwater street.

To Terry McManis, for the grading of Varum street from Perkins street to the north line of C. J. Ryan & Co.'s Nursery.

To W. I. Hanford and John Crammond, for the construction of a plank walk on each side

of Munger street from South Avenue to Mt. Hope Avenue.

And His Honor the Mayor is hereby requested on behalf of the city to execute agreements in accordance with the foregoing. Adopted.

By Ald. H. G. Moore—Whereas by an act of the Legislature of this State passed in the winter of 1862, authorizing this city to issue its bonds for the sum of \$10,000, for the special purpose of purchasing two Steam Fire Engines and equipping the same, and

Whereas, said bonds were issued and negotiated and the two Steam Fire Engines purchased, and two hose and fuel carts contracted for by the then Committee on Fire Department, one of which was delivered to said Committee, and the other was not completed or delivered to said Committee or their successors, till the 25th day of this month, and

Whereas, the said appropriation for the purpose of purchasing and equipping said engines was expended for other purposes for the Department, and

Whereas, the appropriation for the support of the Fire Department the present year is only \$12,000 less by \$9,089.55 than was expended in supporting the Volunteer Hand Department in the year 1859 and 1860, and

Whereas, by a law of this State it is made a criminal offence for any Committee of the Common Council to overdraw the funds under their charge, therefore

Resolved, That the Treasurer pay Romanta Hart the sum of three hundred and twenty-five dollars for a hose cart made by Messrs. McMahon, under a contract with the Fire Department Committee in November last, and delivered to the Fire Department Committee the 25th of the present month, and charge the same to overdraft account of Fire Department for the current year of 1862.

Adopted all ayes.

By Ald. Warner—Resolved, That the Rochester City and Brighton Rail Road Company are authorized to extend their tracks or road from Clinton street through Court to Exchange street on the same terms and conditions as are contained in the contract between the city and said Rochester City and Brighton Railroad Company. Adopted.

By Alderman Upton—Resolved, That Mayor Bradstreet be requested to raise a regiment of Home Guards upon such conditions as his Honor and the citizens of Rochester upon consultations may hereafter decide. Adopted.

By Ald. O'Maley—Resolved, That all Union loving citizens without respect to party ought to be thankful to the President of the United States for re-instating General George B. McClellan even at this late hour when the rebels are almost tapping at the door of the capital.

On motion of Ald. Buell laid upon the table by the following vote:

Yeas—Ald. Spencer, Darling, Rowley, Buell, D. D. T. Moore, St. John, H. G. Moore, Fish, Mordoff, Hebing, and McQuatters—11.

Nays—Ald. Cram, Rowley, O'Maley, Upton, Warner, Palmer, and Sidler—7.

By Ald. St. John—Resolved, That the City of Rochester hereby agree to take 50 copies of Boyd's forth-coming Rochester Directory 1863-4, at the usual price, to be paid for on delivery and charge Contingent Fund. Adopted.

By Ald. St. John—Resolved, That the City Hall bell and the bells of the various Churches

and School Houses, be rung at sunrise and during a half hour therefrom on the morning of the approaching anniversary of the Declaration of our Country's Freedom, and that a National Salute be fired, and that the Committee on Contingent Expense are hereby empowered and directed to carry out the intent of this resolution. Adopted.

By Ald. Rowley—Resolved, That the Treasurer make the city's note for forty thousand dollars, dated July 1, 1863, payable thirty days after date, and get the same discounted at the Monroe County Bank, and charge the discount to Contingent Fund. Adopted.

By Ald. Rowley—Resolved, That the resolution offered by Alderman Buell, and passed at the last meeting of this board in relation to the payment of certain money to John Craig, be and the same is reconsidered. Adopted.

By Ald. Rowley—Resolved, That the Treasurer is hereby authorised and directed to pay John Craig four hundred and seventy-nine dollars and two cents (\$479 02.) and interest thereon at the rate of seven per cent per annum from the 7th day of March 1861, upon his surrendering certain Tax Certificates of that date, against the property of Andrew Miller, amounting in the aggregate to the sum above named, and charge "Tax Sales Account," prior to April 6th, 1863, with \$313 28, being the amount received by the late Treasurer from J. Van Voohis, jr., and charge the balance to the "Contingent Fund Overdraft Account". Adopted all ayes.

By Ald. Rowley—Resolved, That this Board will at its next regular meeting appoint a Supervisor and a Commissioner of Common Schools in the 13th Ward to fill vacancies now existing in those offices. Adopted.

By Ald. Upton—Resolved, That we hail with joy the rumor that Gen. Halleck has been superseded by Gen. McClellan, and hope that the report may be confirmed.

On motion of Ald. Buell laid upon the table by the following vote:

Yeas—Ald. Spencer, Darling, Buell, St. John, O'Maley, H. G. Moore, Mordoff, Hebing, McQuatters, Fish.

Nays—Ald. Cram, Rowley, D. D. T. Moore, Darrow, Bromley, Upton, Warner, Palmer, Sidler.

FINANCE BUDGET.

By Ald. Rowley—Resolved, That the Treasurer pay as follows:

CONTINGENT FUND.

| | |
|---|--------|
| N. C. Bradstreet, Mayor, quarter's salary..... | 975 00 |
| C. T. Amsden, Treasurer do | 625 00 |
| C. N. Simmons, Clerk do | 250 00 |
| D. Richmond, City Sur. do | 500 00 |
| J. E. Pierpont, Compt'r do | 100 00 |
| Geo. W. Miller, City Atty do | 162 50 |
| N. F. Hilton, Messenger do | 125 00 |
| W. Steger, Clerk Market, do | 160 00 |
| Alexander Allen, care of city clocks | 37 50 |
| David McKay, assessor, 1 month services..... | 88 33 |
| F. Dana, " " " " " " | 88 33 |
| Jared Coleman, " " " " " " | 88 33 |
| F. Lockhart, 2 months salary watching City Hall, Newman's Band..... | 50 00 |
| Smith & Bond, glazing | 2 88 |
| H. F. Langworthy, | 87 50 |
| Brown & Williams, | 19 25 |
| John Kisslingbury | 1 00 |
| Adolphe Nolte, Rochester Observer | 125 00 |

And charge Contingent Fund.

FIRE DEPARTMENT FUND.

Steamer No. 1.

| | |
|--|-------|
| Gordon McCracken, engineer, salary 1 month.... | 50 00 |
| M. Lambert, driver, " 25 days | 25 00 |
| J. Ringelstein, do " 1 month..... | 30 00 |
| Frank A. White, Forema hose, 3 months,.... | 15 00 |

| | | | |
|---------------|---------|---------------|-------|
| W. H. White, | hoseman | 3 do... | 12 50 |
| Jas. Kunnean, | do | 3 do... | 12 50 |
| John Kane, | do | 3 do... | 12 50 |
| J. Wrenn, | do | 1 25-30 do... | 7 63 |
| G. Longmuir, | do | 1 25-30 do... | 7 63 |

Steamer No. 2.

| | | |
|---------------------------|----------------|-------|
| George W. Carr, engineer, | salary 1 month | 50 00 |
| Orrin Blackman, driver, | 1 do | 30 00 |
| Anthony Kasal, do | 1 do | 30 00 |
| J. Malcomb, Foreman hose, | 3 months | 15 00 |
| M. Tracey, hoseman | 3 do | 12 50 |
| C. Hibert, do | 3 do | 13 50 |
| J. Powell, do | 3 do | 12 50 |
| G. Munn, do | 1 25-30 month | 7 63 |
| J. Ham, do | 1 25-30 month | 7 63 |

Steamer No. 3.

| | | |
|--------------------------|----------------|-------|
| John Banks, engineer, | salary 1 month | 50 00 |
| A. McNeiss, driver, | 1 do | 30 00 |
| Law S. Gibson, do | 1 do | 30 00 |
| J. Conley, Foreman hose, | 3 months | 15 00 |
| M. Harris, hoseman | 3 do | 12 50 |
| N. Whitteer, do | 3 do | 12 50 |
| N. Devereaux, do | 3 do | 12 50 |
| J. Devereaux, do | 1 25-30 do | 7 63 |
| J. McKinney, Engineer, | 5-30 do | 8 33 |

Steamer No. 4.

| | | |
|-------------------------------|----------------|-------|
| Joseph P. Foreman, Engineer, | salary 1 month | 50 00 |
| James Snelder, driver, | do | 30 00 |
| Thos. Galvin, do | do | 30 00 |
| L. P. Angevine, Foreman hose, | 3 do | 15 00 |
| Chas. Hellemes, hoseman, | 3 do | 12 50 |
| E. Tamer, do | 3 do | 12 50 |
| C. Perry, do | 3 do | 12 50 |
| S. McKay, do | 1 25-30 do | 7 63 |
| W. Benen, do | 1 25-30 do | 7 63 |

HOSE DEPOT.

| | | |
|-----------------------------------|------------------|----------|
| Richd. Gilbert, Supt. Hose Dept., | salary one month | \$ 58 33 |
|-----------------------------------|------------------|----------|

All the above payable to C. T. Amsden, Esq. Treasurer.

| | | |
|---------------------------------|-------------------|--------|
| Geo. B. Harris, Chief Engineer, | salary 3 months | 225 00 |
| Wendel Bayer, Asst. Engineer, | salary 3 months | 50 00 |
| Thos. O'Brien, do | do | 50 00 |
| John A. Arth, do | do | 50 00 |
| John McMullen, do | do | 50 00 |
| O. L. Angevine, Fire Marshal, | do | 112 50 |
| do | Supply Agt. F. D. | 75 00 |

EMPIRE HOOK AND LADDER CO. NO. 1.

| | | |
|---------------------------------------|--------------------------|-------|
| August Bauer, for 1 12-30 mcs salary, | as Fore'n, | 11 17 |
| John Elter, do | Steward, | 11 17 |
| Henry Farhler, do | Member, | 5 64 |
| Jacob Gerling, do | do | 5 64 |
| John B. O'Brien, do | do | 5 64 |
| John Skillman, do | do | 5 64 |
| Peter Skillman, do | do | 5 64 |
| John Reiss, do | do | 5 64 |
| Whitese Martin, do | do | 5 64 |
| Chas. Watson, do | do | 5 64 |
| Edward Banker, do | do | 5 64 |
| Wm. Yakey, do | do | 5 64 |
| John Pike, do | do | 5 64 |
| Wm. Buell, do | do | 5 64 |
| John Becker, do | do | 5 64 |
| Edward Morgan, do | do | 5 64 |
| Wm. Boone, do | do | 5 64 |
| Thos. W. Rice, do | do | 1 69 |
| Michael Lambert, do | do | 62 50 |
| Treasurer Alert Hose Co., | quarterly appropriation, | 62 50 |
| do | Protective S. & B. Co. | 62 50 |

RENTS.

| | |
|---|--------|
| E. H. Hollister, 1 qrs. rent hose depot, | 87 50 |
| W. A. Reynolds, 1 do of rooms for Alert Hose and Protective S. & B. Co. | 100 00 |
| J. B. Bennett, 1 qrs. rent of S. F. Engine House No. 4 | 62 50 |

DISBURSEMENTS.

| | |
|---|--------|
| O. L. Angevine, Agent, amount paid sundry bills as per vouchers herewith, | 702 34 |
|---|--------|

And charge Fire Department Fund.

Old account previous to April 1, 1893:

FIRE DEPARTMENT FUND.

| | |
|---|-------|
| J. B. Bennett, for rent of S. F. Engine House No. 4, from 9th Feb. to April 1, 1893 | 24 03 |
| Geo. Tege, doctoring horses to April 1, 1893 | 59 75 |
| J. W. Phillips, one cord wood for S. F. Engine | 6 25 |
| E. A. Hall, ringing fire alarm at St. Paul's Church | 8 75 |
| Michael Tierney, rent of land upon which Engine House No. 5 stood, 7 mos., from Sept. 1 to April 1, 1893, payable to O. L. Angevine | 14 88 |
| Elijah Wray, locks, keys, &c., for Fire Department | 12 88 |
| Anthony McNeiss, short pay in March | 5 00 |

And charge Fire Department Fund.

POOR FUND.

| | |
|--|--------|
| Jno. Cline, Overseer of Poor, quarter's salary | 275 00 |
| H. Banker, Asst. do | 100 00 |
| Louis Kuichling, German Physician, do | 87 50 |
| F. Reichenbach, do | 87 50 |
| W. M. Fleming, City do | 87 50 |
| O. O. Burgess, do | 87 50 |
| Chas. Vail, do | 87 50 |
| T. F. Hall, do | 87 50 |
| able to A. Karnes, do | 193 70 |
| J. Howe, bread do | 19 50 |
| Van Zandt & Fenner, coffee do | 72 00 |
| Smith & Dewey, coal do | 48 00 |
| E. N. Buell, flour do | 63 00 |
| Curtis, Butts & Co., order books do | 30 00 |
| I. V. Moshier, costs in arresting C. W. Cooper | 141 44 |
| Geo. A. Sidler, soap do | 50 31 |
| John Cline, disbursements do | 50 31 |
| H. Bender, undertaking do | 15 00 |

And charge Poor Fund.

BOARD OF HEALTH FUND.

| | |
|---|--------|
| H. H. Langworthy, Health Officer, quar's sal'y | 125 00 |
| C. N. Simmons, Clerk of Board of Health | 75 00 |
| Curtis, Butts & Co., printing | 14 00 |
| Geo. Moshier, mattresses and bedding for Hospital | 25 63 |
| Geo. Moshier, services as Health Ins. to July 1 | 66 00 |
| M. Schuster, do | 66 00 |
| A. Green, do | 66 30 |
| E. Ford, do | 66 00 |
| payable to Ann Blackman | 8 49 |
| Geo. Moshier, disbursements in abating nuisances | 14 13 |
| E. Forde, do | 9 07 |
| Dr. O. O. Burgess, vaccinating | 73 40 |
| Dr. T. F. Hall, do | 130 40 |
| Dr. F. Reichenbach, do | 205 00 |

And charge Board of Health Fund.

HIGHWAY FUND.

| | |
|--|--------|
| Jno. D. Quinn, Street Super't, 1 qrs. salary | 250 00 |
|--|--------|

And charge Highway Fund.

IMPROVEMENT FUNDS.

| | |
|---|--------|
| H. E. White, disbursements on Plymouth Av. | 61 88 |
| Louis Bauer, do Lyell street | 152 69 |
| Michael Kensellar, work in parks | 40 56 |
| B. McFarlin, on contract for McDonald Av. sewer | 706 22 |
| Jas. Riley, inspecting | 30 00 |
| G. S. Copeland & Co., repairing Atwater street sewer, &c. | 75 00 |
| Daniel McCormick, for lateral sewer, &c. | 12 50 |
| Terry McManus, for improving Varnum street | 40 00 |
| Hanford and Cramond, on Munger st. improvem't | 250 00 |

And charge appropriate funds.

POLICE FUND.

| | |
|--|----------|
| P. E. Sheridan, 1 month as policeman | \$ 50 00 |
| A. W. VanSlyck, do | 50 00 |
| W. J. Rogers, do | 50 00 |
| P. Holleran, do | 50 00 |
| R. L. Swift, do | 50 00 |
| W. H. Harvey, do | 50 00 |
| Alex. McLean, do | 50 00 |
| Peter Yost, do | 50 00 |
| D. O'Reagan, do | 50 00 |
| U. Schmoeker, do | 50 00 |
| Charles Young, do | 50 00 |
| W. H. Noyes, do | 50 00 |
| E. Schooley, do | 50 00 |
| J. Purcell, do | 46 87 |
| E. Jordan, 26 days | 43 24 |
| M. Hyland, 1 month | 50 00 |
| Jacob Frank, do | 50 00 |
| J. McCruden, 28 days | 50 00 |
| Saml. Brown, 1 month | 50 00 |
| Michl. Tierney, do | 50 00 |
| F. Rooney, do | 50 00 |
| Wm. Rogers, do | 50 00 |
| John Barry, do | 50 00 |
| Michael Wolf, do | 50 00 |
| J. Fiaherty, do | 50 00 |
| Chas. T. Sturges, do | 50 00 |
| F. F. Marsluff, do | 25 00 |
| J. Cullen, do half pay | 25 00 |
| J. Parshall, do | 25 00 |
| Jno. Wegman, Police Justice, qrs. salary | 500 00 |
| Wm. Mudgett, Chief of Police | 250 00 |
| S. M. Sherman, Depot Policeman | 50 00 |
| William Mudgett, disbursements | 73 82 |
| Dr. L. McKay, medical services | 5 00 |
| Curtis, Butts & Co., printing | 45 00 |

And charge Police Fund.

Adopted, all ayes.

C. N. SIMMONS, Clerk.

Adjourned.

In Common Council, July 11, 1863.**SPECIAL MEETING.**

Present—His Honor the Mayor, Ald. Spencer Cram, Rowley, Buell, D. D. T. Moore, St. John Darrow, Bromley, Warren, O'Maley, Chapman Hebing.

On motion of Ald. Rowley, Mayor Bradstreet was called to the chair.

DEATH OF COL. O'RORKE.

The Clerk presented and read the following communication from his Honor the Mayor:

MAYOR'S OFFICE, Rochester, }
July 11th, 1863. }

To the Honorable the Common Council:

GENTLEMEN:—It is with feelings of unusual poignancy that our citizens have been apprised of the fall of Col. O'Rorke at the recent battle of Gettysburg.

Placed by his eminent fitness, at the universal desire of our fellow citizens and the unanimous wish of those whom he was to command, in charge of the 140th regiment, one of the noblest that has left our city in answer to our country's call, he has thus early, in the dispensation of an All Wise Providence, been called to lay upon the altar of his country the bright hopes and glowing prospects which genius and talent had foreshadowed for his future.

A son of Rochester, as such raised and educated in the profession of his choice, you will desire, I have no doubt, again to mingle public honors with the invasions of sorrow and grief.

N. C. BRADSTREET Mayor.

Ald. Buell then offered the following, and moved its adoption:

Resolved, That we hear with deep regret of the fall of our much esteemed fellow citizen, Col. O'Rorke in the defence of his country, at the recent battle at Gettysburg.

Resolved, That the military of this District be invited to receive his remains on their arrival here, and to act as an escort at the funeral of the deceased; and that the Contingent Expense Committee be authorized to employ a band of music for the occasion, and to defray such other necessary expenses attending the funeral ceremonies as they may deem necessary.

Resolved, That this Board attend the funeral in a body.

Adopted unanimously.

By Ald. Rowley—Resolved that the Contingent Expense Committee are hereby requested to present copies of the above resolution to Gen. John Williams and Col. C. H. Clark, and also to confer with them in relation to carrying out the objects of this meeting. Adopted.

Adjourned. C. N. SIMMONS, Clerk.

In Common Council—July 14th, 1863.**REGULAR MEETING.**

Present—Ald. Spencer, Cram, Rowley, Buell, D. D. T. Moore, St. John, Bromley, Warren, O'Maley, H. G. Moore, Upton, Fish, Warner, Mordoff, Palmer, Chapman, Sidler, Flynn, Hebing and McQuatters.

Absent—Ald. Darling, Darrow, Hoffman and Ernst.

On motion of Ald. Bromley, Ald. Rowley was called to the chair.

The minutes of the last regular and special meetings were approved.

PETITIONS AND CLAIMS.

By Ald. Chapman—Remonstrance against East street improvement. Table.

By Ald. Palmer—Estimate of B. McFarlin; Sewer Committee.

By Ald. Warner—Estimate of Hanford & Crammond; improvement committee.

By Ald. Warren—Bill of J. Barhydt; improvement Committee. Bills of C. T. Amsden, Newman's Band, G. A. Sidler, N. F. Hilton, E. Darrow & Bro., and Curtis, Butts & Co.; Contingent Expense Committee.

By Ald. St. John—Bills of J. E. Butterfield, S. S. Pellett, Burke, Fitzsimons, Hone & Co., McVean & Hastings, John Groh, C. V. Jeffreys, Mrs. Cleminson, St. Patrick's Orphan Asylum, St. Mary's Hospital; Poor Committee.

By Ald. Buell—Bill of J. & J. C. Holyland; Committee on City Property. Petition of Henry S. Potter; Law Committee.

Ald. Buell presented the following:

PETITION RELATING TO THE RAILROAD IN STATE STREET.

The undersigned, owners of property on State street, between Buffalo street and the New York Central Railroad, respectfully represent that certain parties assuming to be a Railroad Company, have torn up said street and placed thereon an iron rail track, which very much impairs the usefulness of said street and injures the value of our property for business purposes. That such rail track was put down without authority of law, and against our wishes. That said street had been recently improved, at a large expense to us, and was considered the best street for carriage use in the city. That since said rail track has been laid, the accidents and damage to persons and carriages in consequence thereof, have been so frequent that many carriage owners now avoid the street, such is their growing dread of said rail track, that we are convinced these rail tracks in our streets are a great damage to property and a public nuisance; and we consider the lawless course pursued by their projectors an outrage upon our city. We therefore respectfully and earnestly ask your honorable body to take such measures as may be necessary to promptly remove such rail tracks from State street, and to have the street restored to the same condition as before.

Rochester, July 1, 1863.

D. W. Powers,
Isaac Butts,
Joseph Field,
Wm. Brewster.
Darius Perrin,
N. B. Northrop,
W. A. Reynolds,
John Burns, Att'y,
W. V. K. Lansing, Ex'r,
W. Churchill,
S. D. Walbridge,
Henry S. Potter,
John Haywood,
A. S. Beckwith's estate
by H. C. Ives, agent,
Bernard Bielly,
J. Medberry,

Samuel Hamilton,
M. Markerman,
James W. Sawyer,
Aaron Erickson, Pres't
J. B. Bennett,
H. Stilwell,
B. P. Robinson,
Edmund Lyon,
Wm. H. Ward,
G. Tallinger,
H. Blanchard,
C. T. French,
M. A. Marsh,
L. & H. Churchill,
James E. Haydon,
J. B. Dewey.

On motion of Ald. Buell ordered published and referred to the Law Committee.

By Ald. Cram—Communication in relation to the Buffalo street sewer. Table.

By Ald. Palmer—Petition for a sewer in Hudson street; Sewer Committee.

By Ald. Flynn—Bill of Rochester Gas Company; Lamp Committee.

REPORTS.

Ald. Buell, from the Committee on City Property, reported in favor of the bill of J. & J. C. Holyand; Finance Committee.

Ald. Spencer, from the Police Committee, reported in favor of the bill of Brown & Williams; Finance Committee.

Ald. St. John, from the Poor Committee, reported in favor of the bills of St. Mary's Hospital, St. Patrick's Orphan Asylum, Mrs. Clemenson, C. V. Jeffreys, John Groh, McVean & Hastings, Burke, Fitzsimmons, Hone & Co., S. S. Pellett, and J. E. Butterfield; Finance Committee.

Ald. Flynn, from the Lamp Committee, reported in favor of the bill of the Rochester Gas Company; Finance Committee.

Ald. Warren, from the Contingent Expense Committee, reported in favor of the bills of C. T. Amsden, Newman's Band, George A. Sidler, and N. F. Hilton; Finance Committee. Adversely upon the petition of A. Sprague.

Report adopted.

Ald. Warner, from the Improvement Committee, reported in favor of the bill of Hanford & Crammond; Finance Committee.

Ald. Palmer, from the Sewer Committee, reported in favor of the estimate of B. McFarlin; Finance Committee.

COMMUNICATIONS FROM CITY OFFICERS.

The Clerk presented the following:

VETO BY HIS HONOR THE MAYOR.

CITY OF ROCHESTER,)
Mayor's Office, July 9, 1863.)

To C. N. Simmons, City Clerk:

SIR:—Please to take notice that I hereby suspend the operation of the two resolutions, (transcripts of which are hereto annexed) presented at the last meeting of the Common Council, on the 30th of June, and then passed, in relation to authorizing the extension by the Rochester City and Brighton Railroad Company of their roads or tracks through certain streets of this city, in said resolutions named—and the following are my reasons for suspending the same:

First.—The resolutions seem to have been passed without any discussion and without the careful considerations which their importance demands, and I am forced to believe without their real purport and effect having been fully comprehended by the Common Council.

Second.—It seems to me that the resolutions as passed may possibly involve the city in difficulties and responsibilities by assuming without qualification or reservation to give the right to the Company to extend their tracks through the streets named, which might be just as well avoided, and guarded against by incorporating in the resolutions the proper provisos and reservations or conditions. In explanation of this I will state that as I am informed the recent decisions of the Supreme Court of this District, hold that the Railroad Company cannot occupy and use the streets of the city without first obtaining the consent of the owners of property on such street or streets. I do not suppose the Common Council intended to guarantee to the company the use of the streets named as against the rights, whatever they may be, of the owners of property thereon; still the resolutions

are unqualified, and although their passage by the Common Council would not probably deprive owners of any of their rights, yet their being so passed might open a door to litigation involving the city as for any damage which might occur by reasons of the exercise of a right claimed to have been granted by the city.

If such resolutions are to be passed, the rights or authority given, it seems to me, should be such and such only as the city has a right to grant, and the rights granted should be exercised only on condition that all other necessary legal rights and authority are obtained by the company.

Third.—But as to the expediency and right to make the grants intended to be made by the resolutions, I am compelled to say, as I first said, the effect and purport of such grants could hardly have been duly conceived. Heretofore the right to cross two of the four bridges which connect the different sides of the river in our city has been granted to this company; and now it is asked that they shall have the right to traverse other streets, and also to cross the remaining two bridges. If this is done, every bridge in the city crossing the river will be obstructed by a railroad. Should this be? The Main street bridge is now very wide, and a track may be laid over it perhaps without very seriously obstructing travel; but can the same be said of Court and Andrew street bridges? It seems to me not.

The Company would necessarily be compelled to place two tracks upon each of them merging into one at each end respectively making the approaches thereto difficult and dangerous to ordinary travel.

The immense and constant use of these bridges by our citizens and the public demand of the authorities that they be kept in as complete order, and as free from obstructions as possible. Before such a grant is made, the subject should receive the serious and most careful consideration of the Common Council.

N. C. BRADSTREET,
Mayor.

The following are the resolutions:

"By Ald. Warner—Resolved, That the Rochester City and Brighton Railroad Company be authorized so extend their roads or tracks from Main street through Franklin to Andrews street, and thence through Andrews and Mumford sts., to State street, on the same terms and conditions as are contained in the contract between the city and said Rochester City & Brighton Railroad Company."

"By Ald. Warner—Resolved, That the Rochester City & Brighton Railroad Company are authorized to extend their tracks or road from Clinton street through Court to Exchange st., on the same terms and conditions as are contained in the contract between the city and said Rochester City & Brighton Railroad Company."

Ald. Bromley moved that the further consideration of this order of business be postponed for the present. Motion adopted.

The Clerk presented the following:

TREASURER'S MONTHLY REPORT

Of the balance of the principal funds on the morning of July 13th, 1863:

| | | |
|------------------|--------------|-------------|
| Contingent Fund, | Cr. Balance, | \$16,998 88 |
| Fire Department, | " " | 9,427 59 |
| Highway Fund, | " " | 7,702 48 |
| Lamp Fund, | " " | 15,133 49 |
| Poor Fund, | " " | 10,408 64 |
| Police Fund, | " " | 9,513 71 |

And Whereas, The City Surveyor, under the direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$286 00, which estimate is hereby approved:

Resolved, further, That the following portion of said city is deemed benefited and proper to be assessed for the whole expense thereof, namely:

"One tier of lots on the east side of Exchange street from the Genesee Valley R. R. Depot to Clarissa street.

And the Clerk is hereby directed to publish notice in pursuance of section 165 of the City Charter, that all persons interested in the subject matter of said improvement, are required to attend the Common Council on Tuesday evening, July the 28th, 1863, at half-past 7 o'clock, at the Common Council Hall, when allegations will be heard. Adopted.

REPAIRS IN WAREHOUSE STREET WALKS.

By Ald. Cram—Resolved, That the City Surveyor ascertain and report to this Board the expense of repairing the plank sidewalk on the east side of Warehouse street from Brown street to Allen street, and in front of lots 12 and 13 on the north side of Allen street. Adopted.

The Surveyor submitted such estimate at \$153 00.

By Ald. Cram—Resolved, That the following improvement is expedient, viz: Repairing the plank walk on the east side of Warehouse street from Brown to Allen street, and in front of lots 12 and 13 on the north side of Allen street.

And whereas, The City Surveyor, under the direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$153 00, which estimate is hereby approved;

Resolved, further, That the following portion of said city is deemed benefited and proper to be assessed for the whole expense thereof, namely:

"One tier of lots on the east side of Warehouse street from Brown street to Allen street, and lots 12 and 13 on the north side of Allen street.

By Ald. Cram—Resolved, That the City Surveyor ascertain and report to this Board the expense of repairing the plank walk on each side of State street and Lake Avenue from Cliff street to Brisbane street. Adopted.

The Surveyor submitted such estimate at \$1,020 00.

By Ald. Cram—Resolved, That the following improvement is expedient, viz: Repairing the plank side walk on each side of State street and Lake Avenue from Cliff street to Brisbane street.

And Whereas, The City Surveyor, under the direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$1,020 00, which estimate is hereby approved.

Resolved—further, That the following portion of said city is deemed benefited and proper to be assessed for the whole expense thereof, viz:

"One tier of lots on each side of State street and Lake Avenue from Cliff street to Brisbane street.

And the Clerk is hereby directed to publish notice in pursuance of section 165 of the City Charter, that all persons interested in the subject matter of said improvement, are required to attend the Common Council on Tuesday evening, July the 28th, 1863, at half-past 7 o'clock, at the Common Council Hall, when allegations will be heard. Adopted.

SEWER IN HUDSON STREET.

By Ald. Palmer—Resolved, That the City Surveyor ascertain and report to this Board the expense of constructing a stone sewer eighteen inches by two feet in Hudson street, from the center of Bardwell street to the Nassau street sewer. Adopted.

The Surveyor submitted such estimate at \$2,920 00.

By Ald. Palmer—Resolved, That the following improvement is expedient, viz: Constructing a stone sewer 2 feet by 18 inches in Hudson street, from the center of Bardwell street to the Nassau street sewer.

And Whereas, The City Surveyor, under the direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$2,920 00, which estimate is hereby approved.

Resolved, further, That the following portion of said city is deemed benefited and proper to be assessed for the whole expense thereof, viz: One tier of lots on each side of Hudson street from the center of the amount assessed to the New York Central Railroad, except lot No. 223 on the northwest corner of Nassau and Hudson streets.

And further, Resolved, That the tax-payers to be assessed for making such improvement may, by paying interest, as hereinafter provided, on the amount assessed to them individually, pay their assessments in three equal payments, as follows: One-third of the amount assessed within three months after the confirmation of the assessment roll, without interest; one-third of the amount, with interest at the rate of seven per cent. per annum, within one year from the confirmation of said roll; and

the remaining one-third, with interest at the same rate, within two years from the confirmation of such roll.

And the Clerk is hereby directed to publish notice in pursuance of section 165 of the City Charter, that all persons interested in the subject matter of said improvement, are required to attend the Common Council on Tuesday evening, July the 28th, 1863, at half-past 7 o'clock, at the Common Council Hall, when allegations will be heard. Adopted.

LAWRENCE STREET IMPROVEMENT.

By Ald. Warner—Resolved, That the City Surveyor ascertain and report to this Board the expense of the improvement of Lawrence street, from East Avenue to Charlotte street, by grading the same and constructing plank walks four feet wide on each side thereof.

Adopted.

The Surveyor submitted such estimate at \$420.

By Ald. Warner—Resolved, That the following improvement is expedient, viz: the grading of Lawrence street, from East Avenue to Charlotte street, and the construction of a plank sidewalk four feet wide on each side thereof.

And Whereas, The City Surveyor, under the direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$420, which estimate is hereby approved.

Resolved, further, That the following portion of said city is deemed benefited and proper to be assessed for the whole expense thereof, namely:

One tier of lots on each side of Lawrence street, from East Avenue to Charlotte street.

And the Clerk is hereby directed to publish notice in pursuance of section 165 of the City Charter, that all persons interested in the subject matter of said improvement are required to attend the Common Council on Tuesday evening, July the 28th, 1863, at half-past 7 o'clock, at the Common Council Hall, when allegations will be heard. Adopted.

ALLEN STREET IMPROVEMENT.

Ald. Warner presented the final ordinance for improving Allen street, from State street to Washington street, by repaving four feet wide in the center with Medina or Lockport sand stone, re-paving the sides and gutters with cobble stone and re-setting the curb-stone where necessary.

Ald. Buell moved the indefinite postponement of the above, for the purpose of offering the following motion adopted.

ALLEN ST. IMPROVEMENT.

By Ald. Buell—Resolved, That the City Surveyor ascertain and report to this Board the expense of the improvement of Allen st. from State st. to Washington st. by paving the centre for one-third the width between the curb stone with Medina or Lockport sand stone, repaving the sides and gutters with cobble stone and resetting the curb stone where necessary.

The Surveyor submitted such estimate at \$3,350 00.

By Ald. Buell—Resolved, That the following improvement is expedient, viz: Improving Allen st. from State st. to Washington st. by paving the centre for one-third the distance between the curbstone with Medina or Lockport sand stone, repaving the sides and gutters with cobble stone and resetting the curb stone where necessary.

And Whereas, The City Surveyor, under the direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$3,350, which estimate is hereby approved.

Resolved, further, That the following portion of said city is deemed benefited and proper to be assessed for the whole expense thereof, namely:

"One tier of lots on each side of Allen st. from State st. to Washington st."

And further, Resolved, That the tax-payers to be assessed for making such improvement, may, by paying interest, as hereinafter provided, on the amount assessed to them individually, pay their assessments in three equal payments, as follows: One-third of the amount assessed within three months after the confirmation of the assessment roll, without interest; one-third of the amount, with interest at the rate of seven per cent. per annum within one year from the confirmation of said roll; and the remaining one-third, with interest at the same rate, within two years from the confirmation of such roll.

And the Clerk is hereby directed to publish notice, in pursuance of section 165 of the City Charter, that all persons interested in the subject matter of said improvement are required to attend the Common Council on Tuesday evening, July the 28th, 1863, at half-past seven o'clock, at the Common Council Hall, when allegations will be heard. Adopted.

WALK ON MT. HOPE AVENUE.

On motion of Ald. Warner the Board proceeded to hear allegations in relation to the improvement described in the ordinance below:

No person appearing to make allegations.

Ald. Warner submitted the following: An ordinance to construct a plank walk on the east side of Mt. Hope Avenue from the south line of Holley st. to the south line of Clarissa st.

The Common Council of the City of Rochester do ordain and determine as follows: a plank walk six feet wide shall be constructed on the east side of Mt. Hope Avenue from the south line of Holley st. to the south line of Clarissa st.

And the whole expense shall be defrayed by an assessment upon the owners and occupants of houses and lands to be benefited thereby, and the City Surveyor, under the direction of this Board, having made an estimate of such expense, and reported the same at \$1,410, which estimate was and is hereby approved, the sum of \$1,410, being the whole amount of the estimate aforesaid, shall be assessed on such owners and occupants. And the portion of said city which said Common Council deem will be benefited by said improvement is described as follows:

"One tier of lots on the east side of Mt. Hope Avenue from the south line of Holley st. to the south line of Clarissa st.," on which above described portion of the city the said sum of \$1,410 is hereby ordered to be assessed.

And David McKay, Francis Dana, and Jared Coleman, the assessors of said city, not interested in any of the property so benefited, and not of kin to any person so interested, are hereby designated and directed to make an assessment upon all the owners and occupants of lands and houses within the portion or part of said city so designated, of the said amount of expense, in proportion, as nearly as may be, to the advantage which each shall be deemed to acquire by the making of said improvement; and the said assessors are hereby notified to meet for this purpose, on Saturday, the 18th day of July, 1883, at nine o'clock in the forenoon, at the office of the City Clerk.

Passed by the following vote:
Ayes—Ald. Spencer, Cram, Buell, D. D. T. Moore, St. John, Bromley, Warren, O'Maley, H. G. Moore, Upton, Fish, Warner, Mordoff, Palmer, Chapman, Sidler, Flynn, Hebing, McQuatters.—19.

WILDER STREET WALKS.

By Ald. Warner—Resolved, That the City Surveyor ascertain and report to this Board the expense of constructing a plank walk, 4 feet and 8 inches wide, on the north side of Wilder street, from Grape street to Orchard street, and on the south side, from the end of the walk opposite lot No. 39 to Orchard street. Adopted.

The Surveyor submitted such estimate at \$596.

By Ald. Warner—Resolved, That the following improvement is expedient, viz: The constructing of a plank walk 4 feet 8 inches wide, on the north side of Wilder street, from Grape street to Orchard street, and on the south side, from the end of the walk opposite lot No. 39 to Orchard street.

And whereas, The City Surveyor, under the direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$596, which estimate is hereby approved,

Resolved, further, That the following portion of said city is deemed benefited and proper to be assessed for the whole expense thereof, viz: "One tier of lots on the north side of Wilder street, from Grape street to Orchard street, and one tier of lots on the south side, from the end of the walk opposite lot No. 39 to Orchard street."

And the Clerk is hereby directed to publish notice in pursuance of section 165 of the City Charter, that all persons interested in the subject matter of said improvement, are required to attend the Common Council on Tuesday evening, July the 28th, 1883, at half-past seven o'clock, at the Common Council Hall, when allegations will be heard. Adopted.

REPAIRING PROSPECT STREET WALKS.

On motion of Ald. Warner, the Board proceeded to hear allegations in relation to the improvement described in the ordinance below:

No person appearing to make allegations, Ald. Warner submitted the following:
An ordinance to repair prospect street walks from West Avenue to Adams street.

The Common Council of the city of Rochester do ordain and determine as follows: The walks on each side of Prospect street shall be repaired from West Avenue to Adams street.

And the whole expense shall be defrayed by an assessment upon the owners and occupants of houses and lands to be benefited thereby, and the City Surveyor, under the direction of this Board, having made an estimate of such expense, and reported the same at \$180, which estimate was and is hereby approved; the sum of \$180, being the whole amount of the estimate aforesaid, shall be assessed on such owners and occupants. And the portion of said city which said Common Council deem will be benefited by said improvement is described as follows: "One tier of lots on each side of Prospect street, from West Avenue to Adams street," on which above described portion of the city the said sum of \$180 is hereby ordered to be assessed.

And David McKay, Francis Dana and Jared Coleman, the assessors of said City not interested in any of the property so benefited, and not of kin to any person so interested, are hereby designated and directed to make an assessment upon all the owners and occupants of lands and houses within the portion or part of said City, so

designated, of the said amount of expense, in proportion, as nearly as may be, to the advantage which each shall be deemed to acquire by the making of said improvement; and said assessors are hereby notified to meet for this purpose, on Saturday, the 18th day of July, 1883, at nine o'clock in the forenoon, at the office of the City Clerk.

Passed by the following vote:
Ayes—Ald. Spencer, Cram, Buell, D. D. T. Moore, St. John, Bromley, Warren, O'Maley, H. G. Moore, Upton, Fish, Warner, Mordoff, Palmer, Chapman, Sidler, Flynn, Hebing, McQuatters.—19.

REPAIRING BUFFALO STREET WALKS.

On motion of Ald. Cram the Board proceeded to hear allegations in relation to the improvement described in the ordinance below:

No person appearing to make allegations, Ald. Cram submitted the following:
An ordinance to repair the sidewalks on Buffalo street, from Montgomery alley to the Erie Canal bridge.

The Common Council of the City of Rochester do ordain and determine as follows: The sidewalks on each side of Buffalo street, from Montgomery Alley to the Erie Canal bridge, shall be repaired, and crosswalks constructed across Scott Alley and Washington street.

And the whole expense shall be defrayed by an assessment upon the owners and occupants of houses and lands to be benefited thereby, and the City Surveyor, under the direction of this Board, having made an estimate of such expense, and reported the same at \$265, which estimate was and is hereby approved; the sum of \$265, being the whole amount of the estimate aforesaid, shall be assessed on such owners and occupants. And the portion of said city which said improvement is described as follows: "One tier of lots on each side of Buffalo street, from Montgomery alley to the Erie Canal," on which above described portion of the city the said sum of \$265 is hereby ordered to be assessed.

And David McKay, Jared Coleman, and Francis Dana, the assessors of said city not interested in any of the property so benefited, and not of kin to any person so interested, are hereby designated and directed to make an assessment upon all the owners and occupants of lands and houses within the portion or part of said city so designated, of the said amount of expense, in proportion, as nearly as may be, to the advantage which each shall be deemed to acquire by the making of said improvement; and said assessors are hereby notified to meet for this purpose, on Saturday, the 18th day of July, 1883, at nine o'clock in the forenoon, at the office of the City Clerk.

Passed by the following vote:
Ayes—Ald. Spencer, Cram, Rowley, Buell, St. John, Bromley, Warren, O'Maley, H. G. Moore, Fish, Warner, Mordoff, Palmer, Chapman, Sidler, Flynn, Hebing, McQuatters.—18.

ALLEN STREET WALKS.

On motion of Ald. Warner, the Board proceeded to hear allegations in relation to the improvement described in the ordinance below:

No person appearing to make allegations, Ald. Warner submitted the following:
An ordinance to construct plank walks in Allen street, from Platt street to the Erie Canal.

The Common Council of the City of Rochester do ordain and determine as follows: A plank sidewalk five feet and four inches wide shall be constructed on each side of Allen street, from Platt street to the Erie canal bridge.

And the whole expense shall be defrayed by an assessment upon the owners and occupants of houses and lands to be benefited thereby, and the City Surveyor, under the direction of this Board, having made an estimate of such expense, and reported the same at \$113, which estimate was and is hereby approved; the sum of \$113, being the whole amount of the estimate aforesaid, shall be assessed on such owners and occupants. And the portion of said city which said Common Council deem will be benefited by said improvement is described as follows:

"One tier of lots on each side of Allen street from Platt street to the Erie Canal bridge, on which above described portion of the city, the said sum of \$113 is hereby ordered to be assessed.

And David McKay, Francis Dana and Jared Coleman the assessors of said City, not interested in any of the property so benefited, and not of kin to any person so interested, are hereby designated and directed to make an assessment upon all the owners and occupants of lands and houses within the portion or part of said City so designated, of the said amount of expense, in proportion, as nearly as may be, to the advantage which each shall be deemed to acquire by the making of said improvement; and said assessors are hereby notified to meet for this purpose, on Saturday, the 18th day of July, 1883, at nine o'clock in the forenoon, at the office of the City Clerk.

Passed by the following vote:
Yeas—Ald. Spencer, Cram, Buell, St. John, Bromley, Warren, O'Maley, H. G. Moore, Upton, Fish, Warner, Mordoff, Palmer, Chapman, Sidler, Flynn, Hebing, McQuatters.—18.

NAYS—NONE.

SEWER IN BUFFALO STREET.

Ald. Palmer presented the final ordinance for a sewer in Buffalo street, from the east line of Fitzhugh street to Washington street, which was lost as follows:

Ayes—Ald. Bromley, Warren, H. G. Moore, Upton, Fish, Palmer, Chapman, Hebing, McQuatters—9.
Nays—Ald. Spencer, Cram, Buell, D. D. T. Moore, St. John, Warner, Sidler, Flynn—7.

EAST STREET IMPROVEMENT.

Ald. Palmer presented the final ordinance for constructing a sewer and improving East street, from East Avenue to Charlotte street, and moved that the further consideration of the same be postponed until the next regular meeting, July 23.

Motion adopted.

SCRANTON STREET SEWER.

Ald. Palmer presented the final ordinance for constructing a sewer in Scranton street, from Clinton street to St. Paul street, which

On motion of Ald. Bromley, was postponed indefinitely.

AMENDMENT TO THE ORDINANCE RELATING TO NUISANCES.

Ald. Buell having obtained the unanimous consent of the Board, offered the following and moved its adoption: § 11 of the ordinance relating to nuisances, passed November 11, 1853, is hereby amended by adding after the words, "nor at any time between the upper dam and Clarissa street bridge," the words, "or in the Erie Canal between Nelson street bridge and the House of Refuge lot."

Adopted as follows:

Ayes—Ald. Spencer, Cram, Buell, D. D. T. Moore, St. John, Bromley, Warren, O'Maley, H. G. Moore, Upton, Fish, Warner, Mordoff, Palmer, Chapman, Sidler, Flynn, Hebing, McQuatters:

Ald. Palmer presented the final ordinances for the following sewers, viz:

Sewer in South Avenue, from Grand to Alexander street.

Sewer in Romeyn, Magne, Brown, King, Allen and Canal streets.

Sewer in Alexander street, from the lateral sewer in front of lot No. 48 in the Bixby Tract to Charlotte street.

And moved that the further consideration of the same be postponed until the next regular meeting, July 23.

Motion adopted.

ASSESSMENTS.

Ald. Warner presented the assessment rolls for the following improvements:

Improving South Fitzhugh street from the south line of lands owned by W. A. Reynolds and Roswell Hart to La'ayette street.

Improving Hawkins street from Scranton street to Oakman street, and Oakman street from Hawkins street to Galusha street.

Improving the west side of South street from Court street to the south line of the street on the south side of Washington Square;

And moved that the next regular meeting, July 23rd, be fixed when appeals will be heard.

Motion adopted.

Ald. Warner presented the assessment roll for constructing a brick walk on the west side of South St. Paul street, from a point 268 feet south of Main street to the Erie Canal bridge, and after an opportunity had been given for appeals to be heard said roll was confirmed by the following vote: All ayes, 18.

Ald. Palmer presented the assessment roll for constructing a sewer in Burns street, from Wentworth street to Francis street, and after an opportunity had been given for appeals to be heard said roll was confirmed by the following vote: all ayes, 18.

Ald. Palmer presented the assessment roll for constructing a sewer in Union street, from the center of University avenue to the sewer in Main street, and after an opportunity had been given for appeals to be heard therefrom said roll was confirmed by the following vote: all ayes, 18.

Ald. H. G. Moore presented the assessment roll for a reservoir in Atwater street, near Clinton street, and after an opportunity had been given for appeals to be heard, said roll was confirmed by the following vote: all ayes, 18.

MISCELLANEOUS.

Ald. Hebing presented the following:
INVITATION FROM THE TURNER SOCIETY.
To the Hon. the Mayor and Common Council of the City of Rochester:

GENTLEMEN: The German Turner Society having a festival in Wood's Grove on Lake Avenue, on the 20th inst., they would respectfully invite you to honor the same with your presence.

P. A. DURSRY,
for Turner Society.

By Ald. Hebing—Resolved, That the invitation handed in by the Secretary of the German Society this evening is hereby accepted by this Board.

Adopted unanimously.

By Ald. Sidler—Resolved, That the licenses granted during the past year for the sale of fresh meats, in all cases where a full payment of the license fee has been made in accordance with the city ordinance relating to markets, be renewed for the current year on payment, in each instance quarterly in advance, at the rate of seventy-five dollars per annum. Adopted.

By Ald. Palmer—Resolved, That the City Treasurer be, and is hereby directed to pay G. S. Copeland & Co., fifteen hundred dollars (\$1500) to apply on their contract for constructing Sixth Ward Rail Road outlet sewer, and charge that fund.

Adopted all ayes.

By Ald. Warner—Resolved, That M. B. Breck is hereby permitted to build his walk on South St. Paul street, to be done in accordance with the ordinance and specifications, under the direction of the Improvement Committee, provided he completes the same within forty days from date. Adopted.

By Ald. St. John—Resolved, That the Treasurer be, and is hereby authorized and directed to pay Smith & Dewey \$800; F. Moser & Co., \$800; G. & C. Crouch \$400; J. W. Phillips \$400; on account of contracts for coal, for Poor Department, and charge Poor Fund. Adopted.

By Ald. St. John—Resolved, That the Treasurer is hereby authorized and directed to pay C. T. Amsden, for Jesse Peterson, five hundred dollars on account of wood for Poor Department, and charge Poor Fund. Adopted.

By Ald. Buell—Resolved, That the Board of Health be, and they are hereby instructed to reduce the number of Health Inspectors to two, one for each side of the river. Adopted.

By Ald. Buell—Resolved, That this Board will at their next regular meeting, proceed to appoint a President of this Board, agreeable to our amendment of the City Charter, passed April 11, 1853, there being a vacancy in that office.

On his own motion referred to the Law Committee.

By Ald. D. D. T. Moore—Resolved, That in case there is not a quorum present within fifteen minutes after the hour of assembling (half-past seven) at future meetings or sessions of this Board, the Council will be considered adjourned. Adopted.

By Ald. Rowley—Resolved, That the City Attorney be directed to obtain the papers in the case of Freeman Clark with the City, now in the Court of Appeals and attend to the further prosecution of the case. Adopted.

FINANCE BUDGET.

By Ald. Buell—Resolved, That the Treasurer pay as follows:

CONTINGENT FUND.

| | |
|---|-----------|
| Curtis Butts & Co., publishing proceedings, advertising, &c., 1 qr. | \$ 375 00 |
| A. Strong & Co. | 230 00 |
| C. D. Tracy & Co. | 200 00 |
| John Mayer | 125 00 |
| C. T. Amesen, insurance on Centre Market. | 100 00 |
| Newman's Band, reception Col. Marshall. | 16 00 |
| Geo. A. Sidler, for soap. | 4 76 |
| N. F. Hilton, disbursements as Messenger. | 52 74 |
| J. & J. C. Holyland, work on Center Market. | 30 00 |

And charge Contingent Fund.

BOARD OF HEALTH FUND.

| | |
|--|--------|
| Daniel Gatens, services as Health Inspector. | \$4 00 |
| Thos. Burns, care of Clifton St. Hospital. | 90 00 |
| “ “ board of small pox patients. | 129 85 |

And charge Board of Health Fund.

LAMP FUND.

| | |
|--|----------|
| Rochester Gas Light Co., gas for public lamps. | 3,290 00 |
|--|----------|

And charge Lamp Fund.

POLICE FUND.

| | |
|---|--------|
| Brown & Williams, matting, &c. for Police Office. | 103 76 |
| J. & J. C. Holyland, work at Police Office. | 45 00 |

And charge Police Fund.

HIGHWAY FUND.

| | |
|---|----------|
| John D. Quinn, disbursements. | 1,612 03 |
| J. & J. C. Holyland, work on Centre Market. | 47 15 |

And charge Highway Fund.

POOR FUND.

| | |
|---|----------|
| St. Mary's Hospital, keeping patients. | 1,766 53 |
| St. Patrick's Orphan Asylum, boarding children. | 765 30 |
| Mrs. Cleminson, paupers. | 16 52 |
| C. V. Jeffrey, undertaking. | 107 50 |
| John Cron, shoes. | 44 25 |
| McVean & Hastings, paper. | 17 03 |
| Burke, Fitzsimons, Hone & Co., dry goods. | 67 00 |
| S. S. Pellett, transporting paupers. | 217 39 |
| J. E. Butterfield, | 11 10 |

And charge Poor Fund.

IMPROVEMENT FUNDS.

Also, when there are funds applicable, as follows:

| | |
|--|--------|
| H. B. Knapp, Commissioner, disbursements on West Av. | 73 26 |
| And charge that Fund. | |
| W. Wood, Commissioner of North Av., disbursements. | 20 63 |
| And charge that Fund. | |
| Wm. Carroll, Commissioner North St. Paul st. | 307 98 |
| And charge that Fund. | |
| Benj. McFarlin, on his contract for Cayuga street sewer. | 500 00 |
| And charge that Fund. | |

Adopted—all ayes.

By Ald. Cram—Resolved, That the resolution passed the 16th of June last directing the contractors of Buffalo st. sewer to stop the construction of said sewer at the east live of Fitzhugh st. be and is hereby rescinded.

Pending the discussion of the resolution the Board adjourned.

C. N. SIMMONS, Clerk.

In Common Council, July 21, 1863.

SPECIAL MEETING.

Present—His Honor, Mayor Bradstreet, and Ald. Cram, Darling, Rowley, Buell, D. D. T. Moore, St. John, Bromley, Warren, Hoffman, O'Maley, Upton, Fish, Warner, Palmer, Chapman, Sidler, Flynn, McQuatters.

Absent—Ald. Spencer, Darrow, H. G. Moore, Mordoff, Ernst and Hebing.

On motion of Ald. St. John the Mayor was called to the chair.

The Mayor stated that the general interest manifested in this vicinity, as also throughout the State, upon the distinctive operation of the Conscription Law, which was about to be enforced in this city, had made it appear proper to him to convene a special meeting of the Board, for the purpose of taking into consideration the subject of relief by the city authorities, as authorized by an act of the recent Legislature, to indigent families of volunteers residing in the city, and of persons ordered therefrom into the military service of the United States. The subject was one of momentous importance, and, he trusted, would receive the serious and profound consideration of the Board.

By Ald. Bromley—Whereas, Under the law of Congress, passed March 3, 1863, known as the Conscription Law, and by the call of the President for 300,000 men, and by the apportionment thereunder, the city of Rochester is called upon for 691 men, or, in other words, that number of conscripts are to be drawn from the men of said city, each of whom must answer said call in person, or by substitute, or by the payment of \$300 in lieu thereof; and, whereas, by the operation of said law the extraordinary burdens of replenishing our armies will fall on a class of men least able to bear such burdens, instead of falling on the property of the whole country, as in our judgment they ought; and, whereas, under a law of our own State, we are authorized to adopt for our city the principle which ought to have been adopted for the whole country, thereby dividing such burdens and compelling each to bear a part; therefore,

Resolved, That the sum of \$207,300 be, and the same is hereby appropriated for the relief of the indigent families of volunteers and of persons ordered into the military service of the United States from this city.

Resolved, That the City Treasurer be, and he is hereby authorized to borrow the said sum of \$207,300, or such part thereof as shall be from time to time necessary, and to make the notes or bonds of the city therefor, under the direction of the Common Council.

Resolved, That a Committee of five, to consist of Ald. ———, be and is hereby appointed to disburse such money, or such part thereof as shall be necessary, and such disbursements shall be according to the following rules so far as practicable:

In case the said law of Congress, passed March 3d, 1863, known as the Conscription Law, shall be enforced in this city, the said Committee shall enquire into the circumstances of each person drafted, and who shall not be exempt under any of the provisions of said law, and who shall be liable to answer to said draft in one of the three ways provided by the law; and they shall use of such money the sum of three hundred dollars for the relief of such person or his family; and in case such person shall so elect, and shall go into the service of the United States, the same shall be paid to such person or to his family for his or their relief; and in case such person shall not so elect, then the said sum shall be used to procure a substitute, in all cases in which a substitute can be procured thereby; and in all cases in which such persons do not go into such service, and in which no substitute can be procured as aforesaid, then said sum shall be paid to the proper officer of the United States, in lieu of such service or substitute, it being the intention hereof that

the money shall be used so far as practicable to procure men for the service of the United States, while at the same time relieving such persons and their families.

Ald. Buell moved that the resolutions lie upon the table until the next regular meeting of this Board.

Motion lost as follows :

Yeas—Messrs. Buell, D. D. T. Moore, Warren, Upton, Chapman, McQuatters—6.

Nays—Messrs. Cram, Darling, Rowley, St. John, Bromley, O'Maley, Fish, Warner, Palmer, Sidler, Flynn—11.

Ald. Upton moved to amend as follows : That the resolution be so amended that no money be paid to the government to relieve any drafted person from serving in the army, but that it be paid to the drafted men or substitutes.

Lost as follows :

Yeas—Ald. Buell, D. D. T. Moore, Upton, Palmer, Chapman, McQuatters—6.

Nays—Ald. Cram, Darling, Rowley, St. John, Bromley, Warren, Hoffman, O'Maley, Fish, Warner, Sidler, Flynn—12.

Ald. O'Maley now moved to fill the blank in the resolutions by inserting the following names: Ald. Rowley, Warner, Fish, D. D. T. Moore and Buell.

Motion adopted.

Ald. O'Maley now moved that His Honor the Mayor be added to such Committee.

Motion adopted.

Ald. Buell asked to be excused from serving on the Committee, which was granted; and on motion of Ald. O'Maley Ald. Hebing was substituted in place of Ald. Buell.

The original preamble and resolutions offered by Ald. Bromley, with the blank thus filled, were then adopted as follows :

Yeas—Ald. Cram, Darling, Rowley, D. D. T. Moore, St. John, Bromley, Warren, O'Maley, Upton, Fish, Warner, Palmer, Chapman, Sidler, Flynn, McQuatters—16.

Nays—Ald. Buell, Hoffman.—2.

MISCELLANEOUS.

Ald. Warren presented a petition from the Agent of the National Circus and offered the following :

Resolved, That the National Circus, under the direction of Mrs. C. Warner, formerly Mrs. Dan Rice, have leave to exhibit on Falls Field, Tuesday and Wednesday, July 28th and 29th, by paying to the Treasurer the sum of fifty dollars.

Ald. Buell moved to amend by striking out "fifty" and inserting "one hundred."

Amendment adopted.

As thus amended adopted.

Ald. Palmer called up the following which was adopted on the 21st of April last, and moved that the same be and is hereby rescinded :

Resolved, That the persons assessed for the construction of lateral sewers in Buffalo street be allowed to build them in conformity to the ordinance and the plans and specifications thereof in the office of the City Surveyor, and under the direction and approval of the Sewer Committee, provided the same shall be built within one month after the main sewer now being built in Buffalo street shall be completed, and the surplus material removed from the street in front of the premises respectively assessed for the construction of one of said lateral sewers.

Motion to rescind adopted.

Ald. Palmer then offered the following :

Resolved, That persons assessed for construction of lateral sewers in Buffalo street be allowed to build them of tile or stone, as the tax payers may desire, provided the same shall be built within one month after the main sewer now being built in Buffalo street shall be completed, where a lateral sewer is required under the direction and approval of the Sewer Committee.—Adopted.

By Ald. D. D. T. Moore—Resolved, That the City Superintendent notify all owners of property on Troup st., between High and Exchange sts., to repair their respective sidewalks wherever necessary, within ten days. Adopted.
Adjourned. C. N. SIMMONS, Clerk.

In Common Council--July 28th, 1863.

REGULAR MEETING.

Present—Ald. Spencer, Cram, Rowley, Buell, D. D. T. Moore, St. John, Darrow, Bromley, Warren, Hoffman, O'Maley, H. G. Moore, Upton, Fish, Warner, Mordoff, Palmer, Flynn, Hebing and McQuatters.

Absent—Ald. Darling, Ernst, Chapman, and Sidler.

On motion of Ald. Rowley Ald. Buell was called to the chair.

The minutes of the last regular and special meetings were approved.

PETITIONS AND CLAIMS.

By Ald. Hebing—Bill of J. Kolb, Finance Committee; Petitions of J. Hannon and J. O. Pettingill, Committee on Wood Buildings.

By Ald. Flynn—Bill of Rochester Gas Co., Lamp Committee.

By Ald. Palmer—Petition for a sewer in St. Joseph st.; bills of G. S. Copeland & Co., F. C. Lauer, J. T. Orton, Thomas Lynch and Daniel M'Cormick—Sewer Committee.

By Ald. Warner—Petition for a walk on East Maple st.; bills of Handford & Crammond, J. D. Walsh and Whitmore, Carson & Co.—Improvement Committee.

By Ald. Hoffman—Bills of Merrick & Hays, B. Butler, E. H. Hollister, G. W. Walbridge and N. Osborn—Fire Department Committee.

By Ald. St. John—Bills of Smith & Perkins, M. J. Monroe, E. N. Buell, David Niven, W. Wadsworth, J. Cline, G. & C. Crouch—Poor Committee.

By Ald. Bromley—Bill of C. Perry, Contingent Expense Committee; claims of Alvia J. Babcock, Grievance Committee; bill of M. Kinsella—Park Committee.

By Ald. Darrow—Bills of D. A. Woodbury & Co., W. Carroll, Col. C. H. Clark, O. Morgan, F. M. Bromley & Co., Moore & Cole and Andrew Boyd—Contingent Expense Committee.

By Ald. D. D. T. Moore—Petition of J. M. Cornwell, Grievance Com.; petition of Robert Doyle—Com. on Wood Buildings.

By Ald. Cram—Bill of John Quin and Wm. Hollister & Co.—Street Com.

By Ald. Spencer—Bills of G. & C. Crouch, Wm. Mudgett and Policemen—Police Com.

REPORTS.

Ald. Spencer, from the Police Committee, reported in favor of the bills of Wm. Mudgett, G. & C. Crouch, and policemen. Finance Committee.

Ald. Fish, from the Street Committee, reported in favor of the bills of J. Quinn; Curtis, Butts & Co., and Wm. Hollister & Co. Finance Committee.

Ald. Darrow, from the Contingent Committee, reported in favor of the bills of Curtis, Butts & Co.; E. Darrow & Bro.; F. M. Bromley & Co.; Moore & Cole; and Andrew Boyd. Finance Committee.

Ald. Bromley, from the Park Committee, reported in favor of the bill of M. Kinsella. Finance Committee.

Ald. St. John, from the Poor Committee, reported in favor of the bills of G. & C. Crouch; J. Cline; W. Wadsworth, D. Niven; E. N. Buell; M. J. Monroe; Smith & Perkins. Finance Committee.

Ald. Hoffman, from the Fire Department Committee, reported in favor of the bills of N. Osborn; G. W. Walbridge; E. H. Hollister; B. Butler; and Merrick & Hayes. Finance Committee.

Ald. Palmer, from the Sewer Committee, reported in favor of the bills of J. T. Orton; G. S. Copeland & Co.; F. C. Lauer; T. Lynch; and Dan'l McCormick. Finance Committee.

Ald. Flynn, from the Lamp Committee, reported in favor of the bill of the Rochester Gas Co. Finance Committee.

Ald. Hebing, from the Committee on Wood Buildings, reported in favor of the petitions of R. Doyle, J. O. Pettingill, and J. Hannan.

Ald. Rowley presented the following:

REPORT ON THE ELECTION OF A PRESIDENT OF THE BOARD.

To the Common Council of the City of Rochester:

Your committee to whom was referred the resolution offered by Ald. Buell at the last regular meeting of this Board to the effect that we proceed at this meeting to elect a permanent president, beg leave to report that they have had the matter under consideration, and have come to the conclusion that the act of the Legislature passed April, 1863, as an amendment to the city charter, creates the office named, and that though no election was had within the time fixed by the law, yet there being such an office, and it not having been filled, there is consequently a vacancy, and that we are authorized to fill it. We therefore recommend that the Board, at a proper time, do elect a permanent president.

W. C. ROWLEY,
E. N. BUELL.

Rochester, July 28, 1863.
Accepted.

COMMUNICATIONS FROM CITY OFFICERS.

The Clerk presented the following:

COMMUNICATION FROM HIS HONOR THE MAYOR.

MAYOR'S OFFICE,
ROCHESTER, 28th July, 1863. }

To the Honorable the Common Council:

GENTLEMEN:—I deem it my duty to call your attention to the following transcripts of letters from the Provost Marshal General to Hon. D. Bookstaver, Mayor of Syracuse, and His Excellency, Gov. Andrew, of Massachusetts, respectively:

WASHINGTON, July 22, 1863.

To D. Bookstaver, Mayor:

Volunteers will be received on your quota, up to time of draft, and all who have been mustered into the United States service, up to that time, must be credited on your quota, by your

Board of Enrollment. I cannot tell when the draft will take place in your city.

JAMES B. FRY,
Provost Marshal General.

LETTER TO GOV. ANDREW.

WAR DEPARTMENT,
PROVOST MARSHAL GENERAL'S OFFICE, }
WASHINGTON, D. C., July 19, 1863. }

His Excellency John A. Andrew, Governor State of Massachusetts, Boston, Mass.:

SIR:—The Enrollment act only provides that in assigning to the Districts of a State the number of men to be furnished therefrom, the President shall take into consideration the number of volunteers and militia furnished by and from said State, and the period of their service, &c.

If, however, it shall be made to appear to the Provost Marshal General by the Governor of any State, that particular towns to which quotas have been assigned, have heretofore actually furnished a surplus of men over the quotas, an order will be issued discharging from the service of the United States a number of men called into service by the present draft from said towns, equal to the surplus proved to have been furnished heretofore. Towns will thus get credit actually for their excess on former calls.

The number of men thus discharged from the service will be added to the next subsequent quota or the Congressional District to which said towns belong.

I am, sir, very respectfully,
your obedient servant,

JAMES B. FRY,
Provost Marshal General.

The city of Rochester, on the 10th day of November last, had furnished, according to the record, an excess over its quota of 171. The purport of the foregoing letters appears to be that our city is entitled to a further credit of whatever number may have enlisted and been mustered into service in the city since that time. Neither the patriotism nor the property of our city should be allowed to suffer by the delinquency of any other portion of our State.

I recommend that a committee of the Board be appointed, to enter at once upon the duty of ascertaining the number enlisted and mustered in at Rochester since November 10th last, and of causing a full credit therefor to be made upon the quota, as far as allowable, with the proper authorities of the government.

On motion of Ald. Bromley, laid upon the table and ordered published.

Also the following:

MAYOR'S OFFICE,
ROCHESTER, July 28, 1863. }

To the Honorable the Common Council:

GENTLEMEN:—The resolution adopted by the Board on the 16th ultimo, requesting the Mayor to raise a regiment of "Home Guards" upon such conditions as upon consultation with citizens should be thought advisable, has received from him due consideration.

Upon the occasion of a great and sudden emergency, the organization of a "Home Guard" might be indispensable to public safety; such organizations, however, are, for many and obvious reasons, but temporary in character, and rarely accomplish the purpose intended.

What appears to me, in the present crisis, to be far more desirable, and, I will add, absolutely

necessary, no less for the welfare and honor of our city than for the honor and protection of the State, is the filling up, to the maximum number of the companies and their ranks of our already organized 54th Regiment of National Guard.

This regiment, partaking of the martial spirit imparted by the imperishable renown of those pioneer companies of citizen soldiers which were the pride and boast of Rochester for so many years in the past, now asks to be placed upon a footing by which it can avail itself of the privileges of the law under which it is formed. It has now only six infantry companies; to meet the full requirements of the law, it should have ten companies of infantry. Its company rolls show that less than 400 men answer to the call; its full ranks would number a thousand non-commissioned officers and privates. It now bears for the most part its own expenses of equipage, rent, and other usual contingencies necessarily arising, it would then be materially assisted by the State, being by it fully uniformed and equipped, and also allowed a stipend of \$500 yearly.

With what veneration, from its first utterance, has been repeated by our countrymen, the maxim: "In time of peace prepare for war."

What, then, is our duty now? Who can divine what momentous necessity, not far in the future, may await our beloved city.

It is therefore from a sense of duty evoked by the solemn obligations of my office that I recommend to your honorable body that such adequate assistance be tendered the 54th Regiment as shall relieve it of any pecuniary embarrassment, and that such further aid be proffered as will enable it at once to be fully perfected under the law organizing the National Guard of the State of New York.

N. C. BRADSTREET, Mayor.

On motion of Ald. Bromley, laid upon the table and ordered published.

The Mayor also sent in a communication from John Mayer and Augustus Koeth, which was read and laid upon the table, in relation to organizing a new German militia company, to be attached to the 54th Regiment.

Ald. St. John presented the report of the Overseer of the Poor for the month of July, as follows:

| | |
|-----------------------------------|------------|
| Whole amount expended..... | \$1,003 29 |
| Less for towns and county..... | 197 77 |
| Amount for city..... | \$ 810 52 |
| Number of families relieved, 420. | |

The Clerk presented the following resolution passed by the Board of Health in relation to a

SEWER IN BUFFALO STREET:

By Commissioner Cram—Resolved, That St. Mary's Hospital by reason of having a large quantity of stagnant water in the cellar, which it is impossible to drain, is hereby declared to be a public nuisance.

Resolved further, That the preservation of the public health in that locality requires the construction of a sewer from the Hospital to connect with the sewer in Buffalo street, and that the Common Council is hereby urgently requested to pass an ordinance for the construction of said sewer.

The Clerk presented a communication from Col. C. H. Clark, Secretary of the Board of Managers of the Home for Truants, in relation to an election of a member to fill the vacancy

18

caused by the death of the Hon. S. G. Andrews, which was read and laid upon the table.

ORDINANCES.

SEWER IN CHATHAM STREET.

By Ald. Palmer—Resolved, That the City Surveyor ascertain and report to this Board the expense of constructing a stone sewer 2 feet by 18 inches in Chatham st., from Hamburg street to the Nassau street outlet sewer.

Adopted.

The Surveyor submitted such estimate at \$3700.

By Ald. Palmer—Resolved, That the following improvement is expedient, viz:

The construction of a stone sewer 2 feet by 18 inches in Chatham street, from Hamburg street to the Nassau street outlet sewer.

And whereas, The City Surveyor, under the direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$700, which estimate is approved.

Resolved, further, That the following portion of said city is deemed benefited and proper to be assessed for the whole expense thereof, namely:

One tier of lots on each side of Chatham street, from Hamburg street to Nassau street.

And the Clerk is hereby directed to publish notice in pursuance of section 165 of the City Charter, that all persons interested in the subject matter of said improvement are required to attend the Common Council on Tuesday evening, Aug. the 11th, 1863, at 7 o'clock, at the Common Council Hall, when allegations will be heard.

Adopted.

SEWER IN SELLINGER STREET.

By Ald. Palmer—Resolved, That the City Surveyor ascertain and report to this Board the expense of constructing a stone sewer 2 feet by 18 inches in Sellinger street, from the east side of St. Joseph street to the sewer in Clinton street.

Adopted.

The Surveyor submitted such estimate at \$1,590.

By Ald. Palmer—Resolved, That the following improvement is expedient, viz:

The construction of a stone sewer 2 feet by 18 inches in Sellinger street, from the east side of St. Joseph street to the sewer in Clinton street.

And whereas, The City Surveyor, under the direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$1,590, which estimate is hereby approved.

Resolved, further, That the following portion of said city is deemed benefited and proper to be assessed for the whole expense thereof, namely:

Beginning at the intersection of Bardwell and St. Joseph streets; thence southerly along St. Joseph street, including one tier of lots on the west side thereof to a point 250 feet south of the south line of Bardwell street; thence easterly on a line parallel with Bardwell street and 250 feet distant therefrom, to the east line of lot No. 96 in the Bardwell Tract produced; thence northerly on said east line to Bardwell street; thence westerly along Bardwell street, including one tier of lots on the north side thereof to the place of beginning. Also one tier of lots on each side of St. Joseph street, from Bardwell street to a point 300 feet south of the city line; one tier of lots on each side of Sellinger street, from St. Joseph street to Clinton street, and one tier of lots each side of Thomas street.

And the Clerk is hereby directed to publish notice in pursuance of section 165 of the City Charter, that all persons interested in the subject matter of said improvement are required to attend the Common Council on Tuesday evening, Aug. the 11th, 1863, at half-past 7 o'clock, at the Common Council hall, when allegations will be heard.

Adopted.

OPENING OF HANOVER STREET.

By Ald. O'Maley—Resolved, That the City Surveyor ascertain and report to this Board the expense of opening Hanover street, from Kelly street to Taylor street.

Adopted.

The Surveyor submitted such estimate at \$1,500.

By Ald. O'Maley—Resolved, That the following improvement is expedient, viz: The opening of Hanover street, from Kelly street to Taylor street, and the following described territory is deemed necessary for such improvement, viz:

"Beginning at a point in the south line of Taylor street 22½ feet west of the east line of lot No. 37 in the A. G. Smith Tract, thence southerly on a line parallel with the east line of said lot No. 37 and said line continued to the north line of Kelly street, thence easterly along the north line of Kelly street 45 feet, thence northerly in a direct line to a point in the south line of Taylor street 22½ feet east of the east line of lot No. 37 in the A. G. Smith tract, thence westerly along the south line of Taylor street to the place of beginning."

And whereas, The City Surveyor, under the direction of this Board, has made an estimate of the whole expense

thereof, and reported the same at \$1,500, which estimate is hereby approved:

Resolved, further, That the following portion of said city is deemed benefited and proper to be assessed for the whole expense thereof, namely: "One tier of lots on each side of Hanover street, as proposed to be opened, from Kelly street to Taylor street."

And the Clerk is hereby directed to publish notice in pursuance of section 165 of the City Charter, that all persons interested in the subject matter of said improvement, are required to attend the Common Council on Tuesday evening, August the 11th, 1863, at half-past 7 o'clock, at the Common Council Hall, when allegations will be heard. Adopted.

WALK ON EAST MAPLE STREET.

By Ald. Warner—Resolved, That the City Surveyor ascertain and report to this Board the expense of the improvement of East Maple street, from Canal street to the east line of lot No. 32, by constructing a plank sidewalk six feet wide, on the south side thereof. Adopted.

The Surveyor submitted such estimate at \$375.

By Ald. Warner—Resolved, That the following improvement is expedient, viz: The construction of a plank sidewalk, six feet wide, on the south side of East Maple street, from Canal street to the east line of lot No. 32, on the corner of East Maple and Frances streets.

And Whereas, The City Surveyor, under the direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$375, which estimate is hereby approved.

Resolved, further, That the following portion of said city is deemed benefited and proper to be assessed for the whole expense thereof, viz: "One tier of lots on the south side of East Maple street, from Canal street to the east line of lot No. 32, on the corner of East Maple and Frances streets."

And the Clerk is hereby directed to publish notice in pursuance of section 165 of the City Charter, that all persons interested in the subject matter of said improvement, are required to attend the Common Council on Tuesday evening, August the 11th, 1863, at half-past seven o'clock, at the Common Council Hall, when allegations will be heard. Adopted.

WALK ON SCIO STREET.

By Ald. Warner—Resolved, That the City Surveyor ascertain and report to this Board the expense of the improvement of Scio street from the north line of No. 14 School House lot to the center of Delavan street, by constructing a plank sidewalk 5 feet 4 inches wide on the east side thereof. Adopted.

The Surveyor submitted such estimate at \$30 00.

By Ald. Warner—Resolved, That the following improvement is expedient, viz: the construction at a plank sidewalk 5 feet 4 inches wide on the east side of Scio street from the north line of No. 14 School House lot to the center of Delavan street.

And whereas, The City Surveyor, under the direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$30 00, which estimate is hereby approved.

Resolved, further, That the following portion of said city is deemed benefited and proper to be assessed for the whole expense thereof, namely:

"One tier of lots on the east side of Scio street from the north line of No. 14 School House lot to the center of Delavan street."

And the Clerk is hereby directed to publish notice in pursuance of section 165 of the City Charter, that all persons interested in the subject matter of said improvement, are required to attend the Common Council on Tuesday evening, Aug. the 11th, 1863, at half-past 7 o'clock, at the Common Council Hall, when allegations will be heard. Adopted.

WALKS ON BROADWAY AND WILLIAM STREET.

By Ald. Cram—Resolved, That the City Surveyor ascertain and report to this Board the expense of repairing the plank walk on each side of Broadway and William street, from Nelson street to Monroe street. Adopted.

The Surveyor submitted such estimate at \$400 00.

By Ald. Cram—Resolved, That the following improvement is expedient, viz: Repairing the plank walk on each side of Broadway and William street, from Nelson street to Monroe street.

And Whereas, The City Surveyor, under the direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$400 00, which estimate is hereby approved:

Resolved, further, That the following portion of said city is deemed benefited and proper to be assessed for the whole expense thereof, namely:

"One tier of lots on each side of Broadway and William street, from Nelson street to Monroe street."

And the Clerk is hereby directed to publish notice in pursuance of section 165 of the City Charter, that all persons interested in the subject matter of said improvement, are required to attend the Common Council on Tuesday evening, Aug. the 11th, 1863, at half-past seven o'clock, at the Common Council Hall, when allegations will be heard. Adopted.

EAST STREET IMPROVEMENT.

On motion of Ald. Palmer the Board proceeded to hear allegations in relation to the improvement described in the ordinance below:

No person appearing to make allegations,

Ald. Palmer submitted the following:

An ordinance to improve and construct a sewer in East street, from East Avenue to Charlotte st.

The Common Council of the City of Rochester do ordain and determine as follows: A stone sewer 18 inches by two feet shall be constructed in East st. from East Avenue to Charlotte, and the street improved as follows: By setting a curb of Medina stone on each side of the street, paving the gutters 7 feet wide with cobble stone, graveling the centre of the street 18 feet wide and 1 foot deep and constructing a plank sidewalk 5 feet 4 inches wide on each side of the street, with 6 inches in depth of gravel between the plank and curb and line of the street

And the whole expense shall be defrayed by an assessment upon the owners and occupants of houses and lands to be benefited thereby, and the City Surveyor, under the direction of this Board having made an estimate of such expense, and reported the same at \$2,400, which estimate was and is hereby approved; the sum of \$2,400, being the whole amount of the estimate aforesaid, shall be assessed on such owners and occupants. And the portion of said city which said Common Council deem will be benefited by said improvement is described as follows: "One tier of lots on each side of East street, from East Avenue to Charlotte st." on which above described portion of the city the said sum of \$2,400 is hereby ordered to be assessed. And the tax-payers to be assessed for making such improvement may, by paying interest, as hereinafter provided, on the amount assessed to them individually, pay their assessments in three equal payments as follows: One-third of the amount assessed within three months after the confirmation of the assessment roll, without interest; one-third of the amount, with interest at the rate of seven per cent. per annum, within one year from the confirmation of said roll; and the remaining one-third, with interest at the same rate, within two years from the confirmation of such roll.

And David McKay, Francis Dana and Jared Coleman the assessors of said City, not interested in any of the property so benefited, and not of kin to any person so interested, are hereby designated and directed to make an assessment upon all the owners and occupants of lands and houses within the portion or part of said City so designated, of the said amount of expenditure, in proportion, as nearly as may be, to the advantage which each shall be deemed to acquire by the making of said improvement; and said assessors are hereby notified to meet for this purpose, on Saturday, the 1st day of August, 1863, at nine o'clock in the forenoon, at the office of the City Clerk.

Passed by the following vote:

Yeas—Ald. Spencer, Gram, Rowley, Buell, D. D. T. Moore, Darrow, Bromley, Warren, Hoffman, O'Maley, H. G. Moore, Upton, Fish, Warner, Mordoff, Palmer, Flynn, Hebing, M'Quatters—19.

Nays—Ald. St. John—1.

ALLEN ST. IMPROVEMENT.

On motion of Ald. D. D. T. Moore the Board proceeded to hear allegations in relation to the improvement described in the ordinance below:

No person appearing to make allegations.

Ald. D. D. T. Moore submitted the following:

An ordinance to improve Allen street, from State st. to Washington street.

The Common Council of the City of Rochester do ordain and determine that Allen street from State to Washington street shall be improved as follows: By paving the center one-third of the width between the curb stones with Medina or Lockport sandstone, repaving the sides and gutters with cobble stone and resetting the curbstone where necessary.

And the whole expense shall be defrayed by an assessment upon the owners and occupants of houses and lands to be benefited thereby, and the City Surveyor, under the direction of this Board, having made an estimate of such expense, and reported the same at \$3,350, which estimate was and is hereby approved; the sum of \$3,350 being the whole amount of the estimate aforesaid, shall be assessed on such owners and occupants. And the portion of said city which said Common Council deem will be benefited by said improvement is described as follows:

"One tier of lots on each side of Allen street from State street to Washington street on the above described portion of the city, the said sum of \$3,350 is hereby ordered to be assessed.

And the tax-payers to be assessed for making such improvement, may, by paying interest, as hereinafter provided, on the amount assessed to them individually, pay their assessments in three equal payments, as follows: One-third of the amount assessed within three months after the confirmation of the assessment roll, without interest, one-third of the amount, with interest at the rate of seven per cent. per annum within one year from the confirmation of said roll; and the remaining one-third, with interest at the same rate, within two years from the confirmation of such roll.

And David McKay, Francis Dana and Jared Coleman, the assessors of said city, not interested in any of the property so benefited, and not of kin to any person so interested, are hereby designated and directed to make an assessment upon all the owners and occupants of lands and houses within the portion or part of said city so designated, of the said amount of expense, in proportion, as nearly as may be, to the advantage which each shall be deemed to acquire by the making of said improvement; and said assessors are hereby notified to meet for this purpose on Saturday, the 1st day of August, 1863, at nine o'clock in the forenoon, at the office of the City Clerk.

Passed by the following vote:

Yeas—Ald. Spencer, Cram, Rowley, Buell, D. D. T. Moore, St. John, Darrow, Bromley, Warren, Hoffman, O'Maley, H. G. Moore, Upton, Fish, Mordoff, Palmer, Flynn, Hebing, McQuatters—19.
Nays—Ald. Warner—1.

LAWRENCE STREET IMPROVEMENT.

On motion of Ald. Warner, the Board proceeded to hear allegations in relation to the improvement described in the ordinance below.

No person appearing to make allegations,

Ald. Warner submitted the following:

An ordinance to improve Lawrence street, from East Avenue to Charlotte street.

The Common Council of the city of Rochester do ordain and determine as follows:

Lawrence street shall be graded and a plank walk four feet wide constructed on each side thereof, from East Avenue to Charlotte street.

And the whole expense shall be defrayed by an assessment upon the owners and occupants of houses and lands to be benefited thereby, and the City Surveyor, under the direction of this Board, having made an estimate of such expense, and reported the same at \$420.00, which estimate was and is hereby approved. The sum of \$420.00, being the whole amount of the estimate aforesaid, shall be assessed on such owners and occupants. And the portion of said city which said Common Council deem will be benefited by said improvement is described as follows:

One tier of lots on each side of Lawrence street, from East Avenue to Charlotte street.

On which above described portion of the city the said sum of \$420 is hereby ordered to be assessed.

And David McKay, Francis Dana and Jared Coleman, the Assessors of said city, not interested in any of the property so benefited, and not of kin to any person so interested, are hereby designated and directed to make an assessment upon all the owners and occupants of lands and houses within the portion or part of said city so designated, of the said amount of expense, in proportion, as nearly as may be, to the advantage which each shall be deemed to acquire by the making of said improvement; and said Assessors are hereby notified to meet for this purpose, on Saturday, the 1st day of August, 1863, at nine o'clock in the forenoon, at the office of the City Clerk.

Passed by the following vote:

Yeas—Ald. Spencer, Cram, Rowley, D. D. T. Moore, St. John, Bromley, Warren, Hoffman, O'Maley, H. G. Moore, Upton, Fish, Warner, Mordoff, Palmer, Flynn, Hebing, McQuatters—19.

REPAIRING WAREHOUSE STREET WALKS.

Ald. Cram presented the final ordinance for repairing the walk on the east side of Warehouse street, and moved that the further consideration of the same be postponed until the next regular meeting.
Motion adopted.

LAKE AVENUE AND STATE STREET WALKS.

Ald. Cram presented the final ordinance for repairing the walks on State street and Lake avenue, from Cliff street to Brisbane street, when

Ald. Mordoff moved that the further consideration of the same be postponed until four weeks from to-night, and that the Improvement Committee be instructed to bring in an ordinance at the next meeting for the construction of a stone walk, with the understanding that the contract is not to be let until next spring.
Motion adopted.

REPAIRING EXCHANGE STREET WALKS.

On motion of Ald. Cram the Board proceeded to hear allegations in relation to the improvement described in the ordinance below.

No person appearing to make allegations, Ald. Cram submitted the following:

An ordinance to repair the walk on the east side of Exchange street, from the Valley Depot to Clarissa street. The Common Council of the city of Rochester do ordain and determine as follows: the plank walk on the east side of Exchange street shall be repaired from the Genesee Valley Rail Road Depot to Clarissa street.

And the whole expense shall be defrayed by an assessment upon the owners and occupants of houses and lands to be benefited thereby, and the City Surveyor, under the direction of this Board, having made an estimate of such expense and reported the same at two hundred and eighty-six dollars, which estimate was and is hereby ap-

proved; the sum of two hundred and eighty-six dollars, being the whole amount of the estimate aforesaid, shall be assessed on such owners and occupants. And the portion of said city which said Common Council deem will be benefited by said improvement is described as follows: "One tier of lots on the east side of Exchange street from the Genesee Valley Rail Road Depot to Clarissa street, on which above described portion of the city the said sum of two hundred and eighty-six dollars is hereby ordered to be assessed."

And David McKay, Francis Dana and Jared Coleman, the assessors of said city, not interested in any of the property so benefited, and not of kin to any person so interested, are hereby designated and directed to make an assessment upon all the owners and occupants of lands and houses within the portion or part of said city so designated, of the said amount of expense, in proportion, as nearly as may be, to the advantage which each shall be deemed to acquire by the making of such improvement; and said assessors are hereby notified to meet for this purpose, on Saturday, the 1st day of August, 1863, at nine o'clock in the forenoon, at the office of the City Clerk.

Passed by the following vote:

Yeas—Ald. Spencer, Cram, Rowley, Buell, D. D. T. Moore, St. John, Darrow, Bromley, Warren, Hoffman, O'Maley, H. G. Moore, Upton, Fish, Warner, Mordoff, Palmer, Flynn, Hebing, McQuatters.

WILDER STREET WALKS.

Ald. Warner presented the final ordinance for constructing plank walks on Wilder street, which was lost as follows:

Yeas—Ald. Spencer, Cram, Buell, D. D. T. Moore, St. John, Bromley, Warren, H. G. Moore, Upton, Fish, Warner, Mordoff, Palmer, Flynn, McQuatters—15.

Nays—Ald. Rowley, Hoffman, O'Maley, Hebing—4.

Ald. Flynn subsequently moved a reconsideration of the above vote. Motion adopted.

Ald. Palmer moved that said ordinance be laid upon the table until the next regular meeting. Motion adopted.

Ald. Palmer presented the final ordinance for a sewer in Romeyn, Magne, Brown, Allen, and Canal street, and moved that all action heretofore had by this Board in relation to said sewer be and the same is hereby rescinded. Motion adopted.

Ald. Palmer presented the final ordinances for constructing the following sewers, viz:

Sewer in Hudson street, from Bardwell street to Nassau street.

Sewer in Alexander street, from the lateral sewer in front of lot No. 43 in the Bixby tract to the sewer in Charlotte street.

Sewer in South avenue, from Grand street to Alexander street.

And moved that the further consideration of the same be postponed until the second regular meeting in April next. Motion adopted.

ORDINANCE RELATING TO A TALLOW CHANDLERS SHOP AND SOAP FACTORY ON MILL ST.

Ald. H. G. Moore submitted the following, and moved its adoption:

The Common Council of the city of Rochester do ordain and determine as follows:

SECTION 1. That the tallow chandlers shop and soap factory of Samuel Moulson situated on the east side of Mill street, between Market street and Exchange Place, in the city of Rochester, being a nuisance, and its removal being necessary for the health, comfort and convenience of the inhabitants of said city, and the use of the said premises for the said purposes of a tallow chandlers shop and soap factory, or either of said purposes, having been declared by the Board of Health of said city to be a nuisance and injurious to the health of said city, the same shall be removed, and it shall be unlawful for the said Samuel Moulson or any other person to use said premises hereafter for the purposes of a tallow chandlers shop or soap factory under a penalty of fifty dollars for each and every day that it shall be so used.

§ 2. Any judgment obtained under and by virtue of this ordinance shall be collected by execution directed to be made out of the property of the defendant if any can be found, or if none, then the defendant to be committed for thirty days in the Monroe County Penitentiary.

Adopted as follows:

Yeas—Ald. Spencer, Cram, Rowley, D. D. T. Moore, St. John, Bromley, Warren, Hoffman, O'Maley, H. G. Moore, Upton, Fish, Warner, Mordoff, Flynn, Hebing, McQuatters—14.

Nays—None.

ASSESSMENTS.

The assessment rolls for the following named improvements were presented:

Repairing the sidewalks on Buffalo street between Montgomery Alley and the Canal.

Repairing Prospect street walks.

Plank walks in Allen street, from Platt street to the Canal.

Plank walk on the east side of Mt. Hope Avenue, from Holley street to Clarissa street, and the next regular meeting, August 11th, was fixed when appeals would be heard.

Ald. Warner presented the assessment rolls for the following improvement, viz:

Improving Hawkins and Oakman streets.

Improving South street on the west side from Court to Wood street.

Improving South Fitzhugh street, from the land of R. Hart and W. A. Reynolds to Lafayette street, and after an opportunity had been given for appeals to be heard therefrom, said rolls were severally confirmed by the following vote:

All ayes—18.

EXECUTIVE.

By Ald. Mordoff—Resolved, That the Board now proceed to appoint a Manager for the House for Truants, to fill the vacancy caused by the decease of the Hon. S. G. Andrews.

Motion adopted.

A ballot was then had when R. D. Jones received 13 votes, and was declared appointed.

By Ald. Hoffman—Resolved, That the Board proceed to appoint a Supervisor and School Commissioner for the 13th Ward.

Motion adopted.

On motion of Ald. O'Maley a ballot was first had for a Supervisor when

| | | |
|---------------------------|----|-------|
| John Soeder received..... | 17 | votes |
| Hiram Davis "..... | 2 | " |
| John Sider "..... | 1 | " |

John Soeder was declared appointed.

On motion of Ald. Hoffman a ballot was taken for a Commissioner of Common Schools when

| | | |
|---------------------------|----|--------|
| Hiram Davis received..... | 11 | votes. |
| Valentine Foehner "..... | 6 | " |
| Joseph Schaffer "..... | 3 | " |

On the second ballot

| | | |
|---------------------------|----|-------|
| Hiram Davis received..... | 15 | votes |
| Valentine Foehner "..... | 5 | " |

Hiram Davis was declared appointed.

By Ald. Hebing—Resolved, That the Board now proceed to elect a permanent President of this Board.

Motion adopted.

A ballot was had when

| | | |
|-----------------------------|----|-------|
| P. M. Bromley received..... | 11 | votes |
| E. N. Buell. "..... | 7 | " |
| Ald. Hebing "..... | 1 | " |
| E. K. Warren "..... | 1 | " |

On the second ballot

| | | |
|-----------------------------|----|-------|
| P. M. Bromley received..... | 13 | votes |
| E. N. Buell "..... | 5 | " |
| Blank "..... | 2 | " |

P. M. Bromley was declared elected.

MISCELLANEOUS.

By Ald. Hebing—Resolved, That James O. Pettingill, Robert Doyle and John Hannan have leave to erect wooden buildings in accordance with the prayers of their several petitions, under the direction of the Fire Marshal. Adopted.

By Ald. Flynn—Resolved, That His Honor the Mayor is hereby authorized to enter into a contract on behalf of the city with the Rochester Gas Co. to furnish the public lamps with gas for the sum of \$20 each lamp, per year; and also for lighting and extinguishing the same for \$2.40 each lamp per year. Adopted.

By Ald. Flynn—Resolved, That the City Superintendent notify the owners of property

on Magne street, from Brown street to Lyell street, to repair their sidewalks wherever necessary, within ten days; and failing to do so, then the Superintendent to repair the same and charge the expense to said owners. Adopted.

By Ald. Palmer—Resolved, That the City Treasurer pay F. C. Lauer three hundred dollars on his contract for constructing Nassau and St. Joseph street sewer when there are funds collected in the hands of the Treasurer, and charge that fund.

Adopted—All ayes.

By Ald. Palmer—Resolved, That the construction of St. Joseph street sewer be awarded to James Conway, he being the lowest contractor and bidder for said work.

Ald. O'Maley moved to amend by awarding the contract to Walter Wood, he being the lowest bidder.

Lost as follows:

Ayes—Ald. Hoffman, O'Maley, Upton, Fish, Flynn—5.

Nays—Ald. Spencer, Cram, Buell, D. D. T. Moore, St. John, Darrow, Bromley, Warren, H. G. Moore, Palmer, Hebing—11.

The original resolution was then adopted.

By Ald. Palmer—Resolved, That the construction of a sewer in Burns street be awarded to Daniel McCormick and John Cragon, they being the lowest bidders for said work.—Adopted.

By Ald. Palmer—Resolved, That the City Treasurer pay G. S. Copeland & Co. one thousand dollars, the same to apply on their contract for constructing Sixth Ward Railroad outlet sewer and charge that fund.

Adopted—All ayes.

By Ald. Palmer—Resolved, That the City Treasurer pay John Grow forty-nine dollars and fifty cents in full for services as inspector on Cayuga street, and charge that fund.

Adopted—All ayes.

By Ald. H. G. Moore—Resolved, That Samuel Miller have leave to build his own side walk in front of his premises, on South St. Paul st., under the direction of the Improvement Committee. Adopted.

By Ald. Warner—Resolved, That the City Clerk draw two orders for five hundred dollars each, in favor of Whitmore, Carson & Co., on their contract for Main and Buffalo streets' Roadway improvement, and payable to their order, one in one year from the 23th day of July, 1863, and one in two years from the 23th day of July, 1863, both with interest; and the City Treasurer is hereby authorized and directed to accept the same in behalf of the city, and charge Buffalo and Main Streets' Roadway Improvement Fund. Adopted—all ayes.

By Ald. Upton—Resolved, That the sum of \$10,000 be, and the same is hereby appropriated for the relief of indigent families of volunteers from this city.

Resolved, That the City Treasurer be and he is hereby authorized to borrow the said sum of \$10,000, or such part thereof as shall be from time to time necessary, and to make the notes or bonds of the city therefor, under the direction of the Common Council.

Resolved, That a committee of one from each ward (to consist of Alderman or citizens, or a part of each, as the Common may elect,) be, and is hereby appointed to disburse such money, or such part thereof as shall be necessary; and such disbursements shall be according to the wants

of such indigent families of soldiers who have gone or may hereafter go and serve as soldiers in the service of the United States.

Ald. St. John offered the following as a substitute for the above:

Whereas, The present war that we are engaged in, has thrown upon this city about one hundred families of volunteers for relief. Quite a number have been made widows, some of them very recently at the battle of Gettysburg. Many of them are not only in need of temporary relief, but something of a more permanent character.

There are widowed families of from two to six children, who are suffering as much for the want of clothing as for food. The Overseer of the Poor is rendering all the assistance the poor fund will admit of, but in many cases it is a mere drop comparatively. The poor fund is inadequate for temporary relief, much less for anything of a permanent nature. Therefore;

Resolved, That the sum of \$2,000 be, and the same is hereby appropriated for the relief of indigent families of volunteers.

Resolved, That the City Treasurer be, and he is hereby authorized, to make the City's note for \$2,900 and get the same discounted, and charge the discount to the fund, to be known as the soldier's relief fund.

Resolved, That the fund so raised be at the disposal of the Overseer of the Poor, under the direction of the Committee for Support and Relief of the Poor, and that the Overseer be directed to keep a distinct and separate account of the same.

On motion of Ald. Rowley both of the above resolutions were laid upon the table till the next regular meeting.

Ald. Warner moved that the resolution passed on the second of June last, directing that the improvement of Buffalo street, from Buffalo street to the canal be discontinued, be, and the same is hereby rescinded.

Ald. Cram moved the postponement of the question until the next regular meeting.

Motion adopted.

Ald. Fish moved that the bill of J. Barylüt for Surveyor's stakes be referred to the Contingent Expense Committee.

Motion adopted.

By Ald. O'Maley—Resolved, That the City Surveyor is hereby instructed to confer with the owners of the land proposed (by the ordinance passed this evening,) to be taken for the opening of Hanover street and ascertain upon what terms, if any, such land can be purchased, and report to this Board at its next regular meeting. Adopted.

By Ald. O'Maley—Resolved, That Thomas Logan have leave to build his own sidewalk on Lawrence street, under the direction of the Improvement Committee, if he has said walk completed by the 10th day of August. Adopted.

