

PROCEEDINGS

OF THE

COMMON COUNCIL

OF THE

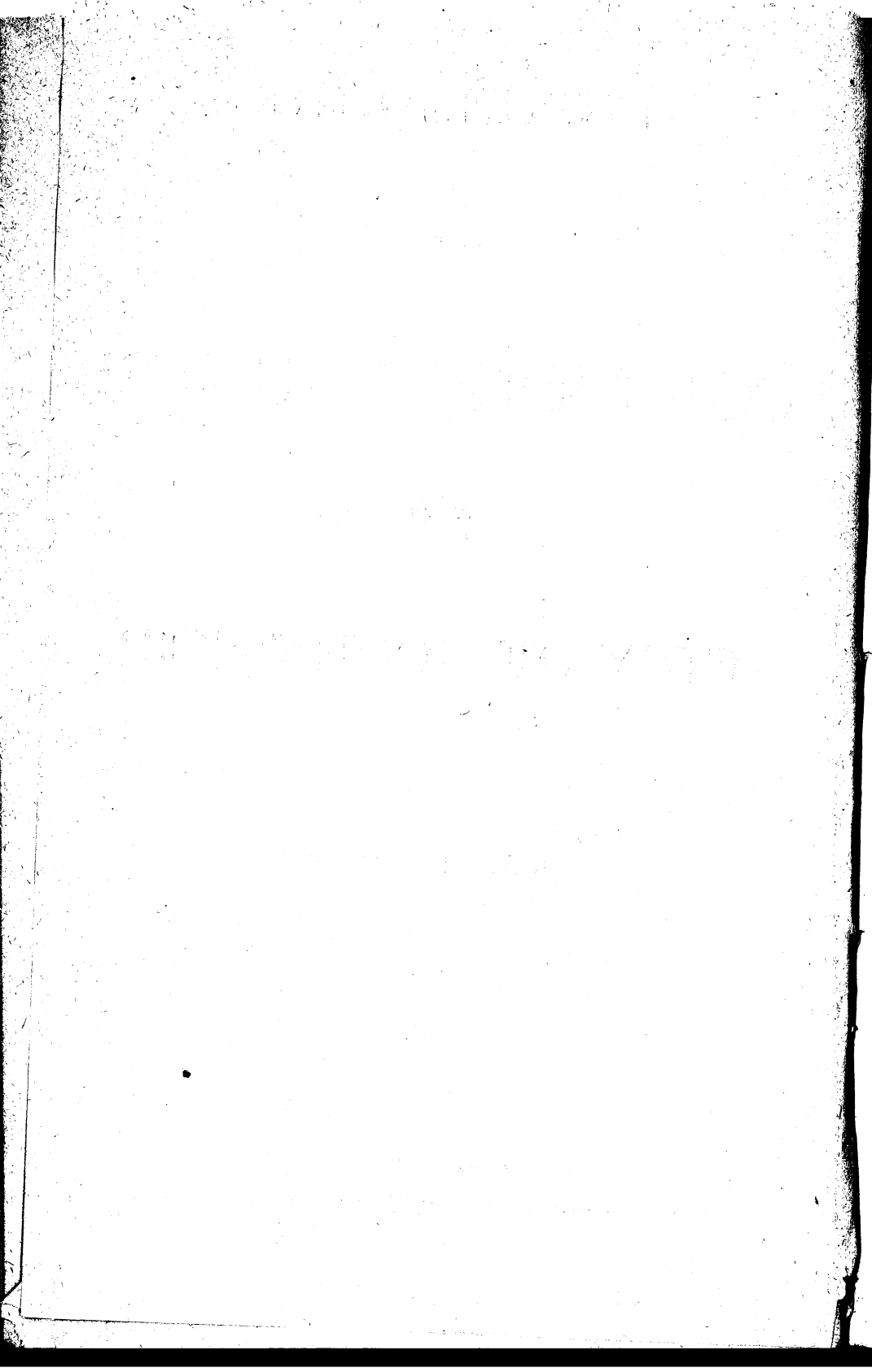
Chas. L. Raymond
CITY OF ROCHESTER,

For 1878-79.

ROCHESTER, N. Y.:

UNION AND ADVERTISER COMPANY'S PRINT, WEST MAIN STREET.

1878.



IN COMMON COUNCIL,

For 1878-79.

In Common Council--April 1, 1878.

ORGANIZATION OF THE NEW BOARD.

The Clerk called the Board to order.

Present—Ald. Tracy, FitzSimons, Montgomery, Herzberger, Warren, Hays, Crouch, Martin, Chace, Huntington, Vay, Donovan, Edelman, Smith, Knobles, Baetzel—16.

By the Clerk—

MAYOR'S OFFICE,
ROCHESTER, April 1, 1878. }

Edward Angevine, City Clerk :

You will please call a special meeting of the Common Council for the year 1878-9, at 3 o'clock p. m., Monday, April 1, 1878, at the Common Council Chamber, for the purpose of organization.

CORNELIUS R. PARSONS, Mayor.

Ald. Baetzel moved that Ald. Smith act as temporary President. Adopted.

Ald. Baetzel moved to ballot for President of the Board. Adopted.

Ald. Baetzel nominated Simon Hays.

Ald. FitzSimons nominated John W. Martin.

Ald. Baetzel and Ald. FitzSimons were appointed tellers.

FIRST BALLOT.

Simon Hays received..... 9 votes
John W. Martin..... 7 ..

Ald. Martin moved to make the election unanimous, and the motion was agreed to.

Simon Hays having received the requisite number of votes was declared elected President of the Board for the term of one year.

Ald. Montgomery moved that Ald. Martin and FitzSimons act as a committee to conduct the President to his chair. Adopted.

The committee having performed the duty, the President returned his thanks for the honor conferred.

Ald. Martin moved to ballot for City Clerk. Adopted.

Ald. Martin nominated Edward Angevine.
Ald. Warren nominated Daniel Scanlan.

FIRST BALLOT.

Edward Angevine received.....11 votes.
Daniel Scanlan .. 5 ..

Edward Angevine having received the requisite number of votes, was declared elected City Clerk for the term of two years.

Ald. Montgomery moved that a committee be appointed to wait upon His Honor the Mayor, and inform him of the organization of the Board, and that it was ready to receive

any communication he might have to make. Adopted.

The President appointed as such committee Ald. Montgomery, Martin and Warren.

The committee presented the following from His Honor the Mayor :

Gentlemen of the Common Council :

Among the many duties imposed by the charter upon the chief executive of the city is one "to recommend to the Common Council such measures as he shall deem expedient." Of late years, it has been the custom of the Mayor to submit his views and recommendations at the opening meeting of the Board, viz: the first Monday in April. This practice or usage I have twice followed ; but it is at this time my intention to depart in a measure from it, and postpone the main suggestions I have to make to a later period—to about the time of assessing the city taxes for the year. This will give us all ample opportunity to digest the annual report of the different committees, which have just been handed in, and make use of them at a most important time in the history of our city.

In assuming again to-day, as most of you do, the responsible positions you have the past twelve months occupied, advice from me hardly seems necessary to govern you in your actions during the year upon which you have entered. I shall, however, from time to time, and at the particular period to which I have referred, make what I shall deem to be suitable suggestions and which I trust will tend to good and economical government.

There are causes for especial congratulations at this time, as we look over some of the municipal occurrences of the past year. The favorable result in the suit of George D. Lord against the city, involving as it did almost countless thousands, and accompanied with it as a consequence of that litigation, is the establishment of a system of municipal law, the value of which we cannot possibly estimate. This of itself is a happy and important event. The good order and reputation of the city, which was so successfully and inexpensively maintained by the authorities during the "strikes" of last July, is another pleasant feature to refer to at this time. The health of the community, so carefully preserved, and efficiently guarded by Dr. Charles Buckley, the health officer, in connection with the Board of Health, and the earnestness of the members of the latter body to perpetuate the same in adopting suitable and needed methods for the future, by a system of calculation and study, en-

title them to the hearty support and thanks of every one, to whom this "department should be dear;" and so I might continue to enumerate, but, as stated above, it is not my intention to do so on this occasion, nor would it be proper for me to weary your patience, which I presume has already been sorely tried by matters pertaining to the organization of the Board today. And now, gentlemen, the government of the city has been intrusted to our care for the year, let us in the discharge of our duties administer justice by legislating equitably, and practicing every virtue calculated to promote the welfare and prosperity of the people.

CORNELIUS R. PARSONS.

Mayor's Office, Rochester, N. Y., April 1, 1878.

By Ald. Montgomery—

Resolved, That the Legislature be respectfully requested to take no action altering the boundaries of the city of Rochester without an expression on the part of the city authorities of the city, and that this Board respectfully remonstrate against any contraction of the city limits at the present time.

Resolved, That the clerk certify a copy of the foregoing resolution to the Senator and Member of Assembly from this city.

Adopted unanimously.

Ald. Smith moved to ballot for City Messenger.

Ald. Montgomery moved to adjourn until 7½ o'clock this evening.

Lost by the following vote:

Ayes—Ald. Tracy, FitzSimons, Montgomery, Herzberger, Crouch, Chace—6.

Nays—Ald. Warren, Hays, Martin, Huntington, Vay, Donovan, Edelman, Smith, Knobles, Baetzel—10.

The motion of Ald. Smith to ballot for Messenger was adopted.

FIRST BALLOT.

Frank J. Irwin received.....16 votes.

Frank J. Irwin having received the requisite number of votes, was declared elected Messenger.

Ald. Smith moved to, ballot for City Sealer. Adopted.

Ald. Baetzel nominated Michael Eiseman.

Ald. Warren nominated John Coffey.

Ald. Edelman nominated J. Langknecht.

FIRST BALLOT.

J. Langknecht received..... 5 votes.

Daniel O'Neil 1 vote.

Michael Eiseman 3 votes.

John Coffey 5

Charles Weld 1 vote.

Joseph Renner 1

Ald. Montgomery moved to adjourn.—

Adopted by the following vote:

Ayes—Ald. Tracy, FitzSimons, Montgomery, Herzberger, Crouch, Martin, Chace, Huntington, Edelman, Knobles—10.

Nays—Ald. Warren, Hays, Vay, Denivan, Smith, Baetzel—6.

EDWARD ANGEVINE, City Clerk.

In Common Council—April 2, 1878.

REGULAR MEETING.

Present—Ald. Tracy, FitzSimons, Montgomery, Herzberger, Warren, Hayes, Crouch, Martin, Chace, Huntington, Vay, Donovan, Edelman, Smith, Knobles.

Ald. Hays, President of the Board presiding.

PRESIDENT'S ADDRESS.

GENTLEMEN—I take this occasion to tender you my sincerest thanks for the great honor which you have conferred upon me in selecting me as your presiding officer for the ensuing year. And the distinction is all the greater, as the city has never had in its Common Council, as is generally conceded, men of more intelligence and of higher integrity, than you who have so conspicuously honored me.

It is with some diffidence that I accept the large responsibility which this position carries with it, but nevertheless I accept it, with the determination at all times to be equal to its every duty.

No doubt many measures will come before us which will require our careful consideration and largest devotion to the welfare of the city, but I believe this board will be distinguished by the good it will accomplish.

During my term, I shall seek always to discharge the duties of my office to the best interest of the community. I shall endeavor to make my rulings impartial and seek to promote harmony and good feeling in the board. I ask your cordial support in every good measure, feeling assured that under such a condition of things, our constituents will not have any cause to criticize our action. In conclusion allow me to say, that my predecessor vacated the chair with honor to himself and credit to the board, and I trust that when I shall vacate this position I shall carry, with me the same approbation of my colleagues, as my distinguished predecessor, the Alderman from the Eighth.

PRESENTATION OF PETITIONS, ACCOUNTS, &C.

By Ald. Tracy—Bills of

| | |
|--|-----------|
| Jacob Howe & Son, bread..... | \$ 177 54 |
| John Biekel, bread..... | 159 12 |
| Geo. Schofield, transportation..... | 80 29 |
| A. M. Sempie, groceries..... | 118 57 |
| H. A. Brewster & Co., groceries..... | 192 43 |
| A. M. Sempie, groceries..... | 28 60 |
| Boardman, Sherman & Co., flour..... | 140 00 |
| Joseph Heller, groceries..... | 16 00 |
| M. Yawman, bread..... | 81 78 |
| M. Heavey, transportation..... | 23 00 |
| Wm. Punch, burials..... | 18 50 |
| Fred. Kessel, bread..... | 101 52 |
| S. B. Roby, rent of coal yard..... | 87 50 |
| Rochester Orphan Asylum, board of inmates..... | 984 00 |
| Industrial School, board of inmates..... | 1,526 84 |
| H. Kondolf, bread..... | 94 88 |
| Glasser Bros. shoes..... | 63 50 |
| Church Home, board of inmates..... | 331 85 |
| City Hospital, board of inmates..... | 1,402 00 |
| Home for the Friendless, board of inmates..... | 117 60 |
| Home of Industry..... | 115 70 |
| St. Joseph's Orp. Asylum..... | 857 60 |
| St. Patrick's Orp. Asylum..... | 575 75 |
| St. Mary's | 1,139 51 |
| St. Mary's Hospital..... | 3,616 00 |

Referred to Poor Committee.

Also, bill of Townsend & Sullivan.

Referred to Law Committee.

Ald. Martin moved that the rules of the old Board be adopted as the rules of this Board. Adopted.

By Ald. Herzberger—Bills of Wm. I. Hanford, serving notices, \$8; John C. Moore, binding, &c., \$39.40. Referred to the Contingent Expense Committee.

B. Ald. Warren—Petition for pipe sewer in North St. Paul street. Referred to Sewer Committee. Also, petition of August Klingler to erect a wood building. Referred to the Wood Building Committee and Fire Marshal.

Also, the following petition:

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

The undersigned, residents and property owners on North St. Paul street and Conkey avenue, respectfully petition your honorable body to grant permission to the Rochester & Irondequoit Railway Company to lay a railroad track in North St. Paul street, from East Main street to the city line, using Conkey avenue for a portion of said distance, if deemed advisable by the company, and to operate a railroad propelled by horses in those streets subject to the conditions, limitations and restrictions of the ordinance entitled "An ordinance in relation to street railroads," passed June 24, 1862, and its amendments so far as that ordinance may be applicable to this road.

Dated Dec. 10th, 1877.

There are two hundred and ninety-one names within the territory specified by this petition, of which number there are two hundred and sixty-two found on the assessment rolls, being a very large majority of the tax-payers within the described territory.

D. MCKAY,
A. M. KOETH,
Assessors.

Laid on the table.

By Ald. Martin—Petition for sidewalk on Marion street. Referred to Improvement Committee.

By Ald. Chace—Petition of Patrick McGorray to erect a wood building. Referred to Wood Building Committee and Fire Marshal.

Ald. Chace moved that a committee of five be appointed on the subject of depressed and elevated N. Y. C. R.R. tracks.

Ald. Martin moved in addition that when such committee is appointed that the President be added to it. Both resolutions were adopted.

By Ald. Huntington—

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

GENTLEMEN—The Rochester City and Brighton Railroad Company respectfully asks permission to extend its tracks in East Main street to Union street, and through Union street to the ball grounds, the track to be laid on the sides of the streets. The owners of property on said streets in front of which the track is to be laid have granted the right of way.

P. BARRY,
President R. C. & B. R. Co.

April 2d, 1878.

Ald. Huntington moved that the prayer of the petition be granted. Adopted.

Ald. Huntington moved the appointment of a committee of three to consider the subject of salaries of officers, and report to the Board at the next regular meeting. Adopted.

By Ald. Donivan—Bills of John Hannan, hack hire, \$4; Roch. Gas Co., gas for City Hall and F. B., \$195.50. Referred to City Property Committee.

By Ald. Smith—Petition of Chas. Gager to erect a wood building. Referred to Wood Building Committee and Fire Marshal.

REPORTS OF STANDING COMMITTEES.

Ald. Herzberger, from the Contingent Expense Committee, Ald. Donivan, from the City Property Committee, and Ald. Tracy, from the Poor Committee, reported favorably on the bills referred to their committees and referred them to the Finance Committee for payment.

FINANCE BUDGET.

ROCHESTER, N. Y., April 2, 1878.

By Ald. Chace—Resolved, That the Treasurer pay as follows, when there are funds applicable:

CONTINGENT FUND.

| | |
|--|----------|
| Louis W. Brandt, printing..... | \$180 00 |
| Rochester Printing Co., printing tax sale..... | 250 00 |
| Adolphe Nolte, printing and papers..... | 146 80 |
| M. Heavey, hackhire..... | 5 00 |
| Briggs & Son, iron safe..... | 210 00 |
| And charge that fund. | |

CITY PROPERTY DEPARTMENT.

| | |
|----------------------------|---------|
| F. J. Irwin, supplies..... | \$ 7 70 |
| J. Talman, soap..... | 4 00 |
| And charge that fund. | |

POLICE DEPARTMENT.

| | |
|------------------------------------|----------|
| Merriam & Co., stationery, &c..... | \$ 71 65 |
| Alex. McLean, expenses Feb..... | 57 81 |

Police pay roll for March, 1878, as follows:

POLICE PAY ROLL FOR MARCH, 1878.

| | |
|--------------------------------|----------|
| Alex. McLean..... | \$141 67 |
| Samuel Brown..... | 85 00 |
| Peter Hughes..... | 85 00 |
| W. J. Rogers..... | 85 00 |
| Thos. Lynch..... | 85 00 |
| Peter Lauer, Jr..... | 85 00 |
| Ferry Marzluff..... | 85 00 |
| Wm. S. Fickett..... | 85 00 |
| P. C. Kavanaugh..... | 85 00 |
| Thos. A. Burchell..... | 85 00 |
| Caleb Pierce..... | 85 00 |
| Henry Baker..... | 75 00 |
| Jos. P. Cleary..... | 75 00 |
| John H. Dana..... | 75 00 |
| Ed. Van Vorst..... | 75 00 |
| Hugh Clark..... | 75 00 |
| Hugh Johnston, 28 days..... | 72 50 |
| John C. McQuatters..... | 75 00 |
| Wm. White..... | 75 00 |
| Frank B. Allen..... | 75 00 |
| W. R. McArthur..... | 75 00 |
| Thos. F. Hurley..... | 75 00 |
| John J. Garrett..... | 75 00 |
| Isaac Frank..... | 75 00 |
| John C. Haydon..... | 75 00 |
| John Wangman..... | 75 00 |
| P. H. Sullivan..... | 110 00 |
| Chas. McCormick..... | 95 00 |
| Jos. S. Roworth..... | 85 00 |
| Wm. F. Lush..... | 75 00 |
| Hugh Cronley..... | 75 00 |
| Robt. Burns..... | 75 00 |
| Ralph Bendon..... | 75 00 |
| Jacob Harter..... | 75 00 |
| Thos. Crouch, 29½ days..... | 73 75 |
| Andrew Connolly, 29½ days..... | 73 75 |
| Wm. P. O'Neil, 29½ days..... | 73 75 |
| Benj. C. Burnett..... | 75 00 |
| Wm. Keith..... | 75 00 |
| John H. Wordell..... | 75 00 |
| B. Horcheler..... | 75 00 |
| John Mitchell..... | 75 00 |
| Robt. M'Kee..... | 75 00 |
| Chas. E. Fowler, 29 days..... | 72 50 |
| Michael Brady..... | 75 00 |
| Wm. M'Kelvy..... | 75 00 |
| Joseph Legler, 28 days..... | 70 00 |
| Wm. H. DeWitt, 29½ days..... | 73 75 |
| Nicholas J. Loos..... | 75 00 |
| Fred. Griebel..... | 75 00 |
| Robert Sloan..... | 75 00 |
| Peter Bohrer, 24 days..... | 60 00 |
| Samuel Schwartz..... | 75 00 |
| Jas. J. Johnson..... | 75 00 |
| Thos. Dukelow..... | 75 00 |
| Patk. Hoctor..... | 75 00 |
| George Smtm..... | 75 00 |
| Lewis Jesserer..... | 75 00 |
| Frank Yahn, 29½ days..... | 72 50 |
| Michael Cain..... | 75 00 |
| Wm. Burgess..... | 75 00 |
| Michael Hynes..... | 75 00 |
| Chas. Hart..... | 75 00 |
| Frank D. Fay..... | 75 00 |
| Geo. Hoffman..... | 75 00 |
| James P. Flynn..... | 75 00 |
| John Monaghan..... | 75 00 |
| John P. Davis..... | 75 00 |
| Henry D. Shove, 29½ days..... | 73 75 |
| Michael Wolf, Jr..... | 75 00 |
| John M. Reis..... | 75 00 |
| Charles Peart..... | 75 00 |
| Wm. Laragy..... | 75 00 |
| Louis No'dt, 28 days..... | 70 00 |
| Jerry Twaig..... | 75 00 |
| Ed. McDonough, 20 days..... | 50 00 |
| Older Oliver..... | 75 00 |

| | |
|--|-------------------|
| De F. H. Chase, 29 days..... | 72 50 |
| John Dean..... | 75 00 |
| Felix Lynch..... | 75 70 |
| Jos. St. Hellens..... | 73 00 |
| Ed. Rice, 29 1/2 days..... | 71 25 |
| Peter Hess..... | 75 00 |
| Mich. Hyland..... | 75 00 |
| Jacob Marker..... | 60 00 |
| B. Frank Enos, Clerk of Commissioners..... | 125 00 |
| B. Frank Enos, expenses to April 1..... | 11 25 |
| | \$6,746.67 |

Payable to B. Frank Enos, Clerk.
Examined and approved.
And charge that Fund.

C. R. PARSONS,
FRED'K ZIMMER,
H. C. DANIELS,
Commissioners.

The Budget was adopted by the following vote :
Ayes—Alds. Tracy, Fitz Simons, Montgomery, Herzberger, Warren, Hays, Crouch, Martin, Chase, Huntington, Vay, Donivan, Edelman, Smith, Knobles, Baetzel—16.

COMMUNICATIONS FROM THE MAYOR AND OTHER EXECUTIVE OFFICERS.

By the Clerk—

MAYOR'S OFFICE,
ROCHESTER, N. Y., April 2d, 1878. }

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

I hereby appoint William S. Smith and Edwin Huntington as members of the Board of Health; the former as his own successor, and the latter to succeed F. C. Lauer, Jr., whose term of office has expired.

CORNELIUS R. PARSONS, Mayor.

Ald. Montgomery moved the confirmation of the appointments. Adopted.

MAYOR'S OFFICE,
ROCHESTER, N. Y., April 2d, 1878. }

To the Honorable the Common Council :

GENTLEMEN : George D. Williams, Esq., has this day filed with me a bond for fifty thousand dollars for the faithful performance of his duties as City Treasurer.

The amount is the same as he has before furnished; and if it meets with your approval, please make it manifest, as the law requires your sanction.

CORNELIUS R. PARSONS,
Mayor.

Ald. Martin moved that the amount of the bond be approved. Adopted.

OFFICE OF EXECUTIVE BOARD,
ROCHESTER, April 1, 1878. }

To the Honorable the Common Council :

I have the honor to transmit herewith—

1. Statement of expenditures by the Executive Board during the month of March, 1878.

2. Statement of the condition of the several funds in charge of the Executive Board at this date.

Respectfully, your obedient servant,

THOS. J. NEVILLE,

Clerk of the Executive Board.

Ordered received, filed and published.

OFFICE OF EXECUTIVE BOARD,
Rochester, N. Y., April 1, 1878 }

STATEMENT

Of expenditures by the Executive Board during the month of March, 1878.

| | |
|--|-------------|
| Funds Charged..... | Amounts. |
| Highway Fund..... | \$ 3,724 83 |
| Fire Department Fund..... | 4,065 83 |
| Water Pipe Fund..... | 5 00 |
| Water Works Fund..... | 3,218 24 |
| Godman street plank walk..... | 48 50 |
| Fire Department Fund, special loan for purchase of Stanley land..... | 1,018 00 |

Total.....\$11,080 81
(Official.) THOS. J. NEVILLE,
Clerk of Executive Board.

Ordered received, filed and published.

OFFICE OF EXECUTIVE BOARD,
Rochester, N. Y., April 1st, 1878. }

STATEMENT

Of the condition of the several funds in charge of the Executive Board at this date.

Credit Balances.

| | |
|------------------------------|-------------|
| Highway Fund..... | \$ 6,439 22 |
| Fire Department Fund..... | 9,770 75 |
| Water Pipe Fund..... | 54 00 |
| Water Works Fund..... | 28,551 47 |
| Salary and Expense Fund..... | 513 32 |

Debit Balances.

| | |
|---|------------|
| Sidewalk Repair Fund..... | \$1,674 59 |
| Main street Repairs..... | 611 43 |
| (Official) THOS. J. NEVILLE, Clerk of Executive Board. | |

Ordered received, filed and published.

OFFICE OF EXECUTIVE BOARD,
ROCHESTER, April 2d, 1878 }

To the Common Council of the City of Rochester :

GENTLEMEN : At a meeting of the Executive Board held Friday, March 29, 1878, the following resolution was adopted :

By Mr. Fish—Resolved, That this Board respectfully recommends to the Common Council the passage of an ordinance for the construction of a sewer in Ames street, from the Central Railroad track to East Maple street sewer. Adopted.

A true copy from the minutes.

THOS. J. NEVILLE, Clerk.

Referred to Sewer Committee.

OFFICE OF EXECUTIVE BOARD,
ROCHESTER, April 2d, 1878. }

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

GENTLEMEN : At a meeting of the Executive Board held Friday, March 29, 1878, the following resolution was adopted :

By Mr. Fish—Resolved. That this Board respectfully recommends to the Common Council the passage of an ordinance for the setting of six stench traps in Scott Place, running between West Main street and Allen street. Adopted.

A true copy from the minutes

THOS. J. NEVILLE,
Clerk.

Referred to Sewer Committee.

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

GENTLEMEN. The undersigned, Commissioners of Exercise of the city of Rochester, report that moneys have been received by said Commissioners, from the persons named, and in the respective amounts set forth in the following schedule, commencing March 1st, 1878, to and including March 30th, 1878, for licenses to sell and dispose of strong and spirituous liquors, wines, ale and beer, in quantities less than five gallons at a time, to wit:

| | |
|--|----------|
| Valentine Gilliard, 86 E. Main..... | \$ 20 00 |
| Richard Kinney, 22 Exchange Place..... | 20 00 |
| Walter S. Crowll, 94 Caledonia ave..... | 30 00 |
| John Conway, 314 State st..... | 30 00 |
| Christian Galt, 111 North ave..... | 30 00 |
| George Elbs, 117 Lyell st..... | 20 00 |
| Caspar Siebert, 115 Pinnacle ave..... | 30 00 |
| Catharine D. Burke, 112 East ave..... | 30 00 |
| Patrick Eagan, 55 Prospect st..... | 30 00 |
| John M. Lettington, 25 Exchange Place..... | 30 00 |
| George Foelner, Lime and Orchard..... | 30 00 |
| George M. Goetz, 36 St. Joseph se..... | 30 00 |
| John M. Krez, 140 Hudson st..... | 30 00 |
| James B. Jenkins, 27 & 29 Powers Block..... | 30 00 |
| John McKenna, 260 State st..... | 30 00 |
| Leonard S. Case, Monroe ave., 16th ward..... | 40 00 |
| John Ringwood, 118 Adams st..... | 30 00 |
| William Mitchell, 232 State st..... | 20 00 |

Total.....\$510 00

We have disposed of said moneys as follows:
Paid James P. Evans for serving notices and summons.....

19 50

Deposited with City Treasurer..... 490 50

Total..... \$510 00

Licenses have been granted to all of the above named applicants.

STATE OF NEW YORK, County of Monroe, ss. James Baker and Hermann Mutschler, of the city of Rochester, in said County, being duly sworn, say, and each for himself says, that the foregoing annexed report of moneys received by them for the purposes named in said report, with the names of persons and dates therein given, are correctly set forth in said report, and that the said report embraces the whole of the moneys received from March 1st, 1878, to and including March 30th, 1878.

JAMES BAKER,
HERMANN MUTSCHLER,
Com'rs of Excise.

Subscribed and sworn to before me this 30th day of March, 1878.

JAMES P. EVANS,
Com'r of Deeds.

Ordered received, filed and published.

By Ald. Chace—Resolved, That the city's interests in the following tax sale be assigned to Paul H. Martin upon his paying the amount of the tax and expense to the date of the assignment. Fifteenth Ward, Matilda Goldsmith, lot 117, S. part German track, north side of Maple street. Adopted.

FIRST ORDINANCES.

SPRINKLING EXCHANGE STREET.

By Ald. Donivan—Resolved, That the City Surveyor ascertain and report to this Council the expense of sprinkling Exchange street, from Main street to Adams street, until November 1st, 1878.

Adopted.
The Surveyor submitted as such estimate \$800.
By Ald. Donivan—Resolved, That the following improvement is expedient, viz.:

The sprinkling of Exchange street, from Main street to Adams street, until Nov. 1st, 1878.

And Whereas, The City Surveyor, under the direction of this Council, 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, viz.:

One tier of lots on each side of Exchange street, from Main street to Adams street.

And the Clerk is hereby directed to publish notice in pursuance of Title VII, Section 165 of the Revised City Charter of 1874, of the City of Rochester, that all persons interested in the subject matter of said improvement are required to attend the Common Council on Tuesday evening, April 16, 1878, at half-past seven o'clock, at the Common Council Chamber, when allegations will be heard.

Adopted.

SPRINKLING EAST AVENUE.

By Ald. Donivan—Resolved, That the City Surveyor ascertain and report to this Council the expense of sprinkling East avenue from East Main street to Alexander street until Nov. 1, 1878.

Adopted.
The Surveyor submitted as such estimate \$650.

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

The sprinkling of East avenue from East Main street to Alexander street, until Nov. 1, 1878.

And whereas, The City Surveyor, under the direction of this Council, has made an estimate of the whole expense thereof, and reported the same at \$650, 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 East avenue from East Main street to Alexander street.

And the Clerk is hereby directed to publish notice in pursuance of Title VII, section 165, of the Revised Charter of 1874, of the city of Rochester, that all persons interested in the subject matter of said improvement, are required to attend the Common Council, on Tuesday evening, April the 16th, 1878, at half-past 7 o'clock, at the Common Council Chamber, when allegations will be heard.

Adopted.

FLAG WALK ON EAST MAIN STREET.

By Ald. Donivan—Resolved, That the City Surveyor ascertain and report to this Council the expense of constructing a flag walk on the north side of East Main street, from Stone street to Franklin street, except where good flag walks now exist.

Adopted.

The Surveyor submitted as such estimate \$2,497.
By Ald. Donivan—Resolved, That the following improvement is expedient, viz.:

The construction of flag walks on the north side of East Main street, from Stone street to Franklin street, except where good flag walks now exist.

And whereas, The City Surveyor, under the direction of this Council, has made an estimate of the whole expense thereof, and reported the same at \$2,497, 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 East Main street between Stone street and Franklin street, in front of which flag walks shall be laid.

And further, Resolved, That the tax-payers to be assessed for making such improvement may pay their assessments in three equal payments, as follows: One-third of the amount assessed within thirty days after the advertisement of the assessment roll; one-third of the amount within one-year from the confirmation of said roll; and the remaining one-third within two years from the confirmation of said roll. On all sums paid prior to the maturity of the said last installment, a discount will be allowed at seven per cent. per annum.

And the Clerk is hereby directed to publish notice in pursuance of Title VII, Section 165 of the Revised Charter of 1874, of the City of Rochester, that all persons interested in the subject matter of said improvement are required to attend the Common Council on Wednesday evening, April 16, 1878, at half-past seven o'clock, at the Common Council Chamber, when allegations will be heard.

Adopted.

STONE SEWER IN TREMONT STREET.

By Ald. Tracy—Resolved, That the City Surveyor ascertain and report to this Council the expense of constructing a stone sewer 1½x2 feet in Tremont street, from the sewer in Francis street to the centre of Saxe street; also the necessary surface sewers and lot laterals.

Adopted.
The Surveyor submitted as such estimate, \$2,528.
By Ald. Tracy—Resolved, That the following improvement is expedient, viz.:

The construction of a stone sewer 1½x2 feet in Tremont street, from the sewer in Francis street to the centre of Saxe street; also the necessary surface sewers and lot laterals.

And whereas, The City Surveyor, under the direction of this Council, has made an estimate of the whole expense thereof, and reported the same at \$2,528, 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 Tremont street, from Francis street to the centre of Saxe street.

And further resolved, That the taxpayers to be assessed for making such improvement may pay their assessments in three equal payments, as follows: One-third of the amount assessed within thirty days after the advertisement of the assessment roll; one-third of the amount within one year from the confirmation of said roll; and the remaining one-third within two years from the confirmation of such roll. On all sums paid prior to the maturity of the said last installment, a discount will be allowed at seven per cent. per annum.

And the Clerk is hereby directed to publish notice in pursuance of Title VII, Section 165 of the Revised Charter of 1874, of the City of Rochester, that all persons interested in the subject matter of said improvement are required to attend the Common Council on Tuesday evening, April the 16th, 1878, at half past 7 o'clock, at the Common Council Chamber, when allegations will be heard.

Adopted.

SEWER IN LYLELL STREET.

By Ald. Tracy—Resolved, That the City Surveyor ascertain and report to this Council the expense of constructing a stone sewer 1½ by 2 feet in Lylell street from the west end of the present Lylell street sewer to a point 111 feet west of the west line of Murray street. Also the necessary surface sewers and lot laterals.

Adopted.
The Surveyor submitted as such estimate \$2,050.
By Ald. Tracy—Resolved, That the following improvement is expedient, viz.:

The construction of a stone sewer 1½ by 2 feet in Lylell street from the west end of the present Lylell street sewer to a point 111 feet west of the west line of Murray street. Also the necessary surface sewers and lot laterals.

And Whereas, The City Surveyor, under direction of this Council, has made an estimate of the whole expense thereof and reported the same at \$2,050, 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 Lyell street from the east line of Child street to a point 111 feet west of the west line of Murray street.

And further, Resolved, That the tax payers to be assessed for making such improvement may pay their assessments in three equal payments, as follows: One-third of the amount assessed within thirty days after the advertisement of the assessment roll; one-third of the amount within one year from the confirmation of said roll; and the remaining one-third within two years from the confirmation of said roll. On all sums paid prior to the maturity of the said last instalment a discount will be allowed at seven per cent. per annum.

And the Clerk is hereby directed to publish notice in pursuance of Title VII., Section 165, of the Revised Charter, of 1874, of the City of Rochester, that all persons interested in the subject matter of said improvement, are required to attend the Common Council, on Tuesday evening, April 16th, 1878, at half-past 7 o'clock at the Common Council Chamber, when allegations will be heard.

Adopted.

SPRINKLING LAKE AVENUE AND STATE STREET.

By Ald. Donivan—Resolved, That the City Surveyor ascertain and report to this Council the expense of sprinkling State street and Lake avenue, from the N. Y. C. & H. R. R. to the north line of Jones avenue, until November 1st, 1878.

The Surveyor submitted as such estimate, \$800.

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

The sprinkling of State street and Lake avenue, from the N. Y. C. & H. R. R. to the north line of Jones avenue, to November 1st, 1878.

And Whereas, The City Surveyor, under the direction of this Council, 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 viz.

One tier of lots on each side of State street and Lake avenue, from the N. Y. C. & H. R. R. to Jones avenue.

And the Clerk is hereby directed to publish notice in pursuance of Title VII. of the City of Rochester, that all persons interested in the subject matter of said improvement are required to attend the Common Council, on Tuesday evening, April 16th, 1878, at 7½ o'clock, at the Common Council Chamber, when allegations will be heard.

Adopted.

SPRINKLING SOUTH CLINTON STREET.

By Ald. Donivan—Resolved, That the City Surveyor ascertain and report to this Council the expense of sprinkling South Clinton street, from East Main street to Monroe avenue, until November 1st, 1878.

Adopted.

The Surveyor submitted as such estimate, \$448.

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

The sprinkling of South Clinton street, from East Main street to Monroe avenue, until November 1st, 1878.

And Whereas, The City Surveyor, under the direction of this Council, has made an estimate of the whole expense thereof and reported the same at \$448 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 Clinton street, from East Main street to Monroe avenue.

And the Clerk is hereby directed to publish notice in pursuance of Title VII., section 165 of the Revised Charter of 1874 of the City of Rochester, that all persons interested in the subject matter of said improvement are required to attend the Common Council, on Tuesday evening, April 16th, 1878, at half-past 7 o'clock, at the Common Council Chamber, when allegations will be heard.

Adopted.

PLANK WALK ON PRYOR STREET.

By Ald. Donivan—Resolved, That the City Surveyor ascertain and report to this Council the expense of constructing a plank walk 4 feet wide, on the south side of Pryor street, from St. Joseph street to Hanover street; also the necessary cross walks.

Adopted.

The Surveyor submitted as such estimate \$198.

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

The construction of a plank walk, 4 feet wide, on the south side of Pryor street, from St. Joseph street to Hanover street; also, the necessary cross walks.

And whereas, the City Surveyor, under the direction of this Council, has made an estimate of the whole expense thereof, and reported the same at \$198, 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 Pryor street, from St. Joseph street to Hanover street.

And the Clerk is hereby directed to publish notice, in pursuance of Title VII., section 165 of the Revised Charter of 1874, of the City of Rochester, that all persons interested in the subject matter of said improvement are required to attend the Common Council on Tuesday evening, April 16th, 1878, at half-past seven o'clock, at the Common Council Chamber, when allegations will be heard.

Adopted.

LAKE AVENUE SPRINKLING.

By Ald. Donivan—Resolved, That the City Surveyor ascertain and report to this Council the expense of sprinkling Lake avenue from Jones avenue to the north line of the Sweeting property, until November 1st, 1878.

Adopted.

The Surveyor submitted as such estimate \$600.

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

The sprinkling of Lake avenue from Jones avenue to the north line of the Sweeting property, until November 1st, 1878.

And Whereas, The City Surveyor, under the direction of this Council, has made an estimate of the whole expense thereof, and reported the same at \$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, viz.:

One tier of lots on each side of Lake avenue from Jones avenue to the north line of the Sweeting property.

And the Clerk is hereby directed to publish notice in pursuance of Title VII, Section 165 of the Revised Charter of 1874 of the city of Rochester, that all persons interested in the subject matter of said improvement are required to attend the Common Council on Tuesday evening, April 16th, 1878, at half-past seven o'clock, at the Common Council Chamber, when allegations will be heard.

Adopted.

SPRINKLING STATE STREET.

By Ald. Donivan—Resolved, That the City Surveyor ascertain and report to this Council the expense of sprinkling State street, from Main street to the N. Y. C. & H. R. R., until November 1st, 1878.

Adopted.

The Surveyor submitted as such estimate \$420.

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

The sprinkling of State street, from Main street to the N. Y. C. & H. R. R., until November 1st, 1878.

And whereas, The City Surveyor, under the direction of this Council, 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, viz.:

One tier of lots on each side of State street, from Main street to the N. Y. C. & H. R. R.

And the Clerk is hereby directed to publish notice, in pursuance of Title VII, Section 165 of the Revised Charter of 1874, of the City of Rochester, that all persons interested in the subject matter of said improvement are required to attend the Common Council, on Tuesday evening, April 16th, 1878, at half-past 7 o'clock, at the Common Council Chamber, when allegations will be heard.

Adopted.

SPRINKLING WEST AVENUE.

By Ald. Donivan—Resolved, That the City Surveyor ascertain and report to this Council the expense of sprinkling West avenue, from the Erie Canal to Francis street, until November 1st, 1878.

Adopted.

The Surveyor submitted as such estimate, \$700.

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

The sprinkling of West avenue, from the Erie Canal to Francis street, until November 1st, 1878.

And whereas, The City Surveyor, under the direction of this Council, has made an estimate of the whole expense thereof, and reported the same at \$700, 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 West avenue, from the Erie Canal to Francis street.

And the Clerk is hereby directed to publish notice in

purSUance of title vii, section 165 of the revised Charter of 1874 of the city of Rochester, that all persons interested in the subject matter of said improvement are required to attend the Common Council on Tuesday evening, April 16th, 1878, at half-past 7 o'clock, at the Common Council Chamber, when allegations will be heard.

Adopted.

SPRINKLING EAST AND WEST MAIN STREETS.

By Ald. Donivan—Resolved, That the City Surveyor ascertain and report to this Council the expense of sprinkling East and West Main streets from East avenue to the Erie Canal until Nov. 1, 1878.

Adopted.

The Surveyor submitted as such estimate \$1,200.

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

The sprinkling of East and West Main streets from East avenue to the Erie Canal until Nov. 1, 1878.

And Whereas, The City Surveyor, under the direction of this Council, has made an estimate of the whole expense thereof, and reported the same at \$1,200, 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 East and West Main streets from East avenue to the Erie Canal.

And the Clerk is hereby directed to publish notice in pursuance of title vii, section 165 of the revised Charter of 1874 of the City of Rochester, that all persons interested in the subject matter of said improvement are required to attend the Common Council on Wednesday evening, April the 16th, 1878 at half-past 7 o'clock, at the Common Council Chamber, when allegations will be heard.

Adopted.

The final ordinance for a sewer in North avenue was presented and read.

Ald. Baetzel presented a remonstrance.

Ald. Baetzel moved that the ordinance be changed so that the improvement shall only extend northward to the north side of Channing street, and that the Surveyor bring in a new ordinance for the improvement from the railroad to the north side of Channing street.

Lost by the following vote:

Ayes—Ald. Fitz Simons, Montgomery, Hays, Martin, Vay, Knobles, Baetzel—7.

Nays—Ald. Tracy, Herzberger, Warren, Crouch, Chace, Huntington, Donivan, Edelman, Smith—9.

The ordinance was then lost by the following vote:

Ayes—Ald. Tracy, Herzberger, Warren, Crouch, Chace, Huntington, Donivan, Smith—8.

Nays—Ald. Fitz Simons, Montgomery, Hays, Martin, Vay, Edelman, Knobles, Baetzel—8.

Ald. Montgomery moved to reconsider the vote just taken. Adopted.

He then moved that the ordinance lie on the table until the next regular meeting. Adopted.

Ald. Smith moved that all final ordinances advertised for allegation this evening be postponed until the next regular meeting. Adopted.

UNFINISHED BUSINESS.

Ald. Baetzel moved to proceed to ballot for a City Surveyor. Adopted.

He nominated Oscar H. Peacock.

FIRST BALLOT.

Oscar H. Peacock received..... 16 votes.

Oscar H. Peacock having received the requisite number of votes was declared elected City Surveyor for the period of two years.

Ald. Smith moved to ballot for Overseer of the Poor. Adopted.

He nominated Joseph Schutte.

Ald. Baetzel nominated George Messmer.

FIRST BALLOT.

Joseph Schutte received..... 13 votes.

George Messmer .. 3 ..

Joseph Schutte having received the requisite

number of votes was declared elected Overseer of the Poor for the term of two years.

Ald. Warren moved to ballot for City Sealer. Adopted.

He nominated John Coffey. Ald. Edelman nominated Jacob Langknecht. Aid. Baetzel nominated Michael Eiseman.

FIRST BALLOT.

John Coffey received..... 7 votes.

Jacob Langknecht .. 7 ..

Charles Weid .. 1 vote.

Michael Eiseman .. 1 ..

No choice.

SECOND BALLOT.

Jacob Langknecht received..... 8 votes.

John Coffey .. 8 ..

No choice.

THIRD BALLOT.

Jacob Langknecht received..... 9 votes.

John Coffey .. 7 ..

Jacob Langknecht having received the requisite number of votes was declared elected City Sealer for the term of one year.

Ald. Baetzel moved to ballot for three city physicians for the east side of the river. Adopted.

FIRST BALLOT.

Dr. Wm. F. Sheehan received..... 15 votes

Dr. Fred'k Nusslin .. 9 ..

Dr. Geo. D. Benford .. 13 ..

Dr. Devinney .. 6 ..

Drs. Sheehan, Nusslin and Benford, having received the requisite number of votes, were declared duly elected City Physicians for the term of one year.

Ald. Chace moved to ballot for three City Physicians for the west side of the river. Adopted.

Dr. J. J. Burke received12 votes.

Dr. Thos. A. O'Hare received.....11 ..

Dr. Wooden .. 5 ..

Dr. Julius Schmitt .. 8 ..

Dr. Harrington .. 1 ..

Dr. Chas. E. McKelvey .. 10 ..

Drs. Burke, O'Hare and McKelvey, having received the requisite number of votes, were declared elected City Physicians for the west side of the river for the term of one year.

Ald. Warren moved to take from the table the petition for a street railway in Conkey avenue.

Ald. Montgomery moved that the whole matter lie over until the next regular meeting. Adopted.

EXECUTIVE BUSINESS.

Ald. Herzberger moved to proceed to ballot for Commissioners of Deeds, and on balloting, John E. Morey, Jr., J. Banker, J. Wilson, J. J. Banker, having received the requisite number of votes, were declared elected Commissioners of Deeds.

The President handed down the following Committees:

On depressed and elevated N. Y. C. R. R. tracks—Ald. Chace, Warren, Montgomery, Tracy, Martin, FitzSimons.

On Salaries—Ald. Huntington, Baetzel, Crouch.

Ald. Martin moved the appointment of Ald. FitzSimons, Chace and Knobles, as a committee to enquire into the qualifications of the City Physicians elected by the Board this evening. Adopted.

By Ald. FitzSimons :
 To the Honorable, the Mayor and Council of
 the City of Rochester :

GENTLEMEN :—I most respectfully request the
 use of the City Hall for religious meetings for
 one week, commencing Monday evening next,
 the 8th inst. WILLIS C. GAYLORD,
 Rochester, N. Y., April 2d, 1878.

Laid on the table.
 The President then declared the Board ad-
 journed.

EDWARD ANGEVINE,
 City Clerk.

In Common Council---April 16, 1878.

REGULAR MEETING.

The President, Ald. Simon Hays, presiding.
 Present—Ald. Tracy, FitzSimons, Montgom-
 ery, Herzberger, Warren, Hays, Crouch,
 Martin, Chace, Huntington, Vay, Donovan,
 Edelman, Smith, Knobles, Baetzel—16.

The minutes of the two previous meetings
 were approved as published.

PRESENTATION OF PETITIONS, ACCOUNTS, ETC.

By Ald. Tracy—Bills of

| | |
|---|----------|
| Johanna Yawman, bread..... | \$126 36 |
| A. Hefner, bread..... | 89 54 |
| G. M. Leckinger, shoes..... | 73 25 |
| S. Wheeler, rent..... | 12 00 |
| H. Sibley, rent..... | 15 00 |
| John Groh, shoes..... | 143 00 |
| Louis P. Beck, shoes..... | 42 75 |
| Boardman, Sherman & Co., flour..... | 110 00 |
| A. L. Morris, meat..... | 100 00 |
| Alex. S. Francis, groceries..... | 8 00 |
| Gerling Bros., flour..... | 66 50 |
| Beck & Bro., shoes..... | 16 50 |
| Joseph Schutte, Overseer's disbursements..... | 101 36 |

Referred to Poor Committee.

By Ald. Herzberger—

REPORT OF THE POLICE CLERK FOR THE MONTH
 OF MARCH, 1878.

POLICE COMMISSIONERS' OFFICE,)
 April 16, 1878.)

To the Honorable the Common Council:

GENTLEMEN—I respectfully report the following as
 the total amount of fines and penalties imposed by the Po-
 lice Justice for the month of March, 1878, to-
 gether with the amount collected :

| Mar. | Crime. | Penalty. | Paid. |
|--------------------|-------------------|----------|-------|
| 1—Mary Connolly | drunk, | 10 | |
| Kate Hall | .. | 10 | 10 |
| Paul Burnett | petit larceny, | 10 | |
| Catharine Iago | vio. ord. | 25 | 25 |
| Minnie Wheeler | .. | 25 | |
| Henry Appy | .. | 5 | 5 |
| Rudolph Mahot | .. | 19 | 5 |
| 2—Jas. Coffinger | drunk, | 10 | 5 |
| Margaret Barry | petit larceny, | 50 | 25 |
| John Curlett | drunk, | 10 | 5 |
| Wm. E. Elwood | .. | 10 | 5 |
| 4—Thos. Courtney | .. | 10 | |
| Eed. Carobine | .. | 5 | |
| John Connors | .. | 5 | 5 |
| Pat'k Gannon | .. | 10 | |
| John Doe | .. | 10 | 10 |
| 5—Mary Jones | petit larceny, | 25 | |
| 6—Sam'l Erwin | assault, | 25 | |
| Conrad Ackerman | drunk, | cost | 2 50 |
| Barth Ackerman | .. | cost | 2 50 |
| 7—Jerome Brown | .. | 2 | |
| Dan'l McLaughlin | .. | 5 | |
| Henry Roberts | .. | 10 | 5 |
| Wm. H. Johnson | .. | 5 | |
| Orville V. Bowman, | .. | 5 | |
| Jos. Goldbach | assault, | 5 | 5 |
| Frank Hilbert | vio. ord. | 10 | 5 |
| Ed. Loebis | .. | 10 | 5 |
| Wm. Ranfeisler | .. | 10 | 5 |
| 8—Jane McCabe, | drunk, | 10 | |
| John Dougherty | .. | 10 | |
| Mary Minott | .. | 10 | |
| Frank Busstus | assault, | 0 | 5 |
| Edward Caple | drunk, | 10 | 1 |
| Emabelle Campbell | cr'ty to a child, | 20 | |

| | | | |
|----------------------|----------------------|------|------|
| 9—Peter Loy | drunk, | 5 | |
| Chas Gilday | petit larceny, | 10 | 10 |
| Mary Carr | drunk, | 10 | |
| Fannie Hetzel | .. | 10 | 10 |
| 11—John Quinn | .. | 5 | |
| Edward Hackett | assault, | 25 | 15 |
| Teressa Kreig | petit larceny, | 100 | 100 |
| Barney Doran | drunk, | 10 | |
| Felix Kreig | petit larceny, | 50 | 50 |
| Annie Renoland | .. | 200 | 200 |
| Jean Stutson | .. | 10 | 10 |
| 12—Mary Wright | drunk, | 10 | |
| 13—Philip Brecht | .. | 10 | |
| Geo Bogus | assault, | cost | 3 |
| Georgian Davenport | petit larceny, | 25 | |
| Theron E Underhill | drunk, | 10 | 5 |
| 15—Thos Kanagh | petit larceny, | 20 | |
| John Read | .. | 10 | |
| Patk Sullivan | .. | 10 | |
| Wm Post | .. | 10 | |
| Barrett Smith | .. | 10 | |
| Barney Ferguson | exposing person, | 25 | 25 |
| Sam'l Elison | drunk, | 10 | 5 |
| Elizabeth Barker | disorderly, | 10 | |
| 16—John Sullivan | drunk, | 5 | |
| Conrad Schaupp | assault, | 25 | 25 |
| Edwin Burns | .. | 25 | 25 |
| Oren S Avery | disorderly, | 10 | 10 |
| Rudolph Krumbein | assault, | 10 | 10 |
| 18—Bell Keefe | violation ordinance, | 25 | |
| Bell Keefe | drunk, | 10 | 10 |
| Joseph Doe | .. | 10 | |
| Thos McHale | .. | 5 | 5 |
| Leonard Regg | .. | 10 | 10 |
| Henry Richards | .. | 5 | |
| Jas McLaughlin | .. | 10 | |
| John Donovan | assault, | 10 | |
| John Redmond | .. | 10 | |
| Jas Moore Jr | .. | 15 | |
| Wm Murry | drunk, | 10 | 5 |
| Anna Zimmerman | .. | 10 | |
| 19—John McFarlin | .. | 10 | |
| Wm Hunt | assault, | 20 | 10 |
| 20—Judson L Thompson | drunk, | 10 | 10 |
| John B Coombs | .. | 10 | |
| James Leonard | .. | 10 | 10 |
| Arndt Rosenthal | .. | 10 | |
| Rollin Dunn | .. | 10 | |
| John Landers | violation ordinance, | 25 | |
| Mathew Murphy | .. | 3 | 3 |
| 21—Jos Hendershut | drunk, | 10 | 5 |
| Delia Clark | .. | 0 | 5 |
| Ed Doe | .. | 10 | 10 |
| Geo Richards | .. | 5 | |
| Terence Kennedy | .. | 5 | |
| Ed Deveraux | assault, | 5 | 2 50 |
| Chas Zimmerman | .. | 5 | |
| 22—Wm M Fuller | .. | 10 | 2 |
| John Britton | .. | 10 | |
| Dennis Sloan | .. | 10 | 3 |
| Sarah Pettit | .. | 10 | |
| Ann Green | .. | 10 | |
| 23—Daniel Prue | .. | 5 | |
| Stephen Brown | .. | 5 | 3 |
| 5—John Whitney | .. | 10 | |
| John Burnett | .. | 5 | 5 |
| Conrad Nafe | .. | 5 | |
| John Williams | .. | 10 | |
| John Black | .. | 10 | |
| 26—Henry Colt | assault, | 20 | |
| Thos Cannon | violation ordinance, | 5 | 5 |
| John Griffin | .. | 5 | |
| 27—Emile Vits | cruelty to children, | 50 | 50 |
| Jos Martocia | .. | 50 | 50 |
| Philip H Irving | .. | 50 | 50 |
| Gebhardt Schaffer | drunk, | 10 | 8 |
| 28—John McCarty | .. | 10 | |
| 29—Wm Enright | .. | 5 | 5 |
| Lucius Judd | .. | 10 | |
| 30—Sam'l Baxter | .. | 10 | |
| Michael McCann | .. | 5 | |

I do hereby officially certify that the foregoing report
 in relation to money received by me for fines and pen-
 alties imposed by the Police Justice for the month of
 March, 1878, is true.

B. FRANK ENOS, Clerk.

Sworn to before me this 16th day of April, 1878.

PETER SHERIDAN,
 Commissioner of Deeds.

Ordered received, filed and published.

Bill of Alex. McLean, disbursements, \$92.44.
 Referred to Police Commit ee.

By Ald. Warren—Bills of Wm. R. Johnson,
 back hire, \$6.00; Committee to Albany, Valley
 canal, \$62.80; E. Angevine, postage stamps,
 etc., \$25.00; Leary & Hussey, labor and sup-
 plies, \$112.75; J. B. Perkins, expenditures,

\$84.30. Referred to Contingent Expense Committee.

Also bills of John O'Rourke, board of horse, \$36.00; Charles Buckley, M. D., services, \$250.00; Byron Holley, services—sewer maps, et cetera; (referred to Health Committee). Petition of G. S. Neff to erect a wood building; (referred to Wood Building Committee and Fire Marshal, with power to act).

By Ald. Crouch—Petition of James Fowler to erect a wood building. Referred to Wood Building Committee and Fire Marshal, with power to act.

By Ald. Martin—Petition of W. J. Fraser to erect a wood building. Referred to Wood Building Committee and Fire Marshal, with power to act.

By Ald. Chace—Petitions of Sophia Patterson and Miss Kingston to erect wood buildings. Referred to Wood Building Committee and Fire Marshal, with power to act.

By Ald. Donovan—Bills of A. N. Hawken, glass, \$4.86; Veyhl & Bartholomay, repairing furniture, \$15.00; F. J. Irwin, cleaning City Hall, \$124.45. Referred to City Property Committee.

Also petitions for plank walk on Mount Vernon avenue; (referred to Improvement Committee). Sewer in West Alexander street; (referred to Sewer Committee). Petition of John M. Burkhard to erect a wood building; (referred to Wood Building Committee and Fire Marshal, with power to act.)

By Ald. Edelman—
To the Common Council of the City of Rochester:

GENTLEMEN: The Rochester City and Brighton Railroad Company respectfully ask permission to extend their tracks in North street, from the present terminus to Channing street, and through Channing street to North avenue to Bay street. The tracks to be laid on the sides of the streets in the same manner as in Lake avenue and South avenue.

The consent of nearly all the property owners has been obtained. Respectfully,

P. BARRY, President.

Rochester, April 16, 1878.

Table.

By Ald. Smith—Bills of

| | |
|---|------------|
| Rochester Gas Co., gas and care of lamps for April..... | \$2,726 00 |
| F. Vose, assignee of Gay & Co., lighting of kerosene lamps for April..... | 823 66 |
| Thos. Connors, repairing lamps..... | 50 00 |

Referred to Lamp Committee.

Also petitions of R. Vay and P. W. Creelman to erect wood buildings. Referred to Wood Building Committee and Fire Marshal with power to act.

By Ald. Knobies—Petition for sewer in West avenue. Referred to Sewer Committee.

By Ald. Montgomery—Petition of J. B. Hathaway to erect a wood building. Referred to Wood Building Committee and Fire Marshal with power to act.

Also a remonstrance against the sprinkling of Exchange street south of Spring street. Table.

By Ald. Montgomery—

To the Common Council of the City of Rochester:

GENTLEMEN: The Rochester City and Brighton Railroad Company beg leave to call your attention to the application for leave to build a street railroad in North St. Paul street.

This Company suggests for your consideration that so far as it has constructed its track, under your permission, its right is exclusive so long as it maintains and operates its road, see sect. 23 and 25 of the ordinance of June 24, 1862; an interference with such right would of course lead to litigation. Even if the right of this Company was not exclusive the laying of an additional track by the side of this Company's track would unnecessarily encumber the street.

It is understood that subscriptions to the petition presented for leave to construct such road have been made under the impression that your body can give leave to another company to use the tracks of this. It is hardly necessary to say that this is an entire mistake.

This Company is now, as it ever has been, ready to extend its facilities in the street mentioned and in every other as far and as fast as there is reasonable ground to believe that the travel on such extension will pay expenses, but it cannot be expected to proceed faster.

Respectfully,
P. BARRY,
President.

Rochester, March 16, 1878.
Tabled.

REPORTS OF STANDING COMMITTEES.

Ald. Donovan, from the City Property Committee; Ald. Warren, from the Contingent Expense Committee; Ald. Smith, from the Lamp Committee; Ald. Tracy, from the Poor Committee; Ald. Herzberger, from the Police Committee, reported favorably on the bills referred to their respective committees and referred them to the Finance Committee for payment, except the bill of Byron Holley, which Ald. Martin had referred to the Law Committee.

FINANCE BUDGET.

ROCHESTER, N. Y., April 16, 1878.

By Ald. Chace—Resolved, That the Treasurer pay as follows, when there are funds applicable:

CONTINGENT FUND.

| | |
|---|---------|
| J. C. Moore, books..... | \$39 40 |
| Wm. Hanford, serving notices..... | 8 00 |
| Leary & Hussey, labor and supplies..... | 112 75 |
| E. Angevine, postage stamps and miscellaneous expenditures..... | 25 00 |
| Committee to Albany, expenses..... | 62 80 |
| And charge that fund. | |

POOR DEPARTMENT FUND.

| | |
|--|-----------|
| Jacob Howe & Son, bread..... | \$ 177 54 |
| John Biekel, bread..... | 159 12 |
| Geo. Schofield, transportation..... | 80 29 |
| A. M. Sempie, groceries..... | 118 57 |
| H. A. Brewster & Co., groceries..... | 192 43 |
| A. M. Sempie, groceries..... | 28 60 |
| Boardman, Sherman & Co., flour..... | 140 00 |
| Joseph Heller, groceries..... | 16 00 |
| M. Yawman, bread..... | 81 78 |
| M. Heavey, transportation..... | 25 00 |
| Wm. Punch, burials..... | 18 50 |
| Fred. Kesel, bread..... | 101 52 |
| S. B. Roby, rent of coal yard..... | 87 50 |
| Rochester Orphan Asylum, board of inmates..... | 964 40 |
| Industrial School, board of inmates..... | 1,529 84 |
| H. Kondolf, bread..... | 94 38 |
| Glasser Bros. shoes..... | 63 50 |
| Church Home, board of inmates..... | 331 85 |
| City Hospital, board of inmates..... | 1,402 00 |
| Home for the Friendless, board of inmates..... | 117 60 |
| Home of Industry..... | 115 70 |
| St. Joseph's Orp. Asylum, board..... | 857 60 |
| St. Patrick's..... | 575 75 |
| St. Mary's..... | 1,138 51 |
| St. Mary's Hospital..... | 3,616 09 |
| And charge that fund. | |

CITY PROPERTY DEPARTMENT FUND.

| | |
|--|--------|
| John Hannon, hack hire..... | \$4 01 |
| Roch. Gas Co., gas C. H. and F. st. B..... | 195 1 |
| F. J. Irwin, cleaning, &c..... | 124 |
| And charge that fund. | |

Adopted by the following vote:

Ayes.—Ald. Tracy, FitzSimons, Montgomery, Herzberger, Warren, Hays, Crouch, Martin, Chace, Huntington, Vay, Donovan, Edelman, Smith, Knobles, Baetzel—16.

By Ald. Chace—

ANNUAL REPORT OF THE FINANCE COMMITTEE.

ROCHESTER, April 15th, 1878.

To the Honorable the Common Council :

GENTLEMEN : The Finance Committee of the Common Council for the past fiscal year would report upon the conduct of the Treasury as follows :

At a meeting of the Committee held January 10th, it was decided to employ some person to prepare a complete digest of the Treasurer's collections upon the General Tax of 1877, upon the request of the Treasurer, with a view to such an examination of the office as has since been elicited.

We employed Mr. John C. Wood, who has prepared and filed in the Treasurer's office a book showing the collections of the Treasurer to be substantially correct, the aggregate discrepancy in a collection of nearly a million of dollars being but \$2.66. He has also, as per his report, examined the Ledger and Journal of the Treasurer, and found them to agree with the Balance sheet embodied in the Treasurer's Annual Report ; also he has assisted the Special Committee in the counting and verifying of all vouchers for the payment of moneys, including the numerous coupons for interest upon the Bonded Debt. An examination will show how complicated and laborious an undertaking this has been, occupying some two and one-half months, and in its gratifying result your Committee cannot but congratulate themselves and the city.

Our intention was to make this review of the Finance Department as thorough and impartial as possible, and with this purpose, at a meeting of this Committee and the Special Committee held shortly after the meeting of the Common Council of March 12, 1878, the Special Committee were invited to take up the labor at the point where this Committee had carried it, and examine our work as well as the Treasurer's, and all of the vouchers, which invitation was accepted ; and we transmit you herewith the report of the Special Committee, and most cordially concur in the same.

E. B. CHACE,
SIMON HAYS,
J. GEORGE BAETZEL,
Finance Committee.

To the Honorable the Common Council :

GENTLEMEN — The undersigned committee of citizens appointed by your Board to assist the Finance Committee in their investigation of the Treasurer's accounts, and the general business of the office, have carefully and fully performed the duties assigned them.

After an interview with said committee, the wish was expressed by them that in the examination we should pursue an independent course ; and we have accordingly acted on this suggestion, and in such cases where we could not personally examine details, have accepted no conclusions without proof by questioning and scrutiny that the results arrived at had been accurately reported.

As is well known by this time, from frequent testimonials to the fact, an investigation of the business of the Treasurer's office is greatly facilitated by the admirable order and system

employed in every department of its affairs. Thus the work of weeks, in the absence of careful preparation and less orderly methods, may be compressed into days, and the certainty of the results arrived at may be more confidently asserted.

It is, perhaps, scarcely necessary to add that in the investigation we have been greatly aided by the Treasurer and his assistants, by their response to any and all requests, either for labor or information.

With these preliminary remarks we have to report: That the Treasurer's annual financial statement can be fully relied upon as strictly accurate. The cash, on hand and deposited, is correctly stated; the vouchers for the expenditures were all examined and found to correspond with the statement in the abstracts accompanying the report; the coupons paid, as per statement, were all counted and found correct, in number and amounts; and the trial balance, as well as the abstracts, are correct transcripts from the Treasurer's books.

We also find that the statement presented to your Board by the Treasurer on the 26th ult. in reference to

WATER LOAN BONDS

has been correctly reported ; we have verified it as fully as possible. The statement of the Union Trust Company of New York, detailing the coupon bonds exchanged for registered bonds from July 12th, 1873, to February 27th, 1877 ; and also, all the transfers from May 2d, 1874, to March 16th, 1877, has been compared with the Treasurer's records and found correct. Of the former there are bonds amounting to \$525,000, and of the latter \$700,000. All of them were examined and found properly cancelled. It may be stated here that the above comprise all the transfers executed by the Union Trust Company, whilst acting in the capacity of transfer agents of the city, in a different relation to that which they now sustain.

THE OVER-ISSUE OF BONDS QUESTION.

As this matter of so-called over issue of bonds has been frequently referred to—in past times, at least—in not always complimentary terms, and as some may even now have misgivings on this subject, it may not be amiss to restate the facts, as thoroughly established by your committee.

The whole number of Water Loan Bonds signed was \$5,241,000, and the following statement gives in detail their disposition :

| | | |
|----|-----------|---|
| \$ | 96,000 | balance of unused bonds, issued under the amended act authorizing the additional issue of \$182,000, cancelled. |
| | 220,000 | as above, cancelled. |
| | 5,000 | lithographed bonds, cancelled. |
| | 271,000 | balance of the original issue, unused, cancelled. |
| | 33,000 | balance of the original issue, unused, cancelled. |
| | 204,000 | lithograph bonds destroyed ; certificate of witnesses on file. |
| | 5,000 | destroyed by red ink marks by Union Trust Co. and returned to Treasurer. |
| | 525,000 | exchanged for registered bonds, cancelled. |
| | 700,000 | transfers, cancelled. |
| | 3,182,000 | authorized issue, outstanding. |

Total \$5,241,000

Every bond in the above list reported as cancelled was examined and the certificate referred to was produced.

THE NEW METHOD OF MAKING TRANSFERS.

As intimated above, a change has been introduced in the method of transferring bonds,

which, as it is a marked and valuable one, it may be well to particularize.

The old bonds read: "This bond is transferable at the office of the Union Trust Company of New York." The new: "This bond is not valid unless countersigned by the Union Trust Company of New York, transfer agents." Formerly, a bound book of bonds, signed by the authorized officers, was forwarded to the transfer agents of the city, and the bonds were by them countersigned and issued in legal form, and transferred on books kept for that purpose. Now, all the transfers are made and recorded in the Treasurer's office. The Union Trust Company, when transfers are to be made, remit to the treasurer such bonds, filled out with the name of the party or persons in whose favor the issue is made; they are then signed by the Mayor and Treasurer, and entered on the transfer books of the office and returned for final execution by the Union Trust Co. They, in turn, also keep transfer books which, of course, will be, if correct, exact duplicates of those kept by the Treasurer. A statement made by said Trust Company, twice in each year, proves or disproves the correctness of such transfer accounts.

This system is found to work well in practice and is creditable to the Common Council, where it originated. It is a great improvement on the former method, inasmuch as it leaves no possible chance for over issues, either by mistake or design. Unquestionably the Union Trust Company are responsible agents, but it is the better plan always to so conduct business as to insure perfect safety.

Reference has already been made to the "admirable order and system" prevailing in the Treasurer's office, and it is but an act of simple justice to the Treasurer to specifically refer to the many valuable improvements he has introduced in the way of collecting and classifying the heretofore scattered statistical facts of the city's affairs, and adopting methods of proofs and safety essential to a strictly efficient and honest administration of the duties of the office. We summarize as follows:

First—The value of the

BOND REGISTERS

has been practically demonstrated by the fact that they afford, semi-annually, proof of the correctness, or otherwise, of the bonded debt, and will at once detect any tampering with the bonds. In addition to this, the registers are a perfect record and safeguard in respect to coupons and their payment. Before their introduction no separate record was ever kept of their payment, hence the definite amount of interest accruing from year to year was not known. The result of this loose method caused an accumulation in the fund appropriated in past years for the payment of interest on the bonded debt, amounting to upwards of \$15,000. By the perfect knowledge now acquired, this large sum can be saved in the next tax levy.

With the large increase of bonds issued of late years, for so many purposes, and distributed all over the country, and some even in Europe, it is a matter of great importance to the city that this system was perfected before these large issues took place, as it could never have been perfected hereafter from such records as were previously kept; and the complications, if not damage, to the city would, in all probability, have been incalculable.

Second—The organization of the

SEARCH DEPARTMENT

and thorough arrangement of a record of all local assessments in connection therewith, classifying and numbering the ordinances, &c., has proven the most valuable improvement ever introduced into the Finance Department of the city, both for its own interests and for the protection and convenience of citizens.

Third—The charter amendments, proposed by the Treasurer and procured by legislation last year, in reference to

ASSESSMENTS FOR LOCAL TAXES,

have already demonstrated their great value. The labor of the office is increased thereby, but it will largely augment the collection of interest upon taxes collected in installments, whilst it gives much greater satisfaction to the parties paying the same, and encourages prompt payment from all able to make it.

Fourth—The labors of Mr. Wood—employed by the Finance Committee to collect and collate the

RECEIPTS FOR GENERAL TAXES

by wards—have conclusively demonstrated the fact that such record of receipts can be kept by the Treasurer as will allow of as thorough inspection and verification of them as is now afforded of his disbursements; and this method should not only be continued but extended so as to embrace local as well as general taxes. A cursory glance, even, of the plan adopted is sufficient to excite commendation; and the city, we think, should never abandon the work, as it may now be considered a wise and efficient safeguard of the city's receipts and a sure method of detecting any errors, if such should occur.

CLERICAL FORCE INSUFFICIENT.

It will be seen from what has been already said that by the innovations introduced in the management and work of the Treasurer's office, tending to greater efficiency and perfectness, much additional skilled labor is necessarily required. Apart from this fact, it must be remembered that the natural increase of business, if only attended to after the methods of former years, has been very great. As was shown, in a communication from the Treasurer to your Board in November, 1876, the taxes levied in the seven preceding years nearly equalled in amount those levied in the thirty-six years ante-dating the latter period. And it is quite evident to your committee that the clerical force of the office has not been increased in the ratio of its vastly augmented business and labors. Such increase to the force employed as has been made has injured to the great benefit of the city, even in a pecuniary point of view, and will, no doubt, continue to be more than self-sustaining. It is evident, however, that the present clerical force is insufficient to properly carry on the business of the office within reasonable hours of labor; and we are firmly of the opinion that an additional sum of one thousand dollars should be allowed for its increase. We are aware that a thoughtless objection may be raised to this reasonable proposition, but a comparison of the work required and performed in the Treasurer's Office, with other offices of like nature—mercantile houses, railroads, &c.—will develop the fact that in very few offices elsewhere is so much

labor so cheaply performed. We must, also, not forget the fact, in this connection, that the Treasurer's responsibility is great, and he is under heavy bonds for the faithful and honest performance of his trust. One less ambitious to perform his work thoroughly, and less devoted to the interests of the city, might easily avoid much labor by allowing matters to drift along in the old channels; but that would be greatly to the detriment of the city's welfare—peculiarly and otherwise. Besides, the economy which necessarily enforces the inefficient performance of duty in the financial department of a city, will prove, in the long run, the most foolish kind of prodigality.

STATE LINE RAILROAD STOCK.

Your committee find among the city's assets a contract for the delivery of \$600,000 of the paid-up stock of the Rochester & State Line Railroad, which stock, under the condition of the bond, should have been delivered July 1st, 1877.

This matter is of great importance to the city, and should, in our opinion, receive immediate attention.

CONCURRENT REPORTS.

There is still one other subject to which your attention may be called,—a reform easily accomplished and which, for several good reasons, should be introduced, namely, the making of all reports from the Common Council committees up to the same date as that of the City Treasurer. By necessity, the Treasurer has to close his books for the fiscal year about the middle of March, so as to prepare his report by April 1st.

The different committees might easily ascertain the particular date, and act accordingly. By this means, making the reports concurrently, all indebtedness contracted, but for which bills have not been audited, should be included, and it would then be a comparatively easy task to compare accounts and thus avoid the many errors which frequently occur in the department reports, and, at least, secure something nearly approaching uniformity.

Respectfully submitted,

JOHN BOWER,
GEORGE C. BUELL,
J. MOREAU SMITH,

Committee.

The report was adopted and ordered received, filed and published.

Ald. Chace moved that the thanks of the Council be tendered to the Citizen's Committee of investigation of the Treasurer's accounts, for the fidelity with which they have discharged the trust confided to them. Adopted unanimously.

By Ald. Donovan, from the City Property Committee—

ROCHESTER, April 16, 1878.

To the Common Council of the City of Rochester :

Your City Property Committee report the receipt of \$46.26 from the sale of old materials, which amount they have turned into the treasury, taking receipts therefor and placing them in the City Clerk's office.

JOHN DONIVAN,
WILLIAM H. TRACY,
Committee.

Ordered received, filed and published.

By Ald. Huntington, from the Law Committee—

To the Common Council of the City of Rochester :

GENTLEMEN—Upon further hearing of the claim of James Callahan, the Law Committee have decided it would be just to allow his claim, and submit the following resolution.

E. HUNTINGTON,
S. HAYS,
G. HERZBERGER.

Committee.

By Ald. Huntington—Resolved, That the Clerk draw an order in favor of James Callahan for \$25.82 in full of his claim against the city, and charge Contingent Fund.

Adopted by the following vote :

Ayes—Ald. Tracy, FitzSimons, Montgomery, Herzberger, Warren, Hays, Crouch, Martin, Chace, Huntington, Vay, Donivan, Edelman, Smith, Knobles, Baetzel—16.

By Ald. Huntington, from the Law Committee—

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

The Law Committee to whom was referred the claim of John Van Voorhis, for services in the case of Lord against the City, would report that Mr. Van Voorhis has appeared before it, and that your committee has consulted with the Citizen's Committee, but your committee has not been able to arrive at any conclusion, and would therefore report the matter back to the Board without recommendation.

E. HUNTINGTON,
S. HAYS,
G. HERZBERGER,

Committee.

Ordered received, filed and published.

By Ald. Huntington, from the Law Committee—

To the Common Council:

Your Law Committee, after an examination into the contested claim for the use of the polling place, 7th Ward, at the last Charter Election, offer the following resolution :

Resolved, That the Clerk draw an order in favor of F. J. Bauman for fifteen dollars, and one in favor of Theo. S. Paine for fifteen dollars and charge Contingent Fund, provided that the above named parties give receipts in full for all claims for rent of polling place, 7th Ward at the last Charter Election.

E. HUNTINGTON,
S. HAYS,
G. HERZBERGER,

Committee.

The resolution was adopted by the following vote:

Ayes—Ald. Tracy, FitzSimons, Montgomery, Herzberger, Warren, Hays, Crouch, Martin, Chace, Huntington, Vay, Donivan, Edelman, Smith, Knobles, Baetzel—16.

To the Common Council of Rochester :

GENTLEMEN—The Law Committee, to whom was referred the claim of Townsend & Sullivan, would report that these gentlemen have obtained a judgment against the city on which the sheriff has an execution which must be paid.

By Ald. Huntington—Resolved, That the Clerk draw an order in favor of Henry E. Richmond, Sheriff of the County of Monroe, for one hundred and twenty six 21-100 dollars (\$126.21) and charge Poor Fund.

E. HUNTINGTON,
S. HAYS,
G. HERZBERGER,

Committee.

Adop. ed by the following vote:

Ayes—Ald. Tracy, FitzSimons, Montgomery, Herzberger, Warren, Hays, Crouch, Chace, Huntington, Baetzel—10.

Nays—Ald. Martin, Vay, Donovan, Edelman, Smith, Knobles—6.

REPORTS OF SPECIAL COMMITTEES.

By Ald. Chace—

To the Hon. the Common Council :

Your Special Committee appointed to act in conjunction with committees of citizens of this and other places to visit Albany and present to the proper State officials and the joint committee on canals of both houses of the Legislature, the importance to the city of Rochester of extending the time for the sale or closing of the Genesee Valley Canal, report that your committee proceeded to Albany, and were met in a kindly spirit by committees of the Legislature, to whom we presented the various considerations affecting the question. The result has already been published in our daily papers, viz: the extending of the time for the closing of the canals, on which we fully believe our city have good reason to congratulate themselves.

We are, respectfully,

E. B. CHACE,
J. W. MARTIN,
THOS. C. MONTGOMERY,
Committee.

April 16, 1878.

Adopted; and ordered received, filed and published.

By Ald. Chace—

To the Common Council of the City of Rochester :

GENTLEMEN: Your committee appointed upon the subject of the New York Central railroad tracks within the city would submit the following report :

After an effort to procure an interview with Mr. Vanderbilt in Rochester, he informed us that, owing to engagements in New York, he was unable to make an appointment to meet us here until a later day than was thought desirable, and he requested that we would accommodate him by coming to New York. We complied with his request on the 6th inst. We met W. H. Vanderbilt, President of the company. There were present also C. C. Vanderbilt, Vice-President; George J. Whitney, Director; James Tillinghast, General Superintendent; G. H. Burrows, Division Superintendent; and Charles H. Fisher, Chief Engineer. We were accompanied by Mayor Parsons, City Surveyor Peacock and City Attorney Perkins. After His Honor Mayor Parsons had presented in a very forcible manner the grievances under which the city was suffering, we submitted the map of depressed tracks which Mr. Peacock had prepared, in obedience to a resolution of the Common Council, with the estimates of the expense. This map indicated a depressed road bed 100 feet wide for all the tracks through the city from Goodman st. to Pomeroy st., at an average depth of 12 feet below the surface of the streets, the street crossings to be raised not exceeding in any case four feet by bridging the tracks. This plan, if carried out, would make our crossings absolutely safe through the whole extent of the city. Mr. Peacock estimated the expense of the work, excavation, walling and bridging, at \$1,200,000.

Mr. Fisher thought the expense would be

nearer \$2,000,000, although he submitted no detailed statement. Mr. Vanderbilt expressed himself as opposed to the plan, specifying as his objections thereto the expense, and that it would be troublesome in times of deep snow. The engineering difficulties heretofore mentioned by Mr. Vanderbilt in his letters to Mayor Parsons and others were not referred to, but Mr. Fisher acknowledged that the grades were satisfactory, the means of drainage perfect, and that the city would in the latter regard derive great benefit from the opening of such a cut.

Mr. Vanderbilt said that the company desired to change the grade of the road through Rochester for their own convenience, and in doing so he did not mean to be unmindful of the city's interest. He was pleased to meet us upon this question, and stated that the impression which prevailed that it was his desire to elevate a portion only of the tracks, leaving the rest on the surface of the streets, was entirely erroneous; that he had no such intention, and never would allow the company while under his management to adopt any such plan. He desired to operate the road with the greatest convenience and in the manner least objectionable to the citizens. He confesses that it was with great difficulty, owing to present arrangements, that the increased business of the road was done in our city. He was willing to do all that was consistent with his position to remedy the evils of which we complained, and he thought the end we had in view might be attained with far less expense by elevating all the tracks, instead of depressing them. That it had always been his settled opinion, and that it was the opinion of his father also, that the true plan of relief was by elevated tracks. Mr. Fisher then submitted a diagram, showing such a plan, which had been prepared very recently under Mr. Vanderbilt's directions, to be submitted to our committee, and which he briefly described as follows: Build two retaining walls from the canal bridge to North street, enclosing all the available land now owned by the company, which in the central part of the city is 200 feet in width; fill between these walls with earth until the surface of the plateau thus raised would form an available grade from the surface of the canal bridge to the surface of the present tracks at North street. At the intersections with streets, openings to be left the full width of the streets, crossed by suitable bridges each of one span only. Mr. Fisher's estimate for this improvement including the rebuilding of the depot and bringing it out to the line of State street, and elevating the Niagara Falls branch to Smith street in the same manner, with an incline track to the Platt street freight houses, was \$650,000. And of this amount Mr. Vanderbilt proposed to pay one half, but he remarked that he was ready to receive any counter-proposal on this point from the city authorities. We understood Mr. Vanderbilt to say that if this scheme should be acceptable to the city, the company would execute it without delay.

This proposition is open to several objections. It provides no remedy for the crossings west of the canal or east of Chatham street, and it contemplates a widening of the road bed through the centre of the city to more than double its present width, and doubles the width of roadway to which the statute limits the company.

Your committee urged the plan of depressed tracks, but Mr. Vanderbilt was very decided in adhering to the opinion he had at first expressed. We felt authorized to say to him explicitly that the city would not entertain any plan that involved the city in any part of the expense, for obvious reasons which we stated, viz: That the railroad company was under legal obligations to keep the speed of the trains down to the rate fixed by the ordinance; to avoid the obstructing of the streets by the making up of trains and the switching and stopping of cars thereon; to refrain from the nuisance caused by the steam whistles, especially on or near highways; that those duties and obligations on the part of the railroad company would probably never be satisfactorily performed without the depression or elevation of the tracks; that the danger to life, the inconvenience of operating the road, and the expense of flagmen, etc., in the present condition of affairs, made it both the interest and the duty of the company to provide efficient relief.

Mr. Vanderbilt frankly admitted that he was aware of the existing evils and difficulties, and that the inconvenience of operating the road with the increased and increasing business of the company, demanded a change of tracks in our city.

We are still of the opinion that the plan most desirable and most effective to afford relief both to the company and the city is the depression of the tracks, and that it is entirely feasible. We submit to the Board whether we shall entertain any other proposition.

In conclusion, your committee deem it due to Mr. Vanderbilt to say that he evinced a very favorable disposition towards our city, an appreciation of the evils under which both the railroad company and the city are suffering for the present condition of the tracks, and a sincere desire to remove these evils. We indulge the confident hope that by a continuance of our negotiations, in the spirit in which they have been commenced, a reasonable adjustment of the difficulties may be reached.

E. B. CHACE
 E. K. WARREN.
 WILLIAM H. TRACY.
 SIMON HAYS.
 JOHN W. MARTIN.
 THOMAS C. MONTGOMERY.
 M. H. FITZSIMONS.

Ordered received, filed and published.

Whereupon the following preamble and resolution was unanimously adopted:

Whereas, This Board believes that the depression of the New York Central railroad tracks though the city is entirely feasible, and will afford the city permanent and effective relief; that it is also an improvement demanded by the interests of the railroad company, and by their duty to relieve the public from the great inconvenience and injury unnecessarily caused by the present condition of the railroad tracks and the mode of operating the road;

Resolved, That the Special Committee on this subject be hereby instructed to continue their negotiations with the officers of the company, and until the committee shall be satisfied that depressed tracks are impracticable and not to entertain any other plan.

By Ald. Huntington—

To the Common Council.

Your special committee to whom was confided the duty of reporting to the Board on the sub-

ject of salaries of the several city officers, report that they have had several meetings and have made diligent inquiry and search into the needs and workings of the several departments. With this work public sentiment on the subject has been ascertained as fully as possible, and the interests of tax-payers consulted. We have also dealt fairly with the officials we think. Our personal interests are identical with those of all tax-payers, and the conclusions we have arrived at are satisfactory to ourselves and we confidently hope they will meet with your approval. The finances of our city have received our attention and we feel gratified at being permitted to assure all interested that the tax levy this year will be over one hundred thousand dollars less than last year. We know that this prediction will be verified when the tax levy is made up. The real increase in the schedule of salaries presented herewith is \$520, divided among officers believed by us to be entitled to the distinction. The increase of \$1,000 for clerk hire in the Treasurer's office is on the recommendation of the Citizens Committee who have been making the investigation in that department. The fact is, however, that the city saves money in pursuing the course indicated by the Committee and adds to the efficiency of the Search Department, thereby swelling the revenues of the city. We again repeat that there is no real increase in the schedule expenses of the Treasurer's Office.

Your Committee are unanimous in offering the following resolution.

Resolved, That the salaries of the several City Officers and employees be fixed for the ensuing year as herewith stated.

| | |
|--|---------|
| Mavor..... | \$2,400 |
| Treasurer..... | 3,600 |
| for clerk hire of all description..... | 4,000 |
| City Attorney..... | 1,800 |
| City Clerk..... | 1,800 |
| clerk hire..... | 720 |
| City Surveyor..... | 2,000 |
| clerk hire..... | 2,700 |
| Assessors (each) including clerk hire..... | 2,000 |
| Overseer of Poor..... | 1,500 |
| clerk hire..... | 2,500 |
| Police Justice..... | 900 |
| Messenger..... | 2,500 |
| Engineer City Hall..... | 720 |
| Watchman..... | 720 |
| Janitor Front street building..... | 480 |

E. HUNTINGTON,
 C. T. CROUCH,
 J. GEORGE BAETZEL,
 Committee.

Ald. Martin moved that all reference to the salary for the City Attorney be stricken from the report: adopted.

The report and resolution were then adopted by the following vote:

Ayes—Ald. Tracy, FitzSimons, Montgomery, Herzberger, Warren, Hays, Crouch, Chace, Huntington, Donivan, Edelman, Smith, Baetzel—13.

Nays—Ald. Martin, Vay, Knobles—3.

By Ald Fitz Simons—

To the Common Council:

Your Special Committee appointed at the last meeting of this Board "to inquire into the qualifications of the City Physicians to be elected this evening," would report that on examining the gentlemen thus appointed, Doctors Benford, McKelvey and O'Hare were found to be eligible under the Charter law and general statute, and were sworn in. Dr. Burke's case did not come within the strict letter of the Charter provisions, but your Committee were

convinced that the intent of the law was met and satisfied.

M. H. FITZ SIMONS,
J. W. KNOBLES,
E. B. CHACE,
Committee.

Adopted and ordered received, filed and published.

By Ald. Knobles—

To the Honorable the Common Council :

GENTLEMEN :—The undersigned respectfully petitions your Honorable Body to cancel the personal tax on \$1,000 assessed to him in the 6th Ward in the Spring of 1877, for the reason that he had not then, nor has he at the present time, any personal property liable to taxation.

Respectfully, &c.,

JOS. E. WILLIAMS.

Your Assessment Committee, to whom the above was referred, report in favor of granting the prayer thereof, and offer the following resolution :

Resolved, That the Treasurer is hereby directed to cancel the above described tax, and charge erroneous assessments.

J. W. KNOBLES,
M. H. FITZ SIMONS,
J. GEORGE BARTZEL,
Committee.

Adopted.

COMMUNICATIONS FROM THE MAYOR AND OTHER EXECUTIVE OFFICERS.

By the Clerk—

MAYOR'S OFFICE,
ROCHESTER, N. Y., April 16th, 1878. }

Gentlemen of the Common Council :

During the last two winters Mr. L. D. Davis living at Wellsville, N. Y., near the source of the Genesee River, has taken particular pains to keep the city authorities fully informed from time to time regarding the prospects of high water. This information was extremely desirable, and was communicated to me by both letter and telegraph, and always at his expense. In view of these facts, it has seemed to me proper for your Board to take suitable action, and at least tender Mr. Davis official thanks for his interest in the matter.

CORNELIUS R. PARSONS, Mayor.

Ordered received, filed and published.

By Ald. Montgomery—Resolved, That the Mayor be requested to make the proper acknowledgment to Mr. L. D. Davis, and to pay him such a sum, on behalf of the city, as may be sufficient, to cover his expenses. Adopted.

CITY CLERK'S OFFICE,

ROCHESTER, N. Y., April 16, 1877. }

To the Honorable the Common Council :

GENTLEMEN : At a meeting of the Board of Health, held April 12th, Lewis and Thomas streets were declared nuisances, and the Common Council requested to construct sewers therein.

The matter of offensive odors arising from lateral sewers in Troup and Washington streets was also referred. Respectfully,

EDWARD ANGEVINE, Clerk.

Referred to Sewer Committee.

OFFICE OF EXECUTIVE BOARD,
ROCHESTER, N. Y., April 16, 1878. }

To the Honorable Common Council :

I have the honor to report—That in accordance with a resolution of your Honorable Board, this Board has caused "the obstructions in Thompson street to be removed," and

that should your Honorable Board decide to enforce the ordinance heretofore enacted for the improvement of the street by laying sidewalk, &c., the street is now in order for that purpose. Respectfully submit,

[Official.] THOS. J. NEVILLE,
Clerk of the Executive Board.
Ordered received, filed and published.

OFFICE OF THE EXECUTIVE BOARD,
ROCHESTER, April 18, 1878. }

To the Honorable the Common Council :

I do hereby certify that the total cost of laying water pipe in Jackson street, under a resolution of your Honorable Board, is as follows :
Cost of 53 4-inch C. J. water pipes, 13,872 lbs., @ \$31 per ton. \$191 95
Cost of 1 4-inch 90° curve, 87 lbs.
.. .. dead end, 15

| | | |
|--|-------------------|--------|
| Cost of delivering and distributing pipe..... | 102 lbs. @ 3c 7/8 | 3 06 |
| .. inspecting contract work..... | | 3 50 |
| .. trenching, laying pipe and refilling trenches as per final estimate to Thomas A. Scomb, contractor..... | | 7 00 |
| | | 102 45 |

Total..... \$307 96
which sum your Honorable Board is respectfully requested to appropriate, and cause to be placed to the credit of this Board in Water Pipe Fund.

[Official.] THOS. J. NEVILLE,
Clerk of the Executive Board.

Ald. Herzberger moved that the amount above certified to be taken from the Contingent Fund to be returned when the amount for the laying of water pipes is fixed. Adopted.

CITY CLERK'S OFFICE,
ROCHESTER, April 16, 1878. }

To the Hon. the Common Council:

In accordance with section 29, revised City Charter, I report the following named persons as having qualified and taken the oath of office: Simon Hays—President of the Common Council.

- Edward Angevine—City Clerk.
- Oscar H. Peacock—City Surveyor.
- Joseph Schutte—Overseer of the Poor.
- Jacob Langknecht, City Sealer.
- F. J. Irwin—City Messenger.
- Geo. D. Benford—City Physician.
- J. J. A. Burke—City Physician.
- Chas. E. McKelvey—City Physician.
- Thos. A. O'Hare—City Physician.
- Edwin Huntington—Health Commissioner.
- William S. Smith—Health Commissioner.
- John E. Morey—Commissioner of Deeds.
- C. G. Hapgood—Commissioner of Deeds.
- J. J. Bancker—Commissioner of Deeds.
- Doctors Nuesslin and Sheehan, appointed City Physicians, have not qualified.

EDWARD ANGEVINE, City Clerk.

By Ald. Vay—Resolved, That the offices of City Physicians, to which Doctors Nuesslin and Sheehan were elected be and are hereby declared vacant.

Resolved, That the Poor Committee is hereby directed to employ two physicians for the east side of the river at a monthly salary the same as paid to the other physicians.

Ald. Martin moved as an amendment that Dr. Sheehan be one of the physicians to be so employed.

Ald. FitzSimons moved as a further amendment that Dr. Nuesslin be the other.

Accepted by Ald. Martin and the amendment was then adopted.

The original resolution as amended was then adopted.

ACTION ON ORDINANCES.

FINAL ORDINANCE NO. 1,983.
SEWER IN LYELL STREET.

On motion of Ald. Tracy 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. Tracy submitted the following:

An ordinance to construct a stone sewer $1\frac{1}{2}$ by 2 feet wide in Lyell st., from the west end of the present Lyell st. sewer to a point 111 feet west of the west line of Murray st. Also the necessary surface sewers and lot laterals.

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

The construction of a stone sewer $1\frac{1}{2}$ by 2 feet in Lyell street from the west end of the present Lyell street sewer to a point 111 feet west of the west line of Murray street; also the necessary surface sewers and lot laterals.

And the whole expense shall be defrayed by the assessment upon the lots and parcels of land to be benefited thereby; and the City Surveyor, under the direction of this Council, having made an estimate of such expense and reported the same at \$2,050, which estimate is hereby approved; 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 Lyell street from the east line of Child street to a point 111 feet west of the west line of Murray street.

On which above described portion of the city the expenses of said improvement are hereby ordered assessed.

And the taxpayers to be assessed for making such improvement may pay their assessments in three equal payments, as follows: One-third of the amount assessed within thirty days after the advertisement of the assessment roll; one-third of the amount within one year from the confirmation of such roll; and the remaining one-third, within two years from the confirmation of such roll. On all sums paid prior to the maturity of the said last instalment, a discount will be allowed of seven per cent. per annum.

Adopted by the following vote:

Ayes—Ald. Tracy, FitzSimons, Montgomery, Warren, Hays, Crouch, Martin, Chace, Huntington, Donovan, Edelman, Smith, Knobles, Baetzel—14.

Nays—Ald. Vay—1.

FINAL ORDINANCE NO. 1,984.
IMPROVING NORTH AVENUE.

On motion of Ald. Donovan 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. Donovan submitted the following:

An ordinance to improve North avenue, from the N. Y. C. & H. R. RR. to the north line of Clifford street, by constructing a roadway of McAdam stone, with Medina stone gutters and curbstones on each side thereof; also the necessary crosswalks, surface sewers and lot lateral sewers.

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

The improvement of North avenue, from the N. Y. C. & H. R. RR. to the north line of Clifford street, by constructing a roadway of McAdam stone, with Medina stone gutters and curbstones, on each side thereof; also the necessary crosswalks, surface sewers and lot lateral sewers.

And the whole expense shall be defrayed by the assessment upon the lots and parcels of land to be benefited thereby; and the City Surveyor, under the direction of this Council, having made an estimate of such expense, and reported the same at \$21,300, which estimate is hereby approved; 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 North avenue from the north side of the N. Y. C. & H. R. RR. tracks to the north line of Clifford street, including, also, the lots on the northeast and northwest corners of Clifford street and North avenue.

On which above described portion of the city the expenses of said improvement are hereby ordered assessed.

And the taxpayers to be assessed for making such improvement may pay their assessments in five equal payments, as follows: One-fifth of the amount assessed within thirty days after the advertisement of the assessment roll; one-fifth of the amount within one year from the confirmation of such roll; one-fifth within two years from the confirmation of such roll; one-fifth within three years from the confirmation of such roll; and the remaining one-fifth within four years from the confirmation of such roll. On all sums paid prior to the maturity of the last instalment, a discount will be allowed of seven per cent. per annum.

Adopted by the following vote:

Ayes—Ald. Tracy, FitzSimons, Herzberger, Warren, Hays, Crouch, Martin, Chace, Huntington, Donovan, Edelman, Smith, Knobles—13.

Nays—Ald. Montgomery, Vay, Baetzel—3.

FINAL ORDINANCE NO. 1,985.

CLEANING OUT THE SEWERS IN TROWBRIDGE, TROUP, FORD AND SPRING STREETS.

On motion of Ald. Tracy, 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. Tracy submitted the following:

An ordinance to clean out the sewers in the following named streets: Trowbridge street sewer, from its connection with Canal street sewer to Troup street; Troup street sewer, from Trowbridge to Ford street; Ford street sewer, from Troup street to Spring street; Spring street sewer, from Ford street to Caledonia avenue.

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

Cleaning out the sewers in the following named streets: Trowbridge street sewer, from its connection with the Canal street sewer, to Troup street; Troup street sewer, from Trowbridge street to Ford street; Ford street sewer, from Troup street to Spring street; Spring street sewer from Ford street to Caledonia avenue.

And the whole expense shall be defrayed by the assessment upon the lots and parcels of land to be benefited thereby, and the City Surveyor, under the direction of this Council, having made an estimate of such expense, and reported the same at \$750, which estimate is hereby approved; 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 Trowbridge street, from the canal to Troup street; on each side of Troup street, from Trowbridge street to Ford street; on each side of Ford street, from Troup street to Spring street; on each side of Spring street, from Ford street to Caledonia avenue.

On which above described portion of the city the expenses of said improvement are hereby ordered assessed.

Adopted by the following vote:

Ayes—Ald. Tracy, FitzSimons, Montgomery, Herzberger, Warren, Hays, Crouch, Martin, Chace, Vay, Edelman, Smith, Knobles, Baetzel—14.

FINAL ORDINANCE No. 1,986.

SPRINKLING WEST AVENUE.

On motion of Ald. Donovan 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. Donovan submitted the following:

An ordinance to sprinkle West avenue from the Erie Canal to Francis street, until November 1, 1878.

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

The sprinkling of West avenue, from the Erie Canal to Francis street, until November 1, 1878. And the whole expense shall be defrayed by the assessment upon the lots and parcels of lands to be benefited thereby; and the City Surveyor, under the direction of this Council, having made an estimate of such expense, and reported the same at \$700, which estimate is hereby approved; 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 avenue from the Erie Canal to Francis street.

On which above described portion of the city the expenses of said improvement are hereby ordered assessed.

Adopted by the following vote:

Ayes—Ald. Tracy, FitzSimons, Montgomery, Herzberger, Warren, Hays, Crouch, Martin, Chace, Vay, Edelman, Smith, Knobles Baetzel—14.

FINAL ORDINANCE NO. 1,987.

SPRINKLING EAST AVENUE.

On motion of Ald. Donovan 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. Donovan submitted the following:

An ordinance to sprinkle East avenue from East Main street to Alexander street until Nov. 1st, 1878.

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

The sprinkling of East avenue from East Main street to Alexander street, until Nov. 1, 1878.

And the whole expense shall be defrayed by the assessment upon the lots and parcels of lands to be benefited

thereby; and the City Surveyor, under the direction of this Council, having made an estimate of such expense, and reported the same at \$300, which estimate is hereby approved; 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 avenue from East Main street to Alexander street.

On which above described portion of the city the expenses of said improvement are hereby ordered as assessed.

Adopted by the following vote:

Ayes—Ald. Tracy, FitzSimons, Montgomery, Herzberger, Warren, Hays, Crouch, Chace, Huntington, Vay, Donivan, Edelman, Smith, Knobles, Baetzle—14.

FINAL ORDINANCE NO. 1,988.

SPRINKLING STATE STREET.

On motion of Ald. Donivan 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. Donivan submitted the following:

An ordinance to sprinkle State street, from Main street to the N. Y. C. & H. R. R. R.

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

The sprinkling of State street, from Main street to the N. Y. C. & H. R. R. R., until November 1st, 1878.

And the whole expense shall be defrayed by the assessment upon the lots and parcels of lands to be benefited thereby; and the City Surveyor, under the direction of this Council, having made an estimate of such expense, and reported the same at \$420, which estimate is hereby approved; 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 street, from Main street to the N. Y. C. & H. R. R. R.

On which above described portion of the city the expenses of said improvement are hereby ordered as assessed.

Adopted by the following vote:

Ayes—Ald. Tracy, FitzSimons, Montgomery, Herzberger, Warren, Hays, Chace, Huntington, Vay, Donivan, Edelman, Smith, Knobles, Baetzle—14.

FINAL ORDINANCE NO. 1,989.

SPRINKLING SOUTH CLINTON STREET.

On motion of Ald. Donivan, 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. Donivan submitted the following:

An ordinance to sprinkle South Clinton street from East Main street to Monroe avenue, until November 1, 1878.

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

The sprinkling of South Clinton street, from Main street to Monroe avenue, until November 1,

And the whole expense shall be defrayed by the assessment upon the lots and parcels of lands to be benefited thereby; and the City Surveyor, under the direction of this Council, having made an estimate of such expense, and reported the same at \$443 which estimate is hereby approved; 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 Clinton street, from East Main street to Monroe avenue.

On which above described portion of the City the expenses are hereby ordered as assessed.

Adopted by the following vote:

Ayes—Ald. Tracy, FitzSimons, Montgomery, Herzberger, Warren, Hays, Crouch, Chace, Huntington, Vay, Donivan, Edelman, Smith, Knobles, Baetzle—15.

FINAL ORDINANCE NO. 1,990.

SPRINKLING EAST AND WEST MAIN STREETS.

On motion of Ald. Donivan, 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. Donivan submitted the following:

An ordinance to sprinkle East and West Main streets, from East avenue to the Erie Canal, until November 1, 1878.

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

The sprinkling of East and West Main streets from East avenue to the Erie Canal, until Nov. 1, 1878.

And the whole expense shall be defrayed by the assessment upon the lots and parcels of land to be benefited thereby; and the City Surveyor, under the direction of this Council, having made an estimate of such expense, and reported the same at \$1,200, which estimate is hereby approved; 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 and West Main streets from East avenue to the Erie Canal.

On which above described portion of the City the expenses of said improvement are hereby ordered as assessed.

Adopted by the following vote:

Ayes—Ald. Tracy, FitzSimons, Montgomery, Herzberger, Warren, Hays, Crouch, Chace, Huntington, Vay, Donivan, Edelman, Smith, Knobles, Baetzle—15.

FINAL ORDINANCE NO. 1,991.

LAKE AVENUE SPRINKLING.

On motion of Ald. Donivan 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. Donivan submitted the following:

An ordinance to sprinkle Lake avenue from Jones avenue to the north line of the Sweeting property, until November 1, 1878.

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

The sprinkling of Lake avenue from Jones avenue to the north line of the Sweeting property, until November 1, 1878.

And the whole expense shall be defrayed by the assessment upon all the lots and parcels of land to be benefited thereby; and the City Surveyor, under the direction of this Council having made an estimate of such expense and reported the same at \$600, which estimate is hereby approved; 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 Lake avenue from Jones avenue to the north line of the Sweeting property.

On which above described portion of the city the expenses of said improvement are hereby ordered as assessed.

Adopted by the following vote:

Ayes—Ald. Tracy, FitzSimons, Montgomery, Herzberger, Warren, Hays, Crouch, Chace, Huntington, Vay, Donivan, Edelman, Smith, Knobles, Baetzle—15.
Nays—Ald. Martin—1.

FINAL ORDINANCE NO. 1,992.

IMPROVING WEST AVENUE.

On motion of Ald. Donivan 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. Donivan submitted the following:

An ordinance to improve West avenue from the western terminus of the present improvement to the east curb line of Ames street, by constructing a McAdam stone roadway with Medina stone gutters and curb stones on each side thereof; also the necessary cross walks and repairs to surface sewers and the grading of each side walk.

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

The improvement of West avenue from the western terminus of the present improvement to the east curb line of Ames street by constructing a McAdam stone roadway with Medina stone gutters and curbstones on each side thereof; also, the necessary crosswalks and repairs to surface sewers, and the grading of each sidewalk.

And the whole expense shall be defrayed by the assessment upon the lots and parcels of land to be benefited thereby; and the City Surveyor, under the direction of this Council, having made an estimate of such expense and reported the same at \$5,400, which estimate is hereby approved; 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 avenue from the western terminus of the present improvement to Ames street.

On which above described portion of the city the expenses of said improvement are hereby ordered as assessed.

And the tax payers to be assessed for making such improvement, may pay their assessments in three equal payments, as follows: One-third of the amount assessed within seven days after the advertisement of the assessment roll; one-third of the amount, within one year from the confirmation of such roll; at the remaining one-third, within two years from the confirmation of such roll. On all sums paid prior to the maturity of the said last instalment, a discount will be allowed of seven per cent. per annum.

Adopted by the following vote:

Ayes—Ald. Tracy, FitzSimons, Montgomery, Herzberger, Warren, Hays, Crouch, Martin, Chace, Huntington, Vay, Donivan, Edelman, Smith, Knobles, Baetzle—16.

FINAL ORDINANCE NO. 1,993.
IMPROVING AQUEDUCT STREET.

On motion of Ald. Donovan 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. Donovan submitted the following:

An ordinance to improve Aqueduct street with Medina stone pavement; also the necessary sidewalk from Basin street to the north line of the old aqueduct.

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

The improvement of Aqueduct street, from Basin street to the north line of the old aqueduct, by constructing a Medina stone pavement, together with the necessary sidewalks.

And the whole expense shall be defrayed by an assessment upon the lots and parcels of land to be benefited thereby; and the City Surveyor, under the direction of this Council, having made an estimate of such expense, and reported the same at \$3,000, which estimate is hereby approved; 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 Aqueduct street, from the north line of Basin street to the Erie Canal lands. On which above described portion of the city the expenses of said improvement are hereby ordered assessed.

And the tax payers to be assessed for making such improvement, may pay their assessment in three equal payments, as follows: One-third of the amount assessed within thirty days after the advertisement of the assessment roll; one-third of the amount, within one year from the confirmation of such roll; and the remaining one-third within two years from the confirmation of such roll. On all sums paid prior to the maturity of said last instalment, a discount will be allowed of seven per cent. per annum.

Adopted by the following vote:

Ayes—Ald. Tracy, FitzSimons, Montgomery, Herzberger, Warren, Hays, Crouch, Martin, Chace, Huntington, Vay, Donovan, Edelman, Smith, Knobles, Baetzell—16.

FINAL ORDINANCE NO. 1,994.
STONE SEWER IN TREMONT STREET.

On motion of Ald. Tracy 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. Tracy submitted the following:

An ordinance to construct a stone sewer 24x2 feet in Tremont street, from the sewer in Francis street to the sewer in Saxe street; also the necessary surface sewers and lot laterals.

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

The construction of a stone sewer 14x2 feet in Tremont street, from the sewer in Francis street to the centre of Saxe street; also the necessary surface sewers and lot laterals.

And the whole expense shall be defrayed by the assessment upon the lots and parcels of lands to be benefited thereby; and the City Surveyor, under the direction of this Council, having made an estimate of such expense, and reported the same at \$2,528.00, which estimate is hereby approved; 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 street, from Francis street to the centre of Saxe street.

On which above described portion of the city the expenses of said improvement are hereby ordered assessed.

And the taxpayers to be assessed for making such improvement may pay their assessments in three equal payments, as follows: One-third of the amount assessed within thirty days after the advertisement of the assessment roll; one-third of the amount within one year from the confirmation of said roll; and the remaining one-third within two years from the confirmation of such roll. On all sums paid prior to the maturity of the said last instalment, a discount will be allowed of seven per cent. per annum.

Adopted by the following vote:

Ayes—Ald. Tracy, FitzSimons, Montgomery, Herzberger, Warren, Hays, Crouch, Martin, Chace, Huntington, Vay, Donovan, Edelman, Smith, Knobles, Baetzell—16.

FINAL ORDINANCE NO. 1,995.
FLAG WALK ON EAST MAIN STREET.

On motion of Ald. Donovan 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. Donovan submitted the following:

An ordinance to construct a flag walk on the East Main street, from Stone street to Franklin street, except where good flag walks now exist.

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

The construction of flag walks on the north side of East Main street, from Stone street to Franklin street, except where good flag walks now exist.

And the whole expense shall be defrayed by the assessment upon the lots and parcels of lands to be benefited thereby, and the City Surveyor, under the direction of this Council, having made an estimate of such expense, and reported the same at \$2,497 which estimate is hereby approved. 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 East Main street between Stone street and Franklin street, in front of which flag walks shall be laid.

On which above described portion of the city the said improvement is hereby ordered to be assessed.

And the tax payers to be assessed for making such improvement may pay their assessments in three equal payments, as follows:

One-third of the amount assessed within thirty days after the advertisement of the assessment Roll; one-third of the amount within one year from the confirmation of said Roll; and the remaining one-third within two years from the confirmation of said Roll. On all sums paid prior to the maturity of the said last instalment, a discount will be allowed at seven per cent. per annum.

Adopted by the following vote:

Ayes—Ald. Tracy, FitzSimons, Montgomery, Herzberger, Warren, Hays, Crouch, Martin, Chace, Huntington, Vay, Donovan, Edelman, Smith, Knobles, Baetzell—16.

FINAL ORDINANCE NO. 1,996.
FAVOR STREET IMPROVEMENT.

On motion of Ald. Tracy, 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. Tracy submitted the following:

An ordinance to construct a 15-inch pipe sewer in Favor st., from the sewer in Spring st. to a point 75 feet south of West avenue.

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

The construction of a 15-inch pipe sewer in Favor st. from the sewer in Spring street to a point 75 feet south of West avenue. Also the necessary surface sewers and lot laterals.

And the whole expense shall be defrayed by an assessment upon the lots and parcels of lands to be benefited thereby, and the City Surveyor, under the direction of this Council, having made an estimate of such expense, and reported the same at \$338, which estimate is hereby approved; 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 Favor st. from Spring st. to West avenue.

On which above described portion of the city the expenses of said improvement are hereby ordered assessed.

Adopted by the following vote:

Ayes—Ald. Tracy, FitzSimons, Montgomery, Herzberger, Warren, Hays, Crouch, Martin, Vay, Donovan, Edelman, Smith, Knobles—13.

FINAL ORDINANCE NO. 1,997.
PLANK WALK ON KING STREET.

On motion of Ald. Donovan, 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. Donovan submitted the following:

An ordinance to construct a plank walk on the west side of King street, from Allen street to Brown street.

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

The constructing a plank walk four feet and eight inches wide on the west side of King street, from Allen street to Brown street. Also, the necessary crosswalks.

And the whole expense shall be defrayed by the assessment upon the lots and parcels of lands to be benefited thereby, and the City Surveyor, under the direction of this Council, having made an estimate of such expense, and reported the same at \$35, which estimate is hereby approved; and the portion of said city which said Common Council deem will be benefited by said improvement is described as follows:

All the lots and parcels of land on the west side of King street, from Allen street to Brown street.

On which above described portion of the city the expenses of said improvement are hereby ordered assessed.

Adopted by the following vote :
Ayes—Ald. Tracy, FitzSimons, Montgomery, Warren, Hays, Crouch, Martin, Huntington, Vay, Donivan, Edelman, Knobles—12.

The final ordinance for the sprinkling of Exchange street came up.

Ald. Montgomery called up a remonstrance from the table and moved that the ordinance be amended so as to read to sprinkle from W. Main st. to Spring st.; that the estimate be changed to \$200 and that the territory to be assessed be one tier of lots on each side of Exchange st. from W. Main st. to Spring st. Adopted.

The final ordinance for the sprinkling of Lake avenue and State street was postponed until the next meeting and the hearing of allegations was postponed until that time.

The final ordinance for sidewalk in Pryor st. came up and Ald. Edelman moved to amend by inserting the words "in front of lot No. 5," and the estimate be changed to \$30. Adopted.

Ald. Tracy in the chair.
The final ordinance for a lift or hoist bridge in Allen street was read.

Ald. Vay presented a remonstrance.
Ald. Chace presented a petition.

Ald. Martin moved that further action on the ordinance be postponed until the next regular meeting. Adopted by the following vote:

Ayes—Ald. Montgomery, Hays, Crouch, Martin, Huntington, Vay, Donivan, Edelman, Smith, Knobles—10.

Nays—Ald. Tracy, FitzSimons, Herzberger, Warren, Chace—5.

Ald. Herzberger moved that when the Board adjourn it be for one week. Lost.

The President handed down the following
STANDING COMMITTEES FOR 1878-79.

Finance—Aldermen Warren, Chace, Montgomery.

Contingent Expenses—Aldermen Martin, Herzberger, FitzSimons.

Public Improvements—Aldermen Edelman, Herzberger, Crouch.

Sewers—Aldermen, FitzSimons, Tracy, Chace.

Opening and Alteration of Streets—Aldermen Baetzel, Knobles, Warren.

Law—Aldermen Montgomery, Martin, Huntington.

Charter Amendments—Aldermen Chace, Montgomery, Warren.

Police, Excise and Markets—Ald. Herzberger, Chace, Donivan.

Poor—Ald. Baetzel, Donivan, Knobles.

Wood Building—Ald. Knobles, Edelman, Vay.

Maps and Survey—Ald. Crouch, Vay, Smith.

Schools and Public Health—Ald. Smith, Huntington, Baetzel.

Mount Hope and Public Parks—Ald. Vay, Edelman, Donivan.

City Property—Ald. Donivan, Edelman, Tracy.

Water Works—Ald. Huntington, Smith, Crouch.

Lamps—Ald. Tracy, FitzSimons, Huntington.

Assessment—Ald. FitzSimons, Martin, Chace.

Ald. Herzberger moved to suspend the rule to adjourn at 11 o'clock until 11:30. Lost by the following vote:

Ayes—Ald. Tracy, Montgomery, Huntington—3.

Nays—Ald. FitzSimon, Herzberger, Warren, Hays, Crouch, Martin, Vay, Donivan, Edelman, Smith, Knobles—11.

FIRST ORDINANCES.

MARION STREET PLANK WALK.

By Ald. Donivan—Resolved, That the City Surveyor ascertain and report to this Council the expense of constructing a plank walk, 3 feet wide, on the north side of Marion street, from Reynolds street to Francis street.

Adopted
The Surveyor submitted as such estimate, \$146.
By Ald. Donivan—Resolved, That the following improvement is expedient, viz.:

The construction of a plank walk 3 feet wide on the north side of Marion street, from Reynolds street to Francis street.

And Whereas, The City Surveyor, under the direction of this Council, has made an estimate of the whole expense thereof, and reported the same at \$146, which estimate is hereby approved.

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

One tier of lots on the north side of Marion street, from Reynolds street to Francis street.

And the Clerk is hereby directed to publish notice in pursuance of Title VII, Section 165, of the Revised Charter of 1874, of the City of Rochester, that all persons interested in the subject matter of said improvement, are required to attend the Common Council, on Tuesday evening, April the 30th, 1878, at 7½ o'clock, at the Common Council Chamber, when allegations will be heard.

Adopted.

IMPROVING BASIN STREET.

By Ald. Donivan—Resolved, That the City Surveyor ascertain and report to this Council the expense of improving Basin street from Exchange street to Acqueduct street, by paving the driveway with Medina stone and making such alterations and repairs of sidewalks as may be considered necessary; also the necessary crosswalks.

Adopted.
The Surveyor submitted as such estimate \$1,000.

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

The improvement of Basin street from Exchange street to Acqueduct street by paving the driveway with Medina stone and making such alterations and repairs of sidewalks as may be considered necessary; also the necessary crosswalks.

And whereas, The City Surveyor, under the direction of this Council, has made an estimate of the whole expense thereof, and reported the same at \$1,000, 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, viz.:

One tier of lots on each side of Basin street from Exchange street to Acqueduct street.

And the Clerk is hereby directed to publish notice in pursuance of Title VII, Section 165, of the Revised Charter of 1874, of the City of Rochester, that all persons interested in the subject matter of said improvement are required to attend the Common Council on Tuesday evening, April 30th, 1878, at half-past seven o'clock, at the Common Council Chamber, when allegations will be heard.

Adopted.

OPENING AND EXTENDING MAUDER PARK.

By Ald. FitzSimons—Resolved, That the City Surveyor ascertain and report to this Council the expense of opening and extending Mauder Park from Oakman street to Scrantom street.

Adopted.
The Surveyor submitted as such estimate \$1,000.
By Ald. FitzSimons—Resolved, That the following improvement is expedient, viz.:

The opening and extension of Mauder Park from Oakman street to Scrantom street, and the territory deemed necessary to be taken is described as follows: Beginning at the present northeast corner of Mauder Park and Oakman street, thence northerly to the northeast corner of lot No. 8 on the south line of Scrantom street; thence westerly along the south line of Scrantom street 35 feet; thence southerly and parallel with the first described line to the north line of Oakman street; thence easterly along the north line of Oakman street 35 feet to the place of beginning.

And whereas, The City Surveyor, under the direction of this Council has made an estimate of the whole expense thereof, and reported the same at \$1,000, 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, viz.:

One tier of lots on each side of the present Mauder Park and the proposed extension, from Gakman street to Scrantom street.

And the Clerk is hereby directed to publish notice in pursuance of Title VII, Section 165, of the Revised Charter of 1874, of the City of Rochester, that all persons interested in the subject matter of said improvement, are required to attend the Common Council, on Tuesday evening, April the 30th, 1878, at half-past 7 o'clock, at the Common Council Chamber, when allegations will be heard.

Adopted.

SPRINKLING AND REPAIRING EAST AVENUE.

By Ald. Donovan—Resolved, That the City Surveyor ascertain and report to this Council, the expense of sprinkling and keeping in repair East avenue, from Goodman street to the city line, during the season of 1878.

Adopted.

The Surveyor submitted as such estimate \$1,175.

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

The sprinkling and repairs of East avenue, from Goodman street to the city line, during the season of 1878.

And Whereas, the City Surveyor, under the direction of this Council, has made an estimate of the whole expense thereof, and reported the same at \$1,175, 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 East avenue, from Goodman street to the city line.

And the Clerk is hereby directed to publish notice in pursuance of Title VII, section 165 of the Revised Charter of 1874, of the City of Rochester, that all persons interested in the subject matter of said improvement, are required to attend at the Common Council, on Wednesday evening, April 23d, 1878, at 7½ o'clock, at the Common Council Chamber, when allegations will be heard.

Adopted.

SEWER IN WEST ALEXANDER STREET.

By Ald. Tracy—Resolved, That the City Surveyor ascertain and report to this Council the expense of constructing a 15-inch pipe sewer in West Alexander street, from the sewer in Mt. Hope avenue to a point opposite the center of lot No. 452 near South avenue; also the necessary surface sewers and lot laterals.

Adopted.

The Surveyor submitted as such estimate \$1,268.

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

The construction of a 15-inch pipe sewer in West Alexander street, from the sewer in Mt. Hope avenue to a point opposite the center of lot No. 452 near South avenue; also the necessary surface sewers and lot laterals.

And whereas, the City Surveyor, under the direction of this Council, has made an estimate of the whole expense thereof, and reported the same at \$1,268, 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 West Alexander street from Mt. Hope avenue to a point opposite the center of lot No. 452 near South avenue.

And the Clerk is hereby directed to publish notice, in pursuance of Title VII, Section 165 of the Revised Charter of 1874, of the city of Rochester, that all persons interested in the subject matter of said improvement are required to attend the Common Council, on Tuesday evening, April 30th, 1878, at half-past 7 o'clock, at the Common Council Chamber, when allegations will be heard.

Adopted.

SPRINKLING EAST AVENUE.

By Ald. Donovan—Resolved, That the City Surveyor ascertain and report to this Council the expense of sprinkling East avenue from Alexander street to Goodman street during the season of 1878.

Adopted.

The Surveyor submitted as such estimate, \$425.

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

The sprinkling of East avenue from Alexander street to Goodman street during the season of 1878.

And Whereas, the City Surveyor, under the direction of this Council, has made an estimate of the whole expense thereof, and reported the same at \$425, 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 East avenue from Alexander street to Goodman street.

And the Clerk is hereby directed to publish notice, in pursuance of Title VII, section 165 of the Revised

Charter, of 1874, of the City of Rochester, that all persons interested in the subject matter of said improvement are required to attend the Common Council, on Tuesday evening, April the 30d, 1878, at half-past 7 o'clock, at the Common Council Chamber, when allegations will be heard.

Adopted.

MOUNT VERNON AVENUE PLANK WALK.

By Ald. Donovan—Resolved, That the City Surveyor ascertain and report to this Council the expense of constructing a plank walk four feet and eight inches wide, on the west side of Mount Vernon avenue from Caroline street to the north line of property owned by Messrs. Ellwanger & Barry; also the necessary crosswalks.

Adopted.

The Surveyor submitted as such estimate \$175.

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

The construction of a plank walk four feet and eight inches wide on the west side of Mount Vernon avenue, from Caroline street to the north line of property owned by Messrs. Ellwanger & Barry; also the necessary crosswalks.

And Whereas, the City Surveyor, under the direction of this Council, has made an estimate of the whole expense thereof, and reported the same at \$175, which estimate is hereby approved.

Resolved, further, That the following portions of said city are deemed benefited and proper to be assessed for the whole expense thereof, viz:

One tier of lots on the west side of Mount Vernon avenue from Caroline street to the north line of property owned by Messrs. Ellwanger & Barry, said line being about 325 feet south of the south line of Caroline street.

And the Clerk is hereby directed to publish notice in pursuance of Title VII, Section 165 of the Revised Charter of 1874, of the City of Rochester, that all persons interested in the subject matter of said improvement, are required to attend the Common Council, on Tuesday evening, April the 30th, 1878, at half-past 7 o'clock, at the Common Council Chamber, when allegations will be heard.

Adopted.

STENCH TRAPS IN SCOTT ALLEY.

By Ald. Donovan—Resolved, That the City Surveyor ascertain and report to this Council the expense of setting six stench traps in Scott alley.

Adopted.

The Surveyor submitted as such estimate \$100.

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

Setting six stench traps in Scott alley.

And Whereas, the City Surveyor, under the direction of this Council, 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 portions of said city are deemed benefited and proper to be assessed for the whole expense thereof, viz:

One tier of lots on each side of Scott alley, from West Main street to Allen street.

And the Clerk is hereby directed to publish notice in pursuance of Title VII, section 165 of the Revised Charter of 1874, of the City of Rochester, that all persons interested in the subject matter of said improvement are required to attend the Common Council on Tuesday evening, April 30th, 1878, at 7½ o'clock, at the Common Council Chamber, when allegations will be heard.

Adopted.

Ald. Montgomery asked and obtained consent to offer the following:

Resolved, That the Common Council of the City of Rochester respectfully but earnestly remonstrate against any contraction of the present limits of the city.

Resolved, That the Mayor be requested to transmit the foregoing resolution to the Legislature—both houses—and the Governor.—

Adopted.

Bids for printing the City Treasurer's annual report in pamphlet form (200) were sent up by Ald. Chace, as follows:

Union and Advertiser Company..... \$197 00
Rochester Printing Company..... 200 00

The contract for printing the pamphlets was awarded to the Union and Advertiser Printing Company, on motion of Ald. Chace.

By Ald. Chace—Resolved, That the city's interest in the following tax sales be assigned to Sarah L. Emerson, upon her paying the

amount of the taxes, interest and expenses to the date of the assignment:

Fifteenth Ward—Robert Black, Lot No. 1, Houston Tract, east side of Gates avenue; General City Tax for 1875 and 1876.

Adopted.
Ald. Montgomery moved that action on the remaining final ordinances advertised for allegations this evening be postponed until the next meeting. Also, allegations thereon. Adopted.

Ald. Edleman called from the table the petition of the Rochester City and Brighton Street Railway Company to lay track in North street, and moved that permission be granted.

Ald. Smith moved to amend, that action be postponed until the next regular meeting. Adopted.

Ald. Martin moved that when the Board adjourns it be for one week. Adopted.

Ald. Smith moved to adjourn. Adopted.

EDWARD ANGEVINE, City Clerk.

In Common Council—April 23, 1878.

ADJOURNED REGULAR MEETING.

Present—Ald. Tracy, Fitz Simons, Montgomery, Herzberger, Warren, Hays, Crouch, Martin, Chace, Huntington, Vay, Donivan, Smith, Knobles, Baetzel—15.

Absent—Ald. Edelman—1.
Ald. Hays, President of the Board presiding.

PRESENTATION OF PETITIONS, ACCOUNTS, &C.

By Ald. Martin—Bills of Jos. Kassel, hack hire, \$3; C. Watson, materials, \$10; D. T. Hunt, postage stamps, \$14; Joseph Corbin, serving notices, \$1.28; Western Union Tel. Co., dispatches, \$6.27. Referred to Contingent Expense Committee.

By Ald. Huntington—
To the Honorable the Common Council of the City of Rochester:

GENTLEMEN—The Rochester City and Brighton Railroad Company respectfully asks permission to extend the side track at Gibbs street, on East Main street, to a point near University Avenue, for the purpose of accommodating the extra cars which it will be necessary to run to the ball grounds.

Respectfully,
P. BARRY, President.

ROCHESTER, April 23d, 1878.
Ald. Huntington moved that the privilege asked be granted. Adopted.

By Ald. Donivan—Petition of Peter Lauer, Jr., to erect wood building. Referred to Wood Building Committee and Fire Marshal with power to act.

Also petition for laying water pipes in Hamilton Place, from South Avenue to Pinnacle Avenue. Referred to Committee on Water Works and Executive Board.

REPORTS OF STANDING COMMITTEES.

FINANCE BUDGET.

ROCHESTER, N. Y., April 23, 1878.

By Ald. Warren—Resolved, That the Treasurer pay as follows, when there are funds applicable:

CONTINGENT FUND.

MONTHLY PAY ROLL TO MAY 1st, 1878.

| | |
|--|----------|
| Cornelius R. Parsons, Mayor,..... | \$200 00 |
| Geo. D. Williams, City Treasurer,..... | 300 00 |
| J. Breck Perkins, City Attorney,..... | 150 00 |
| Oscar H. Peacock, City Surveyor,..... | 166 66 |

| | |
|---|---------------------------|
| Edward Angevine, City Clerk..... | 150 00 |
| David McKee, City Assessor..... | 166 66 |
| August M. Koeth, | 166 66 |
| Wm. Mahar, | 166 66 |
| Geo. W. Sill, Judge Municipal Court..... | 150 00 |
| J. W. Duell, Judge Municipal Court..... | 150 00 |
| Thos. B. Husband, Clerk Municipal Court..... | 50 00 |
| Francis J. Swinman, City Messenger..... | 75 00 |
| John E. McDermott, Watchman City Hall..... | 60 00 |
| Thomas A. Buckley, Engineer City Hall..... | 60 00 |
| Peter G. Miller, Janitor Front street building..... | 40 00 |
| W. C. Gray, Assistant Surveyor's Office..... | 76 66 |
| C. B. Parsons, Draughtsman, | 76 66 |
| W. J. Stewart, chairman | 50 00 |
| Amrose Redman, rodman | 30 00 |
| Peter Sheridan, Assistant in Clerk's Office..... | 60 00 |
| E. W. Williams, | Treasurer's office 116 66 |
| Chas H. Stilwell, services in | 83 33 |
| James H. Wilson, | 75 00 |
| Warham Whitney, | 58 38 |

MISCELLANEOUS.

| | |
|---|-------|
| Wm. R. Johnson, hack hire..... | 6 00 |
| J. B. Perkins, services..... | 84 30 |
| Western Union Tel. Co., dispatches..... | 6 27 |
| D. T. Hunt, P. M., postage stamps..... | 14 00 |
| C. Watson, supplies | 10 00 |
| And charge that Fund..... | |

POOR DEPARTMENT FUND.

MONTHLY PAY ROLL TO MAY 1, 1878.

| | |
|---|-----------|
| Joseph Schutte, Overseer..... | \$ 125 00 |
| William H. Shields, Assistant Overseer..... | 75 00 |
| John T. Tracy, bookkeeper..... | 75 00 |
| Valentine Kase, clerk..... | 40 00 |
| Isaac Baker, Clerk Poor Store..... | 20 00 |
| Dr. Thos. A. O'Hare, City Physician..... | 41 67 |
| Dr. Geo. D. Benford, City Physician..... | 41 67 |
| Dr. Chas. E. McKelvey, City Physician..... | 41 67 |
| Dr. J. J. A. Burke, City Physician..... | 41 67 |

MISCELLANEOUS.

| | |
|--|---------|
| H. Mutschler, quar. sal. to May 1, Excise Com..... | \$125 0 |
| James Baker, | 125 05 |
| Johanna Yawman, bread..... | 126 36 |
| A. Hefner, bread..... | 39 50 |
| G. M. Leckinger, shoes..... | 72 75 |
| S. Wheeler, rent..... | 12 00 |
| H. Sibley, rent..... | 15 00 |
| John Groh, shoes..... | 143 00 |
| Louis P. Beck, shoes..... | 42 75 |
| Boardman, Sherman & Co., flour..... | 110 00 |
| A. L. Morris, meat..... | 100 06 |
| Alex. S. Francis, groceries..... | 8 00 |
| Gerling Bros., flour..... | 66 50 |
| Beck & Bro., shoes..... | 16 50 |
| Joseph Schutte, Overseer's disbursements..... | 101 36 |
| And charge that Fund..... | |

HEALTH DEPARTMENT FUND.

MONTHLY PAY ROLL TO MAY 1ST, 1878.

| | |
|--|----------|
| Sam'l. Donnelly, Supt. Board Health, salary..... | \$ 58 38 |
| Chas. Buckley, M. D., Health Officer..... | 41 67 |
| Henry M. Heindol, Keeper of Hope Hospital..... | 50 00 |
| John H. Mason, Insp'r..... | 40 00 |
| Joseph Thompson, Insp'r..... | 40 00 |
| James Cooper, Insur..... | 40 00 |
| F. Seifried, Insp'r, 12 days..... | 16 00 |
| Orrin Harris, Insp'r..... | 40 00 |
| John O'Rourke, sewer flusher..... | 40 00 |
| John Vance, sewer flusher..... | 40 00 |
| John McDonald, garbage contract..... | 325 00 |
| John O'Rourke, board of horse..... | 36 00 |

MISCELLANEOUS.

| | |
|-------------------------------------|--------|
| Chas. Buckley, M. D., services..... | 250 00 |
| Heman Miller, Insp'r., 8 days..... | 10 66 |
| And charge that Fund..... | |

CITY PROPERTY FUND.

| | |
|---|---------|
| A. N. Hawken, glass..... | \$ 4 86 |
| Veyhl & Bartholomay, repairing furniture..... | 15 00 |
| And charge that Fund..... | |

LAMP FUND.

| | |
|--|-----------|
| F. Vose, assignee of R. R. Gay & Co., lighting lamps, April..... | \$ 828 66 |
| Rochester Gas Co., gas and care of lamps..... | 2,726 00 |
| Thomas Connors, repairing lamps..... | 50 00 |
| And charge that Fund..... | |

POLICE FUND.

| | |
|--|---------|
| Geo. Truesdale, Police Justice, salary to May 1..... | \$28 34 |
| Alex. McLean, expenses for March..... | 92 44 |
| And charge that fund..... | |

Adopted by the following vote:
Ayes—Ald. Tracy, Fitz Simons, Montgomery, Herzberger, Warren, Hays, Crouch, Martin, Chace, Huntington, Vay, Donivan, Smith, Knobles, Baetzel—15.
Ald. Martin, from the Contingent Expense Committee, reported in favor of the bills pre-

sented by him and referred them to the Finance Committee for payment.

COMMUNICATIONS FROM THE MAYOR AND OTHER EXECUTIVE OFFICERS.

By the Clerk—

CITY ATTORNEY'S OFFICE,
ROCHESTER, April 18, 1878. }

To the Common Council of the City of Rochester :

GENTLEMEN : The importance of the question put me as to the rate of taxation on land partly in the city and partly in the adjacent towns, has caused some delay in my reply. After careful consideration I am firmly of the opinion that the rule which has heretofore prevailed is wrong.

The statute provides that when the line between two towns or wards divides a farm or lot, the same shall be taxed where the occupant resides. This does not, in terms, provide for a farm divided between a town and ward. But apart from this, it does not contemplate such a case. It relates to the general taxes, levied for State and County purposes. A man pays very nearly the same, whether assessed in one town or ward or another. But I don't think there was any intention to make property situate out of a city liable for the local, domestic expenses of that city. I think, too, the charter disposes of any question.

It provides that the general city taxes shall be assessed "on all real and personal estate in said city." Under this you have no jurisdiction over real estate not in the city limits.

As to the city taxes, when farms lie partly in the city and partly in the towns, the Assessors should levy a tax on the land within the city and on no more, no matter whether the owner lives in the city or in the town. As to property and lots entirely in the city which ward it should be assessed in, is a mere matter of convenience, and it had best be all put in the ward where the house is.

What rule the Assessors should adopt in making the county rolls, is of no importance to the city. But they should probably be copies of the city rolls in all respects.

Yours very respectfully,

J. B. PERKINS.

Ordered received, filed and published.

By the Clerk—

CHAP. 60.

AN ACT to amend chapter three hundred and sixty-five of the laws of eighteen hundred and seventy-seven, entitled, "An act authorizing and empowering the Common Council of the city of Rochester to construct a turn-table or swing bridge, over the Erie canal, in Allen street, in the city of Rochester."

Passed March 18, 1878; three-fifths being present.

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

SECTION 1. Section one of chapter three hundred and sixty-five of the laws of eighteen hundred and seventy-seven, entitled "An act authorizing and empowering the Common Council of the city of Rochester to construct a turn-table or swing bridge over the Erie canal, in Allen street, in the city of Rochester," is hereby amended so as to read as follows :

§ 1. The Common Council of the city of Rochester is hereby authorized, upon the application of a majority of the owners of property to be assessed therefor, with the consent and under the direction of the Superintendent of Public Works, to construct a lift or hoist bridge over the Erie canal, in Allen street, in said city, in place of the bridge now over the canal at the point aforesaid, and the whole expense thereof shall be assessed and levied upon such portion of the real property within the said city as shall be deemed by the said Common Council to be benefited thereby. The ordinance for such improvement shall require such a vote of the Common Council, and the assessment thereof shall be made and proceeded with in all respects as in cases of other local improvements.

§ 2. This act shall take effect immediately.

STATE OF NEW YORK,
Office of the Secretary of State, } ss.

I have compared the preceding with the original law on file in this office, and do hereby certify that the same is a correct transcript therefrom and of the whole of said original law.

ALLEN C. BEACH,
Secretary of State.

CHAP. 14.

AN ACT to amend chapter one hundred and forty-three of the laws of eighteen hundred and sixty-one, entitled "An act to amend and consolidate the several acts in relation to the charter of the city of Rochester," passed April eighth, eighteen hundred and sixty-one, and the various acts amendatory thereof.

Passed February 2, 1878; three-fifths being present.

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

SECTION 1. Section ninety-nine of said charter is hereby amended so as to read as follows :

§ 99. On the last Thursday of March in each year the common council shall cause to be exposed for sale, as hereinafter provided, all real estate charged with any tax which shall have been due and unpaid more than thirty days previous to said last Thursday in March.

§ 2. Section one hundred and two of said charter is hereby amended so as to read as follows :

§ 102. If such tax or assessment and the percentage, interest and expenses aforesaid be not paid by the said last Thursday of March, the city treasurer shall at the time and place appointed in the notices required to be given as aforesaid, or on some day immediately thereafter to which said sale may be adjourned, proceed to sell the said several parcels of real estate for the shortest time any bidder will take such premises and pay the tax or assessment, with said charges and expenses; and on such sale he shall execute to the bidder a certificate of sale in which the property purchased shall be described, the aggregate amount of tax or assessment and said charges and expenses, and the time for which the premises were purchased, shall be specified; also the time when the purchaser will be entitled to receive the lease hereinafter mentioned. The amount added to such tax or assessment for fees shall be carried to the contingent fund.

§ 3. This act shall take effect immediately.

STATE OF NEW YORK, }
 Office of the Secretary of State, } ss.:

I have compared the preceding with the original law on file in this office, and do hereby certify that the same is a correct transcript thereof from and of the whole of said original law.

ALLEN C. BEACH,
 Secretary of State.

Ordered received, filed and published.

ACTION ON ORDINANCES.

CITY TREASURER'S OFFICE,
 ROCHESTER, April 24, 1878. }

To the Hon., the Common Council:

GENTLEMEN—I hereby certify that the Executive Board have notified me that the work authorized under Ordinance No. 1951, for Goodman street walk, has been completed.

The amount to be assessed upon the property benefited, including any interest that the city shall incur or is entitled to, for the use of its funds, is \$45.86.

Yours respectfully,
 GEO. D. WILLIAMS, Treasurer.

LOCAL IMPROVEMENT ASSESSMENT NO. 1951.

Whereas, The Common Council did upon the 10th day of July, 1877, enact an ordinance to construct a plank walk on the west side of Goodman street from Monroe avenue to East avenue.

And whereas, The City Treasurer has reported the actual expenses of said improvement to be the sum of \$45.86, including such interest as the city has paid or become liable for.

And the portion of said city which said Common Council deemed would be benefited by said improvement is described as follows:

All the lots and parcels of land on the west side of Goodman street, from Monroe avenue to East avenue. Therefore, Resolved, That the sum of \$45.86, being the whole amount of the expense aforesaid, shall be assessed on such lots and parcels of land.

And David M'Kay, Aug. M. Koeth and Wm. Maher, 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 lots and parcels of land 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 3rd day of April, 1878, at nine o'clock in the forenoon, at the office of the City Clerk.

Adopted by the following vote:

Ayes—Ald. Tracy, Fitz Simons, Montgomery, Herzberger, Warren, Hays, Crouch, Martin, Chace, Huntington, Vay, Donivan, Smith, Knobles, Baetzel—15.

The final ordinance for a sewer in Tyler street was referred to the Sewer Committee to report.

The final ordinances for sewers in Thomas, Henry and Weiger streets were indefinitely postponed on motion of Ald. Huntington.

FINAL ORDINANCE No. 1,998.

SPRINKLING EXCHANGE STREET.

On motion of Ald. Donivan, 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. Donivan submitted the following:

An ordinance to sprinkle Exchange street, from Main street to Spring street, until November 1st, 1878.

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

The sprinkling of Exchange street, from Main street to Spring street, until November 1st, 1878.

And the whole expense shall be defrayed by the assessment upon the lots and parcels of lands to be benefited thereby; and the City Surveyor, under the direction of this Council, having made an estimate of such expense, and reported the same at \$200, which estimate is hereby approved; 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 Exchange street, from Main street to Spring street.

On which above described portion of the city the expenses of said improvement are hereby ordered assessed.

Adopted by the following vote:

Ayes—Ald. Tracy, Fitz Simons, Montgomery, Herzberger, Warren, Hays, Crouch, Martin, Chace, Huntington, Vay, Donivan, Smith, Knobles, Baetzel—15.

FINAL ORDINANCE NO. 1,999.

SPRINKLING AND REPAIRING EAST AVENUE.

On motion of Ald. Donivan, 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. Donivan submitted the following:

An ordinance to sprinkle and keep in repair East avenue, from Goodman street to the city line, during the season of 1878.

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

The sprinkling and repairs of East avenue, from Goodman street to the city line, during the season of 1878.

And the whole expense shall be defrayed by the assessment upon the lots and parcels of lands to be benefited thereby, and the City Surveyor, under the direction of this Council, having made an estimate of such expense, and reported the same at \$100, which estimate is hereby approved; 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 avenue, from Goodman street to the city line.

On which above described portion of the city the expenses of said improvement are hereby ordered assessed.

Adopted by the following vote:

Ayes—Ald. Tracy, Fitz Simons, Montgomery, Herzberger, Warren, Hays, Crouch, Martin, Chace, Huntington, Vay, Donivan, Smith, Knobles, Baetzel—15.

FINAL ORDINANCE NO. 2,000.

SPRINKLING EAST AVENUE.

On motion of Ald. Donivan 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. Donivan submitted the following:

An ordinance to sprinkle East avenue from Alexander street to Goodman street during the season of 1878.

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

The sprinkling of East avenue from Alexander street to Goodman street during the season of 1878.

And the whole expense shall be defrayed by the assessment upon the lots and parcels of lands to be benefited thereby; and the City Surveyor, under the direction of this Council, having made an estimate of such expense, and reported the same at \$425, which estimate is hereby approved; 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 avenue from Alexander street to Goodman street.

On which above described portion of the city the expenses of said improvement are hereby ordered assessed.

Adopted by the following vote:

Ayes—Ald. Tracy, Fitz Simons, Montgomery, Herzberger, Warren, Hays, Crouch, Martin, Chace, Huntington, Vay, Donivan, Smith, Knobles, Baetzel—15.

FINAL ORDINANCE NO. 2,001.

SPRINKLING LAKE AVENUE AND STATE STREET.

On motion of Ald. Donivan, 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. Donivan submitted the following:

An ordinance to sprinkle State street and Lake avenue from the N. Y. C. & H. R. R. R. to the north line of Jones avenue, until November 1, 1878.

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

The sprinkling of State street and Lake avenue, from the N. Y. C. & H. R. R. R. to the north line of Jones avenue, to November 1, 1878.

And the whole expense shall be defrayed by an assessment upon the lots and parcels of land to be benefited thereby; and the City Surveyor, under the direction of this Council, having made an estimate of such expense, and reported the same at \$800 which estimate was and is hereby approved; 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 street and Lake avenue, from the N. Y. C. & H. R. R. R. to Jones avenue.

On which above described portion of the city the expenses of said improvement are hereby ordered assessed.

Adopted by the following vote:

Ayes—Ald. Tracy, Fitz Simons, Montgomery, Herzberger, Warren, Hays, Crouch, Martin, Chace, Huntington, Vay, Donivan, Smith, Knobles, Baetzel—15.

FINAL ORDINANCE NO. 2,002.

On motion of Ald. Donovan 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. Donovan submitted the following:

An ordinance to construct a plank walk 4 feet wide on each side of Davis street, from North avenue to Scio street, also the necessary crosswalks.

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

The construction of a plank walk 4 feet wide on each side of Davis street, from North avenue to Scio street, also the necessary crosswalks.

And the whole expense shall be defrayed by the assessment upon the lots and parcels of land to be benefited thereby; and the City Surveyor, under the direction of this Council, having made an estimate of such expense and reported the same at \$870, which estimate is hereby approved; 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 Davis street, from North avenue to Scio street.

On which above described portion of the city the expenses of said improvement are hereby ordered assessed.

Adopted by the following vote:

Ayes—Ald. Tracy, FitzSimons, Montgomery, Warren, Hays, Crouch, Martin, Chace, Huntington, Donovan, Smith, Knobles, Baetzel, Vay, Herzberger.—15.

FINAL ORDINANCE NO. 2,003.

PLANK WALK ON PRYOR STREET.

On motion of Ald. Donovan 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. Donovan submitted the following:

An ordinance to construct a plank walk 4 feet wide on the south side of Pryor street, in front of lot No. 5.

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

The construction of a plank walk, 4 feet wide, on the south side of Pryor street, in front of lot No. 5.

And the whole expense shall be defrayed by the assessment upon the lots and parcels of land to be benefited thereby; and the City Surveyor, under the direction of this Council, having made an estimate of such expense and reported the same at \$80, which estimate is hereby approved; and the portion of said city which said Common Council deem will be benefited by said improvement is described as follows:

Lot No. 5 on the south side of Pryor street.

On which above described portion of the city the expenses of said improvement are hereby ordered assessed.

Adopted by the following vote:

Ayes—Ald. Tracy, FitzSimons, Montgomery, Herzberger, Warren, Hays, Crouch, Martin, Chace, Huntington, Vay, Donovan, Smith, Knobles, Baetzel.—15.

Ald. Tracy presented a remonstrance against the ordinance for plank walk in Park place.

The final ordinance for plank walk in Park place was indefinitely postponed.

The final ordinance for the extension of Thompson street was postponed until the next regular meeting.

The final ordinance for the opening and widening of Conkey avenue came up.

Ald. Huntington presented two remonstrances.

By Ald. FitzSimons—Resolved, That the ordinance for opening Conkey avenue, with the petitions and remonstrances relating thereto, be referred to the Committee on the Opening and Alteration of Streets, with instructions to ascertain and report the whole number of persons to be assessed and the number now in favor of and the number against the proposed improvement. Adopted.

By Ald. Montgomery—Resolved, That the operation of the final ordinance, No. 1,985, for cleaning out certain sewers, be hereby suspended until the further order of the Common Council, and no such further order shall be made until the parties interested shall have had an opportunity, on due public notice, to be heard before this Board on the subject. Adopted.

By Ald. Montgomery—Resolved, That for the purpose of preventing confusion and disorder, the following standing order be and the same is hereby adopted, and that the Messenger be charged with the duty of enforcing the order:

Ordered that without special leave in writing from an Alderman, the following persons only shall be admitted withing the railing of the Common Council Chamber:

The Mayor, Aldermen, Clerk and his assistant, the Messenger, the members of the Executive Board, the City Attorney, Treasurer, City Surveyor, Fire Marshal, Overseer of the Poor, Engineer of the Water Works, and such reporters as the Council may admit. Adopted.

UNFINISHED BUSINESS.

Ald. Warren called up the petition for permission to the Rochester and Irondequoit Street Railway Company to lay tracks in North St. Paul street.

Ald. Herzberger moved that action be postponed until the Committee on Opening and Alteration of Streets, report on the opening of Conkey avenue.

Adopted by the following vote:

Ayes—Ald. Tracy, FitzSimons, Montgomery, Herzberger, Hays, Martin, Huntington, Vay, Donovan, Smith, Knobles, Baetzel.—12.

Nays—Ald. Warren, Crouch, Chace.—3.

Ald. Martin moved that the vote be reconsidered adopted.

The motion to postpone was then lost by the following vote.

Ayes—Ald. FitzSimons, Montgomery, Herzberger, Hays, Huntington, Vay, Donovan.—7.

Nays—Ald. Warren, Crouch, Martin, Chace, Smith, Knobles Baetzel.—7.

Ald. Warren moved that the prayer of the petition be granted. Adopted by the following vote:

Ayes—Ald. Tracy, Warren, Hays, Crouch, Martin, Chace, Donovan, Smith, Knobles, Baetzel.—10.

Nays—Ald. FitzSimons, Montgomery, Herzberger, Huntington, Vay.—5.

EXECUTIVE BUSINESS.

Ald. Montgomery moved to ballot for Commissioner of Deeds. Adopted.

George McKillip, Nathan S. Fullam, John J. Snell, Thomas H. Christie, John H. Keef and R. E. White, having received the requisite number of votes, were declared elected Commissioner of Deeds.

MISCELLANEOUS.

By Ald. Baetzel: Petition to lay water pipes in North avenue from Lansing street to the end of the sewer. Referred to Water Works Committee and Executive Board.

By Ald. Baetzel—

Resolved That the Citizens Gas Company be and they are hereby requested to extend their gas mains on North avenue from the present terminus, to the end of the proposed improvement on said avenue.

Referred to Lamp Committee.

By Ald. Knobles—

Whereas Lots Nos. 23 and 24 of the Van Bergen tract west side of North street were assessed for North avenue outlet sewer No. 1794 under one valuation and in one amount and

Whereas The said lots are now owned by two parties therefore

Resolved That any person owning part of said lots may redeem his or her own land by paying the Treasurer such portion of said assessment expenses and interest as the City Assessors may determine his property should bear and the Treasurer is authorized to receive such tax and release the property owned by the person paying it and retain the lien on the balance of said lots on his books.

Adopted.

By Ald. Smith—Resolved, That the small oil portrait of Ex-Mayor John Allen be presented to the sons of the Ex-Mayor, with the compliments of the Council. Adopted.

By Ald. Donivan, from the City Property Committee :

To the Common Council :

Your City Property Committee, contemplating the renovation of the City Hall building—the necessity for so doing being almost imperative—desire to present to you a subject which stands as a stumbling-block in their way, and causes them to feel as though the renovation would be a useless expenditure of money, unless the nuisance which they here present, is abated. The office of the Superintendent of Streets, adjoining the Treasurer's office, at the west end of the east and west hall on the first floor, is used at least once a week (Saturday's generally,) as a place in which the paymaster disburses money to the laborers employed on the streets. These men crowd the halls, and they are not to blame for so doing, but would be as well, if not better, pleased, if some less conspicuous place were selected for their assemblage. From the nature of their employment, they cause much filth to accumulate on the walls and floors. Some of them, through thoughtlessness and willfulness, deface the walls with matches, and instances are not rare where obscene figures are marked on the walls. During the assembling of the men the halls are filled with tobacco smoke. If, for the convenience of the paymaster, the men must be paid in the building, the basement furnishes commodious rooms, and it was once used for that purpose.

The uselessness of cleaning the halls to have them immediately rendered unfit to be seen, must be obvious to all. We offer the following resolution :

Resolved, That the Executive Board be requested not to permit the assembling of its employees in the halls of the City Hall building for the purpose of being paid.

JOHN DONIVAN,
LEWIS EDELMAN,
WILLIAM H. TRACY,
Committee.

Adopted.

Ald. Huntington moved that the petition for the opening of Clifford street be referred to the Committee on Opening and Alteration of Streets. Adopted.

By Ald. Chace—Petition for water pipes in Ambrose street. Referred to the Water Works Committee and Executive Board.

By Ald. Chace—

To the Hon. the Common Council of the city of Rochester :

GENTLEMEN:—Your attention is called to the fact that the city of Rochester, without right, title or consent, is discharging the contents of Lake avenue sewer onto and over the premises of S. A. Marsh for the distance of 400 feet, polluting the water of the stream and poisoning the air that floats over the lot, thus damaging the premises and preventing the use or sale of the same. Please see Wood on nuisances, page 541, sec. 494. Also, page 714, sec. 700. Respectfully,

S. W. MARSH,
for owner.

April 23d, 1878.

Referred to Law Committee.

Ald. FitzSimons, from the Sewer Committee, reported in favor of the construction of a sewer in West avenue, from Ames street to Hague street.

By Ald. Martin—Whereas, It appears from the reports made by the police that nightly a large number of the public kerosene lamps are not lighted; and,

Whereas, Frequent complaints are made that the lamps are not kept cleaned, but are permitted to remain for weeks in a smoky and dirty condition; and,

Whereas, It is generally believed that the contractor is not keeping his obligation to the city, causing inconvenience to its people and robbing the taxpayers; therefore,

Resolved, That the new Lamp Committee be requested to investigate the matter in all its details and report to this Board what of right should be done that a fair equivalent shall be given the people for their money. Adopted.

By Ald. Warren—Resolved, That the committees having charge of the various funds and the Executive Board be requested to send their estimates of the amounts they deem requisite to be raised for their departments for the coming year to the Chairman of the Finance Committee as soon as practicable, as the tax levy must be prepared for presentation to the Common Council at the first meeting in May. Adopted.

By Ald. Warren—Resolved, That the Treasurer be and he is hereby authorized to draw the city's notes for the sum of seventy-five thousand dollars and get the same discounted, and charge Contingent Fund with the discount.

Also, That he be and is hereby authorized to renew fifty thousand dollars of notes issued against unpaid taxes, maturing April 30th, and charge the discount to Contingent Fund.

Also, That he be authorized to make such provision for the payment of the police for the months of April and May as may be practicable. Adopted.

By Ald. Montgomery—Resolved, That no officer of the city not authorized by law shall give any order involving expense, or make any purchase, without a previous specific contract approved by the properly authorized committee of this Board, or by the Board itself.—Adopted.

Ald. Martin moved to adjourn. Adopted.

EDWARD ANGEVINE,
City Clerk.

In Common Council—April 30, 1878.

REGULAR MEETING.

Present—Ald. Tracy, FitzSimons, Montgomery, Herzberger, Warren, Hays, Crouch, Martin, Huntington, Vay, Donivan, Edelman, Knobles, Baetzel—14.

Absent—Ald. Chace, Smith—2.

Ald. Simon Hays, President of the Board, presiding.

The minutes of the previous meeting were approved as published.

PRESENTATION OF PETITIONS, ACCOUNTS, ETC.

By Ald. Warren—Petition of Mary A. Snell to erect a wood building. Referred to the Wood Building Committee and Fire Marshal, with power to act.

By Ald. Martin—Petition of Elizabeth A. Smith. Referred to Law Committee.

By Ald. Martin—Bills of

| | |
|--------------------------------------|---------|
| Louis W. Brandt, printing..... | \$17 50 |
| A. Eble, hack hire..... | 2 50 |
| Philip Hax, hack hire..... | 2 00 |
| Wm. F. Peck, rent of pound..... | 50 00 |
| Union and Advertiser, printing..... | 9 00 |
| James W. Kelly, sealing weights..... | 22 75 |
| C. H. Stump, printing..... | 2 00 |
| W. I. Hanford, serving notices..... | 4 25 |
| C. H. Parsons, disbursements..... | 116 88 |

Referred to Contingent Expense Committee.
By Ald. Vay—Petition of Johanna Stadler to erect wood building. Referred to Wood Building Committee and Fire Marshal with power to act.

By Ald. Donovan—Bills of

| | |
|---|---------|
| Wm. Fogarty, repairs of furniture..... | \$10 50 |
| Rochester Gas Co., gas City Hall and Front street building..... | 135 25 |

Referred to City Property Committee.
Also, petition for water pipes in Pinnacle avenue from Meigs street to Henrietta avenue. Referred to Water Works Committee and Executive Board.

Also, petition of H. C. Huyser for the erection of a wood building. Referred to Wood Building Committee and Fire Marshal with power to act.

Also, petition of Mary Lambert and the following resolution:

By Ald. Donovan—Resolved, That the city's interest in the following tax sale be assigned to Mary Lambert upon her paying the amount of the tax, expenses and interest to the Treasurer:

Lot 25, Ellwanger and Barry tract, Cypress street, 12 h Ward, sold March 28th, 1878, for general city tax for 1877.

Referred to Assessment Committee.

By Ald. Donovan—Bills of

| | |
|---|----------|
| Geo. F. Merz, flour..... | \$146 25 |
| Jacob Wittman, meat..... | 50 00 |
| F. Deininger, bread..... | 102 96 |
| Anthony Hefner, bread..... | 21 91 |
| W. & J. M. Aikenhead, soap and candles..... | 88 85 |
| Fromm & Co., meat..... | 50 00 |
| Goetzman & Son, soap..... | 103 00 |
| Smith, Perkins & Co., groceries..... | 403 10 |
| H. Lang, neckt, meat..... | 25 02 |
| Gregor Frank, groceries..... | 10 50 |
| H. Herman, meat..... | 150 00 |
| Mrs. August Kuehlar, bread..... | 187 06 |

Referred to Poor Committee.

REPORT OF THE OVERSEER OF THE POOR FOR THE MONTH OF APRIL, 1878.

OVERSEER OF THE POOR OFFICE.
ROCHESTER April 30, 1878. }

To the Honorable the Common Council of the City of Rochester.

The Overseer of the Poor of the city of Rochester would respectfully report that during the month of April he has relieved 610 families in the following manner:

| | |
|--|------------|
| Orders on Poor Store..... | \$1,890 88 |
| .. Coal Yard..... | 321 00 |
| .. Wood Yard..... | 17 50 |
| .. Johd Groh, shoes..... | 29 50 |
| .. L. P. Beck..... | 27 50 |
| .. G. M. Leckinger..... | 14 25 |
| .. Glasser Bros..... | 11 00 |
| .. L. A. Pratt..... | 37 00 |
| .. M. Leckinger..... | 29 00 |
| .. E. J. Keehn..... | 11 00 |
| .. Burke, FitzSimons, Hone & Co., dry goods..... | 7 00 |
| .. J. O. Howard, medicine..... | 2 50 |
| .. G. Schofield, transportation..... | 43 15 |
| .. B. O'Reilly, burials..... | 25 00 |
| .. Hofmak & Maier, do..... | 24 00 |
| .. Foshner & Maier..... | 24 00 |
| .. A. W. Mudge..... | 12 00 |
| .. C. V. Jeffreys..... | 12 00 |

| | |
|-------------------------|------------|
| Total..... | \$2,549 28 |
| Less Towns..... | \$ 122 75 |
| Less Emigrant Fund..... | 19 00 |
| | 141 75 |

Total to City..... \$2,408 53

All of which is respectfully submitted.
J. SCHUTTE, Overseer of the Poor.
Ordered received, filed and published.

By Ald. Edelman—Petition of David Lochner to erect a wood building. Referred to Wood Building Committee and Fire Marshal with power to act.

By Ald. Knobles—Petition for improvement of West Avenue. Referred to Improvement Committee.

By Ald. Fitz Simons—Bill of Citizens' Gas Company, gas for month of April, \$3,174.75. Referred to Lamp Committee.

REPORTS OF STANDING COMMITTEES.

By Ald. Montgomery—

To the Hon. the Common Council:

Your Law Committee would report that on the 14th of September, 1877, Valentine Brasch began an action against the city for damages, alleged to have been sustained by him, by reason of the overflows of the Court and William street outlet sewer, which occurred July 5 and July 27, 1877.

The amount claimed was three hundred and eighty-four dollars.

The action was tried April 22, 1878, in the County Court before a jury, which returned a verdict in favor of Mr. Brasch for fifty dollars. This amount was sufficient to carry the costs, which are ninety-two 40-100 dollars, making the total judgment against the city one hundred and forty-two 40-100 dollars.

The following resolution is submitted.

THOS. C. MONTGOMERY,
J. W. MARTIN,
E. HUNTINGTON,

April 30, 1878. Committee.

By Ald. Montgomery—Resolved, That the Clerk draw an order in favor of W. H. St. John, attorney, for 142.40 in satisfaction of the judgment recovered in the suit of Valentine Brasch against the city of Rochester by reason of the overflow of the Court and William street outlet sewer, and charge Contingent Fund.

Adopted by the following vote:

Ayes—Ald. Tracy, Fitz Simons, Montgomery, Herzberger, Warren, Hays, Crouch, Martin, Huntington, Vay, Donovan, Edelman, Knobles, Baetzel—14.

By Ald. Warren—Resolved, That the Clerk draw an order for \$116.38 in favor of Cornelius R. Parsons, Mayor, for disbursement, and charge Contingent Fund.

Adopted by the following vote:

Ayes—Ald. Tracy, Fitz Simons, Montgomery, Herzberger, Warren, Hays, Crouch, Martin, Huntington, Vay, Knobles, Edelman, Donovan, Baetzel—14.

By Ald. Knobles—Resolved, That Samuel Stirtz, James G. Brooks, G. S. Neff, E. M. Wray, Wm. Deihl, Miss Kingston, Peter Lauer, Jr., J. B. Hathaway, John M. Burkhard, H. McGuire, M. Worthorst, R. Ray, James Fowler, Sophia Patterson and P. W. Creelman be and are hereby given permission to erect wood buildings as petitioned for under the direction of the Wood Building Committee and Fire Marshal; also, that Mary Barry have permission to remove a wood building on filing the necessary bond. Adopted.

Ald. Martin, from the the Contingent Expense Committee, Ald. Donovan, from the Poor and City Committees, Ald. Fitz Simons, from the Lamp Committee, reported favorably

of the bill presented to their respective committees, and referred them to the Finance Committee for payment.

COMMUNICATIONS FROM THE MAYOR AND OTHER EXECUTIVE OFFICERS.

By the Clerk—

CITY CLERK'S OFFICE, }
ROCHESTER, April 29, 1878. }

To the Common Council of the City of Rochester:

GENTLEMEN: In accordance with section 29 of the revised city charter, I report the following named persons as having qualified and taken the oath of office:

Commissioners of Deeds—Richard White, N. T. Fullam, George McKillip, Thos. H. Christie, John H. Keef.

Health Officer—Charles Buckley, M. D.
EDWARD ANGEVINE,
City Clerk.

Ordered received, filed and published.

By the Clerk—

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

GENTLEMEN. The undersigned, Commissioner of Excise of the City of Rochester, report that moneys have been received by said Commissioners, from the persons named, and in the respective amounts set forth in the following schedule, commencing April 1st, 1878, to and including April 30th, 1878, for licenses to sell and dispose of strong and spirituous liquors, wines, ale and beer, in quantities less than five gallons at a time, to wit:

| | |
|--|--------------|
| Andrew A. Cook, 315 State st. | \$30 |
| Hugh Marks, 98 N. St. Paul st. | 30 |
| James E. Burke, 7 Monroe av. | 30 |
| Dennis Mahoney, 324 State st. | 20 |
| Fred. C. Kuefer, 87 Hudson st. | 30 |
| John Knapp, cor. Hunter and Francis. . | 30 |
| Joseph A. Wolf, 45 Andrews st. | 20 |
| Michael McGill, 302 State st. | 50 |
| Henry Predmore, Weighlock av. | 30 |
| Thomas S. Costello, 196 Exchange st. . | 30 |
| Joseph A. Schmitt, cor. Wi der and Saxton. | 20 |
| Henry Stopperan, 299 E. Main st. | 40 |
| Smith Bros., 92 Mill st. | 40 |
| Charles Atkinson, cor. Sumner and Clifton. . | 30 |
| Garritt J. Meerdunk, 3 Lowell st. | 30 |
| William Hillard, 234 State st. | 20 |
| John Elliott, 119 S. St. Paul st. | 30 |
| Ed. Remington, 43 E. Main st. | 30 |
| Caroline Ward. | 15 |
| Total. | \$535 |

We have disposed of said moneys as follows:

| | |
|---|-----------------|
| Paid James P. Evans for serving notices and summons. | 13 50 |
| Paid Henry Michaels for 3 months services as clerk of Board of Excise, to May 1, 1878. | 150 00 |
| Paid Williamson & Higbie, stationery. | 5 54 |
| Deposited with City Treasurer. | 365 96 |
| Total. | \$535 00 |

Licenses have been granted to all of the above named applicants except the following: Edward Remington, Caroline Ward.

STATE OF NEW YORK, } ss. James Baker, Hermann }
County of Monroe, } ss. Mutschler, Com. of Excise. }
James Baker and Hermann Mutschler, of the city of Rochester, in said County, being duly sworn, say, and each for himself says, that the foregoing annexed report of moneys received by them for the purposes named in said report, with the names of persons and dates therein given, are correctly set forth in said report, and that the said report embraces the whole of the moneys received from April 1st, 1878, to and including April 30th, 1878.

JAMES BAKER,
HERMANN MUTSCHLER,
Com'rs of Excise.

Subscribed and sworn to before me this 30th day of April, 1878.

JAMES P. EVANS,
Com'r of Deeds.

Ordered received, filed and published.

By the Clerk—

OFFICE OF EXECUTIVE BOARD }
ROCHESTER, April 30, 1878. }

To the Honorable the Common Council:

GENTLEMEN: At a meeting of the Executive Board, held Friday, April 26th, the following resolution was adopted:

By Mr. Fish—Whereas, the stone-quarry ponds in this city are becoming a great nuisance and a great detriment, and damage the property contiguous thereto, and in fact the whole city, and besides they are dangerous, and some remedy should be inaugurated; therefore, it is hereby

Resolved, That the Honorable Common Council be and they are hereby requested to appoint a committee to confer with a like committee from this Board, to ascertain and report a plan to obviate and correct the difficulty. Adopted.

A true copy from the minutes.
THOS. J. NEVILLE, Clerk.
(By A. C. Burroughs.)

Referred to sewer Committee.

By the Clerk—

OFFICE OF EXECUTIVE BOARD, }
ROCHESTER, April 30, 1878. }

To the Honorable the Common Council:

GENTLEMEN: At a meeting of the Executive Board, held Friday, April 26th, the following resolution was adopted:

By Mr. Fish—Resolved, That the Honorable Common Council be and they are hereby respectfully requested to pass ordinances for the construction of sidewalks in the following localities, viz:

For the construction of a plank walk on the east side of Oak street, from Jay street about 150 feet north.

A flag walk in front of the house No. 11, on the west side of Jones street.

Plank walks, wherever needed, on both sides White street, from Lake avenue to the high bank.

Plank walk on the east side of Concord avenue, from Draper street to Syracuse street.

Plank walk on Draper street (south side) from Concord avenue east about 200 feet.

Plank walk on the south side of Draper street, west from Concord avenue some 200 feet.

An ordinance to re-set the curb-stone and re-lay the walks on the east side of Franklin square, from Clinton place to Andrew street, or to construct a new flag walk, as the owners of the property may elect to have done.

Adopted.

A true copy of the minutes.
THOS. J. NEVILLE, Clerk.
(By A. C. Burroughs.)

Referred to improvement Committee.

By the Clerk—

AN ACT authorizing and empowering the Common Council of the City of Rochester to construct lift, hoist or swing bridges over the Erie canal at Brown street and at Smith street in the City of Rochester.

Passed April 6, 1878; three-fifths being present.
The People of the State of New York, represented in Senate and Assembly, do enact as follows:

SECTION 1. The Common Council of the City of Rochester is hereby authorized with the consent and under the direction of the State Engineer and Superintendent of Public Works, to construct lift, hoist or swing bridges over the Erie canal at Brown street and at Smith street in said city, in place of the bridges now over the canal at the points aforesaid, and to pass the necessary ordinances for such improvements, or either of them; and the whole expense of the respective improvements shall be assessed and levied upon such portion of the real property within the said city as shall be deemed by the Common Council to be benefited by the

respective improvements. The assessments therefor shall be made and proceeded with in all respects as in cases of other local improvements.

§ 2 The said Common Council is hereby authorized to use in such manner as it may deem proper to facilitate the construction of such bridges, so much of the material in the abutments and superstructure of the old bridges as shall in its opinion be deemed necessary or expedient.

§ 3 So long as the said canal shall remain the property of the State, the said bridges so to be constructed shall be under the general control and management of the Superintendent of Public Works, who shall appoint a person or persons necessary to lift or manage each of the said bridges during the season of navigation, and in case of abandonment or sale of said canal, the said city shall thereupon become vested with all the rights now enjoyed by the State, so far as relates to the control and management of said bridges so to be constructed; but all the expense of erecting the said bridges shall be provided for by the said city, except as the same may be provided for by the use or sale of the materials composing the present bridges, as hereinbefore provided.

§ 5 This act shall take effect immediately.

STATE OF NEW YORK,
Office of the Secretary of State, } ss.
I have compared the preceding with the original law on file in this office, and do hereby certify that the same is a correct transcript therefrom and of the whole of said original law.
ALLEN C. BEACH,
Secretary of State.

Ordered received, filed and published.

ACTION ON ORDINANCES.

FIRST ORDINANCES.

SPRINKLING SOPHIA STREET.

By Ald. Edelman—Resolved, That the City Surveyor ascertain and report to this Council the expense of sprinkling Sophia street from West Main street to Allen street during the season of 1878.

Adopted.
The Surveyor submitted as such estimate, \$250.
By Ald. Edelman—Resolved, That the following improvement is expedient, viz:

The sprinkling of Sophia street from West Main street to Allen street, during the season of 1878.

And Whereas, the City Surveyor, under the direction of this Council, has made an estimate of the whole expense thereof, and reported the same at \$250, 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 Sophia street from West Main street to Allen street.

And the Clerk is hereby directed to publish notice, in pursuance of Title VII., section 165 of the Revised Charter of 1874, of the City of Rochester, that all persons interested in the subject matter of said improvement are required to attend the Common Council, on Tuesday evening, May 14th, 1878, at half-past 7 o'clock, at the Common Council Chamber, when allegations will be heard.

Adopted.

PLANK WALK ON HAND STREET.

By Ald. Edelman—Resolved, That the City Surveyor ascertain and report to this Council the expense of constructing a plank walk four feet wide on each side of Hand street, from Clinton street to St. Bridget's Church. Also the necessary crosswalks.

Adopted.
The Surveyor submitted as such estimate \$130.
By Ald. Edelman—Resolved, That the following improvement is expedient, viz:

The construction of a plank walk four feet wide on each side of Hand street, from Clinton street to St. Bridget's Church. Also the necessary crosswalks.

And whereas, the City Surveyor, under the direction of this Council, 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 benefitted and proper to be assessed for the whole expense thereof, viz:

One tier of lots on each side of Hand street in front of which said plank walks shall be constructed.

And the Clerk is hereby directed to publish notice in pursuance of Title VII., section 165, of the Revised Charter of 1874, of the City of Rochester, that all persons interested in the subject matter of said improvement, are required to attend the Common Council, on Tuesday evening, May 14th, 1878, at half-past 7 o'clock, at the Common Council Chamber, when allegations will be heard.

Adopted.

FENCE ON GENESEE STREET.

By Ald. Edelman—Resolved, That the City Surveyor ascertain and report to this Council the expense of

constructing a fence on the east side of Genesee street from Hunter street to a point 396 feet north thereof.

Adopted.
The Surveyor submitted as such estimate, \$60.
By Ald. Edelman—Resolved, That the following improvement is expedient, viz:

The construction of a fence on the east side of Genesee street from Hunter street to a point 396 feet north thereof.

And whereas, The City Surveyor, under the direction of this Council, has made an estimate of the whole expense thereof, and reported the same at \$60, 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 east side of Genesee street from Hunter street to a point 396 feet north thereof.

And the Clerk is hereby directed to publish notice in pursuance of title vii, section 165 of the revised Charter of 1874 of the city of Rochester, that all persons interested in the subject matter of said improvement are required to attend the Common Council on Tuesday evening, May 14th, 1878, at half-past 7 o'clock, at the Common Council Chamber, when allegations will be heard.

Adopted.

GARDEN STREET PLANK WALK.

By Ald. Donivan—Resolved, That the City Surveyor ascertain and report to this Council the expense of constructing a plank walk, 4 feet wide, on the south side of Garden street, from Caledonia avenue to Plum alley.

Adopted.
The Surveyor submitted as such estimate, \$30.
By Ald. Donivan—Resolved, That the following improvement is expedient, viz:

The construction of a plank walk 4 feet in width on the south side of Garden street, from Caledonia avenue to Plum alley.

And Whereas, The City Surveyor, under the direction of this Council, has made an estimate of the whole expense thereof, and reported the same at \$30, which estimate is hereby approved.

Resolved, further, That the said following portion of City is deemed benefitted and proper to be assessed for the whole expense thereof, viz:

One tier of lots on the south side of Garden street from Caledonia avenue to Plum alley.

And the Clerk is hereby directed to publish notice in pursuance of Title VII., Section 165, of the Revised Charter of 1874, of the City of Rochester, that all persons interested in the subject matter of said improvement, are required to attend the Common Council, on Tuesday evening, May 14th, 1878, at 7½ o'clock, at the Common Council Chamber, when allegations will be heard.

Adopted.

PIPE SEWER IN WEST AVENUE.

By Ald. FitzSimons—Resolved, That the City Surveyor ascertain and report to this Council the expense of constructing a 12-inch pipe sewer in West avenue, from the westerly terminus of the present sewer to the city line; also the necessary surface sewers and lot laterals.

Adopted.
The Surveyor submitted as such estimate \$534.
By Ald. FitzSimons—Resolved, That the following improvement is expedient, viz:

The construction of a 12-inch pipe sewer in West avenue, from the westerly terminus of the present sewer to the city line. Also the necessary surface sewers and lot laterals.

And whereas, The City Surveyor, under the direction of this Council, has made an estimate of the whole expense thereof, and reported the same at \$534, 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 West avenue, from Hague street to the city line.

And the Clerk is hereby directed to publish notice in pursuance of Title VII., Section 165, of the Revised Charter of 1874, of the City of Rochester, that all persons interested in the subject matter of said improvement are required to attend the Common Council on Tuesday evening, May 14th, 1878, at half-past seven o'clock, at the Common Council Chamber, when allegations will be heard.

Adopted.

FINAL ORDINANCE—NO. 2004.

STENCH TRAPS IN SCOTT ALLEY.

On motion of Ald. Edelman 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. Edelman submitted the following:

An ordinance to set six stench traps in Scott alley. The Common Council of the City of Rochester do ordain and determine as follows:

Setting six stench traps in Scott alley. And the whole expense shall be defrayed by the assessment upon the lots and parcels of land to be benefited thereby, and the City Surveyor, under the direction of this Council, having made an estimate of such expense and reported the same at \$100, which estimate is hereby approved; 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 Scott alley, from West Main street to Allen street.

On which above described portion of the city the expenses of said improvement are hereby ordered to be assessed.

Adopted by the following vote:
Ayes—Ald. Tracy, Fitz Simons, Montgomery, Herzberger, Warren, Hays, Crouch, Martin, Huntington, Vay, Donivan, Edelman, Knobles, Baetzel—14.

FINAL ORDINANCE NO. 2,005.

MOUNT VERNON AVENUE PLANK WALK.

On motion of Ald. Edelman 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. Edelman submitted the following:
An Ordinance to construct a plank walk on the west side of Mount Vernon avenue from Caroline street to the north line of property owned by Messrs. Ellwanger & Barry; also the necessary crosswalks.

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

The construction of a plank walk four feet and eight inches wide on the west side of Mount Vernon avenue, from Caroline street to the north line of property owned by Messrs. Ellwanger & Barry; also the necessary crosswalks.

And the whole expense shall be defrayed by the assessment upon all the lots and parcels of land to be benefited thereby; and the City Surveyor, under the direction of this Council having made an estimate of such expense and reported the same at \$175, which estimate is hereby approved: 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 Mount Vernon avenue from Caroline street to the north line of property owned by Messrs. Ellwanger & Barry, said line being about 528 feet south of the south line of Caroline street. On which above described portion of the city the expenses of said improvement are hereby ordered assessed.

Adopted by the following vote:
Ayes—Ald. Tracy, Fitz Simons, Montgomery, Herzberger, Warren, Hays, Crouch, Martin, Huntington, Vay, Donivan, Edelman, Knobles, Baetzel—14.

FINAL ORDINANCE NO. 2,006.

IMPROVING BASIN STREET.

On motion of Ald. Edelman 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. Edelman submitted the following:
An ordinance to improve Basin street from Exchange street to Aqueduct street.

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

The improvement of Basin street from Exchange street to Aqueduct street by paving the driveway with Medina stone and making such alterations and repairs of sidewalks as may be considered necessary; also the necessary crosswalks.

And the whole expense shall be defrayed by the assessment upon the lots and parcels of land to be benefited thereby; and the City Surveyor, under the direction of this Council, having made an estimate of such expense, and reported the same at \$1,000, which estimate is hereby approved; 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 Basin street from Exchange street to Aqueduct street.

On which above described portion of the city the expenses of said improvement are hereby ordered assessed.

Adopted by the following vote:
Ayes—Ald. Tracy, Fitz Simons, Montgomery, Herzberger, Warren, Hays, Crouch, Martin, Huntington, Vay, Donivan, Edelman, Knobles, Baetzel—14.

The final ordinance for sewer in Alexander street was read. Ald. Huntington presented a remonstrance, and moved, that the ordinance be indefinitely postponed. Ald. Martin moved as an amendment that it be postponed until June 1st. Ald. Huntington accepted the amendment. Adopted.

The final ordinance for a plank walk in Marion street came on. Ald. Martin moved to postpone until June st.; also the hearing of allegations. Adopted.

The final ordinance for the opening and extension of Mauder Park was read. Ald. Warren presented a remonstrance, and moved its indefinite postponement.

Lost by the following vote:
Ayes—Ald. Herzberger, Warren, Eays, Huntington, Baetzel—5.

Nays—Ald. Tracy, Fitz Simons, Montgomery, Crouch, Martin, Vay, Donivan, Edelman, Knobles—9.

Ald. Fitz Simons moved to refer the whole matter to the Committee on Opening and Alteration of Streets, to report at the next regular meeting. Adopted.

The final ordinance for the extension of Thompson street was brought up, and on motion of Ald. Fitz Simons was postponed until the next regular meeting.

FINAL ORDINANCE NO. 2 007.

LIFT BRIDGE AT ALLEN STREET.

On motion of Ald. Fitz Simons 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. Fitz Simons submitted the following:

An ordinance to construct a lift or hoist iron bridge over the Erie Canal at Allen street; also the necessary abutments.

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

The construction of a lift or hoist iron bridge over the Erie Canal at Allen street; also the necessary abutments.

And the whole expense shall be defrayed by the assessment upon the lots and parcels of lands to be benefited thereby; and the City Surveyor, under the direction of this Council, having made an estimate of such expense, and reported the same at \$5,000, which estimate is hereby approved; and the portion of said city which said Common Council deem will be benefited by said improvement is described as follows:

All the lands included within the following described boundaries:

Commencing at the intersection of Allen street with the west line of State street; thence southerly along the west side of State street, and including one tier of lots on the west side thereof, to a point opposite the south line of Mumford street; thence easterly along Mumford street, and including one tier of lots on the south side thereof, to the Genesee River; thence northerly along the Genesee River to a point in line with the north line of Platt street; thence westerly on the north line of Platt street produced to the Genesee River to Mill street; thence still westerly along Platt street, and including one tier of lots on the north side thereof, from Mill street to Allen street; thence westerly along Allen street, and including one tier of lots on the north side thereof, to Brown street; thence westerly along Brown street to Clark street; thence northerly along Clark street, and including one tier of lots on the east side thereof, to Grape street at Campbell street; thence westerly along the north line of Campbell street and in said line continued, including one tier of lots on the north side thereof, to the west line of the city; thence southerly along the west line of the city to the Buffalo Branch of the New York Central & Hudson River Railroad; thence easterly along said railroad to Brown street; thence easterly along Brown street to Allen street; thence easterly along Allen street, and including one tier of lots on the south side thereof, to the place of beginning.

On which above described portion of the city the expenses of said improvement are hereby ordered assessed.

And the tax payers to be assessed for making such improvement, may pay their assessments in three equal payments, as follows: One-third of the amount assessed within thirty days after the advertisement of the assessment roll; one-third of the amount, within one year from the confirmation of such roll; and the remaining one-third, within two years from the confirmation of such roll. On all sums paid prior to the maturity of the said last instalment, a discount will be allowed of seven per cent. per annum.

Adopted by the following vote:
Ayes—Ald. Tracy, Fitz Simons, Montgomery, Herzberger, Warren, Hays, Crouch, Huntington, Vay, Donivan, Edelman, Knobles, Baetzel—13.

UNFINISHED BUSINESS.

Ald. Fitz Simons asked for a report from the Committee on Opening and Alterations of street's.

Ald. Baetzel from the committee reported progress and asked for further time which was granted.

| | | | |
|----------------------|---------------------|----|----|
| 3—Jas. Wiggins, | assault, | 25 | 25 |
| Geo. Harris, | drunk, | 10 | |
| Geo. Lawrence, | assault, | 25 | |
| Ann Collins, | drunk, | 5 | 5 |
| John Keegan, | .. | 10 | |
| John Saffren, | .. | 5 | |
| Nellie Mahoney, | vio. ord. | 25 | 10 |
| Nellie Moulton, | .. | 20 | 5 |
| 4—Burton Williams, | drunk, | 5 | 5 |
| Rich. F. Turner, | .. | 10 | |
| James May, | .. | 10 | |
| Henry Hackett, | .. | 10 | |
| Rich. Ryend, | assault, | 10 | |
| Henry Dixon, | .. | 10 | 10 |
| 5—John H. McDermott, | .. | 25 | 25 |
| Samuel Waugh, | drunk, | 5 | |
| John Miller, | vio. ord. | 10 | |
| Chas. Marshall, | .. | 10 | |
| Mary Fitzgerald, | drunk, | 5 | |
| Jacob Grosshaus, | assault, | 25 | 25 |
| 6—Geo. Crafton, | drunk, | 5 | |
| John Jones, | pet. larc'y | 50 | 15 |
| Thos Gorman, | drunk, | 10 | |
| 8—Sarah Zimmerman, | .. | 10 | |
| Julia White, | .. | 5 | |
| Michael Kelly, | .. | 5 | |
| John Dougherty, | .. | 5 | |
| Cornelius Keller, | .. | 10 | 10 |
| 9—Peter Toner, | .. | 10 | |
| Nelson Young, | .. | 10 | |
| Rich. Finley, | .. | 5 | |
| Nicholas Nash, | .. | 10 | 5 |
| James Moore, | assault, | 25 | |
| Frank Mulvey, | .. | 25 | |
| Philip Kerner, | vio. ord. | 10 | |
| Geo. Belknap, | assault, | 15 | 13 |
| Benj. McCarthy, | .. | 15 | 15 |
| Thos. O'Hara, | drunk, | 5 | |
| 10—Delia Clark, | .. | 10 | |
| Ann Marsh, | .. | 5 | |
| 11—James Laragy, | .. | 10 | |
| James O'Connell, | .. | 10 | |
| John Burnham, | .. | 5 | 2 |
| 12—Geo. Babcock, | .. | 5 | |
| Thos. McGuire, | .. | 5 | |
| Leonard Tanner, | .. | 5 | |
| 13—Jerome Brown, | assault, | 5 | |
| John Fox, | drunk, | 5 | |
| Wm. Harder, | .. | 10 | 5 |
| Andrew Murphy, | vio. ord. | 25 | 15 |
| Libbie Hamilton, | .. | 26 | 15 |
| Thos. Clark, | assault, | 25 | |
| John Peters, | drunk, | 5 | |
| 15—Frank Eisenberg, | .. | 10 | |
| Ed Hackett, | .. | 10 | 10 |
| Andrew Walsh, | .. | 5 | 5 |
| Nellie Mahoney, | .. | 10 | |
| Wm Hastings, | .. | 10 | 5 |
| Morris Connors, | .. | 10 | |
| 16—Thos Moore, | drunk, | 5 | |
| Daniel Moshier, | .. | 5 | 5 |
| Owen Mahoney, | assault, | 20 | |
| Peter Carroll, | drunk, | 5 | |
| Fannie Lawrence, | .. | 10 | 10 |
| Jacob Huber, | vio. ord., | 25 | 10 |
| 17—Mary Hess, | pet. larc'y, | 25 | |
| Andrew Walsh, | assault, | 25 | |
| Robt Carson, | drunk, | 10 | |
| Sohn Matthews, | .. | 10 | |
| Hanora Murphy, | .. | 10 | 10 |
| Anthony Klicks, | assault, | 5 | 3 |
| 18—Timothy Connors, | drunk, | 10 | F |
| Peter Callihan, | .. | 10 | 10 |
| Patk Mirconey, | .. | 10 | |
| Geo Kugler, | assault, | 5 | |
| 19—Saml M Forbes, | drunk, | 5 | 5 |
| James Smith, | .. | 10 | |
| 20 Saml M Forbes, | .. | 10 | |
| John Keegan, | assault, | 25 | |
| Chas Schultz, | cruelty to animals, | 10 | |
| 22—Julius Brown, | pet. larc'y, | 25 | |
| Wm Green, | .. | 25 | |
| John Houser, | drunk, | 10 | |
| Mary Houser, | .. | 10 | |
| John Boyle, | .. | 10 | 10 |
| John Emperon, | .. | 10 | |
| Mary A Emperon, | .. | 10 | 5 |
| Martin Reed, | assault, | 5 | 5 |
| Sebastian Shubert, | vio. ord., | 75 | |
| 23—Geo Rockafellow, | drunk, | 10 | 5 |
| Bridget Mulvey, | .. | 10 | |
| Jane Smith, | .. | 10 | |
| Matew Kelfaer, | .. | 10 | 10 |
| 24—Lizzie Wilson, | .. | 5 | 3 |
| Tt os Martin, | .. | 10 | 5 |
| James Willis, | assault, | 25 | |
| Saml Parkhurst, | cruelty to animals, | 10 | 5 |
| 25—John Van Vleit, | drunk, | 10 | |
| James Brown, | .. | 10 | |
| Danl Burke, | assault, | 20 | 20 |
| John Smith, | drunk, | 10 | 10 |

| | | | |
|--------------------|-----------|----|----|
| Wm Fallon, | assault, | 5 | 5 |
| Loura Reinfeldt, | drunk, | 10 | |
| 26—Philip Kelly, | .. | 10 | 5 |
| John McKnight, | .. | 10 | 10 |
| Mary Heacock, | .. | 10 | |
| Peter McKEntee, | .. | 5 | 5 |
| Jos O'Connors, | assault, | 15 | |
| Maggie O'Connors, | drunk, | 10 | |
| Ann O'Keefe, | .. | 10 | |
| Patk Gilmartin, | .. | 5 | 5 |
| 27—Anthony Carter, | .. | 10 | |
| Henry A. Bogardus, | .. | 10 | |
| Geo Hickman, | .. | 10 | |
| Annie Hickman, | .. | 10 | |
| Nellie O'Connell, | .. | 10 | 10 |
| Joseph Sopps, | vio. ord. | 10 | 10 |
| 29—Mich Carbery, | drunk, | 10 | |
| John McCarthy, | .. | 5 | 5 |
| Mary Nodecker, | .. | 10 | |
| Eliz Rosisky, | .. | 10 | |
| Luke Ferguson, | .. | 15 | |
| Martin Rodman, | .. | 5 | 5 |
| John McAnally, | .. | 5 | 5 |
| Saml Frazier, | .. | 10 | |
| John Hiltzbeck, | .. | 5 | |
| Chas Bowen, | .. | 10 | |
| Chas Smith, | .. | 10 | |
| Augusta Haskins, | .. | 10 | 10 |
| Libbie Hamilton, | .. | 10 | |
| Chas Frosser, | vio. ord. | 10 | |
| James Keenan, | .. | 10 | |
| John J McQuade, | .. | 10 | |
| Andre w Lindsay, | .. | 10 | |
| John Keenan, | .. | 10 | |
| Patk Nolan, | .. | 5 | 5 |
| 30—Maggie Geiger, | drunk, | 10 | |
| Anthony Schman, | assault, | 10 | |
| Thos Maloy, | .. | 15 | |
| Geo Forrest, | .. | 15 | 10 |
| Lizzie Patterson, | drunk, | 10 | |
| Victoria Emerson, | .. | 10 | |
| James Emanson, | .. | 10 | |
| Wm Hofmeister, | .. | 10 | 10 |
| Lewis Callihan, | .. | 10 | |
| Frank J Florick, | vio. ord. | 10 | 10 |

Total..... \$524
 I do hereby officially certify that the foregoing report in relation to money received by me for fines and penalties imposed by the Police Justice for the month of April, 1878, is true.
 B. FRANK ENOS, Clerk.
 Sworn to before me this 14th day of May, 1878.
 PETER SHERIDAN,
 Commissioner of Deeds.

Ordered received, filed and published.
 By Ald. Warren—Petition for the opening of Conkey avenue. Referred to the Committee on Opening and Alteration of Streets.
 By Ald. Crouch—Petition to open Tracy Park. Referred to Committee on Opening and Alteration of Streets.
 Also, petition of Thomas Bell to erect a wood building. Referred to Wood Building Committee and Fire Marshal with power to act.
 By Ald. Martin—Petitions of Margaret Keefe and R. De Garmo, to erect wood buildings.
 Also a remonstrance against the erection of a wood building by F. Schaeffer. Referred to Wood Building Committee and Fire Marshal with power to act.
 By Ald. Martin—Bills of
 A. C. Cheney, telegrams.....\$ 2 70
 S. A. Huntington, painting..... 2 00
 F. X. Masse, hack hire..... 2 00
 E. Angevine, disbursements..... 70 00
 Referred to Contingent Expense Committee.
 By Ald. Martin—Petition for stone sewer in Penn street. Referred to Sewer Committee.
 By Ald. Chace—Petitions of S. W. Marsh and Wm. W. McCall to erect wood buildings. Referred to Wood Building Committee and Fire Marshal with power to act.
 Also, petition of Glenwood Mutual Home-stead Association. Referred to Improvement Committee.
 By Ald. Huntington—Petition of H. W. Hale to erect a wood building. Permission granted.

By Ald. Vay--Petition to have fine and imprisonment of Conrad Hackyus remitted. Referred to Law Committee.

By Ald. Donovan--Bills of

| | |
|---------------------------------------|----------|
| Bryan, Jones & Co., lawn mower..... | \$ 18 00 |
| E. J. Wardwell, cuspadores..... | 9 00 |
| Wm. Fogarty, repairing furniture..... | 6 40 |
| F. J. Irwin, monthly cleaning..... | 83 50 |

Referred to City Property Committee.

By Ald. Smith--Bills of

| | |
|---|---------|
| Eagle Odorless Excavating Co., removing dead animals..... | \$ 9 60 |
| John B. Pike, book case..... | 6 50 |
| Henry Wisner, glass jars..... | 8 32 |
| John H. Mason, postage stamps..... | 1 74 |

Referred to Health Committee.

By Ald. Baetzel--Bills of

| | |
|--|----------|
| Frank N. Lord, flour..... | \$ 54 50 |
| Joseph Schutte, Overseer, disbursements..... | 73 08 |
| M. Fitzgerald, meat..... | 25 00 |
| F. Neusslin, M. D., services..... | 41 67 |
| John Schwieger, bread..... | 138 69 |
| Geo. Schofield, transportation..... | 37 01 |
| Smith, Perkins & Co., groceries..... | 41 10 |
| W. F. Sheehan, services..... | 41 67 |
| A. H. Martin, groceries..... | 19 50 |
| John B. Hahn, flour..... | 138 75 |
| Patrick Fahy, meat..... | 100 00 |
| Foenner & Meier, burials..... | 91 25 |
| D. E. Fitchner, bread..... | 108 43 |
| M. Leckinger, shoes..... | 155 50 |
| Adam Vogel, meat..... | 50 00 |

Referred to Poor Committee.

REPORTS OF STANDING COMMITTEES.

By Ald. Montgomery from the Law Committee--

To the Common Council of the City of Rochester:

GENTLEMEN: As I presume a new City Attorney will be elected to-night, I submit a statement of the legal business of the city under my charge since April 1, 1877.

The suit of the city v. Montgomery, in which a verdict was obtained in 1875, has been affirmed in the Court of Appeals. The judgment in favor of the city against Montgomery amounts to about \$800 exclusive of costs. The judgment has not been collected on account of the application made by the defendant to remit some portion of the judgment against him. The judgment is to recover back the amount the city was obliged to pay for a verdict recovered against it by a person injured in the streets. I will suggest the propriety of disposing of this matter without delay, and also the propriety in the numerous cases where the city is held responsible for damages from accidents, of compelling persons owning the property or causing the obstruction from which the accidents result, to indemnify the city for the amount it is obliged to pay. The city's legal remedy is generally clear, if the Council will insist on it's being enforced.

I wish also to call the attention of the Council to the suggestions made in my last annual report in reference to a re-assessment for the old oak street improvement. It has been ordered by the Court, and I see no reason why a re-assessment cannot be made in such a manner as shall be just to the taxpayers, compel those who have paid nothing to pay their proportion, and protect the city at large from loss in this matter.

The suit of Smith v. the city, brought to recover \$10,000, for injuries sustained by his being run over by a hose cart, in which he was non-suited at the circuit, has been argued at the general term, and the judgment in favor of the city affirmed. The plaintiff has appealed

to the Court of Appeals where the case has not yet been reached.

The judgment obtained by Niven against the city for the injuries caused his wife by falling upon a defective sidewalk, has also been argued at the general term, and the judgment in his favor affirmed. I have appealed this case to the Court of Appeals, where it has not yet been argued.

Two actions between the city and Elijah M. Markee, grew out of the fines imposed on him in the police court. In one the proceedings below were held regular and the fine imposed upon him was affirmed. In the other the proceedings of the police justice were held irregular, and he obtained a judgment for the \$50 he had paid. This amount with costs has been paid by the city.

The suit of Dobbs v. the city was brought to recover the amount claimed due him for work done for the Board of Education. A county court held he had no legal claim, and dismissed his complaint.

The proceeding of White v. the Common Council, was brought claiming that the act creating the Municipal Court, and abolishing the office of Justice of the Peace, was unconstitutional, and that White was entitled to be declared a justice of the peace. The general term held that the office of justice was legally abolished, and dismissed the application.

The suit of Robinson vs. the City was brought to recover \$1,000 for injuries caused by falling into a sewer. The action has been once tried, and the jury disagreed. It stands over to the September term.

The suit of Burtis against the City was brought to recover for damages caused by the overflow or stoppage of the William street sewer. The plaintiff was non suited.

The suit of the City against Pierce was brought to recover the tuition of his children, who had attended the Free Academy, although he lived in the country. Judgment was obtained against him for \$102. From this he has appealed to the County Court. The case has been argued there, but not decided.

In the suit of Townsend against the City for services the plaintiff obtained a judgment for \$110, which has been paid.

The suit brought by Jesse Shepherd against the City it was deemed proper, under the circumstances, to settle for \$150.

The suit brought by Hammer for damages to the amount of \$1,000, is also settled by the payment of \$50.

It is pleasant to reflect that the vexatious claims growing out of the overflow of the Court and William streets sewer are finally ended by the covering and enlargement of the outlet. The Law Committee and myself took the liberty of recommending this course to the Common Council some three years ago, and I alluded to it in my last report. During the year the suits of St. John, Davis and Hayward, covering claims for several years, were settled by the Council by the payment of \$1,500 in all. The suit of Brasch against the City, growing out of the same matter, was tried, and resulted in a verdict of \$50 in his favor.

In the suit of Lord against the City, as I was the partner of Mr. Cogswell, the counsel for the plaintiff, the committee having the matter in charge thought it proper I should have no connection with the case. The result of the suit, in favor of the city, is known by all.

I also had no connection with the case of Garner's Executors against the City, conducted under the direction of the Executive Board, involving the title to a portion of Centre street, because I doubted the legality of the city's position. The case has been decided by Judge Dwight, directing judgment against the city with costs.

I have brought several suits for the enforcement of old taxes, where they had largely accumulated. Several thousand dollars have been collected through these suits during the past year. Between three and four thousand dollars was paid into the Treasury in one suit brought on certain of the Bennett property.

The searches instituted by the City Treasurer has also been of large value in securing the payment of back taxes and reducing the floating debt of the city from this cause.

I believe I have alluded to all the suits of importance tried or disposed of during the last year.

The entire legal expenses of the city, from April 1, 1877, to this time, including subpoenaing witnesses, traveling expenses, printing, stationery, &c., have been \$444.

The entire expenses of the city for something more than four years that I have been in office have been \$1,470. This, I think, has been a reduction of about \$1,000 per year in the expenses of the office. Exclusive of counsel fees, there have been no counsel fees paid during my term, except in the Lord case, with which I have had no connection.

The total judgment against the city for the last year, including costs, have been about \$500.

The total judgments against the city during my term of office have been about \$7,200.

A considerable number of suits are pending, some of much importance, others growing out of claims for damages of moderate amounts.

The suits brought against the city during the last fifteen months have been less numerous than the average.

I wish to express my thanks to the Board for the courtesy with which I have been treated by all its members during my long term of office, and for the great assistance I have received from them in the performance of my duty.

Most respectfully yours,
JAMES BRECK PERKINS.

Referred to the Law Committee.

Ald. Montgomery, from the Law Committee, reported in favor of the payment of the bill of Byron Holley, and moved that it be placed in the Budget.

Also, the following resolution:

By Ald. Montgomery—Resolved, That the Board of Health be requested to suspend proceedings in relation to a plan of sewerage until the further action of the Common Council. Adopted.

By Ald. Montgomery, from the Printing Committee:

To the Common Council:

The Committee on Printing recommend that the Mayor be authorized and requested to enter into contracts on behalf of the city for printing with the following papers (or so many as will accept the terms), at the rates per year indicated after each; such contracts to be for one year from the expiration of the old contracts, and to be for the same service by each paper, respectively, and also to require that

the proprietors of the several papers deliver copies free of charge to the same city officers to which the contracting papers were delivered last year, and to the members of the Common Council and the Executive Board:

| | |
|------------------------------------|---------|
| UNION AND ADVERTISER..... | \$2,500 |
| Democrat and Chronicle..... | 1,800 |
| Evening Express..... | 1,800 |
| Two German papers, \$700 each..... | 1,400 |
| Times..... | 500 |
| Herald..... | 500 |
| National Worker..... | 500 |

The first copy to be given to the UNION AND ADVERTISER, if the proprietors of that paper shall accept the contract.

Rochester, May 14, 1878.

THOS. C. MONTGOMERY,
J. W. MARTIN,

Committee.

The report was adopted.

Ald. Warren, from the Finance Committee, presented the estimates of the several committees for the stated funds and said that they were placed in the Tax Levy which he presented, moved that it be read, that the Clerk be directed to advertise it according to the law and that the levy lie on the table. Adopted.

The following is the Levy:

Ry Ald. Warren—Resolved that the amounts set opposite the several funds in the schedule attached here-to be and are hereby adopted as the sums to be raised for such funds, and for the expenses of the city for the ensuing year, as provided in section 85, title 5, City Charter:

| | | |
|---|--------------|--------------|
| For Lighting the City..... | \$ 80,000 00 | |
| For Support of Police Department..... | 75,000 00 | |
| For General Contingent Expenses..... | 35,000 00 | |
| For Support and Relief of Poor..... | 50,000 00 | |
| For Board of Health..... | 15,000 00 | |
| For Support of Common Schools, viz: to lease, alter and improve school houses, their out-houses and appur- tenances..... | \$ 5,000 | |
| For the purchase and improvement of sites and to build and enlarge schoolhouses..... | 15,000 | |
| For wages of teachers and contingent expenses..... | 87,438 | 107,488 00 |
| For Erroneous Assessments..... | | 1,789 27 |
| For City Property Fund..... | | 6,000 00 |
| For care and maintenance of Public Parks..... | | 2,000 00 |
| For Executive Board per their estimate, as follows, viz: Highway Fund..... | \$40,000 00 | |
| Fire Department Fund..... | 50,000 00 | |
| Water Pipe Fund..... | 50,000 00 | |
| Expense of purchasing a piece of land adjoining Reservoir prop- erty..... | 1,018 00 | |
| Salary and Expense Fund..... | 12,000 00 | |
| | | 133,618 00 |
| For payment of notes given for deficiencies in the following funds, resolution C. C. Jan. 8th: Poor Fund..... | \$ 8,000 00 | |
| Police Fund..... | 5,000 00 | |
| Contingent Fund..... | 10,000 00 | |
| Lamp Fund..... | 8,000 00 | |
| | | 31,000 00 |
| For payment of 3 bonds due April 15th, 1878, issued for Floating Debt, \$1,000 each..... | | 3,000 00 |
| For payment of 17 bonds due May 1st, 1878, issued for Andrews st. improvement, \$1,000 each..... | \$ 17,000 00 | |
| Less amount to credit of this loan..... | 1,711 15 | |
| | | \$ 15,288 85 |
| For interest on the Bonded Debt as follows, viz: SEVEN PER CENTS. | | |
| 1 year on \$51,000..... | \$3,570 00 | |
| Floating Debt..... | | |
| 1 year on \$60,000..... | 4,200 00 | |
| Floating Debt..... | | |
| 1 year on \$150,000..... | 10,500 00 | |
| Floating Debt..... | | |
| 1 year on \$15,000..... | 1,050 00 | |
| Clarissa St. Bridge..... | | |

| | |
|--|---------------|
| 1 year on \$15,686.13..... | 1,098 02 |
| Arsenal Site..... | |
| 1 year on \$335,000..... | 29,450 00 |
| City Hall..... | |
| 1 year on \$125,000..... | 8,750 00 |
| Free Academy Building..... | |
| 1 year on \$15,000..... | 1,050 00 |
| Free Academy Site..... | |
| 1 year on \$5,000..... | 350 00 |
| Monroe Ave. Cemetery..... | |
| 1 year on \$15,000..... | 1,050 00 |
| Monroe Ave. School..... | |
| 1 year on \$50,000..... | 3,500 00 |
| Deficiency Loan..... | |
| 1 year on \$410,000..... | 28,700 00 |
| Funding Loan (1875)..... | |
| 1 year on \$20,000..... | 1,400 00 |
| No. 5 School..... | |
| 1 year on \$3,132,000..... | 222,740 00 |
| Water Works..... | |
| 1 year on \$600,000..... | 42,000 00 |
| E. & S. L. R. R..... | |
| 1 year on \$150,000..... | 10,500 00 |
| R. N. & P. R. R..... | |
| SIX PER CENTS. | |
| 1 year on \$40,000..... | \$ 2,400 00 |
| Relief Soldiers Families..... | |
| 1 year on \$25,000..... | 1,500 00 |
| Main Street Widening..... | |
| 1 year on \$20,000..... | 1,200 00 |
| Steam Fire Engines..... | |
| Total required to pay interest..... | \$ 369,008 02 |
| Deduct surplus to credit of fund over amount now outstanding (unpaid)..... | \$18 000 |
| Also, amount from receipts of Water Works to apply on interest on bonds..... | \$40,000 |
| | \$58,000 |
| Leaving to be raised by tax..... | \$311,008 02 |
| | \$865,542 14 |

FINANCE BUDGET.

ROCHESTER, N. Y., May 14, 1878.

By Ald. Warren—Resolved, That the Treasurer pay as follows, when there are funds applicable:

CONTINGENT FUND.

| | |
|---|---------|
| Joseph Kassal, hack hire..... | \$ 3 00 |
| Joseph Corbin, serving notices..... | 1 28 |
| Louis W. Braudt, printing..... | 17 50 |
| A. Fble, hack hire..... | 2 50 |
| Phillip Hax, hack hire..... | 2 00 |
| Wm. F. Peck, rent of lot (pound)..... | 50 00 |
| Union and Advertiser, printing M. C..... | 9 00 |
| James W. Kelly, sealing weights..... | 22 75 |
| C. H. Stump, printing..... | 2 00 |
| W. L. Hanford, serving notices..... | 4 25 |
| A. Angevine, expenditures as per bills..... | 70 00 |
| E. C. Cheney, telegraphing..... | 2 70 |
| And charge that Fund..... | |

POOR DEPARTMENT FUND.

| | |
|--|----------|
| Geo. F. Merz, flour..... | \$146 25 |
| Jacob Wittman, meat..... | 50 00 |
| F. Deininger, bread..... | 102 96 |
| Anthony Hefner, bread..... | 21 91 |
| W. & J. M. Aikenhead, soap and candles..... | 38 85 |
| Fromm & Co., meat..... | 50 00 |
| Goetzman & Son, soap..... | 103 00 |
| Smith, Perkins & Co., groceries..... | 463 16 |
| H. Lang, meat..... | 25 00 |
| Gregor Frank, groceries..... | 10 50 |
| H. Herman, meat..... | 150 00 |
| Mrs. August Kuehlar, bread..... | 187 02 |
| F. Neusslin, M. D., services (April)..... | 41 67 |
| Wm. F. Sheenan, M. D., services (April)..... | 41 67 |
| And charge that Fund..... | |

CITY PROPERTY FUND.

| | |
|---|----------|
| Wm. Fogarty, repairing furniture..... | \$ 10 50 |
| Rochester Gas Co., gas City Hall and Front street building..... | 135 25 |
| F. J. Irwin, monthly cleaning..... | 83 25 |
| And charge that Fund..... | |

LAMP FUND.

| | |
|--|------------|
| Citizens' Gas Co., gas month of April..... | \$3,174 75 |
| And charge that Fund..... | |

HEALTH FUND.

| | |
|---|-----------|
| Byron Holley, services as per bill..... | \$ 118 75 |
| And charge that fund..... | |

Adopted by the following vote:
 Ayes—Ald. Tracy, FitzSimons, Montgomery, Herzberger, Warren, Hays, Crouch, Martin, Chace, Hunt-
 ington, Vay, Donivan, Edelman, Smith, Knobles—15.

By Ald. Huntington—

ROCHESTER, May 7, 1877.

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

GENTLEMEN—The undersigned, Veterans' Committee of the city of Rochester, would respectfully petition you honorable body to appropriate the sum of Two Hundred and Fifty Dollars (\$250) to help defray the expenses of decorating the graves of our fallen comrades, who sacrificed their lives in the late rebellion. Old 13th Committee: Peissner Post No. 106, Capt. F. A. Schoeffel, Grand Army: Lieut. W. S. Foster, John Rusch, Thos. McMahon, Christ. Heilbron, John Sturmer, John Lauth, George Keebner, D. S. Barber. George Gertrell, John A. P. Walter, Wm. Martens, Louis Sachs, Fred. Meyer.

Ald. Huntington moved that the amount asked for be voted.

Lost by the following vote:
 Nays—Ald. Tracy, Fitz Simons, Montgomery, Herzberger, Warren, Hays, Crouch, Martin, Chace, Huntington, Vay, Donivan, Edelman, Smith, Knobles, Baetzel—16.

By Ald. Baetzel—
 To the Common Council:

GENTLEMEN—Your Committee on Opening and Alteration of Streets, report after an examination in regard to the opening and extending of Mauder Park, that thirteen (13) persons will be assessed for the improvement under the ordinance. There are seven names on the petition for the opening. One of these is Alonzo L. Mabbett, Superintendent of Public Instruction, who signs for the Board of Education relative to No. 20 School House. If this is legal and binding, then there is a majority petition. Without this signature the petitioners and the remonstrants stand equal in number.

Tabled. J. GEORGE BAETZEL, Committee.

COMMUNICATIONS FROM THE MAYOR AND OTHER EXECUTIVE OFFICERS.

By the Clerk—
 To the Hon. the Common Council:

GENTLEMEN:—The Commissioners of Mt. Hope Cemetery desire to have the ordinance regulating the disposition of funds placed in their hands for the keeping of the lots in Mt. Hope Cemetery in order and repair, amended as presented to you. They find that they can only obtain five per cent. interest from the banks on deposit, while if they were invested in registered bonds of the United States, County of Monroe, or city of Rochester, drawing seven per cent. the returns would be much greater and the lot-holders benefitted more than they are now. The investment certainly would be as safe in bonds as in the banks.

JAMES H. KELLY,
 WM. S. SMITH,
 Commissioners.

Ald. Smith asked unanimous consent to offer the following:

Resolved, That Sections 2 and 3 of the ordinance passed August 20th, 1872, be amended so as to read as follows:

Sec. 2. The Treasurer of Mt. Hope Cemetery shall immediately deposit such sums of money in a bank or banks, or invest them in registered bonds of the United States, State of New York, County of Monroe, or the city of Rochester, as the Commissioners of said Cemetery shall direct, and each deposit shall be kept separate from all other moneys belonging to Mt. Hope Cemetery. Such bonds shall be registered in the name of the Treasurer and Commissioners of Mt. Hope Cemetery.

Ald. Montgomery objected, and the resolution went over under the rule.

ROCHESTER, May 14, 1878.

To the Honorable Common Council:

GENTLEMEN:—In accordance with Section 29, revised City Charter, I report the following named persons as qualifying and taken the oath of office:

John F. Shaffer, S. L. Robbins, Samuel A. Bower, Charles W. Gorton, and Frank W. Vedder, Commissioner of Deeds.

Ordered received, filed and published.

OFFICE OF EXECUTIVE BOARD

ROCHESTER, May 1, 1878. }

To the Hon. the Common Council:

I have the honor to transmit herewith:

1. Statement of the expenditures by the Executive Board during the month of April 1878.

2. Statement of the condition of the several funds in charge of the Executive Board at this date. Respectfully

Your obedient servant.

THOS. J. NEVILLE,

Clerk of Executive Board.

Ordered received, filed and published.

OFFICE OF EXECUTIVE BOARD, }
Rochester, N. Y., May 1, 1878 }

STATEMENT

Of expenditures by the Executive Board during the month of April, 1878.

| Funds Charged..... | Amounts..... |
|-------------------------------------|--------------|
| Highway Fund | \$3,425 05 |
| Fire Department Fund..... | 8,773 80 |
| Water Pipe Fund | 114 59 |
| Water Works Fund..... | 4,535 80 |
| Salary and Expense Fund..... | 1,041 15 |
| Sidewalk Repair Fund..... | 109 36 |
| West Avenue Sewer Fund..... | 20 00 |
| Wait Street sewer Fund..... | 29 00 |
| Kent Alley Pipe Sewer..... | 167 28 |
| Whitney Street Pipe Sewer Fund..... | 171 98 |
| Hill Street Flag Walk Fund..... | 573 75 |
| Webster Street Sewer Fund..... | 50 00 |

Total.....\$12,012 86
(Official.) THOS. J. NEVILLE,

Clerk of Executive Board.

OFFICE OF EXECUTIVE BOARD, }
ROCHESTER, N. Y., May 1, 1878 }

STATEMENT

Of the condition of the several funds in charge of the Executive Board at this date:

| CREDIT BALANCES. | |
|------------------------------|-------------|
| Highway Fund..... | \$ 3,134 26 |
| Fire Department Fund..... | 1,011 90 |
| Water Pipe Fund..... | 247 87 |
| Water Works Fund..... | 30,443 98 |
| Salary and Expense Fund..... | 1,472 87 |

DEBIT BALANCE.

| | |
|--------------------------------|----------|
| Sidewalk Repair Fund..... | 1,720 43 |
| Main St. Repair Fund..... | 611 43 |
| West Avenue Sewer Fund..... | 20 00 |
| Wait Street Sewer Fund..... | 29 00 |
| Webster Street Sewer Fund..... | 50 00 |

[Official.] THOS. J. NEVILLE,
Clerk of Executive Board.

Ordered received, filed and published.

To the Common Council of the City of Rochester:

GENTLEMEN.—I hereby certify that at a meeting of the Board of Education held May 6th,

the following report was adopted—

A. L. Mabbet, Supt.

To the Board of Education:

GENTLEMEN: The finance committee recommend that this board determine and certify to the Common Council, pursuant to section 142 of the city charter, that the following sums are necessary and proper for school purposes, and ask an appropriation for the same.

For teachers' wages and contingent expenses, \$87,438, that sum being the per capita tax according to the last school census of 29,146 children.

For building purposes, \$15,000.

For repairs to school buildings, \$5,000.

It should be remembered that with a largely increased attendance of pupils at the public schools, to be instructed at a necessarily increased expenditure on the part of the board, yet the sum above specified does not equal, within \$20,000, the amount appropriated in 1876. That this board is laboring under an embarrassed financial condition is apparent to all persons giving the subject any consideration, and this committee finds itself called upon to meet a large apparent deficiency which has unfortunately been increasing for the past three years; yet your Committee are satisfied that with a rigid and wholesome economy, the present board will be able to check all unnecessary expenditures; to stop an increasing deficiency and to remedy, at least in a great measure our present deplorable condition. We would therefore offer the following:

Resolved, That the board of education of the city of Rochester do hereby determine and certify to the Common Council of said city that the sums necessary and proper to be raised pursuant to section 140 of the city charter for the coming year, are as follows:

| | |
|--|-----------|
| To pay the wages of teachers and defray the contingent expenses of the common schools..... | \$87,438 |
| To purchase and improve sites and build or enlarge school houses..... | 15,000 |
| To lease, alter, repair and improve school houses and their outhouses and appurtenances..... | 5,000 |
| Total..... | \$107,438 |

ROCHESTER, N. Y., May 6, 1878.

[Signed]

M. NOYES,
H. H. HOWARD,
FRANK J. SCHAEFER,
I. WILE,
R. CURRAN,
Committee.

Report and resolution adopted.
Ordered received, filed and published.

EXECUTIVE BOARD,
CITY OF ROCHESTER. }

To the Honorable the Common Council:

I have the honor to transmit herewith the proceedings had by this Board at an adjourned meeting held Monday evening, May 13, 1878:

The special committee appointed upon the subject of annual appropriation submitted a report as follows:

To the Executive Board:

Your committee to whom was referred the subject matter of the sums necessary to be appropriated for the different funds under the charge of this Board for the current fiscal year, having given the subject full considera-

tion, respectfully ask leave to submit as a result of their deliberations the following resolution :

Resolved, That the Executive Board of the City of Rochester does hereby certify that the following sums are necessary to be raised for the purposes designated, in accordance with the provisions of Section (155) one hundred and fifty-five of the City Charter, as amended March 31, 1876 :

| | |
|-------------------------------------|-------------|
| For Fire Department— | |
| for operating expenses..... | \$30,000 00 |
| Street Department— | |
| for cleaning and repairing streets, | |
| bridges and sewers: | |
| for 18 avenues under \$ 85..... | 4,200 |
| .. cleaning streets..... | 12,000 |
| .. repairing streets..... | 18,600 |
| .. repairing sewers..... | 5,800 |
| salaries of members of the Board, | 40,000 00 |
| expense of purchasing a piece of | 12,000 00 |
| land in the 16th ward, adjoining | |
| Reservoir property..... | 1,018 00 |
| Total..... | \$88,018 00 |

Your committee further reports : That on the 31st day of May, 1878, there was a balance of \$30,809.44 in the hands of the City Treasurer to the credit of the Water Works Fund, which sum is now available for payment of interest on bonds issued for the construction of the water works; and your committee are confident that a further sum of \$10,000, or so much thereof as will make a gross sum of \$40,000, will remain to the credit of the Water Works Fund on the 30th day of June, 1878—the date on which the half-early interest on the bonds will become due—all of which may, in the discretion of the Common Council, be devoted to the above mentioned purpose, in accordance with the provisions of the law.

[Signed] C. C. WOODWORTH,
THOS. J. NEVILLE,
Committee.

—which report was on motion received and the resolution adopted, and a copy ordered to be transmitted to your Honorable Board.

[Official.] THOS. J. NEVILLE, Clerk.

Rochester, May 14, 1878.

Ordered received, filed and published.

OFFICE OF THE EXECUTIVE BOARD,
ROCHESTER, May 9, 1878. }

To the Honorable the Common Council :

GENTLEMEN : At a meeting of the Executive Board, held Friday, May 3d, the following resolution was adopted :

By Mr. Woodworth—Resolved, That the Common Council be and they are hereby respectfully requested to pass an ordinance for the construction of a four foot plank walk on the south side of Webster street, from North street to Hudson street. Adopted.

A true copy from minutes.

THOS. J. NEVILLE, Clerk.
Referred to improvement Committee.

OFFICE OF THE EXECUTIVE BOARD,
ROCHESTER, May 9, 1878. }

To the Hon. the Common Council :

GENTLEMEN : At a meeting of the Executive Board, held Friday, May 3d, the following resolution was adopted :

By Mr. Fish—Whereas, Tyler street, being opened, improved and built upon from North avenue eastward to within 160 feet from Scio street, and it being very desirable to have said street opened through to Scio street; therefore it is hereby,

Resolved, That the Honorable Common Council be and they are hereby respectfully requested to take the necessary steps to have said street opened and continued to Scio street. Adopted.

A true copy of the minutes.

THOS. J. NEVILLE, Clerk.
Referred to Committee on Opening and Alteration of Streets.

EXECUTIVE BOARD,
ROCHESTER, N. Y., May 9th, 1878. }

To the Honorable the Common Council :

GENTLEMEN : At a meeting of the Executive Board held April 30th, 1878, the following resolution was adopted :

By Mr. Fish—Whereas, Messrs. Elwanger & Barry claim that they have sustained considerable damage from water from the Mt. Hope Reservoir, and that from five to ten acres of their land, situated south of said Reservoir and Highland avenue, is rendered useless for their purposes by reason and consequent upon such leakage, and this state of things bids fair to continue for an indefinite period of time, and it is thought the best and most economical policy for the city to take that land and forever thereafter close up and shut off any and all possible or further claims for damages; therefore, it is hereby,

Resolved, That the Common Council be and they are hereby most respectfully requested to provide means with which to pay for said lands, and that they institute the necessary measures to take such property and close up this expensive and vexed question of damages. Adopted.

A true copy from the minutes.

THOS. J. NEVILLE, Clerk.
Referred to Law Committee.

OFFICE OF EXECUTIVE BOARD,
ROCHESTER, N. Y., May 14, 1878. }

To the Honorable Common Council :

GENTLEMEN:—At a meeting of the Executive Board, held Monday 13th, 1878, the following resolutions were adopted :

By Mr. Fish—Resolved, That the Common Council be and they are hereby respectfully requested to pass an ordinance for the construction of a flag walk on the south side of Centre street, between State and Mill streets. Adopted.

Referred to the Improvement Committee.

Resolved, That the Common Council be and they are cordially invited to accompany this Board on their annual inspection of the Rochester water works line, and at the lake, which inspection will take place about the first of June, notice of the day to be given each member hereafter.

Resolved, That the Clerk transmit a copy of the foregoing to the Common Council. Adopted.

A true copy from the minutes.

THOS. J. NEVILLE, Clerk.
Accepted on motion of Ald. Montgomery.

OFFICE OF EXECUTIVE BOARD,
ROCHESTER, May 14, 1878. }

To the Honorable the Common Council :

GENTLEMEN—At a meeting of the Executive Board held Friday, May 10th, 1878, the following resolution was adopted :

By Mr. Fish—Resolved, That the Common Council be respectfully requested to pass an or-

dinance for the construction of a four foot plank walk on the south side of College street, between Genesee street and Briggs Place. Adopted.

A true copy from the minutes.
THOS. J. NEVILLE, Clerk.
Referred to Improvement Committee.
By Ald. Baetzel from the Poor Committee.

OVERSEER OF THE POOR OFFICE, }
ROCHESTER, May 14th, 1878. }

To the Common Council of the City of Rochester :

GENTLEMEN—Your Committee on Support and Relief of the Poor would, in accordance with a resolution adopted at the last meeting of your Honorable Body, submit the following :

UNPAID BILLS APRIL 1st, 1878.

| | |
|-----------------------------------|-------------|
| Anthony Hefner..... | \$30 30 |
| M. Yawman..... | 81 78 |
| Fred Kessel..... | 101 52 |
| F. Deminger..... | 76 60 |
| August Kuchlar..... | 108 88 |
| Johanna Yawman..... | 100 56 |
| John Bickel..... | 168 66 |
| Schaefer & Bro..... | 64 86 |
| Howe & Son..... | 177 54 |
| Mrs. Kuchlar..... | 160 50 |
| John Schwingler..... | 94 08 |
| H. Herman..... | 50 00 |
| L. A. Wheeler..... | 200 00 |
| M. Fitzgerald..... | 25 00 |
| Pfeffer & Zimmer..... | 25 00 |
| H. Langknecht..... | 25 00 |
| A. L. Morris..... | 100 00 |
| C. Herzberger..... | 50 00 |
| P. Fahy..... | 75 00 |
| Fromu & Co..... | 50 00 |
| George Zimmer..... | 25 00 |
| H. Kondolf..... | 84 38 |
| D. E. Fichtner..... | 64 86 |
| James Laney..... | 30 86 |
| Gerling Bros..... | 66 60 |
| H. M. Semple..... | 28 60 |
| A. Austin Brewster & Co..... | 192 43 |
| George Schofield..... | 29 21 |
| Beck & Bro..... | 18 20 |
| L. A. Pratt..... | 15 25 |
| Glasser Bros..... | 67 00 |
| Michael Heavey..... | 21 00 |
| Burke, FitzSimons, Hone & Co..... | 22 00 |
| J. E. Butterfield..... | 4 08 |
| G. M. Leckinger..... | 68 50 |
| Jacob Wittman..... | 50 00 |
| Boardman, Sherman & Co..... | 140 00 |
| Louis P. Beck..... | 31 22 |
| G. Mannel..... | 2 40 |
| B. O'Reilly..... | 30 00 |
| W. PUNCH..... | 18 50 |
| Foehner & Maier..... | 30 50 |
| Hoffman & Maier..... | 18 50 |
| A. W. Mudge..... | 26 00 |
| H. & P. Bender..... | 42 50 |
| C. V. Jeffreys..... | 12 60 |
| John Grah..... | 132 00 |
| M. Leckinger..... | 134 15 |
| E. J. Keenn..... | 121 50 |
| Dr. Sherman..... | 8 50 |
| | \$ 3,304 35 |

Charitable Institution bills presented since April 1878, for board of inmates from January 1, 1878, to March 31, 1878:

| | |
|------------------------------|--------------|
| St. Mary's Hospital..... | \$ 2,616 00 |
| City..... | 1,402 00 |
| Industrial School..... | 1,526 84 |
| Church Home..... | 831 85 |
| Rochester Orphan Asylum..... | 984 00 |
| St. Patrick's..... | 575 75 |
| St. Mary's..... | 1,138 51 |
| St. Joseph's..... | 857 60 |
| Home for the Friendless..... | 117 00 |
| Home of Industry..... | 115 70 |
| | \$ 10,665 25 |

\$13,969 60

In addition to which we would also submit the following Budgets ordered paid from April 1st, 1877, to April 1st, 1878:

| | |
|---------------------|-------------|
| May 1—Sundries..... | \$12,238 67 |
| June 29..... | 3,737 21 |
| June 26..... | 1,471 32 |
| July 10..... | 1,279 77 |
| July 24..... | 10,205 90 |

| | |
|---------------|-------------|
| Aug. 7..... | 3,885 25 |
| 21..... | 2,133 21 |
| Sept. 18..... | 2,382 80 |
| 10..... | 2,629 88 |
| Oct. 16..... | 11,311 43 |
| 30..... | 1,203 12 |
| Nov. 13..... | 1,133 14 |
| 27..... | 1,214 07 |
| Dec. 11..... | 2,563 12 |
| 26..... | 2,449 76 |
| Jan. 8..... | 2,373 72 |
| 22..... | 16,153 75 |
| Feb. 5..... | 1,139 81 |
| 19..... | 2,530 84 |
| March 6..... | 2,010 40 |
| 19..... | 847 59 |
| 26..... | 2,355 37 |
| | \$79,160 83 |

The above amount, \$79,160.83, represents the actual expenditures of the Committee for 1877-8, including the amount paid for outstanding bills from preceding year, relief furnished to towns, emigrants, &c.

On the other hand, the City Treasurer reports having paid vouchers chargeable to the Poor Fund during the same year amounting to \$84,769.89, or \$5,609.56 more than the total amount reported as expended by the committee.

In explanation of this discrepancy in the reports your committee would submit that the Committee on Support and Relief of the Poor for the years 1876-7 included in their annual report for that year \$8,123.61 ordered paid March 20th, 1877, but not charged by the Treasurer to the Poor Fund until after his annual report was submitted to the Common Council. In like manner, in the report of the Committee for the past year two budgets, viz: March 21st and March 23rd, amounting to \$3,183.16, were included, but will not appear charged on the Treasurer's books for that year, as his accounts were balanced before that time, viz: March 16th. Now, the difference between this amount and the amount of the last budget reported by the committee for 1876-7, which was charged up by the Treasurer during the past year, viz: \$4,940.45 added to the total expenditures as reported would still leave a difference of \$664.11, which was for bills ordered paid during preceding year, and not paid until during the first month of the past year. All of which is respectfully submitted,

J. G. BAETZEL,
J. W. KNOBLES,
JOHN DONIVAN,
Committee.

Ordered received, filed and published.

ACTION ON ORDINANCES.

FIRST ORDINANCES.

EXTENSION OF TRACY PARK.

By Ald. Baetzel—Resolved, That the City Surveyor ascertain and report to this Council the expense of opening and extending Tracy Park from Meigs street to Alexander street.

Adopted.
The Surveyor submitted as such estimate \$3,500.
By Ald. Baetzel—Resolved, That the following improvement is expedient, viz :

The opening and extension of Tracy Park from Meigs street to Alexander street, and the following described territory is deemed necessary to be taken therefor, viz: Beginning at a point in the west line of Meigs street 38½ feet south of the south line of Park avenue; thence westerly along the north line of Tracy Park to the western termination thereof; thence continuing westerly in a direct line to a point in the east line of Alexander street 258 feet and 3 inches south of the south line of Park avenue, being at the division line between the Newell heirs property and the Tracy Seminary property; thence southerly along the east line of Alexander street 27 feet; thence easterly in a direct line to the west end of the south line of Tracy Park; thence continuing easterly along the south line of Tracy Park to

the west line of Meigs street; thence northerly along the west line of Meigs street 27 feet to the place of beginning.

And Whereas, The City Surveyor, under the direction of this Council, has made an estimate of the whole expense thereof and reported the same at \$9,500, 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, viz.:

One tier of lots on each side of Tracy Park and the extension thereof from Meigs street to Alexander street.

And further Resolved, That the taxpayers to be assessed for making such improvement, may pay their assessments in three equal payments, as follows: One-third of the amount assessed within thirty days after the advertisement of the assessment roll; one-third of the amount within one year from the confirmation of such roll; and the remaining one-third within two years from the confirmation of the said last instalment, a discount will be allowed of seven per cent. per annum.

And the Clerk is hereby directed to publish notice in pursuance of Title VII., Section 165 of the Revised City Charter of 1874, of the City of Rochester, that all persons interested in the subject matter of said improvement are required to attend the Common Council on Tuesday evening, May 28th, 1878, at half-past seven o'clock, at the Common Council Chamber, when allegations will be heard.

Adopted.

SPRINKLING MEIGS STREET.

By Ald. Edelman—Resolved, That the City Surveyor ascertain and report to this Council the expense of sprinkling Meigs street, from 8th street to Park avenue, during the season of 1878.

Adopted.

The Surveyor submitted as such estimate, \$60.

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

The sprinkling of Meigs street, from East avenue to Park avenue, during the season of 1878.

And whereas, The City Surveyor, under the direction of this Council, has made an estimate of the whole expense thereof, and reported the same at \$60, 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 Meigs street, from East avenue to Park avenue.

And the Clerk is hereby directed to publish notice in pursuance of title VII., section 165 of the revised Charter of 1874 of the city of Rochester, that all persons interested in the subject matter of said improvement are required to attend the Common Council on Tuesday evening, May 28th, 1878, at half-past 7 o'clock, at the Common Council Chamber, when allegations will be heard.

Adopted.

STONE SEWER IN BARTLETT STREET AND PLYMOUTH AVENUE.

By Ald. FitzSimons—Resolved, That the City Surveyor ascertain and report to this Council the expense of constructing a stone sewer 18 by 24 in Bartlett street, from the east line of Francis street to the centre of Plymouth avenue, and thence in Plymouth avenue, 24 by 24, from the centre of Bartlett street to the Genesee Valley Canal. Also the necessary surface sewers and lot laterals.

Adopted.

The Surveyor submitted as such estimate \$5,251.

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

The construction of a stone sewer 18 by 24 in Bartlett street, from the east line of Francis street to the centre of Plymouth avenue, and thence in Plymouth avenue 24 by 24, from the centre of Bartlett street to the Genesee Valley canal. Also the necessary surface sewers and lot laterals.

And Whereas, The City Surveyor, under direction of this Council, has made an estimate of the whole expense thereof and reported the same at \$5,251, 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 Bartlett street, from Francis street to Plymouth avenue. Also one tier of lots on each side of Plymouth avenue, from the south line of Bartlett street to the Genesee Valley canal lands.

And further, Resolved, That the tax payers to be assessed for making such improvement may pay their assessments in three equal payments, as follows: One-third of the amount assessed within thirty days after the advertisement of the assessment roll; one-third of the amount within one year from the confirmation of said roll; and the remaining one-third within two years from the confirmation of said roll. On all sums

paid prior to the maturity of the said last instalment, a discount will be allowed at seven per cent. per annum.

And the Clerk is hereby directed to publish notice in pursuance of Title VII., Section 165, of the Revised Charter, of 1874, of the City of Rochester, that all persons interested in the subject matter of said improvement, are required to attend the Common Council, on Tuesday evening, May 28th, 1878, at half-past 7 o'clock at the Common Council Chamber, when allegations will be heard.

Adopted.

WASHINGTON SQUARE FLAG WALK.

By Ald. Edelman—Resolved, That the City Surveyor ascertain and report to this Council the expense of constructing a flag walk 6 feet wide diagonally across Washington Square, between opposite corners.

Adopted.

The Surveyor submitted as such estimate, \$1,668.

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

The construction of a flag walk 6 feet wide diagonally across Washington Square, between opposite corners.

Adopted.

And Whereas, The City Surveyor, under the direction of this Council, has made an estimate of the whole expense thereof and reported the same at \$1,668 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.:

The Fourth ward of the city of Rochester.

And the Clerk is hereby directed to publish notice in pursuance of title VII., section 165 of the Revised Charter of 1874 of the City of Rochester, that all persons interested in the subject matter of said improvement are required to attend the Common Council on Tuesday evening, May 28th, 1878, at half-past 7 o'clock, at the Common Council Chamber, when allegations will be heard.

Adopted.

WHITE STREET PLANK WALK.

By Ald. Edelman—Resolved, That the City Surveyor ascertain and report to this Council the expense of constructing a plank walk 4 feet wide on each side of White street, from Lake avenue easterly to the high bank, except where good plank walks now exist.

Adopted.

The Surveyor submitted as such estimate \$87.

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

The construction of a plank walk 4 feet wide on each side of White street, from Lake avenue easterly to the high bank, except where good plank walks now exist.

And Whereas, The City Surveyor, under the direction of this Council, has made an estimate of the whole expense thereof and reported the same at \$87, 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 White street in front of which plank walks may be constructed.

And the Clerk is hereby directed to publish notice in pursuance of Title VII., Section 165 of the Revised Charter of 1874 of the City of Rochester, that all persons interested in the subject matter of said improvement are required to attend the Common Council on Tuesday evening, May 28th, 1878, at half-past seven o'clock, at the Common Council Chamber, when allegations will be heard.

Adopted.

FLAG WALK ON JONES STREET.

By Ald. Edelman—Resolved, That the City Surveyor ascertain and report to this Council the expense of constructing a flag walk 6 feet wide, in two courses, on the west side of Jones street in front of lot No. 6.

Adopted.

The Surveyor submitted as such estimate \$60.

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

The construction of a flag walk 6 feet wide, in two courses, on the west side of Jones street, in front of lot 6.

And whereas, The City Surveyor, under the direction of this Council, has made an estimate of the whole expense thereof and reported the same at \$60, 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.:

Lot No 6 on the west side of Jones street, between Center street and Dean street.

And the Clerk is hereby directed to publish notice, in pursuance of Title VII., Section 165 of the Revised Charter of 1874, of the City of Rochester, that all persons interested in the subject matter of said improvement are required to attend the Common Council, on Tuesday evening, May 28th, 1878, at half-past 7 o'clock at the Common Council Chamber, when allegations will be heard.

Adopted.

PLANK WALK ON OAK STREET.

By Ald. Edelman—Resolved, That the City Surveyor ascertain and report to this Council the expense of constructing a plank walk six feet wide on the east side of Oak street, from Jay street walk to a point 68 feet north thereof.

Adopted.

The Surveyor submitted as such estimate \$30.

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

Constructing a plank walk six feet wide on the east side of Oak street, from Jay street walk to a point 68 feet north thereof.

And Whereas, The City Surveyor, under the direction of this Council, has made an estimate of the whole expense thereof and reported the same at \$30, which estimate is hereby approved.

Resolved further, That the following portions of said city are deemed benefitted and proper to be assessed for the whole expense thereof, viz.:

One tier of lots on the east side of Oak street, from Jay street to a point 68 feet north thereof.

And the Clerk is hereby directed to publish notice in pursuance of Title VII., section 165 of the Revised Charter of 1874, of the City of Rochester, that all persons interested in the subject matter of said improvement are required to attend the Common Council on Tuesday evening, May 28th, 1878, at 7½ o'clock, at the Common Council Chamber, when allegations will be heard.

Adopted.

IMPROVING EAST SIDE OF FRANKLIN SQUARE.

By Ald. Edelman—Resolved, That the City Surveyor ascertain and report to this Council the expense of resetting the curbstones and relaying the flag walk on the east side of Franklin Square, from Andrews street to Clinton Place.

Adopted.

submitted as such estimate \$115.

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

The resetting of the curbstones and relaying of the flag walk on the east side of Franklin Square from Andrews street to Clinton street.

And whereas, The City Surveyor, under the direction of this Council, has made an estimate of the whole expense thereof and reported the same at \$115, 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 the street on the east side of Franklin Square, from Andrews street to Clinton Place.

And the Clerk is hereby directed to publish notice in pursuance of Title VII., section 165, of the Revised Charter of 1874, of the city of Rochester, that all persons interested in the subject matter of said improvement, are required to attend the Common Council, on Tuesday evening, May 28th, 1878, at half-past 7 o'clock, at the Common Council Chamber, when allegations will be heard.

Adopted.

PLANK WALK ON DRAPER STREET.

By Ald. Edelman—Resolved, That the City Surveyor ascertain and report to this Council the expense of constructing a plank walk 4 ft. 5 inches wide on the south side of Draper street, from North street to a point 102 feet east of Concord avenue; also the necessary crosswalks.

Adopted.

The Surveyor submitted as such estimate \$124.

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

The construction of a plank walk 4 ft. 5 inches wide on the south side of Draper street, from North street to a point 102 feet east of Concord avenue; also the necessary crosswalks.

And whereas, The City Surveyor, under the direction of this Council has made an estimate of the whole expense thereof, and reported the same at \$124, 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 south side of Draper street, from North street to a point 102 feet east of Concord avenue.

And the Clerk is hereby directed to publish notice in pursuance of Title VII., Section 165, of the Revised Charter of 1874, of the City of Rochester, that all persons interested in the subject matter of said improvement, are required to attend the Common Council, on Tuesday evening, May 28th, 1878, at half-past 7 o'clock, at the Common Council Chamber, when allegations will be heard.

Adopted.

IMPROVING WEST AVENUE.

By Ald. Edelman—Resolved, That the City Surveyor ascertain and report to this Council the expense of

improving West avenue, from the east curb line of Ames street, to the city line; also, the necessary surface sewers with traps; also, the necessary cross walks.

Adopted.

The Surveyor submitted as such estimate \$5,739.

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

The improvement of West avenue, from the east curb line of Ames street to the city line, by constructing a Meadum roadway with Medina stone curbs and gutters on each side thereof; also, the necessary surface sewers with traps; also, the necessary cross walks.

And, Whereas, The City Surveyor, under the direction of this Council, has made an estimate of the whole expense thereof, and reported the same at \$5,739, which estimate is hereby approved.

Resolved, further, That the following portions of said city are deemed benefitted and proper to be assessed for the whole expense thereof, viz.:

One tier of lots on each side of West avenue, from Ames street to the city line.

And further, Resolved, That the tax-payers to be assessed for making such improvement may pay their assessments in three equal payments, as follows: One-third of the amount assessed within thirty days after the advertisement of the assessment roll; one-third of the amount within one year from the confirmation of said roll; and the remaining one-third within two years from the confirmation of said roll. On all sums paid prior to the maturity of the said last instalment, a discount will be allowed at seven per cent. per annum.

And the Clerk is hereby directed to publish notice in pursuance of Title VII., Section 165 of the Revised Charter of 1874, of the City of Rochester, that all persons interested in the subject matter of said improvement, are required to attend the Common Council, on Tuesday evening, May 28th, 1878, at half past 7 o'clock, at the Common Council Chamber, when allegations will be heard.

Adopted.

PLANK WALK ON CONCORD AVENUE.

By Ald. Edelman—Resolved, That the City Surveyor ascertain and report to this Council the expense of constructing a plank walk 4 feet 8 inches wide, on the east side of Concord avenue, from a point 10 feet north of Grace street to Wesley street.

Adopted.

The Surveyor submitted as such estimate, \$112.

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

The construction of a plank walk 4 feet 8 inches wide on the east side of Concord avenue, from a point 10 feet north of Grace street to Wesley street.

And Whereas, The City Surveyor, under the direction of this Council, has made an estimate of the whole expense thereof, and reported the same at \$112, 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 east side of Concord avenue, from a point 10 feet north of Grace street to Wesley street.

And the Clerk is hereby directed to publish notice, in pursuance of Title VII., section 165 of the Revised Charter of 1874, of the city of Rochester, that all persons interested in the subject matter of said improvement are required to attend the Common Council, on Tuesday evening, May 28th, 1878, at half-past 7 o'clock, at the Common Council Chamber, when allegations will be heard.

Adopted.

OPENING AND WIDENING TYLER STREET.

By Ald. Baetzel—Resolved, That the City Surveyor ascertain and report to this Council the expense of opening and widening Tyler street across lots No. 17, 18 and 19 of the Davis subdivision.

Adopted.

The Surveyor submitted as such estimate \$3,000.

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

The opening and widening of Tyler street across lots No. 17, 18 and 19 of the Davis subdivision, and the following described property is deemed necessary to be taken therefor, viz.:

Beginning at the intersection of the north line of Tyler street with the west line of subdivision lot No. 17 of the Davis tract; thence southerly along the west line of said lot 25 feet, to the center of Tyler street; thence easterly along the center of Tyler street 80 feet, to the west line of lands now or formerly owned by Edward Herbert; thence southerly along said Herbert's west line 80 feet; thence easterly along said Herbert's south line 82 feet, to the west line of Scio street; thence northerly along the west line of Scio street 35 feet, to the intersection thereof with the south line of lands belonging to the N. Y. C. & H. R. R.R. Company; thence westerly along the south line of said railroad company's land 28 feet, to a point in range

with the extension of the present north line of Tyler street; thence westerly in a direct line about 150 feet and 3 inches to the place of beginning.

And whereas, The City Surveyor, under the direction of this Council, 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 benefited and proper to be assessed for the whole expense thereof, viz.:

One tier of lots on each side of Tyler street, from North avenue to Scio street.

And further, Resolved, That the tax-payers to be assessed for making such improvement may pay their assessments in three equal payments, as follows: One-third of the amount assessed within thirty days after the advertisement of the assessment roll; one-third of the amount within one year from the confirmation of said roll; and the remaining one-third within two years from the confirmation of said roll. On all sums paid prior to the maturity of the said last installment, a discount will be allowed at seven per cent. per annum.

And the Clerk is hereby directed to publish notice in pursuance of Title VII., Section 165, of the Revised Charter of 1874, of the City of Rochester, that all persons interested in the subject matter of said improvement are required to attend the Common Council on Tuesday evening, May 26th, 1878, at half-past seven o'clock, at the Common Council Chamber, when allegations will be heard.

Adopted.

CITY TREASURER'S OFFICE,
ROCHESTER May 15th, 1878. }

To the Hon. the Common Council:

GENTLEMEN—I hereby certify that the Executive Board have notified me that the work authorized under Ordinance No. 1975, for plank walk in Violetta street, has been completed.

The amount to be assessed upon the property benefited, including any interest that the city shall incur or is entitled to, for the use of its funds, is \$135.10.

Yours respectfully,

GEO. D. WILLIAMS, Treasurer.

LOCAL IMPROVEMENT ASSESSMENT No. 1975.

Whereas, The Common Council did upon the 8th day of January, 1878, enact an ordinance for a plank walk on Violetta street;

And whereas, The City Treasurer has reported the actual expenses of said improvement to be the sum of \$135.10, including such interest as the city has paid or become liable for;

And the portion of said city which said Common Council deemed would be benefited by said improvement is described as follows:

One tier of lots on the north side of Violetta street, from Plymouth avenue to Mansion street.

Therefore, Resolved, That the sum of \$135.10, being the whole amount of the expense aforesaid, shall be assessed on such lots and parcels of land.

And David McKay, Aug. M. Koeth and Wm. Maher, 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 lots and parcels of land 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 May, 1878, at nine o'clock in the forenoon, at the office of the City Clerk.

Adopted by the following vote:

Ayes—Ald. Tracy, Fitz Simons, Montgomery, Herzberger, Warren, Hays, Crouch, Martin, Chace, Huntington, Vay, Donivan, Edelman, Smith, Knobles, Baetzel—16.

CITY TREASURER'S OFFICE,
ROCHESTER, May 13, 1878. }

To the Honorable the Common Council:

GENTLEMEN—I hereby certify that the Executive Board have notified me that the work authorized under Ordinance No. 1,980, for pipe sewer in Whitney street, has been completed.

The amount to be assessed upon the property benefited, including any interest that the city shall incur, or is entitled to, for the use of its funds, is \$171.98.

Yours respectfully,

GEO. D. WILLIAMS, Treasurer.

LOCAL IMPROVEMENT ASSESSMENT No. 1930.

Whereas, The Common Council did upon the 6th day of March, 1878, enact an ordinance for pipe sewer in Whitney street.

And whereas, The City Treasurer has reported the actual expenses of said improvement to be the sum of \$171.98, including such interest as the city has paid or become liable for.

And the portion of said city which said Common Council deemed would be benefited by said improvement is described as follows:

All the lots and parcels of land on each side of Whitney street from a point 120 feet north of Wilder street to Campbell street.

Therefore Resolved, That the sum of \$171.98, being the whole amount of the expenses aforesaid, shall be assessed on such lots and parcels of land.

And David McKay, Aug. M. Koeth, and Wm. Maher, 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 lots and parcels of land 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 May, 1878, at nine o'clock in the forenoon at the office of the City Clerk.

Adopted.

Ayes—Ald. Tracy, Fitz Simons, Montgomery, Herzberger, Warren, Hays, Crouch, Martin, Chace, Huntington, Vay, Donivan, Edelman, Smith, Knobles, Baetzel—16.

CITY TREASURER'S OFFICE,
ROCHESTER, N. Y., May 15th, 1878. }

To the Hon. the Common Council:

GENTLEMEN: I hereby certify that the Executive Board have notified me that the work authorized under Ordinance No. 1,973, for pipe sewer in Kent alley, has been completed.

The amount to be assessed upon the property benefited, including any interest that the city shall incur, or is entitled to, for the use of its funds, is \$167.23.

Yours respectfully,

GEO. D. WILLIAMS, Treasurer.

LOCAL IMPROVEMENT ASSESSMENT No. 1973.

Whereas, The Common Council did upon the 26th day of December, 1877, enact:

An ordinance for a pipe sewer in Kent alley.

And whereas, The City Treasurer has reported the actual expenses of said improvement to be the sum of \$167.23, including such interest as the city has paid or become liable for.

And the portion of said city which said Common Council deemed would be benefited by said improvement is described as follows:

One tier of lots on the west side of Kent alley, from Jay street to Smith street; also a strip of land 100 feet wide on the east side of Kent alley, from Jay street to Smith street.

Therefore, resolved, That the sum of \$167.23, being the whole amount of the expenses aforesaid, shall be assessed on such lots and parcels of land.

And David McKay, Aug. M. Koeth, and Wm. Maher, 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 lots and parcels 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 May, 1878, at 9 o'clock in the forenoon, at the office of the City Clerk.

Adopted by the following vote:

Ayes—Ald. Tracy, Fitz Simons, Montgomery, Herzberger, Warren, Hays, Crouch, Martin, Chace, Huntington, Vay, Donivan, Edelman, Smith, Knobles, Baetzel—16.

CITY TREASURER'S OFFICE,
ROCHESTER, N. Y., May 13th, 1877. }

To the Hon. the Common Council:

GENTLEMEN: I hereby certify that the Executive Board have notified me that the work authorized under Ordinance No. 1972, for flag side walk on Hill street has been completed.

The amount to be assessed upon the property benefited, including any interest that the city shall incur, or is entitled to, for the use of its funds, is \$573.75.

Yours respectfully,

GEO. D. WILLIAMS, Treasurer.

LOCAL IMPROVEMENT ASSESSMENT No. 1972.

Whereas, The Common Council did upon the 11th day of December, 1877, enact an ordinance for a flag walk on Hill street;

And whereas, The City Treasurer has reported the actual expenses of said improvement to be the sum of \$573.75, including such interest as the city has paid or become liable for.

And the portion of said city which said Common Council deemed would be benefited by said improvement is described as follows:

All the lots and parcels of land on the south side of Hill street from Elizabeth street to Ford street. Therefore, Resolved, That the sum of \$573.75, being the whole amount of the expense aforesaid, shall be assessed on such lots and parcels of land.

And David McKay, A. M. Koeth and Wm. Maher, 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 the lots and parcels 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 13th day of May, 1878, at 9 o'clock in the forenoon, at the office of the City Clerk.

Adopted by the following vote:
Ayes—Ald. Tracy, FitzSimons, Montgomery, Herzberger, Warren, Hays, Crouch, Martin, Chace, Huntington, Vay, Donovan, Edelman, Smith, Knobles, Baetzel,—18.

FINAL ORDINANCE No. 2,008.

PIPE SEWER IN WEST AVENUE.

On motion of Ald. FitzSimons 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. FitzSimons submitted the following:

An ordinance to construct a pipe sewer in West avenue, from the westerly terminus of the present sewer to the city line; also, the necessary surface sewers and lot laterals.

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

The construction of a 12-inch pipe sewer in West avenue, from the westerly terminus of the present sewer to the city line. Also the necessary surface sewers and lot laterals.

And the whole expense shall be defrayed by the assessment upon the lots and parcels of land to be benefited thereby; and the City Surveyor, under the direction of this Council, having made an estimate of such expense, and reported the same at \$534, which estimate is hereby approved; 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 avenue, from Hague street to the city line.

On which above described portion of the city the expenses of said improvement are hereby ordered assessed.

Adopted by the following vote:

Ayes—Ald. Tracy, FitzSimons, Montgomery, Herzberger, Warren, Hays, Crouch, Martin, Chace, Huntington, Vay, Donovan, Edelman, Smith, Knobles, Baetzel—16.

Ald. Knobles presented a remonstrance against the above ordinance.

The final ordinance for the sprinkling of Sophia street was indefinitely postponed on motion of Ald. Tracy.

Ald. Montgomery moved that the petition presented this evening for the opening of Conkey avenue be referred to the Committee on Opening and Alteration of Streets, and that the ordinance for the opening of the street be postponed until the next meeting.

The final ordinance for plank walk on Marion street was indefinitely postponed on motion of Ald. Martin.

The final ordinance for a fence in Genesee street was referred to Ald. Martin to report.

The final ordinance for a plank walk in Garden street was indefinitely postponed on motion of Ald. Montgomery.

The final ordinance for a plank walk in Hand street was referred to the Law Committee.

The final ordinance for the opening of Mauder Park was postponed until the next regular meeting on motion of Ald. Martin.

MISCELLANEOUS.

By Ald. Knobles—Resolved, That Daniel Lochner, John Stadler, Mary A. Snell, H. C. Huyser and W. J. Fraser have permission to erect wood buildings in accordance with their several petitions, under the direction of the Wood Building Committee and Fire Marshall. Adopted.

By Ald. Martin—Resolved, That W. C. Coup, proprietor of the Senate for Trained Animals, be permitted to exhibit in Rochester for two days, May 20th and 21st, on giving in to the Treasury the sum of \$25.00.

EXECUTIVE BUSINESS.

Ald. Warren moved to proceed to ballot for City Attorney.

Ald. Martin moved to amend, by balloting for Commissioner of Mt. Hope.

Ald. Warren accepted the amendment and the motion was then adopted.

Ald. Montgomery nominated Frederick Cook.

Ald. Huntington nominated Wm. S. Smith.

FIRST BALLOT.

Fred. Cook received.....8 votes

Ald. Wm. S. Smith received.....8 ..

No choice.

SECOND BALLOT.

Ald. Wm. S. Smith received.....7 votes

Fred. Cook9 ..

No choice.

THIRD BALLOT.

Ald. Wm. S. Smith received.....7 votes

Fred. Cook9 ..

No choice.

FOURTH BALLOT.

Ald. Wm. S. Smith received8 votes

Fred. Cook8 ..

No choice.

FIFTH BALLOT.

Ald. Wm. S. Smith received 5 votes

Fred Cook11 ..

Frederick Cook having received the requisite number of votes was declared elected Commissioner of Mt. Hope for the term of three years.

Ald. Martin moved to ballot for City Attorney, and nominated A. G. Wheeler.

Ald. Chace nominated T. P. O'Kelly.

Ald. Crouch nominated M. Hirschfield.

Ald. Huntington nominated J. N. Beckley.

Ald. Montgomery nominated J. B. Perkins.

FIRST BALLOT.

A. G. Wheeler received..... 3 votes.

Marcus Hirschfield6 ..

John N. Beckley3 ..

J. B. Perkins1 vote.

John R. Fanning1 ..

T. P. O'Kelly2 votes.

No choice.

SECOND BALLOT.

A. G. Wheeler received..... 5 votes.

Marcus Hirschfield6 ..

T. P. O'Kelly2 ..

John R. Fanning1 vote.

John N. Beckley2 votes.

No choice.

THIRD BALLOTT.

A. G. Wheeler received..... 5 votes.

Marcus Hirschfield6 ..

T. P. O'Kelly3 ..

John N. Beckley2 ..

No choice.

FOURTH BALLOTT.

A. G. Wheeler received..... 5 votes.

Marcus Hirschfield5 ..

T. P. O'Kelly5 ..

John N. Beckley1 vote.

No choice.

FIFTH BALLOTT.

A. G. Wheeler received..... 6 votes.

Marcus Hirschfield7 ..

T. P. O'Kelly2 ..

John N. Beckley1 vote.

No choice.

SIXTH BALLOT.

| | | | |
|--------------------|----------|---|--------|
| A. G. Wheeler | received | 4 | votes. |
| T. P. O'Kelly | .. | 5 | .. |
| Marcus Hirschfield | .. | 6 | .. |
| John N. Beckley | .. | 1 | vote. |
| No choice. | | | |

SEVENTH BALLOT.

| | | | |
|--------------------|----------|---|--------|
| A. G. Wheeler | received | 6 | votes. |
| T. P. O'Kelly | .. | 3 | .. |
| Marcus Hirschfield | .. | 5 | .. |
| John N. Beckley | .. | 2 | .. |
| No choice. | | | |

EIGHTH BALLOT.

| | | | |
|--------------------|----------|---|--------|
| A. G. Wheeler | received | 4 | votes. |
| T. P. O'Kelly | .. | 2 | .. |
| Marcus Hirschfield | .. | 6 | .. |
| John N. Beckley | .. | 3 | .. |
| John R. Fanning | .. | 1 | vote. |
| No choice. | | | |

NINTH BALLOT.

| | | | |
|--------------------|----------|---|--------|
| A. G. Wheeler | received | 5 | votes. |
| T. P. O'Kelly | .. | 3 | .. |
| Marcus Hirschfield | .. | 6 | .. |
| John N. Beckley | .. | 2 | .. |
| No choice. | | | |

TENTH BALLOT.

| | | | |
|--------------------|----------|---|--------|
| A. G. Wheeler | received | 4 | votes. |
| T. P. O'Kelly | .. | 4 | .. |
| Marcus Hirschfield | .. | 3 | .. |
| John N. Beckley | .. | 2 | .. |
| John R. Fanning | .. | 1 | vote. |
| No choice. | | | |

ELEVENTH BALLOT.

| | | | |
|--------------------|----------|---|--------|
| A. G. Wheeler | received | 2 | votes. |
| T. P. O'Kelly | .. | 4 | .. |
| Marcus Hirschfield | .. | 3 | .. |
| John N. Beckley | .. | 3 | .. |
| John R. Fanning | .. | 3 | .. |
| No choice. | | | |

TWELFTH BALLOT.

| | | | |
|--------------------|----------|---|--------|
| A. G. Wheeler | received | 2 | votes. |
| T. P. O'Kelly | .. | 4 | .. |
| Marcus Hirschfield | .. | 5 | .. |
| John N. Beckley | .. | 2 | .. |
| John R. Fanning | .. | 1 | vote. |
| No choice. | | | |

THIRTEENTH BALLOT.

| | | | |
|--------------------|----------|---|--------|
| A. G. Wheeler | received | 3 | votes. |
| T. P. O'Kelly | .. | 2 | .. |
| Marcus Hirschfield | .. | 5 | .. |
| John N. Beckley | .. | 4 | .. |
| John R. Fanning | .. | 1 | vote. |
| No choice. | | | |

Ald. Martin moved to take a recess of five minutes. Adopted.

FOURTEENTH BALLOT.

| | | | |
|--------------------|----------|---|-------|
| A. G. Wheeler | received | 2 | votes |
| T. P. O'Kelly | .. | 3 | .. |
| Marcus Hirschfield | .. | 6 | .. |
| John N. Beckley | .. | 3 | .. |
| John R. Fanning | .. | 2 | .. |
| No choice. | | | |

FIFTEENTH BALLOT.

| | | | |
|--------------------|----------|---|--------|
| A. G. Wheeler | received | 2 | votes. |
| T. P. O'Kelly | .. | 4 | .. |
| Marcus Hirschfield | .. | 5 | .. |
| John N. Beckley | .. | 3 | .. |
| John R. Fanning | .. | 2 | .. |
| No choice. | | | |

SIXTEENTH BALLOT.

| | | | |
|---------------|----------|---|--------|
| A. G. Wheeler | received | 2 | votes. |
| T. P. O'Kelly | .. | 1 | vote. |

| | | | |
|--------------------|----|---|--------|
| Marcus Hirschfield | .. | 7 | votes. |
| John N. Beckley | .. | 4 | .. |
| John R. Fanning | .. | 1 | vote. |
| Wm. J. Sheridan | .. | 1 | .. |
| No choice. | | | |

SEVENTEENTH BALLOT.

| | | | |
|--------------------|----------|---|--------|
| A. G. Wheeler | received | 3 | votes. |
| T. P. O'Kelly | .. | 2 | .. |
| Marcus Hirschfield | .. | 6 | .. |
| John N. Beckley | .. | 2 | .. |
| John R. Fanning | .. | 1 | vote. |
| Wm. J. Sheridan | .. | 1 | .. |
| No choice. | | | |

EIGHTEENTH BALLOT.

| | | | |
|--------------------|----------|---|--------|
| A. G. Wheeler | received | 2 | votes. |
| Marcus Hirschfield | .. | 5 | .. |
| T. P. O'Kelly | .. | 3 | .. |
| John N. Beckley | .. | 2 | .. |
| John R. Fanning | .. | 3 | .. |
| Wm. J. Sheridan | .. | 1 | vote. |
| No choice. | | | |

NINETEENTH BALLOT.

| | | | |
|--------------------|----------|---|--------|
| A. G. Wheeler | received | 5 | votes. |
| Marcus Hirschfield | .. | 4 | .. |
| T. P. O'Kelly | .. | 4 | .. |
| John N. Beckley | .. | 1 | vote. |
| John R. Fanning | .. | 1 | .. |
| Henry C. Daniels | .. | 1 | .. |
| No choice. | | | |

TWENTIETH BALLOT.

| | | | |
|--------------------|----------|---|-------|
| A. G. Wheeler | received | 2 | votes |
| Marcus Hirschfield | .. | 6 | .. |
| T. P. O'Kelly | .. | 3 | .. |
| John N. Beckley | .. | 3 | .. |
| John R. Fanning | .. | 1 | vote |
| J. B. Perkins | .. | 1 | .. |
| No choice. | | | |

TWENTY-FIRST BALLOT.

| | | | |
|--------------------|----------|---|-------|
| A. G. Wheeler | received | 3 | votes |
| Marcus Hirschfield | .. | 7 | .. |
| T. P. O'Kelly | .. | 4 | .. |
| John N. Beckley | .. | 2 | .. |
| No choice. | | | |

TWENTY-SECOND BALLOT.

| | | | |
|--------------------|----------|---|-------|
| A. G. Wheeler | received | 6 | votes |
| Marcus Hirschfield | .. | 4 | .. |
| T. P. O'Kelly | .. | 1 | vote |
| John N. Beckley | .. | 3 | votes |
| — Addlington | .. | 1 | vote |
| No choice. | | | |

TWENTY-THIRD BALLOT.

| | | | |
|--------------------|----------|---|--------|
| A. G. Wheeler | received | 4 | votes. |
| Marcus Hirschfield | .. | 6 | .. |
| T. P. O'Kelly | .. | 3 | .. |
| John N. Beckley | .. | 3 | .. |
| No choice. | | | |

TWENTY-FOURTH BALLOT.

| | | | |
|--------------------|----------|---|--------|
| A. G. Wheeler | received | 4 | votes. |
| Marcus Hirschfield | .. | 5 | .. |
| John N. Beckley | .. | 3 | .. |
| John R. Fanning | .. | 3 | .. |
| No choice. | | | |

TWENTY-FIFTH BALLOT.

| | | | |
|--------------------|----------|---|--------|
| A. G. Wheeler | received | 4 | votes. |
| Marcus Hirschfield | .. | 6 | .. |
| T. P. O'Kelly | .. | 3 | .. |
| John R. Fanning | .. | 2 | .. |
| John N. Beckley | .. | 1 | vote. |
| No choice. | | | |

On motion of Ald. Montgomery the Board adjourned.

EDWARD ANGEVINE, City Clerk.

In Common Council--May 17, 1878.

SPECIAL MEETING.

Ald. Hays, President of the Board presiding.

Present—Ald. Tracy, FitzSimons, Montgomery, Warren, Hays, Crouch, Martin, Chace, Huntington, Vay, Donivan, Edelman, Smith, Knobles, Baetzel—15.

Absent—Ald. Herzberger—1.

By the Clerk—

CITY CLERK'S OFFICE,
ROCHESTER, May 16, 1878. }

To His Honor, Mayor Parsons:

Please call a special meeting of the Common Council for Friday evening at 7½ o'clock for the purpose of electing a City Attorney.

WM. S. SMITH,
J. W. MARTIN,
LEWIS EDELMAN,
M. H. FITZSIMONS,
WILLIAM H. TRACY,
JOHN DONIVAN,
Aldermen.

MAYOR'S OFFICE,
ROCHESTER, N. Y., May 16, 1878. }

Edward Angevine, Esq., City Clerk:

In compliance with the above request, I hereby call a special meeting of the Common Council for Friday evening, May 17, 1878.

CORNELIUS R. PARSONS, Mayor.

Ordered received, filed and published.

Ald. Montgomery moved that Peter Sheridan act as Clerk *pro tem*. Adopted.

Ald. FitzSimons moved that the report of the Printing Committee adopted at the last meeting be reconsidered. Two members not objecting, the motion was entertained and the resolution was adopted by the following vote:

Ayes—Ald. Tracy, FitzSimons, Warren, Martin, Vay, Donivan, Edelman, Smith, Knobles—9.

Nays—Ald. Montgomery, Hays, Crouch, Chace, Huntington, Baetzel—6.

Ald. FitzSimons offered the following as a substitute!

Resolved, That the Mayor be and he is hereby authorized to enter into a contract with the proprietors of the Union and Advertiser to publish the proceedings of the Common Council, the Executive Board and Board of Health, together with the Assessors' notices, "delinquent tax sale," Treasurer's report and all official notices, and for copies of that paper to be delivered to the same city offices at which the paper was delivered last year, at the rate of \$3,000 per year; and he is further authorized to make a similar contract with—German daily papers at the rate of \$1,200 per year.

Ald. Smith moved that it lie on the table until the next regular meeting. Adopted.

Ald. Smith moved to ballot for City Attorney, and nominated Albert G. Wheeler. Ald. Huntington named J. N. Beckley. Ald. Chace, T. P. O'Kelley. Ald. Baetzel, M. Hirschfeld. Ald. Crouch, J. R. Fanning:

Ballots.

| | | | | | | | | |
|-----------------|----------------|----------------|-----------------|----------------|----------------|-----------------|---------------|--------------|
| | A. G. Wheeler. | M. Hirschfeld. | T. P. O'Kelley. | J. N. Beckley. | J. R. Fanning. | W. J. Sheridan. | W. H. Bowman. | S. H. Terry. |
| First..... | 2 | 7 | 3 | 1 | 1 | 0 | 0 | 0 |
| Second..... | 2 | 4 | 3 | 1 | 1 | 0 | 0 | 0 |
| Third..... | 2 | 5 | 2 | 1 | 1 | 0 | 0 | 0 |
| Fourth..... | 2 | 5 | 4 | 1 | 1 | 0 | 0 | 0 |
| Fifth..... | 2 | 5 | 4 | 1 | 1 | 0 | 0 | 0 |
| Sixth..... | 2 | 5 | 4 | 1 | 1 | 0 | 0 | 0 |
| Seventh..... | 2 | 5 | 4 | 1 | 1 | 0 | 0 | 0 |
| Eighth..... | 2 | 5 | 4 | 1 | 1 | 0 | 0 | 0 |
| Ninth..... | 2 | 5 | 4 | 1 | 1 | 0 | 0 | 0 |
| Tenth..... | 2 | 5 | 4 | 1 | 1 | 0 | 0 | 0 |
| Eleventh..... | 2 | 5 | 4 | 1 | 1 | 0 | 0 | 0 |
| Twelfth..... | 2 | 5 | 4 | 1 | 1 | 0 | 0 | 0 |
| Thirteenth..... | 2 | 5 | 4 | 1 | 1 | 0 | 0 | 0 |
| Fourteenth..... | 2 | 5 | 4 | 1 | 1 | 0 | 0 | 0 |
| Fifteenth..... | 2 | 5 | 4 | 1 | 1 | 0 | 0 | 0 |

After the first ballot, Ald. Montgomery called attention to the amendment of the charter respecting the exemption from taxation of the 15th and 16th Wards. He offered the following which was adopted unanimously:

That the President of the Board be requested to telegraph the Governor requesting him to suspend action on the bill, and that the President also be requested to send some person or persons to Albany, and to take such measures as he may deem advisable to arrest the approval of the bill.

After the sixth ballot, Ald. Tracy moved that further balloting be postponed and that the Board adjourn.

Lost by the following vote:

Ayes—Ald. Tracy, FitzSimons, Montgomery, Crouch, Martin, Chace—6.

Nays—Ald. Warren, Hays, Huntington, Vay, Donivan, Edelman, Smith, Knobles, Baetzel—9.

Ald. Martin moved that the Board adjourn until next Tuesday evening.

Ald. Huntington moved as an amendment that the Board adjourn until one week from next Tuesday evening.

The amendment was lost by the following vote:

Ayes—Ald. Tracy, FitzSimons, Montgomery, Warren, Crouch, Martin, Chace—7.

Nays—Ald. Hays, Huntington, Vay, Donivan, Edelman, Smith, Knobles, Baetzel—8.

The original motion was lost by the following vote:

Ayes—Ald. Tracy, FitzSimons, Montgomery, Warren, Martin, Chace—6.

Nays—Ald. Hays, Crouch, Huntington, Vay, Donivan, Edelman, Smith, Knobles, Baetzel—9.

After the 15th ballot Ald. Montgomery moved that further balloting be postponed until the next meeting.

Adopted by the following vote:

Ayes—Ald. Tracy, FitzSimons, Montgomery, Warren, Hays, Martin, Chace, Huntington—8.

Nays—Ald. Vay, Donivan, Edelman, Smith, Knobles, Baetzel—6.

Ald. Montgomery moved that the Board adjourn. Adopted.

EDWARD ANGEVINE,
City Clerk.

In Common Council --- May 28, 1878.

REGULAR MEETING.

Present—Ald. Tracy, FitzSimons, Montgomery, Herzberger, Warren, Hays, Crouch, Martin, Chace, Huntington, Vay, Donovan, Edelman, Smith, Knobles, Baetzel—16.

Ald. Simon Hays, President of the Board, presiding.

The minutes of the previous meeting were approved as published.

PRESENTATION OF PETITIONS, ACCOUNTS, ETC.

By Ald Tracy—Bills of

F. Vose May, assignee of Gay & Co., light and care of lamps.....\$835 85
Citizens' Gas Co., sundries..... 85 40
Robt. Boyd, repairing lamp pots..... 9 54
Referred to Lamp Committee.

By Ald. Montgomery—Petition of F. Schwikhert and others to repeal tax on billiard tables. Referred to Committee on Ordinances. Also, petition of Philip J. Hax for remission of a fine. Referred to Law Committee.

By Ald. Warren—Petition of R. C. & B. R. R. Co. to extend its track on North St. Paul street, from Ward st. to Clifford st. Tabled.

By Ald. Chace—Bills of

A. McLean, disbursements..... \$273 19
John C. King, beds, &c..... 64 00
J. C. Moore, binding..... 29 75
S. A. Pierce, medical service..... 45 00
Rochester Printing Co., printing..... 150 00
M. Briggs & Son, repairs..... 6 00
Referred to Police Committee.

Also, petition of C. B. Woodworth and others to erect wood building, and moved that consent be granted. Adopted. Also, petition of Isaac C. Baker, to erect wood building. Referred to Wood Building Committee and Fire Marshal, with power to act.

By Ald. Huntington—Petition of Nicholas Keget to erect wood building, and moved that permission be granted. Adopted. Also, petition of B. Galvin to erect wood building. Referred to Wood Building Committee and Fire Marshal, with power to act.

By Ald. Vay—Petition to request the Rochester Gas Company to extend gas mains on Jay street, from the present terminus west to Child street, also through Romeyn street, from Magne street to Grape street; also through Wilder street, from Grape street to Child street, and through Tona wanda street, from Brown street to West Maple street. Referred to Lamp Committee.

By Ald. Donovan—Bills of

Bausch & Dransfield, glass guage..... \$4 50
Wray & Elwood, key, &c..... 16 45
Shrock & Sloan, material..... 12 93
Hotckin Bros., ice..... 20 75
Ed. Emrich, care clocks..... 62 50

Referred to City Property Committee.

Petition of E. Wallis to erect a wood building. Referred to Wood Building Committee and Fire Marshal, with power to act. Also, petition of L. E. Smith and others for lamps in Oakland street and Mt. Vernon Avenue. Referred to Lamp Committee.

By Ald. Edelman—Petition for the opening of Edward street. Referred to Committee on Opening and Alteration of Streets. Also, petition for sewer on Foehner street. Referred to Sewer Committee. Also, petition of H. Langknecht to erect a wood building. Referred to Wood Building Committee and Fire Marshal, with power to act. Also, petition requesting

Citizens' Gas Company to lay mains in Joiner street. Referred to Lamp Committee.

By Ald. Smith—Bills of Tower & Herrick, stationery, \$1.75; S. McKay, hydrant valve, \$10; S. S. Lattimore, services, \$250; Byron Holley, Sr., services, \$175; James Day, services, \$150; Bausch & Dransfield, instruments, \$35.85; Byron Holley, Jr., services, \$15.00. Referred to Health Committee.

By Ald. Baetzel—Bill of
James Laney, wrapping paper..... \$ 90 86
Pfeiffer & Zimmer, meat..... 25 00
Joseph Heller, groceries..... 18 00
F. J. Schaeffer & Bro., bread..... 128 37
Dr. F. Neusslin, services..... 41 67
M. Yawman, bread..... 30 85
Bostwick & Beindl, order book..... 7 00
Smith, Perkins & Co., groceries..... 39 60
Burke, FitzSimons, Hone & Co., dry goods..... 37 09
Wm. & J. M. Aikenhead, soap..... 99 00
S. J. Wagoner, delivering coal and wood..... 532 25
John Fischer, meat..... 50 00
Wm. F. Sheehan, M.D., services..... 41 67
Fleckensten Bros., bread and crackers..... 245 70
Geo. Ellb, bread..... 35 15

Referred to Poor Committee.

Also petition to change name of Strathallen Park to University Place. The prayer of the petition was granted and the City Clerk directed to enter the same in the Street Register.

By Ald. FitzSimons—Petition of Mary and Elizabeth Mulligan. Referred to Assessment Committee.

By Ald. Martin—Bills of

Hotckin Bros., ice M. C..... \$ 5 00
Joseph Corbin, serving notices..... 2 42
Railroad Committee, expenses to Albany..... 297 35
Esterheimer & Co., badges..... 15 00
Oscar H. Peacock, disbursements..... 31 95
E. B. Chace as Chairman, services investigating Treasurer's accounts pd. J. C. Wood..... 250 00

Referred to Contingent Expense Committee.

REPORTS OF STANDING COMMITTEES.

Ald. Baetzel, from the Poor Committee, submitted the following report:

To the Common Council:

GENTLEMEN:—Your Poor Committee caused advertisements to be published asking for proposals for the furnishing for the use of the Poor Department, delivered in the city yard, Hill st., of seven hundred and fifty tons of anthracite coal, stove size, and four hundred and fifty tons, chestnut size, and in response thereto received the following:

| | Stove. | Chestnut. |
|----------------------------|--------|-----------|
| J. Langdon & Co..... | \$3 64 | \$ 3 14 |
| M. Barron..... | 4 00 | 3 90 |
| Geo. Engert..... | 4 00 | 3 90 |
| A. G. Yates..... | 4 00 | 3 90 |
| Chas. B. Stewart & Co..... | 4 00 | 3 90 |
| C. H. Babcock..... | 4 00 | 3 90 |
| H. H. Babcock..... | 4 00 | 3 90 |
| C. A. Phillips..... | 4 00 | 3 90 |

We offer the following resolution:

Resolved, That the Poor Committee are directed to contract with J. Langdon & Co. for the delivery in the city's yard in Hill street, of seven hundred and fifty tons of anthracite coal, stove size, and four hundred tons of chestnut size, at the prices named in their bid and in compliance with the terms of the advertisement under which the proposals were made.

J. G. BAETZEL
JOHN DONIVAN,
J. W. KNOBLES,

Committee.

The resolution was adopted.

By Ald. Tracy, from the Lamp Committee:
To the Common Council:

GENTLEMEN—Your Lamp Committee, to whom was referred the matter of the light-

ing and care of kerosene lamps, report that the committee are in constant receipt of complaints from citizens, who claim that the lamps are not lighted regularly, and are not kept clean and in order. — The police report large numbers of lamps unlighted nightly. Your committee are not satisfied with the manner in which the work is performed by the contractor, who is reported to have assigned the contract to F. Vose. The remedy we leave to yourselves to apply.

WILLIAM H. TRACY,
E. HUNTINGTON,
Committee.

Table.

By permission Ald. FitzSimmons presented the minority report as follows:

To the Common Council:

GENTLEMEN — The Lamp Committee, to whom was referred the question of oil lamps, would respectfully report that after a fair investigation, they find that the oil lamps are as well attended to under Mr. Gay's management as they have been under any previous management. That some of them are extinguished by the wind more readily than others is a fact, for which there seems to be no remedy and for which the contractor should not be held responsible. In view of the circumstances that the present contractor is doing the work at about one half the price paid his predecessors, it would seem hardly just to apply a stricter rule to him than was applied to them, unless it be the policy of this Board to rebuke the spirit of competition, which dares to interfere with the vested rights which parties hold under contracts let to the highest instead of the lowest bidders. All of which is respectfully submitted.

Table.

M. FITZSIMONS.

By Ald. Montgomery, from the Law Committee:

To the Common Council:

Your Law Committee report that a doubt exists whether the eastern portion of Hand street is a public highway. They therefore recommend the adoption of the following resolution:

Resolved, That the ordinance for plank walk on Hand street, from Clinton street to St. Bridget's Church, be indefinitely postponed, and that the Committee on Opening and Alteration of Streets be instructed to take the necessary proceedings for the extension of Hand street to Clinton street.

ROCHESTER, May 28, 1878.

THOS. C. MONTGOMERY,
J. W. MARTIN,
E. HUNTINGTON,
Committee.

Adopted.

To the Hon. the Common Council:

Your Law Committee have examined the assessment for Lake Avenue Improvement (ordinance No. 1,523, page 8) on "Entrance to Lake View Park," and are of opinion that the description of the premises is not only indefinite and uncertain, but that it is not included in the terms of the ordinance describing the property to be assessed. For these reasons your Committee are of opinion that this assessment is void and that the petitioner, Lewis Selye, is entitled to the relief he asks.

The following resolution is submitted for action:

Resolved, That the assessment on "Entrance to Lake View Park," for Lake Avenue Improvement (ordinance No. 1,523, page 8), be cancelled and the amount charged to the account of Erroneous Assessments.

May 28, 1878.

THOS. C. MONTGOMERY,
E. HUNTINGTON,
Committee.

Adopted.

By Ald. Huntington, from the Law Committee—

To the Hon. the Common Council:

Your Law Committee report that they have considered the resolution of the Executive Board, referred to therein, relating to the settlement of the large claim of Ellwanger & Barry for damages caused by leakage of the Mt. Hope Reservoir, and submit the following resolution for action by the Common Council:

Resolved, That the Common Council approve the preamble to the resolution adopted by the Executive Board in relation to Ellwanger & Barry's claim for damages, and that the Executive Board be requested to negotiate and to ascertain and report to the Common Council upon what terms the necessary land can be purchased and the claim for damages settled.

Rochester, May 28, 1878.

J. W. MARTIN,
E. HUNTINGTON,
Committee.

Adopted.

By Ald. Knobles, from the Wood Building Committee—Resolved, That Thos. Bell, Edward Fox, Wm. W. McCall, Seth C. Jones have permission to erect wood buildings in accordance with their several petitions, under the direction of the Wood Building Committee and Fire Marshal. Adopted.

Ald. Baetzel, from the Poor Committee, Ald. Tracy, from the Lamp Committee, Ald. Donivan, from the City Property Committee, Ald. Smith, from the Health Committee, Ald. Chace, from the Police Committee, Ald. Martin, from the Contingent Expense Committee, reported favorably on the bills referred to their respective Committees, and referred them to the Finance Committee for payment.

By Ald. Knobles, from the Wood Building Committee—Resolved, That permission be granted Seth Marsh to erect a wood building in accordance with his petition here presented, provided he satisfies the City Attorney that he is the owner of the land on which he asks permission to erect said building.

J. W. KNOBLES,
RUDOLPH VAY,
LEWIS EDELMAN,
Committee.

Laid on the table.

By Ald. Donivan, from the City Property Committee—Resolved, That the City Property Committee be directed to enter into a contract with Henry D. Blackwood for the calsoining and painting of the City Hall according to the specifications prepared and at the following prices: Calsoining, 4 cents per yard for complete job, and 16½ cents for painting. Adopted.

Resolved, That the City Property Committee enter into a contract with George Engert for the delivery in the City Hall basement of 200 tons of large egg or grate coal, first quality, and free from all foreign material, at \$4.25 per ton. Adopted.

FINANCE BUDGET.

ROCHESTER, N. Y., May 28, 1878.

By Ald. Warren—Resolved, That the Treasurer pay as follows, when there are funds applicable:

CONTINGENT FUND.

MONTHLY PAY ROLL TO JUNE 1ST, 1878.

| | |
|---|----------|
| Cornelius R. Parsons, Mayor..... | \$200 00 |
| Geo. D. Williams, City Treasurer..... | 300 00 |
| J. Breck Perkins, City Attorney..... | 150 00 |
| Oscar H. Peacock, City Surveyor..... | 166 66 |
| Edward Angevine, City Clerk..... | 150 00 |
| David McKay, City Assessor..... | 166 66 |
| August M. Koeth, | 166 63 |
| Wm. Mahar, | 166 66 |
| Geo. W. Sill, Judge Municipal Court..... | 150 00 |
| J. W. Duell, Judge Municipal Court..... | 150 00 |
| Thos. B. Husband, Clerk Municipal Court..... | 50 00 |
| Francis J. Irwin, City Messenger..... | 75 00 |
| John E. McDermott, Watchman City Hall..... | 60 00 |
| Thomas A. Buckley, Engineer City Hall..... | 60 00 |
| Peter G. Miller, Janitor Front street building..... | 40 00 |
| W. C. Gray, Assistant Surveyor's Office..... | 76 63 |
| C. B. Parsons, Draughtsman, | 76 66 |
| W. J. Stewart, chairman | 50 00 |
| Ambrose Redman, rodman | 30 00 |
| Peter Sheridan, Assistant in Clerk's Office..... | 60 00 |
| E. W. Williams, | 116 66 |
| Chas H. Stillwell, services in | 83 33 |
| James H. Wilson, | 75 00 |
| Warham Whitney, | 58 33 |

MISCELLANEOUS.

| | |
|---|--------|
| F. X. Masseth, hack hire..... | 2 00 |
| S. A. Millington, painting..... | 2 00 |
| Expenses R. R. committee to New York..... | 297 35 |
| O. H. Peacock, repairing transit..... | 31 95 |

And charge that Fund.

POOR DEPARTMENT FUND.

MONTHLY PAY ROLL TO JUNE 1, 1878.

| | |
|---|-----------|
| Joseph Schutte, Overseer..... | \$ 125 00 |
| William H. Shields, Assistant Overseer..... | 75 00 |
| John F. Tracy, Bookkeeper..... | 75 00 |
| Jacob Lutt, clerk..... | 40 00 |
| Dr. Thos. A. O'Hare, City Physician..... | 41 67 |
| Dr. Geo. D. Benford, City Physician..... | 41 67 |
| Dr. Chas. E. McKelvey, City Physician..... | 41 67 |
| Dr. J. J. A. Urke, City Physician..... | 41 67 |

MISCELLANEOUS.

| | |
|---|--------|
| Frank N. Lord, flour..... | 54 50 |
| Joseph Schutte, Overseer, disbursements..... | 73 08 |
| M. Fitzgerald, meat..... | 25 00 |
| John Schwinger, bread..... | 138 69 |
| Geo. Schofield, transportation..... | 37 01 |
| Smith, Perkins & Co., groceries..... | 41 10 |
| A. H. Martin, groceries..... | 19 50 |
| John B. Hahn, flour..... | 138 75 |
| Patrick Fahy, meat..... | 100 00 |
| Foehner & Miller, burials..... | 91 25 |
| D. E. Fitchner, bread..... | 103 43 |
| M. Leckinger, shoes..... | 155 50 |
| Adam Vogel, meat..... | 50 00 |
| F. Neusslin, M. D., services, month of May..... | 41 67 |
| W. F. Sheehan, services..... | 41 67 |

And charge that Fund.

HEALTH DEPARTMENT FUND.

MONTHLY PAY ROLL TO JUNE 1ST, 1878.

| | |
|--|--------|
| Sam'l. Donnelly, Supt. board Health, salary..\$ | 58 33 |
| Chas. Buckley, M. D., Health Officer..... | 41 67 |
| Henry M. Herold, Keeper of Hope Hospital..... | 50 00 |
| John H. Mason, Insp'r..... | 40 00 |
| Joseph Thompson, Insp'r..... | 40 00 |
| James Cooper, Insp'r..... | 40 00 |
| Heman Miller, Insp'r..... | 40 00 |
| Orrin Harris, Insp'r..... | 40 00 |
| John O'Rourke, sewer fusher..... | 40 00 |
| John Vance, sewer fusher..... | 40 00 |
| John McDonald, garbage contract..... | 325 00 |
| F. Seifried, Insp'r., 8 days..... | 10 70 |
| Eagle Oderless Ex. Company, removing dead animals..... | 9 60 |
| John B. Pike, book case..... | 6 50 |
| Henry Wiener, glass jars..... | 8 89 |
| John H. Mason, postage stamps..... | 1 74 |

And charge that Fund.

CITY PROPERTY FUND.

| | |
|---------------------------------------|---------|
| Wm. Fogarty, repairing furniture..... | \$ 6 00 |
| E. J. Wardwell, cuspadores..... | 9 00 |
| Bryan, Jones & Co., lawn mower..... | 18 00 |

And charge that Fund.

LAMP DEPARTMENT FUND.

| | |
|---|----------|
| Rochester Gas Co., sundries..... | \$ 25 38 |
| Rochester Gas Co., lighting and extinguishing lamps, May..... | 2,700 00 |

| | |
|---|----------|
| Citizens' Gas Co., lighting and extinguishing lamps, May..... | 3,174 75 |
| Henry D. Blackwood, repairing lamps..... | 37 00 |

And charge that Fund.

POLICE FUND.

| | |
|---|----------|
| Geo. Truesdale, Police Justice, sal. to June 1st, 1878..... | \$203 34 |
|---|----------|

And charge that Fund.

Adopted by the following vote:
Ayes—Ald. Tracy, FitzSimons, Montgomery, Herzberger, Warren, Hays, Crouch, Martin, Chace, Huntington, Vay, Donivan, Edelman, Smith, Knobles, Baetzel—16.

COMMUNICATIONS FROM THE MAYOR AND OTHER EXECUTIVE OFFICERS, AND THEIR REFERENCE.

By the Clerk—

MAYOR'S OFFICE,
ROCHESTER, N. Y., May 28th, 1878. }

Edward Angevine, City Clerk :

Please take notice that I have appointed Paris G. Clark and Frederick C. Lauer, Jr., respectively, as members of the Excise and the Executive Boards.

CORNELIUS R. PARSONS,
Mayor.

Ordered received, filed and published.

CITY CLERK'S OFFICE,
ROCHESTER, N. Y., May 24th, 1877. }

To the Hon. the Common Council :

GENTLEMEN : In accordance with section 29, Revised City Charter, I report the following named persons as having qualified and taken the oath of office : Frederick Cook, Commissioner of Mt. Hope, Paris G. Clark, Excise Commissioner.

EDWARD ANGEVINE, City Clerk.

Ordered received, filed and published.

The Clerk presented notice of a decree served on him in the suit of Samuel W. Johnson et al against the city of Rochester. Referred to Law Committee.

OFFICE OF EXECUTIVE BOARD,
ROCHESTER, May 22, 1878. }

To the Honorable the Common Council :

GENTLEMEN.—At a meeting of the Executive Board held Friday May 17, 1878 the following resolutions were adopted:

By Mr. Kavanagh—Resolved That the Common Council be respectfully requested to pass an ordinance for the construction of a flag walk on the south side of Brown street from State street to Mill street. Referred to Improvement Committee.

By Mr. Fish—Resolved that the Common Council be and they are hereby respectfully requested to pass an ordinance for the construction of a flag walk on the west side of Backus avenue, from the north end of the present flag walk to the north line of the State property. Adopted. Referred to the Improvement Committee.

By Mr. Fish—Resolved That this Board respectfully recommend and request the Honorable Common Council to commence the necessary proceedings to open and extend Backus avenue, from its present terminus north to Emerson street, a distance of about one hundred feet. Adopted. Referred to Committee on Opening and Alteration of streets.

By Mr. Neville—Resolved, That this Board recommend that the Common Council select a suitable location for a public bathing house, to be managed and conducted like institutions of the kind in other cities. Adopted.

Resolved, That in the event of such bathing place being provided as above stated, then this Board will lay a pipe a reasonable distance and supply the same with Hemlock water free of expense, in order that the public necessity may be provided. Adopted. Referred to Health Committee.

A true copy from the minutes.

THOS. J. NEVILLE, Clerk.

BOARD OF HEALTH OFFICE,
ROCHESTER, May 23, 1878. }

To the Honorable the Common Council :

GENTLEMEN: Complaint having been made to the Board of Health of the condition of the cellars of the houses on Bartlett street, in the Eighth Ward of this city, the Inspector has made an examination and finds the following cellars damp and in bad condition: Nos. 4, 6, 8, 10, 11, 12, 16, 21, 26, 34, 36, 40, 41, 42, 43, 47, 49, 55, 57, 59, 61, 74, 75, 77, 105, 118, 120, 95, 89 and 78.

Citizens on this street complain of having sickness in their families in consequence of the stagnant water and dampness of the walls and furniture of their dwellings.

The only present remedy for this condition of affairs seems to be the construction of a sewer through Bartlett street and Plymouth avenue to the Genesee Valley canal.

Respectfully submitted.

By Order of the Board of Health.

Tabled.

EDWARD ANGEVINE, Clerk.

To the Honorable the Common Council :

GENTLEMEN: Repeated complaints having been made to the Board of Health in relation to the sanitary condition of Penn street, in the Eighth Ward of this city, examination disclosed the following state of facts: That there are twenty four houses on the street, and the owners of sixteen of these houses have signed a petition for a sewer; but there are a large number of vacant lots, whose owners will not sign for a sewer. Eleven of these houses are built near a stone quarry, and the water has heretofore been kept out of the quarry and also out of the cellars by two wind mills, which pumped the water on to the surface of adjacent private property, from which it found its way into Clifton street sewer. The owner of the adjacent property now refuses to allow the water to be pumped upon his lands, and these eleven cellars can no longer be drained, and the water must stand in them to the depth of from two to five feet, and some of the adjacent land will be flooded with stagnant water; in fact, almost every cellar on the street will at times be flooded.

This Board is informed that the property on Penn street was assessed for both Clifton and Francis street sewers, and it would seem that no injustice would be done by constructing a sewer in Penn street, with an outlet into either of them.

Believing that the facts above stated will warrant your Honorable Body in passing an ordinance for the construction of a sewer in Penn street without the formality of a majority petition, we respectfully recommend such action, as being imperatively demanded on sanitary grounds.

Respectfully submitted.

By Order of the Board of Health.
Rochester, May 23, 1878.
Tabled.

EDWARD ANGEVINE, Clerk.

**-ACTION ON ORDINANCES.
FIRST ORDINANCES.**

STONE SEWER IN PENN STREET.

By Ald. FitzSimons—Resolved, That the City Surveyor ascertain and report to this Council the expense of constructing a stone sewer 1½x2 feet in Penn street, from the Francis street sewer to a point 400 feet east of the east line of Summer street; also the necessary surface sewers and lot laterals.

Adopted.

The Surveyor submitted as such estimate, \$3,000.

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

The construction of a stone sewer 1½x2 feet in Penn street, from the sewer in Francis street to a point 400 feet east of the east line of Summer street; also the necessary surface sewers and lot laterals.

And whereas, The City Surveyor, under the direction of this Council, 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 benefited and proper to be assessed for the whole expense thereof viz:

One tier of lots on each side of Penn street, from Francis street to a point 400 feet east of the east line of Summer street; also, lots Nos. 6, 7, 8, 9, 10, 11, 12, 13, and 102 on the South side of Penn street, and lying west of the first above mentioned territory.

And further resolved, That the taxpayers to be assessed for making such improvement may pay their assessments in three equal payments, as follows: One-third of the amount assessed within thirty days after the advertisement of the assessment roll; one-third of the amount within one year from the confirmation of said roll; and the remaining one-third within two years from the confirmation of such roll. On all sums paid prior to the maturity of the said last installment, a discount will be allowed at seven per cent. per annum.

And the Clerk is hereby directed to publish notice in pursuance of Title VII, Section 165 of the Revised Charter of 1874, of the City of Rochester, that all persons interested in the subject matter of said improvement are required to attend the Common Council on Tuesday evening, June the 11th, 1878, at half past 7 o'clock, at the Common Council Chamber, when allegations will be heard.

Adopted.

SPRINKLING FRONT STREET.

By Ald. Edelman—Resolved, That the City Surveyor ascertain and report to this Council the expense of sprinkling Front street from Main street to the N. Y. C. & H. R. R. depot during the season of 1878.

Adopted.

The Surveyor submitted as such estimate, \$330.

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

The sprinkling of Front street from Main street to the N. Y. C. & H. R. R. depot during the season of 1878.

And Whereas, The City Surveyor, under the direction of this Council, has made an estimate of the whole expense thereof and reported the same at \$330, 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 Front street, from Main street to the railroad depot.

And the Clerk is hereby directed to publish notice in pursuance of Title VII, section 165 of the Revised Charter of 1874 of the City of Rochester, that all persons interested in the subject matter of said improvement are required to attend the Common Council, on Tuesday evening, June 11th, 1878, at half past 7 o'clock, at the Common Council Chamber, when allegations will be heard.

Adopted.

GENESEE RIVER FOOT BRIDGE.

By Ald. Warren—Resolved, That the City Surveyor ascertain and report to this Council the expense of constructing a wrought iron foot bridge, ten feet in width, across the Genesee river, Brown's race, and the Hydraulic Company's race, on the south side of the Railroad bridge; also the necessary piers and abutments; also the expense of opening and preparing the necessary approaches thereto, from Front street to the west end of the bridge, and from Water street to the east end of the bridge.

Adopted.

The Surveyor submitted as such estimate \$15,000.

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

The construction of a wrought iron foot bridge, ten feet in width, across the Genesee river, Brown's race and the Hydraulic Company's race, on the south side of the Railroad bridge; also the necessary piers and abutments; also the expense of opening and preparing the necessary approaches thereto, from Front street to the west end of the bridge, and from Water street to the east end of the bridge.

And Whereas, The City Surveyor, under the direction of this Council, has made an estimate of the whole expense thereof, and reported the same at \$15,000, 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, viz.:

That portion of the Second ward lying east of State street; also that portion of the Fifth ward lying north of Andrews street and south of Vincent place and Lowell street; also that portion of the Sixth ward lying north of Clinton place; also that portion of the Thirteenth ward lying south of M'Donald avenue, Baden street and Wilson street.

And further Resolved, That the tax payers to be assessed for making such improvement may pay their assessments in three equal payments, as follows: One-fifth of the amount assessed within thirty days after the advertisement of the assessment roll; one-fifth of the amount within one year from the confirmation of said roll; one-fifth within two years from the confirmation of said roll; one-fifth of the amount within three years from the confirmation of said roll; and the remaining one-fifth within four years from the confirmation of said roll. On all sums paid prior to the maturity of the said last instalment, a discount will be allowed at seven per cent. per annum.

And the Clerk is hereby directed to publish notice in pursuance of Title VII, Section 165 of the Revised Charter of 1874 of the city of Rochester, that all persons interested in the subject matter of said improvement are required to attend the Common Council on Tuesday evening, June 11, 1878, at half-past seven o'clock, at the Common Council Chamber, when allegations will be heard.

Adopted.

PLANK WALK ON WEBSTER STREET.

By Ald. Edelman—Resolved, That the City Surveyor ascertain and report to this Council the expense of constructing a plank walk 4 feet 8 inches wide on the south side of Webster street, from Hudson street to North street.

Adopted.

The Surveyor submitted as such estimate \$150.

By Ald. Edelman—Resolved, That the following improvement is expedient, viz. The construction of a plank walk 4 feet and 8 inches wide on the south side of Webster street, from Hudson street to North street.

And whereas, The City Surveyor, under the direction of this Council, 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, viz.:

One tier of lots on the south side of Webster street, from Hudson street to North street.

And the Clerk is hereby directed to publish notice in pursuance of Title VII, Section 165 of the Revised Charter of 1874, of the City of Rochester, that all persons interested in the subject matter of said improvement are required to attend the Common Council on Tuesday evening, June 11, 1878, at half-past seven o'clock, at the Common Council Chamber, when allegations will be heard.

Adopted.

ACTION ON FINAL ORDINANCES.

The final ordinance for the opening of Conkey avenue came up and a report from the Committee on Opening and Alteration of Streets was called for. Ald. Baetzel from that Committee made a report.

Ald. Knobles moved that the Committee have further time and that before the next meeting they advertise the time when they will meet the persons interested in the improvement and give them a hearing and that they report all the facts to the Council. Adopted.

FINAL ORDINANCE NO. 2,009.

WASHINGTON SQUARE FLAG WALK.

On motion of Ald. Edelman, 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. Edelman submitted the following:

An ordinance to construct a plank walk 6 feet wide in Washington Square, diagonally across said square, between opposite corners.

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

The construction of a flag walk 6 feet wide diagonally across Washington Square, between opposite corners.

And the whole expense shall be defrayed by the assessment upon the lots and parcels of lands to be benefited thereby; and the City Surveyor, under the direction of this Council, having made an estimate of such expense, and reported the same at \$1,668 which estimate is hereby approved; and the portion of said city which said Common Council deem will be benefited by said improvement is described as follows:

The Fourth ward of the city of Rochester.

On which at above described portion of the City the expenses are hereby ordered assessed.

Adopted by the following vote:

Ayes—Ald. Tracy, Fitz Simons, Montgomery, Herzberger, Warren, Hays, Crouch, Chace, Huntington, Vay, Donivan, Edelman, Smith, Knobles Baetzel—15.

FINAL ORDINANCE NO. 2,010.

IMPROVING WEST AVENUE.

On motion of Ald. Edelman, 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. Edelman submitted the following:

An ordinance to improve West avenue, from the east curb line of Ames street to the city line; also, the necessary surface sewers, with traps; also, the necessary cross walks.

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

The improvement of West avenue, from the east curb line of Ames street to the city line, by constructing a McAdam roadway with Medina stone curbs and gutters on each side thereof; also, the necessary surface sewers with traps; also, the necessary cross walks.

And the whole expense shall be defrayed by the assessment upon the lots and parcels of land to be benefited thereby; and the City Surveyor, under the direction of this Council, having made an estimate of such expense, and reported the same at \$5,739, which estimate is hereby approved; 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 avenue, from Ames street to the city line.

On which above described portion of the City the expenses of said improvement are hereby ordered assessed.

And the tax payers to be assessed for making such improvement, may pay their assessments in three equal payments, as follows: One-third of the amount assessed within thirty days after the advertisement of the assessment roll; one-third of the amount within one year from the confirmation of such roll; and the remaining one-third, within two years from the confirmation of such roll. On all sums paid prior to the maturity of the said last instalment, a discount will be allowed of seven per cent. per annum.

Adopted by the following vote

Ayes—Ald. Tracy, Fitz Simons, Montgomery, Herzberger, Warren, Hays, Crouch, Martin, Chace, Huntington, Vay, Donivan, Edelman, Smith, Knobles, Baetzel—16.

The final ordinance for a plank walk on Concord avenue was referred to the Improvement Committee.

FINAL ORDINANCE NO. 2,011.

SPRINKLING MEIGS STREET.

On motion of Ald. Edelman 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. Edelman submitted the following:

An ordinance to sprinkle Meigs st, from East avenue to Park avenue, during the season of 1878.

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

The sprinkling of Meigs street, from East avenue to Park avenue, during the season of 1878.

And the whole expense shall be defrayed by an assessment upon the lots and parcels of lands to be benefited thereby, and the City Surveyor, under the direction of this Council, having made an estimate of such expense, and reported the same at \$60, which estimate is hereby approved; 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 Meigs street, from East avenue to Park avenue.

On which above described portion of the city the expenses of said improvement are hereby ordered assessed.

Adopted by the following vote:

Ayes—Ald. Tracy, Fitz Simons, Montgomery, Herzberger, Warren, Hays, Crouch, Martin, Chace, Huntington, Vay, Donivan, Edelman, Smith, Knobles Baetzel—16.

The final ordinance for the opening of Mauder Park was laid over until the next regular meeting on motion of Ald. FitzSimons.

The final ordinance for a plank walk in Draper street was referred to the Improvement Committee on motion of Ald. Smith.

The final ordinance for the improvement of Franklin Square was postponed until the next regular meeting on motion of Ald. Edelman.

The final ordinance for a flag walk in Jones street was postponed until the next regular meeting on motion of Ald. FitzSimons.

The final ordinance for a plank walk in Oak street was postponed two weeks and referred to the Improvement Committee on motion of Ald. Martin.

The final ordinance for a fence in Genesee street was referred to the City Attorney on motion of Ald. Martin.

Ald. FitzSimons in the chair.

FINAL ORDINANCE NO. 312.

EXTENSION OF TRACY PARK.

On motion of Ald. Baetzel 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. Baetzel submitted the following:
An ordinance to open and extend Tracy Park from Meigs street to Alexander street.

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

The opening and extension of Tracy Park from Meigs street to Alexander street, and the following described territory is deemed necessary to be taken therefor, viz: Beginning at a point in the west line of Meigs street 23 1/2 feet south of the south line of Park avenue; thence westerly along the north line of Tracy Park to the western termination thereof; thence continuing westerly in a direct line to a point in the east line of Alexander street 28 feet and 3 inches south of the south line of Park avenue, being at the division line between the Newell heirs property and the Tracy Seminary property; thence southerly along the east line of Alexander street 27 feet; thence easterly in a direct line to the west end of the south line of Tracy Park; thence continuing easterly along the south line of Tracy Park to the west line of Meigs street; thence northerly along the west line of Meigs street 27 feet to the place of beginning.

And the whole expense shall be defrayed by the assessment upon the lots and parcels of lands to be benefited thereby; and the City Surveyor, under the direction of this Council, having made an estimate of such expense, and reported the same at \$3,500, which estimate is hereby approved; 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 Tracy Park and the extension thereof from Meigs street to Alexander street.

On which above described portion of the city the expenses of said improvement are hereby ordered as assessed.

And the tax payers to be assessed for making such improvement, may pay their assessments in three equal payments, as follows: One-third of the amount assessed within thirty days after the advertisement of the assessment roll; one-third of the amount within one year from the confirmation of such roll; and the remaining one-third within two years from the confirmation of such roll. On all sums paid prior to the maturity of said last instalment, a discount will be allowed of seven per cent. per annum.

Adopted by the following vote:

Ayes—Ald. Tracy, FitzSimons, Montgomery, Crouch, Martin, Chace, Huntington, Donivan, Smith—9.

Nays—Ald. Herzberger, Warren, Hays, Vay, Edelman, Knobles, Baetzel—7.

Ald. Baetzel presented two remonstrances.

The final ordinance for the opening of Tyler street was referred to the Law Committee on motion of Ald. Smith, who presented a remonstrance.

The final ordinance for a walk in White street was postponed two weeks on motion of Ald. Chace.

The final ordinance, together with allegations thereon, for a sewer in Bartlett street, was postponed until the next regular meeting on motion of Ald. Martin, who presented a remonstrance.

By Ald. Warren—Resolved, That the City Treasurer be and is hereby instructed to sell all lands assessed for local improvements upon which warrants have been issued, where said assessments now remain unpaid, as provided in section 203, title 7, city charter, said sale to take place upon Thursday, the 20th day of

June, 1878, at 10 o'clock a. m., at the Treasurer's office. Adopted.

UNFINISHED BUSINESS.

The Clerk presented the tax levy, as presented at the last meeting, with the following:

CITY CLERK'S OFFICE,
ROCHESTER, May 28, 1878.

To the Honorable the Common Council:

GENTLEMEN—I hereby certify that the tax levy, as presented at the last regular meeting, has been advertised six consecutive times in the official newspapers of the city of Rochester, as required by section 85 of the revised city charter. Respectfully,

EDWARD ANGEVINE,
City Clerk.

The substitute of Ald. FitzSimons for the report of the Printing Committee, offered at the last meeting, came up.

Ald. Martin moved that the rule to adjourn at 11 o'clock be suspended for the purpose of electing a City Attorney, but that the subject of printing be first disposed of. Adopted.

The substitute of Ald. FitzSimons was lost by the following vote:

Ayes—Ald. FitzSimons, Chace, Vay, Donivan, Edelman—5.

Nays—Ald. Tracy, Montgomery Herzberger, Warren, Hays, Crouch, Martin, Huntington, Smith, Knobles, Baetzel—11.

Ald. Montgomery received consent to amend the report of the committee by inserting after the words "for the same service," the words, "as under the former contract."

As amended, the report and resolution of the Committee on Printing was adopted.

Ald. Martin presented a remonstrance against a sewer in Penn street, moved that the first ordinance be reconsidered and that the ordinance lie on the table. Adopted.

Ald. Hays moved to ballot for City Attorney. Adopted.

FIRST BALLOT.

| | |
|-----------------------------|----------|
| A. G. Wheeler received..... | 4 votes. |
| M. Hirschfeld | 5 .. |
| T. P. O'Kelly | 4 .. |
| J. N. Beckley | 2 .. |
| J. R. Fanning | 1 vote. |

Ald. Martin moved that the President appoint a committee to act with the Executive Board in making arrangements for the visit of the two Boards to Hemlock Lake on Wednesday next. Adopted.

SECOND BALLOT.

| | |
|-----------------------------|----------|
| A. G. Wheeler received..... | 6 votes. |
| M. Hirschfeld | 6 .. |
| T. P. O'Kelly | 2 .. |
| J. N. Beckley | 2 .. |

Ald. Herzberger moved to adjourn. Lost by the following vote:

Ayes—Ald. Tracy, FitzSimons, Montgomery, Herzberger, Chace, Vay—6.

Nays—Warren, Hays, Crouch, Martin, Huntington, Donivan, Edelman, Smith, Knobles, Baetzel—10.

THIRD BALLOT.

| | |
|-----------------------------|----------|
| A. G. Wheeler received..... | 6 votes. |
| M. Hirschfeld | 6 .. |
| T. P. O'Kelly | 2 .. |
| J. N. Beckley | 1 vote. |

Ald. Montgomery called from the table the petition of the R. C. & B. R. R. Co. to lay tracks in North St. Paul street, and moved

that the prayer of the petition be granted.

Ald. Warren raised the point of order—the motion could not be entertained at this time. The President ruled the motion in order.

Ald. Warren appealed from the decision of the President.

The decision of the President was sustained.

Ald. Warren moved to postpone consideration of the petition until the next meeting.

Adopted by the following vote:

Ayes—Ald. Tracy, FitzSimons, Warren, Hays, Crouch, Martin, Vay, Donovan Edelman, Smith—10.

Nays—Ald. Montgomery, Herzberger, Chace, Huntington, Kuobles Baetzel—6.

FOURTH BALLOT.

A. G. Wheeler received..... 7 votes.
 M. Hirschfield 3 ..
 T. P. O'Kelly 3 ..
 J. N. Beckley 2 ..

Ald. Montgomery presented the name of Hon. Henry R. Selden.

FIFTH BALLOT.

A. G. Wheeler received..... 6 votes.
 M. Hirschfield 1 vote.
 T. P. O'Kelly 4 votes.
 J. N. Beckley 3 ..
 J. R. Fanning 1 vote.
 Henry R. Selden 1 ..

Ald. Hays moved to adjourn. Lost by the following vote:

Ayes—Ald. Fitz Simons, Montgomery, Warren, Hays, Chace, Vay, Baetzel—7.

Nays—ald. Tracy, Herzberger, Crouch, Martin, Huntington, Donovan, Edelman, Smith, Knobles—9.

SIXTH BALLOT.

A. G. Wheeler received..... 8 votes.
 M. Hirschfield 3 ..
 T. P. O'Kelly 3 ..
 J. N. Beckley 1 vote.

SEVENTH BALLOT.

A. G. Wheeler received..... 8 votes
 M. Hirschfield 2 ..
 T. P. O'Kelly 3 ..
 J. N. Beckley 2 ..

EIGHTH BALLOT.

A. J. Wheeler received..... 7 votes.
 M. Hirschfield 2 ..
 T. P. O'Kelly 4 ..
 J. N. Beckley 2 ..

Ald. Smith asked unanimous consent to reconsider the vote postponing action on the petition to lay tracks in North St. Paul street.

Ald. Warren objected.

By Ald. Hays—

To the Common Council of the City of Rochester:

GENTLEMEN—The undersigned most cordially invite your honorable body to be present at the inspection of the new elevator (near the Glen House), and to join the excursion down the river, on Wednesday, May 29th, 1878, at 3 p. m.

Respectfully yours,
 W. J. WILCOX, Agent.
 SAM'L BENNETT & SONS.

Invitation accepted.

By Ald. Martin—Resolved, That the Great London Circus have permission to exhibit in Rochester on the 3d day of June on paying into the Treasury the sum of twenty-five dollars. Adopted.

Ald. FitzSimons presented the following:

Whereas, The cost of lighting the streets of this city has increased within the past few years out of all proportion to the cost of lighting other cities of the same size—the expense in this city being nearly double the cost in the city of Albany or Detroit—cities as large as this; and more than eight times the cost in the city of Rochester ten years ago; therefore,

Resolved, That the Lamp Committee be and it is hereby directed to rearrange the street lamps in such a manner as to preserve an average distance of 150 feet between each lamp within a radius of half a mile from the centre of the city, and 200 feet between all lamps beyond that distance, and that hereafter no gas lamps extend beyond a radius of one mile from the center, except on the main avenues.

Ald. Montgomery moved to refer to the Lamp Committee. Adopted.

Ald. Herzberger moved to adjourn.

Lost by the following vote:

Ayes—Ald. Montgomery, Herzberger, Hays, Chace, Baetzel—5.

Nays—Ald. Tracy, FitzSimons, Warren, Crouch, Marjin, Huntington, Donovan, Edelman, Smith, Knobles—10.

NINTH BALLOT.

A. G. Wheeler received..... 7 votes.
 T. P. O'Kelly 3 ..
 J. N. Beckley 3 ..

TENTH BALLOT.

A. G. Wheeler received..... 9 votes.
 T. P. O'Kelly 2 ..
 J. N. Beckley 1 vote.
 M. Hirschfield 1 ..

Albert G. Wheeler having received the requisite number of votes, was declared elected City Attorney for the term of two years.

The President announced as the Committee to make arrangements for the visit to Hemlock Lake, Ald. Martin, Montgomery and Chace.

On motion of Ald. Martin the Board adjourned.

EDWARD ANGEVINE, City Clerk.

In Common Council --- June 11, 1878.

REGULAR MEETING.

Present—Ald. Tracy, FitzSimons, Montgomery, Herzberger, Warren, Hays, Crouch, Martin, Chace, Huntington, Vay, Donovan, Edelman, Smith, Knobles, Baetzel—16.

Ald. Simon Hays, President of the Board, presiding.

The minutes of the previous meeting were approved as published.

The Clerk asked and received consent to present the following:

CITY CLERK'S OFFICE,
 ROCHESTER, June 11, 1878.

To the Honorable Common Council:

GENTLEMEN: I hereby certify that the Assessors of the city of Rochester have this day delivered to me the completed annual assessment rolls of the several wards of the city for 1878, in accordance with section 87 of the Revised City Charter, said rolls being severally sworn and subscribed to by the Assessors. I report the rolls to you for your action.

Respectfully,
 EDWARD ANGEVINE, City Clerk.

By Ald. Montgomery—Resolved, That the general city assessment rolls reported this evening be and they are hereby confirmed. Adopted by the following vote:

Ayes—Ald. Tracy, FitzSimons, Montgomery, Herzberger, Warren, Hays, Crouch, Martin, Chace, Huntington, Vay, Donovan, Edelman, Smith, Knobles, Baetzel—16.

PRESENTATION OF PETITIONS, ACCOUNTS, ETC.

By Ald. Montgomery—

To the Hon. the Common Council:

The undersigned, owning property on both sides of Rowe street, running east from State street, respectfully request that Rowe street as now located be extended in the same line eastwardly to Hastings avenue.

ELLWANGER & BARRY,
C. B. WOODWORTH.

ROCHESTER, June 10, 1878.

By Ald. Montgomery—Resolved, That the description of Rowe street, east of State street, as now practically located be made by the City Surveyor, and entered upon the street register, and that the Committee on the Opening and Alteration of Streets be instructed to bring in an ordinance to extend Rowe street to Hastings avenue. Adopted.

By Ald. Herzberger—Bill of expenses of

A. McLean for May, \$ 74 7

Referred to Police Committee.

By Ald. Marin—Bills of

Merriam & Co., stationery, &c..... \$ 184 90
M. Hirschfeld, services..... 290 75
Frank W. Hawley, services..... 227 50
F. X. Masseh, hack hire..... 3 00
L. W. Brandt, pub. proceedings..... 175 00
Leary & Co., supplies and services at excursion C. C. to Salamanca..... 65 50

Referred to Coningent Expense Committee.

Also, petition of B. McFarlin to erect a wood building, and moved that permission be granted. Adopted.

By Ald. Huntington—Petition of Geo. Brown to erect a wood building, and moved that permission be granted. Adopted.

By Ald. Chace—Petition of Stephen Stone to erect a wood building. Referred to Wood Building Committee and Fire Marshal with power to act.

By Ald. Vay—Petitions of E. Tuschong and J. Wheeler to erect wood buildings. Referred to Wood Building Committee and Fire Marshal, with power to act.

Also, bill of

R. B. Randall, sharpening lawn mowers..... \$ 7 00

Referred to Park Committee.

By Ald. Donovan—Bills of

J. Tallman, soap..... \$ 4 00
Roch. Gas Co., gas in city buildings..... 153 25
C. Woodruff, cord wood..... 21 00
Knapp & Fisher, wood..... 7 00
R. B. Randall, repairing lawn mower..... 1 35

Referred to City Property Committee.

By Ald. Donovan—Petition of Jacob Sauer to erect a wood building, and moved that permission be granted. Adopted.

By Ald. Smith—Bills of

John O'Rourke, board of horses..... \$ 19 50
Eagle Odories Excavating Co..... 9 40

By Ald. Smith—

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

GENTLEMEN:—We the undersigned, citizens doing business as merchants in your city, would respectfully petition your honorable body to

pass an ordinance for the suppression of a nuisance that has grown to such magnitude as to be a common offence to all of your citizens, and a great annoyance to strangers visiting this city, bringing us into bad repute abroad.

Of what we complain and wish suppressed is, that certain parties doing business on our principal streets keep runners in front of their stores and vicinity, who accost people and importune them in offensive ways by forcing their advertisements upon them, and in many cases drag people into their stores against their will and freedom, where they often meet with great insults and abuses for not consenting to be duped by them. The record of the Police Court will show your honorable body that several cases of this character have been before that court, where severe reprimands were given and a discontinuance of such nuisance ordered, but notwithstanding this manner of doing business is now being practiced to a greater extent than ever before.

We would also call your attention to the fact that the public press has of late severely censured this style of obtaining trade, and if you will take immediate action for the suppression of the same, we will ever pray.

M. Garson & Co., Merriam & Co.,
E. Steinfield, Witherspoon & Gris-
E. Occumpaugh & Bro. wold,
John Morton & Co., J. E. Furman,
Geo. N. Storms, L. S. Kendall,
J. E. Hulbert, Moseley & Wightman,
E. F. Hyde & Co., Wm. McCarthy,
Burke, FitzSimons, S. Blitz & Co.,
Hone & Co., Geo. Gould & Son,
Sibley, Lindsay & Wm. Eastwood,
Curr, Shatz, Lowenthal &
A. M. Eddy & Co., Leiter,
Leat & Weitzel, F. H. Marion,
Allen, Straus & Co., Goss & Margrander,
W. W. Par-ells, Nicholson & Smith,
H. F. Van Dake, Howe & Rogers,
F. G. Ranney, A. S. Mann & Co.,
L. A. Pratt, C. F. Wolters,
Lemuel C. Paine, A. J. Nutting,
M. V. Beemer & Co., Beck & Roda,
Olmsted & Strachan.

Referred to the Committee on Ordinances and Rules.

By Ald. Knobles—Petition of E. B. Chace to erect wood building. Referred to Wood Building Committee and Fire Marshal with power to act.

By Ald. Baetzel—Bills of

C. Herzberger, meat..... \$ 150 00
Aug. Kuehler, bread..... 103 63
Adams, groceries..... 10 50
Joseph Schutte, disbursements..... 56 15
O. Oswald, shoes..... 34 75
L. A. Wheeler, meat..... 250 00
James Baker, groceries..... 11 50
A. L. Morris, meat..... 30 00
John Groll, shoes..... 55 50
Geo. Schofield, transportation..... 10 00
F. Kesel, bread, transportation..... 74 05
S. Wheeler, rent..... 8 00
Joseph Otto, groceries..... 10 50
George Zimmer, meat..... 25 00
E. J. Keehn, shoes..... 132 50
H. Austin Brewster & Co., groceries..... 737 36
Geetzman & Son, soap..... 136 35
Johanna Yawman, bread..... 72 21
Louis P. Beck, shoes..... 16 00
H. Garson, ag't, clothing..... 6 00
Smith, Perkins & Co., groceries..... 12 60
H. Brewster & Co., 9 15
M. Fitzgerald, meat..... 50 00
B. O'Reilly, burials..... 11 50

Referred to Poor Committee.

By Ald. Baetzel—
REPORT OF THE OVERSEER OF THE POOR FOR THE MONTH
OF MAY, 1878.
OVERSEER OF THE POOR OFFICE.
ROCHESTER, June 11, 1878. }

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

The Overseer of the Poor of the city of Rochester would respectfully report that during the month of May he has relieved 511 families in the following manner:

Orders on Poor Store \$2,008 21
Coal Yard 187 50
Wood Yard 17 00
J. H. Phelan, shoes 33 25
John Groh, 41 50
C. Oswald, 27 75
C. Glasser, 2 50
Burke, FitzSimons, Hone & Co., dry goods 13 00
Curran & Goler, medicine 75
M. Heavey, transportation 13 00
G. Schofield, 61 40
Fechner & Maier, burials 36 75
E. O'Reilly, 30 50
H. & P. Bender, 12 00
A. W. Mudge, 66 50
Patrick Joyce, 6 50
C. V. Jeffreys, 12 00

Total \$2,570 11
Less Toward J. Schutte, Overseer of the Poor 143 08
Less Emigrant Fund 20 50
163 51

Total to City \$2,406 60
All of which is respectfully submitted.
Ordered received, filed and published.

REPORTS OF STANDING COMMITTEES.
Ald. Baetzel, from the Poor Committee; Ald. Smith, from the Health Committee; Ald. Donovan, from the City Property Committee, Ald. Vay, from the Park Committee, reported favorably on the bills referred to their respective Committees, and r-referred them to the Finance Committee for payment.

FINANCE BUDGET.
ROCHESTER, N. Y., June 11, 1878.
By Ald. Warren—Resolved, That the Treasurer pay as follows, when there are funds applicable:

CONTINGENT FUND.
Hotckin Bros., ice M. C. 5 00
Joseph Corbin, serving notices 2 42
E. B. Chace as Chairman, services investigating Treasurer's accounts pd. J. C. Wood 250 00
Etterheimer & Co., badges 18 00
Leary & Co., supplies and services excursion of C. C. to Salamanca 65 50
And charge that Fund.

POOR DEPARTMENT FUND.
James Laney, wrapping paper 30 36
Pfeiffer & Zimmer, meat 25 00
Joseph Heller, groceries 18 00
F. J. Schaeffer & Bro., bread 123 37
M. Yawman, bread 30 85
Bostwick & Feindl, order book 7 00
Smith, Perkins & Co., groceries 39 60
Burke, FitzSimons, Hone & Co., dry goods 37 00
Wm. & J. M. Alkenhead, soap 39 00
S. J. Wagoner, delivering coal and wood 532 25
John Fischer, meat 50 00
Fleckenstein Bros., bread and crackers 246 70
Geo. Eib, bread 35 15
And charge that Fund.

CITY PROPERTY FUND.
Bausch & Dransfield, glass gauge 34 50
Wray & Elwood, keys, &c 16 45
Sherlock & Sloan, material 12 98
Hotckin Bros., ice 20 75
Ed. Emerich, care of clocks 62 50
E. Woodruff, wood 21 00
And charge that Fund.

HEALTH DEPARTMENT FUND.
Tower & Herrick, stationery 1 73
S. McKay, hydrant valve 10 00
S. A. Lattimore, services 250 00
Byron Holley, Sr., 175 00
James Day, 1 50
Bausch & Dransfield, instruments 35 85
Byron Holley, Jr., services 15 00
And charge that Fund.

LAMP FUND.
F. Vose, assignee Gay & Co., lighting and care of lamps 835 35
Citizens' Gas Co., sundries 85 40
Robert Boyd, repairing amp pots 9 54
And charge that Fund.

POLICE FUND.
John C. King, beds and bedding 64 00
John C. Moore, books 29 75
S. A. Pierce, M. D., medical services 45 00
Rochester Printing Co., printing reports of Commissioners 150 00
M. Briggs & Son, repairs 6 60
And charge that Fund.

Adopted by the following vote:
Ayes—Ald. Tracy, FitzSimons, Montgomery, Herzberger, Warren, Hays, Crouch, Martin, Chace, Huntington, Vay, Donovan, Edelman, Smith, Knobles, Baetzel—16.

Ald. Warren, from the Finance Committee, reported in favor of adopting the tax levy as heretofore reported, and assessing and levying the same.

Ald FitzSimons moved to make the amount for the police \$60,000.

Ald. Montgomery to make the amount \$70,000.

The amendment of Ald. Montgomery was adopted by the following vote:

Ayes—Ald. Tracy, Montgomery, Herzberger, Warren, Hays, Crouch, Martin, Huntington, Smith, Baetzel—10.

Nays—Ald. FitzSimons, Vay, Donovan, Edelman, Knobles—5.

Ald. Baetzel moved to make the amount for the laying of water pipe \$60,000.

Lost by the following vote:

Ayes—Ald. Crouch, Huntington, Baetzel—3.

Nays—Ald. Tracy, FitzSimons, Montgomery, Warren, Hays, Martin, Vay, Donovan, Edelman, Smith, Knobles—11.

Ald. FitzSimons moved to make the amount for Health Fund \$10,000.

Ald. Montgomery moved that the amount be \$13,000.

Lost by the following vote:

Ayes—Ald. Montgomery, Warren, Huntington—3.

Nays—Ald. Tracy, FitzSimons, Herzberger, Hays, Crouch, Martin, Chace, Vay, Donovan, Edelman, Smith, Knobles, Baetzel—13.

The motion of Ald. FitzSimons was then adopted.

The Tax Levy, as amended, was then adopted as follows:

For lighting the city 80,000 00
For support of Police Department 70,000 00
For General Contingent Expenses 35,000 00
For support and Relief of Poor 50,000 00
For Board of Health 1,000 00
For Support of Common Schools, viz.: To lease, alter and improve school houses, their outhouses and appurtenances 5,000 00
For the purchase and improvement of sites and to build and enlarge school houses 15,000 00
For wages of Teachers and Contingent expenses 87,488 00
107,488 00
For Erroneous Assessments 1,789 27
For City Property Fund 35,000 00
For care and maintenance of Public Parks 2,000 00
For Executive Board per their estimate, as follows, viz:
Highway Fund 40,000 00
Fire Department Fund 30,000 00
Water Pipe Fund 50,000 00
Expense of purchasing a piece of land adjoining reservoir property 1,018 00
Salary and expenses 12,000 00
183,018 00

For payment of notes given for deficiencies in the following funds, resolution C. C. Jan. 6th:

| | | |
|--|-------------|-----------|
| Poor Fund..... | \$ 8,000 00 | |
| Police Fund..... | 5,000 00 | |
| Contingent Fund..... | 10,000 00 | |
| Lamp Fund..... | 8,000 00 | 31,000 00 |
| For payment of three bonds due April 15th 1875, issued for floating debt, \$1,000 each.. | 3,000 00 | |
| For payment of 17 bonds due May 1st 1875, issued for Andrews street improvement, \$1,000 each..... | \$17,000 00 | |
| Less amount to credit of this loan | 1,711 15 | 15,288 85 |

For interest on the bonded debt, as follows.

VIZ:

SEVEN PER CENTS.

| | |
|---|---------------|
| 1 year on \$51,000..... | \$3,570 00 |
| Floating Debt. | |
| 1 year on \$60,000..... | 4,200 00 |
| Floating Debt. | |
| 1 year on \$150,000..... | 10,500 00 |
| Floating Debt. | |
| 1 year on \$15,000..... | 1,050 00 |
| Clarissa St. Bridge. | |
| 1 year on \$1,686.13..... | 1,098 62 |
| Arsenal Site. | |
| 1 year on \$335,000..... | 23,450 00 |
| City Hall. | |
| 1 year on \$125,000..... | 8,750 00 |
| Free Academy Building. | |
| 1 year on \$15,000..... | 1,050 00 |
| Free Academy Site. | |
| 1 year on \$5,000..... | 350 00 |
| Monroe Ave. Cemetery. | |
| 1 year on \$15,000..... | 1,050 00 |
| Monroe Ave. School. | |
| 1 year on \$50,000..... | 3,500 00 |
| Deficiency Loan. | |
| 1 year on \$410,000..... | 28,700 00 |
| Funding Loan (1875). | |
| 1 year on \$20,000..... | 1,400 00 |
| No. 5 Sch. of | |
| 1 year on \$3,182,000..... | 222,740 00 |
| Water Works. | |
| 1 year on \$670,000..... | 42,000 00 |
| R. & S. L. RR. | |
| 1 year on \$150,000..... | 10,500 00 |
| R., N. & P. RR. | |
| SIX PER CENTS. | |
| 1 year on \$40,000..... | \$2,400 00 |
| Relief Soldiers' Families. | |
| 1 year on \$25,000..... | 1,500 00 |
| Main Street Widening | |
| 1 year on \$20,000..... | 1,200 00 |
| Steam Fire Engines. | |
| Total required to pay interest.... | \$369,008 02 |
| Deduct surplus to cred. | |
| it of fund over amount now outstanding (unpaid)..... | \$ 18,000 00 |
| Also amount from receipts of Water Works to apply on interest on bonds..... | 40,000 00 |
| | 58,000 00 |
| Leaving to be raised by tax | \$ 311,008 02 |
| Total..... | \$ 855,542 14 |

Thereupon the following order was adopted:

By Ald. Warren, from the Finance Committee—Ordered. That the amount of the said tax, namely: eight hundred fifty-five thousand, five hundred and forty-two dollars and fourteen cents, be and is hereby levied and assessed according to law.

Ayes—Ald. Tracy, Montgomery, Warren, Hays, Crouch, Martin, Chace, Huntington, Vay, Donovan, Edelman, Smith, Knobles, Baetzel—14.

Nays—Ald. FitzSimons—1.

By Ald. Warren—Resolved, That the Treasurer be and is hereby authorized to draw the City's notes for a sum sufficient to pay the interest upon the bonded debt due July 1st, as provided for in the tax levy for the coming year, and get the same discounted and charge the discount to Contingent Fund.

Adopted by the following vote:

Ayes—Ald. Tracy, FitzSimons, Montgomery, Warren, Hays, Crouch, Martin, Chace, Vay, Donovan, Edelman, Smith, Knobles, Baetzel—14.

By Ald. Baetzel, from the Committee on Opening and Alteration of Streets:

To the Common Council:

GENTLEMEN: Your Committee on Opening and Alteration of Streets, to whom was referred the matter of opening and widening Conkey avenue, would report that they gave the parties interested a hearing. There were about twenty present. Arguments were made for and against the ordinance pending. It was ascertained that a majority of tax-payers to be assessed had signed the petition. There are eighty-seven persons to be assessed, of which number fifty one have signed the petition, leaving thirty-six in the negative. It was not satisfactorily ascertained that any of the petitioners had been misled, or had the facts misrepresented to them. But still a number of petitioners stated that they signed with the understanding and promise that a railway was to be constructed on the street. If they were given bonds that within a reasonable time after the opening of the street a railroad would be built, they would consent to have their names remain on the petition; if not, then they wanted their names withdrawn. The number of persons in this quandary is from fifteen to twenty. Some feared that the cost would exceed the estimate, but they were told that there could be no re-assessment, and that the cost in excess of the estimate would fall on the city at large.

Your committee merely report the facts as they appeared at the meeting, and have no recommendation to make, that not being within the scope of the instructions from the Council.

J. G. BAETZEL,
E. K. WARREN,
Committee.

Tabled.
From the Law Committee:

To the Common Council:

The Law Committee have examined into the case of Conrad Hagias, fined fifty dollars for violating the city ordinance, by breaking a fire alarm box, and now confined in the Penitentiary in default of payment. While there seems to be no doubt as to the guilt of his companion, now also in prison, your committee think the circumstances might warrant the inference that Conrad had no wilful or malicious intentions to destroy the box, but was very culpable, to say the least, in using it as a mark in throwing stones. In view of his detention already in prison for some weeks, and the facts of the case as set forth in the petition referred to your committee, they recommend the adoption of the following resolution:

Resolved, That the fine of fifty dollars imposed by the Police Justice on Conrad Hagias for violating a city ordinance be hereby remitted, or if paid, that it be refunded to the person paying the same.

THOS. C. MONTGOMERY,
JNO. W. MARTIN,
E. HUNTINGTON,
Committee.

I concur in the above recommendation.
J. B. PERKINS, City Attorney.

Adopted by the following vote:

Ayes—Ald. Tracy, FitzSimons, Montgomery, Warren, Hays, Chace, Huntington, Vay, Donovan, Edelman, Smith, Knobles, Baetzel—13.

To the Common Council :

The Law Committee to whom was referred the petition of Mr. Marsh relating to a sewer are of the opinion that it more properly belongs to the Sewer Committee to investigate, and would therefore report in favor of its being referred to that committee.

THOS. C. MONTGOMERY,
JNO. W. MARTIN,
E. HUNTINGTON,
Committee.

Referred to Sewer Committee.

To the Common Council :

Your Law Committee would respectfully report that in the suit of Montgomery against the city of Rochester no facts have been shown to our committee to warrant them in interfering with the matter, and therefore recommend that they be discharged from the further consideration of the subject.

THOS. C. MONTGOMERY,
JNO. W. MARTIN,
E. HUNTINGTON,
Committee.

June 11, 1878.

The committee was discharged as per request.

To the Common Council :

Your Law Committee would respectfully report that there is now pending a suit of the city of Rochester against the Mechanics' Savings Bank. City Attorney Perkins reports that, in his opinion, the right of the city to recover in that action is very doubtful. Your Committee therefore recommend the adoption of the following resolution :

Resolved, That Mr. Perkins, late City Attorney, be and he hereby is directed to discontinue said action, provided the same can be done without paying or incurring any costs.

June 11, 1878.

THOS. C. MONTGOMERY,
J. W. MARTIN,
E. HUNTINGTON,
Committee.

Adopted.

The Law Committee recommend the adoption of the following resolution :

Resolved, That all actions, proceedings and appeals by or against the city, now pending, be turned over to the new City Attorney, except as the Law Committee, with his assent, may otherwise advise and direct.

June 11, 1878.

THOS. C. MONTGOMERY,
J. W. MARTIN,
E. HUNTINGTON,
Committee.

Rochester, May 20, 1878.

Adopted.

To the Common Council :

Your Law Committee, to whom was referred the Petition of Philip J. Hax, praying to have a penalty of five dollars imposed by the Police Justice for violating a penal ordinance of the city, relating to soliciting passengers, and paid by him refunded, report: Your Committee are opposed to reviewing the judgments of the Police Justice on mere questions of fact, and would therefore respectfully request to be discharged from the further consideration of the matter.

June 11, 1878.

THOS. C. MONTGOMERY,
J. W. MARTIN,
E. HUNTINGTON,
Committee.

Adopted. Committee discharged.

The Law Committee recommend the adoption of the following resolution:

Resolved, That the City Property Committee be and they are hereby requested to provide suitable rooms for the City Attorney in City Hall building, provided proper arrangements can be made therefor.

THOS. MONTGOMERY,
J. W. MARTIN,
E. HUNTINGTON,
Committee.

June 11, 1878.

Adopted.

By Ald. Knoble. — Resolved, That Elwanger & Barry, Thos. Moulson, Nicholas Keyle, Isaac C. Baker and Edward C. Walters have permission to erect wood buildings, in accordance with their several petitions, under the direction of the Wood Building Committee and Fire Marshal.

By Ald. Huntington. — Whereas, In accordance with Sec. 9. of an act entitled an act "To amend the charter of the City of Rochester" passed May 19th, 1874, the property owners in West avenue from the old City line to Ames st., 15th Ward, and on North avenue from Bay to Clifford street, and on Upton Park between East avenue and University avenue, and avenue A. Vick's park between East avenue and Crescent avenue, 16th Ward have petitioned for the laying of water mains in the streets above named, and

Whereas, The Assessors have certified that said petitions are majority ones in compliance with the law, therefore

Resolved, That the territories above named be included by the Assessors in the assessment rolls for the present year for their proportionate share of the water debt as now remains unpaid.

Adopted.

COMMUNICATIONS FROM THE MAYOR AND OTHER EXECUTIVE OFFICERS, AND THEIR REFERENCE.

By the Clerk—

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

GENTLEMEN. The undersigned, Commissioners of Excise of the city of Rochester, report that moneys have been received by said Commissioners, from the persons named, and in the respective amounts set forth in the following schedule, commencing May 1st, 1878, to and including May 29th, 1878, for licenses to sell and dispose of strong and spirituous liquors, wines, ale and beer, in quantities less than five gallons at a time, to wit:

| | |
|--|------|
| Hugh Wixted, 145 West Main st..... | \$40 |
| Joseph Sayer, 183 State st..... | 30 |
| Frederick Imhof, 124 N. Clinton st..... | 40 |
| Anna Giering, 62 Exchange st..... | 40 |
| Nicholas Boylan, 83 Lyell st..... | 30 |
| Michael Wahl, 34 Herman st..... | 30 |
| Philip Stape, 1st Scio st..... | 30 |
| John Ferner, 188 Lake av..... | 30 |
| Frank M. Epping, 82 S. St. Paul st..... | 30 |
| Valentine Finzer, 92 Chatham st..... | 40 |
| Armbruster and Schilling, 93 1/2 Scio st..... | 30 |
| Louis Eichman, 148 East Main st..... | 30 |
| Marburger and Spies, 16 N. Clinton st..... | 40 |
| Magdalena Witzigman, 178 North st..... | 30 |
| Maloy and McDonough, 29 Front st..... | 30 |
| T. P. Kelly, 162 Exchange st..... | 30 |
| Catherine McDonald, 110 Caledonia av..... | 30 |
| S. W. Worden, 234 E. Main st..... | 30 |
| Adolph Shreeff, 127 Scio st..... | 30 |
| Charles R. Smith, 59 W. Main st..... | 40 |
| Edward Eberhart, cor. Jackson and Green sts..... | 40 |
| Whitecomb and Crouch, 108 E. Main st..... | 40 |
| Patrick Burns, 102 Mill st..... | 30 |
| Louis Miller, 68 S. Joseph st..... | 30 |
| James Hammon, 152 W. Main st..... | 03 |
| James McMannis, 24 S. St. Paul st..... | 30 |
| Bernard O'Hara, 178 W. Main st..... | 40 |
| Michael Neenan, 231 E. Main st..... | 40 |
| Bernard McElrone, 131 S. St. Paul st..... | 40 |
| Charles Merquet, 51 Front st..... | 30 |
| Conrad Eisenberg, 178 Pinnacle av..... | 30 |

| | |
|---|----|
| Geo. B. Hawkins, 17 Reynolds st. | 40 |
| Isaac Ashley and Co., 28 Exchange st. | 30 |
| John M. Keenan, 37 Smith st. | 40 |
| Mary A. Cleminson, Market, cor. Front st. | 30 |
| Christian Haller, 104 1/2 Hudson st. | 10 |
| Anshart Burton, 103 W. Main st. | 30 |
| Charles Lenard, 138 N. Clinton st. | 40 |
| William Schwing, cor. Whitney and Lyell sts. | 30 |
| James A. Maxwell, cor. Railroad av. and State st. | 20 |
| James Benedict 116 Railroad av. | 20 |
| Hothchiss & Kirkpatrick, 174 State st. | 40 |
| Anthony Lerch, corner Brown and Francis | 40 |
| Marcellus Bauer, 63 N. Ford st. | 30 |
| Alonso Jessor, 85 Hunter st. | 30 |
| Joseph Heller, 24 William st. | 30 |
| John C. Widnian, 136 St. Joseph st. | 30 |
| John Bauman, 146 Plymouth av. | 30 |
| George Book, E. Main corner Bay. | 30 |
| Peter Werth, 69 Reynolds st. | 30 |
| Samuel M. Murray, 63 corner Reynolds st. | 40 |
| George Blumenstock, 5 Wilder st. | 30 |
| Joseph M'Donald, 43 Allen st. | 30 |
| Louis Hof, 392 Brown st. | 40 |
| Charles G. Wolf, 78 Pinnacle av. | 20 |
| Edw. G. Zweigle, 43 Front st. | 20 |
| James M. Kaul, 7 Mumford st. | 40 |
| John Wagner, 12 N. Clinton st. | 20 |
| J. H. M'Guire, 60 W. Main st. | 30 |
| Charles F. Kimpal, 5 and 7 Mill st. | 30 |
| Philopena Troust, 173 Pinnacle av. | 30 |
| Kenneth W. Sutherland, 49 E. Main st. | 30 |
| John C. Youngs, 64 Troup st. | 40 |
| Eliza Kelly, 62 Allen st. | 30 |
| John G. Fritz, 177 N. St. Paul st. | 30 |
| Henry Murch, 12 N. Water st. | 30 |
| Caspar Spahr, 33 N. St. Paul st. | 30 |
| John Mayer, 190 Hudson st. | 30 |
| A. & W. Rodenbeck, 37 North av. | 30 |
| David L. Wheeler, 18 Spring st. | 30 |
| Edward M'Nannis, 96 East av. | 40 |
| Anthony E. Andrews, 49 Front st. | 40 |
| Martin Eisenmenger, 37 Broadway. | 30 |
| Jacob Blasey, 40 Weeger st. | 30 |
| Schaefer Bros., 26 Joiner st. | 30 |
| Sarah Wild, 8 S. St. Paul st. | 30 |
| Marton W. Gordon, 43 Arcade Hall. | 30 |
| Frederick Stetzenmeyer, 171 Plymouth av. | 30 |
| Sebastian Auer, 120 Front st. | 30 |
| Christopher Reinfeld, Lake av White Tavern | 40 |
| James H. Backus, 67 W. Main st. | 30 |
| Michael T. Melville and John Seiler, Plymouth av and Bartlett st. | 30 |
| William Roth, 116 Mt. Hope av. | 30 |
| William Pinchback, 15 Monroe av. | 30 |
| William Burgess, 27 W. Main st. | 30 |
| Phillip Knapp, 76 St. Joseph st. | 30 |
| Baltusner Bullinger, 8 Elizabeth st. | 30 |
| Geo. F. Goulding, 30 Lake av. | 30 |
| Russ Coats, 9 Exchange st. | 30 |
| James H. Stiles, 50 Atkinson st. | 40 |
| Michael Magin, 5 Andrews st. | 40 |
| William H. Sours, 101 E. Main st. | 40 |
| William Gerstner, 209 Scio st. | 30 |
| James Campbell, 240 State st. | 30 |
| Bartholomew Kruft, 274 State st. | 30 |
| Caspar Wehle, corner Front and Mumford. | 30 |
| Frank Scherer, corner Jay and Childs. | 30 |
| John Reis, cor. Jay and Childs st. | 30 |
| Louis Merklinger, 108 West av. | 30 |
| James P. Copperjohn, 67 Front st. | 30 |
| Charles T. Schroeder & F. H. Toery, 166 St. Joseph | 30 |
| Jacob John, 60 West av. | 30 |
| Frederick O'Neil, 36 S. St. Paul st. | 30 |
| Sam'l Dubelbeiss, North av. and Bay st. | 30 |
| William Erler, 71 Hudson st. | 30 |
| Michael Volkert, 5 Pinnacle av. | 30 |
| Leonard Weidenburner, 64 Monroe av. | 30 |
| Bernhard & Son, 80 Lyell st. | 30 |
| Kate Cook, 56 Allen st. | 30 |
| Elisha F. Hyde & Co., 21 W. Main st. | 30 |
| Martin Joiner, 295 State st. | 30 |
| Thomas Duffy, 50 South av. | 30 |
| S. Millman, cor. Main and North sts. | 20 |
| Borodaille & Son, Congress Hall. | 40 |

Total received.....\$3,630

PAID.

| | |
|----------------------------------|----------|
| Serantom & Wetmore..... | \$ 1 25 |
| Lithographic & Chromo Co..... | 39 00 |
| Sunday Morning Herald..... | 9 60 |
| Paid cash to City Treasurer..... | 3,570 15 |
| | \$3,620 |

Licenses have been granted to all of the above named applicants,
Dated May 31, 1878.

JAMES BAKER,
HERMANN MUTSCHLER,
PARIS G. CLARK,
Excise Com'rs.

STATE OF NEW YORK, }
County of Monroe, } ss.
James Baker, Hermann Mutschler, Paris G. Clark,
Com. of Excise.
James Baker, Hermann Mutschler and Paris G. Clark,
of the city of Rochester, in said County, being duly
sworn, say, and each for himself says, that the fore-
going annexed report of moneys received by them for
the purposes named in said report, with the names of
persons and dates therein given, are correctly set
forth in said report, and that the said report embraces
the whole of the moneys received from May
1st, 1878, to and including May 29th, 1878.

JAMES BAKER,
HERMANN MUTSCHLER,
Com'rs of Excise.

Subscribed and sworn to before me this 31st day of
May, 1878.

JAMES P. EVANS,
Com'r of Deeds.

Ordered received, filed and published.

By the Clerk—

AN ACT to amend chapter one hundred and forty-
three of the laws of eighteen hundred and sixty-one,
entitled "An act to amend and consolidate the several
acts in relation to the charter of the city of Roch-
ester," and the various acts amendatory thereof, or
relating to the city of Rochester.

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

SECTION 1. Subdivision three of section twelve of an
act entitled "An act to amend and consolidate the
several acts in relation to the charter of the city of
Rochester," passed April eighth, eighteen hundred
and sixty-one, as heretofore amended, is hereby
amended so as to read as follows:

3. Such commissioners and the police clerk hereinaf-
ter authorized to be appointed severally shall be
power to make arrests arising out of criminal process
within Monroe county, and to enforce the laws of the
state relating to the police thereof, in the same cases
and in like manner as constables are now authorized
by virtue of their office. The said commissioners and
clerk shall also each have power to issue subpoenas at-
tested in the name of its president, to compel the at-
tendance of witnesses upon any proceedings authorized
by this act and by said rules and regulations. Each
commissioner of police and the clerk of the board of
police is hereby authorized and empowered to admin-
ister affirmations and oaths to any person summoned
and appearing in any matter or proceeding authorized
as aforesaid, or to take any deposition necessary to
be made under the rules and regulations of the board
of police, or for the purposes of this act, and any will-
ful and corrupt false swearing by any witness or person
to any material fact in any necessary proceeding under
the said rules and regulations of this act, shall be
deemed perjury and be punished in the manner now
prescribed by law for that offence; and in case any
person subpoenaed under this section shall fail or re-
fuse to obey such subpoena, or refuse to take, when
required, the proper oath of affirmation, or to answer
any proper question, the commissioners shall then have
the same power to compel attendance and punish dis-
obedience as justices of the peace in like cases.
And said commissioners collectively, shall constitute
the board of police for said city, of which board the
mayor shall be president, and shall have a casting vote,
and any two of said commissioners shall form a quor-
um for the transaction of any business other than the
appointment or dismissal of members of the police
force hereinafter otherwise directed; and such
board may adopt rules and by-laws for the govern-
ment thereof, and also may establish,
promulgate and enforce proper rules, regula-
tions and orders for the good government and
discipline of the whole force, and cause a suitable
number of copies thereof to be printed for the use of
the department; provided that such rules, regulations
or orders shall not conflict with any of the provisions
of this act, or with the constitution or laws of this
state or the United States.

§ 2. Subdivision five of section twelve of said act is
hereby amended so as to read as follows:

5. For the purpose of providing a permanent and effec-
tive police force, it shall be the duty of said board
of police, as often as vacancies may occur, to select
from among the electors of said city, and unanimously
appoint by warrant of appointment, bearing the sig-
nature of all three of said commissioners, and to be
immediately filed with the city clerk, so many perma-
nent policemen as they may deem necessary, provided
that the members so holding appointment and in ser-
vice shall not exceed fifty at any one time, except as
hereinafter otherwise specified, and said board shall,
in like manner, also appoint one chief of police, through
whom such board may promulgate all rules, regulations
and orders to the whole force, and who shall have the
immediate direction and control of said force, subject,
however, at all times to the rules, regulations and or-

ders of said board and to the orders of any member thereof, provided that the orders of such single commissioner do not conflict with the rules, regulation or orders of said board then in effect; and such chief and each policeman appointed in the manner aforesaid may hold his respective office during the pleasure of said board of police, but it shall require a majority vote of such commissioners to remove such chief or any policeman after giving said chief or policeman a written copy of the charges preferred and opportunity to disprove the same; and in case said board, by reason of disagreement or otherwise, should fail to elect or to appoint, in the manner above specified, such chief of police or necessary policeman, then a majority of such board may nominate and, with the approval of the common council by a concurring vote of at least two-thirds of the aldermen elected, may appoint such chief or policeman, and upon a warrant of appointment thereof duly filed, shall appear the approval of the common council properly certified by the clerk, and all such appointments shall have the same effect as if made by the unanimous action of the board in the manner hereinbefore provided.

§ 3. Subdivision eight of section twelve of said act is hereby amended so as to read as follows:

8. The salary of said chief and policeman shall be determined by the board of police on or before the first of June in each year; the said board of police, in determining the salaries, shall have reference to the amount of money raised by the common council for police purposes for the fiscal year. And the said board of police shall have power to change such salary at any time, with the approval of the common council. The commissioners shall annually and on the first day of May, report to the common council the amount of money necessary to pay the current expenses of the police department for the ensuing year.

§ 4. Subdivision nine of section twelve of said act is hereby amended so as to read as follows:

9. The said chief of police and a police clerk, and every policeman duly appointed as aforesaid, shall have issued to him a warrant of appointment, signed by the president of the board and countersigned by the city clerk, and stating the date of his appointment, which shall be his commission, and he shall take the proper oath of office and subscribe the same in a book kept for that purpose, and he shall have the same power and authority and duties, and be subject to the same regulations and liabilities as a constable elected in a town, except that the said chief of police, police clerk and policemen shall not receive nor execute any process in any civil action except the same be issued for a violation of a penal ordinance of said city of Rochester. The said chief of police shall detail one policeman, to be selected by the district attorney of Monroe county, to attend upon each court of oyer and terminer and court of sessions, held in and for Monroe county, and such policeman shall be designated, notified and returned by the sheriff of Monroe county to attend said courts, in the same manner in which constables are now designated, notified and returned by him to attend such courts, and shall be paid in the manner constables are paid by law for such service, but such policeman during such detail shall be subject to the orders of the district attorney of Monroe county only. The said chief of police and policemen shall, upon request of the district attorney of Monroe county, serve any criminal process issued by him within the limits of the city of Rochester, and the fees allowed by law therefor shall be paid by the county of Monroe to the treasurer of the city of Rochester.

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

39. No member of the common council shall, during the period for which he was elected, be appointed to, or be competent to hold any office, of which the emoluments are paid from the city treasury, or the fees directed to be paid by any act or ordinance of the common council, or be directly or indirectly, as principal, surety or otherwise, interested in any contract or purchase made by or on behalf of the city of Rochester, or of which the expenses or consideration are to be paid under any ordinance or act of the common council, or executive board or board of education of said city. This section shall not be construed to prevent the mayor from receiving any salary which may be fixed by the common council.

§ 6. Section two hundred and forty-five of said act is hereby amended so as to read as follows:

245. The police justice of said city shall have jurisdiction in suits brought for a violation of any city ordinance or of the laws concerning the internal police of the state, and is hereby empowered to hold courts of special sessions for the trial of all offenses triable in a court of special sessions. The municipal court of said city shall also have jurisdiction of all suits brought for a violation of any of the city ordinances, except in relation to gaming and disorderly houses.

§ 7. Section two hundred and forty-six of said act is hereby amended so as to read as follows:

246. Upon any criminal warrant duly issued by the police justice or any person legally acting in his stead, any officer authorized to serve the same may execute such warrant in any part of this state without further endorsement or warrant.

§ 8. Section two hundred and forty-seven of said act is amended so as to read as follows:

247. A judge of the municipal court of the city of Rochester shall have all the jurisdiction, authority and power of the police justice of the city in any criminal matter arising in the county of Monroe, upon the production to said judge of the certificate of the police justice, of a police commissioner of said city, or of the chief of police, of the absence of such police justice from the city or of his severe illness, disabling him from acting, which said certificate shall be in writing and be filed by said judge of the municipal court with the police clerk before the issuing of any process or proceeding in any manner in such case. Such certificate shall be entered by said police clerk at length upon the docket and record of proceedings kept by him, and made a part of the return to any writ of certiorari in such case, but it shall not be necessary to recite or mention the same in any warrant or process issued in such case to any officer. Such judge of the municipal court shall issue process and record proceedings "judge of the municipal court," and shall continue to act in place of the police justice until the production to him of the certificate of the police justice, in writing, of his ability to act, which certificate shall be likewise filed with the police clerk and entered upon said docket, and hereupon matters pending before said judge of the municipal court under this section shall proceed before such police justice *de novo* from the return of the warrant or the making of an arrest. The judge of the municipal court while acting under this section shall occupy the office of police justice, and shall do no official act in such criminal case elsewhere. Any violation of this section shall be ground of removal of such judge of the municipal court from office.

§ 9. All acts and parts of acts inconsistent with this act are hereby repealed.

§ 10. This act shall take effect immediately.

STATE OF NEW YORK
Office of the Secretary of State, } ss:
I have compared the preceding with the original law on file in this office, and do hereby certify that the same is a correct transcript therefrom and of the whole of said original law.

ALLEN C. BEACH,
Secretary of State

OFFICE OF EXECUTIVE BOARD
ROCHESTER, June 11, 1878. }

In Executive Board, May 31 and June 7, 1878.

By Mr. Woodworth—Whereas, "The property owners on West avenue from the old city line to Ames st., and on North avenue from Bay to Clifford st., Upton Park, between East avenue and University avenue, and Avenue A, Vick's Park, between East avenue and Crescent ave., in the Sixteenth and Fifteenth wards have petitioned for the laying or water mains in said streets, and the City Assessors have certified that the same are majority petitions, and the said water mains have been laid in said streets; therefore,

Resolved, That the clerk of this Board be and he is hereby directed to certify to the Common Council that the property owners on said streets have complied with the provision of section 9 of an act entitled an act "To amend charter of the city of Rochester and to extend its boundaries," passed May 19th, 1874, and are under the provisions of said act, "jointly liable upon their assessments in said territory with the old territory of said city for each portion of the water debt" as now remain unpaid. Adopted.

I hereby certify that the above is a true copy from the minutes.

THOS. J. NEVILLE, Clerk.

Ordered received, filed and published.

Ald. Chace—By unanimous consent:

Whereas, The Legislature of the State have passed an act extending the time for the sale and closing of the Genesee Valley Canal, which bill is now in the hands of His Excellency, the

Governor, awaiting his signature of approval, therefore

Resolved, As the sense of this Board of Common Council, that we most heartily approve of said act, and trust the Governor may speedily approve the same, to the end that the said canal may be maintained and become, as in our judgment it will, in time, an important way of shipment between this city and the lumber, coal and oil regions of Pennsylvania.

Resolved, That the Clerk transmit forthwith to his Excellency, the foregoing.

Adopted unanimously.

By the Clerk—

OFFICE OF THE EXECUTIVE BOARD,
ROCHESTER, June 1, 1878. }

To the Common Council of the City of Rochester:

I have the honor to transmit herewith :

1. Statement of expenditures by the Executive Board during the month of May, 1878.

2. Statement of the condition of the several funds in charge of the Executive Board at this date.

Respectfully,

Your obedient servant,

THOS. J. NEVILLE.

Clerk of Executive Board.

OFFICE OF EXECUTIVE BOARD, }
ROCHESTER, N. Y., June 1, 1878. }

STATEMENT

Of the condition of the several funds in charge of the Executive Board at this date:

CREDIT BALANCES.

| | |
|------------------------------|-----------|
| Highway Fund..... | \$ 357 48 |
| Fire Department Fund..... | 5,911 55 |
| Water Pipe Fund..... | 197 63 |
| Water Works Fund..... | 36,120 11 |
| Salary and Expense Fund..... | 456 37 |

DEBIT BALANCE.

| | |
|--------------------------------------|----------|
| Sidewalk Repair Fund..... | 2,355 11 |
| Main St. Repair Fund..... | 970 37 |
| Lake Avenue Sprinkling Fund..... | 73 00 |
| East Avenue Sprinkling Fund..... | 36 00 |
| West Avenue Sewer Fund..... | 1,570 00 |
| Wait Street Sewer Fund..... | 354 42 |
| King Street Plank Walk Fund..... | 35 00 |
| Webster Street Sewer Fund..... | 525 50 |
| Lyell Avenue Sewer Fund..... | 436 00 |
| North Avenue Improvement Fund..... | 13 20 |
| Tremont Street Stone Sewer Fund..... | 150 00 |
| Jackson Street Improvement Fund..... | 2,000 00 |
| Scott Alley Stench-trap Fund..... | 54 00 |

THOS. J. NEVILLE,

Clerk of Executive Board.

Ordered received, filed and published.

OFFICE OF EXECUTIVE BOARD, }
Rochester, N. Y., June 1, 1878. }

STATEMENT

Of expenditures by the Executive Board during the month of May, 1878.

| Funds Charged. | Amounts. |
|---|------------|
| Highway Fund..... | \$2,907 73 |
| Fire Department Fund..... | 2,110 35 |
| Water Pipe Fund..... | 646 69 |
| Water Works Fund..... | 3,083 45 |
| Salary and Expense Fund..... | 1,016 00 |
| Main Street Repair Fund..... | 353 94 |
| Sidewalk Repair Fund..... | 696 63 |
| West Avenue Sewer Fund (Time orders \$1,500) | 1,550 00 |
| Wait Street Sewer Fund..... | 325 42 |
| King Street Plank Walk..... | 35 00 |
| Violetta Street Plank Walk..... | 135 12 |
| Webster Street Sewer..... | 475 50 |
| Lyell Avenue Sewer..... | 354 00 |
| North Avenue Improvement..... | 13 20 |
| Tremont Street Sewer..... | 150 00 |
| Jackson Street Improvement (Time orders)..... | 2,000 00 |
| Scott Alley Stench-trap Fund..... | 54 00 |
| Lake Avenue Sprinkling (O. 1991)..... | 78 00 |
| East Avenue Sprinkling (O. 1,987)..... | 36 00 |

Total.....\$16,138 06

(Official.)

THOS. J. NEVILLE,

Clerk of Executive Board.

Ordered received, filed and published.

NEW YORK STATE CANALS,
ENGINEER'S DEPARTMENT,
WESTERN DIVISION,
ROCHESTER, N. Y., June 3, 1878.

To the Common Council of the City of Rochester:

GENTLEMEN—You are hereby respectfully notified that no sewers or drains must be made that will empty their contents into the canals or feeder belonging to the State of New York, without authority from the Superintendent of Public Works.

Your obedient servant,

THOMAS EVERSHED,

Division Engineer.

Referred to Sewer Committee.

CITY CLERK'S OFFICE,
ROCHESTER, N. Y., June 11, 1878. }

To the Honorable the Common Council :

GENTLEMEN—In accordance with section 29 of the Revised City Charter, I report Frederick C. Lauer, Jr., appointed member of the Executive Board, and Albert G. Wheeler, appointed City Attorney, as having respectively qualified and taken the oath of office.

Respectfully,

EDWARD ANGEVINE, City Clerk.

Ordered received, filed and published.

To the Common Council of the City of Rochester :

The Rochester City & Brighton Railroad Company respectfully ask permission to lay double tracks in West avenue from Reynolds street to Genesee street, in the centre of the street, unless satisfactory arrangements can be made with the property owners to lay the tracks on the sides of the street.

The detention by the swing bridges makes it quite necessary that there should be double tracks, to enable the West avenue cars to run through and down North avenue in regular time.

C. B. WOODWORTH, Treasurer.

Tabled until the next meeting.

ACTION ON ORDINANCES.

FIRST ORDINANCES.

PIPE SEWER IN FOEHNER STREET.

By Ald. FitzSimons—Resolved, That the City Surveyor ascertain and report to this Council the expense of constructing a 12-inch pipe sewer in Foechner street from a point 120 feet east of Hudson street to the North street sewer. Also the necessary lot laterals and surface sewers.

Adopted.

The Surveyor submitted as such estimate \$1,000.

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

The construction of a 12-inch pipe sewer in Foechner street from a point 120 feet east of Hudson street to the North street sewer. Also the necessary lot laterals and surface sewers.

And Whereas, The City Surveyor, under direction of this Council, has made an estimate of the whole expense thereof and reported the same at \$1,000, 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, viz:

One tier of lots on each side of Foechner street, from a point 120 feet east of Hudson street to North street.

And the Clerk is hereby directed to publish notice in pursuance of Title VII., Section 165, of the Revised Charter, of 1874, of the City of Rochester, that all persons interested in the subject matter of said improvement, are required to attend the Common Council, on Tuesday evening, June the 25th, 1878, at half-past 7 o'clock at the Common Council Chamber, when allegations will be heard.

Adopted.

PIPE SEWER IN NORTH ST. PAUL STREET.

By Ald. FitzSimons—Resolved, That the City Surveyor ascertain and report to this Council the expense of constructing a 12 inch pipe sewer in North St. Paul street, from a point 125 feet south of Clifford street to

the Evergreen street sewer; also the necessary lot laterals and surface sewers.

Adopted.
The Surveyor submitted as such estimate \$371. By Ald. FitzSimons—Resolved, That the following improvement is expedient, viz:

The construction of 12 inch pipe sewer in North St. Paul street, from a point 125 feet south of Clifford street, to the Evergreen street sewer; also the necessary lot laterals and surface sewers.

And whereas, The City Surveyor, under the direction of this Council has made an estimate of the whole expense thereof, and reported the same at \$371, 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 North St. Paul street, from a point 125 feet south of Clifford street to Evergreen street.

And the Clerk is hereby directed to publish notice in pursuance of Title VII., Section 165, of the Revised Charter of 1874, of the City of Rochester, that all persons interested in the subject matter of said improvement, are required to attend the Common Council, on Tuesday evening, June the 25th, 1878, at half-past 7 o'clock, at the Common Council Chamber, when allegations will be heard.

Adopted.
FINAL ORDINANCES

The final ordinance for a plank walk in Webster st. was indefinitely postponed on motion of Ald. Smith, by the following vote;

Ayes—Ald. Tracy, FitzSimons, Crouch, Martin, Chace, Huntington, Donovan, Edelman, Smith, Knobles—10.

Nays—Ald Montgomery, Warren, Baetzel—3.
The final ordinance for foot bridge over the Genesee river was postponed until the next regular meeting on motion of Ald. Warren.

On motion of Ald. Montgomery the final ordinance for a sewer in Tyler street was postponed for four weeks.

The final ordinance for the opening and widening of Conkey avenue came up.

Ald. Martin moved that when the Board adjourns it be to next Tuesday evening. Adopted.

Ald. Montgomery moved that the Board adjourn. Adopted.

EDWARD ANGEVINE, City Clerk.

In Common Council--June 13, 1878.

SPECIAL MEETING.

Present—Ald. Montgomery, Hays, Crouch, Martin, Chace, Huntington, Vay, Donovan, Edelman, Baetzel—10.

Absent—Ald. Tracy, FitzSimons, Herzberger, Warren, Smith, Knobles—6.

Ald. Simon Hays, President of the Board, presiding.

MAYOR'S OFFICE,
ROCHESTER, June 12, 1878. }

Edward Angevine, City Clerk:

Please call a special meeting of the Common Council, at the Council Chamber, for Thursday, June 13, 10 o'clock a. m. Subject: Election of Directors of the Genesee Valley Railroad.

CORNELIUS R. PARSONS, Mayor.

Ordered received, filed and published.
Ald. Martin moved to proceed to elect seven Directors, on the part of the city, of the Rochester and Genesee Valley Railroad. Adopted.

On balloting

| | | |
|----------------------------|----|-------|
| John Lutes received..... | 10 | votes |
| Johnson I. Robins..... | 10 | .. |
| James Brackett..... | 10 | .. |
| Chauncey B. Woodworth..... | 10 | .. |
| Gilman H. Perkins..... | 10 | .. |
| George Ellwanger..... | 10 | .. |
| Daniel W. Powers..... | 9 | .. |

Having received the requisite number of votes the above named were respectively declared elected.

The Clerk was directed to certify the election to the Board of Directors.

On motion of Ald. Montgomery the Board then adjourned.

EDWARD ANGEVINE, City Clerk.

In Common Council--June 15, 1878.

SPECIAL MEETING.

Present—Ald. FitzSimons, Montgomery, Hays, Crouch, Martin, Chace, Huntington, Vay, Donovan, Edelman—10.

Absent—Ald. Tracy, Herzberger, Warren, Smith, Knobles, Baetzel—6.

Ald. Hays, President of the Board, presiding.

MAYOR'S OFFICE,
ROCHESTER, N. Y., June 15, 1878. }

Edward Angevine, City Clerk:

Please call a special meeting of the Common Council, in the Common Council Chamber for Saturday, June 15, 1878, at 2 o'clock p. m.

Subject—Removal of walls in buildings on Exchange street.

CORNELIUS R. PARSONS, Mayor.

On motion, the Fire Marshal was heard.

By Ald. Montgomery—Resolved, That the Executive Board be authorized and requested to take immediate measures to protect the public safely from danger from the falling of the walls of the buildings in Exchange street, by putting up guards and notices, and that the Clerk notify the Executive Board of this action. Adopted.

By Ald. Martin—Resolved, That the President of this Board be directed to take such measures as he shall deem necessary, to have a committee of proper persons appointed, who shall enquire into the cause of the falling of the building in Exchange street on Friday, June 14, 1878, and such committee to report to this Board at its meeting on Tuesday evening next. Adopted.

The President appointed as such committee J. Nelson Tubbs, Wm. H. Gorsline and John Luther.

The Board then adjourned.

EDWARD ANGEVINE, City Clerk.

In Common Council --- June 18, 1878.

ADJOURNED REGULAR MEETING.

Present—Ald. Tracy, FitzSimons, Montgomery, Herzberger, Warren, Crouch, Martin, Chace, Huntington, Vay, Donovan, Edelman, Knobles—13.

Absent—Hays, Smith, Baetzel—3.

The Clerk called to order and on motion of Ald. Huntington Ald. Montgomery was chosen temporary President.

Ald. Warren moved to suspend the regular order of business and proceed under the head of "Action on Ordinances." Adopted.

The minutes of the previous meeting were approved as published.

The final ordinance for the opening and widening of Conkey avenue came up.

Ald. Tracy in the chair.

Ald. Huntington presented a remonstrance.

Ald. Martin moved that the ordinance lie on the table until the next meeting.

Lost by the following vote :

Ayes—Ald. Tracy, Warren, Crouch, Martin

4.
Nays—Ald. FitzSimons, Montgomery, Herzberger, Chace, Huntington, Vay, Donivan, Edelman, Knobles—9.

Ald. Montgomery moved the indefinite postponement of the ordinance.

Lost by the following vote:

Ayes—Ald. Tracy, Montgomery, Herzberger, Chace, Huntington, Vay—6.

Nays—Ald. FitzSimons, Warren, Crouch, Martin, Donivan, Edelman, Knobles—7.

Ald. FitzSimons moved that it be postponed until the first meeting in July next.

Adopted by the following vote :

Ayes—Ald. Tracy, FitzSimons, Herzberger, Warren, Crouch, Martin, Chace, Donivan, Knobles—9.

Nays—Ald. Montgomery, Huntington, Vay, Edelman—4.

The final ordinance for plank walk in Concord avenue was referred to the Improvement Committee.

FINAL ORDINANCE NO. 2,013.

SPRINKLING FRONT STREET.

On motion of Ald. Edelman, 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. Edelman submitted the following :

An ordinance to sprinkle Front street, from Main st. to the N. Y. C. & H. R. R. E. depot during the season of 1878.

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

The sprinkling of Front street from Main street to the N. Y. C. & H. R. R. depot during the season of 1878.

And the whole expense shall be defrayed by the assessment upon the lots and parcels of lands to be benefited thereby; and the City Surveyor, under the direction of this Council, having made an estimate of such expense, and reported the same at \$330 which estimate is hereby approved; 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 Front street, from Main street to the railroad depot.

On which above described portion of the City the expenses are hereby ordered assessed.

Adopted by the following vote:

Ayes—Ald. Tracy, FitzSimons, Montgomery, Herzberger, Warren, Crouch, Martin, Chace, Huntington, Vay, Donivan, Edelman, Knobles—13.

The final ordinance for the opening of Tyler street was postponed until the next meeting on motion of Ald. Martin.

The final ordinance for a sewer in Tyler street was postponed until the next meeting.

FINAL ORDINANCE NO. 2,014.

WHITE STREET PLANK WALK.

On motion of Ald. Edelman 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. Edelman submitted the following:

An ordinance to construct a plank walk 4 feet wide on each side of White street, from Lake avenue easterly to the high bank, except where good plank walks now exist.

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

The construction of a plank walk 4 feet wide on each side of White street, from Lake avenue easterly to the high bank, except where good plank walks now exist.

And the whole expense shall be defrayed by the assessment upon all the lots and parcels of land to be benefited thereby; and the City Surveyor, under the direction of this Council having made an estimate of such expense and reported the same at \$57, which estimate is hereby approved: 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 White street in front of which plank walks may be constructed.

On which above described portion of the city the expenses of said improvement are hereby ordered assessed.

Adopted by the following vote:

Ayes—Ald. Tracy, FitzSimons, Herzberger, Warren, Crouch, Martin, Chace, Huntington, Vay, Donivan, Edelman, Knobles—12.

Ald. Edelman, from the Improvement Committee, reported in favor of the passage of the ordinance for a plank walk in Oak street.

FINAL ORDINANCE—NO. 2015.

PLANK WALK ON OAK STREET.

On motion of Ald. Edelman 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. Edelman submitted the following :

An ordinance to construct a plank walk on the east side of Oak street, from Jay street to a point 68 feet north hereof.

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

Constructing a plank walk six feet wide on the east side of Oak street, from Jay street walk to a point 68 feet north hereof.

And the whole expense shall be defrayed by the assessment upon the lots and parcels of lands to be benefited thereby, and the City Surveyor, under the direction of this Council, having made an estimate of such expense, and reported the same at \$30, which estimate is hereby approved. 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 Oak street, from Jay street to a point 68 feet north thereof.

On which above described portion of the city the expenses of said improvement are hereby ordered to be assessed.

Adopted by the following vote:

Ayes—Ald. Tracy, FitzSimons, Montgomery, Herzberger, Warren, Crouch, Martin, Chace, Huntington, Vay, Donivan, Edelman, Knobles—13.

The final ordinance for sewer in Bartlett street was postponed until the next regular meeting, on motion of Ald. Martin.

Ald. Edelman, from the Improvement Committee, reported in favor of an ordinance for walk on Draper street.

FINAL ORDINANCE No. 2,016.

PLANK WALK ON DRAPER STREET.

On motion of Ald. Edelman 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. Edelman submitted the following:

An ordinance to construct a plank walk on the south side of Draper street, from North street to a point 102 feet east of Concord avenue; also the necessary crosswalks.

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

The construction of a plank walk 4 feet 8 inches wide on the south side of Draper street, from North street to a point 102 feet east of Concord avenue; also, the necessary crosswalks.

And the whole expense shall be defrayed by the assessment upon the lots and parcels of lands to be benefited thereby; and the City Surveyor, under the direction of this Council, having made an estimate of such expense, and reported the same at \$124.00, which estimate is hereby approved; 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 Draper street, from North street to a point 102 feet east of Concord avenue.

On which above described portion of the city the expenses of said improvement are hereby ordered assessed.

Adopted by the following vote :

Ayes.—Alds. Tracy, FitzSimons, Montgomery, Herzberger, Warren, Crouch, Martin, Chace, Huntington, Vay, Donivan, Knobles—13.

FINAL ORDINANCE NO. 2,017.

FENCE ON GENESEE STREET.

On motion of Ald. Edelman 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. Edelman submitted the following:

An ordinance to construct a fence on the east side of Genesee street, from Hunter street to a point 396 feet north thereof.

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

The construction of a fence on the east side of Genesee street, from Hunter street to a point 396 feet north hereof.

And the whole expense shall be defrayed by an assessment upon the lots and parcels of lands to be benefited thereby, and the City Surveyor, under the direction of this Council, having made an estimate of such expense, and reported the same at \$60, which estimate is hereby approved; 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 Genesee street, from Hunter street to a point 36 feet north thereof.

On which above described portion of the city the expenses of said improvement are hereby ordered assessed.

Adopted by the following vote:

Ayes—Ald. Tracy, FitzSimons, Montgomery, Herzberger, Warren, Crouch, Martin, Chace, Huntington, Vay, Donivan, Edelman, Knobles,—13.

FINAL ORDINANCE NO. 2,018.

FLAG WALK ON JONES STREET.

On motion of Ald. Edelman 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. Edelman submitted the following:

An ordinance to construct a flag walk on the west side of Jones street in front of lot No. 6.

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

The construction of a flag walk 6 feet wide, in two courses, on the west side of Jones street, in front of lot 6.

And the whole expense shall be defrayed by the assessment upon the lots and parcels of lands to be benefited thereby; and the City Surveyor, under the direction of this Council, having made an estimate of such expense, and reported the same at \$31.00, which estimate is hereby approved; and the portion of said city which said Common Council deem will be benefited by said improvement is described as follows:

Lot No. 6 on the west side of Jones street, between Center street and Dean street.

On which above described portion of the city the expenses of said improvement are hereby ordered assessed.

Adopted by the following vote:

Ayes—Ald. Tracy, FitzSimons, Montgomery, Herzberger, Warren, Crouch, Martin, Chace, Huntington, Vay, Donivan, Edelman, Knobles—13.

FINAL ORDINANCE NO. 2,019.

IMPROVING EAST SIDE OF FRANKLIN SQUARE.

On motion of Ald. Edelman 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. Edelman submitted the following:

An ordinance to improve the street on the east side of Franklin Square, from Andrews street to Clinton Place.

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

The resetting of the curbstones and relaying of the flag walk on the east side of Franklin Square from Andrews street to Clinton Place.

And the whole expense shall be defrayed by the assessment upon the lots and parcels of lands to be benefited thereby; and the City Surveyor, under the direction of this Council, having made an estimate of such expense, and reported the same at \$115, which estimate is hereby approved; 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 the street on the east side of Franklin Square, from Andrews street to Clinton Place.

On which above described portion of the city the expenses of said improvement are hereby ordered assessed.

Adopted by the following vote:

Ayes—Ald. Tracy, FitzSimons, Montgomery, Herzberger, Warren, Crouch, Martin, Chace, Huntington, Vay, Donivan, Edelman, Knobles—13.

The final ordinance for the opening of Thompson st. was indefinitely postponed on motion of Ald. Chace, who presented a remonstrance.

On motion of Ald. FitzSimons allegations were heard in the matter of opening Mauder Park.

Ald. Montgomery presented a petition for the passage of the ordinance.

Ald. Warren moved the indefinite postponement of the ordinance.

Adopted by the following vote:

Ayes—Ald. Tracy, FitzSimons, Montgomery, Herzberger, Warren, Crouch, Chace, Huntington, Vay, Donivan, Edelman, Knobles—13.

The final ordinance for a sewer in West Alexander street was lost by the following vote, there not being a majority petition therefor.

Ayes—Ald. Tracy, FitzSimons, Warren, Crouch, Martin, Chace, Vay, Donivan, Edelman, Knobles—10.

Nays—Ald. Montgomery, Herzberger, Huntington—3.

Ald. Montgomery in the Chair.

By the Clerk—Petition of Rochester City and Brighton Railroad Company to lay tracks in North St. Paul street.

Ald. Herzberger moved that the request be granted.

Ald. FitzSimons moved that the matter lie on the table until the first meeting in July next.

Adopted by the following vote:

Ayes—Ald. FitzSimons, Warren, Crouch, Martin, Chace, Vay, Donivan, Knobles—8.

Nays—Ald. Montgomery, Herzberger, Huntington, Edelman—4.

By Ald. FitzSimons—Whereas, Lots Nos. 218, 219 and 220, Cornhill Tract, on the north side of Tremont street, were assessed for Tremont street walk, No. 1854, under one valuation and in one amount; and

Whereas, The said lots are now owned by different parties; therefore,

Resolved, That any person owning part of said lots may redeem his own land by paying the Treasurer such portion of said assessment, expenses and interest as the City Assessors may determine his property should bear; and the Treasurer is authorized to receive such portion and release the property owned by the person paying it, and retain the lien on the balance of said lots on his books. Adopted.

By Ald. FitzSimons—Whereas, Lots Nos. 1 to 26, inclusive, of Joan Hunt's sub-division of lots 86 to 92, of the Fish and part of the M. D. Wilson Tracts, on Hunt park, North and Wadsworth streets, were assessed for Vincent place bridge opening, No. 1561, under one valuation and in one amount; and

Whereas, The said lots are now owned by different parties; therefore

Resolved, That any person owning part of said lots may redeem his own land by paying the Treasurer such portion of said assessment, expenses and interest as the City Assessors may determine his property should bear; and the Treasurer is authorized to receive such portion and release the property of the person paying it, and retain the lien on the balance of said lots on his books. Adopted.

By Ald. FitzSimons—Whereas, Upon the 22d day of January, 1867, an assessment was levied upon lot 26, Strong Tract, west side of Plymouth avenue, assessed to James Lennou, and upon lots 27 to 31, inclusive, same tract and street, assessed to Harriet O. Taylor, amounting in the aggregate to \$280; and

Whereas, Said lots were sold for such assessments for the sum of \$298.40 upon the 31st day of October, 1867, and struck down to the city; and

Whereas, Both parties claim to have built their own walks, and that they have never been notified of such assessment or sale, and an examination of the Treasurer's books of that date shows that no money ever was paid out on account of said assessment; therefore

Resolved, That the Treasurer be and he is hereby authorized to cancel said tax sales, and charge the amount thereof to erroneous assessments. Adopted.

By Ald. FitzSimons—Whereas, Lots 143, 144, 147, 148, 149 and 150 of the Shearman tract, on the north side of Atwater and east side of Oregon streets, were assessed for general city tax of 1877 under one valuation and in one amount, and,

Whereas, The said lots are now owned by two or more parties, therefore,

Resolved, That any person owning part of said lots may redeem his or her own land by paying the Treasurer such portion of said tax expenses and interest as the City Assessors may determine his property should bear, and the Treasurer is authorized to receive such portion and releasing the property owned by the person paying it, and retain the lien on the balance of said lots on his books. Adopted.

By Ald. FitzSimons—Whereas, Lots 143, 144 and 145 of the Shearman tract, on the north side of Atwater street, were assessed for Atwater street walk, No. 1747, under one valuation and in one amount, and,

Whereas, The said lots are now owned by two or more parties, therefore,

Resolved, That any person owning part of said lots may redeem his or her own land by paying the Treasurer such portion of said assessment expenses and interest as the City Assessors may determine his property should bear, and the Treasurer is authorized to receive such portion and release the property owned by the person paying it and retain the lien on the balance of said lots on his books. Adopted.

By Ald. FitzSimons—Resolved, That the Treasurer be and he is hereby authorized to cancel the following assessment rolls :

Monroe avenue walk relaying, No. 1864.

Child street walk, No. 1931.

Referred to Assessment Committee.

Ald. FitzSimons, from the Assessment Committee, reported favorably on the following and moved its adoption :

By Ald. Donivan—Resolved, That the city's interest in the following tax sale be assigned to Mary Lambert upon her paying the amount of the tax, expenses and interest to the Treasurer:

L. t 25, Elwanger and Barry tract, Cypress street, 12th Ward, sold March 28th, 1878, for general city tax for 1877. Adopted.

By Ald. Warren—Resolved, That the city's interest in the following tax sales be assigned to Sarah S. Van Epps, she having an interest in the premises upon her paying the amount of the taxes, interest and expenses to the date of the assignment.

16th Ward, Christopher Jordan, Lot No. 34, south part Assessors sub'n of lots 43, 44 and 51 on the west side of Sibley street, General City Tax for 1875.

16th Ward, Sarah R. Gaskin, Lot 34, north part Assessors sub'n of lots 43, 44 and 51 on the south side of Bates street, General City Tax for 1875. Referred to Assessment Committee.

By Ald. Warren—Resolved, That the City's interest in the following tax sale be assigned to Kate F. Warner upon her paying the amount of the tax, interest and expenses to the date of the assignment.

Second Ward, William Simpson, Lot No. 6, Sec. L, Mumford Tract, west side of Jones street, General City Tax for 1876. Referred to Assessment Committee.

By Ald. Warren—Resolved, That the Clerk draw an order in favor of Geo. D. Williams for the sum of thirteen thousand three hundred and twenty seven dollars and fifteen cents, being amount of Police pay rolls for April and May paid by him, and charge Police Fund. Adopted by the following vote.

Ayes—Ald. Tracy, FitzSimons, Montgomery, Herzberger, Warren, Crouch, Martin, Chace,

Huntington, Vay, Donivan, Edelman, Knobles—13.

By Ald. Chace—Petition of Mrs. Strief, to erect a wood building, and moved that permission be granted. Adopted.

By Ald. Warren—Petition of Mrs. H. Marks to erect a wood building. Referred to Wood Building Committee and Fire Marshal with power to act.

By Ald. Herzberger—Resolved, That the City Clerk draw an order on the Treasurer for one hundred and fifty dollars, in favor of Chas. S. Baker, President of the Society of Cruelty to Children, that being the amount in the Treasury belonging to said society May 1st, 1878, and charge Police Fund. Adopted by the following vote :

Ayes—Ald. Tracy, Fitz Simons, Montgomery Herzberger, Warren, Crouch, Martin, Chace, Huntington, Vay, Donivan, Edelman, Knobles—13.

By the Clerk—

Petition of the R. C. & B. R. R. Co., to lay track in West avenue.

Ald. Martin presented a remonstrance and moved that the whole subject lie on the table. Adopted.

By the Clerk—

ROCHESTER, June 18th, 1878.

To the Honorable the Common Council :

GENTLEMEN:—The undersigned, appointed under authority of a resolution of your Board, passed June 15th, 1878, to "Investigate the cause of the falling of the buildings in Exchange street on Friday, June 14th, 1878," would respectfully report: That they met and organized at 2 p. m. on Monday, June 17th; that they caused notices of such meeting to be served on the owners or agents in charge of the several buildings affected by the disaster, and also on the contractor engaged in making the improvements, his foreman and some of his workmen, and also on such other citizens as the committee believed could furnish valuable information in relation to the subject matter of the investigation. All of these parties very promptly attended and cheerfully gave the information demanded.

Your committee also procured the services of a stenographer, who carefully noted the testimony of each witness, a copy of which is herewith attached.

Your Committee also made two separate and careful inspections of the ruins, on each occasion going into and through the basements of each of the fallen buildings.

From the testimony thus obtained, and the personal examinations made, the following facts are submitted by your Committee as a history of the case :

After the explosion and fire in the Tower building, No. 39, east side of Exchange st., some time ago, an arrangement had been entered into between Mr. Tower, the owner or agent, and J. G. Wagner, the contractor, for the reconstruction and enlargement of said building, and also the lowering of the lower floor of the same, and a re-adjustment of the division staircase between the Tower block and the adjacent block north, of which Henry C. Wisner is the owner or agent.

Mr. Wisner had also contracted with Mr. Wagner to put in a new front in his block, No. 37 east side of Exchange st., and also to depress the lower floor of the same a depth of

sixteen inches. The floor of the Tower block had been lowered in sections to the required depth, and such portion of the walls of said block as were injured by the explosion were being reconstructed at the time of the falling of the buildings in question. It was while the contractor was engaged in depressing the first floor of the Wisner block that portions of the Wisner and Smith blocks fell. The evidence discloses the fact that the only warning either the occupants of the buildings or the workmen had of weakness or danger was the sudden bulging out of the lower part of the chimney-breast projecting into the United States Express office, in the Smith block. This chimney-breast continued to open and still farther separate itself from the balance of the division wall for a short time, when a portion of it, about eight feet in height, fell into the room occupied by the express company, followed almost immediately by a general falling of the walls of the two buildings. The attention of Mr. Wagner's foreman was called to the dangerous appearance of this chimney-breast when it first began to open or separate, and according to his testimony this was the first indication or suggestion of danger which he had discovered, and the interval between such discovery and the general falling of the walls was too short to adopt any measures to remedy the weakness.

The manner in which the floor of the Wisner block was being lowered is fully stated in the testimony of Mr. Wagner, his foreman and workmen, herewith submitted:

The lower part of the foundation division wall, between the basements of the Wisner and Smith blocks, is about 18 inches in thickness. The upper 18 inches of said wall seems to be only 15 or 16 inches in thickness and has the appearance of having at some time been faced off to a depth of from 2 to 3 inches and a height of about 18 inches, thus reducing the thickness of the said foundation wall to about 15 or 16 inches for a distance of about 18 inches downward from the top of the wall. The first floor of the Smith block was depressed about 18 inches eight years ago, by cutting off the floor joist and lowering them down on to a brick wall which had been built inside of the original foundation wall and it is presumed, although there is no testimony to that effect, that the reduction in width above described of the top of the old foundation wall was made at the time of the lowering of the floor in the Smith block. The width of the brick division wall between the Wisner and Smith block was 12 inches and rested wholly on the stone foundation wall, the latter having a projection of three inches beyond the latter on the Wisner side, and the face of the orick division wall and the stone foundation wall being substantially flush with each other on the Smith side. The contractor states that in lowering the Wisner floor he supposed that he was dealing with a foundation wall 18 inches thick, but the event proved that it was but 15 inches thick. All the evidence shows that the contractor proceeded to cut down channels from the top of the stone foundation wall, under each joist, 16 inches, for the whole depth of the Wisner building, after having first taken out the stone front and shored up the front wall. That in some cases he took out a length of wall sufficient for two joist to descend and built up small brick piers between the joist to support the

wall. These excavations or channels were carried into the depth of the wall from 8 to 12 inches, and in one or two cases through the entire depth of the foundation wall. After these preparations had been made, the south side of the whole floor was lowered 8 inches with four jack screws, and then the north side of the whole floor was similarly treated.

Immediately after having loosened the jack screws under the north side of the floor, the walls gave way.

It is proper in this connection to say that it is the opinion of the contractor and his workmen that these foundation walls were not originally well built, either in the use of the best materials or proper bonding of the stone, and also that the contractor states, that the brick division walls of the lower stories of such blocks should have been at least 16 inches thick instead of 12 inches, as they were constructed.

Having thus briefly summarized the evidence in the case, your Committee respectfully submit the following conclusions:

First—That the contractor was engaged in making the improvements named, in the Wisner block under a contract with Mr. Wisner, without the personal supervision of Mr. Wisner or any superintendent, architect or agent employed by him, but with the supervision, direction and management solely in the hands of the contractor.

Second—There was no evidence offered, nor did the examination of your committee tend to show, that the walls in question had been materially injured or weakened by the recent explosion in the Tower block.

Third—There was no evidence offered, nor did the examination of your Committee indicate, that the foundation walls of the fallen buildings were insufficient for the support of the brick wall sustained by them, previous to the cutting away of portions of them preparatory to lowering the floor of the Wisner block.

Fourth—It is the opinion of your Committee that the plan adopted for lowering the said floor was not a wise, judicious or safe one.

Fifth—That the constructions made between the said floor joist to support the superincumbent brick walls, were not made with sufficient skill and care, and were insufficient.

Sixth—That the disaster was due to the cutting away of such large portions of the inside of the foundation walls at the top in the basement of the Wisner block and particularly of the north wall thereof and the insufficient support of the superincumbent brick walls by the substitution of other constructions between the joist. What might have been the result had the foundation wall been 18 inches thick, as supposed by the contractor, your committee are unable to state.

Seventh—Some leniency of judgment should certainly be exercised toward the contractor in view of the facts heretofore stated, of want of knowledge of the thickness of the walls with which he was dealing and faulty original plan and construction of both foundation and superincumbent walls and the further fact that these buildings have been the subject of various periodical improvements and changes during a long series of years, hardly one of them probably tending to strengthen or increase the durability of the walls.

Your committee feel that they should not discharge their whole duty did they not urge upon the Common Council the imperious ne-

cessity of having some competent city official or Board, whose duty it should be to examine all plans prepared for the erection of all buildings to be used for public purposes, stores, manufactories, and in fact for every purpose except perhaps an isolated private dwelling, and that such officer or board should have authority to prevent the erection of such buildings, if the plans are defective in any element of safety to the citizen either from weakness or want of facilities for escape in case of fire or accident.

These officials should have authority to supervise the erection or repair of the class of buildings above named, with power to direct such measures to be adopted or constructions made as will secure the safety of citizens.

Your committee also beg leave to suggest, that the proper parties should be immediately notified to remove the unsafe walls and other parts of the Smith and Wisner building, including the north wall of the old part of the Tower building.

Your committee entered upon the performance of the unpleasant duty you assigned them with much diffidence. The limited time within which the examination was to be made and the practically inaccessible condition of the rains, have made a thorough examination difficult and dangerous, and we may in consequence have adopted erroneous conclusions. We have, however, aimed to deal fairly and fearlessly with an unpleasant subject, and thus earn the commendation of our own consciences, and we trust also of your honorable Board.

Respectfully submitted,

J. NELSON TUBES,
W. M. H. GORSLINE,
JOHN LUTHER,

Ald. Warren in the chair. Committee.
Ald. Chace moved to receive, file and publish.
Ald. FitzSimons moved the suspension of the rule to adjourn at 11 o'clock. Adopted.
The motion of Ald. Chace was adopted.

By Ald. Knobles—Resolved, That Henry Langknecht, E. B. Chace and Stephen Stone have permission to erect wood buildings, in accordance with their several petitions, under the direction of the Wood Building Committee and Fire Marshal. Adopted.

By the Clerk—

OFFICE OF THE FIRE DEPARTMENT OF
THE CITY OF ROCHESTER, }
ROCHESTER, Feb. 28, 1878. }

Edward Angevine, Esq., City Clerk :

We do hereby certify that the following named firemen of the city of Rochester having served as such Firemen the full number of years required by law, are entitled to receive certificates of exemption:

| | |
|--------------------|--------------------|
| Frank A. Speers, | Emmett H. Mix, |
| John B. Teller, | Charles F. Kimpel, |
| Thomas Whitley, | James Malcomb, |
| Nicholas Oldfield, | Frank Huck, |
| Edward H. Roark, | Edward Huck, |
| John P. Topham, | John Quinn, |
| William McNeese, | Orrin D. Whitbeck, |
| Wm. D. Rockwell, | Timothy McGinn, |
| Frank H. Vick, | George Ford, |
| W. W. Wadsworth, | Bernard Kearney, |
| John Hohenstein. | |

S. M. STEWART,
L. S. GIBSON,
HENRY W. MATHWEWS.

Committee of Trustees.