By Ald. Hoffman—Resolved, That the Mayor be, and he is hereby authorized to execute a contract with Richard Dransfield, to build a reservoir on Atwater street, for the sum named in said Dransfield's bid. Said reservoir to be built according to the plans and specifications made by the City Surveyor. Adopted.

By Ald. Bromley—Resolved, That a committee of three be appointed to act on the subject matter presented by His Honor the Mayor, in his communication in relation to the excess of men furnished as volunteers by our city to the armies of the United States over former quotas,

and that such committee have power to employ persons and expend money in collecting and presenting evidence and to take all necessary steps to procure proper credit for such excess to be applied on the present quota of the city under the Conscription Law. Adopted.

The President appointed as such committee, Ald. Bromley, D. D. T. Moore, Hebing.

By Ald. Bromley—Resolved, That in accordance with the recommendation of His Honor the Mayor in the communication from him to this Board this evening, wherein it is urgently advised that an appropriation be made by the city to place the 54th Regiment in an efficient condition demanded by the exigencies of the times, and in accordance with the law under which it is organized, the sum of two thousand dollars be, and is hereby appropriated for such purpose, to be charged to Contingent Fund.

Resolved further, That such appropriation be paid as follows, to wit: The City Treasurer is hereby authorized and directed to pay the sum of one thousand dollars thereof, to Col. Charles H. Clark, of the 54th Regiment of the National Guard of the State of New York, to be expended for the benefit of the said regiment, by the field and line officers thereof, upon the certificate of approval of the Brigadier General; and the said Treasurer shall pay the remaining sum of one thousand dollars to the order of General John Williams and Col. Charles H. Clark, of said regiment, to be expended by them upon a certificate of approval by the Committee on Finance of this Board, in completing the said regiment by filling up the ranks of the present companies, and in the formation and filling up the requisite number of new companies to meet the full requirements of the law organizing the National Guard of the State of New York.

Ald. Warren moved that the resolutions be referred to the Law Committee.

Motion lost.

Ald. Warren now moved that the amount to be appropriated be \$500.

Lost as follows:

Yeas—Ald. Cram, Warren, H. G. Moore, Palmer, Flynn, Hebing—6.

Nays—Ald. Spencer, Rowley, Buell, D. D. T. Moore, St. John, Darrow, Bromley, Hoffman, O'Maley, Upton, Fish, Warner—12.

Ald. Palmer moved that the further consideration of the resolution be postponed until the next regular meeting.

Lost as follows:

Yeas—Ald. Spencer, Warren, Hoffman, Upton, Palmer, Flynn, Hebing—7.

Nays—Ald. Cram; Rowley, Buell, D. D. T. Moore, St. John, Darrow, Bromley, O'Maley, H. G. Moore, Fish, Warner—11.

Ald. D. D. T. Moore now moved as an amendment, that the amount to be appropriated be \$1,000, instead of \$2,000; that it be equally divided, and \$500 be expended by Colonel C. H. Clark, and \$500 by Gen. John Williams.

Amendment adopted as follows:

Yeas—Ald. Spencer, Cram, Buell, D. D. T. Moore, Warren, Hoffman, H. G. Moore, Upton, Palmer, Flynn, Hebing—11.

Nays—Ald. Rowley, St. John, Darrow, Bromley, O'Maley, Fish, Warner—7.

The resolutions as thus amended were then adopted as follows:

All ayes except Ald. Warner.

By Ald. Warren—Resolved, That the Contingent Expense Committee receive tenders for the supply of coal for the use of the different city offices in City Hall and Common Council Rooms. Adopted.

By Ald. D. D. T. Moore—Resolved, That the Improvement Committee be and is hereby directed to immediately advertise to receive proposals for the improvement of Allen street, from State street to Washington street, in accordance with the ordinance passed this evening. Adopted.

By Ald. D. D. T. Moore—Resolved, That in accordance with the communication and recommendation of His Honor, the Mayor, relative to the formation of a Home Guard and the importance of filling up the 54th Regiment N. Y. S. N. G., the members of this Board will each and severally join the said Regiment and use their influence to induce others to go and do likewise. Adopted.

Ald. Fish moved a reconsideration of the above.

Motion adopted.

The original resolution was then lost as follows:

Yeas—Ald. Rowley, D. D. T. Moore, Darrow, Warren, Upton, Fish, Warner, Palmer, Hebing—9.

Nays—Ald. Spencer, Cram, Buell, St. John, Bromley, Hoffman, O'Maley, H. G. Moore, Flynn—9.

By Ald. Rowley—Resolved, That in case the Farmers' and Mechanics' Bank of Rochester shall pay its tax and assessment for the present year, (including the tax and assessment on forty-five thousand dollars of stock and securities of the United States held by said Bank and claimed by it to be exempt from taxation,) at any time prior to the issuing of a warrant for the collection thereof, such payment shall not be treated or regarded as a voluntary payment but as a payment under protest, and with the same effect as if the same had been collected by warrant and levy upon its property to enforce the collection thereof. Adopted.

By Ald. Rowley—Resolved, That in case the Traders' Bank of Rochester shall pay its tax and assessment for the year 1863, (including the tax and assessment on thirty-one thousand dollars of stock and securities of the United States held by said Bank, and claimed by it to be exempt from taxation,) at any time prior to the issuing of a warrant for the collection thereof, such payment shall not be treated or regarded as a voluntary payment, but as a compulsory payment and under protest, and with the same effect as if such tax and assessment had been collected by warrant and levy upon the property of said Bank to enforce the same. Adopted.

By Ald. Rowley—Resolved, That in case the Commercial Bank of Rochester shall pay its tax and assessment for the present year, (including the tax and assessment on two hundred thousand dollars of stock and securities of the United States, held by said Bank, and claimed by it to be exempt from taxation,) at any time prior to the issuing of a warrant for the collection thereof, such payment shall not be treated or regarded as a voluntary payment, but as a payment under protest, and with the same effect as if the same had been collected by warrant and levy upon its property to enforce the collection thereof. Adopted.

By Ald. Rowley—Resolved, That in case the Union Bank of Rochester shall pay its tax and assessment for the present year, (including the tax and assessment on two hundred and two thousand dollars of stock and securities of the United States held by said Bank, and claimed by it to be exempt from taxation) at any time prior to the issuing of a warrant for the collection thereof, such payment shall not be treated or regarded as a voluntary payment, but as a payment under protest, and with the same effect as if the same had been collected by warrant and levy upon its property to enforce the collection thereof. Adopted.

By Ald. Rowley—Resolved, That in case the Flour City Bank shall pay its tax and assessment for the present year, (including the tax and assessment on seventy-eight thousand dollars of stock and securities of the United States, held by said Bank and claimed by it to be exempt from taxation,) at any time prior to the issuing of a warrant for the collection thereof, such payment shall not be treated or regarded as a voluntary payment, but as a payment under protest, and with the same effect as if the same had been collected by warrant and levy upon its property to enforce the collection thereof.—Adopted.

FINANCE BUDGET.

By Ald. Bromley—Resolved, That the Treasurer pay as follows:

| CONTINGENT FUND. | |
|--|--------|
| David McKay, assessor, 1 month services..... | 83 33 |
| F. Dana, " " " " | 83 33 |
| Jared Coleman, " " " " | 83 33 |
| Moore & Cole, sundries..... | 3 55 |
| Andrew Boyd, 50 City Directories..... | 75 00 |
| E. Darrow & Bro., stationery..... | 15 87 |
| P. M. Bromley, repairing sofa..... | 3 00 |
| Curtis, Butts & Co., printing..... | 152 85 |

And charge Contingent Fund.

| POOR FUND. | |
|-------------------------------------|--------|
| Smith & Perkins, for groceries..... | 302 20 |
| M. J. Monroe, groceries..... | 512 46 |
| E. N. Buell, flour..... | 43 00 |
| David Niven, flour..... | 37 50 |
| W. Wadsworth, bread..... | 147 73 |
| J. Cline, disbursements..... | 56 60 |
| G. & C. Crouch, coal..... | 23 00 |

And charge Poor Fund.

| HIGHWAY FUND. | |
|-------------------------------------|--------|
| B. Huck, work on streets..... | 9 37 |
| Curtis, Butts & Co., printing..... | 35 00 |
| John Quinn, forty yards McAdam..... | 10 50 |
| Wm. Hollister, lumber..... | 188 47 |

And charge Highway Fund.

| BOARD OF HEALTH FUND. | |
|---|-------|
| M. Schuster, services as health inspector..... | 31 95 |
| L. D. Weyburn, " " " " | 30 00 |
| Curtis, Butts & Co., printing 200 copies laws, etc. | 51 64 |

And charge Board of Health Fund.

| LAMP FUND. | |
|-----------------------------|--------|
| Rochester Gas Light Co..... | 355 52 |

And charge Lamp Fund.

| FIRE DEPARTMENT FUND. | |
|---|-------|
| Steamer No. 1. | |
| Gordon McCracken, engineer, salary 1 month.... | 50 00 |
| M. Lambert, driver, " 1 month..... | 30 00 |
| J. Kinglestein, do " 1 month.... | 30 00 |
| Steamer No. 2. | |
| George W. Carr, engineer, salary 1 month..... | 50 00 |
| Anthony Kasal, driver, " 1 do..... | 30 00 |
| Seneca Dobbs, do " 23 days..... | 23 00 |
| Orrin Blackman, do " 7 days..... | 7 00 |
| Steamer No. 3. | |
| John Bangs, engineer, salary 1 month..... | 50 00 |
| A. McNeiss, driver, " 1 do..... | 30 00 |
| Law S. Gibson, do " 1 do..... | 30 00 |
| Steamer No. 4. | |
| Joseph P. Foreman, Engineer, salary 1 month.... | 50 00 |
| James Snieder, driver, " do..... | 30 00 |
| John Dickens, do " do..... | 30 00 |

The President of the Board, Ald. Bromley, presiding.
The minutes of the last regular and special meetings were approved.

PETITIONS AND CLAIMS.

By Ald. Buell—Petitions of John Whitley, Jr. and John Gallaher; Grievance Committee. Petition of James Peart; Committee on Wood Buildings.

By Ald. Cram—Bill of J. D. Quinn for disbursements; Street Committee.

By Ald. Darling—Bill of J. Donnelly; Park Committee.

By Ald. St. John—Bill of F. Masseh; Improvement Committee.

By Ald. Warren—Bills of Rochester Union Grays, Buell & Brewster, Benton & Andrews and Ernst & Seifred; Contingent Expense Committee.

By Ald. Fish—Bill of H. E. White; Finance Committee.

By Ald. Warner—Estimate of J. D. Walsh; Improvement Committee. Petition of tax-payers to have the Street Railroad extended thro' Court, Clinton, Monroe and Alexander streets; table.

By Ald. Palmer—Bills of F. C. Lauer, D. D. Lynch, Thomas Purcell, B. McFarlin, Henry Brewster and Ezra Jones; Sewer Committee.

By Ald. Sidler—Petition of L. Hoeret; referred to the Assessors to report at the next meeting. Remonstrance against the construction of East Maple street walk; table.

REPORTS.

Ald. Palmer reported in favor of the bills of H. Brewster, B. McFarlin, T. Purcell, D. D. Lynch, F. C. Lauer and Ezra Jones; Finance Committee.

Ald. Warren reported in favor of the bills of D. A. Woodbury & C., O. Morgan, W. Carroll, E. Darrow & Bro., Benton & Andrews, Buell & Brewster and Rochester Union Grays; Finance Committee.

Ald. Darling reported in favor of the bill of R. J. Donnelly; Finance Committee.

COMMUNICATIONS FROM CITY OFFICERS.

The President sent in the following:

MAYOR'S OFFICE, Tuesday }
P. M., Aug. 11th, 1863. }

DEAR SIR:—I have just received a telegram from Col. Fry, saying, "I cannot promise to credit Col. Marshall's men as the draft has already taken place."
Yours,

N. C. BRADSTREET, Mayor.

Ald. BROMLEY, President, &c.

Table.

Ald. Bromley also stated that he had received the following:

WASHINGTON, Aug. 11, 1863.

I shall leave for home this evening. Cannot determine how many men on lists, will be allowed until further examination.

ALFRED ELY.

The Clerk presented the following:

TREASURER'S MONTHLY REPORT

Of the balance of the principal funds on the morning of Aug. 10th, 1863:

| | | |
|------------------|--------------|-------------|
| Continent Fund, | Cr. Balance, | \$15,143 10 |
| Fire Department, | " " | 8,126 85 |
| Highway Fund, | " " | 6,399 96 |
| Lamp Fund, | " " | 15,504 17 |

| | | |
|---------------------------------------|-----|----------|
| Poor Fund, | " " | 3,848 17 |
| Police Fund, | " " | 8,420 62 |
| Board of Health Fund, Cr. Balance, | | 839 14 |
| Park Fund, | " " | 901 72 |
| Sewer Repair Fund, | " " | 904 75 |
| West Avenue Repair Fund, Cr. Balance, | | 351 69 |
| East " " " " " " | | 373 22 |
| Lake " " " " " " | | 2 6 50 |
| Monroe " " " " " " | | 21 42 |
| Mt. Hope Av. " " " " " " | | 124 69 |
| Plymouth av. " " " " " " | | 178 69 |
| Lyle street, " " " " " " | | 141 44 |
| North " " " " " " | | 33 65 |
| N. St. Paul st. " " " " " " | | 33 97 |

C. T. AMSDEN, Treasurer.

Subscribed and sworn to before me Aug. 11th, 1863. C. N. SIMMONS, Com'r Deeds.

Ald. Mordoff presented the monthly report of the Police Justice for July as follows:

| | |
|-----------------------|----------|
| Whole amount received | \$685 50 |
| Filed. | |

BUTLER ALLEY EXTENSION.

The City Attorney called the attention of the Board to the suit pending between the city and Thomas Hanvey, in relation to the extension of Butler Alley, stating that the proceedings were commenced in 1861, that the report of the Commissioners was so low that Mr. Hanvey brought an appeal, and that the matter had thus remained to the present time, without any move being made on the part of the city; that Mr. Hanvey now had an opportunity to sell the land and was willing to withdraw the suit, the Common Council rescinding what had been done and each party paying its own costs.

Ald. Fish moved that the subject be referred to Committee on Opening Streets.

Motion adopted.

Ald. Buell subsequently moved that said Committee have full power to act in the matter.

Motion adopted.

ORDINANCES.

Ald. Warner moved that all proceedings heretofore had in relation to constructing a plank walk on Wilder street be rescinded.

Motion adopted.

WILDER STREET WALK.

By Ald. Warner—Resolved, That the City Surveyor ascertain and report to this Board the expense of constructing a plank sidewalk, 4 feet 8 inches wide, on the north side of Wilder street, from Grape street to Orchard street. Adopted.

The Surveyor submitted such estimate at \$450.

By Ald. Warner—Resolved, That the following improvement is expedient, viz: The construction of a plank sidewalk, 4 feet 8 inches wide, on the north side of Wilder street, from Grape street to Orchard street.

And Whereas, The City Surveyor, under the direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$450, which estimate is hereby approved.

Resolved, further, That the following portion of said city is deemed benefited and proper to be assessed for the whole expense thereof, viz: "One tier of lots on the north side of Wilder street, from Grape street to Orchard street."

And the Clerk is hereby directed to publish notice in pursuance of section 165 of the City Charter, that all persons interested in the subject matter of said improvement, are required to attend the Common Council on Tuesday evening, August the 25th, 1863, at half-past seven o'clock, at the Common Council Hall, when allegations will be heard. Adopted.

WALKS ON LAKE AVENUE AND STATE ST.

By Ald. Warner—Resolved, That the City Surveyor ascertain and report to this Board the expense of the improvement of State st. and Lake Avenue from Cliff st. to Brisbane st. by constructing a flag side walk six feet wide on each side thereof. Adopted.

The Surveyor submitted such estimate at \$13,380.

By Ald. Warner—Resolved, That the following improvement is expedient, viz: the construction of a flag side walk six feet wide, in two courses, on each side of State st. and Lake Avenue from Cliff st. to Brisbane st.

And Whereas, The City Surveyor, under the direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$13,380, which estimate is hereby approved.

Resolved, further, That the following portion of said city is deemed benefited and proper to be assessed for the whole expense thereof, namely:

"One tier of lots on each side of State st. and Lake Avenue from Cliff st. to Brisbane st.

And further, Resolved, That the tax-payers to be assessed for making such improvement may, by paying interest, as hereinafter provided, on the amount assessed to them individually, pay their assessments in three equal payments, as follows: One-third of the amount assessed within three months after the confirmation of the assessment roll, without interest; one-third of the amount, with interest at the rate of seven per cent. per annum, within one year from the confirmation of said roll; and the remaining one-third, with interest at the same rate, within two years from the confirmation of such roll.

And the Clerk is hereby directed to publish notice in pursuance of section 165 of the City Charter, that all persons interested in the subject matter of said improvement, are required to attend the Common Council on Tuesday evening, Aug. the 25th, 1863, at half-past 7 o'clock, at the Common Council Hall, when allegations will be heard, Adopted.

WALK ON SCIO STREET.

On motion of Ald. Warner the Board proceeded to hear allegations in relation to the improvement described in the ordinance below:

No person appearing to make allegations, Ald. Warner submitted the following:

An ordinance to construct a plank walk on the east side of Scio street.

The Common Council of the city of Rochester do ordain and determine as follows: a plank side walk five feet four inches wide shall be constructed on the east side of Scio street from the north line of No. 14 School House lot to the center of Delevan street.

And the whole expense shall be defrayed by an assessment upon the owners and occupants of houses and lands to be benefited thereby, and the City Surveyor, under the direction of this Board, having made an estimate of such expense and reported the same at thirty dollars, which estimate was and is hereby approved; the sum of thirty dollars, being the whole amount of the estimate aforesaid, shall be assessed on such owners and occupants. And the portion of said city which said Common Council deem will be benefited by said improvement is described as follows: "One tier of lots on the east side of Scio street from the north line of No. 14 School House lot to the center of Delevan street, on which above described portion of the city the said sum of thirty dollars is hereby ordered to be assessed.

And David McKay, Francis Dana and Jared Coleman, the assessors of said city, not interested in any of the property so benefited, and not of kin to any person so interested, are hereby designated and directed to make an assessment upon all the owners and occupants of lands and houses within the portion or part of said city so designated, of the said amount of expense, in proportion, as near as may be, to the advantage which each shall be deemed to acquire by the making of said improvement; and said assessors are hereby notified to meet for this purpose on Saturday, the 15th day of August, 1863, at nine o'clock in the forenoon, at the office of the City Clerk.

Passed by the following vote:

All ayes—18.

WALK ON EAST MAPLE STREET.

On motion of Ald. Warner, the Board proceeded to hear allegations in relation to the improvement described in the ordinance below:

After hearing such allegations from all persons appearing.

Ald. Warner submitted the following:

An ordinance to construct a walk on the south side of East Maple street, from Canal street to the east line of lot No. 32.

The Common Council of the city of Rochester do ordain and determine as follows: A plank sidewalk, six feet wide, shall be constructed on the south side of East Maple street, from Canal street to the east line of lot No. 32, on the corner of East Maple and Frances streets.

And the whole expense shall be defrayed by an assessment upon the owners and occupants of houses and lands to be benefited thereby, and the City Surveyor, under the direction of this Board, having made an estimate of such expense, and reported the same at \$375, which estimate was and is hereby approved; the sum of \$375, being the whole amount of the estimate aforesaid, shall be assessed on such owners and occupants. And the portion of said city which said Common Council deem will be benefited by said improvement is described as follows: "One tier of lots on the south side of East Maple street, from Canal street to the east line of lot No. 32, on the corner of East Maple and Frances streets," on which above described portion of the city the said sum of \$375 is hereby ordered to be assessed.

And David McKay, Francis Dana and Jared Coleman, the assessors of said City not interested in any of the property so benefited, and not of kin to any person so interested, are hereby designated and directed to make an assessment upon all the owners and occupants of lands and houses within the portion or part of said City, so designated, of the said amount of expense, in proportion,

as nearly as may be, to the advantage which each shall be deemed to acquire by the making of said improvement; and said assessors are hereby notified to meet for this purpose, on Saturday, the 15th day of August, 1863, at nine o'clock in the forenoon, at the office of the City Clerk.

Passed by the following vote:

All ayes—18.

SEWER IN MAGNE ST.

By Ald. Palmer—Resolved, That the City Surveyor ascertain and report to this Board the expense of constructing a stone sewer 2 feet by 18 inches in Magne st., from a point 40 feet south of the north line of Christian Seel's lot to the Lyell and Saxton sts. outlet sewer. Adopted.

The Surveyor submitted such estimate at \$2,350 00.

By Ald. Palmer—Resolved, That the following improvement is expedient, viz: the construction of a stone sewer in Magne st., from a point 40 feet south of the north line of Christian Seel's lot to the Lyell and Saxton sts. outlet sewer.

And Whereas, The City Surveyor, under the direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$2,350, which estimate is hereby approved.

Resolved, further, That the following portion of said city is deemed benefited and proper to be assessed for the whole expense thereof, namely:

One tier of lots on each side of Magne st., from Jay st. to the Lyell and Saxton sts. outlet sewer.

And further Resolved, That the tax-payers to be assessed for making such improvement may, by paying interest, as hereinafter provided, on the amount assessed to them individually, pay their assessments in three equal payments as follows: One-third of the amount assessed within three months after the confirmation of the assessment roll, without interest; one-third of the amount assessed, with interest at the rate of seven per cent. per annum, within one year from the confirmation of said roll; and the remaining one-third, with interest at the same rate, within two years from the confirmation of such roll.

And the Clerk is hereby directed to publish notice in pursuance of section 165 of the City Charter, that all persons interested in the subject matter of said improvement, are required to attend the Common Council on Tuesday evening, Aug. the 25th, 1863, at half-past seven o'clock, at the Common Council Hall, when allegations will be heard. Adopted.

SEWER IN MAIN ST.

By Ald. Palmer—Resolved, That the City Surveyor ascertain and report to this Board the expense of constructing a stone sewer 3 feet wide at the bottom, 2 feet wide at the top and 5 feet high in Main st., from a point 17 feet west of the west line of Minerva Alley to a point about 20 feet west of the west cross walks at St. Paul street. Adopted.

The Surveyor submitted such estimate at \$720 00.

By Ald. Palmer—Resolved, That the following improvement is expedient, viz: the construction of a stone sewer 3 feet wide at the bottom, 2 feet wide at the top and 5 feet high in Main st., from a point 17 feet west of the west line of Minerva Alley to a point about 20 feet west of the west crosswalk at St. Paul st.

And whereas, The City Surveyor, under the direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$720, which estimate is hereby approved;

Resolved, further, That the following portion of said city is deemed benefited and proper to be assessed for the whole expense thereof, namely:

One tier of lots on each side of Main st. from a point 17 feet west of the west line of Minerva Alley to St. Paul st., one tier of lots on each side of St. Paul st. from Pleasant st. to a point 220 feet south of the south line of Ely st., one tier of lots on each side of Mortimer st. from St. Paul st. to Clinton st., and lots 7, 8 and 9 on the south side of Ely st.

And the Clerk is hereby directed to publish notice, in pursuance of section 165 of the City Charter, that all persons interested in the subject matter of said improvement are required to attend the Common Council on Tuesday evening, Aug. the 25th, 1863, at half-past seven o'clock, at the Common Council Hall, when allegations will be heard. Adopted.

SEWER IN MAIN STREET.

On motion of Ald. Palmer, the Board proceeded to hear allegations in relation to the improvement described in the ordinance below.

No person appearing to make allegations,

Ald. Palmer submitted the following:

An ordinance to construct a sewer in Main street, from the west line of North street to a point 17 feet west of the west line of Minerva alley.

The Common Council of the city of Rochester do ordain and determine as follows:

A stone sewer three feet wide at the bottom, two feet wide at the top, and five feet high, shall be constructed in Main street, from the west line of North street to a point seventeen feet west of the west line of Minerva alley.

And the whole expense shall be defrayed by an assessment upon the owners and occupants of houses and lands to be benefited thereby, and the City Surveyor, under the direction of this Board, having made an estimate of such expense and reported the same at \$2,330, which estimate was and is hereby approved; the sum of \$2,330, being the whole amount of the estimate aforesaid, shall be assessed on such owners and occupants. And the portion of said city which said Common Council deem will be benefited by said improvement is described as follows:

Beginning at a point in Main street 17 feet west of the west line of Minerva alley; thence easterly along Main street, including one tier of lots on the south side thereof to Minerva alley; thence southerly along Minerva alley, including one tier of lots on the west side thereof to Ely street; thence easterly along Ely street, including one tier of lots on the south side thereof to Stone street; thence southerly along Stone street to Court street, including one tier of lots on the west side of Stone street to the north line of lot No. 21 on the corner of Court street; thence easterly along Court street, excepting one tier of lots on the north side thereof to Lancaster street; thence northerly along Lancaster street, including one tier of lots on the east side thereof from the north line of lot No. 15, on the corner of Court street, to Main street; thence to the corner of Main and North streets; thence westerly along Main street, including one tier of lots on the north side thereof to the place of beginning. Also one tier of lots on each side of North Clinton street, from Main st. to a point 100 feet north of the north line of Mortimer street, and one tier of lots on the south side of Main street from Lancaster street to Elm street.

On which above described portion of the city the said sum of \$2,330 is hereby ordered to be assessed.

And the tax-payers to be assessed for making such improvement, may, by paying interest, as hereinafter provided, on the amount assessed to them individually, pay their assessments in three equal payments, as follows: One-third of the amount assessed within three months after the confirmation of the assessment roll, without interest, one-third of the amount, with interest at the rate of seven per cent. per annum within one year from the confirmation of said roll; and the remaining one-third, with interest at the same rate, within two years from the confirmation of such roll.

And David McKay, Francis Dana and Jared Coleman, the assessors of said city, not interested in any of the property so benefited, and not of kin to any person so interested, are hereby designated and directed to make an assessment upon all the owners and occupants of lands and houses within the portion or part of said city so designated, of the said amount of expense, in proportion, as nearly as may be, to the advantage which each shall be deemed to acquire by the making of such improvement; and said assessors are hereby notified to meet for this purpose, on Saturday, the 15th day of August, 1863, at nine o'clock in the forenoon, at the office of the City Clerk.

Passed by the following vote:

Yeas—Ald. Spencer, Cram, Darling, Rowley, Buell, D. T. Moore, St. John, Darrow, Bromley, Warren, O'Maley, Upton, Fish, Warner, Mordoff, Palmer, Sidler, Flynn—18.

SEWER IN CHATHAM STREET.

On motion of Ald. Palmer, the Board proceeded to hear allegations in relation to the improvement described in the ordinance below:

No person appearing to make allegations,

Ald. Palmer submitted the following:

An ordinance to construct a sewer in Chatham street, from Hamburg street to Nassau street outlet sewer.

The Common Council of the city of Rochester do ordain and determine as follows:

A stone sewer 2 feet by 18 inches shall be constructed in Chatham street, from Hamburg street to the Nassau street outlet sewer.

And the whole expense shall be defrayed by an assessment upon the owners and occupants of houses and lands to be benefited thereby, and the City Surveyor, under the direction of this Board, having made an estimate of such expense, and reported the same at \$700.00, which estimate was and is hereby approved. The sum of \$700.00, being the whole amount of the estimate aforesaid, shall be assessed on such owners and occupants. And the portion of said city which said Common Council deem will be benefited by said improvement is described as follows:

One tier of lots on each side of Chatham street, from Hamburg street to Nassau street.

On which above described portion of the city the said sum of \$700 is hereby ordered to be assessed.

And David McKay, Francis Dana and Jared Coleman, the assessors of said city, not interested in any of the property so benefited, and not of kin to any person so interested, are hereby designated and directed to make an assessment upon all the owners and occupants of lands and houses within the portion or part of said city so designated, of the said amount of expense, in proportion, as nearly as may be, to the advantage which each shall be deemed to acquire by the making of said improvement; and said Assessors are hereby notified to

meet for this purpose, on Saturday, the 15th day of August, 1863, at nine o'clock in the forenoon, at the office of the City Clerk.

Passed by the following vote:

Ayes—Ald. Spencer, Cram, Buell, Darling, Rowley, D. T. Moore, St. John, Darrow, Bromley, Warren, O'Maley, Upton, Fish, Warner, Mordoff, Palmer, Sidler, Flynn—18.

REPAIRING WAREHOUSE STREET WALKS.

On motion of Ald. Cram the Board proceeded to hear allegations in relation to the improvement described in the ordinance below:

After hearing such allegations from all the persons appearing,

Ald. Cram submitted the following.

An ordinance to repair walks on Warehouse street.

The Common Council of the City of Rochester do ordain and determine as follows: The plank walks on the east side of Warehouse street shall be repaired from Brown street to Allen street and also the Walk in front of lots Nos. 12 and 13 on the North side of Allen street.

And the whole expense shall be defrayed by an assessment upon the owners and occupants of houses and lands to be benefited thereby, and the City Surveyor, under the direction of this Board, having made an estimate of such expense, and reported the same at \$153 which estimate was and is hereby approved; the sum of \$153 being the whole amount of the estimate aforesaid, shall be assessed on such owners and occupants. And the portion of said city which said Common Council deem will be benefited by said improvement is described as follows:

One tier of lots on the east side of Warehouse street from Brown street to Allen street and lots Nos. 12 and 13 on the north side of Allen street, on which above described portion of the city, the said sum of \$153 is hereby ordered to be assessed.

And David McKay, Francis Dana and Jared Coleman, the assessors of said city, not interested in any of the property so benefited, and not of kin to any person so interested, are hereby designated and directed to make an assessment upon all the owners and occupants of lands and houses within the portion or part of said city so designated, of the said amount of expense, in proportion, as nearly as may be, to the advantage which each shall be deemed to acquire by the making of said improvement; and said assessors are hereby notified to meet for this purpose on Saturday, the 15th day of August, 1863, at nine o'clock in the forenoon, at the office of the City Clerk.

Passed by the following vote: All ayes—18.

WALKS ON BROADWAY AND WILLIAM STREET.

On motion of Ald. Cram the Board proceeded to hear allegations in relation to the improvement described in the ordinance below:

No person appearing to make allegations, Ald. Cram submitted the following:

An ordinance to repair walks on Broadway and William street.

The Common Council of the City of Rochester do ordain and determine as follows: the plank walk on each side of Broadway and William street shall be repaired from Nelson street to Monroe street.

And the whole expense shall be defrayed by an assessment upon the owners and occupants of houses and lands to be benefited thereby, and the City Surveyor, under the direction of this Board, having made an estimate of such expense, and reported the same at four hundred dollars, which estimate was and is hereby approved; the sum of four hundred dollars, being the whole amount of the estimate aforesaid, shall be assessed upon such owners and occupants. And the portion of said city which said Common Council deem will be benefited by said improvement is described as follows: "One tier of lots on each side of Broadway and William street, from Nelson street to Monroe street." on which above described portion of the city the said sum of four hundred dollars is hereby ordered to be assessed.

Passed by the following vote:

And David McKay, Francis Dana, and Jared Coleman, the assessors of said city, not interested in any of the property so benefited, and not of kin to any person so interested, are hereby designated and directed to make an assessment upon all the owners and occupants of lands and houses within the portion or part of said city so designated, of the said amount of expense, in proportion, as nearly as may be, to the advantage which each shall be deemed to acquire by the making of said improvement; and the said assessors are hereby notified to meet for this purpose, on Saturday, the 15th day of August, 1863, at nine o'clock in the forenoon, at the office of the City Clerk.

Ayes—Ald. Spencer, Cram, Darling, Rowley, Buell, D. T. Moore, St. John, Darrow, Bromley, Warren, O'Maley, Upton, Fish, Warner, Mordoff, Palmer, Sidler, Flynn—18.

SEWER IN SELLINGER STREET.

Ald. Palmer presented the final ordinance for a sewer in Sellinger street and moved that the further consideration of the same be postponed until the next regular meeting.

Motion adopted.

OPENING OF HANOVER STREET.

Ald. O'Maley moved that all proceedings heretofore had in relation to opening Hanover street be and the same are hereby rescinded.

Motion adopted.

Ald. O'Maley now presented the final ordinance for said improvement and moved its indefinite postponement.

Motion adopted.

ASSESSMENTS.

The assessment rolls for the following improvements were severally presented and the next regular meeting, Aug 25th, fixed when appeals therefrom will be heard:

Repairing the walk on the East side of Exchange street, from the Genesee Valley Railroad Depot to Clarissa street.

Grading and constructing a walk on each side of Lawrence street, from East Avenue to Charlotte street.

Improving Allen street, from State street to Washington street.

Improving East street and constructing a sewer therein from East Avenue to Charlotte street.

Ald. Cram presented the assessment rolls for the following named improvements:

Constructing plank walks in Allen street from Platt street to the Erie Canal.

Repairing the walks on each side of Prospect street from West Avenue to Adams street.

Repairing the walks on Buffalo street from Montgomery Alley to the Erie Canal bridge.

And after an opportunity had been given for appeals to be heard therefrom, said rolls were severally confirmed by the following vote. All ayes—18.

Ald. Warner presented the assessment roll for a plank walk on the East side of Mt. Hope Avenue, from the South line of Holley street to the South line of Clarissa street, and after an opportunity had been given for appeals to be heard therefrom, said roll was confirmed the following vote. All ayes—18.

UNFINISHED BUSINESS.

On motion of Ald. Buell, Ald. St. John was granted permission to withdraw the resolution offered by him at the last meeting in relation to appropriating \$2,000 for the relief of indigent families of volunteers.

On motion of Ald. Buell the resolution offered by Ald. Upton to appropriate \$10,000 for the same purpose, was laid upon the table.

Ald. Warner moved that the resolution passed on the second of June last, directing that the improvement of Buffalo street, from Buffalo street to the canal be discontinued, be, and the same is hereby rescinded. Adopted.

By Ald. Cram, Resolved that the resolution passed the 16th of June last, directing the contractors of Buffalo street sewer to stop the construction of said sewer at the East line of Fitzhugh street, be, and is hereby rescinded.

Lost as follows—all nays except Ald. Cram.

MISCELLANEOUS.

By Ald. Cram—Resolved, That the City Superintendent be and he is hereby directed to repair Buffalo street, according to the ordinance directing said improvement, under the direction of the Street Committee. Adopted.

By Ald. Darling—Resolved, That the Treasurer be directed to pay E. Watson three hundred dollars on account of improvements made in Brown Square, and charge the same to Park Fund—payable to C. T. Amsden.

Adopted—All ayes.

By Ald. Rowley—Resolved, That the City Treasurer be and he is hereby authorized to pay to Thomas Frothingham, attorney for John Shay, in his action against the city for damages, the sum of one hundred dollars for his costs in that action, on his furnishing and delivering to the Treasurer a proper receipt in full for such costs, and in full of all damages claimed in such action against the city, and charge the amount to the Contingent Expense Fund.

Adopted—All ayes.

By Ald. Rowley—Whereas, We recognize the duty of liberally providing for the families of all indigent persons, residents of this city, who are or shall be engaged as volunteers or drafted men in the military service of the United States,

And whereas, In the execution of the recent act of Congress for enrolling and calling out the national forces, there necessarily occur some cases of peculiar hardship, appealing to the humanity of the community, which are not embraced (because not foreseen) in the exemptions provided for in that act; and the Legislature of this State in a statute passed at their last session, contemplate that provision may be made by municipal authorities of cities for procuring substitutes for men drafted therefrom, in such occasional cases of peculiar hardship, for which purposes the necessary funds should be raised by this Board, so that the burden thereof may fall alike upon all our citizens in proportion to their means; therefore,

Resolved, That for the purposes aforesaid authorized by law, the sum of (\$75,000) seventy-five thousand dollars shall be raised; that the Treasurer, under the direction of the Finance Committee, be and he is hereby authorized and directed to borrow that amount in such sums as may be needed, from time to time, on the credit of the City of Rochester, and to execute the city's notes or obligations therefor (with or without the corporate seal) payable with interest at such time and place as they may be directed by the Finance Committee; that his Honor the Mayor, and Aldermen D. D. T. Moore, Palmer, and Cram be and they are hereby appointed a Committee to carry into effect the objects of this resolution and the purposes for which the said money shall be raised as aforesaid, and that Messrs. Thos. C. Montgomery, Charles H. Williams and Benj. Baker be and they are hereby authorized and requested to act with the said Committee, in the discharge of such duties.

Ald. Buell moved that action upon the resolution be postponed until the next meeting of the Board to be called by the Mayor.

Motion adopted.

By Ald. D. D. T. Moore—Resolved, That the Mayor is hereby authorized and requested to execute such release as to damages, &c., as may be required by the State before building the iron bridge over the Genesee Valley Canal at Plymouth Avenue, in accordance with an act passed by the Legislature, May 5th, 1863. Adopted.

By Ald. D. D. T. Moore—Resolved, That the contract for improving Allen street, from State street to Washington street, be awarded to Whitmore, Carson & Co., they being the lowest bidders. Adopted.

By Ald. Warren—Resolved, That the City Attorney be instructed to take proceedings to foreclose the claims of the City arising out of Tax Sales in 1846, of property assessed to W. D.

Young, and others for Brown street Improvement. Adopted.

By Ald. St. John—Resolved, That the City Treasurer be and is hereby authorized to pay C. T. Amsden, Esq., for John L. Pixley, one hundred and ninety-two dollars (\$192), on account of wood for Poor Department, and charge Poor Fund.

Adopted all ayes.

By Ald. Warren—Resolved, That James Peart have permission to construct an eave cornice of wood upon his house about to be erected upon the corner of Plymouth Avenue and Tremont street, agreeable to his petition presented this evening. Adopted.

By Ald. Warner—Resolved, That the Rochester City and Brighton Railroad Company are hereby authorized to extend their road, or track, from Exchange street through Court street to Clinton street, thence through Clinton street to Monroe Avenue, thence through Monroe Avenue to Alexander street, and thence through Alexander street to East Avenue on the same terms and conditions as are contained in the contract between the City and said Rochester and Brighton Railroad Company.

On motion of Ald. Rowley laid upon the table until the next regular meeting.

By Ald. Fish—Resolved, That the Clerk issue Certificates of Exemption to Alexander Boorman and Jacob Frank, they having served the term required by Law as members of the Fire Department of the City of Rochester. Adopted.

By Ald. Fish—Resolved, That the City Treasurer be and is hereby directed to credit W. F. Donaldson for Clifton street assessment and costs thereon, thirteen dollars and eighty-four cents, and charge Highway Fund eleven dollars and twenty-seven cents, and Contingent Expense Fund two dollars and fifty-seven cents; the work for which said assessment was made having been done at the proper time by Perly Mungler, Esq., the real owner of said lot, at his own expense. Adopted.

By Ald. Warner—Resolved, That the contract for a brick sidewalk on the west side of South St. Paul street be awarded to E. Watson, he being the lowest bidder for said work. Adopted.

By Ald. Upton—Resolved, That the United States Telegraph Company have the privilege of erecting their telegraph poles in the streets through the corporation of the City of Rochester, under the direction of the Street Committee. Adopted.

By Ald. O'Maley—Resolved, That the Clerk issue Certificates of Membership to the following named persons, viz:

| | |
|---------------------|----------------|
| John W. Graves, | March 4, 1862. |
| Charles F. Adams, | Sep't. 2, " |
| Samuel Sloan, | " " " |
| Almeron J. Johnson | " " " |
| Nicholas Conrad, | " " " |
| Calvin A. Sconan, | May 7, 1863. |
| John Alexander, | June 4, " |
| James Ratcliff, | Aug. 4, 1862. |
| Theo. E. Patterson, | Sep't. 2, " |

As members of Protective Sack and Bucket Company of the Fire Department of the City of Rochester, at the dates set opposite their respective names. Adopted.

By Ald. Palmer—Resolved, That the Sewer Committee be and is hereby directed to let the contract for constructing sewer in Main street, as they may deem for the interest of the City and the tax payers. Adopted:

By Ald. Palmer—Resolved, That the City Clerk draw two orders for the sum of four hundred dollars each, in favor of F. C. Lauer on his contract for constructing a sewer in Nassau and St. Joseph streets, one order payable in one year from April 28, 1863, and one payable in two years from April 28, 1863, both with interest from August 11, 1863, payable to his order; and the City Treasurer is hereby authorized and directed to accept the same in behalf of the City and charge Nassau and St. Joseph St. Outlet Sewer Fund. Adopted.

By Ald. Sidler—Resolved, That the City Attorney is hereby instructed to commence suit on Monday next against all persons keeping Markets who shall at that time be in arrears, and the Clerk of the Market is directed to furnish him with a list of the delinquents. Adopted.

By Ald. Flynn—Resolved, That Brian Nevins have leave to erect a wooden addition to his house on Atkinson street, under the direction of the Fire Marshal. Adopted.

FINANCE BUDGET.

CONTINGENT FUND.

By Ald. Rowley—Resolved, That the Treasurer pay as follows:

| | |
|--|----------|
| Buell & Brewster, insuring law library..... | \$ 25 00 |
| A. K. Cutler, expenses to Albany..... | 27 44 |
| Henry C. Daniels, preparing statistics for Com.... | 12 00 |
| E. Darrow & Bros., bill stationary for Surveyor.... | 26 71 |
| Roch. Union Grays, for firing salute 4th July..... | 100 00 |
| Wm. Carroll, hack hire..... | 7 00 |
| Owen Morgan, "..... | 1 50 |
| Gen. John Williams, paid expenses of Colonel O'Rorke and Lt. McGraw, funerals..... | 91 50 |
| D. A. Woodbury & Co., repairing City Hall bell..... | 14 56 |
| Benton & Andrews, for stationery..... | 2 50 |

And charge Contingent Fund.

| | |
|--|------|
| Henry Brewster, opening Lancaster sewer..... | 9 50 |
|--|------|

And charge Sewer Repair Fund.

| | |
|--------------------------------------|-------|
| R. J. Donnelly, trees for Parks..... | 23 25 |
|--------------------------------------|-------|

And charge Park Fund.

| | |
|--------------------|--------|
| John D. Walsh..... | 200 00 |
|--------------------|--------|

And charge Reynolds st. Sidewalk Fund.

| | |
|-----------------|-------|
| Ezra Jones..... | 16 88 |
|-----------------|-------|

And charge Mt. Hope Avenue Sewer Fund.

| | |
|-------------------------------|--------|
| D. D. Lynch, on contract..... | 100 00 |
|-------------------------------|--------|

And charge Joiner st. Sewer Fund.

| | |
|---------------------|-------|
| Henry E. White..... | 83 18 |
|---------------------|-------|

And charge Plymouth Av. Repair Fund.

| | |
|----------------------------------|--------|
| Thomas Purcell, on contract..... | 200 00 |
|----------------------------------|--------|

And charge Clinton st. Sewer Fund.

| | |
|----------------------------------|--------|
| Benj. McFarlin, on contract..... | 785 01 |
|----------------------------------|--------|

And charge Cayuga st. Sewer Fund.

| | |
|--|--------|
| Samuel Aiton, work on Chatham st. plank walk.. | 201 00 |
|--|--------|

And charge that Fund.

BOARD OF HEALTH FUND.

| | |
|---|------|
| B. Minges, removing patients to hospital..... | 4 00 |
|---|------|

| | |
|-------------------------|-------|
| Mary Woods, services at | 30 00 |
|-------------------------|-------|

| | |
|---|-------|
| A. Green, services as Health Inspector..... | 56 25 |
|---|-------|

| | |
|----------------------|------|
| " disbursements..... | 7 38 |
|----------------------|------|

| | |
|---|-------|
| Geo. Moshier, services as Health Inspector..... | 56 25 |
|---|-------|

And charge Board of Health Fund.

| | |
|--|--------|
| John D. Quinn, disbursements as Street Supt..... | 800 00 |
|--|--------|

And charge Highway Fund.

| | |
|---|-------|
| Chauncey Perry, costs in suit in relation to Main St. Bridge..... | 50 00 |
|---|-------|

And charge Main St. Bridge Extension Fund.

| | |
|--|------|
| H. E. White, holding Police Court one day..... | 5 00 |
|--|------|

And charge Police Fund.

Adopted—all ayes.

Adjoined.

C. N. SIMMONS,

City Clerk.

IN COMMON COUNCIL, Aug. 15, 1863.

SPECIAL MEETING.

The President of the Board, Ald. Bromley, presiding.

Present—Ald. Spencer, Cram, Rowley, Buell, D. D. T. Moore, St. John, Darrow, Bromley, O'Maley, H. G. Moore, Upton, Palmer, Sidler, Flynn.

Absent—Ald. Darling, Warren, Hoffman, Fish, Warner, Mordoff, Ernst, Chapman, Hebing and McQuatters.

The minutes of the last meeting were approved.

The President stated that the object of the meeting was to hear the report of the Special Committee appointed to raise \$207,300 for the relief of conscripts that may be drafted into the service of the United States.

Ald. Rowley, from such committee, reported verbally that he had not time to make a written report, and would only say that the Committee had been untiring in their efforts with the Banks to raise the funds, but as yet had not been able to get a definite answer whether they would or would not lend the money; that they first called on Freeman Clarke, presented the subject to him, and he unhesitatingly said he would lend his proportion if the rest of the Banks would do the same. Some of the other Banks said that they would do about as others would do, some that they would do as the majority did, while some manifested a disposition not to do anything.

At the request of the Committee a meeting of Bank officers was held, the action of which will be presented to the Board.

Ald. Rowley then presented the following:

COMMUNICATION FROM BANK OFFICERS.

To the Finance Committee of the Common Council:

At a meeting of the bank officers of the city of Rochester, held at the Farmers & Mechanics Bank on Friday, August 14th—five banks were represented. It was unanimously recommended that the Banks of this city loan to the city such sums as may be necessary to take proper care of the indigent families of conscripts or volunteers entering the service of the U. S. as authorized by an act of the last Legislature.

JOSEPH FIELD, Chairman.

F. GORTON, Secretary.

Rochester, Aug. 14, 1863.

The following resolutions, laid upon the table at the last meeting, was called up:

"By Ald. Rowley—Whereas, We recognize the duty of liberally providing for the relief of the families of all indigent persons, residents of this city, who are or shall be engaged as volunteers or drafted men in the military service of the U. S.

And whereas, In the execution of the recent act of Congress for enrolling and calling out the national forces, there necessarily occur some cases of peculiar hardship, appealing to the humanity of the community, which are not embraced (because not foreseen) in the exemptions provided for in that act; and the Legislature of this State in a statute passed at their last session, contemplate that provision may be made by municipal authorities of cities for procuring substitutes for men drafted therefrom, in such occasional cases of peculiar hardship, for which purposes the necessary funds should be raised

by this Board, so that the burden thereof may fall alike upon all our citizens in proportion to their means; therefore,

Resolved, That for the purpose aforesaid authorized by law, the sum of (\$75,000) seventy-five thousand dollars shall be raised; that the City Treasurer, under the direction of the Finance Committee, be and he is hereby authorized and directed to borrow that amount in such sums as may be needed, from time to time on the credit of the City of Rochester, and to execute the city's notes or obligations therefor, (with or without the corporate seal) payable with interest at such times and places as may be directed by the Finance Committee; that his Honor the Mayor and Aldermen D. D. T. Moore, Palmer and Cram be and they are hereby appointed a Committee to carry into effect the objects of this resolution and the purposes for which the said money shall be raised as aforesaid; and that Messrs. Thomas C. Montgomery, Charles H. Williams and Benj. Baker be and they are hereby authorized and requested to act with the said Committee, in the discharge of such duties."

Ald. Buell moved to amend by adding the following:

And it is hereby further Resolved, That the resolution passed by this Board on the 21st day of July last, authorizing the raising of \$207,300, be and the same is hereby rescinded.

Ald. Rowley moved that further action upon the above resolutions be postponed until Monday evening next, at 8 o'clock. Motion adopted.

Ald. Rowley now moved that so much of the resolution passed by this Board on the 21st ult., as relates to paying the United States Government for men who do not enter the service, and for whom substitutes cannot be procured, be and the same is hereby rescinded. Motion adopted.

By Ald. Rowley—Resolved, That when this Board adjourns it be to Monday evening next at 8 o'clock. Adopted.

The clerk presented the following communication from His Honor the Mayor:

MAYOR'S OFFICE, ROCHESTER, }
August 15th, 1863. }

To the Honorable the Common Council:

GENTLEMEN—I herewith hand you transcript of dispatch to the Hon. H. D. Scramton, announcing that the veteran 4th Massachusetts regiment, numbering 650 men, would pass thro' our city to-morrow morning between 7 and 8 o'clock, and asking if the citizens of Rochester would feed them. To such a question there could be one reply; and Oscar Hurlburt, by my advice, has been requested by Mr. Scramton to prepare a breakfast at the depot, and he has entered upon the task. I respectfully ask your approval of my action in the matter.

N. C. BRADSTREET.

BUFFALO, Aug. 15, 1863.

H. D. SCRAMTON:—The 4th Massachusetts regiment will probably pass here about three o'clock to-morrow morning, en route for home. The citizens of Buffalo have furnished refreshments for all the regiments that have passed here so far. Three o'clock will be too early.

They will pass Rochester between 7 and 8 o'clock A. M.

Do the citizens of Rochester wish to feed them? If so, we will give them notice.

H. W. CHITTENDEN.

By Ald. Upton—Resolved, That this Board hereby approves of the action taken by His Honor the Mayor, in relation to entertaining the veteran 4th Massachusetts Regiment.

Adopted unanimously.

By Ald. Palmer—Whereas, This Board has just approved the response of His Honor the Mayor on behalf of our city to furnish a suitable repast for the veteran 4th Massachusetts Regiment on its passage through Rochester en route home; therefore

Resolved, That the Contingent Expense Committee are hereby authorized and directed to take charge of the matter with Mr. Hulbert, and to pay the necessary expenses incurred. Adopted.

Ald. D. D. T. Moore moved that the Board meet the veteran 4th Massachusetts Regiment on their arrival, and assist in entertaining them. Adopted.

Ald. Upton moved that the resolution adopted on the 21st ult. in relation to raising \$207,300, also the resolution offered at the last meeting in relation to raising \$75,000 be referred to the City Attorney to report at the meeting on Monday evening next. Adopted.

By Ald. Flynn—Resolved, That J. O. Pettengill have leave to remove a wood barn on lot No. 18, south side of Atkinson street, about 13 feet from where it now stands on said lot, under direction of the Fire Marshal. Adopted.

By Ald. Palmer—Resolved, That the City Treasurer pay Messrs. Jones and McConnell \$2,000, when there is money applicable, on their contract for constructing Buffalo street sewer, and charge that fund.

Adopted—all ayes.

Adjourned.

C. N. SIMMONS, Clerk.

In Common Council, Aug. 17th, 1863.

ADJOURNED MEETING.

The President of the Board, Ald. Bromley, presiding.

Present—Ald. Spencer, Cram, Buell, D. D. T. Moore, St. John, Darrow, Bromley, Warren, Hoffman, O'Maley, H. G. Moore, Upton, Palmer, Sidler, Flynn, McQuatters.

Absent—Ald. Darling, Rowley, Fish, Warner, Mordoff, Ernst, Chapman and Hebing.

The minutes of the last meeting were approved.

The President stated the object of the meeting to be to take into consideration the subject of raising money for the relief of indigent families of volunteers and persons ordered into the service of the United States.

Ald. D. D. T. Moore presented the following petition of the committee appointed at a meeting of conscripts held on the 15th inst.:

To the Hon. the Common Council of the City of Rochester:

At a meeting of the conscripts of the City of Rochester held at the City Hall on the 15th day August inst., the annexed resolutions were unanimously adopted. And your petitioners were appointed a committee by that meeting to petition your honorable body to continue the efforts being made by you to relieve the burdens imposed by the draft in this city.

Your petitioners herewith respectfully present the petition of nearly two thousand citizens of Rochester requesting that your honorable Board

take such action as may be necessary by borrowing upon the credit of the city such sum or sums of money as may be necessary to pay each drafted man who shall enter the military service of the United States under the draft, or procure a substitute, the sum of \$300, and by paying such sum to such drafted man or substitute.

JOHN H. JEFFRES,
FRANCIS QUINLAN,
DENNIS W. LEAHY,
WILLIAM OLIVER, } Com.

Dated August 17th, 1863.

(The resolutions accompanying the petition were the same as adopted by the conscripts at the meeting held on Saturday evening last.)

Ald. D. D. T. Moore also presented the following petition:

To the Honorable the Common Council of the City of Rochester:

Your petitioners, citizens of the city of Rochester, respectfully petition that your honorable body take such action as may be necessary to equalize upon all the citizens of the city the burdens imposed by the draft upon a few, by borrowing, upon the credit of the city, such sum or sums of money as may be necessary to pay each drafted man that shall enter the military service of the United States, under the draft, or procure a substitute, the sum of Three Hundred Dollars, and by paying that sum to such drafted man or substitute.

And your petitioners hereby individually pledge their influence to procure, at the next session of the Legislature of this State, the passage of a law legalizing such loan, if any legislation on that subject shall be necessary.

Dated Aug. 17, 1863.

(The petition was signed by nearly 2,000 citizens.)

By Ald. Buell—Resolved, That the resolutions passed July 21st last, appropriating the sum of \$207,300 for the relief of indigent families of volunteers, &c., be and the same are hereby rescinded, and that the consideration of the resolutions offered on the 11th day of August inst., be indefinitely postponed. Adopted.

Ald. Palmer having obtained the unanimous consent of the Board, offered the following ordinance, and moved its adoption:

AN ORDINANCE

To provide relief under the provisions of Chapter five hundred and fourteen of the laws of New York of the year one thousand eight hundred and sixty-three.

The Common Council of the city of Rochester do ordain as follows:

SEC. 1. For the purpose of granting relief to the indigent families of volunteers and persons ordered into the military service of the United States, in pursuance of the provisions of Chapter five hundred and fourteen of the laws of New York of the year 1863, passed May 17th, 1863, and entitled "An Act providing for relief to the indigent families of volunteers and persons who may be ordered into the military or naval service of the United States," the Treasurer is hereby authorized and required to borrow on the credit of the corporation of the city of Rochester the sum of _____ dollars, which said sum shall be a city charge as provided in the said act, and said sum shall be raised and appropriated as hereinafter provided.

§ 2. The Treasurer shall borrow the said sum of _____ dollars from time to time, and in

such amounts as shall be prescribed and directed by the Finance Committee of the Common Council and shall issue and deliver for the moneys so borrowed, the notes or other obligations of the Corporation of the city of Rochester in such forms and amounts at such rates of interest, not exceeding seven per cent. per year, and payable at such times as shall be prescribed by said Finance Committee; which said notes or other obligations shall be signed by the Treasurer and countersigned by the Clerk of the city, and sealed with the corporate seal. And for the payment of the principal of the moneys which the Treasurer is hereby authorized to borrow, and the interest thereon, the faith of the corporation of the city of Rochester is hereby solemnly pledged.

§ 3. The said sum, or so much thereof as shall be deemed necessary, shall be appropriated and disbursed by a committee consisting of the Mayor of the City of Rochester, Ald. Cram, D. D. T. Moore, Palmer and Helsing, or such other Aldermen as the Common Council may from time to time appoint to serve on said Committee, subject to the direction of the Common Council; and the Treasurer shall pay the said moneys to such persons and in such sums as shall be ordered by the said Committee.

Ald. Buell moved to fill the blanks in the ordinance with the words "one hundred thousand."

Motion adopted.

The ordinance, as thus perfected, was then adopted by the following vote:

Yeas—Ald. Spencer, Cram, Buell, D. D. T. Moore, St. John, Darrow, Bromley, Warren, Hoffman, O'Maley, H. G. Moore, Upton, Palmer, Sidler, Flynn, McQuatters—16.

Nays—None.

By Alderman Warren, Resolved, That the Committee appointed to disburse the moneys to be raised for the relief of the indigent families of volunteers and persons ordered into the service of the United States, be required to disburse said moneys according to the following rules:

1st. The sum of two thousand dollars shall be distributed by the Committee among the families of volunteers, who have entered the service of the United States, who may be residents of the city, and in indigent circumstances, in such sums and at such times as the Committee shall deem proper.

2nd. Whenever any person who shall have been drafted into the military service of the United States under the act of Congress entitled "An Act for enrolling and calling out the national forces and for other purposes," and the liability of such person to serve shall have become fixed under the provisions of the said act of Congress, and such person shall elect actually to enter into said service, and the Committee deem such person or his family to be in indigent circumstances, they shall order the Treasurer to pay said person or his family the sum of three hundred dollars.

3d. Whenever any person so drafted as above and whose liability to serve shall have become fixed, shall furnish an acceptable substitute to enter said service of the United States, the Committee shall order the Treasurer to pay to such drafted person so furnishing such substitute, or to the substitute upon his order, the sum the drafted man shall have to pay said substitute not exceeding however the sum of three hundred dollars.

4th. Joseph Cochrane, General John Wil-

liams, Edwin Taylor and Patrick Barry are hereby requested to act as a consulting committee jointly with the committee of the Common Council.

Ald. Buell moved to amend the third section by inserting after the word "*fixed*" in the third line, the words "*and who is in like indigent circumstances.*"

The motion to amend was adopted as follows:

Yeas—Ald. Spencer, Cram, Buell, D. D. T. Moore, St. John, Darrow, Bromley, H. G. Moore, Upton, Palmer, McQuatters.

Nays—Ald. Warren, Hoffman, O'Maley, Sidler, Flynn.

Ald. Flynn now moved to amend by adding the following:

"And that the Committee be given discretionary powers to act under these resolutions." Motion to amend adopted.

Ald. St. John now moved to amend the first section by striking out the word "*two*" in the first line thereof, and inserting the word "*five*."

Motion to amend adopted as follows:

Yeas—Ald. Spencer, Buell, D. D. T. Moore, St. John, Darrow, Hoffman, O'Maley, H. G. Moore, Upton, Palmer, McQuatters.

Nays—Ald. Cram, Bromley, Warren, Sidler, Flynn.

The resolution offered by Ald. Warren as thus amended was adopted by the following vote:

Yeas—Ald. Spencer, Cram, Buell, D. D. T. Moore, St. John, Darrow, Bromley, Warren, Hoffman, O'Maley, H. G. Moore, Upton, Palmer, Sidler, Flynn, McQuatters—16.

Nays—None.

By Ald. Upton—Resolved, That we regard the Preamble and Resolutions as passed by the meeting of the conscripts of Rochester on Saturday evening last as highly patriotic in their character and worthy of all commendation.—Adopted. Adjourned.

C. N. SIMMONS, Clerk.

In Common Council, Aug. 21, 1863.

SPECIAL MEETING.

The President of the Board, Ald. Bromley presiding.

Present—Ald. Cram, Rowley, Buell, D. D. T. Moore, St. John, Darrow, Bromley, Hoffman, O'Maley, H. G. Moore, Upton, Warner, Mor-doff, Sidler, Flynn, McQuatters.

The minutes of last meeting were approved.

The President stated the object of the meeting to be to take into consideration the resolutions passed at the last meeting.

Ald. Rowley offered the following, and moved its adoption:

Resolved,—that the resolutions offered by Ald. Warren and passed by this Board at a special meeting held on the 17th day of August, 1863, be and the same are rescinded.—Adopted.

By Ald. Rowley, resolved, that General John Williams, Edwin Taylor, Patrick Barry, and Joseph Cochrane are hereby authorized and requested to act in consultation with the Committee of this Board appointed by the ordinance for the relief of the indigent families of Volunteers, &c., passed August 17th, 1863, as they have heretofore acted.

Adopted unanimously.

Adjourned.

C. N. SIMMONS, City Clerk.

In Common Council--Aug. 25th, 1863.

REGULAR MEETING.

The President of the Board, Ald. Bromley, presiding.

Present—Ald Cram, Darling, Rowley, Buell, D. D. T. Moore, St. John, Darrow, Bromley, Hoffman, H. G. Moore, Upton, Fish, Warner, Mordoff, Palmer, Ernst, Chapman, Flynn, Hebing.

Absent—Ald. Spencer, Warren, O'Maley, Sider, and McQuatters.

The minutes of the last meeting were approved.

PETITIONS AND CLAIMS.

By Ald. St. John—Bills of J. Cline, Ontario Steamboat Co., D. M. Dewey, Martin Heberger, Quinn & O'Maley, B. O'Reiley, Dr. E. M. Moore; Poor Committee.

By Ald. Darrow—Bills of T. Knowles, Congress Hall, O. S. Hurlburt, Ayres Hotel, J. E. Cheney, F. Lockhart, J. Field; Contingent Expense Committee.

By Ald. Warner—Bill of T. Knowles, J. D. Walsh, D. Wagner, Whitmore, Carson & Co.; Improvement Committee.

By Ald. Hebing—Bills of T. Knowles, D. D. Lynch, F. C. Lauer, McCormick & Cregan; Sewer Committee. Petition of A. Karnes; Committee on Wood Buildings.

By Ald. Hoffman—Petition of Paul Englehart; Grievance Committee. Bills of J. Renaud, P. Moran and Charles Green; Fire Department Committee.

By Ald. Fish—Petition of Terry McMannis; Street Committee.

By Ald. Flynn—Bill of the Rochester Gas Light Co.; Lamp Committee.

By Ald. Palmer—Communication from F. Starr; Table.

By Ald. Cram—Petition of C. A. Kearney; Street Committee. Bill of Case & Mann; Contingent Expense Committee.

By Ald. Buell—Petition of J. M. French and others; Table.

By Ald. D. D. T. Moore—Petition of John Dempster; Table.

REPORTS.

Ald. St. John, from the Poor Committee, reported in favor of the bills of J. Cline, Ontario Steamboat Co., D. M. Dewey, Martin Heberger, Quinn & O'Maley, B. O'Reiley and Dr. E. M. Moore; Finance Committee.

Ald. Darrow, from the Contingent Expense Committee, reported in favor of the bills of J. Barkydt, T. Knowles, Congress Hall, O. S. Hurlburt, Ayres Hotel, J. E. Cheney, F. Lockhart, Ernst & Seifried, J. Field and Case & Mann; Finance Committee.

Ald. Warner, from the Improvement Committee, reported in favor of the bills of F. Masseth, T. Knowles, Whitmore, Carson & Co., David Wagner and J. T. Walsh; Improvement Committee.

Ald. Flynn, from the Lamp Committee, reported in favor of the bill of the Rochester Gas Co.; Finance Committee.

Ald. Palmer, from the Sewer Committee, reported in favor of the estimates of D. D. Lynch, F. C. Lauer, McCormick & Cregan and T. Knowles; Finance Committee.

Ald. Hoffman, from the Fire Department Committee, reported in favor of the bills of J. Renaud, C. Green and P. Moran; Finance Committee.

Ald. D. D. T. Moore presented the following

REPORT ON A. J. BABCOCK'S CLAIM:

The Grievance Committee, to whom was referred the petition of Alvin J. Babcock, asking proper damages—say several hundred dollars—for injuries sustained from falling into a cellarway on the east side of Mill street, in May, 1859, respectfully report that, after becoming satisfied in regard to the fact, and having an interview with the petitioner, they have agreed to award ninety dollars to the said A. J. Babcock, in full settlement of his claim, and recommend that such sum be appropriated, or that the annexed resolution be adopted.

D. D. T. MOORE, Chairman,
W. DARROW.

Accepted.

Ald. D. D. T. Moore presented the following:

The Grievance Committee, to whom was referred the petitions of John Whitley, Jr., and John Gallagher, for the remission of taxes, beg to report that on consultation with the Assessors, they are advised that the tax is just, and that the Assessors were wrong in exempting the taxes of the petitioners last year. We cannot, therefore, report in favor of granting the prayer of the petitioners, but instead, request that their claims be referred to the Law Committee.

D. D. T. MOORE,
W. DARROW.

Referred to the Law Committee.

ORDINANCES.

WILDER STREET WALK.

On motion of Ald. Warner, the Board proceeded to hear allegations in relation to the improvement described in the ordinance below:

No person appearing to make allegations,

Ald. Warner submitted the following:

An ordinance to construct a walk on Wilder street.

The Common Council of the city of Rochester do ordain and determine as follows: A plank walk, 4 feet 8 inches wide, shall be constructed on the north side of Wilder street, from Grape street to Orchard street.

And the whole expense shall be defrayed by an assessment upon the owners and occupants of houses and lands to be benefited thereby, and the City Surveyor, under the direction of this Board, having made an estimate of such expense, and reported the same at \$430, which estimate was and is hereby approved; the sum of \$430, being the whole amount of the estimate aforesaid, shall be assessed on such owners and occupants. And the portion of said city which said Common Council deem will be benefited by said improvement is described as follows: "One tier of lots on the north side of Wilder street, from Grape street to Orchard street," on which above described portion of the city the said sum of \$430 is hereby ordered to be assessed.

And David McKay, Francis Dana and Jared Coleman, the assessors of said City not interested in any of the property so benefited, and not of kin to any person so interested, are hereby designated and directed to make an assessment upon all the owners and occupants of lands and houses within the portion or part of said City, so designated, of the said amount of expense, in proportion, as nearly as may be, to the advantage which each shall be deemed to acquire by the making of said improvement; and said assessors are hereby notified to meet for this purpose, on Saturday, the 29th day, of August, 1863, at nine o'clock in the forenoon, at the office of the City Clerk.

Passed by the following vote:

Ayes—Ald. Cram, Darling, Rowley, Buell, D. D. T. Moore, St. John, Darrow, Bromley, Hoffman, H. G. Moore, Upton, Fish, Warner, Mordoff, Palmer, Chapman, Flynn, Hebing—13.

Nays—None.

MOUNT HOPE AVENUE IMPROVEMENT.

By Ald. Warner—Resolved, That the City Surveyor ascertain and report to this Board the expense of the improvement of Mt. Hope Avenue, from Cypress street to the alley on the west side, nearly opposite P. Barry's House, by grading the roadway and sidewalks, setting a curb of Medina stone on each side, and paving the gutters five feet wide with cobble stone. Adopted.

The Surveyor submitted such estimate at \$2,300.

By Ald. Warner—Resolved, That the following improvement is expedient, viz: The improvement of Mt. Hope Avenue, from Cypress street to the alley on the west side, nearly opposite P. Barry's house, by grading the

roadway and sidewalks, setting a curb of Medina stone on each side, and paving the gutters five feet wide with cobble stone.

And Whereas, The City Surveyor, under the direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$2,300, which estimate is hereby approved.

Resolved, further, That the following portion of said city is deemed benefited and proper to be assessed for the whole expense thereof, viz: "One tier of lots on each side of Mt. Hope Avenue, from Cypress street to the alley on the west side, nearly opposite F. Barry's house."

And further, Resolved, That the tax-payers to be assessed for making such improvement may, by paying interest, as hereinafter provided, on the amount assessed to them individually, pay their assessments in three equal payments, as follows: One-third of the amount assessed within three months after the confirmation of the assessment roll, without interest; one-third of the amount, with interest at the rate of seven per cent. per annum, within one year from the confirmation of said roll; and the remaining one-third, with interest at the same rate, within two years from the confirmation of said roll.

And the Clerk is hereby directed to publish notice in pursuance of section 165 of the City Charter, that all persons interested in the subject matter of said improvement, are required to attend the Common Council on Tuesday evening, September the 8th, 1863, at half-past seven o'clock, at the Common Council Hall, when allegations will be heard. Adopted.

SEWER IN MAIN ST.

On motion of Ald. Palmer the Board proceeded to hear allegations in relation to the improvement described in the ordinance below.

After hearing such allegations from all the persons appearing.

Ald. Palmer submitted the following:

An ordinance to construct a sewer in a portion of Main street.

The Common Council of the City of Rochester do ordain and determine as follows: A stone sewer three feet wide at the bottom, two feet wide at the top and five feet high shall be constructed in Main st., from a point 17 feet west of the west line of Minerva Alley to a point about 20 feet west of the west cross walk at St. Paul street.

And the whole expense shall be defrayed by an assessment upon the owners and occupants of houses and lands benefited thereby, and the City Surveyor, under the direction of this Board, having made an estimate of such expense, and reported the same at \$720, which estimate was and is hereby approved; the sum of \$720 being the whole amount of the estimate aforesaid, shall be assessed on such owners and occupants. And the portion of said city which said Common Council deem will be benefited by said improvement is described as follows:

One tier of lots on each side of Main st. from a point 17 feet west of the west line of Minerva Alley to St. Paul st., one tier of lots on each side of St. Paul st. from Pleasant st. to a point 220 feet south of the south line of Ely st., one tier of lots on each side of Mortimer st. from St. Paul st. to Clinton st., and lots 7, 8 and 9 on the south side of Ely st., on which above described portion of the city the said sum of \$720 is hereby ordered to be assessed.

And David M'Kay, Francis Dana and Jared Coleman the assessors of said City, not interested in any of the property so benefited, and not of kin to any person so interested, are hereby designated and directed to make an assessment upon all the owners and occupants of lands and houses within the portion or part of said City so designated, of the said amount of expense, in proportion, as nearly as may be, to the advantage which each shall be deemed to acquire by the making of said improvement; and said assessors are hereby notified to meet for this purpose, on Saturday, the 29th day of Aug., 1863, at nine o'clock in the forenoon, at the office of the City Clerk.

Passed by the following vote:

Yeas—Ald. Cram, Darling, Rowley, Buell, D. D. T. Moore, St. John, Darrow, Bromley, Hoffman, H. G. Moore, Upton, Fish, Warner, Mordoff, Palmer, Chapman, Flynn, Hebing.

LAKE AVENUE WALKS.

Ald. Warner presented the final ordinance for constructing flag walks on each side of State st. and Lake Avenue from Cliff st. to Brisbane st., when Ald. Mordoff moved that the further consideration of the same be postponed until the second regular meeting in April next. Motion adopted.

SEWER IN SELLINGER ST.

Ald. Palmer presented the final ordinance for a sewer in Sellinger st. from St. Joseph st. to Clinton st., and moved that the further consideration of the same be postponed until the next regular meeting Sept. 8th. Motion adopted.

Ald. Palmer presented the final ordinance for a sewer in Magne street and moved that the further consideration of the same be postponed until the first regular meeting in May next.

Motion adopted.

REPAIRING KENT AND ALLEN STREET WALKS.

By Ald. Cram—Resolved, That the City Surveyor ascertain and report to this Board the expense of repairing the plank walk on the North side of Allen street and the East side of Kent street from the East line of lot No. 81 on the north side of Allen street to Platt street. Adopted.

The Surveyor submitted such estimate at \$130.00. By Ald. Cram—Resolved, That the following improvement is expedient, viz: Repairing the plank walk on the north side of Allen street and the East side of Kent street, from the East line of lot No. 81 on the north side of Allen street to Platt street.

And Whereas, The City Surveyor, under the direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$130, which estimate is hereby approved.

Resolved—further, That the following portion of said city is deemed benefited and proper to be assessed for the whole expense thereof, viz:

"One tier of lots on the north side of Allen street and the east side of Kent street from the east line of lot No. 81 on the North side of Allen street to Platt street."

And the Clerk is hereby directed to publish notice in pursuance of section 165 of the City Charter, that all persons interested in the subject matter of said improvement, are required to attend the Common Council on Tuesday evening, September the 8th, 1863, at half-past 7 o'clock, at the Common Council Hall, when allegations will be heard. Adopted.

REPAIRING JONES STREET WALKS.

By Ald. Cram—Resolved, That the City Surveyor ascertain and report to this Board the expense of repairing the plank walk on the west side of Jones street from Center street to Brown street and on the east side from Center street to Platt street. Adopted.

The Surveyor submitted such estimate at \$234.00. By Ald. Cram—Resolved, That the following improvement is expedient, namely:

Repairing the plank walks on the west side of Jones street from Center street to Brown street, and on the East side from Center street to Platt street.

And Whereas, The City Surveyor under the direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$234.00, which estimate is hereby approved.

Resolved, further, That the following portion of said city is deemed benefited, and proper to be assessed for the whole expense thereof, namely:

One tier of lots on the west side of Jones street from Center street to Brown street, and one tier of lots on the east side of Jones street from Center street to Platt street.

And the Clerk is hereby directed to publish notice in pursuance of section 165 of the City Charter, that all persons interested in the subject matter of said improvement, are required to attend the Common Council on Tuesday evening, September 8th, 1863, at half-past 7 o'clock, at the Common Council Hall, when allegations will be heard. Adopted.

REPAIRING BROWN STREET WALK.

By Ald. Cram—Resolved, That the City Surveyor ascertain and report to this Board the expense of repairing the plank walk on each side of Brown street, from Jones street to State street. Adopted.

The Surveyor submitted such estimate at \$236.

By Ald. Cram—Resolved, That the following improvement is expedient, viz: Repairing the plank walk on each side of Brown street, from Jones street to State street.

And Whereas, The City Surveyor, under the direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$236 00, which estimate is hereby approved:

Resolved, further, That the following portion of said city is deemed benefited and proper to be assessed for the whole expense thereof, namely:

One tier of lots on each side of Brown street, from Jones street to State street.

And the Clerk is hereby directed to publish notice in pursuance of section 165 of the City Charter, that all persons interested in the subject matter of said improvement, are required to attend the Common Council on Tuesday evening, Sept. the 8th, 1863, at half-past seven o'clock, at the Common Council Hall, when allegations will be heard. Adopted.

REPAIRING A WALK ON WASHINGTON STREET.

By Ald. Cram—Resolved, That the City Surveyor ascertain and report to this Board the expense of repairing the brick sidewalk in front of lot 124 on the west side of North Washington street. Adopted.

The Surveyor submitted such estimated at \$77.

By Ald. Cram—Resolved, That the following improvement is expedient, viz: repairing the brick sidewalk in front of lot No. 124 on the west side of North Washington street.

And whereas, The City Surveyor, under the direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$77.00, which estimate is hereby approved;

Resolved, further, That the following portion of said city is deemed benefitted and proper to be assessed for the whole expense thereof, namely:

"Lot No. 184 on the west side of North Washington street."

And the Clerk is hereby directed to publish notice in pursuance of section 186 of the City Charter, that all persons interested in the subject matter of said improvement, are required to attend the Common Council on Tuesday evening, Sept. the 8th, 1863, at half-past 7 o'clock at the Common Council Hall, when allegations will be heard.
Adopted.

ASSESSMENTS.

The assessment rolls for the following named improvements were presented, and the next regular meeting, September 8th, was fixed when appeals therefrom will be heard:

Sewer in Main street, from the west line of North street to a point seventeen feet west of the west line of Minerva alley.

Repairing the walks on Broadway and William streets, from Nelson street to Monroe Avenue.

Walk on the south side of East Maple street, from Canal street to the east line of lot No. 32.

Plank walk on the east side of Scio street, from the north line of No. 14 school house lot to the corner of Delavan street.

Plank walk on the east side of Warehouse street, from Brown street to Allen street, and in front of lots Nos. 12 and 13 on the North side of Allen street.

Sewer in Chatham street, from Hamburg street to Nassau street.

Ald. Warner presented the assessment roll for improving Lawrence street, from East Avenue to Charlotte street, by grading and constructing plank walks, and moved that the further consideration of the same be postponed until the next regular meeting, September 8th.

Motion adopted.

Ald. Warner presented the assessment roll for improving East street, from East Avenue to Charlotte street, by constructing a sewer, improving the roadway, and constructing plank walks, and after an opportunity had been given for appeals to be heard, said roll was confirmed by the following vote:

Yeas—Ald. Cram, Darling, Rowley, Buell, D. T. Moore, St. John, Darrow, Bromley, Hoffman, H. G. Moore, Upton, Fish, Warner, Mordoff, Palmer, Chapman, Flynn, Hebing—18.

Nays—None.

Ald. D. T. Moore presented the assessment roll for improving Allen street, from State street to Washington street, and after an opportunity had been given for appeals to be heard, said roll was confirmed by the following vote:

Yeas—Ald. Cram, Darling, Rowley, Buell, D. T. Moore, St. John, Darrow, Bromley, Hoffman, H. G. Moore, Upton, Fish, Mordoff, Palmer, Chapman, Flynn and Hebing—17.

Nays—Ald. Warner—1.

Ald. Cram presented the assessment roll for repairing the walk on the east side of Exchange street, from the Genesee Valley Railroad Depot to Clarissa street, and after an opportunity had been given for appeals to be heard, said roll was confirmed by the following vote:

Yeas—Ald. Cram, Darling, Rowley, Buell, D. T. Moore, St. John, Darrow, Bromley, Hoffman, H. G. Moore, Upton, Fish, Warner, Mordoff, Palmer, Chapman, Flynn and Hebing—17.

Nays—None.

UNFINISHED BUSINESS.

Ald. Warner called up the following, and moved its adoption:

Resolved, That the Rochester City and Brighton Railroad Company are hereby authorized to extend their road, or track, from Exchange street through Court street to Clinton street, thence through Clinton street to Monroe avenue, thence through Monroe avenue to Alexander street, and thence through Alexander street to East avenue, on the same terms and conditions as are contained in the contract between the city and said Rochester and Brighton Railroad Company. Adopted.

EXECUTIVE.

Ald. Buell presented the following:

ROCHESTER, Aug. 25, 1863.

To the Common Council of the City of Rochester:

At the regular annual meeting of the Board of Underwriters of the city of Rochester, held August 24th, 1863, the Board, by a unanimous vote, recommended Mr. O. L. Angevine as Fire Marshal of the city of Rochester for the ensuing year.

Yours, respectfully,

H. P. BREWSTER,

Sec'y Board of Underwriters.

On motion of Ald. Hoffman the Board proceeded to ballot for a Fire Marshal for the ensuing year, when

O. L. Angevine received.....13 votes

E. H. Munn ".....6 "

Frank J. Ayres ".....1 "

On the second ballot

O. L. Angevine received.....15 votes

E. H. Munn ".....3 "

Frank J. Ayres ".....1 "

O. L. Angevine was declared appointed.

Ald. Palmer offered his resignation as Commissioner of Deeds, which on motion of Ald. Cram was accepted.

On motion of Ald. Cram the Board proceeded to fill the vacancy caused by the above resignation, when Charles R. Babbitt received 17 votes, and was declared appointed.

MISCELLANEOUS.

By Ald. Hebing—Resolved, That A. Karnes have leave to repair wooden building in accordance with the prayers of his petition, under the direction of the Fire Marshal. Adopted.

By Ald. Hebing—Resolved, That the Improvement Committee is hereby instructed to introduce an ordinance at the next regular meeting of this Board, for a plank walk on the west side of Mt. Hope avenue. Adopted.

By Ald. Hebing—Resolved, That the Treasurer is hereby directed to deduct \$8,80 from the general city tax of Jacob Shafter, 6th Ward, on account of military exemption, and charge erroneous assessment account. Adopted.

By Ald. Flynn—Resolved, That the Lamp Committee be, and they are hereby authorized and directed to erect Kerosene Oil Lamps in such improved streets and avenues as are at present without gas—the number, however, not to exceed forty. Adopted.

By Ald. Flynn—Resolved, That the Lamp Committee be, and they are hereby directed to erect lamps in the following places, viz: two on Atwater street, between Clinton and North street; one on St. Joseph street, between Atwater and Bowery street; one on Sophia street, between Buffalo and Allen streets. Adopted.

By Ald. Flynn—Resolved, That the assessment of \$46 against Lenonhart Hoeret for St. Joseph street sewer, be and the same is hereby cancelled—in pursuance of the report of the Assessors.

| | |
|--|--------|
| Congress Hall, entertaining officers of two regiments..... | 45 00 |
| O. S. Hulbert, breakfast and dinner for 1,285 men, | 397 50 |
| Case & Mann, cotton cloth..... | 2 40 |
| T. Knowles, hack hire | 1 00 |
| Ayres Hotel, refreshment for soldiers..... | 8 00 |
| James Field, for putting up flag..... | 1 00 |
| Jacob Baryhd, Surveyor's stakes..... | 15 00 |

And charge Contingent Fund.

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| LAMP FUND. | |
| Rochester Gas Light Co., lighting and extinguishing lamps..... | 157 92 |

And charge Lamp Fund.

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| POOR FUND. | |
| Dr. E. M. Moore, apparatus for club feet..... | 10 00 |
| B. O'Reilly, undertaking..... | 151 25 |
| Quinn & O'Maley, paid poor orders | 32 75 |
| Martin Heberg, | 29 00 |
| D. M. Dewey, stationery..... | 5 57 |
| Ontario Steamboat Co., transportation..... | 87 03 |
| John Cline, disbursements..... | 59 26 |

And charge Poor Fund.

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| FIRE DEPARTMENT FUND. | |
| <i>Steamer No. 1.</i> | |
| Gordon McCracken, engineer, salary 1 month.... | 50 00 |
| M. Lambert, driver, " 1 month..... | 30 00 |
| J. Ringlstein, do " 1 month..... | 30 00 |
| <i>Steamer No. 2.</i> | |
| George W. Carr, engineer, salary 1 month..... | 50 00 |
| Anthony Kasal, driver, " 1 do | 30 00 |
| Seneca Dobbs, do " 1 do | 30 00 |
| <i>Steamer No. 3.</i> | |
| John Bangs, engineer, salary 1 month..... | 50 00 |
| A. McNeiss, driver, " 1 do | 30 00 |
| Law S. Gibson, do " 1 do | 30 00 |
| <i>Steamer No. 4.</i> | |
| Joseph P. Foreman, Engineer, salary 1 month.... | 50 00 |
| James Snelder, driver, do | 30 00 |
| John Dickens, do do | 30 00 |

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| HOSE DEPOT. | |
| Richd. Gilbert, Supt. Hose Depot, salary one month..... | 58 33 |
| All the above payable to C. T. Amsden, Esq., Treasurer. | |

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| DISBURSEMENTS. | |
| O. L. Angevine, Agent, amount paid sundry bills as per vouchers herewith..... | 237 56 |
| And charge Fire Department Fund. | |

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| Old Accounts. | |
| J. Renaud, for ringing alarm bells, St. Peter and Paul's Church..... | 2 50 |
| C. Green, for ringing alarm bells, Trinity..... | 8 75 |
| Patrick Moran, blacksmithing..... | 8 89 |
| And charge Overdraft Fire Department Fund, for 1862-3. | |

IMPROVEMENT FUNDS.
Also, when there are funds applicable, as follows:

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|---|--------|
| F. C. Lauer, (payable to Ward & Bro.) on contract for Nassau and St. Joseph street sewer..... | 700 00 |
| And charge that Fund. | |
| McCormick and Cregan, (payable to C. T. Amsden) on contract for Burns street sewer..... | 300 00 |
| And charge that Fund. | |
| D. D. Lynch, payable to C. T. Amsden, on contract for Joiner street sewer..... | 300 00 |
| And charge that Fund. | |
| T. Knowles, hack to Cayuga street sewer..... | 1 50 |
| And charge that Fund. | |
| David Wagner, on Scio street improvement..... | 800 00 |
| And charge that Fund. | |
| J. D. Walsh, work on Reynolds street | 262 44 |
| And charge that Fund. | |
| T. Knowles, hack hire..... | 1 00 |
| F. Masseth, | 3 00 |
| And charge appropriate funds. | |

Adopted—all ayes.
Adjourned. C. N. SIMMONS,
City Clerk.

In Common Council—Sept. 8th, 1863.

REGULAR MEETING.

Present—Ald. Spencer, Cram, Darling, Buell, D. D. T. Moore, St. John, Darrow, O'Maley, H. G. Moore, Upton, Fish, Warner, Ernst, Chapman, Hebing and McQuatters.
Absent—Ald. Rowley, Bromley, Warren, Hoffman, Mordoff, Palmer, Sidler, and Flynn.
Ald. Buell was called to the Chair.
The minutes of the last meeting were approved.

PETITIONS AND CLAIMS.

By Ald. Darrow—Bills of O. Hurlburt, Weed, Parsons & Co., M. F. Reynolds, Brewster & Goss, Wm. Whitehair, Rochester Gas Light Co., Newman's Band. Contingent Expense Committee.

By Ald. St. John—Bills of J. Howe, P. O'Mara & Co. Poor Committee.

By Ald. Hebing—Petitions of Wm. Hasson, G. Stiefel, S. Stober, M. Kondolf, and T. Nolan. Committee on Wood Buildings.

By Ald. H. G. Moore—Bill of Rochester Gas Co. Lamp Committee.

By Ald. Spencer—Bills of Curtis, Butts & Co., Rochester Gas Light Co., Chief of Police and Policemen. Police Committee.

By Ald. O'Maley—Estimates of M' Cormick & Cregan, D. D. Lynch, G. S. Copeland & Co., and bill of R. A. Hall. Sewer Committee. Petition of Charles Strack. Grievance Committee.

By Ald. Fish—Bill of H. N. Curtis. Table.
By Ald. Warner—Estimates of D. Wagner and E. Watson. Improvement Committee.

By Ald. Darling—Bills of M. Kinsella, and R. W. Underhill. Park Committee.

By Ald. Cram—Bills of J. D. Quinn, Wm. I. Hanford, M. J. Walsh, and Curtis, Butts & Co., and petition in relation to Court street grade. Street Committee. Petition and remonstrance in relation to Allen street sewer. Sewer Committee.

By Ald. Upton—Petition of I. P. Iwig. Board of Health.

REPORTS.

Ald. Darrow, from the Contingent Expense Committee, reported in favor of the bills of Newman's Band, Rochester Gas Co., Wm. Whitehair, Brewster & Goss, M. F. Reynolds, Weed, Parsons & Co., O. Hurlburt. Finance Committee.

Ald. St. John, from the Poor Committee, reported in favor of the bills of P. O'Meara & Co., and J. Howe. Finance Committee.

Ald. Cram, from the Street Committee, reported in favor of the bills of J. D. Quinn, W. I. Hanford, and M. J. Walsh. Finance Committee.

Ald. Hebing, from the Committee on Wood Buildings, reported in favor of petitions of Wm. Hasson, T. Nolan, M. Kondolf, S. Stober, and G. Stiefel.

Ald. Spencer, from the Police Committee, reported in favor of the bills of Rochester Gas Co., Wm. Mudgett, and Policemen. Finance Committee.

Ald. D. D. T. Moore presented the following report:

The Grievance Committee, to whom was referred the petition of Paul Englehart and three others, on the north side of Atwater street, and west of Chatham street, praying to be relieved

from what they claim to be an unjust tax for the construction of a reservoir on the north west corner of Clinton and Atwater streets, respectfully report, that after examining the territory and property to be benefited by the proposed reservoir, they are satisfied the assessment has not been properly made. The lots opposite those of the petitioners, and nearer the location of the reservoir, have been omitted entirely, rendering the assessment manifestly unjust. Under the circumstances your committee are of the unanimous opinion that, if a new assessment cannot be made, the tax of the petitioners should be remitted and the amount charged to the proper fund.

D. D. T. MOORE,
L. C. SPENCER,
W. DARROW,

Grievance Committee.

Ald. D. D. T. Moore presented the following report:

The Grievance Committee, to whom was referred the petition of J. M. Cornwell, for the remission of taxes assessed on his property, respectfully report that, on consultation with the Assessors, and inquiry into the facts, we are satisfied that Mr. Cornwell's dwelling is in Irondequoit, and therefore, under the rule adopted by the City Assessors, he is entitled to the remission asked. We therefore recommend the adoption of the resolution herewith submitted.

D. D. T. MOORE,
L. C. SPENCER,
WALLACE DARROW.

Ald. O'Maley, from the Sewer Committee, reported the bill of R. A. Hall, G. S. Copeland & Co., D. D. Lynch, and McCormick & Cregan. Finance Committee.

Ald. Darling, from the Park Committee, reported in favor of the bills of R. W. Underhill and M. Kinsella. Finance Committee.

ORDINANCES.

REPAIRING WALKS ON TREMONT STREET.

By Ald. Cram—Resolved, That the City Surveyor ascertain and report to this Board the expense of repairing the plank side-walks on each side of Tremont st. from Plymouth Avenue to High st. Adopted.

The Surveyor submitted such estimate at \$300 00.

By Ald. Cram—Resolved, That the following improvement is expedient, viz: repairing the plank side-walk on each side of Tremont st. from Plymouth Avenue to High st.

And Whereas, The City Surveyor, under the direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$300, which estimate is hereby approved.

Resolved, further, That the following portion of said city is deemed benefited and proper to be assessed for the whole expense thereof, namely:

"One tier of lots on each side of Tremont st. from Plymouth Avenue to High st."

And the Clerk is hereby directed to publish notice in pursuance of section 165 of the City Charter, that all persons interested in the subject matter of said improvement, are required to attend the Common Council on Tuesday evening, Sept. the 22d, 1863, at half-past seven o'clock, at the Common Council Hall, when allegations will be heard. Adopted.

REPAIRING WALKS AND CONSTRUCTING RAILING ON WEST AVENUE.

By Ald. Cram—Resolved, That the City Surveyor ascertain and report to this Board the expense of constructing a wooden railing and repairing the side-walk on the south side of West Avenue from a point 84 feet east of Prospect st. to Park Place, and from John Carroll's grocery to Favor st. Adopted.

The Surveyor submitted such estimate at \$40.00.

By Ald. Cram—Resolved, That the following improvement is expedient, viz: the construction of a wooden railing and repairing the side-walk on the south side of West Avenue from a point 84 feet east of Prospect st. to Park Place, and from John Carroll's grocery to Favor st.

And whereas, The City Surveyor, under the direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$40.00 which estimate is hereby approved;

Resolved, further, That the following portion of said city is deemed benefited and proper to be assessed for the whole expense thereof, namely:

"One tier of lots on the south side of West Avenue from a point 84 feet east of Prospect st. to Park Place, and from John Carroll's grocery to Favor st."

And the Clerk is hereby directed to publish notice, in pursuance of section 165 of the City Charter, that all persons interested in the subject matter of said improvement are required to attend the Common Council on Tuesday evening, Sept. the 22d, 1863, at half-past seven o'clock, at the Common Council Hall, when allegations will be heard. Adopted.

CONSTRUCTING A RAILING AT THE EAST END OF ALLEN STREET BRIDGE.

By Ald. Cram—Resolved, That the City Surveyor ascertain and report to this Board the expense of constructing a wooden railing on the walls at the east end of Allen street bridge.

Adopted.

The Surveyor submitted such estimate at \$340.00.

By Ald. Cram—Resolved, That the following improvement is expedient, viz:

The construction of a wooden railing on the walls at the east end of Allen street bridge.

And whereas, The City Surveyor, under the direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$40.00, which estimate is hereby approved.

Resolved, further, That the following portion of said city is deemed benefited and proper to be assessed for the whole expense thereof, namely:

Lots 5, 6, 65 and 81 on Allen street, near the Canal bridge.

And the Clerk is hereby directed to publish notice in pursuance of section 165 of the City Charter, that all persons interested in the subject matter of said improvement are required to attend the Common Council on Tuesday evening, Sept. the 22d, 1863, at 7 1/2 o'clock, at the Common Council Hall, when allegations will be heard. Adopted.

PLANK WALK ON WENTWORTH STREET.

By Ald. Warner—Resolved, That the City Surveyor ascertain and report to this Board the expense of the improvement of Wentworth street, from West Avenue to Burns street, by constructing a plank side walk four feet wide on the east side thereof.

Adopted.

The Surveyor submitted such estimate at \$100.

By Ald. Warner—Resolved, That the following improvement is expedient, viz:

The construction of a plank side walk four feet wide on the east side of Wentworth street, from West Avenue to Burns street.

And whereas, The City Surveyor, under the direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$100, which estimate is hereby approved.

Resolved, further, That the following portion of said city is deemed benefited and proper to be assessed for the whole expense thereof, namely:

One tier of lots on the east side of Wentworth street, from West Avenue to Burns street.

And the Clerk is hereby directed to publish notice in pursuance of section 165 of the City Charter, that all persons interested in the subject matter of said improvement, are required to attend the Common Council on Tuesday evening, Sept. the 22d, 1863, at half-past 7 o'clock, at the Common Council Hall, when allegations will be heard. Adopted.

SEWER IN ALLEN STREET.

By Ald. O'Maley—Resolved, That the City Surveyor ascertain and report to this Board the expense of constructing a stone sewer 3 feet by 2 feet in Allen street, from Elizabeth street to the Sewer in State street.

Adopted.

The Surveyor submitted such estimate at \$3,325.00.

By Ald. O'Maley—Resolved, That the following improvement is expedient, viz: The construction of a stone sewer 3 feet high and 2 feet wide in Allen street, from Elizabeth street to the sewer in State street.

And Whereas, The City Surveyor, under the direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$3,325.00, which estimate is hereby approved.

Resolved, further, That the following portion of said city is deemed benefited and proper to be assessed for the whole purpose thereof, viz:

"Beginning in Allen street, at its intersection with State street; thence westerly along Allen street, including one tier of lots on the north side thereof to the New York Central Railroad; thence westerly along said railroad to Ford street; thence south along Ford street to the Erie Canal, excepting one tier of lots on the east side of Ford street from the railroad to Hill street; thence along said canal to Buffalo street; thence easterly along Buffalo street, excepting one tier of lots on the north side thereof to State street; thence northerly along State street, excepting one tier of lots on the west side thereof, to the place of beginning."

And further, Resolved, That the tax-payers to be assessed for making such improvement may, by paying interest, as hereinafter provided, on the amount assessed to them individually, pay their assessments in three equal payments, as follows: One-third of the amount assessed within three months after the confirmation of the assessment roll, without interest; one-third of the amount, with interest at the rate of seven per cent. per annum, within one year from the confirmation of said roll; and the remaining one-third, with interest at the same rate, within two years from the confirmation of such roll.

And the Clerk is hereby directed to publish notice in pursuance of section 165 of the City Charter, that all persons interested in the subject matter of said improvement, are required to attend the Common Council on Tuesday evening, Sept. the 23d, 1863, at half-past 7 o'clock, at the Common Council Hall, when allegations will be heard. Adopted.

Ald. Cram presented the final ordinances for the following improvements.

Repairing the plank walk on each side of Brown street, from Jones street to State street.

Repairing the plank walk on the north side of Allen street and the east side of Kent street, from east line of lot No. 81 on the north side of Allen street to Platt street.

Repairing the plank walk on the west side of Jones st., from Centre street to Brown street, and on the east side from Centre to Platt st.

Repairing the brick sidewalk in front of lot No. 184, on the west side of North Washington st.

and moved that the further consideration of the same be postponed until the next regular meeting, Sept. 22.

Motion adopted.

Ald. Warner presented the final ordinance for the improvement of Mount Hope Avenue, from Cypress street to the alley on the west side nearly opposite E. Barry's house, by grading the roadway and sidewalks, setting a curb of Medina stone on each side, and paving the gutters five feet wide with cobble stone.

and moved that the further consideration of the same be postponed until the next regular meeting, Sept. 22.

Motion adopted.

Alderman O'Maley presented the final ordinance for the construction of a stone sewer 2 feet by 13 inches in Selling street, from the east side of St. Joseph street, to the sewer in Clinton street, and moved that the further consideration of the same be postponed until the second regular meeting in May next.

Motion adopted.

ASSESSMENTS.

Ald. Cram presented the Assessment Roll for the walks on William street and Broadway, from Nelson street to Monroe street, and after an opportunity had been given for appeals to be heard, said roll was confirmed by the following vote:

All ayes—16.

Ald. Cram presented the Assessment Roll for repairing the walks on the east side of Warehouse street, from Brown street to Allen street, and in front of lots Nos. 12 and 13, on the north side of Allen street, and after an opportunity had been given for appeals to be heard, said roll was confirmed by the following vote:

All ayes—16.

Ald. Warner presented the Assessment Roll for grading and constructing walks on each side of Lawrence street, and after appeals had been heard thereon, by all persons appearing, Ald. Fish moved that said roll be referred back to the Assessors for revision or correction.