Ordered, received, filed and published.

REPORT OF THE POLICE CLERK FOR THE MONTH
OF MAY, 1878.
POLICE COMMISSIONERS' OFFICE, }
June 14, 1878. }

To the Honorable the Common Council :

GENTLEMEN—I respectfully report the following as the total amount of fines and penalties imposed by the Police Justice for the month of May, 1878, together with the amount collected :

| May. | Crime. | Penalty. | Paid. |
|----------------------|----------------------|----------|-------|
| 1—James McDonald, | drunk, | 10 | |
| Chas. Brockway, | .. | 10 | 5 |
| John Smith, | .. | 5 | 5 |
| Lizzie Shay, | .. | 4 | 5 |
| Peter McEntee, | .. | 10 | 10 |
| 2—Chas. Long, | .. | 5 | |
| Robt. French, | violation ordinance, | 25 | |
| Geo. Harris, | .. | 25 | |
| Robert Gregory, | .. | 25 | |
| John Doe, | assault, | 10 | 5 |
| John Rigley, | .. | 25 | |
| 3—Frank Peters, | drunk, | 10 | |
| 4—Wm. Maher, | .. | 5 | |
| Lillie J. Lane, | petit larceny, | 25 | |
| John Livingston, | drunk, | 5 | |
| Patk. Sullivan, | .. | 5 | |
| Lawrence McClory, | assault, | 10 | |
| Dani. Davis, | violation ordinance, | 50 | 10 |
| Geo. Geiger, | .. | 50 | |
| Conrad-Hackyus, | .. | 50 | |
| 6—Susan Scanlin, | drunk, | 5 | |
| Patk. O'Connell, | .. | 10 | |
| John Doe, | .. | 10 | 5 |
| John Adams, | .. | 10 | 5 |
| Joseph Brinich, | assault, | 25 | |
| James Boyer, | violation ordinance, | 5 | |
| Joseph Ettinger, | .. | 5 | 3 |
| 7—Rich. Roe, | drunk, | 10 | 5 |
| Lewis Rhinehold, | .. | 10 | 5 |
| Addison Hall, | assault, | 10 | 10 |
| Paulina Lewis, | .. | 10 | 10 |
| Edward Moore, | .. | 10 | |
| Julia Talty, | .. | 5 | 5 |
| 8—Jerry Coffee, | drunk, | 5 | |
| Henry Banks, | petit larceny, | 10 | |
| Jacob Ehl, | drunk, | 10 | 5 |
| Thos. J. Hurley, | vio. ord., | 5 | |
| 9—Sarah Timmerman | drunk, | 10 | |
| James Dugan, | .. | 10 | |
| John Connaughton, | vio. ord., | 2 | 2 |
| Peter Mansing, | .. | 5 | |
| Tony Anthony, | .. | 5 | |
| Mary Watson, | assault, | 5 | 5 |
| James Moore, | old fine, | 5 | 5 |
| 10—Geo. Gibblson, | drunk, | 5 | |
| Wm. Shurley, | vio. ord., | 5 | 2 |
| James Benedict, | .. | 5 | 5 |
| 11—Eli Field, | drunk, | 10 | |
| Philip Hax, | vio. ord., | 5 | 5 |
| Frank Schaffer, | .. | 5 | |
| Ed. Risley, | .. | 3 | 2 |
| Frank Boor, | petit larceny, | 25 | |
| 13—John Fox, | drunk, | 10 | |
| John Miller, | .. | 10 | 5 |
| John Williams, | .. | 10 | 5 |
| Patk. Toohy, | .. | 10 | |
| Jos. Donsbeck, | .. | 10 | 5 |
| Mary Gilbert, | .. | 5 | |
| James Carroll, | .. | 10 | |
| Peter Lee, | petit larceny, | 25 | |
| Chas. Hetzler, | vio. ord., | 5 | |
| 14—John Ogden, | drunk, | 10 | |
| Chas. Lynch, | .. | 10 | |
| Eliz. Livingston, | .. | 10 | |
| Jas. McDonald, | vio. ord., | 35 | 25 |
| John Bowen, | drunk, | 10 | 5 |
| John Widow, | vio. ord., | 10 | 10 |
| Ed. Winkleman, | .. | 10 | 10 |
| Geo. Wagner, | .. | 10 | |
| Ed. Cline, | .. | 10 | 10 |
| Wm. Frank, | .. | 10 | 10 |
| Patk. Logan, | .. | 2 | 2 |
| John Logan, Jr., | .. | 2 | 2 |
| Joseph Creegan, | .. | 2 | 2 |
| Cath. Burgie, | assault, | 10 | 10 |
| John Konantz, | .. | 10 | 10 |
| 15—Rich. Newman, | drunk, | 5 | |
| Jesse W. Wilson, | assault, | 25 | |
| Guy McGowen, | drunk, | 10 | 5 |
| John Costello, | .. | 10 | 5 |
| Peter Radout, | .. | 5 | 5 |
| 16—Ludwig T. Norris, | .. | 5 | |
| Thos. Smith, | .. | 5 | |
| Lewis Bauer, | .. | 5 | |
| Casper Spier, | petit larceny, | 10 | |
| Miles Krohn, | vio. ord., | 5 | 5 |
| Moses Stanton, | petit larceny, | 15 | |
| 17—Maggie Conners, | drunk, | 10 | |
| 18—Barney Clark, | .. | 5 | |
| Henry Gallagher, | .. | 5 | |

| | | |
|-----------------------------------|----|----|
| Wm. Fay, .. | 10 | |
| Wm. Lewis, .. | 10 | |
| Pat'k O'Brien, .. | 5 | |
| John Lycett, .. | 5 | |
| Barbara May, assault, | 5 | |
| 20—Joseph Smith, drunk, | 10 | |
| Christian Gillsman, .. | 5 | |
| James Payne, .. | 10 | 5 |
| John Flannigan, .. | 10 | 10 |
| Chris. Rudolph, .. | 10 | 5 |
| John Nihoop, .. | 10 | |
| Jane McMahon, .. | 10 | |
| Ann Core, vio. ord. | 10 | |
| Wm. Lockhart, .. | 10 | |
| Augustus Reinfeld, assault, | 5 | |
| Seligman Bayer, vio. ord. | 5 | 5 |
| 22—Fred. Crampton, drunk, | 5 | |
| James Howitt, .. | 5 | |
| Wm. Smead, .. | 5 | |
| Levi Ketchum, .. | 5 | |
| Ed. F. Charles, .. | 5 | 5 |
| Morris Powell, .. | 5 | |
| James McKenna, .. | 10 | |
| Barrett Smith, assault, | 5 | |
| 23—Levi Ketchum, drunk, | 10 | 10 |
| Nich. Green, assault, | 10 | |
| Eliza Burns, drunk, | 10 | |
| James Kennelly, assault, | 50 | 25 |
| John Anderson, .. | 50 | 25 |
| Simon Turner, violating ordinance | 10 | |
| 24—Thomas Williams, drunk, | 15 | 5 |
| Dani. S. Parrshall, assault, | 15 | 5 |
| Jacob Vanderwalle, vio. ordinance | 2 | 2 |
| Chas Zorn, .. | 2 | 2 |
| 25—Geo Liberman, drunk, | 10 | |
| Kate Osborne, .. | 10 | 5 |
| Jos. Whitehair, o. ordinance, | 5 | |
| John Englart, .. | 2 | 2 |
| Anthony Hasnauer, .. | 2 | 2 |
| 27—Mich. Gardner, etit larceny | 15 | |
| James Howitt, drunk, | 10 | |
| Jeremiah Keeler, .. | 5 | 5 |
| Lewis Henry, .. | 5 | 5 |
| Flora Miller, .. | 5 | 5 |
| Frank H. Raymond, vio. ordinance | 2 | 2 |
| Chas. S. Brodie, .. | 2 | 2 |
| Frank H. Vaders, hotel fraud, | 5 | 5 |
| Teresa Lebingood, vio. ordinance | 1 | 1 |
| Henry Abellis, .. | 2 | 2 |
| Frank Arnott, .. | 2 | 2 |
| James Mulligan, drunk, | 5 | 5 |
| Walter Keefe, .. | 5 | |
| Ellen Terry, .. | 10 | |
| Ptk. H. McDonaldson, .. | 10 | 5 |
| John Stehle, .. | 5 | 5 |
| Libbie Hess, .. | 5 | 5 |
| Wm. Shay, .. | 5 | 5 |
| 28—Geo. H. Parker, .. | 5 | 5 |
| Mich. McNarney, .. | 10 | 10 |
| Mich. Burns, assault | 20 | 10 |
| Arend Rudenburg, .. | 5 | 5 |
| Wm Crocker, .. | 5 | 5 |
| Wm. Dengler, .. | 5 | 5 |
| 29—Martin Jones, vio. ord | 10 | 10 |
| Libbie Hamilton, .. | 5 | 5 |
| Wm Moore, .. | 5 | 4 |
| Mary Doyle, .. | 5 | 5 |
| Sam'l Martin, assault | 25 | 5 |
| Thos. Martin, .. | 25 | 15 |
| 30—Pat'k Sullivan, pet. larceny | 10 | |
| Mary Doyle, .. | 10 | |
| Mich. Brown, .. | 10 | |
| Matilda McCabe, .. | 25 | 25 |
| .. .. | 10 | 5 |
| 31—Erastus Smith, .. | 10 | 5 |
| John Callahan, .. | 10 | 5 |
| Henry Daley, .. | 10 | 5 |
| Martin Van Avery, .. | 5 | |
| Jos. Oester, .. | 2 | 2 |
| Henry B. Snyder, .. | 2 | 2 |
| Wm. Jacobs, .. | 2 | 2 |
| Frank LeRoy, .. | 25 | |
| Harry Wolf, vio. ord. | 2 | 2 |

I do hereby officially certify that the foregoing report in relation to money received by me for fines and penalties imposed by the Police Justice for the month of May, 1878, is true.

B. FRANK ENOS, Clerk.

Sworn to before me this 14th day of June, 1878.

PETER SHERIDAN,
Commissioner of Deeds.

Ordered received, filed and published.

By Ald. Vay.—Petition for laying of water pipes. Referred to Water Works Committee.
By Ald Edelman.—Petition of E. Heydler and T. Widman to erect wood buildings. Referred to Wood Building Committee and Fire Marshal with power to act.

On motion of Ald Martin the matter of a sewer assessment of Mr. Snyder on Francis street was referred to Law Committee.

Ald. Herzberger moved to ballot for Commissioner of deeds. Adopted. Ross Hart, W. S. Staples, Robt. S. Williamson, Geo. E. Wolcott, James H. Green, Wm. H. Groot, Geo. Trenneman and Frank Kalb, having received the requisite number of votes were declared elected Commissioners of Deeds.

By Ald. Donivan.—Petition and claim of Martin H. Stahl. Referred to Law Committee.

By Ald. Donivan.—Resolved That the City Treasurer be directed to postpone the sale of property advertised as delinquent upon the assessment for South avenue improvement until further order of this Board and that the same assessment be referred to the Law Committee for investigation and report as to the legality thereof.

Ald. Martin moved that the matter of Platt street outlet sewer be added. Adopted and the resolution was adopted.

Ald. Warren moved to ballot for Constable of the Fifth ward, to fill vacancy. Adopted.

FIRST BALLOT.

A. J. Miller received..... 5 votes
John J. Masterson..... 7 ..
D. B. Durgan..... 1 vote

SECOND BALLOT.

John J. Masterson received..... 10 votes
A. J. Miller..... 3 ..

John J. Masterson having received the requisite number of votes was declared elected.

By Ald. Martin—Bills of Wm. H. Gorsline, John Luther and W. W. Osgoodby, services as committee of investigation and stenographer in Exchange street building matter.

By Ald. Martin—Resolved, That the City Clerk draw orders on the Treasurer in favor of Wm. H. Gorsline for \$15, John Luther \$15 and W. W. Osgoodby \$9, and charge contingent fund.

Adopted by the following vote:

Ayes—Ald. Tracy, FitzSimons, Montgomery, Herzberger, Warren, Crouch, Martin, Chace, Huntington—9.

Nays—Ald. Vay, Donivan, Edelman, Knobles—4.

By Ald. FitzSimons—Resolved, That the fine of \$5 imposed by the Police Justice on Miles Kohn, for a violation of an ordinance relating to jumping on and off cars while in motion, be remitted, and the Clerk is directed to draw an order in favor of Miles Kohn for that amount and charge Police fund.

Adopted by the following vote:

Ayes—Ald. Tracy, FitzSimons, Montgomery, Herzberger, Warren, Crouch, Martin, Chace, Huntington, Vay, Donivan, Edelman, Knobles.—13.

By Ald. Warren—Petition to lay gas mains in Galusha street. Referred to Lamp Committee.

By Ald. Tracy—Resolved, That the Rochester Gas Company be and they are hereby requested to extend their gas mains through Tonawanda street from Brown to West Maple street.

Adopted by the following vote:

Ayes—Ald. Tracy, Montgomery, Herzberger, Warren, Crouch, Martin, Huntington, Vay, Edelman, Knobles—10.

Nays—Ald. FitzSimons—1.

By Ald. Vay—Bills of Geo. Hopner, labor on parks, \$40; John Firnbach, do., \$40. Referred to Park Committee and by the Park Committee reported favorably and referred to Finance Committee for payment.

Ald Martin moved a reconsideration of the vote by which the Clerk was directed to draw an order in favor of Wm. H. Gorsline, John Luther and W. W. Osgoodby.

Adopted by the following vote:

Ayes—Ald. FitzSimons, Montgomery, Herzberger, Warren, Crouch, Martin, Chace, Huntington, Donovan, Edelman, Knobles—11.

Nays—Ald. Vay—1.

The resolution was readopted by the following vote:

Ayes—Ald. FitzSimons, Montgomery, Herzberger, Warren, Crouch, Martin, Chace, Huntington, Edelman—9.

Nays—Ald. Vay—1.

Ald. Huntington called for a report of the Committee on Opening Streets on the widening of Clifford street.

Ald. Montgomery moved to adjourn. Adopted.

EDWARD ANGEVINE, City Clerk.

In Common Council—June 25, 1878.

REGULAR MEETING.

Present—Ald. Tracy, FitzSimons, Montgomery, Warren, Hays, Crouch, Martin, Chace, Huntington, Vay, Donovan, Edelman, Knobles—13.

Absent—Ald. Herzberger, Smith, Baetzel—3.
Ald. Simon Hays, President of the Board, presiding.

PRESENTATION OF PETITIONS, ACCOUNTS, ETC.

By Ald. Montgomery—Bill of

National Worker, publishing proceedings.....\$125 00
Referred to Finance Committee.

By Ald. Huntington—Petition to have name of "University Place" changed to "Strathallen Park," and moved that the prayer of the petition be granted, and that the Clerk enter the same on the Street Register. Adopted.

By Ald. Tracy—Bills of

| | |
|---|-----------|
| F. Vose, assignee, care and lighting lamps, June..... | \$ 823 13 |
| Citizens Gas Co., care and lighting lamps, June | 3,226 50 |
| Rochester | 2,700 00 |
| Geo. Dowd, painting and repairing lamp posts. | 451 50 |
| Henry D. Blackwood, painting lamp tops..... | 46 00 |

Referred to Lamp Committee.

By Ald. Donovan—Bills of

| | |
|--------------------------------|-----------|
| F. J. Irwin, cleaning, &c..... | \$ 116 20 |
| Geo. Engert, coal..... | 850 00 |

By Ald. Tracy—Petition of John G. Zweigle. Referred to City Property Committee to report.

By Ald. FitzSimons—Bills of

| | |
|--|---------|
| D. R. Barton Tool Co., iron points..... | \$ 5 00 |
| E. Angevine, expenditures, C. C..... | 50 00 |
| Sunday Herald, publishing proceedings..... | 125 00 |
| Union and Advertiser, printing..... | 482 25 |
| ..... | 120 25 |

Referred to Contingent Expense Committee and subsequently, with the exception of the two last bills, referred to Finance Committee for payment.

By Ald. Donovan—Bills of

| | |
|--|----------|
| P. H. Curran, meat..... | \$ 75 00 |
| Dr. Wm. F. Sheehan, salary for June..... | 41 68 |
| H. Kondolf, bread..... | 84 57 |
| A. W. Mudge, burials..... | 102 50 |
| O'Kane Bros., meat..... | 100 00 |
| S. B. Roby, rent of coal yard..... | 87 50 |

21

| | |
|--------------------------------------|-------|
| Dr. F. Neuslin, salary for June..... | 41 67 |
| A. Bauerschmitt, meat..... | 75 00 |
| James Laney, wrapping paper..... | 30 53 |
| Merriam & Co., stationery..... | 30 00 |

Referred to Poor Committee.

By Ald. Montgomery—

CITY ASSESSORS' OFFICE,
ROCHESTER, June 24, 1878. }

To the Honorable Common Council:

GENTLEMEN: At the last session of your Honorable Body certain unkind remarks were made by a member of your Board, criticizing the relations existing between the City Assessors and the Rochester and Brighton Street Railroad Company, and also impugning the motives and official action of the said Assessors in making the assessments on the property of the said company. As these remarks were made by an officer of the city, in open Board, we feel it imperative upon us to call the attention of your Honors to the facts in the case, and to indignantly deny and repel the charge of venality, so recklessly made. That your Honorable Board and the public may judge between us and our assailant, we submit the following facts: A sworn statement, now on file in this office, of the financial condition of the said railroad company, was made to us, according to law, by Patrick Barry, President, and C. B. Woodworth, Treasurer, for said company, and on this statement our official action in the premises was based. The Assessors submitted this sworn statement to J. Breck Perkins, late City Attorney, for his opinion, and he advised the Board of Assessors that the same was in due form, and in accordance with the statute, and that the company should not be assessed on their capital stock, under the circumstances set forth in their statement. The opinion of the present City Attorney, Mr. Wheeler, was also asked, and coincided with that given by Mr. Perkins. The undersigned have fixed the assessment upon said company in exact compliance with the above opinions, and as they believe, in exact accordance with the statute relating to the subject in question. We respectfully deprecate public denunciation of our official action before a tribunal where we have no voice or opportunity to reply, but we are ready at all times to have our official acts fairly investigated by any proper authority.

Respectfully submitted,

D. MCKAY.

A. M. KOETH,

WILLIAM MAHER,

Assessors.

Ordered received, filed and published.

Ald. Fitzsimons arose and said that there was a misstatement in the communication of the assessors; that at the last meeting he said the city attorney told him that he stated to the assessors that they were to take the affidavit for what it was worth and that they were to be the judges of the value of the property. He called upon the attorney to state what he did say to the assessors.

The city attorney stated to the board that when the assessors called on him and showed him the affidavit of the Rochester and Brighton street railway company, he stated to them, in substance, that they were bound to receive it for what it was worth; that they were to be the judges of the value of the personal property.

By Ald. Huntington—Bills of

| | |
|-------------------------------------|----------|
| Merriam & Co., stationery..... | \$ 6 10 |
| James H. Cooper, disbursements..... | 20 75 |
| Referred to Health Committee. | |
| By Ald Vay—Bill of | |
| J. Friend, sand, &c..... | \$ 20 80 |

Referred to Park Committee.

REPORTS OF STANDING COMMITTEES.

Ald. Donovan from the Poor and City Property Committees, Ald. Huntington from the Health Committee, Ald. Vay from the Park Committee, Ald. Tracy from the Lamp Committee reported favorably on the bills referred to their respective committees and referred them to the Finance Committee for payment.

By Ald. Knobles—Resolved, That Ferdinand Widman, Mrs. H. Marks, J. Wheeler and E. Heydler have permission to erect wood buildings in accordance with their several petitions, under the direction of the Wood Building Committee and Fire Marshal. Adopted.

To the Common Council :

Your Law Committee, to whom was referred the ordinance for the widening of Tyler street at or near its intersection with Scio street, at an estimated expense of \$5,000.00, find on investigation that a large majority of the persons to be assessed therefor are opposed to the improvement. A statement was made to the committee that the city was entitled to a strip of land twenty-five feet in width, at the east end of Tyler street, which ought to be opened to the public without expense. No evidence of such title was submitted.

Your committee recommend that the Executive Board be requested to ascertain the facts of the case, to the end that proper action may be taken. Your committee, moreover, recommend that no further proceedings be taken under the ordinance referred to.

June 25, 1878.

THOS. C. MONTGOMERY,
E. HUNTINGTON,
J. W. MARTIN,
Committee.

Adopted.

To the Common Council :

Your Committee on Water Works and Re-serviors beg leave to report that they have held several sessions in conjunction with the Executive Board, when careful consideration was given the matter of laying water pipe the present season. The demands of the people for water were and are imperative. Petitions signed by every person in the street they represented were urged upon the committee, and it was evident from the outset that all could not have their wishes complied with. The committee therefore agreed to consider the most pressing cases and where fire protection was necessary, combined with promised use of the water, and consequently revenue therefrom, the street was placed in the schedule. Some wards are so well supplied with water from the works that their demands were very moderate, while the outside wards petitioned almost en masse. No favoritism was shown localities, and only the good and comfort of the greatest number of our citizens was considered, added to the requirements of the Chief Engineer in the matter of providing better circulation in the pipes already laid. We offer the following :

Resolved, That the Executive Board is hereby directed to lay the water pipes as designated in the following schedule :

E. HUNTINGTON,
C. T. CROUCH,
Committee.

Front street, from Exchange place to Haymarket.
Mill street, from Exchange place to present end.
Dean street, from Jones street to John street.
John street, from Dean street to present end.
Center street, from Frank street to Jones street.
Favor street, from West avenue to Troup street.
South Ford street, from Troup street to Adams street.
Greenwood avenue, from present end to Atkinson street.
Dean street, from Jackson street to Howell street.
Shamrock street, from Ward street to end of street.
Hamburg street, from St. Joseph street to Chatham street.
Joiner street, from Atwater street to Nassau street.
Nassau street, from Joiner street to Hudson street.
St. Joseph street, N. Y. C. & H. B. Railroad crossing.
Averill street, from Pearl street to Broadway.
Harvard street, from Meigs street to Rowley street.
Manhattan street, from Monroe avenue to Court street.
Goodman street, from East avenue to Park avenue.
Harvard street, from Rowley street to Goodman street.
Tracy park, from Meigs street, to end of park.
Anson park, from East avenue to end of park.
Griffith street, from South St. Paul street to South street.
South street, from Griffith street to Marshall street.
Adams street, from Reynolds street to Prospect street.
Prospect street, from Atkinson street to Adams street.
Reynolds street, from Hunter street to Tremont street.
Seward street, from Strong street to Bartlett street.
Champlain street, from South Francis street 1,250 feet east.
Litchfield street, from West avenue to East Maple street.
Plymouth avenue, from Flint street to Magnolia street.
West Troup street, from Reynolds street to Lambert park.
Adams street, from Reynolds street to Francis street.
Strong street, from Seward street 150 feet east.
Tremont street, from Reynolds street to Genesee Valley Canal.
New York street, from North Francis street to Wentworth street.
Frost avenue, from Reynolds street to Seward street.
Fulton avenue, from Phelps avenue to Emerson street.
Fulton avenue, from Jones avenue to Lorimer street.
Ambrose street, from Lake avenue to Frank street.
Frank street, from Spencer street to Ambrose street.
Oak street, from Lind street to Lyell street.
Rowe street, from Lake avenue 400 feet east.
Jones avenue, from Frank street to Saratoga avenue.
Fulton avenue, from Emerson street to Brisbane street.
Brisbane street, from Fulton avenue to Lake avenue.
Locust street, from Fulton avenue to Lewis' greenhouse.
Lake avenue, from present end 500 feet north.
East Main street, from Prince street to Alexander street.
East Main street, from Prince street 670 feet east.
Scio street, from Syracuse street to German street.
Weld street, from Scio street to Union street.
Union street, from East Main street to Tappan street.
Alexander street, from University avenue to Main street.
Ontario street, from Scio street to Union street.
Orange street, from Grape street to Saxton street.
Magne street, from Walnut street to Lyell street.
Saxton street, from Jay street to Magne street.
Whitney street, from Jay street to Orange street.
Tonawanda street, from Wilder street to Maple street.
Jay street, from Magne street to Erie Canal.
Alexander Park, from Comfort street to Alexander street.
Gregory street, from Mt. Hope avenue to South avenue.
Pinnacle avenue, from Meigs street to Goodman street.
Grand street, from Whalen street to Pinnacle avenue.
Hamilton Place, from South avenue to Pinnacle avenue.
Poplar street, from Cypress street to Linden street.
Munger street, from Mt. Hope avenue to 1,150 feet east.
Saward street, from South avenue 100 feet west.
Catharine street, from North Clinton street to St. Joseph street.

Hudson street, from Huntington street to Clifford street.
 Joiner street, from Nassau street to Kelly street.
 Pryor street, from St. Joseph street to Hanover street.
 Vienna street, from St. Joseph street to Hudson street.
 Woodbury street, from Hudson street to North street.
 Foehner street, from North street to Hudson street.
 St. Joseph street, from present end to Clifford street.
 Concord avenue, from Draper street to Channing street.

German street, from North avenue to Scio street.
 Channing street, from North street to North avenue.
 West avenue from Ames street to city line.
 North avenue, from Lansing street to Clifford street.

Ald. FitzSimons moved to lay the report and resolution on the table until the next meeting.

Lost.

The resolution was then adopted.

FINANCE BUDGET.

ROCHESTER, N. Y., June 25, 1878.

By Ald. Warren—Resolved, That the Treasurer pay as follows, when there are funds applicable:

CONTINGENT FUND.

MONTHLY PAY ROLL TO JULY 1st, 1878.

| | |
|--|----------|
| Cornelius R. Parsons, Mayor, | \$200 00 |
| Geo. D. Williams, City Treasurer, | 300 00 |
| Albert G. Wheeler City Attorney, | 183 83 |
| Oscar H. Peacock, City Surveyor, | 166 66 |
| Edward Angevine, City Clerk, | 150 00 |
| David McKay, City Assessor, | 166 66 |
| August M. Koeth, | 166 66 |
| Win. Mahar, | 166 66 |
| Geo. W. Sill, Judge Municipal Court, | 150 00 |
| J. W. Duell, Judge Municipal Court, | 150 00 |
| Thos. B. Husband, Clerk Municipal Court, | 50 00 |
| Francis J. Irwin, City Messenger, | 75 00 |
| John E. McDermott, Watchman City Hall, | 60 00 |
| Thomas A. Buckley, Engineer City Hall, | 60 00 |
| Peter G. Miller, Janitor Front street building, | 40 00 |
| W. C. Gray, Assistant Surveyor's Office, | 76 66 |
| C. E. Parsons, Draughtsman, | 76 66 |
| W. J. Stewart, chairman, | 50 00 |
| Ambrose Redman, rodman, | 30 00 |
| Peter Sheridan, Assistant in Clerk's Office, | 60 00 |
| E. W. Williams, | 116 66 |
| Chas. H. Schilder, services in Treasurer's office, | 83 83 |
| James H. Wilson, | 75 00 |
| Warham Whitney, | 58 38 |

MISCELLANEOUS.

| | |
|--|-----------|
| Merriam & Co., stationery, &c., | \$ 184 90 |
| M. Hirschfeld, services, | 280 75 |
| Frank W. Hawley, services, | 227 50 |
| F. X. Masseth, hack hire, | 3 00 |
| L. W. Brandt, pub. proceedings, | 175 00 |
| E. Angevine, disbursements, c. c., | 50 00 |
| National Worker, pub. proceedings, | 125 00 |

POOR DEPARTMENT FUND.

MONTHLY PAY ROLL TO JULY 1, 1878.

| | |
|---|-----------|
| Joseph Schutte, Overseer, | \$ 125 00 |
| William H. Shields, Assistant Overseer, | 75 00 |
| John F. Tracy, bookkeeper, | 75 00 |
| Jacob Lutt, clerk, | 40 00 |
| Dr. Thos. A. O'Hare, City Physician, | 41 67 |
| Dr. Geo. D. Benford, City Physician, | 41 67 |
| Dr. Chas. E. McKelvey, City Physician, | 41 67 |
| Dr. J. J. A. Burke, City Physician, | 41 67 |

MISCELLANEOUS.

| | |
|---|--------|
| C. Herzberger, meat, | 150 00 |
| Aug. Kuehlar, bread, | 103 68 |
| Adam May, groceries, | 10 50 |
| Joseph Schutte, Overseer's disbursements, | 56 15 |
| O. Oswald, shoes, | 84 75 |
| L. A. Wheeler, meat, | 250 00 |
| James Baker, groceries, | 11 50 |
| A. L. Morris, meat, | 50 00 |
| John Groh, shoes, | 55 50 |
| Geo. Schofield, transportation, | 50 38 |
| F. Kessel, bread, | 74 05 |
| S. Wheeler, rent, | 8 00 |
| Joseph Otto, groceries, | 10 50 |
| George Zimmer, meat, | 25 00 |
| E. J. Keehn, shoes, | 132 50 |
| H. Austin Brewster & Co., groceries, | 757 38 |
| Getzman & Son, soap, | 196 35 |
| Johanna Yarnum, bread, | 73 21 |
| Louis P. Beck, shoes, | 16 00 |
| H. Garson, ag't, clothing, | 6 00 |
| Smith, Perkins & Co., groceries, | 12 60 |
| H. Brewster & Co., | 9 15 |
| M. Fitzgerald, meat, | 50 00 |

| | |
|---------------------------------------|-------|
| B. O'Reilly, burials, | 91 50 |
| F. Nusslin, M. D., services, | 41 67 |
| W. F. Sheehan, M. D., services, | 41 67 |

And charge that Fund.

HEALTH DEPARTMENT FUND.

MONTHLY PAY ROLL TO JULY 1st, 1878.

| | |
|--|----------|
| Sam'l. Donnelly, Supt. Board Health, salary, | \$ 60 00 |
| Chas. Buckley, M. D., Health Officer, | 41 67 |
| E. Angevine, Clerk, April, May and June, | 75 00 |
| Henry M. Heinold, Keeper of Hope Hospital, | 80 00 |
| John H. Mason, Insp'r, | 50 00 |
| Joseph Thompson, Insp'r, | 50 00 |
| James Cooper, Insur, | 50 00 |
| Heman Miller, Insp'r, | 50 00 |
| Orrin Harris, Insp'r, | 50 00 |
| John O'Rourke, sewer flusher, | 45 00 |
| John Vance, sewer flusher, | 45 00 |
| John McDonald, garbage contract, | 325 00 |
| John O'Rourke, board of horse for month of May, | 19 50 |
| Eagle Oderless Ex. Company, removing dead animals, | 9 40 |

And charge that Fund.

CITY PROPERTY FUND.

| | |
|---|---------|
| J. Tallman, soap, | \$ 4 00 |
| Roch. Gas Co., gas in city buildings, | 153 25 |
| Knapp & Fisher, wood, | 7 00 |
| R. B. Randall, repairing lawn mower, | 1 35 |
| F. J. Irwin, cleaning and supplies, | 116 20 |

And charge that Fund.

POLICE DEPARTMENT FUND.

| | |
|---|----------|
| Geo. Truesdale, Police Justice, sal. to July 1st, 1878, | \$208 34 |
| Fred. k Zimmer, Police Com'r, qr. sal. to July 1, 1878, | 125 00 |
| Henry C. Daniels, Police Com'r, qr. sal. to July 1, 1878, | 125 00 |
| Alex. McLean, expenses for May, 1878, | 74 72 |
| April, | 75 19 |

And charge that Fund.

PARK FUND.

| | |
|--|-------|
| Geo. Hofner, labor on parks, | 40 00 |
| R. B. Randall, repairing lawn mower, | 7 00 |
| John Finebach, labor on parks, | 40 00 |

And charge that Fund.

Ald. FitzSimons moved to fix the salary of the City Attorney at \$2,000 for the current year, to be the compensation for all services required by the Common Council and by law.

Ald. Huntington moved to amend that the salary of the City Attorney be fixed at \$2,500, and that he be required to attend to all legal duties in which the city is interested.

Lost by the following vote:

Ayes—Ald. Tracy, Crouch, Huntington, Donovan—4.

Nays—Ald. FitzSimons, Montgomery, Warren, Hays, Martin, Chace, Vay, Edelman, Knobles—9.

The resolution of Ald. FitzSimons was adopted by the following vote:

Ayes—Ald. Tracy, FitzSimons, Montgomery, Warren, Hays, Crouch, Martin, Chace, Huntington, Vay, Donovan, Edelman, Knobles—13.

The Budget was then adopted by the following vote:

Ayes.—Ald. Tracy, FitzSimons, Montgomery, Warren, Hays, Crouch, Martin, Chace, Huntington, Vay, Donovan, Edelman, Knobles—13.

Ald. Montgomery stated that only a portion of the bill of Alex. McLean, for disbursements for the month of April, had been ordered paid by the Finance Committee. The sum of \$198 for legal services, incurred in the suit of Mr. Bissell against Police Commissioner Zimmer, was reported back to the Board for action thereon.

Com. Zimmer was heard in the matter. Ald. Tracy moved that the amount be allowed and paid.

Adopted by the following vote :

Ayes—Ald. Tracy, Crouch, Martin, Huntington, Vay, Edelman, Knobles—7.

Nays—Ald. FitzSimons, Montgomery, Warren, Hays, Chace, Donivan—6.

REPORTS OF SPECIAL COMMITTEES.

To the Common Council:

Your Special Committee on Printing report that some of the newspaper proprietors object to making the proposed contract with the city, if the clause is retained which requires the delivery of papers to city officers and the members of the Executive Board and the Common Council.

Your Committee therefore recommend the passage of the following resolutions:

Resolved, That the Mayor be authorized to dispense with the clause requiring the delivery of papers.

Resolved Further, That the city will not pay for any newspaper unless ordered by the Common Council, and that the Clerk give a copy hereof to the publishers of each newspaper.

June 25, 1878.

T. C. MONTGOMERY,
J. W. MARTIN,
Committee.

Adopted.

COMMUNICATIONS FROM THE MAYOR AND OTHER EXECUTIVE OFFICERS.

Report of committee:

The undersigned, your committee to whom was referred the claim of F. X. Masseth for damages to horse and carriage by reason of colliding with barriers erected about an open trench on the corner of West avenue and Ford street, on the night of ———, report that they have inquired diligently into the circumstances of the accident, and find that a good and sufficient protection railing was erected around such opening or excavation, and that the causes that led to such accident whereby damages resulted, were such as warrants your committee in recommending the whole subject to the Common Council for a hearing and adjustment.

THOMAS J. NEVILLE,
VALENTINE FLECKENSTEIN,
Committee.

Referred to Law Committee,

CITY CLERK'S OFFICE,
ROCHESTER, June 25, 1878. }

To the Honorable the Common Council:

GENTLEMEN: In accordance with section 29, revised city charter, I report the following named persons as having qualified and taken the oath of office:

John J. Masterson, Constable 5th Ward.
Geo. J. Trenaman, Commissioner of Deeds.
Robert S. Williamson,
Ross Hart,
Geo. C. Wolcott,
Wm. H. Groot,

EDWARD ANGEVINE,
City Clerk.

Ordered received, filed and published.

By Ald. Martin, petition of M. D. Edmonds.
Referred to Assessment Committee.

ACTION ON ORDINANCES.

Ald. Warren asked and obtained consent to withdraw the final ordinance for a foot-bridge over the Genesee River.

The final ordinance for a plank walk on Concord avenue was indefinitely postponed on motion of Ald. Edelman.

Ald. FitzSimons moved the reconsideration of the final ordinance No. 2,018. Adopted.

He then moved it be indefinitely postponed. Adopted.
Ald. Montgomery moved the adoption of so much of the Law Committee's report on Tyler street opening and widening as recommends no further proceedings be reconsidered, and that the further consideration of the ordinance and the hearing of allegations be postponed until the next regular meeting. Adopted.

Ald. Martin moved that the vote on the final ordinance for a sewer in Alexander street be reconsidered. Adopted.

He moved that further consideration of the ordinance be postponed until the next regular meeting, and that the Clerk advertise for allegations to be heard at that time. Adopted.

Action on the final ordinance for a sewer in North St. Paul street was postponed until the next regular meeting and referred to Sewer Committee.

The final ordinance for a sewer in Föhner street was referred back to the Surveyor, on motion of Ald. Edelman, to bring in a new ordinance.

On motion of Ald. Martin, action on the final ordinance for a sewer in Bartlett street was postponed until the next regular meeting.

A first ordinance for a sewer in Penn street was introduced, and on motion of Ald. Martin indefinitely postponed.

Ald. Chace gave notice of the following:

In Common Council June 25th, 1878:

An ordinance to amend section 17 of an ordinance passed November 11th, 1862, relating to nuisances.

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

SECTION 1. Section seventeen of an ordinance passed November 11th, 1862, relating to nuisances, is hereby amended by adding at the end of said section the words following, viz:

No person shall take hold of, interfere, stop or obstruct any person on any street or highway in said city for the purpose of soliciting them to make any purchases or to receive any circular or advertisement, under a penalty of five dollars for each offence.

Ald. Huntington gave notice that at the next meeting he should offer an amendment to the penal ordinance relating to keeping of swine and goats, and should move to include therein "cows."

Ald. Montgomery moved that the Committee on Ordinances and Rules enquire whether there is necessary for any change in the ordinance regulating the duties of City Sealer. Adopted.

Ald. Huntington moved that the vote postponing the final ordinance for opening and widening of Conkey avenue until the first meeting in July be reconsidered.

Lost by the following vote:

Ayes—Ald. Tracy, Montgomery, Chace, Huntington, Vay—5.

Nays—Ald. FitzSimons, Warren, Hays, Martin, Donivan, Edelman—6.

Ald. Huntington moved that the vote postponing the resolution to permit the R. C. & B. RR. Co. to lay tracks in North St. Paul street to the first meeting in July be reconsidered. Adopted.

Ald. Huntington moved that the prayer of the petition be granted.

Adopted by the following vote:

Ayes—Ald. Tracy, Fitz Simons, Montgomery, Hays, Crouch, Chace, Huntington, Vay, Edelman, Knobles—10.

Nays—Ald. Warren—1.

By Ald. FitzSimons from the Assessment Committee—Resolved, That the city's interest in the following tax sales be assigned to Sarah S. Van Epps, she having an interest in the premises upon her paying the amount of the taxes, interest and expenses to the date of the assignment.

16th Ward, Christopher Jordan, Lot No. 34, south part Assessors sub'n of lots 43, 44 and 51 on the west side of Sibley street, General City Tax for 1875.

16th Ward, Sarah R. Gaskin, Lot 34, north

part Assessors sub'n of lots 43, 44 and 51 on the south side of Bates street, General City Tax for 1875. Adopted.

By Ald. FitzSimons—Resolved That the City's interest in the following tax sale be assigned to Kate F. Warner upon her paying the amount of the tax, interest and expenses to the date of the assignment.

Second Ward, William Simpson, Lot No. 6, Sec. L Mumford Tract, west side of Jones street, General City Tax for 1876. Referred to Assessment Committee. Adopted.

EXECUTIVE BUSINESS.

Ald. Huntington moved to ballot for Commissioners of Deeds. Adopted. On balloting C. Williams and Henry J. Hetzel having received the requisite number of votes were declared elected Commissioners of Deeds.

To the Common Council :

GENTLEMEN.—The City Property Committee who were directed to provide suitable rooms for the City Attorney in City Hall building, provided proper arrangements can be made therefor after consultation it was thought best to partition off a portion of the west room of the Assessors office, but the Attorney fears that the light in the room will be insufficient to enable him to work conveniently. Your Committee refer the matter back to the Council for further instruction.

Ald. Montgomery moved that the City Property Committee be authorized to confer with the Executive Board in regard to their Session room for the use of the City Attorney. Adopted.

By Ald. Donovan—Whereas, It appears after an examination that it is necessary the roof of the City Hall building should be repaired and painted; and proposals having been received for the work, at the solicitation of the City Property Committee; therefore,

Resolved, That the City Property Committee contract with John Siddons to repair and paint the roof of the City Hall building, in accordance with the proposition submitted by him.

Ald. FitzSimons moved that the name of Mr. Robinson be inserted in place of Mr. Siddons. Lost.

The report and resolution were then adopted.

By Ald. Tracy—

To the Honorable Common Council and City Officials :

GENTLEMEN—You are respectfully invited to accompany the Independent Zouaves to Penn Yan on July the 4th, to participate in the celebration of the anniversary of our national independence at that place.

Respectfully,
FRANK R. WARD,
Captain Com'd'g Independent Zouaves.

Accepted, and the thanks of the Board voted on motion of Ald. Montgomery.

By Ald. FitzSimons—Whereas, From information received from the City Assessors, it appears that a large number of lamps have been set in the Fifteenth and Sixteenth Wards, and are being lighted and maintained without any expense to said wards, for the reason that the act under which they were brought within the city limits exempted them from the payment of any expense for the lighting of the city, unless a majority petition of tax payers from any given locality or street was duly presented and certified, praying for such extension of the lamp district, and proper authority was given for that purpose; and,

Whereas, No such action has been taken, and as a consequence the whole expense is thrown on the old wards, and the act of lighting such portions of the city is contrary to law; therefore,

Resolved, That the Clerk be and he is hereby directed to give public notice to all parties interested in the 15th and 16th wards by publication in the UNION AND ADVERTISER, and the Democrat and Chronicle, that unless the law is complied with within ten days from the first date of publication, such lamps will be removed; and, further,

Resolved, That the Lamp Committee is hereby instructed in the event of the law not being complied with to remove said lamps at the earliest practicable moment.

Ald. Martin moved that the matter be referred to the Lamp Committee to ascertain the names of the streets in which lamps have been placed without authority and that they then act as their judgment shall deem best. Accepted by Ald. FitzSimons and the resolution adopted.

Ald. FitzSimons moved that the Finance Committee be discharged from the consideration of the bills of Henry Blackwood and Geo. Dowd and that they be referred to the Lamp Committee.

Adopted by the following vote :

Ayes—Ald. Tracy, FitzSimons, Montgomery, Warren, Hays, Crouch, Martin, Chace, Huntington, Vay, Donovan, Edelman, Knobles—13.

By Ald. FitzSimons—Resolved, That the City Attorney be and he is hereby directed to collect from the Rochester and Brighton Railroad Company the amount due for license and report to this Board at its next meeting.

Ald. Montgomery moved to postpone until the next regular meeting.

Lost by the following vote :

Ayes—Ald. Tracy, Montgomery, Hays, Crouch, Huntington, Donovan—6.

Nays—Ald. FitzSimons, Warren, Martin, Chace, Vay, Edelman, Knobles—7.

Ald. Warren moved to suspend the rule to adjourn at 11 o'clock. Adopted.

Ald. Montgomery moved as an amendment that the Treasurer be directed to notify the company and ascertain if they will comply with the ordinance, and report to the Board at its next meeting. Adopted.

By Ald. Martin—Resolved, That a license be granted to P. T. Barnum to exhibit his "New and Only Greatest Show on Earth" one day in this city on paying into the Treasury the sum of twenty-five dollars. Adopted.

Ald. Montgomery moved to adjourn.—
Adopted. EDWARD ANGEVINE,
City Clerk.

In Common Council --- July 9, 1878.

REGULAR MEETING.

Present—Ald. Tracy, FitzSimons, Montgomery, Warren, Hays, Crouch, Martin, Chace, Huntington, Vay, Donovan, Edelman, Smith, Knobles, Baetzel—15.

Absent—Ald. Herzberger—1.
Ald. Simon Hays, President of the Board, presiding.

PRESENTATION OF PETITIONS, ACCOUNTS, &C.

By Ald. Tracy—Bills of
James Kavanagh, hack hire..... \$5 00
Citizens' Gas Co., setting posts..... 31 40
..... 169 40

Referred to Lamp Committee.

By Ald. Montgomery--

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

GENTLEMEN--At a recent meeting of your Board, a resolution was passed directing the City Treasurer to collect from the Rochester City and Brighton R.R. Co. a license of Five Dollars per year per car. We have consulted the Attorney of our company in regard to this claim, and beg leave to submit herewith his opinion.

Respectfully,

P. BARRY, Prest.

C. B. WOODWORTH, Treas.
ROCHESTER, July 9, 1878.

ROCHESTER, July 5, 1878.

Rochester City and Brighton R.R. Co.:

GENTLEMEN--I do not think that the city of Rochester can recover of you \$5 per year for each car used by you, as directed by the resolution passed a few nights ago. The claim of the city is based upon Section 26 of an ordinance passed in 1862, with reference to the street railroad then in operation. By the act of the Legislature passed in 1869 the present company is authorized to operate its road in the streets of the city of Rochester. With the power given the company by the Legislature it is questionable whether the city can impose a tax upon the running of your cars. If it has the power to tax \$5, it can tax \$500 per car and virtually stop the running of the road. Your company derives its power from the state as much as does the New York Central, and I cannot see why the city has any more power to tax the use of cars on the one than on the other. Besides this, the ordinance does not impose any penalty if you do not pay the license required. There can, therefore be no suit brought to recover penalties. The ordinance simply says the company shall pay \$5 for each car. If it does not I do not see that any legal liability results. The old company agreed to operate its road on the conditions provided in this ordinance. This perhaps would constitute a contract on its part to pay the license fees provided in the ordinance. But the old company has passed out of existence. You are not subject to its liabilities. In a similar case in the city of New York it was held that the license imposed by the city upon the cars run by a street railroad company was illegal. I do not think you are liable for these fees, and I should advise you not to pay them.

Yours truly,
J. B. PERKINS.

Ordered received, filed and published and referred to the City Attorney on motion of Ald. Montgomery.

By Ald. Montgomery--Claim of John Wegman for damages to a horse. Referred to Law Committee.

By Ald. Warren--Petition of E. L. Barnes to erect wood building. Referred to Wood Building Committee and Fire Marshal with power to act.

By Ald. Martin--Bills of

| | |
|---|-----------|
| Express Co., printing..... | \$ 450 00 |
| Union and Advertiser, publishing proceedings..... | 750 00 |
| printing manual..... | 140 00 |
| extra proceed | |
| ings, 1876..... | 34 42 |
| John C. Moore, work and material..... | 44 83 |
| Orin Backus, stakes..... | 33 00 |
| Daniels & Phillips, printing..... | 125 00 |
| C. S. Kenyon, labor and material..... | 18 00 |
| Steele & Avery, stationery..... | 18 35 |
| Wm. I. Hanford, serving notices..... | 5 25 |
| E. Angevine, postage stamps, &c..... | 25 00 |

Referred to Contingent Expense Committee.

Also petition of R. De Garmo to erect a wood building. Referred to Wood Building Committee and Fire Marshal with power to act.

By Ald. Chace--Bill of A. McLean, expenses month of June, \$110.93. Referred to Police Committee.

Also petition of Joseph Hoehenir to erect a wood building. Referred to Wood Building Committee and Fire Marshal with power to act.

By Ald. Huntington--Petition of C. Holt to erect a wood building. Permission granted.

By Ald. Vay--Bills of

| | |
|---|---------|
| Francis Cunningham, labor on Parks..... | \$60 00 |
| Joseph Edleman,..... | 60 00 |
| Nellis & Dyer, grading and seeding Washing- ington Square as per contract..... | 250 00 |
| Louis Ernst, hardware..... | 12 61 |
| Steele & Avery, lawn mower..... | 42 45 |

Referred to Park Committee.

Also, petition of R. Schwab for the erection of a wood building. Referred to Wood Building Committee and Fire Marshal with power to act.

By Ald. Donovan--Bills of

| | |
|--|--------|
| Louis Ernst, shears..... | \$1 50 |
| E. Emerich, repair of public clocks..... | 40 00 |
| J. Fahy & Co., towels..... | 5 00 |
| Bryan, Jones & Co., step ladder, &c..... | 5 60 |
| Wm. Fogarty, labor and material..... | 7 50 |
| M. H. Rundel, repairing frame..... | 6 25 |
| Henry C. Wisner, glasses for C. C..... | 3 00 |
| Roch. Gas Co., gas City Hall and Front Street Building..... | 128 50 |
| F. J. Irwin, extra cleaning..... | 18 00 |

Referred to City Property Committee.

By Ald. Donovan:

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

Your City Property Committee who were directed to confer with the Executive Board relative to obtaining for the use of the City Attorney as an office, the Session Room of the Executive Board, report that they had a conference with the Board, who declined to assent to the proposition, they claiming to do so would greatly inconvenience them. Your Committee cannot see why the Council Chamber is not a desirable place for the Executive Board to hold their public sessions and recommend that they be directed to vacate their Session Room and that it be fitted up for the use of the City Attorney.

We offer the following:

Resolved, That the City Property Committee be directed to fit up the present Executive Board Session Room for the use of the City Attorney, and that the Executive Board hold their necessary public sessions in the Common Council Chamber under the regulation and control of the City Property Committee.

The resolution was adopted.

To the Honorable Common Council of the City of Rochester:

We, your petitioners, would respectfully state that the Free Dispensary, situate on Front street, in the City Building is now, and for several weeks past has been, entirely unable to fulfill its work, of helping the sick poor, as it is entirely without medicine.

In view of the many thousands of sick poor whom in the past few years have received help and benefit from this institution, and in remembrance of aid given us in the past by your honorable body, (the last sum voted us being \$40.00, in February of this year), we pray that your Poor Committee be instructed to furnish us from month to month, such amounts of medicine as are necessary, in no case to exceed \$20.00 (twenty dollars) in amount

monthly, and to charge such amounts to the regular monthly disbursements of the Poor Fund, and your petitioners will ever pray, etc.

CHARLES S. STARR,
GEO. A. WALLACE,
CHARLES BUCKLEY,
Committee, &c.

By Ald. Donovan—Resolved, That the Poor Committee comply with the request above made. Adopted.

By Ald. Baetzel—Bills of

| | |
|---|----------|
| L. A. Pratt, shoes..... | \$ 57 00 |
| Home for the Friendless, board of inmates.. | 96 16 |
| Home of Industry..... | 119 54 |
| St. Patrick's Orphan Asylum .. | 642 28 |
| City Hospital, .. | 1,447 75 |
| Rochester Orphan Asylum .. | 949 25 |
| St. Joseph's .. | 865 82 |
| St. Mary's .. board of inmates.. | 1,090 51 |
| John J. McCluskey, meat .. | 50 00 |
| F. Morhardt .. | 50 00 |
| H. Herman .. | 150 00 |
| C. V. Jeffreys, burials..... | 69 00 |
| Williamson & Higbie, stationery .. | 14 73 |
| Gerling Bros., flour..... | 306 00 |
| Joseph Schutte, disbursements .. | 50 15 |
| H. Austin Brewster & Co., groceries..... | 323 40 |
| Hiram Sibley, rent .. | 15 00 |
| Hunn Bros., bread .. | 27 00 |
| Geo. Elbs, .. | 39 35 |
| Geo. Oppel, .. | 69 30 |
| John Fischer, meat .. | 50 00 |
| N. L. Brayer, .. | 50 00 |
| Fred Wurtz, .. | 25 00 |
| Geo. Schofield, transportation..... | 43 72 |
| Jacob Howe & Son .. | 216 21 |
| St. Mary's Hospital, board of inmates..... | 3,567 50 |

Referred to Poor Committee.

By Ald. Smith—Petition of W. B. Douglas. Ald. Smith moved to refer to the Law Committee.

Ald. FitzSimons, as an amendment, that it be referred to the City Attorney. Adopted.

By Ald. Knobles—Petition of M. H. Cooper to remove wood building. Referred to Wood Building Committee and Fire Marshal, with power to act.

By Ald. FitzSimons—Petition of J. W. Southworth to erect wood building. Referred to Wood Building Committee and Fire Marshal, with power to act.

By Ald. Crouch—Petition of Elizabeth C. King to erect wood building. Referred to Wood Building Committee and Fire Marshal, with power to act.

REPORTS OF STANDING COMMITTEES.

Ald. Tracy, from the Lamp Committee, reported favorably on the bills presented by him this evening and referred them to the Finance Committee for payment. Also, favorably on the bill of Henry D. Blackwood, \$46.00, and moved that it be placed in the budget. Adopted. The bill of Geo. Dowd (\$353.75) he moved to refer to the Finance Committee.

Ald. FitzSimons objected.

The bill was referred by the following vote: Ayes—Ald. Tracy, Montgomery, Hays, Crouch, Martin, Chace, Huntington, Vay, Donovan, Edelman, Smith, Knobles, Baetzel—13 Nays—Ald. FitzSimons, Warren—2.

Ald. Baetzel from the Poor Committee, Ald. Vay from the Park Committee, Ald. Donovan from the City Property Committee, Ald. Chace from Police Committee, reported favorably on the bills presented by them, and referred them to the Finance Committee for payment. Ald. Martin, from the Contingent Expense Committee, referred the bill of E. Angevine to Finance Committee for payment.

To the Common Council:

Your Law Committee, to whom was referred the petition of several tax payers for the im-

provement of South avenue, report: That after a full investigation of the facts in the case they are of the opinion that the assessment is in every respect both a legal and equitable lien upon the property assessed, and they see no reason why any portion of it should be canceled. It appears that an impression existed among some of those who petitioned for the improvement that, notwithstanding the express terms of the ordinance imposing the assessment upon the adjacent property, the expense would in fact be paid out of the highway fund. The parties interested did get the benefit of about \$800 from that fund, but it was expended in extra work not embraced in the ordinance. Your committee therefore ask to be discharged from the further consideration of the subject.

July 9, 1878. THOS. C. MONTGOMERY,
E. HUNTINGTON,
J. W. MARTIN,
Committee.

Tabled for two weeks, on motion of Ald. Donovan.

To the Honorable Common Council:

Your Law Committee, to whom was referred the petition of certain persons owning property on Briggs place, who have not paid their assessment for Platt street outlet sewer, find that said petitioners have not nor can they drain into said sewer, but drain into Colvin street sewer, which has another outlet through deep hollow. Your committee therefore report in favor of granting the prayer of your petitioners and offer the following resolution:

Resolved, That all unpaid assessments for Platt street outlet sewer upon property on Briggs place be canceled and the amount charged to erroneous assessment.

July 9, 1878. THOS. C. MONTGOMERY,
E. HUNTINGTON,
J. W. MARTIN,
Committee.

Adopted.

To the Honorable the Common Council:

Your Law Committee, to whom was referred the petition of Martin H. Stahl, claiming damages against the city by the bursting of a lateral sewer pipe in his cellar on South avenue, report: That no facts or circumstances were brought to the knowledge of your committee showing that the city has been guilty of any wrong or negligence or is in any manner liable.

July 9, 1878. THOS. C. MONTGOMERY,
E. HUNTINGTON,
J. W. MARTIN,
Committee.

Adopted.

FINANCE BUDGET.

ROCHESTER, N. Y., July 9, 1878.

By Ald. Warren—Resolved, That the Treasurer pay as follows, when there are funds applicable:

CONTINGENT FUND.

| | |
|---|---------|
| D. E. Barton Tool Co., iron points for instruments..... | \$ 5 00 |
| Sunday Herald, publishing proceedings as per contracts..... | 125 00 |
| E. Angevine, postage stamps, &c..... | 25 00 |
| And charge that fund. | |

POOR DEPARTMENT FUND.

| | |
|---|----------|
| James Laney, wrapping paper..... | \$ 30 65 |
| A. Bauerschmitt, meat .. | 75 00 |
| S. B. Roby, rent of coal yard to July 1st. | 87 50 |
| O' Kane Bros., meat..... | 100 00 |
| A. W. Mudge, burials..... | 102 50 |
| H. Konolf, bread..... | 84 55 |
| P. H. Curran, meat..... | 75 00 |
| Merriam & Co., stationery..... | 30 00 |
| And charge that Fund. | |

HEALTH DEPARTMENT FUND.

| | |
|-------------------------------------|----------|
| James H. Cooper, disbursements..... | \$ 20 75 |
| Merriman & Co., stationery..... | 6 60 |
| And charge that Fund. | |

LAMP DEPARTMENT FUND.

| | |
|---|------------|
| Rochester Gas Co., care and lighting lamps ... | \$2,700 00 |
| F. Vose, assignee, care and lighting lamps. | 825 13 |
| Citizens' Gas Co., gas and care of lamps..... | 3,236 50 |
| Henry D. Blackwood, repairing and painting lamps... | 46 00 |
| And charge that Fund | |

CITY PROPERTY DEPARTMENT FUND.

| | |
|---------------------------------------|-----------|
| Geo. Engert, coal for City Hall | \$ 850 00 |
| And charge that Fund. | |

PARK DEPARTMENT FUND.

| | |
|-----------------------|----------|
| J. Friend, sand | \$ 20 50 |
| And charge that Fund. | |

POLICE DEPARTMENT.

Police pay roll for June, 1878, as follows:

| | |
|-------------------------------|----------|
| Alex. McLean..... | \$141 67 |
| Samuel Brown..... | 85 00 |
| Peter Hughes..... | 85 00 |
| W. J. Rogers..... | 85 00 |
| Thos. Lynch..... | 85 00 |
| Peter Lauer, Jr..... | 85 00 |
| Perry Marzluff..... | 85 00 |
| Wm. S. Fickett..... | 85 00 |
| P. C. Kawasch..... | 85 00 |
| Thos. A. Burchell..... | 85 00 |
| Caleb Pierce..... | 85 00 |
| Henry Baker..... | 75 00 |
| Jos. P. Cleary..... | 75 00 |
| John H. Dana..... | 75 00 |
| Ed. Van Vorst, 24½ days..... | 61 25 |
| Hugh Clark..... | 75 00 |
| Hugh Johnston, 29 days..... | 72 50 |
| John C. M'Quatters..... | 75 00 |
| Wm. White..... | 75 00 |
| Frank B. Allen..... | 75 00 |
| W. R. M'Arthur..... | 75 00 |
| Thos. F. Hurley..... | 75 00 |
| John J. Garrett..... | 75 00 |
| Jacob Frank..... | 75 00 |
| John C. Haydon..... | 75 00 |
| John Wangman, 26 days..... | 65 00 |
| P. H. Sullivan..... | 110 00 |
| Chas. M' Cormick..... | 85 00 |
| Jos. S. Roworth..... | 85 00 |
| Wm. P. Lush..... | 75 00 |
| Barth. Crowley..... | 75 00 |
| Robt. Burns, 26 days..... | 65 00 |
| Ralph Bendon..... | 75 00 |
| Jacob Harter..... | 75 00 |
| Thos. Crouch..... | 75 00 |
| Andrew Connolly..... | 75 00 |
| Wm. P. O'Neil..... | 75 00 |
| Benj. C. Further..... | 75 00 |
| Wm. Keith..... | 75 00 |
| John H. Wordell 27½ days..... | 18 75 |
| B. Horcheler..... | 75 00 |
| John Mitchell..... | 75 00 |
| Robt. M' Kee..... | 75 00 |
| Chas. E. Poyler..... | 75 00 |
| Michael Brady..... | 75 00 |
| Wm. M'Kelvv..... | 75 00 |
| Joseph Legler, 29 days..... | 72 50 |
| Wm. H. DeWitt..... | 75 00 |
| Nicholas J. Loos..... | 75 00 |
| Fred. Griebel..... | 75 00 |
| Robert Sloan..... | 75 00 |
| Peter Bohrer..... | 75 00 |
| Samuel Schwartz..... | 75 00 |
| Jas. J. Johnson..... | 75 00 |
| Thos. Dukelow..... | 75 00 |
| Patk. Hoctor..... | 75 00 |
| George Smita..... | 75 00 |
| Lewis Jesserer..... | 75 00 |
| Frank Vahue, 29½ days..... | 73 75 |
| Michael Cain..... | 75 00 |
| Wm. Burgess, 28 da..... | 70 00 |
| Michael Hynes..... | 75 00 |
| Chas. Hart..... | 75 00 |
| Frank D. Fay..... | 75 00 |
| Geo. Hoffman..... | 75 00 |
| James F. Flynn..... | 75 00 |
| John Monaghan..... | 75 00 |
| John P. Davis..... | 75 00 |
| Henry D. Shove..... | 73 75 |
| Michael Wolf, Jr..... | 75 00 |
| John M. Reis..... | 75 00 |
| Charles Feart..... | 75 00 |
| Wm. Lacey, 29 days..... | 72 50 |
| Louis Noldt..... | 75 00 |
| Jerry Twaig..... | 75 00 |
| Ed. McDonough..... | 75 00 |
| Older Oliver, 29 days..... | 72 50 |
| De F. H. Chase, 20½ days..... | 51 25 |
| John Dean..... | 75 00 |
| Felix Lynch, 28 days..... | 40 00 |

| | |
|--|--------|
| Jos. St. Hellens..... | 75 00 |
| Ed. Rice, 29½ days..... | 73 75 |
| Peter Hess..... | 75 00 |
| Mich. Hyland..... | 75 00 |
| Jacob Marker..... | 60 00 |
| B. Frank Enos, Clerk of Commissioners..... | 125 00 |
| B. Frank Enos, expenses to July 1..... | 87 60 |

\$6,658 02

Payable to B. Frank Enos, Clerk.
Examined and approved.
And charge that Fund.

FRED'K ZIMMER,
H. C. DANIELS,

Commissioners.

The Budget was adopted by the following vote:
Ayes—Ald. Tracy, Fitz Simons, Montgomery, Warren, Hays, Crouch, Martin, Chace, Huntington, Vay, Donivan, Edelman, Smith, Knobles, Baetzel—15.
To the Honorable the Common Council:

Your Finance Committee report in favor of accepting the first proposals of the Traders' National Bank and the Flour City National Bank, each for one-half of the city's bank account for the year from the expiration of the present contract—viz: the proposals by which the City Treasurer will be left free to borrow all necessary funds on the best terms he can get, and at the same time the contracting banks shall be bound to lend the city all the money it may need. Your committee believe that this arrangement will secure to the city a much larger saving in interest than the amount of the largest bonus offered, while the large capital and surplus of the banks named will furnish the most satisfactory security, that even in the event of the most stringent money market the City Treasurer will be supplied with all needed funds. Your committee regard this latter consideration of primary importance. The following resolution is therefore submitted for action:

Resolved, That the Mayor, on behalf of the city, enter into a written contract in accordance with the recommendation contained in the report of the Finance Committee, and with sureties on the part of the contracting banks to be approved by a majority of the members of that committee.

July 9, 1878.

E. K. WARREN,

E. B. CHACE,

THOMAS C. MONTGOMERY,

Committee.

Ald. Huntington moved that the Commercial Bank be added to the list as one of the banks of deposit on the same terms as the other banks.

Lost by the following vote:

Ayes.—Ald. Martin, Huntington, Vay, Knobles—4.

Nays—Ald. Tracy, Fitz Simons, Montgomery, Warren, Hays, Crouch, Chace, Donivan, Edelman, Baetzel—10.

The City Treasurer was heard in the matter.

Ald. Martin moved to add the Commercial Bank and that they have deposits in proportion to the amount of their capital stock on furnishing bonds &c.

Lost by the following vote:

Ayes—Ald. Martin, Huntington, Edelman, Knobles—4.

Nays—Ald. Tracy, Fitz Simons, Montgomery, Warren, Hays, Crouch, Chace, Vay, Donivan, Baetzel—10.

The report and resolution of the Committee were then adopted by the following vote:

Ayes—Ald. Tracy, Fitz Simons, Montgomery, Warren, Hays, Crouch, Chace, Vay, Donivan, Baetzel—10.

Nays—Ald. Martin, Huntington, Edelman, Knobles—4.

Ald. Martin called up the bill of the Union and Advertiser for publishing the proceedings, and moved that the Special Committee on Printing be discharged. Adopted.

Ald. Montgomery moved that the President appoint a special committee of three to consider the matter and ascertain what arrangement can be made with the Union for the printing and for the leaves of the proceedings, and that none of the old committee be appointed on the new committee. Adopted.

COMMUNICATIONS FROM THE MAYOR AND OTHER EXECUTIVE OFFICERS, AND THEIR REFERENCE.

TREASURER'S MONTHLY REPORT.

CITY TREASURER'S OFFICE, July 9th, 1878.

To the Hon. Common Council:

GENTLEMEN: The Treasurer, herewith submits the Monthly Statement of the balances of the principal funds, on the 9th day of July, 9 a. m., 1878, as required by section 59 of the City Charter:

| | Credit Balance. |
|-----------------------------|-----------------|
| Contingent Fund | \$ 35,496 84 |
| Police Fund | 50,491 53 |
| Lamp Fund | 67,451 84 |
| Poor Fund | 46,084 09 |
| Park Fund | 1,936 33 |
| Health Fund | 10,324 61 |
| Home for Truants Fund | 9 10 |
| City Property Fund | 6,190 51 |
| Search Department | 224 50 |

GEO. D. WILLIAMS, Treasurer.

Subscribed and sworn to before me this 9th day of July, 1878.

PETER SHERIDAN,
Commissioner of Deeds.

Ordered received filed and published.
To the Honorable the Common Council of the City of Rochester:

GENTLEMEN: The undersigned, Commissioners of Excise of the city of Rochester, report that moneys have been received by said Commissioners, from the persons named, and in the respective amounts set forth in the following schedule, commencing May 31st, 1878, to and including June 24th, 1878, for licenses to sell and dispose of strong and spirituous liquors, wines, ale and beer, in quantities less than five gallons at a time, to wit:

| | |
|---|------|
| Philip Weider, 34 Grand st..... | \$30 |
| George Werner, 40 E. Main st..... | 30 |
| John Hayes & Co., 22 S. St. Paul st..... | 30 |
| Joseph Gruenauer, 139 Jay st..... | 20 |
| Anton Biel, cor. Grand st. and Pinnacle ave..... | 30 |
| Frank A. Schoffel, 4 South St. Paul st..... | 40 |
| J. George Schleber, 26 and 28 North Water st..... | 30 |
| Ann Curvin, Plymouth ave. (Rapids)..... | 40 |
| Samuel Harrell, 18 Market st..... | 40 |
| Chas. F. Hetzel, 156 North ave..... | 30 |
| Chas. Goedtel, 119 Lyell st..... | 30 |
| Phillips & Fuller, 1 North ave..... | 30 |
| Samuel S. Brewer, 3 Front st..... | 30 |
| Adam May, West Maple, cor. Childs st..... | 30 |
| Angus Scheidnagel, cor. Hudson & Barnard sts..... | 30 |
| Catherine Klemm, 116 West Main st..... | 40 |
| John Hartel, 10 West ave..... | 40 |
| Frank Hafner, cor. Exchange and Clarissa sts..... | 40 |
| Joseph Erbeling, 50 South St. Paul st..... | 30 |
| Wm. Hof, 190 North Clinton st..... | 30 |
| Henry Kondolf, cor. Jay and Childs..... | 30 |
| John Stuerum, cor. Bay st. and First ave..... | 30 |
| Theodore J. Kenning, 50 North ave..... | 30 |
| John J. Fisher, 116 North Water st..... | 40 |
| John Straub, 126 Lake ave..... | 30 |
| George Weidner, Commercial Hotel, cor. Front and Mumford sts..... | 40 |
| George F. Suss, 203 North Clinton st..... | 30 |
| Henry Hetzel, 174 West ave..... | 30 |
| Hugh Devitt, cor. Spring and Exchange sts..... | 40 |
| George L. Upson, 173 E. Main st..... | 30 |
| George F. Frank, cor. North and Woodbury..... | 30 |
| Burt L. Sheldon, 100 West Main st..... | 40 |
| Margaret Keller, 10 North Water st..... | 30 |
| Jacob Beuerle, 108 East ave..... | 30 |
| John J. Karle, 58 South St. Paul st..... | 30 |
| Wilson Sprague, 82 and 84 Mill st..... | 40 |
| Henry Wick, 274 Brown st..... | 30 |
| George Bertram, 229 N. Clinton st..... | 30 |
| John Mogridge, Plymouth ave cor. Spring st..... | 39 |
| John Burgard, 4 West ave..... | 20 |
| Charles Kohl, 9 Lowell, cor. Martin st..... | 30 |
| Gustav Rosenthal, 107 North ave..... | 30 |
| Gnther & Oakley, 105 North ave..... | 30 |

| | |
|--|---------|
| Joseph Kelley, 9 Hill st..... | 30 |
| Gustav Kostbalm, Mt. Hope ave and Hamilton pl..... | 30 |
| George Hunter, 23 Lake ave..... | 30 |
| August Crotzki, 149 N. Clinton st..... | 20 |
| George Klemm, 165 E. Main st..... | 30 |
| Patrick Mathews, 89 Lyell st..... | 30 |
| Henry Normile, cor. Smith and Walnut sts..... | 30 |
| Miles Flynn, 127 W. Main st..... | 30 |
| Rosand Boyle, 65 Caledonia ave..... | 30 |
| Samuel Luscher, 34 Pinnacle av..... | 30 |
| John J. Vail, 41 East Main st..... | 30 |
| John D. Heilman, 109 Hudson st..... | 40 |
| Siegfried Lieders, 9 Mill st..... | 30 |
| Michael L. Tierney, 1 Monroe ave..... | 39 |
| Rai Miller, 64 N. St. Paul st..... | 40 |
| John H. Hayd, 100 East ave..... | 40 |
| John F. Boyd, 165 Lake ave..... | 40 |
| Conrad Zimmer, 111 Mt. Hope ave..... | 30 |
| Mrs. Ann Wegman, 182 N. St. Paul st..... | 30 |
| John O'Connor, 116 East ave..... | 30 |
| Thomas McAnaney, 142 Brown st..... | 30 |
| Gottlieb Konath, 82 Lyell st..... | 30 |
| Joseph M. Ryan, 157 N. Water st..... | 30 |
| James Hyde, 118 Broadway..... | 30 |
| Reisky & Spies, 111 N. St. Paul st..... | 40 |
| James Fosmire, 67 West ave..... | 40 |
| Louis Fien, 182 N. Clinton st..... | 30 |
| Berard Schwab, Whitney and Smith sts..... | 30 |
| Martin Maloy, 36 Kent st..... | 30 |
| Knapp & Fisher, 225 Monroe ave..... | 30 |
| Dorothea Schleber, 91 Front st..... | 40 |
| Michael Kitzel, 21 Lowell st..... | 30 |
| Henry Koesterer, 116 North ave..... | 30 |
| Peter L. Monroe, 53 Francis st..... | 30 |
| Gustav May, Bartiett and Reynolds sts..... | 30 |
| Chas. W. Loweth, 77 Adams st..... | 30 |
| Joseph Consler, 81 Caledonia ave..... | 30 |
| James Burrell, 332 State st..... | 40 |
| Henry Bardell, 178 West ave..... | 30 |
| Adam Weisand, 49 Monroe ave..... | 30 |
| Barbara B. Eisenmenger, Clinton & Nassau sts..... | 30 |
| Geo. W. Yattau, 3, 5 & 7 Corinthian Hall..... | 20 |
| William Murray, 254 State st..... | 30 |
| Bartholomew Kain, 341 State st..... | 30 |
| Peter Connaughton, 5 Hunter st..... | 30 |
| Mrs. John A. Wallace, 6 Lake ave..... | 30 |
| John A. Clarke, 333 State st..... | 30 |
| Christian Heilbron, 196 East Main st..... | 30 |
| Peter Reinhart, 97 Mt. Hope ave..... | 30 |
| Eugene Welker, 31 Herman st..... | 30 |
| Mrs. D. Golden, 66 Front st..... | 30 |
| George Bruucks, 119 South ave..... | 40 |
| John Scheffel, 46 S. St. Paul st..... | 20 |
| Edward Donnelly, 38 Smith st..... | 30 |
| Frank Kehrig, 9 S. St. Paul st..... | 30 |
| Catherine Hayden, 12 Platt st..... | 20 |
| Mathew Daus, 62 Lyell st..... | 30 |
| John C. Ryan, 216 State st..... | 30 |
| George J. Fritz, 293 N. Clinton st..... | 30 |
| John A. Aue, 32 Front st..... | 30 |
| Andrew Berg, 246 St. Joseph st..... | 30 |
| James F. Garland, 132 Front st..... | 30 |
| Maria Herman, 134 Hudson st..... | 30 |
| Michael Eisele, 143 Mill st..... | 30 |
| Asmer S. Hubert, 1 1/2 Front st..... | 30 |
| Gertrud Broeder, 16 Hanover st..... | 30 |
| Arredia C. Auten, 77 Front st..... | 30 |
| Joseph Kaufman, 94 Front st..... | 30 |
| Marcellus King, 199 N. Clinton st..... | 30 |
| William South, 66 Front st..... | 40 |
| Philip Spindler, 55 Hudson st..... | 30 |
| Joseph Same, 95 North ave..... | 30 |
| Patrick McCormick, 183 Mill st..... | 30 |
| John C. Zellweger, 148 Brown st..... | 30 |
| William Pauckner, 128 Mt. Hope ave..... | 30 |
| Michael Clancy, 29 S. St. Paul st..... | 30 |
| Zebulon Levisne, Montrose & Saratoga ave..... | 30 |
| William Crispin, 70 Exchange st..... | 30 |
| Peter Crats, cor. Ames & West Orange..... | 30 |
| | \$3,840 |

We have disposed of said moneys as follows:
 Paid for stationery, postal cards, post stamps, etc..... \$ 6 00
 Paid Earnest Christian, printing..... 5 00
 .. Union and Advertiser..... 10 25
 .. Daniels & Phillips..... 13 55
 .. Evening Express Printing Co. printing... 19 15
 .. Rochester Printing Co..... 24 60
 .. Adolph Noite, printing..... 24 60
 .. Louis W. Brandt..... 24 60
 Deposited with City Treasurer..... 3,712 80

Total..... \$3,840 00

Licenses have been granted to all of the above named applicants.

JAMES BAKER,
HERMANN MUTSCHLER,
PARIS G. CLARK,
Excise Com'rs.

STATE OF NEW YORK, } ss.
 County of Monroe, }
 James Baker, Hermann Mutschler, Paris G. Clark,
 Com. of Excise.
 James Baker, Hermann Mutschler and Paris G. Clark,
 of the city of Rochester, in said County, being duly
 sworn, say, and each for himself says, that the fore-
 going annexed report of moneys received by them for
 the purposes named in said report, with the names of
 persons and dates therein given, are correctly set
 forth in said report, and that said report embraces
 the whole of the moneys received from May
 31st, 1878, to and including the 24th day of June, 1878.

JAMES BAKER,
 HERMANN MUTSCHLER,
 PARIS G. CLARK,
 Com'rs of Excise.

Subscribed and sworn to before me this 30th day of
 June, 1878.

JAMES P. EVANS,
 Com'r of Deeds.

Ordered received, filed and published.
 OFFICE OF EXECUTIVE BOARD,
 ROCHESTER, July 1, 1878. }

To the Honorable the Common Council:

I have the honor to transmit herewith:
 1. Statement of expenditures by the Execu-
 tive Board during the month of June 1878.

2. Statement of the condition of the several
 funds in charge of the Executive Board at this
 date.

Respectfully, Your Obedient Servant,
 THOS. J. NEVILLE,
 Clerk of the Executive Board.

OFFICE OF EXECUTIVE BOARD, }
 Rochester, N. Y., July 1, 1878. }

STATEMENT

Of expenditures by the Executive Board during the
 month of June, 1878.

| Funds Charged. | Amounts. |
|------------------------------------|-------------|
| Highway Fund | \$3,043 74 |
| Fire Department Fund | 4,641 68 |
| Water Pipe Fund | 4,792 81 |
| Water Works Fund | 42,975 95 |
| Salary and Expense Fund | 1,171 15 |
| Sidewalk Repair Fund | 626 53 |
| Sprinkling Lake avenue | 5 45 |
| .. East avenue | 244 00 |
| .. East and West Main street | 350 00 |
| .. West avenue | 100 00 |
| Troup Street Plank Walk | 196 57 |
| West Avenue Sewer | 2,034 00 |
| Wait Street Sewer | 9 06 |
| Lyell Avenue Sewer | 1,100 31 |
| North Avenue Improvement | 6,051 59 |
| Tremont Street Sewer | 344 0 |
| Jackson Street Improvement | 73 00 |
| Davis Street Plank Walk | 384 58 |
| Aqueduct Street Improvement | 1,000 00 |
| West Main Street Widening | 300 00 |
| Ringelstein Alley Walk | 45 63 |
| Total | \$69,494 96 |

(Official.) THOS. J. NEVILLE,
 Clerk of Executive Board.

OFFICE OF EXECUTIVE BOARD, }
 ROCHESTER, N. Y., July 1, 1878. }

STATEMENT

Of the condition of the several funds in charge of the
 Executive Board at this date:

| CREDIT BALANCES. | |
|--|--------------|
| Highway Fund | \$37,320 24 |
| Fire Department Fund | 32,293 87 |
| Water Pipe Fund | 45,404 82 |
| Water Works Fund | 8,103 64 |
| .. special | 1,515 47 |
| Salary and Expense Fund | 11,285 22 |
| | \$135,923 26 |
| DEBIT BALANCE. | |
| Sidewalk Repair Fund | \$ 2,778 11 |
| Sundry Street Sprinkling Funds .. | 813 45 |
| Sundry Local Improvement Ac- counts | 17,175 14 |
| City Treasurer | 115,156 56 |
| | \$135,923 26 |

THOS. J. NEVILLE,
 Clerk of Executive Board.
 Ordered received, filed and published.

OFFICE OF EXECUTIVE BOARD,
 • Rochester, N. Y., June 23, 1878. }

In Executive Board, June 25, 1878.
 By Mr. Lauer—Resolved, that the Street
 Committee be authorized to expend \$400 on
 Clinton street, north of Andrews street.

Mr. Neville moved to amend that the Com-
 mon Council be requested to introduce an ordi-
 nance for the repair of said street. Adopted.

By Mr. Kavanagh—Resolved, That the Com-
 mon Council be requested to introduce an ordi-
 nance for grading Child street, from the State
 Line railroad track to Thomas avenue. Adopt-
 ed.

By Mr. Fleckenstein—Resolved, That the
 Common Council introduce an ordinance for
 grading Thomas avenue, from New York to
 Colvin street. Adopted.

A true copy of the minutes.
 THOS. J. NEVILLE, Clerk,
 Referred to Improvement Committee.

OFFICE OF EXECUTIVE BOARD, }
 ROCHESTER, July 9, 1878. }

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

GENTLEMEN : At a meeting of the Executive
 Board, held June 25, 1878, the following resolu-
 tions were adopted :

By Mr. Fish—Resolved, That the Clerk of
 this Board be and he is hereby directed to trans-
 mit back to the Common Council for cancella-
 tion ordinance No. 2,003, for the construction
 of a plank walk on the south side of Pryor
 street, in front of lot No. 5, the owner having
 constructed his own walk during the pendency
 of said ordinance. Adopted.

By Mr. Fish—Resolved, That the Clerk of
 this Board be and i hereby directed to trans-
 mit back to the Common Council ordinance No.
 2,018, for the construction of a flag walk in
 front of lot No. 6, west side of Jones street, the
 owner having constructed a plank walk during
 the passage of said ordinance, which has been
 accepted by this Board, therefore the Common
 Council is respectively requested to reconsider
 and to indefinitely postpone the same. Adopt-
 ed.

A true copy from the minutes.
 THOMAS J. NEVILLE, Clerk.
 Referred to improvement Committee.

CITY CLERK'S OFFICE,
 ROCHESTER, N. Y., July 9, 1878. }

To the Hon. the Common Council :

GENTLEMEN:—In accordance with section 29,
 revised City Charter, I report the following
 named persons as having qualified and taken
 the oath of office:

COMMISSIONERS OF DEEDS.

James H. Greene, Wm. S. Staples, C. Wil-
 liams, Henry H. Hetzel.

Ordered received, filed and published.

ACTION ON ORDINANCES.

The final ordinance for the opening and widening of
 Tyler st. was indefinitely postponed on motion of Ald.
 Baetzel.

Ald. Warren moved that the question of whether the
 city has title to any of the land in said street be
 referred to the City Attorney to report to the Board.—
 Adopted.

The final ordinance for a sewer in Tyler street was
 postponed two weeks on motion of A. d. Edelman.

The final ordinance for the widening of Conkey av-
 nue was lost by the following vote:

Ayes—Ald. Warren, Fitz, Crouch—3.
 Nays—Ald. Tracy, FitzSimons, Montgomery, Chace,
 Huntington, Vay, Donivan, Edelman, Knobles, Baet-
 zel—10.

FINAL ORDINANCE No. 2,020.

PIPE SEWER IN NORTH ST. PAUL STREET.

On motion of Ald. FitzSimons 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. FitzSimons submitted the following:

An ordinance to construct a pipe sewer in North St. Paul street, from a point 125 feet south of Clifford street, to the Evergreen street sewer.

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

The construction of a 12 inch pipe sewer in North St. Paul street from a point 125 feet south of Clifford street to the Evergreen street sewer; also the necessary lot laterals and surface sewers.

And the whole expense shall be defrayed by the assessment upon the lots and parcels of lands to be benefited thereby; and the City Surveyor, under the direction of this Council, having made an estimate of such expense, and reported the same at \$371.00, which estimate is hereby approved; 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 North St. Paul street, from a point 125 feet south of Clifford street to Evergreen street.

On which above described portion of the city the expenses of said improvement are hereby ordered assessed.

Adopted by the following vote:

Ayes.—Ald. Tracy, FitzSimons, Montgomery, Warren, Hays, Crouch, Martin, Chace, Huntington, Vay, Donovan, Edelman, Knobles, Baetzel—14.

The final ordinance for a sewer in Bartlett st. was postponed two weeks on motion of Ald. Chace.

The final ordinance for a sewer in Alexander st. and hearing of allegations thereon was postponed until the next regular meeting, on motion of Ald. Donovan.

UNFINISHED BUSINESS.

The petition of the R. C. & B. S. R. R. Co. to lay double tracks in West avenue came up.

Ald. Martin presented a petition from the railroad company asking for consent to lay double tracks in the centre of West avenue from Ford street to Genesee.

Also, petition from property owners in West avenue for the same.

Also, petition of property owners to permit the laying of the tracks on the sides of the avenue.

Also, a remonstrance against the laying of tracks through the centre of the street.

Also, a remonstrance against laying double tracks in the avenue.

Also, a remonstrance against laying two tracks in any form through the avenue.

Ald. Chace moved to suspend the rule to adjourn at 11 o'clock. Adopted.

Ald. Martin moved that the matter be postponed until the next regular meeting and that the street railway company be requested not to lay any track in West avenue meantime except a single one, and that in the centre of the street.

Consideration of an amendment to a penal ordinance relating to soliciting patronage in the streets was postponed until the next meeting.

MISCELLANEOUS.

By Ald. FitzSimons—

Whereas, lots Nos. 10 and 11 Lincoln street, and 12 and 13 Hollister street, C. A. Davis, sub'n, were assessed for Channing street sewer, No. 1,668, and North avenue outlet sewer, No. 1,794, under one valuation and in one amount, and

Whereas, the said lots are now owned by different parties, therefore

Resolved, That any person owning part of said lots may redeem his own land by paying the Treasurer such portion of said assessments, expenses and interest, as the City Assessors may determine his property should bear, and the

Treasurer is authorized to receive such portion and release the property owned by the person paying it, and retain the lien on the balance of said lots on his books. Adopted.

By Ald. FitzSimons—

Whereas, lots 3, 4 and 5, Evergreen tract, east side of St. Paul street, and south side of Evergreen street, were assessed for North St. Paul street flag walk, No. 1,731, and Evergreen street plank walk, No. 1,678, under one valuation and in one amount, and

Whereas, the said lots are now owned by different parties, therefore

Resolved, That any person owning part of said lots may redeem his own land by paying the Treasurer such portion of said assessments, expenses and interest, as the City Assessors may determine his property should bear, and the Treasurer is authorized to receive such portion and release the property owned by the person paying it, and retain a lien on the balance of said lots on his books. Adopted.

By Ald. FitzSimons—Whereas, Lot No. 13 of A. Wilson's subdivision, north side of Wilson street, has been sold for Wilson street walk under one valuation and in one amount; and,

Whereas, The said lot is now owned by two parties, therefore,

Resolved, That any person owning part of said lot may redeem his own land by paying the Treasurer such portion of said assessment, expenses and interest, as the City Assessors may determine his property should bear, and the Treasurer is authorized to receive such portion and release the property owned by the person paying it, and retain the lien on the balance of said lot on his books. Adopted.

By Ald. Crouch—Resolved, That a market license be granted to John G. Manning to sell fresh meat on the corner of Alexander and Broadway until July 1st, 1879, on his paying into the Treasury the sum of twenty-five dollars. Adopted.

The President announced as the Special Committee on Printing Ald. Warren, Montgomery and Baetzel.

Ald. Montgomery moved that the Board adjourn. Adopted.

EDWARD ANGEVINE, City Clerk.

In Common Council—July 23, 1878.

REGULAR MEETING.

Present—Ald. Tracy, FitzSimons, Montgomery, Herzberger, Warren, Hays, Crouch, Martin, Chace, Huntington, Donovan, Edelman, Smith, Knobles, Baetzel—15.

Absent—Ald. Vay—1.

Ald. Simon Hays, President of the Board, presiding.

Ald. Huntington moved that the minutes of the last meeting be corrected by saying that the final ordinance for a sewer in Bartlett street was "indefinitely postponed" instead of "postponed until the next regular meeting." Adopted, and the proceedings as amended confirmed.

PRESENTATION OF PETITIONS, ACCOUNTS, &C.

By Ald. FitzSimons—Petition of J. W. Southworth to erect a wood building. Referred to Wood Building Committee and Fire Marshal with power to act.

By Ald. Montgomery—Petition of Mrs. Ann E. Bronson. Referred to Assessment Committee.

Ald. Montgomery gave notice that at the next meeting he should offer a penal ordinance regulating bathing in public places in the city of Rochester.

By Ald. Crouch—Petition of A. Denmar to erect a wood building. Referred to the Wood Building Committee and Fire Marshal with power to act.

By Ald. Martin—Petition of H. M. Ripley. Referred to Sewer Committee.

By Ald. Huntington—Petition of Calvin Johnson to erect a wood building. Referred to the Wood Building Committee and Fire Marshal with power to act.

By Ald. Donivan—Bill of

Geo. Huber, labor, &c. \$36 00
John Ferenbach, labor, &c. 36 00

Referred to Park Committee.

Also, bill of

M. Huntington, goods. \$ 4 42
F. J. Irwin, monthly cleaning. 82 80
Henry D. Blackwood, whitening, painting, &c., City Hall. 885 89
Henry D. Blackwood, glass W. W. office. 16 00

Referred to City Property Committee.

By Ald. Edelman—Petition of A. Kahler to erect a wood building. Referred to Wood Building Committee and Fire Marshal with power to act. Ald. Smith presented a remonstrance. Same reference.

By Ald. Smith—Bills of

Byron Holley, services. \$67 50
John Colbert, horse shoeing. 6 50
John O'Rourke, board of horse. 18 35
M. Huntington, goods. 3 50
Union and Advertiser, printing. 7 50
John H. Mason, postage stamps, &c. 4 00

Referred to Health Committee.

By Ald. Knobles - Petition of W. S. Osgood to erect a wood building. Referred to Wooden Building Committee and Fire Marshal with power to act.

Also petition to extend the gas mains in Wilder street. Referred to Lamp Committee.

By Ald. FitzSimons—Petition of congregation of Beth. El. Referred to Assessment Committee.

By Ald. Huntington—Bills of

M. Huntington, goods. \$39 26
Buffalo Steam Guage Co., lamp pots. 12 50
F. Vose, assignee R. E. Gay & Co., lighting and extinguishing lamps. 821 19
Rochester Gas Light Co., lighting and care of lamps. 2,74 50
Citizens' Gas Co., gas and care of lamps. 3,250 80

Referred to Lamp Committee.

By Ald. Baetzel—Bills of

Hoffman & Mair, burials. \$ 86 00
John Hahn, meat. 100 00
C. Fromm, meat. 50 00
Jacob Langrecht, meat. 50 00
Bostwick & Heindl, printing notices. 3 50
Langdon & Co., coal. 4,173 87

Referred to Poor Committee.

By Ald. Baetzel—

REPORT OF THE OVERSEER OF THE POOR FOR THE MONTH OF JUNE, 1878.

OVERSEER OF THE POOR OFFICE, }
ROCHESTER, July 9, 1878. }

To the Honorable the Common Council of the City of Rochester.

The Overseer of the Poor of the city of Rochester would respectfully report that during the month of June he has relieved 453 families in the following manner:

Orders on Poor Store. \$1,388 00
.. Coal Yard. 138 00
.. Wood Yard. 6 50
.. John Oetzel, shoes. 6 00
.. John Groh, .. 26 50
.. C. Glasser, .. 14 00
.. O. Oswald, .. 13 25
.. Leat & Wetzel .. 6 75

.. J. H. Phelan .. 38 50
.. Curran & Goler, medicine.. 75
.. G. Mannel, .. 50
.. Burke, FitzSimons, Hone & Co., dry goods. 3 00
.. G. Schofield, transportation 43 72
.. Daniel O'Reilly, burials. 12 00
.. C. V. Jeffreys, .. 24 00
.. Patrick Joyce, .. 6 50
.. Hoffman & Maier, .. 18 50
.. Foehner & Maier, .. 12 00

Total. \$1,753 47
Less Towns. \$ 107 56
Less Emigrant Fund. 6 00
113 56

Total to City. \$1,639 91

All of which is respectfully submitted,
J. SCHURTE, Overseer of the Poor.

Ordered received, filed and published.
By Ald. Martin—Bills of

Orrin Backus stakes. \$ 38 00
John C Moore, book binding. 44 33
Union & Advertiser, printing. 482 25
Wm. I. Hanford, services. 5 25
Steele & Avery, stationery, &c. 18 35
Danks & Fors, printing. 125 00
C. S. Kenyon, repairing ribbon stamps. 18 00
Express Printing Co., pub. proceedings. 450 00
Union & Advertiser printing Manual. 140 00

Referred to Contingent Expense Committee.

By Ald. Herzberger—

REPORT OF THE POLICE CLERK FOR THE MONTH OF JUNE, 1878.

POLICE COMMISSIONERS' OFFICE, }
July 16, 1878. }

To the Honorable the Common Council:

GENTLEMEN—I respectfully report the following as the total amount of fines and penalties imposed by the Police Justice for the month of June, 1878, together with the amount collected:

| June. | Crime. | Penalty. | Paid. |
|----------------------|--------------------------|----------|-------|
| 1—James Williams, | drunk, | 5 | |
| Geo. Forrest, | assault, | 20 | |
| Daniel McCarthy, | drunk, | 10 | |
| Cath & Fors, | petit larceny, | 50 | 50 |
| 3—Peter Hughes, | drunk, | 5 | 5 |
| George Paradise, | .. | 10 | 10 |
| Wm. H. Leonard, | .. | 10 | |
| James McFarlin, | .. | 5 | 5 |
| Ira McFarlin, | .. | 5 | |
| 4—Daniel Harrington, | .. | 5 | 5 |
| Charles Powell, | .. | 10 | |
| Wm. R. Pringle, | petit larceny, | 25 | |
| Elenor McCandless, | drunk, | 10 | 10 |
| Luke Calihan, | .. | 5 | 5 |
| Thomas Bettner, | assault, | 25 | 25 |
| Michael Fries, | vio. ord., | 10 | |
| Mary Ritz, | assault, | 10 | 5 |
| John Connors, | petit larceny | 25 | |
| George Har, | .. | 25 | |
| 5—Fred Olds, | drunk, | 5 | |
| Philip Rupert, | assault, | 5 | 5 |
| Mary Robinson, | sel'g liq. without lic., | 50 | |
| .. | vio. ord., | 50 | |
| 6—Frank Dolan, | petit larceny, | 10 | |
| Alex. McConnell, | drunk, | 5 | 5 |
| Mary Robinson, | .. | 10 | |
| Annie Sullivan, | .. | 5 | |
| Dennis Keefe, | .. | 5 | 5 |
| Wm. C. O'Brien, | .. | 5 | |
| Alphonso E. White, | .. | 5 | |
| Hugh Kirk, | .. | 5 | 5 |
| Henry Simmerly, | vio. ord., | 5 | |
| Henry Fry, | .. | 5 | |
| Wm. Phillips, | petit larceny | 25 | |
| 7—James Donnelly, | drunk, | 5 | 5 |
| Barney Flynn, | .. | 5 | 5 |
| Wm O'Rourke, | .. | 5 | 5 |
| Dan'l Harrington, | .. | 10 | |
| Peter Block, | .. | 5 | 5 |
| 8—Mathew Wunder, | .. | 10 | |
| Owen Kelly, | .. | 10 | 5 |
| Wm FitzGerald, | .. | 10 | |
| Burtis Jordan, | vio ord | 2 | |
| John Lynch, | .. | 2 | |
| 10—Ed Lockhurst, | drunk | 10 | |
| Jacob Sherman, | .. | 10 | 10 |
| Annie Moss, | .. | 10 | |
| Mary Hecock, | .. | 10 | |
| Eliza Shehan, | .. | 10 | |
| Ed Russel, | .. | 10 | |
| Sarah McCabe, | .. | 10 | 5 |
| James Nolan, | .. | 5 | 2 |
| Geo W Noyes, | .. | 10 | 10 |
| James Barry, | .. | 10 | |
| David Steger, | .. | 10 | |

| | | | |
|--------------------------------------|----------------|-----|----|
| John Steger, | .. | 10 | |
| Ella Naon, | .. | 5 | 5 |
| Benj F Guenther, | .. | 5 | 5 |
| Etiza Rigney, selling liquor without | license | 50 | 80 |
| 11-Geo Parker, | drunk | 5 | 5 |
| Robt Smith, | assault | 25 | |
| Eliza Shehan, | drunk | 10 | |
| Chas Whipple, | .. | 10 | 10 |
| Mich W Keegau, | .. | 10 | 10 |
| Wm Maloney, cruelty to animals | .. | 25 | 25 |
| 12-Jacob Feulenberg, | drunk | 10 | |
| Nelson Peters, | .. | 10 | |
| Hugh Parks, | .. | 5 | |
| Bridger Sheridan, | .. | 10 | |
| Patk Conway, | .. | 5 | |
| Henry Cain, | .. | 10 | 5 |
| Mary Gilbert, | .. | 10 | |
| James Moore, | pet larceny | 10 | |
| Napoleon Lockhurst, | drunk | 10 | |
| Wm H Bond, | vio ord | 5 | 5 |
| John Collins, | .. | 10 | 5 |
| 13-John Moore, | .. | 10 | |
| Wm Holden, | drunk | 10 | |
| 14-Chas Sickles, | cru to animals | 10 | |
| 15-James Carroll, | drunk | 10 | |
| Giles Boswell, | .. | 5 | |
| John Culligan, | .. | 10 | |
| Mary Robinson, | assault | 50 | |
| 17-John Sullivan, | drunk | 10 | 10 |
| Timothy Collins, | .. | 5 | 3 |
| Edward Farley, | .. | 10 | 5 |
| John E Kelly, | .. | 10 | 10 |
| James Connell, | .. | 5 | 5 |
| John Doe, | .. | 5 | 5 |
| Hannah Collins, | assault | 20 | |
| Edward Ebner, sell'g liq on Sunday | assault | 50 | 40 |
| Mary Wilson, | .. | 10 | |
| Emma Jeffry, | .. | 10 | 4 |
| 18-Sam'l Waugh, | drunk | 10 | |
| James Rogers, | .. | 5 | 5 |
| Martin Forbes, | .. | 10 | |
| Jas Monaghan, | .. | 10 | 10 |
| Rich'd Lavis, | .. | 10 | 5 |
| James Hannon, | assault | 25 | |
| Mate Rhines, | drunk | 10 | |
| John C Heeney, | .. | 10 | 5 |
| Nelle Thompson, | vio ord | 100 | 50 |
| 19-Bell McWhorter, | pet larceny | 15 | 13 |
| Kate Salter, | vio ord | 50 | |
| 20-James Roberts, | drunk | 10 | |
| James Skuse, | .. | 10 | |
| Ed. Carabine, | pet larceny | 25 | |
| John Short, | drunk | 10 | 5 |
| Elizabeth Mann, | .. | 25 | |
| Dan'l Donivan, | vio ord | 5 | 5 |
| Jacob Binnard, | .. | 2 | |
| 21-Henry Holden, | drunk | 5 | |
| John Livingston, | .. | 10 | |
| John Fairchild, | .. | 10 | |
| Timothy Monaghan, | .. | 10 | 5 |
| Pat'k Nolan, | .. | 5 | 5 |
| 22-Matthew McCann, | drunk | 10 | 5 |
| John Jenny, | assault | 15 | 15 |
| 24-Francis Predmore, | petit larceny | 10 | |
| Mary Brown, | drunk | 10 | 5 |
| Blanche Morse, | .. | 10 | 10 |
| Thos Callighan, | .. | 10 | 10 |
| Dan'l Evoy, | .. | 5 | 5 |
| Chas Nolan, | .. | 5 | 5 |
| Edward Engel | .. | 5 | 5 |
| Wm Lowell, | .. | 10 | |
| Gottleip Apfel, | .. | 10 | 10 |
| James McDermott, | .. | 5 | 5 |
| 25-Albert Brahm, | assault | 15 | 15 |
| James McKuen, | .. | 5 | 5 |
| 26-Gideon Pease, | .. | 5 | |
| Chas Chapman, | .. | 10 | 10 |
| Mary Atherton, | .. | 5 | 5 |
| 28-James Purcell, | drunk | 5 | |
| Andrew Stehle, | vio ord | 50 | 50 |
| 29-John Doe, | drunk | 5 | 5 |
| Fines imposed by Commissioners, | .. | | 30 |

I do hereby officially certify that the foregoing report in relation to money received by me for fines and penalties imposed by the Police Justice for the month of June, 1878, is true.

E. FRANK ENOS, Clerk.

PETER SHERIDAN

Commissioner of Deeds.

Ordered received, filed and published.

REPORTS OF STANDING COMMITTEES.

By Ald. Montgomery—

To the Common Council :

Your Law Committee to whom was referred the petition of John Wegman, claiming damages against the city, report that on investi-

gating the facts we find that on the 3d of May last your petitioner's horse fell through the covering over the race on South Water street, near East Main street, while driving along over said race. That said covering apparently was safe yet it was quite defective, and your petitioner's horse was greatly injured thereby. The horse was a valuable one and was laid up fifty-six days by reason of such injuries, and your petitioner paid to veterinary surgeons for treating him \$44. Your petitioner claims one hundred dollars damages against the city, which your committee think not unreasonable, and therefore offer the following resolution :

Resolved, That the Treasurer pay on the Clerk's order to John Wegman one hundred dollars, on his executing and delivering to the city a receipt in full of all claims for damages, approved by the City Attorney.

THOS. C. MONTGOMERY,
JOHN W. MARTIN,
E. HUNTINGTON,

July 23, 1878. Committee.

Adopted by the following vote :

Ayes—Ald. FitzSimons, Montgomery, Herzberger, Warren, Hays, Crouch, Martin, Chace, Huntington, Donivan, Edelman, Smith, Knobles, Baetzel—14.

By Ald. Montgomery—

To the Common Council :

Your Law Committee to whom was referred the petition of Mrs. Elizabeth A. Smith, claiming damages against the city for injuries received by her by falling through the bridge over Deep Hollow creek on Glenwood avenue, would report that on an investigation of the facts we find that said petitioner on the 19th day of April last, while crossing said bridge, fell through it by reason of a defect therein, and was seriously injured, and has been put to great expense for care and medical attendance, and has suffered great pain and been laid up for a long period of time, and is in destitute circumstances. Your Committee, while they do not admit that the city is in any way liable yet in view of all the circumstances of the case your committee recommend that the city pay as a compromise the sum of three hundred dollars in full of all claims which she or her husband may have against the city, and offer the following resolution :

Resolved, That the City Treasurer pay on Clerk's order to William J. Sheridan, attorney for Mrs. Elizabeth A. Smith, three hundred dollars, upon the execution and delivery to the city of a receipt in full of all claims against the city on the part of herself or her husband, approved by the City Attorney.

THOS. C. MONTGOMERY,
JOHN W. MARTIN,
E. HUNTINGTON,

July 23, 1878. Committee.

Adopted by the following vote:

Ayes—Ald. FitzSimons, Montgomery, Herzberger, Warren, Hays, Crouch, Martin, Chace, Huntington, Donivan, Edelman, Smith, Knobles, Baetzel—14

By Ald. Montgomery—

To the Common Council :

GENTLEMEN: Your Finance Committee report that in accordance with the resolution of the Common Council, adopted at its last meeting, contracts were drawn up by the City Attorney and executed by the Traders' National Bank and the Flour City National Bank, with

sureties of the highest character, approved by all the members of your committee, and such contracts were delivered to the Mayor and are now here introduced before the Board; that the execution thereof by him, on the part of the city, was prevented by an injunction granted by Special County Judge Hulett, in an action in the Supreme Court by Hiram Sibley, plaintiff, against Cornelius K. Parsons, the Mayor, defendant, forbidding such execution without further action of the Common Council. This injunction was granted upon a complaint sworn to by the plaintiff, in which he charges the members of the committee with intentional falsehood, deceit and fraud. He alleges that they withheld the proposals of the banks from the Common Council, and falsely and fraudulently misrepresented the contents of the proposals; that they falsely represented to the Board that by the proposals of the Bank of Monroe and Commercial Bank the city would be bound to borrow all the money it needed from those banks at seven per cent. interest.

Every Alderman who was present at the last meeting of the Common Council knows that these charges are all and each of them wholly false, and without any foundation whatever; that the original proposals of the four banks were produced by the committee and read aloud to the Board by the City Clerk in his place; that in the discussion which followed, the members of the committee in argument admitted that the Bank of Monroe and Commercial Bank each offered the same terms as those offered by the other two banks, with the additional offer of \$262.50 bonus from each of the said two banks, for one-half of the city deposits, or \$525 for the whole; but the committee contended that the amount so offered was an entirely unimportant consideration in comparison with the advantage to the city of doing its business with the Traders' National Bank and Flour City National Bank, two of the oldest institutions in the city, whose comparatively large capital and surplus would furnish the best security that the city treasury—even in case of a stringent money market—would be supplied with loans of all the funds it might require. The capital and undivided profits of the several banks concerned, as shown by their last published reports (June, 1878), are as follows:

| | |
|---------------------------|--------------|
| TRADERS' NATIONAL BANK. | |
| Capital | \$250,000 00 |
| Surplus and profits | 239,025 46 |
| Total | \$489,025 46 |
| FLOUR CITY NATIONAL BANK. | |
| Capital | \$300,000 00 |
| Surplus and profits | 163,051 03 |
| Total | \$463,051 03 |
| BANK OF MONROE. | |
| Capital | \$100,000 00 |
| Surplus and profits | 115,522 35 |
| Total | \$215,522 35 |
| COMMERCIAL NATIONAL BANK. | |
| Capital | \$300,000 00 |
| Surplus and profits | 21,668 24 |
| Total | \$321,668 24 |

It will be seen that the capital and undivided profits of the two accepted banks aggregate \$952,076.49, while the other two show an aggregate of \$437,190.59.

The extraordinary measures taken by interested parties have suggested to your Committee some considerations which they briefly sub-

mit. The provision of the city charter which places the selection of the deposit bank in the hands of the Common Council is a wise one. While it relieves the City Treasurer and his sureties from all responsibility for the safety and solvency of the chosen depositaries, it enables the citizens' representatives to provide for the safe keeping of their moneys. In the exercise of this power by the Common Council they should be as free as possible from all extraneous influences and from the designs and machinations of private interest. The selection to be made in the interest of the city rests upon considerations, some of which cannot properly be stated in a public report or in an open discussion. The practice which has but recently been adopted of receiving proposals from the banks has led to the present most unseemly exhibition—the struggles of interested bank officers and their friends to obtain possession of the city funds. When the standing committee of your board, specially charged with the financial affairs of the city, have given the matter careful examination and reported the result, their action must be presumed to have been taken in the interest of the city only; and when assailed as they now are, with the grossest charges of criminal misconduct by one largely interested in the competing banks, your committee are entitled to appeal to the Common Council for their vindication and support, unless they have been recraent to duty and animad by improper motives.

If the precedent shall be established that the personal influence of individuals is sufficient to defeat the deliberate conclusions of your committee and of the Board itself, and to cause the repudiation of a contract to which both the Common Council and the designated banks have consented, the selection of the deposit banks can never be trusted as made for the advantage of the public. It is obvious too that if the practice is continued and established of giving the city account to the highest bidder there will be great danger, if not the certainty, that the account will be sought with the greatest pertinacity by those banks most in need of funds and who can afford to offer the highest premiums; and in proportion to the necessities of the competing banks will be the amount of their bids, and the extent of their efforts to control the action of individual Aldermen. At some future time and under altered circumstances the operation of such a practice and its necessary effects may lead to serious embarrassment and heavy loss on the part of the city.

It is unnecessary for your committee to add in conclusion that if such charges as those referred to are not repelled and emphatically negatived by the board, your committee ought not longer to retain the position of confidence in which you have placed them, and they are unworthy to occupy seats in the Common Council. The following resolutions are submitted for action:

Resolved, That the charges made against the members of the Finance Committee are wholly untrue and have no foundation in fact whatever; that the proposals of the four banks were all produced by the Finance Committee, read to the board by the City Clerk, and the contents made the subject of intelligent discussion.

Resolved, That the Mayor—or in his absence the President of the Common Council—execute, on behalf of the city, the contracts now here produced, and already executed by the Traders'

National Bank, and the Flour City National Bank respectively.

(Signed E. K. WARREN,
E. B. CHACE,
THOMAS C. MONTGOMERY,
Committee.

Ald. Martin moved a division of the question acting upon the resolutions separately. Ordered.

Ald. Martin moved the adoption of the first resolution.

Ald. Huntington presented the following :

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

GENTLEMEN:—I feel that the following statement is due to your Honorable Body, to explain why this Bank urges the reconsideration of your action at your last meeting in reference to the City's account :

Alderman Warren, with the City Treasurer, came into the Bank at noon, or shortly after, Tuesday the 9th of July, and notified me that the Finance Committee were to report to the Common Council that evening, designating the Banks to keep the City's account for the coming year, and that they wanted propositions for the account, one based on the agreement of the City "to borrow, as heretofore, all their money of the Bank at 7 per cent.," and one "to allow the City to borrow where they could borrow cheapest, the Bank in any event to lend them money at 7 per cent, if desired." I at once complained of the short time allowed me to make propositions, as it would be impossible for me at that late hour to get the Board of Directors together to consult with them—that I thought it was discourteous to them to bind the Bank, and to bind them to sign a bond, for perhaps \$300,000, without their knowledge or consent, and secured a postponement, saying we had always had in years past written requests for proposals, and ample time given us to decide what to do, and I supposed that without any doubt the same rule would be followed this year, and that I was entirely unprepared to say what we wanted to do. Finally Mr. Warren recommended me to apply by letter to the Committee to postpone the matter, saying he would present the letter and vote for postponement, and that if I go in my communication by six o'clock it would answer. In answer to my enquiry, he further stated that *none of the banks had had longer notice than was given us, and with this the interview ceased.* At or near two o'clock the same afternoon, word was sent to me by Alderman Montgomery "that no postponement would be allowed by the Finance Committee."

The two propositions offered by this Bank, in form as requested, by Ald. Warren, and which are before you, were made out by me without consultation with our Board of Directors, and I waited in and around the City Hall from one quarter past six until twenty minutes past seven without being able to find any member of the Committee, when meeting Ald. Warren on the City Hall steps, I told him I had left this Bank's propositions with the City Clerk. Shortly after the Council went into session.

Very respectfully yours,

H. F. HUNTINGTON, Cashier.

Ald. Montgomery sent up and had read the contracts referred to and the names of the sureties.

The first resolution was adopted by the following vote :

Ayes—Ald. FitzSimons, Montgomery, Warren, Hays, Crouch, Martin, Chace, Huntington, Donovan, Edelman, Smith, Knobles, Baetzel—13.

Ald. Chace moved the adoption of the second resolution. Adopted by the following vote :

Ayes—Ald. FitzSimons, Montgomery, Herzberger, Warren, Hays, Crouch, Chace, Donovan, Knobles, Baetzel—10.

Nays—Ald. Martin, Huntington, Edelman, Smith—4.

To the Common Council :

GENTLEMEN : At the last meeting of the Common Council a special Committee on printing was appointed, of which the undersigned was made chairman. He is the only one of the Committee who comes within the instructions of the resolution appointing the Committee. After a consultation and examination of the

accounts of the UNION and ADVERTISER Company, the undersigned reports in favor of paying the bill for the publication of the proceedings of the Common Council and notices as embraced in the contract of last year, or until a new contract is drawn up and signed, at the rate presented, \$3,000 per year. Provided that the charges for 1876 and 1877 for publishing the index in book proceedings shall be withdrawn and that no charge shall be made for the composition of the index for the book of proceedings of the present year.

This arrangement will, undoubtedly, save money to the city in consequence of the complications that have arisen in regard to the settlement of the bills for printing proceedings thus far this year and for furnishing the leaves.

E. K. WARREN.

Ald. Montgomery moved that the contract be entered into with the Union and Advertiser at \$3,000.

Accepted by Ald. Warren.

Ald. Huntington moved to amend as follows : That the contract price be made \$2,700, and in case the proposition is not accepted that they be paid to date on terms of old contract, and that the Contingent Expense Committee make arrangements with some other paper to print the leaves for the book of proceedings. Lost.

Ald. Smith moved that the contract be entered into with the Union and Advertiser at \$3,000, to print the proceedings, &c., contract to date back from the first of April 1878.

Ald. Warren accepted the amendment, providing that the conditions named in his report be complied with.

The report and resolution as amended was then adopted.

Ald. Baetzel, from the Poor Committee ; Ald. Tracy, from the Lamp Committee ; Ald. Smith, from the Health Committee ; Ald. Donovan, from the City Property Committee and Park Committee ; Ald. Martin, from the Contingent Expense Committee, reported favorably on the bills read by them, previously referred to their respective Committees, and referred them to the Finance Committee for payment.

By Ald. Knobles—Resolved, That B. Schwab, Jos. Hockmeier, Elizabeth C. King, J. W. Southworth, M. H. Cooper, Ezra J. Barnes have permission to erect wood buildings in accordance with their several petitions, under the direction of the Wood Building Committee and Fire Marshal. Adopted.

Ald. Martin presented sundry petitions for and remonstrances against permission being given R. De Garmo to erect a wood building. The matter was referred to the Wood Building Committee, Fire Marshal and City Attorney to investigate and report, and that meantime the City Attorney take judgment against Mr. De Garmo.

By Ald. Donovan—

To the Common Council :

Your City Property Committee, to whom was referred the petition of Mr. Zweigle for the use and lease of the alley owned by the city, situate just north and adjoining the City Building in Front street, would report that in their view to grant the prayer of the petition would be unwise. The city has constant use for the alley, and, if given up to Mr. Zweigle, a place for the storage of wagons used by the Fire Department would have to be rented.

JOHN DONIVAN.

Ald. Warren moved to amend, that consent for the use of the alley be given, revocable at the pleasure of the Council, providing mutual arrangement can be made with the Executive Board for shed room for the wagons of the Fire Department. Adopted, and the report as amended adopted.

FINANCE BUDGET.

ROCHESTER, N. Y., July 23, 1878.

By Ald. Warren—Resolved, That the Treasurer pay as follows, when there are funds applicable:

CONTINGENT FUND.

MONTHLY PAY ROLL TO AUGUST 1st, 1878.

| | |
|---|----------|
| Cornelius R. Parsons, Mayor..... | \$200 00 |
| Geo. D. Williams, City Treasurer..... | 300 00 |
| Albert G. Wheeler, City Attorney..... | 166 66 |
| Oscar H. Peacock, City Surveyor..... | 166 66 |
| Edward Angevine, City Clerk..... | 150 00 |
| David McKay, City Assessor..... | 166 66 |
| August M. Koeth, | 166 66 |
| Wm. Mahar, | 166 66 |
| Geo. W. Sill, Judge Municipal Court..... | 150 00 |
| W. W. Duell, Judge Municipal Court..... | 150 00 |
| Thos. B. Husband, Clerk Municipal Court..... | 50 00 |
| Francis J. Irwin, City Messenger..... | 75 00 |
| John E. McDermott, Watchman City Hall..... | 60 00 |
| Thomas A. Buckley, Engineer City Hall..... | 60 00 |
| Peter G. Miller, Janitor Front street building..... | 40 00 |
| W. C. Gray, Assistant Surveyor's Office..... | 75 00 |
| C. E. Parsons, Draughtsman, | 75 00 |
| W. J. Stewart, chairman | 50 00 |
| Ambrose Redman, rodman | 30 00 |
| Peter Sheridan, Assistant in Clerk's Office..... | 60 00 |
| E. W. Williams, | 116 66 |
| Chas. H. Stilwell, | 85 83 |
| James H. Wilson, | 75 00 |
| Warham Whitney, | 58 33 |

And charge that Fund.

POOR DEPARTMENT FUND.

MONTHLY PAY ROLL TO AUGUST 1, 1878.

| | |
|---|-----------|
| Joseph Schutte, Overseer..... | \$ 125 00 |
| William H. Shields, Assistant Overseer..... | 75 00 |
| John T. Tracy, bookkeeper..... | 75 00 |
| Jacob Lutt, clerk..... | 40 00 |
| Dr. Thos. A. O'Hare, City Physician..... | 41 67 |
| Dr. Geo. D. Benford, City Physician..... | 41 67 |
| Dr. Chas. E. McKelvey, City Physician..... | 41 67 |
| Dr. J. J. A. Burke, City Physician..... | 41 67 |

MISCELLANEOUS.

| | |
|--|----------|
| Jacob Howe & Son, bread and crackers..... | 216 21 |
| L. A. Pratt, shoes..... | 57 00 |
| Home for the Friendless, board of inmates..... | 96 16 |
| Home of Industry..... | 119 54 |
| St. Patrick's Orphan Asylum | 642 28 |
| City Hospital, | 1,447 75 |
| Rochester Orphan Asylum | 949 25 |
| St. Joseph's | 865 82 |
| St. Mary's | 1,090 51 |
| Hospital | 3,567 50 |
| John J. McCluskey, meat | 30 00 |
| F. Morhardt | 50 00 |
| H. Herman | 150 00 |
| C. V. Jeffreys, burials..... | 60 00 |
| Williamson & Higbie, stationery..... | 14 73 |
| Gerling Bros., flour..... | 306 00 |
| Joseph Schutte, disbursements..... | 50 15 |
| H. Austin Brewster & Co., groceries..... | 323 40 |
| Hiram Sibley, rent..... | 15 00 |
| Huhn Bros., bread..... | 27 00 |
| Geo. Elbs, | 36 35 |
| Geo. Oppel, | 60 00 |
| John Fischer, meat..... | 50 00 |
| N. L. Brayer, | 50 00 |
| Fred Wurtz, | 25 00 |
| Geo. Schofield, transportation..... | 43 72 |
| Dr. Neusslin, services..... | 41 67 |
| Dr. Sheehan, | 41 67 |

And charge that Fund

CITY PROPERTY DEPARTMENT FUND.

| | |
|---|--------|
| Louis Ernst, shears..... | \$1 50 |
| E. Emerich, repair of public clocks..... | 40 00 |
| J. Fahy & Co., towels..... | 5 00 |
| Bryan, Jones & Co., step ladders, &c..... | 5 60 |
| Wm. Fogarty, labor and material..... | 7 50 |
| M. W. Rundel, repairing frame..... | 6 25 |
| Henry C. Wisner, glasses for C. C..... | 3 00 |
| Roch. Gas Co., gas City Hall and Front Street Building..... | 128 50 |
| F. J. Irwin, extra cleaning..... | 18 00 |
| Henry D. Blackwood, painting, whitening, &c City Hall..... | 885 89 |
| Henry D. Blackwood, glass in Water Works office door..... | 16 00 |
| F. J. Irwin, monthly cleaning..... | 82 80 |

And charge that Fund.

HEALTH DEPARTMENT FUND.

MONTHLY PAY ROLL TO AUGUST 1st, 1878.

| | |
|--|----------|
| Sam'l. Donnelly, Supt. Board Health, salary..... | \$ 60 00 |
| Chas. Buckley, M. D., Health Officer..... | 41 67 |
| E. Angevine, Clerk..... | 35 00 |
| Henry M. Heindol, Keeper of Hope Hospital..... | 50 00 |
| John H. Mason, Insp'r..... | 50 00 |
| Joseph Thompson, Insp'r..... | 50 00 |
| James Cooper, Insur..... | 50 00 |
| Heman Miller, Insp'r..... | 50 00 |
| Orrin Harris, Insp'r..... | 50 00 |
| John O'Rourke, | 45 00 |
| John Vance, sewer flusher..... | 45 00 |
| John McDonald, garbage contract..... | 325 00 |

And charge that Fund.

LAMP DEPARTMENT FUND.

| | |
|---|-----------|
| Citizens' Gas Co., setting lamp posts, &c..... | \$ 169 40 |
| Citizens' Gas Co., setting lamp posts, &c..... | 31 40 |
| James Kavanaugh, hack hire..... | 3 00 |
| Geo. M. Dowd, rep'g and labor on lampposts..... | 353 76 |
| Roch. Gas Light Co., gas, lighting and extin'g..... | 2,704 50 |
| Citizens' Gas Co., gas, lighting and extin'g..... | 3,250 80 |

And charge that Fund.

PARK DEPARTMENT FUND.

| | |
|---|----------|
| Francis Cavanaugh, labor on parks..... | \$ 60 00 |
| Steele & Avery, lawn mower..... | 43 45 |
| Louis Ernst, hardware..... | 12 61 |
| Nellis & Dyer, grading and seeding Washington Square..... | 250 00 |
| Joseph Edleman, labor on parks..... | 60 00 |

And charge that Fund.

POLICE FUND.

| | |
|--|-----------|
| Alex. McLean, expenses for June, 1878..... | \$ 110 98 |
| Geo. Truesdale, Police Justice..... | 208 87 |

And charge that Fund.

Ald. Fitz Simons moved that the bill of Geo. Dowd be stricken from the Budget.

Lost by the following vote:

Ayes—Ald. Fitz Simons, Montgomery, Herzberger, Warren, Hays—5.

Nays—Ald. Tracy, Crouch, Martin, Huntington, Donivan, Edelman, Smith, Knobles, Baetzel—9.

The Budget was then adopted by the following vote:

Ayes—Ald. Tracy, Montgomery, Herzberger, Warren, Hays, Crouch, Martin, Huntington, Donivan, Edelman, Smith, Knobles, Baetzel—13.

Nays—Ald. Fitz Simons—1.

To the Common Council:

GENTLEMEN: Your Lamp Committee caused advertisements to be inserted inviting proposals for furnishing to the city as they may be required, lamp posts, pots, burners, tops and boulevard lamps, and in response thereto received the following:

| | B. Lamps | Pots | Pots | Tops | Burners |
|-----------------------------|----------|------|------|--------|------------|
| H. L. Churchill..... | \$8 42 | | | | |
| Buffalo Steam Gauge Co..... | | | 12½ | \$2 25 | \$1 60 doz |
| P. Burke & Co..... | | 6 00 | | | |
| F. W. Gilbert..... | | 5 70 | | | |
| N. H. Galusha..... | | 6 47 | | | |
| Millington & Thomas..... | | | 12c | 2 50 | 2 00 doz |
| Goodale & Pells..... | | | 10½c | | 1 49 |
| Sherlock & Sloan..... | 7 85 | | | | |
| J. Emory Jones..... | 6 20 | | | | |

Your committee offer the following resolution;

Resolved. That the Mayor enter into contract with the following named persons, in accordance with their proposals, and for the articles named therein:

| | |
|--|------------|
| Goodale & Pells, kerosene burners..... | \$1 49 doz |
| Millington & Thomas, oil pots..... | 12c each |
| lamp tops..... | 2 50 |
| Sherlock & Sloan, boulevard lamps..... | 7 85 |
| P. Burke & Co., lamp posts..... | 6 00 |

WILLIAM M. TRACY,
M. M. FITZSIMONS,
E. HUNTINGTON,

Adopted. Committee.

By Ald. Tracy—Resolved, That the Citizens' Gas Company be and they are hereby requested to extend their gas mains through Joiner street, from Atwater street to the N. Y. C. & H. R. R. R. crossing on said street. Adopted.

Ald. Chace, from the Committee on Elevated and Depressed Tracks, reported progress, and asked for further time, which was granted.

COMMUNICATIONS FROM THE MAYOR AND OTHER EXECUTIVE OFFICERS.

EXECUTIVE BOARD.
ROCHESTER, N. Y., July 15, 1878. }

To the Honorable the Common Council :

GENTLEMEN: On motion of Mr. Neville, action on proposals for Oak street plank walk was indefinitely postponed, and the Common Council was requested to cancel such ordinance inasmuch as the property owner built his own walk.

A true copy from the minutes.

THOS. J. NEVILLE, Clerk.

Ald. Montgomery moved that the ordinance mentioned be rescinded. Adopted.

ROCHESTER, N. Y., July 23, 1878.

To the Honorable Common Council :

GENTLEMEN: You are respectfully invited to attend the grand Summer night's festival of the "Ryan Zouaves" (late 140th Regiment), to be held at Genesee Falls Park this Tuesday evening, July 23, 1878.

Yours respectfully,

CHAS. YOST, President.

JACOB WALTERS, Secretary.

Accepted on motion of Ald. Martin, with the thanks of the Board.

CITY ATTORNEY'S OFFICE.

ROCHESTER, July 23, 1878. }

To the Common Council of the City of Rochester :

GENTLEMEN.—The undersigned to whom was referred the communication of W. B. Douglas requesting your body to cancel an assessment of \$132.56 for general taxes assessed upon a lot and church buildings owned by him, situated on the corner of Munger and Ashland streets in this city would report: That the buildings on said premises were erected for and have been used solely for public worship and the owner still holds them to be used for that purpose only. The statute expressly exempts from taxation every building for public worship and the several lots whereon such buildings are situated—until these buildings are used for some other purpose I think the property will be exempt from taxation.

All of which is respectfully submitted.

A. G. WHEELER, City Attorney.

Ordered referred to Assessment Committee to bring in a resolution in the spirit of the report
To the Common Council of the City of Rochester :

GENTLEMEN.—The undersigned to whom was referred the claim of the city of Rochester against the Rochester City and Brighton Railroad Company to force the collection of an annual tax or license of \$5 on each of its cars used on its road would report: That the Common Council of said city is vested with the power to designate the route and the terms and conditions upon which it will permit any Company or Corporation to construct and operate a railroad in said city.

In pursuance of that power the Common Council of said city did on the 24th day of June, 1862, adopt an ordinance permitting the Rochester City and Brighton Railroad Company to construct and operate a railroad in said city upon certain terms and conditions among which are the following:

Section 26. Before placing any car proposed to be used upon said railroad and annually thereafter said company shall pay to the Treasurer of the city of Rochester and for the use of the city five dollars for each car and obtain from the Mayor of the city a license therefor which it shall be his duty to grant without fee or reward on production of the Treasurer's receipt for such payment.

Section 30 of said ordinance provides as follows:

All the provisions of the foregoing ordinance shall be and are hereby made applicable to any new company or corporation which has been or may be hereafter organized to construct or operate a railroad in the streets of said city upon the said company or corporation giving its assent thereto—And in case it shall neglect or refuse to file with the City Clerk such assent in writing within five days from the service on its President or Secretary of a copy of this resolution then the consent of the city or Rochester to the construction, maintenance and operation of such street railroad within the limits of said city is hereby withdrawn.

I find no formal assent by said company to said ordinance, but it constructed and operated its railroad until about the year 1868, when it was sold by the foreclosure of a mortgage to certain individuals who thereafter organized and formed a new company under the same name, and since that time it has continued to operate said railroad.

On the 27th of February, 1869, the legislature of this State passed an act for the relief of said company, containing certain provisions among which are the following:

SECTION 1. The Rochester City and Brighton Railroad Company is hereby authorized and empowered to maintain and operate a railroad in all of the streets of the City of Rochester, in which it has a track now laid, and with the permission of the Common Council of said city, in such other streets in said city as it shall elect to use for that purpose.

Section 6 of said act provides as follows:

This act shall not be construed as in any way impairing the force or effect of the resolution or ordinances of the Common Council of the City of Rochester, entitled "An Ordinance in relation to Street Railroads," passed June 24th, 1862, and the amendments thereof, except as is herein specifically provided.

The city has never taken any steps until the present time to compel either the old or the new company to pay for or take out the license for each car used by said company. The new company has never given its assent to be bound by said ordinance, nor has the city ever served on its President or Secretary a copy of said ordinance or resolution to compel it to assent thereto, or forfeit its right to operate its road thereunder. Thus far the city seems to have waived its right to compel said company to operate its road under said ordinance or to enforce any of its provisions against it, and until the city shall cause to be served on said company a copy of said ordinance, according to the provisions of section 30 thereof, I am of the opinion it cannot

nor can any part thereof, be enforced against said company.

The company claims it has the right to operate its road under the act of the legislature aforesaid, irrespective of said ordinance.

By the provisions of section 1 of said act, the legislature (which it had the power to do) authorized and empowered said company to maintain and operate a railroad in all of the streets of the city of Rochester in which it had a track then laid, and with the permission of the Common Council in such other streets in said city as said company should elect to use for that purpose.

Under that act said company has been and now is operating its road.

The right to maintain and operate a railroad it seems to me, carries with it the right to use and run cars on its tracks.

Section 6 of said act provides that the act shall not be construed as in any way impairing the force or effect of said resolution or ordinance of the Common Council, and the amendments thereof, except as therein specifically provided.

The question now is whether the provisions of section 1 of said act, authorizing and empowering said company to maintain and operate its railroad in said city is such a specific provision as to bring it within the exception contained in section 6 of said act. The question is one not free from doubt, and upon which courts might reasonably differ, but according to my conclusions hereinbefore expressed, the city has not placed itself in a position to enforce said ordinance against said company, and therefore no action can now be maintained against it to enforce the collection of said tax or license.

All of which is respectfully submitted,
A. G. WHEELER, City Attorney.
Ordered received. filed and published.

ACTION ON ORDINANCES.

CITY TREASURER'S OFFICE,
ROCHESTER, July 11th, 1878. }

To the Hon. the Common Council:

GENTLEMEN—I hereby certify that the Executive Board have notified me that the work authorized under Ordinance No. 1978, for Ringelstein alley walk, has been completed.

The amount to be assessed upon the property benefited, including any interest that the city shall incur or is entitled to, for the use of its funds, is \$45.63.

Yours respectfully,
GEO. D. WILLIAMS, Treasurer.

LOCAL IMPROVEMENT ASSESSMENT NO. 1978.

Whereas, The Common Council did upon the 6th day of March, 1878, enact an ordinance for a plank walk on Ringelstein alley

And whereas, The City Treasurer has reported the actual expenses of said improvement to be the sum of \$45.63, including such interest as the city has paid or become liable for.

And the portion of said city which said Common Council deemed would be benefited by said improvement is described as follows:

All the lots and parcels of land on the north side of Ringelstein alley, from Clinton street to Shamrock street.

Therefore, Resolved, That the sum of \$45.63, being the whole amount of the expense aforesaid, shall be assessed on such lots and parcels of land.

And David M'Kay, Aug. M. Koeth and Wm. Maher, 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 lots and parcels of land 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 July, 1878, at nine o'clock in the forenoon, at the office of the City Clerk.

Adopted by the following vote:

Ayes—Ald. Tracy, Montgomery, Warren, Hays, Crouch, Martin, Chace, Huntington, Donivan, Edelman, Smith, Knobles, Baetzal—13.

CITY TREASURER'S OFFICE,
ROCHESTER, N. Y. July 11, 1878. }

To the Honorable the Common Council:

GENTLEMEN: I hereby certify that the Executive Board have notified me that the work authorized under ordinance No. 1933, for Lyell avenue sewer has been completed.

The amount to be assessed upon the property benefited, including any interest that the city shall incur, or is entitled to, for the use of its funds, is \$1,537.81.

Yours respectfully,
GEO. D. WILLIAMS Treasurer.

LOCAL IMPROVEMENT ASSESSMENT NO. 1,933.

Whereas, The Common Council did upon the 16th day of April, 1878, enact an ordinance for a sewer in Lyell street.

And, Whereas, The City Treasurer has reported the actual expenses of said improvement to be the sum of \$1,537.81, including such interest as the city has paid or become liable for.

And the portion of said city which said Common Council deemed would be benefited by said improvement is described as follows:

All the lots and parcels of land on each side of Lyell street, from the east line of Child street to a point 111 feet west of the west line of Murray street.

Therefore, Resolved, That the sum of \$1,537.81 being the whole amount of the expenses aforesaid, shall be assessed on such lots and parcels of land.

And David McKay, Wm. Maher and Aug. M. Koeth, 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 lots and parcels 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 July, 1878, at nine o'clock in the forenoon, at the office of the City Clerk.

Adopted by the following vote:

Ayes—Ald. Tracy, Montgomery, Warren, Hays, Crouch, Martin, Chace, Huntington, Donivan, Edelman, Smith, Knobles, Baetzal—13.

CITY TREASURER'S OFFICE,
ROCHESTER, N. Y., July 11, 1878. }

To the Hon. the Common Council:

GENTLEMEN—I hereby certify that the Executive Board have notified me that the work authorized under Ordinance No. 2002, for Davis street plank walk, has been completed.

The amount to be assessed upon the property benefited, including any interest that the city shall incur, or is entitled to, for the use of its funds, is \$394.58.

Yours respectfully,
GEO. D. WILLIAMS, Treasurer.

LOCAL IMPROVEMENT ASSESSMENT NO. 2002.

DAVIS STREET PLANK WALK.

Whereas, The Common Council did upon the 23d day of April, 1878, enact an ordinance for Davis street plank walk.

And Whereas, The City Treasurer has reported the actual expenses of said improvement to be the sum of \$394.58, including such interest as the city has paid or become liable for.

And the portion of said city which said Common Council deemed would be benefited by said improvement is described as follows:

One tier of lots on each side of Davis street from North avenue to Scio street.

Therefore Resolved, That the sum of \$394.58, being the whole amount of the expenses aforesaid, shall be assessed on such lots and parcels of land.

And David M'Kay, Aug. M. Koeth and Wm. Maher, 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 lots and parcels of land 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 April, 1878, at nine o'clock in the forenoon at the office of the City Clerk.

Adopted by the following vote:

Ayes—Ald. Tracy, Montgomery, Warren, Hays, Crouch, Martin Chace, Huntington, Donivan, Edelman, Smith, Knobles, Baetzal—13.

CITY TREASURER'S OFFICE, }
ROCHESTER, July 11, 1878. }

To the Honorable the Common Council:

GENTLEMEN—I hereby certify that the Executive Board have notified me that the work authorized under Ordinance No. 1,976, for Wait street sewer, has been completed.

The amount to be assessed upon the property benefited, including any interest that the city shall incur, or is entitled to, for the use of its funds, is \$365.43.

Yours respectfully,
GEO. D. WILLIAMS, Treasurer.

LOCAL IMPROVEMENT ASSESSMENT NO. 1,976.

Whereas, The Common Council did, upon the 5th day of February, 1878, enact an ordinance for Wait street sewer.

And Whereas, The City Treasurer has reported the actual expenses of said improvement to be the sum of \$365.43, including such interest as the city has paid or become liable for.

And the portion of said city which said Common Council deemed would be benefited by said improvement is described as follows:

One tier of lots on each side of Wait street from Scio street to Hebard street, excepting Nos. 3 and 22, on the northwest and southwest corners of Wait and Hebard streets.

Therefore, Resolved, That the sum of \$365.43, being the whole amount of the expenses aforesaid, shall be assessed on such lots and parcels of land.

And David McKay, Wm. Maher and Aug. M. Koeth, 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 lots and parcels of land 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 July, 1878, at 9 o'clock in the forenoon, at the office of the City Clerk.

Adopted by the following vote:

Ayes—Ald. Tracy, Montgomery, Warren, Hays, Crouch, Martin, Chace, Huntington, Donivan, Edelman, Smith, Knobles, Baetzel—13.

CITY TREASURER'S OFFICE, }
ROCHESTER, N. Y., July 11th, 1878. }

To the Hon. the Common Council

GENTLEMEN: I hereby certify that the Executive Board have notified me that the work authorized under Ordinance No. 2004, for Scott alley stench traps has been completed.

The amount to be assessed upon the property benefited, including any interest that the city shall incur, or is entitled to, for the use of its funds, is \$76.50.

Yours respectfully,
GEO. D. WILLIAMS, Treasurer.

LOCAL IMPROVEMENT ASSESSMENT NO. 2004.

Whereas, The Common Council did upon the 30th day of April, 1878, enact an ordinance for stench traps in Scott alley.

And whereas, The City Treasurer has reported the actual expenses of said improvement to be the sum of \$76.50, including such interest as the city has paid or become liable for.

And the portion of said city which said Common Council deemed would be benefited by said improvement is described as follows:

One tier of lots on each side of Scott alley, from West Main st. to Allen st.

Therefore, Resolved, That the sum of \$76.50, being the whole amount of the expense aforesaid, shall be assessed on such lots and parcels of land.

And David McKay, A. M. Koeth and Wm. Maher, 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 lots and parcels of land 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 July, 1878, at 9 o'clock in the forenoon, at the office of the City Clerk.

Adopted by the following vote:

Ayes—Ald. Tracy, Montgomery, Warren, Hays, Crouch, Martin, Chace, Huntington, Donivan, Edelman, Smith, Knobles, Baetzel—13.

CITY TREASURER'S OFFICE, }
ROCHESTER, N. Y., July 11th, 1878. }

To the Hon. the Common Council:

GENTLEMEN: I hereby certify that the Executive Board have notified me that the work authorized under Ordinance No. 1,997, for King street plank walk has been completed.

The amount to be assessed upon the property benefited, including any interest that the city shall incur, or is entitled to, for the use of its funds, is \$335.00.

Yours respectfully,
GEO. D. WILLIAMS, Treasurer.

LOCAL IMPROVEMENT ASSESSMENT NO. 1,997.

Whereas, The Common Council did upon the 16th day of April, 1878, enact:

An ordinance for King street plank walk.

And whereas, The City Treasurer has reported the actual expenses of said improvement to be the sum of \$35.00, including such interest as the city has paid or become liable for.

And the portion of said city which said Common Council deemed would be benefited by said improvement is described as follows:

All the lots and parcels of land on the west side of King street, from Allen street to Brown street.

Therefore, resolved, That the sum of \$35.00, being the whole amount of the expenses aforesaid, shall be assessed on such lots and parcels of land.

And David McKay, Aug. M. Koeth, and Wm. Maher, 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 lots and parcels 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 July, 1878, at 9 o'clock in the forenoon, at the office of the City Clerk.

Adopted by the following vote:

Ayes—Ald. Tracy, Montgomery, Warren, Hays, Crouch, Martin, Chace, Huntington, Donivan, Edelman, Smith, Knobles, Baetzel—13.

CITY TREASURER'S OFFICE, }
ROCHESTER, N. Y., July 11th, 1878. }

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

GENTLEMEN—I hereby certify that the Executive Board have notified me that the work authorized under Ordinance No. 1931, for Webster street sewer has been completed.

The amount to be assessed upon the property benefited, including any interest that the city shall incur, or is entitled to, for the use of its funds, is \$327.50.

Yours respectfully,
GEO. D. WILLIAMS, Treasurer.

LOCAL IMPROVEMENT ASSESSMENT NO. 1 931.

Whereas The Common Council did upon the 16th day of March, 1878, enact an ordinance for Webster st. pipe sewer.

And Whereas, The City Treasurer has reported the actual expenses of said improvement to be the sum of \$327.50, including such interest as the city has paid or become liable for.

And the portion of said city which said Common Council deemed would be benefited by said improvement is described as follows:

All the lots and parcels of land on each side of Webster st. from a point 123 feet east of Hudson st. to North st.

Therefore, resolved, That the sum of \$327.50, being the whole amount of the expenses aforesaid, shall be assessed on such lots and parcels of land.

And David McKay, Aug. M. Koeth and Wm. Maher, 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 lots and parcels of land 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 July, 1878, at nine o'clock in the forenoon, at the office of the City Clerk.

Adopted by the following vote:

Ayes—Ald. Tracy, Montgomery, Warren, Hays, Crouch, Martin, Chace, Huntington, Donivan, Edelman, Smith, Knobles, Baetzel—13.

STONE SEWER IN SUMMER STREET.

By Aid. FitzSimons—Resolved, That the City Surveyor ascertain and report to this Council the expense of constructing a stone sewer 1 1/2 by 2 feet in Summer street, from the sewer in Clifton street to the centre of Penn street; thence easterly in Penn street to a point 130 feet east of the east line of Summer street; also the necessary manholes, surface sewers and lot laterals.

Adopted.

The Surveyor submitted as such estimate \$2,005.

By Aid. FitzSimons—Resolved, That the following improvement is expedient, viz:

The construction of a stone sewer $1\frac{1}{2}$ by 2 feet in Summer street, from the sewer in Clifford street to the centre of Penn street; thence easterly in Penn street to a point 130 feet east of the east line of Summer street; also the necessary manholes, surface sewers and lot laterals.

And whereas, The City Surveyor, under the direction of this Council, has made an estimate of the whole expense thereof and reported the same at \$3,005, 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 Summer street, from Clifford street to the south line of Penn street, and one tier of lots on each side of Penn street from Summer street to a point 130 feet east thereof.

And further, Resolved, That the tax payers to be assessed for making such improvement may pay their assessments in three equal payments, as follows: One-third of the amount assessed within thirty days after the advertisement of the assessment roll; one-third of the amount within one year from the confirmation of said roll; and the remaining one-third within two years from the confirmation of said roll. On all sums paid prior to the maturity of the said last instalment, a discount will be allowed at seven per cent. per annum.

And the Clerk is hereby directed to publish notice, in pursuance of Title VII., Section 165 of the Revised Charter of 1874, of the City of Rochester, that all persons interested in the subject matter of said improvement are required to attend the Common Council, on Tuesday evening, August the 6th, 1878, at half-past 7 o'clock, at the Common Council Chamber, when allegations will be heard.

Adopted.

GRADING THOMAS PARK.

By Ald. Edelman—Resolved, That the City Surveyor ascertain and report to this Council the expense of grading Thomas Park, from Colvin street to York st.

Adopted.

The Surveyor submitted as such estimate \$400.

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

The grading of Thomas Park, from Colvin street to York street.

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

Resolved, further, That the following portions of said city are deemed benefited and proper to be assessed for the whole expense thereof, viz:

One tier of lots on each side of Thomas Park, from Colvin street to York street.

And the Clerk is hereby directed to publish notice in pursuance of Title VII., Section 165 of the Revised Charter of 1874, of the City of Rochester, that all persons interested in the subject matter of said improvement, are required to attend the Common Council, on Tuesday evening, August the 6th, 1878, at half-past 7 o'clock, at the Common Council Chamber, when allegations will be heard.

Adopted.

OPENING A STREET FROM LAKE AVENUE TO HASTINGS AVENUE.

By Ald. Baetzel—Resolved, That the City Surveyor ascertain and report to this Council the expense of opening a street 40 feet in width from Lake avenue to Hastings avenue, at a point nearly opposite Rowe street.

Adopted.

The Surveyor submitted as such estimate \$1,000.

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

The opening of a street 40 feet in width from Lake avenue to Hastings avenue, and the territory deemed necessary to be taken therefor is described as follows, viz.: Being a strip of land 40 feet in width lying on the south side of and adjoining the following described line: Beginning at a point in the east line of Lake avenue 13.58 feet northerly from the intersection of the south line produced of Rowe street with the east line of Lake avenue; thence easterly in a line parallel with the south line of Rowe street to Hastings avenue.

And whereas, The City Surveyor, under the direction of this Council, has made an estimate of the whole expense thereof, and reported the same at \$1,000, 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, viz:

One tier of lots on each side of the proposed street from Lake avenue to Hastings avenue.

And the Clerk is hereby directed to publish notice in pursuance of Title VII., section 165, of the Revised Charter of 1874, of the City of Rochester, that all persons interested in the subject matter of said improvement, are required to attend the Common Council, on Tuesday evening, August the 6th, 1878, at half-

past 7 o'clock, at the Common Council Chamber, when allegations will be heard.

Adopted.

OPENING A STREET FROM NORTH AVENUE TO NORTH STREET.

By Ald. Baetzel—Resolved, That the City Surveyor ascertain and report to this Council the expense of opening a street on the north side of lands belonging to the N. Y. C. and H. R. R. Co., and extending from North street to North avenue.

The Surveyor submitted as such estimate \$3,000.

Adopted.

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

The opening of a street on the north side of property owned by the N. Y. C. and H. R. R. Co., and extending from North street to North avenue, and the territory deemed necessary to be taken therefor is described as follows: A strip of land 50 feet in width to be taken from the north side of property owned by the N. Y. C. and H. R. R. Co., and extending of the same width from North street to North avenue.

And whereas, The City Surveyor, under the direction of this Council, 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 benefited and proper to be assessed for the whole expense thereof, viz.: All the territory included within the following described boundaries:

Beginning at the intersection of North avenue with the N. Y. C. and H. R. R. Co. tracks; thence northerly along North avenue and including one tier of lots on the west side thereof to Channing street; thence westerly along Channing street, and including one tier of lots on the south side thereof to a point opposite the west line of Hollister street; thence northerly along Hollister street and including one tier of lots on the west side thereof to Clifford street; thence easterly along Clifford street and including one tier of lots on the north side thereof to North avenue and Carter street; thence northerly along Carter street and including one tier of lots on the west side thereof to Norton street; thence easterly along Norton street to North avenue; thence southerly along North avenue and including one tier of lots on the east side thereof to a point opposite the centre of Clifford street; thence easterly on the centre line of Clifford street produced to Miller street; thence southerly along Miller street and including one tier of lots on the east side thereof to Bay street; thence westerly along Bay street and including one tier of lots on the south side thereof to Sigel st.; thence southerly along Sigel st. and including one tier of lots on the east side thereof to German street; thence southerly along Philander street and including one tier of lots on the west side thereof to Syracuse street; thence easterly along Syracuse street and including one tier of lots on the south side thereof to North avenue; thence southerly along North avenue and including one tier of lots on the east side thereof to the N. Y. C. & H. R. R. Co. tracks; thence westerly to the place of beginning.

And further resolved, That the taxpayers to be assessed for making such improvement may pay their assessments in three equal payments, as follows. One-third of the amount assessed within thirty days after the advertisement of the assessment roll; one-third of the amount within one year from the confirmation of said roll; and the remaining one-third within two years from the confirmation of such roll. On all sums paid prior to the maturity of the said last instalment, a discount will be allowed at seven per cent. per annum.

And the Clerk is hereby directed to publish notice in pursuance of Title VII., Section 165, of the Revised Charter of 1874, of the City of Rochester, that all persons interested in the subject matter of said improvement, are required to attend the Common Council, on Tuesday evening, August the 6th, 1878, at half-past 7 o'clock at the Common Council Chamber, when allegations will be heard.

Adopted.

FLAG WALK ON BACKUS AVENUE.

By Ald. Edelman—Resolved, That the City Surveyor ascertain and report to this Council the expense of constructing a flag walk six feet in width, on the west side of Backus avenue, from the north end of the present flag walk to the northern terminus of Backus avenue.

Adopted.

The Surveyor submitted as such estimate, \$1,161.

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

The construction of a flag walk six feet in width, on the west side of Backus avenue, from the north end of the present flag walk to the northern terminus of Backus avenue.

And whereas, The City Surveyor, under the direction of this Council, has made an estimate of the whole expense thereof, and reported the same at \$1,161, 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.: of said improvement one tier of lots on the west side of Backus avenue in front of which said proposed flag walk may be constructed.

And the Clerk is hereby directed to publish notice, in pursuance of Title VII., section 165 of the Revised Charter of 1874, of the city of Rochester, that all persons interested in the subject matter of said improvement are required to attend the Common Council, on Tuesday evening, August 6th, 1878, at half-past 7 o'clock, at the Common Council Chamber, when allegations will be heard.

Adopted.

EDWARD STREET OPENING AND EXTENDING.

By Ald. Baetzel—Resolved, that the City Surveyor ascertain and report to this Council the expense of opening and extending Edward street from its present northern terminus to Vose street.

Adopted.

The Surveyor submitted as such estimate \$9005.

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

The opening and extending of Edward street from its present northern terminus to Vose street, and the following described territory is necessary to be taken therefor, viz: A strip of land 45 feet in width, extending from the present northern terminus of Edward street to Vose street, the east and west lines thereof, to the extension of the present east and west lines of Edward street.

Also the buildings located upon said property.

And Whereas, The City Surveyor, under the direction of this Council, has made an estimate of the whole expense thereof, and reported the same at \$2,005, 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 Edward street from Herman street to the northern terminus of Edward street.

Also, one tier of lots on each side of Vose street from Henry street to Hudson street.

And further Resolved, That the tax payers to be assessed for making such improvement may pay their assessments in three equal payments, as follows: one-third of the amount assessed within thirty days after the advertisement of the Assessment Roll; one-third of the amount within one year from the confirmation of said Roll; and the remaining one-third within two years from the confirmation of said Roll. On all sums paid prior to the maturity of the said last instalment, a discount will be allowed at seven per cent. per annum.

And the Clerk is hereby directed to publish notice in pursuance of Title VII, Section 165 of the Revised Charter of 1874 of the city of Rochester, that all persons interested in the subject matter of said improvement are required to attend the Common Council on Tuesday evening, August 6, 1878, at half-past seven o'clock, at the Common Council Chamber, when allegations will be heard.

Adopted.

OPENING AND EXTENDING BACKUS AVENUE.

By Ald. Baetzel—Resolved, That the City Surveyor ascertain and report to this Council the expense of opening and extending Backus avenue from its present northern terminus to Emerson street.

Adopted.

The Surveyor submitted as such estimate \$4,000.

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

The opening and extension of Backus avenue from its present northern terminus to Emerson street, and the following described territory is deemed necessary to be taken therefor, viz: A strip of land 86 feet in width, and extending from the present northern terminus of Backus avenue to Emerson street. The east and west lines thereof to be the extension of the east and west lines of said Backus avenue. Also the buildings which are located on said property.

And whereas, The City Surveyor, under the direction of this Council, 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, viz.:

One tier of lots on each side of Emerson street from the westerly terminus thereof to Fulton avenue. Also one tier of lots on each side of Backus avenue from its northern to its southern terminus.

And further, Resolved, That the taxpayers to be assessed for making such improvement may pay their assessments in three equal payments, as follows: One-third of the amount assessed within thirty days after the advertisement of the assessment roll; one-third of the amount within one year from the confirmation of said roll; and the remaining one-third within two

years from the confirmation of said roll. On all sums paid prior to the maturity of the said last instalment, a discount will be allowed at seven per cent. per annum.

And the Clerk is hereby directed to publish notice in pursuance of Title VII., Section 165, of the Revised Charter of 1874, of the City of Rochester, that all persons interested in the subject matter of said improvement are required to attend the Common Council on Tuesday evening, August 6th, 1878, at half-past seven o'clock, at the Common Council Chamber, when allegations will be heard.

Adopted.

FINAL ORDINANCE No. 2,021.

PIPE SEWER IN TYLER STREET.

On motion of Ald. FitzSimons 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. FitzSimons submitted the following:

An ordinance to construct a pipe sewer in Tyler street from a point 122 feet west of Scio street to the Finny street sewer.

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

The construction of a pipe sewer twelve inches in diameter in Tyler street, from a point 122 feet west of Scio street to the Finny street sewer; also the necessary surface sewers and lot laterals.

And the whole expense shall be defrayed by the assessment upon the lots and parcels of lands to be benefited thereby; and the City Surveyor, under the direction of this Council, having made an estimate of such expense, and reported the same at \$902, which estimate is hereby approved; and the portion of said city which said Common Council deem will be benefited by said improvement is described as follows:

All the lots and parcels of land on each side of Tyler street, from a point 122 feet west of Scio street to Finny street.

On which above described portion of the city the expenses of said improvement are hereby ordered assessed.

Adopted by the following vote:

Ayes—Ald. Tracy, Fitz Simons, Montgomery, Warren, Hays, Crouch, Martin Chace, Huntington, Donivan, Edelman, Smith, Knobles, Baetzel—14.

FINAL ORDINANCE No. 2,022.

SEWER IN WEST ALEXANDER STREET.

On motion of Ald. FitzSimons, 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. FitzSimons submitted the following:

An ordinance to construct a 15-inch pipe sewer in West Alexander street, from the sewer in Mt. Hope avenue to a point opposite the center of lot No. 452 near South avenue; also the necessary surface sewers and lot laterals.

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

The construction of a 15-inch pipe sewer in West Alexander street, from the sewer in Mt. Hope avenue to a point opposite the center of lot No. 452, near South avenue; also the necessary surface sewers and lot laterals.

And the whole expense shall be defrayed by the assessment upon the lots and parcels of land to be benefited thereby; and the City Surveyor, under the direction of this Council, having made an estimate of such expense, and reported the same at \$1,268, which estimate is hereby approved; 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 a point opposite the center of lot No. 452, near South avenue.

On which above described portion of the city the expenses of said improvement are hereby ordered assessed.

Adopted by the following vote:

Ayes—Ald. Tracy, FitzSimons, Montgomery, Warren Hays, Crouch, Martin, Chace, Donivan, Edelman, Smith, Knobles, Baetzel—13.

Nays—Ald. Huntington—1.

FINAL ORDINANCE—No. 2023.

PIPE SEWER IN FOEHNER STREET.

On motion of Ald. FitzSimons 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. FitzSimons submitted the following:

An ordinance to construct a pipe sewer in Foehner street, from a point 120 feet east of Hudson street to the North street sewer. Also, the necessary lot laterals and surface sewers.

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

The construction of a 12-inch pipe sewer in Foehner street, from a point 120 feet east of Hudson street to the North street sewer. Also the necessary lot laterals and sewers.

And the whole expense shall be defrayed by the assessment upon the lots and parcels of lands to be benefited thereby, and the City Surveyor, under the direction of this Council, having made an estimate of such expense, and reported the same at \$1,000, which estimate is hereby approved, 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 Foehner street, from a point 120 feet east of Hudson street to North street.

On which above described portion of the city the expenses of said improvement are hereby ordered to be assessed.

Adopted by the following vote:

Ayes—Ald. Tracy, FitzSimons, Montgomery, Warren, Hays, Crouch, Martin, Chace, Huntington, Donovan, Edelman, Smith, Knobles, Baetzel—14.

UNFINISHED BUSINESS.

In Common Council July 23d, 1878 :

An ordinance to amend section 17 of an ordinance passed November 11th, 1862, relating to nuisances. The Common Council of the City of Rochester do ordain and determine as follows :

SECTION 1. Section seventeen of an ordinance passed November 11th, 1862, relating to nuisances, is hereby amended by adding at the end of said section the words following, viz :

No person shall take hold of, interfere, stop or obstruct any person on any street or highway in said city for the purpose of soliciting them to make any purchases or to receive any circular or advertisement, under a penalty of five dollars for each offence.

Adopted by the following vote:

Ayes—Ald. Tracy, FitzSimons, Montgomery, Warren, Hays, Crouch, Martin, Chace, Donovan, Edelman, Smith, Knobles, Baetzel—13.

Nays—Ald. Huntington—1.

Ald. Montgomery moved to suspend the rules to adjourn at 11 o'clock. Adopted.

Ald. Huntington moved to reconsider the resolution postponing indefinitely action on the ordinance for a sewer in Bartlett street. Adopted.

He then moved that the ordinance be postponed until the next regular meeting, and that he Clerk advertise for allegations. Adopted.

UNFINISHED BUSINESS.

The petition of the Rochester City and Brighton Street Railroad Company to lay double tracks in West avenue came up.

Ald. Martin moved that the Company be granted permission to construct one track only. Adopted.

EXECUTIVE BUSINESS.

On motion of Ald. Huntington the Board proceeded to ballot for Commissioners of Deeds. Andrew V. Smith and Thaddeus W. Hulett having received the requisite number of votes, were declared elected Commissioners of Deeds.

MISCELLANEOUS.

By Ald. Edelman—Resolved, That M. Ehrig be granted permission to sell fresh meats at 87 St. Joseph street, until July 1st, 1879, on his paying into the treasury the sum of twenty-five dollars. Adopted.

By Ald. Chace—

EXECUTIVE BOARD, CITY OF ROCHESTER, }
OFFICE CITY HALL, July 23, 1878. }

To the Honorable the Common Council :

The attention of the undersigned having been called to the proceedings of your Honorable Body in which appears a resolution assigning the session-room of the Executive Board as an office for the City Attorney, and conferring the privilege on the said Executive Board of occupying the Council chamber while holding pub-

lic business sessions, they beg leave to enter a respectful but yet firm protest against the proposed arrangement of business quarters, on the following grounds :

First—That the Executive Board is a body on which is imposed a large amount of business, embraced in the Water Works, Fire, Street and Improvement Departments.

Second—That the citizens and tax-payers find it necessary to have continued and unremitting communication with the said Executive Board in reference to and by reason of the business placed in its charge.

Third—That the citizens have a right to demand that the business they have with the public officials or departments shall be prosecuted with the least possible inconvenience and loss of time to themselves, and that facilities shall be afforded their servants commensurate with the duties which they are required to perform.

Assuming the above general statements to be true, the undersigned need only call the attention of your Honorable Board to the fact, which must be admitted, that while the Executive Board have the entire public to deal with every day in the week and every hour in the day, the City Attorney has to deal only with the city officials, and then only at intervals of time ; and to require the Executive Board to hold its frequent sessions in a large hall in the third story, to the great inconvenience of the public, so that the City Attorney may have a large room—one of the most accessible in the building—is thought to be a somewhat hasty, if not inconsiderate action, and such as the undersigned believe will cause great trouble and inconvenience to the public.

In view of these facts, and in behalf of your constituents, the undersigned ask to be left undisturbed in the occupancy of their present session-room, which has been fitted up for the special purpose at the expense of the city, in lieu of entailing an additional expense on the tax-payers by making the change under consideration.

HENRY L. FISH,
FRANCIS P. KAVANAGH,
V. FLECKENSTEIN,
THOMAS J. NEVILLE,
F. C. LAUER, JR.,
C. C. WOODWORTH.

Ald. Chace moved that action be postponed until the next meeting and that work under the resolution at the last meeting be suspended. Adopted.

By Ald. Martin—Resolved, That the Clerk procure from Drew, Allis & Co., for the use of the several city officers, twenty copies of the City Directory. Adopted.

By Ald. Montgomery—Resolved, That the charge on billiard tables after this date be reduced to three dollars for each table, and that the collection be rigidly enforced. Laid on the table until next meeting.

By Ald. FitzSimons—Whereas, Two members of the Lamp Committee have in various matters assumed to act independently of their associate, and have awarded contracts upon their own responsibility without any authority from this Board either to have work done or award a contract ; therefore,

Resolved, That the President of this Board be and he is hereby authorized and directed to appoint two additional members to the Committee on Street Lamps.

Ald. Montgomery moved to strike out the preamble. Adopted.

Ald. Smith moved that the resolution lay on the table until the second regular meeting in April ext. Lost.

Ald. Tracy offered an amendment to add to other committees. Ruled not in order by the President.

The resolution of Ald. Fitz Simons was then adopted by the following vote :

Ayes—Ald. Fitz Simons, Montgomery, Warren, Crouch, Martin, Chace, Donivan, Edelman, Knobles, Baetzel—10.

Nays—Ald. Tracy, Hays, Smith—3.

Ald. Martin moved to reconsider the vote just taken.

Ald. Fitz Simons moved to adjourn.

Ald. Martin raised the point of order that the motion could not be entertained, his motion having precedence, and himself the floor.

The President ruled the motion to adjourn not in order.

Ald. Fitz Simons appealed from the decision of the Chair.

Ald. Montgomery moved to lay the appeal on the table. Adopted.

Ald. Warren moved to adjourn. Lost by the following vote :

Ayes—Ald. Fitz Simons, Warren, Hays, Knobles, Baetzel—5.

Nays—Ald. Tracy, Montgomery, Crouch, Martin, Chace, Huntington, Edelman, Smith—8.

The motion of Ald. Martin to reconsider was lost by the following vote :

Ayes—Ald. Tracy, Montgomery, Crouch, Martin, Huntington, Donivan, Smith—7.

Nays—Ald. Fitz Simons, Warren, Hays, Chace, Edelman, Knobles, Baetzel—7.

Ald. Fitz Simons moved to adjourn. Adopted.

Ald. Martin requested the President to resume his seat.

The President ordered a call of the house, when it appeared that a quorum was not present. The President declared the Board adjourned.

EDWARD ANGEVINE,
City Clerk.

In Common Council --- Aug. 6, 1878.

REGULAR MEETING.

Present—Ald. Tracy, Fitz Simons, Montgomery, Warren, Herzberger, Crouch, Martin, Chace, Huntington, Vay, Donivan, Edelman, Smith, Knobles, Baetzel—15.

Absent—Ald. Hays—1.

The Clerk called to order and on motion of Ald. Martin, Ald. Huntington was chosen temporary President.

The minutes of the previous meeting were approved as published in book of proceedings.

PRESENTATION OF PETITIONS, ACCOUNTS, & C

By Ald. Martin—Petition of Geo. B. Smith. Referred to Assessment Committee.

By Ald. Donivan—Bill of

| | |
|--|---------|
| Blakely, King & Co, labor, &c..... | \$ 9 28 |
| Bryan, Jones & Co, tools..... | 4 00 |
| John Siddons, painting, &c, City Hall..... | 232 00 |
| Joseph H Bradley, clock M. C..... | 16 00 |
| Roch Gas Co, City Hall F B..... | 98 00 |

Referred to City Property Committee.

By Ald. Smith—Bills of

| | |
|--|----------|
| Eagle Odorless Ex. Co, removing dead animals | \$ 11 65 |
| John O'Rourke, board of horse..... | 18 50 |

Referred to Health Committee.

By Ald. Baetzel—Bills of

| | |
|---|----------|
| Joseph Heller, groceries..... | \$ 13 00 |
| John Schwiegler, bread..... | 70 75 |
| John Grob, shoes..... | 47 00 |
| F H Curran, meat..... | 100 00 |
| Joseph Schutte, Overseer's disbursements..... | 56 18 |
| H Austin Brewster & Co, groceries..... | 26 00 |
| P. Joyce, burials..... | 13 00 |
| Geo Schofield, transportation..... | 47 65 |
| Smith, Perkins & Co, groceries..... | 28 50 |
| A H Cerk, groceries..... | 9 45 |

Referred to Poor Committee.

By Ald. Martin—Petition of John B. Arkland. Referred to Law Committee.

REPORTS OF STANDING COMMITTEES.

Ald. Donivan, from the City Property Committee; Ald. Baetzel, from the Poor Committee; Ald. Smith, from the Health Committee, reported favorably on the bills referred to their respective Committees, and referred them to the Finance Committee for payment.

FINANCE BUDGET.

ROCHESTER, N. Y., Aug. 6th, 1878.

By Ald. Warren—Resolved, That the Treasurer pay as follows, when there are funds applicable:

CONTINGENT FUND.

| | |
|--|----------|
| Orrin Backus stakes..... | \$ 38 00 |
| Steele & Avery, stationery, &c..... | 13 35 |
| John C Moore, book binding..... | 44 33 |
| Union & Advertiser, printing..... | 482 35 |
| Wm. I. Hanford, services..... | 5 25 |
| C. S. Kenyon, repairing ribbon stamps..... | 18 00 |
| Express Printing Co., pub proceedings..... | 450 00 |
| Union & Advertiser printing Manual..... | 140 00 |
| Adolph Nolte, publishing proceedings..... | 175 00 |
| Rochester Printing Co., | 450 00 |
| Union & Advertiser Co., | to |
| July 1st..... | 750 00 |
| And charge that Fund. | |

POOR DEPARTMENT FUND.

| | |
|--|----------|
| Hoffman & Mair, burials..... | \$ 36 00 |
| John Bahn, meat..... | 100 00 |
| C. Fromm, meat..... | 50 00 |
| Jacob Langnecht, meat..... | 50 00 |
| Bostwick & Heindl, printing notices..... | 3 50 |
| Langdon & Co., coal..... | 4,173 37 |
| H. Murschler, quarter sal. to Aug. 1st, Excise Commissioner..... | 125 00 |
| James Baker, quarter sal. to Aug. 1st, Excise Commissioner..... | 125 00 |
| Paris G. Clark, quarter sal. to Aug. 1st, Excise Commissioner..... | 101 50 |
| And charge that Fund. | |

CITY PROPERTY FUND.

| | |
|---------------------------|---------|
| M. Huntington, goods..... | \$ 4 42 |
| And charge that Fund. | |

HEALTH DEPARTMENT FUND.

| | |
|--|----------|
| Byron Holley, services..... | \$ 67 50 |
| John Colbert, horse shoeing..... | 6 50 |
| John O'Rourke, board of horse..... | 18 35 |
| M. Huntington, goods..... | 3 50 |
| Union and Advertiser, printing health reports..... | 7 50 |
| John H. Mason, postage and cartage..... | 4 00 |
| And charge that Fund. | |

LAMP DEPARTMENT FUND.

| | |
|--|----------|
| M. Huntington, goods..... | \$ 39 26 |
| Buffalo Steam Gauge Co., lamp posts..... | 12 50 |
| F. Vose, assignee Gay & Co., lighting and extinguishing lamps..... | 321 19 |
| And charge that Fund. | |

PARK DEPARTMENT FUND.

| | |
|-----------------------------------|----------|
| George Huber, labor on parks..... | \$ 36 00 |
| John Ferenberg..... | 35 00 |
| And charge that Fund. | |

POLICE DEPARTMENT.

Police pay roll for July, 1878, as follows:

| | |
|------------------------|----------|
| Alex. M'Lean..... | \$131 75 |
| Samuel Brown..... | 79 05 |
| Peter Hughes..... | 79 05 |
| W. J. Rogers..... | 79 05 |
| Thos. Lynch..... | 79 05 |
| Peter Lauer, Jr..... | 79 05 |
| Ferry Marzluff..... | 79 05 |
| Wm. S. Fickett..... | 79 05 |
| P. C. Kavanaugh..... | 79 05 |
| Thos. A. Burchell..... | 79 05 |
| Caleb Pierce..... | 79 05 |
| Henry Baker..... | 69 75 |
| Jos. P. Cleary..... | 60 75 |

| | |
|--|--------|
| John H. Dana..... | 69 75 |
| Ed. Van Vorst..... | 69 75 |
| Hugh Clark..... | 69 75 |
| Thos. F. Hurley..... | 69 75 |
| John C. M'Quatters, 29½ days..... | 68 73 |
| Wm. H. White..... | 69 75 |
| Frank B. Allen..... | 69 75 |
| W. R. M'Arthur, 28 days..... | 65 24 |
| Hugh Johnston..... | 69 75 |
| John J. Garrett..... | 69 75 |
| Jacob Frank..... | 69 75 |
| John C. Haydon..... | 69 75 |
| John Wangman..... | 69 75 |
| P. H. Sullivan..... | 102 30 |
| Chas. M' Cormick..... | 79 05 |
| Jos. S. Roworth..... | 79 05 |
| Wm. F. Lush..... | 69 75 |
| Barth. Crowley, 29½ days..... | 68 73 |
| Robt. Burns, 29½ days..... | 68 73 |
| Ralph Bendon..... | 69 75 |
| Jacob Harter..... | 69 75 |
| Thos. Crouch, 28½ days..... | 66 40 |
| Andrew Conolly, 25½ days..... | 69 75 |
| Wm. P. O'Neil..... | 69 75 |
| Benj. C. Further..... | 60 75 |
| Wm. Keith..... | 69 75 |
| John H. Wordell 29½ days..... | 68 73 |
| B. Horcheler..... | 69 75 |
| John Mitchell, 28½ days..... | 66 40 |
| Robt. M' Kee..... | 69 75 |
| Chas. E. Fowler..... | 69 75 |
| Michael Brady..... | 69 75 |
| Wm. M'Kelvy..... | 69 75 |
| Joseph Legler, 29 days..... | 67 57 |
| Wm. H. DeWitt, 29½ days..... | 68 73 |
| Nicholas J. Loos, 29 days..... | 67 57 |
| Fred. Grubel..... | 69 75 |
| Robert Sloan..... | 69 75 |
| Peter Bohrer, 29 days..... | 67 57 |
| Samuel Schwartz..... | 69 75 |
| Jas. J. Johnson..... | 69 75 |
| Thos. Dukelow..... | 69 75 |
| Fatk. Hector..... | 69 75 |
| George Smita, 29 days..... | 67 57 |
| Lewis Jesseret..... | 69 75 |
| Frank Vahue..... | 69 75 |
| Michael Cain..... | 69 75 |
| Wm. Burgess, 29 days..... | 67 57 |
| Michael Hynes..... | 69 75 |
| Chas. Hart..... | 69 75 |
| Frank D. Fay..... | 69 75 |
| Geo. Hoffner..... | 69 75 |
| James P. Flynn..... | 69 75 |
| John Monaghan..... | 69 75 |
| John P. Davis..... | 69 75 |
| Henry D. Shove, 29½ days..... | 68 73 |
| Michael Wolf, Jr..... | 69 75 |
| John M. Reis..... | 69 75 |
| Charles W. Peart..... | 69 75 |
| Wm Laragy..... | 69 75 |
| Louis Noldt..... | 69 75 |
| Jerry Twaig..... | 69 75 |
| Ed. McDonough..... | 69 75 |
| Older Oliver, 28 days..... | 65 24 |
| John Dean..... | 69 75 |
| Jos. St. Hellens..... | 69 75 |
| Ed. Rice, 29 days..... | 67 57 |
| Peter Hess..... | 69 75 |
| Daniel Goulding, Jr., 26 days..... | 60 58 |
| Mich. Hyland, 28 days..... | 65 24 |
| Jacob Markey..... | 60 00 |
| B. Frank Enos, Clerk of Commissioners..... | 116 67 |
| B. Frank Enos, expenses for July..... | 29 61 |

Payable to B. Frank Enos, Clerk. \$6,207 98
Examined and approved.

FRED'K ZIMMER,
H. C. DANIELS,
Commissioners.

And charge that Fund.
Adopted by the following vote:
Ayes—Ald. Tracy, Fitz Simons, Montgomery, Herzberg, Warren, Martin, Huntington, Vay, Donivan, Edelman, Smith, Knobles, Baetzel—13.

By Ald. Fitz Simons—
To the Common Council:
GENTLEMEN: Your Assessment Committee report, that after examination of the several matters that have come before them as a Committee, the following:

Resolved, That the Treasurer is hereby directed to cancel the tax of twenty-six dollars and fifty-one cents, in the General City tax rolls, against the church and congregation of Beth Israel, and charge Erroneous Assessment. We report adversely to the prayer of the

petition of Morris D. Edmonds, who claims military exemption from tax of 1874. Section 89 of the Charter strictly prohibits the Council from canceling or discharging the tax.

Resolved, That the Treasurer cancel the tax of \$132.56 against W. B. Douglass, assessed upon a lot and church buildings owned by him, corner Munger and Ashland streets, the same being exempt by law of the State from taxation, and charge the same to Erroneous Assessments.

The alleged grievance of Mrs. Nelson, Lyell street, who asks for the cancellation of a tax for the construction of a sidewalk, has been considered. In justice and equity we cannot see why Mrs. Nelson should not pay the tax. We report again: granting the prayer of the petition.

Resolved, That the Clerk draw an order on the Treasurer in favor of Mary and Elizabeth Mulligan, for \$15.57, it being for refund of tax erroneously paid on lot 5. P. Davis Tract, and which was sold for taxes in 1873.

M. H. FITZ SIMONS,
E. B. CHACE,
Committee.

Adopted by the following vote:
Ayes—Ald. Tracy, Fitz Simons, Montgomery, Herzbergel, Warren, Martin, Huntington, Vay, Donivan, Edelman, Smith, Knobles, Baetzel—13.

COMMUNICATIONS FROM THE MAYOR AND OTHER EXECUTIVE OFFICERS, AND THEIR REFERENCE.

By the Clerk—
To the Honorable the Common Council of the City of Rochester:

GENTLEMEN, The undersigned, Commissioners of Excise of the city of Rochester, report that moneys have been received by said Commissioners, from the persons named, and in the respective amounts set forth in the following schedule, commencing June 25th, 1878, to and including July 29th, 1878, for licenses to sell and dispose of strong and spirituous liquors, wines, ale and beer, in quantities less than five gallons at a time, to wit:

| | |
|---|-------|
| James M'Gee, 110 East avenue..... | \$ 20 |
| Henry Knackstedt, 61 Jay st..... | 30 |
| Stephen Kutruft, 181 W Main st..... | 30 |
| John M Kurtz, 99 Front..... | 40 |
| William Sturtz, 116 South ave..... | 30 |
| Richard Vay, 266 Brown st..... | 30 |
| George Ford, 129 & 181 State st..... | 30 |
| M J Kaufman & Co, 170 West Main..... | 30 |
| Cathrine Eisman, North ave & Clifford..... | 30 |
| James O Howard, 114 State st..... | 30 |
| Michael Cummings, 10 Platt..... | 30 |
| Joseph P Mervin, 68 East Main..... | 30 |
| Valentine La Force, 307 North Clinton..... | 30 |
| William H Vickersman, 143 West Main..... | 40 |
| Andrew E O'Keefe, 73 West Maple..... | 30 |
| Rudolph Weis, 120 Mt Hope ave..... | 40 |
| Alfred Day, 133 E Main..... | 30 |
| Charles F Fuchs, 110 Front st..... | 40 |
| Ritzenthaler Bros, West Maple & Ames..... | 30 |
| Frank J Florck, 101 & 103 South ave..... | 30 |
| Fredericka Egerer, 162 North ave..... | 30 |
| Josiah Newman, 112 Front..... | 30 |
| John Scheifer, 92 Chatham..... | 30 |
| Mathew Slaven, 101 Mill st..... | 30 |
| Luke Benham, Driving Park..... | 20 |
| Minna Grimm, 49 Monroe avenue..... | 30 |
| Anthony Kueh, Orange & Walnut..... | 30 |
| William Stoeppler, 7 North ave..... | 30 |
| Goodhard Schwab, 144 South St. Paul..... | 30 |
| John Schell, 92 Chatham..... | 30 |
| Roman Oventburg, 1 Lowell..... | 30 |
| Thomas M'Cluskey, 138 West Main..... | 30 |
| Patrick M'Grath, 83 Mt Hope ave..... | 30 |
| Barthomew Eisman, Maple & Madison..... | 20 |
| J Lawton, 220 State..... | 20 |
| Andrew Stehle, 58 North Clinton..... | 30 |
| Leopold Belmont, 130 E Main..... | 30 |
| Jacob Held, 17 Mt Hope ave..... | 30 |
| Valentin Kramer, 206 North Clinton..... | 30 |
| Titus Eckert, Clifford st near Henry..... | 30 |
| William Deutsch, Exchange place and Mill..... | 30 |
| Caroline Waid, 122 Adams st..... | 30 |

| | |
|---|-------|
| Martin Flanagan, 8 West ave..... | 30 |
| Jacob Kaufman, 114 E Main..... | 30 |
| Johanna Adwin, 1st Lock Erie canal, Adwin st..... | 20 |
| Mary Grivet, 150 South St Paul..... | 30 |
| Fletcher M Thrasher, r, 93 North ave..... | 30 |
| Dominick Oeschgar, 62 North st..... | 30 |
| Theophia Brooks, 62 Broadway..... | 30 |
| Dellia Hall, 48 South St Paul..... | 30 |
| Charles Moore, 57 Hunter st..... | 30 |
| Christian Muehl, 52 & 54 Lyell st..... | 30 |
| Martin William, 150 Scio st..... | 30 |
| George Werner, 238 North Clinton..... | 30 |
| Richard & Hondorf, 13 Exchange Place..... | 30 |
| Christian J. Schaefer, 107 Lyell st..... | 30 |
| Stephan Streb, Sullivan and St. Joseph..... | 30 |
| Julia Talty, 92 Front..... | 30 |
| Daniel Gimblich, Mill and Market..... | 30 |
| Catherine Stahlhut, 36 1/2 Gregory..... | 30 |
| Lena Schroth, 39 Reynolds st..... | 30 |
| Catherine Higgins, 231 Plymouth ave..... | 30 |
| Leoba Bayea, 206 North Clinton..... | 30 |
| Joseph A. Otto, 136 N. St. Paul..... | 30 |
| Wendell Birkholz, 96 Chatham st..... | 30 |
| John Heiser, 20 S. St. Paul..... | 30 |
| John Eagar, 163 Scio st..... | 30 |
| Margaret Gehres, Wilder and Orchard..... | 20 |
| Victoria Leimgruber, 173 E. Main..... | 20 |
| Charles Struck, 69 St. Joseph st..... | 20 |
| John J. Schaefer, 103 N. Clinton..... | 30 |
| Otto C. Popp, 119 Jay st..... | 30 |
| Joseph Berdel, 222 West Main..... | 30 |
| John Fahrer, 14 Hawken st..... | 30 |
| Joseph Knope, 107 Oak st..... | 30 |
| John G. Gapp, Smith and Oak..... | 30 |
| Marcus Kilculion, 89 S. St. Paul..... | 30 |
| George Weber, 59 Chatham..... | 30 |
| Fred'k Leidecker, 203 N. Clinton..... | 30 |
| George W. Johns, 110 N. Clinton..... | 30 |
| George Yawman, Jay and Orchard..... | 30 |
| John Guber, 115 Mill..... | 30 |
| Frank Brown, Jay and Orchard..... | 20 |
| John Theis, 54 North Water..... | 20 |
| Maggie Karn, 26 North Water..... | 20 |
| Samuel Steyer, North Avenue and Stephan..... | 20 |
| Michael Gannon, Scio and Davis..... | 20 |
| Caroline Clements, 72 Exchange..... | 20 |
| Ferdinand Kitz, 91 North Clinton..... | 30 |
| George Meyer, 39 Andrews st..... | 30 |
| Patrick Crough, 4 Railroad avenue..... | 30 |
| O'Neil & Lengyel, 342 State st..... | 30 |
| Patrick Eagan, 55 Prospect..... | 30 |
| Robert Sauerteig, 27 Front st..... | 30 |
| Kate Gillespie, 135 South St. Paul..... | 2 1/2 |
| George P. Weber, 67 Baden..... | 20 |
| Christian Marnes, 98 South ave..... | 30 |

| | |
|--|----------|
| Total..... | \$2,790 |
| We have disposed of said moneys as follows: | |
| Paid Erastus Darrow, stationery..... | \$2 00 |
| " for postage stamps..... | 2 00 |
| James P. Evans, serving notices and summons..... | 3 00 |
| Sunday Morning Herald..... | 3 60 |
| Henry Michaels, 3 months salary as Clerk of Board of Excise to Aug. 1, 1878..... | 150 00 |
| Deposited with City Treasurer..... | 2,629 40 |

Total..... \$2,790 00
 Licenses have been granted to all of the above named applicants.
 Dated July 29, '88.

JAMES BAKER,
HERMANN MUTSCHLER,
PARIS G. CLARK,
 Excise Com'rs.

STATE OF NEW YORK, ss.
 County of Monroe,
 James Baker, Hermann Mutschler and Paris G. Clark, of the city of Rochester, said County, being duly sworn, say, and each for himself says, that the foregoing annexed report of moneys received by them for the purposes named in said report, with the names of persons and dates therein given, are correctly set forth in said report, and that the said report embraces the whole of the moneys received from June 25th, 1878, to and including the 29th day of July, 1878.

JAMES BAKER,
HERMANN MUTSCHLER,
PARIS G. CLARK,
 Com'rs of Excise.

Subscribed and sworn to before me this 29th day of July, 1878.

JAMES P. EVANS,
 Com'r of Deeds.

Ordered received, filed and published.
 By the Clerk—

Communication from E. L. Thomas, in regard to public bathing house, referred to Health Committee.

Also. petition of Caroline Wagner and Carrie B. Wagner. Referred to Law Committee.
 By the Clerk—

EXECUTIVE BOARD,
 ROCHESTER, N. Y., July 31, 1878. }

To the Honorable the Common Council :

GENTLEMEN—At a meeting of the Executive Board held Friday, July 26 h, 1878, the following resolution was adopted :

By Mr. Fish—Resolved, That the Honorable the Common Council be and they are hereby respectfully requested to pass an ordinance for the construction of a plank walk on the north side of Tyler street, from North avenue about 100 feet east. Also, on the north side of Elizabeth Place, from Clin on street about 100 feet eastward. Adopted.

A true copy from the minutes.
 THOS. J. NEVILLE, Clerk.

Referred to Improvement Committee.

By the Clerk—
 OFFICE OF EXECUTIVE BOARD,
 ROCHESTER, N. Y., Aug 1, 1878. }

To the Hon. the Common Council :

I have the honor to transmit herewith :
 1. Statement of expenditures by the Executive Board during the month of July, 1878.
 2. Stated ent showing the condition of the several funds in charge of the Executive Board at this date.

Respectfully,
 Your Obedient Servant,
 THOS. J. NEVILLE,
 Clerk Executive Board.

OFFICE OF EXECUTIVE BOARD,
 Rochester, N. Y., August 1, 1878. }

STATEMENT

Of expenditures by the Executive Board during the month of July, 1878.

| Funds Charged. | Amounts. |
|----------------------------------|------------|
| Highway Fund..... | \$4,406 20 |
| Fire Department Fund..... | 2,425 66 |
| Water Pipe Fund..... | 4,391 73 |
| Water Works Fund..... | 2,855 07 |
| Salary and Expense Fund..... | 1,180 14 |
| Sidewalk Repair Fund..... | 134 12 |
| Sprinkling South Clinton st..... | 90 00 |
| East avenue..... | 240 00 |
| East and West Main street..... | 180 00 |
| Troup Street Plank Walk..... | 3 00 |
| Wait Street Sewer..... | 2 00 |
| Webster Street Sewer..... | 2 00 |
| Lyell Avenue Sewer..... | 1 50 |
| North Avenue Improvement..... | 1 50 |
| Tremont Street Sewer..... | 375 00 |
| Jackson Street Improvement..... | 1,317 09 |
| Scott Alley Stench Traps..... | 22 50 |
| Aqueduct Street Improvement..... | 1,000 00 |
| West Avenue Improvement..... | 2,000 00 |
| West Avenue Pipe Sewer..... | 6 00 |
| Draper Street Plank Walk..... | 86 59 |
| Franklin Square Improvement..... | 87 41 |
| White Street Plank Walk..... | 79 45 |

Total..... \$20,386 96
 (Official.) THOS. J. NEVILLE,
 Clerk of Executive Board.

OFFICE OF EXECUTIVE BOARD,
 ROCHESTER, N. Y., Aug. 1, 1878. }

STATEMENT

Of the condition of the several funds in charge of the Executive Board at this date:

| DEBIT BALANCES. | |
|-------------------------------------|--------------|
| City Treasurer..... | \$102,181 43 |
| Sidewalk Repair Fund..... | 2,857 25 |
| Sundry Local Improvement Funds..... | 19,186 68 |
| Sundry Street Sprinkling Funds..... | 1,328 48 |
| | \$125,548 81 |

CREDIT BALANCES.

| | | |
|------------------------------|-------------|--------------|
| Highway Fund..... | \$31,085 26 | |
| Fire Department Fund..... | 29,882 80 | |
| Water Pipe Fund..... | 41,013 09 | |
| Water Works Fund..... | 9,927 11 | |
| special..... | 1,515 47 | |
| Salary and Expense Fund..... | 10,175 08 | \$125,548 81 |

[Official.]

THOS. J. NEVILLE,
Clerk of Executive Board.

Ordered received, filed and published.

By the Clerk—

*To the Honorable Common Council of the
City of Rochester :*

GENTLEMEN: In relation to the question referred to me whether the City of Rochester has title to any of the land in Tyler street in said city, I find, after a careful examination of the facts, that Hiram Davis in or about the year 1843 owned a tract of land adjoining the New York Central Railroad Company's property on the south, and extending from North street to Scio street, called the Davis Tract; that about that time he caused said tract to be laid out into lots, and a map thereof made and filed in the Monroe County Clerk's office, on which Tyler street appears as extending from North street east fifty feet wide to within about 160 feet of Scio street, and from there to Scio street twenty-five feet wide; that since that time he has conveyed lots on each side of said street, bounded by the north and south lines thereof, as laid down on said map; and as fast as lots were conveyed fences were erected on the line of said street in front of the premises sold, thus opening the street to the use of the public as far as lots were conveyed. At that portion of the street on the east end which was to be twenty-five feet wide, a strip of land of that width fenced on each side was opened and used by the public as a street; but it was not on the line of the street as laid down on said map, but ran diagonally to the south of said line, and at its intersection with Scio street it only included between eight and nine feet of the original street. In the year 1863 Mr. Davis conveyed to George Steinhauer Lot No. 19 of said tract, situate on the west side of Scio street and extending west on the north line of Tyler street eighty-two feet. Said Steinhauer, when he went into possession of said lot, also took possession of that portion of Tyler street laid out on said map and not included in the strip of land then opened and used as a street, being a strip of land about fifteen feet wide at Scio street, and running diagonally west into Tyler street; and he and his grantees have since that time retained possession of the same, and have erected a building thereon. Since that time Mr. Davis has sold the land adjoining Scio street on the south line of Tyler street, as laid down on said map, and a fence has been erected on that line of the street, thus leaving Tyler street at its intersection with Scio street only about eight or nine feet wide, which has been used by the public as a street.

In my opinion the public have a right to the use of Tyler street as it is now opened and fenced, but not beyond its present limits.

All of which is respectfully submitted.

A. G. WHEELER, City Attorney.

Ordered received, filed and published.

Communication from Geo. M. Dowd. Referred to Lamp Committee.

By Ald. Martin—Petition for sewer in Strong street. Referred to Sewer Committee.

ACTION ON ORDINANCES.

Ald. Montgomery moved that all action had relating to the opening of Backus avenue be reconsidered and the ordinance indefinitely postponed. Adopted.

FINAL ORDINANCE NO. 2,004.

FLAG WALK ON BACKUS AVENUE.

On motion of Ald. Edelman, 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. Edelman submitted the following:

An ordinance to construct a flag walk on west side of Backus avenue, from the north end of the present flag walk to the northern terminus of Backus avenue.

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

The construction of a flag walk six feet in width, on the west side of Backus avenue, from the north end of the present flag walk to the northern terminus of Backus avenue.

And the whole expense shall be defrayed by an assessment upon the lots and parcels of land to be benefited thereby; and the City Surveyor, under the direction of this Council, having made an estimate of such expense, and reported the same at \$1,161 which estimate was and is hereby approved; 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 Backus avenue in front of which said proposed flag walk may be constructed.

On which above described portion of the city the expenses of said improvement are hereby ordered assessed.

Adopted by the following vote:

Ayes—Ald. FitzSimons, Montgomery, Herzberger, Warren, Martin, Huntington, Va., Donivan, Edelman, Smith, Knobles, Baetzal—12.

Ald. Montgomery moved that the Executive Board be requested not to commence operations under the ordinance until an appropriation is made by the State for the same, and that the Executive Board take the necessary steps to have the appropriation made. Adopted.

FINAL ORDINANCE NO. 2,025.

STONE SEWER IN SUMMER STREET.

On motion of Ald. FitzSimons, 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. FitzSimons submitted the following:

An ordinance to construct a stone sewer in Summer street, from the sewer in Clifton street to the centre of Penn street; thence easterly in Penn street to a point 130 feet east of the east line of Summer street; also the necessary manholes, surface sewers and lot laterals.

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

The construction of a stone sewer 1½ by 2 feet in Summer street, from the sewer in Clifton street to the centre of Penn street; thence easterly in Penn street to a point 130 feet east of the east line of Summer street; also the necessary manholes, surface sewers and lot laterals.

And the whole expense shall be defrayed by the assessment upon the lots and parcels of land to be benefited thereby; and the City Surveyor, under the direction of this Council, having made an estimate of such expense, and reported the same at \$2,005, which estimate is hereby approved; 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 Summer street, from Clifton street to the south line of Penn street, and one tier of lots on each side of Penn street from Summer street to a point 130 feet east thereof.

On which above described portion of the City the expenses of said improvement are hereby ordered assessed.

And the tax payers to be assessed for making such improvement, may pay their assessments in three equal payments, as follows: One-third of the amount assessed within thirty days after the advertisement of the assessment roll; one-third of the amount, within one year from the confirmation of such roll; and the remaining one-third, within two years from the confirmation of such roll. On all sums paid prior to the maturity of the said last instalment, a discount will be allowed of seven per cent. per annum.

Adopted by the following vote:

Ayes—Ald. FitzSimons, Montgomery, Herzberger, Warren, Martin, Huntington, Va., Donivan, Edelman, Smith, Knobles, Baetzal—12.

The final ordinance for the opening of a street from Lake avenue to Hastings street was postponed until the next regular meeting, on motion of Ald. Baetzal.

The final ordinance and allegations thereon for the grading of Thomas Park was postponed four weeks, on motion of Ald. Edelman.

The final ordinance for the opening of Edward street came up and was referred to the Committee on Opening and Alteration of Streets, on motion of Ald. Edelman. The final ordinance for opening a street from North street to North avenue came up. Ald. Montgomery moved to postpone two weeks.

Ald. Martin moved that the ordinance be amended by striking out in the territory to be assessed Hollister street.

Lost by the following vote :

Ayes—Alds. Tracy, Crouch, Martin, Chace, Smith—5.
Nays—Ald. FitzSimons, Montgomery, Herzberger, Warren, Huntington, Vay, Donovan, Edelman, Knobles, Baetzel—10.

Ald. Montgomery's motion prevailed by the following vote :

Ayes—Ald. Tracy, FitzSimons, Montgomery, Herzberger, Warren, Crouch, Chace, Huntington, Vay, Donovan, Smith, Knobles—12.

Nays—Ald. Martin, Edelman, Baetzel—3.

The final ordinance for a sewer in Bartlett street was postponed two weeks.

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

Section eleven of an ordinance relating to nuisances, passed November 11th, 1862, is hereby amended so as to read as follows :

§ 11. No person shall bathe or swim in any canal, basin, mill race or river within the limits of said city, without wearing a dress completely covering his person, excepting his head, arms and feet, under a penalty of two dollars for each offense ; provided, however, that this ordinance shall not be enforced against any person showing that such bathing or swimming was done in the night time, between the hours of half-past eight o'clock in the evening and half-past five o'clock in the morning.

Adopted by the following vote :

Ayes—Ald. Tracy, Montgomery, Warren, Crouch, Huntington, Vay, Donovan, Edelman, Knobles, Baetzel—10.

Nays—Ald. Fitz Simons, Herzberger—2.

Ald. FitzSimons presented the following Assessment Rolls and moved their confirmation : Plank walk on Goodman street; sewer in Kent alley; sidewalk in Hill street; Plank walk on Vio etta street; sewer in Whitney street. Adopted by the following vote :

Ayes—Ald. Tracy, FitzSimons, Montgomery, Herzberger, Warren, Crouch, Huntington, Donovan, Smith, Knobles, Baetzel—12.

Ald. Montgomery moved that the City Attorney present at the next meeting an amendment to the penal ordinance in relation to license for billiard tables—fixing the license fee for each table at three dollars on and from the first of July, 1878. Adopted.

UNFINISHED BUSINESS.

The matter of the Executive Board Session room being fitted up for the office of the City Attorney came up.

Ald. Crouch moved that the City Property Committee be directed to proceed with the work as directed in the resolution adopted by the Council, July 9th, 1878. Adopted.

Ald. Martin presented the bill of John VanVoorhis for services in the Lord suit.

He moved that the Treasurer be directed to pay John Van Voorhis \$1,500, without prejudice to any further claim for services he may make, and that a special Committee of five be appointed to investigate any further claims, and that the temporary President be chairman of that Committee.

Ald. FitzSimons moved as an amendment that the Treasurer be directed to pay John VanVoorhis \$1,500 in full of all claims. Adopted by the following vote :

Ayes—Ald. FitzSimons, Montgomery, Herzberger, Chace, Vay, Donovan, Edelman, Baetzel—8.

Nays—Ald. Tracy, Warren, Crouch, Martin, Huntington, Smith, Knobles—7.

The original resolution as amended was then adopted by the following vote :

Ayes—Ald. Fitz Simons, Montgomery, Herzberger, Chace, Vay, Donovan, Edelman, Baetzel—8.

Nays—Ald. Tracy, Warren, Crouch, Martin, Huntington, Smith, Knobles—7.

Ald. Knobles moved to suspend the rule to adjourn at 11 o'clock. Adopted.

By Ald. Knobles, petition of E. Knickerbocker. Referred to Assessment committee.

By Ald. Knobles—Resolved, That J. W. Southworth, W. S. O-good, J. H. Perkins, Calvin Johnston, August Kassler, A. Denmar have permission to erect wood buildings in accordance with their several petitions under the direction of the Wood Building Committee and Fire Marshal. Adopted.

By Ald. Crouch, Petition of E. Denmar to erect wood building and remonstrance against same. Referred to Wood Building Committee and Fire Marshal.

EXECUTIVE BUSINESS.

Resignation of Chas. M. Williams as Commissioner of Deeds. Accepted.

On motion of Ald. Herzberger, the Board proceeded to ballot for Commissioner of Deeds, and William D. Elwanger having received the requisite number of votes was declared elected Commissioner of Deeds.

MISCELLANEOUS BUSINESS.

By Ald. Smith—Resolved, That the Citizens' Gas Company be requested to extend their gas mains on North St. Paul street from Scramton st. to Clifford street. Adopted.

By Ald. Edelman—Resolved, That the Citizens' Gas Company be requested to lay gas mains in Joiner street from N. Y. C. R. R. to Kelley street. Adopted.

Ald. Smith in the chair.

Ald. Martin moved that the resolution adopted at the last meeting adding two members to the Lamp Committee be rescinded.

Ald. FitzSimons moved to postpone the motion indefinitely. Lost.

The original motion to rescind was then adopted by the following vote :

Ayes—Ald. Tracy, Montgomery, Crouch, Martin, Huntington, Edelman, Smith, Knobles—8.

Nays—Ald. Fitz Simons, Warren—2.

By Ald. Fitz Simons—Resolved, That the City Attorney be and he hereby is authorized and instructed to take such means as he may deem necessary to collect the car license from the Street Railway Co. Adopted.

By Ald. Fitz Simons—Whereas, Lot No. 5, Assessors' subdivision of part of town lot No. 169, 20,000 acre tract, south side of Buffalo Road, was assessed for General City Tax for the year 1877, and Colvin street sewer No. 1,788, West Avenue sewer No. 1,915, and Genesee Valley Canal swing bridge No. 1,795 under one valuation and in one amount, and

Whereas, The said lot is now owned by different parties, therefore,

Resolved, That any person owning parts of said lot may redeem his own land by paying the Treasurer such portion of said tax and assessments, interest and expenses as the City Assessors may determine his property should bear, and the Treasurer is authorized to receive such portion and release the property owned by the person paying it and retain the lein on the balance of said lot on his books. Adopted.

By Ald. FitzSimons—Whereas, Lot No 7, mpt, section B, Jones tract, north side of White street, 9th Ward, was assessed for general city tax for the years 1876, 1877 and 1878, under one valuation and in one amount; and, Whereas, The said lot is now owned by different parties; therefore,

Resolved, That any person owning part of said lot may redeem his own land by paying the Treasurer such portion of said taxes, expenses and interest as the City Assessors may determine his property should bear, and the Treasurer is authorized to receive such portion and release the property owned by the person paying it, and retain the lien on the balance of said lot on his books. Adopted.

By Ald. FitzSimons—Whereas, Lots Nos. 143 and 144, north side of Atwater street, and 147, 148, 149 and 150, east side of Oregon street, Sherman tract, 6th Ward, were assessed for general city taxes, 1878, under one valuation and in one amount; and,

Whereas, The said lots are now owned by different parties; therefore,

Resolved, That any person owning part of said lots may redeem his own land by paying the Treasurer such portion of said tax expenses and interest as the City Assessors may determine his property should bear, and the Treasurer is authorized to receive such portion and release the property owned by the person paying it, and retain the lien on the balance of said lots on his books. Adopted.

On motion of Ald. Montgomery the Board then adjourned.

EDWARD ANGEVINE,
City Clerk.

In Common Council---Sept. 3, 1878.

REGULAR MEETING.

Ald. Simon Hays, President of the Board, presiding.

Present—Ald. Tracy, FitzSimons, Montgomery, Herzberger, Warren, Hays, Crouch, Martin, Cbace, Huntington, Vay, Donovan, Edelman, Smith, Knables, Baetzel.

The minutes of the previous meeting were approved as published in book of proceedings.

PRESENTATION OF PETITIONS, ACCOUNTS, &C.

By Ald. Tracy—Bills of

| | |
|--|----------|
| C. A. Jeffords, carting lamp posts..... | \$6 00 |
| Rochester Gas Co., lighting and extinguishing | 2,709 00 |
| .. setting lamp posts..... | 14 70 |
| Goedale & Pells, lamp burners..... | 20 40 |
| F. Vose, assignee Gay & Co., lighting and extinguishing lamps..... | 818 40 |
| Sherlock & Sloan, lamps, etc..... | 229 00 |
| Citizens' Gas Co., setting posts, etc..... | 66 80 |
| N. H. Galusha, lamp posts..... | 102 85 |
| Citizens' Gas Co., care lamps, etc..... | 3,257 04 |

Referred to Lamp Committee.

By Ald. Tracy—Petition of Geo. Wagner to erect a wood building. Referred to Wood Building Committee and Fire Marshal, with power to act.

By Ald. FitzSimons—Petition of H. H. Smith. Referred to Assessment Committee.

By Ald. Herzberger—

REPORT OF THE POLICE CLERK FOR THE MONTH OF JULY, 1878.

POLICE COMMISSIONERS' OFFICE, }
August 20, 1878. }

To the Honorable the Common Council:

GENTLEMEN—I respectfully report the following as the total amount of fines and penalties imposed by the Police Justice for the month of July, 1878, together with the amount collected:

| July. | Crime. | Penalty. | Paid. |
|---|-------------------|----------|-------|
| 1—August Bunde, | disorderly house, | \$10 | |
| Joseph Gilligan, | drunk, | 10 | \$10 |
| Ed. McLaughlin, | .. | 10 | 5 |
| James Young, | .. | 10 | |
| Wm Fogarty, | .. | 10 | |
| Geo. W. Smith, | .. | 10 | 5 |
| Elenor McCandless, | .. | 5 | |
| Gordon McLeod, | .. | 5 | 5 |
| Rockwood Johnson | .. | 5 | |
| Mich. McNamara, | .. | 5 | |
| David King, | .. | 5 | |
| Bell Keefe, | .. | 5 | |
| Ann Lamphier, | .. | 5 | 5 |
| 2—Wm. Connell, | .. | 5 | |
| Patk. FitzGerald, | .. | 10 | 5 |
| James Wimbie, | .. | 10 | 10 |
| John Doe, | .. | 10 | 10 |
| John Juncker, | assault, | 10 | 5 |
| 3—Andrew Norton, | drunk, | 10 | 5 |
| Geo. Wright, | .. | 10 | |
| Chas. King, | .. | 10 | |
| Henry Wiegler, | .. | 5 | 5 |
| 4—Chas. Hood, | .. | 10 | |
| Simon Turner, | .. | 10 | |
| Frank Lynch, | .. | 10 | |
| 5—George Lee, | assault, | 10 | |
| Geo. Monghan, | drunk, | 10 | |
| 6—Nicholas Fennell, | .. | 5 | 5 |
| John O'Hara, | .. | 10 | |
| Morris Connors, | .. | 10 | |
| Thos. Sugru, | .. | 5 | |
| John Niles, | disorderly, | 10 | |
| Robt. Gibhart, | assault, | 5 | 5 |
| Louis Warren, | .. | 5 | |
| Michael McGuire, e, | .. | 5 | 2 50 |
| Barney McGuire, | .. | 5 | 2 50 |
| Paul Cook, | .. | 5 | 5 |
| Martin O'Neil, | vio. ord. | 5 | |
| 8—Ann Plunkett, | drunk | 5 | |
| John Lysaght, | .. | 10 | |
| Nicholas Fennell | .. | 10 | 10 |
| Mary O'Keefe, | .. | 5 | |
| Joseph Williams, | .. | 10 | 5 |
| Lewis Warren, sell. liq. without lic. | 50 | | |
| 10—Patrick Fields, | drunk | 5 | |
| Homer J. Tiltson, | petit larceny | 20 | |
| 11—Thomas Brown, | drunk | 20 | 20 |
| Martin Rafferty, | petit larceny | 20 | 20 |
| Annie Rafferty, | .. | 10 | |
| Wm. Marks, | disorderly | 10 | |
| Annie Decker, | .. | 10 | |
| Kate Glavin, | assault | 3 | 3 |
| Rosa McCabe, | drunk | 10 | |
| 12—John Ihayer | .. | 5 | 2 |
| Rich. Turner, | .. | 10 | |
| Peter O'Brien, | .. | 10 | |
| Robt. DeGarmo, | vio. ord. | 2 20 | |
| Chas. F. Smi h, | .. | 5 | |
| Henry C. Weisner, | .. | 5 | |
| Patk. Shelhan, | .. | 25 | 5 |
| 12—John Cunningham, | drunk | 10 | 5 |
| Martin Boland, | .. | 10 | |
| Joseph Brenner, | assault | 20 | 20 |
| Robt. Giraffe, | .. | 10 | |
| 15—Elias J. McIntyre, | drunk | 5 | 5 |
| John Moore, | assault | 25 | |
| Thomas Kavanaugh | drunk | 10 | |
| 16—Michael Hurley, | .. | 10 | 10 |
| Saml. Lockwood, | .. | 10 | |
| Barney Reed, | .. | 10 | |
| John Mullett, | .. | 10 | |
| Eliza Mullett, | .. | 10 | |
| John Schroth, | .. | 10 | 10 |
| 17—Geo. W. Johns, sell. liq. without lic. or st | drunk | 5 | |
| Sarah Zimmerman, | drunk | 10 | |
| Wm. Dobberton, | petit larceny | 20 | |
| Mathew Dawson, | drunk | 5 | |
| Rebecca Dawson, | .. | 5 | |
| John Van Broecker, | assault | 10 | |
| Wm. Davis, | vio. ord. | 5 | 5 |
| 18—Charles Patterson, | drunk | 10 | |
| Ed. Lougram, | .. | 5 | |
| Mary O'Hara, | .. | 5 | |
| 19—John Lawless, | assault | 20 | |
| Geo. Hoffman, | drunk | 10 | 10 |
| 20—Bridget Joyce, | .. | 10 | |
| Mary Lawless, | .. | 10 | |
| Hannah Dryer, | .. | 10 | |
| Hanora FitzGerald, | assault | 10 | |
| 22—Barry McGuire, | petit larceny | 25 | |
| Wm. Gilbert, | drunk | 5 | |
| Mary Gilbert, | .. | 5 | |
| Agnes Hogan, | .. | 10 | |
| Charles Smith, | assault | 15 | 10 |
| Lewis Smith, | .. | 15 | 10 |
| Wm. Phillips, | drunk | 10 | |
| Elijah Russell, | .. | 10 | |
| John Clancy, | .. | 10 | |
| Michael Mulqueen, | assault | 25 | |
| David Brennan, | drunk | 5 | 5 |
| John Brown, | assault | 20 | 10 |

| | | | |
|-----------------------------|---------------------|-----|------|
| Charles James, | cruelty to animals | 10 | 10 |
| John Livingston, | contempt of court | 5 | |
| 23- Helen Seibert, | drunk | 10 | |
| Wm. Foster, | .. | 5 | |
| Chas. Keiser, | vio. ord. | 10 | 10 |
| John Murray, | assault | 25 | 15 |
| Wm. Dolan | drunk | 5 | |
| John Dolan, | .. | 5 | 3 |
| Michael Burnss | assault, | 5 | 5 |
| Margaret S. Tower, | vio. ord. | 5 | |
| Stephen Dusenbury, | .. | 25 | |
| August Juse, | assault, | 5 | |
| Chas. E. Deyo, | cruelty to animals, | 10 | 10 |
| 24- John Kehoe, | drunk, | 5 | |
| Patrick Madden, | petit larceny. | 10 | |
| John Beck, | drunk, | 10 | |
| 25- James Brown, | .. | 10 | 10 |
| Arthur W. Miller, | cruelty to animals, | 10 | |
| John Doe, | petit larceny. | 10 | 9 |
| 26- Mary Carr, | drunk, | 10 | |
| Mary Van Riper | .. | 5 | |
| Mary Groot, | .. | 10 | |
| Louis McNish, | .. | 10 | |
| James Connell, | .. | 5 | |
| Golden Apfel, | assault, | 10 | 10 |
| Adam Keehn, | .. | 10 | 10 |
| 20- Joseph Connell, | drunk | 5 | 5 |
| James Spain, | .. | 10 | 5 |
| John Quinn, | .. | 10 | 10 |
| John Logan, | .. | 5 | |
| Robert James, | .. | 10 | |
| Geo. Weiber, | .. | 10 | 5 |
| Debra Clark, | .. | 5 | |
| Philip Metzger, | vio. ord. | 5 | |
| Ann Maher, | assault, | 10 | |
| John Peeling, | .. | 5 | 5 |
| 30- Wm. Merkel, | .. | 10 | 10 |
| Frank Brevins' | .. | 15 | 15 |
| Henry Keller, | .. | 2 | |
| Fred. Gummo, | vio. ord. | 2 | |
| 31- John Slaven..... | drunk, | 5 | 5 |
| Mary Minott, | .. | 5 | |
| George Koestner | assault, | 10 | |
| Kate Koyle, | drunk, | 10 | |
| James Kilroy, | .. | 10 | |
| Thomas Burke, | .. | 5 | |
| John McDermott, | .. | 5 | |
| Thomas Gorman, | .. | 5 | |
| Carric Capell, | vio. ord. | 25 | |
| Daniel Lary, | drunk, | 5 | 1 25 |
| Fine by Commissioners, | .. | 5 | |
| Sale of unclaimed property, | .. | 100 | 95 |

I do hereby officially certify that the foregoing report in relation to money received by me for fines and penalties imposed by the Police Justice for the month of July, 1878, is true.

B. FRANK ENOS, Clerk.

Sworn to before me this 20th day of August, 1878.

PETER SHERIDAN,
Commissioner of Deeds.

Ordered received, filed and published.

By Ald. Herzberger—Paper in relation to wood building referred to Wood Building Committee and Fire Marshal.

Also, bill of A. McLean, expenses for July, \$105.35, referred to Police Committee.

By Ald. Warren—Petition of F. A. Castle to erect a wood building. Petition granted.

By Ald. Crouch—Petition of E. Dammer to erect a wood building in Pinnacle avenue. Referred to Wood Building Committee and Fire Marshal.

Ald. Donovan presented a remonstrance. Same reference.

By Ald. Crouch—Petition for lateral sewer and stench traps in William street. Referred to Sewer Committee.

By Ald. Chace—Petition of F. A. Shaler to erect a wood building. Referred to Wood Building Committee and Fire Marshal.

Also, to erect a wood building on Truant House property. Granted.

By Ald. Chase—Resolved, That His Honor, the Mayor, be and he hereby is authorized to grant licenses to persons keeping billiard tables in this city at the rate of \$5 each for the first two tables and \$2 each for every additional table used or put into the room during the year, and that all licenses shall expire on the first day of July next after being granted.

Resolved, That the Police Commissioners and Chief of Police be and they hereby are requested to see that the ordinance relating to licensing of billiard tables is strictly enforced. Table until next regular meeting.

By Ald. Huntington—Petition of Wm. Deihl to remove and erect wood buildings. Referred to Wood Building Committee and Fire Marshal with power to act.

By Ald. Vay—Bills of

| | |
|--|---------|
| R. B. Randall, labor..... | \$ 6.15 |
| Executive Board, labor and material..... | 21.73 |

Referred to Park Committee

Also petition to lay gas mains in Walnut st. Referred to Lamp Committee.

By Ald. Donovan—Bills of

| | |
|--|----------|
| F. J. Irwin, monthly cleaning | \$ 32 80 |
| J. Taitman, soap..... | 4 00 |
| Schantz, Minges, Shale & Co. furniture | 31 00 |
| Howe & Rogers, carpet for City Attorney..... | 165 83 |
| Bryan, Jones & Seifried, material | 7 16 |
| Hotchkiss Bros, ice..... | 39 50 |
| Roch Gas Co., gas City Hall and Front Street Building..... | 94 25 |
| Wm Ratt, labor and material..... | 294 67 |

Referred to City Property Committee.

By Ald. Donovan—Whereas, the 12th Ward of the city of Rochester contains at the present time more than eleven hundred legal voters; therefore be it

Resolved, That in pursuance of chapter 130, title 3, article 3 and section 9 of the Election Laws of the State of New York, it is expedient for the Common Council of said city to divide said ward into two election districts as follows, to wit: Beginning at a point in the centre of Gregory street, one hundred feet distant from the east line of Mt. Hope avenue, thence running westerly to the southeast corner of lands owned by the heirs of the late Lyman Munger, thence westerly along the south line of said lands, and parallel thereto, to the east bank of the Genesee River, thence easterly along the above described line to the place of beginning, thence easterly along the centre of Gregory street, and parallel thereto, to the centre of Grand street, thence easterly along the centre of Grand street, and parallel thereto, to the west line of lands now occupied by Peter Speigel, thence north along said west line to the north line of said lands, thence easterly along said north line, and parallel thereto, to the centre of the Erie Canal, and that all the territory included within the boundaries of the said 12th Ward, situated north of the foregoing described line, shall constitute the First Election District of said ward; and all of the territory situated and lying south of said line, and included within the limits of said ward, shall constitute the Second Election District of said ward; that the Inspectors of Election in the first district shall be R. Woodward, William Waldert and John B. Teller, all of whom were chosen at the last charter election and still reside in the first district.

Also that the Clerk prepare the necessary maps and post notices as required by law. Adopted.

By Ald. Edelman—Petition of Geo. Engert to erect wood building. Petition granted.

Also petition for plank walk in Mark st. Referred to Improvement Committee.

By Ald. Smith—Bills of

| | |
|---|--------|
| Samuel Donnelly, expenditures..... | \$8 75 |
| John H. Mason, postage..... | 2 00 |
| John O'Rourke, board of horse..... | 18 00 |
| Bagie Od. Ex. Co., removing dead animals..... | 19 00 |

Referred to Health Committee.

By Ald. Smith—Petition of Charles Gay to erect wood building. Granted. Also, petition or E. Herbert to erect wood building. Referred to Wood Building Committee and Fire Marshal. Ald. Warren presented a remonstrance against same and it was given the same reference.

By Ald. Knobles—Petitions of E. Curran, F. Ruckderschel, Robert Servis, E. Knickerbocker, F. Eggers, and James Plunkett, to erect wood buildings. Referred to Wood Building Committee and Fire Marshal.

By Ald. Knobles—Petition for lamps in Colvin street. Table.

By Ald Baetzel—Bills of

| | |
|---|---------|
| Patrick Joyce, burials..... | \$43 50 |
| H. Kondolf, bread..... | 64 55 |
| Gasser Bros., shoes..... | 14 00 |
| A. S. Francis, groceries..... | 14 00 |
| Joseph M. Ryan, meat..... | 25 00 |
| F. Morhardt..... | 25 00 |
| Fred Wurtz..... | 25 00 |
| Zegawitz & Fisher..... | 100 00 |
| John B. Hahn, flour..... | 138 00 |
| A. H. Martin, groceries..... | 22 50 |
| H. Austin Brewster & Co., groceries..... | 5 22 |
| Joseph Schutte, disbursements..... | 63 50 |
| Fred Wurtz, meat..... | 50 00 |
| Fleckenstein Bros., bread and crackers..... | 205 16 |
| Smith, Perkins & Co., groceries..... | 4 99 |
| Joseph Otto, groceries..... | 13 50 |
| Geo. Oppel, bread..... | 38 45 |
| Geo. Gib, bread..... | 32 66 |
| Geo. F. Herz, flour..... | 138 00 |
| S. Wheeler..... | 10 00 |
| Goetzman & Son, flour..... | 240 15 |
| H. A. Brewster & Co., groceries..... | 4 90 |
| J. E. Butterfield, transportation..... | 38 97 |
| H. Herman, meat..... | 100 00 |
| F. C. Glasser, shoes..... | 22 00 |
| D. E. Eichener, bread..... | 72 40 |
| Johanna Yawman, bread..... | 65 30 |

Referred to Poor Committee.

By Ald. Baetzel—

REPORT OF THE OVERSEER OF THE POOR FOR THE MONTH OF JULY, 1878.

OVERSEER OF THE POOR OFFICE.
ROCHESTER, Aug. 20, 1878. }

To the Honorable the Common Council of the City of Rochester.

The Overseer of the Poor of the city of Rochester would respectfully report that during the month of July he has relieved 425 families in the following manner:

| | |
|---|------------|
| Orders on Poor Store..... | \$1,547 07 |
| Coal Yard..... | 75 50 |
| Wood Yard..... | 18 50 |
| John Oetzel, shoes..... | 9 00 |
| John Groh..... | 20 50 |
| J. H. Phelan..... | 14 50 |
| Leat & Weitzel..... | 7 00 |
| C. Glasser..... | 3 50 |
| O. Oswald..... | 10 00 |
| Burke, FitzSimons, Hone & Co., dry goods..... | 5 50 |
| Curran & Goler, medicine..... | 3 00 |
| G. Schofield, transportation..... | 41 08 |
| M. Heavey..... | 2 00 |
| J. E. Butterfield..... | 10 25 |
| B. O'Belly, burials..... | 37 00 |
| C. V. Jeffreys..... | 12 00 |
| Hoffman & Maier..... | 37 00 |
| Poehner & Maier..... | 24 00 |
| A. W. Mudge..... | 18 50 |
| Wm. Punch..... | 12 00 |
| H. & P. Bender..... | 18 50 |
| Total..... | \$1,919 33 |
| Less Towns..... | \$ 100 75 |
| Less Emigrant Fund..... | 7 00 |
| Total to City..... | \$1,811 58 |

All of which is respectfully submitted,
J. SCHUTTE, Overseer of the Poor.
Ordered received, filed and published.

By Ald. Martin—Petition to have fence around Madison square removed. Referred to Park Committee, to report to the Council.

Also, petition of I. S. Carpentier. Referred to Law Committee.

By Ald. Tracy—Petition for stench traps in North Washington street. Referred to Sewer Committee.

By Ald. Baetzel—Petition for lamps in Flower street. Table.

REPORTS OF STANDING COMMITTEES.

Ald. Smith, from the Health Committee; Ald. Donivan, from the City Property Committee; Ald. Baetzel, from the Poor Committee; Ald. Vay, from the Park Committee, Ald. Tracy, from the Lamp Committee, and Ald. Herzberger, from the Police Committee, reported favorably on the bills referred to their committees, and reported them to the Finance Committee for payment.

To the Common Council:

Your Assessment Committee report in favor of the passage of the following:

Resolved, That the City Treasurer be and he is hereby directed to refund to James Mullen \$13.84, erroneously assessed on his property on Bates street, in the Sixteenth Ward, for East avenue outlet sewer and Park avenue extension, he having paid for said improvement, and charge said amount to the proper fund.

M. H. FITZSIMONS,
E. B. CHACE,
Committee.

Adopted by the following vote:

Ayes—Ald. Tracy, FitzSimons, Montgomery, Herzberger, Warren, Hays, Crouch, Martin, Chace, Huntington, Vay, Donivan, Edelman, Smith, Knobles, Baetzel—16.

To the Common Council:

Your Committee on Opening and Alteration of Streets would report against the ordinance for the extension of Rowe street, or the opening of a street from Lake avenue to Hastings avenue, for the reason that the grade would be heavy and the street made almost impassable for traveling purposes. We recommend the indefinite postponement of the ordinance.

J. G. BAETZEL,
E. K. WARREN,
J. W. KNOBLES,
Committee.

Table.

FINANCE BUDGET.

ROCHESTER, N. Y., Sept. 3, 1878.

By Ald. Warren—Resolved, That the Treasurer pay as follows, when there are funds applicable:

CONTINGENT FUND.

MONTHLY PAY ROLL TO SEPTEMBER 1, 1878.

| | |
|--|---------------------------|
| Cornelius R. Parsons, Mayor..... | \$200 00 |
| Geo. D. Williams, City Treasurer..... | 300 00 |
| Albert G. Wheeler City Attorney..... | 166 66 |
| Oscar H. Peacock, City Surveyor..... | 166 66 |
| Edward Angevine, City Clerk..... | 150 00 |
| David McKay, City Assessor..... | 166 66 |
| August M. Koeth, | 166 66 |
| Wm. Mahar, | 166 66 |
| Geo. W. Still, Judge Municipal Court..... | 150 00 |
| J. W. Duell, Judge Municipal Court..... | 150 00 |
| Thos. B. Hubbard, Clerk Municipal Court..... | 50 00 |
| Francis J. Irwin, City Messenger..... | 75 00 |
| John E. McDermott, Watchman City Hall..... | 60 00 |
| Thomas A. Buckley, Engineer City Hall..... | 60 00 |
| Peter G. Miller, Janitor Front street building..... | 40 00 |
| W. C. Gray, Assistant Surveyor's Office..... | 76 66 |
| C. B. Parsons, Draughtsman, | 76 66 |
| W. J. Stewart, chairman, | 30 00 |
| Ambrose Redman, rodmn | 30 00 |
| Peter Sheridan, Assistant in Clerk's Office..... | 60 00 |
| E. W. Williams, | Treasurer's office 116 66 |
| Chas H. Stilwell, services in | 83 38 |
| James H. Wilson, | 75 00 |
| Warham Whitney, | 58 38 |
| Daniels & Phillips, printing..... | 125 00 |
| Drew, Allis & Co, advertising and Directories..... | 163 25 |
| Edward Angevine, disbursements C. C..... | 75 00 |
| Expenses of Common Council, annual examination of the Water Works, reservoirs, &c..... | 170 00 |
| And charge that Fund. | |

LAMP DEPARTMENT FUND.

| | |
|--|----------|
| Goodale & Pells, lamp burners | \$ 20 40 |
| Sherlock & Sloan, lamps, &c. | 229 00 |
| N H Galusha, lamp posts | 102 85 |
| Roch. Gas Light Co., gas and lighting for mo. August | 2,709 00 |
| Citizens' Gas Co., setting lamp posts, &c. | 66 60 |
| Citizens' Gas Co., gas and lighting for month of August | 3,257 04 |
| F. Vose, assignee Gay & Co., lighting and extinguishing lamps for August | 818 40 |
| Rochester Gas Co., setting lamp posts | 14 70 |
| And charge that Fund | |

POOR DEPARTMENT FUND.

MONTHLY PAY ROLL TO SEPTEMBER 1, 1878.

| | |
|--|-----------|
| Joseph Schutte, Overseer | \$ 125 00 |
| William H. Shields, Assistant Overseer | 75 00 |
| John T. Tracy, bookkeeper | 75 00 |
| Jacob Lutz, clerk | 40 00 |
| Dr. Thos. A. O'Hare, City Physician | 41 67 |
| Dr. Geo. D. Benford, City Physician | 41 67 |
| Dr. Chas. E. McKelvey, City Physician | 41 67 |
| Dr. J. A. Burke, City Physician | 41 67 |
| F Nusslin, M. D. services | 41 67 |
| W F Seehan, M. D. services | 41 67 |

MISCELLANEOUS.

| | |
|--|----------|
| Joseph Schutte, Overseer's disbursements | \$ 56 18 |
| Joseph Heller, groceries | \$ 18 00 |
| John Schwingler, bread | 70 75 |
| John Groh, shoes | 47 00 |
| P H Curran, meat | 100 00 |
| H Austin Brewster & Co, groceries | 26 00 |
| P Joyce, burials | 13 00 |
| Geo Schofield, transportation | 47 65 |
| Smith, Perkins & Co, groceries | 28 50 |
| A H Cork, groceries | 8 45 |

HEALTH DEPARTMENT FUND.

MONTHLY PAY ROLL TO SEPTEMBER 1ST, 1878.

| | |
|---|----------|
| Sam'l. Donnelly, Supt. Board Health, salary | \$ 60 00 |
| Chas. Buckley, M. D., Health Officer | 41 67 |
| E. Angevine, Clerk | 25 00 |
| Henry M. Heindol, Keeper of Hope Hospital | 50 00 |
| John H. Mason, Insp'r | 50 00 |
| Joseph Thompson, Insp'r | 50 00 |
| James Cooper, Insur | 50 00 |
| Heman Miller, Insp'r | 50 00 |
| Orrin Harris, Insp'r | 50 00 |
| John O'Rourke, sewer flusher | 45 00 |
| John Vance, sewer flusher | 45 00 |
| John McDonald, garbage collector to 10th Aug. | 108 34 |
| C. J. Jeffords, " 20 days Aug., E. S. | 83 40 |
| Bradley & Co., " 20 days, Aug., W. S. | 100 00 |
| C. H. Stump, printing | 15 00 |
| John O'Rourke, board of horse | 18 50 |
| Eagle Odorous Ex. Co., removing dead animals | 11 65 |
| And charge that Fund | |

CITY PROPERTY FUND.

| | |
|--|---------|
| Blakely, King & Co., labor, &c. | \$ 9 28 |
| Bryan, Jones & Co., tools | 4 00 |
| John Siddons, painting, &c., City Hall | 222 00 |
| John H. Brady, clock, M. C. | 16 00 |
| Roch. Gas Co., gas City Hall and Front St. Building | 98 00 |
| Hotchkiss Bros, ice | 39 50 |
| Wm. Ratt, labor and material, City Attorney's Office | 294 67 |
| F. J. Irwin, monthly cleaning | 32 85 |
| E. Emerich, repair of clocks to Sept. 6 | 62 60 |
| And charge that Fund | |

PARK FUND.

| | |
|------------------------------------|----------|
| George Huber, labor on parks | \$ 30 00 |
| John Fernback, labor on parks | 30 00 |
| Joseph Edleman | 30 00 |
| Francis Cunningham, labor on parks | 52 00 |
| And charge that Fund | |

POLICE DEPARTMENT FUND.

| | |
|--|----------|
| Geo. Truesdale, Police Justice, sal. to Sept. 1st 1878 | \$208 34 |
| Police pay roll for August, 1878, as follows: | |
| Alex. McLean | \$181 75 |
| Samuel Brown | 79 05 |
| Peter Hughes | 79 05 |
| W. J. Rogers | 79 05 |
| Thos. Lynch | 79 05 |
| Peter Lauer, Jr. | 79 05 |
| Ferry Marzluff | 79 05 |
| P. C. Kavanauach | 79 05 |
| Thos. A. Burchell | 79 05 |
| Caleb Pierce | 79 05 |
| Henry Baker | 69 75 |
| Jos. P. Cleary | 69 75 |
| John H. Dana, 27 days | 62 91 |
| Ed. Van Vorst | 69 75 |
| Hugh Clark | 69 75 |
| Hugh Johnston, 29 days | 67 57 |

| | |
|---------------------------------------|--------|
| Thos. F. Hurley | 69 75 |
| John C. M'Quarters | 69 75 |
| Wm. H. White | 69 75 |
| Frank B. Allen | 69 75 |
| W. R. M'Arthur | 69 75 |
| John J. Garrett | 69 75 |
| Jacob Frank | 69 75 |
| John C. Haydon, 25 days | 78 25 |
| John Wangman | 69 75 |
| P. H. Sullivan | 102 80 |
| Chas. M' Cormick | 79 05 |
| Jos. S. Roworth | 79 05 |
| Wm. F. Lush | 69 75 |
| Barth. Crowley | 69 75 |
| Robt. Burns | 69 75 |
| Ralph Bendon | 69 75 |
| Jacob Harter, 29 days | 67 57 |
| Thos. Crouch | 69 75 |
| Andrew Connolly | 69 75 |
| Wm. P. O'Neil, 21 days | 48 98 |
| Benj. C. Furthur | 69 75 |
| Wm. Keith | 69 75 |
| John H. Wordell | 69 75 |
| B. Horne | 69 75 |
| John Mitchell | 69 75 |
| Robt. M'Kee | 69 75 |
| Chas. E. Fowler | 69 75 |
| Michael Brady | 69 75 |
| Wm. M'Keliv | 69 75 |
| Joseph Legler, 28 days | 65 34 |
| Wm. H. DeWitz, 28 days | 65 34 |
| Nicholas J. Loos | 69 75 |
| Fred. Griebel | 69 75 |
| Robert Sloan | 69 75 |
| Peter Bohrer, 17 days | 39 61 |
| Samuel Schwartz | 69 75 |
| Jas. J. Johnson | 69 75 |
| Thos. Dukelow | 69 75 |
| Park. Hoctor | 69 75 |
| George Smita | 69 75 |
| Lewis Jessorer | 69 75 |
| Frank Value, 29 days | 67 57 |
| Michael Cain | 69 75 |
| Wm. Burgess, 21 days | 48 98 |
| Michael Hynes | 69 75 |
| Chas. Hart | 69 75 |
| Frank D. Fay | 69 75 |
| Geo. Hoffner | 69 75 |
| James P. Flynn | 69 75 |
| John Monaghan | 69 75 |
| John P. Davis | 69 75 |
| Henry D. Shove, 29 days | 67 57 |
| Michael Wolf, Jr. | 69 75 |
| John M. Reis | 69 75 |
| Charles W. Peart | 69 75 |
| Wm Laragy, 18 days | 41 94 |
| Ferry Twain, 23 days | 59 75 |
| Louis Noft | 69 75 |
| Ed. McDonough | 69 75 |
| Older Oliver | 69 75 |
| John Dean | 69 75 |
| Jos. St. Hellens | 69 75 |
| Ed. Rice, 29 days | 67 57 |
| Peter Hess | 69 75 |
| Daniel Goulding, Jr. | 69 75 |
| Patrick Holloran | 69 75 |
| Henry Graven | 69 75 |
| Mich. Hyland | 69 75 |
| Jacob Markey | 60 00 |
| B. Frank Enos, Clerk of Commissioners | 116 67 |
| B. Frank Enos, expenses for August | 60 75 |

\$6,141 44

Payable to B. Frank Enos, Clerk.
Examined and approved.

CORNELIUS R. PARSONS,

H. C. DANIELS,

Commissioners.

And charge that Fund.

Adopted by the following vote:

Ayes—Ald. Tracy, Fitz Simons, Montgomery, Herzberger, Warren, Hays, Crouch, Martin, Chase, Huntington, Vay, Donivan, Edelman, Smith Knobles, Baetzel—16.

Ald. Montgomery, from the Law Committee, presented the following resolution:

Resolved, That the Treasurer pay to Edwin S. Hayward or his attorney, Edward Harris, on the usual Clerk's order, the amount of the judgment recovered against the city by Edwin S. Hayward, being one thousand and one hundred and seventy-two dollars and twelve cents, with interest thereon from August 24 1878, the date of entry of such judgment, and that the City Attorney cause the judgment to be satisfied of record, and charge Contingent Fund.

Adopted by the following vote :

Ayes—Ald. Tracy, Fitz Simons, Montgomery, Herzberger, Warren, Hays, Crouch, Martin, Chace, Huntington, Vay, Donivan, Edelman, Smith, Knobles, Baetzel—16.

COMMUNICATIONS FROM THE MAYOR AND OTHER EXECUTIVE OFFICERS, AND THEIR REFERENCE.

By the Clerk—

MAYOR'S OFFICE,
ROCHESTER, N. Y., Aug. 9th, 1878. }

Gentlemen of the Common Council :

At your last regular meeting a resolution was adopted granting permission to several parties to erect wooden buildings. Among the names embraced therein was that of A. Denmar. Some confusion has arisen owing to the fact that Mr. Denmar has presented two petitions for the erection of two wooden buildings, and each in different parts of the city; and it is alleged that on one important instance at least he has not complied with the terms of the ordinance regulating the construction of buildings of this character.

I dislike very much to interfere with your action at any time, but so much feeling has been evinced in this case that I am forced to regard it as an exceptional one, and it should again receive the attention of your Board.

In view of the foregoing facts, and in addition thereto the somewhat remarkable circumstance that the name of the person who subscribed to the oath does not appear to be that of the individual who petitioned, or the one mentioned in the resolution, I have withheld my approval of so much of the latter as relates to A. Denmar.

CORNELIUS R. PARSONS, Mayor.

The President stated the question to be, Shall the resolution stand as the action of the Board notwithstanding the objections of the Mayor, and was decided in the negative by the following vote :

Ayes—Ald. Martin—1.

Nays—Ald. Tracy, Fitz Simons, Montgomery, Herzberger, Warren, Hays, Crouch, Chace, Huntington, Vay, Donivan, Edelman, Smith, Knobles, Baetzel—15.

OFFICE OF EXECUTIVE BOARD,
ROCHESTER, Sept. 3, 1878. }

To the Honorable the Common Council :

At a meeting of the Executive Board held this day, the following among other proceedings were had :

By Mr. Fish—That this Board recommend to the Common Council the purchase from Messrs. Ellwanger & Barry of land claimed to be damaged by leakage from the Distributing Reservoir of the Water Works, at the price and upon the terms named in the communications of August 3d and 19th and September 3d. Adopted.

I have the honor to transmit herewith the several communications to this Board which are referred to in the foregoing resolution.

[Official.] THOS. J. NEVILLE,
Clerk of the Executive Board.
Referred to Law Committee.

OFFICE OF SUPT. OF PUBLIC SCHOOLS,
ROCHESTER, Aug. 9, 1878. }

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

GENTLEMEN—The undersigned committee appointed for that purpose by the Board of Edu-

cation, would respectfully urge your honorable body to pass an ordinance for the construction of a sidewalk on the south side of Hart avenue, from St. Paul street to Galusha street, as the street in its present condition during the wet season is a matter of great inconvenience, and dangerous to the health of the children living in that neighborhood and attending Public School No. 20.

Hoping that you will take action in this matter, we remain
Your obedient servants,
N. B. ELLISON,
W. G. MARTENS,
Committee.

Referred to Improvement Committee.

CITY CLERK'S OFFICE,
ROCHESTER, N. Y., Aug. 20, 1878. }

To the Honorable the Common Council :

GENTLEMEN—In accordance with section 29, revised City Charter, I report the following named persons as having qualified and taken the oath of office: Thaddeus W. Hulett, William E. Ellwanger, A. V. Smith, Commissioners of Deeds.

EDWARD ANGEVINE,
City Clerk.

Ordered received, filed and published.

OFFICE OF EXECUTIVE BOARD
ROCHESTER, Aug. 26, 1878. }

To the Honorable the Common Council :

GENTLEMEN.—At a meeting of the Executive Board held Friday August 23rd 1878, the following resolution was adopted:

By Mr. Fleckenstein.—Resolved, That the Common Council be requested to pass an ordinance to build a plank walk, five feet four inches wide on the south side of Champlain street, from Reynolds to Seward street. Adopted.

A true copy from the minutes.

C. C. WOODWORTH, Acting Clerk.
Referred to Improvement Committee.

OFFICE OF EXECUTIVE BOARD
ROCHESTER, Aug. 26, 1878. }

To the Honorable the Common Council :

GENTLEMEN.—At a meeting of the Executive Board held Friday, August 9th, 1878, the following resolutions were adopted:

By Mr. Fish.—Whereas, The tax payers on the north side of East Main street having, by consent, constructed their respective flag walks, covered by ordinance 1,995, passed by the Common Council, the same having been done according to specifications; therefore, it is hereby

Resolved, That the Common Council be and they are hereby requested to reconsider and indefinitely postpone said ordinance. Adopted.

By Mr. Fish.—Whereas, The taxpayers on Kondolf street having laid their respective plank walks which were covered by ordinance nineteen hundred and seventy-nine (1979) passed by the Common Council—which walks were constructed pending the passage of said ordinance. Therefore it is hereby

Resolved, That the said Common Council be and they are hereby requested to reconsider and indefinitely postpone said ordinance. Adopted.

A true copy from the minutes.

THOS. J. NEVILLE, Clerk.

On motion of Ald. Edelman the several ordinances were reconsidered and then indefinitely postponed.

OFFICE OF EXECUTIVE BOARD
ROCHESTER, Sep. 2, 1878.

To the Honorable the Common Council:
GENTLEMEN.—At a meeting of the Executive Board held Friday August 30th, 1878, the following resolution was adopted:

By Mr. Woodworth.—Resolved, That the Chief Engineer of the Fire Department order his command to parade for inspection and review at 2 o'clock p. m., Thursday, September 5th, and that the Clerk of this Board extend an invitation to the Mayor, Common Council and other city officials to be present on that occasion—the procession to pass in review in front of the Court House at 2 o'clock, p. m. Adopted.

A true copy from the minutes.

THOS. J. NEVILLE, Clerk.

On motion accepted and communication ordered received, filed and published.

OFFICE OF EXECUTIVE BOARD
ROCHESTER, Sept. 2, 1878.

To the Honorable the Common Council:

I have the honor to transmit herewith:
1. Statement of expenditures of the Executive Board during the month of August, 1878.
2. Statement showing the condition of the several funds in charge of the Executive Board on the 31st day of August, 1878

Respectfully, Your obedient servant,
THOS. J. NEVILLE, Clerk.

OFFICE OF EXECUTIVE BOARD,
ROCHESTER, N. Y., Sept. 2, 1878.

STATEMENT

Of expenditures by the Executive Board during the month of August, 1878:

| Funds Charged | Amt. |
|-----------------------------|-------------|
| Highway | \$6,888 42 |
| Fire Department | 2,475 21 |
| Water pipe | 5,655 33 |
| Water Works | 1,645 86 |
| Salary and expenses | 1,036 80 |
| Sidewalk repairs | 204 42 |
| Sprinkling | 100 00 |
| East avenue | 225 00 |
| West avenue | 100 00 |
| State street | 50 00 |
| North avenue improvement | 19,465 00 |
| Tremont street sewer | 350 00 |
| Aqueduct street improvement | 655 22 |
| West avenue | 3,004 39 |
| pipe sewer | 6 00 |
| Draper street walk | 86 59 |
| Andrews square improvement | 87 41 |
| White street walk | 79 45 |
| Bash street improvement | 636 97 |
| Washington Square flag walk | 1,306 55 |
| Mt. Vernon avenue walk | 24 12 |
| W. Avenue stone sewer | 912 02 |
| Rauber street walk | 115 37 |
| Main street repairs | 29 63 |
| Total | \$36,189 71 |

(Official) THOS. J. NEVILLE,
Clerk of Executive Board.
OFFICE OF EXECUTIVE BOARD,
Rochester, N. Y., Sept. 2, 1878.

STATEMENT

Of the condition of the several funds in charge of the Executive Board at this date.

| Debit Balances. | |
|--------------------------------|--------------|
| City Treasurer | \$ 69,888 16 |
| Sidewalk Repair Fund | 3,028 04 |
| Water local improvement funds | 36,725 85 |
| Sundry street sprinkling funds | 1,785 45 |
| | \$110,880 50 |
| Credit Balances. | |
| Highway Fund | \$26,891 07 |
| Fire Department Fund | 27,406 99 |
| Water Pipe Fund | 35,357 21 |
| Water Works Fund | 11,071 48 |
| Water Works Fund, special | 1,515 47 |
| Salary and Expense Fund | 9,188 28 |
| | \$110,880 50 |

(Official) THOS. J. NEVILLE,
Clerk of Executive Board.
Ordered received, filed and published.

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

GENTLEMEN. The undersigned, Commissioners of Excise of the city of Rochester, report that moneys have been received by said Commissioners, from the persons named, and in the respective amounts set forth in the following schedule, commencing August 3d, 1878, to and including August 26th, 1878, for licenses to sell and dispose of strong and spirituous liquors, wines, ale and beer, in quantities less than five gallons at a time, to wit:

| | |
|--|-------|
| John F. Mertz, 33 Gregory st. | \$ 30 |
| Patrick H. Curran, 56 Spring st. | 30 |
| Anthony Walters, 231 North st. | 30 |
| Catherine Pfahner, 139 Lyell st. | 30 |
| Charles Wild, 243 State st. | 30 |
| Jacob Fox, 157 North Clinton | 30 |
| John Bickel, 207 North Clinton | 30 |
| Charles Zimmer, 40 Caroline st. | 30 |
| William Zimmer, 84 Atwater st. | 30 |
| George M. Ingalls, 101 Allen st. | 20 |
| C. E. Keyes, cor. E. Main and St. Paul st. | 20 |
| Frank Erden, 100 Front st. | 20 |
| Charles Hummel, 21 Lowell | 30 |
| John G. Nichols, 112 West Main st. | 30 |
| Charles P. Bromley, 6 E. Main | 30 |
| John C. Moore, 85 Mill st. | 40 |
| Joseph Fredman, 59 Lyell st. | 20 |
| William Boyle, 8 Pine st. | 30 |
| George Wieser, 52 Allen st. | 40 |
| Fred'k Wurtz & Co., 226 and 228 State st. | 30 |
| Henry Northorst, 11 Bay st. | 30 |
| Jacob Stutenhaver, 18 E. Allen st. | 30 |
| Valentine Schlaefler, 18 Exchange place | 30 |
| Hugo Schomburg, 116 St. Joseph | 20 |
| William Glass, 71 Front | 30 |
| Marian Barron, 180 West Main st. | 20 |
| Michael Ruegg, 33 St. Joseph st. | 30 |
| Nicholas Utter, 28 Buchan Park | 30 |
| Total | \$820 |

We have disposed of said moneys as follows:
Paid for postage stamps \$ 1 00
Paid for postal cards 25
Paid James P. Evans, for serving notices and licenses 1 50
Deposited with City Treasurer 817 25

Total \$820 00

Licenses have been granted to all of the above named applicants, except the following:
John G. Nichols, 112 W. Main st.
Dated August.

JAMES BAKER,
HERMANN MUTSCHLER,
PARIS G. CLARK,
Excise Com'rs.

STATE OF NEW YORK, } ss.
County of Monroe,
James Baker, Hermann Mutschler and Paris G. Clark, of the city of Rochester, in said County, being duly sworn, say, and each for himself says, that the foregoing annexed report of moneys received by them for the purposes named in said report, with the names of persons and dates therein given, are correctly set forth in said report, and that the said report embraces the whole of the moneys received from August 3d, 1878, to and including the 26th day of August, 1878.

JAMES BAKER,
HERMANN MUTSCHLER,
PARIS G. CLARK,
Com'rs of Excise.

Subscribed and sworn to before me this 31st day of August, 1878.

JAMES P. EVANS,
Com'r of Deeds.

Ordered received, filed and published.

TREASURER'S MONTHLY REPORT.

CITY TREASURER'S OFFICE, Aug. 20, 1878.

To the Hon. the Common Council:

GENTLEMEN—The Treasurer herewith submits the Monthly Statement of the balances of the principal funds on the 2d day of August, 1878, as required by section 59 of the City Charter:

| | Credit Balance. |
|------------------------|-----------------|
| Contingent Fund | \$3,729 44 |
| Police Fund | 46,754 48 |
| Lamp Fund | 53,370 20 |
| Poor Fund | 32,880 70 |
| Park Fund | 1,431 77 |
| Board of Health Fund | 9,304 00 |
| Home for Truants Fund | 9 10 |
| City Property Fund | 4,258 20 |
| Search Department Fund | 2,268 50 |

GEO. D. WILLIAMS, Treasurer.

Subscribed and sworn to before me this 20th day of August, 1878.

JAS. H. WILSON,
Commissioner of Deeds.

Ordered received, filed and published

TREASURER'S MONTHLY R. EPRT.

CITY TREASURER'S OFFICE, Sept. 2d, 1878.

To the Hon. Common Council :

GENTLEMEN: The Treasurer herewith submits the Monthly Statement of the balances of the principal funds, on the 2d day of September, 1878, as required by section 59 of the City Charter.

| | Credit Balance. |
|-----------------------------|-----------------|
| Contingent Fund | \$ 34,280 94 |
| Police Fund..... | 46,726 14 |
| Lamp Fund..... | 53,270 20 |
| Poor Fund..... | 32,906 86 |
| Park Fund..... | 1,570 97 |
| Health Fund..... | 8,787 33 |
| Home for Trunks Fund..... | 9 10 |
| City Property Fund..... | 4,175 40 |
| Search Department Fund..... | 280 50 |

GEO. D. WILLIAMS, Treasurer,
Subscribed and sworn to before me this 3d day of September, 1878.

JAS. H. WILSON,
Commissioner of Deeds.

Ordered received filed and published.
Ald. FitzSimons in the chair.

ACTION ON ORDINANCES.

WROUGHT IRON BRIDGES OVER THE ERIE CANAL.

By Ald. Baetzel—Resolved, That the City Surveyor ascertain and report to this Council the expense of constructing a wrought iron lift bridge over the Erie canal at Brown street. Also a wrought iron swing bridge over the Erie canal at Smith street.

Adopted.

The Surveyor submitted as such estimate \$13,000.
By Ald. Baetzel—Resolved, That the following improvement is expedient, viz :

The construction of a wrought iron lift bridge over the Erie canal at Brown street. Also a wrought iron swing bridge over the Erie canal at Smith street. Also the necessary piers, abutments, &c.

And whereas, The City Surveyor, under the direction of this Council 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, viz :

All the lands included within the following described boundaries: Commencing at the intersection of the south line of Allen street with the west line of State street, thence southerly along the west line of State street and including one tier of lots on the west side thereof, to a point opposite the south line of Mumford street, thence easterly along Mumford street and including one tier of lots on the south side thereof to the Genesee river, thence northerly along the Genesee river to a point opposite and in line with the north line of Jay street, thence westerly along said north line of Jay street to the east line of State street, thence northerly along State street, and including one tier of lots on the east side thereof to Smith street, thence westerly along Smith street, and including one tier of lots on the north side thereof to lands belonging to the N. Y. C. & H. R. R. Co., thence along the north line of the Niagara Falls branch of the N. Y. C. & H. R. R. Co.'s lands to the west line of the city, thence southerly along the west line of the city to West avenue, thence easterly along West avenue to Brown street, thence easterly along Brown street and including one tier of lots on the south side thereof, to Allen street, thence easterly along Allen street and including one tier of lots on the south side thereof to the place of beginning. Excepting therefrom all the territory heretofore designated to be assessed for Allen street lift bridge; also excepting the lot on the southeast corner of Vincent Place and State street.

And the tax payers to be assessed for making such improvement may pay their assessments in five equal payments, as follows :

One-fifth of the amount assessed within thirty days after the advertisement of the assessment roll; one-fifth of the amount within one year from the confirmation of said roll; one-fifth within two years from the confirmation of said roll; one-fifth of the amount within three years from the confirmation of said roll; and the remaining one-fifth within four years from the confirmation of said roll. On all sums paid prior to the maturity of the said installment, a discount will be allowed at seven per cent. per annum.

And the Clerk is hereby directed to publish notice in pursuance of Title VII., Section 165, of the Revised Charter of 1874, of the City of Rochester, that all persons interested in the subject matter of said improvement, are required to attend the Common Council, on Tuesday evening, Sept. the 17th, 1878, at half-past 7 o'clock, at the Common Council Chamber, when allegations will be heard.

Adopted.

STENCH TRAPS IN NORTH WASHINGTON STREET.

By Ald. FitzSimons—Resolved, That the City Surveyor ascertain and report to this Council the expense of attaching stench traps to each of the surface sewers in North Washington street.

Adopted.

SUBMITTED as such estimate \$150.

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

The attachment of stench traps to each of the surface sewers in North Washington street.

And whereas, The City Surveyor, under the direction of this Council, 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, viz :

One tier of lots on each side of North Washington street from Allen street to West Main street.

And the Clerk is hereby directed to publish notice in pursuance of Title VII., section 165, of the Revised Charter of 1874, of the City of Rochester, that all persons interested in the subject matter of said improvement, are required to attend the Common Council, on Tuesday evening, Sept. the 17th, 1878, at half-past 7 o'clock, at the Common Council Chamber, when allegations will be heard.

Adopted.

PIPE SEWER IN STRATH ALLAN PARK.

By Ald. FitzSimons—Resolved, That the City Surveyor ascertain and report to this Council the expense of constructing a pipe sewer 12 inches in diameter in Strath Allan park, from the sewer in University avenue to a point 40 feet south of George H. Thompson's north line. Also the necessary surface sewers, lot laterals and manholes.

Adopted.

The Surveyor submitted as such estimate, \$956.
By Ald. FitzSimons—Resolved, That the following improvement is expedient, viz :

The construction of a pipe sewer 12 inches in diameter in Strath Allan park, from the sewer in University avenue to a point 40 feet south of George H. Thompson's north line. Also the necessary surface sewers, lot laterals and manholes.

And whereas, The City Surveyor, under the direction of this Council, has made an estimate of the whole expense thereof, and reported the same at \$956, 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 Strath Allan park from University avenue to a point 40 feet south of George H. Thompson's north line.

And the Clerk is hereby directed to publish notice in pursuance of Title VII., section 165 of the revised Charter of 1874 of the City of Rochester, that all persons interested in the subject matter of said improvement are required to attend the Common Council on Tuesday evening, Sept. 17th, 1878, at half-past 7 o'clock, at the Common Council Chamber, when allegations will be heard.

Adopted.

FINAL ORDINANCES.

Ald. Martin moved that allegations on the ordinance for a sewer in Bartlett st. be heard; that the ordinance be postponed until the next regular meeting, and that the clerk advertise that allegations will be heard at that time. Adopted.

The final ordinance for the grading of Thomas Park, on motion of Ald. Knobles, was postponed until the next regular meeting, when allegations will be heard. Ald. Vay presented a remonstrance.

The final ordinance for the opening of a street from Lake avenue to Hastings avenue was postponed until the next regular meeting, on motion of Ald. Montgomery, and the clerk directed to advise for allegations to be heard at that time.

OPENING A STREET FROM NORTH AVENUE TO NORTH STREET.

FINAL ORDINANCE NO. 2,025.

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

After hearing such allegations from all persons appearing.

Adopted.

An ordinance to open a street on the north side of lands belonging to the N. Y. C. & H. R. R. Co., and extending from North street to North avenue.

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

The opening of a street on the north side of property owned by the N. Y. C. & H. R. R. Co., and extending from North street to North avenue, and the territory deemed necessary to be taken therefor is described as follows: A strip of land 50 feet in width to be

taken from the north side of property owned by the N. Y. C. and H. R. R. Co.; and extending of the same width from North street to North avenue.

And the whole expense shall be defrayed by an assessment upon the lots and parcels of lands to be benefited thereby, and the City Surveyor, under the direction of this Council, having made an estimate of such expense, and reported the same at \$3,000, which estimate is hereby approved; and the portion of said city which said Common Council deem will be benefited by said improvement is described as follows:

Beginning at the intersection of North avenue with the N. Y. C. and H. R. R. Co. tracks; thence northerly along North avenue and including one tier of lots on the west side thereof to Channing street; thence westerly along Channing street, and including one tier of lots on the south side thereof to a point opposite the west line of Hollister street; thence northerly along Hollister street and including one tier of lots on the west side thereof to Clifford street; thence easterly along Clifford street and including one tier of lots on the north side thereof to North avenue and Carter street; thence northerly along Carter street and including one tier of lots on the west side thereof to Norton street; thence easterly along Norton street to North avenue; thence southerly along North avenue and including one tier of lots on the east side thereof to a point opposite the centre of Clifford street; thence easterly on the centre line of Clifford street and including one tier of lots on the north side thereof to Miller street; thence southerly along Miller street and including one tier of lots on the east side thereof to Bay street; thence westerly along Bay street and including one tier of lots on the south side thereof to Sigel st.; thence southerly along Sigel st. and including one tier of lots on the east side thereof to German street; thence southerly along German street and including one tier of lots on the east side thereof to Syracuse street; thence westerly along Syracuse street and including one tier of lots on the south side thereof to North avenue; thence southerly along North avenue and including one tier of lots on the east side thereof to the N. Y. C. & H. R. R. Co. tracks; thence westerly to the place of beginning.

On which above described portion of the city the expenses of said improvement are hereby ordered assessed.

And the taxpayers to be assessed for making such improvement may pay their assessments in three equal payments, as follows: One-third of the amount assessed within thirty days after the advertisement of the assessment roll; one-third of the amount within one year from the confirmation of such roll; and the remaining one-third, within two years from the confirmation of such roll. On all sums paid prior to the maturity of the said last instalment, a discount will be allowed of seven per cent. per annum.

Adopted by the following vote:

Ayes—Ald. Tracy, FitzSimons, Montgomery, Herzberger, Warren, Crouch, Martin, Chace, Huntington, Vay, Donovan, Edelman, Smith, Knobles, Baetzel—15.

Ald. Edelman and Ald. Vay presented remonstrances.

Ald. Martin moved that the Executive Board be directed to suspend all action in relation to this ordinance for four weeks unless sooner otherwise directed by this Board. Adopted.

Ald. FitzSimons presented the following assessment rolls, and moved their confirmation: Wait street sewer, King street plank walk, sidewalk on Ringiesten alley, Scott alley stench trap, Davis street plank walk, Webster street pipe sewer, Leell avenue sewer.

Adopted by the following vote:

Ayes—Ald. Tracy, FitzSimons, Montgomery, Herzberger, Warren, Crouch, Martin, Chace, Huntington, Vay, Donovan, Edelman, Smith, Knobles, Baetzel—15.

EXECUTIVE BUSINESS.

Ald. Huntington moved that the Board proceed to ballot for Commissioner of Deeds. Adopted.

Edward Wood, Wm. S. Moore and Jacob Kolb each having received the requisite number of votes were declared elected Commissioners of Deeds.

MISCELLANEOUS BUSINESS.

By Ald. Baetzel—Resolved, That M. J. Mof-fat be granted a market license to sell fresh

meat at No. 3 North avenue until July 1st, 1879, on his paying into the treasury the sum of \$25. Adopted.

By Ald. Baetzel—Whereas, The public lamps in Flower street, 16th ward, and Colvin street, 15th ward, have been petitioned for by a majority of persons liable to taxation, therefore,

Resolved, That the Assessors include in the next general assessment rolls, one tier of lots on each side of Flower street and Colvin street for the lamp tax.

Adopted by the following vote:

Ayes—Ald. Tracy, FitzSimons, Montgomery, Herzberger, Warren, Martin, Chace, Huntington, Vay, Donovan, Edelman, Smith, Knobles, Baetzel—14.

By Ald. Smith—Resolved, That the Police Commissioners of the City of Rochester be, and they are hereby authorized to appoint a special policeman to attend the special Courts of Sessions and Courts of Oyer and Terminer according to the provisions of section 9 of chapter 415 of the laws of 1878, the fees for such attendance in no event to be paid by, or to become a charge upon the said city of Rochester.

Ald. Montgomery raised the point of order that the Common Council could not designate the policeman. The law makes it mandatory on the Chief of Police to detail one policeman for that purpose.

The President ruled the resolution of Ald. Smith out of order.

Ald. Smith appealed from the decision of the chair.

Ald. Martin moved to lay the appeal on the table. Adopted.

By Ald. Edelman—Resolved, That the Clerk draw an order in favor of Mrs. Gnadinger for ten dollars and charge Police fund, it being for remittal of a fine imposed in the Police Court for violation of section 1 of ordinances relating to nuisances.

Ald. Herzberger moved to refer to Law Committee. Adopted.

B. Ald. Huntington—

To the Common Council:

Your Lamp Committee to whom was referred the communication of George Dowd, concerning his bill for painting and repairs of lamp posts, report that after a review of the work performed by Mr. Dowd, and all the circumstances attending the matter, that an injustice was done Mr. Dowd in cutting down his bill to the extent of ninety dollars, and we are in favor of paying him sixty dollars in full of all claims. We offer the following resolution:

Resolved,—That the Clerk draw an order on the Treasurer for the sum of sixty dollars in favor of Geo. Dowd and charge Lamp Fund.

WM. H. TRACY,

E. HUNTINGTON,

Committee.

Adopted by the following vote:

Ayes—Ald. Tracy, Montgomery, Herzberger, Crouch, Martin, Huntington, Smith, Baetzel—8.

Nays—Ald. FitzSimons, Warren, Chace, Vay, Donovan, Edelman; Knobles—7.

By Ald. Martin—

Resolved, That a license be granted E. F. Benton, manager of the Opera House, F. Ritter, lessee of Corinthian Hall, Manager of the Front street Variety Theatre, and M. Filon,

owner of Washington Hall, and the Falls Field Garden until July 1st, 1879, on their each paying into the city treasury the sum of twenty-five dollars. Adopted.

By Ald. Warren—Resolved, That the city's interest in the following tax sales be assigned to Douglas Boardman, executor, and Jennie McGraw, executrix, upon their paying the amount of the taxes, expenses and interest to the date of the assignment:

Fifth Ward—Michael J. McMahon, lots 9 and north $\frac{1}{2}$ of 10, Geo. P. Davis's sub'n of Evergreen tract, west side of Evergreen Place, General City Tax for the years 1875, 1876 and 1877. Adopted.

By Ald. Warren—Whereas, A few years since, the New York Central Railroad Company had its machine shops and engine houses in this city, thereby adding to the prosperity of our city and the thrift and independence of our citizens; and

Whereas, The company, through alleged excessive taxation of certain of its property, especially at East Rochester, removed its shops and engine houses, together with a large number of workmen, to other cities, much to the detriment of Rochester; therefore, be it

Resolved, That if the said railroad company shall re-establish its shops and engine houses which were removed as aforesaid, in this city, such property shall be exempt from taxation by directio of this Board.

Ald. M. moved as an amendment that a special committee of three be appointed by the President, to whom this matter shall be referred to consult with the railroad authorities, such committee to report to the Board.

Ald. Warren accepted the amendment, and the resolution as amended was adopted.

The President appointed as the committee Ald. Martin, Warren and Crouch.

By Ald. Warren—Resolved, That the Citizens' Gas Company be requested to lay their gas mains in Lowell street, from St. Paul to Clinton street. Adopted.

By Ald. FitzSimons—Whereas, Lot No. 9 and the north half of 10 in George P. Davis's sub-division of the Evergreen tract, west side of Evergreen place, was assessed for the general city tax for the year 1878 under one valuation and in one amount; and

Whereas, The said lots are now owned by different parties; therefore,

Resolved, That any person owning part of said lots may redeem his own land by paying the Treasurer such portion of said tax, expenses and interest as the City Assessors may determine his property should bear; and the Treasurer is authorized to receive such portion and release the property owned by the person paying it, and retain the lien on the balance of said lots on his books.

By Ald. FitzSimons—Whereas, Lots Nos. 13, 14, 15, 16 and 17 Fielding tract, east side of St. Joseph street, were assessed for General City Tax for 1878 and 1877, and St. Joseph st. walk No. 1, 1872, under one valuation and in one amount, and

Whereas, The said lots are now owned by different parties, therefore,

Resolved, That any person owning part of said lots may redeem his own land by paying the Treasurer such portion of said taxes and assessment expenses and interest as the City Assessors may determine his property should bear, and the Treasurer is authorized to receive

such portion and release the property owned by the person paying it, and retain the lien on the balance of said lots on his books. Adopted.

By Ald. FitzSimons—Whereas, Lot No. 22, Sec. B., Strong tract, south side of Strong st., was assessed for the General City Tax, 1877, under one valuation and in one amount, and

Whereas, The said lot is now owned by different parties, therefore,

Resolved, That any person owning part of said lot may redeem his own land by paying the Treasurer such portion of said tax, expenses and interest as the City Assessors may determine his property should bear, and the Treasurer is authorized to receive such portion and release the property owned by the person paying it, and retain the lien on the balance of said lot on his books. Adopted.

On motion of Ald. Tracy the Board then adjourned.

EDWARD ANGEVINE, City Clerk.

In Common Council---Sept. 17, 1878.

REGULAR MEETING.

Ald. Simon Hays, President of the Board, presiding.

Present—Ald. Tracy, FitzSimons, Montgomery, Herzberger, Warren, Hays, Martin, Chace, Huntington, Vay, Donovan, Edelman, Smith, Knobles, Baetzel—15.

Absent—Ald. Crouch—1.

Ald. Fitz Simons moved to amend the minutes of the last meeting so that the license granted Falls Field shall read "for Falls Field Theatre," and shall not include license for shows and entertainments held in the grounds or garden. Adopted.

The minutes were then approved as published in the book of proceedings.

PRESENTATION OF PETITIONS, ACCOUNTS, &C.

By Ald. Tracy—Bills of

| | |
|--|-----------|
| F. Vose, assignee of Gay & Co., care of lamps, | |
| Rochester Gas Company, lighting and care of | \$ 825 30 |
| lamps..... | 2,709 00 |
| Henry D. Blackwood, painting and repairing | |
| lamps..... | 50 00 |
| Referred to Lamp Committee. | |

By Ald. Montgomery—Petition of Seth O. Foster, to erect a wood building. Referred to Wood Building Committee and Fire Marshal with power to act.

By Ald. Warren—Petition for stench traps in St. Paul street. Referred to Sewer Committee.

By Ald. Chace—Petition of Hollister & Co., to erect a wood building. Referred to Wood Building Committee and Fire Marshal with power to act.

By Ald. Chace—Bills of

| | |
|---|----------|
| Alexander McLean, expenses for the month of | |
| August..... | \$129 91 |
| Referred to Police Committee. | |

By Ald. Chace—

REPORT OF THE POLICE CLERK FOR THE MONTH OF AUGUST, 1878.

POLICE COMMISSIONERS' OFFICE,
Sept. 17th, 1878.

To the Honorable the Common Council:

GENTLEMEN—I respectfully report the following as the total amount of fines and penalties imposed by the Police Justice for the month of August, 1878, together with the amount collected:

| August. | Crime. | Penalty. | Paid. |
|--|-----------------------|----------|-------|
| 1—Chas Thompson | drunk | \$10 | |
| Rose Briggs | .. | 5 | |
| James McDermott | assault | 10 | 5 |
| 2—James Reardon | drunk | 10 | 10 |
| Lizzie Fanning | vio. ord. | 10 | 5 |
| Edward Roberts | assault | 10 | 5 |
| Albert Corser | .. | 10 | |
| Willard Clark sell. liq. without license | 50 | 30 | |
| Amanda Hamilton | .. | 50 | 25 |
| Catharine McDonald | drunk | 10 | 5 |
| 3—Melvin McLry | .. | 5 | 5 |
| Anthony Youngman | .. | 10 | |
| Alex. C. Kyle | hotel fraud | cost | 10 25 |
| Frank Weazle | petit larceny | .. | 3 |
| John Smith | .. | 5 | 5 |
| 5—Edward Buehler | drunk | 5 | |
| Eliza Bushle. | .. | 10 | |
| Nicholas Fennell | .. | 10 | |
| Thos. Hogan | .. | 10 | |
| Eliza Sheehan | .. | 10 | |
| Margaret Mack | .. | 10 | |
| Gies Murphy | .. | 10 | |
| Frances Smith | .. | 5 | |
| August Krank | vio. ord. | 25 | |
| Frank L. Howard | drunk | 10 | 10 |
| John Graham | petit larceny | 50 | |
| Lucy Simpson | drunk | 10 | 5 |
| Rennie Grant | vio. ord. | 100 | 100 |
| Fanny Stevens | .. | 100 | 100 |
| Mary Hall | .. | 100 | 100 |
| Jennie Doty | .. | 100 | 100 |
| Matilda J. Dean | .. | 100 | 100 |
| Ida Smith | .. | 100 | 95 |
| Eliza Thompson | .. | 100 | 50 |
| Jennie Russel | .. | 100 | 50 |
| Sophonria Hawkins, | .. | 625 | 320 |
| 25 inmates, | .. | 10 | |
| 6—James McKenna, | assault, | 15 | 10 |
| Mary Welch | drunk, | 10 | |
| Chas E. Clog, | assault, | 5 | 5 |
| Dan J. Donivan, | drunk, | 5 | |
| Chas Hood, | .. | 10 | |
| James Jones, | .. | 10 | |
| Lawrence McClory, | .. | 10 | |
| Wm Wilson, | petit larceny | 10 | 10 |
| Geo Thompson, | .. | 10 | 10 |
| Alex Niven, | dest'ng birds' nests, | 25 | 5 |
| Fred Ermentrout, | .. | 25 | 5 |
| John Doe, | assault, | cost | 3 |
| Thos Kelly, | .. | 1 | |
| John O'Grady, | .. | 1 | |
| 7—Anna O'Connor, | drunk | 10 | |
| Pat'k Murphy, | .. | 10 | 10 |
| Deia Clark, | .. | 5 | |
| Gustave Blondeau, | .. | 5 | |
| Geo Parker, | petit larceny | 50 | 25 |
| Rich Row, | assault | 10 | 10 |
| 8—Michael Costello, | drunk | 5 | 3 |
| Jessie Patch, | .. | 5 | 5 |
| Pat Buffy, | .. | 5 | 5 |
| Alex Johnson, | .. | 5 | 5 |
| Rich J Vincent, | hotel fraud, | cost | 5 |
| Lizzie Fanning, | .. | 5 | 5 |
| 0—Geo Barsdale, | vio ord | 20 | |
| John Seafort, | drunk, | 5 | 3 |
| John Smith, | .. | 5 | 5 |
| Frankie Osborn, | .. | 5 | 5 |
| Pat'k Cullen, | .. | 10 | 10 |
| Geo Brown, | .. | 5 | |
| Thos Quilter, | .. | 5 | |
| 12—John Garry, | .. | 5 | 2 |
| Chas Goodrich, | petit larceny, | 20 | |
| John Smith | drunk | 5 | 5 |
| Thos Whitley | .. | 10 | |
| Alice Tormay | .. | 10 | 10 |
| Albert Bloxum | .. | 10 | 10 |
| Jerome Draper | .. | 6 | 6 |
| Rich Newman | .. | 5 | 5 |
| John Lerch | .. | 10 | 10 |
| John M' Cormick | .. | 10 | 10 |
| Thos M' Cormick | cost | 2 | 50 |
| Dani Slattery | cost | 2 | 50 |
| John Knupfer | vio. ord. | 2 | 2 |
| B. O'Connell | assault | 10 | |
| James Hemingway | vio. ord. | 100 | 100 |
| John Smith | .. | 100 | 100 |
| James Brown | .. | 50 | 50 |
| John Hall | .. | 50 | 50 |
| Johr Snow | .. | 50 | 50 |
| Scotch Thomas | .. | 50 | 50 |
| John Jackall | .. | 25 | 25 |
| Chas Burkhart | .. | 25 | 25 |
| 13—Cornelius Downing | drunk | 10 | |
| Joseph Johnson | .. | 10 | |
| Simon Schwitzer | .. | 10 | |
| Dani Butler | assault | 25 | 5 |
| Wm Labegan | .. | 10 | 5 |
| John Deck | vio. ord. | cost | 1 50 |
| John Schroth | cost | 1 | 50 |

| | | | |
|---|---------------------------|------|------|
| John Greenhaar | disturbing public worship | 25 | 10 |
| Joseph Hutter | .. | 25 | 14 |
| Wm Boyle, selling liquor without license, | cost | 5 | |
| 14—Peter Klicullen | assault | 20 | 20 |
| Bell Keefe | drunk | 10 | 5 |
| Augusta Johnson | .. | 5 | 5 |
| Edward Holden | .. | 10 | 10 |
| Conrad Webber | .. | 5 | 5 |
| Hannah J. Moseley | .. | 5 | 5 |
| Samuel Martin, | vio. ord. | 10 | 10 |
| 15—Patk Hurley, | assault, | 10 | 5 |
| Frank Wyland, | drunk, | 10 | 3 |
| Fred Wyland, | .. | 10 | |
| 16—Joseph Smith, | assault, | 5 | 5 |
| Thos. Moran, | .. | 0 | |
| Marmaduke Tanner | .. | 0 | |
| Conrad Betzler, | drunk, | | |
| Henry Hetzler, | assault | | 10 |
| Peter Smith, | drunk, | 5 | |
| Lotta Robinson, | .. | 5 | 5 |
| 17—Abram Taiman, | .. | 5 | 5 |
| Wm Armstrong, | disorderly, | 10 | 8 |
| Alex Burke, | .. | 10 | |
| 19—Wm McG on, | drunk, | 10 | |
| Henry Clyde, | .. | 10 | 5 |
| Harvey Thompson, | pet. larceny, | 10 | |
| Ed McMenomy, | .. | 10 | 10 |
| John Carroll, | assault, | 10 | 10 |
| Elizabeth Williams, | .. | 10 | 10 |
| Bridget McMullen, | .. | 10 | 5 |
| Martin Eagan, | drunk, | 5 | 5 |
| Michael Kanaley | .. | 5 | |
| John Lingg, | assault, | 10 | 5 |
| Johanna Doolin, | .. | 10 | 5 |
| Cath. Guadinger, | .. | 10 | 10 |
| Anna Giering, | vio. ord., | 10 | 10 |
| 20—Wm Britton, | drunk, | 10 | 50 |
| Frank Gilbert, | .. | 5 | 5 |
| Geo. Atzel, | .. | 5 | 5 |
| Louis Roe, | vio. ord., | 2 | 2 |
| 2—Anton Hartle, | disorderly, | 10 | 10 |
| Burt Hancock, | assault, | 2 | 2 |
| Geo Disran, | vio. ord., | 50 | 50 |
| Mathew Majesty | assault, | 10 | 10 |
| 23—Thos. Donoghue, | drunk, | 5 | 5 |
| Geo. Wise, | .. | 10 | |
| Simon Turner | drunk | 5 | 5 |
| Michael Fennel | .. | 5 | 5 |
| John Haag | .. | 5 | 5 |
| Gideon C Pease | cruelty to a child | 5 | |
| Maria Adams | violation ordinance | 10 | 5 |
| John P Doe | assault | 5 | 5 |
| 24—Thos Martin | drunk | 5 | 8 |
| Ed McBride | .. | 5 | 5 |
| Ed Kanaley | .. | 5 | 5 |
| 26—Wm J Briggs | false pretences | cost | 5 |
| John Cain | drunk | 5 | 5 |
| Wm Hastings | .. | 10 | 3 |
| John Ragan | .. | 10 | |
| Johanna Moran | .. | 10 | |
| Thos Gorman | .. | 10 | |
| 27—John Smith | .. | 10 | |
| Lizzy Purdy | .. | 10 | 5 |
| John Stearns | .. | 5 | 5 |
| Mary Bent | .. | 10 | 10 |
| Wm Haight | .. | 5 | 5 |
| Abraham Long | .. | 5 | 5 |
| Mary Hess | assault | 10 | |
| Valentine Wendele sel. liq. with't lic. | 50 | 25 | |
| 28—James Connell | drunk | 10 | |
| Joseph Mignerone | .. | 5 | 5 |
| John White | .. | 10 | 10 |
| Thos Jones | .. | 10 | 10 |
| Felix Padule | assault | 10 | 10 |
| 29—Thos Sugru | .. | 5 | 5 |
| David Wyle | disorderly | cost | 5 |
| Alice Stanley | violation ordinance | 25 | |
| Error in August account | | | 2 50 |

I do hereby officially certify that the foregoing report in relation to money received by me for fines and penalties imposed by the Police Justice for the month of August, 1873, is true.

B. FRANK ENOS, Clerk.

Sworn to before me this 17th day of September, 1873.

PETER SHERIDAN,
Commissioner of Deeds.

Ordered received, filed and published.

By Ald. Huntington—Petition of E. A. Oviatt to erect a wood building. Referred to Wood Building Committee and Fire Marshal with power to act.

By Aid. Huntington—Whereas, at the last general election there were over eight hundred votes cast in the Seventh Ward in the city of Rochester, therefore be it

Resolved, That in pursuance of Chap. 130, Title 3, Sec. 9, of the General Election Laws of the State of New York, requiring that no election district shall contain more than eight hundred voters, it is proper and expedient for the Common Council of the City of Rochester to divide said Seventh Ward into two election districts.

Resolved, That said Seventh Ward be and the same is hereby divided into two election districts, as follows: All the territory within said ward lying and being westerly and south-westerly of the following described boundary, viz:

Beginning in the centre of East avenue to the intersection of South Union street; thence southerly in the center of said Union street at Pearl street; thence easterly along the centre of Pearl street to Alexander street; thence southerly along the centre of Alexander street to the Erie canal shall constitute and be known as the first election district of the said Seventh Ward.

And all territory within said Ward lying and being east of said boundary line above described, shall constitute and be known as the second election district of said Ward.

And that the City Clerk prepare the necessary maps, and post the notices required by law. Adopted.

Also Petition of G. H. Reynolds to erect a wood building. Leave granted.

By Ald. Huntington—Whereas, A resolution was adopted by this Board some time during the year 1877 authorizing the Poor Committee to appropriate to the two Free Dispensaries such amount as they in their judgment might think proper, making the amount equal to each dispensary, that is, the Alopathic and the Homœopathic, and

Whereas, Such appropriation was made to the Alopathic and none to the Homœopathic Dispensary, therefore,

Resolved, That the Poor Committee be and are hereby directed to make an appropriation to the Homœopathic Dispensary equal to the amount appropriated to the Alopathic Dispensary last year. Adopted.

By Ald. Vay—Petition of Jacob Millman and John Van Honk to erect wood building. Referred to Wood Building Committee and Fire Marshal with power to act.

By Ald. Vay—Petition of F. Bradenburger. Referred to Assessment Committee

By Ald. Vay—Whereas, The Statute Law of the state of New York requires that wards or election districts containing 800 or more voters shall be divided, and

Whereas, At the last general election over 800 votes were polled in the Eleventh Ward, therefore be it

Resolved, That the Eleventh Ward as at present constituted shall be divided into two election districts. All that portion of the ward lying south of the following described boundary to be known as the First District: Commencing at a point in the center of the Erie Canal and Jay street, and thence running westerly through the center of Jay street to its intersection with Grape street, thence southerly through the centre of Grape street to Campbell street, thence westerly through the centre of Campbell street to Childs street. All of the remaining territory of said ward lying north of said boundary to be known as the Second District. And that the Clerk furnish the nec-

essary maps and post notices required by law. Adopted.

Ald. Huntington presented a remonstrance against the placing of stench traps in William street. Table.

By Ald. Huntington—Petition of citizens, as follows:

To the Common Council:

GENTLEMEN: The undersigned respectfully petition your Honorable Board to permit Wm. S. Kimball & Co. to sound at prescribed times the fog horn or whistle on their manufactory, South St. Paul street.

Ald. Huntington moved that the prayer of the petition be granted.

Ald. Chace offered the following as a substitute:

Resolved, That this council are willing that Mr. Kimball be allowed to blow his fog horn as he likes, he being responsible for all damage done by the same.

Ald. Montgomery raised the point of order—that two weeks' notice of all amendments to ordinances must be given.

The President ruled the point of order well taken.

Ald. Warren moved that the petition be referred to the Law Committee.

Ald. Montgomery moved that it be referred to the Committee on Ordinances and Rules.

Loss by the following vote:

Ayes—Ald. Tracy, Fitz Simons, Montgomery, Warren, Hays, Donovan, Baetzl—7.

Nays—Ald. Herzberger, Martin, Chace, Huntington, Vay, Edelman, Smith, Knobles—8.

The motion of Ald. Warren was adopted by the following vote:

Ayes—Ald. Tracy, Fitz Simons, Montgomery, Herzberger, Warren, Hays, Donovan, Baetzl—8.

Nays—Ald. Martin, Chace, Huntington, Vay, Edelman, Smith, Knobles—7.

Ald. Martin moved that the Clerk be granted leave of absence for the evening, and that Peter Sheridan be appointed clerk *pro tem*. Adopted.

By Ald. Donovan—Bills of

| | |
|---------------------------------------|---------|
| J. R. Chamberlain, material..... | \$ 1 45 |
| F. J. Irwin, monthly cleaning..... | 82 90 |
| E. J. Wardwell & Co., cuspadores..... | 11 88 |

Referred to City Property Committee.

By Ald. Smith—Petition of Mrs. H. S. Lane and Hattie H. Gilbert to erect a wood building. Referred to Wood Building Committee and Fire Marshal, with power to act.

By Ald. Knobles—Petition of John M. Aikin to erect a wood building. Referred to Wood Building Committee and Fire Marshal, with power to act.

By Ald. Baetzl—Bills of

| | |
|--------------------------------------|----------|
| O. Oswald shoes..... | \$ 32 75 |
| A. Bauerschmidt, meat..... | 100 00 |
| Wm. Funch, burials..... | 12 00 |
| Howe & Son, bread and crackers..... | 183 16 |
| G. Souffield, transportation..... | 87 39 |
| L. A. Wheeler, meat..... | 100 00 |
| McGill & Slade, beans..... | 41 92 |
| Smith, Perkins & Co., groceries..... | 10 50 |
| Adam May, groceries..... | 19 50 |
| N. L. Brayer, meat..... | 50 00 |

Referred to Poor Committee.

By Ald. Martin—Bills of

| | |
|---------------------------------------|----------|
| W. J. Stewart, maps..... | \$ 14 00 |
| Jas. H. Upton, Hackhire..... | 3 00 |
| Union & Advertiser, daily papers..... | 11 25 |
| blanks for Treasurer..... | 33 00 |
| for M. C..... | 5 00 |
| for Surveyor..... | 7 50 |

Rochester Printing Co., job work..... 26 50
 A. G. Wheeler, disbursements..... 54 20

Referred to Contingent Expense Committee.

By Ald. Baetzel Petition of Frederick M. Glasser, Sebastian J. and Joseph Glasser. Referred to the Law Committee.

By Ald. Herzberger—Petition of E. Bouton. Referred to Assessment Committee.

By Ald. Herzberger—Petition for stench traps on South Clinton street. Referred to Improvement Committee.

REPORTS OF STANDING COMMITTEES.

Ald. Mar in, from the Contingent Expense Committee; Ald. Baetzel, from the Poor Committee; Ald. Donivan, from the City Property Committee; Ald. Herzberger, from the Police Committee; Ald. Tracy, from the Lamp Committee; reported favorably on the bills referred to their respective committees, and referred them to the Finance Committee for payment.

FINANCE BUDGET.

ROCHESTER, N. Y., Sept. 17th, 1878.

By Ald. Warren—Resolved, That the Treasurer pay as follows, when there are funds applicable:

CONTINGENT FUND.

MONTHLY PAY ROLL TO OCTOBER 1, 1878.

| | |
|---|----------|
| Cornelius R. Parsons, Mayor..... | \$200 00 |
| Geo. D. Williams, City Treasurer..... | 300 00 |
| Albert G. Wheeler, City Attorney..... | 166 66 |
| Oscar H. Peacock, City Surveyor..... | 166 66 |
| Edward Angevine, City Clerk..... | 150 00 |
| David McKay, City Assessor..... | 166 66 |
| August M. Koeth, | 166 66 |
| Wm. Mahar, | 166 66 |
| Geo. W. Still, Judge Municipal Court..... | 150 00 |
| J. W. Duell, Judge Municipal Court..... | 150 00 |
| Thos. B. Husband, Clerk Municipal Court..... | 50 00 |
| Francis J. Irwin, City Messenger..... | 75 00 |
| John E. McDermott, Watchman City Hall..... | 60 00 |
| Thomas A. Buckley, Engineer City Hall..... | 60 00 |
| Peter G. Miller, Janitor Front street building..... | 40 00 |
| W. C. Gray, Assistant Surveyor's Office..... | 76 66 |
| C. E. Parsons, Draughtsman, | 76 66 |
| W. J. Stewart, chaorman, | 50 00 |
| Ambrose Redman, rodman..... | 30 00 |
| Peter Sheridan, Assistant in Clerk's Office..... | 60 00 |
| E. W. Williams, | 116 66 |
| Clas E. Stillwell, services in | 83 33 |
| James H. Wilson, | 75 00 |
| Warham Whitney, | 58 33 |

MISCELLANEOUS.

Union & Advertiser, publishing proceedings 1 quarter to Oct. 1..... 750 00

| | |
|-------------------------------|--------|
| Rochester Printing Co., do do | 450 00 |
| Express Printing Co., do do | 450 00 |
| Sunday Herald, do do | 125 00 |
| Sunday Times (Tribune) do do | 125 00 |
| Seobachter, do do | 175 00 |
| Volksblatt, do do | 175 00 |
| Independent Worker, do do | 125 00 |

POOR DEPARTMENT FUND.

MONTHLY PAY ROLL TO OCTOBER 1, 1878.

| | |
|---|-----------|
| Joseph Schutte, Overseer..... | \$ 125 00 |
| William H. Shields, Assistant Overseer..... | 75 00 |
| John T. Tracy, bookkeeper..... | 75 00 |
| Jacob Lutt, clerk..... | 40 00 |
| Dr. Thos. A. O'Hare, City Physician..... | 41 67 |
| Dr. Geo. D. Benford, City Physician..... | 41 67 |
| Dr. Chas. E. McKelvey, City Physician..... | 41 67 |
| Dr. J. A. Burke, City Physician..... | 41 67 |
| F. Russell, M. D. services..... | 41 67 |
| W F Seehan, M. D. services..... | 41 67 |

MISCELLANEOUS.

| | |
|---|---------|
| Patrick Joyce, buria's..... | \$43 50 |
| H. Kondolf, bread..... | 64 35 |
| Glasser Bros., shoes..... | 14 00 |
| A. S. Francis, groceries..... | 14 00 |
| Joseph M. Ryan, meat..... | 25 00 |
| F. Morhardt..... | 25 00 |
| Fred Wurtz..... | 25 00 |
| Zegewitz & Fisher..... | 100 00 |
| John B. Hahn, flour..... | 138 00 |
| H. H. Martin, groceries..... | 22 50 |
| A. Austin Brewster & Co., groceries..... | 5 22 |
| Joseph Schutte, disbursements..... | 63 50 |
| Fred Wurtz, meat..... | 50 00 |
| Fieckeastein bros., bread and crackers..... | 205 16 |

| | |
|--|--------|
| Smith, Perkins & Co., groceries..... | 4 99 |
| Joseph Otto, groceries..... | 13 50 |
| Geo. Oppel, bread..... | 38 45 |
| Geo. Klbs, bread..... | 32 66 |
| Geo. F. Merz, flour..... | 138 00 |
| S. Wheeler, rent..... | 10 00 |
| Goetzman & Son, flour..... | 240 15 |
| H. A. Brewster & Co., groceries..... | 4 90 |
| J. E. Butterfield, transportation..... | 38 37 |
| H. Herman, meat..... | 100 00 |
| F. C. Glasser, shoes..... | 22 00 |
| D. E. Fichtener, bread..... | 72 40 |
| Johanna Yawmar, bread..... | 65 30 |
| O. Oswald, shoes..... | 33 75 |

CITY PROPERTY FUND.

| | |
|---|---------|
| J. Tallman, soap..... | \$ 4 00 |
| Schantz, Minges, Shale & Co., furniture..... | 31 00 |
| Howe & Rogers, carpet for City Attorney's room..... | 165 33 |
| Bryan, Jones & Seifried, material..... | 7 16 |
| Roch. Gas Co., gas in City Hall and Front st. building..... | 4 25 |
| F. J. Irwin, monthly cleaning..... | 2 90 |

HEALTH DEPARTMENT FUND.

| | |
|---|--------|
| Samuel Donnelly, expenditures..... | \$8 75 |
| John H. Mason, postage..... | 2 00 |
| John O'Rourke, board of horses..... | 18 00 |
| Eagle Od. Ex. Co., removing dead animals..... | 19 00 |
| E. Angevine, disbursements per order Board of Health..... | 30 00 |
| L. F. Ward, insurance Hope Hospital..... | 10 00 |

MONTHLY PAY ROLL TO OCTOBER 1ST, 1878.

| | |
|---|----------|
| Sam'l. Donnelly, Supt. Board Health, salary..... | \$ 60 00 |
| Chas. Buckley, M. D., Health Officer..... | 41 67 |
| E. Angevine, Clerk..... | 25 00 |
| Henry M. Heindol, Keeper of Hope Hospital..... | 50 00 |
| John H. Mason, Insp'r..... | 50 00 |
| Joseph Thompson, Insp'r..... | 50 00 |
| James Cooper, Insp'r..... | 50 00 |
| Heman Miller, Insp'r..... | 50 00 |
| Orrin Harris, Insp'r..... | 50 00 |
| John O'Rourke, sewer flusher..... | 45 00 |
| John Vance, sewer flusher..... | 45 00 |
| C. A. Jeffords, garbage contract to Oct. 1, E.S. Bradley & Co., | 125 00 |
| W.S | 150 00 |

And charge that Fund.

LAMP DEPARTMENT FUND.

| | |
|--|---------|
| C. A. Jeffords, carting lamp posts..... | \$ 6 00 |
| Henry D. Blackwood, repairing lamps..... | 50 00 |

And charge that Fund.

PARK FUND.

| | |
|---|----------|
| Executive Board, labor and material..... | \$ 21 73 |
| R. B. Randall & Co., labor..... | 6 15 |
| George Hubur, labor on parks to Oct. 1st..... | 15 00 |
| John Ferenbach, labor on parks..... | 15 00 |
| Joseph Edleman..... | 30 00 |
| Francis Cunningham, labor on parks..... | 30 00 |

And charge that Fund.

POLICE DEPARTMENT FUND.

| | |
|---|-----------|
| Alex. McLean, expenses for July, 1878..... | \$ 105 33 |
| Geo. Truesdale, Police Justice, sal. to Oct. 1st, 1878..... | 208 34 |
| Fred. k Zimmer, Police Com'r, qr. sal. to Oct. 1, 1878..... | 125 00 |
| Henry C. Daniels, Police Com'r, qr. sal. to Oct. 1, 1878..... | 125 00 |

And charge that Fund.

Ald. FitzSimons moved that the amount of \$80.00 for disbursements of E. Angevine by order of the Board of Health, be stricken from the budget.

Lost by the following vote:

Ayes—Ald. FitzSimons, Vay, Donivan, Edelman, Knobles—5.

Nays—Ald. Tracy, Montgomery, Herzberger, Warren, Hays, Martin, Chace, Huntington, Smith, Baetzel—10.

The budget was then adopted by the following vote:

Ayes—Ald. Tracy, Montgomery, Herzberger, Warren, Hays, Martin, Chace, Huntington, Donivan, Edelman, Smith, Knobles, Baetzel—13.

Nays—Ald. FitzSimons, Vay—2.
 Ald. Montgomery moved that the Judges of the Municipal Court have power to purchase a

book case, not to exceed in cost the sum of \$50.00. Adopted.

REPORTS OF STANDING COMMITTEES.

Ald. Montgomery, from the Law Committee, reported the following resolution, and on motion it was adopted:

Resolved, That in the action of John Van Voorhis against the city, in the Supreme Court, the City Attorney be and he is hereby authorized to offer to allow judgment to be taken against the city for a sum of money sufficient to cover the amount voted by the Common Council, and interest thereon from the time of the trial of the Lord case, with costs.

To the Common Council of the City of Rochester:

GENTLEMEN:—Your Law Committee, to whom was referred the claim of P. Burke & Co., for damages by reason of the construction of Platt street sewer under their foundry buildings, situate on the corner of State and Platt streets, in said city, hereby report, that after a full and careful investigation of the facts, we find that from the shaft, which is near the intersection of the centre of State and Platt streets the tunnel runs in an almost direct course to the north-west corner of their foundry, so that the centre of the tunnel would be nearly under the corner of the building; then it passes under their property entirely to a point about 8 feet east of the east line of State street, where the distance from the south line of Platt street to the north line of the tunnel is about 8½ feet, and from the south line of Platt street to the south line of the tunnel is about 15 feet; then it runs in nearly a direct course, passing off of their property at the northeast corner thereof. The south line of the tunnel at that point, being about seven feet south of the south line of Platt street, and from thence it runs in nearly a direct line to the shaft situated near the intersection of the centre of Platt and Mill streets. P. Burke & Co. have a frontage on Platt street of about 120 feet, and the tunnel for that distance is almost entirely on their property. The tunnel is about seven feet square and about 18 feet under ground. That P. Burke & Co. have a valid claim against the city there can be no question, and for the purpose of adjusting that claim your committee recommend the payment to them of the sum of \$2,500 upon their conveying to the city of Rochester a perpetual right of way, with the privilege of ingress and egress to and from said sewer at all times, and the right to make laterals and sewers into the same, and to authorize others to do so, &c., &c., with a good title, the deed and contract to be approved by the Common Council before it shall be binding or any money paid.

All of which is respectfully submitted.

THOS. C. MONTGOMERY,
JOHN W. MARTIN,
E. HUNTINGTON,

Sept. 17, 1878.

Committee.

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

GENTLEMEN: Your law committee to whom was referred the petition of D. Leary, praying to have an assessment of \$800, paid by him for construction of Platt street sewer, refunded to him, or that the city construct said tunnel in the centre of Platt street, would report; that that the tunnel instead of being constructed in

the centre of the street has by an error of the engineer in charge been constructed a portion of the distance south of the south line of Platt street on property owned by P. Burke & Co. Your petitioner owns property on Platt street, fronting State street, in which there is a small sewer. He claims in order to obtain proper drainage it will be necessary for him to drain into Platt street sewer and that three lateral sewers will be necessary for that purpose. Your committee are of the opinion that the construction at the city's expense of one lateral sewer will fully indemnify the petitioner and enable him to drain his premises by connecting laterals, with as little expense as if the tunnel had been in the centre of the street. Your committee recommend, therefore, as a compromise and adjustment of the matter, that in the event of a satisfactory adjustment being made by the city with P. Burke & Co., giving it the right to construct lateral sewers into Platt street sewer as now located, the city of Rochester agrees at its own expense to construct one lateral sewer of the proper depth and dimensions from the south line of the petitioners premises into the present tunnel. Said sewer to be made where required by the petitioner in proper and convenient season and weather. A contract to this effect to be drawn up and submitted to the Common Council for action.

All of which is respectfully submitted.

Sept. 17, 1878.

THOS. C. MONTGOMERY,
J. W. MARTIN,
E. HUNTINGTON,

Law Committee.

Ald. Baetzel moved that action on the reports of the Law Committee be postponed until next meeting and that the Surveyor make an estimate of the cost of a new tunnel and report to the Board. Adopted.

To the Honorable Common Council of the City of Rochester:

GENTLEMEN—Your Law Committee, to whom was referred the following resolution, viz: "By Ald. Edelman—Resolved, That the Clerk draw an order in favor of Mrs. Gnadinger for ten dollars, and charge Police Fund, it being for remittal of a fine imposed in the Police Court for violation of section 1 of ordinances, relating to nuisances." "Ald. Herzberger moved to refer to Law Committee—adopted"—would report that Mrs. Gnadinger was arrested, tried and convicted in the Police Court for violation of said ordinance and sentenced to pay a fine of ten dollars, which she paid. The offence consisted of her making a great noise and disturbance in a public street and using vile and indecent language. The offence being for a violation of an ordinance, it is discretionary with the Common Council to remit the penalty or not, and your committee therefore refer the resolution back to it for final action.

All of which is respectfully submitted.

Sept. 17, 1878.

THOS. C. MONTGOMERY,
J. W. MARTIN,
E. HUNTINGTON.

Ald. Montgomery moved that the report be received and the committee discharged. Adopted.

COMMUNICATION FROM THE MAYOR AND OTHER
EXECUTIVE OFFICERS AND THEIR
REFERENCES.

By the Clerk—

CITY CLERK'S OFFICE,
ROCHESTER, N. Y., Sept. 17, 1878. }

To the Honorable the Common Council :

GENTLEMEN—In accordance with section 29, Revised City Charter, I report the following named persons as having qualified and taken the oath of office as Commissioners of Deeds : Edward A. Wood and Wm. S. Moore.

Respectfully,

EDWARD ANGEVINE, City Clerk.

By Ald. Knobles—Resolved, That J. George Wagner, E. Krickerbocker, Fridericke Egerer, Robert Lairr, William Deihl, George Engler, F. Ruckdeschel, Edward Herbert and J. Curran have permission to erect wood buildings in accordance with their several petitions, under the direction of the Wood Building Committee and Fire Marshal.

Ald. Huntington moved that the name of Edward Herbert be stricken from the resolution. Adopted by the following vote :

Ayes—Ald. Tracy, FitzSimons, Herzberger, Warren, Hays, Martin, Chace, Huntington, Vay, Donivan, Edelman, Smith, Knobles, Baetzel—14.

The balance of the report was adopted.

Ald. Knobles moved that E. Demmer be granted permission to erect a wood building on his premises. Lost.

By Ald. Vay—Resolved, That the Park Committee postpone action on the matter of removal of a fence around Madison Square until next year, as the removal of said fence would be injurious to the Park and destroy the lawn. Adopted.

ACTION ON ORDINANCES.

CITY TREASURER'S OFFICE,
ROCHESTER, N. Y. Sept. 16, 1878. }

To the Honorable the Common Council :

GENTLEMEN : I hereby certify that the Executive Board have notified me that the work authorized under Ordinance No. 2,009, for flag walk in Washington Square has been completed.

The amount to be assessed upon the property benefited, including any interest that the city shall incur or is entitled to, for the use of its funds, is \$1,506.55.

Yours respectfully,

GEO. D. WILLIAMS Treasurer.

LOCAL IMPROVEMENT ASSESSMENT NO. 2,009.

Whereas, The Common Council did upon the 28th day of May 1878, enact an ordinance for Washington Square flag walk.

And Whereas, The City Treasurer has reported the actual expenses of said improvement to be the sum of \$1,306.55, including such interest as the city has paid or become liable for.

And the portion of said city which said Common Council deemed would be benefited by said improvement is described as follows :

All the lots and parcels of land in the Fourth Ward of the city of Rochester.

Therefore, Resolved, That the sum of \$1,306.55 being the whole amount of the expenses aforesaid, shall be assessed on such lots and parcels of land.

And David McKay, Wm. Maher and Aug. M. Koeth, 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 lots and parcels 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 September, 1878, at nine o'clock in the forenoon, at the office of the City Clerk.

Adopted by the following vote :

Ayes—Ald. Tracy, FitzSimons, Montgomery, Herzberger, Warren, Hays, Martin, Chace, Huntington, Vay, Donivan, Edelman, Smith, Knobles, Baetzel—15.

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CITY TREASURER'S OFFICE,
ROCHESTER, N. Y., Sept. 16th, 1878. }

To the Hon. the Common Council :

GENTLEMEN : I hereby certify that the Executive Board have notified me that the work authorized under Ordinance No. 2,019, for Franklin Square improvement, east side, has been completed.

The amount to be assessed upon the property benefited, including any interest that the city shall incur or is entitled to, for the use of its funds, is \$115.00.

Yours respectfully,

GEO. D. WILLIAMS, Treasurer.

LOCAL IMPROVEMENT ASSESSMENT NO. 2,019.

Whereas, The Common Council did upon the 18th day of June, 1878, enact :

An ordinance for improving east side of Franklin Square from Andrews street to Clinton Place.

And whereas, The City Treasurer has reported the actual expenses of said improvement to be the sum of \$115.00, including such interest as the city has paid or become liable for.

And the portion of said city which said Common Council deemed would be benefited by said improvement is described as follows :

All the lots and parcels of land on each side of the street on the east side of Franklin Square from Andrews street to Clinton Place.

Therefore, Resolved, That the sum of \$115.00, being the whole amount of the expenses aforesaid, shall be assessed on such lots and parcels of land.

And David McKay, Aug. M. Koeth, and Wm. Maher, 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 lots and parcels 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 September, 1878, at 9 o'clock in the forenoon, at the office of the City Clerk.

Adopted by the following vote :

Ayes—Ald. Tracy, FitzSimons, Montgomery, Heberger, Warren, Hays, Martin, Chace, Huntington, Vay, Donivan, Edelman, Smith, Knobles, Baetzel—15.

CITY TREASURER'S OFFICE,
ROCHESTER, Sept. 16, 1878. }

To the Honorable the Common Council :

GENTLEMEN—I hereby certify that the Executive Board have notified me that the work authorized under Ordinance No. 2,016, for plank walk in Draper street, has been completed.

The amount to be assessed upon the property benefited, including any interest that the city shall incur, or is entitled to, for the use of its funds, is \$86.59.

Yours respectfully,

GEO. D. WILLIAMS, Treasurer.

LOCAL IMPROVEMENT ASSESSMENT NO. 2,016.

PLANK WALK IN DRAPER STREET.

Whereas, The Common Council did, upon the 18th day of June, 1878, enact an ordinance for a plank walk on the south side of Draper street.

And Whereas, The City Treasurer has reported the actual expenses of said improvement to be the sum of \$86.59, including such interest as the city has paid or become liable for.

And the portion of said city which said Common Council deemed would be benefited by said improvement is described as follows :

All the lots and parcels of land on the south side of Draper street from North street to a point 102 feet east of Concord avenue.

Therefore, Resolved, That the sum of \$86.59, being the whole amount of the expenses aforesaid, shall be assessed on such lots and parcels of land.

And David McKay, Wm. Maher and Aug. M. Koeth, 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 lots and parcels of land 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 Sept., 1878, at 9 o'clock in the forenoon, at the office of the City Clerk.

Adopted by the following vote :

Ayes—Ald. Tracy, FitzSimons, Montgomery, Herzberger, Warren, Hays, Martin, Chace, Huntington, Vay, Donivan, Edelman, Smith, Knobles, Baetzel—15.

IMPROVING AQUEDUCT STREET.

CITY TREASURER'S OFFICE,
ROCHESTER, N. Y., Sept. 16th, 1878. }

To the Hon. the Common Council,

GENTLEMEN: I hereby certify that the Executive Board have notified me that the work authorized under Ordinance No. 1998, for improving Aqueduct street has been completed.

The amount to be assessed upon the property benefited, including any interest that the city shall incur, or is entitled to, for the use of its funds, is \$3,073.52.

Yours respectfully,

GEO. D. WILLIAMS, Treasurer.

LOCAL IMPROVEMENT ASSESSMENT No. 1998.

Whereas, The Common Council did upon the 16th day of April, 1878, enact an ordinance for improving Aqueduct street.

And whereas, The City Treasurer has reported the actual expenses of said improvement to be the sum of \$3,073.52, including such interest as the city has paid or become liable for.

And the portion of said city which said Common Council deemed would be benefited by said improvement is described as follows:

All the lots and parcels of land on each side of Aqueduct street, from the north line of Basin street to the Erie canal lands.

Therefore, Resolved, That the sum of \$3,073.52, being the whole amount of the expense aforesaid, shall be assessed on such lots and parcels of land.

And David McKay, A. M. Koeth and Wm. Maher, 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 lots and parcels 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 September, 1878, at 9 o'clock in the forenoon, at the office of the City Clerk.

Adopted by the following vote:

Ayes—Ald. Tracy, Fitzsimons, Montgomery, Herzberger, Warren, Hays, Martin, Chace, Huntington, Vay, Donivan, Edelman, Smith, Knobles, Baetzel—15.

LOCAL IMPROVEMENT ASSESSMENT No. 1971.

CITY TREASURER'S OFFICE,
ROCHESTER, N. Y., Sept. 16, 1878. }

To the Hon. the Common Council:

GENTLEMEN—I hereby certify that the Executive Board have notified me that the work authorized under Ordinance No. 1971, for repairing Main street, has been completed.

The amount to be assessed upon the property benefited, including any interest that the city shall incur, or is entitled to, for the use of its funds, is \$1,000.00.

Yours respectfully,

GEO. D. WILLIAMS, Treasurer.

MAIN STREET REPAIRING.

Whereas, The Common Council did upon the 13th day of November, 1877, enact an ordinance for repairing Main street from Franklin street to the west line of Fitzhugh street:

And Whereas, The City Treasurer has reported the actual expenses of said improvement to be the sum of \$1,000, including such interest as the city has paid or become liable for.

And the portion of said city which said Common Council deemed would be benefited by said improvement is described as follows:

One tier of lots on each side of Main street from Franklin street to the west line of Fitzhugh street.

Therefore Resolved, That the sum of \$1,000, being the whole amount of the expenses aforesaid, shall be assessed on such lots and parcels of land.

And David McKay, E. T. Oatley and Aug. M. Koeth, 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 upon all the lots and parcels of land 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 September, 1878, at nine o'clock in the forenoon at the office of the City Clerk.

Adopted by the following vote:

Ayes—Ald. Tracy, Fitzsimons, Montgomery, Herzberger, Warren, Hays, Martin, Chace, Huntington, Vay, Donivan, Edelman, Smith, Knobles, Baetzel—15.

CITY TREASURER'S OFFICE,
ROCHESTER, N. Y., Sept. 16th, 1878. }

To the Hon. the Common Council:

GENTLEMEN: I hereby certify that the Executive Board have notified me that the work authorized under Ordinance No. 2,006, for Improving Basin street, has been completed.

The amount to be assessed upon the property benefited, including any interest that the city shall incur, or is entitled to, for the use of its funds, is \$636.97.

Yours respectfully,

GEO. D. WILLIAMS, Treasurer.

LOCAL IMPROVEMENT ASSESSMENT NO. 2,006.

Whereas, The Common Council did upon the 30th day of April, 1878, enact:

An ordinance for improving Basin street.

And whereas, The City Treasurer has reported the actual expenses of said improvement to be the sum of \$636.97, including such interest as the city has paid or become liable for.

And the portion of said city which said Common Council deemed would be benefited by said improvement is described as follows:

One tier of lots on each side of Basin street from Exchange street to Aqueduct street.

Therefore, Resolved, That the sum of \$636.97, being the whole amount of the expenses aforesaid, shall be assessed on such lots and parcels of land.

And David McKay, Wm. Maher, and Aug. M. Koeth, 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 lots and parcels 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, Sept. 21st, 1878, at nine o'clock in the forenoon, at the office of the City Clerk.

Adopted by the following vote:

Ayes—Ald. Tracy, Fitzsimons, Montgomery, Herzberger, Warren, Hays, Martin, Chace, Huntington, Vay, Donivan, Edelman, Smith, Knobles, Baetzel—15.

CITY TREASURER'S OFFICE,
ROCHESTER, N. Y., Sept. 16th, 1878. }

To the Hon. the Common Council:

GENTLEMEN:—I hereby certify that the Executive Board have notified me that the work authorized under Ordinance No. 1,982, for plank walk on Rauber street, has been completed.

The amount to be assessed upon the property benefited, including any interest that the city shall incur, or is entitled to, for the use of its funds, is \$115.37.

Yours respectfully,

GEO. D. WILLIAMS, Treasurer.

LOCAL IMPROVEMENT ASSESSMENT NO. 1,982.

Whereas, The Common Council did upon the 12th day of March, 1878, enact an ordinance for Rauber st. plank walk.

And, Whereas, The City Treasurer has reported the actual expenses of said improvement to be the sum of \$115.37, including such interest as the City has paid or become liable for.

And the portion of said City which said Common Council deemed would be benefited by said improvement is described as follows:

All the lots and parcels of land on each side of Rauber street, from Clinton street to St. Joseph street.

Therefore, Resolved, That the sum of \$115.37, being the whole amount of the expenses aforesaid, shall be assessed on such lots and parcels of land.

And David McKay, Wm. Maher and Aug. M. Koeth, 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 upon all the lots and parcels of land 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 September, 1878, at nine o'clock in the forenoon, at the office of the City Clerk.

Adopted by the following vote:

Ayes—Ald. Tracy, Fitz Simons, Montgomery, Herzberger, Warren, Hays, Martin, Chace, Huntington, Vay, Donivan, Edelman, Smith, Knobles, Baetzel—15.

CITY TREASURER'S OFFICE,
ROCHESTER, Sept. 16th, 1878. }

To the Hon. the Common Council:

GENTLEMEN—I hereby certify that the Executive Board have notified me that the work authorized under Ordinance No. 2005, for plank walk on Mt. Vernon avenue, has been completed.

The amount to be assessed upon the property benefited, including any interest that the city shall incur or is entitled to, for the use of its funds, is \$24.12.

Yours respectfully,
GEO. D. WILLIAMS, Treasurer.

LOCAL IMPROVEMENT ASSESSMENT NO. 2005.

Whereas, The Common Council did upon the 30th day of April, 1878, enact an ordinance for a plank walk on Mt. Vernon street;

And whereas, The City Treasurer has reported the actual expenses of said improvement to be the sum of \$24.12, including such interest as the city has paid or become liable for.

And the portion of said city which said Common Council deemed would be benefited by said improvement is described as follows:

One tier of lots on the west side of Mt. Vernon avenue, from Caroline street to the north line of property owned by Messrs. Ellwanger & Barry, said line being about 528 feet south of the south line of Caroline street.

Therefore, Resolved, That the sum of \$24.12, being the whole amount of the expense aforesaid, shall be assessed on such lots and parcels of land.

And David McKay, Aug. M. Koeth and Wm. Maher, 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 lots and parcels of land 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 September, 1878, at nine o'clock in the forenoon, at the office of the City Clerk.

Ayes—Ald. Tracy, Fitzsimons, Montgomery, Herzberger, Warren, Hays, Martin, Chace, Huntington, Vay, Donivan, Edelman, Smith, Knobles, Baetzel—15.

CITY TREASURER'S OFFICE,
ROCHESTER, N. Y., Sept. 16th, 1878.

To the Honorable the Common Council of the City of Rochester.

GENTLEMEN—I hereby certify that the Executive Board have notified me that the work authorized under Ordinance No. 2014, for plank walk in White st. been completed.

The amount to be assessed upon the property benefited including any interest that the city shall incur, or is entitled to, for the use of its funds, is \$79.45.

Yours respectfully,
GEO. D. WILLIAMS, Treasurer.

LOCAL IMPROVEMENT ASSESSMENT NO. 2014.

Whereas the Common Council did upon the 18th day of June, 1878, enact an ordinance for plank walk in White street.

And whereas, The City Treasurer has reported the actual expenses of said improvement to be the sum of \$79.45, including such interest as the city has paid or become liable for.

And the portion of said city which said Common Council deemed would be benefited by said improvement is described as follows:

One tier of lots on each side of White street, in front of which plank walks may be constructed.

Therefore, resolved, That the sum of \$79.45, being the whole amount of the expenses aforesaid, shall be assessed on such lots and parcels of land.

And David McKay, Aug. M. Koeth and Wm. Maher, 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 lots and parcels of land 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 Sept., 1878, at nine o'clock in the forenoon, at the office of the City Clerk.

Adopted by the following vote:

Ayes—Ald. Tracy, Fitzsimons, Montgomery, Herzberger, Warren, Hays, Martin, Chace, Huntington, Vay, Donivan, Edelman, Smith, Knobles, Baetzel—15.

FIRST ORDINANCES.

PLANK WALK ON CHAMPLAIN STREET.

By Ald. Edelman—Resolved, That the City Surveyor ascertain and report to this Council the expense of constructing a plank sidewalk on the south side of Champlain street, from Seward street to Reynolds street.

Adopted.

The Surveyor submitted as such estimate \$262.

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

The construction of a plank sidewalk 5 feet 4 inches in width on the south side of Champlain street, from Seward street to Reynolds street.

And Whereas, The City Surveyor, under the direction of this Council, has made an estimate of the whole expense thereof, and reported the same at \$262, 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 Champlain street from Seward street to Reynolds street.

And the Clerk is hereby directed to publish notice in pursuance of Title VII, Section 165 of the Revised Charter of 1874 of the city of Rochester, that all persons interested in the subject matter of said improvement are required to attend the Common Council on Tuesday evening, October 1, 1878, at half-past seven o'clock, at the Common Council Chamber, when allegations will be heard.

Adopted.

ALLEN STREET BRIDGE.

By Ald. Edelman—Resolved, That the City Surveyor ascertain and report to this Council the expense of constructing the approaches to Allen street lift bridge. Also, the necessary water pipes to connect with motor.

Adopted.

The Surveyor submitted as such estimate, \$3,500.

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

The construction of a Medina stone pavement on the west side of the Erie canal, from the bridge to a point about 148 feet west thereof; also, at the entrance of Canal street; also from the bridge to Platt street. To include also, the setting and resetting of the necessary curb-stones, laying and relaying of the necessary walks; also, the laying of water pipes necessary to connect with water motor.

And Whereas, the City Surveyor, under the direction of this Council, has made an estimate of the whole expense thereof, and reported the same at \$3,500, 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, viz.:

All the lands included within the following described boundaries:

Commencing at the intersection of Allen street with the west line of State street; thence southerly along the west side of State street, and including one tier of lots on the west side thereof, to a point opposite the south line of Mumford street; thence easterly along Mumford street, and including one tier of lots on the south side thereof, to the Genesee River; thence northerly along the Genesee River to a point in line with the north line of Platt street; thence westerly on the north line of Platt street produced to the Genesee River to Mill street; thence still westerly along Platt street, and including one tier of lots on the north side thereof, from Mill street to Allen street; thence westerly along Allen street, and including one tier of lots on the north side thereof, to Brown street; thence westerly along Brown street to Clark street; thence northerly along Clark street, and including one tier of lots on the east side thereof, to Grape street at Campbell street; thence easterly along the north line of Campbell street and in said line continued, including one tier of lots on the north side thereof, to the west line of the city; thence southerly along the west line of the city to the Buffalo Branch of the New York Central & Hudson River Railroad; thence easterly along said railroad to Brown street; thence easterly along Brown street to Allen street; thence easterly along Allen street, and including one tier of lots on the south side thereof, to the place of beginning.

And further Resolved, That the taxpayers to be assessed for making such improvement may pay their assessments in three equal payments, as follows: One-third of the amount assessed, within thirty days after the advertisement of the assessment roll; one-third of the amount, within one year from the confirmation of said roll; and the remaining one-third within two years from the confirmation of said roll. On all sums paid prior to the maturity of said last instalment, a discount is allowed at seven per cent. per annum.

And the Clerk is hereby directed to publish notice, in pursuance of Title VII., section 165 of the Revised Charter of 1874, of the city of Rochester, that all persons interested in the subject matter of said improvement are required to attend the Common Council, on Tuesday evening, October 1st, 1878, at half-past 7 o'clock, at the Common Council Chamber, when allegations will be heard.

Adopted.

PLANK WALK ON PHILANDER STREET.

By Ald. Edelman—Resolved, That the City Surveyor ascertain and report to this Council the expense of constructing a plank sidewalk on the west side of Philander street in front of lots Nos. 7, 14 and 15.

Adopted.

The Surveyor submitted as such estimate \$54.

By Ald. Edelman—Resolved, That the following improvement is expedient, viz:
The construction of a plank sidewalk 4 feet 8 inches in width on the west side of Philander street in front of lots Nos. 7, 14 and 15.

And whereas, The City Surveyor, under the direction of this Council, has made an estimate of the whole expense thereof, and reported the same at \$54, 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.:

All the lots in front of which said plank walks may be constructed.

And the Clerk is hereby directed to publish notice in pursuance of Title VII., section 165, of the Revised Charter of 1874, of the City of Rochester, that all persons interested in the subject matter of said improvement, are required to attend the Common Council, on Tuesday evening, October 1st, 1875, at half-past 7 o'clock, at the Common Council Chamber, when allegations will be heard.

Adopted.

PLANK WALK ON HART AVENUE.

By Ald. Edelman—Resolved, That the City Surveyor ascertain and report to this Council the expense of constructing a plank sidewalk on the south side of Hart avenue from N. St. Paul street to Galusha street. Also the necessary crosswalks.

Adopted.

The Surveyor submitted as such estimate \$189.

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

The construction of a plank sidewalk 4 feet 8 inches in width on the south side of Hart avenue, from N. St. Paul street to Galusha street. Also the necessary crosswalks.

And whereas, The City Surveyor, under the direction of this Council, has made an estimate of the whole expense thereof, and reported the same at \$189, 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 Hart avenue from N. St. Paul street to Galusha street.

And the Clerk is hereby directed to publish notice in pursuance of Title VII., Section 165, of the Revised Charter of 1874, of the City of Rochester, that all persons interested in the subject matter of said improvement are required to attend the Common Council on Tuesday evening, October 1st, 1875, at half-past seven o'clock, at the Common Council Chamber, when allegations will be heard.

Adopted.

FINAL ORDINANCE NO. 2,027.

STENCH TRAPS IN NORTH WASHINGTON STREET.

On motion of Ald. FitzSimons 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. FitzSimons submitted the following:

An ordinance to attach stench traps to each of the surface sewers in North Washington street.

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

The attachment of stench traps to each of the surface sewers in North Washington street.

And the whole expense shall be defrayed by the assessment upon the lots and parcels of lands to be benefited thereby; and the City Surveyor, under the direction of this Council, has made an estimate of such expense, and reported the same at \$50, which estimate is hereby approved; 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 North Washington street from Allen street to West Main street.

On which above described portion of the city the expenses of said improvement are hereby ordered as assessed.

Adopted by the following vote:

Ayes—Ald. Tracy, FitzSimons, Herzberger, Warren, Hays, Chace, Vay, Donivan, Edelman, Knobles, Baetzel—13.

Nays—Ald. Montgomery, Huntington—2.

FINAL ORDINANCE NO. 2028.

PIPE SEWER IN STRATHALLEN PARK.

On motion of Ald. FitzSimons 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. FitzSimons submitted the following:

An ordinance to construct a pipe sewer in Strathallen park from the sewer in University avenue to a

point 40 feet south of Geo. H. Thompson's north line.

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

The construction of a pipe sewer 12 inches in diameter in Strath Allen park, from the sewer in University avenue to a point 40 feet south of George H. Thompson's north line. Also the necessary surface sewers, lot laterals and manholes.

The whole expense shall be defrayed by the assessment upon the lots and parcels of lands to be benefited thereby; and the City Surveyor, under the direction of this Council, having made an estimate of such expense, and reported the same at \$896, which estimate is hereby approved; 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 Strath Allen park from University avenue to a point 40 feet south of George H. Thompson's north line.

On which above described portion of city the expenses of said improvement are hereby ordered to be assessed.

Adopted by the following vote:

Ayes—Ald. Tracy, FitzSimons, Montgomery, Herzberger, Warren, Hays, Chace, Huntington, Vay, Edelman, Smith, Knobles, Baetzel—13.

FINAL ORDINANCE NO. 2,029.

WROUGHT IRON BRIDGES OVER THE ERIE CANAL.

On motion of Ald. Baetzel 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. Baetzel submitted the following:

An ordinance to construct a wrought iron lift bridge over the Erie canal at Brown street. Also a wrought iron swing bridge over the Erie canal at Smith street. Also the necessary piers, abutments, &c.

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

The construction of a wrought iron lift bridge over the Erie canal at Brown street. Also a wrought iron swing bridge over the Erie canal at Smith street. Also the necessary piers, abutments, &c.

And the whole expense shall be defrayed by an assessment upon the lots and parcels of land to be benefited thereby; and the City Surveyor, under the direction of this Council, having made an estimate of such expense, and reported the same at \$13,000, which estimate is hereby approved; and the portion of said city which said Common Council deem will be benefited by said improvement is described as follows:

All the lands included within the following described boundaries: Commencing at the intersection of the south line of Allen street with the west line of State street, thence southerly along the west line of State street and including one tier of lots on the west side thereof, to a point opposite the south line of Mumford street, thence easterly along Mumford street and including one tier of lots on the south side thereof to the Genesee river, thence northerly along the Genesee river to a point opposite and in line with the north line of Jay street, thence westerly along said north line of Jay street produced, to State street; thence northerly along State street, and including one tier of lots on the east side thereof to Smith street, thence westerly along Smith street, and including one tier of lots on the north side thereof to lands belonging to the N. Y. C. & H. R. R. Co., thence along the north line of the Niagara Falls branch of the N. Y. C. & H. R. R. Co.'s lands to the west line of the city, thence southerly along the west line of the city to West avenue, thence easterly along West avenue to Erown street, thence easterly along Brown street and including one tier of lots on the south side thereof, to Allen street, thence easterly along Allen street and including one tier of lots on the south side thereof to the place of beginning. Excepting therefrom all the territory heretofore designated to be assessed for Allen street lift bridge; also excepting the lot on the southeast corner of Vinton Place and State street.

On which above described portion of the city the expenses of said improvement are hereby ordered as assessed.

And the tax payers to be assessed for making such improvement may, pay their assessments in five equal payments, as follows: One-fifth of the amount assessed within thirty days after the advertisement of the assessment roll; one-fifth of the amount within one year from the confirmation of such roll; one-fifth of the amount, within two years from the confirmation of such roll; one-fifth within three years from the confirmation of such roll; and the remaining one-fifth within four years from the confirmation of such roll. On all sums paid prior to the maturity of the last installment a discount will be allowed of seven per cent. per annum.

Adopted by the following vote:

Ayes—Ald. Tracy, FitzSimons, Montgomery, Herzberger, Warren, Hays, Martin, Chace, Huntington,

Vay, Donivan, Edelman, Smith, Knobles, Baetzel—15. The final ordinance for grading Thomas Park was indefinitely postponed on motion of Ald. Knobles.

The final ordinance for the opening of a street from Lake avenue to Hastings avenue was laid on the table for two weeks on motion of Ald. Chace.

The final ordinance for the opening and extension of Edward street on motion of Ald. Baetzel was postponed two weeks.

The final ordinance for a sewer in Bartlett street was on motion of Ald. Martin postponed until the first meeting in January, 1879.

Ald. Edelman from the Committee on Improvements reported favorably on the petition for a plank walk in Mark street, and requested the City Surveyor to bring in an ordinance. Adopted.

By Ald. Warren—Resolved, That the following places be, and are hereby designated for holding the election polls and making the registries for the ensuing year:

First Ward—Sheriff's office, Court House.
 Second Ward—Old No. 5 school house.
 Third Ward—First District: Caledonia avenue House
 Third Ward—Second District—McConnell's Hotel corner of Plymouth avenue and Adams street.
 Fourth Ward—No. 1 Engine House, Stone street.
 Fifth Ward—First District—Meyering's store, 88 North St. Paul street.
 Fifth Ward—Second District: Fred Mauder's store corner of Oakman and Galusha streets.
 Sixth Ward—Store of John F. Linson, corner of Clinton street and Clinton place.
 Seventh Ward—First District—Browmell's shoe store, corner Monroe and Union streets.
 Seventh Ward—Second District—Mrs. Marcuts, corner Monroe and Meigs street.
 Eighth Ward—First District—No. 85 West avenue.
 Eighth Ward—Second District—No. 83 South Francis street.
 Ninth Ward—First District—Campbell's Building, corner Smith and Lyell streets.
 Ninth Ward—Second District—Peter E. Ramsey's store, corner Phelps and Lake avenues.
 Tenth Ward—39 North Union street, between Asylum and Charlotte streets.
 Eleventh Ward—First District—Eleventh Ward House, Grape street.
 Eleventh Ward—Second District—Shaffer's store, Lyell street.
 Twelfth Ward—Lawrence Waldert's store, 77 South avenue.
 Twelfth Ward—Second District—John Arnoldt's house, 125 South avenue.
 Thirteenth Ward—First District—J. A. P. Walter's store, 100 Hudson street.
 Thirteenth Ward—Second District—John Nodecker's store, corner St. Joseph street and McDonald avenue.
 Fourteenth Ward—Gilder's barber shop, No. 114 North ave.
 Fifteenth Ward—John Reis' store, corner Jay and Child streets.
 Sixteenth Ward—First District—Joseph Hoim's store, 24 Goodman street.
 Sixteenth Ward—Second District—Building at Tell Gate, corner East Main and Bay streets.
 Sixteenth Ward—Third District—Andrew Berg's store, 246 St. Joseph street.
 Adopted.
 By Ald. Warren—Resolved, That the following persons be, and are hereby appointed, Inspectors of election for the within named Election Districts of the city of Rochester for the ensuing year.
 First Ward—John E. Durand.
 Second Ward—Thoras Brooks.
 Third Ward, second district—Philip McConnell.
 Fourth Ward—Forace C. Rose.
 Fifth Ward, first district—Patrick J. McDonald.
 Seventh Ward, first district—James A. Jordan, Geo. Heberling, Porter W. Taylor; second district, James Fowler, William I. Hanford, William S. Woodruff.
 Eighth Ward, second district—Patrick J. Healey.
 Ninth Ward, first district—Charles J. Lester.
 Eleventh Ward, first district—Arthur Attridge.
 Eleventh Ward, second district—August Dreese, Jacob Kolb, Christopher Schaffer.
 Twelfth Ward, second district—John N. Scanlon, Frederick Schlegel, E. W. DeLano.
 Fourteenth Ward—August Kern.
 Fifteenth Ward—James Dalton.
 Sixteenth Ward, second district—Charles J. Warner; third district, Levi Dickinson.
 Adopted.
 By Ald. Edelman—Resolved, That the Citizens' Gas Company be requested to lay gas mains on Helena street, from Hudson st. to Putnam st.

Ald. Edelman moved to refer to the Lamp Committee.

Ald. Fitz Simons moved to lay the matter on the table. Lost.

The motion of Ald. Edelman was then adopted.

Ald. Smith moved to suspend the rule to adjourn at 11 o'clock. Adopted.

By Ald. Chace—Resolved, That Mr. Christian Seel, of the 9th Ward, be permitted to erect a brick block on his property, on the east side of Lake avenue, between the Wallace and Seel Blocks, on the same line in front with block on each side of his property. Referred to Committee on Opening and Alteration of Streets.

By Ald. Vay—Resolved, That the Rochester Gas Company be requested to lay their gas mains in Jay street, 11th Ward, from Walnut street to Childs street. Adopted.

By Ald. Warren—Resolved, That the city's interest in the following tax sales be assigned to M. Van Voorhees, upon his paying the amount of the taxes, expenses and interest, to the date of the assignment:

Sixteenth Ward—George Stephenson, lot No. 58, Assessors' subdivision, west side of Field street, General City Tax for the years 1876 and 1877. Adopted.

By Ald. Warren—Resolved, That the city's interest in the following tax sales be assigned to Jacob Anderson upon his paying the amount of the taxes, expenses and interest, to the date of the assignment:

Third Ward—Hannah Craddock, lot No. 37, Hamilton and Porter's subdivision, east side of Exchange street, General City Tax for the years 1877 and 1876, and Exchange street improvement No. 1,635. Adopted.

By Ald. Fitz Simons—Whereas, Lots Nos. 36, 37, 38 and 39, Phelps tract, west side of Fulton avenue, were assessed for Varnum street sewer, No. 1,579, under one valuation and in one amount; and,

Whereas, The said lots are now owned by different parties; therefore,

Resolved, That any person owning part of said lots may redeem his own land by paying the Treasurer such portion of said assessment expenses and interest as the City Assessors may determine his property should bear, and the Treasurer is authorized to receive such portion and release the property owned by the person paying it, and retain the lien on the balance of said lots on his books. Adopted.

By Ald. Fitz Simons—Whereas, Lots Nos. 28 and part of 29, Smith, Graves & Avery's subdivision, west side of Front street, were assessed for General City Tax for the year 1878 under one valuation and in one amount; and

Whereas, The said lots are now owned by different parties; therefore,

Resolved, That any person owning part of said lots may redeem his own land by paying the Treasurer such portion of said tax, expenses and interest as the City Assessors may determine his property should bear, and the Treasurer is authorized to receive such portion and release the property owned by the person paying it, and retain the lien on the balance of said lots on his books. Adopted.

By Ald. Fitz Simons—Whereas, Lots Nos. 3 13, Elliott's sub'n., south side of Penn street, were assessed for general city tax for the year 1876, Clifton and Reynolds street sewer, No. 1,580, Platt street outlet sewer, No. 1,659, and Penn street grading, No. 1,744, under one

valuation and in one amount, and,

Whereas, The said lots are now owned by different parties, therefore,

Resolved, That any person owning part of said lots may redeem his own land by paying the Treasurer such portions of said tax and assessments, expenses and interest as the City Assessors may determine his property should bear, and the Treasurer is authorized to receive such portion and release the property owned by the person paying it, and retain the lien on the balance of said lots on his books. Adopted.

By Ald. Baetzel—Resolved, That the Poor Committee be and they are hereby directed to advertise for the purchase and delivery of twenty cords of hard body wood, to be delivered in the City Coal Yard on Hill street. Adopted.

On motion of Ald. Herzberger the Board then adjourned.

EDWARD ANGEVINE,
City Clerk.

In Common Council---Oct. 1, 1878.

REGULAR MEETING.

Present—Ald. Tracy, FitzSimons, Montgomery, Herzberger, Warren, Hays, Crouch, Huntington, Vay, Donovan, Edelman, Smith, Knobles, Baetzel—14.

Absent—Ald. Martin, Chace—2.

Ald. Simon Hays, President of the Board, presiding.

Ald. FitzSimons moved that the Clerk strike from the proceedings of the last meeting the first ordinance for the approaches to Allen street bridge. Adopted.

Minutes of last meeting were then approved as published in book of proceedings.

PRESENTATION OF PETITIONS, ACCOUNTS, &C.

By Ald. Warren—Petition for stench traps in lateral sewers in Water street. Referred to Sewer Committee.

By Ald. Crouch—Petition of Patrick Moran to erect wood building. Referred to Wood Building Committee and Fire Marshal.

By Ald. Huntington—Petition of Maria McGonegal to erect wood building and moved that permission be granted.

Ald. Smith moved to refer to Wood Building Committee and Fire Marshal with power to act. Adopted.

By Ald. Vay—Petitions of Mary Verian and E. W. Tripp to erect wood buildings. Referred to Wood Building Committee and Fire Marshal with power to act.

Also petition for pipe sewer in Orange street, from Grape to Saxton streets. Referred to Sewer Committee.

By Ald. Vay—Petition requesting the Common Council and Rochester Gas Company to lay gas mains in Campbell street, and moved its reference to the Lamp Committee with power to act. Adopted.

Ald. FitzSimons raised the point of order that the resolution must receive the vote of the Council on its reference to the committee, with power to act.

The President decided the point well taken and would entertain a motion to reconsider.

Ald. Smith moved a reconsideration of the vote just taken. Adopted.

The resolution was re adopted by the following vote:

Ayes—Ald. Tracy, Montgomery, Herzber-

ger, Warren, Hays, Crouch, Huntington, Vay, Donovan, Edelman, Smith, Knobles, Baetzel—12.

Nays—Ald. Fitz Simons—1.

By Ald. Edelman—Petition of Charles Carter to erect a wood building. Referred to Wood Building Committee and Fire Marshal.

By Ald. Montgomery—Petition of P. B. Sheldon to run an advertising wagon in the streets, and moved that a license be granted for one year at the rate of ten dollars, the license subject to be revoked at any time by the Council and, if revoked, the license fee to be assessed pro rata for the whole year. Referred to the Committee on Streets.

By Ald. Montgomery—Petition of G. A. Bartholic to erect wood building. Referred to Wood Building Committee.

By Ald. Tracy—Bills of

| | |
|--|------------|
| Citizens' Gas Co., care lamps, &c..... | \$3,273 75 |
| Millington & Thomas, lamp pots..... | 42 00 |
| M. Huntington, material..... | 22 10 |

Referred to Lamp Committee.

By Ald. Smith—Bills of

| | |
|------------------------------------|-------|
| S. Donnelly, cartage..... | 83 00 |
| John O'Rourke, board of horse..... | 18 00 |
| L. W. Brandt, printing..... | 1 25 |
| Union and advertiser, blanks..... | 7 50 |
| Merriam & Co., stationery..... | 11 80 |

Referred to Health Committee.

By Ald. Donovan—Bills of

| | |
|---|----------|
| Roch. Gas Co., gas City Hall and Front Street Building..... | \$126 50 |
| Schantz, Minges, Shale & Co., table for City Attorney's office..... | 25 00 |
| Hotchkin's Bros., ice..... | 26 00 |
| Geo. Arnold, lettering door..... | 4 50 |
| Joseph H. Bradley, repair of clock..... | 2 00 |

Referred to City Property Committee.

By Ald. Knobles—Bills of

| | |
|---|----------|
| Huhn Bros., board..... | \$ 78 45 |
| St. Patrick's Orphan asylum, bread inmates..... | 114 74 |
| St. Joseph's | 911 03 |
| Home of Industry | 165 59 |
| Industrial school | 898 77 |
| Home for Friendless | 91 00 |
| Roch. Orph. Asy | 949 25 |
| F. Kesel, bread | 130 20 |
| John B. Hahn, flour | 138 00 |
| John Ortelz, sooes..... | 25 71 |
| Foehner & Maier, burials..... | 49 00 |
| George Oppel, bread..... | 40 55 |
| P. Eagan, groceries..... | 26 00 |
| John Hahn, meat..... | 100 00 |
| George Elbs, bread..... | 43 50 |
| Mason, Buckley & Co., groceries..... | 81 00 |
| John Fischer, meat..... | 100 00 |
| H. Herman, meat..... | 100 00 |
| John Groh, shoes..... | 58 60 |
| P. H. Curran, meat..... | 100 00 |
| City Hospital, board of inmates..... | 1,446 00 |
| Church Home | 382 10 |
| S. B. Roby | 87 50 |
| James H. Phelan, shoes..... | 143 75 |
| G. Schofield, transportation..... | 18 58 |
| St. Mary's Orphan Asylum, board of inmates..... | 1,098 74 |
| Joseph Schurte, Overseer, disbursements..... | 53 38 |
| Smith, Perkins & Co., groceries..... | 91 09 |
| St. Mary's Hospital, board of inmates..... | 3,668 50 |

Referred to Poor Committee.

By Ald. Herzberger—Bills of

| | |
|---|---------|
| Briggs & Son, repairs..... | \$ 6 25 |
| Hotchkin Bros., ice..... | 91 50 |
| Evening Express, printing..... | 2 00 |
| Wray & Elwood, keys, locks and repairs..... | 11 25 |
| Geo. W. Aldridge, labor, &c..... | 12 91 |
| Merriam & Co., stationery, &c..... | 86 50 |
| Union and Advertiser, blanks, &c..... | 7 50 |
| S. A. Pierce, M. D., medical services..... | 45 00 |
| Rochester Printing Co., printing..... | 25 00 |
| Union and Advertiser | 7 50 |

Referred to Police Committee.

Also bill of A. R. Banning.

Referred to City Property Committee.

By Ald. Knobles—Petitions of G. W.

Sprague and Otto Griswold to erect wood buildings. Referred to Wood Building Committee and F. M.

REPORTS OF STANDING COMMITTEES.

Ald. Herzberger from the Police Committee, Ald. Smith from the Health Committee, Ald. Knobles from the Poor Committee, Ald. Tracy from the Lamp Committee, Ald. Donnivan from the City Property Committee, reported favorably on the several bills referred to their Committee, and referred them to the Finance Committee for payment.

By Ald. Knobles—

To the Common Council:

GENTLEMEN—Your Poor Committee caused advertisements to be inserted in the papers inviting proposals for the furnishing of 20 cords of hard wood at the City Wood Yard. Two propositions were received, as follows:

J. M. Todd, at \$4.90 per cord.

Frank Scherer, at \$5.25 per cord.

We offer the following resolution:

Resolved, That a contract be executed with J. M. Todd for the delivery in the City Wood Yard of twenty cords of hard body wood at the price of \$4.90 per cord. Adopted.

J. G. BAETZEL,
J. W. KNOBLES,
Committee.

To the Common Council:

GENTLEMEN: Your committee on opening and alteration of streets, after an investigation of the facts, report against the passage of the ordinance for the opening of Edward st.

J. G. BAETZEL,
J. W. KNOBLES,
E. K. WARREN,
Committee.

Adopted.

By Ald. Knobles—Resolved, That Mrs. H. S. Lane and Hattie H. Gilbert, F. A. Shaler, John Van Houte, Hollister & Co., Seth O. Foster, E. A. Oviatt, John M. Aiken, have permission to erect wood buildings in accordance with their several petitions under the direction of the Wood building committee and Fire Marshall. Adopted.

FINANCE BUDGET.

ROCHESTER, N. Y., Oct. 1st, 1878.

By Ald. Warren—Resolved, That the Treasurer pay as follows, when there are funds applicable:

CONTINGENT FUND.

| | |
|--|----------|
| W. J. Stewart, maps of city..... | \$ 14 00 |
| Jas. H. Upton, Hackhire..... | 3 00 |
| Union & advertiser, daily papers..... | 11 25 |
| blanks for Treasurer..... | 33 00 |
| for M. C..... | 5 00 |
| for Surveyor..... | 7 50 |
| Rochester Printing Co., job work..... | 26 50 |
| A. G. Wheeler, disbursements..... | 54 20 |
| S. A. Millington, signs..... | 7 00 |
| E. Angevine, postage, telegrams, &c..... | 25 00 |
| Weed, Parsons & Co., copies of Election laws, (pay E. Angevine)..... | 12 30 |
| And charge that Fund. | |

POOR DEPARTMENT FUND.

| | |
|--------------------------------------|--------|
| A. Bauerschmitt, meat..... | 100 00 |
| Wm. Punch, burials..... | 12 00 |
| Howe & Son, bread and crackers..... | 138 16 |
| G. Senofield, transportation..... | 37 39 |
| L. A. Wheeler, meat..... | 100 00 |
| McGill & Slade, beans..... | 41 32 |
| L. Kiehl, bread..... | 140 45 |
| Smith, Perkins & Co., groceries..... | 10 50 |
| Adam May, groceries..... | 19 50 |
| N. L. Brayer, meat..... | 50 00 |
| Fred. Gauc, labor to Oct 1st..... | 18 10 |
| And charge that Fund. | |

CITY PROPERTY FUND.

| | |
|---------------------------------------|-------|
| E. J. Wardwell & Co., cuspadores..... | 11 88 |
| J. R. Chamberlain, material..... | 1 43 |
| And charge that Fund. | |

LAMP DEPARTMENT FUND.

| | |
|--|-----------|
| F. Vose, assignee of Gay & Co., care of lamps, &c..... | \$ 825 30 |
| Rochester Gas Company, lighting and care of lamps..... | 2,709 00 |
| Citizens' Gas Co., lighting and care of lamps..... | 3,273 75 |
| And charge that Fund. | |

POLICE DEPARTMENT FUND.

| | |
|---|----------|
| Alexander McLean, expenses for the month of August..... | \$120 91 |
| And charge that Fund. | |

POLICE PAY ROLL FOR SEPTEMBER, 1878.

| | |
|--|----------|
| Alex. M'Lean..... | \$181 75 |
| Samuel Brown..... | 79 05 |
| Peter Hughes..... | 79 05 |
| W. J. Rogers..... | 79 05 |
| Thos. Lynch..... | 79 05 |
| Peter Lauer, Jr..... | 79 05 |
| Ferry Marzluff..... | 79 05 |
| P. C. Kavanagh..... | 79 05 |
| Thos. A. Burchell..... | 79 05 |
| Caleb Pierce..... | 79 05 |
| Henry Baker..... | 69 75 |
| Jos. P. Cleary..... | 69 75 |
| John H. Dana..... | 69 75 |
| Ed. Van Vorst..... | 69 75 |
| Hugh Clark..... | 69 75 |
| Hugh Johnston..... | 69 75 |
| John C. M'Quatters, 29 days..... | 67 51 |
| Wm. H. White..... | 69 75 |
| Erastus..... | 69 75 |
| W. R. M'Arthur..... | 69 75 |
| Thos. F. Hurley..... | 69 75 |
| John J. Garrett..... | 69 75 |
| Jacob Frank..... | 69 75 |
| John C. Hayden..... | 69 75 |
| John Wangman..... | 69 75 |
| P. H. Sullivan..... | 69 75 |
| Chas. M'Comick..... | 109 05 |
| Jos. S. Roworth..... | 79 05 |
| Wm. F. Lush..... | 69 75 |
| Barth. Crowley..... | 69 75 |
| Robt. Burns..... | 69 75 |
| Ralph Bendon..... | 69 75 |
| Jacob Bauer, 29 days..... | 67 51 |
| Thos. Crouch..... | 69 75 |
| Andrew Connolly..... | 69 75 |
| Wm. P. O'Neil, 21 days..... | 48 98 |
| Benj. C. Further..... | 69 75 |
| Wm. Keith..... | 69 75 |
| John H. Wordell..... | 69 75 |
| B. Horcheler..... | 69 75 |
| John Mitchell..... | 69 75 |
| Robt. M'Kee..... | 69 75 |
| Chas. E. Fowler..... | 69 75 |
| Michael Brady, 17 days..... | 39 61 |
| Wm. M'Kelvy..... | 69 75 |
| Joseph Legler, 28 days..... | 65 24 |
| Wm. H. DeWitt, 17 days..... | 39 61 |
| Nichols J. Loos..... | 69 75 |
| Fred. Griebel..... | 69 75 |
| Robert Sloan..... | 69 75 |
| Peter Bohrer, 18 days..... | 41 94 |
| Samuel Schwartz..... | 69 75 |
| Jas. J. Johnson..... | 69 75 |
| Thos. Dukelow..... | 69 75 |
| Patk. Hooper..... | 69 75 |
| George Smita..... | 69 75 |
| Lewis Jesserer..... | 69 75 |
| Frank Value..... | 69 75 |
| Michael Cain..... | 69 75 |
| Wm. Burgess, 15 days..... | 31 95 |
| Michael Hynes..... | 69 75 |
| Chas. Hart..... | 69 75 |
| Frank D. Fay..... | 69 75 |
| Geo. Hoffner, 26 days..... | 60 58 |
| James P. Flynn..... | 69 75 |
| John Monaghan..... | 69 75 |
| John P. Davis..... | 69 75 |
| Henry D. Shove..... | 69 75 |
| Michael Wolf, Jr..... | 69 75 |
| John M. Reis..... | 69 75 |
| Charles W. Peart..... | 69 75 |
| Wm Laragy..... | 69 75 |
| Louis Noldt..... | 69 75 |
| Jerry Twaig..... | 69 75 |
| Ed. McDonough..... | 69 75 |
| Older Oliver, 28 days..... | 67 24 |
| John Dean..... | 69 75 |
| Jos. St. Hellens..... | 69 75 |
| Ed. Rice..... | 69 75 |
| Peter Hess..... | 69 75 |
| Daniel Goulding, Jr., 28 days..... | 65 24 |
| Patrick Holloran, 28 days..... | 65 24 |
| Henry Craven, 29 days..... | 67 57 |
| Mich. Hyland..... | 69 75 |
| Jacob Markey..... | 60 00 |
| B. Frank Enos, Clerk of Commissioners..... | 116 67 |
| B. Frank Enos, expenses to Oct. 1..... | 28 18 |

Wm. Laragy, 12 days' time lost in August, by receiving an injury while making an arrest... 27 51

Examined and approved. \$6,111 05
 CORNELIUS R. PARSONS,
 FRED'K ZIMMER,
 H. C. DANIELS, Commissioners.

And charge that Fund.
 Adopted by the following vote:
 Ayes—Ald. Tracy, Fitz Simons, Montgomery, Herzberger, Warren, Hays, Crouch, Huntington, Vay, Donovan, Edelman, Smith, Knobles—13.

By Ald. Montgomery, from the Law Committee—Resolved, That the Executive Board be and they hereby are requested to assist the City Attorney in investigating facts in actions brought against the city, relating to streets, sewers or public improvements, or obstructions therein. Adopted.

The Law Committee recommend the adoption of the following resolution:
 Resolved, That the City Attorney, with the approval of the Law Committee, be authorized to employ counsel in the suit against the city, involving the right to take water from Hemlock or Canadice Lakes.

Ald. FitzSimons moved that the resolution lie on the table. Lost.

The resolution was then lost by the following vote:
 Ayes—Ald. Tracy, Montgomery, Hays, Crouch, Huntington—5.
 Nays—Ald. Fitz Simons, Herzberger, Vay, Donovan, Edelman, Smith, Knobles, Baetzel—8.

To the Common Council of the City of Rochester:

GENTLEMEN—Your Law Committee to whom was referred the petition of a large number of citizens praying the Common Council to grant permission to W. S. Kimball & Co. to sound their fog horn at stated times, would report: That your committee can find no ordinance prohibiting the blowing of the horn unless it is by the following clauses embraced in section 41 of the ordinances of the Common Council of said city relating to nuisances, viz:

“No person shall carry on within the city of Rochester any business or manufactory of such a character, or in such a manner, as shall produce or cause such a dense smoke, or such loud and disturbing noise, as to be a nuisance; and no man shall carry on any manufactory or business in said city of such a character or in such a manner as shall cause or produce disturbing noises in any of the streets of the city.” It will be observed that these causes do not touch the case unless it be a nuisance at common law and if it is, no permission of this Board would change its character. We are satisfied that the blowing of this horn at stated hours has been a great convenience to the public, but the committee do not feel it to be their duty to decide the question as to whether or not it be a nuisance at common law. Section 16 of the same ordinances prohibits the blowing of any signal horn on Sunday, and thereby by reference or implication leaving it permissive for any person to perform that act on any other day.

For the reasons above stated your committee would recommend the Common Council to take no further action in the premises.

All of which are respectfully submitted,
 THOS. C. MONTGOMERY,
 E. HUNTINGTON, Committee.

Rochester, Oct. 1, 1878.
 Adopted.

To the Common Council of the City of Rochester:

GENTLEMEN—Your Law Committee to whom was referred the communication from the Executive Board in relation to the large claim of Ellwanger & Barry, for damages caused by leakage from Mr. Hope Reservoir, would report that your committee have duly investigated and considered said claim. The Executive Board recommend that the claim be settled by purchasing the land affected at the price of five hundred dollars per acre. Your Committee submit the following resolution for your action:

Resolved, That the Mayor be authorized to enter into a contract on the part of the city and under the corporate seal, with Messrs. Ellwanger & Barry, for the purchase of their land affected by leakage, as shown by the map now in the possession of the Executive Board, and for the full settlement of the claim heretofore made by Messrs. Ellwanger & Barry, the said claimants to agree to convey to the city a good and clear title to the said land, and to give a release and discharge of all their said claim for damages, and the city to agree to pay to them at the rate of five hundred dollars per acre on or before the first day of August, 1879, with interest, and to be entitled to the immediate use and possession of the said land.
 All of which is respectfully submitted.

E. HUNTINGTON,
 Committee.

Adopted.

COMMUNICATION FROM THE MAYOR AND OTHER EXECUTIVE OFFICERS AND THEIR REFERENCE.

By the Clerk—
To the Honorable the Common Council of the City of Rochester:

GENTLEMEN. The undersigned, Commissioners of Excise of the city of Rochester, report that moneys have been received by said Commissioners, from the persons named, and in the respective amounts set forth in the following schedule, commencing Sept. 2d, 1878, to and including Sept. 23d, 1878, for licenses to sell and dispose of strong and spirituous liquors, wines, ale and beer, in quantities less than five gallons at a time, to wit:

| | |
|---|---------|
| Mary Johnson, 154 State st..... | \$20 00 |
| Arden & Good, 8 Railroad avenue..... | 30 00 |
| Jacob Rauber, 136 West Main..... | 30 00 |
| Robert B. Montgomery, 109 Monroe avenue.... | 30 00 |
| Mathew Dolanty, 36 Mill st..... | 30 00 |
| Joseph Stallknecht, 80 Front st..... | 30 00 |
| Jacob S. Robinson, 146 East Main..... | 30 00 |
| Harman Lehman, 126 Lyell st..... | 30 00 |
| Valentine Wendle, Goodman st..... | 30 00 |
| Dennis C. Vanderhinde, 141 East Main..... | 30 00 |
| Benedict Kuefer, 32 St. Joseph..... | 30 00 |
| John Hanna, cor. Lime and Orchard..... | 30 00 |
| Joseph Hessinger, 228 West Main..... | 30 00 |
| Martler Hoegerer, Mrs., 214 North Clinton.... | 30 00 |
| Joseph Rudhard, 70 Hudson..... | 30 00 |
| Frederick Minges, cor. Alexander and Pinnacle avenue..... | 30 00 |
| George Hoehn, 152 North ave..... | 30 00 |
| Gilbert & Meinhardt, Genesee Falls Park..... | 40 00 |
| Louis Sachs, 16 North ave..... | 30 00 |
| S. P. Keesey, 13 Stone st..... | 30 00 |
| John B. Steger, 223 Brown st..... | 30 00 |
| John Minges, 240 East Main..... | 30 00 |
| Henry Cooney, cor. Goodman and N. Y. C. RR..... | 30 00 |
| Wendelin Krieg, 114½ St. Joseph..... | 30 00 |
| George Chrusey, cor. State and Brown..... | 30 00 |
| Heiter Hammer, 9 Magne st..... | 30 00 |
| Theodore Gaefer, 103 Hudson st..... | 30 00 |
| Joseph Trabet, 5½ Wilder..... | 20 00 |
| Jacob Hammer, cor. Genesee and Canal..... | 20 00 |
| S. B. Kellogg, 75 Front..... | 20 00 |
| Sarah Campbell, 77 West Main..... | 20 00 |
| George Hartell, 46 Romeyn..... | 30 00 |
| William Maltzahn, 4 Bay st..... | 30 00 |
| William Stiefel, 7 Spring st..... | 30 00 |
| Wendell Bayer, 56 Front..... | 30 00 |
| Stephen Rauber, 261½ North Clinton..... | 30 00 |
| John Rusch, 30 Mumford..... | 30 00 |
| Martin May, 82 West Maple..... | 30 00 |
| Fritz Weichman, cor. Grape and Campbell.... | 40 00 |
| Grover & Smith, 114 West Main..... | 30 00 |

| | |
|---|-------|
| John A. Bauer, 21 Tonawanda..... | 30 00 |
| James W. Lapp, 128 South St. Paul..... | 30 00 |
| Mrs. George M. Kolb, 58 North ave..... | 40 00 |
| John G. Nicholas, 112 West Main, (balance)... | 10 00 |
| Joseph Haungs, 218 Brown..... | 20 00 |
| John Murphy, 218 State..... | 20 00 |
| Henry Kochen, corner Lowell and Cole..... | 30 00 |
| Margaret S. Waterson, 110 Plymouth ave..... | 30 00 |
| Frederick Buhr, 92 North Clinton..... | 30 00 |
| Elizabeth Englert, corner Andrews and Water | 40 00 |
| Ignatz Nientimp, 70 St. Joseph..... | 30 00 |
| John C. Bornkessel, 100 Scio st..... | 30 00 |
| John Nagel, 113 Et. Jose ph..... | 30 00 |
| Frank W. Caring, 101 North Clinton..... | 30 00 |
| Thos. O'Shaughnessy, 33 Front..... | 30 00 |
| Hannah Quetschenbach, 33 South st. Paul..... | 30 00 |
| James Rickard, corner Jay and Oak..... | 30 00 |
| Peter Sheldon, 241 North Clinton..... | 30 00 |

\$1,640 00

We have disposed of said moneys as follows:
 Paid James P. Evans, for serving notices and
 summons..... 15 00
 Paid for stationary and postage stamps..... 3 00
 Deposited with City Treas. urer..... 1,622 00

Total..... \$1,640 00
 Licenses have been granted to all of the above
 named applicants.
 Dated September 30th, 1878.

JAMES BAKER,
 HERMANN MUTSCHLER,
 PARIS G. CLARK
 Excise Com'rs.

STATE OF NEW YORK,
 County of Monroe, ss.

James Baker, Hermann Mutschler and Paris G. Clark
 of the city of Rochester, in said County, being duly
 sworn, say, and each for himself says, that the fore-
 going annexed report of moneys received by them for
 the purposes named in said report, with the names of
 persons and dates therein given, are correctly set
 forth in said report, and that the said report embraces
 the whole of the moneys received from Sept.
 2d, 1878, to and including the 30d day of September,
 1878.

JAMES BAKER,
 HERMANN MUTSCHLER
 PARIS G. CLARK,
 Com'rs of Excise

Subscribed and sworn to before me this 31st day
 August, 1878.

JAMES P. EVANS,
 Com'r of Deeds

Ordered received, filed and published.
 ROCHESTER, Sept. 30th, 1878.

To the Honorable, the Common Council of the
 City of Rochester:

At a meeting of the Board of Health held on
 the 30th inst., the undersigned was appointed a
 committee to call the attention of your Honorable
 body to the condition of the river bed, on
 the west shore between the bridge on Main
 street and that on Andrews street. Directly
 under the projecting buildings on Front street,
 there is a large quantity of filthy material,
 kept from washing away by the presence of
 stones in the bottom of the river. This material
 is constantly decomposing and poisoning the
 atmosphere of that whole region.

The Health Inspectors of this Board, who
 have examined this locality say that if the
 stone, or some of them, are removed, the water
 will then easily wash away this objectionable
 matter.

The Inspectors further say that the stone will
 pay for their removal for use in making Mc-
 Adam material.

The undersigned is satisfied that if sufficient
 of these loose stone are removed, the high water
 of fall, winter and spring will carry away a
 large amount of a substance quite deleterious
 to the health of the city.

Your attention is therefore called to this mat-
 ter in hope that you will take such measures as
 will afford prompt relief.

Respectfully Yours,
 H. H. LANGWORTHY,
 Committee Board Health.

Referred to Executive Board.

TREASURER'S MONTHLY REPORT.

CITY TREASURER'S OFFICE, Oct. 1st, 1878.

To the Hon. Common Council:

GENTLEMEN: The Treasurer herewith submits the
 Monthly Statement of the balances of the principal
 funds, on the first day of October, 1878, as required
 by section 59 of the City Charter.

| | |
|-----------------------------|--------------|
| Credit Balance. | |
| Contingent Fund..... | \$ 28,185 78 |
| Police Fund..... | 34,988 96 |
| Lamp Fund..... | 45,336 61 |
| Poor Fund..... | 31,619 41 |
| Park Fund..... | 1,231 09 |
| Health Fund..... | 7,63 06 |
| Home for Truants Fund..... | 9 10 |
| City Property Fund..... | 3,215 39 |
| Search Department Fund..... | 285 00 |

GEO. D. WILLIAMS, Treasurer,

Subscribed and sworn to before me this 1st day of
 October, 1878.

F. J. IRWIN,
 Commissioner of Deeds.

Ordered received filed and published.

OFFICE OF EXECUTIVE BOARD,
 ROCHESTER, Oct. 1, 1878.

To the Honorable the Common Council:

GENTLEMEN—At a meeting of the Executive
 Board held Friday, September 20th, 1878, the
 following resolution was adopted:

By Mr. Woodworth—Resolved, That the
 Common Council be requested to pass an ordin-
 ance for the construction of a flag sidewalk on
 the south side on the south side of East Main
 street, from Clinton street to Elm street, except
 where good walks are now laid. Adopted.

A true copy from the minutes.
 THOS. J. NEVILLE, Clerk.
 Referred to Improvement Committee.

OFFICE OF EXECUTIVE BOARD,
 ROCHESTER, Oct. 1, 1878.

To the Honorable the Common Council:

GENTLEMEN—I have the honor to transmit
 herewith:

1. Statement of expenditures by the Execu-
 tive Board during the month of September,
 1878.

2. Statement showing the condition of the
 several funds in charge of the Executive
 Board on the 30th day of September, 1878.

Respectfully, your obedient servant,
 THOS. J. NEVILLE,
 Clerk of Executive Board.

OFFICE OF EXECUTIVE BOARD,
 Rochester, N. Y., October 1, 1878.

STATEMENT

Of expenditures by the Executive Board during the
 month of September, 1878.

| Funds Charged. | Amounts. |
|-------------------------------------|------------|
| Highway Fund..... | \$6,227 06 |
| Fire Department Fund..... | 3,821 29 |
| Water Pipe Fund..... | 9,339 50 |
| Water Works Fund..... | 2,281 69 |
| Salary and Expense Fund..... | 1,045 00 |
| Sidewalk Repair Fund..... | 512 40 |
| Sprinkling South Clinton st..... | 100 00 |
| .. East avenue..... | 200 00 |
| .. Main street..... | 400 00 |
| .. West avenue..... | 100 00 |
| North Avenue Improvement..... | 112 50 |
| Tremont Street Sewer..... | 289 00 |
| West Avenue Improvement, No. 1..... | 2,208 47 |
| Fence on Genesee street..... | 34 13 |
| West Avenue Pipe Sewer..... | 325 30 |
| West Avenue Improvement, No. 2..... | 2,155 88 |
| North St. Paul Street Sewer..... | 286 90 |
| West Alexander Street Sewer..... | 739 62 |
| Roehner Street Sewer..... | 51 50 |
| Tyler Street Sewer..... | 25 00 |

Total..... \$80,202 14
 (Official.) THOS. J. NEVILLE,
 Clerk of Executive Board.

And charge that Fund.

OFFICE OF EXECUTIVE BOARD, }
 Rochester, N. Y., Oct. 1, 1878.

STATEMENT

Of the condition of the several funds in charge of the Executive Board at this date.

Debit Balances.

| | |
|-------------------------------------|--------------|
| City Treasurer..... | \$ 47,700 62 |
| Sidewalk Repair Fund..... | 3,535 44 |
| Sundry street sprinkling funds..... | 2,598 45 |
| Sundry local improvement funds..... | 37,123 57 |
| | \$90,958 08 |

Credit Balances.

| | |
|--------------------------------|--------------|
| Highway Fund..... | \$20,591 83 |
| Fire Department Fund..... | 23,585 70 |
| Water Pipe Fund..... | 26,083 21 |
| Water Works Fund..... | 11,098 57 |
| Water Works Fund, special..... | 1,515 47 |
| Salary and Expense Fund..... | 8,138 28 |
| | \$ 90,958 08 |

(Official) THOS. J. NEVILLE,
 Clerk of Executive Board.

Ordered received, filed and published.
 CITY CLERK'S OFFICE,
 ROCHESTER, N. Y., Oct. 1, 1878.

To the Honorable the Common Council:
 GENTLEMEN—In accordance with Section 29, Revised City Charter, I report the following named persons as having qualified and taken the oath of office: inspectors of Election:

- First Ward—John E. Durand.
- Second Ward—Thos. Brooks.
- Third Ward—Second District—Phillip McConnell.
- Fourth Ward—H. C. Rose.
- Fifth Ward—First District—P. J. McDonald.
- Seventh Ward—First District—P. W. Taylor; Second District—Wm S. Woodruff.
- Eighth Ward—Second District—P. J. Healy.
- Ninth Ward—First District—Chas. J. Lester.
- Eleventh Ward—First District—Arthur Attridge; Second District—August Drees, Christian Schaeffer, Jacob Kolb.
- Twelfth Ward—Second District—E. W. DeLazo, John H. Scanlin, F. Schlegal.
- Fourteenth Ward—August Kern.
- Fifteenth Ward—James Dalton.
- Sixteenth Ward—Third District—Levi Dickinson; Second District—Chas. J. Warner.

Respectfully,
 EDWARD ANGEVINE, City Clerk.
 Ordered received, filed and published.

CITY SURVEYOR'S OFFICE,
 ROCHESTER, Oct. 1st, 1877.

To the Honorable Common Council of the City of Rochester:

GENTLEMEN—In compliance with the requirements of a resolution offered at the last meeting of your Board by Ald. Baetzel, in relation to straightening Platt street tunnel, I submit the following explanations and estimates:

The bottom of Platt street tunnel, as now constructed, is about 25 feet below the surface of the street. The distance in a direct line between the centres of shafts is 302 lineal feet. The total distance in a direct line, to be excavated between shafts in order to connect them, is 285 lineal feet, which at \$15 per lineal foot would cost \$4,275.

Respectfully,
 OSCAR H. PEACOCK,
 City Surveyor.

ACTION ON ORDINANCES.

LOCAL IMPROVEMENT ASSESSMENT No. 2017.
 CITY TREASURER'S OFFICE,
 ROCHESTER, N. Y., Sept. 24, 1878.

To the Hon. the Common Council:
 GENTLEMEN—I hereby certify that the Executive Board have notified me that the work authorized un-

der Ordinance No. 2017, for fence on Genesee street, has been completed.

The amount to be assessed upon the property benefited, including any interest that the city shall incur, or is entitled to, for the use of its funds, is \$34.13.

Yours respectfully,
 GEO. D. WILLIAMS, Treasurer.

GENESSEE STREET FENCE.

Whereas, The Common Council did upon the 14th day of June, 1878, enact an ordinance for fence on Genesee street.

And Whereas, The City Treasurer has reported the actual expenses of said improvement to be the sum of \$34.13, including such interest as the city has paid or become liable for.

And the portion of said city which said Common Council deemed would be benefited by said improvement is described as follows:

One tier of lots on the east side of Genesee street from Hunter street to a point 396 feet north thereof.

Therefore Resolved, That the sum of \$34.13, being the whole amount of the expenses aforesaid, shall be assessed on such lots and parcels of land.

And David M'Kay, Wm. Mahar and Aug. M. Koettl, 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 lots and parcels of land 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 October, 1878, at nine o'clock in the forenoon at the office of the City Clerk.

Adopted by the following vote:
 Ayes—Ald. FitzSimons, Montgomery, Herzberger, Hays, Crouch, Huntington, Vay, Donovan, Edelman, Smith, Knobies, Baetzel—12.

FIRST ORDINANCES.
 IMPROVING ALLEN STREET.

By Ald. Edelman—Resolved, That the City Surveyor ascertain and report to this Council the expense of improving allen st. from Platt st. to Brown st. (excepting over the Erie canal), by constructing a roadway of McAdam stone with curbs and gutters of Medina stone on each side thereof, together with the necessary surface sewers, lot laterals and crosswalks. To include also the grading of each sidewalk, and the relaying of all walks on the proper grade.

The Surveyor submitted as such estimate, \$7,500.
 Adopted.

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

The improvement of Allen st., from Platt st. to Brown st. (excepting over the Erie canal), by constructing a roadway of McAdam stone, with curbs and gutters of Medina stone, on each side thereof. Together with the necessary surface sewers, lot laterals and crosswalks. To include also the grading of each sidewalk and the relaying of all walks on the proper grade.

And whereas, The City Surveyor, under the direction of this Council, 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 benefited 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 Brown street.

And further resolved, That the taxpayers to be assessed for making such improvement may pay their assessments in three equal payments, as follows: One-third of the amount assessed within thirty days after the advertisement of the assessment roll; one-third of the amount within one year from the confirmation of said roll; and the remaining one-third within two years from the confirmation of such roll. On all sums paid prior to the maturity of the said last installment, a discount will be allowed at seven per cent. per annum.

And the Clerk is hereby directed to publish notice in pursuance of Title VII, Section 165 of the Revised Charter of 1874, of the City of Rochester, that all persons interested in the subject matter of said improvement are required to attend the Common Council on Tuesday evening, Oct. the 15th, 1878, at half past 7 o'clock, at the Common Council Chamber, when allegations will be heard.
 Adopted.

STENCH TRAPS IN ST. PAUL STREET.

By Ald. FitzSimons—Resolved, That the City Surveyor ascertain and report to this Council the expense of attaching stench traps to each of the surface sewers on St. Paul street, between Atwater street and the south line of Ely street.
 Adopted.

The Surveyor submitted as such estimate, \$252.

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

The attachment of stench traps to each of the surface sewers in St. Paul street, between Atwater street and the south line of Ely street, viz:

And Whereas, the City Surveyor, under the direction of this Council, has made an estimate of the whole expense thereof, and reported the same at \$252, 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 St. Paul st., between Atwater street and the south line of Ely street.

And the Clerk is hereby directed to publish notice, in pursuance of Title VII., section 165 of the Revised Charter of 1874, of the City of Rochester, that all persons interested in the subject matter of said improvement are required to attend the Common Council, on Tuesday evening, October 15th, 1878, at half-past 7 o'clock, at the Common Council Chamber, when allegations will be heard.

Adopted.

PLANK WALK ON MARK STREET.

By Ald. Edelman—Resolved, That the City Surveyor ascertain and report to this Council the expense of constructing a plank walk 4 feet wide on each side of Mark street, from Hudson street to North street; also the necessary crosswalks.

Adopted.

The Surveyor submitted as such estimate \$438.

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

The construction of a plank walk 4 feet wide on each side of Mark street, from Hudson street to North street; also the necessary crosswalks.

And whereas, the City Surveyor, under the direction of this Council, has made an estimate of the whole expense thereof, and reported the same at \$438, 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 Mark street, from Hudson street to North street.

And the Clerk is hereby directed to publish notice in pursuance of Title VII., section 165, of the Revised Charter of 1874, of the City of Rochester, that all persons interested in the subject matter of said improvement, are required to attend the Common Council, on Tuesday evening, October 15th, 1878, at half-past 7 o'clock, at the Common Council Chamber, when allegations will be heard.

Adopted.

STENCH TRAPS IN SOUTH CLINTON STREET.

By Ald. FitzSimons—Resolved, That the City Surveyor ascertain and report to this Council the expense of attaching stench traps to each of the surface sewers in South Clinton street between East Main street and the south line of Monroe avenue.

Adopted.

The Surveyor submitted as such estimate \$126.

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

The attachment of stench traps to each of the surface sewers in South Clinton street between East Main street and the south line of Monroe avenue.

And whereas, the City Surveyor, under the direction of this Council, has made an estimate of the whole expense thereof, and reported the same at \$126, 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 Clinton street between East Main street and the south line of Monroe avenue.

And the Clerk is hereby directed to publish notice in pursuance of Title VII., Section 165, of the Revised Charter of 1874, of the City of Rochester, that all persons interested in the subject matter of said improvement are required to attend the Common Council on Tuesday evening, October 15th, 1878, at half-past seven o'clock, at the Common Council Chamber, when allegations will be heard.

Adopted.

FINAL ORDINANCES.

The final ordinance for opening Edward street was indefinitely postponed on motion of Ald. Edelman.

FINAL ORDINANCE NO. 2,030.

PLANK WALK ON CHAMPLAIN STREET.

On motion of Ald. Edelman 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. Edelman submitted the following:

An ordinance to construct a plank walk on the south side of Champlain street, from Seward street to Reynolds street.

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

The construction of a plank sidewalk 5 feet 4 inches in width on the south side of Champlain street, from Seward street to Reynolds street.

And the whole expense shall be defrayed by the assessment upon the lots and parcels of lands to be benefited thereby; and the City Surveyor, under the direction of this Council, having made an estimate of such expense, and reported the same at \$332, which estimate is hereby approved; 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 Champlain street from Seward street to Reynolds street.

On which above described portion of the city the expenses of said improvement are hereby ordered assessed.

Adopted by the following vote:
Ayes—Ald. FitzSimons, Montgomery, Herzberger, Warren, Hays, Crouch, Huntington, Vay, Donivan, Edelman, Smith, Knobles, Baetzel—13.

FINAL ORDINANCE NO. 2,031.

PLANK WALK ON PHILANDER STREET.

On motion of Ald. Edelman, 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. Edelman, submitted the following:

An ordinance to construct a plank walk on the west side of Philander street in front of lots Nos. 7, 14 and 15.

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

The construction of a plank sidewalk 4 feet 8 inches in width on the west side of Philander street in front of lots Nos. 7, 14 and 15.

And the whole expense shall be defrayed by the assessment upon the lots and parcels of land to be benefited thereby, and the City Surveyor, under the direction of this Council, having made an estimate of such expense, and reported the same at \$34.00, which estimate is hereby approved; and the portion of said city which said Common Council deem will be benefited by said improvement is described as follows:

All the lots in front of which said plank walks may be constructed.

On which above described portion of the city the expenses of said improvement are hereby ordered assessed.

Adopted by the following vote:
Ayes—Ald. FitzSimons, Montgomery, Herzberger, Warren, Hays, Crouch, Huntington, Vay, Donivan, Edelman, Smith, Knobles, Baetzel—13.

The final ordinance for opening a street from Lake avenue to Hastings avenue was postponed until the next regular meeting.

The final ordinance for plank walk on Hart avenue was postponed two weeks on motion of Ald. Warren.

UNFINISHED BUSINESS.

Ald. Montgomery moved that the reports of the Law Committee made at the last meeting relative to the claims of Burke & Co. and D. Leary, be referred back to the Law Committee.

Ald. FitzSimons presented a petition in the matter.

The motion of Ald. Montgomery prevailed.

MISCELLANEOUS BUSINESS.

By Ald. Baetzel—Petition of Henry Johnson for remittal of a fine. Referred to Law Committee.

By Ald. Baetzel—Resolved, That a license be granted to Rooker & Keck to sell fresh meat in Hahn's Block, North avenue, until July 1st, 1879, on their paying into the treasury the sum of twenty-five dollars. Adopted.

By Ald. Baetzel—Petition of Geo. Pardee to remove a wood building. Referred to Wood Building Committee and Fire Marshal.

Also petition of citizens in the 16th Ward. Tabled.

By Ald. Huntington—Resolved, That the Lamp Committee within two weeks remove the public lamps from the following named streets, the lamps having been placed in such streets

without the authority of this Board and without petitions from taxpayers as required by law unless petitions for the same be presented meantime :

Fifteenth Ward—Bauer and Campbell streets.

Sixteenth Ward—Almeroth street, Henrietta avenue, Bay street, from Hebard street to First avenue, East Main street from N. Y. C. R. R. to Schenk avenue, Caroline street, from Pinnacle avenue to Goodwin street, northeast corner of North avenue and Bay street, near Conkey avenue and Avenue A, near Conkey avenue and Avenue B, Conkey avenue, from Clifford street to Avenue D, Pinnacle avenue. Adopted.

By Ald. Crouch—Resolved, That the Citizens' Gas Company be requested to lay their mains in Rowley street, from Harvard street to Brighton avenue, and set the necessary lamps. Adopted.

By Ald. Warren—Resolved, That the Police Commissioners of the City of Rochester be authorized to appoint a special policeman to attend the October session of the Court of Oyer and Terminer, such person so appointed to be paid according to the provisions of Chapter 415 of the Laws of 1878, and in no case to be paid out of the funds of the city of Rochester. Adopted.

By Ald. FitzSimons—Resolved, That a market license to sell fresh meats, etc., at No. 213 Plymouth avenue, near Strong street, be granted to McBride & Smith until the 1st day of July next, on payment of the usual fee of \$25.00 into the City Treasury. Adopted.

By Ald. FitzSimons—Whereas, Lots 14 and 15, Chapin Tract, were assessed for the third payment of Atkinson street improvement, No. 1,838, under one valuation and in one amount ; and

Whereas, Said Lots have since been subdivided and are now described upon the assessment rolls as Lots 1, 2, 3 and 4 of a subdivision of Lots 14 and 15 by the heirs of L. Larson ; therefore,

Resolved, That the Treasurer be and is hereby authorized to cancel the lien upon each of said Lots 1, 2, 3 and 4 when the owners thereof shall have paid into the Treasury such an amount as the Assessors shall decide their property should bear, and retain the lien upon his books against the balance. Adopted.

By Ald. Fitzsimons—Whereas, Lots No. 9 and north half of 10 were assessed for Evergreen place sewer, No. 1932, under one valuation and in one amount ; and

Whereas, The said lots are now owned by different parties ; therefore

Resolved, That any person owning part of said lots may redeem his own land by paying the Treasurer such portion of said assessment, interest and expenses as the City Assessors may determine his property should bear, and the Treasurer is authorized to receive such portion and release the property owned by the person paying it, and retain the lien on the balance of said lots on his books. Adopted.

By Ald. FitzSimons—Whereas lots Nos. 25, 27 and 29 Johnson & Mastick tract, east side of Union street, were assessed for repairing walks on Union street, under one valuation and in one amount ; and

Whereas, The said lots are now owned by different parties ; therefore,

Resolved, That any person owning parts of said lots may redeem their own land by pay-

ing the Treasurer such portion of said assessment, interest and expenses as the City Assessors may determine his property should bear, and the Treasurer is authorized to receive such portion and release the property owned by the person paying it, and retain the lien on the balance of said lots on his books. Adopted.

By Ald. FitzSimons—Whereas, Lot No. 10, north side of Chaoplain street, in the Greig tract, was assessed for Frost avenue sewer, No. 1,783, under one valuation, and in one amount ; and

Whereas, The said lot is now owned by two or more parties ; therefore

Resolved, That any person owning part of said lot may redeem his own land by paying the Treasurer such portion of said assessment, interest and expenses as the City assessors may determine his property should bear, and the Treasurer is authorized to receive such portion and release the property owned by the person paying it, and retain the lien on the balance of said lot on his books. Adopted.

On motion of Ald. FitzSimons the Board then adjourned.

EDWARD ANGEVINE, City Clerk.

In Common Council--Oct. 15, 1878.

REGULAR MEETING.

Present—Ald. Tracy, FitzSimons, Montgomery, Herzberger, Warren, Hays, Crouch, Martin, Chace, Huntington, Vay, Denivan, Edelman, Smith, Knobles—15.

Absent—Ald. Baetzel—1.

Ald. Simon Hays, President of the Council, presiding.

The minutes of the previous meeting were approved as published in the book of proceedings.

PRESENTATION OF PETITIONS, ACCOUNTS, &C.

By Ald. Tracy—Bills of

| | |
|--|----------|
| Millington & Thomas, lamp posts..... | \$36 00 |
| F. Vose, assignee of Gay & Co., care of lamps..... | 838 66 |
| Thomas Knowles, hack-hire..... | 3 00 |
| Rochester Gas Co., gas and care of lamps..... | 2,709 00 |

Referred to Lamp Committee.

Also, petition for stretch traps in Pindell alley.

Referred to Sewer Committee.

By Ald. Herzberger—Petition of C. S. Hall.

Referred to Assessment Committee.

Also, report of Police Clerk.

REPORT OF THE POLICE CLERK FOR THE MONTH OF SEPTEMBER, 1878.

POLICE COMMISSIONERS' OFFICE, }
Oct. 15th, 1878. }

To the Honorable the Common Council :

GENTLEMEN—I respectfully report the following as the total amount of fines and penalties imposed by the Police Justice for the month of September, 1878, together with the amount collected :

| Sept. 2—Wm. Card | Crime. | Penalty. | Paid. |
|------------------|-----------|----------|-------|
| Chas. Rarrons | drunk | \$ 5 | \$5 |
| Keron Garrity | .. | 10 | 5 |
| Wm. Brady | .. | 5 | 5 |
| Thos. Brooks | .. | 10 | 10 |
| James Kanaley | assault | 20 | |
| James Kanaley | drunk | 10 | |
| John Combs | .. | 5 | |
| Mary Erskin | .. | 10 | |
| George McPherson | .. | 5 | 5 |
| F. O'Connell | .. | 5 | |
| Mich. Rhinefet | .. | 10 | 10 |
| Wm. Miles | vio. ord. | 3 | 8 |
| Mich. Ragan | .. | 3 | 3 |
| Wm. Hagan | .. | 3 | 3 |

| | | | |
|----------------------|------------------------------|------|----|
| John Waltz | .. | 3 | 3 |
| Libbie Lee | .. | 25 | 15 |
| Wm. Carrill | attempted larceny | 10 | |
| Wm. Kinsella | drunk | 10 | |
| Thos FitzPatrick | .. | 10 | 10 |
| Clements Peifer | .. | 10 | |
| John O'Boien | .. | 5 | 5 |
| John Kanaley | .. | 5 | 5 |
| John Buckley | .. | 5 | 5 |
| Kate Hall | selling liq. without licence | 50 | 50 |
| James Storey | vio. ord. | 15 | 14 |
| 3-Henry Carroll | drunk | 10 | 10 |
| James B asleg | .. | 10 | 10 |
| Fred. Kleisie | assault | 5 | 5 |
| 4-Lena Moran | drunk | 5 | |
| Mary Heock | .. | 5 | |
| Christian Rhinefelt | assault | 20 | 10 |
| Jay Rhinefelt | .. | 20 | 20 |
| Rich. O. Sullivan | .. | 20 | |
| Patrick Dorsey | .. | 10 | 10 |
| Thos Kenney | drunk | 10 | |
| Val Quetchenbach | assault | 10 | |
| Libbie Powers | drunk | 10 | |
| James Hunt | violation ordinance | 5 | |
| 5-John Eagan | drunk | 5 | |
| Joseph Rogers | assault | 10 | |
| Mich Herron | drunk | 5 | |
| James Mulqueen | .. | 10 | 5 |
| Patk Burke | .. | 10 | 5 |
| Norris Mulqueen | .. | 10 | 5 |
| James McKenna | .. | 10 | 5 |
| John H McKenna | .. | 10 | 5 |
| Jacob Grashaunz | violation ordinance | 3 | 3 |
| Joseph Knope | old case | cost | |
| Sam'l Lynch | violation ordinance | 5 | |
| 6-James Painter | drunk | 10 | 5 |
| John King | .. | 5 | 5 |
| Mary Maloney | .. | 5 | |
| John Tooby | .. | 5 | |
| Martin Berkmitter | assault | 10 | |
| 7-Mary Minott | drunk | 10 | |
| Sam'l Martin | .. | 10 | 8 |
| Harvey McLaughlin | assault | 15 | 15 |
| Henry Johnson | violation ordinance | 10 | 10 |
| Joseph Hooper | cruelty to animals | 10 | 7 |
| 9-John Hagerty | drunk | 10 | 5 |
| John Cheeney | .. | 5 | 5 |
| John Gallus | .. | 10 | |
| John O'Donnell | assault | 10 | |
| John Dolan | .. | 20 | |
| Gouleib Nodecker | .. | 20 | 20 |
| Patk Riley | petit larceny | 25 | 10 |
| Sam'l Francis | disturbing relig's meeting | 10 | 5 |
| Willard James | cruelty to animals | 5 | 5 |
| 10-Julia Manley | petit larceny | 10 | |
| Henry Garson | drunk | 10 | 10 |
| Wm. H. Culross | .. | 10 | 10 |
| Thos. Johnson | .. | 5 | 5 |
| Henry Averill | assault | 5 | 5 |
| Joseph Tooley | .. | 5 | 5 |
| Chas. D. Cole | hotel fraud | cost | |
| Chas. Renner | assault | 15 | 10 |
| Keron Flannigan | .. | 5 | 5 |
| 11-John Mann | drunk | 5 | 5 |
| Bridget McGann | .. | 5 | 5 |
| Patrick Nolan | assault | 10 | 10 |
| Mary Williams | petit larceny | 50 | |
| 12-Patrick Murphy | drunk | 5 | |
| Wm. Mansing | .. | 10 | |
| John Livingston | .. | 10 | |
| Elizabeth Livingston | .. | 10 | |
| Wm. Miller | .. | 5 | |
| James M. Armitage | .. | 5 | |
| John Gordon | assault | 35 | 35 |
| Cyrus Smith | vio. ord. | 5 | 5 |
| 13-Wm. Stanton | drunk | 5 | |
| Wm. Mulligan | .. | 5 | 5 |
| Julia Mulligan | .. | 5 | 5 |
| John Miller | assault | 5 | 5 |
| Chas. Hughes | cruelty to animals | 10 | 10 |
| George Crissey | false pretences | cost | |
| Henry Dusch | assault | 5 | 5 |
| 14-Julia Clark | drunk | 5 | 2 |
| Kate Long | .. | 5 | |
| Chas. Pomeroy | .. | 5 | |
| Daniel Donovan | vio. ord. | 10 | |
| John Emperor | drunk | 10 | 5 |
| Mary Emperor | .. | 5 | 5 |
| Benj. Haley | .. | 10 | 5 |
| 16-Daniel Enright | .. | 5 | 5 |
| Wm. Doe | .. | 5 | 5 |
| Milton McElroy | .. | 5 | 5 |
| Henry Webber | .. | 5 | 5 |
| Delia Clark | petit larceny | 10 | |
| Thos O'Laughlin | drunk | 5 | 5 |
| John M' Dermott | assault | 10 | 10 |
| Jacob Rauber | vio. ord. | 5 | |
| Amanda Hamilton | .. | 100 | 80 |
| Frankie Lee | .. | 50 | 50 |
| John Doe | assault | 10 | 10 |
| Elizabeth Blanchard | vio. ord. | 50 | 38 |
| 17-Anthony Youngman | drunk | 5 | 5 |

| | | | |
|--------------------|-----------------------|------|-------|
| Dennis Slavin | assault | 20 | |
| Idrich Eghart | drunk | 10 | 5 |
| Wm. Helen | .. | 10 | |
| Chas Smith | .. | 10 | |
| Isaac DeForest | vio. ord. | 10 | |
| 18-John Keegan | drunk | 5 | |
| James M' Kenna | .. | 5 | |
| Henry L' Wilbur | .. | 5 | |
| John Harper | .. | 10 | |
| Orden H Whitman | hotel fraud. | cost | 3 |
| Robt Connors | assault | 25 | |
| 19-Frank West | drunk | 10 | 10 |
| Patk Boyle | .. | 10 | |
| Richard Roe | assault | 10 | 10 |
| 21-Thos Carroll | Wm Burns | 25 | 5 |
| Geo Brown | drunk | 2 | 2 |
| 21-John Munzer | vio. ord. | 2 | 2 |
| John Deitz | drunk | 5 | 5 |
| 23-John Deitz | .. | 10 | 5 |
| Terrance Yaman | .. | 5 | 5 |
| Chas Leonard | petit larceny | 10 | |
| J. Lin Lawrence | drunk | 10 | 10 |
| Mich Casey | .. | 10 | 10 |
| James M' Linnan | .. | 5 | 5 |
| Lawrence Kalp | .. | 5 | 5 |
| Kate Williams | .. | 5 | 5 |
| Chas Strutzel | assault | 10 | 5 |
| 24-Thos Enright | .. | 25 | 2 |
| Daniel Cahill | drunk | 5 | |
| Thos. Roach | pet larc'y | 10 | |
| Fred C. James | .. | 10 | |
| Geo. Stall | assault | 15 | 12 40 |
| Joseph Thomas | .. | 10 | 10 |
| John Scanlin | drunk | 5 | 5 |
| Eliza Scanlin | .. | 5 | 5 |
| Eliza Petir | .. | 5 | 5 |
| John Crowley | .. | 5 | 5 |
| Mary Ryan | .. | 5 | 5 |
| J. N. Langley | hotel fraud | cost | 3 |
| Anna Geriag | selling liquor Sunday | 30 | 30 |
| Sarah Brady | .. | 30 | 30 |
| 25-Barry Dolan | drunk | 10 | |
| Louisa Wood | .. | 5 | |
| Libbie Lee | .. | 5 | 5 |
| Mich. Roonan | .. | 5 | |
| 6-James McElrone | .. | 10 | |
| Calvin Harris | vio. ord. | 10 | 5 |
| Mich. Quetchenbach | drunk | 5 | 5 |
| Trumar Taylor | .. | 5 | |
| John Colter | .. | 5 | |
| Frank Prenties | .. | 5 | 5 |
| Anna Curvin | selling liquor Sunday | 30 | 30 |
| 27-Geo. Wood | cruelty to animals | 5 | 5 |
| Grave Wood | .. | 5 | 5 |
| 8-Thos. McGuire | drunk | 5 | 5 |
| Mich. O'Brien | .. | 5 | 5 |
| Lewis Meyering | vio. ord | 5 | 5 |
| 30-James Perrot | drunk | 5 | 5 |
| Patk. Mahoney | .. | 5 | 5 |
| J. Wilkes Booth | .. | 5 | 5 |
| Masley Locke | .. | 10 | |
| James White | .. | 5 | 5 |
| Thos. Sugru | .. | 10 | |
| Hugh Nelson | .. | 5 | 5 |
| Jos. Hoffsnyder | .. | 5 | 5 |
| James Goodwin | drunk | 10 | |
| James Campbell | assault | 11 | |
| Fred Dolan | .. | 10 | |
| John E. Austin | drunk | 5 | 5 |
| Geo. Nason | selling liquor Sunday | 30 | 20 |

I do hereby officially certify that the foregoing report in relation to money received by me for fines and penalties imposed by the Police Justice for the month of September, 1878, is true.

B. FRANK ENOS, Clerk.

Sworn to before me this 15th day of October, 1878.

PETER SHERIDAN,

Commissioner of Deeds.

Ordered received, filed and published.

By Ald. Herzberger—Bills of

| | |
|--------------------------------------|----------|
| 54th Regiment Band, services..... | \$ 50 00 |
| Charles S. Siddons, repairs..... | 15 44 |
| Alex. McLean, expenses for Sept..... | 180 18 |

Referred to Police Committee.

By Ald. Herzberger—Resolved, That the Clerk draw an order on the Treasurer for \$92, in favor of Wm. H. Cheeny, President of the Cruelty to Animals Society, that being the amount in the treasury to October 1, 1878, belonging to that society and charge Police Fund.

Adopted by the following vote:

Ayes—Ald. Tracy, FitzSimons, Montgomery Herzberger, Warren, Hays, Crouch, Martin, Chace, Huntington, Vay, Donovan, Edelman, Smith, Knobles—14.

By Ald. Warren—Petition of Genesee Brewing Company to erect wood building. Permission granted under direction of Wood Building Committee and Fire Marshal.

By Ald. Martin—Bills of

| | |
|---|---------|
| Chas. King, hackhire..... | \$ 2 50 |
| Joseph Corbin, serving notices..... | 3 80 |
| W. I. Hanford, | 87 50 |
| Express Printing Co., circulars..... | 2 50 |
| Joseph Corbin, serving notices..... | 9 94 |
| M. Huntington, rule..... | 2 50 |
| E. F. Kinsey, repairing stamp..... | 1 25 |
| John Snow, wire pins..... | 3 00 |
| John C. Moore, book binding, &c..... | 62 10 |
| John Van Auker, hackhire..... | 6 00 |
| Merriam & Co., stationery..... | 268 14 |
| A. G. Wheeler, disbursements..... | 33 50 |
| E. Angevine, expenditures, c.c. &c..... | 60 00 |

Referred to Contingent Expense Committee. Also petition of Owen E. McCabe to erect wood building. Referred to Wood Building Committee and Fire Marshal with power to act.

By Ald. Chace—Resolved, That a market license be granted to Lauer & Co. to sell fresh meat, at No. 8 Lake avenue, until July 1st, 1879, on their paying into the Treasury the sum of twenty-five dollars. Adopted.

By Ald. Chace—Resolved, That the Rochester Gas Light Company be requested to lay their mains in Frank street, from Lyell street to Ambrose street—about 1,000 feet. Adopted.

By Ald. Chace—Whereas, There is a large amount of valuable manufacturing property located in the northern portion of the Ninth Ward of this city; and

Whereas, Considerable property has lately been destroyed by fire in the district indicated, which could, in all probability, have been saved if there had been fire apparatus located in that portion of the city; and

Whereas, It appears to be the sentiment and demand of the residents and property owners in the Ninth Ward that fire apparatus shall be located therein; therefore

Resolved, That this Common Council earnestly request the Executive Board to at once consider the advisability and practicability of locating a hose carriage and fire company in the Ninth Ward, at least as far north as Phelps avenue. Adopted.

By Ald. Vay—Bills of

| | |
|-------------------------------|---------|
| G. C. Maurer, seed..... | \$ 5 68 |
| W. S. Lee, labor on park..... | 9 00 |

Referred to Park Committee.

By Ald Vay—Resolved, That the Rochester Gas Light Company be requested to lay their gas mains in Wilder street, 11th Ward, from Grape street to Child street. Adopted.

By Ald. Donivan—Bills of

| | |
|---|----------|
| Burke, FitzSimons, Hone & Co., dry goods..... | \$ 16 00 |
| James Lane, wrapping paper..... | 22 75 |
| Schaefer & Bros., bread..... | 117 80 |
| C. V. Jeffrey, burials..... | 60 00 |
| D. E. Fichtner, bread..... | 62 70 |

Referred to Poor Committee.

By Ald. Donivan—Bills of

| | |
|---------------------------------|----------|
| A. E. Banning, painting..... | \$ 10 78 |
| Wray & Elwood, keys, &c..... | 3 85 |
| Geo. Weldon, window shades..... | 7 59 |

Referred to City Property Committee.

By Ald. Knobles—Petition for kerosene lamps in Bauer street, and the following resolution:

By Ald. Knobles—Whereas, A duly certified majority petition has been presented for kerosene lamps in Bauer street, Fifteenth Ward; therefore,

Resolved, That one tier of lots on Bauer street be included in the next general assessment rolls for the lamp tax, and that the Assessors govern

themselves accordingly. Adopted.

REPORTS OF STANDING COMMITTEES.

Ald. Herzberger, from the Police Committee; Ald. Tracy, from the Lamp Committee; Ald. Donivan, from the City Property and Poor Committees; Ald. Martin, from the Contingent Expense Committee, and Ald. Vay, from the Park Committee, reported favorably on the bills referred to their respective Committees, and referred them to the Finance Committee for payment.

FINANCE BUDGET.

ROCHESTER, N. Y., Oct. 15th, 1878.

By Ald. Warren—Resolved, That the Treasurer pay as follows, when there are funds applicable:

CONTINGENT FUND.

| | |
|--|---------|
| Joseph Corbin, serving tax notices..... | \$ 3 80 |
| Wm. I. Hanford, | 87 50 |
| John C. Moore, bookbinding..... | 62 10 |
| Joseph Corbin, serving tax notices..... | 9 94 |
| E. F. Kinsey, repair stamp..... | 1 25 |
| E. Angevine, disbursements for c.c..... | 60 00 |
| M. Huntington, rule..... | 2 50 |
| M. Huntington, rule..... | 2 50 |
| John Snow, wire pins..... | 3 00 |
| Express Printing Co., circulars..... | 2 50 |
| Merriam & Co., election blanks and stationery..... | 268 14 |
| John Van Auker, hackhire..... | 6 00 |
| A. G. Wheeler, disbursements..... | 33 50 |

And charge that Fund.