Motion adopted.

Ald. O'Maley presented the Assessment Roll for a sewer in Chatham street, from Hamburg street to Nassau street, and after an opportunity had been given for appeals to be heard said, roll was confirmed by the following vote:

All ayes—16.

Ald. Warner presented the Assessment Roll for constructing a walk on the south side of East Maple street, from Canal street to the east line of lot No. 32, when Ald. Fish moved that the further consideration of the same be postponed until the first regular meeting in April next.

Motion adopted.

Ald. Warner presented the Assessment Roll

for a plank walk on the east side of Scio street, from the north line of No. 14 School House Lot to the centre of Delevan street, and after an opportunity had been given for appeals to be heard, said roll was confirmed by the following vote:

All ayes—16.

Ald. O'Maley presented the Assessment Roll for a sewer in Main street, from the west line of North street to a point 17 feet west of Minerva Alley, and after an opportunity had been given for appeals to be heard, said roll was confirmed by the following vote:

Yeas—Ald. Spencer, Cram, Darling, St. John, Darrow, O'Maley, H. G. Moore, Upton, Fish, Warner, Ernst, Chapman, Hebing, McQuarters—13.

Nays—None.

Ald. O'Maley presented the Assessment Roll for a sewer in Main street, from a point 17 feet west of Minerva Alley, to a point 20 feet west of the west cross-walk at St. Paul street, and the next regular meeting, September 22d, was fixed when appeals therefrom would be heard.

Ald. Warner presented the Assessment Roll for a walk on the north side of Wilder street, from Grape street to Orchard street, and the next regular meeting, September 22d, was fixed when appeals therefrom will be heard.

COMMUNICATIONS FROM CITY OFFICERS.

Ald. St. John presented the report of the Overseer of the Poor for the month of August:

Whole amount expended.....\$1,199 34
Less for county and towns..... 227 37

Am't. for City..... 971 97

Filed.

Ald. Spencer presented the report of the Police Justice for August:

Whole amount received.\$358 20

Filed.

TREASURER'S MONTHLY REPORT OF THE BALANCE OF THE PRINCIPAL FUNDS ON THE MORNING OF SEPTEMBER 7TH, 1863.

| | |
|---|-------------|
| Contingent Fund, Cr. Balance,..... | \$13,894 10 |
| Fire Department, " "..... | 7,645 02 |
| Highway Fund, " "..... | 5,582 03 |
| Lamp Fund, " "..... | 15,355 25 |
| Poor Fund, " "..... | 3,519 85 |
| Police Fund, " "..... | 9,023 53 |
| Board of Health Fund, Cr. Balance,..... | 685 26 |
| Park Fund, " "..... | 355 37 |
| Sewer Repair Fund, " "..... | 902 75 |
| Lyell street, " " Cr. Balance,..... | 141 44 |
| Monroe " " " "..... | 21 42 |
| North " " " "..... | 32 65 |
| N. St. Paul st. " " " "..... | 38 97 |
| Mt. Hope Av. " " " "..... | 134 69 |
| Plymouth Av. " " " "..... | 95 61 |
| West Avenue Repair Fund, " "..... | 331 69 |
| East " " " "..... | 275 22 |
| Lake " " " "..... | 246 50 |

C. T. AMSDEN, Treasurer.

Subscribed and sworn to before me this 7th day of September, 1863.

H. P. LANGWORTHY, Com'r Deeds.

Filed.

UNFINISHED BUSINESS.

Ald. Cram called up the following and moved its adoption:

Resolved, That the resolution passed by this Board, May 13th, 1862, establishing the grade of Court street, between Chestnut street and William street be, and the same is hereby rescinded. Adopted.

Ald. Fish moved a reconsideration of the above.

Motion adopted.

Ald. Fish now moved that the matter be referred to the Street Committee to confer with

the owners of property on the street, and report at the next meeting.
 Motion adopted.

EXECUTIVE.

Ald. Upton presented the following:

To the Honorable the Common Council of the City of Rochester:

GENELEMEN—I hereby respectfully tender my resignation as School Commissioner for the Seventh Ward. **LIBERTY HALL.**
 Rochester, September 8th, 1863.

On motion of Ald. Upton, the resignation was accepted.

Ald. Upton now moved that the Board proceed to ballot for a Commissioner of Common Schools for the Seventh Ward.

Motion adopted.

The Board then ballotted with the following result:

| | |
|-------------------------|----|
| First ballot gave | |
| Edmund R. Ottoway | 11 |
| William Ratt..... | 5 |
| Second ballot gave. | |
| Edmund R. Ottoway..... | 11 |
| William Ratt..... | 5 |
| Third ballot gave | |
| Edmund R. Ottoway..... | 10 |
| William Ratt..... | 6 |
| Fourth ballot gave | |
| Edmund R. Ottoway..... | 10 |
| William Ratt..... | 6 |
| Fifth ballot gave | |
| Edmund R. Ottoway..... | 10 |
| William Ratt..... | 6 |
| Sixth ballot gave | |
| Edmund R. Ottoway..... | 10 |
| William Ratt..... | 6 |
| Seventh ballot gave | |
| Edmund R. Ottoway..... | 8 |
| Chauncey Perry..... | 3 |
| W. I. Hanford..... | 1 |
| Freeman Clarke..... | 1 |
| Wm. I. Hall..... | 2 |
| The T. nth ballot gave | |
| William R. Seward..... | 7 |
| Edmund R. Ottoway..... | 3 |
| Chauncey Perry..... | 1 |
| William Ratt..... | 2 |
| W. C. Storrs..... | 2 |
| — Mulligan..... | 1 |

After several other ballotings without making a choice, on motion of Ald. St. John, further balloting was postponed until the next regular meeting

MISCELLANEOUR.

By Ald. Hebing — Resolved, That Terrance Nolan, Sebastian Stober, Wm. Hassan and Gottfried Steifel have leave to erect Wooden buildings, and that Matthias Kondolf have leave to move Wooden building, in accordance with the prayers of their several petitions, all under the direction of the Fire Marshal. Adopted.

By Ald. Fish—Resolved, That the City Treasurer be and is hereby directed to pay H. N. Curtis, Esq., six hundred and forty-two dollars and fifty cents, for work done on the east end of Main street bridge, and F. Starr, Esq., twenty dollars and fifty-three cents, for work done on the west end of said Main street bridge in accordance with an arrangement made between them and the late Improvement Committee, and charge the same to Main street Bridge Fund.—Adopted.

By Ald. Upton — Resolved, That the assess-

ment roll for the improvement of South street, on the west side from Court to Wood street, be so amended that only so much of the amount of the assessment as is required to pay for improvement.

On motion of Ald. Fish referred to the Improvement Committee.

By Ald. H. G. Moore—Resolved, That the Lamp Committee is hereby directed to contract for fifty lamps and posts. Adopted.

By Ald. O'Maley — Resolved, That the City Clerk draw two orders for two hundred and fifty dollars each, in favor of Thomas Purcell, and payable to his order, one in one year from the 2d day of June, 1863, and one in two years from the 2d day of June, 1863, both with interest from this date; and the City Treasurer is hereby authorized to accept the same in behalf of the City, and charge Clinton street sewer fund.

Adopted all ayes.

By Ald. O'Maley—Resolved, That all proceedings heretofore had by this Board in relation to the extension of Butler Alley be, and the same are hereby rescinded—each party paying its own costs.

Ald. Fish moved to amend by striking out "each party paying its own costs," and inserting "upon Daphna A. Hanvey paying the costs and expenses."

Motion to amend adopted.

As thus amended adopted.

By Ald. O'Maley—Resolved, That the City Clerk draw two orders in favor of D. D. Lynch, one for one hundred and fifty-five dollars, payable to his order, in two years from the 2d day of June, 1863; and one for one hundred and ninety-five dollars, payable to the order of Wm. Fitzgerald, in one year from the 2d day of June, 1863, both with interest from this date; and the City Treasurer is hereby authorized to accept the same in behalf of the city, and charge Joiner street sewer fund.

Adopted—all ayes.

By Ald. St. John—Resolved, That Thomas Moulson be granted a license for the sale of fresh pork, at No. 121 Main street, by said Moulson paying into the City Treasury the sum of twenty-five dollars, said license being from July 1st, 1863, to July 1st, 1864. Adopted.

By Ald. St. John—Resolved, That the Treasurer be and he is hereby authorized to pay C. T. Amsden, for Jesse Peterson, one hundred and fifty dollars, on account of wood for Poor Department, and charge Poor Fund. Adopted.

By Ald. D. D. T. Moore—Resolved, That the contract for the improvement of East street be awarded to David Wagner, and that the Mayor be authorized to sign the same. Adopted.

By Ald. D. D. T. Moore—Resolved, That the Street Committee be and are hereby instructed to introduce an ordinance for repairing the sidewalk on the north side of Tremont street, between High street and the Genesee Valley Canal. Adopted.

By Ald. D. D. T. Moore—Resolved, That the Treasurer remit the tax of J. M. Cornwall, Fifth Ward, and charge erroneous assessment account, in accordance with report of Grievance Committee. Adopted.

By Ald. D. D. T. Moore—Resolved, That the tax assessed upon the property of Paul Englehart, Simon Marx, Ferdinand Seifried and Jos. Beir, for reservoir on the corner of Atwater and Clinton streets, be remitted, and the amount charged to the proper fund, in accordance with report of Grievance Committee.

On motion of Ald. Fish referred to the Fire Department Committee.

Ald. Spencer presented the following:
To the Common Council of the city of Rochester:

GENTLEMEN: By the Treasurer's report made this evening, the Police Fund is good for \$9,023.53. The outstanding liabilities not paid are \$2,300, leaving the fund good at the present time for only \$6,723.53. At this rate the fund will be largely overdrawn at the end of the year. To prevent this there must be some re-trenchment. The whole fund is \$14,000, and at the end of five months more than one-half of the fund is used up.

The Police Committee are determined not to overdraw the fund and leave it in debt at the end of the year. And I know of no way to make the fund hold out, but to recommend a reduction of the number of Policemen. I therefore offer the following resolution, and move its adoption:

By Ald. Spencer—Resolved, That His Honor the Mayor is hereby directed to reduce the number of Policemen to 20. Adopted.

By Ald. Cram—Resolved, That the unsettled matters and accounts between H. N. Curtiss and F. Starr and the city, arising out of the Main street bridge widening, be referred to the Street Committee and City Attorney for adjustment, with power to settle. Adopted.

FINANCE BUDGET.

By Ald. Buell—Resolved, That the Treasurer pay as follows:

CONTINGENT FUND.

| | |
|--|----------|
| Oscar Hulburt, for furnishing refreshments to 650 soldiers | \$162 50 |
| Weed, Parsons & Co., for election laws | 5 30 |
| M. F. Reynolds, for leather duster | 2 75 |
| Brewster & Goss, for cord and tassels | 1 34 |
| Wm. Whitehair, for attending funeral | 4 00 |
| Rochester Gas Light Co., for gas for City Hall | 29 40 |
| Newman's Band, music for Lieut. Klein's funeral | 20 00 |

And charge Contingent Fund.

POLICE FUND.

| | |
|--|---------|
| P. E. Sheridan, 1 month as policeman | \$50 00 |
| A. W. VanSlyck do | 50 00 |
| E. E. Williams, do | 50 00 |
| do 12 days, omitted in July | 19 36 |
| W. J. Rogers, 1 month | 69 36 |
| P. Holleran, do | 59 00 |
| R. L. Swift do | 59 00 |
| W. H. Harvey do | 50 00 |
| Alexr. McLean, do | 50 00 |
| Peter Yost do | 50 00 |
| D. O'Reagan do | 50 00 |
| U. Schmoeker do | 50 00 |
| Charles Young do | 50 00 |
| W. H. Noyes do | 50 00 |
| E. Schooley, do | 50 00 |
| J. Purcell, do | 50 00 |
| E. Jordan, do | 50 00 |
| M. Hyland do | 50 00 |
| Jacob Frank do | 50 00 |
| J. McCruden, do payable to Wm. Mudgett | 50 00 |
| Saml. Brown, do | 50 00 |
| Michl. Tierney do | 50 00 |
| P. Rooney, do | 50 00 |
| Wm. Rogers do | 50 00 |
| John Barry, do | 50 00 |
| Michael Wolf do | 50 00 |
| J. Flaherty, do | 50 00 |
| Chas. F. Squires do | 50 00 |
| F. F. Marshall do | 50 00 |
| Monroe Green, do | 50 00 |
| Frank McAnnally, 17 days, at \$50 per month | 27 42 |
| Hiram Bumphrey, 1 month | 30 00 |
| J. Cullen, half-pay, 1 month | 25 00 |
| William Mudgett, disbursements | 113 02 |
| Rochester Gas Light Co., gas for Watch House | 31 20 |

And charge Police Fund.

BOARD OF HEALTH FUND.

| | |
|--|-------|
| H. A. Blauw, medicine for Hospital | 10 95 |
| A. Green, services as Health Inspector | 35 00 |
| Geo. Moshier, do do do | 35 00 |
| do do disbursements | 6 12 |

| | |
|--|--------|
| Thos. Burns, care of Hospital 2 months | 40 00 |
| do board of small pox patients | 168 85 |

And charge Board of Health Fund.

PARK FUND.

| | |
|--|-------|
| Michael Kinsella, 26 days work in August | 89 00 |
| do disbursements in re-laying sidewalk | 2 00 |
| R. W. Underhill, lumber and labor, building stairs at Brown's Square | 70 71 |

And charge Park Fund.

HIGHWAY FUND.

| | |
|---|--------|
| J. D. Quinn, disbursements for August | 530 00 |
| W. I. Hanford, building crosswalks | 23 84 |
| M. J. Walsh, McAdam on Brown and Buffalo sts. | 81 72 |

And charge Highway Fund.

SEWER REPAIR FUND.

| | |
|---|-------|
| R. A. Hall, for lateral sewers, as per bill | 63 00 |
|---|-------|

And charge Sewer Repair Fund.

POOR FUND.

| | |
|------------------------------|--------|
| J. Howe, bread | 182 12 |
| P. O'Meara & Co., fresh meat | 265 95 |

And charge Poor Fund.

IMPROVEMENT FUNDS.

Also, when there are funds applicable, as follows:

| | |
|---|--------|
| McCormick & Cregan, on their contract for constructing Burns street sewer | 200 00 |
|---|--------|

And charge that Fund.

| | |
|--|--------|
| G. S. Copeland & Co., in full on their contract for constructing sewer in New York Central Railroad, payable to C. T. Amsden | 591 00 |
|--|--------|

And charge that Fund.

| | |
|--|--------|
| D. D. Lynch, on his contract for constructing Joiner street sewer, payable to Benj. McFarlin | 150 00 |
|--|--------|

And charge that Fund.

| | |
|---|--------|
| E. Watson, on his contract for constructing brick walk on South St. Paul street | 500 00 |
|---|--------|

And charge that Fund.

| | |
|---|----------|
| David Wagner, on his contract for Main street improvement | 2,500 00 |
|---|----------|

And charge that Fund.

| | |
|---|-------|
| Owen E. O'Maley, inspecting Main street improvement | 84 00 |
|---|-------|

And charge that Fund.

Adopted—all ayes.

Adjourned.

C. N. SIMMONS, City Clerk.

In Common Council, Sept. 12, 1863.

SPECIAL MEETING.

Present—Ald. Spencer, Cram, Rowley, D. D. T. Moore, St. John, Darrow, Hoffman, O'Maley, H. G. Moore, Upton, Warner, Sidler, Flynn, Hebing and McQuatters.

On motion of Ald. Rowley, His Honor the Mayor was called to the Chair.

The Mayor briefly stated the object of the meeting, saying that with reference to the procurement of substitutes the Committee has about concluded its labors, but the further proceedings should be under direction of the Board. Blanks were carefully prepared, setting forth all the interrogatories to be put to each applicant, that the Committee might understand fully the situation of each. These blanks were given to Aldermen and they have brought in applications from their several wards. In some of the wards there were over sixty cases demanding attention. The Board had set apart but five thousand dollars for this kind of relief, which would be but an insignificant sum to go the relief of so many—say at least three hundred families. If the five thousand dollars

If the efforts to accomplish the object assigned me by your Honorable Committee have not been entirely successful, it is not, I am persuaded, for any lack of diligence on my part. I have done all that was desired by the Provost Marshal General and the evidence was by him pronounced sufficient.

If there is a failure it is that the assurances reported by Mr. Ely to have been made to him by the Provost Marshal General, have not been carried out, but are distinctly repudiated by that officer. I have the honor to be,

Very respectfully,

Your obedient servant,

Rochester, Aug. 31st. C. H. CLARK.

WASHINGTON, Aug. 27, 1863.

To Col. James B. Fry, Provost Marshal General: SIR: The undersigned, at the instance of the city of Rochester, have procured and present you herewith the evidence as required by you in your letter to Gov. Seymour of the 5th inst., in order to be allowed the surplus enlistments over former calls.

We respectfully request that as soon as comparison of names can be made with the muster-rolls on file in the Adjutant General's office, a proper order be issued for the discharge of the drafted men as proposed by you. You will also receive herewith the request of Gov. Seymour that the excess be allowed and credited as suggested in your letter to him. F. CLARKE.
C. H. CLARK.

AN ABSTRACT FROM THE MUSTER ROLLS, SHOWING THE NUMBER OF MEN FURNISHED TO THE UNITED STATES BY THE CITY OF ROCHESTER, N. Y.

| | |
|--|-------|
| 13th Reg't Infantry Vols. (2 years)..... | 561 |
| (To this should be added Capt. Lewis' Company, the muster roll of which can not be found)..... | |
| " Capt. Downey's Company (3 years)..... | 94 |
| " Capt. Benjamin's company (3 years), (the muster-in rolls not found)..... | |
| " *Capt. Abbott..... | |
| 26th Reg't, 2 companies, Capt. Jennings, Capt. Davis (2 years)..... | 132 |
| 27th Reg't, 1 company, Capt. Wanzer (2 years)..... | 85 |
| 83d Reg't, *Capt. Cutler..... | |
| 7th Reg't, 1 company, Capt. O'Reilly (3 years)..... | 14 |
| 89th Reg't, 1 company, Capt. Morrison (3 years)..... | 65 |
| 105th Reg't..... | 203 |
| 108th Reg't..... | 1,038 |
| (Field and staff should be added)..... | |
| 140th Reg't, 1 company, Capt. Imo..... | 745 |
| 151st Reg't, 1 company, Capt. Imo..... | 82 |
| 3d Cavalry, 2 companies..... | 114 |
| (To which must be added two companies mustered since the organization of the regiment, (Capt. Stearns, Capt. Fitzsimons)..... | |
| 6th Cavalry..... | 44 |
| 8th Cavalry..... | 533 |
| 1st Artillery, Capt. Reynolds' company..... | 110 |
| 4th Artillery..... | 21 |
| 11th Artillery..... | 177 |
| Mack's Battery..... | 160 |
| If the four companies whose muster-in rolls are not found be estimated at the minimum of 82 men each, then the number of 328 men added to the above..... | 328 |
| Makes a total result of..... | 4,557 |
| which will be increased by subsequent and other enlistments and detachments that have escaped notice..... | |
| The quotas assigned to the city of Rochester by the State allotment of Gov. Morgan under the two calls for 800,000 each, in the year 1862, are in the aggregate..... | 1,490 |
| No quotas have ever been assigned to cities, towns, or districts within the State of New York under the grand quotas allotted to that State, except as above. Under the two calls of 1861 (75,000 and 500,000), if we estimate the number to be allotted to the city of Rochester by the allotment of 1862, upon the proportion of 6 to 5.75, the number which would have been allotted could not have exceeded the number of 1427 men to be furnished by that city..... | 1,427 |

Making in the aggregate, under all the grand quotas, 2,917

Showing that the patriotism of that city has exceeded the duty called for from it by the General Government by furnishing 1340 men over the number called for—the whole and over one-half more.... 1,640

Copies of the muster-in rolls, duly certified by the Adjutant General of the State of New York, from which this abstract is made, are herewith presented, together with the certificate of the Governor of that State.

Very respectfully,

C. H. CLARK.

*It will be seen that Capt. Abbott's Company of the 13th Regiment, and Capt. Cutler's of the 83d, are not included.

WAR DEPARTMENT,
PROVOST MARSHAL GENERAL'S OFFICE,
WASHINGTON, D. C., Aug. 27, 1863.

Hon. Freeman Clark, M. C., (Rochester, N. Y.,)
Willard's Hotel, Washington, D. C.:

SIR—The proposition contained in my letter to Governor Andrew was made to relieve a case of local hardship, and without any intention of making it general, or supposing that it would be so considered. The numerous applications made by various towns and other small organizations soon satisfied me that it would be difficult, if not impossible, to find any principle of adjustment which would apply to all or even any great number of cases. I was under the impression that the scheme devised and suggested to Governor Seymour and others would be of some practical effect, which was to ascertain the names of men claimed to have been furnished, and compare them with the muster-in rolls on file in the War Department.

In one or two instances where this has been attempted, it is found to be a very extensive labor, and no adequate results have been arrived at, and the time which would be taken up with the claims of all who choose to make them would cause so much delay as to defeat the object in view, and also interfere seriously with other important business.

An earnest and faithful effort has been made to carry out the plan, but the effort has brought in so many difficulties and complications, which I did not foresee, and developed so many obstacles which cannot be overcome, that I am at last compelled to abandon the idea.

I wrote to Governor Andrew under the impression that the matter was one affecting only a limited section, and which could be quickly attended to, but it has so much increased that now, even if the claims of towns could be adjusted, it would almost neutralize the effect of the draft, and to raise men enough from the few towns which admit a deficiency would be impossible.

While I thus frankly admit my inability to do what I contemplated, and give my reasons for it, I can at least ask and hope for acquiescence in a decision which has become unavoidable.

The previous action of towns and counties in excess show that they possess a patriotic sense of the necessity, the absolute necessity of pressing to a victorious conclusion the war upon which we stand or fall as a nation, and of providing men and means for the purpose.

I therefore rely upon their patriotism and their interest in a return of peace and prosperity to abate a little their claims for previous generosity, and, if drafted, to assume cheerfully the honor which awaits them of being the winners of the last victory.

No one appreciates more than I do the pro-

privity of making, and even insisting upon having due credit allowed for the services already rendered, and the sacrifices already endured, but in attempting this it will not do to yield the great point of providing means of making a speedy termination of the war, and a thousand men now may save the necessity of calling for ten thousand in future.

It is proper for me to inform you, also, that the Secretary of War has decided that he has no authority under the law of Congress to deduct the surplus of volunteers which may have been furnished by towns from the quota now ordered by draft from those towns.

I am, sir, very respectfully,
Your obedient servant,
JAMES B. FRY,
Provost Marshal General.

RELIEF TO INDIGENT FAMILIES.

While the time and attention of your committee has nearly to the present moment been occupied more especially with duties connected with the draft, as a matter necessarily to be disposed of at once, and admitting of no delay; nevertheless, the subject of forming and perfecting an unexceptionable, thorough and complete system of affording assistance to the indigent but worthy families of volunteers, secured immediate consideration.

Blank applications were carefully prepared, with interrogations, intended to bring out every fact bearing upon the merit of the applicants, requiring their responses and signatures, and were in form as follows:

APPLICATION FOR RELIEF

Order an Ordinance of the Common Council of the City of Rochester, adopted August 17th, 1863, entitled "An Ordinance to provide Relief under provisions of Chapter 514 of the Laws of New York of 1863."

STATEMENT OF APPLICANT.

My name is.....
My age is.....
I was born in.....
My present residence is.....
What member of your family has entered into the service of the United States?
Is he in such service now?
What is his name and age?
What was his occupation?
When did he enlist?
In what regiment?
In what company?
Names of Colonel and Captain.....
What is your employment?
My family consists of the following persons, aged respectively, to wit:
The total earnings of myself and family per week amount to \$.....
How much are you receiving from time to time from any member of your family now in the United States service?
Do you own real estate, and if so, what is it, and what is its full value?
How much do you owe on it, if anything?
What rent do you pay per week?
Who owns the house you occupy?
Of what does your personal property consist mainly, and how much is it all worth?
Have you any money in any Bank, or loaned to any person, and if so, in what Bank is it, or to whom loaned?
What other sources of income have you, if any, and how much?
Who in your Ward, or in the city, is familiar with your family circumstances?
Dated at Rochester this .. day of .., 186..

To enable the Committee to perform their duties justly, both to the city and to the applicant for aid, a circular and list of interrogations were made and have been forwarded to such officers in the United States service as were respectively indicated by the claimants for aid, and were in form as follows:

MAYOR'S OFFICE, Rochester, N. Y., }
September, 1st, 1863. }
To CAPTAIN, }
Washington, D. C.

DEAR SIR:—The City of Rochester, by an ordinance of the Common Council thereof, under a law of the last Legislature, have provided a fund from which to assist indigent families of volunteers in the service of the United States.

The Relief Committee, having charge of the disbursements to such families, have enclosed you a list of interrogations, to which they desire you to add such answers of fact as will enable them to perform their duties justly, both to the city and the applicants for aid.

Your immediate attention and reply will greatly facilitate and oblige.

Yours, very respectfully,
N. C. BRADSTREET, Mayor.

Is Mr. at the present time a member of your Company? If not at this time a member has he ever been such?

If he has been, but is not now a member, please state why, and when he ceased to be so.....

When and at what place did he enlist?.....

If dead, please state circumstances.....

If a deserter, from what time?.....

What is his age?.....

Does he make remittances to family or friends, and if so, about how often and what amount?.....

What is his rank?.....

Please state any other facts you deem of importance to the committee regarding his person or his family.....

Dated at .. this .. day of .., 186..

(Signed)

To. N. C. BRADSTREET,
Mayor of Rochester, N. Y.

Conscious of the great responsibility and the magnitude of the labor imposed upon them, the Committee desired the individual aid and co-operation of each and every member of the Board, of which fact you were respectfully advised by the following circular:

MAYOR'S OFFICE, ROCHESTER, N. Y. }
September 1st, 1863.

DEA SIR:—The Relief Committee of the Common Council, appointed by an ordinance thereof, Augt. 17th, 1863, entitled "An Ordinance to provide relief for indigent families of Volunteers, and of persons ordered into the service of the United States," have entered upon the discharge of the duties implied, and appreciating their magnitude and the great responsibility involved, they respectfully invoke the earnest cooperation and advice of every member of the Board.

The application for "relief," handed you by the Committee, they trust will receive your personal, prompt and thorough investigation, as your report thereon will at once indicate the merit of the applicant and the obligation of the city.

The applications will be classified into three grades, numbered 1, 2 and 3, respectively. Applications approved by you, as deserving from the necessities and circumstances of the family, the greatest help, you will please endorse No. 1. Those of next importance please endorse No. 2. Those requiring least assistance please endorse No. 3.

Each application, as soon as convenient after your investigation, should be endorsed by you, with such remarks of further explanation as may be deemed of importance to the Relief Committee, and filed at the office of the undersigned for further consideration and final action of such Committee.

On behalf of the Relief Board,
N. C. BRADSTREET, Mayor.

The following is a statement of the transactions under this head so far as the Committee are prepared or deem it advisable to report at this date:

Total number of applications received by Relief Committee, 345.

Total number examined and approved by the Committee, 249, of which 40 are in grade No. 1, 128 in grade No. 2, and 81 in grade No. 3.

For the present the Committee have fixed the weekly payments to families as follows, viz: Those in grade No. 1, \$2 each; grade No. 2, \$1.25 each; grade No. 3, 75 cents each.

A Journal of Record has been prepared for the accounts, of convenient size, each page headed as follows:

GRADE NO. . .

.... entered the service of the U. S. on the day of, 186., in Regiment, Colonel, Company .., Capt. Relief to his family, on the application of his, residing at No. street, has been afforded by the Relief Committee of the Common Council, approved August 17th, 1863, as follows:

Date. Amount. Remarks. Date. Amount. Remarks.

Also a pass book is prepared for each applicant, with the name thereof, Ward, grade and folio of Journal account, plainly and neatly written on the cover.

The number of applications from the respective Wards, which are already approved, is as follows:

| | | | |
|---------------------------|----|-----------------|----|
| 1st Ward, | 4 | 7th Ward, | 13 |
| 2d " | 11 | 8th " | 12 |
| 3d " | 21 | 9th " | 20 |
| 4th " | 19 | 10th " | 21 |
| 5th " | 30 | 11th " | 30 |
| 6th and 13th Wards, | 40 | 12th " | 28 |

Total,

Payments were made on most of the foregoing applications on Saturday last at the desk of the Clerk in the Common Council Chamber.

The applications on file with the Committee, yet unapproved, will be investigated and completed during the present week, and on Saturday next it is expected every meritorious applicant will receive assistance.

The following is a statement of the total disbursements made and expenses incurred by your Committee in the discharge of the duties imposed upon them by your Honorable Body:

| | |
|---|-------------|
| Total amount paid to drafted persons | \$57,655 00 |
| Paid Hon. Alfred Ely, services and expenses to procure credit upon the draft | 200 00 |
| Paid C. H. Clark, do do do | 200 00 |
| " Curtis, Butts & Co. printing | 62 40 |
| " A. Strong & Co., printing | 19 75 |
| " C. D. Tracy & Co., do | 39 60 |
| " Adolph Nolte, do | 16 00 |
| " Rochester Courier Office, printing | 15 75 |
| " Benton & Andrews, blank book | 15 25 |
| " E. Darrow & Bro. pass books | 25 87 |
| " J. C. O'Brien, services filling applications | 12 00 |
| " A. K. Amstden, do do do | 5 00 |
| " J. O. Fisher, do do do | 2 00 |
| " Wm. A. Genter, do do do | 5 00 |
| " Jas. Cochrane, do do do | 2 00 |
| " Joseph Felix, do examining do | 5 00 |
| " A. K. Cutler, do visiting Albany | 27 44 |
| " H. C. Daniels, do searching records | 12 00 |
| " Incidental disbursements by the Committee for Revenue Stamps, postage, telegraphing, &c. | 272 23 |
| " N. F. Hilton, clerk hire | 50 00 |

Total,

Your Committee in concluding their report felicitate themselves upon having discharged

their at times perplexing and arduous duties with an unity of sentiment and harmony of action which justifies them in the belief that this exhibit of their proceedings will not only bear the test of public scrutiny, but also receive the sanction and meet the approbation of your honorable body.

While the tone of public sentiment, adjusted by fair and free discussion, has afforded the basis of action in the high trust committed to the charge of your Committee, a sense of personal responsibility has predominated in every act of detail, and the satisfaction of having conscientiously performed their duties, and of meeting your approval will amply reward.

We have the honor to be,

Your obedient servants,
 N. C. BRADSTREET,
 A. CRAM,
 H. A. PALMER,
 D. D. T. MOORE,
 HENRY HEBBING,
 JOHN WILLIAMS,
 EDWIN TAYLOR,
 PATRICK BARRY,
 J. C. COCHRANE,

Rochester, Sept. 22, 1863. Committee.

Ald. Cram, from the Street Committee, reported in favor of the bills of Curtis, Butts & Co., J. D. Walsh and W. I. Hanford. Finance Committee.

Ald. Spencer, from the Police Committee, reported in favor of the bills of J. Wegman, Wm. Mudgett, S. M. Sherman, F. Moser & Co., and Curtis, Butts & Co. Finance Committee.

Ald. H. G. Moore reported in favor of the bill of the Rochester Gas Company. Finance Committee.

Ald. Palmer, from the Sewer Committee, reported in favor of the estimates of D. D. Lynch, McConnell & Jones, D. Wagner, Thos. Purcell, F. C. Lauer, John Green, J. Crammond, Peter Gomo, V. Foehner. Finance Committee.

Ald. Darrow reported in favor of the salaries of the city officers, and bills of J. C. Moore, M. Briggs, Congress Hall, Boehm & Alexander, and C. T. Amstden. Finance Committee.

Ald. St. John, from the Poor Committee, reported in favor of the bills of J. Cline, H. Banker, City Physicians, Wm. Niven, Klem & Sons, Henry Bender, B. Minges and M. Weigel. Finance Committee.

ORDINANCES.

REPAIRING CLINTON STREET WALKS.

By Ald. Cram—Resolved, That the City Surveyor ascertain and report to this Board the expense of repairing the plank sidewalk on each side of Clinton street, from the New York Central Railroad to the north line of the city. Adopted.

The Surveyor submitted such estimate at \$1,053. By Ald. Cram—Resolved, That the following improvement is expedient, viz: Repairing the plank sidewalk on each side of Clinton street, from the New York Central Railroad to the north line of the city.

And whereas, The City Surveyor, under the direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$1,053, which estimate is hereby approved:

Resolved, further, That the following portion of said city is deemed benefited and proper to be assessed for the whole expense thereof, namely: "One tier of lots on each side of Clinton street, from the New York Central Railroad to the north line of the city." And the Clerk is hereby directed to publish notice in pursuance of section 165 of the City Charter, that all persons interested in the subject matter of said improvement, are required to attend the Common Council on Tuesday evening, October the 6th, 1863, at half-past 7 o'clock, at the Common Council Hall, when allegations will be heard. Adopted.

REPAIRING BROWN STREET WALK.

By Ald. Cram—Resolved, That the City Surveyor ascertain and report to this Board the expense of repairing the plank walk on the south side of Brown street, from Kent street to Warehouse street. Adopted.

The Surveyor submitted such estimate at \$85.
By Ald. Cram—Resolved, That the following improvement is expedient, viz: Repairing the plank walk on the south side of Brown street, from Kent street to Warehouse street.

And Whereas, The City Surveyor, under the direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$85, which estimate is hereby approved.

Resolved, further, That the following portion of said city is deemed benefited and proper to be assessed for the whole expense thereof, viz: "One tier of lots on the south side of Brown street, from Kent street to Warehouse street."

And the Clerk is hereby directed to publish notice in pursuance of section 165 of the City Charter, that all persons interested in the subject matter of said improvement, are required to attend the Common Council on Tuesday evening, October the 6th, 1863, at half-past seven o'clock, at the Common Council Hall, when allegations will be heard. Adopted.

REPAIRING UNION ST. WALKS.

By Ald. Cram—Resolved, That the City Surveyor ascertain and report to this Board the expense of repairing the plank walk on each side of Union st. from East Avenue to Monroe Avenue. Adopted.

The Surveyor submitted such estimate at \$520 00.
By Ald. Cram—Resolved, That the following improvement is expedient, viz: repairing the plank walk on each side of Union st. from East Avenue to Monroe Avenue.

And Whereas, The City Surveyor, under the direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$520, which estimate is hereby approved.

Resolved, further, That the following portion of said city is deemed benefited and proper to be assessed for the whole expense thereof, namely:

"One tier of lots on each side of Union st. from East Avenue to Monroe Avenue."

And the Clerk is hereby directed to publish notice in pursuance of section 165 of the City Charter, that all persons interested in the subject matter of said improvement, are required to attend the Common Council on Tuesday evening, Oct. the 6th, 1863, at half-past seven o'clock, at the Common Council Hall, when allegations will be heard. Adopted.

REPAIRING WILLIAM ST. WALKS.

By Ald. Cram—Resolved, That the City Surveyor ascertain and report to this Board the expense of repairing the plank walk on each side of William st. from East Avenue to Monroe Avenue. Adopted.

The Surveyor submitted such estimate at \$423 00.
By Ald. Cram—Resolved, That the following improvement is expedient, viz: repairing the plank walk on each side of William st. from East Avenue to Monroe Avenue.

And whereas, The City Surveyor, under the direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$423,00 which estimate is hereby approved;

Resolved, further, That the following portion of said city is deemed benefited and proper to be assessed for the whole expense thereof, namely:

"One tier of lots on each side of William st. from East Avenue to Monroe Avenue."

And the Clerk is hereby directed to publish notice, in pursuance of section 165 of the City Charter, that all persons interested in the subject matter of said improvement are required to attend the Common Council on Tuesday evening, October the 6th, 1863, at half-past seven o'clock, at the Common Council Hall, when allegations will be heard. Adopted.

REPAIRING EXCHANGE STREET WALKS.

By Ald. Cram—Resolved, That the City Surveyor ascertain and report to this Board the expense of repairing the side walk on the west side of Exchange street, from the Erie Canal to Spring street, in front of lots 42, 46 and 48 in the 100 acre tract, and from Troup street to the north line of C. J. Hayden's lot. Adopted.

The Surveyor submitted such estimate at \$110.
By Ald. Cram—Resolved, That the following improvement is expedient, viz: Repairing the side walk on the west side of Exchange street from the Erie Canal to Spring street, in front of lots 42, 46 and 48 in the 100 acre tract, and from Troup street to the north line of C. J. Hayden's lot.

And Whereas, The City Surveyor, under the direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$110, which estimate is hereby approved.

Resolved—further, That the following portion of said city is deemed benefited and proper to be assessed for the whole expense thereof, viz:

"One tier of lots on the west side of Exchange street

from the Erie Canal to Spring street, lots 42, 46 and 48 in the 100 acre tract, and from Troup street to the north line of C. J. Hayden's lot."

And the Clerk is hereby directed to publish notice in pursuance of section 165 of the City Charter, that all persons interested in the subject matter of said improvement, are required to attend the Common Council on Tuesday evening, October the 6th, 1863, at half-past 7 o'clock, at the Common Council Hall, when allegations will be heard. Adopted.

REPAIRING COURT STREET WALK.

By Ald. Cram—Resolved, That the City Surveyor ascertain and report to this Board the expense of repairing the plank walk on each side of Court street from William street to Union street. Adopted.

The Surveyor submitted such estimate at \$245.
By Ald. Cram—Resolved, That the following improvement is expedient, viz: Repairing the plank walk on each side of Court street, from William street to Union street.

And Whereas, The City Surveyor under the direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$245, which estimate is hereby approved.

Resolved, further, That the following portion of said city is deemed benefited, and proper to be assessed for the whole expense thereof, namely:

"One tier of lots on each side of Court street, from William street to Union street."

And the Clerk is hereby directed to publish notice in pursuance of section 165 of the City Charter, that all persons interested in the subject matter of said improvement, are required to attend the Common Council on Tuesday evening, October 6th, 1863, at half-past 7 o'clock, at the Common Council Hall, when allegations will be heard. Adopted.

REPAIRING ALLEN STREET WALKS.

By Ald. Cram—Resolved, That the City Surveyor ascertain and report to this Board the expense of repairing the plank walk on the north side of Allen street, from the Erie Canal Bridge to Brown street. Adopted.

The Surveyor submitted such estimate at \$98.
By Ald. Cram—Resolved, That the following improvement is expedient, viz: Repairing the plank walk on the north side of Allen street, from the Erie Canal bridge to Brown street.

And Whereas, The City Surveyor, under the direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$98 00, which estimate is hereby approved:

Resolved, further, That the following portion of said city is deemed benefited and proper to be assessed for the whole expense thereof, namely:

"One tier of lots on the north side of Allen street, from the Erie canal bridge to Brown street."

And the Clerk is hereby directed to publish notice in pursuance of section 165 of the City Charter, that all persons interested in the subject matter of said improvement, are required to attend the Common Council on Tuesday evening, Oct. the 6th, 1863, at half-past seven o'clock, at the Common Council Hall, when allegations will be heard. Adopted.

REPAIRING A WALK ON WASHINGTON STREET.

On motion of Ald. Cram the Board proceeded to hear allegations in relation to the improvement described in the ordinance below:

No person appearing to make allegations,
Ald. Cram submitted the following:

An ordinance to repair the walk in front of lot No. 184 on the west side of North Washington street.

The Common Council of the City of Rochester do ordain and determine that the brick sidewalk in front of lot No. 184 on the west side of North Washington street shall be repaired.

And the whole expense shall be defrayed by an assessment upon the owners and occupants of houses and lands to be benefited thereby, and the City Surveyor, under the direction of this Board, having made an estimate of such expense, and reported the same at seventy seven dollars, which estimate was and is hereby approved; the sum of seventy seven dollars, being the whole amount of the estimate aforesaid, shall be assessed upon such owners and occupants. And the portion of said city which said Common Council deem will be benefited by said improvement is described as follows:

"Lot No. 184 on the west side of North Washington street," on which above described portion of the city the said sum of seventy-seven dollars is hereby ordered to be assessed.

And David McKay, Francis Dana, and Jared Coleman, the assessors of said city, not interested in any of the property so benefited, and not of kin to any person so interested, are hereby designated and directed to make an assessment upon all the owners and occupants of lands and houses within the portion or part of said city so designated, of the said amount of expense, in proportion, as nearly as may be, to the advantage which each shall be deemed to acquire by the making of said improvement; and the said assessors are hereby notified to meet for this purpose, on Saturday, the 26th day of September, 1863, at

nine o'clock in the forenoon, at the office of the City Clerk.

Passed by the following vote:

All ayes—19.

REPAIRING WALKS AND CONSTRUCTING RAILING ON WEST AVENUE.

On motion of Ald. Cram the Board proceeded to hear allegations in relation to the improvement described in the ordinance below:

No person appearing to make allegations,

Ald. Cram submitted the following:

An ordinance to repair walks and construct railings on West Avenue.

The Common Council of the City of Rochester do ordain and determine as follows: a wooden railing shall be constructed and the side walk repaired on the south side of West Avenue from a point 84 feet west of Prospect st. to Park Place, and from John Carroll's grocery to Favor st.

And the whole expense shall be defrayed by an assessment upon the owners and occupants of houses and lands to be benefited thereby, and the City Surveyor, under the direction of this Board, having made an estimate of such expense, and reported the same at \$40.00, which estimate was and is hereby approved, the sum of \$40.00, being the whole amount of the estimate aforesaid, shall be assessed on such owners and occupants. And the portion of said city which said Common Council deem will be benefited by said improvement is described as follows:

"One tier of lots on the south side of West Avenue from a point 84 feet east of Prospect st. to Park Place, and from John Carroll's grocery to Favor st.," on which above described portion of the city, the said sum of \$40.00 is hereby ordered to be assessed.

And David McKay, Francis Dana and Jared Coleman, the assessors of said city, not interested in any of the property so benefited, and not of kin to any person so interested, are hereby designated and directed to make an assessment upon all the owners and occupants of lands and houses within the portion or part of said city so designated, of the said amount of expense, in proportion, as nearly as may be, to the advantage which each shall be deemed to acquire by the making of said improvement; and said assessors are hereby notified to meet for this purpose on Saturday, the 26th day of Sept., 1883, at nine o'clock in the forenoon, at the office of the City Clerk.

Passed by the following vote:

All ayes—19.

REPAIRING WALKS ON TREMONT STREET.

On motion of Ald. Cram the Board proceeded to hear allegations in relation to the improvement described in the ordinance below:

No person appearing to make allegations,

Ald. Cram submitted the following:

An ordinance to repair Tremont st. walks from Plymouth Avenue to High st.

The Common Council of the City of Rochester do ordain and determine as follows: the plank walk on each side of Tremont st. shall be repaired from Plymouth Avenue to High st.

And the whole expense shall be defrayed by an assessment upon the owners and occupants of houses and lands to be benefited thereby, and the City Surveyor, under the direction of this Board, having made an estimate of such expense, and reported the same at \$800, which estimate was and is hereby approved; the sum of \$800 being the whole amount of the estimate aforesaid, shall be assessed on such owners and occupants. And the portion of said city which said Common Council deem will be benefited by said improvement is described as follows:

"One tier of lots on each side of Tremont st. from Plymouth Avenue to High st.," on which above described portion of the city the said sum of \$800 is hereby ordered to be assessed.

And David McKay, Francis Dana and Jared Coleman the assessors of said City, not interested in any of the property so benefited, and not of kin to any person so interested, are hereby designated and directed to make an assessment upon all the owners and occupants of lands and houses within the portion or part of said city so designated, of the said amount of expense, in proportion, as nearly as may be, to the advantage which each shall be deemed to acquire by the making of said improvement; and said assessors are hereby notified to meet for this purpose, on Saturday, the 26th day of Sept., 1883, at nine o'clock in the forenoon, at the office of the City Clerk.

Passed by the following vote:

All ayes—19.

CONSTRUCTING A RAILING AT THE EAST END OF ALLEN STREET BRIDGE.

On motion of Ald. Cram, the Board proceeded to hear allegations in relation to the improvement described in the ordinance below.

No person appearing to make allegations,

Ald. Cram submitted the following:

An ordinance to construct a railing on the walls at the east end of Allen street bridge.

The Common Council of the city of Rochester do ordain and determine as follows:

A wooden railing shall be constructed on the walls at the east end of Allen street bridge.

And the whole expense shall be defrayed by an assessment upon the owners and occupants of houses and lands to be benefited thereby, and the City Surveyor, under the direction of this Board, having made an estimate of such expense and reported the same at \$40, which estimate was and is hereby approved; the sum of \$40, being the whole amount of the estimate aforesaid, shall be assessed on such owners and occupants. And the portion of said city which said Common Council deem will be benefited by said improvement is described as follows:

Lots 5, 6, 55 and 51 on Allen street, near the Canal bridge.

On which above described portion of the city the said sum of \$40 is hereby ordered to be assessed.

And David McKay, Francis Dana and Jared Coleman, the assessors of said city, not interested in any of the property so benefited, and not of kin to any person so interested, are hereby designated and directed to make an assessment upon all the owners and occupants of lands and houses within the portion or part of said city so designated, of the said amount of expense, in proportion, as nearly as may be, to the advantage which each shall be deemed to acquire by the making of such improvement; and said assessors are hereby notified to meet for this purpose, on Saturday, the 26th day of September, 1883, at nine o'clock in the forenoon, at the office of the City Clerk.

Passed by the following vote:

All ayes—19.

REPAIRING BROWN STREET WALKS.

On motion of Ald. Cram the Board proceeded to hear allegations in relation to the improvement described in the ordinance below:

No person appearing to make allegations,

Ald. Cram submitted the following:

An Ordinance to repair the walks on Brown street, from Jones street to State street.

The Common Council of the city of Rochester do ordain and determine as follows: the plank walks on each side of Brown street shall be repaired from Jones street to State street.

And the whole expense shall be defrayed by an assessment upon the owners and occupants of houses and lands to be benefited thereby, and the City Surveyor, under the direction of this Board, having made an estimate of such expense and reported the same at \$286, which estimate was and is hereby approved; the sum of \$286, being the whole amount of the estimate aforesaid, shall be assessed on such owners and occupants. And the portion of said city which said Common Council deem will be benefited by said improvement is described as follows:

"One tier of lots on each side of Brown street from Jones street to State street," on which above described portion of the city the said sum of \$286 is hereby ordered to be assessed.

And David McKay, Jared Coleman, and Francis Dana, the assessors of said city, not interested in any of the property so benefited, and not of kin to any person so interested, are hereby designated and directed to make an assessment upon all the owners and occupants of lands and houses within the portion or part of said city so designated, of the said amount of expense, in proportion, as nearly as may be, to the advantage which each shall be deemed to acquire by the making of said improvement; and said assessors are hereby notified to meet for this purpose, on Saturday, the 26th day of September, 1883, at nine o'clock in the forenoon, at the office of the City Clerk.

Passed by the following vote:

All ayes—19.

REPAIRING ALLEN AND KENT STREET WALKS.

On motion of Ald. Cram the Board proceeded to hear allegations in relation to the improvement described in the ordinance below:

No person appearing to make allegations

Ald. Cram submitted the following:

An ordinance to repair Allen and Kent street, walks from the east line of lot 81 on the north side of Allen street to Platt street.

The Common Council of the City of Rochester do ordain and determine as follows: The plank walk on the north side of Allen and on the east side of Kent street, shall be repaired, from the east line of lot No. 81 on the north side of Allen street to Platt street.

And the whole expense shall be defrayed by an assessment upon the owners and occupants of houses and lands to be benefited thereby, and the City Surveyor, under the direction of this Board, having made an estimate of such expense, and reported the same at \$130 which estimate was and is hereby approved; the sum of \$130 being the whole amount of the estimate aforesaid, shall be assessed on such owners and occupants. And the portion of said city which said Common Council deem will be benefited by said improvement is described as follows:

"One tier of lots on the north side of Allen street and the east side of Kent street from the east line of lot No. 81 on the north side of Allen street, to Platt street on

which above described portion of the city, the said sum of \$130 is hereby ordered to be assessed.

And David McKay, Francis Dana and Jared Coleman, the assessors of said city, not interested in any of the property so benefited, and not of kin to any person so interested, are hereby designated and directed to make an assessment upon all the owners and occupants of lands and houses within the portion or part of said city so designated, of the said amount of expense, in proportion, as nearly as may be, to the advantage which each shall be deemed to acquire by the making of said improvement; and said assessors are hereby notified to meet for this purpose on Saturday, the 26th day of September, 1863, at nine o'clock in the forenoon, at the office of the City Clerk.

Passed by the following vote:
All ayes—19.

REPAIRING JONES STREET WALKS.

On motion of Ald. Cram the Board proceeded to hear allegations in relation to the improvement described in the ordinance below:

No person appearing to make allegations,

Ald. Cram submitted the following:

An ordinance to repair the plank walks on the west side of Jones street from Centre street to Brown street, and on the East side from Centre street to Platt street.

The Common Council of the City of Rochester do ordain and determine as follows: The plank walk on the west side of Jones street shall be repaired from Centre street to Brown street, and on the east side from Centre street to Platt street.

And the whole expense shall be defrayed by an assessment upon the owners and occupants of houses and lands to be benefited thereby, and the City Surveyor, under the direction of this Board having made an estimate of such expense, and reported the same at \$284, which estimate was and is hereby approved; the sum of \$284, being the whole amount of the expense aforesaid, shall be assessed on such owners and occupants. And the portion of said city which said Common Council deem will be benefited by said improvement is described as follows:

“One tier of lots on the west side of Jones street from Centre street to Brown street, and one tier of lots on the east side of Jones street from Centre street to Platt street” on which above described portion of the city the said sum of \$284 is hereby ordered to be assessed.

And David McKay, Francis Dana and Jared Coleman, the assessors of said city, not interested in any of the property so benefited, and not of kin to any person so interested, are hereby designated and directed to make an assessment upon all the owners and occupants of lands and houses within the portion or part of said city so designated, of the said amount of expense, in proportion as nearly as may be, to the advantage which each shall be deemed to acquire by the making of said improvement; and said assessors are hereby notified to meet for this purpose, on Saturday, the 26th day of September, 1863, at nine o'clock in the forenoon, at the office of the City Clerk.

Passed by the following vote:

All ayes—19.

IMPROVING HAND STREET.

By Ald. Warner—Resolved, That the City Surveyor ascertain and report to this Board the expense of the improvement of Hand street, from St. Paul street to the east line of St. Bridget's Church lot, by grading the same and constructing a plank sidewalk six feet wide on each side thereof.

The Surveyor submitted such estimate at \$830.00.

By Ald. Warner—Resolved, That the following improvement is expedient, viz: The grading of Hand street, from St. Paul street to the east line of St. Bridget's Church lot, and constructing a plank walk six feet wide on each side.

And whereas, The City Surveyor, under the direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$830.00, which estimate is hereby approved.

Resolved, further, That the following portion of said city is deemed benefited and proper to be assessed for the whole expense thereof, namely:

One tier of lots on each side of Hand street, from St. Paul street to the east line of St. Bridget's Church lot.

And the Clerk is hereby directed to publish notice in pursuance of section 165 of the City Charter, that all persons interested in the subject matter of said improvement are required to attend the Common Council on Tuesday evening, Oct. the 6th, 1863, at 7½ o'clock, at the Common Council Hall, when allegations will be heard.

Adopted.

CONSTRUCTING WALKS ON SPRING STREET.

By Ald. Warner—Resolved, That the City Surveyor ascertain and report to this Board the expense of constructing a plank sidewalk, five feet four inches wide, on each side of Spring street, from High street to Ford street. Adopted.

The Surveyor submitted such estimate at \$290.

By Ald. Warner—Resolved, That the following improvement is expedient, viz: The construction of a plank sidewalk, five feet four inches wide, on each side of Spring street, from High street to Ford street.

And whereas, The City Surveyor, under the direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$290, which estimate is hereby approved.

Resolved, further, That the following portion of said city is deemed benefited and proper to be assessed for the whole expense thereof, namely:

One tier of lots on the east side of Spring street, from High street to Ford street.

And the Clerk is hereby directed to publish notice in pursuance of section 165 of the City Charter, that all persons interested in the subject matter of said improvement, are required to attend the Common Council on Tuesday evening, Oct. the 6th, 1863, at 7½ o'clock, at the Common Council Hall, when allegations will be heard.—Adopted.

PLANK WALK ON WENTWORTH STREET.

On motion of Ald. Warner, the Board proceeded to hear allegations in relation to the improvement described in the ordinance below:

No person appearing to make allegations,

Ald. Warner submitted the following:

An ordinance to construct a plank side walk, four feet wide, on Wentworth street.

The Common Council of the city of Rochester do ordain and determine as follows:

A plank side walk, four feet wide, shall be constructed on the east side of Wentworth street, from West Avenue to Burns street.

And the whole expense shall be defrayed by an assessment upon the owners and occupants of houses and lands to be benefited thereby, and the City Surveyor, under the direction of this Board, having made an estimate of such expense, and reported the same at \$100.00, which estimate was and is hereby approved. The sum of \$100.00, being the whole amount of the estimate aforesaid, shall be assessed on such owners and occupants. And the portion of said city which said Common Council deem will be benefited by said improvement is described as follows:

One tier of lots on the east side of Wentworth street, from West Avenue to Burns street.

On which above described portion of the city the said sum of \$100 is hereby ordered to be assessed.

And David McKay, Francis Dana and Jared Coleman, the Assessors of said city, not interested in any of the property so benefited, and not of kin to any person so interested, are hereby designated and directed to make an assessment upon all the owners and occupants of lands and houses within the portion or part of said city so designated, of the said amount of expense, in proportion, as nearly as may be, to the advantage which each shall be deemed to acquire by the making of said improvement; and said Assessors are hereby notified to meet for this purpose, on Saturday, the 26th day of Sept. 1863, at nine o'clock in the forenoon, at the office of the City Clerk.

Passed by the following vote:
All ayes—19.

MOUNT HOPE AVENUE IMPROVEMENT.

On motion of Ald. Warner, the Board proceeded to hear allegations in relation to the improvement described in the ordinance below:

No person appearing to make allegations,

Ald. Warner submitted the following:

An ordinance to improve Mount Hope Avenue, from Cypress street to the alley on the west side, nearly opposite E. Barry's house.

The Common Council of the city of Rochester do ordain and determine as follows: Mount Hope Avenue, from Cypress street to the alley on the west side, nearly opposite P. Barry's house, shall be improved by grading the roadway and sidewalks, setting a curb of Medina stone on each side, and paving the gutters five feet wide with cobble stone.

And the whole expense shall be defrayed by an assessment upon the owners and occupants of houses and lands to be benefited thereby, and the City Surveyor, under the direction of this Board, having made an estimate of such expense, and reported the same at \$2,300, which estimate was and is hereby approved; the sum of \$2,300, being the whole amount of the estimate aforesaid, shall be assessed on such owners and occupants. And the portion of said city which said Common Council deem will be benefited by said improvement is described as follows: “One tier of lots on each side of Mt. Hope Avenue, from Cypress street to the alley on the west side, nearly opposite P. Barry's house,” on which above described portion of the city the said sum of \$2,300 is hereby ordered to be assessed.

And the tax-payers to be assessed for making such improvement may, by paying interest, hereinafter provided, on the amount assessed to them individually, pay their assessments in three equal payments, as follows: One-third of the amount assessed within three months after the confirmation of the assessment roll, without interest; one-third of the amount, with interest at the rate of seven per cent. per annum, within one year from the confirmation of said roll; and the remaining one-third, with interest at the same rate, within two years from the confirmation of such roll.

And David McKay, Francis Dana and Jared Coleman, the assessors of said City not interested in any of the property so benefitted, and not of kin to any person so interested, are hereby designated and directed to make an assessment upon all the owners and occupants of lands and houses within the portion or part of said City, so designated, of the said amount of expense, in proportion, as nearly as may be, to the advantage which each shall be deemed to acquire by the making of said improvement; and said assessors are hereby notified to meet for this purpose, on Saturday, the 26th day of September, 1863, at nine o'clock in the forenoon, at the office of the City Clerk.

Passed by the following vote:
 Ayes—Ald. Spencer, Cram, Darling, Rowley, St. John, Darrow, Bromley, Warren, O'Maley, H. G. Moore, Upton, Fish, Warner, Palmer, Ernst, Chapman, Sidler, Hebing, McQuatters—19.
 Nays—None.

EXTENDING THE ARCH OVER THE RACE.

By Ald. Fish—Resolved, That the City Surveyor ascertain and report to this Board the expense of extending the arch over the race at Water street, from the present arch to the south line of Main street. Adopted.

The Surveyor submitted such estimate at \$550.
 By Ald. Fish—Resolved, That the following improvement is expedient, viz: The extension of the arch on Main street over the race at Water street from the present arch to the south line of the street.

And whereas, The City Surveyor, under the direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$550.00, which estimate is hereby approved;

Resolved, further, That the following portion of said city is deemed benefitted and proper to be assessed for the whole expense thereof, namely:

"All of the water lots on each side of the mill race in Water street, from Main street to the Erie Canal."

And the Clerk is hereby directed to publish notice in pursuance of section 165 of the City Charter, that all persons interested in the subject matter of said improvement, are required to attend the Common Council on Tuesday evening, Oct. 6th, 1863, at half-past 7 o'clock at the Common Council Hall, when allegations will be heard.
 Adopted.

ALLEN STREET SEWER.

Ald. Palmer presented the final ordinance for constructing a sewer in Allen street from Elizabeth street to State street, and after allegations had been heard from all persons appearing, said ordinance was lost by the following vote:

Nays—Ald. Spencer, Cram, Darling, Rowley, St. John, Darrow, Bromley, Warren, O'Maley, Warner, Palmer, Ernst, Sidler, Hebing—14.

Ayes—Ald. H. G. Moore, Upton, Fish, Chapman, McQuatters—5.

ASSESSMENTS.

Ald. Warner presented the assessment roll for a plank walk on the north side of Wilder street, from Grape street to Orchard street, and after an opportunity had been given for appeals to be heard, said roll was confirmed by the following vote:

All ayes—19.

Ald. O'Maley presented the assessment roll for a sewer in Main street, from a point 17 feet west of the west line of Minerva alley to a point about 20 feet west of the west crosswalk at St. Paul street, and after an opportunity had been given for appeals to be heard, said roll was confirmed by the following vote:

All ayes—19.

Ald. Warner presented the assessment roll for improving Lawrence street, from East Avenue to Charlotte street, with the following communication from the Assessors:

To the Common Council:

GENTLEMEN—We return the assessment roll for the improvement of Lawrence street without alteration, Mr. Hiram Sibley having deeded the narrow strip of land on the east side of said street to the city, as will appear by a deed deposited with the City Attorney.

Yours respectfully,

D. MCKAY,

F. DANA,

Assessors.

Ald. Warner now moved that the next regular meeting, October 6th, be fixed when appeals therefrom will be heard.

Motion adopted.

EXECUTIVE.

On motion of Ald. Rowley the Board proceeded to ballot for a Commissioner of Common Schools for the 7th Ward, with the following result:

| | 1st ballot. | 2d ballot. | 3d ballot. | 4th ballot. |
|-------------------|----------------|---------------|---------------|----------------|
| Chauncey Perry.. | 8 | 9 | 13 | 13 |
| William Ratt.... | 6 | 5 | 3 | 1 |
| E. R. Ottoway... | 5 | 4 | 4 | 4 |
| Bill Babcock..... | - | 1 | - | - |

Chauncey Perry was declared appointed.

MISCELLANEOUS.

By Ald. Hebing—Resolved, That the Street Committee are hereby requested to introduce an ordinance at the next regular meeting of this Board for the repair of the sidewalk on the west side of South Avenue, below Jefferson and Gregory streets. Adopted.

By Ald. McQuatters—Resolved, That Edward Backus and George N. Hotchkin be permitted to lay a flag stone walk in front of their premises on Mt. Hope Avenue, in lieu of the plank walk lately ordered by this Board, provided they obtain the consent of the contractor. Adopted.

By Ald. Chapman—Resolved, That the streets heretofore called Riley street and University avenue be hereafter known and called University avenue from North street to the city line, and that the City Superintendent cause the signs to be changed accordingly. Adopted.

By Ald. Palmer—Resolved, That the Sewer Committee be instructed and directed to enter into a contract with David Wagner at once for the construction of a sewer in Main street. Adopted.

By Ald. Palmer—Resolved, That the City Clerk draw two orders for one hundred and fifty dollars each in favor of Thomas Purcell, and payable to his order, one in one year from the twenty-second day of September, 1863, and one in two years from the twenty-second day of September, 1863, both with interest, and the City Treasurer is hereby authorized to accept the same in behalf of the city and charge Clinton street sewer fund.

Adopted—all ayes.

By Ald. Palmer—Resolved, That the City Clerk draw two orders for three hundred and fifty dollars each, in favor of Frederick C. Lauer and payable to the order of Ward & Bro., one in one year from the 22d day of September, 1863, and one in two years from the 22d of September, 1866, both with interest and the City Treasurer is hereby authorized to accept the same in behalf of the City, and charge Nassau and St. Joseph streets Outlet sewer Fund.

Adopted all ayes.

By Ald. Palmer—Resolved, That the City Clerk draw two orders for one hundred and fifty dollars each, in favor of D. D. Lynch and payable to his order, one in one year from the 22d day of September, 1863, and one in two years from the 22d day of September, 1863, both with interest, and the City Treasurer is hereby authorized to accept the same in behalf of the City, and charge Joiner street sewer Fund.

Adopted all ayes.

By Ald. Palmer—Resolved, That the City Clerk draw two orders for five hundred dollars

each, in favor of McConnell and Jones and payable to their order, one in one year from the 22d of September, 1863, and one in two years from the 22d day of September, 1863, both with interest, and the City Treasurer is hereby authorized to accept the same in behalf of the City and charge Buffalo street sewer Fund.

Adopted all ayes.

By Ald. Warner—Resolved, That the interest due from Louisa Warde, wife of Geo. Warde of the city of Rochester, for sales of back taxes, purchased by the city be under the circumstances, remitted, and that the City Treasurer be and is hereby directed to give, the said Louisa Warde, a receipt in full for the taxes aforesaid, on her paying the principal amount due thereon as assessed with the cost added less the interest.

On motion of Ald. Upton, referred to the City Attorney.

By Ald. H. G. Moore—Resolved, That the Lamp Committee is hereby authorized to locate a public lamp on the north side of Main st., opposite Lancaster street. Adopted.

Ald. Warren presented the resignation of John Nilligan as Inspector of Elections for the 5th Ward and moved its acceptance.

Motion adopted.

By Ald. Warren—Resolved, That all interest of the city of Rochester in Lot No. 13, E. Johnson's subdivision, west side St. Paul street, arising out of, or by virtue of any tax sale, or sales, or certificates, be sold and assigned to Oothout & Burtiss on payment of the sums due on such sales, or certificates, and that the Mayor execute the necessary papers. Adopted.

Ald. Fish moved that the City Attorney be directed to prosecute all persons reported to him by the proper persons for fast driving over the crosswalks, or river bridges in this City, and that the Mayor be directed to employ a person to watch at Andrews, Court, and Clarissa st. bridges, and the fines that may be collected shall be placed to the credit of the Police fund.

Ald. Rowley moved that the whole subject be postponed until the next regular meeting.

Motion adopted.

By Ald. Darrow — Whereas the Common Council of the City of Rochester, have learned that Capt. John McMahon, of the 94th Regiment (formerly of the 105th), is now a prisoner of war at Richmond, we hereby declare and for the following reasons—that his case is entitled to some official notice from the City authorities:

1st. He was untiring in his exertions to get up his Company, and contributed freely his own funds to accomplish the object.

2d. He has always been a gallant and faithful officer, never complaining or fault finding, but quietly and bravely discharging a soldier's duty.

3d. That after he had been taken a prisoner at the battle of Gettysburg he refused to surrender his sword and when commanded to do so by the rebel officers, he defiantly broke it in their presence.

Such gallant conduct, we think, is entitled to more than a passing notice: therefore

Resolved, That on the return of Capt. McMahon to our City the Common Council will procure a new sword, and cause the same to be presented to him as a slight token of their appreciation of his services.

Resolved further, That we cheerfully recom-

mend him to the favorable consideration of the proper authorities for promotion for meritorious conduct.

Adopted unanimously.

By Ald. Darrow—Resolved, That the Street Committee are hereby directed to introduce an ordinance at the next meeting for repairing the walk on the South side of Johnson Park, between Stone and Clinton streets. Adopted.

FINANCE BUDGET.

By Ald. Rowley—Resolved, That the Treasurer pay as follows:

CONTINGENT FUND.

| | |
|--|----------|
| N. C. Bradstreet, Mayor, quarter's salary..... | \$375 00 |
| C. T. Amsden, Treasurer do | 625 00 |
| C. N. Simmons, Clerk do | 250 00 |
| D. Richmond, City Sur. do | 500 00 |
| J. E. Pierpont, Compt'r do | 100 00 |
| Geo. W. Miller, City Atty do | 162 50 |
| N. F. Hilton, Messenger do | 125 00 |
| W. Steger, Clerk Market, do | 160 00 |
| John C. Moore, lettering, binding, &c | 92 41 |
| M. Briggs, refitting Sate for Treasurer's Office.... | 12 00 |
| Congress Hall, subsistence 177th Regiment..... | 39 00 |
| Behm & Alexander, do do | 60 00 |
| C. T. Amsden, cash advanced for sick soldiers.... | 32 81 |

And charge Contingent Fund.

FIRE DEPARTMENT FUND.

Curtis, Butts & Co., for printing Fire Marshal's and Fire Department Committee's Reports for 1862, as per resolution of former Board.....

31 50

And charge overdraft account Fire Department Fund 1862.

HIGHWAY FUND.

Jno. D. Quinn, Street Super't, 1 qrs. salary.....

250 00

And charge Highway Fund.

BOARD OF HEALTH FUND.

| | |
|---|--------|
| H. H. Langworthy, Health Officer, quar's sal'y.. | 125 00 |
| C. N. Simmons, Clerk of Board of Health..... | 75 00 |
| B. O'Reilly, coffins, &c., for persons who died at the Hospital | 30 00 |
| E. Darrow & Bro., blank books..... | 2 00 |

And charge Board of Health Fund.

LAMP FUND.

Rochester Gas Light Co., gas in public lamps one quarter

3,290 00

And charge Lamp Fund.

IMPROVEMENT FUNDS.

Also, when there are funds applicable, as follows:

Thomas Purcell, on his contract for constructing sewer in Clinton st.

\$ 100 00

And charge that Fund.

Wm. Dawson, for inspecting Buffalo St. Sewer...

200 00

And charge that Fund.

David Wagner, on his contract for constructing sewer in Main st

500 00

And charge that Fund.

John Green, for inspecting Clinton St. Sewer....

50 00

And charge that Fund.

John Crammond, for inspecting Joiner St. Sewer

50 00

And charge that Fund.

Peter Gomo, for inspecting St. Joseph and Nassau St. Sewer

50 00

And charge that Fund.

Valentine Foehner, do.....

48 00

And charge that Fund.

Whitmore, Carson & Co., on their contract for improving Buffalo and Main st.....

600 00

And charge that Fund.

John D. Walsh, in full, for repairing Warehouse st. walks

76 44

And charge that Fund.

John D. Walsh, in full, for repairing Prospect st. walks

85 00

And charge that Fund.

John D. Walsh, in full, for repairing Exchange st. walks.....

97 73

And charge that Fund.

W. I. Hanford, Alexander st. walk (payable \$31.50 to R. H. Edgerton and \$28.14 to W. I. Hanford) 59 64
 And charge that Fund.

POOR FUND.

Jno. Cline, Overseer of Poor, quarter's salary.... 275 00
 H. Banker, Asst. 100 00
 Louis Kuiching, German Physician, " " 87 50
 F. Reichenbach, " " 87 50
 W. M. Fleming, City " " 87 50
 O. O. Burgess, " " 87 50
 Chas. Vail, " " 87 50
 T. F. Hall, " " 87 50
 Wm. Niven, for flour 36 00
 Klem & Sons, undertakings 74 00
 Henry Bender, " " 30 75
 B. Minges, " " 16 00
 M. Weigel, medicine and services 9 50
 J. Cline, disbursements 51 43

And charge Poor Fund.

POLICE FUND.

Jno. Wegman, Police Justice, qrs. salary 500 00
 S. M. Sherman, Depot Policeman, " 30 00
 Wm. Mudgett, Chief of Police, " 250 00
 F. Moser & Co., for coal 280 50
 Curtis, Butts & Co., blanks, &c. 123 85
 Wm. Mudgett, disbursements for Special Police during the Draft (payable to G. T. Amsden).... 372 00

And charge Police Fund.

Adopted—all ayes.

Ald. Rowley presented a petition from Angus Cameron and moved that it be referred to the Grievance Committee and City Attorney, to report at the next meeting of the Board.

Motion adopted.

By Ald. Rowley—Resolved, That the City Treasurer pay to the following named persons, or their assigns, the amount of money awarded to them severally for damages, by the report of the Commissioners in the proceedings for widening Main street, now on file in the office of the County Clerk, viz :

To H. S. Weldon & Co. \$ 124 00
 E. Limegruber 108 00
 P. J. Dowling 124 00
 Henry C. Bloss 16 00
 Adolph Nolte 32 00
 Mrs. J. P. Haag 86 00
 Mrs. D. Schleber 85 06

On motion of Ald. Palmer referred to the City Attorney to report at the next meeting.

By Ald. Cram—Resolved, That the City Treasurer be and is hereby directed to pay Jno. Quinn \$60 and charge Buffalo street side walk repair fund.

Adopted all ayes.

By Ald. Cram—Resolved, That the Treasurer is hereby directed to collect of the following named persons in full for repairing walks on Warehouse street the several amounts set opposite their names, and if any have already paid to remit the amount of excess.

John Keenan \$ 16 00
 Thos. Kinsey 5 00
 Stephen D. Sedgwick 2 00
 S. W. D. Moore 17 25
 Julius Chapman 3 75
 Ezra Jones 6 00
 David Moody 5 00
 Ambrose Cram 3 25
 Doct. Hugh Bradley 3 75
 John Dickens 1 50
 Louisa A. Fielding 2 25
 Edw. Eccleston 14 00

Adopted all ayes.

By Ald. Cram—Resolved, That the Treasurer is hereby directed to collect of the tax payers for repairing Prospect street walks, the amount extended on the roll in red ink, and to refund the excess to those who have paid.

Adopted all ayes.

By Ald. Cram—Resolved, That the Treasurer is hereby directed to collect of the following

named persons in full for repairing Exchange street walks, the several amounts set opposite their names and to remit to those having paid (after deducting the amount for them to pay) and to cancel the assessment against all other persons on the roll.

Buffalo, Corning & New York R. R. Co., Lessees of the Rochester & Genesee Valley R. R. Co. \$ 8 00
 " " " " " " 7 00
 " " " " " " 10 22
 John McLindon 1 70
 H. C. Barney 80
 James Brown 85
 Hannah Craddock 1 70
 Mary J. Stone 4 05
 Wm. Raley 1 70
 E. Baker, trustee for Dan'l. Boyer and heirs 3 68
 Edward Gray 30
 S. D. Porter 4 90
 Thos. Corkell 1 75
 Mrs. A. C. Bishop 50
 Fred. W. Eales 30
 Henry Robbins 87
 Mary Ellen Aiken 87
 Rufus Terry 2 61
 Stephen L. Wright's heirs 2 21
 James D. McClier 4 25
 C. H. White 2 05
 J. Anderson 42 00
 John Ripson

Adopted all ayes.

By Ald. Rowley—Resolved, That the resolution passed at the last regular meeting of this Board, which is in the following words, "Resolved, That His Honor the Mayor is hereby directed to reduce the number of policemen to 20," be and the same is rescinded.

Adopted as follows:

Yeas—Ald. Cram, Darling, Rowley, St. John, Darrow, Bromley, Warren, O'Maley, H. G. Moore, Fish, Warner, Palmer, Ernst, Sidler—14.

Nays—Ald. Spencer, Upton, Chapman—3.

Adjourned.

C. N. SIMMONS, City Clerk.

In Common Council--Oct. 6th, 1863.

REGULAR MEETING.

The President of the Board, Ald Bromley, presiding.

Present—Ald. Spencer, Cram, Darling, Rowley, D. D. T. Moore, St. John, Bromley, Warren, Hoffman, O'Maley, H. G. Moore, Upton, Warner, Mordoff, Palmer, Ernst, Chapman, Sidler, Flynn, Hebing.

Absent—Ald. Darrow, Fish and McQuatters. The minutes of the last meeting were approved.

PETITIONS AND CLAIMS.

By Ald. St. John—Bills of R. J. Bushnell, I. V. Mosher, I. S. Waring, Dr. B. F. Gilkeson, David Niven, A. McDade, M. J. Monroe and Smith & Perkins; Poor Committee.

By Ald. Buell—Bill of Martin Briggs; City Property Committee.

By Ald. Hebing—Petition for the improvement of Mt. Hope Avenue, south of Clarissa street; Improvement Committee. Petitions of E. Sabin, B. Bardin and J. Baker; Committee on Wood Buildings.

By Ald. Warren—Bills of G. & C. Crouch, A. Nolte, P. M. Bromley & Co., C. D. Tracey & Co., J. Morrison, Alexander Allen and F. Maseth; Contingent Expense Committee.

By Ald. Hoffman—Petition of tax payers in

relation to the Nassau and St. Joseph street sewer; Sewer Committee.

By Ald. Rowley—Several remonstrances against the erection of telegraph poles by the U. S. Telegraph Company; Grievance Committee. Remonstrance of tax payers for Allen street improvement; Grievance Committee.

By Ald. Warner—Estimates of Whitmore, Carson & Co., David Wagner; Improvement Committee.

By Ald. Palmer—Petition of Hackmen; referred to the Committee on Hacks. Bills of McCormick & Cregan, Wm. Dawson, J. Crammond, J. Nunn, O. Morgan, D. McCormick; Sewer Committee.

By Ald. Darling—Bill of M. Kinsella; Park Committee.

By Ald. Cram—Bills of W. McConnell, Ernst & Seifried, J. D. Quinn, Henry Belden, J. Quinn; Street Committee.

By Ald. O'Maley—Remonstrance of tax payers against being taxed for Clinton street walks; Improvement Committee.

By Ald. Spencer—Bills of Chief of Police and Policemen; Police Committee.

REPORTS.

Ald. St. John, from the Poor Committee, reported in favor of the bills of Smith & Perkins, M. J. Monroe, A. McDade, Daniel Niven, Dr. B. F. Gilkinson, I. S. Waring, I. V. Moshier, and R. J. Bushnell; Finance Committee.

Ald. Hebing from the Committee on Wood Buildings reported in favor of the petitions of James Baker, A. Bardin, and E. Sabin.

Ald. Warren from the Contingent Expense Committee reported in favor of bills of Curtis, Butts & Co., A. Strong & Co., C. D. Tracy & Co., John Mayer, A. Nolte, J. Morrison, P. M. Bromley & Co., G. & C. Crouch; Finance Committee.

Ald. Palmer from the Sewer Committee reported in favor of the bills of McCormick & Cregan, Wm. Dawson, J. Crammond, J. Nunn, O. Morgan, and Dan'l McCormick; Finance Committee.

Ald. Hoffman from the Fire Department Committee reported in favor of the month's salaries of the Engineers, Drivers, and Hosemen of the several Fire companies, quarterly appropriations to firemen, rent, etc.; Finance Committee.

Ald. Buell from the Committee on City Property reported in favor of the bill of M. Briggs for iron fence; Finance Committee.

Ald. Darling from the Park Committee reported in favor of the bill of Wm. Kinsella; Finance Committee.

Ald. Cram from the Street Committee reported in favor of the bills of H. Belden, Jno. Quin, Jno. D. Quinn, Wm. McConnell, and Ernst & Seifried; Finance Committee.

The City Attorney presented the following

REPORT ON A. CAMERON'S PETITION.

To the Hon. Common Council of the City of Rochester:—The Grievance Committee and City Attorney, to whom was referred the petition of Angus Cameron, asking to have the personal tax assessed against him in this City, this year, remitted, would respectfully report that having examined the said Angus Cameron and the evidence by him produced, we are satisfied that he has not been a resident of this City or County since last February, and that consequently the assessment of his personal estate

here was extra judicial and erroneous, and should be remitted, or cancelled.

D. D. T. MOORE,
L. C. SPENCER, }

GEO. W. MILLER, City Attorney.

On motion of Ald. Rowley the report was accepted and adopted.

The City Attorney presented the following

OPINION OF THE HON. A. GARDINER ON THE CLAIMS OF MESSRS. STARR AND CURTIS.

For improvements deemed necessary by the Common Council, they have the right to purchase lands of the owners. When this right is exercised the claim of the occupant to the interest on the purchase money accrues from the moment the contract of sale is consummated. §169.

When, however, the parties disagree as to the price of the damages to be paid to the owner, the Supreme Court is authorized to appoint Commissioners to determine this question. Sec. 169, 170. The Commissioners are clothed for this purpose with judicial powers, for they are bound if required, to take testimony, hear the allegations of the parties, ascertain and report "the compensation which should be paid to each of the owners or occupants." §170.

When the report is confirmed by the Common Council (they must confirm or set it aside), the question of compensation is finally settled. The report and confirmation is in the nature of a judgment and conclusive upon the parties.

It is true that persons feeling themselves aggrieved may appeal to the Supreme Court. So they might from a judgment of the Supreme Court. The judgment however, notwithstanding, would be final and conclusive upon all the parties until recovers. It is also said that the Common Council are only required to pay the difference between the appraisal of damages and the assessment for benefits when both relate to the same individual; and that consequently the sum to be paid cannot be ascertained until the assessment is completed.

The answer to this objection is that the appraisal and the assessment are entirely distinct proceedings, the first determines the price of the lands appropriated, the last provides the means of payment.

The City Authorities are not bound to wait the collection of the money assessed. They may borrow and pay immediately. §174. This they must do if the exegencies of the improvement proposed requires the immediate possession of the lands. §174.

In fact the appraisal and the assessment where both are confirmed, are in the nature of distinct judgements, the one in favor of, and the other against the owner, when he is assessed for benefits. If both judgments exist prior to the expiration of the four months allowed to the City for the payment of the price of the land, the Common Council may deduct the one from the other and pay the difference. But this right of set off, or statute mode of payment *pro tanto*, in no way affects the validity of the judgement in favor of the owner. He is entitled to interest from the time it was rendered and in like manner may be compelled to pay interest on the one against him.

My opinion is that Messrs. Starr & Curtis, are entitled to interest on the sums awarded them from the time of the confirmation of the report, or 16th August, 1861.

On motion of Ald. Rowley ordered published.

ORDINANCES.

CONSTRUCTING WALKS ON SPRING STREET.

On motion of Ald. Warner, the Board proceeded to hear allegations in relation to the improvement described in the ordinance below.

No person appearing to make allegations.

Ald. Warner submitted the following:

An Ordinance to construct plank walks on Spring st., from High street to Ford street.

The Common Council of the city of Rochester do ordain and determine as follows:

A plank walk five feet and four inches wide shall be constructed on each side of Spring street, from High st. to Ford street.

And the whole expense shall be defrayed by an assessment upon the owners and occupants of houses and lands to be benefitted thereby, and the City Surveyor, under the direction of this Board, having made an estimate of such expense and reported the same at \$390, which estimate was and is hereby approved; the sum of \$390, being the whole amount of the estimate aforesaid, shall be assessed on owners and occupants. And the portion of said city which said Common Council deem will be benefitted by said improvement is described as follows:

One tier of lots on each side of Spring street, from High street to Ford street.

On which above described portion of the city the said sum of \$390 is hereby ordered to be assessed.

And David McKay, Francis Dana and Jared Coleman, the assessors of said city, not interested in any of the property so benefitted, and not of kin to any person so interested, are hereby designated and directed to make an assessment upon all the owners and occupants of lands and houses within the portion or part of said city so designated, of the said amount of expense, in proportion, as nearly as may be, to the advantage which each shall be deemed to acquire by the making of such improvement; and said assessors are hereby notified to meet for this purpose, on Saturday, the 10th day of October, 1863, at nine o'clock in the forenoon, at the office of the City Clerk.

Passed by the following vote:

All ayes—21.

IMPROVING HAND STREET.

On motion of Ald. Warner, the Board proceeded to hear allegations in relation to the improvement described in the ordinance below.

No person appearing to make allegations.

Ald. Warner submitted the following:

An Ordinance to improve Hand street.

The Common Council of the city of Rochester do ordain and determine as follows:

Hand street, from St. Paul street to the east line of St. Bridget's church lot, shall be improved as follows: by grading the same and constructing a plank walk six feet wide on each side thereof.

And the whole expense shall be defrayed by an assessment upon the owners and occupants of houses and lands to be benefitted thereby, and the City Surveyor, under the direction of this Board, having made an estimate of such expense, and reported the same at \$630, which estimate was and is hereby approved. The sum of \$630, being the whole amount of the estimate aforesaid, shall be assessed on such owners, and occupants. And the portion of said city which said Common Council deem will be benefitted by said improvement is described as follows:

One tier of lots on each side of Hand street, from St. Paul street to the east line of St. Bridget's church lot.

On which above described portion of the city the said sum of \$630 is hereby ordered to be assessed.

And David McKay, Francis Dana and Jared Coleman, the Assessors of said city, not interested in any of the property so benefitted, and not of kin to any person so interested, are hereby designated and directed to make an assessment upon all the owners and occupants of lands and houses within the portion or part of said city so designated, of the said amount of expense, in proportion, as nearly as may be, to the advantage which each shall be deemed to acquire by the making of said improvement; and said Assessors are hereby notified to meet for this purpose, on Saturday, the 10th day of Oct. 1863, at nine o'clock in the forenoon, at the office of the City Clerk.

Passed by the following vote:

All ayes—21.

WALK ON OLEAN STREET.

By Ald. Warner—Resolved, That the City Surveyor ascertain and report to this Board the expense of the improvement of Olean street, from Plymouth Avenue to Hunter street, by constructing a plank side walk four feet wide on the east side thereof.

Adopted.

The Surveyor submitted such estimate at \$380.00.

By Ald. Warner—Resolved, That the following improvement is expedient, viz: The construction of a

plank side walk four feet wide on the east side of Olean street, from Plymouth Avenue to Hunter street.

And whereas, The City Surveyor, under the direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$380, 00, which estimate is hereby approved.

Resolved, further, That the following portion of said city is deemed benefitted and proper to be assessed for the whole expense thereof, namely:

One tier of lots on the east side of Olean street, from Plymouth Avenue to Hunter street.

And the Clerk is hereby directed to publish notice in pursuance of section 165 of the City Charter, that all persons interested in the subject matter of said improvement are required to attend the Common Council on Tuesday evening, Oct. the 20th, 1863, at 7½ o'clock, at the Common Council Hall, when allegations will be heard.

Adopted.

FLAG WALK ON WATER STREET.

By Ald. Warner—Resolved, That the City Surveyor ascertain and report to this Board the expense of the improvement of Water street, from the south line of G. W. Burbank's office, north to the present flag walk, by constructing a flag side walk ten feet wide on the east side thereof.

Adopted.

The Surveyor submitted such estimate at \$500.

By Ald. Warner—Resolved, That the following improvement is expedient, viz: The construction of a flag side walk ten feet wide, in two courses, on the east side of Water st., from the south line of G. W. Burbank's office, north to the present flag walk.

And whereas, The City Surveyor, under the direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$500, which estimate is hereby approved.

Resolved, further, That the following portion of said city is deemed benefitted and proper to be assessed for the whole expense thereof, namely:

One tier of lots on the east side of Water street, from the south line of G. W. Burbank's office, north to the present flag walk.

And the Clerk is hereby directed to publish notice in pursuance of section 165 of the City Charter, that all persons interested in the subject matter of said improvement, are required to attend the Common Council on Tuesday evening, Oct. the 20th, 1863, at 7½ o'clock, at the Common Council Hall, when allegations will be heard.—

Adopted.

PLYMOUTH AVENUE IMPROVEMENT.

By Ald. Warner—Resolved, That the City Surveyor ascertain and report to this Board the expense of the improvement of Plymouth Avenue, from Buffalo street to Spring street, by constructing retaining walls where necessary, grading, resetting curb stone, relaying flagging and cobble stone pavement, raising iron railing, and laying a brick sidewalk on each side thereof.

On motion of Ald. Warner, postponed until the next regular meeting.

REPAIRING ALLEN STREET WALKS.

On motion of Ald. Cram the Board proceeded to hear allegations in relation to the improvement described in the ordinance below:

No person appearing to make allegations.

Ald. Cram submitted the following:

An Ordinance to repair Allen street walk.

The Common Council of the City of Rochester do ordain and determine as follows: the plank walk on the north side of Allen street shall be repaired from the Erie Canal bridge to Brown street.

And the whole expense shall be defrayed by an assessment upon the owners and occupants of houses and lands to be benefitted thereby, and the City Surveyor, under the direction of this Board, having made an estimate of such expense, and reported the same at ninety eight dollars, which estimate was and is hereby approved; the sum of ninety-eight dollars, being the whole amount of the estimate aforesaid, shall be assessed upon such owners and occupants. And the portion of said city which said Common Council deem will be benefitted by said improvement is described as follows:

One tier of lots on the north side of Allen street, from Canal bridge to Brown street.

On which above described portion of the city the said sum of ninety-eight dollars is hereby ordered to be assessed.

And David McKay, Francis Dana, and Jared Coleman, the assessors of said city, not interested in any of the property so benefitted, and not of kin to any person so interested, are hereby designated and directed to make an assessment upon all the owners and occupants of lands and houses within the portion or part of said city so designated, of the said amount of expense, in proportion, as nearly as may be, to the advantage which each shall be deemed to acquire by the making of said improvement; and the said assessors are hereby notified to meet for this purpose, on Saturday, the 10th day of October, 1863, at

nine o'clock in the forenoon, at the office of the City Clerk.

Passed by the following vote:

All ayes—21.

REPAIRING COURT STREET WALK.

Ald. Cram presented the final ordinance for repairing the walk on Court street from William street to Union street which on motion of Ald. Upton was postponed until the next regular meeting.

REPAIRING UNION STREET WALKS.

Ald. Cram introduced the final ordinance for repairing the plank walks on Union street from East Avenue to Monroe Avenue which was lost by the following vote:

Yeas—Ald. Cram, Darling, Hoffman, Upton, Palmer, Ernst, Sidler, Flynn, Hebling—9.

Nays—Ald. Spencer, Rowley, Buell, D. D. T. Moore, St. John, Bromley, Warren, O'Maley, H. G. Moore, Warner, Mordock, Chapman—11.

REPAIRING EXCHANGE STREET WALKS.

On motion of Ald. Cram the Board proceeded to hear allegations in relation to the improvement described, in the ordinance below:

No person appearing to make allegations

Ald. Cram submitted the following:

An ordinance to repair Exchange street walks.

The Common Council of the City of Rochester do ordain and determine as follows: The plank walk on the west side of Exchange street, shall be repaired from the Erie Canal to Spring street, in front of lots Nos. 42, 46, and 48 in the One Hundred Acre Tract, and from Troup street to the north line of C. J. Hayden's lot.

And the whole expense shall be defrayed by an assessment upon the owners and occupants of houses and lands to be benefitted thereby, and the City Surveyor, under the direction of this Board, having made an estimate of such expense, and reported the same at \$110 which estimate was and is hereby approved; the sum of \$110 being the whole amount of the estimate aforesaid, shall be assessed on such owners and occupants. And the portion of said city which said Common Council deem will be benefitted by said improvement is described as follows: "One tier of lots on the west side of Exchange street, from the Erie Canal to Spring street, and lots 42, 46 and 48 in the One Hundred Acre Tract, and from Troup street to the north line of C. J. Hayden's lot," on which above described portion of the city the said sum of \$110 is hereby ordered to be assessed.

And David McKay, Francis Dana and Jared Coleman, the assessors of said city, not interested in any of the property so benefitted, and not of kin to any person so interested, are hereby designated and directed to make an assessment upon all the owners and occupants of lands and houses within the portion or part of said city so designated, of the said amount of expense, in proportion, as nearly as may be, to the advantage which each shall be deemed to acquire by the making of said improvement; and said assessors are hereby notified to meet for this purpose on Saturday, the 10th day of October, 1863, at nine o'clock in the forenoon, at the office of the City Clerk.

Passed by the following vote:

All ayes—21.

REPAIRING WILLIAM ST. WALKS.

On motion of Ald. Cram the Board proceeded to hear allegations in relation to the improvement described in the ordinance below:

No person appearing to make allegations,

Ald. Cram submitted the following:

An ordinance to repair William st. walks.

The Common Council of the City of Rochester do ordain and determine as follows: the plank walk on each side of William st. shall be repaired from East Avenue to Monroe Avenue.

And the whole expense shall be defrayed by an assessment upon the owners and occupants of houses and lands to be benefitted thereby, and the City Surveyor, under the direction of this Board, having made an estimate of such expense, and reported the same at \$423, which estimate was and is hereby approved; the sum of \$423 being the whole amount of the estimate aforesaid, shall be assessed on such owners and occupants. And the portion of said city which said Common Council deem will be benefitted by said improvement is described as follows:

"One tier of lots on each side of William st. from East Avenue to Monroe Avenue," on which above described portion of the city the said sum of \$423 is hereby ordered to be assessed.

And David McKay, Francis Dana and Jared Coleman the assessors of said City, not interested in any of the property so benefitted, and not of kin to any person so interested, are hereby designated and directed to make an assessment upon all the owners and occupants of lands and houses within the portion or part of said City so designated, of the said amount of expense, in proportion, as nearly as may be, to the advantage which each shall be deemed to acquire by the making of said improvement; and said assessors are hereby notified to meet for this purpose, on Saturday, the 10th day of Oct., 1863, at nine o'clock in the forenoon, at the office of the City Clerk.

Passed by the following vote:

All ayes—21.

REPAIRING BROWN STREET WALK.

On motion of Ald. Cram the Board proceeded to hear allegations in relation to the improvement described in the ordinance below:

No person appearing to make allegations,

Ald. Cram submitted the following:

An ordinance to repair Brown street walk on the south side.

The Common Council of the City of Rochester do ordain and determine as follows: The plank walk on the south side of Brown street shall be repaired, from Kent street to Warehouse street.

And the whole expense shall be defrayed by an assessment upon the owners and occupants of houses and lands to be benefitted thereby, and the City Surveyor, under the direction of this Board, having made an estimate of such expense, and reported the same at \$85, which estimate was and is hereby approved; the sum of \$85, being the whole amount of the estimate aforesaid, shall be assessed on such owners and occupants. And the portion of said city which said Common Council deem will be benefitted by said improvement is described as follows:

"One tier of lots on the south side of Brown street, from Kent street to Warehouse street."

On which above described portion of the city the said sum of \$85 is hereby ordered to be assessed.

And David McKay, Francis Dana and Jared Coleman, the assessors of said City not interested in any of the property so benefitted, and not of kin to any person so interested, are hereby designated and directed to make an assessment upon all the owners and occupants of lands and houses within the portion or part of said City, so designated, of the said amount of expense, in proportion, as nearly as may be, to the advantage which each shall be deemed to acquire by the making of said improvement; and said assessors are hereby notified to meet for this purpose, on Saturday, the 10th day of October, 1863, at nine o'clock in the forenoon, at the office of the City Clerk.

Passed by the following vote:

All ayes—20.

REPAIRING CLINTON STREET WALKS.

Ald. Cram presented the final ordinance for repairing the plank sidewalk on each side of Clinton street, from the New York Central Railroad to the north line of the city, when Ald. O'Maley moved the postponement of the same to allow the people to repair their own walks.

Motion adopted.

REPAIRING MILL STREET WALK.

By Ald. Cram—Resolved, That the City Surveyor ascertain and report to this Board the expense of repairing the sidewalk on the west side of Mill street, from Center street to Brown street. Adopted.

The Surveyor submitted such estimate at \$266.

By Ald. Cram—Resolved, That the following improvement is expedient, viz: Repairing the sidewalk on the west side of Mill street, from Center street to Brown street.

And whereas, The City Surveyor, under the direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$266, which estimate is hereby approved:

Resolved, further, That the following portion of said city is deemed benefitted and proper to be assessed for the whole expense thereof, namely:

"One tier of lots on the west side of Mill street, from Center street to Brown street."

And the Clerk is hereby directed to publish notice in pursuance of section 165 of the City Charter, that all persons interested in the subject matter of said improvement, are required to attend the Common Council on Tuesday evening, October the 20th, 1863, at half-past 7 o'clock, at the Common Council Hall, when allegations will be heard. Adopted.

REPAIRING SOUTH AVENUE WALK.

By Ald. Cram—Resolved, That the City Surveyor ascertain and report to this Board the expense of repairing the sidewalk on the west side of South Avenue, from Holley street to Gregory street. Adopted.

The Surveyor submitted such estimate at \$370.

By Ald. Cram—Resolved, That the following improvement is expedient, viz: Repairing the sidewalk on the west side of South Avenue, from Holley street to Gregory street.

And whereas, The City Surveyor, under the direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$370, which estimate is hereby approved:

Resolved, further, That the following portion of said city is deemed benefitted and proper to be assessed for the whole expense thereof, viz:

"One tier of lots on the west side of South Avenue, from Holley street to Gregory street."

And the Clerk is hereby directed to publish notice in pursuance of section 165 of the City Charter, that all persons interested in the subject matter of said improvement, are required to attend the Common Council on Tuesday evening, October the 20th, 1863, at half-past seven o'clock, at the Common Council Hall, when allegations will be heard. Adopted.

REPAIRING MANHATTAN STREET WALK.

By Ald. Cram—Resolved, That the City Surveyor ascertain and report to this Board the expense of repairing the sidewalk on each side of Manhattan street, from Court street to George street. Adopted.

The Surveyor submitted such estimate at \$155.

By Ald. Cram—Resolved, That the following improvement is expedient, viz: Repairing the sidewalk on each side of Manhattan street, from Court street to George street.

And whereas, The City Surveyor, under the direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$155, which estimate is hereby approved.

Resolved, further, That the following portion of said city is deemed benefited and proper to be assessed for the whole expense thereof, viz:

“One tier of lots on each side of Manhattan street, from Court street to George street.

And the Clerk is hereby directed to publish notice in pursuance of section 165 of the City Charter, that all persons interested in the subject matter of said improvement are required to attend the Common Council on Tuesday evening, October the 20th, 1863, at half-past 7 o'clock, at the Common Council Hall, when allegations will be heard. Adopted.

REPAIRING UNIVERSITY AVENUE WALKS.

By Ald. Cram—Resolved, That the City Surveyor ascertain and report to this Board the expense of repairing the side walk on each side of University Avenue from North street to Scio street. Adopted.

The Surveyor submitted such estimate at \$383.00.

By Ald. Cram—Resolved, That the following improvement is expedient, viz: Repairing the side walk on each side of University Avenue, from North street to Scio street.

And Whereas, The City Surveyor, under the direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$383.00, which estimate is hereby approved.

Resolved, further, That the following portion of said city is deemed benefited and proper to be assessed for the whole expense thereof, viz:

“One tier of lots on each side of University Avenue from North street to Scio street.

And the Clerk is hereby directed to publish notice in pursuance of section 165 of the City Charter, that all persons interested in the subject matter of said improvement, are required to attend the Common Council on Tuesday evening, Oct. the 20th, 1863, at half-past 7 o'clock, at the Common Council Hall, when allegations will be heard. Adopted.

REPAIRING DELEVAN STREET WALK.

By Ald. Cram—Resolved, That the City Surveyor ascertain and report to this Board the expense of repairing the side walk on each side of Delevan street from North street to Scio street. Adopted.

The Surveyor submitted such estimate at \$383.

By Ald. Cram—Resolved, That the following improvement is expedient, namely: Repairing the side walk on each side of Delevan street, from North street to Scio street.

And Whereas, The City Surveyor under the direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$383, 00, which estimate is hereby approved.

Resolved, further, That the following portion of said city is deemed benefited, and proper to be assessed for the whole expense thereof, namely:

“One tier of lots on each side of Delevan street, from North street to Scio street.”

And Whereas, The City Surveyor, under the direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$383, 00, which estimate is hereby approved.

Resolved—further, That the following portion of said city is deemed benefited and proper to be assessed for the whole expense thereof, namely:

“One tier of lots on each side of Delevan street from North street to Scio street.”

And the Clerk is hereby directed to publish notice in pursuance of section 165 of the City Charter, that all persons interested in the subject matter of said improvement, are required to attend the Common Council on Tuesday evening, October 20, 1863, at half-past 7 o'clock, at the Common Council Hall, when allegations will be heard. Adopted.

REPAIRING TAPPAN STREET WALKS.

By Ald. Cram—Resolved, That the City Surveyor ascertain and report to this Board the expense of repairing the side walk on each side of Tappan street, from North street to Scio street. Adopted.

The Surveyor submitted such estimate at \$383, 00

By Ald. Cram—Resolved, That the following improvement is expedient, viz: Repairing the side walk on each side of Tappan street from North street to Scio street.

And Whereas, The City Surveyor, under the direction of

this Board, has made an estimate of the whole expense thereof, and reported the same at \$383, 00, which estimate is hereby approved.

Resolved, further, That the following portion of said city is deemed benefited and proper to be assessed for the whole expense thereof, namely:

“One tier of lots on each side of Tappan street from North street to Scio street.”

And the Clerk is hereby directed to publish notice in pursuance of section 165 of the City Charter, that all persons interested in the subject matter of said improvement, are required to attend the Common Council on Tuesday evening, October the 20th, 1863, at half-past 7 o'clock, at the Common Council Hall, when allegations will be heard. Adopted.

REPAIRING WELD ST. WALK.

By Ald. Cram—Resolved, That the City Surveyor ascertain and report to this Board the expense of repairing the side-walk on each side of Weld st. from North st. to Scio st. Adopted.

The Surveyor submitted such estimate at \$383 00.

By Ald. Cram—Resolved, That the following improvement is expedient, viz: repairing the side-walk on each side of Weld st. from North st. to Scio st.

And Whereas, The City Surveyor, under the direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$383, which estimate is hereby approved.

Resolved, further, That the following portion of said city is deemed benefited and proper to be assessed for the whole expense thereof, namely:

“One tier of lots on each side of Weld st. from North st. to Scio st.”

And the Clerk is hereby directed to publish notice in pursuance of section 165 of the City Charter, that all persons interested in the subject matter of said improvement, are required to attend the Common Council on Tuesday evening, Oct. the 20th, 1863, at half-past seven o'clock, at the Common Council Hall, when allegations will be heard. Adopted.

REPAIRING JOHNSON PARK WALKS.

By Ald. Cram—Resolved, That the City Surveyor ascertain and report to this Board the expense of repairing the side-walk on each side of Johnson Park from Clinton st. to Stone st. Adopted.

The Surveyor submitted such estimate at \$70. 00.

By Ald. Cram—Resolved, That the following improvement is expedient, viz: repairing the side-walk on each side of Johnson Park from Clinton st. to Stone st.

And whereas, The City Surveyor, under the direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$70, 00 which estimate is hereby approved;

Resolved, further, That the following portion of said city is deemed benefited and proper to be assessed for the whole expense thereof, namely:

“One tier of lots on each side of Johnson Park from Clinton st. to Stone st.”

And the Clerk is hereby directed to publish notice, in pursuance of section 165 of the City Charter, that all persons interested in the subject matter of said improvement are required to attend the Common Council on Tuesday evening, October the 20th, 1863, at half-past seven o'clock, at the Common Council Hall, when allegations will be heard. Adopted.

REPAIRING CENTER ST. WALKS.

By Ald. Cram—Resolved, That the City Surveyor ascertain and report to this Board the expense of repairing the side-walk on the north side of Center st. in front of lot No. 47 on the corner of State st. Adopted.

The Surveyor submitted such estimate at \$32. 00.

By Ald. Cram—Resolved, That the following improvement is expedient, viz: repairing the side-walk on the north side of Center st. in front of lot No. 47 on the corner of State st.

And Whereas, The City Surveyor, under the direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$32, 00, which estimate is hereby approved;

Resolved, further, That the following portion of said city is deemed benefited and proper to be assessed for the whole expense thereof, namely:

“Lot 47 on the corner of State and Center sts.”

And the Clerk is hereby directed to publish notice in pursuance of section 165 of the City Charter, that all persons interested in the subject matter of said improvement, are required to attend the Common Council on Tuesday evening, Oct. the 20th, 1863, at half-past 7 o'clock, at the Common Council Hall, when allegations will be heard, Adopted.

EXTENDING THE ARCH OVER THE RACE.

By Ald. Cram—Resolved, That all proceedings had by this Board at its last meeting in relation to extending the Arch over the Water Street Race be and the same are hereby rescinded. Adopted.

By Ald. Cram—Resolved, That the City Surveyor ascertain and report to this Board the expense of ex-

tending the arch over the race at Water street, from the present arch to the south line of Main street. Adopted.

The Surveyor submitted such estimate at \$350.

By Ald. Cram—Resolved, That the following improvement is expedient, viz: The extension of the arch on Main street over the race at Water street from the present arch to the south line of the street.

And whereas, The City Surveyor, under the direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$350.00, which estimate is hereby approved:

Resolved, further, That the following portion of said city is deemed benefitted and proper to be assessed for the whole expense thereof, namely:

One tier of lots on each side of Water street from the north end of the Mill Race to the Erie Canal.

And the Clerk is hereby directed to publish notice in pursuance of section 165 of the City Charter, that all persons interested in the subject matter of said improvement, are required to attend the Common Council on Tuesday evening, Oct. the 27th, 1863, at half-past 7 o'clock at the Common Council Hall, when allegations will be heard.

Adopted.

TREMONT STREET WALK.

By Ald. Cram—Resolved, That the City Surveyor ascertain and report to this Board the expense of repairing the side walk on the north side of Tremont street from High street to the Genesee Valley Canal. Adopted.

The Surveyor submitted such estimate at \$71.

By Ald. Cram—Resolved, That the following improvement is expedient, viz:

Repairing the side walk on the north side of Tremont street from High street to the Genesee Valley Canal.

And Whereas, The City Surveyor, under the direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$71.00, which estimate is hereby approved:

Resolved, further, that the following portion of said city is deemed benefitted and proper to be assessed for the whole expense thereof, namely:

“One tier of lots on the north side of Tremont street from High street to the Genesee Valley Canal.”

And the Clerk is hereby directed to publish notice in pursuance of section 165 of the City Charter, that all persons interested in the subject matter of said improvement, are required to attend the Common Council on Tuesday evening, Oct. the 27th, 1863, at half-past seven o'clock, at the Common Council Hall, when allegations will be heard. Adopted.

REASSESSMENT FOR BUFFALO STREET SEWER.

By Ald. Palmer—Whereas, The Common Council of the city of Rochester did on the 17th day of March, 1863, ordain and determine that a stone sewer should be constructed in Buffalo street from the sewer in Front street to the west line of Fitzhugh street, and that the whole expense thereof should be assessed upon the owners and occupants of houses and lands to be benefitted thereby, and did estimate such expense at the sum of \$5,270; and

Whereas, A greater sum of money has been expended in the building of said sewer, and that such greater sum thus expended amounts to \$2,581.77; therefore

Resolved, That said sum of \$2,581.77 be assessed upon the owners and occupants of one tier of lots on each side of Buffalo street from Front street to Fitzhugh street.

And the tax-payers to be assessed for making such improvement may, by paying interest, as hereinafter provided, on the amount assessed to them individually, pay their assessments in three equal payments, as follows: One-third of the amount assessed within three months after the confirmation of the assessment roll, without interest; one-third of the amount, with interest at the rate of seven per cent. per annum, within one year from the confirmation of said roll; and the remaining one-third, with interest at the same rate, within two years from the confirmation of such roll.

And David McKay, Jared Coleman, and Francis Dana, the assessors of said city not interested in any of the property so benefitted, and not of kin to any person so interested, are hereby designated and directed to make an assessment upon all the owners and occupants of lands and houses within the portion or part of said city so designated, of the said amount of expense, in proportion, as nearly as may be, to the advantage which each shall be deemed to acquire by the making of said improvement; and said assessors are hereby notified to meet for this purpose, on Saturday, the 10th day of October, 1863, at nine o'clock in the forenoon, at the office of the City Clerk.

Passed by the following vote:

Ayes—Ald. Spencer, Cram, Darling, Rowley, Buell, D. D. T. Moore, St. John, Bromley, Warren, Hoffman, O'Maley, H. G. Moore, Upton, Palmer, Ernst, Chapman, Sidler, Flynn, Hebing—19.

REASSESSMENT FOR IMPROVING BUFFALO AND MAIN STREET ROADWAY.

By Ald. St. John—Whereas, The Common Council of the city of Rochester did on the 31st day of March, 1863, ordain and determine that the Roadway of Buffalo and Main streets from the west line of Front street to the west line of Water street should be improved, and that the whole expense thereof should be assessed upon the

owners and occupants of houses and lands to be benefitted thereby, and did estimate such expense at the sum of \$2,680.00; and

Whereas, A greater sum of money has been expended in making said improvement, and that such greater sum thus expended amounts to \$618.00; therefore

Resolved, That said sum of \$618.00 be assessed upon the owners and occupants of one tier of lots on each side of Buffalo and Main streets from the west line of Front street to the west line of Water street.

And David McKay, Francis Dana and Jared Coleman, the assessors of said city, not interested in any of the property so benefitted, and not of kin to any person so interested, are hereby designated and directed to make an assessment upon all the owners and occupants of lands and houses within the portion or part of said city so designated, of the said amount of expense, in proportion, as nearly as may be, to the advantage which each shall be deemed to acquire by the making of said improvement; and said assessors are hereby notified to meet for this purpose on Saturday, the 10th day of October, 1863, at nine o'clock in the forenoon, at the office of the City Clerk.

Passed by the following vote:

Ayes—Ald. Spencer, Cram, Darling, Rowley, Buell, D. D. T. Moore, St. John, Bromley, Warren, Hoffman, O'Maley, H. G. Moore, Upton, Mordoff, Palmer, Ernst, Chapman, Sidler, Flynn, Hebing—20.

MOUNT HOPE AVENUE IMPROVEMENT.

By Ald. St. John—Resolved, That all proceedings heretofore had in reference to Mount Hope Avenue improvement be and the same are hereby rescinded.

Ald. Hebing moved that the above resolution, together with the petition of the tax-payers on the said avenue, be referred to the Improvement Committee.

Motion adopted.

ASSESSMENTS.

The assessment rolls for the following named improvements were presented, and the next regular meeting, October 20th, was fixed when appeals therefrom will be heard:

Repairing the brick walk in front of lot No. 184 on the west side of North Washington street.

Constructing a railing on the walls on the east end of Allen Street Bridge.

Repairing the walks and constructing a wooden railing on the south side of West Avenue, from a point 84 feet west of Prospect street to Park Place, and from John Carroll's grocery to Favor street.

Repairing walks on each side of Brown street, from Jones street to State street.

Repairing the walk on the west side of Jones street, from Centre street to Brown street, and on the east side from Centre street to Platt street.

Repairing the walk on each side of Tremont street, from Plymouth avenue to High street.

Repairing the walk on the north side of Allen street, and on the east side of Kent street, from the east line of lot No. 81 on the north side of Allen street to Platt street.

Constructing a plank walk on the east side of Wentworth street, from West avenue to Burns street.

Ald. St. John presented the assessment roll for improving Lawrence street, from East avenue to Charlotte street, and after an opportunity had been given for appeals to be heard, Ald. Cram moved to amend said roll by deducting \$25 from the assessment of Richard Smead, and adding the same *pro rata* to the assessments of all other persons on said roll.

Motion to amend adopted.

As thus amended said roll was confirmed by the following vote:

Yeas—Ald. Spencer, Cram, Darling, Rowley, Buell, D. D. T. Moore, St. John, Bromley, Warren, Hoffman, O'Maley, H. G. Moore

Upton, Mordoff, Palmer, Ernst, Chapman, Sidler, Flynn and Hebing—20.
Nays—None.

UNFINISHED BUSINESS.

Ald. Rowley called up the following and moved its adoption:

Resolved, That the City Treasurer pay to the following named persons, or their assigns, the amount of money awarded to them severally for damages by the report of the Commissioners in the proceedings for widening Main street, now on file in the office of the County Clerk, viz:

| | |
|---------------------------|----------|
| To H. S. Weldon & Co..... | \$124 00 |
| E. Limegruber | 108 00 |
| P. J. Dowling | 124 00 |
| Henry C. Bloss..... | 16 00 |
| Adolph Nolte | 32 00 |
| Mrs. J. F. Haag..... | 86 00 |
| Mrs. D. Schleber..... | 85 00 |

Ald. Buell moved to amend by adding as follows: "And that interest be added from the time of the confirmation of the report of the Commissioners."

Motion to amend lost.

The original resolution was then adopted:

Yeas—Ald. Spencer, Darling, Rowley, Buell, D. D. T. Moore, St. John, Bromley, Warren, Hoffman, O'Maley, H. G. Moore, Upton, Mordoff, Palmer, Ernst, Chapman, Sidler, Flynn and Hebing—19.

Nays—Ald. Cram—1.

Ald. St. John called up the resolution offered at the last meeting, to remit the interest on the taxes of Mrs. Ward, which, on motion of Ald. Rowley was postponed until the next regular meeting.

EXECUTIVE.

By Ald. Hoffman—Resolved, That the Board proceed to appoint by ballot two Inspectors of Election for the 13th Ward, in place of Lawrence Sellinger and William Fitzgerald, who omitted to qualify.

Motion adopted.

A ballot was had, when
Morris Bleucl received..... 19 votes
G. Valentine Fehner..... 19 "

who were declared appointed.

Ald. Buell presented the resignation of Isaac H. Weaver as Inspector of Elections for the 3d Ward, and moved its acceptance.

Motion adopted.

On motion of Ald. Buell the Board proceeded to ballot for an Inspector of Elections for the 3d Ward, when

Frank W. Hastings received 19 votes, and was declared appointed.

On motion of Ald. Cram the Board proceeded to ballot for an Inspector of Elections for the 1st Ward in place of Albert M. Hastings, who omitted to qualify, when

Geo. W. Aldridge received 20 votes, and was declared appointed.

On motion of Ald. Warren the Board proceeded to ballot for an Inspector of Elections for the 5th Ward to fill the vacancy caused by the resignation of J. Nelligan, when

John M. Bardwell received 20 votes, and was declared appointed.

COMMUNICATIONS FROM CITY OFFICERS.

The Clerk presented the

TREASURER'S MONTHLY REPORT OF THE BALANCE OF THE PRINCIPAL FUNDS ON THE MORNING OF OCTOBER 5TH, 1883.

| | |
|-----------------------------------|-------------|
| Contingent Fund, Cr. Balance..... | \$11,163 02 |
| Fire Department, | 7,410 46 |

| | |
|--|-----------|
| Highway Fund, | 4,630 20 |
| Lamp Fund, | 12,085 25 |
| Poor Fund, | 1,979 10 |
| Police Fund, | 6,671 68 |
| Board of Health Fund, Cr. Balance..... | 247 54 |
| Park Fund, | 220 41 |
| Sewer Repair Fund, | 831 25 |
| Lynn street, | 151 44 |
| Monroe | 31 42 |
| North | 32 65 |
| N. St. Paul st. | 88 97 |
| Mt. Hope Av. | 134 69 |
| Plymouth Av. | 95 51 |
| West Avenue Repair Fund, | 351 09 |
| East | 275 28 |
| Lake | 206 50 |

C. T. AMSDEN, Treasurer.

Subscribed and sworn to before me this 5th day of October, 1883.
H. P. LANGWORTHY,
Commissioner of Deeds.

COMMUNICATION FROM COL. CLARK.

To the Honorable the Common Council of the City of Rochester:

The undersigned, commanding the 54th Regiment N. Y. S. N. G., begs leave to state that the regiment is without sufficient arms, and a requisition has been made by me for 350 muskets and two Parrott guns, with equipments. But the State requires of me a bond in \$25,000 for safe-keeping of the arms. Will it be asking too much of the city that they assume this responsibility in a matter in which they are, I think, directly interested.
C. H. CLARK.

Table.

Ald. St. John presented the report of the Overseer of the Poor for the month of September:

| | |
|--------------------------------|------------|
| Whole amount expended..... | \$1,234 69 |
| Less for county and towns..... | 246 86 |

| | |
|----------------------------------|--------|
| Am't. for City | 987 83 |
| Number of families relieved..... | 430 |

Filed.

Ald. Spencer presented the report of the Police Inspector for September:

| | |
|-----------------------------|----------|
| Whole amount received. | \$379 50 |
|-----------------------------|----------|

Filed.

MISCELLANEOUS.

By Ald. Hebing—Resolved, That A. Bardin have leave to move his barn and to alter the same into a dwelling house. Also, that Edwin Sabin and James Baker have leave to erect name dwellings, all under the direction of the Fire Marshal. Adopted.

By Ald. Hebing—Resolved, That Frederick Roth be permitted to lay a brick walk in front of his premises, on the east side of Mt. Hope Avenue, in lieu of the plank walk lately ordered by this Board, provided he obtains the consent of the contractor. Adopted.

By Ald. Flynn—Resolved, That the Committee on Public Lamps be and they are hereby directed to erect street lamps in the following places, viz: Two on Mariette street; one on Sophia street, between Buffalo and Allen streets; four on Brown street, between Maple and Clark streets; one on North Washington street, and one on the south corner of Clinton street, at Main street. Adopted.

By Ald. Palmer—Resolved, That the City Treasurer receive from property owners, taxed for Burns street, sewer 80 per cent. in full of their assessment therefor. Adopted.

By Ald. Palmer—Resolved, That the Treasurer is hereby directed to credit the Highway Fund fifty dollars, and charge Cayuga Street Sewer Fund. Adopted.

By Ald. Palmer—Resolved, That the City Clerk draw two orders, one for one hundred and fifty dollars in favor of D. D. Lynch, and payable

to his order, in one year from the 6th day of October, 1863, and one for two hundred dollars in favor of D. D. Lynch, and payable to the order of Benjamin McFarlin, in two years from the 6th day of October, 1863—both with interest; and the City Treasurer is hereby authorized to accept the same in behalf of the city, and charge Joiner Street Sewer Fund. Adopted.

By Ald. Palmer—Resolved, That the City Treasurer be authorized and directed to receive from Lenonhart Holrsh six dollars in full for his tax for St. Joseph street sewer, and charge the balance of his assessment to St. Joseph St. Sewer Fund, in pursuance of Assessors' report. Adopted.

By Ald. Upton—Resolved, That the New York Central Railroad have liberty to construct a lateral sewer from their turn-table east of Hudson street, to intersect the railroad outlet sewer in Hudson street, at their own expense. Adopted.

By Ald. Upton—Resolved, That the Treasurer be authorized to collect only so much of the assessment for the improvement upon South st., as may be necessary for paying the contractor, with the addition of two per cent. for contingent expenses.

On motion of Ald. Buell, referred to the Improvement Committee.

By Ald. Upton—Resolved, That a separate tax be assessed in the year 1864, by the City Assessors at the time of the general assessment of city taxes for that year, upon the property of the city of Rochester, for the payment of _____ proportion of the money borrowed by the Common Council under the ordinance passed Aug. 17th, 1863, for granting relief to the indigent families of volunteers, and persons ordered into the service of the United States, for the purpose of allowing all persons who wish to do so to pay their proportion of such tax.

On motion of Ald. Buell, laid upon the table.

By Ald. Hoffman—Resolved, That the Mayor is hereby authorized to cancel the bonds given by David Wagner for the completion of the reservoir on the corner of New Main and Scio streets, the same having been completed and accepted by the Fire Department Committee.—Adopted.

By Ald. Hoffman—Resolved, That the Treasurer pay Miles Decker thirty-four dollars for inspection on the reservoir on the corner of New Main and Scio streets, and charge New Main and Scio Reservoir Fund. Adopted.

By Ald. Hoffman—Resolved, That the Treasurer pay D. Wagner seven hundred and fifty dollars in full for building reservoir on the corner of New Main and Scio streets, the same having been completed according to contract, when there are funds in the Treasury for that purpose, and charge that fund. Adopted.

By Ald. O'Maley—Resolved, That Pastor Dorchel who commenced building a private sewer from his premises on Nassau street, and forbidden by the contractor on Nassau st., have leave to build the sewer from his premises into Nassau street sewer. Adopted.

By Ald. O'Maley—Resolved, That the Street Committee advertise for proposals for building the sidewalk on the south side of Main Street Bridge. Adopted.

By Ald. Warren—Resolved, That the Treasurer is hereby directed to pay to F. Starr and Mr. and Mrs. H. N. Curtiss the balance due to them on award of Commissioners for widening

Main street, with interest from time of confirmation of report, August 16th, 1861, according to a computation to be approved by the City Attorney, and charge that fund. Adopted.

By Ald. St. John—Resolved, That the City Clerk draw two orders for one thousand dollars each in favor of David Wagner, and payable to his order, one in one year from the 6th day of October, 1863, and one in two years from the 6th day of October, 1863, both with interest; and the City Treasurer is hereby authorized to accept the same in behalf of the city and charge Main Street Improvement Fund. Adopted.

By Ald. St. John—Resolved, That the Common Council do hereby designate the place in each Ward in this city at which elections shall be held during the year as follows:

First Ward—Exchange Hotel, Buffalo street.
Second Ward—North American Hotel, corner of State and Brown streets.

Third Ward—Plymouth Avenue Hotel, corner of Plymouth Avenue and Lafayette street.

Fourth Ward—James Palmer's Hall, Main street.

Fifth Ward—Falls Field, at Fred Fach's.

Sixth Ward—Store of G. Goetzman, corner of Clinton and Atwater streets.

Seventh Ward—Store of Louis Miles, corner of Monroe and Union streets.

Eighth Ward—Union Hotel, on West Avenue.

Ninth Ward—House of E. R. Jacobs, corner of State and Lyell streets.

Tenth Ward—Store of M. Newhart, corner of New Main and Scio streets.

Eleventh Ward—Grape Street House, corner of Grape and Campbell streets.

Twelfth Ward—Twelfth Ward House, corner Mt. Hope and South Avenues.

Thirteenth Ward—House of Jacob Schnore, corner of Baden and St. Joseph streets.

Adopted.

By Ald. St. John—Resolved, That the City Clerk draw two orders, for five hundred dollars each, in favor of Whitmore, Carson & Co., and payable to their order, one in one year from the 25th day of October, 1863, and one in two years from the 25th day of October, 1863, both with interest from October 25, 1863, and the City Treasurer is hereby authorized to accept the same in behalf of the city, and charge Allen Street Improvement Fund.

Adopted, all ayes.

By Ald. St. John—Resolved, That hereafter this Board will meet at 7 o'clock P. M. Adopted.

By Ald. Buell—Resolved, That the Committee on City Property be authorized, in connection with the Committee of the Board of Supervisors, to contract for constructing a lateral sewer from the City Hall to the Buffalo street sewer, as they shall think will best subserve the interests of the city and county. Adopted.

By Ald. Buell—Resolved, That the communication of Aaron Erickson, which was referred to a special committee on the 23d of July, 1861, and again to a similar committee on the 10th of June, 1862, be now referred to the Finance Committee. Adopted.

By Ald. D. D. T. Moore—Whereas, The Grievance Committee and City Attorney have reported that they are satisfied that Mr. Angus Cameron is not a resident of this city or county, and has not been since February, and consequently that the assessment of his personal es-

tate here was extra-judicial and erroneous. Therefore,

Resolved, That the tax upon the personal estate of the said Angus Cameron be remitted and the amount of same charged to erroneous assessment. Adopted.

By Ald. D. D. T. Moore—Resolved, That the City Superintendent (or other city officer whose duty it is,) be and is hereby instructed to enforce that section of the ordinance relating to nuisances, which prohibits swine, cattle, and certain other four-legged animals from running at large in the public streets of the city. Adopted.

By Ald. Darling—Resolved, That the Mayor be and he is authorized and instructed to execute for and on behalf of the city a bond to the State of New York for the safe keeping of 350 muskets and two Parrott guns, with equipments, &c., in the form and penalty required by the State in the form and instead of the Colonel of the 54th Regiment N. Y. State National Guards, who has made his requisition for said muskets, guns, &c., for the use of said regiment. Adopted.

By Ald. Rowley—Resolved, That the Grievance Committee to whom was referred by resolution passed this evening, the petition of sundry citizens residing on Broadway, asking to have the telegraph poles recently erected, and now being erected in said street and other streets in this city, have full power to act for the city in relation thereto and the matter connected therewith.

Ald. D. D. T. Moore moved that the resolution and petitions relating thereto, presented this evening, be referred to the Law Committee. Motion lost.

The resolution of Ald. Rowley was then lost as follows:

Yeas—Messrs. Darling, Rowley, Upton, Sidler.—4.

Nays—Messrs. Spencer, Cram, Buell, D. D. T. Moore, Bromley, Warren, Hoffman, O'Maley, H. G. Moore, Palmer, Ernst, Chapman, Flynn, Hebing.—14.

FINANCE BUDGET.

By Ald. Rowley—Resolved, That the Treasurer pay as follows:

| CONTINGENT FUND. | |
|--|----------|
| Curtis, Butts & Co., publishing proceedings, advertising, &c., 2d quarter..... | \$375 00 |
| A. Strong & Co., do, do..... | 200 00 |
| C. D. Tracy & Co., do, do..... | 200 09 |
| John Mayer, do, do..... | 125 00 |
| A. Nolte, do, do..... | 125 00 |
| David McKay, assessor, 1 month services..... | 83 33 |
| F. Dana, do, do..... | 83 33 |
| Jared Coleman, do, do..... | 83 33 |
| G. & C. Crouch, coal for City Hall..... | 212 50 |
| F. M. Bromley & Co., furniture for Mayor's Office..... | 130 00 |
| Curtis, Butts & Co., printing &c..... | 319 52 |
| Martin Briggs for half of the iron fence east side City Hall square..... | 249 00 |

And charge Contingent Fund.

| POLICE FUND. | |
|---|---------|
| P. E. Sheridan, 1 month as policeman..... | \$50 00 |
| A. W. VanSlyck do..... | 50 00 |
| W. J. Rogers, 1 month..... | 50 00 |
| P. Holleran, do..... | 50 00 |
| FrankMcAnnally, do..... | 50 00 |
| W. H. Harvey do..... | 50 00 |
| Alexr. McLean, do..... | 50 00 |
| Peter Yost do..... | 50 00 |
| D. O'Reagan do..... | 50 00 |
| X. Schmoeker do..... | 50 00 |
| Monroe Green, do..... | 50 00 |
| Charles Young do..... | 50 00 |
| E. Schooley, do..... | 50 00 |
| M. Hyland do..... | 50 00 |
| Jacob Frank do..... | 50 00 |

| | |
|--|-------|
| Saml. Brown, do..... | 50 00 |
| Michl. Tierney do..... | 50 00 |
| P. Rooney, do..... | 50 00 |
| John Barry, do..... | 50 00 |
| Michael Wolf do..... | 50 00 |
| F. F. Marsluff do..... | 50 00 |
| E. E. Williams, 18 days, at \$50 per month..... | 90 00 |
| R. L. Swift do payable to Wm. Mudgett..... | 30 00 |
| W. H. Noyes do at \$50..... | 90 00 |
| John Purcell, 17 do do..... | 28 54 |
| E. Jordan, 18 do do..... | 30 00 |
| J. McCruden, 20 do do..... | 33 33 |
| J. Flaherty, 20 do do..... | 33 33 |
| Chas. T. Squires 18 do do..... | 30 00 |
| Wm. Rogers 18 do do..... | 30 00 |
| J. Cullen, 18 do at \$25..... | 15 00 |
| H. Humphrey, 12 do at \$30..... | 12 00 |
| William Mudgett, disbursements in September..... | 75 41 |

FIRE DEPARTMENT FUND.

| Steamer No. 1. | |
|---|-------|
| Gordon McCracken, engineer, salary 1 month..... | 50 00 |
| M. Lambert, driver, " 1 month..... | 30 00 |
| J. Ringlestein, do " 1 month..... | 30 00 |
| Frank A. White, Foreman hose, 3 months..... | 15 00 |
| W. H. White, hoseman 3 do..... | 15 00 |
| Jas. Conley, do 3 do..... | 12 50 |
| John O. Kane, do 3 do..... | 12 50 |
| J. Wrenn, do 3 do..... | 12 50 |
| G. Longmuit, do 3 do..... | 12 50 |

| Steamer No. 2. | |
|---|-------|
| George W. Carr, engineer, salary 1 month..... | 50 00 |
| Anthony Kasal, driver, " 1 do..... | 30 00 |
| Seneca Dobbs, do " 1 do..... | 30 00 |
| William Savage, do " 1 do..... | 9 00 |
| J. Maicomb, Foreman hose, 3 months..... | 15 00 |
| M. Tracey, hoseman 3 do..... | 12 50 |
| C. Hilbert, do 3 do..... | 12 50 |
| J. Powell, do 3 do..... | 12 50 |
| G. Munn, do 3 do..... | 12 50 |
| J. Hamer, do 3 do..... | 12 50 |

| Steamer No. 3. | |
|---|-------|
| John Bangs, engineer, salary 1 month..... | 50 00 |
| A. McNeils, driver, " 1 do..... | 30 00 |
| Law S. Gibson, do " 1 do..... | 30 00 |
| J. Conley, Foreman hose, 3 months..... | 15 00 |
| M. Burns, hoseman 3 do..... | 11 50 |
| E. Whittier, do 3 do..... | 8 23 |
| N. Devereaux, do 3 do..... | 11 50 |
| J. Devereaux, do 3 do..... | 13 40 |
| A. W. Hulse, do 3 do..... | 13 40 |

| Steamer No. 4. | |
|--|-------|
| Joseph P. Foreman, Engineer, salary 1 month..... | 50 00 |
| E. Whittier, do " 1 do..... | 60 00 |
| James Snider, driver, " 1 month..... | 30 00 |
| John Dickens, do " do..... | 30 00 |
| L. P. Angevine, Foreman hose, 3 do..... | 15 30 |
| Chas. Helles, hoseman, 3 do..... | 13 90 |
| R. Ta'ner, do 3 do..... | 10 10 |
| J. Bowen, do 3 do..... | 13 50 |
| J. Hopwood, do 3 do..... | 12 50 |
| W. Benen, do 3 do..... | 13 30 |

| HOSE DEPOT. | |
|---|----------|
| Riehd. Gilbert, Supt. Hose Depot, salary one month..... | \$ 58 33 |
| All the above payable to C. T. Amsden, Esq. Treasurer. | |

| DISBURSEMENTS. | |
|---|--------|
| O. L. Angevine, Agent, amount paid sundry bills as per vouchers herewith..... | 694 15 |
| RENTS. | |
| E. H. Hollister, 1 qrs. rent hose depot..... | 87 50 |
| W. A. Reynolds, 1 do of rooms for Alert Hose and Protectives S. & B. Co..... | 125 00 |
| J. B. Bennett, 1 qrs. rent of S. F. Engine House No. 4..... | 62 50 |

| APPROPRIATIONS. | |
|---|-------|
| Protective S. & B. Co., 1 qrs. appropriation to Oct. 1, 1883..... | 62 50 |
| Alert Hose Co., 1 qrs. appropriation to Oct. 1..... | 62 50 |

| SALARIES. | |
|---|--------|
| John McMullen, Chief Engineer, salary 3 months..... | 150 00 |
| Wendel Beyer, Asst. Engineer, salary 3 months..... | 50 00 |
| Z. Weaver, do do..... | 50 00 |
| Thos. O'Brien, do do..... | 50 00 |
| John A. Arth, do do..... | 50 00 |
| O. L. Angevine, Fire Marshal, do..... | 112 50 |
| do Supply Agt., do..... | 75 00 |

| | |
|---|-------|
| EMPIRE HOOK AND LADDER CO. NO. 1. | |
| August Bauer, for 3 months services, as Fore'n. | 29 09 |
| J. D. Pike, " " " Steward, | 29 09 |
| Henry Farhler, " " " Member, | 5 00 |
| Jacob Gerling, " " " " | 16 59 |
| John Skillman, " " " " | 16 59 |
| John Reis, " " " " | 16 59 |
| Wm. Yakey, " " " " | 16 59 |
| Whilse Martin, " " " " | 10 00 |
| Chas. Watson, " " " " | 16 59 |
| Wm. Buell, " " " " | 16 59 |
| T. Idce, " " " " | 16 59 |
| Edward Banker, " " " " | 10 00 |
| E. Moran, " " " " | 16 59 |
| W. Boone, " " " " | 16 59 |
| C. Lux, " " " " | 7 50 |
| J. Elter, " " " " | 16 60 |

And charge Fire Department Fund.

POOR FUND.

| | |
|---|--------|
| Smith & Perkins, for groceries | 513 83 |
| M. J. Monroe, " " " " | 636 21 |
| A. McDade, " paid Overseer's orders | 53 25 |
| David Niven, " flour | 50 00 |
| B. F. Glikeson, " professional services | 6 00 |
| I. S. Waring, " livery | 11 00 |
| R. J. Bushnell, " drawing wood from Gates | 64 00 |
| I. V. Moshier, " costs in arresting Hackett, a deserter from his family | 9 32 |

And charge Poor Fund.

BOARD OF HEALTH FUND.

| | |
|--|-------|
| A. Green, services as Health Inspector | 35 00 |
| Geo. Moshier, " " " " | 35 00 |
| A. Green, disbursements | 4 62 |

And charge Board of Health Fund.

HIGHWAY FUND.

| | |
|---|---------|
| Curtis, Butts & Co., for printing blanks | \$12 75 |
| Wm. McConnell, crosswalk corner Clinton and Court streets | 38 12 |
| Wm. McConnell, crosswalk on Spring street | 7 50 |
| John D. Quinn, disbursements | 640 00 |
| Henry Beiden, plow points and repairs | 18 62 |
| Ernst & Seirled, sundries | 78 40 |

IMPROVEMENT FUNDS.

Also, when there are funds applicable, as follows:

| | |
|--|----------|
| McCormick & Cregan, in full for constructing sewer in Union street | \$435 60 |
| And charge that Fund. | |

| | |
|--|--------|
| McCormick & Cregan, in full for constructing sewer in Burns street | 372 12 |
| And charge that Fund. | |

| | |
|---|-------|
| David Wagner, in full for constructing plank walk on east side of Scio street | 29 00 |
| And charge that Fund. | |

| | |
|--|--------|
| David Wagner, in full for improving Scio street, from Delavan street to Ontario street | 366 83 |
| And charge that Fund. | |

| | |
|--|--------|
| Whitmore, Carson & Co., in full for improving Buffalo and Main streets roadway | 610 89 |
| And charge that Fund. | |

| | |
|---|--------|
| Wm. Dawson, in full for inspecting Buffalo Street Sewer | 107 00 |
| And charge that Fund. | |

| | |
|--|-------|
| John Crammond, for inspecting Joiner St. Sewer | 50 00 |
| And charge that Fund. | |

| | |
|--|-------|
| Joseph Nunn, in full for inspecting Burns street sewer | 96 00 |
| And charge that Fund. | |

| | |
|--|------|
| Owen Morgan, for hack hire | 8 00 |
| And charge Burns street and St. Joseph street Sewer Funds. | |

| | |
|---|--------|
| Daniel McCormick, for repairing corner Union and Main streets | \$3 50 |
| Constructing lateral sewer in Union st. | 25 00 |
| And charge Sewer Repair Fund. | 28 50 |

| | |
|---|-------|
| Wm. McConnell, Buffalo street improvement | 37 46 |
| And charge that Fund. | |

| | |
|--|-------|
| Michael Kinseller, for services in September | 39 00 |
| do disbursements | 11 63 |
| And charge Park Fund. | |

| | |
|---|-------|
| John Quinn, bill for repairs Buffalo st. sidewalk | 70 91 |
| And charge that Fund. | |

Adopted—all ayes.
Adjourned. C. N. SIMMONS, City Clerk.

In Common Council, Oct. 20, 1863.

REGULAR MEETING.

The President of the Board Ald. Bromley presiding.

Present—Ald. Spencer, Cram, Buell, D. D. T. Moore, St. John, Bromley, Warren, Hoffman, O'Maley, H. G. Moore, Upton, Fish, Warner, Palmer, Ernst, Sidler, Flynn, and Hebing.
Absent—Ald. Rowley, Darrow, Mordoff, Chapman, and McQuatters.

PETITIONS AND CLAIMS.

By Ald. Warren—Bills of F. H. Marshall, Newman's Band, Perkin's Band, John Morrison, Alex. Allen, F. Masseth, O. Morgan, Wm. Punch, M. Burns, John Van Anker, E. N. Carr, John Bell, Wm. Carroll, and E. Darrow & Bro: Contingent Expense Committee.

By Aid. Palmer—Estimates of McConnell & Jones, James Conway, McCormick & Cregan, Thos. Purcell, F. C. Laurer, D. Wagner, and bills of Peter Gormo, James Conway, John Harper, and J. Green: Sewer Committee.

By Aid. St. John—Bills of J. McMannis, and Home of the Friendless, Poor Committee, Remonstrance against Water street walk: Improvement Committee.

By Aid. Warner—Estimate of E. Watson, J. Clancy and O. Morgan: Improvement Committee.

By Aid. Flynn—Bill of T. Davis: Lamp Committee.

By Aid. Hebing—Petition of P. Glavin, Ann Barber and T. McEvoy, E. L. Thomas: Committee on Wood buildings.

By Aid. Cram—Bills of D. W. Hagaman, A. Bronson, E. Coleman & Co., H. R. Edgerton, Wm. Hollister & Co., W. B. Morse, Geo. Hylynd & Co., and Isaac Holloway: Street Committee.

REPORTS.

Ald. Hebing, from the Committee on Wood buildings, reported in favor of the petitions of P. Glavin, E. L. Thomas, Thos. McEvoy, and Ann Barber.

Ald. Flynn, from the Lamp Committee, reported in favor of the bill of T. Davis: Finance Committee.

Ald. St. John, from the Poor Committee, reported in favor of the bills of the Home of the Friendless, and J. McMannis: Finance Committee.

Ald. Warren, from the Contingent Expense Committee, reported in favor of the bills of Newman's Band, Perkin's Band, J. Morrison, and Alex. Allen: Finance committee. Adverse ly upon the bill of C. D. Tracy & Co.

Ald. Palmer, from the Sewer Committee, reported in favor of the bills of Jno. Green, Jno. Harper, Jas. Conway, Peter Gormo, D. Wagner, F. C. Laurer, Thos. Purcell, McCormick & Cregan, and McCormick & Jones: Finance Committee.

Ald. Warner, from the Improvement Committee, reported in favor of the estimates of J. Clancy and E. Watson, and bill of O. Morgan. Finance Committee.

Ald. Fish, from the Street Committee, reported in favor of the bill of F. Masseth. Finance Committee.

Ald. D. D. T. Moore, from the Grievance Committee, presented the following.

REPORT ON ALLEN STREET ASSESSMENT.

To the Hon. the Common Council:

Your Committee to whom was referred the petition of various persons assessed for the improvement of Allen street, asking that the Central Railroad Company be assessed for the distance owned by the Company on the line of the street, or through Centre Square, in proportion to what other property owners are taxed—would respectfully report in favor of granting the prayer of the petitioners as just and equitable. And your Committee recommend that the Assessment Roll be referred back to the Assessors with instructions to correct in accordance with the reasonable request of the petitioners.

D. D. T. MOORE,
L. C. SPENCER,

Table.

Ald. Moore also presented the following,

REPORT ON THE LOCATION OF TELEGRAPH POLES.

To the Hon. the Common Council:

Your Committee to whom was referred the petition of sundry residents of the 7th Ward, and property owners on Monroe, Alexander, Broadway and Griffith streets, remonstrating against the erection of telegraph poles on said streets, would report that in their opinion, a change of the route is advisable, and would only be just to those who complain. Your Committee therefore suggest that the route be from Monroe street through Averill street (east of the old burying ground) to the south bank of the Erie Canal; thence on said bank of the canal to South St. Paul street.

D. D. T. MOORE,
L. C. SPENCER,

Adopted.

Ald. Hoffman presented the following:

REPORT OF THE FIRE MARSHAL.

To the Mayor and Common Council of the City of Rochester:

GENTLEMEN:—In compliance with the ordinance in relation to the duties of Fire Marshal, I have the honor to submit herewith my annual report for the year ending Sept. 30, 1863:

It is extremely gratifying to me to be able to present so favorable a report. During the past year very few fires have occurred in this city of any magnitude as compared with former years. The total number of fires for the year was 39. 17 of this number were fires which were extinguished without giving the general alarm, and only a small amount of property was destroyed by the same. The City Hall bell has been sounded but 22 times for actual fires during the year, and the total amount of property destroyed, as will be seen in detailed statement marked A, was \$23,056, of which \$20,496 was covered by insurance and paid. The steam fire engines have been called upon to work on 14 fires only, during the entire year, and we have had only three false alarms during that period. It will be gratifying to our citizens holding policies of insurance, to know that all losses sustained by the several underwriters have been promptly adjusted and paid to the parties holding their policies, either by mutual agreement as to the amount or appraisement by disinterested persons selected by those interested, and without resort to legal remedy in a single instance, and I believe satisfactory to all.

We have had some fires during the year

which have clearly been the work of incendiaries, but not having sufficient evidence to fasten the guilt upon any particular person, no arrests have been made. Two of such fires have occurred in the halls or rooms in buildings having entrances by stairs leading from the street to the upper rooms in such buildings, without doors to such entrance to prevent any and all persons having access to such rooms whenever they please. Many of such rooms are unoccupied and the doors left open, making such places at night a rendezvous for lewd and incendiary persons. I have no doubt that had doors been placed at such entrances and closed at night, such fires would not have occurred.

At this season of the year many of our merchants keep their stores open evenings; to such let me say be careful in placing goods liable to take fire too near gas lights in your show windows. We have more or less fires every year from carelessness in placing such too near the burning gas. Considerable damage to property is the result of such fires, and in many such fires large and costly plate glass windows are broken. Perhaps many of our citizens are not aware that plate glass is not covered by policies of insurance, unless specially mentioned in said policy.

I would also call the attention of all citizens who are about arranging their furnaces, stoves, and other heating apparatus for winter use, to the necessity of examining the smoke pipes leading from the same, to see that they are sound and in good order before using them. Unless good care is taken such pipes very soon become rotten and totally unfit for use from the effect of the acid from coal soot collected in them. When in use a little care in time will prevent many fires which occur from the negligence of examining such pipes, which fires can hardly be accounted for. When such pipes pass through floors and wood partitions great care and good judgment should be had that sufficient space between the pipe and the wood work be left so as not to endanger the wood taking fire from the pipes by stone or earthen pipe tubes, or double tin thimbles around the pipes, with a space of at least one-half inch between the center and inner thimble, so as to allow a free concentration of air between the tin: and when such furnaces or stoves stand near to wood ceilings, such ceilings should be protected by zinc or tin put on the ceiling in such manner as to allow a space of half an inch between the zinc or tin and the ceiling. Instances has been known where zinc was placed directly over the ceiling that the heat has melted the zinc and set the ceiling on fire.

The use of wooden fire-boards placed against fire-places, not in use, should be strictly prohibited. Many fires occur by the soot in the chimney taking fire from stove pipes entering the same, and the burning soot drops down into the fire-place and the board takes fire. Iron or zinc boards should be used.

The ordinance in relation to the suppression of fires requires that all stoves in use should stand upon a foundation of metal, brick or stone, subject to the direction and approval of the Fire Marshal. This ordinance will be strictly enforced. It will afford me much pleasure when making my annual tour of inspection of furnaces, stoves, &c., in use, to find that those using them have complied with the ordinance in relation thereto.

| DETAILED STATE | | | | MENT OF FIRES. | | | | |
|----------------|-------------|------------------|---------------------|---------------------------------------|---------------|-----------|------------|-----------------------------|
| Date. | Time. | Location. | Occupation. | Kind of Property Destroyed & Damaged. | Alle'gd Loss. | Am't Ins. | Am't Paid. | Cause of Fire. |
| Oct. 9 | 10:20 P. M. | Elm st. eet | Barn Dwelling | Frame Building | \$ 700 | \$ — | \$ — | Accidental. |
| | | | | Furniture | 300 | 2,000 | 288 | From Lamp. |
| 15 | 9:45 P. M. | Broadway | Boat House | Frame Building | 150 | 600 | 51 | From Boiler. |
| 15 | | | | Engine, Lumber & Tools | 500 | — | 285 | |
| 22 | 12:30 A. M. | Reynolds street | Barn | Frame Building | 150 | 600 | — | Incendiary. |
| 30 | 12:45 A. M. | Falls street | Office | Negative Plates &c. | 100 | — | — | By Naptha in Stove. |
| Nov. 11 | 1:45 P. M. | Main street | Daguerrean | Frame Building | 350 | 500 | 310 | Lamp. |
| " 26 | 6:15 A. M. | Mill street | Barn | Frame Building | — | 900 | 800 | Unknown. |
| " 26 | " | " | Malt House | Grain | 500 | — | — | |
| 1833 | | | | | | | | |
| Jan'y 19 | 7:20 P. M. | Gregory street | Cabinet Shop | Frame Building | 500 | 450 | 300 | Incendiary. |
| " 29 | 1:55 A. M. | North street | Dwelling & Groc'y | Stock and Tools | 1,600 | 450 | 345 | |
| " 29 | 9 P. M. | A. St. Paul st | Dwelling | Frame Dwelling | 300 | 400 | 471 | Def. Chimney. |
| " 21 | 3:50 A. M. | Alexander street | " | Groceries | 800 | 800 | 701 | |
| | | | | Clothing | 150 | 35 | 125 | Careless ness |
| | | | | Frame Dwelling | 150 | 5.0 | 86 | Unknown. |
| | | | | Clothing and Furniture | 300 | 350 | 185 | |
| Feb. 2 | 11:50 A. M. | Chesnut street | " | Frame Dwelling | 200 | 1,000 | 133 | Def. Chimney. |
| " 5 | 5 P. M. | Gregory street | " | Furniture and Clothing | 100 | 1,500 | 38 | " |
| " 6 | 10:35 P. M. | Platt street | Grocery | Frame Dwelling | 10 | 3.0 | 8 | " |
| " 12 | 1:25 P. M. | Brown alley | Barn | Frame Dwelling | 800 | 800 | 596 | Unknown. |
| March 5 | 9:45 A. M. | Marietta street | Dwelling | Groceries | 600 | 500 | 282 | " |
| " 7 | 5:30 A. M. | N. St. Paul st. | Smoke House | Meat | 100 | 300 | 58 | Carelessness. |
| " 10 | 10 A. M. | Cole street | Dwelling | Frame Building | 100 | 200 | 30 | Stove Pipe. |
| " 27 | 10:30 A. M. | Falls street | Oil Refinery | Frame Building | 50 | 300 | 2.0 | Carelessness. |
| " 29 | 1:30 A. M. | Water street | Dwelling & Saloon | Oil and Still | 100 | — | — | Burst'g of Still Pipe. |
| " 29 | | | | Brick & Wood Building | 2,000 | 2,000 | 909 | Stove. |
| " 29 | | | | Furniture, Cloth'g, Liq'rs, &c. | 700 | 600 | 554 | " |
| " 29 | | | Saloon | Frame Building | 600 | 1,500 | 275 | " |
| " 29 | | | | Furniture, Cloth'g & Liquors | 300 | 300 | 125 | " |
| " 29 | | | | Frame Dwelling | 600 | 400 | 4.0 | Supposed from ashes. |
| " 29 | 3:20 A. M. | Clinton street | Dwelling and Saloon | Furniture, Cloth'g, Liq'rs, &c. | 491 | 60 | 383 | |
| April 6 | 11 A. M. | Lancaster street | Dwelling | Frame Dwelling & Furniture | 71 | 500 | 40 | Gas Light. |
| " 13 | 11:55 A. M. | State street | Oil Store | Frame Building | — | — | — | |
| " 13 | | | Paint Shop | Brick | — | — | — | |
| " 13 | | | Cabinet Shop | " | 2,020 | 7,100 | 1,348 | Melted Lard. |
| " 25 | 12 M. | Brown street | Dwelling | " | — | — | — | |
| " 29 | 3:15 P. M. | Trowbridge st | " | Frame Dwelling and Clothing | 100 | 200 | 55 | Def. Chimney. |
| May 11 | 12:30 A. M. | Kelly street | Barn | Frame Dwelling | 70 | 400 | 66 | " |
| " 16 | 10:30 P. M. | So. St. Paul st. | Barn | Frame Barn & Contents | 350 | 200 | 200 | Unknown. |
| " 16 | | | Wagon Shop | Frame Barn & Hay | 1,800 | 400 | 400 | " |
| " 22 | | | Barn | Frame Building | 60 | — | — | Lamp. |
| " 22 | | | Dwelling | Furniture | 25 | 300 | 21 | " |
| June 5 | 1:20 A. M. | Vine street | " | Frame Dwelling | 100 | 500 | 83 | Combustion of Bags. |
| " 13 | 8:10 A. M. | Lafayette street | " | " | 10 | 200 | 6 | Stove Pipe. |
| July 4 | 11 P. M. | McDonald ave. | Vacant | " | 30 | 200 | 14 | Unknown. |
| " 15 | 1:30 P. M. | So. St. Paul st. | " | Brick Building | 30 | 3,000 | 7 | Chi'd'n play'g with Matches |
| Aug. 10 | 10:40 P. M. | Genesee street | Barn | Frame Barn | 300 | 700 | 650 | Unknown. |
| " 11 | 11:30 P. M. | Magne street | Bakery | " Building | 20 | 400 | 15 | Ashes. |
| " 14 | 11:30 P. M. | Union street. | Barn | " Barn | 600 | 500 | 424 | Incendiary. |
| " 20 | 10 P. M. | State street | Millinery Shop | Brick Store | — | — | — | |
| " 20 | | | Millinery Goods | Millinery Goods | 3,450 | 5,800 | 3,009 | Cigar. |
| " 29 | 1:50 A. M. | Buffalo street | Meat Market | Brick Store | — | — | — | |
| " 29 | | | Grocery Store | " | — | — | — | |
| " 29 | | | Dwelling | Stone Dwelling | — | — | — | |
| " 29 | | | Barn | Brick Barn | — | — | — | |
| " 29 | | | | Meat and Groceries | 7,425 | 6,050 | 5,303 | Incendiary. |
| Sept. 5 | 4 A. M. | Magne street | Cooperage | 2 Frame Buildings | — | — | — | |
| " 5 | " | | Barn | & Cooper's Stock | 1,250 | 1,290 | 1,125 | Unknown. |
| " 14 | " | Plym'th Avenue | Grocery | Brick Store and Groceries | 700 | 1,500 | 380 | Incendiary. |
| " 16 | 6 P. M. | West street | Dwelling | Frame Dwelling | 400 | — | — | Shavings. |
| | | | | Total | \$34,832 | \$47,200 | \$20,496 | |

RECAPITULATION.

The total number of fires which occurred in this city during the past year ending on the 30th day of September, 1863, is 39.

CAUSES OF SUCH FIRES.

| | |
|--|----|
| Using lamp in barns..... | 2 |
| Caught from lamp in clothes press..... | 2 |
| Steam boiler..... | 1 |
| Incendiary..... | 5 |
| Burning Naptha in stove..... | 1 |
| Defective chimneys..... | 5 |
| Children playing with matches..... | 2 |
| Pipe..... | 1 |
| Bursting of pipes connected with oil still..... | 7 |
| Unknown..... | 2 |
| Ashes..... | 1 |
| Stove..... | 1 |
| Stove pipes..... | 3 |
| Segar..... | 1 |
| Children setting shavings on fire..... | 1 |
| Combustion of oiled rags..... | 1 |
| Gas light..... | 1 |
| Melted lard..... | 1 |
| Fire in smoke house..... | 1 |
| Total..... | 39 |
| And three false alarms during the same period..... | |

I trust I may be allowed to call your attention to the subject of a Fire Alarm Telegraph to be connected with our well organized Fire Department.

I am informed that at the proper time the committee on fire department will strongly urge your honorable body to ask of the Legislature of this State the increase of the fund for the support of that department. If such application is made would it not be well to include in that increase an amount sufficient to erect and put in operation a fire alarm telegraph. With this addition to the department I think I am safe in saying that no city in the United States has a more efficient and complete department than our own. Offers were made some eighteen months ago to erect a perfect and well arranged telegraph for fire purposes, with some sixty signal boxes located in different parts of the city where they could be most beneficial in giving fire alarms, for the sum of \$2,000. With the signal office located in the City Clerk's office the expense of operating the same would be trifling, as it could be done by the city messenger by day and the night watchman at night. Almost any person could be taught to operate it by having a few hours' instruction by a competent person. By this silent and speedy communication the men who are employed to watch and protect your property from the devouring element are instantly notified that their services are needed, and of the locality where they can find the enemy — and that, too, before leaving their respective engine houses. And hence there is little or no delay in going directly to the fire. By this means of communication a large number of persons who make it their business to attend fires, especially in the night, for the purpose of pilfering such articles as they can conveniently secrete and carry away would be uninvited. It would not disturb the quiet slumber of the citizens generally as does the ringing of the City Hall bell for such alarms. Many citizens residing on our beautiful avenues could have signal boxes placed in their dwellings to give direct and immediate alarm in case of fire on their premises. Keys to the signal boxes are generally left with city policemen and in the nearest house to said boxes, so that alarms can be readily given.

There are many other advantages in favor of the fire telegraph, but to appreciate its benefits it must be seen in operation. Almost all of the

large cities have their fire alarm telegraphs and know the benefits derived from them, and they would as soon think of parting with their steam fire engines as the telegraph; and I have no doubt that could our citizens generally see such an institution in operation and have a chance to test its merits, they would say to you, "Well, done, thou good and faithful servant."

The Fire Department Committee, Police Justice Wegman, and the Policemen will please accept my thanks for the prompt support they have rendered me in the discharge of my duties. All of which I most respectfully submit.

O. L. ANGEVINE,
Fire Marshal.

September 30, 1863.

COMMUNICATIONS.

Ald. St. John presented the following:

REPORT OF THE MANAGERS OF THE HOUSE FOR TRUANTS.

To the Common Council of the City of Rochester:

The Board of Managers of the House for Truants are again admonished by a returning year, to render an account of their stewardship.

The charge committed to them has nothing showy in its particulars, nothing large enough of itself to attract public attention; it is rather the retiring, dutiful mother, careful in the nurture and education of her children, solicitous for their success in life, and busied about the domestic hearthstone in administering to their wants and comforts.

The number of these children is now 62. Sickness scarcely enters there, and death itself seems to shrink from the threshold.

The following report of the Superintendent was submitted in April last, and presents the condition of the house and its operation for the year preceding:

To the Board of Managers of the "Rochester Truant Home":

GENTLEMEN—In presenting a report for the year ending March 31st, 1863, I am happy to be able to state that the boys have, for the most part, enjoyed excellent health, and that, as in previous years, no death has occurred in the institution.

Our numbers have somewhat increased. We have at this date fifty-three boys, fourteen of whom were committed by Mr. Cline, the Overseer of the Poor, in accordance with the arrangement made last October by the Common Council, to the effect that, to a limited extent, indigent boys of a sufficient age to be employed in the work shop, might be sent to our institution, a provision which I regard as both wise and benevolent. There are five other boys now in the institution, for whose board we receive some compensation from their parents.

The school department has been conducted by Miss Howes with much fidelity and success. Many of the pupils have made most commendable progress in their studies, giving great encouragement to all those who are giving their influence and time to sustain the institution. We shall find it necessary to remove the temporary partition at the north end of the school room, in order that we may have sufficient accommodation for our present number of pupils.

The recent religious awakening among the children of our city will not, we think, be wanting in its influence for good upon our boys. We are having familiar religious meetings at the

House on Sabbath afternoons, in which many of them seem deeply interested, and we can but hope that they will prove highly beneficial in promoting their moral and religious interests.

The income from the boys' labor is not large, mainly for the reason that the compensation received is so exceedingly small, and also because much of the material furnished has been very poor, requiring a much longer time to perform the same amount of work than would be required with good, strong material. I might also mention the fact that we have a much larger class of small boys in the institution than usual. A reference to our report would show the whole number of seats completed during the year to be sixteen thousand nine hundred and sixty-four. This number, even at a moderately fair price, would bring quite an income. If there was, at the time that the wages of the boys was reduced, a reason for such reduction, it certainly does not now exist, nor has it for some time past. I was then informed by Mr. Mordoff that he regarded it as merely temporary, and that he would, as soon as he could make sale of his wares then on hand, pay generously for their labor, and, besides, he urged a reduction in the price on the grounds that he was to pay one-third less per day for the labor of the boys at the "Refuge." If I have been rightly informed, the price now paid there is five cents in advance of that paid previous to *any* reduction.

I have thought it proper to call the special attention of your Board to this subject at the present time because of the great increase in our necessary expenses, on account of the high prices of all those articles required in providing for an institution like ours.

I should exceedingly regret to find, when arrangements are to be made for another year, that our financial affairs were embarrassed by a debt for previous expenses, when such a failure might be avoided, if we could obtain but a moderate compensation for the boys' labor.

Mr. Edwin Tripp, who, by the consent of your Board, I had engaged to assist me for a year, enlisted in the United States service the 30th of last August, and since that time I have employed no one to assist me. But I have now made arrangements to secure the services of Mr. Martin Vanderhoof, a young man who was well recommended to me, and who will, I think, prove himself well adapted to the place he is to fill. I am to pay for his labor fourteen dollars per month for the ensuing eight months, which terms I consider reasonable under present circumstances. I made this arrangement, feeling quite sure it would meet the approval of your Board, as, with our present number, and at this season of the year, assistance was indispensable.

Most respectfully submitted,
T. FULLER,
Superintendent.

Since this Report was submitted, it may be added, that the horse which belonged to the Institution was shot by one of the soldiers of the 14th artillery encamped across the river. Assurances were at the time given that compensation would be made for the value of the horse, but it has never been done.

It becomes necessary also, under the present arrangement with Mr. Mordoff for the team-work to be done at the expense of the House, a wagon suitable for that purpose will therefore be required.

The barn we are occupying on the lot is owned by Mr. Oliver Culver, and has become exceed-

ingly leaky in the roof and out of repair, rendering it unfit for a stable or for a storehouse.

The bedding also within the house has become much worn.

These things, together with the increase in the number of inmates, at the present prices for the necessaries of life, call for more than our usual outlay.

The Board have therefore thought it best, and esteem it their duty, to ask an appropriation by the Board of Supervisors, subject to your approval, of the sum of \$3,500 for the coming year, All of which is respectfully submitted.

WM. FITKIN, President.
C. H. CLARK, Secretary.

Accepted.

Ald. Bromley presented the following:

RESIGNATION OF ALD. ROWLEY.

ROCHESTER, Oct. 17th, 1863.

To the Mayor and Common Council of the City of Rochester:

GENTLEMEN:—I hereby respectfully tender to you my resignation as an Alderman of the City of Rochester elected by the Second Ward, and beg you to accept the same.

I am, very respectfully,

W. C. ROWLEY.

Ald. Palmer moved the acceptance of the resignation.

Motion adopted.

ORDINANCES.

WALK ON OLEAN STREET.

On motion of Ald. Warner, the Board proceeded to hear allegations in relation to the improvement described in the ordinance below.

No person appearing to make allegations,

Ald. Warner submitted the following:

An ordinance to construct a walk on the east side of Olean street.

The Common Council of the city of Rochester do ordain and determine as follows:

A plank sidewalk four feet wide shall be constructed on the east side of Olean street, from Plymouth Avenue to Hunter street.

And the whole expense shall be defrayed by an assessment upon the owners and occupants of houses and lands to be benefited thereby, and the City Surveyor, under the direction of this Board, having made an estimate of such expense, and reported the same at \$380.00, which estimate was and is hereby approved. The sum of \$380.00, being the whole amount of the estimate aforesaid, shall be assessed on such owners and occupants. And the portion of said city which said Common Council deem will be benefited by said improvement is described as follows:

One tier of lots on the east side of Olean street, from Plymouth Avenue to Hunter street.

On which above described portion of the city the said sum of \$380 is hereby ordered to be assessed.

And David McKay, Francis Dana and Jared Coleman, the Assessors of said city, not interested in any of the property so benefited, and not of kin to any person so interested, are hereby designated and directed to make an assessment upon all the owners and occupants of lands and houses within the portion or part of said city so designated, of the said amount of expense, in proportion, as nearly as may be, to the advantage which each shall be deemed to acquire by the making of said improvement; and said Assessors are hereby notified to meet for this purpose, on Saturday, the 24th day of Oct. 1863, at nine o'clock in the forenoon, at the office of the City Clerk.

Passed by the following vote:

All ayes—18.

FORD STREET WALK.

By Ald. Warner—Resolved, That the City Surveyor ascertain and report to this Board the expense of the improvement of Ford street, from Buffalo street to Hill street, by constructing a plank sidewalk six feet wide on the west side thereof.

Adopted.

The Surveyor submitted such estimate at \$270.00.

By Ald. Warner—Resolved, That the following improvement is expedient, viz: The construction of a plank sidewalk six feet wide, on the west side of Ford street, from Buffalo street to Hill street.

And whereas, The City Surveyor, under the direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$270.00, which estimate is hereby approved.

Resolved, further, That the following portion of said city is deemed benefited and proper to be assessed for the whole expense thereof, namely:

One tier of lots on the east side of Ford street, from Buffalo street to Hill street.

And the Clerk is hereby directed to publish notice in pursuance of section 165 of the City Charter, that all persons interested in the subject matter of said improvement are required to attend the Common Council on Tuesday evening, Nov. the 3d, 1863, at 7½ o'clock, at the Common Council Hall, when allegations will be heard.

Adopted.

REPAIRING MANHATTAN STREET WALK.

On motion of Ald. Cram the Board proceeded to hear allegations in relation to the improvement described in the ordinance below:

No person appearing to make allegations,

Ald. Cram submitted the following:

An ordinance to repair Manhattan street walks.

The Common Council of the city of Rochester do ordain and determine as follows: The sidewalk on each side of Manhattan street shall be repaired from Court street to George street.

And the whole expense shall be defrayed by an assessment upon the owners and occupants of houses and lands to be benefited thereby; and the City Surveyor, under the direction of this Board, having made an estimate of such expense, and reported the same at \$155, which estimate was and is hereby approved, the sum of \$155, being the whole amount of the estimate aforesaid, shall be assessed on such owners and occupants. And the portion of said city which said Common Council deem will be benefited by said improvement is described as follows:

One tier of lots on each side of Manhattan street, from Court street to George street."

On which above described portion of the city the said sum of \$155 is hereby ordered to be assessed.

And David McKay, Francis Dana, and Jared Coleman, the assessors of said city, not interested in any of the property so benefited, are hereby designated and directed to make an assessment upon all the owners and occupants of lands and houses within the portion or part of said city so designated, of the said amount of expense, in proportion, as nearly as may be, to the advantage which each shall be deemed to acquire by the making of said improvement; and said assessors are hereby notified to meet for this purpose, on Saturday, the 24th day of October, 1863, at nine o'clock in the forenoon, at the office of the City Clerk.

Passed by the following vote:

All ayes—18.

REPAIRING COURT STREET WALK.

On motion of Ald. Cram the Board proceeded to hear allegations in relation to the improvement described in the ordinance below:

No person appearing to make allegations

Ald. Cram submitted the following:

An ordinance to repair Court street walk.

The Common Council of the City of Rochester do ordain and determine as follows: The plank walk on each side of Court street shall be repaired from William street to Union street.

And the whole expense shall be defrayed by an assessment upon the owners and occupants of houses and lands to be benefited thereby, and the City Surveyor, under the direction of this Board, having made an estimate of such expense, and reported the same at \$245 which estimate was and is hereby approved; the sum of \$245 being the whole amount of the estimate aforesaid, shall be assessed on such owners and occupants. And the portion of said city which said Common Council deem will be benefited by said improvement is described as follows: "One tier of lots on each side of Court street from William street to Union street," on which above described portion of the city, the said sum of \$245 is hereby ordered to be assessed.

And David McKay, Francis Dana and Jared Coleman, the assessors of said city, not interested in any of the property so benefited, and not of kin to any person so interested, are hereby designated and directed to make an assessment upon all the owners and occupants of lands and houses within the portion or part of said city so designated, of the said amount of expense, in proportion, as nearly as may be, to the advantage which each shall be deemed to acquire by the making of said improvement; and said assessors are hereby notified to meet for this purpose on Saturday, the 24th day of October, 1863, at nine o'clock in the forenoon, at the office of the City Clerk.

Passed by the following vote:

All ayes—18.

REPAIRING CLINTON STREET WALKS.

On motion of Ald. Cram the Board proceeded to hear allegations in relation to the improvement described in the ordinance below:

No person appearing to make allegations,

Ald. Cram submitted the following:

An ordinance to repair walks on Clinton street.

The Common Council of the city of Rochester do ordain and determine as follows: The plank sidewalk on each side of Clinton street shall be repaired, from the New York Central Railroad to the north line of the city.

And the whole expense shall be defrayed by an assessment upon the owners and occupants of houses and lands to be benefited thereby; and the City Surveyor, under the direction of this Board, having made an estimate of such expense, and reported the same at \$1,053, which estimate was and is hereby approved, the sum of \$1,053, being the whole amount of the estimate aforesaid, shall be assessed on such owners and occupants. And the portion of said city which said Common Council deem will be benefited by said improvement is described as follows:

One tier of lots on each side of Clinton street, from the New York Central Railroad to the north line of the city."

On which above described portion of the city the said sum of \$1,053 is hereby ordered to be assessed.

And David McKay, Francis Dana, and Jared Coleman, the assessors of said city, not interested in any of the property so benefited, and not of kin to any person so interested, are hereby designated and directed to make an assessment upon all the owners and occupants of lands and houses within the portion or part of said city so designated, of the said amount of expense, in proportion, as nearly as may be, to the advantage which each shall be deemed to acquire by the making of said improvement; and said assessors are hereby notified to meet for this purpose, on Saturday, the 24th day of October, 1863, at nine o'clock in the forenoon, at the office of the City Clerk.

Passed by the following vote:

All ayes—18.

REPAIRING UNIVERSITY AVENUE WALKS.

On motion of Ald. Cram the Board proceeded to hear allegations in relation to the improvement described in the ordinance below:

No person appearing to make allegations,

Ald. Cram submitted the following:

An ordinance to repair University Avenue walks.

The Common Council of the City of Rochester do ordain and determine as follows: The plank walk on each side of University Avenue shall be repaired from North street to Scio street.

And the whole expense shall be defrayed by an assessment upon the owners and occupants of houses and lands to be benefited thereby, and the City Surveyor, under the direction of this Board having made an estimate of such expense, and reported the same at \$383, which estimate was and is hereby approved; the sum of \$383, being the whole amount of the estimate aforesaid, shall be assessed on such owners and occupants. And the portion of said city which said Common Council deem will be benefited by said improvement is described as follows:

One tier of lots on each side of University Avenue from North street to Scio street," on which above described portion of the city the said sum of \$383 is hereby ordered to be assessed.

And David McKay, Francis Dana and Jared Coleman, the assessors of said city, not interested in any of the property so benefited, and not of kin to any person so interested, are hereby designated and directed to make an assessment upon all the owners and occupants of lands and houses within the portion or part of said city so designated, of the said amount of expense, in proportion as nearly as may be, to the advantage which each shall be deemed to acquire by the making of said improvement; and said assessors are hereby notified to meet for this purpose, on Saturday, the 24th day of October, 1863, at nine o'clock in the forenoon, at the office of the City Clerk.

Passed by the following vote:

All ayes—18.

REPAIRING SOUTH AVENUE WALK.

On motion of Ald. Cram the Board proceeded to hear allegations in relation to the improvement described in the ordinance below:

No person appearing to make allegations,

Ald. Cram submitted the following:

An ordinance to repair South avenue walk on the west side.

The Common Council of the City of Rochester do ordain and determine as follows: The sidewalk on the west side of South Avenue shall be repaired from Holley street to Gregory street.

And the whole expense shall be defrayed by an assessment upon the owners and occupants of houses and lands to be benefited thereby, and the City Surveyor, under the direction of this Board, having made an estimate of such expense, and reported the same at \$370, which estimate was and is hereby approved; the sum of \$370, being the whole amount of the estimate aforesaid, shall be assessed on such owners and occupants. And the portion of said city which said Common Council deem will be benefited by said improvement is described as follows:

One tier of lots on the west side of South Avenue, from Holley street to Gregory street."

On which above described portion of the city the said sum of \$370 is hereby ordered to be assessed.

And David McKay, Francis Dana and Jared Coleman, the assessors of said City not interested in any of the property so benefited, and not of kin to any person so interested, are hereby designated and directed to make an assessment upon all the owners and occupants of lands and houses within the portion or part of said City, so designated, of the said amount of expense, in proportion, as nearly as may be, to the advantage which each shall be deemed to acquire by the making of said improvement; and said assessors are hereby notified to meet for this purpose, on Saturday, the 24th day of October, 1863, at nine o'clock in the forenoon, at the office of the City Clerk.

Passed by the following vote:

All ayes—18.

REPAIRING MILL STREET WALK.

On motion of Ald. Cram, the Board proceeded to hear allegations in relation to the improvement described in the ordinance below:

No person appearing to make allegations,

Ald. Cram submitted the following:

An ordinance to repair the walk on the west side of Mill street.

The Common Council of the city of Rochester do ordain and determine as follows: The side walk on the west side of Mill street shall be repaired from Center street to Brown street.

And the whole expense shall be defrayed by an assessment upon the owners and occupants of houses and lands to be benefited thereby, and the City Surveyor, under the direction of this Board, having made an estimate of such expense, and reported the same at \$266, which estimate was and is hereby approved; the sum of \$266, being the whole amount of the estimate aforesaid, shall be assessed on such owners and occupants. And the portion of said city which said Common Council deem will be benefited by said improvement is described as follows:

"One tier of lots on the west side of Mill street, from Center street to Brown street."

On which above described portion of the city the said sum of \$266 is hereby ordered to be assessed.

And David McKay, Francis Dana and Jared Coleman, the assessors of said city, not interested in any of the property so benefited, and not of kin to any person so interested, are hereby designated and directed to make an assessment upon all the owners and occupants of lands and houses within the portion or part of said city so designated, of the said amount of expense, in proportion, as nearly as may be, to the advantage which each shall be deemed to acquire by the making of said improvement; and said assessors are hereby notified to meet for this purpose on Saturday, the 24th day of October, 1863, at nine o'clock in the forenoon, at the office of the City Clerk.

Passed by the following vote:

All ayes—18.

REPAIRING TREMONT STREET WALK.

On motion of Ald. Cram the Board proceeded to hear allegations in relation to the improvement described in the ordinance below:

No person appearing to make allegations,

Ald. Cram submitted the following:

An Ordinance to repair Tremont street walk.

The Common Council of the city of Rochester do ordain and determine as follows: The side walk on the north side of Tremont street shall be repaired from High street to the Genesee Valley Canal.

And the whole expense shall be defrayed by an assessment upon the owners and occupants of houses and lands to be benefited thereby, and the City Surveyor, under the direction of this Board, having made an estimate of such expense and reported the same at \$71, which estimate was and is hereby approved; the sum of \$71, being the whole amount of the estimate aforesaid, shall be assessed on such owners and occupants. And the portion of said city which said Common Council deem will be benefited by said improvement is described as follows:

"One tier of lots on the north side of Tremont street from High street to the Genesee Valley Canal."

On which above described portion of the city the said sum of \$71 is hereby ordered to be assessed.

And David McKay, Francis Dana, and Jared Coleman, the assessors of said city, not interested in any of the property so benefited, and not of kin to any person so interested, are hereby designated and directed to make an assessment upon all the owners and occupants of lands and houses within the portion or part of said city so designated, of the said amount of expense, in proportion, as nearly as may be, to the advantage which each shall be deemed to acquire by the making of said improvement; and the said assessors are hereby notified to meet for this purpose, on Saturday, the 24th day of October, 1863, at nine o'clock in the forenoon, at the office of the City Clerk.

Passed by the following vote:

All ayes—18.

REPAIRING CENTER ST. WALKS.

On motion of Ald. Cram the Board proceeded to hear allegations in relation to the improvement described in the ordinance below:

No person appearing to make allegations,

Ald. Cram submitted the following:

An ordinance to repair Centre st. walk.

The Common Council of the City of Rochester do ordain and determine as follows: the walk on the north side of Center st. shall be repaired in front of lot No. 47 on the corner of State st.

And the whole expense shall be defrayed by an assessment upon the owners and occupants of houses and lands to be benefited thereby, and the City Surveyor, under the direction of this Board, having made an estimate of such expense, and reported the same at \$32,00, which estimate was and is hereby approved, the sum of \$32,00, being the whole amount of the estimate aforesaid, shall be assessed on such owners and occupants. And the portion of said city which said Common Council deem will be benefited by said improvement is described as follows:

"Lot 47 on the corner of State and Center sts.," on which above described portion of the city, the said sum of \$32,00 is hereby ordered to be assessed.

And David McKay, Francis Dana and Jared Coleman, the assessors of said city, not interested in any of the property so benefited, and not of kin to any person so interested, are hereby designated and directed to make an assessment upon all the owners and occupants of lands and houses within the portion or part of said city so designated, of the said amount of expense, in proportion, as nearly as may be, to the advantage which each shall be deemed to acquire by the making of said improvement; and said assessors are hereby notified to meet for this purpose on Saturday, the 24th day of Oct., 1863, at nine o'clock in the forenoon, at the office of the City Clerk.

Passed by the following vote:

All ayes—18.

REPAIRING JOHNSON PARK WALKS.

On motion of Ald. Cram the Board proceeded to hear allegations in relation to the improvement described in the ordinance below:

No person appearing to make allegations,

Ald. Cram submitted the following:

An ordinance to repair Johnson Park walks.

The Common Council of the City of Rochester do ordain and determine as follows: The side walk on each side of Johnson Park shall be repaired from Clinton st. to Stone st.

And the whole expense shall be defrayed by an assessment upon the owners and occupants of houses and lands to be benefited thereby, and the City Surveyor, under the direction of this Board, having made an estimate of such expense, and reported the same at \$70,00, which estimate was and is hereby approved; the sum of \$70,00 being the whole amount of the estimate aforesaid, shall be assessed on such owners and occupants. And the portion of said city which said Common Council deem will be benefited by said improvement is described as follows:

"One tier of lots on each side of Johnson Park from Clinton st. to Stone st.," on which above described portion of the city the said sum of \$70 is hereby ordered to be assessed.

And David McKay, Francis Dana and Jared Coleman the assessors of said City, not interested in any of the property so benefited, and not of kin to any person so interested, are hereby designated and directed to make an assessment upon all the owners and occupants of lands and houses within the portion or part of said City so designated, as nearly as may be, to the advantage which each shall be deemed to acquire by the making of said improvement; and said assessors are hereby notified to meet for this purpose, on Saturday, the 24th day of Oct., 1863, at nine o'clock in the forenoon, at the office of the City Clerk.

Passed by the following vote:

All ayes—18.

REPAIRING WELD ST. WALK.

On motion of Ald. Cram the Board proceeded to hear allegations in relation to the improvement described in the ordinance below:

No person appearing to make allegations,

Ald. Cram submitted the following:

An ordinance to repair Weld st. walk.

The Common Council of the City of Rochester do ordain and determine as follows: the walk on each side of Weld st. shall be repaired from North st. to Scio st.

And the whole expense shall be defrayed by an assessment upon the owners and occupants of houses and lands to be benefited thereby, and the City Surveyor, under the direction of this Board, having made an estimate of such expense and reported the same at \$383,00, which estimate was and is hereby approved; the sum of \$383,00 being the whole amount of the estimate aforesaid, shall be assessed on such owners and occupants. And the portion of said city which said Common Council deem will be benefited by said improvement is described as follows:

"One tier of lots on each side of Weld st. from North st. to Scio st.," on which above described portion of the city the said sum of \$383,00 is hereby ordered to be assessed.

And David McKay, Francis Dana and Jared Coleman, the assessors of said city, not interested in any of the property so benefited, and not of kin to any person so interested, are hereby designated and directed to make an assessment upon all the owners and occupants of lands and houses within the portion or part of said city so designated, of the said amount of expense, in proportion, as nearly as may be, to the advantage which each shall be deemed to acquire by the making of such improvement; and said assessors are hereby notified to meet for this purpose, on Saturday, the 24th day of October, 1893, at nine o'clock in the forenoon, at the office of the City Clerk.

Passed by the following vote:
All ayes—18.

REPAIRING TAPPAN STREET WALKS.

On motion of Ald. Cram the Board proceeded to hear allegations in relation to the improvement described in the ordinance below:

No person appearing to make allegations,

Ald. Cram submitted the following:

An ordinance to repair Tappan street walks.

The Common Council of the City of Rochester do ordain and determine as follows: The side walk on each side of Tappan street shall be repaired from North street to Sciò street.

And the whole expense shall be defrayed by an assessment upon the owners and occupants of houses and lands to be benefited thereby, and the City Surveyor, under the direction of this Board, having made an estimate of such expense, and reported the same at \$383, which estimate was and is hereby approved; the sum of \$383 being the whole amount of the estimate aforesaid, shall be assessed on such owners and occupants. And the portion of said City which said Common Council deem will be benefited by said improvement is described as follows:

"One tier of lots on each side of Tappan street from North street to Sciò street," on which above described portion of the City, the said sum of \$383 is hereby ordered to be assessed.

And David McKay, Francis Dana and Jared Coleman, the assessors of said City, not interested in any of the property so benefited, and not of kin to any person so interested, are hereby designated and directed to make an assessment upon all the owners and occupants of lands and houses within the portion or part of said City so designated, of the said amount of expense, in proportion, as nearly as may be, to the advantage which each shall be deemed to acquire by the making of said improvement; and said assessors are hereby notified to meet for this purpose, on Saturday, the 24th day of October, 1893, at nine o'clock in the forenoon, at the office of the City Clerk.

Passed by the following vote:
All ayes—18.

REPAIRING DELEVAN STREET WALKS.

On motion of Ald. Cram the Board proceeded to hear allegations in relation to the improvement described in the ordinance below:

No person appearing to make allegations

Ald. Cram submitted the following:

An ordinance to repair Delevan street walks.

The Common Council of the City of Rochester do ordain and determine as follows: the side walk on each side of Delevan street shall be repaired from North street to Sciò street.

And the whole expense shall be defrayed by an assessment upon the owners and occupants of houses and lands to be benefited thereby, and the City Surveyor, under the direction of this Board, having made an estimate of such expense, and reported the same at \$383 which estimate was and is hereby approved; the sum of \$383 being the whole amount of the estimate aforesaid, shall be assessed on such owners and occupants. And the portion of said City which said Common Council deem will be benefited by said improvement is described as follows:

"One tier of lots on each side of Delevan street, from North street to Sciò street," on which above described portion of the City, the said sum of \$383 is hereby ordered to be assessed.

And David McKay, Francis Dana and Jared Coleman, the assessors of said City, not interested in any of the property so benefited, and not of kin to any person so interested, are hereby designated and directed to make an assessment upon all the owners and occupants of lands and houses within the portion or part of said City so designated, of the said amount of expense, in proportion, as nearly as may be, to the advantage which each shall be deemed to acquire by the making of said improvement; and said assessors are hereby notified to meet for this purpose, on Saturday, the 24th day of October, 1893, at nine o'clock in the forenoon, at the office of the City Clerk.

Passed by the following vote:
All ayes—18.

REPAIRING CLIFTON STREET WALK.

By Ald. Cram—Resolved, That the City Surveyor ascertain and report to this Board the expense of repairing the plank walk on the south side of Clifton st., from Prospect street to Reynolds street.

Adopted.

The Surveyor submitted such estimate at \$100.

By Ald. Cram—Resolved, That the following improvement is expedient, viz: Repairing the plank walk on the south side of Clifton street, from Prospect street to Keynolds street.

And whereas, the City Surveyor, under the direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$100, which estimate is hereby approved.

Resolved, further, That the following portion of said city is deemed benefited and proper to be assessed for the whole expense thereof, namely:

One tier of lots on the south side of Clifton street, from Prospect street to Reynolds street.

And the Clerk is hereby directed to publish notice in pursuance of section 165 of the City Charter, that all persons interested in the subject matter of said improvement, are required to attend the Common Council on Tuesday evening, Nov. the 3d, 1893, at 7½ o'clock, at the Common Council Hall, when allegations will be heard.—Adopted.

EXTENDING THE ARCH OVER THE WATER STREET RACE.

On motion of Ald. Cram the Board proceeded to hear allegations in relation to the improvement described in the ordinance below:

No person appearing to make allegations,

Ald. Cram submitted the following:

An Ordinance to extend the arch over the Water Street Race.

The Common Council of the City of Rochester do ordain and determine as follows: The arch on Main street over the race at Water street shall be extended from the present arch to the south line of the street.

And the whole expense shall be defrayed by an assessment upon the owners and occupants of houses and lands to be benefited thereby, and the City Surveyor, under the direction of this Board, having made an estimate of such expense, and reported the same at \$560, which estimate was and is hereby approved; the sum of \$560, being the whole amount of the estimate aforesaid, shall be assessed upon such owners and occupants. And the portion of said city which said Common Council deem will be benefited by said improvement is described as follows:

One tier of lots on each side of Water street from the north line of the Mill Race to the Erie Canal.

On which above described portion of the city the said sum of \$560 is hereby ordered to be assessed.

And David McKay, Jared Coleman, and Francis Dana, the assessors of said city not interested in any of the property so benefited, and not of kin to any person so interested, are hereby designated and directed to make an assessment upon all the owners and occupants of lands and houses within the portion or part of said city so designated, of the said amount of expense, in proportion, as nearly as may be, to the advantage which each shall be deemed to acquire by the making of said improvement; and said assessors are hereby notified to meet for this purpose, on Saturday, the 24th day of October, 1893, at nine o'clock in the forenoon, at the office of the City Clerk.

Passed by the following vote:
All ayes—18.

WATER STREET WALK.

Ald. Warner presented the final ordinance for constructing a flag walk on the east side of Water street, and moved that the same be indefinitely postponed.

Motion adopted.

REPAIRING STATE STREET AND LAKE AVENUE WALKS.

Ald. Cram moved a reconsideration of the resolution passed by this Board on the 25th day of August last, postponing until the second regular meeting in April the final ordinance for repairing the walk on each side of State street and Lake Avenue, from Cliff street to Brisbane street.

Motion adopted.

Ald. Cram now moved that the further consideration of said ordinance be postponed until the next regular meeting, and that the Clerk publish notice that allegations will then be heard.

Motion adopted.

REPAIRING SOPHIA STREET WALK.

By Ald. Cram—Resolved, That the City Surveyor ascertain and report to this Board the expense of repairing the brick side walk on the east side of Sophia street, from Buffalo street to Allen street.

The surveyor submitted such estimate at \$300.

Adopted.

By Ald. Cram—Resolved, That the following improvement is expedient, viz:

Repairing the brick sidewalk on the east side of Sophia street, from Buffalo street to Allen street, by relaying the same so as to make a uniform grade.

And Whereas, the City Surveyor, under the direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$300 00, which estimate is hereby approved.

Resolved, further, that the following portion of said city is deemed benefited and proper to be assessed for the whole expense thereof, namely:

One tier of lots on the east side of Sophia street, from Buffalo street to Allen street.

And the Clerk is hereby directed to publish notice in pursuance of section 165 of the City Charter, that all persons interested in the subject matter of said improvement, are required to attend the Common Council on Tuesday evening, Nov. the 3d, 1863, at half-past seven o'clock, at the Common Council Hall, when allegations will be heard. Adopted.

ASSESSMENTS.

Ald. Cram presented the assessment rolls for the following named improvements, and moved that the next regular meeting, November 3d, be fixed when appeals will be heard.

Motion adopted.

Repairing the walk on the south side of Brown street, from Kent street to Warehouse street.

Repairing the walk on the west side of Exchange street, from the Erie Canal to Spring street, in front of lots 42, 46, and 48 in the One Hundred Acre Tract, and from Troup street to the north line of C. J. Hayden's lot.

Repairing the walk on the north side of Allen street, from the Erie Canal Bridge to Brown street,

Repairing the walk on each side of William street, from East Avenue to Monroe Avenue.

Ald. Warner presented the assessment rolls for the following named improvements and moved that the next regular meeting, November 3d, be fixed when appeals will be heard.

Motion adopted.

Constructing plank walks on each side of Spring street, from High street to Ford street.

Grading and constructing walks on each side of Hand street, from St. Paul street to the east line of St. Bridget's Church lot.

Reassessment roll for deficiency in improving the roadway of Buffalo and Main streets, from the west line of Front street to the west line of Water street.

Ald. Palmer presented the reassessment roll for the deficiency in constructing a sewer in Buffalo street, from the sewer in Front street to the west line of Fitzhugh street, and moved that the next regular meeting, November 3d, be fixed when appeals will be heard.

Motion adopted.

On motion of Ald. Cram the assessment roll for repairing the brick walk in front of lot No. 184 on the west side of North Washington street was confirmed by the following vote:

All ayes—18.

On motion of Ald. Cram, the assessment roll for repairing the walk on each side of Tremont street, from Plymouth Avenue to High street, was confirmed by the following vote:

All ayes—18.

On motion of Ald. Cram, the assessment roll for repairing the walk on the west side of Jones street, from Centre street to Brown street, and on the east side from Centre street to Platt street, was confirmed by the following vote:

All ayes—18.

On motion of Ald. Cram, the assessment roll for repairing the walk on the north side of Allen street, and on the east side of Kent street, from the east line of lot No. 81 on the north side of Allen street to Platt street, was confirmed by the following vote:

All ayes—18.

On motion of Ald. Cram the assessment roll for repairing the walks and constructing a wooden railing on the south side of West Avenue, from a point 84 feet west of Prospect street to Park Place, and from John Carroll's grocery to

Favor street, was confirmed by the following vote:

All ayes—18.

On motion of Ald. Cram, the assessment roll for repairing walks on each side of Brown street, from Jones street to State street, was confirmed by the following vote:

All ayes—18.

On motion of Ald. Cram, the assessment roll for constructing a railing on the wall on the east end of Allen Street Bridge, was confirmed by the following vote:

All ayes—18.

On motion of Ald. Warner, the assessment roll for constructing a plank walk on the east side of Wentworth street, from West Avenue to Burns street, was confirmed by the following vote:

All ayes—18.

MISCELLANEOUS.

By Ald. Hebing—Resolved, That the Street Committee is hereby requested to introduce an ordinance at the next regular meeting of this Board for the repairs of the sidewalks on West Alexander street, between Mt. Hope Avenue and the Canal. Adopted.

By Ald. Hebing—Resolved, That Ann Barber have permission to build a frame dwelling under the direction of the Fire Marshal. Adopted.

By Ald. Hebing—Resolved, That Wendelin Merk have permission to build a cross walk across Cayuga street in front of his premises on said street under the direction of the Street Superintendent. Adopted.

By Ald. Hebing—Resolved, That Thomas McEvoy have leave to build a wooden addition to his house, and that Patrick Glavin have leave to build a wooden addition to his barn under the direction of the Fire Marshal. Adopted.

By Ald. Flynn—Resolved, That the Lamp Committee be and are hereby directed to erect one lamp on the corner of Grape and Wilder streets. Adopted.

By Ald. Flynn—Resolved, That the City Superintendent be and is hereby directed to immediately repair the sidewalk on Orange street, from Magne to Saxton street. Adopted.

By Ald. Palmer—Resolved, That the City Treasurer receive from property owners taxed for Joiner street sewer 95 per cent in full of their assessment therefor. Adopted.

By Ald. Palmer—Resolved, That the City Treasurer credit railroad outlet sewer fund \$100, and charge Clinton and Joiner streets sewer funds each \$50. Adopted.

By Ald. Palmer—Resolved, That the City Treasurer cancel sewer tax assessed New York Central Railroad Co. for constructing Sixth Ward railroad outlet sewer, and charge Railroad, St. Joseph and Nassau street sewer fund, agreeable to a contract made and executed by and between said Railroad Company and the city of Rochester, bearing date 12th day of September, 1862. Adopted.

By Ald. Palmer—Resolved, That all persons owning property on Lake Avenue, between Brisbane and Cliff streets, have permission to repair their sidewalks, providing the same shall be done in two weeks from this date. Adopted.

By Ald. Palmer—Resolved, That the City Clerk draw two orders for four hundred dollars each, in favor of David Wagner, and payable to the order of McConnell & Jones, one in one year from the 20th day of October, 1863, and one in two years from the 20th day of October,

1863, both with interest; and the City Treasurer is hereby authorized to accept the same in behalf of the city, and charge East Street Improvement Fund.

Adopted—all ayes.

By Ald. Warner—Resolved, That the City Clerk draw two orders for four hundred dollars each, in favor of E. Watson, and payable to the order of the Rochester Brick and Tile Manufacturing Co., one in one year from the 20th day of October, 1863, and one in two years from the 20th day of October, 1863, both with interest; and the City Treasurer is hereby authorized to accept the same in behalf of the city, and charge South St. Paul street Brick Sidewalk Fund.

Adopted—all ayes.

By Ald. Warner—Resolved, That John Wegman, and Jerry Moyzihan are hereby permitted to build their own walk on Hand street, if done in conformity with the ordinance, and under the direction of the Improvement Committee. Adopted.

By Ald. Warner—Resolved, That the Treasurer credit Buffalo and Main street roadway improvement with \$184 19 and charge \$107 63 to Main street roadway Improvement Fund, and the balance \$76 56 to Buffalo and Main street sidewalk Fund, and that the sum of \$184 19 be deducted pro rata from the reassessment for Buffalo and Main street roadway Improvement. \$107 63 being the amount paid for a crosswalk at the west line of Water street, and \$76 56 for the flag walk across Graves street. Adopted.

By Ald. Warner—Resolved, That all proceedings heretofore had in reference to Mount Hope Avenue improvement be and the same are hereby rescinded. Adopted.

By Ald. Warner—Resolved, That the property owners on the east side of Water street, from the south line of G. W. Burbank's office, north to the present flag walk, be required to repair the walks in front of their premises, under the direction of the Street Committee, within 20 days from the passage of this resolution.—Adopted.

By Ald. Fish—Resolved, That the Commissioners for the appraisal of damages for the widening of Cady street, in the 8th Ward, are hereby earnestly requested to make their report at the earliest moment possible, and the Clerk is hereby requested to serve a copy of the foregoing resolution upon each of said Commissioners. Adopted.

By Ald. Fish—Resolved, That the Improvement Committee be and they are hereby authorized and directed to advertise for propositions for the improvement of Cady street, 8th Ward, in accordance with an ordinance passed by this Board, some time since. Adopted.

By Ald. O'Maley—Resolved, That the taxpayers on Hand street have leave to build their own side-walks under the direction of the Improvement Committee, if they have them built in two weeks, so as not to interfere with the contractor. Adopted.

By Ald. St. John—Resolved, That the Board of Supervisors be and they are hereby requested to levy and assess upon the city of Rochester the sum of \$3,500 for the benefit of the House for Idle and Truant children. Adopted.

By Ald. D. T. Moore—Resolved, That the Street Committee be empowered and instructed to change the route of the United States Telegraph Company through the south-east part of

the city in accordance with the report of the Grievance Committee submitted and adopted this evening. Adopted.

By Ald. Buell—Resolved, That the Street Committee be and they are hereby requested to bring in an ordinance for repairing the side-walks, and raising the same to a level of the curb stone on Higa street, from Troup street to Atkinson street. Adopted.

By Ald. Buell—Resolved, That a special election be held in the Second Ward of this city on the 3d day of November next, for the election of one Alderman in place of Wm. C. Rowley, resigned. Adopted.

By Ald. Buell—Resolved, That the Finance Committee be authorized to settle with or appoint some person to settle with and collect of the State of New York the moneys advanced by the city in 1861 for expenses incurred in furnishing volunteers. Adopted.

FINANCE BUDGET.

By Ald. Buell—Resolved, That the Treasurer pay as follows:

| CONTINGENT FUND. | |
|--|---------|
| Newman's Band, for services at funeral of Lieut. Ainet | \$30 00 |
| Perkins' Band, for services at funeral of Lieuts. Card and Evans | 20 00 |
| John Morrison, for repairing stoves and pipes for city offices | 17 07 |
| Alex. Aden, 1 qr's salary taking care of clocks | 37 50 |
| And charge Contingent Fund. | |

| POOR FUND. | |
|--|--------|
| Home of the Friendless, for board | 165 00 |
| James McMannis, for paid Overseer's orders | 69 37 |
| And charge Poor Fund. | |

| LAMP FUND. | |
|------------------------------|------|
| Thos. Davis, bill of repairs | 9 50 |
| And charge Lamp Fund. | |

IMPROVEMENT FUNDS.
Also, when there are funds applicable, as follows:

| | |
|--|--------|
| John Green, for inspecting Clinton street sewer, payable to C. T. Amsden, in full | 68 00 |
| And charge that Fund. | |
| Owen E. O'Maley, for inspecting Main street improvement | 72 00 |
| And charge that Fund. | |
| John Clancy, in full for improving Hawkins and Oakman streets | 525 00 |
| And charge that Fund. | |
| Thos. Purcell, in full for constructing sewer in Clinton street, \$75.98 payable to Wm. B. Morse, and \$95.83 payable to Thos. Purcell | 326 81 |
| And charge that Fund. | |
| James Conway, on his contract for constructing sewer in St. Joseph street | 400 00 |
| And charge that Fund. | |
| McCormick & Cregan, on their contract for constructing sewer in Chatham street | 100 00 |
| And charge that Fund. | |
| Frederick C. Lauer, on his contract for constructing sewer in Nassau and St. Joseph streets | 500 00 |
| And charge that Fund. | |
| McConnell & Jones, in full for constructing sewer in Buffalo street | 320 87 |
| And charge that Fund. | |
| Peter Gomo, for inspecting St. Joseph st. sewer | 50 00 |
| And charge that Fund. | |
| Owen Morgan, hack hire | 2 00 |
| And charge Wilder Street Sidewalk Fund. | |
| James Conway, for repairing sewers, as per bill rendered | 263 60 |
| And charge Sewer Repair Fund. | |
| Frank Masseth, for hack hire | 2 00 |
| And charge \$1 to Mt. Hope Avenue Improvement and \$1 to Alexander Street Improvement. | |
| John Harper, hack hire | 2 50 |
| And charge St. Joseph Street Sewer Fund. | |
| Adopted—all ayes. | |
| Adjourned. | |

C. N. SIMMONS, Clerk.

In Common Council, Nov. 3d, 1863.