POOR DEPARTMENT FUND.

| | |
|---|----------|
| Huhn Bros., bread..... | \$ 73 45 |
| St. Patrick's Orphan Asylum, board inmates..... | 714 74 |
| St. Joseph's Home of Industry..... | 911 68 |
| Industrial school..... | 165 59 |
| Home for Friendless..... | 898 77 |
| Roch. Orph. Asy..... | 91 00 |
| F. Kesel, bread..... | 919 25 |
| John B. Hahn, flour..... | 120 20 |
| John Getzel, shoes..... | 138 00 |
| Foehner & Maier, burials..... | 25 75 |
| George Oppel, bread..... | 49 00 |
| P. Bagan, groceries..... | 40 55 |
| John Hahn, meat..... | 26 00 |
| George Elbs, bread..... | 100 00 |
| Mason, Buckley & Co., groceries..... | 43 50 |
| John Fischer, meat..... | 31 00 |
| H. Herman, meat..... | 100 00 |
| John Groh, shoes..... | 100 00 |
| P. H. Curran, meat..... | 58 60 |
| City Hospital, board of inmates..... | 100 00 |
| Church Home..... | 1,446 10 |
| S. B. Roby, rent of coal yard..... | 332 10 |
| James H. Pheian, shoes..... | 87 50 |
| C. Schofield, transportation..... | 143 75 |
| St. Mary's Orphan Asylum, board of inmates..... | 165 59 |
| Joseph Schutte, overseer, disbursements..... | 1,096 74 |
| Smith, Perkins & Co., groceries..... | 58 88 |
| St. Mary's Hospital, board of inmates..... | 91 09 |
| And charge that Fund..... | 3,668 50 |

CITY PROPERTY FUND.

| | |
|---|----------|
| Roch. Gas Co., gas City Hall and Front Street Building..... | \$126 50 |
| Schantz, Minges, Shale & Co., table for City Attorney's office..... | 25 00 |
| Hotchkin's Bros., ice..... | 26 50 |
| Geo. Arnold, lettering door..... | 4 50 |
| Joseph H. Bradley, repair of clock..... | 2 00 |
| F. J. Irwin, cleaning, &c..... | 83 60 |

And charge that Fund.

LAMP DEPARTMENT FUND.

| | |
|-------------------------------------|---------|
| Millington & Thomas, lamp pots..... | \$42 00 |
| M. Huntington, material..... | 22 10 |

And charge that Fund.

HEALTH DEPARTMENT FUND.

| | |
|--------------------------------------|--------|
| S. Donnelly, carting dead horse..... | \$3 00 |
| John O'Rourke, board of horse..... | 13 00 |
| L. W. Brandt, printing..... | 1 25 |
| Union and Advertiser, blanks..... | 7 50 |
| Merriam & Co., stationery..... | 11 80 |

And charge that Fund.

POLICE DEPARTMENT FUND.

| | |
|---|--------|
| Briggs & Son, repairs..... | \$6 25 |
| Hotchkin Bros., ice..... | 91 50 |
| Evening Express, printing..... | 18 75 |
| Wray & Elwood, keys, locks and repairs..... | 20 00 |
| Geo. W. Aldridge, labor, &c..... | 11 25 |
| Merriam & Co., stationery, &c..... | 12 91 |
| Union and Advertiser, blanks, &c..... | 86 50 |
| ..... | 7 50 |

| | |
|--|-------|
| S. A. Pierce, M. D., medical services..... | 45 00 |
| Rochester Printing Co., printing | 25 00 |
| Union and Advertiser | 7 50 |
| And charge that Fund. | |

Adopted by the following vote:
Ayes—Ald. Tracy, FitzSimons, Montgomery, Herzberger, Warren, Hays, Crouch, Martin, Chace, Huntington, Vay, Donovan, Edelman, Smith, Knobles—15.

By Ald. Knobles, from the Wood Building Committee—Resolved, That Patrick Moran, Maria McGonigal, Mrs. Mary Verian, G. A. Barcholik, G. W. Sprague, Otho Griswald, E. W. Tripp, George Pardee and Charles Carter have permission to erect wood buildings in accordance with their several petitions, under the direction of the Wood Building Committee and Fire Marshal. Adopted.

The Law Committee reported adversely on the petition of Henry Johnson referred to them at the last meeting. Adopted.

Ald. Montgomery, Chairman of the Law Committee, reported the following resolution from that committee and moved its adoption:

Resolved, That the Law Committee be discharged from the further consideration of the matter of the Platt street sewer, and that the whole subject be referred to the Committee on Assessments.

Ald. Fitz Simons moved the indefinite postponement of the resolution. Lost.

The resolution of Ald. Montgomery was lost by the following vote:

Ayes—Ald. Montgomery, Hays, Crouch, Huntington, Vay—5.

Nays—Ald. Tracy, Fitz Simons, Herzberger, Warren, Donovan, Edelman, Smith, Knobles—8.

COMMUNICATIONS FROM THE MAYOR AND OTHER EXECUTIVE OFFICERS, AND THEIR REFERENCE.

By the Clerk— EXECUTIVE BOARD, }
 ROCHESTER, N. Y., Oct. 8, 1878. }

To the Honorable the Common Council:

GENTLEMEN: At a meeting of the Executive Board held Friday, October 3d, 1878, the following resolution was adopted:

By Mr. Neville—Resolved, That the Common Council be requested to cancel the tax erroneously assessed against Daniel Bowerman for Kent street walk, and Mary E. Aiken for Exchange street plank walk, and cancel the assessment rolls for Child street plank walk and for repairing Monroe avenue walk. Adopted.

A true copy from the minutes.
 THOS. J. NEVILLE,
 Clerk Executive Board.

Referred to Assessment Committee.
 OFFICE OF EXECUTIVE BOARD,
 ROCHESTER, N. Y., Oct. 15, 1878. }

To the Hon. the Common Council:

I have the honor to transmit herewith a copy of a report of the Street Committee of this Board to whom was referred the subject matter of a communication addressed to your honorable Board by the Board of Health and subsequently referred to this Board:

REPORT ON RIVER OBSTRUCTIONS.

To the Hon. the Executive Board of the City of Rochester:

GENTLEMEN:—The Street Committee, to whom was referred the communication received from the Common Council concerning the stone and other obstructions now lodged in the river, would respectfully report: That after a full

consideration of the proposal undertaking they have arrived at the conclusion that it is inexpedient to begin a work of this character at this time of the year for several reasons among which may be stated the great probability that before the work could be well under way it would be brought to a sudden end by the usual Fall rains. Your committee is also of the opinion that it will require more time to make judicious arrangement for the removal of the stone and debris than is generally supposed, if the work is to be done effectually and economically, otherwise it will be likely to prove a much more expensive job than the casual observer estimates.

Aside from the above considerations your committee are unable to see where the demand for the stone will come from which will pay for their removal at the present time. And though the work could commence just now, the Highway Fund should not be called upon to pay the expense, as the amount of money appropriated for this purpose is not such as to warrant a draft of this extraordinary character to be made upon it this fiscal year.

The conclusions of your committee are that the stone or obstructions cannot be removed until next season; that in the meantime preparations should be made to do the work, and that in order to defray the expenses the Highway Fund should be materially increased or a special appropriation be made for that purpose.

All which is respectfully submitted,
 V. FLECKENSTEIN,
 F. C. LAUER, JR.
 THOS. J. NEVILLE,
 Committee.

Ordered received, filed and published.
 THOS. J. NEVILLE, Clerk.

Ald. Smith moved that the Committee on Opening and Alteration of Streets be directed to report at the next meeting on the petition to widen Clifford street. Adopted.

ACTION ON ORDINANCES.

PIPE SEWER IN ORANGE STREET.

By Ald. FitzSimons—Resolved, That the City Surveyor ascertain and report to this Council the expense of constructing a pipe sewer 15 inches in diameter in Orange street, from the Saxton street sewer to a point 75 feet west of the west line of Grape street. Also the necessary manholes, surface sewers and lot laterals.

Adopted.
 submitted as such estimate \$1,160.

By Ald. FitzSimons—Resolved, That the following improvement is expedient, viz:
 The construction of a pipe sewer 15 inches in diameter in Orange street, from Saxton street sewer to a point 75 feet west of the west line of Grape street. Also the necessary manholes, surface sewers and lot laterals.

And whereas, The City Surveyor, under the direction of this Council, has made an estimate of the whole expense thereof and reported the same at \$1,160, 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 Orange street from Saxton street to a point 75 feet west of the west line of Grape street.

And the Clerk is hereby directed to publish notice in pursuance of Title VII., section 165, of the Revised Charter of 1874, of the city of Rochester, that all persons interested in the subject matter of said improvement, are required to attend the Common Council, on Tuesday evening, Oct. the 29th, 1878, at half-past 7 o'clock, at the Common Council Chamber, when allegations will be heard.
 Adopted.

PLANK WALK ON NORTH ST. PAUL STREET.

By Ald. Edelman—Resolved, That the City Surveyor ascertain and report to this Council the expense of constructing a 2 plank walk on the east side of North St. Paul street, from the north end of the present flag

walk (near Tower street) to the Ridge road; also the necessary crosswalks.

Adopted.
The Surveyor submitted as such estimate \$586.
By Ald. Baetzel—Resolved, That the following improvement is expedient, viz:

The construction of a 2 plank walk on the east side of North St. Paul street, from the north end of the present flag walk (near Tower street) to the Ridge road; also the necessary crosswalks.

And whereas, The City Surveyor, under the direction of this Council has made an estimate of the whole expense thereof, and reported the same at \$586, 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 North St. Paul street, from the Ridge road to a point opposite the present flag walk.

And the Clerk is hereby directed to publish notice in pursuance of Title VII, Section 165, of the Revised Charter of 1874, of the City of Rochester, that all persons interested in the subject matter of said improvement, are required to attend the Common Council, on Tuesday evening, Oct. the 29th, 1878, at half-past 7 o'clock, at the Common Council Chamber, when allegations will be heard.

Adopted.

NORTH ST PAUL STREET STENCH TRAPS.

By Ald. FitzSimons—Resolved, that the City Surveyor ascertain and report to this Council the expense of attaching stench traps to each of the surface sewers on North St. Paul street between Atwater street and the south line of Division street.

Adopted.
The Surveyor submitted as such estimate \$180.
By Ald. FitzSimons—Resolved, That the following improvement is expedient, viz:

The attachment of stench traps to each of the surface sewers on North St. Paul street between Atwater street and the south line of Division street.

And Whereas, The City Surveyor, under the direction of this Council, has made an estimate of the whole expense thereof, and reported the same at \$180, 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 North St. Paul street from Atwater street to the south line of Division st.

And the Clerk is hereby directed to publish notice in pursuance of Title VII, Section 165, of the Revised Charter of 1874 of the City of Rochester, that all persons interested in the subject matter of said improvement are required to attend the Common Council on Tuesday evening, October 29, 1878, at half-past seven o'clock, at the Common Council Chamber, when allegations will be heard

Referred to Sewer Committee, Board of Health and City Surveyor.

FINAL ORDINANCE NO. 2,032.

PLANK WALK ON MARK STREET.

On motion of Ald. Edelman 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. Edelman submitted the following:
An ordinance to construct a plank walk on Mark street, from Hudson street to North street; also the necessary crosswalks.

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

The construction of a plank walk 4 feet wide on each side of Mark st. from Hudson st. to North st. Also the necessary crosswalks.

And the whole expense shall be defrayed by the assessment upon the lots and parcels of lands to be benefited thereby; and the City Surveyor, under the direction of this Council, having made an estimate of such expense, and reported the same at \$438, which estimate is hereby approved; 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 Mark st. from Hudson st. to North st.

On which above described portion of the city the expenses of said improvement are hereby ordered assessed.

Adopted by the following vote:
Ayes—Ald. Tracy, FitzSimons, Montgomery, Herzberger, Warren, Hays, Crouch, Martin, Chace, Huntington, Vay, Donovan, Edelman, Smith, Knobles—14.

Ald. Montgomery moved that the Executive Board be requested to permit the property owners in the street to build their own walks under the ordinance. **Adopted.**

After allegations were heard the final ordinances for stench traps in St. Paul street and South Clinton street

were referred to the Sewer Committee, Board of Health and City Surveyor to report on the advisability of placing stench traps in the street laterals, and also report on the subject of ventilation of sewers.

A motion of Ald. Huntington to indefinitely postpone the ordinance was voted upon and lost.

After allegations were heard the final ordinance for opening a street from Lake avenue to Hastings avenue was laid on the table for two weeks.

Ald. Martin presented a remonstrance against the ordinance for grading and improving Allen street.
Ald. Martin moved the indefinite postponement of the ordinance. **Adopted.**

Ald. Montgomery moved that the Improvement Committee bring in an ordinance for the grading of the street or approaches and the improvement of the street a short distance on each side of the bridge, and that the assessors place the tax for the street improvement upon the adjacent property.

Ald. Huntington moved as an amendment that the Improvement Committee bring in an ordinance for the grading of the approaches, the assessment to be placed upon the territory assessed for the construction of the bridge. **Adopted.**

Ald. Huntington moved that the Improvement Committee bring in an ordinance for the improvement of Allen street, the assessment to be levied upon the property fronting on the improvement. **Adopted.**

FINAL ORDINANCE NO. 2,033.

PLANK WALK ON HART AVENUE.

On motion of Ald. Edelman 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. Edelman submitted the following:
An ordinance to construct a plank walk on the south side of Hart avenue from N. St. Paul street to Galusha street. Also the necessary crosswalks.

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

The construction of a plank sidewalk 4 feet 8 inches in width on the south side of Hart avenue, from N. St. Paul street to Galusha street. Also the necessary crosswalks.

And the whole expense shall be defrayed by the assessment upon the lots and parcels of lands to be benefited thereby; and the City Surveyor, under the direction of this Council, having made an estimate of such expense, and reported the same at \$189, which estimate is hereby approved; 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 Hart avenue from N. St. Paul street to Galusha street.

On which above described portion of the city the expenses of said improvement are hereby ordered assessed.

Adopted by the following vote:
Ayes—Ald. Fitz Simons, Montgomery, Herzberger, Warren, Hays, Crouch, Martin, Chace, Huntington, Vay, Deuivan, Edelman, Smith, Knobles, Baetzel—15.

Ald. Fitz Simons presented the following assessment rolls and moved their confirmation: Draper street plank walk; Mt. Vernon avenue plank walk; repairing Main street from Franklin street to Pi zhugh street; improvement of Aqueduct street; White street plank walk; Washington street flag walk; Rauber street plank walk; improvement of east side of Franklin Square; improvement of Basin street.

Adopted by the following vote:
Ayes—Ald. FitzSimons, Montgomery, Herzberger, Warren, Hays, Crouch, Martin, Chace, Huntington, Vay, Donovan, Edelman, Smith, Knobles—13.

EXECUTIVE BUSINESS.

A. G. Fox, John D. Crandall and Wm. Danningburg, having received the requisite number of votes, were declared Commissioners of Deeds.

MISCELLANEOUS BUSINESS.

By Ald. Vay—Resolved, That the New York Central & Hudson River Railroad Company be requested to put down proper crosswalks over its tracks on West Maple street, in front of the State Line depot, the City Clerk to be instructed to notify said company to that effect. **Adopted.**

Ald. Martin presented a petition for a stone sewer in Reynolds street. Referred to Sewer Committee.

By Ald. Chace—Petition for water pipes in Bolivar street from Smith to Lyell street. Referred to Water Works Committee and Executive Board.

Ald. Crouch moved that the vote taken denying permission to A. Demmer to erect a wood building on Pinnacle avenue be rescinded.

Lost by the following vote:
 Ayes—Ald. Herzberger, Warren, Crouch, Martin, Chace, Vay, Edelman—7.
 Nays—Ald. FitzSimons, Montgomery, Hays, Huntington, Donovan, Smith, Knobles—7.

Ald. Herzberger moved that the rule to adjourn at 11 o'clock be suspended. Adopted.

By Ald. FitzSimons—Resolved, That the Executive Board be and is hereby authorized and directed to advertise for bids for straightening Platt street outlet tunnel between Slate and Platt streets, and report to this Board at its next meeting.

Ald. Martin moved to lay on the table. Adopted by the following vote:

Ayes—Ald. Montgomery, Hays, Crouch, Martin, Chace, Huntington, Vay, Edelman—8.
 Nays—Ald. FitzSimons, Herzberger, Warren, Donovan, Smith, Knobles—6.

By Ald. FitzSimons—Whereas, Lot No. 30, Assessors subdivision, south side Park avenue, 16th ward, was assessed for General City Tax, 1878, East avenue sewer No. 1798 and Park avenue extension, No. 1735, under one valuation and in one amount; and,

Whereas, The said lot is now owned by different parties; therefore,

Resolved, That any person owning part of said lot may redeem his own land by paying the Treasurer such portion of said tax and assessments, expenses and interest as the City Assessors may determine his property should bear, and the Treasurer is authorized to receive such portion and release the land owned by the person paying it, retaining the lien on the balance of said lot on his books. Adopted.

Ald. Herzberger moved that the Board adjourn. Adopted.

EDWARD ANGEVINE,
 City Clerk.

In Common Council--Oct. 29, 1878.

REGULAR MEETING.

Present—Ald. Tracy, FitzSimons, Montgomery, Herzberger, Warren, Hays, Crouch, Martin, Chace, Huntington, Vay, Donovan, Smith, Knobles, Baetzel—15.

Absent—Ald. Edelman—1.
 Ald. Simon Hays, President of the Council, pre-iding.

The minutes of the previous meeting were approved as published in the book of proceedings.

PRESENTATION OF PETITIONS, ACCOUNTS, & C.

By Ald. Montgomery—Remonstrance of J. M. Cowd. Referred to Wood Building Committee.

By Ald. Herzberger—Bill of A. R. Banning, whiteing and painting \$186.16. Referred to Police Committee.

By Ald. Warren, Petition of Maggie Griffin. Referred to Assessment Committee.

By Ald. Crouch—Petition of Peter Dasson to erect wood building and moved that permission be granted. Adopted.

By Ald. Martin—Bills of J. B. Stevens & Son, ballott boxes, \$37.50; F. X. Masseth, hack hire, \$3.00; Union & Advertiser Co., printing, \$9.00. Referred to Contingent Expense Committee.

By Ald. Huntington—Resolved, That permission be granted E. A. Oviatt to sell fresh meat at "East Side City Union Market," between 20 and 32 stone st. until July 1, 1879, on his paying into the treasury the sum of twenty-five dollars. Adopted.

By Ald. Vay—Petition of Joseph Dousbach to erect wood building. Referred to Wood Building Committee and Fire Marshal with power to act.

Also, bill of W. S. Lee, labor on parks, \$6. Referred to Park Committee.

By Ald. Donovan—Bills of
 F. J. Irwin, supplies..... \$8 50
 Roch. Gas Co., gas City Hall and Front st. b'g. 154 00
 Referred to City Property Committee.

By Ald. Smith—Bills of
 Express Printing Co., notices, &c.....\$23 00
 Preston & Voght, burying dead animals..... 10 00
 Rochester Printing Co., book for permits..... 17 50
 referred to Health Committee.

By Ald. Smith—Resolved, That the Executive Board be requested to let the contract for the building of bridges at Smith and Brown streets to citizens of Rochester, providing the interests of taxpayers are subserved thereby.

Ald. Montgomery moved to strike out the words "citizens of Rochester," and insert "lowest bidder."

Adopted by the following vote:
 Ayes—Ald. FitzSimons, Montgomery, Herzberger, Warren, Crouch, Chace, Huntington, Baetzel—8.

Nays—Ald. Hays, Martin, Vay, Donovan, Smith, Knobles—6.

Ald. Martin moved a reconsideration of the vote just taken.

Ald. Montgomery moved the indefinite postponement of the resolution as amended. Adopted.

By Ald. Knobles—Petitions of Benj. Brown and L. D. Patterson to erect wood buildings. Referred to Wood Building Committee and Fire Marshal.

Also, for plank walk in Hague street. Referred to Improvement Committee.

Also, petition for kerosene lamps in Hague street. Referred to Lamp Committee.

By Ald. Baetzel—Petition to change the name of Brown's alley to Frankfort street. Referred to Executive Board with power to act.

By Ald. Baetzel—
 REPORT OF THE OVERSEER OF THE POOR FOR THE MONTH OF OCTOBER, 1878.

OVERSEER OF THE POOR OFFICE, }
 ROCHESTER, Oct. 15, 1878. }

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

The Overseer of the Poor of the city of Rochester would respectfully report that during the month of September he relieved 447 families in the following manner:

| | |
|-----------------------------|------------|
| Order on Poor Store..... | \$1,469 00 |
| Coal Yard..... | 121 00 |
| Wood Yard..... | 14 50 |
| O. Oswald, shoes..... | 18 00 |
| Leat & Baetzel .. | 21 00 |
| John Groat .. | 32 60 |
| C. Gasser .. | 11 75 |
| J. H. Phelan .. | 35 50 |
| John Cetzal .. | 9 50 |

| | |
|---------------------------------------|------------|
| L. A. Pratt | 3 00 |
| Curran & Goler, druggs..... | 75 |
| G. Hannel, | 25 00 |
| M. Heavey, transportation | 8 00 |
| J. E. Butterfield, | 80 |
| G. Schofield, | 17 18 |
| C. V. Jeffreys, burials..... | 24 00 |
| A. W. Hudge, | 25 00 |
| Fehner & Haier, | 13 00 |
| H. & P. Bender, | 6 50 |
| B. O'Reilly, | 6 50 |
| Total..... | \$1,841 83 |
| Less Towns..... | 97 25 |
| Less Emigrant Fund..... | 6 00 |
| | 103 25 |
| Total to City..... | \$1,738 58 |

All of which is respectfully submitted.
 J. SCHUTTE, Overseer of the Poor.
 Ordered received, filed and published.

By Aid. Baetzel—Bills of

| | |
|---|----------|
| Huhn Bros, bread | \$ 26 50 |
| Joseph M. Ryan, meat | 4 25 |
| S. J. Wagoner, del. coal and wood | 200 00 |
| H. Herman, meat | 100 00 |
| A. Bauerschmidt, meat | 50 00 |
| W. & J. M. Aikenhead, candles | 54 37 |
| J. Lanenecht, meat | 50 00 |
| S. Wheeler, rent | 19 00 |
| Joseph Schutte, Overseer's disbursements..... | 51 45 |
| Union and Advertiser, printing is ue book | 8 00 |
| Johanna Yawman, bread | 82 30 |
| Fred Wurtz, meat | 75 00 |
| H. Kondolf, bread | 60 00 |
| Koch, Home of Industry, bread | 28 80 |

Referred to Poor Committee.
 By Ald. Warren—Petition of E. Keuchling to erect a wood building. Referred to Wood Building Committee and Fire Marshal, with power to act.

By Aid. Tracy—Bills of

| | |
|---|-----------|
| Citizens Gas Co., gas and care lamps | \$3281 10 |
| Howe & Snyder, lamp cocks | 27 50 |
| Citizens Gas Co., setting posts, &c..... | 39 90 |
| Goodale & Pells, lamp burners | 17 88 |
| H. D. Blackwood, painting and repairing lamps | 50 00 |

Referred to Lamp Committee.
 By Aid. Tracy—Petition of John Kelly, to erect a wood building. Referred to Wood Building Committee.

REPORTS OF STANDING COMMITTEES.
 Ald. Heizberger, from the Police Committee.
 Ald. Tracy, from the Lamp Committee.
 Ald. Martin, from the Contingent Expense Committee.
 Ald. Vay, from the Park Committee.
 Ald. Smith, from the Health Committee.
 Ald. Donovan, from the City Property Committee.
 Ald. Baetzel, from the Poor Committee.
 reported favorably on the bills referred to their respective committees, and referred them to the Finance Committee for payment.

By Aid. Knobles—Resolved, That permission be granted to Owen McCabe to erect a wood building in accordance with his petition, under the direction of the Wood Building Committee and Fire Marshal. Adopted.

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

GENTLEMEN: Your Law Committee, to whom was referred the petition of H. M. Ripley praying to be allowed the usual exemption from taxation on the ground of his being a minister of the gospel, would report: We find on examination that the petitioner has been an ordained minister for more than thirty years, and during a greater portion of that time has had a pastoral charge, but at present, through ill health, is doing but very little in his profession. Your committee are therefore of the opinion that the petitioner is entitled to the exemption from taxation on \$1,500 of his property provided by statute, and offer the following resolution :

Resolved, That the Treasurer cancel and charge to account of erroneous assessments the tax on \$1,500 against Rev. H. M. Ripley.
 THOS. C. MONTGOMERY,
 JNO. W. MARTIN,
 E. HUNTINGTON,
 Committee.

Rochester, Oct. 29, 1878.
 Adopted.

FINANCE BUDGET.

ROCHESTER, N. Y., Oct. 29th, 1878.

By Ald. Warren—Resolved, That the Treasurer pay as follows, when there are funds applicable:

CONTINGENT FUND.

MONTHLY PAY ROLL TO NOVEMBER 1, 1878.

| | |
|---|---------------------------|
| Cornelius R. Parsons, Mayor..... | \$200 00 |
| Geo. D. Williams, City Treasurer..... | 300 00 |
| Albert G. Wheeler City Attorney..... | 166 66 |
| Oscar F. Peacock, City Surveyor..... | 166 66 |
| Edward Auevine, City Clerk..... | 150 00 |
| David McKay, City Assessor..... | 166 66 |
| August M. Koeth, | 166 66 |
| Wm. Mahar, | 166 66 |
| Geo. W. Sill, Judge Municipal Court..... | 150 00 |
| J. W. Duell, Judge Municipal Court..... | 150 00 |
| Thos. B. Husband, Clerk Municipal Court..... | 50 00 |
| Francis J. Irwin, City Messenger..... | 75 00 |
| John E. McDermott, Watchman City Hall..... | 60 00 |
| Thomas A. Buckley, Engineer City Hall..... | 60 00 |
| Peter G. Miller, Janitor Front street building..... | 40 00 |
| W. C. Gray, Assistant Surveyor's Office..... | 76 66 |
| C. E. Parsons, Draughtsman, | 76 66 |
| W. Sweeney, chairman | 50 00 |
| Ambrose Redman, rodmn | 30 00 |
| Peter Sheridan, Assistant in Clerk's Office..... | 60 00 |
| E. W. Williams, | Treasurer's office 116 66 |
| Chas H. Stilwell, services in | 83 33 |
| James H. Wilson, | 75 00 |
| Warham Whitney, | 58 33 |

MISCELLANEOUS.

| | |
|--|----------|
| J. E. Stevens & Son, ballot-boxes..... | \$ 37 50 |
| And charge that Fund..... | |

POOR DEPARTMENT FUND.

MONTHLY PAY ROLL TO NOVEMBER 1, 1878.

| | |
|---|-----------|
| Joseph Schutte, Overseer..... | \$ 125 00 |
| William H. Shields, Assistant Overseer..... | 75 00 |
| John T. Tracy, bookkeeper..... | 75 00 |
| Jacob Lutt, clerk..... | 40 00 |
| Dr. Thos. A. O'Hare, City Physician | 41 67 |
| Dr. Geo. D. Benford, City Physician | 41 67 |
| Dr. Chas. E. McKelvey, City Physician..... | 41 67 |
| Dr. J. J. Burke, City Physician..... | 41 67 |
| F. Nusslin, M. D. services..... | 41 67 |
| W F Seehan, M. D. services | 41 67 |
| Fred. Guac, clerk | 20 00 |
| Herman Mutschler, Excise Commissioner, quarter's salary to Nov. 1st, 1878 | 125 00 |
| James Baker, Excise Commissioner, quarter's salary to Nov. 1st, 1878 | 125 00 |
| Paris G. Clark, Excise Commissioner, quarter's salary to Nov. 1st, 1878 | 125 00 |

MISCELLANEOUS.

| | |
|---|--------|
| Burke, FitzSimons, Hone & Co., dry goods..... | 16 00 |
| James Laney, wrapping paper..... | 22 75 |
| Shaefer & Bros., bread..... | 117 80 |
| C. V. Jeffrey, burials..... | 60 00 |
| D. E. Fichtner, bread..... | 62 70 |
| Huhn Bros., bread..... | 26 50 |
| And charge that Fund..... | |

LAMP DEPARTMENT FUND.

| | |
|--|----------|
| Millington & Thomas, lamp pots | \$36 50 |
| F. Vose, assignee of Gay & Co., lighting and care of lamps October | 828 66 |
| Thomas Knowles, hack hire, | 3 00 |
| Rochester Gas Company, lighting and care of lamps October | 2,709 00 |
| Citizens' Gas Co., lighting, &c., for October..... | 3,281 10 |
| And charge that Fund..... | |

HEALTH DEPARTMENT FUND.

MONTHLY PAY ROLL TO NOVEMBER 1ST, 1878.

| | |
|--|----------|
| Sam'l. Donnelly, Supt. Board Health, salary.. | \$ 60 00 |
| Chas. Buckley, M. D., Health Officer..... | 41 67 |
| E. Angvine, Clerk..... | 25 00 |
| Henry M. Heimold, Keeper of Hope Hospital..... | 50 00 |
| John H. Mason, Inspnr..... | 50 00 |
| Joseph Thompson, Inspnr..... | 50 00 |
| James Cooner, Inspnr..... | 50 00 |
| Heman Miller, Inspnr..... | 50 00 |
| Orrin Harris, Inspnr..... | 50 00 |
| John O'Rourke, sewer flusher..... | 45 00 |
| John Vance, sewer flusher..... | 45 00 |
| W. H. Thouson, 1 1/2 months..... | 67 50 |

C. A. Jeffords, garbage contract to Nov. 1, F.S. 125 00
 Bradley & Co., W.S. 150 00
 And charge that Fund.

MISCELLANEOUS.

Roch. Printing Co., printing..... \$ 17 50
 Preston & Vogt, burying dead animals..... 10 00
 Express Printing Co., printing..... 23 00
 And charge that Fund.

CITY PROPERTY FUND.

A. R. Banning, painting..... \$ 10 78
 Wray & Elwood, keys, &c..... 3 35
 Geo. Weldon, window shades..... 7 53
 F. J. Irwin, supplies..... 8 50
 And charge that Fund.

PARK FUND.

George Hubur, labor on parks to Oct. 1st..... \$ 15 00
 John Ferenbach, .. 15 00
 Joseph Edelman, .. 30 00
 Francis Cunningham, .. 30 00
 W. S. Lee, labor on Washington square..... 9 00
 Geo. C. Maurer, grass seed..... 5 68
 And charge that Fund.

POLICE DEPARTMENT FUND.

54th Reg't Band, services at parade..... \$ 50 00
 Chas. S. Siddons, repairs, &c..... 15 44
 Alex. McLean, expenses, Sept..... 130 13
 A. R. Banning, painting in Police office..... 136 16
 Geo. Truesdale, Police Justice, salary to Nov. 1 208 34
 And charge that Fund.

Adopted by the following vote:

Ayes—Ald. Tracy, Fitzsimons, Montgomery, Herzberger, Warren, Hays, Crauch, Chace, Huntington Vay, Donivan, Knobles, Baetzel—13.

To the Common Council :

GENTLEMEN : Your Assessment Committee, to whom were referred sundry petitions for cancellation of taxes and correction of erroneous assessments, so far as they have investigated, would report as follows :

Adversely on the petition of E. Bouton, Vacuum Oil Company, and cancellation of assessment roll for repairing Monroe avenue walk.

We offer the following :

Resolved, That the taxes assessed against Daniel Bowerman for Kent street walk, Mary E. Aiken for Exchange street plank walk, and assessment roll for Child street plank walk, be cancelled by the Treasurer, and, when proper, charged to erroneous assessments.

Resolved, That the Treasurer is hereby directed to collect of F. Bradenburger eighteen dollars, in full of her tax on her lot, south side of Smith street, Eleventh Ward, for general city taxes, 1878, and charge the balance of the assessment as it stands upon his books to erroneous assessments.

M. H. FITZSIMONS,
 JOHN W. MARTIN,
 E. B. CHACE,
 Committee.

Adopted.

To the Common Council :

GENTLEMEN : Your Committee on Opening and Alteration of Streets would report adversely on the petition to open and widen Clifford street. There are only four petitioners for the improvement, and thirty-nine remonstrants.

J. G. BAETZEL,
 E. K. WARREN,
 J. W. KNOBLES,
 Committee.

Adopted.

REPORTS OF SELECT COMMITTEES.

Ald. Chace, from the Committee on Elevated Tracks, reported progress, and that no definite information had been received from the New York Central Railroad authorities, and offered the following resolution :

By Ald. Chace—Resolved, That his Honor the Mayor be requested to enforce strictly the

ordinances in relation to railroads within the city limits, especially in cases where the streets are unnecessarily obstructed, and the cars are moved more rapidly than the ordinance allows. Adopted.

COMMUNICATIONS FROM THE MAYOR AND OTHER EXECUTIVE OFFICERS.

OFFICE OF EXECUTIVE BOARD

ROCHESTER, Oct. 24, 1878. }

To the Honorable the Common Council :

At a meeting of the Executive Board held Friday, Oct. 18, 1878, the following resolutions were adopted :

By Mr. Fleckenstein—Resolved, That the Common Council be requested to pass an ordinance for the construction of a plank walk in front of the east part of lot 35, and lots 36, 38 and 39, Sec. E, Grieg Tract, south side of Cady street. Adopted.

By Mr. Fish—Resolved, That the Common Council be requested to indefinitely postpone the ordinance for the construction of plank walks on Pryor street. Adopted.

A true copy from the minutes.

THOS. J. NEVILLE, Clerk.

The first resolution was referred to Improvement Committee.

The final ordinance for plank walk on Pryor street was rescinded on motion of Ald. Baetzel.

Ald. Chace inquired if the Executive Board had sent in a communication to the Clerk, relative to the matter of locating a fire company in the Ninth Ward. The Clerk said no such communication had been sent in.

CITY CLERK'S OFFICE,
 ROCHESTER, N. Y., Oct. 29, 1878. }

To the Common Council :

GENTLEMEN : In accordance with Section 29, Revised City Charter, I report the following named person as having qualified and taken the oath of office :

J. D. Crandall, Commissioner of Deeds.

Respectfully,

EDWARD ANGEVINE, City Clerk.
 FIRST ORDINANCES.

PLANK WALK ON THE EAST SIDE OF HAGUE STREET.

By Ald. Edelman—Resolved, That the City Surveyor ascertain and report to this Council the expense of constructing a two plank walk on the east side of Hague street, from West avenue to Maple street.

Adopted.

The Surveyor submitted as such estimate \$253. By Ald. Edelman—Resolved, That the following improvement is expedient, viz :

The construction of a two plank walk on the east side of Hague street, from West avenue to Maple street.

And, Whereas, The City Surveyor, under the direction of this Council, has made an estimate of the whole expense thereof, and reported the same at \$253, which estimate is hereby approved.

Resolved, further, That the following portions of said city are deemed benefited and proper to be assessed for the whole expense thereof, viz :

One tier of lots on the east side of Hague street, from West avenue to Map'e street.

And the Clerk is hereby directed to publish notice in pursuance of Title VII., Section 165 of the Revised Charter of 1874, of the City of Rochester, that all persons interested in the subject matter of said improvement, are required to attend the Common Council, on Tuesday evening, November the 12th, 1878, at half past 7 o'clock, at the Common Council Chamber, when allegations will be heard.

Adopted.

FLAG WALK ON EAST MAIN STREET.

By Ald. Edelman—Resolved, That the City Surveyor ascertain and report to this Council the expense of constructing a flag walk in not less than three courses on the south side of East Main street from Clinton street to Elm street, except where good flag walks now exist.

Adopted.

The Survey, or submitted as such estimate \$1,752.

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

The construction of a flag walk in not less than three courses on the south side of East Main street from Clinton street to Elm street, except where good flag walks now exist.

And whereas, The City Surveyor, under the direction of this Council, has made an estimate of the whole expense thereof and reported the same at \$1,752, 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 Main street from Clinton street to Elm street, in front of which said proposed flag walks may be constructed.

And the Clerk is hereby directed to publish notice in pursuance of Title VII., section 165, of the Revised Charter of 1874, of the City of Rochester, that all persons interested in the subject matter of said improvement, are required to attend the Common Council, on Tuesday evening, Nov. the 12th, 1878, at half-past 7 o'clock, at the Common Council Chamber, when allegations will be heard.

PLANK WALK ON CADY STREET.

By Ald. Edelman—Resolved, That the City Surveyor ascertain and report to this Council the expense of constructing a plank walk 4 feet 8 inches wide on the south side of Cady street, in front of lots Nos. 33, 36 and 38, said lots being west of Francis street.

Adopted.

The Surveyor submitted as such estimate \$48.

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

The construction of a plank walk 4 feet 8 inches wide on the south side of Cady street, in front of lots Nos. 33, 36 and 38, said lots being west of Francis street.

And Whereas, The City Surveyor, under the direction of this Council, has made an estimate of the whole expense thereof and reported the same at \$48, which estimate is hereby approved.

Resolved further, That the following portions of said city are deemed benefited and proper to be assessed for the whole expense thereof, viz:

One tier of lots on the south side of Cady street, in front of which said proposed walks may be constructed.

And the Clerk is hereby directed to publish notice in pursuance of Title VII., section 165 of the Revised Charter of 1874, of the City of Rochester, that all persons interested in the subject matter of said improvement are required to attend the Common Council on Tuesday evening, Nov. 12th, 1878, at 7 o'clock, at the Common Council Chamber, when allegations will be heard.

Adopted.

STONE SEWER IN REYNOLDS STREET.

By Ald. Edelman—Resolved, That the City Surveyor ascertain and report to this Council the expense of constructing a stone sewer 1½x2 feet in Reynolds street, from the Frost avenue sewer to a point 25 feet north of the north line of Strong st.; also the necessary surface sewers, lot laterals and manholes.

Adopted.

The Surveyor submitted as such estimate, \$1,111.

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

The construction of a stone sewer 1½x2 feet in Reynolds street, from the Frost avenue sewer to a point 25 feet north of the north line of Strong street; also, the necessary surface sewers, lot laterals and manholes.

And Whereas, The City Surveyor, under the direction of this Council, has made an estimate of the whole expense thereof and reported the same at \$1,111, 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 Reynolds street, from Frost avenue to strong street.

And the Clerk is hereby directed to publish notice in pursuance of title VII., section 165 of the Revised Charter of 1874 of the City of Rochester, that all persons interested in the subject matter of said improvement are required to attend the Common Council, on Tuesday evening, November 12th, 1878, at half-past 7 o'clock, at the Common Council Chamber, when allegations will be heard.

Adopted.

GRADING THE APPROACHES TO ALLEN STREET BRIDGE.

By Ald. Edelman—Resolved, That the City Surveyor ascertain and report to this Council the expense of grading the approaches to Allen street bridge, laying the necessary water pipe to connect with motor, and constructing house for bridge tender.

Adopted.

The surveyor submitted as such estimate \$,000.

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

The grading of the approaches to Allen street bridge, laying the necessary water pipe to connect with motor, and constructing house for bridge tender.

And Whereas, The City Surveyor, under the direction of this Council, has made an estimate of the whole expense thereof and reported the same at \$1,000, 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, viz:

All the territory included within the following described boundaries:

Commencing at the intersection of Allen street with the west line of State street; thence southerly along the west side of State street, and including one tier of lots on the west side thereof, to a point opposite the south line of Mumford street; thence easterly along Mumford street, and including one tier of lots on the south side thereof, to the Genesee river; thence northerly along the Genesee river to a point in line with the north line of Platt street; thence westerly on the north line of Platt street produced to the Genesee river to Mill street; thence still westerly along Platt street, and including one tier of lots on the north side thereof, from Mill street to Allen street; thence westerly along Allen street, and including one tier of lots on the north side thereof, to Brown street; thence westerly along Brown street to Clark street; thence northerly along Clark street, and including one tier of lots on the east side thereof, to Grape street at Campbell street; thence westerly along the north line of Campbell street and in said line continued, including one tier of lots on the north side thereof, to the west line of the city; thence southerly along the west line of the city to the Buffalo branch of the New York Central & Hudson River Railroad; thence easterly along said railroad to Brown street; thence easterly along Brown street to Allen street; thence easterly along Allen street, and including one tier of lots on the south side thereof, to the place of beginning.

And the Clerk is hereby directed to publish notice in pursuance of Title VII., Section 165 of the Revised City Charter of 1874, of the City of Rochester, that all persons interested in the subject matter of said improvement are required to attend the Common Council on Tuesday evening, November 12th, 1878, at half-past 7 o'clock, at the Common Council Chamber, when allegations will be heard.

Adopted.

IMPROVEMENT OF ALLEN STREET.

By Ald. Edelman—Resolved, That the City Surveyor ascertain and report to this Council the expense of improving Allen street from the west curb line of Platt street to the east curb line of Litchfield street, by constructing a roadway of McAdam stone, with Medina stone gutters and curbstones on each side thereof. Also the necessary crosswalks and repairs and surface sewers, sidewalks, &c.

Adopted.

The Surveyor submitted as such estimate \$3,300.

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

The improvement of Allen street from the west curb line of Platt street to the east curb line of Litchfield street, by constructing a roadway of McAdam stone, with Medina stone gutters and curbstones on each side thereof. Also the necessary crosswalks and repairs to surface sewers, sidewalks, &c.

And Whereas, The City Surveyor, under direction of this Council, has made an estimate of the whole expense thereof and reported the same at \$3,300, 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 Allen street from Platt street to Litchfield street.

And further resolved, That the taxpayers to be assessed for making such improvement may pay their assessments in three equal payments, as follows: One-third of the amount assessed within thirty days after the advertisement of the assessment roll; one-third of the amount within one year from the confirmation of said roll; and the remaining one-third within two years from the confirmation of such roll. On all sums paid prior to the maturity of the said last installment, a discount will be allowed at seven per cent. per annum.

And the Clerk is hereby directed to publish notice in pursuance of Title VII., Section 165, of the Revised Charter, of 1874, of the City of Rochester, that all persons interested in the subject matter of said improvement, are required to attend the Common Council, on Tuesday evening, November 12th, 1878, at half-past 7 o'clock at the Common Council Chamber, when allegations will be heard.

Adopted.

FINAL ORDINANCE NO. 2,034.

PIPE SEWER IN ORANGE STREET.

On motion of Ald. FitzSimons 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. FitzSimons submitted the following:

An ordinance to construct a 15 inch pipe sewer in Orange street, from the sewer in Saxton street to a point 75 feet west of the west line of Grape street. Also the necessary manholes, surface sewers and lot laterals.

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

The construction of a pipe sewer 15 inches in diameter in Orange street, from Saxton street sewer to a point 75 feet west of the west line of Grape street. Also the necessary manholes, surface sewers and lot laterals.

And the whole expense shall be defrayed by the assessment upon the lots and parcels of lands to be benefited thereby; and the City Surveyor, under the direction of this Council, having made an estimate of such expense, and reported the same at \$1.10, which estimate is hereby approved; 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 Orange street from Saxton street to a point 75 feet west of the west line of Grape street.

On which above described portion of the city the expenses of said improvement are hereby ordered as assessed.

Adopted by the following vote:

Ayes—Ald. Tracy, FitzSimons, Montgomery, Herzberger, Warren, Hays, Crouch, Martin, Chace, Huntington, Vay, Donivan, Smith, Knobles, Baetzel—15.

Ald. Vay presented a remonstrance.

FINAL ORDINANCE No. 2,035.

PLANK WALK ON NORTH ST. PAUL STREET.

On motion of Ald. Edelman 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. Edelman submitted the following:

An ordinance to construct a 2 plank walk on the east side of North St. Paul street, from the north end of the present flag walk (near Tower street) to the Ridge road; also the necessary crosswalks.

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

The construction of a 2 plank walk on the east side of North St. Paul street, from the north end of the present flag walk (near Tower street) to the Ridge road; also the necessary crosswalks.

And the whole expense shall be defrayed by the assessment upon the lots and parcels of lands to be benefited thereby; and the City Surveyor, under the direction of this Council, having made an estimate of such expense, and reported the same at \$38.00, which estimate is hereby approved; 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 North St. Paul street, from a point opposite the present end of flag walk to the Ridge road.

Adopted by the following vote:

Ayes.—Ald. FitzSimons, Montgomery Herzberger, Warren, Hays, Crouch, Martin, Chace, Huntington, Vay, Donivan, Smith, Knobles, Baetzel—14.

The final ordinance for opening a street from Lake avenue to Hastings avenue was lost by the following vote:

Ayes—Ald. Crouch, Martin, Chace, Huntington, Smith—5.

Nays—Ald. FitzSimons, Montgomery, Warren, Hays, Huntington, Vay, Donivan, Smith, Knobles, Baetzel—8.

Ald. Montgomery moved a reconsideration of the vote just taken.

Adopted by the following vote:

Ayes—Ald. Montgomery, Hays, Crouch, Martin, Chace, Huntington, Vay—7.

Nays—Ald. FitzSimons, Warren, Donivan, Smith, Knobles, Baetzel—6.

Ald. Montgomery moved that the matter be referred to a special committee of five of which Ald. Chace of the Ninth ward shall be chairman, to investigate and report. Adopted.

The President announced the committee as follows: Ald. Chace, Montgomery, Martin, Vay, Smith.

UNFINISHED BUSINESS GENERALLY.

By the Clerk—

By Ald. Chace—Resolved, That His Honor, the Mayor, be and he hereby is authorized to grant licences to persons keeping billiard tables

in this city at the rate of \$5 each (in the same room) for the first two tables and \$2 each (in the same room) for every additional table used or put into the room during the year, and that all licenses shall expire on the 1st day of July next after being granted.

Resolved, That the Police Commissioners and Chief of Police be and they hereby are requested to see that the ordinance relating to licensing of billiard tables is strictly enforced.

Ald. Herzberger moved the indefinite postponement of the resolution. Lost.

The resolution was adopted by the following vote:

Ayes—Ald. Montgomery, Warren, Hays, Crouch, Martin, Chace, Huntington, Vay, Donivan, Smith, Knobles, Baetzel—12.

Nays—Ald. FitzSimons, Herzberger—2.

EXECUTIVE BUSINESS.

Wm. F. Rampe and Geo. G. Campbell were elected Commissioner of Deeds.

MISCELLANEOUS BUSINESS.

To the Common Council of the City of Rochester:

GENTLEMEN: Your Law Committee, to whom was referred the petition of C. W. Snyder, praying for a remission or deduction of a tax amounting to \$34.65, assessed on property owned by him, situated on the corner of Tremont and Francis street, for a sewer in Francis street, would report that on investigating the facts in this case we find the petitioner has already been assessed and paid for a sewer in Tremont street, into which he drains exclusively, and since that time another sewer has been constructed in Francis street, for which the petitioner is now assessed the sum of \$34.65, which sewer he does not drain into.

Your committee are of the opinion that the petitioner ought not to have been assessed for said sewer an amount exceeding one-third the amount of said assessment, and therefore offer the following resolution:

Resolved, That the Treasurer of the city of Rochester be and he hereby is authorized and directed to receive of C. W. Snyder the sum of \$11.55 in full payment of a tax assessed on property owned by him, situated on the corner of Tremont and Francis streets, for a sewer in Francis street, and that he charge the balance of said tax to erroneous assessments.

THOS. C. MONTGOMERY,
JNO. W. MARTIN,
E. HUNTINGTON,

Committee.

Adopted.

By Ald. Baetzel—Resolved, That the Citizens' Gas Company be and they are hereby requested to extend their gas mains on North Clinton street, from their present terminus to Morrill street. Adopted.

By Ald. Knobles—Resolved, that the Rochester Gas Light Company be requested to lay their gas mains on Jay street, from Child street to Moulson street, 15th ward. Adopted.

POLICE COMMISSIONERS' OFFICE,
ROCHESTER, Oct. 28th, 1878. }

To the Honorable the Common Council:

GENTLEMEN:—On the 22d day of October, 1878, a fine was imposed against Henry Snyder for violating section 17 of the penal ordi-

nance relating to nuisances—carrying an advertising card on the street. The person fined was employed by the manager of the Lilliputian Opera Troup (then giving an entertainment in Corinthian Hall) to carry a banner in the street, advertising that entertainment, which is contrary to the ordinance. As the ordinance of late has not been enforced, and the violation of the same was done in ignorance, the Police Commissioners respectfully ask that the fine be remitted.

FRANK B. ENOS, Clerk.

By Ald. Chace—Resolved, That the fine of five dollars, imposed against Henry Snyder, on the 22d day of October, 1878, by Police Justice Truesdale, for violating section 17 of the penal ordinance relating to nuisances, be refunded, and the City Clerk is hereby ordered to draw an order on the City Treasury for five dollars in favor of Henry Snyder, and charge Police Fund.

Adopted by the following vote :

Ayes—Ald. Fitz Simons, Montgomery, Herzberger, Hays, Crouch, Chace, Huntington, Donovan, Smith, Baetzel—10.

By Ald. Fitz Simons—Resolved, That the Executive Board be, and it is hereby directed, to extend the water mains in Allen street, from Platt street to the Erie canal, under the supervision of the City Surveyor.

Ald. Huntington moved to refer to the Water Works Committee, and Executive Board to report at the next meeting.

Ald. Huntington moved to adjourn. Adopted.

EDWARD ANGEVINE, City Clerk.

In Common Council—Nov. 12, 1878.

REGULAR MEETING.

Ald. Simon Hays, President of the Board presiding.

Present—Ald. Tracy, Fitz Simons, Herzberger, Hays, Crouch, Martin, Chace, Huntington, Vay, Donovan, Edelman, Smith, Knobles, Baetzel—14.

Absent—Ald. Montgomery, Warren—2.

The minutes of the previous meeting were approved as published in the book of proceedings.

PRESENTATION OF PETITIONS, ACCOUNTS, &C.

By Ald. Crouch—Petition of H. W. Brown to erect a wood building. Referred to Wood Building Committee and Fire Marshal with power to act.

Also communication from E. M. Morel, referred to Law Committee.

By Ald. Martin—Petition of Thomas Lawless to remove a wooden building. Petition granted under direction of Executive Board.

Also bills from James H. Upton, horse hire \$2.50, and James Day for same, \$2.00.

Referred to Contingent Expense Committee.

By Ald. Huntington—Petition to have gas mains laid in Cliff street; and moved that the Rochester Gas Light Company be requested to lay their gas mains in that street in accordance with the petition of property owners in that street.

Ald. Martin moved to add "also in Hunter street," to the motion. Accepted by Ald. Huntington and the resolution was then adopted.

By Ald. Vay—Petition of Sebastain Schubert. Referred to Assessment Committee.

By Ald. Donovan—Bills of

| | |
|---|---------|
| J. W. Bradley, repairing clock..... | \$ 4 00 |
| Bryan, Jones & Seifried, materials..... | 5 25 |
| James R. Chamberlain, materials..... | 5 02 |
| Geo. W. Aldridge, labor, &c..... | 26 79 |

Referred to City Property Committee.
By Ald. Smith—Bills of Eagle Odorless Ex. Co.

| | |
|------------------------------------|-------|
| Removing dead animals..... | 9 10 |
| John O'Rourke, board of horse..... | 18 00 |
| Tower & Herrick, stationery..... | 1 75 |

Referred to Health Committee.
Also petition of J. G. Cramer to erect wood building. Permission granted.

By Ald. Knobles—Petition of Geo. J. Whitney to erect wood building. Permission granted.

By Ald. Baetzel—Bills of

| | |
|--------------------------------------|----------|
| F. Morhardt, meat..... | \$ 50 00 |
| M. Balkley & Co., groceries..... | 22 00 |
| Hoffman & Mayer, burials..... | 55 50 |
| M. Heavy, transportation..... | 39 00 |
| E. O'Reilly, burials..... | 74 00 |
| Smith, Perkins & Co., groceries..... | 640 51 |
| Geo. Elbs, bread..... | 40 83 |
| John Bessel, bread..... | 212 68 |
| Geo Schofield, transportation..... | 6 70 |
| John Sewingler, bread..... | 91 70 |
| George Oppel, bread..... | 40 89 |
| Jos. A. Otto, groceries..... | 19 50 |
| T. S. Paine, groceries..... | 4 50 |
| Howe & Rogers, carpets..... | 57 16 |

Referred to Poor Committee
By Ald. Crouch—Resolved, That the Citizens' Gas Co. be requested to lay their mains in Union Park from Union st. to the east end of Park. Adopted.

REPORTS OF STANDING COMMITTEES.

Ald. Smith, from the Health Committee; Ald. Baetzel, from the Poor Committee; Ald. Donovan, from the City Property Committee; Ald. Martin, from the Contingent Expense Committee, reported favorably the bills referred to their Committees and referred them to the Finance Committee for payment.

By Ald. Herzberger—Resolved, That the Citizens' Gas Company be and they are requested to extend their gas mains on North St. Paul st. from their present terminus to the Deaf and Dumb Institute. He moved to refer to the Lamp Committee.

Lost by the following vote :
Nays—Ald. Tracy, Fitz Simons, Herzberger, Hays, Martin, Vay, Donovan, Edelman, Smith, Knobles—10.

Ayes—Ald. Crouch, Chace, Huntington, Baetzel—4.

By Ald. Fitz Simons—
IN COMMON COUNCIL, }
October 15th, 1878. }

By Ald. Huntington—Resolved, That the question relating to the trapping and ventilation of sewers be referred to the Board of Health, Sewer Committee and City Surveyor, for a report on the subject to this Board. Adopted.

IN BOARD OF HEALTH, }
October 25th, 1878. }

By Commissioner Tubbs—Resolved, That the question relating to the trapping and ventilation of sewers be referred to a committee of three, composed of Dr. Langworthy, Commissioner of the Board of Health; Alderman Fitz-Simons, Chairman of Sewer Committee, and O. car H. Peacock, City Surveyor, for a report on the subject to the Common Council. Adopted.

ROCHESTER, Nov. 12th, 1878.

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

GENTLEMEN : In compliance with the above resolutions the committee herewith present the following report :

No question can be brought to the attention of the citizens of Rochester, which is fraught with so much of interest, as that which relates, either directly or indirectly, to their health, and the various means at their disposal by which it may be preserved.

The healthfulness of any city is to a great extent a partnership arrangement, in which each individual coöperates to build up or to destroy, and the results of their efforts are of vital importance to every person.

The most important factor relating to the great problem of health in a city is its system of sewerage.

Upon this depends more of its future happiness and prosperity than upon any other one attainable object.

Sewers to a city are what the arteries are to the human system, the natural courses by which all impurities which may be delivered into them may be easily and quickly carried away, and at the same time be made the channels through which a free circulation of the purer elements may be obtained.

A well designed system of sewerage is a desirable auxiliary to any place where masses of human beings congregate, and the principles upon which it is conceived, the execution of work during construction, and its general adaptability when completed to the work required of it, should be such as to contribute vastly to the health and interests of any people.

The characteristics of good sewers are numerous, and among the many may be mentioned the following, which in all cases are especially necessary.

First—They should be constructed on such grades and at such inclinations that all sewage matter contained within them would by its own gravity be carried quickly away to some point beyond the limit of danger before fermentation or decomposition takes place.

Second—They should be made perfectly water-tight throughout their entire length, that all impurities entering them may be carried away without leaking into the surrounding soil.

Third—They should be so arranged in relation to form and size as to adapt themselves to the minimum flow of sewage, and be kept free from all solid deposits.

Fourth—They should be afforded a perfect ventilation, for the purpose of freeing them from all noxious gasses and effluvia.

As the subject of "ventilation of sewers" is one of the principal themes of this report, and as various opinions have been expressed by the most distinguished sanitarians, both in this country and abroad, in relation to the best and most practical method of ventilating sewers, we will endeavor to place this subject before your honorable body in such a manner as to clearly show not only the benefits to be derived by the public in general from such precautions, but the actual necessity of insisting that this principal shall be incorporated and carried out in the construction of all sewers, that at least one great source of disease and death may be avoided.

As "self preservation" is generally recognized as the first law of nature, it is therefore both natural and proper for us to inquire, what are the impurities to be found in a sewer which are so dangerous to health and so productive of malarial and zymotic diseases? Sewer gas, generally speaking, is the vapor arising from organic substances undergoing decomposition, being produced most rapidly in the presence of moisture, and in the absence of light and free air.

Among the gasses most prevalent in sewers, and considered most deleterious to health, may be mentioned carbonic acid, nitrogen, sulphuretted hydrogen, carburetted hydrogen and tainted organic vapor.

"Carbonic acid" is a very heavy gas, and is entirely unfit for respiration.

It is the result of various substances in fermentation and undergoing decomposition, and when inhaled in medium quantities in a concentrated form produces speedy death.

"Nitrogen," although not considered poisonous, will of itself not sustain life. When mixed in certain quantities with oxygen, it becomes the air which we breathe.

"Sulphuretted hydrogen" is a very poisonous gas, and is principally distinguished by its disagreeable odor. It also is the result of decomposition of sewage which has attained a certain degree of putridity.

"Carburetted hydrogen" is principally dangerous on account of its explosive qualities when mixed with ordinary air. It is formed to some extent by vegetable matter in decomposition, under circumstances similar to those which take place on low and marshy grounds, and is also the result of leakage from gas pipes. Being generally found in the lowest districts, it often renders it hazardous to enter dark sewers without taking some precautions to guard the lights which are sometimes necessary to be used.

The sewer gas which is considered most poisonous and deleterious to the human system is of a composition not susceptible of being clearly defined. It is the pernicious effect it has upon the system, when in contact with it, that betrays its presence and warns every person to avoid it as they would disease itself.

Sewers in which the contents of water-closets, sinks and stables are emptied are always to be found filled with this gas, and more especially so where solid deposits have been formed in the sewer and become thoroughly saturated with these foul substances.

Heat in sewers is another source by which vast volumes of this gas are generated constantly, and in unventilated sewers its power becomes irresistible.

Under these circumstances, it is important that we should know what becomes of these gases in unventilated sewers.

The majority of dwellings along the line of nearly all the sewers in this city are connected with the main sewer by means of small lateral drains, from four to six inches in diameter, leading from the dwelling to the sewer. In many cases, traps of various patterns have been inserted in these lateral drains. These of themselves, if carefully watched, might be the means of excluding more or less gas from entering the house. But in numerous cases no such traps exist, and there is an uninterrupted communication between the sewer and the various apartments of the house. It requires no expert to inform you where this sewer gas has found a

hiding-place, and it is only a matter of time when the fearful effects of it shall be fully developed. The aching heads, the prostrated, shivering and debilitated forms of the inmates of that house tell you in emphatic tones that the poisonous sewer gas has entered their premises, permeated throughout every living and sleeping apartment, and has become instilled into their very systems. Woe to these families thus situated, unless something be done immediately to destroy this insidious enemy! Are the effects of this evil alarming enough to demand instant precautions to be taken to prevent its entrance into dwellings? The diseases usually resulting to the inmates of the house from this condition of the sewer are of those kinds ordinarily caused by excremental poisoning, and known as scarlet fever, diarrhoea, diphtheria, typhoid fever, etc. It is a noticeable fact that wherever the water-closet system has been connected with the sewers, the above mentioned diseases have increased in consequence of free communication between the dwelling and the sewer.

Of typhoid fever a distinguished physician says: "It is very rarely, if ever, communicated by means of emanations from the bodies of patients affected with the disease. It does not spread from cases in hospitals to fellow-patients, nurses and medical attendants. Isolated cases are numerous occurring under circumstances which preclude the possibility of contagion. Its special cause may be a product of the decomposition of collections of human excrement."

People oftentimes live in fancied security, from the fact that they have a trap inserted between the living and sleeping apartments and the main sewer. Indeed, it is fancied security only. An examination of their sewer may reveal the startling fact to them that their traps are entirely empty, and an uninterrupted current of sewer gas is penetrating throughout every portion of the house; and the question arises: How did it occur? The trap has been forced by the pressure of the gas upon it; the increase of pressure being due to the expansions and contractions of the air within the sewer, caused by the ebb and flow of the sewage, together with the admission of heat; or else they have been syphoned out by the action of water passing through them from the perpendicular waste pipes of the house. To this important question—"The sanitary condition of dwellings," we wish to devote a few words.

A system of sewerage is by no means complete when confined to the streets only, but its greatest utility is apparent when the drainage of the dwellings and the instant removal therefrom of all impurities produced by human existence may be easily, quickly and decently effected. The most important feature of a well-designed dwelling is its system of plumbing, and to the end that such a system shall be scientifically, perfectly and fully carried out, every energy and care should be directed; else it were better that a single pipe or trap had never been put in place. Some of the devices of modern plumbing are as mischievous in their effects as they are convenient; and especial mention may be made of the water traps now in general use, and connected with wash-basins and bath-tubs. It has been a great mystery to many people, especially those who have paid out a few thousand dollars for (as they supposed) a first class system of plumbing, why

their apartments always seemed to be filled with a sickly and depressing atmosphere, especially noticed on arising in the morning. In most cases, a careful examination of the water traps in their wash-basins or bath-tubs would reveal the fact to them that the traps were entirely unsealed, and instead of being the honest sentinels standing on guard through the long hours of the night to protect the inmates from danger, they prove themselves treacherous to duty and freely admit into the presence of the sleeping and unsuspecting victims the germs of the most dreaded zymotic diseases. The principle upon which these traps are drawn out, sucked out, or syphoned out, as it is most frequently termed, is as follows, and the simplicity of the entire thing is at once apparent: Water from a stationary basin is emptied into the discharge pipe, which connects with the ordinary "U" or "S" trap at a point several inches below the bottom of the basin. This column of water, completely filling the pipe, passes into and through the trap, and thence into the vertical discharge pipe. If the column of water could be broken at the point where it leaves the trap everything would then be safe, as the trap would remain filled with water. But the water, in passing down the vertical pipe, tends to produce a vacuum, which is filled by the water being drawn from the trap. It often happens that persons, after using the water in the basin, draw it off and, to ensure safety, replace the plug in the bottom of the basin. The danger is not obviated in the least degree by this practice, as the gas from the sewer finds its way into the apartments through the overflow pipe. How, then, may this particular fault in the construction of plumbing works be effected? For the information of all people who are in the habit of using or applying the water traps which are ordinarily furnished by plumbers, we desire to assert that they are a source of great danger—that every trap of that kind is liable to be syphoned out where the trap itself, the supply pipe and the discharge pipe are of the same diameter. The remedy is simple. The discharge pipe of every trap should be made larger than the supply pipe. In that case the column of water, after entering the trap, passes into a pipe of greater diameter. This column of water is then surrounded by a strata of atmosphere, which renders the formation of a vacuum and the consequent syphoning of the trap impossible. Hence, the smallest pipes in the entire system connected with the traps should be located in the upper rooms of the house, and increasing in size under each trap on each successive lower floor, down to the connection made with the sewer.

In view of the many dangers arising from allowing the impure air to pass into the dwellings, and the manifold miseries it entails on those whom it comes in contact with, the inquiry is made: How may this alarming evil and its effects be avoided? We answer: by an efficient and complete ventilation of all sewers, by which means all impure air and gases may become deodorized and made harmless by their admission to the outer air. The private drains leading from the dwelling to the main sewer should be carefully trapped; and the pressure of the gas within the main sewer being relieved by the ventilators, occupants of any dwelling may rest, not in fancied, but in real security.

The efficient, complete and most practical method of ventilating sewers is a subject upon which many scientific minds have been employed, and to some extent the problem still remains unsolved. Various plans have been advocated as to the best and most expedient method of achieving the desired result, and we herewith present some features of them for your consideration:

First—Mechanical contrivances have been arranged by which a current of pure air may be driven into or drawn through the sewers, the impure air and gases thereby being expelled. The liability to unseat the house traps by any undue pressure or suction on the traps renders this plan inoperative.

Second—The construction of tall shafts or chimneys at intervals along the line of the sewers, and being lofty enough to carry the sewer gas above the tops of the highest dwellings. The draft is increased in some cases by the use of a small furnace to supply artificial heat, and which is otherwise utilized by passing the sewer gas through the fire, in order to oxidize and free it from its poisonous qualities. This plan of ventilation, when well carried out in all its details, has given pretty general satisfaction; but the great expense of providing towers of sufficient height and in such numbers as would be required, is a very serious obstacle to its general adoption.

Third—in some places ventilation is effected by connecting the sewers with the tall chimneys of manufactories, also by metallic spouts constructed on the outside of buildings, and in some cases connection is made with the rain-water pipes. While either of the last three mentioned plans would undoubtedly furnish considerable ventilation, they should each be condemned for city practice, principally on the ground that no ventilator should be located on private property on which the city has no rights whatever.

Fourth—Other plans of greater or less value have been adopted in various places, but the liability of being easily deranged and failing to perform the duty required of them, has caused their gradual abandonment.

Fifth—in various localities the plan of ventilation adopted is that of constructing man-holes over the sewers in the center of the streets and surmounting them with a perforated grate. A tray of charcoal is then suspended beneath the grate in the man-hole in such a manner that the sewer gas being compelled to pass through the charcoal, becomes deodorized, and on its admission to the outer air is rendered harmless.

It is well known that pure charcoal, under certain circumstances, has great properties for absorbing and destroying the poisonous qualities of sewer gas, but under only the most favorable circumstances will it operate to satisfaction.

When packed closely, circulation is obstructed and ventilation is not obtained.

When loosely packed it has little or no effect upon the gas, and when wet becomes entirely valueless. So that to be made efficacious it must be kept free from dust and moisture, and frequent inspections are necessary in order to determine its density in the tray.

These objections render it unadvisable to adopt for city practice.

Sixth—A system of ventilation which is devoid of mechanical and chemical appliances, which involves only the simplest principles, and

which under all ordinary circumstances, will give general satisfaction, is the one to be desired; and the repeated experiments and failures of the past, has thoroughly convinced the most skeptical minds that simplicity, and the ventilation of sewers must hereafter go hand in hand.

It is the practice in this city, to construct in connection with the street improvements, and sewers, manholes at stated intervals along the lines of the sewers. These manholes are surmounted with a Medina stone cap, in which is set a close iron grate, if the street be unimproved, and a ventilated grate if the street be improved.

Under each ventilated grate is hung a galvanized sheet-iron basket, for the purpose of catching any dirt that may pass through the open grate.

This plan is simple in both design and construction—requiring little or no attention.

As to its utility, sanitary engineers generally have come to the conclusion that sewer gas, when largely diluted with pure air, on its escape into the center of the street, become innocuous and therefore harmless, and that the plan or frequent and open ventilation, by means of manholes in the center of the streets, is the only plan, which bears the test of experience. In addition to ventilating the sewers, these man-holes are often put to other uses, scarcely less important. The necessity of constructing sewers so that they may be easily accessible for examination and repairs is a feature daily impressed upon the minds of all persons having them in charge. These openings readily afford every facility for either of the above mentioned objects without necessitating the removal of any portion of the street pavement or disturbing the masonry in the sewers.

As the extreme benefit from sewers is only derived from them when they are in a state of absolute cleanliness, how important it is that such devices be connected with them as will allow of easy access for the purpose of removing any solid deposits or other substances which may be found in them. Extreme cleanliness in sewers is attained to a great extent by the copious use of water. It is therefore desirable that they should be frequently and thoroughly flushed, that all impurities, either in deposit or suspension, may be quickly carried away before fermentation or decomposition takes place.

The present water supply of the city of Rochester is, without doubt, of the most bountiful and magnificent character of any in existence, and is not only the pride of its citizens, but of the estimable gentleman who has conducted it so successfully from its mountain bed to and throughout our city. With these means of purifying and aerating at our command, the sewers of this city, when once made clean, with but little care should be kept clean forever. These man-holes also afford the means of easily and quickly introducing the water into the sewers for the purpose of cleaning them, and its operation and general management is therefore more easily controlled. We would therefore suggest that this plan as presented, and as at present being carried out in this city, be adopted.

In relation to the question of stench traps, we will only call your attention again to the great danger arising from inserting traps in

surface sewers, where the main sewer has no other means of ventilation. It is practically closing up the ventilators, and is the means of forcing all gasses that may be confined within the sewers into the apartments of the dwellings, we would earnestly suggest that no ordinances be passed for the insertion of traps in any surface sewer, without the petition for the same be accompanied by a request for the means of the necessary ventilation.

All of which is most respectfully submitted.

H. H. LANGWORTHY,
Commissioner of Board of Health
M. H. FITZSIMONS,
Chairman of Sewer Committee.
OSCAR H. PEACOCK,
City Surveyor.

By Ald. Fitz Simons—Resolved, That no ordinances for the insertion of stench traps in surface sewers be passed hereafter, unless the petitions for the same also request the means for the necessary ventilation. Adopted.

By Ald. Knobles, from the Wood Building Committee—Resolved, That L. D. Patterson, Benj. Brown, Jas. Dronsbach, John Kelly, E. Kuichling, have permission to erect wood buildings in accordance with their several petitions, under the direction of the Wood Building Committee and Fire Marshal. Adopted.

FINANCE BUDGET.

ROCHESTER, N. Y., Nov. 12th, 1878.

By Aid. Chace—Resolved, That the Treasurer pay as follows, when there are funds applicable:

CONTINGENT FUND.

| | |
|---|--------|
| F. X. Masseth, hack hire..... | \$3 00 |
| Union and Advertiser, printing for M. C. | 9 60 |
| Clague, Coplin & Wegman | 6 50 |
| Edward Angevine, expenses C. C. | 50 00 |
| National Worker, pub. proceedings to Nov. 9, in full..... | 54 08 |
| And charge that Fund. | |

POOR DEPARTMENT FUND.

| | |
|---|---------|
| Joseph M. Ryan, meat..... | \$25 00 |
| S. J. Wagoner, del. coal and wood | 200 00 |
| H. Herman, meat | 100 00 |
| A. Bauerschmidt, meat | 50 00 |
| W. & J. M. Aikenhead, candles | 54 37 |
| J. Lausnecht, meat | 50 00 |
| S. Wheeler, rent..... | 10 00 |
| Joseph Schutte, Overseer's disbursements..... | 51 45 |
| Union and Advertiser, printing is ue book | 8 00 |
| Johanna Yawman, bread | 82 30 |
| Fred Wurtz, meat | 75 00 |
| H. Kondolf, bread..... | 60 00 |
| Roch. Home of Industry, bread..... | 28 80 |
| And charge that Fund. | |

CITY PROPERTY FUND.

| | |
|---|-----------|
| Roch. Gas Co., gas City Hall and Front street building..... | \$ 154 00 |
| F. J. Irwin, monthly cleaning..... | 82 60 |
| And charge that Fund. | |

HEALTH DEPARTMENT FUND.

| | |
|---|---------|
| John O'Rourke, board of horse..... | \$18 00 |
| Edward Angevine, postage stamps..... | 5 00 |
| Eagle odorless Excavating Co., removing dead animals..... | 9 10 |
| Tower & Herrick, stationery..... | 1 73 |
| And charge that Fund. | |

LAMP DEPARTMENT FUND.

| | |
|---|---------|
| Howe & Snyder, lamp cocks..... | \$27 50 |
| Citizens Gas Co., setting posts, &c..... | 39 90 |
| Goodale & Pells, lamp burners | 17 88 |
| Henry D. Blackwood, painting and repairing lamps..... | 50 00 |
| And charge that Fund. | |

PARK DEPARTMENT FUND.

| | |
|--|---------|
| W. S. Lee, labor on Park | \$ 6 00 |
| Charles Shepard, labor on park 19½ days..... | 19 50 |
| John Ferenbach, | 14 00 |
| George Hubur, labor on park 14 | 14 00 |
| Joseph Edelman | 30 00 |
| F Cunningham | 8 00 |
| And charge that Fund. | |

POLICE DEPARTMENT FUND.

Police Pay Roll for month of October.....\$ 6,155 68
as follows:

POLICE PAY ROLL FOR OCTOBER, 1878.

| | |
|---|----------|
| Alex. M'Lean..... | \$131 75 |
| Samuel Brown..... | 79 05 |
| Peter Hughes..... | 79 05 |
| W. J. Rogers..... | 79 05 |
| Thos. Lynch..... | 79 05 |
| Peter Lauer, Jr..... | 79 05 |
| P. C. Kavanaugh..... | 79 05 |
| Ferry Marzluff..... | 79 05 |
| Thos. A. Burchell..... | 79 05 |
| Caleb Piers..... | 79 05 |
| Henry Baker..... | 69 75 |
| Jos. P. Cleary..... | 69 75 |
| John H. Dana..... | 69 75 |
| Ed. Van Vorst..... | 69 75 |
| Hugh Clark..... | 69 75 |
| John C. M'Quatters..... | 69 75 |
| Wm. H. White..... | 69 75 |
| Frank B. Allen..... | 69 75 |
| W. R. M'Arthur..... | 69 75 |
| Thos. F. Hurley..... | 69 75 |
| John J. Garrett, 28 days..... | 65 24 |
| Jacob Frank..... | 69 75 |
| John C. Haydon..... | 69 75 |
| John Wanda..... | 69 75 |
| Hugh Johnston, 28 days..... | 65 24 |
| P. H. Sullivan..... | 102 30 |
| Chas. M'Cormick..... | 79 05 |
| Jos. S. Roworth..... | 79 05 |
| Wm. F. Lush, 27 days..... | 62 91 |
| Edth. Crowley..... | 69 75 |
| Robt. Burns, 28 days..... | 62 91 |
| Ralph Bendon..... | 69 75 |
| Jacob Harter..... | 69 75 |
| Thos. Crouch..... | 69 75 |
| Andrew Connolly..... | 69 75 |
| Wm. P. O'Neil..... | 69 75 |
| Benj. C. Furthner..... | 69 75 |
| Wm. Keitt..... | 69 75 |
| John H. Wordell, 27 days..... | 62 91 |
| B. Horcheler..... | 69 75 |
| John Mitchell..... | 69 75 |
| Robt. M'Kee..... | 69 75 |
| Chas. E. Fowler..... | 69 75 |
| Michael Brady..... | 69 75 |
| Wm. K. Keitt..... | 69 75 |
| Joseph Legler, 29 days..... | 67 57 |
| Wm. H. DeWitt..... | 69 75 |
| Nicholas J. Loos..... | 69 75 |
| Fred. Griebel, 25 days..... | 58 25 |
| Robert Sloan..... | 69 75 |
| Peter Bohrer..... | 69 75 |
| Samuel Schwartz..... | 69 75 |
| Jas. J. Jonsson, 27 days..... | 62 91 |
| Thos. Dukelow..... | 69 75 |
| Patk. Hoctor, 27 days..... | 62 91 |
| George Smita..... | 69 75 |
| Lewis Jessorer..... | 69 75 |
| Frank Vahue, 27 days..... | 62 91 |
| Michael Galt..... | 69 75 |
| Wm. Burgess..... | 69 75 |
| Michael Hynes..... | 69 75 |
| Chas. Hart..... | 69 75 |
| Frank D. Fay..... | 69 75 |
| Geo. Hoffner..... | 69 75 |
| James P. Flynn..... | 69 75 |
| John Monaghan..... | 69 75 |
| John P. Davis..... | 69 75 |
| Henry D. Shove..... | 69 75 |
| Michael Wolf, Jr..... | 69 75 |
| John M. Reis..... | 69 75 |
| Charles W. Peart..... | 69 75 |
| Wm Laragy..... | 69 75 |
| Louis Noth..... | 69 75 |
| Jerry Twaig, 24 days..... | 55 92 |
| Ed. McDonough..... | 69 75 |
| Older Oliver, 27 days..... | 62 91 |
| John Dean..... | 69 75 |
| Jos. St. Hellens..... | 69 75 |
| Ed. Rice, 17 days..... | 39 61 |
| Peter Hess..... | 69 75 |
| Daniel Goulding, Jr..... | 69 75 |
| Patrick Holloran, 23 days..... | 51 26 |
| Henry Graves..... | 69 75 |
| Mich. Hyland..... | 69 75 |
| Jacob Markey..... | 60 00 |
| B. Frank Enos, Clerk of Commissioners | 116 67 |
| Mich. Brady, time lost in September caused by an injury received in making an arrest..... | 25 00 |
| B. Frank Enos, expenses to Nov. 1..... | 31 15 |
| Payable to B. Frank Enos, Clerk..... | |
| Examined and approved. | |

CORNELIUS R. PARSONS,
FRED'K ZIMMER,
H. C. DANIELS,

Commissioners.

And charge that Fund.

OFFICE OF EXECUTIVE BOARD,
ROCHESTER, N. Y., Nov. 1, 1878.

STATEMENT

Of the condition of the several funds in charge of the Executive Board at this date:

DEBIT BALANCES.

| | |
|-------------------------------------|-------------|
| City Treasurer..... | \$22,552 66 |
| Sidewalk Repair Fund..... | 2,289 62 |
| Sundry Street Sprinkling Funds..... | 3,471 70 |
| Sundry Local Improvement Funds..... | 39,110 64 |

\$67,423 62

CREDIT BALANCES.

| | |
|------------------------------|-------------|
| Highway Fund..... | \$17,130 67 |
| Fire Department Fund..... | 21,376 41 |
| Water Pipe Fund..... | 7,568 83 |
| Water Works Fund..... | 12,729 61 |
| special..... | 1,515 47 |
| Salary and Expense Fund..... | 7,107 63 |

\$ 67,423 62

THOS. J. NEVILLE,

Clerk of Executive Board.

[Official.]

Ordered received, filed and published.

OFFICE OF EXECUTIVE BOARD,
ROCHESTER, Nov. 12, 1878.

To the Honorable the Common Council:

I have the honor to transmit to your honorable board a copy of the report of the committee of the Executive Board on location of hose carriage in the Ninth Ward:

CITY CLERK'S OFFICE,

Rochester, N. Y., Oct. 15th 1878.

In Common Council, Oct. 15th, 1878:

By Ald. Chace—Whereas, There is a large amount of valuable manufacturing property located in the northern portion of the Ninth Ward of this city; and

Whereas, Considerable property has lately been destroyed by fire in the district indicated, which could, in all probability, have been saved if there had been fire apparatus located in that portion of the city: and

Whereas, It appears to be the sentiment and demand of the residents and property owners in the Ninth Ward that fire apparatus shall be located therein; and therefore

Resolved, That this Common Council earnestly request the Executive Board to at once consider the advisability and practicability of locating a hose carriage and fire company in the Ninth Ward, as least as far north as Phelps avenue. Adopted.

A true copy from the minutes.

EDWARD ANGEVINE, City Clerk.

REPORT ON HOSE CARRIAGE.

To the Hon. the Executive Board:

GENTLEMEN—Your Committee on Fire Department have to report in regard to the resolution passed by the Common Council October 15th, 1878, "suggesting to the Executive Board the advisability of locating a hose carriage and fire company in the Ninth Ward, at least as far north as Phelps avenue," that in order to ascertain the time it would take No. 3's hose carriage which is the nearest to the locality named, to go from its house on Platt street to the corner of McCracken street and Lake avenue, in the lower part of the ward, they made a trial on the evening of the 16th inst. The test was made by striking the gong in the engine house, the same as is done when there is an alarm of fire, the horse being in the stable at the time. The same work had to be performed as is done every time there is an alarm. The committee and the Alderman from the Ninth were present and witnessed the experiment.

Adopted by the following vote:
Ayes—Ald. Tracy, Fitz Simons, Herzberger, Hays, Crouch, Martin, Grace, Buntington, Vay, Donivan, Edelman, Smith, Knobles, Baetzel—14.
COMMUNICATIONS FROM THE MAYOR AND OTHER EXECUTIVE OFFICERS OF THE BOARD AND THEIR REFERENCE.

By the Clerk—

TREASURER'S MONTHLY REPORT.

CITY TREASURER'S OFFICE, Nov. 12, 1878.

To the Hon. the Common Council:

GENTLEMEN—The Treasurer herewith submits the Monthly Statement of the balances of the principal funds on the 12th day of November, 1878, as required by section 59 of the City Charter:

| | Credit Balances. |
|-----------------------------|------------------|
| Contingent Fund..... | \$21,756 77 |
| Police Fund..... | 28,739 14 |
| Lamp Fund..... | 32,206 20 |
| Poor Fund..... | 19,285 67 |
| Park Fund..... | 1,072 09 |
| Board of Health Fund..... | 6,724 59 |
| Home for Trauma's Fund..... | 9 10 |
| City Property Fund..... | 2,760 91 |
| Search Department Fund..... | 324 00 |

GEO. D. WILLIAMS, Treasurer.

Subscribed and sworn to before me this 12th day of November, 1878.

F. J. IRWIN,

Commissioner of Deeds.

Ordered received, filed and published

OFFICE OF EXECUTIVE BOARD

ROCHESTER, Nov. 11, 1878.

To the Honorable the Common Council:

GENTLEMEN Enclosed is a petition requesting the Executive Board to postpone the letting of the contract for Orange street sewer. This Board, believing that your honorable body is alone authorized to empower such postponement, awaits your instructions as to what action shall be taken. Respectfully,

THOS. J. NEVILLE, Clerk.

Ald. Swirth moved that the communication be laid on the table. Adopted.

OFFICE OF EXECUTIVE BOARD,

ROCHESTER, Nov. 1, 1878.

To the Honorable the Common Council:

I have the honor to submit herewith:

1. Statement of expenditures by the Executive Board during the month of October, 1878.
2. Statement showing the condition of the several funds in charge of the Executive Board at this date.

Respectfully, your obedient servant,

THOS. J. NEVILLE,

Clerk of Executive Board.

OFFICE OF EXECUTIVE BOARD,
Rochester, N. Y., Nov. 1, 1878.

STATEMENT

Of expenditures by the Executive Board during the month of October, 1878.

| Funds Charged. | Amounts. |
|---|-------------|
| Highway Fund..... | \$3,461 18 |
| Fire Department Fund..... | 2,239 29 |
| Water Pipe Fund..... | 28,496 38 |
| Water Works Fund..... | 2,004 55 |
| Salary and Expense Fund..... | 1,025 65 |
| Sidewalk Repair Fund..... | 141 13 |
| Sprinkling Funds— | |
| Lake avenue..... | 155 00 |
| State street and Lake avenue..... | 92 25 |
| East avenue No. 1..... | 140 00 |
| East and West Main street..... | 75 00 |
| West avenue..... | 180 00 |
| State street..... | 100 00 |
| Front street..... | 50 00 |
| Summer and Penn Streets Sewer..... | 523 50 |
| North St. Paul Street Sewer..... | 33 00 |
| Fochner Street Sewer..... | 640 71 |
| Tyler Street Sewer..... | 336 35 |
| Goodman Street Gravel Walk..... | 60 30 |
| Munger and Averil Streets Plank Walk..... | 121 21 |
| North Washington Street Stench Traps..... | 72 00 |
| Total..... | \$40,227 50 |

(Official.)

THOS. J. NEVILLE,

Clerk of Executive Board.

The gong was struck at precisely 9 o'clock and in 5¼ minutes the hose carriage arrived at the corner of McCracken street and Lake avenue, a distance of 1¼ miles. There is no fire alarm box on Lake avenue below the corner of Perkins street. By placing one at McCracken street all that locality will be quite well protected. To maintain a regular Hose Company in that part of the city, a yearly expenditure of at least \$3,000 would be required. A building would need to be erected or a site purchased and an engine house erected. Then other localities, having equal claims for fire protection, would clamor for the same thing, and be as well entitled to consideration. An independent organization would have so little service to perform that when needed they would not be likely to be of much use before the regular department would arrive. In view of the above facts, your committee think it not advisable to locate a Hose Company in that portion of the city at the present time. But we are of the opinion that a fire alarm box is needed at the corner of McCracken street and Lake avenue, and offer the following resolution:

Resolved, That the Fire Department Committee be instructed to place a fire alarm box on Lake avenue at McCracken street. Adopted.
 C. C. WOODWORTH,
 V. FLECKENSTEIN,
 F. C. LAUER, Jr.,
 Committee.

Report approved and ordered published.
 A true copy from the minutes.

THOS. J. NEVILLE, Clerk.
 CITY CLERK'S OFFICE,
 ROCHESTER, N. Y., Nov. 12, 1878.

To the Honorable Common Council :

In accordance with Section 29, Revised City Charter, I report the following named person as having qualified and taken the oath of office:
 William F. Rampe, Commissioner of Deeds.
 Respectfully,
 EDWARD ANGEVINE, City Clerk.

Ordered received, filed and published.
 Petition of Susannah Thompson, asking for damages caused by collision between her carriage and Hook and Ladder truck. Referred to Law Committee.
 By the Clerk—

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

GENTLEMEN: The undersigned, Commissioners of Excise of the city of Rochester, report that moneys have been received by said Commissioners, from the persons named, and in the respective amounts set forth in the following schedule, commencing Sept. 30th, 1878, to and including Oct. 21st, 1878, for licenses to sell and dispose of strong and spirituous liquors, wines, ale and beer, in quantities less than five gallons at a time, to wit:

| | |
|--|------|
| Benjamin M. Baker, 3 North Fitzhugh st | \$40 |
| John Callihan, 39 Front st | 30 |
| John Boehm, cor Franklin and N. St. Paul | 30 |
| Frank R. Ward, 113 State st | 30 |
| Mary A. Bauman, 40 Monroe ave | 30 |
| James W. Clark, 124 State st | 30 |
| Luther T. Sweeting, cor. University ave, and O. RR. | 40 |
| Mary L. Whitcheck, cor. Jay and Grepe sts. | 30 |
| John C. Enders, cor. Francis st. and Frost ave .. | 30 |
| Anthony Schmidt, cor. West Maple an Orchard st | 30 |
| Rosanna Daly, 245 State st | 30 |
| Joseph L. Sigel, cor. Meigs and Caroline sts. | 30 |
| Jacob Menter, 31 Mill st | 40 |
| Geo. E. Schwartz, 219 N. Clinton st. | 30 |
| John Butler, 157 Seto st | 30 |
| Louis Bohrer, 102 North ave | 30 |
| L. J. Hall & Bro, 98 East ave | 30 |
| Magdalena Fritsch, 261 Monroe ave | 20 |
| Christian Kuder, 45 Wilder st | 30 |
| Cassemia Stehle, 124 North ave | 20 |
| Joseph Gores, 147 N. Clinton | 30 |

| | |
|---|---------|
| Mathews & Servis, 86 West Main | 30 |
| Patrick Galvin, cor. Union and Ontario | 20 |
| John Hondorf & Bros., 109 Lyell st | 30 |
| Hartman & Christoph, cor. Hudson and Clifford .. | 30 |
| Anna Rausch, 183 West ave | 30 |
| John Metzinger, 252 Jay st | 30 |
| Wm. L. Mathews, 2 Franklin st | 30 |
| Ferdinand Scleiffarth, 316 State st | 20 |
| Jacob Seiler, cor. Campbell and Whitney | 30 |
| Philip Green, 251 East main st | 30 |
| Jenn Fickett, 4 Franklin st | 30 |
| Gredek J. Mauder, cor. Oakman and Gauscha sts. . | 30 |
| Mrs. J. McGregor, 21 S. St. Paul | 20 |
| Albert R. Britton, cor. N. St. Paul and Norton sts. | 30 |
| Mrs. M. Reed, 75 and 77 Mill st | 40 |
| Christian Hanser, 112 North ave | 20 |
| John A. Felsingor, 150 West Main st | 30 |
| E. G. Kase, 267 Plymouth ave | 20 |
| Henry Krue, 134 North ave | 20 |
| Louis Sharp, 83 N. Clinton st | 20 |
| John W. Stevens, 63 West ave | 30 |
| Total | \$1,210 |

We have disposed of said moneys as follows:
 Paid for post stamps \$ 2 00 || James P. Evans, for serving notices and summons | 6 00 |
| Paid Mensing & Stecher, lithographing | 25 35 |
| Henry Michaels, 3 mo. salary, clerk of Board of Excise | 150 00 |
| Deposited with City Treasurer | 1,026 65 |
| Total | \$1,210 00 |

Licenses have been granted to all of the above named applicants.
 Dated October 31st, 1878.

JAMES BAKER,
 HERMANN MUTSCHLER,
 PARIS G. CLARK
 Excise Com'rs.

STATE OF NEW YORK, } ss.
 County of Monroe, }
 James Baker, Hermann Mutschler and Paris G. Cl of the city of Rochester, in said County, being duly sworn, say, and each for himself says, that the foregoing annexed report of moneys received by them for the purposes named in said report, with the names of persons and dates therein given, are correctly set forth in said report, and that the said report embraces the whole of the moneys received from Sept. 30th, 1878, to and including October 21st, 1878.

JAMES BAKER,
 HERMANN MUTSCHLER
 PARIS G. CLARK,
 Com'rs of Excise

Subscribed and sworn to before me this 31st day October, 1878.

JAMES P. EVANS,
 Com'r of Deeds

Ordered received filed and published.
 Ordered filed and published, and on motion of Ald. FitzSimons referred to the Special Committee to be appointed under the following resolution which he offered and was adopted:

Whereas, It is openly and publicly alleged by many respectable citizens, who claim to have investigated the subject, that the City Treasury has, and is being defrauded of many thousand dollars, by the evasions of the Excise laws on the part of a large number of persons interested in the liquor business by various irregular evasions and devices; and

Whereas, It is for the interest of taxpayers and of those engaged in the liquor business that the licenses should be collected uniformly and impartially. Therefore

Resolved, That a committee of three be appointed to investigate and report to this Board as to any irregularities or evasions in the enforcement of the collection of the licenses under the Excise laws.

ACTION ON ORDINANCES.

CITY TREASURER'S OFFICE,
 ROCHESTER, N. Y., Nov. 11, 1878.

To the Hon. the Common Council:
 GENTLEMEN— I hereby certify that the Executive Board have notified me that the work authorized under Ordinance No. 1977, for West avenue sewer, has been completed.

The amount to be assessed upon the property benefited, including any interest that the city shall incur, or is entitled to, for the use of its funds, is \$5,130.27.

Yours respectfully,
 GEO. D. WILLIAMS, Treasurer.

LOCAL IMPROVEMENT ASSESSMENT NO. 1977.

WEST AVENUE STONE SEWER.

Whereas, The Common Council did upon the 6th day of March, 1877, enact an ordinance for a stone sewer in West avenue from the west end of the present sewer near Wall street to a point twelve feet west of the east line of lot owned by Susan Benedict.

And Whereas, The City Treasurer has reported the actual expenses of said improvement to be the sum of \$5,180.27, including such interest as the city has paid or become liable for.

And the portion of said city which said Common Council deemed would be benefited by said improvement is described as follows:

All the lots and parcels of land on each side of West avenue from the west end of the present sewer near Wall street to a point 12 feet west of the east line of a lot owned by Susan Benedict.

Therefore Resolved, That the sum of \$5,180.27, being the whole amount of the expenses aforesaid, shall be assessed on such lots and parcels of land.

And David McKay, Aug. M. Koeth, and Wm. Maher, 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 lots and parcels of land 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 16th day of November, 1878, at nine o'clock in the forenoon at the office of the City Clerk.

Adopted by the following vote:

Ayes—Ald. Tracy, FitzSimons, Herzberger, Hays, Crouch, Martin, Chace, Huntington, Vay, Donivan, Edelman, Smith, Knobles, Baetzel—14.

CITY TREASURER'S OFFICE,
ROCHESTER, N. Y., Nov. 8, 1878.

To the Hon. the Common Council:

GENTLEMEN:—I hereby certify that the Executive Board have notified me that the work authorized under Ordinance No. 2027, for Washington street stench traps, has been completed.

The amount to be assessed upon the property benefited, including any interest that the city shall incur, or is entitled to, for the use of its funds, is \$145.40.

Yours respectfully,
GEO. D. WILLIAMS, Treasurer.

LOCAL IMPROVEMENT ASSESSMENT NO. 2027.

NORTH WASHINGTON STREET STENCH TRAPS.

Whereas, The Common Council did upon the 17th day of September, 1877, enact an ordinance for stench traps in North Washington street to each of the surface sewers:

And Whereas, The City Treasurer has reported the actual expenses of said improvement to be the sum of \$145.00, including such interest as the city has paid or become liable for.

And the portion of said city which said Common Council deemed would be benefited by said improvement is described as follows:

All the lots and parcels of land on each side of North Washington street from Allen street to West Main street.

Therefore Resolved, That the sum of \$145, being the whole amount of the expenses aforesaid, shall be assessed on such lots and parcels of land.

And David McKay, Aug. M. Koeth and Wm. Maher, 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 lots and parcels of land 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, Nov. 16th, 1878, at nine o'clock in the forenoon, at the office of the City Clerk.

Adopted.

Ayes—Ald. Tracy, FitzSimons, Herzberger, Hays, Crouch, Martin, Chace, Huntington, Vay, Donivan, Edelman, Smith, Nobles, Baetzel—14.

CITY TREASURER'S OFFICE,
ROCHESTER, N. Y., Nov. 8th, 1878.

To the Hon. the Common Council:

GENTLEMEN:—I hereby certify that the Executive Board have notified me that the work authorized under Ordinance No. 2,025, for Summer and Penn streets sewer has been completed.

The amount to be assessed upon the property benefited, including any interest that the city shall incur, or is entitled to, for the use of its funds, is \$998.50.

Yours respectfully,
GEO. D. WILLIAMS, Treasurer.

LOCAL IMPROVEMENT ASSESSMENT NO. 2,025.

SUMMER AND PENN STREETS SEWER.

Whereas, The Common Council did upon the 6th day of August, 1878, enact an ordinance for stone sewer in Summer street, from the sewer in Clifton street to the center of Penn street; thence easterly to a point 130 feet east of the east line of Summer street.

And Whereas, The City Treasurer has reported the actual expenses of said improvement to be the sum of \$998.50, including such interest as the City has paid or become liable for.

And the portion of said City which said Common Council deemed would be benefited by said improvement is described as follows:

All the lots and parcels of land on each side of Summer street, from Clifton street to the south line of Penn street, and one tier of lots on each side of Penn street, from Summer street to a point 130 feet east thereof.

Therefore, Resolved, That the sum of \$998.50, being the whole amount of the expenses aforesaid, shall be assessed on such lots and parcels of land.

And David McKay, Aug. M. Koeth, and Wm. Maher 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 lots and parcels of land 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 16th day of November, 1878, at nine o'clock in the forenoon, at the office of the City Clerk.

Adopted by the following vote:

Ayes—Ald. Tracy, Fitz Simons, Herzberger, Hays, Crouch, Martin, Chace, Huntington, Vay, Donivan, Edelman, Smith, Knobles, Baetzel—14.

CITY TREASURER'S OFFICE,
ROCHESTER, N. Y., Nov. 8th, 1878.

To the Hon. the Common Council:

GENTLEMEN:—I hereby certify that the Executive Board have notified me that the work authorized under Ordinance No. 2,023, for Foehner street sewer has been completed.

The amount to be assessed upon the property benefited, including any interest that the city shall incur, or is entitled to, for the use of its funds, is \$692.21.

Yours respectfully,
GEO. D. WILLIAMS, Treasurer.

LOCAL IMPROVEMENT ASSESSMENT NO. 2,023.

SEWER IN FOEHNER STREET.

Whereas, The Common Council did upon the 23d day of July, 1878, enact an ordinance for pipe sewer in Foehner street, from a point 120 feet east of Hudson street, to the North street sewer.

And Whereas, The City Treasurer has reported the actual expenses of said improvement to be the sum of \$692.21, including such interest as the City has paid or become liable for.

And the portion of said City which said Common Council deemed would be benefited by said improvement is described as follows:

All the lots and parcels of land on each side of Foehner street, from a point 120 feet east of Hudson street, to North street.

Therefore, Resolved, That the sum of \$692.21, being the whole amount of the expenses aforesaid, shall be assessed on such lots and parcels of land.

And David McKay, Aug. M. Koeth, and Wm. Maher, 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 lots and parcels 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 16th day of November, 1878, at nine o'clock in the forenoon, at the office of the City Clerk.

Adopted by the following vote:

Ayes—Ald. Tracy, FitzSimons, Herzberger, Hays, Crouch, Martin, Chace, Huntington, Vay, Donivan, Edelman, Smith, Knobles, Baetzel—14.

CITY TREASURER'S OFFICE,
ROCHESTER, Nov. 8, 1878.

To the Hon. the Common Council:

GENTLEMEN:—I hereby certify that the Executive Board have notified me that the work authorized under Ordinance No. 2,022, for West Alexander street sewer, has been completed.

The amount to be assessed upon the property benefited, including any interest that the city shall incur, or is entitled to, for the use of its funds, is \$739.62.

Yours respectfully,
GEO. D. WILLIAMS, Treasurer.

LOCAL IMPROVEMENT ASSESSMENT No. 2,022.
SEWER IN WEST ALEXANDER STREET.

Whereas, The Common Council did up on the 23d day of July, 1878, enact an ordinance for a sewer in West Alexander street from the sewer in Mt. Hope avenue to a point opposite the center of lot No. 452, near South avenue.

And, Whereas, The City Treasurer has reported the actual expenses of said improvement to be the sum of \$739.62, including such interest as the city has paid or become liable for.

And the portion of said city which said Common Council deemed would be benefited by said improvement is described as follows:

All the lots and parcels of land on each side of West Alexander street from Mt. Hope avenue to a point opposite the center of lot No. 452, near South avenue.

Therefore, Resolved, That the sum of \$739.62, being the whole amount of the expenses aforesaid, shall be assessed on such lots and parcels of land.

And David McKay, Aug. M. Koeth and Wm. Maher, 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 lots and parcels of land 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 16th day of Nov., 1878, at 9 o'clock in the forenoon, at the office of the City Clerk.

Adopted.

Ayes—Ald. Tracy, FitzSimons, Herzberger, Hays, Crouch, Martin, Chace, Huntington, Vay, Donovan, Edelman, Smith, Knobles, Baetzell—14.

CITY TREASURER'S OFFICE,
ROCHESTER, N. Y., Nov. 8, 1878. }

To the Honorable the Common Council:

GENTLEMEN: I hereby certify that the Executive Board have notified me that the work authorized under Ordinance No. 2021 for Tyler street sewer has been completed.

The amount to be assessed upon the property benefited, including any interest that the city shall incur, or is entitled to, for the use of its funds, is \$361.35.

Yours respectfully,

GEO. D. WILLIAMS, Treasurer.

LOCAL IMPROVEMENT ASSESSMENT NO. 2021.
PIPE SEWER IN TYLER STREET.

Whereas the Common Council did upon the 23d day of July, 1878, enact an ordinance for pipe sewer in Tyler st. from a point 122 feet west of Scio st. to Finney st. s. w. c.

And Whereas, The City Treasurer has reported the actual expenses of said improvement to be the sum of \$361.35, including such interest as the city has paid or become liable for.

And the portion of said city which said Common Council deemed would be benefited by said improvement is described as follows:

All the lots and parcels of lands on each side of Tyler street from a point 122 feet west of Scio street to Finney street.

Therefore, resolved, That the sum of \$361.35, being the whole amount of the expenses aforesaid, shall be assessed on such lots and parcels of land.

And David McKay, Aug. M. Koeth and Wm. Maher, 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 lots and parcels of land 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 16th day of November, 1878, at nine o'clock in the forenoon, at the office of the City Clerk.

Adopted.

Ayes—Ald. Tracy, FitzSimons, Herzberger, Hays, Crouch, Martin, Chace, Huntington, Vay, Donovan, Edelman, Smith, Knobles, Baetzell—14.

CITY TREASURER'S OFFICE,
ROCHESTER, Nov. 9th, 1878. }

To the Hon. the Common Council:

GENTLEMEN—I hereby certify that the Executive Board have notified me that the work authorized under Ordinance No. 2010, for West avenue improvement, has been completed.

The amount to be assessed upon the property benefited, including any interest that the city shall incur or is entitled to, for the use of its funds, is \$5,851.70.

Yours respectfully,

GEO. D. WILLIAMS, Treasurer.

LOCAL IMPROVEMENT ASSESSMENT No. 2010.

Whereas, The Common Council did upon the 28th day of May, 1878, enact an ordinance for improving West avenue, from the east curb line of Ames street to the city line;

And whereas, The City Treasurer has reported the actual expenses of said improvement to be the sum of \$5,851.70, including such interest as the city has paid or become liable for.

And the portion of said city which said Common Council deemed would be benefited by said improvement is described as follows:

One tier of lots on each side of West avenue, from Ames street to the city line;

Therefore, Resolved, That the sum of \$5,851.70, being the whole amount of the expense aforesaid, shall be assessed on such lots and parcels of land.

And David McKay, Aug. M. Koeth and Wm. Maher, 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 lots and parcels of land 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 16th day of November, 1878, at nine o'clock in the forenoon, at the office of the City Clerk.

Adopted.

Ayes—Ald. Tracy, FitzSimons, Herzberger, Hays, Crouch, Martin, Chace, Huntington, Vay, Donovan, Edelman, Smith, Knobles, Baetzell—14.

CITY TREASURER'S OFFICE.

ROCHESTER, N. Y., Nov. 8th, 1878. }

To the Hon. the Common Council:

GENTLEMEN—I hereby certify that the Executive Board have notified me that the work authorized under Ordinance No. 2,008, for West avenue sewer, has been completed.

The amount to be assessed upon the property benefited, including any interest that the city shall incur, or is entitled to for the use of its funds, is \$328.20.

Yours respectfully,

GEO. D. WILLIAMS, Treasurer.

LOCAL IMPROVEMENT ASSESSMENT No. 2008.

Whereas, The Common Council did, upon the 14th day of May, 1878, enact an ordinance for a pipe sewer in West avenue, from the westerly terminus of the present sewer to the city line;

And, Whereas, The City Treasurer has reported the actual expenses of said improvement to be the sum of \$328.20, including such interest as the city has paid or become liable for;

And the part of said city which said Common Council deemed would be benefited by said improvement is described as follows:

All the lots and parcels of land on each side of West avenue, from Hague street to the city line;

Therefore, Resolved, That the sum of \$328.20, being the whole amount of the expenses aforesaid, shall be assessed on such lots and parcels of land.

And David McKay, Wm. Maher and Aug. M. Koeth, 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 lots and parcels 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 16th day of November, 1877, at nine o'clock in the forenoon, at the office of the City Clerk.

Adopted.

Ayes—Ald. Tracy, FitzSimons, Herzberger, Hays, Crouch, Martin, Chace, Huntington, Vay, Donovan, Edelman, Smith, Knobles, Baetzell—14.

CITY TREASURER'S OFFICE,

Rochester, N. Y., Nov. 8th, 1878. }

To the Hon. the Common Council,

GENTLEMEN: I hereby certify that the Executive Board have notified me that the work authorized under Ordinance No. 1984, for Munger and Averill sts. wks, has been completed.

The amount to be assessed upon the property benefited, including any interest that the city shall incur, or is entitled to, for the use of its funds, is \$121.21.

Yours respectfully,

GEO. D. WILLIAMS, Treasurer.

LOCAL IMPROVEMENT ASSESSMENT No. 1964.

Whereas, The Common Council did upon the 16th day of Oct., 1877, enact an ordinance for plank walk on Munger and Averill streets, on each side, from South avenue to the Erie canal.

And whereas, The City Treasurer has reported the actual expenses of said improvement to be the sum of \$121.21, including such interest as the city has paid or become liable for.

And the portion of said city which said Common Council deemed would be benefited by said improvement is described as follows:

All the lots and parcels of land on each side of Munger and Averil streets, from South avenue to the Erie canal.

Therefore, Resolved, That the sum of \$121.21, being the whole amount of the expenses aforesaid, shall be assessed on such lots and parcels of land.

And David McKay, A. M. Koeth and Wm. Maher, 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 lots and parcels 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 16th day of November, 1878, at 9 o'clock in the forenoon, at the office of the City Clerk.

Adopted.

Ayes—Ald. Tracy, FitzSimons, Herzberger, Hays Crouch, Martin, Chace, Huntington, Vay, Donivan, Edelman, Smith, Knobles, Baetzel—14.

CITY TREASURER'S OFFICE,
ROCHESTER, NOV. 8, 1878. }

To the Honorable the Common Council:

GENTLEMEN: I hereby certify that the Executive Board have notified me that the work authorized under Ordinance No. 1,963, for Goodman street gravel walk, has been completed.

The amount to be assessed upon the property benefited, including any interest that the city shall incur, or is entitled to, for the use of its funds, is \$60.80.

Yours respectfully,

GEO. D. WILLIAMS, Treasurer.

LOCAL IMPROVEMENT ASSESSMENT NO. 1,963.

GRAVEL WALK ON GOODMAN STREET.

Whereas, The Common Council did, upon the 16th day of October, 1877, enact an ordinance for a gravel walk on Goodman street, west side, from University avenue to East avenue.

And Whereas, The City Treasurer has reported the actual expenses of said improvement to be the sum of \$60.80, including such interest as the city has paid or become liable for.

And the portion of said city which said Common Council deemed would be benefited by said improvement is described as follows:

All the lots and parcels of land on the west side of Goodman street from University avenue to East avenue.

Therefore, Resolved, That the sum of \$60.80, being the whole amount of the expenses aforesaid, shall be assessed on such lots and parcels of land.

And David McKay, Wm. Maher and Aug. M. Koeth, 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 lots and parcels of land 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 16th day of Nov., 1878, at 9 o'clock in the forenoon, at the office of the City Clerk.

Adopted.

Ayes—Ald. Tracy, Fitz Simons, Herzberger, Hays, Crouch, Martin Chace, Huntington, Vay, Donivan, Edelman, Smith Knobles Baetzel—14.

CITY TREASURER'S OFFICE,
ROCHESTER, N. Y., Nov. 8th, 1878. }

To the Hon. the Common Council:

GENTLEMEN: I hereby certify that the Executive Board have notified me that the work authorized under Ordinance No. 1,994, for Tremont street sewer, has been completed.

The amount to be assessed upon the property benefited, including any interest that the city shall incur, or is entitled to, for the use of its funds, is \$1,498.00.

Yours respectfully,

GEO. D. WILLIAMS, Treasurer.

LOCAL IMPROVEMENT ASSESSMENT NO. 1,994.

Whereas, The Common Council did upon the 16th day of April, 1878, enact:

An ordinance for stone sewer in Tremont street from the sewer in Francis street to the sewer in Saxe street.

And whereas, The City Treasurer has reported the actual expenses of said improvement to be the sum of \$1,498.00, including such interest as the city has paid or become liable for.

And the portion of said city which said Common Council deemed would be benefited by said improvement is described as follows:

All the lots and parcels of land on each side of Tremont street from Francis street to the centre of Saxe street.

Therefore, resolved, That the sum of \$1,498.00, being the whole amount of the expenses aforesaid, shall be assessed on such lots and parcels of land.

And David McKay, Aug. M. Koeth, and Wm. Maher, 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 lots and parcels 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 16th day of November, 1878, at 9 o'clock in the forenoon, at the office of the City Clerk.

Adopted by the following vote:

Ayes—Ald. Tracy, FitzSimons, Herzberger, Hays, Crouch, Martin, Chace, Huntington, Vay, Donivan, Edelman, Smith, Knobles, Baetzel—14.

CITY TREASURER'S OFFICE,

Rochester, N. Y. Nov. 8, 1878. }

To the Honorable the Common Council:

GENTLEMEN: I hereby certify that the Executive Board have notified me that the work authorized under ordinance No. 1,984 for North avenue improvement.

The amount to be assessed upon the property benefited, including any interest that the city shall incur or is entitled to, for the use of its funds, is \$21,308.94.

Yours respectfully,

GEO. D. WILLIAMS, Treasurer.

LOCAL IMPROVEMENT ASSESSMENT NO. 1,984.

Whereas, The Common Council did upon the 16th day of April 1878, enact an ordinance for improving North avenue from the N. Y. Central & H. E. R. R. to the north line of Clifford street.

And, Whereas, The City Treasurer has reported the actual expenses of said improvement to be the sum of \$21,308.94 including such interest as the city has paid or become liable for.

And the portion of said city which said Common Council deemed would be benefited by said improvement is described as follows:

All the lots and parcels of land on each side of North avenue from the north side of the N. Y. C. & H. E. R. R. track to the northeast line of Clifford street.

Therefore, Resolved, That the sum of \$21,308.94 being the whole amount of the expenses aforesaid, shall be assessed on such lots and parcels of land.

And David McKay, Wm. Maher and Aug. M. Koeth, 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 lots and parcels 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 16th day of November, 1878, at nine o'clock in the forenoon, at the office of the City Clerk.

Adopted by the following vote:

Ayes—Ald. Tracy, FitzSimons, Herzberger, Hays, Crouch, Martin, Chace, Huntington, Vay, Donivan, Edelman, Smith, Knobles, Baetzel—14.

CITY TREASURER'S OFFICE,

ROCHESTER, N. Y., Nov. 9th, 1878. }

To the Hon. the Common Council:

GENTLEMEN: I hereby certify that the Executive Board have notified me that the work authorized under Ordinance No. 1,992, for West Avenue Improvement, has been completed.

The amount to be assessed upon the property benefited, including any interest that the city shall incur, or is entitled to, for the use of its funds, is \$4,797.66.

Yours respectfully,

GEO. D. WILLIAMS, Treasurer.

LOCAL IMPROVEMENT ASSESSMENT NO. 1,992.

Whereas, The Common Council did upon the 16th day of April, 1878, enact:

An ordinance for improving West avenue, from western terminus of present improvement to the east curb line of Ames street.

And whereas, The City Treasurer has reported the actual expenses of said improvement to be the sum of \$4,797.66, including such interest as the city has paid or become liable for.

And the portion of said city which said Common Council deemed would be benefited by said improvement is described as follows:

All the lots and parcels of land on each side of West avenue from the western terminus of present improvement to Aines street.

The afore resolved, That the sum of \$4,791.66, being the whole amount of the expenses aforesaid, shall be assessed on such lots and parcels of land.

And David McKay, w.m. Mahar, and Aug. M. Koeth, 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 lots and parcels 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, Nov. 15th, 1878, at nine o'clock in the forenoon, at the office of the City Clerk.

Adopted by the following vote:

Ayes—Ald. Tracy, FitzSimons, Herzberger, Hays, Crouch, Martin, Chace, Huntington, Vay, Donivan, Edelman, Smith, Knobles, Baetzel—14.

CITY TREASURER'S OFFICE,

ROCHESTER, N. Y., Nov. 8th, 1878.

To the Honorable the Common Council of the City of Rochester.

GENTLEMEN—I hereby certify that the Executive Board have notified me that the work authorized under Ordinance No. 2029, for North St. Paul st. sewer has been completed.

The amount to be assessed upon the property benefited, including any interest that the city shall incur, or is entitled to, for the use of its funds, is \$319.90.

Yours respectfully,

GEO. D. WILLIAMS, Treasurer.

LOCAL IMPROVEMENT, ASSESSMENT NO. 2,120.

Whereas, The Common Council did upon the 9th day of July, 1878, enact an ordinance for a pipe sewer in North St. Paul street from a point 125 feet south of Clifford street to the Evergreen street sewer.

And, Whereas, The City Treasurer has reported the actual expenses of said improvement to be the sum of \$319.90, including such interest as the city has paid or become liable for.

And the portion of said city which said Common Council deemed would be benefited by said improvement is described as follows:

One tier of lots on each side of North St. Paul street from a point 125 feet south of Clifford street to Evergreen street.

Therefore, Resolved, That the sum of \$319.90, being the whole amount of the expense aforesaid, shall be assessed on such lots and parcels of land.

And David McKay, Aug. M. Koeth, and Wm. Mahar, 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 lots and parcels of land 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 16th day of November, 1878, at nine o'clock in the forenoon, at the office of the City Clerk.

Adopted by the following vote:

Ayes—Ald. Tracy, FitzSimons, Herzberger, Hays, Crouch, Martin, Chace, Huntington, Vay, Donivan, Edelman, Smith, Knobles, Baetzel—14.

After allegations were heard on the ordinance for Allen street approaches, Ald. Martin moved to postpone action for two weeks.

Adopted by the following vote:

Ayes—Ald. Fitz Simons, Herzberger, Hays, Crouch, Chace, Huntington, Donivan, Edelman—9.

Nays—Ald. Tracy, Martin, Knobles, Baetzel—4.

After allegations were heard, the ordinance for Allen street improvement was postponed two weeks. The final ordinances for street traps in South Clinton street and St. Paul street were indefinitely postponed.

FINAL ORDINANCE NO. 2,086.

PLANK WALK ON CADY STREET.

On motion of Ald. Edelman 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. Edelman submitted the following:

An ordinance to construct a plank walk 4 feet inches wide on the south side of Cady street, in front of lots Nos. 35, 36 and 39, said lots being west of Francis street.

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

The construction of a plank walk 4 feet 8 inches wide on the south side of Cady street, in front of lots Nos. 35, 36 and 39, said lots being west of Francis street.

And the whole expense shall be defrayed by the assessment upon the lots and parcels of land to be benefited thereby; and the City Surveyor, under the direction of this Council, having made an estimate of such expense and reported the same at \$48, which estimate is hereby approved; 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 Cady street, in front of which said proposed walk may be constructed. On which above described portion of the city the expenses of said improvement are hereby ordered assessed.

Adopted by the following vote:

Ayes—Ald. Tracy, FitzSimons, Herzberger, Hays, Crouch, Martin, Chace, Huntington, Vay, Donivan, Edelman, Knobles, Baetzel—15.

FINAL ORDINANCE NO. 2,087.

FLAG WALK ON EAST MAIN STREET.

On motion of Ald. Edelman 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. Edelman submitted the following:

An ordinance to construct a flag walk in not less than three courses on the south side of East Main street from Clinton street to Elm street, except where good flag walks now exist.

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

The construction of a flag walk in not less than three courses on the south side of East Main street from Clinton street to Elm street, except where good flag walks now exist.

And the whole expense shall be defrayed by the assessment upon the lots and parcels of lands to be benefited thereby; and the City Surveyor, under the direction of this Council, having made an estimate of such expense, and reported the same at \$1,752, which estimate is hereby approved; 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 Main street from Clinton street to Elm street, in front of which said proposed flag walks may be constructed.

On which above described portion of the city the expenses of said improvement are hereby ordered assessed.

Adopted by the following vote:

Ayes—Ald. Fitz Simons, Herzberger, Hays, Crouch, Martin, Chace, Huntington, Vay, Donivan, Edelman, Knobles, Baetzel—12.

FINAL ORDINANCE NO. 2,088.

STONE SEWER IN REYNOLDS STREET.

On motion of Ald. FitzSimons, 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. FitzSimons submitted the following:

An ordinance to construct a stone sewer 1 1/2 feet in Reynolds st., from the Frost avenue sewer to a point 25 feet north of the north line of Strong st.; also the necessary surface sewers, lot laterals and manholes.

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

The construction of a stone sewer 1 1/2 feet in Reynolds street, from the Frost avenue sewer to a point 25 feet north of the north line of Strong street; also, the necessary surface sewers, lot laterals and manholes.

And the whole expense shall be defrayed by the assessment upon the lots and parcels of lands to be benefited thereby; and the City Surveyor, under the direction of this Council, having made an estimate of such expense, and reported the same at \$1,111 which estimate is hereby approved; 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 Frost avenue to Strong street.

On which above described portion of the City the expenses are hereby ordered assessed.

Adopted by the following vote:

Ayes—Ald. FitzSimons, Herzberger, Hays, Crouch, Martin, Chace, Huntington, Vay, Donivan, Edelman, Knobles, Baetzel—12.

The final ordinance for a plank in Hague street was indefinitely postponed on motion of Ald. Knobles.

Ald. Chace, from the Special Committee on opening Howe street, reported progress, asked for further time (which was granted) and moved that action on the ordinance be postponed two weeks. Adopted.

UNFINISHED BUSINESS.

By the Clerk—

By Ald. FitzSimons—Resolved, that the Executive Board be and it is hereby directed to extend the water mains in Allen street from

Platt street to the Erie canal, under the supervision of the City Surveyor.

Ald. Huntington moved to indefinitely postpone. Adopted.

MISCELLANEOUS BUSINESS.

By Ald. FitzSimons—Whereas, Lots No. 294 and 295, southwest part of 296, and west part 297, section B, Thurber tract, north side of Clifton street, were assessed for the general city tax for the years 1872, 1873, 1874, 1875, 1876, 1877 and 1878; also Clifton and Reynolds streets sewer, No. 1,580, under one valuation, and in one amount; and

Whereas, The said lots are now owned by different parties; therefore,

Resolved, That any person owning parts of said lots may redeem his own land by paying the Treasurer such portion of said taxes and assessment expenses and interest as the City Assessors may determine his property should bear, and the Treasurer is authorized to receive such portion and release the property owned by the person paying it, and retain the lien on the balance on his books. Adopted.

By Ald. FitzSimons—Whereas, A certain piece of land known and described on the assessment rolls as S. pt. Strong Farm, Bd. N. by Falls View, E. by St. Paul st., and W. by High Bk. of the Genesee River, about 65-100 acres, was assessed by general city tax for the years 1877 and 1878 under one valuation and in one amount; and

Whereas, The said land is now owned by different parties; therefore

Resolved, That any person owning parts of said land may redeem his own land by paying the Treasurer such portion of said tax expenses and interest as the city assessor may determine his property should bear and the Treasurer is authorized to receive such portion and release the property owned by the person paying it and retain the lien on the balance on his books. Adopted.

By Ald. FitzSimons—Whereas, Lots Nos. 118 and 112 German tract, west side Ames st., 15th ward were assessed for Ames st. sewer No. 1,914 under one valuation and in one amount, and

Whereas, The said lots are now owned by different parties, therefore

Resolved, That any person owning parts of said lots may redeem his own land by paying the Treasurer such portion of said assessment expenses and interest as the City Assessor may determine his property should bear, and the Treasurer is authorized to receive such portion and release the land owned by the person paying it retaining the lien on the balance of said lots on his books. Adopted.

By Ald. FitzSimons—Whereas, Lots No. 2, 3, 4 and 5 Vose and Davis sub division, west side North Avenue, 16th ward, were assessed for the general city tax 1878 under one valuation and in one amount, and

Whereas, The said lots are now owned by different parties, therefore

Resolved, That any person owning parts of said lots may redeem his own land by paying the Treasurer such portion of said tax expenses and interest as the city assessor may determine his property should bear and the Treasurer is authorized to receive such portion and release the land owned by the person paying it and retain the lien on the balance on his books. Adopted.

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By Ald. Fitz Simons—Whereas, Lots Nos. 87 and 88 of the Bennett tract, Clifton street, 8th Ward, were assessed for Clifton street improvement under one valuation and in one amount, and,

Whereas, The said lots are now owned by different parties, therefore,

Resolved, That any person owning parts of said lots may redeem his own land by paying the Treasurer such part of said tax, expenses and interest as the City Assessors may determine his property should bear, and the Treasurer is authorized to receive such portion and release the land owned by the person paying it, and retain the lien on the balance on his books. Adopted.

By Ald. Martin—Resolved, That the Clerk draw an order on the Treasurer in favor of the chairman of the Board of Inspectors of Election (including clerks) of each election district for the sum of seventy-five dollars, in full for services for general election, 1878. Also, an order in favor of each proprietor (except the city of Rochester) of places used as election polls, for the sum of thirty dollars, also an order in favor of Wm. Coughlin for \$10 for 2d Ward polls, and Engine Co. No. 1 for same amount, and the Treasurer is requested to pay the same and charge Contingent Fund, provided no objection is made by any Inspector or Clerk to drawing the order in favor of the chairman of the Board. Objection being made the Clerk is directed to draw an order in favor of each claimant for his individual compensation, retaining from the same proper charges against such Inspectors.

Adopted by the following vote:

Ayes—Ald. Tracy, FitzSimons, Hays, Crouch, Martin, Chace, Huntington, Vay, Donovan, Edelman, Knobles—11.

Ald. Martin moved that the assessment roll for improvement of Siegel street be cancelled. Adopted.

By Ald. Edelman—Resolved, That permission be granted to Isaac Silverman to sell fresh meats at 108 St. Joseph street until July 1st, 1879, on his paying into the treasury the sum of twenty-five dollars. Adopted.

By Ald. Huntington—Resolved, That the Police Commissioners of Rochester be authorized to appoint a special policeman, to be subject to the orders of such Commissioners, during the November Sessions of the County Court, such person so appointed to be paid out of the funds of the County of Monroe, in accordance with Chapter 415 of the Laws of 1878, and in no case to receive any compensation from the City of Rochester. Adopted.

By Ald. Huntington—Resolved, That a Committee of three be appointed by the Chair to confer with the Central Railroad authorities through Mr. Harris, their attorney, in regard to the crossing at North avenue, and report to this Board at the next regular meeting. Adopted.

By Ald. FitzSimons—Resolved, That the practice of furnishing refreshments at the expense of the city at the meetings of this Board be from this date discontinued.

Ald. Herzberger moved to lay on the table until the next meeting.

Lost by the following vote:

Nays—Ald. Tracy, FitzSimons, Herzberger, Hays, Crouch, Martin, Chace, Huntington, Vay, Donovan, Edelman, Knobles—12.

The Resolution of Ald. FitzSimons was lost by the following vote.

Ayes—Ald. FitzSimons—1.
Nays—Ald. Tracy, Herzberger, Hays, Crouch, Martin, Chace, Huntington, Vay, Donovan, Edelman, Knobles—11.

The President announced the following Special Committees :

Committee on North Avenue Crossing—Ald. Huntington, Baetzel, Warren.

Committee on Excise Com. Investigation—Ald. FitzSimons, Herzberger, Martin.

Ald. Martin moved that the City Attorney be substituted in his place. Adopted.

Ald. Martin moved to adjourn. Adopted.

EDWARD ANGEVINE, City Clerk.

In Common Council—Nov. 26, 1878.

REGULAR MEETING.

Present—Ald. Tracy, FitzSimons, Montgomery, Herzberger, Warren, Crouch, Martin, Chace, Huntington, Vay, Donovan, Edelman, Smith, Knobles, Baetzel—15.

Absent—Ald. Hays—1.

In the absence of the President, the Clerk called the Board to order.

Ald. Crouch moved that Ald. Huntington act as temporary President. Adopted.

The minutes of the previous meeting were approved as published in the book of proceedings.

PRESENTATION OF PETITIONS, ACCOUNTS, ETC.

By Ald. Tracy—Bills of

| | |
|--|----------|
| Sherlock & Sloan, lamps, &c..... | \$166 70 |
| Roch. Gas Co., setting posts..... | 281 57 |
| Citizens | 72 20 |
| Robt. Boyd repairing .. | 1 44 |
| Citizens Gas Co., gas and care lamps..... | 3,307 05 |
| Roch. | 2,776 50 |
| F. Vose, assignee Gray & Co., lighting and care lamps..... | 785 39 |

Referred to Lamp Committee.

By Ald. Montgomery—Claim of Edwin S. Hayward for damages by overflow of Court and William street and Upton park outlet sewers, \$1,175.00. Referred to Law Committee.

Also, petition asking for the repeal of the ordinance for a sewer in Reynolds street. Also a communication from E. A. Frost on the subject, accompanied by the following resolution :

By Ald. Montgomery—Resolved, That the petition just presented be referred to the Sewer Committee, to examine and report whether it will be safe to make a sewer in Reynolds street that shall discharge through Frost avenue sewer into the Genesee Valley canal ; and that all proceedings under the ordinance passed November 12, 1878, for a sewer in Reynolds street be suspended until the further order of the Common Council. Adopted.

By Ald. Montgomery—Bill of

| | |
|---|---------|
| Wm. F. Duffield, for report of a trial..... | \$32 84 |
| Also, bill of | |
| M. Heavy..... | \$9 00 |

Referred to Contingent Expense Committee.

By Ald. Herzberger—Bills of

| | |
|------------------------------------|---------|
| Alex. McLean, expense account..... | \$55 83 |
| A. B. Banning, labor..... | 8 86 |
| Mensing & Co., printing.... | 11 00 |

Referred to Police Committee.

By Ald. Herzberger—

REPORT OF THE POLICE CLERK FOR THE MONTH OF OCTOBER, 1878.

POLICE COMMISSIONERS' OFFICE, }
Nov. 26th, 1878. }

To the Honorable the Common Council:

GENTLEMEN—I respectfully report the following as the total amount of fines and penalties imposed by the Police Justice for the month of October, 1878, together with the amount collected.

| | Crime. | Penalty. | Paid. |
|---------------------|----------------------------|----------|-------|
| 1—John Hamilton | assault | \$15 | \$10 |
| Ann Moore | drunk | 10 | |
| Simon Marshall | assault | 10 | 10 |
| Albert Ward | .. | 10 | 10 |
| 2—Geo. P. Stull | drunk | 5 | 4 |
| Martin Flowry | .. | 5 | 5 |
| Kate Warren | .. | 10 | 10 |
| Hugh McDonald, | assault | 10 | |
| John Harrington | drunk | 5 | |
| Jerome Albro | .. | 5 | 5 |
| Cornelius Vroman | .. | 5 | |
| Peter Further | .. | 10 | 10 |
| Mary Alexander | assault | 5 | |
| 3—Rosemund Seifert | drunk | 5 | |
| Lewis Miller | .. | 5 | |
| Mich. Sullivan | assault | 5 | |
| John Rogan | drunk | 10 | 5 |
| James Guturie | .. | 10 | 5 |
| James Connors | .. | 10 | |
| Frank Fickett | .. | 10 | |
| 5—Anna Eggleston | selling liquor Sunday | 30 | 30 |
| 7—Andrew McMullen | vio. ord. | 10 | 49 |
| Ed. Kearnes | drunk | 5 | |
| John Smith | vio. ord. | 5 | 5 |
| Elmer Roberts | assault | 10 | |
| John Murphy | .. | 10 | 5 |
| Louis La Fountain | .. | 10 | 5 |
| Thos Whitley | drunk | 10 | 10 |
| Morris Connors | .. | 10 | 5 |
| Hugh Hamilton | .. | 10 | 10 |
| John Doe | .. | 5 | 5 |
| Henry Damon | assault | 25 | 25 |
| Mich. O'Brien | drunk | 10 | 5 |
| Orto Hahn | vio. ord. | 10 | 5 |
| Fred W. Suiter | vio. ord. | 10 | 5 |
| Wm Bushnell | .. | 10 | 10 |
| Dan'l Hulsaver | cruelty to animals | 10 | 7 |
| 8—Henry Gallagher | drunk | 10 | |
| Lena Prince | assault | 10 | 5 |
| James McShane | drunk | 10 | 5 |
| Thos Martin | assault | 25 | 25 |
| Emma Laverly | drunk | 5 | 5 |
| Th. C. Barrons | sell. liq. without license | 50 | 50 |
| 9—John Eagan | drunk | 5 | |
| Anna Eagan | .. | 5 | |
| Dan'l Harrington | .. | 5 | |
| John Heisman | .. | 10 | 10 |
| Henry Grant | .. | 10 | |
| 10—L. B. Healey | petit larceny | 10 | 10 |
| 11—Jacob Grossbanns | drunk | 10 | 5 |
| James Higgins | vio. ord. | 5 | |
| Ed. Fitz Harris | .. | 10 | 5 |
| Mich. Brennan | .. | 10 | 10 |
| 12—Ed. Powers | drunk | 5 | 5 |
| Henry Mensing | .. | 5 | |
| 14—Chas. Osborn | assault | 10 | |
| Wm. Cain | drunk | 5 | 5 |
| Wm. Barry | .. | 5 | 5 |
| Francis Doe | .. | 5 | 5 |
| Kate Cain | .. | 5 | |
| Marn Briggs | petit larceny | 10 | 10 |
| Wm. Kelly | drunk | 5 | |
| Sarah McCabe | .. | 10 | 8 |
| John Williams | .. | 10 | |
| 15—Algernon P. Roe | assault | 10 | 5 |
| John Hernig | .. | 10 | |
| John Harris | drunk | 10 | 10 |
| Albert Higgins | assault | 5 | 5 |
| Wm. Lawrence | .. | 5 | 5 |
| Patrick Gleason | drunk | 5 | |
| John Short | .. | 5 | |
| Jamuel Taylor | .. | 5 | |
| Catharine Lawrence | .. | 5 | 5 |
| Thomas Flannigan | .. | 5 | |
| 16—David Schofield | .. | 5 | |
| John Killip | .. | 10 | |
| John O'Brien | .. | 10 | |
| Dugal Gillespie | .. | 10 | |
| 17—Jos. Williams. | selling liquor with- | | |
| Rich. Donovan, | out license | 50 | 50 |
| Thos. Maber | vio. ord. | 25 | 20 |
| Geo' Beddich. | drunk | 5 | |
| Jacob Gunlach, | .. | 5 | |
| Chas. Taylor— | .. | 5 | 5 |
| Mary M. schlitzer | vio. ord. | 50 | 5 |
| 18—John Hisselle | assault | 10 | 10 |
| 19—Jerry Coffy | petit larceny | 10 | |
| Thomas Martin | drunk | 10 | |

| | | | |
|---------------------|------------------|--------|------|
| John Dillon | .. | 5 | 5 |
| Henry S. Goddard | .. | 10 | 10 |
| Hannah Swartz | vio. ord. | 100 | |
| Walter G'Callihan | cruty to animals | 10 | 10 |
| Melancton Smith | .. | 10 | 10 |
| 21—Bernard Kavanagh | drunk | 5 | 5 |
| Jas. Flanagan | .. | 10 | 10 |
| 22—John W. Mason | .. | 5 | 4 |
| William Carroll | .. | 10 | 10 |
| Michael Hurley | .. | 10 | 5 |
| William J. Winners | .. | 10 | 5 |
| Daniel Leary | .. | 5 | 5 |
| Frank Buell | .. | 10 | 9 |
| Fred. Wilder | .. | 10 | 10 |
| Henry Snyder | vio. ord. | 5 | 5 |
| 24—John Graham | petit larceny | cost | 2 |
| William Carroll | drunk | 5 | 5 |
| Manley Locke | .. | 10 | |
| Richard Elmer | .. | 10 | |
| Albert Youngman | vio. ord. | 5 | 5 |
| Albert Rhinehart | assault | 10 | |
| 25—George Oliver | drunk | 5 | |
| Daisey Purdy | .. | 5 | 5 |
| Jacob Deuchler, Jr. | assault | 10 | |
| Fred Assert | .. | cost 3 | |
| Frank O'Toole | .. | cost 3 | |
| 26—John Hildan | drunk | 5 | 5 |
| Lizzie Shay | .. | 5 | |
| Ann Plunkett | .. | 10 | |
| 28—Ann McCarty | .. | 5 | 5 |
| Jennie Williams | .. | 10 | 5 |
| Ida Day | .. | 5 | 5 |
| Wm McDowell | .. | 5 | 6 |
| Jacob Rosenwants | .. | 5 | 5 |
| Jos Aspenleiter | .. | 5 | 5 |
| Daniel Tynan | .. | 5 | 5 |
| Lewis Stull | petit larceny | 5 | 5 |
| Geo Sopps | .. | 5 | 5 |
| Thos Kernan | drunk | 10 | |
| John LaBarge | assault | 10 | |
| 29—Emma Spencer | .. | 10 | 5 |
| Lena Eivers | hotel fraud, | cost | 5 |
| Jas Leonard | vio ord | 10 | |
| Thos E Purcell | .. | 10 | |
| Ed Coughlin | .. | 10 | |
| 30—John Maffatt | drunk | 10 | 10 |
| Wm A Smith | .. | 10 | |
| Wm Bachman | petit larceny | 10 | |
| James Donovan | .. | 10 | 6 |
| John Terry | vio ord | 10 | 7 10 |
| 31—Mary Devitt | drunk | 5 | |

I do hereby officially certify that the foregoing report in relation to money received by me for fines and penalties imposed by the Police Justice for the month of October, 1878, is true.

B. FRANK ENOS, Clerk.

Sworn to before me this 26th day of November, 1878.

PETER SHERIDAN,

Commissioner of Deeds.

Ordered received, filed and published.

By Ald. Crouch—Petition of L. Packard for remission of tax. Referred to Assessment Committee.

By Ald. Martin—Bills of

| | | |
|--|-------|----------|
| N. T. Hackstaff, printing blanks | ..... | \$ 12 00 |
| W. Hanford, serving notices | ..... | 14 00 |
| Orrin Backus, stakes | ..... | 69 00 |
| Clague, Coplin & Wegman | ..... | 6 50 |
| Joseph Corbin, serving notices | ..... | 2 82 |
| Merriam & Co., surveying instruments | ..... | 137 50 |
| Schantz, Minges, Shale & Co., book case M.C. | ..... | 53 50 |
| Lester & Gilhard, ventilated grates | ..... | 21 45 |
| Merriam & Co., stationery, &c. | ..... | 116 10 |

Referred to Contingent Expense Committee.

By Ald. Martin—Petition in regard to the construction of flag walks in Washington Square. Referred to the Law Committee.

By Ald. Chace—Petition of R. D. Clark to erect a wood building. Referred to Wood Building Committee and Fire Marshal with power to act.

By Ald. Chace—Resolved, That Joseph Laurer & Co. be and they are hereby granted a license to sell fresh meat &c. at No. 8 Lake avenue, until July 1, 1879, by their paying into the City Treasury the sum of twenty-five dollars. Adopted.

Also a communication from Fidelia B. Kellogg for remission of a tax. Referred to assessment committee.

By Ald. Donovan—Bills of

| | | |
|--------------------------------|-------|--------|
| J. Talman, soap | ..... | \$4 00 |
| Fee Bros., alcohol for torches | ..... | 6 00 |
| Henry Rice, labor material | ..... | 24 74 |

Referred to City Property Committee.

By Ald. Donovan—Petition of Sister Hieronymo for the use of the City Hall, and moved the petition be granted. The president ruled the motion out of order as it conflicted with a standing rule of the Board.

By Ald. Donovan—Petition of Mrs. Christie to erect a wood building. Referred to Wood Building Committee and Fire Marshal with power to act.

By Ald. Edelman—Petition of H. E. Woodward to erect a wood building. Referred to Wood Building Committee and Fire Marshal with power to act.

By Ald. Smith—Petition of heirs of John Calder for remission of a tax. Referred to assessment committee.

By Ald. Baetzel—Bills of

| | | |
|-------------------------------|-------|-----------|
| H. Austin Brewster, groceries | ..... | \$.437 60 |
| Joseph Schutte, disbursements | ..... | .70 10 |
| P. H. Curran, meat | ..... | 150 00 |
| Gontzman & Son, soap | ..... | 370 00 |

Referred to Poor Committee

REPORTS OF STANDING COMMITTEES.

Ald. Herzberger, from the Police Committee; Ald Tracy, from the Lamp Committee; Ald. Baetzel, from the Poor Committee; Ald. Donovan, from the City Property Committee; Ald. Martin, from the Contingent Expense Committee, reported favorably the bills referred to their respective Committees and referred them to the Finance Committee for payment.

By Ald. Montgomery—

To the Common Council of the City of Rochester :

Your Law Committee, to whom was referred the claim of F. X. Masseth, for damages to his horse and carriage by their falling into an open trench on the corner of West avenue and Ford street, on the night of the 22d of April last, report that on the night in question a barricade was placed all around this trench ordinarily sufficient to guard it, but no light was placed there except there was a street lamp in close proximity to it which when lighted was sufficient, but that it was extinguished with other lamps at twelve o'clock that night, leaving the place very dark; that the driver of the carriage came along on a slow trot between twelve and one o'clock that night after the lights had been extinguished, and one of the horses went into the trench, cutting and bruising him some and wrenching and injuring the carriage; that Mr. Masseth paid Mr. Cunningham fifteen dollars for repairing the carriage and laid out of the use of his horse five or six days. He claims fifteen dollars damages for the injury to his carriage and ten dollars for loss of services of the horse, in all twenty-five dollars. Your Committee submit the question whether the alleged facts are sufficient to impute negligence on the part of the city to the Common Council to determine.

All of which is respectfully submitted.

THOS. C. MONTGOMERY,

E. HUNTINGTON,

November 26, 1878. Committee.

By Ald. Tracy—Resolved, That the City Treasurer be directed to pay to Frank X. Masseth twenty dollars, in full of all claims for damages sustained by driving into a ditch on

West avenue on the night of the 22nd of last April, and charge Contingent Fund.

Adopted by the following vote :

Ayes—Ald. Tracy, FitzSimons, Montgomery, Herzberger, Warren, Crouch, Martin, Chace, Huntington, Vay, Donovan, Edelman, Smith, Knobles, Baetzal—15.

FINANCE BUDGET.

ROCHESTER, N. Y., Nov. 26th, 1878.

By Ald. Warren—Resolved, That the Treasurer pay as follows, when there are funds applicable :

CONTINGENT FUND.

MONTHLY PAY ROLL TO DECEMBER 1, 1878.

| | |
|--|----------|
| Cornelius R. Parsons, Mayor..... | \$200 00 |
| Geo. D. Williams, City Treasurer..... | 300 00 |
| Albert G. Wheeler, City Attorney..... | 166 66 |
| Oscar H. Peacock, City Surveyor..... | 166 66 |
| Edward Angvine, City Clerk..... | 150 00 |
| David McKay, City Assessor..... | 166 66 |
| August M. Koeth, "..... | 166 66 |
| Wm. Mahar, "..... | 166 66 |
| Geo. W. Sill, Judge Municipal Court..... | 150 00 |
| J. W. Diney, Judge Municipal Court..... | 150 00 |
| Thos. B. Husband, Clerk Municipal Court..... | 50 00 |
| Francis J. Irwin, City Messenger..... | 75 00 |
| John E. McDermott, Watchman City Hall..... | 60 00 |
| Thomas A. Bucklev, Engineer City Hall..... | 60 00 |
| Peter G. Miller, Janitor, Front street building..... | 40 00 |
| W. C. Gray, Assistant Surveyor's Office..... | 75 00 |
| C. B. Parsons, Draughtsman, "..... | 76 66 |
| W. J. Stewart, chamman "..... | 50 00 |
| Ambrose Redman, rodmnan "..... | 30 00 |
| Peter Sheridan, Assistant in Clerk's Office..... | 60 00 |
| E. W. Williams, "..... | 116 66 |
| Chas. H. Sturwell, services in "..... | 33 33 |
| James H. Wilson, "..... | 75 00 |
| Warham Whitney, "..... | 58 33 |

MISCELLANEOUS.

| | |
|---|--------|
| James H. Upton, hack hire..... | 2 50 |
| James Day, "..... | 2 00 |
| Orrin Backus, stakes..... | 69 00 |
| Clague, Copin & Wegman, printing..... | 6 50 |
| Joseph Corbin, serving notices..... | 1 73 |
| Merriam & Co., surveying instruments, &c..... | 137 50 |
| Schantz, Minges, Shale & Co., book case..... | 53 50 |
| W. I. Hanford, serving notices..... | 14 00 |
| Merriam & Co., stationery, &c..... | 116 10 |

And charge that Fund.

POOR DEPARTMENT FUND.

MONTHLY PAY ROLL TO DECEMBER 1, 1878.

| | |
|---|-----------|
| Joseph Schutte, Overseer..... | \$ 125 00 |
| William H. Shields, Assistant Overseer..... | 75 00 |
| John T. Tracy, bookkeeper..... | 75 00 |
| Jacob Lutt, clerk..... | 40 00 |
| Dr. Thos. A. O'Hare, City Physician..... | 41 67 |
| Dr. Geo. D. Benford, City Physician..... | 41 67 |
| Dr. Chas. E. McKelvey, City Physician..... | 41 67 |
| Dr. J. A. Burke, City Physician..... | 41 67 |
| F Nusslin, M. D. services..... | 41 67 |
| W F Sweeney, M. D. services..... | 41 67 |
| Fred. Guac clerk..... | 20 00 |

MISCELLANEOUS.

| | |
|--------------------------------------|----------|
| F. Morhardt, meat..... | \$ 50 00 |
| M. Bakley & Co., groceries..... | 22 00 |
| Hoffman & Mayer, burials..... | 55 50 |
| M. Heavy, transportation..... | 39 00 |
| B. O'Kelly, burials..... | 74 00 |
| Smith, Perkins & Co., groceries..... | 640 51 |
| Geo. Eibs, bread..... | 40 35 |
| John Egan, bread..... | 212 58 |
| Geo. Schofield, transportation..... | 6 70 |
| John Scwinger, bread..... | 91 70 |
| George Oppel, bread..... | 40 80 |
| Jos. A. Otto, groceries..... | 19 50 |
| T. S. Paine, groceries..... | 4 50 |
| Howe & Rogers, carpets..... | 57 16 |

And charge that Fund.

HEALTH DEPARTMENT FUND.

MONTHLY PAY ROLL TO DECEMBER 1ST, 1878.

| | |
|---|----------|
| Sam'l. Donnelly, Supt. Board Health, salary..... | \$ 60 00 |
| Chas. Buckley, M. D., Health Officer..... | 41 67 |
| E. Angvine, Clerk..... | 25 00 |
| Henry M. Heindol, Keeper of Hope Hospital..... | 50 00 |
| John E. Mason, Insp'r..... | 50 00 |
| Joseph Thompson, Insp'r..... | 50 00 |
| James Cooper, Insur..... | 50 00 |
| Heman Miller, Insp'r..... | 50 00 |
| Orrin Harris, Insp'r..... | 50 00 |
| John O'Rourke, sewer flusher..... | 45 00 |
| John Yance, sewer flusher..... | 45 00 |
| C. A. Jeffords, garbage contract to Nov. 1, E. S. Bradley & Co., "..... | 125 00 |
| W. S. | 150 00 |

| | |
|--|--------|
| John McDonald, garbage contract for month of August..... | 160 00 |
| And charge that Fund..... | |

LAMP DEPARTMENT FUND.

| | |
|--|----------|
| Rochester Gas Company, lighting and care of lamps November..... | 2,776 50 |
| F. Vose, assnee of Gay & Co., lighting and care of lamps November..... | 785 39 |
| Citizens' Gas Co., lighting, &c., for November 3, 3,075 05 | |
| And charge that Fund..... | |

CITY PROPERTY FUND.

| | |
|--|---------|
| J. H. Bradley, repairing clock..... | \$ 4 00 |
| Bryan, Jones & Seifried, hardware..... | 5 25 |
| Jas. E. Chamberlain, packing..... | 5 02 |
| Geo. W. Aldridge, labor, &c..... | 26 79 |
| And charge that Fund..... | |

POLICE DEPARTMENT FUND.

| | |
|---|-----------|
| Geo. Truesdale, Police Justice, sal. to Dec. 1..... | \$ 208 48 |
|---|-----------|

Adopted by the following vote :

Ayes—Ald. Tracy, FitzSimons, Montgomery, Herzberger, Warren, Crouch, Martin, Chace, Huntington, Vay, Donovan, Edelman Smith, Knobles Baetzal—15.

By Ald. Knobles—Resolved, That Harvey W. Brown be granted permission to erect a wood building in accordance with his petition, under the direction of the Wood Building Committee and Fire Marshal.

REPORTS OF SELECT COMMITTEES.

Ald. Chace, from the Special Committee on Opening of Rowe Street, reported progress and asked for further time, which was granted.

Ald. Huntington, from the Special Committee on North Street Railroad Crossing, reported progress and asked for further time, which was granted.

COMMUNICATIONS FROM THE MAYOR AND OTHER EXECUTIVE OFFICERS OF THE CITY.

By the Clerk—

OFFICE OF EXECUTIVE BOARD, }
ROCHESTER, Nov. 26, 1878. }

To the Honorable the Common Council :

GENTLEMEN: At a meeting of the Executive Board, held Friday, Nov. 22d, 1878, the following resolution was adopted :

By Mr. Neville—Resolved, That the Common Council be requested to introduce and adopt the usual ordinances for sprinkling streets as early a date as possible, so that the work of sprinkling may be commenced in spring in place of midsummer as heretofore. Adopted.

A true copy from the minutes.

THOS. J. NEVILLE, Clerk.

Referred to Improvement Committee.

CITY TREASURER'S OFFICE, }
ROCHESTER, Nov. 26, 1878. }

To the Honorable Common Council :

GENTLEMEN: It has been suggested to me by some members of the Finance Committee that in issuing the city's notes for deficiencies (in January) and the payment of coupons, &c., the Chairman of that committee should verify same and countersign the notes before the Treasurer should use them.

Such a course will be very acceptable to me, and a division of the responsibilities, where such large amounts are to be raised, is undoubtedly proper and necessary.

I therefore request the passage of a resolution to that effect.

Yours respectfully,
GEO. D. WILLIAMS, Treasurer.

The Finance Committee submit the accompanying communication from the City Treasurer, and recommend the adoption of the following resolution :

Resolved, That whenever the City Treasurer shall be authorized by the Common Council to make any note or notes of the city the same shall not be binding unless countersigned by the Chairman of the Finance Committee, and it shall be his duty to see that no note is made except in conformity with the resolution authorizing the same.

CITY TREASURER'S OFFICE,
ROCHESTER, N. Y., Nov. 22d, 1878. }

To the Hon. the Common Council:

GENTLEMEN: I hereby certify that the Executive Board have notified me that the work authorized under Ordinance No. 2,023, for Strathallen park sewer, has been completed.

The amount to be assessed upon the property benefited, including any interest that the city shall incur, or is entitled to, for the use of its funds, is \$603.28.

Yours respectfully,

GEO. D. WILLIAMS, Treasurer.

LOCAL IMPROVEMENT ASSESSMENT NO. 2,023.

Whereas, The Common Council did upon the 17th day of September, 1878, enact:

An ordinance for sewer in Strathallen park from the sewer in University avenue to a point 40 feet south of Geo. H. Thompson's north line.

And whereas, The City Treasurer has reported the actual expenses of said improvement to be the sum of \$603.28, including such interest as the city has paid or become liable for:

And the portion of said city which said Common Council deemed would be benefited by said improvement is described as follows:

All the lots and parcels of land on each side of Strathallen park from University avenue to a point 40 feet south of Geo. H. Thompson's north line.

Therefore, resolved, That the sum of \$603.28, being the whole amount of the expenses aforesaid, shall be assessed on such lots and parcels of land.

And David McKay, Aug. M. Koeth, and Wm. Maher, 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 lots and parcels 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 November, 1878, at 9 o'clock in the forenoon, at the office of the City Clerk.

Adopted by the following vote:

Ayes—Ald. Tracy, FitzSimons, Montgomery, Herzberger, Warren, Crouch, Martin, Chace, Huntington, Vay, Donivan, Edelman, Knobles, Baetzel—14.

CITY TREASURER'S OFFICE,
ROCHESTER, N. Y., Nov. 22, 1878. }

To the Hon. the Common Council:

GENTLEMEN— I hereby certify that the Executive Board have notified me that the work authorized under Ordinance No. 2031, for Philander street walk, has been completed.

The amount to be assessed upon the property benefited, including any interest that the city shall incur, or is entitled to, for the use of its funds, is \$43.98.

Yours respectfully,

GEO. D. WILLIAMS, Treasurer.

LOCAL IMPROVEMENT ASSESSMENT NO. 2031.

PHILANDER STREET PLANK WALK.

Whereas, The Common Council did upon the 1st day of October, 1878, enact an ordinance for plank walk on the west side of Philander street in front of lots seven, fourteen, fifteen.

And whereas, The City Treasurer has reported the actual expenses of said improvement to be the sum of \$43.98, including such interest as the city has paid or become liable for.

And the portion of said city which said Common Council deemed would be benefited by said improvement is described as follows:

All the lots in front of which said plank walks may be constructed.

Therefore Resolved, That the sum of \$43.98-100, being the whole amount of the expenses aforesaid, shall be assessed on such lots and parcels of land.

And David McKay, Aug. M. Koeth and Wm. Maher, 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 lots and parcels of land 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, Nov. 30th, 1878, at nine o'clock in the forenoon, at the office of the City Clerk.

Adopted by the following vote:

Ayes—Ald. Tracy, FitzSimons, Montgomery, Herzberger, Warren, Crouch, Martin, Chace, Huntington, Vay, Donivan, Edelman, Knobles, Baetzel—14.

CITY TREASURER'S OFFICE,
ROCHESTER, N. Y., Nov. 22d, 1878. }

To the Hon. the Common Council:

GENTLEMEN— I hereby certify that the Executive Board have notified me that the work authorized under Ordinance No. 1,974, for Jackson street improvement, has been completed.

The amount to be assessed upon the property benefited, including any interest that the city shall incur, or is entitled to for the use of its funds, is \$3,884.07.

Yours respectfully,

GEO. D. WILLIAMS, Treasurer.

LOCAL IMPROVEMENT ASSESSMENT NO. 1974.

Whereas, The Common Council did, upon the 8th day of January, 1878, enact an ordinance for Jackson street improvement, from South St. Paul street to Monroe avenue.

And, Whereas, The City Treasurer has reported the actual expenses of said improvement to be the sum of \$3,884.07, including such interest as the city has paid or become liable for;

And the part of said city which said Common Council deemed would be benefited by said improvement is described as follows:

All the lots and parcels of land on each side of Jackson street, from South St. Paul street to Monroe avenue.

Therefore, Resolved, That the sum of \$3,884.07, being the whole amount of the expenses aforesaid, shall be assessed on such lots and parcels of land.

And David McKay, Wm. Maher and Aug. M. Koeth, 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 lots and parcels 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 November, 1877, at nine o'clock in the forenoon, at the office of the City Clerk.

Adopted by the following vote:

Ayes—Ald. Tracy, FitzSimons, Montgomery, Herzberger, Warren, Crouch, Martin, Chace, Huntington, Vay, Donivan, Edelman, Knobles, Baetzel—14.

The final ordinance for the improvement of Allen st. from Platt street to Litchfield street, came up.

On motion of Ald. Montgomery, the ordinance was amended to read as follows:

An ordinance to improve Allen street from the west curb line of Platt street to the east curb line of Litchfield street.

The Common Council do ordain and determine as follows:

Allen street from the east curb line of Litchfield st. to the Erie Canal shall be improved by constructing a roadway of McAdam stone with Medina stone gutters and curbstone on each side thereof; and from the Erie canal to the west curb line of Platt street, by constructing a roadway, gutter and curb stone in the same manner as that portion of the street is now improved, using as far as practicable, the materials of the existing improvement; also the necessary cross walks and repairs to surface sewers, sidewalks, &c.

And the Clerk was directed to publish the proper notice that allegations will be heard at the next regular meeting of the Common Council, to be held on the 9th day of December, 1878.

The final ordinance for grading approaches to Allen st. bridge, laying water pipe, &c., came up.

Ald. Smith moved to amend by striking out all that relates to laying water pipe, and that the estimate be changed to \$800; also that the Clerk advertise that allegations will be heard at the next meeting. Adopted.

Ald. FitzSimons presented a petition in regard to the ordinance.

Action on the final ordinance for the opening of Rowe street was postponed until the next regular meeting.

MISCELLANEOUS BUSINESS.

By Ald. Edelman—Resolved, That hereafter the Mayor and Clerk be directed to issue licenses to butchers and persons selling fresh meats in the city of Rochester, when permission has been granted to such persons (by this Council) to keep meat markets, on their paying into the Treasury the sum of five dollars each.

Resolved, That the Clerk be directed to draw orders on the Treasurer in favor of such butchers and sellers of fresh meat as have paid their license fee for the current year, to the amount of twenty dollars each.

Ald. Herzberger moved to lay on the table. Adopted.

By Ald. Edelman—Resolved, That a market license be granted Frank Reese, corner of Hanover and Baden streets, until July 1st, 1879, on his paying into the Treasury the sum of twenty-five dollars. Adopted.

By Ald. Herzberger—Resolved, That a market license be granted to Core & Hotchkiss, corner of William and James streets, to sell fresh meats until July 1st, 1879, on their paying into the City Treasurer the sum of \$25.00. Adopted.

By Ald. Warren—Resolved, That the Citizens' Gas Company be requested to lay gas mains from North St. Paul's street in and through to the west end of Rau Place.

Referred to Lamp Committee with power to act.

By Ald. FitzSimons—Whereas, The litigation waged between this city and Samuel W. Johnson and others, owners of the Rochester Cotton Mill, in relation to the title to a strip of land situated on Centre street, has been twice decided against the city and the indications are that the defeated party will in the end have a bill of costs to pay amounting to more than the value of the land in question; and

Whereas, The Court of Appeals of this State has once passed upon the question involved and after the litigation had been disposed of in favor of the title of the Cotton Mill people to this strip of land a suit was instituted in behalf of the city by the Executive Board to enforce the right of the city to this land for highway purposes and under the claim that such highway was needed for access to the bank of the river for the purpose of dumping rubbish; and

Whereas, Such right of way, if it exists, is absolutely of no value to the city, for the reason that the city has no title to any of the lands adjoining on which rubbish can be thrown and the dumping of rubbish there is a trespass against the private rights of the owners of land and a public nuisance as affecting the navigation of the river; and

Whereas, The Supreme Court has twice at Special Term and once at General Term decided against the existence of the alleged highway and the further litigation of the question can only result in large additional expense to the city, incurred in litigating a question in which it has no interest and no prospect of success, and in inflicting unjustifiable annoyance and cost upon persons, who, as taxpayers and employers of large numbers of our citizens are entitled to consideration; therefore,

Resolved, That the Executive Board be and it is hereby directed to ascertain whether the litigation pending between Samuel W. Johnson and others and the city can be settled by each party paying his own costs, and if so, that settlement be made forthwith.

Ald. FitzSimons moved to refer to the Law Committee.

Ald. Martin asked that the preambles be withdrawn.

Ald. Donovan moved to lay the whole matter on the table.

Adopted by the following vote:

Ayes—Ald. Tracy, Chace, Huntington, Vay, Donivan, Edelman, Betzel—7.

Nays—Ald. FitzSimons, Herzberger, Crouch, Martin, Smith, Knobles—6.

By Ald. FitzSimons—Resolved, That the Treasurer be and is hereby authorized to cancel the assessment roll for relaying Monroe avenue walk No. 1,864, and charge amount thereof to erroneous assessments. Adopted.

By Ald. FitzSimons—Resolved, That hereafter all persons applying (pursuant to section 205 of the charter) for a division of any taxes or assessments levied prior to their separate ownership of any part of the property assessed in the city of Rochester, must procure and file with the Treasurer a certificate from the Assessors showing what amount of such taxes or assessments should be borne by the portion of land owned by the applicants and containing a description of such portion, giving the location and dimensions thereof, and a copy of such certificate shall accompany every resolution presented to this Board for the division of any tax or assessment.

It shall be the duty of the Assessors to give such certificate on every application approved by the Treasurer. Adopted.

By Ald. Martin—Resolved, That a market license be granted T. C. Stanton, West avenue, until July 1st, 1879, on his paying into the Treasury the sum of \$25.00. Adopted.

Ald. Martin moved to adjourn. Adopted.
EDWARD ANGEVINE, City Clerk.

In Common Council—Dec. 10, 1878

REGULAR MEETING.

Ald. Simon Hays, President of the Board presiding.

Present—Ald. Tracy, FitzSimons, Montgomery, Herzberger, Warren, Hays, Crouch, Martin, Chace, Huntington, Vay, Donivan, Edelman, Smith, Knobles, Baetzel—16.

Ald. Montgomery moved that the minutes of the last meeting be corrected by substituting the word "Law" for "Sewer" in the resolution offered by him in regard to the reference of the petition in relation to Reynolds street sewer. Adopted.

The minutes were then approved as published in the book of proceedings.

PRESENTATION OF PETITIONS, ACCOUNTS, &C.

By Ald. Montgomery—Petition of Gilbert Brady to erect a wood building. Referred to Wood Building Committee with power to act.

By Ald. Vay—Bill of

R. B. Randall, repairing lawn mower.....\$4 80

Referred to City Property Committee.

By Ald. Donivan—bills of

Jones, Seifried & Co., hardware.....\$2 20

J. E. Hayden & Co., bookcase.....20 00

By Ald. Baetzel—Bills of

| | |
|-------------------------------------|----------|
| Huhn Bros., bread..... | \$ 40 75 |
| F. Wurtz, meat..... | 50 00 |
| Geo. Schofield, transportation..... | 27 44 |
| Geo. C. Maurer, beans..... | 88 77 |
| A. Bunersobmidt, meat..... | 50 00 |
| Bostwick & Heindl, order-book..... | 7 00 |
| Leat & Weitzel, shoes..... | 104 75 |
| Howe & Son, bread and crackers..... | 149 51 |
| Patrick Joyce, burials..... | 48 00 |
| O. Oswald, shoes..... | 71 00 |
| M. Bulkeley & Co., groceries..... | 20 00 |
| Stevenson & Hicks, groceries..... | 24 00 |
| N. L. Brayer, meat..... | 100 00 |
| A. W. Midge, burials..... | 115 50 |
| Home of Industry, bread..... | 41 90 |
| Johanna Yawman, bread..... | 67 85 |

| | |
|--------------------------------|-------|
| Martin Erdle, meat..... | 75 00 |
| Leopold Gribel, meat..... | 25 00 |
| A. H. Cork, groceries..... | 12 75 |
| E. W. Tripp, ice..... | 11 00 |
| Adolph Schreck, groceries..... | 18 00 |
| John Groh, shoes..... | 95 00 |
| Geo. Elbs, bread..... | 29 55 |

Referred to Poor Committee.

By Ald. Huntington—Bills of

| | |
|---|--------|
| Chas. A. Jeffords, delivering lamp posts..... | \$8 18 |
|---|--------|

Referred to Lamp Committee.

By Ald. Tracy—Bills of

| | |
|--|---------|
| Henry D. Blackword, repairing lamps..... | \$60 00 |
| S. Millington, lamp pots..... | 6 00 |

Referred to Lamp Committee.

By Ald. Warren—Petition for sewer in Cliff-ford street. Referred to Sewer Committee.

By Ald. Herzberger—Bill of

| | |
|-------------------------------------|---------|
| Alex. McLean, expenses for Nov..... | \$70 77 |
|-------------------------------------|---------|

Referred to Police Committee.

By Ald. Montgomery—Petition of William S. Oliver. Referred to Law Committee.

By Ald. Martin—Petition of K. F. Jervis. Referred to Assessment Committee.

REPORTS OF STANDING COMMITTEES.

Ald. Vay, from the Park Committee, Ald. Huntington and Tracy, from the Lamp Committee, Ald. Baetzel, from the Poor Committee, Ald. Donovan, from the City Property Committee, Ald. Herzberger, from the Police Committee, reported favorably on the bills referred to their respective committees and referred them to the Finance Committee for payment.

Ald. Donovan, from the City Property Committee, presented the following and moved its adoption:

To the Common Council :

GENTLEMEN : Your Committee on City Property have caused the policies of insurance on the Truant House to be renewed, to the amount of \$8,000—with a three-year policy. The renewals were made with the express understanding that they will be terminated if the Council should disapprove of the action of your Committee. The premium is 60 cents on the \$100, and in insuring for three years the city saves one-third of the amount that would have to be paid for yearly policies for the same length of time.

JOHN DONIVAN,
LEWIS EDELMAN,
Committee.

Adopted.

By Ald. Knobles—Resolved, That J. Gibb, Hugh Johnston and J. H. Bishop be granted permission to erect wood buildings in accordance with their several petitions, under the direction of the Wood Building Committee and Fire Marshal. Adopted.

To the Common Council of the City of Rochester :

Your Law Committee to whom was referred the petition of M. D. Edmonds praying that a tax of \$40.52 erroneously assessed against him be refunded, would report in favor of granting the prayer of the petitioner. It appears that in the year 1874 the petitioner was assessed for general city taxes the sum of \$40.12, which sum, with interest added, in all amounting to \$40.52, he paid to the City Treasurer. The petitioner at that time was a member of the National Guard, State of New York, and as such his property was entitled to exemption from taxation to the extent of one thousand dollars to be deducted from the assessed valuation thereof. His military certificate of member-

ship was duly presented to the Assessors before the assessment rolls were completed, but by inadvertence or mistake he was not credited on the rolls with the amount of said exemption, which would have relieved him from the payment of the aforesaid tax.

Your committee therefore offer the following resolution:

Resolved, That the City Treasurer pay to M. D. Edmonds \$40.52, being the amount of general tax for 1874 paid by him to the City Treasurer erroneously assessed against him, and charge the same to erroneous assessments.

All of which is respectfully submitted.

Dated December 10th, 1878.

THOS. C. MONTGOMERY,
J. W. MARTIN,
E. HUNTINGTON,
Committee.

Adopted by the following vote:

Ayes—Ald. Tracy, Montgomery, Herzberger, Warren, Hays, Crouch, Martin, Chace, Huntington, Vay, Donovan, Edelman, Smith, Knobles, Baetzel—15.

Nays—Ald. FitzSimons—1.

To the Common Council of the City of Rochester :

Your Law Committee, to whom was referred the petition of Susannah Thompson, claiming damages against the city for injuries alleged to have been received by her by being run into and thrown from her carriage by the alleged carelessness and negligence of the driver of one of the hook and ladder fire companies of this city, would report : That about a year ago a similar claim was made against the city, which was referred to the then City Attorney, J. Breck Perkins, Esq., for his opinion thereon, who, after due consideration, reported that in his opinion the city was not liable in such cases. Your committee fully concur in said opinion, and therefore report adversely to granting the prayer of the petitioner.

All of which is respectfully submitted.

THOS. C. MONTGOMERY,
JOHN W. MARTIN,
E. HUNTINGTON,
Committee.

Dated December 10th, 1878.

Adopted.

To the Common Council of the City of Rochester :

Your Law Committee to whom was referred the Petition of numerous tax payers of the fourth ward assessed for Washington Square flag walk, would report that, after a careful examination of the facts, we are of the opinion that there are irregularities and defects in the assessment for said improvement which make it desirable a reassessment should be ordered, and we recommend that a new assessment be made upon the territory described in the ordinance of one half of the expenses of making said improvements, and that the other half be paid by the city out of the local assessment fund.

The following resolution is submitted :

Resolved, That the action of the Common Council, confirming the assessment roll for Washington Square flag walk be and the same is hereby reconsidered: that one half of the amount of the said assessment be paid out of the local assessment fund and that the said assessment roll be referred back to the assessors to assess the other half of the amount thereof on the ter-

ritory designated according to law, that all persons who have paid upon the present roll shall be credited on the new roll the amounts paid by them respectively. If the amount in any case be less on the new roll, the excess shall be refunded to the person who paid the same.

THOS. C. MONTGOMERY,
J. W. MARTIN,
E. HUNTINGTON,

Committee.

Rochester, Dec. 10, 1878.
Adopted.

To the Common Council of the City of Rochester :

Your Law Committee made their prior report on the subject of Platt street sewer upon the assurance that the settlement so recommended would be satisfactory to the parties concerned. Having learned that such arrangement would not be accepted by Mr. Leary, we have since then labored faithfully to bring the parties concerned to some agreement that would be acceptable, but have been unable to do so. P. Burke & Co. now propose to convey to the city of Rochester a good and unincumbered right and title to full access and use of said sewer and tunnel for the purposes of a sewer for all time to come, including access thereto for the construction of laterals thereto, and the repair, cleaning and maintaining of said sewer and tunnel and laterals thereto as freely as if said sewer and tunnel had been constructed in the centre of Platt street, instead of in its present location, and will also release the city of and from all claims for damages, which they may have against it by reason of constructing said sewer on their premises, for the sum of \$2,100, to be paid to them by said city within twenty days after the execution of the conveyance and release aforesaid, approved by the City Attorney. To put Platt street sewer in the centre of the street will require an excavation of 302 and 80-100 feet at \$15.00 per foot, amounting to \$4,542, and leaves Burke & Co.'s claim unsettled.

Your committee are of the opinion that it is for the best interests of the city to accept the proposition of P. Burke & Co., and pay them \$2,100 upon the terms proposed, leaving the claims of other persons interested in said sewer to be compromised and settled when presented upon such terms as shall be equitable and just, and therefore we offer the following resolution for action :

Resolved, That if P. Burke & Co. shall cause to be executed and delivered to the Mayor within thirty days from this date, proper deeds and releases securing to the city a perfect title to the perpetual use of Platt street sewer or tunnel, so called, where it passes under private property between State and Mill streets, with right to access, maintenance, repairs, laterals, &c., and in such form and with such provisions and evidences of title as shall be approved by the City Attorney, the city will pay to them the sum \$2,100 within twenty days thereafter.

Rochester, Dec. 10, 1878.

THOS. C. MONTGOMERY,
JNO. W. MARTIN,
E. HUNTINGTON,

Committee.

Ald. FitzSimons offered the following:

Resolved, That the Executive Board be and it is hereby empowered and directed to straighten Platt street tunnel between State and Mill streets so as to make it conform to the ordi-

nance as originally passed, the whole expense not to exceed \$2,000, and charge contingent fund.

Ald. Baetzel in the Chair.

Ald. Smith moved the previous question and it was ordered by the following vote:

Ayes—Ald. Tracy, Fitz Simons, Herzberger, Warren, Vay, Donovan, Edelman, Smith, Knobles, Baetzel—10.

Nays—Ald. Montgomery, Crouch, Martin, Chace, Huntington—5.

The resolution of Ald. FitzSimons was adopted by the following vote:

Ayes—Ald. FitzSimons, Montgomery, Herzberger, Warren, Vay, Donovan, Smith, Knobles, Baetzel—9.

Nays—Ald. Tracy, Crouch, Martin, Chace, Huntington, Edelman—6.

Ald. Montgomery moved to reconsider the vote just taken.

Adopted by the following vote:

Ayes—Ald. Tracy, Montgomery, Crouch, Martin, Chace, Huntington, Edelman, Smith, Baetzel—9.

Nays—Ald. FitzSimons, Herzberger, Warren, Vay, Donovan, Knobles—6.

Ald. Martin moved the reference of the matter to the Executive Board, with instructions to report at the next meeting of the Council what is proper to be done in the matter, the location of the tunnel or sewer, the estimates of cost in detail, &c. Adopted.

A true copy from the minutes.

EDWARD ANGEVINE, City Clerk.

Referred to Improvement Committee and City Surveyor to report.

FINANCE BUDGET.

ROCHESTER, N. Y., Dec. 10th, 1878.

By Ald. Warren—Resolved, That the Treasurer pay as follows, when there are funds applicable :

CONTINGENT FUND.

| | |
|--|---------|
| Lester & Gillard, ventilated grates..... | \$21 45 |
| N. T. Hackstaff, printing blanks..... | 12 00 |
| M. Heavy, back hire..... | 9 00 |
| Wm. F. Duffield, copy of minutes..... | 32 34 |
| Edward Angevine, telegrams, postage, miscellaneous expenses..... | 25 00 |
| And charge that Fund. | |

POOR DEPARTMENT FUND.

| | |
|--|----------|
| H. Austin Brewster & Co., groceries..... | \$437 60 |
| Joseph Schulte, disbursements..... | 70 10 |
| P. H. Curran, meat..... | 150 00 |
| Goetzman & Son, soap..... | 270 00 |
| Huhn Bros., bread..... | 40 75 |
| And charge that Fund. | |

CITY PROPERTY FUND.

| | |
|--|---------|
| J. Talmay, soap..... | \$ 4 00 |
| Fee Bros., alcohol for torch..... | 6 00 |
| Henry Rice, labor and material..... | 24 74 |
| E. Emrich, care of clocks to Dec. 6, 1878..... | 62 50 |
| F. J. Irwin, cleaning, &c..... | 53 43 |
| And charge that Fund. | |

LAMP DEPARTMENT FUND.

| | |
|---|---------|
| Robert Boyd, repairing lamp pots..... | \$ 1 44 |
| Citizens' Gas Co., setting posts, &c..... | 73 20 |
| Rochester Gas Co., setting posts, &c..... | 231 57 |
| Sherlock & Sloan, lamps, &c..... | 166 70 |
| And charge that Fund. | |

POLICE DEPARTMENT FUND.

Police Pay Roll for month of November.... \$6,112 23

as follows :

POLICE PAY ROLL FOR NOVEMBER, 1878.

| | |
|-----------------------|----------|
| Alex. McLean..... | \$131 75 |
| Samuel Brown..... | 79 05 |
| Peter Hughes..... | 79 05 |
| W. J. Rogers..... | 79 05 |
| Thos. Lynch..... | 79 05 |
| Peter Lauer, Jr..... | 79 05 |
| P. C. Kavanaugh..... | 79 05 |
| Ferry Mazzilli..... | 79 05 |
| Thos. A. Burdell..... | 79 05 |
| Caleb Pierce..... | 79 05 |
| Henry Baker..... | 69 75 |

| | |
|--|--------|
| Jos. P. Cleary..... | 69 75 |
| John H. Dana..... | 69 75 |
| Ed. Van Vorst..... | 69 75 |
| Hugh Clark..... | 69 75 |
| John C. M'Quatters..... | 69 75 |
| Wm. H. White..... | 69 75 |
| Frank B. Allen..... | 69 75 |
| W. R. M'Arthur..... | 69 75 |
| Thos. F. Hurley..... | 69 75 |
| John J. Garrett, 4 days..... | 9 32 |
| Jacob Frank..... | 69 75 |
| John C. Haydon..... | 69 75 |
| John Wangman..... | 69 75 |
| Hugh Johnston..... | 69 75 |
| P. H. Sullivan..... | 102 30 |
| Chas. M' Cormick..... | 79 05 |
| Jos. S. Roworth..... | 79 05 |
| Wm. F. Lush..... | 69 75 |
| Barth. Crowley..... | 69 75 |
| Robt. Burns..... | 69 75 |
| Ralph Bendon..... | 69 75 |
| Jacob Harter..... | 69 75 |
| Thos. Crouch..... | 69 75 |
| Andrew Connolly..... | 69 75 |
| Wm. P. O'Neill..... | 69 75 |
| Benj. C. Furthur..... | 69 75 |
| Wm. Keefe..... | 69 75 |
| John H. Wordell..... | 69 75 |
| B. Horcheler..... | 69 75 |
| John Mitchell..... | 69 75 |
| Robt. M' Kee..... | 69 75 |
| Chas. E. Fowler..... | 69 75 |
| Michael Brady..... | 69 75 |
| Wm. M' Kelly..... | 69 75 |
| Joseph Legler, 28 days..... | 65 24 |
| Wm. H. DeWitt..... | 69 75 |
| Nicholas J. Loos..... | 69 75 |
| Fred. Griebel..... | 69 75 |
| Robert Sloan..... | 69 75 |
| Ezer Bohrer..... | 69 75 |
| Samuel Schwartz..... | 69 75 |
| Jas. J. Johnson..... | 66 75 |
| Thos. Dukelow..... | 69 75 |
| Patk. Hoctor..... | 69 75 |
| George Smita..... | 69 75 |
| Lewis Jesserer..... | 69 75 |
| Frank Vahne..... | 69 75 |
| Michael Cain..... | 69 75 |
| Wm. Burgess..... | 69 75 |
| Michael Hynes..... | 69 75 |
| Chas. Hart..... | 69 75 |
| Frank D. Fay..... | 69 75 |
| Geo. Hohner..... | 69 75 |
| James P. Flynn..... | 69 75 |
| John Monaghan..... | 69 75 |
| John P. Davis..... | 69 75 |
| Henry D. Shove, 18 days..... | 41 94 |
| Michael Wolf, Jr..... | 69 75 |
| John M. Reis..... | 69 75 |
| Charles W. Hart..... | 69 75 |
| Wm. Laragy..... | 69 75 |
| Louis Noldt..... | 69 75 |
| Jerry I'waig..... | 69 75 |
| Ed. McDonough..... | 69 75 |
| Older Oliver, 29 days..... | 67 57 |
| John Dean..... | 69 75 |
| Jos. St. Hollens, 23 days..... | 53 59 |
| Ed. Rice, 6 days..... | 13 98 |
| Peter Hess..... | 69 75 |
| Daniel Goulding, Jr..... | 69 75 |
| Patrick Holloran..... | 69 75 |
| Henry Graven..... | 69 75 |
| Mich. Hyland..... | 69 75 |
| Jacob Markey..... | 69 75 |
| B. Frank Enos, Clerk of Commissioners..... | 116 67 |
| B. Frank Enos, expenses to Dec. 1..... | 48 75 |
| Payable to B. Frank Enos, Clerk..... | |
| Examined and approved..... | |

FRED'K ZIMMER,
H. C. DANIELS,
Commissioners.

| | |
|---|-------|
| Alex. McLean, expenses for October, 1878..... | 55 88 |
| A. R. Banning, labor and material..... | 8 86 |
| Mensing & Co., printing..... | 11 00 |

And charge that Fund.
Adopted by the following vote:
Ayes—Ald. Fitz Simons, Montgomery, Herzberger, Warren, Croch, Martin, Chace, Huntington, Vay, Donivan, Edelman, Smith, Knobles, Baetzell—14.

REPORTS OF SPECIAL COMMITTEES.

By Ald. Chace—

To the Common Council:
GENTLEMEN: It is with the greatest satisfaction that your Committee on Elevated Tracks and the Re-location of the Central Railroad Shops in this city announce that, from their recent trip to New York and conference with the Central railroad authorities, they have gathered information and facts that, in their opinion, lay the foundation for a satisfactory solution

of the questions which have so long agitated and vexed not on the citizens of Rochester, but the managers of the railway company. The labors of your Committees will not have been in vain if only a proposition in tangible form results from their visit. We are aware of the magnitude of the duties devolving upon us in the effort to shape from the incongruous ideas evolved by the discussion of the elevated railway question in the past few years something that will in the end prove a remedy, and that not an unsightly one, for the evils complained of. It is extremely difficult to reconcile the different opinions prevailing in regard to this subject so as to calmly consider what promises to be a fair compromise—one that will do no injustice to either party interested in the controversy. It is well enough to state in the outset that the Committees have not taken into consideration any plan or proposition that will entail any tax upon the citizens.

On the advice of President Vanderbilt, Chief Engineer Fisher met with your Committees, and that gentleman spent the better part of one day with us exhibiting and explaining the voluminous and exhaustive plans prepared by him. After such a meeting with Mr. Fisher, Mr. Vanderbilt signified his intention to meet with the committee, which meeting your committee have seen fit to defer until after Mr. Fisher's plan shall be presented to our citizens. The information thus acquired by us, we will attempt as concisely as possible to present to you, and through you to the citizens generally. We are also firmly of the opinion that the Central railroad authorities have taken hold of the matter with the determination to do something to remedy the evils of the present method of traversing our city with their road.

Engineer Fisher's plans, as presented to the committee, propose to commence the erection of the tracks (four) just west of North street. Where, at the street crossings the elevation is given, it will be understood that the figures express the height from the present roadway to the rails on the superstructure. The depression of each street will, of course, give more elevation. The extent of each depression would of course depend upon circumstances controlling when the work is commenced—although the plans submitted showed the depressions to be made.

KIND OF BRIDGES.

Mr. Fisher very frankly stated that the company would prefer to make the bridges supported by columns in the center of the streets, but that the style of bridges at any of the street crossings had not been decided upon. The company desires that the wishes and feelings of the people interested and residing in the vicinity of the several crossings shall be consulted, and, so far as possible, deferred to. It will therefore be seen that the styles of bridges has not been definitely decided upon. In making up their minds as to the style of bridge, it will be remembered that where a single span or overhead truss is used, the superstructure will be from fifteen to eighteen feet in height (excepting State street, which is much wider). Where columns or abutments are used on the walks the superstructure will be from five to seven feet, and where the columns are used in the center of the street the superstructure will only be from fifteen to eighteen or twenty inches in height.

Hudson street—Seven feet elevation.
In regard to the crossings east of Hudson street, the plans were not completed. These were left for future discussion. It was suggested by the railroad authorities that in regard to Selco and Hibbard streets, one bridge could be arranged for both crossings.

Chatham street—Seven feet elevation.
Joiner street—Ten and one-half feet elevation.
Clinton street—Twelve feet elevation.

East street—Fourteen feet elevation. This street may be closed if satisfactory all around.
St. Paul street—Sixteen feet on the street can be left at its present grade. The engineer is of the opinion that a depressed street at this point would be the best. It will not injure surrounding property nor make it less valuable, in which case the track would be two to three feet higher than the present roadway.

STATE STREET.

The engineer said he would construct no bridge; that the elevation should be less than sixteen feet in the clear. The width of the tracks will depend entirely upon the kind of bridge adopted. A single track, span or truss will take (four tracks) some seventy-five feet. A bridge supported by columns or posts will occupy fifty feet or a trifle more, perhaps. With the truss or single span bridge the superstructure will be twenty feet. With a bridge supported by abutments on the inside of the walks and iron columns at the curbs, the height of the superstructure will be from five to seven feet. Supported by iron columns in the center of the street, the superstructure will be from eighteen to twenty inches in height. These figures are based upon the supposition that the depot will be retained at its present location; and but four tracks used. Changing of the depot will not require so many elevated tracks.

The wishes and tastes of citizens will be consulted before deciding upon the kind of bridge to be constructed.

The idea was also broached that the depot might be extended across and over the river with an additional entrance at Water street. This would permit the people on the east side of the river to reach the depot without crossing the river. It would also obviate the necessity of switching cars at the Mill and State street crossings. Your committees have not thought of entertaining plans changing the location of the depot.

Flint alley—This is proposed to close and the Company open a street of the same width between their south protection wall and Flint's saw factory, connecting with State and possibly Sophia streets.

Sophia street—Elevation sixteen feet.
John street—It may be thought best to close this street.

Allen and Kent streets—Elevation fourteen or fifteen feet.
Ford street—Twelve and one-half feet.

Broad street and the Erie Canal—Will be left pretty much as at present.

Litchfield, King and Brown streets—The same as now unless arrangements can be made to go under them.

FALLS ROAD.

The Railroad Company has a plan for running the elevation through to Smith street and the freight trains run back from that point on another incline track to the freight houses. These will be only local freights. This would necessitate the depression of Jay street about seven feet. The other plan is to have all freight tracks descend from Sophia to Platt streets. This would close Dean, John and Center streets, the latter at its west end only. A small piece in width of Brown's square on west side may have to be taken by the first plan. It has not been decided whether the Falls branch through the city will remain as at present or form a junction with the Buffalo branch west of the city.

FREIGHT TRACKS AROUND THE CITY.

Two surveys have been made looking to the running of the freight tracks south or north of the city. Your committees cannot see, if this should be done, how it would do away with the annoyance of switching through passenger trains at Mill and State streets without removing the depot.

BRIDGE OVER EAST MAIN STREET.

Correspondence has been had, your committee learned, between citizens especially interested in the property at this point and the railway officials, to have a bridge constructed, with easy and gradual approaches. The citizens were informed by Mr. Vanderbilt that the subject would only be taken into consideration with other matters before your committees during the present month.

RE-LOCATION OF THE SHOPS AT EAST ROCHESTER.

Your committees, taking a deep interest in this subject and knowing how anxious our people are to have this brought about, gave attention to the matter, and we congratulate ourselves that the fulfillment of our hopes is not so far distant as may have been supposed. This we infer from the fact that the order issued for the removal of all the shops and round houses at East Rochester to Buffalo has recently been countermanded. Let us hope that nothing will be done on our part that will dispel this bright anticipation.

Your committees were advised that the Erie Railway Company were contemplating making permanent improvements in this city, including the establishment of workshops, etc. Official representatives of the company are to visit this city during the month of January, and will consult with your committee. Without prompting on our part our citizens will, we know, realize the importance to the prosperity of our city of the consummation of these projects.

In conclusion, and with no thought of being egotistical, or desiring to be thought so, your committees congratulate themselves on the success of their efforts and work so far; and if we receive the sanction of our constituents and approval of the Council, we shall feel as though our time had not been spent in vain.

E. B. CHACE,
J. W. MARTIN,
E. K. WARREN,
C. T. CROUCH,
WILLIAM H. TRACY,
Committees.

Ald. Chace moved that the report be received, filed and published. Adopted.

Ald. Martin said that the time of the proposed conference with Mr. Fisher was referred to the Council to determine.

Ald. Herzberger moved that this matter be left to the discretion of the Committee. Adopted.

By Ald. Huntington—

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

GENTLEMEN—Your committee appointed to confer with the New York Central and Hudson River Railroad Company, through Mr. Harris, its attorney, relative to the proposed opening of a street from North avenue to North street, north of the railroad, pursuant to the ordinance adopted by your honorable body on the 3d day of September last, respectfully report that we have had several interviews with Mr. Harris, and that we have agreed, subject to your approval, as follows :

North avenue to be altered by turning it into North street north of the railroad, over the land of said company, and on that part of North avenue now crossed by the railroad tracks of said company, and such other part thereof as shall be rendered useless to the public by reason of the change, to be abandoned and discontinued.

For the purpose of accomplishing this alteration of North avenue, the railroad company will donate to the city the necessary land, of the same width as North avenue now is, the north line of the land so donated to be five feet south of the north line of the piece of land described in said ordinance as necessary for the street therein mentioned—the railroad company reserving the privilege of making use of the land so donated for the purpose of making the necessary approach to a bridge to carry North street over the railroad, in case it should become advisable so to do. The approach here referred to is such an one as would be necessary to enable the travel of North avenue to pass over the North street bridge, and to be made in a suitable and proper manner.

The railroad company will stipulate not to erect any fence or other structure on that part of North avenue discontinued which shall have the effect of obstructing the view, but will erect only such barriers as shall be necessary to divert travel from the same.

All of which is respectfully submitted.

E. HUNTINGTON,
E. K. WARREN,
Committee.

Dated December 10, 1878.

Ordered received, filed and published, and laid upon the table until the next meeting.

MISCELLANEOUS.

By Ald. Warren :

Resolved, That in pursuance of Section 84, City Charter, the Treasurer be and is hereby authorized to borrow upon the City's notes, a sum not exceeding \$150,000, at the lowest rate of interest attainable, and maturing not later than August 5th, 1879, to pay interest upon bonds due January 1st, 1879, provided for in the tax levy now in process of collection and charge the interest to Contingent Fund. Adopted.

By Ald. FitzSimons—Whereas, Lot No. 3 of the Evergreen tract, Evergreen street, Fifth ward, was assessed for the general city tax of 1876 under one valuation, and in one amount, and is now owned by two or more persons ; therefore,

Resolved, That the property described in a certificate from the Assessors, dated November 27th, 1878, and on file in the Treasurer's office, a copy of which is attached hereto, be released from the lien of such tax upon the payment of \$11.65, with expenses and interest, in pursuance of said certificate.

[Copy.]

CITY ASSESSORS' OFFICE,
ROCHESTER, Nov. 27, 1878. }

George D. Williams, Treasurer :

SIR—We, the Assessors of the City of Rochester, do hereby certify that the following described property was assessed upon the assessment rolls for the general city tax for the year 1878 to John H. Jeffries, viz : Lot No. 3, west part, re-survey part, Evergreen tract, south side of Evergreen street, Fifth ward, 63 feet front, 63 feet rear, and 100 feet deep, and that the owner of said property should pay as his portion of the general city tax of 1876 the sum of \$11.65, upon the payment of which, with

expenses and interest, he will be entitled to a release from the lien of the same upon the above described land.

(Signed,)

D. MCKAY,
A. M. KOETH,
WM. MAHER,
Assessors.

CITY TREASURER'S OFFICE,
ROCHESTER, Nov. 27, 1878. }

A true copy.

GEO. D. WILLIAMS, Treasurer.

Adopted.

By Ald. Fitz Simons—Whereas, Lots No. 3 and 4 of the Evergreen Tract, Evergreen street, Fifth Ward, was assessed for Evergreen Street Walk, No. 1,678, under one valuation and in one amount, and are now owned by two or more persons, therefore

Resolved, That the property described in a certificate from the Assessors, dated Nov. 27th, 1878, and on file in the Treasurer's office, a copy of which is attached hereto, be released from the lien of such assessment upon the payment of \$28.35, with expenses and interest, in pursuance of said certificate :

[Copy.]

CITY ASSESSORS' OFFICE,
ROCHESTER, Nov. 27, 1878. }

George D. Williams, Treasurer :

SIR : We, the Assessors of the city of Rochester, do hereby certify that the following described property was assessed upon the Assessment Rolls for the General City Tax for the year 1878 to John H. Jeffries, viz : Lot No. 3, west part re-survey, part Evergreen Tract, south side of Evergreen street, 5th Ward, 63 feet front, 62 feet rear, and 100 feet deep and that the owner of said property should pay as his portion of Evergreen Street Walk, No. 1,678, the sum of \$28.35, upon the payment of which, with expenses and interest, he will be entitled to a release from the lien of the same upon the above described land. (Signed,)

D. MCKAY,
AM. KOETH,
WM. MAHER,
Assessors.

CITY TREASURER'S OFFICE,
ROCHESTER, N. Y., Nov. 27, 1878. }

A true copy.

GEO. D. WILLIAMS, Treasurer.

Adopted.

By Ald. Fitz Simons.

Whereas, Lot No. 3 of the Evergreen tract, Evergreen street, Fifth Ward, was assessed for the general City tax, 1875, under one valuation and in one amount, and is now owned by two or more persons, therefore,

Resolved, That the property described in a certificate from the Assessors, dated Nov. 27th, 1877, and on file in the Treasurer's office, a copy of which is attached hereto, be released from the lien of such tax upon the payment of \$4.75 with expenses and interest, in pursuance of said certificate.

[Copy.]

CITY ASSESSOR'S OFFICE,
ROCHESTER, N. Y., Nov. 27, 1878. }

George D. Williams, Treasurer :

SIR : We, the assessors of the City of Rochester, do hereby certify that the following described property was assessed upon the Assess-

ment Rolls for the General City Tax for the year 1878 to John H. Jeffries, viz :

Lot No. 3 wpt., re survey pt., Evergreen tract, South side of Evergreen street, 5th Ward, 63 feet front, 63 feet rear, and 100 feet deep, and that the owner of said property should pay as his portion of General City Tax 1875 the sum of \$4.75 upon the payment of which, with expenses and interest, he will be entitled to a release from the lien of the same upon the above described land. (Signed,)

D. MCKAY,
A. M. KOETH,
WM. MAHER,
Assessors.

CITY TREASURER'S OFFICE,
ROCHESTER, Nov. 27, 1878. }

A true copy.

GEO. D. WILLIAMS, Treasurer.

Adopted.

By Ald. Fitz Simons—Whereas a strip of land of the Davis & Hollister tract, North avenue, Fourteenth Ward, was assessed for the improvement of North avenue in the year 1866 under one valuation and in one amount, and is now owned by two or more persons ; therefore,

Resolved, That the property described in a certificate from the Assessors dated Dec. 6th, 1878, and on file in the Treasurer's office, a copy of which is attached hereto, be released from such assessment upon the payment of \$2.66, with expenses and interest, in pursuance of said certificate.

[Copy.]

CITY ASSESSORS' OFFICE,
ROCHESTER, N. Y., Dec. 6, 1878. }

George D. Williams, Treasurer :

SIR : We, the Assessors of the City of Rochester, do hereby certify that the following described property was assessed upon the assessment rolls for the general city tax for the year 1878 to Theresa Held (trustee), viz : Lot No. 128 and 2 feet of Lot No. 129, Davis & Hollister tract, west side of North avenue, Fourteenth Ward, being 38 feet front, 38 feet rear, and 110 feet deep, and that the owner of said property should pay as her portion of North avenue improvement the sum of \$2.66, upon the payment of which, with expenses and interest, she will be entitled to a release from the lien of the same upon the above described land. (Signed)

D. MCKAY,
A. M. KOETH,
WILLIAM MAHER,
Assessors.

CITY TREASURER'S OFFICE,
ROCHESTER, N. Y., Dec. 6, 1878. }

A true copy.

GEO. D. WILLIAMS, Treasurer.

Adopted.

By Ald. Fitz Simons—Whereas lot No. 57 of the Assessors' Subdivision Tract, Plank Road street, Sixteenth Ward, was assessed for the General City Tax for the year 1878 under one valuation and in one amount, and is now owned by two or more persons; therefore,

Resolved, That the property described in a certificate from the Assessors, dated Dec. 6th, 1878, and on file in the Treasurer's office, a copy of which is attached hereto, be released from the lien of such tax upon the payment of \$2.49, with expenses and interest, in pursuance of said certificate.

[Copy.]

CITY ASSESSORS' OFFICE,
ROCHESTER, N. Y., Dec. 6th 1878. }
Geo. D. Williams, Treasurer:

SIR—We, the Assessors of the City of Rochester, do hereby certify that the following described property has been assessed upon the assessment rolls for the General City Tax for 1879 to Conrad Meng, viz: Lot No. 28, Assessor Sub. Lot 57 Tract, south side of Meng street, Sixteenth Ward, 136 feet front, 136 feet rear, and 328 feet deep, and that the owner of said property should pay as his portion of the General City Tax for 1878 the sum of \$2.49, upon the payment of which, with expenses and interest, he will be entitled to a release from the lien of the same upon the above described land.

[Signed] D. MCKAY,
A. M. KOETH, } Assessors.
WM. MAHER,

CITY TREASURER'S OFFICE,
ROCHESTER, N. Y., Dec. 6th. 1878. }

A true copy.

GEORGE D. WILLIAMS, Treasurer.

Adopted.

Ald. Martin moved that action on ordinances advertised for consideration this evening be postponed until the next regular meeting, and that Executive Business be taken up. Adopted

EXECUTIVE BUSINESS.

Ald. Warren moved to ballot for Assessor in place of Augustus M. Koeth, whose term of office expires on the 31st inst. Adopted. He nominated the present incumbent for re-election.

FIRST BALLOT.

Augustus M. Koeth received15 votes
Augustus M. Koeth, having received the requisite number of votes, was declared elected City Assessor for the term of three years from the 31st day of December, 1878.