REGULAR MEETING.

The President of the Board Ald. Bromley presiding.

Present—Ald. Spencer, Cram, Darling, Buell, D. D. T. Moore, St. John, Darrow, Bromley, Warren, Hoffman, O'Maley, H. G. Moore, Upton, Fish, Mordoff, Palmer, Ernst, Sidler and Flynn.

Absent—Ald. Warner, Chapman, Hebing and McQuatters.

The minutes of the last meeting were approved.

PETITIONS AND CLAIMS.

By Ald. Ernst—Petition of J. W. Benton; Table.

By Ald. Cram—Bills of H. N. Curtis, N. Aylesworth, J. D. Quinn and W. McConnell; Street Committee.

By Ald. St. John—Bills of the Rochester Orphan Asylum, W. Wadsworth, J. Cline, E. Darrow & Bro., W. Darling, Jonathan King and J. W. Phillips; Poor Committee.

By Ald. Warren—Bills of H. P. Langworthy, Newman's Band, Martin Briggs, John Bell and N. F. Hilton; Contingent Expense Committee. Petition relative to Hand street improvement; table.

By Ald. Palmer—Bill of G. W. Walbridge, and estimates of McCormick & Cregan, J. Crammond, D. D. Lynch and D. Wagner; Sewer Committee.

By Ald. D. D. T. Moore—Estimates of W. I. Hanford, Whitmore, Carson & Co. and D. Wagner; Improvement Committee.

By Ald. Darling—Bill of Michael Kinsella; Park Committee.

By Ald. Sidler—Bill of W. Steger; Contingent Expense Committee.

By Ald. Spencer—Bills of Chief of Police and Policemen; Police Committee.

By Ald. Buell—Petition of S. F. Butler; Committee on Wood Buildings.

By Ald. Flynn—Bills of Geo. Van Houton and M. Flynn; Lamp Committee.

REPORTS.

Ald. Warren, from the Contingent Expense Committee, reported in favor of the bills of the Assessors, F. Lockhart, J. Carroll, J. Van Anker, E. W. Carr, M. Burns, F. Masseth, O. Morgan, Wm. Carroll, F. H. Marshall and E. Darrow & Bro.; Finance Committee.

Ald. Flynn, from the Lamp Committee, reported in favor of the bills of M. Flynn, and G. Van Houton; Finance Committee.

Ald. St. John, from the Poor Committee, reported in favor of the bills of the Rochester Orphan Asylum, W. Wadsworth, J. Cline, E. Darrow & Bro., W. Darling, Jonathan King and J. W. Phillips; Finance Committee.

Ald. Cram, from the Street Committee, reported in favor of the bills of H. N. Curtis, N. Aylesworth, J. D. Quinn and W. M. McConnell; Finance Committee.

Ald. D. D. T. Moore, from the Improvement Committee, reported in favor of the estimates of D. Wagner, W. I. Hanford and Whitmore, Carson & Co.; Finance Committee.

Ald. Palmer, from the Sewer Committee, reported in favor of the estimates of D. Wagner, D. D. Lynch, John Crammond, and McCormick & Cregan, and bill of Geo. W. Walbridge; Finance Committee.

Ald. Darling, from the Park Committee, reported in favor of the bill of M. Kinsella; Finance Committee.

Ald. Buell, from the Law Committee submitted the following

REPORT:

To the Common Council of the City of Rochester:

The undersigned, your Committee, to whom was referred the petition of John M'Convill, proposing to purchase the interest of the city in certain lots on the north-east corner of Main and Stillson streets, in said city, respectfully report, that we have had the whole subject matter under consideration, and after mature consideration have concluded to recommend the passage of the accompanying resolution directing the Mayor to convey the interest of the city in the lands therein mentioned, to Mr. M'Convill, on the payment by him to the city of \$300.

All which is respectfully submitted:

W. C. ROWLEY,
DANIEL WARNER,
E. N. BUELL.

Rochester, Oct. 10th, 1863.

On motion of Ald. Buell, accepted.

COMMUNICATIONS FROM CITY OFFICERS.

The Clerk presented the

TREASURER'S MONTHLY REPORT OF THE BALANCE OF THE PRINCIPAL FUNDS ON THE MORNING OF NOVEMBER 2D, 1863.

| | |
|--|-------------|
| Contingent Fund, Cr. Balance,..... | \$ 9,123 54 |
| Fire Department, " " " " " " " " " " " " | 4,713 61 |
| Highway Fund, " " " " " " " " " " " " | 3,834 81 |
| Lamp Fund, " " " " " " " " " " " " | 12,055 75 |
| Poor Fund, " " " " " " " " " " " " | 6,898 49 |
| Police Fund, " " " " " " " " " " " " | 6,073 72 |
| Board of Health Fund, Cr. Balance,..... | 142 72 |
| Park Fund, " " " " " " " " " " " " | 193 73 |
| Sewer Repair Fund, " " " " " " " " " " " " | 569 15 |
| Lyell street, " " " " " " " " " " " " | 141 44 |
| Monroe " " " " " " " " " " " " | 21 42 |
| North " " " " " " " " " " " " | 32 65 |
| N. St. Paul st. " " " " " " " " " " " " | 38 97 |
| Mt. Hope Av. " " " " " " " " " " " " | 134 69 |
| Plymouth Av. " " " " " " " " " " " " | 95 51 |
| West Avenue Repair Fund, " " " " " " " " " " " " | 331 69 |
| East " " " " " " " " " " " " | 275 23 |
| Lake " " " " " " " " " " " " | 206 50 |

C. T. AMSDEN, Treasurer.

Subscribed and sworn to before me this 2d day of November, 1863.

H. P. LANGWORTHY,
Commissioner of Deeds.

Ald. Sidler presented the following:

REPORT OF THE CLERK OF THE MARKET.

To the Hon. the Common Council of the City of Rochester:

GENTLEMEN:—In conformity with the requirements of the ordinance I hereby submit my semi-annual report as follows:

The whole amount paid into the Treasury since the 6th of April last for market licenses and rent of stalls in Center Market is \$2,059 63.

The number of markets now licensed is 51.

Nearly all have now paid. A few, however, are behind, against whom suits will be immediately commenced, and the amount due the city will either be collected or their markets shut up.

I have paid particular attention to those attempting to peddle and sell meat without a license, and have succeeded in pretty effectually stopping the traffic.

The large number of markets now in the city, and the extra license required to be paid to the General Government, makes it more difficult to collect promptly, but on the whole they have paid remarkably well, and at the end of the year

I hope to be able to report a larger amount received than during any year previous.

All of which is respectfully submitted.

W. STEGER, Clerk of the Market.

On motion of Ald. Sidler, accepted.

Ald. St. John presented the report of the Overseer of the Poor for the month of October, as follows:

| | |
|-----------------------------------|------------|
| Whole amount expended..... | \$1,083 03 |
| Less for county | 206 88 |
| Am't. for City | 876 15 |
| Number of families relieved | 300 |

ORDINANCES.

FORD STREET WALK.

On motion of Ald. D. T. Moore, the Board proceeded to hear allegations in relation to the improvement described in the ordinance below.

No person appearing to make allegations, Ald. Moore making the following:

An ordinance to construct a plank walk on the west side of Ford street, from West Avenue to Hill street.

The Common Council of the city of Rochester do ordain and determine as follows:

A plank sidewalk six feet wide shall be constructed on the west side of Ford street, from West Avenue to Hill street.

And the whole expense shall be defrayed by an assessment upon the owners and occupants of houses and lands to be benefited thereby, and the City Surveyor, under the direction of this Board, having made an estimate of such expense, and reported the same at \$270.00, which estimate was and is hereby approved. The sum of \$270.00, being the whole amount of the estimate aforesaid, shall be assessed on such owners and occupants. And the portion of said city which said Common Council deem will be benefited by said improvement is described as follows:

One tier of lots on the west side of Ford street, from Buffalo street to Hill street.

On which above described portion of the city the said sum of \$270 is hereby ordered to be assessed. Ald. David McKay, Francis Dana and Jared Coleman, the Assessors of said city, not interested in any of the property so benefited, and not of kin to any person so interested, are hereby designated and directed to make an assessment upon all the owners and occupants of lands and houses within the portion or part of said city so designated, of the said amount of expense, in proportion, as nearly as may be, to the advantage which each shall be deemed to acquire by the making of said improvement; and said Assessors are hereby notified to meet for this purpose, on Saturday, the 7th day of Nov. 1863, at nine o'clock in the forenoon, at the office of the City Clerk.

Passed by the following vote:

Ayes—Ald. Spracer, Cram, Darling, Buell, D. D. T. Moore, St. John, Darrow, Bromley, Warren, O'Maley, H. G. Moore, Upton, Fish, Mordoff, Palmer, Ernst, Sidler, Flynn—19.

Nays—None.

Ald. Cram presented the final ordinance for repairing the walks on State street and Lake Avenue; also the ordinance for relaying the walk on the west side of Sophia street, from Buffalo street to Allen street, and moved that the further consideration of the same be postponed until the next regular meeting, November 17th.

Motion adopted.

REPAIRING WEST ALEXANDER STREET WALK.

By Ald. Cram—Resolved, That the City Surveyor ascertain and report to this Board the expense of repairing the sidewalk on each side of West Alexander street from Mt. Hope Avenue to the Erie Canal. Adopted.

The Surveyor submitted such estimate at \$380.

By Ald. Cram—Resolved, That the following improvement is expedient, viz: Repairing the sidewalk on each side of West Alexander street from Mt. Hope Avenue to the Erie Canal.

And whereas, The City Surveyor, under the direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$380.00, which estimate is hereby approved;

Resolved, further, That the following portion of said city is deemed benefited and proper to be assessed for the whole expense thereof, namely:

“One tier of lots on each side of West Alexander street from Mt. Hope Avenue to the Erie Canal.”

And the Clerk is hereby directed to publish notice in pursuance of section 166 of the City Charter, that all persons interested in the subject matter of said improvement, are required to attend the Common Council on Tuesday evening, Nov. the 17th, 1863, at half-past 7 o'clock at the Common Council Hall, when allegations will be heard.

Adopted.

REPAIRING UNIVERSITY AVENUE WALKS.

By Ald. Cram—Resolved, That the City Surveyor ascertain and report to this Board the expense of repairing

the side-walk on each side of University Avenue from Scio st. to Prince st. Adopted.

The Surveyor submitted such estimate at \$630 00.

By Ald. Cram—Resolved, That the following improvement is expedient, viz: repairing the side-walk on each side of University Avenue from Scio st. to Prince st.

And Whereas, The City Surveyor, under the direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$630, which estimate is hereby approved.

Resolved, further, That the following portion of said city is deemed benefited and proper to be assessed for the whole expense thereof, namely:

“One tier of lots on each side of University Avenue from Scio st. to Prince st.”

And the Clerk is hereby directed to publish notice in pursuance of section 165 of the City Charter, that all persons interested in the subject matter of said improvement, are required to attend the Common Council on Tuesday evening, Nov. the 17th, 1863, at half-past seven o'clock at the Common Council Hall, when allegations will be heard. Adopted.

REPAIRING HIGH STREET WALK.

By Ald. Cram—Resolved, That the City Surveyor ascertain and report to this Board the expense of repairing the sidewalk on each side of High street from Spring street to Atkinson street, and raising the same where necessary to a level with the curb stone.

The Surveyor submitted such estimate at \$252.00. Adopted.

By Ald. Cram—Resolved, That the following improvement is expedient, viz: Repairing the side walk on each side of High street from Spring street to Atkinson street and raising the same where necessary to a level with the curb stone.

And Whereas, The City Surveyor, under the direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$252.00, which estimate is hereby approved.

Resolved, further, That the following portion of said city is deemed benefited and proper to be assessed for the whole expense thereof, viz:

“One tier of lots on each side of High street from Spring street to Atkinson street.”

And the Clerk is hereby directed to publish notice in pursuance of section 165 of the City Charter, that all persons interested in the subject matter of said improvement, are required to attend the Common Council on Tuesday evening, Nov. the 17th, 1863, at half-past 7 o'clock, at the Common Council Hall, when allegations will be heard. Adopted.

REPAIRING MAIN STREET WALK.

By Ald. Cram—Resolved, That the City Surveyor ascertain and report to this Board the expense of repairing the sidewalk on the north side of Main street, from University Avenue to Union street. Adopted.

The Surveyor submitted such estimate at \$100.

By Ald. Cram—Resolved, That the following improvement is expedient, viz: repairing the side walk on the north side of Main street from University Avenue to Union street.

And whereas, The City Surveyor, under the direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$100, which estimate is hereby approved;

Resolved, further, That the following portion of said city is deemed benefited and proper to be assessed for the whole expense thereof, namely:

“One tier of lots on the north side of Main street from University Avenue to Union street.”

And the Clerk is hereby directed to publish notice in pursuance of section 165 of the City Charter, that all persons interested in the subject matter of said improvement, are required to attend the Common Council on Tuesday evening, November the 17th, 1863, at half-past 7 o'clock, at the Common Council Hall, when allegations will be heard. Adopted.

EXTENDING FITZHUGH STREET.

By Ald. O'Maley—Resolved, That the City Surveyor ascertain and report to this Board the expense of extending Fitzhugh street, from Allen street to Center st. Adopted.

The Surveyor submitted such estimate at \$10,000.

By Ald. O'Maley—Resolved, That the following improvement is expedient, viz: The extension of Fitzhugh street, from Allen street to Center street, and that the following described territory is deemed necessary to be taken therefor: Beginning on the north line or Allen street, at a point where the west line of Fitzhugh street, if produced, would intersect the same; thence northerly in a direct line to a point in the south line of Center st., where the west line of Otsego street, if produced, would intersect said south line; thence easterly along the south line of Center street 63 feet; thence southerly in a direct line to a point in the north line of Allen street 63 feet at right angles from the west line of Fitzhugh street produced; thence westerly along the north line of Allen street to the place of beginning.

And whereas, The City Surveyor, under the direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$10,000, which estimate is hereby approved.

Resolved, further, That the following portion of said city is deemed benefited and proper to be assessed for the whole expense thereof, namely:

One tier of lots on each side of Fitzhugh street, and said street extended, from Buffalo street to Center street, and one tier of lots on each side of Otsego street, from Center street to Flat street.

And the Clerk is hereby directed to publish notice in pursuance of section 165 of the City Charter, that all persons interested in the subject matter of said improvement are required to attend the Common Council on Tuesday evening, Nov. 17th, 1863, at 7½ o'clock, at the Common Council Hall, when allegations will be heard.

Resolved further, That the City Surveyor confer with the owners of property required to be taken, and report to this Board upon what conditions the same can be purchased.

On motion of Ald. Buell, postponed until the next regular meeting.

PLYMOUTH AVENUE IMPROVEMENT.

By Ald. Cram—Resolved, That the City Surveyor ascertain and report to this Board the expense of the improvement of Plymouth Avenue, from Buffalo street to Spring street, as follows: by constructing a brick sidewalk on each side, building retaining walls where necessary, resetting curb stone, relaying flagging, raising railing, repairing gutters, and grading sidewalks.

The Surveyor submitted such estimate at \$2,300.

By Ald. Cram—Resolved, That the following improvement is expedient, viz: the construction of a brick sidewalk on each side of Plymouth Avenue, from Buffalo street to Spring street, building retaining walls where necessary, resetting curb stone, relaying flagging, raising railing, repairing gutters and grading sidewalks.

And whereas, The City Surveyor, under the direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$2,300 which estimate is hereby approved;

Resolved, further, That the following portion of said city is deemed benefited and proper to be assessed for the whole expense thereof, namely:

One tier of lots on each side of Plymouth Avenue, from Buffalo street to Spring street.

And further Resolved, That the tax-payers to be assessed for making such improvement may, by paying interest as hereinafter provided, on the amount assessed to them individually, pay their assessments in three equal payments, as follows: One-third of the amount assessed within three months after the confirmation of the assessment roll, without interest; one-third of the amount, with interest, at the rate of seven per cent per annum, within one year from the confirmation of said roll; and the remaining one-third, with interest, at the same rate, within two years from the confirmation of such roll.

And the Clerk is hereby directed to publish notice, in pursuance of section 165 of the City Charter, that all persons interested in the subject matter of said improvement are required to attend the Common Council on Tuesday evening, November 17th, 1863, at half-past seven o'clock, at the Common Council Hall, when allegations will be heard. Adopted.

MISCELLANEOUS.

By Ald. Ernst—Resolved, That the City Treasurer be and is hereby directed to deduct from the general tax assessed against J. W. Benton, the amount he is entitled to on military exemption of five hundred dollars, agreeable to the prayer of his petition, and charge erroneous assessments. Adopted.

By Ald. Palmer—Resolved, That the City Treasurer is hereby directed to cancel the amount of David W. Perry's assessment for Clinton street sewer. Adopted.

By Ald. Palmer—Resolved, That the City Treasurer receive from property owners taxed for Clinton street sewer, 83 1-2 per cent. in full of their assessment therefor. Adopted.

By Ald. Fish—Resolved, That the resolution establishing the grade and adopting the profile of Court street between Chestnut and William streets, which passed this Board on the 13th of May, 1862, be and the same is hereby reconsidered and laid upon the table. Adopted.

By Ald. Fish—Resolved, That the resolution offered by Ald. Warren to pay Messrs. Starr and Curtiss the balance of awards and interest for

Main street widening, which passed this Board Oct. 6th, 1863, be and the same is hereby rescinded. Adopted.

By Ald. Fish—Resolved, That the City Treasurer be and he is hereby directed to charge Main Street Bridge Fund, thirty-eight dollars and fifty-four cents, and credit the same to Main Street Widening Fund. Adopted.

By Ald. Fish—Resolved, That the City Treasurer be and he is hereby directed to pay Frederick Starr the sum of \$303.07, it being the amount of the interest due on the award for lands taken to widen Main street, according to the report of A. Gardiner, the Referee, to whom the matter was referred, the computation of which Geo. W. Miller, the City Attorney approved, and charge the same to Main Street Bridge Fund.

Adopted—all ayes.

By Ald. Fish—Resolved, That the City Treasurer be and he is hereby authorized and directed to pay to Mr. and Mrs. H. N. Curtiss the sum of \$940, it being the amount of interest due on awards for lands taken for the widening of Main street, according to the report of A. Gardiner, the Referee, the City Attorney having certified to the correctness of the computation, and charge \$911.27 to Contingent Fund, over draft, prior to April 6, 1863, and \$28.73 to Main Street Bridge Fund; when they shall join in a receipt for the same.

Adopted—all ayes.

By Ald. Upton—Resolved, That the Street Committee be requested to introduce an ordinance for repairing the sidewalks on Union street, from East avenue to Monroe street. Adopted.

By Ald. O'Maley—Resolved, That the time given Dutcher & Conley, in which to grade and open Conkey street, be extended to the 1st day of December next. Adopted.

By Ald. O'Maley—Resolved, That the name of Conkey street be changed to Conkey avenue, this being the desire of the owners of property on said street. Adopted.

By Ald. O'Maley—Resolved, That the City Surveyor establish the lines and grade of Montgomery alley in accordance with the wishes of the property owners on said alley. Adopted.

By Ald. Warren—Resolved, That the City Treasurer be authorized to receive from Mrs. Mary Van Slyke eighty dollars and eighty-two cents and interest at the rate of seven per cent from March 17th, 1861, to the time of payment, provided the said tax be paid within ten days from the passage of this resolution. Adopted.

By Ald. O'Maley—Resolved, That the tax payers on Hand street have two weeks, after the grade is established, to lay their sidewalks, provided they do the work according to specifications and under the direction of the Improvement Committee, and that the City Surveyor establish the grade of said improvement without delay. Adopted.

By Ald. St. John—Resolved, That the Treasurer be and he is hereby authorized to pay C. T. Amsden, for Jesse Peterson, \$300; also for J. L. Pixley \$100, on account of wood for Poor Department and charge poor fund.

Adopted—all ayes.

By Ald. St. John—Resolved, That George H. Salter be granted a market license on the corner of Exchange Place and Front street at the rate of seventy-five dollars a year, payable quarterly in advance. Adopted.

FIRE DEPARTMENT FUND.

| | |
|---|-------|
| <i>Steamer No. 1.</i> | |
| Gordon McCracken, engineer, salary 1 month | 50 00 |
| M. Lambert, driver, " 1 month | 31 00 |
| S. Dobbs, do " 1 month | 30 00 |
| <i>Steamer No. 2.</i> | |
| George W. Carr, engineer, salary 1 month | 50 00 |
| Anthony Kasal, driver, " 1 do | 30 00 |
| W. Savage, do " 1 do | 30 00 |
| <i>Steamer No. 3.</i> | |
| John Banks, engineer, salary 1 month | 50 00 |
| A. McNeiss, driver, " 1 do | 30 00 |
| Law S. Gibson, do " 1 do | 30 00 |
| <i>Steamer No. 4.</i> | |
| E. Whittier, Engineer, salary 1 month | 50 00 |
| J. Foreman, " " 1 do | 30 00 |
| James Snelder, driver, " 1 do | 30 00 |
| John Dickens, do " 1 do | 30 00 |
| HOSE DEPOT. | |
| Richd. Gilbert, Supt. Hose Depot, salary one month | 58 33 |
| All the above payable to C. T. Amsden, Esq. Treasurer. | |
| O. L. Angevine, for disbursements for Fire Dept. for the month of Oct as per vouchers herewith, \$ 455 79 | |
| And charge Fire Department Fund. | |

POLICE FUND.

| | |
|--|---------|
| P. E. Sheridan, 1 month as policeman | \$50 00 |
| A. W. VanSlyck, do | 50 00 |
| E. E. Williams, do | 50 00 |
| W. J. Rogers, 1 month | 50 00 |
| P. Holleran, do | 50 00 |
| Frank McAnnally, do | 50 00 |
| R. L. Swift, do | 50 00 |
| W. H. Harvey, do | 50 00 |
| Alexr. McLean, do | 50 00 |
| Peter Yost, do | 50 00 |
| U. Schmoelker, do | 50 00 |
| Monroe Green, do | 50 00 |
| W. H. Noyes, do | 50 00 |
| Charles Young, do | 50 00 |
| E. Schooley, do | 50 00 |
| John Purcell, do | 50 00 |
| E. Jordan, do | 50 00 |
| M. Hyland, do | 50 00 |
| Jacob Frank, do | 50 00 |
| J. McCrudden, do | 50 00 |
| Saml. Brown, do | 50 00 |
| Michl. Tierney, do | 50 00 |
| P. Rooney, do | 50 00 |
| Wm. Rogers, do | 50 00 |
| John Barry, do | 50 00 |
| Michael Wolf, do | 50 00 |
| J. Flaherty, do | 50 00 |
| Chas. T. Squires, do | 50 00 |
| F. F. Marzluff, do | 50 00 |
| J. Cullen, do at half pay, \$25 | 25 00 |
| J. G. Goding, 24 days at \$20 | 38 13 |
| A. S. Francis, 5 do | 8 06 |
| William Mudgett, Chief of Police, disbursements. | 59 58 |
| And Charge Police Fund. | |

POOR FUND.

| | |
|---|----------|
| W. Wadsworth, for bread | \$181 43 |
| Rochester Orphan Asylum, keeping children | 337 99 |
| J. W. Phillips, wood and delivery | 451 00 |
| Jonathan King, Undertaking | 27 50 |
| Wm. Darling, transportation | 28 22 |
| E. Darrow & Bro., stationary | 22 59 |
| J. Cline, disbursements | 67 78 |
| And charge Poor Fund. | |

IMPROVEMENT FUNDS.

Also, when there are funds applicable, as follows:

| | |
|--|----------|
| David Wagner, on his contract for constructing sewer in Main street, west of Minerva Alley | \$650 00 |
| And charge that Fund. | |
| Whitmore, Carson & Co., on their contract for constructing flag walk on South street | 500 00 |
| And charge that Fund. | |
| W. I. Hanford, in full for constructing walk on Wilder street | 334 18 |
| —\$163.00 payable to E. H. Hollister, and \$171.18 W. I. Hanford. | |
| And charge that Fund. | |
| D. D. Lynch, in full for constructing sewer on Joiner street, payable to C. T. Amsden | 224 65 |
| And charge that Fund. | |

| | |
|--|--------|
| John Crammond, in full for inspecting Joiner street sewer, payable to C. T. Amsden | 28 00 |
| And charge that Fund. | |
| H. N. Curtis, in full for constructing arch over the race on Water street, payable to C. T. Amsden | 500 00 |
| And charge that Fund. | |
| McCormick & Cregan, on contract | 150 00 |
| And charge Chatham street Sewer Fund. | |
| Wm. McConnell, for laying side walk | 70 98 |
| And charge Washington street Repair Fund. | |
| G. W. Walbridge, for hack hire | 8 50 |
| And charge Clinton st. Sewer Fund \$4.25, Nassau and St. Joseph Sewer Fund \$5.25. | |

LAMP FUND.

| | |
|---|---------|
| M. Flynn, for setting post | \$37 83 |
| Geo. Van Houghton, for lamp tips | 10 00 |
| And charge Lamp Fund. | |
| Adopted—all ayes. | |
| On motion of Ald. Spencer, adjourned to Friday afternoon next at 2 o'clock. | |

C. N. SIMMONS,
City Clerk.

In Common Council, November 6, 1863.

ORGANIZED AS A BOARD OF CANVASSERS.

Present—Ald. Cram, Darling, O'Maley, Warner and Ernst.
On motion of Ald. Warner Ald. Ernst was called to the Chair.
There not being a quorum present, Ald. Warner moved that the Board adjourn to Saturday morning, the 7th inst., at 9 o'clock.
Motion adopted.
C. N. SIMMONS, City Clerk.

SATURDAY MORNING, Nov. 7, 1863.

The Board met pursuant to adjournment.
Present—Ald. Bromley, Upton, St. John, Hoffman, Ernst, Darling and Cram.
The President stated the object of the meeting to be to canvass the votes of the special election held on the 3d inst. for an Alderman for the Second Ward, to fill the vacancy caused by the resignation of Alderman Rowley.
The Clerk presented the certified statement of the Inspectors of Election of the votes received at said election, whereupon the Board proceeded to canvass and estimate the votes polled at said election, and declared that Patrick Quinn, by the greatest number of votes, was duly elected Alderman for said ward, to fill the vacancy caused by the resignation of Wm. C. Rowley.

The members then signed the certificate of the canvass made by them in duplicate, and, on motion of Ald. Cram, adjourned to Monday evening, the 9th inst., at 7 o'clock.

C. N. SIMMONS, Clerk.

In Common Council, Nov. 9, 1863.**SPECIAL MEETING.**

Present—Ald. Spencer, Cram, Quinn, Buell, D. D. T. Moore, St. John, Bromley, O'Maley, H. G. Moore, Upton, Ernst, Sidler and Flynn. The president stated the object of the meeting to be to assign a time for hearing objections to the adoption of the report of the commissioners appointed to ascertain what damages and compensations the owners would be entitled to for land to be taken for the widening of Cady st., on the north side, between Olean and Frances sts.

By Ald. O'Maley—Whereas, The commissioners appointed to ascertain and report what damages and compensation the owners of land will be entitled to for land to be taken for the widening of Cady st., on the north side thereof, between Olean and Frances sts., have filed their report in the Clerk's office of the city and county; therefore,

Resolved, That the Common Council hereby assign the next regular meeting, Nov. 17, when objections to the confirmation thereof will be heard. Adopted.

Ald. D. D. T. Moore moved that the Board now proceed to the transaction of general business.

Motion adopted.

By Ald. D. D. T. Moore—Petition of D. Kennedy; Committee on Wood Buildings.

By Ald. O'Maley—Petition for repairing walks on Lancaster st.; Improvement Committee.

By Ald. St. John—Resolved, That the Treasurer be and he is hereby authorized to pay C. T. Amsden, for J. Peterson, four hundred dollars on account, wood for Poor Department, and charge Poor Fund \$400.

Adopted—all ayes.

By Ald. O'Maley—Resolved, That the resolution offered by Ald. Palmer and passed by this Board at its last regular meeting in relation to D. W. Perry's tax for the building of Clinton st. sewer, is hereby reconsidered and laid upon the table. Adopted.

On motion of Ald. Buell adjourned.

C. N. SIMMONS, Clerk.

In Common Council, Nov. 12th, 1863.**SPECIAL MEETING.**

The President of the Board, Ald. Bromley, presiding.

Present—Ald. Spencer, Cram, Quinn, Buell, D. D. T. Moore, St. John, Darrow, Bromley, Hoffman, O'Maley, Warner, Ernst, Chapman, Sidler and Hebing.

The minutes of the last meeting were approved.

The President of the Board stated that the object of the meeting was to take into consideration the subject of a message received by the Mayor from the Secretary of War.

The Clerk then read the following:

COMMUNICATION FROM THE SECRETARY OF WAR.

WASHINGTON, Nov. 12, 1863.

To the Mayor of Rochester:

The British Minister, Lord Lyons, has tonight officially notified the Government that,

from telegraphic information received from the Governor General of Canada, there is reason to believe that a plot is on foot by persons hostile to the United States who have found an asylum in Canada, to invade the United States and destroy the city of Buffalo; that they propose to take possession of some of the steamboats on Lake Erie, to surprise Johnson's Island and to set free the prisoners of war confined there, and to proceed with them to attack Buffalo. The Government will employ all the means in its power to suppress any hostile attack from Canada; but as other towns and cities on the shores of the Lakes are exposed to the same danger, it is deemed proper to communicate this information to you, in order that any precautions which the circumstances of the case permit may be taken.

The Governor General suggests that steamboats should be watched, and that any steamboat or other vessel giving cause for suspicion by the number or character of persons on board shall be arrested.

You will please acknowledge the receipt of this telegram and communicate to this department any information you may now or hereafter have on this subject.

EDWIN M. STANTON,
Secretary of War.

The Clerk presented the following:

COMMUNICATION FROM HIS HONOR THE MAYOR.

MAYOR'S OFFICE, ROCHESTER, }
Nov. 12th, 1863. }

To the Hon. the Common Council of the City of Rochester:

GENTLEMEN: I have convened the Board to present for its consideration and action thereupon, an important dispatch received by me this morning from the Honorable the Secretary of War.

The high source from which the Government obtains its information upon the subject alluded to, and its immediate transmission to the municipal authorities upon a threatened frontier, indicates a duty in which prompt and efficient action may be of the utmost importance to our city.

I shall be happy to receive and carry out your advice.

N. C. BRADSTREET, Mayor.

The Mayor was present and stated that he had sent a dispatch to the Mayor of Buffalo, asking if he had any further information than the dispatch from Washington contained. He expected an answer every moment, and presumed that the Mayor of Buffalo was in possession of further information. That he had no information further than had been stated. It appeared to him that the Governor of Canada had strong grounds for the belief he had expressed to Lord Lyons or he would not have sent the dispatch to Washington. He was prepared to take any action that might be deemed best under the circumstances.

Ald. Buell stated briefly that he had read the communication from Washington with deep regret and had hastily drawn up a preamble and resolution to present the Board, hoping that if not adopted it would bring out something better. He then offered the following, and moved its adoption:

Whereas—Information has been received from the Secretary of War direct from the Governor-General of Canada, that it is believed that there

is a plot on foot in Canada by persons hostile to the United States, who now find an asylum there, to invade the United States—as may be seen by the dispatch from the Secretary of War just read.

Therefore—Resolved, That the Mayor be requested and is hereby authorized to take such steps as in his judgement may be deemed necessary to effectually repel any attempt at an invasion on the part of the enemies of our government either of our city, or the borders of our Lake.

Adopted unanimously.

On motion of Ald. Spencer, Gen. John Williams was invited to address the Board, who responded by saying that he was present at the request of the Mayor. His opinion was that there was sufficient force here now to protect this city from any invasion likely to be made. There might not be as many arms as could be used, but they would probably answer. He had no doubt that a considerable force of men might be raised here to serve six or nine months here or elsewhere, if such a call were made.

Ald. O'Maley suggested that there should be a thousand stand of arms obtained.

Gen. Williams said that the arms of the 54th were obtained of the State on a bond of the city. The State had sufficient arms for the National Guard.

Ald. Warner now moved that a committee of five, consisting of His Honor the Mayor, two members of the Board, and two citizens, be appointed to obtain the necessary arms, equipments, &c., and to take such action as may be necessary to repel any invasion.

Motion adopted.

The President appointed as such committee, Ald. Warner, Col. C. H. Clark, Ald. D. D. T. Moore, and Gen. John Williams.

Ald. Buell now offered the following and moved its adoption:

Resolved, That the Committee just appointed be requested to apply to and urge the Governor of this State to deposite in the State Arsenal in this city forthwith 2,000 stand of arms, and the necessary equipments and ammunition, to the end that we may have the means of repelling any invasion from any quarter, and that the city will become responsible for such arms.

And further resolved that said committee have full power to act in the premises as their discretion shall decide, for the defence, credit and interest of the city and vicinity.

Adopted unanimously.

By Ald. D. D. T. Moore—Resolved, That a special bounty of fifty dollars be paid to each volunteer from the city of Rochester until the quota of the city is filled, provided said bounty shall be legal.

Ald. Buell moved that the resolution be published and laid upon the table until the next regular meeting of the Board.

Motion adopted.

Ald. Moore now moved its reference to the City Attorney to report upon the same at the next regular meeting.

Motion adopted.

On motion of Ald. Spencer adjourned.

C. N. SIMMONS, City Clerk.

Common Council, Nov. 17th, 1863.

REGULAR MEETING.

The President of the Board Ald. Bromley presiding.

Present—Ald. Cram, Darling, Quinn, Buell, St. John, Darrow, Bromley, Warren, Hoffman, O'Maley, H. G. Moore, Upton, Fish, Warner, Mordoff, Palmer, Ernst, Chapman, Sidler, Flynn, Hebing and McQuatters.

Absent—Ald. Spencer and D. D. T. Moore. The minutes of the last meeting were approved.

PETITIONS AND CLAIMS.

By Ald. Warren—Bills of Howe & Rogers, Inspectors of Elections, L. Miles, C. T. Amsden, P. Hox, Humphrey, Percey & Co. Contingent Expense Committee.

By Ald. Sidler—Bills of G. W. Miller. Contingent Expense Committee.

By Ald. St. John—Bills of E. N. Buell, Moore & Cole, Daniel Niven, J. Tracey, J. E. Butterfield and John Groh. Poor Committee.

By Ald. Hebing—Petition relating to Cayuga street. Street Committee.

By Ald. Darling—Bills of W. D. Oviatt. Police Committee.

By Ald. O'Maley—Bill of Commissioners on Cady street widening. Committee on opening streets.

By Ald. Hoffman—Bill of G. N. Hotchkin. Fire Department Committee.

By Ald. C. G. Moore—Petition of Catharine Averill. Grievance Committee.

By Ald. Cram—Bill of M. Burns. Contingent Expense Committee. Bills of H. Marcille, J. I. Robbins, B. Huck and A. Aldridge. Street Committee. Remonstrance against extending Fitzhugh street. Table.

By Ald. Flynn—Bill of M. Gorman. Lamp Committee.

By Ald. Quinn—Bill of Charles Roderick. Contingent Expense Committee.

By Ald. Warner—Petition relating to Mt. Hope Avenue. Improvement Committee. Bills of T. Purcell, and M'Connell and Jones. Improvement Committee.

By Ald. Buell—Petition for grading Montgomery Alley. Street Com. Bill of W. Wood. Finance Com. Bills of Buell & Brewster, and Thos. Hawks. Contingent Expense Committee.

By Ald. Palmer—Bills of W. I. Hanford, G. Moshier, J. Van Aucker, J. Logan, P. Gomo, McCormick & Cregan, D. Wagner, McConnell & Jones, J. Conway. Sewer Com. Bill of D. Johnson. Contingent Expense Com. Petition for improving Kent street. Improvement Committee.

REPORTS.

Ald. Warren, from the Contingent Expense Committee, reported in favor of the bills of Inspectors of Elections, Buell & Brewster, N. F. Hilton, W. Steger, John Bell, and Newman's Band. Finance Committee.

Ald. Flynn, from the Lamp Committee, reported in favor of the bill of M. Gorman. Finance Committee.

Ald. Cram, from the Street Committee, reported in favor of the bill of J. I. Robbins, M. B. Morse, I. Holloway, Geo. Hyland & Co., E. Coleman & Co., D. W. Hegeman, A. Aldridge, H. R. Edgerton, Wm. Hollister & Co., B. Huck, and H. Marcille. Finance Committee.

Ald. O'Maley reported in favor of the bill of

commissioners of Cady street widening. Finance Committee.

Ald. St. John, from the Poor Committee, reported in favor of the bills of Whittlesey & Montgomery, John Groh, M. J. Wilcox, J. E. Butterfield, J. Tracy, D. Niven, Moore & Cole, and E. N. Buell. Finance Committee.

Ald. Palmer, from the Sewer Committee, reported in favor of the bills of J. Conway, P. Gomo, McCormick & Cregan, James Logan, McConnell & Jones, David Wagner, W. I. Hanford, George Moshier, and J. Van Aucker.

The City Attorney, to whom was referred the resolution in relation to paying \$50 bounty to each volunteer, reported verbally by reading the act passed last winter, and stated that the passage of the resolution would clearly be in violation of the statute.

The Attorney also reported that at the last Circuit two causes were tried, one Wilkins vs. the City, in which the plaintiff was non-suited; the other, Phillips vs. the City, the plaintiff obtained six cents damages. Also stated that the suit would be further litigated, and asks the direction of the Board, when Ald. Palmer offered the following.

Resolved, that the City Attorney is hereby directed to attend to the suit of Phillips vs. the City, and act in the matter according to his own judgment, and report to the Board. Motion adopted.

The Clerk presented the report of the Police Justice for October.

Whole amount collected \$964 40. Filed.

ORDINANCES.

REPAIRING UNIVERSITY AVENUE WALKS.

On motion of Ald. Cram the Board proceeded to hear allegations in relation to the improvement described in the ordinance below:

No person appearing to make allegations,

Ald. Cram submitted the following:

An ordinance to repair University Avenue walks.

The Common Council of the City of Rochester do ordain and determine as follows: the walks on each side of University Avenue shall be repaired from Scio st. to Prince st.

And the whole expense shall be defrayed by an assessment upon the owners and occupants of houses and lands to be benefited thereby, and the City Surveyor, under the direction of this Board, having made an estimate of such expense, and reported the same at \$680,00, which estimate was and is hereby approved; the sum of \$680,00, being the whole amount of the estimate aforesaid, shall be assessed on such owners and occupants. And the portion of said city which said Common Council deem will be benefited by said improvement is described as follows:

"One tier of lots on each side of University Avenue from Scio st. to Prince st.," on which above described portion of the city, the said sum of \$680,00 is hereby ordered to be assessed.

And David McKay, Francis Dana and Jared Coleman, the assessors of said city, not interested in any of the property so benefited, and not of kin to any person so interested, are hereby designated and directed to make an assessment upon all the owners and occupants of lands and houses within the portion or part of said city so designated, of the said amount of expense, in proportion, as nearly as may be, to the advantage which each shall be deemed to acquire by the making of said improvement; and said assessors are hereby notified to meet for this purpose on Saturday, the 21st day of Nov., 1863, at nine o'clock in the forenoon, at the office of the City Clerk.

Passed by the following vote:

All ayes—21.

REPAIRING HIGH STREET WALKS.

On motion of Ald. Cram the Board proceeded to hear allegations in relation to the improvement described in the ordinance below:

No person appearing to make allegations

Ald. Cram submitted the following:

An ordinance to repair High street walks.

The Common Council of the City of Rochester do ordain and determine as follows: The plank walk on each side of High street shall be repaired from Spring street to Atkinson street and raised to a level with the curb stone where necessary

And the whole expense shall be defrayed by an assessment upon the owners and occupants of houses and lands to be benefited thereby, and the City Surveyor, under the direction of this Board, having made an estimate of such expense, and reported the same at \$252 which estimate was and is hereby approved; the sum of \$252 being the whole amount of the estimate aforesaid, shall be assessed on such owners and occupants. And the portion of said city which said Common Council deem will be benefited by said improvement is described as follows:

"One tier of lots on each side of High street from Spring street to Atkinson street," on which above described portion of the city the said sum of \$252 is hereby ordered to be assessed.

And David McKay, Francis Dana and Jared Coleman, the assessors of said city, not interested in any of the property so benefited, and not of kin to any person so interested, are hereby designated and directed to make an assessment upon all the owners and occupants of lands and houses within the portion or part of said city so designated, of the said amount of expense, in proportion, as nearly as may be, to the advantage which each shall be deemed to acquire by the making of said improvement; and said assessors are hereby notified to meet for this purpose on Saturday, the 21st day of November, 1863, at nine o'clock in the forenoon, at the office of the City Clerk.

Passed by the following vote:

All ayes—21.

REPAIRING SOPHIA STREET WALK.

On motion of Ald. D. T. Moore, the Board proceeded to hear allegations in relation to the improvement described in the ordinance below.

No person appearing to make allegations,

Ald. Cram submitted the following:

An ordinance to repair Sophia street walk.

The Common Council of the city of Rochester do ordain and determine as follows:

The sidewalk on the east side of Sophia street shall be repaired from Buffalo street to Allen street, by relaying the same so as to make a uniform grade.

And the whole expense shall be defrayed by an assessment upon the owners and occupants of houses and lands to be benefited thereby, and the City Surveyor, under the direction of this Board, having made an estimate of such expense, and reported the same at \$300,00, which estimate was and is hereby approved. The sum of \$300,00, being the whole amount of the estimate aforesaid, shall be assessed on such owners and occupants. And the portion of said city which said Common Council deem will be benefited by said improvement is described as follows:

One tier of lots on the east side of Sophia street, from Buffalo street to Allen street.

On which above described portion of the city the said sum of \$300 is hereby ordered to be assessed.

And David McKay, Francis Dana and Jared Coleman, the Assessors of said city, not interested in any of the property so benefited, and not of kin to any person so interested, are hereby designated and directed to make an assessment upon all the owners and occupants of lands and houses within the portion or part of said city so designated, of the said amount of expense, in proportion, as nearly as may be, to the advantage which each shall be deemed to acquire by the making of said improvement; and said Assessors are hereby notified to meet for this purpose, on Saturday, the 21st day of Nov. 1863, at nine o'clock in the forenoon, at the office of the City Clerk.

Passed by the following vote:

All ayes—21.

REPAIRING STATE ST. AND LAKE AVENUE WALKS.

On motion of Ald. Cram the Board proceeded to hear allegations in relation to the improvement described in the ordinance below:

No person appearing to make allegations,

Ald. Cram submitted the following:

An ordinance to repair the walks on State st. and Lake Avenue from Cliff st. to Brisbane st.

The Common Council of the City of Rochester do ordain and determine as follows: the plank walk on each side of State st. and Lake Avenue shall be repaired from Cliff st. to Brisbane st.

And the whole expense shall be defrayed by an assessment upon the owners and occupants of houses and lands to be benefited thereby, and the City Surveyor, under the direction of this Board, having made an estimate of such expense, and reported the same at \$1,020,00, which estimate was and is hereby approved; the sum of \$1,020,00 being the whole amount of the estimate aforesaid, shall be assessed on such owners and occupants. And the portion of said city which said Common Council deem will be benefited by said improvement is described as follows:

"One tier of lots on each side of State st. and Lake Avenue from Cliff st. to Brisbane st.," on which above described portion of the city the said sum of \$1,020,00 is hereby ordered to be assessed.

And David McKay, Francis Dana and Jared Coleman the assessors of said City, not interested in any of the property so benefited, and not of kin to any person so interested, are hereby designated and directed to make an

assessment upon all the owners and occupants of lands and houses within the portion or part of said City so designated, of the said amount of expense, in proportion, as nearly as may be, to the advantage which each shall be deemed to acquire by the making of said improvement; and said assessors are hereby notified to meet for this purpose, on Saturday, the 21st day of Nov., 1863, at nine o'clock in the forenoon, at the office of the City Clerk.

Passed by the following vote:
All ayes—21.

By Ald. Cram—Resolved, That the above work be done under the direction of Ald. Mordoff. Adopted.

Ald. Cram presented the final ordinance for improving Plymouth Avenue from Buffalo street to Spring street and moved that the further consideration of the same be postponed until the second regular meeting in April next. Motion adopted.

Ald. O'Maley called up the ordinance for extending Fitzhugh street from Allen street to Centre street, when Ald. Buell moved the indefinite postponement of the same.

Motion adopted.

REPAIRING WEST ALEXANDER STREET WALK.

On motion of Ald. Cram the Board proceeded to hear allegations in relation to the improvement described in the ordinance below:

No person appearing to make allegations,

Ald. Cram submitted the following:

An Ordinance to repair West Alexander street walks.

The Common Council of the City of Rochester do ordain and determine as follows: The plank walks on each side of West Alexander street shall be repaired from Mt. Hope Avenue to the Erie Canal.

And the whole expense shall be defrayed by an assessment upon the owners and occupants of houses and lands to be benefited thereby, and the City Surveyor, under the direction of this Board, having made an estimate of such expense, and reported the same at \$380, which estimate was and is hereby approved; the sum of \$380, being the whole amount of the estimate aforesaid, shall be assessed upon such owners and occupants. And the portion of said city which said Common Council deem will be benefited by said improvement is described as follows:

"One tier of lots on each side of West Alexander street from Mt. Hope Avenue to the Erie Canal.

On which above described portion of the city the said sum of \$380 is hereby ordered to be assessed.

And David McKay, Jared Coleman, and Francis Dana, the assessors of said city not interested in any of the property so benefited, and not of kin to any person so interested, are hereby designated and directed to make an assessment upon all the owners and occupants of lands and houses within the portion or part of said city so designated, of the said amount of expense, in proportion, as nearly as may be, to the advantage which each shall be deemed to acquire by the making of said improvement; and said assessors are hereby notified to meet for this purpose, on Saturday, the 21st day of November, 1863, at nine o'clock in the forenoon, at the office of the City Clerk.

Passed by the following vote:

All ayes—21.

REPAIRING MAIN STREET WALK.

On motion of Ald. Cram the Board proceeded to hear allegations in relation to the improvement described in the ordinance below:

No person appearing to make allegations,

Ald. Cram submitted the following:

An ordinance to repair Main street walk.

The Common Council of the city of Rochester do ordain and determine as follows: The walk on the north side of Main street shall be repaired from University Avenue to Union street.

And the whole expense shall be defrayed by an assessment upon the owners and occupants of houses and lands to be benefited thereby; and the City Surveyor, under the direction of this Board, having made an estimate of such expense, and reported the same at \$100, which estimate was and is hereby approved, the sum of \$100, being the whole amount of the estimate aforesaid, shall be assessed upon such owners and occupants. And the portion of said city which said Common Council deem will be benefited by said improvement is described as follows:

"One tier of lots on the north side of Main street from University Avenue to Union street."

On which above described portion of the city the said sum of \$100 is hereby ordered to be assessed.

And David McKay, Francis Dana, and Jared Coleman, the assessors of said city, not interested in any of the property so benefited, and not of kin to any person so interested, are hereby designated and directed to make an assessment upon all the owners and occupants of lands and houses within the portion or part of said city so designated, of the said amount of expense, in proportion, as nearly as may be, to the advantage which each shall be deemed to acquire by the making of said improvement; and said assessors are hereby notified to meet for this pur-

pose, on Saturday, the 21st day of November, 1863, at nine o'clock in the forenoon, at the office of the City Clerk.

Passed by the following vote:
All ayes—21.

REPAIRING CLIFTON STREET WALK.

By Ald. Cram—Resolved, That the City Surveyor ascertain and report to this Board the expense of repairing the plank walk on the south side of Clifton st., from Prospect street to Frances street.

Adopted.

The Surveyor submitted such estimate at \$180.

By Ald. Cram—Resolved, That the following improvement is expedient, viz: Repairing the plank walk on the south side of Clifton street, from Prospect street to Frances street.

And Whereas, The City Surveyor, under the direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$180 00, which estimate is hereby approved:

Resolved, further, that the following portion of said city is deemed benefited and proper to be assessed for the whole expense thereof, namely:

"One tier of lots on the south side of Clifton street, from Prospect street to Frances street.

And the Clerk is hereby directed to publish notice in pursuance of section 165 of the City Charter, that all persons interested in the subject matter of said improvement, are required to attend the Common Council on Tuesday evening, Dec. the 1st, 1863, at 7 1/2 o'clock, at the Common Council Hall, when allegations will be heard.—Adopted.

REPAIRING CHARLOTTE STREET WALK.

By Ald. Cram—Resolved, That the City Surveyor ascertain and report to this Board the expense of repairing the sidewalk on each side of Charlotte street, from Scio street to Alexander street. Adopted.

The Surveyor submitted such estimate at \$200.

By Ald. Cram—Resolved, That the following improvement is expedient, viz: Repairing the sidewalk on each side of Charlotte street, from Scio street to Alexander street.

And whereas, The City Surveyor, under the direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$200, which estimate is hereby approved,

Resolved, further, That the following portion of said city is deemed benefited and proper to be assessed for the whole expense thereof, viz:

"One tier of lots on each side of Charlotte street, from Scio street to Alexander street."

And the Clerk is hereby directed to publish notice in pursuance of section 165 of the City Charter, that all persons interested in the subject matter of said improvement are required to attend the Common Council on Tuesday evening, December the 1st, 1863, at half-past 7 o'clock, at the Common Council Hall, when allegations will be heard. Adopted.

REPAIRING UNION STREET WALKS.

By Ald. Cram—Resolved, That the City Surveyor ascertain and report to this Board the expense of repairing the plank walk on each side of Union street from East Avenue to Monroe Avenue. Adopted.

The Surveyor submitted such estimate at \$520.

By Ald. Cram—Resolved, That the following improvement is expedient, viz: Repairing the plank walk on each side of Union street from East Avenue to Monroe Avenue.

And whereas, The City Surveyor, under the direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$520.00, which estimate is hereby approved;

Resolved, further, That the following portion of said city is deemed benefited and proper to be assessed for the whole expense thereof, namely:

"One tier of lots on each side of Union street from East Avenue to Monroe Avenue."

And the Clerk is hereby directed to publish notice in pursuance of section 165 of the City Charter, that all persons interested in the subject matter of said improvement, are required to attend the Common Council on Tuesday evening, Dec. the 1st, 1863, at half-past 7 o'clock at the Common Council Hall, when allegations will be heard. Adopted.

REPAIRING LANCASTER STREET WALK.

By Ald. Cram—Resolved, That the City Surveyor ascertain and report to this Board the expense of repairing the side walk on the east side of Lancaster street from Main street to Court street. Adopted.

The Surveyor submitted such estimate at \$200.00. By Ald. Cram—Resolved, That the following improvement is expedient, viz: Repairing the side walk on the east side of Lancaster street from Main street to Court street.

And Whereas, The City Surveyor, under the direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$200.00, which estimate is hereby approved.

Resolved, further, That the following portion of said

city is deemed benefitted and proper to be assessed for such whole expense thereof, viz:

"One tier of lots on the east side of Lancaster street from Main street to Court street.

And the Clerk is hereby directed to publish notice in pursuance of section 165 of the City Charter, that all persons interested in the subject matter of said improvement, are required to attend the Common Council on Tuesday evening, Dec. the 1st, 1863, at half-past 7 o'clock, at the Common Council Hall, when allegations will be heard. Adopted.

GRADING MONTGOMERY ALLEY.

By Ald. Warner—Resolved, That the City Surveyor ascertain and report to this Board the expense of grading Montgomery Alley from Troup street to Fitzhugh street. Adopted.

The Surveyor submitted such estimate at \$125.00.

By Ald. Warner—Resolved, That the following improvement is expedient, viz: grading Montgomery Alley from Troup st. to Fitzhugh st.

And Whereas, The City Surveyor, under the direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$125, which estimate is hereby approved.

Resolved, further, That the following portion of said city is deemed benefitted and proper to be assessed for the whole expense thereof, namely:

One tier of lots on each side of Montgomery Alley from Troup st. to Fitzhugh st.

And the Clerk is hereby directed to publish notice in pursuance of section 165 of the City Charter, that all persons interested in the subject matter of said improvement, are required to attend the Common Council on Tuesday evening, Dec. the 1st, 1863, at half-past seven o'clock, at the Common Council Hall, when allegations will be heard. Adopted.

CADY STREET WIDENING.

Ald. O'Maley presented the report of the Commissioners appointed to inquire into and determine what damages and compensation the owners of lands will sustain and be entitled to for lands to be taken for the widening of Cady street, on the north side, between Olean and Frances streets, and moved that all persons having objections to the confirmation of said report be now heard. Motion adopted.

No persons appearing to object.

Ald. O'Maley moved the confirmation of the report.

Motion adopted by the following vote:

Ayes—Ald. Cram, Darling, Quinn, Buell, St. John, Darrow, Bromley, Warren, Hoffman, O'Maley, H. G. Moore, Upton, Fish, Warner, Mordoff, Palmer, Ernst, Chapman, Sidler, Flynn, Hebing, McQuarters—22.
Nays—None.

By Ald. O'Maley—Whereas, The Common Council of the city of Rochester did on the 31st day of March, 1863, ordain and determine that Cady street shall be widened on the north side thereof, between Olean and Frances streets.

And whereas, The damages for taking the lands and premises required for such widening have been ascertained and fixed by the confirmation of the Commissioners' report by the Common Council at the sum of seventeen hundred and thirty dollars and a thirty cent, and whereas, The costs and charges of the Common Council in said proceedings amount to sixty-four dollars and sixty cents, therefore

Resolved—That David McKay, Francis Dana and Jared Coleman, the assessors of said city, not interested in any of the property to be taken, and not of kin to any person to be assessed therefor, are hereby designated and directed to apportion and assess the sum of seventeen hundred and ninety-four dollars and ninety cents, being the whole amount of such damages and costs, and charges of the Common Council in the proceedings, upon all the owners and occupants of lands and houses within the following described territory, as near as may be in proportion to the benefit which each shall be deemed to acquire thereby, viz:

One tier of lots on each side of Cady street, from Olean street to Frances street.

And said assessors are hereby notified to meet for this purpose on Saturday, the 21st day of Nov., 1863, at 9 o'clock in the forenoon, at the office of the City Clerk.

Adopted by the following vote:
Ayes—Ald. Cram, Darling, Quinn, Buell, St. John, Darrow, Bromley, Warren, Hoffman, O'Maley, H. G. Moore, Upton, Fish, Warner, Mordoff, Palmer, Ernst, Chapman, Sidler, Flynn, Hebing, McQuarters—22.
Nays—None.

LAWRENCE ST. RE-ASSESSMENT.

By Ald. Warner—Whereas, The Common Council of the city of Rochester did on the 28th day of July, 1863, ordain and determine that Lawrence st. should be graded and a plank walk four feet wide constructed on each side thereof, from East Avenue to Charlotte st., and that the whole expense thereof should be assessed upon the owners and occupants of houses and lands to be benefited thereby, and did estimate such expense as the sum of \$420.00; and

Whereas, a greater sum of money has been expended in making said improvement, and that such greater sum thus expended amounts to \$53.14; therefore,

Resolved, That said sum of \$53.14 be assessed upon owners and occupants of one tier of lots on each side of Lawrence st., from East Avenue to Charlotte st.

And David McKay, Francis Dana and Jared Coleman, the assessors of said City not interested in any of the property so benefitted, and not of kin to any person so interested, are hereby designated and directed to make an assessment upon all the owners and occupants of lands and houses within the portion or part of said City, so designated, of the said amount of expense, in proportion, as nearly as may be, to the advantage which each shall be deemed to acquire by the making of said improvement; and said assessors are hereby notified to meet for this purpose, on Saturday, the 21st day of November, 1863, at nine o'clock in the forenoon, at the office of the City Clerk. Passed by the following vote:

All ayes—20.

ASSESSMENTS.

Ald. Cram presented the assessment rolls for the following named improvements, viz:

Repairing the walk on each side of Manhattan street, from Court to George street.

Repairing the walk on each side of Johnson's Park, from Clinton street to Stone street.

Repairing the walk on the west side of South Avenue, from Holly street to Gregory street.

Constructing a plank walk on the east side of Olean street, from Plymouth Avenue to Hunter street.

Repairing the walk on each side of Clinton street, from the New York Central Railroad to the north line of the city.

Repairing the walk on the west side of Mill street, from Centre street to Brown street.

Repairing the walk on each side of Court street, from William street to Union street.

Repairing the walk on each side of Tremont street, from High street to the Canal.

And after an opportunity had been given for appeals to be heard, said roll were severally confirmed by the following vote:

All ayes—21.

Ald. Cram presented the assessment rolls for the following improvements, viz:

Repairing the walk on each side of University Avenue, from North street to Scio street.

Repairing the walk on each side of Tappan street, from North street to Scio street.

Repairing the walk on each side of Delevan street, from North to Scio.

Repairing the walk on each side of Weld st., from North to Scio street.

On motion of Ald. Ernst, the further consideration of the above was postponed until the next regular meeting.

Ald. Cram presented the assessment roll for extending the arch over the Race at Main street and after an opportunity had been given for appeals to be heard, said roll was confirmed as follows:

All ayes—21.

Ald. Warner presented the assessment roll, being a reassessment for improving the roadway of Buffalo and Main streets, from the west line of Front street to the west line of Water street, and after appeals had been heard

Ald. Buell moved its postponement until the next regular meeting, and that the subject be referred to the Grievance Committee.

Motion adopted.

Ald. Warner presented the assessment roll for constructing a plank walk on the west side of Ford street, from Buffalo street to Hill street, and the next regular meeting was fixed when appeals therefrom will be heard.

UNFINISHED BUSINESS.

Ald. O'Maley called up the resolution of Ald. Palmer, which was laid upon the table at the last meeting to remit D. W. Perry's sewer tax, when

Ald. Fish moved that the subject be referred to the Grievance Committee to report at the next regular meeting.

Motion adopted as follows:

Yeas—Ald. Cram, Darling, St. John, Warren, Hoffman, O'Maley, H. G. Moore, Fish, Warner, Sidler, Flynn, McQuarters—12.

Nays—Ald. Quinn, Buell, Bromley, Upton, Ernst, Chapman, Hebing—7.

Ald. Warner called up the following:

Resolved, That the interest due from Louisa Warde, wife of Geo. Warde of the city of Rochester, for sales of back taxes, purchased by the city, be under the circumstances remitted, and that the City Treasurer be and is hereby directed to give the said Louisa Warde a receipt in full for taxes aforesaid, on her paying the principal amount due thereon, as assessed with the costs added, less the interest. Adopted.

Ald. Chapman called up the following:

By Ald. D. D. T. Moore—Resolved, That a special bounty of fifty dollars be paid to each volunteer from the city of Rochester until the quota of the city is filled, provided said bounty shall be legal.

Ald. Chapman now moved that Col. Crooks be heard. Adopted.

The Colonel being present briefly addressed the Board, when the motion to adopt the resolution was lost as follows:

All nays.

Ald. Cram moved that a committee of three be appointed by the President, and that they be empowered to rent the Fair Grounds or any other suitable place for Barracks for Colonel Crook's regiment.

Motion adopted.

The President appointed as such committee Ald. Cram, Buell and Warner.

MISCELLANEOUS.

By Ald. Hebing—Resolved, That Daniel Kennedy have leave to erect wooden building in accordance with the prayer of his petition, under the direction of the Fire Marshall.—Adopted.

Subsequently Ald. Hebing moved a reconsideration of the above, and that it lie on the table until the next meeting.

Motion adopted.

By Ald. Hebing—Whereas, Some of the tax payers on the east side of Mt. Hope Avenue, in anticipation of having the new plank walk lately passed by this Board, have taken up their old walks, and thereby leaving said avenue in a bad and dangerous condition, and

Whereas, Said new plank walk cannot be made this fall, therefore

Resolved, That the Street Superintendent is hereby instructed to immediately notify the Overseer of Property on the east side of Mt. Hope Avenue, to repair their walks within five days, and such as may have them not repaired in this time, that the Street Superintendent shall then repair the same, so as to make said walk passable for the winter. Adopted.

By Ald. Flynn—Resolved, That the Lamp Committee be and are hereby directed to erect one lamp on West Avenue, west of Wentworth st. Adopted.

By Ald. Ernst—Resolved, That the City Surveyor is hereby directed to determine and establish the lines of East st. Adopted.

By Ald. Palmer—Resolved, That the City Clerk draw two orders for five hundred dollars each in favor of James Conway, and payable to

his order, one in one year from the 17th day of Nov., 1863, and one in two years from the 17th day of Nov., 1863, both with interest; and the City Treasurer is hereby authorized to accept the same in behalf of the city, and charge St. Joseph st. sewer fund.

Adopted—all ayes.

By Ald. Palmer—Resolved, That the City Clerk draw two orders for seventy-two dollars each, in favor of McConnell & Jones, and payable to their order, one in one year from the 17th day of November, 1863, and one in two years from the 17th day of November, 1863, both with interest; and the City Treasurer is hereby authorized to accept the same in behalf of the city, and charge Buffalo Street Lateral Sewer Fund.

Adopted—all ayes.

By Ald. Warner—Resolved, That the resolution passed at the last meeting of this Board directing the City Treasurer to receive 81 per cent. in full of the assessment for Wilder street side walk, be and the same is hereby rescinded. Adopted.

By Ald. Warner—Resolved, That the City Treasurer credit George Arnold the amount of his assessment for Wilder street sidewalk, no walk having been built in front of his premises. Adopted.

By Ald. Warner—Resolved, That the City Treasurer receive from property owners taxed for Wilder street sidewalk 84 1-2 per cent. in full of their assessment therefor. Adopted.

By Ald. Warner—Resolved, That all proceedings had in relation to Mount Hope Avenue sidewalk be and the same is hereby rescinded. Adopted.

By Alderman Upton—Resolved, That we recommend the passage of an ordinance for raising and paying the sum of one hundred dollars to the family of each volunteer residing in the city of Rochester until our quota is filled.

The President ruled the resolution out of order.

By Ald. O'Maley—Resolved, That the Improvement Committee be and are hereby authorized to have Mr. Carson, the contractor who built the sidewalk on South street, pave the gutters as was contemplated in the petition for said improvement, and as we understand there is money enough in the fund to do it, it is the special request of a majority of the owners of property fronting said improvement to have this work done immediately.

Lost as follows:

Yeas—Messrs. Hoffman, O'Maley, Warner, Sidler, Flynn.

Nays—Messrs. Cram, Darling, Quinn, Buell, St. John, Bromley, Warren, H. G. Moore, Upton, Fish, Palmer, Ernst, Chapman, Hebing, McQuarters.

By Ald. Hoffman—Resolved, That the City Treasurer be and is hereby authorized to pay R. Dransfield seven hundred and forty-six dollars, in full for building reservoir on the corner of Clinton and Atwater streets, when there is money in the Treasury for the purpose, and charge that fund, the same having been completed and accepted by the Fire Department Committee; and that the Mayor cancel and deliver to said Dransfield his contract for building the same.

Adopted all ayes.

By Ald. Hoffman—Resolved, That the Treasurer pay Samuel Alton forty-eight dollars for services as Inspector on the reservoir on the corner

of Clinton and Atwater streets, when there are funds in the Treasury for that purpose and charge that fund.

Adopted all ayes.

By Ald. Hoffman—Resolved, That the Committee on Ordinances be and is hereby authorized to procure the printing of 200 copies of the penal ordinance in the German language. Adopted.

By Ald. Hoffman—Whereas, On the 25th day of August, 1863, a petition was presented to your Honorable Body, signed by Paul Englehart and others, praying to be released from their assessment for the construction of the Reservoir, on the corner of Clinton and Atwater streets, which was referred to the Grievance Committee, and

Whereas, The said Grievance Committee reported favorably on said Petition and offered a resolution authorizing the Treasurer to cancel said assessments and charge the amount to the proper fund, which resolution was upon motion of Ald. Fish referred to the Fire Department Committee, and,

Whereas, The Fire Dep't. Committee have investigated the claim of said petitioners, and believe that it is but justice to cancel said assessments although said Reservoir has been completed and every dollar of said assessment expended in its construction. Therefore they report favorable on said resolution and offer the following resolution :

Resolved, That the City Treasurer be and is hereby authorized to cancel the assessment against Paul Englehart, Jos. Bier, F. Sifried, S. Marks for building the Reservoir on the corner of Clinton and Atwater streets, and charge the same to Erroneous Assessments.

Lost as follows :

Yeas—Ald. Hoffman, O'Maley, H. G. Moore, Warner, Ernst, Sidler, Hebing. 7.

Nays—Ald. Cram, Darling, Quinn, Buell, St. John, Bromley, Warren, Upton, Fish, Palmer, Chapman, Flynn, McQuatters. 13.

By Ald. St. John—Resolved, That the Treasurer be and is hereby authorized to pay J. S. Wadsworth one hundred dollars, for six months' rent of wood yard to Nov. 1, 1863, and charge Poor Fund.

Adopted all ayes.

ROCHESTER, Nov. 17, 1863.

To His Honor the Mayor and Common Council of the City of Rochester :

GENTLEMEN : I hereby respectfully tender to you my resignation as an Alderman of the City of Rochester, elected from the Fourth Ward, and beg you to accept the same.

I am, very respectfully,

C. M. ST. JOHN.

On motion of Ald. Warner accepted.

By Ald. Cram—Resolved, That the Treasurer pay J. D. Quinn, to pay bills for repairing walk on South Avenue, \$124 94 when there are funds in the Treasury for the purpose, and charge that fund.

Adopted all ayes.

By Ald. Cram—Resolved, That the Treasurer pay J. D. Quinn to pay bills for repairing Broadway and William st. walks, \$163,05, payable when there is funds in the Treasury for the purpose, and charge that fund.

Adopted all ayes.

By Ald. Cram—Resolved, That the Treasurer is hereby directed to collect of the tax payers assessed for repairing the walks on the west

side of South st., also on Broadway and William streets, only the amounts extended on the rolls by the Assessors in red ink, and to remit to those who I have paid, the excess. Adopted.

Ald. Warner moved that a special Committee of three be appointed with power to act in relation to building a dam across the Erie Canal near the House of Refuge, for keeping the water in the Canal during the winter for fire purposes.

Motion adopted.

The President appointed as such Committee Ald. Warner, Hoffman and Quinn.

By Ald. Cram—Whereas, Under the last call of the President for 300,000 men, 60,000 is named as the quota of our State, and 1,600 as the quota of our Congressional District, and that consequently about 500 must be furnished by the city of Rochester, and,

Whereas, Unless these quotas shall be filled on or before the 5th day of January next, another draft will be ordered with a former deficiency of over 47,000 for the State, and,

Whereas, The volunteer upon the battle field is to the drafted man as heroism is to indifference. Therefore,

Resolved, That upon a satisfactory official assurance that every person to the number required, enlisting in our city prior to January 5th next, will be duly thereto credited upon the present call, the city of Rochester will pay to each and every person so enlisting into the service of the United States for the term required by the call of the President, the sum of \$

Resolved further, That a Committee of three be appointed to ascertain at once from proper official authority whether such enlistments will be so allowed and credited to our city, and that they report to this Board at the earliest day possible. Adopted.

The President appointed as such Committee Ald. Cram, Buell and His Honor the Mayor.

FINANCE BUDGET.

By Ald. Buell—Resolved, That the Treasurer pay as follows :

CONTINGENT FUND.

| | |
|---|---------|
| Inspectors of Elections, 1st Ward, payable to Ch'n. | \$40 00 |
| Do do 2d do do | 40 00 |
| Do do 3d do do | 40 00 |
| Do do 4th do do | 40 00 |
| Do do 5th do do | 40 00 |
| Do do 6th do do | 40 00 |
| Do do 7th do do | 40 00 |
| Do do 8th do do | 40 00 |
| Do do 9th do do | 40 00 |
| Do do 10th do do | 40 00 |
| Do do 11th do do | 40 00 |
| Do do 12th do do | 40 00 |
| Do do 13th do do | 40 00 |
| Buell & Brewster, insurance on City Hall. | 25 00 |
| N. F. Hilton, disbursements. | 29 68 |
| W. Steger, disbursements at Centre Market. | 10 35 |
| John Bell, repairs at do | 10 20 |
| Newman's Band, attending funeral of Lieut. Knox. | 20 00 |

And charge Contingent Fund.

HIGHWAY FUND.

| | |
|---|--------|
| J. I. Robbins, repairs to Superintendent's office | 44 48 |
| W. B. Morse for lumber | 174 68 |
| J. Holloway, labor and materials | 148 99 |
| Geo. Hyland & Co., lumber | 72 12 |
| E. Coleman & Co., lumber | 11 55 |
| David W. Haganan, gravel | 33 12 |
| A. Aldridge, lumber | 14 83 |
| H. R. Edgerton, lumber | 50 28 |
| Wm. Hollister & Co., lumber | 41 23 |
| Bernard Huck, building stone wall | 122 34 |
| H. Marcille, repairing platform | 2 00 |

And charge Highway Fund.

I. Holloway, for stone
 108 65 |

And charge Buffalo Street Repair Fund.

REPORT ON CATHERINE AVERILL'S CLAIM.

The Grievance Committee, to whom was referred the claim of Catherine Averill, for injuries sustained by falling through a hole (as is alleged) in Exchange street bridge, would respectfully report that they have not investigated the facts in the case, for the reason that just such a case came before the Board last year, which was referred to the City Attorney, who reported that the city was not liable. He held that it was a State bridge, and that the Legislature has imposed the duty of keeping the bridge in repair upon the Canal Commissioners.

The report of the Attorney is printed in full on page 110 of the Common Council proceedings for 1863, to which we would refer.

In view of said opinion we are compelled to report adversely.

All of which is respectfully submitted.

D. D. T. MOORE, }
L. C. SPENCER, } Com.
W. DARROW, }

Adopted.

Ald. Hoffman, from the Select Committee, to whom was referred the subject in relation to keeping water in the canal for fire purposes, reported that the Chairman had been sick and unable to attend to it, that he himself had seen Mr. Selye, but had not been able to make any arrangement; that there was an unsettled matter between Mr. Selye and the city, growing out of keeping the water in the canal last year, and moved that Mr. Selye explain to the Board the facts in the case.

Motion adopted.

Mr. Selye having stated to the Board the facts in the case—

Ald. Hoffman moved that the subject be referred to the Law Committee.

Motion adopted.

Ald. Buell now moved that the Special Committee appointed at the last meeting have power to make temporary arrangements in the meantime with Mr. Selye for keeping the water in the canal.

Motion adopted.

Ald. Buell now moved that two more members be added to the Law Committee, to fill the vacancies therein.

Motion adopted.

The President appointed as such Ald. Ernst and D. D. T. Moore.

Ald. D. D. T. Moore presented the following:

REPORT ON PROCURING ARMS, &c., FOR THE CITY.

To the Hon. the Common Council of the City of Rochester:

GENTLEMEN:—The Committee heretofore and on the 12th of November, appointed by your honorable body to procure arms and equipments respectfully report, that they have met together and consulted; and upon such consultation, Col. C. H. Clark was sent to the city of Albany to make inquiries and obtain the necessary information, and attached hereto is his report.

We respectfully recommend the passage of the resolution also hereto annexed.

Respectfully submitted,

N. C. BRADSTREET, }
D. D. T. MOORE, } Com.
C. H. CLARK, }

Adopted.

COLONEL C. H. CLARK'S REPORT.

To Messrs. Bradstreet, Moore and others, Committee of the Common Council of Rochester:

GENTLEMEN—At your request I have been to the headquarters of the Commander-in-Chief of this State and ascertained and report that the city can have from the State such arms as they may need, but bonds must be given for their safe keeping, and a requisition made in the usual form.

Yours respectfully, C. H. CLARK.
Rochester, Nov. 23, 1863.

Ald. Cram presented the following REPORT ON OBTAINING CREDIT FOR ENLISTMENTS

To the Honorable the Common Council:

GENTLEMEN—The undersigned Committee, appointed by your Board on the 17th ult. to ascertain from proper official authority whether enlistments made in our city since the 17th of October last (the date of the President's last call) and up to January 5th next will be allowed and credited thereto upon its present quota, respectfully report that a dispatch was immediately sent to Col. Fry upon the subject, and his reply is as follows:

WASHINGTON, Nov. 19, 1863.

To Hon. N. C. Bradstreet, Mayor:

If the city of Rochester fills its quota under the present call on or before January 5th no draft will take place in that city, provided the recruiting is so conducted as to enable credit to be given to cities and counties. Credit will be given for all enlistments not hitherto counted. Please put yourself in communication with Major Diven of Elmira in regard to details.

JAMES B. FRY,
Provost Marshal.

Still further information of equal importance to our city and county bearing upon this subject is obtained from a correspondence, bearing date November 23d, between W. J. Osborn, Esq., Chairman of the Board of Supervisors of Kings county, and Col. Fry, in which the latter says:

Sixth. You ask: "In case of a deficiency under the last call, will the draft be made from the county at large, or only by congressional districts?" If a draft be made, it will be by districts and sub-districts; but where the whole county acts together in raising volunteers, they will be fairly credited among the districts of the county, and not to that particular district in which the Committee may hold its session and the enlistments be made.

Seventh. You ask: "In case of a deficiency in the State of New York, will a draft be made of the number (if any) actually deficient in Kings county, or shall we be required to furnish in each draft a proportionate number of the whole deficiency of the State?" If Kings county furnishes its quota it will be exempt from the draft, without regard to what the rest of the State may do.

(Signed)

J. B. FRY,
Provost Marshal General.

Your Committee are fully satisfied from the foregoing that any city or county filling its quota by January 5th next will avoid the draft.

In regard to the resolution accompanying the one under which your Committee were named, recommending the payment of a bounty by the city, we are happy to say that the propriety of further action thereon has been superseded by

the patriotic action of the Board of Supervisors of our county.

Respectfully submitted,
 A CRAM,
 E. N. BUELL,
 N. C. BRADSTREET,
 Committee.

Adopted.
 COMMUNICATIONS FROM CITY OFFICERS.

The Clerk presented the
 TREASURER'S MONTHLY REPORT OF THE BALANCE OF
 THE PRINCIPAL FUNDS ON THE MORNING OF
 NOVEMBER 30, 1863.

| | |
|-------------------------------------|--------------|
| | Cr. Balance. |
| Contingent Fund..... | \$ 3,397 44 |
| Fire Department..... | 5,066 15 |
| Highway Fund..... | 2,505 49 |
| Lamp Fund..... | 11,990 87 |
| Poor Fund..... | 4,651 69 |
| Police Fund..... | 5,506 77 |
| Park Fund..... | 125 33 |
| Sewer Repair Fund..... | 553 85 |
| Lycell street Repair Fund..... | 141 44 |
| Monroe street .. | 21 42 |
| North street .. | 32 65 |
| N. St. Paul st. .. | 38 97 |
| Mt. Hope Avenue .. | 134 69 |
| Plymouth Av. .. | 95 51 |
| West Avenue .. | 331 69 |
| East Avenue .. | 275 22 |
| Lake Avenue .. | 206 50 |
| | Dr. Balance. |
| Board of Health Fund, overdraw..... | \$2 78 |

C. T. AMSDEN, Treasurer.
 Subscribed and sworn to before me this 1st day of December, 1863.
 H. P. LANGWORTHY,
 Commissioner of Deeds.

Filed.
 Ald. Spencer presented the report of the Police Justice for November, as follows:
 Whole amount received\$459 00
 Filed.

Ald. Cram presented the following
 REPORT OF THE SOLDIERS' RELIEF COMMITTEE.
 To the Hon. the Common Council of the City of Rochester:

GENTLEMEN:—The Committee designated by your Board to whose hands was confided the responsible trust of dispensing aid to the indigent families of volunteer soldiers from the city of Rochester, serving in the army of the Union, beg leave respectfully further to report:

That in addition to the general plan of relief, as set forth in their report of Sept. 22d last, the following rules have governed the action of the Committee, except in some extraordinary cases in which duty has clearly dictated a supersedure, thereof:

§ 1. No application for relief shall be allowed to any person who is not, at the time of making the application, a resident of the city, and who was not a resident at the date of the enlistment of the soldier on whose behalf the application for relief is made.

§ 2. Relief shall only be allowed to the families of such soldies as have been mustered into the service of the United States and are actually doing duty in camp or garrison, excepting that the families of those who are sick or wounded, or have been killed, or have died from the effects of wounds received, or diseases contracted while in the service of the government, shall be entitled to the same allowance as they would if the soldier were in actual service.

§ 3. In addition to the evidence furnished by any applicant that the soldier, on account of whom the application is made, is now in the service, waiving the exceptions of the preceding rule, a certificate of such fact shall be required from the commanding officer of the company to which such soldier belongs.

§ 4. No payment shall be made to, or on behalf of, the families of commissioned officers, or of soldiers who have *deserted*,

§ 5. The only persons entitled to participate in the distribution of moneys appropriated by the ordinance, are the wives, children, and widowed mothers, and infirm and unmarried or widowed sisters, and aged and infirm fathers of such soldiers as supported them prior to their enlistment, which must have been made in the city of Rochester, and in a regiment of New York State Volunteers.

The wisdom of the statute authorizing the towns and cities of our State to grant such relief to the indigent families of volunteers from this State as shall seem necessary and proper to the authorities of respective localities, the prompt and beneficent action of the Common Council of our city in making, in accordance with that statute, so liberal an appropriation to relieve the wants and cheer the hearts of thousands in our city whose stay and support, by a voluntary and patriotic resolve, have become the stay and hope of our country in the conflicts of nearly every battle field, will be alike commemorated with sincere benedictions and thanksgiving.

The total number of applications for relief received by the committee to the present time is 671
 Number approved by committee..... 570
 Number since withdrawn for desertion and other reasons..... 42

| | |
|--------------------------------------|-----|
| Number at present receiving aid..... | 528 |
| From the several wards as follows: | |
| First Ward..... | 15 |
| Second .. | 21 |
| Third .. | 60 |
| Fourth .. | 41 |
| Fifth .. | 70 |
| Sixth .. | 64 |
| Seventh .. | 29 |
| Eighth .. | 55 |
| Ninth .. | 40 |
| Tenth .. | 43 |
| Eleventh .. | 47 |
| Twelfth .. | 43 |
| | 228 |

| | |
|------------------------|-----|
| Classified as follows: | |
| In grade number 1..... | 94 |
| " " 2..... | 235 |
| " " 3..... | 199 |
| | 528 |

Total number persons in service upon whom the applications allowed are based..... 650
 Or which number there are husbands..... 403
 " " sons..... 202
 Other relatives..... 15

Number of applicants heretofore assisted by the Overseer of the poor of our city..... 162
 Total number of persons in families of applicants, incidentally aided by the committee..... 2,520

| | |
|---|-----|
| The nativity of the applicants is as follows: | |
| Ireland..... | 198 |
| Germany..... | 147 |
| American..... | 114 |
| England..... | 3* |
| Canada..... | 20 |
| Other nations..... | 15 |
| | 528 |

The following are the regiments, and the number of persons in each, on account of whom the applications are made to wit:

| | |
|-----------------------------------|-----|
| 140th N. Y. Volunteers..... | 122 |
| 168th do do..... | 55 |
| 18th Light Artillery..... | 39 |
| 8th Cavalry (N. Y.)..... | 35 |
| 4th Heavy Artillery (N. Y.)..... | 24 |
| 14th Heavy Artillery (N. Y.)..... | 22 |
| 151st N. Y. Volunteers..... | 20 |
| 94th N. Y. Volunteers..... | 20 |
| 3d N. Y. Cavalry..... | 19 |
| 49th N. Y. Volunteers..... | 1 |
| 1st Veteran Cavalry..... | 1 |

| | |
|--------------------------------|-----|
| 8th United States Cavalry..... | 11 |
| 69th N. Y. Volunteers..... | 9 |
| Reynolds' Battery..... | 9 |
| Gray's Sharpshooters..... | 8 |
| Navy..... | 5 |
| Other regiments..... | 134 |
| | 620 |

The following statement is an exhibit of the total disbursements of your Committee since September 21st:

| | |
|---|------------|
| Sept. 19, Paid to indigent families of volunteers, \$ | 266 00 |
| 26, do do do do | 253 50 |
| Oct. 3, do do do do | 479 25 |
| 10, do do do do | 535 00 |
| 17, do do do do | 554 75 |
| 24, do do do do | 594 00 |
| 31, do do do do | 1,565 75 |
| Nov. 7, (2 weeks' pay) do do | 1,138 64 |
| 21, do do do do | 1,138 50 |
| Overseer of Poor, aiding soldiers' families from Aug. 17th to Oct. 30th.... | \$17 84 |
| 23, Smith & Dewey, paid orders to date.... | 67 89 |
| Moore & Cole, do do | 123 70 |
| A. McDade, do do | 18 25 |
| Geo. Gould & Son, do do | 10 75 |
| Robert Johnson, do do | 4 75 |
| Conrad Merlan, do do | 5 00 |
| Carlos Smith, do do | 2 00 |
| B. F. Penney, do do | 23 25 |
| H. G. Moore, do do | 31 50 |
| G. & C. Crouch, do do | 13 50 |
| C. F. Hall, do do | 16 00 |
| Mr. Kaiser, do do | 1 63 |
| F. Moser & Co., do wood do | 17 50 |
| do do 100 tons coal.... | 850 00 |
| | \$7,146 95 |
| Nov. 23, E. Darrow & Bro., stationery..... | 50 00 |
| Steele & Avery, do do | 60 39 |
| Curtis, Butts & Co., printing..... | 4 50 |
| Roch. Courier Office, do do | 13 00 |
| A. Strong & Co., do do | 75 |
| Hack hire—sick of Albany regiment to hospital..... | 8 00 |
| Postage stamps..... | 31 00 |
| Wm. Carroll, livery..... | 2 50 |
| Sundry disbursements by committee.... | 20 65 |
| L. B. King, services..... | 16 00 |
| John E. Holden, services..... | 12 00 |
| C. Everett, do do | 16 00 |
| Wm. A. Gonter, do do | 6 00 |
| Jas. Cochrane, do do | 1 50 |
| H. Bumphrey, do do | 94 75 |
| N. T. Hilton, do do | 100 00 |
| Total..... | \$7,583 99 |

About 75 tons of the coal purchased of F. Moser & Co. remain on hand to be delivered as required and needed.

The system of giving orders to many families, instead of making cash payments, appears satisfactory to those concerned and meets with entire approval.

The disbursements of your Committee, as per report to your honorable body on the 23d of Sept. last, were \$53,642 23
Further disbursements for substitutes to date. 1,800 00
Disbursements on account of families of volunteers to date. 7,583 99

Total.....\$63,026 27

We herewith submit the City Treasurer's statement of the condition of the Relief Fund. Respectfully submitted.

N. C. BRADSTREET,
HENRY HEING,
H. A. PALMER,
D. D. T. MOORE,
A. CRAM,
P. BARRY,
JOHN WILLIAMS,
J. COCHRANE.

STATEMENT OF AM'T EXPENDED FROM RELIEF FUND.

| | |
|--|-------------|
| For substitutes to Sept. 12, 1863 ... | \$57,655 00 |
| For disbursements to Sept. 12, 1863 | 887 28 |
| | \$58,542 28 |
| For substitutes from Sept. 12 to date \$1,800 00 | |
| For disbursements from Sept. 12 to date | 7,583 99 |
| | 9,383 99 |
| | \$68,926 27 |

C. T. AMSDEN, City Treasurer.

City Treasurer's Office, Nov. 30, 1863.
Accepted and ordered published.

ORDINANCES.

REPAIRING KENT STREET WALK.

By Ald. Cram—Resolved, That the City Surveyor ascertain and report to this Board the expense of raising and repairing the plank sidewalk on the west side of Kent street, from Allen street to Jay street. Adopted.

The Surveyor submitted such estimate at \$360.
By Ald. Cram—Resolved, That the following improvement is expedient, viz: Raising and repairing the plank sidewalk on the west side of Kent street, from Allen street to Jay street.

And whereas, The City Surveyor, under the direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$300, which estimate is hereby approved.

Resolved, further, That the following portion of said city is deemed benefited and proper to be assessed for the whole expense thereof, viz:

“One tier of lots on the west side of Kent street, from Allen street to Jay street.”

And the Clerk is hereby directed to publish notice in pursuance of section 165 of the City Charter, that all persons interested in the subject matter of said improvement are required to attend the Common Council on Tuesday evening, December the 15th, 1863, at half-past 7 o'clock at the Common Council Hall, when allegations will be heard. Adopted.

REPAIRING ALLEN STREET WALKS.

By Ald. Cram—Resolved, That the City Surveyor ascertain and report to this Board the expense of repairing the side walks and cross walks on both sides of Allen street from State street to Washington street. Adopted.

The Surveyor submitted such estimate at \$150.
By Ald. Cram—Resolved, That the following improvement is expedient, viz: Repairing the side walks and cross walks on both sides of Allen street from State street to Washington street.

And whereas, The City Surveyor, under the direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$150, which estimate is hereby approved;

Resolved, further, That the following portion of said city is deemed benefited and proper to be assessed for the whole expense thereof, namely:

“One tier of lots on both sides of Allen street from State street to Washington street.”

And the Clerk is hereby directed to publish notice in pursuance of section 165 of the City Charter, that all persons interested in the subject matter of said improvement, are required to attend the Common Council on Tuesday evening, Dec. the 15th, 1863, at half-past 7 o'clock at the Common Council Hall, when allegations will be heard. Adopted.

REPAIRING BROWN STREET WALK.

By Ald. Cram—Resolved, That the City Surveyor ascertain and report to this Board the expense of repairing the plank sidewalk on the north side of Brown street, from Grape street to the Erie Canal. Adopted.

The Surveyor submitted such estimate at \$180.
By Ald. Cram—Resolved, That the following improvement is expedient, viz: Repairing the plank sidewalk on the north side of Brown street, from Grape street to the Erie Canal.

And Whereas, The City Surveyor, under the direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$180 00, which estimate is hereby approved:

Resolved, further, That the following portion of said city is deemed benefited and proper to be assessed for the whole expense thereof, namely:

“One tier of lots on the north side of Brown street, from Grape street to the Erie Canal.”

And the Clerk is hereby directed to publish notice in pursuance of section 165 of the City Charter, that all persons interested in the subject matter of said improvement, are required to attend the Common Council on Tuesday evening, Dec. the 15th, 1863, at 7½ o'clock, at the Common Council Hall, when allegations will be heard.—Adopted.

REPAIRING BARDWELL ST. WALK.

By Ald. Cram—Resolved, That the City Surveyor ascertain and report to this Board the expense of re-

repairing the side-walk on the north side of Bardwell st. from Hudson st. to Thomas st. Adopted.

The Surveyor submitted such estimate at \$150.00.

By Ald. Cram—Resolved, That the following improvement is expedient, viz: repairing the side-walk on the north side of Bardwell st. from Hudson st. to Thomas st.

And Whereas, The City Surveyor, under the direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$150.00, which estimate is hereby approved;

Resolved, further, That the following portion of said city is deemed benefited and proper to be assessed for the whole expense thereof, namely:

“One tier of lots on the north side of Bardwell street from Hudson st. to Thomas st.”

And the Clerk is hereby directed to publish notice in pursuance of section 165 of the City Charter, that all persons interested in the subject matter of said improvement, are required to attend the Common Council on Tuesday evening, Dec. the 5th, 1863, at half-past 7 o'clock, at the Common Council Hall, when allegations will be heard. Adopted.

REPAIRING CLARK STREET WALK.

By Ald. Cram—Resolved, That the City Surveyor ascertain and report to this Board the expense of repairing the plank side walk on the east side of Clark street from Brown street to Grape street. Adopted.

The Surveyor submitted such estimate at \$70.00

By Ald. Cram—Resolved, That the following improvement is expedient, viz: Repairing the plank side walk on the east side of Clark street from Brown street to Grape street.

And Whereas, The City Surveyor, under the direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$70.00, which estimate is hereby approved.

Resolved, further, That the following portion of said city is deemed benefited and proper to be assessed for the whole expense thereof, viz:

“One tier of lots on the east side of Clark street from Brown street to Grape street.”

And the Clerk is hereby directed to publish notice in pursuance of section 165 of the City Charter, that all persons interested in the subject matter of said improvement, are required to attend the Common Council on Tuesday evening, December the 15th, 1863, at half-past 7 o'clock, at the Common Council Hall, when allegations will be heard. Adopted.

REPAIRING LANCASTER STREET WALK.

On motion of Ald. Cram the Board proceeded to hear allegations in relation to the improvement described in the ordinance below:

No person appearing to make allegations

Ald. Cram submitted the following:

An ordinance to repair Lancaster street walks. The Common Council of the City of Rochester do ordain and determine as follows: the walk on the east side of Lancaster street shall be repaired from Main street to Court street.

And the whole expense shall be defrayed by an assessment upon the owners and occupants of houses and lands to be benefited thereby, and the City Surveyor, under the direction of this Board, having made an estimate of such expense, and reported the same at \$200 which estimate was and is hereby approved; the sum of \$200 being the whole amount of the estimate aforesaid, shall be assessed on such owners and occupants. And the portion of said City which said Common Council deem will be benefited by said improvement is described as follows:

“One tier of lots on the east side of Lancaster street, from Main street to Court street,” on which above described portion of the City, the said sum of \$200 is hereby ordered to be assessed.

And David McKay, Francis Dana and Jared Coleman, the assessors of said City, not interested in any of the property so benefited, and not of kin to any person so interested, are hereby designated and directed to make an assessment upon all the owners and occupants of lands and houses within the portion or part of said City so designated, of the said amount of expense, in proportion, as nearly as may be, to the advantage which each shall be deemed to acquire by the making of said improvement, and said assessors are hereby notified to meet for this purpose, on Saturday, the 5th day of December 1863, at nine o'clock in the forenoon, at the office of the City Clerk.

Passed by the following vote:

All ayes—20.

REPAIRING UNION STREET WALKS.

On motion of Ald. Cram the Board proceeded to hear allegations in relation to the improvement described in the ordinance below:

No person appearing to make allegations,

Ald. Cram submitted the following:

An Ordinance to repair Union street walks. The Common Council of the City of Rochester do ordain and determine as follows: The plank walks on each side of Union street shall be repaired from East Avenue to Monroe Avenue.

And the whole expense shall be defrayed by an assessment upon the owners and occupants of houses and lands to be benefited thereby, and the City Surveyor, under the direction of this Board, having made an estimate of such expense, and reported the same at \$520, which estimate was and is hereby approved; the sum of \$520, being the whole amount of the estimate aforesaid, shall be assessed upon such owners and occupants. And the portion of said city which said Common Council deem will be benefited by said improvement is described as follows:

One tier of lots on each side of Union street from East Avenue to Monroe Avenue.

On which above described portion of the city the said sum of \$520 is hereby ordered to be assessed.

And David McKay, Jared Coleman, and Francis Dana, the assessors of said city, not interested in any of the property so benefited, and not of kin to any person so interested, are hereby designated and directed to make an assessment upon all the owners and occupants of lands and houses within the portion or part of said city so designated, of the said amount of expense, in proportion, as nearly as may be, to the advantage which each shall be deemed to acquire by the making of said improvement, and said assessors are hereby notified to meet for this purpose, on Saturday, the 5th day of December, 1863, at nine o'clock in the forenoon, at the office of the City Clerk.

Passed by the following vote:

All ayes—20.

REPAIRING CHARLOTTE STREET WALKS.

On motion of Ald. Cram the Board proceeded to hear allegations in relation to the improvement described in the ordinance below:

No person appearing to make allegations,

Ald. Cram submitted the following:

An ordinance to repair Charlotte street walks.

The Common Council of the city of Rochester do ordain and determine as follows: The sidewalk on each side of Charlotte street shall be repaired, from Scio street to Alexander street.

And the whole expense shall be defrayed by an assessment upon the owners and occupants of houses and lands to be benefited thereby, and the City Surveyor, under the direction of this Board, having made an estimate of such expense, and reported the same at \$200, which estimate was and is hereby approved, the sum of \$200, being the whole amount of the estimate aforesaid, shall be assessed on such owners and occupants. And the portion of said city which said Common Council deem will be benefited by said improvement is described as follows:

“One tier of lots on each side of Charlotte street, from Scio street to Alexander street.”

On which above described portion of the city the said sum of \$200 is hereby ordered to be assessed.

And David McKay, Francis Dana, and Jared Coleman, the assessors of said city, not interested in any of the property so benefited, and not of kin to any person so interested, are hereby designated and directed to make an assessment upon all the owners and occupants of lands and houses within the portion or part of said city so designated, of the said amount of expense, in proportion, as nearly as may be, to the advantage which each shall be deemed to acquire by the making of said improvement, and said assessors are hereby notified to meet for this purpose, on Saturday, the 5th day of December, 1863, at nine o'clock in the forenoon, at the office of the City Clerk.

Passed by the following vote:

All ayes—20.

REPAIRING CLIFTON STREET WALK.

On motion of Ald. Cram, the Board proceeded to hear allegations in relation to the improvement described in the ordinance below:

No person appearing to make allegations,

Ald. Cram submitted the following:

An ordinance to repair Clifton street walk. The Common Council of the city of Rochester do ordain and determine as follows:

The plank walk on the south side of Clifton st. shall be repaired, from Prospect street to Frances street.

And the whole expense shall be defrayed by an assessment upon the owners and occupants of houses and lands to be benefited thereby, and the City Surveyor, under the direction of this Board, having made an estimate of such expense, and reported the same at \$180.00, which estimate was and is hereby approved; the sum of \$180.00, being the whole amount of the estimate aforesaid, shall be assessed on such owners and occupants. And the portion of said city which said Common Council deem will be benefited by said improvement is described as follows:

One tier of lots on the south side of Clifton street, from Prospect street to Reynolds street.

On which above described portion of the city the said sum of \$180 is hereby ordered to be assessed.

And David McKay, Francis Dana and Jared Coleman, the assessors of said city, not interested in any of the property so benefited, and not of kin to any person so interested, are hereby designated and directed to make an assessment upon all the owners and occupants of lands and houses within the portion or part of said city

so designated, of the said amount of expense, in proportion, as nearly as may be, to the advantage which each shall be deemed to acquire by the making of said improvement; and said Assessors are hereby notified to meet for this purpose, on Saturday, the 5th day of Dec. 1893, at nine o'clock in the forenoon, at the office of the City Clerk.

Passed by the following vote:
All ayes—20.

GRADING MONTGOMERY ALLEY.

On motion of Ald. D. D. T. Moore the Board proceeded to hear allegations in relation to the improvement described in the ordinance below:

No person appearing to make allegations.
Ald. D. D. T. Moore submitted the following:
An ordinance to grade Montgomery Alley.
The Common Council of the City of Rochester do ordain and determine as follows: Montgomery Alley shall be graded from Troup st. to Fitzhugh st.

And the whole expense shall be defrayed by an assessment upon the owners and occupants of houses and lands to be benefited thereby, and the City Surveyor, under the direction of this Board, having made an estimate of such expense, and reported the same at \$125.00, which estimate was and is hereby approved, the sum of \$125.00, being the whole amount of the estimate aforesaid, shall be assessed on such owners and occupants. And the portion of said city which said Common Council deem will be benefited by said improvement is described as follows:

"One tier of lots on each side of Montgomery Alley from Troup st. to Fitzhugh st.," on which above described portion of the city, the said sum of \$125.00 is hereby ordered to be assessed.

And David McKay, Francis Dana and Jared Coleman, the assessors of said city, not interested in any of the property so benefited, and not of kin to any person so interested, are hereby designated and directed to make an assessment upon all the owners and occupants of lands and houses within the portion or part of said city so designated, of the said amount of expense, in proportion, as nearly as may be, to the advantage which each shall be deemed to acquire by the making of said improvement; and said assessors are hereby notified to meet for this purpose on Saturday, the 5th day of Dec., 1893, at nine o'clock in the forenoon, at the office of the City Clerk.

Passed by the following vote:
All ayes—20.

Ald. Mordoff gave notice that at the next regular meeting he should move the adoption of the following:

AMENDMENTS TO THE ORDINANCE RELATING TO HACKS.
The Common Council of the City of Rochester do ordain as follows:

SECTION 1. Section four of "An Ordinance relating to Hackney Coaches and Carriages passed November 11, 1862," is hereby amended by striking out the word "five" in the last line, and inserting the word three; and after the word "dollars" in the last line, by adding the following words: and for every license issued for the first time to any person, the sum of ten dollars.

§ 2. Subdivision one of section eight of same ordinance is hereby amended by striking out the words "twenty-five cents" in the third line, and inserting the words fifty cents; and by striking out the words "twelve cents" in line four and inserting in their place the words twenty-five cents; and between the words "passenger" and "going," in line five, by inserting these words: over and above two.

§ 3. The owner or driver of any cab, coach or carriage may stand at such place or places, by and with the consent of the New York Central Railroad Company or its directors or agents, within the New York Central Railroad Depot, as shall hereafter be designated by the Common Council, to solicit passengers and baggage in an orderly and quiet manner and without disturbance, jostling or noise, but in no other place or manner in the said depot, under a penalty of five dollars for every violation hereof, to be collected and satisfied according to the provisions of section 15 of said ordinance.

§ 4. All ordinances or parts of ordinances inconsistent with the foregoing, are hereby repealed.

ASSESSMENTS.

The assessment rolls for the following named improvements were presented and the next regular meeting was fixed, when appeals therefrom will be heard:

Widening Cady street on the north side between Olean and Frances streets.

Repairing State street and Lake Avenue walks from Cliff to Brisbane street.

Repairing High street walks from Spring to Atkinson street.

Repairing West Alexander street walks from Mt. Hope Avenue to the Erie Canal.

Repairing walk on the north side of Main street from University Avenue to Union street.

Reassessment for Lawrence street improvement from East Avenue to Charlotte street.

Improving Cady street from Olean street to the west line of the Greig Tract.

Repairing Sophia street walk from Buffalo to Allen street.

Repairing the walks on each side of University Avenue from Scio to Prince street.

Ald. Cram presented the assessment rolls for the following named improvements, and after an opportunity had been given for appeals to be heard they were severally confirmed by the following vote:

All ayes—20.

Repairing the walks on each side of Delavan street from North to Scio street.

Repairing the walks on each side of Tappan street from North to Scio street.

Repairing the walk on each side of University Avenue from North to Scio street.

Repairing the walk on each side of Weld street from North to Scio street.

Constructing a walk on the west side of Ford street from West Avenue to Hill street.

Ald. D. D. T. Moore presented the assessment roll, being a reassessment for improving the roadway of Buffalo and Main street, and moved that the further consideration of the same be postponed until the next regular meeting.

Motion adopted.

EXECUTIVE.

Ald. Hebing presented the resignation of James Hardy as Commissioner of Deeds, which was accepted.

On motion of Ald. Hebing the Board proceeded to ballot for a Commissioner of Deeds to fill the vacancy caused by the above, when

John W. Stebbins received 17 votes, and was declared appointed.

On motion of Ald. Spencer the Board proceeded to ballot for an Assessor in place of Francis Dana, with the following result:

| | 1st. | 2d. | 3d. | 4th. | 5th. | 6th. | 7th. | 8th. |
|---------------------|------|-----|-----|------|------|------|------|------|
| F. Dana..... | 7 | 8 | 10 | 10 | 10 | 11 | 11 | 15 |
| C. M. St. John..... | 6 | 7 | 5 | 6 | 7 | 7 | 8 | 5 |
| M. Douglas..... | 5 | 5 | 5 | 4 | 4 | 5 | 2 | 2 |
| J. G. Schaefer..... | 2 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| K. Syme..... | 0 | 0 | 0 | 0 | 0 | 0 | 1 | 0 |

Francis Dana was declared appointed.

By Ald. Sidler—Resolved, That John Feeney have a market license granted him, to be located at 158 State street, by his laying into the City Treasury at the rate of seventy-five dollars per annum, quarterly in advance. Adopted.

By Ald. Flynn—Resolved, That the City Treasurer is hereby authorized and directed to cancel the tax of \$4.40 against St. Peter and Paul's Church, and charge Erroneous Assessments. Adopted.

By Ald. Palmer—Resolved, That the City Attorney be and is hereby authorized and directed to take legal proceedings against the Rochester City and Brighton Street Railroad Company and compel them to make the streets and avenues passable as before the street railroad track was laid, by filling with solid material inside and outside of their track flush with the surface of the grade of the street and track, and also to replace the cross-walks on Lake Avenue, and all streets where the track has been laid, in conformity with the spirit and intent of the grant given to said Company by the Common Council of the

City of Rochester, and the Attorney to attend to this duty at once and without delay. Adopted.

By Ald. Palmer—Resolved, That the City Treasurer receive from property owners taxed for St. Joseph street sewer \$4 1-2 per cent in full of their assessment therefor, north of Nassau street. Adopted.

By Ald. Palmer—Resolved, That the City Treasurer receive 2 1-2 per cent. in full from all of the property owners taxed for the improvement of East street, except Peter Wren, J. & J. C. Holyland, Olina Reynale and Barbary Miller, new walks having been built in front of their premises. Adopted.

By Ald. Palmer—Resolved, That the City Clerk draw two orders for three hundred and fifty dollars each, in favor of David Wagner, and payable to his order, one in one year from the 1st day of December, 1863, and one in two years from the 1st day of December, 1863, both with interest, and the City Treasurer is hereby authorized to accept the same in behalf of the city, and charge Main street sewer fund (east section.) Adopted.

By Ald. Palmer—Resolved, That the City Clerk draw two orders for three hundred and twenty-six dollars each, in favor of David Wagner, and payable to the order of McConnell & Jones, one in one year from the 1st of December, 1863, and one in two years from the 1st day of December, 1863, both with interest; and the City Treasurer is hereby authorized to accept the same in behalf of the city, and charge East st. Improvement Fund. Adopted.

By Ald. Palmer—Resolved, That the City Clerk draw two orders for two hundred dollars each, in favor of F. C. Laner, and payable to the order of Ward & Bro., one in one year from the 1st day of December, 1863, and one in two years from the 1st day of December, 1863, both with interest and the City Treasurer is hereby authorized to accept the same in behalf of the city, and charge Nassau and St. Joseph Street Sewer Fund, in full for said works.—Adopted.

By Ald. Palmer—Resolved, That the City Treasurer remit \$10 of Mrs. Mary Shelton's tax for East street improvement. Adopted.

By Ald. Hoffman—Whereas, The Protective Sack & Bucket Company now belonging to the Fire Department of this city, advise your Committee that in the year 1860, the said Company did purchase a carriage for their use in running to fires, which carriage they paid for out of their own private means. And that the said Company now desire that the city should own said carriage, as they do all the other apparatus of the Department, and that the city should allow and pay said company the fair valuation of said carriage; they also advise your Committee that they have applied to former Committees of the Fire Department to purchase said carriage and furnish it, and own it for the use of said Company while said Company was in the Department, and that said Committee frankly stated to said Company that their demand was a just one, and should be complied with, but that the fund appropriated for the support of the Department was so limited that they could not spare the funds, and

Whereas, Your Committee consider said Company in every particular a valuable auxiliary to the Fire Department, and whose services your Committee and the citizens generally ap-

preciate; your Committee are fully of the opinion that it is no more than justice to said Company that the city should purchase said carriage and own the same for the use of said Company, and therefore they beg to offer the following resolution:

By Ald. Hoffman—Resolved, That the Treasurer be and is hereby authorized to pay the Treasurer of the Protective Sack & Bucket Co., the sum of two hundred and ninety dollars in full for the carriage now used by said Company and charge the same to over draft of Fire Department account, the carriage having been purchased by said Company and used in the Fire Department for three years past.

Adopted—All ayes except Ald. Quinn.

By Ald. Hoffman—Resolved, That the Fire Department Committee is hereby authorized to grant the use of the Steam Fire Engines to J. B. Knapp & Son for the purpose of filling the Skating Park, on the corner of Allen and Washington streets now occupied by said Knapp, they paying all necessary expenses of running said engines and paying any damages the engines may sustain. Adopted.

By Ald. O'Maley—Resolved, That the city accept of W. W. Dutcher, Conkey Avenue, he having graded the said Avenue to the satisfaction of the Committee having the matter in charge. Adopted.

By Ald. Buell—Resolved, That the City Property Committee be authorized to sell the old clock that was taken from the Brick Church, as they shall deem for the interests of the city. Adopted.

By Ald. Upton—Resolved, That the Chairman of the Police Committee is hereby requested to report at the next meeting the number of night policemen now on duty, and where they are located. Adopted.

By Ald. D. D. T. Moore—Resolved, That the City Clerk draw two orders in favor of E. Watson, one for one hundred dollars payable to the order of Whitmore, Carson & Co., in one year from the 1st day of December, 1863, and one for one hundred and fifty dollars, payable to the order of M. B. Breck in two years from the 1st day of December, 1863, both with interest; and the City Treasurer is hereby authorized to accept the same in behalf of the city, and charge South St. Paul street Brick Walk fund. Adopted.

By Ald. D. D. T. Moore—Resolved, That the City Treasurer cancel Wm. O'Neil's tax for South street flag walk, \$5.88. Adopted.

By Ald. D. D. T. Moore—Resolved—That the Treasurer refund the amount received from property owners taxed for Mt. Hope Avenue side walk. Adopted.

By Ald. D. D. T. Moore—Resolved, That the City Treasurer credit Wm. O'Neil \$19.20, and Henry Hoffman and George Hahn \$44.40, on their assessment for South St. Paul street brick walk, they having built the walks in front of their premises. Adopted.

By Ald. D. D. T. Moore—Resolved. That the City Treasurer receive from property owners taxed for South street flag walk eighty-one per cent. in full of their assessment for said walk. Adopted.

By Ald. D. D. T. Moore—Resolved, That the Improvement Committee are hereby authorized to let the grading of Montgomery Alley without advertising for proposals. Adopted.

| | |
|--|--------|
| J. McCruden, do | 50 00 |
| Anal. Brown, do | 50 00 |
| Michl. Tierney, do | 50 00 |
| P. Rooney, do | 50 00 |
| Wm. Rogers, do | 50 00 |
| John Barry, do | 50 00 |
| Michael Wolf, do | 50 00 |
| J. Flaherty, do | 50 00 |
| Chas. T. Squires, do | 50 00 |
| F. F. Marshut, do | 50 00 |
| J. Cullen, do at half pay, \$25 | 25 00 |
| Wm. Mudgett, for disbursement to special policemen during election | 112 00 |
| William Mudgett, Chief of Police, disbursements. And charge Police Fund. | 54 60 |

| | |
|--|------|
| HIGHWAY FUND. | |
| J. D. Quinn, City Supt., disbursements. And charge Highway Fund. | 4 50 |

| | |
|------------------------------------|-------|
| CADY ST. WIDENING. | |
| A. Bronson, Com. widening Cady st. | 10 00 |
| B. McFarlin do do do | 10 00 |
| S. D. Porter do do do | 10 00 |
| And charge that Fund. | |

| | |
|--|--------|
| POOR FUND. | |
| A. Boschart, for wood. | 547 33 |
| William Cox, orders from Overseers of the Poor | 31 00 |
| John Cody do do do | 12 20 |
| Quinn & O'Maley do do do | 30 00 |
| N. Osborn, for medicine | 4 40 |
| And charge Poor Fund. | |

IMPROVEMENT FUND.

Also, when there are funds applicable, as follows:

| | |
|---|-------|
| F. C. Lauer, in full of his contract for constructing sewer in Nassau and St. Joseph sts., payable to Ward & Brother. | 56 00 |
| And charge that Fund. | |

| | |
|--|--------|
| John Clancy, on his contract for constructing plank walk on Spruce st. | 250 00 |
| And charge that Fund. | |

| | |
|---|-------|
| Whitmore, Carson & Co., in full for constructing flag walk on South st. | 27 70 |
| And charge that Fund. | |

| | |
|--|--------|
| David Wagner, in full for East st. improvement and sewer, payable to McConnell & Jones | 727 63 |
| And charge that Fund. | |

| | |
|--|--------|
| Thomas Purcell, on his contract for Hand st. improvement, payable to C. T. Amsden. | 250 00 |
| And charge that Fund. | |

| | |
|---|----------|
| Whitmore, Carson & Co., on their contract for Allen st. improvement | 1,000 00 |
| And charge that Fund. | |

| | |
|--|--------|
| E. Watson, on his contract for South St. Paul st. brick walk \$13.67, payable to Whitmore, Carson & Co., and \$86.33, payable to Rochester Brick and Tile Mfg. Co. | 100 00 |
| And charge that Fund. | |

| | |
|--|-------|
| Owen E. O'Maley, inspecting Main st. improvement | 72 00 |
| And charge that Fund. | |

IMPROVEMENTS.

When there are funds in the Treasury applicable—

| | |
|---------------------------------------|-------|
| Danl. McCormick, for repairing sewers | 70 00 |
| John Cregan do do | 50 00 |
| And charge Sewer Repair Fund. | |

| | |
|--|----------|
| LAMP FUND. | |
| Roch. Gas Light Co., bill for gas and repairs for street lamps | 3,468 29 |
| Roch. Gas Light Co., for lighting street lamps | 368 40 |
| Wm. Wilbur, for labor trimming and filling oil lamps | 7 50 |
| And charge Lamp Fund. | |

Adjourned.

C. SIMMONS, City Clerk.

In Common Council, Dec. 15, 1863.

REGULAR MEETING.

The President of the Board, Ald. Bromley, presiding.

Present—Ald. Spencer, Cram, Darling, Quinn, Buell, D. D. T. Moore, Darrow, Bromley, Warren, Hoffman, O'Maley, H. G. Moore, Upton, Fish, Sidler, Hebing.

Absent—Ald. Warner, Mordoff, Palmer, Ernst, Chapman, Flynn, McQuatters.

The minutes of the last meeting were approved.

PETITIONS AND CLAIMS.

By Ald. Spencer—Bill of Rochester Gas Co.; Police Committee.

By Ald. Cram—Bills of A. Strong & Co., A. Nolte and I. Holloway; Street Committee. Petition relating to Hand st. improvement; Improvement Committee.

By Ald. Darling—Bills of E. N. Buell, Rochester Gas Co., H. Bender & Co., Lake Shore & Michigan Southern RR. Co., J. Anderson and H. Mitchell; Poor Committee. Bill of J. Bell; Park Committee.

By Ald. D. D. T. Moore—Estimates of B. Huck and Whitmore, Carson & Co.; Improvement Committee.

By Ald. Buell—Petition in relation to the Skating Park on Washington street; Grievance Committee. Petition of M. Shelton; Law Committee. Bill of Dr. Montgomery; Fire Department Committee.

By Ald. Fish—Petition of J. Corcoran; Street Committee.

By Ald. Warren—Bills of J. Palmer, S. B. Dewey, J. Morrison and A. Strong & Co.; Contingent Expense Committee. Bill of M. Briggs; Fire Department Committee.

By Ald. Hebing—Petition of F. C. Lauer; referred to the assessor. Petition of Rev. W. W. Dean; table.

REPORTS.

Ald. Warren, from the Contingent Expense Committee, reported in favor of the bills of W. A. Reynolds, N. B. Northrup, S. D. Porter, Rochester Gas Co. and A. Strong & Co.; Finance Committee.

Ald. Spencer, from the Police Committee, reported in favor of the bills of the Rochester Gas Co.; Finance Committee.

Ald. Darling, from the Poor Committee, reported in favor of the bills of Henry Mitchell, J. Anderson, Lake Shore and Michigan Southern RR. Co., H. Bender & Co., E. N. Buell and Rochester Gas Light Co.; also from the Park Committee in favor of the bill of J. Bell; Finance Committee.

Ald. D. D. T. Moore, from the Improvement Committee, reported in favor of the estimates of B. Huck and Whitmore, Carson & Co.; Finance Committee.

Ald. Cram, from the Street Committee, reported in favor of the bill of Wm. McConnell; Finance Committee.

Ald. D. D. T. Moore, from the Grievance Committee, presented the following

REPORT ON D. W. PERRY'S TAX.

To the Hon. the Common Council of the City of Rochester:

Your committee, to whom was referred the resolution to remit the tax of D. W. Perry for sewer on North Clinton st., would respectfully report that they have visited the premises of Mr. Perry to ascertain as to the facts, and also conferred with Ald. Palmer, Chairman of the Sewer Committee, on the subject. The committee have arrived at the conclusion that, inasmuch as Mr. Perry does not use, and is not

benefited by, the sewer, his tax should be remitted in accordance with the resolution offered by the Chairman of the Sewer Committee, which resolution, as we are informed, is simply to settle the matter in consonance with an arrangement between the Sewer Committee and Mr. Perry.

All which is respectfully submitted.

D. D. T. MOORE,
L. C. SPENCER,
WALLACE DARROW,
Grievance Committee.

On motion of Ald. Moore the report was adopted.

Ald. Hoffman, from the Fire Department Committee, submitted the following

REPORT.

Mr. Chairman and Gentlemen of the Common Council:

The Fire Department Committee beg leave to submit for your consideration the following:

That, whereas, the late amendments to the City Charter, passed by the Legislature of this State April 11th, 1863, prohibit any member of the Common Council of this city from voting to pay out of any general fund named in section 85 of said charter, or out of any other fund in the City Treasury, knowing that such fund is without money to pay the same, without making themselves liable to fine and imprisonment.

And, whereas, the fund now allowed to be raised for the support of the Fire Department per annum is \$12,000, which your Committee know, and presume your honorable body is aware, is not enough to pay the salaries and appropriations to the men in the Department. You will see by the reports of the City Treasurer that the amount expended during the current years of 1859 and 1860 for the support of the volunteer hand Department, then under its most perfect organization, was on the average of \$18,219.30 per year; and for the year 1861 the steam engine and hand departments were working together, the expenses were much increased, beyond this amount.

That the present fund in this city is much smaller than is raised in any other city known to your Committee, in proportion to the number of inhabitants. The Fire Department fund in Buffalo is \$32,500; the appropriation in the city of Detroit for fire department purposes is \$24,476.

Your Committee herewith present a statement of the actual expenses which must be incurred in running the Fire Department as it now is in this city, and any advance or deduction in salaries or appropriations will alter the total, either more or less.

You will also find some estimates of expenses added to the actual expenses, which makes the sum total \$17,563.50.

Your Committee, judging from the expenses in running the Department so far this year, cannot see how the fund should be less than \$18,000.

And, with this amount, which is less by \$219.30 than was expended for the support of the volunteer hand Department per annum in the years 1859 and 1860, they think the Department could be run most effectually and without an over-draft upon the fund every year to be added to the funded debt. Your Committee would most urgently recommend that your

honorable body take such steps as is necessary to have the Legislature, at its next session, increase this fund to \$18,000.

J. HOFFMAN,
H. G. MOORE,

Fire Department Committee.

On motion of Ald. Hoffman the report was accepted and ordered published.

Ald. Buell moved that the report be referred to the Committee on Charter Amendments.

Motion adopted.

Ald. Hoffman also presented the following:

REPORT ON KEEPING THE WATER IN THE CANAL.

Mr. President and Gentlemen of the Common Council:

Your Committee to whom was referred the subject matter of negotiating with the proper authorities to keep sufficient water in the Erie Canal, between the First Lock east and the stop gate in the western part of the city during the winter months, for fire purposes, would most respectfully report that your Committee have had several interviews with Lewis Selye, Esq., who is the contractor for repairs on this section of the Erie Canal, and that Mr. Selye refused to name a price for keeping the water in said canal; and also refused to enter into any contract with your Committee on any terms, so to keep the water in said canal, or to permit your Committee to cause a dam to be built in said canal for that purpose, but very politely gave your Committee to understand that they need not give themselves any more trouble on the subject, and that the water would be retained in the canal for the purposes above stated.

All of which they most respectfully beg to submit.

J. HOFFMAN,
PATRICK QUINN,
Special Committee.

On motion of Ald. Hoffman accepted and ordered published.

ORDINANCES.

REPAIRING MONROE AVENUE WALKS.

By Ald. Cram—Resolved, That the City Surveyor ascertain and report to this Board the expense of repairing the brick side walk on each side of Monroe Avenue from Washington Square to Alexander street. Adopted.

The Surveyor submitted such estimate at \$2,800.
By Ald. Cram—Resolved, That the following improvement is expedient, namely: Repairing the brick side walk on each side of Monroe Avenue, from Washington Square to Alexander street.

And Whereas, The City Surveyor under the direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$2,800, which estimate is hereby approved.

Resolved, further, That the following portion of said city is deemed benefited, and proper to be assessed for the whole expense thereof, namely:

“One tier of lots on each side of Monroe Avenue, from Washington Square to Alexander street.

And further, Resolved, That the tax-payers to be assessed for making such improvement may, by paying interest, as hereinafter provided, on the amount assessed to them individually, pay their assessments in three equal payments as follows: One-third of the amount assessed within three months after the confirmation of the assessment roll, without interest; one-third of the amount, with interest at the rate of seven per cent. per annum, within one year from the confirmation of said roll; and the remaining one-third, with interest at the same rate, within two years from the confirmation of such roll.

And the Clerk is hereby directed to publish notice in pursuance of section 165 of the City Charter, that all persons interested in the subject matter of said improvement, are required to attend the Common Council on Tuesday evening, December the 23th, 1863, at half-past 7 o'clock, at the Common Council Hall, when allegations will be heard. Adopted.

REPAIRING LITCHFIELD STREET WALKS.

By Ald. Cram—Resolved, That the City Surveyor ascertain and report to this Board the expense of repairing the side walk on the west side of Litchfield street from West Avenue to East Maple street. Adopted.

The Surveyor submitted such estimate at \$100.
 By Ald. Cram—Resolved, That the following improvement is expedient, viz: Repairing the side walk on the west side of Litchfield street, from West Avenue to East Maple street.

And Whereas, The City Surveyor, under the direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$100, which estimate is hereby approved.

Resolved, further, That the following portion of said city is deemed benefitted and proper to be assessed for the whole expense thereof, namely:

One tier of lots on the west side of Litchfield street from West Avenue to East Maple street.

And the Clerk is hereby directed to publish notice in pursuance of section 165 of the City Charter, that all persons interested in the subject matter of said improvement, are required to attend the Common Council on Tuesday evening, Dec. the 29th, 1863, at half-past 7 o'clock, at the Common Council Hall, when allegations will be heard. Adopted.

KENT STREET IMPROVEMENT.

By Ald. D. D. T. Moore—Resolved, That the City Surveyor ascertain and report to this Board the expense of the improvement of Kent street, from Allen street to Jay street, by setting a curb of Medina stone on each side of the street, paving the center for sixteen feet with Medina stone, and the sides with cobble stone. Also, paving the sidewalk on the east side, from Brown street to Platt street, with cobble stone. Adopted.

The Surveyor submitted such estimate at \$12,500.

On motion of Ald. Cram the above was referred back to the Improvement Committee to bring in an ordinance at the next meeting for a full Medina stone improvement.

RE-ASSESSMENT FOR HAND STREET IMPROVEMENT.

By Ald. J. D. T. Moore—Whereas, The Common Council of the City of Rochester did on the 6th day of October 1863, ordain and determine that Hand street should be graded, and a plank sidewalk six feet wide, constructed on each side thereof, from St. Paul street to the east line of St. Bridget's church lot, and that the whole expense thereof should be assessed upon the owners and occupants of houses and lands to be benefitted thereby, and did estimate such expense at the sum of \$830, and

Whereas, a greater sum of money has been expended in making said improvement by substituting pine in place of hemlock in the sidewalks for a portion of the distance, and additional grading, and that such greater sum thus expended amounted to \$80, therefore,

Resolved, That the sum of \$80 be assessed upon the owners and occupants on said Hand street having pine sidewalks constructed in front of their premises, and also upon the owners and occupants of one tier of lots on each side of the alley, from the east line of St. Bridget's church lot to Clinton street.

And David McKay, Francis Dana, and Jared Coleman, the assessors of said city, not interested in any of the property so benefitted, and not of kin to any person so interested, are hereby designated and directed to make an assessment upon all the owners and occupants of lands and houses within the portion or part of said city so designated, of the said amount of \$80, in proportion as nearly as may be, to the advantage which each shall be deemed to acquire by the making of said improvement, and said assessors are hereby notified to meet for this purpose, on Saturday, the 19th day of December, 1863, at nine o'clock in the forenoon, at the office of the City Clerk.

Passed by the following vote:
 All ayes—15.

Ald. Cram presented the final ordinances of the following improvements:]

Repairing the walk on the north side of Brown street, from Grape st. to the Erie Canal.

Repairing the walks on each side of Allen st., from State st. to Washington st.

Repairing the walk on the east side of Clark st., from Brown st. to Grape st.

Repairing the walk on the north side of Bardwell st., from Hudson st. to Thomas st.

Repairing the walk on the west side of Kent st., from Allen st. to Jay st.

And moved that the further consideration of the same be postponed until the next regular meeting.

Motion adopted.

ASSESSMENTS.

Ald. Cram presented the assessment rolls for the following named improvements:

Repairing the walk on each side of High st., from Spring st. to Atkinson st.

Repairing the walk on each side of University Avenue, from Scio st. to Prince st.

Repairing the walk on each side of West Alexander st., from Mt. Hope Avenue to the Erie Canal.

Repairing the walk on the north side of Main st., from University Avenue to Union st.

Repairing the walk on each side of State st. and Lake Avenue, from Cliff st. to Brisbane st.

Repairing the walk on the east side of Sophia st., from Buffalo st. to Allen st.

And after an opportunity had been given for appeals to be heard, said rolls were severally confirmed by the following vote:

All ayes—17.

Ald. Cram presented the assessment rolls for the following named improvements, and the next regular meeting, Dec. 29th, was fixed when appeals therefrom will be heard:

Repairing the walk on the east side of Lancaster st., from Main st. to Court st.

Repairing the walk on the south side of Clifton st., from Prospect st. to Frances st.

Repairing the walk on each side of Charlotte st., from Scio st. to Alexander st.

Repairing the walk on each side of Union st., from East Avenue to Monroe Avenue.

Grading Montgomery Alley, from Troup st. to Fitzhugh st.

Ald. D. D. T. Moore moved that the further consideration of the re-assessment roll for deficiency in improving the roadway of Buffalo and Main sts., from Front st. to Water st., be postponed until the next regular meeting, Dec. 29th.

Motion Adopted.

Ald. D. D. T. Moore called up the assessment roll for Cady st. improvement, and after an opportunity had been given for appeals to be heard, Ald. Hebing moved that said roll be referred back to the Assessors for revision and correction.

Motion adopted.

Ald. O'Maley called up the assessment roll for Cady st. widening, and moved that the same be referred back to the Assessors for revision and correction.

Motion adopted.

Ald. D. D. T. Moore presented the re-assessment roll for Lawrence st. improvement, and after an opportunity had been given for appeals to be heard, Ald. O'Maley moved that the further consideration of the same be postponed until the next regular meeting.

Motion adopted.

EXECUTIVE.

Ald. Darling presented the resignation of F. J. M. Corning as Commissioner of Deeds, which was accepted.

On motion of Ald. Darling the Board proceeded to ballot for a Commissioner of Deeds, when

A. G. Mudge received.....14
 John Decker " 2

A. G. Mudge was declared appointed.

Ald. Darling presented the report of the Overseer of the Poor for the month of November, as follows:

| | |
|----------------------------------|------------|
| Whole amount expended..... | \$1,416 87 |
| Less for county..... | 320 89 |
| Am't. for City..... | 1,095 98 |
| Number of families relieved..... | 420 |

MISCELLANEOUS.

By Ald. Hebing, Resolved, That the City Treasurer cancel the tax of nineteen dollars and

thirty-five cents now standing due against the Rev. W. W. Dean, he being a clergyman and by law exempt to the extent of taxes on \$1,500 of property, and charge the same to erroneous assessment. Adopted.

By Ald. Hoffman—Resolved, That the Committee on Charter Amendments be and are hereby instructed to prepare a bill of amendment to the City Charter to be presented by the Hon. J. McConvil, Member of Assembly from this city, to the Legislature of this State, to increase the Fire Department Fund for the coming year to \$18,000.

On motion of Ald. Buell, laid upon the table until next regular meeting.

By Ald. O'Maley—Resolved, That the City Clerk draw two orders for two hundred dollars each, in favor of David Wagner, and payable to his order, one in one year from the 15th day of December, 1863, and one in two years from the 15th day of December, 1863, both with interest; and the City Treasurer is hereby authorized to accept the same in behalf of the city and charge Main St. Sewer Fund, (east section.) Adopted.

By Ald. Buell—Resolved, That the Treasurer be and he is hereby authorized to credit Mrs. M. Shelton \$30 on assessment against her for East st. improvement, she having been over assessed for the sewer in that street.

On motion of Ald. O'Maley laid upon the table until the next regular meeting.

By Ald. Buell—Resolved, That the Committee on Ordinances and Rules be directed to bring in an ordinance at the next regular meeting of this Board to prohibit skating on the Sabbath on the skating pond on Washington st., or on the Erie Canal within the city limits, under a suitable penalty for each offence. Adopted.

By Ald. D. D. T. Moore—Resolved, That the assessment roll for Allen Street Improvement be amended as corrected and extended in red ink, and that the City Treasurer be and is hereby instructed to collect the tax in conformity with such amendment. Adopted.

By Ald. Darling—Resolved, That the Treasurer be and is hereby authorized to pay C. T. Amsden for Jesse Peterson, eleven hundred and forty-two dollars and fifty cents (\$1,142.50) in full for wood for poor department, and charge poor fund. Adopted.

By Ald. Darling—Resolved, That the Treasurer be and is hereby authorized to pay C. F. Hall ninety dollars (\$90) for wood for poor department and charge poor fund. Adopted.

By Ald. Cram—Resolved, That the Treasurer pay Jno. D. Quinn, to pay the bills for repairing sidewalk as follows:

| | |
|---|---------|
| Repairs walk on each side of Weld street..... | \$62 24 |
| " .. " Tappan | 33 07 |
| " .. " University st..... | 81 91 |
| " .. " Delevan st..... | 34 13 |

and the Treasurer is hereby directed to collect on the rolls for said repairs only the amounts extended by the Clerk on the same in red ink. Adopted.

FINANCE BUDGET.

By Ald. Buell—Resolved, That the Treasurer pay as follows:

CONTINGENT FUND.

| | |
|--|---------|
| W. A. Reynolds, Commissioner's fees..... | \$10 00 |
| N. B. Northrop, do | 10 00 |
| S. D. Porter, do | 10 00 |
| Roch. Gas Light Co., gas in City Hall, &c..... | 51 90 |
| A. Strong & Co., bill printing..... | 47 75 |

And charge Contingent Fund.

POLICE FUND.

| | |
|--|---------|
| Rochester Gas Light Co., gas for watch house.... | \$50 70 |
|--|---------|

And charge Police Fund.

IMPROVEMENT FUNDS.

Also, when there are funds applicable, as follows:

| | |
|---|----------|
| H. B. Knapp, disbursements for repairs on West Avenue | \$163 97 |
|---|----------|

And charge that Fund.

| | |
|---|----------|
| B. R. McAlpine, disbursements for repairs on East Avenue..... | \$111 37 |
|---|----------|

And charge that Fund.

| | |
|---|-------|
| A. Strong & Co., advertising notices on Atkinson st. extension..... | 17 25 |
|---|-------|

And charge Atkinson st. Extension Fund.

| | |
|---|--------|
| Whitmore, Carson & Co., on contract for improvement of South Fitzhugh st..... | 500 00 |
|---|--------|

And charge that Fund.

| | |
|--|-------|
| Bernard Huck, for plank walk on Wentworth st.. | 89 04 |
|--|-------|

And charge that Fund.

POOR FUND.

| | |
|--|---------|
| Henry Mitchell, for drawing wood..... | \$33 25 |
| Jacob Anderson, bill for candles..... | 150 61 |
| Lake Shore & Michigan S. RR., bill for transportation..... | 29 00 |
| H. Beader & Co., bill for undertaking..... | 39 00 |
| Rochester Gas Light Co., bill for gas, office Overseer of Poor | 4 10 |
| E. N. Buell, Hour | 50 00 |

And charge Poor Fund.

PARK FUND.

| | |
|--|----------|
| John Bell, bill for building wood..... | \$125 00 |
|--|----------|

And charge Park Fund.

Adopted—all ays.

Adjourned.

C. N. SIMMONS, Clerk.

In Common Council, Dec. 29, 1863.

REGULAR MEETING.

The President of the Board, Ald. Bromley, presiding.

Present—Ald. Cram, Darling, Quinn, Buell, D. D. T. Moore, Darrow, Bromley, Warren, Hoffman, H. G. Moore, Upton, Fish, Mordoff, Palmer, Ernst, Chapman, Flynn, Hebing and McQuatters.

Absent—Ald. Spencer, St. John, O'Maley, Warner and Sidler.

Minutes of last meeting were approved.

PETITIONS AND CLAIMS.

By Ald. Darling—Bills of Moore & Cole, J. B. Hahn, S. S. Pellett, J. Howe, C. F. Crosman and J. Cline; Poor Committee.

By Ald. Warren—Bills of Curtis, Butts & Co., A. Nolte, Smith & Bond, C. Roderick and W. F. Holmes; Contingent Expense Committee.

By Ald. Buell—Bill of C. H. Clark; Law Committee.

By Ald. Flynn—Bills of S. B. Dewey, M. F. Reynolds and Westcott & Cook; Lamp Committee.

By Ald. Cram—Bill of Isaac Holloway; Street Committee. Petition of B. A. Whaples; Grievance Committee.

By Ald. D. D. T. Moore—Estimates of Whitmore, Carson & Co., and O. E. O'Maley; Improvement Committee.

By Ald. Palmer—Bills of John Harper and Owen Morgan; Sewer Committee.

By Ald. Mordoff—Bills of Police Justice, Chief of Police and Policemen; Police Committee.

By Ald. Hofman—Bill of A. White; Fire Department Committee.

REPORTS.

Ald. Warren, from the Contingent Expense Committee, reported in favor of the salaries of the city officers, C. Roderick, J. Palmer, S. B. Dewey, J. Morrison and W. F. Holmes; Finance Committee.

Ald. Flynn, from the Lamp Committee, reported in favor of the bills of Westcott & Cook, M. F. Reynolds and S. B. Dewey, jr.; Finance Committee.

Ald. Darling, from the Poor Committee, reported in favor of the bills of J. Cline, H. Banker, salary of City Physicians, bills of J. B. Hahn, S. S. Pellett, J. Howe and C. F. Crossman; Finance Committee.

Ald. Mordoff, from the Police Committee, reported in favor of the salaries of the Police Justice, Chief of Police and Policemen; Finance Committee.

Ald. Hofman, from the Fire Department Committee, reported in favor of the salaries of the engineers, hosemen, drivers and firemen; also in favor of the quarterly appropriations for the Protective, Sack & Bucket Co., and Alert Hose Co.; Finance Committee. Adversely upon the bill of M. Briggs.

Ald. Cram, from the Street Committee, reported in favor of the estimate of I. Holloway; Finance Committee.

Ald. D. D. T. Moore, from the Improvement Committee, reported in favor of the estimates of O. E. O'Maley and Whitmore, Carson & Co.; Finance Committee.

Ald. Palmer, from the Sewer Committee, reported in favor of the bills of J. Harper and O. Morgan; Finance Committee.

Ald. Cram submitted the following

AMENDMENTS TO THE CHARTER.

AN ACT to amend an act entitled "an act to amend and consolidate the several acts in relation to the Charter of the city of Rochester." Passed April 8th, 1861.

Passed ———, 1861, three-fifths being present.

The People of the State of New York, represented in Senate and Assembly, do enact as follows:

Section 1. Section twelve of the act entitled "an act to amend and consolidate the several acts relating to the Charter of the city of Rochester," passed April 8th, 1861, is hereby amended by striking out the word "twenty" in the third line, and substituting in the place thereof the word "thirty."

Sec. 2. Section eighty-five of the said act, as amended by chapter 121 of the laws of eighteen hundred and sixty-three, is hereby amended so as to read as follows:

Sec. 85. For the purpose of paying such expenses the Common Council may raise annually a sum not exceeding eighteen thousand dollars, to be appropriated to the lighting of said city; a further sum not to exceed eighteen thousand dollars for the support of the Police Department; a further sum not to exceed fifteen thousand dollars to defray all charges against the city for the general contingent expenses thereof; a further sum not exceeding eighteen thousand dollars, to defray the expenses of fire engines, engine houses, cisterns, reservoirs, apparatus and preparation for preventing and extinguishing fires; a further sum not exceeding twelve thousand dollars, as a general fund for the construction and repair of

streets, alleys, lanes and bridges; a further sum not exceeding twenty thousand dollars for the support and relief of the poor of said city; a further sum not exceeding twenty thousand dollars, to procure a supply of water for the extinguishment of fires and for use in the public buildings, fountains and reservoirs of the city, and for the cleansing of the sewers therein; a further sum not exceeding two thousand dollars for the maintenance and improvement of public parks in said city; a further sum not exceeding five thousand dollars, to defray the expenses of the Board of Health, and a further sum not exceeding one thousand dollars for the repair of sewers. The said Common Council shall also raise annually by tax, with the general taxes of said city, an amount sufficient to pay interest upon all the bonds issued by the said city, and also all the principal or installments of principal of said bonds falling due within the then current fiscal year, for the payment of which provision shall not be otherwise made in pursuance of the provisions of this act. In addition to the sum authorized to be raised in each year for the construction and repairs of highways, the Common Council are hereby authorized to raise by tax in said city annually, a sum not exceeding three thousand three hundred dollars for the purpose of cleaning and keeping in repair the following avenues: North street, from Main street to the railroad; New Main street, from Scio street to the city line; East Avenue, from Main street to the city line; Monroe avenue, from Clinton street to Alexander street; Mount Hope Avenue, from the Erie Canal to Mount Hope Cemetery entrance; West Avenue, from the Erie Canal to the city line; Lyell street, from State street to the city line; Lake Avenue, from Ambrose street to McCracken street; Plymouth avenue, from the Genesee Valley canal to the city line; South avenue, from the Erie canal to the city line; North St. Paul street, from the railroad to Scrantom st.; and a further sum not exceeding two hundred dollars for the purpose of cleaning and keeping in repair North St. Paul street, from Scrantom street to the city line. But no more than three hundred dollars for each of said streets or avenues shall be raised or expended upon the same, nor more than two hundred dollars upon North St. Paul street, from Scrantom street to the city line in any one year. The Common Council shall annually at the time of appointment of the city officers and as often as a vacancy shall occur, appoint one commissioner for each of the aforesaid streets and avenues and also one commissioner for North St. Paul street, from Scrantom street to the city line, who shall at the time of his appointment be a resident and a taxpayer on the street or avenue for which he is appointed, who shall possess the same power over the street or avenue for which he was appointed, subject to the direction and instruction of the Common Council, that the street superintendent has over the other streets in the city; and who shall without pay or reward superintend the cleaning to be done and the repairs to be made on said streets or avenues; the expenditure of the money to be raised therefor, and in all cases shall keep and furnish a just and true account under oath of the several items of expenditure. No such expenditure shall be allowed by the Common Council, unless such statement of the items be presented, sworn to and filed. No member of the Common Council shall vote for the payment of any mon-

ey out of any of the general funds herein named, or out of any other fund in the City Treasury, knowing that such fund is without money to pay the same, and any person violating this provision, shall be guilty of a misdemeanor, and upon conviction thereof, shall be fined not less than \$50 nor more than \$100, and be imprisoned in the Monroe County Penitentiary for the period of ten days; and the District Attorney of the County of Monroe is hereby specially directed and it shall be his duty to prosecute all persons violating this provision, upon the complaint of any taxpayer of said city. The surplus money remaining in any general fund at the end of the fiscal year, shall be placed to the credit of the sinking fund of said city.

Sec. 3. Sections ninety-four, ninety-five and ninety-six of said act are hereby amended by striking out all from the beginning of the last sentence in section ninety-four, at the words "If any such tax," to the end of section ninety-four, and by striking out the whole of section ninety-five; and by striking out the word "so" in the second line of section ninety-six, and by inserting after the words "additional amount of five per cent." the words "except that in no case is the amount so added to be less than twenty-five cents."

Sec. 4. The said act is hereby amended by adding the following as section two hundred and sixty-nine:

Sec. 269. The Common Council of said city may issue the bonds or obligations of the said city to an amount not exceeding the sum of one hundred thousand dollars, to be a part of the funded debt of said city, executed under the corporate seal thereof and signed by the Mayor and Clerk thereof, or such other officer as the Common Council shall designate, payable to the holder or bearer at such time, not more than twenty years after their date, as the Common Council shall designate, with interest payable semi-annually, at a rate not greater than seven per cent. per annum, for an amount sufficient to, and which bonds or obligations shall be used or negotiated by said Common Council for the purpose of paying the indebtedness of said city incurred under and by virtue of the provisions of Chapter Five Hundred and Fourteen of the laws of the State of New York for the year eighteen hundred and sixty-three, passed May 16th, 1863, as such indebtedness shall exist on the 1st day of April, in the year eighteen hundred and sixty-four.

Sec. 5. The said act is hereby amended by adding the following as section two hundred and seventy:

Sec. 270. The Common Council may and is hereby authorized to borrow upon the notes of the city or otherwise a sum not exceeding ten thousand dollars for the purpose of paying such expenses of the said city for the year ending April 4th, eighteen hundred and sixty-four, as may not be or have been paid by or out of the funds provided by section eighty-five, by reason of their inadequacy; and the Common Council of said city may issue the bonds or obligations of the said city for the amount so borrowed up to the said 4th day of April, eighteen hundred and sixty-four; and also for the amount of the debt or overdraft upon the various funds of said city for debts incurred previous to the sixth day of April, eighteen hundred and sixty-three, not exceeding thirty thousand dollars, under the corporate seal and signed by the Mayor and

Clerk thereof, or such other officer as the Common Council may designate, payable to the holder or bearer not more than twenty years after their date, with interest payable semi-annually at a rate not greater than seven per cent. per annum, which bonds or obligations shall be used or negotiated by the said Common Council for the purpose of paying the indebtedness of the said city hereinbefore stated, and shall be a part of the funded debt of said city.

Ald. Buell moved that the City Attorney be instructed to prepare an additional section providing for making the number of Aldermen to consist of one member only for each ward.

Referred to the Committee on Charter Amendments.

On motion of Ald. Cram the amendments were laid upon the table and ordered published.

Ald. D. D. T. Moore presented the following

REPORT ON BUFFALO AND MAIN STREET ROADWAY IMPROVEMENT.

To the Hon. the Common Council of the City of Rochester:

Your Committee, to whom was referred the re-assessment of Main and Buffalo Improvement, would respectfully report that we have examined the roadway and come to the conclusion that a portion of the assessment is properly chargeable to the Rochester City and Brighton Railroad Company. The resolutions adopted by your honorable body, June 10th, 1863, require the Railroad Company to improve and keep in repair the space between the rails and for two feet four inches outside thereof. A turn-out has been constructed on the bridge from three to four inches higher than contemplated in the original plan of the roadway, rendering it necessary to take up and relay the pavement to the gutter. This we deem a proper charge upon the Company, and that the owners of adjoining property should be exonerated from the tax therefor. The cost of the work in the two items here referred to, at contract prices, amount to \$800, which sum—or at least the amount of the re-assessment (\$613)—we think should be paid by the said Railroad Company.

All which is respectfully submitted.

D. D. T. MOORE,
W. DARROW,

Grievance Committee.

Adopted.
Ald. D. D. T. Moore presented the following

COMMUNICATION FROM HIS HONOR THE MAYOR.

To the Honorable the Common Council of the City of Rochester:

GENTLEMEN—The Committee having charge of the "Relief Fund," by an ordinance of August 17th last, respectfully report that in the discharge of their duties, they have, to the best of their ability, complied with the rules attached to said ordinance; that there are some twenty-five persons, residents of the city, who severally furnished a substitute, themselves having been drafted and accepted as physically able to serve, who claim the immunities of the ordinance aforesaid, but whose claims, under the rules accompany the ordinance, your Committee do not feel authorized to allow, without farther power and instructions. Your Committee await such further directions from your honorable body as in its wisdom shall be deemed proper.

Respectfully, on behalf of the Committee,
N. C. BRADSTREET, Ch'n.
Rochester, Dec 28, 1863.
On motion of Ald. Moore accepted and ordered published.

ORDINANCES.

KENT STREET IMPROVEMENT.

By Ald. D. D. T. Moore—Resolved, That the City Surveyor ascertain and report to this Board the expense of the improvement of Kent street, from Allen street to Jay street, by setting curb stone, paving the roadway with Medina sand stone and constructing crosswalks where necessary; also, paving the sidewalk on the east side from Brown street to Platt street with Medina stone. Adopted.

The Surveyor submitted such estimate at \$17,200.
By Ald. D. D. T. Moore—Resolved, That the following improvement is expedient, viz: Improving Kent street from Allen street to Jay street by setting curb stone, paving the roadway with Medina sand stone and constructing crosswalks where necessary; also, paving the sidewalk on the east side from Brown street to Platt street with Medina sand stone.

And Whereas, The City Surveyor, under the direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$17,200, which estimate is hereby approved.

Resolved, further, That the following portion of said city is deemed benefited and proper to be assessed for the whole expense thereof, viz:—

One tier of lots on each side of Kent street, from Allen street to Jay street.

And further, Resolved, That the tax-payers to be assessed for making such improvement may, by paying interest, as hereinafter provided, on the amount assessed to them individually, pay their assessments in three equal payments, as follows: One-third of the amount assessed within three months after the confirmation of the assessment roll, without interest; one-third of the amount, with interest at the rate of seven per cent. per annum, within one year from the confirmation of said roll; and the remaining one-third, with interest at the same rate, within two years from the confirmation of such roll.

And the Clerk is hereby directed to publish notice in pursuance of section 155 of the City Charter, that all persons interested in the subject matter of said improvement, are required to attend the Common Council on Tuesday evening, January the 12th, 1864, at half-past 7 o'clock, at the Common Council Hall, when allegations will be heard. Adopted.

RE-ASSESSMENT.

By Ald. Cram—Whereas, The Common Council of the City of Rochester did on the 22d day of September, 1863, ordain and determine to construct a railing on the walls at the east end of Allen street bridge, and that the whole expense thereof should be assessed upon the owners and occupants of houses and lands to be benefited thereby, and did estimate such expense at the sum of \$40, and

Whereas, a greater sum of money has been expended in making said railing, and that such greater sum amounts to \$25, therefore,

Resolved, That said sum of \$25 be assessed upon the owners and occupants of lots Nos. 3, 6, 55, and 81 on Allen street near the canal bridge.

And David McKay, Francis Dana and Jared Coleman, the assessors of said city, not interested in any of the property so benefited, and not of kin to any person so interested, are hereby designated and directed to make an assessment upon all the owners and occupants of lands and houses within the portion or part of said city so designated, of the said amount of expense, in proportion, as nearly as may be, to the advantage which each shall be deemed to acquire by the making of such improvement; and said assessors are hereby notified to meet for this purpose, on Saturday, the 2d day of January, 1864, at nine o'clock in the forenoon, at the office of the City Clerk.

Passed by the following vote:

All ayes—17.

Ald. Cram presented the final ordinances for the following improvements:

Repairing the walk on the north side of Brown street, from Grape street to the Erie Canal.

Repairing the walk on each side of Allen st., from State street to Washington street.

Repairing the walk on the east side of Clark street, from Brown street to Grape street.

Repairing the walk on the north side of Bardwell street, from Hudson street to Thomas street.

Repairing the walk on the west side of Kent street, from Allen street to Jay street.

Repairing the walk on the west side of Litchfield street, from West Avenue to East Maple street.

Repairing the walk on each side of Monroe Avenue, from Washington Square to Alexander street, and moved that the further consideration of the same be postponed until the next regular meeting.

Motion adopted.

ASSESSMENTS.

Ald. Cram presented the assessment rolls for the following improvements:

Repairing the walk on the east side of Lancaster street, from Main street to Court street.

Repairing the walk on the south side of Clifton street, from Prospect street to Frances street.

Repairing the walk on each side of Charlotte street, from Scio street to Alexander street.

Repairing the walk on each side of Union st., from East Avenue to Monroe Avenue. And after an opportunity had been given for appeals to be heard, said rolls were severally confirmed by the following vote:

All ayes—17.

Ald. D. D. T. Moore presented the assessment roll, being the reassessment for the improvement of Hand street, and moved that the next regular meeting be fixed when appeals therefrom will be heard.

Motion adopted.

Ald. D. D. T. Moore presented the assessment roll being a reassessment for the improvement of Lawrence street, and after appeals had been heard therefrom, said roll was confirmed by the following vote:

Yeas—Ald. Cram, Darling, Quinn, Buell, D. D. T. Moore, Darrow, Bromley, Warren, Hoffman, Mordoff, Palmer, Ernst, Flynn, Hebing—14.

Nays—Ald. Upton, Chapman, McQuatters—3.
Ald. D. D. T. Moore presented the assessment roll for grading Montgomery Alley, and after an opportunity had been given for appeals to be heard therefrom, said roll was confirmed by the following vote:

All ayes—17.

Ald. D. D. T. Moore presented the assessment roll, being a reassessment for deficiency in improving the roadway of Buffalo and Main sts., from Front street to Water street, and after an opportunity had been given for appeals to be heard Ald. Moore moved that said roll be corrected by taxing the Rochester City & Brighton Railroad Co. \$613, instead of the parties therein assessed, in accordance with the report of the Grievance Committee.

Motion adopted.

Ald. Moore now moved that the further consideration of said roll be postponed until the next regular meeting, Jan. 12th.

Motion adopted.

Ald. Mordoff called up the following

AMENDMENTS TO THE ORDINANCE RELATING TO HACKNEY COACHES AND CARRIAGES.

The Common Council of the City of Rochester, do ordain as follows:

Section 1. Section four of "an ordinance relating to hackney coaches and carriages, passed November 11, 1863," is hereby amended by striking out the word "five" in the last line and inserting the word "three"; and after the word "dollars" in the last line by adding the following words:

"And for every license issued for the first time to any person the sum of ten dollars."

Sec 2. Subdivision one of section eight of same ordinance is hereby amended by striking out the words "twenty-five cents" in the third line and inserting the words "fifty cents." And by striking out the words "twelve cents" in line four, and inserting in their place the words "twenty-five cents." And between the words "passenger" and "going" in line five, by inserting these words "over and above two."

Sec. 3. The owner or driver of any cab, coach or carriage, may stand at such place or places, by and with the consent of the New York Central Railroad Company or its directors or agents within the New York Central Railroad Depot, as shall hereafter be designated by the Common Council, to solicit passengers and baggage in an orderly and quiet manner, and without disturbance, jostling or noise, but in no other place or manner in the said depot, under a penalty of five dollars for every violation hereof, to be collected and satisfied according to the provisions of section 15 of said ordinance.

Sec. 4. All ordinances or parts of ordinances inconsistent with the foregoing are hereby repealed.

On motion of Ald. Buell the Board proceeded to consider the sections separately.

Ald. Warren moved to amend by striking out the whole of section 1 of the above amendments. Motion adopted.

Ald. Buell moved to amend section 2 by leaving the words "twenty-five" as in the original ordinance, and by inserting "twenty-five cents" instead of "twelve cents" for each additional passenger, and by striking out the words "over two." Lost.

Ald. Warren moved to amend section 3 by inserting "thirty-seven and a half cents" in the sixth line, in place of "fifty cents." Motion to amend adopted.

Ald. Buell moved to strike out the whole of section 3. Motion lost.

On motion of Ald. Darling the whole subject was laid on the table until the next regular meeting.

UNFINISHED BUSINESS.

Ald. Palmer called up the following:

"By Ald. Buell—Resolved, That the Treasurer be and he is hereby authorized to credit Mrs. M. Shelton \$30 on assessment against her for East st. improvement, she having been over assessed for the sewer in that street."

Ald. Palmer moved that the resolution be laid upon the table until the next regular meeting.

Ald. Buell moved that it be referred to the Law Committee. Motion lost.

The motion of Ald. Palmer was now adopted.

EXECUTIVE.

Ald. Quinn presented the following, which was accepted:

To the Hon. the Mayor and Board of Common Council of the City of Rochester:

ROCHESTER, N. Y., Dec. 29, 1863.

I hereby offer my resignation as a Commissioner of Deeds in your city, and would respectfully request that Ira C. Clark, Esq., be appointed in my place.

Most respectfully, &c.,

JOHN H. THOMPSON.

On motion of Ald. Quinn the Board proceeded to ballot for a Commissioner of Deeds, when

Ira C. Clark received 16 votes, and was declared appointed.

MISCELLANEOUS.

By Ald. Hebing—Resolved, That the City Treasurer is hereby authorized and directed to pay John Kalb, Commissioner of Mt. Hope Avenue, eighty dollars, and charge Mt. Hope Avenue Repair Fund. Adopted.

By Ald. Flynn—Resolved, That the Committee on Public Lamps are hereby directed to advertise for proposals for supplying, lighting and extinguishing the kerosene lamps used by the city. Adopted.

By Ald. Palmer—Resolved, That the Treasurer is hereby directed to charge Sewer Repair Fund \$67 52 and credit the Highway Fund with the same amount for repairs to sewer by the Street Superintendent. Adopted.

By Ald. Palmer—Resolved, That the City Treasurer receive from the heirs of John Munroe \$23,60, which amount shall be in full for their assessment for Main st. sewer, (east section. Adopted.

By Ald. Hoffman—Resolved, That the reports of the Protective Sack & Bucket Company, for the months of August, September, October and November, in regard to the members elected and the members resigned and dismissed, be and the same are hereby confirmed. Adopted.

By Ald. Warren—Whereas, It is alleged that the State of New York had, prior to the 1st of February, 1860, built a canal bridge across the Erie Canal, in Ford st., in the city of Rochester, the west side of which bridge was about 20 feet east of the west line of said Ford st., on the north side of said canal, and,

Whereas, Said State had constructed a berm bank stone wall from the west line of said street to said bridge, on the north side of said canal, and had raised said wall to the level of said street only, and had left the same in that exposed condition without guards of any kind to protect persons against being precipitated over said wall in the night time into said canal;

And,

Whereas, It is alleged that James Gallagher, of Rochester, on or about said 1st day of February, 1860, at night, whilst walking along said street in the darkness of night, was, in consequence of said exposed condition of said wall and canal, carelessly and negligently left as aforesaid as is alleged, precipitated over said wall into said canal and was thereby, as is alleged, injured so as to become a cripple for life. Therefore,

Resolved, That it is the opinion of the Common Council of the City of Rochester that the State of New York is equitably liable to said Gallagher for the damages received by the fall as aforesaid, and that the Legislature would only be doing justice by passing such a law as may be necessary and proper to indemnify said Gallagher for such injury. Adopted.

Ald. Darrow submitted a number of amendments to that portion of the Charter relating to Public Schools, and moved that the same be referred to the Committee on Charter Amendments, with power to act.

Motion adopted.

By Ald. Buell—Resolved, That the Treasurer be authorized to cancel the general city tax against Leonard Ferner, on account of the military exemption, and charge the same to erroneous assessments. Adopted.

EMPIRE HOOK AND LADDER CO. NO. 1.

| | |
|--|-------|
| August Bauer, for 3 months services, as Fore'n | 38 57 |
| J. D. Pike, " " Steward, | 23 21 |
| Henry Farhler, " " Member, | 7 15 |
| John Skillman " " " | 16 07 |
| John Reis, " " " | 16 07 |
| Wm. Yakey, " " " | 16 07 |
| Whise Martin, " " " | 16 07 |
| Chas. Watson, " " " | 10 72 |
| Wm. Buell, " " " | 16 07 |
| T. Rice, " " " | 10 72 |
| Edward Banker, " " " | 10 72 |
| E. Morgan, " " " | 16 07 |
| W. Boone, " " " | 7 15 |
| J. Elter, " " " | 16 07 |
| E. B. Rice, " " " | 7 15 |
| J. Wengman, 2 17-30 " " " | 14 26 |
| H. Ebeling, 2 " " " | 6 55 |
| Jacob Gerling, 1 " " " | 59 |

SALARIES.

| | |
|---|--------|
| John McMullen, Chief Engineer, salary 3 months, | 150 00 |
| Wendel Boyer, Asst. Engineer, salary 3 months.. | 50 00 |
| Z. Weaver, do do do | 50 00 |
| Thos. O'Brien, do do do | 50 00 |
| John A. Arth, do do do | 50 00 |
| O. L. Angevine, Fire Marshal, do | 112 50 |
| do Supply Agt., do | 75 00 |

RENTS.

| | |
|--|--------|
| E. H. Hollister, 1 qrs. rent hose depot..... | 87 50 |
| W. A. Reynolds, 1 do of rooms for Alert Hose and Protectives S. & B. Co. | 125 00 |
| J. B. Bennett, 1 qrs. rent of S. F. Engine House No. 4..... | 62 50 |

DISBURSEMENTS.

| | |
|--|----------|
| O. L. Angevine, for amount paid sundry bills as per vouchers herewith..... | \$517 31 |
|--|----------|

And charge Fire Department Fund.

IMPROVEMENT FUND.

Also, when there are funds applicable, as follows:

| | |
|--|----------|
| Wm. McConnell, repairing Buffalo st. walks | \$ 30 57 |
| And charge that Fund. | |
| Wm. McConnell, work on streets..... | 28 49 |
| And charge Highway Fund. | |
| John Harper, hack-hire..... | 4 00 |
| And charge Chatham st. Sewer Fund. | |
| Owen Morgan, hack-hire..... | 4 00 |
| And charge Nassau and St. Joseph st. Sewer Fund. | |
| Whitmore, Carson & Co., final estimate for South Fitzhugh st. improvement..... | 283 34 |
| And charge that Fund. | |
| Louis Bauer, Com. Lyell st. repairing..... | 94 44 |
| And charge that Fund. | |
| Isaac Holloway, on contract for Buffalo and Main st. side walk improvement, payable to C. T. Amsden..... | 383 00 |
| And charge that Fund. | |
| Whitmore, Carson & Co., on their contract for Allen st. improvement | 500 00 |
| And charge that Fund. | |
| Owen E. O'Maley, inspecting Main st. improvement..... | 32 00 |
| And charge that Fund. | |

HIGHWAY FUND.

| | |
|---|--------|
| Jno. D. Quinn, Street Super't, 1 qrs. salary..... | 250 00 |
| And charge Highway Fund. | |

LAMP FUND.

| | |
|--|--------|
| Westcott & Cook, for street lamps..... | 151 20 |
| M. F. Reynolds, for glass..... | 289 25 |
| S. B. Dewey, Jr., for lamp chimneys..... | 22 83 |
| And charge Lamp Fund. | |

POOR FUND.

| | |
|--|--------|
| Jno. Cline, Overseer of Poor, quarter's salary.... | 275 00 |
| H. Banker, Asst. " " " | 100 00 |
| Louis Kuchling, German Physician, " " " | 87 50 |
| F. Reichenbach, " " " | 87 50 |
| W. M. Fleming, City " " " | 87 50 |
| O. O. Burgess, " " " | 87 50 |
| Chas. Vail, " " " | 87 50 |
| T. F. Hall, " " " | 87 50 |

| | |
|--|--------|
| Moore & Cole, bill of groceries | 50 30 |
| J. B. Zahns paid orders of the Overseer of Poor.. | 11 25 |
| S. S. Fellet, bill transporting paupers..... | 388 65 |
| Jacob Howe, bill for bread | 193 17 |
| C. F. Crossman, for rent Mrs. Furby..... | 19 06 |
| J. Cline, bill for disbursements from Nov. 4th.... | 93 85 |

And charge Poor Fund.

POLICE FUND.

| | |
|--|---------|
| P. E. Sheridan, 1 month as policeman..... | \$50 00 |
| A. W. VanSlyck, do | 50 00 |
| E. E. Wildams, do | 50 00 |
| John G. Golding, do | 50 00 |
| W. J. Rogers, do | 50 00 |
| P. Holleran, do | 50 00 |
| E. L. Switt, do | 50 00 |
| W. H. Harvey, do | 50 00 |
| Alexr. McLean, do | 50 00 |
| Peter Yost, do payable to Wm. Mudgett | 50 00 |
| U. Schmoeker, do | 50 00 |
| Monroe Green, do | 50 00 |
| W. H. Noyes, do | 50 00 |
| Charles Young, do | 50 00 |
| E. Schooley, do | 50 00 |
| John Purcell, do | 50 00 |
| M. Hyland, do | 50 00 |
| Jacob Frank, do | 50 00 |
| aml. Brown, do | 50 00 |
| Michl. Tenney, do | 50 00 |
| P. Rooney, do | 50 00 |
| Wm. Rogers, do | 50 00 |
| John Barry, do | 50 00 |
| Michael Wolf, do | 50 00 |
| J. Flaherty, do | 50 00 |
| Chas. T. Squires, do | 50 00 |
| E. F. Marsluff, do | 50 00 |
| John Cullen, 1 month half pay..... | 25 00 |
| Jno. Wegman, Police Justice, qrs. salary..... | 500 00 |
| Wm. Mudgett, Chief of Police, " | 250 00 |
| S. M. Sherman, Depot Policeman, " | 30 00 |
| William Mudgett, Chief of Police, disbursements. | 96 97 |

And Charge Police Fund.

Adopted—All ayes.

Ald. Cram moved that the Treasurer pay Mr. Briggs \$11,60 for repairing railing on Washington street bridge and Fire Department Fund.

Ald. Hoffman moved as an amendment that the bill be paid and charge Highway Fund. Adopted.

Adjourned.

C. N. SIMMONS, City Clerk.

In Common Council, Dec. 31st, 1863.

SPECIAL MEETING.

The President of the Board, Ald. Bromley, presiding.

Present—Ald. Spencer, Cram, Quinn, Buell, D. D. T. Moore, Darrow, Warren, Hoffman, O'Maley, H. G. Moore, Upton, Fish, Palmer, Ernst, Sidler.

Absent—Ald. Darling, Warner, Mordoff, Chapman, Flynn, Hebing, McQuatters.

The minutes of the last meeting were approved.

The President stated that the special meeting was called to consider the proposed Charter amendments.

The Clerk presented the following:

COMMUNICATION FROM HIS HONOR THE MAYOR.

MAYOR'S OFFICE, ROCHESTER, N.Y., }
Dec. 31, 1863.

To the Hon. the Common Council of the City of Rochester:

GENTLEMEN:—In view of the conceded necessary legislation on behalf of our city, and also from the fact that it is understood that an unusually large number of local bills will be presented at the opening of the coming legislature, it becomes highly important that, if possible, the proposed, or such other, amendments to the City Charter as shall be approved, should be prepared and placed in the hands of our repre-

sentative to the Legislature prior to his departure thereto, that their early notice may be ensured.

As the Legislature will assemble on Tuesday next, I have deemed it my duty to convene a special meeting of the Board this evening, that the subject matter of Charter Amendments may be fully considered and matured.

Respectfully,

N. C. BRADSTREET, Mayor.

Ald. Quinn moved that the Board adjourn.

Motion lost.

On motion of Ald. Spencer the Treasurer, C. T. Amsden, addressed the Board in relation to the condition of the finances of the city.

The Board then proceeded to the consideration of the amendments by taking up and acting upon the several sections and portions of sections separately.

The Clerk then read the following:

AN ACT to amend an act entitled "an act to amend and consolidate the several acts in relation to the Charter of the city of Rochester." Passed April 8th, 1861.

Passed — —, 1864, three-fifths being present.

The People of the State of New York, represented in Senate and Assembly, do enact as follows:

Section 1. Section twelve of the act entitled "an act to amend and consolidate the several acts relating to the Charter of the city of Rochester," passed April 8th, 1861, is hereby amended, by striking out the word "twenty" in the third line, and substituting in the place thereof the word "thirty."

On motion of Ald. Buell, the above section one was adopted.

The Clerk then read a portion of section two as follows:

Sec. 2. Section eighty-five of the said act, as amended by chapter 121 of the laws of eighteen hundred and sixty-three, is hereby amended so as to read as follows:

Sec. 85. For the purpose of paying such expenses the Common Council may raise annually a sum not exceeding eighteen thousand dollars, to be appropriated to the lighting of said city.

The above was adopted as read, it being the same amount as now in the Charter for that purpose.

The following continuation of section two was then read:

A further sum not to exceed eighteen thousand dollars for the support of the Police Department.

Ald. Palmer moved the adoption of the above.

Ald. Buell moved to amend by striking out the words "eighteen thousand," and inserting in their place "sixteen thousand."

Motion lost.

Ald. Buell now moved to amend the above so as to read as follows:

A further sum not to exceed sixteen thousand dollars for the support of the Police Department, and a further sum not exceeding two thousand dollars for renovating and refitting the Watch House of said city.

Motion to amend adopted, and as thus amended adopted.

The following was then read and adopted, it being the same as in the present Charter:

A further sum not to exceed fifteen thousand dollars to defray all charges against the city for the general contingent expenses thereof.

The following was then read:

A further sum not exceeding eighteen thousand dollars, to defray the expenses of fire engines, engine houses, cisterns, reservoirs, apparatus and preparation for preventing and extinguishing fires.

On motion of Ald. D. D. T. Moore adopted as read.

The following was then read:

A further sum not exceeding twelve thousand dollars, as a general fund for the construction and repair of streets, alleys, lanes and bridges.

On motion of Ald. Spencer, adopted as read.

The following was then read:

A further sum not exceeding twenty thousand dollars for the support and relief of the poor of said city.

On motion of Ald. Spencer, adopted as read.

The following was then read:

A further sum not exceeding twenty thousand dollars, to procure a supply of water for the extinguishment of fires and for use in the public buildings, fountains and reservoirs of the city, and for the cleansing of the sewers therein.

Adopted as read.

The following was then read:

A further sum not exceeding two thousand dollars for the maintenance and improvement of public parks of said city.

Adopted as read.

The following was then read:

A further sum not exceeding five thousand dollars, to defray the expenses of the Board of Health.

Ald. Palmer moved to amend by striking out the words "five thousand" and inserting in the place thereof the words "four thousand."

Motion to amend adopted. As amended adopted.

The following was then read:

And a further sum not exceeding one thousand dollars for the repair of sewers.

Adopted as read.

The following was then read:

The said Common Council shall also raise annually by tax, with the general taxes of said city, an amount sufficient to pay interest upon all the bonds issued by the said city, and also all the principal or installments of principal of said bonds falling due within the then current fiscal year, for the payment of which provision shall not be otherwise made in pursuance of the provisions of this act. In addition to the sum authorized to be raised in each year for the construction and repairs of highways, the Common Council are hereby authorized to raise by tax in said city annually, a sum not exceeding three thousand three hundred dollars for the purpose of cleaning and keeping in repair the following avenues: North street, from Main street to the railroad; New Main street, from Scio street to the city line; East Avenue, from Main street to the city line; Monroe avenue, from Clinton street to Alexander street; Mount Hope Avenue, from the Erie Canal to Mount Hope Cemetery entrance; West Avenue, from the Erie Canal to the city line; Lyell st., from State st. to the city line; Lake Avenue, from Ambrose st., [here Ald. Palmer moved to strike out the word "Ambrose" and insert the word "Lyell"]. Motion adopted; to M-Cracken st.; Plymouth avenue, from the Genesee Valley canal to the city line; South Avenue, from the Erie canal to the city line; North St. Paul street, from the railroad to Scrantom st.;

and a further sum not exceeding two hundred dollars for the purpose of cleaning and keeping in repair North St. Paul street, from Scrantom street to the city line. But no more than three hundred dollars for each of said streets or avenues shall be raised or expended upon the same, nor more than two hundred dollars upon North St. Paul street, from Scrantom street to the city line in any one year. The Common Council shall annually at the time of appointment of the city officers and as often as a vacancy shall occur, appoint one commissioner for each of the aforesaid streets and avenues and also one commissioner for North St. Paul street, from Scrantom street to the city line, who shall at the time of his appointment be a resident and a taxpayer on the street or avenue for which he is appointed, who shall possess the same power over the street or avenue for which he was appointed, subject to the direction and instruction of the Common Council, that the street superintendent has over the other streets in the city; and who shall without pay or reward superintend the cleaning to be done and the repairs to be made on said streets or avenues; the expenditure of the money to be raised therefor, and in all cases shall keep and furnish a just and true account under oath of the several items of expenditure. No such expenditure shall be allowed by the Common Council, unless such statement of the items be presented, sworn to and filed. No member of the Common Council shall vote for the payment of any money out of any of the general funds herein named, or out of any other fund in the City Treasury, knowing that such fund is without money to pay the same, and any person violating this provision, shall be guilty of a misdemeanor, and upon conviction thereof, shall be fined not less than \$50 nor more than \$100, and be imprisoned in the Monroe County Penitentiary for the period of ten days; and the District Attorney of the County of Monroe is hereby specially directed and it shall be his duty to prosecute all persons violating this provision, upon the complaint of any taxpayer of said city. The surplus money remaining in any general fund at the end of the fiscal year, shall be placed to the credit of the sinking fund of said city.

The above, as amended by Ald. Palmer, was then adopted.

The Clerk then read the following:

Sec. 3. Sections ninety-four, ninety-five and ninety-six of said act are hereby amended by striking out all from the beginning of the last sentence in section ninety-four, at the words "If any such tax," to the end of section ninety-four, and by striking out the whole of section ninety-five; and by striking out the word "so" in the second line of section ninety-six, and by inserting after the words "additional amount of five per cent." the words "except that in no case is the amount so added to be less than twenty-five cents."

An motion of Ald. D. D. T. Moore, adopted. The City Attorney presented the following:

Sec. 4. Sections one hundred and twenty-one and one hundred and twenty six of the said act are hereby amended by inserting in the fourth line of section one hundred and twenty-one after the words "funded" the words "and bonded" and by striking out the whole of section one hundred and twenty-six.

On motion of Ald Cram adopted.

Sec. 5. Sections two hundred and forty-nine

and two hundred and fifty four of title nine of said act are hereby amended as follows: by striking out in section two hundred and forty-nine, after the word "City," in about the middle of the section, the words "including the attending physician of the sick person, if he have one;" and by striking out of section two hundred and fifty-four, in the third line, the words "traveler, boatman or sailor," and inserting in the place thereof the word "person."

The following was then read:

Sec. 6. The said act is hereby amended by adding the following as section two hundred and sixty-nine:

Sec. 269. The Common Council of said city may issue the bonds or obligations of the said city to an amount not exceeding the sum of one hundred thousand dollars, to be a part of the funded debt of said city, executed under the corporate seal thereof and signed by the Mayor and Clerk thereof, or such other officer as the Common Council shall designate, payable to the holder or bearer at such time, not more than twenty years after their date, as the Common Council shall designate, with interest payable semi-annually, at a rate not greater than seven per cent. per annum, for an amount sufficient to, and which bonds or obligations shall be used or negotiated by said Common Council for the purpose of paying the indebtedness of said city incurred under or by virtue of the provisions of Chapter Five Hundred and Fourteen of the laws of the State of New York for the year eighteen hundred and sixty-three, passed May 17th, 1863, as such indebtedness shall exist on the 1st day of April, in the year eighteen hundred and sixty-four.

On motion of Ald. Buell, adopted.

The following was then read:

Sec. 5. The said act is hereby amended by adding the following as section two hundred and seventy:

Sec. 270. The Common Council may and is hereby authorized to borrow upon the notes of the city or otherwise a sum not exceeding ten thousand dollars for the purpose of paying such expenses of the said city for the year ending April 4th, eighteen hundred and sixty-four, as may not be or have been paid by or out of the funds provided by section eighty-five, by reason of their inadequacy; and the Common Council of said city may issue the bonds or obligations of the said city for the amount so borrowed up to the said 4th day of April, eighteen hundred and sixty-four; and also for the amount of the debt or overdraft upon the various funds of said city for debts incurred previous to the sixth day of April, eighteen hundred and sixty-three, not exceeding thirty thousand dollars, under the corporate seal and signed by the Mayor and Clerk thereof, or such other officer as the Common Council may designate, payable to the holder or bearer not more than twenty years after their date, with interest payable semi-annually at a rate not greater than seven per cent. per annum, which bonds or obligations shall be used or negotiated by the said Common Council for the purpose of paying the indebtedness of the said city hereinbefore stated, and shall be a part of the funded debt of said city.

Ald. Fish moved that the City Attorney be instructed to prepare a further amendment to the effect that the city shall not be made liable for any damages received or sustained on the State bridges.

Motion adopted.

In pursuance of the above the City Attorney prepared the following:

Sec. 8. Section one hundred and fifty-five of Title Seven of the said act is hereby amended by inserting after the word "bridges" in the third line thereof the words, "except the bridges owned by the State of New York, for the repair of which or for any damage arising from them, or any of them being out of repair, said city shall not be liable."

Adjourned. C. N. SIMMONS,
City Clerk.

In Common Council, Jan. 12, 1864.

REGULAR MEETING.

Present—Ald. Cram, Darling, Quinn, Darrow, Warren, Hoffman, O'Maley, H. G. Moore, Fish, Warner, Palmer, Ernst, Flynn, Hebing and McQuatters.

Absent—Ald. Spencer, Buell, D. D. T. Moore, St. John, Bromley, Upton, Mordoff, Chapman and Sidler.

On motion of Ald. Darling, Ald. Hebing was called to the Chair.

The minutes of the last regular and special meetings were approved.

PETITIONS AND CLAIMS.

By Ald. Hebing—Petition of N. Rosenfield.—Committee on Wood Buildings.

By Ald. Fish—Bill of H. E. White. Finance Committee.

By Ald. Warner—Remonstrance against Kent street improvement. Improvement Committee.

By Ald. Darling—Bills of Curtis, Butts & Co., F. Sprague, M. J. Monroe, T. W. Haskin, O'Brien & Co., C. V. Jeffreys. Poor Committee.

By Ald. Flynn—Bills of Hart & Reynolds, Wm. Kidd. Lamp Committee.

By Ald. Warren—Bills of W. F. Holmes, Alex. Allen, G. W. Fisher. Contingent Expense Committee.

By Ald. Palmer—Bill of Jno. Cregan. Sewer Committee.

REPORTS.

Ald. Palmer, from the Sewer Committee, reported in favor of the bill of J. Cregan. Finance Committee.

Ald. Warren, from the Contingent Expense Committee, reported in favor of the bills of Curtis, Butts & Co., Smith & Bond, G. W. Fisher, Alex. Allen, and W. F. Holmes. Finance Committee.

Ald. Darling, from the Poor Committee, reported in favor of the bills of C. V. Jeffreys, O'Brien & Co., T. W. Haskin, M. J. Monroe, F. Sprague, and Curtis, Butts & Co. Finance Committee.

Ald. Flynn, from the Lamp Committee, reported in favor of the bills of Hart & Reynolds, and Wm. Kidd & Co. Finance Committee.

Ald. Warren presented the following:

REPORT ON ASSESSORS APPLICATION.

To the Hon. the Mayor and Board of Common Council of the City of Rochester:

GENTLEMEN: The Contingent Expense Committee, to whom was referred the application of the assessors for an extra allowance for their services in enrolling the dogs of our city, would most respectfully report that they made inquiry

as to the merits of their said application, and find that the Board first appointed the assessors in the year 1859, and fixed their salary at \$1,000 per annum, since which time it has not been changed, nor have they ever asked for or received any extra compensation. That in 1862 the Legislature passed a law making it obligatory upon said assessors to enroll all the dogs in said city, and that they have so enrolled said dogs for the past two years at a considerable increased labor and expense; and in view of the the foregoing, and the increased and high price of living, and a further consideration that a large number of our wealthiest citizens have petitioned the Board to grant their application (which petition your Committee herewith present,) and ask its publication, and recommend the payment of such extra sum as this Board may deem right and proper.

E. K. WARREN,
HENRY L. FISH,
WALLACE DARROW.

Accepted.

The following is the petition referred to in the above:

To the Hon. Mayor and Common Council:

In consequence of the enhanced labor imposed upon the Assessors by the dog law, and the largely increased expense of living, we are in favor of the proposition now before your honorable body, to allow said Assessors extra pay for past services. Respectfully, &c.,

P. Barry, B. R. McAlpine,
D. W. Powers, Henry S. Potter,
Isaac Butts, G. C. Buell,
Elias Pond, N. B. Northrop,
Sam'l Wilder, Lyman Munger,
Romanta Hart, Rufus Keeler,
F. Gorton, W. A. Reynolds,
S. D. Porter, Edward M. Smith,
F. L. Durand, Owen Gaffney,
B. M. Baker, A. Strong,
J. Gould, Geo. P. Wolcott.

January, 1864.

Ald. Hebing, from the Committee on Wood Buildings, reported in favor of the petition of N. Rosenfield.

COMMUNICATIONS FROM CITY OFFICERS.

Ald. Darling, from the Poor Committee, submitted the report of the Overseer of the Poor for month of December:

| | |
|----------------------------|------------|
| Whole amount expended..... | \$1,786 78 |
| Less for county | 363 59 |

| | |
|---------------------|----------|
| Am't. for City..... | 1,423 19 |
|---------------------|----------|

| | |
|----------------------------------|-----|
| Number of families relieved..... | 500 |
|----------------------------------|-----|

Ald. Darling presented the report of the Police Justice for December, as follows:

| | |
|----------------------------|----------|
| Whole amount received..... | \$746 45 |
|----------------------------|----------|

The City Attorney reported that at the present Circuit a suit was tried against the city, in which a Mrs. Mallory was plaintiff, who recovered a judgment of \$50 and costs, for damages sustained by falling into a hole in front of Washington Hall. The Attorney recommended the payment of the judgment, and the collection of the amount of the parties owning the property where the accident occurred.

Ald. Ernst presented the following

COMMUNICATION FROM THE GRAND JURY.

ROCHESTER, Jan. 12, 1864.

C. N. Simmons, Esq., City Clerk:

SIR:—At the session of the grand jury ending Jan. 8th, the following resolutions were offered and unanimously adopted:

Resolved, That the street leading from Court st. to the Jail of Monroe county, in the city of Rochester, is unsafe for the passage of either pedestrians or teams; that permanent iron railing should be immediately constructed upon the coping on the wall upon the east side of the race running parallel with said street to prevent persons from walking or driving into the race; that said street in its present condition is unsafe and dangerous.

Resolved, That the Clerk furnish to the Common Council a copy of the above resolution.

Accordingly, said resolution is furnished for the consideration of the Common Council.

Very respectfully yours,

LOUIS ERNST, Clerk.

On motion of Ald. Warren referred to the Law Committee.

Ald. Hoffman presented the following

REPORT OF THE FIRE MARSHAL.

Mr. President and Gentlemen of the Common Council:

At the suggestion of several of the underwriters in this city, and for the purpose of closing my report with the close of the year, I beg your leave to change the time of making my annual report from the 1st of Oct. to the 1st day of January.

In accordance with the ordinance I herewith present my annual report for the year ending on the 31st day of Dec., 1863. It is now something over one year since I assumed (by your appointment) the duties of Fire Marshal of this city. It is highly gratifying to me to be able to lay before you so favorable a report, and to congratulate you upon the large decrease in the number of fires and loss of property by the same during the past year as compared with former years.

I attribute such decrease in some measure to the change which has been made in our Fire Department in substituting a paid department with steam fire engines in the place of the volunteer hand engine department—a change which I am satisfied is fully approved of by our citizens as being much more efficient and without any additional cost for its annual support.

Embraced in this report you will find a detailed statement of the number of fires which have occurred in this city during the past year, as also the amount of losses sustained by such fires, and the cause of the same, as far as I have been able to ascertain from the testimony taken on circumstances connected therewith. You will observe that we have had but three fires of any magnitude, and by which any considerable amount of property was destroyed. One, at least, and perhaps two of this number was caused by carelessness and the other was undoubtedly by the hand of an incendiary. In my opinion quite a large number of the fires which we have had can be traced to the following causes, viz: in allowing children to enter clothes presses with lighted candles or lamps, placing gas lights too near window curtains, goods in show windows, or light clothing, piling wood in stove ovens or around hot stoves for the purpose of drying the same, the use of wooden fire boards, wooden spittoons filled with sawdust, or in not placing proper protection on floors under stoves, or in placing the pipes of the same too near wood not properly protected, or in filling lighted lamps with combustible oils, putting ashes in wooden vessels

or on the floor and allowing them to remain in the building, and other acts of negligence, and many of which are in violation of city ordinances,—which, with good care such fires might have been prevented.

In the investigation as to the cause of fires which occur, it seems necessary that the Fire Marshal should be empowered to issue summons for the attendance of witnesses to testify before him, under oath administered by such Marshal, as to what they may know as to the origin and cause of fires occurring in this city. Such power conferred on him would many times produce important results and enable him to investigate the cause of such fires promptly and prevent delay, which allows parties suspected of wrong having time to act in concert in giving their testimony.

This would, in my opinion, prevent many incendiary fires, as well as those which are usually termed mysterious.

We have had during the year an unusual number of small fires, for which there was no general alarm given, and which have been suppressed without the aid of the Department, and from which it will be seen by this statement very trifling losses have occurred.

I have had occasion to prosecute but a small number of persons for violating the ordinance in relation to the suppression of fires, as most of our citizens have shown a willingness to comply with its requirements.

I notice that some of our large dealers in oil, have discontinued the practice of keeping large quantities in their stores, and some have adopted the plan of placing what little they do keep for a retailing purpose in the area under their sidewalks, and shut off from the building by brick or stone wall with iron doors into which they do not allow any lighted candle or lamp to be taken; and I am inclined to think that this mode of keeping such oils deserves the attention of the dealers generally.

The mode of giving fire alarms in this city, deserves specially your attention. Many times when we have high winds the alarm is not sufficient to be heard at the several Engine Houses, and hence complaint is made of the tardiness of the engines getting to the fires. Other cities are adopting the Fire Alarm Telegraph, and such cities as have already secured this important branch to their Fire Department, would as soon think of returning to the old mode of traveling by stage coach or canal packet boats, as doing without its services; by this mode of giving alarms the men at the different Engine Houses get it at the same moment, and nearly indicating the exact location of the fire. As to the superiority of the different plans for erecting and using the Fire Alarm Telegraph, I am not sufficiently informed, to express an opinion. I have had the pleasure of an introduction to Messrs. Philips & Evans of Philadelphia, who were the builders of the Baltimore, Philadelphia and other Fire Alarm Telegraphs, and from them I've learned that the expense of erecting such Telegraph as they desire to erect in case they should have the contract, would be perhaps more than your honorable body would feel justified in appropriating for that purpose. I have also corresponded with Mr. C. E. Carpenter of Providence, R. I., who erected the Telegraph in that city, and which he says has worked satisfactory, the expense of which is comparatively trifling as compared with those

built by Messrs. Philips & Evans. In answer to my inquiry as to his opinion of the cost of erecting such Telegraph as would answer all purposes for this city. Mr. Carpenter answering, says: I think you have named a larger number of signal boxes and more length of wire than would be necessary for all practical purposes for telegraph in your city, but the cost, in case your views are adopted, as to the number of signal boxes and length of wire, cannot reach over \$2,000.

If a Telegraph can be erected and put in operation for this amount, of such capacity as will answer all purposes that it is intended for, I should consider the outlay one of the very best that the city could make, and one which I have no doubt the taxpayers would consider a good investment. I would suggest that your honorable body delegate a Committee to exam-

ine into the merits of the Providence Fire Alarm Telegraph and report their opinion of its merits and efficiency to this Board at an early day.

I would here state that the city paid something over \$2,000 for ringing fire alarm bells for the three years previous to 1862.

The City Hall bell has been sounded but 25 times for fire alarms, during the year and for three false alarms, and the Steam Fire Engines have worked at such fires only 18 times during that period.

The total losses sustained by fire during the year ending the 31st day of December, insured and uninsured, was \$68,448, of which \$62,928 was covered by insurance, and such insurance has been mutually adjusted and promptly paid by the parties interested, and without resort to legal remedy in a single instance.

DETAILED STATEMENT OF FIRES,

| Date. | Time. | Location. | Occupation | Kind of Property Destroyed & Damaged | Alleged Loss. | Amount Insured. | Amount Paid. | Cause of Fire. |
|----------|-------------|------------------|---------------------|---|---------------|-----------------|--------------|------------------------|
| 1863. | | | | | | | | |
| Jan'y 19 | 7:20 P. M. | Gregory street. | Cabinetshop | JANU A B Y Frame Building | 500 | 450 | \$300 | Incendiary |
| " 29 | 1:55 A. M. | North street. | Dwelling & Groc'y | Stock and Tools | 1,609 | 450 | 300 | |
| " 29 | 9:00 P. M. | N. St. Paul st. | Dwelling | Frame Dwelling | 800 | 400 | 471 | Def. Chimney |
| " 21 | 8:50 A. M. | Alexanderstreet | " | Groceries | 800 | 800 | 700 | Carelessness |
| | | | | Clothing | 150 | 350 | 125 | Unknown |
| | | | | Frame Dwelling | 150 | 500 | 88 | |
| | | | | Clothing and Furniture | 300 | 350 | 185 | |
| | | | | | 4,300 | 3,900 | 2,167 | |
| Feb. 2 | 11:50 A. M. | Chestnut street. | Dwelling | FEBRU A B Y. Frame Dwelling | 200 | 1,000 | 123 | Def. Chimney |
| " 5 | 5:00 P. M. | Gregory street. | " | Furniture and Clothing | 100 | 1,500 | 88 | |
| " 6 | 10:35 P. M. | Platt street. | Grocery | Frame Dwelling | 10 | 800 | 8 | " |
| | | | | " | 800 | 800 | 596 | Unknown |
| " 12 | 1:25 P. M. | Brown alley. | Barn | Groceries | 600 | 560 | 282 | " |
| | | | | Meat | 100 | 300 | 58 | " |
| | | | | Frame Building | 80 | — | — | Carelessness |
| | | | | | 1,870 | 4,400 | 1,110 | |
| Mar'ch 5 | 9:45 A. M. | Marietta street. | Dwelling | MAR CH. Frame Building | 50 | 100 | 30 | Stove Pipe |
| " 7 | 5:30 A. M. | N. St. Paul st. | Smoke House | Brick " | 300 | 200 | 20 | Carelessness |
| " 10 | 10:00 A. M. | Cole street. | Dwelling | Meat, &c | 100 | — | — | " |
| " 27 | 10:30 A. M. | Falls street. | Oil Refinery | Frame Building | 10 | 300 | 6 | Stove Pipe |
| | | | | Frame " | 50 | — | — | Burst'g of Still Pipe. |
| " 29 | 1:30 A. M. | Water street | Dwelling & Saloon | Oil and Still | 100 | — | — | " |
| " 29 | | | | Brick and Wood Building | 2,000 | 2,000 | 909 | Stove |
| " 29 | | | | Furniture, Clo-thing, Liq'rs, &c | 700 | 600 | 554 | " |
| " 29 | | | Saloon | Frame Building | 600 | 1,500 | 275 | " |
| " 29 | | | | Furniture, Clo-thing & Liquors | 300 | 300 | 125 | " |
| " 29 | | | | Frame Dwelling | 600 | 400 | 400 | Supposed from ashes |
| " 29 | 3:20 A. M. | Clinton street | Dwelling and Saloon | Furniture, Clo-thing, Liq'rs, &c | 491 | 600 | 382 | " |
| | | | | | 5,301 | 6,000 | 2,881 | |
| April 6 | 11:00 A. M. | Lancaster street | Dwelling | APR IL. Frame Dwelling & Furniture. | 71 | 500 | 40 | Gas Light |
| " 13 | 11:55 A. M. | State street | Oil Store | Frame Building | — | — | — | " |
| " 13 | | | Paint Shop | Brick " | — | — | — | " |
| " 15 | | | Cabinet shop | " | 2,020 | 7,100 | 1,848 | Melted Lard |
| " 29 | 12:00 M. | Brown street. | Dwelling | Frame Dwelling and Clothing. | 100 | 200 | 55 | Def. Chimney |
| " 29 | 3:15 P. M. | Trowbridge st | " | Frame Dwelling | 70 | 400 | 66 | " |
| | | | | | 2,261 | 8,200 | 1,509 | |
| May 11 | 12:30 A. M. | Kelly street | Barn | MA Y. Frame Barn and Contents. | 350 | 200 | 200 | Unknown |
| " 16 | 10:30 P. M. | So. St. Paul st | Barn | Frame barn and Hay | — | — | — | " |
| " 16 | | | Wagon Shop | Frame Building | 1,800 | 400 | 400 | " |
| " 22 | | Kent street | Barn | Frame Barn and Hay. | 60 | — | — | " |
| " 22 | | Mumford street | Dwelling | Furniture | 25 | 300 | 21 | Lamp |
| | | | | | 2,235 | 900 | 621 | |

DETAILED STATEMENT OF FIRES CONTINUED.

| Date | Time. | Location. | Occupation. | Kind of Property Destroyed & Damaged. | Alleged Loss. | Amount Insured | Amount Paid. | Cause of Fire. |
|-----------------|-------------|------------------|-------------------|---|---------------|----------------|--------------|-----------------------------|
| 1863. June 5 | 1:20 A. M. | Vine street | Dwelling | JU NE. Frame Dwelling | 160 | 500 | 32 | Combustion of Rags |
| " 18 | 8:10 A. M. | Lafayette street | " | " | 10 | 200 | 6 | Stove Pipe |
| July 4 | 11:00 P. M. | McDonald Ave | Vacant | JU LY. Frame Dwelling | 83 | 200 | 14 | Unknown |
| " 15 | 1:30 P. M. | So. St. Paul st | " | Brick Building. | 80 | 3,000 | 7 | Child'n Play'g with matches |
| Aug 10 | 10:40 P. M. | Genesee street | Barn | AUG UST. Frame Barn | 800 | 700 | 650 | Unknown |
| " 11 | 11:30 P. M. | Magne street | Bakery | " Building | 20 | 400 | 16 | Ashes |
| " 14 | 11:30 P. M. | Union street | Barn | " Barn | 600 | 800 | 424 | Incendiary |
| " 20 | 10:00 P. M. | State street | Millinery Shop | Brick Store | | | | |
| " 20 | " | " | Millinery Goods | Millinery Goods | 3,450 | 5,800 | 5,800 | Cigar |
| " 29 | 1:50 A. M. | Buffalo street | Meat Market | Brick Store | | | | |
| " 29 | " | " | Grocery Store | " | | | | |
| " 29 | " | " | Dwelling | Stone Dwelling | | | | |
| " 29 | " | " | Barn | Brick Barn | 7,425 | 6,050 | 5,303 | Incendiary |
| " 29 | " | " | " | Meat and Groceries | 10,295 | 13,450 | 9,402 | |
| Sept. 5 | 4:00 A. M. | Magne street | Cooperage | SEPT. MBEE. 2 Frame Buildings | | | | |
| " 5 | " | " | Barn | & Cooper Stock | 1,250 | 1,200 | 1,125 | Unknown |
| " 14 | " | Plym'th Avenue | Grocery | Brick Store and Groceries | 700 | 1,500 | 380 | Incendiary |
| " 16 | 6:00 P. M. | Weststreet | Dwelling | Frame Dwelling | 400 | | | Shavings |
| Oct. 14 | 11:45 P. M. | Jefferson street | Barn and Storage | OCTO BER. Frame Building and Eones | 1,000 | 500 | 500 | Incendiary. |
| " " | 12:30 P. M. | Exchange street | Industrial School | Brick Building and Furniture | 50 | 23,000 | 37 | Roof Timbers Charcoal |
| " 17 | 8:30 P. M. | State street | Trunk Store | Brick Building | 270 | 7,000 | 166 | Gas in wind'w |
| " 23 | 7:50 P. M. | Olean street | Barn | Frame Building | | | | |
| " 24 | 3 A. M. | State street | Stores | Hay & Grain | 750 | 700 | 522 | Unknown. |
| " " | " | " | " | Brick Building | 4,233 | 24,000 | 4,233 | Wooden Spit'n |
| " " | " | " | " | Books, Shoes, Dry Goods, Artists' Stock, Books | 23,226 | 23,750 | 19,819 | |
| " 28 | 5 P. M. | Mill street | Wool Carding | Machinery | 50 | 1,000 | 50 | Friction. |
| " 31 | " | Chatham street | Barn | Frame Building and Furniture | 350 | 1,300 | 350 | Ashes. |
| " " | " | Adams street | Dwelling | Frame Building | 150 | 100 | 100 | Children playing with fire. |
| Nov. 3 | 1 P. M. | Buffalo street | Oil & Lamp Store | NOVEM BER. Brick Building, Lamps, &c. | 30,079 | 51,350 | 25,777 | |
| Dec. 8 | 12 M. | Hill street | Barrel Factory | DECEM BER. Frame Building, Machinery and Timber | 2,100 | 2,500 | 1,890 | Sup'd f'm B'l'r or Chimney |
| " " | 1:10 P. M. | Main street | Stores | Brick Buildings | 1,449 | 7,000 | 1,399 | Unknown. |
| " " | " | " | " | Clothing and Cloths | 18,000 | 21,000 | 13,000 | |
| " " | " | " | " | Machinery | 62 | 1,500 | 62 | |
| " " | " | " | " | Tobacco | 50 | 500 | 25 | |
| " " | " | " | " | Clothing, &c. | 500 | 8,000 | 421 | |
| " 31 | " | Riley street | Dwelling | Frame & Brick Building | 650 | 1,500 | 550 | Incendiary. |
| | | | | | 22,811 | 42,000 | 17,347 | |

RECAPITULATION.

Total number of fires which occurred in this city during the year ending Dec. 31, 1863, is 41.

CAUSES OF SUCH FIRES.

| | |
|--------------------------|---|
| Incendiary | 5 |
| Detective Chimneys | 3 |
| Carelessness | 3 |
| Unknown | 8 |
| Stove Pipes | 3 |
| Bursting Stail Pipe | 1 |
| Stove | 1 |
| Ashes | 3 |
| Gas Light In Show Window | 2 |
| Melting Lard on Stove | 1 |
| Lamp | 1 |
| Combustion of Rags | 1 |
| Lighted Cigar | 1 |
| Shavings | 1 |
| Roof Timbers' Charcoal | 1 |
| Wooden Spittoon | 1 |
| Friction | 1 |

| | |
|----------------------------|---|
| Children playing with fire | 1 |
| Explosion of Lamp | 1 |
| From Boiler or Chimney | 1 |
| Children among Matches | 1 |

Total

| | |
|---|----------|
| The number of Brick Buildings on which fire took is | 12 |
| Frame | 26 |
| The total amount of Real Estate destroyed or damaged is | \$21,373 |
| The total amount of Personal Estate destroyed or damaged is | 47,075 |

My thanks are due to the Fire Department Committee, and to J. Wegman, Esq., Po. ce Justice, the Chief of Police and his assistants for the assistance they have rendered me in the discharge of my duties.