Ald. Huntington called for a report from the Committee on Excise Commission Investigation.

Ald. FitzSimon, from the Committee, reported progress and asked for further time, which was granted.

COMMUNICATIONS FROM THE MAYOR AND OTHER EXECUTIVE OFFICERS AND THEIR REFERENCE.

By the Clerk—

OFFICE OF EXECUTIVE BOARD,
ROCHESTER, Dec. 10, 1878. }

To the Honorable the Common Council:

GENTLEMEN: I have the honor to transmit to your honorable body a copy of the report of the Committee of the Executive Board on the claim of Charles Lays for damages:

REPORT ON DAMAGES.

To the Honorable the Executive Board:

GENTLEMEN: The undersigned, your Improvement Committee, to whom was referred the claim of Charles Lays for five hundred dollars for damages for injuries done to his person by reason of his falling out of his wagon while passing over a gutter from Dudley to Clifford street, a short time since, beg leave to report as follows: That said Dudley street was laid out some time since and was graded by the then owners, but not opened for public use at that time.

But about three years since the fences were partially removed and the street opened and dedicated to the public use, but has not been used much; and having grown up to grass, we cannot find that the dedication has ever been accepted; still the street is opened and used occasionally by the public. The committee think the street, in a legal sense, is not a public highway to the extent to bind the city for any accident that might occur thereon; this street runs from Wieger street north to Clifford street; Clifford street was repaired and graded the past summer; the gutters cleaned out and made to conform to the grade of the street and to carry off the water therefrom; this was demanded by the public and to subserve public interests.

The claimant states that he lives on the corner of Wieger and Dudley streets; that he was quite familiar with the place where he got hurt; that he had driven over it a number of times prior to the accident and knew of its exact condition; that at the time of said accident he was driving an empty open democrat buggy, about 3 o'clock p. m.; that as he passed out of Dudley street he drove over the gutter (according to his own account) obliquely, one forward wheel dropping into the gutter of Clifford street first, which threw him off and caused the injury.

Had this gentleman, knowing the condition of both street and gutter, as he states he did, taken the least care or used the usual precaution, no accident could have occurred. The claimant, therefore, by his inattention and carelessness contributed wholly and solely to the accident, for which the city is not accountable. Had he used usual prudence and driven direct across the gutter, or even obliquely across it, no accident could have possibly occurred.

Your Committee are of the opinion that the claimant was entirely at fault; that he did not use that caution which even an ordinarily prudent man would have done.

Your Committee regret exceedingly that such an accident should happen to Mr. Lays, but we are entirely unanimous in the belief—taking all things into consideration—that the taxpayers of this city are under no obligation whatever to respond to this claim. It is a mistaken idea and notion that seems to be prevalent in this community, that when one is injured by any means through their own want of care or prudence, that the city should walk up and pay their claim. In Albany and New York, in the outskirts of the city, where the streets and walks are not in near as good condition as in Rochester, has scarcely ever such a claim been presented to the authorities for payment. In New York, particularly, such claims are scarcely ever heard of.

Your committee are therefore constrained, under all the circumstances and at every point of view, to report adversely.

All of which is most respectfully submitted.

HENRY L. FISH,
F. P. KAVANAGH,
V. FLECKENSTEIN,

Committee.

On motion of Mr. Neville report accepted and a copy ordered to transmitted to the Common Council.

A true copy from the minutes.

THOS. J. NEVILLE, Clerk.

Referred to Law Committee.

OFFICE OF EXECUTIVE BOARD,
ROCHESTER, Dec. 2, 1878.

To the Honorable the Common Council:

I have the honor to transmit herewith:
1. Statement of expenditures by the Executive Board during the month of November, 1878.

2. Statement showing the condition of the several funds in charge of the Executive Board at this date.

Respectfully, Your Obedient Servant,

THOS. J. NEVILLE,
Clerk of the Executive Board.

OFFICE OF EXECUTIVE BOARD,
Rochester, Dec. 2, 1878.

STATEMENT

Of expenditures by the Executive Board during the month of November, 1878.

| Funds Charged. | Amounts. |
|--|--------------------|
| Highway Fund | \$3,361 74 |
| Fire Department | 2,177 55 |
| Water Pipe | 8,230 32 |
| Water Works | 3,040 72 |
| Water Works, special | 3,000 00 |
| Salary and Expense | 1,002 80 |
| Sidewalk Repair | 258 48 |
| Lake avenue sprinkling | 124 00 |
| South Clinton st. | 96 00 |
| State st. and L. ave. | 256 66 |
| East avenue | 313 08 |
| E & W Main st | 190 00 |
| West avenue | 24 30 |
| State street | 201 00 |
| Front street | 16 66 |
| Meigs street | 50 00 |
| Exchange street | 150 00 |
| North Washington Street Sewer Trap | 73 00 |
| Strathallan Park Sewer | 608 28 |
| Philander Street Walk | 43 98 |
| Orange Street Sewer | 12 00 |
| Total | \$23,205 02 |

(Official.) THOS. J. NEVILLE,
Clerk of Executive Board.
OFFICE OF EXECUTIVE BOARD,
Rochester, N. Y., Dec. 2, 1878.

STATEMENT

Of the condition of the several funds in charge of the Executive Board at this date.

| Debit Balances. | |
|--------------------------------------|---------------------|
| City Treasurer | \$ 49,449 97 |
| Sidewalk Repair Fund | 2,450 61 |
| Sundry sinking funds | 4,872 25 |
| Sundry local improvement funds | 312 00 |
| Total | \$ 57,084 98 |
| Credit Balances. | |
| Highway Fund | \$ 13,863 96 |
| Fire Department Fund | 19,218 86 |
| Water Pipe Fund | 1,332 83 |
| Water Works Fund | 14,871 48 |
| Water Works Fund, special | 1,515 47 |
| Salary and Expense Fund | 6,105 33 |
| Local Improvement Fund | 477 00 |
| Total | \$ 57,084 98 |

(Official.) THOS. J. NEVILLE,
Clerk of Executive Board.

Ordered received, filed and published.

By the Clerk—

To the Honorable the Common Council of the City of Rochester: GENTLEMEN: The undersigned, Commissioners of Excise of the city of Rochester, report that moneys have been received by said Commissioners, from the persons named, and in the respective amounts set forth in the following schedule, commencing Nov. 4th, 1878, to and including Nov. 25th, 1878, for licenses to sell and dispose of strong and spirituous liquors, wines, ale and beer, in quantities less than five gallons at a time, to wit:

| | |
|---|-------|
| Catherine Meyer, 18 Hanover st. | \$ 30 |
| Mathew Miller, cor. Pinacle av. and Munger st. | 30 |
| John H. Lehman, 227 North Clinton st. | 30 |
| William Bohan, 202 West av. | 30 |
| Frank A. Rust, Bank Court, | 30 |
| Thomas C. Barrons, 189 East Main st. | 30 |
| Ohn O. Knapp, 151 North av. | 30 |
| Theodore Leis, 75 Exchange st. | 30 |
| Baker & Austin, 86 Mill st. | 30 |
| George Ruby, 184 West av. | 30 |
| David Abeles, 100 South av. | 30 |

| | |
|--|----------------|
| Michael Connors, 160 South St. Paul st. | 30 |
| Dennis Reardon, 91 Mill st. | 30 |
| Harry T. Farquhar, 224 West Main st. | 30 |
| Morris Rohrbach, 63 Monroe av. | 30 |
| Basil Schorser, 5 Hudson st. | 30 |
| Erhardt & Steckline, 40 Allen st. | 30 |
| August Schroedel, 69 Hawkins st. | 30 |
| Chas. Watson, 150 East Main st. | 40 |
| Chas. Watson, 84 West Main st. | 30 |
| Phillip McCConnell, cor. F.outh av. and Adams st. | 40 |
| John C. Hettel, 92 East Main st. | 30 |
| Patrick Washington, 188 West av. | 30 |
| Franz J. Scheffer, 89 St. Joseph st. | 30 |
| Hiram Wood, 5 Exchange st. | 30 |
| William C. Hammond, 181 East Main st. | 30 |
| William Powers, 4 and 6 Mill st. | 30 |
| Fred L. J. Bastable, 35 West Main st. | 30 |
| Florence McCarthy, 128 State st. | 30 |
| Leary & Co., 92 West Main st. | 30 |
| George Foechner, cor. Lime and Orchard sts. | 30 |
| Frank Rogers, 102 East av. | 30 |
| Eugene O. Sullivan, C. R. R. and Goodman st. | 30 |
| Anthony H. Martin, cor. Lyell and Child sts. | 30 |
| John Donovan, 34 South St. Paul st. | 30 |
| George Hirsch, 100 North Clinton st. | 20 |
| Adeline Ringelstein, 30 Exchange Place | 20 |
| Theodore Bauer, cor. St. Joseph and Clifford st. | 20 |
| John E. Relyea, 43 East Main st. | 30 |
| James Normille, 170 State st. | 30 |
| Thomas S. Costello, 168 Plymouth av. | 30 |
| Joseph Ringelstein, 30 Exchange Place | 30 |
| Total | \$1,220 |

We have disposed of said moneys as follows:
Deposited with City Treasurer..... 1,220 00
Licenses have been granted to all of the above named applicants.
Dated November 30th, 1878.

JAMES BAKER,
HERMANN MUTSCHLER,
PARIS G. CLARK
Excise Com'rs:

STATE OF NEW YORK, } ss.
County of Monroe. }
James Baker, Hermann Mutschler and Paris G. Clark, of the city of Rochester, in said County, being duly sworn, say, and each for himself says, that the foregoing annexed report of moneys received by them for the purposes named in said report, with the names of persons and dates therein given, are correctly set forth in said report, and that the said report embraces the whole of the moneys received from Nov. 4th, 1878, to and including November 25th, 1878.

JAMES BAKER,
HERMANN MUTSCHLER,
PARIS G. CLARK
Com'rs of Excise

Subscribed and sworn to before me this 30th day of November, 1878.

JAMES P. EVANS,
Com'r of Deeds

Ordered received, filed and published.
TREASURER'S MONTHLY REPORT.
CITY TREASURER'S OFFICE, Dec. 10th, 1878.

To the Hon. Common Council: GENTLEMEN: The Treasurer herewith submits the Monthly Statement of the balances of the principal funds, on the tenth day of December, 1878, as required by section 59 of the City Charter

| | Credit Balance. |
|------------------------------|-----------------|
| Contingent Fund | \$ 18,360 60 |
| Police Fund | 23,158 62 |
| Lamp Fund | 25,219 86 |
| Poor Fund | 17,426 58 |
| Park Fund | 980 59 |
| Health Fund | 5,744 51 |
| Home for Truants Fund | 9 11 |
| City Property Fund | 2,433 25 |
| Search Department Fund | 344 50 |

GEORGE D. WILLIAMS, Treasurer.

Subscribed and sworn to before me this 10th day of December, 1878.

F. J. IRWIN,
Commissioner of Deeds.

Ordered received, filed and published.
By Ald. Tracy—Petition of H. J. Kimball to carry a sign in certain streets.

Ald. Martin moved to adjourn. Adopted.
EDWARD ANGEVINE, City Clerk.

In Common Council—Dec. 23, 1878.

SPECIAL MEETING.

Ald. Simon Hays, President of the Board presiding.

Present—Ald. Tracy, FitzSimons, Montgomery, Herzberger, Warren, Hays, Crouch, Martin, Chace, Huntington, Vay, Donovan, Edelman, Smith, Knobles, Baetzel—16.

By the Clerk—

MAYOR'S OFFICE,
ROCHESTER, Dec. 23, 1878. }

Edward Angevine, City Clerk :

You will please call a special meeting of the Common Council at the Common Council Chamber for Monday, December 23d, 1878, at 7½ o'clock p. m.

Subject: "General business."

CORNELIUS R. PARSONS, Mayor.

The minutes of the previous meeting were approved as published in the book of proceedings.

PRESENTATION OF PETITIONS, ACCOUNTS, &C.

By Ald. Tracy—Bills of

| | |
|---|-----------|
| Rochester Gas Co., setting posts, &c. | \$ 117 40 |
| M. Huntington material..... | 12 48 |
| David Clancy, setting posts..... | 15 00 |
| Citizens' Gas Co., gas and care of lamps..... | 3,315 90 |
| F. Vose, lightings and extinguishing lamps..... | 771 43 |
| Rochester Gas Co., gas and care of lamps..... | 2,826 75 |

Referred to the Lamp Committee.

By Ald. Montgomery—Resignation of J. K. Burlingame as Constable of the Third Ward. Laid on the table.

By Ald. Herzberger :

REPORT OF THE POLICE CLERK FOR THE MONTH OF NOVEMBER, 1878.

POLICE COMMISSIONERS' OFFICE, }
Dec. 21st, 1878. }

To the Honorable the Common Council:

GENTLEMEN—I respectfully report the following as the total amount of fines and penalties imposed by the Police Justice for the month of November, 1878, together with the amount collected.

| November. | Crime. | Penalty. | Paid. |
|---------------------|---------------------|----------|-------|
| 1—Abraham Le Roy | drunk | \$ 5 | \$ 5 |
| Anthony Faul | .. | 10 | |
| James McBride | violation ordinance | 10 | |
| Mary McGann | drunk | 5 | |
| Geo C Andrews | .. | 10 | |
| 2—Patk Dorsey | .. | 10 | 2 |
| Wm Carney | assault | 15 | |
| Honora Carney | .. | 10 | |
| 4—Bartlett Williams | petit larceny | 25 | |
| Catharine Fullum | drunk | 5 | |
| Danl Taylor | cruelty to animals | 10 | 10 |
| 5—Ed McLaughlin | drunk | 10 | 5 |
| 6—Mich Mungavin | assault | 25 | |
| Mich Doody | drunk | 5 | |
| James Callihan | violation ordinance | 5 | |
| Thos Allen | cruelty to animals | 15 | |
| 7—Barney Clark | drunk | 5 | 5 |
| James McCabe | petit larceny | 25 | |
| Augustus Wells | drunk | 5 | |
| Mary Gilbert | assault | 10 | |
| Frank Golbert | violation ordinance | 5 | 5 |
| Chas Loefflet | .. | 5 | 5 |
| Alfred York | .. | 5 | 5 |
| Chas Vetter | .. | 5 | 10 |
| Chas Wolf | drunk | 10 | 10 |
| 8—Rosemund Seifert | .. | 5 | |
| Martin Jacobs | .. | 5 | 5 |
| Mich Green | .. | 5 | 5 |
| Patk Cassidy | .. | 10 | 10 |
| Lizzie Fanning | violation ordinance | 25 | |
| Kate Sautler | .. | 25 | |
| 9—Giles Smith | drunk | 5 | 3 |
| 11—Augustus Ernst | .. | 10 | |
| Wm Lynch | .. | 5 | |
| Richard Welch | .. | 5 | 5 |
| Seymour A Brundage | assault | 25 | 25 |
| Dan'l Harrington | drunk | 25 | |
| Frank Hilbert | assault | 25 | |
| Mich Bretton | cruelty to animals | 10 | 5 |
| 10—Lotta Robinson | drunk | 5 | |
| Wm Maxfield | .. | 10 | 10 |
| Wm Kelly | assault | 20 | 20 |
| John Riem | drunk | 5 | 5 |
| Jerome Burns | .. | 5 | |
| Hannah Swartz | vio. ord. old fine | 100 | 100 |
| Royal A Fox | assault | 10 | |
| Robt Ryan | .. | 25 | 27 |
| 13—Mich Hurley | drunk | 10 | 5 |

| | | | |
|------------------|-----------------------|----------|----|
| John Ryan | .. | 10 | |
| 14—Dan Leary | .. | 10 | |
| Jos Martin | .. | 10 | 5 |
| Mary McDonald | .. | 5 | |
| Walter H Ellis | .. | 10 | 5 |
| John Riem | .. | 10 | |
| John Sayers | .. | 5 | 5 |
| 15—John Elter | vio. ord. | 5 | 5 |
| | selling liquor | | |
| Harry Penprase | without license | 50 | 30 |
| Delbert P Hicks | .. | 5 | 5 |
| Mary Hamilton | vio. ord. | 100 | |
| Thos H Graves | .. | 5 | |
| Chas E Calkins | .. | 15 | 15 |
| Terrance Griffin | .. | 15 | 15 |
| 16—Jesse Gage | drunk | 10 | 10 |
| Grace Road | .. | 10 | 10 |
| John Carroll | petit larceny | 10 | |
| Mary Winfield | assault | 5 | 5 |
| Sami Knowles | vio. ord. | 5 | |
| 18—Moses Furlong | drunk | 10 | 5 |
| Neuie Stevens | vio. ord. | 25 | |
| 19—Geo Hawkins | assault | 10 | 10 |
| Andrew Appie | assault | 5 | 5 |
| Mary Burns | drunk | 10 | |
| Henry Duffin | violating ordinance | 10 | 2 |
| Calvin H Johnson | .. | 5 | 5 |
| Pat'k Donovan | cruelty to animals | 10 | 10 |
| 20—Peter Martin | drunk | 10 | |
| Wm Bates | assault | 5 | |
| 21—Maggie Wilson | drunk | 5 | 2 |
| James McDermott | .. | 10 | |
| James W Brown | violating ordinance | 5 | 5 |
| John Schroedlein | .. | 5 | |
| 22—John Brown | drunk | 10 | 10 |
| Chas B Stokes | .. | 10 | 10 |
| James Mulligan | .. | 5 | |
| 23—John Kenneliv | .. | 10 | |
| Timothy Cleary | .. | 5 | |
| Anthony Youngman | .. | 10 | |
| Dan'l Donovan | .. | 5 | |
| 25—Arthur McCann | .. | 5 | |
| Mich McLaughlin | assault | 25 | |
| Matnew Robinson | drunk | 5 | 5 |
| Chas Leonard | .. | 10 | 3 |
| John Flynn | .. | 5 | |
| August Stout | .. | 10 | 5 |
| Chas Patterson | .. | 10 | |
| Wm Kelly | .. | 10 | |
| Geo Maxfield | .. | 10 | |
| John Doe | .. | 5 | 5 |
| Harry Loomis | petit larceny | 25 | |
| 26—S Vanderburg | drunk | 20 | 10 |
| James Moore | .. | 10 | |
| Matc Lee | .. | 10 | |
| Pat'k Holloran | violating ordinance | 5 | 5 |
| Thos C Barrons | selling liquor Sunday | 100 | 50 |
| 27—James Gilroy, | drunk | 10 | |
| Joseph Neary | .. | 5 | 5 |
| 8—Frank Lyons | .. | 5 | |
| 29—Jeremi Lyons | .. | 10 | 10 |
| Henry Carrigan | .. | 10 | |
| Anson Tophif | .. | 5 | |
| Thos skuse | .. | 10 | 5 |
| 30—Mich Lawton | .. | 10 | 5 |
| James Stacy | violating ordinance | 2 | |
| Walter Jeffry | .. | 2 | |
| Edward M Parks | drunk | 5 | |
| Anna Eggleston | violating ordinance | Old fine | 25 |
| John Doe | .. | | 25 |

I do hereby officially certify that the foregoing report in relation to money received by me for fines and penalties imposed by the Police Justice for the month of November, 1878, is true.

B. FRANK ENOS, Clerk.

Sworn to before me this 23d day of December, 1878.

PETER SHERIDAN,
Commissioner of Deeds.

Ordered received, filed and published.

By Ald. Vay—Bill of

| | |
|----------------------------------|---------|
| Cameron & Chace, lumber, &c..... | \$34 41 |
|----------------------------------|---------|

Referred to Park Committee.
By Ald. Edelman—Petition of to erect wood building. Referred to Wood Building Committee and Fire Marshal, with power to act.

By Ald. Donovan—Bills of

| | |
|---|---------|
| Rogers & Converse, oil cloth..... | \$ 4 00 |
| Hotchkin Bros., ice..... | 26 50 |
| M. Huntington, glass, &c..... | 9 25 |
| Rochester Gas Co., gas in city buildings..... | 185 25 |

Referred to City Property Committee.

By Ald. Smith—Bills of

| | |
|---------------------------------------|---------|
| N. T. Hackstaff, printing blanks..... | \$12 00 |
| John Van Auken, back hire..... | 1 50 |
| John Colbert, horse shoeing..... | 9 00 |
| C. H. Stump, printing..... | 3 00 |

| | |
|---|-------|
| John O'Rourke, board of horse..... | 18 00 |
| Union and Advertiser Printing Co..... | 7 50 |
| S. A. Lattimore, analysis of water..... | 25 00 |

| | |
|--|-------|
| Chas H. Stillwell, services in | 88 38 |
| James H. Wilson, | 75 00 |
| Warham Whitney, | 58 38 |

MISCELLANEOUS.

By Ald. Donovan—Bills of

| | |
|--|----------|
| Smith, Perkins & Co., groceries..... | \$150 61 |
| L. Klein, bread..... | 97 40 |
| Joseph Schutte, disbursements..... | 56 54 |
| John Oetzel, shoes..... | 33 50 |
| Joseph Ward, beans..... | 42 52 |
| Sidney B. Roby, rent of coal yard..... | 87 50 |
| Reinhardt & Kohler, meat..... | 100 00 |
| Bostwick & Heindl, order books..... | 14 00 |
| John Fisher, meat..... | 100 00 |
| Casper Fromm, meat..... | 25 00 |
| John Hahn, meat..... | 100 00 |

| | |
|---|--------|
| Union & Advertiser, publishing proceedings 1 quarter for Jan. 1, 1879.. | 750 00 |
| Rochester Printing Co. do do | 450 00 |
| Express Printing Co., do do | 450 00 |
| Sunday Herald, do do | 125 00 |
| Sunday Times (Tribune) do do | 125 00 |
| Beobachter, do do | 175 00 |
| W. Klabatzer, do do | 175 00 |
| Edward Angevine, expenditures C. C..... | 75 00 |

POOR DEPARTMENT FUND.

MONTHLY PAY ROLL TO JANUARY 1, 1879.

Referred to Poor Committee.

| | |
|---|-----------|
| Joseph Schutte, Overseer..... | \$ 125 00 |
| William H. Shields, Assistant Overseer..... | 75 00 |
| John P. Tracy, bookkeeper..... | 75 00 |
| Jacob Lutt, clerk..... | 40 00 |
| Dr. Thos. A. O'Hare, City Physician..... | 41 67 |
| Dr. Geo. D. Benford, City Physician..... | 41 67 |
| Dr. Chas. E. McKelvey, City Physician..... | 41 67 |
| Dr. J. J. A. Burke, City Physician..... | 41 67 |
| W. Russell, D. services..... | 41 67 |
| W P Sweeney, M. D. services..... | 41 67 |
| Fred. Guac clerk..... | 20 00 |

MISCELLANEOUS.

REPORTS OF STANDING COMMITTEES.

Ald. Tracy, from the Lamp Committee; Ald. Donovan, from the City Property Committee ; Ald. Vay, from the Park Committee; Ald. Smith, from the Health Committee; Ald. Donovan, from the Poor Committee, reported favorably on the various bills referred to their respective committees, and referred them to the Finance Committee for payment.

| | |
|-------------------------------------|---------|
| F. Wurtz, meat..... | \$50 00 |
| Geo. Schofield, transportation..... | 27 44 |
| Geo. C. Maurer, beans..... | 38 77 |
| A. Bauerschmidt, meat..... | 50 00 |
| Bostwick & Heindl, order-book..... | 7 00 |
| Leat & Weitzel, shoes..... | 104 75 |
| Hyre & Son, bread and crackers..... | 149 31 |
| Patrick Joyce, burials..... | 48 00 |
| O. Oswald, shoes..... | 71 00 |
| M. Bulkeley & Co., groceries..... | 20 00 |
| Stevenson & Hicks, groceries..... | 24 00 |
| N. L. Brayer, meat..... | 100 00 |
| A. W. Mudge, burials..... | 11 00 |
| Home of Industry, bread..... | 41 90 |
| Johanna Yawman, bread..... | 67 85 |
| Martin Erdle, meat..... | 75 00 |
| Leopold Gribel, meat..... | 25 00 |
| A. H. Cork, groceries..... | 12 75 |
| E. W. Tripp, ice..... | 11 00 |
| Adolph Schreck, groceries..... | 18 00 |
| John Gron, shoes..... | 95 00 |
| Geo. Elbs, bread..... | 29 55 |

HEALTH DEPARTMENT FUND.

MONTHLY PAY ROLL TO JANUARY 1ST, 1879.

By Ald. Montgomery —
To the Common Council :

Your Law Committee report upon the petition of William S. Oliver, claiming that an assessment of \$147.84 upon his premises, corner of West avenue and York street, is illegal and void, as well as inequitable, report that your committee are satisfied that the matters alleged in Mr. Oliver's petition are true, and that the proceedings of the Board of Public Works so far as they affect this assessment upon Mr. Oliver's land cannot be sustained. It would seem, however, that equitably Mr. Oliver ought to pay a small sum, but not exceeding \$17.60, for work done opposite forty feet of his premises, some of which was not authorized by the terms of the ordinance. Your committee recommend that the following resolution be adopted:

| | |
|--|----------|
| Sam'l. Donnelly, Supt. Board Health, salary.. | \$ 60 00 |
| Chas. Buckley, M. D., Health Officer..... | 41 67 |
| E. Angevine, Clerk..... | 25 00 |
| Henry M. Heindl, Keeper of Hope Hospital.. | 50 00 |
| John H. Mason, Insp'r..... | 50 00 |
| Joseph Thompson, Insp'r..... | 50 00 |
| James Cooper, Insp'r..... | 50 00 |
| Heman Miller, Insp'r..... | 50 00 |
| Orrin Harris, Insp'r..... | 50 00 |
| John O'Rourke, sewer flusher..... | 45 00 |
| John Vance, sewer flusher..... | 45 00 |
| C. A. Jeffords, garbage contract to Nov. 1, E. S. Bradley & Co., | 125 00 |
| W. S. | 150 00 |

And charge that Fund.

LAMP DEPARTMENT FUND.

| | |
|--|----------|
| S. M. Millington, lamp pots..... | \$ 6 00 |
| Chas. A. Jeffords, delivering lamp posts..... | 8 13 |
| Henry D. Blackwood, repairing lamps..... | 60 06 |
| F. Vose, assignee of R. E. Gay, oil lamps for December | 771 43 |
| Citizens' Gas Co., gas for December..... | 3,319 90 |
| Rochester Gas Co., | 2 826 75 |

And charge that Fund.

CITY PROPERTY FUND.

| | |
|--------------------------------------|---------|
| Jones, Seifried & Co., hardware..... | \$ 2 20 |
| J. E. Hayden & Co., book case..... | 20 00 |

And charge that Fund.

POLICE DEPARTMENT FUND.

| | |
|--|-----------|
| Geo. Truesdale, Police Justice, sal. to Jan. 1st, 1879..... | \$ 208 34 |
| Alex. McLean, expenses for Nov, 1878..... | 70 77 |
| Fred'k Zimmer, Police Commissioner, qr. sal. to Jan. 1st, 1879..... | 125 00 |
| Henry C. Daniels, Police Commissioner, qr. sal. to Jan. 1st, 1879..... | 125 00 |

And charge that Fund.

PARK FUND.

| | |
|--|--------|
| R. B. Randall, repairing lawn mower..... | \$4 80 |
|--|--------|

And charge that fund.
Adopted by the following vote :

Resolved, That upon the payment by William S. Oliver of \$17.60 the Treasurer cancel the assessment of \$147.84 on his premises, corner of West avenue and York street, and charge account of erroneous assessment.

THOS. C. MONTGOMERY,
J. W. MARTIN,
E. HUNTINGTON,
Committee.

December 23, 1878.
Adopted.

FINANCE BUDGET.

ROCHESTER, N. Y., Dec. 23 1878.

By Ald. Warren—Resolved, That the Treasurer pay as follows, when there are funds available:

CONTINGENT FUND.

| | |
|--|----------|
| MONTHLY PAY ROLL TO JANUARY 1, 1878. | |
| Cornelius R. Parsons, Mayor..... | \$200 00 |
| Geo. D. Williams, City Treasurer..... | 300 00 |
| Albert G. Wheeler City Attorney..... | 166 66 |
| Oscar H. Peacock, City Surveyor..... | 150 00 |
| Edward Angevine, City Clerk..... | 150 00 |
| David McKay, City Assessor..... | 166 66 |
| August M. Koeth, | 166 66 |
| Wm. Mahar, | 166 66 |
| Geo. W. Sill, Judge Municipal Court..... | 150 00 |
| J. W. Duell, Judge Municipal Court..... | 150 00 |
| Thos. B. Husband, Clerk Municipal Court..... | 156 66 |
| Francis J. Irvine, City Messenger..... | 75 00 |
| John E. McDermott, Watchman City Hall..... | 60 00 |
| Thomas A. Buckley, Engineer City Hall..... | 60 00 |
| Peter G. Miller, Janitor Front street building.. | 40 00 |
| C. C. Gray, Assistant Surveyor's Office..... | 76 66 |
| W. B. Parsons, Draughtsman, | 76 66 |
| W. B. Sweeney, chaman, | 50 00 |
| Amrose Bedman, rodman | 30 00 |
| Peter Sheridan, Assistant in Clerk's Office..... | 60 00 |
| E. W. Williams, Treasurer's office | 116 66 |

ren, Hays, Crouch, Martin, Chace, Huntington, Vay,

Donivan Edelman, Smith, Knobles, Baetzel—15.
 COMMUNICATIONS FROM THE MAYOR AND OTHER
 EXECUTIVE OFFICERS.

By the Clerk—

MAYOR'S OFFICE, }
 ROCHESTER, N. Y., Dec. 23d, 1878. }

Gentlemen of the Common Council:

H. F. Huntington, Esq., Cashier of the Commercial Bank of this city, has made application to me for return to him of the bond, furnished by the bank in connection with their contract for the deposit of city funds for the year ending August first, 1878. Will you please take such action in the matter as you may deem appropriate.

CORNELIUS R. PARSONS,
 Mayor.

Referred to the Finance Committee.

By the Clerk—

ROCHESTER, September 23, 1878.

To the Mayor and City Clerk:

GENTLEMEN: We do hereby certify that Arthur M. Bassett, Preston H. Allen, John Craighead, Owen Williams, John B. Van Avery, Samuel C. Pierce, Archibald C. Calhoun and Amon Bronson have served as firemen the time required by law to entitle them to receive Certificates of Exemption, and we respectfully request you to sign the same.

S. M. STEWART,
 LAW S. GIBSON,
 HENRY W. MATHEWS,

Committee on Credentials, Roch. Fire Dept.
 Received, filed and published.

By the Clerk—

To the Common Council:

GENTLEMEN: I have the honor to transmit a copy of the report made by the Hon. Henry L. Fish to the Executive Board, in relation to Buell avenue.

To the Hon. the Executive Board:

GENTLEMEN:—I desire to call the attention of the Board to the present state of Buell avenue, with a view and to the end that proper action shall eventuate from the proper authorities, not only to protect life and limb, but the city from further damages.

In order that the Board of Common Council and the public generally shall understand all the facts in relation thereto, I give you the following history of the case as I understand it.

In Common Council, June 30th, 1863.

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.

In Common Council, February 23d, 1864.

The following petition was presented to said Common Council, which was received and acted upon, viz:

To the Commissioners of Highways in and for the City of Rochester, County of Monroe and State of New York:

The undersigned, being persons liable to be assessed in said city for labor, and deeming the street in said city known as and called "Buell avenue," useless and unnecessary and unsafe as a highway, do hereby apply to the Common Council of said city of Rochester, as such Commissioners of Highways, to proceed to have said Buell avenue closed as a public street or highway.

JOSEPH FROST,
 JAMES E. HAYDEN,
 GEORGE J. WHITNEY.

By Ald. Fish—Resolved, That the Street Committee be, and they are hereby directed, to take the necessary steps to close Buell Avenue, Adopted.

Whereupon said committee, under the direction of the then City Attorney, proceeded and procured the appointment of a jury, consisting of taxpayers of this city.

And the following is a copy of their report,

viz:
 STATE OF NEW YORK }
 County of Monroe, } ss.:
 City of Rochester }

We, the undersigned, disinterested freeholders of the city of Rochester, in the county of Monroe, having met at Buell Avenue, in said city, on this twenty-sixth day of March, 1864, in pursuance of the summons of the Commissioners of Highways of said city, in order to examine and certify in regard to the propriety of discontinuing the road or street described in the annexed application of Joseph Frost, Geo. J. Whitney and James E. Hayden, do certify that in our opinion said road or street is unnecessary and unsafe, and that the same ought to be discontinued.

In witness whereof we have hereto subscribed our names this 26th day of March, 1864.

N. B. Ellison,
 S. W. D. Moore,
 Carlos Smith,
 Ezra Jones,
 Joseph Curtis,
 P. S. Wilson,
 J. B. Dewey,

H. B. Knapp,
 M. L. Page,
 E. F. Smith,
 Erastus Darrow,
 W. G. Stewart,
 W. Churchill,
 Richard Dransfield,
 M. Filon.

In Common Council, March 29, 1864.

By Ald. Fish—Whereas, On the 23d of February, 1864, an application was made to this Board by Messrs. Joseph Frost, George J. Whitney and James E. Hayden to have Buell Avenue discontinued as a public highway; and

Whereas, This Board, on the 23d of February, 1864, directed the Street Committee to take the necessary steps to close said avenue in accordance with said application; and

Whereas, On the 26th of March, 1864, said committee summoned a jury of disinterested freeholders, who were duly sworn, and proceeded to carefully examine said avenue, and have in due form certified that said avenue is unsafe 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.

Immediately thereupon the Street Committee, by direction of the Common Council, constructed a fence across Buell avenue on the north side of McCracken street, with a gate in the centre, and it so remained until the year 1875 or 1876, when Mayor Clarkson caused the said fence to be removed. Whereupon Messrs. Ellwanger, Barry and Woodworth commenced an action against the Mayor in the Supreme Court to compel him (as I suppose) to replace said fence. The plaintiff claimed: first, the land was never dedicated; second, that if it had been dedicated it had been abandoned by the city.

Defendants claimed: first, that it had been

dedicated, and second, that it had never been abandoned.

The court held and understood that it was properly dedicated and from the evidence adduced it had not been legally abandoned by the city.

Upon the rendition of this decision (although there is grave doubt as to its binding the city) this Board immediately caused a distinctly lettered sign, properly and strongly fastened to a substantial post and set at the top of the hill at the south end of said avenue, as a danger signal, warning people that said avenue was unsafe.

During the last year that danger signal and warning has been taken down and carried off by parties unknown. On the 3d of Dec., 1878, a Mr. Beck, while driving down that avenue with a double team, drove too near the edge of the high bank just west of the Glenwood House and one horse went over the said bank and was injured so that a few days subsequent to the accident he died and now the owner has brought suit against the city to recover \$200 damages.

If this avenue is not a public one it should by all means be closed at once. If on the contrary, it is yet a public avenue it should at once be permanently and substantially improved or the city will be constantly called upon to respond in damages. I offer for the consideration of this Board the foregoing history and the following resolutions:

Resolved, That the honorable, the Common Council be and they are hereby respectfully requested to ascertain whether Buell avenue is a public avenue or highway; and in case it is, to pass an ordinance for its permanent improvement or take such steps as they may deem proper in the premises.

Resolved, further, That the Clerk of this Board be and he is hereby directed to transmit to the honorable, the Common Council, the foregoing preamble and proceedings of the Common Council of the years 1863 and 1864 and the above resolution, giving that Board the exposition which may enable them to base future action in the premises; the same to be verified by the signature of his office.

On motion the report was ordered transmitted to the Common Council and resolutions adopted.

A true copy from the minutes.

THOS. J. NEVILLE, CLERK.

Referred to the committee on opening and alterations of streets to request the Executive Board to put up signs and take the necessary precaution to warn people of the dangerous condition of the street.

By the Clerk—

To the Common Council:

GENTLEMEN: At a meeting of the Executive Board, held Friday, Dec. 20, 1878, the following report was ordered transmitted to your board to take such action as you may deem proper in the case:

REPORT ON ALLEGED DAMAGES FROM OVERFLOW OF SEWERS.

To the Executive Board:

GENTLEMEN:—The Street Committee, authorized by your Board to inquire into the claim for alleged damages for overflow of lands at the junction of Upton Park outlet sewer with the culvert under the New York Central and Hudson River Railroad, beg leave to report that they visited the premises in question and find that

the continuation of the Upton Park sewer passes through the land of the claimants and at such a shallow depth as to make the covering of the sewer form a ridge of earth through the claimants' lot. An ordinary ditch drains a portion of the lot into this sewer at the culvert. It is claimed that the water has stood along the side of this ridge, as also that it will back up through the open ditch in times of freshets, and that for five years past the water has damaged crops of vegetables planted on this property.

Your committee are unable to see how the damages claimed could have occurred, and are not prepared on the evidence at hand to recommend that any award be made for such alleged loss until a full and thorough inquiry is instituted and witnesses are summoned to verify the facts alleged in the complaint.

They therefore think that the Law Committee of the Common Council should authorize an investigation into the justice of the claim, and have the same conducted by counsel and under legal restrictions.

V. FLECKENSTEIN,
F. C. LAULR.
THOS. J. NEVILLE,
Committee.

Report approved.

A true copy from the minutes.

THOS. J. NEVILLE,
Clerk Executive Board

Referred to Law Committee.

By the Clerk—

OFFICE OF THE EXECUTIVE BOARD, }
ROCHESTER, Dec. 23, 1878. }

To the Common Council:

Acting under the authority of this Board, I hereby transmit to your honorable body a copy of a preamble and resolution submitted at the last meeting of this Board.

By Mr. Fleckenstein—

Whereas, The demand for employment from the city is very great and daily increasing; and,

Whereas, The amount of money placed at the disposal of this Board is inadequate to meet this demand, by furnishing the employment asked for to the number of worthy men who have this means only to save themselves from the necessity of calling upon the Poormaster for aid; therefore,

Resolved, That the Common Council be respectfully requested to appropriate such a sum for breaking stone this winter as will afford some relief to the hundreds of men out of employment, and at the same time furnish the city with material which is needed and must be purchased every summer for the repairs of streets and avenues.

Adopted, and the Clerk directed to transmit to the Common Council.

THOMAS J. NEVILLE,
Clerk of the Executive Board.

Referred to the committee on opening and alterations of streets and the Executive Board.

By the Clerk—

OFFICE OF EXECUTIVE BOARD, }
ROCHESTER, Dec. 18, 1878. }

To the Honorable the Common Council:

GENTLEMEN: At a meeting of the Executive Board, held Friday, Dec. 13, 1878, the following resolution was adopted:

By Mr. Fish—Whereas, The Legislature having enacted a law authorizing the Superintendent of Public Works to advertise and sell the lateral canals; and

Whereas, While a Committee from this Board were in conference with said Superintendent at Albany with reference to Brown and Smith street bridges, he stated he had been authorized to advertise the Valley canal for sale, and intimated that he should ere long advertise the same, and it is deemed of the highest importance to the city that they own and control that portion of said canal lying between the Rapids lock and the junction with the Erie Canal; therefore, it is hereby

Resolved, That the Honorable the Common Council be and they are hereby respectfully requested to appoint a Committee to confer with the said Superintendent with reference to the possession by said city of that section of said canal. Adopted.

A true copy from the minutes.

THOMAS J. NEVILLE, Clerk.

Referred to Special Committee to confer with the Executive Board.

By the Clerk—

OFFICE OF EXECUTIVE BOARD, }
ROCHESTER, Dec. 18, 1878. }

To the Honorable the Common Council :

GENTLEMEN : At a meeting of the Executive Board held Friday, Dec. 13 h, 1878, the following resolutions were adopted :

By Mr. Fish—Resolved, That the Honorable the Common Council be and are hereby respectfully requested to pass an ordinance for the construction of a protection railing on the east side of York street, north of West avenue, in front of property owned by P. Green.—Adopted.

By Mr. Fish—Resolved, That the Honorable the Common Council be and are hereby respectfully requested to pass an ordinance for the construction of a walk in front of William Karges's premises on Pinnacle avenue. Adopted.

A true copy from the minutes.

THOS. J. NEVILLE, Clerk.

Referred to Improvement Committee.

By the Clerk—

CITY CLERK'S OFFICE, }
ROCHESTER, N. Y., Dec. 17, 1878. }

To the Honorable Common Council :

GENTLEMEN : At a meeting of the Board of Health held Dec. 17, 1878, the following reports of water being in cellars of houses on different streets in this city were made, and were referred to the Common Council for abatement: Reynolds, Bartlett, Hunter and Clifford streets.

Respectfully,

EDWARD ANGEVINE,
Clerk Board of Health.

Laid on the table.

By the Clerk—

OFFICE OF EXECUTIVE BOARD }
ROCHESTER, Dec. 23d, 1878. }

To the Honorable Common Council :

GENTLEMEN : At a meeting of the Executive Board held Friday, Dec. 20th, 1878, the following resolution was adopted :

By Mr. Fish—Resolved, That the Clerk of this Board be and is hereby directed to transmit the map or tracing and the report just presented by the Improvement Committee to and

adopted by this Board, in relation to Platt street outlet tunnel, to the Common Council, pursuant to their request, verified by the signature of his office. Adopted.

A true copy from the minutes.

THOS. J. NEVILLE, Clerk.

To the Common Council :

GENTLEMEN : I have the honor to transmit to your honorable body a copy of the report of the committee of the Executive Board in relation to Platt street tunnel.

To the Honorable the Executive Board :

GENTLEMEN : The following communication having been referred to this Board, viz :

Ald. FitzSimons offered the following :

Resolved, That the Executive Board be and it is hereby empowered and directed to straighten Platt street tunnel between State and Mill streets so as to make it conform to the ordinance as originally passed, the whole expense not to exceed \$2,000, and charge contingent fund.

Ald. Martin moved the reference of the matter to the Executive Board, with instructions to report at the next meeting of the Council what is proper to be done in the matter, the location of the tunnel or sewer, the estimates of cost in detail, &c. Adopted.

A true copy from the minutes.

EDWARD ANGEVINE, City Clerk.

This communication asks this Board to report what should be done in the premises, and for an estimate of the cost of construction, or for the correction of the error.

The same having been referred to your Improvement Committee, with instructions to examine with reference to correcting the error and straightening said Platt st. tunnel, and to report back to this Board the information asked for by the Common Council, for the purpose of complying with their request. Your Committee having examined the premises and all the circumstances connected therewith, including the location of the old tunnel and the route to construct the new tunnel, and the estimated cost for the construction of the same, beg leave to report back to this Board the following, viz.:

That we have made the investigation as per direction, into the location, situation and condition of said tunnel, and find it a masterly piece of "meandering" engineering.

Said tunnel seems to have run cross-lots, leaving Platt street near the corner of State street easterly, and running under private property a distance of about one hundred and twenty feet. When and where it emerges into Platt street, the said tunnel between State and Mill streets, as it now is, forms a curve, much like a rainbow, and is a very un-business-like piece of work and ought to be corrected.

The owners of property over said tunnel have opened a shaft into the same and are using it for closet purposes.

Your Committee are of the unanimous opinion that a tunnel should be constructed from State street to Mill street under and through the centre of Platt street; indeed, the original ordinance, passed by the then Board of Public Works in January, 1873, so ordains.

Said ordinance reads thus :

"The deepening and enlarging of Platt street outlet sewer from the East high bank in rear of the Jefferson mills buildings to the west line of State street by enlarging that portion under the said mill, constructing a tunnel under the race

and deepening that portion of the sewer in Mill street and Platt street to the west line of State street; said sewer to be not less than seven feet square and an arch cover, except that portion which is tunneled, and to be at least twenty-five feet deep at State street; also, to construct the necessary surface sewers, man-holes and connections for side sewers."

It is the opinion of your Committee that under that ordinance the tunnel must be constructed under the old sewer in Platt street, either by taking up the old sewer and blasting down twenty-five feet, or by tunneling under the same, the latter is deemed much better and is certainly the most economical.

Believing the ordinance bound and binds the city to construct the tunnel in the centre of said Platt street, and not wishing to rely on our own judgment, we presented said ordinance to the City Attorney for his opinion, and following we present the same, which corroborates our opinion in the premises:

CITY ATTORNEY'S OPINION.

CITY ATTORNEY'S OFFICE,
ROCHESTER, Dec. 19, 1878. }

To the Executive Board of the City of Rochester:

GENTLEMEN—In reply to the question submitted to me for my opinion thereon, relating to the particular location of the sewer or tunnel proposed to be constructed in Platt street, under the original ordinance as passed for that improvement, providing it shall be deemed advisable to straighten the present one by constructing a new one in that street, will say:

The original ordinance provides for the deepening and enlarging of Platt street outlet sewer from the east high bank in rear of the Jefferson mills building to the west line of State street, by enlarging that portion under the said mill, constructing a tunnel under the race, and deepening that portion of the sewer in Mill and Platt streets to the west line of State street, said sewer to be not less than 7 feet square and an arch cover, except that portion which is tunneled, and to be at least 25 feet deep at State street.

The resolution adopted by the Common Council directs the Executive Board to straighten Platt street tunnel between state and Mill streets, so as to conform to the ordinance as originally passed.

The ordinance contemplated the deepening and enlarging of that portion of the sewer then constructed in Platt street by making it 7 feet square and at least 25 feet deep at State street, and to be arched over except where tunneled. It does not contemplate the construction of a new sewer in some other part of the street, and the abandonment of the one then constructed, but simply to deepen and enlarge it to the dimensions prescribed in the ordinance. In straightening this tunnel in Platt street so as to make it conform to the ordinance as originally passed, you are required to deepen and enlarge the old sewer in Platt street to the dimensions prescribed in the ordinance; in other words, you are bound to make the improvement according to the terms of the ordinance without any reference to the present tunnel or its location.

All of which is respectfully submitted.

A. G. WHEELER, City Attorney.

Your committee consulted and conferred with the City Surveyor as to where, in his

opinion, said tunnel should be located, and also asked him for an estimate for the construction of a tunnel under and through the centre of Platt street, connecting the tunnel at State and Mill streets, twenty-five feet deep at State street, and seven feet square, and herewith we present his opinion as to where said tunnel should be located, and also, an estimate of the cost of its construction through the center of said Platt street, as above indicated:

CITY SURVEYOR'S OPINION AND ESTIMATE.

CITY SURVEYOR'S OFFICE,
ROCHESTER, N. Y., Dec. 19th, 1878. }

To the Honorable the Executive Board:

GENTLEMEN: In reply to your questions in regard to the proper location of the Platt street tunnel, according to the provisions of the ordinance; also, in relation to the probable cost of straightening the same, I would reply that I understand the ordinance to specify that the tunnel be constructed on the line of the old Platt street sewer, which is in the center of Platt street. As to the cost of putting it there, I think \$15.00 per lineal foot of tunnel would be a fair price.

OSCAR H. PEACOCK,
City Surveyor.

Your committee, in order to make the matter clear and easily understood, have procured a map or tracing, showing the present location of said tunnel, as well as the lines through the centre of Platt street, the distance being two hundred and sixty feet. The tracing shows ordinance, date of its passage, time of confirmation of the assessment roll, letting of contract, prices paid for each item of the cost of the work, &c., &c. It should be understood that there is a shaft at State street and one at Mill street twenty-five or more feet deep, which can be utilized in constructing the direct tunnel. Your committee are satisfied that the tunnel can be constructed at less than the estimate, or within the estimate of the City Surveyor. It will be seen he estimates the expense at \$15 per foot, the distance being 260 feet, and at that price would cost \$3,900. In conclusion, we repeat that the only proper business-like and practical way to remedy the error is to construct said tunnel in the centre of said Platt street. All of which is respectfully submitted.

ROCHESTER, Dec. 20th, 1878.

HENRY L. FISH,
F. P. KAVANAGH,
V. FLECKENSTEIN,
Committee.

A true copy from the minutes.

THOS. J. NEVILLE, Clerk.

Hon. Henry L. Fish was heard.

The matter was referred to the Sewer Committee.

By Ald. Tracy:

To the Honorable the Common Council:

GENTLEMEN: The Lamp Committee having caused advertisements to be inserted in the several papers of the city, inviting proposals for lighting and care of the public lamps for the ensuing year, would report as having received the following:

| | |
|--|---------|
| Rochester Gas Company, for furnishing gas, lighting and care of lamps on the west side of the river, each lamp per year..... | \$27 00 |
| Citizens' Gas Company, gas, etc. east side..... | 27 00 |
| Peter McGraw & Co., care of oil lamps' per lamp per year..... | 6 65 |
| John Hahn..... | 6 57 |
| W. S. Grantsyng..... | 6 10 |
| Frank W. Caring..... | 5 61 |

| | |
|---------------------------|------|
| William Whitley & Co..... | 5 55 |
| A. N. Cushman..... | 5 50 |
| Frank A. Peffer..... | 5 40 |
| H. R. Gay & Co..... | 5 24 |
| C. A. Jeffords..... | 5 22 |

Your committee, taking into consideration the great decrease in the price of labor, fuel, etc., are of the opinion that some deduction should be made in the cost of maintaining the public gas lamps, and would therefore offer the following :

Resolved, That his Honor the Mayor be and he is hereby instructed to enter into contract with the Rochester Gas Company and the Citizens' Gas Company for furnishing gas, extinguishing and care of the public gas lamps on each side of the river, for the sum of twenty-four dollars per lamp, the city reserving the right to discontinue the contract at any time, on as many lamps as they may see fit, and with Charles A. Jeffords for the care, lighting, extinguishing, etc., of the public kerosene oil lamps of this city for the sum of \$5.22 per lamp for one year from the 1st day of January, 1879.

WM H. TRACY,
E. HUNTINGTON,
Committee.

Ald. Martin asked for a division of the resolution. Adopted.

Ald. Fitz Simons moved that Mr. Gay be heard.

Ald. Montgomery moved that the motion be laid on the table.

Adopted by the following vote :

Ayes — Ald. Tracy, Montgomery, Hays, Crouch, Martin, Huntington, Vay, Smith, Knobles—9.

Nays—Ald. Fitz Simons, Warren, Chace, Donivan, Edelman, Baetzel—6.

Ald. Warren moved that the contract be awarded to Gay & Co., on their giving bonds.

Lost by the following vote:

Ayes—Ald. Fitz Simons, Herzberger, Warren, Edelman—4.

Nays — Ald. Tracy, Montgomery, Hays, Crouch, Martin, Chace, Huntington, Vay, Donivan, Smith, Knobles, Baetzel—12.

On motion, the portion of the resolution reported relating to kerosene lamps was amended by requiring the contractor to give sureties on the contract satisfactory to the Mayor, and as amended, was adopted.

Ald. Martin moved that the matter relating to gas lamps be referred back to the Lamp Committee to confer with the gas companies, and with power to connive the old contract until new arrangements are made.

Ald. Smith moved to add as an amendment that the Lamp Committee be directed to receive bids from the gas companies; also from Chas. A. Jeffords to light the city all night and every night. Adopted.

By Ald. Knobles — Resolved, That the contract for the publication of the notices, &c., of the Common Council for the unexpired term lately awarded to the Independent Worker be transferred to the Rochester Star at the same price as the original contract. Adopted.

The President announced as the Committee on Genesee Valley Canal, Aids. Smith, Huntington on and Crouch.

Aids. Smith and Huntington, at their own request, were excused from serving, and Aids. Martin and Montgomery were appointed in their places.

By Ald. Baetzel—

At a regular meeting of the Monroe County Court, held at the Court House, in the city of Rochester, in and for the county of Monroe, on the 22d day of July, A. D. 1878, present, Hon. William C. Rowley, Monroe County Judge, in the matter of the opening and extension of Tracy Park, in the city of Rochester, an application having been made to this court for the appointment of three commissioners to inquire into and determine what damages and compensation the owners of the lands to be taken for the above-mentioned improvement will be entitled to receive, on reading and filing the affidavit of A. G. Wheeler, Esq., showing that the annexed notice has been published in the Rochester Daily Union and Advertiser, a daily newspaper published in the city of Rochester, for more than ten days prior to this date.

On motion of A. G. Wheeler, Esq., City Attorney, and no one appearing to oppose, it is ordered that Joseph A. Eastman, Ambrose Cram and Frederick Cook, be and they hereby are appointed commissioners to inquire into and determine what damages and compensation the owners of the lands to be taken for said improvement will be entitled to receive.

Monroe County Court—Monroe County—In the matter of the opening and extension of Tracy Park.

Notice is hereby given that in pursuance of an ordinance of the Common Council of the city of Rochester, adopted May 28th, 1878, by which said common council resolved to open and extend Tracy Park from Meigs street to Alexander street in said city, and that the following described territory was necessary to be taken for such improvement, to wit :

Beginning at a point in the west line of Meigs street 38½ feet south of the south line of Park avenue; thence westerly along the north line of Tracy Park to the western termination thereof; thence continuing westerly in a direct line to a point in the east line of Alexander street 258 feet and 3 inches south of the south line of Park avenue, being at the division line between the Newell heirs property and the Tracy Seminary property; thence southerly along the east line of Alexander street 27 feet; thence easterly in a direct line to the west end of the south line of Tracy Park; thence continuing easterly along the south line of Tracy Park to the west line of Meigs street; thence northerly along the west line of Meigs street 27 feet to the place of beginning.

An application will be made to the Monroe County Court, at a regular term thereof, appointed to be held at the Court House, in the city of Rochester, on the 22d day of July, 1878, at the opening of the court on that day, or as soon thereafter as counsel can be heard, for the appointment of commissioners to inquire into and determine what damages and compensation the owners of the lands to be taken for said improvement will be entitled to receive.

Dated June 29, 1878.

A. G. WHEELER, City Attorney,
E. A. FROST, Clerk. [Copy.]

The following is a printed copy of the notice of the place and time of meeting of the above named commissioners, which was published at least ten days prior to said meeting :

Monroe County Court—Monroe County—In the matter of the opening and extension of Tracy Park, in the city of Rochester.

By Ald. Vay—Petition of taxpayers to sprinkle East avenue from Goodman street to the city line. Referred to the Improvement Committee.

By Ald. Donovan—Bills of
 Blakeley, King & Carey, repairs..... \$ 84 93
 Home of Industry, board inmates..... 10 50
 Rch. Gas Co., gas City Hall and Front street building..... 214 50
 S. A. Millington, signs..... 5 00
 Henry D. Blackwood, painting..... 3 50

Referred to City Property Committee.

By Ald. Baetzel—Bills of
 Huhn Bros., bread..... \$ 28 35
 S. Wheeler, rent..... 10 50
 Home of Industry, board inmates..... 163 99
 H. & P. Bender, burials..... 189 50
 H. Herman, meat..... 100 00
 S. J. Wagoner, delivering coal and wood..... 308 50
 Home for the Friendless, board inmates..... 91 00
 Roch. Orphan Asylum..... 883 42
 Geo. Schofield, transportation..... 26 27
 M. Bulkeley & Co., groceries..... 10 50
 St. Mary's Orphan Asylum, board inmates..... 1,018 97
 St. Patrick's..... 624 00
 Home of Industry, bread..... 28 50
 Gerling Bros., flour..... 230 00
 F. Kessel, bread..... 120 75
 A. H. Conk, groceries..... 9 75
 J. Langnecht, meat..... 50 00
 P. H. Curran, meat..... 100 00
 Foehner & Maier, burials..... 68 50
 G. Mannel, drugs, &c..... 57 35
 City Hospital, board inmates..... 1,571 00
 Smith, Perkins & Co., groceries..... 16 63
 Johanna Yawman, bread..... 58 05
 H. Kondolph, bread..... \$ 80 95
 D. E. Fichtner, bread..... 82 30
 L. A. Pratt, shoes..... 177 25
 St. Joseph's Orphan Asylum, bread inmates..... 861 14
 St. Mary's Hospital,..... 3,789 20

Referred to the Poor Committee.

REPORTS OF STANDING COMMITTEES.
 Ald. Tracy, from the Lamp Committee: Ald. Herzberger, from the Police Committee: Ald. Martin, from the Contingent Expense Committee; Ald. Donovan, from the City Property Committee.

Ald. Baetzel, from the Poor Committee, reported favorably on the various bills referred to their respective committees and referred them to the Finance Committee for payment.

By Ald. Baetzel—
 REPORT ON APPROPRIATION FOR M'ADAM STONE.

To the Common Council:
 Your committee appointed to confer with the Executive Board upon the matter of making an appropriation for the purchase of stone and the breaking of Macadam beg leave to report:

That they have consulted the members of said Board in relation to the proposition suggested, and are informed that the demand for labor made by hundreds of poor and needy men out of employment renders it imperatively necessary to provide some means to support them during the winter months. The distressed condition of the laborers has compelled the Executive Board to expend liberally from the highway fund during the past season, and the balance now in hand is barely sufficient for ordinary outlay.

Your committee regard the proposition made by the Executive Board with favor, for the reason that under proper restrictions the amount suggested to be raised will afford a corresponding relief to the poor fund, will furnish honorable employment to the deserving poor, and provide metal for our several avenues, which must necessarily be maintained by macadamizing every summer. For these reasons, and in view of this state of facts, your committee beg leave to offer the following resolution:

Resolved, That the sum of ten thousand be appropriated and placed to the credit of the Executive Board for the purchase of stone and for the payment of laborers employed in the breaking of Macadam stone for repairing the several streets and avenues of this city during the year 1879.

J. G. BAETZEL,
 E. K. WARREN,
 J. KNOBLES.

Committee.

January 7, 1879.

Ald. Smith moved as an amendment that a special committee be appointed to confer with the Executive Board in regard to the expenditure of the money. Adopted.

The report as amended was then adopted by the following vote:

Aye—Ald. Tracy, FitzSimons, Montgomery, Herzberger, Warren, Hays, Crouch, Martin, Chace, Huntington, Vay, Donovan, Edelmann, Smith, Knobles, Baetzel—16.

By Ald. Baetzel—
 REPORT OF THE OVERSEER OF THE POOR FOR THE MONTH OF DECEMBER, 1878.

OVERSEER OF THE POOR OFFICE,
 ROCHESTER, Jan. 7, 1879. }

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

The Overseer of the Poor of the city of Rochester would respectfully report that during the month of December, 1878, he relieved 78 families in the following manner:

| | |
|--|------------|
| Orders on Poor Store..... | \$2,116 70 |
| .. Coal Yard..... | 697 75 |
| .. Wood Yard..... | 13 50 |
| .. O. Oswald, shoes..... | 33 50 |
| .. J. H. Phelan..... | 120 50 |
| .. L. A. Pratt..... | 79 75 |
| .. Leat & Weitzel..... | 40 25 |
| .. John Groh..... | 98 50 |
| .. C. Glasser..... | 34 00 |
| .. Geo. M. Glasser..... | 30 75 |
| .. John Oetzel..... | 24 90 |
| .. B., F., Hone & Co., City goods..... | 3 00 |
| .. Curran & Goler, medicine..... | 7 75 |
| .. J. O. Howard..... | 3 00 |
| .. G. Mannel..... | 1 00 |
| .. M. Heavey, transportation..... | 2 00 |
| .. G. Schofield..... | 21 06 |
| .. J. E. Butterfield..... | 1 60 |
| .. A. W. Mudge, burials..... | 24 00 |
| .. Foehner & Maier..... | 43 50 |
| .. H. & P. Bender..... | 24 00 |
| .. P. Joyce..... | 6 50 |
| .. E. O'Reilly..... | 12 00 |

| | |
|-------------------------|------------|
| Total..... | \$3,438 61 |
| Less Towns..... | \$ 147 70 |
| Less Emigrant Fund..... | 9 50 |

157 29
 Total to City..... \$3,276 41

All of which is respectfully submitted.
 J. SCHUTTE, Overseer of the Poor.
 Ordered received, filed and published.

FINANCE BUDGET.

ROCHESTER, N. Y., Jan 7, 1879.

By Ald. Warren—Resolved, That the Treasurer pay as follows, when there are funds applicable:

| | |
|---|----------|
| CONTINGENT FUND. | |
| Rochester Star, publishing notices to Jan. 1st, 1879..... | \$ 20 88 |
| Edward Angevine, expenditures of C. C..... | 50 00 |
| And charge that Fund. | |

| | |
|--|-----------|
| POOR DEPARTMENT FUND. | |
| John Hahn, meat..... | \$ 160 00 |
| Casper Fromm, meat..... | 25 00 |
| John Fisher, meat..... | 100 00 |
| Bostwick & Heindl, order books..... | 14 00 |
| Reinhardt & Kohler, meat..... | 100 00 |
| Sidney B. Roby, rent of coal yard..... | 87 50 |
| John Oetzel, shoes..... | 38 50 |
| Joseph Schutte, disbursements..... | 56 54 |
| L. Klein, bread..... | 97 40 |
| Smith, Perkins & Co., groceries..... | 150 61 |
| Joseph Ward, beans..... | 42 52 |
| Hahn Bros., bread..... | 28 35 |
| And charge that Fund. | |

LAMP DEPARTMENT FUND.

| | |
|---|--------|
| Rochester Gas Co., setting posts, &c..... | 117 40 |
| M. Huntington, material..... | 12 48 |
| David Clancy, setting posts..... | 15 00 |
| And charge that Fund. | |

CITY PROPERTY FUND.

| | |
|--|--------|
| Rochester Gas Co., gas in City Hall and Front street building..... | 188 25 |
| Hotchkiss Bros., ice..... | 26 50 |
| Rogers & Converse, oil cloth..... | 4 00 |
| M. Huntington, glass, &c..... | 9 25 |
| F. J. Irwin, monthly cleaning..... | 82 80 |
| And charge that Fund. | |

HEALTH DEPARTMENT FUND.

| | |
|---|---------|
| N. T. Hookstaff, printing blanks..... | \$12 00 |
| John O'Rourke, board of horse..... | 18 00 |
| C. E. Stump, printing..... | 8 00 |
| John Colbert, horse shoeing..... | 9 00 |
| John Van Auken, hack hire..... | 1 50 |
| Union and Advertiser Printing Co..... | 7 50 |
| S. A. Lattimore, analysis of water..... | 25 00 |
| And charge that Fund. | |

PARK DEPARTMENT FUND.

| | |
|---|---------|
| Cameron & Chase, lumber, &c..... | \$34 41 |
| Francis Cunningham, labor on parks..... | 2 00 |
| And charge that Fund. | |

POLICE DEPARTMENT FUND.

| | |
|--|------------|
| Police pay roll for month of December, 1878..... | \$6,102 85 |
| And charge that Fund. | |

POLICE DEPARTMENT FUND.

POLICE PAY ROLL FOR DECEMBER, 1878.

| | |
|-------------------------------|----------|
| Alex. M'Lean..... | \$131 75 |
| Samuel Brown..... | 79 05 |
| Peter Hughes..... | 79 05 |
| W. J. Rogers..... | 79 05 |
| Thos. Lynch..... | 79 05 |
| Peter Lauer, Jr..... | 79 05 |
| P. C. Kavanaugh..... | 79 05 |
| Ferry Marzluff..... | 79 05 |
| Thos. A. Burchell..... | 79 05 |
| Caleb Pierce..... | 79 05 |
| Henry Baker..... | 69 75 |
| Jos. F. Cleary..... | 69 75 |
| John H. Dana..... | 69 75 |
| Ed. Van Vorst..... | 69 75 |
| Hugh Clark..... | 69 75 |
| John C. M'Quatters..... | 69 75 |
| Wm. H. White..... | 69 75 |
| Frank B. Allen..... | 69 75 |
| W. R. M'Arthur..... | 69 75 |
| Thos. F. Hurley..... | 69 75 |
| John J. Garrett, 9 days..... | 20 97 |
| Jacob Frank..... | 69 75 |
| John C. Haydon..... | 69 75 |
| John Wangman..... | 69 75 |
| Hugh Johnston..... | 69 75 |
| P. H. Sullivan..... | 102 30 |
| Chas. M' Cormick..... | 79 05 |
| Jos. S. Roworth..... | 79 05 |
| Wm. F. Lush..... | 69 75 |
| Barth. Crowley..... | 69 75 |
| Robt. Burns..... | 69 75 |
| Ralph Bendon..... | 69 75 |
| Jacob Harter..... | 69 75 |
| Thos. Crouch..... | 69 75 |
| Andrew Connolly..... | 69 75 |
| Wm. P. O'Neil..... | 69 75 |
| Benj. C. Burther..... | 69 75 |
| Wm. Keith..... | 69 75 |
| John H. Wordell, 11 days..... | 25 63 |
| B. Horcheler..... | 69 75 |
| John Mitchell..... | 69 75 |
| Robt. M'Kea, 28 days..... | 65 24 |
| Chas. E. Fowler, 27 days..... | 62 91 |
| Michael Braden..... | 69 75 |
| Wm. M'Kelvy..... | 69 75 |
| Joseph Legler, 25 days..... | 58 25 |
| Wm. H. DeWitt..... | 69 75 |
| Nicholas J. Loos..... | 69 75 |
| Fred. Griebel..... | 69 75 |
| Robert Sloan..... | 69 75 |
| Peter Bohrer..... | 69 75 |
| Samuel Schwartz..... | 69 75 |
| Jas. J. Johnson..... | 66 75 |
| Thos. Dukelow..... | 69 75 |
| Patk. Hoctor..... | 69 75 |
| George Smita..... | 69 75 |
| Lewis Jesserer..... | 69 75 |
| Frank Value, 24 days..... | 55 92 |
| Michael Cain..... | 69 72 |
| Wm. Burgess..... | 69 75 |
| Michael Hynes, 26 days..... | 60 58 |
| Chas. Hart..... | 69 75 |
| Frank D. Fay..... | 69 75 |
| Geo. Hoffman..... | 69 75 |
| James P. Flynn..... | 69 75 |
| ohn Monaghan..... | 69 75 |

| | |
|--|--------|
| John P. Davis..... | 69 75 |
| Henry D. Shove, 18 days..... | 41 84 |
| Michael Wolf, Jr., 29 days..... | 67 56 |
| John M. Reis..... | 69 75 |
| Charles W. Peart..... | 69 75 |
| Wm Laragy..... | 69 75 |
| Louis Noldt..... | 69 75 |
| Jerry Twaig..... | 69 75 |
| Ed. McDonough..... | 69 75 |
| Older Oliver, 28 days..... | 65 24 |
| John Dean..... | 69 75 |
| Jos. St. Hollens..... | 69 75 |
| Ed. Rice, 26 days..... | 60 58 |
| Peter Hess, Jr..... | 67 57 |
| Daniel Goulding, Jr., 29 days..... | 67 57 |
| Patrick Holloran..... | 69 75 |
| Henry Graven, 29 days..... | 67 57 |
| Mich. Hyland..... | 69 75 |
| Jacob Markey..... | 60 00 |
| B. Frank Enos, Clerk of Commissioners..... | 116 67 |
| B. Frank Enos, expenses to Jan. 1, 1879..... | 29 30 |
| Payable to B. Frank Enos, Clerk. | |
| Examined and approved. | |

C. E. PARSONS,
FRED'K ZIMMER
H. C. DANIELS,

Commissioners.

Ald. Warren moved that the Finance Budget be adopted with the exception of the salary of Capt. P. H. Sullivan, which he moved be referred to the Police Commissioners.

Adopted by the following vote:

Ayes—Ald. Tracy, FitzSimons, Montgomery, Herzberger, Warren, Hays, Crouch, Martin, Chase, Huntington, Vay, Donivan, Edelman, Smith, Knobles, Baetzel—16.

By Ald. Montgomery—

To the Common Council of the City of Rochester :

Your Law Committee, to whom was referred the report of the committee of the Executive Board on the claims of Charles Lays for damages, report that upon the facts stated your committee see no reasons for changing the report made by the Executive Board on said claims. All of which is respectfully submitted.

Dated January 7, 1879.

THOS. C. MONTGOMERY,
J. W. MARTIN,
E. HUNTINGTON,

Committee.

Adopted.
By Ald. Montgomery—

To the Common Council of the City of Rochester :

Your Law Committee, to whom was referred the report of the Street Committee of the Executive Board on the claim for alleged damages for overflow of lands, at the junction of Upton Park outlet sewer with the culvert under the New York Central and Hudson River Railroad, hereby report: That we know of no better way of making the investigation proposed than by contesting the claim if a suit shall be instituted therefor, unless the Executive Board shall think fit to order the necessary examination into the facts.

Your Committee are of the opinion that such an examination should be made under the direction of the Executive Board and the Sewer Committee of the Common Council.

All of which is respectfully submitted.

Rochester, Jan. 7, 1879.

THOS. C. MONTGOMERY,
JNO. W. MARTIN,
E. HUNTINGTON,

Committee.

Adopted.

By the Clerk—

TREASURER'S MONTHLY REPORT.

CITY TREASURER'S OFFICE, Jan. 7th, 1879.

To the Hon. Common Council :

GENTLEMEN: The Treasurer herewith submits the Monthly Statement of the balances of the principal funds, on the seventh day of January, 1879, as required by section 59 of the City Charter.

| | Credit Balance. |
|------------------------------|-----------------|
| Contingent Fund | \$ 10,836 12 |
| Police Fund | 17,566 91 |
| Lamp Fund | 17,759 74 |
| Poor Fund | 16,670 44 |
| Park Fund | 980 69 |
| Health Fund | 4,874 84 |
| Home for Truants Fund | 9 10 |
| City Property Fund | 2,300 88 |
| Search Department Fund | 387 00 |

GEO. D. WILLIAMS, Treasurer.

Subscribed and sworn to before me this 7th day of January, 1879.

F. J. IRWIN,
Commissioner of Deeds.

Ordered received, filed and published

Ald. Warren, from the Committee on the Bond of the Commercial Bank, reported progress and asked for further time. Granted.

COMMUNICATIONS FROM THE MAYOR AND OTHER EXECUTIVE OFFICERS.

By the Clerk—

OFFICE OF THE CITY ATTORNEY,
ROCHESTER, Jan. 7, 1879. }

To the Common Council of the City of Rochester :

GENTLEMEN: An action has been commenced in the Monroe County Court by Frederick Beck against the City of Rochester, to recover damages for the value of a horse, alleged to have been killed by falling off from Buell Avenue down the steep embankment towards the Genesee River. One of the most important questions to be determined in that action for the City of Rochester is, whether or not Buell Avenue, so-called, at the time of the alleged accident was a public street or highway in said city. In order to fully determine that question it will be necessary to set out, in the answer of the city, certain facts which will make an issue on that point to be tried. It is for your Honorable Body to say whether you deem it advisable to present that issue or not. I await your instructions in the matter.

Very respectfully, your obedient servant,
A. G. WHEELER, City Attorney.

Ald. Montgomery moved that the City Attorney make such defence in the case as may in his opinion be proper.

Ald. FitzSimons moved as an amendment that the matter be referred to the Committee on Opening and Alteration of Streets, with power to act. Adopted.

By Ald. Warren—

CITY TREASURER'S OFFICE,
ROCHESTER, Jan. 7, 1879. }

To the Honorable the Common Council :

GENTLEMEN: In accordance with a resolution passed Dec. 10th, 1878, I have received proposals and borrowed the sum of \$125,000 from the City Bank (their bid being the most favorable to the city) as follows:

\$90,000 for 7 months and 10 days at .05472 per annum and \$35,000 at .048 per annum for 3 mos. and 3 days.

I believe the terms upon which this loan has been placed to be very favorable to the city.

Yours respectfully,

GEO. D. WILLIAMS, Treas'r.

Ald. Warren moved that the action of the Treasurer be approved. Adopted.

By the Clerk—

CITY CLERK'S OFFICE,
ROCHESTER, N. Y., Jan. 7, 1879. }

To the Honorable the Common Council :

GENTLEMEN: In accordance with Section 29, Revised City Charter I report the following named persons as having qualified and taken the oath of office:

EDWARD ANGEVINE,
City Clerk.

City Assessor—Augustus M. Koeth.
Constable Third Ward—C. Edwin Palmer.
Commissioners of Deeds—First Ward—Peter Sheridan, Benjamin F. Freeman, Charles G. Hussey, Jas. E. Cheney, Jr.

Second Ward—O. L. Angevine, Geo. B. Harris, R. D. Robinson.

Third Ward—Seth H. Terry, Henry W. Mathews, Thos. E. White, Lorenzo Kelly, Isaac Hills, Chas. Padley, Wm. S. Moore.

Fourth Ward—J. S. Garlock, H. H. Howard, H. S. Hebard, Delos Wentworth, John Wegman, Geo. O. Angevine.

Fifth Ward—Jacob Spain, Erastus Darrow.

Sixth Ward—Joseph Schutte, James P. Evans, Chas. F. Dean.

Seventh Ward—W. G. Anthoney, Charles Hyde, C. W. Palmer, C. H. Mathews, Geo. G. Campbell.

Eighth Ward—M. H. Fairman, L. C. Benedict, H. L. Fish, Wm. M. Bates, James M. Neven, W. J. McPherson, Geo. W. Thomas, E. A. Kal'fisch, Geo. A. Begy, John Alexander, J. N. Harder.

Ninth Ward—Eli Leavenworth, Edward Webster.

Tenth Ward—H. M. Plant, H. M. Miller, Adelbert Cronise, Anthony Cole.

Eleventh Ward—Nicholas Kase, C. E. Potter, Wm. Wolz, Francis P. Kavanagh, W. Otis Parsons.

Twelfth Ward—F. J. Irwin, T. W. Morrison, Homer Gorten, W. G. Watson, N. E. Hackstaff.

Thirteenth Ward—Frank Schoeffel, J. A. P. Walters, Florian Hettig.

Fourteenth Ward—Herbert L. Ward, Levi A. Ward, Geo. D. Fichtner.

Sixteenth Ward—Wm. Rampe, C. D. Kiehel.

Ordered received, filed and published.
By the Clerk—

OFFICE OF EXECUTIVE BOARD
ROCHESTER, Jan. 1, 1879. }

To the Honorable the Common Council :

I have the honor to transmit herewith:

1. Statement of expenditures by the Executive Board during the month of December, 1878.

2. Statement showing the condition of the several funds in charge of the Executive Board on the 31s of December, 1878.

Respectfully your obd't serv't,
THOS. J. NEVILLE,
Clerk of Executive Board.

OFFICE OF EXECUTIVE BOARD,
Rochester, Jan. 1, 1879. }

STATEMENT

Of expenditures by the Executive Board during the month of December, 1878.

| Funds Charged. | Amounts. |
|--------------------------|------------|
| Highway Fund | \$3,354 88 |
| Fire Department | 3,580 78 |
| Water Pipe | 1,116 76 |
| Water Works | 2,198 72 |
| Salary and Expense | 1,012 00 |
| Sidewalk Repair | 154 47 |

| | |
|----------------------------|--------|
| Sprinkling streets..... | 183 42 |
| No. St. Paul St. Walk..... | 235 54 |
| Mark St. Walk..... | 224 73 |
| Cady St. Walk..... | 24 75 |
| Champlain St. Walk..... | 50 08 |
| Orange Street Sewer..... | 479 00 |

Total.....\$12,505.08
(Official.)

THOS. J. NEVILLE,
Clerk of Executive Board,
OFFICE OF EXECUTIVE BOARD, }
ROCHESTER, N. Y., Jan. 1, 1878. }

STATEMENT
Of the condition of the several funds in charge of the
Executive Board December 31, 1878:

| | |
|-------------------------------------|-------------|
| DEBIT BALANCES. | |
| City Treasurer..... | \$41,376 19 |
| Sidewalk Repair Fund..... | 2,578 54 |
| Sundry Street Sprinkling Funds..... | 5,005 77 |
| Sundry Local Improvement Funds..... | 849 15 |

\$49,809 65

| | |
|------------------------------|-------------|
| CREDIT BALANCES. | |
| Highway Fund..... | \$10,588 83 |
| Fire Department Fund..... | 15,640 13 |
| Water Pipe Fund..... | 216 07 |
| Water Works Fund..... | 16,755 82 |
| special..... | 1,515 47 |
| Salary and Expense Fund..... | 5,098 38 |

\$49,809 65

THOS. J. NEVILLE,
Clerk of Executive Board,

By the Clerk—

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

GENTLEMEN: The undersigned, Commissioner of Ex-
cise of the city of Rochester, report that moneys have
been received by said Commissioners, from the persons
named, and in the respective amounts set forth in the
following schedule, commencing Dec. 2d, 1878, to
and including Dec. 30th, 1878, for licenses to sell
and dispose of strong and spirituous liquors, wines,
ale and beer, in quantities less than five gallons at a
time, to wit:

| | |
|--|---------|
| Miller & Van Schuyver, 25 Exchange place..... | \$30 00 |
| James Lynch, 180 North St. Paul st..... | 30 00 |
| John Kodisch, 276 North Clinton st..... | 30 00 |
| Frank J. Schaefer, Jr. & bro., cor. Reynolds and Adams..... | 30 00 |
| Henry Griffin, agt., 17, 19 and 21 Mill st..... | 45 00 |
| Catharine Schucey, 194 Exchange st..... | 20 00 |
| Robert Lacey (Lacey House), 106 Exchange st..... | 40 00 |
| Joseph Williams, 192 West Main..... | 30 00 |
| Roades & Larson, 1, 3 and 5 Market st..... | 40 00 |
| George H. Clute, 44 S. St. Paul..... | 40 00 |
| Sophie Schaefer, 20 West avenue..... | 30 00 |
| George Washington, 75 Front st..... | 30 00 |
| Laura Schwicker, 178 S. St. Paul st..... | 30 00 |
| Chas. D. Carey, 10 Myra place..... | 30 00 |
| Lawrence Barren, 11 West ave..... | 30 00 |
| Mrs. C. E. Merlau, 68 South ave..... | 30 00 |
| Andrew J. Showers & Co., 96 1/2 Front st..... | 20 00 |
| Ella Biechtler, 22 North Water..... | 20 00 |
| Peter F. Rauber & Bro., 132 W. Main..... | 30 00 |
| Jacob Schnorr, 1 Baden st..... | 30 00 |
| Rudolph Hacker, 221 Brown..... | 30 00 |
| Edgar Severson, 280 State st..... | 30 00 |

Total an oumt.....\$660 00

We have disposed of said moneys as follows:

Deposited with City Treasurer.....660.00

Licenses have been granted to all of the above
named applicants.
Dated December 31st, 1878.

JAMES BAKER,
HERMANN MUTSCHLER,
PARIS G. CLARK
Excise Com'rs.

STATE OF NEW YORK, }
County of Monroe, } ss.

James Baker, Hermann Mutschler and Paris G. Clark,
of the city of Rochester, in said County, being duly
sworn, say, and each for himself says, that the ore-
going annexed report of moneys received by them for
the purposes named in said report, with the names of
persons and dates therein given, are correctly set
forth in said report, and that said report embraces
the whole of the moneys received from Dec.
2d, 1878, to and including December 30th, 1878.

JAMES BAKER,
HERMANN MUTSCHLER,
PARIS G. CLARK,
Com'rs of Excise

Subscribed and sworn to before me this 31st day of
December, 1878.

JAMES P. EVANS,
Com'r of Deeds

Ordered received filed and published.

By the Clerk—

OFFICE OF THE EXECUTIVE BOARD, }
ROCHESTER, Jan. 3, 1879. }

To the Common Council:

This Board is informed by the State Engineer
that he has not yet had any opportunity to con-
sult Superintendent Clark on the acceptance of
a swing bridge at Smith street; but, as for him-
self, no argument yet advanced has caused him
to change his mind from opposition to such a
plan. Respectfully yours,

THOS. J. NEVILLE,
Clerk.

Ald. Chace moved to lay the matter on the
table two weeks. Adopted.

ACTION ON ORDINANCES.

FINAL ORDINANCE No. 2,039.

GRADING THE APPROACHES TO ALLEN STREET BRIDGE.

On motion of Ald. Edelman the Board proceeded to
hear allegations in relation to the improvement de-
scribed in the ordinance below.

After hearing such allegations from all persons ap-
pearing,

Ald. Edelman submitted the following:
An ordinance to grade the approaches to Allen street
bridge, and constructing house for bridge tender.

The Common Council of the city of Rochester do or-
dain and determine as follows:

The grading of the approaches to Allen street bridge,
and constructing house for bridge tender.

and the whole expense shall be defrayed by the as-
essment upon the lots and parcels of lands to be bene-
fited thereby; and the City Surveyor, under the direc-
tion of this Council, having made an estimate of such
expense, and reported the same at \$800, which esti-
mate is hereby approved; and the portion of said city
which said Common Council deem will be benefited by
said improvement is described as follows:

Commencing at the intersection of Allen street with
the west line of State street; thence southerly along
the west side of State street, and including one tier of
lots on the west side thereof, to a point opposite the
south line of Mumford street; thence easterly along
Mumford street, and including one tier of lots on the
south side thereof, to the Genesee river; thence northerly
along the Genesee river to a point in line with the
north line of Platt street; thence westerly on the north
line of Platt street produced to the Genesee river to
Mill street; thence still westerly along Platt street,
and including one tier of lots on the north side thereof,
from Mill street to Allen street; thence westerly along
Allen street, and including one tier of lots on the north
side thereof, to Brown street; thence westerly along
Brown street to Clark street; thence northerly along
Clark street, and including one tier of lots on the east
side thereof, to Grape street at Campbell street; thence
westerly along the north line of Campbell street and in
said line continued, including one tier of lots on the
north side thereof, to the west line of the city; thence
southerly along the west line of the city to the Buffalo
branch of the New York Central & Hudson River Rail-
road; thence easterly along said railroad to Brown
street; thence easterly along Brown street to Allen
street; thence easterly along Allen street, and includ-
ing one tier of lots on the south side thereof, to the
place of beginning.

On which above described portion of the city the ex-
penses of said improvement are hereby ordered as-
sessed.

Adopted by the following vote:
Ayes—Ald. Tracy, Fitz Simons, Montgomery, Herz-
berger, Hays, Martin, Chace, Huntington, Vay, Doni-
van, Edelman, Smith, Knobles Baetzel—14.

FINAL ORDINANCE NO. 2,040.

IMPROVEMENT OF ALLEN STREET.

On motion of Ald. Edelman the Board proceeded
to hear allegations in relation to the improvement de-
scribed in the ordinance below:

After hearing such allegations from all persons ap-
pearing,

Ald. Edelman submitted the following:
An ordinance to improve Allen street, from the west
curb line of Platt street to the east curb line of Litch-
field street.

The Common Council of the city of Rochester do or-
dain and determine as follows:

Allen st., from the east curb line of Litchfield st. to
the Erie canal shall be improved by constructing a
roadway of MeAdam stone with Medina stone gutters
and curb stone on each side thereof; and from the Erie
canal to the west curb line of Platt st., by construct-
ing a roadway, gutter and curb stone in the same man-

ner as that portion of the street is now improved, using as far as practicable the materials of the existing improvement; also the necessary cross walks and repairs to surface sewers, sidewalks, &c.

And the whole expense shall be defrayed by an assessment upon the lots and parcels of lands to be benefited thereby, and the City Surveyor, under the direction of this Council, having made an estimate of such expense, and reported the same at \$3,800, which estimate is hereby approved; 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 the west line of Platt street to the east line of Litchfield street.

On which above described portion of the city the expenses of said improvement are hereby ordered assessed.

And the taxpayers to be assessed for making such improvement may pay their assessments in three equal payments, as follows: One-third of the amount assessed within thirty days after the advertisement of the assessment roll; one-third of the amount within one year from the confirmation of such roll; and the remaining one-third, within two years from the confirmation of such roll. On all sums paid prior to the maturity of the said last instalment, a discount will be allowed of seven per cent. per annum.

Ayes—Ald. Tracy, Fitzsimons, Herzberger, Warren, Hays, Crouch, Martin, Huntington, Vay, Donovan, Edelman, Smith, Baetzel—18.

UNFINISHED BUSINESS.

The report of the Committee on the opening of a street from North avenue to North street, north of the Railroad was taken from the table. Ald Huntington moved that the report of the Committee be adopted.

Ald. Martin moved to amend by adding this clause: "Upon the condition that such discontinuance or abandonment shall not prevent or effect the right of the public to use for foot passengers the discontinued portion of the avenue as fully as now."

Ald. Chace moved to add as an amendment to the amendment that the whole matter be referred back to the committee to confer with the New York Central and Hudson River Railroad authorities, and report to the Board at the next regular meeting. Adopted.

The report of the Commissioners in the matter of the opening and extension of Tracy park was taken from the table.

By Ald. Montgomery—Resolved, That all proceedings for the extension of Tracy park be and they are hereby discontinued and abandoned, to the end that a new ordinance may be introduced making the north line of the extended park the south boundary line of Mr. Newell's property. Adopted.

Mr. Andrews was heard in the matter.

EXECUTIVE BUSINESS.

On motion of Ald. Montgomery the Board proceeded to ballot for five hundred and seventy-four Commissioners of Deeds, and upon balloting the following persons each received the concurrent vote of the Common Council and were declared duly elected for the term of two years from and including the first day of January, 1879:

FIRST WARD.

James L Angle,
R E Tucker,
Richard H Lansing,
George H Benton,
Wm H Niven, Sr,
Frank B Ward,
Henry D Stone,
John G Wilson,
Lyman M Newton,
Henry O McNaughton,
John E Durand,
John Harmon,
Charles W Briggs,
Charles J Powers,
L M Jeffrey,
John S Stott,
Thomas Crevar,
E F Stillwell,
B F Gilkeson,
Jacob Howe, Jr,
James H Montgomery,
James W Casey,
Edward Clifton,
Alex R Cutler,
Wm D Gallagher,
Jeremiah Cutler,
Wm H Tracy,
Andrew M Semple,
David D Sully,
James Alexander,
Lincoln W Sage,
Maillard L Mallory,
Frank E Witterspoon,
John D Crandall,
Arthur I Shaw.

SECOND WARD.

John Hotchbiss,
M Barron,
John T Tracy,
J O Howard,
C L Vreedenburg,
John Bisgood,
Sylvester P Robbins,
W H Oimsted,
William J Wilcox,
Henry H Pryor,
Henry E Boyler,
Thomas J Neville,
Samuel Donnelly,
B O Riley,
Conrad B Denney,
Alverado Stevens,
John A Donaghue,
Peter G Miller,
John Mason,
C A Bowers,
Thomas Brooks,
Geo W Tuttle,
John E Watters,
R J Robinson,
Andrew Nagle,
Jos Qualtrough,
Patrick Joyce,
James McTaggart,
James Bastable,
William E Hassen,
M H Fitzsimons,
John M Brown,
A H Cushman,
Horace Jones,
Richard Whalen,
Richard Curran,
Peter E Brothers,
Wm F Hildreth,
Ehas Mapes.

THIRD WARD.

J Nelson Tubbs,
E H Vreedenburg,
Henry C Frost,
Thomas McMillan,
John F Holmes,
Paris G Clark,
Charles M Allen,
Albert G Wheeler,
Philip McConnell,
Geo M Elwood,
Geo H Humphrey,
Frank M Bostun,
Charles E Hoyt,
Robert Williamson,
Frank W Elwood,
Herbert L Bushnell,
S P Moore,
W S Whittlesey,
Chas W Gotton,
Sherman R Robinson,
William H Whiting,
Joseph A Eastman,
Wm F Peck,
John Mogridge,
Walter W Adams,
Theod Whittlesey,
Wm G Rames,
E Mott Moore,
Arthur Lutchford,
H Pomeroy Brewster,
Byron D McAlpine,
Horace McGuire,
Geo F Rochester,
Wm H Groot,
Amon Bronson,
Horace G Pierce,
Uriah Bentley,
M H McMath,
Wm L Palmer,
Edmund Hyde,
Fred L Churchill.

FOURTH WARD.

Chas M St John,
Josiah Sullivan,
Joseph A Stull,
N P Osborne,
J S Mathews,
John T Farmer,
Phineas Chamberlain,
Henry Herzberger,
S W Hegeman,
Wesley Crouch,
Wm H St John,
A M Moser,
H S Allis,
John Howe,
George Treueman,
John E Morey, Jr,
Joseph S Hunn,
Chas B Ernst,
Chas R Davis,
Daniel Wood,
Hiram L Barker,
E B Burgess,
W V K Lansing,
Stanley D Remington,
John E Rice,
Geo F Rausam,
Herman W Morris,
W R Ward,
W H Ross Lewin,
John W Stebbins,
Jas McMannis,
S H Galusha,
W W Cady,
W H Jacobs,
John P Palmer,
John W Beckley,
M L Tierney.

FIFTH WARD.

Frank W Caring,
F J Stewart,
Solomon Wile,
E Van Ingen,
J Sherlock Andrews,
James Paine,
Zenis F Westfall,
E E Bausch,
Edwin H Beck,
Fred D Rogers,
Henry Brinker,
M M Wolf,
C A Brown,
F E Welcher,
Leo A Schiltzer,
Geo C Maurer,
Michael Gannon,
Edward Witherspoon,
Adolph Koda,
Peter Burns,
Frank W Vedder,
C A Runyan,
Wm Thompson,
Joseph Rau,
O F Fee,
Peter Barth,
Patrick J Dowling,
Frank W Embry,
Samuel L Dobbins,
Wm H Shields,
Geo Caring,
A E Wolff,
Arand Jausner,
H S Brewer,
Chas G Broch,
Chas Englert,
Roman Ovenberg,
Adolph Nolte,
Stephen W Stott,
J Aaron Adams,
Wm Caring,
L J Goddard,
Louis Spain,
Casterline Williams,
Wm Gzaebe.

SIXTH WARD.

W Y Andrews,
Wm N Emerson,
C C Davison,
C D Tracy,
Joseph Hoffman,
Francis Poor,
Geo W Conolly,
John Groh,
Louis Ettenheimer,
E McSweeney,
John E Reityea,
Wm F Morrison,
G Henry Roberts,
Willis C Hadley,
Clark Wilson,
Samuel Rosenblatt,
Edward A Hoffman,
James McCullen,
C H Stump,
Chas W Williams,
Michael Filon,
Julius A Wile.

Sir on Stern,
Theron Parsons,
Jirah B Moseley,
John G Motschler,
Abram Stern,
Charles Cherain,
I A Wile,
Henry Hebing,
A J Cappon,

SEVENTH WARD.

R R Woodruff,
M D Rowley,
R H Schooley,
S C Campbell,
H S Hanford,
G W Crouch, Jr.,
Chas H Stillwell,
Jas Cochrane,
George K ingert,
E H Sabin,
C S Benjamin,
E A Glover,
C A Jeffords,
Milton Noyes,
C E Rowe,
Hiram H Edgerton,
E P Crouch,
W G Anthony,
Mm Dunningburg,
James A Jordan,

EIGHTH WARD.

P S Wilson,
Newell A Stone,
F G Widema,
Val Fleckenstein,
Price T Turner,
L M W. Wooden,
John A Niven,
John F Hufiland,
Homer H Woodward,
B Lampert,
F Stahlman,
Henry C Waite,
Wm J Naylor,
Andrew Van Dake,
Fred P Nutting,
E V Turk,
James Alexander,

NINTH WARD.

Hamlet S Briggs,
Henry Harrison,
W J McKeivey,
Jas H Wilson,
Cornelius McDonald,
Edward J C Neil,
Joseph Knope,
Ernest Veyhl,
D C Feely,
Jas M Harrison,
John McGorry,
Dan Eudd,
W C Markell,
A S Clackner,
W A Montgo mery,
W P McKillop,
Chas Bernhardt,
D L C ittenden,
J E Ludlam,

TENTH WARD.

B F Harris,
D M Dewey,
Geo Kipsom,
D W Powers,
Henry J Howe,
Theodore Bacon,
Walter Buell,
N C Fulton,
John Banker,
Lucius M Mandeville,
Wm J Graves,
A F Vanterbergh,
Franklin J Ellis,
J M Pitkan,

ELEVENTH WARD.

P McIntyre,
Rudolph Vay,
Geo Fleckenstein,
John Kline,
Peter Wolf,
Peter G Liener,
William Schwing,
Charles Smith,
M F O Dea,
John Feisinger,
Otto C Popp,
John Brayer,
August Drees,

Geo E Wolcott,
Chas H Granger,
Fred K Goetzman,
Erman Mutschler,
P H McDonald,
F M Thrasher,
Louis Eichelman,
Fred J Schaffer,
Chas W Vashall,

C Van Voorhis,
W H Dana,
F Ritter,
Henry Barnhard, Jr.,
Wm H Jones,
J H Jeffries,
George Heberling,
Charles E Morris,
W W Webb,
Geo P Draper,
W M Bennett,
J W Moser,
Chauncey Perry,
F J Amsden,
J Z Culver,
P W Taylor,
Oscar H Peacock,
Edwin A Medcalf,
J M Davy,
James H Kelly,

S G Hollister,
M Lyndon,
Wm B Hall,
Geo May,
W A Levett,
Geo A Forsyth,
W G Butler,
James Lennon,
Edward Angvine,
Geo E Warner,
John M Dunning,
James B Pike,
Maurice Moynihan,
Christopher Kane,
Wm T Simpson,
J B Bennett,
E D Barton.

Frank S Upton,
Martin Joiner
Math Daus,
W J Osbourn,
J W Hotchkin,
J F Boyd,
Patrick Kane,
W J Sheridan,
M O Mordoff,
Wacham Whitney,
F E Brownell,
Wm H Oatley,
Wm Butler Crittenden,
A Meeker,
Chas S Baker,
T P O Kelly,
D L Johnston,
John Wilson,
Frank W Hawley,

Martin W Cooke,
Wesley Mandeville,
Wm Wagner,
Geo Breck,
De Witt C Ellis,
Thaddeus Hulett,
O H Stevens,
C C Woodworth,
John Stape,
Sidney S Avery,
Charles Moody,
Robert B Wickes,
W R Brown,
J H Nellis,

GEORGE A BENTON

Joseph Felix,
Michael J Mahar,
Carrie Gerling,
Nicholas F Berna,
Francis A Adelman,
Conrad Zellweger,
Joshua E Lovcraft,
Val Dengler,
Luke E Flynn,
Charles Schaefer,
E A Cowley,
Jacob Kolb,
John I Ruby,

Chas R Finnegan,
Charles Scherper,
George Bernhard,
John Agne,
John Acker,

Reuben Punnett,
Thomas Dransfield,
James M Emmons,
H J Sampson,
August Bauer.

TWELFTH WARD.

B F Enos,
V F Whitmore,
L J Donovan,
W H Ireland,
D Abeles,
H G Otis,
C G Wolf,
R R Wives,
Wallace Hagaman,
C P Barry,
Thos Duffy,
W D Ellwanger,
Geo P Wolcott,
W C Barry,
Philip Wickens,
Henry Goetzman,
Thos H Christie,

E H C Griffin,
E Woodward,
F Schlagel,
B F Thomas,
Carroll Smith,
V Cunningham,
J W Babcock,
Arend Jansen,
A J Rippling,
J H Child,
F S Stebbias,
F Zimmer,
John Hays,
Thos Oliver,
Geo H Ellwanger,
J M Bardwell,
F B Skinner,

A H DEMOREST.

THIRTEENTH WARD.

H S Brown,
F C Lauer, Sr,
Geo F Frank,
Geo W Wilson,
Chas Seitz,
M Leckinger,
Jacob Margrander,
Albert Loebis,
John Mauder,
Fred Stade,
Wm G Martens,

Ignatz Nientemp,
H H Babcock,
J Nagle,
John Staphany,
H S Ellinger,
Christian Widman,
Geo Messmer,
M Schoenberg,
Hiram Davis,
John Widman,
J Schleifer.

FOURTEENTH WARD.

Ambrose N Lane
Geo P Davis,
John Whitley,
F S Hew,
I C Leist,
L P Beck,
C M Tyler,
E Neuart,
G Henry Roberts,
John Quinn,
Joseph B Ward,
John R Pierpont,
G W Rubines,
Geo Fraumberger,
L E Dake,
Lewis C Cook,
C M Meyers,

Wm Aikenhead,
Wm Oliver,
Wm S Smith, Jr
Wm Baker,
John S Banker,
E K Blythe,
Richard D Cole,
James Gosnell, Jr,
A Boss,
L H Van Zandt,
F Vose,
E L Raymond,
Patrick McFarlin,
Jonas P Varnum,
N B Ellison,
A H Cork,
John Hunt, Sr

Wm G Stewart.

FIFTEENTH WARD.

Anthony H Martin,
Henry A Olmsted,
Joaquin P Ricard,
Leigh R Wentworth,
John Reis,
Frank Ferenbeck,
Edwin Griffin,
Joseph Hubbacheck,
James Gorstine,
George Heldt,
Frank Scherrer,
Lewis P Ross,
Martin Tierney,
Adam May,
John H Martindale,
Joseph W Knobles,
John H Taylor,
Henry E Huntington,

Nicholas L Brayer,
David Marcelle,
Joseph Ritzenhaller,
Henry Kondolph,
J Breck Perkins,
Wm G Walters,
H O Harrison,
John Lintz,
George Meyer,
Mathias Shomer,
John C O'Brien,
Fred Banham,
John M Kelly,
Frank May,
Giles F Kitts,
Hiram Rogers,
Ceronious Finch,
P H Griffin,

HENRY G DANFORTH.

SIXTEENTH WARD.

Samuel Dubelbeiss,
Robert Jerrard,
Robert Ades,
J J Hart,
Marvin A Culver,
Isaac W Butts,
John R Strauchen,
Pomeroy P Dickinson,
John W Stroup,
Wm S Jones,
John Smyles,
A V Pells,
I red C Lauer, Jr,
John Strunner,
Henry E Ball,

Mathias Dubelbeiss,
James H Stanley,
J Z Culver,
Frederick W Baetzel,
Lorenzo D Ely,
Jerome Hart,
Caleb K Hobbie,
Angus McDonald,
Wm N Ooothout,
John O'Leary,
James Vick, Jr,
Clark Johnson,
E S Haywood,
J Geo Baetzel,
A H Sargent.

By Ald. Baetzel—Bills of Commissioners on Tracy Park and A. G. Wheeler's expenses were referred to the Executive Board.

MISCELLANEOUS BUSINESS.

By Ald. Vay—Whereas, The city of Rochester has paid out a large sum of money to help build the State Line Railroad, on the understanding and agreement that it should be secured therefor, either by a mortgage on said railroad or by the transfer and delivery to it of a sufficient amount of stock in said road equivalent to the amount paid by said city, and,

Whereas, It is alleged that the city of Rochester now holds no mortgage on said road, nor has said railroad company transferred and delivered to it any stock in said road, and that the city has no security whatever for the money so paid as aforesaid, therefore,

Resolved, That the Finance Committee of this Board be and they are hereby directed to take immediate steps to obtain said security. Adopted.

By Ald. Warren—Whereas, It is provided in the City Charter that during the month of January the Common Council shall be authorized to provide for borrowing so much money as may be necessary to supply such deficiencies as may exist in the several funds, therefore,

Resolved, That the chairman of the several committees confer with their committees and report to the Finance Committee the sums necessary the requirements of their funds to the end of the fiscal year, before the next meeting. Adopted.

The President announced as the committee on breaking of stone to confer with the Executive Board, Alds. Smith, Vay and Montgomery. Ald. Montgomery, at his own request, was excused from serving, and Ald. Huntington was appointed in his place.

Ald. Montgomery moved that the Executive Board be instructed not to expend any money without the authority of the Committee of the Common Council. Adopted.

By Ald. Chace—Resolved, That the city tax on the property belonging to the Protectives, on the corner of Market and Mill streets, be remitted for the year 1878. Adopted.

By Ald. Knobles—Resolved, That E. Levy be granted permission to erect a wood building, in accordance with his petition, under the direction of the Wood Building Committee and Fire Marshal. Adopted.

By Ald. Warren—Resolved, That John Doyle be granted a market license to sell fresh meat at 70 Front street until July 1st, 1879, by paying to the Treasurer the sum of \$15.

Ald. Herzberger moved to add as an amendment the sum of \$25. Adopted.

By Ald. FitzSimons—Whereas, Lots No. 6 and 7 of the Gorham tract, Hand street, Fifth Ward, was assessed for Hand street sewer, No. 1,927, under one valuation and in one amount, and are now owned by two or more persons; therefore,

Resolved, That the property described in a certificate from the Assessors, dated January 7th, 1879, and on file in the Treasurer's office, a copy of which is attached hereto, be released from the lien of such assessment upon the payment of \$29.96, with expenses and interest, in pursuance of said certificate.

[Copy.]

CITY ASSESSORS' OFFICE.
ROCHESTER, N. Y., Jan. 7, 1878.

George D. Williams, Treasurer :

SIR : We, the Assessors of the City of Rochester, do hereby certify that the following described property was assessed upon the assessment rolls for the general city tax for the year 1878 to Jacob J. Gommenginger, viz : Lot No. 7 of the Gorham tract, south side of Hand street, Fifth Ward, 40 feet front, 40 feet rear and 138 feet deep, and that the owner of said property should pay as his portion of Hand street sewer assessment, No. 1,927, the sum of \$29.96, upon the payment of which, with expenses and interest, he will be entitled to a release from the lien of the same upon the above described land. [Signed]

D. MCKAY,
AUGUSTUS M. KOETH,
Assessors.

CITY TREASURER'S OFFICE,
ROCHESTER, N. Y., Jan. 7, 1878.

A true copy.

GEO. D. WILLIAMS, Treasurer.

Adopted.

Ald. FitzSimons presented the following assessment rolls and moved their confirmation : North St. Paul st. sewer, Summer st. sewer, sewer in West Alexander st., improvement of West Avenue from the terminus of present improvement to Ames st., pipe sewer in West Avenue from Hague st. to city line, Philander st. plank walk, West Avenue stone sewer, Jackson st. improvement, improvement of West Avenue from Ames st. to the city line, Strathallen Park sewer, North Avenue improvement.

Adopted by the following vote :

Ayes—Ald. Tracy, FitzSimons, Montgomery, Herzberger, Warren, Hays, Crouch, Chace, Huntington, Vay, Donivan, Edelman, Knobles, Baetzel—13.

On motion of Ald. Montgomery the Board adjourned.

PETER SHERIDAN,
City Clerk, pro tem.

In Common Council--Jan. 21, 1879.

REGULAR MEETING.

Ald. Simon Hays, President of the Board, presiding.

Present—Ald. Tracy, FitzSimons, Montgomery, Herzberger, Warren, Hays, Crouch, Martin, Chace, Huntington, Vay, Donivan, Edelman, Smith, Knobles—15.

Ald. Warren moved that Peter Sheridan act as City Clerk pro tem., and that he have power to sign all orders on the City Treasurer. Adopted.

Ald. Montgomery moved that the minutes of the last meeting be corrected by striking out the word "adopted" after his resolution on Tracy Park extension and inserting "laid on the table on motion of the mover."

The minutes as amended were then adopted.

PRESENTATION OF PETITIONS, ACCOUNTS, &c.

By Ald. Tracy—Bill of

| | |
|---|-----------|
| Sherlock & Sloan, lamps, &c. | \$ 108 25 |
| Citizens' Gas Co., gas and care of lamps. | 3, 380 50 |
| N. H. Galusha, lamp posts and repairs. | 16 28 |
| P. Burke & Co., lamp posts. | 48 00 |
| Charles A. Jeffords, lighting kerosene lamps. | 726 35 |
| Benjamin F. Thomas, lamp pots. | 12 00 |

Referred to Lamp Committee.
 By Ald. Tracy—Petition of Johanna Adwin, to open Adwin street. Referred to Committee on Opening and Alteration of Streets.
 Ald. Montgomery presented the following:
To the Honorable Common Council:

GENTLEMEN: Thanking you for appointing me to the office of Commissioner of Deeds, I respectfully decline to accept the office.
 J. MOGRIDGE.

Rochester, Jan. 21, 1879.
 Whereupon John T. Fox was, by a concurring vote of a majority of all the members of the Common Council, duly elected a Commissioner of Deeds in the place of John Mogridge, who declines the office.
 By Ald. Herzberger—

REPORT OF THE POLICE CLERK FOR THE MONTH OF DECEMBER, 1879.

POLICE COMMISSIONERS' OFFICE, Jan. 21st, 1879.

To the Honorable the Common Council:

GENTLEMEN—I respectfully report the following as the total amount of fines and penalties imposed by the Police Justice for the month of December, 1879, together with the amount collected:

| December. | Crime. | Penalty. | Paid. |
|-----------|--|----------|-------|
| 2- | Mary Yager, drunk, | \$10 | \$ |
| 3- | John Moore, .. | 10 | 5 |
| | Thos. Connors, .. | 10 | 10 |
| 4- | Alfred A. Summers, .. | 10 | |
| | Louis Pauls, petit larceny, | 10 | |
| 5- | Wm. Sheldon, drunk, | 5 | |
| | Jos. Wadsworth, .. | 10 | |
| | James Lettis, vic. ord., | 10 | 10 |
| 6- | Mary McAnan, drunk, | 10 | |
| | James Mulvey, .. | 10 | |
| | Mich. Nolan, false pretenses, cost | 2 | |
| 7- | Robert Jones, drunk, | 5 | 5 |
| | Rosa McBride, sell'g liq. Sunday, | 50 | 50 |
| 8- | Anie Sullivan, drunk, | 10 | |
| | Geo. Smith, .. | 5 | 2 50 |
| | Frank Smith, .. | 5 | 2 50 |
| | John Brown, .. | 5 | |
| | Warren L. Smith .. | 5 | |
| | Mary Burns, .. | 5 | 5 |
| | Dan J. Mykins, .. | 5 | 5 |
| | Harry Gilbert, .. | 50 | 50 |
| | Wm. Brady, drunk, | 5 | 5 |
| | James Sullivan, assault, | 20 | |
| | Julia Van Tassell, petit larceny, | 20 | 15 |
| 10- | John Brown, drunk, | 5 | |
| | Geo. Barrons, vic. ord., | 5 | 5 |
| | Chas. Whipple, drunk, | 5 | 5 |
| | Rich. Fitzgerald, .. | 10 | 10 |
| | Geo. Stone, assault, cost | 2 | |
| 12- | Henry Hackett, drunk, | 10 | |
| | Albert A. Baver, assault, cost | 2 | |
| 13- | Mich. Connors, .. | 10 | |
| | Martin C. K. Iley, .. | 10 | 10 |
| | Robt. Morphy, .. | 5 | |
| | Fred. Stone, .. | 5 | |
| | Libbie Blanchard, vic. ord., | 25 | |
| | Rosa Coleman, pet. larceny | 10 | 5 |
| | Libbie Blanchard, drunk, | 10 | 10 |
| 16- | Lucien Judd, .. | 5 | |
| | Mich. Conkey, .. | 5 | |
| | James Flood, petit larceny, | 25 | 25 |
| | John Birmingham, drunk, | 5 | |
| | Wm. J. Wegman, assault, | 5 | 5 |
| 17- | Mary Brown, vic. ord., | 50 | |
| 18- | Chas. E. Williams, false pretenses, cost | 5 | |
| | Frank Bentley, drunk, | 5 | 5 |
| 19- | Geo. W. Wels, .. | 5 | |
| | Warren Carman, assault, cost | 2 | |
| | Wm. Steifel, sell'g liq. Sunday, | 60 | 60 |
| 20- | Thos. McHale, petit larceny, | 10 | |
| 21- | Rachel Sprunger, .. | 10 | |
| | Wm. C. Ward, assault, | 10 | 10 |
| 22- | James Scanlan, petit larceny, | 10 | |
| | George Laughlin, drunk, | 10 | 19 |
| | Walter Gilmore, .. | 10 | 10 |
| | Patrick Boyle, .. | 10 | |
| 23- | Abraham Lincoln, .. | 10 | |
| | Emma Jeffrey, assault, | 10 | 10 |
| 24- | Mark Bifferan, drunk, | 10 | 10 |
| | Cath. Owens, petit larceny, | 10 | |
| | Martin F. Shafer, vic. ord., | 5 | 5 |
| 25- | Mich. Haley, petit larceny, | 25 | |
| | Frank Smith, drunk, | 5 | |
| | Dennis Slavin, assault, | 10 | 9 |
| 26- | Andrew Hackett, drunk, | 5 | 1 |
| | Wm. McKee, assault, | 25 | |
| | Wm. Forrest, drunk, | 10 | 10 |

I do hereby officially certify that the foregoing report in relation to money received by me for fines and penalties imposed by the Police Justice for the month of December, 1878, is true.

B. FRANK ENOS, Clerk.

Sworn to before me this 31st day of January, 1879.

PETER SHERIDAN, Commissioner of Deeds.

Ordered received, filed and published.

By Ald. Martin—Bills of
 Rochester Star, pub. proceedings.....\$ 41 67
 James H. Upton, hack hire..... 2 00
 M. Heavey, .. 5 00
 N. T. Hackstaff, printing blanks..... 15 50
 J. H. Upton, hack hire... .. 16 00

Referred to Contingent Expense Committee.
 By Ald. Martin—Petition of Geo. P. Bortie to erect a wood building. Referred to the Wood Building Committee and Fire Marshal with power to act.
 By the Clerk—

ROCHESTER, JAN. 21, 1879.

To the Honorable the Common Council:

GENTLEMEN: I am desirous of giving to our citizens an exhibition of the celebrated electric light. As I am disappointed in the use of Corinthian Hall at the time when the gentleman from New York will be here who will assist in the matter, I am compelled to ask of you the use of City Hall for the purpose mentioned, say Tuesday or Wednesday of next week. The entire proceeds, from a small admission fee, are to be given to two of our orphan asylums under direction of a committee.

Yours, &c., JAMES H. KELLY.

Committee on Disposition of Money Received at the Door—Chas. E. Upton, Jas. E. Booth, Hamlet S. Briggs, Wm. J. Sheridan, John E. Watters, J. C. Tose.

A d. Huntington moved that the prayer of the petition be granted. Adopted.

By Ald. Vay—Bills of
 Steele & Avery, oil and can.....\$ 3 20
 Louis Ernst, hardware..... 2 34

Referred to Park Committee.
 By Ald. Vay—Communication from E. J. Marsh, Manager of the "True Blue Co.," asking for a share of the city advertising.

Ald. Vay moved to refer the matter to a special Committee. Adopted.

By Ald. Donovan—Bills of
 James R. Chamberlain, rubber packing.....\$ 3 70
 Howe & Rogers, oil cloth, &c..... 32 47
 Sherlock & Sloan, wash basin, &c..... 4 46

Referred to City Property Committee.

By Ald. Knobles—Bills of
 Wm. & J. M. Aikenhead, candles..... 50 75
 Leopold Gubel, bread..... 25 00
 George Oppel, bread..... 75 40
 A. Heffner, .. 27 75
 L. A. Wheeler, meat..... 20 00
 James Laney, paper..... 30 64
 F. Morhard, meat..... 25 00
 P. Joyce, burials..... 18 00
 John Schwingler, bread..... 76 65
 George Bastian, bread..... 28 75
 Hiram Sibley, rent..... 20 85
 Wilsons & Ford, flour..... 30 00
 Smith & Perkins, groceries..... 8 82
 Williamson & Hgble, stationery..... 9 35
 George F. Merz, flour..... 144 00
 James McSweeney, beans..... 43 45
 George Elbs, bread..... 47 60
 A. H. Martin, groceries..... 31 25
 Patrick Lagan, groceries..... 17 00
 Zegewitz Fisher, meat..... 100 00
 Joseph Schutte, Overseer's disbursements.... 68 35

Referred to Poor Committee.

REPORTS OF STANDING COMMITTEES.

Ald. Tracy from the Lamp Committee, Ald. Martin from the Contingent Expense Commit-

tee, Ald. Vay from the Park Committee, Ald. Donovan from the City Property Committee, Ald. Knobles from the Poor Committee, reported favorably on the various bills referred to their respective committees and referred them to the Finance Committee for payment.

By Ald. Tracy—

To the Hon. the Common Council :

GENTLEMEN : The Lamp Committee, to whom was referred the subject of gas and kerosene lamps in the streets, would report that we have had two or three interviews with representatives of the two gas companies and have obtained the following propositions: First, to light the gas lamps every night and all night for the sum of \$30.00 per lamp per year, or they will light according to the present system for \$25.00 per lamp per year, the price heretofore paid being \$27.00 per year. These propositions, of course, cover the expense of lighting, extinguishing and repairs. This is quite a concession on the part of the gas companies. The cost of lighting all night and every night, in proportion to the present system at \$27.00, would be \$36.00, which is the best proposition we have ever been able to obtain before; but the gas companies are willing to make a larger reduction on the full time than on the present system, as they can run their works to better advantage if they can keep them running the same capacity all the time and keep their men steadily employed at the same time. As will be seen, these propositions are a reduction of \$6.00 per lamp for the all-night system, or \$2.00 per lamp for the present system.

We have also received from C. A. Jeffords, the kerosene contractor, the following proposition to light the lamps every night and all night for \$1.32 per lamp, in addition to the present contract, which is \$5.22, making for the all night system \$6.54 per lamp per year. In consequence of the general expression, especially among the heavy taxpayers, in favor of lighting the lamps all night, your committee would recommend the adoption of the following resolution.

WILLIAM H. TRACY,
E. HUNTINGTON,
Committee.

Resolved, That the Mayor be directed to enter into contract with the Rochester Gas Light Company and the Citizens' Gas Light Company for lighting the gas lamps of the city, every night and all night, for the sum of \$30 per lamp per year, from the 1st day of January, 1879. The gas companies to light, extinguish, clean and repair the lamps for the said sum of \$30.

Also, That the city shall (through the Common Council or by the Lamp Committee) have the privilege of discontinuing the use of such lamps at any time during the year as may be considered superfluous.

Also, That his Honor the Mayor be instructed to enter into contract with C. A. Jeffords for lighting the kerosene lamps all night and every night for the additional sum of \$1.32 per lamp over the present contract.

Ald. Warren moved that the Mayor enter into a contract with the gas companies under the present system at \$25 per lamp per year.

Ald. FitzSimons moved that the matter lay on the table until the next meeting and that the lamp committee confer with the New York Illuminating Company in regard to the naphtha lamps.

Lost by the following vote:

Ayes—Ald. FitzSimons, Herzberger, Warren, Chace, Donovan, Edelman, Knobles—7.

Nays—Ald. Tracy, Hays, Crouch, Martin, Huntington, Vay, Smith—7.

Ald. Montgomery not voting.

On motion of Ald. Martin the question was divided and a vote taken on the motion to light all night and every night.

Lost by the following vote:

Ayes—Ald. Tracy, Crouch, Martin, Huntington, Smith—5.

Nays—Ald. Fitz Simons, Herzberger, Warren, Chace, Vay, Donovan, Edelman, Knobles—9.

Ald. Montgomery not voting.

Ald. Huntington moved that the Mayor enter into contract with the Gas Companies at \$2.00 per thousand feet, to light the city every night and all night, and \$3 for lighting, cleaning and repairing gas lamps.

Ald. Chace moved as an amendment that the Mayor enter into contract with the Gas Companies at \$2.00 per thousand feet, under the present system, and that the city clean, light and repair the gas lamps.

Ald. Martin asked that the question be divided.

The first clause—that the Mayor enter into a contract with the Gas Companies to light the city, under the present system, at \$2.00 per thousand feet, was adopted by the following vote:

Ayes—Ald. Tracy, FitzSimons, Herzberger, Warren, Hays, Crouch, Martin, Chace, Huntington, Vay, Donovan, Edelman, Smith—13.

—Ald. Montgomery not voting.

The second clause was amended so as to read as follows, and so adopted: "That the Lamp Committee receive bids and ascertain the lowest terms upon which a contract can be made to light, clean and repair the gas lamps, and that the Gas Companies be permitted to take the contract at such lowest terms."

Ald. Warren presented the following and stated that the Executive Board had requested an appropriation of \$5,000 for the Highway Fund:

To the Hon. the Common Council :

GENTLEMEN : Your Finance Committee would report the sums set opposite the several funds hereafter named will be necessary to meet the requirements of the said funds for the balance of the fiscal year, and offer the following resolution:

Resolved, That the Treasurer be and is hereby authorized to draw the city's notes for the sum of twenty-five thousand dollars and get the same discounted at the lowest rate of interest attainable and charge the discount or interest to Contingent Fund and credit as follows:

| | |
|---|----------|
| Poor Fund..... | \$10,000 |
| Highway Fund (for Executive Board)..... | 5,000 |
| Lamp Fund..... | 5,000 |
| Executive Board and Committee on Stone..... | 5,000 |
| Breaking as per resolution of Jan. 7th..... | 5,000 |

—the other \$5,000 being the above reported for Highway Fund.

E. K. WARREN,
E. B. CHACE,
THOS. C. MONTGOMERY,
Committee.

Ald. Huntington moved that the appropriation of \$5,000, placed to the credit of the Highway fund be stricken from the report, and that

the chairman of the Finance Committee take \$5,000 from the \$10,000 appropriated for the breaking of stone and place it to the credit of the Highway fund. This proposition was accepted by the Finance Committee and their report and resolution modified accordingly.

The report and resolution was then adopted by the following vote:

Ayes—Ald. Tracy, Montgomery, Herzberger, Warren, Hayes, Crouch, Martin, Chace, Huntington, Vay, Donivan, Edelman, Smith, Knobles—13.

Nays—Ald. FitzSimons—1.

By Ald. FitzSimons—

To the Common Council of the City of Rochester :

GENTLEMEN: The Sewer Committee, to whom was referred the claim of P. Burke & Co. for damages alleged to have been sustained by them by the construction of a portion of Platt street outlet tunnel underneath their building, do report as follows:

P. Burke & Co.'s claim for damages is not, in the opinion of your Committee, a valid claim for more than a nominal sum. We think, however, that if the city can secure the right of way for the tunnel with free access to the same for all necessary purposes, and for all time, by the payment of \$1,000, and at the same time satisfy the claims of those on the opposite side of the street by having the tunnel made available for them, or having their assessments refunded, so that the whole expense for Burke & Co., and for such claims, shall not exceed the sum required to place the tunnel in the street, to wit., \$2,000, it should be done, and submit the following:

Resolved, That if P. Burke & Co. will cause to be executed and delivered to the Mayor within ten days from this date proper deeds and releases securing to the city a perfect title to the perpetual use of Platt street tunnel, so called, where it passes under private property, between State and Mill streets, with right to access, maintenance, repairs, laterals, etc., and in such form and with such provisions and evidences of title as shall be approved by the City Attorney, the city will pay to them the sum of \$1,000 within twenty days thereafter.

Dated Rochester, January 21, 1879.

M. H. FITZ SIMONS,

E. B. CHACE,

Wm. H. TRACY,

Committee.

Ald. Smith in the chair.

The report and resolution were adopted by the following vote:

Ayes—Ald. Tracy, FitzSimons, Montgomery, Herzberger, Warren, Crouch, Martin, Chace, Donivan, Edelman, Smith, Knobles—12.

Nays—Ald. Huntington, Vay—2.

By Ald. Warren—

ROCHESTER, Jan. 21, 1879.

To the Honorable the Common Council:

GENTLEMEN.—Your Finance Committee to whom was referred the application of the Commercial Bank for return to them of the Bond furnished by the Bank in connection with their contract for the deposit of the city funds for the year ending Aug. 1st, 1878, would respectfully report. While your Committee are satisfied that the Commercial Bank has fully and fairly performed the conditions of its Bond they believe that to surrender the obligation would

establish a bad precedent for applications which they ought not to grant.

All of which is respectfully submitted.

E. K. WARREN,

E. B. CHACE,

THOS. C. MONTGOMERY,

Committee.

Adopted.

A. d. Hays in the chair.

By Ald. Warren—

To the Honorable the Common Council :

ROCHESTER, Jan. 21, 1879.

GENTLEMEN:—The Finance Committee, to whom was referred the resolution in regard to State Line Railroad bonds, would report the company are willing to deliver the stock to the city if it should be deemed best for the interest of the city to accept it before the road is completed. Your committee are not sufficiently informed as to the contracts with the city and other parties and the legal bearings of them on this question to express any opinion on the subject.

E. K. WARREN,

E. B. CHACE,

THOS. C. MONTGOMERY,

Committee.

Referred to the Law Committee.

FINANCE BUDGET.

ROCHESTER, N. Y., Jan. 21, 1879.

By Ald. Warren—Resolved, That the Treasurer pay as follows, when there are funds applicable:

CONTINGENT FUND.

MONTHLY PAY ROLL TO FEBRUARY 1, 1879.

| | |
|---|----------|
| Cornelius R. Parsons, Mayor..... | \$200 00 |
| Geo. D. Williams, City Treasurer..... | 300 00 |
| Albert G. Wheeler, City Attorney..... | 166 66 |
| Oscar H. Peacock, City Surveyor..... | 166 66 |
| Edward Angevine, City Clerk..... | 150 00 |
| David McKay, City Assessor..... | 166 66 |
| August M. Koeth, "..... | 166 66 |
| Wm. Mahar, "..... | 166 66 |
| Geo. W. Sill, Judge Municipal Court..... | 150 00 |
| J. W. Dault, Judge Municipal Court..... | 150 00 |
| M. H. McMath, Clerk Municipal Court..... | 50 00 |
| Francis J. Irwin, City Messenger..... | 75 00 |
| John E. McDermott, Watchman City Hall..... | 60 00 |
| Thomas A. Bucklev, Engineer City Hall..... | 60 00 |
| Peter G. Miller, Janitor Front street building..... | 40 00 |
| W. C. Gray, Assistant Surveyor's Office..... | 76 66 |
| C. B. Parsons, Draughtsman, "..... | 76 66 |
| W. J. Stewart, chairman "..... | 50 00 |
| Ambrose Redman, rodman "..... | 30 00 |
| Peter Sheridan, Assistant in Clerk's Office..... | 60 00 |
| E. W. Williams, " Treasurer's office..... | 116 66 |
| Chas. H. Stilwell, services in "..... | 89 38 |
| James H. Wilson, "..... | 75 00 |
| Warham Whitney, "..... | 58 38 |

MISCELLANEOUS.

| | |
|---|--------|
| Tower & Herrick, stationery for M. C..... | 33 11 |
| C. H. Shump, printing..... | 16 00 |
| F. X. Massett, hack hire..... | 6 00 |
| John Siddons, material and repairs..... | 4 65 |
| A. S. Mann, cotton cloth..... | 5 29 |
| W. I. Hanford, serving notices..... | 9 00 |
| J. Corbin, "..... | 1 09 |
| Edward Angevine, expenses of C. C. &c..... | 119 15 |
| J. H. Upton, hack hire..... | 2 00 |
| M. Heavey, "..... | 16 00 |
| N. T. Hackstaff, printing..... | 5 00 |
| Rochester Star, printing to Feb. 1, 1879..... | 15 50 |
| And charge that Fund..... | 41 67 |

POOR DEPARTMENT FUND.

MONTHLY PAY ROLL TO FEBRUARY 1, 1879.

| | |
|--|-----------|
| Joseph Schutte, Overseer..... | \$ 125 00 |
| William H. Shields, Assistant Overseer..... | 75 00 |
| John T. Tracy, bookkeeper..... | 75 00 |
| Jacob Lutt, clerk..... | 40 00 |
| Dr. Thos. O'Hare, City Physician..... | 41 67 |
| Dr. Geo. D. Benford, City Physician..... | 41 67 |
| Dr. Chas. E. McKelvey, City Physician..... | 41 67 |
| Dr. J. J. A. Burke, City Physician..... | 41 67 |
| F. Nusslin, M. D. services..... | 41 67 |
| W. F. Sweeney, M. D. services..... | 41 67 |
| Fred. Guac clerk..... | 20 00 |
| Herman Mutschler, Excise Com., quarter salary to Feb. 1st, 1879..... | 125 00 |

| | |
|--|--------|
| James Baker, Excise Com., quarter salary to Feb. 1st, 1879. | 125 00 |
| Paris G. Clark, Excise Com., quarter salary to Feb. 1st, 1879. | 125 00 |

MISCELLANEOUS.

| | |
|--|----------|
| S. Wheeler, rent. | 10 00 |
| Home of Industry, board of inmates. | 163 99 |
| E. & P. Bender, burials. | 139 50 |
| H. Herman, meat. | 100 00 |
| S. J. Wagoner, delivering coal and wood. | 308 50 |
| Home for the Friendless, board inmates. | 91 00 |
| Roch. Orphan Asylum. | 88 43 |
| St. Joseph's Orphan Asylum, board inmates. | 961 14 |
| City Hospital, board inmates. | 1,571 00 |
| St. Mary's Orphan Asylum, board inmates. | 1,018 97 |
| St. Patrick's | 624 00 |
| Geo. Schofield, transportation. | 26 27 |
| M. Bulkeley & Co., groceries. | 15 50 |
| Home of Industry, bread. | 28 50 |
| Gerling Bros., flour. | 230 00 |
| F. Kessel, bread. | 130 75 |
| A. H. Cork, groceries. | 9 75 |
| J. Langnecht, meat. | 50 00 |
| P. H. Curran, meat. | 100 00 |
| Foehner & Maier, burials. | 68 50 |
| G. Mannel, drugs, &c. | 57 35 |
| Smith, Perkins & Co., groceries. | 16 63 |
| Johanna Yawman, bread. | 58 05 |
| H. Kondolph, bread. | 80 95 |
| D. E. Fichtner, bread. | 82 30 |
| L. A. Pratt, shoes. | 177 25 |
| St. Mary's Hospital, board of inmates. | 3,789 20 |
| And charge that Fund. | |

MONTHLY PAY ROLL TO FEBRUARY 1ST, 1879.

| | |
|---|--------|
| Sam'l. Donnelly, Supt. Board Health, salary. | 60 00 |
| Chas. Buckley, M. D., Health Officer. | 41 67 |
| E. Angwine, Clerk. | 25 00 |
| Henry M. Helms, Keeper of Home Hospital. | 50 00 |
| John H. Mason, Insp'r. | 50 00 |
| Joseph Thompson, Insp'r. | 50 00 |
| James Cooper, Tutor. | 50 00 |
| Herman Miller, Insp'r. | 50 00 |
| Orin Harris, Insp'r. | 50 00 |
| John O'Rourke, sewer flusher. | 45 00 |
| John Vance, sewer flusher. | 45 00 |
| C. A. Jeffords, garbage contract to Feb. 1, 1879. | 125 00 |
| E. S. Buckley & Co., garbage contractor to Feb. 1, 1879. | 150 00 |
| Peter Sheridan, postage stamps for Health Officers' reports. | 10 00 |
| John O'Rourke, board of horse Dec. and Jan. And charge that Fund. | 36 00 |

CITY PROPERTY FUND.

| | |
|---|----------|
| Blakeley, King & Carey, repairs. | \$ 34 93 |
| Roch. Gas Co., gas City Hall and Front street building. | 214 50 |
| S. A. Millington, tin nur bers. | 5 00 |
| Henry D. Blackwood, painting. | 3 50 |
| And charge that Fund. | |

LAMP DEPARTMENT FUND.

| | |
|--|----------|
| Citizens' Gas Co., setting lamp posts. | \$ 62 20 |
| Chas. A. Jeffords, lighting and extinguishing kerosene lamps for mo. of January. | 726 36 |
| And charge that Fund. | |

POLICE DEPARTMENT FUND.

| | |
|--|--------|
| Geo. Truesdale, Police Justice, sal. month Jan., 1879. | 208 34 |
| Alex. McLean, expenses for Dec. 1878. | 59 03 |
| Union and Advertiser, printing. | 7 50 |
| ..... | 9 50 |
| ..... | 7 00 |
| S. A. Pierce, medical services. | 32 00 |
| And charge that Fund. | |

Adopted by the following vote:

Ayes—Ald. Tracy, FitzSimons, Montgomery, Herzberger, Warren, Hays, Crouch, Martin, Chace, Huntington, Vay, Donivan, Edelman, Smith, Knobles—15.

By Ald. Montgomery, from the Law Committee—

Resolved, That the Treasurer pay on the Clerk's order to Edwin S. Hayward the sum of — dollars and charge Contingent Fund, if within ten days from this date he shall accept that amount as a compromise in full settlement of his claim for damages from the overflow of sewers, lately referred to the Law Committee. Ald. Montgomery moved to fill the blank with \$600.

Ald. Smith moved to refer the whole matter to the Law Committee with power to settle on such terms as they shall deem advisable.

Adopted by the following vote:

Ayes—Ald. FitzSimons, Herzberger, Hays, Crouch, Chace, Donivan, Edelman, Smith, Knobles—9.
Nays—Ald. Montgomery, Martin, Huntington, Vay—4.

Ald. Chace moved to suspend the rule to adjourn at 11 o'clock.

Adopted by the following vote:
Ayes—Ald. FitzSimons, Montgomery, Hays, Crouch, Martin, Chace, Huntington, Vay—8.
Nays—Ald. Herzberger, Donivan, Edelman, Smith, Knobles—5.
By Ald. Chace—

To the Honorable the Common Council:

Your special committee to whom was referred the matter of opening and extending Rowe street, report that while they are disposed to the opinion that the improvement should be made, they recommend that in view of the advanced season all further action in the matter be postponed until the first meeting in May next

January 21, 1879.

E. B. CHACE,
THOMAS C. MONTGOMERY,
RUDOLPH VAY,
J. W. MARTIN,
WM. S. SMITH,
Committee.

Adopted.

MISCELLANEOUS BUSINESS.

By Ald. FitzSimons—Whereas, Lot No. 1 N. E. pt. of the Granger, Sibley and Field tract, Wilder street, 11th ward, was assessed for the General City Tax for the year 1877, under one valuation and in one amount, and is now owned by two or more persons, therefore,

Resolved, That the property described in a certificate from the assessors, dated January 15th, 1879, and on file in the Treasurer's office, a copy of which is attached hereto, be released from the lien of such tax upon the payment of \$17.68, with expenses and interest, in pursuance of said certificate.

[COPY.]

CITY ASSESSOR'S OFFICE,
ROCHESTER, N. Y., January 15th, 1879 }

Geo. D. Williams, Treasurer:

Sir: We, the Assessors of the city of Rochester, do hereby certify that the following described property has been assessed upon the assessment rolls for the General City Tax for the year 1879 to Peter Schlosser, viz:

Lot No. 12, J. S. Carpenter's sub'n of lot 1 and 2, south side of Wilder street, 11th ward, 33 feet front, 38 feet rear, and 130 feet deep, and that the owner of said property should pay as his portion of the General City Tax for the year 1877 the sum of \$17.68, upon the payment of which, with expenses and interest, he will be entitled to a release from the lien of the same upon the above described land.

(Signed) AUGUSTUS M. KOETH,
WM. MAHER,
D. MCKAY, Assessors.

CITY TREASURER'S OFFICE,
ROCHESTER, N. N., January 15th, 1879.
(A true copy.) GEO. D. WILLIAMS, Treasurer.

Adopted.
By Alderman FitzSimons—Whereas, Lot No. 57 of the Assessor's subdivision of part of lot 49, Bank Road street, 16th ward, was assessed for the General City Tax for the year 1878, under one valuation and in one amount, and is now owned by two or more persons; therefore

Resolved, That the property described in a certificate from the assessors dated January 15, 1879, and on file in the Treasurer's office, a copy of which is attached hereto, be released from the lien of such tax upon the payment of \$6.10, with expenses and interest, in pursuance of said certificate.

[COPY.]

CITY ASSESSORS' OFFICE,
ROCHESTER, N. Y., Jan. 15, 1879. }

Geo. D. Williams, Treasurer:

Sir—We, the Assessors of the City of Rochester, do hereby certify that the following described property has been assessed upon the assessment rolls for the

General City Tax for the year 1879, to Albert Meng, viz: Lot No. 38, 13, subdivision of 56 and 57 Assessors' subdivision of part 49, south side of Meng street, 16th ward, 409.8 feet front, 409.8 feet rear, and 313.5 feet deep, and that the owner of said property should pay as his portion of General City Tax for the year 1878, the sum of \$6.10, upon the payment of which, with expenses and interest, he will be entitled to a release from the lien of the same upon the above described land. (Signed) AUGUSTUS M. KOETH,
WM. MAHER,
D. MCKAY, Assessors.

CITY TREASURER'S OFFICE,
ROCHESTER, N. Y., Jan. 15, 1879. }
(A true copy.) GEO. D. WILLIAMS, Treasurer.

Adopted.
By Ald. FitzSimons—Whereas, Lot No. 1, N. E. pt of the Granger, Sibley & Field tract, Wilder street, 11th Ward, was assessed for the General City Tax, for the year 1878, under one valuation and in one amount, and is now owned by two or more persons, therefore,

Resolved, That the property described in a certificate from the Assessors, dated Jan. 15th, 1879, and on file in the Treasurer's office, a copy of which is attached hereto, be released from the lien of such tax upon the payment of \$15.86, with expenses and interest, in pursuance of said certificate.

[COPY.]

CITY ASSESSORS' OFFICE,
ROCHESTER, N. Y., Jan. 15th, 1879. }

Geo. D. Williams, Treasurer:

SIR—We, the Assessors of the City of Rochester, do hereby certify that the following described property has been assessed upon the Assessment Rolls for the General City Tax for the year 1879 to Peter Schlosser, viz:

Lot No. 12, J. S. Carpenter sub'n of lot 1 and 21, south side of Wilder street, 11th Ward, 38 feet front, 38 feet rear, and 190 feet deep, and that the owner of said property should pay as his portion of the General City Tax for the year 1879, the sum of \$15.86, upon the payment of which, with expenses and interest, he will be entitled to a release from the lien of the same upon the above described land.

(Signed) AUGUSTUS M. KOETH,
WM. MAHER,
D. MCKAY, Assessors.

CITY TREASURER'S OFFICE,
ROCHESTER, N. Y., Jan. 11th, 1879. }
(A true copy.) GEO. D. WILLIAMS, Treasurer.

Adopted.
By Ald. FitzSimons—Whereas, Lot No. 1, N. E. pt., of the Granger, Sibley and Field tract, Wilder street, 11th ward, was assessed for the general city tax for the year 1876, under one valuation and in one amount, and is now owned by two or more persons, therefore,

Resolved, That the property described in a certificate from the Assessors, dated Jan. 15th, 1879, and on file in the Treasurer's office, a copy of which is attached hereto, be released from the lien of such tax upon the payment of \$22.75, with expenses and interest, in pursuance of said certificate.

[COPY.]

CITY ASSESSORS' OFFICE,
ROCHESTER, N. Y., Jan. 15, 1879. }

Geo. D. Williams, Treasurer:

SIR: We, the Assessors of the City of Rochester, do hereby certify that the following described property has been assessed upon the Assessment Rolls for the general city tax for the year 1879 to Peter Schlosser, viz:

Lot No. 12, J. S. Carpenter sub'n of lot 1 and pt. 21 south side of Wilder street, 11th ward, 38 feet front, 38 feet rear, and 190 feet deep, and that the owner of said property should pay as his portion of general city tax for the year 1876 the sum of \$22.75, upon the payment of which, with expenses and interest, he will be entitled to a release from the lien of the same upon the above described land.

(Signed) AUGUSTUS M. KOETH,
WM. MAHER,
D. MCKAY, Assessors.

CITY TREASURER'S OFFICE,
ROCHESTER, N. Y., Jan. 15th, 1879. }
(A true copy.) GEO. D. WILLIAMS, Treasurer.

Adopted.
By Ald FitzSimons—Whereas, Lot No. 57 of the Assessors' subdivision of pt. lot 49, Plank road street, 16th ward, was assessed for the general city tax for the year 1878, under one valuation and in one amount, and is now owned by two or more persons, therefore,

Resolved, That the property described in a certificate from the Assessors, dated Jan. 15th, 1879, and on file in the Treasurer's office, a copy of which is attached hereto, be released from the lien of such tax

upon the payment of \$9.76, with expenses and interest, in pursuance of said certificate.

[COPY.]

CITY ASSESSORS' OFFICE,
ROCHESTER, N. Y., Jan. 15th, 1879. }

Geo. D. Williams, Treasurer:

SIR: We, the Assessors of the city of Rochester, do hereby certify that the following described property has been assessed upon the assessment rolls for the general city tax for the year 1879 to John H. Meng, viz: Lot No. 25 and 26, subdivision 56 and 57, Assessors' subdivision pt. 49, south side of Webster Plank road and Meng street, 16th ward, 166.4 by 165 feet front, 31 by 165 feet rear, and 336 by 518.5 feet deep, and that the owner of said property should pay as his portion of general city tax for the year 1878 the sum of \$9.76, upon the payment of which, with expenses and interest, he will be entitled to a release from the lien of the same upon the above described land.

(Signed) AUGUSTUS M. KOETH,
WM. MAHER,
D. MCKAY, Assessors.

CITY TREASURER'S OFFICE,
Rochester, N. Y., Jan. 15th, 1879. }
(A true copy.) GEO. D. WILLIAMS, Treasurer.

Adopted.
By Ald. FitzSimons—Whereas, Lot No. 57 of the Assessors' subdivision of part lot 49, Plank Road street, 16th Ward, was assessed for the General City Tax for the year 1878 under one valuation and in one amount, and is now owned by two or more persons, therefore,

Resolved, That the property described in a certificate from the Assessors, dated Jan. 15th, 1879, and on file in the Treasurer's office, a copy of which is attached hereto, be released from the lien of such tax upon the payment of \$3.66, with expenses and interest, in pursuance of said certificate.

[COPY.]

CITY ASSESSORS' OFFICE,
ROCHESTER, N. Y., Jan. 15, 1879. }

Geo. D. Williams, Treasurer:

SIR—We, the Assessors of the City of Rochester, do hereby certify that the following described property has been assessed upon the Assessment Rolls for the General City Tax for the year 1879 to Albert Meng, viz:

Lot No. 23, subdivision 56 and 57, Assessors' subdivision, part 49, south side of Webster Plank Road, 16th Ward, 341.3 feet front, and 247.4 feet deep, and that the owner of said property should pay as his portion of General City Tax for the year 1878 the sum of \$3.66, upon the payment of which, with expenses and interest, he will be entitled to a release from the lien of the same upon the above described land.

(Signed) AUGUSTUS M. KOETH,
WM. MAHER,
D. MCKAY, Assessors.

CITY TREASURER'S OFFICE,
Rochester, N. Y., Jan. 15th, 1879. }
(A true copy.) GEO. D. WILLIAMS, Treasurer.

Adopted.
By Ald. FitzSimons—Whereas, Lots Nos. 22 and 24 of the Vick Park Tract, Avenue A, 16th ward, was assessed for East avenue sewer, No. 1,788, under one valuation and in one amount, and are now owned by two or more persons; therefore,

Resolved, That the property described in a certificate from the assessors, dated January 9th, 1879, and on file in the Treasurer's office, a copy of which is attached hereto, be released from the lien of such assessment upon the payment of \$6.36, with expenses and interest, in pursuance of said certificate.

[COPY.]

CITY ASSESSORS' OFFICE,
ROCHESTER, N. Y., Jan. 9th, 1879. }

George D. Williams, Treasurer:

SIR—We, the Assessors of the City of Rochester, do hereby certify that the following described property was assessed upon the Assessment Rolls for the General City Tax for the year 1878 to William Corning, viz: Lot No. 22 Vick Park Tract, west side of Avenue A, 16th Ward, 40 feet front, 40 feet rear, and 150 feet deep, and that the owner of said property should pay as his portion of the assessment for East Avenue sewer, No. 1,788, the sum of \$6.36, upon the payment of which, with expenses and interest, he will be entitled to a release from the lien of the same upon the above described land.

(Signed) D. MCKAY,
AUGUSTUS M. KOETH, Assessors.

CITY TREASURER'S OFFICE,
ROCHESTER, N. Y., Jan. 9th, 1879. }
(A true copy.) GEO. D. WILLIAMS, Treasurer.
Adopted.

By Alderman FitzSimons—Whereas, Lot No. 22 and 24 of the Vica Park Tract, Avenue A, 16th Ward, was assessed for Park Avenue Extension No. 1,735 under one valuation and in one amount, and are now owned by two or more persons, therefore,

Resolved, That the property described in a certificate from the Assessors, dated January 9th, 1879, and on file in the Treasurer's office, a copy of which is attached hereto, be released from the lien of such assessment upon the payment of \$4.69 with expenses and interest, in pursuance of said certificate.

[COPY.]

CITY ASSESSOR'S OFFICE,
ROCHESTER, N. Y., Jan. 9th, 1879. }

Geo. D. Williams, City Treasurer:

SIR: We, the Assessors of the city of Rochester, do hereby certify that the following described property was assessed upon the Assessment Rolls for the General City Tax for the year 1878 to William Corning, viz: Lot No. 22, Vica Park Tract, West side of Avenue A, 16th Ward, 40 feet front, 40 feet rear and 150 feet deep, and that the owner of said property should pay his portion of the assessment for Park Avenue Extension No. 1,735 the sum of \$4.69, upon the payment of which, with expenses and interest, he will be entitled to a release from the lien of the same upon the above described land.

(Signed)

D. MCKAY,
AUGUSTUS M. KOETH,
Assessors.

CITY TREASURER'S OFFICE,
ROCHESTER, N. Y., Jan. 9th, 1879. }
(A true copy.) GEO. D. WILLIAMS, Treasurer.
Adopted.

By Ald. FitzSimons—Whereas, Lots No. 5 and 6 of the James Baker subdivision of pr. Lee Tract, Concord Avenue, 14th Ward, was assessed for North Avenue Outlet Sewer, No. 1794 under one valuation and in one amount, and are now owned by two or more persons, therefore,

Resolved, That the property described in a certificate from the Assessors, dated January 11th, 1879, and on file in the Treasurer's office, a copy of which is attached hereto, be released from the lien of such assessment upon the payment of \$13.87 with expenses and interest, in pursuance of said certificate.

[COPY.]

CITY ASSESSOR'S OFFICE,
ROCHESTER, N. Y., Jan. 11th, 1879. }

Geo. D. Williams, Treasurer:

SIR: We, the Assessors of the City of Rochester, do hereby certify that the following described property was assessed upon the Assessment Rolls for the General City Tax for the year 1878 to Metua Mayer, viz: Lot No. 6, E. pt James Baker's subdivision of pt Lee Tract, west side of Concord Avenue, 14th Ward, 73 feet front, 23 feet rear, and 108.6 feet deep, and that the owner of said property should pay as his portion of assessment for North Avenue Outlet Sewer No. 1794, the sum of \$13.87, upon payment of which, with expenses and interest, he will be entitled to a release from the lien of the same upon the above described land.

(Signed)

D. MCKAY,
AUGUSTUS M. KOETH,
Assessors.

CITY TREASURER'S OFFICE,
ROCHESTER, N. Y., Jan. 11th, 1879. }
(A true copy.) GEO. D. WILLIAMS, Treasurer.
Adopted.

By Ald. FitzSimons—Whereas, Lot No. 4 and 5 of the James Baker's subdivision of pr. Lee Tract, Concord Avenue, 14th Ward, was assessed for general city tax for the year 1876 under one valuation and in one amount, and are now owned by two or more persons, therefore,

Resolved, That the property described in a certificate from the Assessors, dated January 11th, 1879, and on file in the Treasurer's office, a copy of which is attached hereto, be released from the lien of such tax upon the payment of ——— with expenses and interest, in pursuance of said certificate.

[COPY.]

CITY ASSESSOR'S OFFICE,
ROCHESTER, N. Y., ———, 187—. }

George D. Williams, Treasurer:

SIR: We, the Assessors of the city of Rochester, do hereby certify that the following described property was assessed upon the assessment rolls for the general city tax for the year 1876 to Metua Mayer, viz:

Lot No. 4 & 5 pt. James Baker's subdivision of pr. Lee Tract, west side of Concord Avenue, 14th Ward, 73 feet front, 23 feet rear, and 108.6 feet deep, and that the owner of said property should pay as his portion of the general

city tax for the year 1876 the sum of \$29.68, upon payment of which, with expenses and interest, he will be entitled to a release from the lien of the same upon the above described land.

(Signed)

D. MCKAY,
AUGUSTUS M. KOETH,
Assessors.

CITY TREASURER'S OFFICE,
ROCHESTER, N. Y., Jan. 11th, 1879. }
(A true copy.) GEO. D. WILLIAMS, Treasurer.
Adopted.

Ald. Huntington called from the table the report of the committee on the opening of a street from North Avenue to North Street, and moved to add to it that if the N. Y. C. & H. R. RR. shall stipulate that their engines standing near North Street crossing shall be kept east of the present North Avenue crossing. Adopted.

Ald. Montgomery moved that the necessary papers to carry out the plans recommended by the Committee be prepared with the assistance of the City Attorney, and be submitted to the Common Council by the Committee for their final action. Adopted.

By Ald. Martin—Petition of Inspectors of Election and voters of the second district of the 8th Ward to change polling place. Referred to Law Committee.

To the Honorable the Common Council:

GENTLEMEN—The action against the city involving the right of the city to draw water from Hemlock Lake will come on for hearing in March next. In view of the great importance of the question involved and the large interests of the city at stake, as well as the numerous suits against the city demanding my attention, I respectfully suggest that the Law Committee employ counsel to be associated with me in that action.

A. G. WHEELER,
City Attorney.

January 21, 1879.

Ald. Montgomery moved that the Law Committee be authorized to act in the matter as the City Attorney suggested. Adopted.

CITY CLERK'S OFFICE,
ROCHESTER, N. Y., Jan. 21, 1879. }

By the Clerk—

To the Honorable the Common Council:

GENTLEMEN—In accordance with section 29 of the revised city charter I report the following named persons as having qualified and taken the oath of office.

EDWARD ANGEVINE, City Clerk

First Ward—James H. Montgomery.

Third Ward—Joseph A. Eastman.

Sixth Ward—Samuel Rosenblatt.

Ninth Ward—Fay E. Brownell.

Eleventh Ward—E. A. Cowley.

Fourth Ward—J. W. Stebbins.

Received, filed and published.

The Clerk *pro tem.* reported that, owing to the continued illness of the Clerk, notices of the election of Commissioners of Dees, appointed at the last meeting of the Board, had not been served.

OFFICE OF THE EXECUTIVE BOARD,
ROCHESTER, Jan. 21, 1879. }

By the Clerk—

To the Common Council:

GENTLEMEN—At a meeting of the Executive Board, held Friday, January 17, 1879, the following communication was received and a copy ordered transmitted to the Common Council.

ALBANY, N. Y., Jan. 15, 1879.

Hon. Henry L. Fish, Chairman Executive Board, Rochester, N. Y.:

MY DEAR SIR: Yours of the 11th inst. is at hand. In the joint letter of Mr. Seymour and myself we placed our objections to the lift bridge at Brown st. and the swing bridge at Smith st. upon the ground that the States should not be to the expense of attending them.

Further, Mr. Seymour only disapproved of the swing bridge for the reason that he considers it would be a serious obstruction to navigation. As I understand the matter, Mr. Seymour will join me in consenting to the erection of lift bridges at both Brown and Smith streets, provided your city will be at the expense of operating them, but he will not consent to the erection of a swing bridge at Smith street, under any circumstances.

B. S. W. CLARK,
Supt. of Public Works.

Received and published and a copy ordered transmitted to the Common Council.

A true copy from the minutes.

THOS. J. NEVILLE, Clerk.

Ordered received, filed and published.

Ald. Montgomery moved that the Executive Board be requested to send the communication to Senator Raines. Adopted.

By Ald. Vay—Whereas, Election district known as No. 2 of the 11th Ward of the city of Rochester contains a large majority of the voters in said ward; and, whereas, it is deemed expedient that said ward be divided in such manner so that each election district therein shall contain as near as may be an equal number of voters. Therefore, be it

Resolved, That the 11th Ward of the city of Rochester, as at present constituted, be divided into two election districts as follows: All that portion of the ward lying south of the following described boundary shall hereafter constitute the First election district in said ward, viz.: Commencing at a point in the centre of the Erie Canal and Jay street and thence running westerly through the centre of Jay street to its intersection with Child street; and all of the remaining territory of said ward lying north of said boundary shall hereafter constitute the Second election district in said ward, and that the clerk furnish the necessary maps and post the notices as required by law. Referred to Law Committee.

Ald. Chace presented a communication from Lewis Selye, on behalf of himself and others, recommending amendments to the City Charter. Referred to the Committee on Charter Amendments.

The President announced as the Special Committee on Petition of E. T. Marsh, Manager of the "True Blue," Ald. Vay, Crouch, Chace.

Ald. Smith presented an invitation from the Sons of Malta to attend their grand reunion, and moved that the invitation be accepted with the thanks of this Board, and that the members of the Common Council meet at the City Clerk's office at 7½ p. m. on Wednesday and proceed in a body to the Brackett House. Adopted.

On motion the Board then adjourned.

EDWARD ANGEVINE, City Clerk,
per PETER SHERIDAN, City Clerk, pro tem.

In Common Council--Feb. 4, 1879.

REGULAR MEETING.

Ald. Simon Hays, President of the Board, presiding.

Present—Ald. Tracy, FitzSimons, Montgomery, Herzberger, Warren, Hays, Crouch, Martin, Chace, Huntington, Vay, Donivan, Edelman, Smith, Knobles, Baetzal—16.

Minutes of last meeting approved as published in book of proceedings.

PRESENTATION OF PETITIONS, ACCOUNTS, &C.

By Ald. Tracy—Bills of

S. Millington, lamp tops..... \$52 50
B. F. Thomas, 62 50

Referred to Lamp Committee.

By Ald. Montgomery—Bill of

E. H. Davis, for medicine..... \$27 50

Referred to Poor Committee.

By Ald. Montgomery--

OFFICE OF SUPERINTENDENT OF PUBLIC }
SCHOOLS, ROCHESTER, Feb. 4, 1879. }

To the Common Council of the City of Rochester:

GENTLEMEN: I hereby certify that at a meeting of the Board of Education, held last evening, Feb. 3d, the following reports were adopted: Very respect fully,

A. L. MABBETT, Clerk.

BOARD OF EDUCATION, Feb. 3, 1879.

Com. Noyes, from the Finance Committee, presented the following

REPORT.

To the Board of Education:

GENTLEMEN: Your Finance Committee beg leave to call your attention to the present condition of the funds of this Board, and consider what course it is desirable to pursue. To further postpone consideration of this subject will necessarily result in a speedy closing of our public schools. The present city charter makes it a misdemeanor for any member of the Board to vote for the payment of money, knowing there are no funds to respond. The payment of the budget submitted at this meeting will nearly exhaust the available funds placed to our credit in the City Treasury, and we desire, if possible, to avoid in the future the necessity of delay in the payment of teachers' wages.

It should be remembered that this Board found itself called upon to meet a deficiency of over \$20,000, which had been accumulating during the past three years, but which is now paid.

Under the present regulations, the amount to be raised for "teachers' wages and contingent expenses" in any one year is limited to \$3 for every person within the city between the ages of five and twenty-one years. This system has not afforded sufficient revenue to defray the necessary expenses incident to the management of the schools.

The expenses of the present Board will compare very favorably with those of previous Boards.

The payments out of the Contingent Fund in 1876 were \$9,643.60 less than they were in 1877, while by a decrease in the school census, there was appropriated to us \$21,000 less than was appropriated in 1876. An increased attendance of pupils has rendered necessary the employment of additional teachers at an annual expense of about \$6,000. So that what has been saved by a rigid economy in the management of all the committees, has not lessened the necessity for about the same amount of funds heretofore used. The following are the estimated expenses of the Teachers' and Contingent funds for one year:

ESTIMATED EXPENSES OF THE TEACHERS' AND CONTINGENT FUND FOR ONE YEAR.

The salaries of the teachers, based on the amount paid for the month of December last, will be..... \$118,493 50
Contingent expenses, calling them the same as they were from January 1st, 1878, to January 1st, 1879, will be..... 29,511 27
Estimated increase in teachers' salaries, which has been caused by a larger number of teachers employed..... 6,000 00

\$154,004 65

ESTIMATED RECEIPTS.

From Common Council—based on last census 90,897 00
 Regents' appropriation last year was..... 1,297 15
 The State appropriation last year was..... 47,280 00
 Tuition of non-resident pupils (estimated)... 800 00

Estimated deficiency.....\$140,547 56
 \$ 13,457 09

Such has been the condition of affairs for a long while, and this deficiency has annually continued. As will readily be seen the present Board has been very careful in its expenses, and is so reason to suppose that future Boards will require much, if any more, money than the present one. The number of children of school age within the city bears little relation to the number actually attending the public schools.

What is needed, therefore, is, we think, a per capita assessment, based upon the average daily attendance of resident pupils. Then, as the number of pupils increases, less funds will be required; if the number increases, the expense and the income will bear the same ratio. The method proposed will give upon the basis of about 8,000 pupils (the average daily attendance, according to the reports for the month of September last), at a maximum expense of \$13,000 each, \$134,000; which, together with the amount derived from the State and Regents (the only other sources of revenue), will make a total of \$152,000, or just about sufficient funds to carry the Board through the year and leave no bills unpaid. This, of course, does not include the small amount received for tuition from non-resident pupils, and for whose education our citizens clearly should not be taxed.

After a very careful consideration of this subject, we are satisfied that the most feasible plan to pursue is as above indicated, and in future to rely upon a change in the basis of the Board's revenue.

We therefore recommend that the Common Council petition the State Legislature to amend subdivision 6 of section 12 of the City Charter by the passage of the proposed act hereto annexed.

Respectfully submitted,
 M. NOYES,
 N. B. KILLISON,
 R. CURRAN,
 ISAAC WILE.

Dated Rochester, February 3, 1879.

AN ACT further to amend the charter of the city of Rochester, in respect to moneys to be raised for the support of public schools.

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

SECTION 1. Subdivision six of section one hundred and forty, of an act entitled an act to amend and consolidate the several acts in relation to the charter of the city of Rochester, passed April 8, 1861, as heretofore amended by chapter 267 of the laws of 1869, is hereby amended to read as follows:

"The amount to be raised for teachers' wages and contingent expenses in any one year shall not be less than ten dollars nor more than thirteen dollars per capita, based on the average daily attendance of resident pupils in the several public schools of said city for the school year ending on the first day of May next preceding the levying of the general city taxes in each and every year. A sworn statement of such average daily attendance shall be made by the Superintendent of Schools, according to the verified monthly reports of the principals of said schools. 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 five thousand dollars. Nor shall the amount raised in any one year to purchase and improve sites, and build or enlarge school houses, exceed fifteen thousand dollars; and the Common Council of said city are authorized and directed, when necessary to raise by loan in anticipation of the taxes, the money to be raised, collected and levied as aforesaid."

Adopted.
 Com. Noyes also presented the following

REPORT.

To the Honorable the Board of Education:

GENTLEMEN—This Board will receive no further money until during the month of April next, and our funds have been so largely devoted to the payment of bills contracted prior to the existence of this Board that to supply present needs it will become necessary to ask for the passage of an act by the State Legislature authorizing the Common Council to raise additional funds and to anticipate the same by loan.

We desire to leave no accounts remaining unpaid, but to afford, if possible, the incoming Board an opportunity to proceed upon the novel basis of non-indebtedness; we would therefore offer the following:

Resolved, That we hereby request the Common Council to ask the State Legislature for the passage of an act authorizing the Common Council to raise the sum of \$20,000 to pay teachers' wages and the contin-

gent expenses of the public schools and the Board of Education of this city during the current fiscal year, in addition to the sum heretofore raised for that purpose, and to anticipate the same by loan.

Respectfully submitted,
 M. NOYES,
 R. CURRAN,
 ISAAC WILE,
 Committee.

Dated Rochester, February 3, 1879.

Adopted.

A true copy from the minutes.

A. L. MABBETT, Clerk.

Ald Montgomery moved that the Legislature be requested to pass an act authorizing the Common Council to raise the sum of \$20,000, as petitioned for by the Board of Education, and that the City Attorney prepare a draft of said act. Also that the report of the Finance Committee to the Board of Education, included in the communication, be referred to the Charter Amendment Committee. Adopted.

By Ald. Montgomery—Bill of
 A. G. Wheeler, disbursements..... \$141 85
 Referred to Contingent Expense Committee.

By Ald. Herzberger—Bill of
 Merriam & Co., stationery..... \$65 30
 Referred to Police Committee.

By Ald. Herzberger—

REPORT OF THE POLICE CLERK FOR THE MONTH OF JANUARY, 1879.

POLICE COMMISSIONERS' OFFICE,
 Feb. 4th, 1879. }

To the Honorable the Common Council:

GENTLEMEN—I respectfully report the following as the total amount of fines and penalties imposed by the Police Justice for the month of January, 1879, together with the amount collected.

| | Crime. | Penalty. | Paid. |
|--------------------|----------------|----------|-------|
| January. | | | |
| 2—Chas Herron | drunk | \$10 | |
| Geo. Frederick | .. | 10 | \$10 |
| Geo. Lytell | assault | 10 | |
| Geo. O'Brien | drunk | 5 | 5 |
| Wm. Fisher | .. | 10 | 10 |
| Victor Michiels | assault | 10 | 5 |
| 3—Donald Montieth | drunk | 5 | |
| Anson Toppley | .. | 5 | |
| Joseph Beechiff | .. | 5 | |
| Fred Valus | .. | 10 | 5 |
| Lizzie Brown | assault | 25 | 15 |
| 4—Wm. Ham Key | drunk | 10 | 10 |
| James Murry | .. | 10 | 10 |
| Magnus Sheek | .. | 10 | 10 |
| Bartlett Williams | .. | 5 | |
| 6—Wm. Merrill | assault | 40 | 10 |
| Wm. Summers | drunk | 5 | 1 |
| John C. Nichols | selling liquor | | |
| | Sunday | 80 | |
| Alfonce Colanere | vio ord. | 5 | 5 |
| 8—Ellen Reibert | drunk | 10 | |
| Cath. Warren | .. | 10 | 5 |
| Lewis Warren | .. | 10 | |
| Peter A. Britton | .. | 5 | |
| John Sculley | .. | 10 | 10 |
| Frank Palmer | assault | 25 | 25 |
| 9—Emma Bayton | drunk | 10 | |
| Geo. Leighamer | .. | 5 | 5 |
| Wm. James | .. | 5 | |
| Elizabeth Betchtal | .. | 10 | 5 |
| Adam Bauersmith | assault | 10 | |
| 10—Geo. Wilson | drunk | 10 | |
| John Anderson | .. | 10 | |
| Wm. Ormsby | .. | 5 | |
| Chas. Hill | .. | 5 | 5 |
| 11—John Roe | .. | 10 | 5 |
| Ellen McCandless | .. | 10 | 5 |
| Cath. Iago Ellis | .. | 10 | 10 |
| Hugh Parks | .. | 5 | 5 |
| Thos O'Hara | .. | 10 | 10 |
| Joseph Wiles | .. | 15 | 15 |
| 13—Austin O'Grady | assault | 15 | |
| 14—Edward Daly | drunk | 10 | 10 |
| 15—Libbie Madden | .. | 5 | |
| John Nelson | .. | 5 | |
| Wm Keehn | assault | 20 | 10 |
| 16—Mary Shushnessy | drunk | 5 | |
| Elizabeth Wilson | .. | 5 | |
| Ed Morrison | .. | 5 | 5 |
| Esther Buckley | .. | 5 | |
| Jas McInerney | on attachment | 5 | |
| Clarence E Keys | vio. ord. | cost 5 | |
| 17—Jeremiah Lyons | drunk | 10 | 10 |
| Cath. Iago Ellis | .. | 10 | 10 |

| | | | |
|--------------------|---------------------|------|----|
| 16—Geo. Edwards | petit larceny | 25 | |
| James Smith | drunk | 10 | 10 |
| 20—John Sullivan | .. | 10 | 5 |
| John Maher | .. | 10 | |
| Lizzie Hart | .. | 10 | |
| Jos. Perreau | .. | 5 | |
| Wm. McBride | .. | 10 | 5 |
| Wm. Ragan | .. | 10 | 5 |
| John Ziegler | .. | 10 | 5 |
| Thos. Fitzpatrick | .. | 10 | 5 |
| Frank Wilson | .. | 10 | 5 |
| Peter McGuinney | .. | 10 | 5 |
| John Roach | assault | 10 | 10 |
| 21—James Blair | drunk | 5 | |
| 22—John Wheeler | .. | 5 | |
| Billen McCandless | .. | 10 | |
| Joseph Orster | sel'g liq. Sunday | 80 | 80 |
| 23—Joseph Orster | assault | cost | 8 |
| 24—Lottie Robinson | drunk | 10 | |
| Thomas Haveran | larceny | cost | 5 |
| John Theis | selling liq. Sunday | 30 | 30 |
| 25—John Whaten | drunk | 5 | |
| Mary McLaughlin | .. | 10 | 10 |
| John Fitzgerald | .. | 10 | 5 |
| 27—Jennie Torne | .. | 10 | 5 |
| David Nivens, Jr | .. | 10 | 5 |
| Henry Scroth | .. | 10 | 10 |
| Anna Miles | vio. ordinance | 50 | |
| Frank Smith | .. | 30 | |
| 28—Chris. Mivahan | drunk | 10 | 5 |
| Wm. H. Taylor | .. | 5 | 5 |
| James Denton | assault | 4 | 1 |
| 29—Cath. Maloney | drunk | 10 | |
| Peter Mulvey | assault | 5 | |
| John McGuinney | .. | 10 | 5 |
| James McGuinney | .. | 10 | 5 |
| Frank Mulvey | .. | 10 | |
| Michael Green | drunk | 5 | |
| Frank Dart | petit larceny | 50 | |
| Peter Mulvey | assault | 15 | |
| 30—Frankie Palmer | vio. ordinance | 25 | |
| John McCormack | drunk | 10 | 5 |

I do hereby officially certify that the foregoing report in relation to money received by me for fines and penalties imposed by the Police Justice for the month of January, 1879, is true.

B. FRANK ENOS, Clerk.
 Sworn to before me this 4th day of February, 1879.
 PETER SHERIDAN,
 Commissioner of Deeds.

Ordered received, filed and published.

By Ald. Herzberger — Resolved, That the Clerk draw an order on the Treasurer for \$62 in favor of Wm. H. Chesny, President of the Cruelty to Animals Society, that being the amount in the treasury to February 1, 1879, belonging to that society, and charge Police Fund.

Adopted by the following vote :

Ayes—Ald. Tracy, Fitz Simons, Montgomery, Herzberger, Warren, Hays, Crouch, Martin, Chace, Huntington, Vay, Donovan, Edelman, Smith, Baetzal—15.

By Ald. Warren—Petition of Mary Gannon to erect a wooden building. Referred to the Wood Building Committee and Fire Marshal with power to act.

By Ald. Warren—Petition of residents of the 2d district, 8th ward, in regard to polling places. Laid on the table.

By Ald. Martin—Bills of

| | |
|---|-----------|
| Merriam & Co, stationery..... | \$ 185 97 |
| W & L E Gurley, repairs to transit..... | 21 00 |
| Union and Advertiser, printing..... | 12 55 |
| Union and Advertiser, printing blanks..... | 64 01 |
| W I Hanford, serving notices..... | 4 10 |
| Union and Advertiser, blanks Municipal Court..... | 10 00 |
| Joseph Corbin, serving notices..... | 2 54 |
| Geo Krauenberger, repairing letter press..... | 2 00 |
| Steele & Avery stationery..... | 15 10 |
| Williamson & Huetic, stationery..... | 38 88 |
| John C. Moore, Book Binder..... | 181 89 |

Referred to Contingent Expense Committee.

By Ald. Martin—Petition of James Logan to erect a wood building. Referred to Wood Building Committee and Fire Marshal with power to act.

The following preamble and resolutions, presented by Ald. Martin, by a concurrent and unanimous vote of all the members of the Common Council present was adopted.

By Ald. Martin—
 Whereas, Chapter 84, of the Laws of the State of New York, passed March 30, 1876, entitled "An act authorizing the Rochester and State Line Railroad Company to amend its articles of association," provides that the Common Council of the city of Rochester, by a vote of a majority of all the members of the said Common Council, may elect two of the directors of said railway company, who may not be stockholders thereof, etc. Therefore,

Resolved, That this Common Council recommend and hereby do elect Emory B. Chace and George Fleckenstein as the two directors to represent the city of Rochester in accordance with the provision of the law above quoted.

Resolved, that the above named E. B. Chace and George Fleckenstein are directed to at once investigate why the State Line Railway Company has not been completed agreeable to the contract made with the city of Rochester and said Railroad Company, and why the stock taken in exchange for the bonds of said company had not been made over to the city and report to this Board at our next regular meeting, and that the director so named shall notify the said railroad company to at once complete the road and turn over to the city the stock as agreed, or the City Attorney will be directed to prosecute the bond given to the city.

By Ald. Chace—Resolved, That the City Surveyor be instructed to prepare an ordinance for a lift-bridge over the Erie canal at Brown street. Adopted.

By Ald. Chace—Petitions of James Cornell and J. F. Bonesteel in regard to erroneous assessments. Referred to the Assessment Committee.

By Ald. Huntington—Communication from Mrs. Charlotte Banning in regard to assessment for sidewalk. Referred to Law Committee.

By Ald. Donovan—
 Bill of Bryan, Jones & Seifried hardware..... \$7 75
 .. Rochester Gas Light Company..... 202 79

Referred to City Property Committee.

By Ald. Donovan—Petition of A. Biel for permission to erect a wood building; also a remonstrance against the same. Referred to the Wood Building Committee and Fire Marshal, with power to act.

| | |
|--|---------|
| By Ald. Smith—Bills of | |
| N T Hackstaff, printing blanks..... | \$ 6 50 |
| John H Mason, expenses..... | 5 15 |
| Eagle Odorous Co, removing dead animals..... | 12 20 |
| H Huntington, materials..... | 6 00 |
| Doxater & Leeding, hoops for cistern..... | 2 50 |
| C H Mordoff, lumber..... | 2 87 |
| Dr. Charles Buckley, expenses..... | 170 00 |

Referred to Health Committee.

| | |
|--|----------|
| By Ald. Baetzal—Bills of | |
| C Fromm, meat..... | \$ 25 00 |
| Fleckenstein Bros, bread and crackers..... | 208 09 |
| Geo H Glasser, shoes..... | 51 75 |
| John B. Fish, flour..... | 144 60 |
| Smith, Perains & Co, groceries..... | 865 07 |
| Out Oswald, shoes..... | 59 00 |
| Smith, Perkins & Co, groceries..... | 45 90 |
| Home I Industry, bread..... | 31 20 |
| Geo Schofield, transportation..... | 14 27 |
| F Deinger, bread..... | 25 90 |
| F G Glasser, flour..... | 100 25 |
| Henry Hedtke, meat..... | 69 75 |
| Beck & Roda, shoes..... | 2 00 |
| James McSweeney, beans..... | 40 00 |
| P H Curran, meat..... | 100 00 |
| H Bulkley & Co, groceries..... | 16 00 |
| J E Butterfield, transportation..... | 25 75 |
| Johanna Yawman, bread..... | 47 40 |
| Adam May, groceries..... | 38 00 |
| Curran & Goler, medicine..... | 9 75 |
| Huhn Bros, bread..... | 22 50 |
| Fred Wurtz, meat..... | 25 00 |

John Hahn, meat..... 109 00
 W & J Aikenhead, candles..... 38 64
 Geo Zimmer, meat..... 25 00

Referred to the Poor Committee.
 By Ald. Baezel—Bills of
 Henry Michaels, services for three months as
 Clerk of Excise Board..... \$ 150 00
 Union and Advertiser, publishing local notices
 for Excise Board..... 6 60
 Referred to La* Committee.

By Ald. Baezel—Claim of Wm. H. Hartman
 for damages. Referred to the Executive Board.
 Ald. Baezel presented a petition of taxpay-
 ers in North avenue to reconsider the resolution
 passed at the last meeting in regard to the clos-
 ing of North avenue, and moved that the prayer
 of the petitioners be granted or a reconsidera-
 tion of the resolution. The matter was laid on
 the table until the Committee report to the
 Board.

By Ald. Warren :
 CITY TREASURER'S OFFICE.
 ROCHESTER, N. Y., Feb. 4, 1879. }

To the Honorable the Common Council:
 GENTLEMEN.—I have the honor to report that
 I have borrowed upon the City's notes the
 amount authorized in your resolution of Janu-
 ary 21st, 1879, for 3 months at the rate of 4 per
 cent. per annum.

Also the remaining \$25,000 of the amount au-
 thorized by resolution of December 10th, 1878,
 for 6 months at the rate of 4½ per cent. per an-
 num.

The above bids were made by the Flour City
 National Bank and were the most favorable to
 the city of any received.

Yours respectfully,
 GEO. D. WILLIAMS, Treasurer.

Ald. Warren moved that the action of the
 Treasurer be approved. Adopted.

REPORTS OF STANDING COMMITTEES.
 Ald Tracy from the Lamp Committee, Ald.
 Herzberger from the Police Committee, Ald.
 Martin from the Contingent Expense Commit-
 tee, Ald. Donivan from the City Property Com-
 mittee, Ald. Smith from the Health Committee.
 Ald. Baezel from the Poor Committee reported
 favorably on the various bills referred to their
 respective committees and referred them to the
 Finance Committee for payment.

FINANCE BUDGET.
 ROCHESTER, N. Y., Feb. 4, 1879.

By Ald. Warren—Resolved, That the Treasurer pay
 as follows, when there are funds applicable:

CONTINGENT FUND.
 A. G. Wheeler, City Attorney, disb'ments...\$ 141 85
 C. K. Parsons, Mayor,..... 53 66
 Merriam & Co., stationery..... 185 97
 W. & L. E. Gurley, repairing transit..... 21 00
 And charge that Fund.

POOR DEPARTMENT FUND.
 Wm. & J. M. Aikenhead, candles..... 50 75
 Leopold Gubel, meat..... 25 00
 George Oppel, bread..... 75 46
 A. Hefner..... 27 75
 L. A. Wheeler, meat..... 206 00
 James Laney, paper..... 30 64
 F. Horward, meat..... 25 35
 F. Joyce, butials..... 13 00
 John Schwinger, bread..... 76 65
 George Bastian, bread..... 28 75
 Hiram Sibley, rent..... 20 83
 Wilsons & Pond, flour..... 90 00
 Smith & Perkins, groceries..... 8 32
 Williamson & Hrbie, stationery..... 25 35
 George F. Merz, flour..... 144 00
 James McSweeney, beans..... 49 45
 George Elbs, bread..... 47 60
 A. H. Martin, groceries..... 21 25
 A. L. Morris, meat..... 100 00
 Patrick Cagan, groceries..... 17 00
 Zegewitz Fisher, meat..... 100 00
 Joseph Schutte, Oveseer's disbursements..... 68 35
 And charge that Fund.]

CITY PROPERTY FUND.
 James R. Chamberlain, rubber packing..... \$ 3 70
 Howe & Rogers, oil cloth, &c..... 32 47
 Sherlock & Sloan, wash basin for Treasurer's
 office..... 3 46
 F. J. Irwin, monthly cleaning..... 83 45
 And charge that Fund.

LAMP DEPARTMENT FUND.
 N. H. Galusha, lamp posts and repairs.....\$ 16 28
 Benjamin P. Thomas, lamp pots..... 12 00
 P. Burke & Co., lamp posts..... 48 10
 Sherlock & Sloan, lamps, &c..... 108 25
 Citizens' Gas Co., gas and care of lamps for
 month of January..... 3,088 75
 And charge that Fund.

HEALTH DEPARTMENT FUND.
 Dr. Chas. Buckley, expenses..... \$170 00
 John H. Mason, postage stamps for circulars..... 5 15
 And charge that Fund.

PARK DEPARTMENT FUND.
 Steele & Avery, oil and can..... \$3 20
 Louis Ernst, hardware..... 2 84
 And charge that Fund.

POLICE DEPARTMENT FUND.
 Police pay roll for month of January, payable
 B. F. Enos.....\$6,079 07
 Merriam & Co., stationery blank books..... 65 80
 And charge that Fund.

POLICE PAY ROLL FOR JANUARY, 1879.
 Alex. M'Lean.....\$131 75
 Samuel Brown..... 79 05
 Peter Hughes..... 79 05
 W. J. Rogers..... 79 05
 Thos. Lynch..... 79 05
 Peter Lauer, Jr..... 79 05
 P. C. Kavanagh..... 79 05
 Ferry Marzluff..... 79 05
 Thos. A. Burchell..... 79 05
 Caleb Berger..... 79 05
 Henry Baker..... 69 75
 Jos. P. Cleary..... 69 75
 Frank B. Allen..... 69 75
 W. R. M'Arthur..... 69 75
 John J. Garrett..... 69 75
 Jacob Frank..... 69 75
 John C. Haydon..... 69 75
 John Wangman..... 69 75
 Hugh Johnston, 29 days..... 67 57
 John H. Dana..... 69 75
 Ed. Van Vorst..... 69 75
 Hugh Clark..... 69 75
 John C. M'Quatters..... 69 75
 Wm. H. White..... 69 75
 Thos. F. Hurley..... 69 75
 Chas. M' Cormick..... 79 75
 Jos. S. Roworth..... 79 75
 Wm. F. Lush..... 69 75
 Barth. Crowley, 27 days..... 62 91
 Robt. Burns..... 69 75
 Ralph Bendon..... 69 75
 Jacob Harter..... 69 75
 Thos. Crouch..... 69 75
 Andrew Connolly..... 69 75
 Wm. P. O'Neil..... 69 75
 Benj. C. Furcher..... 69 75
 Wm. Keith..... 69 75
 John H. Wordell, 29 days..... 67 57
 B. Horcheler..... 69 75
 John Mitchell..... 69 75
 Robt. M'Kee..... 69 75
 Chas. E. Fowler, 28 days..... 65 24
 Michael Brady, 29 days..... 67 57
 Wm. M'Keiv..... 69 75
 Joseph Legler, 22 days..... 51 26
 Wm. H. DeWitt, 29 days..... 67 57
 Nicholas J. Loos..... 69 75
 Fred. Griebel..... 69 75
 Robert Sloan..... 69 75
 Peter Bohrer..... 69 75
 Samuel Schwartz..... 69 75
 Jas. J. Jonnson..... 69 75
 Thos. Dukelow..... 69 75
 Pakk. Hoctor, 29 days..... 67 57
 George Gaman..... 69 75
 Lewis Jergers..... 69 75
 Frank Value, 29 days..... 67 57
 Michael Cain, 24 days..... 55 92
 Wm. Burgess..... 69 75
 Michael Hynes..... 69 75
 Chas. Hart..... 69 75
 Frank Fay..... 69 75
 Geo. Hoffner..... 69 75
 James P. Flynn..... 69 75
 John Monaghan..... 69 75
 John P. Davis..... 69 75
 Henry D. Shove, 29 days..... 67 57
 Micha. W. R., Jr..... 69 75
 John M. Reis..... 69 75
 Charles W. Peart..... 69 75
 Wm Laragy, 23 days..... 65 24

| | |
|--|--------|
| Louis Noldt..... | 69 75 |
| Jerry Twaig..... | 69 75 |
| Ed. McDonough..... | 69 75 |
| Older Oliver, 28 days..... | 67 57 |
| John Dean..... | 69 75 |
| Jos. St. Hellens..... | 69 75 |
| Ed. Rice..... | 69 75 |
| Peter Hess..... | 69 75 |
| Daniel Goulding, Jr..... | 69 75 |
| Patrick Holloran..... | 69 75 |
| Henry Graven, 29 days..... | 67 57 |
| Mich. Hyland..... | 69 75 |
| Jacob Markey..... | 69 00 |
| B. Frank Enos, Clerk of Commissioners..... | 116 87 |
| B. Frank Enos, expenses to Feb. 1, 1879..... | 17 05 |

Payable to B. Frank Enos, Clerk.
Examined and approved.

C. R. PARSONS,
FRED'K ZIMMER
H. C. DANIELS,
Commissioners.

Adopted by the following vote :

Ayes—Ald. Tracy, Montgomery, Herzberger, Warren, Hays, Crouch, Martin, Chace, Huntington, Vay, Donivan, Edelman, Baetzel—13.
Nay—Ald. FitzSimons—1.

By Ald. Montgomery—

To the Honorable the Common Council :

Your law committee to whom was referred the resolution offered by Alderman Vay at the last meeting of this Board, relating to altering the election districts in the Eleventh Ward of this city, hereby report that we find no insuperable legal obstacles in the way of making the proposed change.

Section 9, Article 3, Chapter 130, of the Laws of 1842, provides that "every ward of a city containing more than 800 voters shall on or before the first Monday of October next, and as often annually thereafter as may be necessary or expedient, be divided by the Common Council of such city into two or more districts in such manner as shall be entire within one ward, and shall contain as near as may be an equal number of voters; and no district shall contain more than 800 voters." The Eleventh Ward containing more than that number of voters, the Common Council did, at a regular meeting held September 17th, 1878, in pursuance of the foregoing act, divide said ward into two election districts. The Common Council, therefore, have the power to alter the districts in each year thereafter, beginning with the first day of October.

In case the election districts are changed new Inspectors of Election will have to be appointed, and in that event your committee recommend that the present Inspectors be reappointed, provided they reside in their respective districts as changed.

Unless there is a very urgent necessity for making the proposed alteration at the present time, your committee recommend that it be deferred until the usual time for making such changes. Adopted.

All of which is respectfully submitted,

THOS. C. MONTGOMERY,
J. W. MARTIN,
Committee.

Dated Feb. 4th, 1879.

Ald. Montgomery, from the Law Committee, reported favorably on the bill of the City Attorney, and referred it to the Finance Committee for payment.

By Ald. Montgomery—

To the Common Council of the City of Rochester:

Your Law Committee to whom was referred the petition of Inspectors of Election and voters of the Second District of the Eighth Ward to change its polling place would report that on an examination of the election laws we find

that the Common Council of each city are required on the first Monday in October in each year to designate the place in each election district in such city at which elections shall be held during the year.

Your committee are of the opinion that after the place has been once designated by the Common Council, at which elections shall be held in any district during the year, it would be illegal for it to change the place during the year thereafter.

All of which is respectfully submitted.

Dated February 4th, 1879.

THOS. C. MONTGOMERY,
JNO. W. MARTIN,
E. HUNTINGTON,
Committee.

Adopted.

Ald. Huntington from the Committee on Railroad Crossing from North avenue to North street, reported progress and asked for farther time. Granted.

By Ald. Vay.

To the Common Council :

Your special committee to whom was referred the application of the "True Blue" to be authorized to publish official notices &c., would report progress and ask for farther time.

RUDOLPH VAY,
CHARLES T. CROUCH,
E. B. CHACE,
Committee.

Farther time was granted.

Ald. FitzSimons presented the report of the Investigating Committee on Excise.

By Ald. Montgomery—

Resolved, That this Board is not prepared to approve the reflections and gross inuendoes of willful wrongs and dishonesty on the part of the Excise Commissioners contained in this report, before those men, men of irreproachable character, have had the opportunity guaranteed to every citizen to be regularly tried, to have definite charges presented; an opportunity to meet such charges, and to be confronted with the witnesses against them.

The resolution was adopted by the following vote :

Ayes—Ald. Tracy, Montgomery, Warren, Hays, Crouch, Martin, Chace, Huntington, Vay, Donivan, Edelman, Knobels, Baetzel—13.

Nays—Ald. FitzSimons and Herzberger—2.

By the Clerk—

COMMUNICATIONS FROM THE MAYOR AND OTHER EXECUTIVE OFFICERS OF THE CITY AND THEIR REFERENCE

MAYOR'S OFFICE,
ROCHESTER, Jan. 29, 1879. }

To the Honorable the Common Council :

GENTLEMEN—At your meeting, held January 21, when the claim of E. S. Hayward, for alleged damages from the overflow of sewers, came up for consideration, you saw fit to refer it to the Law Committee, with full power to settle. In disagreeing with your action it is, I assure you, with no lack of appreciation of the ability of the gentlemen composing that committee to effect a just and equitable settlement; but it is on the general principle that your Board should not delegate its important powers and duties to any committee, without proper restrictions. Again, in consequence of the action taken by your honorable body, should the committee have succeeded in effecting a settlement, an order could have been required from the Clerk on the Treasurer for the amount

agreed on, without occasion for the same ever appearing in your minutes.

Trusting I have made plain my objections in this matter, I return to you that portion of your proceedings relating to it without my approval, feeling fully justified in my conclusions by the action of the members of the Law Committee, every member of the same having voted against the motion when before you for consideration.

CORNELIUS R. PARSONS,
Mayor.

The President stated the question to be, "shall the resolution be sustained notwithstanding the objections of the Mayor?"

The veto of the Mayor was sustained by the following vote:

Nays—Ald. Tracy, FitzSimons, Montgomery, Herzberger, Warren, Hayes, Crouch, Martin, Chace, Huntington, Vay, Donivan, Edelman, Knobles, Baetzel—15.

Ald. FitzSimons asked a return to him of the report of the Excise Investigating Committee.

Ald. Marun moved that the report lie on the table. Adopted.

Ald. FitzSimons in the chair.

By the Clerk—

MAYOR'S OFFICE,
ROCHESTER, N. Y., Jan. 29, 1879.

To the Honorable the Common Council:

GENTLEMEN—In returning to you without my approval the resolution adopted at your last regular meeting, authorizing a settlement with Burke & Co. (on their complying with certain conditions) for damages alleged to have been sustained by them in the construction of the Platt street outlet sewer, it is hardly necessary for me to review all that has taken place since that project was first conceived, or to speak of the opposition which manifested itself when the Board of Public Works fully and finally resolved to construct it. It may be enough to say, that no public enterprise ever encountered, in its immediate locality, more strenuous resistance, or created for the time being greater dissatisfaction. The causes of the same I will not attempt to explain, for what little the courts failed to accomplish when a portion of those assessed for the improvement resorted to them, time the hoary-headed potentate certainly has. Since the discovery, however, of the ridiculous blunder of those who prosecuted and superintended the work, a new interest has been awakened and further complications have arisen. As a partial settlement of the latter, your Board some weeks ago caused the opening of negotiations with Burke & Co., and which, so far as they are concerned, were finally to culminate by the payment of one thousand dollars, leaving several other parties to be heard from. I will not undertake to discuss the merits of the claim, which the gentlemen whose names I have mentioned, have presented, and which by your resolution you propose to satisfy; it has simply occurred to me that those who have had the matter in charge should have proceeded further, and given us a schedule of all who claim indemnification, with the necessary amount in dollars, cents and guarantees required attached thereto. By careful inquiry I have learned to my satisfaction that the sum of \$2,000 will not be sufficient to accomplish all that is proposed; hence the resolution under this state of facts would itself become inoperative. But, if admitting it to be the case, would it be proper or business like for

as to thus proceed without written stipulations from all concerned, that they would live up to their propositions should the city see fit to accept them! especially should this be exacted when the amount to be paid one party is based on the sum necessary to settle with all. For the reasons above stated, I have deemed best to exercise the veto power, in order to bring the matter properly and intelligently before you for further consideration.

CORNELIUS R. PARSONS, Mayor.

The President stated shall the resolution pass notwithstanding the veto of the Mayor.

Lost by the following vote:

Ayes—Ald. Tracy, Fitz Simons, Warren, Chace—4.

Nays—Ald. Montgomery, Herzberger, Crouch, Martin, Huntington, Vay, Donivan, Edelman, Knobles, Baetzel—10.

By the Clerk—

POLICE COMMISSIONERS' OFFICE,
ROCHESTER, Feb. 4th, 1879.

At a meeting of the Police Commissioners, held Jan. 30, 1879, the following communication was ordered sent to your Honorable body.

B. FRANK ENOS, Clerk.

POLICE COMMISSIONERS' OFFICE,
JANUARY 18th, 1879.

To the Honorable the Common Council of Rochester:

GENTLEMEN: In the matter of striking from the finance budget the pay of Capt. P. H. Sullivan and the reference of the same to the Board of Police, the Commissioners would respectfully state that in auditing the police pay roll, the fact that the salary of the officer mentioned was being drawn was fully known to this Board and was sanctioned for various reasons, to wit:

Capt. Sullivan was granted a furlough on account of reduced health, superinduced by years of faithful services in behalf of the city.

Those services were not measured by time or restrained by any personal discomfort on his part, therefore a reasonable amount of time was conceded with a continuance of pay.

This was deemed to be especially just in view of the fact that the routine of duty performed by the captain was (as far as possible) assumed by others, who, voluntarily, and in respect for their absent associate, gladly consented to the increased labor under the circumstances.

Had a substitute, drawing pay for the service been selected, the result would have been the same as far as the pay roll is concerned.

A precedent can be found in the action of police authorities of various cities of the Union. It is no uncommon thing that faithful or worthy captains, lieutenants, sergeants or detectives have, as a mark of distinction or appreciation of general or special services, been granted leave of absence with pay.

It must be generally admitted that in the various capacities of citizen, fireman, soldier or policeman, no sister city can boast of a more worthy recipient of such a mark of esteem.

The Commissioners of Police did not intend to continue the pay of Captain Sullivan for an indefinite period, but to limit it to a reasonable space of time, hoping that his furlough would result in the restoration of his health and consequently the securing to the city his valuable services for years to come.

However, if the opinion prevails with your Honorable Board that the Commissioners have acted wrongly in thus auditing the pay of Cap-

tain Sullivan, they will cheerfully waive the powers vested in them and submit to such action as the Common Council may see fit to take.

The regular patrolmen of the force (with incidental exceptions) are practically on duty but eight and one-half hours of the twenty-four and have one day off each month or twelve days in the year. The duties of the Captain or detective are not prescribed by certain hours and their absence from duty is subject to the grant of the Commissioners.

It was formerly the custom to allow patrolmen half pay for time lost by sickness, and although the regulation had numerous safeguards, it was found that absolute justice to the service required the abrogation of the rule—except in cases where the loss of time arose directly from injuries received in the discharge of duty. The enforcement of this rule falls, occasionally, with severity upon worthy officers whose uncomplaining devotion to the service would entitle them to the benefit of an allowance reluctantly stopped through the abuses of others. In addition it can be stated that by this rule the pay-roll has been considerably diminished monthly, while the total hours of police patrol have been correspondingly increased.

Very respectfully submitted,

C. R. PARSONS,
FRED'K ZIMMER,
HENRY C. DANIELS,

Commissioners.

By the Clerk—

CITY ASSESSORS' OFFICE,
ROCHESTER, Feb. 4, 1879.

To the Common Council of the City of Rochester:

GENTLEMEN—We, the Assessors of the City of Rochester, do hereby certify that lot 39 on the east side of Rowley street, in the 7th ward, was assessed for general city taxes in 1878 to Loren Packard, owning and residing on said lot, as follows, viz: valuation, \$2,150; tax, \$42.22, which he has paid, as appears from Treasurer's receipt:

We therefore recommend that your Honorable body refund to him \$39.45, the proportion to which he is entitled by exemption as a minister of the Gospel, according to the statute in such cases made and provided.

D. MCKAY,
A. M. KOETH,
WM. MAHER,

Assessors.

Ald. Crouch moved that the Clerk draw an order in favor of Loren Packard for \$39.45, the proportion to which he is entitled to by exemption as a minister of the gospel.

Ald. Fitz Simons moved as an amendment to refer the matter to the Assessment Committee. Adopted.

By the Clerk—

CITY CLERK'S OFFICE,
ROCHESTER, N. Y., Feb. 4, 1879.

To the Honorable Common Council:

GENTLEMEN: In accordance with section 29, Revised City Charter, I report the following named persons as having qualified and taken the oath of office:

EDWARD ANGEVINE,
City Clerk.

COMMISSIONERS OF DEEDS.

FIRST WARD.

Richard H Lansing,
George H Benton,
Wm H Niven, Sr,
James H Montgomery
James W Casey,
Edward Clifton,

Frank R Ward,
John G Wilson,
Wm M Newton,
Henry O McNaughton,
John E Durand,
Charles W Briggs,
Charles J Powers,
L M Jeffrey,
John S Stott,
Thomas Crevier,

Alex R Cutler,
Wm D Gallagher,
Wm H Tracy,
Darrel D Sully,
John Harmon,
Lincoln W Sage,
Maillard L Mallory,
Frank E Witherspoon,
John D Grandall,
Arthur T Shaw.

E F Stillwell,
SECOND WARD.

John Hotchbiss,
M Barrow,
John T Tracy,
J O Howard,
C L Freudenburg,
John Bisgood,
Sylvester P Robbins,
W H Olmsted,
William J Wilcox,
Henry H Pryor,

Geo W Tuttle,
John E Watters,
Jos Quattrough,
Patrick Joyce,
William E Hassen,
John M Brown,
Peter R Brothers,
John Mason,
Peter G Miller,
Conrad B Denney,
Horace Jones,

THIRD WARD.

J Nelson Tubbs,
E H Vreedenburg,
Henry C Frost,
Thomas McMillan,
John F Holmes,
Paris G Clark,
Charles M Allen,
Albert G Wheeler,
Philip McConnell,
Geo M Elwood,
Geo H Humphrey,
Charles E Hoyt,
S P Moore,
W S Whittlesey,
Chas W Gorton,
Sherman R Robinson,
Frank W Elwood,

Joseph A Eastman,
Wm F Peck,
Walter W Adams,
Wm G Raines,
Arthur Lutchford,
Byron D McAlpine,
Horace McWitte,
Henry E Rochester,
Wm H Groot,
Uriah Bentley,
Robert Williamson,
William H Whiting,
M H McMath,
Wm L Palmer,
Hampden Hyde,
Fred L Churchill,
Horace G Pierce,

FOURTH WARD.