All of which I most respectfully submit.

O. L. ANGEVINE,
Fire Marshal.

Rochester, Jan. 12, 1864.

TREASURER'S MONTHLY REPORT OF THE BALANCE OF
THE PRINCIPAL FUNDS ON THE MORNING OF
JANUARY 11, 1884.

The Treasurer sent in the following:

| | Cr. Balance. |
|-------------------------------|--------------|
| Contingent Fund..... | \$ 4,494 00 |
| Fire Department..... | 2,370 56 |
| Highway Fund..... | 2,498 87 |
| Lamp Fund..... | 7,713 40 |
| Poor Fund..... | 1,842 51 |
| Police Fund..... | 2,360 06 |
| Park Fund..... | 83 |
| Sewer Repair Fund..... | 372 83 |
| Lyell street Repair Fund..... | 47 00 |
| Monroe street..... | 21 42 |
| North street..... | 6 74 |
| N. St. Paul st..... | 88 97 |
| Mt. Hope Avenue..... | 54 69 |
| Plymouth A. V..... | 85 51 |
| West Avenue..... | 167 72 |
| Lake Avenue..... | 206 50 |
| East Avenue..... | 163 85 |
| Board of Health..... | 297 22 |

C. T. AMSDEN, Treasurer.
H. P. LANGWORTHY,
Commissioner of Deeds.

Subscribed and sworn to before me this 11th day of January, 1884.

Filed.

Ald. Cram presented the final ordinances for the following improvements:

Repairing the walk on the north side of Brown st., from Grape st. to the Erie Canal.

Repairing the walks on each side of Allen st., from State st. to Washington st.

Repairing the walk on the east side of Clark st., from Brown st. to Grape st.

Repairing the walk on the north side of Bardwell st., from Hudson st. to Thomas st.

Repairing the walk on the west side of Kent st., from Allen st. to Jay st.

Repairing the walk on the west side of Litchfield st., from West Avenue to East Maple st.

Repairing the walk on each side of Monroe Avenue from Washington Square to Alexander street.

And moved that the further consideration of the same be postponed until the next regular meeting, Jan. 26th.

Motion adopted.

Ald. Warner presented the final ordinance for improving Kent st., from Allen st. to Jay st., by setting curb stone, paving the roadway, constructing crosswalk, and paving the sidewalk on the east side from Brown st. to Platt st.

And moved that the further consideration of the same be postponed until the next regular meeting, January 26th.

Motion adopted.

ASSESSMENTS.

Ald. Warner presented the assessment roll—being a reassessment—for Hand st. improvement, and after appeals had been heard from all parties appearing, Ald. Cram moved that the roll be referred to the City Attorney for his opinion as to the legality of the assessment. Motion adopted.

Ald. Warner presented the assessment roll—being a reassessment—for deficiency in improving the roadway of Buffalo and Man sts., from the west line of Front st. to the west line of Water st., and after an opportunity had been given for appeals to be heard, and no person appearing to appeal, Ald. Warner moved that said roll be confirmed as amended by the Board on the 29th of Dec. last.

Motion to confirm adopted as follows:

Yeas—Ald. Cram, Darling, Quinn, Darrow, Warren, Hoffman, O'Maley, H. G. Moore, Fish, Warner, Palmer, Ernst, Flynn, Hebing, McQuarters—15.

Nays—none.

Ald. Cram presented the reassessment roll for constructing a railing on Allen st. Bridge, and moved that the next regular meeting be fixed when appeals therefrom will be heard.

Motion adopted.

UNFINISHED BUSINESS.

By Ald. Darling—Whereas, The Assessors of this city, since their compensation was fixed by the Common Council, have had imposed on them, by an act of the Legislature of this State, the duty of enrolling all the dogs in the city; and,

Whereas, The price of living has largely increased since the fixing of the compensation above mentioned, therefore,

Resolved, That each Assessor be allowed \$100 for the extra services rendered in enrolling the dogs, &c., during the last two years, and the City Treasurer is hereby authorized to pay to each Assessor the sum aforesaid, when there are funds applicable to the purpose, and charge Contingent fund.

Adopted as follows:

Yeas—Ald. Cram, Darling, Quinn, Darrow, Warren, O'Maley, H. G. Moore, Fish, Warner, Palmer, Ernst and McQuarters—12.

Nays—Ald. Flynn and Hebing—2.

Ald. Darling called up the resolution previously offered by Ald. Upton asking the number of Policemen, and where located, and moved that Mr. Hyland, Captain of the Night Police, be heard.

Motion adopted.

Captain Hyland addressed the Board, making a full statement and giving all the information called for.

Ald. Palmer called up the resolution in relation to remitting \$30 of Mrs. Shelton's tax for East street improvement and moved that the further consideration of the same be postponed until the next regular meeting.

Motion adopted.

MISCELLANEOUS.

By Ald. Flynn—Resolved, That N. Rosenfield is hereby granted permission to erect a wooden addition to his dwelling on Bowery street, according to the prayer of his petition, under the direction of the Fire Marshal. Adopted.

By Ald. Flynn—Resolved, That Law & Horton are hereby permitted to remove their market to Baker's Block, Buffalo street. Adopted.

By Ald. McQuarters—Resolved, That M. J. Handy have a market license granted to him, to be located at the corner of Buffalo and Sophia streets, by his paying into the City Treasury at the rate of seventy-five dollars per annum, quarterly in advance. Adopted.

By Ald. Warren—Whereas, A certain bond and mortgage, executed by Roswell R. Underhill to Alexander Kelsey, as security for payment of the sum of three hundred dollars and by said Kelsey assigned to the city of Rochester, has been paid in full. Therefore,

Resolved, That the Mayor be and is hereby authorized to execute the proper certificate to discharge the same from record. Adopted.

By Ald. Warren—Resolved, That the amount that may be annually raised for the contingent expenses of the city be fixed at seventeen thousand dollars. Adopted.

By Ald. Warren—Whereas, It has become the practice for nearly all the city officers to order and purchase books and stationery of every kind, and to order the publication of certain notices and proceedings of the Board not included

| | | | |
|----------------|---|-------|-------------|
| Jan. 25, 1864, | C. D. Tracey & Co., printing | 16 50 | |
| " | A. Strong & Co., printing | 28 10 | |
| " | Curtis, Butts & Co., printing | 55 50 | |
| " | Rural New Yorker, printing | 25 00 | |
| " | Sundry persons, etc., Adolph Nolte, printer | 9 35 | |
| " | Benton & Andrews, blank books | 15 25 | |
| " | Steele & Avery, stationery | 14 50 | |
| " | E. Darrow & Bro., stationery | 77 05 | |
| | | | 13,748 13 |
| Total | | | \$75,481 66 |

From the foregoing exhibit, with the exercise of every prudence compatible with duty, it will be seen that the sum specially named by your honorable body for the relief of indigent families, until April 1st, is nearly exhausted. This arises not from the amount allowed to each grade, but to the unexpectedly large number of applicants, so many of whom are destitute and deserving, whose lot, without the pittance thus afforded by your beneficence, would have been miserably indeed. A continuance of this charity to April 1st, will require at least ten thousand dollars.

Your Committee close their report with the sad record of the decease of four mothers and six fathers—recipients of your favors. The husbands of the former now upon the "field," their children homeless. The wives and children of the latter, who have laid down their lives for the "dear old flag," now look to you for protection.

Rochester, Jan. 26th, 1864.

Respectfully submitted,

N. C. BRADSTREET,
D. D. T. MOORE,
A. CRAM,
HENRY HEBING.

Accepted.

ORDINANCES.

BUILDING A FENCE ON WEST AVENUE.

By Ald. Cram—Resolved, That the City Surveyor ascertain and report to this Board the expense of building a fence on the south line of lot N^o. 156 on West Avenue, near Wentworth street. Adopted.

The Surveyor submitted such estimate at \$35. By Ald. Cram—Resolved, That the following improvement is expedient, viz: Building a fence on the south line of lot No. 156 on West Avenue.

And whereas, The City Surveyor, under the direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$25, which estimate is hereby approved;

Resolved, further, That the following portion of said city is deemed benefitted and proper to be assessed for the whole expense thereof, namely:

Lot No. 156 West Avenue, near Wentworth street.

And the Clerk is hereby directed to publish notice in pursuance of section 165 of the City Charter, that all persons interested in the subject matter of said improvement, are required to attend the Common Council on Tuesday evening, Feb. the 9th, 1864, at half-past 7 o'clock at the Common Council Hall, when allegations will be heard. Adopted.

REPAIRING AND CONSTRUCTING A WALK ON PLATT ST.

By Ald. Cram—Resolved, That the City Surveyor ascertain and report to this Board the expense of repairing the side-walk on the south side of Platt st. between State st. and Mill st. by filling, grading, repairing brick walk, building a fence and constructing a plank side-walk six feet wide from the present brick walk to Mill st. Adopted.

The Surveyor submitted such estimate at \$250 00. By Ald. Cram—Resolved, That the following improvement is expedient, viz: repairing the side-walk on the south side of Platt st. between State st. and Mill st., by filling, grading, repairing brick walk, building a fence and constructing a plank side-walk six feet wide from the present brick walk to Mill st.

And Whereas, The City Surveyor, under the direction of this Board, has made an estimate of the whole expense

thereof, and reported the same at \$250,00, which estimate is hereby approved;

Resolved, further, That the following portion of said city is deemed benefitted and proper to be assessed for the whole expense thereof, namely:

"One tier of lots on the south side of Platt st. from State st. to Mill st.

And the Clerk is hereby directed to publish notice in pursuance of section 165 of the City Charter, that all persons interested in the subject matter of said improvement, are required to attend the Common Council on Tuesday evening, Feb. the 9th, 1864, at half-past 7 o'clock, at the Common Council Hall, when allegations will be heard. Adopted.

REPAIRING ALLEN STREET WALKS.

On motion of Ald. Cram the Board proceeded to hear allegations in relation to the improvement described in the ordinance below:

No person appearing to make allegations,

Ald. Cram submitted the following:

An Ordinance to repair Allen street walks.

The Common Council of the City of Rochester do ordain and determine as follows: The side walks and cross walks on each side of Allen street shall be repaired from State street to Washington street.

And the whole expense shall be defrayed by an assessment upon the owners and occupants of houses and lands to be benefitted thereby, and the City Surveyor, under the direction of this Board, having made an estimate of such expense, and reported the same at \$1150, which estimate was and is hereby approved; the sum of \$1150, being the whole amount of the estimate aforesaid, shall be assessed upon such owners and occupants. And the portion of said city which said Common Council deem will be benefitted by said improvement is described as follows:

One tier of lots on each side of Allen street from State street to Washington street.

On which above described portion of the city the said sum of \$1150 is hereby ordered to be assessed.

And David McKay, Jared Coleman, and Francis Dana, the assessors of said city not interested in any of the property so benefitted, and not of kin to any person so interested, are hereby designated and directed to make an assessment upon all the owners and occupants of lands and houses within the portion or part of said city so designated, of the said amount of expense, in proportion, as nearly as may be, to the advantage which each shall be deemed to acquire by the making of said improvement; and said assessors are hereby notified to meet for this purpose, on Saturday, the 30th day of January, 1864, at nine o'clock in the forenoon, at the office of the City Clerk.

Passed by the following vote:

All ayes—20.

REPAIRING BROWN STREET WALK.

On motion of Ald. Cram, the Board proceeded to hear allegations in relation to the improvement described in the ordinance below.

No person appearing to make allegations,

Ald. Cram submitted the following:

An ordinance to repair Brown street walk.

The Common Council of the city of Rochester do ordain and determine as follows:

The plank walk on the north side of Brown street shall be repaired, from Grape street to the Erie Canal.

And the whole expense shall be defrayed by an assessment upon the owners and occupants of houses and lands to be benefitted thereby, and the City Surveyor, under the direction of this Board, having made an estimate of such expense, and reported the same at \$130,00, which estimate was and is hereby approved; the sum of \$130,00, being the whole amount of the estimate aforesaid, shall be assessed on such owners and occupants. And the portion of said city which said Common Council deem will be benefitted by said improvement is described as follows:

One tier of lots on the north side of Brown street, from Grape street to the Erie Canal.

On which above described portion of the city the said sum of \$130 is hereby ordered to be assessed.

And David McKay, Francis Dana, and Jared Coleman, the assessors of said city, not interested in any of the property so benefitted, and not of kin to any person so interested, are hereby designated and directed to make an assessment upon all the owners and occupants of lands and houses within the portion or part of said city so designated, of the said amount of expense, in proportion, as nearly as may be, to the advantage which each shall be deemed to acquire by the making of said improvement, and said assessors are hereby notified to meet for this purpose, on Saturday, the 30th day of January, 1864, at nine o'clock in the forenoon, at the office of the City Clerk.

Passed by the following vote:

All ayes—20.

REPAIRING KENT STREET WALK.

On motion of Ald. Cram the Board proceeded to hear allegations in relation to the improvement described in the ordinance below:

No person appearing to make allegations,

Ald. Cram submitted the following:

An ordinance to repair Kent street walk.

The Common Council of the city of Rochester do ordain and determine as follows: The plank walk shall be raised and repaired on the west side of Kent street from Allen street to Jay street.

And the whole expense shall be defrayed by an assessment upon the owners and occupants of houses and lands to be benefited thereby; and the City Surveyor, under the direction of this Board, having made an estimate of such expense, and reported the same at \$500, which estimate was and is hereby approved, the sum of \$500, being the whole amount of the estimate aforesaid, shall be assessed on such owners and occupants. And the portion of said city which said Common Council deem will be benefited by said improvement is described as follows:

"One tier of lots on the west side of Kent street, from Allen street to Jay street."

On which above described portion of the city the said sum of \$500 is hereby ordered to be assessed.

And David McKay, Francis Dana and Jared Coleman, the assessors of said city, not interested in any of the property so benefited, and not of kin to any person so interested, are hereby designated and directed to make an assessment upon all the owners and occupants of lands and houses within the portion or part of said city so designated, of the said amount of expense, in proportion, as nearly as may be, to the advantage which each shall be deemed to acquire by the making of said improvement; and said assessors are hereby notified to meet for this purpose on Saturday, the 30th day of January, 1864, at nine o'clock in the forenoon, at the office of the City Clerk.

Passed by the following vote:

All ayes—20.

REPAIRING LITCHFIELD STREET WALKS.

On motion of Ald. Cram the Board proceeded to hear allegations in relation to the improvement described in the ordinance below:

No person appearing to make allegations,

Ald. Cram submitted the following:

An ordinance to repair Litchfield street walks.

The Common Council of the City of Rochester do ordain and determine as follows: The plank walk on the west side of Litchfield street shall be repaired from West Avenue to East Maple street.

And the whole expense shall be defrayed by an assessment upon the owners and occupants of houses and lands to be benefited thereby, and the City Surveyor, under the direction of this Board having made an estimate of such expense, and reported the same at \$100, which estimate was and is hereby approved; the sum of \$100, being the whole amount of the estimate aforesaid, shall be assessed on such owners and occupants. And the portion of said city which said Common Council deem will be benefited by said improvement is described as follows:

"One tier of lots on the west side of Litchfield street from West Avenue to east Maple street." on which above described portion of the city the sum of \$100 is hereby ordered to be assessed.

And David McKay, Francis Dana and Jared Coleman, the assessors of said city, not interested in any of the property so benefited, and not of kin to any person so interested, are hereby designated and directed to make an assessment upon all the owners and occupants of lands and houses within the portion or part of said city so designated, of the said amount of expense, in proportion as nearly as may be, to the advantage which each shall be deemed to acquire by the making of said improvement; and said assessors are hereby notified to meet for this purpose, on Saturday, the 30th day of January, 1864, at nine o'clock in the forenoon, at the office of the City Clerk.

Passed by the following vote:

All ayes—20.

REPAIRING CLARK STREET WALK.

On motion of Ald. Cram the Board proceeded to hear allegations in relation to the improvement described in the ordinance below:

No person appearing to make allegations,

Ald. Cram submitted the following:

An ordinance to repair Clark street walk.

The Common Council of the City of Rochester do ordain and determine as follows: The plank side walk on the east side of Clark street shall be repaired from Brown street to Grape street.

And the whole expense shall be defrayed by an assessment upon the owners and occupants of houses and lands to be benefited thereby, and the City Surveyor, under the direction of this Board, having made an estimate of such expense, and reported the same at \$70, which estimate was and is hereby approved; the sum of \$70 being the whole amount of the estimate aforesaid, shall be assessed on such owners and occupants. And the portion of said City which said Common Council deem will be benefited by said improvement is described as follows:

"One tier of lots on the east side of Clark street from Brown street to Grape street." on which above described portion of the city the said sum of \$70 is hereby ordered to be assessed.

And David McKay, Francis Dana and Jared Coleman, the assessors of said City, not interested in any of the property so benefited, and not of kin to any person so interested, are hereby designated and directed to make an assessment upon all the owners and occupants of lands and houses within the portion or part of said City so designated, of the said amount of expense, in proportion, as nearly as may be, to the advantage which each shall be deemed to acquire by the making of said improvement; and said assessors are hereby notified to meet for this purpose, on Saturday, the 30th day of January, 1864, at nine o'clock in the forenoon, at the office of the City Clerk.

Passed by the following vote:

All ayes—20.

KENT STREET IMPROVEMENT.

Ald. Warner presented the final ordinance for Kent street improvement, and after the reading of a petition and remonstrance, Ald. Warner moved that the further consideration of the ordinance be indefinitely postponed.

Motion adopted.

Ald. Cram presented the final ordinance for repairing the walk on each side of Monroe avenue from Washington Square to Alexander st., and after allegations had been heard from all persons appearing, Ald. H. G. Moore moved that the further consideration of said ordinance be postponed until the second regular meeting in April next.

Motion adopted.

REPAIRING BARDWELL ST. WALK.

On motion of Ald. Cram the Board proceeded to hear allegations in relation to the improvement described in the ordinance below:

No person appearing to make allegations,

Ald. Cram submitted the following:

An ordinance to repair the walk on the north side of Bardwell st.

The Common Council of the City of Rochester do ordain and determine as follows: The walk on the north side of Bardwell st. shall be repaired from Hudson st. to Thomas st.

And the whole expense shall be defrayed by an assessment upon the owners and occupants of houses and lands to be benefited thereby, and the City Surveyor, under the direction of this Board, having made an estimate of such expense, and reported the same at \$15,00, which estimate was and is hereby approved, the sum of \$150,00, being the whole amount of the estimate aforesaid, shall be assessed on such owners and occupants. And the portion of said city which said Common Council deem will be benefited by said improvement is described as follows:

"One tier of lots on the north side of Bardwell street from Hudson st. to Thomas st." on which above described portion of the city, the said sum of \$150,00 is hereby ordered to be assessed.

And David McKay, Francis Dana and Jared Coleman, the assessors of said city, not interested in any of the property so benefited, and not of kin to any person so interested, are hereby designated and directed to make an assessment upon all the owners and occupants of lands and houses within the portion or part of said city so designated, of the said amount of expense, in proportion, as nearly as may be, to the advantage which each shall be deemed to acquire by the making of said improvement; and said assessors are hereby notified to meet for this purpose on Saturday, the 30th day of Jan., 1864, at nine o'clock in the forenoon, at the office of the City Clerk.

Passed by the following vote:

All ayes—20.

ASSESSMENTS.

Ald. Cram presented the assessment roll, being a re-assessment for constructing a railing at the east end of Allen street bridge. After an opportunity had been given for appeals to be heard said roll was confirmed by the following vote:

All ayes—20.

Ald. Cram presented the assessment roll for improving Cady street, from Olean street to the west line of Greig Tract, and moved that the next regular meeting be fixed when appeals therefrom will be heard.

Motion adopted.

Ald. O'Maley presented the assessment roll for widening Cady street on the north side, be-

tween Olean and Francis streets, and moved that the next regular meeting be fixed when appeals therefrom will be heard.

Motion adopted.

Ald. Cram moved a reconsideration of the resolution passed Jan. 22d, 1861, to postpone indefinitely the assessment roll for the continuation of Reynolds street, from Hunter street to Seward street.

Motion adopted.

Ald. Cram now moved that the next regular meeting, Feb. 9th, be fixed when appeals will be heard from said roll.

Motion adopted.

UNFINISHED BUSINESS.

By Ald. Cram—Resolved, That section 270 of the proposed amendments to the City Charter be amended by striking out the word "ten" in the third line of said section, and inserting instead thereof the word "twelve." Adopted.

Ald. Buell called up the resolution in relation to remitting \$30 of Mrs. Shelton's tax for East street improvement, and moved that the further consideration of the same be postponed until the next regular meeting.

Motion adopted.

By Ald. Chapman—Resolved, That the Street Superintendent be and he is hereby directed to notify the owners and occupants of buildings on Main street to have the numbers thereon correctly made, commencing at the western end of said street and extending to the eastern limit of the city; and also to notify the owners and occupants of buildings on University avenue to have the same correctly numbered, commencing at North street and thence to the eastern limit of the city, and that in case they or any of them fail to cause such numbering to be so made within six weeks from notice, that he will cause the same to be done and the expense to be collected of the parties neglecting. Adopted.

Ay Ald. Hebing—Resolved, That the Street Superintendent is hereby directed to so grade the western end of Gregory street so as to draw off the surface water now standing on said part of the street into the lateral sewer on Mount Hope avenue, the tax payers on said street having paid for surface drainage on said sewer. Adopted.

By Ald. Mordoff—Resolved, That the Treasurer is hereby directed to collect on the assessment roll for repairing the walks on State street and Lake avenue only the amounts extended on said roll in red ink. Adopted.

By Ala. Mordoff—Resolved, That the Treasurer be authorized to pay Henry Gates, Esq., ninety dollars in full for his bill for repairing sidewalks on State street and Lake avenue and charge the same to that fund.

Adopted—all ayes.

Ald. Mordoff moved to strike out of the amendments lately approved that portion directing the appropriation for repairing Lake avenue to commence at Lyell street, so as to leave it as it now is.

Motion lost as follows:

Nays—Ald. Spencer, Cram, Buell, Darrow, Bromley, Warren, Hoffman, O'Maley, H. G. Moore, Fish, Warner, Ernst, Chapman, Sidler, Flynn, Hebing and McQuatters—16.

Ayes—Ald. Darling, Quinn and Mordoff—3.

By Ald. O'Maley—Resolved, That the City Treasurer receive from the property owners taxed for Main street sewer (east section) 84 1-2 per cent. in full of their assessment therefor.

Adopted.

By Ald. Hoffman—Whereas, Ald. Butler did, on the 31st of March, 1863, offer the following resolution, viz:

"Resolved, That the Treasurer pay Patrick Quinn one hundred and sixty three dollars and fifty-eight cents in full for the purchase of land for addition to engine house No. 3, purchased of him December 15, 1861, one hundred and fifty dollars and interest thereon to date, thirteen dollars and fifty-eight cents, and charge Fire Department Fund, upon his executing to the city a sufficient deed;" and,

Whereas, Such amount has not yet been paid said Quinn; therefore,

Resolved, That the City Treasurer pay Patrick Quinn the sum of one hundred and fifty dollars, and interest thereon from the 15th day of December, 1861, to this date, in full for land purchased of said Quinn for the purpose of building thereon an addition to engine house No. 3, and charge the same to overdraft account of the Fire Department Fund, upon said Quinn executing to the city a sufficient deed.

Adopted as follows:

Yeas—Ald. Spencer, Cram, Darling, Darrow, Bromley, Warren, Hoffman, O'Maley, H. G. Moore, Fish, Warner, Mordoff, Ernst, Chapman, Sidler, Flynn and McQuatters—17.

Nays—Ald. Quinn.

By Ald. Hoffman—Resolved, That the City Attorney be and is hereby directed to take such legal proceedings, as he shall deem proper, to compel Patrick Quinn to execute to the City of Rochester a deed of a certain piece of land purchased of him for the use of said City, for building an addition to engine house No. 3.

Ald. Warner moved to amend by adding the following: "And the Treasurer is hereby instructed to make a tender to Mr. Quinn, under direction of the Attorney, of the amount due him."

Motion to amend adopted.

As thus amended the resolution was adopted.

By Ald. Buell—Resolved, That the resolution passed Dec. 15th last, directing \$17.25 to be paid to A. Strong & Co., and charge Atkinson street Extension fund, be and is hereby rescinded. Adopted.

FINANCE BUDGET.

By Ald. Buell—Resolved, That the Treasurer pay as follows:

CONTINGENT FUND.

| | |
|---|---------|
| F. Dana, Assessor, one month's services..... | \$83 58 |
| Jared Coleman, " " " " | 58 88 |
| D. McKay, " " " " | 33 33 |
| W. F. Holmes, Insurance on City Hall..... | 37 50 |
| Curtis, Butts & Co., Printing..... | 46 75 |
| " " " " | 53 00 |
| Smith & Bond, Painting in City Hall | 6 00 |
| G. W. Fisher..... | 12 60 |
| Alex. Allen, care of City Clock..... | 37 50 |
| A. Strong & Co., Printing for Atkinson Street Extension | 17 25 |

And charge Contingent Fund.

David Wagner, on contract for Main street sewer, when there are funds applicable

HIGHWAY FUND.

| | |
|--|-------|
| Wm. Hollister & Co., for lumber..... | 91 13 |
| Amon Bronson, " " " " | 37 47 |
| Whitmore, Carson & Co., crosswalk..... | 23 00 |

And charge Highway Fund.

POOR FUND.

| | |
|---|--------|
| Burke, Fitzsimons, Hone & Co., orders O. P..... | \$7 91 |
| Geo. Gould & Co., for shoes..... | 83 12 |
| McVein & Hastings, bill for paper..... | 7 20 |
| D. Nevin, bill for flour..... | 54 00 |
| Jacob Anderson, bill for candles | 104 13 |

An. charge Poor Fund.
 ohn Cregan, repairing sewers..... 62 50
 And charge Sewer Repair Fund.
 Henry E. White, repairs on Plymouth Avenue..... 25 36
 And charge Plymouth Avenue Repair Fund.
 B. R. McAlpine for repairs on East Avenue..... 45 25
 And charge East Avenue Repair Fund.

POLICE FUND.

| | |
|---|---------|
| P. E. Sheridan, 1 month as policeman..... | \$50 00 |
| A. W. VanSlyck do | 50 00 |
| E. E. Williams, do | 50 00 |
| W. J. Rogers, do | 50 00 |
| P. Holleran, do | 50 00 |
| R. L. Swift, do | 50 00 |
| W. H. Harvey do | 50 00 |
| Alexr. McLean, do | 50 00 |
| Peter Yost, do | 50 00 |
| U. Schmoeker, do | 50 00 |
| Monroe Green, do | 50 00 |
| W. H. Noyes, do | 50 00 |
| Charles Young, do | 50 00 |
| E. Schooley, do | 50 00 |
| John Purcell, do | 50 00 |
| M. Hyland do | 50 00 |
| Jacob Frank do | 50 00 |
| saml. Brown, do | 50 00 |
| Michl. Tierney, do | 50 00 |
| P. Rooney, do | 50 00 |
| Wm. Rogers, do | 50 00 |
| John Barry, do | 50 00 |
| Michael Wolf do | 50 00 |
| J. Flaherty, do | 50 00 |
| Chas. T. Squires, do | 50 00 |
| F. F. Marsluff do | 50 00 |
| John Cullen, 1 month half pay..... | 25 00 |
| K. J. Holmes, Justice of Peace, for services at Police Office during absence of Police Justice.. | 10 00 |

And Charge Police Fund.
 Adopted—All ayes.

By Ald. Buell—Resolved, That the resolution adopted at the last meeting of the Board striking out that part of the proposed amendment to the City Charter, relating to the raising of funds for the building of a High School or Free Academy, be and the same is hereby reconsidered.

Lost as follows:
 Yeas—Ald. Cram, Buell, Darrow, Bromley, H. G. Moore, Fish, Chapman—7.

Nays—Ald. Spencer, Darling, Quinn, Warner, Warren, Hoffman, O'Maley, Mordoff, Ernst, Sidler, Flynn, McQuarters—12.

By Ald. Cram—Resolved, That a further sum of ten thousand dollars is hereby appropriated for the relief of indigent families of volunteers to be paid from the fund appropriated by the ordinance of this Board of August 17th last.

Adopted all ayes.
 Adjourned. C. N. SIMMONS, Clerk.

In Common Council, Feb. 9, 1864.
 REGULAR MEETING.

The President of the Board, Ald. Bromley presiding.

Present—Ald. Spencer, Quinn, Buell, Darrow, Bromley, Warren, Hoffman, O'Maley, H. G. Moore, Upton, Fish, Warner, Palmer, Ernst, Chapman, and Sidler.

Absent—Ald. Cram, Darling, D. D. T. Moore, Mordoff, Flynn, Hebing and M'Quarters.

The minutes of the last meeting were approved.

PETITIONS AND CLAIMS.

By Ald. Warren—Bills of S. B. Raymond, W. F. Holmes, Holmes & Fairchild, A. B. Hall, F. Tully, E. Gray, S. Aldrich, W. Bacon. Contingent Expense Committee.

By Ald. Fish—Bills of A. Aldrich and J. D. Quinn. Street Com. Bill of E. F. Smith; Contingent Expense Com.

By Ald. O'Maley—Petition for widening Hanover street. Com. on opening streets. Petition of Jabez Collins. Law Com.

By Ald. Upton—Bills of A. Curtis and C. Flynn. Lamp Com. Bill of Ernst & Seifried. Street Com. Bill of R. Parks. Poor Com. Petition for an outlet sewer for the 4th and 7th Wards. Sewer Com.

By Ald. H. G. Moore—Petition for an appropriation to Grover's Martial Band. Contingent Expense Com.

By Ald. Buell—Bills of St. Mary's Hospital and McRoden & Moran. Poor Com.

By Ald. Spencer—Bills of William Mudgett, Ernst & Seifried and Curtis, Butts & Co. Police Com.

By Ald. Palmer—Communication from the tax-payers on East street. Table. Petition for Kent street improvement. Improvement Committee.

REPORTS.

Ald. Buell presented the following:
 REPORT UPON THE CLAIM OF THE COMMERCIAL BANK.

To the Hon. the Common Council of the city of Rochester:

The Law and Finance Committees to whom the matter of the claim of the Commercial Bank against the city, for the repayment of certain sums received by the city for taxes, &c., would respectfully report: That having heard the statements and proofs presented on the part of the Bank, and having duly considered the subject, the Committee have come to the conclusion that it is at least a doubtful question whether the Common Council have any right to comply with the demands of the Bank without a judicial determination. That inasmuch as a suit is pending in which such a determination may in a short time be had, and at no great augmentation of the costs already incurred, it would be better and more satisfactory both to the Common Council and to the citizens to await and abide by the decision of the Court. That the decision of the existing suit of the Commercial Bank against the city will settle the whole question, and if adverse to the city, will of course be ample authority to the Common Council for at once arranging all similar claims. All of which is most respectfully submitted.

E. N. BUELL,
 DAN'L WARNER,
 P. M. BROMLEY.

February 9, 1864.
 On motion of Ald. Buell accepted and adopted. Ald. Fish from the Street Committee reported in favor of the Bill of J. D. Quinn. Finance Committee.

Ald. Spencer from the Police Committee reported in favor of the bills of W. Mudgett, Ernst & Seifried, and Curtis Butts, & Co. Finance Committee.

Ald. Warren, from the Contingent Expense Committee, reported in favor of the bills of S. B. Raymond, A. B. Hall, and Holmes & Fairchild.—Finance Committee.

Ald. Hoffman, from the Fire Department Committee, reported in favor of the Salaries of the Engineers and Drivers of Steamers.

COMMUNICATIONS FROM CITY OFFICERS.
 His Honor the Mayor sent in the following COMMUNICATION RELATING TO THE GENESSEE OIL WORKS:
 ROCHESTER, Feb. 9, 1864.

To the Honorable the Common Council:
 GENTLEMEN:—Numerous citizens, owners of

property adjacent to, and residents in the vicinity of the Works of the Genesee Oil Company, in this city, have recently called upon me with grave complaints in regard to those Works.

It is affirmed that their proximity has greatly decreased the value of their homesteads, and that the noxious gases generated there permeate their dwellings and cellars, rendering unpalatable and useless their family provisions, and also being a great source of ill health to them. Their grievances demand redress, and finding no adequate authority in our charter or penal ordinances, the subject is presented for your consideration, and it is hoped a speedy remedy may be found inuring to the mutual benefit of all parties concerned.

Respectfully,
N. C. BRADSTREET, Mayor.

On motion of Ald. Buell, referred to the Grievance Committee.

The Overseer of the Poor sent in the following report for the month of January :

Whole amount expended,.....\$2,099 42
Less for County and towns..... 456 87

\$1,642 55

Number of families assisted, 657.—Filed.

Ald. Spencer presented the report of the Police Justice for January.

Amount of fines, &c., collected,....\$737 00

The Treasurer sent in the following :

MONTHLY REPORT OF THE CONDITION OF THE PRINCIPAL FUNDS BALANCE ON THE MORNING OF FEBRUARY 8, 1864.

| | Cr. Balance. |
|--------------------------------|--------------|
| Contingent Fund..... | \$ 3,849 54 |
| Fire Department..... | 2,882 85 |
| Highway Fund..... | 1,636 77 |
| Lamp Fund..... | 7,068 96 |
| Poor Fund..... | 2,137 34 |
| Police Fund..... | 1,771 51 |
| Park Fund..... | 33 |
| Board of Health..... | 346 34 |
| Sewer Repair Fund..... | 319 83 |
| Lycell street Repair Fund..... | 47 00 |
| Monroe street..... | 21 42 |
| North street..... | 6 74 |
| N. St. Paul st..... | 38 97 |
| Mt. Hope Avenue..... | 54 69 |
| Plymouth Av..... | 15 |
| West Avenue..... | 167 72 |
| Lake Avenue..... | 113 69 |
| East Avenue..... | 206 50 |

C. T. AMSDEN, Treasurer.

Subscribed and sworn to before me this 15th day of January, 1864.

H. P. LANGWORTHY,
Commissioner of Deeds.

ORDINANCES.

OPENING HANOVER STREET.

By Ald. O'Maley—Resolved, That the City Surveyor ascertain and report to this Board the expense of the opening of Hanover street from Kelly street to Bardwell street. Adopted.

The Surveyor submitted such estimate at \$3,000 00.

By Ald. O'Maley—Resolved, That the following improvement is expedient, viz: The opening of Hanover st. from Kelly st. to Bardwell st. and the following described territory is deemed necessary to be taken for such improvement, namely:

Beginning at a point in the north line of Kelly st. 40 feet east of the south east corner of lot No. 140 in the Nash Tract; thence northerly to the south-west corner of lot No. 43 in the A. G. Smith Tract; thence northerly to the south line of Bardwell st. at its intersection with the east line of lot No. 25 in the A. G. Smith Tract; thence westerly along the south line of Bardwell st. to a point 50 feet at right angles with said east line of Hanover st.; thence southerly on a line parallel and 50 feet distant therefrom to the north line of Baden st.; thence to the south-east corner of said lot no. 140; thence easterly along the north line of Kelly st. to the place of beginning.

And Whereas, The City Surveyor, under the direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$3,000, which estimate is hereby approved;

Resolved, further, That the following portion of said city is deemed benefitted and proper to be assessed for the whole expense thereof, namely:

"One tier of lots on each side of Hanover st. from Kelly st. to Bardwell st."

And the Clerk is hereby directed to publish notice in pursuance of section 163 of the City Charter, that all persons interested in the subject matter of said improvement, are required to attend the Common Council on Tuesday evening, Feb. the 23d, 1864, at half-past 7 o'clock, at the Common Council Hall, when allegations will be heard. Adopted.

By Ald. O'Maley—Resolved, That the City Surveyor is hereby instructed to confer with the owners of the land proposed to be taken for the opening of Hanover st. and ascertain upon what terms, if any, such land can be purchased, and report to this Board at its next regular meeting. Adopted.

REYNOLDS STREET WALKS.

By Ald. Warner—Resolved, That the City Surveyor ascertain and report to this Board the expense of constructing a plank side walk 5 feet 4 inches wide on both sides of Reynolds street from Troup street to Clifton street.

The Surveyor submitted such estimate at \$200.
By Ald. Warner—Resolved, That the following improvement is expedient, viz: The construction of a plank side walk 5 feet 4 inches wide on both sides of Reynolds street from Troup street to Clifton street.

And Whereas, The City Surveyor, under the direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$200, which estimate is hereby approved.

Resolved, further, That the following portion of said city is deemed benefitted and proper to be assessed for the whole expense thereof, namely:

"One tier of lots on each side of Reynolds street from Troup street to Clifton's street."

And the Clerk is hereby directed to publish notice in pursuance of section 163 of the City Charter, that all persons interested in the subject matter of said improvement, are required to attend the Common Council on Tuesday evening, Feb. the 23d, 1864, at half-past 7 o'clock, at the Common Council Hall, when allegations will be heard. Adopted.

FENCE ON BROWN STREET.

By Ald. Fish—Resolved, That the City Surveyor ascertain and report to this Board the expense of constructing a fence on lots No. 1 and 2 on the south side of Brown street and west side of Warehouse street. Adopted.

The Surveyor submitted such estimate at \$20,00.

By Ald. Fish—Resolved, That the following improvement is expedient, viz: Constructing a fence on lots No. 1 and 2 on the south side of Brown street and west side of Warehouse street.

And Whereas, The City Surveyor, under the direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$20,00, which estimate is hereby approved.

Resolved, further, That the following portion of said city is deemed benefitted and proper to be assessed for the whole expense thereof, viz:

"Lots No. 1 and 2 on the south side of Brown street and west side of Warehouse street."

And the Clerk is hereby directed to publish notice in pursuance of section 163 of the City Charter, that all persons interested in the subject matter of said improvement, are required to attend the Common Council on Tuesday evening, February the 23d, 1864, at half-past 7 o'clock, at the Common Council Hall, when allegations will be heard. Adopted.

PLATT ST. WALK.

Ald. Upton presented the final ordinance for repairing the walk on the south side of Platt st., between State and Mill sts., and moved the indefinite postponement of the same.

Motion adopted.

Ald. Upton presented the final ordinance for constructing a fence on the south line of lot No. 156 West Avenue, and moved that the further consideration of the same be postponed until the next meeting, Feb. 23d.

Motion adopted.

ASSESSMENTS.

The City Attorney presented the assessment roll (being a reassessment) for Hand st. improvement, and reported that it was legal to make a reassessment.

Ald. O'Maley moved that said roll be referred back to the assessors for correction.

Motion adopted.

Ald. Upton presented the assessment roll for improving Cady st. from Olean st. to the west line of the Greig Tract, and after an opportunity had been given for appeals to be heard, said roll was confirmed by the following vote:

| | |
|--|-------------|
| Received from the City Treasurer for annual tax for the year 1863..... | 12,320 00 |
| Received for interest on securities and deposits..... | 1,065 12 |
| | \$51,773 58 |
| Paid 20 City Bonds of \$1000 each..... | \$30,000 00 |
| Paid exchange on draft..... | 160 00 |
| | 20,100 00 |
| Present amount of City Sinking Fund..... | \$31,673 58 |
| Consists of the following assets, viz: | |
| Bonds and mortgages..... | \$ 7,000 00 |
| Tax sale certificates..... | 809 23 |
| J. B. Robertson Compt. for discovered errors..... | 397 00 |
| Cash on deposit in Rochester Savings Bank..... | 12,160 40 |
| Cash on deposit in Monroe County Savings Bank..... | 11,806 95 |
| | \$31,673 58 |

MOUNT HOPE CEMETERY FUND.

| | |
|--|-------------|
| Total amount of cash and securities belonging to said fund at date of last Annual Report, Feb. 3d, 1863..... | \$ 5,175 91 |
| Cash receipts during the year as detailed in the report of superintendent..... | 9,562 93 |
| | \$14,738 84 |
| Cash disbursed during the year as per same report..... | 4,307 04 |
| Present amount of Cemetery Fund..... | \$10,431 80 |
| Consisting of the following assets, viz: | |
| Cash deposited in Monroe County Savings Bank..... | \$5,386 42 |
| Cash deposited in Rochester Savings Bank..... | 5,045 38 |
| | \$10,431 80 |

J. E. PIERPONT,
City Comptroller.

Rochester, Feb. 9th, 1864.
Filed.

Ald. Buell presented the following:
ANNUAL REPORT OF THE SUPERINTENDENTS OF MOUNT HOPE.

To the Honorable the Mayor and Common Council of the City of Rochester:

The Superintendents of Mount Hope Cemetery respectfully submit the following as their Annual Report:

MOUNT HOPE CEMETERY FUND.

| | |
|--|-------------|
| Total amount of said Fund at date of last Annual Report, February 3, 1863..... | \$5,175 91 |
| Received for burial lots sold during the year..... | 6,746 25 |
| " digging graves..... | 1,016 25 |
| " improving and dressing lots..... | 911 06 |
| " removals..... | 128 00 |
| " vault tees..... | 193 25 |
| " materials sold..... | 85 55 |
| " house rent..... | 93 00 |
| " interest on securities and deposits..... | 883 57 |
| | \$14,738 84 |
| Paid for labor during the year..... | \$2,522 10 |
| " tools and repairs..... | 185 94 |
| " materials purchased..... | 294 12 |
| " keeper's salary..... | 725 00 |
| " horsekeeping and shoeing..... | 141 81 |
| " surveying and maps..... | 111 00 |
| " chapel furniture..... | 196 87 |
| " insurance of dwellings..... | 13 80 |
| " repairs on..... | 150 00 |
| " check book for use of Com-missioners..... | 6 25 |
| Paid for hack hire and livery..... | 10 75 |
| | \$4,307 04 |
| Present amount of Cemetery Fund..... | \$10,431 80 |
| Consisting of the following assets, viz: | |
| Cash deposited in Monroe County Savings Bank..... | \$5,386 42 |
| Cash deposited in Rochester Savings Bank..... | 5,045 38 |
| | \$10,431 80 |

Rochester, Feb. 9, 1864.
H. STILWELL,
WM. BREWSTER,
J. E. PIERPONT,
Superintendents of Mt. Hope Cemetery.
Filed.

COMMUNICATION FROM THE CITY SEALER.
To the Common Council:

GENTLEMEN—In pursuance of section 4 of the penal ordinance relating to weights and measures, I would report that I have twice examined

the weights and measures of Isaac Eichman and have found them incorrect. The circumstances are such that I would recommend the City Attorney to prosecute said Eichman for a violation of the statute.

Yours, &c.,
JOHN BECKER,
City Sealer.

ORDINANCES.

BUILDING A FENCE ON WEST AVENUE.
On motion of Ald. Cram the Board proceeded to hear allegations in relation to the improvement described in the ordinance below:

No person appearing to make allegations,
Ald. Cram submitted the following:
An Ordinance to build a fence on the south line of lot No. 156 on West Avenue.

The Common Council of the City of Rochester do ordain and determine as follows: A fence shall be built on the south line of lot No. 156 on West Avenue, near Wentworth street.

Expense shall be defrayed by an assessment upon the owners and occupants of houses and lands to be benefited thereby, and the City Surveyor, under the direction of this Board, having made an estimate of such expense, and reported the same at \$25.00, which estimate was and is hereby approved: the sum of \$25.00, being the whole amount of the estimate aforesaid, shall be assessed upon such owners and occupants. And the portion of said city which said Common Council deem will be benefited by said improvement is described as follows:

Lot No. 156 West Avenue, near Wentworth street, on which above described portion of the city the said sum of \$25.00 is hereby ordered to be assessed.

And David McKay, Jared Coleman, and Francis Dana, the assessors of said city not interested in any of the property so benefited, and not of kin to any person so interested, are hereby designated and directed to make an assessment upon all the owners and occupants of lands and houses within the portion or part of said city so designated, of the said amount of expense, in proportion, as nearly as may be, to the advantage which each shall be deemed to acquire by the making of said improvement; and said assessors are hereby notified to meet for this purpose, on Saturday, the 27th day of February, 1864, at nine o'clock in the forenoon, at the office of the City Clerk.

Passed by the following vote:
All ayes—19.

REPAIRING CLIFF ST. WALKS.

By Ald. Cram—Resolved, That the City Surveyor ascertain and report to this Board the expense of repairing the plank sidewalk on the south side of Cliff street, from State street to the west line of lot B. Adopted.

The Surveyor submitted such estimate at \$55.00.
By Ald. Cram—Resolved, That the following improvement is expedient, viz: repairing the plank sidewalk on the south side of Cliff street, from State street to the west line of lot B.

And Wares. The City Surveyor, under the direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$53, which estimate is hereby approved.

Resolved, further, That the following portion of said city is deemed benefited and proper to be assessed for the whole expense thereof, namely:

"One tier of lots on the south side of Cliff street, from State street to the west line of lot B."

And the Clerk is hereby directed to publish notice in pursuance of section 165 of the City Charter, that all persons interested in the subject matter of said improvement, are required to attend the Common Council on Tuesday evening, Maron the 8th, 1864, at half-past seven o'clock, at the Common Council Hall, when allegations will be heard. Adopted.

HANOVER STREET OPENING.

Ald. Palmer presented the ordinance for opening Hanover street, from Kelly street to Bardwell street, and moved that the further consideration of the same be postponed until the next regular meeting, March 8th.
Motion adopted.

Ald. Palmer presented the following:
REPORT OF THE CITY SURVEYOR.

To the Hon. the Common Council of the city of Rochester:

In compliance with your instructions in relation to the opening of Hanover street, I ask leave to report that I am unable to negotiate with the owners of the lands required for that purpose.
DANIEL RICHMOND,
City Surveyor.

Ald. Warner presented the final ordinance for walks on Reynolds street, from Troup street to Clifton street, and moved that the same be indefinitely postponed.

Motion adopted.

On motion of Ald. Fish the final ordinance for constructing a fence on Brown and Warehouse streets was indefinitely postponed.

ASSESSMENTS.

Ald. Warner presented the re-assessment roll for Hanover street improvement accompanied by the following:

REPORT OF ASSESSORS.

To the Hon. Common Council:

The undersigned beg leave to report to your honorable body that the re-assessment of Hand street was in strict accordance with the estimate made upon each section of the street by the City Surveyor, and we therefore return the same to you without alteration.

Respectfully, &c.,

J. COLEMAN, }
D. MCKAY, } Assessors.
F. DANA, }

Ald. Warner now moved that the next regular meeting, March 8th, be fixed, when appeals from said roll will be heard.

Motion adopted.

Ald. Cram presented the assessment roll for the continuation of Reynolds street from Hunter street to Seward street, and moved that the further consideration of the same be postponed until the next regular meeting, March 8th.

Motion adopted.

EXECUTIVE.

To the Honorable the Members of the Common Council of the City of Rochester:

GENTLEMEN—The undersigned hereby respectfully tenders his resignation of the office of Inspector of Elections for the 13th Ward of the city of Rochester and asks the acceptance of the same.

Yours truly, MAURITZ BLEUEL.

On motion of Ald. Hoffman accepted.

On motion of Ald. Upton the Board proceeded to ballot for an Inspector of Elections for the 13th Ward, when William Sheppard received 18 votes and was declared appointed.

MISCELLANEOUS.

By Ald. Hebing—Resolved, That George Watson have leave to erect a wooden dwelling house on lot No. 88 West street under the direction of the Fire Marshal. Adopted.

By Ald. Flynn—Resolved, That the Lamp Committee are hereby directed to erect gas lamps in the following places, viz: Two adjacent to Jay Street Bridge; one adjacent to Smith Street Bridge; two adjacent to Plymouth Avenue Bridge; and one on Lake Avenue. Adopted.

By Ald. Flynn—Resolved, That the Lamp Committee are hereby authorized and directed to contract for one hundred street lamps and posts. Adopted.

By Ald. Sidler—Resolved, That A. L. Morris have a market license to sell meat at No. 39 Front street from this date to the 1st day of July, 1865, free of charge, in consideration of giving possession of the south wing of Centre Market for the use of the Fire Department. Adopted.

February 23d, 1864.

By Ald. Palmer—Resolved, That the Treas-

urer receive 2 per cent on the amount of their respective assessments in full from all persons who have built their own lateral sewers in Buffalo street. Adopted.

By Ald. Palmer—Resolved, That the City Surveyor is hereby directed to make a map of Hanover st. opening, to be filed in the City Clerk's office, showing on such map the lots and parcels of land which are deemed necessary to be taken, and the commencement and termination of the street to be laid out. Adopted.

By Ald. Warner—Resolved, That the Improvement Committee be directed to enter into contract with Norman Aylesworth for the improvement of Cady st. Adopted.

By Ald. Warner—Resolved, That the City Treasurer receive from H. N. Curtis \$1,273,33, and from the remaining property owners taxed for Buffalo and Main sts. sidewalk 3 1/2 per cent in full for their assessment therefor. Adopted.

By Ald. Warner—Resolved, That the City Treasurer credit Michael Daily and John Meyer each \$15.84 on their assessment for Munger st. plankwalk, they having built the walk in front of their premises. Adopted.

By Ald. Fish—Resolved, That the Street Committee be and they are hereby directed to take the necessary steps to close up Buell Avenue. Adopted.

By Ald. Fish—Resolved, That the Street Superintendent be and he is hereby directed to cause all obstructions to be removed from Mill st. Adopted.

By Ald. Fish—Resolved, That the Lamp Committee are hereby authorized to distribute and set the 100 street lamps ordered this evening wherever they may think best. Adopted.

Ald. H. G. Moore presented the petition of Glover's Martial Band asking for an appropriation of \$200 to buy a uniform, and after the same had been read offered the following:

By Ald. H. G. Moore—Resolved, that for the purpose of carrying out the object of the foregoing petition the Common Council hereby recommend that the Relief Committee appropriate \$200 of the fund under their charge to enable the Rochester City Martial Band to procure a uniform.

Ald. Cram moved to amend by making it payable out of the Lamp fund.

Ald. Flynn moved that it be paid out of the Highway fund.

Ald. Buell moved its indefinite postponement.

On motion of Ald. Fish laid upon the table.

By Ald. Upton—Whereas, It has been rumored that the Indigent Relief Committee have appropriated a part of the Relief fund for Indigent families to paying persons for looking up the families of soldiers.

Therefore—Resolved, That the said Relief Committee be requested to report complete to this Board, at its next meeting, all sums paid by said Committee, to whom paid, and for what purpose; and also that said Committee be requested to pay no more money for looking up families of soldiers. Lost.

By Ald. Buell—Resolved, That the Treasurer charge Erroneous Assessment and credit South Fitzhugh street Improvement \$16.25, being the amount assessed Harvey Montgomery for an alley belonging to the City of Rochester. Table.

By Ald. Warren—Resolved, That the City

Treasurer charge the Contingent Fund \$33.82, the same being for monies taken by the Sheriff of Monroe County on the 24th day of January last, from the cash drawer of the Treasurer to satisfy an execution against the City of Rochester, in favor of John W. Phillips.

On motion of Ald. Fish, laid upon the table.

By Ald. Warren—Resolved, That the Treasurer pay G. W. Allen sixteen dollars and eighty-two cents, and charge Erroneous Assessments, being for military exemptions for the years 1862 and 1863, he not having been allowed the same. Adopted.

By Ald. Darrow—Resolved, That a Committee of five be appointed to take into consideration the subject matter of the Mayor's communication in regard to an Arsenal, and report at the next regular meeting. Adopted.

The President appointed as such Committee, Aldermen Darrow, Ernst, Darling, Warren and Mordoff.

By Ald. Buell—Resolved, That the City Treasurer is hereby directed to make the city's note for \$3,000, dated February 24, 1864, payable six months after date, and get the same discounted, and deposit the proceeds in the Monroe County Bank, to the credit of the fund for the redemption of the fractional checks issued by the city, and charge the discount to the Fractional Check Expense Account. Adopted.

By Ald. Buell—Resolved, That the City Property Committee be authorized to cause the military property belonging to the State of New York, for which the city has given bonds for safe keeping and return, to be insured against loss or damage by fire, for such an amount as shall indemnify the city. Adopted.

Ald. Cram presented the following:

AN ACT in relation to the Police Department of the City of Rochester.

The People of the State of New York, represented in Senate and Assembly, do enact as follows:

§ 1. Four persons, viz: Patrick Barry, Henry S. Hebard, Henry L. Fish, and E. N. Buell, are hereby constituted and appointed Commissioners of Police in and for the City of Rochester, the said Commissioners to hold their offices until the same shall become vacated by death, resignation or removal.

§ 2. In case of any vacancy in the office of Commissioners of Police, the same shall be filled by appointment by the Governor of the State, subject to confirmation by the Senate; and the Governor, upon charges being preferred, shall have power to remove any Commissioner, provided always that two of the said Commissioners shall be selected from each of the prominent political parties.

§ 3. The said Commissioners of Police shall have power to appoint and remove the Police of said city, and shall designate one who shall be Chief, and shall have the general control and management of the Police.

§ 4. The said Commissioners of Police shall perform the duties of said office without any compensation, reward or salary from said city.

§ 5. The compensation to be paid to the said Policemen shall be fixed and determined by the Commissioners of Police, and the bills and expenses of the Police Department, as audited by the said Commissioners to be paid by the city, provided that said bills and expenses shall not in each year exceed the amount of the fund appropriated by law to the maintenance of the Police Department.

§ 6. All acts or parts of acts inconsistent with this act are hereby repealed.

§ 7. This act shall take effect immediately.

Ald. Flynn moved that the act be laid upon the table until the next regular meeting.

Motion lost.

Ald. Buell moved that it is the sense of this board that it is expedient to request the Legislature to pass the above act. Adopted.

By Ald. Cram—Resolved, That the Common Council recommend to the Legislature the passage of bill appointing Police Commissioners for the City of Rochester, and that the bill presented to this meeting and read is such as the Common Council approve, and that the City Attorney be directed to proceed to Albany and confer with and request our Member of Assembly and Senator to urge the speedy passage of said bill.

Adopted unanimously.

Ald. Cram submitted the following:

AN ACT in relation to the Fire Department of the City of Rochester.

The People of the State of New York, represented in Senate and Assembly, do enact as follows:

§ 1. Four persons, viz: Geo. W. Parsons, Pliny M. Bromley, Benjamin M. Baker, and Amon Bronson, are hereby constituted and appointed Commissioners of the Fire Department of the City of Rochester; and the said Commissioners shall continue to hold their offices until the same shall become vacated by death, resignation or removal.

§ 2. The said Commissioners shall have the entire control and management of the Fire Department of said City, and shall appoint and employ and have power to remove or discharge all engineers, firemen, drivers, and all other employees engaged in performing any of the duties connected with the Fire Department of said City. They shall have the general direction and management of all matters pertaining to the keeping, repairing and running of the engines, hook and ladder trucks, hose carts, &c.; and of the purchase of all necessary material connected with the running of the Fire Department.

§ 3. In case a vacancy shall occur in the office of Commissioner of the Fire Department, the Governor shall, subject to the approval of the Senate, have power to fill the vacancy, provided always that two of the said Commissioners shall be selected from each of the prominent political parties.

§ 4. The said Commissioners shall perform their duties of said office without any compensation reward or salary from said city.

§ 5. The compensation to be paid to all the employee's of the Fire department shall be regulated and arranged by the Commissioners, and all bills and expenses as audited by the said Commissioners shall be paid by said city, provided that said bills and expenses shall not in each year exceed the amount of the fund appropriated by law to the maintenance of the Fire Department.

§ 6. All acts or parts of acts inconsistent with this act are hereby repealed.

§ 7. This act shall take effect immediately.

Ald. Cram now offered the following.

Resolved, That the Common Council recommend to the Legislature the passage of a bill appointing Commissioners of the Fire department of the City of Rochester and that the foregoing bill is such as the Common Council approve, and

that the City Attorney be directed to proceed to Albany and confer with and request our Member of Assembly and Senator to urge the speedy passage of said bill.

Adopted unanimously.

FINANCE BUDGET.

By Ald. Buell—Resolved, That the Treasurer pay as follows:

CONTINGENT FUND.

| | |
|---|----------|
| F. Lockhart, watching City Hall 2 months..... | \$ 50 00 |
| W. F. James, insurance on City Hall..... | 62 50 |
| Edward Gray, repairs to Mayor's office..... | 49 42 |
| Wm. Bacon, storage..... | 6 00 |
| Sam'l. Aldridge, torice for City Hall..... | 20 00 |

And charge Contingent Fund.

| | |
|------------------------|--------|
| T. Weed Whittlesy..... | 100 00 |
| Frank Bioson..... | 50 00 |

And charge Fractional Check Expense Acct.

| | |
|-------------------------------------|-------|
| Steele & Avery, for stationery..... | 21 92 |
|-------------------------------------|-------|

And charge Police Fund.

HIGHWAY FUND.

| | |
|---|--------|
| J. D. Quinn, City supt., disbursements..... | 320 00 |
| G. W. Fisher, for paper..... | 11 03 |
| Curtis, Burtis & Co., printing..... | 13 00 |
| Ernst & Seiler's bill..... | 21 64 |

And charge Highway Fund.

| | |
|--|-------|
| Wm. Carroll, for repairs of North St. Paul st..... | 39 00 |
|--|-------|

And charge North St. Paul street Repair Fund.

LAMP FUND.

| | |
|---|--------|
| Alanson Curtis, lighting and extinguishing lamps..... | 18 25 |
| C. Flynn..... | 17 00 |
| Roch. Gas Light Co., for lighting street lamps.... | 462 60 |

And charge Lamp Fund.

POOR FUND.

| | |
|---------------------------------------|----------|
| J. Cline, bill for disbursements..... | 83 89 |
| St. Mary's Hospital..... | 1,955 70 |

And charge Poor Fund.

BOARD OF HEALTH FUND.

| | |
|---|--------|
| H. H. Langworthy, Health Officer, quar's sal'y..... | 125 00 |
| Charles Buras, services as Health Inspector..... | 18 00 |
| Geo. Mosher, " " " "..... | 36 00 |
| A. Green, " " " "..... | 13 00 |
| " " disbursements..... | 11 00 |
| Geo. Mosher, to pay for small-pox wagon..... | 43 50 |
| Frank Van Dorn, for signs..... | 1 50 |

And charge Board of Health Fund.

Adopted—all ays.

By Ald Hebing—Resolved, That the Street Committee is hereby instructed to introduce an ordinance at the next regular meeting for the repairs of walks on Holley and Cayuga streets.

Adopted

Adjourned.

C. N. SIMMONS,
City Clerk.

In Common Council, March 4th, 1864.

SPECIAL MEETING.

Present—Ald. Spencer, Cram, Darling, Quinn, Buell, Darrow, Warren, Hoffman, O'Maley, Upton, Fish, Palmer, Chapman, Hebing, McQuarters.

Absent—Ald. D. D. T. Moore, Bromley, H. G. Moore, Warner, Mordoff, Ernst, Sidler, Flynn.

On motion of Ald. Warren Ald. Darling was called to the chair.

Ald. Cram, from the Committee on Charter Amendments, stated the object of the meeting to be to make some changes in the bills relating to Police and Fire Commissioners; that the Attorney had made such changes as the committee had recommended, and requested the Attorney to read the act.

The Attorney read the bills prepared as follows:

An Act in relation to the Police Department of the City of Rochester.

The People of the State of New York, represented in Senate and Assembly, do enact as follows:

§ 1. Four persons, viz: Henry S. Hebard, Patrick Barry, E. N. Buell and Henry L. Fish, are hereby constituted and appointed Commissioners of Police in and for the city of Rochester. The said Commissioners shall hold their offices as follows: Mr. —, for the term of one year, from the passage of this act; Mr. —, for the term of two years; Mr. —, for the term of three years; and Mr. —, for the term of four years from the passage of this act. And the term for which Commissioners hereafter to be appointed, shall be appointed, to be for four years, except appointments to fill vacancies for unexpired terms, shall be for such unexpired term of the Commissioner whose office has been vacated.

§ 2. In case of any vacancy in the office of Commissioners of Police, the same shall be filled by appointment by the Governor of the State, subject to confirmation by the Senate, and provided always that two of the said Commissioners shall be selected from each of the prominent political parties; and the Governor, upon charges being preferred, shall have power to remove any Commissioner.

§ 3. The said Commissioners shall have the power to appoint and remove the Police of said city, and shall designate one who shall be Chief and shall have the general control and management of the Police Department, but the Police shall obey the orders of the Mayor, Aldermen, and of the Police Justice, or any one legally acting as such in said city in enforcing the laws of the State and the ordinances of the city. And the Mayor, in case of disobedience or other misconduct of any Policeman, shall have power to suspend such Policeman, and shall, within three days, present any such case of suspension, and the causes and proof concerning the same to the Commissioners of Police, who shall determine such cases as they shall deem proper.

§ 4. The said Commissioners of Police shall perform the duties of said office without any compensation, reward or salary from said city.

§ 5. The compensation to be paid to the said Policemen shall be fixed and determined by the Commissioners of Police, and the bills and expenses of the Police Department, as audited by the said Commissioners, shall be paid by the city, provided that said bills and expenses shall not in each year exceed the amount of the fund appropriated by law to the maintenance of the Police Department.

§ 6. No person, while he shall be Commissioner of Police, shall be eligible to or shall hold the office of Mayor of said city.

§ 7. All acts or parts of acts inconsistent with this act are hereby repealed.

§ 8. This act shall take effect immediately.

An Act in relation to the Fire Department of the City of Rochester.

The people of the State of New York, represented in Senate and Assembly, do enact as follows:

§ 1. Four persons, viz: George W. Parsons, Pliny M. Bromley, Benjamin M. Baker, and Amon Bronson, are hereby constituted and appointed Commissioners of the Fire Department in and for the City of Rochester. And the said Commissioners shall hold their offices as fol-

lows: Mr. ——— for the term of one year; Mr. ——— for the term of two years; Mr. ——— for the term of three years; Mr. ——— for the term of four years from the passage of this act. And the term for which Commissioners, hereafter to be appointed, to be for four years, except appointments to fill vacancies for unexpired terms, shall be for such unexpired term of the Commissioner, whose office has been vacated.

§ 2. The said Commissioners shall have the entire control and management of the Fire Department of said City, and shall appoint and employ and have power to remove or discharge all engineers, firemen, drivers, and all other employees engaged in performing any of the duties connected with the Fire Department of said City. They shall have the general direction and management of all matters pertaining to the keeping, repairing and running of the engines, hook and ladder trucks, hose carts, &c.; and of the purchase of all necessary material connected with the running of the Fire Department.

§ 3. In case a vacancy shall occur in the office of Commissioner of the Fire Department, the Governor shall, subject to the approval of the senate, have power to fill the vacancy, provided always that two of the said Commissioners shall be selected from each of the prominent political parties. And the Governor, upon charges being preferred, shall have power to remove any Commissioner.

§ 4. The said Commissioners shall perform their duties of said office without any compensation, reward or salary, from said City.

§ 5. The compensation to be paid to all the employes of the Fire Department shall be regulated and arranged by the Commissioners, and all bills and expenses as audited by the said Commissioners shall be paid by said City, provided that said bills and expenses shall not in each year exceed the amount of the fund appropriated by law to the maintenance of the Fire Department.

§ 6. No person, while he shall be Commissioner of the Fire Department, shall be eligible to or shall hold the office of Mayor of said City.

§ 7. All acts, or parts of acts, inconsistent with this act are hereby repealed.

§ 8. This act shall take effect immediately. Ald. Cram moved that the Board approve of the bills as read.

Ald. Quinn moved that the whole subject be laid upon the table until the next regular meeting.

Motion lost.

Ald. O'Maley moved to amend so as to make all City officers ineligible for the office of Commissioner.

Motion lost.

Ald. Cram's motion to approve the bills as read was now unanimously adopted.

By Ald. Buell—Resolved, That the Committee on Charter amendments be authorized to designate which of the Police Commissioner named in the Police bill shall serve for 1, 2, 3, & 4 years. Adopted.

By Ald. Fish—Resolved, That the Clerk is hereby directed to transmit a copy of the bills as approved to the Hon. John M'Convill, with the request of the Board that he use his influence to obtain their speedy passage. Adopted.

By Ald. Spencer—Resolved, That the Treasurer pay as follows:

| POLICE FUND. | |
|-----------------------------------|----------|
| Peter E. Sheridan, 1 month..... | \$ 50 00 |
| Addy W Vans yck, do | 50 00 |
| E. E. Williams, do | 50 00 |
| Wm. J. Rogers, do | 50 00 |
| Patrick Holeran, 22 days | 56 67 |
| Richard L. Swift, 1 month | 50 00 |
| W. H. Harvey, do | 50 00 |
| Alex. M'Lean, do | 50 00 |
| Peter Yost, do | 50 00 |
| Ulrich Schmoker, do | 50 00 |
| Monroe Greco, do | 50 00 |
| Wm. H. Noyes, do | 50 00 |
| Charles Young, do | 50 00 |
| Edward Scuooley, do | 50 00 |
| John Purcell, do | 50 00 |
| Michael Hyland, do | 50 00 |
| Jacob Frank, do | 50 00 |
| Samuel Brown, do | 50 00 |
| Michael Tierney, 22 days | 56 67 |
| Patrick Rooney, do | 56 67 |
| Wm. Rogers, 1 month | 50 00 |
| John Barry, do | 50 00 |
| Michael Wolf, do | 50 00 |
| John Flaherty, 22 days | 56 67 |
| Charles T. Squ res, 1 month | 50 00 |
| F. F. Marzluff, do | 50 00 |
| John Cullen, 2/3 pay do | 25 00 |
| Michael Flynn, 3 days | 13 33 |
| D. O'Reagan, 5 days | 8 30 |
| Thomas Hurley, 3 days | 4 98 |
| Andrew Donaldson, 3 days | 4 98 |

Adopted.

Adjourned. C. N. SIMMONS, Clerk.

In Common Council, March 8, 1864.

REGULAR MEETING.

Present—Aldermen Spencer, Darling, Quinn, Buell, Warren, Hoffman, O'Maley, Fish, Warner, Palmer, Ernst, Sidler, and Flynn.

Absent—Aldermen Cram, D. D. T. Moore, Darrow, Bromley, H. G. Moore, Upton, Mor-doff, Chapman, Hebing, and McQuatters.

Ald. Warner moved that the minutes of last meeting be approved as published.

Ald. Quinn moved that the minutes be corrected by entering at large the vote on approving the following:

"§ 6. No person, while he shall be Commissioner of Police, shall be eligible to or shall hold the office of Mayor of said City."

The vote on the motion to approve the above was as follows:

Yeas—Ald. Spencer, Cram, Buell, Darrow, Warren, Hoffman, O'Maley, Fish, and Palmer. 9.

Nays—Ald. Darling, Quinn, Upton, Chapman, Hebing, and McQuatters. 6.

The motion of Ald. Quinn to correct the minutes was adopted.

The minutes as thus corrected was approved.

PETITIONS AND CLAIMS.

By Ald. Fish—Bills of Erust & Siefried, E. Darrow & Bro., Wm. Hollister & Co., and J. D. Quinn—Street Committee.

By Ald. Warren—Bills of G. W. Miller, John Mayer, and Rochester Gas Co.,—Contingent Expense Committee. Petition of Jas. Critchell and others for a plank walk on Cole st.,—Improvement Committee.

By Ald. Spencer—Bills of Rochester Gas Light Co., Chief of Police and Police—Police Committee.

By Ald. Flynn—Petitions of B. M. Baker and Acer, Dougherty & Co.,—Committee on Wood Buildings. Bills of O. Bennett and S. B. Dewey, Jr.,—Lamp Committee.

By Ald. O'Maley—Petition for a walk on Hamburg st.—Improvement Committee.

REPORTS.

Ald. Hoffman from the Fire Department Committee submitted the following report:

Mr. Chairman and Gentlemen of the Common Council:

Your Committee, to whom was referred the petition of Wm. Sidey and others for the construction of a suitable box under the track of the New York Central Railroad on North Clinton street, for the purpose of running the hose under said track, to be used in case of fire on the north side of said road, would respectfully report that on consultation with Mr. Lapham, the Department Superintendent of that section of the road, Mr. Lapham informed your Committee that he would cause such box to be placed under said track, at that point, as well as under the track at Jomer and St. Joseph streets. All of which they would most respectfully submit.

J. HOFFMAN,
March 7, 1864. Committee on Fire Dept.
Ald. Flynn, from the Committee on Wood buildings, reported in favor of the petitions of B. M. Baker and Acer, Dougherty & Co.

Ald. Flynn, from the Laup Committee, reported in favor of the bills of O. Bennett and S. B. Deacy.

Ald. Daring presented the following report of Overseer of the Poor for the month of February:

Whole amount expended,.....\$2,457 44
Less for County and Towns..... 476 83

\$1,980 61

Number of families relieved.....675
Ald. Spencer presented the report of the Police Justice for the month of February:

Amount collected.....\$603

MONTHLY REPORT OF THE CONDITION OF THE PRINCIPAL FUNDS BALANCE ON THE MORNING OF MARCH 7, 1864.

| | Cr. Balance. |
|---|--------------|
| Contingent Fund..... | \$ 4,328 43 |
| Fire Department..... | 1,559 09 |
| Highway Fund..... | 1,113 23 |
| Laup Fund..... | 6,131 05 |
| Poor Fund (Overdrawn \$30.21)..... | |
| Police Fund..... | 1,691 26 |
| Park Fund..... | 33 |
| Board of Health..... | 98 34 |
| Sewer Repair Fund..... | 309 83 |
| Lynch street Repair Fund..... | 47 00 |
| Monroe street "..... | 21 42 |
| North street "..... | 6 74 |
| N. St. Paul st. " (Overdrawn \$3.03)..... | |
| Mt. Hope Avenue "..... | 54 69 |
| Plymouth "..... | 15 |
| West Avenue "..... | 167 72 |
| Lake Avenue "..... | 206 50 |
| East Avenue "..... | 118 60 |

C. T. AMSDEN, Treasurer.
Subscribed and sworn to before me this 8th day of March, 1864.
H. P. LANGWORTHY,
Commissioner of Deeds.

ORDINANCES.

Ald. O'Malley presented the final ordinance for opening Hoover street and moved that the further consideration of the same be postponed until the next regular meeting. Motion adopted.

Ald. Fish presented the final ordinance for a walk on Cliff street to the west line of lot B, and moved that the further consideration of the same be postponed until the next regular meeting, March 22.

REPAIRING HOLLEY AND CAYUGA STREET WALKS.
By Ald. Fish—Resolved, That the City Surveyor ascertain and report to this Board the expense of repairing the sidewalk on the south side of Holley and Cayuga streets, from the west line of lot No. 137 on Holley street to Nelson street. Adopted.

The Surveyor submitted such estimate at \$200.
By Ald. Fish—Resolved, That the following improvement is expedient, viz: Repairing the sidewalk on the south side of Holley and Cayuga streets from the west line of lot 137 on Holley street to Nelson street
And Whereas, the City Surveyor, under the direction of this Board, has made an estimate of the whole expense

thereof, and reported the same at \$200, which estimate is hereby approved.

Resolved, further, That the following portion of said city is deemed benefited and proper to be assessed for the whole expense thereof, viz:

" One tier of lots on the south side of Holley and Cayuga streets, from the west line of lot No. 137 on Holley street to Nelson street "

And the Clerk is hereby directed to publish notice in pursuance of section 165 of the City Charter, that all persons interested in the subject matter of said improvement, are required to attend the Common Council on Tuesday evening, March the 22d, 1864, at half-past 7 o'clock, at the Common Council Hall, when allegations will be heard. Adopted.

ASSESSMENTS.

Ald. Warner presented the assessment rolls for the following named improvements:

A fence on the south line of lot No. 156 on West Avenue, near Wentworth street.

Repairing Kent street walk from Allen to Jay streets.

Repairing the walk on the east side of Clark street, from Brown to Grape streets.

Repairing the walk on the north side of Brown street, from Grape street to the Erie Canal.

Repairing the walk on the west side of Litchfield street from West Avenue to East Maple street.

Repairing Allen street walk from State to Washington street.

Repairing the walk on the north side of Bardwell street from Hudson street to Thomas street.

And moved that the next regular meeting March 22d, be fixed when appeals will be heard.

Motion adopted.

Ald. Warner presented the assessment rolls for the following named improvements, viz:

Improving Hand street from St. Paul street to the east line of St. Bridget's church lot.

Opening and continuing Reynolds street from Hunter to Seward streets

Improving Buffalo street from Front street to the west line of Fitzhugh street.

And moved that the further consideration of the same be postponed until the next regular meeting, March 22d.

Motion adopted.

MISCELLANEOUS.

By Ald. Flynn—Resolved, That B. M. Baker is hereby granted permission to build an extension in the rear of his building on Buffalo street in accordance with the prayer of his petition, under direction of the Fire Marshal. Adopted.

By Ald. Flynn—Resolved, That Acer, Dougherty & Co are hereby granted leave to erect a wooden building, according to the prayer of their petition, on the corner of Smith and Magne streets, the same to be done under direction of the Fire Marshal. Adopted.

By Ald. Fish—Resolved, That the Committee on Charter Amendments be authorized to designate which of the Fire Department Commissioners named in the Fire Department Bill shall serve for 1, 2, 3 and 4 years. Adopted.

FINANCE BUDGET.

By Ald. Fish—Resolved, That the Treasurer pay as follows:

CONTINGENT FUND.

| | |
|---|---------|
| F. Dana, Assessor, one month's services..... | \$33 13 |
| Jared Coleman, " " " "..... | 33 13 |
| D. McKay, " " " "..... | 33 13 |
| Geo. W. Miller, bill of expenses to Albany..... | 46 00 |

And charge Contingent Fund.

POLICE FUND.

William Mudrett, Chief of Police, disbursements... 34 95
And charge Police Fund.

LAMP FUND.

| | |
|---|------|
| Oscar Bennett, bill for lamp repair | 1 50 |
| S. B. Dewey, Jr., for lamp chimneys..... | 5 55 |
| And charge Lamp Fund. | |

FIRE DEPARTMENT FUND.

| | |
|--|-------|
| <i>Steamer No. 1.</i> | |
| Gordon McCracken, engineer, salary 1 month.... | 50 00 |
| M. Lambert, driver, " " 1 month | 30 00 |
| S. Dobbs, do " " 1 month..... | 30 00 |

Steamer No. 2.

| | |
|---|-------|
| Joseph Fenner, engineer, salary, 1 month..... | 50 00 |
| Anihoy Kasal, driver, " " 1 month | 30 00 |
| W. Savage, do " " 1 do | 30 00 |

Steamer No. 3.

| | |
|---|-------|
| John Bangs, engineer, salary 1 month..... | 50 00 |
| A. McNeiss, driver, " " 1 do | 30 00 |
| Law S. Gibson, do " " 1 do | 30 00 |

Steamer No. 4.

| | |
|--|-------|
| E. Whittier, Engineer, salary 1 month | 50 00 |
| James Snyder, Driver, " " 1 do | 30 00 |
| J. Dickens, " " 1 do | 30 00 |
| Joseph Foreman, 1 month's services as extra man. | 30 00 |

HOSE DEPOT.

| | |
|--|----------|
| Richd. Gilbert, Supt. Hose Depot, salary one month | \$ 58 33 |
|--|----------|

All the above payable to C. T. Amsden, Esq.,
City Treasurer.

DISBURSEMENTS.

O. L. Angevina, for amount paid sundry bills, on account of Fire Department as per vouchers heewith, and charge Fire Department Fund.... 553 31
Adopted—All ayes.

Ald. Spencer moved that the Board adjourn to Friday afternoon next at 2 o'clock.
Adopted. C. N. SIMMONS, Clerk.

In Common Council, March 12, 1864.

ORGANIZED AS A BOARD OF CANVASSERS.

Present—Ald. Spencer, Cram, Darling, Quinn, Buell, Darrow, Warren, Hoffman, O'Maley, H. G. Moore, Upton, Warner, Palmer, Ernst, Chapman, Sidler, Flynn, Hebing, and McQuarters.

Absent—Ald. D. D. T. Moore, Bromley, Fish, and Mordoff.

Ald. Hebing was called to the Chair.

The Clerk submitted the certified statements of the Inspectors of Elections for the several wards, of the votes received at the charter election held in this city, on the eighth day of March, one thousand eight hundred and sixty-four.

The Board proceeded to canvass and estimate the votes polled at such election, and thereupon determined that the following persons, by the greatest number of votes, had been duly elected to the several offices hereinafter named:

CITY OFFICERS.

Mayor—James Brackett.
Justice of the Peace—Kneeland J. Holmes.

WARD OFFICERS.

SUPERVISORS.

| | |
|--------------|----------------------|
| First Ward | Dudley D. Palmer. |
| Second " | Ezra Jones. |
| Third " | Amon Bronson. |
| Fourth " | Henry S. Redfield. |
| Fifth " | Patrick Conolly. |
| Sixth " | Charles H. Williams. |
| Seventh Ward | Byron M. Hanks. |
| Eighth " | Benjamin McFarlin. |
| Ninth " | William J. Sheridan. |
| Tenth " | Dewitt C. Ellis. |
| Eleventh " | John W. Phillips. |
| Twelfth " | Patrick Barry. |
| Thirteenth " | Philander Davis. |

ALDERMEN.

| | |
|--------------|-----------------------------|
| First Ward | — Luther C. Spencer. |
| Second " | Stillman A. Hodgman. |
| Third " | William H. Groot. |
| Fourth " | Gerry S. Copeland. |
| Fifth " | Nehemiah C. Bradstreet. |
| Sixth " | Joseph Schutte. |
| Seventh " | Rowland Mulfman. |
| Eighth " | Henry L. Fish. |
| Ninth " | Horace A. Palmer. |
| Tenth " | William Wagner. |
| Eleventh " | George A. Sidler. |
| Twelfth " | Henry Hebing. |
| Thirteenth " | George P. Draper, one year. |
| " " | Laurence Sellinger, two " |

COMMISSIONERS OF COMMON SCHOOLS.

| | |
|-----------------|-----------------------|
| First Ward | — Joseph Curtis. |
| Third " | George Underhill. |
| Fifth " | Michael Weiget. |
| Seventh " | Edmund R. Outoway. |
| Ninth " | Patrick Moran. |
| Twelfth " | Franklin S. Stebbins. |
| Thirteenth Ward | — Frederick C. Lauer. |

CONSTABLES.

| | |
|-----------------|----------------------|
| First Ward | — Addy W. Van Slyck. |
| Second " | James R. Ross. |
| Third " | George Botkin. |
| Fourth " | Patrick Ganuon. |
| Fifth " | Isaac V. Moshier. |
| Sixth " | Warren H. Noyes. |
| Seventh " | Lewis Miles. |
| Eighth " | Francis Quinlan. |
| Ninth " | Edward O'Neil. |
| Tenth " | John S. Stott. |
| Eleventh " | Peter Miller. |
| Twelfth " | Homer Gorton. |
| Thirteenth Ward | — Ernst Kettwig. |

INSPECTORS OF ELECTIONS.

| | |
|-----------------|---|
| First Ward | — Richard Dransfield, J. Douglas Brown. |
| Second Ward | — John H. Thompson, Horace Jones. |
| Third Ward | — Henry T. Rogers, J. Milton Freuch. |
| Fourth Ward | — John R. Horn, John B. Knapp. |
| Fifth Ward | — Martin Heberger, Thomas Purcell. |
| Sixth Ward | — John N. Decker, John Green. |
| Seventh Ward | — William I. Hanford, Matthew G. Warner. |
| Eighth Ward | — Mortimer J. Glenn, Alois Jesserer. |
| Ninth Ward | — Francis A. Schœffel, Jacob Hil-ton. |
| Tenth Ward | — Ephraim W. McBurney, William D. Stuart. |
| Eleventh Ward | — John Mayer, Patrick McIntyre. |
| Twelfth Ward | — William H. Ireland, Jonathan H. Child. |
| Thirteenth Ward | — Henry Galen, George P. Davis. |

On motion of Ald. Buell the Board appointed the following:

ADDITIONAL INSPECTORS OF ELECTIONS.

| | |
|------------|------------------------|
| First Ward | — Benjamin F. Freeman. |
| Second " | John H. Moody. |
| Third " | Lucian B. King. |
| Fourth " | John W. Stebbins. |
| Fifth " | Thaddeus S. Newell. |
| Sixth " | William F. Morrison. |
| Seventh " | William Ratt. |

Eighth " James Rattchiff.
 Ninth " Jared Coleman.
 Tenth " William G. Stewart.
 Eleventh " Joseph Felix.
 Twelfth " Henry W. Johnson.
 Thirteenth " Charles Huttenschmidt, Jr.

The members of the Common Council then signed the certificate of the Canvass made by them in duplicate, and having finished all business before them as a board of Canvassers proceeded to the transaction of general business.

PETITIONS AND CLAIMS.

By Ald. Quinn—Petition of Thomas Fahey. Referred to the Market Committee.

By Ald. Flynn—Petition of Joseph McDonald. Committee on Wood buildings.

By Ald. Sidler—Petition of J. O. Muth. Referred to the Market Committee.

REPORTS.

Ald. Sidler from the Market Committee reported in favor of the petitions of Thomas Fahey and J. O. Muth.

Ald. Flynn from the Lamp Committee reported in favor of the bill of R. Parks; Finance Committee. And from the committee on Wood buildings reported in favor of the petition of Joseph McDonald.

By Ald. Flynn—Resolved, That Joseph McDonald is hereby granted permission to erect a wooden building on Jay street, according to the prayer of his petition, under direction of the Fire Marshal. Adopted.

By Ald. Sidler—Resolved, That Thomas Fahey have a market license granted him to sell fresh meat at the store next to the corner of Mumford and Froot streets, by his paying into the City Treasury the sum of seventy-five dollars per annum quarterly in advance. Adopted.

By Ald. Sidler—Resolved, That Jno. C. Muth have a market license granted him, at the old Dublin market on No. 7th St. Paul St. by his paying in to the City Treasury the sum of seventy-five dollars per annum, quarterly in advance. Adopted.

Ald. Darrow presented the following

REPORT RELATING TO AN ARSENAL.

To His Honor the Mayor and Common Council of Rochester:

GENTLEMEN:—Your committee, to whom was referred the late communication of His Honor the Mayor relative to a suitable building for an Arsenal to be located at this point, both for the use of the State and city, fully appreciating the importance of the same, have given it all the consideration which the time allowed them would admit of, and ask leave to report that the structure now used for the purpose of an Arsenal, situated on Exchange street, in this city, and belonging to the State of New York, is not only wholly unsafe as a depository of the arms and munitions of the city and State, but altogether too limited for such purposes; and considering the additional material to which our military organizations are entitled, and which are expected to arrive, the present building is totally inadequate to their reception, thus rendering the necessity of providing storage in some other part of the city for such material upon its receipt, and consequently having the means of our city's defence in separate and detached parcels whenever required for use.

For a city embracing a population of some fifty thousand, and exposed to attacks from an exposed frontier in case of invasion from abroad, as well as to internal commotions, to suffer itself to remain in this comparatively useless condition, without an energetic effort to relieve itself, would be, in the opinion of your committee, not only reprehensible but inexcusable; and for the purpose of averting the danger and inconvenience in the premises your committee have examined the property now owned by the city, known as Centre Market, and find it has a front on Front street of about 220 feet, and extending back to the Genesee River, a distance of about 100 feet. This building, as now used, is far from being either ornamental or useful to much extent to the corporation, and yet, as a site for a State Arsenal, is perhaps the most eligible and commodious of any in the city of Rochester.

The fair value of this platt of ground, including the material in it, which could be wrought into a new structure, in the opinion of gentlemen whom your committee have consulted would be about \$30,000, while it has been estimated by one of our leading architects that a new structure built from stone quarried from the river—fire proof, three stories and attic above ground, 200 feet front and 100 feet in depth—will not exceed forty-five thousand dollars.

The building would be ample for all the uses of an Arsenal without reference to the north half of the first story, which could be used for the offices of Police Court, City Hose, Protectives, Alerts and Poor Master, without any objection to its general object.

Your committee, therefore, propose that the Common Council deed to the State of New York the whole of said platt of ground (reserving the north part of the first story) for the purposes of an Arsenal, provided the State will build a suitable building on the same as soon as practicable, and that such resolutions be adopted in reference thereto as will cause the same to have the action of the Legislature of the said State at its present session.

All which is respectfully submitted.

Rochester, March, 1864.

WALLACE DARROW,
 LOUIS ERNST,
 GEO. DARLING,
 E. K. WARREN,
 M. G. MORDOFF.

N. B.—Your committee have caused a map of said platt of ground to be made, with a rough sketch of the new structure and offices for the use of the city, which is also herewith submitted.

On motion of Ald. Buell accepted and ordered published.

By Ald. Darrow—Resolved, That the City of Rochester (in pursuance of the report made this evening, in relation to an arsenal) hereby proposes to donate the Centre Market lot to the State of New York, upon the conditions that the State will erect thereon, without delay, a suitable three story building to be used for an arsenal and military purposes, and upon the further condition that the State will give the City a perpetual lease of the north part of the first floor of said building, to be used for a police office, City Hose, Protectives', Alerts', and Poor Master's offices.

Resolved, further, That the City Attorney is hereby directed to draw up a suitable bill carrying out the objects of the above and the report submitted this evening, and forward the same to the Hon. John M'Coovill with the request that he use his best efforts to secure its passage.

Resolved, further, That a Committee of three be appointed to go to Albany to co-operate with our Member in securing the appropriation and passage of the bill at this Session.

On motion of Ald. Warren laid upon the table until the next meeting.

By Ald. Buell—Resolved, That the Mayor be requested to execute a lease to Edward Brown of the west part of the basement of the south wing of the Centre Market (about 23 or 24 feet from the front) for three months from the first day of April next, at an annual rent of fifty dollars, payable quarterly in advance, with the privilege of continuing the said lease to the first day of April, 1865, unless the City should desire to use it for their own purposes, or shall dispose of the property, in which case the said Brown shall vacate the premises upon receiving ten days notice to do so. Adopted.

By Ald. Cram—Resolved, That the Treasurer is hereby instructed to pay Barney Hook thirty-four dollars, in full and charge Tremont street repair fund.

Adopted all ayes.

By Ald. Cram—Resolved, That the City Treasurer pay F. W. Smith fifty-eight dollars, in full on his contract for building a railing at Allen street bridge, and charge the same to that fund.

Adopted all ayes.

On motion of Ald. Flynn adjourned.

C. N. SIMMONS, Clerk.

In Common Council—March 22, 1864.

REGULAR MEETING.

The President of the Board, Ald. Bromley, presiding.

Present—Ald. Spencer, Cram, Quinn, Buell, D. D. T. Moore, Darrow, Bromley, Warren, Hoffman, O'Maley, H. G. Moore, Fish, Warner, Palmer, Ernst, Chapman, Flynn, Hebing, McQuarters.

Absent—Ald. Darling, St. John, Upton, Mor-doff, Sidler.

The minutes of the last meeting were approved.

PETITIONS AND CLAIMS.

By Ald. Flynn—Bills of E. Darrow & Bro., Wm. Cox, M. Weigel, Industrial School, J. W. Phillips, J. B. Hahn, and Quinn & O'Maley. Poor Committee. Bills of Hart and Reynolds, A. Curtis, C. Flynn, N. H. Galusha, Siddons & Gomminger, Southworth & Callender, Rochester Gas Co., Curtis, Butts & Co., M. F. Reynolds, R. Parks and John S. Kelly. Lamp Committee. Petition of Acer, Dougherty & Co. Table.

By Ald. Cram—Bills of J. W. Parsons, Rochester Transportation Co., A. Aldridge, Isaac Holloway, Curtis, Butts & Co., George Hyland and W. B. Morse. Street Committee.

By Ald. Warren—Bills of F. Buchhecker, E. Darrow & Bro., Steele & Avery, J. Mayher, W. F. Holmes, Rochester Gas Co., D. Richmond, J. Morrison, Curtis, Butts & Co., Wm. Carroll, F. Masseth, J. Bell, N. B. Phelps, F. Tully,

Sherlock & Sloan, Weed, Parsons & Co., E. Wray, Moore & Cole., C. T. Amsden, Inspectors of Elections, Proprietors of places for holding Elections, and City officers. Contingent Expense Committee.

By Ald. Warren—Estimates of J. Clancey, E. Watson, and T. Purcell. Improvement Committee.

By Ald. Spencer—Bills of Sherlock & Sloan, and Curtis, Butts & Co. Police Committee.

By Ald. O'Maley—Petition of tax-payers on Main street, in relation to the tax for improving said street. Law Committee. Petition for a drain on Holland street. Improvement Committee.

By Ald. Palmer—Petition of I. Bunker. Committee on Wood Buildings; Petition for a sewer in Jay street; Bills of F. C. Lauer, J. Cregan, McCormick & Cregan, and Daniel McCormick. Sewer Committee.

By Ald. D. D. T. Moore—Petition of E. K. Warren. Law Committee.

By Ald. Buell—Bill of Jas. Crouch, Committee on City Property; remonstrance against sewer in Griffith street, Sewer Committee.

By Ald. Hebing—Petitions of Philip Hox, L. R. Satterlee, C. B. Dewey, Geo. C. Andrews, Marrietta E. Rawson, C. H. Briggs, C. T. Strong, Committee on Wood Buildings.

By Ald. Fish—Petitions of Robert Renfrew and E. P. Gould, Committee on Wood Buildings. Deed from Barton & Woodbury, Street Committee.

REPORTS.

Ald. Hebing, from the Committee on Wood Buildings, reported in favor of the petitions of R. Renfrew, E. P. Gould, C. T. Strong, C. H. Briggs, M. E. Rawson, C. H. Andrews, C. B. Dewey, L. R. Satterlee, Philip Hox and J. Bunker.

Ald. Palmer, from the Sewer Committee, reported in favor of the bills of F. C. Lauer, J. Cregan, McCormick & Cregan, and D. McCormick. Finance Committee.

Ald. Spencer, from the Police Committee, reported in favor of the bills of Rochester Gas Co., Curtis, Butts & Co., and Sherlock & Sloan; Finance Committee.

Ald. Warren, from the Contingent Expense Committee, reported in favor of the bills of Fred. Buchhecker, E. Darrow & Bro., Steele & Avery, Jno. Mayher, W. F. Holmes, Rochester Gas Co., D. Richmond, J. Morrison, Curtis, Butts & Co., W. Carroll, F. Masseth, J. Bell, N. B. Phelps, F. Tully, Sherlock & Sloan, Weed, Parsons & Co., E. Wray, Moore & Cole, C. T. Amsden, Inspectors of Election, Proprietors of places for holding elections, and city officers; Finance Committee. Adversely upon the claim of the Inspectors of Elections for extra services by reason of the amendment act to allow soldiers to vote.

Ald. Cram, from the Street Committee, reported in favor of the bills of J. D. Quinn, J. W. Parsons, Rochester Transportation Co., A. Aldridge, E. Darrow & Bro., Isaac Holloway, Curtis, Butts & Co., Geo. Hyland, Wm. B. Morse & Co., Wm. Hollister & Co.; Finance Committee.

Ald. Flynn, from the Poor Committee, reported in favor of the bills of Quinn & O'Maley, J. B. Hahn, J. W. Phillips, Industrial School, M. Weigel, Wm. Cox and E. Darrow & Bro. From the Lamp Committee, in favor of the bills of J. S. Kelley, R. Parks, M. F. Reynolds,

Curtis, Butts & Co., Rochester Gas Co., Southworth & Callender, N. H. Galusha, Siddons & Gommenginger, C. Flynn, A. Curtis and Hart & Reynolds; Finance Committee.

Ald. Buell submitted the following:

ANNUAL REPORT OF THE LAW COMMITTEE.

To the Common Council of the City of Rochester:
The Law Committee would beg respectfully to submit the following annual report:

Since the 6th of April, 1863, the following actions then pending have been disposed of as hereinafter stated.

Freeman Clark against the City of Rochester. This case has been argued in the Court on Appeals, but is not yet decided.

John Dalton against same. This action was brought to recover \$2,600 damages arising out of the 7th and 12th Ward outlet sewer contract. The cause was tried at April Circuit, and resulted in the plaintiff being nonsuited. An appeal was taken to the General Term, but has not been brought to argument.

John Shay against same. This was an action for damages alleged to have been sustained by plaintiff in falling into an area or open place in the sidewalk in front of Mr. Simpson's property on Market street. The plaintiff also sued Mr. Simpson for the same cause of action, and recovered a judgment against him. The action against the City was settled on payment of a sum for costs, the damages being collected of or settled by Mr. Simpson.

Levi L. Wilkin against same—Was an action to recover \$500 for reward offered for detection and conviction of incendiaries. It was tried at the October Circuit and the plaintiff nonsuited. A case was made and argued at General Term, but has not yet been decided.

Susan L. Maltory against same. Action for \$1,500 damages for injuries alleged to have been received by falling into hole in walk in front of Washington Hall Block, Main st. Was tried at January Circuit and a verdict rendered for plaintiff for \$50 damages. Settled.

The Commercial Bank of Rochester against the City of Rochester. This action was brought to recover an amount paid as taxes. The case was tried at Special Term and judgment entered for the plaintiff without argument, overruling the demurrer to the complaint. On appeal to the General Term the order of the Special Term was reversed and the demurrer sustained, and plaintiff was allowed to amend the complaint. This has been done, and the demurrer to the amended complaint is now ready for argument before the General Term.

John W. Phillips against same. Action for trespass on lands on Buffalo street—damages claimed \$500. Tried at October Circuit and verdict for plaintiff for six cents damages. Judgment for damages and costs collected.

The only case commenced prior to April 1863, which remains untried and not disposed of is that of James Gallagher against the City, which was an action for damages for injuries received by falling into Erie Canal. The plaintiff has applied to the Legislature for indemnity, and his action against the city has not been proceeded in.

The following actions have been commenced against the city during the past month:

Newman H. Gardner against the City. Action for damages for injuries alleged to have been sustained by falling into holes in West Avenue walk.

Catherine Averill against same. Action for injuries said to have been received at Exchange Street Bridge.

An action has been commenced against Jabez Collins to recover the amount of damages and costs paid to the City in the case of Susan Maltory vs. The City.

A large number of prosecutions have been commenced before the Police Justice and some fines recovered for violations of ordinances, but no appeal has in any case been taken during the year.

The Committee are pleased to notice the unusually small amount recovered against the city during the past year, there having been but two verdicts obtained, one for \$50, and one for six cents, the largest one of which, there is every reason to believe, will be recollected by the city.

E. N. BUELL,
DANIEL WARNER, } Com.

GEO. MILLER, City Attorney.

Adopted.

Ald. Buell from the Law Committee to whom was referred the petition of Jabez Collins, reported adversely upon the same. Adopted.

Ald. D. D. T. Moore submitted the following.

REPORT ON B. A. WHAPLES PETITION.

To the Hon. the Common Council:

The Grievance Committee, to whom was referred the petition of B. A. Whaples, asking to be relieved from tax on the east half of Lot 23 on Spencer St., for the reason that he was at the time of the assessment a member of the Rochester City Dragoons, would respectfully report—That they have ascertained from a commissioned officer of said company that the statement of the petition is correct, and, therefore, suggest that the amount be allowed and charged to erroneous assessment.

All which is respectfully submitted.

B. D. T. MOORE.
L. C. SPENCER.
WALLACE DARROW.
Committee.

Adopted.

Ald. D. D. T. Moore submitted the following.

REPORT ON T. & J. NOLAN'S PETITION.