Chas M St John,
Josiah Sullivan,
Joseph A Stull,
N P Osborne,
Phineas Chamberlain,
Wesley Crouch,
A M Moser,
George Treneman,
John E Morey, Jr,
Joseph S Hunn,
Chas B Ernst,
John P Palmer,

Chas R Davis,
Daniel Wood,
Hiram L Barker,
W V K Lansing,
Stanley D Remington,
Geo F Bausaun,
Herman W Morris,
Wm H Rose Lowin,
John W Stebbins,
W H Jacobs,
W W Cady,
John W Beckley,

M L Tierney.

FIFTH WARD.

Frank W Caring,
J Sherlock Andrews,
James Faine,
E E Bausen,
Edwin H Beck,
Fred D Rogers,
M M Wolff,
F B Welcher,
Leo A Schitzer,
Geo O Maurer,
Michael Gannon,
Edward Witherspoon,
Adolph Roda,
Peter Burns,
Frank W Vedder,
C A Runyan,

W M Thompson,
Joseph Rau,
O F Fee,
Samuel L Dobbin,
Wm H Shields,
Geo Caring,
Arand Jauser,
H S Brewer,
Roman Ovenberg,
Adolph Nolte,
Stephen W Stott,
J Aaron Adams,
Wm Caring,
L J Goddard,
Louis Spahn,
Casterline Williams,

Wm Glaebe,

SIXTH WARD.

W Y Andrews,
Wm N Emerson,
C C Davison,
C D Tracy,
Joseph Hoffman,
Francis Boor,
Geo W Connolly,
Louis Etschenlamer,
Theron Parsons,
John G Mutschler,
Abram Stern,
Charles Cherain,
A J Cappon,

Wm F Morrison,
G Henry Roberts,
Willis G Hadley,
Clark Wilson,
Samuel Rosenblatt,
Edward A Hoffman,
C H Stump,
Michael Flion,
Geo R W Alcott,
Chas H Graner,
F M Thresher,
Louis Eichelman,
Fred J Schaffer,

Chas W Vashall.

SEVENTH WARD.

R R Woodruff,
M D Rowley,
E H Schooley,
G W Crouch, Jr,
Chas H Stillwell,
Jas Cochrane,
George Ingert,
E A Glover,
A C Jeffords,

Q Van Voorhis,
F Ritter,
J H Jeffries,
Charles E Morris,
Geo F Draper,
J W Bennett,
J W Moser,
Chauncey Perry,
J Z Culver,

Milton Noyes,
Hiram H. Edgerton,
E P Crouch,
W G Anthony,
Mm Dunningburg,

P W Taylor,
Oscar H Peacock,
Edwin A Medcaif,
J M Davy,
James H Kelly,

EIGHTH WARD.

P S Wilson,
Val Fleckenstein,
Price T Turner,
John A Niven,
Flomer E Woodward,
Henry C Waite,
Wm J Naylor,
Andrew Van Dake,
Fred P Nutting,
James Alexander,
S G Hollister,
M Lyndon,
Jacob Gerling,

Wm B Hall,
Gus May,
W B Levett,
James Lennon,
Edward Angevine,
Geo K Warner,
John M Dunning,
James B Pike,
Maurice Moynihan,
Christopher Kane,
Wm I Simpson,
J B Bennett,
E D Barton.

NINTH WARD.

Hanlet S Briggs,
Henry Harrison,
Jas H Wilson,
Cornelius McDonald,
Edward J O'Neil,
Joseph Knope,
D C Keely,
Jas M Harrison,
John McGorry,
Dan Budd,
W C Markell,
A S Clackner,
W P McKillop,
Chas Bernhardt,

D I Crittenden,
J E Ludlam,
Martin Joiner,
W J Osbourn,
J F Boyd,
Patrick Kane,
W J Sheridan,
M C Mordoff,
Warham Whitney,
F E Brownell,
Wm K Oatley,
W Butler Crittenden,
T P O'Kelly,
Frank W Hawley,

TENTH WARD.

D M Dewey,
Geo Rippom,
D W Powers,
Henry J Howe,
N C Kuiton,
John Banker,
Lucius M Maedeville,
W J Graves,
A F Vanjerburgh,
Franklin J Ellis,

J M Pitkan,
Wesley Maedeville,
Wm Wagner,
DeWitt C Ellis,
Thaddeus Huiett,
O H Stevens,
Charles Moody,
Robert B Wickes,
J B Brown,
J H Nellis.

GEORGE A BENTON

ELEVENTH WARD.

P McIntyre,
Eudolph Vay,
John Kiene,
Peter Wolf,
Peter G Liener,
Charles Smith,
M F O'Dea,
John Felsingar,
August Drees,
John Agne,
John Acher,
Joseph Felix,

Michael J Mahar,
Jacob Gerling,
Nicholas F Berna,
Francis A Adelman,
Conrad Zillweger,
Luke R Flynn,
Chris Schaefer,
E A Cowey,
Jacob Kolb,
Thomas Dransfield,
James M Emmons,
H J Sampson,

TWELFTH WARD.

B F Enos,
L J Donivan,
W H Ireland,
D Abeles,
Wallace Hagaman,
C P Barry,
W D Ellwanger,
Geo P Wolcott,

E H C Griffin,
F schlagel,
B F Thomas,
Carroll Smith,
J W Babcock,
Arend Jansen,
J H Child,
F Zimmer,

A H DEMOREST.

THIRTEENTH WARD.

H S Brown,
F C Lauer, Sr.,
Geo F Frank,
John Mauder,
Wm G Martens,
Ignatz Nientemp,

H H Babcock,
John Stephany,
H S Ellinger,
Christian Widman,
Geo Messner,
M Schoenberg,

J SCHLEIFER.

FOURTEENTH WARD.

Geo P Davis,
F J Hew,
C M Tyler,
E Neunart,
G Henry Roberts,
John Quinn,
Joseph B Ward,
John E Pierpont,
G Braunberger,
L E Dake,

Wm Oliver,
Wm S Smith, Jr,
John S Banker,
Richard D Cole,
A Boss,
L H Van Zandt,
Jonas P Varnum,
A H Cork,
John Hunt, Sr,
Wm G. Stewart,

FIFTEENTH WARD.

Henry A Olmsted,
Edwin Griffin,
Joseph Hubbacheck,
James Gorstine,

Mathias Shomer,
Fred Banham,
Lewis P Ross,
Joseph W. Knobles,
John H Taylor,

SIXTEENTH WARD.

Robert Jerrard,
Robert Ades,
Marvin A Culver,
Isaac W Butts,
Pomeroy P Dickinson,
John W Stroup,
Wm S Jones,
John Smyles,
A V Pells,
red C Lauer, Jr,
John Strunner,
Henry E Ball,

James H Stanley,
J Z Culver,
Frederick W Baetzel,
Lorenzo D Ely,
Jerome Hart,
Caleb K Bobbie,
Angus McDonald,
Wm N Oothout,
John O'Leary,
James Vick, Jr,
E S Hayward,
G E Baetzel,

A H Sargent.

Respectfully,

EDWARD ANGEVINE,

City Clerk.

By the Clerk—

OFFICE OF EXECUTIVE BOARD,
ROCHESTER, N. Y., Feb. 1, 1879. }

To the Common Council :

I have the honor to transmit herewith—
1. Statement of expenditures by the Executive Board during the month of January, 1879.
2. Statement showing the condition of the several funds in charge of the Executive Board on the 31st day of January, 1879.

Respectfully your obedient servant,
THOMAS J. NEVILLE,
Clerk of the Executive Board.

OFFICE OF EXECUTIVE BOARD,
ROCHESTER, N. Y., Feb. 1, 1879. }

STATEMENT

Of expenditures by the Executive Board during the month of January, 1879:

| Funds Charged. | Amt. |
|-------------------------------------|------------|
| Highway Fund..... | \$4,960 26 |
| Fire Department Fund..... | 3,120 65 |
| Water Works Fund..... | 5,930 93 |
| Water Pipe Fund..... | 279 63 |
| Salary and Expense Fund..... | 1,082 71 |
| Sidewalk Repair Fund..... | 22 61 |
| Sundry Street Sprinkling Funds..... | 240 00 |
| Sundry Local Improvement Funds..... | 122 08 |

Total..... \$15,738 94
(Official)

THOS. J. NEVILLE,
Clerk of Executive Board.

OFFICE OF EXECUTIVE BOARD,
Rochester, N. Y., Feb. 1, 1879. }

STATEMENT

Of the condition of the several funds in charge of the Executive Board January 31, 1879.

| Debit Balances. | |
|-------------------------------------|--------------|
| City Treasurer..... | \$ 44,053 51 |
| Sidewalk Repair Fund..... | 2,581 02 |
| Sundry local improvement funds..... | 436 03 |

\$ 47,070 56

Credit Balances.

| | |
|--------------------------------|--------------|
| Highway Fund..... | \$ 10,646 87 |
| Fire Department Fund..... | 12,520 98 |
| Water Works Fund..... | 18,857 12 |
| Water Works Fund, special..... | 1,515 47 |
| Salary and Expense Fund..... | 4,010 62 |
| Macadam Stone Fund..... | 5,000 00 |

\$ 47,070 56

(Official) THOS. J. NEVILLE,
Clerk of Executive Board.

Ordered received, filed and published.

OFFICE OF THE EXECUTIVE BOARD,
ROCHESTER, Jan. 24, 1879. }

To the Common Council :

I have the honor to transmit herewith the following report :

To the Common Council of the City of Rochester :

I am authorized by Thomas Ayling, Jr., of New York, to present to you a claim for damages for an injury received by him on or about November 1st, 1878, on West avenue.

The facts as stated to me in brief are these : An excavation had been made in the street to lay some water pipe, leaving a large mound of earth in the street, with barely room enough for a vehicle to pass between it and the side-

walk. Mr. Ayling was riding in a top buggy. It was dark and raining. There was no light or other warning of any kind of the obstruction. He could not see that anything was in the way, and was over-urned, thrown upon the curbstone, upon his side and back, and seriously injured. His right arm and leg were also so injured that he was unable to use them for a month or two.

The accident occurred in front of Mr. Parker's store, 13 West avenue.

Mr. Ayling was at the time on a business trip West, which, of course, he was compelled to abandon, being taken to New York to await restoration from his injuries. He places his damages at \$1,000.

Yours, &c., J. W. STEBBINS,
Counsel for Thomas Ayling.

To the Executive Board:

GENTS: Calling upon City Attorney Wheeler in regard to the above claim, he advised me to present the case directly to you in the first instance, as the shorter and more direct manner of reaching an undersanding as to the probability of settlement without litigation. You will please give the case such attention as you may think it demands, and advise me.

Yours truly, J. W. STEBBINS.
Rochester, January 15, 1879.

To the Honorable the Executive Board:

GENTLEMEN.—The Committee to whom was referred the claim of Thomas Ayling, Jr., of the city of New York, for one thousand dollars for damages he alleges to have received by being thrown from a buggy while riding on West avenue, just west of the swing bridge, at twilight, some little time since, in front of Mr. Linden's Block, situated on the south side of said avenue, beg leave to report as follows:

That Hon. J. W. Stebbins, attorney for the claimant, addressed a communication to the Honorable Common Council on the subject, but was advised by the City Attorney to send the communication to the Executive Board first, as they had the charge of the streets and improvements, and were presumed to be in full possession of all the facts, and a result might sooner be reached by addressing that Board first.

Thereupon he addressed our Board, expecting thereby to arrive at an understanding as to the probability of an earlier settlement, without litigation, beg leave to report as follows:

That the city of Rochester does not engage in plumbing for private parties, neither does it allow trenches to be opened without authority; that they issue licenses to plumbers who file a bond with the city in the penal sum of \$2,000 to perform the work in a satisfactory manner and to protect the public while such trenches are opened and to guard the same to prevent accident or damage, and in case of accident to hold the city harmless and to replace the earth and leave the streets in as good condition as they were before being disturbed and if they settle thereafter to put them in order again, failing to do so the revocation of their license is the consequence. Mr. Linden, the owner of the block on the south side of West avenue just west of the Erie canal swing bridge, wished to put the water into said block, made written application to our office for the water and appointed Francis Tully, a regularly licensed plumber, to do the work and directed a permit to be issued to him in the regular order and in the usual manner. Pursuant to this license, application and the permit they opened the trench

at one o'clock p. m. one day and laid the pipe the second day and back filled the trench, finishing or filling the same at about twilight, but had not completed the work. It seems they had left a small pile of earth or mound in close juxtaposition to the north rail of the street car track. At about this time a tenant of Mr. Lindon's arrived with a red light to hang up as a warning, and while in the act of getting out of his buggy, Mr. Joseph Flint with Mr. Ayling, Jr., came driving westward at quite a fast gait—said to have been at the rate of ten miles an hour—and driving too far south, ran on to that mound of earth and capsized. There was room sufficient between the curbstone and this mound to admit of easy passage, if the driver had been looking out (it not being very dark), or if he had been driving moderately along he would not have capsized.

As soon as this Board heard of the accident the undersigned went immediately to Mr. Tully's office for information, obtaining which, advised him to confer at once with the persons and ascertain the facts in the case and if the parties were injured to settle at once.

Some days subsequently young Mr. Tully called at the office and was advised to confer with the parties in the buggy and adjust the claim (if any) without waiting, and at which time an appointment was made for a committee of this Board, together with Messrs. Tully, the plumber, and Mr. Lindon, the owner of the block, and the City Attorney, to meet and confer together with reference as to who was responsible and to an amicable and prompt adjustment between any claimant and the responsible parties. This meeting was held and the subject matter of the claim fully discussed. The committee of this Board reported back that the City Attorney advised them that the city was not liable, and as we understand it the responsible parties have not as yet effected any settlement or come to any understanding. The plumber is the responsible party. If anybody opened the said trench besides the plumber, they did it at their own peril and without the authority of law and are liable to three claimants. The city is not in a position to offer any terms of settlement. If any damage has been caused by private parties or by licensed plumbers to be private work, they alone are the parties to respond. The undersigned therefore are compelled to report adversely to this claim.

HENRY L. FISH,
V. FLECKENSTEIN,
F. P. KAVANAGH,
Committee.

By Mr. Fish—Resolved, That the Clerk of this Board be and he is hereby directed to transmit to the Honorable the Common Council the foregoing claim of Mr. Ayling, Jr., of New York of \$1,000, together with the report of the committee on the subject of said claim of Mr. Ayling, Jr., the same to be verified by the signature of his office. Adopted.

THOMAS J. NEVILLE,
Clerk of the Executive Board.

Referred to the Law Committee.
Ald. Warren in the Chair.

A communication was received from the Executive Board in regard to the Mulryan suit. Ordered received and filed.

The Clerk presented an order from the Special Court of the City of Rochester removing Walter E. Curtis as Constable of the Seventh Ward. Ordered received and filed.

Ald. Crouch moved that the Board proceed to ballot for Constable of the Seventh Ward, and moved that the Clerk cast the ballot. Adopted.

Fred. W. Friday having received the concurrent vote of the Common Council, was declared elected Constable of the Seventh Ward, to fill the unexpired term caused by the removal of Walter E. Curtis.

Ald. Tracy moved to reconsider the vote on the veto of the Mayor in regard to P. Burke & Co. The Mayor was heard in the matter.

Ald. Hays moved that the matter be referred to the Law Committee.

By Ald. Chace—Resolved, That the Platt street sewer matter, as between P. Burke & Co. and others, be referred to the Law Committee, to negotiate and report back to this Board at our next regular meeting.

Ald. Montgomery moved to lay the matter on the table. Adopted.

Ald. Tracy moved that the rule to adjourn at 11 o'clock be suspended. Adopted.

By Ald. Montgomery—Resolved, That the Treasurer pay on the usual Clerk's order to Edwin S. Hayward the sum of \$600, if he will accept the same, in full of his claim for damages, dated November 22d, 1878, and heretofore referred to the Law Committee, and charge the Contingent Fund; provided, however, that Mr. Hayward shall first file with the Clerk his receipts for the said amount, stating that it shall be in full satisfaction and discharge of any and all claims heretofore or hereafter arising on account of the said sewer, so long as it shall be maintained in as good condition as it now is.

Adopted by the following vote:
Ayes—Ald. Tracy, FitzSimons, Montgomery, Herzberger, Warren, Hays, Chace, Huntington, Baetzel—9.

Nays—Ald. Vay, Donivan, Edelman, Knobles—4.

Ald. Tracy presented communications from the Citizens and Rochester Gas Companies. Ordered received and filed.

Ald. FitzSimons presented a communication from the National Gas Light Company.

By Ald. FitzSimons—Resolved, That His Honor, the Mayor, be and he is hereby requested to contract with the National Gas Light Company for lighting 400 street lamps—200 on each side of the river—now lit with gas, at a price not to exceed \$17 a lamp per year, including the present system of lighting, extinguishing, repairs, &c.

Ald. Tracy moved as a substitute that the Mayor enter into a contract with the "National Gas Company" to light 400 gas lamps—200 on each side of the river—under the same contract as entered into with the Citizens and Rochester Gas Companies last year, with the exception of price, which shall be \$17 per lamp per year.

Adopted by the following vote, Ald. Montgomery not voting;

Ayes—Ald. Tracy, FitzSimons, Herzberger, Warren, Crouch, Chace, Vay, Donivan, Edelman, Baetzel—10.

Nays—Ald. Huntington.

Ald. Tracy moved that the Mayor enter into a contract with the Rochester Gas Light Co. and the Citizens' Gas Co. in accordance with their communications under the conditions of last year's contract.

Ald. Huntington moved that the Mayor enter into contract with the gas companies to

light the gas lights every night and all night for the sum of \$29 per lamp per year.

Ald. Chace moved as an amendment that the Mayor enter into contract with the Gas Cos. at \$25.00 per lamp per year.

Ald. Baetzel moved to lay the matter on the table. Carried.

CITY TREASURER'S OFFICE,
ROCHESTER, Jan. 16, 1879.

To the Hon. the Common Council:

GENTLEMEN: I hereby certify that the Executive Board have notified me that the work authorized under Ordinance No. 1,986, for West avenue sprinkling, has been completed.

The amount to be assessed upon the property benefited, including any interest that the city shall incur, or is entitled to, for the use of its funds, is \$504.30.

Yours respectfully,

GEO. D. WILLIAMS, Treasurer.

LOCAL IMPROVEMENT ASSESSMENT No. 1,986.
SPRINKLING WEST AVENUE.

Whereas, The Common Council did upon the 16th day of April, 1878, enact an ordinance for sprinkling West avenue from the Erie Canal to Francis street until November 1st, 1878.

And, Whereas, The City Treasurer has reported the actual expenses of said improvement to be the sum of \$504.30, including such interest as the city has paid or become liable for.

And the portion of said city which said Common Council deemed would be benefited by said improvement is described as follows:

All the lots and parcels of land on each side of West avenue from the Erie Canal to Francis street.

Therefore, Resolved, That the sum of \$504.30, being the whole amount of the expenses aforesaid, shall be assessed on such lots and parcels of land.

And David McKay, Aug. M. Koeth and Wm. Maher, 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 lots and parcels of land 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 8th day of Feb., 1879, at 9 o'clock in the forenoon, at the office of the City Clerk.

Adopted by the following vote:

Ayes—Ald. Fitz Simons, Montgomery, Herzberger, Warren, Crouch, Chace, Huntington, Vay, Edelman, Baetzel—10.

CITY TREASURER'S OFFICE,
ROCHESTER, N. Y., Jan. 16th, 1879.

To the Hon. the Common Council:

GENTLEMEN: I hereby certify that the Executive Board have notified me that the work authorized under Ordinance No. 1,987, for East avenue sprinkling, section 1, has been completed.

The amount to be assessed upon the property benefited, including any interest that the city shall incur, or is entitled to, for the use of its funds, is \$607.00.

Yours respectfully,

GEO. D. WILLIAMS, Treasurer.

LOCAL IMPROVEMENT ASSESSMENT No. 1,987.

Whereas, The Common Council did upon the 16th day of April, 1878, enact:

An ordinance for sprinkling East avenue, section 1, from East Main street to Alexander street, until Nov. 1st, 1878.

And whereas, The City Treasurer has reported the actual expense of said improvement to be the sum of \$607.00, including such interest as the city has paid or become liable for.

And the portion of said city which said Common Council deemed would be benefited by said improvement is described as follows:

All the lots and parcels of land on each side of East avenue from East Main street to Alexander street.

Therefore, resolved, That the sum of \$607.00, being the whole amount of the expenses aforesaid, shall be assessed on such lots and parcels of land.

And David McKay, Aug. M. Koeth and Wm. Maher, 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 lots and parcels 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 8th day of February, 1879, at 9 o'clock in the forenoon, at the office of the City Clerk.

Adopted by the following vote:
Ayes—Ald. FitzSimons, Montgomery, Herzberger, Warren, Crouch, Chace, Huntington, Vay, Edelman, Baetzel—10.

CITY TREASURER'S OFFICE,
 Rochester, N. Y., Jan. 16, 1879. }

To the Honorable the Common Council:

GENTLEMEN: I hereby certify that the Executive Board have notified me that the work authorized under Ordinance No. 1,988 for State street sprinkling from Main street to N. Y. C. & H. R. R. Road has been completed.

The amount to be assessed upon the property benefited, including any interest that the city shall incur, or is entitled to, for the use of its funds, is \$351.00.

Yours respectfully,
 GEO. D. WILLIAMS, Treasurer.

LOCAL IMPROVEMENT ASSESSMENT NO. 1988.

STATE ST. SPRINKLING IMPROVEMENT.

Whereas, the Common Council did upon the 16th day of April, 1878, enact an ordinance for sprinkling State st. from Main st. to N. Y. C. & H. R. R. R.

And Whereas, The City Treasurer has reported the actual expenses of said improvement to be the sum of \$351.00, including such interest as the city has paid or become liable for.

And the portion of said city which said Common Council deemed would be benefited by said improvement is described as follows:

All the lots and parcels of lands on each side of State st. from Main st. to the N. Y. C. & H. R. R. R.

Therefore, resolved, that the sum of \$351.00, being the whole amount of the expenses aforesaid, shall be assessed on such lots and parcels of land.

And David McKay, Aug. M. Koeth and Wm. Maher, 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 lots and parcels of land 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 8th day of February, 1879, at nine o'clock in the forenoon, at the office of the City Clerk.

Adopted by the following vote:

Ayes—Ald. FitzSimons, Herzberger, Warren, Crouch, Chace, Huntington, Vay, Edelman, Baetzel—10.

CITY TREASURER'S OFFICE,
 ROCHESTER, Jan. 16th, 1879. }

To the Hon. the Common Council:

GENTLEMEN—I hereby certify that the Executive Board have notified me that the work authorized under Ordinance No. 1,989, for Clinton street sprinkling, has been completed.

The amount to be assessed upon the property benefited, including any interest that the city shall incur, or is entitled to, for the use of its funds, is \$306.

Yours respectfully,

GEO. D. WILLIAMS, Treasurer.

LOCAL IMPROVEMENT ASSESSMENT NO. 1,989.

Whereas, the Common Council did upon the 16th day of April, 1878, enact an ordinance for sprinkling south Clinton street from East Main street to Monroe ave., until Nov. 1st, 1878.

And Whereas, the City Treasurer has reported the actual expenses of said improvement to be the sum of \$306 including such interest as the city has paid or become liable for.

And the portion of said city which said Common Council deemed would be benefited by said improvement is described as follows:

All the lots and parcels of land on each side of South Clinton street, from East Main street to Monroe ave.

Therefore, Resolved, That the sum of 306, being the whole amount of the expenses aforesaid, shall be assessed on such lots and parcels of land.

And David McKay, Aug. M. Koeth, and Wm. Maher, 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 lots and parcels 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, Feb. 8th, 1879, at nine o'clock in the forenoon, at the office of the City Clerk.

Adopted by the following vote:

Ayes—Ald. FitzSimons, Montgomery, Herzberger, Warren, Crouch, Chace, Huntington, Vay, Edelman, Baetzel—10.

CITY TREASURER'S OFFICE,
 ROCHESTER, Jan. 16, 1879. }

To the Honorable the Common Council:

GENTLEMEN—I hereby certify that the Executive Board have notified me that the work authorized under Ordinance No. 1,990, for East and West Main streets

sprinkling, has been completed.

The amount to be assessed upon the property benefited, including any interest that the city shall incur, or is entitled to, for the use of its funds, is \$1,300.

Yours respectfully,

GEO. D. WILLIAMS, Treasurer.

LOCAL IMPROVEMENT ASSESSMENT NO. 1,990.

SPRINKLING EAST AND WEST MAIN STREETS.

Whereas, The Common Council did, upon the 16th day of April, 1878, enact an ordinance for sprinkling East and West Main streets from East avenue to the Erie Canal, until Nov. 1, 1878.

And Whereas, The City Treasurer has reported the actual expenses of said improvement to be the sum of \$1,300, including such interest as the city has paid or become liable for.

And the portion of said city which said Common Council deemed would be benefited by said improvement is described as follows:

All the lots and parcels of land on each side of East and West Main streets from East avenue to the Erie Canal.

Therefore, Resolved, That the sum of \$1,300, being the whole amount of the expenses aforesaid, shall be assessed on such lots and parcels of land.

And David McKay, Aug. M. Koeth and Wm. Maher, 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 lots and parcels of land 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 8th day of Feb. 1879, at 9 o'clock in the forenoon, at the office of the City Clerk.

Adopted by the following vote:

Ayes—Ald. Fitz Simons, Montgomery, Herzberger, Warren, Crouch, Chace, Huntington, Vay, Edelman, Baetzel—10.

CITY TREASURER'S OFFICE,
 ROCHESTER, N. Y., Jan. 16th, 1879. }

To the Hon. the Common Council:

GENTLEMEN: I hereby certify that the Executive Board have notified me that the work authorized under Ordinance No. 1,991, for Lake Avenue sprinkling, has been completed.

The amount to be assessed upon the property benefited, including any interest that the city shall incur, or is entitled to, for the use of its funds, is \$386.45.

Yours respectfully,

GEO. D. WILLIAMS, Treasurer.

LOCAL IMPROVEMENT ASSESSMENT NO. 1,991.

Whereas, The Common Council did upon the 16th day of April, 1878, enact:

An ordinance for Lake avenue sprinkling from Jones avenue to the north line of the sweeting property until Nov. 1st, 1878.

And whereas, The City Treasurer has reported the actual expenses of said improvement to be the sum of \$386.45, including such interest as the city has paid or become liable for.

And the portion of said city which said Common Council deemed would be benefited by said improvement is described as follows:

All the lots and parcels of land on each side of Lake avenue from Jones avenue to the north line of the Sweeting property.

Therefore, resolved, That the sum of \$386.45, being the whole amount of the expenses aforesaid, shall be assessed on such lots and parcels of land.

And David McKay, Aug. M. Koeth and Wm. Maher, the Assessors of said city, not interested in any of the property so benefited, and not of kin to and person so interested, are hereby designated and directed to make an assessment upon all the lots and parcels of land 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 the purpose, on Saturday, the 8th day of February, 1879, at nine o'clock in the forenoon, at the office of the City Clerk.

Adopted by the following vote:

Ayes—Ald. FitzSimons, Montgomery, Herzberger, Warren, Crouch, Chace, Huntington, Vay, Edelman, Baetzel—10.

CITY TREASURER'S OFFICE,
 Rochester, N. Y. Jan. 16, 1879. }

To the Honorable the Common Council:

GENTLEMEN: I hereby certify that the Executive Board have notified me that the work authorized under ordinance No. 1,993 for Exchange street sprinkling has been completed.

The amount to be assessed upon the property benefited, including any interest that the city shall incur, or is entitled to, for the use of its funds, is \$150.00.

Yours respectfully,

GEO. D. WILLIAMS, Treasurer.

LOCAL IMPROVEMENT ASSESSMENT NO. 1, 1898.

Whereas, The Common Council did upon the 23d day of April 1878, enact an ordinance for sprinkling Exchange street, from Main street to Spring street until November 1st, 1878.

And, Whereas, The City Treasurer has reported, the actual expenses of said improvement to be the sum of \$150.00 including such interest as the city has paid or become liable for.

And the portion of said city which said Common Council deemed would be benefited by said improvement is described as follows:

All the lots and parcels of land on each side of Exchange street, from Main street to Spring street.

Therefore, Resolved, That the sum of \$150.00 being the whole amount of the expenses aforesaid, shall be assessed on such lots and parcels of land.

And David McKay, Wm. Maher and Aug. M. Koeth, 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 lots and parcels 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 at nine o'clock in the forenoon, at the office of the City purpose, on Saturday, the 8th day of February, 1879, Clerk.

Adopted by the following vote:

Ayes—Ald. FitzSimons, Montgomery, Herzberger, Warren, Crouch, Chase, Huntington, Vay, Edelman, Baetzel—10.

CITY TREASURER'S OFFICE, }
ROCHESTER, N. Y., Jan. 6th, 1879. }

To the Hon. the Common Council:

GENTLEMEN—I hereby certify that the Executive Board have notified me that the work authorized under Ordinance No. 1, 1898, for East avenue sprinkling, sec. 3, has been completed.

The amount to be assessed upon the property benefited, including any interest that the city shall incur, or is entitled to for the use of its funds, is \$620.

Yours respectfully,

GEO. D. WILLIAMS, Treasurer.

LOCAL IMPROVEMENT ASSESSMENT NO. 1999.

SPRINKLING AND REPAIRING EAST AVENUE.

Whereas, The Common Council did, upon the 23d day of April, 1878, enact an ordinance for sprinkling and repairing East avenue, section 3, from Goodman street to the city line.

And Whereas, The City Treasurer has reported the actual expenses of said improvement to be the sum of \$620, including such interest as the city has paid or become liable for.

And the part of said city which said Common Council deemed would be benefited by said improvement is described as follows:

All the lots and parcels of land on each side of East avenue from Goodman street to the city line.

Therefore, Resolved, That the sum of \$620, being the whole amount of the expenses aforesaid, shall be assessed on such lots and parcels of land.

And David McKay, Wm. Maher and Aug. M. Koeth, 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 lots and parcels 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 8th day of February, 1879, at nine o'clock in the forenoon, at the office of the City Clerk.

Adopted by the following vote:

Ayes—Ald. FitzSimons, Montgomery, Herzberger, Warren, Crouch, Chase, Huntington, Vay, Edelman, Baetzel—10.

CITY TREASURER'S OFFICE, }
ROCHESTER, N. Y., Jan. 16th, 1879. }

To the Hon. the Common Council:

GENTLEMEN: I hereby certify that the Executive Board have notified me that the work authorized under Ordinance No. 200 for East avenue sprinkling, Sect. 2, has been completed.

The amount to be assessed upon the property benefited, including any interest that the city shall incur, or is entitled to, for the use of its funds, is \$386.08.

Yours respectfully,

GEO. D. WILLIAMS, Treasurer.

LOCAL IMPROVEMENT ASSESSMENT NO. 206.

EAST AVENUE SPRINKLING IMPROVEMENT.

Whereas, The Common Council did upon the 23d day of April, 1878, enact an ordinance for East avenue sprinkling, sec. 2, from Alexander to Goodman Sts.

And whereas, The City Treasurer has reported the actual expenses of said improvement to be the sum of \$386.88, including such interest as the city has paid or become liable for.

And the portion of said city which said Common Council deemed would be benefited by said improvement is described as follows:

All the lots and parcels of land on each side of East avenue from Alexander st. to Goodman st.

Therefore, Resolved, That the sum of \$386.08, being the whole amount of the expenses aforesaid, shall be assessed on such lots and parcels of land.

And David McKay, Aug. M. Koeth, and Wm. Maher, 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 lots and parcels 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 8th day of February, 1879, at nine o'clock in the forenoon, at the office of the City Clerk.

Adopted by the following vote:

Ayes—Ald. FitzSimons, Montgomery, Herzberger, Warren, Crouch, Chase, Huntington, Vay, Edelman, Baetzel—10.

CITY TREASURER'S OFFICE, }
ROCHESTER, N. Y., Jan. 16, 1879. }

To the Hon. the Common Council:

GENTLEMEN: I hereby certify that the Executive Board have notified me that the work authorized under Ordinance No. 2, 001, for State street and Lake avenue sprinkling has been completed.

The amount to be assessed upon the property benefited, including any interest that the city shall incur, or is entitled to, for the use of its funds, is \$401.66.

Yours respectfully,

GEO. D. WILLIAMS, Treasurer.

LOCAL IMPROVEMENT ASSESSMENT NO. 2, 001.

Whereas, The Common Council did upon the 23d day of April, 1878, enact an ordinance for sprinkling Lake avenue and State street, from the N. Y. C. & H. R. R. to the north line of Jones avenue, until November 1st, 1878.

And Whereas, The City Treasurer has reported the actual expenses of said improvement to be the sum of \$401.66, including such interest as the city has paid or become liable for.

And the portion of said city which said Common Council deemed would be benefited by said improvement is described as follows:

All the lots or parcels of land on each side of State street and Lake avenue, from N. Y. C. & H. R. R. to Jones avenue.

Therefore, Resolved, That the sum of \$401.66, being the whole amount of the expenses aforesaid, shall be assessed on such lots and parcels of land.

And David McKay, Aug. M. Koeth and Wm. Maher, 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 lots and parcels of land 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, February 8th, 1879, at nine o'clock in the forenoon, at the office of the City Clerk.

Adopted by the following vote:

Ayes—Ald. FitzSimons, Montgomery, Herzberger, Warren, Crouch, Chase, Huntington, Vay, Edelman, Baetzel—10.

CITY TREASURER'S OFFICE, }
ROCHESTER, N. Y., Jan. 16th, 1879. }

To the Hon. the Common Council:

GENTLEMEN—I hereby certify that the Executive Board have notified me that the work authorized under Ordinance No. 2011, for Meigs street sprinkling, has been completed.

The amount to be assessed upon the property benefited, including any interest that the city shall incur or is entitled to, for the use of its funds, is \$50.00.

Yours respectfully,

GEO. D. WILLIAMS, Treasurer.

LOCAL IMPROVEMENT ASSESSMENT NO. 2011.

Whereas, The Common Council did upon the 28th day of May, 1878, enact an ordinance for sprinkling Meigs street from East avenue to Park avenue.

And whereas, the City Treasurer has reported the actual expenses of said improvement to be the sum of \$50.00, including such interest as the city has paid or become liable for.

And the portion of said city which said Common Council deemed would be benefited by said improvement is described as follows:

All the lots and parcels of land on each side of Meigs street from East avenue to Park avenue.

Therefore, resolved, That the sum of \$50.00, being the whole amount of the expense aforesaid, shall be assessed on such lots and parcels of land.

And David M'Kay, Aug. M. Koeth and Wm. Maher, 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 and assessment upon all the lots and parcels of land 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 8th day of February, 1878, at nine o'clock in the forenoon, at the office of the City Clerk.

Adopted by the following vote:

Ayes—Ald. FitzSimons, Montgomery, Herzberger, Warren, Crouch, Chace, Huntington, Vay, Edelman, Baetzel—10.

CITY TREASURER'S OFFICE,
ROCHESTER, N. Y., Jan. 6, 1879.

To the Hon. the Common Council:

GENTLEMEN—I hereby certify that the Executive Board have notified me that the work authorized under Ordinance No. 2018, for Front street sprinkling been completed.

The amount to be assessed upon the property benefited, including any interest that the city shall incur, or is entitled to, for the use of its funds, is \$33.33.

Yours respectfully,
GEO. D. WILLIAMS, Treasurer.

LOCAL IMPROVEMENT ASSESSMENT NO. 2,018.

FRONT STREET SPRINKLING.

Whereas, the Common Council did upon the 18th day of June, 1878, enact an ordinance for sprinkling Front street, from Main street to the N. Y. C. & H. R. R. depot.

And, Whereas, the City Treasurer has reported the actual expenses of said improvement to be the sum of \$33.33, including such interest as the City has paid or become liable for.

And the portion of said City which said Common Council deemed would be benefited by said improvement is described as follows:

All the lots and parcels of land on each side of Front street, from Main street to the Central depot.

Therefore, Resolved, That the sum of \$33.33, being the whole amount of the expenses aforesaid, shall be assessed on such lots and parcels of land.

And David McKay, Aug. M. Koeth, and Wm. Maher, 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 lots and parcels 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 8th day of February, 1878, at nine o'clock in the forenoon, at the office of the City Clerk.

Adopted by the following vote:

Ayes—Ald. Fitz Simons, Montgomery, Herzberger, Warren, Crouch, Chace, Huntington, Vay, Donivan, Baetzel—10.

CITY TREASURER'S OFFICE,
ROCHESTER, N. Y., Jan. 16th, 1879.

To the Honorable the Common Council of the City of Rochester.

GENTLEMEN—I hereby certify that the Executive Board have notified me that the work authorized under Ordinance No. 2030, for Champlain street walk has been completed.

The amount to be assessed upon the property benefited, including any interest that the city shall incur, or is entitled to, for the use of its funds, is \$50.00.

Yours respectfully,

GEO. D. WILLIAMS, Treasurer.

LOCAL IMPROVEMENT, ASSESSMENT NO. 2,080.

Whereas, the Common Council did upon the 1st day of October, 1878, enact an ordinance for Champlain st. walk on South Champlain st. from Seward st. to Reynolds st.

And, Whereas, the City Treasurer has reported the actual expenses of said improvement to be the sum of \$50.00, including such interest as the city has paid or become liable for.

And the portion of said city which said Common Council deemed would be benefited by said improvement is described as follows:

All the lots and parcels of land on the south side of Champlain st. from Seward st. to Reynolds st.

Therefore, Resolved, That the sum of \$50.00, being the whole amount of the expense aforesaid, shall be assessed on such lots and parcels of land.

And David McKay, Aug. M. Koeth, and Wm. Maher, 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 lots and parcels of land 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 8th day of February, 1879, at nine o'clock in the forenoon, at the office of the City Clerk.

Adopted by the following vote:

Ayes—Ald. FitzSimons, Herzberger, Warren, Crouch, Chace, Huntington, Vay, Edelman, Baetzel—10.

CITY TREASURER'S OFFICE,
ROCHESTER, N. Y., Jan. 16, 1878.

To the Hon. the Common Council:

GENTLEMEN—I hereby certify that the Executive Board have notified me that the work authorized under Ordinance No. 2032, for Mark street plank walk, has been completed.

The amount to be assessed upon the property benefited, including any interest that the city shall incur, or is entitled to, for the use of its funds, is \$24.78.

Yours respectfully,
GEO. D. WILLIAMS, Treasurer.

LOCAL IMPROVEMENT ASSESSMENT NO. 2032.

MARK STREET PLANK WALK.

Whereas, the Common Council did upon the 15th day of October, 1878, enact an ordinance for plank walk on Mark street, from Hudson street to North street.

And Whereas, the City Treasurer has reported the actual expenses of said improvement to be the sum of \$24.78, including such interest as the city has paid or become liable for.

And the portion of said city which said Common Council deemed would be benefited by said improvement is described as follows:

All the lots and parcels of land on Mark street from Hudson street to North street.

Therefore, Resolved, That the sum of \$24.78, being the whole amount of the expenses aforesaid, shall be assessed on such lots and parcels of land.

And David McKay, Aug. M. Koeth and Wm. Maher, 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 lots and parcels of land 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, Feb. 8th, 1879, at nine o'clock in the forenoon, at the office of the City Clerk.

Adopted by the following vote:

Ayes—Ald. FitzSimons, Montgomery, Herzberger, Warren, Crouch, Chace, Huntington, Vay, Edelman, Baetzel—10.

CITY TREASURER'S OFFICE,
Rochester, N. Y., Jan. 16th, 1879.

To the Hon. the Common Council:

GENTLEMEN: I hereby certify that the Executive Board have notified me that the work authorized under Ordinance No. 2085, for North St. Paul st. walk, has been completed.

The amount to be assessed upon the property benefited, including any interest that the city shall incur, or is entitled to, for the use of its funds, is \$23.54.

Yours respectfully,

GEO. D. WILLIAMS Treasurer.

LOCAL IMPROVEMENT ASSESSMENT NO. 2085.

Whereas, the Common Council did upon the 29th day of Oct., 1877, enact an ordinance for N. St. Paul st. 2 plank walk, on east side N. St. Paul st., from the north end of the present walk (near Town street) to the Ridge road.

And whereas, the City Treasurer has reported the actual expenses of said improvement to be the sum of \$23.54 including such interest as the city has paid or become liable for.

And the portion of said city which said Common Council deemed would be benefited by said improvement is described as follows:

All the lots and parcels of land on east side of N. St. Paul st., from a point opposite the present end of flag walk to the ridge road.

Therefore, Resolved, That the sum of \$235.54, being the whole amount of the expense aforesaid, shall be assessed on such lots and parcels of land as follows:

And David McKay, A. M. Koeth and Wm. Maher, 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 lots and parcels 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 8th day of February, 1879, at 9 o'clock in the forenoon, at the office of the City Clerk.

Adopted.
Ayes.—Ald. FitzSimons, Montgomery Herzberger, Warren, Crouch, Chace, Huntington, Vay, Edelman, Baetzel—10.

CITY TREASURER'S OFFICE,
Rochester, N. Y., Jan. 16th, 1878. }

To the Hon. the Common Council:

GENTLEMEN:—I hereby certify that the Executive Board have notified me that the work authorized under Ordinance No. 2,036, for Cady street walk has been completed.

The amount to be assessed upon the property benefited, including any interest that the city shall incur, or is entitled to, for the use of its funds, is \$24.75.

Yours respectfully,

Geo. D. WILLIAMS, Treasurer,
LOCAL IMPROVEMENT ASSESSMENT NO. 2,036.

Whereas, The Common Council did upon the 12th day of November, 1878, enact an ordinance for Cady street plank walk 4 feet 6 inches wide on the south side of Cady street in front of lots Nos. 45, 36 and 39, said lots being rest of Cady street.

And, Whereas, the City Treasurer has reported the actual expenses of said improvement to be the sum of \$24.75, including such interest as the City has paid or become liable for.

And the portion of said City which said Common Council deemed would be benefited by said improvement is described as follows:

All the lots and parcels of land on the south side of Cady street in front of which said proposed walk may be constructed.

Therefore, Resolved, That the sum of \$24.75, being the whole amount of the expenses aforesaid, shall be assessed on such lots and parcels of land.

And David McKay, Aug. M. Koeth, and Wm. Maher 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 lots and parcels of land 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 8th day of February, 1879, at nine o'clock in the forenoon, at the office of the City Clerk.

Adopted by the following vote:
Ayes—Ald. FitzSimons, Montgomery Herzberger, Warren, Crouch, Chace, Huntington, Vay, Edelman, Baetzel—10.

ACTION ON ORDINANCES.

WROUGHT IRON LIFT BRIDGE OVER THE ERIE CANAL AT BROWN STREET.

By Ald. Baetzel—Resolved, That the City Surveyor ascertain and report to this Council, the expense of constructing a wrought iron lift bridge over the Erie canal at Brown street. Also, the necessary abutments, &c.

Adopted.

The Surveyor submitted as such estimate \$6,400.

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

The construction of a wrought iron lift bridge over the Erie canal at Brown street. Also the necessary abutments, &c.

And Whereas, the City Surveyor, under the direction of this Council, has made an estimate of the whole expense thereof, and reported the same at \$6,400, 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:

All the lands included within the following described boundaries: Commencing at the intersection of the south line of Allen street with the west line of State street, thence southerly along the west line of State street and including one tier of lots on the west side thereof, to a point opposite the south line of Mumford street, thence easterly along Mumford street and including one tier of lots on the south side thereof to the Genesee river, thence northerly along the Genesee

river to a point opposite and in line with the north line of Jay street, thence westerly along said north line of Jay street, thence easterly along the north line of Jay street to Child street; thence southerly along Child street to the north line of Campbell street; thence westerly along the north line of Campbell street to the city line; thence southerly along the city line to West avenue; thence easterly along West avenue to Brown street, thence easterly along Brown street and including one tier of lots on the south side thereof, to Allen street, thence easterly along Allen street and including one tier of lots on the south side thereof to the place of beginning. Excepting therefrom all the territory heretofore designated to be assessed for Allen street lift bridge.

As further resolved, That the taxpayers to be assessed for making such improvement may pay their assessments in three equal payments, as follows. One-third of the amount assessed within thirty days after the advertisement of the assessment roll; one-third of the amount within one year from the confirmation of said roll; and the remaining one-third within two years from the confirmation of such roll. On all sums paid prior to the maturity of the said last installment, a discount will be allowed at seven per cent. per annum.

And the Clerk is hereby directed to publish notice in pursuance of Title VII, of section 165 of the Revised Charter of 1874, of the City of Rochester, that all persons interested in the subject matter of said improvement, are required to attend at the Common Council, on Tuesday evening, February 18th, 1879, at 7½ o'clock at the Common Council Chamber, when allegations will be heard.

Adopted.

SPRINKLING FRONT STREET.

By Ald. Edelman—Resolved, That the City Surveyor ascertain and report to this Council the expense of sprinkling Front street from West Main street to the N. Y. C. & H. R. R. Depot, during the season of 1879.

Adopted.

The Surveyor submitted as such estimate \$312.

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

The sprinkling of Front street from West Main street to the N. Y. C. & H. R. R. Depot, during the season of 1879.

And whereas, The City Surveyor, under the direction of this Council, has made an estimate of the whole expense thereof, and reported the same at \$312, 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 Front street from West Main street to the N. Y. C. & H. R. R. Depot.

And the Clerk is hereby directed to publish notice in pursuance of Title VII, Section 165, of the Revised Charter of 1874, of the City of Rochester, that all persons interested in the subject matter of said improvement are required to attend the Common Council on Tuesday evening, February 18, 1879, at half-past seven o'clock, at the Common Council Chamber, when allegations will be heard.

Adopted.

SPRINKLING LAKE AVENUE FROM JONES AVENUE TO SWEETING'S NORTH LINE.

By Ald. Edelman—Resolved, That the City Surveyor ascertain and report to this Council the expense of sprinkling Lake avenue, from Jones avenue to Sweeting's north line, during the season of 1879.

Adopted.

The Surveyor submitted as such estimate \$520.

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

The sprinkling of Lake avenue, from Jones avenue to Sweeting's north line, during the season of 1879.

And whereas, the City Surveyor, under the direction of this Council, 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, viz:

One tier of lots on each side of Lake avenue, from Jones avenue to Sweeting's north line.

And the Clerk is hereby directed to publish notice, in pursuance of Title VII, section 165 of the Revised Charter of 1874, of the City of Rochester, that all persons interested in the subject matter of said improvement are required to attend the Common Council on Tuesday evening, February the 18th, 1879, at half-past seven o'clock, at the Common Council Chamber, when allegations will be heard.

Adopted.

SPRINKLING STATE AND EXCHANGE STREETS.

By Ald. Edelman—Resolved, That the City Surveyor ascertain and report to this Council the expense of sprinkling State street and Exchange street from the N. Y. C. & H. R. R. to Spring street, during the season of 1879.

Adopted.

The Surveyor submitted as such estimate, \$520.00. By Ald. Edelman—Resolved, That the following improvement is expedient, viz:

The sprinkling of State street and Exchange street, from the N. Y. C. & H. R. R. R. to Spring street, during the season of 1879.

And whereas, The City Surveyor, under the direction of this Council, 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, viz.:

One tier of lots on each side of State street and Exchange street from the N. Y. C. & H. R. R. R. to Spring street.

And the Clerk is hereby directed to publish notice in pursuance of Title VII., Section 165 of the Revised Charter of 1874, of the City of Rochester, that all persons interested in the subject matter of said improvement are required to attend the Common Council, on Tuesday evening, Feb. the 18th, 1879, at half past 7 o'clock, at the Common Council Chamber, when allegations will be heard.

Adopted.

SPRINKLING WEST AVENUE.

By Ald. Edelman—Resolved, That the City Surveyor ascertain and report to this Council the expense of sprinkling West avenue from the Erie canal to York street during the season of 1879.

Adopted.

The Surveyor submitted as such estimate \$910.00.

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

The sprinkling of West avenue from the Erie canal to York street during the season of 1879.

And whereas, The City Surveyor, under the direction of this Council, has made an estimate of the whole expense thereof, and reported the same at \$910.00, 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 West avenue, from the Erie canal to York street.

And the Clerk is hereby directed to publish notice in pursuance of Title VII., section 165, of the Revised Charter of 1874, of the City of Rochester, that all persons interested in the subject matter of said improvement, are required to attend the Common Council, on Tuesday evening, February 18th, 1879, at half-past 7 o'clock, at the Common Council Chamber, when allegations will be heard.

Adopted.

SPRINKLING EAST AVENUE FROM ALEXANDER STREET TO GOODMAN STREET.

By Ald. Edelman—Resolved, That the City Surveyor ascertain and report to this Council the expense of sprinkling East avenue from Alexander street to Goodman street during the season of 1879.

The Surveyor submitted as such estimate \$312.00.

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

The sprinkling of East avenue from Alexander street to Goodman street during the season of 1879.

And whereas, The City Surveyor, under the direction of this Council, has made an estimate of the whole expense thereof, and reported the same at \$312.00, 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 East avenue from Alexander street to Goodman street.

And the Clerk is hereby directed to publish notice in pursuance of Title VII., Section 165 of the Revised Charter of 1874, of the City of Rochester, that all persons interested in the subject matter of said improvement are required to attend the Common Council on Tuesday evening, February 18, 1879, at half-past seven o'clock, at the Common Council Chamber, when allegations will be heard.

Adopted.

SPRINKLING CLINTON STREET.

By Ald. Edelman—Resolved, That the City Surveyor ascertain and report to this Council the expense of sprinkling Clinton street from Andrews street to Monroe avenue during the season of 1879.

Adopted.

The Surveyor submitted as such estimate \$624.

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

The sprinkling of East avenue from East Main street to Alexander street, during the season of 1879.

And Whereas, The City Surveyor, under the direction of this Council, 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, viz.:

One tier of lots on each side of East avenue from East Main street to Alexander street.

And the Clerk is hereby directed to publish notice in pursuance of Title VII., Section 165 of the Revised City Charter of 1874, of the City of Rochester, that all persons interested in the subject matter of said improvement are required to attend the Common Council on Tuesday evening, February 18th, 1879, at half-past 7 o'clock, at the Common Council Chamber, when allegations will be heard.

Adopted.

The sprinkling of Clinton street from Monroe avenue to Andrews street during the season of 1879.

And whereas, The City Surveyor, under the direction of this Council, has made an estimate of the whole expense thereof and reported the same at \$624, 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 Clinton street from Monroe avenue to Andrews street.

And the Clerk is hereby directed to publish notice in pursuance of Title VII., section 165, of the Revised Charter of 1874, of the city of Rochester, that all persons interested in the subject matter of said improvement, are required to attend the Common Council, on Tuesday evening, Feb. the 18th, 1879, at half-past 7 o'clock, at the Common Council Chamber, when allegations will be heard.

Adopted.

EAST AND WEST MAIN STREET SPRINKLING.

By Ald. Edelman—Resolved, That the City Surveyor ascertain and report to this Council the expense of sprinkling East and West Main street from East ave. to the Erie canal during the season of 1879.

Adopted.

The Surveyor submitted as such estimate, \$1,300.

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

The sprinkling of East and West Main street from East ave. to the Erie canal during the season of 1879.

And Whereas, The City Surveyor, under the direction of this Council, has made an estimate of the whole expense thereof and reported the same at \$1,300, 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 East and West Main street from East ave. to the Erie canal.

And the Clerk is hereby directed to publish notice in pursuance of title VII., section 165 of the Revised Charter of 1874 of the City of Rochester, that all persons interested in the subject matter of said improvement are required to attend the Common Council, on Tuesday evening, February 18th, 1879, at half-past 7 o'clock, at the Common Council Chamber, when allegations will be heard.

Adopted.

SPRINKLING EAST AVENUE FROM GOODMAN STREET TO CITY LINE.

By Ald. Edelman—Resolved, That the City Surveyor ascertain and report to this Council the expense of sprinkling East avenue from Goodman street to the city line, during the season of 1879.

Adopted.

The Surveyor submitted as such estimate \$650.

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

The sprinkling of East avenue from Goodman street to the city line, during the season of 1879.

And, Whereas, The City Surveyor, under the direction of this Council, has made an estimate of the whole expense thereof, and reported the same at \$650, which estimate is hereby approved.

Resolved, further, That the following portions of said city are deemed benefited and proper to be assessed for the whole expense thereof, viz.:

One tier of lots on each side of East avenue from Goodman street to the city line.

And the Clerk is hereby directed to publish notice in pursuance of Title VII., Section 165 of the Revised Charter of 1874, of the City of Rochester, that all persons interested in the subject matter of said improvement, are required to attend the Common Council, on Tuesday evening, February the 18th, 1879, at half past 7 o'clock, at the Common Council Chamber, when allegations will be heard.

Adopted.

SPRINKLING EAST AVENUE.

By Ald. Edelman—Resolved, That the City Surveyor ascertain and report to this Council the expense of sprinkling East avenue from East Main street to Alexander street, during the season of 1879.

Adopted.

The Surveyor submitted as such estimate \$520.

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

SPRINKLING LAKE AVENUE AND STATE STREET.

By Ald. Edelman—Resolved, That the City Surveyor ascertain and report to this Council the expense of sprinkling Lake avenue and State street from Jones street to the N. Y. C. & H. R. R. R. during the season of 1879.

Adopted.

The Surveyor submitted as such estimate \$390.

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

The sprinkling of Lake avenue and State street from Jones avenue to the N. Y. C. & H. R. R. R.

And Whereas, The City Surveyor, under the direction of this Council, has made an estimate of the whole expense thereof, and reported the same at \$390, 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 Lake avenue and State street from Jones avenue to the N. Y. C. & H. R. R. R.

And the Clerk is hereby directed to publish notice in pursuance of title VII, section 165 of the revised Charter of 1874 of the City of Rochester, that all persons interested in the subject matter of said improvement are required to attend the Common Council on Wednesday evening, Feb. the 18th, 1879 half-past 7 o'clock, at the Common Council Chamber, when allegations will be heard.

Adopted.

SPRINKLING EAST MAIN STREET.

By Ald. Edelman—Resolved, That the City Surveyor ascertain and report to this Council the expense of sprinkling East Main street from East avenue to University avenue during the season of 1879.

Adopted.

The Surveyor submitted as such estimate \$57.

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

The sprinkling of East Main street from East avenue to University avenue during the season of 1879.

And whereas, The City Surveyor, under the direction of this Council, has made an estimate of the whole expense thereof, and reported the same at \$57, 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 East Main st., from East avenue to University avenue.

And the Clerk is hereby directed to publish notice, in pursuance of Title VII, section 165 of the Revised Charter of 1874, of the City of Rochester, that all persons interested in the subject matter of said improvement are required to attend the Common Council, on Tuesday evening, February 18th, 1879, at half-past 7 o'clock, at the Common Council Chamber, when allegations will be heard.

Adopted.

SPRINKLING MEIGS STREET.

By Ald. Edelman—Resolved, That the City Surveyor ascertain and report to this Council the expense of sprinkling Meigs street from East avenue to Monroe avenue during the season of 1879.

Adopted.

The Surveyor submitted as such estimate \$260.00.

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

The sprinkling of Meigs street from East avenue to Monroe avenue during the season of 1879.

And whereas, The City Surveyor, under the direction of this Council, has made an estimate of the whole expense thereof and reported the same at \$260.00, 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 Meigs street from East avenue to Monroe avenue.

And the Clerk is hereby directed to publish notice, in pursuance of Title VII, Section 165 of the Revised Charter of 1874, of the City of Rochester, that all persons interested in the subject matter of said improvement are required to attend the Common Council on Tuesday evening, February 18th, 1879, at half-past 7 o'clock, at the Common Council Chamber, when allegations will be heard.

Adopted.

Ald. FitzSimons presented the following assessment and moved its confirmation: Washington square flag walk.

Adopted by the following vote:

Ayes—Ald. Tracy, FitzSimons, Montgomery, Herzberger, Warren, Crouch, Chace, Huntington, Vay, Edelman, Baetzel—11.

By Ald. Edelman—Resolved, That Charles Berwan be granted a market license to sell fresh meat at 108 St. Joseph street until July 1st,

1879, by paying in the city treasury the sum of twenty-five dollars. Adopted.

By Ald. Fitz Simons—Petition of S. Burnham for compensation for injuries sustained on side walk in Exchange Place.

Referred to Law Committee.

EXECUTIVE BUSINESS.

On motion, the Board proceeded to ballot for 31 Commissioners of Deeds, and upon balloting the following persons each received the concurrent vote of a majority of all the members of the Common Council and were declared elected:

COMMISSIONERS OF DEEDS.

1st ward—Geo. H. Harris, John W. Wilson

2d ward—H. J. Sullivan.

3d ward—Eugene Raines, Charles S. Eastman, Morrison H. McMath, Thomas B. Hubbard, H. F. Smith.

4th ward—Geo. Raines, S. D. W. Cleveland, Geo. T. Parker, W. H. B. Rogers.

5th ward—John J. Snell, David M. Childs, A. L. Houck, W. H. Clark.

7th ward—W. S. Staples, R. B. Montgomery.

8th ward—Edward Hannas, Charles E. Cunningham.

9th ward—B. J. Mos.

10th ward—Thomas F. Wilbur, R. E. White.

12th ward—John E. Shirley.

14th ward—Wm. K. Townsend, J. W. Townsend, Wm. Keefe.

16th ward—M. H. Merriman, Geo. Lovelidge, Willard W. McDonald, Geo. W. Sprague.

On motion of Ald. Montgomery the Board then adjourned. EDWARD ANGEVINE, City Clerk.

In Common Council—Feb. 18, 1879.**REGULAR MEETING.**

Ald. Simon Hays, President of the Board, presiding.

Present—Ald. Tracy, FitzSimons, Montgomery, Herzberger, Warren, Hays, Crouch, Martin, Chace, Huntington, Vay, Donovan, Edelman, Knobles, Baetzel—15.

Minutes of last meeting approved as published in book of proceedings.

PRESENTATION OF PETITIONS, ACCOUNTS, & C.**By Ald. Tracy—Bills of**

Rech. Gas Co., repairing lamp posts..... \$ 20 17
Chas. S. King, repairing lamps..... 75 00
Chas. A. Jeffords, care of lamps, month Feb..... 728 55

Referred to Lamp Committee.

By Ald. Herzberger—Bill of

Alex. McLean, expenses for January..... \$ 89 87

Referred to Police Committee.

By Ald. Montgomery—Bill of

J. B. Perkins, disbursements..... \$101 39

Referred to the Law Committee.

By the President:—

To the Honorable the Common Council of Rochester:

GENTLEMEN: The report presented to your Board at its last meeting, relating to the Excise Commissioners and their conduct, contained the first statement of charges against us in such form as to admit of an answer.

Your refusal to condemn us without a fair hearing was a act of simple justice, such as we had the right to expect from the independent and honorable representatives of the people.

We will now, with your permission, in as brief space as possible, answer and expose the unfairness of the insinuations and charges contained in the report.

The first portion of it is occupied with prolix strictures upon our "bookkeeping" and "cash accounts." To these we reply that the official duty imposed upon us by law requires the very simplest and yet the most perfect account of all cash received for the City Treasury. We are required to keep a register of every license granted and of the amount paid for it. This we have done—and there is no evidence, or pretense that we have failed to do so—with two slight exceptions to be noticed hereafter. The sum of these amounts constitutes the cash for which we are accountable, and the City Treasurer's receipts, with the bills of actual disbursements are the vouchers for our payment of it according to law. Your committee do not pretend that such a register has not been accurately kept, except as to two items of forty dollars each, which seem to have been omitted. These omissions, as soon as discovered, were promptly corrected and the amount of them paid into the city treasury.

When it is considered that the whole amount received by us during six years was, in round numbers, \$120,000, collected in something like 4,000 items, these two errors cannot be regarded as very heinous. We do not believe that any one supposes that they were intentional.

In view of this simple statement the insinuation that leave had been "abstracted" from the cash book with evil design, and the charge that the Commissioners had been guilty of the grossest carelessness in keeping their accounts, are effectually negated. The circumstances explaining the missing leaves were fully stated and shown to be of no possible importance by Frederick W. Whittlesley in his testimony, but are not alluded to in the report. Every item therein contained had been duly posted in the ledger of the Board, as was shown by the evidence before the committee.

The next charge relates to the employment of a clerk. It is admitted that the Commissioners had power to employ a clerk, and that the law contemplated that one would be necessary. The law limiting the compensation to three dollars per day (the same as the Commissioners) was not in force! The law having been changed so as to fix the salary of the Commissioners at not more than \$2,500 per year for each, the old per diem limit had no application; and our action was, as we are advised, in strict compliance with the statute. It could hardly be expected that a clerk would be employed who had no other business, and we do not see how the fact that he was in Commissioner Mueschler's employ made him ineligible.

But it is said he must actually attend the sessions of the Board. The substitution of a gross compensation in place of a per diem allowance would seem to modify this rule, and if he kept the records faithfully—there being no evidence that he did not—no wrong has been done. We do not think \$600 a year was "outrageously large," or we should never have voted for it. The insinuation that this salary was divided with the Commissioners, in the face of our positive denial under oath, and without any proof whatever, is unworthy of men holding a seat in your honorable Board.

The next charge is that we violated the char-

ter amendment of May, 1877, requiring the Committee to deposit monthly in the city treasury all excise moneys received—that we did not deposit the amount of our necessary petty disbursements. Let the facts answer this charge:

As soon as that law was passed, the Commissioners delivered a report to the Common Council stating that \$2,570 had been received, of which \$2,569 had been paid to the City Treasurer, and that the balance, one dollar, had been disbursed by the Excise Board for constable fees. It is not denied that we had the power to incur expenses for blanks, stationery, and the like, which the city was bound to pay. We presumed that the Common Council would trust the Excise Board to audit such petty expenses. The silence of your Honorable Body when our reports were presented and received confirmed us in this presumption—a silence which remained unbroken for eighteen months! If any intimation to the contrary had been then expressed, we would most cheerfully have complied with the wishes of the Common Council. To this extent is our offence, of which your committee say in their report:

"We cannot express in terms too severe our disapprobation of the law passed for the express purpose of putting a check on their many remarkable expenditures."

The next charge is a most remarkable one—one which we do not understand, and which cannot therefore be directly answered. It is that the examination of the books for the years 1873, 1874 and 1875 shows that they still have in their possession the sum of \$422.50 which belong to the city."

Your committee add: "It is possible that this deficiency may be reduced \$130."

All the information we have on this point is what the committee say.

If there be in fact any such discrepancy it can only be explained by the use of the money for necessary disbursements, an inquiry into which is now being had, and the matter doubtless will be fully and satisfactorily explained by Mr. Whittlesley before your committee. At the period referred to the law did not make it our duty to render an account of these disbursements to any tribunal.

Again we are charged with not enforcing the law against those selling liquor without a license. And the committee confess to a "grave suspicion in the minds of your committee that there was a tacit understanding between the commissioners and many liquor dealers that they should be thus privileged."

As the Commissioners had no power to arrest or mitigate any prosecution against a dealer violating the law, this imputation simply reflects itself. The duty of prosecuting dealers who have no license is imposed on others, and over such prosecutions we have no control, either to initiate or arrest them.

Another charge is that money of disreputable persons was received and their names "entered upon the books." The explanation of this is apparent to any one familiar with the duties of Excise Commissioners. When a person applied for a license he always deposited the license fee, to await the result of inquiry, consultation and decision upon the application. If a license was not granted the money of course belonged to the applicant, and could be had on calling for it. If he preferred to leave it in the hope that in case of arrest he might

plead the payment of the money in his defense, actual experience showed that such a plea would not avail. We could not relieve him if we had the desire to do so.

Your committee next report an "astounding fact," as they call it, "that the commissioners had never kept any minutes of their proceedings." They did keep a complete register of all licenses granted and that is not denied. This was all the minutes that in the nature of the case were of any legal import and is all that have ever been kept since the enactment of the law and all that is required by the last statute, passed in 1873.

Lastly, we are told that the number of licenses granted by the commissioners was 2,052 less than the number of persons who paid taxes as retail liquor dealers under the internal revenue laws of the United States; that estimating each of these unlicensed dealers as representing \$30 that might have been collected for the City Treasury, the loss amounted to \$61,560. If this means that we had ought to have licensed them all at an average of \$30 each, we can only say that the committee's opinion of "moral character" is most liberal and comprehensive, and that they must believe it to be the duty of the Excise Board to license all who wish to sell, irrespective of their character. We have not so regarded our duty.

If, however, they mean that fines could have been collected from these violators of the law to the amount named, we answer, that the enforcement of the law—the making of complaints, and the instituting of proceedings for selling without a license, are no part of the duty of Excise Commissioners. That is a duty expressly imposed by law upon other and purely executive officers.

The misapprehension of our duties in this respect, on the part of many well disposed and good citizens, has led them to do us great injustice.

Your honorable body last year recommended an amendment to the city charter uniting the Boards of Excise and Police, but the Legislature of the State would not adopt the suggestion. When it does, those officials may well be held responsible if unlicensed dealers are not brought to justice.

In conclusion, gentlemen, permit us to say, in conscious innocence, that we are wholly guiltless of any intentional wrong or violation of law or duty. The Grand Jury of this county, with access to all the testimony taken by your committee, and as much more as zealous and partisan prosecutors could adduce, brought only technical charges against us, not involving any moral turpitude, and such as could only arise from a misinterpretation or misunderstanding of the statutes. The fact that the Grand Jury, on all the evidence and under extraordinary pressure from pulpit and press, did not charge us with any misappropriation of money or any dishonesty, is certainly a significant comment on the gross insinuations contained in your committee's report.

Selected to administer a law, or rather chaos of laws, of which no one until he essays such administration can imagine the complexity or the obscurity, we have endeavored faithfully to fulfill our duty according to the best light we could obtain. In our construction of the main features of the statute we were from the first guided by the opinion of the best of legal

counsel. So diverse and conflicting have been the decisions of the courts upon this law that until a very recent date there was no course of conduct open to any Commissioners of Excise which had not been condemned as illegal by some of the courts of the State. There are to this day many anomalies and contradictions in the law which have not been passed upon, and upon which lawyers hold divergent opinions, it being impossible to say with certainty whether certain parts of many separate statutes are or are not in force.

Your committee have adopted their own construction and complacently assume that to be correct, but in this they differ from the opinions of our best judges and lawyers. It devolved upon us in the discharge of our duty to act upon and adopt the best advice obtainable, and if we have failed in construing all the provisions of the law in such manner as the highest courts will in the future confirm, it has been through no lack of faithful effort to arrive at correct conclusions. The tyrant of Greece it said to have designedly written his laws in such small characters and to have posted them so high as that no subject could learn the text. The same result has been obtained in the excise law by making their provisions irreconcilable.

ROCHESTER, February 18, 1879.

JAMES BAKER,
HERMANN MUTSCHLER.

Ald. Montgomery moved that the communication be received, filed and published. Adopted.

By Ald. Martin—Bills of

George D. Williams, sundry expenses for year. \$238 88
Scrantom & Wetmore, stationery. 116 25
City attorney, disbursements. 5 50

Referred to Com-ingent Expose Committee.

By Ald. Martin—Petition of Nelle Martin for permission to erect a wood building. Referred to Wood Building Committee and Fire Marshal with power to act.

By Ald. Chace—Petition of John Merion for permission to erect a wood building. Referred to Wood Building Committee and Fire Marshal with power to act.

By Ald. Huntington—Bills of

John O'Rourke, board of horse. \$ 18 00
Rochester Printing Co., printing. 544 00
Luolow Valve Co., repairing valve. 1 47
Byron Holly, services. 120 00

Referred to Health Committee.

By Ald. Donovan—Bills of

E. Major, revolving ventilators. \$9 00
F. J. Irwin, supplies. 6 98
J. Tallman, soap. 4 00

Referred to City Property Committee.

By Ald. Knobles—Petition of James K. Burlingame for permission to erect a wood building. Referred to Wood Building Committee and Fire Marshal with power to act.

By Ald. Beezel—Bills of

Huhn Bros., bread. \$ 23 60
P. Joyce, burials. 18 50
Fred Wurtz, meat. 25 00
Jas. McSweeney, beans. 22 00
George Bastian, bread. 32 26
Geo. Zimmer, meat. 35 00
S. J. Wagoner, delivering coal and wood. 390 00
A. Bauerhardt, meat. 125 00
Jas. H. Pielan, shoes. 285 25
G. H. Hass, medicine. 16 90
Joseph Schutte, Overseer's disbursements. 65 58
Smith & Perkins, groceries. 10 96
Wisons & Pond, flour. 133 00
D. E. Fichter, bread. 49 50
Joseph A. Otto, groceries. 19 50
A. Hefer, bread. 32 35
KaneC Br's., meat. 50 00

& J. Cooper, medicine..... 10 13
 John Groh, shoes..... 177 50
 Referred to the Poor Committee.
 By Ald. Baetzel—

REPORT OF THE OVERSEER OF THE POOR FOR THE MONTH
 OF JANUARY, 1879.
 OVERSEER OF THE POOR OFFICE,
 ROCHESTER, Feb. 13, 1879.

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

The Overseer of the Poor of the city of Rochester
 would respectfully report that during the month of
 January, 1879, he has relieved 859 families in the follow-
 ing manner:

| | |
|--|------------|
| Orders on Poor Store..... | \$2,912 02 |
| Coal Yard..... | 1015 75 |
| Wood Yard..... | 60 00 |
| L. A. Pratt, shoes..... | 80 00 |
| J. H. Pheasant..... | 80 00 |
| John Groh..... | 26 00 |
| John Oetzel..... | 50 75 |
| Leat & Weitzel..... | 28 50 |
| G. M. Glasser..... | 32 00 |
| O. Oswald..... | 20 00 |
| F. C. Glasser..... | 15 30 |
| B. F. Hone & Co., dry goods..... | 3 00 |
| Curran & Goler, medicine..... | 24 75 |
| G. Mannel..... | 2 00 |
| J. O. Howard..... | 10 00 |
| M. Heavey, transportation..... | 18 43 |
| J. E. Butterfield..... | 14 68 |
| G. Schofield..... | 55 50 |
| H. & P. Bender, burials..... | 42 50 |
| B. O'Reilly..... | 31 50 |
| Feohner & Maier..... | 12 00 |
| A. W. Mudge..... | 12 00 |
| C. V. Jeffry..... | 18 50 |
| P. Joyce..... | |

| | |
|-------------------------|------------|
| Total..... | \$4,861 18 |
| Less Towns..... | \$ 185 00 |
| Less Emigrant Fund..... | 19 75 |
| | 201 75 |

Total to City..... \$4,359 43

All of which is respectfully submitted.
 J. SCHUTTE, Overseer of the Poor.
 Ordered received, filed and published.

Ald. Montgomery arose, and, after a few
 remarks, expressing his regret at the necessity
 which had moved him to sever his connection
 in the Board with his associates, offered the
 following :

To the Common Council :

I hereby resign the office of Alderman for the
 Third Ward of the city of Rochester.

THOS. C. MONTGOMERY.

Rochester, Feb. 13th, 1879.

Remarks were made by Aids. Martin, War-
 ren, Huntington and Vay.

By Ald. Warren—

Ald. T. C. Montgomery having tendered his
 resignation to this Board as alderman from the
 3d Ward, and the same having been duly ac-
 cepted, it is resolved that this Board regret the
 action taken by Mr. Montgomery, as his wide
 experience and marked ability rendered his ser-
 vices to this Council of great value, and we,
 his colleagues, shall hold his memory in pleas-
 ant remembrance

Ald. Martin moved that an election for Ald-
 erman for the Third Ward, to supply the
 vacancy occasioned by the resignation of Ald.
 Thos. C. Montgomery, be held at the ensuing
 charter election. Adopted.

REPORTS OF STANDING COMMITTEES.

Ald. Tracy from the Lamp Committee, Ald.
 Herzberger from the Police Committee, Ald.
 Marten from the Contingent Expense Commit-
 tee, Ald. Huntington from the Health Commit-
 tee, Ald. Donovan from the City Property Com-
 mittee, Ald. Baetzel from the Poor Committee,
 Ald. Martin from the Law Committee, report-
 ed favorably on the various bill referred to
 their respective committees, and referred them
 to the Finance Committee for payment.

By Ald. Martin—

To the Common Council of the City of Roch-
 ester :

Your committee to whom was referred the
 petition of Mrs. Coleman praying to have a tax
 remitted, would report that on the 29th of May,
 1869, the petitioner's premises on Prospect st.,
 was sold by the City Treasurer for a tax of
 \$7.36, assessed for repairing Prospect st. walk,
 and bid in by the city. The tax and expenses
 of sale amounted to \$10.20, upon which interest
 has been running since that time at the rate of
 15 per cent. per annum.

The committee are satisfied there was a mis-
 take in making the assessment; that the parties
 repaired their own walk and the assessment
 was an error.

Your committee therefore recommend that
 said tax be cancelled.

Dated Feb. 13, 1879.

J. W. MARTIN.

Adopted.

By Ald. Knobles—Resolved, That John Gol-
 den, James Logan, Mary Gannon and A. Biel
 have permission to erect wood buildings in ac-
 cordance with their several petitions, under the
 direction of the Wood Building Committee and
 Fire Marshal. Adopted.

FINANCE BUDGET.

ROCHESTER, N. Y., Feb. 13, 1879.

By Ald. Warren—Resolved, That the Treasurer pay as
 follows, when there are funds applicable:

CONTINGENT FUND.

MONTHLY PAY ROLL FOR FEBRUARY, 1879.

| | |
|---|----------|
| Cornelius R. Parsons, Mayor..... | \$200 00 |
| Geo. D. Williams, City Treasurer..... | 300 00 |
| Albert G. Wheeler, City Attorney..... | 166 66 |
| Oscar H. Peacock, City Surveyor..... | 166 66 |
| Edward Angvine, City Clerk..... | 150 00 |
| David McKay, City Assessor..... | 166 66 |
| August M. Koeth, .. | 166 66 |
| Wm. Mahar, .. | 166 66 |
| Geo. W. Still, Judge Municipal Court..... | 150 00 |
| J. W. Duell, Judge Municipal Court..... | 150 00 |
| M. H. McMath, Clerk Municipal Court..... | 166 66 |
| Francis J. Irwin, City Messenger..... | 75 00 |
| John E. McDermott, Watchman City Hall..... | 60 00 |
| Thomas A. Buckley, Engineer City Hall, 19 days..... | 38 00 |
| Francis Cunningham, services, 11 days..... | 22 00 |
| Peter G. Miller, Janitor Front street building..... | 40 00 |
| W. C. Gray, Assistant Surveyor's Office..... | 75 00 |
| C. B. Parsons, Draughtsman, .. | 50 00 |
| W. J. Stewart, chairman, .. | 50 00 |
| Ambrose Redman, rodman .. | 30 00 |
| Peter Sheridan, Assistant in Clerk's Office..... | 60 00 |
| E. W. Williams, .. Treasurer's office..... | 116 66 |
| Chas H. Stillwell, services in .. | 83 33 |
| James H. Wilson, .. | 75 00 |
| Warham Whitney, .. | 50 00 |

MISCELLANEOUS.

| | |
|---|--------|
| Union and Advertiser, printer..... | 12 25 |
| Union and Advertiser, printing blanks..... | 14 00 |
| W. I. Hanford, serving notices..... | 4 00 |
| Union and Advertiser, blanks Municipal Court..... | 10 00 |
| Joseph Corbin, serving notices..... | 2 50 |
| Geo. Frauenberger, repairing letter press..... | 2 00 |
| Steele & Avery, stationery..... | 18 10 |
| Williamson & H. bie, stationery..... | 33 33 |
| John C. Moore, Book Binder..... | 181 83 |
| Edward Angvine, expenditures. Common Council..... | 66 75 |
| Rochester Star, printing notices to March 1, 1879..... | 41 67 |
| J. Breck Perkins, disbursements, &c..... | 101 33 |
| Geo. D. Williams, sundry expenses for year..... | 33 33 |
| Scrantom & Wetmore, stationery, &c..... | 116 25 |
| And charge that Fund. | |

POOR DEPARTMENT FUND.

MONTHLY PAY ROLL TO FEBRUARY 1, 1879.

| | |
|---|-----------|
| Joseph Schutte, Overseer..... | \$ 125 00 |
| William H. Shields, Assistant Overseer..... | 75 00 |
| John T. Tracy, bookkeeper..... | 75 00 |
| Jacob Lutt, clerk..... | 40 00 |
| Dr. Thos. A. O'Hare, City Physician..... | 41 67 |
| Dr. Geo. D. Benford, City Physician..... | 41 67 |
| Dr. Chas. E. McKelvey, City Physician..... | 41 67 |
| Dr. J. A. B. Burke, City Physician..... | 41 67 |
| F. Nusslin, M. D., services..... | 41 67 |

| | |
|---|----------|
| W F Sweeney, M D, services | 41 67 |
| Fred. Guao clerks | 29 00 |
| MISCELLANEOUS. | |
| C Fromm, meat | \$ 25 00 |
| Fleckenstein Bros, bread and crackers | 203 09 |
| Geo M Glasser, shoes | 71 75 |
| John B Hahn, flour | 144 60 |
| Smith, Perkins & Co, groceries | 865 07 |
| Olaf Oswald, shoes | 59 00 |
| Smith, Perkins & Co, groceries | 45 90 |
| Home of Industry, bread | 31 20 |
| Geo Schofield, transportation | 14 27 |
| F Deininger, bread | 58 91 |
| F C Glasser, shoes | 100 25 |
| Henry Heddtke, a meat | 69 75 |
| Beck & Roda, shoes | 2 00 |
| James McSweeney, beans | 40 00 |
| P H Curran, meat | 190 00 |
| M Bulkley & Co, groceries | 16 00 |
| J E Butterfield, transportation | 25 92 |
| Johanna Yawman, bread | 47 40 |
| Adam May, groceries | 33 00 |
| Curran & Goler, medicine | 9 75 |
| Hahn Bros, bread | 22 50 |
| Fred Wurtz, meat | 25 00 |
| John Hahn, meat | 100 00 |
| W & J M Aikenhead, candles | 38 64 |
| Geo Zimmer, meat | 25 00 |
| Hahn Bros., bread | 23 50 |

| | |
|--|--------|
| HEALTH DEPARTMENT FUND. | |
| MONTHLY PAY ROLL TO FEBRUARY 1ST, 1879. | |
| Sam'l Donnelly, Supt. board Health, salary .. | 60 00 |
| Chas. Buckley, M. D., Health Officer | 41 67 |
| E. Angevine, Clerks | 25 00 |
| Henry M. Heimold, Keeper of Hope Hospital .. | 50 00 |
| John H. Mason, Inspnr. | 50 00 |
| Joseph Thompson, Inspnr. | 50 00 |
| James Cooper, Inspnr. | 50 00 |
| Heman Miller, Inspnr. | 50 00 |
| Orrin Harris, Inspnr. | 50 00 |
| John O'Rourke, sewer flusher | 45 00 |
| John Vance, sewer flusher | 45 00 |
| C. A. Jeffords, garbage contract to Feb. 1, 1879. | 125 00 |
| E. S. Jeffords, garbage contractor to Feb. 1, 1879, W. S. | 150 00 |

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|---|---------|
| MISCELLANEOUS. | |
| N T Hackstaff, printing blanks | \$ 6 50 |
| Eagle Oorless Co, removing dead animals | 12 20 |
| M Huntington, materials | 6 00 |
| Doxhater & Redding, hoops for cistern | 2 50 |
| C H Bordoff, lumber | 2 57 |
| John O'Rourke, board of horse month Feb'y .. | 15 00 |

| | |
|---|----------|
| LAMP DEPARTMENT FUND. | |
| B F Thomas, lamp tops | \$ 62 50 |
| S A Minton, lamps | 62 50 |
| C A Jefford's, care of lam for February | 728 53 |

| | |
|---|----------|
| CITY PROPERTY FUND. | |
| Bryan, Jones & Seifried, material, &c | \$ 67 79 |
| Rochester Gas Co, gas City buildings | 202 75 |
| E Major, revolving ventilators | 9 00 |
| F J Irwin, supplies | 6 98 |

| | |
|---|-----------|
| POLICE DEPARTMENT FUND. | |
| Geo Truesdale, Police Justice, salary month of February | \$ 208 34 |

And charge that Fund.

Adopted by the following vote:
Ayes—Ald. Tracy, Herzberger, Warren, Hays, Crouch, Chace, Huntington, Vay, Donivan, Edelman, Knobles, Baetzel—12.
Nays—Ald. FitzSimons—1.
Ald. Baetzel called for the report of the committee on opening a street from North ave. to North st.
Ald. Huntington stated that he had a conference with the people living on North avenue and found they were not in favor of the proposed opening and be therefore moved that all action be indefinitely postponed and the committee discharged.
Ald. Baetzel moved that the City Attorney take the necessary steps to have commissioners appointed to appraise the property to be taken for the proposed opening.
Ald. Martin moved that proceedings be taken to open the street. Adopted.
Ald. Chace, from the Committee on Elevated

Tracks reported that he had a conference with Mr. Fisher in regard to the proposed elevation of tracks, that the plans would be ready in a few days and moved that the Mayor be authorized to call a special meeting when the plans were ready for the consideration of the Board. Adopted.

Ald. FitzSimons, from the Committee on Exercise Investigation reported that they intended to present a supplementary report and as it was not ready asked for more time until next meeting. Granted.

COMMUNICATIONS FROM THE MAYOR AND OTHER EXECUTIVE OFFICERS OF THE CITY.

By the Clerk—
 MAYOR'S OFFICE,
 ROCHESTER, N. Y., Feb. 18, 1879.

Gentlemen of the Common Council:
 A day or two since I received the following letter:
 NEW YORK, Feb. 15th, 1879.

Hon. C. R. Parsons, Mayor of the City of Rochester, N. Y.:

DEAR SIR.—We beg to notify you that we are informed that the so-called National Gas Light Company which is furnishing some 400 lamps in your city with naphtha gas is about to add a water-trap or water-drip to each burner and that if said company should adopt one as exhibited with its burner before the Committee on Lamps and Gas of the Committee of Rochester it would clearly be an infringement of the patents thereof owned by our clients, the N. Y. & N. J. Globe Gas Light Company, Limited, and if put into operation, the Globe Company will hold the city in damages.

Yours Respectfully, KNOX & WOODWARD.
 I have called the attention of the gentleman representing the National Gas Light Co. of the City of New York to the above communication and he has assured me that no such attachment is to be used on their lamps.

CORNELIUS R. PARSONS,
 Mayor.

Ald. Martin moved that the communication be referred to Lamp Committee.

Ald. FitzSimons moved that it be referred to the Law Committee. Adopted.

By the Clerk—
 CITY CLERK'S OFFICE,
 ROCHESTER, N. Y., Feb. 18, 1879.

To the Honorable Common Council:

GENTLEMEN: In accordance with Section 29, Revised City Charter, I report the following named persons as having qualified and taken the oath of office.

EDWARD ANGEVINE, City Clerk.

COMMISSIONERS OF DEEDS.

John Whitley, Wm. H. St. John, Geo. W. Wilson, W. K. Townsend, J. H. Child, John J. Snell, Henry F. Smith, Thos. McMillan, M. H. Merriam, Geo. F. Widman, Thos. T. Wilbur, David M. Childs, Otto C. Poop, John W. Wilson, Eugene Rines, Chas. E. Cunningham, Abram Halsey, P. H. Griffin, A. F. Hawk, J. G. Shirley, John H. Keef, A. S. Clackson, S. D. W. Cleveland, Geo. H. Harris, W. W. McDonald, A. H. Martin, J. C. Cutler, W. H. H. Rogers, Thos. B. Husband, Geo. Loveridge, Geo. Tranan Vuyar, S. A. Bowers, J. M. Bardwell, Edwin Scrantom, R. B. Montgomery, Wm. H. Clark, Geo. W. Sprague, Wm. Hil-

dreth, Geo. T. Parker, Louis C. Cook, R. E. White, B. J. Moss, Roswell Woodard, W. S. Staples, H. J. Sullivan, Fred Vose, J. W. Townsend, F. W. Friday, C. S. Eastman, Chas. Bernhard, Geo. A. Forsyth.

Ordered received, filed and published.

ACTION ON ORDINANCES.

IMPROVING WHITE STREET FROM FRANK STREET TO LAKE AVENUE.

By Ald. Edelman—Resolved, That the City Surveyor ascertain and report to this Council the expense of improving White street from Frank street to Lake avenue, by constructing a roadway of Macadam stone, with Medina stone curbs, and cobble stone gutters on each side thereof; and the necessary surface sewers and crosswalks.

The Surveyor submitted as such estimate \$3,500. By Ald. Edelman—Resolved, That the following improvement is expedient, viz.:

The improvement of White street from Frank street to Lake avenue, by constructing a roadway of MacAdam stone, with Medina stone curbs, and cobble stone gutters on each side thereof; also the necessary surface sewers and crosswalks.

And whereas, The City Surveyor, under the direction of this Council, 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 benefited and proper to be assessed for the whole expense thereof, viz.:

One tier of lots on each side of White street from Frank street to Lake avenue.

And further, Resolved, That the tax payers to be assessed for making such improvement may pay their assessments in three equal payments, as follows: One-third of the amount assessed within thirty days after the advertisement of the assessment roll; one-third of the amount within one year from the confirmation of said roll; and the remaining one-third within two years from the confirmation of said roll. On all sums paid prior to the maturity of the said last instalment, a discount will be allowed at seven per cent. per annum.

And the Clerk is hereby directed to publish notice in pursuance of Title VII., section 165, of the Revised Charter of 1874, of the City of Rochester, that all persons interested in the subject matter of said improvement, are required to attend the Common Council, on Tuesday evening, March 4th, 1879, at half-past 7 o'clock, at the Common Council Chamber, when allegations will be heard.

Adopted.

IMPROVING EAST MAIN STREET.

By Ald. Edelman—Resolved, That the City Surveyor ascertain and report to this Council the expense of improving East Main street, from the south line of University avenue to the west curb line of Goodman street, by constructing a MacAdam stone roadway, with Medina stone curbs and gutters on each side thereof; also, the necessary crosswalks, main sewers, surface sewers, lot laterals, &c., and all details connected therewith.

The Surveyor submitted as such estimate \$30,000. By Ald. Edelman—Resolved, That the following improvement is expedient, viz.:

The improvement of East Main street from the south line of University avenue to the west curb line of Goodman street, by constructing a roadway of MacAdam stone, with Medina stone curbs and gutters on each side thereof; also, the necessary crosswalks, main sewers, surface sewers, lot laterals, &c., and all details connected therewith.

And whereas, the City Surveyor, under the direction of this Council, has made an estimate of the whole expense thereof, and reported the same at \$30,000, 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, viz.:

One tier of lots on each side of East Main street, from University avenue to Goodman street.

And further, Resolved, That the tax payers to be assessed for making such improvement may pay their assessments in five equal payments, as follows: One-fifth of the amount assessed within thirty days after the advertisement of the Assessment Roll; one-fifth of the amount within one year from the confirmation of said Roll; one fifth of the amount within two years from the confirmation of said Roll; one-fifth of the amount within three years from the confirmation of said roll, and the remaining one-fifth within four years from the confirmation of said roll. On all sums paid prior to the maturity of the said last instalment, a discount will be allowed at seven per cent. per annum.

And the Clerk is hereby directed to publish notice, in pursuance of Title VII., section 165, of the Revised Charter of 1874, of the City of Rochester, that all persons interested in the subject matter of said improvement, are required to attend the Common Council, on Tuesday evening, March 4th, 1879, at half-past seven o'clock, at the Common Council Chamber, when allegations will be heard.

Adopted.

The final ordinance for a wrought iron lift bridge over the Erie canal at Brown street was presented.

The President presented a communication from Manley A. Cooper. Referred to the Executive Board.

Ald. Cnace moved that the ordinance lie on the table for two weeks. Adopted.

The final ordinance for sprinkling Meigs street came up.

Ald. Crouch moved that the ordinance lie on the table two weeks and that allegations be heard at the same time. Adopted.

FINAL ORDINANCE NO. 2,041.

SPRINKLING LAKE AVENUE AND STATE STREET.

On motion of Ald. Edelman 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. Edelman submitted the following:

An ordinance to sprinkle Lake avenue and State street from Jones avenue to the N. Y. & H. R. R. during the season of 1879.

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

The sprinkling of Lake avenue and State street from Jones avenue to the N. Y. & H. R. R. during the season of 1879.

And the whole expense shall be defrayed by the assessment upon the lots and parcels of lands to be benefited thereby; and the City Surveyor, under the direction of this Council, having made an estimate of such expense, and reported the same at \$300.00, which estimate is hereby approved; 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 Lake avenue and State street from Jones avenue to the N. Y. & H. R. R.

On which above described portion of the city the expenses of said improvement are hereby ordered assessed.

Adopted by the following vote:

Ayes—Ald. FitzSimons, Herzberger, Warren, Hays, Crouch, Chace, Huntington, Vay, Donivan, Edelman, Knobles, Baetzel—12.

The final ordinance for sprinkling East Main street from East street to University avenue came up.

Ald. Huntington moved that the ordinance lie on the table two weeks. Adopted.

FINAL ORDINANCE NO. 2,042.

SPRINKLING EAST AVENUE.

On motion of Ald. Edelman 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. Edelman submitted the following:

An ordinance to sprinkle East avenue from East Main street to Alexander street, during the season of 1879.

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

The sprinkling of East avenue from East Main street to Alexander street, during the season of 1879.

And the whole expense shall be defrayed by the assessment upon the lots and parcels of lands to be benefited thereby; and the City Surveyor, under the direction of this Council, having made an estimate of such expense, and reported the same at \$50, which estimate is hereby approved; 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 avenue from East Main street to Alexander street.

On which above described portion of the city the expenses of said improvement are hereby ordered assessed.

Adopted by the following vote:

Ayes—Ald. Fitz Simons, Herzberger, Warren, Hays, Crouch, Martin, Chace, Huntington, Vay, Donivan, Edelman, Knobles, Baetzel—13.

FINAL ORDINANCE NO. 2,043.

SPRINKLING EAST AVENUE FROM GOODMAN STREET TO CITY LINE.

On motion of Ald. Edelman, 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. Edelman submitted the following:

An ordinance to sprinkle East avenue, from Goodman street to the city line during the season of 1879.

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

The sprinkling of East avenue from Goodman street to the city line, during the season of 1879.

And the whole expense shall be defrayed by the assessment upon the lots and parcels of land to be benefited thereby; and the City Surveyor, under the direction of this Council, having made an estimate of such expense, and reported the same at \$657.00, which estimate is hereby approved; 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 avenue from Goodman street to the city line.

On which above described portion of the City the expenses of said improvement are hereby ordered assessed.

Adopted by the following vote:

Ayes—Ald. FitzSimons, Herzberger, Warren, Hays, Crouch, Martin, Chace, Huntington, Vay, Donivan, Edelman, Knobles, Baetzal—13.

FINAL ORDINANCE NO. 2,045.

SPRINKLING STATE AND EXCHANGE STREETS.

On motion of Ald. Edelman 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. Edelman submitted the following:

An ordinance to sprinkle State and Exchange streets from the N. Y. C. & H. R. R. to Spring street, during the season of 1879.

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

The sprinkling of State street and Exchange street, from the N. Y. C. & H. R. R. to Spring street, during the season of 1879.

And the whole expense shall be defrayed by the assessment upon the lots and parcels of land to be benefited thereby; and the City Surveyor, under the direction of this Council, having made an estimate of such expense, and reported the same at \$320.00, which estimate is hereby approved; 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 street and Exchange street from the N. Y. C. & H. R. R. to Spring street.

On which above described portion of the city the expenses of said improvement are hereby ordered assessed.

Adopted by the following vote:

Ayes—Ald. FitzSimons, Herzberger, Warren, Hays, Crouch, Martin, Chace, Huntington, Vay, Donivan, Edelman, Knobles, Baetzal—13.

FINAL ORDINANCE NO. 2,046.

SPRINKLING EAST AVENUE FROM ALEXANDER STREET TO GOODMAN STREET.

On motion of Ald. Edelman 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. Edelman submitted the following:

An ordinance to sprinkle East avenue from Alexander street to Goodman street during the season of 1879.

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

The sprinkling of East avenue from Alexander street to Goodman street during the season of 1879.

And the whole expense shall be defrayed by the assessment upon the lots and parcels of land to be benefited thereby; and the City Surveyor, under the direction of this Council, having made an estimate of such expense and reported the same at \$312, which estimate is hereby approved; 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 avenue from Alexander street to Goodman street.

On which above described portion of the city the expenses of said improvement are hereby ordered assessed.

Adopted by the following vote:

Ayes—Ald. FitzSimons, Warren, Hays, Crouch, Martin, Chace, Huntington, Vay, Donivan, Edelman, Knobles, Baetzal—12.

FINAL ORDINANCE NO. 2,047.

SPRINKLING CLINTON STREET.

On motion of Ald. Edelman 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. Edelman submitted the following:

An ordinance to sprinkle Clinton street from Monroe avenue to Andrews street during the season of 1879.

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

The sprinkling of Clinton street from Monroe avenue to Andrews street during the season of 1879.

And the whole expense shall be defrayed by the assessment upon the lots and parcels of lands to be benefited thereby; and the City Surveyor, under the direction of this Council, having made an estimate of such expense and reported the same at \$624, which estimate is hereby approved; 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 Monroe avenue to Andrews street.

On which above described portion of the city the expenses of said improvement are hereby ordered assessed.

Adopted by the following vote:

Ayes—Ald. FitzSimons, Warren, Hays, Crouch, Martin, Chace, Huntington, Vay, Donivan, Edelman, Knobles, Baetzal—12.

FINAL ORDINANCE NO. 2,048.

SPRINKLING FRONT STREET.

On motion of Ald. Edelman 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. Edelman submitted the following:

An ordinance to sprinkle Front street from West Main street to the N. Y. C. & H. R. R. Depot, during the season of 1879.

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

The sprinkling of Front street from West Main street to the N. Y. C. & H. R. R. Depot, during the season of 1879.

And the whole expense shall be defrayed by the assessment upon the lots and parcels of land to be benefited thereby; and the City Surveyor, under the direction of this Council, having made an estimate of such expense, and reported the same at \$312, which estimate is hereby approved; 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 Front street from West Main street to the N. Y. C. & H. R. R. Depot.

On which above described portion of the city the expenses of said improvement are hereby ordered assessed.

Adopted by the following vote:

Ayes—Ald. Fitz Simons, Warren, Hays, Crouch, Martin, Chace, Huntington, Vay, Donivan, Edelman, Knobles, Baetzal—12.

FINAL ORDINANCE NO. 2,049.

SPRINKLING LAKE AVENUE FROM JONES AVENUE TO SWEETING'S NORTH LINE.

On motion of Ald. Edelman 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. Edelman submitted the following:

An ordinance to sprinkle Lake avenue, from Jones avenue to Sweeting's north line during the season of 1879.

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

The sprinkling of Lake avenue, from Jones avenue to Sweeting's north line, during the season of 1879.

And the whole expense shall be defrayed by the assessment upon the lots and parcels of land to be benefited thereby; and the City Surveyor, under the direction of this Council, having made an estimate of such expense and reported the same at \$620.00, which estimate is hereby approved; 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 Lake avenue, from Jones avenue to Sweeting's north line.

On which above described portion of the city the expenses of said improvement are hereby ordered assessed.

Adopted by the following vote:

Ayes—Ald. FitzSimons, Warren, Hays, Crouch, Martin, Chace, Huntington, Vay, Donivan, Edelman, Knobles, Baetzal—12.

The final ordinance for sprinkling West avenue, from Erie Canal to York street, came up.

Ald. Martin moved that the ordinance lie on the table until the first meeting in April.

Adopted.

FINAL ORDINANCE NO. 2,044.

EAST AND WEST MAIN STREET SPRINKLING.

On motion of Ald. Edelman, 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. Edelman submitted the following :

An ordinance to sprinkle gas and West Main street from East ave. to the Erie canal during the season of 1879.

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

The sprinkling of East and West Main street, from East ave. to the Erie canal during the season of 1879.

And the whole expense shall be defrayed by the assessment upon the lots and parcels of lands to be benefited thereby; and the City Surveyor, under the direction of this Council, having made an estimate of such expense, and reported the same at \$1,340 which estimate is hereby approved; 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 and West Main street from East ave. to the Erie canal.

On which above described portion of the City the expense are hereby ordered assessed.

Adopted by the following vote:

Ayes—Ald. FitzSimons, Herzberger, Warren, Hays, Crouch, Martin, Chace, Huntington, Vay, Donivan, Edelman, Knobles, Baetzel—15.

EXECUTIVE BUSINESS.

On motion of Ald. Baetzel the Board proceeded to ballot for twenty-seven Commissioners of Deeds, and upon balloting the following persons each received the concurrent vote of a majority of all the members of the Common Council, and were declared elected:

COMMISSIONERS OF DEEDS :

| | |
|--------------------|--------------------|
| William Aikenhead, | L. M. Wooden, |
| George W. Malby, | John H. Wilson, |
| Ralph Butler, | James Briggs, |
| F. T. Skinner, | John C. Mezie, |
| N. S. Fullam, | Frank M. Bottum, |
| Wm. J. Steinhauer, | J. B. Mosely, |
| E. H. Miller, | James A. Jordan, |
| A. J. Reibling, | William S. Foster, |
| J. R. Fanning, | George Long, |
| Albert F. Hawks, | C. E. Wood, |
| N. A. Pierce, | Frank Kingsley, |
| J. B. Nellis, | C. E. Woodward. |

Ald. Crouch called from the table the report of the Commissioners on the opening of Tracy park.

Ald. Crouch moved that the resolution offered by Ald. Montgomery at a meeting held January 7th, 1879, be reconsidered. Carried.

Ald. Huntington moved that the City Surveyor and City Attorney prepare an ordinance to present to this Board at the next meeting. Adopted by the following vote:

Ayes—Ald. Tracy, FitzSimons, Crouch, Martin, Chace, Huntington, Donivan, Edelman—8.

Nays—Ald. Herzberger, Warren, Hays, Baetzel—4.

The City Attorney was heard.

By Ald. Edelman—Resolved, That the fine paid by Henrich Frank in the Police Court on the 4th day of February, said Frank being convicted of forcing his way into the Germania Hall, is hereby remitted, and the City Treasurer is ordered to refund said \$10 to the mother of said Henrich Frank.

Adopted by the following vote:

Ayes—Ald. FitzSimons, Herzberger, Warren, Hays, Crouch, Chace, Huntington, Donivan, Edelman, Knobles, Baetzel—10.

By Ald. Huntington—Resolved, That the following penalty be added to section 2d, chapter 45th, of the penal ordinances: "And every execution issued upon a judgment recovered for any such violation, 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 Monroe County Penitentiary for a period not to exceed thirty days."

Adopted by the following vote:

Ayes—Ald. FitzSimons, Herzberger, Warren, Hays, Crouch, Chace, Huntington, Donivan, Edelman, Baetzel—10.

By Ald. Huntington—Resolved, That the Executive Board and the Water Works Committee be and they are hereby directed to lay all necessary water pipe for the operation of the Allen street lift bridge, and charge the Contingent Fund. Adopted.

Ald. Huntington moved that the Mayor be directed to enter into a contract with the gas light companies, on the same terms and conditions as last year, for lighting, &c., the public gas lamps, with the exception that the lamps shall be lighted all night and every night during the year.

Ald. Chace moved, as an amendment, that the Mayor enter into a contract with the gas companies at \$25 per lamp per year, the city reserving the right to cancel the contract on thirty days notice, and to discontinue any number of lamps at any time, as the Council see fit. The amendment was adopted.

By Ald. Huntington—Whereas, By report of the late City Attorney, J. Breck Perkins, Esq., he gave it as his opinion that there should be a reassessment for the old Oak street improvement, (see opinion published on page 48 of published proceedings of 1878,) and

Whereas, There is a large proportion of the tax for said improvement remaining unpaid and uncollected, and,

Whereas, The Court of Appeals, in deciding the suit involving the legality of said assessment, ordered a reassessment of the same, as appears by the report of Mr. Perkins, therefore,

Resolved, That the Improvement Committee be instructed to prepare and report an ordinance to this Board, at its earliest convenience, for the reassessment of Oak street improvement.

The City Attorney was heard.

The resolution was then adopted.

By Ald. Chace—

Whereas, There has much investigation and misunderstanding in regard to the rights of certain parties claiming damages for the faulty contraction of Platt street outlet sewer; and,

Whereas, It is desirable that the differences between the parties referred to shall be amicably adjusted without litigation; therefore,

Resolved, That if the firm of P. Burke & Co. shall, within twenty days from the date hereof, execute a release to the city of Rochester in manner and form to be approved by the City Attorney for all claims for damages in regard to the construction of Platt street outlet sewer on their property, and shall secure the right of lateral drainage into said sewer on the north side of Platt street, the Clerk is hereby directed to draw an order in favor of P. Burke & Co. for one thousand dollars and charge contingent fund.

Resolved, That if Daniel Leary shall execute, within twenty days from date hereto, to the city of Rochester a release to be approved by the City Attorney for all claims for damages for the misconstruction of Platt street outlet sewer, the Clerk is directed to draw an order in favor of Daniel Leary for \$648, principal and interest paid by him as his tax for the building of said outlet sewer, and charge contingent fund.

Resolved, That the Clerk draw an order in favor of Mrs. Hayden for one hundred dollars.

and charge contingent fund, providing she shall, within twenty days from date hereof, execute a release to the city of Rochester for all claims for damages arising from the construction of Platt street outlet sewer, said release to be approved by the City Attorney, said amount to be charged to contingent fund.

Resolved, That the Treasurer cancel on his books the tax assessed to Michael Cummings (\$100) for the construction of Platt street outlet sewer, providing that said Cummings shall within twenty days from date hereof, execute a release for all claims for damages for the faulty construction of Platt street outlet sewer, and charge erroneous assessments.

Rochester, Feb. 13, 1879.

Ald. Huntington moved that Ald. Fitz Simons be authorized to enter into contract with some reliable contractor to straighten the sewer at a cost not to exceed \$2,000.

Lost by the following vote:

Ayes—Ald. Huntington, Vay, Donovan—3.

Nays—Ald. Tracy, FitzSimons, Herzberger, Warren, Hays, Crouch, Chace, Edelman, Knobles, Baetzel—10.

The resolution of Ald. Chace was then adopted by the following vote:

Ayes—Ald. Tracy, FitzSimons, Herzberger, Warren, Hays, Crouch, Chace, Edelman, Knobles, Baetzel—10.

Nays—Ald. Huntington, Vay, Donovan—3.

Ald. Herzberger moved to suspend the rule to adjourn at 11 o'clock. Adopted.

By Ald. Herzberger—Resolved, That the Clerk draw an order in favor of Joseph Schleyer for \$10, the amount of fine imposed in the Police Court for violation of a city ordinance, and charge Police Fund. Adopted by the following vote:

Ayes—Ald. FitzSimons, Herzberger, Warren, Hays, Crouch, Chace, Huntington, Vay, Donovan, Edelman, Knobles, Baetzel—12.

Ald. Knobles presented a communication from S. W. Marsh in regard to a petition for wood building.

Ald. Knobles moved that the petition be taken from the table.

Ald. Chace moved that the Board adjourn. Adopted.

EDWARD ANGEVINE,

City Clerk.

In Common Council—March 7, 1879.

ORGANIZED AS A BOARD OF CANVASSERS.

Present—Ald. Tracy, FitzSimons, Herzberger, Warren, Hays, Crouch, Martin, Chace, Huntington, Vay, Donovan, Edelman, Smith, Knobles, Baetzel—15.

The Clerk called to order.

Ald. Tracy moved that Ald. Huntington act as Chairman. Adopted.

The Board then proceeded to canvass the votes cast at the Charter election held March 4th, 1879, as appeared in the certificate of canvass filed in the office of the City Clerk.

CITY CLERK'S OFFICE,

ROCHESTER, N. Y., March 7, 1879. }

STATE OF NEW YORK, } ss.

City of Rochester. }

We, the undersigned, members of the Common Council of the city of Rochester, convened as a Board of Canvassers, do hereby certify that we have examined the certified statements of the Inspectors of Elec-

tion of the several Election Districts for the election of city and ward officers, held on the 4th day of March, 1879, filed in the office of said city, and according to the said statements we do certify and determine that the following named persons having received the greatest number of votes were duly elected to the several offices as herein respectively set forth:

CITY OFFICERS.

Member of the Executive Board for the term of three years—Ezra Jones.

Game Constable—George M. Schwartz for the term of one year.

WARD OFFICERS.

Supervisors for the Term of One Year.

First Ward—William W. Carr.
 Second Ward—Michael M. Keenan.
 Third Ward—Frank M. Bottom.
 Fourth Ward—James E. Hayden.
 Fifth Ward—Charles Englert.
 Sixth Ward—William S. Falls.
 Seventh Ward—George Heberling.
 Eighth Ward—Maurice Leyden.
 Ninth Ward—George W. Jacobs.
 Tenth Ward—Harry C. Jones.
 Eleventh Ward—John Bray.
 Twelfth Ward—Conrad Eisenberg.
 Thirteenth Ward—John A. P. Walter.
 Fourteenth Ward—Thomas Crane.
 Fifteenth Ward—James H. Curran.
 Sixteenth Ward—John W. Stroup.

Aldermen for the Term of Two Years.

Second Ward—Michael H. FitzSimons.
 Fourth Ward—Lyman M. Otis.
 Sixth Ward—Henry Hebing.
 Eighth Ward—George Chambers.
 Tenth Ward—Wesley Mandeville.
 Twelfth Ward—Phillip Wickens.
 Fourteenth Ward—Devalson G. Weaver.
 Sixteenth Ward—Jacob J. Hart.

Alderman for the Third Ward, to Fill Vacancy.

Third Ward—David H. Westbury.

School Commissioners for the Term of Two Years.

Second Ward—John M. Brown.
 Fourth Ward—Homer A. Kingsley.
 Sixth Ward—Charles M. Williams.
 Eighth Ward—Jonas Jones.
 Tenth Ward—George Weldon.
 Eleventh Ward—Nicholas Kase.
 Fourteenth Ward—Alfred H. Cork.
 Fifteenth Ward—Nicholas L. Brayer.
 Sixteenth Ward—Pomeroy P. Dickinson.

Constables for the Term of One Year.

First Ward—Joseph Ringlesteir.
 Second Ward—William H. Smith.
 Third Ward—William H. Groot.
 Fourth Ward—Thomas Goulding.
 Fifth Ward—John J. Masterson.
 Sixth Ward—Paul Englehardt.
 Seventh Ward—C. Edwin Palmer.
 Eighth Ward—Charles W. Struble.
 Ninth Ward—Eben W. Carr.
 Tenth Ward—William S. Brown.
 Eleventh Ward—John Dugan.
 Twelfth Ward—John Dart.
 Thirteenth Ward—Ferdinand L. Schultz.
 Fourteenth Ward—John Barry.
 Fifteenth Ward—Joseph Hubbachek.
 Sixteenth Ward—John Barrett.

Inspectors of Elections for Term of One Year.

First Ward—Alexander K. Cutler, John E. Durand.

Second Ward—Horace Jones, Daniel M. Leary.

Third Ward—First District—William Turner, Charles D. Evans; Hiram C. Burley (appointed.)

Third Ward—Second District—William H. Whiting, William R. Gregory; Phillip McConnell (appointed.)

Fourth Ward—W. V. K. Lansing, Jared W. Kimball.

Fifth Ward—First District—Chauncey B. Doxtator, Michael K. Gannon; William H. Anderson (appointed.)

Fifth Ward—Second District—James E. Ryan, George H. Graham; Jame. Nelligan (appointed.)

Sixth Ward—Edward Englehardt, Charles Cherain.

Seventh Ward—First District—Porter W. Taylor, James A. Jordan; George Glover (appointed.)

Seventh Ward—Second District—William I. Hanford, George H. Brown.

Eighth Ward—First District—James M. Niven, Robert DeGarmo.

Eighth Ward—Second District—Patrick J. Healey, John McCrudden.

Ninth Ward—First District—Frank McAllister, John C. Cone.

Ninth Ward—Second District—Charles Benner, Peter B. Ramsey.

Tenth Ward—Asa S. Jaynes, Jacob H. Wagner; George W. Hatch (appointed.)

Eleventh Ward—First District—William Wolk, Nicholas F. Berna.

Eleventh Ward—Second District—William Bauer, Lewis Hague.

Twelfth Ward—First District—Roswell Woodward, William Woldert; John W. Babcock (appointed.)

Twelfth Ward—Second District—John H. Scanlan, William J. Denny; Frederick Schlegel (appointed.)

Thirteenth Ward—First District—James Donivan, John Guggleman.

Thirteenth Ward—Second District—Levi L. Loebs, James H. Moore.

Fourteenth Ward—James R. Stevenson, Christian M. Myar.

Fifteenth Ward—Mathias Schromer, Frank Ferenbach.

Sixteenth Ward—First District—Robert Aids, jr., Isaac DeMallie; James W. Stanley (appointed.)

Sixteenth Ward—Second District—George Heindle, Ferdinand Strouchen.

Sixteenth Ward—Third District—Nicholas Heindle, Frederick Zink.

Signed in duplicate,

WILLIAM H. TRACY,
M. H. FITZSIMONS,
GEORGE HERZBERGER,
E. K. WARREN,
SIMON HAYS,
CHARLES T. CROUCH,
JOHN W. MARTIN,
E. B. CHACE,
E. HUNTINGTON,
RUDOLPH VAY,
JOHN DONIVAN,
LEWIS EDELMAN,
WM. S. SMITH,

J. W. KNOBLES,
J. G. BAETZEL,

The Board then adjourned.

EDWARD ANGEVINE,
City Clerk.

In Common Council, March 7, 1879.

SPECIAL MEETING.

ROLL CALL.

Present—Ald. Tracy, FitzSimons, Westbury, Herzberger, Warren, Crouch, Martin, Chace, Huntington, Vay, Donivan, Edelman, Smith, Knobles, Baetzel—15.

Absent—Ald. Hays.

In the absence of the President, the Clerk called to order.

Ald. Warren moved that Ald. Martin act as temporary President. Adopted.

By the Clerk—

MAYOR'S OFFICE.

ROCHESTER, N. Y., March 6, 1879.

Edward Angevine, City Clerk:

Please call a special meeting of the Common Council at the Common Council Chamber for Friday, March 7, 1879, at 3 o'clock p. m.

Subject—Transaction of General Business.

CORNELIUS R. PARSONS, Mayor.

PRESENTATION OF PETITIONS, ACCOUNTS, &C.

By Ald. Tracy—Bills of

Citizens Gas Co., gas, &c., for Feb. \$3,327 75
Rochester Gas Co., gas, &c., for Jan. 2,819 25
Feb. 2,819 25

Citizens' Gas Co., setting lamp posts. 8 00

Referred to Lamp Committee.

Ald. Tracy moved that there be placed in the budget \$4,000 for the Rochester Gas Co. and \$2,000 for the Citizens' Gas Co., to apply on the accounts as above presented.

Adopted by the following vote:

Ayes—Ald. Tracy, FitzSimons, Herzberger, Warren, Crouch, Martin, Chace, Huntington, Vay, Donivan, Edelman, Smith, Knobles, Baetzel—14.

By Ald. Herzberger—Petition of Carl Wilhelm and John Rowley to erect wood buildings. Referred to W. B. Committee and Fire Marshal, with power to act.

By Ald. Herzberger—Bills of

Hotchkiss Bros., ice. \$ 30 00
Alex. McLean, expenses for February. 83 12

Referred to Police Committee.

By Ald. Warren—Petition of Building Committee, of St. James Guild to erect wood building. Permission granted. Also petition for water pipes in Scrantom street. Referred to Water Works Committee and Executive Board.

Also the following:

CHAP. 63.

AN ACT to authorize the Common Council of the city of Rochester to raise money to provide for the deficiencies in the funds for the support of the public schools of the city. Passed March 5, 1879; three-fifths being present.

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

SECTION 1. The Common Council of the city of Rochester is hereby authorized to raise the sum of twenty thousand dollars to pay teachers

wages and the contingent expenses of the public schools and of the Board of Education of said city during the current fiscal year, in addition to the sum heretofore raised for that purpose, and said Common Council may anticipate the same by loan.

§ 2. Said sum of twenty thousand dollars shall be assessed and collected together with the other general city taxes for the next fiscal year.

§ 3. This act shall take effect immediately.

STATE OF NEW YORK,
Office of the Secretary of State. } ss.

I have compared the preceding with the original law on file in this office, and do hereby certify that the same is a correct transcript therefrom and of the whole of said original law.

Given under my hand and seal of office of the Secretary of State, at the City of Albany, this fifth day of March in the year one thousand eight hundred and seventy-nine.

GEORGE MOSS,
Deputy Secretary of State.

By Ald. Warren—Resolved, That in accordance with the provision of the act of the Legislature presented herewith, the Treasurer is instructed to credit upon his books, the Board of Education, with the sum of twenty thousand dollars and that he be and is hereby authorized to borrow upon the city's notes the said sum of twenty thousand dollars whenever the interests of the city may require such loan and charge discount to contingent fund.

Lost by the following vote.

Ayes—Ald. Tracy, Herzberger, Warren, Crouch, Chace, Huntington, Baetzel—7

Nays—Ald. FitzSimons, Martin, Vay, Donovan, Edelman, Smith, Knobles—7.

Ald. FitzSimons moved to lay on the table until the next meeting. Adopted.

By Ald. Chace—Whereas, The amount of water furnished by the Genesee River at Rochester during the dry season has been decreasing from natural causes for some years, very seriously crippling the manufacturing interests of said city, in which said interest a large amount of capital is invested, and on the continuous and successful operation, of which the general prosperity of the city largely depends, as also the daily living of at least 2,500 operators; and

Whereas, The State of New York has for many years maintained and used the Genesee River Feeder in said city for furnishing water from the Genesee River to the Erie Canal during the dry season of the year, thus diverting the water to the detriment of the manufacturing interests of Rochester without compensation; and

Whereas, The Genesee Valley Canal is now by law directed to be abandoned and sold, which said canal has heretofore fed the Erie Canal a large amount of water from the Oil Creek and Rockville reservoirs, which supply will be cut off by the abandonment of said canal and diverted to the Allegheny River, requiring a still larger diversion of water from the Genesee River at Rochester, resulting in further damage to its business interests; therefore,

Resolved, That we the Common Council of the city of Rochester respectfully request the Legislature of the State of New York to pass an act exempting from sale the Oil Creek and Rockville reservoirs and feeders therefrom, and so much of the channel of the Genesee Valley

Canal as shall enable the State to feed the said waters into the Genesee River for use in feeding the Erie Canal through the Genesee River Feeder at Rochester, and also to maintain the same in good order for that purpose.

Resolved, That the Senator and Member of Assembly from this district are hereby requested to use all proper and honorable efforts for the passage of an act, in accordance with the foregoing preamble and resolutions. Adopted.

By Ald. Chace:—Whereas, Several of the charitable institutions of the City which are exempt by law from taxation and have used the water of the City and been unable to pay for the same and the sum of such water rents has been assessed upon their property, therefore,

Resolved, That the Treasurer be and he is hereby authorized to cancel the amount assessed upon the Home for the Friendless, Home of Industry, Sisters of Mercy and Church of Victories (school) and that the Executive Board be requested to make a rate for these and other charitable institutions that shall be as low as possible until such time as the water shall be taken so generally that it would not be for the City's interest to make such discrimination.

Referred to Committee on Water Works.

Ald. Huntington moved that when the Board adjourns it be to Tuesday evening next.

Ald. Warren moved as an amendment that it be to a week from Tuesday next.

Adopted by the following vote:

Ayes—Ald. Tracy, Fitz Simons, Herzberger, Warren, Vay, Donovan, Edelman, Smith, Knobles—9.

Nays—Ald. Crouch, Martin, Chace, Huntington, Baetzel—5.

By Ald. Donovan—Bills of

| | |
|--|----------|
| Rochester Gas Light Co., gas, City Hall..... | \$171 50 |
| Blairley, King & Co., repairing radiators..... | 71 48 |
| E. Major, revolving ventilators..... | 5 00 |

Referred to City Property Committee.

By Ald. Edleman—Petition of Valentine Lochner to erect wood buildings. Referred to Wood Building Committee and Fire Marshal, with power to act.

By Ald. Knobles—Petitions of H. C. Webster and Mrs. C. E. Ross, to erect wood buildings. Referred to Wood Building Committee and Fire Marshal, with power to act.

By Ald. Baetzel—Bills of

| | |
|--|---------|
| John B. Hahn, flour..... | \$28 00 |
| George M. Leckinger, shoes..... | 10 50 |
| Geo. Bastian, bread..... | 13 40 |
| Zegewitz & Fisher, meat..... | 100 00 |
| Goetzman & Son, soap..... | 182 05 |
| Jacob Howe & Son, bread and crackers..... | 167 07 |
| N. L. Braver, meat..... | 100 00 |
| Geo. Schofield, transportation..... | 27 50 |
| Adam Vogel, meat..... | 75 00 |
| Leat & Weitzel, shoes..... | 90 75 |
| Geo. Ellb, bread..... | 51 45 |
| M. Frdle, meat..... | 50 00 |
| Huhn Bros, bread..... | 16 00 |
| John W. Hudgett, groceries..... | 6 00 |
| Burke, Fitz Simons, Hone & Co., dry goods..... | 44 50 |
| H. K. Knodph, bread..... | 89 00 |
| A. Hefner, bread..... | 32 95 |
| S. Wheeler, rent..... | 8 00 |
| Michael Heavy, transportation..... | 24 00 |
| Home of Industry, bread..... | 30 30 |

Referred to Poor Committee.

By Ald. Baetzel—Petition to open Ackerman street. Referred to Committee on Opening and Alteration of Streets. Also, petition of George Hilbert to erect wood building. Referred to Wood Building Committee and Fire Marshal, with power to act.

By Ald. Baetzel:

To the Honorable the Common Council of Rochester :

GENTLEMEN :—The undersigned, living and owning land, at the first lock, in the 16th ward, some time since purchased of Mrs. Caroline C. Ely and William E. Otis—said land was purchased of the above parties, under an agreement that a three rod road should be laid out from Monroe Avenue south to the lands purchased and owned by the undersigned ; said road has been only partially opened, 16½ feet on the east side from Monroe Avenue to the southern termination has never been opened, but remains fenced in.

Mrs. Caroline C. Ely the then owner, executed a release, which was at the time, filed in the town of Brighton and the Road Commissioners of said town accepted the dedication but as aforesaid the road has never been opened the full width. The undersigned respectfully asks the Honorable Council to cause the removal of the obstructions and the opening of said street—(which is now known as Adwen st..) in accordance and in pursuance to said agreement and release, a copy of which I herewith transmit to your Honorable Board.

Very respectfully yours,
JOHANNAH ADWEN.

RELEASE OF DAMAGES FOR THE COMMISSION OF HIGHWAYS.

A highway having been laid out, on the day and date hereof by the Commissioners of Highways through the lands of the late Oliver Culver deceased, commencing in the south line of Monroe street, ten rods easterly from Otis N. Wilcox land, and running southerly parallel with the east line of said Wilcox land to land conveyed to Johannah Adwen by Caroline C. Ely, Lorenzo D. Ely and William E. Otis on the first lock east of Rochester on the Erie canal for a public highway to be three rods wide and the line above named to be the west line of said road.

Now know all men by these presents that I for value received do hereby release all claims for damages by reason of laying out and opening said road or highway.

Brighton, Feb. 21st, 1871.
CAROLINE C. ELY.

Referred to Executive Board and City Attorney.

By Ald. Tracy:
OFFICE OF CITIZENS' GAS COMPANY.
ROCHESTER, Feb. 1878. }

To the Lamp Committee of the City of Rochester :

The price named to your committee for lighting and care of gas lamps on the east side of the river for the current year is as low as we can furnish the same and will be, we hope, on reflection satisfactory to your committee.

The prices named are about the same as charged in the neighboring cities of Buffalo (two dollars per M) where coal is somewhat cheaper, and Syracuse (two dollars twenty-five cents per M) where coal is somewhat higher than here.

The price named, twenty-five dollars per annum per lamp, as under the present system is at the rate of two dollars ten cents per M for gas. The price \$30 per lamp per annum for all night lighting is based on a rate for gas of two dollars four cents per M allowing in either case of \$3 per lamp per annum for care.

Very Respectfully,
W. H. WARD.

Ordered received, filed and published.

By Ald. FitzSimons—Resolved, That his Honor, Mayor Parsons be and he is hereby directed to contract with the National Gas Light Company to light 1,000 of the street lamps now lighted with gas at the rate of \$17 per lamp per year.

Ald. Tracy in the chair.

Ald. Crouch moved that the resolution lie on the table until the next regular meeting.

Ald. Marten moved that action on the resolution be postponed until the Lamp Committee shall report on the working of the new Naphtha lamps, lately ordered erected. Adopted.

By Ald. Martin, remonstrance against ordinance for the sprinkling of West Avenue, Laid on the table until the ordinance comes up for action.

Ald. Martin moved to reconsider the vote taken on the question of adjournment until next Tuesday evening. Adopted.

Ald. Martin moved that when the Board adjourn it be to Wednesday evening next, at which time all special and standing committees be directed to make their reports, and when allegations on ordinances, &c. will be heard. Adopted.

ROCHESTER, March 4, 1879.

To the Hon. the Board of Aldermen of the City of Rochester :

GENTLEMEN : Your petitioner respectfully requests that you will grant the use of the City Hall on the evening of March the 17th for a lecture and concert for the benefit of the orphans of St. Patrick's and St. Mary's asylums.

JOHN P. STEWART.

Pastor St. Mary's, South street.

Permission granted.

REPORTS OF STANDING COMMITTEES.

Ald. Baetzel from the Poor Committee, Ald. Donivan from the City Property Committee, Ald. Herzberger from the Police Committee, reported favorably on the bills referred to their respective committees and moved their reference to the finance committee for payment.

By Ald. Knobles—Resolved, That John Merion, Nellie Martin, Alice Connell, M. L. Wetascbek, Geo. P. Bortle, Gilbert Bradley, D. R. Clark, H. E. Woodward, J. K. Burlingame, Mrs. Christie, have permission to erect wood buildings in accordance with their several petitions under the direction of the Wood Building Committee and Fire Marshal. Adopted.

FINANCE BUDGET.

ROCHESTER, N. Y., March 7, 1879.

By Ald. Warren—Resolved, That the Treasurer pay as follows, when there are funds applicable:

CONTINGENT FUND.

A. G. Wheeler, City attorney, disbursements... \$ 3 50
Edward Angvine, postage stamps, &c... 25 00
Adolph Nolte, publishing notices, &c., to Mar. 4. 175 00
And charge that Fund.

POOR DEPARTMENT FUND.

| | |
|---|----------|
| P. Joyce, burials..... | \$ 18 50 |
| Fred Wurtz, meat..... | 25 00 |
| Jas. McSweeney, beans..... | 22 00 |
| George Bastian, bread..... | 32 25 |
| Geo. Zimmer, meat..... | 25 00 |
| S. J. Wagoner, delivering coal and wood..... | 330 00 |
| A. Bauerschmidt, meat..... | 125 00 |
| Jas. H. Phelan, shoes..... | 25 25 |
| Joseph Schutte, Overseer's disbursements..... | 65 25 |
| Smith & Perkins, groceries..... | 10 06 |
| Wilson & Pond, flour..... | 138 00 |
| D. E. Fichtner, bread..... | 34 50 |
| Joseph A. Otto, groceries..... | 19 50 |
| A. Hefner, bread..... | 32 25 |
| O'Kane Bro's., meat..... | 50 00 |

| | |
|---|-----------|
| J. & J. Cooper, medicine..... | 13 10 |
| John Groh, shoes..... | 177 50 |
| G. H. Hass, medicine..... | 16 90 |
| And charge that Fund. | |
| HEALTH DEPARTMENT FUND. | |
| Byron Holly, services..... | \$ 120 00 |
| Ludlow Valve Co., repairing valve..... | 1 47 |
| Rochester Printing Co., printing..... | 544 00 |
| And charge that Fund. | |
| CITY PROPERTY FUND. | |
| J. Tallman, soap..... | \$ 4 00 |
| E. Enrich, care of clocks to March 6, 1879..... | 62 50 |
| F J Irwin, monthly cleaning and expenditures..... | 34 45 |
| And charge that Fund. | |

| | |
|--|----------|
| LAMP DEPARTMENT FUND. | |
| Rochester Gas Company, repairing lamp posts..... | \$ 20 17 |
| Chas S King, repairing lamps..... | 75 00 |
| B F Thomas, 25 lamp tops, 300 lamp posts..... | 56 50 |
| Rochester Gas Co., gas, &c, for January..... | 2,000 00 |
| February..... | 2,000 00 |
| Citizens' Gas Co., gas, &c, for February..... | 2,000 00 |
| And charge that Fund. | |
| POLICE DEPARTMENT FUND. | |
| Alex McLean, expenses Jan..... | \$ 69 87 |
| Police Pay Roll for February, as follows..... | 6,078 56 |
| And charge that Fund. | |

| | |
|--|----------|
| POLICE PAY ROLL FOR FEBRUARY, 1879. | |
| Alex. M'Lean..... | \$131 75 |
| Samuel Brown..... | 79 05 |
| Peter Hughes..... | 79 05 |
| W. J. Rogers..... | 79 05 |
| Thos. Lynch..... | 79 05 |
| Peter Lauer, Jr..... | 79 05 |
| P. C. Kavanagh..... | 79 05 |
| Ferry Marzluff..... | 79 05 |
| Thos. A. Burchell..... | 79 05 |
| Caleb Pierce..... | 79 05 |
| Henry Baker..... | 69 75 |
| Jos. P. Cleary..... | 69 75 |
| Frank B. Allen..... | 67 57 |
| W. R. M'Arthur, 29 days..... | 67 57 |
| John J. Garrett, 29 days..... | 69 75 |
| Jacob Frank..... | 69 75 |
| John C. Haydon..... | 69 75 |
| John Wangman..... | 69 75 |
| Hugh Johnston..... | 69 75 |
| John H. Dana..... | 69 75 |
| Ed. Van Vorst..... | 69 75 |
| Hugh Clark..... | 69 75 |
| John C. M'Quatters..... | 69 75 |
| Wm. H. White..... | 69 75 |
| Thos. F. Hurley..... | 69 75 |
| Chas. M' Cormick..... | 79 05 |
| Jos. S. Boworth..... | 79 05 |
| Wm. F. Lush..... | 69 75 |
| Barth. Crowley..... | 69 75 |
| Robt. Burns..... | 69 75 |
| Ralph Bendon, 27 days..... | 43 87 |
| Jacob Harter, 29 days..... | 67 57 |
| Thos. Crouch..... | 69 75 |
| Andrew Connolly..... | 69 75 |
| Wm. P. O'Neil..... | 69 75 |
| Benj. C. Further..... | 69 75 |
| Wm. Keith..... | 69 75 |
| John H. Wordell..... | 69 75 |
| B. Horcheler, 29 days..... | 67 57 |
| John Mitchell..... | 69 75 |
| Robt. M'Kee, 29 days..... | 67 57 |
| Chas. E. Fowier, 29 days..... | 67 57 |
| Michael Brady..... | 69 75 |
| Wm. M'Kelvv..... | 69 75 |
| Joseph Legler, 28 days..... | 69 75 |
| Wm. H. DeWitt..... | 69 75 |
| Nicholas J. Loos..... | 69 75 |
| Fred. Griebel..... | 69 75 |
| Robert Sloan..... | 69 75 |
| Peter Bohrer..... | 69 75 |
| Samuel Schwartz..... | 69 75 |
| Jas. J. Johnson..... | 69 75 |
| Thos. Dukelow..... | 69 75 |
| Patk. Hoctor, 28 days..... | 65 24 |
| George Smitn..... | 69 75 |
| Lewis Jesserer..... | 69 75 |
| Frank Vahue..... | 69 75 |
| Michael Cain..... | 69 75 |
| Michael Hynes, 29 days..... | 67 57 |
| Chas. Burgess..... | 69 75 |
| Chas. Hart..... | 69 75 |
| Frank D. Fay, 24 days..... | 67 57 |
| Geo. Koffner..... | 69 75 |
| James P. Flynn..... | 69 75 |
| John Monaghan..... | 69 75 |
| John P. Davis..... | 69 75 |
| Henry D. Shore..... | 69 75 |
| Michael Wolf, Jr., 29 days..... | 67 57 |
| John M. Reiss..... | 69 75 |

| | |
|---|--------|
| Charles W. Peart..... | 69 75 |
| Wm Laragy, 26 days..... | 60 88 |
| Louis Noldt..... | 69 75 |
| Jerry Twaig, 29 days..... | 67 57 |
| Ed. McDonough..... | 69 75 |
| Oliver Oliver, 28 days..... | 65 24 |
| John Dean..... | 69 75 |
| Jos. St. Hellens..... | 69 75 |
| Ed. Rice..... | 69 75 |
| Peter Hess..... | 69 75 |
| Daniel Goulding, Jr..... | 69 75 |
| Patrick Holloran..... | 69 75 |
| Henry Gavelin, 28 days..... | 65 24 |
| Mich. Hyland, 29 days..... | 67 57 |
| Jacob Markey..... | 60 00 |
| B. Frank Enos, Clerk of Commissioners..... | 116 67 |
| B. Frank Enos, expenses to March 1, 1879..... | 20 35 |
| Payable to B. Frank Enos, Clerk. | |
| Examined and approved. | |

C. R. PARSONS,
FRED'K ZIMMER
H. C. DANIELS,
Commissioners.

Adopted by the following vote :
Ayes—Ald. Tracy, Westbury, Herzberger, Warren, Crouch, Martin, Chace, Huntington, Vay, Edelman, Smith, Knobles, Baetzle—13.
Nay—Ald. Fitzsimons, Donivan—2.
By Ald. Warren—

ROCHESTER, March 7, 1879.

To the Common Council of the City of Rochester:

GENTLEMEN—As the Board of Education of the city of Rochester is now without funds wherewith to continue to carry on the public schools, and the necessary expenses incident thereto, and we are prohibited by law from contracting any debts for the above purpose when there are no funds applicable to their payment.

Therefore, we beg leave to remind you that, unless your honorable body take immediate action authorizing the City Treasurer to place to the credit of the Board of Education the amount specified by the recent act of the Legislature, it will become our duty to at once close the public schools of the city of Rochester, and to discharge all employees therein, for which purpose a special meeting of the Board of Education will be called at the earliest possible moment and the schools closed on Monday next.

ISAAC WILE,
President Board of Education.
M. NOYES,
Chairman Finance Committee.

Ald. Warren moved a reconsideration of the vote taken in relation to the matter. Adopted. Superintendent Mabbett was heard.

President Wile, of the Board of Education, was heard.

Ald. Martin moved that the matter lie on the table until the next meeting. Adopted.

◆◆◆◆◆
COMMUNICATIONS FROM THE MAYOR AND OTHER EXECUTIVE OFFICERS, AND THEIR REFERENCE.

By the Clerk—
MAYOR'S OFFICE,
ROCHESTER, N. Y., Feb. 26, 1879. }

Gentlemen of the Common Council :
At your last regular meeting a resolution was adopted authorizing the refunding of ten dollars to Heinrich Frank, it being the amount of a fine alleged to have been paid by him in the Police Court. On a careful investigation of the matter I find that no person of that name has paid a penalty, but that early in the month, one Lewis Frank was convicted of being disorderly and for which he was obliged to pay the sum named. I cannot approve of your action for two reasons, viz.: 1st, That there is evidently a mistake in the resolution relating

to the name of the person, and 2d, if no error of this kind had been committed, to repay the fine would be illegal, inasmuch as it was exacted for a violation of a statute of the State.

CORNELIUS R. PARSONS, Mayor.

The President stated the question to be shall the resolution stand notwithstanding the objections of the Mayor.

Lost by the following vote :

Nays—Ald. Tracy, Fitz Simons, Westbury, Herzberger, Warren, Crouch, Chace, Huntington, Donivan, Edelman, Smith, Knobles, Baetzel—13.

By the Clerk—

CITY CLERK'S OFFICE,
ROCHESTER, N. Y., March 6, 1879. }

To the Honorable Common Council :

GENTLEMEN :—In accordance with section 26, revised City Charter, I report the following named persons as having qualified and taken the oath of office :

COMMISSIONERS OF DEEDS.

| | |
|--------------------|--------------------|
| John C. Menzie, | Chas. E. Woodward, |
| Geo. Long, | J. B. Mosely, |
| Wm. S. Foster, | James B. Nellis, |
| W. J. Steinhauser, | James Briggs, |
| L. M. Wooden, | Jacob Gerling, |
| N. A. Pierce, | N. S. Fullam, |
| Geo. W. Maltby, | Franklin Kingsley, |
| J. R. Fanning, | F. T. Stinner, |
| Frank M. Bottom, | Ralph Butler, |
| J. A. Jordan, | N. L. Brayer, |
| | R. H. Miller. |

Respectfully,

EDWARD ANGEVINE, City Clerk.

Ordered received, filed and published.

By the Clerk—

TREASURER'S MONTHLY REPORT.

CITY TREASURER'S OFFICE, March 7, 1879.

To the Hon. the Common Council:

GENTLEMEN—The Treasurer herewith submits the Monthly Statement of the balances of the principle funds on the 1st day of March, 1879, as required by section 59 of the City Charter :

| | |
|--|------------------------------|
| | Credit Balances. |
| Contingent Fund..... | \$2,721 46 |
| Police Fund..... | 11,624 24 |
| Lamp Fund..... | 17,459 69 |
| Poor Fund..... | 12,188 84 |
| Park Fund..... | 953 70 |
| Board of Health Fund..... | 2,373 08 |
| Home for Truants Fund..... | 9 10 |
| City Property Fund..... | 1,355 42 |
| Search Department Fund..... | 438 40 |
| | GEO. D. WILLIAMS, Treasurer. |
| Subscribed and sworn to before me this 7th day of March, 1879. | F. J. IRWIN, |
| | Commissioner of Deeds. |

Ordered received, filed and published

By the Clerk—

OFFICE OF EXECUTIVE BOARD,
ROCHESTER, Feb. 28, 1879. }

To the Common Council :

I have the honor to transmit the accompanying proceedings of this Board. From the minutes :

COMMUNICATION FROM THE CANAL DEPARTMENT.

NEW YORK STATE CANALS,
Engineer's Dep't, Western Division,
ROCHESTER, Feb. 25, 1879. }

To the Honorable the Executive Board of the City of Rochester :

GENTLEMEN—I would call your attention to the incomplete state of the bridge over the Erie Canal at Goodman street. It has now been

built four years. The embankment on the south side has not yet been built. It belongs to the city of Rochester to do this. It seems a great pity that this important structure should be thus left in a useless state, and I would respectfully call your attention to it.

Very truly, your ob't servant,

THOS. EVERSHED, Div. Eng.

Referred to Common Council.

By Mr. Fleckenstein—Whereas, The State of New York, some years since, constructed a substantial iron bridge over the Erie Canal on Goodman street, but the city as yet has never opened said Goodman street between the canal and Pinnacle avenue, therefore said bridge has never been used ; and

Whereas, If this street is not soon opened and the bridge utilized the State may remove the same from the city ; therefore it is hereby

Resolved, That the Common Council be and they are hereby respectfully requested to open said street so as to connect Goodman street between Pinnacle avenue and the canal in order to save the bridge and open the said avenue to the use of the general public.

Resolved, further, That the Clerk of this Board be and he is hereby directed to transmit to the Common Council the communication of the Division Engineer and the foregoing resolution, verified by the signature of his office. Adopted.

THOS. J. NEVILLE,
[Official.] Clerk Executive Board

Referred to the Committee on Opening and Alteration of Streets.

By the Clerk—

OFFICE OF EXECUTIVE BOARD,
ROCHESTER, N. Y., Feb. 28, 1879. }

To the Common Council:

- I have the honor to transmit herewith :
1. Statement of Expenditures by the Executive Board during the month of February, 1879.
 2. Statement showing the condition of the several Funds in charge of the Executive Board at this date.

Respectfully, your obedient servant.

THOS. J. NEVILLE,
Clerk of Executive Board.

OFFICE OF EXECUTIVE BOARD,
ROCHESTER, N. Y., Feb. 28, 1879. }

STATEMENT

Of expenditures by the Executive Board during the month of February, 1879:

| | |
|------------------------------|------------|
| Funds Charged. | Amt. |
| Highway Fund..... | \$2,452 48 |
| Fire Department Fund..... | 2,269 46 |
| Water Works Fund..... | 2,963 42 |
| MacAdam stone Fund..... | 1,249 45 |
| Salary and Expense Fund..... | 1,009 19 |
| Sidewalk Repair Fund..... | 33 21 |

Total.....\$ 9,977 16

(Official.) THOS. J. NEVILLE,
Clerk of Executive Board.

OFFICE OF EXECUTIVE BOARD,
Rochester, N. Y., Feb. 28, 1879. }

STATEMENT

Of the condition of the several funds in charge of the Executive Board February 28, 1879.

| | |
|--------------------------------|--------------|
| Debit Balances. | |
| City Treasurer..... | \$ 37,208 48 |
| Sidewalk Repair Fund..... | 2,602 42 |
| Local improvement fund..... | 436 08 |
| | \$ 40,241 93 |
| Credit Balances. | |
| Highway Fund..... | \$ 8,247 46 |
| Fire Department Fund..... | 10,273 02 |
| Water Pipe Fund..... | 7 76 |
| Water Works Fund..... | 13,446 24 |
| Water Works Fund, special..... | 1,815 47 |
| Salary and Expense Fund..... | 3,001 43 |
| Macadam Stone Fund..... | 3,750 55 |
| | \$ 40,241 93 |

(Official.) THOS. J. NEVILLE,
Clerk of Executive Board.

Ordered received, filed and published.

By the Clerk—

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

GENTLEMEN. The undersigned, Commissioner of Excise of the city of Rochester, report that moneys have been received by said Commissioners, from the persons named, and in the respective amounts set forth in the following schedule, commencing Feb. 2d, 1879, to and including Feb. 24th, 1879, for licenses to sell and dispose of strong and spirituous liquors, wines, ale and beer, in quantities less than five gallons at a time, to wit:

| | |
|--|-------|
| Phillip Zurn, corner of Orange and Orchard streets | \$ 20 |
| Joseph Arden, 164 State street..... | 40 |
| Daniel Maher, 75 South St. Paul..... | 40 |
| Frank Krebs, agt., 30 East Main..... | 30 |
| James E. Burke, 7 Monroe avenue..... | 30 |
| James W. Breakey, 54 West avenue..... | 40 |
| Chas. Port, 44 Herman..... | 30 |
| Bridger Mendonza, 59 West avenue..... | 30 |
| George M. Goetz, 56 St. Joseph st..... | 30 |
| Christian Galli, 111 North avenue..... | 30 |
| Frank V. Finger, 6 Hanover..... | 30 |
| William Huddy, 53 Monroe avenue..... | 30 |
| Martin H. Stahl, 143 South ave..... | 30 |
| Mrs. Louisa Begy, 135 Brown..... | 20 |
| Patrick Connaughton, 196 Exchange..... | 30 |
| Wm. R. Maurer, 416 North Clinton..... | 30 |
| John Dempsey, 316 State street..... | 30 |
| Phillip Hutter, 168 Plymouth ave..... | 30 |
| George Helfer, 293 North Clinton..... | 30 |
| Cornelius McDonald, 2 Lake avenue..... | 30 |
| Murray & Rauber, 13 South St. Paul..... | 30 |
| John Stack, 169 State street..... | 20 |
| Total..... | \$650 |

We have disposed of said moneys as follows:
 Deposited with City Treasurer..... 650
 Licenses have been granted to all of the above named applicants.
 Dated February 23th, 1879.

JAMES BAKER,
 HERMANN MUTSCHLER,
 PARIS G. CLARK
 Excise Com'rs.

STATE OF NEW YORK, } ss.
 County of Monroe.
 James Baker, Hermann Mutschler and Paris G. Clark, of the city of Rochester, in said County, being duly sworn, say, and each for himself says, that the foregoing annexed report of moneys received by them for the purposes named in said report, with the names of persons and dates therein given, are correctly set forth in said report, and that the said report embraces the whole of the moneys received from February 2d, 1879, to and including February 24th, 1879.

JAMES BAKER,
 HERMANN MUTSCHLER,
 PARIS G. CLARK,
 Com'rs of Excise

Subscribed and sworn to before me this 25th day of February, 1879.

JOHN G. MUTSCHLER,
 Com'r of Deeds

Ordered received, filed and published.
 The Clerk presented a remonstrance from L. B. King in regard to a wood building owned by H. C. Webster. Referred to the Wood Building Committee.

By Ald. Chace—Remonstrance against the improvement of Whitestreet. Referred to the improvement Committee.

EXECUTIVE BUSINESS.

Ald. Herzberger moved that the Board proceed to ballot for Police Commissioner.—Adopted.

FIRST BALLOT.

| | |
|------------------------------|---------|
| John H. Wilson received..... | 1 vote |
| Jacob Howe, Jr. | 3 votes |
| Henry C. Daniels | 4 .. |
| Wm. S. Smith | 4 .. |
| Blank | 1 vote |
| No choice. | |

SECOND BALLOT.

| | |
|----------------------------|---------|
| Wm. S. Smith received..... | 6 votes |
| Henry C. Daniels | 3 .. |
| Jacob Howe, Jr. | 3 .. |
| John H. Wilson | 1 vote |
| No choice. | |

THIRD BALLOT.

| | |
|----------------------------|---------|
| Wm. S. Smith received..... | 6 votes |
| Henry C. Daniels | 3 .. |
| Jacob Howe, Jr. | 3 .. |
| John H. Wilson | 1 vote |
| No choice. | |

Ald. Warren moved that further balloting be postponed until the next meeting. Adopted.

By Ald. Warren—Resolved, That the city's interest in the following tax sale be assigned to A. W. Grittens upon his paying the amount of the taxes, interest and expenses to the date of the assignment:

Fifth Ward Edward B May lots No. 31 and 118 of the Rochester Building Lot Association on the west side of Harris Avenue. Adopted.

By Ald. Warren—Resolved, That the action of the Treasurer in crediting the Police fines to Police fund be approved for the present fiscal year. Adopted.

On motion of Ald. Herzberger the Board then adjourned.

EDWARD ANGEVINE, City Clerk.

In Common Council—March 12, 1879.

ADJOURNED SPECIAL MEETING.

Present—Ald. Tracy, FitzSimons, Westbury, Herzberger, Warren, Crouch, Martin, Chace, Huntington, Donivan, Edelman, Smith, Knobles, Baetzel.

In the absence of the President, the Clerk called the Board to order.

Ald. Herzberger moved that Ald. Warren act as temporary President. Adopted.

PRESENTATION OF PETITIONS, ACCOUNTS, ETC.

By Ald. Martin—Bill of
 C. E. Morris & Co., stationery.....\$134 11

Referred to Contingent Expense Committee.

By Ald. Chace—Resolved, That in accordance with Section 99 of the City Charter the Treasurer be and is hereby instructed to sell all land in the city upon which the general city tax for 1878 has not been paid, on Thursday the 27th day of March, 1879. Adopted.

By Ald. Huntington—Petition of John Frick for transfer of license, and moved that the prayer of petitioner be granted. Adopted.

By Ald. Huntington—Whereas Henry L. Fish, lately a member of the Executive Board, having resigned his office;

Resolved, That this Board hereby record their high opinion of the services he has rendered to the city. Zealous for the public welfare, energetic, and of unimpeachable integrity, he was a most valuable officer. By his untiring vigilance, and especially his great assistance in securing justice in the various suits prosecuted against the city, he has earned the thanks of the Common Council and of the public, and the city could have well afforded to pay him an increased salary to secure his services in the future. Adopted.

By Ald. Donivan—Bills of
 Wray & Elwood..... \$5.60
 Richard Gallagher..... 2.00

Referred to City Property Committee.
 By Ald. Donivan—Petition of C. E. Fowler to erect a wood building. Referred to Wood Building Committee and Fire Marshal with power to act.

By Ald. Edelman—Petition of John Klein to erect a wood building. Referred to Wood Building Committee and Fire Marshal with power to act.

By Ald. Baetzel—Bills of

M. Yawman, bread..... \$88.40
 Referred to Poor Committee.

REPORTS OF STANDING COMMITTEES.

Ald Martin from the Contingent Enxense Committee, Ald. Donivan from the City Property Committee, Ald. Baetzel from the Poor Committee, Ald. Huntington from the Law Committee, reported favorably on the bills referred to their respective committees and referred them to the Finance Committee for payment.

Ay Ald. FitzSimons—
 To the Common Council :

GENTLEMEN : Your Assessment Committee, to whom was referred the petition of James Cornell for cancellation of an alleged erroneous assessment of personal property after an investigation of the matter, offer the following resolution and recommend its adoption :

Resolved, That the Treasurer cancel on his books \$137.48 of the amount assessed against James Cornell on personal property in the tax rolls of 1878, and charge that amount to erroneous assessment. Adopted.

FINANCE BUDGET.

ROCHESTER, N. Y., March 12 1879.

By Ald. Chace—Resolved, That the Treasurer pay as follows, when there are funds applicable:

CONTINGENT FUND.

C. E. Morris & Co., stationery.....\$ 134 11
 And charge that Fund.

POOR DEPARTMENT FUND.

| | |
|---|----------|
| John B. Hahn, flour..... | \$ 28 40 |
| George M. Leckinger, shoes..... | 10 00 |
| Geo. Bastian, bread..... | 10 50 |
| Zegewitz & Fisher, meat..... | 100 00 |
| Goetzman & So., soap..... | 132 05 |
| Jacob Howe & Son, bread and crackers..... | 167 67 |
| N. L. Brayer, meat..... | 100 00 |
| Geo. Schofield, transportation..... | 27 80 |
| Adam Vogel, meat..... | 75 00 |
| Leat & Weitzel, shoes..... | 90 75 |
| Geo. Ellb, bread..... | 51 45 |
| M. Erdle, meat..... | 50 00 |
| Huhn Bros., bread..... | 16 00 |
| John W. Mudgett, groceries..... | 6 00 |
| Burke, Fitz Simons, Hone & Co., dry goods.... | 44 30 |
| H. Kadoh, bread..... | 89 00 |
| A. Hefner, bread..... | 32 95 |
| S. Wheeler, rent..... | 8 00 |
| Michael Heavy, transportation..... | 24 00 |
| Home of Industry, bread..... | 30 30 |

And charge that Fund.

CITY PROPERTY FUND.

| | |
|---|-----------|
| Rochester Gas Light Co., gas in City Hall and Front st. building..... | \$ 171 50 |
| Blasley, King & Co., repairing radiat. rs..... | 27 48 |
| E. Major, revolving ventilators..... | 3 00 |
| Richard Gallagher, painting signs..... | 2 00 |

And charge that Fund.

POLICE DEPARTMENT FUND.

| | |
|---|----------|
| Alex. McLean, expenses for February..... | \$ 83 12 |
| Hotchkin Bros., ice, pay Mathews & Servis.... | 30 50 |

And charge that Fund.

Adopted by the following vote:

Ayes—Ald. Westbury, Herzberger, Warren, Crouch, Martin, Chace, Huntington, Donivan, Edelman, Smith, Baetzel—11.

Nays—Ald. FitzSimons—1.

By Ald. Chace :—Whereas, Several of the charitable institutions of the City which are exempt by law from taxation and have used the water of the City and been unable to pay for the same and the sum of such water rents has been assessed upon their property, therefore,

Resolved, That the Treasurer be and he is hereby authorized to cancel the amount assessed upon the Home for the Friendless, Home of Industry, Sisters of Mercy and Church of Victories (school) and that the Executive Board be requested to make a rate for these and other

charitable institutions that shall be as low as possible until such time; as the water shall be taken so generally that it would not be for the City's interest to make such discrimination.

By Ald. Huntington—

To the Common Council :

GENTLEMEN :—Your Committee on Water Works, to whom was referred the petition of sundry charitable institutions to have water rates assessed against them cancelled, report in favor of granting the same. We also report in favor of canceling the water assessments against all strictly charitable institutions in the city.

E. HUNTINGTON,
 C. T. CROUCH,
 WM. S. SMITH,
 Committee.

Adopted.

By Ald. Huntington—

To the Common Council of the City of Rochester :

Your Law Committee, to whom was referred the bill of Henry Michaels, claiming \$150 for three months' services ending Feb. 1st, 1879, as clerk of the Excise Board in this city, would report :

That by the provisions of section five of chapter 628 of the laws of 1857, passed April 16th, 1857, it is provided, among other things, as follows :

“Each of said Boards of Commissioners of Excise shall have the right to appoint a clerk for the time they may be actually in session, in accordance with the provisions of this act. Such clerk to receive the same compensation as is allowed by this act to each of the Commissioners.”

Section two of chapter 175 of the laws of 1870 provides, among other things, as follows :

“Commissioners of Excise in cities shall hold their offices for three years and until others are appointed in their places, and shall receive a salary not to exceed twenty-five hundred dollars a year each, to be fixed by the Mayor and Common Council of their respective cities, and shall be paid as other officers are paid.”

Section six of said act provides, among other things, as follows :

“And the provisions of the act passed April 16th, 1857, except where the same are inconsistent or in conflict with the provisions of this act, shall be taken and construed as a part of this act, and be and remain in full force and effect throughout the whole of this State.”

Section seven of said act provides, among other things, as follows :

“In no town or village shall the Commissioners of Excise created by this act appoint a clerk of the Board of Excise.”

It will be seen that by the provisions of the section last quoted the Commissioners of Excise of the several towns and villages in this State are prohibited from appointing a clerk of the Board of Excise, but not in cities.

Your Committee are therefore led to the conclusion that the Legislature intended to leave it optional with the Commissioners of Excise in cities to appoint a clerk or not, as the exigencies of the case might seem to require. By the provisions of the act of 1857 (above quoted) boards of Commissioners of Excise were authorized to appoint a clerk who should receive the same compensation as was allowed by that act to each of said commissioners; and by the provisions of the act of 1870 the provisions of the act of 1857 are retain-

ed and taken and construed as a part of the act of 1870, except where the same are inconsistent or in conflict with said last mentioned act.

Your Committee are of the opinion that the appointment of a clerk by the Excise Commissioners in any of the cities in this State is not inconsistent or in conflict with any of the provisions of the act of 1870, and therefore the appointment of Henry Michaels by the Excise Commissioners of this city as Clerk of the Board of Excise was legal and proper.

The Common Council having fixed the salary of the Excise Commissioners at \$500 per year each, and by the provisions of the act of 1857 the clerk of the boards of excise were to receive the same compensation as said Commissioners, your Committee are of the opinion that Mr. Michaels is entitled to receive the same compensation for his services as clerk of said board as is paid to each of said Commissioners; to wit at the rate of \$500 per year. The Committee, for the foregoing reasons, report in favor of paying Mr. Michaels for the three months services ending February, 1879, the sum of \$125, that being at the rate of \$500 per year and hereby offer the following resolution for action:

Resolved, That the Clerk draw an order on the Treasurer in favor of Henry Michaels for the sum of \$125 in full for three months services ending February 1st, 1879 as Clerk of the Excise Board and charge poor fund.

J. W. MARTIN,
E. HUNTINGTON,
Committee.

Ald. Martin moved that the report be received, filed and published. Adopted.

Ald. Martin moved that the resolution be adopted.

Ald. Fitz Simons moved the resolution be in definitely postponed.

Ald. Westbury asked to be excused from voting.

Ald. Martin moved that he be excused. Adopted.

The City Attorney was heard on the question.

The motion to indefinitely postpone was lost by the following vote:

Ayes—Ald. Fitz Simons, Herzberger—2.
Nays—Ald. Tracy, Warren, Crouch, Martin, Chace, Huntington, Donovan, Edelman, Smith, Knobles, Baetzal—11.

By Ald. Herzberger—

REPORT OF THE POLICE CLERK FOR THE MONTH OF FEBRUARY, 1879.

POLICE COMMISSIONERS' OFFICE, }
March 6th, 1879. }

To the Honorable the Common Council:

GENTLEMEN: respectfully report the following as the total amount of fines and penalties imposed by the Police Justice for the month of February, 1879, together with the amount collected.

| February. | Crime. | Penalty. | Paid. |
|--|---------------|----------|-------|
| 1—Fred. Copeland | drunk | 5 | 5 |
| Arndt Rosenthal | .. | 5 | |
| Elizabeth Robinson | .. | 5 | |
| 3—George McPherson | .. | 5 | 5 |
| Jeremiah Sullivan | .. | 5 | 4 |
| Edward Hubbard sel'g liq. without l'se | 50 | | |
| 4—Donald Monteith | drunk | 5 | |
| Lewis Frank | .. | 10 | 10 |
| Julia Bacon | .. | 10 | |
| John Murphy | .. | 5 | |
| 5—Barth. W. Gommenginger petit larc'y | 10 | | |
| Adam Bauersmith | old fine | 10 | |
| 6—Michael Haley | drunk | 10 | 10 |
| Frank Howard | .. | 10 | 5 |
| George Cook | .. | 10 | 10 |
| Charles Thomas | petit larceny | 10 | |
| Matilda Selbert | vio. ord. | 100 | |

| | | | |
|-----------------------|--------------------|------|------|
| 7—Fred. Daily | drunk | 5 | 5 |
| Thomas J. Costello | disorderly | 10 | 5 |
| John Wagner | petit larceny | 25 | |
| Arthur McVeau | vio. ord. | 10 | 3 33 |
| Wm. Fox | .. | 10 | 3 34 |
| Wm. Burke | .. | 10 | 3 38 |
| Jacob Grosshaus | .. | 5 | |
| 8—John Perrin | drunk | 5 | 5 |
| Peter Lynch | .. | 5 | |
| Maggie Duncan | assault | 15 | |
| 10—Patrick Sheehan | drunk | 10 | |
| Mich. Holloran | .. | 10 | |
| Wm. Hastings | .. | 10 | 10 |
| Kate Hall | .. | 10 | |
| John Dana | .. | 5 | |
| John Sullivan | .. | 10 | |
| Maggie Stannard | vio. ord. | 25 | |
| Jos. Schleyer | .. | 10 | 10 |
| John Schaike | .. | 10 | |
| 11—Cornelia Parks | drunk | 5 | 5 |
| Joseph Lauer | assault | cost | 1 50 |
| Geo. A. Clague, | .. | cost | 10 |
| John Gamm | drunk | 10 | 2 |
| Adam Zimmer | vso. ord. | cost | 2 |
| 12—Luke Ferguson | drunk | 5 | |
| John Inrig | vio. ord. | 10 | |
| Thos. Courtney, Jr. | drunk | 10 | |
| Pat'k Hoy | .. | 10 | |
| 13—John Houser | .. | 10 | |
| Geo. Seeger | vio. ord. | cost | 2 |
| 14—John Flegel | assault | cost | 2 |
| Ellen Lamrose | drunk | 5 | 5 |
| Frank Mulry | .. | 5 | 5 |
| Stephen Tice | vio. ord. | cost | 2 |
| Nich. Klincekhamme | .. | cost | 2 |
| 15—Alvy Jones | drunk | 5 | |
| Walker Lee | .. | 10 | 5 |
| Walter J. Thompson | .. | 5 | |
| Chas. E. Rogers | .. | 5 | |
| 17—Enna Barton | assault | 10 | |
| Cora Summers | vio. ord. | 25 | |
| James Weber | false pretenses | cost | 2 |
| 18—Mary Lyons | drunk | 5 | |
| John Cunningham | assault | 20 | 15 |
| Dennis Callahan | .. | 5 | |
| 20—Thos. Williams | drunk | 5 | |
| Hugh Creegan | .. | 10 | |
| Dennis C. Vandelinde | .. | 5 | 5 |
| Joseph Debus | pet. larc'y | 25 | |
| Henry S. Kenzie | assault | 25 | 25 |
| Wm. T. Henderson | drunk | 5 | |
| Edward Daily | .. | 10 | |
| Danl. W. Smith | vio. ord. | cost | 4 |
| 21—John McCrudee | drunk | 5 | 5 |
| James Simpson | .. | 5 | |
| Dan'l L Keyes | vio. ord. | cost | 2 |
| Harry Gibbert | .. | 50 | 50 |
| Geo W Yattau | .. | 50 | |
| Geo W Yattau | sell. liq. Sunday | 50 | 50 |
| 22—Chas Dixon | drunk | 5 | 5 |
| Geo Cook | assault | 25 | |
| 24—James H Hamlin | drunk | 10 | |
| Spencer Johnson | .. | 5 | 5 |
| Edward Fenner | .. | 10 | 5 |
| James Conell | .. | 10 | |
| 25—Joseph Pereaux | .. | 10 | |
| 26—Chas Pomeroy | .. | 5 | |
| Chas W Daniels | .. | 10 | |
| 27—Wm Harder | .. | 10 | 10 |
| Sarah Little | .. | 10 | |
| Matthew Smith | .. | 5 | |
| Wm J McDonald | cruelty to animals | 15 | 7 |
| James Sullivan | drunk | 10 | |
| Wm McDonald | .. | 10 | 5 |
| Ed Dougherty | .. | 10 | |
| 28—John Glenn | grand larceny | cost | 2 50 |
| Geo Chappell | .. | cost | 2 50 |
| James D Scott | on attachment | 10 | |
| Fine imposed by Court | .. | | 5 |

I do hereby officially certify that the foregoing report in relation to money received by me for fines and penalties imposed by the Police Justice for the month of February, 1879, is true.

B. FRANK ENOS, Clerk.
Sworn to before me this 10th day of March, 1879.
PETER SHERIDAN,
Commissioner of Deeds.

Ordered received, filed and published.

By Ald. Knobles—Resolved, That St. James Guild, John Rowley, Carl Wilhelm, Mrs. E. E. Ross, Valentine Lochner and Gilbert Brady have permission to erect wood buildings in accordance with their several petitions, under the direction of the Wood Building Committee and Fire Marshall.

The committee would also report adversely on the wood building petition of H. C. Webster.

J. W. KNOBLES,
LEWIS EDELMAN,
Committee.

Adopted.

Ald. Chace presented the following resolution :

That this Board approve the proposed amendment to the city charter presented to the Council at the meeting held February 4, 1879, in regard to the manner of raising school moneys, it being proposed to raise not less than \$10 nor more than \$13 for each child attending schools, the number to be determined by the average daily attendance, instead of a per capita tax based on the school census, and our representatives in the Legislature are requested to have the amendment enacted as soon as possible.

E. B. CHACE,
E. K. WARREN,
Committee.

Ald. Chace moved its adoption.

School Commissioner Sully was heard on the subject.

Isaac Wile, President of the Board of Education, was heard on the question.

Ald. FitzSimons moved that the resolution be indefinitely postponed.

Lost by the following vote :

Ayes—Ald. FitzSimons, Donivan—2.

Nays—Ald. Westbury, Herzberger, Warren, Crouch, Martin, Chace, Huntington, Edelman, Smith, Baetzal—10.

Ald. Westbury moved that the resolution be postponed until the next meeting. Adopted.

Ald. Martin moved to proceed to unfinished business, and take up the resolution offered by Ald. Warren in relation to the raising of \$20,000 to pay teachers' wages and contingent expenses of the public schools, which was laid on the table at the last meeting. Adopted.

Ald. FitzSimons offered the following as a substitute:

Resolved, That the City Treasurer is hereby authorized, when in his judgment the interests of the city require it, to make the city's note for \$20,000 and get the same discounted and charge the discount to Contingent Fund; and he is hereby authorized and directed to open an account to be called "Special Education Fund," and place to its credit the sum of \$20,000, and to accept and pay orders drawn by the School Superintendent to the above amount for the necessary expenses of running the public schools; and also for the expenses already incurred of running the Free Academy to this date, but no longer, and charge said fund.

Lost by the following vote.

Ayes—Ald. FitzSimons.

Nays—Ald. Tracy, Westbury, Herzberger, Warren, Crouch, Martin, Chace, Huntington, Donivan, Edelman, Smith, Knobles, Baetzal—13.

[The following is the resolution of Ald. Warren:

By Ald. Warren—Resolved, That in accordance with the provision of the act of the Legislature presented herewith, the Treasurer is instructed to credit upon his books, the Board of Education, with the sum of twenty thousand dollars and that he be and is hereby authorized to borrow upon the city's notes the said sum of twenty thousand dollars whenever the interests of the city may require such loan and charge discount to contingent fund.

The resolution was adopted by the following vote:

Ayes—Ald. Westbury, Herzberger, Warren, Crouch, Martin, Chace, Huntington, Donivan, Edelman, Smith, Knobles, Baetzal—12.

Nays—Ald. FitzSimons.

By Ald. Chace—

To the Honorable Common Council:

GENTLEMEN: The undersigned elected directors on the part of the city in the Rochester and State Line railway, and acting as a committee of your honorable board, under a resolution passed February 4th, 1879, report that they have made thorough investigation into the condition and affairs of the State Line railway. We had protracted interviews with Mr. Worcester, who represents William H. Vanderbilt in the matter and interests of the Rochester and State Line railway, and also with the contractor for the completion of the road. We find that the road has been completed according to the contract, with the exception of securing certain right of way, the erection and construction of fences, ringing posts, post holes, and the payment of some back taxes, the pecuniary cost of which will be in the neighborhood of \$25,000. Mr. Vanderbilt holds \$1,250,000 of the stock of the line or road. Before accepting it he received as security for the completion of the road according to contract, at the earliest possible moment, collaterals and bonds to the extent of \$100,000, and your committee considers this an ample guarantee to the city of Rochester, if it is seen fit to accept the stock due it. Stockholders accepting unpaid-up stock are holden for debts of contractor on mechanics' lien, but there are none now in existence. There can be no doubt of the entire completion of the road in the respects named, under the securities held by Mr. Vanderbilt. If that gentleman is satisfied that he is secure in holding the stock with the security given him, the city of Rochester, holding half as much of the stock as Mr. Vanderbilt, must certainly be assured of safety in accepting its stock.

We have called on the officers of the State Line railway and find that the assignment of the stock to the city is already made out, and they stand ready to deliver it whenever it may be demanded by the city.

Your directors and committee request that your honorable body pass a resolution authorizing us to accept, on the part of the city, the stock, \$600,000, direct, and deposit the same with the city treasurer.

E. B. CHACE,
GEORGE FLECKENSTEIN.

By Ald. Chace—Resolved, That the Directors elected to represent the city in the Rochester and State Line Railroad Company are hereby authorized to receive the \$600,000 stock to which the city is entitled in said railroad when they deem it advisable (under the advice of the City Attorney), and deposit the same with the City Treasurer.

Ald. Smith moved that the resolution lie on the table until the next meeting. Lost.

The resolution was then adopted.

By Ald. Chace—

REPORT OF SPECIAL RAILROAD COMMITTEE.

Your committee having in charge the improvements through our city, in conjunction with the citizens' committee, would report, first reviewing their work since their appointment last April. Soon after their appointment the committee proceeded to New York with a plan of depressed tracks, carefully made by Surveyor Peacock, under direction of your joint committees. We submitted them to President Vanderbilt, and they were rejected by him on account of the great cost. This was a great surprise to your committee, they believing then and now it to be the best plan, and improvement, that could be made. At that meeting President Vanderbilt said he would have his chief engineer, Mr. Fisher, get up a plan of elevated tracks according to his idea of what should be done in Roch-

ester, to be examined by your committee from time to time as they progressed, which was done after weeks and months of delay by the railroad authorities, your committee all that time pressing them for said plans. Late in the fall we received notice from Chief-engineer Fisher, saying the plans were well under way, and wishing the committee would make an appointment to meet him and make any suggestions they had to make before he proceeded farther with said plans. Your committee again, at the request of Chief-engineer Fisher, went to New York and had another conference, and at that time took the whole matter up in detail, each street crossing and all its bearings from Goodman street to the Erie canal. Your committee returned home with the promise from the railroad authorities that we should have the plans in a very short time fully completed (as directed by your committee) to present to the two joint committees for their approval (or rejection), and then to this board and the people for their approval also. After another long delay, Chief-engineer Fisher made another appointment to meet your joint committees here, and he did so, presenting the plans, and they met the approval of the two committees. He took them to New York for further consideration of President Vanderbilt, then to be returned to us and be the property of the board and the railroad company. So anxious at that time to have the plans acted upon before our last regular meeting of the council, we were asked to have it left, so the mayor could call a special meeting for this special purpose. But instead of receiving said plan his honor the mayor received a communication from President Vanderbilt that they would go forward with the work at once, if the city would pay one-half of the expense of construction. This was a great surprise to your committee, also to his honor the mayor, as there had nothing of the kind been talked of in connection with the elevated plan, only with the depressed plan; and at the first meeting in New York President Vanderbilt was given to understand that under no consideration would a proposition which would entail any expense to the city be considered. The sentiment of your committee is that they have been put off from time to time unnecessarily, but feel that it is no fault of ours, as we have endeavored to accomplish the object for which we were appointed, and your committee still think it is best to follow the matter up, out of which must at some future time get the most needed improvement demanded by so many of our citizens; and we still hope to make a more favorable report before the next meeting of this board. It is through no fault of your committee that the hiatus in the matter has occurred.

E. B. CHACE,
M. H. FITZ SIMONS,
E. K. WARREN,
J. W. MARTIN,
WM. H. TRACY,
Committee.

By Ald. Chace—

Whereas, Your joint committee would recommend the adoption of the following resolution for the safety of all who come in contact with said railroad crossings,

Resolved, That the mayor and other city officials take firm and positive steps to enforce the penal ordinances relating to our city, this ordinance being a partial protection to the lives of our citizens.

Adopted.

By Ald. Fitz Simons, from the Special Committee on Excise Investigation—

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

GENTLEMEN, Your special committee appointed to investigate charges of mal-administration and other evil practices alleged against the excise commissioners, submit the following supplementary report:

It may be well to add that they were prepared to perform this duty at the last regular meeting of the board, but information received just previous to its sitting, rendered a postponement necessary, in order that certain communications might receive due consideration.

It will be remembered that in our first report it was claimed there was a deficiency of \$432.50 in the cash account of 1873. On February 24—previous to the report being made—a conference was had with Messrs. Mutschler, Baker and Whittlesey in relation to this matter, and it was agreed that the commissioners should employ an expert accountant, Mr. Leutchford, to examine the accounts to ascertain whether the discrepancy could be accounted for, and, if not, they promised to make good the deficiency. It was this circumstance that restrained the committee from referring, in their former report, to the matter as fully as the facts appeared to warrant.

CASH DEFICIENCY NOT SATISFACTORILY ACCOUNTED FOR.

Mr. Leutchford's report has been received and carefully considered; and he has also given testimony under oath as to his personal knowledge of the excise commissioner's books, their methods of keeping the same, his relation therewith, and, especially as to the figures and conclusions of the report referred to. It may as well be said at once that the opinion of the committee is unshaken, that the deficiency claimed, viz.: \$432.50, is due the city and should be promptly paid.

It is due to Mr. Leutchford to say that in answer to the question, "Did you regard yourself as the book keeper of the excise commissioners?" he made the following reply: "I at no time considered myself as book keeper for the excise commissioners. Had I been employed in that capacity the books would have been accurately kept. I regarded myself simply as a copyist for them, and made these entries at their dictation."

It may be further said that according to this gentleman's testimony, the ledger account of 1873 was not written up until "about July, 1874," and then from memoranda furnished by Mr. Whittlesey, and "possibly," is the testimony, "from Mr. Whittlesey's passbook." It further appears that the ledger was not finally balanced until about eight or ten weeks ago—a period subsequent to the commencement of the investigation of the excise irregularities. But we cannot in this report go into further details on this subject; our conclusions, after a careful sifting of the facts and the evidence, is above given, and need not be repeated.

PARTIAL PAYMENTS AND OTHER PAYMENTS.

In our previous report reference was made to the fact that in 1876 the amount of receipts for partial payments was less than \$200, as appears by the books; whilst for the years immediately preceding, large amounts are accounted for under this head, averaging \$1,500 and upwards, yearly. No explanation of this sudden falling off has been given or attempted; and it remains an unsolved problem, with many another inexplicable and inexcusable affair. Again, on the testimony of Mr. Mutschler it appears that in 1876, the year Mr. Whittlesey's term expired (May 1st) by way of accounting for the largely increased expenditures of this year, he gave, amongst others, this explanation: "We told him (Mr. W.) he should settle up with the clerk and take as much for office rent as he thought right." The amount "thought right," as appears by the books, was \$228, for "rent and cleaning." Another sum of \$119, a similar charge, for 1875, is now claimed. It further appears that previous to holding the excise meetings at Mr. Whittlesey's office, they were held at the mayor's office, where there is, and was, ample accommodation, and that the change was made solely to suit the convenience of Mr. Whittlesey.

We have here additional proof of the inconsiderate manner of conducting public business and the disregard of all legal restraints imposed by statute in relation to expenditures. It implies, too, a generosity in dealing with public funds which we cannot think would be practiced in these gentlemen's private affairs.

UNASKED FOR GENEROSITY—"DIRTY WORK."

So determined were the commissioners to dispense benefactions that Michaels swears that he didn't remember that he even asked for any addi-

tional pay. The first information that his salary had been raised from \$150 to \$600 a year was communicated to him by Mr. Mutschler. The salary of the commissioners in April, 1877, had been reduced from \$1,000 to \$500 per annum, and they were apparently bound to avenge the insult in some way. Four hundred dollars a year was deemed the worth of Michaels's services in Mutschler's business, he giving all his time for this compensation. When the last named gentlemen was asked the question, "How much time does he (Michaels) devote to the excise affairs?" the answer was, "I cannot tell." The evidence, however, is that two or three hours a week would suffice for all the labor performed by this \$600 a year clerk. The commissioners were very careful, too, not to burthen him with any "dirty work." Evans, Brown and Goulding were employed, it would seem, for such services. What the "dirty work" was, in part at least, may be seen from the following question and answer, "Can you tell us why Mr. Michaels did not perform this service of delivering notices?" "We never told him to do it; we did not want him to do it; we want somebody a little sharper than he is to do this dirty work." He at least, it appears, was to have clean hands in this excise business, no matter whose were soiled.

LENNON'S STORY OF "WAYS THAT ARE DARK."

Since the first report of your committee, another witness—James Lennon—has been examined under oath, and has given testimony which, were it only a single instance of "ways that are dark" in the misdoings of the board, would be deemed startling; but as the case stands to-day before the public, no additional evidence is required to strengthen the existing condemnatory verdict of the people.

Briefly stated, the following facts appear in Lennon's testimony; In April, 1876, he applied for a license. Mr. Fenner wrote out his application, and it was left with the commissioners. In the fall of the same year, a conversation took place about this license. Kennon says: "I told him that I had not got the money for that license." Fenner replied, "not to be in any particular hurry," he would notify him before taking any proceedings. And thus the matter stood until 1877, when proceedings were commenced against him in the police court for selling liquor without a license. The case never came to trial: it was adjourned ten or twelve days. Fenner in the meantime told him that if the money was paid during the adjournment the matter would be dropped. The fee—thirty dollars—was paid about ten months after the license was applied for, and that ended the case, at that time.

The months roll by; an investigation of the irregularities and derelictions of duty of the excise board is in progress. Peter J. Leonard had divulged what he knew about the mysteries of excise legislation. The story was a very damaging one to the commissioners; the handwriting was seen on the wall, and this kind of testimony must be suppressed if possible.

At 2 o'clock, December 26th, 1878, the examination of Mr. Fenner, concerning his knowledge of excise affairs, was resumed. The committee had expected his presence earlier in the day; but as now appears, he was otherwise engaged. About 12 o'clock, this same day, Lennon testifies that Mr. Fenner called at his residence and tried—very successfully—to refresh his memory about a "little matter" which occurred during the previous year. "Do you recollect," said he, as he seated himself by the stove, "that there was a little matter back in regard to costs when you paid us the thirty dollars?" Of course Lennon remembered the "costs" and other matters to his cost. "Well," was the reply, in substance, "take these thirty dollars (they were not pieces of silver), but keep mum about it;" and he obeyed the injunction, it is presumed, until the sacredness of an oath unsealed his lips.

THE BAKER AND MUTSCHLER "ANSWER."

It is perhaps not surprising that some attempt should be made by the commissioners to defend themselves against the almost universal condemnation under which they are suffering; but such plea

as they have put forth is so feeble and evasive that a reply to their effort is really not called for, in any very serious mood, at least. That they have made no better defense strongly indicates that they have either been unfortunate in the choice of an advocate, or else that their case was so hopeless or indefensible that no ingenuity of the special pleader or device of the sophist could manage to frame a more plausible reply; the latter is no doubt the reasonable conclusion. A careful, or even casual, reading of the paper will show that in no single instance are the issues squarely or fairly met or presented; and this being, as we believe, the general opinion of intelligent readers, we shall not waste time in reviewing it *seriatim*, but allude to a few points only by way of showing the general character of the so-called "answer," its quibbles, misstatements, declamatory affirmations and transparent gloss.

And, first, as to the cash account. These gentlemen inform us that the official duty imposed upon them by law "requires the very simplest and yet the most perfect account of all cash received;" * * * and that the committee do "not pretend that such a register has not been accurately kept, except as to two items of forty dollars each, which seem to have been omitted. These omissions, as soon as discovered, were promptly corrected and the amount of them paid into the city treasury."

That the accounts were very simply kept is true enough, but we deny any perfectibility about them, or scarcely an approach to it. Indeed, the law on the subject of books and entries in them was almost entirely ignored; and "simple" and "perfect" as it is now broadly intimated, if not asserted, the register was kept, it is a notable fact that when Mr. Baker was examined on the subject of its contents he absolutely knew nothing about the matter. "I refer you to Mr. Whittlesey," was the almost invariable answer to any question propounded with a view to unraveling the obscurities of the entries. And now as to

"THOSE TWO ITEMS OF FORTY DOLLARS EACH."

The simple facts are these: It so happened that these items were so placed on the debit side of the cash book, and without any corresponding credit that it was a very easily discovered "omission;" but how was the error promptly corrected? The following from one of the daily papers may be quoted: "District-attorney Fenner was on the stand, and the last question asked him was in reference to what disposition he made of the sum of eighty dollars, which had been deposited in his hands. The question seemed to be rather a clincher, and the witness was visibly affected with emotion. He claimed that the disposition of the money could be satisfactorily explained, but that he preferred not to answer the question at that time." How was it "explained?" Messrs. Fenner and Mutschler went to the treasurer's office and paid that amount, which was undoubtedly the easiest and safest method of disposing of the affair; there was no other "explanation" at all possible.

QUIBBLES AND QUERIES.

The next quibble to which attention is called, is embraced in the following excerpts:

"We are told that the number of licenses granted by the commissioners was 2,052 less than the number of persons who paid taxes as retail liquor dealers under the internal revenue laws of the United States; that estimating these unlicensed dealers as representing \$30 that might have been collected for the city treasury, the loss amounted to \$61,500.

Now, what we did say, was that the sum named should be reduced by about \$1,500 for the period embraced in the calculation, because "the taxes required under the revenue laws are in some few instances not exacted by our state laws." But these gentlemen, in apparent unconscious ignorance of the meaning of plain English, proceed to enquire and comment as follows:

"If this means that we had ought to have licensed them all at an average of \$30 each, we can only say that the committee's opinion of 'moral character' is most liberal and comprehensive, and that they

must believe it to be the duty of the excise board to license all who wish to sell, irrespective of their character. We have not so regarded our duty.

In view of all the revelations disclosed in this investigation, the reference to "moral character" and what has been regarded as "duty" by the commissioners seems more like a burlesque than sober reasoning or statement of fact. Further comment is unnecessary; we refer to the records for elucidation on both themes.

But these gentlemen are still in doubt, and they hypothetically propound the following inquiry:

"If, however, they mean that fines could have been collected from these violators of the law to the amount named, we answer that the enforcement of the law—the making of complaints and the instituting of proceedings for selling without a license are no part of the duty of excise commissioners. That is a duty expressly imposed by law upon other and purely executive officers."

What the committee meant was made so plain in their previous report that we think no intelligent reader will require any further enlightenment.

The point raised, however, that "the enforcement of the law" by the excise commissioner is none of their business, is so frequently presented in their "answer and expose," that it is deserving of a passing notice. In one place we are told that they have not power even to "initiate" prosecution against offenders; in another we are gravely reminded that they have been "selected to administer a law, or rather chaos of laws, of which no one, until he essays such administration, can imagine the complexity." These gentlemen seem to possess a keen sense of the proprieties of language and the nice distinction of words.

Now, the plain fact is that we have excise laws, and some of their provisions are so plain that "a wayfaring man, though a fool, need not err therein," in determining their import. From bench, rostrum and pulpit, we hear eloquent appeals for their enforcement and denunciations of their evasion. For example, when Chief Justice Noah Davis charged the grand jury, about a year ago, on this subject, in eloquent denunciation of the means by which excise legislation was evaded and the penalties imposed by the law on offenders rendered nugatory, "he did not, evidently, have in view any "complexity," but he assumed what we have above asserted. And everywhere, where common sense and honesty of purpose prevail, there seems to be perfect unanimity of opinion in this matter. That there are some incongruities in the statutes and some defects, will be generally admitted; but if all that is indisputably plain in their provisions is strictly and honestly administered and enforced, there need be little or no complaint of inefficiency either in the law or those whose sworn duty it is to administer it.

If the excise laws are such a mass of "anomalies and contradictions" as the commissioners aver, and they are utterly unable to ascertain their true meaning and intent, as they broadly intimate, why did they seek the appointment to the office the second term, and the second time take the official oath to maintain them? Before being asked or required to obey the ten, or any other, commandments, it is a necessary prerequisite that we shall understand them; we cannot administer laws when ignorant of their provisions, as these commissioners take special pains to inform us is their misfortune.

But the climax of absurdity is reached in illustration of this fact—very fittingly, no doubt—by a recital of an apocryphal story from Greek literature. "The tyrant of Greece," they inform us, "is said to have designedly written his laws in such small characters and to have posted them so high as that no subject could read the text." And this reported imbecile action is held to illustrate the utter unintelligibility of the excise laws, for "the same result," we are gravely informed, "has been obtained by making their provisions irreconcilable."

And yet, notwithstanding the above, and all the rest, these gentlemen still persist that in all their actions they have been "guided by the opinion of the best of legal counsel." What is called "com-

mon sense," we surmise, is a far preferable guide than such counsel. Again, if the laws are such an inextricable jumble—hang so high that nobody can even see the "text"—why not cut the Gordian knot by resigning? The people, no doubt, would heartily approve of this course; and successors could easily be found who would take a more hopeful view of the situation.

ABORTIVE APPEAL TO GRAND JURY EVIDENCE.

The commissioners, whose "answer" we are now considering, as is well known, were very zealous in their endeavor to "learn the text" of the doings of the late grand jury, and the following is their view of matters and things thereto pertaining:

"The grand jury of this county, with access to all the testimony taken by your committee, and as much more as zealous and partisan prosecutors could adduce, brought only technical charges against us, not involving any moral turpitude, and such as could only arise from a misinterpretation or misunderstanding of the statutes. The fact that the grand jury, on all the evidence and under extraordinary pressure from pulpit and press, did not charge us with any misappropriation of money or any dishonesty, is certainly a significant comment on the gross insinuations contained in your committee's report."

To all of which we reply—First, that the grand jury did not have access to all the testimony taken by your committee, as it was not then all in; and secondly, that they did not make any inquiry whatever in regard to the financial affairs of the excise board. And so it will be seen how little the "significant comment" amounts to.

What constitute "technical charges" and "moral turpitude" in the eyes of the commissioners might be difficult of solution, but the people will generally conclude that the charges are something more than mere technicalities and really involve, also, the question of "moral turpitude." Divested of technical language, among the many charges in the indictments are the following: Not keeping and filing a book of minutes of the proceedings, as required by law; not prosecuting the bonds of persons liable to prosecution; for licensing places forbidden by the statute; allowing some persons to sell without a license. It is noticeable in this connection, that the above charges contain affirmations which the commissioners in their "answer" gloss over or deny. It is also apparent that the action of the grand jury has been unwittingly called into prominence, for instead of exonerating from, it but adds weight to the charges of culpability; whilst the fling at the pulpit and the press is seen to be entirely gratuitous.

STRINGENT MEASURES RECOMMENDED.

Your committee have now said in the form of reports all that they deem essential. These, together with the published testimony, give all the evidence necessary on which to base an intelligent judgment. And as gathered from popular expression, from pulpit and press, in the streets—everywhere, there is a general concurrence of sentiment that a change of commissioners is a public necessity. We, therefore, in view of all the facts disclosed in this investigation, recommend the following proceedings:

First—That Commissioners Mutschler, Baker and Whittlesey be required to pay over to the city treasurer the sum of \$492.50, and interest from April 30, 1874; and in case of their refusal or neglect to comply, that the city attorney be directed to take legal measures, on behalf of the city, to recover the same.

Second—That Commissioners Baker and Mutschler be, and are hereby requested to resign; and in case of their refusal to do so within ten days from this date, that a committee of three members of this board be appointed by the chair, to prepare and present to the governor of the state charges against them of malfeasance in office, in the following particulars:

First—In neglecting to keep a book of minutes of the proceedings the excise board.

Second—In neglecting to keep a list of the bondsmen of licensees on file in the city clerk's office.

Third—In neglecting to prosecute the bondsmen of persons convicted of violation of the excise law.

Fourth—In becoming bondsmen themselves for the license.

Fifth—In transferring licenses to second and even third parties, and taking no bonds from the transferee.

Sixth—In issuing more than one license to one person or firm.

Seventh—In receiving money from disqualified applicants for licenses, knowing them to be such, and yet permitting them to sell as though licensed.

Eighth—In giving express or tacit consent to city officials, and other favorites, to sell liquors without being licensed, as in the case of Donivan, Martin, Baetzel and others.

Ninth—In granting licenses to persons of notoriously immoral character, after due notice had been served upon them setting forth the fact.

Tenth—in making a sworn report to the common council of the amount of excise money received during the month of May, 1877, which was not true.

Eleventh—In making a sworn report to the common council January 29th, 1878, which was not true.

Twelfth—In using the excise money to pay fines imposed by the police justice, for violations of the excise law by disreputable venders who were not licensed.

Thirteenth—In retaining and disbursing excise funds, in violation of the law of 1857, which provides that all excise moneys shall be paid over to the treasurer; also in violation of section 16 of the special act of May, 1877, passed to amend the acts of 1861, for the express purpose of defining the duties of excise commissioners and restraining them from using any excise moneys for any purpose whatever, at their behest or discretion.

Ald. Herzberger moved that the rule to adjourn at 11 o'clock be suspended. Adopted.

Ald. Westbury moved that the report be received, filed and published and the Committee discharged. Adopted.

Herman Mutschler was heard.

EXECUTIVE BUSINESS.

Ald. Herzberger moved that the Board proceed to ballot for Police Commissioner. Adopted.

| | 1. | 2. | 3. | 4. | 5. | 6. | 7. | 8. |
|--------------------------|----|----|----|----|----|----|----|----|
| W. S. Smith | 5 | 5 | 6 | 8 | 5 | 6 | 5 | 4 |
| J. Bove, Jr. | 3 | 6 | 4 | 4 | 7 | 6 | 6 | 5 |
| H. C. Daniels | 3 | 2 | 3 | 2 | 2 | 1 | 2 | 2 |
| John Wilson | 1 | 1 | 0 | 0 | 0 | 0 | 0 | 0 |
| Blank | 1 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| M. H. Fitzsimons | 0 | 0 | 0 | 0 | 2 | 0 | 0 | 0 |
| John Don van | 0 | 0 | 0 | 0 | 0 | 0 | 4 | 3 |
| A. B. Lambertson | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 1 |
| G. O. Fleckenstein | 0 | 0 | 0 | 0 | 0 | 0 | 1 | 0 |
| J. W. Martin | 0 | 0 | 0 | 0 | 0 | 1 | 0 | 0 |

After the third ballot:

Ald. Westbury moved that further balloting be postponed until the next regular meeting.

Lost by the following vote:

Ayes—Ald. Tracy, Fitz Simons, Westbury, Herzberger, Warren, Edelman, Smith—7.

Nays—Ald. Crouch, Martin, Chace, Huntington, Donivan, Knobles, Baetzel—7.

8TH AND 9TH BALLOTS.

| | | |
|-------------------------|---|---|
| Wm. S. Smith | 4 | 3 |
| Jacob Howe, Jr. | 4 | 3 |
| Henry C. Daniels | 2 | 3 |
| John Donivan | 4 | 3 |
| Geo. Fleckenstein | 4 | 1 |
| Blank | 1 | 1 |

Ald. Westbury moved that further balloting be postponed until the next meeting. Adopted.

By Ald. Edleman—

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

Whereas, A clerical error was made in the election returns of the Sixth Ward for the re-

cent Charter Election, by which your Honorable Body, as a Board of Canvassers, declared the undersigned elected an Inspector of Election of said ward, although, in point of fact, Sigismund Rosenberg received a higher number of votes and is justly entitled to the office, instead of the undersigned; and

Whereas, The undersigned has no desire whatever to claim the office under such circumstances, but desires it to be awarded to the said Rosenberg, who was the choice of the electors; now, therefore, the undersigned does hereby decline said office, and refuses to accept the same or qualify therefor, or act as such Inspector, and he respectfully requests your Honorable Body to take such action in the premises as shall restore and give to said Rosenberg his rights and privileges proper.

Dated Rochester, N. Y., March 12, 1877.

EDWARD ENGLEHARDT.

Ald. Edleman moved that the resignation be accepted. Adopted.

The following named persons were appointed as Inspectors of Election for the Election Districts named :

S. Rosenberg, Inspector of Election, Sixth Ward.

James Fowler, Inspector of Election, Seventh Ward, Second District.

Maurice Movniban, Inspector of Election, Eighth Ward, First District.

Rudolph Johnson, Inspector of Election, Eighth Ward, Second District.

Harry T. Farquhar, Inspector of Election, First Ward.

Thomas F. McCarthy, Inspector of Election, Fourth Ward.

John La Force, Inspector of Election, Sixth Ward, Third District.

Ald. Chace moved that the Board proceed to ballot for Commissioner of Deeds. Adopted.

Each of the following named persons having a concurrent vote of a majority of the Common Council were declared duly elected Commissioners of Deeds:

| | |
|--------------------|-----------------|
| John J. Bower, | W. H. Armitage, |
| Daniel Johnston, | John Mauder, |
| Chas. E. Faulkner, | M. J. Mahar, |
| Theron Parsons, | H. H. Edgerton, |
| W. H. Olmstead, | Henry Brinker, |
| Phillip Wiggins, | Edwin B. Fiske, |
| John A. Burgess, | S. S. Markham, |
| Thomas Duffy, | Ernst Veyhl. |

The Clerk presented the resignation of J. Dugan as Constable of the 11th Ward.

Ald. Chace moved that the resignation be accepted and that the Board proceed to ballot for Constable for the 11th Ward. Adopted.

John Wagner, having received the requisite number of votes, was declared duly elected Constable for the 11th Ward.

MISCELLANEOUS BUSINESS.

By Ald. Martin—Resolved, That the Clerk draw an order on the Treasurer in favor of the chairman of the Board of Inspectors of Election (including clerks) of each election district for the sum of seventy-five dollars, in full of services for charter election, 1878. Also an order in favor of each proprietor (except the city of Rochester) of places used as election polls, for the sum of thirty dollars; also an order in favor of Wm. Coughlin for \$15 for 2d Ward polls, and Engine Co. No. 1 for same amount, and the Treasurer is requested to pay the same and charge Contingent Fund, provided no objec-

tion is made by any Inspector or Clerk in drawing the order in favor of the chairman of the Board. Objections being made, the Clerk is directed to draw an order in favor of each claimant for his individual compensation, retaining from the same proper charges against such inspectors.

Adopted by the following vote :
Ayes—Ald. FitzSimons, Westbury, Herzberger, Warren, Crouch, Martin, Chace, Huntington, Donivan, Edelman, Baetzel—11.

By Ald. Martin—Petition for a pipe sewer in Cady street. Referred to Sewer Committee.

By Ald. Crouch—Petitions for water pipe in Savannah and George streets. Referred to Water Works Committee and Executive Board.

On motion of Ald. Chace the Board then adjourned.
 EDWARD ANGEVINE,
 City Clerk.

In Common Council, March 18, 1879.

REGULAR MEETING.

Present—Ald. Tracy, FitzSimons, Westbury, Herzberger, Warren, Hays, Crouch, Martin, Chace, Huntington, Vay, Donivan, Smith, Knobles, Baetzel—15.

Ald. Baetzel moved that Peter Sheridan act Clerk pro tem. Adopted.

Minutes of last meeting were approved as published in book of proceedings.