To the Hon. the Common Council:

Your Committee to whom was referred the petition of Terence and Jas. Nolan, asking recompense for hack injured or damaged by being driven upon obstructions while Main street was being improved, beg leave to report,—That after investigation, they find the petitioners entitled to the amount of their claim, \$16. They therefore report in favor of allowing the petitioners said amount.

Respectfully submitted.

D. D. T. MOORE.
L. C. SPENCER.
WALLACE DARROW.

Adopted.

Ald. D. D. T. Moore submitted the following.

REPORT ON THE GENESEE OIL WORKS.

To the Honorable the Mayor and Common Council:

GENTLEMEN:—Your Committee on Grievance to whom was referred the late communication of his Honor the Mayor, touching the Genesee Oil Works in this city, having had the same under careful consideration, ask leave to report,—That they do not find either of the charges specified in said communication, well founded. It is not true, so far as your Committee can as-

certain, that the value of homesteads of parties, living in the neighborhood of these works, has decreased in consequence thereof. On the contrary—if a business employing many indigent and deserving people, and annually expending among them large sums of money, in a part of our city where but little capital, comparatively, has been invested, is calculated to enhance the value of real estate. Your committee would be of the opinion that real property in the vicinity of these works, has been rather improved than injured. They believe such would be the tendency generally and cannot perceive why these works are an exception to a general rule.

What the people complained of some eighteen months ago, in reference to the odor arising from the sewer connected with these works, has been remedied by the proprietors at a large expense, and no offensive smell can now originate therefrom except that arising from petroleum, and that only in case of accident, and but occasionally, and lasting only for a few hours. And that even could be easily remedied if the people there would comply with the terms of the ordinance in that regard, and place stench traps where the sewers connect with their cellars. The observance of this salutary ordinance (which imposes upon the party disregarding it a penalty) would add much to the comfort and health of residences generally, for very much that passes into and along our public sewers, unpleasantly affects the cellars that connect with them, unless this precaution is carefully observed.

Your Committee find that this precaution has not been generally regarded in the vicinity of these works. It need not be said that the very object of our sewers is to carry off the offensive matter generated in our streets and places of business, and while their uses should not be perverted, the laws which regulate them should be obeyed. But it is not true, as your Committee respectfully submit, that the odor arising from petroleum or kerosene oil is detrimental to health. Scientific writers upon this subject have put the question to rest. This oil is a *disinfectant*, and wherever produced or manufactured is beneficial to the general health of the locality. It is well authenticated that the employees at Oil Creek, Pa. Canada, and on the Canawa, where most of the petroleum is produced, and many of whom are literally saturated with it for most of the time, from month to month, are remarkable for their vigorous health; and so too, laborers, in and about Refineries, are rarely ill.

It is no doubt true that the odor arising from this oil is offensive to many persons who are not accustomed to it; and though it has become one of the great staples of the country, having sprung into use in a day, giving employment to thousands, and furnishing very cheaply the best light now known, yet it is a new business, and the people are not generally familiar with it.

But to complain of it because not agreeable, would be to complain of gas-works, tanneries, breweries, livery stables and the like, or of the noise of iron works or cooper shops, and thus clear out of the city all these important enterprises. In Buffalo, Erie, Pittsburg, Brooklyn and Jersey City, as well as elsewhere, these Refineries are common. There are some 25 of them in the vicinity of Erie, and many in the most populous parts of the town, and they are found not to be objectionable. In the city of New York on Maiden Lane, Water and Front streets, where large quantities of this oil are on store, and the air impregnated with its odor, the people wholly disregard it, and simply because they know it is inoffensive, and they have become accustomed to it.

Your Committee would further remark that those of us who live in cities ought to assimilate ourselves to the disadvantages of populous towns if we would enjoy their advantages.

Trade, commerce and manufactures must be nurtured and protected for the benefit of all, except such as are injurious to public health and good morals.

Your Committee are of the opinion that the Genesee Oil Works are not objectionable and, that this Board should dismiss the complaint. Respectfully submitted,

D. D. T. MOORE, }
L. C. SPENCER, } Com.
W. DARROW, }

On motion of Ald. D. D. T. Moore the report was adopted.

Ald. D. D. T. Moore presented the following:

REPORT ON WASHINGTON STREET SKATING POND.
To the Honorable the Common Council:

The Grievance Committee, to whom was referred the petition of sundry inhabitants of North Washington street and vicinity relative to the Skating Pond lying between North Washington street and Scott alley, and complaining of the same as a nuisance, respectfully report that they have examined the premises, and come to the conclusion that the lessee, Mr. J. B. Kuapp, can easily render the drainage so complete as to avoid any fear of injury to the health of the inhabitants in the vicinity. By opening a drain on the north side of the lot into Allen street sewer, the lessee has made the drainage better than it has been for years; and by making a drain from the elevated portion of the lot to the one connecting with the sewer—which the lessee expresses his willingness to do—your Committee believe that the surface water will be more completely carried off than ever before, and hence that the locality will be freer from the germs of disease arising from malaria than heretofore.

D. D. T. MOORE,
L. C. SPENCER,
W. DARROW,
Committee.

Adopted.

The Surveyor submitted such estimate at \$13,000.

By Ald. Warner—Resolved, That the following improvement is expedient, viz: Improving Kent street from Allen street to Jay street, by paving the centre (or twenty feet with Medina stone and the sides with cobble stone; also, by setting a curb of Medina stone on both sides 12 feet from the line of the street, except on the east side between Brown street and Platt street.

And whereas, The City Surveyor, under the direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$13,000, which estimate is hereby approved:

Resolved, further, That the following portion of said city is deemed benefited and proper to be assessed for the whole expense thereof, namely:

One tier of lots on both sides of Kent street from Allen street to Jay street.

And further, Resolved, That the tax-payers to be assessed for making such improvement may, by paying interest, as hereinafter provided, on the amount assessed to them individually, pay their assessments in three equal payments, as follows: One-third of the amount assessed within three months after the confirmation of the assessment roll, without interest; one-third of the amount, with interest at the rate of seven per cent. per annum, within one year from the confirmation of said roll; and the remaining one-third, with interest at the same rate, within two years from the confirmation of such roll.

And the Clerk is hereby directed to publish notice in pursuance of section 165 of the City Charter, that all persons interested in the subject matter of said improvement are required to attend the Common Council on Tuesday evening, April the 5th, 1864, at half-past 7 o'clock, at the Common Council Hall, when allegations will be heard. Adopted.

REPAIRING HOLLEY AND CAYUGA STREET WALKS.

On motion of Ald. Cram the Board proceeded to hear allegations in relation to the improvement described in the ordinance below:

After hearing such allegations from all persons appearing,

Ald. Cram submitted the following:

An ordinance to repair Holley and Cayuga street walks. The Common Council of the city of Rochester do ordain and determine as follows: The sidewalk on the south side of Holley and Cayuga streets shall be repaired from the west line of lot 137 on Holley street to Nelson street.

And the whole expense shall be defrayed by an assessment upon the owners and occupants of houses and lands to be benefited thereby; and the City Surveyor, under the direction of this Board, having made an estimate of such expense, and reported the same at \$200, which estimate was and is hereby approved, the sum of \$200, being the whole amount of the estimate aforesaid, shall be assessed on such owners and occupants. And the portion of said city which said Common Council deem will be benefited by said improvement is described as follows:

One tier of lots on the south side of Holley and Cayuga streets from the west line of lot No. 137 on Holley street to Nelson street.

On which above described portion of the city the said sum of \$200 is hereby ordered to be assessed.

And David McKay, Francis Dana, and Jared Coleman, the assessors of said city, not interested in any of the property so benefited, and not of kin to any person so interested, are hereby designated and directed to make an assessment upon all the owners and occupants of lands and houses within the portion or part of said city so designated, of the said amount of expense, in proportion, as nearly as may be, to the advantage which each shall be deemed to acquire by the making of said improvement; and said assessors are hereby notified to meet for this purpose, on Saturday, the 26th day of March, 1864, at nine o'clock in the forenoon, at the office of the City Clerk.

Passed by the following vote:

All ayes—19.

SEWER IN GRIFFITH STREET.

By Ald. Palmer—Resolved, That the City Surveyor ascertain and report to this Board the expense of constructing a stone sewer two feet by three feet in Griffith and Union sts., from the 7th Ward outlet sewer to the centre of Monroe st.

Adopted.

The Surveyor submitted such estimate at \$600.

By Ald. Palmer—Resolved, That the following improvement is expedient, viz: Constructing a stone sewer two feet wide and three feet high in Griffith and Union sts., from the 7th Ward outlet sewer to the centre of Monroe street.

And whereas, The City Surveyor, under the direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$6,000, which estimate is hereby approved.

Resolved, further, That the following portion of said city is deemed benefited and proper to be assessed for the whole expense thereof, namely:

Commencing at the corner of St. Paul and Court sts.; thence southerly along St. Paul st. to Griffith st.; thence easterly along Griffith st., including one tier of lots on the south side thereof to Broadway; thence

southerly along Broadway, including one tier of lots on the west side thereof to Alexander st.; thence northerly along Alexander st., including one tier of lots on the east side thereof from the south line of lot No. 7, in the Atkinson Tract, to the south line of lot No. 23, in the Bixby Tract; thence westerly along the south line of lots No. 23 and 21, in the Bixby Tract, to Union st.; thence southerly along Union st. to Monroe st.; thence westerly along Monroe st. to Chestnut st.; thence northerly along Chestnut st. to Court st.; thence westerly along Court st. to the place of beginning, excepting one tier of lots on the south side of Court st., from South st. to St. Paul st.

And further Resolved, That the tax-payers to be assessed for making such improvement may, by paying interest as hereinafter provided, on the amount assessed to them individually, pay their assessments in three equal payments, as follows: One-third of the amount assessed within three months after the confirmation of the assessment roll, without interest; one-third of the amount, with interest, at the rate of seven per cent. per annum, within one year from the confirmation of said roll; and the remaining one-third, with interest, at the same rate, within two years from the confirmation of said roll.

And the Clerk is hereby directed to publish notice, in pursuance of section 165 of the City Charter, that all persons interested in the subject matter of said improvement are required to attend the Common Council on Tuesday evening, April 5th, 1864, at half-past seven o'clock, at the Common Council Hall, when allegations will be heard.

Ald. O'Maley presented as a substitute for the above a similar ordinance with a larger territory to be assessed, which was laid upon the table.

Ald. Buell now moved that action upon the above ordinance offered by Ald. Palmer be postponed until the next regular meeting. Lost.

The ordinance was then adopted.

HANOVER STREET OPENING.

Ald. O'Maley presented the final ordinance for opening Hanover street, and moved that the further consideration of the same be postponed until the first regular meeting in April next.

Motion adopted.

ASSESSMENTS.

Ald. Cram presented the assessment rolls for the following named improvements:

Repairing the walk on the east side of Clark street, from Brown to Grape streets.

Repairing the walk on the north side of Brown street, from Grape street to the Erie Canal.

Repairing the walk on the west side of Litchfield street from West avenue to East Maple street.

Repairing Allen street walk from State to Washington street.

Repairing the walk on the north side of Bardwell street from Hudson street to Thomas street.

And after an opportunity had been given for appeals to be heard, said rolls were severally confirmed by the following vote:

All ayes—19.

Ald. Cram presented the assessment roll for repairing Kent street walk from Allen to Jay streets, when

Ald. Palmer moved that the further consideration of the same be postponed until four weeks from to-night.

Motion adopted.

Ald. Warner presented the assessment roll, being a re-assessment for Hand street improvement, and after an opportunity had been given for appeals to be heard, said roll was confirmed by the following vote:

All ayes—19.

Ald. Cram presented the assessment roll for opening and continuing Reynolds street from Hunter to Seward streets, and moved that the

further consideration of the same be postponed until the first regular meeting in April next.

Motion adopted.

Ald. Cram presented the assessment roll for a fence on the south line of lot No. 156 on West avenue, near Wentworth street, and after an opportunity had been given for appeals to be heard, said roll was confirmed by the following vote:

All ayes—19.

Ald. Warner presented the assessment roll for improving Buffalo street from Front street to the west line of Fitzhugh street and moved that the same be referred back to the assessors for revision and correction.

Motion adopted.

UNFINISHED BUSINESS.

Ald. Hebing now moved a reconsideration of the resolution adopted on the 8th inst. granting Acer, Dougherty & Co. permission to erect a wooden building on the corner of Smith and Magne streets.

Motion adopted.

By Ald. Buell—Resolved, That the Treasurer charge Erroneous Assessments and credit South Fitzhugh street improvement \$16,25, being the amount assessed Harvey Montgomery for an alley belonging to the City of Rochester. Adopted.

By Ald. Warren—Resolved, That the City Treasurer charge the Contingent Fund \$82,82, the same being for moneys taken by the Sheriff of Monroe county on the 24th day of January last, from the cash drawer of the Treasurer to satisfy an execution against the city of Rochester in favor of John W. Phillips. Adopted.

By Ald. Darrow—Resolved, That the city of Rochester (in pursuance of the report made this evening in relation to an arsenal) hereby proposes to donate the Centre Market lot to the State of New York, upon the condition that the State will erect thereon, without delay, a suitable three story building, to be used for an arsenal and military purposes, and upon the further condition that the State will give the City a perpetual lease of the north part of the first floor of said building, to be used for a police office, City Hose, Protectives, Alerts and Poor Master's offices.

Resolved, further, That the City Attorney is hereby directed to draw up a suitable bill, carrying out the objects of the above, and the report submitted this evening, and forward the same to the Hon. John M'Convill, with the request that he use his best efforts to secure its passage.

Resolved, further, That a committee of three be appointed to go to Albany to co-operate with our member in securing the appropriation and passage of the bill at this session.

Ald. Quinn moved that the resolution be referred back to the Committee to examine other localities.

Ald. Warner offered the following amendment, which was accepted by Ald. Quinn and unanimously adopted:

Resolved, That a committee of four, consisting of two members of the Board and two citizens, be appointed to go to Albany to endeavor to procure an appropriation for an arsenal.

The President appointed as such committee Ald. Darrow and Mordoff, and Messrs. J. T. Lacey and William M. Lewis.

EXECUTIVE.

Ald. Hebing presented the resignation of Henry B. James as Commissioner of Deeds, which was accepted.

On motion of Ald. Hebing the Board proceeded to ballot for a Commissioner of Deeds to fill the vacancy caused by the above, when

William Graebe received 18 votes and was declared appointed.

MISCELLANEOUS.

By Ald. Hebing—Resolved, That L. R. Satterlee and Philip Hox, have leave to erect wooden barns under the direction of the Fire Marshal. Adopted.

By Ald. Hebing—Resolved, That Isaiah Bunker have leave to remove his frame dwelling from Lake Avenue to White street, in accordance with the prayer of his petition. Adopted.

By Ald. Hebing—Resolved, That C. B. Dewey, C. T. Strong, Marietta E. Rawson, C. H. Briggs, Geo. C. Andrews, E. P. Gould and Robert Kenfrew, have leave to repair and build wooden additions to their several dwellings agreeable to their several petitions, all under the direction of the Fire Marshal. Adopted.

By Ald. McQuatters—Resolved, That the Street Committee is hereby requested to bring in an ordinance at the next meeting of this Board for the repairs of the sidewalks on both sides of Comfort street, from Mount Hope Avenue to Cayuga street. Adopted.

By Ald. Flynn—Resolved, That the Lamp Committee are hereby directed to erect one gas lamp on Water street, between Andrews and River streets. Adopted.

By Ald. Flynn—Resolved, That Acer, Dougherty & Co., are hereby granted permission to erect a wooden building on their premises on Magne street, the same to be done under such restrictions as the Fire Marshal shall impose.

Ald. Buell moved the postponement of the resolution until the next regular meeting. Lost.

The original resolution was then adopted by the following vote:

Yeas—Ald. Spencer, Cram, Quinn, Darrow, Bromley, Warren, O'Maley, Fish, Warner, Palmer, Chapman, Flynn—12.

Nays—Ald. Buell, D. D. T. Moore, H. G. Moore, Ernst, Hebing, McQuatters—6.

By Ald. Chapman—Resolved, That Stephen Wood have permission to lay a tile sewer from his house, situated on the southeast corner of University Avenue and Scio street, to the head of the sewer in said Avenue, under the direction of the Street Superintendent. Adopted.

By Ald. Fish—Resolved, That the City Surveyor be and he is hereby authorized and directed to established the lines and the grade of Mill street—Adopted.

By Ald. Fish—Resolved, That the Treasurer is hereby directed to collect of Jeremiah Sullivan \$46 50 for Cady street improvements, instead of \$67 89, a clerical error having been made by the assessors in extending the roll, and charge the difference to said fund. Adopted.

Ald. Cram moved that when this Board adjourn it be next Tuesday evening, March 29th, at 7 1-2 o'clock.

Motion adopted.

By Ald. Warner—Resolved, That the City Treasurer is hereby authorized and directed to receive from persons assessed for Munger street sidewalk, 92 1-2 per cent. in full, for such assessment, and to refund the excess to such persons

as have paid the full amount of their assessment. Adopted.

By Ald. Warner—Resolved, That the tax payers on the east side of Olean street, are hereby permitted to build their own walk in accordance with the ordinance passed, and the City Surveyor is hereby directed to establish the grade of said walk. Adopted.

By Ald. Warner—Resolved, That the City Treasurer receive 91 per cent. in full, from that portion of the property owners taxed on Hand street, that have built their own sidewalk. Adopted.

By Ald. Warner—Whereas, The Common Council of the City of Rochester did on the 8th of July, 1862, adopt an ordinance for the improvement of Buffalo street from Front street to the west line of Fitzhugh street by setting new curb stone, and paving the roadway with Lockport sand stone and constructing a suitable number of crosswalks.

Resolved, That the Rochester City & Brighton Railroad Company be and they are hereby directed and required, in pursuance of the second section of an ordinance in relation to Street Railroads, passed June 24, 1862, to improve, in the manner provided in and by the said ordinance adopted July 8, 1862., Buffalo street from Front street to the west line of Fitzhugh street, between the rails of the track or roadway of the said Railroad Company, and for two feet and four inches outside thereof. Such improvement by the said Company to be made at the same time with the improvement by the said City of the rest of the said street, within the limits aforesaid, and under the direction of the Committee of the Common Council on Public Improvements.

Resolved, That the City Clerk deliver to the said Company a certified copy of the foregoing preamble and resolution. Adopted.

By Ald. Hoffman—Resolved, That George Zichlyne have leave to remove the plank walk and lay a Medina flag stone walk in its place, in front of his premises on St. Joseph street to be done under the direction of the Street Superintendent. Adopted.

By Ald. Hoffman—Resolved, That the City Surveyor ascertain and establish the grade of the sidewalk on both sides of St. Joseph street between Kelly street and No. 9 School House. Adopted.

Ald. O'Maley—Resolved, That the Treasurer be and is hereby authorized to pay the Pastor of St. Joseph's Church three hundred dollars to apply on the purchase of the clock lately erected in said church and charge the same to Contingent fund when there is money in said fund.

Adopted as follows:
Yeas—Ald. Cram, Quinn, Darrow, Bromley, Warren, Hoffman, O'Maley, Fish, Warner, Ernst, Flynn, Hebing and McQuarters—13.

Nays—Ald. Spencer, Buell, D. D. T. Moore, H. G. Moore, Palmer, and Chapman—6.

By Ald. Darrow—Whereas, A resolution was passed by this Board, on the 22d day of September last, tendering to Major McMahon, on his return, a sword, for gallant services in the field. Therefore,

Resolved, That a committee of three be appointed to carry out the object of the resolution by procuring a suitable sword for the Major. And the Treasurer is hereby directed to pay the bill for the same and charge Contingent fund.

Adopted unanimously.

The President appointed as such committee D. Darrow, Ernst and Hebing.

By Ald. Buell—Resolved, That the Treasurer be authorized to receive from Jas. H. Mallory \$291.43 and of the heirs of Oliver Denny \$90.13 in full for assessments against them for New Main street Improvement, and of John Boyd \$24.06 in full for assessment against him for Brisbane street sidewalk, and charge the expense to Contingent fund. Adopted.

FINANCE BUDGET.

By Ald. Buell—Resolved, That the Treasurer pay as follows:

| | | |
|----------------------------------|---------------------------|----------|
| | HIGHWAY FUND. | |
| Wm. Hollister & Co | lumber | \$ 50 49 |
| J. W. Parsons | lumber | 14 13 |
| Wm. B. Morse | lumber | 114 44 |
| E. Darrow & Bro. | stationary | 8 29 |
| Geo. Heiland, Jr. & Co. | lumber | 13 00 |
| Curtis, Butts & Co. | printing | 4 50 |
| Issac Holloway | stone | 27 87 |
| A. Aldridge | work on Buell Avenue | 42 00 |
| Rochester Transportation Company | water lime | 11 63 |
| J. W. Parsons | lumber | 9 00 |
| J. D. Quinn | disbursements in February | 305 00 |
| | And charge Highway Fund. | |

SEWER REPAIR FUND.

| | | |
|--------------------|-----------------------|----------|
| John Cregan | bill repairing sewers | \$ 12 50 |
| F. C. Lauer | " | 17 63 |
| Daniel McCormick | " | 55 00 |
| McCormick & Cregan | " | 64 00 |

And charge Sewer Repair Fund.

BOARD OF HEALTH FUND.

| | | |
|---------------------|-------------------------------------|----------|
| Curtis, Butts & Co. | printing blanks | \$ 11 00 |
| Wm. Ratt | fitting up pest house | 44 25 |
| Richard Allen | services as Health Inspector | 14 00 |
| Geo. Mosnier | disbursements fitting up pest house | 27 35 |

And charge Board of Health Fund.

IMPROVEMENT FUND.

| | | |
|-------------|-------------------------------------|----------|
| A. Aldridge | repairs on Lake Avenue | \$205 85 |
| | And charge Lake Avenue Repair Fund. | |

POLICE FUND.

| | | |
|---------------------|-----------------------|---------|
| Sherlock and Sloan | gas fitting | \$ 2 40 |
| Rochester Gas Co. | gas for police office | 1 50 |
| Curtis, Butts & Co. | printing | 13 00 |
| Rochester Gas Co. | gas for watch house | 29 40 |

And charge Police Fund.

Adopted—All ayes.

By Ald. D. D. T. Moore—Resolved, That the City Treasurer pay Terence and Jas. Nolan sixteen dollars for damage to hack, caused by obstructions in Main street, in accordance with report of Grievance Committee, and charge the same to Contingent fund.

Adopted, all ayes.

By Ald. D. D. T. Moore—Resolved, That the tax on the east half of Lot 23, on Spencer st., be returned to the person who paid it, in accordance with the report of the Grievance Committee on the subject, and that the same be charged to Erroneous Assessment.

Adopted, all ayes.

By Ald. Cram—Resolved, That the Treasurer pay Jno. D. Quinn to pay the bills for repairing Johnson Park walk \$28 37, and \$155.00 for repairing Union street walks, and charge those funds.

Adopted, all ayes.

By Ald. Cram—Resolved, That the Treasurer be directed to collect of persons assessed for repairing Mill street walk, according to figures in red ink in said roll. Adopted.

By Ald. Cram—Resolved, That the Treasurer pay J. D. Quinn \$106 03 and charge Mill street sidewalk repair fund.

Adopted, all ayes.

By Ald. Cram—Resolved, That the Treasurer credit Highway fund \$193.75 and charge Buffalo street Repair fund. Adopted.

Adjourned for one week.

C. N. SIMMONS, Clerk.

and two feet and four inches each side thereof, and recommend that notice be given that they will be required to do so under the ordinance in relation to street railroads, passed June 24, 1862.

E. N. BUELL,
DANIEL WARNER,
Committee.

Accepted and ordered published.
Ald. Fish submitted the following :

ANNUAL REPORT OF THE STREET COMMITTEE.

To the Common Council of the City of Rochester :

GENTLEMEN : The Street Committee most respectfully beg leave to submit the following, their annual report. It will be seen by referring to the last report of said Committee that there was left from the Highway Fund of the last fiscal year the sum of \$ 790 51
The Treasurer received from the general taxes ..10,000 00
" " " " for sundry collections. 368 87
The Superintendent received for dirt sold and sundry other things 502 68

Making the total receipts to the Highway Fund this fiscal year..... \$11,662 06

DISBURSEMENTS.

By the Supt. for the month of April... \$1,037 22
" " " " May... 1,616 45
" " " " June... 1,098 93
" " " " July... 847 22
" " " " August... 555 79
" " " " Sept... 660 96
" " " " October 591 00
" " " " Nov'mbr 507 38
" " " " Decr... 318 59
" " " " Jan'y... 328 14
" " " " Feby... 388 96
" " " " March... 420 00

Bills ordered paid by resolutions direct from the Treasury..... 2,181 68
Superintendent's salary..... 1,000 00

Total amt. of expenditures to date..... \$11,576 32

Balance left on hand after pay the bills to-night, \$ 85 74

CROSS WALKS.

The following constitute a portion of the items of the work done, and improvements made the past year, the payments for which have been from said fund. There have been four new Medina stone, and thirty-eight plank cross walks built in the following localities, viz :

Second Ward.

Three plank walks across Oak street.
Two " " " Kent "

Third Ward.

One Medina stone walk across Troup at Plymouth Avenue.
One Medina stone walk across Spring st.

Fourth Ward.

One Medina stone walk across Court at Clinton st.
One Medina stone walk across South st.
One plank walk across Wood at Clinton st.
One " " " " South " "
One " " " Griffith at " "

Fifth Ward.

One plank walk across Ward st.
One " " " Mariette st.

Sixth Ward.

One plank walk across Chatham st.
One " " " Atwater at St. Joseph street.

Seventh Ward.

One plank walk across William at Howell st.

Eighth Ward.

One plank walk across Troup at Reynolds st.
One " " " an Alley at Atkinson street.

Tenth Ward.

One plank walk across Scio at University Av.
One " " " " Finney at Delevan st.
One " " " " an Alley at Finney st.
One " " " " Univ'y Av. at Alex. st.
One " " " " " at Princest.

Eleventh Ward.

Three plank walks across Grape street.
One " " " " " at Jay st.
One " " " " " at Campbell st.
One " " " " Tonawanda at Weldonst.

Twelfth Ward.

One plank walk across Mt. Hope Avenue at Jefferson st.

Thirteenth Ward.

One plank walk across Filmore at North st.
One " " " " North at Woodbury st.
Three " " " " Bardwell st.
One " " " " Baden at Chatham st.
One " " " " Chatham at Baden st.
One " " " " " at Kelly st.
One " " " " Kelly at Joiner st.
One " " " " Chatham at Nassau st.
One " " " " St. Joseph at " "
One " " " " Kelly st.

Total number of new walks—43.

Besides there has been a very large number of cross walks thoroughly repaired during the season.

MISCELLANEOUS WORK.

There has been 368 yards of good McAdam stone distributed on various streets. Chestnut street has been well gravelled, and considerable gravel has been distributed upon other streets. A substantial retaining wall and railing has been built at Park Place; the approaches filled and the street raised from West Avenue to Troup st. Some fifty stone and box sluices have been opened, cleaned, and put in good condition, and nearly as many more new ones built. Approaches to many of our bridges have been filled and graded up. Many new planks have been put down upon Court St. and other Bridges.

Three small wooden bridges have been built on Falls street, and one on Perkins street.

A large number of ordinances for the repairs of walks have been passed by the Board at the suggestion of the Committee, and the walks repaired at a greater cost to the owners of the property than if they had procured it done themselves.

It is due to the public that the entire walks of the city should be kept in good order for the comfort and safety of people passing over them, and the owners can save much by doing the work, and save the Board the trouble and themselves the extra costs of the ordinance and the contractor's profits. There are three ways to procure the repairs of walks: One is for the owners of property to do it themselves, this is the best, cheapest, and the only right way. The second is, by ordinance, a slower and more expensive process. The third, by the amended charter. The Common Council can publish notice in the daily papers for thirty days to all persons that they must repair their walks within that time, when if not done, the Board can direct the Superintendent to repair the same and collect the expense at once. It is hoped that the new Board may give the notice required, immediately after its organization, and that the people may at once and promptly respond, and each put their walks in thorough repair,

and thereby save expense and trouble to themselves and the Council.

STREET RAILWAY.

There has been and still is considerable complaint that the Railway Company do not keep the streets over which their track passes in good condition; this is true to a certain extent, but it should be born in mind that the Company have as yet had but little time to get everything in good running order. According to the ordinance under which they were granted the right to use the streets, they were bound to keep the road between their track, and two feet and four inches on each side, in perfect repair; if you will examine many of the streets you will find them in many places along their track in very bad condition, and need considerable repairs. The Company have signified their willingness to do it. It is eminently just, and it is due to property owners on the streets through which this road passes that this Company should fulfill the obligations they took upon themselves, and it is hoped that said Company may see that it is their best policy to comply strictly at all times with their obligations to the people to whom they look for patronage.

MAIN STREET BRIDGE.

Since the last report Main St. Bridge has been fully completed, bills all paid, and the account closed. An ordinance was passed last April to construct a flag walk from the west line of Graves street to the west line of St. Paul st., on the south side, at an estimated expense of \$6,000. The owners of the property applied to this Board for permission to do their own work, which was granted them, and they prosecuted the same under competent contractors to its completion, and it is a very beautiful and substantial walk indeed.

In the procuring the passage of the ordinance for the widening and the prosecuting the work of said Bridge to completion, was an improvement of considerable magnitude and of great importance to the city; the Committee in charge had to encounter and overcome almost every conceivable obstacle. Many long and vexed questions have been settled. The Bridge is completed, and is now a substantial ornament to the city. The Committee have the satisfaction to know that many of the persons who so strenuously opposed the widening of said Bridge, and the straightening of the lines of said street, are highly pleased at the change, and are well satisfied with the improvement.

MATERIALS.

The cost of all kinds of materials used by the city have largely increased, and the following is the amounts paid for a few of the leading articles the past season:

| | |
|---|----------|
| For lumber for new cross walks, repair | |
| ing bridges, walks, sluices, &c..... | \$901 00 |
| Spike, nails, tools, &c..... | 154 21 |
| Printing..... | 79 00 |
| Repairing and fitting up Super's' office. | 131 16 |
| Stationery for " " | 8 29 |

CLEANING OF STREETS.

The cleaning of streets constitutes the very largest item of expenditure, and the thorough cleaning of which adds very much to the comfort of the people and the appearance of the city, therefore, the Superintendent has spared no pains or expense to keep the streets most thoroughly cleaned.

There is in our city about one hundred miles of streets, as follows:

- Some 2 miles of Medina pavement.
- " 18 " of cobble " "
- " 68 " of McAdam improvement.
- " 12 " of unimproved.

The undersigned have endeavored to spread the funds impartially over the entire city, giving all as near as practicable the benefits of said fund. Your Committee are pleased to take this occasion to bear testimony to the faithful and efficient manner in which the Superintendent, J. D. Quinn, has discharged his duties. A strict account of all the receipts and disbursements have been kept and the books are open at all times for inspection of the tax-payers.

All of which is most respectfully submitted.

HENRY L. FISH, } Committee.
A. CRAM, }

Accepted and ordered published.

Ald. Warner submitted the following:

ANNUAL STATEMENT OF WORK IN CHARGE OF THE IMPROVEMENT COMMITTEE.

| Location. | Contractor's Name. | Kind of Work. | Length in Feet. | Cost. | Am't coll'd & to be paid. | |
|--------------------------|-----------------------|-------------------------------|-----------------|------------|---------------------------|-------------|
| Buffalo and Main street. | Whitmore, Carson & Co | Lockport Pavement. | 730 | \$3,233 00 | \$3,233 00 | |
| Varann street. | T. McMann | Grading street. | 1,315 | 1,190 13 | 1,190 00 | |
| Solo street. | D. Wagner | Grading street & sidewalk | 1,815 | 585 00 | 585 00 | |
| Hawkins street. | J. Cianey | Do do | 468 | 739 84 | 739 84 | |
| E. Fitzhugh street. | Whimore, Carson & Co | Do do | 583 | 503 75 | 503 75 | |
| Lawrence street. | McConnell & Jones. | Do do | 1,407 | 541 30 | 541 30 | |
| Hend street. | Thos. Furell | Flag & brick sidewalk. | 804 | 2 6 08 | 2 6 08 | |
| Chubb street. | S. Alton, Carson & Co | Plank sidewalk | 3,261 | 268 40 | 268 40 | |
| Munger street. | Havord & Crammond | Do do | 2,213 | 681 24 | 681 24 | |
| Reynolds street. | J. D. Walsh | Do do | 213 | 76 84 | 76 84 | |
| Alexander street. | W. I. Hanford | Do do | 100 | 23 00 | 23 00 | |
| Solo street. | D. Wagner | Do do | 1,815 | 91 04 | 91 04 | |
| Wilder street. | W. I. Hanford | Do do | 801 | 269 17 | 269 17 | |
| Wierth street. | B. Puck | Do do | | | | |
| Spring street. | J. Cianey | Do do | | | | |
| Totals. | | | | | \$10,234 48 | \$10,234 48 |
| IN PROGRESS. | | | | | | |
| Main street. | D. Warner | Medina pavement. | | 8,000 00 | 8,000 00 | |
| Allen street. | Whimore, Carson & Co | Do do | | 3,200 00 | 3,200 00 | |
| York street. | B. Puck | Flag sidewalk | | 65 80 | 65 80 | |
| S. St. Paul street. | E. Watson | Brick do | | 1,750 00 | 1,750 00 | |
| Cady street. | N. A. Sworth | Grading street and sidewalks. | | 0 00 | 0 00 | |
| Montgomery ally | Wm. Churchill | Grading alley | | 0 00 | 0 00 | |
| Total. | | | | | \$13,035 80 | \$13,035 80 |

Balance remaining in funds on completed contracts..... \$41 06

DANIEL WARNER, Chairman.

Accepted and ordered published.

Ald. Darling submitted the following :

ANNUAL REPORT OF THE COMMITTEE ON THE SUPPORT AND RELIEF OF THE POOR.

To the Mayor and Common Council :

Your Committee on Support and Relief of the Poor respectfully submit their annual report, as follows :

| | |
|---|-------------|
| DISBURSEMENTS. | |
| Including amount audited this night | \$24 987 59 |
| RECEIPTS. | |
| Amount received from general tax..... | \$15,000 00 |
| Do do do excise | 5,364 00 |
| 110 cords wood, \$5 | 550 00 |
| 25 tons of coal, \$3 | 200 00 |
| Due from county and towns..... | 1,400 00 |
| Do Board of Health | 1,000 00 |
| Goods on hand in poor store..... | 217 58 |
| | \$22,831 00 |

Overdrafts

Your Committee desire further to state that, taking into consideration the additional cost of supplies, which has been from fifty to seventy-five per cent., in comparison to former years, and that the large number of soldiers' families received help from this fund up to nearly the first of September, your Committee think the above exhibit will be entirely satisfactory to the tax-payers.

Your Committee take great pleasure in bearing testimony to the faithful and efficient manner that the duties of this office have been discharged.

GEO. DARLING,
THOMAS M. FLYNN.

Accepted and ordered published.

Ald. Darling presented the following :
COMMUNICATION FROM THE ASSISTANT OVERSEER OF THE POOR.

To the Hon. Mayor and Common Council :

GENTLEMEN : The subscriber having been employed for the two past years as Assistant Overseer of the Poor, begs leave to make to your honorable body a few statements of facts and suggestions, which may be of service in the subsequent discharge of duties of that department.

Soon after entering the office in 1862, I recognized many familiar faces, some of whom I had assisted while Overseer in 1858. To my surprise, I found that several of them were charged to the city that at that time were charged to the county and towns, and have received aid from the city every year since. Up to 1860 the County Superintendents gave temporary relief from their office. But since that time such relief has been given by the City Overseer, and charged to the County. By this change I find that many errors were made, some of them I personally knew to be such. This fact induced a more thorough examination of the whole matter. The result of which was the finding that ten or twelve families were receiving aid from the city which should have been and are now charged to the county and towns—where they belong. From these we have collected and paid into the City Treasury, for aid thus rendered, over five hundred dollars; although some of the towns refused to pay for what was expended in past years, but have resumed the responsibility for the future.

It appears also that the Nativity Register has been neglected, as I find scarcely any entries in it since I left the office. This I regard as an error. For if when new applicants for assistance presented themselves, a note of their

former residence was made, it would prevent all errors such as stated above, and save further investigation. This precaution is particularly needed now when there is a large emigration from Canada. During the past six months there have been assisted between twenty and thirty families, that have come here during the past year.

Allow me also to call your attention to soldier's families, who do not belong to this city, and who have been assisted the same as our own soldiers. Our city has not had credit for many of them as part of its quota. By receiving assistance from the Soldiers' Aid, they are not under the necessity of applying to the Overseer of the Poor, and in this way they may in one year become a city charge instead of being supported, as they should be, by the county or town or the case may require.

Respectfully submitted,
HIRAM BANKER,
Asst. Overseer of the Poor.

I certify that the above statement is correct.
J. CLINE, Overseer of Poor.

On motion of Ald. Buell referred to the Poor Committee.

Ald. Sidler presented the following :

ANNUAL REPORT OF THE MARKET COMMITTEE.
To the Common Council of the city of Rochester :
GENTLEMEN : The Market Committee beg leave to submit the following

ANNUAL REPORT.

We are informed by the Clerk of the Market that there has been collected and paid into the Treasury for market rents and licenses for out-stalls, \$4,190,75, as follows :

| | |
|---|-----------|
| Amount received for rent of stalls and cellars in Centre Market .. | \$ 269 00 |
| Amount received for licenses of out stalls..... | 3,921 75 |

Total

\$4,190 75
We take pleasure in stating that the Clerk of the Market has been faithful and energetic in the discharge of his duties, and that his watchfulness in looking after the unlicensed pedlars of meat, with the prompt and ready co-operation of the City Attorney, has effectually put a stop to this kind of traffic.

As a general thing the butchers have paid up their licenses very promptly, the only delinquents being as follows :

| | |
|----------------------|---------|
| Geo. Zimmerman..... | \$18 75 |
| F. Bemple | 18 75 |
| Thos. East | 37 50 |
| Jno. Reisinger | 18 85 |
| A. H. Cork | 18 75 |
| Eli Salter | 18 75 |
| Mr. Kostner..... | 37 50 |
| Jno. Zimmer..... | 18 75 |
| Fred. Zimmer..... | 18 75 |
| Englemore & Co..... | 18 75 |
| Wm. Andrew..... | 18 75 |
| Jno. Sipple..... | 37 50 |
| Mr. Baker..... | 37 50 |

Total.....

\$308 74
The number of out stalls licensed the past year was 61.

There are no suits now pending against persons for a violation of ordinances, or for arrears in licenses; but should any of the above remain

MAYOR'S OFFICE, March 29, 1864.

To the Honorable the Common Council:

GENTLEMEN: I beg to call your attention to a case of peculiar hardship, which providentially occurred in the past season to Dennis O'Reagan, one of the regular Police force.

At the time the Albany regiment passed through this city on its way home from Port Hudson, in August last, the Surgeon of the regiment, with the advice of Dr. Backus, caused some nine members thereof, who were dying with camp fever, to be removed from the cars to St. Mary's Hospital; and the duty of such removal was assigned to a staff of our Police. Policeman O'Reagan was one of the number, and unfortunately took the fever, and was laid up for five months with the terrible disease. His name was taken from the pay roll, and tho' now able to perform light duty, he finds himself with a somewhat impaired constitution, and with the large expenses of a long sickness to defray, with no means at hand, and with a widowed mother and her family to support, I feel it my duty to recommend to your honorable body that such sum be allowed him towards compensation for time lost by his five months illness as shall seem just and right.

Respectfully,
N. C. BRADSTREET.

Table.

Ald. Darling presented the report of the Overseer of the Poor for the month of March as follows:

| | |
|--------------------------------|------------|
| Whole amount expended..... | \$2,450.58 |
| Less for County and Towns..... | 500.76 |
| | <hr/> |
| | \$1,949.82 |

No. of families relieved..... 820
Filed.

THE TREASURER PRESENTED THE REPORT OF THE CONDITION OF THE FUNDS ON THE MORNING OF THE 29TH.

| | |
|------------------------------------|--------------|
| | Cr. Balance. |
| Contingent Fund..... | \$ 6,126 67 |
| Fire Department..... | 1,378 08 |
| Lamp Fund..... | 6,625 50 |
| Poor Fund (Overdrawn \$20,24)..... | |
| Police Fund..... | 1,662 05 |
| Park Fund..... | 33 |
| Board of Health..... | 1 74 |
| Highway Fund..... | 756 60 |

C. T. AMSDEN, Treasurer.
ORDINANCES.

REPAIRING COMFORT ST. WALKS.

By Ald. Cram - Resolved, That the City Surveyor ascertain and report to this Board the expense of repairing the plank side walk on both sides of Comfort st. from Mt. Hope Avenue to Cayuga st. Adopted.

The Surveyor submitted such estimate at \$50 00.

By Ald. Cram - Resolved, That the following improvement is expedient, viz: repairing the plank sidewalk on each side of comfort st. from Mt. Hope Avenue to Cayuga st.

And Whereas, The City Surveyor, under the direction of this Board, has made an estimate of the whole expense thereof, and reported the same at \$50 00, which estimate is hereby approved;

Resolved, further, That the following portion of said city is deemed benefitted and proper to be assessed for the whole expense thereof, namely:

"One tier of lots on each side of Comfort st. from Mt. Hope Avenue to Cayuga st."

And the Clerk is hereby directed to publish notice in pursuance of section 115 of the City Charter, that all persons interested in the subject matter of said improvement, are required to attend the Common Council on Tuesday evening, April the 5th, 1864, at half-past 7 o'clock at the Common Council Hall, when allegations will be heard.

Adopted.

MISCELLANEOUS.

By Ald. Hebing - Resolved, That John McFarlin have leave to move wooden building from the corner of Bolivar street under direction of the Fire Marshal. Adopted.

By Ald. Hebing - Resolved, That the thanks of this Board are due and are hereby cordially tendered to P. M. Bromley, Esq., President of this Board, for the able and impartial manner in which he has discharged the duties of his office.

Adopted unanimously.

By Ald. Hebing - Resolved, That Geo. McGowen, Mary Pope and A. Lovcraft have leave to repair wooden buildings under the direction of the Fire Marshal. Adopted.

By Ald. Sidler - Resolved, That Isaac Eichman have a market license granted him to sell fresh meat at the corner of North and Bowery streets, by his paying into the City Treasury the sum of seventy-five dollars per annum, quarterly in advance. Adopted.

By Ald. Mordoff - Resolved, That the thanks of this Board are eminently due and are hereby freely and cordially tendered to Charley N. Simmons, Esq., for the very faithful, able and efficient manner in which he has discharged the duties of his office to this Board and the City. Adopted.

By Ald. Palmer - Resolved, That the City Treasurer be and is hereby directed to charge Sewer Repair Fund \$35.26 for work done on lateral sewers by the Street Superintendent, and credit the same to Highway fund. Adopted.

By Ald. Palmer - Resolved, That the City Treasurer be and is hereby directed to pay Wm. A. Hubbard forty dollars and charge Sewer Repair fund.

Adopted, all ayes.

By Ald. Palmer - Resolved, That the City Treasurer be and he is hereby authorized and directed to pay to Geo. W. Miller, Esq., the sum of two hundred and fifty dollars in addition to his salary as City Attorney, and charge the same to the Contingent Fund. Adopted as follows:

Ayes - Ald. Spencer, Cram, Darling, Quinn, Buell, Darrow, Bromley, Warren, Hoffman, O'Maley, H. G. Moore, Fish, Warner, Mordoff, Palmer, Sidler - 17.

Nays - Ald. Flynn, Hebing, McQuatters - 3.

By Ald. Palmer - Resolved, That the thanks of this Board are eminently due and are hereby tendered to Daniel Richmond, for the uniform, impartial and prompt manner he has discharged the duties of his office during the past year as City Engineer. Adopted unanimously.

By Ald. Fish - Whereas, D. R. Barton, D. A. Woodbury and others have opened an alley in Frankfort, on the East side of Mill street, sixteen feet wide and extending to Brown's Race, the south line of which being ninety-two feet north of the north line of Platt street, dedicated and deeded the same to the City, which deed being accompanied with a map which describes minutely the location of the land so deeded for the public use as a road, highway or alley; Therefore be it

Resolved, That the City does hereby accept and dedicate the same to the public use, as an alley, to be known as "Woodbury Alley," and the Clerk is hereby required to have the same recorded in the County Clerk's office and copied into the street register. Adopted.

By Ald. Fish - Whereas, On the 23d of February, 1864, an application was made to this Board by Messrs. Joseph Frost, Geo. J. Whitney, and James E. Haydon to have Buell Avenue discontinued as a public highway. And,

218-9-219

Whereas, This Board, on the 23d of February, directed the Street Committee to take the necessary steps to and close said avenue in accordance with said application. And,

Whereas, On the 26th of March said committee summoned a jury of disinterested freeholders, who were duly sworn, and proceeded to carefully examine said avenue, and have in du form certified that said avenue is useless and unnecessary. Therefore it is hereby

Resolved, That this Board deem said avenue entirely useless as a public highway, and it is hereby ordered and determined by this Board that said Buell Avenue, from the top of the hill to its northern terminus, where the warehouse originally stood, be and the same is hereby discontinued as a public highway. Adopted.

By Ald. Warner—Resolved, That the City Surveyor ascertain and report to this Board the expense of the improvement of Cole street, from Gorham st. to Lowell st., by constructing a plank sidewalk, four feet wide, on each side thereof. Adopted.

By Ald. H. G. Moore—Resolved, That the thanks of the Board be and they are hereby tendered to Mr. N. F. Hilton, the Messenger, for the prompt and affable manner in which he has discharged his duties to this Board.

Adopted unanimously.

By Ald. Hoffman—Whereas, The officers and members of the different branches of the Fire Department of this city have discharged their duties in a prompt and efficient manner—in saving the property of our citizens from destruction by fire. Therefore,

Resolved. That the Treasurer place to the order of the Fire Department Committee to be used for the benefit of the Firemen in such manner as they shall deem expedient, the sum of one hundred and fifty dollars and charge Fire Department Fund.

Adopted all ayes.

By Ald. Hoffman—Resolved, That the thanks of this Board are due to the Firemen of this city for the prompt and efficient manner in which they have discharged their duties during the past year.

Adopted unanimously.

By Ald. Hoffman—Resolved, That the Clerk of this Board procure the printing of one hundred copies of the Fire Department Committees Report, together with the same number of the annual report of the Fire Marshal, in pamphlet form. Adopted.

By Ald. Buell—Resolved, That the Treasurer make the city's note for twenty thousand dollars, at four months from April 1, 1864, payable at the Monroe County Bank; that he get the same discounted and charge the discount to Contingent Fund. Adopted.

By Ald. Buell—Resolved, That Mr. Miller, the present City Attorney, be directed to retain and continue the conduct of the case of the Commercial Bank against the City—he having already prepared the same for argument.—Adopted.

By Ald. Buell—Resolved, That the Mayor be and he is hereby authorized to assign to E. K. Warren the city's interest in lots 32 and 33, corner of Mill and Mumford streets, derived from a sale of said lots for taxes and assessments, made May 29, 1860, upon his paying into the City Treasury the sum of three hundred dollars. Adopted.

By Ald. Buell—Resolved, That the Mayor be and he is hereby authorized to assign to Henry

S. Potter the certificate of sale for general taxes, made March 3, 1864, of lots 21 and 22 in the Market tract, on the west side of Front st., assessed to J. B. Bennett and was struck off to the city, upon the payment by said Potter of \$12,60 and the proper interest thereon.—Adopted.

By Ald. Buell—Resolved, That the Rochester City & Brighton Railroad Co. be and they are hereby directed and required, in pursuance of the second section of an ordinance in relation to street railroads, passed June 24, 1862, to improve in the manner provided for by an ordinance for the improvement of Main street, from the Genesee River to New Main street, passed June 24, 1862, on so much of the said street as lies between Clinton street and Minerva Alley, and so much of said street as lies between St. Paul street and the Genesee River as is not now completed, between the rail of the track or roadway of the said railroad company, and for two feet and four inches outside thereof, such improvement by the said company to be made at the same time with the improvement by the said city of the said street within the limits aforesaid and under the direction of the committee of the Common Council on public improvements.

Resolved, That the Clerk be directed to deliver to the said company a certified copy of the foregoing resolutions. Adopted.

By Ald. Buell—Resolved, That the thanks of this Board are eminently due and are hereby cordially tendered to C. T. Amsden, Esq., City Treasury for the faithful and efficient manner in which he has discharged the duties of his office during the last year, and as a token of our appreciation of such services and the enhanced expenses of living, this Board does hereby appropriate \$— to be paid to him as extra compensation, out of the contingent fund, when there are funds applicable.

Ald. Buell moved to fill the blank with \$500.

Ald. Palmer moved \$1,000.

Lost as follows:

Yeas—Ald. Spencer, Darling, Darrow, Warren, Warner, Palmer Chapman, — 7. Nays—Cram, Quinn, Buell, Bromley, Hoffman, O'Maley, H. G. Moore, Fish, Mordoff, Sidler, Flynn, Hebing, McQuatters, 13.

The motion of Ald. Buell to fill the blank with \$500, was adopted as follows:

Yeas—Spencer, Cram, Darling, Buell, Darrow, Bromley, Warren, Hoffman, H. G. Moore, Fish, Warner, Mordoff, Palmer, Chapman, Sidler, — 15. Nays—Quinn, O'Maley, Flynn, Hebing, McQuatters, 5.

The resolution as thus perfected was then adopted by the following vote:

Yeas—Spencer, Cram, Darling, Buell, Darrow, Bromley, Warren, Hoffman, H. G. Moore, Fish, Warner, Mordoff, Palmer, Chapman, Sidler, — 15. Nays—Quinn, O'Maley, Flynn, Hebing, McQuatters, 5.

By Ald. Darling—Resolved, That the thanks of this Board be and they are hereby tendered to Geo. W. Miller, Esq., City Attorney, for the able manner which he has discharged the duties of his office.

Adopted unanimously.

Ald. Quinn moved a reconsideration of the resolution offered by Ald. Palmer, to pay G. W. Miller \$250, for extra services and that the resolution be laid upon the table until the next regular meeting.

RENTS.

| | |
|--|--------|
| E. H. Hollister, 1 qrs. rent hose depot..... | 87 50 |
| W. A. Reynolds, 1 do. of rooms for Alert | |
| Hose and Protectives S. & B. Co. | 125 00 |
| J. B. Bennett, 1 qrs. rent of S. F. Engine House | |
| No. 4 | 62 50 |

DISBURSEMENTS.

O. L. Angevine, for amount paid sundry bills as per vouchers herewith, payable to the Treas'r., 1,072 80

And charge Fire Department Fund.

EMPIRE HOOK AND LADDER CO. NO. 1.

| | |
|--|-------|
| August Bauer, for 3 months services, as Fore'n | 28 50 |
| J. D. Pike, " " " " Steward | 46 50 |
| Henry Farber, " " " " Member, | 9 12 |
| John Skillman " " " " " | 11 34 |
| J. Wegman, " " " " " | 4 34 |
| John Reis, " " " " " | 14 02 |
| Wm. Yakey, " " " " " | 14 02 |
| Wm. Martin, " " " " " | 11 34 |
| Chas. Watson, " " " " " | 14 02 |
| Wm. Buell, " " " " " | 14 02 |
| T. W. Idce, " " " " " | 11 02 |
| Edward Banker, " " " " " | 11 65 |
| E. Morgan, " " " " " | 14 02 |
| W. Boone, " " " " " | 14 02 |
| J. Elter, " " " " " | 11 34 |
| H. Wemett, " " " " " | 14 02 |
| T. Mace, " " " " " | 14 02 |
| C. Lux, " " " " " | 11 69 |

And charge Fire Department Fund.

POLICE FUND.

| | |
|--|----------|
| Peter E. Sheridan, 1 month..... | \$ 50 00 |
| Ady W Vanslyck, do | 50 00 |
| E. K. Williams, do | 50 00 |
| Wm. J. Rogers, do | 50 00 |
| Patrick Holleran, 28 days | 45 16 |
| Richard L. Swift, 1 month | 50 00 |
| W. H. Harvey, do | 50 00 |
| Alex. McLean, do | 50 00 |
| Peter Yost, do | 50 00 |
| Ulrich Schmoeker, do | 50 00 |
| Monroe Green, do | 50 00 |
| Wm. H. Noyes, do | 50 00 |
| Charles Young, do | 50 00 |
| Edward Schooley, do | 50 00 |
| John Purcell, do | 50 00 |
| Michael Hyland, do | 50 00 |
| Jacob Frank, do | 50 00 |
| Samuel Brown, do | 50 00 |
| Michael Tierney, 28 days | 45 16 |
| Wm. Rogers, 1 month | 50 00 |
| John Barry, do | 50 00 |
| Michael Wolf, do | 50 00 |
| Charles T. Squires, do | 50 00 |
| F. F. Marziani, do | 50 00 |
| John Cullen, 1/2 pay do | 25 00 |
| Michael Flynn, do | 50 00 |
| D. O'Reagan, do | 50 00 |
| Thomas Hurley, do | 50 00 |
| Andrew Donaldson, do | 50 00 |
| John Flaherty, 28 days | 45 16 |
| F. Gannon, 28 days | 45 16 |
| E. Jordan, 28 days | 45 16 |
| John C. Lauer, 9 days | 14 55 |
| A. H. Waterman, 1 month | 50 00 |
| Jno. Wegman, Police Justice, qrs. salary | 250 00 |
| Wm. Mudgett, Chief of Police | 250 00 |
| S. M. Sherman, Depot Policeman, " | 30 00 |

BOARD OF HEALTH FUND.

When there are funds in the Treasury applicable—

| | |
|---|---------|
| H. H. Langworthy, Health Officer, quar's sal'y | 125 00 |
| C. N. Simmons, Clerk of Board of Health 6 mos | 150 00 |
| Geo. Moshier, services as Health Inspector to April 4th | 54 00 |
| Charles Burns, services as Health Inspector to April 4th | 54 00 |
| Charles Burns, disbursements | 2 87 |
| Geo. Moshier, " | 11 35 |
| A. Bronson, for lumber | 48 47 |
| H. H. Langworthy, disbursements for medicine and extra services | 100 00 |
| Ernst & Seiffried, hardware | 6 00 |
| Geo. Hyland, Jr. & Co., lumber | 10 89 |
| Mrs. H. J. Clark, rent of Hospital | 9 00 |
| Curtis, Butts & Co., printing | 3 50 |
| Martin Erlson, hack hire | 4 00 |
| J. W. Parsons, lumber | 4 00 |
| E. Darrow & Bro., stationery | 3 00 |
| Wm. Carroll, hvery | 15 00 |
| Thos. Burns, services at pest-house and board of small-pox patients | \$28 22 |
| Margaret Wood, assistant at Hospital | 11 07 |

And charge Board of Health Fund.

POOR FUND.

Payable when there are funds for the purpose.

| | |
|--|--------|
| Jno. Cline, Overseer of Poor, quarter's salary | 275 00 |
| H. Banker, Asst. " | 100 00 |
| Louis Kutchling, German Physician, " | 87 50 |
| F. Reichenbach, " | 87 50 |
| W. M. Fleming, City " | 87 50 |
| O. O. Burgess, " | 87 50 |
| Chas. Vall, " | 87 50 |
| T. F. Hall, " | 87 50 |
| David Niven, for flour | 54 00 |
| John Gron, for shoes | 82 50 |
| McRoden & Moran, for clothing | 16 73 |
| Quinn & O'Maley, for groceries | 56 48 |
| J. B. Hahn, for meat | 10 37 |
| J. W. Phillips, for Wood | 82 24 |
| Industrial School | 37 86 |
| M. Weigel, medical attendance | 10 00 |
| Wm. Cox, for clothing | 38 00 |
| Klem & Bro., stationery | 9 02 |
| George A. Sidler, soap | 95 00 |
| John Cody, groceries | 61 74 |
| W. Wadsworth, bread | 18 00 |
| F. O'Mara, fresh meat | 209 73 |
| M. J. Monroe, groceries | 302 55 |
| Burke, Fitz Simons, Hone & Co., P. M. orders | 429 70 |
| B. O'Riely, " | 26 50 |
| M. Hogbucge, groceries, P. M. orders | 489 00 |
| J. Anderson, candles | 39 80 |
| Home of the Friedless, board of old ladies | 52 33 |
| Jacob Howe, bread | 127 00 |
| Gos, for shoes | 191 97 |
| H. Gould, hvery | 44 00 |
| G. Hould, shoes | 101 50 |
| John Cline, disbursements | 21 50 |
| Mrs. Clemenson, for keeping paupers over night | 48 20 |
| Dr. Velle | 34 78 |
| S. S. Pellet, for transportation | 10 00 |
| Curtis, Butts & Co., for blankets | 78 53 |
| And charge Poor Fund | 4 50 |

HIGHWAY FUND.

| | |
|--|--------|
| J. D. Quinn, S'treet supt., quarter's salary | 250 00 |
| Do. for disbursements in March | 420 86 |

And charge Highway Fund.

Improvements—payable when there are funds applicable.

| | |
|--|--------|
| John Clancy, final estimate for plank walk on spring street | 33 37 |
| And charge that Fund | |
| Thos. Purcell (payable to C. T. Amsden,) on Hand street improvement | 102 55 |
| And charge that Fund | |
| E. Watson, for brick walk on St. Paul street | 100 00 |
| And charge that Fund | |
| McCormick & McCreagan for constructing lateral sewer from Lake avenue to river | 150 00 |
| And charge Sewer Repair Fund | |

LAMP FUND.

| | |
|--|----------|
| N. H. Galusha, for lamp posts | 1,075 00 |
| Siddons & Gommiginger, repairing lamps | 87 33 |
| Southworth & Callender, for lamp posts | 50 77 |
| Roch. Gas Light Co., for gas | 3,355 00 |
| Curtis, Butts, & Co., printing | 4 50 |
| M. F. Reynolds, for glass | 84 80 |
| E. Parks, for burners and chimneys | 79 19 |
| E. Parks, for kerosene oil, &c. | 94 52 |
| John Kelly, for erecting lamp posts | 11 63 |
| Hart & Reynolds, for lamps | 875 75 |
| Alanson Curtis, lighting and extinguishing lamps | 16 00 |
| C. Flynn, do | 16 00 |
| T. M. Flynn, Chairman of Lamp Committee, for disbursements setting lamp posts, &c. | 58 11 |

Adopted—all ayes.

Ald. Hoffman submitted the following

ANNUAL REPORT OF THE FIRE DEPARTMENT COMMITTEE.

Mr. President and Gentlemen of the Common Council of the City of Rochester:

Your Committee on Fire Department, most respectfully beg leave to submit their annual report, and in doing so, they congratulate you on the success that has attended the working of the city paid Fire Department, during the first year of its organization.

When your Committee took charge of the Department it consisted of four Steam Fire Engines with their apparatus; five Hand Engines, two Hose Companies, two Hook & Ladder Companies, one Protective Sack & Bucket Co., all of which were worked partly under the paid system and partly under the volunteer system, and composed of between 400 and 500 members.

Your Committee at once became satisfied that that the two departments could not work well together, and on the 14th day of April last, offered a resolution disbanding the Volunteer Hand Engine Companies Nos. 4, 5, 6, 7, and 8, Hose Company No. 2, and Hook & Ladder Company, No. 2, which resolution was adopted by the Board.

Your Committee then offered a resolution re-organizing the Department, to be composed as follows:

Four Steam Fire Engine Companies, to consist of nine men each with one Steam Fire Engine; one Hose Cart and 800 feet of hose and three horses; one Hook & Ladder Company, composed of 18 men, two Hook & Ladder Trucks and all necessary apparatus, and your Committee have since added a horse to draw the trucks, and all under the paid system. One Protective Sack & Bucket Company composed of about 40 members, with two carriages and necessary apparatus; and one Alert Hose Company, composed of about 30 members, with two Hose Carriages and apparatus, under the volunteer system, which resolution was also adopted.

The members of the last named Companies are composed mostly of our business young men, who would not for a moment entertain the idea of serving in the Department for pay, but consent to receive a small quarterly appropriation from the city to each Company towards paying a portion of their necessary expenses.

The disbanding of the Volunteer Department left a considerable amount of property on hand, composed of Hand Engines, Hose Carts, furniture, &c. Most of which your Committee have disposed of at the best prices they could obtain, the proceeds of which have been deposited with the City Treasurer, as will appear in schedule R.

The working of the Department under the new organization, has been highly satisfactory to your Committee, and they have reason to believe to the public generally. Your Committee have sought to place the Department on a working basis, such as in their opinion would be best calculated to promote its success and combine its efficiency, and at the same time with an eye to economy.

The rules adopted by your Committee for the government of the Department have been such as they thought best calculated to secure its general success, and the benefit of its members, and the result has been such that they have been compelled to make but four changes, on account of inefficiency of the members or a violation of said rules.

The officers and members of the several Companies have shown a laudable emulation to perform the duties assigned them. And to avoid any exhibition of feeling which would tend in any manner to mar the good feelings which now exists among them; and they are gratified to state that but one accident has happened to any of the members during the year, and that was to Mr. Joseph Foreman, who had

his arm broken, while in the employ of the Department as Engineer.

The Engine Houses and Hook and Ladder Houses are owned by the city, and in good repair, and will need little or nothing done to them the coming year.

The Steam Fire Engines are now in complete working order, having been thoroughly repaired during the year by substituting the Gilbert Pump on the engines made in New York, in the place of the Cary pump, which your Committee found difficult and very expensive to keep in working order. They have also placed on each of these engines the plunge pump, for the purpose of supplying the boilers with water while the engine is working, in the place of the Gifford injection and donkey pump, which they could not be depended upon.

The Gilbert pump, as also the Plunge pump, has worked to the entire satisfaction of your Committee. Neither of them have cost anything for repairs since placed on the engines—the first of which was in July last; and your Committee see no good reasons why the engines should need any very great outlay for repairs the coming season, unless injured by accident.

When your Committee entered upon their duties, they had frequent calls for the use of the steamers to fill reservoirs in public houses, and to pump out boats, &c., which could not be done without the use of the engines. Your Committee finally granted the use of the steamers, charging from \$10 to \$20 for filling such reservoirs, according to size, for which they have received \$160, which has been credited to the Department.

The Hose Carts running with the steamers are in good repair and nearly new, carrying 800 feet hose each.

The horses on hand are in excellent condition, and well adapted for the purposes for which they are used. When your Committee took charge of the Department they found the horses at Nos. 1 and 2 stable sick, and unfit for drawing the engines or performing much labor of any kind. They were compelled to hire horses for some time to fill their places until they could get them in condition to dispose of them and purchase those that were acceptable. This they found very difficult, as well as expensive, but finally succeeded in disposing of the sick ones, and purchasing those every way well adapted to the purpose for which they are used. Hence the item for horses may appear large, although they have one more horse than when they took the Department in charge, which is kept for drawing the Hook and Ladder truck.

The Hook and Ladder Trucks, &c., and all the apparatus connected therewith are in excellent condition. The substitution of a horse to draw the carriage is a great improvement, and dispenses with the necessity of the men running the carriage on the sidewalk, to the great annoyance of citizens and damage to property.

The Company is now composed of 18 members. In consideration of the carriage being drawn by a horse, your Committee would recommend a reduction of members to the number of 12, which, in their opinion, will be amply sufficient to perform all the duties required in any emergency.

The Hose Depot and Chief Engineer's Office has, by a resolution of this Board, been removed to the south wing of the Center Market, which your Committee have fitted up at small expense, and which is much more convenient

and far better adapted to the purpose than the former location, besides saving to the city an annual rent of \$500.

The annual payments of rents heretofore for the accommodation of the department has been very large, running up considerably over one-tenth of the annual appropriation for the support of the department. Your Committee have succeeded in reducing these rents considerably during the last year, and would advise a further reduction by the purchase of a lot and erecting one Engine House for Steam Fire Engine No. 4, whose house now costs the city a rent of \$250 per year, besides being very inconvenient.

To the following statements marked A, B, C, D, E, F, G, H, I, J, K, L, M, N, O, P, Q, R, and S your Committee beg to call your special attention, as they embrace a full and comprehensive detailed statement of the receipts and disbursements of the funds of the department for the current year, as well as the property belonging to the department on hand and disposed of up to the present date.

Your Committee have been somewhat particular in making this exhibit for the purpose of showing your Honorable Body and the citizens generally, the expenses of a Paid Fire Department, as compared with those of the Volunteer Department as it formerly existed. During a part of the years 1861 & '62, the Department was operated partially under the paid and partially under the volunteer system which required a larger amount for its support than in the years 1859 & '60, when it was operated wholly upon the Volunteer system which was on the average \$—per year. The expenses of the Department have been somewhat increased this year by repairs &c. done to hand engines to get them in condition to dispose of, and remuneration of Jos. Foreman for such services as he was able to perform—he having his arm broken while in the service of the Department.

On taking into consideration the effectiveness of the department as it now stands, as compared with the volunteer department as it formerly stood, your committee are led to believe that none of our tax paying citizens will express a desire to return to the former mode of protecting their property from the devouring element. The large decrease in the number of fires as well as in the amount of property destroyed by the same, as compared with former years, show that the march of improvement is ever onward, and that steam possesses superior power to bone and muscle in the extinguishment of fire, which must be clearly visible even to the old veterans who composed the time honored members of the veteran hand department.

Who fought the element in its fiercest flame,
And retire from the field with honor and fame.

Two reservoirs have been completed during the past year, one on the corner of Atwater and Clinton streets, and one on the corner of Scio and New Main streets. Both of these reservoirs were greatly needed, and will be of great service in case of fire in their vicinity. More reservoirs are greatly needed in the southeast part of the city, that portion of the city being almost destitute of water for the suppression of fires.

The actual expenses of the Department for the year have been \$17,686 02
Add to this the amount paid J. Foreman 305 00
And the amount paid for repairing hand engines, &c. 274 84

\$18,275 86
The fund for its support, with the sales of property credited to fund, is \$18,172 87

Making an overdraft of \$102 99

We are proud to know that our own beautiful city is not behind the age in the introduction of Steam Fire Engines and the adoption of the paid system for the labor performed in the suppression of fires. And when we have the Fire Alarm Telegraph to convey with lightning speed the alarm to our firemen, and the completion of the Water Works, both of which we hope to see completed at an early day, we can safely say that we are as well prepared to meet the dreaded enemy, fire, as any city in the Union.

STATEMENT SHOWING THE EXPENDITURES OF THE PORTER-CITY FIRE DEPARTMENT FOR THE YEAR ENDING MARCH 31, 1864.

| Expenditures of the R. C. F. Dept 18-3-4. | General. | Steamer No. 1. | Steamer No. 2. | Steamer No. 3. | Steamer No. 4. | Hook & Ladder No. 1. | Hook & Ladder No. 2. | Protective Hose Co. | Alert Hose Co. | Damage | Reins. | Bell Engines. | Total. |
|---|------------|----------------|----------------|----------------|----------------|----------------------|----------------------|---------------------|----------------|------------|----------|---------------|-------------|
| Salaries | \$2,225 00 | \$1,617 26 | \$1,620 02 | \$1,567 08 | \$1,681 03 | \$682 16 | \$230 00 | \$250 00 | \$700 00 | ..... | ..... | ..... | \$11,683 08 |
| Repairs to Steamers | ..... | 55 57 | 427 57 | 688 04 | 408 04 | ..... | ..... | ..... | ..... | ..... | ..... | ..... | 1,539 82 |
| Repairs to Wagons, Tenders, &c. | 201 75 | 16 38 | 18 63 | 33 80 | 34 57 | ..... | ..... | ..... | ..... | ..... | ..... | ..... | 365 15 |
| Horse Keeping | ..... | 2,084 | 286 59 | 231 68 | 237 59 | ..... | ..... | ..... | ..... | ..... | ..... | ..... | 992 70 |
| Horse Shoeing | ..... | 30 84 | 30 85 | 30 85 | 32 73 | ..... | ..... | ..... | ..... | ..... | ..... | ..... | 123 27 |
| Fuel for Engines | ..... | 52 12 | 30 04 | 30 04 | 30 04 | ..... | ..... | ..... | ..... | ..... | ..... | ..... | 162 24 |
| Gas | ..... | 36 75 | 22 00 | 35 45 | 26 70 | ..... | ..... | ..... | 21 70 | ..... | ..... | ..... | 116 70 |
| Horses | 683 25 | ..... | ..... | ..... | ..... | ..... | ..... | ..... | ..... | ..... | ..... | ..... | 683 25 |
| Repairs to Engine and H. & L. Houses | 195 90 | ..... | ..... | ..... | ..... | ..... | ..... | ..... | ..... | ..... | ..... | ..... | 195 90 |
| Repairs to Bell Engines | 120 00 | ..... | ..... | ..... | ..... | ..... | ..... | ..... | ..... | ..... | ..... | ..... | 120 00 |
| Damages | ..... | ..... | ..... | ..... | ..... | ..... | ..... | ..... | ..... | ..... | ..... | 190 00 | 190 00 |
| Carriage and Livery | 37 75 | 66 00 | 92 60 | 88 14 | 68 88 | 47 12 | 32 50 | 33 25 | 133 58 | ..... | ..... | ..... | 485 30 |
| Incidental | 453 30 | ..... | ..... | ..... | ..... | ..... | ..... | ..... | ..... | ..... | ..... | ..... | 453 30 |
| | \$3,917 03 | \$2,148 57 | \$2,614 20 | \$2,761 17 | \$2,612 02 | \$918 08 | \$382 30 | \$383 25 | \$860 28 | \$1,075 00 | \$190 00 | \$28 50 | \$17,686 02 |

were most in need, and they trust that their management will meet with the approval of the Board and the tax payers.

All of which is most respectfully submitted.

THOMAS M. FLYNN,
H. G. MOORE,
ALONZO CHAPMAN. } Com.

On motion of Ald. Flynn accepted, ordered published and laid upon the table.

Ald. Spencer presented the report of the Police Justice for the month of March as follows:

Whole amount received,\$554 50

Filed.

Ald. Warner now moved that the Board adjourn *sine die*.

Motion Adopted. Adjourned.

C. N. SIMMONS, Clerk.

CITY TREASURER'S ANNUAL REPORT,

ROCHESTER, MARCH 12, 1864.

**BALANCE SHEET OF THE CITY TREASURER'S
LEDGER MARCH 12, 1864.**

| | Dr. | | |
|---|-------------|---|---------------------|
| Cash | \$ 1,887 30 | Sale of Lands May 29 1863 | 4,254 32 |
| For Fund | 29 21 | Joiner Street Sewer | 1,040 63 |
| Return taxes prior to April 5th 1863 | 565 17 | Clinton Street Sewer | 673 18 |
| City tax sales prior to April 5th 1863 | 15,111 80 | St Joseph Street Sewer | 984 27 |
| City Comptroller | 6,472 43 | South St Paul Street Brick Walk | 1,048 84 |
| City property | 44,848 05 | Return Taxes for Local Assessments | 8,398 66 |
| Main street Bridge Stock | 45,000 00 | M C Bank Relief Fund | 4,753 84 |
| Clarissa Street Bridge Stock | 15,000 00 | Special Loan for Relief Fund | 95,000 00 |
| Bridge Loan 1857 | 50,000 00 | Allen Street Improvement | 1,096 33 |
| R & G V R Stock | 278,000 00 | East Street Sewer and Improvement | 988 62 |
| Loan of 1858 59 and 61 | 136,000 00 | Main Street Sewer | 686 89 |
| Steam Fire Engine Loan | 20,000 00 | Main Street, West Section | 22 30 |
| Erroneous Assessments | 1,488 44 | Repairing Brown Street Walks | 3 20 |
| Allen street Plank Walk | 2 26 | Repairing Allen Street Walks | 98 08 |
| Repairing Buffalo Street Walks | 24 08 | Repairing Exchange Street Walks | 2 90 |
| Repairing Brown Street Walks | 37 47 | Repairing William Street Walks | 72 97 |
| Repairing Prospect Street Walks | 29 10 | Hand Street Improvement | 155 15 |
| Repairing Warehouse Street Walks | 29 74 | Arch over the Race | 16 76 |
| Repairing Exchange Street Walks | 52 20 | Repairing South Avenue Walks | 52 23 |
| Repairing Broadway and William Street Walks | 100 00 | Repairing Manhattan Street Walks | 3 10 |
| Ford Street Plank Walk | 69 06 | Repairing Court Street Walks | 24 36 |
| South Fitzhugh Street Improvement | 12 09 | Repairing Mill Street Walks | 5 82 |
| Repairing Tremont Street Walks | 11 97 | Repairing North Clinton Street Walks | 21 88 |
| City Hall | 40,334 25 | Repairing Tremont Street, Walks | 1 42 |
| South Street Improvement | 8 16 | Repairing University Avenue Walks | 18 46 |
| Repairing Jones Street Walks | 10 88 | Repairing Tappan Street Walks | 16 10 |
| Atwater Street Reservoir | 54 50 | Repairing Devoan Street Walks | 15 45 |
| Union Street Sewer | 172 72 | Repairing Weld Street Walks | 26 80 |
| Burns Street Sewer | 274 72 | Main Street Widening | 2,570 72 |
| Chatham Street Sewer | 129 88 | Repairing West Alexander Street Walks | 42 35 |
| West Avenue Railing | 80 80 | Grading Montgomery Alley | 2 50 |
| Allen Street Bridge Railing | 80 80 | Repairing Charlotte Street Walks | 4 00 |
| Allen Street Improvement | 300 10 | Repairing Clinton Street Walks | 3 60 |
| Grading Vanum Street | 7 12 | Repairing Union Street Walks | 10 40 |
| Munger Street Plank Walk | 9 17 | Repairing Lancaster Street Walks | 4 00 |
| Reynolds Street Improvement | 172 06 | Repairing High Street Walks | 5 04 |
| Wilder Street Plank Walk | 73 66 | Repairing William Street Walks | 2 00 |
| Bills Receivable | 1,870 86 | Repairing Sophia Street Walks | 6 60 |
| South Avenue and Comfort Street Sewer | 106 40 | Repairing Lake Avenue Walks | 50 74 |
| North St Paul Street Repair Fund | 63 08 | Repairing University Avenue Walks | 13 60 |
| Market Street Improvement | 142 57 | Reassessment Railing on Allen Street Bridge | 31 50 |
| Grading Favor Street | 265 77 | Cady Street Widening | 50 80 |
| Silson Street Improvement | 109 20 | Sale of Lands March 3, 1864 | 1,583 00 |
| Covering the Race | 115 08 | Lawrence Street Improvement | 110 54 |
| North St Paul Street Improvement | 2,440 13 | | <u>\$345,703 45</u> |
| Irving Place Improvement | 201 71 | Contingent Fund | \$ 5,190 57 |
| Mt Hope Avenue Sewer | 1,064 34 | Fire Department | 1,360 67 |
| Railroad Outlet Sewer | 4,919 90 | Unpaid Debt | 126,000 00 |
| Mortimer Street Improvement | 476 07 | Bonded Debt | 454,000 00 |
| Overdrafts prior to April 5th 1863 | 24,893 31 | Highway Fund | 1,113 20 |
| North St Paul Street Flag Walk | 1,261 66 | Limo Fund | 6,631 05 |
| Fractional Check Expense act | 7,474 21 | Police Fund | 1,733 30 |
| Spect-1 Deposit to redeem Fractional Checks | 4,235 99 | Board of Education | 16 59 |
| Monroe County Bank | 6,048 12 | Board of Health | 88 34 |
| Buffalo Street Sewer | 4,287 90 | Bills Payable | 128,000 00 |
| Buffalo Street Lateral | 43 50 | Rochester City Bond Account | 24,000 00 |
| Main Street Improvement | 4,047 29 | York Street Plank Walk | 12 50 |
| Main Street Bridge Walks | 1,320 56 | Mt Hope Avenue Walk | 93 85 |
| Reassessment Main and Buffalo St Roadway | 16 25 | Alexander Street Walk | 11 90 |
| Buffalo and Main Street Roadway | 1,528 78 | West Avenue Repair Fund | 167 74 |
| | | East Avenue Repair Fund | 118 60 |
| | | Lake Avenue Repair Fund | 2,6 50 |

| | | | | | |
|--|-----|------------|---|-----|----------|
| <i>Joiner Street Sewer.</i> | | Dr | <i>Repairing Manhattan Street Walks.</i> | | Dr. |
| To total disbursements, | Cr | 2,007 89 | To 2 per cent. for Contingent Fund | | 3 10 |
| By total receipts, | | 967 26 | <i>Repairing Court Street Walks.</i> | Dr. | 47 08 |
| | | 1,040 63 | To total disbursements | | 22 67 |
| <i>Clinton Street Sewer.</i> | | Dr. | <i>Repairing Mill Street Walks.</i> | | Dr. |
| To total disbursements, | Cr. | 1,652 86 | To 2 per cent. for Contingent Fund | | 5 32 |
| By total receipts, | | 970 73 | <i>Repairing North Clinton Street Walks.</i> | Dr. | 90 54 |
| | | 673 13 | To total disbursements | Cr, | 68 66 |
| <i>St. Joseph Street Sewer.</i> | | Dr. | <i>Repairing Tremont Street Walks.</i> | | Dr. |
| To total disbursements, | Cr. | 1,708 49 | To 2 per cent. for Contingent Fund | | 1 42 |
| By total receipts, | | 724 13 | <i>Repairing University Avenue Walks.</i> | Dr. | 89 57 |
| | | 984 27 | To total disbursements | Cr. | 71 11 |
| <i>South St. Paul Street Brick Walk.</i> | | Dr. | <i>Repairing Tappan Street Walks.</i> | | Dr. |
| To total disbursements, | Cr. | 1,709 00 | To total disbursements | | 41 73 |
| By total receipts, | | 660 16 | By total receipts | Cr. | 22 63 |
| | | 1,048 84 | <i>Repairing Delavan Street Walks.</i> | | Dr. |
| <i>Return Taxes Subsequent to April 5th,</i> | | Dr. | To total disbursements | | 18 10 |
| To lands returned for local assessments, | Cr. | 3,904 96 | By total receipts | Cr. | 41 79 |
| By total receipts assessments paid, | | 506 30 | <i>Repairing Weld Street Walks.</i> | | Dr. |
| | | 3,398 66 | To total disbursements | | 10 45 |
| <i>Monroe County Bank Relief Fund.</i> | | Dr. | By total receipts | Cr. | 69 90 |
| To total deposits | Cr. | 95,000 | <i>Main Street Widening.</i> | | Dr. |
| By checks paid, | | 97,246 66 | To balance from last report | | 3,006 78 |
| | | 4,753 34 | To total disbursements | | 4,712 09 |
| <i>Special Loan for Relief Fund.</i> | | Dr. | <i>Repairing West Alexander Street Walks.</i> | | Dr. |
| To notes discounted due May 1st, 1864, | | 95,000 00 | To total disbursements | Cr. | 92 41 |
| <i>Allen Street Improvement.</i> | | Dr. | By total receipts | | 50 06 |
| To total disbursements | Cr. | \$3,267 00 | <i>Grading Montgomery Alley.</i> | | Dr. |
| By total receipts | | \$1,096 33 | To 2 per cent. for Contingent Fund | | 2 50 |
| | | 2,227 63 | <i>Repairing Charlotte Street Walks.</i> | Dr. | 4 00 |
| <i>East Street Sewer and Improvement.</i> | | Dr. | To 2 per cent. for Contingent Fund | | 3 60 |
| To total disbursements | Cr. | 1,244 01 | <i>Repairing Clifton Street Walks.</i> | Dr. | 8 60 |
| By total receipts | | 983 62 | <i>Repairing Union Street Walks.</i> | Dr. | 10 40 |
| | | 2,068 18 | <i>Repairing Lancaster Street Walks.</i> | Dr. | 4 0 |
| <i>Main Street Sewer, East Section.</i> | | Dr. | To 2 per cent. for Contingent Fund | | 5 04 |
| To total disbursements | Cr. | 1,321 29 | <i>Repairing Main Street Walks.</i> | Dr. | 2 00 |
| By total receipts | | 685 89 | <i>Repairing Sophia Street Walks.</i> | Dr. | 6 00 |
| | | 719 40 | <i>Repairing Lake Avenue Walks.</i> | Dr. | 110 40 |
| <i>Main Street Sewer, West Section.</i> | | Dr. | By total receipts | Cr. | 59 66 |
| To total disbursements | Cr. | 697 20 | <i>Repairing University Avenue Walks.</i> | | Dr. |
| By total receipts | | 22 20 | To 2 per cent. for Contingent Fund | | 13 60 |
| | | 25 39 | <i>Reassessment for Railing on Allen Street Bridge.</i> | | Dr. |
| <i>Repairing Brown Street Walks.</i> | | Dr. | To 2 per cent. for Contingent Fund | | 00 50 |
| To total disbursements | Cr. | 22 19 | <i>Repairing Lake Widening.</i> | Dr. | 647 10 |
| By total receipts | | 3 20 | | | |
| | | 98 08 | | | |
| <i>Repairing Allen Street Walks.</i> | | Dr. | | | |
| To total disbursements | | 98 08 | | | |
| <i>Repairing Exchange Street Walks.</i> | | Dr. | | | |
| To 2 per cent. for Contingent Fund | | 2 20 | | | |
| <i>Repairing William Street Walks.</i> | | Dr. | | | |
| To total disbursements | Cr. | 230 93 | | | |
| By total receipts | | 147 96 | | | |
| | | 72 97 | | | |
| <i>Hand Street Improvement.</i> | | Dr. | | | |
| To total disbursements | Cr. | 466 60 | | | |
| By total receipts | | 511 45 | | | |
| | | 155 15 | | | |
| <i>Arch over the Race.</i> | | Dr. | | | |
| To total disbursements | Cr. | 535 94 | | | |
| By total receipts | | 519 18 | | | |
| | | 16 76 | | | |
| <i>Repairing South Avenue Walks.</i> | | Dr. | | | |
| To total disbursements | Cr. | 182 84 | | | |
| By total receipts | | 80 11 | | | |
| | | 52 23 | | | |

| | | |
|---|-----|---------------|
| By total receipts | Cr. | 615 12 |
| | | 31 93 |
| | | Dr. 3,777 35 |
| To lands returned for General Tax, 1863 | | |
| By total receipts lands redeemed | Cr. | 2,194 35 |
| | | 1,583 00 |
| CREDIT BALANCES. | | |
| CONTINGENT FUND. | | |
| By total receipts | Cr. | 40,808 73 |
| To balance from last report | Dr. | 5,219 80 |
| To total disbursements | | 30,395 44 |
| | | 35,615 24 |
| | | 5,198 49 |
| | | Cr. 28,834 36 |
| By total receipts | | |
| | | Dr. 7,124 64 |
| To balance from last year | | 20,349, 07 |
| To total disbursements | | 27,473 69 |
| | | 1,860 67 |
| | | Cr. |
| By balance from last report | | 156,000 00 |
| To bonds paid by City Comptroller | Dr. | 20,000 00 |
| | | 136,000 00 |
| | | Cr. |
| By balance from last year | | 460,000 00 |
| To bonds paid | Dr. | 6,000 00 |
| | | 454,000 00 |
| | | Cr. |
| By balance from last report | | 1,885 34 |
| By total receipts | | 10,280 12 |
| | | 11,615 46 |
| To total disbursements | Dr. | 10,502 26 |
| | | 1,113 20 |
| | | Cr. |
| By balance from last report | | 4,844 92 |
| By total receipts | | 18,000 00 |
| | | 22,844 92 |
| To total disbursements | Dr. | 16,213 87 |
| | | 6,631 05 |
| | | Cr. |
| By balance from last report | | 1,765 74 |
| By total receipts | | 22,181 90 |
| | | 23,947 64 |
| To total disbursements | Dr. | 22,214 34 |
| | | 1,733 30 |
| | | Cr. |
| By total receipts | | 54,131 04 |
| To total disbursements | Dr. | 54,114 45 |
| | | 16 59 |
| | | Cr. |
| By total receipts | | 4,600 60 |
| To balance from last report | Dr. | 142 71 |
| To total disbursements | | 4,358 95 |
| | | 4,501 66 |
| | | 98 34 |
| | | Cr. |
| By notes discounted | | 193,000 00 |
| To notes paid | Dr. | 70,000 00 |
| | | 123,000 00 |
| | | Cr. |
| By balance from last report | | 18,000 00 |
| By total receipts | | 6,000 00 |
| | | 24,000 00 |
| | | Cr. |
| By total receipts | | 15 50 |
| To total disbursements | Dr. | 8 20 |
| | | 12 30 |

| | | | |
|-----------------------------|-----|--|------------|
| | | | Cr. |
| By total receipts | | | 603 96 |
| To total disbursements | Dr. | | 510 00 |
| | | | 93 96 |
| | | | Cr. |
| By total receipts | | | 88 74 |
| To total disbursements | Dr. | | 76 84 |
| | | | 11 90 |
| | | | Cr. |
| By balance from last report | | | 196 64 |
| By total receipts | | | 300 00 |
| | | | 496 64 |
| To total disbursements | Dr. | | 328 92 |
| | | | 167 72 |
| | | | Cr. |
| By balance from last report | | | 329 72 |
| Total disbursements | Dr. | | 211 12 |
| | | | 118 60 |
| | | | Cr. |
| By balance from last report | | | 296 50 |
| By total receipts | | | 300 00 |
| | | | 506 50 |
| To total disbursements | Dr. | | 300 00 |
| | | | 206 50 |
| | | | Cr. |
| By balance from last report | | | 40 79 |
| By total receipts | | | 298 59 |
| | | | 249 92 |
| To total disbursements | Dr. | | 145 82 |
| | | | 104 10 |
| | | | Cr. |
| By balance from last report | | | 22,621 00 |
| By 2 per cent on city debt | | | 12,320 00 |
| | | | 34,941 00 |
| | | | Cr. |
| By balance from last report | | | 410 00 |
| By total receipts | | | 1890 00 |
| | | | 1800 00 |
| To total disbursements | Dr. | | 860 00 |
| | | | 1440 00 |
| | | | Cr. |
| By total receipts | | | 1500 00 |
| To balance from last report | | | Dr. 436 08 |
| To total disbursements | | | 1063 64 |
| | | | 1499 67 |
| | | | 38 |
| | | | Cr. |
| By total receipts | | | 300 00 |
| To balance from last report | Dr. | | 5 87 |
| To total disbursements | | | 247 13 |
| | | | 253 00 |
| | | | Cr. |
| By total receipts | | | 47 00 |
| To balance from last report | Dr. | | 300 00 |
| To total disbursements | | | 14 11 |
| | | | 264 47 |
| | | | 278 58 |
| | | | 21 42 |
| | | | Cr. |
| By balance from last report | | | 9 25 |
| By total receipts | | | 300 00 |
| | | | 309 25 |
| To total receipts | Dr. | | 302 51 |
| | | | 6 74 |
| | | | Cr. |
| By balance from last report | | | 300 00 |
| By total receipts | | | 284 88 |
| | | | 300 00 |
| | | | 584 88 |

| | | |
|---|-----|-------------------|
| To total disbursements | Dr. | 530 14 |
| | | <u>54 69</u> |
| By balance from last report | Cr. | 07 |
| By total receipts | | 300 00 |
| | | <u>300 07</u> |
| To total disbursements | Dr. | 299 92 |
| | | <u>15</u> |
| <i>Clarissa Street Bridge Construction Account.</i> | | |
| By balance from last report | Cr. | .1433 81 |
| | | <u>Cr.</u> |
| By checks issued by T. Hawks, Tr., old issue | | 60,988 95 |
| do do do do new do | | 50,680 05 |
| do do do do do do | | 2,200 00 |
| | | <u>113,869 00</u> |
| To Checks destroyed by Finance Com. | Dr. | |
| old issue, | | 88,289 70 |
| do do new issue | | 20,000 00 |
| do do old do | | 47,000 00 |
| | | <u>105,289 70</u> |
| | | <u>8,579 80</u> |
| By total receipts | Cr. | 1000 00 |
| To total disbursements | Dr. | 690 17 |
| | | <u>309 83</u> |
| By total amount notes discounted | Cr. | 95,000 00 |
| To total amount paid for substitutes | Dr. | 64,770 00 |
| To total disbursements by Relief Committee | | 25,476 66 |
| | | <u>90,246 66</u> |
| | | <u>4,753 34</u> |
| By total receipts | Cr. | 1275 69 |
| To total disbursements | Dr. | 116 92 |
| | | <u>1158 77</u> |
| By total receipts | Cr. | 273 86 |
| To total disbursements | Dr. | 255 80 |
| | | <u>17 56</u> |

| | | | | |
|--|-----|--|--|------------------|
| | | | | |
| | | | | <u>Cr.</u> |
| | | | | 27 90 |
| By total receipts | | | | <u>1 40</u> |
| To total disbursements | Dr. | | | 26 50 |
| | | | | <u>Cr.</u> |
| | | | | 154 88 |
| By total receipts | | | | <u>7 60</u> |
| To total disbursements | Dr. | | | 147 28 |
| | | | | <u>Cr.</u> |
| | | | | 24,893 62 |
| By balance from last report | | | | <u>28,246 00</u> |
| By total amount accepted | | | | 53,139 62 |
| | | | | <u>Dr.</u> |
| | | | | 19,334 81 |
| To total amount paid when due | Dr. | | | <u>83,804 81</u> |
| | | | | <u>Cr.</u> |
| | | | | 57 65 |
| By total receipts | | | | <u>Dr.</u> |
| | | | | 5 40 |
| To total disbursements | Dr. | | | 52 25 |
| | | | | <u>Cr.</u> |
| | | | | 1241 77 |
| By total amount paid in on warrants | Dr. | | | 420 85 |
| To total amount collected on general taxes | Dr. | | | <u>820 92</u> |
| | | | | <u>Cr.</u> |
| | | | | 45 60 |
| By total receipts | | | | <u>Dr.</u> |
| | | | | 1 06 |
| To total disbursements | Dr. | | | 44 54 |
| | | | | <u>Cr.</u> |
| | | | | 195 53 |
| By total receipts | | | | <u>Dr.</u> |
| | | | | 57 96 |
| To total disbursements | Dr. | | | 187 57 |
| | | | | <u>Cr.</u> |
| | | | | 93 88 |
| By total receipts | | | | <u>Dr.</u> |
| | | | | 2 69 |
| To total disbursements | Dr. | | | <u>91 28</u> |

STATEMENT OF THE "FUND OF THE CITY OF ROCHESTER, showing the date

| Date of Bonds. | Number of Bonds and Amount of each. | Aggregate Amount. |
|------------------|-------------------------------------|-------------------|
| 1850—July | 1 5 Bonds of \$1,000 each | \$5,000 |
| " " | 1 5 " " " | 5,000 |
| " " | 1 5 " " " | 5,000 |
| " " | 1 25 " " " | 25,000 |
| " " | 1 5 " " " | 5,000 |
| " " | 1 15 " " " | 15,000 |
| " " | 1 10 " " " | 10,000 |
| 1862—April | 15 3 " " " | 3,000 |
| " " | 15 3 " " " | 3,000 |
| " " | 15 3 " " " | 3,000 |
| " " | 15 3 " " " | 3,000 |
| " " | 15 51 " " " | 51,000 |
| Funded Debt..... | | \$136,000 |
| 1853—Jan'y | 1 100 Bonds of \$1,000 each | \$100,000 |
| 1853—July | 1 140 " " " | 140,000 |
| " " | 1 1 Bond of \$3,000 | 2,000 |
| " " | 1 1 " " " | 2,000 |
| " " | 1 1 " " " | 2,000 |
| " " | 1 1 " " " | 2,000 |
| " " | 1 1 " " " | 2,000 |
| " " | 1 1 " " " | 2,000 |
| " " | 1 1 " " " | 2,000 |
| " " | 1 1 " " " | 2,000 |
| 1855—Aug. | 28 20 Bonds of \$1,000 each | 20,000 |
| 1857—Aug. | 12 18 " " " | 18,000 |
| 1857—Sept. | 1 82 " " " | 32,000 |
| 1858—May | 10 20 " " " | 20,000 |
| " " | 10 20 " " " | 20,000 |
| " " | 10 17 " " " | 17,000 |
| 1859—May | 15 3 " " " | 3,000 |
| " " | 15 3 " " " | 3,000 |
| " " | 15 3 " " " | 3,000 |
| 1861—July | 1 6 " " " | 6,000 |
| " " | 1 1 " " " | 800 |
| " " | 1 1 " " " | 250 |
| 1862—July | 15 " " " | 15,000 |
| " " | 1 25 " " " | 25,000 |
| 1862—Sept. | 16 12 " " " | 12,000 |
| " " | 16 1 " " " | 950 |
| Bonded Debt..... | | \$454,000 |
| Funded Debt..... | | 136,000 |
| Total..... | | \$590,000 |

"ED" AND "BONDED" DEBT when created, for what purpose, and when payable.

| For what purpose issued. | | When payable. | |
|-----------------------------|-------------|---------------|----------|
| City Stock, | 6 per cent. | July | 1, 1864 |
| " " | " " | " " | 1, 1866 |
| " " | " " | " " | 1, 1868 |
| " " | " " | " " | 1, 1870 |
| City Hall, | " " | " " | 1, 1870 |
| " " | " " | " " | 1, 1872 |
| " " | " " | " " | 1, 1873 |
| Floating Debt, | " " | April | 15, 1874 |
| " " | " " | " " | 15, 1875 |
| " " | " " | " " | 15, 1876 |
| " " | " " | " " | 15, 1877 |
| " " | " " | " " | 15, 1878 |
| " " | " " | " " | 15, 1882 |
| Roch. & G. V. RR. stock, | " " | January | 1, 1873 |
| " " | " " | " " | 1, 1873 |
| " " | " " | " " | 1, 1865 |
| " " | " " | " " | 1, 1866 |
| " " | " " | " " | 1, 1867 |
| " " | " " | " " | 1, 1868 |
| " " | " " | " " | 1, 1869 |
| " " | " " | " " | 1, 1870 |
| " " | " " | " " | 1, 1871 |
| " " | " " | " " | 1, 1872 |
| " " | " " | " " | 1, 1873 |
| Building Main st. bridge, | " " | " " | 1, 1876 |
| " Andrews | " " | August | 12, 1877 |
| Court & Main st. | " " | Sept'r | 1, 1877 |
| Floating Debt, | " " | May | 10, 1878 |
| Deep Hollow Imp't. | " " | " " | 10, 1878 |
| Andrews st. | " " | " " | 10, 1878 |
| Deep Hollow Imp't | " " | Sept'r | 1, 1865 |
| " " | " " | " " | 1, 1867 |
| " " | " " | " " | 1, 1869 |
| Steam Fire Engines, | " " | July | 1, 1881 |
| " " | " " | " " | 1, 1881 |
| " " | " " | " " | 1, 1881 |
| Bull's Clarissa st. bridge, | " " | " " | 1, 1882 |
| Widen'g Main | " " | " " | 1, 1882 |
| Steam Fire Engines, | " " | Sept'r | 16, 1882 |
| " " | " " | " " | 16, 1882 |

The Treasurer submits herewith, to the Hon. Statement, as required by section 52, title 4, of Rochester, March 21, 1864.

The Finance Committee having examined the certify that they find the same to be correct.
N. C. BRADSTREET, Mayor.
C. N. SIMMONS, City Clerk.

the Mayor and Common Council, the Annual the City Charter.

C. T. AMSDEN, Treasurer.
foregoing statement of the Treasurer, hereby

P. M. BROMLEY, } Finance Com.
E. N. BUELL, }

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