PRESENTATION OF PETITIONS, ACCOUNTS, &C.

By Ald. Tracy—Bills of

| | |
|--|----------|
| Charles S. King, painting and repairing lamps..... | \$ 40 00 |
| Charles A. Jeffords, lighting and extinguishing lamps..... | 725 15 |
| Rochester Gas Co., gas and care of lamps for month of March..... | 2,429 25 |

Referred to Lamp Committee.

By Ald. Herzberger—Bill of

| | |
|---------------------------------|----------|
| J. C. Moore, Police docket..... | \$ 18 00 |
|---------------------------------|----------|

Referred to Police Committee.

Also, petition of Henry E. Lawrence to erect a wood building. Referred to the Wood Building Committee and Fire Marshal with power to act.

By Ald. Warren—Petition to grade the roadway and extend the sidewalks on Evergreen street. Referred to the Improvement Committee.

By Ald. Martin—Petition of James B. Pike to erect three wood buildings. Referred to the Wood Building Committee and Fire Marshal with power to act

By Ald. Martin—Petition for lamps on Penn street. Referred to Lamp Committee.

Also, remonstrance for a sewer in Cady street. Ordered received and filed.

By Ald. Martin—Bills of

| | |
|---|-----------|
| Union and Advertiser, publishing proceedings, &c..... | \$ 921 25 |
| Union and Advertiser, publishing tax sales..... | 368 75 |
| .. printing blank receipts..... | 58 00 |
| .. Dailies..... | 12 25 |
| .. Registers of Elections..... | 21 25 |
| Williamson & Higbie, stationery..... | 21 13 |
| Jas. H. Upton, hack hire..... | 6 00 |
| J. B. Spears..... | 2 50 |
| J. Corbin, serving notices Treasurer..... | 3 16 |
| W. I. Hanford..... | 10 25 |
| E. C. Maloy, repairing instruments..... | 9 55 |
| M. Heavey, horse hire..... | 6 00 |
| T. Benford, making stub for folio..... | 5 50 |
| Railroad Committee Expenditures..... | 265 94 |

Referred to Contingent Expense Committee.

By Ald. Chace—Petition for a MacAdam stone roadway in White street. Referred to Improvement Committee.

By Ald. Chace—Communication from Henry C. Wisner on rebate of taxes. Referred to Law Committee.

By Ald. Chace—Communication from J. C. Heughes on a claim for damages. Referred to Law Committee.

By Ald. Chace :

Whereas, We think it expedient to reduce the Executive Board from six (6) to three (3) members, this being a great saving to the city taxpayers, would offer the following : That the Charter Amendment Committee be authorized to prepare a bill and send it to our representatives in the Legislature at Albany, and ask its speedy passage.

The bill to read substantially as follows : That his Honor the Mayor shall not make any appointment to said Board, to fill the present vacancy, and that the present members retire as their terms of office expires, till their number shall be three, and one elected every year thereafter for the term of three years each.

Adopted.

By Ald. Huntington.—Whereas, The Rochester Free Dispensary has heretofore been granted the use of certain rooms in city building on Front street for the purposes of its organization and

Whereas, The said rooms are three in number and of large size and one of the rooms has been so divided as to make four rooms, occupied by said dispensary, being the entire depth of the building, and

Whereas, The space so occupied is much more than is requisite for the business of such dispensary, and

Whereas, The Rochester Homœopathic Free Dispensary has heretofore been compelled to rent rooms for its use and pay large rent for the same, thus crippling its resources and causing financial embarrassment to its directors, therefore

Resolved, That said Rochester Homœopathic Free Dispensary be, and is granted the use of one of said rooms, so occupied by said Rochester Free Dispensary, known as room number 21, being the southeast room of said suite, for the purposes of its organization. Adopted.

By Ald. Donivan.—Bill of J. R. Chamberlain, rubber matting, \$2.15. Referred to City Property Committee.

Also, Petition of George Kary to erect a wood building. Referred to Wood Building Committee and Fire Marshal with power to act.

By Ald. Smith—Petition for sewer in Draper street. Referred to Sewer Committee.

By Ald. Baetzel—Bills of

| | |
|---|----------|
| Wm. & J. M. Aikenhead, candles..... | \$ 24 40 |
| F. Morhart, meat..... | 25 00 |
| Geising Bros., flour..... | 304 50 |
| Thomas Stevenson, groceries..... | 34 00 |
| G. D. Waters & Co..... | 9 00 |
| P. Eagan..... | 11 00 |
| Adolph Scheret..... | 25 50 |
| Jos. A. Otto..... | 12 00 |
| John Gleichauf..... | 25 90 |
| A. H. Cork..... | 19 75 |
| A. H. Martin..... | 16 25 |
| M. Buckley..... | 28 00 |
| Fred Wurtz, meat..... | 25 00 |
| John Fisher..... | 150 00 |
| John Hahn..... | 100 00 |
| J. Langnecht..... | 75 00 |
| L. A. Wheeler..... | 200 00 |
| Henry Hedditch..... | 50 00 |
| A. L. Morris..... | 75 00 |
| P. H. Curran..... | 100 00 |
| Geo. Zimmer..... | 50 00 |
| Roegner & Maier, undertakers' services..... | 79 50 |
| B. O'Reilly..... | 28 00 |
| P. Joyce..... | 86 00 |
| John Getzel, shoes..... | 55 50 |

| | |
|------------------------------------|-------|
| Johanna Yawman, bread..... | 57 85 |
| Geo. Oppel | 69 15 |
| J. W. Breakey, wood..... | 13 75 |
| James O. Howard, medicine..... | 9 00 |
| Joseph Schutte, disbursements..... | 73 25 |

Referred to Poor Committee.

By Ald. Baetzel—

REPORT OF THE OVERSEER OF THE POOR FOR THE MONTH OF FEBRUARY, 1879.

OVERSEER OF THE POOR OFFICE, ROCHESTER, March 18, 1879.

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

The Overseer of the Poor of the city of Rochester would respectfully report that during the month of February, 1879, he has relieved families in the following manner:

| | |
|---------------------------------------|------------|
| Orders on Poor Store..... | \$2,690 48 |
| .. Coal Yard..... | 882 25 |
| .. Wood..... | 8 50 |
| .. L. A. Pratt, shoes..... | 45 00 |
| .. J. H. Phelan..... | 75 25 |
| .. John Groh..... | 66 50 |
| .. C. Glasser..... | 14 00 |
| .. G. M. Glasser..... | 22 10 |
| .. O. Oswald..... | 26 00 |
| .. Lear & Weitzel..... | 26 75 |
| .. John Oetzel..... | 11 00 |
| .. G. H. Haass, medicine..... | 16 90 |
| .. J. & J. Cooper..... | 13 10 |
| .. Curran & Goler..... | 1 75 |
| .. B., F., Hone & Co., dry goods..... | 10 00 |
| .. M. Heavey, transportation..... | 8 00 |
| .. G. Schofield..... | 28 86 |
| .. J. E. Butterfield..... | 4 92 |
| .. Jeffreys, burials..... | 27 00 |
| .. Fehner & Maier, burials..... | 24 00 |
| .. H. & P. Bender..... | 6 50 |
| .. Hoffman & Mayer..... | 12 00 |
| .. P. Joyce..... | 24 00 |
| .. B. O'Reilly..... | 12 00 |

| | |
|-------------------------|------------|
| Total..... | \$4,053 26 |
| Less Towns..... | \$ 156 76 |
| Less Emigrant Fund..... | 17 25 |
| | 174 01 |

Total to City..... \$3,879 25

All of which is respectfully submitted.
J. SCHUTTE, Overseer of the Poor.
Ordered received, filed and published.

REPORTS OF STANDING COMMITTEES.

Ald. Tracy, from the Lamp Committee; Ald. Martin, from the Contingent Expense Committee; Ald. Donivan, from the City Property Committee; Ald. Baetzel, from the Poor Committee, reported favorably on the various bills referred to their respective committees, and referred them to the Finance Committee for payment.

Ald. Huntington, from the Law Committee, reported favorably the following bills chargeable to Poor Fund:

| | |
|---|--------|
| Union and Advertiser, printing locals for the Excise Board..... | \$6 60 |
| E. R. Andrews, printing blanks..... | 7 50 |
| Louis Brandt, publishing locals for Excise Board..... | 7 20 |

Referred to Finance Committee for payment.

By Ald. Martin—Bills of Union and Advertiser Co. Referred to the City Attorney.

FINANCE BUDGET.

ROCHESTER, N. Y., March 18, 1879.

By Ald. Warren—Resolved, That the Treasurer pay as follows, when there are funds applicable:

CONTINGENT FUND.

MONTHLY PAY ROLL FOR MARCH, 1879.

| | |
|--|----------|
| Cornelius R. Parsons, Mayor..... | \$200 00 |
| Geo. D. Williams, City Treasurer..... | 300 00 |
| Albert G. Wheeler City Attorney..... | 166 66 |
| Oscar H. Peacock, City Surveyor..... | 166 66 |
| Edward Angevine, City Clerk..... | 150 00 |
| David McKay, City Assessor..... | 166 66 |
| August M. Koeth..... | 166 66 |
| Wm. Mahar..... | 166 66 |
| Geo. W. Still, Judge Municipal Court..... | 150 00 |
| J. W. Duell, Judge Municipal Court..... | 150 00 |
| M. B. McMath, Clerk Municipal Court..... | 50 00 |
| Francis J. Irwin, City Messenger..... | 75 00 |
| John E. McDermott, Watchman City Hall..... | 60 00 |
| Thomas A. Buckley, Engineer City Hall..... | 60 00 |

| | |
|--|--------|
| Peter G. Miller, Janitor Front street building... | 40 00 |
| W. C. Gray, Assistant Surveyor's Office..... | 76 66 |
| C. B. Parsons, Draughtsman, .. | 76 66 |
| W. J. Stewart, chairman .. | 50 00 |
| Ambrose Redman, rodman .. | 30 00 |
| Peter Sheridan, Assistant in Clerk's Office..... | 60 00 |
| E. W. Williams, Assistant in Treasurer's office..... | 116 66 |
| Chas H. Stillwell, services in .. | 83 33 |
| James H. Wilson, .. | 75 00 |
| Warham Whitney, .. | 58 38 |

MISCELLANEOUS.

| | |
|--|--------|
| Rochester Star, publishing notices (as per contract) to April 1..... | 41 67 |
| Edward Angevine, disbursements..... | 50 00 |
| Railroad Committee, expenditures..... | 265 94 |

POOR DEPARTMENT FUND.

MONTHLY PAY ROLL TO APRIL 1, 1879.

| | |
|---|-----------|
| Joseph Schutte, Overseer..... | \$ 125 00 |
| William H. Shields, Assistant Overseer..... | 75 00 |
| John P. Tracy, bookkeeper..... | 75 00 |
| Jacob Lutt, clerk..... | 40 00 |
| Dr. Thos. A. O'Hare, City Physician..... | 41 67 |
| Dr. Geo. D. Benford, City Physician..... | 41 67 |
| Dr. Chas. E. McKelvey, City Physician..... | 41 67 |
| Dr. J. J. A. Burke, City Physician..... | 41 67 |
| F. Nussli, M. D., services..... | 41 67 |
| W. F. Shehan, services..... | 41 67 |
| Fred Guac, clerk..... | 30 00 |

MISCELLANEOUS.

| | |
|-----------------------|-------|
| M. Yawman, bread..... | 88 40 |
|-----------------------|-------|

HEALTH DEPARTMENT FUND.

MONTHLY PAY ROLL TO APRIL 1ST, 1879.

| | |
|---|----------|
| Sam'l. Donnelly, Supt. Board Health, salary..... | \$ 60 00 |
| Chas. Buckley, M. D., Health Officer..... | 41 67 |
| E. Angevine, Clerk..... | 25 00 |
| Henry M. Reinold, Keeper of Hope Hospital..... | 50 00 |
| John H. Mason, Insp'r..... | 50 00 |
| Joseph Thompson, Insp'r..... | 50 00 |
| James Cooper, Insur..... | 50 00 |
| Heman Miller, Insp'r..... | 50 00 |
| Orrin Harris, Insp'r..... | 50 00 |
| John O'Rourke, sewer flusher..... | 45 00 |
| John Vance, sewer flusher..... | 45 00 |
| C. A. Jeffords, garbage contract to April 1, 1879, E. S..... | 125 00 |
| Bradley & Co., garbage contractor to April 1, 1879, W. S..... | 150 00 |

LAMP DEPARTMENT FUND.

| | |
|---|----------|
| Chas. A. Jeffords, lighting and extinguishing lamps for month of March, payable first of April..... | \$725 15 |
|---|----------|

CITY PROPERTY FUND.

| | |
|---|--------|
| Wray & Elwood, repairing locks, &c..... | \$5 60 |
|---|--------|

POLICE DEPARTMENT.

| | |
|--|----------|
| Geo. Truesdale, Police Justice, sal. month of March..... | \$208 34 |
| Fred'k Zimmer, Police Com'r, qr. sal. to April 1, 1879..... | 125 00 |
| Henry C. Daniels, Police Com'r, qr. sal. to April 1, 1879..... | 125 00 |

Adopted by the following vote:
Ayes—Ald. Tracy, FitzSimons, Westbury, Herzberger, Warren, Hays, Crouch, Martin, Chace, Huntington, Vay, Donivan, Smith, Baetzel—14.

By Ald. Donivan—Resolved, That the Overseer of the Poor, on making up his annual report to the Council on receipts and expenditures of the Poor Fund, report also a balance sheet including bills from last year paid from the fund the present fiscal year and all outstanding accounts. Adopted.

COMMUNICATIONS FROM THE MAYOR AND OTHER EXECUTIVE OFFICERS.

MAYOR'S OFFICE, }
ROCHESTER, N. Y., March 14, 1879. }

Edward Angevine, City Clerk:

I have this day appointed Ezra Jones, Esq. to the vacancy in the Executive Board occasioned by the resignation of Henry L. Fish, and for the residue of his term.

CORNELIUS R. PARSONS, Mayor.

CITY CLERK'S OFFICE.
ROCHESTER March 18, 1879. }

To the Honorable the Common Council :

GENTLEMEN: In accordance with section 29, Revised City Charter, I report the following named persons as having qualified and taken the oath of office. Respectfully,

EDWARD ANGEVINE, City Clerk.

CITY OFFICERS.

Member of the Executive Board for the term of three years—Ezra Jones.

Game Constable—George M. Schwartz for term of one year.

WARD OFFICERS.

Supervisors for the Term of One Year.

First Ward—William W. Carr.
Second Ward—Michael M. Keenan.
Third Ward—Frank M. Bottum.
Fourth Ward—James E. Hayden.
Fifth Ward—Charles Englert.
Sixth Ward—William S. Falls.
Seventh Ward—George Heberling.
Eighth Ward—Maurice Leyden.
Ninth Ward—George W. Jacobs.
Tenth Ward—Harry C. Jones.
Eleventh Ward—John Brayer.
Twelfth Ward—Conrad Eisenberg.
Thirteenth Ward—John A. P. Walter.
Fourteenth Ward—Thomas Crane.
Fifteenth Ward—James H. Curran.
Sixteenth Ward—John W. Stroup.

Aldermen for the Term of Two Years.

Second Ward—Michael H. FitzSimons.
Fourth Ward—Lyman M. Otis.
Sixth Ward—Henry Hebing.
Eighth Ward—George Chambers.
Tenth Ward—Wesley Mendeville.
Twelfth Ward—Phillip Wickens.
Fourteenth Ward—Devalson G. Weaver.
Sixteenth Ward—Jacob J. Hart.

Alderman for the Third Ward, to Fill Vacancy.

Third Ward—David H. Westbury.

School Commissioners for the Term of Two Years.

Second Ward—John M. Brown.
Fourth Ward—Homer A. Kingsley.
Sixth Ward—Charles M. Williams.
Eighth Ward—Jonas Jones.
Tenth Ward—George Weldon.
Eleventh Ward—Nicholas Kase.
Fourteenth Ward—Alfred H. Cork.
Fifteenth Ward—Nicholas Brayer.
Sixteenth Ward—Pomeroy P. Dickinson.

Constables for the Term of One Year.

First Ward—Joseph Ringlestein.
Second Ward—William H. Smith.
Third Ward—William H. Groot.
Fourth Ward—Thomas Goulding.
Fifth Ward—John J. Masterson.
Sixth Ward—Paul Englehardt.
Seventh Ward—C. Edwin Palmer.
Eighth Ward—Charles W. Struble.
Ninth Ward—Eben W. Carr.
Tenth Ward—William S. Brown.
Eleventh Ward—John Wagner.
Twelfth Ward—John Dart.
Thirteenth Ward—Ferdinand L. Schultz.
Fourteenth Ward—John Barry.
Fifteenth Ward—Joseph Hubbachek.
Sixteenth Ward—John Barrett.

Inspectors of Elections for Term of One Year.

First Ward—Alexander K. Cutler, John E. Durand.
Second Ward—Horace Jones, Daniel M. Leary.
Third Ward—First District—William Turner, Charles D. Evans.
Third Ward—Second District—William H. Whiting, William R. Gregory; Phillip McConnell (appointed.)
Fourth Ward—W. V. K. Lansing, Jared W. Kimball, Thos. F. McCarthy.
Fifth Ward—First District—Chauncey B. Doxtator, Michael K. Gannon.
Fifth Ward—Second District—James E. Ryan, George H. Graham.
Sixth Ward—Sigismund Rosenberg Charles Cherain.
Seventh Ward—First District—Porter W. Taylor, James A. Jordan.
Seventh Ward—Second District—William I. Hanford, George H. Brown, James Fowler.
Eighth Ward—First District—James M. Niven, Robert DeGarmo.
Eighth Ward—Second District—Patrick J. Healey, John McCruden, Rudolph Johnson.
Ninth Ward—First District—Frank McAllister, John C. Cone.
Ninth Ward—Second District—Charles Benner, Peter B. Ramsey.
Tenth Ward—Asa S. Jaynes, Jacob H. Wagner.

Eleventh Ward—First District—Wm. Wolz.
Eleventh Ward—Second District—William Bauer, Lewis Hague.
Twelfth Ward—First District—Roswell Woodward, William Waldert; John W. Babcock (appointed.)
Twelfth Ward—Second District—John H. Scanlan, William J. Stonny; Frederick Schlegel (appointed.)
Thirteenth Ward—First District—James Donivan, John Guggleman.
Thirteenth Ward—Second District—Levi L. Loeb, James H. Moore.
Fourteenth Ward—James R. Stevenson, Christian M. Mayer.
Fifteenth Ward—Mathias Schromer, Frank Ferenbach.
Sixteenth Ward—First District—Robert Aids, Jr., Isaac DeMallie.
Sixteenth Ward—Second District—George Heindle, Ferdinand Strouchen.
Sixteenth Ward—Third District—Frederick Zink, John A. LaForce.

COMMISSIONERS OF DEEDS.

Wm. H. Armitage, John A. Burgess,
S. S. Markham, W. H. Olmstead,
E. B. Fiske, John J. Bowen.
Ordered received filed and published.
By the Clerk—

To the Honorable the Common Council:

GENTLEMEN: I claim the privilege of a reply to the financial portion of the minority report of the Excise Investigating Committee submitted to your honorable body on the 12th inst. That report in substance charges that there is a balance of \$432.50 remaining in the hands of the Commissioners for the years 1873-6. This assertion I pronounce wholly and wantonly false, in general and in detail, and, on the contrary thereof, I affirm that all my books of account submitted to that committee are duly balanced and show a proper disposition of every

dollar received. The minority of that committee, however, by arbitrarily rejecting items there appearing, by taking portions only of one book, and by disallowing another, claims that he finds the discrepancy above indicated.

In proof of the spirit of biased partisanship which has influenced the minority of the committee, in at least this portion of his report, it is only necessary to state that two secular days after the agreement of February 2d to refer the matter to an expert accountant, during which the books were refused to his examination upon his request therefor, the first report to your honorable body on this subject was made, which contained the same charge of a deficiency and recommending immediate suit to recover the same. What, beside error, could be expected of one who had thus made up his judgment upon ex parte investigation, and without waiting for the explanation which he had agreed to hear! Is it strange that after receiving the statement of the expert employed, which fully accounted for every dollar received by me, the second report should state that "the opinion of the committee is unshaken?" Is it apparent that this minority of the committee has been governed not by evidence, but by a preconceived opinion; that he has accepted ideas as facts, and received as real the suggestions of his imagination; that with him an unbiased investigation is an impossible process, and that he can see nothing but what he has already determined is to be seen.

I indignantly deny that out of the nearly \$70,000 public money received by that board during its term one single dollar remains unaccounted for, and I take this opportunity of affirming that never in the history of the city has a larger sum been paid into the treasury, or a smaller amount been expended in disbursements, by any Board of Excise than by the one with which I was connected. Much of the labor for which that Board had a legal right to employ assistance and counsel was performed by its members that so the largest possible sum might be covered into the City Treasury. I have not the slightest fear of any result of any impartial inquiry into my personal conduct of that trust, and invite your honorable body, if there remains in your minds the least doubt upon this subject to appoint a fair committee free from bias or prejudice, charged with the duty of such an investigation. Or, if that course be deemed inadvisable, let an action be instituted to recover the alleged deficiency. I will gladly, in such case, consent to an immediate reference in order to expedite matters, to the Honorable Henry R. Selden, James L. Angle, or other first class member of the profession, and will there promptly show the utter baselessness of the charge. Before such a tribunal I should have the opportunity I have not yet had, of cross-examining witnesses, of presenting such testimony as I might deem important, and finally, and more than all, of obtaining that simple justice which, while the right of every citizen, has been thus far denied.

Rochester, March 18, 1879.

FRED A. WHITTLESEY.

Ald. Westbury moved that the communication be received, filed and published. Adopted.

ACTION ON ORDINANCES.

WIDENING AND EXTENDING ACKERMAN STREET.

By Ald. Baetzel—Resolved, That the City Surveyor ascertain and report to this Council the expense of widening and extending Ackerman street, from Bay street to the plank road.

Adopted.

The Surveyor submitted as such estimate \$500. By Ald. Baetzel—Resolved, That the following improvement is expedient, viz:

The widening and extending of Ackerman street, from Bay street to the plank road, and the following described territory is deemed necessary to be taken therefore, viz: A strip of land 33 feet wide and extending from Bay street to the plank road, the east line of which shall be the present east line of Ackerman street, and a continuation of the same in a direct line to the plank road.

And, Whereas, The City Surveyor, under the direction of this Council, 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 portions of said city are deemed benefited and proper to be assessed for the whole expense thereof, viz:

One tier of lots on each side of Ackerman street, and as proposed to be opened from Bay street to the plank road.

And the Clerk is hereby directed to publish notice in pursuance of Title VII., Section 165 of the Revised Charter of 1874, of the City of Rochester, that all persons interested in the subject matter of said improvement, are required to attend the Common Council, on Tuesday evening, April the 1st, 1879, at half past 7 o'clock, at the Common Council Chamber, when allegations will be heard.

Adopted.

OPENING AND EXTENDING TRACY PARK.

By Ald. Baetzel—Resolved, That the City Surveyor ascertain and report to this Council, the expense of opening and extending Tracy Park, from Meigs street to Alexander street.

Adopted.

The Surveyor submitted as such estimate \$3,500.

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

The opening and extension of Tracy Park, from Meigs street to Alexander street, and the following described territory is deemed necessary to be taken therefor: Beginning at a point in the west line of Meigs street 283½ feet south of the south line of Park avenue, thence westerly along the north line of Tracy Park to the westerly termination thereof; thence 4 feet along the east line of lands owned by the N. Y. Baptist Union Association to the S. E. corner of the Newell property; thence westerly along the south line of the Newell property to Alexander street; thence southerly along the east line of Alexander street 27 feet; thence easterly in a direct line to the intersection of the south line of Tracy Park with the last line of the Baptist Union Association grounds; thence easterly along the south line of Tracy Park to the west line of Meigs street; thence westerly along the west line of Meigs street 27 feet to the place of beginning.

And Whereas, the City Surveyor, under the direction of this Council, has made an estimate of the whole expense thereof, and reported the same at \$3,500, 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, viz:

One tier of lots on each side of Tracy Park and the extension thereof, from Meigs street to Alexander street.

And further resolved, That the taxpayers to be assessed for making such improvement may pay their assessments in three equal payments, as follows: One-third of the amount assessed within thirty days after the advertisement of the assessment roll; one-third of the amount within one year from the confirmation of said roll; and the remaining one-third within two years from the confirmation of such roll. On all sums paid prior to the maturity of the said last installment, a discount will be allowed at seven per cent. per annum.

And the Clerk is hereby directed to publish notice in pursuance of Title VII., of section 165 of the Revised Charter of 1874, of the City of Rochester, that all persons interested in the subject matter of said improvement, are required to attend at the Common Council, on Tuesday evening, April 1st, 1879, at 7½ o'clock at the Common Council Chamber, when allegations will be heard.

Adopted.

PIPE SEWER IN CLIFFORD STREET.

By Ald. Fitz Simons—Resolved, That the City Surveyor ascertain and report to this Council the expense of constructing a 15 inch pipe sewer in Clifford street, from the west line of Conkey Avenue to St. Paul street, thence across the Miller property to the high bank of the Genesee river. Also the necessary man-holes, surface sewers and lot laterals.

Adopted.

The Surveyor submitted as such estimate \$2,300.

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

The construction of a 15 inch pipe sewer in Clifford street, from the west line of Conkey Avenue to St. Paul street, thence across the Miller property to the high back of the Genesee river, the necessary man-holes, surface sewers and lot laterals.

And whereas, The City Surveyor, under the direction of this Council, 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 Clifford street, from Conkey Avenue to North St. Paul street.

And further, Resolved, That the taxpayers to be assessed for making such improvement may pay their assessments in three equal payments, as follows: One-third of the amount assessed within thirty days after the advertisement of the assessment roll; one-third of the amount within one year from the confirmation of said roll; and the remaining one-third within two years from the confirmation of said roll. On all sums paid prior to the maturity of the said last installment, a discount will be allowed at seven per cent. per annum.

And the Clerk is hereby directed to publish notice in pursuance of Title VII., Section 165, of the Revised Charter of 1874, of the City of Rochester, that all persons interested in the subject matter of said improvement are required to attend the Common Council on Tuesday evening, April 1st, 1879, at half-past seven o'clock, at the Common Council Chamber, when allegations will be heard.

Adopted.

FINAL ORDINANCE NO. 2,050.

IMPROVING EAST MAIN STREET.

On motion of Ald. Edelman 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. Edelman submitted the following:

An ordinance to improve East Main street, from the south line of University avenue to the west curb line of Goodman street, by constructing a MacAdam stone roadway, with Medina stone curbs and gutters on each side thereof; also, the necessary crosswalks, main sewers, surface sewers, lot laterals, &c., and all details connected therewith.

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

The improvement of East Main street from the south line of University avenue to the west curb line of Goodman street, by constructing a roadway of MacAdam stone, with Medina stone curbs and gutters on each side thereof; also, the necessary crosswalks, main sewers, surface sewers, lot laterals, &c., and all details connected therewith.

And the whole expense shall be defrayed by the assessment upon the lots and parcels of land to be benefited thereby; and the City Surveyor, under the direction of this Council, having made an estimate of such expense, and reported the same at \$30,000, which estimate is hereby approved; 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 Main street, from University avenue to Goodman street.

On which above described portion of the city the expenses of said improvement are hereby ordered assessed.

And the tax payers to be assessed for making such improvement may, pay their assessments in five equal payments, as follows: One-fifth of the amount assessed within thirty days after the advertisement of the assessment roll; one-fifth of the amount within one year from the confirmation of such roll; one-fifth of the amount, within two years from the confirmation of such roll; one-fifth within three years from the confirmation of such roll; and the remaining one-fifth within four years from the confirmation of such roll. On all sums paid prior to the maturity of the last installment a discount will be allowed of seven per cent. per annum.

Ald. Huntington presented a remonstrance.

The ordinance was adopted by the following vote: Ayes—Ald. Tracy, Fitz Simons, Westbury, Herzberger, Warren, Hays, Crouch, Martin, Chace, Huntington, Vay, Donovan, Smith, Baetzel—14.

Ald. Huntington moved that the Executive Board be requested to take no action on the ordinance for the improvement of East Main street for four weeks.

Adopted.

FINAL ORDINANCE NO. 2,051.

WROUGHT IRON LIFT BRIDGE OVER THE ERIE CANAL AT BROWN STREET.

On motion of Ald. Baetzel, 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. Baetzel submitted the following:

An ordinance to construct a wrought iron lift bridge over the Erie canal at Brown street.

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

The construction of a wrought iron lift bridge over the Erie canal at Brown street. Also the necessary abutments.

And the whole expense shall be defrayed by an assessment upon the lots and parcels of land to be benefited thereby; and the City Surveyor, under the direction of this Council, having made an estimate of such expense, and reported the same at \$6,400 which estimate was and is hereby approved; and the portion of said city which said Common Council deem will be benefited by said improvement is described as follows:

All the lands included within the following described boundaries: Commencing at the intersection of the south line of Allen street with the west line of State street, thence southerly along the west line of State street and including one tier of lots on the west side thereof, to a point opposite the south line of Mumford street, thence easterly along Mumford street and including one tier of lots on the south side thereof to the Genesee river, thence northerly along the Genesee river to a point opposite and in line with the north line of Jay street, thence westerly along said north line of Jay street produced, and the north line of Jay street to Child street; thence southerly along Child street to the north line of Campbell street; thence westerly along the north line of Campbell street to the city line; thence southerly along the city line to West avenue; thence easterly along West avenue to Brown street, thence easterly along Brown street and including one tier of lots on the south side thereof, to Allen street, thence easterly along Allen street and including one tier of lots on the south side thereof to the place of beginning. Excepting therefrom all the territory heretofore designated to be assessed for Allen street lift bridge.

On which above described portion of the city the expenses of said improvement are hereby ordered assessed.

And the tax payers to be assessed for making such improvement, may pay their assessments in three equal payments, as follows: One-third of the amount assessed within thirty days after the advertisement of the assessment roll; one-third of the amount within one year from the confirmation of such roll; and the remaining one-third, within two years from the confirmation of such roll. On all sums paid prior to the maturity of said last installment, a discount will be allowed of seven per cent. per annum.

Adopted by the following vote:

Ayes—Ald. Tracey, Fitz Simons, Westbury, Herzberger, Warren, Hays, Crouch, Martin, Chace, Huntington, Vay, Donovan, Smith, Knobles, Baetzel—15.

FINAL ORDINANCE NO. 2,052.

IMPROVING WHITE STREET FROM FRANK STREET TO LAKE AVENUE.

On motion of Ald. Edelman, 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. Edelman submitted the following:

An ordinance to improve White street from Frank street to Lake avenue, by constructing a roadway of MacAdam stone, with Medina stone curbs, and cobble stone gutters on each side thereof; also the necessary surface sewers and crosswalks.

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

The improvement of White street from Frank street to Lake avenue, by constructing a roadway of MacAdam stone, with Medina stone curbs, and cobble stone gutters on each side thereof; also the necessary surface sewers and crosswalks.

And the whole expense shall be defrayed by the assessment upon the lots and parcels of land to be benefited thereby, and the City Surveyor, under the direction of this Council, having made an estimate of such expense, and reported the same at \$2,500, which estimate is hereby approved; 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 White street from Frank street to Lake avenue.

On which above described portion of the city the expenses of said improvement are hereby ordered assessed.

And the tax payers to be assessed for making such improvement, may pay their assessment in three equal payments, as follows: One-third of the amount assessed within thirty days after the advertisement of the assessment roll; one-third of the amount, within one year from the confirmation of such roll; and the remaining one-third within two years from the con-

firmation of such roll. On all sums paid prior to the maturity of said last instalment, a discount will be allowed of seven per cent. per annum.

Adopted by the following vote:
Ayes—Ald. Tracy, FitzSimons, Westbury, Herzberger, Warren, Hays, Crouch, Martin, Chace, Huntington, Vay, Donivan, Smith, Knobles, Baetzel—15.

FINAL ORDINANCE NO. 2,053.
SPRINKLING MEIGS STREET.

On motion of Ald. Edelman 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. Edelman submitted the following:
 An ordinance to sprinkle Meigs street from East avenue to Monroe avenue during the season of 1879.

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

The sprinkling of Meigs street from East avenue to Monroe avenue during the season of 1879.

And the whole expense shall be defrayed by the assessment upon the lots and parcels of lands to be benefited thereby; and the City Surveyor, under the direction of this Council, having made an estimate of such expense, and reported the same at \$297, which estimate is hereby approved; 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 Meigs street from East avenue to Monroe avenue.

On which above described portion of the city the expenses of said improvement are hereby ordered assessed.

Adopted by the following vote:
Ayes—Ald. Tracy, FitzSimons, Westbury, Herzberger, Warren, Hays, Crouch, Chace, Huntington, Vay, Donivan, Smith, Knobles, Baetzel—14.

The ordinance for the sprinkling of East Main street, from East avenue to University avenue, came up.

Ald. Huntington presented a remonstrance and moved that the ordinance be indefinitely postponed. Adopted.

By Ald. Martin—Petitions of Gus May and L. E. Morley for the erection of wood buildings and moved that permission be granted. Adopted.

UNFINISHED BUSINESS.

The following resolution was taken from the table.

Ald. Chace presented the following resolution:

That this Board approve the proposed amendment to the city charter presented to the Council at the meeting held February 4, 1879, in regard to the manner of raising school moneys, it being proposed to raise not less than \$10 nor more than \$13 for each child attending schools, the number to be determined by the average daily attendance, instead of a per capita tax based on the school census, and our representatives in the Legislature are requested to have the amendment enacted as soon as possible.

E. B. CHACE,
 E. K. WARREN,
 Committee.

Ald. Crouch moved that the resolution be adopted.

Ald. FitzSimons moved that the resolution lie on the table until the next meeting.
 Supt. Mabbett of the public schools was heard.

The motion of Ald. FitzSimons was then adopted.

EXECUTIVE BUSINESS.

Ald. Vay moved that the Board proceed to ballot for inspectors of Election and that the Clerk cast the ballots. Adopted.

The following persons having received the concurrent vote of a majority of the members of the Common Council were declared elected Inspectors of Election:

John F. Schaeffer—Sixth ward.
 Thomas F. Murray—1st dist. Ninth ward.

Peter G. Seiner—1st dist. Eleventh ward.

Jacob Kolb—2nd dist. Eleventh ward.

Ald. Knobles moved that the Board proceed to ballot for Police Commissioner.

1ST BALLOT.

| | |
|-----------------------|----|
| Wm. S. Smith..... | 1 |
| Jacob Howe, Jr..... | 1 |
| Henry C. Daniels..... | 5 |
| John H. Wilson..... | 8 |
| — | 15 |

Ald. Smith withdrew his name as a candidate for Police Commissioner.

2D BALLOT.

| | |
|-----------------------|----|
| Jacob Howe..... | 5 |
| Wm. S. Smith..... | 2 |
| Chas. S. Hall..... | 4 |
| Henry C. Daniels..... | 4 |
| — | 15 |

3D BALLOT.

| | |
|-----------------------|---|
| J. Howe, Jr..... | 5 |
| Wm. S. Smith..... | 1 |
| John Fiscer..... | 1 |
| Henry C. Daniels..... | 2 |
| J. W. Martin..... | 5 |

4TH BALLOT.

| | |
|-----------------------|----|
| J. Howe, Jr..... | 1 |
| Henry C. Daniels..... | 5 |
| J. W. Martin..... | 7 |
| Dennis Leary..... | 1 |
| Wm. S. Smith..... | 1 |
| — | 15 |

5TH BALLOT.

| | |
|-----------------------|----|
| J. Howe, Jr..... | 7 |
| Henry C. Daniels..... | 4 |
| — Carburry..... | 1 |
| A. H. Martin..... | 1 |
| J. W. Martin..... | 1 |
| Peter Craig..... | 1 |
| — | 15 |

Ald. Herzberger moved that further balloting be postponed until the next meeting.

Lost by the following vote:
Ayes—Ald. Herzberger, Warren, Hays, Baetzel—4.

Nays—Ald. Tracy, FitzSimons, Westbury, Crouch, Martin, Chace, Huntington, Vay, Donivan, Smith, Knobles—11.

6TH BALLOT.

| | |
|-----------------------|----|
| J. Howe, Jr..... | 9 |
| Henry C. Daniels..... | 5 |
| A. B. Lamberton..... | 1 |
| — | 15 |

Ald. Baetzel moved that further balloting be postponed until the next meeting. Adopted.

MISCELLANEOUS BUSINESS.

By Ald. Crouch—Resolved, That his honor the Mayor be and he is hereby requested to confer with Mr. Clark, the Superintendent of Public Works, in regard to the raising and strengthening the feeder bank, so as to prevent the overflow of the Genesee River and damaging the property adjacent thereto. Adopted.

By Ald. Westbury—Resolved, That the City Treasurer publish the list of lands to be sold for unpaid taxes on the 27th inst. in the Democrat and Chronicle, providing the expense thereof shall not exceed the sum of \$250. Adopted.

By Ald. FitzSimons—Resolved, That the City Treasurer be and is hereby directed to cancel the tax on lot No. 20 on the west side of Maplewood avenue, assessed to Henry S. Mackie in the Ninth Ward, he having been assessed and paid the tax on the same lot in the Fifteenth Ward, where it properly belongs. Adopted.

Ald. FitzSimons presented the following Assessment Rolls, and moved their confirmation:

Sprinkling Meigs street from East avenue to Park avenue.

Sprinkling State street from Main street to the railroad.

Sprinkling Front street from Main street to the railroad.

Sprinkling East and West Main street from East avenue to the Erie canal.

Sprinkling East avenue from Main street to Alexander street.

Plank walk on the south side of Cady street.

Sprinkling South Clinton street.

Sprinkling Lake avenue from Jones avenue north.

Sprinkling East avenue from Goodman street to the city line.

Plank walk on east side of North St. Paul street.

Sprinkling East avenue from Alexander to Goodman street.

Sprinkling Exchange street from Main st. to Spring street.

Mark street plank walk.

Walk on the south side of Champlain street.

Tremont street sewer.

Sprinkling State street and Lake avenue to Jones avenue.

Sprinkling West avenue from Erie canal to Francis street.

Allegations were called for, and no one appearing, the assessment rolls were confirmed by the following vote:

Ayes—Ald. Tracy, FitzSimons, Westbury, Herzberger, Warren, Hays, Crouch, Martin, Chace, Huntington, Vay, Donivan, Knobles—13.

By Ald. FitzSimons—Resolved, That the Mayor be and he is hereby directed to contract with the National Gas Light Company to light, on the present system, one thousand of the street lamps now lighted with gas, at a price not to exceed \$17 a lamp per annum—each light to be of sixteen candle power; the city to reserve the right to discontinue the contract at any time, by giving ten days' notice, provided the Company fails to perform its part of the contract.

Ald. Westbury moved that the resolution lie on the table until the next meeting. Adopted.

By Ald. Warren—Resolved, That when this board adjourns it be until Thursday evening, the 27th day of March to audit and settle the reports of the various committees and the City Treasurer's report, as provided in Sec. 48 of the City charter; also general business. Adopted.

By Ald. Knobles—Petition for plank walk on the south side of Wadsworth street. Referred to the Improvement Committee.

Under the rule to adjourn at eleven o'clock, the President declared the board adjourned.

PETER SHERIDAN,
City Clerk, pro tem.

In Common Council, March 27, 1879.

ADJOURNED REGULAR MEETING.

Present—Ald. Tracy, FitzSimons, Westbury, Herzberger, Warren, Hays, Crouch, Martin, Chace, Huntington, Vay, Donivan, Edelman, Smith, Knobles, Baerzel—16.

Ald. Simon Hays, President of the Board, presiding.

PRESENTATION OF PETITIONS, ACCOUNTS, & C.

By Ald. Donivan—Bills of

Fee Bros., alcohol.....\$6 00
J. Talman, soap..... 2 00

Also, a petition of residents in Pinnacle avenue, asking the discontinuance of the naphtha lamps in that avenue and the re-establishment of gas. Tabld.

By Ald. Edelman—Petition for a sewer in Helena st. Referred to the Sewer Committee.

Also, petition for a plank walk in Helena st. Referred to the Improvement Committee.

REPORTS OF STANDING COMMITTEES.

Ald. Donivan, from the City Property Committee, and Ald. Huntington, from the Law Committee, reported favorably on the bills referred to their respective committees, and referred them to the Finance Committee for payment.

Ald. Warren presented the annual report of the City Treasurer, and asked that the Finance Committee be granted further time to examine it. Granted.

CITY TREASURER'S OFFICE,
ROCHESTER, N. Y., March 25, 1879. }

To the Honorable Common Council:

GENTLEMEN—I have the honor to transmit herewith my annual report, with accompanying vouchers.

You will see by the statement of accounts having debit balances upon the general ledger that the contingent fund appears overdrawn, but it is proper to explain that the account of interest on assessments is part of the contingent fund, kept separate only for the convenience and information of the Treasurer; and after each "tax sale" in March, when all of the fees for the year then ending have been credited, its credit balance will be transferred to contingent fund. When this is done the fund will have to its credit upwards of \$30,000.

By reference to the account of lands sold you will see that the delinquencies for which lands have been sold is about \$80,000. This represents only the amount held by the city, and is extremely small compared with other cities.

Where individuals buy certificates of tax sales they pay the city's claim; but the whole amount of lands sold and unredeemed will hardly vary from about \$100,000.

The amount on deposit in the two savings banks belongs to the Genesee Valley Railroad loan, and will increase from this time forward. The amount of surplus from the lease of the New York, Lake Erie & Western Railroad will also increase each year, as we are retiring \$4,000 of the bonds annually, and the amount necessary to pay the interest on this loan will decrease accordingly.

This money can only be used to pay these bonds, and as the balance of interest is against the city, it would, therefore, be a profitable transaction to the city to buy some of these bonds at their market value, if such bargain

can be made—using this special deposit for that purpose. Owing to the tax sale coming at the time it does, I cannot make a report of the collections of the general city tax until after the sale. I will then do so and show the amount collected and accounted for; also, that remaining unpaid.

A comparison of the amount of the debit of assessments on ordinances, which represents the entire amount due the city for moneys expended on local improvements, will show that it is much less than last year.

Acceptances outstanding also show a greater reduction.

This first account represents all amounts due the city for its funds whether the assessment rolls are due, past due, or yet to be made.

The apportionment of State school moneys to this city is \$45,514.50, which will be credited to the Board of Education when received.

The amount of notes outstanding to this date is less than last year as is also the rate of interest paid, the last loan being effected at four per cent.

Both the receipts and expenditures of this office are, to the Treasurer, uncertain and problematical and it will be found difficult to estimate even approximately your needs or resources; and it would not be fair to attempt to show how much has been saved in interest towards offsetting the bonus formerly received for the city's bank account, until the contracts with the present banks expire. It looks favorable now, but much of this paper must be renewed and I cannot tell at what rate of interest.

There are no bonds to pay the coming year unprovided for. [Reference is made to remarks accompanying statement of bonded debt.] Warrant account, in this report, represents amount received from collectors of general taxes to be adjusted after tax sale.

The search department still continues to be a valuable auxiliary to the collection of delinquencies, as well as current taxes and assessments.

By the system of keeping an accurate record of all coupons paid, it became possible to ascertain what amount was to the credit of general interest account in excess of its requirements.

Last year the sum of \$18,000 was deducted from the tax levy as the result of this labor.

It has been my practice for years to allow parties, who were willing but unable to pay in full, to divide the amount due the city from taxes or assessments into instalments; and I am assured that it has been a great relief to them, and, as a fact, almost every one so accommodated has managed to pay within the required time. By this method I have endeavored to protect the city as well as the taxpayer, so that, while assistance might be granted, the city would receive its just dues.

In making searches, dividing of taxes and other important duties developed within a few years, the value of a correct city map demonstrates itself daily.

The attention of your honorable body has been frequently called to the city charter; and it is a pertinent fact in this connection to state that many of the laws I am acting under to-day are not embodied in the latest charter provided by the city.

Act after act is being passed every year, sometimes affecting this office and sometimes

other departments of the city government, and no official notice is given any of us of such changes.

The legislation requisite for this office twenty years ago is inadequate to its practical management to-day.

A complete and careful revision and amendment of the charter is imperative to all city officials required to act under it.

Since my connection with the city government I have effected large savings and profits to the city, amounting to \$100,000 or thereabouts. It has been properly credited, the city has had it, and it is a record to-day; yet the bulk of responsibility in the management of the finances of the city is entirely voluntary, and to the party performing it, unsatisfactory. Where profitable results are attained, it is complacently accepted; but for an error of judgment or disastrous termination of any effort not authorized or required by law, little charity would be extended to a volunteer in my position; at the same time I feel justified in my efforts by their (to me) fortunate termination.

My sale for general city taxes, at this time, needs so much labor—a frequent revision being necessary to the elimination of all taxes paid previous to the sale—that, if this report is not as complete as you would wish, I ask your kindly consideration; but I hope and believe you will find it correct and satisfactory.

Each year that I am here, the complications seem to increase, but as I have in the past, I will endeavor in the future, to do the best I can; and I ask of your Honorable Body and the Finance Committee for the coming year, for counsel and support in my efforts to conduct this office properly and for the best interests of the city.

I remain, gentlemen, with great respect,

Your obedient servant,

GEO. D. WILLIAMS, Treasurer.

Ordered received, filed and published.

FINANCE BUDGET.

ROCHESTER, N. Y., March 27, 1879.

By Ald. Warren—Resolved, That the Treasurer pay as follows, when there are funds applicable:

CONTINGENT FUND.

| | |
|---|--------|
| W. I. Hanford, serving notices | 10 25 |
| J. Corbin, | 3 16 |
| J. B. Spears, hack hire | 2 50 |
| Jas. H. Upton, | 6 00 |
| Williamsou & Higbie, stationery | 21 13 |
| Union and Advertiser, Registers of Elections | 41 25 |
| printing | 12 25 |
| blank receipts; &c | 53 00 |
| publishing tax sales | 368 75 |
| publishing proceedings | 921 25 |
| E. C. Maylor, repairing instruments for Surveyor's office | 9 25 |
| M. Heavey, hack hire | 6 00 |
| T. Benford, making stub for folio | 5 50 |
| Roch. Print. Co., pub. proceed's to April 1, '79 | 450 00 |
| Express Print. Co., | 450 00 |
| Sunday Herald, | 125 00 |
| Sunday Times (Tribune) | 125 00 |
| Volkshat | 175 00 |
| And charge that Frnd. | |

POOR DEPARTMENT FUND.

| | |
|--|-------|
| E. R. Andrews, printing blanks | 7 50 |
| Louis Brandt, | 7 20 |
| Union and Advertiser, printing blanks | 6 50 |
| Joseph Schutte, Overseer's disbursements | 73 25 |
| James O. Howard, medicine | 9 00 |
| J. W. Breakey, wood | 13 75 |
| Geo. Oppel, bread | 69 15 |
| Johanna Yawman, bread | 57 85 |
| John Oetzal, shoes | 55 50 |
| B. O'Reilly, undertakers' services | 85 00 |
| P. Joyce, burials | 36 00 |
| Foehner & Maier, burials | 79 50 |

| | | |
|--------------------------------|-----------|--------|
| Geo. Zimmer | meat | 50 00 |
| P. H. Curran | .. | 100 00 |
| A. L. Morris | .. | 75 00 |
| Henry Hedditich | .. | 50 00 |
| L A Wheeler | .. | 200 00 |
| J. Langnecht | .. | 75 00 |
| John Bahr | .. | 10 00 |
| John Fisher | .. | 150 00 |
| Fred Wurtz | .. | 25 00 |
| M. Buckley | groceries | 28 00 |
| A. H. Martin | .. | 16 25 |
| A. H. Cork | .. | 19 75 |
| John Gleichauf | .. | 25 50 |
| Jos. A. Otto | .. | 12 00 |
| Adolph Scherert | .. | 25 50 |
| P. Eagan | .. | 11 00 |
| G. D. Watters & Co. | .. | 9 00 |
| Thomas Stevenson | .. | 34 00 |
| Gerling Eros, flour | .. | 304 80 |
| E. Morhart, meat | .. | 35 00 |
| Wm. & J. M. Aikenhead, candles | .. | 24 40 |
| And charge that Fund. | | |

CITY PROPERTY FUND.

| | |
|-----------------------------------|---------|
| J. R. Chamberlain, rubber matting | \$ 2 15 |
| F. J. Irwin, monthly cleaning | 83 20 |
| And charge that Fund. | |

LAMP DEPARTMENT FUND.

| | |
|---|----------|
| Chas. S. King, painting and repairing lamps | \$ 40 00 |
| And charge that Fund. | |

POLICE DEPARTMENT FUND.

| | |
|-------------------------------|----------|
| John C. Moore, Police Dockets | \$ 18 00 |
| And charge that Fund. | |

Adopted by the following vote:

Ayes—Ald. Tracy, FitzSimons, Westbury, Herzberger, Warren, Hays, Crouch, Huntington, Vay, Donivan, Edelman, Smith, Knobles, Baetzal—14.

By Ald. Smith—Petition of Peter Saile to erect a wood building and moved that permission be granted under the direction of the Wood Building Committee and Fire Marshal. Adopted.

By Ald. Smith—
ANNUAL REPORT OF THE COMMISSIONERS OF MT. HOPE CEMETERY.

ROCHESTER, March 19th, 1879.

| | |
|-------------------------------|------------|
| To balances March 16th, 1878: | |
| General Fund | \$1,013 15 |
| Repair Fund | 3,492 84 |
| Perpetual contracts | 3,778 64 |
| | \$8,284 63 |

| | |
|-------------------------------------|-------------|
| To receipts during year as follows: | |
| Interest on bank account | 442 88 |
| Lots sold | 9,965 20 |
| Instruments | 2,467 25 |
| Single graves | 528 00 |
| Vault F'es. | 181 00 |
| Pasture | 30 00 |
| Rent | 372 00 |
| Removals | 238 60 |
| Sodding and repairs | 4,759 75 |
| Materials sold | 24 42 |
| Perpetual contracts | 440 00 |
| | \$27,683 13 |

| | |
|--|-------------|
| Deduct item included in last year's report as received in March not "itemized" | 400 00 |
| | \$27,283 13 |

Contra.

| | |
|--|-------------|
| By Supt.'s pay rolls as per City Treasurer's report | \$11,754 80 |
| By interest on perpetual contracts paid to Supt. to be expended on lots as per contracts | 308 90 |
| By interest paid on mortgage | 350 00 |
| By cash in Mechanics' savings B'k: | |
| General Fund | \$5,616 96 |
| Repair Fund | 5,151 47 |
| Perpetual contracts | 4,106 00 |
| | 14,874 43 |
| | \$27,283 13 |

Indebtedness.

| | |
|---|------------|
| Bond and mortgage for purchase money of land to A. F. & G. P. Wolcott | \$5,000 00 |
|---|------------|

We the undersigned Commissioners of Mt. Hope Cemetery do hereby certify that the foregoing report is correct according to the best of our knowledge and belief.

JAMES H. KELLY,
NEWELL A. STONE,
FREDERICK COOK,
Commissioners.

Sworn and subscribed to before me this 24th day of March, 1879.

EDWARD ANGEVINE, City Clerk.

I hereby certify that the balance to the credit of the city of Rochester in the Mechanics' Savings Bank on the 10th day of March was four thousand eight hundred and seventy-four and 43-100 dollars (\$14,874.43.)

A. LEUTCHFORD, B.K.

Ordered received, filed and published.

Your Commissioners, in presenting this report, cannot forbear calling special attention to the financial status of the Cemetery. At the commencement of the year we had a balance of \$8,284.63. We now show a certified balance of \$14,874.43, and this in the face of expensive and extraordinary improvements during the year. The construction of a tunnel which has drained and made available for the purpose of a cemetery a large and unsightly area of waste ground, is the most important improvement that has been made. The project was conceived and executed by Superintendent Stillson, and it is a conspicuous mark of his engineering skill and industry. The general adornment and improvement of the grounds have been such as to add to their attractiveness and value. The work has been on a liberal and at the same time economical scale.

The gratifying fact is shown in our report of a large balance on hand in excess of the indebtedness. We have offered to pay up that indebtedness—a mortgage of \$5,000—but the holders refuse to discharge the same before its maturity. The perpetual contract system has not received the attention it demands from lot owners. Its advantages are very great, not only to the lot holder, but of incalculable benefit to the Cemetery. We urge lot owners to at once possess themselves of the benefits of the system.

Our aim has been, in all things, to so discharge the trust reposed in us that citizens generally, your honorable Board, and the many thousands who are so deeply and reverently interested in our "City of the Dead," will give us your approval.

Ordered received, filed and published.

By Ald. Smith—

To the Common Council:

| | |
|--|-------------|
| GENTLEMEN: Your Health Committee present this their annual report: | |
| Total receipts to March 19th, inclusive | \$14,683 40 |
| .. disbursements | 12,490 00 |
| General taxes | \$10,000 00 |
| Balance from last year | 4,683 40 |

WM. S. SMITH,
E. HUNTINGTON,
J. G. BAETZEL,

Ordered received, filed and published.

By Ald. Vay—

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

GENTLEMEN: Your committee, to whom was entrusted the public grounds of the city, would respectfully submit the following report:

On entering upon their duties your committee found themselves with only forty-five dollars at their disposal and without the implements necessary for the prosecution of their work. In consequence a delay was occasioned until the general appropriations were made, when four men were hired at monthly wages of thirty dollars each, two of whom were given the care of Brown and Jones Squares, one of Madison and Caledonia Squares and one of Franklin and Washington Squares.

Your committee then had Washington Square filled in nine inches and graded and had the dead trees removed and elm saplings planted in their stead, all at a cost of two hundred and fifty dollars; they also had that portion of the lawns in Brown Square, which had been converted into a footpath, re-sodded. This added materially to the usually attractive appearance of the grounds.

Several communications were received by your committee asking the removal of all fences around public parks, while on the other hand petitions came in praying that the fences removed in former years be replaced. After careful deliberation your committee came to the conclusion that fences around our public parks are a necessary protection to our lawns and that they should therefore remain.

In the opinion of your committee the fences surrounding the parks need repairing and painting, which is respectfully recommended.

Your committee would also recommend the planting of one thousand elm trees in Jones Square. This would render the grounds in a condition almost equal to that of any park in the State.

Frequent complaints were made by the men having the care of the parks that school children and others paid no attention to the "rules," and that whenever they attempted to enforce them they were insulted. Not being vested with power to make arrests they were of course powerless. Having by personal observation ascertained the truth of these statements, your committee would respectfully recommend that the men hereafter employed be vested with the power of special policemen, provided it can be done without additional expense to the city.

That your committee acted in strict conformity with the principles of reform and retrenchment the following statement of the condition of the Park Fund (which shows a larger saving to the city than in any year previous) will fully demonstrate:

By Balance March 18th, 1878.....\$ 45 78
By general tax.....2,000 00
By chairman of committee.....20 00

Total.....\$2,065 78
To charges abstract No. 12.....1,132 08

Balance.....933 70
Inventory of tools, implements, &c., belonging to the city:

(A.)—In hands of Ald. Vay: 2 Philadelphia lawn mowers, 1 pick axe, 1 shovel, 2 hoes, 2 iron rakes, 1 wooden rake, 1 scythe and stone, 1 sickle, 2 wrenches, 1 line, 2 oil cans.

(B.)—In the hands of Ald. Edelman: 1 wheelbarrow, 1 rake, sickle, 1 shovel, 1 lawn mower, 1 pickaxe.

(C.)—Inventory of tools, implements, &c., in hands of Ald. Donovan, delivered to City Clerk:
1 lawn mower, 1 ladder, 1 wheelbarrow, 1 rake, 1 sickle, 1 file, 2 oil cans.

For the information of the public we give the area in acres of the several public parks, viz:

Jones Square.....6.71 acres.
Franklin Square.....1.65 ..
Wadsworth Square.....5.30 ..
Browns Square......84 ..
Madison Park......92 ..
Washington.....1.08 ..
Plymouth Park......75 ..

Total.....17.115 ..
Respectfully submitted,

RUDOLPH VAY,
JOHN DONIVAN,
LOUIS EDELMAN,

Ordered received, filed and published.
By Ald. Donovan—

To the Common Council :

GENTLEMEN: Your City Property Committee present this their annual report:

Total receipts.....\$7,891 06
.. disbursements.....6,866 27
Principal items of receipts:

Balance from last year.....\$1,224 84
General taxes.....6,000 00
Rents.....600 21

JOHN DONIVAN,
LEWIS EDELMAN,
WILLIAM H. TRACY,
Committee.

Ordered received, filed and published.
By Ald. Baetzel—

OVERSEER OF THE POOR'S OFFICE,
Rochester, March 24, 1879. }

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

GENTLEMEN: Your Committee on Support and Relief of the Poor would respectfully present the following as their annual report for the year ending April 1st, 1879:

RECEIPTS.

Merchandise on hand as per inventory April 1st, 1879.....\$ 1,257 90
Wood.....160 00
Coal.....2,000 00
Annual appropriation.....50,00 00
Special.....10,000 00
Rec'd from towns and county.....1,472 74
.. Excise Board.....17,464 21
.. Overseer.....706 25
Bal. cash on hand April 1, 1878.....11,450 39

Total receipts.....\$94,511 39

EXPENDITURES.

Paid City Hospital....\$ 5,866 75
.. St. Mary's Hospital 14,641 20
.. Industrial School 2,425 61
.. Church Home.....663 95
.. Rochester Orphan Asylum 3,765 93
.. St. Patrick's.....2,556 77
.. St. Mary's.....4,346 73
.. St. Joseph's.....3,595 64
.. Home for the Friendless.....395 16
.. Home of Industry 564 82
\$38,822 56
.. for groceries.....5,257 73
.. soap and candles.....1,378 91
.. flour and meal.....2,347 75
.. bread.....6,535 53
.. meat.....6,619 75
.. shoes.....2,479 75
.. undertakers' services....1,261 25
.. transportation.....568 19
.. Overseer's disb'ments....834 82
.. books, wrapping paper and stationery.....207 98
.. printing notices (Excise Commissioners).....21 30
.. rent of coal yard.....360 00
.. rent for sundry persons....108 83
.. delivering coal and wood salaries for Overseer, clerks, &c.....3,938 10
.. city physicians.....3,000 24
.. Ex. Commiss'rs....1,851 50
.. coal.....4,173 37
.. wood.....13 75
.. medicine.....106 10
.. dry goods.....97 30
Paid for clothing.....6 00
.. carpets for office.....57 16
.. ice.....11 00
Add outstanding bills:
Due charitable institutions.....\$10,535 70
Due for bread.....1,050 83
.. meat.....123 00
.. grocers.....126 51
.. wood.....98 00
.. undertakers' services.....249 50
.. transportation.....10 91
.. stationery.....5 20

| | | |
|-----------------------------------|-------------|-------------|
| .. flour and meal | 165 60 | |
| .. shoes | 541 25 | |
| .. medicine | 1 75 | |
| .. dry goods | 3 00 | |
| .. Clothing | 5 50 | |
| .. rent for coaly'd | 87 50 | |
| | \$2,406 75 | |
| Total expenses | | \$94,635 87 |
| From the above should be deduct- | | |
| ed the following: | | |
| Amount paid outstanding bills | | |
| from last year | \$14,057 10 | |
| Relief furnished towns | 1,537 69 | |
| emigrants | 131 25 | |
| Coal on hand | 700 00 | |
| Wood on hand | 31 85 | |
| Merchandise on hand as per inven- | | |
| tory | 910 87 | |
| | \$17,368 26 | |

Making the total cost for the support and relief of the city poor for the year ending April 1st, 1879..... \$77,267 13

From the preceding figures may be easily inferred the responsibilities and labors of your committee the past year. Many obstacles have confronted us in the prosecution of our work, but these we have met and so far as possible overcome, to the end that the Poor Department might be administered with that prudence and economy which the reformatory spirit of the times so unmistakably demands. Reference need hardly be made to the length and severity of the winter, which, setting in early, is even now departing with unusual reluctance. For labor, whether skilled or unskilled, there has been little demand. Scores of families—indeed, we might almost say hundreds—who formerly lived in moderate abundance have been forced to appeal for aid. A pitiful sight, and yet a sad but reliable commentary on the extreme poverty of the poor has been daily witnessed in the crowds of common laborers who have besieged the office of the Executive Board, clamoring in vain for employment at any wages. And in this connection it may be in order to say that the appropriation made by your Honorable Body for the employment of poor laborers at breaking stone, and which, if placed at the disposal of your committee or that of the Overseer of the Poor, might have rendered self-supporting a large number of families otherwise dependent, has, we regret to say, proved of no benefit to the class for which it was evidently designed. So, too, mechanics of every class, and in some instances even merchants who till recently never dreamed of want, overtaken by misfortune, have had no resource but the Poor Office. In some sections of the city sickness, especially in the form of malarial and other fevers, has rendered admission to the various hospitals absolutely imperative. In all these cases, however, the department has been guided, not alone by a feeling of humanity, but also by a keen appreciation of the embarrassing burdens of taxation and a spirit of strict integrity in the discharge of duty. In many instances the condition of these sick poor has been simply deplorable, calling for such nursing and medical treatment as could not be rendered them outside these institutions. If, therefore, the amount paid the hospitals for the entertainment of this class appears swollen beyond reasonable limits, let it be remembered that the amount is really small as compared with the number apparently in need of such aid. The internal administration of the poor department we have watched with becoming vigilance, so that advantage might be taken of every opportunity to render its workings more efficient. In the purchase of merchandize of

every description great care has been exercised alike as to quality and price, and goods delivered at the department not strictly in accordance with contract have been promptly returned. In the matter of shoes the experience of the year has convinced us, and this experience we commend to our successors, that much greater economy would result from the wholesale purchase of that commodity, especially if dealt out at the department on particular days and by the overseer in person. It is hardly necessary to add, for the fact is now generally known, that aid in any form is never rendered till after the real condition of the applicant is carefully scrutinized and reduced to writing, a work requiring time, labor, and, above all, a clear insight to human nature in its multitudinous and ever varying phases. In fine, we flatter ourselves that, all things taken into account, the present annual report will bear a favorable financial comparison with that of any preceding year.

J. GEORGE BARTZEL,
J. W. KNOBLES,
Committee.

Ordered received, filed and published.
By Ald. Donovan—

MR. PRESIDENT: I rise to a question of privilege, and ask the Clerk to read the following: When I introduced the resolution calling upon the Overseer of the Poor to report certain matters, I had only the good of the city and the interests of our citizens at heart. I had no personal end to serve.

As a member of the Poor Committee, matters had attracted my attention which I did not understand, and which I believed would benevolence to all the members of the Board, such as the purchasing of goods at wholesale, at low prices, and retailing them to the poor at a large advance. I could not see the advantage gained in so doing, and thought then, and do now, that it was an unbusiness like way of conducting business. I did not charge any one with being dishonest; but the following day there appeared in the public prints an article over the signature of the Overseer of the Poor, which throws out insinuations of dishonesty on my part in the purchase of certain quantities of flour.

The affidavit presented herewith disproves the indirect charge of Mr. Schutte. At a former meeting of the Common Council, when the "wormy flour" matter was brought up by Ald. Vay, the statement was made, and it was true, that the "wormy flour" was purchased by the Chairman of the Committee from Mr. Mertz, and when the fact was discovered, it was replaced with good flour. The Overseer, instead of contenting himself with obeying the directions of the Common Council, rushes into print to attack me. I have waited until his report should be presented, that I might see how, as a public servant holden to the Council for the faithful discharge of his duties, he has performed such duties. And I consider it my right and duty to criticize the acts of all public servants, and if there is any intentional wrong shown on their part, to reprove them. The manner in which goods have been dispensed at the poor store, buying tea at 23 cents and dealing it out to the poor at 28 cents; flour at \$4.75 and dealing it out at \$6.50; rice at 6½ cents dealt at 8 cents; beans at \$1.25 dealt at \$1.50, is all wrong, and I cannot see how it advantageously any one, particularly the city.

The rumor has been current that parcels of goods were of short weight. I have heretofore entered my protest, and do now, against the practice of the Overseer giving out orders on grocers to deliver to the holder of the order groceries at retail prices, when the goods were in the poor store, and had been purchased at very low rates. The city's interests were certainly not subserved in doing that kind of business; the purchase had not received the sanction of the committee, and was all wrong.

JOHN DONIVAN.

ROCHESTER, March 26, 1879.

George Wilson, being duly sworn, deposes and says that the firm of which he is member, Wilson & Pond, millers, on the 5th day of February, 1879, sold to the Poor Committee of the Common Council, through Ald. John Bonivan, one of said committee, thirty barrels of flour at the rate of \$4.75 per barrel, and deponent avers that said flour was fresh ground and as good in quality as any flour that could be sold at that price, and that said flour was not wormy or bad in any respect.

GEO. WILSON.

Subscribed and sworn before me this 26th day of March, 1879.

EDWARD ANGEVINE,
Commissioner of Deeds.

Ordered received, filed and published.
The Overseer of the Poor was heard.
By Ald. Heizerger—

To the Honorable Common Council of the City of Rochester:

GENTLEMEN: Your Police Committee would respectfully present the following as their annual report for the fiscal year 1878:

RECEIPTS.

| | |
|---|--------------------|
| Balance in treasury March 18, 1878 | \$7,709 29 |
| General taxes | 70,000 00 |
| Fines, &c., paid by Police Clerk | \$9,383 85 |
| Fines paid by Superintendent of Penitentiary | 1,169 50 |
| County of Monroe, for services rendered by the Department | 10,553 85 |
| | 561 40 |
| Total receipts | \$88,324 04 |

DISBURSEMENTS.

| | |
|---|------------------|
| Salaries, including Police Commissioners and Police Justice | \$79,221 13 |
| Society for Prevention of Cruelty to Children | 150 00 |
| Society for Prevention of Cruelty to Animals | 154 00 |
| Printing, dockets, stationery, blank books, &c. | 348 20 |
| Refunding fines by vote of Council. | 155 00 |
| Medical services | 122 00 |
| Alex. McLean's disbursements | 1,353 65 |
| Band on inspection day | 50 00 |
| Publishing annual report of Commissioners | 150 00 |
| Ice at Police Headquarters | 140 75 |
| Beds and bedding at Headquarters | 64 00 |
| Painting and whitening walls at Police Headquarters | 195 02 |
| Repairs of cells, keys, locks, &c. | 45 60 |
| Total disbursements | 83,129 85 |

Leaving a balance in the treasury March 18, 1879, of..... \$6,694 69

Your Committee would state that the Police Commissioners last July reduced the salaries of the men appointed by them, making the expenditures for the fiscal year nearly \$7,000 less than the year previous.

All of which is respectfully submitted,
G. HERZBERGER,
JOHN DONIVAN,
Committee.

Ordered received, filed and published.

By Ald. Tracy—

To the Common Council:

GENTLEMEN—Your Lamp Committee present this their annual report:

| | |
|---|-------------|
| Total receipts March 19th inclusive | \$96,586 37 |
| Total Expenditures March 19th inclusive | \$3,328 14 |
| Balance from last year | \$1,283 37 |
| Tax levy | 80,000 00 |
| January appropriation | 5,000 00 |

WILLIAM H. TRACY,
E. HUNTINGTON,
Committee.

Ordered received, filed and published.

The total amount paid and claimed by the Citizens' Gas Co., for lighting, care, gas, &c., for an average monthly lighting of 1,435 lamps for the twelve months ending March 31, 1879, is \$38,868.52, or at the rate of \$27.08 per lamp per annum. The Company have put in bills for Jan., Feb. and March, at the old contract price, but only partial payments have been made by the Council for these months. So that the exact cost paid for the lighting of the gas lamps the east side of the river cannot be ascertained until a settlement is had between the City and Company.

The total amount paid and claimed by the Rochester Gas Light Company for lighting, care and gas, for an average monthly lighting of 1,205 lamps on the west side of the river, for the twelve months ending March 31st, 1879, is \$32,628.50, or \$27.07 per lamp per annum. The same remarks will apply to this company as those made for the Citizens' Gas Company.

The total amount paid and claimed on the lighting of all the gas lamps to the city for the twelve months is \$71,497.02. Average number of lamps lighted monthly, 2,640.

The amount paid for the care, lighting, &c., of the kerosene lamps for twelve months ending March 31st, 1879, on an average monthly lighting of 1,727 lamps, is \$9,518 06, or at a cost of \$5.51 per lamp.

RECAPITULATION.

| | |
|--|-------------|
| Total cost of..... 2,640 gas lamps..... | \$71,497 02 |
| Total cost of..... 1,727 kerosene lamps..... | 9,518 06 |

| | | |
|---|---|-------------|
| Total number of gas & kerosene lamps, 4,367 | Total cost of gas & kerosene lamps..... | \$81,015 08 |
|---|---|-------------|

By Ald. Martin—

To the Honorable the Common Council:

GENTLEMEN—Your Contingent Expense Committee make this their annual report:

| | |
|--|-------------|
| Total receipts to March 19th inclusive | \$70,376 71 |
| Principal items of receipts: | |
| Balance from last year | \$2,790 07 |
| Tax levy | 35 000 00 |
| Licenses | 3,980 50 |
| Municipal Court | 2,173 91 |
| Total disbursements | \$72,324 96 |

Ordered received, filed and published.

COMMUNICATIONS FROM THE MAYOR AND OTHER EXECUTIVE OFFICERS.

By the Clerk—

CITY OF ROCHESTER, EXECUTIVE BOARD, CITY HALL, ROCHESTER, N. Y., March 24, 1879.

To the Common Council:

I am directed by this Board to call your attention to the following enactment of the Legislature:

CHAP. 365.

AN ACT authorizing and empowering the Common Council of the city of Rochester to construct a turntable or swing-bridge over the Erie Canal, in Allen street, in the city of Rochester; Passed June 1, 1877; three-fifths being present.

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

SECTION 1. The Common Council of the city of Rochester is, on the application of two-thirds of the owners of property to be assessed, hereby authorized, with the consent and under the direction of the canal commissioner in charge, to construct a lift or hoist bridge over the Erie Canal, in Allen street, in said city, in place of the bridge now over the canal at the point aforesaid, and the whole expense thereof shall be assessed and levied upon such portion of the real property within said city as shall be deemed by the said Common Council to be benefited thereby. The said assessment shall be made and proceeded with in all respects as in cases for other local improvements.

§ 2. The said Common Council is hereby authorized to use, in such a manner as it may deem proper to facilitate the construction of such bridge, so much of the material in the abutments and superstructure of the old bridge as shall, in its opinion, be deemed necessary or expedient.

§ 3. So long as said canal shall remain the property of the State the said bridge so to be constructed shall be under the general control and management of the canal commissioner or other office for the time being in charge, who shall appoint a person or persons necessary to lift or manage said bridge during the season of navigation, whose compensation shall be paid by the city; and in case of the abandonment or sale of said canal, the said city shall thereupon become vested with all the rights now enjoyed by the State, so far as relates to the control and management of said bridge so to be constructed; but all the expense of erecting the said bridge shall be provided for by the said city, except as the same may be provided for by the use or sale of the materials composing the present bridge, as hereinabove provided.

§ 4. This act shall take effect immediately.

As will be seen by the provisions of this law, your honorable body, is authorized and empowered to sell the old Allen street bridge, which is now stored in the city yard on Hill street, and with a view of realizing upon this dead property as soon as possible, the Executive Board has advertised it for sale. At the time named for opening bids but one bid was received, which named a price for the bridge but little, if any, above its value for scrap iron. This bid was rejected, and subsequently this Board offered to sell the bridge for two hundred and fifty dollars (\$250) cash, which offer has been accepted by the Niagara Falls Suspension Bridge Company.

This proposition is regarded by this Board as a fair one and deem it for the interest of the city to accept it, and do therefore respectfully ask your honorably body to grant permission to sell the superstructure of the bridge at the price named, and deliver it to the purchasers as soon as possible.

THOS. J. NEVILLE,
Clerk of Executive Board.

Ald. Martin moved that the communication lay on the table and that the Executive Board be requested to confer with the Superintendent of Public Works and ascertain if a larger sum cannot be obtained for the bridge. Adopted.

By the Clerk—Communication from Canal Engineer Overstern in regard to a bridge over the Erie Canal at Goodman street. Referred to the Improvement Committee.

By the Clerk—

CITY CLERK'S OFFICE.
ROCHESTER March 27, 1879. }

To the Honorable the Common Council:

GENTLEMEN: In accordance with section 29, Revised City Charter, I report the following named persons as having qualified and taken the oath of office. Respectfully,

EDWARD ANGEVINE, City Clerk.

CONSTABLE,

Thomas Goulding, Fourth Ward.

INSPECTORS OF ELECTION.

Harry T. Farquhar, First Ward.

John F. Scaffer, Sixth Ward.
Maurice Moynihan, First District, Eighth Ward.
Thomas F. Murray, First District, Ninth Ward.
Peter G. Siener, First District, Eleventh Ward.

COMMISSIONERS OF DEEDS.

D. L. Johnson, Henry Brinker,
H. H. Edgerton, Henry E. Veyal,
 Ovas. E. Faulkner.

By the Clerk—

IN ASSEMBLY, January 22, 1879.
Introduced by Mr. Baker, read twice and referred to Committee on Internal Affairs, reported favorably from said committee and committed to the Committee of the Whole:

AN ACT to repeal chapter four hundred and forty-three of the laws of eighteen hundred and sixty-seven, entitled, "An act to authorize the Supervisors of Monroe County to raise money to pay for the site of the State Armory in the city of Rochester, and to pay for the use of the rooms therein."

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

SECTION 1. Chapter four hundred and forty-three of the laws of eighteen hundred and sixty-seven, entitled, "An act to authorize the Supervisors of Monroe County to raise money to pay for the site of the State Armory in Rochester, and to pay for the use of rooms therein," and all acts amendatory thereof and supplementary thereto, are hereby repealed.

§ 2. This act shall take effect immediately.

By Ald. Martin, Resolved, That this Common Council disapproves of the act now pending in the Legislature, to repeal Chapter 443, laws of 1867 entitled "An act to authorize the Supervisors of Monroe County to raise money to pay for the site of the state armory, in the city of Rochester, and to pay for the use of the rooms therein."

Resolved, That the Senator and Member of Assembly from this District, are requested to use all honorable means to defeat the passage of this act, and that the Clerk be directed to immediately inform the Senator and member of Assembly of this action.

Adopted unanimously.

UNFINISHED BUSINESS.

By the Clerk—

By Ald. FitzSimons—Resolved, That the Mayor be and he is hereby directed to contract with the National Gas Light Company to light on the present system, one thousand of the street lamps now lighted with gas, at a price not to exceed \$17 a lamp per annum—each light to be of sixteen candle power; the city to reserve the right to discontinue the contract at any time, by giving ten days' notice, provided the Company fails to perform its part of the contract.

Ald. Herzberger moved that the resolution lie on the table until the second meeting in April. Adopted.

By the Clerk—

AN ACT further to amend the charter of the city of Rochester, in respect to moneys to be raised for the support of public schools.

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

SECTION 1. Subdivision six of section one hundred and forty, of an act entitled an act to amend and consolidate the several acts in relation to the charter of the city of Rochester, passed April 8, 1861, as heretofore amended by chapter 267 of the laws of 1869, is hereby amended to read as follows:

"The amount to be raised for teachers' wages and contingent expenses in any one year shall not be less than ten dollars nor more than thirteen dollars per capita, based on the average daily attendance of resident pupils in the several public schools of said city for the school year ending on the first day of May next preceding the levying of the general city tax in each and every year. A sworn statement of such average daily attendance shall be made by the superintendent of schools, according to the verified monthly reports of the principals of said schools. Nor shall the amount

to be raised in any one year to lease, alter, improve and repair school houses, and the out-houses and appurtenance, exceed five thousand dollars. Nor shall the amount raised in any one year to purchase and improve sites, and build or enlarge school houses, exceed fifteen thousand dollars; and the common council of said city are authorized and directed, when necessary, to raise by loan, in anticipation of the taxes, the money to be raised, collected and levied as aforesaid."

Ald. Chace presented the following resolution:

That this Board approve the proposed amendment to the city charter presented to the Council at the meeting held February 4, 1879, in regard to the manner of raising school moneys, it being proposed to raise not less than \$10 for more than \$13 for each child attending schools, the number to be determined by the average daily attendance, instead of a per capita tax based on the school census, and our representatives in the Legislature are requested to have the amendment enacted as soon as possible.

E. B. CHACE,
E. K. WARREN,
Committee.

Ald. Westbury moved that the word "ten" be stricken out and that the word "eight" be inserted instead. Ald. Chace accepted the amendment.

Ald. Martin moved to add as an amendment that the word "eight" be stricken from the resolution and the word "six" inserted. Amendment accepted by Ald. Chace. Also the following resolution:

Resolved, That the clerk is directed to immediately transmit to the members of the Legislature from this district, the act and resolution with the request that they procure its passage.

Adopted by the following vote:

Ayes—Ald. Westbury, Herzberger, Hays, Crouch, Martin, Chace, Huntington, Edelman, Smith, Baetzel—10.

Nays—Ald. FitzSimons, Warren, Donivan.

Ald. Smith moved to proceed to miscellaneous business. Adopted.

MISCELLANEOUS BUSINESS.

By Ald. Westbury—Petition of Thomas W. Bark to erect a wood building.

Referred to the Wood Building Committee and Fire Marshal with power to act.

By Ald. Crouch—Petition of Eli Leavenworth to erect a wood building and moved the prayer of the petitioner be granted under the direction of the Wood Building Committee and Fire Marshal. Adopted.

By Ald. Knobles—Resolved, That George Karg, James B. Pike, Henry E. Lawrence, C. E. Fowler, Joseph May, John Klem and Geo. Hilbert have permission to erect wood buildings in accordance with their several petitions under the direction of the Wood Building Committee and Fire Marshal. Adopted.

By Ald. Warren—Resolved, That the Treasurer be and is hereby authorized to draw the City's notes for the sum of thirty-five thousand dollars and get the same discounted and charge the discount to Contingent Fund, the same being to renew notes of like amount maturing March 29, 1879.

Adopted unanimously.

By Ald. Huntington—Resolved, That the Mayor be directed to enter into a contract with the Rochester Gas Light Company and the Citizens Gas Light Company to furnish the gas, light, extinguish, clean and repair the street lamps of the city every night and all night, for one year commencing the first day of April,

1879, for the sum of twenty-five dollars. The city reserving the right to discontinue the use of such lamps at any time as may be considered superfluous.

Ald. Knobles moved that the resolution lie on the table until the second meeting in April.

Adopted by the following vote.

Ayes—Ald. Tracy, FitzSimons, Westbury, Herzberger, Warren, Hays, Martin, Vay, Donivan, Edelman, Knobles, Baetzel—12.

Nays—Crouch, Chace, Huntington, Smith—4.

By Ald. Baetzel—Whereas, There is now a bill pending in the Legislature whereby it is proposed to contract the city line, setting back from the 16th ward to the towns of Irondequoit and Brighton, and whereas, said bill not having been considered in the Common Council, thereby giving the citizens of Rochester an opportunity of expressing their approval or disapproval, therefore be it

Resolved, That our member of Assembly, Hon. Charles S. Baker, be requested to oppose the passage of said bill until the Common Council has an opportunity to take some action in reference thereto, and that the Clerk certify this action to the Honorable Member of Assembly. Adopted.

By Ald. Chace—Resolved, That the City Surveyor ascertain the practicability and cost of covering the sewer through private lot No. 7 on the north side of White street, 9th ward, and the proper persons to be taxed for the same, and report to this Board. Adopted.

By Ald. Chace—Resolved, That the thanks of this Board are hereby tendered to the Hon. Chas. S. Baker, Member of Assembly from this district, for finely bound copies of the Evening Journal Almanac for 1879, and that the Clerk is directed to transmit to Mr. Baker this resolution. Adopted.

By Ald. Chace—Petition for water works in Emerson street. Referred to Executive Board and Water Works Committee.

By Ald. Crouch—Resolved, That the Police Commissioners are hereby authorized to appoint Geo. M. Schwartz, the Game Constable, special policeman, without pay from the city, and until the further orders of this Board.

Ald. Herzberger moved that the resolution lie on the table. Adopted.

By Ald. Crouch—Petition for water pipe on Crouch's island.

Referred to Executive Board and Water Works Committee.

By Ald. Crouch—Resolved, That the Executive Board be and they are hereby directed to lay a water pipe main with necessary fire hydrants on Crouch's Island in connection with the Rochester Water Works previous to the filling of the canal with water and that the cost of the same be taken from Contingent Fund to be repaid to that fund from the appropriation to be made for laying water pipes. Adopted.

By Ald. Warren—Resolved, That the Commissioners of Police be and they hereby are authorized to appoint a special policeman, during the present Court of Sessions of this county, who shall be subject to such duty as he may be detailed to perform by the Chief of Police, in accordance with chapter 415 of the laws of 1878, such special policeman in no event to be allowed any pay or claim against the City of Rochester, but to look only to Monroe County for payment for such services as he may perform by virtue of any appointment made under this resolution. Adopted.

By Alderman FitzSimons—Whereas, Lots Nos. 143, 144 and 145 of the Shearman Tract, Atwater street, 6th Ward, was assessed for Atwater street walk, under one valuation and in one amount, and are now owned by two or more persons; therefore,

Resolved, That the property described in a certificate from the Assessors, dated March 24th, 1879, and on file in the Treasurer's office, a copy of which is attached hereto, be released from the lien of such assessment upon the payment of \$86.96 with expenses and interest, in pursuance of said certificate.

[COPY.]
CITY ASSESSORS' OFFICE,
ROCHESTER, N. Y., March 24th, 1879. }

Geo. D. Williams, City Treasurer:

SIR: We, the Assessors of the city of Rochester, do hereby certify that the following described property was assessed upon the Assessment Rolls for the General City Tax for the year 1878 to LeRoy Satterlee, viz: Lot No. 144, Shearman Tract, north side of Atwater street, 6th Ward, 40 feet front, 40 feet rear and 120 feet deep, and that the owner of said property should pay as his portion of the assessment for Atwater street walk the sum of \$86.96, upon the payment of which, with expenses and interest, he will be entitled to a release from the lien of the same upon the above described land.

(Signed) D. MCKAY,
AUGUSTUS M. KOETH,
WM. MAHER, Assessors.

CITY TREASURER'S OFFICE,
Rochester, N. Y., March 24th, 1879. }

(A true copy.) GEO. D. WILLIAMS, Treasurer.
Adopted.

By Ald. FitzSimons—Whereas, Lots No. 143, 144, 147, 148, 149, 150, of the Sherman tract, Atwater st., 6th Ward, was assessed for the General City Tax, for 1878, under one valuation and in one amount, and are now owned by two or more persons, therefore,

Resolved, That the property described in a certificate from the Assessors, dated March 24th, 1879, and on file in the Treasurer's office, a copy of which is attached hereto, be released from the lien of such tax upon the payment of \$16.45 with expenses and interest, in pursuance of said certificate.

[COPY.]
CITY ASSESSORS' OFFICE,
ROCHESTER, N. Y., March 24th, 1879. }

Geo. D. Williams, Treasurer:

SIR: We, the Assessors of the City of Rochester, do hereby certify that the following described property was assessed upon the Assessment Rolls for the General City Tax for the year 1878 to LeRoy Satterlee, viz:

Lot Nos. 143 and 144, Shearman tract, north side of Atwater street, sixth Ward, 80 feet front, 80 feet rear, and 120 feet deep, and that the owner of said property should pay as his portion of the General City Tax for 1878, the sum of \$29.46 and \$16.69 water rents upon the payment of which, with expenses and interest, he will be entitled to a release from the lien of the same upon the above described land.

(Signed) D. MCKAY,
A. M. KOETH,
WM. MAHER, Assessors.

CITY TREASURER'S OFFICE,
Rochester, N. Y., March 24th, 1879. }

(A true copy.) GEO. D. WILLIAMS, Treasurer.
Adopted.

By Ald. FitzSimons—Whereas, Lot No. 40 and 41 of the Granger, Sibley & Field tract, York street, — Ward, was assessed for York street sewer No. 1,810 under one valuation and in one amount, and are now owned by two or more persons, therefore,

Resolved, That the property described in a certificate from the Assessors, dated March 27th, 1879, and on file in the Treasurer's office, a copy of which is attached hereto, be released from the lien of such assessment upon the payment of \$123.42 with expenses and interest, in pursuance of said certificate.

[COPY.]
CITY ASSESSORS' OFFICE,
ROCHESTER, N. Y., March 27th, 1879. }

George D. Williams, Treasurer:

SIR: We, the Assessors of the city of Rochester, do hereby certify that the following described property was assessed upon the assessment rolls for the general city tax for the year 1878 to heirs Wm. Simpson, viz:

Lot No. 40 Granger, Sibley & Field tract, east side of York street, 11th Ward, 115 feet front, 86 feet rear, and 190 feet deep, and that the owners of said property should pay as their portion of York street sewer No. 1,810 the sum of \$123.42, upon the payment of which, with expenses and interest, they will be entitled to a release from the lien of the same upon the above described land.

(Signed) D. MCKAY,
AUGUSTUS M. KOETH,
WM. MAHER, Assessors.

CITY TREASURER'S OFFICE,
ROCHESTER, N. Y., March 27th, 1879. }

(A true copy.) GEO. D. WILLIAMS, Treasurer.
Adopted.
By Alderman FitzSimons—Whereas, Lots No. 40 and 41 of the Granger, Sibley & Field tract, York street, Eleventh ward, was assessed for York street improvement No. 1673, under one valuation and in one amount, and are now owned by two or more persons; therefore

Resolved, That the property described in a certificate from the Assessors dated March 27, 1879, and on file in the Treasurer's office, a copy of which is attached here, be released from the lien of such assessment upon the payment of \$23.97-100, with expenses and interest, in pursuance of said certificate.

[COPY.]
CITY ASSESSORS' OFFICE,
ROCHESTER, N. Y., March 27, 1879. }

Geo. D. Williams, Treasurer:

SIR—We, the Assessors of the City of Rochester, do hereby certify that the following described property was assessed upon the Assessment Rolls for the General City Tax for the year 1878, to the heirs of William Simpson, viz:

Lot No. 40, Granger, Sibley and Field tract, east side of York street, Eleventh ward, 115 feet front, 86 feet rear, and 190 feet deep.
And that the owners of said property should pay as their portion of York street improvement No. 1673, the sum of \$23.97-100, upon the payment of which, with expenses and interest, they will be entitled to a release from the lien of the same upon the above described land.

(Signed) D. MCKAY,
AUGUSTUS M. KOETH,
WM. MAHER, Assessors.

CITY TREASURER'S OFFICE,
ROCHESTER, N. Y., March 27, 1879. }

(A true copy.) GEO. D. WILLIAMS, Treasurer.
Adopted.

EXECUTIVE BUSINESS.

Ald. Smith moved that the Board go into Executive Session to elect a Police Commissioner.

Lost by the following vote:

Ayes—Ald. Tracy, Warren, Hays, Crouch, Martin—5.

Nays—Ald. FitzSimons, Westbury, Herzberger, Chace, Huntington, Vay, Donovan, Edelman, Smith, Knobles, Baetzell—11.

Ald. Martin moved to ballot for Commissioners of Deeds and Inspectors of Election, and the Clerk cast the ballot. Adopted.

The following persons having received the concurrent vote of a majority of the members of the Common Council, were declared elected:

INSPECTORS OF ELECTION.

Wm. H. Anderson, Insp't. Elec. 1st dist. 5th ward
John Widman, Insp't. Elec. 1st dist. 13th ward
Bernard Siehue, Insp't. Elec. 2d dist. 13th ward

COMMISSIONERS OF DEEDS.

John Hufland, James P. Brainbridge,
Seymour King, Nathan B. Heath,
E. B. Fiske, John C. Burns.

Ald. Knobles moved that the Board proceed to ballot for Police Commissioners. Adopted.

1ST BALLOT.

| | |
|-----------------------|----|
| James Fee..... | 6 |
| Jacob Howe, Jr..... | 8 |
| Henry C. Daniels..... | 2 |
| — | 16 |

2D BALLOT.

| | |
|-----------------------|----|
| James Fee..... | 6 |
| Jacob Howe, Jr..... | 6 |
| Henry C. Daniels..... | 4 |
| — | 16 |

Ald. Westbury moved that further balloting be postponed until the next meeting.

Lost by the following vote:

Ayes—Ald. Westbury, Herzberger, Huntington, Vay—4

and have since compared the certificates from the banks as to the amount on deposit, and are satisfied that the amount represented in the Treasurer's Annual Report, as on hand and deposited, may be relied upon as correct.

Since the last meeting we have carefully looked over the report, believe the same to be correct. The abstracts quoted are complete copies of every entry in the Treasurer's books upon which money has been paid, and the authorized vouchers for such payments accompany each abstract. All of these abstracts and vouchers, together with the report, will be filed with the City Clerk as a matter of record, and can always be referred to or any of the vouchers procured, should it be necessary.

We therefore offer the following:
Resolved, That the Annual Report of the City Treasurer be adopted, and that the same be received, filed and published.

E. K. WARREN,
E. B. CHACE,
Finance Committee.

Adopted.

The report of the Treasurer will appear hereafter.

By Ald. Warren—

CITY TREASURER'S OFFICE,
ROCHESTER, March 31, 1879.

To the Hon. the Finance Committee:

GENTLEMEN:—I have expended for extra labor during the past year the sum of \$100. This sum has been applied to the making out of notices of local improvements, copying and other work of a minor character, allowing me the use of my clerks for all work requiring experience and skill. This expenditure has actually saved the city four or five times its amount on the services of my regular clerks when most needed. I trust you will see fit to offer a resolution for the city to refund me this amount. It was a case where I took the responsibility, foreseeing the necessity, and I believe you, as a committee, have personal knowledge of the difficulties in accomplishing the duties of this office during the periodical busy times, when work must be begun and finished by certain dates without regard to its magnitude or other labor occurring in the daily routine of the office.

Yours respectfully,

GEO. D. WILLIAMS, Treasurer.

By Ald. Warren—Resolved, That the City Clerk draw an order in favor of George D. Williams for one hundred dollars, and charge Contingent Fund.

Adopted by the following vote:

Ayes—Ald. Tracy, FitzSimons, Westbury, Herzberger, Warren, Hays, Marun, Chace, Huntington, Vay, Donivan, Edelman, Smith, Baetzel—14.

FINANCE BUDGET.

ROCHESTER, N. Y., April 1st, 1879.

By Ald. Warren—Resolved, That the Treasurer pay as follows, when there are funds applicable:

CONTINGENT FUND.

A. G. Wheeler, City Attorney, disbursements. \$57 00
W. W. Osgoodby, stenographer. 8 00
And charge that Fund.

HEALTH DEPARTMENT FUND.

Engert & Co., coal. \$10 70
Express Printing Co., garbage specifications. 5 00
Daniel Shean, hack hire. 20 00
John O'Rourke, board of horse. 21 00
Byron Holley, services. 120 00
Union and Advertiser, Health Officer's report. 7 50
Eagle Advertis Excavating Co., removing dead animals. 14 75

John H. Mason, postage, &c. 8 20
And charge that Fund.

CITY PROPERTY FUND.

J. Tallman, soap. \$2 00
Fee Bros., alcohol for torches. 6 00
And charge that Fund.

POLICE DEPARTMENT FUND.

Police Pay Roll for March, as follows. \$6,001 45

POLICE PAY ROLL FOR MARCH, 1879.

| | |
|--|----------|
| Alex. M'Lean. | \$181 75 |
| Samuel Brown. | 79 05 |
| Peter Hughes | 79 05 |
| W. J. Rogers | 79 05 |
| Thos. Lynch. | 79 05 |
| Peter Lauer, Jr. | 79 05 |
| P. C. Kavanaugh | 79 05 |
| Ferry Marzluff. | 79 05 |
| Thos. A. Burchell. | 79 05 |
| Caleb Pierce | 79 05 |
| Henry Baker | 69 75 |
| Jos. P. Cleary. | 69 75 |
| Frank B. Allen | 69 75 |
| W. R. M'Arthur. | 69 75 |
| John J. Garrett | 69 75 |
| Jacob Frank | 69 75 |
| John C. Haydon. | 69 75 |
| John Wangman. | 69 75 |
| Hugh Johnston. | 69 75 |
| John H. Dana. | 69 75 |
| Ed. Van Vorst | 69 75 |
| Hugh Clark | 69 75 |
| John C. M'Quatters. | 69 75 |
| Wm. H. White | 69 75 |
| Thos. F. Healey. | 69 75 |
| Chas. M'Connick. | 79 05 |
| Jos. S. Boworth. | 79 05 |
| Wm. F. Lush, 29 days. | 67 57 |
| Barth. Crowley, 29 days. | 67 57 |
| Robt. Burns | 69 75 |
| Ralph Bendon, 15 days. | 34 95 |
| Jacob Harter. | 69 75 |
| Thos. Crouch, 29 days. | 62 91 |
| Andrew Connolly. | 69 75 |
| Wm. P. O'Neil. | 69 75 |
| Benj. C. Further. | 69 75 |
| Wm. H. Keith. | 69 75 |
| John H. Wordell, 27 days. | 60 58 |
| B. Horchler. | 69 75 |
| John Mitchell. | 69 75 |
| Robt. M'Kee. | 69 75 |
| Chas. E. Fowler. | 69 75 |
| Michael Brady. | 69 75 |
| Wm. M'Keivv. | 69 75 |
| Joseph Lesler, 27 days. | 62 91 |
| Wm. H. Bewitt. | 69 75 |
| Nicholas J. Loos. | 69 75 |
| Fred. Griebel, 27 days. | 62 91 |
| Robert Sloan, 29 days. | 67 57 |
| Peter Bohrer. | 69 75 |
| Samuel Schwartz. | 69 75 |
| Jas. A. Johnson, 29 days. | 51 26 |
| Thos. Dinkelow. | 69 75 |
| Patk. Hoctor, 29 days. | 67 57 |
| George Smta. | 69 75 |
| Lewis Jesserer. | 39 75 |
| Frank Vahue, 27 days. | 62 91 |
| Michael Cain. | 69 75 |
| Wm. H. Burgess, 27 days. | 62 91 |
| Michael Hyne. | 69 75 |
| Chas. Hart | 69 75 |
| Frank D. Fay. | 49 75 |
| Geo. Hoffner. | 69 75 |
| James P. Flynn. | 69 75 |
| John Monaghan. | 69 75 |
| John P. Davis. | 69 75 |
| Henry D. Shove, 26 days. | 60 58 |
| Michael Wolf, Jr. | 69 75 |
| John M. Reis. | 69 75 |
| Charles W. Peart. | 69 75 |
| Wm Laragy, 22 days. | 51 26 |
| Louis Nohd. | 69 75 |
| Jerry Twagg. | 69 75 |
| Ed. McDonough. | 69 75 |
| Older Olver. | 69 75 |
| John Dean. | 69 75 |
| Jos. St. Hellens. | 69 75 |
| Ed. Rice. | 69 75 |
| Peter Hess. | 69 75 |
| Daniel Gouldin, Jr. | 69 75 |
| Patrick Holloran, 27 days. | 62 91 |
| Henry Graven. | 69 75 |
| Mich. Hyland. | 69 75 |
| Jacob Markey. | 60 00 |
| B. Frank Enos, Clerk of Commissioners | 116 67 |
| B Frank Enos, expenses to April 1, 1879. | 11 11 |

Payable to B. Frank Enos, Clerk.
Examined and approved.

C. R. PARSONS,
FRED'K ZIMMER
H. C. DANIELS,
Commissioners.

And charge that Fund.

LAMP DEPARTMENT FUND.*

National Gas Light Co., lighting for month of
March..... \$475 30
And charge that Fund.

POOR DEPARTMENT FUND.

John Hahn, flour and meal..... \$155 60
And charge that Fund.

Ald. Fitz Simons moved to strike the item of
J. Herbert Shedd from the Budget. Adopted.
Ald. Fitz Simons moved to refer the bill to
the Law Committee. Adopted.

The Budget was then adopted by the follow-
ing vote:

Ayes—Ald. Tracy, Fitz Simons, Westbury, Herz-
berger, Warren, Hays, Martin, Chace,
Huntington, Vay, Donivan, Edelman, Smith,
Knobles, Baetzal—15.

By Ald. Westbury—

To the Common Council of the City of Roch-
ester:

Your Law Committee would report that the
suit of James M. Niven against the city, which
was appealed to the Court of Appeals by the
late City Attorney, has recently been decided
by that court against the city. The whole
amount of the judgment, interest and costs to
the present time, is \$2,245.67, which must be
paid, or the attorneys for the plaintiff will issue
an execution to collect the same. The com-
mittee, therefore, offer the following resolution
for adoption:

Resolved, That the Clerk draw an order on
the Treasurer for \$2,245.67, payable to Mes-
srs. Martindale and Oliver, attorneys for Mr. Ni-
ven, on their delivering to said Treasurer a pro-
per satisfaction or release, to be approved by the
City Attorney, of all claims for damages, in-
terest and costs on the part of said James M.
Niven against the city growing out of or con-
nected with said suit or claim, and charge the
amount to Contingent Fund.

All of which is respectfully submitted.

Dated April 1st, 1879.

D. H. WESTBURY,
E. HUNTINGTON,
J. W. MARTIN,
Committee.

Adopted by the following vote:

Ayes—Ald. Fitz Simons, Westbury, Herz-
berger, Warren, Hays, Crouch, Martin, Chace,
Vay, Donivan, Edelman, Knobles, Baetzal—13.

To the Common Council:

Your Law Committee herby report that at
the last January Circuit held in this city, John
Mulryan in an action against the city of Roch-
ester recovered a verdict therein of \$375.00
damages besides costs. The City Attorney
procured a stay of proceedings for sixty days
with the view of determining whether it would
be advisable to appeal the case. The legal
questions involved therein were somewhat sim-
ilar to those presented to the Court of Ap-
peals in the case of Niven against the city, and
that Court having decided those questions ad-
versely to the city, it is the opinion of the City
Attorney that it would be unwise and injudi-
cious to appeal the case in which opinion your
committee concur. The amount of the recov-
ery with the interest thereon and the plaintiff's
costs in the case to the present time amounts in

the aggregate to the sum of \$551.11. The Com-
mittee therefore offer the following resolution:

Resolved, That the clerk draw an order on
the Treasurer for the sum of \$551.11 payable to
Messrs. Martindale and Oliver, Attorneys for
the plaintiff, John Mulryan, upon the execution
and delivery to the City Treasurer of a re-
ceipt or satisfaction piece to be approved by the
City Attorney, which shall be in full of all
claims for damages and costs on the part of the
plaintiff in said action against the city and
charge the amount to Contingent Fund.

All of which is respectfully submitted.

D. H. WESTBURY,
E. HUNTINGTON,
J. W. MARTIN,
Committee.

Dated April 1st, 1879.

Adopted by the following vote:

Ayes—Ald. Tracy, Fitz Simons, Westbury,
Herzberger, Warren, Hayes, Martin,
Chace, Huntington, Vay, Donivan, Edelman,
Knobles, Baetzal—14.

Ald. Westbury, from the Law Committee,
presented the following:

To the Common Council:

Your Law Committee, to whom was referred
the petition of J. C. Hughes & Co., would re-
port that after a careful investigation of the
facts in this case we find that your petitioners
are the owners of a lot, with buildings thereon,
situate on the east side of Mill street, north of
Platt street and between that and its inter-
section with Brown's race; that in the Fall of
1878 your petitioners constructed a lateral
sewer leading from the basement of their said
buildings to the tunnel constructed in Mill
street in front of their premises, known as the
Platt street outlet sewer or tunnel; that the
contractors, instead of constructing said tunnel
in the centre of Mill street, as it was designed
to be, built it so that it deflected from its in-
tended course to the west side of Mill street,
and your petitioners, in order to reach it, were
compelled to extend their lateral sewer a dis-
tance of twelve feet beyond the centre of Mill
street, where they had a right to expect to
reach said tunnel, which subjected them to an
extra expense of at least eighty dollars. In
view of the fact that the city has already com-
promised and settled with other parties having
similar claims against the city for not con-
structing said tunnel in the centre of Mill and
Platt streets as originally intended, your com-
mittee are in favor of granting the prayer of
your petitioners, and offer the following resolu-
tion:

Resolved, That the Clerk draw an order on
the City Treasurer for the sum of eighty dol-
lars, payable to J. C. Hughes & Co., upon their
executing and delivering to said Treasurer a
proper release of the city of Rochester, which
shall be approved by the City Attorney, for-
ever releasing said city of and from all dam-
ages and claims for damages to said petitioners
or their property by reason of said sewer or
tunnel not having been constructed in the cen-
tre of Mill street as contemplated, and charge
the amount to Contingent Fund.

All of which is respectfully submitted.

Dated April 1st, 1879.

D. H. WESTBURY,
E. HUNTINGTON,
J. W. MARTIN,
Committee.

Adopted by the following vote:
 Ayes—Ald. Tracy, FitzSimons, Westbury, Herzberger, Warren, Hays, Crouch, Martin, Chace, Huntington, Vay, Donovan, Edelman, Smith, Knobles, Baetzel—16.

REPORT OF THE SPECIAL COMMITTEE ON
 M'ADAM STONE.

To the Honorable the Common Council of Rochester:

Your Special Committee, appointed to act in conjunction with the Executive Board in the expenditure of the sum of five thousand dollars, appropriated for the purchase of stone and the payment for the labor of breaking the same into MacAdam material, beg leave to report:

That they met with the Executive Board at a time appointed and devised means for carrying out the object and purpose of your Board in making the appropriation.

Your Committee caused printed orders to be procured, and no applicant obtained labor except upon such orders, which were issued only by the members of your Committee. A foreman and an assistant were employed and given charge of directing the work. A clerk was also employed by the Executive Board, whose duty it was to keep a register of all orders issued, to number the same, take the time and amount of labor performed as rendered by the foreman, and pay off the laborers as they severally finished breaking the amount of stone allotted to them.

All the measurements have been made under the supervision of the City Surveyor, and all orders for the payment of money for labor or material have been drawn by the Executive Board.

A considerable amount of relief has by this expedient been afforded to worthy laborers who could not otherwise have obtained work or the necessary means of subsistence for their families; and notwithstanding that the Poor Department has not, according to recent annual report, experienced any relief from this outlay, it is in accordance with the knowledge and belief of your committee that the men to whom this employment is furnished would, of necessity, have been compelled to call upon the Poormaster for aid had not such employment been given them.

Your committee feel satisfied that the expenditure has been judiciously made, and that while it has afforded great relief to the needy poor without the stigma of pauperism being connected with it, it has placed the city in possession of a large quantity of material in constant demand, and for the purchase of which large sums are required to be paid yearly to meet the demand upon the Street Department for material to repair, maintain and keep in good condition the avenues and Macadamized streets of the city.

Your committee append statements from the Executive Board showing:

Amount of stone purchased, the person or persons from whom purchased, the price per cord and the total amount paid therefor.

A statement showing the present condition of the "Macadam Stone Fund," which shows:

The amount paid for quarry stone.
 The amount paid for breaking stone.
 The amounts paid for superintendence, clerk hire and necessary day labor.

The amount paid for repairing tools used on the work belonging to the city.

All of which is respectfully submitted,

WM. S. SMITH,
 E. HUNTINGTON,
 RUDOLPH VAY,
 Committee.

Dated April 1, 1879.

EXECUTIVE BOARD OF THE CITY OF ROCHESTER, }
 ROCHESTER, N. Y., March 31, 1879. }

MACADAM STONE FUND.

In account with the Executive Board, Dr.

| | | |
|---|------------|------------|
| For Cost of 735 29 cords stone..... | \$1,929 51 | |
| Cost of breaking 367.45 cubic yards Mac- | | |
| Adam stone..... | 1,999 76 | |
| Amount paid to Superintendent..... | 95 00 | |
| Amount paid to foreman..... | 70 50 | |
| Amount paid to shovelers and helpers..... | 65 25 | |
| Amount paid to clerk..... | 64 50 | |
| Amount paid for repairing tools..... | 14 67 | |
| Amount paid for sledge and hammer- | | |
| handles..... | 21 00 | |
| Balance at credit of fund..... | 1,389 81 | |
| | Credit. | |
| By appropriation by Common Council | \$5,000 00 | \$5,000 00 |
| | \$5,000 00 | \$5,000 00 |

By balance to credit..... \$1,389 81

MACADAM STONE FUND.

Statement of Quarry Stone purchased, showing quantity purchased and total cost.

| | | | |
|------------------------------|---------|--------|------------|
| 1879. | | | |
| Feb. 28—Logan & Creegan..... | 49,288 | \$2 80 | \$ 138 00 |
| J. H. Nellis..... | 143 756 | 2 25 | 327 95 |
| Mch. 10—D. Clancy..... | 74,100 | 2 70 | 199 82 |
| J. H. Nellis..... | 110,714 | 2 25 | 249 31 |
| Nellis & Dyer..... | 17,280 | 2 50 | 43 07 |
| Logan & Creegan..... | 12,432 | 2 80 | 34 81 |
| Decker & Long..... | 97,790 | 2 00 | 195 58 |
| Mch. 31—M. K. Gannon..... | 227,990 | 3 25 | 740 97 |
| Cords..... | 735,290 | | \$1,929 51 |
| Cubic yards..... | 367,645 | | |

Ald. Smith moved that the report be received, filed and published and the committee discharged.

Adopted.

To the Common Council:

GENTLEMEN: Your Assessment Committee, after an investigation, report the following resolution for adoption:

Resolved, That the Treasurer pay on the Clerk's order to Edgar Knickerbocker, two hundred and twenty-two dollars and fifteen one hundredth dollars (\$222 15 100), the same being for refund of taxes erroneously assessed in the years 1875, 1876 and 1877, and charge erroneous assessments.

We report adversely on the petition of J. F. Bonesteel for the cancellation of an alleged erroneous assessment.

M. H. FITZSMONS,
 E. B. CHACE,
 J. W. MARTIN,
 Committee.

The resolution was adopted by the following vote:

Ayes—Ald. Tracy, FitzSimons, Westbury, Herzberger, Warren, Hays, Crouch, Chace, Huntington, Vay, Donovan, Edelman, Smith, Knobles, Baetzel—15.

By the Clerk—

OFFICE OF EXECUTIVE BOARD,
 ROCHESTER, N. Y., April 1, 1879. }

To the Common Council:

- I have the honor to transmit herewith:
1. Statement of Expenditures by the Executive Board during the month of March, 1879.
 2. Statement showing the condition of the several Funds in charge of the Executive Board on the 31st day of March, 1879.

Respectfully, your obedient servant,
 THOS. J. NEVILLE,
 Clerk of Executive Board.

OFFICE OF EXECUTIVE BOARD,
 ROCHESTER, N. Y., April 1, 1879. }

STATEMENT

Of expenditures by the Executive Board during the month of March, 1879:

| | |
|-------------------------------|------------|
| Funds Charged. | Amt. |
| Highway Fund | \$1,356 22 |
| Fire Department Fund | 1,011 60 |
| Water Works Fund | 2,221 42 |
| MacAdam stone Fund | 2,40 74 |
| Salary and Expense Fund | 980 10 |

Total \$10,430 08
(Official.) THOS. J. NEVILLE,
Clerk of Executive Board.

OFFICE OF EXECUTIVE BOARD,
ROCHESTER, N. Y., April 1, 1879.

STATEMENT

Of the condition of the several funds in charge of the Executive Board March 31, 1879:

DEBIT BALANCES.

| | |
|--------------------------|-------------|
| City Treasurer | \$30,876 58 |
| Sidewalk Repairs | 2,561 90 |
| Local Improvements | 436 03 |
| | \$33,874 49 |

CREDIT BALANCES.

| | |
|----------------------------|--------------|
| Highway Fund | \$ 6,588 78 |
| Fire Department Fund | 7,277 32 |
| Water Works Fund | 15,081 78 |
| special | 1,515 47 |
| Macadam Stone Fund | 1,389 81 |
| | \$ 33,874 49 |

THOS. J. NEVILLE,
Clerk of Executive Board.

Ordered received, filed and published.
By the Clerk—

CITY CLERK'S OFFICE,
ROCHESTER, N. Y., April 1, 1879.

To the Honorable Common Council:

GENTLEMEN—In accordance with section 29, revised City Charter, I report the following persons as having qualified and taken the oath of office.

EDWARD ANGEVINE,
City Clerk.

Jacob Kolb, Inspector of Election, 11th Ward, 2d district.
Nathan B. Heath, Commissioner of Deeds.
M. J. Maher, " " "
Seymour King, " " "
Ordered received, filed and published.

ACTION ON ORDINANCES.

PLANK WALK ON HELENA STREET.

By Ald. Edelman—Resolved, That the City Surveyor ascertain and report to this Council the expense of constructing a plank walk 4 feet wide on the north side of Helena street from Hudson street to North st. Also the necessary crosswalks.

Adopted.
The Surveyor submitted as such estimate \$224.

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

The construction of a plank walk 4 feet wide on the north side of Helena street from Hudson street to North street. Also the necessary crosswalks.

And Whereas, The City Surveyor, under the direction of this Council, has made an estimate of the whole expense thereof, and reported the same at \$224, 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 Helena street from Hudson street to North street.

And the Clerk is hereby directed to publish notice in pursuance of title vii, section 165 of the revised Charter of 1874 of the City of Rochester, that all persons interested in the subject matter of said improvement are required to attend the Common Council on Wednesday evening, April the 15th, 1879, at half-past 7 o'clock, at the Common Council Chamber, when allegations will be heard.

Adopted.
PLANK WALK ON LINCOLN STREET.

By Ald. Edelman—Resolved, That the City Surveyor ascertain and report to this Council the expense of constructing a plank walk four feet eight inches wide on each side of Lincoln street from Channing street to Clifford street; also the necessary crosswalks.

Adopted.
The Surveyor submitted as such estimate \$1,116.

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

The construction of a plank walk four feet eight inches wide on each side of Lincoln street from Channing street to Clifford street; also the necessary crosswalks.

And whereas, The City Surveyor, under the direction of this Council, has made an estimate of the whole expense thereof, and reported the same at \$1,116, 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 Lincoln street from Channing street to Clifford street.

And the Clerk is hereby directed to publish notice in pursuance of Title VII., section 165, of the Revised Charter of 1874 of the City of Rochester, that all persons interested in the subject matter of said improvement, are required to attend the Common Council, on Tuesday evening, April 15th, 1879, at half-past 7 o'clock, at the Common Council Chamber, when allegations will be heard.

Adopted.
PIPE SEWER IN FAVOR STREET.

By Ald. FitzSimons—Resolved, That the City Surveyor ascertain and report to this Council the expense of constructing a pipe sewer in Favor street, from a point 51 feet north of Spring street to and across West avenue to the iron pipe under the Erie canal.

Also the necessary surface sewers, manholes and lot laterals.

Adopted.
The Surveyor submitted as such estimate \$1,120.

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

The construction of a pipe sewer 15 inches in diameter in Favor street, from a point 51 feet north of Spring street to and across West avenue to the iron pipe under the Erie canal.

Also the necessary surface sewers, manholes and lot laterals.

And Whereas, The City Surveyor, under direction of this Council, has made an estimate of the whole expense thereof and reported the same at \$1,120, 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 Favor street from Spring street to West avenue, excepting the lots on the northeast and northwest corners of Spring and Favor streets.

And the Clerk is hereby directed to publish notice in pursuance of Title VII., Section 165, of the Revised Charter, of 1874, of the City of Rochester, that all persons interested in the subject matter of said improvement, are required to attend the Common Council, on Tuesday evening, April the 15th, 1879, at half-past 7 o'clock at the Common Council Chamber, when allegations will be heard.

Adopted.
PIPE SEWER IN HELENA STREET.

By Ald. FitzSimons—Resolved, That the City Surveyor ascertain and report to this Council the expense of constructing a pipe sewer 12 inches in diameter in Helena street, from the sewer in North street, to a point 75 feet east of Hudson street. Also the necessary man holes, surface sewers and lot laterals.

The Surveyor submitted as such estimate \$931.

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

The construction of a pipe sewer 12 inches in diameter in Helena street, from the sewer in North street, to a point 75 feet east of Hudson street. Also the necessary man holes, surface sewers and lot laterals.

And whereas, The City Surveyor, under the direction of this Council, has made an estimate of the whole expense thereof, and reported the same at \$931, 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 Helena street from North street to Hudson street.

And the Clerk is hereby directed to publish notice in pursuance of Title VII., Section 165 of the Revised Charter of 1874, of the City of Rochester, that all persons interested in the subject matter of said improvement are required to attend the Common Council on Tuesday evening, April 15, 1879, at half-past seven o'clock, at the Common Council Chamber, when allegations will be heard.

WIDENING AND EXTENDING ACKERMAN STREET.

By Ald. Baetzel—Resolved, That the City Surveyor ascertain and report to this Council the expense of widening and extending Ackerman street, from Bay street to the plank road.

Adopted.
The Surveyor submitted as such estimate, \$400.

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

The widening and extending of Ackerman street, from Bay street to the plank road, and the following described territory is deemed necessary to be taken therefor, viz: A strip of land 16½ feet in width on each side of the present east line of Ackerman street, and said east line continued to the plank road.

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

One tier of lots on the each side of the said Ackerman street, as proposed to be widened and extended, from Bay street to the plank road.

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

And the Clerk is hereby directed to publish notice in pursuance of Title VII., Section 165 of the Revised Charter of 1874 of the City of Rochester, that all persons interested in the subject matter of said improvement are required to attend the Common Council, on Tuesday evening, April 15th, 1879, at 7½ o'clock, at the Common Council Chamber, when allegations will be heard.

Adopted.

WADSWORTH STREET PLANK WALK.

By Ald. Edelman—Resolved, That the City Surveyor ascertain and report to this Council the expense of constructing a plank walk four feet wide on the south side of Wadsworth street, from Hudson street to North street.

Adopted.

The Surveyor submitted as such estimate, \$243.

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

The construction of a plank walk four feet wide on the south side of Wadsworth street, from Hudson st. to North street.

And Whereas, The City Surveyor, under the direction of this Council, has made an estimate of the whole expense thereof, and reported the same at \$243, 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 Wadsworth st. from Hudson street to North street.

And the Clerk is hereby directed to publish notice in pursuance of title VII., section 165 of the Revised Charter of 1874 of the City of Rochester, that all persons interested in the subject matter of said improvement are required to attend the Common Council, on Tuesday evening, April 15th, 1879, at half past 7 o'clock, at the Common Council Chamber, when allegations will be heard.

Adopted.

PIPE SEWER IN DRAPER STREET.

By Ald. FitzSimons—Resolved, That the City Surveyor ascertain and report to this Council the expense of constructing a 12 inch pipe sewer in Draper street, from the sewer in North avenue to a point 50 feet east of Concord avenue; also, the necessary manholes, surface sewers and lot laterals.

Adopted.

The Surveyor submitted as such estimate \$350.

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

The construction of a 12 inch pipe sewer in Draper street, from the sewer in North avenue to a point 50 feet east of Concord avenue; also the necessary manholes, surface sewers and lot laterals.

And whereas, The City Surveyor, under the direction of this Council, has made an estimate of the whole expense thereof and reported the same at \$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, viz:

One tier of lots on each side of Draper street from Concord avenue to North street.

And the Clerk is hereby directed to publish notice in pursuance of Title VII., section 165, of the Revised Charter of 1874, of the city of Rochester, that all persons interested in the subject matter of said improvement, are required to attend the Common Council, on Tuesday evening, April the 15th, 1879, at half past 7 o'clock, at the Common Council Chamber, when allegations will be heard.

Adopted.

FINAL ORDINANCES.

The final ordinance for extension of Tracy park was postponed until the second regular meeting in April; also allegations thereon—on motion of Ald. Herzberger.

The final ordinance for widening and extending Ackerman street was indefinitely postponed on motion of Ald. Baetzel.

The final ordinance for a sewer in Clifford street was indefinitely postponed on motion of Ald. Baetzel, and the Surveyor instructed to bring in a new ordinance.

The final ordinance for sprinkling West avenue was indefinitely postponed, on motion of Ald. Martin.

Called from the table on motion of Ald. Warren:

By Ald. Crouch—Resolved, That the Police Commissioners are hereby authorized to appoint Geo. M. Schwartz, the Game Constable, special policeman, without pay from the city, and until the further orders of this Board.

The resolution was adopted.

By Ald. Vay - Resolved, That the Rochester and State Line Railway Company are directed to at once fence their lands through the city of Rochester, and in case of failure on their part so to do the City Attorney is directed to take the proper measures to compel them to obey the requirements of the law made and provided for such cases. Adopted.

UNFINISHED BUSINESS.

Ald. Huntington moved to reconsider the motion adopted at the previous meeting postponing the following resolution until the second meeting in April:

By Ald. Huntington—Resolved, That the Mayor be directed to enter into a contract with the Rochester Gas Light Company and the Citizens' Gas Light Company to furnish the gas, light, extinguish, clean and repair the street lamps of the city every night and all night, for one year commencing the first day of April, 1879, for the sum of twenty-five dollars. The city reserving the right to discontinue the use of such lamps at any time as may be considered superfluous.

The motion of Ald. Huntington was adopted by the following vote:

Ayes—Ald. Tracy, Westbury, Herzberger, Hays, Crouch, Martin, Chace, Huntington, Edelman, Smith, Knobles, Baetzel—12.

Nays—Ald. FitzSimons, Warren, Donovan—3.

By Ald. Huntington—Resolved, That the Mayor be and he is authorized and directed to renew the present contract with the two gas companies for lighting the public gas lamps for one year, from April 1st, 1879, except that the city shall pay for the gas actually used at the rate of two dollars per thousand feet, measured by the burner, and to light, extinguish and clean the same for \$3.00 per lamp, the city reserving the right to discontinue the use of such lamps at any time as they may be considered superfluous, and that the gas company shall charge no more than this price for the lighting since the first day of January, 1879, and that the contract be submitted to the new board for its approval before being executed.

Ald. Westbury moved the indefinite postponement of the resolution—the previous action on which was reconsidered on motion of Ald. Huntington. Adopted.

Ald. Chace moved as an amendment to Ald. Huntington's resolution that a contract be entered into with the gas companies to light the public gas lamps all night and every night at the rate of \$25 per lamp per annum.

Ald. Baetzel moved as a further amendment that the Lamp Committee receive proposals for the lighting of the kerosene lamps all night and every night. Ruled out of order as not being germane to the resolution.

Ald. Warren moved as an amendment that the price charged for gas consumed in the city buildings shall be at the same rate as that charged for the lamps.

Ald. Martin called for a division of the question.

Ald. FitzSimons moved to postpone the whole matter until the second regular meeting in April.

Ayes—Ald. Tracy, FitzSimons, Westbury, Warren, Vay, Donovan, Knobles, Baetzel—8.

Nays—Ald. Herzberger, Hays, Crouch, Martin, Chace, Huntington, Edelman, Smith—8.

Ald. Herzberger moved to adjourn. Lost by the following vote:

Ayes—Ald. Tracy, FitzSimons, Westbury, Warren, Donovan, Knobles, Baetzel—7.

Nays—Ald. Herzberger, Hays, Crouch, Martin, Chace, Huntington, Edelman, Smith—8.

The amendment of Ald. Chace was lost by the following vote:

Ayes—Ald. Hays, Crouch, Martin, Chace, Huntington, Edelman, Smith, Knobles—8.

Nays—Ald. Tracy, FitzSimons, Westbury, Herzberger, Warren, Vay, Donovan, Baetzel—8.

Ald. Warren moved that the whole matter lie on the table until the second regular meeting of the new Board:

Ayes—Ald. Tracy, FitzSimons, Westbury, Warren, Donovan, Knobles, Baetzel—7.

Nays—Ald. Herzberger, Hays, Crouch, Martin, Chace, Huntington, Vay, Edelman, Smith—9.

The resolution of Ald. Huntington, as reported above, was adopted by the following vote:

Ayes—Ald. Tracy, FitzSimons, Westbury, Herzberger, Warren, Hays, Crouch, Martin, Chace, Huntington, Vay, Donovan, Edelman, Smith, Knobles, Baetzel—16.

Ald. Warren moved that the contract contain a provision for furnishing gas to the city buildings at the same rate as furnished the gas lamps. Adopted.

Ald. Westbury presented a remonstrance against erection of a wood building by C. P. Bromley. Referred to Wood Building Committee and Fire Marshal

EXECUTIVE BUSINESS.

Ald. Knobles presented the resignation of Wm. H. Smith as Constable for the Second Ward and it was accepted.

On balloting to fill vacancy Patrick H. Griffen, having received the requisite number of votes, was declared elected Constable for the Second Ward.

Ald. Smith moved that the Board proceed to ballot for Police Commissioner. Adopted.

FIRST BALLOT.

| | | |
|------------------|---------------|---------|
| James Fee | received..... | 9 votes |
| Jacob Howe, Jr. | .. | 3 .. |
| Henry C. Daniels | .. | 2 .. |
| W. J. Sheridan | .. | 1 vote |
| Blank | .. | 1 .. |

SECOND BALLOT.

| | | |
|------------------|---------------|----------|
| James Fee | received..... | 10 votes |
| Jacob Howe, Jr. | .. | 3 .. |
| Henry C. Daniels | .. | 1 vote |
| M. Heavey | .. | 1 .. |
| Blank | .. | 1 .. |

Ald. Crouch moved that further balloting be suspended until the next meeting.

Ayes—Ald. FitzSimons, Westbury, Herzberger, Crouch, Huntington, Vay—6.

Nays—Ald. Tracy, Warren, Hays, Martin, Chace, Donovan, Edelman, Smith, Knobles, Baetzel—10.

THIRD BALLOT.

| | | |
|------------------|---------------|---------|
| James Fee | received..... | 9 votes |
| Jacob Howe, Jr. | .. | 5 .. |
| Henry C. Daniels | .. | 1 vote |
| Blank | .. | 1 .. |

FOURTH BALLOT.

| | | |
|-----------------|---------------|----------|
| James Fee | received..... | 11 votes |
| Jacob Howe, Jr. | .. | 4 .. |
| Blank | .. | 1 vote |

FIFTH BALLOT.

| | | |
|-----------------|---------------|---------|
| James Fee | received..... | 8 votes |
| Jacob Howe, Jr. | .. | 6 .. |
| H. C. Daniels | .. | 1 vote |
| Blank | .. | 1 .. |

SIXTH BALLOT.

| | | |
|-----------------|---------------|----------|
| James Fee | received..... | 11 votes |
| Jacob Howe, Jr. | .. | 3 .. |
| H. C. Daniels | .. | 1 vote |
| Blank | .. | 1 .. |

Ald. Crouch moved to suspend balloting until the next meeting.

Ayes—Ald. FitzSimons, Westbury, Herzberger, Crouch, Huntington, Vay—6.

Nays—Ald. Tracy, Warren, Hays, Martin, Chace, Donovan, Edelman, Smith, Knobles, Baetzel—10.

Ald. Tracy in the chair.

Ald. Smith moved that the rule to adjourn at 11 o'clock be suspended for thirty minutes. Adopted.

Ald. Crouch moved to suspend balloting for Police Commissioner.

Lost by the following vote:

Ayes—Ald. FitzSimons, Westbury, Herzberger, Crouch, Huntington, Vay, Knobles—7.

Nays—Ald. Tracy, Warren, Hays, Martin, Chace, Donovan, Edelman, Smith, Baetzel—9.

Ald. Crouch moved to suspend balloting for Police Commissioner for the purpose of taking up other business. Adopted.

Ald. Martin moved that the Board proceed to ballot for Commissioners of Deeds. Adopted.

Edward M. Redmond, John W. Van Vechten, Wm. H. Hughes and E. R. Willard having received the requisite number of votes were declared elected Commissioners of Deeds.

MISCELLANEOUS BUSINESS.

By Ald. Baetzel—Petition for sewer in Clifford street. Referred to Sewer Committee.

WASHINGTON HALL, April 1st, 1879.

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

GENTLEMEN:—I have the honor of presenting to your honorable body the following report of services rendered to the sick poor of the South East section during the year ending March 31st, 1879:

| | |
|--------------------------------|-------|
| Number of orders received..... | 85 |
| .. visits made..... | 1,460 |
| .. office consultations..... | 2,765 |
| .. births..... | 12 |
| .. deaths..... | 3 |

Respectfully submitted,

WM. F. SHEEHAN, M. D.

Ordered received, filed and published.

Ald. Martin moved to reconsider the resolution adopted at the last meeting relative to laying water pipe on Crouch's Island. Adopted. He offered the following as a substitute:

Resolved, That the Executive Board be and they are hereby directed, under proper restrictions, to lay a water pipe main, with necessary fire hydrants, on Crouch's Island, in connection with the Rochester Water Works, previous to the filling of the canal with water, and the cost of the same shall be paid from Water Pipe Extension fund when there are funds applicable Adopted.

Ald. Chace moved to take a recess for ten minutes. Adopted.

Ald. Smith moved that the rule to adjourn at 11:30 be suspended for 20 minutes. Adopted.

By Ald. Chace—

Whereas, The Common Council of the City of Rochester has adopted an ordinance for the construction of a lift bridge over the Erie Canal at Brown street by and with the assent of the Superintendent of Public Works and the State Engineer of the State of New York; and

Whereas, A bill is now pending in the Legislature granting permission to the City to construct said bridge on the plans proposed, the State to be at the expense of taking care of and operating the same; and,

Whereas, The passage of said bill is meeting with strenuous opposition on the ground that the construction of said bridge being for the sole benefit of the city, it should bear the expense of taking care of the same; therefore,

Resolved, That the Charter Amendment Committee and the City Attorney be and they hereby are instructed to prepare an amendment to said bill providing that the city will in the event of legislature granting said permission, take care of said bridge at its own expense. Adopted.

By Ald. Chace—

To the Honorable the Common Council:

GENTLEMEN: As City Physician for the Northwest section, I herewith present a report of my services for the year ending March 31st, 1878:

| | |
|--------------------------------------|-------|
| Whole number of orders received..... | 249 |
| Number of new orders received..... | 103 |
| .. patients treated..... | 453 |
| .. visits made..... | 1,173 |
| .. prescriptions furnished..... | 1,436 |
| .. office consultations..... | 954 |
| .. examinations of insanity..... | 18 |
| .. births..... | 10 |
| .. deaths..... | 3 |

Respectfully submitted.

THOMAS A. O'HARE, M. D.

Rochester, March 31st, 1879.

Ordered received, filed and published.

Ald. Smith moved that the Board proceed to ballot for Police Commissioner. Adopted.

The President declared the Board adjourned under the rule.

EDWARD ANGEVINE, City Clerk.

In Common Council--April 7, 1879.

Ald. Simon Hays, President of the Board, presiding.

Present—Ald. Tracy, FitzSimons, Westbury, Herzberger, Warren, Hays, Crouch, Martin, Chace, Huntington, Vay, Donivan, Edelman, Smith, Knobles, Baetzel—16.

By Ald. Martin—

Whereas, The residents and property owners of a large portion of the Eighth Ward, more particularly in the southern portion of it, have

for a number of years suffered in health and property for the want of sewerage, there being no outlet sewer into which street sewers could be drained; and

Whereas, The demands of the taxpayers are for an adequate outlet sewer, and that as soon as thought practical; therefore,

Resolved, That a committee of five consisting of the following gentlemen: George Arnoldt, John Foley, Hobart Goodyear, H. C. Frost and John McGill, with the City Surveyor, be appointed to devise and report to the Common Council a plan of outlet sewer in that portion of the city mentioned, and that said committee consult with the people more directly interested and in so far as possible defer to their wants and desires. Adopted.

The President handed down the following

VALEDICTORY :

FELLOW AIDERMEN—The Common Council for 1878 and 1879 now assembles for the last time before its final dissolution, and in accordance with the time-honored custom, it devolves upon your President to pronounce the valedictory.

It was with many misgivings that I took the chair, to which you had so generously elected me, and not lightly, nor with easy confidence, did I assume the grave duties and responsibilities of the office. I assure you that I thankfully appreciate that it is to your continual courtesy, kindness and forbearance that I owe whatever measure of success may have attended my efforts. The year which is now closing has been a prosperous one for the city. Although serious business depression has prevailed throughout the country and Rochester has not escaped the general dullness, yet our people have reason to congratulate themselves that they have not experienced the severe business distress and disaster which have visited so many communities. Losses by fire have been few, the health of the city has been good and we have been generally free from crime and disorder.

It is a great source of satisfaction that at last we are beginning to reap some of the many benefits which were so lavishly promised from the construction of the State Line Railroad and for which this city so heavily bonded itself. The completion of the road during the past year is an event of no small importance. And while we are upon "Railroad matters," although we may regret that it was not for our Board to witness the consummation of some improved system of railroad tracks through the heart of our city, yet we may pride ourselves on the progress achieved, and trust that the new Board will take up and successfully carry forward the good work.

It is each year's tax levy which the masses of the people watch with greater interest, and by which they measure the usefulness and fidelity of the Common Council.

One of the most important, and often one of the most difficult, tasks of a board like this, is to practice economy and retrenchment, and how has the present Board discharged this duty? On comparing the tax levy of 1877 to that of 1878, we find a saving of over \$130,000, and from the year of 1876 we find a reduction of over \$140,000. Is not this a record of which we may well feel proud?

The various departments of the city government have been alike faithful and deserving of praise.

The report of our Treasurer speaks for itself and it is the very best encomium that can be pronounced upon the integrity and efficiency of the faithful officer; the reforms and improved system suggested by him and adopted in his office have been the means of large savings to the city.

The security of the city against fire and disorder have never been better, and will so remain, so long as our police and fire department maintain their present condition. It is especially gratifying to me that the various committees of this board have so well discharged the responsible duties entrusted to them, and it is to their faithful efforts that the reduced tax levy and the general prosperous condition of our city government may be largely attributed.

The uniform courtesey and attention of the Clerk and the Messenger during the past year receive my thankful recognition.

There have been differences among us, as there must and should be in all legislative bodies, but

they have been differences not so much of aims but of means, and these differences have often been productive of the best results for the city. Debates have sometimes been spirited and perhaps even acrimonious, but the close of very few bodies has ever been marked by more good will and kindly feelings.

In conclusion, let me wish to all who, with me, are about to retire every prosperity and happiness in their private capacity, and may those who continue in the new Board meet the largest measure of success in the public service.

SIMON HAYS.

Ald. Marun moved that it be received, filed and published, and that the thanks of the Board be tendered to the President for the impartial manner in which he had presided over the deliberations of the Council the past year, and for his courteous and gentlemanly treatment of the individual members of the Board.

Adopted.
The President then declared the Board adjourned *sine die*.

EDWARD ANGEVINE,
City Clerk.

City Treasurer's Annual Report.

Trial Balance March 19, 1879.

GENERAL LEDGER.

| DEBITS. | |
|--|-----------------------|
| Cash on hand and deposited | \$ 32,681 59 |
| Contingent Fund | 1,955 05 |
| Sidewalk Repair Fund | 2,545 86 |
| Lands sold for taxes and assessments | 80,865 52 |
| Lands returned for local assessments | 2,982 13 |
| Bonds and mortgages | 7,043 87 |
| Monroe Avenue School Loan | 15,000 00 |
| Monroe Avenue Cemetery Loan | 5,000 00 |
| Floating Debt Loan 1867, 1869 and 1870 | 150,000 00 |
| Floating Debt Loan 1873 | 39,794 36 |
| Floating Debt Loan 1862 | 51,000 00 |
| R. N. & P. Railroad Loan | 150,000 00 |
| R. & S. L. Railroad Loan | 600,000 00 |
| G. V. Railroad Loan, reissue | 156,122 31 |
| Relief Soldiers Families Loan | 40,000 00 |
| City Hall Commissioners Loan | 385,000 00 |
| Free Academy Site Loan | 15,000 00 |
| Free Academy Building Loan | 125,000 00 |
| Water Works Loan | 3,182,000 00 |
| N. Y. S. Arsenal Loan | 14,186 13 |
| Steam Fire Engines Loan | 20,000 00 |
| Main Street Widening Loan | 25,000 00 |
| Clarissa Street Bridge Loan | 15,000 00 |
| Funding Loan 1875 | 410,000 00 |
| No. 5 School Loan | 20,000 00 |
| Deficiency Loan | 35,569 92 |
| Union Trust Co. general account | 1,613 50 |
| Union Trust Co. Water Loan interest acct. | 2,870 00 |
| Appropriations for Deficiencies | 45,000 00 |
| Rochester Savings Bank account G. V. Railroad Loan | 3,908 46 |
| Monroe County Savings Bank account G. V. Railroad Loan | 3,969 24 |
| Water Works Contractor | 130 00 |
| Eroscous Assessments | 375 98 |
| General Taxes | 100,661 71 |
| Assessments on ordinances | 124,901 86 |
| | \$5,815,222 48 |

| CREDITS. | |
|--------------------------------------|-----------------------|
| Board of Education | \$ 2,527 46 |
| Fire Department Fund | 10,151 06 |
| Poor Fund | 9,396 24 |
| Police Fund | 6,694 69 |
| Highway Fund | 9,786 83 |
| Lamp Fund | 11,258 23 |
| Health Fund | 2,207 61 |
| City Property Fund | 1,024 79 |
| House for Truants | 9 10 |
| Salary and Expense account Ex. Board | 3,002 03 |
| Park Fund | 933 70 |
| Water Works Fund | 15,573 85 |
| Certificate Sales | 133 53 |
| Acceptances on Assessments | 36,214 45 |
| Interest on Assessments | 22,099 11 |
| Local Assessments on City Property | 3,960 19 |
| Bills Payable | 175,000 00 |
| Bonded Debt | 5,446,186 13 |
| General Interest account | 6,018 28 |
| Water Pipe Fund | 849 74 |
| Interest on Water Loan | 2,890 00 |
| Collectors of Assessments | 2,298 54 |
| Warrant Account | 44,173 09 |
| Stone Breaking Account | 2,368 43 |
| Search Department Fund | 465 40 |
| | \$5,815,222 48 |

STATEMENT

Of Accounts showing Debit Balances on Trial Balance of General Ledger, March 19, 1879.

| | |
|---|---------------------|
| Cash: | |
| On hand and deposited | \$ 33,681 59 |
| Contingent Fund: | |
| To Charges abstract No. 5 | \$ 72,326 76 |
| By balance March 18, | |
| 1878 | \$ 2,792 07 |
| By General Taxes | 35,000 00 |
| By Licenses | 3,990 50 |
| By Interest and fees | |
| 1877 | 24,782 32 |
| By Municipal Court | 2,173 91 |
| By water pipe in Jackson street returned by Ex. Board | 307 96 |
| By Bonus on Bank acct. to Aug. 1, 1878 (6 m's.) | 1,250 60 |
| By all other sources | 139 95 |
| | \$ 70,376 71 |

This fund shows as overdrawn, but is entitled to the credit balance of interest on assessments account shown in statements on Credit balances. For full explanation see communication transmitting report.

Sidewalk Repairs:

| | |
|----------------------------------|--------------------|
| To balance March 18, 1878 | \$ 1,681 74 |
| To charges abstract No. 9 | 2,918 20 |
| | \$4,549 94 |
| By amount added to General Taxes | \$ 1,386 95 |
| By received from Ex. Board | 596 93 |
| By all other sources | 20 20 |
| | \$ 2,004 08 |

Lands Sold for Taxes and Assessments:

| | |
|----------------------------|---------------------|
| To balance March 18, 1878 | \$ 37,415 65 |
| To General Tax Sale | 23,413 05 |
| To Local Assessment Sale | 37,393 90 |
| To all other sources | 474 03 |
| | \$104,626 63 |
| By Redemptions during year | 23,761 11 |
| | \$ 80,865 52 |

Lands Returned for Assessments:

| | |
|---------------------------|---------------------|
| To balance March 18, 1878 | \$ 21,830 69 |
| To returns during year | 17,270 92 |
| | \$ 39,091 61 |

| | |
|----------------------------|------------------|
| By sale June 20, 1878 | \$ 25,567 44 |
| By redemptions during year | 10,742 04 |
| | 36,309 48 |
| | 2,982 13 |

Bonds and Mortgages:

| | |
|-----------------------------|-----------------|
| To balance March 18, 1878 | \$ 8,093 87 |
| By payments during the year | 1,000 00 |
| | 7,093 87 |

Monroe Avenue School Loan:

| | |
|-------------------------------|-----------|
| To balance March 18, 1878 | |
| Bonds outstanding this amount | 15,000 00 |

Monroe Avenue Cemetery Loan:

| | |
|-------------------------------|----------|
| To balance March 18, 1878 | |
| Bonds outstanding this amount | 5,000 00 |

Floating Debt Loan 1863, 1869 and 1870:

| | |
|-------------------------------|------------|
| To balance March 18, 1878 | 150,000 00 |
| Bonds outstanding this amount | |

Floating Debt Loan 1873:

| | |
|----------------------------|-----------|
| To balance March 18, 1878 | 39,794 36 |
| Bonds outstanding \$60,000 | |

Floating Debt Loan 1862:

| | |
|---------------------------|------------------|
| To balance March 18, 1878 | \$ 54,000 00 |
| By General Taxes | 3,000 00 |
| | 51,000 00 |

Bonds outstanding for this amount.

R. N. & P. Railroad Loan:

| | |
|-----------------------------------|------------|
| To balance March 18, 1878 | 150,000 00 |
| Bonds outstanding for this amount | |

R. & S. L. Railroad Loan:

| | |
|-----------------------------------|------------|
| To balance March 18, 1878 | 600,000 09 |
| Bonds outstanding for this amount | |

G. V. Railroad Loan, reissue:

| | |
|--|---------------------|
| To balance March 18, 1878 | \$ 160,651 15 |
| To correction of error in previous credits | 1,711 15 |
| | \$162,362 30 |

| | |
|--|-------------------|
| By credits from N. Y. L. E. & W. Railroad Co. after paying interest on bonds | 6,240 00 |
| | 156,122 30 |

Bonds outstanding for \$164,000.

Relief of Soldiers Families Loan:

| | |
|-----------------------------------|-----------|
| To balance March 18, 1878 | 40,000 00 |
| Bonds outstanding for this amount | |

City Hall Commissioners Loan:

| | |
|-----------------------------------|------------|
| To balance March 18, 1878 | 385,000 00 |
| Bonds outstanding for this amount | |

Free Academy Site Loan:

| | |
|-----------------------------------|-----------|
| To balance March 18, 1878 | 15,000 00 |
| Bonds outstanding for this amount | |

Free Academy Building Loan:

| | |
|-----------------------------------|------------|
| To balance March 18, 1878 | 125,000 00 |
| Bonds outstanding for this amount | |

Bonds outstanding for this amount.

| | |
|---|--------------|
| Water Works Loan: | |
| To balance March 18, 1878..... | 3,182,000 00 |
| Bonds outstanding for this amount. | |
| N. Y. State Arsenal Site Loan: | |
| To balance March 18, 1878..... | \$15,686 13 |
| By rent from county of Monroe.. | 1,500 00 |
| Bonds outstanding for this amount. | 14,186 13 |
| Steam Fire Engines Loan: | |
| To balance March 18, 1878..... | 20,000 00 |
| Bonds outstanding for this amount. | |
| Main Street Widening Loan: | |
| To balance March 18, 1878..... | 25,000 00 |
| Bonds outstanding for this amount. | |
| Clarissa Street Bridge Loan: | |
| To balance March 18, 1878..... | 15,000 00 |
| Bonds outstanding for this amount. | |
| Funding Loan 1875: | |
| To balance March 18, 1878..... | 410,000 00 |
| Bonds outstanding for this amount. | |
| No. 5 School Loan: | |
| To balance March 18, 1878..... | 20,000 00 |
| Bonds outstanding for this amount. | |
| Deficiency Loan: | |
| To balance March 18, 1878..... | \$36,414 89 |
| By redemptions of old tax sales.. | 844 97 |
| Bonds outstanding for \$50,000. | 35,569 92 |
| Union Trust Company General Account: | |
| To balance March 18, 1878..... | \$2,296 43 |
| To remittances during year..... | 560,244 55 |
| To transfer from water loan interest account with said company..... | 1,763 00 |
| | 564,300 98 |
| By coupons, bonds and notes paid and returned as per accounts current..... | 562,687 48 |
| Union Trust Company Water Loan Interest Account: | 1,618 50 |
| To balance March 18, 1878..... | \$4,805 00 |
| To remittances during year..... | 228,740 00 |
| | 228,545 00 |
| By coupons, interest on registered bonds and services as transfer agents as per accounts current and vouchers returned..... | \$223,915 00 |
| By transfer to general account..... | 1,760 00 |
| | 225,675 00 |
| Appropriations for Deficiencies: | 2,870 00 |
| To notes as per resolution C. C. January 21, 1879..... | \$25,000 00 |
| To credit to Board of Education as per resolution C. C. March 12, 1879, notes for such amount to be drawn when needed..... | 20,000 00 |
| Rochester Savings Bank: | 45,000 00 |
| To deposits for account Genesee Valley R. R. loan..... | 3,908 46 |
| Monroe County Savings Bank: | 3,969 24 |
| To deposits for account Genesee Valley R. R. loan..... | 3,969 24 |
| Water Works Contractor: | 130 00 |
| To balance March 18, 1878..... | 130 00 |
| Erroneous Assessments: | |
| To balance March 18, 1878..... | \$1,533 97 |
| To charges during year, abstract No. 18..... | 1,480 55 |
| | 3,014 52 |
| By general taxes..... | \$1,789 27 |
| By lands returned..... | 59 56 |
| By sundries..... | 789 71 |
| | 2,638 54 |
| General Taxes 1878: | 375 98 |
| To amount of tax levy 1878..... | \$855,542 14 |
| To delinquent water rents added to assessments on rolls..... | 8,065 92 |

| | | |
|---|--------------|------------|
| To sidewalk repairs added to assessments on rolls..... | 1,886 95 | |
| By receipts during year..... | 864,995 01 | 100,661 71 |
| | 764,833 30 | |
| General Taxes 1877: | | |
| To balance March 18, 1878..... | \$142,516 09 | |
| By receipts before sale, \$18,412 96 | | |
| By erroneous assessments..... | 255 80 | |
| By proceeds tax sale and amount paid in by collectors on warrant..... | 128 847 83 | |
| | 142,516 09 | |
| General taxes have to be carried through this report to date of tax sale upon the last Thursday in March. | | |
| Assessments on Ordinances: | | |
| To balance March 18, 1878..... | \$165,248 78 | |
| To charges abstract No. 19..... | 61,899 96 | |
| | 226,698 74 | |
| By receipts of local assessments during the year..... | 101,746 88 | 124,901 86 |

STATEMENT

Of Accounts showing Credit Balances on Trial Balance of General Ledger March 19th, 1879.

| | | |
|--|-------------|-----------|
| Board of Education: | | |
| By balance March 18th, 1878..... | \$50,874 03 | |
| By general taxes..... | 107,438 70 | |
| By literature fund (from State)..... | 1,262 13 | |
| By appropriation from C. C. resolution March 12th, 1879..... | 20,000 00 | |
| By receipts from Superintendent..... | 20 09 | |
| | 179,584 21 | |
| To charges abstract No. 1..... | 17,066 75 | 2,527 46 |
| Fire Department Fund: | | |
| By balance March 18th, 1878..... | \$14,734 82 | |
| By general taxes..... | 31,915 00 | |
| By receipts from Executive board..... | 122 04 | |
| | 45,874 86 | |
| To charges abstract No. 2..... | 35,739 80 | 10,151 06 |
| Poor Fund: | | |
| By balance March 18th, 1878..... | \$11,813 44 | |
| By general taxes..... | 50,000 00 | |
| By Excise Commissioners..... | 17,464 21 | |
| By received from Overseer..... | 796 25 | |
| By received from County Treasurer..... | 1,472 74 | |
| By part proceeds note resolution C. C. January 21st, 1879..... | 10,000 00 | |
| By credit to correct error..... | 208 34 | |
| | 91,664 98 | |
| To charges abstract No. 3..... | 82,268 74 | 9,396 24 |
| Police Fund: | | |
| By balance March 18th, 1878..... | \$7,769 29 | |
| By general taxes..... | 70,000 00 | |
| By fines (see resolution C. C. March 7th, 1879)..... | 9,383 85 | |
| By Superintendent Monroe County Penitentiary..... | 1,169 50 | |
| By A. McLean, Chief of Police..... | 561 40 | |
| | 88,824 04 | |
| To charges abstract No. 4..... | 82,129 35 | 6,694 69 |
| Highway Fund: | | |
| By balance March 18th, 1878..... | \$8,085 05 | |
| By general taxes..... | 40,000 00 | |
| By receipts from Executive Board..... | 1,681 17 | |
| By sundry assessments on ordinances..... | 2,527 20 | |
| By part proceeds note resolution C. C. January 21st, 1879..... | 5,000 00 | |
| By credit to correct error..... | 18 71 | |
| | 57,312 13 | |
| To charges abstract No. 6..... | 47,525 30 | 9,786 83 |
| Lamp Fund: | | |
| By balance March 18th, 1878..... | \$11,586 37 | |
| By general taxes..... | 80,000 00 | |

| | | |
|---|----------------|--------------|
| By part proceeds note resolution C. C. January 21st, 1879..... | 5,000 00 | |
| | 96,586 37 | |
| To charges abstract No. 7..... | 85,328 14 | 11,258 23 |
| Health Fund: | | |
| By balance March 1 st , 1878..... | \$4,601 40 | |
| By general taxes..... | 10,000 00 | |
| By receipts for flushing sewers..... | 87 00 | |
| | 14,688 40 | |
| To charges abstract No. 9..... | 12,430 00 | 2,208 40 |
| City Property Fund : | | |
| By balance March 18th, 1878..... | \$1,224 34 | |
| By general taxes..... | 6,000 00 | |
| By rent..... | 606 21 | |
| By chairman of committee..... | 46 26 | |
| By all other sources..... | 14 25 | |
| | \$7,991 06 | |
| To charges abstract No. 10..... | 6,866 27 | 1,024 79 |
| Home for Truants : | | |
| By balance March 18th, 1878..... | | 9 10 |
| Salary and expense account Executive Board: | | |
| By balance March 18th, 1878..... | \$3,519 22 | |
| By general taxes..... | 12,000 00 | |
| | \$15,519 22 | |
| To charges abstract No. 11..... | 12,517 19 | |
| Park Fund : | | |
| By balance March 18th, 1878..... | \$ 45 78 | |
| By general taxes..... | 2,000 00 | |
| By chairman of committee..... | 20 00 | |
| | \$2,065 78 | |
| To charge abstract No. 12..... | 1,132 08 | 993 70 |
| Water Works Fund : | | |
| By balance March 18th, 1878..... | \$24,389 79 | |
| By receipts from Executive Board..... | 69,627 56 | |
| By credits to correct errors..... | 35 33 | |
| | 94,052 63 | |
| To charges abstract No. 13..... | 78,478 83 | 15,573 85 |
| Certificates of tax sales : | | |
| By amount to credit of sundry persons on redemptions..... | | 183 53 |
| For certificates paid during year see abstract No. 17. | | |
| Acceptances on Assessments : | | |
| By balance March 18th, 1878..... | \$82,442 45 | |
| By accepted orders on assessments charged to the several ordinaances..... | 27,343 15 | |
| | 109,785 60 | |
| To acceptances paid abstract No. 14..... | 73,571 15 | 36,214 45 |
| Interest on Assessments and Fees on Taxes : | | |
| By nett interest and fees for the year to be credited to Contingent Fund after tax sale and settlement of warrant accounts..... | | 22,099 11 |
| Local Assessments Upon City Property : | | |
| By balance March 18th, 1878..... | \$4,687 96 | |
| To charges on city property credited to sundry assessments..... | 727 77 | |
| | | 3,960 19 |
| Bills Payable ; | | |
| By notes outstanding..... | | 175,000 00 |
| For notes paid during the year see abstract No. 18. | | |
| Bonded Debt : | | |
| By balance March 18th, 1878..... | \$5,471,686 18 | |
| To bonds paid abstract No. 18..... | 25,500 00 | 5,446,186 18 |
| General Interest Account "Coupons" : | | |
| By balance March 18th, 1878..... | \$21,508 28 | |
| By general taxes..... | 130,008 02 | |
| By part receipts from lease of G. V. R. R..... | 11,760 00 | |
| | 163,276 30 | |
| To coupons paid abstract No. 15..... | 157,353 02 | 6,018 28 |

| | |
|--|-------------|
| Water Pipe Fund : | |
| By balance March 18th, 1878..... | \$ 382 21 |
| By loan from Contingent Fund, resolution Common Council April 16th, 1878..... | 907 96 |
| By receipt from Executive Board..... | 2,475 04 |
| General taxes..... | 50,000 00 |
| By transfer from Water Works, as per instruction from Executive Board, Nov. 26th, 1878..... | 3,000 09 |
| | 56,165 21 |
| To charge abstract No. 16..... | 56,315 47 |
| | 849 74 |
| Interest on Water Loan : | |
| By balance March 18th, 1878..... | \$ 4,805 00 |
| General taxes..... | 181,000 00 |
| Transfer from Water Works..... | 40,000 00 |
| | 225,805 00 |
| To coupons and interest paid abstract No. 18..... | 222,915 00 |
| | 2,890 00 |
| Collectors of Assessments : | |
| By amount to credit of unsettled warrants for local assessments.. | 2 298 54 |
| Warrant Account : | |
| By receipts from Collectors of general taxes to be credited after tax sale of March 27th, 1879, to general city taxes for principal and contingent fund for fees and interest..... | 44,173 09 |
| Stone Breaking Account : | |
| By part proceeds note, resolution Common Council January 21st, 1879..... | 5,000 00 |
| To charges abstract No. 16..... | 2,681 87 |
| | 2,368 43 |
| Search Department Fund : | |
| By receipts from searches during year..... | 465 40 |
| There is due the city in addition, for searches made and not yet delivered, \$91.00. Some of these may not be called for and paid for, but the majority of them will. | |

Trial Balance March 19, 1879.

ASSESSMENT LEDGER.

DEBITS.

Sewers.

| | |
|---|----------|
| German street sewer, No. 1,823..... | \$ 74 96 |
| York | 560 14 |
| Childs | 264 00 |
| Lancaster | 72 98 |
| Delevan | 241 90 |
| Cady | 134 80 |
| So. St. Paul | 331 19 |
| Reynolds | 56 62 |
| Woodbury | 5 63 |
| Saxton .. outlet | 259 25 |
| Frost avenue | 1,774 19 |
| Colvin street sewer | 5 36 |
| Genese | 119 42 |
| North avenue | 110 44 |
| South | 203 10 |
| Wilson street | 87 65 |
| North | 806 35 |
| Maple | 421 04 |
| University ave. | 402 93 |
| Walsworth street | 487 61 |
| Mark | 339 64 |
| West avenue | 248 48 |
| Ames street | 1,947 00 |
| East avenue outlet | 6,260 02 |
| Hand street sewer | 342 17 |
| Evergreen place | 125 13 |
| Frost avenue | 783 11 |
| Champlain street | 183 34 |
| Goodman | 306 71 |
| Martin st and Hart ave sewer, No. 1,946 | 135 45 |
| Terry st | 95 32 |
| North st | 84 11 |
| German and Scio sts | 527 91 |
| Weld st | 36 40 |
| Upton Park outlet | 1,475 76 |
| North ave | 380 35 |
| Culvert under RR | 92 01 |

| | | |
|--------------------------|-------|----------|
| Francis st | 1,962 | 1,609 42 |
| West ave | 1,977 | 2,253 65 |
| Whitney st | 1,980 | 24 40 |
| Webster st | 1,981 | 60 58 |
| Lyell st | 1,983 | 972 25 |
| Tremont st | 1,994 | 1,498 00 |
| West ave | 2,008 | 28 31 |
| North St Paul st | 2,020 | 182 75 |
| Summer st | 2,025 | 938 09 |
| Foehner st | 2,028 | 149 14 |
| West Alexander st | 2,022 | 299 16 |
| Tyler st | 2,021 | 2,258 40 |
| North ave outlet | 1,794 | 3,269 47 |
| Rep'g Court & William st | 1,942 | 578 43 |
| Strathallen Park | 2,028 | 308 63 |
| Orange st | 2,034 | 497 50 |

Walks.

| | |
|--------------------------------------|----------|
| Exchange st walk, No. 1,818 | 70 67 |
| Lake ave flag | 205 62 |
| Bartlett st | 135 70 |
| Strong st | 400 32 |
| Genesee st | 150 33 |
| North St Paul st | 560 92 |
| Chatham st | 49 25 |
| Meigs st | 119 50 |
| Conkey ave | 173 28 |
| North | 119 80 |
| St Joseph st | 2,8 52 |
| Monroe ave | 285 64 |
| Madison st | 48 00 |
| Meigs st | 17 85 |
| Reynolds st | 60 28 |
| Sellinger st | 8 40 |
| Channing st | 72 71 |
| Cayuga place | 23 50 |
| Locust st | 33 81 |
| East ave | 1,439 98 |
| Moulson st | 78 82 |
| Vincent place | 26 21 |
| Broadway st | 1,966 |
| Penn st | 1,968 |
| Goodman st | 1,951 |
| Hill st | 1,972 |
| Violet st | 1,975 |
| King st | 1,997 |
| Davis | 2,002 |
| Ringelstein alley walk, No. 1,978 | 28 62 |
| White st | 2,014 |
| Draper st | 1,951 |
| Mt Vernon ave | 2,016 |
| Rauber st | 2,065 |
| Goodman st | 1,962 |
| unger and Averill st walk, No. 1,964 | 121 21 |
| Philander st | 2,031 |
| Washington Square | 2,009 |
| North St Paul st | 2,085 |
| Cady st | 2,086 |
| Mark st | 2,082 |
| Champlain st | 2,080 |

Miscellaneous.

| | |
|---|-----------|
| Whitney and Child st opening, No. 1,623 | 165 26 |
| Rowley st extension | 1,784 |
| Manson st | 1,782 1/2 |
| Janes st | 1,912 |
| Boulevard opening | 1,901 |
| Park ave extension | 1,735 |
| Sprinkling East ave | 1,935 |
| So. Clinton st | 1,941 |
| State st and Lake ave | 1,989 |
| Lake ave | 1,940 |
| Last ave | 1,981 |
| Scott alley stench traps | 2,004 |
| Sprinkling East ave | 2,000 |
| and rep'g East ave | 1,989 |
| East & West Main st | 1,997 |
| Lake ave | 1,991 |
| West ave | 1,9 6. |
| So. Clinton st | 1,989 |
| State | 1,988 |
| Genesee st fence | 2,017 |
| Sprinkling front st | 2,013 |
| No. Washington st stench traps | 2,027 |
| Sprinkling State st & Lake ave | 2,001 |
| Exchange st | 1,998 |
| Meigs st | 2,011 |
| Tracy Park opening | 2,012 |

Improvements.

| | |
|-----------------------------------|-----------|
| Oak street improvement, No. 959 | 10,902 64 |
| Phelps ave improvement, No. 1,805 | 405 61 |
| Park | 1,583 |
| No. Water st | 1,694 |
| Chili road | 1,739 |
| Penn st grading | 1,744 |
| Adams st improvement | 1,880 |
| Schanck ave | 1,780 |
| suffalo st approaches | 1,821 |

| | | |
|-----------------------------|-------|-----------|
| So. Union st improvement | 1,818 | 5,517 14 |
| Comst | 1,822 | 1,951 54 |
| Mt Hope ave repairs | 1,826 | 1,264 60 |
| Atkinson st improvement | 1,838 | 708 08 |
| | 1,832 | 108 92 |
| East ave | 1,849 | 4,066 04 |
| State st | 1,839 | 1,907 92 |
| So. Fitzhugh st | 1,870 | 777 18 |
| Vincent place | 1,880 | 665 95 |
| Rowley st | 1,907 | 2,936 41 |
| Broadway st | 1,874 | 2,883 68 |
| Sophia st | 1,919 | 2,172 98 |
| West ave repairs | 1,661 | 816 43 |
| Genesee Valley canal bridge | 1,798 | 585 95 |
| Scott alley improvement | 1,956 | 78 97 |
| So. St Paul st | 1,974 | 2,443 57 |
| No. Clinton st | 1,958 | 4,938 64 |
| Elizabeth st | 1,961 | 125 16 |
| So. Fitzhugh st | 1,960 | 331 06 |
| West Main st repairs | 1,970 | 189 26 |
| Main st | 1,971 | 242 97 |
| Encaster st improvement | 1,906 | 1,168 68 |
| Jackson st | 1,974 | 2,438 15 |
| North ave | 1,984 | 10,343 36 |
| Aqueduct st | 1,993 | 618 71 |
| West ave | 1,992 | 8,181 31 |
| Franklin Square | 2,619 | 96 00 |
| West ave | 2,010 | 2,167 85 |
| South ave | 1,896 | 3,293 93 |
| Meigs st | 1,873 | 2,551 30 |
| Allen st bridge approaches | 2,039 | 19 03 |

CREDITS.

Sewers.

| | |
|---------------------------|----------|
| Jay street sewer No. 1781 | \$ 12 55 |
|---------------------------|----------|

Walks.

| | |
|------------------------------------|----------|
| Kentstreet walk, No. 1778 | \$ 64 86 |
| W. Troup street walk, No. 1697 1/2 | 77 07 |

Improvements.

| | |
|--|---------------|
| St. Joseph street improvement No. 1811 | \$ 66 44 |
| Franklin square | 1,874 1856 |
| Excess of Debits over Credits as shown in Trial Balance, General Ledger, as follows: | 9 64 |
| Assessments on Ordinances | \$ 124 901 86 |

STATEMENT

Of Accounts Showing Debit Balances on Assessment Ledger

Sewers.

| | |
|---------------------------|-------------|
| No. 1,823: | |
| To balance March 18, 1878 | \$ 90 31 |
| By credits from roll | 15 35 |
| | \$ 7 96 |
| No. 1,810: | |
| To balance March 18, 1878 | \$ 741 47 |
| By credits from roll | 181 83 |
| | 560 14 |
| No. 1,820: | |
| To balance March 18, 1878 | \$ 348 75 |
| By credits from roll | 84 75 |
| | 264 00 |
| No. 1,808: | |
| To balance March 18, 1878 | 72 98 |
| No. 1,803: | |
| To balance March 18, 1878 | \$ 336 71 |
| By credits from roll | 94 81 |
| | 241 90 |
| No. 1,800: | |
| To balance March 18, 1878 | 134 30 |
| No. 1,802: | |
| To balance March 18, 1878 | \$ 572 00 |
| By credits from roll | 240 81 |
| | 831 19 |
| No. 1,791: | |
| To balance March 18, 1878 | 56 62 |
| No. 1: | |
| To balance March 18, 1878 | 5 68 |
| No. 1,215: | |
| To balance March 18, 1878 | \$ 273 05 |
| By credits from roll | 13 80 |
| | 259 25 |
| No. 1,873: | |
| To balance March 18, 1878 | \$ 2,298 18 |
| By credits from roll | 468 99 |
| | 1,774 19 |
| No. 1,788: | |
| To balance March 18, 1878 | \$ 77 20 |
| By credits from roll | 71 84 |
| | 5 36 |

| | |
|--------------------------------|-------------|
| No. 1,751: | |
| To balance March 18, 1878..... | 119 42 |
| No. 1,875: | |
| To balance March 18, 1878..... | \$ 370 44 |
| By credits from roll..... | 260 00 |
| No. 1,897: | |
| To balance March 18, 1878..... | \$ 816 52 |
| By credits from roll..... | 613 43 |
| No. 1,882: | |
| To balance March 18, 1878..... | \$ 330 44 |
| By credits from roll..... | 242 79 |
| No. 1,888: | |
| To balance March 18, 1878..... | \$1,875 48 |
| By credits from roll..... | 1,069 13 |
| No. 1,900: | |
| To balance March 18, 1878..... | \$1,135 10 |
| By credits from roll..... | 714 06 |
| No. 1,904: | |
| To balance March 18, 1878..... | \$ 545 67 |
| By credits from roll..... | 142 74 |
| No. 1,881: | |
| To balance March 18, 1878..... | \$ 680 73 |
| By credits from roll..... | 193 12 |
| No. 1,889: | |
| To balance March 18, 1878..... | \$ 692 72 |
| By credits from roll..... | 353 08 |
| No. 1,915: | |
| To balance March 18, 1878..... | \$ 544 92 |
| By credits from roll..... | 326 44 |
| No. 1,914: | |
| To balance March 18, 1878..... | \$ 382 08 |
| By credits from roll..... | 575 37 |
| No. 1,798: | |
| To balance March 18, 1878..... | \$6,356 82 |
| By credits from roll..... | 96 80 |
| No. 1,927: | |
| To balance March 18, 1878..... | \$ 564 38 |
| By credits from roll..... | 222 21 |
| No. 1,932: | |
| To balance March 18, 1878..... | \$ 177 95 |
| By credits from roll..... | 52 82 |
| No. 1,926: | |
| To balance March 18, 1878..... | \$ 820 34 |
| By credits from roll..... | 37 23 |
| No. 1,792: | |
| To balance March 18, 1878..... | \$ 185 69 |
| By credits from roll..... | 52 35 |
| No. 1,945: | |
| To balance March 18, 1878..... | 99 63 |
| No. 1,946: | |
| To balance March 18, 1878..... | \$ 162 15 |
| By credits from roll..... | 26 70 |
| No. 1,938: | |
| To balance March 18, 1878..... | \$ 101 76 |
| By credits from roll..... | 36 44 |
| No. 1,793: | |
| To balance March 18, 1878..... | \$ 962 46 |
| By credits from roll..... | 873 35 |
| No. 1,774: | |
| To balance March 18, 1878..... | \$ 940 09 |
| By credits from roll..... | 412 13 |
| No. 1,948: | |
| To balance March 18, 1878..... | \$ 75 84 |
| By credits from roll..... | 39 44 |
| No. 1,969: | |
| To balance March 18, 1878..... | \$ 3,597 09 |
| By credits from roll..... | 2,121 33 |
| No. 1,947: | |
| To balance March 18, 1878..... | \$ 1,288 11 |
| By credits from roll..... | 307 14 |

| | |
|---------------------------------|-------------|
| No. 1,955: | |
| To balance March 18, 1878..... | \$ 156 57 |
| By credits from roll..... | 64 56 |
| No. 1,902: | |
| To balance March 18, 1878..... | \$ 2,630 42 |
| By credits from roll..... | 1,020 90 |
| No. 1,977: | |
| To charges abstract No. 19..... | \$ 4,544 11 |
| By credits from roll..... | 2,291 63 |
| No. 1,980: | |
| To charges abstract No. 19..... | \$ 171 98 |
| By credits from roll..... | 147 58 |
| No. 1,981: | |
| To charges abstract No. 19..... | \$ 527 50 |
| By credits from roll..... | 466 92 |
| No. 1,983: | |
| To charges abstract No. 19..... | \$ 1,537 31 |
| By credits from roll..... | 564 56 |
| No. 1,994: | |
| To charges abstract No. 19..... | 14 98 |
| No. 2,008: | |
| To charges abstract No. 19..... | \$ 323 29 |
| By credits from roll..... | 239 89 |
| No. 2,020: | |
| To charges abstract No. 19..... | \$ 319 93 |
| By credits from roll..... | 137 15 |
| No. 2,025: | |
| To charges abstract No. 19..... | \$ 998 50 |
| By credits from roll..... | 9 41 |
| No. 2,023: | |
| To charges abstract No. 19..... | \$ 692 21 |
| By credits from roll..... | 543 07 |
| No. 2,022: | |
| To charges abstract No. 19..... | \$ 739 62 |
| By credits from roll..... | 440 46 |
| No. 2,021: | |
| To charges abstract No. 19..... | \$ 561 95 |
| By credits from roll..... | 302 95 |
| No. 1,794: | |
| To balance March 18, 1878..... | \$ 4,494 20 |
| By credits from roll..... | 1,164 73 |
| No. 1,942: | |
| To balance March 18, 1878..... | \$ 1,041 65 |
| By credits from roll..... | 463 22 |
| No. 2,023: | |
| To charges abstract No. 19..... | \$ 693 23 |
| By credits from roll..... | 294 65 |
| No. 2,034: | |
| To charges abstract No. 19..... | 497 50 |
| <i>Walks.</i> | |
| No. 3,318: | |
| To balance March 18, 1878..... | \$ 105 24 |
| By credits from roll..... | 34 57 |
| No. 1,835: | |
| To balance March 18, 1878..... | 205 62 |
| No. 1,748: | |
| To balance March 18, 1878..... | \$ 150 46 |
| By credits from roll..... | 14 76 |
| No. 1,680: | |
| To balance March 18, 1878..... | \$ 579 48 |
| By credits from roll..... | 179 16 |
| No. 1,755: | |
| To balance March 18, 1878..... | \$ 211 77 |
| By credits from roll..... | 61 44 |
| No. 1,731: | |
| To balance March 18, 1878..... | \$ 633 31 |
| By credits from roll..... | 72 39 |
| No. 1,702: | |
| To balance March 18, 1878..... | 49 25 |

| | |
|---------------------------------|-----------|
| No. 1,806 : | |
| To balance March 18, 1878..... | \$ 228 00 |
| By credits from roll..... | 108 50 |
| No. 1,785 : | |
| To balance March 18, 1878..... | \$ 288 48 |
| By credits from roll..... | 115 20 |
| No. 1,860 : | |
| To balance March 18, 1878..... | \$ 170 16 |
| By credits from roll..... | 50 36 |
| No. 1,872 : | |
| To balance March 18, 1878..... | \$ 541 26 |
| By credits from roll..... | 262 94 |
| No. 1,861 : | |
| To balance March 18, 1878..... | 539 80 |
| By credits from roll..... | 254 16 |
| No. 1,913 : | |
| To balance March 18, 1878..... | 500 20 |
| By credits from roll..... | 452 20 |
| No. 1,836 : | |
| To balance March 18, 1878..... | 119 41 |
| By credits from roll..... | 101 56 |
| No. 1,925 : | |
| To balance March 18, 1878..... | 66 34 |
| By credits from roll..... | 16 09 |
| No. 1,929 : | |
| To balance March 18, 1878..... | |
| No. 1,921 : | |
| To balance March 18, 1878..... | 129 50 |
| By credits from roll..... | 56 79 |
| No. 1,994 : | |
| To balance March 18, 1878..... | 60 54 |
| By credit from roll..... | 37 04 |
| No. 1 924 : | |
| To balance March 18, 1878..... | 36 21 |
| By credit from roll..... | 2 40 |
| No. 1,933 : | |
| To balance March 18, 1878..... | 2,004 93 |
| By credit from roll..... | 654 95 |
| No. 1,959 : | |
| To balance March 18, 1878..... | |
| No. 1,962 : | |
| To balance March 18, 1878..... | 33 56 |
| By credits from roll..... | 33 55 |
| No. 1,966 : | |
| To balance March 18, 1878..... | 1:1 07 |
| By credits from roll..... | 74 86 |
| No. 1,968 : | |
| To balance March 18, 1878..... | 58 55 |
| By credits from roll..... | 7 65 |
| No. 1,951 : | |
| To charges abstract No. 19..... | 45 86 |
| By credits from roll..... | 45 54 |
| No. 1,972 : | |
| To charges abstract No. 19..... | 578 75 |
| By credits from roll..... | 332 03 |
| No. 1,975 : | |
| To charges abstract No. 19..... | 135 10 |
| By credits from roll..... | 15 32 |
| No. 1,997 : | |
| To charges abstract No. 19..... | |
| No. 2,002 : | |
| To charge abstract No. 19..... | 384 58 |
| By credits from roll..... | 136 78 |
| No. 1,978 : | |
| To charge abstract No. 19..... | 45 63 |
| By credits from roll..... | 17 01 |
| No. 2,014 : | |
| To charges abstract No. 19..... | 79 45 |
| By credits from roll..... | 24 32 |
| No. 2,016 : | |
| To charges abstract No. 19..... | 86 59 |
| By credits from roll..... | 51 65 |

| | |
|---------------------------------|----------|
| No. 2,005 : | |
| To charges abstract No. 19..... | 24 12 |
| No. 1,933 : | |
| To charges abstract No. 19..... | 115 37 |
| By credits from roll..... | 51 53 |
| No. 1,963 : | |
| To charges abstract No. 19..... | 60 84 |
| No. 1,964 : | |
| To charges abstract No. 19..... | 60 80 |
| No. 2,031 : | |
| To charges abstract No. 19..... | 121 21 |
| By credits from roll..... | 43 98 |
| No. 2,009 : | |
| To charges abstract No. 19..... | 1,561 58 |
| By credits from roll..... | 638 72 |
| No. 2,035 : | |
| To charges abstract No. 19..... | 285 54 |
| No. 2,036 : | |
| To charges abstract No. 19..... | 24 75 |
| No. 2,032 : | |
| To charges abstract No. 19..... | 224 78 |
| By credits from roll..... | 16 87 |
| No. 2,030 : | |
| To charges abstract No. 19..... | 50 08 |
| <i>Miscellaneous.</i> | |
| No. 1,628 : | |
| To balance March 18, 1878..... | 195 26 |
| By credits from roll..... | 30 00 |
| No. 1,734 : | |
| To balance March 18, 1878..... | 351 89 |
| By credits from roll..... | 81 67 |
| No. 1,788½ : | |
| To balance March 18, 1878..... | 1,852 15 |
| No. 1,912 : | |
| To balance March 18, 1878..... | 15 78 |
| To charges abstract No. 19..... | 51 00 |
| By credits from roll..... | 66 78 |
| | 55 20 |
| No. 1,901 : | |
| To balance March 18, 1878..... | 793 78 |
| No. 1,735 : | |
| To balance March 18, 1878..... | 1,543 11 |
| By credits from roll..... | 200 79 |
| No. 1,935 : | |
| To balance March 18, 1878..... | 280 09 |
| By credits from roll..... | 166 48 |
| No. 1,941 : | |
| To balance March 18, 1878..... | 140 10 |
| By credits from roll..... | 90 77 |
| No. 1,939 : | |
| To balance March 18, 1878..... | 212 66 |
| By credits from roll..... | 171 43 |
| No. 1,940 : | |
| To balance March 18, 1878..... | 265 83 |
| By credits from roll..... | 182 00 |
| No. 1,987 : | |
| To charges abstract No. 19..... | 627 00 |
| By credit from Ex. Board..... | 20 00 |
| No. 2,004 : | |
| To charges abstract No. 19..... | 76 50 |
| By credits from roll..... | 56 20 |
| No. 2,000 : | |
| To charges abstract No. 19..... | 386 03 |
| No. 1,999 : | |
| To charges abstract No. 19..... | 620 00 |
| No. 1,990 : | |
| To charges abstract No. 19..... | 1,200 00 |
| No. 1,991 : | |
| To charges abstract No. 19..... | 586 45 |
| No. 1,986 : | |
| To charges abstract No. 19..... | 504 30 |
| No. 1,989 : | |
| To charges abstract No. 19..... | 306 00 |
| No. 1,988 : | |
| To charges abstract No. 19..... | 351 00 |

| | |
|----------------------------------|-------------|
| No. 2,017: | |
| To charges abstract No. 19..... | 34 13 |
| No. 2,013: | |
| To charges abstract No. 19..... | 83 83 |
| No. 2,027: | |
| To charges abstract No. 19..... | 145 00 |
| No. 2,001: | |
| To charges abstract No. 19..... | \$413 91 |
| By credits from Ex. Board..... | 12 25 |
| No. 1,998: | |
| To charges abstract No. 19..... | 150 00 |
| No. 2,011: | |
| To charges abstract No. 19..... | 80 00 |
| No. 2,012: | |
| To charges abstract No. 19..... | 96 50 |
| <i>Improvements.</i> | |
| No. 959: | |
| To balance March 18, 1878..... | \$10,902 64 |
| No. 1,805: | |
| To balance March 18, 1878..... | \$ 491 95 |
| By credits from roll..... | 26 84 |
| No. 1,583: | |
| To balance March 18, 1878..... | 405 61 |
| No. 1,694: | |
| To balance March 18, 1878..... | 254 97 |
| No. 1,739: | |
| To balance March 18, 1878..... | 4,881 58 |
| No. 1,744: | |
| To balance March 18, 1878..... | 461 77 |
| By credits from roll..... | \$ 344 48 |
| No. 1,830: | |
| To balance March 18, 1878..... | 806 86 |
| By credits from roll..... | \$ 1,012 13 |
| No. 1,780: | |
| To balance March 18, 1878..... | 765 53 |
| By credits from roll..... | 246 60 |
| No. 1,821: | |
| To balance March 18, 1878..... | 428 79 |
| By credits from roll..... | \$ 1,159 45 |
| No. 1,813: | |
| To balance March 18, 1878..... | 811 81 |
| By credits from roll..... | \$ 5,702 44 |
| No. 1,822: | |
| To balance March 18, 1878..... | 517 14 |
| By credits from roll..... | \$ 2,104 59 |
| No. 1,826: | |
| To balance March 18, 1878..... | 951 54 |
| By credits from roll..... | \$ 226 08 |
| No. 1,838: | |
| To balance March 18, 1878..... | 164 60 |
| By credits from roll..... | \$ 870 06 |
| No. 1,832: | |
| To balance March 18, 1878..... | 708 08 |
| By credits from roll..... | \$ 146 55 |
| No. 1,849: | |
| To balance March 18, 1878..... | 108 92 |
| By credits from roll..... | \$12,952 78 |
| No. 1,839: | |
| To balance March 18, 1878..... | 4 066 14 |
| To charge to correct error (ch'd | |
| to wrong acct..... | 500 00 |
| By credits from roll..... | \$ 3,822 18 |
| No. 1,879: | |
| To balance March 18, 1878..... | 1,907 81 |
| By credits from roll..... | \$ 2,489 14 |
| No. 1,880: | |
| To balance March 18, 1878..... | 777 47 |
| By credits from roll..... | \$ 1,661 67 |
| No. 1,907: | |
| To balance March 18, 1878..... | 655 32 |
| By credits from roll..... | \$ 4,353 45 |
| No. 1,896: | |
| To balance March 18, 1878..... | 2,986 95 |
| By credits from roll..... | 1 416 50 |

| | |
|--------------------------------------|-------------|
| No. 1,874: | |
| To balance March 18, 1878..... | \$7,710 44 |
| By credits from roll..... | 4,776 76 |
| No. 1,919: | |
| To balance March 18, 1878..... | \$2,230 11 |
| To charges abstract No. 19..... | 1,400 00 |
| No. 1,919: | |
| By credits from roll..... | \$ 8,630 11 |
| No. 1,661: | |
| To balance March 18, 1878..... | \$1,198 08 |
| By credits from roll..... | 376 60 |
| No. 1,795: | |
| To balance March 18, 1878..... | \$ 828 12 |
| To charges abstract No. 19..... | 6 |
| By credits from roll..... | 828 18 |
| No. 1,956: | |
| To balance March 18, 1878..... | \$ 247 49 |
| By credits from roll..... | 173 52 |
| No. 1,814: | |
| To balance March 18, 1878..... | \$9,106 22 |
| By credits from roll..... | 6,662 65 |
| No. 1,958: | |
| To balance March 18, 1878..... | \$6,407 54 |
| By credits from roll..... | 1,468 90 |
| No. 1,961: | |
| To balance March 18, 1878..... | \$ 362 72 |
| By credits from roll..... | 237 56 |
| No. 1,960: | |
| To balance March 18, 1878..... | \$1,853 10 |
| By credits from roll..... | 1,522 04 |
| No. 1,970: | |
| To balance March 18, 1878..... | \$316 29 |
| By credits from roll..... | 177 08 |
| No. 1,971: | |
| To balance March 18, 1878..... | \$611 43 |
| To charges abstract No. 19..... | 388 57 |
| By credits from roll..... | 1,000 00 |
| No. 1,906: | |
| To balance March 18, 1878..... | \$796 11 |
| By credits from roll..... | 632 43 |
| No. 1,974: | |
| To charges abstract No. 19..... | \$8,407 09 |
| By credits from roll..... | 953 94 |
| No. 1,984: | |
| To charges abstract No. 19..... | \$16,643 70 |
| By credits from roll..... | 6,300 34 |
| No. 1,998: | |
| To charges abstract No. 19..... | \$2,695 22 |
| By credits from roll..... | 2,081 51 |
| No. 1,992: | |
| To balance March 18, 1878..... | \$7,279 47 |
| By credits from roll..... | \$1,027 16 |
| No. 2,010: | |
| To balance March 18, 1878..... | \$3,071 00 |
| By credits from roll..... | 4,098 16 |
| No. 2,019: | |
| To balance March 18, 1878..... | \$115 00 |
| By credits from roll..... | 79 00 |
| No. 2,010: | |
| To balance March 18, 1878..... | \$2,083 17 |
| To charges from ordinance 1,992..... | 3,071 00 |
| By credits from roll..... | 5,159 17 |
| No. 1,896: | |
| To balance March 18, 1878..... | \$9,030 06 |
| By credits from roll..... | 5,784 10 |

| | | |
|---------------------------------|------------|----------|
| No. 1,873: | | |
| To balance March 18, 1878..... | \$6,089 71 | |
| By credits from roll..... | 3,548 41 | 2,551 80 |
| No. 2,089: | | |
| To charges abstract No. 19..... | | 19 08 |

STATEMENT

Of Accounts Showing Credit Balances on Assessment Ledger.

| | | |
|--|----------|-------|
| Sewers. | | |
| No. 1,791: | | |
| By balance March 18, 1878..... | \$12 55 | |
| Walks. | | |
| No. 1,779: | | |
| By balance March 18, 1878..... | \$ 6 78 | |
| By credit from roll..... | 14 85 | |
| By credit from erroneous assessment..... | 43 23 | 64 86 |
| No. 1,697½: | | |
| By credits from roll..... | \$283 35 | |
| To balance March 18, 1878..... | 156 28 | 77 07 |
| Improvements. | | |
| No. 1,811: | | |
| By credits from roll..... | \$288 75 | |
| To balance March 18, 1878..... | 217 31 | 66 44 |
| No. 1,856: | | |
| By credits from roll..... | \$560 67 | |
| To balance March 18, 1878..... | 551 08 | 9 64 |

See abstract No. 19 for any vouchers paid and charged to accounts on Assessment Ledger which have been closed during the year and do not appear upon balance sheet.

STATEMENT

Of the Bonded Debt of the City of Rochester March 19, 1879.

The \$5,500 enumerated in last report as due in 1879 have matured previous to this date and have been paid abstract No. 18.

| | | |
|---|------------|-------------|
| Due 1880: | | |
| Genesee Valley Railroad loan, re-issue..... | \$4,000 00 | |
| Arsenal site loan..... | 1,500 00 | |
| Relief of soldiers' families loan..... | 20,000 00 | \$25,500 00 |
| Due 1881: | | |
| Genesee Valley Railroad loan, re-issue..... | \$4,000 00 | |
| Arsenal site loan..... | 1,800 00 | |
| Steam fire engines loan..... | 7,000 00 | |
| Relief of soldiers' families loan..... | 20,000 00 | 32,550 00 |
| Due 1882: | | |
| Genesee Valley Railroad loan, re-issue..... | \$4,000 00 | |
| Arsenal site loan..... | 1,186 13 | |
| Steam fire engines loan..... | 12,850 00 | |
| Floating debt loan..... | 51,000 00 | |
| Main street widening loan..... | 25,000 00 | |
| Clarissa street bridge loan..... | 15,000 00 | 109,136 13 |
| Due 1883: | | |
| Genesee Valley Railroad loan, re-issue..... | \$4,000 00 | |
| Arsenal site loan..... | 1,000 00 | |
| Monroe avenue cemetery loan..... | 5,000 00 | |
| Monroe avenue school loan..... | 15,000 00 | 25,000 00 |
| Due 1884: | | |
| Genesee Valley RR. loan re-issue..... | \$4,000 00 | |
| Arsenal site loan..... | 1,000 00 | |
| Deficiency loan..... | 50,000 00 | |
| Free Academy site loan..... | 15,000 00 | 70,000 00 |
| Due 1885: | | |
| Genesee Valley RR. loan re-issue..... | \$4,000 00 | |
| Arsenal site loan..... | 1,000 00 | |
| Floating debt loan account of bounty loan 1864..... | 30,000 00 | 35,000 00 |
| Due 1886: | | |
| Genesee Valley RR. loan re-issue..... | \$4,000 00 | |
| Arsenal site loan..... | 1,000 00 | |
| Floating debt loan account of flood damages..... | 31,000 00 | 35,000 00 |

| | | |
|---|--------------|----------------|
| Due 1887: | | |
| Genesee Valley RR. loan re-issue..... | \$4,000 00 | |
| Arsenal site loan..... | 1,000 00 | |
| Free Academy building loan..... | 50,000 00 | 55,000 00 |
| Due 1888: | | |
| Genesee Valley RR. loan re-issue..... | \$4,000 00 | |
| Arsenal site loan..... | 1,000 00 | |
| Floating debt loan, 1868, '69 and '70 re-issue..... | 50,000 00 | 55,000 00 |
| Due 1889: | | |
| Genesee Valley RR. loan re-issue..... | \$4,000 00 | |
| Arsenal site loan..... | 1,000 00 | |
| Floating debt loan 1868, '69 and '70 re-issue..... | 50,000 00 | 55,000 00 |
| Due 1890: | | |
| Genesee Valley RR. loan re-issue..... | \$4,000 00 | |
| Arsenal site loan..... | 1,000 00 | |
| Floating debt loan 1868, '69 and '70 re issue..... | 50,000 00 | 55,000 00 |
| Due 1891: | | |
| Genesee Valley RR. loan re-issue..... | \$4,000 00 | |
| Arsenal site loan..... | 1,000 00 | 5,000 00 |
| Due 1892: | | |
| Genesee Valley RR. loan re issue..... | \$4,000 00 | |
| Arsenal site loan..... | 1,000 00 | 5,000 00 |
| Due 1893: | | |
| Genesee Valley RR. loan re-issue..... | \$4,000 00 | |
| R. & S. L. RR. loan..... | 600,000 00 | |
| R. N. & P. RR. loan..... | 150,000 00 | 754,000 00 |
| Due 1894: | | |
| Genesee Valley RR. loan re-issue..... | | 4,000 00 |
| Due 1895: | | |
| Genesee Valley RR. loan re-issue..... | | 4,000 00 |
| Due 1896: | | |
| Genesee Valley RR. loan re-issue..... | \$4,000 00 | |
| No. 5 School loan..... | 20,000 00 | 24,000 00 |
| Due 1897: | | |
| Genesee Valley RR. loan re-issue..... | \$4,000 00 | |
| Free Academy building loan..... | 75,000 00 | 79,000 00 |
| Due 1898: | | |
| Genesee Valley RR. loan re-issue..... | | 4,000 00 |
| Due 1899: | | |
| Genesee Valley RR. loan re-issue..... | | 4,000 00 |
| Due 1900: | | |
| Genesee Valley RR. loan re-issue..... | | 4,000 00 |
| Due 1901: | | |
| Genesee Valley RR. loan re-issue..... | | 4,000 00 |
| Due 1902: | | |
| Genesee Valley RR. loan re-issue..... | \$4,000 00 | |
| City Hall Commissioners loan..... | 385,000 00 | 389,000 00 |
| Due 1903: | | |
| Genesee Valley RR. loan re-issue..... | \$72,600 00 | |
| Water Works loan..... | 3,182,000 00 | 3,254,600 00 |
| Due 1905: | | |
| Funding loan 1875..... | | 410,000 00 |
| Total debt..... | | \$5,446,186 13 |

Recapitulation by Loans.

| | |
|---------------------------------------|----------------|
| Genesee Valley RR. loan re-issue..... | \$164,000 00 |
| R. & S. L. RR. loan..... | 600,000 00 |
| R. N. & P. RR. .. | 150,000 00 |
| Arsenal site .. | 14,186 13 |
| Floating debt .. | 261,000 00 |
| Clarissa street bridge loan..... | 15,000 00 |
| Main street widening .. | 25,000 00 |
| Steam fire engines .. | 20,000 00 |
| Relief of soldiers families loan..... | 40,000 00 |
| Monroe avenue cemetery .. | 5,000 00 |
| .. school .. | 15,000 00 |
| City Hall Commissioners' .. | 385,000 00 |
| Free Academy site loan..... | 15,000 00 |
| .. building loan .. | 125,000 00 |
| Deficiency loan..... | 50,000 00 |
| Water Works loan..... | 3,182,000 00 |
| Funding loan 1875..... | 410,000 00 |
| No. 5 school loan..... | 20,000 00 |
| | \$5,446,186 13 |

Genesee Valley RR. loan is provided for by excess of receipts from lease to the N. Y. L. R. & W. RR. after interest on the loan is paid.

Arsenal site loan is provided for by \$1,500 received annually from the County of Monroe for the rent of Arsenal. I understand a bill is now before the Legislature to release the County from this payment. If this is so and the bill should pass, hereafter these Bonds must be provided for in the tax levy of each year.

SCHEDULE

Of Property owned by the City and held by Treasurer.

| | |
|---|--------------|
| 100 R. N. & P. RR. first mortgage bonds at \$1,000, and unpaid coupons..... | \$100,000 00 |
| 50 R. N. & P. RR. second mortgage bonds, and unpaid coupons..... | 50,00 00 |
| H. A. Taylor's contract to deliver \$600,000 R. & S. L. RR. stock..... | 600,010 00 |
| Certificate of 3,000 shares of G. V. RR stock at \$100 each..... | 300,000 00 |
| Two mortgages on Front street property taken as part of purchase money..... | 7,093 87 |
| To this amount can be added the accrued interest on said mortgages. | |

REPORT OF TREASURER

As Treasurer of the Commissioners of Mt. Hope Cemetery.

| | |
|-----------------------------------|-------------|
| Trial Balance, March 19th, 1879 : | |
| Debits. | |
| Cash | \$14,874 43 |
| Credits. | |
| General fund..... | \$616 96 |
| Bonds and mortgages..... | 5,000 00 |
| Repair and sinking fund..... | 5,151 47 |
| Perpetual contracts..... | 4,106 00 |
| | <hr/> |
| | \$14,874 43 |

STATEMENT

Of Accounts showing Debit Balances on Trial Balance.

Cash.
To amount on deposit in Mechanics Savings Bank belonging in the several funds as follows :

| | |
|------------------------------|-------------|
| General fund..... | \$ 5,616 96 |
| Repair and sinking fund..... | 5,151 47 |
| Perpetual contracts..... | 4,106 00 |
| | <hr/> |
| | \$14,874 43 |

STATEMENT

Of Accounts showing Credit Balances on Trial Balance

| | |
|--|-------------|
| General Fund. | |
| By 90 per cent. of gross receipts paid in by Supt..... | \$16,304 57 |
| By part of interest on bank ac't. | 54 04 |
| | <hr/> |
| | \$16,358 61 |
| To balance March 18th, 1878, as per last report..... | \$3,986 85 |
| To charges as per vouchers rendered herewith..... | 11,754 80 |
| | <hr/> |
| | \$15,741 65 |

616 96

This fund is charged with the amount credited to account of bonds and mortgages and as will be seen by reference to cash statement in the debit balances has the funds to pay same when due, in excess of its apparent credit balance.

| | |
|--|----------|
| Bond and Mortgages : | |
| By balance March 18th, 1878..... | 5,000 00 |
| Wolcott mortgage as shown in last report and referred to in statement of general fund. | |

| | |
|---|------------|
| Repair and Sinking Fund : | |
| By balance March 18th, 1878..... | \$3,492 84 |
| By ten per cent. of gross receipts paid in by Supt..... | 1,811 55 |
| By part of interest on bank ac't. | 197 08 |
| | <hr/> |
| | \$5,501 47 |

| | |
|---|----------|
| To interest on bond and mortgage as per vouchers rendered herewith..... | 850 00 |
| | <hr/> |
| | 5,151 47 |

| | |
|--|------------|
| Perpetual Contracts : | |
| By balance March 18th, 1873..... | \$3,778 64 |
| By amounts received from sundry persons for contracts..... | 440 00 |
| By part of interest on bank ac't. | 191 26 |
| | <hr/> |
| | \$4,409 90 |

| | |
|---|--------|
| To interest paid to Supt. to expend on lots as provided in contracts. | 303 90 |
| | <hr/> |
| | 4,106 |

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| “ “ persons to redeem property .. | 108 |
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| “ “ qualified | 130 |
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| “ local Imp. assess't | 122 |
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| Barry, Mary permission granted | 42 |
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| | |
|--|--------------------|
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| “ “ indef. postponed .. | 106 |
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| Benton, E. F. license granted | 115 |
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| Beck, Frederick damages against the city | 179 |
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| Billiard tables license to be reduced .. | 102 |
| “ “ on | 141, 109 |
| Bishop, J. H. permission granted | 159 |
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| “ permission granted | 208 |
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| “ “ [116, 133, 158, 177 | |
| “ “ receives contract | 61 |
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